





**THE CITY OF DAYTONA BEACH  
BUSINESS MEETING OF THE CITY COMMISSION  
APRIL 7, 2021  
CITY COMMISSION CHAMBERS  
6:00 PM**

**AGENDA**

Website Address - [www.codb.us](http://www.codb.us) (City Clerk)

**NOTICE-** Pursuant to Section 286.0105, Florida Statutes, if any person decides to appeal any decision made by the City Commission at this public meeting, such person will need a record of the proceedings and, for that purpose, such person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The city does not prepare or provide such a record.

	<p><b>For special accommodations, please notify the City Clerk's Office at least 72 hours in advance. (386) 671-8020</b></p>		<p><b>Help for the hearing impaired is available through the Assistive Listening System. Receivers can be obtained from the City Clerk's Office.</b></p>
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In accordance with the Americans with Disabilities Act (ADA), persons with a disability needing a special accommodation to participate in the City Commission meeting should contact the City Clerk's Office, 301 S. Ridgewood Ave, Room 210, Daytona Beach, FL 32114, Telephone: (386) 671-8023, Email: [clerk@codb.us](mailto:clerk@codb.us) not later than 72 hours prior to the proceedings. If you are hearing or voice impaired contact the relay operator at 1-800-955-9771.

**1. ROLL CALL.**

# AGENDA

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1. **ROLL CALL.**
2. **INVOCATION.**
3. **PLEDGE OF ALLEGIANCE TO THE FLAG.**
4. **APPROVAL OF MINUTES.**

4.A. [Approval of the Minutes](#)

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Approval of the Minutes of the February 3, 2021 Regular City Commission Meeting held at 301 S. Ridgewood Avenue Daytona Beach, Florida 32114.

5. **AGENDA APPROVAL.**

*THOSE MATTERS INCLUDED UNDER THE CONSENT AGENDA ARE SELF-EXPLANATORY AND ARE NOT EXPECTED TO REQUIRE REVIEW OR DISCUSSION. ITEMS WILL BE ENACTED BY ONE MOTION. IF DISCUSSION IS DESIRED BY ANY MEMBER OF THE COMMISSION, THAT ITEM MUST BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.*

6. **PRESENTATION.**

6.A. [Presentation - Commissioner Quanita May - Public Record Requests - \*\*\\*\\*Addendum added 04-07-21\\*\\*\*\*](#)

7. **CITIZENS.**

7.A. **PUBLIC COMMENTS BY THE PEOPLE ADDRESSING THE CITY COMMISSION**

**EMERGENCY PROCEDURES FOR PUBLIC MEETINGS AND PUBLIC COMMENTS**

During this time of extraordinary circumstances dealing with the declared State of Emergency associated with the COVID-19 pandemic, the City is temporarily allowing online public comments, and limited in-person public comments at City Hall, for public meetings of the City Commission and the various City Boards.

**Online Public Comment Forms**. The City is providing an online Public Comment Form to allow members of the public to submit public comments for each public meeting of the City Commission or a City Board. The Public Comment Form may be found at <https://www.codb.us/comments>. Please follow the directions on the Form to ensure proper electronic submission to the City. All Public Comment Forms completed and properly transmitted before 5 p.m. on the day prior to the public meeting will be provided to City Commission or Board members, as applicable, for their review and consideration prior to the public meeting. Any Public Comment Forms submitted after 5 p.m. on the day prior to the meeting will be provided to Commission or Board after the public meeting. All Public Comment Forms will be included in the official meeting records and retained by the City Clerk or the Board Secretary as a public record. If you have issues with accessing, completing, or submitting the online Public Comment Form please email us at [comments@codb.us](mailto:comments@codb.us) or call 386-671-8023.

