

REGULAR CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
PORT ORANGE, FLORIDA
OCTOBER 4, 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 Mike Swingle of First Baptist Church of Harbor Oaks

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

HURRICANE IAN UPDATE

4. Resolution No. 22-32 - Budget Resolution for Hurricane Ian

Mayor Don Burnette read Resolution No. 22-32.

RESOLUTION NO. 22-32

A RESOLUTION OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, PERTAINING TO HURRICANE IAN BUDGET ADJUSTMENTS FOR FISCAL YEAR 2022-23; PROVIDING FOR APPROVAL OF 2022-2023 BUDGET ADJUSTMENTS; PROVIDING FOR SCRIVENER'S ERRORS; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Resolution No. 22-32 was made by Vice Mayor Scott Stiltner and Seconded by Council Member Chase Tramont.

Wayne Clark, City Manager, provided a brief update relating to the impacts of Hurricane Ian on the City of Port Orange including debris removal plans, closed parks, and damage assessment.

Wendall Dallarosa, citizen, spoke regarding his experiences during the storm.

Motion carried unanimously by roll call vote.

CONSENT AGENDA

5. Public Comments on Consent Agenda Items Only

Robert Reinhausen, citizen, expressed his concerns regarding the request to waive the bidding requirements for Item #8(a).

6. Agenda Approval

Vice Mayor Scott Stiltner asked that Item #13 be pulled for further discussion.

Motion to approve Agenda as amended 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. September 20, 2022 - Regular City Council Meeting
- b. September 21, 2022 - Special City Council Meeting
- c. September 26, 2022 - Special City Council Meeting

8. Bid Awards and Contract Items

- a. Waiver of Bidding Requirements and Approval of License Agreement for Kayak, Paddleboard, and Small Sailboat Rentals at Riverwalk Park with Sandypoint Progressive Sports
- b. Approval of Third Party Access and Use Agreement with Zoll Data Systems Inc. for Fire Reports and EMS Charts
- c. Approval of License Agreement for Concession at Riverwalk with Hoffman & Capell, LLC

9. Granting of Easement for TECO gas line at City Center

10. Approval of Proportionate Fair-Share Agreement for O2B Kids Childcare Facility Site Plan (Case No. 22-80000004)

11. Approval of Major Special Event Request for Biketoberfest 2022 from The Doghouse Bar and Grill at 3400 S. Nova Road

12. Approval of Major Special Event Request for the Daytona's Original First Turn Biketoberfest Event at 5164, 5204, and 5236 South Ridgewood Avenue

Motion to approve Consent Agenda Items #7-12 was made by Vice Mayor Scott Stiltner and Seconded by Council

Member Chase Tramont. Motion carried
unanimously by roll call vote.

13. Approval and Ratification of the National Association of Government
Employees (NAGE) 2022-2025 Collective Bargaining Agreement

Motion to approve was made by Vice
Mayor Scott Stiltner and Seconded by
Council Member Reed Foley.

Mayor Don Burnette thanked Staff and NAGE representatives for their work on the
agreement.

Motion carried unanimously by voice
vote.

PUBLIC PARTICIPATION (Non-Agenda – 20 minutes)

Mr. Dallarosa addressed Council about various items relating to himself and his medical
conditions.

COUNCIL COMMENTS

14. Comments/Concerns from Council Members

Council warned citizens to be aware of scams that often occur after storms. Mayor Don
Burnette asked if residents would be allowed to stay in RVs while their homes are being
repaired. Mr. Clark advised Staff is working on the parameters to allow it under an
Executive Order.

PROCLAMATIONS

15. Domestic Violence Awareness Month

Mayor Don Burnette read a proclamation for Domestic Violence Awareness Month and
presented it to Victim Advocate Odetta Horruitiner.

BOARD APPOINTMENTS, INTERVIEWS, AND REPORTS

16. Environmental Advisory Board Report

Kristine Cunningham, Chair, was unable to attend. The City Clerk's Office will attempt to
reschedule.

PUBLIC HEARING

17. First Reading - Ordinance No. 2022-27 - Sixth Amendment to the Master Development Agreement for the Crystal Lake Planned Unit Development / Case No. 21-40000002

Mayor Don Burnette read Ordinance No. 2022-27.

ORDINANCE NO. 2022-27

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, APPROVING THE SIXTH 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. 2022-27 was made by Vice Mayor Scott Stiltner and Seconded by Council Member Chase Tramont.

Tim Burman, Community Development Director, provided details regarding the amendment being requested.

Motion carried unanimously by roll call vote.

REGULAR AGENDA

18. First Reading - Ordinance No. 2022-25 - Revising Article VI. - Peddlers, Solicitors, and Transient Merchants

Mayor Don Burnette read Ordinance No. 2022-25.

ORDINANCE NO. 2022-25

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES CHAPTER 18, ARTICLE VI, DIVISIONS 1 AND 2 TO MODIFY THE PERMITTING PROCESS AND REGULATIONS RELATED TO PEDDLERS, SOLICITORS, AND TRANSIENT MERCHANTS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2022-25 was made by Vice Mayor Scott Stiltner

and Seconded by Council Member
Chase Tramont.

Robin Fenwick, City Clerk, provided details regarding the changes being requested to the application for a solicitor's permit, as well as the revocation process.

Motion carried unanimously by roll call
vote.

ADDITIONAL ITEMS

19. City Attorney

There was nothing further.

20. City Manager

Wayne Clark, City Manager, advised Council that additional items would be brought forward for their consideration by Mrs. Fenwick as more work is done to clean up ordinances and other processes. He also thanked the Fire Chief and Police Chief for their work as Incident Commanders during Hurricane Ian.

COUNCIL COMMITTEE REPORTS

21. City Council Committee Reports

a. River to Sea TPO - Council Member Reed Foley advised that the meeting was canceled due to the hurricane.

b. General Employees' Pension Plan - Vice Mayor Scott Stiltner that the meeting was rescheduled for October 10th.

ADJOURNMENT - 8:04 p.m.

Attest:




Mayor Donald O. Burnette



Robin Fenwick, MMC
City Clerk

