

MINUTES
CITY COMMISSION MEETING
April 23, 2024
3000 Bellemead Drive, Daytona Beach Shores, FL 32118

1. CALL TO ORDER BY MAYOR

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

Staff: City Manager Kurt Swartzlander, City Clerk Cheri Schwab, City Attorney Paul Waters, Community Services Director Stewart Cruz, Finance Director Lory Irwin, and Economic Development and Public Affairs Director Nancy Maddox.

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 April 9, 2024

VICE MAYOR MICHAEL POLITIS moved, seconded by COMMISSIONER STEPHAN DEMBINSKY to Approve the City Commission Minutes of April 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

7. CONSENT AGENDA:

A. Public Safety Report - March

B. Community Services Department Monthly Report - March 2024

- C. Approve Shores Community Center's proposed hours of operation.
- D. Approval of Priority Sites Dune Walkover Reconstruction Agreement: Paul Culver Construction, Inc.
- E. March 2024 Executive Summary Report

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 = 5 No = 0).

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

8. OLD BUSINESS:

- A. Ordinance 2024-08: Voluntary Annexation, 3635 Cardinal Boulevard

Attorney Waters read the ordinance by title. Community Services Director Stewart Cruz advised that there had been no changes to the item since the first reading. All statutory requirements had been met and staff recommended approval.

VICE MAYOR MICHAEL POLITIS moved, seconded by COMMISSIONER CHRIS CONOMOS to Adopt Ordinance 2024-08 on second 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. Ordinance 2024-09: Voluntary Annexation, 129 Esmeralda Avenue

Attorney Waters read the ordinance by title. Community Services Director Stewart Cruz advised that there had been no changes to the item since the first reading. All statutory requirements had been met and staff recommended approval.

VICE MAYOR MICHAEL POLITIS moved, seconded by COMMISSIONER MARK CARD to Adopt Ordinance 2024-09 on second 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

C. Ordinance 2024-10: Voluntary Annexation, 110 Van Avenue

Attorney Waters read the ordinance by title. Community Services Director Stewart Cruz advised that there had been no changes to the item since the first reading. All statutory requirements had been met and staff recommended approval.

COMMISSIONER STEPHAN DEMBINSKY moved, seconded by COMMISSIONER CHRIS CONOMOS to Adopt Ordinance 2024-10 on second 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

9. QUASI-JUDICIAL HEARING

10. NEW BUSINESS:

A. Appointment to the Volusia County Interlocal Agreement Oversight Committee for Public School Facility Planning

Director Cruz explained that as part of the agreement, the city needed to appoint a representative to attend the annual meeting. After a brief discussion there was a consensus to appoint Commissioner Dembinsky to the committee.

11. CITY ATTORNEY COMMENTS

There were no additional comments from Attorney Waters.

12. CITY MANAGER COMMENTS

City Manager Kurt Swartzlander recapped the FEMA training that he and staff attended last week.

13. COMMISSION COMMENTS:

Mayor Miller requested to cancel the first meeting in both July and August. The City Commission provided a consensus to do so. She provided an update on upcoming events such as the concert and Coffee with the Mayor. She advised there would be a mental health workshop on July 26th for veterans and residents. There will be a workshop before the May 14th meeting to discuss potential paid beach parking. Vice Mayor Politis advised that he would be attending the next TPO meeting and would report back to the commission.

14. AUDIENCE REMARKS/PUBLIC COMMENTS:

PO/SD Chamber of Commerce President Barbara Ann Heegan provided an update on upcoming events.

John Danis spoke about his concerns regarding the new Form 6 requirement for all city

commissioners. He felt it would be a challenge to entice potential candidates to run for office.

Bob Robacker felt the city lost good representation due to the new Form 6 requirement. With the term limits being the most restrictive in the county, they need to change to keep good people in office.

Anne Martorano from the PO/SD Chamber Board of Directors thanked the commission for supporting the chamber and having a local office.

Gerry Boocock felt that small cities could struggle with maintaining good leadership. He thought that having to complete Form 6 now would not make many not want to serve.

Mel Lindauer felt that the new requirement of completing Form 6 would limit the pool of people who want to run for office. He would like to see term limits addressed as the city has the most restrictive terms in the county.

Kate Danis stated she is proud to live in the US and treasured having a democracy. She encouraged the commission to discuss term limits and potential changes.

Mayor Miller stated that she felt Form 6 was here to stay even though there is a state appeal filed. Term limits are part of the City Charter and the commission can choose to put a question on the ballot for the voters to decide if they would like them changed again.

Attorney Waters explained that lawsuits will take a while, so form 6 will need to be completed this year. Once the first one is completed, the information is available for anyone to view.

The attorney suggested that a discussion item be put on the next agenda and a few draft ordinances for the commission to consider. The commission gave a consensus to add these to the next agenda.

15. ITEMS RECOMMENDED FOR THE NEXT AGENDA:

Discussion and draft ordinances on term limits.

16. ADJOURNMENT:

The meeting ended at 7:04 pm

**MAYOR
NANCY MILLER**

**CITY MANAGER
KURT D. SWARTZLANDER**

ATTEST:

CITY CLERK, CHERI SCHWAB