CITY OF HOLLY HILL, FLORIDA

CITY COMMISSION

MINUTES ● OCTOBER 22, 2024

City Commission Chamber	Regular City Commission Meeting	6:00 PM

CITY HALL
1065 RIDGEWOOD AVENUE
HOLLY HILL, FL 32117

City Clerk's office: (386) 248-9441 - Fax: (386) 248-9448

1. CALL TO ORDER

a. Roll Call

Attendee Name	Title	Status	Arrived
Chris Via	Mayor	Present	
John Penny	District 1 - Commissioner	Present	
Penny Currie	District 2 - Commissioner	Present	
John C. Danio	District 3 - Commissioner	Present	
Roy Johnson	District 4 - Commissioner	Present	

b. Invocation by Mayor Chris Via
Mayor Via led the invocation.

c. Pledge of Allegiance
Mayor Via led the Pledge of Allegiance to the Flag.

2. PRESENTATIONS

A. American Legion Post 120 - Presentation to Mayor Chris Via
Postponed to November 8, 2024, per the request of Mayor Via.

B. Government Finance Officers Association - Award of Excellence

1.

Government Finance Officers Association - Award of Excellence

(Requested by Valerie Manning, City Clerk)

RESULT:	**NO VOTE NEEDED**

3. PUBLIC COMMENTS

The following individuals spoke to the Mayor and City Commissioners sharing their frustrations and concerns as it pertains to the flooding and sewage problems from Hurricane Milton (Holly Hill residents):

Scott Singler, Traci Anderson, Tom Chaney, Robert Arnold, Alice Peller, Lynn Smith, Christian George, Kyle Stickney, Francesca Benner, Daniel Watkins, Branimir and Bilyana Mavro, Mary Nichols, Terry D.- Carswell Avenue, Dennis Smith, Jim Legary, Luke – Graham Avenue, Jeff Cahill, Kippie – Magnolia Avenue, Blake H. – tenant on Carswell Avenue, Gabriel Varga, Joe Jacobson, Laura Bradshaw, Robin Hanger, Charlotte Baumgart, Ed Philly and Ellen Borger, Julia Williams and Ron Hillman.

4. APPROVAL OF MINUTES

1.

Minutes - October 8, 2024 Regular City Commission Meeting

(Requested by Valerie Manning, City Clerk)
Mayor Via opened public participation. No one spoke.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Roy Johnson, District 4 - Commissioner
SECONDER:	John C. Danio, District 3 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

Enacted and approved this 22nd day of October, 2024, in Holly Hill

5. CONSENT AGENDA - ITEMS (1 - 8)

Mayor Via stated that he would like to pull Consent Agenda items 6 and 7 for further discussion. Mayor Via asked if there was any member from the City Commission that wished to pull any other item for further discussion. There was no one. There was no public participation for the remaining Consent Agenda items 1, 2, 3, 4, 5, and 8.

1. 2024-R-80 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Adopting the National Institute of Standards and Technology Cybersecurity Framework and Authorize the Chief Technology Officer to Complete the Local Governance Cybersecurity Standards Attestation Form Via the Florida Digital Service Online Portal Before January 1, 2025 Deadline; Providing for Severability; and Providing for an Effective Date.

(Requested by Valerie Manning, City Clerk)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Penny Currie, District 2 - Commissioner
SECONDER:	John C. Danio, District 3 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

RESOLUTION
2024-R-80
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, ADOPTING THE NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY CYBERSECURITY FRAMEWORK AND AUTHORIZE THE CHIEF TECHNOLOGY OFFICER TO COMPLETE THE LOCAL GOVERNANCE CYBERSECURITY STANDARDS ATTESTATION FORM VIA THE FLORIDA DIGITAL SERVICE ONLINE PORTAL BEFORE JANUARY 1, 2025 DEADLINE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, ADOPTING THE NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY CYBERSECURITY FRAMEWORK AND AUTHORIZE THE CHIEF TECHNOLOGY OFFICER TO COMPLETE THE LOCAL GOVERNANCE CYBERSECURITY STANDARDS ATTESTATION FORM VIA THE FLORIDA DIGITAL SERVICE ONLINE PORTAL BEFORE THE JANUARY 1, 2025 DEADLINE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Florida Statute 282.3185(4) Cybersecurity Standards states the following:

() Each local government shall adopt cybersecurity standards that safeguard its data, information technology, and information technology resources to ensure availability, confidentiality, and integrity. The cybersecurity standards must be consistent with generally accepted best practices for cybersecurity, including the National Institute of Standards and Technology Cybersecurity Framework.

