CITY OF HOLLY HILL, FLORIDA

CITY COMMISSION

MINUTES ● NOVEMBER 12, 2019

City Commission Chamber **Regular City Commission Meeting** **7:00 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
Pastor Matt McKeown from United Brethren in Christ (UBIC) led the invocation.

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

2. POSITIVITY AWARD - NONE

3. PRESENTATIONS

1.

2019 Student Government Day - Certificates of Recognition

(Requested by Valerie Manning, City Clerk)

RESULT:	**NO VOTE NEEDED**

4. RECESS THE CC MTG & CONVENE AS THE CRA

Per the City Manager, this CRA item was being pulled until the November 26, 2019 City Commission meeting at 7:00 PM.

5. CRA AGENDA

1. –2019-R-72

CRA - a Resolution by the Community Redevelopment Agency of the City of Holly Hill, Florida, Authorizing a Piggyback Contract for the Purchase of Vehicles, Equipment and Services Using Charlotte County Vehicle Purchasing Contract; Providing for Implementing Administrative Actions; Providing for Conflicts; Providing for a Savings Provision; Providing for Severability; and Providing for an Effective Date.

(Requested by Antoine Khoury, Public Works)

RESULT:	**PULLED TO A DATE CERTAIN**	**Next: 11/26/2019 7:00 PM**

6. ADJOURN AS THE CRA & RECONVENE THE CC MTG

7. PUBLIC COMMENTS

The following individuals spoke to the Mayor and City Commission:
Jim Schultz, 117 Harvard Drive, Ormond Beach who shared his concerns about fluoride and Vitamin D; and Pat Firouzadj, 320 Cavanah Drive, Holly Hill and Rex Hoffman from the Holly Hill Boys and Girls Club was present with her. Spoke about the parade being at night time, theme and judging entries.

There was some discussion about the parade being done at night time and bringing back judging for participants in 2020. Ms. Firouzadj offered to be one of the judges as well. There was ***consensus*** from the Mayor and City Commissioners to leave the parade taking place in the daytime.

8. APPROVAL OF MINUTES

1.

Minutes - October 22, 2019, Regular City Commission Meeting

(Requested by Valerie Manning, City Clerk)

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 12th day of November, 2019, in Holly Hill

9. CONSENT AGENDA - ITEMS (1 - 11)

Mayor Via asked if there was anyone in the audience who wishes to speak on any item on the Consent Agenda or if any member of the Commission would like to pull an item for further discussion?

Mr. Forte informed the Mayor and City Commissioners that Resolutions 2019-R-73 and 74 are being pulled until the November 26th meeting.

No one from the audience spoke to any item on the Consent Agenda items.

1. –2019-R-73 Resolution

A Resolution by the City Commission of the City of Holly Hill, Florida, Authorizing a Piggyback Contract for the Purchase of Vehicles, Equipment and Services Using Charlotte County Vehicle Purchasing Contract; Providing for Implementing Administrative Actions; Providing for Conflicts; Providing for a Savings Provision; Providing for Severability; and Providing for an Effective Date.

(Requested by Valerie Manning, City Clerk)

RESULT:	**TABLED UNTIL NEXT MEETING [UNANIMOUS] Next: 11/26/2019 7:00 PM**
MOVER:	Penny Currie, District 2 - Commissioner
SECONDER:	John C. Danio, District 3 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

2. –2019-R-74 Resolution

A Resolution of the City of Holly Hill, Florida, Authorizing a Piggyback Contract for the Purchase of Vehicles, Equipment and Services Using Charlotte County Vehicle Purchasing Contract; Providing for Implementing Administrative Actions; Providing for Conflicts; Providing for a Savings Provision; Providing for Severability; and Providing for an Effective Date.

