

REGULAR CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
PORT ORANGE, FLORIDA
JANUARY 21, 2020

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 Pastor Scott Kirschner of Christ the King community Church

Pledge of Allegiance

Roll Call	Present:	Council Member Marilyn Ford Council Member Chase Tramont Council Member Scott Stiltner Mayor Donald Burnette
	Absent:	Vice Mayor Drew Bastian
	Also Present:	City Manager Jake Johansson City Attorney Matthew Jones Assistant City Clerk Shelby Field

CONSENT AGENDA

4. Public Comments on Consent Agenda Items Only

There were none.

5. Agenda Approval

There were no changes requested by Council.

Motion to approve the Agenda as presented was made by Council Member Chase Tramont and Seconded by Council Member Scott Stiltner. Motion carried unanimously by voice vote.

6. Approval of Minutes

- a. January 7, 2020 - Regular City Council Meeting
- b. January 9, 2020 - City Council Workshop

7. Bid Awards and Contract Items

a. Approval of Contract for Sale and Purchase of Real Property at
4190 Spruce Creek Road

b. Award of ITB #19-26 for WRF Sludge Trailer Storage Lot to SGS Contracting Services Inc.

- c. Award of ITB 19-32 Temporary Employee and Leasing Services to multiple vendors
- d. Approval of one-year renewal of contract with Remedy Intelligent Staffing, LLC for Temporary Employee and Leasing Services
- 8. Resolution No. 20-2 - Supporting the State Highway Memorandum of Agreement with the Florida Department of Transportation
- 9. Resolution No. 20-3 - Budget Appropriation (Utilities-WRF Sludge Trailer Lot Project)
- 10. Approval to Submit 2020-2021 VOCA Grant Application
- 11. Renters Utility Accounts Write Offs

Motion to pull items 7c and 7d for further discussion was made by Council Member Marilyn Ford and Seconded by Council Member Chase Tramont. Motion carried unanimously by voice vote.

Motion to approve the Consent Agenda as amended was made by Council Member Chase Tramont and Seconded by Council Member Scott Stiltner. Motion carried unanimously by roll call vote.

#7c - Council Member Ford asked for clarification as to why the City awarded the Bid to 5 different vendors. Jamie Miller, Administrative Services Director, informed Council the City does this in order to get a bigger pool of candidates to choose from at the most competitive price.

7d – Council Member Ford asked about the reasoning for renewing the contract and length of time the City could be utilizing those workers. Mrs. Miller responded that the city currently has some employees through the current vendor and as those positions are vacated the city will employ through the new vendors as needed.

Motion to approve item 7c was made by Council Member Marilyn Ford and Seconded by Council Member Chase Tramont. Motion carried unanimously by voice vote.

Motion to approve item 7d was made by Council Member Marilyn Ford and Seconded by Council Member Chase Tramont. Motion carried unanimously by voice vote.

CITIZEN PARTICIPATION (Non-Agenda – 20 minutes)

Brian Spies, 412 Nash Lane, spoke against the church on Central Park Blvd and Spruce Creek Rd. He would like to see current buildings being utilized instead of building a new one.

COUNCIL COMMENTS

12. Comments/Concerns from Council Members

Mayor Burnette spoke about the signs at Big Lots in the median and the right of way and asked about enforcement activity, if any. Jake Johansson, City Manager, responded that he has instructed code enforcement to issue them a Notice of Violation. Mayor Burnette also provided information about the Port Orange Historical Trust museum and commended them on a terrific job.

BOARD APPOINTMENTS, INTERVIEWS, REPORTS

13. Citizen Advisory Committee for TPO

Bobby Ball, CAC Member, provided details from their recent meeting.

SPECIAL AWARDS, REPORTS, RECOGNITION AND PROCLAMATIONS

14. Report from KemperSports on the Cypress Head Golf

Bob Duquette, General Manager, apologized for missing the last meeting and provided details from their current reports. Mr. Duquette introduced the new Superintendent, Darren Bache, who gave a brief introduction of himself.

PUBLIC HEARING

15. First Reading - Ordinance No. 2019-38 - 19-1 Large-Scale Future Land Use Map Amendment/Fleur de Sol (Case No. 19-20000003) (Continued from 11/19/19)

Mayor Don Burnette read Ordinance No. 2019-38.

ORDINANCE NO. 2019-38

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, RELATING TO COMPREHENSIVE PLANNING; AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN; AMENDING THE FUTURE LAND USE DESIGNATION FOR +14.47 ACRES FROM VOLUSIA COUNTY URBAN LOW INTENSITY (0.2-4 ACRES) TO URBAN MEDIUM DENSITY RESIDENTIAL (4-8 UNITS/ACRE) FOR PROPERTY GENERALLY LOCATED ON THE SOUTH SIDE OF FERN PARK

DRIVE, EAST OF TAYLOR ROAD AND CRANE LAKES AT 1727 & 1737 FERN PARK DRIVE; ADDING FUTURE LAND USE POLICY 2.1.7 LIMITING DENSITY OF SUBJECT PROPERTY TO 6 UNITS/ACRE; PROVIDING FOR CONFLICTING ORDINANCES, SEVERABILITY AND AN EFFECTIVE DATE.

