

REGULAR CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
PORT ORANGE, FLORIDA
SEPTEMBER 5, 2019

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.

Invocation by Rev. Susan McCaffrey of Grace Episcopal Church

Pledge of Allegiance

Roll Call	Present:	Council Member Marilyn Ford Council Member Drew Bastian Council Member Scott Stiltner Vice Mayor Chase Tramont Mayor Donald Burnette
	Also Present:	City Manager Jake Johansson City Attorney Margaret Roberts City Clerk Robin Fenwick

SPECIAL AWARDS AND RECOGNITION

4. Police Department Recognition Awards

Thomas Grimaldi, Police Chief, asked that this item be rescheduled until October 1, 2019 for proper coordination with the recipients after the hurricane.

CONSENT AGENDA

5. Public Comments on Consent Agenda Items Only

There were none.

6. Agenda Approval

There were no changes to the agenda requested by Council.

Motion to approve the agenda as presented was made by Vice Mayor Chase Tramont and Seconded by Council Member Drew Bastian. Motion carried unanimously by voice vote.

7. Approval of Minutes

- a. August 20, 2019 - Joint Special Meeting Town Center CRA
- b. August 20, 2019 - Regular City Council Meeting

Regular City Council Meeting

September 5, 2019

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- c. August 27, 2019 - Special City Council Meeting
- d. August 27, 2019 - City Council Budget Workshop
- 8. Bid Awards and Contract Items
 - a. Ratification of emergency purchase orders for the rental & repair of the Water Reclamation Facility generator.
- 9. Approval of Minor Special Event for the First United Methodist Church Annual Pumpkin Patch, Fall Festival and Trunk or Treat
- 10. Request Approval to Write Off Renter Utility Balances
- 11. Approval and Ratification of the National Association of Government Employees (NAGE) 2019-2021 Collective Bargaining Agreement

Council Member Scott Stiltner asked that Item #11 be pulled for further discussion.

Council Member Scott Stiltner thanked Staff for their hard work for the community and the work on this agreement. Andy Baldwin, NAGE Representative for the City of Port Orange, thanked Council, City Manager, and Staff on behalf of the members.

Motion to approve item #11 was made by Council Member Drew Bastian and Seconded by Vice Mayor Chase Tramont. Motion carried unanimously by roll call vote.

Jake Johansson, City Manager, thanked Mr. Baldwin for exemplifying the core values of the City, as well as the staff.

12. Resolution No. 19-41 - Budget Appropriation to increase funds in Funds 410 & 503

Motion to approve the Consent Agenda as presented was made by Vice Mayor Chase Tramont and Seconded by Council Member Drew Bastian. Motion carried unanimously by voice vote.

CITIZEN PARTICIPATION

13. Request from Southport Development for an Affordable Housing Contribution from the City of Port Orange

Matt Lipoff, Southport Financial Services, Inc., discussed his project, Spruce Creek Commons, and asked Council for a donation of \$54,000 in the form of a grant. Mr. Lipoff answered questions of Council.

Vice Mayor Chase Tramont is open to the idea, but not at this property as it is not eligible for CDBG grant money.

Robert Reinhagen, citizen, discussed homelessness as discussed in the CDBG Action Plan passed by Council on August 6, 2019. He suggested police officers take a social worker with them to find out the services needed of the panhandlers in the community.

John Dupont, Jacksonville resident/developer, discussed his project for affordable housing in a property within the CDBG area.

COUNCIL COMMENTS

14. Comments/Concerns from Council Members

Council thanked City Staff for their work during the emergency with Hurricane Dorian.

PUBLIC HEARING

15. Second Reading - Ordinance No. 2019-27 - Rezoning/6015 Spruce Creek Road (Case No. 19-60000004)

Mayor Don Burnette read Ordinance No. 2019-27.

