

MINUTES

REGULAR MEETING – CITY COMMISSION

July 3, 2019

Minutes of the Regular Business Meeting of the City Commission of The City of Daytona Beach, Florida, held on Wednesday, July 3, 2019 at 6:00 p.m., in the Commission Chambers, City Hall, 301 South Ridgewood Avenue, Daytona Beach, Florida.

1. Roll Call.

Commissioner Paula Reed	Present
Commissioner Ruth Trager	Present
Commissioner Aaron Delgado	Present
Commissioner Quanita May	Present
Commissioner Robert Gilliland	Present
Commissioner Dannette Henry	Present
Mayor Derrick Henry	Present

Also Present:

James Chisholm, City Manager
Robert Jagger, City Attorney
Letitia LaMagna, City Clerk

2. The Invocation was led by Commissioner Henry.

3. The Pledge of Allegiance was led by Commissioner Reed.

4A. APPROVAL OF MINUTES

Approval of the Minutes of the May 15, 2019 and the June 5, 2019 of the City Commission held at City Hall, 301 S. Ridgewood Avenue, Daytona Beach, Florida.

It was moved by Commissioner Gilliland to approve the minutes. Seconded by Commissioner Trager. The motion passed 7-to-0 with the breakdown as follows:

Commissioner Reed	Yea
Commissioner Trager	Yea
Commissioner Delgado	Yea
Commissioner White	Yea
Commissioner Gilliland	Yea
Commissioner Henry	Yea
Mayor Henry	Yea

5. AGENDA APPROVAL

James Chisholm, City Manager read the Agenda changes as follows:

Add Bike Week Sponsorship donations to Agenda Item 8F from Commissioner Dannette Henry as follows:

- \$250 to One Bad Decision, Inc., for a general donation;
- \$500 to Bethune-Cookman University – Male Explorers for a general donation; and
- \$250 to Volusia Volunteers in Medicine for a general donation.

Pull Agenda Item 10A - Revisions to Purchasing Code, Chapter 30 Of The Municipal Code from the Agenda.

Pull Agenda Item 10C – Beachside Redevelopment Board Appointments from the Agenda.

Pull Agenda Item 10D - Downtown Development Authority Board Appointments from the Agenda.

It was moved by Commissioner Gilliland to approve the Agenda with changes. Seconded by Commissioner Reed. The motion passed 7-to-0 with the breakdown as follows:

Commissioner Reed	Yea
Commissioner Trager	Yea
Commissioner Delgado	Yea
Commissioner White	Yea
Commissioner Gilliland	Yea
Commissioner Henry	Yea
Mayor Henry	Yea

6. PRESENTATION

A. Bennet Swamp Rehydration & Conservation Project

James V. Chisholm, presented a video of the Bennett Swamp Rehydration and Conservation Project and the St. Johns Water Project.

Video: The City of Daytona Beach is strategically investing in critical infrastructure to improve the quality of our community. Recently the City completed the Bennett Swamp Rehydration and Conservation project. Lauded by industry experts as visionary and groundbreaking, this innovative and multi-faceted project has far-reaching environmental benefits.

It consists of an advanced distribution system built from the City’s Westside Regional Water Reclamation Facility to Bennett swamp. This will allow reclaimed water to be distributed into the 1,425-acre swamp through 18 strategically placed dispersal units during periods of low reuse demands.

By redirecting this reclaimed water into Bennett Swamp, they are recharging the aquifer which supplies our drinking water, helping to create a healthy ecosystem for numerous wildlife species, rehydrating the swamp and reducing the amount of water and nutrients discharged into the Halifax River.

The cost of the \$5.3 million project was offset by a grant of \$1.7 million from the St. Johns River Water Management District, and \$2.5 million from the Florida Department of Environmental Protection.

The one-time expense to create the Bennett Swamp Rehydration and Conservation project yields continuous, recurring benefits that positively impacts the City's citizens and environment. By linking and leveraging our assets, they are investing in the future.

Mr. Chisholm stated this is a project the City entered into several years ago and that \$5,336,000 was the cost of the project. The City has a little over a \$1,000,000 into the project and the rest was from the State. It will enable the City to remove discharges from the Halifax River. The City's goal is to get out of the River in some point in the future and provide rehydration of the aquifer.

Mayor Henry thanked the City Manager and staff for doing the presentation. He had been at the ribbon cutting and was thoroughly impressed by it.

7. CITIZENS COMMENTS

John Nicholson, 413 N. Grandview Avenue, Daytona Beach stated his concerns about the length of the projects and asked if the City could regularly update the citizens on projects if they take longer than expected. He asked if the City was still taking water from Bethune Point out to the swamp.

Mr. Chisholm stated this is coming from regional right now but Bethune Point will be connected and functional.

8. CONSENT AGENDA

- A. Adopted/Resolution No. 19-143 accepting renewal proposals submitted by Wright National Flood Insurance Company, P.O. Box 33003, St. Petersburg, FL 33733 for an annual premium in the amount of \$49,566 for flood insurance coverage for various City-owned properties in flood zones for the period of July 25, 2019 to July 25, 2020. This is an increase of last year's premium of \$7,850 due to rate increases. Also, authorizing payment for any additional flood premium, not to exceed \$15,000, for additional properties determined to be in flood zones and for adjustments in property values that may cause a need for an increase of coverage during the period of July 25, 2019 to July 25, 2020. A RESOLUTION AUTHORIZING PAYMENT TO WRIGHT NATIONAL FLOOD INSURANCE COMPANY FOR INSURANCE UNDER THE NATIONAL FLOOD INSURANCE PROGRAM FOR VARIOUS CITY PROPERTIES FOR AN ANNUAL PREMIUM OF \$49,566 FOR THE PERIOD JULY 25, 2019, THROUGH JULY 25, 2020; AUTHORIZING PAYMENT OF ADDITIONAL PREMIUM, NOT TO EXCEED \$ 15,000, FOR ADDITIONAL PROPERTIES DETERMINED TO BE IN FLOOD ZONES AND FOR ADJUSTMENTS IN PROPERTY VALUES DURING THE POLICY PERIOD; AND PROVIDING AN EFFECTIVE DATE.
- B. Adopted/Resolution No. 19-144 authorizing the purchase of thirty (30) sets of department standardized Fire-Dex Personal Protective Firefighting Gear in an amount not to exceed \$74,883.60. Purchase to be made as a standardized purchase from Municipal Emergency Services, 3789 62nd Avenue North Pinellas Park, Florida 33781 who serves as the sole source distributor of Fire-Dex equipment in the State of Florida. A RESOLUTION APPROVING THE PURCHASE OF THIRTY SETS OF PERSONAL PROTECTIVE FIREFIGHTING GEAR FROM MUNICIPAL EMERGENCY SERVICES, AS SOLE SOURCE, FOR AN AMOUNT NOT TO EXCEED \$74, 883.60; AND PROVIDING AN EFFECTIVE DATE.

