



CITY OF HOLLY HILL, FLORIDA

CITY COMMISSION

MINUTES • AUGUST 27, 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

Sr. Pastor Vic Pruett from Holly Hill Church of Christ led the invocation.

c. Pledge of Allegiance

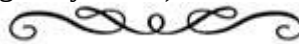
Mayor Via led the Pledge of Allegiance to the Flag.

2. POSITIVITY AWARD - RIVIERA SENIOR LIVING

1.

Positivity Award - Riviera Senior Living

(Requested by Valerie Manning, City Clerk)



3. PUBLIC COMMENTS

Mayor Via stated before they get to Public Comments, he wants to give a warm welcome to a visitor they have and that's the Mayor of Daytona Beach Shores, Nancy Miller, who came to audit their meeting and thanked her being there.

The following individuals spoke to the Mayor and City Commissioners:

Jim Schultz, 117 Harvard Drive, Ormond Beach, shared his concerns about fluoride; Ray Plate, 1580 Riverside Drive, Holly Hill asked about more speeding signs on Riverside Drive and the new poles that have the breakers on them; Jim Legary, 342 Burleigh Avenue, Holly Hill, asked about the property at the corner of 3rd Street and Ridgewood Avenue but Mr.

Forte was not able to answer his question because it is scheduled for BOPA and then will come before the City Commission.

4. APPROVAL OF MINUTES

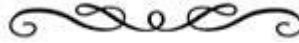
1. -DOC-2019-7

Minutes - August 13, 2019 Regular City Commission Meeting

(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

Enacted and approved this 27th day of August, 2019, in Holly Hill



5. CONSENT AGENDA - ITEMS (1 - 5)

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 needed further discussion. **There was no one.**

1. -2019-R-48 Resolution

A Resolution of the City of Holly Hill, Florida, Authorizing a Piggyback Contract for Utility Bill Print and Mailing Services with Enco Utility Services Florida LLC; Providing for Implementing Administrative Actions; Providing for Conflicts; Providing for Severability; and Providing for an Effective Date.

(Requested by Stella Gurnee, Finance)

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

RESOLUTION

2019-R-48

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING A PIGGYBACK CONTRACT FOR UTILITY BILL PRINT AND MAILING SERVICES WITH ENCO UTILITY SERVICES FLORIDA LLC; PROVIDING FOR IMPLEMENTING ADMINISTRATIVE ACTIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**A RESOLUTION OF THE CITY OF HOLLY HILL,
FLORIDA, AUTHORIZING A PIGGYBACK CONTRACT**

FOR UTILITY BILL PRINTING AND MAILING SERVICES WITH ENCO UTILITY SERVICES FLORIDA LLC.; PROVIDING FOR IMPLEMENTING ADMINISTRATIVE ACTIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Holly Hill desires to enter into a like contract for Utility Bill printing and mailing services with Enco Utility Services Florida LLC. under the same terms and applicable conditions as that prior agreement entered into by the City of Milton; 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, the City of Holly Hill desires to retain the services of Enco Utility Services Florida LLC. in accordance with the pricing established in the City of Milton contract for Utility Bill printing and mailing services; 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 between the City of Milton and Enco Utility Services Florida LLC. 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 a contract entered into by Enco Utility Services Florida LLC. 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 the software as are required by the Constitution and Laws of the State of Florida, and the Charter and Code of Ordinances of the City; and

WHEREAS, the City of Holly Hill has determined that the City of Milton bid will meet the needs of the City to provide efficient and effective Utility Bill printing and mailing services to the City; and

WHEREAS, Enco Utility Services Florida LLC. has previously entered into a contract with the City of Milton to Utility Bill printing and mailing services on February 1, 2018 (attached as Exhibit A hereto).

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

SECTION 1. Authority for Resolution. This Resolution is adopted 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.

SECTION 2. Definitions. 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.

SECTION 3. Findings and Awards.

(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 Hilltop Securities Inc. for financial advisory services.

(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 contact with Hilltop Securities Inc.

