CITY OF HOLLY HILL, FLORIDA

CITY COMMISSION

MINUTES ● AUGUST 22, 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 City Commissioner John Penny
Commissioner Penny led the invocation.

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

2. PRESENTATION

1.

Senator Tom Wright - Check Presentation to the City for the Appropriations Funding

(Requested by Valerie Manning, City Clerk)
Senator Tom Wright presented Fire Chief Jim Bland and the City of Holly Hill a check in the amount of $1.25 million dollars for a new fire station. This was one of the approved appropriations signed by Governor Ron DeSantis. The Commissioners were very thankful to State Representatives Tramont, Leek and Wright for their support and for advocating on behalf of the City of Holly Hill for this project of the new fire station.

Mayor Via also thanked Doug Bell who works in Tallahassee on the city's behalf to make sure that the Bills can get through the process, which is a lot harder than it sounds. Thank you Doug for all of your work for the city and thank you Senator Wright.

RESULT:	**NO VOTE NEEDED**

3. PUBLIC COMMENTS

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

Jim Legary, Holly Hill; Debra McCombs, Holly Hill; Jenylyn Fisher, Holly Hill; Ed Philly and Ellen Borger, Holly Hill; Neil Gushue and Linda Denelsbeck, Holly Hill; Ms. Fisher, Holly Hill.

4. APPROVAL OF MINUTES

1.

Minutes - August 8, 2023 - Workshop - Sunrise Park North Improvements and August 8, 2023 - Regular City Commission Meeting

(Requested by Valerie Manning, City Clerk)
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
EXCUSED:	Currie

Enacted and approved this 22nd day of August, 2023, in Holly Hill

5. CONSENT AGENDA - ITEMS (1 - 5)

Mayor Via asked if anyone from the audience 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. Mayor Via pulled Consent Agenda Item #2, Change Order No. 11 - Carter Electric.

Heidi Heller, Holly Hill spoke in regards to Consent Agenda Item #2, for clarification.

Items #1, 3, 4, and 5 were approved on the Consent Agenda. Item #2, was voted on separately as follows:

*Commissioner Penny made a motion to **APPROVE CONSENT AGENDA ITEM #2**, seconded by Commissioner Johnson.*

Mayor Via opened public participation. No one spoke.

PASSED, 4-0.

1. 2023-R-43 Resolution

A Resolution of the City of Holly Hill, Florida, Amending the Fiscal Year 2022-2023 Annual Operating Budget, Appropriating Florida League of Mayors Inc., Business Watch City Catalyst Grant to the Fiscal Year 2022-2023 Budget; Setting Forth Revenues and Expenditures; Providing for Severability; and Providing for an Effective Date.

(Requested by Michele Moore, Finance)

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

RESOLUTION
2023-R-43
A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE FISCAL YEAR 2022-2023 ANNUAL OPERATING BUDGET, APPROPRIATING FLORIDA LEAGUE OF MAYORS INC., BUSINESS WATCH CITY CATALYST GRANT TO THE FISCAL YEAR 2022-2023 BUDGET; SETTING FORTH REVENUES AND EXPENDITURES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE FISCAL YEAR 2022-2023 ANNUAL OPERATING BUDGET; SETTING FORTH REVENUES AND EXPENDITURES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the city received a $2,500 Florida League of Mayors, Inc. and Business Watch City Catalyst Grant; and

WHEREAS, the City of Holly Hill City Commission adopted Resolution 2022-R-75 approving the Annual Operating Budget for Fiscal Year 2022-2023; Resolution 2022-R-88, and Resolution 2023-R-41, amending the Annual Operating Budget for Fiscal Year 2022-2023; and

WHEREAS, this resolution, amending the budget, is to account for additional revenue from the Florida League of Mayors with an adjustment of $2,500 revenues and expenditures in total pursuant to itemizations contained in Exhibit "A", which is attached hereto and incorporated herein; and

WHEREAS, the City requires all expenditures to be fully budgeted and requires a budget amendment to identify the revenue source and encumber the expenditure; and

WHEREAS, the City of Holly Hill City Commission desires to set forth and appropriate certain revenues and expenses.

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

SECTION 1. BUDGET AMENDMENT. The grant award funds are hereby appropriated as set forth in Composite Exhibit “A” attached hereto, which reflects revenues and corresponding expenditures for the designated projects for fiscal year 2022-2023 budget.

