



Tuesday, November 14, 2017
City Commission Regular Meeting
Minutes

1. OPENING OF MEETING

A. Call to Order

Having been duly advertised as required by law, the regular meeting of the City Commission of the City of New Smyrna Beach, Florida, was held on Tuesday, November 14, 2017 at the City Hall Commission Chamber, 210 Sams Avenue, New Smyrna Beach, Florida 32168.

Mayor James W. Hathaway called the meeting to order at 6:31 PM.

Attendee Name	Title	Status	Arrived
Jason McGuirk	Vice Mayor	Present	
Jim Hathaway	Mayor	Present	
Judy Reiker	Commissioner	Present	
Jake Sachs	Commissioner	Present	
Randy Hartman	Commissioner	Present	

Also present were City Manager Pamela Brangaccio, City Attorney Frank B. Gummey, III, Assistant City Manager Khalid Resheidat, Police Chief Mike Coffin, CRA/Economic Development Director Tony Otte, Planning and Zoning Director Amye King, Leisure Services Director Nancy Maddox, Finance Director Althea Philord, Community Resource Coordinator Donna Banks, City Clerk Johnny Bledsoe and Assistant City Clerk Kelly McQuillen.

B. Invocation/Pledge of Allegiance

Police Department Chaplain Sheila Turner will gave the invocation. Mayor Hathaway led those present in the Pledge of Allegiance.

C. Approval of the Agenda

City Manager Brangaccio reported the addition of New Business Item D - Consider staff's recommendation that the City Commission authorize staff to bid \$50,000 in CRA funds for the purchase of the property at 519 Julia Street.

2. ANNOUNCEMENTS/PRESENTATION/RECOGNITIONS

A. Proclamation: Presentation of the "Good Neighbor" Award to Mr. Richard Grove

Mayor Hathaway presented a "Good Neighbor" proclamation to New Smyrna Beach Richard Grove. Mr. Grove has made numerous environmental efforts for smart growth, historical preservation, intercostal cleanup, volunteering at Marine Discovery and Canaveral National Park and raised the consciousness of residents and Commissioners alike. He truly embodied "The Power of One."

Mr. Grove accepted the proclamation on behalf of his wife, who recently passed away. He thanked the City Commission for recognizing their efforts.

B. Proclamation: Read Pattillo Elementary School, for its Achievement in receiving the Bronze Award from the Alliance for a Healthier Generation

Mayor Hathaway recognized Read Pattillo Elementary School for its achievement in receiving the Bronze Award from the Alliance for a Healthier Generation.

Reed Pattillo Elementary School Principal Kelly Lewis and Kindergarten Teacher Cindy Crandall accepted the award for the school.

C. Presentation of the Certificate of Achievement for Excellence in Financial Reporting to Finance Director Althea Philord-Bradley.

John McKinney, Finance Director from the City of Mount Dora, Florida, presented the Certificate of Achievement for Excellence in Financial Reporting to Finance Director Althea Philord and the entire Finance Department. He stated this was the highest form of recognition in the area of governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

3. MAYOR AND COMMISSION REPORTS

Vice Mayor McGuirk apologized for not attending the Veterans Day Ceremony due to family obligations. He enjoyed the Homeless Summit and thanked City Staff for organizing the event. He thanked City Staff for helping a resident exit a path they were lost on. He congratulated the Finance Staff for their award.

Commissioner Hartman commented on having the privilege to attend a 95th birthday party at the Council on Aging for citizen, Peter Josten. He commented on the large turnout at the Homeless Summit. He commented on the Veterans Day Ceremony.

Commissioner Reiker commented on attending the Habitat for Humanity Golf Outing. She stated that the greens at the New Smyrna Beach Golf Course are very nice and mentioned it was a good investment from the City. She commented on arranging 275 Thanksgiving Baskets next week with Community Development Coordinator Donna Banks to give away to citizens in need at the Babe James Community Center.

Commissioner Sachs commented on attending the antique show. He commented on attending the Homeless Summit and the Flamingo Follies. He commented on the Veterans Day Ceremony and was thankful to meet some of the WWII Veterans. He commented on a recent beach cleanup and stated hundreds of pounds of garbage was collected. He mentioned that the Pavilion is in disrepair at the Brannon Center and suggested that the repair would be a priority. He commented on the 27th Avenue Beach Park and hoped there was a bid award to repair that site. He wanted to recognize the Maintenance Operations Department for decorating Canal Street for the holidays.

