

REGULAR CITY COMMISSION MEETING

COMMISSION CHAMBERS - CITY HALL

234 South US Hwy 1

Oak Hill, FL 32759

386-345-3522

NOVEMBER 22, 2010

6:00 P.M.

Minutes

A. OPENING

1. Invocation
2. Pledge of Allegiance
3. Roll Call

Commissioner Ron Engele, Present; Mayor Darla A. Lauer, Present; Vice Mayor Mary Lee Cook, Present; Commissioner Kathy Bittle, Present; Commissioner Linda Hyatt, Present.

B. CITY ADMINISTRATION REPORTS

1. **Update on Burns Science and Technology Charter School, Inc.
(Dana Thompson)**

Dana Thompson reported on the status of the charter school and requested that everyone stop talking negative of the city and look at the good we all have done for this city. Dana stated that the Community Trust has raised funds through grants, volunteers and businesses to help in some of the work that needs to be done to open as a charter school. She hopes that the school would be ready to open in August 2011.

C. CITIZEN PARTICIPATION (Non-agenda – 15 Minutes)

There was no public comment or questions

D. CITY ATTORNEY NON-AGENDA ITEMS (Scott Simpson)

Not present - no report.

E. POLICE DEPARTMENT RELATED ITEMS (Chief Young)

1. **Motion to Approve the Purchase of New Police Cruiser in the
Amount of \$21,000.00**

Chief Young reported on the Police Department Click It or Ticket program and informed the commission that she has graduated from Police Chief training. Chief Young explain the mileage on the current police cars and that the city had a plan to purchase a new car every other year. Mr. Richard Taylor asked if the commission would look into not getting a new car but putting lights on the Chief's car. Commissioner Engele would like to see the blue book value on the car to see if it could be better to sell it.

Mayor Lauer passed the gavel to Vice Mayor Cook. A motion was made by Mayor Lauer to allow the purchase of the new car and seconded by Vice Mayor Cook. The motion carried 5-0 with voting as follows: Commissioner Hyatt, Yes; Mayor Lauer, Yes; Vice Mayor Cook, Yes; Commissioner Bittle, Yes; Commissioner Engele, Yes.

F. CITY PLANNER ITEMS (Montye Beamer)

No report.

G. CONSENT AGENDA

- 1. Approval of the Bills and Paid Interim Bills for November 22, 2010**
- 2. Approval of November 8, 2010 Regular Meeting Minutes**

Vice Mayor Cook made a motion to accept the consent agenda items 1 and 2 with correction to the minutes where voting is recorded. Seconded by Commissioner Kathy Bittle. Motion passed by consensus.

H. CDBG BUSINESS

- 1. Selection Committee Recommendation for CDBG Small Cities Grant Administration Services (City Clerk)**

Due to a question on advertising this item was tabled until the next meeting.

I. OLD BUSINESS

ORDINANCE NO. 2010-11; SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY OF OAK HILL, VOLUSIA COUNTY, FLORIDA REPEALING ORDINANCE NO. 2010-08 FOR IRREGULARITIES; ANNEXING BY VOLUNTARY PETITION PROPERTY LOCATED AT 129 CANAL AVENUE CONTIGUOUS TO THE CITY OF OAK HILL; REDEFINING BOUNDARIES OF THE CITY OF OAK HILL TO INCLUDE SAID PROPERTY; DIRECTING THE CITY CLERK TO FILE THE ORDINANCE WITH

THE CLERK OF THE CIRCUIT COURT, WITH THE CHIEF ADMINISTRATIVE OFFICER OF VOLUSIA COUNTY AND WITH THE DEPARTMENT OF STATE; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (Attorney Simpson)

Laura Goodearly read Ordinance No. 2010-11 by title. **A motion was made by Commissioner Hyatt and seconded by Commissioner Bittle to adopt Ordinance No. 2010-11 at second reading. The motion carried 5-0 voting as follows: Commissioner Hyatt, Yes; Mayor Lauer, Yes; Vice Mayor Cook, Yes; Commissioner Bittle, Yes; Commissioner Engele, Yes.**

ORDINANCE NO. 2010-12; SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY OF OAK HILL VOLUSIA COUNTY, FLORIDA AMENDING SECTION 2-231 (CREATED). AND SECTION 2-233(APPOINTMENT; TERM OF OFFICE; VACANCIES; CHAIRMAN.) TO ALLOW FOR ALTERNATE MEMBERS TO THE PERSONNEL BOARD; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (Attorney Simpson)

Laura Goodearly Read the Ordinance No. 2010-12 by title. **A motion was made by Commissioner Hyatt and seconded by Commissioner Engele to adopt Ordinance No. 2010-12 at second and final reading. The motion carried 5-0 voting as follows: Commissioner Hyatt, Yes; Mayor Lauer, Yes; Vice Mayor Cook, Yes; Commissioner Bittle, Yes; Commissioner Engele, Yes.**

Review of Selection of Special Magistrate. (Vice Mayor Cook)

Vice Mayor Cook asked that this item be tabled so she could consult with Attorney Scott Simpson.