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. The Budget item adopted in the preceding section shall govern the expenditures relating to operations and projects for the City during the current fiscal year effective October 1, 2022 through September 30, 2023. This Resolution shall become effective immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 22nd day of AUGUST, 2023.

Enacted and approved this 22nd day of August, 2023, in Holly Hill

2.

Approval Authorizing the City Manager to Execute Change Order No. 11 to the US1 Utility Undergrounding Primaries Conversions Contract with Carter Electric for an Additional Cost Not to Exceed $40,801.43 and of 2,008 Contract Days.

(Requested by Antoine Khoury, Public Works)

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

3.

Agreement Extension Between the City of Holly Hill and Arrow Service and Towing

(Requested by Jeff Miller, Police)
Heidi Heller, Holly Hill spoke in regards for clarification.

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

Enacted and approved this 22nd day of August, 2023, in Holly Hill

4. –DOC-2023-9

State of Florida Appropriation 2023 Legislature Holly Hill Sewer Service Extension Project Funding Department of Environmental Protection Reimbursement Grant Agreement: LPA0541 Holly Hill Sewer Service Extension

(Requested by Michele Moore, Finance)

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

Enacted and approved this 22nd day of August, 2023, in Holly Hill

5. DOC-2023-10

2023-2024 Holiday Calendar

(Requested by Valerie Manning, City Clerk)

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

Enacted and approved this 22nd day of August, 2023, in Holly Hill

6. REGULAR AGENDA - NONE

7. PUBLIC HEARINGS

1. 2023-O-3063 Ordinance

FIRST READING - an Ordinance of the City of Holly Hill, Volusia County Florida, Annexing by Voluntary Petition Approximately .83 Acres Identified as Parcel Numbers 4242-31-01-0291 and 4242-31-01-0290 Contiguous to the City of Holly Hill; Redefining Boundaries of the City of Holly Hill to Include Said Property and the Adjacent Rights-Of-Way of N Nova Road and Old Kings Road; Directing the City Clerk to File the Ordinance with the Clerk of the Circuit Court, with the Chief Administrative Officer of Volusia County and with the Department of State; Providing for Conflicting Ordinances; Providing for Severability; and Providing an Effective Date.

(Requested by Brian Walker, Board of Planning and Appeals)
Mayor Via opened public participation. No one spoke.

RESULT:	**APPROVED AT 1ST READING [UNANIMOUS]**	**Next: 9/26/2023 6:00 PM**
MOVER:	Roy Johnson, District 4 - Commissioner	
SECONDER:	John C. Danio, District 3 - Commissioner	
AYES:	Via, Penny, Danio, Johnson	
EXCUSED:	Currie	

2. 2023-O-3064 Ordinance

An Ordinance of the City of Holly Hill, Florida, Adopting a Six (6) Month Moratorium of the Issuance of Building Permits for Fences in Excess of Four (4) Feet in Height Parcels of Real Property that Abut Silver Beach Drive to the East and Riverside Drive to the West; Providing for Conflicting Ordinances; Providing for Severability; and Providing an Effective Date.

(Requested by Brian Walker, Board of Planning and Appeals)
Mayor Via opened public participation. No one spoke.

RESULT:	**APPROVED AT FIRST AND ONLY READING EMERGENCY ORDINANCE [UNANIMOUS]**
MOVER:	John Penny, District 1 - Commissioner
SECONDER:	Roy Johnson, District 4 - Commissioner
AYES:	Via, Penny, Danio, Johnson
EXCUSED:	Currie

ORDINANCE
2023-O-3064
AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, ADOPTING A SIX (6) MONTH MORATORIUM OF THE ISSUANCE OF BUILDING PERMITS FOR FENCES IN EXCESS OF FOUR (4) FEET IN HEIGHT PARCELS OF REAL PROPERTY THAT ABUT SILVER BEACH DRIVE TO THE EAST AND RIVERSIDE DRIVE TO THE WEST; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

EMERGENCY ORDINANCE 3064

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, ADOPTING A SIX (6) MONTH MORATORIUM OF THE ISSUANCE OF BUILDING PERMITS FOR FENCES IN EXCESS OF FOUR (4) FEET IN HEIGHT PARCELS OF REAL PROPERTY THAT ABUT SILVER BEACH DRIVE TO THE EAST AND RIVERSIDE DRIVE TO THE WEST; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City has fence regulations which have varying height restrictions of the fence based on whether the fence is in the front, side or rear yard; and

