

MINUTES

REGULAR MEETING – CITY COMMISSION

March 16, 2022

Minutes of the Regular Business Meeting of the City Commission of The City of Daytona Beach, Florida, held on Wednesday, March 16, 2022 at 6:00 p.m., in the Commission Chambers, City Hall, 301 South Ridgewood Avenue, Daytona Beach, Florida.

1. Roll Call.

Commissioner Stacy Cantu	Present
Commissioner Dannette Henry	Present
Commissioner Paula Reed	Present
Commissioner Ruth Trager	Present
Commissioner Ken Strickland	Present
Commissioner Quanita May	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 Cantu
- 4A. APPROVAL OF MINUTES

Approval of the Minutes of the February 16, 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 Reed. The motion passed 7-to-0 with the breakdown as follows:

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

5. AGENDA APPROVAL

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

Add Addendum Item No. 8W – Retainer Agreement – Michael Kahn, P.A. to the Consent Agenda.

Add Presentation of the Thank You Banner to Chief Young and The Daytona Beach Police Department to the beginning of Presentations.

Add the reading Proclamation for Water Conservation Month to Presentations.

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

Emily Nice presented Chief Jakari Young, and the Daytona Beach Police Department with a Banner signed by the Seabreeze Neighborhood in response to the capture of the murder suspect.

Jakari Young, Police Chief, thanked the community and the community group. He stated the investigators deserve the real credit. He introduced Lt. William Walden, Sgt. Dave Dinardi, Detective Williams, and Detective Collin Howell. Chief Young talked about how difficult this investigation was and how it started as a true whodunit. He stated all the credit goes to these individuals and their team.

Mayor Henry thanked the Seabreeze Community for their help. He asked the Community to remember what is important in Daytona Beach. He asked Chief Young how many officers he was short.

Chief Young stated 28 currently.

Mayor Henry stated the legislature approved some things as it relates to law enforcement.

Chief Young stated that was House Bill (HB) three (3). He stated it hasn't quite passed yet and if it does it will be in effect in July. It is incentives and initiatives that the Governor is leading the charge on to attract new officers to Florida.

Mayor Henry stated that is not going to give Daytona a leg up when they are 28 positions down, because everyone else will get the same resources.

Chief Young stated a lot of what he is reading pertains to Sheriffs. He is trying to figure out where they fit in as a municipal agency.

Mayor Henry stated they can't continue to be 28 officers short and expect the same level of service with the types of events, the level of visitors and the types of problems they have. He hopes it is

agreeable with the Commission, but he charged the City Manager, the Police Chief, and the Human Resources Director with coming up with a plan to fill those 28 spaces. He stated if it takes incentives...which he believes it does...he stated if someone they hire and stays with the City for two years, they should receive a \$5,000 bonus from the City. He stated he would like to use \$50,000 of his COVID Funds to be applied to this. He stated that is only a part of what should happen. They need to find a way to elevate the starting salaries...and he understands that creates a challenge with compression. He stated sometimes you have to give a department a little more than you have to give another, so they are able to do the job that they have to. He stated they need to create equity so their Law Enforcement Officers can do the job that they need to do. He stated he gave the staff 90 days to come up with a plan.

Chief Young accepted the challenge and looks forward to working with the City Manger and the Human Resources Director to come up with a solution.

Mayor Henry clarified that the Commission agrees with him on the plan.  
Mayor Henry read the following proclamation into the record:

**WHEREAS** water is a basic and essential need for every living creature; and

**WHEREAS** the State of Florida, the Water Management Districts, and the City of Daytona Beach are working together to increase awareness about the importance of water conservation; and

**WHEREAS** the City of Daytona Beach and the State of Florida has designated April, typically a dry month when water demands are most acute, Florida's Water Conservation Month, to educate citizens about how they can help save Florida's precious water resources; and

**WHEREAS** the City of Daytona Beach has always encouraged and supported water conservation through various educational programs and special events; and

**WHEREAS** every business, industry, school, and citizen can make a difference when it comes to conserving water; and

**WHEREAS** every business, industry, school, and citizen can help by saving water and thus promote a healthy economy and community; and

**NOW, THEREFORE, I**, Derrick L. Henry, Mayor of The City of Daytona Beach, Florida and on behalf of the City Commission, do hereby proclaim the month of April 2022 as:

**WATER CONSERVATION MONTH**

in the City of Daytona Beach and call upon each citizen and business to help protect our precious resources by practicing water saving measures and becoming more aware of the need to save water.

**IN WITNESS, WHEREOF**, I hereunto set my hand and cause the Seal of The City of Daytona Beach, Florida to be affixed this 1st of April 2022.

6. PRESENTATION

A. City Manager's Office - Presentation - Housing Authority of Daytona Beach - Windsor-Maley

Charles Woodyard, Chief Executive Officer of the Daytona Beach Housing Authority made a presentation on the Windsor-Maley Apartments. He introduced members of the Executive Leadership Team. He gave a brief history of why the Windsor-Maley was being rehabbed. He gave a brief explanation of HUD and Section 8 programs. He stated the Windsor-Maley is a large group of apartment units, and they will project they will complete the project in 2024. He gave examples and showed images of some of the interior upgrades. He talked about the partners on the project. He asked if they had questions or comments.

Commissioner Trager (inaudible)

Mr. Woodyard stated the Maley Apartments are all efficiency.

Mayor Henry stated they were excited about the project.

Commissioner May asked who the point of contact if she wanted to work with the seniors.

Samantha Griffin stated she could be the contact.

Deric C. Feacher stated they have been working with them on many of their properties and programs. He thinks there is an opportunity to transform these properties for the betterment of the Community.

7. CITIZENS COMMENTS

Rob Merrell, 149 S. Ridgewood Ave., Daytona Beach asked for consideration for the Beach St. Improvement Project which shows plans for a landscape median, that there be a median cut for the residents across from the median to allow for access.

Bob Trudeau, 311 Butler Blvd., Daytona Beach spoke about the advancing of the changes in the Land Development Code and that he is in opposition of the changes. He is also concerned about the short term rentals.

John Nicholson, 463 N. Grandview Ave., Daytona Beach stated that he is concerned that the Windsor-Maley Project which is costing the tax payers between \$3-4 million dollars with low rents and the property is in one of the finest locations in the downtown area that would generate thousands of dollars, and it will be used for public housing. He also stated that the Fire Department is losing money by not being reimbured for what supplies/equipment it uses when it goes on a call in the county. He also is concerned about vacation rentals. He would like to see what Beach St. will look like when it is complete. He would like to know where the department of correction workers will be working in the city and he would like to see it done on the beachside.

Mayor Henry stated that he is responding to some of the grossly stated comments from Mr. Nicholson the comment about the Windsor-Maley would generate up to \$5-10 million dollars to a private developer is beyond absurd; and, the project on A1A doesn't generate anywhere near that amount of money, and the Mayor also stated that the idea that poor people shouldn't live downtown is rightening and absurd that we should think that way.

Sandy Murphy, 136 Park Ave., Daytona Beach requested clarification on item 8D which is increasing the city manager's spending authority from \$25 thousand to \$50 thousand and is that just pertinent to the CDBG funds.

Mr. Feacher stated that this was a requirement of HUD for the signing but that there is nothing coming before the commission to change the signing authority of the city manager.

