

REGULAR CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
PORT ORANGE, FLORIDA
NOVEMBER 2, 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 Mike Swingle of First Baptist Church of Harbor Oaks

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
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Also Present:	City Manager Wayne Clark City Attorney Matthew Jones City Clerk Robin Fenwick
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SPECIAL AWARDS, REPORTS, RECOGNITION AND PROCLAMATIONS

4. Police Chief Introduction

Wayne Clark, City Manager, introduced the City's new Police Chief, Manual "Manny" Marino, who provided his background information and appreciation for the opportunity to serve Port Orange. Council Members welcomed him.

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 the agenda as presented was made by Vice Mayor Drew Bastian and Seconded by Council Member Chase Tramont. Motion carried unanimously by voice vote.

7. Approval of Minutes

a. October 19, 2021 - Regular City Council Meeting

8. Resolution No. 21-55 - Partial Easement Vacation on Parcel J of Town Park - Phase 2 Subdivision

9. Resolution No. 21-61 - Request to Transfer \$40,000 from the Fund Balance in Fund 401 Water and Sewer to the Operating Budget in Fund 401 Water and Sewer to purchase the Incident Response Management System (IRMS) as specified in RFP# 21-06.

10. Resolution No. 21-62 - Accepting \$95,122 for 2021-2022 Victims of Crime Act (VOCA) Grant

11. Bid Awards and Contract Items

a. Change Order No. 1 - AIA Contract with APM Construction Corporation - ITB 21-06 Ponce Inlet Lift Station Building Remodel

b. Intent to Award - ITB #20-12 Water Reclamation Facility Building Expansion

12. Approval of License Agreement for 3 Cedar Street

13. Approval of a Minor Special Event – Christmas Tree Sales at Dunlawton Square Shopping Center located at 3813 Nova Road

14. Approval of a Minor Special Event - Showtime Fireworks, Sparklers Sale at 4020 S. Nova Road

15. Approval of the HUD CDBG 5-Year Consolidated Plan 2021-2025, including the Plan Year 2021 Annual Action Plan and authorizing transmittal to the U.S. Department of Housing and Urban Development (HUD).

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

CITIZEN PARTICIPATION (Non-Agenda – 20 minutes)

There were none.

COUNCIL COMMENTS

16. Comments/Concerns from Council Members

Council Member Jonathan Foley advised he will be meeting with IT staff this week to discuss his ideas and suggestions for the upcoming website update.

Mayor Don Burnette thanked Staff for a wonderful Halloween Fest event. He also spoke regarding the First Amendment and profane language being used in protests around the City. He doesn't believe it is appropriate in a family-friendly city, but he also understands it is legal as protected free speech.

BOARD APPOINTMENTS, INTERVIEWS, REPORTS

17. Parks & Recreation Board Report

Mark Bowling, Chairman, was unable to attend. The City Clerk will reschedule.

18. Environmental Advisory Board Report

Kristine Cunningham, Chair, provided details from their recent meeting and requested a workshop with Council. She stated the board is working to become more visible and available to Council and citizens for education and to help resolve issues when possible.

PUBLIC HEARING

19. Second Reading - Ordinance No. 2021-27 - Solid Waste Collection and Disposal Services

Mayor Don Burnette read Ordinance No. 2021-27.

ORDINANCE NO. 2021-27

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, AMENDING THE LAND DEVELOPMENT CODE, CHAPTER 56, SOLID WASTE, ARTICLE II, COLLECTION AND DISPOSAL SERVICE, UPDATING REQUIREMENTS FOR GARBAGE, RECYCLING AND YARD WASTE SERVICE, REMOVING THE ENERGY FEE, PROVIDING FOR AN AUTOMATIC CPI ADJUSTMENT FOR CHARGES AND RATES; AMENDING BILLING REQUIREMENTS; DELETING OBSOLETE BILLING PROVISIONS; PROVIDING FOR ENFORCEMENT; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2021-27
was made by Vice Mayor Drew Bastian
and Seconded by Council Member Scott
Stiltner.

Matt Jones, City Attorney, asked Council to amend the Ordinance title to reflect this is a Code of Ordinance change rather than a Land Development Code change.

Motion to amend the Ordinance to
reflect it is a Code of Ordinance change
and not a LDC change was made by

Vice Mayor Drew Bastian and Seconded
by Council Member Scott Stiltner.

Lynn Stevens, Public Works/Utilities Director, answered questions from Council member Jonathan Foley regarding the automatic annual increase included in the Ordinance.

Motion to amend the Ordinance carried
unanimously by roll call vote.

Motion to adopt Ordinance No. 2021-27
as amended to reflect a Code of
Ordinance change rather than a Land
Development Code change carried
unanimously by roll call vote.

ADDITIONAL ITEMS

20. City Attorney

There was nothing further from the City Attorney.

21. City Manager

There was nothing further from the City Manager.

COUNCIL COMMITTEE REPORTS

22. City Council Committee Reports

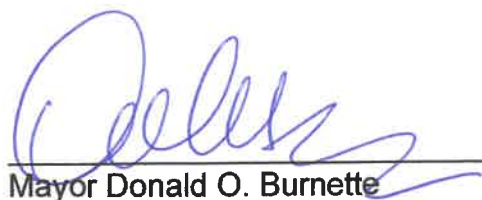
a. River to Sea TPO - Tim Burman, Community Development Director,
provided an update on the Pioneer Trail/I-95 interchange.

ADJOURNMENT - 7:14 p.m.

Attest:



Robin Fenwick, MMC
City Clerk


Mayor Donald O. Burnette