



CITY OF HOLLY HILL, FLORIDA

CITY COMMISSION

MINUTES • NOVEMBER 28, 2023

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

*Commissioner Johnson made a motion to **EXCUSE COMMISSIONER DANIO FROM THE MEETING TONIGHT DUE TO HIS WIFE HAVING TO GO TO THE EMERGENCY ROOM FROM A FALL**, seconded by Commissioner Currie.*

Mayor Via opened public participation. No one spoke.

PASSED, 4-0.

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	Excused	
Roy Johnson	District 4 - Commissioner	Present	

b. Invocation by City Commissioner Penny Currie

Commissioner Currie led the invocation.

c. Pledge of Allegiance

Mayor Via led the Pledge of Allegiance to the Flag.

2. PUBLIC COMMENTS

None.

3. APPROVAL OF MINUTES

1.

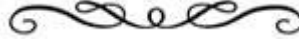
Minutes - November 14, 2023 - Regular City Commission and CRA Meeting

(Requested by Valerie Manning, City Clerk)

Mayor Via opened public participation. No one spoke.

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

Enacted and approved this 28th day of November, 2023, in Holly Hill



4. CONSENT AGENDA - ITEMS (1 - 7)

Mayor Via asked if there was anyone in the audience who wished to speak on any item on the Consent Agenda or if any member of the City Commission wanted to further discuss an item. There was no one.

1. -2023-R-70 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Waiving the Bidding Requirements for Asphalt Repairs and Maintenance and Approving Expenditures for an Annual Amount Not to Exceed \$50,000 to the Alternative Asphalt, LLC and Authorize the City Manager to Execute Any Necessary Price Agreements; Proving for Severability; and Providing for an Effective Date.

(Requested by Antoine Khoury, Public Works)

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

RESOLUTION

2023-R-70

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, WAIVING THE BIDDING REQUIREMENTS FOR ASPHALT REPAIRS AND MAINTENANCE AND APPROVING EXPENDITURES FOR AN ANNUAL AMOUNT NOT TO EXCEED \$50,000 TO THE ALTERNATIVE ASPHALT, LLC AND AUTHORIZE THE CITY MANAGER TO EXECUTE ANY NECESSARY PRICE AGREEMENTS; PROVING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, WAIVING THE BIDDING REQUIREMENTS FOR ASPHALT REPAIRS AND MAINTENANCE AND APPROVING EXPENDITURES FOR AN ANNUAL AMOUNT NOT TO EXCEED \$50,000 TO THE ALTERNATIVE ASPHALT, LLC AND AUTHORIZE THE CITY MANAGER TO

**EXECUTE ANY NECESSARY PRICE AGREEMENTS;
AND PROVIDING FOR SEVERABILITY; AND
PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, the City anticipates the need for asphalt repair services; and

WHEREAS, the City has identified The Alternative Asphalt, LLC of Holly Hill to be very cost effective and responsive; and

WHEREAS, the City's repairs will be project location specific and will be charged to the appropriate funding available within repair and maintenance accounts for Streets, Stormwater, Water and Wastewater Divisions of the Public Works Department; and

WHEREAS, the City requests that the City Commission of Holly Hill, Florida waive the bidding requirements for asphalt repairs and maintenance and approve expenditures in an annual amount not to exceed \$50,000 to The Alternative Asphalt, LLC of Holly Hill, FL.

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

SECTION 1. That the City Commission of the City of Holly Hill approve the waiver of bidding requirements for asphalt repairs and maintenance and approve annual expenditures in amount not to exceed \$50,000 to The Alternative Asphalt, LLC and authorize the City Manager to execute the same.

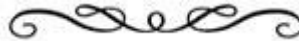
SECTION 2. That this Resolution shall take effect immediately upon its adoption.

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 28th day of NOVEMBER,
2023.**

Enacted and approved this 28th day of November, 2023, in Holly Hill



2. -2023-R-71 Resolution

A Resolution of the City of Holly Hill, Florida, Approving the Piggyback of Charlotte County Contract # 2021000541, Awarding the Purchase of a 2024 Ford F-350 Utility Box Truck with a Hoist at a Cost of \$101,210.70 and a 2024 Ford F-350 Mini Dump Truck at a Cost of \$80,845.70 through Bartow Ford and Authorizing the City Manager to Execute the Same; Providing for Severability; and Providing for an Effective Date.