- C. Adopted/Resolution No. 19-145 authorizing the purchase of two (2) E-One Typhoon Fire Engine Pumper apparatus from the authorized dealer Hall-Mark RTC - 725 SW 46th Avenue. Ocala, Florida 34474. Vehicle to be purchased from Orange County Contract No. Y13-1056-JS. The proposal calls for a 365 day delivery schedule. Total purchase not to exceed \$1,020,000. These vehicles are being purchased to address growth in our city through the addition of specialized equipment not currently available in our city. A RESOLUTION APPROVING THE PURCHASE OF TWO E-ONE TYPHOON FIRE APPARATUS FROM HALL-MARK RTC IN THE AMOUNT NOT TO EXCEED \$1,020,000, PURSUANT TO ORANGE COUNTY CONTRACT NO. Y-13-1056-JS; AND PROVIDING AN EFFECTIVE DATE.
- D. Adopted/Resolution No. 19-146 approving Change Order (C.O.) No. 3 to Work Authorization (W.A.) No. 6 for Continuing Services Contract No. 0111-0740-RAM for the Beville Road Trail Project with RAM Professional Group, Inc., 8298 Bayberry Road, Suite 1, Jacksonville, FL 32256 for a total additional cost of \$29,066.64. A SJRWMD Permit Exemption was originally applied for by RAM Professional Group, Inc., but was subsequently denied by the SJRWMD Agency and advised that a general/individual ERP permit would be needed. Therefore this C.O. No. 3 to W.A. No. 6 is necessary to prepare and submit a SJRWMD ERP permit for stormwater modifications. The original contract was awarded on November 2, 2016 for \$157,508.22. Change Order No. 1 was approved and adopted on October 4, 2017 to extend the western limits of the trail to Andros Isles Boulevard for an additional \$98,546.79, and C.O. No. 2 was approved and adopted on November 7, 2018 to revise the plans to add the shoulder widening from the FDOT I-95/I-4 Design-Build Project for an additional \$44,657.19. With C.O. No. 3 the adjusted contract amount is now \$329,778.84. A RESOLUTION APPROVING CHANGE ORDER NO. 3 TO WORK AUTHORIZATION NO. 6 UNDER CONTRACT NO. 0111-0740-RAM WITH RAM PROFESSIONAL GROUP, INC., FOR A TOTAL ADDITIONAL COST OF \$29,066.64 FOR PROFESSIONAL ENGINEERING DESIGN SERVICES RELATED TO THE BEVILLE ROAD TRAIL DESIGN; AUTHORIZING THE CITY MANAGER TO EXECUTE ANY DOCUMENTS NECESSARY TO IMPLEMENT THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.
- E. Adopted/Resolution No. 19-147 approving a one (1) year service plan and warranty with two 1- year renewal options and authorize the City Manager to exercise the renewals on the same terms and conditions with Atlas Copco Compressor, LLC 9655 Florida Mining Boulevard West, #1301, Jacksonville, FL 32257 for a total amount of \$28,473.50. The purpose of this request is to purchase a service plan with a warranty for the three (3) Brennan Water Treatment Plant's Ozone Generation Compressor systems. Ozone compressors produce compressed air for the Ozone water treatment process. Brennan Water Treatment Plant utilizes three air compressors for ozone generation and in order to assure compliance with state and federal water quality standards, the compressors must be in working order. Two out of the three compressors are in operation 24 hours / 7days per week. This purchase will provide preventative maintenance services twice annually for all three ozone compressors which will help to ensure uninterrupted operation. This is a sole source request due to Atlas Copco Compressors LLC being the only authorized provider for parts and service for the ozone air compressors. A RESOLUTION APPROVING THE PURCHASE OF A ONE YEAR SERVICE PLAN AND WARRANTY WITH TWO 1- YEAR RENEWAL OPTIONS IN THE AMOUNT OF \$28,473.50 FROM ATLAS COPCO COMPRESSORS, LLC, AS SOLE SOURCE, FOR THE OZONE GENERATION COMPRESSOR SYSTEM AT THE BRENNAN WATER TREATMENT PLANT; AUTHORIZING THE CITY MANAGER TO EXERCISE THE RENEWAL OPTIONS UNDER THE SAME TERMS AND CONDITIONS; AND PROVIDING AN EFFECTIVE DATE.

F. Adopted/Resolution No. 19-148 authorizing payment in the amount of:

\$300 to The GEM Project, Inc., for a general donation from the Bike Week Sponsorship Funds of Mayor, Derrick Henry.

\$1,500 to Boys & Girls Clubs of Volusia/Flagler Counties, Inc., for a general donation from the Bike Week Sponsorship Funds of Commissioner Robert Gilliland. A RESOLUTION AUTHORIZING GRANTS FROM THE BIKE WEEK SPONSORSHIP FEES; AND PROVIDING AN EFFECTIVE DATE.

