

**City of South Daytona
City Council Meeting Minutes
Tuesday, December 12, 2023
immediately following the 6:00pm CRAG Meeting**

City Council Chambers, 1672 S. Ridgewood Avenue, South Daytona, Florida
and Facebook Live (www.facebook.com/CityOfSouthDaytona)

A. OPENING. Call to Order: Mayor William C. Hall called the City of South Daytona Regular City Council Meeting to order at 6:02 pm.

Roll Call:

Present:

Mayor William C. Hall
Vice-Mayor Eric Sander
Councilwoman Lisa O'Neal
Councilman Doug Quartier

Councilman Brandon Young
City Manager James L. Gillis, Jr.
City Attorney Wade Vose

Pledge of Allegiance led by Mayor William C. Hall followed by the **Invocation** led by Councilman Brandon Young.

Item 5: City Manager Report:

City Manager Gillis said the Annual BBQ and Bluegrass Festival was held on Saturday, November 18, 2023, at Reed Canal Park. He said as usual the event was well attended. BBQ teams competed in a Florida BBQ Association sanctioned competition, he explained. He congratulated the Appliance Warehouse Barbeque team as the overall winner.

He said the Drive-Thru North Pole was also well attended on Friday, December 1.

Mr. Gillis provided a recap of the Christmas Club delivery on December 9, 2023. He said the entire Council along with many staff members assisted in this day of service and giving. He noted this put us all in the holiday spirit.

City Manager Gillis discussed the 2023 Holiday Lighting Awards which will be presented to the winners on Wednesday, December 20th. He thanked all those who participated. Winners will be posted on the website and Facebook page.

Item 6: City Attorney Report:

City Attorney Wade Vose discussed working with staff on land use, employment matters with most recent work on the extended hours of alcohol sale permits. He explained he anticipates the issue will be concluded at the Special Master Hearing on Thursday.

City Attorney Vose provided a Legislative Update. He discussed the bills that are still being submitted and he will have additional information to share in January. He said the Legislature is reviewing the Live Local Act in regards to parking and public transportation, a preemption on wetland buffers, a proposal to repeal local business tax receipts, as well as a bill that requires lobbyist to register locally. He concluded that he expects additional bills to report and follow in January.

B. CITIZENS TO BE HEARD:

CJ Allen, 2929 Gaslight Drive, complimented the Bluegrass Festival, the wider sidewalks on Palmetto Avenue, the Crosswalk Sign on Big Tree Road as well as the improvements on Beville Road.

Ed Lanyon, 2030 Kenilworth Avenue, discussed flooding on Kenilworth Avenue. He said speeding through puddles exacerbates the situation. He requested a speedbump to reduce speeding. He noted the Police and Motorcycle Officer helps when they are in the area. He discussed the last storm at the end of November which there was a sewer overflow. He also expressed his concerns regarding an abandoned home at 2040 Kenilworth Avenue.

Susan Allen, 35 Cherrywood Court, discussed recycling as well as the in-progress townhomes at Edison Pointe. She is concerned with flooding and property values. Ms. Allen discussed the flooding during the last rain storm and her appreciation of the response from staff when she called. She concluded by noting that litigation is being processed against Edison Pointe and the City.

Barbara Ann Heagan, Port Orange South Daytona Chamber of Commerce, thanked City Manager Gillis and Councilman Young for attending the Chamber Annual Meeting last week. She invited the Council and Mayor to the event on Thursday evening honoring Claire Metz. She also noted an event set for January 13, 2024, from 10am to 2pm at the Daytona Beach Shores Community Center for a Business Expo.

Mayor Hall noted that the Volusia League of Cities Meeting is also scheduled for Thursday night, and he will not be in attendance at either event.

C. CONSENT AGENDA (*Items 8-13*):

Mayor Hall introduced the Consent Agenda and said the matters included under the consent agenda are self-explanatory and not expected to require discussion for approval. Items will be enacted by one motion. If discussion is desired by any member of the City Council, that item must be removed from the consent agenda and considered separately.

Item 8: Approval of minutes: November 14, 2023, City Council Meeting

Item 9: Consideration of approving a Façade Improvement Grant in the amount of \$5,000 to FSR Properties doing business as Lyndsey Roberts Photography & Events at 2700 South Ridgewood Avenue as was presented in tonight's C.R.A.G. meeting.

Item 10: Consideration of approving the purchase of a Ford F-250 4x2 truck with a utility box and a Ford F-250 4x2 truck with a utility body and Tommy Gate as budgeted in the water and sewer fund this fiscal year.

Item 11: Consideration of approving an Addendum to the Agreement with Atlantic Pipe Services to allow Embry-Riddle Aeronautical University (ERAU) to piggyback the City's Agreement for Services and established pricing.

Item 12: Resolution No. 2023-36. A Resolution of the City Council of the City of South Daytona, Florida, approving a Florida Department of Transportation (FDOT) Local Funding Agreement for the design of the Reed Canal Road Sidewalk Project from Nova Road to US 1; Authorizing the City Manager to execute the agreement and associated documents related to the project; and providing an effective date. First and Only Reading.