(Requested by Antoine Khoury, Public Works)

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

RESOLUTION**2023-R-71**

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING THE PIGGYBACK OF CHARLOTTE COUNTY CONTRACT # 2021000541, AWARDDING THE PURCHASE OF A 2024 FORD F-350 UTILITY BOX TRUCK WITH A HOIST AT A COST OF \$101,210.70 AND A 2024 FORD F-350 MINI DUMP TRUCK AT A COST OF \$80,845.70 THROUGH BARTOW FORD AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING THE PIGGYBACK OF CHARLOTTE COUNTY CONTRACT # 2021000541, AWARDDING THE PURCHASE OF A 2024 FORD F-350 UTILITY BOX TRUCK WITH A HOIST AT A COST OF \$101,210.70 AND A 2024 FORD F-350 MINI DUMP TRUCK AT A COST OF \$80,845.70 THROUGH BARTOW FORD AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a Ford F-350 Utility Box Truck with a Hoist and a Ford F-350 Mini Dump Truck were approved to be purchased in the adopted fiscal year 2023-2024 budget in keeping with the Fleet vehicle replacement plan; and

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

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

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

WHEREAS, the City Commission of the City now desires to authorize and

approve the form of the contract by Charlotte County and any other related documents; and

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

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

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

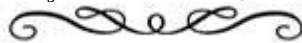
SECTION 2. It is hereby ascertained, determined and declared that it is in the best interest of the City to enter into a contract with Bartow Ford for the purchase of a 2024 Ford F-350 Utility Box Truck with a Hoist at a cost of \$101,210.70 and a 2024 Ford F-350 Mini Dump Truck at a cost of \$80,845.70.

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 28th day of NOVEMBER 2023.

Enacted and approved this 28th day of November, 2023, in Holly Hill



3. -2023-R-72 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Approving Piggybacking Volusia County Master Agreement No. 815 70390-1 with Ferguson Enterprises, Inc., for the Purchase of Fiscal Year 2023-2024 Supply of Plumbing Supplies for the Water Treatment Plant and Water Distribution System for the Public Works Department in an Amount Not to Exceed \$20,000, 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:	John Penny, District 1 - Commissioner
SECONDER:	Penny Currie, District 2 - Commissioner
AYES:	Via, Penny, Currie, Johnson
EXCUSED:	Danio

RESOLUTION**2023-R-72**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING PIGGYBACKING VOLUSIA COUNTY MASTER AGREEMENT NO. 815 70390-1 WITH FERGUSON ENTERPRISES, INC., FOR THE PURCHASE OF FISCAL YEAR 2023-2024 SUPPLY OF PLUMBING SUPPLIES FOR THE WATER TREATMENT PLANT AND WATER DISTRIBUTION SYSTEM FOR THE PUBLIC WORKS DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$20,000, 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 PIGGYBACKING VOLUSIA COUNTY MASTER AGREEMENT NO. 815 70390-1 WITH FERGUSON ENTERPRISES, INC., FOR THE PURCHASE OF FISCAL YEAR 2023-2024 SUPPLY OF PLUMBING SUPPLIES FOR THE WATER TREATMENT PLANT AND WATER DISTRIBUTION SYSTEM FOR THE PUBLIC WORKS DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$20,000, 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 piggybacking the Volusia County Master Agreement NO. 815 70390-1 with Ferguson Enterprises, Inc., to provide their Fiscal Year 2023-2024 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 2023-2024 for the purchase of plumbing supplies for the repair and maintenance of the water treatment plant and water distribution system in the Public Works Department, 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 piggybacking the Volusia County Master Agreement NO. 81570390-1 with Ferguson Enterprises, Inc., to provide their Fiscal Year 2023-2024 plumbing supplies for the water treatment plant and water distribution system repair and maintenance in 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 28th day of NOVEMBER, 2023.

Enacted and approved this 28th day of November, 2023, in Holly Hill



4. -2023-R-73 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Approving Piggybacking Volusia County Master Agreement No. 750 4157-1 with Ferguson

Enterprises, Inc., for the Purchase of Stormwater Pipe for the Stormwater Department Repair and Maintenance in the Public Works Department in an Amount Not to Exceed \$50,000, and Authorize the City Manager to Execute Any Necessary Price Agreements; Providing Severability; and Providing for an Effective Date.