It was moved by Commissioner Gilliland to dispense with the reading of the Resolutions on the Consent Agenda and to adopt the Resolutions. Seconded by Commissioner Reed. The motion passed 7-to-0 with the breakdown as follows:

Commissioner Reed	Yea
Commissioner Trager	Yea
Commissioner Delgado	Yea
Commissioner White	Yea
Commissioner Gilliland	Yea
Commissioner Henry	Yea
Mayor Henry	Yea

9. PUBLIC HEARINGS

A. Adopted/Ordinance No. 19-149 amending the Land Development Code (LDC), Article 11(Definitions and Interpretation) to add definitions for new uses (Micro-Brewery, Micro-Winery, and Craft Distillery), modify definitions for existing uses (Brewpub, Craft Distillery); amend Article 5, (Principal Uses and Accessory Uses) to add additional uses and modify existing uses to the Eating & Drinking Establishments and the Industrial Uses categories and to modify use specific standards to accommodate new uses; and to amend Article 6 (Off-Street Parking and Loading) to add parking requirements. City Clerk LaMagna read the Ordinance on second and final reading by title only. AN ORDINANCE AMENDING THE LAND DEVELOPMENT CODE ("LDC") IN RELATION TO BREWPUBS, CRAFT DISTILLERIES, MICRO-BREWERIES AND MICROWINERIES; AMENDING SECTIONS 5. 2.A. AND 5. 3.B, CONTAINING THE LISTS OF PRINCIPAL AND ACCESSORY USES, RESPECTIVELY, TO REVISE THE LISTED PERMITTED AND SPECIAL PRINCIPAL USES AND PERMITTED ACCESSORY USES FOR ALL INDUSTRIAL AND TOURIST ZONING DISTRICTS AND THE BR-1, BR-2, BA, AG, RDB-1, RDB-2, RDB-3, RDB-4, RDB-5, RDB-8, RDB- 9, RDD-1, RDD-2, RDD-3, RDD-4, RDD-6, RDD-7, RDM-1, RDM-2, RDM-3, RDM-4, RDM-5, PD-G, AND PD-RD ZONING DISTRICTS; AMENDING SECTION 5. 2.B., PRINCIPAL USE STANDARDS; AMENDING SECTION 5. 3. C., ACCESSORY USE STANDARDS; AMENDING SECTION 6.2., PARKING SPACE STANDARDS; AMENDING SECTION 11. 5, DEFINITIONS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE.

John Nicholson 413 Grandview Avenue, Daytona Beach expressed his concerns about businesses not maintaining the kitchens and turning into just another bar; he would like to see something put in place to prevent this from happening.

Doyle Lewis, Daytona Beach expressed his concerns about making sure the establishments are eating and drinking establishments with the proper parking and not just another bar.

It was moved by Commissioner Delgado to adopt the Ordinance. Seconded by Commissioner Gilliland. The motion passed 7-to-0 with the breakdown as follows:

Commissioner Reed	Yea
Commissioner Trager	Yea
Commissioner Delgado	Yea
Commissioner White	Yea
Commissioner Gilliland	Yea
Commissioner Henry	Yea
Mayor Henry	Yea

- B. Continued/Ordinance approving a request to rezone 391.8± acres of land located west of N. Tomoka Farms Road, east of LPGA Boulevard, and north of West International Speedway Boulevard from Single-Family Residential 5 (SFR-5) to Planned Development-General (PD-G) to develop a mixed residential development, approving the Integrated LPGA Phase A1 Preliminary Plat, and authorizing the Mayor to execute the Integrated LPGA Planned District Agreement. Applicant: Mark A. Watts, Esquire, Cobb Cole, on behalf of American Land Development Osceola County, LLC & American SW-30 Investments, LLC and GC Land LLC. City Clerk LaMagna read the Ordinance on second and final reading by title only. AN ORDINANCE AMENDING THE ZONING MAP OF THE LAND DEVELOPMENT CODE TO REZONE 391.8± ACRES OF PROPERTY GENERALLY LOCATED WEST OF NORTH TOMOKA FARMS ROAD, EAST OF LPGA BOULEVARD AND NORTH OF WEST INTERNATIONAL SPEEDWAY BOULEVARD, FROM SFR-5 (SINGLE-FAMILY RESIDENTIAL) TO PD-G (PLANNED DEVELOPMENTGENERAL) DISTRICT; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE INTEGRATED LPGA PLANNED DISTRICT AGREEMENT WITH AMERICAN SW- 30 INVESTMENTS, LLC, TO DEVELOP A MIXED RESIDENTIAL DEVELOPMENT AND APPROVAL OF THE INTEGRATED LPGA PHASE AI PRELIMINARY PLAT; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE.

Letitia LaMagna, City Clerk announced that the applicant had requested that this item be continued to the July 17, 2019 City Commission Meeting.

It was moved by Commissioner Gilliland to continue the item. Seconded by Commissioner Henry. The motion passed 7-to-0 with the breakdown as follows:

Commissioner Reed	Yea
Commissioner Trager	Yea
Commissioner Delgado	Yea
Commissioner White	Yea
Commissioner Gilliland	Yea
Commissioner Henry	Yea
Mayor Henry	Yea

- C. Continued/Resolution authorizing the City to enter into the American SW-30 Investments, LLC/Integrated LPGA Proportionate Fair Share Agreement with American SW-30 Investments, LLC ("Owner") and Volusia County. The agreement provides for a proportionate fair share contribution to the County in the amount of \$1,603,414.38 for a maximum buildout of 600 dwelling units and to address traffic concurrency and traffic impacts. The contribution will provide transportation improvements in the impact area and shall be paid to the County prior to the City Manager's approval of the final plat for the Project for recordation for the American SW-30 Investments, LLC/Integrated LPGA project that is located west of N. Tomoka Farms Road, east of LPGA Boulevard, south and

east of Municipal Stadium, and north of West International Speedway Boulevard. City Clerk LaMagna read the Resolution by title only. A RESOLUTION APPROVING THE AMERICAN SW-30 INVESTMENTS, LLC/INTEGRATED, LPGA PROPORTIONATE FAIR SHARE AGREEMENT WITH AMERICAN SW-30 INVESTMENTS, LLC AND THE COUNTY OF VOLUSIA, PROVIDING FOR THE PROPORTIONATE FAIR SHARE CONTRIBUTION BY AMERICAN SW-30 INVESTMENTS, LLC RELATING TO TRANSPORTATION FACILITY CONCURRENCY FOR THE AMERICAN SW-30 INVESTMENTS, LLC/INTEGRATED LPGA PROJECT GENERALLY LOCATED WEST OF NORTH TOMOKA FARMS ROAD, EAST OF LPGA BOULEVARD, SOUTH AND EAST OF MUNICIPAL STADIUM AND NORTH OF WEST INTERNATIONAL SPEEDWAY BOULEVARD; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

Letitia LaMagna, City Clerk announced that the applicant had requested that this item be continued to the July 17, 2019 City Commission Meeting.