(Requested by Antoine Khoury, Public Works)

RESULT:	**TABLED UNTIL NEXT MEETING [UNANIMOUS] Next: 11/26/2019 7:00 PM**
MOVER:	Penny Currie, District 2 - Commissioner
SECONDER:	John C. Danio, District 3 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

3. –2019-R-75 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Authorizing a Piggyback Contract for the Purchase of Vehicles, Equipment and Services Using the FLORIDA SHERIFFS ASSOCIATION COOPERATIVE PURCHASING PROGRAM; Providing for Implementing Administrative Actions; Providing for Conflicts; Providing for a Savings Provision; 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
2019-R-75
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING A PIGGYBACK CONTRACT FOR THE PURCHASE OF VEHICLES, EQUIPMENT AND SERVICES USING THE FLORIDA SHERIFFS ASSOCIATION COOPERATIVE PURCHASING PROGRAM; PROVIDING FOR IMPLEMENTING ADMINISTRATIVE ACTIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR A SAVINGS PROVISION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING A PIGGYBACK CONTRACT FOR THE PURCHASE OF VEHICLES, EQUIPMENT, AND SERVICES USING THE FLORIDA SHERIFFS ASSOCIATION COOPERATIVE PURCHASING PROGRAM; PROVIDING FOR IMPLEMENTING ADMINISTRATIVE ACTIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR A SAVINGS PROVISION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, The Community Redevelopment Agency, Community Policing Officers, are due to have their police vehicles replaced, which according to the City's CRA Master Plan, these expenditures are qualified expenses to be funded from the CRA budget.

WHEREAS, the City of Holly Hill desires to purchase vehicles under the Florida Sheriffs Association Cooperative Purchasing Program, 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 (I) authorize and approve the form of the contract by the Florida Sheriff Association Cooperative Purchasing Program, any exhibits attached thereto, and any other related documents and, (ii) the execution and delivery of the documents and (iii) provide additional limited general authority; and

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

WHEREAS, the City has performed all acts, conditions, and things relating to the acquisition of the software as are required by the Constitution and Laws of the State of Florida, and the Charter and Code of Ordinances of the City.

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

SECTION 1. AUTHORITY FOR RESOLUTION. This Resolution is adopted pursuant to Article VIII, Section 2, of the Constitution of the State of Florida and Chapter 166, Florida Statutes, (collectively, the "Act")., as well as the City Charter and Code of Ordinances.

SECTION 2. DEFINITIONS. As used herein:

(a). "City" means the City of Holly Hill, Florida.

(b). "City Manager" means the City Manager of the City or designee.

(c). "Clerk" means the Clerk of the City or designee.

(d). "Finance Director" means the Finance Director of the City.

(e). "Mayor" means the Mayor of the City or in the Mayor's absence or unavailability the Vice-Mayor.

(f). "City Attorney" means the City Attorney of the City or designee.

SECTION 3. FINDINGS AND AWARDS.

(a). The findings and declarations of the City contained in the above WHEREAS clauses are hereby incorporated as a part of this Resolution.

(b). It is in the best interest of City and its inhabitants to contract with Deland Nissan and ARS Powersports purchase of vehicles and equipment.

(c). It is hereby ascertained, determined and declared that in light of prevailing and anticipated market conditions, it is in the best interests of the City to enter into a contact Deland Nissan and ARS Powersports purchase of vehicles and equipment.

SECTION 4. Authorization of Contract. The forms of the scope of services and contract documents attached hereto, Exhibit A, or as may be required to be modified are hereby approved. The Mayor is hereby authorized to execute said agreement for vehicle and equipment purchase, in substantially the forms attached hereto. The total cost shall be based on individual work assignments made by the City to Deland Nissan and ARS Powersports.

SECTION 5. Additional Authorizations Concerning the Scope of services and

Contract. The City Manager, or designee(s), are hereby charged with the responsibility for implementing the agreement for purchase of vehicles and equipment.

SECTION 6. SEVERABILITY. If any provision of this Resolution shall be held or deemed to be or shall, in fact, be illegal, inoperative or unenforceable in any context, the same shall not affect any other provision herein or render any other provision (or such provision in any other context) invalid, inoperative or unenforceable to any extent whatever.

SECTION 7. CONFLICTS. All resolutions of the City or parts thereof in conflict herewith, if any, are hereby repealed to the extent of such conflict.

SECTION 8. EFFECTIVE DATE. This Resolution shall become effective immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 26th day of NOVEMBER , 2019.

