

REGULAR CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
APRIL 5, 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 by Pastor Sheila M. Turner

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

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

Mayor Green asked to add the presentation of a proclamation to Michael Dalla Rosa prior to the proclamation to Sheriff Johnson.

Motion to approve was made by Vice
Mayor Bastian, and Seconded by
Councilman Burnette. Motion carried
unanimously by voice vote.

SPECIAL AWARDS, REPORTS, RECOGNITION AND PROCLAMATIONS

Proclamation for Michael Dalla Rosa

Mayor Green read a proclamation thanking Mr. Dalla Rosa for his service to the City of Port Orange Fire Department.

5. Recognize and present proclamation to Sheriff Ben Johnson

Mayor Green presented a proclamation to Sheriff Ben Johnson for his service to the County of Volusia.

Boy Scout Troop 436 introduced themselves. They are here working on their Citizens in the Community Badge.

6. Report from KemperSports on Cypress Head Golf Course

Bob Duquette, General Manager, provided details of the golf course for February 2016. Everything is looking good with the course at this time.

PUBLIC HEARING

7. Second Reading - Ordinance No. 2016-3 - Second Amendment to the Riverwalk Marina and Riverboat Master Development Agreement

Mayor Green read Ordinance No. 2016-3.

ORDINANCE NO. 2016-3

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, APPROVING THE SECOND AMENDMENT TO THE RIVERWALK MARINA AND RIVERBOAT MASTER DEVELOPMENT AGREEMENT; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2016-3
on second reading was made by Vice
Mayor Bastian, and Seconded by
Councilman Burnette.

Councilman Stiltner appreciates the Staff work being done on the east side of the City.

Vice Mayor Bastian agreed and is looking forward to seeing Riverwalk move forward.

Councilman Burnette announced the Ribbon Cutting at Riverwalk on Monday, April 11, 2016 at 5:30 p.m. for the public portion.

Councilman Ford is also happy with the park moving forward but is concerned with some of the upcoming issues (specifically TIF incentives and property giveaways). He wants to hear from the public. He wants to ensure the City maintains ownership and control of the Halifax Drive right-of-way.

Mayor Green doesn't totally agree; it's not a giveaway. He is looking to work out a property swap.

Ted Nofall, citizen, urged Council to slow the project down until they can ensure the citizens' protection. He also has questions regarding the proposed amendment.

Mike Gardner, citizen, addressed his concerns regarding the previous vote of Council regarding the five-foot of easement to be deeded.

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

BOARD APPOINTMENTS, INTERVIEWS, REPORTS

8. Citizen Advisory Committee for TPO

This report was moved to the April 19, 2016 agenda.

9. Youth Advisory Board Appointment

Alex DePina introduced himself to Council.

Motion to nominate Alex DePina to the
Youth Advisory Board was made by
Councilman Burnette, and Seconded by
Vice Mayor Bastian. Motion carried
unanimously by voice vote.

F. CITIZEN PARTICIPATION (Non-Agenda – 15 minutes)

Brian Spies, citizen, addressed Council regarding unleashed dogs in his neighborhood. He asked for signage in the area as people don't believe it's a problem in some of the less populous areas.

Robert Loosult, owner of Tif Jen Lawncare, apologized to Council for not attending the previous Council meeting relating to the award of the landscaping contract. He was with his son who was leaving for the military. He is open to questions and concerns from Council.

Mr. Nofall expressed his concerns regarding lax leadership, as well as his questions on the "Public Hearing" process.

Jim Schultz, Ormond Beach citizen, addressed his concerns on fluoride.

G. COUNCIL COMMENTS

10. Comments/Concerns from Council Members

Councilman Stiltner read a statement from the Police Department regarding April as Distracted Driver Awareness Month.

Vice Mayor Bastian asked for an update regarding the wear and tear of the walls along Central Park Blvd.

Councilman Burnette asked for an update on his concerns regarding adult entertainment ordinance. Ms. Roberts said they have been working on the ordinance and will have an item on the April 19, 2016 agenda.

Councilman Ford asked for research regarding mosquitoes and an emergency management plan in the event an issue occurs. Mr. Johansson explained that the County experts are prepared to discuss the mosquito issue. Emergency Management is a top priority.

Mayor Green asked citizens to call City Hall with their questions and he will gather the information and meet one-on-one to discuss the issue.

