CITY OF HOLLY HILL, FLORIDA

CITY COMMISSION

AGENDA ● JANUARY 22, 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

City Commission Chamber
City Hall
1065 Ridgewood Avenue
Holly Hill, FL 32117

CITY COMMISSION MEMBERS

Mayor
Chris Via

District 1 - Commissioner
John Penny

District 3 - Commissioner
John C. Danio

District 2 - Commissioner
Penny Currie

District 4 - Commissioner
Roy Johnson

CITY MANAGER
Joseph Forte

CITY CLERK
Valerie Manning

1. **CALL TO ORDER**

   a. Roll Call
   b. Invocation
   c. Pledge of Allegiance

2. **POSITIVITY AWARD - NONE**

3. **PRESENTATIONS**

   1. Resolution –2019-R-8 2018 Employee of the Year - Richard Beauregard

      (Requested by Valerie Manning, City Clerk)

   2. Resolution –2019-R-9 2018 Citizen of the Year - Nelda Johnson - Owner of the Twi-Light II Motel

      (Requested by Valerie Manning, City Clerk)

   3. Resolution –2019-R-10 2018 Corporate Citizen of the Year - Tony Cassata - Bob's Space Racers

      (Requested by Valerie Manning, City Clerk)

   4. 2018 Service Awards for City Employees

      (Requested by Valerie Manning, City Clerk)

4. **PUBLIC COMMENTS**

5. **APPROVAL OF MINUTES**

   1. –DOC-2019-1 Minutes - December 11, 2018 Regular City Commission & CRA Meeting, January 3, 2019 Special City Commission Meeting and January 8, 2019 Regular City Commission and CRA Meeting

      (Requested by Valerie Manning, City Clerk)

6. **CONSENT AGENDA - NONE**

   The action proposed is stated for each item on the Consent Agenda. Unless a City Commissioner removes an item from the Consent Agenda, no discussion on individual items will occur and a single motion will approve all items. Is there anyone in the audience who wishes to speak on any item on the Consent Agenda?

7. **REGULAR AGENDA**

   1. Resolution –2019-R-11 Local Discretionary Sales Surtax Special Election Cost This Half-Cent Infrastructure Sales Tax is to be Used to Fund the Needed Improvements to Roads and Sidewalks, Water Quality, Storm Water and Flood Control Within the City of Holly Hill. the Special Election is to Take Place No Later Than May 2019.

      (Requested by John McKinney, Finance)

2. Resolution –2019-R-12 A Resolution of the City Commission of the City of Holly Hill, Florida, Appointing One Member to the Firefighters Pension Fund Board of Trustees; Setting Forth the Term and Expiration Date for Said Member; and Providing an Effective Date.

   (Requested by Valerie Manning, City Clerk)

8. PUBLIC HEARING - NONE

9. COMMUNICATIONS

A. City Manager & Staff Comments
B. City Attorney Comments
C. City Commission Comments
D. Mayor's Comments

10. ADJOURNMENT

Website Address – www.hollyhillfl.org (City Clerk)

NOTICE – If any person decides to appeal any decision of the City Commission at this meeting, he/she will need a record of the proceedings and, for that purpose, he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The City does not prepare or provide such a record.

For special accommodations, please notify the City Clerk's Office at least 72 hours in advance. (386) 248-9441

Help for the hearing impaired is available through the Assistive Listening System. Receivers can be obtained from the City Clerk's Office.

In accordance with the Americans with Disabilities Act (ADA), persons needing a special accommodation to participate in the Commission proceedings should contact the City Clerk's Office no later than three (3) days prior to the proceedings.

STAFF REPORT
CITY OF HOLLY HILL, FLORIDA

City Commission
Resolution

MEETING DATE:	**January 22, 2019**
FROM:	**Valerie Manning**
SUBJECT:	**2018 Employee of the Year - Richard Beauregard**
NUMBER:	**2019-R-8**
APPLICANT:	
PLANNER:	

DISCUSSION:

Executive staff has selected Richard Beauregard, Fire Marshal for the City of Holly Hill, as the 2018 Employee of the Year.

ATTACHMENTS:

- Resolution - 2018 Employee of the Year - Richard Beauregard (PDF)

Resolution No. 2019-8

2018 EMPLOYEE OF THE YEAR - RICHARD BEAUREGARD

A RESOLUTION OF THE CITY OF HOLLY HILL, RECOGNIZING RICHARD BEAUREGARD, FIRE MARSHAL FOR THE CITY OF HOLLY HILL AS EMPLOYEE OF THE YEAR 2018.

WHEREAS, Richard Beauregard, Fire Marshal for the City of Holly Hill was selected by the Executive Staff as the Employee of the Year 2018; and

WHEREAS, Richard began his employment with the City of Holly Hill on October 10, 2011; and

WHEREAS, Rick's job makes him an active part of the business and residential community at-large along with his knowledge and professionalism, has made him a well-respected part of the community; and

WHEREAS, staff has received several positive comments from citizens about how helpful Rick has been to them and not only points out problems he may see, he takes the time to go over with them solutions to those problems and by providing this level of customer service to the community, Rick bucks the government stereotype and shows that Holly Hill is a helpful city government; and

WHEREAS, each year Rick has willingly paid out of his own pocket for classes that keep him relevant and up to date in his profession, which enables him to be a knowledgeable professional who represents the City of Holly Hill in a way that garners respect and brings added value to his job and the citizens of Holly Hill.

WHEREAS, Rick also helps by serving as an extra set of eyes and ears to our Code Enforcement team by being out and about throughout the community and often sees Code Enforcement issues in his "travels"; and

WHEREAS, staff has spoken to people who say that they have stopped by because Rick has encouraged them to come into City Hall and discuss signage, BTR's, or zoning with staff and not a month goes by that Rick does not find a business operating without a BTR and he makes this known to the appropriate staff and staff has been able to follow up and resolve the issue, which results in getting many businesses to pay for their license; and

WHEREAS, Rick continues to be an example of going above the call of duty in many areas of his profession and continues to be a great asset to the city and the community at-large.

NOW, THEREFORE, BE IT RESOLVED, THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, HEREBY RECOGNIZES RICHARD BEAUREGARD, FIRE MARSHAL AS EMPLOYEE OF THE YEAR 2018.

APPROVED AND AUTHENTICATED on this 22nd day of JANUARY, 2019.

HOLLY HILL
FLORIDA

A RESOLUTION OF THE CITY OF HOLLY HILL, RECOGNIZING RICHARD BEAUREGARD, FIRE MARSHAL FOR THE CITY OF HOLLY HILL AS EMPLOYEE OF THE YEAR 2018.

WHEREAS, Richard Beauregard, Fire Marshal for the City of Holly Hill was selected by the Executive Staff as the Employee of the Year 2018 and began his employment with the City of Holly Hill on October 10, 2011; and

WHEREAS, Rick's job makes him an active part of the business and residential community at-large along with his knowledge and professionalism, has made him a well-respected part of the community; and

WHEREAS, each year Rick has willingly paid out of his own pocket for classes that keep him relevant and up to date in his profession, which enables him to be a knowledgeable professional who represents the City of Holly Hill in a way that garners respect and brings added value to his job and the citizens of Holly Hill; and

WHEREAS, Rick also helps by serving as an extra set of eyes and ears to our Code Enforcement team by being out and about throughout the community and often sees Code Enforcement issues in his "travels"; and

WHEREAS, staff has spoken to people who say that they have stopped by because Rick has encouraged them to come into City Hall and discuss signage, BTR's, or zoning with staff and not a month goes by that Rick does not find a business operating without a BTR and he makes this known to the appropriate staff and staff has been able to follow up and resolve the issue, which results in getting many businesses to pay for their license; and

WHEREAS, Rick continues to be an example of going above the call of duty in many areas of his profession and continues to be a great asset to the city and the community at-large.

NOW, THEREFORE, BE IT RESOLVED, THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, HEREBY RECOGNIZES RICHARD BEAUREGARD, FIRE MARSHAL AS EMPLOYEE OF THE YEAR 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City to be affixed this 22nd day of January, 2019.

City of Holly Hill, Florida

____
Chris Via, Ma

HOLLY HILL
FLORIDA

STAFF REPORT
CITY OF HOLLY HILL, FLORIDA

City Commission
Resolution

MEETING DATE:	**January 22, 2019**
FROM:	**Valerie Manning**
SUBJECT:	**2018 Citizen of the Year - Nelda Johnson - Owner of the Twi-Light II Motel**
NUMBER:	**2019-R-9**
APPLICANT:	
PLANNER:	

DISCUSSION:

The City Commission has selected Nelda Johnson from the Twi-Light II Motel as the 2018 Citizen of the Year.

ATTACHMENTS:

- Resolution - 2018 Citizen of the Year - Nelda Johnson from Twi-Light II Motel (PDF)

Resolution No. 2019-9

2018 CITIZEN OF THE YEAR - NELDA JOHNSON - OWNER OF THE TWI-LIGHT II MOTEL

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, RECOGNIZING NELDA JOHNSON, OWNER OF TWI-LIGHT II MOTEL AS CITIZEN OF THE YEAR FOR 2018.

WHEREAS, the City Commission have nominated Nelda Johnson, owner of the Twi-Light II Motel as the Citizen of the Year 2018.

WHEREAS, The Twi-Light II Motel was built in 1940 and at that time it was called “The Flamingo Court”. When Mr. and Mrs. Johnson bought it in 1980, they changed the name to Twi-Light II Motel when they moved to Holly Hill from Virginia; and

WHEREAS, not used to the heat close to Christmas, they decided to decorate it so they wouldn’t miss their home in Virginia; and

WHEREAS, they started with one building at a time and then each year they added more and more decorations and buildings and today it has grown to be what it is for the community at-large. It seems to bring joy to many young and old of all ages.

NOW, THEREFORE, BE IT RESOLVED, THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, HEREBY RECOGNIZES NELDA JOHNSON, OWNER OF THE TWI-LIGHT II MOTEL AS CITIZEN OF THE YEAR 2018.

APPROVED AND AUTHENTICATED on this 22nd day of JANUARY, 2019.

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, RECOGNIZING NELDA JOHNSON, OWNER OF TWI-LIGHT II MOTEL AS CITIZEN OF THE YEAR FOR 2018.

WHEREAS, the City Commission have nominated Nelda Johnson, owner of the Twi-Light II Motel as the Citizen of the Year 2018; and

WHEREAS, The Twi-Light II Motel was built in 1940 and at that time it was called "The Flamingo Court". When Mr. and Mrs. Johnson bought it in 1980, they changed the name to Twi-Light II Motel when they moved to Holly Hill from Virginia; and

WHEREAS, not used to the heat close to Christmas, they decided to decorate it so they wouldn't miss their home in Virginia; and

WHEREAS, they started with one building at a time and then each year they added more and more decorations and buildings and today it has grown to be what it is for the community at-large. It seems to bring joy to many young and old of all ages.

NOW, THEREFORE, BE IT RESOLVED, THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, HEREBY RECOGNIZES NELDA JOHNSON, OWNER OF THE TWI-LIGHT II MOTEL AS CITIZEN OF THE YEAR 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City to be affixed this 22nd day of January, 2019.

City of Holly Hill, Florida

____
Chris Via, Mayor

STAFF REPORT
CITY OF HOLLY HILL, FLORIDA

City Commission
Resolution

MEETING DATE: **January 22, 2019**
FROM: **Valerie Manning**
SUBJECT: **2018 Corporate Citizen of the Year - Tony Cassata - Bob's Space Racers**
NUMBER: **2019-R-10**
APPLICANT:
PLANNER:

DISCUSSION:

The Chamber of Commerce has selected Tony Cassata, Operations and Sales Manager for Bob's Space Racers.

ATTACHMENTS:

- Resolution - 2018 Corporate Citizen of the Year - Tony Cassata - Bob's Space Racers (PDF)

Resolution No. 2019-10

2018 CORPORATE CITIZEN OF THE YEAR - TONY CASSATA - BOB'S SPACE RACERS

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, RECOGNIZING TONY CASSATA, OPERATIONS AND SALES MANAGER FOR BOB'S SPACE RACERS AS THE CORPORATE CITIZEN OF THE YEAR FOR 2018.

WHEREAS, the City Commission, along with the Holly Hill Chamber of Commerce, have nominated Tony Cassata, Operations and Sales Manager for Bob's Space Racers as the Corporate Citizen of the Year 2018; and

WHEREAS, Tony's official full-time hire date with Bob's Space Racers (BSR) was January 1994 although he had done numerous things over the years prior to his official hire date. Since 1994, Tony oversaw the company's road operations, which includes furnishing Bob's Space Racers equipment to many of the largest State fairs and exhibitions across the US and Canada; and

WHEREAS, Bob's Space Racers equipment is known for great crowd appeal and providing fun for entire families throughout North America; and

WHEREAS, Tony semi-retired in 2016 and today his job is in Sales and protecting and promoting the company's image of selling fun. His recent relentless work to provide a professional looking environment for our Holly Hill facility and to promote that image for the entire City of Holly Hill is his personal vision; and

WHEREAS, Tony's passion for the business and the City of Holly Hill is an accomplishment that Bob's Space Racers is incredibly proud of.

NOW, THEREFORE, BE IT RESOLVED, THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, HEREBY RECOGNIZES TONY CASSATA FOR BOB'S SPACE RACERS AS THE CORPORATE CITIZEN OF THE YEAR 2018.

APPROVED AND AUTHENTICATED on this 22nd day of JANUARY, 2019.

HOLLY HILL
FLORIDA

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, RECOGNIZING TONY CASSATA, OPERATIONS AND SALES MANAGER FOR BOB'S SPACE RACERS AS THE CORPORATE CITIZEN OF THE YEAR FOR 2018.

WHEREAS, the City Commission, along with the Holly Hill Chamber of Commerce, have nominated Tony Cassata, Operations and Sales Manager for Bob's Space Racers as the Corporate Citizen of the Year 2018; and

WHEREAS, Tony's official full-time hire date with Bob's Space Racers (BSR) was January 1994 although he had done numerous things over the years prior to his official hire date. Since 1994, Tony oversaw the company's road operations, which includes furnishing Bob's Space Racers equipment to many of the largest State fairs and exhibitions across the US and Canada; and

WHEREAS, Bob's Space Racers equipment is known for great crowd appeal and providing fun for entire families throughout North America; and

WHEREAS, Tony semi-retired in 2016 and today his job is in Sales and protecting and promoting the company's image of selling fun. His recent relentless work to provide a professional looking environment for our Holly Hill facility and to promote that image for the entire City of Holly Hill is his personal vision; and

WHEREAS, Tony's passion for the business and the City of Holly Hill is an accomplishment that Bob's Space Racers is incredibly proud of.

NOW, THEREFORE, BE IT RESOLVED, THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, HEREBY RECOGNIZES TONY CASSATA FOR BOB'S SPACE RACERS AS THE CORPORATE CITIZEN OF THE YEAR 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City to be affixed this 22nd day of January, 2019.

City of Holly Hill, Florida

____

Chris Via, Mayor

HOLLY HILL
FLORIDA

City Commission
1065 Ridgewood Ave
Holly Hill, FL 32117

SCHEDULED

PRESENTATION (ID # 2364)

Meeting: 01/22/19 07:00 PM
Department: City Clerk
Category: Presentation
Prepared By: Valerie Manning
Initiator: Valerie Manning
Sponsors:
DOC ID: 2364

2018 Service Awards for City Employees

The following city employees in chronological order are being recognized for the **2018 Service Awards**.