**In-Person Public Comment on Propositions before the City Commission or a Board**. Although persons are strongly encouraged to submit online Public Comment Forms during this State of Emergency, persons may visit City Hall during a public meeting to make public comment on propositions coming before the City Commission or Board for a vote, subject to these City procedures and all social distancing requirements recommended by the Federal Centers For Disease Control and Prevention. The Commission Chambers will be closed for in-person attendance by the public. The City Hall lobby will be equipped with an audio/video feed to the Commission Chambers and a lectern and microphone will be placed immediately inside the Chamber door for public comment. Forms will be provided for persons to fill out who wish to make public comment. Persons may approach the Lectern to speak on an item before the Commission or Board at appropriate times, when called upon, subject to such time limitations as may be imposed by the public body. The lobby will also have a limited defined area, with social distancing, for persons waiting to make public comment. In addition, the exterior entryway to City Hall will be equipped with a loudspeaker for persons waiting for permission to enter to make public comment due to space

limitations in the lobby. Persons may also monitor public meetings from their iPhone, iPad, or other electronic device at <https://www.codb.us/618/DBTV>, and enter City Hall for public comment at appropriate times, when called upon. Persons who have finished speaking or not intending to speak on a matter coming before the Commission or Board will not be permitted to remain in City Hall. All persons must comply with social distancing requirements while at City Hall, such as by remaining at least 6 feet apart. Use of facial masks is mandated to combat the spread of the COVID-19 disease.

## 8. CONSENT AGENDA.

*PLEASE NOTE: ITEMS PULLED FROM THE CONSENT AGENDA MAY BE REMOVED FROM CONSIDERATION BY THE CITY COMMISSION AND CONTINUED FOR TWO (2) WEEKS UNTIL THE NEXT REGULARLY SCHEDULED CITY COMMISSION MEETING. (ONLY MEMBERS OF THE CITY COMMISSION MAY REMOVE ITEMS FROM THE AGENDA).*

### 8.A. [Legal Department - Resolution Extending The Local State of Emergency \(pp. 24-27\)](#)

RESOLUTION EXTENDING THE LOCAL STATE OF EMERGENCY DUE TO COVID-19 FOR AN ADDITIONAL SEVEN DAY PERIOD ENDING APRIL 14, 2021; RATIFYING MAYORAL EXECUTIVE ORDER NOS. 30 AND 31; REOPENING CERTAIN CITY RECREATIONAL FACILITIES AND COMMUNITY CENTERS SUBJECT TO RULES AND PROCEDURES TO PROTECT THE PUBLIC HEALTH AND SAFETY, AND PROVIDING AN EFFECTIVE DATE. RESOLUTION EXTENDING THE LOCAL STATE OF EMERGENCY DUE TO COVID-19 FOR AN ADDITIONAL SEVEN DAY PERIOD ENDING APRIL 14, 2021 RATIFYING MAYORAL EXECUTIVE ORDER NO. 30; AND PROVIDING AN EFFECTIVE DATE.

Recommendation: City Attorney recommends adoption of the Resolution.

### 8.B. [Legal Department - Lyn Coleman - Settlement of Claim \(pp. 28-31\)](#)

**Resolution** authorizing payment in the amount of \$30,000 to Lyn Coleman and her attorney Paul McBride, Esq., for release of all claims and full settlement arising from injuries allegedly sustained from an automobile accident with a City police vehicle that occurred on August 11, 2018, near the intersection of International Speedway Boulevard and S. Seagrave Street. Funds are available in the Consolidated Insurance Fund.

Recommendation: City Attorney recommends adoption of the Resolution.

8.C. [Police Department - EnviroSafety - PPE Mask Purchase \(pp. 32-68\)](#)

**Resolution** waiving the competitive sealed bid requirement of the City's purchasing code and authorizing the purchase of 150 Respiratory 7800 full face masks from EnviroSafety, 8248 West Doe Avenue, Visalia. California. 93291. This purchase will include full face mask and filter cartridges allowing for immediate placement into service for Police Officers and will allow the agency to begin transitioning to having full protection from COVID-19 and other known viruses for all Daytona Beach Police Officers. The Police Department through the Purchasing Department issued an invitation to bid for the needed equipment and received no responses. In light of the current emergency with the Covid-19 virus, rather than re-issuing an invitation to bid, the Department contacted three vendors directly and received the lowest quoted price from EnivroSafetv in the amount of \$48,750. Funding is being provided through the Department of Justice Coronavirus Emergency Supplemental Fund. No City Funding is required.