(Requested by Antoine Khoury, Public Works)

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

RESOLUTION

2023-R-73

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING PIGGYBACKING VOLUSIA COUNTY MASTER AGREEMENT NO. 750 4157-1 WITH FERGUSON ENTERPRISES, INC., FOR THE PURCHASE OF STORMWATER PIPE FOR THE STORMWATER DEPARTMENT REPAIR AND MAINTENANCE IN THE PUBLIC WORKS DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$50,000, AND AUTHORIZE THE CITY MANAGER TO EXECUTE ANY NECESSARY PRICE AGREEMENTS; PROVIDING SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING PIGGYBACKING VOLUSIA COUNTY MASTER AGREEMENT NO. 750 4157-1 WITH FERGUSON ENTERPRISES, INC., FOR THE PURCHASE OF STORMWATER PIPE FOR THE STORMWATER DEPARTMENT REPAIR AND MAINTENANCE IN THE PUBLIC WORKS DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$50,000, 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 stormwater pipe for the public works department; 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 Resolution 2019-76 Meeting of November 12, 2019 Updated: 11/5/2019 4:18 PM B Page 4 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 piggybacking the Volusia County Master Agreement NO. 750 4157-1 with Ferguson Enterprises, Inc. to provide their Fiscal Year 2023-2024 stormwater pipe for the Stormwater Department repair and maintenance in 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 2023-2024 for the purchase of plumbing supplies for the repair and maintenance of the Stormwater Department repair and maintenance in the Public Works Department, in an amount not to exceed \$50,000 and authorizes the City Manager to execute any necessary price agreements.

SECTION 2. That the City Commission does hereby approve the piggybacking the Volusia County Master Agreement NO. 750 4157-1 with Ferguson Enterprises, Inc., to provide their Fiscal Year 2023-2024 stormwater pipe for the Stormwater Department repair and maintenance in 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 28th day of NOVEMBER, 2023.

Enacted and approved this 28th day of November, 2023, in Holly Hill



5. -2023-R-74 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Approving the Waiver of the Bidding Requirement for the Use of Clog Dog Drain and Sewer Services for Locating Cleanouts and Clearing Sewer Blockages, Establishing a Not to Exceed Cost of \$7,500 Annually and Authorizing the City Manager to Execute the Same

(Requested by Antoine Khoury, Public Works)

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

RESOLUTION

2023-R-74

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING THE WAIVER OF THE BIDDING REQUIREMENT FOR THE USE OF CLOG DOG DRAIN AND SEWER SERVICES FOR LOCATING CLEANOUTS AND CLEARING SEWER BLOCKAGES, ESTABLISHING A NOT TO EXCEED COST OF \$7,500 ANNUALLY AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING THE WAIVER OF THE BIDDING REQUIREMENT FOR THE USE OF CLOG DOG DRAIN AND SEWER SERVICES FOR LOCATING CLEANOUTS AND CLEARING SEWER BLOCKAGES, ESTABLISHING A NOT TO EXCEED COST OF \$7,500 ANNUALLY AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, City of Holly Hill collections maintenance staff encounter sewer blockages that require the assistance of an outside contractor due to the depth of work required and/or access to private property; and

WHEREAS, the City has used Clog Dog Drain and Sewer Services to provide these services and have been impressed with the pricing, expertise and responsiveness of this contractor; and

WHEREAS, Chapter 8 of the City's Purchasing Policy allow for the waiver of bids provided enumerated criteria as set forth in the policy are met; and

WHEREAS, staff recommend that it is advantageous to have an approved vendor in place to react to sewer blockages in a timely manner.

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 waiving of the bid requirement in order to use Clog Dog Drain and Sewer Services for the locating of sewer cleanout and clearing of sewer blockages as needed.

SECTION 2. That the City Commission establishes a not to exceed cost of \$7,500 annually and authorizes the City Manager to execute the same.

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

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

APPROVED AND AUTHENTICATED on this 28th day of NOVEMBER, 2023.

