



The City of Daytona Beach
AGENDA
City Commission Meeting
6:00 PM - Wednesday, April 17, 2024
City Commission Chambers
Website: www.codb.us

	Page
1. ROLL CALL	
2. INVOCATION	
3. PLEDGE OF ALLEGIANCE TO THE FLAG	
4. APPROVAL OF MINUTES	
4.A. Approval of the Minutes of the March 20, 2024 City Commission Meeting, and the April 3, 2024, City Commission Affordable Housing Workshop held at 301 S. Ridgewood Avenue, Daytona Beach, FL 32114.	8 - 31
City Commission - Mar 20 2024 - Minutes - Pdf	
5. AGENDA APPROVAL	
6. PRESENTATIONS	
6.A. Public Works Department - Beautification/Tree Advisory Board Awards	32
The Beautification//Tree Advisory Board has selected David and GERALYN Zickefoose, 2062 South Peninsula Drive, Daytona Beach for the Residential Award Winner for the month of April 2024. The award will be presented by City Commissioner Monica Paris.	
Agenda Summary #AS-24-174 - Pdf	
7. CITIZENS COMMENTS	
During this time Citizens have the opportunity to address the City Commission on any item on the Consent Agenda.	
8. CONSENT AGENDA	
Those matters included under the consent agenda are self-explanatory and are not expected to require review or discussion. Items will be enacted by one Motion. If discussion is desired by any member of the Commission, that item must be removed from the consent agenda and considered separately.	
8.A. Business Enterprise Management Department - Security Guard Service for Halifax Harbor Marina	33 - 51
Resolution approving a contract between the City of Daytona Beach and Centurion Security Group, LLC located at 13000 SW 120th Street, Miami, FL 33186 to provide security services at the Halifax Harbor Marina with an annual	

average cost of \$133,975.77. Also, authorizing the City Manager to exercise renewal options under the same terms and conditions subject to budget appropriations.

[Agenda Summary #AS-24-162 - Pdf](#)

8.B. City Manager's Office - Coronavirus Local Fiscal Recovery Fund Distribution 52 - 55

Resolution approving the following distribution of Coronavirus Local Fiscal Recovery Funds (CLFRF) provided by the American Rescue Plan. Funds to be distributed through the Zone-Specific Recovery Fund Program are to strictly be utilized for the benefit of the City of Daytona Beach and/or its residents. Funds are available in the General Fund.

- \$10,000 - New Birth, Inc - Commissioner Ken Strickland
- \$2,500 - Allen Chapel AME of Daytona Beach - Commissioner Ken Strickland

[Agenda Summary #AS-24-192 - Pdf](#)

8.C. City Manager's Office - Housing Authority Commission - Appointment (1) 56 - 60

Resolution appointing one member to the Housing Authority Commission. The membership term of Dr. Irma Browne Jamison expired on 4/2/24 and she would like to continue to serve. The Mayor is nominating Dr. Browne to be reappointed.

[Agenda Summary #AS-24-176 - Pdf](#)

8.D. City Manager's Office - Parks & Recreation Advisory Board - Appointments (2) 61 - 69

Resolution appointing two members to the Parks & Recreation Advisory Board. The membership terms of Luke McCoy, Sr. (At Large) and Linda Smiley (Zone 2) have expired, and both would like to continue to serve. The Mayor and Commissioner Strickland would like to nominate these individuals to be reappointed.

[Agenda Summary #AS-24-177 - Pdf](#)

8.E. Fire Department - Purchase of Hurst Vehicle Extrication Tools and Accessories 70 - 73

Resolution authorizing the purchase of three (3) Hurst Jaws of Life, Inc. vehicle extrication tools and accessories in the amount of \$41,765 as a standardized purchase per the City's Purchasing Code Section 30.55 (b) – Sole Source Procurements, from Municipal Emergency Services, Inc. 3789 62nd Avenue Pinellas Park, FL 33781. Funds are available in the General Fund.

[Agenda Summary #AS-24-170 - Pdf](#)

8.F. Public Works - City Island Shoreline Enhancement – FIND Grant Submission and Acceptance City Project Number 2022-012 74 - 100

Resolution authorizing the submission and acceptance of a Florida

Inland Navigation District (FIND) Grant, and to authorize the City Manager and City Clerk to execute any documents necessary for the Grant and the Budget Officer to amend the budget if the Grant is awarded, for the Phase I Construction of the City Island Shoreline Enhancement project with a current estimated construction cost of \$2,600,000. The city's cost will be \$1,300,000 with a grant match of \$1,300,000.

