

MINUTES
CITY COMMISSION MEETING
January 9, 2024
3000 Bellemead Drive, Daytona Beach Shores, FL 32118

1. CALL TO ORDER BY MAYOR

Present: Mayor Nancy Miller, Vice Mayor Michael Politis, Commissioner Chris Conomos
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 Michael Fowler.

2. ROLL CALL BY CITY CLERK

3. PRAYER

4. PLEDGE OF ALLEGIANCE

5. CEREMONIAL ITEMS, PRESENTATIONS AND PUBLIC NOTICES:

A. Employee of the Year Award

Mayor Miller announced that Kim Smith was the Employee of the Year for 2023.

B. Certificate of Achievement for Excellence in Financial Reporting

City Manager Kurt Swartzlander stated that the city was awarded the Certificate of Achievement for Excellence in Financial Reporting.

6. APPROVAL OF MINUTES

A. City Commission Minutes December 12, 2023

VICE MAYOR MICHAEL POLITIS moved, seconded by COMMISSIONER CHRIS CONOMOS to Approve the City Commission Minutes of December 12, 2023.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 3 No = 0).

Yes: Mayor Nancy Miller, Vice Mayor Michael Politis, Commissioner Chris Conomos

7. CONSENT AGENDA:

- A. Renewal of Non-Exclusive Construction & Demolition Debris And Recyclables Removal Franchise - Creech Enterprises, Inc., dba Southeast Containers
- B. Renewal of Non-Exclusive Construction & Demolition Debris And Recyclables Removal Franchise - Samsula Waste, Inc.
- C. IPTM Pedestrian Safety Grant

COMMISSIONER CHRIS CONOMOS moved, seconded by VICE MAYOR MICHAEL POLITIS to Approve the consent agenda.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 3 No = 0).

Yes: Mayor Nancy Miller, Vice Mayor Michael Politis, Commissioner Chris Conomos

8. OLD BUSINESS:

9. NEW BUSINESS:

- C. Ordinance 2024-01: Requiring The Posting Of Addresses On The East side Of Properties Adjacent To The Beach

The City Attorney read the ordinance by title only. Community Services Director Stewart Cruz provided a brief staff report. He stated that the County had also passed a similar ordinance for the unincorporated area on the beach. Having the address numbers posted would improve emergency personnel response time. Comm. Conomos had a few concerns regarding Section 5-10. He asked if the word occupants could be removed in reference to a condominium building. He felt it should be the COA responsibility. He would also like to ensure the numbers looks consistent and professional with requiring a stencil be utilized. He inquired if city staff could assist if a homeowner was unable to paint the numbers. Attorney Vose did not see an issue as it would serve a public purpose, if staffing would allow. Mayor Miller only wanted to see staff get involved on a rare occasion.

COMMISSIONER CHRIS CONOMOS moved, seconded by VICE MAYOR MICHAEL POLITIS to Approve Ordinance 2024-01 on first reading with the suggested changes of removing the word occupants, allowing numbers on the concrete topper and adding the word professional manner.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 3 No = 0).

Yes: Mayor Nancy Miller, Vice Mayor Michael Politis, Commissioner Chris Conomos

- D. Ordinance 2024-02: A Request by B&Y, Inc. To Vacate And Abandon A Portion of Fraile Street (Alley) Right-of-Way

This item was postponed until February 20th at the request of the applicant.

- E. Ordinance 2024-03: Sewer Development Impact Fee

The City Attorney read the ordinance by title. Community Services Director Stewart Cruz explained that the proposed ordinance would automatically revise the sewer development fee to conform with the fee set by the City of Port Orange. This fee is a pass through and sent directly to Port Orange. Recently, the City of Port Orange has increased the development fee for all new development within their service area.

VICE MAYOR MICHAEL POLITIS moved, seconded by COMMISSIONER CHRIS CONOMOS to Approve Ordinance 2024-03 on first reading.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 3 No = 0).

Yes: Mayor Nancy Miller, Vice Mayor Michael Politis, Commissioner Chris Conomos

- F. Ordinance 2024-04: Daytona Beach Shores, LLC Development Agreement - 3411 S. Atlantic Avenue-Serena by the Shores.

This item was postponed until February 20th at the request of the applicant.

- G. Resolution 2024-02 Adopting the 2023 Emergency Management Services Statewide Mutual Aid Agreement

The City Attorney read the resolution by title. This was at the request of the county. It would allow the city to receive mutual aid from state agencies and all municipalities are requested to sign.

COMMISSIONER CHRIS CONOMOS moved, seconded by VICE MAYOR MICHAEL POLITIS to Adopt Resolution 2024-02 on first reading.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 3 No = 0).

Yes: Mayor Nancy Miller, Vice Mayor Michael Politis, Commissioner Chris Conomos

- A. Procedure for Appointing Replacement Commissioners

Mayor Miller explained that a workshop was held earlier and there were four interested candidates. Each one gave a three minute speech on why they wished to be selected. The process discussed would be by nominations and a majority vote.

VICE MAYOR MICHAEL POLITIS moved, seconded by COMMISSIONER CHRIS CONOMOS to Approve the Procedure for Appointing Replacement Commissioners.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 3 No = 0).

Yes: Mayor Nancy Miller, Vice Mayor Michael Politis, Commissioner Chris Conomos

- B. Appointment of New Commissioners to fill seats 2 and 3

VICE MAYOR MICHAEL POLITIS moved, seconded by COMMISSIONER CHRIS CONOMOS to Appoint Stephan Dembinsky to fill Seat 2 for a period of 10 months.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 3 No = 0).

Yes: Mayor Nancy Miller, Vice Mayor Michael Politis, Commissioner Chris Conomos

COMMISSIONER CHRIS CONOMOS MOVED, SECONDED BY VICE MAYOR MICHAEL POLITIS to Appoint Mark Card to fill Seat 3 for a period of 10 months.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 3 No = 0).

Yes: Mayor Nancy Miller, Vice Mayor Michael Politis, Commissioner Chris Conomos

City Attorney Vose swore in both candidates and they took their place on the dais.

10. CITY ATTORNEY COMMENTS

The City Attorney had no additional comments.

11. CITY MANAGER COMMENTS

City Manager Kurt Swartzlander congratulated the newly appointed commissioners. He stated that bids had come in for the FPL box wraps. The results will be on a future agenda. The pedestrian group, Best Foot Forward, will be in the city during February for crosswalk safety.

12. COUNCIL COMMENTS:

The new commission members were welcomed and the outgoing were thanked for their service. Mayor Miller announced the Business Expo happening on Sat. January 13th; tomorrow's Coffee With the Mayor has guest speaker, County Commissioner Matt Reinhart.

13. AUDIENCE REMARKS/PUBLIC COMMENTS:

Mel Lindauer thanked the newly appointed commissioners for agreeing to serve.

14. ITEMS RECOMMENDED FOR THE NEXT AGENDA:

The official swearing in of new commissioners.

15. ADJOURNMENT:

The meeting ended at 6:51 pm.

**MAYOR
NANCY MILLER**

**CITY MANAGER
KURT D. SWARTZLANDER**

ATTEST:

CITY CLERK, CHERI SCHWAB