WHEREAS, due to unique location of certain properties in the City, hereinafter described, that have public streets abutting the property lines, the City's current fence regulations do not reasonably apply to said properties and do not carry out the City's purpose and intent of the City's fence regulations; and

WHEREAS, pursuant to Florida Statute Section 166.041(3)(b) the City can adopt an emergency ordinance by a two-thirds vote of the Commission as long the ordinance does not amend the zoning map or the list of permitted, conditional or prohibited uses; and

WHEREAS, the City Commission believes that a six (6) month moratorium on building permits for a fence in excess of four (4) feet in height in the designated area hereinafter described is necessary to allow the City to adopt appropriate fence regulations for such unique circumstances.

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

SECTION 1. The City Commission of the City of Holly Hill hereby adopts a six (6) month moratorium from the effective date of this Ordinance on the issuance of any fence permit, including for a replacement fence, for a fence in excess of four (4) feet in height in the following described area: Those parcels of property with Silver Beach Drive abutting to the East and Riverside Drive abutting to the West.

SECTION 2. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance, 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 3. That all ordinances made in conflict with this Ordinance are hereby repealed.

SECTION 4. That this Ordinance shall become effective immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 22nd day of AUGUST, 2023 for first and only reading. (Emergency Ordinance only requires one hearing)

Enacted and approved this 22nd day of August, 2023, in Holly Hill

3.

VARIANCE – 1438 Riverside Drive - Request a Variance from the Requirements of Sec. 114-765 – Schedule of Dimensional Requirements, Requiring that Principal Structures in the R-1 (Single-Family) Zoning District be a Minimum of Ten-Feet (10') from the Side Property Line. Such Request is Made in Order to Build a New Home on a Lot that is Substandard with Regard to Width. the Property is Located on the West Side of Riverside Drive Approximately 130 Feet South of 15Th Street and More Specifically Known as 1438 Riverside Drive.

(Requested by Brian Walker, Board of Planning and Appeals)
Brian Walker, City Planner briefly went over the staff report for a variance request, per the requirements of Section 114-765 - Schedule of Dimensional Requirements. The property is located at 1438 Riverside Drive. Mr. Walker informed the Mayor and City Commissioners that when this item went to the Board of Planning and Appeals on August 7, 2023, the applicant was also requesting a height variance from 30 feet to 35 feet, as well as, a 5 foot variance request on the south side of the property. However, those requests have since been withdrawn, per the applicant. **Therefore, the variance concerns only the north side yard setback.** Mr. Walker stated the property under consideration is zoned R-1 which requires that the property be a minimum of 90 feet wide. However, the property is only 40 feet wide. Staff has researched the parcel, and spoken with the Property Appraiser's Office in an effort to find out why the property is so narrow and when it was created. A definite answer could not be obtained. However, it is thought that the parcel was broken off of the parcel it abuts to the south sometime in the mid-1960s, creating two non-conforming parcels. It is staff's opinion that the lot was

created prior to the adoption of the City's Land Development Regulations. Additionally:

1. Between Walker Street and 15th Street, the west side of Riverside Drive contains 21 parcels. Only two of these meet the 90-foot minimum lot width requirement.
2. The lots in this area of Riverside Drive, were platted at 100-foot-wide lots although very few are near that width today.

The applicant would like to remove the old structure on the property, and build a new house. Given that the parcel is undersized with respect to width, they do not feel that the side yard setbacks can be reasonably met and have applied for a variance to allow 5-foot setbacks instead of the required 10 feet. This request meets the criteria requirements as stated in Section 82-317 and that is included in the agenda packet. Staff recommends approval of a variance from the requirements of Section 114-765 - Schedule of dimensional requirements, requiring that principal structures in the R-1 (Single-Family) zoning district be a minimum of ten-feet (10') from the side-yard property line, and instead provide 5-foot side-yard setbacks, for property located on the west side of Riverside Drive approximately 130 feet south of 15th Street and more specifically known as 1438 Riverside Drive.

Mayor Via opened public participation. No one spoke.