() Each county with a population of 75,000 or more must adopt the cybersecurity standards required by this subsection by January 1, 2024. Each county with a population of less than 75,000 must adopt the cybersecurity standards required by this subsection by January 1, 2025.

() Each municipality with a population of 25,000 or more must adopt the cybersecurity standards required by this subsection by January 1, 2024. Each municipality with a population of less than 25,000 must adopt the cybersecurity standards required by this subsection by January 1, 2025.

() Each local government shall notify the Florida Digital Service of its compliance with this subsection as soon as possible.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA:

SECTION 1. That the City Commission of the City of Holly Hill approve the adoption of the National Institute of Standards and Technology Cybersecurity Framework and authorize the Chief Technology Officer to complete the Local Governance Cybersecurity Standards Attestation Form via the Florida Digital Service online portal before the January 1, 2025, deadline to affirm that required standards have been adopted.

SECTION 2. SEVERABILITY. If any section or portion of a section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other section or part of this Resolution.

SECTION 3. EFFECTIVE DATE. This Resolution shall take effect immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 22nd day of OCTOBER, 2024.

Enacted and approved this 22nd day of October, 2024, in Holly Hill

2. 2024-R-81 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Authorizing the City Manager to Execute Change Order No. 2 with Parker Mynchenberg & Associates, Inc., to Include Construction Administration Services for the 10Th Street Sewer Main Extension Project in an Amount Not to Exceed $6,075.00; Providing for Severability; and Providing for an Effective Date.

(Requested by Antoine Khoury, Public Works)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Penny Currie, District 2 - Commissioner
SECONDER:	John C. Danio, District 3 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

RESOLUTION
2024-R-81
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDER NO. 2 WITH PARKER MYNCHENBERG & ASSOCIATES, INC., TO INCLUDE CONSTRUCTION ADMINISTRATION SERVICES FOR THE 10TH STREET SEWER MAIN EXTENSION PROJECT IN AN AMOUNT NOT TO EXCEED $6,075.00; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE

CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDER NO. 2 WITH PARKER MYNCHENBERG & ASSOCIATES, INC., TO INCLUDE CONSTRUCTION ADMINISTRATION SERVICES FOR THE 10TH STREET SEWER MAIN EXTENSION PROJECT IN AN AMOUNT NOT TO EXCEED $6,075.00; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City desires to extend the sewer force main at 10th Street further west across Nova Road; and

WHEREAS, the City entered into a Professional Consultant Services Agreement for Engineering/CEI Services with Parker Mynchenberg & Associates, Inc., for this project on September 26, 2023 through Resolution No 2023-R-46; and

WHEREAS, Parker Mynchenberg & Associates, Inc., has provided change order No. 2 for $6,075.00 to include construction administration, inspection and closeout services.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA:

SECTION 1. That the City Commission of the City of Holly Hill does hereby authorize the City Manager to execute Change Order Number 2 Parker Mynchenberg & Associates, Inc., to include construction administration, inspection and closeout services for the 10th Street Sewer Main Extension Project in an amount not to exceed $6,075.00; bringing the total cost of engineering/CEI to $60,012.00.

SECTION 2. If any section or portion of a section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other section or part of this Resolution.

SECTION 3. This Resolution shall take effect immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 22nd day of OCTOBER, 2024.

Enacted and approved this 22nd day of October, 2024, in Holly Hill

3. –2024-R-82 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Approving Price Agreements for the Purchase of the Fiscal Year 2024-2025 Supply of Water and Wastewater Treatment Chemicals for the Public Works Department and Authorize the City Manager to Execute Any Necessary Price Agreements; Providing for Severability; and Providing for an Effective Date.