Mayor Hathaway echoed the thoughts of his fellow Commissioner's enjoyment at the following events; Veterans Day Ceremony, Homeless Summit, Flamingo Follies and the Council on Aging Birthday Party. He commented on attending the Volusia County Library Volunteer Breakfast and he appreciated their hard work. He thanked City Staff for decorating the Canal Street for the holidays.

Mayor Hathaway commented on the City receiving some of the FEMA reimbursement money. He asked the City Commission to authorize donating \$5,000 to the Artist Workshop, as previously promised and he wanted to present a check from the City to them at their meeting on December 5, 2017.

City Commission authorized donating \$5,000 to the Artist Workshop, by consensus.

4. ORDINANCES - SECOND READING AND PUBLIC HEARINGS

- A. Ordinance No. 82-17: Conduct the second reading and public hearing of an ordinance, which if adopted, would annex 7.56 acres of property located at 2379 and 2372 Pioneer Trail.

City Attorney Gummey read Ordinance No. 82-17, the second time by title only.

Planning and Zoning Director Amye King outlined the proposed ordinance, which if adopted, would annex 7.56 acres of property located at 2379 and 23 72 Pioneer Trail.

Mayor Hathaway opened the public hearing. As no citizens wished to speak, Mayor Hathaway closed the public hearing.

Motion:

Vice Mayor McGuirk moved to adopt Ordinance No. 82-17, as submitted. Commissioner Sachs seconded the motion, and the motion carried unanimously.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jason McGuirk, Vice Mayor
SECONDER:	Jake Sachs, Commissioner
AYES:	McGuirk, Hathaway, Reiker, Sachs, Hartman

- B. Ordinance No. 83-17: Conduct the second reading and public hearing of an ordinance, which if adopted, would amend the Comprehensive Plan by assigning new Future Land Use categories to 7.56 acres of annexed properties located at 2372 and 2379 Pioneer Trail.

City Attorney Gummey read Ordinance No. 83-17, the second time by title only.

Planning and Zoning Director Amye King outlined the proposed ordinance, which if adopted, would amend the Comprehensive Plan by assigning new Future Land Use categories to 7.56 acres of annexed properties located at 2372 and 23 79 Pioneer Trail.

Mayor Hathaway opened the public hearing. As no citizens wished to speak, Mayor Hathaway closed the public hearing.

Motion:

Commissioner Hartman moved to adopt Ordinance No. 83-17, as submitted. Vice Mayor McGuirk seconded the motion, and the motion carried unanimously.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Randy Hartman, Commissioner
SECONDER:	Jason McGuirk, Vice Mayor
AYES:	McGuirk, Hathaway, Reiker, Sachs, Hartman

- C. Ordinance No. 84-17: Conduct the second reading and quasi-judicial public hearing of an ordinance, which if adopted, would rezone 7.56 acres of annexed properties located at 2379 and 2372 Pioneer Trail.

City Attorney Gummey read Ordinance No. 84-17, the second time by title only.

Planning and Zoning Director Amye King was administered the oath, by the City Attorney. She outlined her professional and educational qualifications. As no citizens questioned her credentials, Ms. King outlined the proposed ordinance, which if adopted, would rezone 7.56 acres of annexed properties located at 23 79 and 23 72 Pioneer Trail.

Mayor Hathaway opened the public hearing. As no citizens wished to speak, Mayor Hathaway closed the public hearing.

Motion:

Commissioner Reiker moved to adopt Ordinance No. 84-17, as submitted. Commissioner Sachs seconded the motion, and the motion carried unanimously.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Judy Reiker, Commissioner
SECONDER:	Jake Sachs, Commissioner
AYES:	McGuirk, Hathaway, Reiker, Sachs, Hartman

- D. Ordinance No 89-17: Comprehensive Plan Text Amendment Application No. CPA-4-17 - Coastal Woods, GEOSAM, Conduct the first reading and public transmittal hearing on an ordinance, which if adopted, would amend the City Comprehensive Plan, Future Land Use Element, regarding the Southeast Volusia Activity Center, specifically a text amendment to the Future Land Use Neighborhood, Pioneer Trails.

City Attorney Gummey read Ordinance No. 89-17, the second time by title only.

Planning and Zoning Director Amye King outlined the proposed ordinance, which if adopted, would amend the City Comprehensive Plan, Future Land Use Element, regarding the Southeast Volusia Activity Center, specifically a text amendment to the Future Land Use Neighborhood, Pioneer Trails.

Commissioner Sachs commented on the traffic problems in the area.

Mayor Hathaway opened the public hearing.

James Stowers, Geosam Attorney, spoke on behalf of the applicant. He commented on the square footage of the property and axis points on SR44.