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

Enacted and approved this 22nd day of August, 2023, in Holly Hill

8. COMMUNICATIONS

A. City Manager Comments

Mr. Forte stated staff has been going through their solid waste bills and realizing that something isn't right. We charge slightly more than what the city is billed for from Waste Pro and we should be in a profit margin and we're not for some reason. Staff has spoken to Bill Redman. In 2015 the city hired Mr. Redman to do an audit of the city's commercial accounts. He did like a 30% audit and it cost about $18,000 at that time. Mr. Forte stated that he talked to Mr. Redman again this year to see if he will go ahead and do another audit to make sure that we have all of our commercial accounts accounted for, that the city is billing them for what their supposed to be billed, that they have the right unit that they're supposed to have there, the right container, that Waste Pro is charging the city appropriately and we're paying Waste Pro appropriately. It's a $20,000 cost today, which is 7-8 years later, for Mr. Redman to do the entire commercial audit. Staff would like for Mr. Redman to also look at the residential as well just to make sure that our residential is being billed out properly. Mr. Forte stated he learned something this week that we use an average number for our residential billing and that's because you have a certain number of accounts that close and a certain amount of accounts that open each month and you can't physically go through and account for each one of them. So, we do an average of residential units but at least we'll make sure we're in that right ballpark for whatever that is. **Mr. Forte wants to get the Commissioners *consensus* that we will go ahead and start that audit**. They would use the month of July for billing and then get us a response back in September. This is just an extension of the services that Mr. Redman provides.

Mayor Via asked is it primarily a problem with the commercials and not the residential?

Mr. Forte stated he believes it's primarily a problem with the commercial, although he would like verification that the residential is also in order.

Mayor Via asked at the same time?

Mr. Forte stated, yes. He will bring the results back to the Commission.

There was consensus from the Commission for Mr. Forte to move forward with the audit.

Mr. Forte informed the Mayor and Commissioners that they are moving forward; the LPGA widening study is progressing forward and he just wants to let them know that they have heard from the County. They are considering the two options that we gave them. One is the four-laning and the other is the one-direction; we said we would keep that on there. A comment came back and he doesn't know if it's for one option or both options, and it's just something to keep in the back of your minds, that as we go through this process. The statement that came back was that modification to the road would result in the city having to take over the maintenance of the road in the future. Mr. Forte stated he doesn't know what cost that is so he has asked Mr. Walker to contact the engineer in the County to find out their average annual cost is over the past ten years just so the city has a ballpark because if that is a condition of whatever decision the city makes, he wants to know what those on-going costs are going to be for the city. He certainly wouldn't take on the LPGA canal. No different than when the city took on Calle Grande but the city omitted the Calle Grande arches. Mr. Forte stated he just wanted to make the Commissioners aware of that and that is moving forward.

Mayor Via asked if the County was requesting that?

Mr. Forte stated, yes. He will let them know when he hears back on that. Mr. Forte stated in front of each of the Commissioners is a picture of Pictona that has "Welcome To Holly Hill". That is a rendering of the back wall on the north side of the Championship Court. Mr. Forte mentioned that while attending the FL League of Cities annual conference he ran into the guys that painted the city's water tower and he asked if they could do this and they said they could. He sent them the picture and they overlaid the "Welcome To Holly Hill" and he just wanted to show the Commissioners what it looks like and if that's something they envision. There was some discussion amongst the Commissioners regarding possibly adding the city's logo, scripted bold font, lettering same as logo, color, adding Holly Hill, FL. This would help promote the city and its name when photos are being taken and when national live broadcast games are taking place. Mr. Forte stated also with Pictona, the events that the city has been putting on have been rather low attended compared to what our expectations have been. In talking with Rick Hamilton this past week and last week, we’re thinking we want to, this next year, focus more towards local talent to try and build up the popularity and make people aware of the location of where these things are taking place. Instead of doing the number of tribute bands that the city has done in the past, focus more on local talent and reaching out to people like Reed Foley, Hayfire Band and there’s a couple of other things that were mentioned. It’s a significantly less cost to the city to do the local talent than it is to do the tribute bands and maybe we can attract more people. The first year was a trial and the second year is going to be a trial. Unless the Commissioners think differently, maybe we will go ahead and head down that road.

Mayor Via stated he thinks that’s a smart decision.

Mr. Forte stated and the other thing that he thinks we’re going to through out as in not do, is the city was approached by a group that wanted to bring in the octagon and do MMA (a combined professional wrestling and mixed martial arts) but MMA is a little bit more vicious, a lot more vicious than professional fighting. He doesn’t know that MMA is the…

Mayor Via asked how big is the organization? Is it just local?

