

REGULAR CITY COUNCIL MEETING MINUTES  
COUNCIL CHAMBERS – CITY HALL  
1000 CITY CENTER CIRCLE  
PORT ORANGE, FLORIDA  
APRIL 5, 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.

Invocation by Pastor Sheila Turner of A Touch of HIS Hem Ministries

Pledge of Allegiance

|           |          |                                                                                                                                                |
|-----------|----------|------------------------------------------------------------------------------------------------------------------------------------------------|
| Roll Call | Present: | Council Member Reed Foley<br>Council Member Chase Tramont<br>Council Member Drew Bastian<br>Vice Mayor Scott Stiltner<br>Mayor Donald Burnette |
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|  |               |                                                                                     |
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|  | Also Present: | City Manager Wayne Clark<br>City Attorney Matthew Jones<br>City Clerk Robin Fenwick |
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SPECIAL AWARDS, REPORTS, RECOGNITION AND PROCLAMATIONS

4. Water Conservation Month Proclamation

Mayor Don Burnette read the proclamation.

5. Autism Awareness Day Proclamation

Council Member Chase Tramont spoke regarding autism and read the proclamation for Autism Awareness on behalf of the Mayor.

6. Actuarial Report Presentations

a. Police Pension Plan - Chad Little, Freiman Little Actuaries, provided information from the annual report for the Police Pension Fund.

b. Fire Pension Plan - Doug Lozen, Foster & Foster, provided information from the annual report for the Fire Pension Fund.

c. General Employees' Pension Plan – David Leonard, Benefits USA, provided information from the annual report for the General Employees' Pension Fund.

7. FY2021 Audit Discussion with James Moore & Co

Zach Chalifour, CPA with James Moore & Company, provided details of the audit and answered questions from Council.

8. Public Comments on Consent Agenda Items Only

There were none.

9. Agenda Approval

There were no changes requested by Council.

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

10. Approval of Minutes

- a. March 15, 2022 - Regular City Council Meeting
- b. March 22, 2022 - Special City Council Meeting

11. Bid Awards and Contract Items

- a. Intent to Award RFP #21-07 to Charter Communications Operating LLC for Internet and Voice-over-IP Services
- b. Request to waive formal bid requirements for Parks & Recreation uniforms until April 1, 2023
- c. Approval of the Intent to Award ITB #21-17 to Simpson Environmental Services, LLC for Police Department Duct/HVAC Mold Remediation

12. Resolution No. 22-12 - Authorizing the Mayor and City Clerk to execute documents related to the return of \$225,840 of CDBG-CV funding to the U.S. Department of Housing and Urban Development and closing out the grant award

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

City Council recessed at 7:23 p.m. to hold the meetings of the corporations, minutes of which are under separate cover.

MEETING OF CORPORATIONS

13. Port Orange Property Development, Inc. Joint Annual Meeting of the Members, Directors and Design Review Board

14. City Center Corporate Park Property Owner's Association, Inc. Joint Special Meeting of Directors and Members

City Council reconvened at 7:32 p.m.

PUBLIC PARTICIPATION (Non-Agenda – 20 minutes)

Kristin Johansson, citizen, provided an update from the Port Orange/South Daytona Chamber of Commerce.

Robert Reinhausen, citizen, spoke regarding the lack of data collected on hate crimes. He'd like to see a policy or procedure showing how the police department handles hate crimes.

Sherrise Boyd, County Council At Large Candidate, introduced herself and discussed her candidacy.

Reina Lee, citizen, spoke regarding feminine hygiene products that are no longer sold in public bathrooms. She believes they should be to assist those in need of the products.

COUNCIL COMMENTS

15. Comments/Concerns from Council Members

Vice Mayor Scott Stiltner thanked the Port Orange Community Trust volunteers for their work on the Spring Food & Brew Fest.

Council Member Reed Foley thanked the Rotary for their efforts on the golf tournament.