Commissioner Robert Gilliland stated regarding the last two items, this was the one he talked about with the stoplight at Grand Champion and LPGA/ISB. He stated that Mr. Watts was there from Cobb Cole representing the applicant. The county threw a curveball about one year into the negotiations with the City and decided that the stoplight wasn't eligible for funding. However, the Developer actually is sticking by his guns and his commitment to put the stoplight in and has come up with a very creative way to amend the Development Agreement to where future development in that area that will utilize that intersection will then reimburse the Developer for costs that they incurred related to this. So that's what they will see when this comes back on the 17th. He stated Developers get a bad name a lot of times for doing things that aren't above board but these guys are really doing the right thing for the community by sticking with their commitment to put that stoplight in.

Mayor Derrick Henry stated he noticed they didn't have a lot of people from the community tonight so there's been a lot of communication in keeping the channel open and he appreciates their work. Their commitment to doing this means a lot.

It was moved by Commissioner Gilliland to continue the item. Seconded by Commissioner Trager. The motion passed 7-to-0 with the breakdown as follows:

- Commissioner Reed Yea
- Commissioner Trager Yea
- Commissioner Delgado Yea
- Commissioner White Yea
- Commissioner Gilliland Yea
- Commissioner Henry Yea
- Mayor Henry Yea

D. Adopted/Resolution No. 19-150 authorizing the City to enter into the Mason Avenue BTS/Mason Industrial Proportionate Fair Share Agreement with CF Toucan DAB LLC, ("Owner") and Volusia County. The agreement provides for a proportionate fair share contribution to the County in the amount of \$152,969.84 to address traffic concurrency and traffic impacts. The contribution will provide transportation improvements in the impact area and shall be paid to the County prior to the City's issuance of Certificate of Occupancy for Mason Avenue BTS/Mason Industrial. This project is located at 2350 Mason Avenue (Lot 1) and 2400 Mason Avenue (Lot 2). City Clerk LaMagna read the Resolution by title only. A RESOLUTION APPROVING THE MASON AVENUE BTS/MASON INDUSTRIAL TRANSPORTATION IMPROVEMENTS PROPORTIONATE FAIR SHARE AGREEMENT WITH CF TOUCAN DAB LLC AND THE COUNTY OF VOLUSIA,

PROVIDING FOR THE PROPORTIONATE FAIR SHARE CONTRIBUTION BY CF TOUCAN DAB LLC, RELATING TO TRANSPORTATION FACILITY CONCURRENCY FOR THE MASON AVENUE BTS PROJECT LOCATED AT 2350 MASON AVENUE (LOT 1) AND 2400 MASON AVENUE (LOT 2); AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

No comments.

It was moved by Commissioner Gilliland to adopt the Resolution. Seconded by Commissioner Delgado. The motion passed 7-to-0 with the breakdown as follows:

Commissioner Reed	Yea
Commissioner Trager	Yea
Commissioner Delgado	Yea
Commissioner White	Yea
Commissioner Gilliland	Yea
Commissioner Henry	Yea
Mayor Henry	Yea

10. ADMINISTRATIVE HEARINGS

A. Pulled/Ordinance approving changes to the Purchasing Code, Chapter 30 of the Municipal Code, to streamline small purchases, change orders, and project-related purchases; clarify exceptions to the code and multi-year procurements; and address the purchase and disposal of real property. The revised code also increases the City Manager's authority for small purchases and entertainment contracts, provides alternative selection methods for design-builders, and provides the City Manager authority to exercise contract renewal options. Changes also provide administrative authority to the City Manager to approve change orders decreasing contract time or price, and authority to extend annual contracts to permit time to resolicit goods or services. AN ORDINANCE AMENDING CHAPTER 30, CITY CODE, RELATING TO SMALL PURCHASES, CHANGE ORDERS, AND PROJECTED-RELATED PURCHASES, CLARIFICATION OF EXCEPTIONS TO THE CODE AND MULTI-YEAR PROCUREMENTS, AND ADDRESS THE PURCHASE AND DISPOSAL OF REAL PROPERTY; PROVIDING FOR CONFLICTS, CODIFICATION AND SEVERABILITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE.

B. Adopted/Resolution No. 19-151 Appointing one (1) member to the Beautification/Tree Advisory Board. The board shall consist of seven members. One member shall be nominated by each City Commissioner from among the resident of the zone, plus one At-large member nominated by the Mayor who may be a resident of any City Commission zone. All board members shall be resident of the City and qualified electors. There is a vacant position in Zone 6 for which we have received one applicant- Patricia Heard. City Clerk LaMagna read the Resolution by title only. A RESOLUTION APPOINTING ONE MEMBER TO THE BEAUTIFICATION AND TREE ADVISORY BOARD TO SERVE TERM EXPIRING DECEMBER 31, 2022; AND PROVIDING AN EFFECTIVE DATE.

Betty Goodman, Assistant City Manager stated this agenda item is to appoint one member to the Beautification Tree Advisory Board for Zone 6. They received one application from Patricia Heard.

