



## CITY OF OAK HILL

### REGULAR CITY COMMISSION MEETING

#### COMMISSION CHAMBERS - CITY HALL

234 South US Hwy 1

Oak Hill, FL 32759

386-345-3522

DECEMBER 13, 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. PRESENTATION – Community Redevelopment, Tony Otte, CRA Director, New Smyrna Beach

Mr. Tony Otte explained what the CRA (Community Redevelopment Agency) is all about and handed out information on CRA and how they work. The CRA is responsible for developing and implementing the Community Redevelopment Plan that addresses the unique needs of the targeted area. Projects are organized together with the city and the county. The funding is through tax increment financing. The Commissioner asked that this item be brought back on the 2<sup>nd</sup> meeting in January.

#### C. CITY ADMINISTRATION REPORTS

1. Selection Committee Recommendation Re: Grant Administrator for CDBG Small Cities Grant.

The City Planner, Montye Beamer, explained that the selection committee met and reviewed the ranking of the two submittals and Jordan & Associates had the most points. The selection committee requests that the City Commission approve the selection of Jordan & Associates so that the contract negotiation moves forward. **A motion was made by Commissioner Ron Engele and seconded by Commissioner Linda Hyatt to approve the selection committee's recommendation and move forward with a contract for CDBG Small Cities Grant. The motion carried 5-0 with voting as follows: Commissioner Engele, Yes; Mayor Lauer, Yes; Vice Mayor Cook, Yes; Commissioner Bittle, Yes; Commissioner Hyatt, Yes.**

2. Update on CDBG Mary DeWees Park Environmental Issue.

The City Planner Montye Beamer explained that Gopher Tortoises have been found where the construction is to take place at Mary Dewees Park. Montye Beamer explained that the city has two choices, pay the \$2,680.00 to Dredging & Marine

Consultants (DMC) or put up a silt fence and hope that Florida Wildlife Commission does not find a turtle that has to be relocated. Attorney Scott Simpson stated that the city's purchasing policy states that we would need two additional bids from candidates that are certified by the state and then choose the lowest bidder. **motion was made by Commissioner Ron Engele and seconded by Commissioner Linda Hyatt to allow Commissioner Kathy Bittle to get two bids and pick the person who she felt could do the job without going over the first bid of \$\$2,680.00 and inform the commission on her choice so that the project can move forward. The motion carried 5-0 with voting as follows: Commissioner Engele, Yes; Mayor Lauer, Yes; Vice Mayor Cook, Yes; Commissioner Bittle, Yes; Commissioner Hyatt, Yes.**

3. Report on 3<sup>rd</sup> Annual Angel Party.

Moved to Police Department Related Items

**D. CITIZEN PARTICIPATION (Non-agenda – 15 Minutes)**

None

**E. CITY ATTORNEY NON-AGENDA ITEMS (Scott Simpson)**

No reports

**F. POLICE DEPARTMENT RELATED ITEMS (Chief Young)**

1. Report on Annual Christmas Drive.

Chief Young stated that the Angel Party had raised \$2,500.00 this year. She has sent one of the new officers to training and both new officers are doing well. Officer Greg Gfell has started to take his vacation to use the hours the Commission allowed him to carry over for six months. Arrests are up from 7 to 17. The department has earned a lot of points for the DUI Challenge that a city police department could win up to \$4,000.00 and get a new video for one of the police cars. Mayor Lauer honored Mr. Littrell with the trophy that the city received for first place in the Christmas parade for the float that he put together for the city.

**G. CITY PLANNER ITEMS (Montye Beamer)**

1. Off-Site Signage Ordinance Recommendation.

The City Planner, Montye Beamer, explained that the Commission asked that the Planning & Land Development Regulating Commission (PLDRC) look at the city off site signage. The PLDRC had asked Laura Goodearly to check with other cities and see what they do. The cities of Ponce Inlet and Melbourne have stopped doing the offsite signage. Montye Beamer had pointed out the truck that is parked in a vacant lot with advertisement on it and a local restaurant also having posted signs in the city. These items are some of the things Commission must think about when having off site signage. (However if the Commission feels that the city should not allow the offsite signage this would leave it up to the agency that deal with items like the bus

stops advertisements and bill boards.) The commission decided that the city should not have off site signage and ask that Montye Beamer write up an ordinance and take it to the PLDRC. The motion carried by consensus

## **H. CONSENT AGENDA**

1. Approval of the Bills and Paid Interim Bills for December 12, 2010.
2. Approval of November 22, 2010 Regular Meeting Minutes.

Minutes were tabled for approval at the next meeting with requested changes.

A motion was made by Mayor Lauer and seconded by Commissioner Hyatt to approve Consent Agenda Item 1. The motion carried 5-0 with voting as follows: Commissioner Engle, Yes; Mayor Lauer, Yes; Vice Mayor Cook, Yes; Commissioner Bittle, Yes. Commissioner Hyatt, Yes.

