

MINUTES

REGULAR MEETING – CITY COMMISSION

February 16, 2022

Minutes of the Regular Business Meeting of the City Commission of The City of Daytona Beach, Florida, held on Wednesday, February 16, 2022 at 6:30 p.m., in the Commission Chambers, City Hall, 301 South Ridgewood Avenue, Daytona Beach, Florida.

1. Roll Call.

Commissioner Ken Strickland	Present
Commissioner Quanita May	Present
Commissioner Stacy Cantu	Present
Commissioner Dannette Henry	Present
Commissioner Paula Reed	Present
Commissioner Ruth Trager	Present
Mayor Derrick L. Henry	Present

Also Present:

Deric Feacher, City Manager  
Robert Jagger, City Attorney  
Letitia LaMagna, City Clerk

- 2. The Invocation was led by Commsioner Trager
- 3. The Pledge of Allegiance was led by Commissioner Strickland.
- 4A. APPROVAL OF MINUTES

Approval of the Minutes of the January 5, 2022 Regular City Commission Meeting and the January 19, 2022 Regular City Commission Meeting held at 301 S. Ridgewood Avenue, Daytona Beach, FL 32114.

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

Commissioner Strickland	Yea
Commissioner May	Yea
Commissioner Cantu	Yea
Commissioner Henry	Yea
Commissioner Reed	Yea
Commissioner Trager	Yea
Mayor Henry	Yea

5. AGENDA APPROVAL

Deric Feacher, City Manager read the Agenda with changes as follows:

Add to Item No. 8M – Bike Week Sponsorship Funds - \$200 to Mainland High School for the track program and \$500 to Delta Sigma Theta Sorority for their annual Scholarship fundraiser from Mayor Derrick L. Henry.

Add Addendum Item No. 8N - First Step Shelter - Certification of Local Government Approval to the Consent Agenda.

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

Commissioner Strickland	Yea
Commissioner May	Yea
Commissioner Cantu	Yea
Commissioner Henry	Yea
Commissioner Reed	Yea
Commissioner Trager	Yea
Mayor Henry	Yea

6. PRESENTATION

A. Beautification Awards – January 2022 – February 2022

January 2022 Residential Award:

Commissioner Cantu presented the January 2022 Residential Award to Sharon Nouchi, 335 Perfect Drive.

January 2022 Commercial Award:

Mayor Derrick L. Henry presented the January 2022 Commercial Award to VyStar Credit Union, 1040 West International Speedway Boulevard.

February 2022 Residential Award:

Commissioner Dannette Henry presented the February 2022 Residential Award to Major Mobley, 728 Colfax Drive.

Mayor Derrick L. Henry presented the February 2022 Commercial Award to The Park at Via Corso, 310 South Nova Road.

7. CITIZENS COMMENTS

Fredrick Brown, 1508 Crescent Ridge, Daytona Beach stated they need to be the City of the future. He stated the City should be purchasing electric vehicles. He stated they appear to be locked into an AMI situation with a very small company and the larger companies have open architecture in their software.