Enacted and approved this 12th day of November, 2019, in Holly Hill

4. –2019-R-76 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Approving Piggybacking Volusia County Master Agreement No. 87013945 with Ferguson Enterprises, Inc., for the Purchase of the Fiscal Year 2019-2020 Supply of Plumbing Supplies for the Water Treatment Plant and Water Distribution System 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
2019-R-76
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING PIGGYBACKING VOLUSIA COUNTY MASTER AGREEMENT NO. 87013945 WITH FERGUSON ENTERPRISES, INC., FOR THE PURCHASE OF THE FISCAL YEAR 2019-2020 SUPPLY OF PLUMBING SUPPLIES FOR THE WATER TREATMENT PLANT AND WATER DISTRIBUTION SYSTEM 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 PIGGY BACKING VOLUSIA COUNTY MASTER AGREEMENT NO: 8701 3945 WITH FERGUSON ENTERPRISES, INC., FOR THE PURCHASE OF THE FISCAL YEAR 2019-2020 SUPPLY OF PLUMBING SUPPLIES FOR THE WATER TREATMENT PLANT AND WATER DISTRIBUTION SYSTEM 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 plumbing supplies for the water treatment plant and water distribution system; and

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

WHEREAS, Policy 2.39 Other Government Entities' Contracts.

> The City may utilize (piggy-back) any other government entity's open contract that have been competitively bid and awarded to the low responsive, responsible bidder meeting the specifications, in accordance with City Purchasing regulations. The City may also piggyback off U.S. General Services Administration, GSA Contracts. When another entity's contracts is the be utilized, a copy of that contract shall be forwarded to the Finance Department for review and evaluation to determine if it meets the City's requirement regarding competitive bidding and award.

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.).

WHEREAS, the City Commission does hereby approve piggy backing the Volusia County contract #17-B-109VB agreement with Ferguson Enterprises, Inc. to provide their Fiscal Year 2019-20 plumbing supplies of water treatment plant and water distribution system repair and maintenance 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 Fiscal Year 2019-2020 for the purchase of plumbing supplies for the repair and maintenance of the water treatment plant and water distribution system, in an amount not to exceed $20,000 and authorizes the City Manager to execute any necessary price agreements.

SECTION 2. That the City Commission does hereby approve the piggy backing the Volusia County contract # 17-B-109VB with Ferguson Enterprises, Inc. to provide their Fiscal Year 2019-20 plumbing supplies of water treatment plant and water distribution system repair and maintenance for the Public Works Department.

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 12th day of NOVEMBER, 2019.

Enacted and approved this 12th day of November, 2019, in Holly Hill

5. 2019-R-77 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Approving Price Agreements for the Purchase of the Fiscal Year 2019-2020 Supply of Water 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.

(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
2019-R-77
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING PRICE AGREEMENTS FOR THE PURCHASE OF THE FISCAL YEAR 2019-2020 SUPPLY OF WATER 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.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING PIGGY BACK PRICE AGREEMENTS WITH THE CITIES OF PALM COAST AND THE CITY OF OCALA FOR THE PURCHASE OF THE FISCAL YEAR 2019-2020 SUPPLY OF WATER 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 treatment; and

WHEREAS, the City has secured pricing agreements utilizing the piggy-backing procurement method permitted under the City's Purchasing regulations; and

WHEREAS, By Policy 2.39 Other Government Entities' Contracts.

The City may utilize (piggy-back) any other government entity's open contract that have been competitively bid and awarded to the low responsive, responsible bidder meeting the specifications, in accordance with City Purchasing regulations. The City may also piggyback off U.S. General Services Administration, GSA Contracts. When another entity's contracts is the be utilized, a copy of that contract shall be forwarded to the Finance Department for review and evaluation to determine if it meets the City's requirement regarding competitive bidding and award.

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 agreements for the purchase of Fiscal Year 2019-20 supply of water 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 the price agreement for the purchase of the Fiscal Year 2019-2020 supply of water treatment chemicals for the Public Works Department in an amount of $74,800 and $13,500 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 12th day of NOVEMBER, 2019.

