

REGULAR CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
PORT ORANGE, FLORIDA
SEPTEMBER 20, 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 Kari Niedermaier of All Saints Lutheran 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

Also Present: City Manager Wayne Clark
City Attorney Matthew Jones
City Clerk Robin Fenwick
Assistant City Clerk Tracee Cody

PROCLAMATIONS

4. Childhood Cancer Awareness Month

Vice Mayor Scott Stiltner read the proclamation for Childhood Cancer Awareness month and Mayor Don Burnette presented it to Laurie Parker.

CONSENT AGENDA

5. Public Comments on Consent Agenda Items Only

There were none.

6. Agenda Approval

Item 8(b) was removed from the Consent Agenda for further discussion by Vice Mayor Scott Stiltner.

Motion to approve the Agenda as amended was made by Vice Mayor Scott Stiltner and Seconded by Council Member Reed Foley. Motion carried unanimously by voice vote.

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7. Approval of Minutes
 - a. September 6, 2022 - Regular City Council Meeting
 - b. September 7, 2022 - Special City Council Meeting
8. Bid Awards and Contract Items
 - a. Approval of Amendment and Renewal No. 2 with G&G Outdoors, LLC for the Standard Contract for Services (CA7285) relating to the City Landscape Maintenance Services for the Police Shooting Range
 - b. Approval of Amendment No. 2 to the Standard Contract for Services with Sparks Concrete, LLC (CA6825) under ITB #19-02 Concrete Installation, Repairs, and Replacement
 - c. Approval of Change Order No. 1 to Standard Contract for Services (CA7244) with Kimley Horn & Associates for RFSQ 20-02, 20-Inch Force Main River Crossing Design
 - d. Approval of Task Authorization No. 1 under the Master Contract for Professional Engineering Services CA7763 to Zev Cohen and Associates, Inc for services relating to the Design and Bidding Assistance for the City Center Exterior Improvement Project.
 - e. Approval of Task Authorization No. 2 with Zev Cohen & Associates, Inc. under the Master Contract for Professional Engineering Services (CA7763) for Jackson St. and Oak St. Stormwater Improvements Design and Bidding Assistance Services
 - f. Approval of Amendment No. 2 & Renewal No. 1 with VerdeGo LLC (CA6897) for - Major Thoroughfare Landscaping Maintenance (ITB 19-18)
 - g. Approval of Change Order No. 2 to Brightly Software Inc. (Formerly Dude Solutions, Inc.) Piggyback Agreement for Community Development Permit Software Project (SmartGov)
 - h. Approval of one-month extension to the Annual Service and Trap Neuter Release (TNR) Agreement with Halifax Humane Society (HHS)
 - i. Approval to Renew the City's Property and Casualty Insurance / Loss Control and Prevention Services
9. Resolution No. 22-27- Partial Utility Easement Vacation at Lot 24, Brandy Hills Unit 1 Subdivision (24 Tula Drive)
10. FY 2022 Utility Billing and Accounts Receivable Accounting Adjustment
11. Approval of Proportionate Fair-Share Agreement for Shoppes at Summer Trees Site Plan (Case No. 22-800000001)

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

Item #8(b) - Mayor Don Burnette asked if there is anything that can be done to improve the number of concrete bids received. Wayne Clark, City Manager, explained the challenge that the City doesn't do a large enough volume to get more bids but it will be re-bid later in the fiscal year. Mayor Don Burnette asked to review doing concrete work in-house.

Motion to approve Item #8(b) was made by Vice Mayor Scott Stiltner and Seconded by Council Member Chase Tramont. Motion carried unanimously by voice vote.

PUBLIC PARTICIPATION (Non-Agenda – 20 minutes)

Joseph Adazzio, citizen, spoke regarding the concerns discussed at their HOA meeting relating to overgrowth of foliage, weeds, etc. at Southwinds Drive and Madeline Avenue. Mayor Don Burnette asked the City Manager to address the concerns with Staff.

COUNCIL COMMENTS

12. Comments/Concerns from Council Members

Mayor Don Burnette spoke regarding the 9/11 ceremony and thanked Halifax Health for the invitation.

BOARD APPOINTMENTS, INTERVIEWS, AND REPORTS

13. Citizen Advisory Committee for TPO

Bobby Ball, CAC member, provided an update from their recent meeting.

PUBLIC HEARING

14. Second Reading - Ordinance No. 2022-23 - Prohibiting Smoking and Vaping in City Parks

Mayor Don Burnette read Ordinance No. 2022-23.

ORDINANCE NO. 2022-23

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, AMENDING CHAPTER 50 OF THE CODE OF ORDINANCES, TO ESTABLISH SECTION 50-40, PROHIBITING SMOKING AND VAPING IN PARKS; PROVIDING FOR EXCEPTIONS; PROVIDING FOR DEFINITIONS; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2022-23 was made by Vice Mayor Scott Stiltner and Seconded by Council Member

Chase Tramont. Motion carried
unanimously by roll call vote.

15. First Reading – Ordinance No. 2022-24 - Rezoning/904 Taylor Road
(Case No. 22-60000005)

Mayor Don Burnette read Ordinance No. 2022-24.

ORDINANCE NO. 2022-24

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA
COUNTY, FLORIDA, REZONING PROPERTY CONSISTING OF
APPROXIMATELY +3.2 ACRES FROM COMMUNITY
COMMERCIAL (CC) TO GOVERNMENT/PUBLIC USE (GPU);
AUTHORIZING REVISION OF THE OFFICIAL ZONING ATLAS;
AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2022-24
was made by Vice Mayor Scott Stiltner
and Seconded by Council Member
Chase Tramont.

Gideon Smith, Planner, spoke regarding the rezoning request.

Motion carried unanimously by roll call
vote.

ADDITIONAL ITEMS

16. City Attorney

There was nothing further.

17. City Manager

There was nothing further.

COUNCIL COMMITTEE REPORTS

18. City Council Committee Reports

a. First Step Shelter - Council Member Chase Tramont provided details
from their recent meeting.

b. ArtHaus - Council Member Chase Tramont had nothing to report. Staff is
working with them to revise the contract.

c. Port Orange/South Daytona Chamber of Commerce - Mayor Don Burnette
advised the meeting was rescheduled for Friday, September 23.

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d. Roundtable of Elected Officials - Mayor Don Burnette advised the meeting was canceled.

e. Fire Pension Plan - Council Member Reed Foley provided details from their recent meeting.

ADJOURNMENT - 6:56 p.m.



Mayor Donald O. Burnette

Attest:



Robin Fenwick, MMC
City Clerk