

REGULAR CITY COUNCIL MEETING MINUTES  
COUNCIL CHAMBERS – CITY HALL  
1000 CITY CENTER CIRCLE  
FEBRUARY 20, 2018

THE REGULAR CITY COUNCIL MEETING of the City of Port Orange was called to order by Mayor Donald O. Burnette at 6:30 p.m.

Pledge of Allegiance

Silent Invocation

Roll Call: Present: Councilman Chase Tramont  
Councilman Drew Bastian  
Councilman Bob Ford  
Vice Mayor Scott Stiltner  
Mayor Donald Burnette

Also Present: Jake Johansson, City Manager  
Margaret T. Roberts, City Attorney  
Robin Fenwick, City Clerk

CONSENT AGENDA

4. Public Comments on Consent Agenda Items Only

There were no comments.

5. Agenda Approval

No changes were requested by Council.

6. Approval of Minutes

a. February 6, 2018 - Regular City Council Meeting

7. Bid Awards and Contract Items

a. Approval of Amendment No. 1 to Addendum No. 9 of the Mead Hunt contract for site and subdivision inspection services

b. Approval of Extension of Contract Addendum No. 3 with KemperSports Management Company

c. Intent to award ITB 18-08 to B&H Door Group, LLC dba Overhead Door Company of Daytona for Replacement of Firehouse Overhead Doors

d. Intent to award ITB 18-09 to Odyssey Manufacturing Company for Water Reclamation Facility Chemical Tanks Removal and Replacement

8. Resolution No. 18-1 - Budget Appropriation

9. Dedication of right-of-way along the south side of Madeline Avenue, adjacent to 3500 Nova Road

10. Major Special Event Request - All Aboard Storage Go Make a Difference 5K Run/Walk located at the Clark Office Building, 5111 S Ridgewood Avenue.
11. Major Special Event Request - Bike Week 2018, The Last Resort Bar
12. Major Special Event Request - Bike Week 2018, The First Turn Steakhouse & Lounge
13. Major Special Event Request - Bike Week 2018, Hold Fast Tattoo
14. Request for Historic Tree Removal at 238 N Brighton Drive
15. Request for Historic Tree Removal at 351 Hearthstone Terrace
16. Request for Historic Tree Removal at 805 Banbury Drive

Motion to approve the Consent Agenda as presented was made by Councilman Tramont, and Seconded by Vice Mayor Stiltner. Motion carried unanimously by roll call vote.

CITIZEN PARTICIPATION (Non-Agenda – 15 minutes)

Rick Fraiser, American Red Cross, thanked Council for the City's Proclamation and invited the public to donate during the month of March as it is National Red Cross day and March 28th is National Giving Day.

Katie Tripp, resident of Harbor Oaks, updated Council on the community events happening in Harbor Oaks. She thanked Council and Staff for their work in the area. Mr. Johansson said Ms. Tripp is introducing great things to the shoreline along the Halifax River. He thanked her for her work. Councilman Ford said the shoreline is improving and is excited about the work being done. He also thanked her for her work.

Mark Dickinson, resident, discussed his concerns regarding traffic on Herbert Street. He asked if the sign of "No Trucks Over 1 Ton" can be moved to the entrance of Herbert Street rather than its current location where it's too late.

Sarah Jones, resident, expressed her concerns regarding the Oak trees along City Center Blvd. She believes they should be saved. She suggested root pruning of the trees instead.

Lynn McCarthy, 4Ever Fitness, asked Council for a fee waiver for fees incurred by Public Works and Police Staff and traffic equipment. Their event was approved by Council on February 6, 2018 with no fee waiver request. Mr. Johansson advised that the 5k will close Herbert Street. Mayor Burnette's concern is he doesn't know what fees are being requested for waiver. He asked her to include it in the original request next time.

COUNCIL COMMENTS

17. Comments/Concerns from Council Members

Vice Mayor Stiltner read Lisa Ferrier-Daly's obituary. He is having discussions with residents regarding school safety. He wants to have a discussion soon with Council about their role in keeping students and staff safe. He asked for the cost of putting City police officers in the schools, as well as the cost of a risk assessment and ensure the active shooter protocol is up to date.

Councilman Ford is interested in keeping the momentum of Riverwalk. He wants to ensure ECHO grants are being reviewed. Councilman Ford agreed with Sarah Jones' comments regarding the Oak trees. Mr. Johansson said the trees' roots are going to be pruned. Staff is not looking to cut them down at this time. The sidewalk area will be replaced with flexible sidewalks.

Councilman Tramont urged Council to renew their support for Spruce Creek Rising. Mr. Johansson will invite Bob Lloyd to talk to the Environmental Advisory Board.

Mayor Burnette is concerned with the lack of availability of EVAC during emergencies in Port Orange. He also reminded citizens to take the Citizens' Survey.

BOARD APPOINTMENTS, INTERVIEWS, REPORTS

18. Citizen Advisory Committee for TPO

Bobby Ball, CAC member, provided Council with an update from the latest TPO meeting.

