CITY OF HOLLY HILL, FLORIDA

CITY COMMISSION

MINUTES ● OCTOBER 26, 2021

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.

At this time, Mayor Via read a Proclamation to Paul Connifey who was being recognized as having played Pickleball for 1000th Consecutive days.

PROCLAMATION
BY THE MAYOR OF THE CITY OF HOLLY HILL, FLORIDA
RECOGNIZING PAUL CONNIFEY
1,000th CONSECUTIVE DAYS PLAYING PICKLEBALL

WHEREAS, Paul Connifey celebrated his 1,000th day playing Pickleball on Friday, October 15, 2021 and since early 2021, Paul is also known for being a 5.0 player, the highest skill level at Pictona but enjoys playing with everyone; and

WHEREAS, Paul Connifey, in 1,000 days, has played through rain, dreadful heat, dozens of pairs of sneakers, injuries, and even in a hurricane; and

WHEREAS, Paul reached the milestone on the courts of Pictona at Holly Hill where he is beloved for his easy-going nature and highly skilled play; and

WHEREAS, his journey began on January 19, 2019 (though it really began a month later), when Paul noticed he had played 30 days in a row; and

WHEREAS, Paul states that, "I just started telling people and it became a thing where people were like, "Well you've got to get out there and play." As much as I wanted to keep it going, other people are invested in it also."; and

WHEREAS, Paul estimates that he has played Pickleball with 2,000 people over the years and the game is typically played in doubles and was one of the first members of Pictona at Holly Hill; and

WHEREAS, most of Paul's 1,000 days have been spent on the outdoor pickleball courts at McElroy Park in Daytona Beach Shores but has traveled all over the state for tournaments, playing in Naples, Tampa, Okeechobee, Melbourne, Delray Beach, Orlando, St. Augustine and Jacksonville and began playing at Pictona in the summer of 2020; and

WHEREAS, last month in Orlando, Paul played his first men's doubles Senior Pro tournament, and later in the weekend won a silver medal in mixed doubles among the 5.0 players and on Sunday, October 24, 2021 Paul won a Gold medal at Pictona at Holly Hill in Men's Doubles, 5.0 for the 55+ group.

Now, Therefore, I, Chris Via, Mayor of the City of Holly Hill, Florida and on behalf of the City Commission, do hereby recognize and congratulate Paul Connifey for reaching 1,000 consecutive days of playing Pickleball.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City to be affixed this 26th day of October, 2021.

2. PUBLIC COMMENTS

The following individuals spoke to the Mayor and City Commissioners:

Heidi Heller, Holly Hill; and Tim Vallance, Holly Hill.

3. APPROVAL OF MINUTES - NONE

4. CONSENT AGENDA - ITEMS (1 - 6)

Mayor Via asked if there was anyone from the audience that wished to speak on any item on the Consent Agenda or if any member of the City Commission would like to pull an item for further discussion.

Heidi Heller, Holly Hill and Jim Legary, Holly Hill spoke briefly to the Mayor and City Commissioners regarding ***Consent Agenda item Resolution 2021-R-87***.

1. 2021-R-84 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Authorizing the Use of Pace Analytical Services, Inc., for Various Water and Waste Water Laboratory Testing as a Sole Source Provider; 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:	Roy Johnson, District 4 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

RESOLUTION
2021-R-84
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE USE OF PACE ANALYTICAL SERVICES, INC., FOR VARIOUS WATER AND WASTE WATER LABORATORY TESTING AS A

SOLE SOURCE PROVIDER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE USE OF PACE ANALYTICAL SERVICES, INC., FOR VARIOUS WATER AND WASTE WATER LABORATORY TESTING AS A SOLE SOURCE PROVIDER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, The City of Holly Hill's Water Treatment Plant and Wastewater Treatment Facility must perform certain tests in order to meet operational requirements required by various regulatory and permitting agencies; and

WHEREAS, Pace Analytical Services, Inc., is the only such laboratory in our area within 40 miles radius that is needed to meet the shelf life of the samples (tests must be completed within 6 hours); and

WHEREAS, The services provided by Pace Analytical Service, Inc are considered sole source as permitted under section F- 2.25-71 of the Holly Hill Purchasing Policy Manual; and

WHEREAS, The estimated annual amount for services provided is not to exceed $43,759.00; and

WHEREAS, The services are being provided and considered sole source due to the shelf life of the samples (tests must be completed within 6 hours). Therefore, the services provided and considered sole source as allowed under section F- 2.25-71 of the Holly Hill Purchasing Policy Manual.