Enacted and approved this 12th day of November, 2019, in Holly Hill

6. 2019-R-78 Resolution

A Resolution of the City of Holly Hill, Florida, Authorizing a the City Manager to Execute a Contract Renewal to Piggyback the Agreement with the City of Jacksonville for Foreclosure Registrations with Prochamps, 2725 Center Place, Melbourne, FL 32940;

Providing for Implementing Administrative Actions; Providing for Conflicts; 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
2019-R-78
A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING A THE CITY MANAGER TO EXECUTE A CONTRACT RENEWAL TO PIGGYBACK THE AGREEMENT WITH THE CITY OF JACKSONVILLE FOR FORECLOSURE REGISTRATIONS WITH PROCHAMPS, 2725 CENTER PLACE, MELBOURNE, FL 32940; PROVIDING FOR IMPLEMENTING ADMINISTRATIVE ACTIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A Resolution of the City of Holly Hill, Florida, Authorizing a the City Manager to Execute a Contract Renewal to Piggyback the Agreement with the City of Jacksonville for Foreclosure and Vacant Land Registrations with Prochamps, 2725 Center Place, Melbourne, FL 32940; Providing for Implementing Administrative Actions; Providing for Conflicts; Providing for Severability; and Providing for an Effective Date.

WHEREAS, the City of Holly Hill desires to enter into a like contract with PROCHAMPS, under the same terms and applicable conditions as that prior agreement entered into by the City of Jacksonville, FL; 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, the City of Holly Hill desires to continue to retain the services of PROCHAMPS, in accordance with the pricing established in the City of Jacksonville, FL contract the purpose of registering foreclosed and vacant properties; 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 of Holly Hill now desires to (i) authorize and approve the form of the renewal contract between the City Jacksonville and PROCHAMPS, any exhibits attached thereto, and any other related documents and, (ii) the execution and delivery of the documents and (iii) provide additional limited general authority effective October 1, 2019 through September 30, 2020; and

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

WHEREAS, the City has performed all acts, conditions, and things relating to the acquisition of the software as are required by the Constitution and Laws of the State of Florida, and the Charter and Code of Ordinances of the City; and

WHEREAS, PROCHAMPS, has previously entered into a contract with the City of Jacksonville, FL to provide these services on October 1, 2015 (attached) and has renewed its contract with the City of Jacksonville, FL effective October 1, 2019 through September 30, 2020, with no renewal options remaining, with all other provisions, terms, and conditions of said contract remaining unchanged and shall continue in full force (attached).

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

SECTION 1. Authority for Resolution. This Resolution is adopted pursuant to Article VIII, Section 2, of the Constitution of the State of Florida and Chapter 166, Florida Statutes, (collectively, the "Act"), as well as, the City Charter and Code of Ordinances.

SECTION 2. Definitions. As used herein:

(a). "City" means the City of Holly Hill, Florida.

(b). "City Manager" means the City Manager of the City or designee.

(c). "Clerk" means the Clerk of the City or designee.

(d). "Finance Director" means the Finance Director of the City.

(e). "Mayor" means the Mayor of the City or in the Mayor's absence or unavailability the Vice-Mayor.

(f). "City Attorney" means the City Attorney of the City or designee.

SECTION 3. **Findings and Awards.**

(a). The findings and declarations of the City contained in the above WHEREAS clauses are hereby incorporated as a part of this Resolution.

(b). It is in the best interest of City and its inhabitants to contract with Prochamps, 2725 Center Place, Melbourne, FL 32940.

SECTION 4. **Authorization of Contract.** The forms of the scope of services and contract documents attached hereto, or as may be required to be modified are hereby approved.

SECTION 5. SEVERABILITY. If any provision of this Resolution shall be held or deemed to be or shall, in fact, be illegal, inoperative or unenforceable in any context, the same shall not affect any other provision herein or render any other provision (or such provision in any other context) invalid, inoperative or unenforceable to any extent whatever.

SECTION 7. CONFLICTS. All resolutions of the City or parts thereof in conflict herewith, if any, are hereby repealed to the extent of such conflict.

SECTION 8. EFFECTIVE DATE. This Resolution shall become effective immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 12th day of NOVEMBER, 2019.

Enacted and approved this 12th day of November, 2019, in Holly Hill

7. –2019-R-79 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; 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
2019-R-79
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; 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; 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 accredited laboratory in the local area to perform these tests; and

WHEREAS, The estimated annual amount for services provided is $40,000 for the waste water laboratory and $10,000 for the water laboratory; 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 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 of $50,000.

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 12th day of NOVEMBER, 2019.