19. Environmental Advisory Board Report

John Macaluso, Chairman, provided Council with an update of the recent meeting.

REGULAR AGENDA

20. First Reading - Ordinance No. 2018-3 - Fire Pension Amendment for the Share Plan

Mayor Burnette read Ordinance No. 2018-3.

ORDINANCE NO. 2018-3

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, AMENDING CHAPTER 54, ARTICLE IV, CODE OF ORDINANCES, CITY OF PORT ORANGE, FLORIDA, ENTITLED FIRE AND RESCUE PENSION FUND; AMENDING SECTION 54-81,

CONTRIBUTIONS; AMENDING SECTION 54-106, SHARE PLAN; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

Motion to approve Ordinance No. 2018-3 on first reading was made by Councilman Bastian, and Seconded by Vice Mayor Stiltner. Motion carried unanimously by roll call vote after no public comments.

21. Resolution No. 18-3 - Requesting a Referendum for a half cent sales tax from Volusia County

Mayor Burnette read Resolution No. 18-3.

RESOLUTION NO. 18-3

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORT ORANGE, FLORIDA, REQUESTING AND SUPPORTING THE COUNTY COUNCIL OF VOLUSIA COUNTY PLACING A BALLOT QUESTION ON THE 2018 ELECTION BALLOT FOR A ONE-HALF CENT INFRASTRUCTURE SALES TAX TO BE LEVIED FOR TWENTY YEARS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS AND PROVIDING AN EFFECTIVE DATE.

Motion to approve Resolution No. 18-3 was made by Councilman Bastian, and Seconded by Vice Mayor Stiltner.

Mayor Burnette believes a vote of the people is needed. It is too big of an issue not to let citizens vote. Councilman Ford thinks too many taxes are being discussed at the same time. He is concerned with the way it sounds but supports the vote going to the citizens.

Phil Madson, Owner of Anytime Fitness, is concerned with the cost to business owners who rent and pay sales tax on the rent.

Motion carried unanimously by roll call vote.

22. Resolution No. 18-4 - Electronic Filing of Campaign Reports

Mayor Burnette read Resolution No. 18-4.

RESOLUTION NO. 18-4

A RESOLUTION OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY,

FLORIDA; REQUIRING ELECTRONIC FILING OF CAMPAIGN FINANCE REPORTS OF LOCAL CANDIDATES; AUTHORIZING THE CITY CLERK TO ENTER INTO AN AGREEMENT WITH THE VOLUSIA COUNTY SUPERVISOR OF ELECTIONS REGARDING THE ELECTRONIC FILING SYSTEM; ESTABLISHING ALTERNATIVE PROCEDURES FOR FILING CAMPAIGN FILING REPORTS; PROVIDING FOR REPEAL OF CONFLICTING RESOLUTIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to approve Resolution No. 18-4 was made by Councilman Bastian, and Seconded by Vice Mayor Stiltner. Motion carried unanimously by roll call vote.

23. Approval of Lease Agreement for Cypress Head Restaurant

Susan Lovallo, Parks & Recreation Director, advised of the bid received and the terms of the agreement.

Kevin Hannah, Owner of Hannah's and Flagsticks, introduced himself and is excited to open a great restaurant.

Motion to approve the Lease Agreement with Flagsticks at Cypress Head Restaurant was made by Councilman Bastian, and Seconded by Councilman For. Motion carried unanimously by roll call vote.

COMMENTS

24. City Attorney Comments

There were no further comments.

25. City Manager Comments

- a. City Manager Report on the Professional Services Contract with Stantec Consulting Services, Inc. for the Stormwater Methodology Evaluation

Mr. Johansson advised the Public Utilities Department is moving forward with the Stormwater methodology report.


COUNCIL COMMITTEE REPORTS

26. City Council Committee Reports

- a. ArtHaus - Councilman Ford reported on the upcoming events and recent exhibits.
- b. Port Orange/South Daytona Chamber of Commerce - Councilman Ford attended the recent after-hours event and said it was well attended.
- c. Roundtable of Elected Officials - Mayor Burnette said the main discussion was regarding the 1/2 cent sales tax resolution. There is no meeting in March.
- d. First Step Shelter - Councilman Tramont reported on the recent meeting. The City is not required to have a safe zone within the City because the City is participating in the First Step Shelter.

Councilman Bastian reported on the recent meeting of the Police Pension Board. Funding is at 71% vs. 43% in 2005.

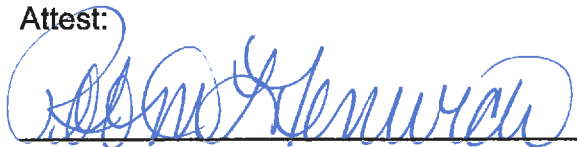
ADJOURNMENT – 8:16 p.m.



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Mayor Donald O. Burnette

Attest:



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Robin Fenwick, CMC  
City Clerk