Recommendation: Chief of Police recommends adoption of the Resolution.

8.D. [Public Works, Technical Services Division - Waste Pro - Construction and Demolition Landfill Closure - Contract Acceptance \(pp. 69-161\)](#)

**Resolution** approving a contract with Waste Pro of Florida, Inc., (Waste Pro) 925 S. Clyde Morris Boulevard, Daytona Beach FL 32114 in a lump sum amount of \$407,275. This Agenda item provides for the closure of the Construction and Demolition (C&D) landfill in accordance with Florida Department of Environmental (FDEP) regulations. The landfill has reached its permitted capacity and is no longer able to accept C&D material. Funds are available in the Solid Waste Management Fund.

Recommendation: Public Works Director recommends adoption of Resolution.

8.E. [Public Works Department - Construct Co., Inc. - Main Street Pier Repairs 2021, ITB 21233 - Award Construction Contract \(pp. 162-195\)](#)

**Resolution** awarding a Construction Contract for the Main Street Pier Repairs 2021, ITB No. 21233 to Construct Co., Inc., 1510 E. Colonial Drive, STE 300, Orlando, FL 32803 in the amount of \$67,044.97. The Main Street Pier is a historic structure that is a key feature of the beachside area. The Pier is over 70 years old and located in a harsh marine environment and requires frequent maintenance. Over the last several months the pier has been battered by Nor'easters resulting in damage to multiple cross braces and piles. These items are important structural components of the pier and need to be replaced. Bids for the project were received on February 25, 2021 with Construct Co., Inc. being the lowest responsible bidder in the amount of \$67,044.97. Funds are available in the Pier Renewal and Replacement Fund.

Recommendation: Public Works Director recommends adoption of the Resolution.

**8.F.** [Public Works Department - D&A Construction Group - Term Contract Award \(pp. 196-261\)](#)

**Resolution** awarding the Installation, Removal, & Delivery of Concrete, Construction Services Term Contract in an amount not to exceed \$300,000 annually, to D&A Construction Group, 983 Explorer Cove, Altamonte Springs, Florida, 32701, in accordance with Chapter 30 of the City Code. City Commission approval is needed to Piggyback the Seminole County School Board Contract No. 17180110RC, for as needed Concrete Installation, Removal, Delivery, and Placement Services throughout the City by D&A Construction Group. Projects will be assigned by the City through issuance of a Work Authorization.

The scope of services and compensation for each project will be negotiated and mutually agreed upon prior to issuance of a Work Authorization. The Contract is for concrete delivery and placement services on an as needed basis at a time and at the direction of the City. The initial term of the contract will commence upon City Commission approval and will end on 05/04/2021. The City will have the option to renew for one (1) one term of two (2) years by giving Contractor written notice. We are requesting the City Manager be authorized to exercise the contract renewal option under the same terms and conditions and be authorized to make such expenditures during the renewal period as the City Commission may budget and appropriate. Funds in the amount of \$266,000 for the remainder of this fiscal year is available in the Capital Project Fund. Funds for subsequent years is subject to budget appropriations for each of the remaining years of the contract.

Recommendation: Public Works Director recommends adoption of the Resolution.

**8.G.** [Public Works/Technical Services - General Mechanical Corporation and Shaw Integrated Solutions - Contract Award \(pp. 262-321\)](#)

**Resolution** awarding Contract No. ITB 21183 to General Mechanical Corporation, 418 N. Segrave Street, Suite B, Daytona Beach, FL 32114 for the HVAC renovation project at the Dickerson Center Boys and Girls Club facility in the amount of \$220,000, and authorizing the issuance of purchase orders to Shaw Integrated Solutions, P.O. Box 208408, Dallas, TX 75320 for the flooring under NJPA Contract No.121715 in the amount of \$25,515.68; to Paul Davis Restoration for mold remediation in the amount of \$16,424.64; and to Colson Corporation for ceiling tile replacement in the amount of

\$4,780. The total project cost is \$266,720.32. Funds are available in the Capital Project Fund.

Recommendation: Public Works Director recommends adoption of the Resolution.