SECTION 4. Authorization of Contract. The forms of the scope of services and contract documents attached hereto, Exhibit 1, or as may be required to be modified are hereby approved. The City Manager is hereby authorized to execute said agreement for banking services, in substantially the forms attached hereto. The total cost shall be based on individual work assignments made by the City to Enco Utility Services Florida LLC.

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 utility bill printing and mailing services.

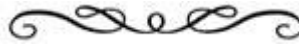
SECTION 6. SEVERABILITY. If any provision of this Resolution shall be held or deemed to be or shall, in fact, be illegal, inoperative or unenforceable in any context, the same shall not affect any other provision herein or render any other provision (or such provision in any other context) invalid, inoperative or unenforceable to any extent whatever.

SECTION 7. CONFLICTS. All resolutions of the City or parts thereof in conflict herewith, if any, are hereby repealed to the extent of such conflict.

SECTION 8. EFFECTIVE DATE. This Resolution shall become effective immediately upon its passage and adoption.

APPROVED AND AUTHENTICATED on this 27th day of AUGUST, 2019.

Enacted and approved this 27th day of August, 2019, in Holly Hill



2. -2019-R-49 Resolution

A Resolution of the City Commission of the City of Holly Hill, Florida, Authorizing the City Manager to Enter into an Agreement with H & H Sludge Disposal, Inc., for Extensions to the "Biosolids and Land Application" Contract; and Providing for Severability; and Providing for an Effective Date.

(Requested by Stella Gurnee, Finance)

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

RESOLUTION

2019-R-49

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH H & H SLUDGE DISPOSAL, INC., FOR EXTENSIONS TO THE "BIOSOLIDS AND LAND APPLICATION" CONTRACT; AND 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 INTO AN EXTENSION OF THE AGREEMENT WITH H&H SLUDGE DISPOSAL, INC., UNTIL OCTOBER 31, 2019 FOR THE "BIOSOLIDS AND LAND APPLICATION" CONTRACT; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, The City of Holly Hill currently holds a contract with H&H Liquid Sludge Disposal, Inc.; and

WHEREAS, The term of Agreement expires September 30, 2019; and

WHEREAS, The City of Holly Hill would like to extend the renewal of this contract for 31 days commencing on October 1, 2019 to October 31, 2019; and

WHEREAS, the Vendor has agreed to provide the service during this extension period at the current contract rate of \$715 per load; and

WHEREAS, except as modified herein, the Contract shall remain in full force.

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

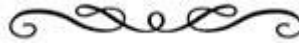
SECTION 1. That the City Manager is hereby authorized to execute an extension of this contract commencing on October 1, 2019 to October 31, 2019.

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 adoption by the City Commission.

APPROVED AND AUTHENTICATED on this 27th day of AUGUST, 2019.

Enacted and approved this 27th day of August, 2019, in Holly Hill



3.

Department of Environmental Protection (DEP) Small Communities Wastewater Treatment Grant

(Requested by Stella Gurnee, Finance)

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



4.

Wells Fargo Certificate of Authority

(Requested by Stella Gurnee, Finance)

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



5. -DOC-2019-8

Movies in the Park - Contract Renewal 2019

(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, Currie, Danio, Johnson

Enacted and approved this 27th day of August, 2019, in Holly Hill



6. **REGULAR AGENDA - NONE**

7. **PUBLIC HEARINGS**

1. **-2019-O-3019 Ordinance**

SECOND READING - an Ordinance of the City of Holly Hill, Florida, Amending the Land Development Regulations by Amending Chapter 14 (Buildings and Building Regulations) Creating Sections 14-3 and 14-4, to Add Regulations for Storm Protection and Damaged Structures, Amending Section 14-231, Adopting the International Property Maintenance Code; Providing for Severability; Providing for Codification; and Providing for an Effective Date.

(Requested by Brian Walker, City Planner)

Mayor Via opened public participation.

Jim Schultz, 117 Harvard Drive, Ormond Beach spoke to the Mayor and Commissioners.

Mayor Via closed public participation.

There was discussion amongst the Mayor, Commissioners, Attorney Simpson and staff. This agenda item will be brought back on Tuesday, September 9, 2019 regular City Commission meeting at 7:00 PM.

