



CITY OF HOLLY HILL, FLORIDA

CITY COMMISSION

MINUTES • MAY 23, 2023

City Commission Chamber

Regular City Commission Meeting

6:00 PM

CITY HALL
1065 RIDGEWOOD AVENUE
HOLLY HILL, FL 32117

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

1. CALL TO ORDER

a. Roll Call

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

b. Invocation by Mayor Chris Via

Mayor Via led the invocation.

c. Pledge of Allegiance

Mayor Via led the Pledge of Allegiance to the Flag.

At this time Mayor Via read into the record a Proclamation for **National Public Works Week**, which starts May 21 - 27, 2023 and handed over the proclamation to the Public Works Director Antoine Khoury.

2. PUBLIC COMMENTS

None.

3. APPROVAL OF MINUTES

1.

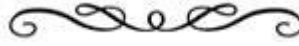
Minutes - May 9, 2023 Workshop and May 9, 2023 Regular City Commission Meeting

(Requested by Valerie Manning, City Clerk)

Mayor Via opened public participation. No one spoke.

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

Enacted and approved this 23rd day of May, 2023, in Holly Hill



4. CONSENT AGENDA - ITEMS (1 - 2)

1. -2023-R-26 Resolution

A Resolution in Support of the Florida Department of Transportation's Mason Avenue (From N. Clyde Morris Boulevard to N. Beach Street) Resurfacing Project (Phase I), and Long Term Improvements (Phase II); Providing for Conflicts; Providing for Severability and Providing an Effective Date.

(Requested by Valerie Manning, City Clerk)

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

Mayor Via opened public participation. No one spoke.

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

RESOLUTION

2023-R-26

A RESOLUTION IN SUPPORT OF THE FLORIDA DEPARTMENT OF TRANSPORTATION'S MASON AVENUE (FROM N. CLYDE MORRIS BOULEVARD TO N. BEACH STREET) RESURFACING PROJECT (PHASE I), AND LONG TERM IMPROVEMENTS (PHASE II); PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

A RESOLUTION IN SUPPORT OF THE FLORIDA DEPARTMENT OF TRANSPORTATION'S MASON AVENUE (FROM N. CLYDE MORRIS BLVD. TO N. BEACH STREET) RESURFACING PROJECT (PHASE I), AND LONG TERM IMPROVEMENTS (PHASE II); PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Florida Department of Transportation ("FDOT") is conducting a Corridor Planning Study for Mason Avenue (a/k/a SR 430) from North Clyde Morris Boulevard to North Beach Street (the "Mason Avenue Project"), to evaluate both short-term and long-term

improvements to Mason Avenue that would enhance multimodal safety, operations, and connectivity for all forms of travel; and

WHEREAS, the Mason Avenue Project is being conducted in partnership with the City of Holly Hill, FDOT, Volusia County, the City of Daytona Beach, the Votran Transit Agency, and the River to Sea Transportation Planning Organization; and

WHEREAS, as part of the study, two improvement concepts are being recommended to address the existing and future needs for the corridor; and

WHEREAS, Phase I, the shorter-term resurfacing improvements, will include spot improvements and enhance the corridor through safety measures and speed management. Phase I is currently funded and scheduled for construction by FDOT in FY 2025; and

WHEREAS, Phase II, the longer-term improvements, will include a reconstruction of the corridor, with consistent travel lane width, new or relocation of outside curbs, and a 10-foot shared use path on both sides of Mason Avenue. Phase II is not currently funded by FDOT; and

WHEREAS, the City requests that FDOT consider the following elements in the design and construction of the Mason Avenue Project, Phase I:

- Concrete traffic separators should be used instead of plastic dividers within the hardened centerline.
- Where warranted, pedestrian activated flashing light crosswalks should be installed for pedestrian use and safety.
- Continuous sidewalks should be installed along the corridor for pedestrians where possible given the constraints of the existing corridor.
- Additional safety measures should be installed at the railroad crossing for all modes of travel where warranted and feasible; and

WHEREAS, the City requests that FDOT consider the following during the design and construction of the Mason Avenue Project, Phase II:

