

REGULAR CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
PORT ORANGE, FLORIDA
JUNE 2, 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.

Silent Invocation

Pledge of Allegiance

Roll Call

Present:

Council Member Marilyn Ford
Council Member Chase Tramont
Council Member Scott Stiltner
Vice Mayor Drew Bastian
Mayor Donald Burnette

Also Present:

City Manager Jake Johansson
City Attorney Matthew Jones
City Clerk Robin Fenwick

CONSENT AGENDA

4. Public Comments on Consent Agenda Items Only

Robert Reinhausen, citizen, did not need to speak as his questions were answered prior to the meeting by Staff.

5. Agenda Approval

There was nothing pulled by Council for further discussions.

6. Approval of Minutes

- a. May 19, 2020 - Regular City Council Meeting
- b. May 26, 2020 - City Council Budget Workshop

7. Bid Awards and Contract Items

a. Approval of Task Authorization No 3 with Insituform Technologies, LLC for Sanitary Sewer Rehab under the Piggyback Agreement CA6601 for Sanitary Sewer Lining.

b. Approval of Task Authorization No. 17 (CA4621) with Kimley-Horn and Associates

8. Approval of the FY2021 Budget Calendar

9. Approval to Write Off Utility Accounts Deemed Uncollectible

10. Resolution No. 20-23 - Calling a Primary and Regular Election for the purpose of electing a City Council member for District 3 and a Mayor and providing for the qualifying period and election dates

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

CITIZEN PARTICIPATION (Non-Agenda – 20 minutes)

Reggie Hunter spoke on behalf of the Port Orange/South Daytona Chamber of Commerce and thanked Council for their support in helping businesses reopen and the Buy Local campaign.

Mr. Rienhagen spoke regarding his concerns and thoughts with panhandling.

Paul Snapp, citizen, thanked Council and Staff for their efforts at the peaceful protest on the Dunlawton Bridge over the weekend.

Anthony Halcuma, citizen, spoke regarding the intersection at Nova Road and Miles Drive where Ryan Friend was killed last year in a vehicle accident. He doesn't believe the intersection is safe. He suggested a full median to require a u-turn.

Kathy Nahoun, citizen, agreed with Anthony's comments. She asked for attention from DOT.

Patricia Thompson, citizen, spoke in support of safety measures at this intersection.

Laurie Friend, citizen, spoke regarding her son's death at the intersection of Miles Drive and Nova Road. She believes it was a dangerous intersection even before his accident and would like Council's help regarding the safety at the intersection.

Shereen Zahry, citizen, believes the intersection is extremely dangerous.

Jake Johansson, City Manager, provided details of what the City has done with the information we have as the road is a State road. COVID-19 has messed up the state and county funds but the City has placed the project on the TPO to try to make changes to the traffic patterns if possible. He suggested they reach out to the State reps to also put pressure on them.

Mayor Don Burnette called a 10 minute recess at 7:07 p.m.

COUNCIL COMMENTS

11. Comments/Concerns from Council Members

Council Member Chase Tramont spoke regarding the protest held at the Dunlawton Bridge over the weekend. He thanked all staff involved who helped make it successful. Council agreed.

Council Member Marilyn Ford suggested Council consider allowing small flag type signs for businesses to use while they consider other changes to the sign ordinance in upcoming meetings. She asked why Water's Edge is having so many issues with their sidewalks. Mr. Johansson provided details of the patch work.

SPECIAL AWARDS, REPORTS, RECOGNITION AND PROCLAMATIONS

12. Victoria Fahlberg of First Step Shelter

Ms. Fahlberg asked to attend the June 16, 2020 meeting instead.

13. Annual Report from ArtHaus

Ms. Cameron Vinston, Executive Director of ArtHaus, was unable to attend and asked to be rescheduled.

PUBLIC HEARING

14. First Reading - Ordinance No. 2020-7 - LDC Amendment/Chapter 2, 12, and 17 - PC-A Workplace District - Senior Independent Living Community (Case No. 20-25000001) (continued from March 17, 2020)

Mayor Don Burnette read Ordinance No. 2020-7.

ORDINANCE NO. 2020-7

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA AMENDING THE LAND DEVELOPMENT CODE CHAPTERS 2, 12, AND 17 RELATING TO DEFINITIONS AND INTERPRETATIONS, ROADS AND VEHICULAR USE AREAS, AND ZONING DISTRICT REGULATIONS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2020-7 on first reading was made by Vice Mayor Drew Bastian and Seconded by Council Member Chase Tramont.