## **I. OLD BUSINESS**

1. **ORDINANCE NO. 2010-13; SECOND AND FINAL 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. (Attorney Simpson)**

The City Attorney Scott Simpson read Ordinance No. 2010-13 by title. Mayor Lauer passed the gavel to Vice Mayor Cook. A motion was made by Mayor Lauer and seconded by Commissioner Hyatt to adopt Ordinance No. 2010-13 at second and final reading. The motion carried 5-0 with voting as follows: Commissioner Engle, Yes; Mayor Lauer, Yes; Vice Mayor Cook, Yes; Commissioner Bittle, Yes; Commissioner Hyatt, Yes.

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

Vice Mayor Cook stated that that the Commission should move forward with their choice for Special Magistrate and have a Resolution drawn up to reflect the rate of pay.

## **J. NEW BUSINESS**

1. Renewal of Animal Services Contract for 2011 with Southeast Volusia Humane Society. (City Clerk)

The Deputy City Clerk Goodearly explained that we are paying \$80 for each animal that is turned in at the humane society. We are currently getting bills with no addresses and requesting that they should not be paid unless an address is stated on the bill. The Commission asked that we talk to Jack Corder and Donna Well Wagner at the City of Edgewater and bring this back at the first meeting in January.

**2. RESOLUTION NO. 2010-27; A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF OAK HILL AND THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE MAINTENANCE OF STATE ROAD RIGHTS-OF-WAY BY THE CITY; SETTING FORTH AN EFFECTIVE DATE.** (Commissioner Engele)

The City Attorney, Scott Simpson, read Resolution No. 2010-27 by title. Commissioner Engele stated that we are going to do more work and receive an increase of \$13,000.00 making it \$39,000.00 a year. A motion was made by Commissioner Engele and seconded by Vice Mayor Cook to adopt Resolution No. 2010-27 at first and final reading. The motion carried 5-0 with voting as follows: Commissioner Engele, Yes; Mayor Lauer, Yes; Vice Mayor Cook, Yes; Commissioner Bittle, Yes; Commissioner Hyatt, Yes.

**3. RESOLUTION NO. 2010-28; A RESOLUTION OF THE CITY OF OAK HILL, VOLUSIA COUNTY, FLORIDA, RELATED TO THE LET'S MOVE CAMPAIGN.** (Mayor Lauer)

The City Attorney, Scott Simpson, read Resolution No. 2010-28 by title. Mayor Lauer stated that this was about obesity in children and since the school will be opening it would be a good idea to support it. A motion was made by Mayor Lauer and seconded by Commissioner Hyatt to adopt Resolution No. 2010-28 at first and final reading. The motion carried 5-0 with voting as follows: Commissioner Engele, Yes; Mayor Lauer, Yes; Vice Mayor Cook, Yes; Commissioner Bittle, Yes; Commissioner Hyatt, Yes.

**4. Sister City Information.** (Mayor Lauer)

Mayor Lauer went to Helen Georgia and liked the idea of having a sister city. A Sister City is about two cities that are similar, and they lean on each other when they need information. She asked that the City Clerk get more information on this and shop for our sister city.

**5. Cancelling of December 27, 2010 Regular City Commission Meeting.**

The motion carried by consensus

**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

No Reports

**L. COMMENTS/CONCERNS FROM COMMISSION MEMBERS**

Commissioner Bittle was concerned about the fire service policy where staff is asked to assist with patient care at a citizen request. Then a fire engine traveled to Bert Fish Hospital to retrieve the firefighter who rode in with the EMS unit. She feels that this leaves the city without the proper support if a fire was to start in the city. They would like the City Clerk to get a copy of the transcripts and give them to Joie Alexander.

The rest of the commissioners wished everyone a Merry Christmas and a Happy New Year.

**M. ADJOURNMENT**

**B. There being no further business, the meeting adjourned at 7:27 p.m.**

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DARLA A. LAUER/MAYOR

**ATTEST:**

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LAURA GOODEARLY, DEPUTY CITY CLERK

**APPROVED FOR LEGALITY AND FORM:**

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SCOTT E. SIMPSON, CITY ATTORNEY

Note: In accordance with Resolution 2006-17, a three (3) minute time limitation per speaker will be imposed. A speaker may address the Commission for a maximum of three (3) minutes during the Public Participation portion of the meeting, and for a maximum of three (3) minutes during any specific Agenda topic. Pursuant to Florida Statute 166.041 (3) (A), if an individual decides to appeal any decision made with respect to any matter considered at a meeting or hearing, that individual will need a record of the proceedings and will need to ensure that a verbatim record of the proceedings is made.