



**City Commission Regular Meeting
Tuesday, September 27, 2022 at 6:30 PM**

**City Commission Chambers
214 Sams Avenue, New Smyrna Beach, Florida 32168**

1. OPENING OF MEETING

1.A. Call to Order

2. INVOCATION/PLEDGE OF ALLEGIANCE

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

3. APPROVAL OF THE AGENDA

4. ANNOUNCEMENTS/PRESENTATION/RECOGNITIONS

5. PUBLIC PARTICIPATION

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

- 6.A Consider the adoption of the CRA Minutes from September 13, 2022 and the City Commission Special Meeting Minutes from September 14, 2022.
- 6.B Resolution No. 55-22: Consider the adoption of a Resolution, which if adopted, would amend the FY2021-2022 budget.

- 6.C Resolution No. 56-22: Consider the adoption of a Resolution, which if adopted, would provide clarification to the investment policy for intergovernmental investment pools.
- 6.D Consider the approval of Letter of Intent for purchase of vehicles and equipment thru Ford, John Deere, Kubota, and Toro.
- 6.E Consider the approval to lease four (4) Police Department Utility Interceptors and two (2) Police Department rated pick-up trucks from Enterprise Fleet Management (EFM).
- 6.F Consider the approval of the Homeless and Disadvantage Grant for FY 2022-2023.
- 6.G Consider the approval of a contract for the reconstruction and surfacing of the Sports Complex Athletic Track by The NIDY Sports Construction Company.
- 6.H Consider the approval of the Fiscal Year 2022-2023 Blanket Purchase Orders exceeding \$25,000.
- 6.I Consider the approval of a contract renewal with James Moore & Co., P.L. for auditing services.
- 6.J Consider the approval of selecting Robinson Aviation (RVA), Inc. for the Air Traffic Control Tower backup weather equipment.
- 6.K Consider the approval of the EPIC Aviation and City of New Smyrna Beach Airport Ground Lease Agreement Renewal.
- 6.L Consider the approval to award a contract to West Florida Maintenance, Inc. for ITB 35-22-LS, Exterior Painting and Sandblasting Services (Rebid).
- 6.M Consider the approval of award for the 7th & South Street Sidewalk Project to Sanderson Concrete Construction.
- 6.N Consider the approval of the Bennett Fire Products Co, Inc. and City of New Smyrna Beach Fire Department Piggyback Agreement.
- 6.O Consider the approval to purchase Cybersecurity Professional Services.

- 6.P Consider the approval of the Pegasus Engineering Contract Services - Elevate Three (3) Homes Project.
- 6.Q Consider the approval of the Pegasus Engineering Contract Services - Elevate Six (6) Homes Project.
- 6.R Special Event: Consider the approval of the Special Event, Hangar Hootenanny.

7. ADMINISTRATIVE ITEMS/NEW BUSINESS

- 7.A Conduct a review of a Fee Waiver Request for a Variance Appeal (V-8-22) for the property located at 905 Schoolway Avenue.
- 7.B Consider the Appeal of a Variance (V-8-22) for the property located at 905 Schoolway Avenue.

8. ORDINANCES - SECOND READING AND PUBLIC HEARINGS

- 8.A Ordinance No. 60-22: Conduct the Second Reading and Public Hearing of an Ordinance, which if adopted, would approve the Proposed Annual Budget of the Utilities Commission, New Smyrna Beach, for the Fiscal Year of October 1, 2022 through September 30, 2023.
- 8.B Resolution No. 57-22: Consider the adoption of a Resolution, which if adopted, would adopt the New Smyrna Operating Maximum Millage Rate.
- 8.C Resolution No. 58-22: Consider the adoption of a Resolution, which if adopted, would adopt the New Smyrna I & S 2005 Maximum Millage Rate.
- 8.D Resolution No. 59-22: Consider the adoption of a Resolution, which if adopted, would adopt the New Smyrna I & S 2018 Maximum Millage Rate.
- 8.E Resolution No. 60-22: Consider the adoption of a Resolution, which if adopted, would adopt the New Smyrna Beach Budget for Fiscal Year 2022-2023.
- 8.F Resolution No. 61-22: Conduct a Public Hearing to consider the adoption of a Resolution, which if adopted, would approve the Fiscal Year 2022-2023 CRA

Budget.

- 8.G Resolution No. 62-22: Consider the adoption of a Resolution, which if adopted, would approve re-appropriating the FY 21/22 CRA Fund Balance to Specific and Amended CRA Capital Projects in Fiscal Year 22/23.
- 8.H Ordinance No. 50-22: Conduct the Second Reading and Public Hearing of an Ordinance, which if adopted, would amend the City Land Development Regulation by adding Pet Grooming and Pet shop as a permitted use in the Mixed Use, B-2, and B-3 zoning Districts. This proposed amendment would also add a definition for a pet groomer and pet shop and change the definition of Retail Sales and Services.
- 8.I Ordinance No. 58-22: Conduct the Second Reading and Public Hearing of an Ordinance, which if adopted, would annex approximately 1.05 acres of land addressed as 2835 Pioneer Trail.
- 8.J Ordinance No. 59-22: Conduct the Second Reading and Quasi-Judicial Public Hearing of an Ordinance, which if adopted, would rezone approximately 1.05 acres of land addressed as 2835 Pioneer Trail as part of an overall annexation application.
- 8.K Ordinance No. 61-22: Conduct the Second Reading and Public Hearing of an Ordinance, which if adopted, would discontinue the current Parking Lease Program.

9. ORDINANCES - FIRST READING

10. BOARDS AND COMMISSIONS

- 10.A Youth Council Task Force: Consider the approval of the appointments of two (2) and reappointments of three (3) New Smyrna Beach High School Students to serve as members on the Youth Council Task Force for the academic year of 2022 - 2023.

11. MAYOR AND COMMISSION REPORTS

12. CITY MANAGER'S REPORT

13. CITY CLERK'S REPORT

13.A [City Clerk's Report](#)

14. CITY ATTORNEY'S REPORT

15. ADJOURNMENT

Pursuant to Florida Statutes 286.0105, if an individual decides to appeal any decision made by the board, agency or commission of the City of New Smyrna Beach 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.

THE CITY OF NEW SMYRNA BEACH - CITY CLERK'S OFFICE

CONSIDER THE ADOPTION OF THE CRA MINUTES FROM SEPTEMBER 13, 2022 AND THE CITY COMMISSION SPECIAL MEETING MINUTES FROM SEPTEMBER 14, 2022.

September 27, 2022

Background:

A CRA Meeting was held on September 13, 2022 and a City Commission Special Meeting was held on September 14, 2022. The minutes are attached for adoption review and approval consideration.

Fiscal Analysis:

N/A

Strategic Plan Item:

No

Staff Report Created By: Kelly McQuillen - City Clerk

Attachments:

[09-13-22 CRA.pdf](#)

[09-14-22 Special.pdf](#)