Commissioner Danio and Commissioner Currie withdrew their original motion to adopt it for second and final reading.

*Commissioner Danio made a motion to **CONTINUE TO A DATE CERTAIN, TUESDAY, SEPTEMBER 9, 2019 AT 7:00 PM AT THE REGULAR CITY COMMISSION MEETING**, seconded by Commissioner Currie.*

Mayor Via opened public participation on the continuation of Ordinance 3019 to a date certain. No one spoke.

RESULT:	CONTINUED TO A DATE CERTAIN [UNANIMOUS] Next: 9/9/2019 7:00 PM
MOVER:	John C. Danio, District 3 - Commissioner
SECONDER:	Penny Currie, District 2 - Commissioner
AYES:	Via, Penny, Currie, Danio, Johnson

ORDINANCE**2019-O-3019**

SECOND READING - AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS BY AMENDING CHAPTER 14 (BUILDINGS AND BUILDING REGULATIONS) CREATING SECTIONS 14-3 AND 14-4, TO ADD REGULATIONS FOR STORM PROTECTION AND DAMAGED STRUCTURES, AMENDING SECTION 14-231, ADOPTING THE INTERNATIONAL PROPERTY MAINTENANCE CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS BY AMENDING CHAPTER 14 (BUILDINGS AND BUILDING REGULATIONS) CREATING SECTIONS 14-3 AND 14-4, TO ADD REGULATIONS FOR STORM PROTECTION AND DAMAGED STRUCTURES, AMENDING SECTION 14-231, ADOPTING THE INTERNATIONAL PROPERTY MAINTENANCE CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission finds it periodically necessary to amend its Land Development Regulations in order to update regulations and procedures to implement planning goals and objectives; and

WHEREAS, the City Commission finds it necessary to provide regulations concerning the protection of damaged structures and to update language adopting the International Property Maintenance Code; 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 eliminate blight; and

WHEREAS, the City Commission deems it to be in the best interest of the citizens and residents of Holly Hill to adopt the proposed amendments to the Land Development Regulations;

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 Sections 14-3 and 14-4, be created and added as follows:

Sec. 14-3 Damaged structures.

Damaged openings such as doors, windows or other apertures or holes in the building envelope or roof shall be allowed to be temporarily protected, but repairs or replacement of the damaged doors, windows, other apertures or holes in the building envelope or roof, must take place within 90 days. Materials used to protect or cover the opening can be any material approved for use by the then current edition of the Florida Building Code. If using wood structural panels, oriented strand board (OSB), plywood or any other natural wood product, the material used to enclose the building must be neatly fitted to protect the opening and shall be painted to blend in or match the rest of the building. This section applies to uninhabited or vacant and inhabited or occupied structures.

Sec. 14-4 Temporary storm protection of structures.

Openings on residential structures, such as doors, windows or other apertures may be temporarily protected up to 7 days prior to the projected landfall of any named storm or weather system. Temporary protection must be removed within 14 days after the storm threat has passed. Unoccupied residential structures using Florida Product Approved storm shutters may keep them attached for the entire hurricane season. After the official hurricane season is over, shutters must be removed or opened. Commercial structures may be temporarily protected up to 7 days prior to the projected landfall of any named storm or weather system. Temporary protection must be removed within 14 days after the storm threat has passed.

SECTION 3. That Section 14-231. - Adoption is hereby amended to add underlined language and remove language ~~stricken through~~ as follows:

Sec. 14-231. - Adoption.

~~There is hereby adopted by reference as if set out at length herein those publications known as the International Property Maintenance Code, 2012 Edition, including all appendices thereto except where amended or superseded by ordinance. A copy of said maintenance code shall be kept on file in the office of the city clerk.~~

The city hereby adopts and incorporates into the Code of Ordinances the most current edition of the International Property Maintenance Code (IPMC), including all future amendments and updates, except where superseded by ordinance. A copy of said maintenance code shall be kept on file in the Community Development Office.

