

REGULAR CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
PORT ORANGE, FLORIDA
JUNE 15, 2021

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 Austin Trammell of Salty Church of New Smyrna Beach

Pledge of Allegiance

Roll Call	Present:	Council Member Jonathan Foley Council Member Chase Tramont Council Member Scott Stiltner Vice Mayor Drew Bastian Mayor Donald Burnette
-----------	----------	--

	Also Present:	City Manager Wayne Clark City Attorney Matthew Jones City Clerk Robin Fenwick
--	---------------	---

SPECIAL AWARDS, REPORTS, RECOGNITION AND PROCLAMATIONS

4. FY2020 Audit Discussion with James Moore & Co

Zach Chalifour, CPA with James Moore & Co., spoke regarding the City's FY2020 audit, including challenges and the learning curve with Workday. The target date for completion of the audit is June 30, 2021.

Wayne Clark, City Manager, discussed the way forward with the audit (this year and in the future.)

CONSENT AGENDA

5. Public Comments on Consent Agenda Items Only

There were none.

6. Agenda Approval

There were no changes requested by Council.

Motion to approve was made by Vice Mayor Drew Bastian and Seconded by Council Member Scott Stiltner. Motion carried unanimously by voice vote.

7. Approval of Minutes
 - a. June 1, 2021 - Regular City Council Meeting
8. Bid Awards and Contract Items
 - a. Waiver of Formal Bidding Procedures and Approval to Renew Environmental Legal Liability and Tank Storage Insurance with Aspen Specialty Insurance Company
 - b. Award of RFSQ 20-03 to Schenkel and Shultz for the Public Utilities Field Operations Facility Architectural Services Master Contract and approval of Task Authorization No. 1 in the amount of \$350,000.00
 - c. Award of ITB 21-09 Herbert and Nova Master Lift Station Rehabilitation to US Water Services Corporation
 - d. Approval of Change Order 3 to Collaborative Lean-On Services Agreement
 - e. Approval of Change Order No 1 to the Agreement with SanPik, Inc. for ITB 19-17 Virginia Monroe Drainage Improvement Project for time extension only.
 - f. Approval of Task Authorization No. 9 to Traffic Engineering Data Solutions, Inc. (TEDS) for the design of the SUNTrail St. Johns River-to-Sea Loop trail
 - g. Approval of Task Authorization No. 12 to Kimley-Horn for Phase 2 of the ADA Transition Plan
9. Resolution No. 21-26 - Authorizing the City to join as a participant in the MOU and Formal Agreements implementing a Unified Plan regarding the Opioid Litigation
10. Approval of Major Special Event Request for Port Orange Family YMCA Aunt Catfish Triathlon sponsored by Halifax Health

Motion to approve the Consent Agenda was made by Vice Mayor Drew Bastian and Seconded by Council Member Jonathan Foley. Motion carried unanimously by roll call vote.

CITIZEN PARTICIPATION (Non-Agenda – 20 minutes)

John Cheney, citizen, spoke regarding Orlando Predators Football and invited all to attend. First responders can show their ID and get two free tickets this Saturday.

COUNCIL COMMENTS

11. Comments/Concerns from Council Members

Council Member Chase Tramont thanked the Police Department for their professionalism in handling a matter recently, as well as the firefighters who responded.

Council Member Jonathan Foley thanked the Police Department for the swearing in ceremony held recently.

Council Member Scott Stiltner attended the retirement event for Jeff Wiles and recognized him for his service to the community.

Mayor Don Burnette thanked Police Chief Thomas Grimaldi for his service to the community. He is committed to helping neighboring communities to make the truck event better in the future.

BOARD APPOINTMENTS, INTERVIEWS, REPORTS

12. Citizen Advisory Committee for TPO

Bobby Ball, CAC member, advised they did not have a quorum today for their meeting and there is no meeting in July. Council Member Scott Stiltner asked for a quarterly report on the Pioneer Trail project.

13. Volusia Growth Management Commission Member Appointment

Motion to nominate Debbie Connors to the Volusia Growth Management Commission was made by Council Member Scott Stiltner and Seconded by Council Member Chase Tramont. Motion carried unanimously by voice vote.