Mayor Hathaway closed the public hearing.

Motion:

Commissioner Hartman moved to adopt Ordinance No. 89-17, as submitted. Vice Mayor McGuirk seconded the motion, and the motion carried 4-1 by majority vote, with Commissioner Sachs voting no.

RESULT:	ADOPTED [4 TO 1]
MOVER:	Randy Hartman, Commissioner
SECONDER:	Jason McGuirk, Vice Mayor
AYES:	McGuirk, Hathaway, Reiker, Hartman
NAYS:	Sachs

E. Resolution Nos. 25-17 and 26-17: Conduct the second and final of two required public hearings on resolutions, which if adopted, would designate portions of the US 1 Corridor as a Brownfield Area.

City Attorney Gummy read the Brownfield Resolutions 25-17 and 26-17 for US 1 first of two required public hearings.

CRA/Economic Development Director Tony Otte outlined the resolutions, which if adopted, would designate portions of the US 1 Corridor as a Brownfield Area.

Vice Mayor McGuirk commented on the past CRA involvement designation of the Brownfield Area and asked if it was known of past problems or issues with residents in those designated area. He said homeowners were concerned about buying or selling property.

Mr. Otte stated that he knew of five property owners who opted out of the designation. He stated that residents need to contact him before the November 28, 2017 City Commission Meeting.

Commissioner Sachs asked about ramifications of property owners finding out after the designation.

Vice Mayor McGuirk clarified that residents would not be eligible for grants if they chose to opt out of the designation.

Mayor Hathaway opened the public hearing.

James McCartney, Veterinarian and business owner at 675 N. Dixie Fwy, asked why residents would choose to opt out of having the Brownfield Designation.

City Manager Brangaccio provided clarification on the designation and possible reasons, citing uncertainty of an unknown designation as a probable cause.

Travous Dever, 1212 Magnolia Street, commented on the importance of surrounding properties being able to understand the circumstances and definition of a Brownfield Area.

Mayor Hathaway closed the public hearing and reported that the second reading and public hearing of the proposed ordinance would be conducted at the regular meeting on November 28, 2017.

RESULT:	TABLED [UNANIMOUS]	Next: 11/28/2017 6:30 PM
AYES:	McGuirk, Hathaway, Reiker, Sachs, Hartman	

F. Conduct a public hearing on Special Exception Application No. SE-3-17, which if approved, would allow a private school on property located at 2379 Pioneer Trail.

City Attorney Gummy read the Special Exception Application SE-3-17: 2379 Pioneer Trail.

Planning and Zoning Director Amye King outlined the application, which if adopted, would allow a private school on property located at 2379 Pioneer Trail.

Mayor Hathaway opened the public hearing. As no citizens wished to speak, Mayor Hathaway closed the public hearing.

Motion:

Vice Mayor McGuirk moved to approve Special Exception Application SE-3-17, as submitted. Commissioner Sachs seconded the motion, and the motion carried unanimously.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jason McGuirk, Vice Mayor
SECONDER:	Jake Sachs, Commissioner
AYES:	McGuirk, Hathaway, Reiker, Sachs, Hartman

5. PUBLIC PARTICIPATION

Thomas McPeck, local employer, commented on his interest in the old Utilities Building located at the Smith Street Site. He stated his business partner, Randy McHenry, and he were interested in redeveloping the property for a modern use brewery that would help unite that location with Canal Street by creating more activity between the two.

City Manager Brangaccio suggested that he contacts the Utilities Commission because they would have to take action to amend the demolition contract prior to December 18, 2017.

Commissioner Hartman believed if they could repurpose the building, it would be worth it and wanted to ask if the Utilities Commission would look into the suggestion.

Mayor Hathaway agreed it would be nice to save the building and have a functioning business there, but was concerned about the money taxpayers would spend. He said he did not have a problem with the Utilities Commission delaying the demolition.

City Attorney Gummy stated that if they were going to dispose of public property for private purposes, then the City must create a RFP.

City Manager Brangaccio was concerned about the general fund absorbing the cost.

Randy McHenry, 701 North Atlantic, commented on speaking with Bill Stack, president of the company scheduled to demolish the Smith Street property and requested that no irreversible decisions were made tonight. He requested that the City Commission recommend that the request be presented to the Utilities Commission for a possible delay.

Vice Mayor McGuirk commented supporting the delay request the Utilities Commission and suggested that perhaps this item could be added as an agenda item at the City Commission Meeting on November 28, 2017.