January 29, 2008	Glenn Olson, Fire Driver Engineer	10 years of service
February 1, 2013	Danny O'Flaherty, Fleet Supervisor	5 years of service
February 1, 2013	Steve Schibilla, Water Plant Oper. I	5 years of service
February 15, 2013	Richard Glass, Utilities Main. Wkr II	5 years of service
April 8, 2013	James Bland, Fire Chief	5 years of service
June 6, 2003	Stanley Johnson, Utilities Main. Wkr II	15 years of service
June 17, 2013	Lisa O'Neal, Administrative Asst.	5 years of service
June 17, 2013	Aaron Siegel, Fire Driver Engineer	5 years of service
July 19, 2013	Andrew Armstrong, Chief Water Plant Operator	5 years of service
July 19, 2013	Robert Hutchison, Police Officer	5 years of service
July 31, 1998	Dave Manning, Lead Maintenance Wkr	20 years of service
August 26, 1988	James Kenney, Water Plant Operator III	30 years of service
October 3, 2008	Catherine Colwell, Accounting Manager	10 years of service

HOLLY HILL
FLORIDA

STAFF REPORT
CITY OF HOLLY HILL, FLORIDA

City Commission
Agenda Item

MEETING DATE:	**January 22, 2019**
FROM:	**Valerie Manning**
SUBJECT:	**Minutes - December 11, 2018 Regular City Commission & CRA Meeting, January 3, 2019 Special City Commission Meeting and January 8, 2019 Regular City Commission and CRA Meeting**
NUMBER:	**DOC-2019-1**
APPLICANT:	
PLANNER:	

DISCUSSION:

Minutes from the following meetings are attached.

1. December 11, 2018 Regular City Commission & CRA meeting
2. January 3, 2019 Special City Commission meeting *(Commissioner Penny's **FORM 8B, Memorandum of Voting Conflict for Elected Officials** is included as an attachment and has been filed with the City Clerk)*
3. January 8, 2019 Regular City Commission & CRA meeting

STAFF RECOMMENDATION:

Approve all three sets of minutes.

MOTION:

Approve as submitted by staff.

- FORM 8B - Memorandum of Voting Conflict for Elected Officials - Comm. John Penny (PDF)
- Minutes - January 3, 2019 - Special City Commission meeting (PDF)
- Minutes - December 11, 2018 - Regular City Commission and CRA meeting (PDF)

- Minutes - January 8, 2019 - Regular City Commission & CRA meeting (PDF)

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME Penny John Gerald	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Holly Hill City Commission
MAILING ADDRESS 119 7th St.	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: ☒ CITY ☐ COUNTY ☐ OTHER LOCAL AGENCY
CITY Holly Hill COUNTY Volusia	NAME OF POLITICAL SUBDIVISION:
DATE ON WHICH VOTE OCCURRED 01/03/19	MY POSITION IS: ☒ ELECTIVE ☐ APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office MUST ABSTAIN from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also MUST ABSTAIN from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * * * * * * * * * * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * * * * * * * * * * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)

RECEIVED 1/3/19 VM 4:00pm

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, JOHN PENNY, hereby disclose that on JANUARY 3, 20 19:

(a) A measure came or will come before my agency which (check one or more)

___ inured to my special private gain or loss;

___ inured to the special gain or loss of my business associate, ______;

X inured to the special gain or loss of my relative, Kent Kirton;

___ inured to the special gain or loss of ______, by whom I am retained; or

___ inured to the special gain or loss of ______, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

My Relative, Kent Kirton, Bid on a City contract that is Being Awarded today.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

01/03/19
Date Filed

Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED $10,000.

CITY OF HOLLY HILL, FLORIDA

CITY COMMISSION

MINUTES ● JANUARY 3, 2019

City Commission Chamber **Special Meeting** **4:00 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
Attorney Simpson was present for the special meeting.

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	

2. REGULAR AGENDA

1. Resolution

Resolution 2019-R-01 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 Approve Annual Renewals in Accordance with the Cost Increase Provision of No More Than 3-Percent Annually; and Providing for Severability; and Providing for an Effective Date.

(Requested by Walt Smyser, Public Works)
Mayor Via opened public participation. No one spoke.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John Penny, District 1 - Commissioner
SECONDER:	Roy Johnson, District 4 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

RESOLUTION

Enacted and approved this 3rd day of January, 2019, in Holly Hill

2. Resolution

Resolution 2019-R-02 A Resolution of the City Commission of the City of Holly Hill, Florida, Authorizing the City Manager to Enter into a Contract with S.E. Cline Construction, Inc., to Provide Construction Services for the Sunrise Park South Boat Ramp Improvement Project ITB 19-BG-06; and Providing for Severability; and Providing for an Effective Date.

(Requested by John McKinney, Finance)
Commissioner Penny completed and turned in his FORM 8B Memorandum of Voting Conflict for Elected Officials with the City Clerk. At this time Commissioner Penny stepped down from the dais while this item was in discussion and being voted on.

Mayor Via opened public participation.

The following individuals spoke to the Mayor and City Commissioners:

Karen Van Dusen, 1201 Daytona Avenue, Holly Hill, shared her concerns about there being no landscaping provided in the bid proposal for this project and specified the beauty of planting shade trees and the importance of having landscaping.

Steve Smith, 1410 Riverside Drive, Holly Hill, stated he appreciates the benefits of planting trees. Mr. Smith stressed his concerns about the organized groups that continue to meet in the park at the pavilions that meet with no permits and encouraged the Commissioners to enforce some rules. There are organized group activities taking place with no permits and he thinks that the city should do something about that. The parking spaces are being taken up. Something needs to be done about this. They are not being accountable and not paying any fee to use those pavilions. He did read through the agenda packet and read through the appeal process and understands the frustration.

Mayor Via closed public participation.

Mr. Forte stated he would like to offer a motion and if the Commission agrees, they can so-move on it.

Mayor Via asked is it different than written?

Mr. Forte stated, yes. Slightly different. It says, “A motion to declare Kirton Enterprises, Inc., as non-responsive/responsible bidder as determined by the city staff and declare S.E. Cline Construction the lowest responsive/responsible bidder and approve the agreement with S.E. Cline Construction, Inc., and authorize the City Manager to execute the agreement.”

Commissioner Currie made a motion to ***APPROVE the motion to declare Kirton Enterprises, Inc., as non-responsive/responsible bidder as determined by the city staff and declare S.E. Cline Construction the lowest responsive/responsible bidder and approve the agreement with S.E. Cline Construction, Inc., and authorize the City Manager to execute the agreement,*** *seconded by Commissioner Johnson.*

PASSED, 5-0.

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

RESOLUTION

Enacted and approved this 3rd day of January, 2019, in Holly Hill

3.

Request for Lien Reduction - 9 Howard Dr. The City Has Received a Request for a Reduction of Lien "Code Enforcement Liens" that Have Been Placed on the Real Property Located at 9 Howard Dr.

(Requested by John McKinney, Finance)
Mayor Via opened public participation. No one spoke.

Mayor Via stated since this is a special meeting, we didn't have Public Comment but he would like to give the opportunity, since there are people from the public here**, to allow the public to come up and speak on anything that's not on the agenda today**.

Karen Van Dusen, 1201 Daytona Avenue, Holly Hill, stated she wants to point out that there is a boat ramp right down the street in Ormond Beach that is beautifully landscaped and they don't even have…they have sand there parking for people that drive there. Boat ramp areas can be beautifully landscaped.

Mayor Via closed public participation.

<u>COMMUNICATIONS BY ELECTED OFFICIALS AND STAFF</u>

No comments by staff.

Mayor Via stated that the Commission will be having goal settings coming up to talk about some of these issues that were brought up today and these are things that the Commission can work towards but the Commission has to get together with the public to talk about their goals for this coming year. That will be happening. There isn't a date set yet but that's upcoming.

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

Enacted and approved this 3rd day of January, 2019, in Holly Hill

3. ADJOURNMENT

The special meeting adjourned at approximately 4:30 PM.

CITY OF HOLLY HILL, FLORIDA

CITY COMMISSION

MINUTES ● DECEMBER 11, 2018

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
Wiley Lowe did the invocation.

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

2. POSITIVITY AWARD - NONE

None.

3. RECESS THE CC MTG & CONVENE AS THE CRA

4. CRA AGENDA

Mayor Via mentioned that each Resolution will be read into the record at one time and voted on individually. They can discuss all three Resolutions at one time.

1.

Resolution 2018-R-51 A Resolution of the Community Redevelopment Agency of the City of Holly Hill, Florida, Authorizing the City Manager to Execute a Development Agreement with Martens Properties, LLC.

(Requested by Valerie Manning, City Clerk)
Mayor Via opened public participation for all three Resolutions at this time.
The following individuals spoke to the Mayor and City Commissioners:
Roger Lee Tiffany, 1321 Derbyshire Road and owns, 1582 Selma Avenue, Holly Hill came forward and share his concerns about giving up the ball fields and stressed his opposition of getting rid of Hollyland Park as they know of it today to be. Mentioned baseball programs that were once played there and perhaps try to get those fields used

again for that purpose. Mr. Tiffany claims that from lack of city support, the baseball programs are no longer available and are now being played in other locations. The city used to have a PAL program as well. Mentioned the school that is now being used for the homeless off of Derbyshire. When they support any activity, 25% of it, it should be successful but he's not for the city spending his tax dollars that way.

Mayor Via stated I want to ask Mr. Forte a question. Joe, can you respond to some of those comments, in particular I would like for you to respond to the outreach that we've tried for the kids getting the program back going and also what we're going to be doing at the Pickleball court for youth.

Mr. Forte stated, sure. I don't know when the baseball program left the city. I left the city in 2008 and somewhere around that time the baseball program had slowed down, we lost our Recreation Department and probably for over 10 years now there really has not been any city organized sports running out of Hollyland Park. When I came back in 2014, probably in 2015 I met with Vinny Gantz who is a local fellow who actually came over from Tampa. His family runs *Big League Landscaping*, you may see the trucks around. He was a semi-professional baseball coach and he wanted to run programs out of Hollyland Park so we entered into an agreement with him. I polled the K8 school to see if there were any children that wanted to participate in either baseball or softball both boys and girls and I think I received less than 18 responses. Not enough of any age group to field a single team so he really had a poor response. Then Vinny came in and he started to run his own program and that's where he offered free clinics to any Holly Hill residents on Saturday and he ran private lessons for groups at a cost, which was significantly discounted for again, Holly Hill children and neither of those took off. So, he then explored running tournaments and the first year that he was running the tournaments, he had a couple of tournaments that came in and they were pretty successful where several hundred people came to Hollyland Park for the tournaments but it was not consistent. So, now Vinny works for Father Lopez and works for their Catholic Youth Sports (CYS) and through that program he's doing flag football on Field Four (4) and he's running a couple of other baseball programs over there. He knows that this particular program is potentially coming and he will continue to operate what sports he can on Field Four (4). Now, we don't charge him anything because in lieu of us charging him a field rent, he actually takes care of the fields. So, where it would cost the city more to have an employee to go out there to maintain the field than what we would get in a rent. So, he takes care of the fields at no cost to the city and the city doesn't charge him for the lease.

Mayor Via stated, thank you. And with all due respect with our outreach to the kids, it's disappointing because we would have to pour in millions of dollars to really make sure to try and get it up and running again having a sports program like that and honestly, it would be a major risk even after doing that because nowadays, the kids, honestly, they're sitting at home playing their video games or they're not involved like they were when I was growing up or I'm sure when you were growing up. So, I'm hoping that answered some of Mr. Tiffany's concerns.

Mr. Forte stated the other thing, Mayor, I wanted to mention was the population under the age of 18 in the City of Holly Hill is less than 20%. Several months ago the *News-Journal* ran a piece about the population and Holly Hill was reflective of an aging population. There are more people over the age of 45 than there are under the age. So, we're trying to cater to what our demographics are. We just don't have the youth population that's going to participate in those types of programs but I think we do have a population that will participate in a Pickleball type program.

Mayor Via stated and to be clear, our youth can be involved in this program.

Mr. Forte stated, absolutely. As I said during the presentation, the Martens are trying to develop a relationship with the schools so that the school will start teaching Pickleball as part of their physical activity programs. Not only at the Holly Hill school but hopefully, they will be able to adopt it in the programs throughout the entire Volusia County School system.

Mayor Via stated, thank you.

Commissioner Penny stated Mr. Forte, can you address the concern about relocating this to Center Street? I don't think Mr. Tiffany is aware that property is under contract.

Mr. Forte stated the Center Street property, there's 25 acres over at 1200 Center Avenue and 10 acres has been purchased by Jayson Myer of Synergy Billing for the Fountainhead project and he has within his contract options to buy the other properties within three years and as long as he makes certain advancements, he's able to buy a piece of property. So, I really don't have the ability to take advantage of the property at 1200 Center Avenue because it's, in essence, more than 1/3 of it has already been sold and the remaining is under a contract by option.

Mayor Via stated moving on, is there anyone else in the audience that would like to address the Commission on any of these three items?

Mr. Forte stated I also wanted to mention, he thinks there was an article in the paper Saturday that I think addressed a lot of what we're talking about this evening. I thought it was pretty informational. Clayton Park did have a meeting with me, Rainer and Julie Marten and it took about an hour of conversation that he recorded, which is where he got most of that information. It looks like the News-Journal, for what it's worth, seems to be supportive of it. Lori Campbell Baker from the Better Business Bureau is very supportive of it. They did meet with her and she seemed to be very excited about it because this not only has great potential for the City of Holly Hill but if these tournaments do come into the area, it's got great potential for the greater Daytona Beach area as well.

Lynne Smith, 107 7th Street, Holly Hill, stated she thinks that, well she certainly didn't grow up here, the people who did, have that hometown feel, that maybe Holly Hill's gotten away from and during the campaign for the Commission and everything, she did get an opportunity to talk to a lot of the citizens and they do want to bring that hometown feeling back to Holly Hill and the sense of community and to change the reputation that Holly Hill has is somewhat negative. So, she thinks the addition of this facility on their major thoroughfare through the town, is an excellent idea for drawing the kind of people that the city will want to help bring the town to the next level. Meaning, perhaps more homeowners versus renters. Perhaps, that will attract the type of people who wants to take care of their properties. Who want to see the advancement of the town and will take care of things and be participating. She does appreciate them pointing out that it did say in Mr. Forte's presentation that they will try to reach out to the youth, which is basically not involved and why that park has not been successful over the past few years, which is unfortunate but given the demographic the city has, that's who we should be targeting. She would like to point out that, she would suggest, locking down in the contract the discount that the city residents will get because she thinks there will be a lot of out of towners who want to be joining but since it's going to be in our town, locking down a

definite number on the discount to the Holly Hill residents, she thinks, would be a smart move in the contract.
Mayor Via closed public participation.

DISCUSSION AMONGST THE COMMISSION & STAFF

Resolution 2018-R-51 - DEVELOPMENT AGREEMENT
Commissioner Currie stated she has a love for youth. The fact that Hollyland Park has not been used for many years, to her, this makes sense because the youth can get involved, if they are going to reach out and go into the schools. Hopefully, they will have that as part of their programs where it will cause kids to be interested and they'll come out and play. Beyond that, she just can't see this as anything but more positive economic growth because it is going to lead to other positive economic growth within our city. As, Mrs. Smith pointed out, they will eventually see and these things eventually happen over time, we all know that these things work slowly at a snails pace sometimes, but they may see some changes with people buying residences instead of renting them and fixing them up and being proud of them to go along with our Holly Hill Proud. She thinks it's a positive move to go along with Positivity. The fact that we are going to have a Senior Center with recreation really thrills her beyond belief because she fought for the YMCA to continue with their Silver Sneakers Program back when she was first elected and that's very important to seniors. She has a mother who will be able to use this as well and she has seen over the last couple of years her health has gone down. That's something that seniors need. They need to be active. They need to be out there socializing. She thinks this project is positive in so many aspects. Pickleball is televised on ESPN and she is sorry that she missed the Martens match but congratulations on your medal. She just really believes the community garden, which she knows some of the Commissioners have mentioned up here, where to put it. They could never figure out where would be a good place to put it. This is so much, along the same lines of things she's been hearing from their constituents about "hey, let's get some community things", let's act on that. This is the perfect project for everything everybody's been asking for. This is it. She's excited. She's excited to learn how to play Pickleball.
Commissioner Penny stated anytime, we as human beings experience change, we often feel uncomfortable about it. Our job up here, the way he sees it is that they have to respect the past. They have to respect the people that came before us. I played in ten year old All-Star leagues on those fields over there. He grew up in Ormond. We didn't have lights on our fields. Things have changed. The fields are unused. The only time the lights come on is when they cut the grass at night. But, to be called the *Wimbledon of Pickleball*, the front page of the *News-Journal*. Talk about changing our image. Spectacular. Thank you for coming to the City of Holly Hill. I wholeheartedly support this. I couldn't support it any more.
Commissioner Danio stated he found out that about 3 million players are up to date so far, if they do bring in tournaments, which he's guessing is part of the ultimate plan, that draws about 10,000 to 12,000 spectators, which generate somewhere in the area of $2.5 million to the local area. He also found out that the USADA.org site that 75% of the players are 55 years old and older. So, it kind of fits all our needs. With that, he was pretty excited.

