



**THE CITY OF DAYTONA BEACH  
BUSINESS MEETING OF THE CITY COMMISSION  
JULY 1, 2020  
CITY COMMISSION CHAMBERS  
6:00 PM**

**AGENDA**

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

**NOTICE-** Pursuant to Section 286.0105, Florida Statutes, if any person decides to appeal any decision made by the City Commission at this public meeting, such person will need a record of the proceedings and, for that purpose, such person 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.

	<b>For special accommodations, please notify the City Clerk's Office at least 72 hours in advance. (386) 671-8020</b>		<b>Help for the hearing impaired is available through the Assistive Listening System. Receivers can be obtained from the City Clerk's Office.</b>
--	---	--	---

In accordance with the Americans with Disabilities Act (ADA), persons with a disability needing a special accommodation to participate in the City Commission meeting should contact the City Clerk's Office, 301 S. Ridgewood Ave, Room 210, Daytona Beach, FL 32114, Telephone: (386) 671-8023, Email: [clerk@codb.us](mailto:clerk@codb.us) not later than 72 hours prior to the proceedings. If you are hearing or voice impaired contact the relay operator at 1-800-955-9771.

**1. ROLL CALL.**

# AGENDA

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

**NOTICE-** Pursuant to Section 286.0105, Florida Statutes, if any person decides to appeal any decision made by the City Commission at this public meeting, such person will need a record of the proceedings and, for that purpose, such person 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.

	<b>For special accommodations, please notify the City Clerk's Office at least 72 hours in advance. (386) 671-8020</b>		<b>Help for the hearing impaired is available through the Assistive Listening System. Receivers can be obtained from the City Clerk's Office.</b>
---	---	---	---

In accordance with the Americans with Disabilities Act (ADA), persons with a disability needing a special accommodation to participate in the City Commission meeting should contact the City Clerk's Office, 301 S. Ridgewood Ave, Room 210, Daytona Beach, FL 32114, Telephone: (386) 671-8023, Email: [clerk@codb.us](mailto:clerk@codb.us) not later than 72 hours prior to the proceedings. If you are hearing or voice impaired contact the relay operator at 1-800-955-9771.

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 June 3, 2020 Regular City Commission Meeting held at City Hall, 301 S. Ridgewood Avenue, Daytona Beach, FL

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. [Development Services/Cultural Services - Friends of the Bandshell's Plans to Host Summer Concerts at the Bandshell \\*Addenda added 06-29-20\\*\\*](#)

**Presentation - Friends of the Bandshell's Plans to Host Summer Concerts at**

the Bandshell. At the June 17, 2020 City Commission meeting, the Commission directed the "Friends of the Bandshell" to present a plan to safely allow concert audiences to attend shows at the Bandshell. If the Commission approves the Friday/Saturday Bandshell concert series to proceed, it is proposed the plans standards will be followed on Friday (City Concerts) and Saturday (Friend's Concerts) to put on shows at the Bandshell.

## 7. CITIZENS.

### 7.A. [PUBLIC COMMENTS BY THE PEOPLE ADDRESSING THE CITY COMMISSION](#) (pp. 21-22)

#### **EMERGENCY PROCEDURES FOR PUBLIC MEETINGS AND PUBLIC COMMENTS**

During this time of extraordinary circumstances dealing with the declared State of Emergency associated with the COVID-19 pandemic, the City is temporarily allowing online public comments, and limited real-time public comments at City Hall, for public meetings of the City Commission and the various City Boards consistent with the requirements of the Governor's Executive Orders Nos. 20-69 (Local Government Public Meetings), 20-91 (Essential Services and Activities), and 20-112 (Phase 1 Plan).

**Online Public Comment Forms**. The City is providing an online Public Comment Form to allow members of the public to submit public comments for each public meeting of the City Commission or a City Board. The Public Comment Form may be found at <https://www.codb.us/comments>. Please follow the directions on the Form to ensure proper electronic submission to the City. All Public Comment Forms completed and properly transmitted before 5 p.m. on the day prior to the public meeting will be provided to City Commission or Board members, as applicable, for their review and consideration prior to the public meeting. Any Public Comment Forms submitted after 5 p.m. on the day prior to the meeting will be provided to Commission or Board after the public meeting. All Public Comment Forms will be included in the official meeting records and retained by the City Clerk or the Board Secretary as a public record. The City Commission and City Boards will not be taking general public comment on matters that are not on the agenda or will not be voted upon at the public meeting. If you have issues with accessing, completing, or submitting the online Public Comment Form please email us at [comments@codb.us](mailto:comments@codb.us) or call 386-671-8023.