SECTION 4. 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 5. CONFLICTS. All ordinances or part of ordinances in conflict with

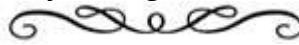
this Ordinance are hereby repealed consistent, however, with the provisions of this Ordinance relative to the transitional application of the land development regulations.

SECTION 6. 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 4, 5, 6, and 7 of this Ordinance shall not be codified.

SECTION 7. EFFECTIVE DATE. That this Ordinance shall become effective immediately upon its adoption.

APPROVED AND AUTHENTICATED on this 27th day of AUGUST, 2019 for second reading.

Enacted and approved this 27th day of August, 2019, in Holly Hill



2. -2019-O-3020 Ordinance

SECOND READING - an Ordinance of the City of Holly Hill, Florida, Amending the Land Development Regulations by Amending Chapter 110 (Signs) Section 110-11 (A), Off-Premises Outdoor Advertising Signs; Providing for Severability; Providing for Codification; and Providing for an Effective Date.

(Requested by Brian Walker, City Planner)

Mayor Via opened public participation. No one spoke.

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

ORDINANCE

2019-O-3020

SECOND READING - AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS BY AMENDING CHAPTER 110 (SIGNS) SECTION 110-11 (A), OFF-PREMISES OUTDOOR ADVERTISING SIGNS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS BY AMENDING CHAPTER 110 (SIGNS) SECTION 110-11 (A), OFF-PREMISES OUTDOOR ADVERTISING SIGNS; PROVIDING FOR

**SEVERABILITY; PROVIDING FOR CODIFICATION; AND
PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, the City Commission finds it periodically necessary to amend its Land Development Regulations in order to update regulations and procedures to implement planning goals and objectives; and

WHEREAS, the City Commission finds it necessary to update regulations concerning off-premises outdoor advertising signs (aka billboards); and

WHEREAS, the City Commission deems it to be in the best interest of the citizens and residents of Holly Hill to adopt the proposed amendment to the Land Development Regulations;

**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 Section 110-11. Off-premises outdoor advertising signs, part (a) be replaced entirely with the following language:

- (a) *Where allowed.* Off-premises outdoor advertising signs, also known as billboards, are allowed only on commercial or industrial zoned properties with frontage on Mason Avenue. Any billboard in existence on the effective date of the ordinance from which this chapter is derived, or on a later date when the property is annexed to the city, that would not be exempt under this chapter, and that was constructed in accordance with the ordinances and other applicable laws in effect on the date of its construction, but which is not in conformance with the requirements of this chapter by reason of its size, height, location, design or construction, shall be deemed to be a nonconforming billboard. Such nonconforming billboard shall be allowed to remain in place and be maintained, repaired, or changed, provided that no action is taken which increases the degree or extent of the nonconformity. A change in the information on the face of an existing nonconforming billboard is permitted.

Nonconforming billboards that are located on vacant property in such a way that they significantly hinder the development of the property may be moved or rebuilt on the same property as long as setbacks and all other code requirements are met. A billboard will be considered a significant hindrance if it would not allow the property to be developed or if it would interfere with items such as the drainage or stormwater systems; access; or traffic circulation.

Billboards that are rebuilt under this provision may not be any larger or higher than the billboard replaced except that any minimum height required by code shall be observed. In no case shall a rebuilt billboard exceed the measurements, height or area, for billboards currently permitted by code. The determination as to whether a billboard's location significantly hinders the development of a property shall be at the sole discretion of the city and the city can deny any

request to move or rebuild a nonconforming billboard. A site plan shall be required to move a billboard.

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 27th day of AUGUST, 2019 for second reading.

Enacted and approved this 27th day of August, 2019, in Holly Hill



3. -2019-O-3021 Ordinance

SECOND READING - an Ordinance of the City of Holly Hill, Florida, Amending the Land Development Regulations, by Amending the Official Zoning Map to Designate the Property at 1541 and 1567 North Nova Road as More Specifically Described in Attachment (A) from B-2 (Planned Shopping Center District) to B-5 (General Commercial District); Providing for Conflicting Ordinances; Providing for Severability; and Providing an Effective Date.

(Requested by Brian Walker, City Planner)

Mayor Via opened public participation. No one spoke.