Commissioner Johnson stated he's been here this year 50 years in Holly Hill and when he first got here there was quite a bit going on around in this area by Hollyland Park, the school that was over here and everything else when he first came here but lately it's just been deteriorating down to absolutely nothing over there. He takes his eight year old grandson over there several times and for several years he's asked me why nobody is ever there. He sees it himself. It's like a ghost town. So, I never object to change. I'm always for it and I'm for it in a quick way. I want to hurry up and get it done and make it work and he knows for sure this is going to work, he can tell. He thinks it's going to be great.

Resolution 2018-R-52 - INCENTIVE AGREEMENT
No Discussion on this Resolution from Commission or staff.

Resolution 2018-R-53 - MANAGEMENT AGREEMENT
Mayor Via stated before I ask for a motion on this, I would like to ask my Commission to consider going ahead and as one of our residents pointed out, instead of being 25-50%, I would like to see that number at 50% because I believe that our residents are putting in a major part of this and when you look into their projections of how many people that they will have from Holly Hill they say they're projecting about 40 people and so going from 25% to 50% is only about $2,000 a year but that savings to our residents will be huge. Very, very big. I would ask in the motion, we would just go ahead and change that number. Instead of 25% - 50% make it 50%.
Commissioner Danio asked where do you come up with 40 people?
Mayor Via stated in their projections here that they say Holly Hill residents.
Commissioner Danio asked for one month?
Mayor Via stated per year. Is there a Commissioner that would like to make that motion?
Commissioner Penny asked don't they have to negotiate that with the applicant?
Mayor Via stated well…
Commissioner Penny stated since they've already signed…
Commissioner Currie stated I would like to talk to the…
Mayor Via stated well, we're creating the agreement and so if we say we'll agree to the agreement if it's a 50% off…am I correct Mr. Simpson?
Attorney Simpson stated you're basically saying you will only agree to it if it says there's a 50% discount. If they say no then there's no agreement.
Mayor Via stated, correct.
Commissioner Currie stated Mayor, I would like…
Mayor Via asked if Mr. Marten would like to come back up and address that?
Mr. Marten stated we were looking for flexibility in the agreement. We haven't locked in on the membership dues. If we calculate the revenue that we need to operate it and if we calculate an estimate of the number of people from Holly Hill that would want to join a membership then we can simply calculate, well, we need to charge a few dollars more to everyone to cover the 50% discount. So, using a percentage doesn't tell you really what the dollar amount is going to be that anyone pays. So, I would request that you leave the agreement as it is and give us the flexibility for 25-50%. Our goal in this entire project and I greatly appreciate your positive responses about what we're trying to do here, is

that we want to get as many people playing as possible and we want to do it at the lowest possible price and still operate this with financial responsibility.

Mayor Via stated, thank you.

Commission Currie stated Mayor, I would like to make a motion to go ahead and ***APPROVE the agreement as it is, feeling total confidence that the Martens and the Pickleball Association are going to do what they can to make this the highest percentage for the Holly Hill residents that they can****, seconded by Commissioner Johnson.*

Mayor Via opened it for discussion and took the floor at this time.

Mayor Via stated I would just like to point out that when this all began and we were all very adamant in the workshop that there would be a steep discount for our residents. As pointed out before, we have more lower income residents. I will tell you from my standpoint, a 25% discount is almost a throwaway discount. When you look at the projections of what they gave us with 40 people from the City of Holly Hill and it equals out to $2,000 and you're talking about…how much does it cost to run the entire program?

Mr. Forte asked what program?

Mayor Via stated hundreds of thousands of dollars, right?

Mr. Forte asked to run their program?

Mayor Via stated, yes.

Mr. Forte stated their projecting about $100,000.

Mr. Marten stated about $300,000.

Mayor Via stated $300,000 and so, $2,000 there isn't a lot of money but I will tell you it's a lot of money to the citizens of Holly Hill. I will tell you, me, myself, the Mayor of Holly Hill, I'm really going to have to talk to my wife about $240 a year. Now, $120 a year, we can go ahead and do that. So, I would just call, once again, if this Commission would reconsider setting that mark at 50%. I do not think that they're going to walk away from the deal over $2,000 but it will greatly help our citizens. And one more thing, we are here tonight, this…I agree that this is a good project, right? I agree that this is a good project and one thing I wanted to say is if not this than what and when. But, I'm up here representing the citizens of Holly Hill, the residents, the taxpayers up here and he's not representing the greater Daytona area even though this project will benefit the greater Daytona area. I'm up here every single day to make a deal for my citizens and make sure that they get taken care of and so, it's no offense to you (Mr. Marten) but that's where I'm standing tonight and honestly, I'll have to put my foot down on this because I just don't think that's right.

Commissioner Penny stated I just want to check your math. Forty people, $120 a year, that's $4,800.

Mayor Via stated, no. If you take…the courts are $120 a year times 25 citizens, that's $3,000. Now, with the discount if you give them 25% off the difference is only $1,000 for the courts and for the full, it's $1200. So, you would have to take what we would pay versus what we wouldn't pay. So, if the residents are charged fully as opposed to giving the discount, that's where the difference comes in.

Commissioner Penny stated my experience with the Martens is that I would vouch for them on anything they tell me. I would believe anything they tell me. The meetings I've had with them, they are nothing but philanthropic. They have been blessed in so many ways in their personal and business lives and they've chosen our city to profit from that. I think what Mr. Marten is saying is don't lock him into a percentage because they don't know what the fee is because I know a little bit about their organization and Julie and Rainer want it to be $20 a month. I know there's some people in that organization that want it to be $35 or $40 a month. I think your strategy might be better if you could put a maximum dollar amount. If you said you were comfortable paying $120 then maybe go back to the developer and say as long as Holly Hill citizens don't pay more than a $150 a year or some number like that because 25% of $50 a month is a lot more than 25% of $20 a month and they don't know what that monthly fee is going to be, do you?

Mr. Marten stated, no.

Commissioner Penny stated and so I know there's still discussion within the organization on what that fee is going to be. I know their goal is to get as many people to play Pickleball over there as cheaply as possible and I think that's exactly what Mr. Marten said and I've heard him say it and his wife say it a dozen times and I personally think it's worth more than $20 a month but it's his project and so I think that's why the group has decided to start at $20 a month. I understand what you're saying Mr. Mayor. Maybe you meet somewhere in the middle. Somewhere between the $120 and the $240. Maybe you say the maximum Holly Hill citizens, for the first two years of operation will ever pay at that place is $150 a year. They don't know what's going to happen for the first two years. They know they're going to lose a little bit of money. Give them some adjustment. They can't lose that much money on Holly Hill citizens in a two year period at $150 a year, can you Mr. Marten?

Mr. Marten stated, no.

Commissioner Penny stated so, he thinks rather than sitting here concentrating on percentages, we sit here and talk about percentages that's a 72% tax increase. Well, it's a $1.15.

Mayor Via stated, right.

Commissioner Penny stated let's talk about numbers, dollars. Dollars and cents. What does it cost? So, we all agree $120 is a great value. Give them a little wiggle room. Make it $150. If you're going to join for $120, you're going to join for $150. That's just my suggestion. **Is that, make it a monetary amount for the first 24 months of operation. The Martens will then turn over operations of the organization to Pickleball Daytona at Holly Hill at that point and there may be a need for some fee adjustment.** We want them to stay in business so we don't want them to lose so much money that they go out of business so there has to be some flexibility in the business plan. That's just his observations from the Martens character, their motive and their intentions and I think it's something that could make everyone happy is put a dollar amount on that figure.

Mayor Via stated I appreciate that but first, I'll mention something but first I'll go to Commissioner Currie.

Commissioner Currie stated I want to say, about what Commissioner Penny said, sort of close to the same but it really doesn't matter that much at this point. Mr. Marten has already told you, he can play with the numbers all you want him to. It doesn't matter what percentage you decide on because they haven't decided what the membership cost is. So, your figures are wrong. You don't even know what your figures are. If they don't know what the membership…

Mayor Via stated I'm sorry but excuse me Commissioner…

Commissioner Currie stated okay, your figures are not wrong…
Mayor Via stated excuse me, excuse me Commissioner…
Commissioner Currie stated for what you're seeing. What I'm saying is they're wrong…
Mayor Via stated the numbers that he was provided…
Commissioner Currie stated, okay.
Mayor Via stated are correct.
Commissioner Currie stated they have not decided the fee yet. Therefore, we don't know what 25% or 50% may be. If we lock them down to you're going to give Holly Hill residents a 50% break, I'm sure the next time this group meets they're going to say well, okay we'll give them a 50% break but now instead of charging them $20 a month, we're going to charge them $30 a month because we have to make up a little bit of money. That's the way the numbers…I'm not saying you're numbers are wrong in that you figured them out wrong. I'm saying we don't know what the numbers are because they haven't figured out their membership fee. So, I am comfortable with this group with everything they've gone through with us, what they've told us. I feel comfortable with leaving it the way it is. That's why I made a motion on it and my motion stands. I'm sorry, I'm not changing it.
Mayor Via stated and I will point out Commissioner Currie and Commissioner Penny, I'm not calling in to question any of their integrity, I'm not but the Martens also are ex officio non-voting members. So, we're dealing with a board that at the end of the day they are going to want the money to come in and if a contract says 25-50%, if I'm on that board and my whole purpose is to maximize profits for my board then I'm going to go with 25% all day long. That's okay if you keep your motion but I want you to know that and if there's only a 25% discount there and it's too expensive for our Holly Hill residents and we get complaints.
Commissioner Currie stated but if it's a 50% discount and they've raised the membership, the Pickleball board, if they raise the rate, we're still in the same boat. Even if we have 50% in the agreement, it doesn't matter. The number could be higher.
Mayor Via stated, yes.
Commissioner Currie asked do you not know what I'm getting at? Am I not explaining it…
Mayor Via stated no, you're saying it correctly. I just believe our citizens should have at least a 50% discount because we have all the skin in the game as well.
Commissioner Currie stated I agree if we knew what the membership cost was.
Commissioner Penny stated I agree with you Mr. Mayor that the Board of Directors is going to maximize profitability if this was a for-profit organization but it's a non-profit organization. Their goal is to break even. Their goal is to not make one dime. Their goal is to break even at the end of the year. If it was a for-profit company, I would wholeheartedly agree with you but it's just not. He thinks the safety valve here is, he's trying to play peacemaker. If the discount is 50%, it's $120 a year. If it's 25%, it's $180 a year.
Mayor Via stated, for the full.
Commissioner Penny stated keep your motion the way it is but the difference between $120 and $180 is $150 and insert not to exceed $150. Give them the 25% - 50% not to exceed $150 annually. That gives them some wiggle room but gives your citizens some assurance that they will pay no more than $150. You might get a unanimous vote on that.

Mayor Via stated I like that and I would like to ask Commissioner Currie if you would be willing to…
Commissioner Currie asked if you're happy now?
Mayor Via stated I would be very happy.
Commissioner Currie stated I will go ahead and amend my motion…
Commissioner Penny stated for the first two years.
Commissioner Currie stated to read the $150 limit on the membership for the first two years.
Mr. Forte stated I think you need to confirm it with the developers.
Commissioner Danio stated I thought he did?
Mr. Forte stated I don't know.
Mayor Via asked if Mr. Marten can come back up. So, we're trying to cut a deal here with you. Trying to give a little bit of flexibility but this would go a long way in to creating some really good will here, at least for me, I'd be very happy with this. Would you like to add anything?
Mr. Marten stated would you like to summarize what you're proposing?
Mayor Via stated, yes. What the motion would be is for the FULL membership, which is normally, let's just say $240 a year, Commissioner Penny threw out the idea of capping that for Holly Hill residents to $150 for the first two years. After the two years if there needs to be adjustments the adjustments could be made. But we may also want to say in there for the "courts" also, there's a discount to a certain number in there.
Mr. Marten stated well, currently our thinking is that they will have two levels of membership. One is a full membership that would include access to the clubhouse and the courts and we've been throwing around the number of $20 a month; $248 a year. We've been thinking about a "court only" membership where you wouldn't have access to the clubhouse and we have been thinking about a $10 membership there but some reasonable thinking that might be $15. So, we're just not locked in yet because we really need to know our operating budget before we go forward.
Mayor Via stated, right.
Commissioner Penny stated why don't we say that Holly Hill residents discount will be no less than 33% for the first 24 months? That's right in the middle of the 25% and 50% and they don't have to worry about a maximum of $150 or a maximum of this membership or that membership. Just make it a flat 33%...
Attorney Simpson stated it's 37.5%.
Commissioner Penny stated that's what I meant. That's what I wrote down but said 33%. Split the difference between the 25% and 50% to 37.5%.
Mr. Marten stated I would agree to that.
Mayor Via stated thank you Rainer. Did we get an amendment to the motion or…
Commissioner Currie stated I'm getting ready to amend it.
Mayor Via stated I don't think we completed it, correct?
Commissioner Currie* stated no, I did not complete it. *<u>I'm going to make an amendment to the motion that Holly Hill residents receive a 37.5% discount, minimum, the first TWO YEARS and then adjustments can be made from there accordingly.</u>

Mr. Forte stated what adjustments? The 25% - 50%?
Commissioner Currie stated, yes. The 25% - 50%.
Mr. Forte stated, okay. That's fine.
Mayor Via asked do we have a second?
Commissioner Johnson seconded the motion.
Attorney Simpson stated you will vote on the amendment first then you will vote on the original motion.

Mayor Via opened public participation ON THE AMENDMENT.
Heidi Heller, 460 Ridgewood Avenue, Holly Hill, asked does this fee also apply towards the yoga court and the activities in the activity room or is that on a daily basis?
Mr. Forte stated those will be city-run programs.
Jim Legary, 342 Burleigh Avenue, Holly Hill, stated the city is going to pay for maintenance fees outside of the fence as I understand it.
Mr. Forte stated that's correct.
Mr. Legary asked what's outside the fence?
Mr. Forte stated the Senior Center and then all of the activities and the external grounds. The internal grounds, maintenance of the courts, restaurant, clubhouse would be the responsibility of the Pickleball group.
Mayor Via closed public participation ON THE AMENDMENT TO THE MOTION.
Mayor Via stated I will just say, thank you very much for coming to these terms. I'm happy with this.
PASSED UNANIMOUSLY, 5-0.

Mayor Via stated now they will vote on the ORIGINAL MOTION. They have a motion and a second by Commissioner Currie and Commissioner Johnson, as amended.
PASSED UNANIMOUSLY, 5-0.

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

Enacted and approved this 11th day of December, 2018, in Holly Hill

2.

Resolution 2018-R-52 A Resolution of the Community Redevelopment Agency of the City of Holly Hill, Florida, Authorizing the City Manager to Execute an Incentive Agreement with Martens Properties, LLC (Developer).

(Requested by Valerie Manning, City Clerk)

(See discussion under Development Agreement item)

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

Enacted and approved this 11th day of December, 2018, in Holly Hill

3.

Resolution 2018-R-53 A Resolution of the Community Redevelopment Agency of the City of Holly Hill, Florida, Authorizing the City Manager to Execute a Management Agreement with Pickleball Daytona at Holly Hill.

(Requested by Valerie Manning, City Clerk)
(See discussion under Development Agreement item)

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

Enacted and approved this 11th day of December, 2018, in Holly Hill

5. ADJOURN AS THE CRA & RECONVENE THE CC MTG

6. PUBLIC COMMENTS

The following individual spoke to the Mayor and City Commissioners:

Robin Hanger, 950 State Avenue, Holly Hill, stated he would like to encourage the Commissioners to keep moving forward with the cleanup of the city as they have done with Ridgewood Avenue. They do not need the look of a garage sale or flea market on their main streets. They have made great strides to get where they are with the new stop sign posts a few years ago, new median landscaping, power lines going under the ground and recent contracting of landscaping company cutting the city parks and city hall properties. They are doing a fantastic job. The sidewalks along 10th Street and surrounding areas look the best they have in years. Although Code Enforcement and staff have done a fantastic job, with the Commissioners help, there’s much more to be done. He would like to encourage the Commissioners to not stop here and to look into rental properties in the city. Some landlords collect rent and do no maintenance or upkeep on their properties. Check other cities and their rental codes that are enforced and see how the city can incorporate them into our city. Some properties are just let go. People say they don’t have the money to do things but half of it is because they don’t own the property and the landlords just let them go.

