



**THE CITY OF DAYTONA BEACH  
BUSINESS MEETING OF THE CITY COMMISSION  
AUGUST 15, 2018  
COMMISSION CHAMBERS  
6:00 PM**

**AGENDA**

Website Address - [www.codb.us](http://www.codb.us) (City Clerk)

**NOTICE-** If any person decides to appeal any decision of the City Commission at this meeting, he/she will need a record of the proceedings and, for that purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The City does not prepare or provide such a record.

	<p><b>For special accommodations, please notify the City Clerk's Office at least 72 hours in advance. (386) 671-8020</b></p>		<p><b>Help for the hearing impaired is available through the Assistive Listening System. Receivers can be obtained from the City Clerk's Office.</b></p>
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In accordance with the Americans with Disabilities Act (ADA), persons needing a special accommodation to participate in the Commission proceedings should contact the City Clerk's Office not later than three days prior to the proceedings.

- 1. ROLL CALL.**
- 2. INVOCATION.**
- 3. PLEDGE OF ALLEGIANCE TO THE FLAG.**

## AGENDA

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- 1. ROLL CALL.**
- 2. INVOCATION.**
- 3. PLEDGE OF ALLEGIANCE TO THE FLAG.**
- 4. APPROVAL OF MINUTES.**

**4.A. [Approval of Minutes](#)**

Approval of the Minutes of the July 18, 2018 Business Meeting of the City Commission held at City Hall, 301 South Ridgewood Avenue, Daytona Beach, Florida.

**5. AGENDA APPROVAL.**

*THOSE MATTERS INCLUDED UNDER THE CONSENT AGENDA ARE SELF-EXPLANATORY AND ARE NOT EXPECTED TO REQUIRE REVIEW OR DISCUSSION. ITEMS WILL BE ENACTED BY ONE MOTION. IF DISCUSSION IS DESIRED BY ANY MEMBER OF THE COMMISSION, THAT ITEM MUST BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.*

**6. PRESENTATION.**

**6.A. [Presentation - City of Daytona Beach Mayor's Charity Golf Tournament - Volusia Volunteers in Medicine \(pp. 12-14\)](#)**

Presentation to the Volusia Volunteers in Medicine from the 39th Annual City of Daytona Beach Mayor's Charity Golf Tournament.

Mayor Henry to present.

**6.B. [BEAUTIFICATION AWARDS - AUGUST 2018 \(pp. 15-17\)](#)**

Residential Award:

Chesney Johnson, 372 Dahoon Holly Drive, City Commissioner Dannette Henry, Zone 5, to present.

Commercial Award:

Tarragona Shops, 1173 West International Speedway Boulevard, Mayor Derrick L. Henry to present.

**7. CITIZENS.****7.A. PUBLIC COMMENTS BY THE PEOPLE ADDRESSING THE CITY COMMISSION**

During this time Citizens have the opportunity to address the City Commission on any item on the Consent Agenda. Items or discussions not listed on the Agenda will not be heard during this comment section.

**8. CONSENT AGENDA.**

*PLEASE NOTE: ITEMS PULLED FROM THE CONSENT AGENDA MAY BE REMOVED FROM CONSIDERATION BY THE CITY COMMISSION AND CONTINUED FOR TWO (2) WEEKS UNTIL THE NEXT REGULARLY SCHEDULED CITY COMMISSION MEETING. (ONLY MEMBERS OF THE CITY COMMISSION MAY REMOVE ITEMS FROM THE AGENDA).*

**8.A. City Manager's Office - Team Volusia Economic Development Corporation, Inc. - 2018-2019 Cooperative Agreement (pp. 19-26)**

**Resolution** approving the 2018-2019 Cooperative Agreement with Team Volusia Economic Development Corporation (TVEDC) in the amount of \$32,769. The amount is calculated using the City's population per U.S. Census data times the .50 per capita rate charged to each respective TVEDC member and is an increase of \$500 from fiscal year 2017-2018. Per the agreement, TVEDC will provide economic development services related to recruiting new businesses, retaining existing businesses and facilitating business expansions in Daytona Beach. TVEDC will account for the use of these funds as measured by reports on its activities, including any programs, goals and accomplishments. Funds available in the General Fund.

Recommendation: City Manager recommends adoption of the Resolution.

**8.B. City Manager's Office - Budget Division - Budget Amendment (pp. 27-32)**

**Resolution** amending Resolution No. 17-379 (as previously amended), which adopted the FY 2017/18 budget, in order to increase revenues by \$ 280,802, operating expenditures by \$ 270,542, and transfers by \$ 10,260.