The City Attorney stated that it is just a requirement to give the city manager the authority for these homes and not related to purchasing authority.

Frederick Brown, 1508 Crescent Ridge Rd., Daytona Beach is concerned that the city is not purchasing vehicles that are environmentally friendly. He would like the city to have a workshop on the "City of the Future". He stated that the city needs to look into alternative energy.

Mr. Feacher stated that staff are currently looking into alternative energy and environmentally friendly vehicles and that the staff will bring forward their ideas sometime in the near future. He stated that if the commission wants a workshop then there will be one.

Mayor Henry stated that there doesn't need to be a workshop but at some point it will be discussed in the future.

Commission Trager stated that she has has concerned people ask her what would be the difference between electric and fossil fuel vehicles.

Mr. Feacher stated that a couple of years ago the city did look into a couple of electric vehicles and over the next couple of months the city will be looking into the environmentally friendly vehicles.

Commissioner May stated that in the past the city did look into this and put together a report for council in regards to these type of vehicles especially for beachside.

## 8. CONSENT AGENDA

- A. Adopted/Resolution No. 2022-86 authorizing the purchase of three (3) replacement vehicles and one (1) additional vehicle from the Sourcewell (formerly NJPA) Cooperative Contract 2022.5 091521-NAF and 060920-NAF with options from Alan Jay Fleet Sales, P.O. Box 9200, Sebring, FL 33871 in the amount totaling \$132,880. The requested replacement vehicles are budgeted in the fiscal year 2021-2022, are part of the overall vehicle replacement program for the entire City fleet of vehicles, and are to replace ones that have outlived their usefulness. One vehicle is an addition to the fleet needed for towing capacity. Three vehicles will be disposed of by the Purchasing Department upon receipt of the replacement vehicles either internally or by way of auction. A RESOLUTION AUTHORIZING THE PURCHASE OF FOUR VEHICLES WITH OPTIONS FROM ALAN JAY FLEET SALES IN THE AMOUNT OF \$132,880, PURSUANT TO SOURCEWELL COOPERATIVE CONTRACT NOS. 2022.5-091521-NAF AND 060920-NAF; AND PROVIDING AN EFFECTIVE DATE.
- B. Adopted/Resolution No. 2022-87 approving a contract between the United States Tennis Association (USTA) and the City of Daytona Beach for the 9th Annual Daytona Beach Professional Women's Tennis Championship Tournament on May 2 - 8, 2022, and authorize the expenditure up to \$33,000. The City of Daytona Beach has sponsored this tournament for the past eight (8) years and the past tournaments have been successful. This tournament helps to show-case professional women's tennis.

the City of Daytona Beach and the Florida Tennis Center, and carries a total prize of \$25,000. A RESOLUTION APPROVING AN AGREEMENT WITH THE UNITED STATES TENNIS ASSOCIATION INCORPORATED TO HOST THE 2022 WOMEN'S \$25,000 CLAY COURT TOURNAMENT AT THE FLORIDA TENNIS CENTER; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT; AUTHORIZING ACCEPTANCE OF FUNDS, INCLUDING SPONSORSHIP FUNDS, AND EXPENDITURE OF UP TO \$33,000 FOR PRIZE MONEY AND OFFICIATING AND MISCELLANEOUS FEES IN ACCORDANCE WITH THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

- C. Adopted/Resolution No. 2022-88 authorizing the purchase of a Caterpillar Double Drum Compactor (Asphalt Roller) for the Public Works Department Streets Division using the Florida Sheriff's Association Bid FSA20-EQU18.0 with options from Ring Power Corporation, 500 World Commerce Parkway, St. Augustine, FL 32092 in the total amount of \$52,754. This construction equipment is budgeted for FY 2021-2022 and is part of the the overall Vehicle Acquisition Program (VAP) for the entire City fleet. The new asphalt roller is needed to assist with paving various streets throughout the City. A RESOLUTION AUTHORIZING THE PURCHASE OF ONE CATERPILLAR DOUBLE DRUM COMPACTOR (ASPHALT ROLLER) FROM RING POWER CORPORATION IN THE TOTAL AMOUNT OF \$52,754, PIGGYBACKING A FLORIDA SHERIFFS ASSOCIATION CONTRACT (FSA20-EQU18.0); AND PROVIDING AN EFFECTIVE DATE.
- D. Adopted/Resolution No. 2022-89 approving amendments to the City's 2021-2025 Consolidated Plan and 2021-2022 Annual Action Plan for submission to the U.S. Department of Housing and Urban Development (HUD) regarding Community Development Block Grant (CDBG) and Home Investment Partnership Grant (HOME) program funding. Both Plans were initially approved by the City Commission (Resolution #2021-164) and HUD. Amendments to the Plans are necessary to include new HOME funds awarded under the American Rescue Plan Act of 2021 (ARP) and allow participation in HUD's Section 108 Loan Guarantee Program. The City has been awarded \$1,405,829 in HOME-ARP funds to address homelessness needs. The HUD Section 108 Loan Guarantee Program allows local governments to leverage their CDBG funds into federally guaranteed loans to pursue economic and neighborhood revitalization. These amendments to the City's Plans are required by HUD to complete the funding process. The Plans contain programs and activities determined eligible by HUD. A summary of the amendments to the Plans was advertised and a public hearing was held for citizen review and comment. No citizen comments were received. This item also requests authorization for the City Manager and Mayor to execute agreements, deeds, and security documents and increase the City Manager's small purchasing authority above the city purchasing code (Sect. 30-52a) to \$50,000 and not to exceed grant regulation limits established by HUD, to carry out programs and activities described in the Plans to be approved by HUD. A RESOLUTION APPROVING AMENDMENTS TO THE CITY'S 2021-2025 CONSOLIDATED PLAN AND 2021-2022 ANNUAL PLAN PREVIOUSLY APPROVED BY RESOLUTION NO. 2021-164, TO ALLOW PARTICIPATION IN THE HOUSING AND URBAN DEVELOPMENT'S SECTION 108 LOAN GUARANTEE PROGRAM AND TO INCLUDE NEW HOME INVESTMENT PARTNERSHIP GRANT FUNDS AWARDED UNDER THE AMERICAN RESCUE PLAN ACT OF 2021; APPROVING SUBMISSION OF THE AMENDMENTS TO THE PLANS AND AUTHORIZING EXECUTION OF AGREEMENTS, DEEDS, AND SECURITY DOCUMENTS; INCREASING THE CITY MANAGER'S SMALL PURCHASE AUTHORITY UNDER SECTION 30-52(a) OF THE PURCHASING CODE TO \$50,000 FOR THE PURCHASE OF GOODS AND SERVICES MADE IN IMPLEMENTATION OF THE PLAN; AND PROVIDING AN EFFECTIVE DATE.
- E. Adopted/Resolution No. 2022-90 approving the Third Amendment to Interlocal Agreement for Fire and/or Rescue Mutual Aid Within Volusia County, Florida. The current interlocal agreement to provide continuous fire/rescue services in times of need expired on October 24, 2021. The third

amendment allows for an extension of the existing agreement until October 24, 2026 and allows for an updated jurisdictional map. This is a no fee associated reciprocal agreement with Volusia County and all municipalities within its boundaries. A RESOLUTION APPROVING THE THIRD AMENDMENT TO INTERLOCAL AGREEMENT FOR FIRE AND/OR RESCUE MUTUAL AID WITHIN VOLUSIA COUNTY, FLORIDA, WITH THE COUNTY OF VOLUSIA AND OTHER MUNICIPALITIES WITHIN VOLUSIA COUNTY, PROVIDING FOR EXTENSION OF THE AGREEMENT FOR FIVE ADDITIONAL YEARS; AUTHORIZING THE MAYOR AND CITY MANAGER TO EXECUTE THE THIRD AMENDMENT; AND PROVIDING AN EFFECTIVE DATE.

