

REGULAR CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
PORT ORANGE, FLORIDA
FEBRUARY 1, 2022

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 Reed Foley Council Member Drew Bastian Vice Mayor Scott Stiltner Mayor Donald Burnette
	Absent:	Council Member Chase Tramont
	Also Present:	City Manager Wayne Clark City Attorney Matthew Jones City Clerk Robin Fenwick

SPECIAL AWARDS, REPORTS, RECOGNITION AND PROCLAMATIONS

4. Awards ceremony for Police Department

Assistant Police Chief Bill Proctor presented awards to members of the Police Department, as well as a Citizen Commendation to James Small for his assistance during a motor vehicle crash.

5. Presentation of Certified Municipal Clerk Designation to Assistant City Clerk Shelby Field

Patricia Burke, Florida Association of City Clerks Central East District Director, presented the Certified Municipal Clerk Designation to Shelby Field, Assistant City Clerk. This designation is the first of two and signifies Shelby's commitment to the clerk profession. This is the first time in history that there have been two certified clerks working for Port Orange.

BOARD APPOINTMENTS, INTERVIEWS, REPORTS

6. Golf Advisory Board Report

Lance Green, Chair, provided an update from the Board's meeting.

CONSENT AGENDA

7. Public Comments on Consent Agenda Items Only - There were none.

8. Agenda Approval

Motion to remove items #11 and #22 from the agenda and approve the remainder of the agenda was made by Vice Mayor Scott Stiltner and Seconded by Reed Foley.

Vice Mayor Scott Stiltner believes Item #22 - Update on the Trap Neuter Release Program should be presented when Council Member Chase Tramont is in attendance as he requested the update. Item #11 will be brought back once the agreement is received from HUD.

Motion carried unanimously by voice vote.

9. Approval of Minutes

- a. January 18, 2022 - Regular City Council Meeting
- b. January 20, 2022 - Town Hall Meeting

10. Bid Awards and Contract Items

- a. Ratification of Emergency Purchase Cypress Head Clubhouse Roof

11. Resolution No. 22-4 - Approving the grant agreement and accepting the award in the amount of \$383,849 from the U.S. Department of Housing and Urban Development (HUD) Community Development Block Grant (CDBG) for Program Year 2020 (PY20).

12. Resolution No. 22-5 - Authorizing the Retention and Maintenance of the City's Record (Master) Copy by Electronic Media

13. Approval of Central Florida Child Abduction Response Team (CART) Mutual Aid Agreement with the Florida Department of Law Enforcement

14. Approval for Fee Waiver - Port Orange Volleyball Club

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

PUBLIC PARTICIPATION (Agenda)

15. Presentation regarding tiny homes by Newton White

Newton White, citizen, provided information regarding tiny homes and asked Council to revise the City's code to allow them to be built in the city.

16. Jennifer Shawn Atkinson with For the Love of Shopping, LLC

Jennifer Atkinson was unable to attend and will reschedule.

PUBLIC PARTICIPATION (Non-Agenda – 20 minutes)

(Anonymous) Person/Public would like to know the flow of public records requests from the City Clerk.

COUNCIL COMMENTS

17. Comments/Concerns from Council Members

Mayor Don Burnette would like staff to discuss tiny homes further. Vice Mayor Scott Stiltner suggested a workshop; Council agreed.

Council Member Reed Foley discussed his name change from Jonathan (legal first name) to Reed (legal middle name) for consistency among the community.

PUBLIC HEARING

18. Second Reading - Ordinance No. 2022-1 - Mayor and City Council Compensation

Mayor Don Burnette read Ordinance No. 2022-1.

ORDINANCE NO. 2022-1

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, AMENDING THE PORT ORANGE CODE OF ORDINANCES, SECTION 2-27 AND 2-30 PROVIDING FOR THE SALARY OF THE MAYOR AND MEMBERS OF CITY COUNCIL, RESPECTIVELY; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES, PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to approve Ordinance No. 2022-1 was made by Vice Mayor Scott Stiltner and Seconded by Council Member Drew Bastian. Motion carried 3-1 by roll call vote with Council Member Reed Foley voting no.