Enacted and approved this 28th day of November, 2023, in Holly Hill



6. -2023-R-75 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Approving Price Agreements for the Purchase of the Fiscal Year 2023-2024 Supply of Water and Wastewater Treatment Chemicals for the Public Works Department and Authorize the City Manager to Execute Any Necessary Price Agreements; Providing for Severability; and Providing for an Effective Date.

(Requested by Antoine Khoury, Public Works)

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

RESOLUTION

2023-R-75

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING PRICE AGREEMENTS FOR THE PURCHASE OF THE FISCAL YEAR 2023-2024 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 2023-2024 SUPPLY OF WATER AND WASTEWATER TREATMENT CHEMICALS FOR THE PUBLIC WORKS DEPARTMENT AND AUTHORIZE THE CITY MANAGER TO EXECUTE ANY NECESSARY PRICE AGREEMENTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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

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

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

WHEREAS, the City Commission approves the price agreements for the purchase of Fiscal Year 2023-2024 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 2023-24 supply of water and wastewater treatment chemicals for the Public Works Department and authorizes City Manager to execute any necessary price agreements.

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

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

APPROVED AND AUTHENTICATED on the 28th day of NOVEMBER, 2023.

Enacted and approved this 28th day of November, 2023, in Holly Hill



7. -2023-R-76 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 an Effective Date.

(Requested by Antoine Khoury, Public Works)

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

RESOLUTION

2023-R-76

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 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 of the Holly Hill Purchasing Policy Manual; and

WHEREAS, The estimated annual amount for services provided is not to exceed \$54,000.00; 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 \$53,700.00.

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 its adoption.

APPROVED AND AUTHENTICATED on this 28th day of NOVEMBER, 2023.

Enacted and approved this 28th day of November, 2023, in Holly Hill



5. **REGULAR AGENDA**

1. -2023-R-77 Resolution

A Resolution of the City of Holly Hill, Florida, Approving an Agreement to Transfer the City Interest in the Real Property Located at 921 Daytona Avenue to the Other Owner(S) Pursuant to Certain Terms and Conditions; Providing for Severability; Providing for Conflicting Resolutions; and Providing for an Effective Date.

(Requested by Joseph Forte, City Manager)

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, Johnson
EXCUSED:	Danio

RESOLUTION

2023-R-77

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING AN AGREEMENT TO TRANSFER THE CITY INTEREST IN THE REAL PROPERTY LOCATED AT 921 DAYTONA AVENUE TO THE OTHER OWNER(S) PURSUANT TO CERTAIN TERMS AND CONDITIONS; PROVIDING FOR SEVERABILITY;

PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING AN AGREEMENT TO TRANSFER THE CITY INTEREST IN THE REAL PROPERTY LOCATED AT 921 DAYTONA AVENUE TO THE OTHER OWNER(S) PURSUANT TO CERTAIN TERMS AND CONDITIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the real property located at 921 Daytona Avenue has a residential duplex which was effectively subdivided by prior owners by the execution of deeds transferring each unit to different owners. This subdivision was not approved by the City; and

WHEREAS, on or about June 21, 2023 the owners of one of the residential units of the duplex executed and recorded a Quit Claim deed transferring their interest in said property to the City of Holly Hill (City); and

WHEREAS, the owners never communicated with the City prior or after this transfer, the City never agreed to accept this transfer and the City has no interest in retaining ownership; and

WHEREAS, the City cannot sell its interest in the property because of the unapproved subdivision; and

WHEREAS, as the owner of real property the City is exposed to potential liability, including code violations and personal injuries; and

WHEREAS, the City has been in communication with the owner of the other residential unit of the duplex and this individual is willing to accept the transfer of the residential units transferred to the City on certain terms and conditions as more specifically outlined in the Agreement between the City and the owner attached hereto.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION

OF THE CITY OF HOLLY HILL, FLORIDA:

SECTION 1. There above WHEREAS are incorporated herein as if specifically set forth.

SECTION 2. The City Commission of the City of Holly Hill hereby finds that the City's continued ownership of its interest in the real property located in the 921 Daytona Avenue is not in the public's best interest due to potential liability issues, including code violation and personal injuries sustained on the property. Furthermore, the City cannot sell its interest due to the fact the City's interest was created by an unapproved subdivision of land. If the City sold its interest to a third party, the City would be perpetuating the illegal subdivision of land.