[Agenda Summary #AS-24-173 - Pdf](#)

- 8.G. Public Works - Design Right-of-Way and Topographic Survey, North Beach Street, Mason to Michigan-Sliger & Associates, Inc., Work Authorization No. 104** 101 - 124

Resolution authorizing Work Authorization No. 104, utilizing Continuing Surveying Services Contract 2006-21 between the City and Sliger & Associates, Inc. 3921 Nova Road, Port Orange, FL 32127, in an amount not to exceed \$35,979.24.

[Agenda Summary #AS-24-169 - Pdf](#)

- 8.H. Public Works Department - Work Authorization No.13 to Continuing Contract No. 2006-21 with Southeastern Survey and Mapping Corporation for the Florida Tennis Center Topographic Survey** 125 - 136

Resolution to approve Work Authorization No. 3 to Continuing Services Contract 2006-21 (Res. No. 2022-21) with Southeastern Survey and Mapping Corporation, 550 S. Highland Street, Mount Dora, FL 32757 for the Florida Tennis Center Topographic Survey in the amount of \$38,874.81. Funds are available in the Hurricane Ian Fund and the General Fund.

[Agenda Summary #AS-24-110 - Pdf](#)

- 8.I. Redevelopment & Neighborhood Services - Approval of Purchase Contract for 551 S. Dr. Martin Luther King Blvd., four (4) vacant parcels located on S. Dr. Martin Luther King Blvd. and one (1) vacant parcel on Division St., Daytona Beach, FL.** 137 - 226

Resolution authorizing the City Manager to execute the Commercial Contract for 551 S. Dr. Martin Luther King Blvd., four (4) vacant parcels located on S. Dr. Martin Luther King Blvd. and one on Division Street, Daytona Beach, FL, in the amount of \$360,000. Funds are available in the Midtown CRA Loan Fund.

[Agenda Summary #AS-24-171 - Pdf](#)

- 8.J. Utilities Department--Mader Electric, Inc.--Electrical Motor, Pump, and Blower Piggyback Contract** 227 - 257

Resolution approving a piggyback contract using a Marion County contract with Mader Electric Inc., 6115 31st Street East, Bradenton, FL. 34203 for Electric Motor, Pump and Blower repair services with the following provisions:

The term of the contract will run through June 30, 2026, with three (3) one-year renewal options extending the contract through June 30, 2029.

- Authorize an initial expenditure in an amount not to exceed \$400,000 in

- FY 2023/24; and
- Authorize the City Manager to exercise the renewal option and expend such sums as budgeted each year.

This item is budgeted in the Renewal & Replacement – 5% fund and it meets the City Commission’s strategic goal to improve infrastructure. Funds are available in the Sewer Impact Fee Fund.

[Agenda Summary #AS-24-155 - Pdf](#)

9. PUBLIC HEARINGS & QUASI-JUDICIAL HEARINGS

- 9.A. Finance Department - Ordinance Authorizing a Loan Application and Loan Agreement under the FDEP Drinking Water State Revolving Fund (DWSRF) Program.** 258 - 278

Ordinance on second reading - PUBIC HEARING authorizing City Commission to authorize a planning, design, and construction loan application and loan agreement under the Florida Department of Environmental Protection (FDEP) Drinking Water State Revolving Fund (DWSRF) Program for loan principal amount of \$5,693,115, and loan forgiveness amount of \$2,789,626 for the development of a lead service line (LSL) inventory, identification of service line materials including lead, and planning for LSL replacement.

Action: Public Hearing and Final action.

[Agenda Summary #AS-24-178 - Pdf](#)

- 9.B. Growth Management & Planning Department - 5th Amendment to Tomoka Town Center PD – DEV2023-405** 279 - 322

Ordinance on second reading - PUBLIC HEARING to amend the Tomoka Town Center Planned District (PD) Agreement to increase the maximum permitted wall signage for the Ashley Furniture Store currently under construction on Lot 8 of Parcel A within Tomoka Town Center. The property is generally located east of I-95, south of LPGA Boulevard, and west of Cornerstone Boulevard, at 1270 Cornerstone Blvd. Applicant: Jessica Gow, Esq., Cobb Cole, on behalf of Ashley Global Retail LLC.