PUBLIC HEARING

14. Second Reading - Ordinance No. 2021-14 - Dental Amalgam

Mayor Don Burnette read Ordinance No. 2021-14.

ORDINANCE NO. 2021-14

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA AMENDING CHAPTER 74, ARTICLE I OF THE CODE OF ORDINANCES TO ESTABLISH A NEW SECTION 74-83 RELATED TO REQUIREMENTS FOR DENTAL FACILITIES THAT REMOVE OR PLACE AMALGAM FILLINGS; PROVIDING FOR DEFINITIONS; ESTABLISHING REPORTING AND WASTE MANAGEMENT PRACTICES FOR AMALGAM; PROVIDING FOR APPLICABILITY AND EXEMPTIONS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2021-14 was made by Vice Mayor Drew Bastian and Seconded by Council Member Scott

Stiltner. Motion carried unanimously by
roll call vote.

15. First Reading - Ordinance No. 2021-15 - Land Development Code (LDC)
Clean-up Amendment 2021-2/Chapters 3, 13, 16 and 17 (Case No. 21-25000003)

Mayor Don Burnette read Ordinance No. 2021-15.

ORDINANCE NO. 2021-15

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA AMENDING THE LAND DEVELOPMENT CODE CHAPTER 3 UPDATING EXEMPTIONS TO REQUIRED DEVELOPMENT ORDER; CHAPTER 13 CLARIFYING SUBDIVISION ROADWAY LANDSCAPE BUFFER REQUIREMENTS; CHAPTER 16 AMENDING COMMERCIAL OUTDOOR STORAGE REQUIREMENTS; AND CHAPTER 17 ESTABLISHING DIMENSIONAL REQUIREMENTS FOR THE GOVERNMENT/PUBLIC USE ZONING DISTRICT; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2021-15
was made by Vice Mayor Drew Bastian
and Seconded by Council Member Scott
Stiltner.

Penelope Cruz, Planning Manager, provided details of the amendments being requested. Council thanked Staff for bringing this forward to help businesses, especially small businesses.

Motion carried unanimously by roll call
vote.

16. First Reading – Ordinance No. 2021-16 – Rezoning/3704 Nova Rd. (Case
No. 21-60000001)

Mayor Don Burnette read Ordinance No. 2021-16.

ORDINANCE NO. 2021-16

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, REZONING PROPERTY CONSISTING OF APPROXIMATELY +5.55 ACRES FROM PLANNED UNIT DEVELOPMENT (PUD) TO HIGHWAY COMMERCIAL (HC); AUTHORIZING REVISION OF THE OFFICIAL ZONING ATLAS;

AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2021-16 was made by Vice Mayor Drew Bastian and Seconded by Council Member Scott Stiltner.

Mrs. Cruz provided details of the rezoning request.

Motion carried unanimously by roll call vote.

ADDITIONAL ITEMS

- 17. City Attorney
 - a. City Attorney Annual Evaluation

Mayor and Council have met with Matt Jones prior to tonight and provided their feedback. Council is pleased with Mr. Jones' service to the City. Mr. Jones thanked the legal team for their service.

Mayor Don Burnette recommended a 5% pay increase and asked Council for discussion.

Motion to approve a 5% increase effective October 1, 2021 was made by Council Member Chase Tramont and Seconded by Council Member Jonathan Foley. Motion carried unanimously by roll call vote.

- 18. City Manager

There was nothing further from Mr. Clark, but he agreed with Council's comments regarding Mr. Jones.

COUNCIL COMMITTEE REPORTS

- 19. City Council Committee Reports
 - a. First Step Shelter - Council Member Chase Tramont had nothing new to report.
 - b. Port Orange/South Daytona Chamber of Commerce - Mayor Don Burnette provided an update as to the upcoming events.
 - c. Roundtable of Elected Officials - Roundtable of Elected Officials did not meet in June.

ADJOURNMENT - 7:46 p.m.



Mayor Donald O. Burnette

Attest:



Robin Fenwick, MMC
City Clerk