SECTION 3. The City Commission hereby approves the Agreement attached as Exhibit A and authorizes the City Manager to execute same and to execute other documents required to implement said Agreement. Furthermore, the City Manager is authorized to amend the Agreement to facilitate the purpose and intent, which is to transfer the City's interest to the other owner(s) of said the property; correct the illegal subdivision; have the existing code violation corrected by the owner(s) and have the City reimbursed for its costs incurred as set forth in the Agreement.

SECTION 4. 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 5. That all resolutions made in conflict with this Resolution are hereby repealed.

SECTION 6. That this Resolution shall become effective immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 28th day of NOVEMBER, 2023.

Enacted and approved this 28th day of November, 2023, in Holly Hill



2.

Request for Code Enforcement Lien Reduction - 1373 Powers Avenue

(Requested by Joseph Forte, City Manager)

Mayor Via opened public participation. No one spoke.

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

Enacted and approved this 28th day of November, 2023, in Holly Hill



6. PUBLIC HEARINGS

1. -2023-O-3067 Ordinance

SECOND READING - an Ordinance of the City of Holly Hill, Florida, Regulating Mobile Food Vehicles; Amending Section 114-904 of the City Code; Providing for Codification; Providing for Conflicting Ordinances; Providing for Severability; and Providing an Effective Date.

(Requested by Brian Walker, Board of Planning and Appeals)

Mayor Via opened public participation. No one spoke.

RESULT:	APPROVED AT 1ST READING [UNANIMOUS] Next: 12/12/2023 6:00 PM
MOVER:	John Penny, District 1 - Commissioner
SECONDER:	Penny Currie, District 2 - Commissioner
AYES:	Via, Penny, Currie, Johnson
EXCUSED:	Danio

ORDINANCE**2023-O-3067**

SECOND READING - AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, REGULATING MOBILE FOOD VEHICLES; AMENDING SECTION 114-904 OF THE CITY CODE; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, REGULATING MOBILE FOOD VEHICLES; AMENDING SECTION 114-904 OF THE CITY CODE; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission finds that food service from mobile food vehicles has become a popular food service venue; and

WHEREAS, mobile food vehicles can be a source of business development and provide dining options for residents and visitors; and

WHEREAS, the City Commission desires to clearly define mobile food vehicles, mobile food vendors, and related terms, and adopt regulations addressing their allowed operations within the city; and

WHEREAS, the City Commission recognizes the need for reasonable regulations intended to provide economic development and entrepreneurial opportunities for mobile food vendors protecting and promoting the health, welfare, and safety of the citizens of and visitors to the City of Holly Hill by properly regulating the location and operation of mobile food vehicles.

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

SECTION 1. Incorporation of Recitals. The above recitals are incorporated herein by reference and form an integral part of the Ordinance.

SECTION 2. That the entire language of Section 114-904 is repealed and replaced with the following:

Sec. 114-904. Mobile food vehicle and vendor regulations.

(a) *Definitions.*

Catering is the business of providing food for a private event, as a professional service, for a fee.

Commissary is a licensed or permitted food service establishment that provides required services to a mobile food vehicle (MFV). A commissary may provide anything from a source for obtaining potable water and disposing of wastewater; storage for food and supplies; or cooking facilities to prepare the food for sale and consumption. A commissary provides the necessary support for the MFV to operate in a safe and sanitary manner.

Hosting site is the property upon which a mobile food vehicle is parked and operating.

Hosting site property owner is the owner of the property upon which the mobile food vehicle is located and operating.