REGULAR AGENDA

19. First Reading - Ordinance No. 2021-29 - Amending Section 22-4 of the Code of Ordinances, City Council District Boundaries

Mayor Don Burnette read Ordinance No. 2021-29.

ORDINANCE NO. 2021-29

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, AMENDING SECTION 22-4 OF THE CODE OF ORDINANCES RELATING TO THE CITY COUNCIL DISTRICTS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

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

Tim Burman, Community Development Director, provided background information regarding the meetings held by the Districting Commission and Staff's recommendation. The ordinance presented will adopt the map as referred to as Option 3.

Stan Schmidt, Chairman of the Districting Commission, spoke regarding the committee discussions held. He is frustrated that Council is supporting Option 3 when the Commission recommended Option 4.

Kristine Cunningham, member of the Districting Commission, supported Option 3 and believed the Commission was a part of the process, but not the whole process, as intended. Now Council must make a decision based on input from the Commission and Staff, along with the City Attorney's Office.

Newton White, member of the Districting Commission, supported Option 4 and believed it met the most criteria.

Kat Atwood, citizen, reminded Council the Commission brought forward a recommendation, as did Staff and the City Attorney and it's up to Council to make the decision.

Council Member Reed Foley thanked the members of the Commission for their work.

Vice Mayor Scott Stiltner stressed how important citizen involvement is to the Council. Council has voted opposite of boards in the past, but it does not diminish the value placed with the citizens who serve.

Council Member Drew Bastian agreed with the comments thus far and appreciates that they can agree to disagree on items from time to time.

Mayor Don Burnette also agreed with the comments made but continued to support Option 4.

Motion carried 3-1 by roll call vote with Mayor Don Burnette voting no.

20. First Reading - Ordinance No. 2022-2 - Authorizing Electronic Signatures

Mayor Don Burnette read Ordinance No. 2022-2.

ORDINANCE NO. 2022-2

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, AUTHORIZING THE USE OF ELECTRONIC SIGNATURES; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to approve Ordinance No. 2022-2 was made by Vice Mayor Scott Stiltner and Seconded by Council Member Drew Bastian. Motion carried unanimously by roll call vote.

21. County Wide Pet License Update

Jamie Miller, Deputy City Manager, provided information on the countywide pet licensing program as presented in October 2021 and introduced Adam Leath, Director of Volusia County Animal Services, to provide more details on the proposed changes to their program to incorporate the municipalities. Mr. Leath presented information on why a county-wide program is important and the positive effects of working together with the municipalities.

Council supported the program and provided a consensus to move forward.

22. Update on the Trap Neuter Release (TNR) Feral Cat Program

An update on the Trap Neuter Release (TNR) program for feral cats was postponed as Council Member Chase Tramont was unable to attend this meeting and had requested the update.

ADDITIONAL ITEMS

23. City Attorney

There was nothing further from the City Attorney.

24. City Manager

Wayne Clark, City Manager, advised the VIPS event has been rescheduled and will not be held tomorrow, February 2, 2022, due to COVID concerns. The February Workshop will not include the debt decision, which is being moved to the March workshop so the new Finance Director can be involved.

Regular City Council Meeting

February 1, 2022

Page 6 of 6

The February workshop will include discussion relating to an Action Plan within the Strategic Plan. Other workshop items to come include tiny homes, comprehensive plan discussion, workshops with EAB and Parks, plus the State of the City presentation at Lakeside if Council still wants to hold that presentation. Council agreed to move the State of the City presentation to February 22, 2022, with the workshop already scheduled.

COUNCIL COMMITTEE REPORTS

25. City Council Committee Reports

a. General Employees' Pension Plan - Vice Mayor Stiltner - The January meeting was cancelled due to a lack of quorum.

b. River to Sea TPO - Council Member Foley - Council Member Foley was unable to attend in person.

ADJOURNMENT - 8:00 p.m.

Attest:



Robin Fenwick, MMC
City Clerk

Mayor Donald O. Burnette