**Public Comments on Propositions before the City Commission or a Board**. Although persons are strongly encouraged to submit online Public

Comment Forms during this State of Emergency, persons may visit City Hall during a public meeting to make public comments on propositions coming before the City Commission or Board for a vote, subject to these City procedures and all social distancing requirements established by the Governor's Executive Orders. The Commission Chambers will be closed to the public. Commission or Board members may be physically present in the Chambers, or may appear via communications media technology. The City Hall lobby will be equipped with a lectern and microphone for public comment, and an audio/video feed to the Commission Chambers. Forms will be provided for persons to fill out who wish to make public comment. Persons may enter the lobby to speak on an item before the Commission or Board at appropriate times, when called upon, subject to such time limitations as may be imposed by the public body. The lobby will also have a limited defined area, with social distancing, for persons waiting to make public comment. In addition, the exterior entryway to City Hall will be equipped with a loudspeaker for persons waiting for permission to enter to make public comment due to space limitations in the lobby. Persons may also monitor public meetings from their iPhone, iPad, or other electronic device at <https://www.codb.us/618/DBTV>, and enter City Hall for public comment at appropriate times, when called upon. Persons who have finished speaking or not intending to speak on a matter coming before the Commission or Board will not be permitted to remain in City Hall. All persons must comply with social distancing requirements while at City Hall, such as by remaining at least 6 feet apart. Use of facial masks is mandatory to combat the spread of the COVID-19 disease.

## **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. [Legal Department - Resolution Extending Local State of Emergency \(pp. 23\)](#)**

A RESOLUTION EXTENDING THE LOCAL STATE OF EMERGENCY DUE TO COVID-19 FOR AN ADDITIONAL SEVEN DAY PERIOD ENDING JULY 8, 2020; RATIFYING MAYORAL EXECUTIVE ORDER NO. 9; AND PROVIDING AN EFFECTIVE DATE.

Recommendation: City Attorney recommends adoption of the Resolution.

### **8.B. [Business Enterprise Management Department - Ring Power Corporation - Construction Equipment Purchase \(pp. 24-30\)](#)**

**Resolution** authorizing the purchase of a Caterpillar 420F-IT Backhoe Loader from the Florida Sherriff's Association Bid FSA18-VEH16.0, specification No.41 and No.28 with options from Ring Power Corporation, 500 World Commerce Parkway, St. Augustine, FL 32092 in the total amount of \$90,812 after net trade-in of \$9,000. Funds are available in the Water and Sewer Fund.

Recommendation: Business Enterprise Management Director recommends adoption of the Resolution.

**8.C.** [Police Department - FWC Grant; Derelict Vessel Removal; Waiver of Competitive Bidding \(pp. 31-88\)](#)

**Resolution** waiving the competitive bidding process would allow the derelict vessel removal to occur almost immediately and without additional cost to the City. On March 4, 2020, City Commission adopted Resolution 2020-61 authorizing submittal of a grant application to the Florida Fish and Wildlife Commission (FWC) in the amount of \$63,000 for the removal of 11 derelict vessels in the City's jurisdictional waterways. As part of the grant application, three vendor quotes were sought; with only one vendor who was responsive. That quote was used as the basis for the grant submission and the amount of the quote was subsequently approved by FWC. The Police Department is requesting the waiver of the competitive bidding process as outlined in Code of Ordinances of the City of Daytona Beach Section 30-58 for this grant funded project. The cost of the vessel removal is increasing as these vessels continue to shift and further submerge. The vendor has agreed to remove all 11 vessels outlined in the grant and three others damaged by Hurricane Irma for their original corresponding quotes. Increasing costs based on further delays could jeopardize the FWC grant award and shift the removal expense responsibility to the City.

Recommendation: Chief of Police recommends adoption of the Resolution.

