

REGULAR CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
DECEMBER 6, 2016

THE REGULAR CITY COUNCIL MEETING of the City of Port Orange was called to order by Mayor-Elect Donald Burnette at 7:00 p.m.

Pledge of Allegiance

Invocation given by Father Tim Daly of the Basilica of Saint Paul

Swearing-In Ceremony

Chase Tramont and Drew Bastian were sworn in by Robin Fenwick, City Clerk, as Council Members. Donald Burnette was sworn in by Ms. Fenwick as the Mayor of the City of Port Orange.

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

Portions of the Rules of Procedure as approved by City Council on May 3, 2016 were read by Robin Fenwick, City Clerk.

6. Election of Vice Mayor

Motion to elect Councilman Ford as Vice Mayor for 2017 was made by Councilman Stiltner, and Seconded by Councilman Tramont. Motion carried unanimously by roll call vote.

7. Appointments to Council Committees for 2017

The current appointments to the Council Committees are as follows:

Arthaus –Councilman Burnette
City Investment Committee – Councilman Stiltner
General Employees Retirement Trust Fund – Councilman Stiltner
Library Advisory Board – Councilman Bastian

River to Sea Transportation Planning Organization – Councilman Ford

Municipal Firefighters Pension Board – Councilman Ford

Municipal Police Officers Retirement Trust – Vice Mayor Bastian

Port Orange-South Daytona Chamber of Commerce – Councilman Burnette

Volusia League of Cities – Mayor Green

YMCA – Councilman Stiltner

Mayor Burnette asked Council to discuss the need for Council representation on the YMCA Board and the Library Advisory Board. Councilman Stiltner is not clear why a Council Member has been appointed to the YMCA Board. He would recommend Council not being on that Board.

Motion to not fill the position on the YMCA Board was made by Councilman Bastian, and Seconded by Vice Mayor Ford. Motion carried unanimously by voice vote.

Council agrees to the following appointments:

ArHaus –Vice Mayor Ford

City Investment Committee – Councilman Stiltner

General Employees Retirement Trust Fund – Councilman Stiltner

Library Advisory Board – Councilman Tramont

River to Sea Transportation Planning Organization – Councilman Bastian

Municipal Firefighters Pension Board – Vice Mayor Ford

Municipal Police Officers Retirement Trust – Councilman Bastian

Port Orange-South Daytona Chamber of Commerce – Mayor Burnette (even months) and Vice Mayor Ford (odd months)

Volusia League of Cities – Mayor Burnette

Roundtable of Elected Officials – Mayor Burnette

Youth Advisory Board – Councilman Tramont

Golf Advisory Board – Councilman Stiltner

YMCA – none

Motion was made by Councilman Stiltner to approve the above listed appointments, and Seconded by Councilman Bastian. Motion carried unanimously by voice vote.

AGENDA APPROVAL

Councilman Bastian asked that Police Pension Board Meeting report be added since they recently held a meeting.

Motion to approve the agenda as amended was made by Councilman Bastian and Seconded by Councilman Tramont. Motion carried unanimously by roll call vote.

SPECIAL AWARDS, REPORTS, RECOGNITION AND PROCLAMATIONS

8. Report from KemperSports on Cypress Head Golf Course

Bob Duquette, General Manager, provided details of the golf course financial report and evaluation for October 2016. Mr. Duquette answered questions regarding the number of rounds, revenue losses, etc. from the Council.

BOARD APPOINTMENTS, INTERVIEWS, REPORTS

9. Library Advisory Board Update

Stan Hetrick, Chairman, discussed the Board's position on their duties and responsibilities. He asked again for Council to provide direction. The Board would like to meet again in March 2017 to determine what their duties should be.

Councilman Tramont would like the Board to communicate the events of the Library to the community.

Vice Mayor Ford asked if there is anything the Council can do to help with the expansion of the library.

10. Town Center Community Redevelopment Agency Appointment

Ray Donadio introduced himself to Council.

Motion to appoint Ray Donadio to the Town Center CRA Board was made by Vice Mayor Ford, and Seconded by Councilman Bastian. Motion carried unanimously by voice vote.

CITIZEN PARTICIPATION (Non-Agenda – 15 minutes)

Alan Roa, 953 Tall Pine Drive, addressed Council regarding the building permit fee he is required to pay due to not obtaining a permit prior to replacing his fence. He asked Council for a reduction of the \$500 fine.

Margaret Roberts, City Attorney, advised Council there is no appeal process but she can work with Council to incorporate one.

Vice Mayor Ford would like protocol where the fine is consistent with the permit fee. He believes \$500 seems excessive on some of the building permits. He does believe a reasonable fine is needed.

Councilman Stiltner would like to consider the fee schedule as a whole, along with fines. He wants to maintain consistency though.

Councilman Bastian is sympathetic as the fence was a replacement, not a new fence. He agreed with the need to revisit the fine amounts.

