

CITY COUNCIL WORKSHOP MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
JANUARY 26, 2016

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

Pledge of Allegiance

Silent Invocation

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

DISCUSSION ITEMS

5. Florida League of Cities Government 501

Lynn Tipton, Director of Florida League of Cities University, introduced herself and discussed Florida League of Cities University. She presented information relating to municipal government types and charter contents.

Council thanked Ms. Tipton for the presentation.

6. Order of Business and Local Rules of Procedure

Mr. Johansson asked Council for their feedback and direction regarding the Local Rules of Procedure. The Citizen Participation Policy Resolution will also be updated to match the direction. A Motion for Reconsideration rule should be included to match the Council's past practice. Mr. Johansson asked Council to discuss the need for a uniformed officer at the Council meetings. He suggested not having a uniformed officer. He asked that Council consider changing the citizen participation process and add additional time. A prayer policy should also be considered.

Councilman Stiltner asked for a redlined version. He asked about the time limit for presentations at workshops. Mr. Johansson suggested getting Council's approval prior to the presentation. He asked for 20 minutes rather than 15 for presentations.

Vice Mayor Bastian discussed the citizen participation format. He is happy with the current process. He suggested 30 minutes for presentations.

Councilman Burnette likes having citizen participation in the beginning of the meeting. He suggested allowing citizens time early in the meeting as they may not be able to stay the length of the meeting. He asked why the City Manager would need to make changes to the agenda format. Robin Fenwick, City Clerk, explained that the intent was just item placement on a specific agenda to allow an item to be handled prior to other items as requested from time to time.

Councilman Ford asked that it be as open to public comments as possible. He supports keeping the public participation as currently handled. He asked that the public participation time be limited if there are a lot of people present to talk on an item.

Mayor Green agreed to allow the Police Chief to handle the uniformed officer item. He supported leaving citizen participation as is with dialog during each agendaed item.

Mike Gardner, citizen, agreed with Council to leave citizen participation dialog during the item.

Phil Klema, citizen, asked Council to discuss the voting order.

Ted Nofall, citizen, supports full citizen participation and encouraged Council to keep the current format. He asked that all the rules be followed by Council as well.

Newton White, citizen, suggested voting by ballot.

7. Financial Report - December 2015

Tracey Riehm, Finance Director, provided information from the December financial report.

Mr. Nofall asked when the actuarial reports will be provided by the pension plans. Ms. Fenwick said the plan administrators have advised that they will be ready in February. Mr. Nofall asked when the audit will be complete. Ms. Riehm said they are on schedule to be completed in June. Mr. Nofall asked that Council direct the plan administrators to complete their actuarial reports and submit them in a more timely manner.

8. Utility Billing Guidance

Ms. Riehm asked for direction regarding utility billing. Specifically, should deposits be refunded to customers and if so, on what basis? Council supported returning deposits after three (3) years of timely payments but would like to know best practices with other cities in the area. Ms. Riehm said some cities return deposits after 2-5 years but some mirror our policy. She will bring back a resolution based on Council's direction.

Council does not want to require deposits for garbage.

Fran Brown, citizen, received a letter asking for a deposit after two (2) years of timely payments. She also has a property where she has paid a deposit as well as a tenant. She doesn't believe the City should hold two deposits.

Ms. Riehm asked Council for direction regarding availability fees. Council requested more information on types of properties that receive availability fees. Ms. Riehm reminded Council regarding the cost to the City to have the water available. She will bring back information on best practices and options for Council to consider.

Mr. Noftall asked if developers will be charged for availability of water because pipes are there. More information is needed before that can be answered.

Council supported charging an availability fee for sewer connections.

Ms. Riehm asked for direction regarding back-billing when impact fees, meter deposits, or consumption charges have not been billed due to Staff errors. Council wants to move forward and not back-bill the customers. They support billing for fraudulent connections. Mr. Noftall asked if refunds will be issued to those who were back-billed. Mr. Johansson said yes.

Ms. Riehm asked if Council wants to charge an availability fee for areas having access to reclaimed water. Council is not interested in an availability fee for these areas.

Council supported providing a credit back four (4) years if a customer was over-billed. Council supported 90 days to report a pool fill or leak for a credit request. Council supported providing latitude to the Customer Service Manager for waiving late fees once within a year after research of the account.

Mr. Noftall asked if leak issues will be addressed. He asked that Council re-address the number of rates Customer Service Representatives have to administer. Mr. Johansson is working on simplifying items within Finance.

9. Fluoride

Mr. Johansson asked for direction from Council as to fluoride additives.

Joanne Weatherwax, Dental Program Director for Health Department, spoke regarding their support for fluoride.

Dr. Johnny Johnson spoke in favor of fluoridation.

Jan Westberry, Dentist in New Smyrna Beach, spoke in favor of fluoridation.

Jason Larkin, Dentist, addressed Council supporting fluoride in the water. Mr. Noftall doesn't support a referendum and doesn't support fluoridation.

Sarah Jones, citizen, disputed the remarks from others.

Mr. White doesn't support fluoridation.

Council asked for the item to be placed on an agenda for a vote.

10. White Acres Utility Improvements

Andrew Neff, Public Utilities Director, discussed the status of the project. Grant monies are not all in place yet. Kenny Ho, Project Manager, discussed the history of the project and the area to be included. Costs of the project were discussed (costs to the City and the homeowners). Tim Burman, Community Development Planner, discussed the non-conforming issues within the project area. Ms. Riehm discussed financial options for the homeowners.

Mayor Green believes it is an increase to the citizens in the area. He supports using general fund monies to assist in the costs.

Councilman Burnette suggested funding half of the \$460,000 costs.

Councilman Ford believes the sewer and drainage funds should pay for the project rather than the general fund. He supported helping the citizens with the costs.

Council agreed to resident buy-in with the difference to be paid from the water and sewer. The residents will be responsible for everything on private property. They would like to properties to be cleaned up and legal as far as conforming with the City's codes.

Staff will move forward with a neighborhood meeting.

Mr. Nofall asked when the master plan items will be brought back to Council for their consideration. Mr. Johansson said it is still being worked on with Staff and will be brought back as soon as it is ready.

Mr. White thanked Council for their support and clear direction of the project.

Vice Mayor Bastian will be absent from the February 2, 2016 Council meeting. He asked that the resolution relating to the homelessness issue be moved to the February 16, 2016 meeting agenda. Council agreed.

ADJOURNMENT: 10:18 p.m.

Attest:


Robin Fenwick, City Clerk


Mayor Allen Green