- Investigate the possibility of incorporating left and right turn lanes at intersections where warranted.
- Investigate the drainage system and incorporate drainage improvements that will effectively drain the road surface during rainfall events while not adversely impacting the adjacent and downstream areas of the watershed.
- Provide multimodal shared use paths on both sides of Mason Avenue to enhance pedestrian and bicycle safety.
- Form a project visioning team consisting of representatives from FDOT, the City, other municipalities, and stakeholders. The purpose of the team will be to provide input to the design team so that the needs of the stakeholders are adequately considered and addressed in the design of the project; and

WHEREAS, the City of Holly Hill hereby expresses its support for the Mason Avenue Project, Phase I and Phase II, and timely completion by FDOT because it will improve traffic and pedestrian safety, provide operational improvements at intersections, and increase corridor capacity; and

WHEREAS, the City Commission hereby expresses an interest in and may consider at a later date, joint funding with FDOT if necessary to expedite completion of Mason Avenue Project, Phase II.

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

SECTION 1. The City Commission hereby supports FDOT's Mason Avenue Project, Phase I, as further described in the Recitals.

SECTION 2. The City Commission hereby supports FDOT's Mason Avenue Project, Phase II, as further described in the recitals.

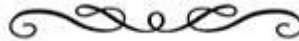
SECTION 3. The City Clerk is hereby directed to provide a copy of this Resolution to:

Florida Department of Transportation
District Five Secretary
719 South Woodland Boulevard
DeLand, FL 32720

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

APPROVED AND AUTHENTICATED on this 23rd day of MAY, 2023.

Enacted and approved this 23rd day of May, 2023, in Holly Hill



2. -2023-R-27 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Approving the Piggyback of Volusia County Master Agreement Ma 32391A, Approving the Purchase of Diesel from Petroleum Traders Corp in an Amount Not to Exceed \$30,000 and Authorizing the City Manager to Execute the Same; Providing for Severability; and Providing for an Effective Date.

(Requested by Antoine Khoury, Public Works)

Mayor Via opened public participation. No one spoke.

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

**RESOLUTION
2023-R-27**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING THE PIGGYBACK OF VOLUSIA COUNTY MASTER AGREEMENT MA 32391A, APPROVING THE PURCHASE OF DIESEL FROM PETROLEUM TRADERS CORP IN AN AMOUNT NOT TO EXCEED \$30,000 AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**A RESOLUTION OF THE CITY COMMISSION OF THE
CITY OF HOLLY HILL, FLORIDA, APPROVING THE
PIGGYBACK OF VOLUSIA COUNTY MASTER**

AGREEMENT MA 32391A, APPROVING THE PURCHASE OF DIESEL FROM PETROLEUM TRADERS CORP IN AN AMOUNT NOT TO EXCEED \$30,000 AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, diesel fuel is needed in the City to provide for use in diesel engines as well as the backup generator for the Public Works Department; and

WHEREAS, Petroleum Traders Corp has an active Master Agreement 32391A with Volusia County for the purchase of diesel fuel which the City of Holly Hill may piggyback; and

WHEREAS, adequate budgets are available within the divisional funds to pay for the purchase of diesel fuel in an amount not to exceed \$30,000.

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

SECTION 1. That the Commission of the City of Holly Hill approve the piggybacking of Volusia County Master Agreement 32391A with Petroleum Traders Corp.

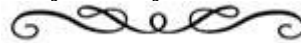
SECTION 2. That the Commission of the City of Holly Hill approve a purchase of diesel fuel from Petroleum Traders Corp in an amount not to exceed \$30,000, and authorize the City Manager to execute the same.

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

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

APPROVED AND AUTHENTICATED on this 23rd day of MAY, 2023.

Enacted and approved this 23rd day of May, 2023, in Holly Hill



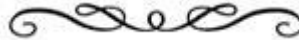
5. REGULAR AGENDA

1. -2023-R-28 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Approving a Proposal from Zev Cohen and Associates to Prepare Project Design and Construction Administration Services for the Ross Point Paving Project in the Amount of \$33,415.00 and Authorizing the City Manager to Execute the Same; Providing for Severability; and Providing for an Effective Date.