ORDINANCE NO. 2019-27

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, REZONING +7.58 ACRES LOCATED AT 6015 SPRUCE CREEK ROAD FROM R-10SF (SINGLE-FAMILY RESIDENTIAL) TO GPU (GOVERNMENT PUBLIC USE); AUTHORIZING REVISION OF THE OFFICIAL ZONING ATLAS; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2019-27 was made by Vice Mayor Chase Tramont and Seconded by Council Member Drew Bastian. Motion carried unanimously by roll call vote.

16. Second Reading - Ordinance No. 2019-28 - LDC Text Amendment/Chapters 2, 17, and 18 (Case No. 19-25000002)

Mayor Don Burnette read Ordinance No. 2019-28.

ORDINANCE NO. 2019-28

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA AMENDING THE LAND DEVELOPMENT CODE CHAPTERS 2, 17, AND 18 RELATING TO DEFINITIONS

AND INTERPRETATIONS, ZONING DISTRICT REGULATIONS, CONDITIONAL USES, SPECIAL EXCEPTIONS, AND PERMITTED USES WITH SPECIAL DEVELOPMENT REQUIREMENTS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2019-28 was made by Vice Mayor Chase Tramont and Seconded by Council Member Drew Bastian. Motion carried unanimously by roll call vote.

REGULAR AGENDA

17. Authorization for revisions to the Parks & Recreation Fee Matrix

Move to authorize staff's implementation of the revised matrix and to authorize the approval levels for staff and the City Manager was made by Vice Mayor Chase Tramont and Seconded by Council Member Marilyn Ford.

Susan Lovallo, Parks & Recreation Director, discussed the request to update the fee matrix being used to determine fee waivers for special events on city property and using city services. Staff recommended a slight change in the value to match the maximum amount of the waiver to be 75% instead of 85%. Ms. Lovallo also requested Council grant authorization to staff to approve fee waivers based on the matrix up to \$3,500, grant authorization to the City Manager to approve waivers from \$3,501-\$25,000 and anything above \$25,000 would require City Council approval. Should Council agree, a Resolution will be brought forward with the changes. Council agreed with the changes and supported staff granting the waivers based on the matrix.

Motion carried unanimously by voice vote.

ADDITIONAL ITEMS

18. City Attorney - Request for authority to negotiate indemnity standards

Margaret Roberts, City Attorney, explained the need for Council's guidance relating to indemnity language in contracts with City vendors.

Move to authorize the city attorney and city manager to negotiate and approve indemnity language for contracts

substantially consistent with the standard set forth in this agenda item was made by Council Member Scott Stiltner and Seconded by Vice Mayor Chase Tramont. Motion carried unanimously by voice vote.

19. City Manager

Mr. Johansson asked Council if they would like a workshop for the design of the community center with Parks & Recreation Advisory Board, ArHaus, user groups, and the public. Staff recommended a four-hour workshop on a Saturday similar to the one held regarding Riverwalk. Council agreed.

Mr. Johansson provided a Hurricane Dorian update. He asked Council if they are interested in moving the second hearing of the budget that coincides with the County's second hearing. Due to the hurricane, the rules have been waived. Council agreed to maintain the schedule previously advertised.

COUNCIL COMMITTEE REPORTS

20. City Council Committee Reports

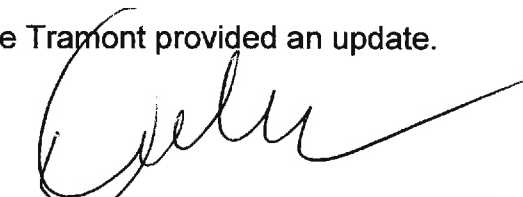
- a. Police Pension Plan - Council Member Drew Bastian provided the report from their meeting.
- b. Fire Pension Plan - Council Member Marilyn Ford provided the report from their meeting.
- c. River to Sea TPO - Council Member Scott Stiltner provided the report from their meeting.
- d. First Step Shelter - Vice Mayor Chase Tramont provided an update.

ADJOURNMENT - 8:11 p.m.

Attest:



Robin Fenwick, MMC
City Clerk



Mayor Donald O. Burnette