Enacted and approved this 12th day of November, 2019, in Holly Hill

8. 2019-R-80 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Authorizing the City Manager to Execute an Annual Purchase Order with Allied Universal Corporation Under the Price Schedule Set Forth Herein; and 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
2019-R-80
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE AN ANNUAL PURCHASE ORDER WITH ALLIED UNIVERSAL CORPORATION UNDER THE PRICE SCHEDULE SET FORTH HEREIN; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, TO WAIVE THE PROCUREMENT PROCESS AUTHORIZING THE CITY MANAGER TO EXECUTE AN ANNUAL PURCHASE ORDER WITH ALLIED UNIVERSAL CORPORATION UNDER THE PRICE SCHEDULE SET FORTH HEREIN; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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

WHEREAS, the City desires to retain Allied Universal Corporation to procure goods as listed herein and subsequently specifically set out in Purchase Orders to be issued under this Agreement, and upon the terms and conditions hereinafter set forth; and

WHEREAS, Allied Universal Corporation is competent and qualified to provide the desired goods to the City at the prices established according to the terms and conditions stated herein; and

WHEREAS, Allied Universal Corporation is desirous of performing and providing such goods upon said terms and conditions; and

WHEREAS, the goods are necessary to support the activities and programs of the City; and

WHEREAS, this award is requested in accordance with Section of the City of Holly Hill Purchasing Policy, Chapter 8 - Waivers of Bid.

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 2019-20 supply of liquid chlorine and liquid Sulphur Dioxide for an annual fiscal year total of $44,774 for the Public Works Department to Allied Universal Corporation and authorizes the City Manager to execute any necessary purchase orders.

SECTION 2. PRICE SCHEDULE: Fiscal year 2019-20 price shall be:

(a) Liquid Chlorine (1 ton cylinders):
$538.00.00 for Chlorine ton
Minimum delivery required: 4 cylinders
for an annual total of $28,514

(b) Liquid Sulphur Dioxide (1 ton cylinders):

$813.00 for Sulfur Dioxide ton
Minimum delivery required: 2 cylinders
for an annual total of $16,260

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 adoption by the City Commission.

APPROVED AND AUTHENTICATED on this 12th day of NOVEMBER, 2019.

Enacted and approved this 12th day of November, 2019, in Holly Hill

9.

Memorandum of Understanding Holly Hill Police Department and the Panama City Police Department For the Use of Traffic and Criminal Software TraCS Software Program

(Requested by Steve Aldrich, Police)

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

10.

Disposal of Fixed Assets

(Requested by Stella Gurnee, Finance)

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

11.

Support Letter for the Conversion of Span Wire Signals to Mast Arms Signals at Four Intersection Along Ridgewood Avenue

(Requested by Antoine Khoury, Public Works)

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

10. REGULAR AGENDA

1. –2019-R-81 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Authorizing the City Manager to Expend an Additional $33,000 for the Completion of the Sunrise Park South Improvements Project; Providing for Severability; and Providing for an Effective Date.

(Requested by Antoine Khoury, Public Works)
Mr. Forte informed the Mayor and Commissioners that the reason for this request is that there have been some unexpected expenditures due to site conditions. There was over 331 cubic feet of bad soil and debris that was unearthed while they were doing during the construction project. In addition to some storm delays, which the city generally gets some time for, there was a lot of time delay due to the conditions that were on the site. He actually walked the site a couple of times as they were unearthing some of this debris and the rubble and it was literally large chunks of concrete and Rebar that typically they wouldn't have had to remove that. The little bit that they knew was there, they were going to put along as riprap along the water's edge but there was such a voluminous amount of that, that it had to then be paid to be taken off site and then the city had to pay to bring soil back on site so that was an issue. They also unearthed an electric line that they didn't locate so that had to be repaired, they had a problem with the stormwater outfall that was running through the park so there was a couple of expenditures that were unexpected. Trying to meet with the ECHO timeline, the city added Saturday work, which was an expense. The city is seeking an additional $33,000. In the agenda item it talks about where they can get the dollars to do that and its found in some savings that they had from the roof projects and some other projects. The city is looking for approval for another $33,000 to get the project closed out. They are paving the parking lot today and it should be completed tomorrow. They should be sustainably complete now minus the punch list. The city got the approval from ECHO that was mentioned at the last meeting for the extension. Once that's done, the city will go ahead and proceed with the closeout documents and then get this one off the table and they'll be done. The total amount of grant dollars was $984,000; almost $1 million; over $900,000 that the city received in grant dollars. The total cost of the project now is about $1,278,000.00; there was $906,000 that the city got reimbursed through three (3) grants and then the city's cost is $372,319.00. It's still a good project. It's a little bit more due to the conditions that the city was not aware of but at the end of the day, he thinks they are going to have one of the more popular boat launches on the east side of the County.