- F. Adopted/Resolution No. 2022-91 authorizing the purchase of twenty (20) sets of department standardized FireDex Personal Protective Firefighting Gear, from Municipal Emergency Services, 3789 62nd Avenue, North Pinellas Park, FL 33781, in an amount not to exceed \$69,715.20. Municipal Emergency Services serves as the sole source distributor of FireDex equipment in the State of Florida. A RESOLUTION APPROVING THE PURCHASE OF TWENTY SETS OF PERSONAL PROTECTIVE FIREFIGHTING GEAR FROM MUNICIPAL EMERGENCY SERVICES, INC., AS SOLE SOURCE PROVIDER, IN AN AMOUNT NOT TO EXCEED \$69,715.20; AND PROVIDING AN EFFECTIVE DATE.
- G. Adopted/Resolution No. 2022-92 authorizing the application and acceptance of a Florida Inland Navigation District (FIND) – Waterway Assistance Program Grant, and authorizing the Budget Officer to amend the budget. The City is seeking the maximum award of \$75,000 for the matching grant. If awarded and funding secured, a resolution authorizing the purchase of a marine firefighting vessel will come before the City Commission for consideration. The purpose of the marine firefighting vessel is to provide fire protection and search/rescue capabilities along with serving as a tool for boater safety education and the ability to monitor environmental and navigational hazards. A RESOLUTION AUTHORIZING SUBMITTAL OF A GRANT APPLICATION TO AND ACCEPTANCE OF A GRANT FROM THE FLORIDA INLAND NAVIGATION DISTRICT (FIND) FOR FUNDS IN THE AMOUNT OF UP TO \$75,000, TO PARTIALLY COVER THE PURCHASE OF MARINE FIRE FIGHTING VESSEL WITH A CURRENT ESTIMATED COST OF \$349,013; AUTHORIZING THE EXECUTION OF THE GRANT APPLICATION, AND THE GRANT AGREEMENT WITH FIND SHOULD FIND AWARD THE GRANT; AUTHORIZING AMENDMENT OF THE BUDGET IF GRANT FUNDS ARE AWARDED; AND PROVIDING AN EFFECTIVE DATE.
- H. Adopted/Resolution No. 2022-93 accepting the proposals submitted to Brown & Brown of Florida, Inc., the City's employee benefits insurance consultant, for the City's employee benefits coverages including health insurance with Florida Health Care Plans; dental insurance with Standard Insurance Company and ancillary coverages(Life, AD&D, LTD) with Standard Insurance Company for a one year period of May 1, 2022 to April 30, 2023.

Health Insurance: Florida Health Care Plans submitted quotes offering the HMO, Triple Option and High Deductible Health Savings Account insurance plans for participants to choose the best option for them. The renewal proposal comes in at no rate change from last year's premium. The estimated total premium for health insurance is \$10,300,000 with the City responsible for approximately \$7,650,000 of the premium and the plan participants paying the balance.

Dental Insurance: It is recommended the City accept the proposal for dental insurance from The Standard Insurance Company with no rate change. All dental insurance premiums are paid by plan participants through payroll deductions or direct payment.

Ancillary Coverages: It is recommended the City accept the proposal submitted by the Standard Insurance Company for Group Life and Accident Death and Dismemberment (AD&D), Voluntary Group Life and AD&D, and Long Term Disability (LTD). The City pays for the Group Life (1X salary) and AD&D coverage for active employees, which is approximately \$57,150, at a rate reduction of 26.9%. The plan participants are responsible for 100% of the premium for the Voluntary Group Life and AD&D and LTD coverages. A RESOLUTION ACCEPTING THE PROPOSAL OF FLORIDA HEALTH CARE PLANS, INC., TO PROVIDE MEDICAL INSURANCE, INCLUDING PHARMACY COVERAGE, TO CITY EMPLOYEES, RETIREES, AND THEIR DEPENDENTS; ACCEPTING THE PROPOSAL OF STANDARD INSURANCE COMPANY TO PROVIDE DENTAL COVERAGE FOR EMPLOYEES, RETIREES, AND THEIR DEPENDENTS; ACCEPTING THE PROPOSAL OF STANDARD INSURANCE COMPANY TO PROVIDE LIFE, ACCIDENTAL DEATH & DISMEMBERMENT, AND DISABILITY INSURANCE FOR EMPLOYEES; AUTHORIZING THE CITY TO PAY A PORTION OF THE PREMIUMS FOR EMPLOYEES, COUPLES, AND FAMILIES, AND TO COLLECT THE BALANCE OF PREMIUMS FOR PAYMENT TO THE APPROPRIATE INSURER AND A HEALTH SAVINGS ACCOUNT, WHERE APPLICABLE, EFFECTIVE MAY 1, 2022; AUTHORIZING THE CITY MANAGER, CITY CLERK, AND CHIEF FINANCIAL OFFICER TO EXECUTE ANY DOCUMENTS NECESSARY TO IMPLEMENT THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

- I. Adopted/Resolution No. 2022-94 accepting the proposals submitted by Brown & Brown of Florida, Inc., as the City's property and casualty insurance broker, for excess workers' compensation insurance with Arch Insurance Company and excess liability insurance coverage with Illinois Union Insurance Company. The combined annual premium including surcharges and fees is \$462,773. A RESOLUTION ACCEPTING THE PROPOSALS SUBMITTED BY BROWN & BROWN OF FLORIDA, INC., ON BEHALF OF ARCH INSURANCE COMPANY FOR EXCESS WORKERS' COMPENSATION COVERAGE, AND ILLINOIS UNION INSURANCE COMPANY FOR EXCESS LIABILITY COVERAGE, FOR THE PERIOD FROM APRIL 15, 2022, TO APRIL 15, 2023; AUTHORIZING PAYMENT OF PREMIUMS AND FEES DUE IN THE AMOUNT OF \$462,773; AND PROVIDING AN EFFECTIVE DATE.
  
- J. Adopted/Resolution No. 2022-95 authorizing the City Attorney to request an opinion from the Florida Attorney General with respect to the following question of law: I. May the City of Daytona Beach amend its Land Development Code ("LDC") consistent with the regulatory preemption in § 509.032(7)(b), Fla. Stat. (effective June 1, 2011), to allow vacation rentals in a zoning district where vacation rentals are not presently permitted and the amendment does not have the effect of regulating the duration or frequency of vacation rentals? If the answer to question I is affirmative, would regulations in the LDC adopted prior to June 1, 2011, prohibiting vacation rentals in other zoning districts be "grandfathered" and continue in effect pursuant to § 509.032(7)(b), Fla. Stat. An Attorney General Opinion would not be legally binding on the City, nor would it be conclusive in any litigation regarding this matter. A RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO REQUEST AN ADVISORY LEGAL OPINION FROM THE FLORIDA ATTORNEY GENERAL AS TO THE CITY'S LEGAL AUTHORITY UNDER §509.032(7)(b), FLA. STAT., TO AMEND THE LAND DEVELOPMENT CODE TO ALLOW USES DEFINED AS "OTHER ACCOMMODATIONS," INCLUDING VACATION RENTALS, IN ZONING DISTRICTS WHERE SUCH USES ARE NOT PRESENTLY ALLOWED, AND AS TO THE EFFECT OF DOING SO ON EXISTING LAND DEVELOPMENT CODE REGULATIONS PROHIBITING SUCH USES IN OTHER ZONING DISTRICTS OF THE CITY; AND PROVIDING AN EFFECTIVE DATE.