BOARD APPOINTMENTS, INTERVIEWS, REPORTS

16. Environmental Advisory Board Report

Kris Cunningham, Chair, provided an update to Council.

PUBLIC HEARING

17. First Reading - Ordinance No. 2022-6 - Approval of an Amendment to the Emergency Management Ordinance

Mayor Don Burnette read Ordinance No. 2022-6.

ORDINANCE NO. 2022-6

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES, CHAPTER 26, EMERGENCY MANAGEMENT, ARTICLE I, IN GENERAL, SECTION 26-6.2, DECLARATION OF STATE OF EMERGENCY AND SECTIONS 26-6.3 (c)(6)&(d), EMERGENCY MANAGEMENT POWERS, TO LIMIT THE DURATION OF EMERGENCY ORDERS FOR CERTAIN EMERGENCIES AND CREATE EXCEPTIONS TO CURFEW; AND ADDING SECTION

26-10, AVAILABILITY OF EMERGENCY ORDERS, DECLARATIONS AND ORDINANCES TO PROVIDE THAT EMERGENCY ORDERS, DECLARATIONS AND ORDINANCES SHALL BE AVAILABLE ON THE CITY'S WEBPAGE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2022-6 was made by Vice Mayor Scott Stiltner and Seconded by Council Member Reed Foley. Motion carried unanimously by roll call vote.

#### REGULAR AGENDA

18. Second Reading - Ordinance No. 2022-5 - LDC Amendment/ Chapter 9, Article II, Section 19 (Case No. 22-25000002)

Mayor Don Burnette read Ordinance No. 2022-5.

#### ORDINANCE NO. 2022-5

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA AMENDING CHAPTER 9, ARTICLE II OF THE LAND DEVELOPMENT CODE, TO ALLOW FUNDS FROM THE CITY'S TREE BANK TO BE USED FOR EDUCATIONAL OUTREACH PROGRAMS AND TREE GIVEAWAYS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2022-5 was made by Vice Mayor Scott Stiltner and Seconded by Council Member Reed Foley. Motion carried unanimously by roll call vote.

19. Request for Waiver of Bidding Requirements, Direction and Approval of the Type of Show, Date for the 4th of July Spectacular, and Award to Vendor

Motion to approve the fireworks show with 2,951 shells on July 4, 2022, waive the formal bidding requirements, award to Explosive Touch, for the 4th of July Fireworks Spectacular for FY22, authorize the City Manager and City Attorney to finalize contract documents,

and authorize the Mayor and City Clerk to execute the associated documents was made by Council Member Chase Tramont and Seconded by Vice Mayor Scott Stiltner.

Susan Lovallo, Parks & Recreation Director, discussed the issues in contracting with fireworks companies for the July 4th celebration.

Motion carried unanimously by roll call vote.

#### ADDITIONAL ITEMS

20. City Attorney - There was nothing further.

21. City Manager - There was nothing further.

#### COUNCIL COMMITTEE REPORTS

##### 22. City Council Committee Reports

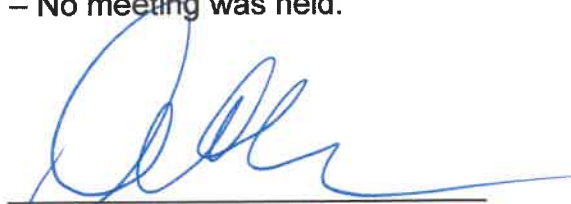
- a. River to Sea TPO - Council Member Reed Foley provided an update.
- b. General Employees' Pension Board - Vice Mayor Scott Stiltner had nothing to add to the actuarial report presentation.
- c. Arthaus – Nothing to report.
- d. Roundtable of Elected Officials – No meeting was held.

ADJOURNMENT - 8:11 p.m.

Attest:



Robin Fenwick, MMC  
City Clerk

  
Mayor Donald O. Burnette