

REGULAR CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
JANUARY 4, 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

Invocation was given by Pastor Mike Swingle of First Baptist Church of Harbor Oaks

Roll Call:	Present:	Councilman Chase Tramont Councilman Drew Bastian Councilman Scott Stiltner Vice Mayor Bob Ford Mayor Donald Burnette
	Also Present:	Jake Johansson, City Manager Margaret T. Roberts, City Attorney Robin Fenwick, City Clerk

4. Presentation of Proclamations to the 2017 City Retirees

Mayor Burnette presented proclamations to each of the City's retirees in attendance and Council thanked them for their service. Mr. Johansson also thanked the retirees for their commitment to the community.

5. Election of Vice Mayor

Motion to appoint Scott Stiltner as Vice Mayor was made by Councilman Bastian, and Seconded by Councilman Tramont. Motion carried unanimously by roll call vote.

Council thanked Councilman Ford for his service as Vice Mayor in 2017.

6. Rules of Procedure ("Local Rules")

Motion to approve as presented was made by Councilman Bastian, and Seconded by Councilman Tramont.

Sarah Jones, citizen, asked that the Rules include a requirement that enough copies for the public are provided should someone bring documents to be presented at the meeting. Mr. Johansson advised Council that Staff can make a few extra copies if there is time before the meeting begins but it would be difficult to stop them from bringing documents and presenting them to Council at the meeting. Council agreed.

Motion carried unanimously by roll call vote.

CONSENT AGENDA

7. Public Comments on Consent Agenda Items Only

There were no comments from the public on Consent Agenda Items.

8. Agenda Approval

No changes or additions were requested.

9. Approval of Minutes

- a. December 12, 2017 - Regular City Council Meeting

10. Bid Awards and Contract Items

- a. Approval of Change Order No. 1 to Task Authorization No. 1 to Dredging Marine Consultants (DMC)

- b. Award of bid #18-02 to Emergency Vehicle Repair for Amkus Tool Procurement

- 11. Major Special Event Request – LiveStrong 5K at Aunt Catfish Restaurant located at 4009 Halifax Drive & Panhead's Pizzeria located at 4085 Ridgewood Avenue

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

CITIZEN PARTICIPATION (Agenda)

12. Lakeside Jazz Festival Request for co-sponsorship

Dr. Mary Bonner, Treasurer for Lakeside Jazz Festival, introduced other members of the Board and requested Council support a co-sponsorship without the requirement for the Festival to pay for liability insurance. The City has covered the cost for the past 20 years.

Council appreciates the work done by the group and agreed to the co-sponsorship. Mr. Johansson explained the need for the liability insurance. He asked Council to discuss that aspect and include direction on payment thereof in their motion.

Motion to approve the co-sponsorship agreement with the liability insurance being paid by the Festival was made by Councilman Bastian, and Seconded by Councilman Tramont.

Discussion was held regarding the liability insurance requirement.

Motion to amend the original motion to *exclude* the liability insurance was made by Councilman Ford, and Seconded by Councilman Tramont. Motion to amend carried unanimously by roll call vote.

Motion as amended to approve the co-sponsorship and establishment of an agreement but to *exclude* the liability insurance with the Lakeside Jazz Festival carried unanimously by roll call vote.

Vice Mayor Stiltner requested the award recipients come before Council for recognition. Dr. Bonner agreed to invite them once awarded.

Mayor Burnette asked for a workshop regarding waivers and co-sponsorships to consider changing the fee resolutions to match current practice. Council agreed and Mr. Johansson will schedule same.

CITIZEN PARTICIPATION (Non-Agenda – 15 minutes)

There was none.

COUNCIL COMMENTS

13. Comments/Concerns from Council Members

Councilman Ford would like traffic studies done when development is being requested along Dunlawton Avenue. He would also like to see larger commercial parking spots as the compact spots are just too small for most cars.

Councilman Bastian asked if the right of way between the fence and the sidewalks along Dunlawton Avenue is supposed to be maintained by the County or City Staff. There is trash and the grass is overgrown. Mr. Johansson will check into the ownership and maintenance requirements.

