

REGULAR CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
JANUARY 19, 2016

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

Pledge of Allegiance

Invocation given by Christopher Bailey, Chaplain at Bert Fish Hospital

Roll Call:	Present:	Councilman Bob Ford Councilman Donald Burnette Councilman Scott Stiltner Vice Mayor Drew Bastian Mayor Allen Green
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Also Present:	Jake Johansson, City Manager Margaret T. Roberts, City Attorney Robin Fenwick, City Clerk
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Rules of Procedure as approved by City Council on December 2, 2014, specifically page 3, portions of letter (e) and #9 (a-e) were read by Robin Fenwick, City Clerk.

AGENDA APPROVAL

Councilman Burnette asked that item #10 be moved up on the agenda due to the continuance request. Council agreed.

Motion to continue to February 16, 2016
was made by Councilman Burnette, and
Seconded by Councilman Ford. Motion
carried unanimously by roll call vote.

Motion to approve agenda as amended
was made by Vice Mayor Bastian, and
Seconded by Councilman Burnette.
Motion carried unanimously by roll call
vote.

SPECIAL AWARDS, REPORTS, RECOGNITION AND PROCLAMATIONS

5. Corey McCormack Proclamation

Mayor Green presented Corey McCormack with a proclamation and thanked her for her service to the community. .

6. Finance Awards

Mayor Green presented Tracey Riehm, Finance Director, with the Finance awards recently received by the Finance Department.

PUBLIC HEARING

7. Second Reading - Ordinance No. 2015-41 – Annexing approximately 5 acres of property located at 1780 Taylor Road into the City of Port Orange; Case No. 15-10000001

Mayor Green read Ordinance No. 2015-41.

ORDINANCE NO. 2015-41

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, ANNEXING APPROXIMATELY 5 ACRES OF PROPERTY LOCATED AT 1780 TAYLOR ROAD; REPEALING CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2015-41
was made by Vice Mayor Bastian, and
Seconded by Councilman Burnette.
Motion carried 4-1 by roll call vote with
Mayor Green voting no.

8. Second Reading - Ordinance No. 2015-42 - Small-Scale Comprehensive Plan Amendment changing the Future Land Use (FLU) designation for 1780 Taylor Road from Volusia County Urban Low Intensity (ULI) to City of Port Orange Suburban Residential (2-4 units/acre); CASE NO. 15-20000001

Mayor Green read Ordinance No. 2015-42.

ORDINANCE NO. 2015-42

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN; AMENDING THE FUTURE LAND USE DESIGNATION FROM VOLUSIA COUNTY URBAN LOW INTENSITY (ULI) TO CITY OF PORT ORANGE SUBURBAN RESIDENTIAL (2-4 UNITS/ACRE); PROVIDING FOR CONFLICTING ORDINANCES, SEVERABILITY AND AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2015-42
was made by Vice Mayor Bastian, and
Seconded by Councilman Burnette.
Motion carried 4-1 by roll call vote with
Mayor Green voting no.

9. Second Reading - Ordinance No. 2015-43 – Rezoning and 1st Amendment to the Amended and Restated Master Development Agreement (MDA) and Conceptual Development Plan (CDP) for the Crane Lakes Planned Unit Development (PUD); CASE NO. 15-40000002

Mayor Green read Ordinance No. 2015-43.

ORDINANCE NO. 2015-43

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, REZONING PROPERTY CONSISTING OF APPROXIMATELY +/- 5 ACRES ADJOINING THE CRANE LAKES DEVELOPMENT FROM VOLUSIA COUNTY R-2 TO CITY OF PORT ORANGE PLANNED UNIT DEVELOPMENT (PUD) AND APPROVING THE FIRST AMENDMENT TO THE AMENDED AND RESTATED MASTER DEVELOPMENT AGREEMENT (MDA) AND CONCEPTUAL DEVELOPMENT PLAN (CDP) FOR THE CRANE LAKES PLANNED UNIT DEVELOPMENT (PUD); PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2015-43
was made by Vice Mayor Bastian, and
Seconded by Councilman Burnette.
Motion carried 4-1 by roll call vote with
Mayor Green voting no.

10. First Reading - Ordinance No. 2016-1 - Rezoning, Master Development Agreement (MDA) and Conceptual Development Plan (CDP) for Serenity Hills PUD; east side of Hensel Road, north of Hills Boulevard

Staff requested a continuance of this item so that the developer can present the modified plan to the Planning Commission on January 28, 2016. Council agreed.

11. Subdivision Variance for 988 Old Sugar Mill Road
Case No. 15-90000004

Tim Burman, Interim Community Development Director, explained the request.

Motion to approve subdivision variance
for 988 Old Sugar Mill Road, subject to

a perpetual access easement from Old Sugar Mill Road through Lot #1 and to access Lot #2 as provided during the minor subdivision request was made by Councilman Burnette, and Seconded by Vice Mayor Bastian.

Joseph Hibbs, homeowner, spoke regarding the Court Order and his plans for the property. He does not plan to divide or build on the adjacent property that he owns.

Motion carried unanimously by roll call vote.

BOARD APPOINTMENTS, INTERVIEWS, REPORTS

12. Parks & Recreation Advisory Board Report

Mark Bowling, Vice Chairman, provided an update of the December and January meetings. Councilman Burnette asked for a Joint Meeting with the Parks Board to discuss priorities.

CITIZEN PARTICIPATION (Agenda)

13. F.A.I.T.H. - Fighting Against Injustice Toward Harmony (Jessica Robillard)

Jake Johansson, City Manager, read a portion of the Local Rules relating to presentations.