Mayor Via informed the Commissioners that he has had exparte communication with the applicant for this item and the Special Exception item. No one else has spoken to the applicant.

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

ORDINANCE**2019-O-3021**

SECOND READING - AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS, BY AMENDING THE OFFICIAL ZONING MAP TO DESIGNATE THE PROPERTY AT 1541 AND 1567 NORTH NOVA ROAD AS MORE SPECIFICALLY DESCRIBED IN ATTACHMENT (A) FROM B-2 (PLANNED SHOPPING CENTER DISTRICT) TO B-5 (GENERAL COMMERCIAL DISTRICT); PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS, BY AMENDING THE OFFICIAL ZONING MAP TO DESIGNATE THE PROPERTY AT 1541 AND 1567 NORTH NOVA ROAD AS MORE SPECIFICALLY DESCRIBED IN ATTACHMENT A FROM B-2 (PLANNED SHOPPING CENTER DISTRICT) TO B-5 (GENERAL COMMERCIAL DISTRICT); PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Holly Hill, Volusia County, Florida, has adopted a comprehensive plan pursuant to, and in compliance with 163.3161 et. Seq., Florida Statutes; and

WHEREAS, the City Commission, as authorized by 163.3202, Florida Statutes, has enacted and does enforce the Land Development Regulations, based on, related to, and as a means to implement its adopted comprehensive plan; and

WHEREAS, the City Commission has determined that it is necessary to amend its Land Development Regulations as herein provided in order to more effectively implement its adopted comprehensive plan; and

WHEREAS, the City Commission has determined that the proposed amendment to the Land Development Regulations is consistent with its adopted comprehensive plan.

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

SECTION 1. The Official Zoning Map of the City of Holly Hill is hereby amended to designate the property described in Attachment A as B-5 (General Commercial District.)

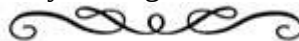
SECTION 2. Development of the property described in Attachment A shall conform to the Land Development Regulations of Holly Hill.

SECTION 3. 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 4. That all ordinances made in conflict with this Ordinance are hereby repealed.

APPROVED AND AUTHENTICATED on this 27th day of AUGUST, 2019 for second reading.

Enacted and approved this 27th day of August, 2019, in Holly Hill



4. -DOC-2019-9

Request for Special Exception Approval to Allow a Car Rental Facility on a Parcel in the B-5 Zoning District

(Requested by Brian Walker, City Planner)

Mayor Via opened public participation. No one spoke.

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

Enacted and approved this 27th day of August, 2019, in Holly Hill



8. COMMUNICATIONS

A. City Manager & Staff Comments

Mr. Forte informed the Mayor and Commissioners that he spoke with the Board of Directors at the Holly Hill Chamber of Commerce with regards to moving the Trunk or Treat event to the Friday before Halloween from now on and this year it will be on October 25th. On Saturday, October 26th is the Cruisin' The Hill for School Supplies Car show will be from 12:00 PM to 5:00 PM and he did speak to Tony and he didn't have any objection with the two events being on the same weekend and spoke to staff and they will be able to handle it and accommodate both events. Mr. Forte reminded everyone about the Halifax River Clean Up Day for Saturday, September 21, 2019 starting at 8:30 AM to 11:00 AM at Sunrise Park North. He tried to get another location in the city and in doing that, they would have wanted the city to take full control of the coordination of that event and the city doesn't have anyone to take that on this year so the city is just going to stick with the one event on Saturday, September 21st. Mr. Forte reminded the Mayor and Commissioners that staff is prepared to bring information forward about the social media workshop that they wanted. **There was consensus to hold that workshop on Tuesday, September 24, 2019 at 6:00 PM.** Mr. Forte stated that staff will go ahead and do a speed sign count on Riverside Drive just for his information just to see how many signs the city actually has and see what's happening with that. In regards to questions earlier by Mr. Legary, he's just not comfortable with talking to the Commission about an item that's going before the Board of Planning and Appeals that will then come before this Commission and he doesn't want to unduly persuade their vote; provide them information outside of a quasi-judicial meeting. He thinks it's most appropriate if those conversations take place at those scheduled meetings and they don't talk about them in advance. He doesn't mean to be disrespectful to Mr. Legary's question. He just thinks its best those meetings are held left at public meetings. Mr. Forte informed everyone that he was promoted to grandparent yesterday and is looking forward to the next stage of his life.