**8.H.** [Budget Division - FY 2020/21 Second Quarter Budget Amendment \(pp. 322-338\)](#)

**Resolution** amending Resolution No. 20-298 (as previously amended), which adopted the FY 2020/21 budget, in order to increase revenues by \$ 5,776,707, reduce operating expenditures by \$ 6,710,214, and increase capital expenditures, transfers, and debt service by \$ 12,486,921. This budget amendment adjusts revenues related to the estimated ending fund balance for FY 2019/20, recognizes adjustments in CRA property values, provides funding for two projects in the Capitol Projects Fund, reimburses the FEMA Storm Events Fund for non-reimbursable expenditures, rolls forward several grants in the Police Grant Fund, trues up Trust and Impact Fee revenues, and transfers funds between the Water & Sewer Operating and Improvements funds.

Recommendation: Budget Officer recommends adoption of the Resolution.

**8.I.** [Development and Administrative Services - Amend the 2020-69 Resolution Language to Allow Utilization of City Athletic Fields to Allow Sports on a Limited Basis \(pp. 339-344\)](#)

**Resolution** amending the 2020-69 Resolution Language to Allow Utilization of City Athletic Fields to Allow Sports on a Limited Basis. Approximately one (1) year has passed since the Commission by passage of resolution 2020-69 established a means of protecting public health, safety and welfare. Now with a national vaccination program in place and public health practices more established as a necessary means of daily life it is possible for the Commission to moderately adjust the safety precautions of resolution 2020-69. To that end operational language to allow utilization of City athletic fields to allow sports on a limited basis to restart is proposed for the Commission's consideration. At Section 3 the attached amendment resolution provides:

The City Manager is directed to reopen all City recreational facilities and community centers to the extent such venues can be safely operated during the declared Local State of Emergency consistent with CDC guidelines, as determined by the City Manager. The City Manager is further directed to reestablish recreational and community Programs, events, and activities at those locations, and at City parks, subject to such rules and procedures established by the City Manager to protect public health and safety during the



declared Local State of Emergency.

Recommendation: Deputy City Manager, Development and Administrative Services recommends the adoption of the Resolution.

**8.J.** [Development Services - Samsula Demolition - 312 Dr. Mary McLeod Bethune Blvd - Ratification of Emergency Demolition \(pp. 345-355\)](#)

**Resolution** ratifying the emergency demolition of 312 Dr. Mary McLeod Bethune Boulevard by Samsula Demolition, 363 State Road 415, New Smyrna Beach, Florida, in the amount of \$30,000. The structure was deemed to be imminent danger as the result of structure failure and collapse. Funds are available in the Permit and License Special Revenue Fund.

Recommendation: Deputy City Manager, Development Services recommends adoption of the Resolution.

**8.K.** [Utilities Department – Carus Corporation – Fiscal Year 2020-2021 Phosphate Purchase – Brennan Water Treatment Plant - Sole Source \(pp. 356-363\)](#)

**Resolution** authorizing the City Manager to make as-needed purchases of phosphate from Carus Corporation, 315 Fifth Street, Peru, IL, at a rate of \$0.76/lb in an amount not to exceed \$136,800 annually to be used at the Brennan Water Treatment Plant.

The purpose of this request is to maintain the water treatment processes in accordance with state and federal operating permits. Phosphate is injected into the City's water distribution system to inhibit corrosion and reduce lead and copper metals. The Florida Department of Environmental Protection (FDEP) has approved the use of phosphate in municipal water supply distribution systems.

Phosphate from other manufacturers was tested extensively by the City. The test concluded that the Carus Corporation phosphate reduced the levels of lead and copper metals better than the phosphate supplied by the other manufacturers. As a result, the City purchases phosphate as a sole source from Carus Corporation. The continued use of the Carus Corporation phosphate will enable the City to maintain high quality drinking water and comply fully with drinking water regulatory standards. Funds are available in the Water & Sewer Operating Fund.

Recommendation: Utilities Director recommends adoption of the Resolution.

