



The City of Daytona Beach
AGENDA
City Commission
6:00 PM - Wednesday, September 23, 2026
City Commission Chambers
www.DaytonaBeach.gov

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 August 19, 2026, City Commission Meeting held at 301 S. Ridgewood Avenue, Daytona Beach, FL 32114. 9 - 51
[City Commission - Aug 19 2026 - Minutes - Pdf](#)
5. **AGENDA APPROVAL**
6. **PRESENTATIONS**
 - 6.A. Brian Bentley, PDM, Manager of Corporate Partnerships and Events, Daytona Beach Area Convention & Visitors Bureau - Sunbeam Project and National Folk Festival
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. **City Attorney's Office - Proposed Case Settlement: City of Daytona Beach v. Kathryn A. Sutton and Michael Hubert Sutton, Case No. 2025-28706-COCI** 52 - 59
Resolution authorizing approval of a Settlement Agreement and Release between the City and Kathryn A. Sutton and Michael Hubert Sutton.

- 8.B. City Attorney's Office - Fire Apparatus Antitrust Litigation** 60 - 78
- Resolution** authorizing the City of Daytona Beach to participate in an Apparatus Antitrust Litigation Lawsuit involving alleged price-fixing within the fire apparatus manufacturing industry.
- [Agenda Summary #AS-26-317 - Pdf](#)
- 8.C. City Manager's Office - Historic Preservation Board - Reappointment (1)** 79 - 85
- Resolution** appointing one member to the Historic Preservation Board for a term expiring April 14, 2029. The membership term of Tracey Remark has expired, and she would like to be reappointed. This is a Mayoral nomination.
- [Agenda Summary #AS-26-374 - Pdf](#)
- 8.D. Finance/Budget Department - Authorization to purchase Budget Book Studio and Open Book modules as additions Euna Budget Pro Software of from Euna Solutions, Inc. in the amount of \$38,740.** 86 - 126
- Resolution** authorizing the purchase of Open Book and Budget Book Pro modules to be added to the Euna Budget Pro budgeting software in the amount of \$38,740 from Euna Solutions Inc. – 1155 Perimeter Center West, Suite 500, Sandy Springs, GA 30338.
- [Agenda Summary #AS-26-304 - Pdf](#)
- 8.E. Human Resources Department - Brown & Brown of Florida, Inc. - Property Insurance Coverage - Proposal Acceptance** 127 - 168
- Resolution** authorizing the acceptance and payment of the property insurance proposals submitted by the City's insurance broker, Brown & Brown of Florida, Inc., 300 N Beach St., Daytona Beach, FL 32114 on behalf of: Preferred Governmental Insurance Trust (PGIT) for named storm, flood and other perils coverage for buildings/structures, contents and machinery with a total insured value of \$101,881,000; and on behalf of Landmark American Insurance Company, Endurance American Insurance Company, National Fire & Marine Insurance Company, Evanston Insurance Company, and Amherst Specialty Insurance Company for buildings/structures, contents and machinery with a total insured value of \$292,328,309 for covered perils excluding named storm coverage up to a limit of \$50,000,000, \$20,000,000 of named storm coverage, and \$3,000,000 of flood coverage. Coverage is for the period of October 1, 2026, through October 1, 2027, for a total annual premium of \$2,201,722. Authorization is also requested to pay any additional property insurance premium, not to exceed \$200,000, due to adjustments in property values, coverage changes, or adding properties to the policy during the fiscal year. Funds are available in the Consolidated Insurance Fund.
- [Agenda Summary #AS-26-301 - Pdf](#)
- 8.F. Human Resources Department - Daytona Beach Pier/Building - Property** 169 - 188

Insurance - Proposal Acceptance

Resolution accepting the proposal submitted for the pier/building property insurance policy by the City's property broker, Brown & Brown of Florida, Inc., 300 N Beach Street, Daytona Beach, FL 32114. The insurance carrier, Arch Specialty Insurance Company, provided a proposal for the property insurance coverage excluding named storms, windstorm, flood, wave wash/storm surge. The City will continue to self-insure for these exposures due to cost and lack of competition/desire from insurance carriers based on building type and location. Coverage for the pier/building and loss of rental income coverage under this policy is for a total insured value of \$11,000,000 for the period of September 30, 2026, to September 30, 2027, and for a total premium of \$75,004. Funds are available in the Pier Fund.