Mayor Via opened public participation. No one spoke.

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

RESOLUTION
2019-R-81
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXPEND AN ADDITIONAL $33,000 FOR THE COMPLETION OF THE SUNRISE PARK SOUTH IMPROVEMENTS PROJECT; 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 EXPEND AN ADDITIONAL $33,000 FOR THE COMPLETION OF THE SUNRISE PARK SOUTH IMPROVEMENTS PROJECT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, budgeting for this project included a purchase order to SE Cline for construction in the amount of $1,094,325; and

WHEREAS, the City Commission approved an additional $60,000 for this project on August 13, 2019; and

WHEREAS, additional unforeseen conditions have arisen including electrical modifications, the removal of 60 cubic yards of rubble and the modification of a sidewalk plan which exceed prior authorization; and

WHEREAS, Hurricane Dorian saturated grounds causing additional time and expense to the project; and

WHEREAS, the project is 95% complete but requires additional expenditures to complete.

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

SECTION 1. That the City Manager of the City of Holly Hill is hereby authorized to approve to expend an additional amount not to exceed $33,000 to complete the Sunrise Park South Improvement Project.

SECTION 2. That this Resolution shall take effect immediately upon its adoption.

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 12th day of NOVEMBER, 2019.

Enacted and approved this 12th day of November, 2019, in Holly Hill

11. PUBLIC HEARINGS

1. 2019-O-3023 Ordinance

SECOND READING - an Ordinance of the City of Holly Hill, Florida, Amending Chapter 42 (Pensions and Retirement) Article II - Police Officers, of the Code of Ordinances of the City of Holly Hill, Florida, Providing for the Holly Hill Police Officers Pension Trust Fund Board of Trustees to Possess Investment Authority in Conformance with the Standards Set Forth in Chapter 185.06 of the Florida Statutes; Providing for a Repealer, Providing for a Savings Clause, Providing for Codification, Providing for Severability, Providing for an Effective Date.

(Requested by Steve Aldrich, Police)
Commissioner Currie mentioned that she did check with Attorney Simpson about voting on this item because her husband is getting retirement from this fund and he assured her there was no conflict because it's only language change.

Mayor Via opened public participation. No one spoke.

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

ORDINANCE
2019-O-3023
SECOND READING - AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING CHAPTER 42 (PENSIONS AND RETIREMENT) ARTICLE II - POLICE OFFICERS, OF THE CODE OF ORDINANCES OF THE CITY OF HOLLY HILL, FLORIDA, PROVIDING FOR THE HOLLY HILL POLICE OFFICERS PENSION TRUST FUND BOARD OF TRUSTEES TO POSSESS INVESTMENT AUTHORITY IN CONFORMANCE WITH THE STANDARDS SET FORTH IN CHAPTER 185.06 OF THE FLORIDA STATUTES; PROVIDING FOR A REPEALER, PROVIDING FOR A SAVINGS CLAUSE, PROVIDING FOR CODIFICATION, PROVIDING FOR SEVERABILITY, PROVIDING FOR AN EFFECTIVE DATE.

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING CHAPTER 42 (PENSIONS AND RETIREMENT) ARTICLE II - POLICE OFFICERS, OF THE CODE OF ORDINANCES OF THE CITY OF HOLLY

HILL, FLORIDA, PROVIDING FOR THE HOLLY HILL POLICE OFFICERS PENSION TRUST FUND BOARD OF TRUSTEES TO POSSESS INVESTMENT AUTHORITY IN CONFORMANCE WITH THE STANDARDS SET FORTH IN CHAPTER 185.06 OF THE FLORIDA STATUTES; PROVIDING FOR A REPEALER, PROVIDING FOR A SAVINGS CLAUSE, PROVIDING FOR CODIFICATION, PROVIDING FOR SEVERABILITY, PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Board of Trustees of the Holly Hill Police Officers Pension Trust Fund has a fiduciary duty to prudently invest Fund assets; and

