

REGULAR CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
PORT ORANGE, FLORIDA
JULY 19, 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 Ken Sharp of High Point Pentecostal Church

Pledge of Allegiance

Roll Call	Present:	Council Member Reed Foley Council Member Chase Tramont Council Member Drew Bastian Vice Mayor Scott Stiltner 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. Parks & Recreation Month Proclamation

Mayor Don Burnette read the proclamation for Parks & Recreation Month and presented it to REC MAN. Mayor Don Burnette thanked Staff for their work on the July 4th Spectacular event.

CONSENT AGENDA

5. Public Comments on Consent Agenda Items Only

There were none.

6. Agenda Approval

No changes were requested by Council.

Motion to approve the agenda as presented was made by Vice Mayor Scott Stiltner and Seconded by Council Member Chase Tramont. Motion carried unanimously by voice vote.

7. Approval of Minutes

- a. June 21, 2022 - Regular City Council Meeting
- b. June 28, 2022 - City Council Workshop

8. Bid Awards and Contract Items
 - a. Intent to Award ITB #22-08 Fire Station #74 Ceiling / HVAC Replacement to Paul Culver Construction, Inc.
 - b. Approval of renewing the agreements for the purchase of bulk fuel from Mansfield Oil, Petroleum Traders Corporation, and Gentry Oil based on the terms and conditions provided in the Volusia County consortium bid, ITB 19-B-70EM along with a price redetermination previously approved by Volusia County.
 - c. Waiver of Formal Bidding Procedures and Approval to Renew Environmental Legal Liability and Tank Storage Insurance with Aspen Specialty Insurance Company
 - d. Approval of Change Order No. 2 to APM Construction Corp, Inc. for the Ponce Inlet Master Lift Station Remodel for additional funding and extension of time
9. Authorizing the recognition of Allen Green on the Wall of Honor
10. Approval of Maintenance and Drainage Easement to Volusia County on City-owned property (Parcel I.D. 6317-03-00-0081) for the maintenance of the B-19 Canal

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.

PUBLIC PARTICIPATION (Non-Agenda – 20 minutes)

Kinley Irish, citizen, provided suggestions regarding the City's fields so the City can bring back the fall season for softball and baseball.

COUNCIL COMMENTS

11. Comments/Concerns from Council Members

Council Member Chase Tramont also thanked Parks & Recreation Staff for their work on all events.

Council Member Reed Foley spoke regarding his request to the City Manager for a monthly newsletter. Wayne Clark, City Manager, spoke regarding the plan for a monthly newsletter that will be a public-facing publication done in-house. Mayor Don Burnette would like to write the first Council message but then have Council Members rotate.

Vice Mayor Scott Stiltner requested a video showing the Community Development website that shows current development projects. He'd like the video to be posted on social media and the website.

Mayor Don Burnette spoke regarding the recognition for former Mayor Allen Green on the Wall of Honor. He thanked Mr. Green for his years of service and has invited him to attend a future Council meeting for the recognition. Mayor Don Burnette asked Council to speak regarding fall ball being canceled and would like to know the plan from the City

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Manager moving forward. Vice Mayor Scott Stiltner wants to see discussion regarding a bond initiative on the 2024 ballot for funding facilities to address the growing population.

BOARD APPOINTMENTS, INTERVIEWS, REPORTS

12. Parks & Recreation Advisory Board Update

Bobby Ball, Vice Chairman, provided an update from their recent meeting.

PUBLIC HEARING

13. First Reading - Ordinance No. 2022-18 - Rezoning/950 Madeline Avenue (Case No. 22-60000004)

Mayor Don Burnette read Ordinance No. 2022-18.

ORDINANCE NO. 2022-18

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, REZONING PROPERTY CONSISTING OF APPROXIMATELY +8.3 ACRES FROM MULTI-FAMILY RESIDENTIAL (R-3M) TO COMMUNITY COMMERCIAL (CC); AUTHORIZING REVISION OF THE OFFICIAL ZONING ATLAS; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2022-18
was made by Council Member Chase
Tramont and Seconded by Council
Member Reed Foley.

Penelope Cruz, Planning Manager, provided details of the rezoning being requested. The current zoning would allow for an apartment complex to be built with staff review only. The developer held a neighborhood meeting as required by code and neighbors left feeling positive about the project.

Joey Posey, Attorney for the Developer, highlighted a few items from the application and project.

Kristine Cunningham, citizen, spoke regarding the neighborhood meeting. It was a great meeting, but she is concerned with turning into the outparcel once it's built out. She believes there is a safety issue turning off of Nova Road.

Mrs. Cruz spoke regarding the turning concern. The development will require approval through the City's process.

Motion carried 3-2 by roll call vote with
Council Member Reed Foley and Vice
Mayor Scott Stiltner voting no.

14. First Reading - Ordinance No. 2022-17 - Seventh Amendment to the Master Development Agreement for the Crystal Lake Planned Unit Development (Case No. 22-40000001)

Mayor Don Burnette read Ordinance No. 2022-17.