(Requested by Antoine Khoury, Public Works)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Penny Currie, District 2 - Commissioner
SECONDER:	John C. Danio, District 3 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

RESOLUTION
2024-R-82
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING PRICE AGREEMENTS FOR THE PURCHASE OF THE FISCAL YEAR 2024-2025 SUPPLY OF WATER AND WASTEWATER TREATMENT CHEMICALS FOR THE PUBLIC WORKS DEPARTMENT AND AUTHORIZE THE CITY MANAGER TO EXECUTE ANY NECESSARY PRICE AGREEMENTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING PRICE AGREEMENTS FOR THE PURCHASE OF THE FISCAL YEAR 2024-2025 SUPPLY OF WATER AND WASTEWATER TREATMENT CHEMICALS FOR THE PUBLIC WORKS DEPARTMENT AND AUTHORIZE THE CITY MANAGER TO EXECUTE ANY NECESSARY PRICE AGREEMENTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Holly Hill is in need of chemicals for water and wastewater treatment; and

WHEREAS, the City has secured pricing agreements utilizing various procurement methods permitted under the City's purchasing guidelines; and

WHEREAS, The City Purchasing Administrator advertised the products for purchase pursuant to Florida Statute 287.057(5)(c), for a period of seven (7) business days. and

WHEREAS, By Policy 2.24 section F of the Holly Hill purchasing policy manual; "Standardization procurement is exempt from bidding procedures"; and

WHEREAS, the City Commission approves the price agreements for the purchase of Fiscal Year 2024-2025 supply of water and wastewater treatment chemicals for the Public Works Department.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA:

SECTION 1. That the City Commission does hereby approve price agreements for the purchase of the Fiscal Year 2024-25 supply of water and wastewater treatment chemicals for the Public Works Department and authorizes City Manager to execute any necessary price agreements.

SECTION 2. SEVERABILITY. If any section or portion of a section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other section or part of this Resolution.

SECTION 3. EFFECTIVE DATE. This Resolution shall take effect immediately upon its adoption.

APPROVED AND AUTHENTICATED on the 22nd day of OCTOBER, 2024.

Enacted and approved this 22nd day of October, 2024, in Holly Hill

4. 2024-R-83 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Approving the Repair of the Sewer Main at 2Nd Street and Carswell Avenue by Black Sands Development, LLC, at a Cost of $110,206.90 and Authorize the City Manager to Execute the Same; Providing for Severability; and Providing for an Effective Date.

(Requested by Antoine Khoury, Public Works)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Penny Currie, District 2 - Commissioner
SECONDER:	John C. Danio, District 3 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

RESOLUTION
2024-R-83
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING THE REPAIR OF THE SEWER MAIN AT 2ND STREET AND CARSWELL AVENUE BY BLACK SANDS DEVELOPMENT, LLC, AT A COST OF $110,206.90 AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE SAME; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING THE REPAIR OF THE SEWER MAIN AT 2ND STREET AND CARSWELL AVENUE BY BLACK SANDS DEVELOPMENT, LLC AT A COST OF $110,206.90 AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE SAME; PROVIDING FOR SEVERABILITY; AND AN EFFECTIVE DATE.

WHEREAS, a depression in the road has happened multiple times in the area of 2nd Street and Carswell Avenue; and

WHEREAS, city employees have repaired the sewer main two times; and

WHEREAS, city staff believes the breaks will continue until the sewer main is replaced; and

WHEREAS, the City entered into a contract with Black Sands Development Group, LLC for infrastructure construction and restoration service on February 24, 2024; and

WHEREAS, Black Sands Development Group, LLC has submitted a bid task for this repair in the amount of $110,206.90 for the repair of the sewer main; and

WHEREAS, staff recommends the approval of the task order for the repair of the sewer main.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA:

SECTION 1. That the City Commission of the City of Holly Hill approve the task order for the repair of the sewer main in the amount of $110,206.90 and authorize the City Manager to execute the same.

SECTION 2. SEVERABILITY. If any section or portion of a section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other section or part of this Resolution.

SECTION 3. EFFECTIVE DATE. This Resolution shall take effect immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 22nd day of OCTOBER, 2024.

Enacted and approved this 22nd day of October, 2024, in Holly Hill

5. –2024-R-84 Resolution

A Resolution of the City of Holly Hill, Florida, Approving the Piggyback of Charlotte County Contract #2021000541, Awarding the Purchase of (4) 2024 Police Vehicles from Bartow Ford at a Cost of $211,144.11 and Authorizing the City Manager to Execute the Same; Providing for Severability; and Providing for an Effective Date.