**8.L.** [Utilities Department – Ozone Systems Services Group, Inc. – Ozone System](#)



[Rehabilitation – Brennan Water Treatment Plant – Sole Source \(pp. 364-372\)](#)

**Resolution** approving a purchase from Ozone Systems Services Group, Inc. (OSSGI), 6687 State Road 132, Morrow, Ohio, 45452 for Ozone system parts and replacement in the amount not-to-exceed \$295,394.68. The purpose of this request is to maintain compliance with state/federal operating permits as well as all regulatory drinking water standards.

The Brennan Water Treatment Plant (WTP) utilizes an Emery ozone gas generator system to reduce organic compounds in the treated water. The ozone system consists of three (3) onsite ozone gas generators. High voltage is passed through dielectric assemblies inside the generator shell to create ozone gas. The ozone gas is then mixed with the raw water in the ozone chamber through the use of ozone diffusers. Ozonated water is then sent on to the lime softening process for additional treatment.

The current ozone system is over 30 years old and in need of rehabilitation in order to ensure continued functionality. The rehabilitation will include:

- Replacement of dielectric assemblies in each generator;
- Replacement of bushings, wired, gaskets, cables and amplifiers in each generator; and
- Replacement of ozone diffusers in the ozone chamber.

Sole Source is being requested because OSSGI is the only ozone system company that performs work on Energy ozone systems.

Funds are available in the Water & Sewer Renewal & Replacement 5% Fund.

**Recommendation:** Utilities Director recommends adoption of the Resolution.

**8.M.** [Utilities Department - RedZone Robotics, Inc. - Autonomous CCTV Inspection Services - Sole Source \(pp. 373-418\)](#)

**Resolution** approving a General Services Contract with RedZone Robotics, Inc., 195 Thorn Hill Road, Suite 110, Warrendale, Pennsylvania 15086 for CCTV inspection of 201,044 linear feet of sanitary sewer pipe in a fixed fee amount of \$286,665. This request is needed to assess the condition of the sanitary sewer collection system to support regulatory compliance. RedZone Robotics, Inc., utilizes autonomous CCTV inspection equipment to quickly identify defects, maintenance concerns and pipe integrity in wastewater collection systems. Autonomous inspection cameras provide the following benefits over other contracted pipeline inspection services:

- Requires very little to no maintenance of traffic or traffic interruptions;
- Equipment can be used to inspect backyard easements, whereas traditional inspection trucks cannot easily access these areas; and
- Inspect up to 10,000 linear feet per day, whereas traditional cameras inspect an average of 2,000 linear feet per day.

The ability to inspect and collect data on this quantity of pipe will aid the City in meeting the timeline of a Florida Department of Environmental Protection (FDEP) Consent Order. The information collected will be used to prioritize future pipe lining, repair and/or replacement projects. RedZone Robotics, Inc., is the sole owner, developer and distributor of RedZone Robotics equipment. Funds are available in the Water & Sewer Improvement Construction Fund.

Recommendation: Utilities Director recommends adoption of the Resolution.

## 9. PUBLIC HEARINGS.

### 9.A. [Development and Administrative Services, Planning Division - Tomoka North - Community Development District \(CDD\) \(pp. 419-471\)](#)

**Ordinance on second reading - PUBLIC HEARING** establishing the Tomoka North Community Development District (CDD), generally located east of I-95, north of LPGA Boulevard and west of Williamson Boulevard and comprises approximately 176.6+/- acres of land. Applicant: Mark Watts, Esq., Cobb Cole, on behalf of Crisp39-3 LLC.

James Morris, Deputy City Manager, Development and Administrative Services, to report.

Recommendation: Deputy City Manager, Development and Administrative Services recommends passing Ordinance on first reading.

Action: Motion to adopt Ordinance.

### 9.B. [Development and Administrative Services, Redevelopment Division - Daytona Beachside Villas \(f/k/a WC Grand\) Planned District - Redevelopment \(PD-RD\) Rezoning and Preliminary Plat \(pp. 472-563\)](#)

**Ordinance on second reading - Quasi-Judicial Hearing** to rezone 0.9+/- acre of property bounded by South Grandview Avenue (to the east), Goodall Avenue (to the north), and Braddock Avenue (to the south) from Planned Development-Redevelopment (PD-RD) to Planned Development-Redevelopment (PD-RD) for the Daytona Beachside Villas to allow for the development of a 17-lot townhome subdivision and associated site improvements. This request also includes the preliminary plat for the replat

of the Daytona Beachside Villas Subdivision. Applicant: Corey D. Brown, Storch Law Firm, on behalf of AJ Grand LLC.