It was moved by Commissioner Reed to adopt the Resolution. Seconded by Commissioner Trager. The motion passed 7-to-0 with the breakdown as follows:

Commissioner Reed	Yea
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Commissioner Trager	Yea
Commissioner Delgado	Yea
Commissioner White	Yea
Commissioner Gilliland	Yea
Commissioner Henry	Yea
Mayor Henry	Yea

- C. Pulled/Resolution appointing three (3) members to the Beachside Redevelopment Board. The board shall consist of seven (7) members and a Planning Board member who shall serve as an ex officio nonvoting member appointed by the City Commission. Members shall reside or have their principal place of business in either the Main Street Redevelopment Area (MSRA) or the South Atlantic Redevelopment Area (SARA). A majority of the board members shall be residents of the City. The membership term of Amy Pyle and Marcia Tuggle have expired and both individuals would like to be reappointed. The membership term of Dino M. Paspalakis has expired and termed out. In addition to receiving new applications from Ms. Pyle and Ms. Tuggle for reappointment, we have received one new qualifying application from Krista Goodrich for the open position. A RESOLUTION APPOINTING THREE MEMBERS TO THE BEACHSIDE REDEVELOPMENT BOARD TO SERVE TWOYEAR TERMS ENDING DECEMBER 31, 2020; AND PROVIDING AN EFFECTIVE DATE.

- D. Pulled/Resolution appointing two (2) members to the Downtown Development Authority. The board shall consists of five (5) members, one (1) of which shall be a member of the City Commission. Except for the City Commissioner, each member may be appointed for consecutive terms of 3 years, beginning July 1. Non-City Commission members shall reside in or have a principal place of business in the City (CR-BO), shall not be serving as a City officer or employee, and shall be an owner of realty within the Downtown area, a lessee thereof, or a director, officer, or managing agent of an owner or of a lessee thereof. The membership terms of Tammy Kozinski and Joseph Hopkins expired on June 30, 2019. Both individuals would like to continue to serve and we have no other qualifying applicants. A RESOLUTION APPOINTING TWO MEMBERS TO THE DOWNTOWN DEVELOPMENT AUTHORITY FOR THREEYEAR TERMS ENDING JUNE 30, 2022; AND PROVIDING AN EFFECTIVE DATE.

- E. Adopted/Resolution No. 19-152 appointing one (1) member to the Downtown Redevelopment Board. The membership term of Daniel Harshaw has expired and he would like to be reappointed. The board shall consist of seven (7) members appointed by the City Commission and one (1) Planning Board member who shall serve as an ex officio nonvoting member. Membership shall include six (6) members who reside or have their principal place of business in either the Downtown Redevelopment Area (DRA) or the Ballough Road Redevelopment Area (BRRA) and one (1) member of the Downtown Development Authority, who shall serve ex-officio (DDA). A majority of the board members shall be residents of the City. City Clerk LaMagna read the Resolution by title only. A RESOLUTION APPOINTING ONE MEMBER TO THE DOWNTOWN REDEVELOPMENT BOARD TO SERVE TWOYEAR TERMS ENDING DECEMBER 31, 2020; AND PROVIDING AN EFFECTIVE DATE.

Betty Goodman, Assistant City Manager stated this agenda item is to appoint one member to the Downtown Redevelopment Board. The membership term of Daniel Harshaw has expired and he would like to be reappointed. They have no other applicants.

It was moved by Commissioner Gilliland to adopt the Resolution. Seconded by Commissioner Trager. The motion passed 7-to-0 with the breakdown as follows:

Commissioner Reed	Yea
Commissioner Trager	Yea
Commissioner Delgado	Yea
Commissioner White	Yea
Commissioner Gilliland	Yea
Commissioner Henry	Yea
Mayor Henry	Yea

- F. Adopted/Resolution No. 19-153 appointing four (4) members to the Leisure Services Advisory Board. The board shall consist of seven (7) members, one (1) from each zone nominated by City Commissioners of respective zones, and one (1) at large member nominated by the Mayor serving two-year (2) staggered terms that expire December 31. Members must reside within the zone of their appointment. The membership terms of Dwayne Murray (AL), Carol Kilian (Zone 4) and John Huger (Zone 6) have expired and all three individuals would like to be reappointed. Zone 2 has an open position and we have received an application from Bradford Gonzalez. City Clerk LaMagna read the Resolution by title only. A RESOLUTION APPOINTING FOUR MEMBERS TO THE LEISURE SERVICES ADVISORY BOARD; APPOINTING THREE MEMBERS TO SERVE TERMS EXPIRING DECEMBER 31, 2020 AND APPOINTING ONE MEMBER TO SERVE TERM EXPIRING DECEMBER 31, 2021 AND PROVIDING AN EFFECTIVE DATE.

Betty Goodman, Assistant City Manager stated the membership terms of Dwayne Murray, At Large, Carol Kilian, Zone 4 and John Huger, Zone 6 have expired and all three individuals would like to be reappointed. They have no additional applicants. Ms. Goodman announced that Zone 2 has an open position and they received one application from Bradford Gonzalez.

Bradford Gonzalez, 424 Riverview Boulevard, Beach Daytona stated he has been coming to Daytona Beach with his family for over 30 years and finally decided to move here. He stated every community that he has lived in he always served in some way to that community and now Daytona Beach is his community. He thanked the Commission for the appointment.

It was moved by Commissioner Gilliland to adopt the Resolution. Seconded by Commissioner Reed. The motion passed 7-to-0 with the breakdown as follows:

Commissioner Reed	Yea
Commissioner Trager	Yea
Commissioner Delgado	Yea
Commissioner White	Yea
Commissioner Gilliland	Yea
Commissioner Henry	Yea
Mayor Henry	Yea

11. COMMISSION COMMENTS

Commissioner Reed stated the streetscape between Orange Avenue and International Speedway on Martin Luther King Boulevard would begin on July 15, 2019. She asked if the business owners in that area had been contacted making them aware of the date. She stated there is a public meeting for beautification on Dr. Mary McLeod Bethune Boulevard, which will be held on July 16, 2019 at New Mount Zion Missionary Baptist Church. They would like some citizen input on what they'd like to do and let them be a part of that change. She stated social events increase the quality of life. She wished everyone a happy, safe and blessed Fourth of July.