(Requested by Antoine Khoury, Public Works)

RESULT:	DIES FOR LACK OF VOTE/MOTION
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2. -2023-R-29 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Rejecting All Bids Due to the Fact that the Lowest Bid Exceeded the Budgeted Amount. Approving the Piggyback of the Florida Sheriffs Association Contract #FSA20-EQU18.0 with Thompson Pump and the Purchase in the Amount of \$107,242 for the Purchase of a 10" Compressor-Assisted Primer Pump for Lift Station #4, and Authorizing the City Manager to Execute the Same; Providing for Severability; and Providing for an Effective Date.

(Requested by Antoine Khoury, Public Works)

Mayor Via opened public participation. No one spoke.

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

RESOLUTION

2023-R-29

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, REJECTING ALL BIDS DUE TO THE FACT THAT THE LOWEST BID EXCEEDED THE BUDGETED AMOUNT. APPROVING THE PIGGYBACK OF THE FLORIDA SHERIFFS ASSOCIATION CONTRACT #FSA20-EQU18.0 WITH THOMPSON PUMP AND THE PURCHASE IN THE AMOUNT OF \$107,242 FOR THE PURCHASE OF A 10" COMPRESSOR-ASSISTED PRIMER PUMP FOR LIFT STATION #4, AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, REJECTING ALL BIDS, APPROVING THE PIGGYBACK OF THE FLORIDA SHERIFFS ASSOCIATION CONTRACT #FSA20-EQU18.0 WITH THOMPSON PUMP AND THE PURCHASE IN THE AMOUNT OF \$107,242 FOR THE PURCHASE OF A 10" COMPRESSOR-ASSISTED PRIMER PUMP FOR LIFT STATION #4, AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Bids have been received for a bypass pump and installation for Lift Station #4 with the lowest bid at \$1,328,375; and

WHEREAS, this bid exceeds the estimated cost of \$830,000; and

WHEREAS, The Florida Sheriffs Association has a contract #FSA20-EQU18.0 with Thompson Pump for the purchase of a bypass pump; and

WHEREAS, the City has received a proposal for a direct purchase of a 10” compressor-assisted primer pump from Thompson Pump at a cost of \$107,242; and

WHEREAS, Lift Station #4 project will be rebid after the bypass pump is received to ensure no delay to completion of the project.

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

SECTION 1. The City Commission hereby rejects all bids for the reason that the lowest bid exceeded the budgeted amount.

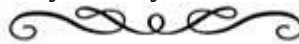
SECTION 2. That the City Manager of the City of Holly Hill is hereby authorized to piggyback the Florida Sheriffs Association Contract #FSA20-EQU18.0 and execute a direct purchase of a 10” compressor-assisted primer pump with Thompson Pump in the amount of \$107,242.00.

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

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

APPROVED AND AUTHENTICATED on this 23rd of MAY, 2023.

Enacted and approved this 23rd day of May, 2023, in Holly Hill



3. -DOC-2023-4

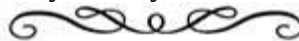
Alley Use Agreement Between the City of Holly Hill and the Owners of 726 / 730 Ridgewood Avenue

(Requested by Joseph Forte, City Manager)

Mayor Via opened public participation. No one spoke.

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

Enacted and approved this 23rd day of May, 2023, in Holly Hill



4.

Request for Lien Reduction - 128 2Nd Street

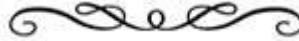
(Requested by Joseph Forte, City Manager)

*Commissioner Johnson made a motion to **REDUCE THE LIEN FROM \$9,100 TO \$1,377.43. PAYMENT MUST BE RECEIVED NO LATER THAN JUNE 23, 2023. FAILURE TO PAY WILL RESULT IN THE LIEN NOT BE REDUCED OR RELEASE WITH NO OPTION FOR ANOTHER REQUEST AND THE CITY MAY FILE A FORECLOSURE ON THE PROPERTY**, seconded by Commissioner Danio. Mayor Via opened public participation. No one spoke.*

PASSED, 4-0.

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

Enacted and approved this 23rd day of May, 2023, in Holly Hill



6. PUBLIC HEARINGS - NONE

None.