J. NEW BUSINESS

1. Volusia Council of Government (VCOG) City Representative Appointment (City Clerk)

Laura Goodearly informed the commission that Volusia Council of Government was aware that the City held its Commission Meetings on the same day as VCOG Meetings and it was acceptable if no one from Oak Hill could attend the meetings. The Mayor asked that a read file be set up so it can be posted to all the Commissioners.

2. Oak Hill Seafood Cooperative Proposal Waterfront Management Agency. (City Clerk)

Susan Cook asked the Commission to work on getting the waterfront committee up and running because they are looking to purchase property on the waterfront and extending the Oak Hill Pier. This would help the Seafood Coop and create jobs here in Oak Hill.

3. Approval of Annual Donation to the Community Trust Christmas Parade Fund in the Amount of \$800.00

A motion was made by Vice Mayor Cook to give Community Trust \$800.00 for the Christmas Parade Fund. The motion was seconded by Commissioner Hyatt. The motion carried 4-0 voting as follows: Commissioner Hyatt, Yes; Mayor Lauer, Yes; Vice Mayor Cook, Yes; Commissioner Bittle, Abstain; Commissioner Engele, Yes.

4. RESOLUTION NO. 2010-26; A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAK HILL, FLORIDA, PERTAINING TO FLORIDA SENATE BILL 550; ENCOURAGING THE VOLUSIA COUNTY LEGISLATIVE DELEGATION TO TAKE THE STEPS NECESSARY TO REPEAL THE AMENDMENTS TO SECTIONS 381.0065, 381.00656 AND 381.0066, FLORIDA STATUTES, ADOPTED BY SENATE BILL 550; PROVIDING FOR AN EFFECTIVE DATE.(City Clerk)

Laura Goodearly read Resolution No. 2010-26 by title. A motion was made by Vice Mayor Cook and seconded by Commissioner Hyatt to approve Resolution No. 2010-26. The motion carried 5-0 voting as follows: Commissioner Hyatt, Yes; Mayor Lauer, Yes; Vice Mayor Cook, Yes; Commissioner Bittle, Yes; Commissioner Engele, Yes.

5. ORDINANCE NO. 2010-13; FIRST READING OF AN ORDINANCE OF THE CITY OF OAK HILL, VOLUSIA COUNTY, FLORIDA ESTABLISHING SECTION 24-506 (FARM PONDS) OF CHAPTER 24 (LAND DEVELOPMENT REGULATIONS) OF THE CITY OF OAK HILL CODE OF ORDINANCES IN ITS ENTIRETY; PROVIDING FOR CONFLITING PROVISIONS, SEVERABILITY AND APPLICABILITY; PROVIDING FOR CODIFICATION AND AN EFFECTIVE DATE. (City Clerk)

Laura Goodearly read the Ordinance No. 2010-13 by title. **A motion was made by Commissioner Hyatt and seconded by Vice Mayor Cook to approve first reading of Ordinance No. 2010-13. The motion carried 5-0 voting as follows: Commissioner Hyatt, Yes; Mayor Lauer, Yes; Vice Mayor Cook, Yes; Commissioner Bittle, Yes; Commissioner Engele, Yes.**

K. BOARDS & COMMITTEES

EZDA (Enterprise Zone Development Agency)
Economic Development Board
Waterfront Committee
PLDRC (Planning & Land Development Regulation Commission)
Parks and Recreational Advisory Board
Historical Preservation Board
Grant Committee

L. COMMENTS/CONCERNS FROM COMMISSION MEMBERS

Commissioner Engele reported that the County Commissioner purchased a hog from the county fair to help our community outreach center.

Commissioner Engele would also like to find people who would like to serve on the City's Economic Development Board.

Commissioner Bittle stated a delay in the parks grant due to gopher turtles. The fence at Chung Park needs to be put up and she will try to find volunteers. The Commission feels that we have three workers that could put the fence up. Commissioner Engele stated that he looked at the fence and feels that only the panels need to be replaced and will discuss this with Public Works.

Mayor Lauer was concerned about John Tylutki's return to work on light duty. The Mayor asked what his job duties were; Chief Young stated that he was working on the police cars such as changing the oil and fixing a window and siren. The Commissions' concerns were that there are no light duties for him to do and not enough work for him in an eight hour day. The Commission asked that Commissioner Engele meet with the City Clerk and have a list made up of what duties he is doing for eight hours and have his doctor approve him for that work. If anyone is out on leave before they come back to work the Commission must be informed.

Commissioner Hyatt reported on the golf tournament and looking for sponsors for holes.

M. ADJOURNMENT

There being no further business the meeting adjourned at 7:30pm

DARLA A. LAUER/MAYOR

ATTEST:

LAURA GOODEARLY, DEPUTY CITY CLERK

APPROVED FOR LEGALITY AND FORM:

SCOTT E. SIMPSON, CITY ATTORNEY