Mobile food vehicle is a truck, or van, including an enclosed food concession trailer, but excluding food carts and kiosk, that are approved to vend food and non-alcoholic beverage products and are classified as follows:

- (1) *Class I-Mobile kitchens.* In addition to the vending of products allowed for class II and class III mobile food vehicles, these vehicles may cook, prepare and assemble food items in the unit and serve a full menu. Such vehicles may have a relationship with a commissary.
- (2) *Class II-Canteen trucks.* These vehicles vend fruits, vegetables, hot dogs, pre-cooked foods, pre-packaged foods and pre-packaged drinks. No preparation or assembly of foods or beverages may take place on or in the vehicle, however, the heating of pre-cooked foods is allowed. A cooking apparatus or grill top for the heating of pre-cooked foods is permitted so long as it complies with state regulations.
- (3) *Class III-Ice cream trucks.* These vehicles vend only pre-packaged frozen dairy or frozen water-based food products, soft serve or hand-dipped frozen dairy products or frozen water-based food products and pre-packaged beverages. These vehicles operate exclusively within public rights of way and do not park or stand at one location except when approved to do so as part of a special event.

Mobile food vehicle rally is where two or more mobile vehicles congregate to offer food or beverages for sale to the public, functioning as a single business and may provide restrooms, tables, play areas, a structure for alcohol sales, and other outdoor entertainment open to the customers of all vendors. These events must receive a special event permit, or they can be approved as part of a city sponsored event.

Mobile food vendor is a person who prepares, dispenses, or otherwise sells food from a mobile food vehicle.

(b) *Licensing and permitting requirements.*

- (1) Prior to setting up at a location, a Class I or II mobile food vendor must provide the following to the city:

- a. A copy of the mobile food dispensing vehicle license from the Florida Division of Hotels and Restaurants.
 - b. A completed indemnification statement for city files. To be updated annually.
 - c. A copy of the city approved permit from the property owner, or authorized tenant, to operate at the proposed location.
 - d. Evidence that the vehicle has passed any safety inspections required by the state, county or city.
- (2) Mobile food vehicles must be inspected by the city's fire marshal or fire chief or their designee, and comply with all city safety regulations.
- (3) The mobile food vendor must permanently display to the public in a clearly visible area, their license from the Florida Division of Hotels and Restaurants.
- (4) The hosting site property owner, or authorized tenant, shall obtain a permit from the city at least five days prior to hosting the mobile food vendor. The permit application shall be on a form issued by the city and contain at a minimum the following information:
 - a. Location address
 - b. A signed indemnification statement.
 - c. A sketch plan showing the subject property and the proposed location of the mobile food vehicle.
 - d. Owner contact information.
 - e. Vendor contact information.
 - f. License from the Florida Division of Hotels and Restaurants.
- (5) The hosting site property owner shall pay a fee as established by the city commission. All permits expire on September 29th of each year and must be renewed.
- (6) The hosting site property owner must have an active business tax receipt.
- (c) *Prohibitions and restrictions.*
 - (1) It is prohibited and unlawful for a mobile food vendor to create a nuisance condition to include, but not be limited to, loud noises, shouting or amplified music or sound. Any noise generated shall comply with the city's standard noise ordinance.
 - (2) The mobile food vendor shall not cause or allow any grease or liquid wastes used in the operation to be discharged from the mobile food vehicle.
 - (3) The mobile food vendor shall not sell anything other than food and non-alcoholic beverages.
 - (4) The hosting site property owner, tenant, and mobile food vendor, must not conduct business in such a manner that would restrict or interfere with proper ingress and egress for vehicles and pedestrians or constitute a traffic hazard.
 - (5) Except with permission of the city and as otherwise stated, mobile food vendors may not operate between the hours of 1:00 a.m. and 7:00 a.m.
 - (6) Overnight parking of mobile food vehicles on the hosting site or sidewalk is

prohibited. Overnight parking and storage of the mobile food vehicle shall follow all applicable laws and regulations.