8. CONSENT AGENDA

- A. Adopted/Resolution No. 2022-48 approving the purchase of a dump truck from the Florida Sherriff's Association Bid FSA20-VEH18.0, specification No.77 with options from Rush Truck Centers, 8111 E. Adamo Drive, Tampa, FL 32114 in the amount of \$189,602.95. This purchase is part of the overall vehicle replacement program for the entire City fleet of vehicles and construction equipment. One piece of equipment will be disposed of as part of this transaction. A RESOLUTION AUTHORIZING THE PURCHASE OF A DUMP TRUCK WITH OPTIONS FROM RUSH TRUCK CENTERS IN THE TOTAL AMOUNT OF \$189,602.95, PURSUANT TO FLORIDA SHERRIFF'S ASSOCIATION COOPERATIVE CONTRACT (FSA20-VEH18.0 SPECIFICATION NO. 77); AND PROVIDING AN EFFECTIVE DATE.
- B. Adopted/Resolution No. 2022-49 authorizing the purchase of a new CCTV Pipeline Inspection Truck with options from H-GAC Cooperative Contract SCO1-21 with Cues, Inc., 3600 Rio Vista Avenue, Orlando FL 32805 in the amount of \$223,600. The Utilities Department is requesting a CCTV Pipeline Inspection Truck to replace Unit 2795, a 3 Adopted 2022-48 truck that has been in service for 18 years. Over its lifetime, the Utilities Department has expended \$47,000 on repairs and maintenance, of which it has recently experienced a total of 95 days of downtime. The purchase of a new truck will enable the Utilities Department to continue to meet the Florida Department of Environmental Protection's stringent requirements. The Purchasing Department will dispose of the old unit either internally or by auction upon receipt of the new one. A RESOLUTION AUTHORIZING THE PURCHASE OF A CCTV PIPELINE INSPECTION TRUCK WITH OPTIONS FROM CUES, INC., IN THE AMOUNT OF \$223,600, UNDER THE TERMS AND CONDITIONS OF H-GAC COOPERATIVE CONTRACT; AND PROVIDING AN EFFECTIVE DATE.
- C. Adopted/Resolution No. 2022-50 approving the purchase of two (2) pieces of replacement construction equipment and one (1) new trailer from the Florida Sherriff's Association Bid FSA20-EQU18.0, with options from Ring Power, Corp., 500 World Commerce Parkway, St. Augustine, FL 32092 in the total of \$276,004. The Utilities Department is purchasing a forklift for the Bethune Point Waste Water Treatment Plant and Public Works is purchasing a backhoe and trailer for the Streets Division. Two pieces of construction equipment will be disposed of by the Purchasing Department either internally or by way of auction upon receipt of the new replacement vehicles. A RESOLUTION AUTHORIZING THE PURCHASE OF TWO PIECES OF REPLACEMENT CONSTRUCTION EQUIPMENT AND ONE TRAILER WITH OPTIONS FROM RING POWER CORPORATION IN THE TOTAL AMOUNT OF \$276,004, PURSUANT TO FLORIDA SHERRIFF'S ASSOCIATION COOPERATIVE CONTRACT (FSA20-VEH18.0); AND PROVIDING AN EFFECTIVE DATE.
- D. Adopted/Resolution No. 2022-51 awarding a continuing services contract with The Morgan Group Daytona, LLC, 100 Beach Street, Suite 200, Daytona Beach, FL 32114, for security guard services, in the amount of \$130,679, for a one-year term, with four one-year renewal options. This contract is to replace an existing contract for security guard services at the Halifax Harbor Marina and the Utilities LPGA location. An Invitation to Bid was issued and six (6) responses were submitted, two of which were found nonresponsive. The Morgan Group Daytona, LLC was found to be the lowest responsive and responsible bidder for each location. Under this contract the Marina will spend approximately \$87,873 annually and the the Utilities LPGA location will spend approximately \$42,806 annually for a total of \$130,679 annually. This request funds the remainder of FY 22, which is a total of \$90,207.34. A RESOLUTION ACCEPTING THE BID OF THE MORGAN GROUP DAYTONA, LLC FOR SECURITY GUARD SERVICES AT THE RALPH BRENNAN WATER TREATMENT PLANT & HALIFAX HARBOR MARINA IN AN AMOUNT NOT TO EXCEED \$130,679 ANNUALLY FOR A ONE-YEAR TERM WITH THE OPTION TO RENEW UP TO FOUR ONE-YEAR TERMS; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE

THE GENERAL SERVICES CONTRACT IN ACCORDANCE WITH THE BID DOCUMENTS AND RETURN OF THE BID SECURITY OF ALL UNSUCCESSFUL BIDDERS; AUTHORIZING THE CITY MANAGER TO EXPEND THE AMOUNT OF \$90,207.34 FOR THE REMAINDER OF FISCAL YEAR; AUTHORIZING THE CITY MANAGER TO RENEW THE AGREEMENT AND EXPEND FUNDS FOR SERVICES UNDER THE AGREEMENT SUBJECT TO BUDGETED AMOUNTS AND NON-APPROPRIATION AND PROVIDING AN EFFECTIVE DATE.

