

MINUTES
CITY COUNCIL MEETING
September 12, 2022
3000 Bellemead Drive, Daytona Beach Shores, FL 32118

1. CALL TO ORDER BY MAYOR

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

Staff: City Manager Kurt Swartzlander, City Clerk Cheri Schwab, City Attorney Becky Vose, Community Services Director Stewart Cruz, Finance Director Lory Irwin, Economic Development and Public Affairs Director Nancy Maddox, and Public Safety Director Stephan Dembinsky.

2. ROLL CALL BY CITY CLERK

3. PRAYER

4. PLEDGE OF ALLEGIANCE

5. NEW BUSINESS (TRIM PROCESS ONLY):

- A. RESOLUTION 2022-06 OF THE CITY OF DAYTONA BEACH SHORES, VOLUSIA COUNTY, FLORIDA, ADOPTING THE TENTATIVE LEVYING OF AD VALOREM TAXES FOR THE CITY OF DAYTONA BEACH SHORES, VOLUSIA COUNTY FOR FISCAL YEAR 2022-2023; PROVIDING FOR AN EFFECTIVE DATE

Finance Director Lory Irwin explained that the millage rate would be 4.6389 mils. This was decided at the workshop in July and the state was notified. The rate is slightly higher than the rolled back by 4.51%. The impact on a single family home is \$58.94/yr. and for a condominium owner, \$55/yr. Resolution 2022-06 was read in its entirety by City Attorney Becky Vose. The final hearing will be on September 27th. There were no additional comments or questions from the audience. The Resolution was adopted at 6:08 pm.

COUNCILMEMBER RICHARD BRYAN moved, seconded by VICE MAYOR MEL LINDAUER to Adopt RESOLUTION 2022-06 on first reading.

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

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

B. RESOLUTION 2022-07 TENTATIVE BUDGET ADOPTION FY 2022-2023

Finance Director Lory Irwin informed the council that the budget had increased slightly by \$116,000 from the July workshop from the economic development fund. She added that a budget amendment for the current year was also needed for the purchase of the Chase Bank property in the amount of \$200,000. The closing won't be for 60 days, which rolls into the new fiscal year. Resolution 2022-07 was read in its entirety by City Attorney Becky Vose. The final hearing will be on September 27th. There were no additional comments or questions from the audience. The Resolution was adopted at 6:15 pm.

VICE MAYOR MEL LINDAUER moved, seconded by COUNCILMEMBER CHRIS CONOMOS to Adopt RESOLUTION 2022-07 for the 2022-23 fiscal year to include the amendment for the Chase property.

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

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

6. CEREMONIAL ITEMS, PRESENTATIONS AND PUBLIC NOTICES:

7. APPROVAL OF MINUTES

A. City Council Minutes August 24, 2022

COUNCILMEMBER MICHAEL POLITIS moved, seconded by VICE MAYOR MEL LINDAUER to Approve the City Council Minutes of August 24, 2022.

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

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

8. CONSENT AGENDA:

A. ARPA funds for Public Safety

COUNCILMEMBER RICHARD BRYAN moved, seconded by VICE MAYOR MEL LINDAUER to approve the consent agenda.

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

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

9. REPORTS OF THE CITY ATTORNEY:

A. City Attorney Report September 12, 2022

Attorney Vose reviewed her report to the council. There were no additional questions or concerns.

10. REPORTS OF THE CITY MANAGER:

A. September 12, 2022 City Manager Report

City Manager Kurt Swartzlander reviewed his report for the council. Mayor Miller reminded the audience, that the council had worked with the previous owner of the Aloha Falls property. The site is now demolished, hydro seeded and there are no more squatters on the property.

11. OLD BUSINESS:

12. NEW BUSINESS:

A. Special Events Application SE20221470: Millie's Restaurant Viewing Party - 3218 S. Atlantic Avenue

Community Services Director Stewart Cruz presented this item. Millie's Restaurant would like to hold a viewing party for the Food Network, Diners, Drive-ins and Dives. A few months ago, they filmed an episode here at the restaurant and were recently informed of the air date. Normally, this application requires a 60-day minimum notice. Director Cruz stated that all conditions had been addressed and executed. He requested council to waive the 60-day notice and approve the application as presented.

COUNCILMEMBER CHRIS CONOMOS moved, seconded by VICE MAYOR MEL LINDAUER to Approve the Special Events Application SE20221470 and to waive the 60 day requirement.

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

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

B. Ordinance for Purchase of Chase Property

City Attorney Vose read Ordinance 2022-15 by title. City Manager Kurt Swartzlander noted that the ordinance was required by the City Charter. At this time, all documents have been signed. .

VICE MAYOR MEL LINDAUER moved, seconded by COUNCILMEMBER RICHARD BRYAN to Approve Ordinance 2022-15 on first reading.

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

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

13. COUNCIL COMMENTS:

Mayor Miller reminded the audience of the next Coffee with the Mayor. Attorney Becky Vose will be there to explain the charter review questions and the recent condo bill that was passed by the state. CMBR Conomos said that he and his wife had a great time at the recent food truck/concert and the End of Summer Bash this past weekend.

14. AUDIENCE REMARKS/PUBLIC COMMENTS:

Julie Mills who lives at Cloverleaf North condominium spoke on the curb appeal outside the building. She had concerns regarding the shrubbery along the sidewalk. Director Cruz will follow-up with her.

15. ITEMS RECOMMENDED FOR THE NEXT AGENDA:

There were no additional items added to the next agenda.

16. ADJOURNMENT:

The meeting ended at 6:41 pm.

**MAYOR
NANCY MILLER**

**CITY MANAGER
KURT D. SWARTZLANDER**

ATTEST:

CITY CLERK, CHERI SCHWAB