- (7) A mobile food vehicle may not be located on private property upon which uncorrected code violations exist, or where there exist unpaid fines, fees or citations, or which is under citation for code violations.
- (8) No mobile food vehicle may be located on a vacant lot, provided however this restriction shall not apply to an approved mobile food vehicle rally, also known as food truck courts or truck rallies, approved as a special event.
- (9) Mobile food vehicles are not allowed in residential areas or the residential portion of a mixed-use PUD. This restriction shall not apply when the mobile food vendor is hired to cater a private event in a residential zone.
- (10) The mobile food vehicle, or its seating areas, may not disrupt parking area operation. Mobile food vehicles may not be located in landscaped areas, right-of-way or designated public safety lanes.
- (11) The same address, site or overall property, is prohibited from hosting a mobile food vehicle for more than four days in any calendar week, meaning Sunday through Saturday. Food truck operations approved as part of a city-sponsored special event or under a special event permit will not count against the day limitations of this section. A multiple tenant location is considered one property for purposes of this code provision.
- (12) A hosting site property owner shall not permit a mobile food vehicle that does not meet all of the requirements of this section, to operate on property they own, nor shall they allow a mobile food vendor to set up on property they own without first having obtained a permit.
- (13) A site may not host a mobile food vehicle for more than four hours on any permitted calendar day except:
 - a) When a special event permit has been issued for the site that provides different hours of operations;
 - b) If a permitted date is a Saturday or Sunday, on only one of those dates, the hours of operation can be between 8:00 AM and 11:00 PM;
 - c) If a licensed food establishment owns and operates a mobile food vehicle on the same site as the licensed food establishment, the mobile food vendor can be operated during the same hours of operation as the licensed food establishment.
 - d) As otherwise provided in the City's regulations.

(d) *Operating requirements.*

- (1) *Zoning requirements.* Except as otherwise stated in the previous section, the property on which the mobile food vehicle and vendor propose to locate, must be business, commercial, or industrially zoned. If the property is zoned as a PUD, the mobile food vehicle shall be located only in the nonresidential portion of the PUD. Churches and civic organizations in residential areas may host a mobile food vendor by obtaining a

- special event permit.
- (2) Mobile food vending is an accessory use and shall only be allowed on properties that are developed with active permitted uses.
 - (3) Mobile food vehicles shall be equipped with a suitable trash container readily accessible to the public, in which the mobile food vendor's customers may deposit any litter, trash or waste. Prior to moving a mobile food vehicle from a sales location, the mobile food vendor shall pick up and remove all litter, trash and waste related to the mobile vendor's sales and within an area encompassing a radius of 50 feet from the sales area.
 - (4) Property owners hosting a mobile food vendor for more than one hour must provide readily accessible restroom facilities.
 - (5) All mobile food vehicles must park on a hard-stabilized surface such as a paved or asphalt surface.
 - (6) Signage on the mobile food vehicle must be mounted flat against the vehicle and cannot project from the vehicle. However, the mobile food vendor shall be permitted to place one sign, not to exceed six square feet on the subject property where the mobile food vendor is conducting business.
 - (7) All exterior body work of any mobile food vehicle, shall be maintained in good and clean condition and free of substantial scratches, chips, rust, dents, abrasions, or excessive wear or damage, as determined by the city.
 - (8) A mobile food vendor may not locate on any property that abuts a property with an active restaurant except with the written approval of the restaurant owner.
 - (9) Mobile food vehicles must be self-contained when operating including all utilities, power, water, and cooking fuel sources. Class I mobile food vendors must be associated with a commissary if available.
- (e) *Enforcement.* Failure of a hosting site property owner or tenant, to comply with the provisions of this section shall be grounds for denial or revocation of a permit. Violations of these regulations, including operating without a permit, or allowing a mobile food vendor to operate without a mobile food vendor certificate, shall be grounds to bring code enforcement action against the hosting property owner or tenant or both. Upon imposition of a mobile food vendor's third offense, the mobile food vendor will not be permitted to operate within the city for a period of 90 days. The special magistrate will have jurisdiction to enforce these provisions pursuant to F.S. Ch. 162, and any person determined to be in violation will be subject to penalties and remedies available as provided by law.

SECTION 3. SEVERABILITY. If any section, sentence, phrase, word, or portion of this Ordinance is determined to be invalid, unlawful, or unconstitutional, said determination shall not be held to invalidate or impair the validity, force, or effect of any other section, sentence, phrase, word, or portion of this Ordinance not otherwise determined to be invalid, unlawful, or unconstitutional.

SECTION 4. CONFLICTS. All ordinances or part of ordinances in conflict with this Ordinance are hereby repealed consistent, however, with the provisions of this Ordinance relative to the transitional application of the land development regulations.

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

APPROVED AND AUTHENTICATED on this 12th day of DECEMBER, 2023 for second and final reading.

Enacted and approved this 28th day of November, 2023, in Holly Hill



2.

