

MINUTES
CITY COMMISSION MEETING
March 26, 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, Commissioner Mark Card **Excused:** Commissioner Stephan Dembinsky.

Staff: City Manager Kurt Swartzlander, City Clerk Cheri Schwab, City Attorney Paul Waters, 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. September 30, 2023 Audit Presentation by James Hallaran, James Moore & Co.

James Hallaran, from James Moore, presented the audit report for 2023. They provided an unmodified opinion with no material weaknesses in internal control over the financial reporting. The fund balances were reviewed as of September 30, 2023. It was noted that the city was awarded the GFOA Certificate of Achievement for Excellence in Financial Reporting for the second consecutive year.

6. APPROVAL OF MINUTES

A. City Commission Minutes February 27, 2024

VICE MAYOR MICHAEL POLITIS moved, seconded by COMMISSIONER CHRIS CONOMOS to Approve the City Commission Minutes of February 27, 2024.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4 No = 0).

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

7. CONSENT AGENDA:

- A. PS February monthly report
- B. Approval for Volusia County Mosquito Control
- C. Community Services Department Monthly Report - February 2024
- D. Executive Financial Summary Report for February 2024
- E. Approval of Agreement to Piggyback Services Contracted by Sourcewell: City Hall Floor Treatment Project

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 = 4 No = 0).

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

8. OLD BUSINESS:

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

Attorney Waters read the ordinance by title only. There were no additional comments or concerns.

VICE MAYOR MICHAEL POLITIS moved, seconded by COMMISSIONER MARK CARD to Adopt Ordinance 2024-02 on second reading.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4 No = 0).

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

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

Attorney Waters ready the ordinance by title only. there were no additional comments or concerns.

VICE MAYOR MICHAEL POLITIS moved, seconded by COMMISSIONER CHRIS CONOMOS to Adopt Ordinance 2024-04 on second reading.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4 No = 0).

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

9. QUASI-JUDICIAL HEARING

- A. Ordinance 2024-07: Rezoning application for recently annexed property located at 3215 La Paloma Avenue

Attorney Waters read the ordinance by title only. The City Clerk swore in all witnesses for the hearing. There was no ex-parte communication by the commission. Community Services Director Stewart Cruz provided a short staff report on the item. It was explained the proposed ordinance would rezone the recently annexed property as required per Florida Statutes. The zoning would change from the county's R9 designation to the city's RSF2 (single family residential). Aerial views of the property and surrounding neighborhood were shown. All the criteria for the application have been met and all due public notice was satisfied. Both the Planning & Zoning Board and staff recommended approval.

VICE MAYOR MICHAEL POLITIS moved, seconded by COMMISSIONER CHRIS CONOMOS to Approve Ordinance 2024-07 on first reading.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4 No = 0).

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

10. NEW BUSINESS:

- A. Ordinance 2024-06: Comprehensive Plan Future Land Use Map Amendment for recently annexed single-family residential property located at 3215 La Paloma Avenue

Attorney Waters read the ordinance by title only. Director Cruz explained that this was a recently annexed property and state law requires that the city assign a future land classification use. The property is a single-family residence. The current county designation is county urban low intensity. The proposed city designation is residential low intensity. All due public notice had been satisfied and both the Planning & Zoning Board and staff recommended approval.

COMMISSIONER CHRIS CONOMOS moved, seconded by COMMISSIONER MARK CARD to Approve Ordinance 2024-06: Comprehensive Plan Future Land Use Map Amendment for recently annexed single-family residential property located at 3215 La Paloma Avenue.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4 No = 0).

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

B. Economic Development Lease Subsidy Grant Application - Walkhart LLC

Community Engagement Director Nancy Maddox provided a brief report. The cafe will be open for breakfast, lunch and dinner. The application was complete and met the required guidelines. The Economic Development Committee met and recommended approval. The co-owners, Shawn Lockhart and Lisa Walker addressed the commission. The cafe is open and they are working on marketing right now.

COMMISSIONER MARK CARD moved, seconded by COMMISSIONER CHRIS CONOMOS to Approve the Economic Development Lease Subsidy Grant for Walkhart LLC.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4 No = 0).

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

11. CITY ATTORNEY COMMENTS

The City Attorney had no additional comments.

12. CITY MANAGER COMMENTS

City Manager Kurt Swartzlander announced that the city had been awarded an appropriation for \$1.3 million to use towards the sewer force main project. The wraps on the FPL boxes should begin within the next few weeks. The contractor has started resurfacing the pickleball courts. That should be completed in the next two weeks.

The City Manager distributed information regarding the county proposing to have paid parking at the county parks. It is unknown what type of impact this will have on city owned parks and side streets. He proposed holding a future workshop to discuss the matter. It was decided to have a workshop on May 14th before the regular City Commission meeting.

13. COMMISSION COMMENTS:

Mayor Miller announced two upcoming events in April; Coffee with the Mayor on April 10th and a concert with food trucks on April 26th. Commissioner Conomos announced that Mulligans Lagoon was now open for miniature golf and pizza. Vice Mayor Politis provided a brief report on the February TPO meeting that he attended.

14. AUDIENCE REMARKS/PUBLIC COMMENTS:

Cassie Rhodes from the Port Orange/South Daytona Chamber of Commerce provided information on upcoming events.

15. ITEMS RECOMMENDED FOR THE NEXT AGENDA:

There were no additional items recommended for the next agenda.

16. ADJOURNMENT:

The meeting ended at 7:03 pm.

**MAYOR
NANCY MILLER**

**CITY MANAGER
KURT D. SWARTZLANDER**

ATTEST:

CITY CLERK, CHERI SCHWAB