Reed Berger, Redevelopment Director, to report.

Recommendation: Planning Board recommends approval 7-to-0.

Action: Motion to adopt Ordinance.

9.C. [Development and Administrative Services, Planning Division - Land Development Code Text Amendment - Use Specific Standards \(pp. 564-583\)](#)

**Ordinance on second reading - PUBLIC HEARING** amending Article 5. Section 5.2.B of the Land Development Code (LDC), to amend use specific standards for "Institutional: Day Care Uses," "Industrial: Manufacturing and Production Uses" and "Industrial: Warehousing and Freight Movement uses."

Dennis Mrozek, Planning Director, to report.

Recommendation: Planning Board recommends approval 7 to 0.

Action: Motion to adopt Ordinance.

9.D. [Development and Administrative Services, Planning Division - Daytona Beach VA OPC PD – Rezoning to Planned Development - General \(pp. 584-679\)](#)

**Ordinance on second reading - Quasi Judicial Hearing** approving a request to rezone 76.1± acres of land generally located on the west side of North Williamson Boulevard, 1,800± feet north of LPGA Boulevard, from "Volusia County" Urban Single-Family Residential (R-2) zoning to Planned Development – General (PD-G), to allow for the development of a Outpatient Clinic for the Department of Veterans Affairs and/or other commercial and medical uses. Applicant: Abdull Alkadry, Harris Civil Engineers, LLC., on behalf of Carnegie Management and Development Corporation, and the School Board of Volusia County.

Dennis Mrozek, Planning Director, to report.

Recommendation: Planning Board recommends approval 7-to-0.

Action: Motion to adopt Ordinance.

9.E. [Development and Administrative Services, Planning Division - Public Use Permit – Heineman Street Potable Water Ground Storage Tank and Pump Station – DEV2020-130 \(pp. 680-695\)](#)

**Resolution - Quasi-Judicial Hearing** approving a Public Use Permit for

City owned property located at 700 Heineman Street, to construct a new 5.0 MG ground storage tank, high service pumps and associated equipment, paved site access, electrical controls, stormwater management and associated site improvements.

Deputy City Manager, Administrative Services, to report.

Recommendation: Deputy City Manager, Administrative Services recommends adoption of the Resolution.

**9.F.** [Public Works/Technical Services Division - Preliminary and Final Plat Approval for The Blake \(pp. 696-700\)](#)

**Resolution - Quasi Judicial Hearing** approving the Preliminary and Final plat for The Blake. The plat is a single lot subdivision which will contain a Senior Living facility. The preliminary and final plat have been reviewed by staff and found to be consistent with each other and in compliance with the Land Development Code. The preliminary plat has been reviewed and approved by the Planning Board at their March 27, 2020 meeting. The Final Plat has been reviewed by the City's consulting surveyor for consistency with Chapter 177 of the Florida Statutes. The Public improvements for the project are to be constructed before recording of the plat and thus no Contract for Plat Recording or bond will be required. No funds are required for this Resolution.

Andrew Holmes, Public Works Director, to report.

Recommendation: Public Works Director recommends adoption of the Resolution.

Action: Motion to adopt Resolution.

**10. ADMINISTRATIVE ITEMS.**

**10.A.** [Human Resources Department - Implementation of a Money Purchase Retirement Plan 401A for eligible sworn Police Officers and Firefighters \(pp. 701-787\)](#)

**Ordinance on first reading** authorizing the Mayor and City Clerk to execute a money purchase plan, trust adoption agreement, and administrative services agreement with the International City Manager Association (ICMA) Retirement Corporation to establish a Money Purchase Retirement Plan 401A for sworn Police Officers and Firefighters that have accrued the maximum monthly benefit in the Police Officers' and Firefighters' Retirement System on or after June 1, 2021; providing for codification; repealing all ordinances in conflict herewith and providing an effective date.

