CITY OF HOLLY HILL, FLORIDA

CITY COMMISSION

MINUTES ● JANUARY 25, 2022

City Commission Chamber	Regular City Commission Meeting	6:00 PM

CITY HALL
1065 RIDGEWOOD AVENUE
HOLLY HILL, FL 32117

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

1. CALL TO ORDER

a. Roll Call

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

b. Invocation by City Commissioner Roy Johnson
The invocation was led by Commissioner Johnson.

c. Pledge of Allegiance
The Pledge of Allegiance was led by Mayor Via.

2. PRESENTATIONS

1.

Promotion of Lieutenant Chris Yates to Police Captain

(Requested by Valerie Manning, City Clerk)

RESULT: **NO VOTE NEEDED**

2.

R & R Industries, Inc. - Christmas Club Food Boxing Recognition

(Requested by Valerie Manning, City Clerk)

RESULT: **NO VOTE NEEDED**

3. RECESS THE CC MTG & CONVENE AS THE CRA

4. CRA AGENDA

1. –2022-R-4

A Resolution of the City of Holly Hill, Community Redevelopment Agency, Florida, Authorizing the City Manager to Execute a Purchase and Sale Agreement with 627 Ridgewood LLC for the Property Located at 627 Ridgewood Avenue Parcel # 424401150080 Identified As, E 100 Ft of Lots 7&8 and Lots 9&10 Exc Road Blk 15M & C Holly Hill Per or 5715 Pg 2126 Per or 6656 Pg 1936 of the Public Records of Volusia County, Florida, and Authorizing the City Manager to Execute All Closing Documents, Providing for Severability; 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:	John Penny, District 1 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

Enacted and approved this 25th day of January, 2022, in Holly Hill

5. ADJOURN AS THE CRA & RECONVENE THE CC MTG

6. PUBLIC COMMENTS

The following individuals spoke to the Mayor and City Commissioners: Heidi Heller, Holly Hill; and the partners from Daytona Climbing were present to share about the project/facility that they will be bringing to Holly Hill at 627 Ridgewood Avenue - Richard Price, Matthew Smith, Charles St. Angelo, Garrett Zinke, and AJ Bandorf.

The Mayor and City Commissioners welcomed them to the city and expressed their excitement for them bringing their rock climbing business to the City of Holly Hill.

7. APPROVAL OF MINUTES

1.

Minutes - January 11, 2022 Regular City Commission Meeting

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

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

Enacted and approved this 25th day of January, 2022, in Holly Hill

8. CONSENT AGENDA - ITEMS (1 - 4)

Mayor Via asked if there was any member of the audience who wished to discuss any item on the Consent Agenda or if any member of the Commission wanted to pull an item for discussion. There was no one.

1. 2022-R-5 Resolution

A Resolution of the City of Holly Hill, Florida, Authorizing the City Manager to Execute a Purchase and Sale Agreement with 627 Ridgewood LLC for the Property Located at 627 Ridgewood Avenue Parcel # 424401150080 Identified As, E 100 Ft of Lots 7&8 and Lots 9&10 Exc Road Blk 15M & C Holly Hill Per or 5715 Pg 2126 Per or 6656 Pg 1936 of the Public Records of Volusia County, Florida, and Authorizing the City Manager to Execute All Closing Documents; Providing for Severability; and Providing for an Effective Date.

(Requested by Joseph Forte, City Manager)

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

RESOLUTION
2022-R-5
A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE AND SALE AGREEMENT WITH 627 RIDGEWOOD LLC FOR THE PROPERTY LOCATED AT 627 RIDGEWOOD AVENUE PARCEL # 424401150080 IDENTIFIED AS, E 100 FT OF LOTS 7&8 AND LOTS 9&10 EXC ROAD BLK 15M & C HOLLY HILL PER OR 5715 PG 2126 PER OR 6656 PG 1936 OF THE PUBLIC RECORDS OF VOLUSIA COUNTY, FLORIDA, AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL CLOSING DOCUMENTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE AND SALE AGREEMENT WITH 627 RIDGEWOOD LLC FOR THE PROPERTY LOCATED AT 627 RIDGEWOOD AVENUE PARCEL # 424401150080