Mr. Forte stated it’s a big organization. They figure they would bring in 1500 - 2000 people, there’s a following. It is a very violent sport, it’s not a fake sport and sometimes that violence spills out into the audience. The fight doesn’t necessarily always end in the octagon. He thinks they may hold off on that as being a venue for a while until we build up a reputation for some things that are good, that are better. Mr. Forte mentioned that he last comment is regarding Fountainhead. Nothing has happened with Fountainhead in the last several months. Brian and I met with him (Jayson Meyer) back in April and things were kind of moving along but typical of the way things happen, everything stalls out and we don’t hear from them for months. Mr. Forte stated he got to thinking and he talked to Attorney Simpson about this before of what the alternatives and options are and the one option that is on the table right now is Ken Bowron from Beneficial Communities going to build that affordable housing project and with the new monies that came into the County and with a lot of emphasis on them spending that new money on affordable housing, Mr. Bowron is in a good position to get that project funded. In order for the city to do that, we would go under contract with Mr. Bowron, go through the process, which the County won’t even know what the rules are until the first or second quarter of 2024. Mr. Bowron would apply for it, maybe he gets it and if he does get it then we may very well have to move all that money over to Fountainhead in that contract. It would be very difficult to argue that they’re not entitled to that money. Another option that he thought of was, what if we just sold Parcels 3 and 4 to Fountainhead outright. It’s valued, we had it at, he thinks, $60,000; it comes out to about $480,000. He thinks there’s roughly 8 acres but it would become completely out of the Incentive Agreement. In other words, it would be as if anybody else buying it - We sell it to you for “X” number of dollars, there’s no incentives attached, there’s no reimbursements attached, there’s no impact fee credits attached. If you want the property, you get it at this price and if you want to sell it to Mr. Bowron for $1 million and build the affordable housing, you have at it. The benefit to the city is the city would get half a million and we would use it for a project that we want to anywhere in the CRA. Mr. Forte stated he wanted to pass that by them, he spoke to them individually about it but he wanted to get their consensus on sitting down and having that discussion with Attorneys John Ferguson and Mark Watts and Attorney Simpson ironing out all of the legal details. Mr. Forte stated his position is that they pull it completely out of the Incentive Agreement. There's nothing involved, incentive wise, with Parcels 3 and 4. Not a thing. He wants to be clear on that.

Commissioner Danio asked didn't we discuss this individually? That's what we've been trying to do.

Mr. Forte stated, yes. He said he has discussed it individually but he wanted to, as a Commission now, he wanted to get their consensus or their direction.

Commissioner Danio stated what he wanted to know is there interest on their part. It seems to him that there is.

Mr. Forte stated there's interest on their part but initially when he first raised it to their attention, their interest was "okay, here's a contract, we want to buy it and oh, by the way, we're still going to get these credits and we're still going to get, and we're still going to get…" and his response to them was no.

Commissioner Danio stated, right. But you have already told them multiple times no.

Mr. Forte stated then he came back a couple of weeks ago and said, "We're still interested in buying it under the rules that you put in place."

Commissioner Danio stated, okay.

Mr. Forte stated he just wants to be sure the Commission is in favor of doing that before he sits down and actually…because he told them it was his idea, he hadn't spoken to the Commission about it when he threw it out there. He needed to put it in front of the Commission and get consensus, get the Commission support or their opposition to it and then he will sit down and have a conversation with them.

Mayor Via stated him and Mr. Forte spoke about this maybe three weeks ago and it's been some time since then. He didn't know this was going to come up tonight.

Mr. Forte stated he didn't either.

Mayor Via stated he's not prepared to give Mr. Forte his opinion one way or the other yet. He has to talk more to Mr. Forte about the details.

Mr. Forte stated he could put it on a work session. He doesn't want to have individual conversations about it because they don't overlap properly. If they want to do that, he will put it on a work session and we can throw it all out there and see what happens.

Mayor Via stated he's willing to talk about it in a workshop setting; not willing tonight with the information that he has to possibly pull the trigger.

Mr. Forte stated, that's good.

Commissioner Penny stated he would like to discuss it at a workshop but he thinks it's worth a lot more now than it was eight years ago to.

