

## AGENDA

Regular meeting of the South Daytona City Council, Tuesday, November 13, 2018 at 6:00 p.m. in the City Council Chambers, City Hall, 1672 S. Ridgewood Avenue, South Daytona, Florida.

1. Call to order
2. Administration - Oath of Office - Doug Quartier (Seat 1) and Lisa O'Neal (Seat 3)
3. Roll Call
4. Pledge of allegiance
5. Invocation
6. Approval of minutes: City Council Meeting (October 23, 2018)
7. Citizens to be heard: comments on any issue or agenda item
8. City Manager's/Attorney's report
9. **Old Business**

a) **ORDINANCE NO. 18-15**

AN ORDINANCE OF THE CITY OF SOUTH DAYTONA, FLORIDA, AMENDING CHAPTER 14, ARTICLE V, SECTIONS 14.62 – 14.79 OF THE CITY OF SOUTH DAYTONA'S CODE OF ORDINANCES ENTITLED "COMMUNICATIONS FACILITIES WITHIN THE PUBLIC RIGHTS-OF-WAY" AS PROVIDED HEREIN; PROVIDING INTENT AND PURPOSE, APPLICABILITY AND AUTHORITY TO IMPLEMENT; PROVIDING DEFINITIONS; PROVIDING FOR REGISTRATION FOR PLACING OR MAINTAINING COMMUNICATIONS FACILITIES IN THE PUBLIC RIGHTS-OF-WAY; PROVIDING REQUIREMENT OF A PERMIT; PROVIDING APPLICATION REQUIREMENTS AND REVIEW PROCEDURES; PROVIDING FOR A PERFORMANCE CONSTRUCTION BOND; PROVIDING FOR CONSTRUCTION METHODS; PROVIDING DEVELOPMENT AND OBJECTIVE DESIGN STANDARDS; PROVIDING FOR FEES AND TAXES; PROVIDING ENFORCEMENT REMEDIES; PROVIDING FOR THE ADMINISTRATIVE CORRECTION OF SCRIVENER'S ERRORS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE. **Second Reading. Public Hearing. Passed first reading on October 23, 2018.**

b) **ORDINANCE NO 18-16**

AN ORDINANCE OF THE CITY OF SOUTH DAYTONA, FLORIDA, AMENDING CHAPTER 14, ARTICLE IV, SECTIONS 14.51 – 14.61 OF THE CITY OF SOUTH DAYTONA’S CODE OF ORDINANCES ENTITLED “PUBLIC RIGHT OF WAY USE” AS PROVIDED HEREIN; PROVIDING PURPOSE, APPLICABILITY AND AUTHORITY TO IMPLEMENT; PROVIDING DEFINITIONS; PROVIDING REQUIREMENT FOR PERMIT WHEN INSTALLING, CONSTRUCTING, PLACING, ALTERING OR ADJUSTING ANY FACILITY ON, OVER OR UNDER A PUBLIC RIGHT OF WAY; PROVIDING APPLICATION REQUIREMENTS AND REVIEW PROCEDURES; PROVIDING INSURANCE REQUIREMENTS; PROVIDING FOR A PERFORMANCE CONSTRUCTION BOND; PROVIDING FOR CONSTRUCTION METHODS; PROVIDING FOR PERMIT EXCEPTIONS; PROVIDING ENFORCEMENT REMEDIES; PROVIDING FOR FORCED RELOCATIONS; PROVIDING FOR THE ADMINISTRATIVE CORRECTION OF SCRIVENER’S ERRORS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE. **Second Reading. Public Hearing. Passed first reading on October 23, 2018.**

10. New Business

a) **RESOLUTION NO. 18-28**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH DAYTONA, FLORIDA, DECLARING DOUG QUARTIER, ELECTED TO SEAT 2 AND LISA O’NEAL, ELECTED TO SEAT 3; PROVIDING FOR CONFLICTING RESOLUTIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. **First and only Reading.**

b) **RESOLUTION NO. 18-29**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH DAYTONA, FLORIDA APPOINTING \_\_\_\_\_ 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.**

c) Consideration of awarding the Septic to Sewer Conversion Project to Lapin Septic Tank Service, not to exceed \$757,931.

- d) Consideration of approving a second amendment to the City Manager's contract.
- e) Consideration of appointing a City Council member to facilitate the new city manager contract.
- f) **ORDINANCE NO. 18-18** **TEMPORARILY WITHDRAWN**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOUTH DAYTONA, FLORIDA; APPROVING THE FIRST AMENDMENT TO THE MASTER DEVELOPMENT AGREEMENT APPROVED BY ORDINANCE 12-17 WHICH REZONED THE PROPERTY LOCATED AT 3230 S. RIDGEWOOD AVENUE TO PUD PLANNED-UNIT DEVELOPMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE. **Tabled on October 23, 2018 to be reheard on November 13, 2018. First Reading.**

- g) **ORDINANCE NO. 18-19**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOUTH DAYTONA, FLORIDA AMENDING SECTION 14-36 (RESPONSIBILITIES OF ABUTTING PROPERTY OWNERS FOR MAINTENANCE OF PARKAGE; PROHIBITIONS) OF THE SOUTH DAYTONA CODE OF ORDINANCE CLARIFYING THE PLANTING, REMOVAL AND MAINTENANCE OF TREES AND OTHER ITEMS IN THE PARKAGE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE. **First Reading.**

- h) **ORDINANCE NO. 18-20**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOUTH DAYTONA, FLORIDA, CREATING CHAPTER 10 (OFFENSES AND MISCELLANEOUS PROVISIONS); ARTICLE VI (TRESPASS WARNINGS ON PUBLIC PROPERTY), SECTION 10-81 (TRESPASS WARNING ON PUBLIC PROPERTY AND OTHER PROPERTY GENERALLY OPEN TO THE PUBLIC) TO ADOPT REGULATIONS FOR THE ISSUANCE AND ENFORCEMENT OF TRESPASS WARNINGS ON PUBLIC PROPERTY AND PROPERTY OPEN TO THE PUBLIC; PROVIDING FOR APPEALS; PROVIDING FOR DURATION OF TRESPASS WARNING; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE. **First Reading.**

- 11. **Unscheduled Items (Councilmembers Comments)**
- 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.