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

SECTION 1. That Pace Analytical Services, Inc. is hereby determined to qualify as a sole source contractor pursuant to the City's Code of Ordinances and the City Manager is authorized to issue purchase orders to Pace Analytical Services, Inc., to perform the various laboratory tests as required in an annual amount not to exceed $43,759.00.

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 adoption by the City Commission.

APPROVED AND AUTHENTICATED on this 26th day of OCTOBER, 2021.

Enacted and approved this 26th day of October, 2021, in Holly Hill

2. –2021-R-85 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Approving Price Agreements for the Purchase of the Fiscal Year 2021-2022 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 Stella Gurnee, Finance)

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

RESOLUTION
2021-R-85
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING PRICE AGREEMENTS FOR THE PURCHASE OF THE FISCAL YEAR 2021-2022 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 2021-2022 SUPPLY OF WATER AND WASTEWATER TREATMENT CHEMICALS FOR THE PUBLIC WORKS DEPARTMENT AND AUTHORIZE THE CITY MANAGER TO EXECUTE ANY NECESSARY PRICE AGREEMENTS; AND 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, By Policy 2.24 section F of the Holly Hill purchasing policy manual; "Sole source procurement is exempt from bidding procedures"; and

WHEREAS, the City Commission approves the price agreements for the purchase of Fiscal Year 2021-22 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 2021-22 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 this 26th day of OCTOBER, 2021.

Enacted and approved this 26th day of October, 2021, in Holly Hill

3. -2021-R-86 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Approving Price Agreements for the Purchase of the Fiscal Year 2021-2022 Supply of Aluminum Sulfate for Wastewater Treatment Chemical for the Public Works Department and Authorize the City Manager to Execute Any Necessary Price Agreement; 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:	Roy Johnson, District 4 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

RESOLUTION
2021-R-86
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING PRICE AGREEMENTS FOR THE PURCHASE OF THE FISCAL YEAR 2021-2022 SUPPLY OF ALUMINUM SULFATE FOR WASTEWATER TREATMENT CHEMICAL FOR THE PUBLIC WORKS DEPARTMENT AND AUTHORIZE THE CITY MANAGER TO EXECUTE ANY NECESSARY PRICE AGREEMENT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING PIGGYBACKING THE PEACE RIVER REGIONAL WATER SUPPLY FACILITY'S CONTRACT WITH C&S CHEMICALS FOR THE PURCHASE OF THE FISCAL

YEAR 2021-2022 SUPPLY OF ALUMINUM SULFATE FOR WASTEWATER TREATMENT CHEMICAL FOR THE PUBLIC WORKS DEPARTMENT AND AUTHORIZE THE CITY MANAGER TO EXECUTE ANY NECESSARY PRICE AGREEMENTS; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Holly Hill is in need of aluminum sulfate for wastewater treatment; and

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

WHEREAS, Chapter 287, Florida Statutes, grants the authority to piggyback the purchase of goods and services as a form of intergovernmental 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, the City Commission approves the price agreement for the purchase of Fiscal Year 2021-22 supply of aluminum sulfate for wastewater treatment chemical 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 the price agreement for the purchase of the Fiscal Year 2021-22 supply of aluminum sulfate for wastewater treatment chemical 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 this 26th day of OCTOBER, 2021.

Enacted and approved this 26th day of October, 2021, in Holly Hill

4. –2021-R-87 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Approving Piggy-Backing of Seminole County Contract IFB-603818-19 and Authorizing the City Manager to Award the “2021-2022 FY Roadway Resurfacing Project” to P & S Paving, Inc.,; Providing for Severability; and Providing for an Effective Date.

(Requested by Antoine Khoury, Public Works)
Mayor Via opened public participation.

Jim Legary, Holly Hill and Heidi Heller, Holly Hill.

