

REGULAR CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
PORT ORANGE, FLORIDA
OCTOBER 17, 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 Chaplain Carlos Hidalgo of Advent Health Mission and Ministry

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 Matt Jones
Deputy City Clerk Tracee Cody

RECOGNITION AND PROCLAMATIONS

4. Manufacturing Month

Mayor Don Burnette read the proclamation for Manufacturing Month and presented it to representatives of the Volusia Manufacturers Association.

5. Florida City Government Week

Mayor Don Burnette read the proclamation for Florida City Government Week.

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 Councilman Scott Stiltner and seconded by Vice Mayor Reed Foley. Motion carried unanimously by voice vote.

8. Approval of Minutes
 - a. October 3, 2023 - Regular City Council Meeting
9. Bid Awards and Contract Items
 - a. Approval of Task Authorization No. 8 with Pegasus Engineering, LLC for Grant Application Development for the FEMA Flood Mitigation Assistance (FMA) Application for the Elevation of 6 Flood-Prone Homes
 - b. Approval of Task Authorization No. 9 with Pegasus Engineering, LLC for grant application development for the FEMA Flood Mitigation Assistance (FMA) Application for the Acquisition and Demolition of 1 Flood-Prone Home
 - c. Approval of Task Authorization No. 10 with Pegasus Engineering, LLC for Miscellaneous Grant Support Services
 - d. Approval of Task Authorization No. 5 to Dredging and Marine Consultants for the Design of a Day Dock at Riverwalk Park
 - e. Approval of a Six (6) Month Extension Request for Aaron's Backflow Services Inc.
10. Approval and Ratification of the International Union of Police Associations (IUPA) 2024-2026 Collective Bargaining Agreement
11. Approval and Ratification of the International Association of Fire Fighters (IAFF) 2024-2025 Collective Bargaining Agreement
12. Resolution No. 23-52 - FEMA Flood Mitigation Assistance (FMA) Application to Request Funds to Elevate 6 Homes
13. Resolution No. 23-53 - FEMA Flood Mitigation Assistance (FMA) Application to Request Funds to Acquire and Demolish 1 Home

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 (Agenda)

14. The Sweetwater Coalition & The Spruce Creek RiverWorks re: I-95 Pioneer Trail Interchange

Lori Sandman provided a presentation on behalf of The Sweetwater Coalition and The Spruce Creek RiverWorks about their concerns on the proposed plan for the Pioneer Trail/I-95 Interchange location.

PUBLIC PARTICIPATION (Non-Agenda – 20 minutes)

Robert Reinhausen, resident, commented in regards to the interchange presentation and encouraged Council to establish a Basin Management Action Plan (BMAP).

15. Comments/Concerns from Council Members

All members of Council commented about the Interchange presentation and expressed their opinions on the project, including the round-about, the process for getting a BMAP, and Mayor Don Burnette pointed out that it is a state project.

Vice Mayor Reed Foley spoke to Mr. Reinhagen and wished he would have accepted his nomination to be on the bicycle committee for the River to Sea TPO. He thanked staff for getting the International Union Police Association (IUPA) and International Association of Fire Fighters (IAFF) contracts finalized. He also talked about having staff develop a Parks & Rec app and, with a consensus from Council, putting it on a future agenda. City Manager, Wayne Clark, spoke briefly about a possible app and informed Council that staff will provide more detailed information, with costs and pros and cons, at a future meeting.

Councilman Scott Stiltner spoke about the passing of Jim "Pops" Richard, who volunteered at the City of Port Orange for over two decades, and extended his condolences to anyone who knew him.

Councilman Tracy Grubbs warned residents about potential fraudulent information going around dealing with PACE programs.

Mayor Don Burnette and Council all wore pink in support of Breast Cancer Awareness Month.

BOARD APPOINTMENTS, INTERVIEWS, AND REPORTS

16. Citizen Advisory Committee for TPO

Bobby Ball, member of CAC for TPO, provided an update from their recent meeting. Councilman Scott Stiltner requested further updates on County projects outside the scope of the interchange.

17. Planning Commission Appointment

Motion to nominate Maria Mills-Benat, Mark Bowling, and Scott Stegar to the Planning Commission was made by Vice Mayor Reed Foley and seconded by Councilman Scott Stiltner. Motion carried unanimously by roll call vote.

Councilman Scott Stiltner thanked former Planning Commissioners John Junco and Newton White for serving on the board.

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

Mayor Don Burnette read Ordinance No. 2023-15.

ORDINANCE NO. 2023-15

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, CREATING SECTION 2-4 TO IMPLEMENT THE STATE'S STATUTORY MANDATE TO PREPARE BUSINESS IMPACT ESTIMATES PRIOR TO ADOPTION OF PROPOSED ORDINANCES PURSUANT TO SECTION 166.041(4), FLORIDA STATUTES; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SCRIVNERS ERRORS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2023-15
was made by Vice Mayor Reed Foley
and seconded by Councilman Scott
Stiltner.

Mayor Don Burnette and Councilman Scott Stiltner both commented that they aren't fond of the requirement to provide a Business Impact Estimate when elected officials of municipalities might want to pass zoning changes that positively impact residents and might negatively impact a business in a minor way. However, this is state-mandate and will be followed accordingly.

Motion carried unanimously by roll call
vote.

ADDITIONAL ITEMS

19. City Attorney

City Attorney, Matt Jones, clarified that zoning is technically exempt from the Business Impact Estimates guidelines.

20. City Manager

There was nothing further.

COUNCIL COMMITTEE REPORTS

21. City Council Committee Reports

a. Port Orange/South Daytona Chamber of Commerce - Mayor Donald Burnette

Mayor Don Burnette provided details from their recent meeting.

b. First Step Shelter - Mayor Donald Burnette

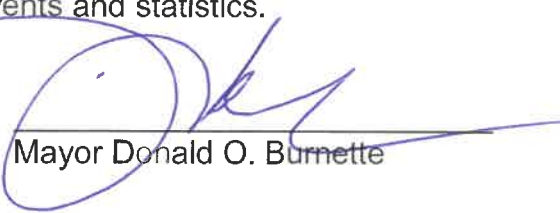
Mayor Don Burnette provided an update on events and statistics.

ADJOURNMENT – 7:21 p.m.

Attest:



Robin Fenwick, MMC
City Clerk



Mayor Donald O. Burnette