- E. Adopted/Resolution No. 2022-52 approving a sole source purchase from Core & Main LP, 1830 Craig Park Court, Saint Louis, MO 63146 for Sensus meter equipment of various sizes in the amount not to exceed \$300,000 for FY2021/2022 on an as needed basis. The purpose of this request is to replenish meter inventory to maintain pace with new single family home construction and meter maintenance.

Development throughout the City has led to multiple water meter installation requests per day, with the Utilities Department installing between 30 to 50 meters per week. In addition, the Utilities Department is proactively replacing between 50 and 100 older meters per week to ensure customers are billed accurately. In order for water distribution and meter service crews to keep up with these requests, water stores needs to increase the inventory of water meters.

The City's Utilities Department is standardized on both Sensus and Neptune meters. Sensus has been experiencing supply chain issues and has been unable to keep up with the City's demand; however, it is anticipated they will be able to begin supplying the City with meters within this fiscal year. In addition to meters, the City utilizes Sensus transmitters (MXU) to communicate over the Sensus Automated Metering Infrastructure platform. These can only be provided by Sensus. The Utilities Department is requesting this purchase in order to provide a supply of MXU units as well as meters. Core & Main LP is the exclusive Authorized Distributor of Sensus products for the State of Florida. Sole source procurement is expressly authorized under Section 30-55 (b) where standardization is likely to reduce financial investment or simplify administration. A RESOLUTION APPROVING THE PURCHASE OF SENSUS METER EQUIPMENT OF VARIOUS SIZES FROM CORE & MAIN LP, AS SOLE SOURCE PROVIDER, IN THE AMOUNT NOT TO EXCEED \$300,000 FOR FISCAL YEAR 2021-2022 ON AN AS-NEEDED BASIS, SUBJECT TO BUDGETED AMOUNTS AND NON-APPROPRIATION; AND PROVIDING AN EFFECTIVE DATE.

- F. Adopted/Resolution No. 2022-53 approving a sole source purchase from Ferguson US Holdings, Inc., 12500 Jefferson Avenue, Newport News, VA 23602 for Neptune meter equipment of various sizes in the amount not to exceed \$300,000 for FY2021/2022 on an as-needed basis. The purpose of this request is to replenish meter inventory to maintain pace with new single family home construction and meter maintenance.

Development throughout the City has led to multiple water meter installation requests per day, with the Utilities Department installing between 30 to 50 meters per week. In addition, the Utilities Department is proactively replacing between 50 and 100 older meters per week to ensure customers are billed accurately. In order for water distribution and meter service crews to keep up with these requests, water stores needs to increase the inventory of water meters.

The City's Utilities Department is currently standardized on Sensus meters; however, due to supply chain issues, Sensus is unable to supply the City with sufficient meters to keep up with the demand. Neptune meters are readily available and are the only other meter capable of communicating on the Sensus Automated Metering Infrastructure platform. As such, the Utilities Department is expanding the meter standardization to include Neptune meters. Ferguson US Holdings, Inc. (Ferguson Waterworks) is the exclusive Authorized Distributor of Neptune products for the State of Florida. Sole source procurement is expressly authorized under Section 30- 55 (b) where standardization is likely to reduce financial investment or simplify administration. A RESOLUTION APPROVING

THE PURCHASE OF NEPTUNE METER EQUIPMENT OF VARIOUS SIZES FROM FERGUSON US HOLDINGS, INC., AS SOLE SOURCE PROVIDER, IN THE AMOUNT NOT TO EXCEED \$300,000 FOR FISCAL YEAR 2021-2022 ON AN AS-NEEDED BASIS, SUBJECT TO BUDGETED AMOUNTS AND NON-APPROPRIATION; AND PROVIDING AN EFFECTIVE DATE.

- G. Adopted/Resolution No. 2022-54 approving Work Authorization No. 4 under Contract No. 0118-2600 with Insituform Technologies, LLC, 17988 Edison Avenue, Chesterfield, MO 63005 for cured-in-place-pipe (CIPP) rehabilitation of 17,571 linear feet (LF) of sanitary sewer gravity main and 7,585 (LF) of storm sewer main located in various locations throughout the City in an amount not-to-exceed \$2,002,407.43.