IDENTIFIED AS, E 100 FT OF LOTS 7&8 AND LOTS 9&10 EXC ROAD BLK 15M & C HOLLY HILL PER OR 5715 PG 2126 PER OR 6656 PG 1936 OF THE PUBLIC RECORDS OF VOLUSIA COUNTY, FLORIDA, AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL CLOSING DOCUMENTS, PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Holly Hill purchased the property located at 627 Ridgewood Avenue for $350,000; and

WHEREAS, the purpose of the purchase was to eliminate a blighted area and consider a project for redevelopment; and

WHEREAS, the city and CRA has made several attempts to sell the property through public bidding and requests for proposals; and

WHEREAS, the City contracted with Marta Pasqual to sell the property with the city's approval of the buyer and buyers project; and

WHEREAS, the buyers 627 Ridgewood LLC has made an offer on the property of $200,000 in addition to an escrow payment of $50,000 that will be reimbursed upon the satisfactory completion of the project and a final certificate of occupancy.

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

SECTION 1. The City of Holly Hill and the Community Redevelopment Agency is the owner of the property located at 627 Ridgewood Avenue.

SECTION 2. 627 Ridgewood LLC is a willing buyer and the City of Holly Hill and the Community Redevelopment Agency are willing sellers.

SECTION 3. The City Commission authorizes the City Manager to execute a Purchase and Sale Agreement and to execute all related closing documents with the title company.

SECTION 4. SEVERABILITY. If any section, subsection sentence, clause, phrase or portion of the Resolution, or application hereof, is for any reason held invalid or unconstitutional by any Court, such portion or application shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions or application hereof.

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

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

APPROVED AND AUTHENTICATED on this 25th day of JANUARY, 2022.

Enacted and approved this 25th day of January, 2022, in Holly Hill

2. –2022-R-6 Resolution

A Resolution of the City of Holly Hill, Volusia County, Florida Adopting an Infrastructure Priority List for the Coronavirus Local Fiscal Recovery Fund Established Under the American Rescue Plan Act; Providing for Conflicting Resolutions; Providing for Severability; and Providing for an Effective Date.

(Requested by Antoine Khoury, Public Works)

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

RESOLUTION
2022-R-6
A RESOLUTION OF THE CITY OF HOLLY HILL, VOLUSIA COUNTY, FLORIDA ADOPTING AN INFRASTRUCTURE PRIORITY LIST FOR THE CORONAVIRUS LOCAL FISCAL RECOVERY FUND ESTABLISHED UNDER THE AMERICAN RESCUE PLAN ACT; PROVIDING FOR CONFLICTING RESOLUTIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY OF HOLLY HILL, VOLUSIA COUNTY, FLORIDA ADOPTING AN INFRASTRUCTURE PRIORITY LIST FOR THE CORONAVIRUS LOCAL FISCAL RECOVERY FUND ESTABLISHED UNDER THE AMERICAN RESCUE PLAN ACT; PROVIDING FOR CONFLICTING RESOLUTIONS; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, since the first case of coronavirus disease 2019 (COVID-19) was discovered in the United States in January 2020, the disease has infected over 70 million and killed over 880,000 Americans ("Pandemic"); and

WHEREAS, as a result of the Pandemic, cities have been called on to respond to the needs of their communities; and

WHEREAS, city revenues have faced severe economic impacts due to the Pandemic; and

WHEREAS, Congress adopted the American Rescue Plan Act in March 2021 ("ARPA"), which included $65 billion in recovery funds for cities across the country; and

WHEREAS, ARPA funds are intended to provide support to state, local, and tribal governments in responding to the impact of COVID-19; and

WHEREAS, approximately $6,189,048 will be disbursed to the City of Holly Hill pursuant to the ARPA allocation; and

WHEREAS, the United States Department of Treasury has adopted guidance regarding the use of ARPA funds; and

WHEREAS, the City, in response to the Pandemic, has had expenditures and anticipates future expenditures consistent with the Department of Treasury's ARPA guidance; and

WHEREAS, the State of Florida will distribute ARPA funds to the City because its population is less than 50,000; and

WHEREAS, the City Commission deems it in the best interest of the City of Holly Hill to invest in the rehabilitation of our aging water and sewer infrastructure as established under the American Rescue Plan Act.