(Requested by Antoine Khoury, Public Works)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Penny Currie, District 2 - Commissioner
SECONDER:	John C. Danio, District 3 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

RESOLUTION
2024-R-84
A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING THE PIGGYBACK OF CHARLOTTE COUNTY CONTRACT #2021000541, AWARDING THE PURCHASE OF (4) 2024 POLICE VEHICLES FROM BARTOW FORD AT A COST OF $211,144.11 AND AUTHORIZING THE CITY MANAGER TO EXECUTE

THE SAME; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING THE PIGGYBACK OF CHARLOTTE COUNTY CONTRACT #2021000541, AWARDING THE PURCHASE OF (4) 2024 POLICE VEHICLES FROM BARTOW FORD AT A COST OF $211,144.11 AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, two Police Interceptors, one Police Explorer, and one Police F-150 vehicles were approved to be purchased in the adopted fiscal year 2024-2025 budget in keeping with the Fleet vehicle replacement plan; and

WHEREAS, the City of Holly Hill desires to purchase the vehicles under Charlotte County Vehicle Purchase contract #2021000541, under the same terms and applicable conditions as that agreement; and

WHEREAS, Chapter 287, Florida Statutes, grants the authority to piggyback the purchase of goods and services as a form inter-governmental cooperative purchasing in which a public purchaser requests competitive sealed bids, enters into a contract, and arranges, as part of the contract, for other public purchasing units to purchase from the selected vendor under the same terms and conditions as itself in order to take advantage of the better pricing that large purchasers are able to obtain in order to reduce administrative time and costs involved in the procurement process (i.e., cost of preparing bid specifications, advertising, etc.); and

WHEREAS, pursuant to the City's purchasing policy, "piggyback" contracts are allowed for existing government contracts; and

WHEREAS, the City Commission of the City now desires to authorize and approve the form of the contract by Charlotte County and any other related documents; and

WHEREAS, the City has determined that in this circumstance, piggybacking onto an agreement entered into by the Charlotte County, is the most economically advantageous way to procure these goods and services; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA:

SECTION 1. Pursuant to the City's purchasing policy, "piggyback" contracts are allowed for existing government contracts.

SECTION 2. It is hereby ascertained, determined and declared that it is in the best interest of the City to enter into a contract with Bartow Ford for the purchase of Police Interceptor vehicles and equipment.

SECTION 3. SEVERABILITY. If any section or portion of a section of this

Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other section or part of this Resolution.

SECTION 4. EFFECTIVE DATE. This Resolution shall take effect immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 22th day of OCTOBER 2024.

Enacted and approved this 22nd day of October, 2024, in Holly Hill

6. -2024-R-85 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Establishing a "Not to Exceed" Price of $1,000,000 with Phillips & Jordan, Inc., for the Provision of Debris Hauling Services Following Hurricane Milton, Establishing a "Not to Exceed" Price of $400,000 with Tetra-Tech, Inc., for the Provision of Debris Monitoring Services Following Hurricane Milton, and Authorizing the City Manager to Execute the Same; Providing for Severability; and Providing for an Effective Date.

(Requested by Michele Moore, Finance)
Mayor Via opened public participation.

Gabriel Varga, Daytona Beach.

Mayor Via closed public participation.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Penny Currie, District 2 - Commissioner
SECONDER:	Roy Johnson, District 4 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

RESOLUTION
2024-R-85
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, ESTABLISHING A "NOT TO EXCEED" PRICE OF $1,000,000 WITH PHILLIPS & JORDAN, INC., FOR THE PROVISION OF DEBRIS HAULING SERVICES FOLLOWING HURRICANE MILTON, ESTABLISHING A "NOT TO EXCEED" PRICE OF $400,000 WITH TETRA-TECH, INC., FOR THE PROVISION OF DEBRIS MONITORING SERVICES FOLLOWING HURRICANE MILTON, AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, ESTABLISHING A "NOT TO EXCEED" PRICE OF $1,000,000 WITH PHILLIPS & JORDAN, INC., FOR THE PROVISION OF

DEBRIS HAULING SERVICES FOLLOWING HURRICANE MILTON, ESTABLISHING A "NOT TO EXCEED" PRICE OF $400,000 WITH TETRA-TECH, INC., FOR THE PROVISION OF DEBRIS MONITORING SERVICES FOLLOWING HURRICANE MILTON, AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME; PROVIDING SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City has an active agreement with Phillips & Jordan, Inc., for the provision of disaster debris hauling services; and

WHEREAS, the City has an active agreement with Tetra-Tech, Inc., for the provision of disaster debris monitoring services; and

WHEREAS, "Not to Exceed" prices need to be established for both Phillips & Jordan, Inc., and Tetra Tech, Inc., in order to provide a fiscal limit for time and materials contracts.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA:

SECTION 1. That the City Commission of the City of Holly Hill establish a not to exceed price of $1,000,000 with Phillips & Jordan for the provision of debris hauling services, and authorize the City Manager to execute the same.