Vice Mayor Stiltner asked if there is a process to alert all employees of a missing person. Mr. Johansson said the Emergency Manager can utilize the alert system.

Mayor Burnette recognized the UCF Knights on their undefeated football season. The team consisted of some local talent.

SPECIAL AWARDS, REPORTS, RECOGNITION AND PROCLAMATIONS

14. Report from KemperSports on the Cypress Head Golf

Bob Duquette, General Manager, provided details from the November 2017 reports.

15. Reconsideration of First Reading - Ordinance No. 2017-34 - Eighth Amendment to the Master Development Agreement and Conceptual Development Plan for the Port Orange Gateway Center Planned Commercial Development / Case No. 17-40000001

Mayor Burnette read Ordinance No. 2017-34.

ORDINANCE NO. 2017-34

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, APPROVING THE EIGHT AMENDMENT OF THE AMENDED AND RESTATED MASTER DEVELOPMENT AGREEMENT FOR PORT ORANGE GATEWAY CENTER PLANNED COMMERCIAL DEVELOPMENT (PCD) AND THE CONCEPTUAL DEVELOPMENT PLAN (CDP); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to approve Ordinance No. 2017-34 was made by Councilman Bastian, and Seconded by Vice Mayor Stiltner.

Glen Storch, Attorney for the Applicant, requested a continuance of the reconsideration of the first reading so that he and his client can address some of the traffic and other issues discussed by Council previously.

Motion to withdraw the approval of the Ordinance and continue until January 16, 2018 was made by Councilman Bastian, and Seconded by Vice Mayor Stiltner.

Shan Queen, owner of Chic Fil A, is not concerned with traffic issues being created from this project but is working with Mr. Storch and the applicant to improve the traffic patterns if possible. He will be submitting plans to remodel and make changes to the parking lot of Chic Fil A in the near future.

Joe Pietroburgo, 3890 Bourbon St., asked that the traffic study include the traffic impacts along Yorktowne Blvd.

Motion carried unanimously by roll call vote.

16. Second Reading – Ordinance No. 2017-33 - 2017 Comprehensive Plan Capital Improvements Element (CIE) Annual Update Case No. 17-27500001

ORDINANCE NO. 2017-33

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, AMENDING THE COMPREHENSIVE PLAN CAPITAL IMPROVEMENT ELEMENT; PROVIDING FOR THE FY2018-2023 FIVE YEAR SCHEDULE OF CAPITAL IMPROVEMENTS AND SUPPORTING DATA; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND RESOLUTIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to approve Ordinance No. 2017-33 was made by Councilman Ford, and Seconded by Councilman Tramont. Motion carried unanimously by roll call vote.

COMMENTS

17. City Attorney Comments

There were none.

18. City Manager Comments

Mr. Johansson will send out a map of improvements for Dunlawton Avenue.

Tracey Riehm, Finance Director, presented the Financial Report.

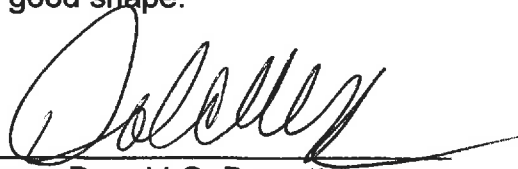
COUNCIL COMMITTEE REPORTS

19. City Council Committee Reports

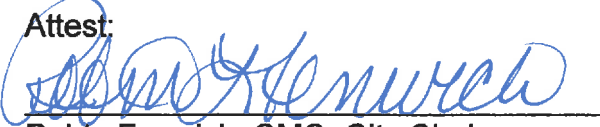
a. River 2 Sea TPO - Councilman Bastian provided details of the most recent meeting held.

b. General Employees' Pension Plan – Vice Mayor Stiltner provided details from the most recent meeting held. The fund is in good shape.

ADJOURNMENT - 7:58 p.m.


Mayor Donald O. Burnette

Attest:


Robin Fenwick, CMC, City Clerk