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

SECTION 1. The City Commission of the City of Holly Hill hereby adopts the construction of Biological Treatment Unit #3 as the top priority project and the and the following water sewer infrastructure projects as the additional projects, if funding is available, in priority order:

2. Relocation of the sewer main that is coming into the sewer plant (under the Holly hill Canal) to Alta Drive Bridge
3. Lift station 4 & 21
4. Cavanagh Water Main Replacement
5. Upgrade Influent Head works

for the Coronavirus Local Fiscal Recovery Fund.

SECTION 2. EFFECTIVE DATE. This resolution shall take effect immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 25th day of JANUARY, 2022.

Enacted and approved this 25th day of January, 2022, in Holly Hill

3. –2022-R-7 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Approving Continuing Contracts with Previously Approved Engineering Firms Selected through the Consultants Competitive Negotiations Act and Authorizing the City Manager to Execute

Continuing Contracts with Each Selected Firm; Providing for Severability; and Providing for an Effective Date.

(Requested by Antoine Khoury, Public Works)

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

RESOLUTION
2022-R-7
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING CONTINUING CONTRACTS WITH PREVIOUSLY APPROVED ENGINEERING FIRMS SELECTED THROUGH THE CONSULTANTS COMPETITIVE NEGOTIATIONS ACT AND AUTHORIZING THE CITY MANAGER TO EXECUTE CONTINUING CONTRACTS WITH EACH SELECTED FIRM; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING THE CONTINUING CONTRACTS WITH PREVIOUSLY APPROVED ENGINEERING FIRMS SELECTED THROUGH THE CONSULTANTS COMPETITIVE NEGOTIATIONS ACT AND AUTHORIZING THE CITY MANAGER TO EXECUTE CONTINUING CONTRACTS WITH EACH SELECTED ENGINEERING FIRM; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City ranked Mead and Hunt Inc., Parker Mynchenberg & Associates, Zev Cohen and Associates and Dredging & Marine Consultants as pursuant to the Consultants Competitive Negotiations Act on November 23, 2021 and directed City staff to negotiate contracts with each contractor; and

WHEREAS, City staff has negotiated continuing contracts with each of the selected contractors; and

WHEREAS, City staff is requesting approval of the continuing contracts with these selected firms.

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

SECTION 1. That the City Commission of the City of Holly Hill hereby approves the attached continuing contracts with the four (4) selected engineering firms and authorize the City Manager to execute the continuing contracts with each firm.

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

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

APPROVED AND AUTHENTICATED on this 25th day of JANUARY, 2022.

Enacted and approved this 25th day of January, 2022, in Holly Hill

4. 2022-R-8 Resolution

A Resolution of the City of Holly Hill, Florida, Authorizing a Piggyback Contract for the Purchase of a P25 Radio Communications Equipment Using Volusia County Radio Purchasing Contract; Providing for Severability; and Providing for an Effective Date.

(Requested by Valerie Manning, City Clerk)

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

RESOLUTION
2022-R-8
A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING A PIGGYBACK CONTRACT FOR THE PURCHASE OF A P25 RADIO COMMUNICATIONS EQUIPMENT USING VOLUSIA COUNTY RADIO PURCHASING CONTRACT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING A PIGGYBACK CONTRACT FOR THE PURCHASE OF A P25 RADIO COMMUNICATIONS EQUIPMENT USING VOLUSIA COUNTY RADIO PURCHASING CONTRACT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Holly Hill desires to purchase a new portable radios, mobile radios and accessories under the Volusia County Radio Purchase contract, under the same terms and applicable conditions as that agreement; and

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

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

WHEREAS, the City Commission of the City now desires to (i) authorize and approve the form of the contract by Volusia County, any exhibits attached thereto, and any other related documents and, (ii) the execution and delivery of the documents and (iii) provide additional limited general authority; and

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

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

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

<u>SECTION 1:</u> Pursuant to Article VIII, Section 2, of the Constitution of the State of Florida and Chapter 166, Florida Statutes, (collectively, the "Act")., as well as the City Charter and Code of Ordinances.

<u>SECTION 2. DEFINITIONS</u>. As used herein:

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

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

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

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

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

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

<u>SECTION 3. FINDINGS AND AWARDS.</u>

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

(b). It is in the best interest of City and its inhabitants to contract with Communications International to purchase portable radios, mobile radios and equipment.

