

**City of South Daytona**  
**City Council Meeting Minutes**  
**Tuesday, March 12, 2024, at 6:00pm**

City Council Chambers, 1672 S. Ridgewood Avenue, South Daytona, Florida  
and Facebook Live ([www.facebook.com/CityOfSouthDaytona](http://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 6:00 pm.

**Roll Call:**

**Present:**

Mayor William C. Hall

Vice-Mayor Eric Sander

Councilwoman Lisa O'Neal

Councilman Doug Quartier

Councilman Brandon Young (*arrived at 6:02pm*)

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 Vice-Mayor Eric Sander.

**Item 5: City Manager Report:**

City Manager Gillis announced South Daytona's Spring Baseball Opening Day, which is set for Saturday, March 16, 2024, at 9:00 am. Shelly from the Daytona Tortugas will be in attendance. The event will include a Ribbon Cutting of the new James Street Baseball Splashpad.

South Daytona Community Trust's \$1,500 Academic Scholarship is now accepting applications, Mr. Gillis said. Submission Deadline is Tuesday, April 30, 2024, and applications are available on our City website or you can pick one up at the City Manager's office. He said the scholarship can go towards a College or Trade school.

He announced the City's Annual Easter Egg Hunt will be held at Reed Canal Park, 919 Reed Canal Road on Saturday, March 23, 2024, at 10:00 am sharp. There will be other activities including a petting zoo and a visit from the Easter Bunny.

City Manager Gillis said Sparkle Days is coming up and will be held from April 15th through April 25th. He explained the history of Sparkle Days as an opportunity to Spring Clean. He recalled past Sparkle Day collections such as towing a car out of a pond and removing a boat from a tree.

**Item 6: City Attorney Report:**

City Attorney Wade Vose provided a Legislative Update. He said the Legislative Session ended on March 8, 2024. The Bills approved by the legislature are awaiting final approval from Governor DeSantis. He discussed the bill regarding Transportation Impact Fees and some necessary modifications for the City to work through. He said the increase of homestead tax exemption as well as the Business Tax Receipt proposals failed. In November, the Ballot will include an amendment that would provide for an annual inflation adjustment for the value of the homestead property tax exemption. The adjustment would be made every year on January 1 based on the percent change in the Consumer Price Index reported by the U.S. Department of Labor if the change is positive. Attorney Vose said the proposed bill regarding the Business Impact Estimates for City

Ordinances passed as well as stricter timelines and penalties for building permits not issued in a timely manner. Another matter for further research is the Bill providing permits for residential purposes which applies to cities with a population exceeding 10,000 who also have 25 acres or more of vacant land for residential purposes.

**B. CITIZENS TO BE HEARD:**

Omar Capellan, 1930 South Ridgewood Avenue, current owner of Ramar Mobile Home Park indicated that he was working on cleaning up the park by removing residents who were either selling drugs or involved in prostitution.

Kelly Moore, representing the Port Orange South Daytona Chamber of Commerce, thanked the Council and employees for their support. She shared upcoming events and stated that the Chamber was going to attend the James Street Park Splash Pad Ribbon Cutting set for Saturday, March 16, 2024.

Michelle Utter, Port Orange, discussed the “Ban the Jab” campaign against the COVID-19 vaccine and her struggles after receiving the vaccine.

**C. CONSENT AGENDA (*Items 8-12*):**

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: February 13, 2024, City Council Meeting.

**Item 9:** Consideration of awarding the Piggotte Community Center Sign Project (Bid No. 24-B-001) to Permacraft Signs in the amount of \$64,445 as funded by the 2023/2024 CDBG (Community Development Block Grant).

**Item 10:** Consideration of approving Resolution No. 2024-04, 2024-05, 2024-06, and 2024-07 authorizing submittal of applications to the State of Florida Hazard Mitigation Grant Program (HMGP), Florida Department of Environmental Protection Water Quality Improvement and/or Resiliency Grants and the Volusia County Community Development Block Grant for Disaster Recovery (CDBG-DR) and authorizing acceptance and execution of the grants, if awarded. First and only reading.

**Item 11:** Consideration of approving Capital Equipment purchases of a 2023 Ford F-150 Truck in the amount of \$33,202 and a 2023 Ford F-150 4x4 Truck in the amount of \$48,561 for Public Works as budgeted in Fiscal Year 2023/2024.

**Item 12:** Consideration of approving the installation of a wooden utility pole to accommodate a LoRaWAN communication gateway for our water meter replacement project at Ned Wagner Park (2801 Oak Lea Drive, South Daytona).

Motion to approve the consent agenda as presented by Councilman Brandon Young. Second by Councilwoman Lisa O’Neal. Motion carried unanimously.

**D. REGULAR AGENDA:**

**Item 13:** Consideration of awarding the Officials and Scorekeepers/Announcers Bid (Bid No. 24-B-002) to Sunshine State Officials Association, Inc (SSOA) as budgeted in the current fiscal year.