CIPP rehabilitation provides the City with an alternative to traditional open excavation reconstruction. CIPP rehabilitation structurally enhances existing pipes with the use of water tight internal linings while causing minimal or no surface disruption to roadways, residential neighborhoods or commercial facilities. CIPP rehabilitation is a cost effective method for strengthening and extending the useful life of aging and deteriorated sanitary and storm sewer gravity mains in the City's wastewater and stormwater collection system using a polyester resin impregnated CIPP liner.

The City Commission adopted Resolution 19-22 on February 6, 2019, approving a contract with Insituform Technologies, LLC, for continuing CIPP rehabilitation services for a term of one year with four one-year renewal options. The City elected to exercise three renewal options to have this service continued by Insituform Technologies, LLC, through February 5, 2023. A RESOLUTION APPROVING WORK AUTHORIZATION NO. 4 UNDER CONTRACT NO. 0118-2600 WITH INSITUFORM TECHNOLOGIES, LLC FOR CURED-IN-PLACE REHABILITATION OF SANITARY SEWER GRAVITY MAIN AND STORM SEWER MAIN, IN AN AMOUNT NOT TO EXCEED \$2,002,407.43 SUBJECT TO BUDGETED AMOUNTS AND NON-APPROPRIATION; AND PROVIDING AN EFFECTIVE DATE.

- H. Adopted/Resolution No. 2022-55 approving Work Authorization No. 2 under a City of Port Orange piggyback contract with Danus Utilities, 2320 Beardall Ave., Sanford, FL 32771 to provide rehabilitation services of sanitary sewer manholes in an amount not-to-exceed \$310,425. Cured-In-Place-Pipe (CIPP) Manhole Lining provides the City with an alternative to traditional open excavation re-construction. The work consists of applying with a brush, roller, airless or air-assisted spray a urethane/epoxy based material to the walls, inverts, and benches of manholes and wet wells, resulting in a monolithic liner. The expenditure for FY2022 will include the rehabilitation of 33 manholes identified as past their useful design life by the City's on-going smoke testing program. The rehabilitation of the 33 manholes under this request is being performed as proactive maintenance at a much lower cost to the City than traditional open excavation and reconstruction. Exhibit A provides the locations of the 33 manholes throughout the city. The City of Port Orange piggyback contract was approved by Resolution 2020-221. A RESOLUTION APPROVING WORK AUTHORIZATION NO. 2 UNDER THE WRITTEN AGREEMENT APPROVED BY CITY RESOLUTION NO. 2020-221 WITH DANUS UTILITIES, INC., TO PROVIDE REHABILITATION SERVICES OF SANITARY SEWER MANHOLES, IN AN AMOUNT NOT TO EXCEED \$310,425, SUBJECT TO BUDGETED AMOUNTS AND NON-APPROPRIATION; AND PROVIDING AN EFFECTIVE DATE.

- I. Adopted/Resolution No. 2022-56 approving Work Authorization No. 3 under Contract No. 21374-TT with Tetra Tech, Inc., 201 E. Pine Street, Suite 1000, Orlando, Florida 32801 for a not-to-exceed amount of \$56,250.82 for engineering services associated with the preparation of a wetland monitoring report required by St. John's River Water Management (SJRWMD) Consumptive Use

Permit (CUP) #8834-12. The purpose of this request is to maintain compliance with the conditions in the City's current CUP.