Councilman Tramont doesn't want to penalize residents for beautifying the city.

Motion directing the City Attorney to revisit the fine schedule with Staff so they match up against the permit fee was made by Vice Mayor Ford, to include first time offenses vs. repeat violations, and Seconded by Councilman Bastian. Motion carried unanimously by voice vote.

Brian Spies, citizen, congratulated the new Council Members and Mayor Burnette. He is honored by the current Council.

Ted Nofall, citizen, addressed Council regarding the Rules of Procedure being revised by Council. His concerns are the enforcement of the Rules when they are broken. He believes the Rules of Procedure as read by the City Clerk are a way to intimidate and sensor the public from commenting.

COUNCIL COMMENTS

Vice Mayor Ford has received an increased amount of calls regarding code enforcement issues. He wants Staff and Council to determine how things can move faster through the code enforcement process. He would like to set a reasonable time table for cases and a report to Council when that timeline isn't achieved. He suggested a workshop in the future.

Councilman Tramont asked what time bars can open in the morning. Councilman Stiltner said 7:00 a.m. Councilman Tramont asked for information regarding the maintenance of the berm and fence between Palmer and Kingswood subdivision.

Councilman Bastian commended Parks and Recreation Staff, as well as all who worked the events over the weekend.

Councilman Stiltner is concerned with the number of failed inspections on roof permits after the hurricanes but gave kudos to the inspectors for catching the issues. He reminded residents to check credentials before hiring a contractor. He suggested reviewing the ordinance regarding solicitor's permits in an upcoming workshop.

Mayor Burnette is excited to work with this Council and wants Council to review the metrics prior to the January 2017 workshop.

CONSENT AGENDA

11. Approval of Minutes
 - a. November 15, 2016 - Regular City Council Meeting
12. Council Meeting Schedule for 2017
13. Donation Report of FY16
14. Memorandum of Understanding (MOU) with the Police Benevolent Association Lieutenants (PBA-LTs)
15. Acceptance of the FY 2017 CDBG grant funding
16. Resolution No. 16-79 - Ratifying Election Results for the General Election held November 8, 2016
17. Subordination of SHIP down Payment Assistance Second Mortgage

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

COMMENTS

18. City Attorney Comments

Ms. Roberts addressed Mr. Noftall's comments regarding enforcement when Rules of Procedures are broken. She has not given a response on the email she received this afternoon regarding his question.

19. City Manager Comments

Jake Johansson, City Manager, advised that the legislature has requested information on shovel ready projects. There is one combined project that meets the requirements and will be submitted no later than December 8, 2016..

He advised that a \$59,000 offer was made on the property listed in Eastport and was turned down. He also received an offer of \$185,000 on the lakefront office condo that was listed for \$265,000. He doesn't believe either were in the best interest of the City.

He also discussed the design and plan for the old Police Department building, which will house the Clerk's Records Center, Public Utilities and Parks & Recreation Administration. Community Development and Finance will utilize the space in City Hall once Public Utilities moves out.

Mr. Johansson asked Council to carefully review the draft Rules of Procedure as provided in the packet and provide comments back prior to the January 10, 2017 meeting where Council will approve the revised Rules of Procedure.

He suggested considering removing the reading of the Rules of Procedure by the City Clerk and asked Council for feedback. There will not be electronic voting proposed at this time.

Mr. Johansson asked Council to consider appointing a representative to the Council Oversight Committee for Public School Facility Planning, as well as the First Step Board. Council asked to have both added to the December 13, 2016 agenda for further information and discussion.

COUNCIL COMMITTEE REPORTS

20. City Council Committee Reports

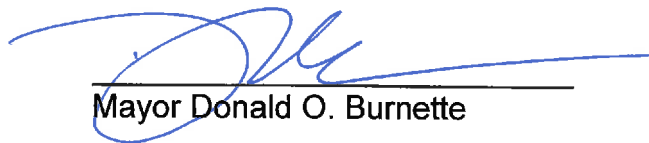
- a. General Employees' Pension Plan – Meeting is scheduled for Monday.
- b. YMCA – There was nothing to report.
- c. River to Sea TPO – Vice Mayor Ford reported on the recent meetings

held.

d. Police Pension Plan – Councilman Bastian reported on the returns for 2016.

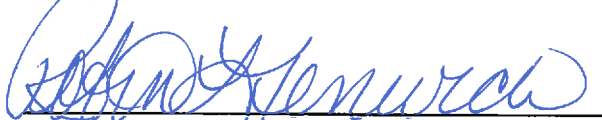
Mayor Burnette will handle the report to the radio station after the first meeting of each month. Vice Mayor Ford will handle the interview after the second meeting of the month.

ADJOURNMENT: 8:45 p.m.



Mayor Donald O. Burnette

Attest:



Robin Fenwick, CMC
City Clerk