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
2021-R-87
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING PIGGY-BACKING OF SEMINOLE COUNTY CONTRACT IFB-603818-19 AND AUTHORIZING THE CITY MANAGER TO AWARD THE “2021-2022 FY ROADWAY RESURFACING PROJECT” TO P & S PAVING, INC.,; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING PIGGY-BACKING OF SEMINOLE COUNTY CONTRACT IFB-603606-19/BJC AND AUTHORIZING THE CITY MANAGER TO AWARD THE “2021-2022 FY ROADWAY RESURFACING PROJECT” TO P & S PAVING, INC.; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City has planned for a city-wide multi-year resurfacing program; and

WHEREAS, the City desires to proceed with the work required for the 2021-2022 FY portion of the program; and

WHEREAS, the City desires to piggy-back the Seminole County Contract IFB-603606-19/BJC; and

WHEREAS, the City desires P & S Paving, Inc., be awarded this project under the Seminole County Contract IFB-603606-19/BJC, as well as, being the low, responsive bidder with a bid of $363,123.82.

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 piggy-back the Seminole County Contract #IFB603616-19/BJC and award the "2021-2022 FY Roadway Resurfacing Project" to P & S Paving Inc. in the amount not to exceed $363,123,82.

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 26th day of OCTOBER 2021.

Enacted and approved this 26th day of October, 2021, in Holly Hill

5.

Victims of Crime Act (VOCA) Agreement for FY2021-2022

(Requested by Valerie Manning, City Clerk)

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

Enacted and approved this 26th day of October, 2021, in Holly Hill

6.

Disposal of Fixed Assets

(Requested by Stella Gurnee, Finance)

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

Enacted and approved this 26th day of October, 2021, in Holly Hill

5. REGULAR AGENDA

1. -2021-R-88 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Authorizing the City Manager to Enter into an Agreement with Mead and Hunt, Inc., to Provide Professional Services for the Project Tidal Backflow Preventer Not to Exceed $57,058.00; Providing for Severability; and Providing for an Effective Date.

(Requested by Antoine Khoury, Public Works)
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
2021-R-88
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH MEAD AND HUNT, INC., TO PROVIDE PROFESSIONAL SERVICES FOR THE PROJECT TIDAL BACKFLOW PREVENTER NOT TO EXCEED $57,058.00; 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 ENTER INTO AN AGREEMENT WITH MEAD AND HUNT, INC., TO PROVIDE PROFESSIONAL SERVICES FOR THE PROJECT TIDAL BACKFLOW PREVENTOR NOT TO EXCEED $57,058.00; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Holly Hill approved the proposed capital project as part of the fiscal year 2021-22 budget; and

WHEREAS, the City has a continuing services agreement with and has received a proposal from Mead and Hunt, Inc., to perform the engineering services for this project.

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 enter into an agreement with Mead and Hunt, Inc., to provide professional services for the project Tidal Backflow Preventer not to exceed $57,058.00.

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 26th day of OCTOBER, 2021.

Enacted and approved this 26th day of October, 2021, in Holly Hill

2. –2021-R-89 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Approving Price Agreements for the Purchase of the Fiscal Year 2021-2022 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)
Mayor Via opened public participation. No one spoke.

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

RESOLUTION
2021-R-89
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING PRICE AGREEMENTS FOR THE PURCHASE OF THE FISCAL YEAR 2021-2022 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 2021-2022 SUPPLY OF WATER AND WASTEWATER TREATMENT CHEMICALS FOR THE PUBLIC WORKS DEPARTMENT AND AUTHORIZE THE CITY MANAGER TO EXECUTE ANY NECESSARY PRICE AGREEMENTS; AND 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, Chapter 287, Florida Statutes, grants the authority to piggyback the purchase of goods and services as a form of intergovernmental 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, By section 30-71 of the Holly Hill Code of Ordinances; "Where there is a single source, where standardization is determined to be in the best interest of the city, or where solicitation of bids is otherwise deemed to be inappropriate, the purchase of supplies, equipment and contractual services may be made by negotiation without regard to the cost. Negotiated contracts with a cost in excess of $25,000.00 must be approved by the City Commission prior to execution by the city"; and

WHEREAS, the City Commission approves the price agreements for the purchase of Fiscal Year 2021-22 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 2021-22 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 this 26th day of OCTOBER, 2021.

Enacted and approved this 26th day of October, 2021, in Holly Hill

3. –2021-R-90 Resolution

A Resolution of the City of Holly Hill, Florida, Authorizing the City Manager to Transfer a Vacant Parcel of Real Property Owned by the City Located at 421 6Th Street, Holly Hill, Florida for a Three (3) Year Lease for 2,500 Square Feet of Warehouse Space

Located at 618 Commercial Drive, Holly Hill, Florida Subject to Standard Terms and Conditions and City Attorney Approval; Providing for Severability; and Providing for an Effective Date.