- K. Adopted/Resolution No. 2022-96 authorizing settlement of Moktader v. City of Daytona Beach, Case No. 2022 30249 CICI, in the total amount of \$1,000, payable to Annabelle Moktader and her attorney, Carlus L. Haynes, Esq., in full settlement of Plaintiff's claim for violation of the Public Records Act with regard to her written request for release of Police body camera footage of the police involved fatal shooting of her son in the course of his attempted arrest on February 9, 2022. A RESOLUTION AUTHORIZING SETTLEMENT IN MOKTADER V. CITY OF DAYTONA BEACH, ET. AL., CASE NO. 2022-30249 CICI, CONCERNING PUBLIC RECORDS; AND PROVIDING AN EFFECTIVE DATE.
- L. Adopted/Resolution No. 2022-97 ratifying the acceptance of the Daytona Beach Racing and Recreational Facilities District Grant in the amount of \$330,000 and to direct the budget officer to amend the budget. Phase Two of the Daisy Stocking Park master plan calls for installation of playground equipment, two (2) pavilions and associated improvements. Resolution No. 2021-389 approved the submission of the application to the Daytona Beach Racing and Recreational Facilities District Grant Funds. Staff requests that the City Commission accept the grant that was awarded to the City of Daytona Beach in the amount of \$330,000. A RESOLUTION RATIFYING ACCEPTANCE OF GRANT FUNDS IN THE AMOUNT OF \$330,000 FROM THE DAYTONA BEACH RACING AND RECREATIONAL FACILITIES DISTRICT FOR PHASE TWO OF THE DAISY STOCKING PARK MASTER PLAN FOR INSTALLATION OF PLAYGROUND EQUIPMENT, TWO PAVILIONS AND ASSOCIATED IMPROVEMENTS; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS IN FURTHERANCE OF THE GRANT ACCEPTANCE; AUTHORIZING AMENDMENT OF THE BUDGET TO ADJUST REVENUES AND EXPENDITURES IN CONNECTION WITH ANY GRANT FUNDS AWARDED; AND PROVIDING AN EFFECTIVE DATE.
- M. Adopted/Resolution No. 2022-98 ratifying the acceptance of the grant funds, the execution of the grant agreement, amendment of the budget and expenditure of funds in accordance with the grant agreement for a grant from the Florida Department of Transportation (FDOT). FDOT's Florida Strategic Highway Safety Plan continues to emphasize motorcycle safety as a high-priority area with ongoing high-visibility enforcement campaigns to increase motorcycle safety as the primary action. According to the FY2021 FDOT Highway Safety Matrix Ranking of Florida Cities (Group 2: Population of 15,000 - 74,999), Daytona Beach ranks 3rd out of 101 cities in motorcycle involved crashes (serious injuries and fatalities).

The City of Daytona Beach faces various challenges in its efforts to increase the safety of motorcyclists and those with whom they come into contact. These issues are exacerbated by the number of major events (Bike Week, NASCAR races etc.) within the City. The aim of this project is not to reduce attendance at events, or visitors to the City, etc., but to ensure that the safety of motorcyclists, their passengers and those they come into contact with is significantly increased. The proposed solution to all issues previously referred to in relation to motorcycle safety is to conduct extensive overtime enforcement operations and also to use these operations to educate riders, other drivers and pedestrians. The request is for \$55,000 for overtime operations. There is no match requirement for this grant. A RESOLUTION RATIFYING THE SUBMITTAL OF A GRANT APPLICATION TO AND ACCEPTANCE OF GRANT FUNDS FROM FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) IN THE AMOUNT OF \$55,000 TO ASSIST IN THE COST OF INCREASING THE SAFETY OF MOTORCYCLISTS THROUGH ENFORCEMENT AND EDUCATION; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS IN FURTHERANCE OF THE GRANT APPLICATION AND ACCEPTANCE; AND PROVIDING AN EFFECTIVE DATE.

- N. Adopted/Resolution No. 2022-99 ratifying the application and acceptance of the grant award, execution of the grant agreements, authorizing the amendment of the budget and expenditure of the funds in accordance with the grant agreement for a grant from the State of Florida, Office of the Attorney General, Victims of Crime Act (VOCA), FY 2021 in the amount of \$99,098 to fund the continuation of the Victim Advocate Program. The Police Department has participated in this grant program since 2001. The match has been waived for this grant year. Due to process changes at the Office of the Attorney General, the VOCA application for the 2021-2022 has been submitted and passed technical review by the VOCA Office. A RESOLUTION RATIFYING THE SUBMITTAL OF A GRANT APPLICATION TO AND ACCEPTANCE OF GRANT FUNDS FROM THE STATE OF FLORIDA, OFFICE OF THE ATTORNEY GENERAL, VICTIMS OF CRIME ACT PROGRAM, IN THE AMOUNT OF \$99,098 FOR THE VICTIMS OF CRIME ACT PROGRAM; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS IN FURTHERANCE OF THE GRANT APPLICATION AND ACCEPTANCE; AUTHORIZING AMENDMENT OF THE BUDGET IF THE GRANT FUNDS ARE AWARDED; AND PROVIDING AN EFFECTIVE DATE.
- O. Adopted/Resolution No. 2022-100 approving the Final Design Layout Plan for Beach St. Phase II Streetscape. The Beach Street Phase II Streetscape project will consist of Roadway, sidewalk, landscape and lighting improvements on Beach Street between Bay Street and Fairview Avenue and on Dr. Mary McLeod Bethune Blvd. (MMB) between Beach Street and Ridgewood Avenue.

The City Commission had a discussion item for the MMB and Beach Street design options at their January 05, 2022, meeting. At that meeting the City Commission expressed a preference for the design of MMB to include a narrower street, wider sidewalks, and no on-street parking. They also expressed a preference for the design of Beach Street to include a raised landscape median, angled parking on one side of the street and parallel parking on the other side of the street. To account for proposed development projects downtown and to increase parking fronting Riverfront Park, angled parking is shown on the East side of Beach Street between MMB and Michigan Avenue. Angled parking remains on the West side of Beach Street between Bay and MMB fronting existing businesses and the Post Office. Previous discussions included a roundabout at Fairview and Beach Street but as reiterated at the January 5th meeting, this option is not being included as part of the Beach Street project discussion but will potentially be considered as part of a separate roadway project involving the North Beach Street corridor from Fairview to the North City limit.