Father Chris Hoffman addressed Council relating to the F.A.I.T.H. organization and homelessness in Volusia County.

Carrie Rosolino, citizen, asked for Council's support as a citizen of Port Orange. She spoke regarding Volusia Safe Harbor. Ms. Rosolino asked for a resolution of support from Council that does not include funding.

Mayor Green has received conflicting information relating to the funding.

Councilman Ford believes a stable source of income is needed for this to be successful. He asked them to re-consider the funding mechanism. He believes Volusia County should cover the costs since it's a county-wide issue. He doesn't believe in safe harboring ex-inmates. He believes it is alienating them further. He does support a sustainable housing solution. He is willing to join the cause with a different solution.

Councilman Burnette believes this plan could be a component to the solution of homelessness but it is not the solution. He agreed that a steady funding source is needed. He suggested using the savings from the jail to fund the initiative through the county.

Vice Mayor Bastian believes it would provide some relief but agreed with some of the comments from Councilmen Ford and Burnette. He'd like to see a solid funding source. He suggested a citizen referendum.

Councilman Stiltner doesn't believe he can support the resolution because it states Volusia Safe Harbor models the Pinellas County model and he doesn't think it does. He wants to see the County take the lead. He suggested a helping mechanism for families.

Joan Campanaro responded to the Council's remarks. The needs of families are being addressed. She agreed that long term funding needs to be more stable than cities can provide.

Mayor Green agreed with the referendum so the building can be built as needed.

Motion to pass a resolution in support of
Safe Harbor as made by Councilman
Burnette, and Seconded by Vice Mayor
Bastian. Motion failed 2-3 with
Councilmen Ford, Stiltner and Mayor
Green voting no.

CITIZEN PARTICIPATION (Non-Agenda – 15 minutes)

Ted Noftall, citizen, addressed Council regarding the items tabled on October 20, 2016 relating to water master plans. Mr. Johansson believes the items are premature due to the workshop upcoming and more information needed by Council. Mr. Noftall asked why they are using Burton & Burton.

COUNCIL COMMENTS

14. Comments/Concerns from Council Members

Councilman Stiltner provided data he has gathered regarding the City Attorney's request for a raise.

Vice Mayor Bastian asked that food trucks be coordinated in Riverwalk.

Councilman Burnette asked for an update regarding the Dunlawton Avenue traffic light signals. Mr. Johansson believes he provided feedback in a recent weekly update but will search and let Council know.

Councilman Ford asked that Staff look into the linear park plans.

I. CONSENT AGENDA

15. Approval of Minutes
 - a. January 5, 2016 - Regular City Council Meeting
16. Resolution No. 16-6 – Easement Vacations, Walmart (1590 Dunlawton Avenue) and Murphy Oil (1596 Dunlawton Avenue)
17. Resolution No. 16-7 - Adopting the 2016 Volusia Multi-Jurisdictional Program for Public Information
18. Riverwalk Park Phase 1A Change Order No. 3 to Construction Contract with AG Pifer for 25 day time extension
19. Change Order 1 to Standard Contract for Services with Taka Elevator Company, LLC
20. Write-off of Uncollectable Miscellaneous Accounts Receivable
21. Proposed License Agreement – Lot 23, Countryside PUD, Unit XII - B Subdivision; 3941 Oak Crest Circle
22. Proposed License Agreement – Lot 78, Twin Gates Mobile Estates Subdivision; 78 Stone Gate Lane
23. Major Special Event Request - Volusia Flagler Family YMCA 5K @ Aunt Catfish Restaurant at 4009 & 4108 Halifax Drive and 4085 Ridgewood Avenue.

Motion to approve Consent Agenda was made by Vice Mayor Bastian and Seconded by Councilman Burnette. Motion carried unanimously by roll call vote.

COMMENTS

24. City Attorney Comments

There was nothing further from the City Attorney.

25. City Manager Comments

Mr. Johansson asked Council to re-schedule the March workshop from March 22, 2016 to March 29, 2016 due to Spring Break.

Motion to re-schedule the March workshop from March 22, 2016 to March 29, 2016 due to Spring Break was made by Councilman Ford, and Seconded by Vice Mayor Bastian. Motion carried unanimously by roll call vote.

Mr. Johansson reported on the monies owed by the Strickland's (\$341.68) for their code violation.

COUNCIL COMMITTEE REPORTS

26. City Council Committee Reports

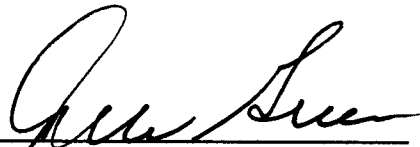
a. Library Board (Meeting held 1/7/16) – Vice Mayor Bastian reported on the meeting held. Everything is going well with the library.

b. Arthaus – Councilman Burnette reported on the results from last fiscal year. They finished in the black with participation in programs being up.

c. Chamber of Commerce – Councilman Burnette reported on the annual City Manager's breakfast coming up, as well as the Chamber After Hours scheduled for Thursday, January 21, 2016.

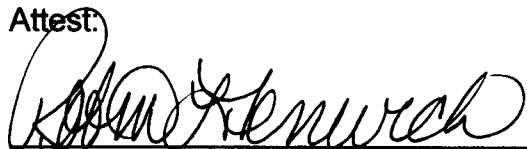
d. Roundtable – Mayor Green reported on the recent meeting and changes.

ADJOURNMENT: 7:56 p.m.



Mayor Allen Green

Attest.



Robin Fenwick, CMC
City Clerk