H. CONSENT AGENDA

11. Approval of Minutes
 - a. March 15, 2016 - Regular City Council Meeting
12. Resolution No. 16-18 - Revising Parks and Recreation Fees
13. Interlocal Agreement between the Utilities Commission of New Smyrna Beach, Florida (UCNSB) and the City of Port Orange for reclaimed water and potable water interconnects
14. Bid Awards and Contract Items
 - a. Bid Award to Vintage Painting, Inc. for Exterior Painting of Police Department Building Complex
 - b. Extension No 2 to the Piggyback Agreement with Shelley's Environmental Systems for Wastewater Residuals Management Services, dated April 22, 2014
 - c. Sunshine State Officials
 - d. Contract Award to Stuart Lyons Roofing Inc.

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

I. REGULAR AGENDA

15. First Reading - Ordinance No 2016-4 - Chapter 50 Establishing Golf Advisory Board

Mayor Green read Ordinance No. 2016-4.

ORDINANCE NO. 2016-4

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, ESTABLISHING GOLF COURSE ADVISORY BOARD; AMENDING CHAPTER 50, CODE OF ORDINANCES, CITY OF PORT ORANGE FLORIDA, ENTITLED "PARKS AND RECREATION"; CREATING DIVISION 2 OF ARTICLE IV OF CHAPTER 50 TO BE ENTITLED "GOLF COURSE ADVISORY BOARD"; CREATING SECTION 50-106 TO PROVIDE FOR ESTABLISHMENT OF GOLF COURSE ADVISORY BOARD; CREATING SECTION 50-107 TO PROVIDE FOR PURPOSE, DUTIES AND FUNCTIONS OF THE BOARD; CREATING SECTION 50-108 TO PROVIDE FOR COMPOSITION AND QUALIFICATIONS OF MEMBERS; CREATING SECTION 50-109 TO PROVIDE FOR APPOINTMENTS AND TERMS; CREATING SECTION 50-110 TO PROVIDE FOR VACANCIES AND REMOVAL OF MEMBERS; CREATING SECTION 50-111 TO PROVIDE FOR ORGANIZATION AND PROCEDURES OF THE BOARD; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2016-4
on first reading was made by Vice
Mayor Bastian, and Seconded by
Councilman Burnette.

Councilman Ford believes a Councilmember serving on the boards is a good idea. He is glad to see this ordinance move forward.

Motion carried unanimously by roll call
vote.

Second reading is scheduled for April 19, 2016.

16. First Reading - Ordinance No. 2016-5 - Amendment to Fire and
Rescue Pension Fund Ordinance - Chapter 54, Article IV of the Code of Ordinances

Mayor Green read Ordinance No. 2016-5.

ORDINANCE NO. 2016-5

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 54-84, DISABILITY BENEFITS; AMENDING SECTION 54-100, DEFERRED RETIREMENT OPTION PLAN; AMENDING SECTION 54-105, STABILIZATION FUND; CREATING A NEW 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 adopt Ordinance No. 2016-5 on first reading was made by Vice Mayor Bastian, and Seconded by Councilman Burnette. Motion carried unanimously by roll call vote.

Second reading is scheduled for April 19, 2016.

17. General Obligation Bond Refunding Calendar

Tracey Riehm, Finance Director, discussed the refunding of the General Obligation Bond from 2006. She asked Council for direction on moving forward on April 19, 2016. Council agreed and thanked Staff for bringing this forward and providing a lower millage rate for taxpayers.

J. COMMENTS

18. City Attorney Comments

There was nothing further.

19. City Manager Comments

Mr. Johansson advised Council he attended the Kennedy Space Center Environmental Impact Statement brief and found it very informative. He believes Port Orange is in a good place to capitalize on some smaller space businesses. He will continue to watch for opportunities.

K. COUNCIL COMMITTEE REPORTS

20. City Council Committee Reports

a. YMCA – Councilman Stiltner reported on the recent meeting. Laura Kennedy has stepped in for the Port Orange YMCA. Port Orange has raised the most funds.

b. General Employees' Pension Plan – Nothing new to report.

c. River to Sea TPO – Councilman Ford reported on the recent meeting. They are working to reorganize their funding.

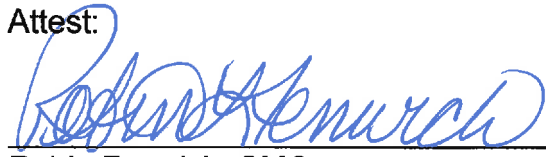
d. Fire Pension Plan (Meeting held 2/22/16) – Nothing to report.

ADJOURNMENT: 7:43 p.m.



Mayor Allen Green

Attest:



Robin Fenwick, CMC
City Clerk