The City of Daytona Beach was issued CUP #8834-12 on November 10, 2020 authorizing the City to withdraw up to an annual average of 16.03 million gallons per day (MGD) of raw water from the City's 26 groundwater wells. Conditions 35 through 38 of the permit require the City to evaluate and monitor the wetlands surrounding the City's western wellfield, located along Rima Ridge, to determine possible impacts of daily groundwater withdrawals. This report will include hydrological and environmental components to establish the overall health of the existing wetlands. These results will be compared to baseline monitoring data prepared during the CUP application process in early 2020, thus comparing the anticipated baseline with the actual baseline. The submission of this report to SJRWMD is required by August of 2022. A RESOLUTION APPROVING WORK AUTHORIZATION NO. 3 UNDER CONTRACT NO. 21374 WITH TETRA TECH, INC., FOR ENGINEERING SERVICES ASSOCIATED WITH THE PREPARATION OF A WETLAND MONITORING REPORT REQUIRED BY ST. JOHN'S RIVER WATER MANAGEMENT CONSUMPTIVE USE PERMIT, IN AN AMOUNT NOT TO EXCEED \$56,250.82 SUBJECT TO BUDGETED AMOUNTS AND NON-APPROPRIATION; AND PROVIDING AN EFFECTIVE DATE.

- J. Adopted/Resolution No. 2022-57 approving a contract with CEC Controls Company, Inc. 14555 Barber Avenue Warren, MI. 48088 for the replacement of the Supervisory Control and Data Acquisition system in the amount of \$2,044,822. The purpose of this request is to obtain professional integrator services for the replacement of the Supervisory Control and Data Acquisition (SCADA) System for the City's three (3) treatment facilities (Ralph Brennan Water Treatment Plant, Bethune Point Water Reclamation Facility and the Westside Regional Water Reclamation Facility).

The SCADA System is used to monitor and control the processes, providing critical visibility to the three treatment plants and water supply wells for proper control, mitigation of accidents, and notification of alarm conditions. These SCADA systems are critical to their operation; however, they are aging and in dire need of replacement. Many of the components are significantly outdated making their operation tenuous and the ability to obtain spare parts difficult and expensive.

The City issued Request for Proposal RFP 22012 on September 07, 2021 for the purpose of obtaining a Contractor to provide services for the replacement of the SCADA system. Five (5) contractors submitted proposals for RFP 22012 and the City's selection committee met on Nov. 12th, 2021 and ranked the teams based on the selection criteria, including price. At the conclusion of the selection committee meeting CEC Controls Company was ranked the highest. CEC Controls Company price submission was \$2,044,822.00. A RESOLUTION ACCEPTING THE PROPOSAL OF CEC CONTROLS COMPANY, INC., FOR THE REPLACEMENT OF THE SUPERVISORY CONTROL AND DATA ACQUISITION SYSTEM IN THE AMOUNT OF \$2,044,822; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE PROJECT-SPECIFIC CONSTRUCTION CONTRACT; AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS FOR SERVICES UNDER THE AGREEMENT SUBJECT TO BUDGETED AMOUNTS AND NON-APPROPRIATION; AND PROVIDING AN EFFECTIVE DATE.

- K. Adopted/Resolution No. 2022-58 approving a contract with DME Delivers, 2441 Bellevue Ave, Bldg. C, Daytona Beach, Florida 32114, in the amount of \$34,967, to perform vehicle striping installation on police vehicles. On December 06, 2021, the City of Daytona Beach issued ITB 22181 to solicit bids to provide vehicle decal/stripping removal and installation services to the Daytona Beach Police Department on an annual basis upon request. The bids were due on December 13, 2021 (see attached bid recap sheet). As a result of the ITB, the City received 1 bid. (see attached tabulation sheet). A

RESOLUTION ACCEPTING THE BID OF DME DELIVERS, LLC TO PROVIDE AS-NEEDED VEHICLE DECAL/STRIPING REMOVAL AND INSTALLATION SERVICES TO CITY POLICE VEHICLES IN THE AMOUNT NOT TO EXCEED \$34,967 ANNUALLY FOR A ONE-YEAR TERM WITH THE OPTION TO RENEW UP TO 4 ONE-YEAR TERMS; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AS-NEEDED GENERAL SERVICES TERM CONTRACT IN ACCORDANCE WITH THE BID DOCUMENTS; AUTHORIZING THE CITY MANAGER TO RENEW THE AGREEMENT, AND AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS FOR SERVICES UNDER THE CONTRACT SUBJECT TO BUDGETED AMOUNTS AND NON-APPROPRIATION AND PROVIDING AN EFFECTIVE DATE.