ORDINANCE NO. 2022-17

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, APPROVING THE SEVENTH AMENDMENT TO THE MASTER DEVELOPMENT AGREEMENT FOR CRYSTAL LAKE PLANNED UNIT DEVELOPMENT (PUD); PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY OF; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2022-17
was made by Vice Mayor Scott Stiltner
and Seconded by Council Member
Chase Tramont.

Gideon Smith, Planner, spoke regarding the amendment being requested to remove the required connectivity of the commercial properties through a residential road as it's no longer desired.

Motion carried unanimously by roll call
vote.

15. First Reading - Ordinance No. 2022-19 - Amendment/Chapters 13 and 17 of the Land Development Code (Case No. 22-25000004)

Mayor Don Burnette read Ordinance No. 2022-19.

ORDINANCE NO. 2022-19

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA AMENDING THE LAND DEVELOPMENT CODE CHAPTERS 13 AND 17 TO ALLOW FLEXIBILITY IN THE DESIGN LAYOUT OF A PARKING LOT FOR USES IN LIGHT INDUSTRIAL (LI) AND COMMERCIAL INDUSTRIAL (CI) ZONING DISTRICTS; ADDING WHOLESALERS AND DISTRIBUTORS AS PERMITTED USES IN THE LIGHT INDUSTRIAL (LI) ZONING DISTRICT; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND

PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2022-19
was made by Vice Mayor Scott Stiltner
and Seconded by Council Member
Chase Tramont.

Mr. Smith spoke regarding the amendments being proposed.

Robert Reinhausen, citizen, spoke regarding his concern on the reduction of landscaping requirements.

Motion carried unanimously by roll call
vote.

16. Approval of Subdivision Plat for the Town West Subdivision (Case No. 21-50000003)

Motion to approve the Subdivision Plat
for the Town West Subdivision was
made by Vice Mayor Scott Stiltner and
Seconded by Council Member Chase
Tramont.

Mrs. Cruz spoke regarding the details of the plat being proposed and answered questions of Council.

Discussion was held regarding the traffic impact regarding outparcels.

Jessica Gow, Attorney for ALF Applicant, spoke as to the plat being proposed and answered questions of Council.

Motion carried unanimously by roll call
vote.

REGULAR AGENDA

17. First Reading - Ordinance No. 2022-20 - Amending Chapter 2, Article VI, Division 3, Relating to Submission of Budget

Mayor Don Burnette read Ordinance No. 2022-20.

ORDINANCE NO. 2022-20

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA AMENDING CHAPTER 2, ARTICLE VI, DIVISION 3, RELATING TO SUBMISSION OF BUDGET AND CONTENTS THEREOF, AMENDING SECTION 2-291 RELATING

TO THE TIMING REQUIREMENTS OF THE BUDGET SUBMISSION TO CITY COUNCIL; AMENDING SECTIONS 2-293 AND 2-295 RELATING TO THE CONTENT REQUIREMENTS OF THE BUDGET SUBMISSION TO CITY COUNCIL; REMOVING SECTIONS 2-296 AND 2-297 RELATED TO THE BUDGET SUBMISSION TO CITY COUNCIL BY REMOVING REDUNDANT AND OBSOLETE SECTIONS; AMENDING SECTION 2-298 BY REMOVING REDUNDANT AND OBSOLETE LANGUAGE; AMENDING SECTION 2-299 BY UPDATING THE LANGUAGE RELATED TO BUDGET AMENDMENT AUTHORITY CONSISTENT WITH STATE LAW; AND PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2022-20 was made by Vice Mayor Scott Stiltner and Seconded by Council Member Drew Bastian.

John McKinney, Finance Director, explained the cleanup changes to move toward a more traditional budget.

Motion carried unanimously by roll call vote.

ADDITIONAL ITEMS

18. City Attorney

There was nothing further.

19. City Manager

Mr. Clark asked Council to designate a voting delegate for the annual FLC conference being held on August 11-13, 2022. Mayor Burnette will be attending the conference and volunteered to represent the Council. Council agreed.

Motion to nominate Mayor Don Burnette was made by Vice Mayor Scott Stiltner and Seconded by Council Member Reed Foley. Motion carried unanimously by voice vote.

COUNCIL COMMITTEE REPORTS

20. City Council Committee Reports

- a. First Step Shelter - Councilman Chase Tramont had no update.

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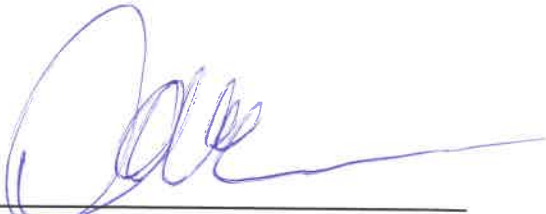
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b. ArtHaus - Councilman Chase Tramont had nothing to report.

c. Port Orange/South Daytona Chamber of Commerce - Mayor Don Burnette provided details of upcoming events. Mayor Don Burnette congratulated Debbie Connors, Executive Director of the Port Orange/South Daytona Chamber of Commerce, on her upcoming retirement.

ADJOURNMENT - 7:45 p.m.



Mayor Donald O. Burnette

Attest:



Robin Fenwick, MMC

City Clerk