



REGULAR CITY COUNCIL MEETING

6:30 PM – COUNCIL CHAMBERS – CITY HALL

OCTOBER 3, 2023

AGENDA

ALL CITIZENS DESIRING TO ADDRESS THE PORT ORANGE CITY COUNCIL DURING PUBLIC PARTICIPATION SHOULD COMPLETE THE FORM WHICH IS LOCATED ON THE STANDS OUTSIDE THE COUNCIL CHAMBERS. AFTER COMPLETING THE FORM, PRESENT IT TO THE CITY CLERK.

A. OPENING

1. Invocation by Pastor Ken Sharp of High Point Pentecostal Church
2. Pledge of Allegiance
3. Roll Call

B. RECOGNITION AND PROCLAMATIONS

4. Domestic Violence Awareness Month

C. CONSENT AGENDA

5. Public Comments on Consent Agenda Items Only
6. Agenda Approval
7. Approval of Minutes
  - a. September 19, 2023 - Regular City Council Meeting
  - b. September 20, 2023 - Special City Council Meeting
8. Bid Awards and Contract Items
  - a. Approval of Task Authorization No. 3 with Pegasus Engineering, LLC for grant application development for the FEMA Hazard Mitigation Grant Program (HMGP) Application for the Elevation of 9 Flood-Prone Homes under Hurricane Nicole (DR-4680-FL)
  - b. Approval of Task Authorization No. 4 with Pegasus Engineering, LLC for grant application development for the FEMA Hazard Mitigation Grant Program (HMGP) Application for the Acquisition and Demolition of 7 Flood-Prone Homes under Hurricane Nicole (DR-4680-FL)

- c. Approval of Task Authorization No. 5 with Pegasus Engineering, LLC for grant application development for the FEMA Hazard Mitigation Grant Program (HMGP) Application for the Elevation of 5 Flood-Prone homes under Hurricane Nicole (DR-4680-FL)
  - d. Approval of Task Authorization No. 6 with Pegasus Engineering, LLC for grant application development for the FEMA Hazard Mitigation Grant Program (HMGP) Application for the Demolition and Reconstruction of 1 Flood-Prone Home under Hurricane Nicole (DR-4680-FL)
  - e. Approval of Task Authorization No. 7 with Pegasus Engineering, LLC for grant application development for the FEMA Hazard Mitigation Grant Program (HMGP) Application for the Acquisition and Demolition of 1 Flood-Prone Home under Hurricane Nicole (DR-4680-FL)
- 9. Approval of Major Special Event Request for The Doghouse Bar and Grill Biketoberfest 2023 Event at 3400 S. Nova Road
  - 10. Approval of Major Special Event Request for the Daytona's Original First Turn Biketoberfest 2023 Event at 5164, 5204, and 5236 South Ridgewood Avenue
  - 11. Resolution No. 23-44 - Ratification of Actions Taken During Hurricane Idalia
  - 12. Resolution No. 23-45 - Reimbursement Resolution for Public Safety Equipment
  - 13. Resolution No. 23-46 – Hurricane Nicole Hazard Mitigation Grant Program (HMGP) Application to Request Funds to Elevate 9 Flood-Prone Homes
  - 14. Resolution No. 23-47 – Hurricane Nicole Hazard Mitigation Grant Program (HMGP) Application to Request Funds to Acquire and Demolish 7 Flood-Prone Homes.
  - 15. Resolution No. 23-48 – Hurricane Nicole Hazard Mitigation Grant Program (HMGP) Application to Request Funds to Elevate 5 Flood-Prone Homes
  - 16. Resolution No. 23-49 – Hurricane Nicole Hazard Mitigation Grant Program (HMGP) Application to Request Funds to Demolish and Reconstruct 1 Flood-Prone Home
  - 17. Resolution No. 23-50 – Hurricane Nicole Hazard Mitigation Grant Program (HMGP) Application to Request Funds to Acquire and Demolish 1 Flood-Prone Home

D. PUBLIC PARTICIPATION (Non-Agenda – 20 minutes)

E. COUNCIL COMMENTS

- 18. Comments/Concerns from Council Members

F. SPECIAL REPORTS

- 19. Report from KemperSports on the Cypress Head Golf
- 20. State of Florida PACE Program by Will Roberts, Volusia County Tax Collector

G. BOARD APPOINTMENTS, INTERVIEWS, AND REPORTS

21. Environmental Advisory Board Appointment

22. Police Pension Board Appointment

#### H. PUBLIC HEARING

23. Second Reading - Ordinance No. 2023-13 - 4th Amendment to the Master Development Agreement and Conceptual Development Plan for the Pavilion at Port Orange Planned Commercial Development (CASE NO. PRZA-23-0005)

24. First Reading Ordinance No. 2023-15 - Implementing the State's Statutory Mandate to Prepare Business Impact Estimates Pursuant to Section 166.041, Florida Statutes.