- L. Adopted/Resolution No. 2022-59 approving Work Authorization No. 31 for Professional Design Phase Services for the Daisy Stocking Park Expansion under Contract No. 0517-0750-CB with Castle Bay Design Studio, LLC, 134 Riberia Street, Suite 102, St. Augustine, FL 32084 in the amount of \$97,392. Professional Design Contract No. 0517-0750- CB provides for design, permitting, bidding, and construction phase services for the proposed Daisy Stocking Park Expansion project. Work Authorization No. 31 includes construction documents, permitting coordination, project meetings and coordination, and preconstruction and bidding phase services. The project development plan is to increase the amenities for new and existing residents and special events. A RESOLUTION APPROVING WORK AUTHORIZATION NO. 31 UNDER CONTRACT NO. 0517-0750-CB WITH CASTLE BAY DESIGN STUDIO, LLC FOR PROFESSIONAL DESIGN PHASE SERVICES FOR THE DAISY STOCKING PARK EXPANSION, IN THE AMOUNT OF \$97,392 SUBJECT TO BUDGETED AMOUNTS AND NON-APPROPRIATION; AND PROVIDING AN EFFECTIVE DATE.
- M. Adopted/Resolution No. 2022-60 authorizing the following: \$500 to Campbell Middle School to assist with Saturday Remediation School; and \$1,000 to Delta Sigma Theta Sorority, Inc., for their annual scholarship ball from the Bike Week Sponsorship Funds of Commissioner Paula R. Reed. \$200 to Mainland High School for their Boys/Girls Track Team; and \$500 to Delta Sigma Theta Sorority Inc., for their annual scholarship ball and fundraiser programs from the Bike week Sponsorship Funds of Mayor Derrick L. Henry. A RESOLUTION AUTHORIZING GRANTS FROM THE BIKE WEEK SPONSORSHIP FEES; AND PROVIDING AN EFFECTIVE DATE.
- N. Adopted/Resolution No. 2022-61 authorizing submittal of a Certification of Local Government Approval in support of an application by First Step Shelter Inc., to the Volusia-Flagler County Coalition for the Homeless, in an amount up to \$190,000 for the Emergency Solutions Grant Program. A RESOLUTION APPROVING SUBMITTAL OF A CERTIFICATION OF LOCAL GOVERNMENT APPROVAL IN SUPPORT OF AN APPLICATION BY FIRST STEP SHELTER INC., TO THE VOLUSIA-FLAGLER COUNTY COALITION FOR THE HOMELESS, IN AN AMOUNT UP TO \$190,000 FOR THE EMERGENCY SOLUTIONS GRANT PROGRAM; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY NECESSARY DOCUMENTS; AND PROVIDING AN EFFECTIVE DATE.

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

Commissioner Strickland	Yea
Commissioner May	Yea
Commissioner Cantu	Yea
Commissioner Henry	Yea
Commissioner Reed	Yea
Commissioner Trager	Yea
Mayor Henry	Yea

9. PUBLIC HEARINGS

- A. Adopted/Resolution No. 2022-62 approving the Contract for Plat Recording for Mosaic Phase 2 and authorizing the City Manager to execute the Contract. The Final Plat for the project was approved at the July 21, 2021 City Commission Meeting. The developer now desires to record the Plat before completing construction which necessitates the Contract for Plat Recording. The contract will provide the City with the ability to accept bonds that will allow sidewalks to be completed along with any houses not constructed before recording of the plat, or at the end of a four-year period, whichever comes first. The bonds will provide surety to the City for the completion of both public improvements and the sidewalks. City Clerk LaMagna read the Resolution by title only. A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A CONTRACT FOR PLAT RECORDING WITH BII VOLUSIA HOLDINGS LLC FOR THE MOSAIC PHASE 2 SUBDIVISION; AND PROVIDING AN EFFECTIVE DATE.

Commissioner Cantu asked the City Attorney to clarify the Code.

Robert Jagger, City Attorney, stated that Commissioner Cantu is referring to requiring infrastructure, including sidewalks is completed as part of the project deadlines. He stated Contract for Plat Recording does deal with that. He stated they had talked about cleaning up the Code and staff is working on that.