7. COMMUNICATIONS

A. City Manager Comments

Mr. Forte mentioned that he put in front of each of the Commissioners the Mid-Year Budget Report FY22-23 that will be on the next agenda and giving this to them in advance before the next meeting. Mr. Forte let the Mayor and Commissioners know that he will not be at the next meeting due to being on vacation but he knows that Michele, the Finance Director, will be able to and capable of answering any questions that they may have. If there's anything that comes up, they can certainly follow up with everyone, if need be. Michele put this report together. It's much cleaner than we've seen in the past because of the program that the city is using; it's coming out of the Tyler system and some internal work that the staff does themselves.

B. City Attorney Comments

C. City Commission Comments

Commissioner Danio stated sometimes it gets a little frustrating up here when we're trying to do the right thing without the right funds sometimes. We can only do what we can do.

Commissioner Johnson mentioned there is a TPO meeting tomorrow morning.

*Commissioner Penny made a motion to **EXCUSE Commissioner Currie. She's not on vacation. She has back problems**, seconded by Commissioner Danio.*

Mayor Via opened public participation. No one spoke.

PASSED, 4-0.

Commissioner Penny spoke briefly about the entertainment events at Pictona, specifically the concerts at Pictona and had some suggestions for the next concert. The concert last Friday was well attended but still not at the level he would like to see. He doesn't know what the barrier is, he doesn't know what the problem is. He knows the first two free concerts were very full. We're in competition with One Daytona who does free concerts on Friday nights and the Bandshell does free concerts on Saturday nights all throughout the entire summer. Pictona has its Dueling Pianos on June 15th and then in August and in October. There's an expense for the city to put these events on and we all want to try and recover as much on those expenses as possible but I think in this first year I think we need to stack the deck and we need to fill that stadium and if we fill the stadium with free or reduced tickets, the energy will be higher with six or seven hundred people there, the energy level won't double from three hundred, he thinks it will multiply three or four times that and create a better experience for everyone there. There was some further discussion by the Mayor and Commissioners. Commissioner Penny made a suggestion of making the next event free, the Dueling Pianos, by making the bleachers free and pack the place, charge \$5.00 for parking because if we pack it we're going to have to have organized parking there and reduce the floor seats to \$10.00. Just pack the stadium. He would like to have an experiment with this next one and make it free. If they can pack the stadium then maybe the \$10.00 is the barrier. We have a world class facility and amazing entertainment over there and no one is going to see it. Maybe \$10.00 was too much; \$60.00 is a lot to go to one of these things when you can go to the Bandshell for free but when you go to the Bandshell you have to pay \$12.00 to park.

Mayor Via stated he agrees with Commissioner Penny but he wants to remind the Commission that when we started this the goal and the goal still is to never make money. We had all stated that we knew that going into this the first year we were going to lose money. Anything we do as a service to the city, you can consider losing money so he doesn't consider it losing money. What we looked at as a new venue we knew that we were going to have to have to put out money that wasn't going to come back yet. For years they all heard from the constituents that they would like to see music in the park and that is what the Commission has provided. This is a public service that is provided. The amount of feedback that he gets is outstanding. He understands and is right there with Commissioner Penny. He is willing to...we have to invest. A lot of people still don't know the music venue or whatever venue it becomes, they don't know necessarily that it's happening yet and that's a thing that has to build momentum. There was some more discussion amongst the Mayor and Commissioners.

*Commissioner Penny made a motion **FOR THE DUELING PIANOS FOR JUNE 15, 2023 WE REDUCE THE COST FOR THE BLEACHERS TO ZERO AND THE FLOOR SEATS REDUCED TO \$10.00 AND THE BOX SEATS FEE BE LEFT ALONE**, seconded by Commissioner Danio.*

Mayor Via opened public participation.

MaryAnn (Commissioner Danio's daughter), Daytona Beach spoke.

Mayor Via closed public participation.

PASSED, 4-0.

D. Mayor's Comments

Mayor Via asked if Commissioner Penny was going to bring up the wind-pool stuff. He doesn't know if Attorney Simpson and Mr. Forte have looked into yet or not. Are you going to bring it up tonight?

Commissioner Penny stated he wasn't going to. He doesn't know if there's...