B. City Attorney Comments

None.

C. City Commission Comments

Commissioner Danio stated that a couple of people, again, have told him they've noticed the city is looking good and he thinks that's an indication that the city is moving in the right direction. It's encouraging and it's always good to hear encouraging words. Congratulated the Riviera for receiving the Positivity Award. Have a good Labor Day.

Commissioner Johnson stated if anyone wants information on the Riviera, there's a lot of information at the museum across the street. Encouraged everyone to be ready for the storm Dorian that is headed to Florida. He briefly discussed fluoride and the concern that people show for it.

Commissioner Penny thanked the PD for helping him Saturday night regarding his motion detector that went off at his house. Maybe Congressman Waltz can help with the SeaPlane base regarding the Manatees.

Commissioner Currie congratulated Riviera and congratulated Mr. Forte in becoming a grandparent; wished everyone a safe and happy Labor Day.

D. Mayor's Comments

Mayor Via congratulated Mr. Forte on being a grandpa. He appreciates the moments where it may take longer for a vote/discussion and for them to come together and speak and be opened minded to amend their motions. Someone may come up and speak to the Commission and then it spurs an idea in their minds and he doesn't want any of them to ever be afraid to ask a question or to slow things down because you never know. Last week he received confirmation from Congressman Waltz. Himself and Mr. Waltz have been working together on an idea to bring together the cities and Congressman Waltz is forming, what's tentatively called "The Congressional Mayors Council", and they are holding their first meeting here at City Hall on Thursday but this is not a publicly advertised meeting but it's open to the public. Mayor Via stated he will be bringing up a couple of things: ADA Compliance, FEMA concerns. This meeting is going to be more of an organizational type thing. They have 11 or 12 Mayors coming to City Hall and they are going to talk about local issues and Congressman Waltz will be able to use this committee or council to be able to bounce off ideas that from a Federal level could affect municipal government. He thinks, though, in the long run, it's going to give Volusia County and Congressman Waltz represents a couple of counties, it will give Volusia County more power with him so that he knows on the top of his mind that Volusia County is right here working with him and hopefully, maybe it will end up bringing more funds home to Volusia County from the Federal level. Mayor Via encouraged everyone to prepare for the storm in case it turns into a hurricane. It looks like it will be a tropical storm. He spoke briefly about Ramsonware and an email that was sent out to everyone by Scott Gutuackis, IT Director, reminding all of the employees to make sure they don't download anything and do not click on anything. He saw a 60-minutes report on Ramsonware. Several of the Commissioners and Mr. Forte attended that session during the annual FLC conference and suggested some extra training to the employees.

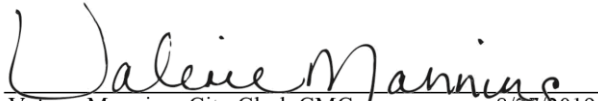
Mr. Forte stated in his conversations tomorrow morning with the department heads, he is going to be talking about Ransomware. The city is in pretty good shape. Overall, the city is at an 11% violation rate, which is not bad. He would like for it to be below 5%. It's people opening an email, which is not bad but then clicking on a link that can open the door for Ransomware. He's going to strengthen it even further and enforce it through disciplinary action. Everybody is going to get a first shot and then if they start to get people who are routinely making mistakes, they are going to have to start using disciplinary action, verbal and written warnings and suspensions, things like that. Employees do get training; they do get them and they get KNOWBE4 you go training

and the speaker that was at the FLC conference, that program they showed is used here with the employees. The employees are educated at least twice a month that tests them.

Commissioner Penny stated the Commissioners get them too.

9. ADJOURNMENT

The meeting adjourned at approximately 8:35 PM.


Valerie Manning, City Clerk, CMC 8/27/2019


Chris Via, Mayor 8/27/2019