As requested by the City Commission at their January 05, 2022, meeting the Final Design Layout Plan presented for approval include MMB which provides a narrower street, wider sidewalks without on-street parking. Beach Street Phase II provides a raised landscaped median in the center of the driving lanes, angled parking on one side of the street and parallel parking on the other side of the street and does not change the configuration of the Fairview Avenue intersection. Angled parking switches from the west side of the road to the east side of the road north of the MMB intersection. A RESOLUTION APPROVING THE FINAL DESIGN LAYOUT PLAN FOR THE BEACH STREET PHASE II STREETScape PROJECT; AND PROVIDING AN EFFECTIVE DATE.

- P. Adopted/Resolution No. 2022-101 authorizing the Local Agency Program (LAP) Agreement (439971-2-58/68-01) between the City and the Florida Department of Transportation (FDOT) and directing the Budget Officer to amend the budget. The LAP Agreement provides partial reimbursement up to \$312,935.00 for the construction of a 5-foot wide sidewalk along the north side of Fremont Avenue between Ridgewood Ave and Niles Street and CEI Services. Funding is currently not needed and will need to be encumbered by the City prior to award of the construction contract and issuance of a CEI service purchase order. A RESOLUTION APPROVING A FLORIDA LOCAL AGENCY PROGRAM (“LAP”) AGREEMENT WITH THE STATE OF FLORIDA

DEPARTMENT OF TRANSPORTATION (“FDOT”), PROVIDING FOR REIMBURSEMENT TO THE CITY OF AN AMOUNT NOT TO EXCEED \$312,935 FOR CONSTRUCTION OF A 5-FOOT WIDE SIDEWALK ALONG THE NORTH SIDE OF FREMONT AVENUE BETWEEN RIDGEWOOD AVENUE AND NILES STREET AND CONSTRUCTION ENGINEERING INSPECTION SERVICES; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT; AUTHORIZING AMENDMENT OF THE APPLICABLE FISCAL YEAR BUDGET AND EXPENDITURE OF ALL FUNDS AWARDED; AUTHORIZING THE CITY MANAGER TO EXECUTE ANY RELATED DOCUMENTS REQUIRED TO BE EXECUTED BY THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

- Q. Adopted/Resolution No. 2022-102 approving Contract #W1255 #1 between the City and the Florida Department of Corrections (DOC), 501 South Calhoun Street, Tallahassee, Florida 32399, to supply inmate labor assistance in the amount of \$57,497 per year and authorize the City Manager to exercise the renewal options and expend the annual Budget appropriations for this Contract. This Contract shall begin on May 1, 2022 and will end on April 30, 2023. This Contract may be renewed for up to an additional three (3) years. The purpose is for City Commission to approve Contract W1255 so the Contract will be in place when the Inmate Laborers are released back into the workforce. The contract is the same contract that DOC has been entering into with other local governments. This contract is authorized under the Purchasing Code because this service provider is a Government Agency; therefore, no competitive solicitation is required. The Inmate Crew will supplement the Grounds Maintenance staff in maintaining City owned properties and rights-of-way. The DOC contract cost is \$57,497 per year which compares favorably with an estimated cost of over \$380,045 per year to hire eight (8) Maintenance Worker I laborers and a one (1) Maintenance Supervisor II at the City minimum salary rates, including fringe benefits. A RESOLUTION APPROVING CONTRACT #W1255 WITH THE FLORIDA DEPARTMENT OF CORRECTIONS FOR SUPERVISED INMATE LABOR SERVICES IN THE ANNUAL AMOUNT OF \$57,497 COMMENCING MAY 1, 2022 AND ENDING ON APRIL 30, 2023 WITH AN OPTION TO RENEW FOR THREE ADDITIONAL ONE-YEAR TERMS UNDER THE SAME TERMS AND CONDITIONS; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT; AUTHORIZING THE CITY MANAGER TO EXERCISE THE RENEWAL OPTION ON THE CITY’S BEHALF AND EXPEND FUNDS FOR THE SERVICES, SUBJECT TO BUDGETING AND APPROPRIATION; AND PROVIDING AN EFFECTIVE DATE.
- R. Adopted/Resolution No. 2022-103 awarding the Landscape Maintenance Service Contract to R.J. Landscape Contractors Inc. 1766 Taylor Road Port Orange FL, 32128, for an amount not to exceed \$343,080 annually, for a term of three (3) years, with the option to renew for two (2) terms of one (1) year each and to authorize the City Manager to exercise renewal options. The purpose is for R.J. Landscape Contractors Inc. to perform Landscape Maintenance Services on West International Speedway Boulevard (ISB), Tarragona Archway and Oakridge Boulevard as further described in Exhibit A, Scope of Services, of Contract No. 22221. On January 3, 2022, a Request for Proposal (RFP) was issued for continuing Landscape Maintenance Services for West ISB, Tarragona Archway and Oakridge Boulevard and seven (7) landscape maintenance firms responded. The City’s Selection Committee convened on February 7, 2022, to review the Proposals received in response to the referenced RFP and scored those proposals in accordance with the evaluation criteria published in the RFP. The City Manager approved the shortlist on February 8, 2022, and City personal accepted the proposed terms. Funding in the amount of \$171,540.00 for the remainder of this fiscal year is currently budgeted in the General Fund, Grounds Maintenance cost center’s Other Contractual Services. A RESOLUTION ACCEPTING THE PROPOSAL OF R.J. LANDSCAPE CONTRACTORS, INC., TO PERFORM LANDSCAPE MAINTENANCE SERVICES ON WEST INTERNATIONAL SPEEDWAY BOULEVARD, TARRAGONA ARCHWAY AND OAKRIDGE BOULEVARD IN

AN AMOUNT NOT TO EXCEED \$343,080 ANNUALLY FOR A THREE-YEAR TERM, WITH THE OPTION TO RENEW 2 ONE-YEAR TERMS; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE GENERAL SERVICES TERM CONTRACT; AUTHORIZING THE CITY MANAGER TO RENEW THE AGREEMENT, AND AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS FOR SERVICES UNDER THE AGREEMENT SUBJECT TO BUDGETED AMOUNTS AND NON-APPROPRIATION AND PROVIDING AN EFFECTIVE DATE.

- S. Adopted/Resolution No. 2022-104 authorizing submission of a Florida Inland Navigation District (FIND) Grant application to partially cover the construction cost of the Riverfront Park Replacement Sewall project with a current eligible remaining cost of \$1,442,099.40, for the seawall construction in Riverfront Park between Orange Ave and International Speedway Boulevard. Per Resolution 2020-138, the City executed a Construction Contract with Poseidon Dredge & Marine Inc., to construct the replacement seawall along the east side of Riverfront Park between International Speedway Boulevard and Orange Avenue in the amount of \$3,167,709.36. To date, FIND (Project No. VODB-20-133 and Project No VO-DB-21-134) has provided two construction grants in the amount of \$302,500 and \$581,811 for seawall construction related activities. The FIND grant agreements were approved by Resolution 2020-387 and Resolution 2021- 359. This FIND grant agreement may reimburse the City up to \$620,830.96 for construction related activities. A RESOLUTION AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE FLORIDA INLAND NAVIGATION DISTRICT (FIND) FOR FUNDS UP TO \$620,830.96 TO PARTIALLY COVER THE REMAINING CONSTRUCTION COST OF RIVERFRONT PARK SEAWALL PROJECT PHASE IIB WITH A CURRENT ESTIMATED REMAINING COST OF \$1,442,099.40; AND PROVIDING AN EFFECTIVE DATE AUTHORIZING THE EXECUTION OF THE GRANT APPLICATION, AND THE GRANT AGREEMENT WITH FIND SHOULD FIND AWARD THE GRANT; AUTHORIZING AMENDMENT OF THE BUDGET IF GRANT FUNDS ARE AWARDED; AND PROVIDING AN EFFECTIVE DATE.