WHEREAS, the Board of Trustees employs a consultant to advise on investment policy, including proper asset allocation; and

WHEREAS, the Board of Trustees' goal for return on investments of the Police Officers Pension Trust Fund is to obtain at least a 7.4% investment return each year; and

WHEREAS, the Board of Trustees' investment consultant has recommended that ability to reach or exceed that goal would be enhanced by adopting the investment standards set forth under Chapter 185.06 of the Florida Statutes, without variance; and

WHEREAS, an Ordinance amendment is necessary in order to follow the advice of the Fund's investment consultant; and

WHEREAS, the City Commission has received, reviewed and considered an actuarial impact statement describing the actual impact of the amendments provided for herein; now, therefore.

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

SECTION 1. That Section 42-31(2) of the Code of Ordinances of the City of Holly Hill, Florida is hereby amended as follows:

Sec. 42-31. Pension Benefits.

* * *

(2) The board of trustees may invest and reinvest the assets of the Police Officers' Retirement Trust Fund, City of Holly Hill, in accordance with the provisions of F.S. § 185.06. All monies paid into or held in the fund shall be invested and reinvested by the board and the investment of all or any part of such funds shall be limited to: ~~, which are hereby varied only in the following respects~~:

~~a. The aggregate of the trust fund's investment in equities (common stocks or equivalents) at market shall not exceed 67.5 percent of the fund's assets, with a target range of 62.5 to 67.5 percent;~~

~~b. The aggregate of the trust fund's investments in negotiable fixed income securities, including securities issued by the United States government, agencies of the United States government, or bonds, or preferred stocks issued by domestic corporations having an initial rating of A or higher, at market, shall be at least 32.5 percent of the fund's assets, with a target range of 32.5 to 37.5 percent;~~

~~c. Short-term money market funds or instruments may be included within the above categories of investments, provided that if commercial paper is used, it must be rated at least A-2 or P-2;~~

~~d. International investment of any kind, equities or fixed securities, shall not exceed 25 percent of the fund's assets; and~~

a. Annuity and life insurance contracts with life insurance companies in amounts sufficient to provide, in whole or in part, the benefits to which all of the members in the fund shall be entitled under the provisions of this system and pay the initial and subsequent premium thereon;

b. Time or savings accounts of a national bank, a state bank insured by the bank insurance fund or a savings/building and loan association insured by the savings association insurance fund which is administered by the Federal Deposit Insurance Corporation or a state or federal chartered credit union whose share accounts are insured by the National Credit Union Share Insurance Fund;

c. Obligations of the United States or obligations guaranteed as to principal and interest by the government of the United States or by an agency of the government of the United States;

d. Bonds issued by the State of Israel;

e. Stocks, commingled funds, mutual funds or other investment vehicles approved by the board and bonds or other evidences of indebtedness, provided that:

(i) Except as provided in subsection (ii) below, all individually held securities and all securities in a commingled or mutual fund or other investment vehicles approved by the board, must be issued or guaranteed by a corporation organized under the laws of the United States, any state or organized territory of the United States, or the District of Columbia.

(ii) Up to 25 percent of the assets of the fund at market value may be invested in foreign securities.

(iii) The board shall not invest more than five percent of its assets in the common stock, capital stock, or convertible securities of any one issuing company, nor shall the aggregate investment in any one issuing company exceed five percent of the outstanding capital stock of that company; nor shall the aggregate of its investments in common stock, capital stock and convertible securities at market exceed 70 percent of the assets of the fund;

f. Real estate directly or through an investment vehicle approved by the board or real estate investment trusts (REITS) that trade on a major exchange, provided the board shall not invest more than 15 percent at market of the assets of the fund in REITS; and

g ~~e~~. Master limited partnerships (MLP) that trade on a major exchange, up to an amount of 15 percent of the assets of the fund at market value with a target range of 10 to 15 percentage. No more than ten percent at market value of an investment manager's MLP portfolio may be invested in a single issuer unless the issuer makes up more than ten percent of the Alerian MLP Index, in which case, up to the Index weighting may be held.

SECTION 2. That all sections or parts of sections of the Code of Ordinances, all ordinances or parts of ordinances, all charter sections or parts of sections, and all resolutions or parts of resolutions in conflict herewith, are hereby repealed to
the extent of such conflict.

