

**MINUTES
CITY COUNCIL MEETING
January 28, 2020
3000 Bellemead Drive, Daytona Beach Shores, FL 32118**

1. CALL TO ORDER BY MAYOR

Present: Mayor Nancy Miller, Councilmember Richard Frizalone, Councilmember Michael Politis, Vice Mayor Richard Bryan, Councilmember Mel Lindauer

Staff: City Manager Michael T. Booker, City Clerk Cheri Schwab, City Attorney Raymond Branch, Community Services Director Fred Hiatt, City Planner Stewart Cruz, Finance Director Kurt Swartzlander, and Public Safety Director Stephan Dembinsky.

2. ROLL CALL BY CITY CLERK

3. PRAYER

4. PLEDGE OF ALLEGIANCE

5. CEREMONIAL ITEMS, PRESENTATIONS AND PUBLIC NOTICES:

6. APPROVAL OF MINUTES

A. City Council Minutes January 14, 2020

CMBR. FRIZALONE moved, seconded by CMBR LINDAUER to Approve the Minutes of January 14, 2020.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5 No = 0).

Yes: Mayor Nancy Miller, Vice Mayor Richard Bryan, Councilmember Richard Frizalone, Councilmember Mel Lindauer, Councilmember Michael Politis

7. CONSENT AGENDA:

A. Public Safety monthly report

B. Community Services December, 2019 report

C. Building Division December, 2019 report

D. October - Financial Report

CMBR POLITIS moved, seconded by CMBR FRIZALONE to Approve the consent agenda.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5 No = 0).

Yes: Mayor Nancy Miller, Vice Mayor Richard Bryan, Councilmember Richard Frizalone, Councilmember Mel Lindauer, Councilmember Michael Politis

8. REPORTS OF THE CITY ATTORNEY:

A. City Attorney Report January 28, 2020

Attorney Branch had two items on his report. The first item was regarding the basic services provided for by the retainer. This will be discussed at an upcoming workshop. The second item dealt with required voting procedure. Since the charter does not specify a particular voting order, the city clerk has been calling members in random fashion. CMBR. Lindauer felt it would be beneficial to decide on a set order to call the names. Mayor Miller stated that the item would be placed on the next agenda for proper discussion and a vote.

9. REPORTS OF THE CITY MANAGER:

A. City Manager Report for January 28, 2020

City Manager Booker reported on the following items: The first census informational meeting was held at Towers 10. There will be more in the next month at various condos. The voting for employees to enter FRS is complete. All but five employees will participate. Staff is working on changes with the Land Development Code that would make it easier for businesses to advertise and hold special sales. The initial relocation site for bocce and shuffleboard has to be changed. The property will not be available. City staff met with members of the bocce community and the plan is to relocate the courts to McElroy Park. They will be on either side of the new pickleball courts near the playground. Once these are built, the sixth tennis court is on track to start construction in June. Finally, extra TV screens have been ordered for the chamber to allow the council to see presentations and also for audience members in the back of the room. There are times when the print on the screen is very small and hard to see.

10. OLD BUSINESS:

- A. Ordinance 2020-01: City of Daytona Beach Shores and Oceans 25, LLC Development Agreement to permit the development of townhomes on the City owned property located at 2900 S. Atlantic Avenue.

City Planner Stewart Cruz explained that the owner for the proposed townhomes was not able to provide the new renderings as promised at the last meeting. Due to the feedback they heard, new drawings and site layouts are being created. They requested a continuance until February 25th.

VICE MAYOR BRYAN moved, seconded by CMBR LINDAUER to continue the item until the February 25th meeting.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5 No = 0).

Yes: Mayor Nancy Miller, Vice Mayor Richard Bryan, Councilmember Richard Frizalone, Councilmember Mel Lindauer, Councilmember Michael Politis

11. NEW BUSINESS:

- A. Consideration to extend contract with Stacy Conomos for Economic Development until September 30, 2020.

Everyone felt Ms. Conomos was doing an excellent job and approved the contract renewal.

CMBR. FRIZALONE moved, seconded by CMBR. LINDAUER to approve the contract extension with Stacy Conomos for Economic Development until September 30, 2020..

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5 No = 0).

Yes: Mayor Nancy Miller, Vice Mayor Richard Bryan, Councilmember Richard Frizalone, Councilmember Mel Lindauer, Councilmember Michael Politis

- B. Ordinance 2020-03: Comprehensive Plan Amendment to create a new Future Land Use Goal, Objective and Policy that would allow the limited expansion of nonconforming single-family residential uses and structures on properties with the High Intensity Future Land Use.

City Planner Cruz explained that if adopted, this amendment would allow the limited expansion of nonconforming single-family residential uses and structures on properties in the High Intensity Future Land Use areas of the city. Last August, a special exception request was brought before the council and it had to be denied. At that time, the council directed staff to propose language that would assist the properties. The language will allow expansion within the building footprint with minimal impact to the property. Mr. Cruz stated that the Planning & Zoning Board recommended approval. If council approved, the amendment would be sent to VGMC and the State of Florida for their approval. Attorney Riggio spoke on behalf of his client, the Bankers. They only wanted to make a small addition over the garage to build another bedroom. Code regulations prevented him from doing so due to the zoning classification he is in.

VICE MAYOR BRYAN moved, seconded by CMBR. LINDAUER to approve Ordinance 2020-03 on first reading.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5 No = 0).

Yes: Mayor Nancy Miller, Vice Mayor Richard Bryan, Councilmember Richard Frizalone, Councilmember Mel Lindauer, Councilmember Michael Politis

12. COUNCIL COMMENTS:

Vice Mayor Bryan stated that he had spent two days in Tallahassee visiting the legislators. His main interest was in a bill regarding the Bert Harris Act currently in the Senate. If approved, it could be very detrimental to cities. He also reported on a new Office of Resiliency that was created by Governor deSantis. The main focus is preparation by coastal cities for ocean level rise. CMBR. Lindauer felt the everyone did a great job at the recent business expo. There was excellent turnout. CMBR. Politis was happy to see the activity going on in the city. Between business owners and city staff, properties are getting a fresh look. CMBR. Frizalone addressed the proposed townhome property. He anticipated the developers bringing back revised renditions and hopefully a model for everyone to see. He had recently spoke with Mr. Malone regarding the Treasure Island property. He stated that Driftwood Capital is very interested and they would propose a Marriott Hotel on the site. Code Enforcement Coordinator, Gwyn Herstein, provided a Code Enforcement update on the timelines given by the Special Magistrate. Mayor Miller announced upcoming events that included: Chili Night Out, Arts & Crafts market for March and the city's 60th Anniversary celebration.

13. AUDIENCE REMARKS/PUBLIC COMMENTS:

Johanna Dalton stated that she attended the recent business expo and felt it was very informative. She learned about a few new businesses in the city that she was not aware of.

14. ITEMS RECOMMENDED FOR THE NEXT AGENDA:

roll call sequence

15. ADJOURNMENT:

The meeting ended at 6:58 pm.

**MAYOR
NANCY MILLER**

**CITY MANAGER
MICHAEL T. BOOKER**

ATTEST:

CITY CLERK, CHERI SCHWAB