- T. Adopted/Resolution No. 2022-105 Work Authorization No. I under Contract No. 21374-TT, with Tetra Tech in the amount of \$168,973.98 for design, permitting, bidding, and construction phase services for the West International Speedway Boulevard Sanitary Sewer Improvements Phase III project. This portion of the West International Speedway Boulevard is located along the northside of International Speedway Boulevard between LPGA Boulevard and Tomoka Farms Road.

Phase III will be the last phase of the replacement for the existing 20-inch gravity sanitary sewer. Phase I consisted of about 2,300 LF, it started at LPGA Boulevard and extended eastward. Phase I was completed in 2017. Phase II begins where Phase I had ended and it extends east for approximately 4,440 LF. Phase II design was completed in house and will be constructed concurrently with Phase III. The final Phase III includes 900 LF of 16-inch sanitary forcemain. 800 LF will be directionally drilled and the remaining 100 LF will be direct buried. The proposed alignment for Phase III will remove the utility completely out of the existing International Speedway Boulevard right-of-way allowing the state's future widening of the roadway to occur without disruptions in service. A RESOLUTION APPROVING WORK AUTHORIZATION NO. 1 UNDER CONTRACT NO. 21374-TT WITH TETRA TECH INC., FOR THE WEST INTERNATIONAL SPEEDWAY BOULEVARD SANITARY SEWER IMPROVEMENTS PHASE III PROJECT, IN AN AMOUNT NOT TO EXCEED \$168,973.98; AND PROVIDING AN EFFECTIVE DATE.

- U. Adopted/Resolution No. 2022-106 approving a purchase from Trojan Technologies, 3020 Gore Road, London Ontario, Canada N5V 4T7 for UV system parts in the amount of \$738,061.50. The Westside Regional and Bethune Point Water Reclamation Facilities (WRFs) utilize ultraviolet (UV) systems for disinfection of treated wastewater. All disposable parts must be replaced annually to maintain

proper operation of the UV systems to achieve disinfection levels as required by State and Federal regulatory agencies.

The Utilities Department is requesting to sole source Trojan Technologies. Trojan Technologies is the manufacturer of the UV equipment at both facilities and the sole provider of OEM parts. The use of OEM parts is required to maintain the performance guarantee through Trojan Technologies. A RESOLUTION APPROVING THE PURCHASE OF REPLACEMENT PARTS FOR THE ULTRAVIOLET DISINFECTION SYSTEMS AT THE WEST REGIONAL AND BETHUNE POINT WATER RECLAMATION FACILITIES FROM TROJAN TECHNOLOGIES, AS SOLE SOURCE PROVIDER, IN THE AMOUNT OF \$738,061.50; AND PROVIDING AN EFFECTIVE DATE.

- V. Adopted/Resolution No. 2022-107 \$500 to DRJ Ministries, Inc., for mentoring program for students at Campbell Middle School; \$500 to the National Hookup of Black Women, Inc., Volusia County Chapter’s National Meeting at the Plaza Resort and Spa, Daytona Beach, FL, April 20-23, 2022 from the Bike Week Sponsorship Funds of Mayor Derrick L. Henry.

\$500 to DRJ Ministries, Inc., for mentoring program for students at Campbell Middle School from the Bike Week Sponsorship Funds of Commissioner Paula R. Reed.

\$500 to DRJ Ministries, Inc., for mentoring program for students at Campbell Middle School from the Bike Week Sponsorship Funds of Commissioner Ken Strickland.

\$250 to the National Hookup of Black Women, Inc., Volusia County Chapter’s National Meeting at the Plaza Resort and Spa, Daytona Beach, FL, April 20-23, 2022 from the Bike Week Sponsorship Funds of Commissioner Quanita May. A RESOLUTION AUTHORIZING GRANTS FROM THE BIKE WEEK SPONSORSHIP FEES; AND PROVIDING AN EFFECTIVE DATE.

- W. Adopted/Resolution No. 2022-108 approving the Attorney Retention Agreement of Michael Kahn, P.A. to represent the city in Robert Burch d/b/a “Naked Cowboy” VS. Officer Fertz Gaspard, et a., Federal District Court Middle District. The individually named police officers will be represented by Assistant City Attorney Brandon Byers, upon their consent and approval. A RESOLUTION AUTHORIZING THE CITY TO RETAIN ATTORNEY MICHAEL KAHN OF MICHAEL KAHN, P.A. TO REPRESENT THE CITY IN A LAWSUIT FILED BY ROBERT BURCH d/b/a NAKED COWBOY; AUTHORIZING THE CITY MANAGER TO EXECUTE THE ATTORNEY RETENTION AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

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

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

9. PUBLIC HEARINGS

- A. Adopted/Ordinance No. 2022-109 rezoning a total of 3.5± acres of property from Redevelopment Downtown - Riverfront Mixed Use (RDD-4) to Planned Development-Redevelopment (PD-RD) to allow the construction of a multifamily residential complex. The subject property is located generally at the southwest corner of Beach Street and Michigan Avenue directly west of Riverfront Park and the Halifax River. Applicant: Robert A. Merrell III, Esquire, Cobb Cole, on behalf of Framework Group, 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 3.5± ACRES OF PROPERTY LOCATED GENERALLY LOCATED AT THE SOUTHWEST CORNER OF BEACH STREET AND MICHIGAN AVENUE DIRECTLY WEST OF RIVERFRONT PARK AND THE HALIFAX RIVER, FROM RDD-4 (REDEVELOPMENT DOWNTOWN-RIVERFRONT MIXED USE) TO PD-RD (PLANNED DEVELOPMENT-REDEVELOPMENT) AND APPROVING THE FRAMEWORK DOWNTOWN PLANNED DEVELOPMENT AGREEMENT TO ALLOW THE CONSTRUCTION OF A MULTIFAMILY RESIDENTIAL COMPLEX, SUBJECT TO CERTAIN CONDITIONS; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE.

Mayor Henry stated they have a motion from Commission May and a second from Commissioner Trager.

Rob Merrill, Cobb Cole, 149 South Ridgewood, Daytona Beach, speaking on behalf of the applicant. He thanked the Commission and City Staff for working with them on this project. He stated that he is excited to have Mr. Philip Smith participating in the meeting and that he is privileged to be a part of this team and happy to answer any questions.

Philip Smith, 1211 North West Shore Boulevard, Tampa, Florida, speaking on behalf of the framework. He thanked the Commission for using the public policy tools that the City uses to make great things like this happen and revitalize Downtown. He stated that they're hopeful to get this over the line tonight and that he is excited to get started.

Commissioner Trager asked Mr. Smith if he considered having retail on the bottom floor.

Mr. Smith responded no. He stated that he feels that they are separated. He stated preceding the Brown & Brown block, it's a little bit of a leap to strand one or two storefronts on such a long block. He stated that he believes this is a residential development and that they're occupying Downtown with as many people as they can put on this footprint to shop in the existing establishments.

Commissioner Trager stated because a lot of talking about having a retail on the bottom and housing on the floors above.