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

The following individual spoke to the Mayor and City Commissioners: Heidi Heller, Holly Hill.

Mayor Via closed public participation.

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

RESOLUTION
2021-R-90
A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO TRANSFER A VACANT PARCEL OF REAL PROPERTY OWNED BY THE CITY LOCATED AT 421 6TH STREET, HOLLY HILL, FLORIDA FOR A THREE (3) YEAR LEASE FOR 2,500 SQUARE FEET OF WAREHOUSE SPACE LOCATED AT 618 COMMERCIAL DRIVE, HOLLY HILL, FLORIDA SUBJECT TO STANDARD TERMS AND CONDITIONS AND CITY ATTORNEY APPROVAL; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO TRANSFER A VACANT PARCEL OF REAL PROPERTY OWNED BY THE CITY LOCATED AT 421 6TH STREET, HOLLY HILL, FLORIDA FOR A THREE (3) YEAR LEASE FOR 2,500 SQUARE FEET OF WAREHOUSE SPACE LOCATED AT 618 COMMERCIAL DRIVE, HOLLY HILL, FLORIDA SUBJECT TO STANDARD TERMS AND CONDITIONS AND CITY ATTORNEY APPROVAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City owns a vacant parcel of real property located at 421 6th Street, Holly Hill, Florida; and

WHEREAS, the City is in need of warehouse space for its facility operations; and

WHEREAS, there is 2,500 square feet of warehouse space located at 618 Commercial Drive, Holly Hill, Florida that is available for lease and the owner is willing to accept the transfer.

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

SECTION 1. The City Commission hereby authorizes the City Manager to negotiate and execute the necessary documents to transfer the real property owned by the City located at 421 6th Street, Holly Hill for a three (3) year least of the 2,500 square feet of warehouse space located at 618 Commercial Drive, Holly Hill, Florida subject to standard terms and conditions and City Attorney approval.

SECTION 2. If any section, subsection, sentence, clause, phrase, or portion of this Resolution, or application hereof, is for any reason held invalid or unconstitutional by any 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 26th day of OCTOBER, 2021.

Enacted and approved this 26th day of October, 2021, in Holly Hill

4. –2021-R-91 Resolution

A Resolution of the City of Holly Hill, Florida, Amending the Fiscal Year 2021-2022 Annual Operating Budget, Appropriating Project Carry Over Funds for the Purchase of a Fire Truck from the Fiscal Year 2020-2021 to the Fiscal Year 2021-2022 Budget; Setting Forth Revenues and Expenditures; Providing for Severability; and Providing for an Effective Date.

(Requested by Stella Gurnee, Finance)
Mayor Via opened public participation. No one spoke.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John Penny, District 1 - Commissioner
SECONDER:	Penny Currie, District 2 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

RESOLUTION
2021-R-91
A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE FISCAL YEAR 2021-2022 ANNUAL OPERATING BUDGET, APPROPRIATING PROJECT CARRY OVER FUNDS FOR THE PURCHASE OF A FIRE TRUCK FROM THE FISCAL YEAR 2020-2021 TO THE FISCAL YEAR 2021-2022 BUDGET; SETTING FORTH REVENUES AND EXPENDITURES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE FISCAL YEAR 2021-2022 ANNUAL OPERATING BUDGET, APPROPRIATING OPEN PROJECT CARRY OVER FUNDS AND RESERVE FUNDS FROM THE FISCAL YEAR 2020-2021 TO THE FISCAL YEAR 2021-2022 BUDGET; SETTING FORTH REVENUES AND EXPENDITURES AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Holly Hill has certain projects initiated prior to the fiscal year commencing October 1, 2021, which remain incomplete and will carryover from fiscal year 2021-2022 into the ensuing fiscal year; and

WHEREAS, the City of Holly Hill City Commission adopted Resolution 2021-R-73 approving the Annual Operating Budget for Fiscal Year 2021-2022; and

WHEREAS, the City of Holly Hill City Commission desires to appropriate the necessary carryover and reserve funds for continuation and completion of certain City operations and continuing projects and to set forth and appropriate certain revenues and expenses.

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

SECTION 1. BUDGET AMENDMENT. The project funds and reserve funds are hereby appropriated as set forth in Composite Exhibit "A" attached hereto, which reflects revenues and corresponding expenditures for the designated projects for fiscal year 2021-2022 budget.