Commissioner Sachs commented in support of the idea to redevelop the structure because it was a novel idea for tax revenue. He did not want the tax payers affected if the idea was not successful and the City had to demolish the structure. He proposed an alternate suggestion to work a brewery out of the red barn versus the property.

Attorney Glenn Storch commented on the Hyatt Place Project and stated that they made a number of changes based on discussion with City Staff.

Steve Provost, 1805 Beacon Street, commented in support of the proposed PUD and MDA for the Hyatt Place Project. He shared the following requests that he believed would add value to the City: 1.) He recommended that Section 6C of MDA: Stormwater, was revised to require that the drainage system was designed in accordance with the St. Johns River Water Management District (SJRWd) criteria for discharge into Class II water 2.) He recommended that Section 5: Permitted Uses, required that Parcel 2 could only have only type A and D restaurants as recommended by the Planning and Zoning Board 3.) He referred to Section 10 of the MDA and requested that the west-facing wall sign was eliminated 4.) He referenced MBA Section 2B and suggested that the maximum building height would be 52' 5.) He requested that the City Commission require lead or green building certification as recommended by the Planning and Zoning Board and 6.) He requested that a Canoe Ramp would be included in the plan.

Rick Hawes, Southeast Volusia Chamber of Commerce, commented in support of the Hyatt Place Project. He commented on the increase of tax revenue and employment. He commented on an environmental committee and asked if the Mosquito Lagoon could be looked at regarding stormwater runoff. He stated that the developer would remove the stormwater runoff.

Charlotte Smith, 116 Turnbull Villas Circle, commented on the increase of property values. She commented on compromising in the future with developers to bring more businesses.

Jack Holcomb, 4616 Quay Assisi, commented in support of the Hyatt Place Project. He reminded the City Commission that \$5 million was spent to build the Brannon Center and events that were hosted there require more hotel rooms.

Travous Dever, 1212 Magnolia Avenue, thanked the Planning and Zoning Department for their work. He spoke in support of the Hyatt Place Project. He submitted letters to the City Commission in support of the project.

Lisa Martin, 618 South Pine Street, commented on the Hyatt Place Project and suggested 3D renderings would be provided to the residents so they could see how it fits into the neighborhood. She asked for consideration of surrounding residents.

Michael Kalody, 105 Via Capri, spoke for New Smyrna Beach Citizens for Smart Growth. He commented in support of the Hyatt Place Project and shared his concerns. He hoped that the stormwater runoff met the SJWRD requirements and hoped that the applicant was limited to only one fast food restaurant.

Danny Brown, Orlando resident representing NSB citizen at 201, 211, 215 S. Orange St, commented on parking spaces, He asked for a study on parking.

Mayor Hathaway asked City Manager Brangaccio to direct staff to discuss and then contact Mr. Brown with a decision.

John Moss, 3376 Catarina Drive and Randy Herman, 108 Esther Street represented the New Smyrna Beach Residents Coalition Group. They commented in support of the Hyatt Place Project. Mr. Moss requested that the signage was rejected and Mr. Herman commented about the link to the ecological environment and believed that the project could be developed to honor the area.

Other residents and business owners who commented in support of the Hyatt Place Project were Mark Rakowski, Serge Sorese, Jeff Garrett, Chris Barling and Rebecca Simmons.

Travous Dever, 1212 Magnolia Avenue, commented on the Commission Chambers Audio and Visual equipment and suggested the same equipment was used for future Planning and Zoning Board Meetings.

6. ORDINANCES - FIRST READING

- A. Ordinance No. 81-17: Conduct the second reading and public hearing of an ordinance, which if adopted, would amend the City of New Smyrna Beach Firefighter Pension System.

City Attorney Gummey read Ordinance No. 81-17 the first time, by title only.

Motion:

Vice Mayor McGuirk moved to approve on the first reading Ordinance No. 81-17, as submitted. Commissioner Reiker seconded the motion, and the motion carried unanimously. Mayor Hathaway reported that the second reading and public hearing of the proposed ordinance would be conducted at the regular City Commission Meeting on November 28, 2017.

RESULT:	APPROVED AT FIRST READING [UNANIMOUS]	Next: 11/28/2017 6:30 PM
MOVER:	Jason McGuirk, Vice Mayor	
SECONDER:	Judy Reiker, Commissioner	
AYES:	McGuirk, Hathaway, Reiker, Sachs, Hartman	

- B. Ordinance No. 85-17: Conduct the second reading and public hearing of an ordinance, if adopted, would amend the Code of Ordinances, Chapter 10, Section 3, Sale prohibited near church or school, by deleting a distance requirement for restaurants selling liquor, beer, or wine for on-site consumption.

