REGULAR CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
MAY 15, 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.

Invocation was provided by Pastor Austin Trammell of Salty Church

Pledge of Allegiance

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

<u>CONSENT AGENDA</u>

4. Public Comments on Consent Agenda Items Only

Mike Gardner, citizen, asked that items #6 and #9 be pulled for further discussion.

5. Agenda Approval

Councilman Ford requested that item #9 be pulled.

6. Approval of Minutes - May 1, 2018
7. Bid Awards and Contract Items
    a. Approval for Extension of MetLife agreement for employee dental, vision and city-paid life insurance until 12/31/2019.
    b. Ratification of emergency work for the 20" force main leak on Herbert Street / Burklin Place.
    c. Rejection of RFSQ #17-01 - Police Shooting Range Facility
8. Major Special Event Request – Remarkable River Race Series 5K/10K Race at Aunt Catfish's Restaurant located at 4009 Halifax Drive, Gavone's Pizza located at 4085 Ridgewood Avenue and the Galbreath's private residence located at 4108 Halifax Drive.
9. Approval of Miscellaneous Receivable Write-offs
10. <u>Resolution No. 18-12</u> - Authorizing Amendments to the Tax Exempt Revenue Note, Series 2010 for Palmer College

Motion to approve the remaining items on the Consent Agenda was made by

Councilman Ford, and Seconded by Vice Mayor Stiltner. Motion carried unanimously by roll call vote.

Item #9. Approval of Miscellaneous Receivable Write-offs

Councilman Ford asked if liens were filed on the write off accounts. Tracey Riehm, Finance Director, explained the liens were filed but not renewed. Margaret Roberts, City Attorney, will provide a response after further research as to the specific accounts listed.

Mr. Gardner is concerned that the liens were not renewed. He also asked Council to reconsider the approval of minutes as there were two errors: Councilman Ford was listed as present although he was not and was listed as Vice Mayor and Vice Mayor Stiltner was listed as Councilman Stiltner.

Motion to approve Item #9 was made by Vice Mayor Stiltner, and Seconded by Councilman Bastian. Motion carried unanimously by voice vote.

Motion to reconsider the minutes was made by Councilman Bastian, and Seconded by Councilman Tramont.

Motion to fix the attendance errors was made by Councilman Ford, and Seconded by Councilman Tramont.

Mr. Gardner was concerned with the amount of time provided for public comments on Item #7(a) because he asked that the item be pulled.

Motion carried unanimously by voice vote.

CITIZEN PARTICIPATION (Non-Agenda – 15 minutes)

Ted Noftall, citizen, addressed Council regarding defending the Constitution.

Mr. Gardner addressed Council regarding the budget procedure. He thanked Council for implementing the City Manager's wage increase until next fiscal year.

COUNCIL COMMENTS

11. Comments/Concerns from Council Members

Councilman Tramont mentioned a concern of residents regarding a lack of a wall or other barrier behind the Hammock Subdivision between 7-11. Mr. Johansson advised that 7-11 is amenable to discussing a wall but it is not required by the LDC.

Councilman Ford discussed concerns regarding stormwater and the fees collected. Mr. Johansson advised that Staff is working on a stormwater master plan now and Staff works with citizens and businesses regarding run off so they meet code.

Mayor Burnette discussed issues with homeless people hanging around and sleeping on the doorsteps of businesses along Dunlawton Avenue. Mr. Johansson explained Staff's work with the homeless within the City. Mayor Burnette asked Council to attend the Relay for Life.

SPECIAL AWARDS, REPORTS, RECOGNITION AND PROCLAMATIONS

12. Annual Report from Art Haus

Laurie Ring, Executive Director of ArtHaus, and Ron Nowviskie, Board President, discussed the Annual Report as well as the upcoming Fun and Funky Dinner to honor Dorothy Hukill.

BOARD APPOINTMENTS, INTERVIEWS, REPORTS

13. Citizen Advisory Committee for TPO

Bobby Ball, CAC Member, updated Council on the most recent meeting held.

PUBLIC HEARING

14. Second Reading - Ordinance No. 2018-12 - Repealing the Library Advisory Board Ordinance No. 1996-29

Mayor Burnette read Ordinance No. 2018-12.

ORDINANCE NO. 2018-12

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA REPEALING ORDINANCE 1996-29; DISBANDING THE LIBRARY ADVISORY BOARD OF THE CITY OF PORT ORANGE, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2018-12 was made by Councilman Bastian, and Seconded by Vice Mayor Stiltner. Motion carried unanimously by roll call vote.

15. Resolution No. 18-10 - Transmittal of the 18-2 Large-Scale Comprehensive Plan Amendment (Case No. 18-20000003)

Mayor Burnette read Resolution No. 18-10.

RESOLUTION NO. 18-10

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, ACCEPTING PROPOSED AMENDMENTS TO THE CITY OF PORT ORANGE COMPREHENSIVE PLAN AND AUTHORIZING SUBMITTAL TO THE STATE LAND PLANNING AND OTHER AGENCIES; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Resolution No. 18-10 was made by Councilman Bastian, and Seconded by Vice Mayor Stiltner.

Penelope Cruz, Planner, explained the need for the amendments being proposed by Staff.

Motion carried unanimously by roll call vote.

REGULAR AGENDA

16. Resolution No. 18-11 - Interlocal Agreement for Distribution of Local Option Fuel Tax

Mayor Burnette read Resolution No. 18-11.

RESOLUTION NO. 18-11

A RESOLUTION OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, SUPPORTING THE ONE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR DISTRIBUTION OF PROCEEDS OF LOCAL OPTION FUEL TAX FOR THE PERIOD SEPTEMBER 1, 2018 - AUGUST 31, 2019; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Resolution No. 18-11 was made by Councilman Bastian, and Seconded by Vice Mayor Stiltner.

Mr. Johansson provided details of the gas tax agreement being proposed for a year and discuss changes for next year. He discussed what would happen if the cities didn't not agree to the Interlocal Agreement.

Mr. Noftall spoke against the Interlocal Agreement and encouraged Council to vote against it.

Motion failed unanimously by roll call vote.

COMMENTS

17. City Attorney Comments - Initiate Process for City Attorney Evaluation

Ms. Roberts discussed the process for her evaluation which is due. Council had no changes to the process as presented.

18. City Manager Comments

Mr. Johansson asked Council to un-freeze the positions they froze earlier in the year. The budget is covered for this year and next year's projections include the amounts to cover them.

Motion to unfreeze the positions as requested was made by Councilman Bastian, and Seconded by Vice Mayor Stiltner.

Mr. Noftall asked for the budget numbers to be discussed. Mr. Johansson said the budget was already approved but the hiring was frozen.

Motion carried 4-1 by roll call vote with Councilman Tramont voting no.

Mr. Johansson advised that taxes are not the only revenue source for the City.

COUNCIL COMMITTEE REPORTS

19. City Council Committee Reports
    a. ArtHaus - Nothing to add from the report provided by Laurie Ring.
    b. Port Orange/South Daytona Chamber of Commerce - Mayor Burnette reported on the upcoming events.
    c. First Step - Councilman Tramont reported on the search for an Executive Director.

Mayor Burnette discussed the recent meeting with the Roundtable of Elected Officials. They discussed police in the schools. He also congratulated Mary Wittmyer, Citizen of the Year and Public Safety Officer of the Year Kelsey Higham. Both were recognized by the Volusia League of Cities.

<u>ADJOURNMENT</u> - 7:37 p.m.

Mayor Donald O. Burnette

Attest:

Robin Fenwick, CMC
City Clerk