[Agenda Summary #AS-26-300 - Pdf](#)

8.G. Human Resources Department - Employee Assistance Program (EAP) - Contract Amendment 189 - 249

Resolution accepting the contract amendment of Aetna Behavioral Health LLC, 151 Farmington Ave, Hartford, CT 06156 as the City's employee assistance program (EAP) provider for a three-year term with rates locked in at \$2.05 per employee per month for each of the three years. Based on current City's census the initial cost for year one of the contract is expected to be approximately \$26,000. The contract period is October 1, 2026-September 30, 2029. Funds are available in the Consolidated Insurance Fund.

[Agenda Summary #AS-26-303 - Pdf](#)

8.H. Permits & Licensing Department - GTK Demolition - 1047 Madison Avenue - Approving Demolition and Asbestos Remediation 250 - 280

Resolution approving a work authorization for demolition and asbestos remediation at 1047 Madison Avenue by GTK Demolition LLC, 881 Signature Drive, Suite 101, Orange City, Florida 32763, in the amount of \$100,463.

[Agenda Summary #AS-26-364 - Pdf](#)

8.I. Police Department - Purchase K9 Vehicles from Bartow Ford 281 - 315

Resolution authorizing the purchase of two K9 vehicles from Bartow Ford, 2800 US Hwy North, Bartow, FL 33830, in the amount of \$152,020.26 using Federal Forfeiture Funds, Fund 126, following the current piggyback contract, Resolution 25-387

[Agenda Summary #AS-26-361 - Pdf](#)

8.J. Police Department - Victims of Crime Act (VOCA) 316 - 337

Resolution accepting the grant award, execution of the grant agreements, authorizing the amendment of the budget and expenditure of the funds in accordance with the grant agreement for a grant from the State of Florida, Office of the Attorney General, Victims of Crime Act (VOCA), FY 2026 IN THE AMOUNT OF \$80,292 to fund the continuation of the Victims Advocate Program.

- 8.K. Utilities Department - McKim & Creed, Inc. - Grit Removal Control Panel Replacement, Integration and Installation - Bethune Point Water Reclamation Facility (WRF)** 338 - 367

Resolution approving Work Authorization No. 14 under contract 21374-MKC with McKim & Creed, Inc., 139 Executive Circle, Suite 201, Daytona Beach, FL 32114 in an amount not-to-exceed \$183,227.51 for the design, replacement, and installation of the Grit Removal Control Panel. Sufficient funds are available in the Renewal and Replacement 5% Fund.

[Agenda Summary #AS-26-345 - Pdf](#)

- 8.L. Utilities Department - Work Authorization No. 12 with Hazen and Sawyer - Contract 21424 - H&S - Odor Control System Improvements - Westside Regional Water Reclamation Facility** 368 - 395

Resolution approving Work Authorization No. 12 under contract 21424-H&S with Hazen and Sawyer, 2420 South Lakemont Avenue, Suite 325, Orlando, FL 32814 in an amount not to exceed \$156,224.66 for the design of a new odor control facility for the pretreatment structure at the Westside Regional Water Reclamation Facility (WRF) including design, permitting, and construction services. Sufficient funds are available in the Sewer Impact Fee Fund and this purchase meets the Commission's strategic goal of improving infrastructure.

[Agenda Summary #AS-26-307 - Pdf](#)

- 8.M. Utilities Department - Xylem Water Solutions USA, Inc. - Lift Station Rehabilitation - Standardization** 396 - 409

Resolution approving the purchase of submersible pumps from Xylem Water Solutions USA, Inc., 4828 Parkway Plaza Blvd., Suite 200, Charlotte, NC 28217 in the amount of \$257,647. The new pumps and their installation are part of an ongoing Lift Station Rehabilitation project. Funds are available in the Rehabilitation and Replacement - 8% Fund and this purchase meets the Commission's strategic goal of improving infrastructure.

[Agenda Summary #AS-26-321 - Pdf](#)

9. PUBLIC HEARINGS & QUASI-JUDICIAL HEARINGS

- 9.A. Finance Department / Budget Division - FY 2026/27 Property Taxes and Budget for the City of Daytona Beach** 410 - 420

1. PUBLIC HEARING - Members of the general public may speak on the proposed millage rate and the FY 2026/27 budget.

2. Resolution of the City of Daytona Beach adopting an ad valorem property tax millage rate of 5.9300 (\$5.9300 per \$1,000 of assessed taxable value). This is the same as the current millage rate of 5.9300, and a 3.47% increase to the rolled back rate of; and a voted debt service millage rate of 0.1395 (\$0.1395 per \$1,000 of assessed taxable value).