Mr. Smith responded that's appropriate in many places, but Downtown is a mixed-use neighborhood because not every block has to have office and retail and residential. It can be residential next to office or retail. He stated they are effectively accomplishing the same thing with a little less complexity.

Richard Gaul, 148 Michigan Avenue, Daytona Beach, stated his concerns regarding this project. He stated he lives very close to this project, and that will affect his residential view. He stated they're building this project on flood zone, which can be impacted by hurricanes and storm seasons and the

water will disperse all around the neighborhood by raising that property. He thinks it's overdevelopment.

And Ruby, 137 Park Avenue, Daytona Beach, stated that she appreciates the idea of what Mr. Smith said about not wanting any retail on the first floor, however, 300 feet is a big stretch of residential on what is primarily a commercial street and at least there should be kiosk retail there. She stated that people who live here are going to walk, and they will be looking for a place such as coffee shop. She stated that there needs to be some creative way to put in some retail on that stretch because it's a big and empty.

Doyle Lewis, Daytona Beach, stated that he likes to walk in the area where they are going to have the project and he believes that would be the perfect area to make residential.

John Nicholson, 413 North Grandview Avenue, Daytona Beach, stated that they need the density Downtown. He stated that some buildings on beachside area had commercial shops downstairs on the building and it never worked. He stated that he is happy to welcome the investor in the Community to present that fantastic building and the people to populate Downtown.

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

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

- B. Adopted/Resolution No. 2022-110 authorizing the City to enter into the Watermark Daytona Proportionate Fair Share Agreement with Watermark at Daytona Williamson FL, LLC ("Developer") and Volusia County. The project is a parent-child proportionate fair share agreement, with this "child" portion being the contribution in the amount of \$628,472.23, based on 29.5± acre site with a maximum buildout of project offsite traffic improvements based upon three hundred (300) residential 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 intersection of Williamson Boulevard and Hand Avenue. City Clerk LaMagna read the Resolution by title only. A RESOLUTION APPROVING THE WATERMARK DAYTONA-MULTIFAMILY PROPORTIONATE SHARE MASTER PARENT TRACT AGREEMENT BETWEEN THE CITY, WATERMARK AT DAYTONA WILLIAMSON FL, LLC, ("DEVELOPER"), AND THE COUNTY OF VOLUSIA, PROVIDING FOR THE DEVELOPER TO PAY A PROPORTIONATE FAIR SHARE CONTRIBUTION TO VOLUSIA COUNTY IN RELATION TO A MULTIFAMILY RESIDENTIAL DEVELOPMENT GENERALLY LOCATED SOUTHEAST OF THE INTERSECTION OF WILLIAMSON BOULEVARD AND HAND AVENUE; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

No comments.

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

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

10. COMMISSION COMMENTS

Commissioner Cantu stated no comments tonight.

Commissioner Henry stated no comments tonight.

Commissioner Reed stated no comments tonight.

Commissioner Trager congratulated Chief Young and his department and stated the banner was well deserved.

Commissioner Strickland stated he had no comments tonight.

Commissioner May stated that she would like to know if she could use the Ring System as part of her CARES funding, and she would like to use it for Zone 3.

Mr. Feacher stated yes.

Commissioner May stated, her intent is to have it in Zone 3, split before four precincts and have it available to residents in that area. She stated she has a full agreement from the Tortugas that they would like to have a baseball event that brings the east and the west side First Responders together for a charity baseball game on July 4th and September 11th. She stated she needs some help from Leisure Services, or maybe someone who can coordinate, and maybe get people to sign up and maybe train.

Mayor Henry stated there are no comments.

10.A. City Manager - ARPA Funds update by Deputy City Manager/Fire Chief Dru Driscoll.

Mr. Feacher stated he wants to bring out Dru Driscoll to make his presentation on the Corona Virus Local Physical Recovery Funds.

Dru Driscoll, Deputy City Manager and Fire Chief, stated he would like to give a brief update on Corona Virus Local Physical Recovery Funds. He stated in August 2021 the City Commission approved the program and in January 2022 the final rule was adopted by the Federal Government and the final compliance report was established in February 2022. He stated the Roofing Grant Program has 164 applicants on a waiting list and 42 applications have been screened. He stated that 34 roof inspections have been completed and 34 families are in the quoting process, La'Shondra Robinson and Don Gooden have done an amazing job launching this program, and they now have a casual worker who is assisting. He stated for the Small Business Façade and Landscape Grants, the



three-party agreement has been drafted and the application process is being finalized, and the same casual worker has been added to speed up the process. He stated the Educational Enrichment Coordinator (Leisure Services) has a candidate that has been selected and is in the onboarding process. He stated this person will create and launch the Reading and Math & Technology Literacy. He stated the Mentorship (Leisure Services) has 20,000 and the City has received two unsolicited proposals, from Bethune-Cookman University Black Male College program and Leroy Whitaker and the NAACP. He stated that Staff is reviewing the proposals and will publish that in the near future and bring the recommendations back to the Commission for approval. He stated Affordable Housing (Development Service) \$1.5 million, staff has met with two separate developers who have expressed a need in GAP funding for their affordable housing projects. He stated Zone Specific Recovery Programs – \$1.85 million, there is a list of all Commissioners and Mayor Henry that shows all specific recovery programs in their zone, some of these projects are in process, some are still being researched. He stated Commissioner May mentioned the Crime Enforcement Program and that is with the Ring Cameras, we could purchase the device, but the individual would have to have the subscription and the internet connection, other Commissioners have mentioned that program also.

Commissioner Cantu asked what she gave to the Veterans Museum.

Chief Driscoll stated nothing that was the conversation regarding a short fall if they couldn't accumulate the funds.

Commissioner Cantu asked if they were in the process of LPGA park design.

Chief Driscoll stated they would have to get the cost estimate of what that is but as he recalls it's approximately \$91,000 remaining.

Commissioner Cantu stated she was told that it would cost about \$30,000.

Chief Driscoll stated moving forward, we will get cost estimates from Public Works.

Commissioner May asked when do they disburse funds for the Homes Bring Hope program.

Chief Driscoll stated Homes Bring Hope program will be on the April 6, 2022, agenda as well as Champion Elementary Enrichment Program. He stated it has been an ordeal because the Federal requirements and the process of what they need to include in the agreement is quite extensive and they have to make sure no rights are violated with all the various acts that have passed over the years.

Commissioner May clarified they are looking at April.

Chief Driscoll stated yes, April 6<sup>th</sup>.

Chief Driscoll stated in case any person has funds and are interested in some program ideas, park enhancements is wonderful option, sidewalks, and shade areas. He stated if they want to contribute more funds dedicated to their zones, such as more roofs in their zone, that program is already in place, and they can transfer the funds to their account and into the roofing program. He stated if anyone is interested the Outreach Community Care Network Renovation Project, is located behind the Daytona Mall and they provide local medical care, and they are also looking to renovate.

Commissioner May asked is there a budget for some of these projects, she would like to do something with Lenox Park.

Chief Driscoll stated they do not, it would be based on if she wanted to contribute \$10,000 for a swing set, then they could scale it depending on what the contribution could do.

Mr. Feacher stated they will eventually hear from Keith Willis and Andy Holmes. He stated one of the things that Commissioner May is talking about is called a Victory Garden, Jenny Nazak wants to do them in everybody's zone, and they will bring that Lenox Park information to you.

