

HILLIARD TOWN COUNCIL MINUTES

Hilliard Town Hall / Council Chambers
Post Office Box 249

15859 West County Road 108
Hilliard, FL 32046

<u>MAYOR</u> Cris W. McConnell	<u>COUNCIL PRESIDENT</u> John Beasley	<u>COUNCIL PRO-TEM</u> Kenny Sims	<u>TOWN COUNCIL</u> Jack Bailey Lee Pickett Jared Wollitz
<u>TOWN ATTORNEY</u> Christian Waugh	<u>PARKS & RECREATION DIRECTOR</u> Kyle Malucci	<u>TOWN CLERK</u> Lisa Purvis	<u>PUBLIC WORKS DIRECTOR</u> Richie Rowe

AGENDA

- ITEM-1** Regular Meeting Agenda
- Thursday, December 20, 2018 @ 7 PM
 - Roll Call

Mayor Cris W. McConnell	Present
Council President John Beasley	Present
Council Pro Tem Kenny Sims	Present
Councilman Jack Bailey	Present
Councilman Lee Pickett	Present
Councilman Jared Wollitz	Present

- Prayer & Pledge of Allegiance

PUBLIC HEARING

- ITEM-2** Ordinance No. 2018-11 Amending Chapter 6 Alcoholic Beverage
- AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER SIX OF THE HILLIARD TOWN CODE TO ALLOW PRIVATE CLUBS AND RESTAURANTS TO SELL LIQUOR FOR ON-PREMISES CONSUMPTION WITHIN THE TOWN LIMITS; PROVIDING OR AMENDING DEFINITIONS FOR LICENSE, STANDARD LICENSE, LIQUOR LICENSE, AND VENDOR; AMENDING LICENSE FEES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

Mayor McConnell, reads Ordinance No. 2018-11, by title.

Following no public comments.

Motion to close the public hearing on Ordinance No. 2018-11 Amending Chapter 6 Alcoholic Beverage.

Motion	Result	M	2 nd	LB	LP	JW	KS	JB
Approve	Approved	KS	LB	Y	Y	Y	Y	Y

- ITEM-3** Additions/Deletions to Agenda

Town Clerk, Lisa Purvis would like to add Item-14A, Planning & Zoning Board – Recommendation & Reappointment for 3 Year Terms and Item-14B, Planning & Zoning Board – Legal Counsel Presiding Over Planning & Zoning Board Meetings.

Motion to add Item-14A, Planning & Zoning Board – Recommendation & Reappointment for 3 Year Terms and Item-14B, Planning & Zoning Board – Legal Counsel Presiding Over Planning & Zoning Board Meetings as emergency items.

Motion	Result	M	2 nd	LB	LP	JW	KS	JB
Approve	Approved	JB	JW	Y	Y	Y	Y	Y

PAYABLES

ITEM-4 December 2018 \$76,916.47

Motion	Result	M	2 nd	LB	LP	JW	KS	JB
Approve	Approved	LP	KS	Y	Y	Y	Y	Y

MINUTES

ITEM-5 12-06-2018 Regular Meeting

2018 Workshops:

06/18/2018, 06/25/2018, 07/09/2018, 07/14/2018, 07/24/2018, 07/30/2018, 07/31/2018, 08/06/2018, 08/20/2018, 08/21/2018, 08/27/2018, 08/28/2018, 09/17/2018, 09/24/2018, 11/13/2018, 12/14/2018

Motion	Result	M	2 nd	LB	LP	JW	KS	JB
Approve	Approved	JB	LP	Y	Y	Y	Y	Y

TOWN COUNCIL

ITEM-6 Ordinance No. 2018-11 – Amending Chapter 6 Alcoholic Beverage
Second and Final Reading

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER SIX OF THE HILLIARD TOWN CODE TO ALLOW PRIVATE CLUBS AND RESTAURANTS TO SELL LIQUOR FOR ON-PREMISES CONSUMPTION WITHIN THE TOWN LIMITS; PROVIDING OR AMENDING DEFINITIONS FOR LICENSE, STANDARD LICENSE, LIQUOR LICENSE, AND VENDOR; AMENDING LICENSE FEES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor McConnell, reads Ordinance No. 2018-11, by title.

