

REGULAR CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
JANUARY 17, 2017

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

Pledge of Allegiance

Silent Invocation

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

4. Public Comments on Consent Agenda Items Only

There were none.

5. Agenda Approval

There were no items pulled for further discussion.

- 6. Contract award to Athletic Resources, Inc.
- 7. Hurricane Matthew Federally Funded Public Assistance State Agreement
- 8. City of New Smyrna Beach Police Range and Training Facility Agreements

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.

Council recessed at 6:31 p.m. to hold the annual meeting of the Port Orange Property Development, Inc. and Design Review Board, as well as the City Center Corporate Park Property Owner's Association, Inc., minutes of which are under separate cover.

ANNUAL MEETINGS OF CORPORATIONS

9. Port Orange Property Development, Inc. Joint Annual Meeting of the Members, Directors and Design Review Board

10. City Center Corporate Park Property Owner's Association, Inc. Joint Annual Meeting of Members and Directors

City Council reconvened at 6:38 p.m.

PUBLIC PARTICIPATION (Non-Agenda – 15 minutes)

Captain Charlie Brown, Volusia County Sheriff's Office and volunteer coach, requested a waiver of the fees for the use of the fields at Silver Sands Middle School for a fundraiser and community event sponsored by the Spruce Creek High School Lady Hawks Flag Football Team where several area police departments will participate, including Port Orange. The field costs \$250.28 to rent for the day.

Mayor Burnette asked for more details from Staff. Mr. Johansson does not have further information at this time as this request was slated to come before Council on February 7, 2017 since the request was received after the January 17, 2017 agenda deadlines.

Motion to waive the field fees in the amount of \$250.28 was made by Councilman Stiltner, and Seconded by Vice Mayor Ford.

According to City Attorney Margaret Roberts, there is no conflict for Councilman Tramont to vote based on his employment at Spruce Creek High School. Mr. Johansson advised Council that he has not been briefed on any insurance requirements that may be required.

Motion carried unanimously by roll call vote.

COUNCIL COMMENTS

11. Comments/Concerns from Council Members

Councilman Tramont would like Council to discuss the need to repeal the State preemption of the municipal regulation of outdoor smoking in or on city property.

Motion to direct the City Attorney to prepare and bring back a resolution in support of repealing the State law preemption on smoking regulations was

made by Councilman Tramont, and
Seconded by Councilman Stiltner.
Motion carried unanimously by roll call
vote.

Vice Mayor Ford asked for details regarding the connection of sidewalks on the north and south sides of Spruce Creek Road. Mr. Johansson will provide an update. Vice Mayor Ford discussed the east side initiative and the US 1 corridor. He wants to ramp up the project and asked the public for input. He asked Councilman Bastian to discuss a pedestrian bridge across Dunlawton Ave. in the vicinity of Aunt Catfish's restaurant with the TPO that will connect the trail.

Councilman Bastian asked if additional information has been provided to FDOT regarding the walk lights on Dunlawton Avenue. Mr. Johansson said yes, Staff has not missed any deadlines although the schedule has changed. Information was provided in the City Manager's Weekly Update and will be included again this week.

Councilman Stiltner updated Council on some requests he has discussed with the City Manager and Staff, specifically sidewalk issues and code issues in Ravenwood. He also spoke to the City Manager about feral cats and structures that are being built around the city. He also discussed the Dunlawton Avenue median project, which is on track. Mayor Burnette requested an update in the weekly report on the Dunlawton Avenue median project.

SPECIAL AWARDS, REPORTS, RECOGNITION AND PROCLAMATIONS

12. Report from Kemper Sports on Cypress Head Golf Course

Bob Duquette, General Manager, provided details regarding the golf course reports from the month of November, 2016.

BOARD APPOINTMENTS, INTERVIEWS, REPORTS

13. Citizen Advisory Committee for TPO

Bobby Ball was unable to attend the meeting to provide the report.

PUBLIC HEARING

14. First Reading - Ordinance No. 2017-2 – Master Development Agreement and Conceptual Development Plan/PC-A Workplace Zoning District/Thompson Pump and Manufacturing Company, Inc.

Mayor Burnette read Ordinance No. 2017-2.

ORDINANCE NO. 2017-2

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, APPROVING THE MASTER DEVELOPMENT AGREEMENT AND CONCEPTUAL DEVELOPMENT PLAN PC-A WORKPLACE ZONING DISTRICT FOR THOMPSON PUMP AND MANUFACTURING COMPANY, INC., FOR +/- 15 ACRES GENERALLY LOCATED ON THE EAST SIDE OF WILLIAMSON BOULEVARD, SOUTH OF HOCKNEY COURT; PROVIDING FOR CONFLICTING ORDINANCES, SEVERABILITY, AND AN EFFECTIVE DATE.

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

Tim Burman, Planner, provided details as to the request. The purchase of the property is set to close in March, 2017. This project is located in front of Raydon on Williamson Blvd.

Motion carried unanimously by roll call vote.

REGULAR AGENDA

15. Financial Report-November 2016

Tracey Riehm, Finance Director, provided details from the November 2016 financial report.

Sarah Jones, citizen, has questions regarding the YMCA report. Mr. Johansson will discuss the City's relationship with the YMCA after the meeting.

COMMENTS

16. City Attorney Comments

Ms. Roberts provided an update on the establishment of an entity to facilitate the funding for the acquisition, development, and maintenance of park and recreation lands. She advised Council she will need to spend some money for professional services to get it completed but the amount should remain within the City Manager's approval authority. Council would like to know their options.

17. City Manager Comments

Mr. Johansson provided details regarding the Sparks Concrete piggyback agreement as mentioned at the January 10, 2017 meeting. The piggyback agreement was based on a non-competitive basis, which is not against any of the City's ordinances, but is against the Council and City Manager's wishes. On January 5, 2016, Staff had a discussion with Council relating to street paving not being done quickly enough. There were also bids received before that discussion that were all rejected. After research was done by Staff, Staff believed the price South Daytona received was competitive and made the decision to enter into the piggyback agreement with Sparks Concrete for the sidewalk work.

COUNCIL COMMITTEE REPORTS

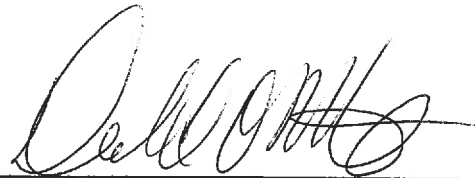
18. City Council Committee Reports

a. Arthaus – Vice Mayor Ford was unable to attend the meeting due to a doctor's appointment.

b. Port Orange/South Daytona Chamber of Commerce – Vice Mayor Ford is meeting this week with the Chamber.

c. Roundtable of Elected Officials – Mayor Burnette reported on the recent meeting which included discussion on road funding.

ADJOURNMENT: 7:59 p.m.



Mayor Donald O. Burnette

Attest:



Robin Fenwick, CMC
City Clerk