Commissioner Trager stated she was at the opening of the Daytona Autograph Hotel in One Daytona. She stated it would be another destination spot like Hard Rock with a racing theme. The police department had a benefit dinner and she asked Chief Capri to tell them about it.

Craig Capri, Chief of Police stated they had a spaghetti dinner fundraiser for an officers battling cancer and they raised approximately \$4500 to help offset the costs of his medical bills. It was well attended with a couple hundred people. He stated his appreciation for everyone's support.

Commissioner Trager gave a summary of events going on through the July 4th weekend at the boardwalk and Main Street and wished everyone a happy and safe Fourth of July.

Commissioner Delgado stated he asked the City Attorney to send around some legislature on other cities about the single use plastic straws. He stated the City of New Smyrna Beach is banning single use plastic on city grounds. He asked if that was something anyone wanted to talk about. The state legislature left it to the Cities to decide what they wanted to do with it. He stated there is not a statewide uniform rule about it. He is in favor of anything that can protect the environment but he does not want to force it on people. If it's something they want to do it looks like a pretty simple law to pass.

Commissioner Gilliland asked if the legislature passed bills that would prohibit cities or counties putting restrictions in place and the government vetoed it.

Robert Jagger, City Attorney stated that was correct.

Commissioner Gilliland asked why the legislature took that position. He stated he has not seen any science behind this that shows single use straws create an environmental problem. He feels they need to have some science behind it and understand what the problem is before they enact legislation.

Commissioner Reed stated she feels it is worth exploring to know what other cities are doing.

Mayor Henry stated he's in favor of discussing it. He stated there is scientific evidence that supports that plastic is environmentally catastrophic in the community.

Commissioner May asked if that would include the water bottles that they use at the City Commission meetings. She stated they would need to go to glass or metal. They should start with themselves and set a good example as good stewards of the environment.

Mayor Henry stated the bottles would be recycled at a higher and faster rate than plastic straws would.

James Chisholm, City Manager stated he went to a restaurant in Orlando that used pasta as a straw.

Commissioner Gilliland stated his question was about straws. It's indisputable that people don't do a good job recycling, China is not buying our recyclables anymore, and a lot of waste companies are taking everything to the dump. He doesn't know if moving to something other than plastic would be noticeable in the community. He feels they are looking at a tree when they have a problem with the forest, although it certainly is an issue they need to address.

Commissioner Reed read out an article about plastic straws and how detrimental they are to marine life.

Commissioner Gilliland stated that was because the trash that was going to China is now going into the ocean. He stated this was a significant issue they're not doing much about right now.

Commissioner Reed stated they needed to start somewhere.

Commissioner Delgado stated New Smyrna had taken other initiatives like removing all single use plastic on government property. There are different things that different cities are doing and they could see if they like some, all, or none and come up with their own solution.

Commissioner Reed stated several cities are going beyond straws and they've given timelines to those in the area because it's difficult for those who order in bulk. They are given time to dispense what they've got before moving to paper.

Mr. Chisholm stated it's really about recycling. He stated Commissioner Gilliland was right, there's no place to recycle it. The United States hasn't developed a recycling program that's effective in recycling the waste that is collected and it is going into the landfills. He stated it's a national problem.

Mayor Henry asked if there were any other questions or comments.

Commissioner May stated she received calls about the First Step Shelter asking who would be admitted into the shelter. She asked if it would be based on the cities who worked together from the beginning. Would they be given first preference or would it be everybody. She suggested they be given first preference. She said it doesn't need to be discussed; she just wanted everyone to be aware. She also asked if the Riverfront Master Plan from 2010 is still valid or if it has an expiration date.

Mr. Chisholm stated they continue to use the plan as they look at projects. The plan is a basic document for establishing goals.

Commissioner May asked how much input the City got from the community when that plan was put into place.

Mr. Chisholm stated that most of the time they have input from the community and they did for that particular project.

Commissioner May asked how many restaurants versus bars are on Main Street, and who has what license. She stated the City needs to be stable as it evolves and everybody needs to know what the rules are moving forward. She mentioned the Bike Week Review Plan and asked how many businesses are in operation right now, and how many days have they been in operation. She asked if someone was tracking that.

Chief Capri stated they check it every night; they have a checklist to see which bars are open. He does not know how many are restaurants but there's one that he can think of.

Mr. Chisholm stated he could think of three.

Chief Capri stated they walk it every day on two shifts to see who is open and who is closed. He can give her a report.

Commissioner May asked about the clothing stores there and asked if they are closed or open.

Chief Capri stated they are mostly open and he can give her a report with that breakdown.

Commissioner May asked if the rule was 250 days to be in compliance.

Chief Capri stated it was 280 days to be on the Master Plan for the Bike Week and Biketoberfest events, to have the outside vending. He stated he would give her a copy of the report.

Commissioner May thanked Chief Capri. She stated she attended the NAACP in Deland and the NAACP in Daytona is on the 12th. She asked about Soldier On and if the City was moving forward with that.

Mr. Chisholm stated they have not heard anything since the last report they were given.

Commissioner May asked if that was the next phase to First Step Shelter and if they were still on track with that.

Mr. Chisholm stated that was correct. First Step is on track to be opened at the end of September.

Commissioner Gilliland stated it is 250 days and it is based on their liquor license. They cannot have a State of Florida liquor license without being open that many days a year. The City adopted that for the people who do things outside. He stated he hasn't seen anyone recently that has been in violation of that. The one in question would be Boot Hill Saloon. They have a restaurant license but they do not have a kitchen. That one would possibly not be in compliance.

Commissioner May asked if they know they are not in compliance, why not investigate.

Mr. Chisholm stated he thought they had a restaurant.

Commissioner Gilliland stated that he and Mr. Chisholm met with the East ISB work group. It was good and there were good recommendations. He met with Space Square last week. He is working on the project in the Home Depot shopping center. They are going to bring some good paying jobs to the area. He's hoping the city can offer more incentives so they can attract more businesses to the area.