This budget amendment transfers available funds from the Water & Sewer Improvements Fund to the State Revolving Loan (Stormwater) Fund in order to provide necessary funds for the Grounds Maintenance Property Redevelopment project and increases the budget for reimbursed insurance claims.

Recommendation: Budget Officer recommends adoption of the Resolution.

**8.C.** [Legal Department - Shykeitha Sheffield - Settlement of Claim \(pp. 33-37\)](#)

**Resolution** authorizing payment in the amount of \$28,000 to Shykeitha Sheffield and her attorney, Jeffrey Humphries, Esq., for release of all claims and full settlement arising from injuries allegedly sustained from a September 19, 2015, automobile accident involving a police vehicle. Funds available in the Consolidated Insurance Fund. □

Recommendation: City Attorney recommends adoption of the Resolution.

**8.D.** [Human Resources Department - International City/County Management Corporation-Retirement Corporation \(ICMA-RA\) -Agreement Amendment \(pp. 38-52\)](#)

**Resolution** approving the amended Governmental Money Purchase Plan and Trust Adoption Agreement between the City and the International City/County Management Corporation-Retirement Corporation (ICMA-RC) increasing the City's contributions to the 401A plan for General, Administrative, Professional and Technical employees in Plan #109439 from 7.92% to 8.26% commensurate with FY2018-2019. The quantity of employees has decreased through attrition resulting in an overall decrease in projected annual employer cost by \$359 from \$88,177 to \$87,818. Funds available in various funds.

Recommendation: Human Resources Director recommends adoption of the Resolution.

**8.E.** [Development and Administrative Services, Permitting and License Division - Samsula Demolition - Emergency Demolition - 126 Orange Ave \(a/k/a 124 Orange Ave\) \(pp. 53-64\)](#)

**Resolution** ratifying the emergency demolition, by Samsula Demolition, of 126 Orange Ave. (a/k/a 124 Orange Ave) in the amount not to exceed \$126,000, deemed to be imminent danger, as the result of fire damage. Funds available in the General Fund.

Recommendation: Deputy City Manager / Administrative Services recommends adoption of the Resolution.

**8.F.** [Public Works Department/ Engineering Division - Lassiter Transportation Group, Inc., Parker Mynchenberg and Associates, The RAM Professional Group - Continuing General Municipal Professional Engineering Services Contract Acceptance \(pp. 65-158\)](#)

**Resolution** authorizing the acceptance of Continuing General Municipal Professional Engineering Services Contracts with Lassiter Transportation Group, Inc. (LTG), 1450 West Granada Blvd, Suite 2, Ormond Beach, FL, Parker Mynchenberg and Associates (PMA), 1729 Ridgewood Avenue, Holly Hill, Florida 32117, and The RAM Professional Group, 8298 Bayberry Road, Suite 100, Jacksonville, FL. □

The City advertised a Request for Proposals (RFP) on February 1, 2018 for Continuing General Municipal Professional Engineering Services Contracts. Nine (9) Engineering Consultants submitted by February 23, 2018 in response to the request for proposals (RFP). The Selection Committee recommended contract negotiations with Lassiter Transportation Group, Inc., Parker Mynchenberg and Associates (PMA), and The RAM Professional Group. This is a two-year contract with three renewal options of one-year each. No funding is necessary.

**Recommendation:** Deputy Public Works Director recommends adoption of the Resolution.

**8.G.** [Public Works/Administration Department - Blue Ribbon Pools - Breakers Park Splash Pad & Oceanfront Clock Tower Fountain Annual Pool Maintenance - Lowest Responsive and Responsible Bid Contract Award \(pp. 159-183\)](#)

Resolution awarding a one-year contract with three (3) one-year renewal options to the lowest responsive and responsible bidder, Blue Ribbon Pools, 400 Venture Drive, Suite A, South Daytona, Florida 32119 in an amount not to exceed \$26,120. The Facilities Property Maintenance Division is responsible for the maintenance of the Breakers Splash Pad and Oceanfront Clock Tower. This annual contract will provide daily pool equipment maintenance services, and chemicals to the Breakers Splash Pad and Clock Tower fountain pool. Funds available in the Pier Fund.

**Recommendation:** Deputy Public Works Director recommends adoption of the Resolution.

**8.H.** [Public Works, Technical Services Division - P&S Paving - Work Authorization No. 16 \(pp. 184-190\)](#)

**Resolution** approving Work Authorization No. 16 in the amount of \$26,022 under Contract No. 0115-2650 with P&S Paving, Inc., 3701 Olson Drive, Daytona Beach, FL 32124 to Mill and Resurface Shady Place between Beach

Street and the gate for Bethune Point Waste Water Treatment Plant. Funds available in the Transportation 5 Cent Gas Tax Fund.

