

REGULAR CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
PORT ORANGE, FLORIDA
FEBRUARY 7, 2023

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 Father Matt Mello of Our Lady of Hope Catholic Church

Pledge of Allegiance

Roll Call	Present:	Councilman Drew Bastian Councilman Scott Stiltner Vice Mayor Reed Foley Mayor Don Burnette
	Also Present:	City Manager, Wayne Clark City Attorney, Matt Jones Assistant City Clerk, Tracee Cody

RECOGNITION AND PROCLAMATIONS

4. Volusia County Teacher of the Year - Vonda Morris

Volusia County Schoolboard Representative for District 2, Anita Burnette, introduced Vonda Morris. Mayor Don Burnette presented a certificate of recognition to Volusia County Teacher of the Year Vonda Morris. Ms. Morris is a teacher at Spruce Creek High School.

5. Fire Department Recognition of Gregg Bastian

Division Chief of Fire Operations Joe Meeske described Gregg Bastian's quick actions taken on Christmas morning that helped a neighbor realize their house was on fire and getting it put out.

Councilman Drew Bastian presented a certificate of recognition to retired Port Orange Fire Lieutenant Gregg Bastian for going above and beyond in his neighbor's time of need.

CONSENT AGENDA

6. Public Comments on Consent Agenda Items Only

There were none.

7. Agenda Approval

There were no changes requested by Council.

Motion to approve the agenda as presented was made by Vice Mayor Reed Foley and Seconded by Councilman Scott Stiltner. Motion carried unanimously by voice vote.

8. Approval of Minutes
 - a. January 17, 2023 - Regular City Council Meeting
 - b. January 19, 2023 - Town Hall Meeting
 - c. January 24, 2023 - City Council Workshop
9. Bid Awards and Contract Items
 - a. Approval of Task Authorization No. 3 to Mead & Hunt, Inc. under the Master Contract for Professional Engineering Services for Public Utilities and Environmental Services CA7761 for Consent Order OCG No. 21-0734 Compliance Plan Phase III Reclaimed Water Reservoir Improvements
 - b. Waiver of bidding requirements for sports officials/umpires
10. Resolution No. 23-09 - Approval of First Quarter Budget Amendments for Fiscal Year 2022-2023
11. Approval of Proportionate Fair-Share Agreement for Hampton Manor Site Plan (Case No. 22-80000005)
12. Approval of Memorandum of Understanding (MOU) with the International Association of Firefighters (IAFF)

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

PUBLIC PARTICIPATION (Non-Agenda – 20 minutes)

Mike Mellon and Matt Fischer, residents of the Harbor Oaks subdivision, expressed their concerns about needing traffic calmers/speed tables on East Bayshore Drive, Main Street, and Riverside Drive in their community. They originally spoke to Council in October and have now presented petitions signed by neighbors in support.

Robert Reinhausen, resident, expressed his thoughts on the American Rescue Plan Act discussion from the Council Workshop and the rules of the Davis-Bacon Act and the new Build-America, Buy American Act.

COUNCIL COMMENTS

13. Comments/Concerns from Council Members

Vice Mayor Reed Foley spoke further about the speed tables in Harbor Oaks and asked the City Manager, Wayne Clark, for an update on possible options. Mr. Clark explained that once the traffic study is completed, City staff could then present options to Council. Currently, the City Ordinance prohibits speed bumps; however, there are other designs and ways to slow traffic down that wouldn't require an Ordinance change. Vice Mayor Reed Foley congratulated Vonda Morris and Gregg Bastian for receiving their recognition.

Councilman Scott Stiltner commented that he believes Harbor Oaks would be a good pilot area and also spoke about City events happening and encouraged residents to check out social media.

Councilman Drew Bastian also applauded the residents for getting the petitions and thanked Vonda Morris and Gregg Bastian for their services.

Mayor Don Burnette thanked the City Manager and staff for doing a good job with the International Association of Firefighters (IAFF) negotiations. He spoke briefly about the REC Center and upcoming possible opportunities for facilities.

SPECIAL REPORTS

14. Report from KemperSports on the Cypress Head Golf

Jeff Dayton, General Manager, provided financial information and details on the course conditions.

BOARD APPOINTMENTS, INTERVIEWS, AND REPORTS

15. Environmental Advisory Board Report

Kristine Cunningham, Chair of the Environmental Advisory Board, provided details from their recent meetings. She also announced they have a vacancy.

16. Golf Course Advisory Board Report

Lance Green, Chairman of the Golf Course Advisory Board, provided details from their recent meetings.

REGULAR AGENDA

17. Declaration of Vacant Council Seat District 2

Motion to declare a vacancy for the council member seat in District 2 was made by Vice Mayor Reed Foley and Seconded by Councilman Scott Stiltner.

Motion carried unanimously by roll call vote.

18. Discussion on Interim Council Member and Special Election for District 2 Council Member

Robin Fenwick, Assistant City Manager, presented the policy items for Council's consideration, including residency criteria and the application process. Matt Jones, City Attorney, provided his opinion that the appointee must meet the same residency qualification as an elected official although the Charter is silent to qualifications for an interim appointment.

Mayor Don Burnette recommended a process to accept applications and resumes until Friday, February 17, 2023 by 5:00 p.m. and then name an interim Council Member on February 21, 2023 at the Regular Council Meeting.

Motion to approve the recommended process to nominate an Interim Council Member on February 21, 2023 was made by Council Member Scott Stiltner and seconded by Vice Mayor Reed Foley. Motion carried unanimously by roll call.

Mrs. Fenwick and Lisa Lewis, Supervisor of Elections, discussed possible dates for the Special Election for Council to consider. Council members discussed the options presented .

Mr. Reinhausen suggested a candidate profile page on the city's website and suggested the earlier date for the Special Election.

Ms. Cunningham suggested the later date so that candidates have ample time to prepare.

Motion to approve the May 9, 2023 Special Election date was made by Councilman Scott Stiltner, no second, motion failed.

Motion to approve the August 22, 2023 Special Election date was made by Vice Mayor Reed Foley and seconded by Councilman Drew Bastian. Motion carried unanimously by roll call.

ADDITIONAL ITEMS

There was nothing further.

20. City Manager

a. Legislative Priorities Update

Mrs. Fenwick provided an update on Legislative Appropriation Request Projects and will be going to talk to staff in Tallahassee next week with the City Manager and the City Engineer, Junos Reed.

COUNCIL COMMITTEE REPORTS

21. City Council Committee Reports

a. General Employees' Pension Plan – Councilman Scott Stiltner provided details from their recent meeting.

b. River to Sea TPO - Vice Mayor Reed Foley provided details from their recent meeting. Councilman Scott Stiltner suggested putting a link on the city's website so residents can have further information on TPO projects.

c. Roundtable of Elected Officials - Mayor Don Burnette provided details from their recent meeting.

ADJOURNMENT – 8:20 p.m.



Mayor Donald O. Burnette

Attest:

Robin Fenwick, MMC
City Clerk