Motion to adopt Ordinance No. 2018-11 – Amending Chapter 6 Alcoholic Beverage on second and final reading.

Motion	Result	M	2 nd	LB	LP	JW	KS	JB
Approve	Approved	LB	LP	Y	Y	Y	N	N

ITEM-7 Resolution No. 2018-19 – Water and Sewer Rates

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF HILLIARD, FLORIDA, A MUNICIPAL CORPORATION AMENDING RESOLUTION NO. 2014-06, AMENDING WATER AND SEWER USAGE RATES; FOR THE TOWN OF HILLIARD; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor McConnell, reads Resolution No. 2018-19, by title.

Motion to adopt Resolution No. 2018-19 – Increasing the Water and Sewer Rates.

Motion	Result	M	2 nd	LB	LP	JW	KS	JB
Approve	Approved	KS	LB	Y	Y	Y	Y	N

ITEM-8 Resolution No. 2018-20 – Culvert Fees

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF HILLIARD, FLORIDA, A MUNICIPAL CORPORATION AMENDING RESOLUTION NO. 2018-11, CHANGING THE SCHEDULE OF FEES FOR STREETS, SIDEWALKS AND OTHER PUBLIC PLACES; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor McConnell, reads Resolution No. 2018-20, by title.

Motion to adopt Resolution No. 2018-20 – Increasing Culvert Fees.

Motion	Result	M	2 nd	LB	LP	JW	KS	JB
Approve	Approved	KS	JW	Y	Y	Y	Y	Y

ITEM-9 Resolution No. 2018-21 – Parks & Recreation Programs & Fees
A RESOLUTION BY THE HILLIARD TOWN COUNCIL OF THE TOWN OF HILLIARD, FLORIDA; AMENDING RESOLUTION NO. 2018-10; SETTING FORTH THE RULES & REGULATIONS; PROGRAMS & FEES; AND FACILITIES & PROPERTIES FOR THE TOWN OF HILLIARD PARKS & RECREATION DEPARTMENT; PROVIDING AN EFFECTIVE DATE.

Mayor McConnell, reads Resolution No. 2018-21, by title.

Councilman Wollitz questions if the fees are still competitive.

Parks & Recreation Director, Kyle Malucci advises that he will check into our rates being competitive and advises that the proposed changes include bringing back the All Inclusive rate that will include fitness classes and the pool during the summer.

Mayor McConnell questions the \$5 membership card and the \$10 all day care for the after school program.

Director, Kyle Malucci advises that the members pay \$5 for the key fobs whenever they need one and due to paying for the key fob they don't return the fob when they terminate their membership instead the office deactivates the fob. Mr. Malucci advises that the \$10 is addition to the weekly rate and is only offered if all registered children will be in attendance.

Motion to adopt Resolution No. 2018-21 – Parks & Recreation Programs & Fees.

Motion	Result	M	2 nd	LB	LP	JW	KS	JB
Approve	Approved	JB	KS	Y	Y	Y	Y	Y

ITEM-10 Agenda Item Request – HMSHS Softball Program – Jennifer Gregory

Motion to table this item until Ms. Jennifer Gregory can be present and requests that this item be placed back on the agenda.

Motion	Result	M	2 nd	LB	LP	JW	KS	JB
Approve	Approved	JB	JW	Y	Y	Y	Y	Y

ITEM-11 Agenda Item Request – Walker Street-Lee Street through Lot Set Backs – Randle Reeves

Mr. Randle Reeves of 37109 Walker Street, Hilliard, FL talks to the Council about options to get his property a back yard instead of having 2 front yards.