Mayor Via closed public participation.

7. APPROVAL OF MINUTES

1.

Minutes - November 27, 2018 Regular City Commission Meeting

(Requested by Valerie Manning, City Clerk)

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

Enacted and approved this 11th day of December, 2018, in Holly Hill

8. CONSENT AGENDA - ITEM

1.

BMC CPAs Discussion with the Audit Partner and with the Two Retirement Trust Boards to Consolidate the Audits of the Police and Fire Retirement Trust with the Comprehensive Annual Financial Report of the City.

(Requested by John McKinney, Finance)
Mayor Via asked if there were any members from the audience that would like to speak to the Consent Agenda item or if any member of the Commission would like to discuss the item further. **There was no one.**

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

Enacted and approved this 11th day of December, 2018, in Holly Hill

9. REGULAR AGENDA

1. Resolution

Resolution 2018-R-54 A Resolution of the City Commission of the City of Holly Hill, Florida, Authorizing the City Manager to Execute a Development Agreement with Martens Properties, LLC.

(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, Danio, Johnson

RESOLUTION

Enacted and approved this 11th day of December, 2018, in Holly Hill

2. Resolution

Resolution 2018-R-73 A Resolution of the City Commission of the City of Holly Hill, Florida, Authorizing the City Manager to Execute an Incentive Agreement with the Martens Properties, LLC (Developer).

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

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John C. Danio, District 3 - Commissioner
SECONDER:	John Penny, District 1 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

RESOLUTION

Enacted and approved this 11th day of December, 2018, in Holly Hill

3. Resolution

Resolution 2018-R-74 A Resolution of the City Commission of the City of Holly Hill, Florida, Authorizing the City Manager to Execute a Management Agreement with Pickleball Daytona at Holly Hill.

(Requested by Joseph Forte, City Manager)
Attorney Simpson stated he would recommend the motion state that the Commission move to approve as recommended by the Community Redevelopment Agency. That will then incorporate the amendments they did during the CRA agenda for this item.

Mayor Via stated, okay. Thank you.

Mayor Via opened public participation. No one spoke.

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

RESOLUTION

Enacted and approved this 11th day of December, 2018, in Holly Hill

4. Resolution

Resolution 2018-R-75 A Resolution of the City Commission of the City of Holly Hill, Florida, Providing an Internal Loan as Part of the 2018-2019 Fiscal Year Budgets; Providing for Conflict; Providing for Severability; and Providing for an Effective Date.

(Requested by John McKinney, Finance)
Recessed for a couple of minutes at this time. Reconvened the CC meeting.

Mr. McKinney briefly discussed the staff report within the agenda packet.

Mayor Via opened public participation. No one spoke.

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

RESOLUTION

Enacted and approved this 11th day of December, 2018, in Holly Hill

5. Resolution

Resolution 2018-R-76 A Resolution of the City Commission of the City of Holly Hill, Florida, Appointing the Following Members to the Firefighters Pension Fund Board of Trustees; Setting Forth the Term and Expiration Date for Said Members; and Providing an Effective Date.

(Requested by Valerie Manning, City Clerk)
Kristie Law was appointed to the Firefighters Pension Board of Trustees. Insert her name into the Resolution.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John Penny, District 1 - Commissioner
SECONDER:	John C. Danio, District 3 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

RESOLUTION

Enacted and approved this 11th day of December, 2018, in Holly Hill

6. Resolution

Resolution 2018-R-77 A Resolution of the City of Holly Hill, Florida, Appointing Two Members to the Police Pension Board of Trustees; Setting Forth the Term and Expiration Dates for Said Members; and Proving an Effective Date.

(Requested by Valerie Manning, City Clerk)
Charlie Sharp and Robert Taylor were appointed to the Police Pension Board of Trustees. Insert names into the Resolution.

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

RESOLUTION

Enacted and approved this 11th day of December, 2018, in Holly Hill

7. Resolution

Resolution 2018-R-78 A Resolution of the City of Holly Hill, Florida, Appointing Members to the Board of Planning and Appeals and Setting Forth the Term and Expiration Date for Said Members; and Providing an Effective Date.

(Requested by Valerie Manning, City Clerk)
Dennis Smith, Mike Myer, Arthur Byrnes, Robin Hanger, and Tony Cassata were appointed to the Planning and Appeals Board. Insert names into the Resolution.

Mayor Via opened public participation. No one spoke.

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

RESOLUTION

Enacted and approved this 11th day of December, 2018, in Holly Hill

8. Resolution

Resolution 2018-R-79 A Resolution of the City Commission of the City of Holly Hill, Florida, Authorizing the Agreement with Mead and Hunt to Provide Professional Services for the FY2019 and FY2020 Roadway Resurfacing Program Not to Exceed $89,872.50.

(Requested by Antoine Khoury, Public Works)
Mayor Via opened public participation. No one spoke.

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

RESOLUTION

Enacted and approved this 11th day of December, 2018, in Holly Hill

9. Resolution

Resolution 2018-R-80 A Resolution of the City of Holly Hill, Florida, Adopting the 2018 City of Holly Hill Personnel Rules and Regulations; Providing for Severability; Providing for Conflicting Resolutions; and Providing 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, Danio, Johnson

RESOLUTION

Enacted and approved this 11th day of December, 2018, in Holly Hill

10.

RFP 18-WA-01 Flamingo Drive Water Main Replacement City Issued a Request for Proposal (RFP) to Seek a Qualified Contractor to Replace Approximately 4,600 LF of 2 Inch Galvanized and 6 Inch Asbestos Cement Water Main with 6 Inch and 8 Inch PVC C900 Water Main on North and South Flamingo Drive and Lakewood Drive.

(Requested by John McKinney, Finance)
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

Enacted and approved this 11th day of December, 2018, in Holly Hill

11.

Award Engineering Service Contract for Professional Design Services for Storm Water Projects Funded Under the Hazard Mitigation Grant Program (HMGP) Projects: State Avenue, Espanola Avenue, Tuscaloosa Avenue and Ridge Avenue/Cordova Avenue

(Requested by John McKinney, Finance)
Mayor Via opened public participation. No one spoke.

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

Enacted and approved this 11th day of December, 2018, in Holly Hill

12. –2019-O-3013 Ordinance

SECOND READING - Ordinance 3013 An Ordinance of the City of Holly Hill, Florida, Amending the Land Development Regulations by Amending Section 114-707 Titled, "Outdoor Display of Merchandise" to Add Outdoor Display Regulations; Providing for Severability; Providing for Codification; and Providing for an Effective Date.

(Requested by Brian Walker, City Planner)
Brian Walker, City Planner stated this is to consider an adoption of an Ordinance that amends Section 114-707 titled, "Outdoor display of merchandise" of the Land Development Regulations of Holly Hill. Specifically, they are talking about the outdoor display of merchandise within the redevelopment corridor which is US1 and LPGA Blvd., and not other areas of the city. As they all know, part of the reason the redevelopment overlay district was established was in part to promote redevelopment of property but also to visually enhance the corridor. In those efforts the city has seen things moving in the direction of beautification, they've seen the undergrounding of the utilities, placement of landscaping, a stepped up Code Enforcement efforts all being done in an effort to visually enhance the corridor in order to make a better impact on not only the citizens but visitors to this city. But one consistent theme that they've heard from members of the community both business and residential is that the outdoor display of merchandise has a negative affect and it seems to really, in some respects, work in odds with the beautification efforts that are being made. Per Section 114-707 of the Land Development Regulations, the outdoor display of merchandise, right now as it stands, in the corridor is only permitted by Special Exception. That means the individual comes before the Commission, they show the Commission what they want to do, they show the Commission what they want to display, where it's going to go, and the Commission has the opportunity to view it and place any special conditions that the Commission deems necessary. Currently, one of the conditions that is imposed for outdoor display of merchandise is as follows: "The goods and merchandise is intended for use outdoors (such as lawn equipment, patio furniture, grills, etc.)" At issue are two things: 1.) Some businesses were displaying outdoor merchandise prior to the adoption of this restriction and therefore they are displaying items that are not intended for use outdoors. 2.) The restriction, the way it's written, has been very loosely interpreted and this has resulted so that the intent of the restriction is not being met. One of the examples that he has given in the past is that of strollers. Strollers are an item that is intended for outdoor use but it wasn't the intent of this regulation that it would be something that would be displayed as part of the corridor where the effort is to redevelopment and to have a more beautiful environment within the corridor. The proposed Ordinance before the Commission amends Section 114-707 of the Land Development Regulations by doing two things. One, it provides for a specific time, in this case six (6) months, in which the businesses that were displaying outdoor merchandise prior to the adoption of the regulations but that are not in accordance with the regulations at this point, would have to come into compliance with the regulations. Second, more specifically, clarifies what items qualify for outdoor display and it provides additional requirements. At its meeting August 6, 2018, the Board of Planning and Appeals voted 3-1 to not recommend adoption of the Ordinance to the Commission. After the Board of Planning and Appeals consider the issue there were two additional workshops that were done. One was done on September 25th and another one on October 9th in order to further discuss this item. At the October 9th workshop adding the word "NEW" to several of the items that can be displayed was something that was discussed. That is the only change that was made to the Ordinance from the time that it was presented to the Board of Planning and Appeals to what is

before the Commission tonight. Based on this information, staff does recommend adoption of the Ordinance, amending Section 114-707, titled "Outdoor Display of Merchandise" of the Land Development Regulations of Holly Hill.

Mayor Via stated he has one question for staff and possibly for Attorney Simpson. Is there a definition for "new" and can you give him that definition?

Commissioner Penny stated according the Oxford dictionary, "new" means "not previously used or owned." According to the Cambridge English dictionary "new" means "not previously owned or used." According to the Free dictionary, "new" means "fresh and unused, not second hand." According to the Collins English dictionary, "new" means "something that is new has not been used or owned by anyone."

Mayor Via stated thank you Commissioner Penny. And that will be the definition that the city uses, correct?

Mr. Walker stated, yes.

Mayor Via opened public participation.

Heidi Heller, 460 Ridgewood Avenue, Holly Hill, stated in the most perfect city called Holly Hill she is hoping that the Commissioners will not approve this Ordinance in that it deters businesses. Even though the city is getting ahead with beautification all over the place, in order to have a beautiful dress, you need to be appreciated nor do you have a beautiful tree…if you don't have any businesses to help support all that beauty, that's a waste. The businesses themselves put such an effort into creating the business, she doesn't want to see that go away. It's hard to start a business. It's hard to keep a business going and even though some people don't like thrift stores, some people don't like bars, it's still putting money in the coffers, it's still creating the community, it's still giving hope for some people, it's still giving jobs and without those businesses, even though there's just a few, they're needed. Right now there's about 34 properties on Ridgewood Avenue that are vacant. What if there were 34 more thrift stores? That would be a district. Just like in New York they have districts of fashion, they have districts of produce. LA. Los Vegas is a complete district within itself. So, it's a business and it's viable. She doesn't like seeing businesses and business people lose their place. As far as new, which she just thought of, would be the middle that Mr. Hanger uses to build his trailers, so that gets cut. Is that all new metal? Never been used before or is it reframed and just painted and looks new? Can I take wood that's never been used as a chair and make a chair out of old wood? Is that new? She's hoping that the Commission does not pass Ordinance and let the businesses that have proven to be viable, stay.

Sheldon Nash, works for Dollar Plus, stated if the community could afford to go buy new that would mean that if he went into Target and bought a new stroller and put it out front and replaced it with $120, which is roughly what they go for, and put a sign on it that they used strollers inside for $45, are we now saying to the customer, "ignore my nice new stroller outside that I spent $120 because I know you can't afford it but I have a stroller that you can afford inside that's only going to cost you $45? Are they not trying to serve the community? The same questions that they mentioned earlier this evening about the park, this community doesn't have a lot of dollars. The thrift stores and his type of store and stores like us, are really serving the community. They're keeping the price points down. We're enabling people to be able to buy products. Yes, everyone would like to buy brand new. No question about it. He would like to have the brand new Mercedes parked in the driveway, he would like to go and spend $5.00 a gallon on gas but the reality is he can't. So, instead of buying a Mercedes, he buys the Ford or the Chevy, which basically takes him to the same place. So, if he can buy a stroller for $45 that he can safely put his child in and accommodate his needs but he doesn't have $120 to go to Wal-Mart of Target, why would he not want to do that? What he's really saying is, if they force him into a position where he has to do something "new", he'll go and buy one stroller and he'll put it outside and he'll put a sign on it that he can sell someone a stroller inside for $45. Don't buy my stroller outside for $120 but I had to do this because the Commission said I had to have something new outside. Does that make any sense? It sure doesn't to him. The reality is they're trying to serve the community for what they can actually afford. Today, two-thirds of his sales, as low as they were for $4, $5, $6 and $7 sales, were on charge media. Do you know what that indicates? There's no cash. This is the 11th of December. Two weeks until Christmas and there's no cash. So, now the Commission wants to put something "new" out there? If they wanted "new" they would get in the car, if they had a car, and they would go to Wal-Mart or Target or Khols or Macy's or 800 other stores that could surely give them "new" but they don't. They stay in Holly Hill because they ride bicycles because they can't afford the gas. They can't afford the insurance. They can't afford the car. So, why take that away from them all because of worrying about looking pretty? We're never going to be Ormond Beach. We don't have the dollars and cents in the community to be Ormond Beach and even Ormond Beach doesn't look that beautiful. He can take them through neighborhoods that certainly don't look gorgeous. The reality is there's a real need in this community for our types of stores. Eliminating their types of stores and bringing in the Khols and the Macy's and the Target's. If the people can't afford it, they're going to go out of business. Like the bank that's across the street from him. Why would a bank want to open up in Holly Hill? There's no money to put in a bank. So, the bank stays empty, people graffiti the windows, they're sending people to clean up the property, clean up the building, but the bank is still vacant. Why don't they face that reality that if people had money to put in a bank, don't you think there would be 800 banks that would want to come into Holly Hill? We're a growing community. Why would they not want to?

Joe Amadayo (?), 1108 Ridgewood Avenue, Holly Hill, stated he's been to three meetings and it seems like the Commission just can't agree on anything on this subject. He wishes that the Commission would agree on something and stick to it. The "new", he just doesn't understand that at all either. Are you going to have 7-Eleven with the Redbox, are you going to take that out? Those are used movies. The propane is used. There's a lot to that "new". He doesn't understand why they want to put "new" in the Ordinance.

Tim Hobson, owner of the Pawn Shop, 1630 Ridgewood Avenue, Holly Hill, stated he would like to add the word "bicycles". If they're going to start naming what they can't allow, which they have to do because if they name what they're excluding then everything else is on the list by default. He would like to see if he could get bicycles on there. Also, he strongly objects to that terminology "new".

Laura Czarnecki, owner of Laura's Thrifty Boutique and Costume Shop, 1014

Ridgewood Avenue, Holly Hill, spoke in opposition of the Ordinance. Mentioned that she drove around yesterday and took pictures in Ormond Beach on Granada and mentioned the clothes rack with used hats; went to Beach Street and outside was a mannequin with a hat and clothes on it; another one has art displays out there; they rode down A-1-A, all the surfs shops have half body mannequins with t-shirts hanging all over them. No, they're not Holly Hill but we're not Ormond. This just shows you that Holly Hill is not the only ones doing this. Can they work something out to help the businesses in Holly Hill succeed. This is what she sells. She sells wrought iron. These wrought iron chairs look like they are new because they took them out back, cleaned them, repainted them and set them out front. The other day she sold a truck full of wrought iron furniture to a lady that was coming down the street that saw them. She turned around and bought every piece. This isn't garbage looking stuff. They cannot have a used thrift shop and have "new" furniture and stuff to sell. They can't afford to. They don't sell dressers. They don't sell junk. They desperately need to sell used furniture. They need to figure out a way and six months in compliance with this…for the last year and a half, between the city and the electric and she can show them hundreds of pictures, they've had our streets, our sidewalks, our driveways blocked and dug up, they suffer. With all that machinery coming down, if people don't see what she has out there, they will go by and miss the businesses. How can they survive if they can't find a way to deal with this? Selling "new" furniture in a used shop is not the answer.