City Attorney Gummey read Ordinance No. 85-17 the first time, by title only.

Commissioner Reiker declared a voting conflict and would be abstaining from the vote.

Motion:

Commissioner Hartman moved to approve on the first reading Ordinance No. 85-17, as submitted. Vice Mayor McGuirk seconded the motion, and the motion carried 3-1 majority vote, with Commissioner Reiker abstaining from the vote and Commissioner Sachs voting no. Mayor Hathaway reported that the second reading and public hearing of the proposed ordinance would be conducted at the City Commission Meeting on November 28, 2017.

RESULT:	APPROVED AT FIRST READING [3 TO 1]	Next: 11/28/2017 6:30 PM
MOVER:	Randy Hartman, Commissioner	
SECONDER:	Jason McGuirk, Vice Mayor	
AYES:	McGuirk, Hathaway, Hartman	
NAYS:	Sachs	
ABSTAIN:	Reiker	

C. Ordinance No. 86-17: Conduct the second reading and public hearing of an ordinance, which if adopted, would amend the October 1, 2016-September 30, 2017 Adopted City Budget.

City Attorney Gummey read Ordinance No. 86-17 the first time, by title only.

Motion:

Commissioner Reiker moved to approve on the first reading Ordinance No. 86-17, as submitted. Vice Mayor McGuirk seconded the motion, and the motion carried unanimously. Mayor Hathaway reported that the second reading and public hearing of the proposed ordinance would be conducted at the regular City Commission Meeting on November 28, 2017.

RESULT:	APPROVED AT FIRST READING [UNANIMOUS]	Next: 11/28/2017 6:30 PM
MOVER:	Judy Reiker, Commissioner	
SECONDER:	Jason McGuirk, Vice Mayor	
AYES:	McGuirk, Hathaway, Reiker, Sachs, Hartman	

D. Ordinance No. 87-17: Conduct the second reading and public hearing of an ordinance, which if adopted, would amend the October 1, 2017-September 30, 2018 Adopted Budget.

City Attorney Gummey read Ordinance No. 87-17 the first time, by title only.

Motion:

Commissioner Hartman moved to approve on the first reading Ordinance No. 87-17, as submitted. Commissioner Reiker seconded the motion, and the motion carried unanimously. Mayor Hathaway reported that the second reading and public hearing of the proposed ordinance would be conducted at the regular City Commission Meeting on November 28, 2017.

RESULT:	APPROVED AT FIRST READING [UNANIMOUS]	Next: 11/28/2017 6:30 PM
MOVER:	Randy Hartman, Commissioner	
SECONDER:	Judy Reiker, Commissioner	
AYES:	McGuirk, Hathaway, Reiker, Sachs, Hartman	

E. Ordinance No. 88-17: Conduct the second reading and quasi-judicial public hearing of an ordinance, which if adopted, would amend the Sabal Key Master Development Agreement for the Sabal Lakes Subdivision.

City Attorney Gummey read Ordinance No. 88-17 the first time, by title only.

Motion:

Commissioner Reiker moved to approve on the first reading Ordinance No. 88-17, as submitted. Vice Mayor McGuirk seconded the motion, and the motion carried 4-1 majority vote, with Commissioner Sachs voting no. Mayor Hathaway reported that the second reading and public hearing of the proposed ordinance would be conducted at the regular City Commission Meeting on November 28, 2017.

RESULT:	APPROVED AT FIRST READING [4 TO 1]	Next: 11/28/2017 6:30 PM
MOVER:	Judy Reiker, Commissioner	
SECONDER:	Jason McGuirk, Vice Mayor	
AYES:	McGuirk, Hathaway, Reiker, Hartman	
NAYS:	Sachs	

- F. Ordinance No. 90-17: Conduct the second reading and quasi-judicial public hearing of an ordinance, which if adopted, would approve Application No. PUD-8-16, and enter into a Master Development Agreement for the proposed Hyatt Place development, on property at 429 3rd Avenue.

City Attorney Gummey read Ordinance No. 90-17 the first time, by title only.

Commissioner Sachs shared his concerns with the project; which were, traffic and pollution, stormwater runoff, debatable tax revenue, FDOT response to the traffic issue, and kayak launch placement, directed towards Attorney Glenn Storch.

Attorney Glenn Storch explained that the suicide lanes were the reason for the traffic problem. He said that the hotel owner would be required to build a median, two left turn lanes and a more controlled U-turn lane. He said they have worked with the Fire Department to allow a cut for their vehicles to travel through the median for emergency use only. He stated it would be a safer traffic situation in the future.