Action: Public Hearing and final action.

[Agenda Summary #AS-24-179 - Pdf](#)

- 9.C. Growth Management & Planning Department - Beachfront Addressing Requirements - Land Development Code Text Amendment DEV2024-106** 323 - 330

Ordinance on second reading - PUBLIC HEARING to amend Article 9, Section 9.2.B – Local Amendments to International Property Maintenance Code, of the Land Development Code, to add requirements for visible addressing to the beachfront for oceanfront buildings. Applicant: Growth Management and Planning Department.

Action: Public Hearing and final action.

[Agenda Summary #AS-24-180 - Pdf](#)

- 9.D. Growth Management & Planning Department - Exalt Health – Hospital Medical (HM) – Rezoning – DEV2023-430** 331 - 346
- Ordinance on second reading - Quasi-Judicial Hearing** to rezone 3.7± acres of property from Planned Development-General (PD-G) to Hospital Medical (HM), to allow for uses associated with the HM zoning designation and associated site improvements. The property is generally located on the southwest corner of the intersection of Mason Avenue and Clyde Morris Boulevard. Applicant: Joseph H. Hopkins, P.E., The Performance Group, on behalf of VICTOR LLC.
- Action: Public Hearing and final action.
- [Agenda Summary #AS-24-181 - Pdf](#)
- 9.E. Growth Management & Planning Department - Waypointe Proportionate Fair Share Parent Tract Agreement - TRAF2023-018** 347 - 367
- Resolution - PUBLIC HEARING** authorizing the City to enter into the Waypointe Proportionate Fair Share Parent Tract Agreement with BF-KL Waypointe LLC ("Developer"), and Volusia County. The proportionate fair share agreement contribution in the amount of \$2,268,244.47, based upon a maximum buildout of 200,000 square-feet of light industrial; 125,000 square feet of mini-warehouse; 10,000 square feet of general office; 30,000 square feet of shopping center; 250 multi-family (low-rise) residential units; 800 multi-family (high-rise) residential units; and 610 single-family detached residential units.
- [Agenda Summary #AS-24-184 - Pdf](#)
- 10. INTRODUCTION OF ORDINANCES - NONE**
City Commission comments & questions only.
- 11. ADMINISTRATIVE ITEMS**
- 11.A. City Manager's Office - Economic Development Advisory Board - Appointments** 368 - 415
- Resolution** appointing 4 members to the Economic Development Advisory Board. The membership terms of Larry McDermott, Dr. Victor Gooden, Carol Kilian and Christos Mavronas have expired. Carol Kilian and Christos Mavronas would like to be reappointed. We have 14 additional qualifying applications: Dan Bolerjack, Bradford Gonzales, John Kenyon, David Pough, Susan Dolan, Roger Greenway, Ruth Trager, Michael Zaharios III, Christopher Bowler, Steve Miller, Warren Trager, Loretta Arthur, Michael Moore II and Bud Ritchey.
- [Agenda Summary #AS-24-185 - Pdf](#)
- 11.B. Redevelopment & Neighborhood Services - Request for a 10ft Waiver from Rear Setback for Affordable Housing Development at 319 San Juan, Daytona Beach, FL** 416 - 419
- Resolution** to approve of a 10ft Waiver from Rear Setback for Affordable Housing Development under LDC 6.22e at 319 San Juan, Daytona Beach, FL
- [Agenda Summary #AS-24-190 - Pdf](#)

12. COMMENTS AND INQUIRIES FROM THE CITY COMMISSION - CITY MANAGER AND CITY ATTORNEY REPORT

13. PUBLIC COMMENT FORUM

During this time Citizens are allowed three (3) minutes to speak on any topic. Please be courteous and respectful of the views of others. Personal attacks on the City Commission, City Staff, or members of the public are not allowed.

14. ADJOURNMENT

NOTICES - Pursuant to Section 286.0105, Florida Statutes, if any person decides to appeal any decision made by the City Commission at this public meeting, such person will need a record of the proceedings and, for that 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. Help for the hearing impaired is available through the Assistive Listening System. Receivers can be obtained from the City Clerk's Office.



For special accommodations, please notify the City Clerk's Office at least 72 hours in advance. (386) 671-8023



Help for the hearing impaired is available through the Assistive Listening System. Receivers can be obtained from the City Clerk's Office.

