

REGULAR CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
PORT ORANGE, FLORIDA
AUGUST 1, 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 Pastor Mike Swingle of First Baptist Church of Harbor Oaks

Pledge of Allegiance

Roll Call

Present:

Councilman Tracy Grubbs
Councilman Drew Bastian
Councilman Scott Stiltner
Vice Mayor Reed Foley
Mayor Donald Burnette

Also Present:

City Manager, Wayne Clark
City Attorney, Matthew Jones
Deputy City Clerk, Tracee Cody

City Council recessed at 6:31 p.m. to hold the Town Center CRA meeting, City Council/Town Center CRA Joint Special meeting, and the Eastport CRA meeting, minutes of which are under separate cover.

TOWN CENTER CRA REGULAR MEETING

CITY COUNCIL/TOWN CENTER CRA JOINT SPECIAL MEETING

EASTPORT CRA REGULAR MEETING

City Council reconvened at 7:02 p.m.

CONSENT AGENDA

4. Public Comments on Consent Agenda Items Only

There were none.

5. Agenda Approval

Mayor Burnette asked to pull Item #7h for further discussion.

Motion to approve the agenda as amended was made by Vice Mayor Reed Foley and seconded by

Councilman Scott Stiltner. Motion
carried unanimously by voice vote.

6. Approval of Minutes
 - a. July 11, 2023 - City Council Workshop
 - b. July 18, 2023 - Regular City Council Meeting
 - c. July 25, 2023 - Special City Council Meeting
7. Bid Awards and Contract Items
 - a. Award of ITB No. 23-03 for Major Thoroughfare Landscape Maintenance to Brightview Landscape Services, Inc.
 - b. Approval of Change Order No. 1 with McMahan Construction Co., Inc. for the Water Reclamation Facility East Master Lift Station upgrades
 - c. Approval of Amendment No. 2 to the Down Under Causeway Park/Down Under Lease Agreement with the Florida Department of Transportation (FDOT)
 - d. Approval of Task Authorization No. 3 with Advanced Roofing for the repair of the Public Works Fleet Roof
 - e. Approval of Task Authorization No. 4 with Dredging & Marine Consultants for the Memorial Park Observation Dock Rehabilitation
 - f. Approval of Task Authorization No. 7 with Kimley-Horn, Inc under the Master Contract for Engineering & Environmental Services as it relates to the City-wide Stormwater Master Plan Update
 - g. Approval of a Standard Contract for Services with Applied Aquatic Management Inc. for Aquatic Plant Management
 - h. Approval of a Contract with Samsula Waste, Inc. d/b/a Samsula Demolition to demolish and clean up the properties located at 826, 828, 830, and 832 Sugarhouse Blvd., pursuant to the Code Enforcement Special Magistrate's Order
8. Resolution No. 23-27 - FY2022 - 2023 Third Quarter Budget Amendments
9. Resolution No. 23-28 - Housing and Urban Development Community Development Block Grant (CDBG) Plan Year 2023 Annual Action Plan
10. Approval of Quit-Claim Deed regarding Amended Grant Award Agreement with Florida Communities Trust (FCT) for a portion of Riverwalk Park Property

Motion to approve the Consent Agenda
Items #6-7g and #8-10 was made by
Vice Mayor Reed Foley and seconded
by Councilman Scott Stiltner. Motion
carried unanimously by roll call vote.

Item #7h - Approval of a Contract with Samsula Waste, Inc. d/b/a Samsula Demolition to demolish and clean up the properties located at 826, 828, 830, and 832 Sugarhouse Blvd., pursuant to the Code Enforcement Special Magistrate's Order

Motion to approve Item #7h was made
by Vice Mayor Reed Foley and
seconded by Councilman Scott Stiltner.