3. Resolution adopting the Budget for the fiscal year October 1, 2026, to September 30, 2027; prescribing estimated Revenue Sources of \$406,371,804

and setting forth Operating Expenditures, Capital Expenditures, and Transfers of \$406,371,804.

[Agenda Summary #AS-26-351 - Pdf](#)

9.B. City Manager's Office / Budget Division - FY 2026/27 Property Taxes and Budget for the Daytona Beach Downtown Development Authority 421 - 426

Presentation by Ken Thomas, Redevelopment Director: Discussion on the proposed millage rate of 1.0000 and proposed budget.

1. PUBLIC HEARING - Members of the general public may speak and ask questions on the proposed millage rate and the FY 2026/27 budget.

2. Resolution of the Daytona Beach Downtown Development Authority adopting an ad valorem property tax millage rate of 1.0000 (\$1.0000 per \$1,000 of assessed taxable value). This is the rate utilized in the Notice of Proposed Property Taxes and is a 3.71% tax increase from the rolled back rate of 0.9642.

3. Resolution adopting the Budget for the fiscal year October 1, 2026, to September 30, 2027; prescribing estimated Revenue Sources of \$413,563 and setting forth Operating Expenditures, Capital Expenditures, and Transfers of \$413,563.

[Agenda Summary #AS-26-359 - Pdf](#)

9.C. Growth Management & Planning Department - 2nd Amendment to Interstate-95/LPGA Boulevard Retail PD-G Rezoning DEV2026-075 427 - 461

Ordinance on Second Reading - QUASI - JUDICIAL HEARING - amending the Interstate-95/LPGA BLVD Retail (aka Tanger) PD Agreement permanently allowing an additional use within the property. The revision detailed in the PD Amendment seeks to permanently modify the timeframe for "Special Events as a Temporary Use" incorporating Section "5C Special Events," with associated timing and compliance standards to the PD, for formal adoption as a section and use within the PD. Applicant: Robert Merrell III, Esq., Cobb Cole, on behalf of Tanger Daytona, LLC.

Action: Public Action and final hearing.

[Agenda Summary #AS-26-355 - Pdf](#)

9.D. Growth Management & Planning Department - Daytona State College Overlay - Land Development Code (LDC) Text Amendment DEV2023-233 462 - 621

Ordinance on Second Reading - PUBLIC HEARING - to amend Section 4.9. of the Land Development Code (LDC) to establish a Colleges and University Overlay District for the purpose of planning for the orderly, coordinated, and unified development of a college or university campus and related uses. Applicant: Robert Merrell III, Esq., Cobb Cole, on behalf of Daytona State College.

Action: Public Hearing and final action.

9.E. Growth Management & Planning Department - The Brown Rezoning to Planned Development – General PD-G DEV2026-074

622 - 691

Ordinance on Second Reading - QUASI - JUDICIAL HEARING - to rezone a 62.9± acre site from Multifamily Residential–12 (MFR-12), Single-Family Residential–5 (SFR-5), and Tourist/Office/Retail (T-4) to Planned Development–General (PD-G) to allow development of a new museum facility and associated infrastructure. The site is located on the north side of Museum Boulevard, west of S. Nova Road. Applicant: Jessica Gow, Esq., of Cobb Cole & Associates, on behalf of Cici & Hyatt Brown Museum of Art.

Action: Public Hearing and final action.

[Agenda Summary #AS-26-357 - Pdf](#)

9.F. Human Resources Department - Police Officers' and Firefighters Retirement System - City Ordinance Eliminating the \$ 5,500 Monthly Cap and reducing the 90% to a 75% cap.

692 - 698

Ordinance on Second Reading - PUBLIC HEARING - amending the City of Daytona Beach Police Officers' and Firefighters' Retirement System, Subpart D of the City Charter, Amending Section 6, Benefits Amounts and Eligibility, by reducing the 90% Cap to a 75% Cap and eliminating the \$ 5,500 Cap for Police and Fire Members retiring after October 1, 2026.

Action: Public Hearing and final action.

[Agenda Summary #AS-26-358 - Pdf](#)

10. INTRODUCTION OF ORDINANCES

City Commission comments & questions only.

11. ADMINISTRATIVE ITEMS

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.**