James Sexton, Human Resources Director, to report.

Recommendation: Human Resources Director recommends passing the Ordinance on first reading.

Action: Motion to pass the Ordinance on first reading.

Note: If passed, Public Hearing, April 21, 2021.

**10.B.** [Human Resources Department - Police and Fire Pension Plan - Amendment \(pp. 788-790\)](#)

**Ordinance on first reading** - amending the City of Daytona Beach Police Officers' and Firefighters' Retirement System, Subpart D of the City Charter; Amending Section 5, Contributions, by amending the member contribution rate to .50% once the member has accrued the maximum monthly pension benefit cap; providing for codification; repealing all Ordinances in conflict herewith and providing an effective date.

James Sexton, Human Resources Director, to report.

Recommendation: Human Resources Director recommends passing Ordinance on first reading.

Action: Motion to pass Ordinance on first reading.

Note: If passed, Public Hearing, April 21, 2021.

**10.C.** [Public Works / Technical Services Division – 439037-1-58-01 Beville Road Trail LAP Agreement \(pp. 791-827\)](#)

**Resolution** - The Public Works Department requests that the City Commission determine whether an expenditure of Local Funds in the amount of \$1,167,461 for this project is in the best interest of the City of Daytona Beach. Should the City Commission determine that such an expenditure is appropriate and desired, then the Public Works Department requests that a Resolution authorizing execution of the Local Agency Program (LAP) Agreement (FPN: 439037-1-58/68-01) between the City and the Florida Department of Transportation (FDOT) in the amount of \$2,560,597 and to commit to the City's Local Funding portion of the agreement for future construction. The City would also be responsible for all cost overruns in this project (if any). The Beville Road Trail consists of the installation of an 8-12' wide concrete multi-use path along the south side of Beville Road from Andros Isles Boulevard to Clyde Morris Boulevard. The total cost for this project is estimated to be \$2,560,597. The federal LAP funding will cover the majority of the costs totaling \$1,393,136 and the remaining Local Funding, estimated at \$1,167,461, will be the responsibility of the City to cover and includes the Consultant Construction Inspection and Engineering (CCEI) services.

Recommendation: Public Works Director recommends adoption of the Resolution.

**10.D.** [Development and Administrative Services - Request For Proposal \(RFP\) to Solicit a Study and Recommendations to Encourage Affordable Housing in the City \(pp. 828-834\)](#)

**Resolution** authorizing the City to publish a Request for Proposal (RFP) to solicit a study and recommendations to develop affordable housing plan with implementation recommendations. In 2020 the City Commission directed staff to address the issue of encouraging affordable housing in the City of Daytona Beach. In December 2020 the City Commission reviewed and endorsed a report outlining and defining various methodologies for local government to encourage or assist the provision of affordable housing, including workforce housing, in the City. The attached document stating the purpose and scope of services need by the City, as amended by staff to conform to City policy and Commission directive, should be published as the substantive provision of an RFP from service providers qualified by expertise, education and training together with substantial performance, to meet the City's need for services as defined by the RFP.

James Morris, Deputy City Manager, Development and Administrative Services, to report.

Recommendation: Deputy City Manager, Development and Administrative Services recommends adoption of the Resolution.

**10.E.** [Legal Department - City Manager Employment Agreement Approval \(pp. 835-849\)](#)

**Resolution** approving the City Manager Employment Agreement between the City and Deric C. Feacher.

Recommendation: Commission Action.

**11. DISCUSSION.**

**11.A.** [City Commission Discussion - City Auditor Appointment \(pp. 850-864\)](#)

Discussion by the City Commission on appointing a City Auditor per Article VIII, City Charter.

**12. COMMENTS AND INQUIRIES FROM THE CITY COMMISSION - CITY MANAGER AND CITY ATTORNEY REPORT.**

**13. ADJOURNMENT.**

- 14. PUBLIC COMMENT FORUM - During this time Citizens are allowed 2.5 minutes to speak on any topic. Please be courteous and respectful of the views of other speakers. Personal attacks on the City Commission, City Staff or members of the public are not allowed.**