Motion to approve Ordinance No. 2019-38 was made by Council Member Chase Tramont and Seconded by Council Member Marilyn Ford.

Penelope Cruz, Planning Manager, provided details of the amendment being requested, the rezoning request in item #16 and answered questions from the Council Members.

Collen Miles, Representative for the property owner, spoke further to both item 15 and 16 and answered questions from Council Members.

Cody Bogart, Newkirk Engineering, spoke regarding traffic impacts of the proposed project.

Citizens spoke for and against the project.

Jill Musson-Williams, citizen, is concerned about the potential environmental impacts.

Michael Dujovne, representative for property owners Bryce and Laurie Faust, spoke regarding the potential impacts to his client's property.

Motion failed 1-3 by roll call vote with Council Member Tramont voting yes.

16. First Reading - Ordinance No. 2019-39 - PUD Rezoning/Fleur de Sol PUD (Case No. 19-65000002) (Continued from 11/19/19)

Mayor Don Burnette read Ordinance No. 2019-39.

ORDINANCE NO. 2019-39

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, REZONING PROPERTY CONSISTING OF APPROXIMATELY ±14.47 ACRES LOCATED ON THE SOUTH SIDE OF FERN PARK DRIVE, EAST OF TAYLOR ROAD AND CRANE LAKES FROM VOLUSIA COUNTY A-2 (RURAL AGRICULTURE) to PLANNED UNIT DEVELOPMENT (PUD) AND APPROVING A MASTER DEVELOPMENT AGREEMENT AND CONCEPTUAL DEVELOPMENT PLAN FOR THE FLEUR DE SOL PLANNED UNIT DEVELOPMENT; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2019-39 was made by Council Member Chase Tramont and Seconded by Council Member Scott Stiltner. Motion failed 1-3 by roll call vote with Council Member Tramont voting yes.

Mayor Burnette called for a 6-minute recess at 8:40pm.

17. First Reading - Ordinance No. 2020-1 - 16th Amendment to the Countryside Planned Unit Development Master Development Agreement (Case No. 19-40000007)

Mayor Don Burnette read Ordinance No. 2020-1.

ORDINANCE NO. 2020-1

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, APPROVING THE SIXTEENTH AMENDMENT TO THE COUNTRYSIDE PLANNED UNIT DEVELOPMENT MASTER LAND USE PLAN FOR APPROXIMATELY +/-1.7 ACRES LOCATED AT 1090 DUNLAWTON AVENUE; PROVIDING FOR CONFLICTING ORDINANCES, SEVERABILITY, AND AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2020-1 was made by Council Member Chase Tramont and Seconded by Council Member Scott Stiltner.

Mrs. Cruz provided details of the amendment and answered questions from Council.

Tara Tedrow, Representative for the applicant, spoke to the issues they have encountered with the property and why they are seeking the amendment.

Mr. Spies doesn't want to see a medical marijuana dispensary go into this location in the future.

Motion carried 3-1 by roll call vote with Council Member Stiltner voting no.

Motion to reopen the non-agenda citizen participation section of the agenda was made by Council Member Scott Stiltner and Seconded by Council Member

Marilyn Ford. Motion carried
unanimously by voice vote.

Citizens spoke to the rat infestation at the property located at 5921 Brandon Lane and asked for help from Council.

Motion to authorize the City Attorney to file suit against the home owner in order to seek compliance and gain access to the property for abatement was made by Council Member Scott Stiltner and Seconded by Council Member Chase Tramont. Motion carried unanimously by roll call vote.

ADDITIONAL ITEMS

18. City Attorney - There was nothing further.

19. City Manager - Tim Burman, Community Development Director, provided an update on the TPO applications. Mr. Johansson updated Council on the underwater main repair on Halifax and Fleming.

COUNCIL COMMITTEE REPORTS

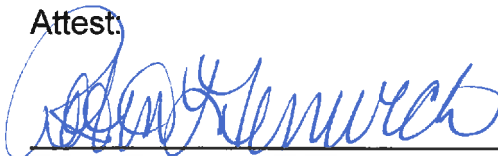
20. City Council Committee Reports

- a. Arthaus - Council Member Marilyn Ford provided details from their recent meeting.
- b. First Step Shelter - Council Member Chase Tramont provided information from their recent meeting.
- c. Port Orange/South Daytona Chamber of Commerce - Mayor Don Burnette provided details on upcoming events and activities of the Chamber.

ADJOURNMENT – 10:00 p.m.


Mayor Donald O. Burnette

Attest:


Robin Fenwick, MMC
City Clerk