Town Attorney, Christian Waugh advises that the code is being followed correctly. Mr. Waugh advises Mr. Reeves that it might be worth consulting an attorney to go over the code and what it means for his property and how to get what he wants.

ITEM-12 Agenda Item Request – HPR Soccer Fields Use

Jeremy Neidhart 4508 Tackle Ln, Callahan, FL is present to request utilization of the Parks and Recreation soccer fields to start a soccer club.

Council President Beasley asks Parks and Recreation Director, Kyle Malucci how the soccer club will work with the Parks and Recreation soccer league. Mr. Malucci advises the fields can be used at different times and times can be worked out.

Councilman Sims questions about the soccer club having their own insurance. Mr. Neidhart advises the club will be insured.

Councilman Bailey asks if the Town of Hilliard will be named as an additional insured on the soccer club's insurance certificate. Mr. Neidhart advises that the Town will be listed. Councilman Pickett asks Mr. Malucci his thoughts on the program. Mr. Malucci advises that he would like to have a workshop to work out the details.

Motion to have Mr. Malucci get dates from Mr. Neidhart to set a workshop and place the setting of a workshop on the January 3, 2019 regular meeting agenda.

Motion	Result	M	2 nd	LB	LP	JW	KS	JB
Approve	Approved	JB	KS	Y	Y	Y	Y	Y

ITEM-13 Capital Purchase 2 Utility Terrain Vehicle – Public Works Department

Motion to approve purchasing 2 John Deere HPx615E (MY18) on IAW 2018-2019 Florida Sheriff's Contract for total purchase price of \$20,000.00.

Motion	Result	M	2 nd	LB	LP	JW	KS	JB
Approve	Approved	LB	LP	Y	Y	Y	Y	Y

ITEM-14 Capital Purchase Advanced Metering Infrastructure – Water & Sewer Billing

Town Clerk, Lisa Purvis explains that she would still like this system to be considered even without grant funding.

Public Works Director, Richie Rowe advises that he rode with guys for 2 days reading meters and there are still meters that need to be read manually.

Town Clerk, Lisa Purvis will ask Tim Norman to look at the numbers and verify the cost for the AMI system. Ms. Purvis will also talk to Utility Services about setting a workshop for them to come and discuss their numbers.

ITEM-14A Planning & Zoning Board – Recommendation & Reappointment for 3 Year Terms

Motion to reappoint Mr. Skip Frey & Mr. Charles Reed for an additional 3 year term each beginning January 2019 – December 2021, on the Planning & Zoning Board.

Motion	Result	M	2 nd	LB	LP	JW	KS	JB
Approve	Approved	JW	LB	Y	Y	Y	Y	Y

ITEM-14B Planning & Zoning Board – Legal Counsel Presiding Over Planning & Zoning Board Meetings

Motion to allow Town Attorney, Christian Waugh to represent the Planning and Zoning Board at their monthly meetings beginning January 8, 2019.

Motion	Result	M	2 nd	LB	LP	JW	KS	JB
Approve	Approved	JB	JW	Y	Y	Y	Y	Y

PARKS & RECREATION DIRECTOR

ITEM-15 Fitness Equipment Purchase Request – Upcoming Auction

Mayor McConnell asks Parks and Recreation Director, Kyle Malucci, if the 2 items listed are the only items that are needed. Mr. Malucci advises that these are the 2 most wanted items and the others items are in good condition.

Motion to allow Council President Beasley on the Town of Hilliard's behalf to purchase fitness center equipment not to exceed \$2,000 that Parks and Recreation Director Kyle Malucci is requesting.

Council President Beasley abstains from voting due to the fact that a family member is the auctioneer and will file the necessary Form 8B.

Motion	Result	M	2 nd	LB	LP	JW	KS	JB
Approve	Approved	LB	JW	Y	Y	Y	Y	

PUBLIC COMMENTS:

Glenn Higginbotham, 3754 Wade Drive, Hilliard, FL thank you to Mayor McConnell and Councilman Bailey for your service.