Commissioner Henry stated the sidewalks are being put in in Zone 5 in Derbyshire area and Jimmy Ann. She asked if they could have a meeting on how nonprofits use the facilities. She stated she is still getting calls about that and it is problematic in that they still have to pay to use the facility and vendors are still being charged. She asked how they could allow the nonprofits to not have to pay high vendor fees. She stated nonprofits use the facilities and when they use the facilities they use vendors to help pay for the event. She stated the facilities went up this year. She stated it was an additional 50 dollars, which Derbyshire is not worth an additional 50 dollars. She stated they have non-profits who are trying to put on events and they can't afford to put on the events. She asked how they could not allow people who want to just make a lot of money and then allow the nonprofits to actually put on events and be able to pay for those events. She asked why the fees are getting progressively higher.

James V. Chisholm, City Manager stated they should schedule a workshop to look at what the fees are and what the requirements are currently and some suggestions to modify. He stated they could have a differential based on some factual evaluation of the application itself, which might give them a way to do it. He stated they recognize that there is an issue and they need to be aware of who the nonprofits are because they have a lot of people that say they're nonprofits and they have found some of them may have a nonprofit in Orlando or somewhere else coming in and that's some of the ones that they had problems with.

Commissioner Henry stated she means local nonprofits that directly affect this community.

Mr. Chisholm stated it's worth a workshop to work on that.

Mayor Henry stated it's worth the workshop and worth them coming away with something that if you're a nonprofit, he doesn't have a problem with the rules being different for someone who's trying

to do an Easter egg hunt to serve 200 kids in the community, which is an extension or more like a partnership with them. He stated he looks at those things, as partnerships. He stated they need to find a way to say they're going to partner with them because they're doing something that it is an extension of them. He stated if they're having a birthday party that may be different. He stated if they violate what they're saying, then they're on a scratch list. He stated this is something that is long overdue and it's called a public private partnership; things that they do all the time on the business front. He stated they need to be specialists on the nonprofit front. He stated he is all for a workshop but he's also for coming away with something that helps to make it happen in a better way.

Commissioner Reed concurred with his comments. She stated the Divine Nine offer tutorial services that the City can't do, they don't have the staff for that but they could get those organizations to do that to be partners for them. She stated the two things she identified on the City Manager's update are not on the web page. She suggested they go on the web page under the general news items. She stated they need to be more proactive in identifying what's happening now within the City.

Mr. Chisholm stated it would be online.

Mayor Henry stated there won't be a mayors backpack giveaway this year for several reasons. First reason is the market is saturated with backpack giveaways. At the end of last years backpack giveaway, over half of the backpacks ordered were not utilized. The second is he would like to see them move to a direct service model of something their kids can take away. He stated they're establishing and have already started a mayor's literacy initiative, which he intends to grow and evolve over the coming years into something that includes tutorial services. It would be an ideal partnership for them to just marry right into what we're planning to do. The other thing about part of the reading initiative that they've already started is bringing in people who are writing and doing children's books. He stated they have to have a total package of child development type programs in the community, many of which they don't have to be experts at doing they are already in place. Things like Dolly Parton Imagination Library, which many of the young people in the community that have children are still not signing up and that's one of the things they have to promote. He stated other things are free like the library. He stated all of this comes under our umbrella of supporting the children and helping them to develop the most critical academic skill necessary to be successful in society, which is reading. He stated they are moving to this new model as a literacy program, which doesn't intend for it to stop at reading. Literacy is can branch off into many different areas. He stated the more people who want to partner under this initiative in a way that is congruent with the overall objective which is essentially to enhance the literacy of young people who are under their guidance in the programs, the more the merrier. He mentioned a post regarding a Mayor's Youth Summit that is taking place in Los Angeles California from the 25th to the 27th. He stated he wanted to read the post into the record because he only received one application and for anyone who's watching or in the audience who may know someone. He stated this is a way to engage the young people both politically and civically but also in what they do so that their voice can be heard in City Hall. He stated they haven't done enough to reach out and say we want to hear from you, they want them engaged. He stated he mentioned them doing a survey. He stated they want to hear from all over the community and know what's being said, what people think about what they do, how they feel and what they want them to be doing. He stated after they have their meeting, there's a back channel of talk about it, but they are not privy to that channel. He stated there's a group that has a way of monitoring and surveying all of it. He stated he would share with them all some information from them via e-mail. He stated they would have this group to come before them to spend about 20 minutes going over what it is that they do. He stated it

will cost them somewhere from 15 to 20 thousand and they would have them do this all yearlong. He stated it would be accumulating all of the data of what's being said about them via social media, the newspaper articles and all over the place. He stated they would have a broader voice to hear from. He stated they would hear from them and make a decision.

Commissioner May asked with regard to literacy program, how the Commissioners could become involved in that, what is he asking and is there anything they can do to assist in that program.

Mayor Henry stated the plan is at the end of the summer to take a certain number of kids roll them over and continue. He stated it is in its infancy stage. He stated it's a literacy initiative and he wants it to evolve into what they as a Commission and a community value. He stated if they have an initiative where they have something that they value that is related to literacy, see how they can marry it into this project. He stated there's nothing more important than kids being able to read. He stated he's starting with young kids five, six and seven years old where they're coming in reading to them and have people who have books come in and read to them and engage them to try to keep them in the program to continue throughout the year.

Commissioner Reed stated Delta Sigma Theta has a program like that called School America. She stated they would be happy to read for them. She mentioned a literacy program with Donna Banks where they had 350 kids at the Midtown Center.

Commissioner Delgado asked if the Mayor posted something about driving on suspended licenses.

Mayor Henry stated there was a question about driving with a suspended license and he's going to talk with Judge Schumann to see how they could consider ways to save. He stated there are many things that affect the citizens. He stated he talked about this before, having poverty simulation. He stated when a person loses their driver's license it can be catastrophic. He stated there are sometimes ways that the courts can work with them in the same way that they do as it relates to people who have a criminal record. He stated he wanted to create a dialogue and to hear from people to know if this is really a problem in our community. He asked to what degree is it a problem for them and to what degree can they work with the courts to say if a person that has a suspended license, how can they help them be reinstated so that they know the procedures without necessarily having to pay all the money at one time or whatever the options are. He stated Judge Schumann did sound off on that so he said they would sit down to talk about it again.