<u>SECTION 2. SEVERABILITY</u>. 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.

<u>SECTION 3. EFFECTIVE DATE</u>. The Budget item adopted in the preceding section shall govern the expenditures relating to operations and projects for the City during the current fiscal year effective October 1, 2021 through September 30, 2022. This Resolution shall become effective immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 26th day of OCTOBER, 2021.

Enacted and approved this 26th day of October, 2021, in Holly Hill

5. 2021-R-92 <u>Resolution</u>

A Resolution of the City Commission of the City of Holly Hill, Florida, Authorizing the Approval of a Purchase of One (1) E-One Typhoon Fire Pumper and Related Equipment from Hall-Mark RTC Located at 725 S.W. 46Th Avenue, Ocala, FL, 34474, Using the Orange County Contract No. Y20-1023-MV Fire Apparatus; and a Sole Source Procurement; Declaring Certain Vehicles to be Surplus Property; Providing for Severability; and Providing for an Effective Date.

(Requested by Joseph Forte, City Manager)
Mayor Via opened public participation. No one spoke.

*Commissioner Johnson made a motion to **APPROVE RESOLUTION 2021-R-92 AND TO AUTHORIZE THE FINANCE DEPARTMENT TO ISSUE PAYMENT OF DEPOSIT OF 50%**, seconded by Commissioner Currie.*

PASSED, 5-0.

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

RESOLUTION
2021-R-92
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE APPROVAL OF A PURCHASE OF ONE (1) E-ONE TYPHOON FIRE PUMPER AND RELATED EQUIPMENT FROM HALL-MARK RTC LOCATED AT 725 S.W. 46TH AVENUE, OCALA, FL, 34474, USING THE ORANGE COUNTY CONTRACT NO. Y20-1023-MV FIRE APPARATUS; AND A SOLE SOURCE PROCUREMENT; DECLARING CERTAIN VEHICLES TO BE

SURPLUS PROPERTY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE APPROVAL OF A PURCHASE OF ONE (1) E-ONE TYPHOON FIRE PUMPER AND RELATED EQUIPMENT FROM HALL-MARK RTC LOCATED at 725 S.W. 46th AVENUE, OCALA FLORIDA 34474, USING THE ORANGE COUNTY CONTRACT #Y20-1023-MV FIRE APPARATUS; AND A SOLE SOURCE PROCUREMENT; DECLARING CERTAIN VEHICLES TO BE SURPLUS PROPERTY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City is seeking to replace the reserve 2001 Pierce Fire Pumper, which has been determined to have exceeded all criteria for replacement by moving the 2013 E-One pumper to the reserve status and purchasing a new 2023 E-One Typhoon Pumper as the front line engine; and

WHEREAS, in the city's Purchasing Policy Manual, POLICY 2.39 Other Government Entities' Contracts, allows the City to utilize a competitive bid solicited by any other municipal, county, state or federal governmental agency, or any combination of such agencies, in purchasing items requiring competitive sealed bids; and

WHEREAS, the City's staff has determined that it is in the best interest of the City of Holly Hill and the general public to purchase one (1) E-One Typhoon Pumper from Hall-Mark RTC located at 725 S.W. 46th Avenue, Ocala Florida 34474, in the amount of $515,226, under the Orange County contract #Y20-1023-MV Fire Apparatus; and

WHEREAS, the City's staff recommends the purchase of various firefighting tools and equipment to the affixed to the new truck, which are included in the total purchase price; and

WHEREAS, Hall-Mark RTC is the sole source supplier of E-One parts and services compatible with E-One vehicles, and therefore, the equipment purchase is a sole source procurement pursuant to the city's Purchasing Policy Manual, Section F - Sole Source and Standardization Procurement, Policy 2.25 Exemption From Bidding Procedure Sole Source and Standardization; and

WHEREAS, it is recommended that city vehicle, 2001 Pierce Pumper, be declared surplus property immediately following the delivery of the new Typhoon Pumper and disposed of in accordance with law; and

WHEREAS, the City Manager has certified that funds in the amount of $515,226 for the total purchase thereof, are in the Vehicle and Equipment Replacement Fund, which is provided for in the accompanying Budget Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION

OF THE CITY OF HOLLY HILL, FLORIDA:

SECTION 1. The City Commission hereby approves the purchase of a 2023 E-One Typhoon Pumper and related equipment from Hall-Mark RTC located at 725 S.W. 46th Avenue, Ocala Florida 34474 in the total amount of $515,226 (a copy of the proposal being attached hereto and incorporated herein by reference).