Mayor Burnette asked the City Manager, Wayne Clark, for a timeframe on the

demolition. Mr. Clark explained that the demolition company has prepared the permit package already and that there is a requirement to do an asbestos study that takes about five days. Given the study comes back negative, the company would start demolition on the week of August 14th, which takes about a week. The site should be cleared by the end of August. Mr. Clark will keep the Mayor apprised of any delays.

Motion carried unanimously by voice vote.

PUBLIC PARTICIPATION (Non-Agenda – 20 minutes)

Matt Reinhart, Volusia County Councilman, gave an update on county business primarily in regards to the beaches. Key topics included how construction is being worked around sea turtle activity, beach ramps and access points, deployed trap bags and easement agreements obtained, dredging projects, and the Transform 386 grant project. Mr. Reinhart also spoke about the Army Corps of Engineers project for inland flooding in Daytona Beach backed by Congressman Waltz.

Robert Reinhegan, resident, commented on the Riveryard item discussed at the July 27th Planning Commission meeting regarding the infrastructure and his concerns about how the developer would deal with stormwater runoff.

COUNCIL COMMENTS

11. Comments/Concerns from Council Members

Vice Mayor Foley thanked Tom DiEulio, Public Works Director, and his crew for their efforts in trying to reduce flooding throughout the City but specifically in the Sleepy Hollow subdivision.

Councilman Grubbs expressed concerns about derelict vessels in the Down Under and Riverwalk areas.

Mayor Burnette asked Mr. Clark about the Artificial Intelligence (AI) system and traffic lights along Dunlawton Ave. Without speaking for the County or Florida Department of Transportation (FDOT), Mr. Clark briefly explained how the system works and why they aren't using it. Due to high maintenance costs and studies showing the manual/computer system is more efficient, they have decided not to repair the system. Mr. Clark also provided an update on street lights on the bridge and that repairs were delayed due to the supply chain but are now underway. Mr. Clark also explained that the lights along the north end of Nova Road approaching Herbert Street are still out because an FDOT contractor cut a line to the main power source and they are still trying to resolve the issue.

BOARD APPOINTMENTS, INTERVIEWS, AND REPORTS

12. Golf Advisory Board Report

Richard Lee, Chairman of the Golf Course Advisory Board, provided details from their recent meetings.

PUBLIC HEARING

13. First Reading - Ordinance 2023-08 - Amendment to Chapter 54, Article V, Police Pension Fund of the Code of Ordinances (Definitions)

Mayor Don Burnette read Ordinance No. 2023-08.

ORDINANCE NO. 2023-08

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, AMENDING CHAPTER 54, ARTICLE V, POLICE PENSION FUND, AMENDING SECTION 54-122, DEFINITIONS, CLARIFYING THE DEFINITION OF "COMPENSATION" TO CONFORM TO PAST PRACTICE; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Matt Jones, City Attorney, provided further details of the proposed Ordinance.

Motion to approve Ordinance No. 2023-08 was made by Vice Mayor Reed Foley and seconded by Councilman Scott Stiltner. Motion carried unanimously by roll call vote.

14. Approval of the Coastal Oaks Subdivision Plat and Plans (Case No. SUBD-23-0001)

Motion to approve was made by Vice Mayor Reed Foley and seconded by Councilman Scott Stiltner.

Penelope Cruz, Planning Manager, provided further details of the request and answered questions from Council.

Brendan Galbreath, Port Orange business owner, commented on the momentum of these areas and upcoming projects and is looking forward to them.

Motion carried unanimously by roll call vote.

ADDITIONAL ITEMS

15. City Attorney

There was nothing further.

16. City Manager

Mr. Clark provided an update on the Nova Road street lights that FPL has assigned a crew and pushed this issue to the top. Mr. Clark also informed Council that Bristol will be presenting their plans on August 15. Lastly, he introduced and welcomed the new IT director, Jim Faulkner.

ADJOURNMENT – 7:46 p.m.

Attest:



Robin Fenwick, MMC
City Clerk



Mayor Donald O. Burnette