Commissioner Henry mentioned the backpacks they had leftover. She stated when the children usually leave foster care, a lot of their time their clothes are in plastic bags. She stated foster care programs all over the country are looking for just bags and suitcases for children. She asked if that was something they could look into doing if they're not using those backpacks for our local foster children if that would be an option or anyone would be interested in them.

Mayor Henry stated he's already given them all out.

Commissioner Reed asked if they would be interested in helping to support a back to school summer splash, something for the kids that's fun with rides in the park.

Mayor Henry stated he would be happy to support it.

Commissioner Reed stated she would start working on that.

Mayor Henry stated he tell the students it's their way of saying that school is important and the most important gift back to them is doing their best.

Commissioner Reed reiterated a back to school summer splash.

Mayor Henry asked if there were any other questions or comments.

Robert Jagger, City Attorney introduced Kira Honse. She's a new hire for the City Attorney's office. She comes from Vero Beach where she was the acting City Attorney and has experience at Fort Walton County in Charlotte County. She has a broad array of experience and local government and they're happy to have her. She's handling purchasing and real estate transactions.

12. ADJOURNMENT

There being no further discussion or comments the meeting was adjourned at 7:20p.m.

13. PUBLIC COMMENT FORUM Convened 7:21pm

John Nicholson, 413 N. Grandview Avenue, Daytona Beach stated his concerns regarding some of the bars and restaurants that don't follow the City's code. He asked are they with I-95 sculpture. He stated his concerns regarding the maintenance of Butler Boulevard road.

Antoinette Noelien, 11 Whittlesey Lane, Palm Coast, FL stated for the past four years her children have been participating with the Daytona Express Track Club. She explained what the club does. She stated they have nine athletes that have earned the right to compete at the Junior Olympics for the 2019 AAU in Greensboro, North Carolina on July 27th. She invited the City of Daytona Beach to financially support the organization to help the kids to get to North Carolina. She stated it would cost approximately \$6500.

Commissioner Reed asked if they had contact information for Antoinette.

Letitia LaMagna, City Clerk stated Ms. Noelien could give the information to the Assistant City Clerk and they would make sure the Commission got a copy.

Demond Noelien, 11 Whittlesey Lane, Palm Coast, FL stated he wanted to piggyback off what Antoinette said. He stated the kids are great ambassador for the City of Daytona Beach.

Commissioner Reed asked if they if they calculated it to sponsor a child.

Demond Noelien stated individually they have not. He stated there are nine kids and they're trying to help them all.

Mayor Henry asked how many of the kids actually live in Daytona.

Demond William stated out of 50 kids 40 of them are Daytona residents.

Mayor Henry asked if he was zoned for Campbell.

Demond William stated he's not zoned for Campbell. He stated he works here and that's why his son goes to school here.

Commissioner Reed stated she would like to donate \$250 from her Bike Week funds towards the organization.

Mayor Henry stated that would donate \$200 from his Bike Week funds.

Bobby Coode, 519 N Halifax Avenue, Daytona Beach asked if anyone heard of a boat called Rhonda Lee. He asked why they wouldn't remove that wrecked boat.

Jim Cameron Senior Vice President Government Relations Daytona Regional Chamber stated that he gave the City Clerk a flyer for upcoming event called expanding the airspace footprint in Daytona Volusia Now. This is somewhat connected to remarks that Commissioner Gilliland said in relation to space square. He stated they are making efforts to put more emphasis to bring more aerospace type companies located in Daytona Beach and Volusia County. He stated they are working on legislative recommendations for the 2020 legislative session. He stated the new Sam's Club would be opening on July the 24th. He stated he had talked with Commissioner May and as the Chamber they have talked with other cities in regards funding for operations for First Step Shelter. They want to make sure everyone get preference.

Mayor Henry stated that there are no worries about that. The shelter is for the people who are participating in the shelter and participating in working.

Marjorie Johnson, 122 S. Keech Street., Daytona Beach stated her concern about not receiving her public records request and the City Commission removing agenda items and not allowing businesses to be open.

Anne Ruby, 137 Park Avenue, Daytona Beach stated her concern about the river front master plan that was developed back in 2010 and construction began in 2015. She doesn't want to see the Recreation Hall demolished due to poor maintenance of the plans.

Jenny Nazak, 501 Harvey Avenue, Daytona Beach stated her gratitude for the City bringing up the use of the single use plastic straws. She there's a great video about the Bennet Reclamation water use.

Doyle Lewis, Homeless, Daytona Beach stated his concerns and opinions about the public not being visible when speaking.

Ted Hordecky, 113 Braddock Avenue, Daytona Beach stated he's a part of a veterans group and they make food bags to give out to people in the Volusia County. They've given out 4,000 to 5,000 to people in need. He now wants to get everyone together to locate all the places people can go to for mental health in Volusia County.

Commissioner May recommended Rhonda Harvey at SMA located on Palmetto Avenue. They have a wide resource link and United Way, which is a volunteer agency that could direct him as well.

Mr. Hordecky stated if anyone else can think of anybody they would appreciate the resources.

John Burch, 836 Orange Avenue, Daytona Beach stated his gratitude to Mayor Henry and his concerns about the conditions occurring when the minorities having to move or relocate out of their communities.

There being no further discussion or comments the forum was adjourned at 7:52p.m.

DERRICK L. HENRY
Mayor

ATTEST:

Letitia LaMagna
City Clerk

Adopted: August 7, 2019

RECORD REQUIRED TO APPEAL: In accordance with Florida Statute 286.0105 if you should decide to appeal any decision the Commission makes about any matter at this meeting, you will need a record of the proceedings. You are responsible for providing this record. You may hire a court reporter to make a verbatim transcript, or you may buy a cd of the meeting for \$2.00 at the City Clerk's office. Copies of cds are only made upon request. The City is not responsible for any mechanical failure of the recording equipment.