Recommendation: Deputy Public Works Director recommends adoption of the Resolution.

**8.I.** [Utilities Department - Westside Regional Water Reclamation Facility Improvements- Construction Manager at Risk Contract Approval - Approval of Work Authorization No. 21 with Carollo Engineers for Construction Engineering and Inspection \(pp. 191-304\)](#)

**Resolution** approving:

- a Construction Manager at Risk Contract (City Contract No. 0317-2370) with PC Construction Company, 193 Tilley Drive, South Burlington, VT 05403, for construction of Westside Regional Water Reclamation Facility (WRF) Improvements in an amount not to exceed \$39,918,677; and
- Work Authorization No. 21 under a continuing professional services contract (City Contract No. 1307-1022) with Carollo Engineers, for provision of construction engineering and inspection services needed in association with PC Construction Company's construction work in an amount not to exceed \$1,716,507.97.

The purpose of this request is to construct the Westside Regional WRF Improvements. These improvements include the following three projects:

- RAS/WAS Pump Station Modifications and Bardenpho™ Stage 5 Aeration Improvements
- Bardenpho™ Stage 3 Improvements
- Tertiary Deep-Bed Sand Filters

Construction is anticipated to be completed by September 2020. Funds available in the State Revolving Loan - W&S Construction Fund.

Recommendation: Interim Utilities Director recommends adoption of the Resolution.

**8.J.** [Utilities Department - Carollo Engineers, Inc. - Wastewater Master Plan - RFP No. 0418-0680 \(pp. 305-352\)](#)

**Resolution** approving Professional Engineering Consultant Contract No. 0418-0680 with Carollo Engineers, Inc., 200 East Robinson Street, Suite 1400, Orlando, FL 32801 for development of a Wastewater Master Plan in an amount not to exceed \$549,590.56. The purpose of this item is to provide professional engineering services for the development of an updated 20-year Wastewater Master Plan to evaluate the existing collection system and

develop a capital improvement program to address future wastewater flows. Funds available in the Renewal and Replacement 8% Fund.

Recommendation: Interim Utilities Director recommends adoption of the Resolution.

**8.K.** [Finance Department - Allocation of Bike Week Sponsorship Funds \(pp. 353-354\)](#)

**Resolution** authorizing payment in the amount of:

\$150 to Devine Deliverance Ministries, for the 2018 Love Our Community/Family & Friends event to be held on August 24-26, 2018 from the Bike Week Sponsorship Funds of Mayor Derrick Henry.

\$165 to Alpha Phi Alpha Fraternity, Inc., for the Black Diamond Soiree Scholarship Fundraiser from the Bike Week Sponsorship Funds of Commissioner Dannette Henry.

Recommendation: Chief Financial Officer recommends adoption of the Resolution.

**9. PUBLIC HEARINGS.**

**9.A.** [Development and Administrative Services, Planning Division - Best Buy - Rezoning, Planned Development-General \(pp. 355-392\)](#)

**Ordinance on second reading - Quasi-Judicial Hearing** - amending the Best Buy Planned District Agreement to allow for additional wall signage on the retail facility located at 1900 W. International Speedway Boulevard, and authorizing the Mayor to execute the Third Amendment to the Best Buy Planned District Agreement. Applicant: Monica Pomroy, Interplan LLC, on behalf of Daytona BTBY Holdings LLC, Daytona BB LLC, and Clocktower Wolf LLC.

Dennis Mrozek, Planning Director, to report.

Recommendation: Planning Board recommends approval 6-to-0.

Action: Motion to adopt Ordinance.

**9.B.** [Legal Department - City Code Amendment Under Chapter 86, "Streets, Sidewalks And Other Public Places" - Adding A New Section Providing For Trespass Warnings \(pp. 393-395\)](#)

**Ordinance on second reading - PUBLIC HEARING** - amending Chapter

86, “Streets, Sidewalks and Other Public Places,” of the City Code of Ordinances by adding a new section providing for trespass warnings under certain circumstances for public property and other property generally open to the public.

Robert Jagger, City Attorney, to report.

Recommendation: City Attorney recommends approval.

Action: Motion to adopt Ordinance.

- 10. COMMENTS AND INQUIRIES FROM THE CITY COMMISSION - CITY MANAGER AND CITY ATTORNEY REPORT.**
- 11. ADJOURNMENT.**
- 12. PUBLIC COMMENT FORUM - DURING THIS TIME CITIZENS ARE ALLOWED 2.5 MINUTES TO SPEAK ON ANY TOPIC OF CONCERN. Please be courteous and respectful of the views of other speakers. Personal attacks on the City Commission, City Staff or members of the public are not allowed.**