Chief Driscoll stated if there is a specific request, he can track down the price.

Commissioner May stated she wanted to know the approximate dollar amount in Midtown and Lenox Park.

Chief Driscoll stated the Small Business/Equity, Diversity, and Inclusion Resource Center had a conversation with Daytona Regional Chamber to expand their partnership with the Urban Chamber and Volusia Hispanic Chamber to bring forward a small business education, training, and resource at the regional chamber. He stated the Public Arts and Cultural Heritage Program (PACH) right now between Michele Toliver and Ben Gross, they have started moving forward with the three previously approved murals, two in Midtown and one in Downtown using those as a pilot to see how this program unfolds and to see what the agreements look like. He stated this is a very complex program and it's not as easy as painting things on the wall, there are easements and access. He stated Development Services is working on a Public Art Master Plan and evaluating the Land Development Code, they will come before Commission for an alteration. He stated the PACH team's last meeting was Wednesday March 9<sup>th</sup>, 2022.

Mr. Feacher asked him to describe what type of Board Members that we are going after.

Chief Driscoll stated the initial thought is a five-person board consisting of at least three published artists from different disciplines; architect, landscape, structural, art history major or urban planner. He stated at least three are professionals or members from those other disciplines, that is common in our findings with St. Petersburg, Lakeland, and other art programs. The team is ready to present to the Commission by April 6<sup>th</sup>, 2022, just a broad general idea of what the program would be. He stated they really need to hear from the Commission and get the guidance that they envision for this program.

Mr. Feacher stated if there are items on your list for your zone that you wish to spend that money on, get that information back to Dru as soon as possible so they can finalize this list.

Commissioner Cantu asked how much money they have for the park.

Mayor Henry stated the park has designated funds, there are different things he wants to do in the park and it not much. He stated as it relates to the incentive that he offered earlier in order to get 28 Police Officers, if they are going to give them a \$5,000 bonus that would take \$140,000 so if any of the Commissioners have any desire to contribute to that effort, please think about it.

Commissioner Henry stated what were the numbers again.

Mayor Henry stated \$140,000 and he has committed \$50,000, so they need \$90,000. He stated they want to hire them and give them an incentive to join the Police Department.

Commissioner Henry asked when is our next \$250,000 (inaudible)

Mayor Henry stated he does not know, and that money is not guaranteed, they can't count on that. He stated as part of the US Conference of Mayors we have been lobbying as we speak.

Mayor Henry stated we need \$90,000 to give to the whole 28 Officers, because the City Manager is not going to take it out of the General Fund.

Commissioner Reed stated she had \$10,000

Commissioner Cantu stated she had \$10,000

Commissioner Trager stated she had \$10,00

Commissioner Henry stated she had \$10,000

Commissioner Strickland stated he had \$20,000

Mayor Henry stated \$60,000 and maybe Commissioner Cantu would donate another \$20,000. He stated that gets us close.

Commissioner Cantu stated she wanted to know how much she had left in her funds.

Robert Jagger, City Attorney, stated just to be clear all of this will come back as a Budget Amendment or as a Purchasing Item pursuant to City Manager's authority and the Commission's authority.

#### 11. PUBLIC COMMENT FORUM

Patricia Heard, 822 Vernon Street, Daytona Beach stated her concerns about the parking during Bike Week.

Steve Maleim, 330 Bostwick Avenue, Daytona Beach stated his concerns about the homeless people and trash found at the Lenox Dog Park.

Commissioner May stated Lenox Park is on the list for improvements.

Jodie Martinez, 922 Hunters Creek Drive, Deland, Florida stated inappropriate things occurred during the Bike Week and Cheerleading Competition events weekend and the dangers for Uber drivers picking up drunk passengers after bar closing.

Thomas Russell, 2027 N. Halifax Avenue, Daytona Beach stated his concerns about the flooding caused by the root canal.

John Nicholson, 413 N. Grandview Avenue, Daytona Beach stated the historic recreation center could've been saved and the City needs to place cellphone towers before new developments.

Commissioner Cantu stated a cellphone tower is getting ready to go out for an RFP and there's already one on I-95.

Frederick Brown, 1508 Crescent Ridge, Daytona Beach, stated his concerns about crosswalk safety issues., He stated the City needs to adopt a standard for all crosswalks He stated they need to move

forward with alternative energy. He stated another issue we need to deal with is flooding. He stated they need a workshop on public lands, and they need an update on this.

Marjorie Johnson, 122 South Keech Street, Daytona Beach, stated her concerns about the conduct of City Officials. She stated she supports Sherrise Boyd for the County at-large seat.

Commissioner Stacy Cantu stated that she called Mr. Ernie Odierno in Congressman Waltz's district director, and she's heard people comment about the water issues within the City. She stated that Mr. Odierno taught her to be patient with the Army Corp. of Engineers, because he is working on it.

Sherrise Boyd (address protected) introduced herself and inquired if she could get a copy of the Power Point presentation. She stated her complaints about Pavilion at City Island and that there isn't any seating, and it's the only shaded area unless you sit under a tree. She stated she is running for Volusia County Council at large. She stated that people can find out more about her at [www.votesherriseboyd.com](http://www.votesherriseboyd.com) and can also be found on Facebook.

Jake Johansson, (address protected) Port Orange, stated that he was also running for Volusia County Council at Large, and is a 35-year Navy veteran who has spent the last five and a half years before leaving as the City Manager of Port Orange. He thanked everyone for their time.

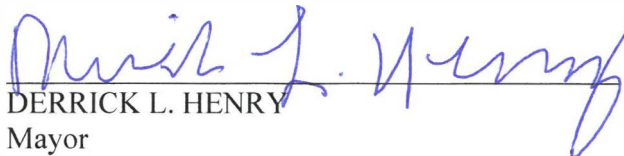
Anne Ruby, 137 Park Avenue, Daytona Beach, stated they need to hire more people for Historic Preservation. She stated they need to hire some expertise in utilizing our historic assets, and recommended Place Economics. She stated she has no doubt the staff could do the work but needs help with the redevelopment of an integrated plan when it comes to historic and military tourism. She stated that tourism and military tourism are big revenue generators, and Daytona Beach is loaded with history. She stated the Black History Trail needs to be brought into this century with digital interaction, and sites need to be added to the Trail.

Reina Li, 295 S Atlantic Avenue, Ormond Beach, stated there is a public issue with the lack of tampon and pad dispensers being removed from public restrooms. She stated she interviewed multiple homeless and abused women, and the number one issue mentioned is the lack of feminine hygiene supplies. She stated the Health Department of Volusia County provides free condoms and sterilized needles but does not provide feminine hygiene products. Hygiene needs of girls and women is a fundamental issue of human rights, dignity and public health. The issue is widespread and deserves more attention.

Malcolm Williams, 1006 Libby Avenue, Daytona Beach, stated he's been pushing for the Youth Council for the young people and the neighborhoods. He stated there is a crisis and the young people need something to do, because they have seen an uptick in youth crimes. He stated they need to start investing in some neighborhood programs.

12. ADJOURNMENT

There being no further discussion or comments the meeting was adjourned at 8:27 p.m.

  
DERRICK L. HENRY  
Mayor

ATTEST:

  
Letitia LaMagna  
City Clerk

Adopted: April 20, 2022

**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 purchase a CD of the meeting 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.