City Attorney Vose said Councilman Brandon Young submitted a Form 8B, Voting Conflict Form as his father-in-law and brother-in-law are the Vice President and President of Sunshine State Officials Association, Inc. *Form 8B is attached to the meeting minutes.*

City Manager Gillis explained our existing contract for sports officials, scorekeepers, and announcers expired this month. In anticipation of this expiration, staff followed our procurement procedures and went through the formal bidding process for these services. Two responses were received to our purchasing request - DYJ Inc, our current contractor, and Sunshine State Officials Association, Inc, who we have utilized in the past.

The bidders were both deemed qualified, responsive bidders. A spreadsheet with proposed pricing was provided to the Council. Sunshine State Officials Association provided the lowest responsible bid and has experience working with the City.

He concluded with a staff recommendation to award the Officials and Scorekeepers/Announcers Bid (Bid No. 24-B-002) to Sunshine State Officials Association as budgeted in the current fiscal year.

Motion to approve by Councilwoman Lisa O’Neal. Second by Councilman Doug Quartier.

Roll Call Vote:

Vice-Mayor Sander: Yes

Councilwoman O’Neal: Yes

Councilman Quartier: Yes

Mayor Hall: Yes

*Councilman Young has submitted a Form 8b, Voting Conflict Form (attached).*

**Item 14: Resolution No. 2024-03.** A Resolution of the City Council of the City of South Daytona, Florida, designating community wide special events for the year beginning in April 2024 and ending in March 2025; providing for resolutions that conflict herewith; providing for severability; and providing an effective date. **First and only reading.**

*Title of Resolution 2024-03 was read by City Attorney Wade Vose.*

City Manager Gillis said this annual Resolution is designed to assist the business community. He explained that the City has two classifications of special events. The first classification is site-specific special events for things such as grand opening celebrations. The second classification is community-wide special events such as Bike Week. A commercial property owner can have up to 30 days of site-specific special events. The Special Event regulations provide commercial property owners with more opportunities to showcase their businesses in South Daytona.

Each year at this time, the City Council designates those activities that are to be deemed community-wide special events. Provided to the Council was Exhibit A to Resolution No. 2024-03 which designates which dates and events are to be considered as community-wide for the upcoming year. The list of events and dates are similar to the ones designated in previous years, which affords business owners the greatest access to potential customers.

City Manager Gillis concluded with a staff recommendation to approve the attached Resolution No. 2024-03.

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

**F. COUNCIL COMMENTS:**

Vice-Mayor Eric Sander thanked everyone for their hard work. He said he is looking forward to Opening Day events and the Splashpad Ribbon Cutting this weekend. He estimated that South Daytona children will collect 15,000 eggs in approximately 30 seconds. Vice-Mayor said he is also looking forward to Easter, the resurrection of his Savior, Jesus Christ.

Councilwoman Lisa O’Neal echoed the sentiments of Vice-Mayor Sander and thanked Fire Chief Brant for the inaugural Fire Annual Report.

Councilman Brandon Young apologized for being late, noting this is the first time he’s been tardy. He said he looks forward to Opening Day as his first Opening Day in South Daytona playing T-Ball was 45 years ago.

Councilman Doug Quartier discussed bike week as our first responders were extremely busy noting major crashes, a road rage stabbing, a baby delivery, and then early Sunday morning a baby with trouble breathing. The baby should be released from the hospital tomorrow, he noted. He said all units and staff were great and gave kudos to our first responders. He said he is looking forward to seeing everyone this weekend at Opening Day as well as the Splash Pad Opening and Egg Hunt the following weekend.

Mayor Hall said to enjoy the upcoming holidays and see you next month.

**E. ADJOURNMENT:** Mayor William C. Hall adjourned the City of South Daytona Regular Meeting of the City Council 6:29 pm.

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*Deputy City Clerk, Becky Witte*

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*Mayor William C. Hall*

## FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME Young, Brandon	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE South Daytona City Council
MAILING ADDRESS 2825 Sauls Street	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY South Daytona	COUNTY Volusia
DATE ON WHICH VOTE OCCURRED March 12, 2024	NAME OF POLITICAL SUBDIVISION: City of South Daytona
MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE	

### WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

### INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

\* \* \* \* \*

#### ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

\* \* \* \* \*

#### APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

**IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:**

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)

### APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

### DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Brandon Young, hereby disclose that on March 12, 20 24 :

(a) A measure came or will come before my agency which (check one or more)

- ☐ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, \_\_\_\_\_ ;
- ☒ inured to the special gain or loss of my relative, father-in-law David Wolgemuth and brother-in-law Shawn Wolgemuth ;
- ☐ inured to the special gain or loss of \_\_\_\_\_ , by  
whom I am retained; or
- ☐ inured to the special gain or loss of \_\_\_\_\_ , which  
is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

**Item 13: Consideration of awarding the Officials and Scorekeepers/Announcers Bid (Bid No. 24-B-002) to Sunshine State Officials Association, Inc (SSOA) as budgeted in the current fiscal year.**

My brother-in-law Shawn Wolgemuth is the President of Sunshine State Officials Association, Inc.

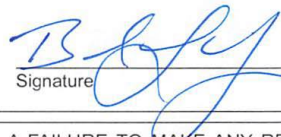
My father-in-law David Wolgemuth is the Vice-President of Sunshine State Officials Association, Inc.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

March 12, 2024

Date Filed

Signature



NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.