SECTION 2. The City Commission hereby declares the 2001 Pierce Pumper to be surplus property, and the appropriate city staff members are hereby further authorized and directed to dispose of said vehicle through competitive sealed process or public auction to be held in accordance with applicable law.

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 26th day of OCT

Enacted and approved this 26th day of October, 2021, in Holly Hill

6.

Broker Services, Medical, Dental, Vision, Firefighter Cancer and Life Insurance – RFP #21HRD001

(Requested by Stella Gurnee, Finance)
At this time Commissioner Penny left the dais for this agenda item. Commissioner Penny has filed the ***FORM 8B, Memorandum of Voting Conflict for County, Municipal, and Other Local Public Officers*** with the City Clerk and has been included in this agenda item and a part of these minutes.

Mayor Via opened public participation.

The following individuals spoke to the Mayor and City Commissioners: Ms. Ross from FHCP, Holly Hill and Gilles Blais, Holly Hill

Mayor Via closed public participation.

Commissioner Penny verbally declared a conflict of interest because his brother is the Executive Vice President for Brown and Brown; there's potential conflict of interest but most importantly, a perceived conflict of interest. He contacted the Commission on Ethics and general council told him to abstain from the selection committee and to abstain from voting.

Commissioner Currie made a motion to ***ACCEPT THE COMMITTEE'S RECOMMENDATION FOR BROWN & BROWN AND TO MAKE THIS AN 18***

MONTH AGREEMENT SO THAT THEY CAN OFF-SET THE BROKER SERVICES WITH THE INSURANCE SERVICES, *seconded by Commissioner Johnson.*

PASSED, 4-0 (*Commissioner Penny abstaining from voting*)

RESULT:	**APPROVED [4 TO 0]**
MOVER:	Penny Currie, District 2 - Commissioner
SECONDER:	Roy Johnson, District 4 - Commissioner
AYES:	Via, Currie, Danio, Johnson
ABSTAIN:	Penny

Enacted and approved this 26th day of October, 2021, in Holly Hill

6. PUBLIC HEARINGS

1. 2021-O-3042 Ordinance

SECOND READING - an Ordinance Adopting Large Scale Comprehensive Plan Amendments in Accordance with CH. 163, Part II, Florida Statutes; Creating the Property Rights Element to Add Goals, Objectives for Property Rights in Accordance with Florida Statutes Section 163.3177(6)(I)1; Repealing All Ordinances and Parts of Ordinances in Conflict Herewith; and Providing an Effective Date.

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

RESULT:	**ADOPTED AT 2ND READING [UNANIMOUS]**
MOVER:	Roy Johnson, District 4 - Commissioner
SECONDER:	John C. Danio, District 3 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

ORDINANCE
2021-O-3042
SECOND READING - AN ORDINANCE ADOPTING LARGE SCALE COMPREHENSIVE PLAN AMENDMENTS IN ACCORDANCE WITH CH. 163, PART II, FLORIDA STATUTES; CREATING THE PROPERTY RIGHTS ELEMENT TO ADD GOALS, OBJECTIVES FOR PROPERTY RIGHTS IN ACCORDANCE WITH FLORIDA STATUTES SECTION 163.3177(6)(I)1; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE.

AN ORDINANCE ADOPTING LARGE SCALE COMPREHENSIVE PLAN AMENDMENTS IN ACCORDANCE WITH CH. 163, PART II, FLORIDA STATUTES; CREATING THE PROPERTY RIGHTS ELEMENT TO ADD GOALS, OBJECTIVES FOR PROPERTY RIGHTS IN ACCORDANCE

WITH FLORIDA STATUTES SECTION 163.3177(6)(i)1; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 163.3167, Florida Statutes, requires the City of Holly Hill to maintain a comprehensive plan to guide its future development and growth; and

WHEREAS, Section 163.3177(6)(i)1. Florida Statutes, requires the City of Holly Hill's Comprehensive Plan to include a property rights element; and

WHEREAS, the City of Holly Hill respects judicially acknowledged and constitutionally protected private property rights; and

WHEREAS, the City Manager has transmitted the proposed amendments and any supporting data and analyses to the Florida Department of Economic Opportunity and provided a copy of the proposed amendments to the Regional Planning Council, the St. Johns Water Management District, the County of Volusia, the Florida Departments of State, Transportation, and Environmental Protection, and to any requesting agency, within 10 days of the first reading in accordance with the requirements of § 163.3184(3)(b), Florida Statutes; and

WHEREAS, the City has reviewed the comments provided by the above referenced agencies; and

WHEREAS, the Board of Planning and Appeals, in accordance with Section 163.3174(4)(a), Florida Statutes, has held one or more public hearings with public notice, has solicited public participation in the preparation and consideration of the proposed amendments and recommends approval; and

WHEREAS, the City Manager supports the Board of Planning and Appeals recommendation.