817 Magnolia Avenue Side Setback Variance Request

(Requested by Brian Walker, Board of Planning and Appeals)

At the request of the applicant, this agenda item has been pulled to the December 12, 2023 City Commission meeting.

RESULT:	PULLED TO A DATE CERTAIN	Next: 12/12/2023 6:00 PM
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Enacted and approved this 28th day of November, 2023, in Holly Hill



7. COMMUNICATIONS

A. City Manager Comments

Mr. Forte mentioned that he would like to hold a workshop on December 12, 2023 at 5:00 PM to discuss the following: Incentive Agreement with the Rock Climbing business on 627 Ridgewood Avenue, future concerts at Pictona, Pictona's usage of Sica Hall and the HH Chamber building for senior activities, Pictona identity and/or slogan, solid waste findings update, and neighborhood community meetings for developments.

B. City Attorney Comments

None.

C. City Commission Comments

Commissioner Johnson mentioned, without going into detail, Mr. Varga's constant calls and/or emails about the new business at 915 Ridgewood Avenue, the marijuana doctor who will be in there; LPGA continues to be a nightmare with the traffic; and mentioned that Volusia Sports Center will be hosting a few activities for the public.

Commissioner Penny reminded everyone that the Community Christmas Club food packing day is on Saturday, December 9th at 9:00 AM at R & R Industries, where they will packing 1,000 boxes to be distributed amongst the eastside of Volusia County.

Commissioner Currie reminded everyone about the Holly Hill Holiday Arts Show at Sunrise Park on December 9th - 10th at Sunrise Park.

Mr. Forte mentioned parking problems that will need to be looked into; there's another tournament at Pictona that same weekend so parking is going to be at a premium. At

some point they will have to address some parking possibly at the rear of Public Works property. He thinks they are going to start using the front lawn and he doesn't want the front lawn to start to deteriorate, especially since the Veterans Monument will be put up there soon.

D. Mayor's Comments

Mayor Via reminded everyone about the Christmas Tree Lighting Ceremony this Friday night, December 1st at 6:00 PM in front of City Hall and Miss World America 2023 Victoria DiSorbo will be in attendance as our Grand Marshal and the Saturday morning the Christmas parade at 10:00 AM; Mayor Via suggested for future parades to have some kind of rules, general guardrails for participants that are in the parade and asked if Attorney Simpson can work on something for them and they can discuss it after the first of the new year; Citizen of the Year and Business of the Year was mentioned and suggested they bring their recommendations to the next meeting; the Mayor's recommendation for Business of the Year would be Carmen Ruiz from Fast Signs has done an amazing stuff for the community this year and helping the city with a project with books and Leslie Graham for Citizen of the Year, same recommendation as last year.

*Commissioner Currie made a motion to **CANCEL THE SECOND CITY COMMISSION MEETING ON TUESDAY, DECEMBER 26, 2023**, seconded by Commissioner Penny.*

Mayor Via opened public participation. No one spoke.

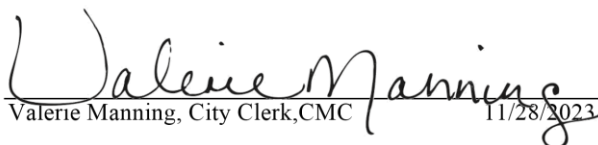
PASSED, 4-0.

Mayor Via shared his concerns with the Commissioners, Attorney Simpson and Mr. Forte as it pertains to the last Board of Planning and Appeals (BOPA) meeting and encouraged them to listen to it. He has spoken to Mr. Forte about a couple of concerns he had with the board. There was some discussion at this time as to how the meeting was ran and how they had voted and the discussion that followed after the vote was already taken and the good questions that were asked by the board members that took place after they had voted. Attorney Simpson spoke briefly and addressed the Mayor's concerns and explained a few things to the Mayor and City Commissioners at this time. Attorney Simpson mentioned that he will update the BOPA members briefly at their next meeting as it pertains to the Mayor's concerns and questions and update them on some of the rules.

(A copy of this meeting in its entirety is available on a CD upon request in the City Clerk's office or on the city's YouTube channel)

8. **ADJOURNMENT**

The meeting adjourned at approximately 6:50 PM.


Valerie Manning, City Clerk, CMC 11/28/2023


Chris Via, Mayor

11/28/2023