Mr. Forte stated he will go ahead and schedule a workshop for September and he will get as much information as he can pull together. He is not going to specifically invite anybody else to the work session. If they happen to show up that's fine but he thinks this is more of a direction discussion that he needs to have with the Commission. He doesn't want this to be an negation. He wants this to be an alternative option to "this is what you have…", here's his opinion, they will never accomplish what they have. They're running out of time. They have 2.5 years left to have that property sold, plans developed, construction completed. They're never going to make it. All it is, is an option that we can get some money now and like Commissioner Penny said, if you want to wait and my attitude up to this point was let's wait 2.5 more years and put it on the open market and get $1 million for it. Maybe that's the direction the Commission wants to go. He wants to leave it open for all those options to the city's benefit.

B. City Attorney Comments

None.

C. City Commission Comments

Commissioner Penny mentioned that there is a Board of Planning and Appeals application in front of them from Lorraine Geiger. Robin Hanger has resigned from the BOPA board and he was Commissioner Currie's appointment, therefore, Lorraine Geiger's application is before them to vote on. Since Commissioner Currie is not here this evening, is it okay to still move forward with the appointment. There was consensus to move forward with a motion. Lorraine Geiger is a form City Commissioner from Daytona Beach Shores and had submitted her application the last time. They would like to have a full board at the next BOPA meeting.

Commissioner Penny made a motion to ***APPOINT LORRAINE GEIGER TO THE BOARD OF PLANNING AND APPEALS BOARD,*** *seconded by Commissioner Danio.*

Mayor Via opened public participation. No one spoke.

PASSED, 4-0.

Commissioner Penny mentioned the 6.25 millage rate; food trucks and would like to possibly workshop that again in the near future.

Mr. Forte stated he will schedule a workshop at 5:00 PM for September 11th before the regular meeting so that they can discuss the budget before the vote on the tentative millage rate and tentative budget. Mr. Forte stated he will also add food trucks to that workshop for further discussion.

Commissioner Danio shared his concerns regarding food trucks.

Commissioner Johnson mentioned that there's a TPO meeting tomorrow; glad to hear that the study of widening LPGA is still moving forward.

D. Mayor's Comments

Mayor Via mentioned one thing he would like to bring up and he doesn't recall if he has brought this up to the City Commission was, and he spoke with Mr. Forte a couple of weeks ago, that he wanted to take a look at all of the city's sidewalks and he wanted to see, as they did with the fire truck, each year we budgeted a certain amount to get to a certain thing, we're doing it with the roads as well, we have a big list of roads and we have them prioritized and start planning long-term for them. He spoke with Mr. Forte and said that he would like to do the same with the sidewalks. He knows that we have some them planned currently but he knows that there are many sidewalks that are just degrading every single day, including, his neighbors are here tonight and can attest to our sidewalks in our neighborhood that are degrading and the stumps and the roots are pulling them apart in some areas. When he walks his kids and they take their scooters out we have to go into the road to go around it or stop and pick it up. He's not just speaking directly about his neighborhood. He knows it's in many different neighborhoods and a lot of these sidewalks were install decades ago. What he would like to see for the future is to inventory them and then come up with a plan just like we do with roads.

Mr. Forte stated he already has Mr. Khoury working on, color coordinating a map showing what…he can only go historically what he knows but going forward with the sidewalks that we have planned with the monies that are budgeted, we are putting that on a map to show that.

Mayor Via stated, okay.

Mr. Forte stated but he thinks, more importantly, is getting somebody to come in and analysis all those sidewalks. Maybe one of the options there as well is buying one of those big grinders because where you have some sidewalks that aren't bad but they are still trip hazards, we can grind them down and level them so that they're passable. We have a handheld one but while at the conference there are mini Zamboni machine grinders and they can shave them down and level them off nicely.

Mayor Via stated he appreciates that. He wanted to thank staff and the Commission for being at the Holly Hill School on Monday, the first day of class for Red Carpet Day and apologized for not being able to attend because he was sick with COVID and out for a whole week. Reminded everyone about the dedication to Smokey Yunick on Thursday, August 24th at 10:00 AM at Riverside Park, everyone is invited to attend.

9. ADJOURNMENT

The meeting adjourned at approximately 7:55 PM.

Valerie Manning
Valerie Manning, City Clerk,CMC 8/22/2023

Chris Via
Chris Via, Mayor 8/22/2023