Commissioner Sachs requested that Mr. Storch include a traffic preemption light for that Fire Station in his request or conversations with FDOT. He was also concerned about provisions made for the public to view the water and stated that a kayak launch was denied.

Mr. Storch stated that there is an existing kayak launch across the street. He commented about the loss of vegetation and mangroves as well as creating a liability for the hotel if a new one was constructed on-site.

Commissioner Sachs said that vegetation would not be affected if floating steps were constructed that led down to the pier. He said that his biggest concern was concerns from residents that opposed the Hyatt Place Project.

Mr. Storch commented on upgrades and improvements that would be made to that area which now consists of a dilapidated shopping center.

Commissioner Sachs commented on the wages and did not see a tremendous economic opportunity for the City.

Commissioner Hartman thanked all parties involved with their time and effort regarding this project.

Motion:

Vice Mayor McGuirk moved to approve on the first reading Ordinance No. 90-17, as submitted. Commissioner Hartman seconded the motion, and the motion carried 4-1 majority vote, with Commissioner Sachs voting no. Mayor Hathaway reported that the second reading and public hearing of the proposed ordinance would be conducted at the regular City Commission Meeting on November 28, 2017.

RESULT:	APPROVED AT FIRST READING [4 TO 1]	Next: 11/28/2017 6:30 PM
MOVER:	Jason McGuirk, Vice Mayor	
SECONDER:	Randy Hartman, Commissioner	
AYES:	McGuirk, Hathaway, Reiker, Hartman	
NAYS:	Sachs	

7. CONSENT AGENDA

- A. Approve the Minutes of the Regular City Commission Meeting held October 24, 2017.

Motion:

Commissioner Reiker moved to approve the Minutes of the Regular City Commission Meeting held October 24, 2017, as submitted. Commissioner Hartman seconded the motion, and the motion carried unanimously.

- B. Approve an Emergency Purchase Order in an amount not to exceed \$40,000, payable to RJ Landscaping for the replanting of all the trees and repair of the damaged irrigation system on North Causeway due to damage from Hurricane Irma.

Motion:

Commissioner Hartman moved to approve an Emergency Purchase Order in an amount not to exceed \$40,000, payable to RJ Landscaping for the replanting of all the trees and repair of the damaged irrigation system on North Causeway due to damage from Hurricane Irma, as submitted. Commissioner Reiker seconded the motion, and the motion carried unanimously.

- C. Approve the Purchase of 16 Portable 800 MHz Radios for Maintenance Operations at a cost of \$33,413.60.

Motion:

Commissioner Reiker moved to approve the purchase of sixteen (16) Portable 800 MHz Radios for Maintenance Operations at a cost of \$33,413.60, as submitted. Commissioner Hartman seconded the motion, and the motion carried unanimously.

- D. Approve the purchase of one (1) 2018 RAM 5500 with 44' Aerial Lift with Bucket utilizing the Florida Sheriff's Contract pricing of \$101,931.25

Motion:

Commissioner Reiker moved to approve the purchase of one (1) 2018 RAM 5500 with 44' Aerial Lift with Bucket utilizing the Florida Sheriffs Contract pricing of \$101,931.25, as submitted. Commissioner Hartman seconded the motion, and the motion carried unanimously.

- E. Approve the purchase of three (3) 2018 Ford F-250 from Duval Ford, utilizing Florida Sheriff's contract pricing of \$21,833 per vehicle.

Motion:

Commissioner Reiker moved to approve the purchase of three (3) 2018 Ford F-250 from Duval Ford, utilizing Florida Sheriff's contract pricing of \$21,833 per vehicle, as submitted. Commissioner Hartman seconded the motion, and the motion carried unanimously.

- F. Approve the purchase of a 2018 Ford Escape from Duval Ford, utilizing Florida Sheriff's contract for \$26,064.

Motion:

Commissioner Reiker moved to approve the purchase of a 2018 Ford Escape from Duval Ford, utilizing Florida Sheriffs contract for \$26,064, as submitted. Commissioner Hartman seconded the motion, and the motion carried unanimously.

- G. Approve the purchase of one (1) 2018 Freightliner M2, for use by the Streets Department, at the cost of \$134,190.

Motion:

Commissioner Reiker moved to approve the purchase of one (1) 2018 Freightliner M2, for use by the Streets Department, at the cost of \$134,190, as submitted. Commissioner Hartman seconded the motion, and the motion carried unanimously.

