

REGULAR CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS – CITY HALL
1000 CITY CENTER CIRCLE
PORT ORANGE, FLORIDA
SEPTEMBER 17, 2024

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 Joshua Owen from Spruce Creek Presbyterian Church

Pledge of Allegiance

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

RECOGNITION AND PROCLAMATIONS

4. Childhood Cancer Awareness Month

Mayor Don Burnette read the proclamation for Childhood Cancer Awareness Month and presented it to Laurie Parker.

CONSENT AGENDA

5. Public Comments on Consent Agenda Items Only

There were none.

6. Agenda Approval

There were no changes requested by Council.

Motion to approve the agenda as presented was made by Vice Mayor Scott Stiltner and seconded by Councilman Drew Bastian Motion carried unanimously by voice vote.

7. Approval of Minutes

- a. September 3, 2024 - Regular City Council Meeting
- b. September 4, 2024 - Special City Council Meeting

8. Bid Awards and Contract Items

a. Approval of the Annual Service Agreement with Halifax Humane Society (HHS)

b. Approval to Award ITB #24-12 to All State Civil Construction, Inc. for Oceans Lift Station Rehabilitation

9. Resolution No. 24-27 - Revising Procedures for Dangerous Dog Hearings

10. Resolution No. 24-36 - Reimbursement Resolution for Parks Bond Capital Improvements

11. Approval of a Memorandum of Understanding (MOU) with the International Union of Police Associations (IUPA)

12. Approval of Collective Bargaining Agreement with the Coastal Florida Police Benevolent Association Lieutenants (PBA LTs) for FY 25 and 26

13. 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 Scott Stiltner and seconded by Councilman Tracy Grubbs. Motion carried unanimously by roll call vote.

PUBLIC PARTICIPATION (Non-Agenda – 20 minutes)

Barbara Ann Heegan, President and CEO of Port Orange/South Daytona Chamber of Commerce, spoke about upcoming events.

Robert Reinhausen, resident, spoke about the Enterprise Fund for wetlands mitigation and would like for the monthly reports posted to the City's website and indexed for searching.

Laureen Vartanian, resident, expressed her opinions on the situation with a newly elected official.

COUNCIL COMMENTS

14. Comments/Concerns from Council Members

Council members thanked staff and unions for the Collective Bargaining Agreements with International Association of Firefighters (IAFF), Police Benevolent Association Lieutenants (PBA LTs), and International Union of Police Association (IUPA). All members also thanked the organizations that help with childhood cancer.

Councilman Tracy Grubbs spoke about recent rain and flooding in neighboring cities and asked citizens to be diligent and proactive. He also commented on the Pavilion needing to be maintained and provided an update on Memorial Park renovations.

Vice Mayor Scott Stiltner also commented on commercial property maintenance through Code Enforcement. He also mentioned the upcoming event, Family Days and Volusia Basket Brigade donations for Thanksgiving.

Mayor Don Burnette spoke about the recent situation with a newly elected official and spoke about the next steps of the process.

BOARD APPOINTMENTS, INTERVIEWS, AND REPORTS

15. Citizen Advisory Committee for TPO

Bobby Ball, CAC member for TPO, was not present and will make his report next month.

PUBLIC HEARING

16. Second Reading - Ordinance No. 2024-15 - Chapter 6 - Alcoholic Beverages - Article 1. In General of the Code of Ordinances

Matt Jones, City Attorney, read Ordinance No. 2024-15.

ORDINANCE NO. 2024-15

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, AMENDING SECTION 6-3 RELATING TO THE LIST OF PROPERTIES EXEMPT FROM THE GENERAL PROHIBITION OF POSSESSION AND CONSUMPTION OF ALCOHOL ON PUBLIC PROPERTY OWNED OR CONTROLLED BY THE CITY OF PORT ORANGE; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2024-15 was made by Vice Mayor Scott Stiltner and seconded by Councilman Drew Bastian. Motion carried unanimously by roll call vote.

17. Second Reading - Ordinance No. 2024-16 - Amending the City's Code of Ordinances Chapter 10, Section 10-9, to Clarify Procedures for Dangerous Dog Hearings and Confirming Subpoena Power for Special Magistrate

Attorney Jones read Ordinance No. 2024-16.

ORDINANCE NO. 2024-16

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, AMENDING THE CITY OF PORT ORANGE CODE OF ORDINANCES CHAPTER 10, SECTION 10-9, TO CLARIFY THE REFERENCES REGARDING

PROCEDURES FOR DANGEROUS DOG HEARINGS AND CONFIRMING SUBPOENA POWER TO THE SPECIAL MAGISTRATE FOR DANGEROUS DOG CASES AND HEARINGS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2024-16 was made by Vice Mayor Scott Stiltner and seconded by Councilman Drew Bastian. Motion carried unanimously by roll call vote.

REGULAR AGENDA

18. Resolution No. 24-37 - Approving MissionSquare Deferred Contribution Plan Amendments

Attorney Jones read Resolution No. 24-37.

RESOLUTION NO. 24-37

A RESOLUTION OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA; APPROVING THE AMENDED AND RESTATED GOVERNMENTAL MONEY PURCHASE PLAN 401(A) ADOPTION AGREEMENTS WITH ICMA RETIREMENT CORPORATION DOING BUSINESS AS MISSIONSQUARE RETIREMENT ("MISSIONSQUARE"); PROVIDING FOR ADJUSTMENTS AS REQUIRED BY THE INTERNAL REVENUE SERVICE; AND PROVIDING AN EFFECTIVE DATE.

Motion to approve Resolution No. 24-37 was made by Vice Mayor Scott Stiltner and seconded by Councilman Jonathan Foley.

Mayor Don Burnette commented on the salaries of the officials in neighboring cities. Rather than making an adjustment to the City Manager's salary, Mayor Burnette suggested adjusting the retirement from 12% to 15% and a 2.5% increase for the next two years. Wayne Clark, City Manager, commented on the Florida Retirement Savings average percentage being between 18-20%. Councilman Foley asked for further details and data. Councilman Bastian would like the City Attorney included in the increase.

Motion to amend the main motion to include both the City Attorney and City Manager's retirement compensation to be adjusted from 12% to 15% and a 2.5% increase for the next two years

was made by Vice Mayor Scott Stiltner
and seconded by Councilman Drew
Bastian.

Cheryl Sarasua, resident, inquired what the current salaries are for the City Manager
and City Attorney.

Councilman Tracy Grubbs would like to vote annually rather than include the 2.5%
increase at once.

Amended motion carried 3-2 by roll call
vote with Councilman Jonathan Foley
and Councilman Tracy Grubbs voting
no.

Mr. Reinhagen commented on not being able to understand the item in the agenda
packet.

Original motion carried 4-1 by roll call
vote with Councilman Jonathan Foley
voting no.

ADDITIONAL ITEMS

19. City Attorney

There was nothing further.

20. City Manager

There was nothing further.

COUNCIL COMMITTEE REPORTS

21. City Council Committee Reports

a. Port Orange/South Daytona Chamber of Commerce - Mayor Don Burnette stated Ms. Heegan previously provided details.

b. First Step Shelter - Mayor Don Burnette provided details from their recent meeting.

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

d. ArHaus - Councilman Tracy Grubbs provided details from their recent meeting.

ADJOURNMENT – 7:23 p.m.




Mayor Donald O. Burnette

Attest:



Robin Fenwick, MMC
City Clerk