SECTION 2. That the City Commission of the City of Holly Hill establish a not to exceed price of $400,000 with Tetra-Tech, Inc., for the provision of debris monitoring services, and authorize the City Manager to execute the same.

SECTION 3. SEVERABILITY. If any section or portion of a section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other section or part of this Resolution.

SECTION 4. EFFECTIVE DATE. This Resolution shall take effect immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 22nd day of OCTOBER, 2024.

Enacted and approved this 22nd day of October, 2024, in Holly Hill

7. –2024-R-86 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Authorizing the City Manager to Execute an Addendum to Agreement RFP 19-PW-16 with Phillips & Jordan, Inc., for Emergency Debris Hauling; Providing for Severability; and Providing for an Effective Date.

(Requested by Valerie Manning, City Clerk)

Mayor Via opened public participation. No one spoke.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Penny Currie, District 2 - Commissioner
SECONDER:	Roy Johnson, District 4 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

RESOLUTION
2024-R-86
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE AN ADDENDUM TO AGREEMENT RFP 19-PW-16 WITH PHILLIPS & JORDAN, INC., FOR EMERGENCY DEBRIS HAULING; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE AN ADDENDUM TO AGREEMENT RFP 19-PW-16 WITH PHILLIPS & JORDAN, INC., FOR EMERGENCY DEBRIS HAULING, PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the current agreements for emergency debris hauling and emergency debris monitoring were renewed by the City Commission on May 28, 2024; and

WHEREAS, the City and Contractor needed to clarify the fee schedule with regard to Leaners, Hangers, and Stumps and to include a compaction rate for C&D material.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA:

SECTION 1. That the City Commission does hereby approve the addendum to agreement RFP 19-PW-16 with Phillips & Jordan, Inc., for emergency debris hauling attached hereto marked as Exhibit A.

SECTION 2. SEVERABILITY. If any section or portion of a section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other section or part of this Resolution.

SECTION 3. EFFECTIVE DATE. This Resolution shall take effect immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 22nd day of OCTOBER, 2024.

Enacted and approved this 22nd day of October, 2024, in Holly Hill

8.

Fully Insured Group Insurance and Ancillary Lines of Coverage - January 1, 2025 - December 31, 2025

(Requested by Valerie Manning, City Clerk)

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Penny Currie, District 2 - Commissioner
SECONDER:	John C. Danio, District 3 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

Enacted and approved this 22nd day of October, 2024, in Holly Hill

6. REGULAR AGENDA

1. –2024-R-78 Resolution

A Resolution of the City of Holly Hill, Florida, Awarding the Naming Rights Of the Building Located at 1060 Ridgewood Avenue to Florida Health Care Plans, Inc., Providing for Severability; Providing for Conflicting Resolutions; And Providing for an Effective Date.

(Requested by Joseph Forte, City Manager)
Mayor Via opened public participation.

Gabriel Varga, Daytona Beach and Jim Legary, Holly Hill.

Mayor Via closed public participation.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John C. Danio, District 3 - Commissioner
SECONDER:	Penny Currie, District 2 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

RESOLUTION
2024-R-78
A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AWARDING THE NAMING RIGHTS OF THE BUILDING LOCATED AT 1060 RIDGEWOOD AVENUE TO FLORIDA HEALTH CARE PLANS, INC., PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AWARDING THE NAMING RIGHTS OF THE BUILDING LOCATED AT 1060 RIDGEWOOD AVENUE TO FLORIDA HEALTH CARE PLANS, INC.; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, City of Holly Hill is the Owner with an address of 1065 Ridgewood Avenue, Holly Hill, FL 32117; Pictona is the Tenant with an address of 1060 Ridgewood Avenue, Holly Hill, FL 32117, Florida; and, Florida Health Care Plan, Inc., is the Sponsor with an address of 2450 Mason Avenue, Daytona Beach, FL 32114; and

WHEREAS, the Tenant and the Owner has the right to designate the name of the building and facilities located at 1066 Ridgewood Avenue, Holly Hill, FL 32117 (the "Facility"); and

WHEREAS, Owner and Tenant have entered into a real property lease agreement and a management services agreement for Facility; and

WHEREAS, Sponsor would like to acquire the right to name the Facility from the Owner and Tenant; and

WHEREAS, in consideration of the foregoing and mutual promises set forth in the Agreement, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA:

SECTION 1. That the City Commission authorizes the City Manager to execute the Naming Rights Agreement To Protect the Brands document.