- H. Approve entering into an agreement with the Florida Inland Navigation District (FIND) for the Swoope Boat Ramp parking expansion project (FIND is to provide up to \$147,654 for the estimated \$600,000 project).

Motion:

Commissioner Reiker moved to approve entering into an agreement with the Florida Inland Navigation District (FIND) for the Swoope Boat Ramp parking expansion project (FIND is to provide up to \$147,654 for the estimated \$600,000 project), as submitted. Commissioner Hartman seconded the motion, and the motion carried unanimously.

- I. Approve the Award of Re-Bid No. ITB 25-17-BLDG, to Harrison Electric Services, to be added into the pool of electrical contractors (which currently also includes Davco Electric).

Motion:

Commissioner Reiker moved to approve the Award of Re-Bid No. 1TB 25-17-BLDG, to Harrison Electric Services, to be added into the pool of electrical contractors (which currently also includes Davco Electric), as submitted. Commissioner Hartman seconded the motion, and the motion carried unanimously.

- J. Approve Slip Allocation Application No. SA-2-17: Slip Allocation for 104 boat slips to come out of the City slip pool for the Riverwalk Condo at Coronado Island Development.

Commissioner Reiker declared a voting conflict and would be abstaining from the vote.

Motion:

Vice Mayor McGuirk moved to approve Slip Allocation Application No. SA-2-17: Slip Allocation for 104 boat slips to come out of the City slip pool for the Riverwalk Condo at Coronado Island Development, as submitted. Commissioner Hartman seconded the motion, and the motion carried 3-1 by majority vote, with Commissioner Sachs voting no and Commissioner Reiker abstaining from the vote.

- K. Approve Subdivision Plat Application No. S-9-16: St. James Estates Subdivision

Motion:

Commissioner Hartman moved to approve Subdivision Plat Application No. S-9-16: St. James Estates Subdivision, as submitted. Commissioner Reiker seconded the motion, and the motion carried unanimously.

- L. Approve a roadway closure request for the intersection of Faulkner Street and Mary Avenue, for a period not to exceed five (5) business days (No Weekends). The work will be completed on or before November 17, 2017 in order to replace a segment of sanitary sewer pipe, in conflict with a stormwater system repair.

Motion:

Commissioner Hartman moved to approve a roadway closure request for the intersection of Faulkner Street and Mary Avenue, for a period not to exceed five (5) business days (No Weekends). The work will be completed on or before November 17, 2017 in order to replace a segment of sanitary sewer pipe, in conflict with a stormwater system repair, as submitted. Vice Mayor McGuirk seconded the motion, and the motion carried unanimously.

- M. Consider Recommended Distribution of Homeless and Disadvantaged Grant Funds for FY 2017-2018

Motion:

Commissioner Reiker moved to consider Recommended Distribution of Homeless and Disadvantaged Grant Funds for FY 2017-2018, as submitted. Commissioner Hartman seconded the motion, and the motion carried unanimously.

- N. Approve the Purchase of a Building Department's Interactive Voice Response System

Motion:

Commissioner Reiker moved to approve the purchase of a Building Department's Interactive Voice Response System, as submitted. Commissioner Hartman seconded the motion, and the motion carried unanimously.

- O. Approve the Special Events: Christmas on Canal, Spark the Spirit and Coastal Market - Friday, November 24 and Saturday, November 25, 2017. Also, approve the associated closure of Canal Street from US1 to Riverside Drive, and side streets intersecting with Canal Street only.

Motion:

Commissioner Reiker moved to approve the Special Events: Christmas on Canal, Spark the Spirit and Coastal Market on Friday, November 24 and Saturday, November 25, 2017. Also, approve the associated closure of Canal Street from US 1 to Riverside Drive, and side streets intersecting with Canal Street only, as submitted. Commissioner Hartman seconded the motion, and the motion carried unanimously.

- P. Approve the Special Event: Girls Night Out - Thursday, December 7, 2017, and the approval of the closure of Canal Street from US1 to Riverside Drive, and side streets intersecting Canal Street from 2 p.m. - 10 p.m.

Motion:

Commissioner Reiker moved to approve the Special Event: Girls Night Out -Thursday, December 7, 2017, and the approval of the closure of Canal Street from US 1 to Riverside Drive, and side streets intersecting Canal Street from 2 p.m. -10 p.m., as submitted. Commissioner Hartman seconded the motion, and the motion carried unanimously.

- Q. Approve the Special Event: Shark Bite Half Marathon and 5K Run - Sunday, January 14, 2018, and associated road closures, as outlined below.