SECTION 3. If any word, phrase, clause, subsection or section of this ordinance be for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this ordinance.

SECTION 4. That codification of this Ordinance in the City Code of Ordinances is hereby authorized and directed.

SECTION 5. That this Ordinance shall become effective immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 12th day of NOVEMBER, 2019 for second reading.

Enacted and approved this 12th day of November, 2019, in Holly Hill

12. COMMUNICATIONS

A. City Manager & Staff Comments

Mr. Forte informed the Mayor and Commissioners that the Department of Children and Families to operate out of the Clubhouse for the rest of November. They had an issue with their facility and they were seeking a place where they can provide services to the community. There's enough parking for them. It's a service to the community and the city isn't charging them for that. They do participate as an organization in some of the city's events. Staff has offset the Boy Scouts and they are going to meet at Sica Hall and there was one other person that uses the Clubhouse and that was taken care of as well. Mr. Forte stated Pickleball is moving along. Nothing to report today but they did have a progress meeting and it is moving along. The city is proceeding with its ECHO grant request for that project.

B. City Attorney Comments

C. City Commission Comments

Commissioner Currie thanked and appreciated the students for staying for the meeting. Great Veteran's Day Celebration; probably the largest attended over the years; American Legion Post 120 did a very good job. Mayor Via did a good job mentioning the Veteran's Memorial that will be coming in the near future. She appreciates he mentioned that. Outstanding showing with the students who participated this year in Student Government Day. This was the largest attended ever. Good to see them involved in local government. Looking forward to the tree lighting ceremony and Christmas parade. Appreciates staff and their hard work in putting it altogether. They are phenomenal events.

Commissioner Danio mentioned that the Student Government Day is a great way to show the students one-on-one about local government. Commissioner Danio mentioned the Trunk or Treat event and the Car Show. It was nice to have one-on-one with the kids during the event and got to engage a little more. The Car Show was a success. Things are moving along in Holly Hill and looking forward to the boat launch.

Commissioner Johnson mentioned the American Legion Post 120 and appreciates them and encouraged everyone to become a member. They do so many things for the community and all over for people. Good projects going on in Holly Hill. He shared his thoughts about LPGA Blvd.

Commissioner Penny mentioned the City of NSB has asked for some support and their formal request will come at a later time. The issue is the legislature changed the law about taking down trees when it comes to residential property. Tallahassee has changed that rule now. New Smyrna is asking and the FLC is going to ask for every city in Volusia County to pass a Resolution of support asking the Legislature not to change the law but require the person taking down the tree to notify the city. The Volusia Legislative Delegation has a public hearing on November 20, 2019 from 9:00 am to 1:00 pm to give the opportunity to address our elected officials at the State level. Reminded everyone about the upcoming VLC dinner in NSB.

D. Mayor's Comments

Mayor Via informed the Commission that the Florida League of Cities formed a new caucus within the Florida League of Cities called "The Young Elected Municipal Officials". He is on the Advisory Committee for that. He will be attending the IEMO IV for Leadership for Elected Officials Friday and Saturday, which is training for elected officials and Commissioner Currie has completed all four courses. It talks about leadership and how you can become a better and effective leader. Mayor Via mentioned the Veteran's Day celebration and thanked the American Legion Post 120 for doing such a great job and for next year's Christmas parade he would like to see the judging come back and would like to talk about possibly changes. He likes the idea of "light up" for the decorations. He loves Ormond's parade but there is tradition here like many of the Commissioners have said and that has to be thought about. Sometime next year they can talk about things.

i. Appointing Vice-Mayor

Mayor Via congratulated Commissioner Penny as the President for the Volusia League of Cities and they appreciate his service and has done a really good job and has represented Holly Hill really well.

Commissioner Currie made a motion to ***APPOINT City Commissioner John Penny as***
Vice Mayor for 2020*, seconded by Commissioner Danio.*

Mayor Via opened public participation. No one spoke.

PASSED, 5-0.

The Mayor, Commissioners and Mr. Forte discussed briefly LPGA Blvd., at this time.

13. ADJOURNMENT

The meeting adjourned at approximately 8:10 PM.

Valerie Manning

Valerie Manning, City Clerk,CMC 11/12/2019

Chris Via, Mayor 11/12/2019