Lynne Smith 107 7th Street, Holly Hill, stated she is going to start by saying this is not meant to be insulting. She understands what everyone is saying and she thinks they are playing with semantics. It is not the intent of the town or anyone else to eliminate anyone's business nor is it the town's responsibility to make the businesses successful. Many of the people say they've been in business for a number of years and how many opportunities have they've had or missed to be successful to take themselves to the next level? She thinks what the town is trying to basically say and she's not speaking for any of the Commissioners, in a nutshell would be step up your game and make your buildings and your product, perhaps, a little more eye-appealing for what the vision for the future of Holly Hill and Ridgewood Avenue would be. The businesses have had a number of years to come into compliance with the Ordinances that were already on the books that nobody enforced and the businesses were able to take advantage of that non-enforcement and while there probably has been some improvements to what the town is trying to get the businesses to do in this six months, she thinks a lot could have been accomplished in six months. I, for one know, that if I'm not mistaken for Laura who just spoke…

Mayor Via asked that Mrs. Smith to just please address the Commission.

Mrs. Smith stated okay, sorry. Well, she believes there was a suggestion for improvement that was offered to one of the business owners for free by art to make the outside, the paint and to picture present what the merchandise inside would be. As Laura was speaking, she thought about the same thing she was talking about. Brainstorming a way to present their goods, perhaps with signage that's changeable, whether it be a billboard or a picture or something. She doesn't know if the Commission would find that an acceptable suggestion as a way to bring people in. Like a digital sign that the city has out front. She thinks what the town is trying to do is attract a higher level of businesses and clientele to the community to take it to the next level. What they are only really talking about is the appearance not putting people out of business. If people can brainstorm to have some uniform look to it, maybe it coincides with the coloring of the Pickleball concept so that they have that all the way down through the rest of the town, she doesn't know but she doesn't think anyone is trying to put anyone out of business. Business owners do have to take some responsibility for their own success and for their products working with what they have. Maybe it's a marketing issue on how to draw people to their business not by what's visually outside. She would be willing to help brainstorm on some of those things. She does have some success in those areas and she would be more than willing to help.

Jay Love, 1010 Ridgewood Avenue, Holly Hill, stated he's been up and down Ridgewood talking to all these businesses that are being affected by this Ordinance. After talking to them, he asked a lot of them if their outdoor display contributes to a lot of people stopping by? If they see something that catches their eye and they come in and everybody said, 25% to 50% said that's how they get their business. It's not so much repeat customers, we do get those but it's mostly instrumental, 25% to 50% of the people that drive by see something on the outdoor display. The biggest problem they have with this new Ordinance is the word "new". They can conform, he thinks basically most of them can conform to the items that the city says are okay but when the city says they have to be "new", that's a game changer. All of us basically have 95% plus, merchandise that is used. For example, used outdoor furniture. Laura showed the Commissioners pictures of the wrought iron chairs. That's outdoor furniture. It looks brand new but it's not new so that's illegal. It doesn't make sense Commissioners. Some of the stuff should be allowed to be used. At least, use the word reconditioned. Something to help the businesses. If the Commissioners don't make any changes, they ask the city to consider time to change the Ordinance. The effect of conforming to the Ordinance from six months to twelve months at least because that would give people more time to adapt, to conform or to move or to go out of business. That would also be instrumental. When the gentleman said about bicycles, bicycles are now a growing transportation and if they could have used cars garner, they should be able to have used bicycles for sale too. This is where the city can meet the businesses half way. Please consider adopting some new stuff in this Ordinance to help them.

Jim Legary, 342 Burleigh Avenue, Holly Hill, stated he's had several discussions with the City Manager about the decline of retail. It occurs to Mr. Legary that they have five or six people who have come forward to tell the city that this Ordinance is going to further curtail their sales. It seems to him that if the city has as many empty spaces as the city does on Ridgewood Avenue, the city has an awful lot of opportunity to do whatever it is the city wants to with people that move in. What the city is going to get here is less traffic. He's not sure how long they've been discussing this. He's not sure how many people have said how repulsive baby carriages are or shirts or whatever but the people have been in business. They've survived. Nine out of ten people don't survive. He thinks the city should consider that and he thinks the city should give some accommodation to the people that have been there. As they've discussed, the woman that was active here for a year or two with her antique store, she packed up and went away. He's sure that there are others. As he said, there should be some accommodations to the people who have been able to survive with all of the goings on and with all the conversations.

Robin Hanger, 950 Ridgewood Avenue, Holly Hill, stated fifteen years ago, he would have been out of business if it had not been for the internet. Approximately, 80% of his business is from the internet. He believes these people that feel that they need to put everything that they have out front and outside, need to look at the internet and the way that people shop. Things change. People are shopping with these things right here (referring to his cell phone). They're looking to see what the business has, they're searching for what they need, and what they need comes up and if the businesses do their advertising correctly, if you have a 20 foot ladder, I need a used 20 foot ladder, it's going to come up. They need to focus on the growth that the city has, the focus of improving the things that they have and they need to look forward. They cannot replace or fix things that have happened before. They need to keep going forward. Unfortunately, it does hurt some people. It's not meant to hurt anyone but people need to change the way they do business. Business is changing every day. People in brick and mortar places are feeling it all over the place but they're making do with what they've got and they're making change due to these cell phones and the way people shop. Signage, there's nothing wrong with signage. If they have ladders and they've got canoes and they've got kayaks put it up on the sign out there. If they've got wrought iron furniture, put it up on your sign that you have this. Here again, why is the city responsible to put you a sign up? It's not up to the city to figure out how to make your business run. There's groups at the college that help people learn how to change and run their businesses and adapt to change. He recommends that.

Mayor Via closes public participation.

There were some questions, comments and discussions amongst the Mayor, City Commissioners, and staff at this time. There was discussion regarding a Sign Grant for the businesses along US1 that are in need of a sign only to those businesses that were established prior to the code who are currently in violation because they didn't come in and get a Special Exception. That code they see was placed back in 2012. Anybody that established after 2012 is in violation because they didn't come in to get the Special Exception to begin with. A separate Resolution would be brought back at the next City Commission meeting for the Commission's consideration and discussion.

RESULT:	**APPROVED AT 1ST READING [4 TO 1]**	**Next: 1/8/2019 7:00 PM**
MOVER:	John Penny, District 1 - Commissioner	
SECONDER:	Penny Currie, District 2 - Commissioner	
AYES:	Penny, Currie, Danio, Johnson	
NAYS:	Via	

ORDINANCE
2019-O-3013
SECOND READING - ORDINANCE 3013 AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS BY AMENDING SECTION 114-707 TITLED, "OUTDOOR DISPLAY OF MERCHANDISE" TO ADD OUTDOOR DISPLAY REGULATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE 3013

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS BY AMENDING SECTION 114-707 TO ADD REGULATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission finds that outdoor displays of merchandise other than vehicles, and items specifically made and intended for outdoor use, can detract from the attractiveness of business areas and impede pedestrian and vehicular traffic within the Redevelopment District Overlay; and

WHEREAS, the City is in the process of providing aesthetic enhancements within the Redevelopment District Overlay, it is desirable to regulate outdoor displays of merchandise so as to enhance the attractiveness of the Overlay by preventing the visual perception of clutter; and

WHEREAS, it is the intent of the City Commission that this Ordinance be enacted to protect and promote the health, welfare, and safety of the citizens of and visitors to the City of Holly Hill by taking steps to prevent economic deterioration and blight.

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 Sec. 114-707. - "Outdoor display of merchandise" is amended as follows:

Outdoor display of merchandise in the Redevelopment District overlay **~~[shall be allowed]~~** **will be permitted** provided the following conditions are met:

- ~~**The goods and merchandise is intended for use outdoors (such as lawn equipment, patio furniture, grills, etc.).**~~

A. **The goods and merchandise permitted for outdoor display are: motorized vehicles, trailers, boats, new lawn & garden equipment (not to include supplies or materials such as bags of fertilizer, rocks, etc.,), new furniture specifically made and intended for outdoor use, new barbeque grills, new bicycles, plants and landscape related hardscape such as fountains.**

B. **No outdoor display shall be allowed in areas set aside, required, or designated for**

driving aisles, driveways, maneuvering areas, emergency access ways, off-street parking, or unloading/loading.

C. **With the exception of areas used for sale of motorized vehicles, trailers and boats, the area used for outdoor sales and display of merchandise shall not exceed ten (10%) percent of the gross floor area of the corresponding commercial building. The area for items placed outside but that is completely screened from view by a wall or an opaque fence screen, shall not be counted toward the 10% area limitation.**

D. **All city fire, building and other codes shall be strictly complied with.**

E. **The display goods and merchandise are not permitted on a sidewalk or any portion of a public right-of-way.**

F. **The display of merchandise must be neat and orderly as determined by the City Manager or their designee.**

G. The merchandise is displayed in an area designated for outdoor display that does not impede visibility or access to and within the site.

H. The merchandise is only displayed during hours of operation.

I. Outside display and sale of merchandise for approved vendors at temporary special events shall be permitted as a function of the temporary event permit **or in accordance with Section 114-902.**

The display of outdoor merchandise within the Redevelopment District Overlay that does not meet the requirements of this section and that exist at the time of the passage of this section, may be continued for a period of six months from the date of the adoption of this section. At the expiration of the six month period, any further display of outdoor merchandise not in conformity with the provisions of this section shall be discontinued.

This special exception is a limitation on the outside display, storage or sale of goods, merchandise or services as permitted by section 114-901.

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. CODIFICATION. It is the intent of the City Commissioners that the Substantive provision of this Ordinance will become and be made part of the Land Development Regulations of Holly Hill and that the word "ordinance" may be changed to "section", "part", or other appropriate word or phrase, and the sections of this Ordinance may be renumbered or re-lettered to accomplish such intention; providing, however, that sections 3, 4, 5 and 6 of this Ordinance shall not be codified.

SECTION 6. EFFECTIVE DATE. That this Ordinance shall become effective immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 8th day of JANUARY, 2019 for second reading.

Enacted and approved this 11th day of December, 2018, in Holly Hill

10. PUBLIC HEARING

1. Ordinance

SECOND READING - Ordinance 3012 An Ordinance of the City Commission of the City of Holly Hill, Florida, Repealing Ordinance 3010 and Adopted Pursuant to Florida Statute, Section 166.031, Incorporating into the City of Holly Hill Charter Amendments, a Referendum was Passed During the Municipal General Election Held on Tuesday, August 28, 2018, Repealing the Civil Service Act and Approving the 4-Year Staggered Terms for the Mayor and City Commissioners; Repealing All Ordinances in Conflict Herewith; Providing for Severability; and Providing for an Effective Date.

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

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

ORDINANCE

Enacted and approved this 11th day of December, 2018, in Holly Hill

11. COMMUNICATIONS

A. City Manager & Staff Comments

Mr. Forte reminded the Commission that they will only be receiving one paycheck for the month of December because in the month of November when staff did the modifications to the pay week, the Commissioners received three paychecks. That goes with the exception of Commissioner Johnson because he didn't get any in November. Mr. Forte informed the Mayor and Commissioners that staff is working with House Representative Elizabeth Fetterhoff to utilize some office space at City Hall for periodic meetings. He just received a contract from the City of DeLand that has a lease space for her and he will evaluate that and coming back to the Commission for approval. With regards to Waste Pro and the recycling issue. It's been a tough bouncing ball to figure out what the city needs to do and how we need to do it. At this point, because the city's contract language allows Waste Pro, because there's been an increase in the cost of recycling, they give the city the option of either paying for it to go into the landfill or paying for it to go to recycling. It's not a modification to the contract. At this point, the city is going to continue with recycling until we come back and it will be an additional cost and that cost will run about, between $18,000 and $2,000 a month for a total of $24,000 for the year for that, city-wide. What he is waiting for is, he's under the impression that Daytona Beach is going to suspend recycling and Ormond Beach who is going to continue recycling, told him that they are now considering suspending recycling. So, he doesn't want to be the odd person out. He doesn't want to be the city that recycles with two cities next to us who have suspended recycling because what that may do is have those residents bring their recycling to the people in Holly Hill and our recycling cost will continue to escalate and the only place that they're going to bring this recycling is to Ocala and to Cocoa where they have a single source center for it to be sorted and then sent out. There's no money in recycling. Glass is being ground up and put back into the landfill so that doesn't count for recycling, plastics 1, 2, and 3 are recyclable and papers are recyclable but the return on that is so significantly low, that the cost to recycle is now $77.50 a ton. It used to be in the single digits. He just wants to make the Commissioners aware that the city is going to continue with the recycling until such time as their surrounding cities make a decision to either suspend or continue and then if the city is going to suspend it, he would like to bring that back for Commission consideration. He will be on vacation Christmas week. Mr. McKinney will fill in during his absence.

B. City Attorney Comments

Attorney Simpson wished everyone a Merry Christmas and Happy Holidays and Happy New Year.

C. City Commission Comments

Commissioner Penny stated he just wanted to congratulate Mayor Via in that the *Hometown News* also printed the "The youngest Mayor honors the oldest resident." Wished everyone a happy and safe Christmas with their friends and family.

Commissioner Currie stated thanked all of the staff, especially our City Clerk Valerie Manning for putting on a fabulous tree lighting ceremony and Christmas parade. Commissioner Currie stated she knows she said something to the Commissioners when we were on the reviewing stand about how she's in the car looking down Ridgewood

Avenue at Florida Healthcare, normally it's crowded from just north of LPGA, it was like that from Florida Healthcare. What a fantastic day. Miss Florida and Miss Teen Florida both had a lot of great things to say about our community. Reminded everyone about the food packing that will be held this Saturday at 9:00 AM at 159 E. Granada Boulevard, at the western end of the plaza by the Hershey's Ice Cream. If anyone has any questions, please get with her. Wished everyone a Merry Christmas and a special time with your family and friends.

Commissioner Danio mentioned that he is proud of the city's Christmas display.

Commissioner Johnson stated he's glad to see Holly Hill moving forward; wished everyone a Merry Christmas.

D. Mayor's Comments

Mayor Via thanked staff on the parade and tree lighting. He was with Miss Florida and Miss Teen Florida and they complimented multiple times how amazing the tree lighting was and how amazing the parade was and even said out of all the parades that they've been involved with, this was by far the most well organized and the best event that they've been a part of. He was also given the opportunity, he was asked by Rentha Flowers, to write a proclamation to Laura Jane Weesner Davenport who turned 100 years old and still lives in Holly Hill on her own with some help from her daughters. Vice-Mayor Currie and himself visited, separately, the Holly Hill School to speak to the students last week. Mr. Forte alluded to their meeting with State Representative Elizabeth Fetterhoff and met with her and discussed the possibilities of getting State funding for a couple of projects. We know what to look for now so we can hopefully get some assistance from the State level and as Mr. Forte said, she will also have a satellite office here at City Hall so this will be her eastside locations. Reminded everyone about the special meeting on December 27th at 4:00 PM. He wanted to bring up something that he learned in their Ethics Class that he wanted to bring up to the entire Commission as a whole and it has to do with Facebook and social media. They all have Facebook, social media. They may remember a few years ago a certain DeBary Mayor getting in trouble for his social media posts so there's a fine line between ethics on social media because we tend to put out our opinions out online and we're all friends on social media but what I've learned is we should very much stay away from "liking" any one…you can post what you want about your opinion about an upcoming item but please, I would ask that you don't "like" it, share it, love it and please don't comment on it because it can be construed as a Sunshine violation on something.

Commissioner Penny asked what did they say about…I know I'm not supposed to "like" *your* comments but what if I "like" someone else's comments? I should just like it and share it and not comment on it, correct? If someone from the public posts something…Pickleball was posted. I liked it and shared it.

Mayor Via stated you're fine to share it. You're allowed to put out your own views. That's just as if…

Commissioner Penny stated, right. But you can't say anything about it.

Mayor Via stated a news reporter came to you. There could be a violation if you post that and I like, which can be construed as I'm supporting it or if I comment on it saying, "I think you're right John Penny. I think we're going to move forward with this." That would be as if they just had a conversation, which that doesn't happen.

