

MINUTES
CITY COMMISSION MEETING
February 13, 2024
3000 Bellemead Drive, Daytona Beach Shores, FL 32118

1. CALL TO ORDER BY MAYOR

Present: Mayor Nancy Miller, Commissioner Stephan Dembinsky, Commissioner Chris Conomos, Commissioner Mark Card, Vice Mayor Michael Politis

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:

6. APPROVAL OF MINUTES

A. City Commission Minutes January 23, 2024

VICE MAYOR MICHAEL POLITIS moved, seconded by COMMISSIONER CHRIS CONOMOS to Approve the City Commission Minutes of January 23, 2024.

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

Yes: Mayor Nancy Miller, Vice Mayor Michael Politis, Commissioner Chris Conomos, Commissioner Mark Card, Commissioner Stephan Dembinsky

7. CONSENT AGENDA:

A. Purchase of Public Safety Vehicles

- C. Access Agreement & Construction License For Pool & Other Miscellaneous Construction: David Cannon, 2847 S. Atlantic Avenue

VICE MAYOR MICHAEL POLITIS moved, seconded by COMMISSIONER CHRIS CONOMOS to Approve Consent agenda items A and C.

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

Yes: Mayor Nancy Miller, Vice Mayor Michael Politis, Commissioner Chris Conomos, Commissioner Mark Card, Commissioner Stephan Dembinsky

- B. Access Agreement & Construction License For Seawall Repair: La Mer Condominium, 3255 S. Atlantic Avenue

This item was removed for discussion. Community Services Director Stewart Cruz provided a brief report on the access agreement. Work needs to be completed on the back side of their seawall, and they requested to utilize 7 parking spaces in the park. The Mayor was concerned with the park only having 14 general spots available. It was explained that work should not last longer than two months and there would be no construction on weekends and holidays. The City Manager also requested to allow work to begin while the formal agreement is amended.

VICE MAYOR MICHAEL POLITIS moved, seconded by COMMISSIONER STEPHAN DEMBINSKY to Approve consent agenda item B with the following conditions: there will be no work on weekends and holidays and that work can begin while the formal agreement is amended.

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

Yes: Mayor Nancy Miller, Vice Mayor Michael Politis, Commissioner Chris Conomos, Commissioner Mark Card, Commissioner Stephan Dembinsky

8. OLD BUSINESS:

9. NEW BUSINESS:

- A. Ordinance 2024-05: Voluntary Annexation, 3215 La Paloma Avenue

City Attorney Vose read the ordinance by title only. Community Services Director Stewart Cruz stated the property was single family residential and would remain the same. The owners are currently living up north and spend 3–4 months in the home. Pictures were shown of the property. It was noted that all the requirements of the Florida Statutes were met and staff recommended approval. The property owner, Mr. Kiernan stated that his family loved the city and were anxious to move down permanently. They will be doing short-term rentals, for families only, while they are out-of-state. Director Cruz stated that the city couldn't outlaw or prohibit short-term rentals and it has not been an issue at this location.

COMMISSIONER CHRIS CONOMOS moved, seconded by VICE MAYOR MICHAEL POLITIS to Approve Ordinance 2024-05 on first reading.

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

Yes: Mayor Nancy Miller, Vice Mayor Michael Politis, Commissioner Chris Conomos, Commissioner Mark Card, Commissioner Stephan Dembinsky

B. Direction on Utility Equipment Box Artwork Program (FPL Boxes-Phase 1)

A brief background was provided by Mayor Miller and Community Services Director Stewart Cruz regarding wrapping large utility boxes that are located in the right-of-way. In July 2023, the city commission approved the art program and staff developed a concept plan. Phase 1 was approved last September and money was included in the budget for implementation. Quotes were received and staff would like direction to move forward with phase 1. In order to complete phase 1, an additional \$30,000 would need to be added to the budget. The initial idea of wrapping the box did not include the roof or top. The heat is very brutal and all indications state that the top would need to be reapplied more frequently than the sides. The staff did not recommend this, but does the commission want the roof included? Staff would like direction on where to start the project. From Oceans 25 to the north, there are 20 boxes. There are 10 in the midpoint and south of Dunlawton Avenue has 5 boxes. Staff recommended beginning with the box at Oceans West Blvd. near Oceans 25 and moving north. The final decision for the commission to determine was the design selection on the boxes. There are three designs of various greenery and the commission could use a variety or just one design on all the boxes. Mayor Miller felt the additional funds were a bit high but wanted the project to begin at Oceans 25. She inquired if the county would assist with the boxes located in their parks. Staff will reach out to the county for assistance. Vice Mayor Politis felt that the city had spent a lot of time and money on beautifying the streets. This will complete the look and was in favor of the additional budget funds. Commissioners Card, Conomos and Dembinsky were in agreement and felt staff could choose the appropriate greenery wrap for the area.

VICE MAYOR MICHAEL POLITIS moved, seconded by COMMISSIONER STEPHAN DEMBINSKY to allow staff to increase the budget by \$30,000, to utilize the lowest vendor and complete phase 1. Staff will begin at Oceans 25 property and choose the appropriate design for the surrounding area.

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

Yes: Mayor Nancy Miller, Vice Mayor Michael Politis, Commissioner Chris Conomos, Commissioner Mark Card, Commissioner Stephan Dembinsky

10. CITY ATTORNEY COMMENTS

The City Attorney had no additional comments.

11. CITY MANAGER COMMENTS

The City Manager had no additional comments.

12. COUNCIL COMMENTS:

Mayor Miller had a few announcements that included: the coastal beach cleanup on Saturday, Feb. 17th; the upcoming Citizens Academy beginning February 22nd; Coffee With the Mayor would begin at 9:00 am tomorrow; the Coffee with the Mayor for March was canceled; and food trucks were returning on February 24th. She explained that both she and

Comm. Conomos were not available for the March 9th meeting and wished to cancel.

COMMISSIONER CHRIS CONOMOS moved, seconded by VICE MAYOR MICHAEL POLITIS to cancel the meeting on March 9, 2024.

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

Yes: Mayor Nancy Miller, Vice Mayor Michael Politis, Commissioner Chris Conomos, Commissioner Mark Card, Commissioner Stephan Dembinsky

Vice Mayor Politis provided an update from the recent TPO meeting he attended.

Commissioner Card stated that he had attended his first Economic Development meeting.

13. AUDIENCE REMARKS/PUBLIC COMMENTS:

Ed Miller stated that he had attended the first citizens academy a few years ago and felt it was very educational. He encouraged residents to sign up.

Mel Lindauer wanted to give credit to both the City Manager and Finance Director for enabling the city to earn interest on the current investments.

14. ITEMS RECOMMENDED FOR THE NEXT AGENDA:

There were no additional items added to the agenda.

15. ADJOURNMENT:

The meeting ended at 6:57 pm.

**MAYOR
NANCY MILLER**

**CITY MANAGER
KURT D. SWARTZLANDER**

ATTEST:

CITY CLERK, CHERI SCHWAB