Motion:

Commissioner Reiker moved to approve the Special Event: Shark Bite Half Marathon and 5K Run - Sunday, January 14, 2018, and associated road closures, as submitted. Commissioner Hartman seconded the motion, and the motion carried unanimously.

8. ADMINISTRATIVE ITEMS/NEW BUSINESS

- A. Resolution No. 27-17: Consider a resolution, which if adopted, would urge the owner and operator of the Miami Seaquarium, to retire Lolita, the endangered Orca Whale, from her small tank at Miami Seaquarium, and move her to a sea pen in the pacific northwest, as soon as possible. Also, authorize the Mayor to send a letter and a copy of the resolution, if adopted, to Fernando Eiroa, President and CEO of Palace Entertainment, Newport Beach, California.

Motion:

Commissioner Reiker moved to consider a resolution, which if adopted, would urge the owner and operator of the Miami Seaquarium, to retire Lolita, the endangered Orca Whale, from her small tank at Miami Seaquarium, and move her to a sea pen in the pacific northwest, as soon as possible and authorized the Mayor to send a letter and a copy of the resolution, if adopted, to Fernando Eiroa, President and CEO of Palace Entertainment, Newport Beach, California. Vice Mayor McGuirk seconded the motion, and the motion carried unanimously.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Judy Reiker, Commissioner
SECONDER:	Jason McGuirk, Vice Mayor
AYES:	McGuirk, Hathaway, Reiker, Sachs, Hartman

- B. Approval from the City Commission for the program for the December 14th Strategic Planning Session, as well as an 2018 Series of Coastal Community Resiliency discussions

Motion:

Commissioner Reiker moved to obtain approval from the City Commission for the program for the December 14th Strategic Planning Session, as well as a 2018 Series of Coastal Community Resiliency discussions, as submitted. Vice Mayor McGuirk seconded the motion, and the motion carried unanimously.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Judy Reiker, Commissioner
SECONDER:	Jason McGuirk, Vice Mayor
AYES:	McGuirk, Hathaway, Reiker, Sachs, Hartman

- C. Discuss and Consider Staff Direction regarding a proposed amendment to the City Charter, which if adopted, would add a section to Chapter 13 of the City Charter that would require electronic filing of campaign treasurers reports with the Volusia County Supervisor of Elections Offices' electronic filing system.

City Commission directed City Clerk Johnny Bledsoe to obtain more information and table the item for the regular City Commission Meeting on November 28, 2017.

RESULT:	TABLED [UNANIMOUS]	Next: 11/28/2017 6:30 PM
AYES:	McGuirk, Hathaway, Reiker, Sachs, Hartman	

D. Consider Giving Staff Purchase Authorization for Property at 519 Julia Street.

Motion:

Commissioner Reiker moved to consider staff's recommendation that the City Commission authorize staff to bid \$50,000 in CRA funds for the purchase of the property at 519 Julia Street. Commissioner Hartman seconded the motion, and the motion carried unanimously.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Judy Reiker, Commissioner
SECONDER:	Randy Hartman, Commissioner
AYES:	McGuirk, Hathaway, Reiker, Sachs, Hartman

9. BOARDS AND COMMISSIONS

A. Consider the reappointment of Commissioner Jason McGuirk as a member of the Fire Pension Board to another two-year term to expire November 1, 2019.

Motion:

Commissioner Sachs moved to consider the reappointment of Vice Mayor Jason McGuirk as a member of the Fire Pension Board to another two-year term to expire November 1, 2019. Commissioner Reiker seconded the motion, and the motion carried unanimously.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jake Sachs, Commissioner
SECONDER:	Judy Reiker, Commissioner
AYES:	McGuirk, Hathaway, Reiker, Sachs, Hartman

B. Appointment of Code Enforcement Special Magistrate to assist with the ever-growing caseload and code enforcement process improvements.

Motion:

Vice Mayor McGuirk moved to consider the appointment of Code Enforcement Special Magistrate, Catherine D. Reischmann, to assist with the ever-growing caseload and code enforcement process improvements. Commissioner Reiker seconded the motion, and the motion carried unanimously.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jason McGuirk, Vice Mayor
SECONDER:	Judy Reiker, Commissioner
AYES:	McGuirk, Hathaway, Reiker, Sachs, Hartman

10. CITY MANAGER'S REPORT

City Manager Brangaccio reported

A. City Manager's Report

11. CITY CLERK'S REPORT

There was none.

12. CITY ATTORNEY'S REPORT

There was none.

13. ADJOURNMENT

As there was no other business to discuss, Mayor Hathaway declared the meeting adjourned at 9:15 PM.