Commissioner Penny stated, right.

Mayor Via stated and he knows they all have high ethics and they don't want to violate that whatsoever. They do everything in the Sunshine. He just wanted to give that as a friendly reminder to the Commission.

Commissioner Currie stated she's glad he brought that up thought because she does share a lot of stuff that's put on by the city.

Mayor Via stated they're fine with sharing, just don't like any…if they're going to be voting on it in the future, if there's a possibility of doing that. I'm correct in that statement, right Attorney Simpson?

Attorney Simpson stated he would tell them to go even further. Try to stay away from social media.

Mayor Via stated try not to put out…

Commissioner Currie stated she shares what the city puts up just so that everybody that she's connected with knows the information.

Attorney Simpson stated just be very careful. Everything the Mayor said is correct. Also, remember no texting any city business to anybody, not just…obviously not to each other but, it's his understanding, they don't have the ability to keep records of texts and texts are a document under the Public Records Law. So, he's always told everybody "no texting is allowed."

Mayor Via stated, right. Thank you for that. Earlier during a spirited debate, I was quoted and I just wanted to finish that quote because if you follow up with that quote, the next thing I said was, *"Sometimes the best solution is right in between our hard thought beliefs",* and I'm going to leave that at that and let that rest.

12. ADJOURNMENT

The meeting adjourned at approximately 10:30 PM.

CITY OF HOLLY HILL, FLORIDA

CITY COMMISSION

MINUTES • JANUARY 8, 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
Commissioner Currie led the invocation.

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

Carl Persis, Chairman of Volusia County School Board came forward to thank the city for being involved with Holly Hill K-8 school and understands that the city has a strong relationship with the school and appreciates that. Wished everyone a safe and prosperous New Year.

2. POSITIVITY AWARD - NONE

3. PUBLIC HEARING

Mayor Via mentioned that they were going to move the Public Hearing agenda item on Outdoor Display Amendment for second reading before the CRA Agenda.

1. -2019-O-3013 Ordinance

SECOND READING - Ordinance 3013 An Ordinance of the City of Holly Hill, Florida, Amending the Land Development Regulations by Amending Section 114-707 Titled, "Outdoor Display of Merchandise" to Add Outdoor Display Regulations; Providing for Severability; Providing for Codification; and Providing for an Effective Date.

(Requested by Brian Walker, City Planner)
Brian Walker, City Planner, briefly read through his staff report to the Mayor, City

Commission, staff and audience. The staff report is the same as it was for first reading in December with the exception of adding the wording “new bicycles” in Section 2 (a) into the Ordinance. There was discussion amongst the Mayor and City Commissioners.

Mayor Via suggested removing the word “new” to give more flexibility to be able to approve a business that might not necessarily want to put out a “new” item.

Mr. Walker informed the Mayor and Commissioners it would give them more flexibility but they would have to follow certain criteria because it’s in the Land Development Code and they’re taking that information and they’re applying it to that specific business. The Commission would have to have a good reason why the Commission denied them if they were following the information in the Land Development Code. The Commission would have the ability to deny as long as they were following that criteria.

Mayor Via asked if this Ordinance passes “as is”, how long do the businesses have to come into compliance?

Mr. Walker stated, six months.

Mayor Via opened public participation.

The following individuals came forward and spoke to the Mayor and City Commissioners:

Heidi Heller, 460 Ridgewood Avenue, Holly Hill, spoke in opposition of the Ordinance; Robin Hanger, 920 State Avenue, Holly Hill, spoke in favor of the Ordinance; Lynne Smith, 107 7th Street, Holly Hill, spoke in favor of the Ordinance; Mike Perry, owns the lawn mowing thrift store business off of LPGA Blvd., Holly Hill, on the corner, spoke in opposition of the Ordinance; Jim Legary, 342 Burleigh Avenue, Holly Hill, spoke in opposition of the Ordinance; and Laura Czarnecki, owner of Laura’s Thrifty Boutique and Costume Shop, 1014 Ridgewood Avenue, Holly Hill, spoke in opposition of the Ordinance.

Mayor Via closed public participation.

At this time there was discussion amongst the Mayor and City Commissioners.

*Commissioner Currie made a motion to **APPROVE the Ordinance “as written”**, seconded by Commissioner Penny. Mayor Via voted Nay to the Ordinance.*

PASSED, 4-1. (Mayor Via opposing)

RESULT:	**ADOPTED AT 2ND READING [4 TO 1]**
MOVER:	Penny Currie, District 2 - Commissioner
SECONDER:	John Penny, District 1 - Commissioner
AYES:	Penny, Currie, Danio, Johnson
NAYS:	Via

ORDINANCE
2019-O-3013
SECOND READING - ORDINANCE 3013 AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS BY AMENDING SECTION 114-707 TITLED, "OUTDOOR DISPLAY OF MERCHANDISE" TO ADD OUTDOOR DISPLAY REGULATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE 3013

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS BY AMENDING SECTION 114-707 TO ADD REGULATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission finds that outdoor displays of merchandise other than vehicles, and items specifically made and intended for outdoor use, can detract from the attractiveness of business areas and impede pedestrian and vehicular traffic within the Redevelopment District Overlay; and

WHEREAS, the City is in the process of providing aesthetic enhancements within the Redevelopment District Overlay, it is desirable to regulate outdoor displays of merchandise so as to enhance the attractiveness of the Overlay by preventing the visual perception of clutter; and

WHEREAS, it is the intent of the City Commission that this Ordinance be enacted to protect and promote the health, welfare, and safety of the citizens of and visitors to the City of Holly Hill by taking steps to prevent economic deterioration and blight.

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 Sec. 114-707. - “Outdoor display of merchandise” is amended as follows:

Outdoor display of merchandise in the Redevelopment District overlay ~~**[shall be allowed]**~~ **will be permitted** provided the following conditions are met:

- ~~**The goods and merchandise is intended for use outdoors (such as lawn equipment, patio furniture, grills, etc.).**~~

A. **The goods and merchandise permitted for outdoor display are: motorized vehicles, trailers, boats, new lawn & garden equipment (not to include supplies or materials such as bags of fertilizer, rocks, etc.,), new furniture specifically made and intended for outdoor use, new barbeque grills, new bicycles, plants and landscape related hardscape such as fountains.**

B. **No outdoor display shall be allowed in areas set aside, required, or designated for driving aisles, driveways, maneuvering areas, emergency access ways, off-street parking, or unloading/loading.**

C. **With the exception of areas used for sale of motorized vehicles, trailers and boats, the area used for outdoor sales and display of merchandise shall not exceed ten (10%) percent of the gross floor area of the corresponding commercial building. The area for items placed outside but that is completely screened from view by a wall or an opaque fence screen, shall not be counted toward the 10% area limitation.**

D. **All city fire, building and other codes shall be strictly complied with.**

E. **The display goods and merchandise are not permitted on a sidewalk or any portion of a public right-of-way.**

F. **The display of merchandise must be neat and orderly as determined by the City Manager or their designee.**

G. The merchandise is displayed in an area designated for outdoor display that does not impede visibility or access to and within the site.

H. The merchandise is only displayed during hours of operation.

I. Outside display and sale of merchandise for approved vendors at temporary special events shall be permitted as a function of the temporary event permit **or in accordance with Section 114-902.**

The display of outdoor merchandise within the Redevelopment District Overlay that does not meet the requirements of this section and that exist at the time of the passage of this section, may be continued for a period of six months from the date of the adoption of this section. At the expiration of the six month period, any further display of outdoor merchandise not in conformity with the provisions of this section shall be discontinued.

This special exception is a limitation on the outside display, storage or sale of goods, merchandise or services as permitted by section 114-901.

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. CODIFICATION. It is the intent of the City Commissioners that the Substantive provision of this Ordinance will become and be made part of the Land Development Regulations of Holly Hill and that the word "ordinance" may be changed to "section", "part", or other appropriate word or phrase, and the sections of this Ordinance may be renumbered or re-lettered to accomplish such intention; providing, however, that sections 3, 4, 5 and 6 of this Ordinance shall not be codified.

SECTION 6. EFFECTIVE DATE. That this Ordinance shall become effective immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 8th day of JANUARY, 2019 for second reading.

Enacted and approved this 8th day of January, 2019, in Holly Hill

4. RECESS THE CC MTG & CONVENE AS THE CRA

5. CRA AGENDA

1. –2019-R-3

A Resolution of the Community Redevelopment Agency of City of Holly Hill, Florida, to Adopt the Special US-1 Commercial Sign Grant Program; Providing for Repeal of

Resolutions in Conflict Herewith; Providing for Severability; Providing an Effective Date.

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

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

Enacted and approved this 8th day of January, 2019, in Holly Hill

2.

CRA - Special Event Permit Request to Hold an Art Festival on City Hall Grounds on April 6Th and 7Th, 2019

(Requested by Valerie Manning, City Clerk)
Mr. Forte explained the agenda item to the Mayor and City Commissioners based on the staff report presented to them in their agenda packets. The applicant is requesting approval of a Special Event Permit to hold an Art Festival on City Hall grounds on Saturday, April 6th from 9:00 AM to 5:00 PM and on Sunday, April 7th, 2019, from 9:00 AM to 4:00 PM. The proposed event is being held in order to raise awareness of the City of Holly Hill. This is a for profit event that will feature between 80 and 100 artist and is expected to raise between $13,000 and $16,000. A portion of the profits will be donated to the Holly Hill School. The event has been reviewed by the City's Special Event Committee and there are no objections. The application is being brought before the CRA Redevelopment Agency for approval because the Applicant is requesting City sponsorship. The event will have two food trucks on-site. The applicant is requesting that the City co-sponsor this event by providing three (3) portable toilets; a staff person to open and be available at City Hall on Saturday from 10:00 AM to 4:00 PM; and police protection and assistance during the two day event. Staff estimates that the cost of providing such services will be between $3,076 and $3,957. Mr. Forte recommends that the city co-sponsor this event at the applicant's request for this first year and then based on the results of that, staff can determine whether or not this is something the city wants to co-sponsor next year or in the future or whether the city says, "no, it was pretty good; it was successful; go find private sponsors to sponsor this event." Mr. Forte stated he did meet with the applicants yesterday and they brought in a "tentative" budget and without the city's in-kind contribution, it runs at about $1,000 loss to their projections. With the city's contribution, it runs at about $3,000 profit "if" all things in that budget come true. One thing he also wants to note is that part of them doing this Arts Festival is they are pledging up to $2,000 towards the Holly Hill K-8 School for their band equipment.

Pat Abernathy, the applicant, came forward and gave the Mayor and Commissioners a little bit of background history on herself and the Arts Festival and the event that would take place on April 6-7, 2019 at City Hall.

Commissioner Penny asked if it's possible to pledge some funds to United Brethren in Christ Academy as well. Holly Hill K-8 School is the only public school, which is why that would be the only school that would show up if searched for public schools. UBIC school has a desperate need for music equipment as well.

Ms. Abernathy stated they could do $1,000 to one school and $1,000 to UBIC Academy. She's flexible. She's familiar with the UBIC band because they played at Tony Cassata's car show event and her heart went out to them. They are very precious. Tony told her that they didn't have the money to rent or buy the equipment and she talked to Dr. Pam Fieldus and said that they can do something about this. That they can make money and see where it goes and do something good in the community, while helping the community and helping Holly Hill.

Mayor Via opened public participation. No one spoke.

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

6. ADJOURN AS THE CRA & RECONVENE THE CC MTG

7. PUBLIC COMMENTS

The following individuals spoke to the Mayor and City Commissioners:

Lois Carter, 1650 Riverside Drive, Holly Hill, shared her concerns about a crosswalk that is needed at the corner of Elizabeth Street and Riverside Drive. It's a dangerous crossing at that particular crossing. The street belongs to the city so she doesn't understand why a crosswalk can't be placed there. It's very dangerous for anyone trying to cross the street.

Steve Smith, 1410 Riverside Drive, Holly Hill, agreed with Ms. Carter and he would like to see the opportunity for a pedestrian to be able to cross Riverside Drive from any of those side streets with a crosswalk. It doesn't make any difference to him if he has to walk down to 12th Street or 9th Street or Elizabeth Street or 15th Place or any of these ones that don't have a sidewalk, he would still like the opportunity to get across Riverside Drive. Frequently, he's noticed that when he is trying to cross Riverside Drive, if there's a crosswalk and if he's standing on that first bar, somebody, eventually, lets him cross the street and it actually seems to help and you don't have to attempt to run for your life. It makes sense to him that when they have a corner like where he lives, the cars are going north and south but when you're on a corner, you have that car coming east and then the cars coming north and south have the opportunity to decide to go west so there's a lot of confusion there. When people are turning and there's a pedestrian who might be walking a dog or pushing a stroller or whatever, but if they have the opportunity to be in a crosswalk, it makes a huge difference even if it's just some white stripes. All the drivers know what a crosswalk is and a lot of them seem to respect it. So, their chances are better in a walkable community to have a crosswalk.

The more the merrier; at every intersection.

8. APPROVAL OF MINUTES - NONE

None.

9. CONSENT AGENDA - ITEM (1)

Mayor Via asked if any member from the audience would like to discuss the Consent Agenda item or if any member of the Commission would like to discuss it further. **There was no one.**

1. –2019-R-4 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Authorizing the City Manager to Enter in an Agreement with Mead & Hunt to Provide Professional Services for the Design and Permitting, Bidding and Construction Phases of Lift Station 11 Wet Well Expansion at a Price Not to Exceed $23,400; Providing for Severability; and Providing for an Effective Date.

(Requested by Antoine Khoury, Public Works)
Mayor Via asked if any member from the audience would like to speak on the item or if any member of the Commission would like to discuss it? **There was no one.**

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

RESOLUTION
2019-R-4
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO ENTER IN AN AGREEMENT WITH MEAD & HUNT TO PROVIDE PROFESSIONAL SERVICES FOR THE DESIGN AND PERMITTING, BIDDING AND CONSTRUCTION PHASES OF LIFT STATION 11 WET WELL EXPANSION AT A PRICE NOT TO EXCEED $23,400; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO ENTER IN AN AGREEMENT WITH MEAD & HUNT TO PROVIDE PROFESSIONAL SERVICES FOR THE DESIGN AND PERMITTING, BIDDING AND CONSTRUCTION PHASES OF LIFT STATION 11 WET WELL EXPANSION AT A PRICE NOT TO EXCEED $23,400; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City desires to expand the capacity of the wet well at Lift Station #11 as it is currently not sufficient due to a combination of excess infiltration and inflow during major rain events; and

WHEREAS, the City desires to have Mead & Hunt provide professional services for the design and permitting services. Bidding and Construction phase services are also included; and

WHEREAS, Mead & Hunt has submitted a proposal for the professional services at a price not to exceed $23,400; and

WHEREAS, the fee estimate and scope of services for this project constitutes a supplemental agreement to the Engineering Services Agreement effective December 4, 2015; and

WHEREAS, the contract was assigned to Mead & Hunt, Inc. (M&H) effective June 30, 2017.

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

SECTION 1. That the City Commission of the City of Holly Hill does hereby authorize the City Manager to enter into an agreement with Mead and Hunt, Inc., to provide professional services for the expansion of Lift Station 11 Wet well not to exceed $23,400.

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 this 8th day of JANUARY, 2019.

Enacted and approved this 8th day of January, 2019, in Holly Hill

10. REGULAR AGENDA

1. –2019-R-5 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, to Adopt the Special US-1 Commercial Sign Grant Program; Providing for Repeal of Resolutions in Conflict Herewith; Providing for Severability; Providing an Effective Date.

(Requested by Nick Conte, Economic Development)
Mayor Via opened public participation.

Heidi Heller, 460 Ridgewood Avenue, Holly Hill, stated she would hope that on the sign grant have, everybody that participates in it, have the words “Holly Hill” some place on the grant; $7500 is a lot of advertising potential and maybe that they’re registered voters too, that’s just my thing.

Mayor Via closed public participation.

