

REGULAR CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
NOVEMBER 3, 2015

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

Pledge of Allegiance

Invocation provided by Pastor Scott Kirschner of Christ the King Community Church.

Roll Call:	Present:	Councilman Bob Ford Councilman Donald Burnette Councilman Scott Stiltner Vice Mayor Drew Bastian
	Absent:	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.

B. AGENDA APPROVAL

Motion to approve the agenda as presented was made by Councilman Burnette, and Seconded by Councilman Ford. Motion carried unanimously by voice vote.

C. SPECIAL AWARDS, REPORTS, RECOGNITION AND PROCLAMATIONS

5. Recognition Awards

Gerald Monahan, Police Chief, introduced Thomas Grimaldi, incoming Police Chief. Chief Monahan and Lt. Aaron McIlrath presented recognition awards to citizens and employees.

6. Report from Kemper Sports Management regarding Cypress Head Golf Course

Bob Duquette, General Manager, provided an update to Council regarding the golf course which held their grand opening on Friday, October 30, 2015. He thanked Council for their support at the course and the renovations.

Council thanked KemperSports and are hoping to see improved finances. They are happy with the condition and look of the course.

D. PUBLIC HEARING

7. Pinnacle, Phase II Subdivision Plat and Plans, located east of the Pinnacle, Phase 1 Subdivision - Case No. 15-52000001

Motion to approve was made by
Councilman Burnette, and Seconded by
Councilman Ford.

Tim Burman, Planner, provided details of the request. Staff recommends approval.

Motion carried unanimously by roll call
vote after no public comments.

8. Second Reading - Ordinance No. 2015-37 - Amendment to Chapter 42 of the Code of Ordinances to provide procedures to secure and demolish unsafe structures in the City

Vice Mayor Bastian read Ordinance No. 2015-37.

ORDINANCE NO. 2015-37

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA; AMENDING THE CODE OF ORDINANCES, CHAPTER 42, ARTICLE V, TO ESTABLISH A NEW DIVISION 3 RELATING TO THE ABATEMENT OF UNSAFE STRUCTURES, PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2015-37
was made by Councilman Burnette, and
Seconded by Councilman Stiltner.
Motion carried unanimously by roll call
vote after no public comments.

E. BOARD APPOINTMENTS, INTERVIEWS, REPORTS

9. Environmental Advisory Board Update

The Environmental Advisory Board report will be provided by the Chairman on November 10, 2015.

10. Library Advisory Board Appointment

Harrise Niemczak introduced herself and provided Council with background information.

Motion to appoint Harrise Niemczak to the Library Advisory Board was made by Councilman Burnette, and Seconded by Councilman Ford. Motion carried unanimously by roll call vote.

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

Kelly Mulina, citizen, addressed Council regarding a lien on her property after knee surgery. She has been told that Lamplighter has access to the water meter, not the City of Port Orange although the City shut it off and charged her. Vice Mayor Bastian asked Mr. Johansson to check into the communication issue.

Mike Gardner, citizen, declined to comment.

Ted Nofall, citizen, addressed Council regarding City problems over the past year and a half. He told Council it is their job to watch what is happening in the City and he doesn't believe they are doing their job. He asked for copies of the analysis done regarding changes being done in the City.

Jim Cameron, Daytona Regional Chamber of Commerce, invited all to Volusia Days on January 13-14, 2016. Councilman Ford asked the City Manager to plan to send a few people to both days. He asked that the legislature not forget the Halifax River. Councilman Burnette asked Mr. Cameron or the City Manager to contact Nancy Keefer to invite her to a Council meeting in the near future.

G. COUNCIL COMMENTS

11. Comments/Concerns from Council Members

Councilman Burnette asked for an update with scheduling a meeting with the County on Dunlawton traffic timing. Mr. Johansson said it's in the works. Councilman Burnette asked when the water loss report will be provided. Andy Neff, Public Utilities Director, advised that the input/output report will be provided on November 17, 2015.

Councilman Ford wants to see more traffic planning in the City. He said neighboring cities have instituted quiet zones at the railroad crossings. Mr. Johansson said Staff is looking into it.

Councilman Stiltner thanked Wayne Clark, Community Development Director, for his service to the City of Port Orange. Vice Mayor Bastian agreed. Mr. Clark thanked Council and Staff for their support through the years.

Vice Mayor Bastian received compliments on the new sidewalk on Spruce Creek Road to Central Park Blvd. There are some signs that need to be looked at though for visibility issues.

H. CONSENT AGENDA

12. Approval of Minutes
 - a. October 14, 2015 - Special City Council Meeting
 - b. October 20, 2015 - Regular City Council Meeting
 - c. October 27, 2015 - City Council Workshop
13. City cost participation request from Gatlin Development Company for Palmetto Pointe Marketplace for water system extension and improvements
14. FY2016 Spending Authorization to the Amended and Restated Agreement for Services with Danus Utilities, Inc.
15. Bid Awards and Contract Items
 - a. Change Order No 1 to the Standard Contract for Services with HD Supply Waterworks, LP, d/b/a HD Supply Waterworks, dated July 13, 2015
 - b. Change Order No 2 to the Standard Contract for Services with Upham, Inc., dated March 18, 2015.
 - c. Third Amendment to the Contract for Professional Engineering Services with Kimley-Horn and Associates, Inc. for Site Specific Speed Study Yorktowne Blvd. from Dunlawton Ave. to Boggs Ford Rd.

Motion to approve Consent Agenda was
made by Councilman Burnette, and
Seconded by Councilman Stiltner.
Motion carried unanimously by roll call
vote.

I. REGULAR AGENDA

16. First Reading - Ordinance No. 2015-38 - Police Pension Benefits

Vice Mayor Bastian read Ordinance No. 2015-38.

ORDINANCE NO. 2015-38

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, AMENDING CHAPTER 54, ARTICLE V, CODE OF ORDINANCES, ENTITLED AMENDING THE CITY OF PORT ORANGE POLICE PENSION FUND; AMENDING SECTION 54-130 TO IMPOSE ANNUAL MAXIMUM ON BENEFITS PAYABLE; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2015-38
was made by Councilman Burnette, and
Councilman Ford.

Margaret Roberts, City Attorney, advised that this ordinance is a clean-up ordinance to reflect what was approved in the contract.

Motion carried unanimously by roll call
vote after no public comments.

J. COMMENTS

17. City Attorney Comments

There was nothing further.

18. City Manager Comments

Mr. Johansson advised Council that the Local Rules state there will be no workshops in November and December but he has items to discuss. He asked if Council would like to hold one on November 17, 2015. Council agreed. Mr. Johansson advised that the November 10, 2015 agenda will include Volusia Growth Management Commission's future. He asked Council to review the resolution when it comes out in the agenda packet. He will have representatives present to brief Council.

K. COUNCIL COMMITTEE REPORTS

19. City Council Committee Reports

a. River to Sea TPO – Councilman Ford reported on the recent meetings and the funding they have available.

b. General Employees' Pension Plan – Councilman Stiltner reported that the third quarter was not as good as hoped. There is a positive return on the year of 2.16%.

c. YMCA – Councilman Stiltner reported that the snowbirds are coming back and signing up. The third and final phase in the renovations is in the works.

ADJOURNMENT: 7:47 p.m.

Mayor Allen Green

Attest:

Robin Fenwick, CMC
City Clerk