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

Commissioner Strickland	Yea
Commissioner May	Yea
Commissioner Cantu	Yea
Commissioner Henry	Yea
Commissioner Reed	Yea
Commissioner Trager	Yea
Mayor Henry	Yea



B. Adopted/Resolution No. 2022-63 approving the LPGA Grand Champion Proportionate Fair Share Agreement with Meritage Homes of Florida, Inc ("Developer") and Volusia County. The agreement provides for a proportionate fair share contribution in the amount of \$1,144,601.03, based on 108.45± acre site with a maximum buildout of project offsite traffic improvements based upon three hundred fifty-seven (357) single-family dwelling units. The purpose is to satisfy concurrency requirements consistent with the requirements of Section 3.4(Z) of the City's Land Development Code and Section 72 of the County's Land Development Code. The contribution will provide local transportation improvements to County and City roads and shall be paid to the County prior to final site plan approval of the project that is generally located at the southeast corner of Champions Drive and International Golf Drive and east of LPGA Boulevard. City Clerk LaMagna read the Resolution by title only. A RESOLUTION APPROVING THE LPGA GRAND CHAMPION PROPORTIONATE FAIR SHARE AGREEMENT BETWEEN THE CITY, MERITAGE HOMES OF FLORIDA, INC, ("DEVELOPER"), AND THE COUNTY OF VOLUSIA, PROVIDING FOR THE DEVELOPER TO PAY A PROPORTIONATE FAIR SHARE CONTRIBUTION TO VOLUSIA COUNTY IN RELATION TO THE LPGA GRAND CHAMPION SINGLE-FAMILY PROJECT GENERALLY LOCATED AT THE SOUTHEAST CORNER OF CHAMPIONS DRIVE AND INTERNATIONAL GOLF DRIVE AND EAST OF LPGA BOULEVARD; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

No comments.

It was moved by Commissioner Cantu to adopt the Resolution. Seconded by Commissioner May. The Resolution was adopted 7-to-0 with the breakdown as follows:

Commissioner Strickland	Yea
Commissioner May	Yea
Commissioner Cantu	Yea
Commissioner Henry	Yea
Commissioner Reed	Yea
Commissioner Trager	Yea
Mayor Henry	Yea

C. Adopted/Resolution No. 2022-64 a request to approve a Resolution authorizing the City to enter into the Clyde Morris Landings - Expansion - Proportionate Fair Share Agreement with Clyde Morris Senior Living Partners - Phase II, Ltd., ("Developer") and Volusia County. The agreement provides for a proportionate fair share contribution in the amount of \$49,934.37, based on a maximum buildout of 88 residential units The purpose is to satisfy concurrency requirements consistent with the requirements of Section 3.4(Z) of the City's Land Development Code and Section 72 of the County's Land Development Code. The contribution will provide local transportation improvements to County and City roads and shall be paid to the County prior to final site plan approval of the project consisting of 37.96± acres that is generally located on North Clyde Morris Boulevard. City Clerk LaMagna read the Resolution by title only. A RESOLUTION APPROVING THE CLYDE MORRIS LANDINGS – EXPANSION PROPORTIONATE FAIR SHARE AGREEMENT BETWEEN THE CITY, CLYDE MORRIS SENIOR LIVING PARTNERS – PHASE II, LTD, ("DEVELOPER"), AND THE COUNTY OF VOLUSIA, PROVIDING FOR THE DEVELOPER TO PAY A PROPORTIONATE FAIR SHARE CONTRIBUTION TO VOLUSIA COUNTY IN RELATION TO THE CLYDE MORRIS LANDINGS – EXPANDING PROJECT GENERALLY LOCATED ON NORTH CLYDE MORRIS BOULEVARD; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

No comments.