(c). It is hereby ascertained, determined and declared that in light of prevailing and anticipated market conditions, it is in the best interests of the City to enter into a contract with Communications International for the purchase of radios and equipment.

<u>SECTION 4. AUTHORIZATION OF CONTRACT</u>. The forms of the scope of services and contract documents attached hereto, Exhibit "A", or as may be required to be modified are hereby approved. The Mayor is hereby authorized to execute said agreement for vehicle and equipment purchase, in substantially the forms attached hereto.

SECTION 5. ADDITIONAL AUTHORIZATIONS CONCERNING THE SCOPE OF SERVICES AND CONTRACT. The City Manager, or designee(s), are hereby charged with the responsibility for implementing the agreement for purchase of vehicles and equipment.

SECTION 6. SEVERABILITY. If any 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 7. EFFECTIVE DATE. This Resolution shall take effect immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 25th day of JANUARY, 2022.

Enacted and approved this 25th day of January, 2022, in Holly Hill

9. REGULAR AGENDA

1. 2022-R-9 Resolution

A Resolution of the City of Holly Hill, Florida, Approving the ECHO Grants-In-Aid Letter Contract, Legal Description of Project Property and Recording of Restrictive Covenants and Authorizing the City Manager to Execute These Documents; Providing for Severability; and Providing for an Effective Date.

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

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

RESOLUTION
2022-R-9
A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING THE ECHO GRANTS-IN-AID LETTER CONTRACT, LEGAL DESCRIPTION OF PROJECT PROPERTY AND RECORDING OF RESTRICTIVE COVENANTS AND AUTHORIZING THE CITY MANAGER TO EXECUTE THESE DOCUMENTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING THE ECHO GRANTS IN AID

LETTER CONTRACT, LEGAL DESCRIPTION OF PROJECT PROPERTY AND RECORDING OF RESTRICTIVE COVENANTS AND AUTHORIZING THE CITY MANAGER TO EXECUTE THESE DOCUMENTS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Holly Hill applied for a $2,500,000.00 Exceptional Grant through Volusia ECHO for the development of Pictona, Phase2; and

WHEREAS, On December 2, 2021, the ECHO Committee made a recommendation to be presented to the Volusia County Council to fund the City's application request; and

WHEREAS, On January 18, 2022, the Volusia County Council approved the ECHO Advisory Committee recommendation of the city's ECHO Grants-in-Aid award in the amount of $2,500,000.00; and

WHEREAS, The City of Holly Hill must execute a Letter Contract with Volusia and record a Restrictive Covenant of the legal description of the project.

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

SECTION 1. That the City Commission of the City of Holly Hill hereby approves the County of Volusia ECHO Grants-in-Aid Letter Contract and the Restrictive Covenants and Legal Description for the project property to be recorded with the Volusia County Clerk of the Court.

SECTION 2. The City Manager is hereby authorized to execute the County of Volusia ECHO Grants-in-Aid Letter Contract and Restrictive Covenants.

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

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

APPROVED AND AUTHENTICATED on this 25th day of JANUARY, 2022.

Enacted and approved this 25th day of January, 2022, in Holly Hill

2.

Reorganization of Police Department to Include Reclassification of Positions and Hiring New Positions

(Requested by Joseph Forte, City Manager)
Mr. Forte briefly discussed the charts that were included in the agenda packets.
Mayor Via opened public participation. No one spoke.

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

Enacted and approved this 25th day of January, 2022, in Holly Hill

10. PUBLIC HEARINGS - NONE

None.

11. COMMUNICATIONS

A. City Manager & Staff Comments
Mr. Forte mentioned that he would like to have the Capital Improvement Projects workshop on February 8, 2022 and add New Hires to that workshop as well at 5:00 PM.

B. City Attorney Comments
None.

C. City Commission Comments
The Mayor and Commissioners congratulated Captain Yates in his promotion and welcomed the Daytona Rock Climbing partners that were present tonight for bringing their business into the city. They are very excited and looking forward to it. A lot of great things are happening in the city; a lot of positive things taking place.

D. Mayor's Comments
(Combined his comments with the Commissioners)

12. ADJOURNMENT

The meeting adjourned at approximately 7:10 PM.

Valerie Manning

Valerie Manning, City Clerk,CMC 1/25/2022

Chris Via, Mayor 1/25/2022