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

RESOLUTION
2019-R-5
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, TO ADOPT THE SPECIAL US-1 COMMERCIAL SIGN GRANT PROGRAM; PROVIDING FOR REPEAL OF RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, TO ADOPT THE SPECIAL US-1 COMMERCIAL SIGN GRANT PROGRAM; PROVIDING FOR REPEAL OF RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Holly Hill is the duly designated and constituted body responsible for carrying out community redevelopment; and

WHEREAS, the City of Holly Hill has created a program, known as the Special US-1 Commercial Sign Grant to aid owners identified as having outdoor displays prior to the adoption of the Overlay District with assistance in the purchase of a sign; and

WHEREAS, the Special US-1 Commercial Sign Grant will provide identified businesses with a 75% reimbursement for the total expense of the sign; and

WHEREAS, The grant is capped at $7,500 and stipulates a close date for permitting.

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

SECTION 1. Adopt. That the City Commission hereby approves the terms and conditions of the Special US-1 Commercial Sign Grant, which is attached hereto and incorporated herein by reference as Exhibit "A".

SECTION 2. Repealer. All prior resolutions, if any, which conflict with this Resolution are hereby repealed.

SECTION 3. Severability. 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 4. Effective date. This Resolution shall become effective immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 8th day of JANUARY, 2019.

Enacted and approved this 8th day of January, 2019, in Holly Hill

2. –2019-R-6 Resolution

A Resolution of the City of Holly Hill, Florida, Authorizing the Professional Fee/Per Diem for the Position of Special Master; Providing for Severability; Providing for Conflicting Resolutions; and Providing an Effective Date.

(Requested by Brian Walker, City Planner)
Mayor Via opened public participation. No one spoke.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John Penny, District 1 - Commissioner
SECONDER:	Roy Johnson, District 4 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

RESOLUTION
2019-R-6
A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE PROFESSIONAL FEE/PER DIEM FOR THE POSITION OF SPECIAL MASTER; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE PROFESSIONAL FEE/PER DIEM FOR THE POSITION OF SPECIAL MASTER; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, The City of Holly Hill has retained as special Master Melody Pullen to hear cases regarding City Code and other civil violations; and

WHEREAS, The City of Holly Hill compensation for time and expenses is to be established by the City Commission.

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

SECTION 1. That the City Commission does hereby authorize the payment of a professional fee for Hearing of the Cases and the Preparation of Orders as Follows:

One to Five Cases	$275.00
Six to Eight Cases	$325.00
Nine to Eleven Cases	$375.00
Twelve to Fifteen Cases	$450.00

Thirty dollars ($30) for each case thereafter.

SECTION 2. That all Resolutions made in conflict with the Resolution are hereby repealed.

SECTION 3. That this Resolutions shall become effective immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 8th day of JANUARY, 2019.

Enacted and approved this 8th day of January, 2019, in Holly Hill

3. –2019-R-7 Resolution

A Resolution of the City of Holly Hill, Volusia County, Florida, Supporting Legislation that Restores Local Zoning Authority Regarding Short-Term Vacation Rentals in Single-Family and Multi-Family Residential Zoning Districts; Opposing All State Legislation that Further Erodes Municipal Authority to Protect Single-Family and Multi-Family Residential Zoning Districts from Tourist Activity; Providing Direction to the City Manager on Distribution of Resolution; and Providing an Effective Date.

(Requested by Brian Walker, City Planner)
Mayor Via opened public participation. No one spoke.

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-7
A RESOLUTION OF THE CITY OF HOLLY HILL, VOLUSIA COUNTY, FLORIDA, SUPPORTING LEGISLATION THAT RESTORES LOCAL ZONING AUTHORITY REGARDING SHORT-TERM VACATION RENTALS IN SINGLE-FAMILY AND MULTI-FAMILY RESIDENTIAL ZONING DISTRICTS; OPPOSING ALL STATE LEGISLATION THAT FURTHER ERODES MUNICIPAL AUTHORITY TO PROTECT SINGLE-FAMILY AND MULTI-FAMILY RESIDENTIAL ZONING DISTRICTS FROM TOURIST ACTIVITY; PROVIDING

DIRECTION TO THE CITY MANAGER ON DISTRIBUTION OF RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY OF HOLLY HILL, VOLUSIA COUNTY, FLORIDA, SUPPORTING LEGISLATION THAT RESTORES LOCAL ZONING AUTHORITY REGARDING SHORT-TERM VACATION RENTALS IN SINGLE-FAMILY AND MULTI-FAMILY RESIDENTIAL ZONING DISTRICTS; OPPOSING ALL STATE LEGISLATION THAT FURTHER ERODES MUNICIPAL AUTHORITY TO PROTECT SINGLE-FAMILY AND MULTI-FAMILY RESIDENTIAL ZONING DISTRICTS FROM TOURIST ACTIVITY; PROVIDING DIRECTION TO THE CITY MANAGER ON DISTRIBUTION OF RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, in 2011, the Florida Legislature prohibited local governments from regulating short-term vacation rentals (short-term vacation rental being defined as a property that is rented more than three times per year for less than thirty days); and

WHEREAS, only local governments with regulations in place prior to 2011 have limited ability to regulate short- term vacation rentals; and

WHEREAS, in 2014, in recognition of the noise, parking, trash, and life-safety impacts that can occur because of short-term vacation rental activity, the Florida Legislature amended its 2011 legislation to allow some local regulation, but continued to prohibit local governments from prohibiting short-term rentals in residential neighborhoods; and

WHEREAS, while the City of Holly Hill appreciates the 2014 Florida Legislature recognizing short-term vacation rentals in residential areas as a problem to communities and subsequently providing local governments with limited authority to address some of the adverse impacts caused by this activity, the City continues to maintain that short-term vacation rentals are an incompatible land use within otherwise stable residential neighborhoods, and that local governments should not have to bear a disproportionate cost to police this activity; and

WHEREAS, as demonstrated by Florida's long-standing Community Planning Act, the State of Florida has wisely recognized the need for and importance of comprehensive planning and the establishment of appropriate zoning requirements by each local government, in compliance with each local government's adopted comprehensive plan; and

WHEREAS, zoning is an important land use tool utilized by local governments to regulate current and future growth and maintain community character in a manner consistent with their adopted comprehensive plans; and

WHEREAS, current short-term vacation rental legislation disregards the important statewide function of the Community Planning Act by allowing tourist activity in all zoning districts; and

WHEREAS, according to the Florida League of Cities, local governments are seeing short-term vacation rentals overtake residential neighborhoods, causing long-term residents to move and thereby destroying the stable residential character of such neighborhoods; and

WHEREAS, the current legislation has prioritized commercial gain for investors (who may not actually live in the areas impacted by short-term vacation rentals) over the rights of Florida residents; and

WHEREAS, a more balanced approach is needed to ensure Florida residents can live, work, and raise their families in stable communities.

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

SECTION 1. The City Commission urges the Florida Legislature to amend the current legislation regarding short-term vacation rentals to allow local governments that had no regulations in place prior to 2011, to adopt regulations in order to protect the residential character of single-family and multifamily residential zoning districts, so long as these regulations are limited to single-family and multifamily zoning districts.

SECTION 2. The City Commission opposes any state legislation which further erodes municipal authority to protect single-family and multifamily residential zoning districts from tourist activity.

SECTION 3. The City Commission directs the City Manager to send a copy of this resolution to the Governor, Senate President, House Speaker, the Chair and Members of the Volusia State Legislative Delegation, the Florida League of Cities, the Volusia League of Cities, the Volusia County Chair, and all municipal mayors in Volusia County.

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

APPROVED AND AUTHENTICATED on this 8th day of JANUARY, 2019.

Enacted and approved this 8th day of January, 2019, in Holly Hill

4. -2019-O-3014 Ordinance

FIRST READING - Ordinance 3014 An Ordinance of the City of Holly Hill, Florida, Amending Division 2. Board of Planning and Appeals Section 82-72 Membership, of the Code of Ordinances to Provide that Board Alternate Members of the Board of Planning and Appeals Shall be Appointed to Serve Two Year Terms Concurrent with Regular Board Member Appointments; Providing for Implementation; Providing for Conflicting Ordinances; Providing for Severability; and Providing an Effective Date.

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

Robin Hanger, 950 State Street, Holly Hill, stated that he serves on this board and he doesn't believe the city needs alternate board members. He believes that they have a good group of people that the Commissioners have all put in place. They are upstanding business owners. They are honored to be on the board and they know it's an opportunity that they uphold and that they are here for the meetings.

*Commissioner Johnson made a motion to **APPROVE Ordinance 3014, Establishing Two Alternates to the Board of Planning and Appeals, DIED FOR A LACK OF SECOND**.*

THIS ORDINANCE DID NOT PASS.

RESULT:	**DIES FOR LACK OF SECOND**

5.

Special Event Permit Request to Hold an Art Festival on City Hall Grounds on April 6Th and 7Th, 2019

(Requested by Brian Walker, City Planner)
Mayor Via opened public participation.

Lynne Smith, 107 7th Street, Holly Hill, stated she hopes that they approve this. She has worked with these people before and she thinks that it can be a success and some positive stuff for the city.

Mayor Via closed public participation.

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

Enacted and approved this 8th day of January, 2019, in Holly Hill

11. COMMUNICATIONS

A. City Manager & Staff Comments
Mr. Forte asked if they would like to hold a goals setting workshop. The Mayor and City Commissioners agreed to Tuesday, February 12, 2019 at 5:00 PM until 7:00 PM.

B. City Attorney Comments
None.

C. City Commission Comments

Commissioner Penny reminded them that the next Volusia League of Cities dinner is in Edgewater on January 24th. Holly Hill will be hosting the March 2019 Volusia League of Cities dinner. Thanked Mr. Conte for his work on getting Red Pig here at The Market; the new owner for the Luigi's Restaurant and looks forward to going there, it's supposed to be a chicken and waffle and pizza place. Mr. Conte is doing a great job. At times they don't see the fruits of his efforts until they attend a ribbon cutting.

Commissioner Currie appreciated all the input tonight but unfortunately, the Commission has to make those tough decisions to be able to move the city forward in the direction that they have been for the couple of years. She believes there is going to be some true, positive work coming out of that. She has had a lot of positive comments from people and businesses and from other cities that come here. Holly Hill is beginning to change in a positive way. Holly Hill is changing its stigma and thanked staff for the outstanding job they do.

Commissioner Danio asked about the Palm Trees that look damaged and may need to be addressed; the sensor on Walker Street for the light; a lot of positive comments about the Christmas display.

Commissioner Johnson is happy that Holly Hill is moving forward instead of backwards. He's been here for 50 years and for so long he wanted to see things like this happen. Hollyland Park has been dead for so long and now it's coming back to life. Holly Hill is getting a nice boat ramp at the end of LPGA Blvd., the fitness center at Sunrise Park, and US1 is picking up. Holly Hill is moving forward and he thinks this is going to be a good year. 2019 is going to improve Holly Hill quite a bit and he thinks they are going to have a lot more positivity in Holly Hill than negativity. Like Carl Persis said tonight, we will continue to promote and do more with our Holly Hill school.

D. Mayor's Comments

Mayor Via congratulated Mi Hogar; Mr. Conte did a great job bringing him here to Holly Hill. Mentioned the Round Table meeting he attended with Mr. Forte and the discussion about the Sales Tax item going before the registered voters in May and the cost of the election. He saw the new radar speed sign on Riverside Drive on the south end, looks good. Reminded everyone about the Chamber Breakfast next Tuesday and the State of the County Address that afternoon. Council member Bob Ford of Port Orange passed away and they will be having a Celebration of Life on Saturday, January 12th at 2:00 PM at Volusia Memorial Park in Port Orange if anyone can attend.

12. ADJOURNMENT

The meeting adjourned at approximately 8:50 PM.

STAFF REPORT
CITY OF HOLLY HILL, FLORIDA

City Commission
Resolution

MEETING DATE:	**January 22, 2019**
FROM:	**John McKinney**
SUBJECT:	**Local Discretionary Sales Surtax Special Election Cost This Half-Cent Infrastructure Sales Tax is to be Used to Fund the Needed Improvements to Roads and Sidewalks, Water Quality, Storm Water and Flood Control Within the City of Holly Hill. the Special Election is to Take Place No Later Than May 2019.**
NUMBER:	**2019-R-11**
APPLICANT:	
PLANNER:	

DISCUSSION:

On February 27, 2018 the City Commission provided support on placing a ballot question on the 2018 Election Ballot for a one-half cent infrastructure sales tax to be levied for twenty years. This ballot item did not get placed on the general election due to addition research needing to be completed on citizen support. This half-cent infrastructure sales tax is to be used to fund the needed improvements to roads and sidewalks, water quality, storm water and flood control within the city of Holly Hill.

On Thursday January 10, 2019 the County Council directed their staff to prepare an ordinance to hold a mail ballot election this spring for a referendum on the proposed half cent sales tax. This initiative was requested by the 16 cities that adopted a resolution petitioning the County to place the question on the November 2018 general election ballot and later withdrawn at the cities' request due to County need to update impact fees.

The study for this initiative was paid by the members of the CEO Alliance through private funds to survey and measure support for the sales tax. The consultant reported that the survey showed support is at 59% up from the previous 52% from the first poll conducted early last year. For the polling data to remain current, the consultant recommended the referendum be held as soon as possible and that it be a mail ballot to increase turnout.

The City Managers group came up with a cost breakdown to fund this referendum by entity based upon the revenue distribution formula (per capita) that included a mail ballot cost. The Election Supervisor estimates the cost of the election at $490,000. Based on this formula the City's share of the referendum is estimated to be $7,549.

The County needs to know each City's decision on the referendum no later than the County

Council's February 5 meeting. As an aside, the cost of the referendum represents barely one percent of the first year revenue projection of over $42 million.

FISCAL ANALYSIS:

Funding will come from a midyear budget amendment allocated to 001-1101-511.49-10.

STAFF RECOMMENDATION:

Staff recommends the City Commission to approve the Resolution.

COMMISSION GOAL:

Goal #1: Develop and maintain a sound and sustainable financial plan for the city that establishes sufficient reserves for all funds, ensures (whenever possible) that user fees pay for services rendered, provides a realistic capital improvement program, and encourages public/private sector partnerships and intergovernmental partnerships.

Goal #2: Enhance City aesthetics through beautification and maintenance of city property and public rights of way, consistent enforcement of zoning and property maintenance codes, and development of reasonable design standards and a corresponding process which is applicable to all new developments and business improvements in the city.

MOTION:

APPROVE THE RESOLUTION REQUESTING THE CITY PARTICIPATE IN THE LOCAL DISCRETIONARY SALES SURTAX SPECIAL ELECTION PROVIDING FUNDING FOR THE CITY'S ALLOCATION OF THE SPECIAL ELECTION.

ATTACHMENTS:

- 2019 011119 Local Discretionary Sales Surtax Special Election Cost Allocation - Mail Ballot (PDF)

Resolution No. 2019-11

LOCAL DISCRETIONARY SALES SURTAX SPECIAL ELECTION COST THIS HALF-CENT INFRASTRUCTURE SALES TAX IS TO BE USED TO FUND THE NEEDED IMPROVEMENTS TO ROADS AND SIDEWALKS, WATER QUALITY, STORM WATER AND FLOOD CONTROL WITHIN THE CITY OF HOLLY HILL. THE SPECIAL ELECTION IS TO TAKE PLACE NO LATER THAN MAY 2019.

