

## AGENDA

Regular meeting of the South Daytona City Council, Tuesday, November 8, 2016 at 6:00 p.m. in the Council Room at City Hall, 1672 S. Ridgewood Avenue.

1. Call to order
2. Roll Call
3. Pledge of allegiance
4. Invocation
5. Approval of minutes
6. Citizens to be heard: comments on any issue or agenda item
7. City Manager's/Attorney's report
8. Old Business - None

a) **ORDINANCE NO. 16-06**

AN ORDINANCE OF SOUTH DAYTONA, FLORIDA; PROVIDING FOR LOCAL IMPLEMENTATION OF THE WATER CONSERVATION RULE FOR LANDSCAPE IRRIGATION OF THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT; PROVIDING DEFINITIONS; PROVIDING LANDSCAPE IRRIGATION SCHEDULES; PROVIDING EXCEPTIONS TO THE LANDSCAPE IRRIGATION SCHEDULES; PROVIDING FOR VARIANCES FROM THE SPECIFIC DAY OF THE WEEK LIMITATIONS; PROVIDING FOR APPLICABILITY OF THE ORDINANCE; PROVIDING FOR ENFORCEMENT OF THE ORDINANCE; PROVIDING FOR PENALTIES FOR VIOLATION OF THE ORDINANCE; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF ALL CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE. **Second Reading. Public Hearing. Passed first reading on October 11, 2016.**

9. New Business
  - a) Consideration of reclassifying the vacant position of Utility Billing Clerk to Accountant in the Department of Finance.
  - b) Consideration of appointing an elected official to serve as the alternate on the River to Sea TPO board.

- c) Consideration of recognizing Hazen Construction Company as the lowest responsible bidder for construction of the Jones Street Stormwater Project, not to exceed \$296,325.
- d) Consideration of recognizing Moving Waters Industries as a sole source and approving the purchase of pumps and controls for the Jones Street Stormwater Project, not to exceed \$64,422.

e) **RESOLUTION NO. 16-20**

A RESOLUTION DECLARING THE RESULTS OF THE GENERAL ELECTION HELD ON AUGUST 30, 2016 FOR THE CITY OF SOUTH DAYTONA, FLORIDA. **First and only Reading.**

f) **RESOLUTION NO. 16-21**

A RESOLUTION ELECTING THE VICE-MAYOR OF THE CITY OF SOUTH DAYTONA, FLORIDA; REPEALING RESOLUTIONS OR PARTS OF RESOLUTIONS IN CONFLICT WITH THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE. **First and only Reading.**

g) **RESOLUTION NO. 16-22**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH DAYTONA, FLORIDA AUTHORIZING ENTERING INTO A NON REVOLVING LOAN AGREEMENT WITH WELLS FARGO MUNICIPAL CAPITAL STRATEGIES, LLC IN AN AMOUNT NOT TO EXCEED \$1,500,000 FOR THE PURPOSE OF FINANCING THE COSTS AND EXPENSES ASSOCIATED WITH CLEAN-UP AND RECONSTRUCTIVE EFFORTS RELATED TO HURRICANE MATTHEW AS DESCRIBED HEREIN AND PAYING COSTS RELATED TO ENTERING INTO THE LOAN AGREEMENT; PROVIDING THAT OBLIGATIONS UNDER THE LOAN AGREEMENT SHALL BE A LIMITED OBLIGATION OF THE CITY PAYABLE FROM REIMBURSEMENT FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY AND OTHER GRANT PROCEEDS AND A COVENANT TO BUDGET AND APPROPRIATE LEGALLY AVAILABLE NON AD VALOREM REVENUES AS PROVIDED HEREIN; PROVIDING FOR THE RIGHTS, SECURITIES AND REMEDIES FOR THE LENDER; AUTHORIZING THE PRIVATE NEGOTIATED DIRECT PLACEMENT OF THE LOAN WITH THE LENDER PURSUANT TO THE TERMS AND CONDITIONS DESCRIBED HEREIN; DELEGATING THE AUTHORITY TO APPROVE THE FORM OF LOAN AGREEMENT AND NOTE EVIDENCING SUCH FINANCING TO THE MAYOR AND CITY MANAGER; MAKING SUCH DETERMINATIONS AS ARE REQUIRED TO AFFORD THE NOTE "BANK QUALIFIED" STATUS; AUTHORIZING OTHER REQUIRED ACTIONS; AND PROVIDING AN EFFECTIVE DATE. **First and only Reading.**

h) **ORDINANCE NO. 16-07**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOUTH DAYTONA, FLORIDA AMENDING CHAPTER 3 (ALCOHOLIC BEVERAGES) TO AMEND DEFINITIONS, DISTANCE REQUIREMENTS, HOW DISTANCE IS MEASURED AND RESTAURANT EXCEPTION; ESTABLISHING HOURS OF SALES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE. **First Reading. Passed LDRB on October 19, 2016.**

i) **ORDINANCE NO. 16-09**

AN ORDINANCE OF THE CITY OF SOUTH DAYTONA, FLORIDA, AMENDING THE CITY'S LAND DEVELOPMENT REGULATIONS, ARTICLE 2.2 DEFINITIONS, TO INCLUDE DEFINITIONS FOR PERMANENT MAKEUP SERVICES, TATTOO AND BODY PIERCING ESTABLISHMENTS; AMENDING ARTICLE V. ZONING REGULATIONS, SECTION 5.5 SCHEDULE OF ZONING REGULATIONS, J. BUSINESS GENERAL COMMERCIAL, 5. ACCESSORY USES TO ESTABLISH A ZONING DISTRICT FOR PERMANENT MAKEUP AS AN ACCESSORY USE, IN BEAUTY PARLORS, PHYSICIAN OFFICES AND EDUCATIONAL INSTITUTIONS; AMENDING ARTICLE V. ZONING REGULATIONS, SECTION 5.5 SCHEDULE OF ZONING DISTRICT REGULATIONS, M. BUSINESS HEAVY COMMERCIAL AND N. LIGHT INDUSTRIAL PERMITTED USES TO ESTABLISH ZONING DISTRICTS FOR TATTOO AND BODY PIERCING SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE. **First Reading. Passed LDRB on October 19, 2016.**

10. **Unscheduled Items (Councilmembers Comments)**

**RECESS UNTIL 7:00 P.M.**

11. The Honorable Leah Case will administer the Oath of Office - William C. "Bill" Hall (Mayor), Brandon Young (Seat 1) and Ralph G. Schoenherr (Seat 4).

12. **Adjourn.**

Pursuant to Section 286.0105, Florida Statutes, if a person decides to appeal any decision made by the board, agency or commission with respect to any matter considered at such meeting or hearing, the person will need a record of the proceedings and for such purposes may need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be made.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons needing special accommodations to participate in the proceedings should contact the City Clerk by mail or in person at least 48 hours prior to the meeting at 1672 S. Ridgewood Avenue, South Daytona, Florida 32119. Telephone: (386) 322-3010.