In accordance with the Americans with Disabilities Act (ADA), persons with a disability needing a special accommodation to participate in the City Commission meeting should contact the City Clerk's Office, 301 S. Ridgewood Ave, Room 210, Daytona Beach, FL 32114, Telephone: 386-671-8023, Email: clerk@codb.us not later than 72 hours prior to the proceedings. If you are hearing or voice impaired contact the relay operator at 7-1-1 or 1-800-955-8771.

CITIZEN PRESENTATION – At Commission meetings, citizens may be heard at Public Hearings or on other items on the agenda when authorized by the Mayor, as presiding officer. Persons interested in a matter not on the agenda may be heard under the item entitled “PUBLIC COMMENTS FORUM.” **When recognized by the presiding officer, come forward to the microphone, give your name and address, and speak briefly on the matter.**

PUBLIC HEARING – (This guide will aid you in expressing your opinions **briefly** and **clearly** before the Commission and thus increase the effectiveness of your presentation.) **Public comments to Ordinances are generally made only on second reading.**

GENERAL RULES

- Complete “Request to Appear” form and present it to the Clerk at the front of the Chamber (Yellow for Business Meeting Items; Green for Public Comments Forum).
- When recognized by the Mayor, proceed to the lectern in front of the Commission dais. Speak directly into the microphone.
- State your name, address, the organization which you represent or the location of your property if you have a property interest, and your position for or against.
- Make a brief statement of the pertinent facts **within your knowledge**.
- Next, briefly state the reasons for your position based upon relevant subject matter.
- It is important for you to discuss only those matters relating to your hearing and to tie into your discussion the facts directly referring to the decision you wish to Commission to reach.
-

ORDER OF BUSINESS – The major items of business include Consent Agenda, Public Hearings, Introduction of Ordinances, and Administrative Items.

ACTIONS – Business presented to the Commission is acted upon by one of the following actions:

- **Ordinances:** An ordinance or amendment thereto is a legislative act and requires two readings at separate Commission meetings. **Public Hearings are advertised and usually held on the second reading of an ordinance.** Ten days after passed it automatically becomes law unless a different date is stated on the ordinance. Emergency ordinances can be adopted by the Commission on first reading.
- **Resolutions:** A resolution expresses the policy of the Commission or directs certain types of administrative action. It requires only one reading unless otherwise stated.
- **Motions:** A motion is ordinarily used to indicate majority approval of a procedural action, such as to file a report. It may also be used to authorize administrative officials to take certain actions.
- **Referral:** When the Commission is not prepared to take definite action or when further study is needed, the Commission Board may refer the matter to a committee or to the City Manager for study and subsequent action or report.

ORDER OF PROCEDURE

1. Procedure in the Commission meeting, as well as the decorum of all persons participating in Commission meetings, is governed by Roberts Rules of Order, the City Charter, the City Code of Ordinances, and the Rules of the Commission.
2. When an agenda item comes up for Commission consideration, the following procedure shall apply:
An ordinance or resolution under consideration shall be read by title only, unless otherwise requested by a member of the Commission. A motion and second may be made by a Commissioner to waive the reading of a resolution.
A motion and a second is required to adopt the item (whether an ordinance on final reading, resolution, continuance, motion, etc.)
3. Discussion of the item then follows. (Unless the item is an introduction ordinance on first reading which has no audience participation.)
The Mayor, as presiding officer of the meeting, will open the discussion which may include public comments.
Public comments are normally limited to three minutes.
4. All questions, except by the Commission, must be directed to the Mayor who will ask the speaker or other person for any information he may need to answer the question. **Under no circumstances will members of the audience direct questions to another member of the audience or a speaker who has the floor.**
5. **Once voting has started further discussion of the item or further presentations will not be permitted.**

DISORDERLY CONDUCT AT A CITY COMMISSION MEETING

Section 62-38 of the City Code of Ordinances reads as follows: “It shall be unlawful for any person to behave in a riotous or disorderly manner in any public meeting of the City Commission or any committee, agency, or board thereof, or to cause any unnecessary disturbances therein by force, shouting, or any other action calculated to disrupt such meeting, or to refuse to obey any ruling of the presiding officer or such meeting relative to the orderly process thereof.”

Please be courteous and respectful of the views of others. Personal attacks on the City Commission, City Staff, or members of the public are not allowed. **Please silence cell phones and other wireless devices during the meeting.**