SECTION 2. That if any section, subsection, sentence, clause, phrase, or portion of this resolution, or application hereof, is for any reason held invalid or unconstitutional by an Court, such portion or application shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions or application hereof.

SECTION 3. That all Resolutions made in conflict with this Resolution are hereby repealed.

SECTION 4. That this Resolution shall become effective immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 8th day of OCTOBER, 2024.

Enacted and approved this 22nd day of October, 2024, in Holly Hill

2. –2024-R-87 Resolution

A Resolution of the City Commission of the City of Holly Hill, Volusia County, Florida, Providing for a Temporary Waiver of Building Permit Fees for Anticipated Repairs to Building or Structural Damage Caused by Hurricane Milton; Providing for an Intent and Purpose of This Resolution; Providing for a Filing Period for Eligible Building Permit Applications; Providing for Severability; and Providing for an Effective Date.

(Requested by Brian Walker, Board of Planning and Appeals)
Mayor Via opened public participation. No one spoke.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Penny Currie, District 2 - Commissioner
SECONDER:	Roy Johnson, District 4 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

RESOLUTION
2024-R-87
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, VOLUSIA COUNTY, FLORIDA, PROVIDING FOR A TEMPORARY WAIVER OF BUILDING PERMIT FEES FOR ANTICIPATED REPAIRS TO BUILDING OR STRUCTURAL DAMAGE CAUSED BY HURRICANE MILTON; PROVIDING FOR AN INTENT AND PURPOSE OF THIS RESOLUTION; PROVIDING FOR A FILING PERIOD FOR ELIGIBLE BUILDING PERMIT APPLICATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, VOLUSIA COUNTY, FLORIDA; PROVIDING FOR A TEMPORARY WAIVER OF BUILDING PERMIT FEES FOR ANTICIPATED REPAIRS TO BUILDING OR STRUCTURAL DAMAGE CAUSED BY HURRICANE MILTON; PROVIDING FOR AN INTENT AND PURPOSE OF THIS RESOLUTION; PROVIDING FOR A FILING PERIOD FOR ELIGIBLE BUILDING PERMIT APPLICATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Hurricane Milton has caused extensive damage to properties within the geographic area of the City of Holly Hill; and

WHEREAS, the City Commission previously established a schedule of building permits fees by Resolution; and

WHEREAS, in order to expedite the repairs required as a result of the anticipated damage caused by Hurricane Milton and to provide relief to property owners suffering from hurricane related hardships, the City Commission desires to temporarily waive building permit fees for permit applications related to repairing such damage; and

WHEREAS, this Resolution is adopted pursuant to the Florida Municipal Home Rule Powers Act, Section 166.222, Florida Statutes, and the emergency powers vested in the City Commission pursuant to all applicable law; and

WHEREAS, the City Commission hereby finds that this Resolution is in the best interests of the citizens and businesses of the City of Holly Hill.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA:

SECTION 1. Recitals. The foregoing recitals are hereby fully incorporated herein by this reference and are deemed a material part of this Resolution.

SECTION 2. Intent and Purpose. It is the intent and purpose of this Resolution to only address building or structural damage directly caused by Hurricane Milton. This Resolution is not intended to apply to building permit applications filed with the City that are not related to repairing building or structural damage caused by Hurricane Milton. To the extent that a particular building or structure was substantially destroyed by Hurricane Milton and is beyond repair according to the City's building official, a new replacement building or structure on the same property as the substantially destroyed building or structure shall be considered a repair under this Resolution.

SECTION 3. Temporary Waiver of Building Permit Fees. The City Commission of the City of Holly Hill hereby provides that building permit fees are hereby waived for any building permit application filed with the City by an Owner/Builder only, related to repairing building or structural damage caused by Hurricane Milton. All such applications must be filed with the City's Building Department on or after October 10, 2024, but no later than December 1, 2024. Permit fees are not waived for a contractor obtaining a permit to do work for a 3rd party. For purposes of granting the building permit fee waiver, the building official or his or her designee shall be responsible for verifying that the repairs being permitted are directly related to damage caused by Hurricane Milton. Notwithstanding the fee waiver authorized by this Section, all building application, licensing, insurance, inspection, and other building permit conditions required by law shall apply.