Bobby Franklin, PO Box, Hilliard, FL thank you Mayor McConnell and Councilman Bailey for your service. Mr. Franklin asks for clarification on Ordinance No. 2018-11. Mayor McConnell advises that the Ordinance passed and anyone wanting to add liquor to their license will need to apply with the Town of Hilliard and a public hearing will have to be held.

LeeAnn Wollitz, 37024 S. Oak Street, Hilliard, FL advises she is a member of the fitness center and there is equipment that does not work. If you can buy newer equipment then buy newer and replace current equipment that is over 15 years old. Thank you for your time and service.

MAYOR'S CLOSING COMMENTS:

Mayor McConnell, thank you Mr. Glenn Higginbotham. It has been a good ride, not always a smooth ride. I have enjoyed my almost 22 years of service. Mr. Vanzant, not all has been fixed but most has been. I was born into public service and it was an honor to serve.

January Meetings:

Thursday, 01-03-2019 @ 7PM Regular Meeting (Oath & Organization)

Thursday, 01-17-2019 @ 7PM Regular Meeting

2018 Town Events

12-21-2018 Staff Christmas Party

COUNCIL MEMBER COMMENTS:

Councilman Sims

- Thank you Mayor McConnell and Councilman Bailey, it was a pleasure working with both of you.

Councilman Pickett

- Thank you Mayor McConnell and Councilman Bailey, it was a pleasure working with both of you.

Councilman Wollitz

- Thank you Mayor McConnell and Councilman Bailey, it was a pleasure working with both of you.

Councilman Bailey

- Thank you for the confidence in me and appointing me to the council. It has been an honor and privilege to serve with the Council and serve the Town.

Council President Beasley

- Thank you Mayor McConnell and Councilman Bailey, it was a pleasure working with both of you.

ADMINISTRATIVE COMMENT

Town Clerk, Lisa Purvis

- Thank you for not dismissing the AMI system and allowing us to further review in a workshop.
- Thank you Mayor McConnell and Councilman Bailey, it was a pleasure working with both of you and I am going to miss you both.

Public Works Director, Richie Rowe

- No comment

Parks & Recreation Director, Kyle Malucci

- Best Wishes to Mayor McConnell and Councilman Bailey
- Merry Christmas

LEGAL

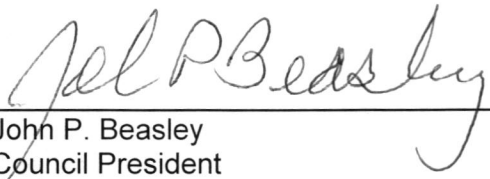
Town Attorney, Christian Waugh

- Merry Christmas


ADJOURNMENT

There being no additional business, the meeting adjourns at 8:55 p.m.

Approved this 30th day of January, 2019, by the
Hilliard Town Council, Hilliard, Florida.


John P. Beasley
Council President

ATTEST:


Lisa Purvis
Town Clerk

APPROVED:


Cris W. McConnell
Mayor

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

LAST NAME—FIRST NAME—MIDDLE NAME BEASLEY JOHN PATTERSON		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE TOWN OF HILLIARD TOWN COUNCIL	
MAILING ADDRESS 3716 LEE STREET		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY HILLIARD	COUNTY NASSAU	<input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY NAME OF POLITICAL SUBDIVISION:	
DATE ON WHICH VOTE OCCURRED 12/20/18		MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE	

WHO MUST FILE FORM 8B

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

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

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

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

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

ELECTED OFFICERS:

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

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

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

APPOINTED OFFICERS:

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

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

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

APPOINTED OFFICERS (continued)

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

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

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

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, JOHN P. BEASLEY, hereby disclose that on DECEMBER 20TH, 20 18:

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

- ☐ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____;
- ☒ inured to the special gain or loss of my relative, LOMAN E. BEASLEY _____;
- ☐ inured to the special gain or loss of _____, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

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

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

12/20/18
Date Filed

John P. Beasley
Signature

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