



## **City Commission Regular Meeting Tuesday, March 12, 2019**

**6:30 PM – City Hall Commission Chamber, 210 Sams Avenue, New Smyrna Beach, FL 32168  
PLEASE USE THE SOUTH ENTRANCE FROM THE JULIA STREET SIDE OF CITY HALL**

### **1. OPENING OF MEETING**

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- A. Call to Order

### **2. INVOCATION/PLEDGE OF ALLEGIANCE**

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Police Department Chaplain will give the invocation. Mayor Owen will lead those present in the Pledge of Allegiance.

### **3. APPROVAL OF THE AGENDA**

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### **4. ANNOUNCEMENTS/PRESENTATION/RECOGNITIONS**

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- A. Proclamation: 2019 Florida Archaeology Month

### **5. PUBLIC PARTICIPATION**

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In accordance with Resolution No. 32-13, citizens are provided the opportunity to address the City Commission regarding any topic, for up to three minutes.

### **6. CONSENT AGENDA**

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- A. Approve a special event: Burns Oak Hill River Hootenany Event on April 13th, 2019 from 6 p.m. until 10 p.m., with road closures on Lytle Avenue from Riverside to Magnolia Street, (under the overpass), starting from 8 a.m. - 11 p.m. There would be a beer garden area under the overpass as well.
- B. Approve Change Order No. 5 to the Islesboro Drainage Improvement Project, to Masci Corporation in the amount of \$9,870.75 for additional drainage improvements on Conrad Drive.
- C. Approve a special event: Spring Fest & Utilities Commission Water Wise Garden Fair on April 7th, 2019 from 10 a.m. to 4 p.m. with Road Closure of Canal Street-Palmetto Street to Sams Ave, from 7 a.m. until 5 p.m.

- D. Approve Special Event: First Saturday on Canal - Monthly Event from 10 a.m. to 7 p.m. within the Canal Street Area; there are no street closures or outside alcohol consumption
- E. Approve Special Event: Antique & Vintage Market on March 16th, 2019 from 9 a.m. - 5 p.m. and Road Closure of Canal Street from Riverside Drive to U.S.1, from 6 a.m. - 6:45 p.m.
- F. Approve entering into a Southeast Volusia Regional SWAT Team Mutual Aid Agreement between the cities of Daytona Beach Shores, Edgewater, New Smyrna Beach and South Daytona

## **7. ADMINISTRATIVE ITEMS/NEW BUSINESS**

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- A. Discussion Regarding a Permanent Video Setup for the City Commission Chamber in City Hall
- B. Review of Commission 2019 Priority Goals & Draft Action Plan for Implementation (Follow-up to 1/15/19 Commission Workshop)
- C. Proposed Updates to the 2014 City's Social Media Policy.
- D. Resolution No. 03-19 : Consider adoption of a resolution, which if adopted, would waive Small Scale Annexation fees, Rezoning fees, Comprehensive Plan amendment fees, and advertising fees as part of an overall Small Scale Annexation for properties located in the Interlocal Service Boundary Agreement, (ISBA) area.
- E. Legal Parameters of Legislating Single-Use Plastics
- F. Resolution No. 08-19: Supporting legislation that restores local zoning authority regarding short-term vacation rentals in single-family and multifamily residential zoning districts; opposing all state legislation that further erodes municipal authority to protect single-family and multifamily residential zoning districts.

## **8. ORDINANCES - SECOND READING AND PUBLIC HEARINGS**

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- A. Ordinance No. 09-19: Conduct the second reading and public hearing of an ordinance, which if adopted, would implement amendments to the City's Land Development Regulations to strengthen and clarify the criteria for removal of historic and specimen trees.
- B. Ordinance No. 10-19: Conduct the second reading and public hearing of Ordinance No. 10-19, which if adopted, would approve the 1st Amendment to the Ocean Way Village PUD Master Development Agreement.

## **9. ORDINANCES - FIRST READING**

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- A. Budget Ordinance 11-19 Amending the FY 2018-19 Budget for the Airport Fund

- B. Ordinance No. 12-19: Conduct the first reading of an ordinance amending Chapter 70 of the City Code: STREETS, SIDEWALKS AND OTHER PUBLIC PLACES, amending Article I to create Section 70-5 to prohibit encroachments in public rights-of-way; amending Article V to amend Section 70-162 to allow City Manager to promulgate rules regarding use of public property; further amending Article V to establish Section 70-163 providing for trespass warnings under certain circumstances for public property.

## **10. BOARDS AND COMMISSIONS**

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- A. Economic Development Advisory Board - Accept the voluntary resignation of member Ulrike "Uli" Rehn and consider the appointment of a citizen to serve as a member to complete the term expiring June 8, 2022.

## **11. MAYOR AND COMMISSION REPORTS**

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## **12. CITY MANAGER'S REPORT**

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- A. City Manager's Report

## **13. CITY CLERK'S REPORT**

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## **14. CITY ATTORNEY'S REPORT**

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## **15. ADJOURNMENT**

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Pursuant to *Florida Statutes* 286.0105, if an individual decides to appeal any decision made by the City Commission with respect to any matter considered at this meeting, a record of the proceedings will be required and the individual will need to ensure that a verbatim transcript of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based. Such person must provide a method for recording the proceedings.

In accordance with the Americans with Disabilities Act, persons needing assistance to participate in any of these proceedings should contact the City Clerk's office in person or by mail at 210 Sams Avenue, New Smyrna Beach, Florida 32168, (386) 410-2630, prior to the meeting.