Mayor Via stated he doesn't know if they did research or not. He just wanted an update. Is there anything more on the wind-pool insurance?

Attorney Simpson stated, yes. He thinks he found the Statute that regulates that.

Commissioner Penny stated Attorney Simpson, the challenge that I had when I read through it is that it references JUA (Joint Underwriting Association), which doesn't exist and Citizens (Citizens Insurance Florida) wasn't around until 2002.

Attorney Simpson stated basically, the Statute is going to require us...and it started to refresh a little bit more of his recollection going through it but he thinks no one had ever actually asked to get "out" of the wind-storm pool, which is what South Daytona wanted to do. People try to get into the wind-storm pool and there's criteria that you have to show to do that. You have to show that there are mortgages being foreclosed in the area that due to the lack of wind-storm insurance and banks are not making new mortgages because of the lack of wind-storm. You have to show both of those.

Mr. Forte stated we don't even have any knowledge of that. I don't know how we would get that information.

Commissioner Penny stated and he gets that. He's trying to prevent that because it's coming.

Attorney Simpson stated but I guess we can't get in...

Commissioner Penny stated we can't get it until it gets bad.

Attorney Simpson stated, yes.

Commissioner Penny stated it has to get bad before it gets better.

Attorney Simpson stated it's not a proactive process, it's reactive. We have to get into a bad situation then we can ask to get in.

Mayor Via stated, okay.

Attorney Simpson stated that's at least the Statute he came across and he included to Mr. Forte the Statute, a couple of court cases and some articles...

Mr. Forte stated he forwarded it on to the Mayor and Commissioners.

Mayor Via stated yes, you sent it out.

Mr. Forte stated there's a lot of information.

Attorney Simpson stated, yes. There's court cases where the court ruled that they weren't eligible to get in because they didn't meet all criteria. They only met part of the criteria or they couldn't use surrounding areas, problems with surrounding areas, for areas to get into. They were trying to get a particular part of one county into and they were trying to use other parts of the county as the problem as to support the area they were trying to get into and the courts didn't allow that either. But there is a process and you have to show all of those elements.

Commissioner Penny stated and it may not hurt to talk with our elected officials to see how the process might be changed.

Mayor Via stated that's what I was going to ask you, being an insurance guy, you obviously know a lot about this, is I wonder if this should be more of a State issue because this will affect more than just us. This is coming down the line and it's going to affect a lot of municipalities, citizens, business owners, correct?

Commissioner Penny stated from what he understands the problem with the line for the wind-pool is in South Florida. It's typically a straight line. They used I-95. In this part of the State it's willy-nilly, there's no rhyme or reason.

Attorney Simpson stated they did it by city limits.

Commissioner Penny stated, yes.

Attorney Simpson stated and then city limits change.

Commissioner Penny stated and the West of I-95 here wasn't...but then Daytona expanded west so that automatically expanded the pool, where they should have drawn the line at I-95 and put us in the pool and kept them out of the pool. In my opinion it makes sense to make a line...a river, the Halifax River, I don't know, I-95...there needs to be so it's all in the same place.

Mr. Forte asked is this a legislative thing?

Commissioner Penny stated, yes.

Mr. Forte asked should we get with our local delegates?

Commissioner Penny stated that's what I'm thinking.

Attorney Simpson stated, yes.

Mr. Forte stated maybe even go a little further, should the Volusia League of Cities take it on as a project as a delegation item for next year?

Commissioner Penny stated it's unique to us because most of the other cities are in it, we're out of it.

Mr. Forte stated and they don't typically do a one city request.

Commissioner Penny stated, right.

Mayor Via asked are all the Eastern Volusia...in it? All of us? Even Daytona?

Commissioner Penny stated Daytona's in it, Ormond's in it...

Mayor Via stated New Smyrna, Edgewater, South Daytona.

Attorney Simpson stated Daytona is in it, Holly Hill is not in it. We are not in the wind-pool.

Commissioner Penny stated we are not in it.

Attorney Simpson stated he's not sure if Port Orange is or not.

Commissioner Penny stated parts of it are. He will get the map and you will look at the map and it makes no sense how can...