SECTION 4. Severability. If any section or portion of a section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other section or part of this Resolution.

SECTION 5. Effective Date. This Resolution shall take effect immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 22nd day of OCTOBER, 2024.

Enacted and approved this 22nd day of October, 2024, in Holly Hill

7. PUBLIC HEARINGS

1. 2024-O-3079 Ordinance

SECOND READING - an Ordinance of the City of Holly Hill, Florida, Amending the Land Development Regulations, by Amending the Official Zoning Map to Designate the Property Described in Exhibit "A" from CC-1 (Commercial Corridor District) to Business Planned Unit Development (BPUD) (Business Planned Unit Development); Providing for Conflicting Ordinances; Providing for Severability; and Providing an Effective Date.

(Requested by Brian Walker, Board of Planning and Appeals)
Mayor Via asked the City Commissioners if there was any ex parte communication with the applicants. There was none. Commissioner Penny stated that he met the applicant, Nika K. Hosseini, tonight for the first time here at the meeting.
Mark Watts, Cobb Cole, the applicant, and present was Nika K. Hosseini, also the applicant, and Steve Buswell from Parker Mynchenberg and Associates, engineer, came forward to speak about considering the Ordinance to enact a rezone from CC-1 (Commercial Corridor District) to BPUD (Business Planned Unit Development), for approximately 1.544 acres located north of Mason Avenue, east of Daytona Avenue and South of 1st Street, approximately 430 feet west of Beach Street as Mason Avenue Storage facility. Mr. Watts stated they are requesting a rezone in order to develop a 40 foot tall, indoor, climate-controlled storage facility having a footprint of 33,262 square feet. They have submitted renderings, as well as, a preliminary plan and landscape plan. The overall project area consists of 12 parcels, two of which are developed with a building and parking area. The existing building will be demolished. The parcels will be combined into one parcel prior to site development.
Mayor Via opened public participation. No one spoke.

RESULT:	**APPROVED AT 1ST READING [4 TO 1]**	**Next: 11/12/2024 6:00 PM**
MOVER:	Penny Currie, District 2 - Commissioner	
SECONDER:	Roy Johnson, District 4 - Commissioner	
AYES:	Penny, Currie, Danio, Johnson	
NAYS:	Via	

8. COMMUNICATIONS

A. City Manager Comments
Mr. Forte took some time to thank Mayor Via and Commissioner Danio for their years of service to the city and said that it has been a pleasure working with the both of them. Mr. Forte reminded them about the workshop tomorrow at 4:00 PM on Capital Projects completed and future projects. On Wednesday, October 30th at 4:00 PM there is a workshop on stormwater. *(A copy of the meeting in its entirety is available on the city's YouTube channel or a copy on a CD in the City Clerk's office).*

B. City Attorney Comments
Attorney Simpson took some time to thank Mayor Via and Commissioner Danio for their years of service to the city and said that it has been a pleasure working with the both of them. *(A copy of the meeting in its entirety is available on the city's YouTube channel or a copy on a CD in the City Clerk's office).*

C. City Commission Comments
Commissioners Penny, Currie, and Johnson expressed their appreciation to Mayor Via and Commissioner Danio; enjoyed the many years of working together; and wished Mayor Via and Commissioner Danio all the best. *(A copy of the meeting in its entirety is available on the city's YouTube channel or a copy on a CD in the City Clerk's office).*

Commissioner Penny mentioned the car show that took place last weekend, good event and well attended.

D. Mayor's Comments
(in farewell comments)

9. FAREWELL COMMENTS

A. Mayor Chris Via
Mayor Via shared with the Commissioners, staff and the audience on his tenure as mayor. He reminded everyone that his Farewell gathering will be held on Friday, November 8th at 6:00 PM – 7:00 PM in the Commission Chambers. *(A copy of the meeting in its entirety is available on the city's YouTube channel or a copy on a CD in the City Clerk's office).*

B. City Commissioner John Danio
Commissioner Danio shared with the Commissioners, staff and the audience on his tenure as City Commissioner. *(A copy of the meeting in its entirety is available on the city's YouTube channel or a copy on a CD in the City Clerk's office).*

10. ADJOURNMENT

The meeting adjourned at approximately 10:20 PM.

Valerie Manning
Valerie Manning, City Clerk,CMC 10/22/2024

John Penny, District 1 - Commissioner 10/22/2024