It was moved by Commissioner Henry to adopt the Resolution. Seconded by Commissioner May. The Resolution was adopted 7-to-0 with the breakdown as follows:

Commissioner Strickland	Yea
Commissioner May	Yea
Commissioner Cantu	Yea
Commissioner Henry	Yea
Commissioner Reed	Yea
Commissioner Trager	Yea
Mayor Henry	Yea

#### 10. ADMINISTRATIVE HEARINGS

- A. Passed/Ordinance amending the City of Daytona Beach Code of Ordinances, Section 10-3(b) changing the closing time for alcohol beverage establishments in the City to 2:00 AM. The current Code allows alcohol service 10 Adopted 2022-63 Adopted 2022-64 establishments to stay open until 3:00 AM. Daytona Beach closing time is at least one (1) hour later than the closing times in other cities. The City Commission has directed staff to prepare an Ordinance amending the current Code for consideration. City Clerk LaMagna read the Ordinance on first reading by title only. AN ORDINANCE AMENDING SECTION 10-3 OF THE CITY CODE REGARDING EXTENDED HOURS PERMITS FOR ESTABLISHMENTS DEALING IN ALCOHOLIC BEVERAGES, BY CHANGING THE REQUIRED CLOSING TIME FOR ESTABLISHMENTS HOLDING EXTENDED HOURS PERMITS FROM 3:00 A.M. TO 2:00 A.M., SUBJECT TO EXCEPTIONS ON CERTAIN DAYS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE.

Commissioner May asked that the Jeep Beach be added to the Mayor's Major Event Proclamation.

Robert Jagger, City Attorney, stated the Ordinance changes the bar closing times for extended permits from 3:00 a.m. to 2:00 a.m. except for New Year's Eve, Fourth of July, and Labor Day, and days declared on the Major Event Proclamation. He recommends adding any additional periods be added to the Major Event Proclamation. He stated they will bring back a resolution added Jeep Beach to the Major Events.

Commissioner May asked if they were doing any more policing or enforcement in areas of concern.

Mayor Henry stated this item is just the bar closing. He stated one of the reasons this was brought this forward was because of the drain on resources.

Commissioner May stated she supports this item, but it still doesn't address all the issues, with trash, debris, and everything else. She asked anything else in place or coming to help with that.

Mayor Henry stated he agreed, and that is something they will need to discuss in the future. He stated this item is the first step.

It was moved by Commissioner Strickland to pass the Ordinance on first reading. Seconded by Commissioner Reed. The Ordinance passed 5-to-2 with the breakdown as follows:

Commissioner Strickland	Yea
Commissioner May	Yea
Commissioner Cantu	Nay
Commissioner Henry	Nay
Commissioner Reed	Yea
Commissioner Trager	Yea
Mayor Henry	Yea

- B. Passed/Ordinance approving the Second Amendment to the Clyde Morris Boulevard Industrial Planned District (PD) Agreement to clarify the required landscaping buffers between residential and institutional uses within and surrounding the property. The property is generally located in the southeast quadrant of the Clyde Morris Blvd. and LPGA Blvd intersection. City Clerk LaMagna read the Ordinance on first reading by title only. AN ORDINANCE APPROVING THE SECOND AMENDMENT TO THE CLYDE MORRIS BOULEVARD INDUSTRIAL PLANNED DISTRICT AGREEMENT, TO MODIFY LANDSCAPE BUFFER REQUIREMENTS; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE SECOND AMENDMENT; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE.

No comments.

It was moved by Commissioner May to pass the Ordinance on first reading. Seconded by Commissioner Reed. The Ordinance passed 7-to-0 with the breakdown as follows:

Commissioner Strickland	Yea
Commissioner May	Yea
Commissioner Cantu	Yea
Commissioner Henry	Yea
Commissioner Reed	Yea
Commissioner Trager	Yea
Mayor Henry	Yea

#### 11. COMMISSION COMMENTS

Commissioner Strickland hopes they'll have a notice before those two weeks to vote on those agenda items where the City Manager is engaged in a non-disclosure agreement. He stated its fair to them and the residents, they have every right to know.

Commissioner May stated in Zone 3 there's been discussion about the potential short-term rental concept and would like another copy of the list of all the people who were in favor of the short-term rentals, and she would also like to know what the rest of the residents thought and asked to get a complete list.

Mayor Henry stated no there's no complete list and he only did an informal knock on the door to each resident.