



REGULAR CITY COMMISSION MEETING

COMMISSION CHAMBERS - CITY HALL

234 South US Hwy 1

Oak Hill, FL 32759

386-345-3522

March 11, 2013

6:00 P.M.

MINUTES

A. OPENING

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

Present at Roll Call: Mayor Douglas Gibson, Vice Mayor Jeff Bracy, Commissioners Kathy Bittle, Robert Livingston and Ron Engele.

B. PRESENTATION – Florida Rural Waters Association (SKYPE)- Sterling Carroll

Mr. Carroll appeared via SKYPE and stated to the Commission that Florida Rural Waters Association will be looking at all options for the City in regards to the feasibility study for water. He asked the Commission what their objective is in bringing water into Oak Hill, and is there any area they feel should be priority.

Commissioner Engele stated the Commission is concerned with US Highway 1 being the first phase.

Mr. Carroll stated he will compile an email to the City Clerk summarizing this meeting and request any additional materials he may need. He is optimistic that a draft of the feasibility study will be done in 6 – 8 weeks.

C. CITY ADMINISTRATION REPORTS

1. Voluntary Annexation

The City Clerk explained that she has a few properties that are looking into annexing into the City; in the past there has been various amounts charged to the property owner in regards to the fees. The City Clerk recommended that the City waive all fees as it benefits the City to annex new properties.

The Commission discussed the issue of advertising as at this time it is extremely expensive.

Mike Arman, Magda Lane, stated the Post Office will give a discounted rate if you mail to one zip code; that may be an alternative to advertising in the newspaper.

Bonnie Davis, Gary Avenue, inquired how long would it take for the City to recoup the costs from the properties that are annexed.

Mayor Gibson stated it take up to two years to recoup the cost.

Vice Mayor Bracy made a motion, seconded by Commissioner Livingston, to waive all fees associated to Voluntary Annexation. Roll Call Vote: Mayor Gibson, Yes; Vice Mayor Bracy, Yes; Commissioner Engele, Yes; Commissioner Livingston, Yes; Commissioner Bittle, Yes. The motion carried, 5-0.

D. CITY ATTORNEY NON-AGENDA ITEMS (Scott Simpson) - NONE

E. POLICE DEPARTMENT RELATED ITEMS (Captain Summers) - NONE

F. CITY PLANNER ITEMS (Montye Beamer) - NONE

G. CONSENT AGENDA

1. Approval of the Bills and Paid Interim Bills for March 11, 2013
2. Approval of February 25, 2013 Regular Meeting Minutes

Commissioner Livingston made a motion, seconded by Commissioner Bittle, to approve the Consent Agenda. Roll Call Vote: Mayor Gibson, Yes; Vice Mayor Bracy, Yes; Commissioner Engele, Yes; Commissioner Livingston, Yes; Commissioner Bittle, Yes. The motion carried, 5-0.

H. OLD BUSINESS

1. Public Works Building

Commissioner Engele suggested the Commission walk the area behind City Hall; then make a decision where the Public Works Building will be located.

After some discussion the Commission agreed to a Workshop at 5:30 on March 25, 2013 and walk the property together.

2. Entrance to the City Signage

Commissioner Engele would like a concept drawing with possible sizes of a sign for the entrance into the City; then he would be able to approach Florida Department of Transportation to seek their approval and suggested placement.

I. NEW BUSINESS

1. Regulating the types of businesses moving to Oak Hill

Commissioner Livingston stated he had been approached by citizens and they are concerned about certain businesses coming into the City. The citizens would like to prevent any type of gambling establishments, adult book stores or tattoo parlors.

Commissioner Engele stated that the City cannot prohibit such businesses; the City may only regulate which zoning areas of the City that would allow such businesses. He then cited a recent lawsuit between a business owner and a municipality, in which the business owner contested a ban on his type of business and he won his case. He went on to explain certain businesses are protected under the 1st Amendment and cannot be prohibited.

T. Gray Ames, Randle Avenue, stated she owned a few Internet Cafes in various areas and went on to explain how each area handles regulations differently.

Bill Ames, Randle Avenue, stated the municipality uses a variety of avenues in regulating certain businesses, from licensing and fees to zoning requirements. He also stated he has participated in lawsuits in which he has challenged the municipality's ability to ban his businesses and he was successful in proving his case. He urged the Commission to handle this situation carefully and went on to state he did not see any businesses knocking down Oak Hill's door right now.

After further discussion from the Commission, the City Clerk was directed to request the City Attorney's opinion on regulating certain businesses.

J. 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

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

Ken Robinson, North Gaines Street, would like the Commission to consider allowing golf carts on the roadways of Oak Hill.

Lieutenant Morgan stated a couple of Cities have allowed the use of golf carts that have certain equipment required by FDOT, such as lights and seatbelts. The carts are also restricted to certain streets.

After some discussion the Commission agreed to place this on the next agenda.

L. COMMENTS/CONCERNS FROM COMMISSION MEMBERS

Commissioner Livingston stated there is concern with the placement of the School Zone sign on East Halifax and suggested it be moved also the crosswalk painted on the street needs to be repainted. He also said the speed limit on West Halifax does not have a school zone speed limit posted.

Commissioner Bittle reminded the Commission the cameras at Mary Dewees Park were on loan from the Sheriff's Department and the City needs to begin to look for a system of its own, as having the cameras has already resulted in solving two separate vandalism cases.

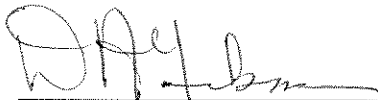
Commissioner Engele stated he would like to put the subject of fire hydrants in Indian Harbor Estates on the next agenda.

Commissioner Engele invited anyone willing to help clean up the Saints and Sinners cemetery to please meet him there at 8 AM Saturday morning.

Commissioner Engele went on to say he would like to discuss the Future Land Use Map at the next Commission meeting.

Commissioner Bittle stated she would like to see the City have a city-wide clean-up this spring.

M. ADJOURNMENT – 7:45PM



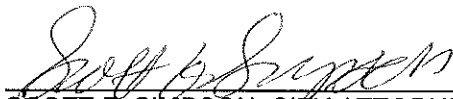
DOUGLAS GIBSON, MAYOR

ATTEST:



KOHN EVANS, CITY CLERK/ADMINISTRATOR

APPROVED FOR LEGALITY AND FORM:



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.