

**VOLUSIA COUNTY HISTORIC PRESERVATION BOARD  
MINUTES OF MEETING HELD**



**January 27, 2009**

**CALL TO ORDER:**

Chair Wagner called the meeting of the Volusia County Historic Preservation Board to order at 3:30 P.M. on January 27, 2009 in the County Council Chambers at the Thomas C. Kelly Administration Center in DeLand.

**ROLL CALL:**

Upon roll call the following Members answered present to wit:

John Wagner, Chair  
Riley Nutt, Vice Chair (arrived after roll-call)  
Jon Benn  
Priscilla Cardwell, Secretary  
Sid Corhern (arrived after roll-call)  
Bill Fraser  
Gary Meadows  
Dot Moore  
Mark Shuttleworth (arrived after roll-call)

**MEMBER(S) ABSENT:** - None

Chair Wagner declared a quorum was present.

**STAFF PRESENT:**

Julie Adams Scofield, Historic Preservation Officer  
Michael Dyer, Assistant County Attorney, Staff Counsel  
Mike Fincher, Cultural Coordinator, Recording Secretary

**GUEST(S) PRESENT:**

Harold Cardwell, Sr., Kathleen Prevatt, Bob King

**APPROVAL OF MINUTES:** - November 18, 2008 Regular Meeting

Member Moore made a **MOTION** *“To approve the minutes of November 18, 2008 as presented.”* Member Meadows seconded the motion. The motion carried unanimously.

**PUBLIC HEARING: (Continued to May Meeting at Applicant's Request)**

A-09-01 Application by owner for a Certificate of Appropriateness for demolition of the Bob White Citrus Packing House National Register Historic District consisting of multiple historic structures located at 5707 Lake Winona Road, DeLeon Springs.

Mr. Dyer explained the process for quasi-judicial hearings and advised that it would be inappropriate to discuss this application until the applicant is present at a future noticed meeting.

Further Mr. Dyer offered to conduct an informal workshop at the next regular meeting to inform new members about issues relating to quasi-judicial decisions, ex-parte communications and sunshine law considerations as they pertain to the board.

**OLD BUSINESS:**

2008 Annual Report – Ms. Scofield presented the report as submitted to the County Manager's office. The report was based upon the accomplishments toward the approved 2008 board goals. She apologized for spelling Mr. Fraser's name incorrectly in the report as published.

Certified Local Government Application Status – Ms. Scofield advised that the State has conducted a preliminary review of the application and found it to be an excellent example of government application and is using it as a model for others. They were also impressed with the composition of the board and the competencies of its members. A few supplementary details are needed as well as more in depth resumes' of some of the members. The next step is to request a letter from the County Chair stating that Volusia County supports the application, wishes to participate in the CLG program and will abide by the appropriate regulations in this regard. Ms. Scofield offered to draft a letter for signature and move this forward to the County Council if this is the board's pleasure.

Member Moore made a **MOTION** *"To authorize staff to proceed with obtaining letter from the County Council Chair officially confirming request for participation in the CLG program."* Member Fraser seconded the motion. The motion carried unanimously.

Election of Officers - The Chair pointed out that the terms of all members expire on March 31, 2009 and he felt that it was inappropriate to elect officers now when the elected members might not be reappointed and suggested that we might wish to wait until the May meeting. Ms. Scofield advised that our by-laws, as they are currently written, call for elections to be held at the first regular meeting of the calendar year and that to comply, we would either need to hold elections or amend the by-laws. Mr. Dyer suggested that the board could vote to retain the current slate of officers until such time as the new board is constituted.

Member Cardwell made a **MOTION** *"To extend the term of office of present officers until an election can be held at the May2009 meeting or as soon as possible after a new board is officially constituted."* Member Meadows seconded the motion. The motion carried unanimously.

The Chair requested that a change to our by-laws addressing this issue be added to the agenda of the March 24, 2009 meeting. Staff to make sure that this item is so included.

Application by Members for Re-appointment – The Chair pointed out that all members should have received paperwork to apply for re-appointment and encouraged each member to do so. He asked if everyone intended to re-apply and all members indicated yes with most of them having already done so. The Chair also encouraged members to contact their appointing County Council Member to let them know of their interest in continuing to serve. Mr. Fraser said he didn't think that he received an application with his letter. Ms. Scofield advised that applications are available on-line but she would see to it that he received a copy.

Goals for 2009 – Ms. Scofield inquired of the board as to whether they were still in agreement with the fundamental goals as delineated for 2008 with the understanding that specific actions under these goals would be modified as appropriate for 2009. Member Meadows stated he felt these goals were still worthy & appropriate. Ms. Scofield reviewed the items under the major goals that had been completed and therefore should be deleted. She further recommended the addition of three local designation projects to be added to Goal #4. They are; a historic district within Cassadaga, the Samsula Public School building and the Stockton-Linquist House in the Spring Hill area.