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, REQUESTING AND SUPPORTING THE COUNTY COUNCIL OF VOLUSIA COUNTY PLACING A BALLOT QUESTION ON THE 2019 SPECIAL ELECTION BALLOT FOR A ONE-HALF CENT INFRASTRUCTURE SALES TAX TO BE LEVIED FOR TWENTY YEARS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 212.055(2), Florida Statutes (2017), authorizes Volusia County to impose a one-half percent of one percent local government infrastructure surtax upon transactions occurring within Volusia County which are taxable under Chapter 212, Florida Statutes (2017); and

WHEREAS, a one-half percent surtax, under current State sales tax laws, would result in a one-half cent surtax on each one dollar sale as specifically provided in the Florida Statutes; and

WHEREAS, funds generated by the local government infrastructure surtax authorized by Section 212.055(2), Florida Statutes (2017), shall be utilized by Volusia County, the City of Holly Hill and the other municipalities of Volusia County to finance, construct, reconstruct, maintain, repair and improve public infrastructure including long term capital maintenance and useful life extension of public infrastructure projects such as new and improved sidewalks near schools, roadway improvements including expansion and major resurfacing, reducing traffic congestion, local flood control and improving water quality and such other similar uses authorized under Florida law for the use and benefit of the citizens of Volusia County and the general public; and

WHEREAS, a sales tax levied on all taxable sales to non-residents and residents alike within Volusia County and, a significant portion of the infrastructure sales tax will be paid by non-permanent residents such as short term and seasonal visitors ("Non-Permanent Residents"); historically, 40% of all sales tax revenue in Volusia County is paid by Non-Permanent Residents according to Mid-Florida Marketing & Research, Inc.,; and

WHEREAS, this is fair and equitable as Non-Permanent Residents contributesignificantly to road congestion and wear and tear on roadways and other public infrastructure; and

WHEREAS, since such infrastructure projects have a long useful life and funding would be costly to the current citizens of Volusia County, it is fair and equitable that the current and future Non-Permanent Residents and future permanent residents who will also benefit from such infrastructure improvements share in the cost of these projects; and

WHEREAS, the infrastructure sales tax will allow Volusia County, the City of Holly Hill and other municipalities within Volusia County to use current fiscal and monetary resources for other existing and needed municipal services; absent the sales tax the costly infrastructure projects identified for this infrastructure sales tax would either be further delayed or would require the use of significant portions of existing fiscal and monetary resources to fund their respective infrastructure needs; and

WHEREAS, the sales tax revenue generated by the infrastructure sales tax will be allocated pursuant to State law guaranteeing the City of Holly Hill our sister cities and Volusia County with a specified share of the revenue generated by this tax; and

WHEREAS, the revenue generated by the infrastructure sales tax may be used for matching state and federal funds to generate significantly more funding for infrastructure projects in the City of Holly Hill and in Volusia County; and

WHEREAS, adequate public infrastructure facilities of the types hereinabove described promote the safe, efficient, and uninterrupted provision of numerous general and essential public services provided by Volusia County, the City of Holly Hill and the other municipalities within the County and other related uses as allowed under Florida law; and

WHEREAS, the proceeds of such tax shall be distributed to the county and to municipalities within the county according to distribution formula provided by Section 218.62, Florida Statutes; and

WHEREAS, the default formula allows a city to enter into Interlocal Agreement(s) with Volusia County and/or a neighboring city to address infrastructure projects of mutual concern; and

WHEREAS, the City of Holly Hill recommends that a citizens' oversight committee representing each city and the county should be established to annually review projects funded by the infrastructure sales tax that will issue reports to the Volusia County Council and each municipality to insure transparency and to provide the citizens of Volusia County with the assurance that funds are being spent in the manner approved by the voters; and

WHEREAS, Section 212.055(2), Florida Statutes (2017) requires voter approval in a county-wide precinct referendum election prior to imposition of the local government infrastructure surtax.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION

OF THE CITY OF HOLLY HILL, FLORIDA:

SECTION 1. The above provisions are hereby incorporated by reference herein.

SECTION 2. The City of Holly Hill hereby requests that the Volusia County Council submit to the citizens of Volusia County at a 2019 Special Election whether there should be levied a one-half cent infrastructure sales tax for twenty years.

SECTION 3. The estimated cost of the Special Election is $490,000, the portion allocated to the City of Holly Hill is projected to be $7,549.

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

SECTION 5. EFFECTIVE DATE. This Resolution shall take effect immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 22nd day of JANUARY, 2019.

MAIL BALLOT

Local Discretionary Sales Surtax Special Election Cost Allocation - $500,000			
	1/2% Tax Rate - Default Formula		
Local Government	Distribution Percentage	Estimated Amount	Election Cost Allocation
Daytona Beach	8.240652%	3,716,126	41,203
Daytona Beach Shores	0.547896%	247,074	2,739
DeBary	2.584597%	1,165,525	12,923
Deland	4.059356%	1,830,569	20,297
Deltona	11.353991%	5,120,088	56,770
Edgewater	2.719304%	1,226,271	13,597
Flagler Beach (part)	0.007661%	3,455	38
Holly Hill	1.509873%	680,878	7,549
Lake Helen	0.340152%	153,392	1,701
New Smyrna Beach	3.209997%	1,447,550	16,050
Oak Hill	0.252050%	113,662	1,260
Orange City	1.491487%	672,587	7,457
Ormond Beach	5.153616%	2,324,026	25,768
Pierson	0.216298%	97,540	1,081
Ponce Inlet	0.390971%	176,309	1,955
Port Orange	7.573626%	3,415,330	37,868
South Daytona	1.613298%	727,518	8,066
Volusia County	48.735175%	21,977,152	243,676
Countywide Total	100.000000%	45,095,050	500,000

Local Discretionary Sales Surtax Special Election Cost Allocation - $800,000			
	1/2% Tax Rate - Default Formula		
Local Government	Distribution Percentage	Estimated Amount	Election Cost Allocation
Daytona Beach	8.240652%	3,716,126	65,925
Daytona Beach Shores	0.547896%	247,074	4,383
DeBary	2.584597%	1,165,525	20,677
Deland	4.059356%	1,830,569	32,475
Deltona	11.353991%	5,120,088	90,832
Edgewater	2.719304%	1,226,271	21,754
Flagler Beach (part)	0.007661%	3,455	61
Holly Hill	1.509873%	680,878	12,079
Lake Helen	0.340152%	153,392	2,721
New Smyrna Beach	3.209997%	1,447,550	25,680
Oak Hill	0.252050%	113,662	2,016
Orange City	1.491487%	672,587	11,932
Ormond Beach	5.153616%	2,324,026	41,229
Pierson	0.216298%	97,540	1,730
Ponce Inlet	0.390971%	176,309	3,128
Port Orange	7.573626%	3,415,330	60,589
South Daytona	1.613298%	727,518	12,906
Volusia County	48.735175%	21,977,152	389,881
Countywide Total	100.000000%	45,095,050	800,000

Attachment: 2019 011119 Local Discretionary Sales Surtax Special Election Cost Allocation - Mail Ballot (2019-R-11 : Local Discretionary

STAFF REPORT
CITY OF HOLLY HILL, FLORIDA

City Commission
Resolution

MEETING DATE:	**January 22, 2019**
FROM:	**Valerie Manning**
SUBJECT:	**A Resolution of the City Commission of the City of Holly Hill, Florida, Appointing One Member to the Firefighters Pension Fund Board of Trustees; Setting Forth the Term and Expiration Date for Said Member; and Providing an Effective Date.**
NUMBER:	**2019-R-12**
APPLICANT:	
PLANNER:	

DISCUSSION:

In accordance with City Code Section 42-63, Board of Trustees, states the following: (a) The Board shall consist of five trustees, two of whom, unless otherwise prohibited by law, shall be legal residents of the city, who shall be appointed by the Holly Hill City Commission, and two of whom shall be members of the system, who shall be elected by a majority of the firefighters who are members of the system.

The Board shall consist of five trustees, two of whom, unless otherwise prohibited by law, shall be legal residents of the city, who shall be appointed by the Holly Hill City Commission. At the December 11, 2018 City Commission meeting, the City Commission appointed Kristie Law. The Board is in need of **one** more member.

Arthur W. Morris and Sharon Hansard Miller, residents of Holly Hill, have submitted their board applications for the City Commission's consideration. If appointed, the term will expire December 31, 2020.

FISCAL ANALYSIS:

There is no budgetary impact on the City. The item is neither an expenditure nor related to a revenue.

STAFF RECOMMENDATION:

Approve and insert the appointed name into the Resolution.

COMMISSION GOAL:

N/A

MOTION:

APPROVE THE RESOLUTION APPOINTING THE FOLLOWING MEMBER TO THE FIREFIGHTERS PENSION FUND BOARD OF TRUSTEES; SETTING FORTH THE TERM AND EXPIRATION DATE FOR SAID MEMBER; AND PROVIDING AN EFFECTIVE DATE.

ATTACHMENTS:

- Arthur W. Morris - Firefighters Pension Board Application (PDF)
- Sharon Hansard Miller - Firefighters Pension Board Application (PDF)

Resolution No. 2019-12

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPOINTING ONE MEMBER TO THE FIREFIGHTERS PENSION FUND BOARD OF TRUSTEES; SETTING FORTH THE TERM AND EXPIRATION DATE FOR SAID MEMBER; AND PROVIDING AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPOINTING ONE MEMBER TO THE FIREFIGHTERS PENSION FUND BOARD OF TRUSTEES; SETTING FORTH THE TERM AND EXPIRATION DATE FOR SAID MEMBER; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, in accordance with City Code Section 42-63, Board of Trustees, states the following: (a) The Board shall consist of five trustees, two of whom, unless otherwise prohibited by law, shall be legal residents of the city, who shall be appointed by the Holly Hill City Commission, and two of whom shall be members of the system, who shall be elected by a majority of the firefighters who are members of the system. The fifth trustee shall be chosen by a majority of the previous four trustees as provided herein, and such person's name shall be submitted to the Holly Hill City Commission. Upon receipt of the fifth person's name, the Holly Hill City Commission shall, as a ministerial duty, appoint such person to the board as a fifth trustee; and

WHEREAS, the Board shall consist of five trustees, two of whom, unless otherwise prohibited by law, shall be legal residents of the city, who shall be appointed by the Holly Hill City Commission.

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

SECTION 1. That the City Commission does hereby appoint the following individual to the Firefighters Pension Fund Board of Trustees:

<> **Commission Representative**

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

APPROVED AND AUTHENTICATED on this 22nd day of JANUARY, 2019.

HOLLY HILL
FLORIDA

ADVISORY BOARD APPOINTMENT APPLICATION FORM

PLEASE CHECK THE APPROPRIATE BOX(ES) OF INTEREST:

- ☐ Board of Planning & Appeals
- ☐ Beautification Advisory Board
- ☒ Firefighters Pension Fund Board of Trustees
- ☐ Police Pension Fund Board of Trustees

Name of Applicant: Arthur W. Morris

Home Address: 397 Silver Beach Drive, Holly Hill, FL 32117

Phone: 732-407-0278

E-Mail Address: awmorris247@yahoo.com

Are you a registered voter within the City of Holly Hill? ☒ Yes ☐ No

Is your primary residence in the City of Holly Hill? ☒ Yes ☐ No If so, how long? 11 yrs.

Do you own and/or manage a business or property in the City of Holly Hill? ☒ Yes ☐ No If so, how long? 10 yrs.

Are you employed in the City of Holly Hill?
No

Business/Employer Name and Address: Self

Business Phone: 732-407-0278

Job Position / Occupation: Property Manager

EDUCATION / EXPERIENCE

List all professional degrees, licenses and certificates: BS in Business, Bryant University
Engineer Certificate, US Army Corps of Engineers
Real Estate Broker, State of NJ

Select **ALL** areas of special knowledge or expertise applicable to the board opening you are applying for from the following list:

- ☒ Banking / Finance
- ☒ Business Development
- ☒ Building / Construction
- ☒ Promotion Marketing
- ☒ Real Estate / Development
- ☐ Manufacturing / Industrial
- ☐ Industrial Training
- ☐ Landscaping
- ☒ Law / Contract Administration
- ☐ Operations of City Government
- ☒ Engineering
- ☐ Other

How does your knowledge, skills ability or expertise pertain to the board position you are applying for?
Retired Sr. V. P. First Fidelity Bank, Princeton, NJ.
Degree in finance and economics, Past business developer, operator owner.

Additional information Civic Activities, memberships, etc. Treasurer of Halifax River Yacht Club
Former member Holly Hill Board of Planning and Appeals
Former member Holly Hill Firefighters Pension Fund Board of Trustees.

Why are you interested in serving on a City board?
I care!

Have you attended one or more meetings of the board you are applying for? ☒ Yes ☐ No

Do you currently serve or have you ever served on a board in Holly Hill or any other government or private board?

☒ Yes ☐ No If so, which board?
See above

How many years have you served on that board? BOPA 2yrs, FPFBT 1yr

If this is a request for reappointment, how long have you served on this board? ________

Other information you would like to provide:

PROFESSIONAL DRESS CODE POLICY

The City of Holly Hill expects board members to dress appropriately in business casual attire during all board meetings. Customers/Applicants make decisions about the quality of doing business with the City of Holly Hill and the services they receive based on their interaction with you as a board member.

Jeans, t-shirts, shirts without collars and footwear such as flip flops, sneakers, and sandals are NOT appropriate for business casual attire

I hereby acknowledge, in conjunction with the Board membership, that I understand the responsibilities and dress code policy associated with being a Board member and that I have adequate time to serve the City as a Board member. I will become familiar with and abide by the Florida Sunshine Law and I understand that all my comments as a Board member are a matter of public record. If applying for membership to a Pension Board or the Board of Planning and Appeals, I understand that I must file a *FORM 1 Statement of Financial Interest* disclosure each year and that filing late may result in a fine. My board application will be kept on file with the City Clerk for a period of two years from the date of submission.

Date: 1-6-19 Signature: [signature]

Received Date in City Clerk's Office: Valerie Manning
RECEIVED
1/10/19
DM 1:30pm

Attachment: Arthur W. Morris - Firefighters Pension Board Application (2019-R-12 : Firefighters Pension Fund Board of Trustees - Appointment)

HOLLY HILL
FLORIDA

ADVISORY BOARD APPOINTMENT APPLICATION FORM

PLEASE CHECK THE APPROPRIATE BOX(ES) OF INTEREST:

Board of Planning & Appeals
Beautification Advisory Board

Firefighters Pension Fund Board of Trustees
Police Pension Fund Board of Trustees

Name of Applicant: SHARON HANSARD MILLER

Home Address: 553 6th ST HOLLY HILL

Phone: (386) 253-6351 or (386) 795-0889

E-Mail Address: shmiller312@gmail.com

Are you a registered voter within the City of Holly Hill? ☑ Yes ☐ No

Is your primary residence in the City of Holly Hill? ☑ Yes ☐ No If so, how long? 50yrs (75yrs total)

Do you own and/or manage a business or property in the City of Holly Hill? ☐ Yes ☐ No If so, how long?

Are you employed in the City of Holly Hill?
1/2 day per week

Business/Employer Name and Address: Hansard's 170 Ridgewood Ave. HH

Business Phone: (386) 255-4548

Job Position / Occupation: Office mgr (President of Corp.)

EDUCATION / EXPERIENCE

List all professional degrees, licenses and certificates: High School
Mary Karl Voc. Sch

Select **ALL** areas of special knowledge or expertise applicable to the board opening you are applying for from the following list:

Banking / Finance
Business Development
Building / Construction
Promotion Marketing
Real Estate / Development
Manufacturing / Industrial
Industrial Training
Landscaping
Law / Contract Administration
Operations of City Government
Engineering

Other

How does your knowledge, skills ability or expertise pertain to the board position you are applying for?

Additional information Civic Activities, memberships, etc.

Why are you interested in serving on a City board?
Was asked by several business owners to apply

Have you attended one or more meetings of the board you are applying for? ☐ Yes ☑ No

Do you currently serve or have you ever served on a board in Holly Hill or any other government or private board?

☐ Yes ☐ No If so, which board?

How many years have you served on that board?

If this is a request for reappointment, how long have you served on this board?

Other information you would like to provide:

PROFESSIONAL DRESS CODE POLICY

The City of Holly Hill expects board members to dress appropriately in business casual attire during all board meetings. Customers/Applicants make decisions about the quality of doing business with the City of Holly Hill and the services they receive based on their interaction with you as a board member.

Jeans, t-shirts, shirts without collars and footwear such as flip flops, sneakers, and sandals are NOT appropriate for business casual attire

I hereby acknowledge, in conjunction with the Board membership, that I understand the responsibilities and dress code policy associated with being a Board member and that I have adequate time to serve the City as a Board member. I will become familiar with and abide by the Florida Sunshine Law and I understand that all my comments as a Board member are a matter of public record. If applying for membership to a Pension Board or the Board of Planning and Appeals, I understand that I must file a *FORM 1 Statement of Financial Interest* disclosure each year and that filing late may result in a fine. My board application will be kept on file with the City Clerk for a period of two years from the date of submission.

Date: Jan. 17, 2019 Signature: Sharon H Miller

Received Date in City Clerk's Office: RECEIVED 1/17/19 UM 2:30pm