#### I. REGULAR AGENDA

25. Resolution No. 23-51 - Opposition to the Proposed Construction of the Belvedere Fuel Farm

26. Discussion on Legislative Priorities for 2024

#### J. ADDITIONAL ITEMS

27. City Attorney

28. City Manager

#### K. COUNCIL COMMITTEE REPORTS

29. City Council Committee Reports

a. River to Sea TPO - Vice Mayor Reed Foley

b. Arthaus - Vice Mayor Reed Foley

#### L. ADJOURNMENT

**NOTICES** – PURSUANT TO SECTION 286.0105 OF THE FLORIDA STATUTES, IF ANY PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE CITY COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT THIS PUBLIC MEETING OR HEARING, SUCH PERSON WILL NEED A RECORD OF THE PROCEEDINGS, AND THAT, FOR SUCH PURPOSE, SUCH PERSON MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. THE CITY DOES NOT PREPARE OR PROVIDE SUCH A RECORD.



FOR SPECIAL ACCOMMODATIONS, PLEASE NOTIFY THE CITY CLERK'S OFFICE (PHONE: 386-506-5563) AS FAR IN ADVANCE AS POSSIBLE, BUT PREFERABLY WITHIN 2 WORKING DAYS OF YOUR RECEIPT OF THIS NOTICE OR 5 DAYS PRIOR TO THE MEETING OR HEARING DATE.



HELP FOR THE HEARING IMPAIRED IS AVAILABLE THROUGH THE ASSISTIVE LISTENING SYSTEM RECEIVERS CAN BE OBTAINED FROM THE CITY CLERKS' OFFICE.

**IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT (ADA)**, IF YOU ARE A PERSON WITH A DISABILITY WHO NEEDS AN ACCOMMODATION IN ORDER TO PARTICIPATE IN THIS PROCEEDING, YOU ARE ENTITLED, AT NO COST TO YOU, THE PROVISION OF CERTAIN ASSISTANCE. PLEASE CONTACT THE CITY CLERK FOR THE CITY OF PORT ORANGE, 1000 CITY CENTER CIRCLE, PORT ORANGE, FLORIDA 32129, TELEPHONE NUMBER 386-506-5563, [CITYCLERK@PORT-ORANGE.ORG](mailto:CITYCLERK@PORT-ORANGE.ORG), AS FAR IN ADVANCE AS POSSIBLE, BUT PREFERABLY WITHIN 2

Regular City Council Meeting

10/3/2023

Page 4 of 4

WORKING DAYS OF YOUR RECEIPT OF THIS NOTICE OR 5 DAYS PRIOR TO THE MEETING OR HEARING DATE. IF YOU ARE HEARING OR VOICE IMPAIRED, CONTACT THE RELAY OPERATOR AT 7-1-1 or 1-800-955-8771.

UPON REQUEST BY A QUALIFIED INDIVIDUAL WITH A DISABILITY, THIS DOCUMENT WILL BE MADE AVAILABLE IN AN ALTERNATE FORMAT. IF YOU NEED TO REQUEST THIS DOCUMENT IN AN ALTERNATE FORMAT, PLEASE CONTACT THE CITY CLERK WHOSE CONTACT INFORMATION IS PROVIDED ABOVE.

ANY INVOCATION THAT IS OFFERED BEFORE THE OFFICIAL START OF THE CITY COUNCIL MEETING SHALL BE THE VOLUNTARY OFFERING OF A PRIVATE PERSON, TO AND FOR THE BENEFIT OF THE CITY COUNCIL. THE VIEWS OR BELIEFS EXPRESSED BY THE INVOCATION SPEAKER HAVE NOT BEEN PREVIOUSLY REVIEWED OR APPROVED BY THE CITY COUNCIL OR THE CITY STAFF, AND THE CITY IS NOT ALLOWED BY LAW TO ENDORSE THE RELIGIOUS BELIEFS OR VIEWS OF THIS, OR ANY OTHER SPEAKER. PERSONS IN ATTENDANCE AT THE CITY COUNCIL MEETING ARE INVITED TO STAND DURING THE OPENING INVOCATION AND PLEDGE OF ALLEGIANCE. HOWEVER, SUCH INVITATION SHALL NOT BE CONSTRUED AS A DEMAND, ORDER, OR ANY OTHER TYPE OF COMMAND. NO PERSON IN ATTENDANCE AT THE MEETING SHALL BE REQUIRED TO PARTICIPATE IN ANY OPENING INVOCATION THAT IS OFFERED. A PERSON MAY EXIT THE CITY COUNCIL CHAMBERS AND RETURN UPON COMPLETION OF THE OPENING INVOCATION IF A PERSON DOES NOT WISH TO PARTICIPATE IN OR WITNESS THE OPENING INVOCATION.