NOW, THEREFORE, BE IT ENACTED BY THE PEOPLE OF THE CITY OF HOLLY HILL, FLORIDA:

SECTION 1. The City's Comprehensive Plan is hereby amended by creating a Property Rights element with Goals, Objectives and Policies, to read as follows (underline indicates added text):

10. PROPERTY RIGHTS ELEMENT

GOAL 1: - To respect judicially acknowledged and constitutionally protected private property rights.

Objective 1.1 - The City shall consider in its local decision-making a property owner's protected private property rights.

Policy 1.1.1 - The City shall consider in its local decision-making the right of a property owner to physically possess and control his or her interests in the property, including easements, leases, or mineral rights.

Policy 1.1.2 - The City shall consider in its local decision-making, the right of a property owner to use, maintain, develop, and improve his or her property for personal use or for the use of any other person, subject to state law and local ordinances.

Policy 1.1.3 - The City shall consider in its local decision-making, the right of the property owner to privacy and to exclude others from the property to protect the owner's possessions and property.

Policy 1.1.4 - The City shall consider in its local decision-making, the right of a property owner to dispose of his or her property through sale or gift.

SECTION 2. It is hereby found that the proposed amendments meet the requirements of Ch. 163, Florida Statutes.

SECTION 3. Within 10 working days after the adoption of this ordinance , the City Manager shall submit a transmittal letter to the Department of Economic Opportunity and any other agency that provided timely comments, with information and attachments, in accordance with §163.3184(3)(c)2, Florida Statutes.

SECTION 4. The effective date of this plan amendment shall be in accordance with §163.3184(3) (c) 4, Florida Statutes, and Volusia Growth Management Commission's issuance of a Certificate of Consistency.

SECTION 5. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 6. The effective date of this plan amendment, if the amendment is not timely challenged, shall be 31 days after the state land planning agency notifies the local government that the plan amendment package is complete. If the amendment is timely challenged, this amendment shall become effective on the date the state land planning agency or the Administration Commission enters a final order determining this adopted amendment to be in compliance. No development orders, development permits, or development dependent on this amendment may be issued or commence before it has become effective.

APPROVED AND AUTHENTICATED on this 26th day of OCTOBER, 2021 for second and final reading.

Enacted and approved this 26th day of October, 2021, in Holly Hill

7. COMMUNICATIONS

A. City Manager & Staff Comments
Mr. Forte mentioned that the Holly Hill Historic Society is having a Rum Jamboree event on Saturday, November 6th and they are asking if the $150 permit fee could be waived. There was ***consensus*** from the City Commission that each one would donate $30 to the HH Historic Society for the permit. Mr. Forte informed the Mayor and Commissioners that he will be sending out an email to "All Users" about a policy in regards to handling aggressive and abusive customers and how to deter bad behavior due to a couple of situations that have recently taken place in City Hall.

B. City Attorney Comments
None.

C. City Commission Comments
Commissioner Danio reminded the Commission about Josh's Jamboree coming up on November 5th at UBIC and that the Pickleball Tournament that took place was a great turnout.

Commissioner Penny reminded the Commission that the "Citizen of the Year" is approaching and to turn in their recommendation to Mr. Forte; spoke about the park bathrooms and suggested that a full-time person be hired for the parks.

Commissioner Currie reminded the Commission about Officer Culver's Retirement party at Caribbean Jack's on Saturday, November 6th at 6:00 PM.

Commissioner Johnson mentioned widening LPGA and when Phase 2 of Pictona opens more traffic will be coming in to town.

D. Mayor's Comments
Mayor Via announced the upcoming events at City Hall.

8. ADJOURNMENT

The meeting adjourned at approximately 7:50 PM.

Valerie Manning

Valerie Manning, City Clerk,CMC 10/26/2021

Chris Via

Chris Via, Mayor 10/26/2021