Penelope Cruz, Planning Manager, provided details of the amendment. The applicant held a neighborhood meeting which was positive. The residents are in favor of the amendment due to the reduced traffic.

Charles Baverman and Bob Lewis, Cameron General Contractors, provided details of the project planned on this site and answered questions from Council regarding parking spaces.

Motion carried unanimously by roll call vote.

The vote was inadvertently taken prior to hearing from Mr. Reinhausen, who attended virtually and signed up to speak on this item prior to the meeting. Mayor Don Burnette advised he would entertain a Motion to Reconsider once Mr. Reinhausen spoke.

Mr. Reinhausen spoke regarding the loss of jobs west of I-95 because of this project and asked Council to deny it.

Mayor Don Burnette asked for motion to reconsider after hearing comments from Mr. Reinhausen. No such motion was received.

REGULAR AGENDA

15. First Reading - Ordinance No. 2020-10 - Causeway Park Parking

Mayor Don Burnette read Ordinance No. 2020-10.

ORDINANCE NO. 2020-10

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, AMENDING CHAPTER 70 OF THE CODE OF ORDINANCES TO ESTABLISH A NEW SECTION 70-51 RELATED TO PARKING REGULATIONS; ENFORCEMENT AND INCREASED FINE FOR PARKING AT THE CAUSEWAY PARK; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2020-10 on first reading was made by Vice Mayor Drew Bastian and Seconded by Council Member Marilyn Ford.

Mr. Johansson provided details of the ordinance and the changes made in the area. The ordinance includes a fee increase for illegal parking.

Motion carried 4-1 by roll call vote with Council Member Chase Tramont voting no.

16. Approval of Fifth Amendment to Lease Agreement with ArHaus Foundation, Inc. for the City-owned Property located at 3840 Ridgewood Avenue

Motion to approve the Fifth Amendment to Lease Agreement between ArHaus Foundation, Inc., a non-profit

corporation, and the City of Port Orange, to amend and extend the Lease for an additional 3-year term, to forego the monthly rental payments in exchange for in-kind contribution by ArtHaus, to adjust the termination clause in case ArtHaus moves to a different city facility, and to authorize the Mayor and City Clerk to execute all required documents for lease agreement on behalf of the City was made by Vice Mayor Drew Bastian and Seconded by Council Member Chase Tramont. Motion carried unanimously by roll call vote.

ADDITIONAL ITEMS

17. City Attorney

Matthew Jones, City Attorney, updated Council on the panhandling ordinance he is working on with Mr. Kahn. He also updated Council on the code violation against 191 Gibson Way, which will be going to Court. June is the evaluation month for him.

18. City Manager

Mr. Johansson's evaluation will also be due in June. He will provide a form for Council's use if they so choose. He updated Council on COVID-19 grant funds that are being offered to cities. He will ask Council for their approval to accept the grant at the June 16, 2020 meeting. He is looking into hiring a CDBG Administrator to be paid through funds being received.

a. Lobbyist Contract Discussion

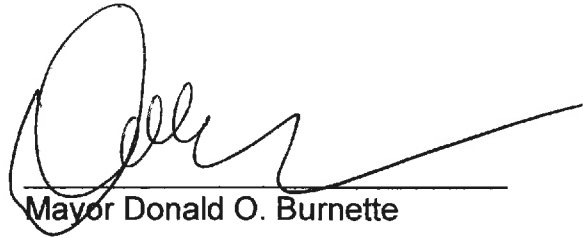
Mr. Johansson asked Council for objections to him signing the lobbyist contract and asked them if they would prefer the lobbyist contract coming before them for consideration or leave the authority with the City Manager. Council Member Marilyn Ford prefers a formal vote from Council. Mr. Johansson will bring an ordinance change to Council removing the City Manager's authority and ask Pittman Law Group for a multi-year contract.

COUNCIL COMMITTEE REPORTS

19. City Council Committee Reports

- a. Port Orange/South Daytona Chamber of Commerce - Mayor Don Burnette provided details of upcoming events.
- b. Police Pension Fund - Vice Mayor Drew Bastian provided an update.

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ADJOURNMENT - 8:35 p.m.



Mayor Donald O. Burnette

Attest:



Robin Fenwick, MMC
City Clerk