Member Meadows made a **MOTION** *“To re-adopt the 2008 Goals as modified for 2009.”* Member Corhern seconded the motion. The motion carried unanimously.

Meeting Schedules for 2009 - Chair Wagner pointed out the proposed schedule for meeting locations throughout the year. Ms. Scofield recommended that these sites be used only if there is no public hearing scheduled. It was her opinion that holding public hearings in Council Chambers or County training rooms provides for better public access and recording capabilities that historic venues. Staff will try to arrange for these facilities as required.

**NEW BUSINESS:** - None

**MEMBER/STAFF ITEMS:**

Ms. Moore reported that March is Florida Archeology Month. She will be distributing promotional materials to area libraries and government offices to promote the event.

Ms. Moore reported she and county staff had meet at Dunlawton Sugar Mill and New Smyrna Sugar Mill ruins with an archeologist from St. Croix who provided some interesting insight about some of the machinery at Dunlawton. She hoped to be able to meet with him again to acquire further information from him.

Ms. Moore advised that there is a citrus packing house still standing in New Smyrna Beach. It's called the Blue Goose packing house. For many years it operated as Osborne Furniture Company. It is vacant currently and may be slated for demolition sometime in the future. She mentioned that with the possibility of the Bob White packing being demolished, this one would be the only one left standing. This might be something for the board to keep an eye on.

Mr. Nutt reported that with the school board's budget cuts, field trips to many local area heritage venues have been eliminated. He points out that quite a few of these sites have excellent outreach programs for the children and suggested that these programs be considered for recognition once a recognition program is established.

Ms. Cardwell reported that the Dunlawton commemoration was held last weekend. Attendance was very good. She announced that she played one of Mrs. Anderson's sisters and wore a hoop skirt and everyone thought she looked really cute.

Ms. Cardwell announced that the Freemanville Settlement celebration will be held February 10, 2009 at 4:00 p.m. at the Mt. Moriah Baptist Church in Port Orange.

Mr. Fraser announced that he had been elected President of the Lake Woodruff National Wildlife Refuge Friends Group.

Mr. Shuttleworth asked that since he arrived late for the meeting if Mr. Dyer would re-address the legal issues associated with discussions vis-à-vis the Bob White Packing House demolition request. Mr. Dyer reviewed the points made previously regarding quasi-judicial decisions, ex-parte communications and sunshine law considerations as they pertain to this issue.

Mr. Benn advised that he had received a letter from the Deputy County Manager advising him that he was in violation of the Dual Officer Holding clause of the Florida State Constitution because he sat on the Volusia County Historic Preservation Board and the DeLand Housing Authority, both quasi-judicial boards. He announced that in order to be compliant he had resigned from the DeLand Housing Authority board.

Mr. Benn announced that the Athens Theatre has finally re-opened to a full house eighty-seven years after the day it opened originally. He also pointed out the Conrad Center expansion is underway and progressing well. It should open for business this spring.

Chair Wagner reported on the Heritage Preservation Trusts educational seminar held January 17, 2009. It was very successful and well attended.

Mr. Fincher raised a request on behalf of Heather Hohman, Educational Coordinator at DeBary Hall Historic Site. She is applying for a NEH Grant and one of the grant's requirements is an advisory board to assist their planning committee with matters relating to historic preservation. She would like to be able to use the expertise of the HPB to satisfy this requirement. All matters needing advice would be brought to the board in regular session and would not require any special meetings or additional public notice. Chair Wagner asked the board if they would be willing to do this and everyone agreed. M. Fincher to draft a letter on the Chair's behalf to submit with the grant so indicating this willingness.

M. Fincher announced that the next meeting would be March 24, 2009. He will confirm the location availability with the Southeast Volusia Historical Society Museum.

**PRESS & CITIZENS COMMENTS** - Bob King and Kathleen Prevatt of the Seville Village Improvement Association reported on the status of the acquisition of the Seville Public School building. He announced that the sale closed last week. He advised that the VIA had submitted their first ECHO grant application for the building. He thanked the board and staff for their support of this project and promised to keep the board advised of the progress on this project.

**ADJOURNMENT:** There being no further business, Chair Wagner adjourned the meeting at 4:36 p.m.

Respectfully submitted,  
Mike Fincher, Cultural Coordinator & Recording Secretary

Date \_\_\_\_\_ Chair \_\_\_\_\_ Secretary \_\_\_\_\_