Item 13: Consideration of approving the FY 2023-2024 Community Development Block Grant (CDBG) Subrecipient Agreement in the amount of \$77,402 for the Piggotte Center Electronic Message Board Sign project.

Motion to approve the consent agenda as presented by Vice-Mayor Eric Sander. Second by Councilwoman Lisa O'Neal. Motion carried unanimously.

D. REGULAR AGENDA:

Item 14: Ordinance No. 2023-19. An Ordinance of the City of South Daytona, Florida, amending the City of South Daytona Code of Ordinances, amending Chapter 8, Health and Sanitation, Article II, Weeds and Offensive Conditions on Property, Section 8-21, to allow the City Manager or his/her designee to provide notice to abate; and providing for conflicts, severability, applicability, codification, and an effective date. First Reading November 14, 2023. **Second and Final Reading. Public Hearing.**

City Attorney Vose read the title of Ordinance No. 2023-19.

City Manager Gillis said this Code modification is designed for efficiency. He explained the typical process for an abatement for high grass which begins with a courtesy notice to the resident. The resident is given five days which includes a weekend to mow. The vast majority of property owners resolve the issue immediately upon receiving the courtesy notice. For those few who do not resolve the issue, a notice of abatement is given. If the grass still has not been mowed, then the City will proceed to hire a contractor to cut it. The charge for the abatement is then placed on the Utility and Public Services Bill.

Under the City's proactive measures of Code Compliance, at the time nuisance abatement is required, property owners have received notification and education. When the nuisance has escalated to the City Manager, it is important for swift action to protect the health, safety and welfare of our residents while striving to achieve beautification. In order to keep the process expedited, staff recommends providing the City Manager with the opportunity to designate a member of staff to provide notice that there are nuisances on a property which must be abated, he said.

City manager Gillis said this is the Second and Final reading and a Public Hearing.

Mayor Hall opened the public hearing. No comments received. Mayor Hall closed the public hearing.

Motion to approve by Councilwoman Lisa O'Neal. Second by Vice-Mayor Eric Sander. Motion carried unanimously.

Item 15: Ordinance No. 2023-20. An Ordinance of the City of South Daytona, Florida, amending the City of South Daytona Code of Ordinances, Article X. Nonstormwater Discharges, Section 20-150 to add additional best practices to address stormwater and sediment and erosion control: operation and maintenance, and Section 20-153 to add stop work orders and emergency actions to comply with the requirements of our National Pollutant Discharge Elimination System (NPDES) Permit and related revisions; and providing for administrative actions, codifications, conflicts, severability, and an effective date. **First Reading. Public Hearing.**

City Attorney Vose read the title of Ordinance No. 2023-20.

City Manager Gillis said the City of South Daytona participates in the National Pollutant Discharge Elimination System (NPDES) Stormwater Program which regulates point source discharges from three potential sources: Municipal Separate Storm Sewer Systems (MS4s), construction activities and industrial activities. The NPDES permit renews every four years and certain updates to codes and best practices are often required. He said the city has participated in this program for approximately 12 years.

The City's current NPDES Permit required the City to make updates to Article X, Section 20-150 with additional best practices, address Stormwater and Sediment and Erosion Control: Operation and Maintenance, as well Section 20-153 to add Stop Work Orders and Emergency Actions.

This Ordinance is a housekeeping measure to ensure the City is in compliance with the program requirements and industry best practices and staff recommends the City Council approve the first reading of Ordinance No. 2023-20 in order to fulfill the requirements of our NPDES permit.

Mayor Hall opened the public hearing. No comments received. Mayor Hall closed the public hearing.

Motion to approve by Councilwoman Lisa O'Neal. Second by Vice-Mayor Eric Sander. Motion carried unanimously.

E. COUNCIL COMMENTS:

Vice-Mayor Eric Sander discussed the R2CTPO Meeting last week which highlighted FDOT projects and he said the City has three projects within the program including engineering for Sauls Street Bridge (2025), engineering for the Traffic Camera Network (2025) with subsequent construction (2027), and Sauls to Ridge SunTrail construction (2028). He highlighted the Reed Canal Sidewalk Project which was approved during the Consent Agenda (design 2024 with construction 2025-2026). He wished everyone a Merry Christmas, Happy Holidays, and Happy New Year. He said to remember the reason for this season which is God's gift through his son Christ Jesus.

Councilwoman Lisa O'Neal thanked staff for their hard work throughout the year and wished everyone happy holidays.

Councilman Brandon Young said he is also busy on Thursday evening with his son's Jazz Band concert at Spruce Creek High School. He said to reflect during this Holiday Season. He thanked the citizens in attendance who contributed to how we can improve.

Councilman Doug Quartier echoed the sentiments of the Council. He wished everyone a Merry Christmas and a healthy and safe New Year.

Mayor Hall concluded the meeting by wishing everyone a wonderful Christmas and a wonderful Holiday.

F. ADJOURNMENT: Mayor William C. Hall adjourned the City of South Daytona Regular Meeting of the City Council 6:30 pm.

Deputy City Clerk, Becky Witte

Mayor William C. Hall