Attorney Simpson stated if he can get the map for the whole State because his recollection and he couldn't find the documents he was looking for but his recollection is this area is the only area in the State that did (? not audible here); it was more of a static line. We were by jurisdictional boundaries and there's no difference really between Holly Hill and Daytona to Nova Road, that's where our boundary ends more or less, why are we not in and Daytona, South Daytona are in. But there's another one that's not in and he thinks it would be Port Orange.

Commissioner Penny stated he thinks part of it is because Port Orange has some of it on the beach side and the beach side of Port Orange is in. That parts in.

Attorney Simpson asked the beach side is in?

Commissioner Penny stated beach side is in.

Mayor Via stated my thing is, Commissioner Penny, I don't know enough about this. This is not my forte. I do have talks all the time with our legislatures and to me it sounds like this isn't necessarily a huge problem right now but it really could become that and catastrophic and we, in government, sometimes don't act until it's too late and we may need to be more proactive as Attorney Simpson was mentioning. Mayor Via stated he doesn't understand this enough and he can't talk to Commissioner Penny outside the meeting because he doesn't know if maybe some day we will vote on this on as a Commission.

Attorney Simpson stated it's probably not a good idea to talk about it outside of the meeting because foreseeable it could come back for a vote.

Mayor Via stated it could come up to ask if we want to come in but he does see it more as a regional type of issue and he knows that Commissioner Penny is on the Volusia League of Cities Board if he wants to bring it up with them.

Commissioner Penny stated there's a meeting Thursday night.

Mayor Via stated, okay.

Attorney Simpson stated you may not have, even though you may think it would make

sense to have unanimous support because this does make sense, say we drew the line at I-95 but you may have areas in Port Orange, Daytona and Ormond now that fall out.

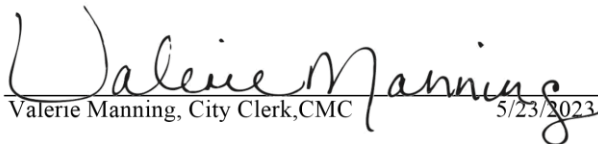
Commissioner Penny stated, right.

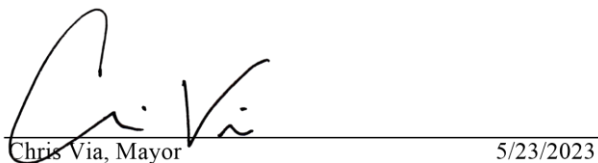
Attorney Simpson stated we might get some opposition from them saying, “No, we like the lines where they are.” So, there’s those issues, potentially.

Mayor Via stated it’s a complicated issue but he knows that Commissioner Penny is well versed in it and if he could report back to the Commission if he brings it up to the Volusia League of Cities in what their stance might be. Quite honestly, they probably don’t know about it so Commissioner Penny may have to educate them. He thanked Commissioner Penny for that. Mayor Via stated another thing he wanted to bring up is that our thoughts and prayers are still with Officer Cronk. He hopes that he is doing well. At the last meeting he asked the Commission for support for implementing a Narcan policy being placed in the schools and he did send off that letter. The School Board is meeting tonight and he will follow up with that. He has spoken to Carl Persis and he was thankful for the city’s support and appreciated the letter and he is in support for this policy as well and hoping they can get it in place for next school year. Last night he was with Representative Wright, Tremont and Leek and he expressed the city’s sincere heartfelt thanks for the city’s appropriations this year and he asked for the status of it. Specifically, from Representative Leek, he spoke with the Governor late last week and they had many questions about many appropriations but they did not have any questions on Holly Hill’s appropriations. Representative Leek said that’s a really good thing or it could be a bad thing that they didn’t have to even ask him anything about it and maybe the Governor may have stricken the city’s projects. Representative Leek said it in a laughing tone so I took it that it’s hopefully a good thing. Mayor Via asked when should the city know and he said he should know probably in a week or so, maybe two weeks. He will update the Commission at the next meeting.

8. ADJOURNMENT

The meeting adjourned at approximately 7:20 PM.


Valerie Manning, City Clerk, CMC 5/23/2023


Chris Via, Mayor 5/23/2023