**8.D.** [Risk Management - Wright National Insurance Company - Flood Insurance Renewal \(pp. 89-98\)](#)

**Resolution** accepting renewal proposals submitted by Wright National Flood Insurance Company, P.O. Box 33003, St. Petersburg, FL 33733 for an annual premium in the amount of \$50,072 for flood insurance coverage for various City-owned properties in flood zones for the period of July 25, 2020 to July 25, 2021. This is an increase from last year's premium by \$506 due to rate increases and claims history (Hurricane Irma). Also, authorizing payment for an additional flood premium, not to exceed \$15,000, for additional properties determined to be in flood zones and for adjustments in property values that may cause a need for an increase of coverage during the policy period of July 25, 2020 to July 25, 2021. Funds are available in the

Consolidated Insurance Fund.

Recommendation: Human Resources Director recommends adoption of the Resolution.

**8.E.** [Finance Department - Issuance of Capital Improvement Refunding and Revenue Note, Series 2020 \(pp. 99-134\)](#)

**Resolution** authorizing the forward delivery note purchase agreement (loan documents) with STI Institutional & Government Inc in order to issue the Capital Improvement Refunding and Revenue Note, Series 2020 (2020 loan).

The 2020 loan will be used as provided within Ordinance 2020-128 for the refunding of the Capital Improvement Revenue Bonds Series 2011A bonds, using excess savings and reserves from the refunding to finance certain acquisition, construction, and improvement costs within the Main Street CRA area, and paying closing costs. The forward delivery method is being used because the bonds are not callable until November 2020 and the City desires to lock in the interest rate and the bank's lending capacity today. The 2020 loan closing will occur on or before July 8, 2020 and on November 2, 2020. The loan documents contain the specifics for the 2020 loan:

- Principal - \$24,280,000.00 (2011A balance is \$21,425,000.00);
- Interest rate - 2.20% (old bonds ranged between 3.5% and 5%);
- Final loan payment - Due FY2031 (same as the existing loan);
- Average annual debt service payment - \$2.5 million (same as the existing loan); and
- Pledged Funds - Main Street CRA tax increment funds (same as the existing loan)

Main Street CRA Fund FY2020 adopted budget has funding for the 2011A Series debt service payments which will be used for the 2020 loan. Any costs paid in FY20 will be reimbursed by the 2020 loan when it closes in November 2020. Funding in future fiscal years will be included in the annual CRA budget.

Recommendation: Chief Financial officer recommends adoption of the Resolution.

**8.F.** [Utilities Department - Chinchor Electric, Inc. - Bethune Point Water Reclamation Facility \(WRF\) - Lowest Responsive Bid Award \(pp. 135-162\)](#)

**Resolution** awarding Bid No. 20343 to Chinchor Electric, Inc., 1460 S. Leavitt Avenue, Orange City, FL 32763, for replacement of the emergency standby generator at Bethune Point WRF in the amount of \$1,674,624.58.

The purpose of this request is to provide reliable and safe emergency standby generator capacity needed for uninterrupted treatment during power outages. The Bethune Point WRF Generator Replacement Project consists of construction of two 0.75 kilowatts (kW) emergency standby generators for a total standby capacity of 1.5 megawatts (MW). The Bethune Point WRF currently utilizes a 0.6 kW generator that requires manual load shedding and manual transfer to generator power. The existing system poses both safety and operational concerns. This project will allow transferring to generator power to happen automatically and will provide sufficient capacity to operate all treatment units during a power outage in a safe manner.

The City advertised Bid No. 20343 for the Bethune Point WRF Generator Replacement Project on March 11, 2020, and received six bids on May 4, 2020. Based upon a review of the bids, it was determined that Chinchor Electric, Inc., is the lowest responsive bidder with a final bid price of \$1,674,624.58. Construction is anticipated to be completed in May 2021. Funds are available in the Water and Sewer Renewal & Replacement 5% (\$475,760); Water and Sewer Renewal & Replacement 8% (\$216,217) and the Water & Sewer Construction Bank Loans (\$982,647.58)

Recommendation: Utilities Director recommends adoption of the Resolution.

**8.G.** [Development and Administrative Services - Authorization to submit Substantial Amendment to the 2019-2020 Annual Action Plan \(AAP\) and Citizen Participation Plan in response to the COVID-19 Pandemic \(pp. 163-185\)](#)

**Resolution** approving amendments to the City's existing 2019-2020 Annual Action Plan (AAP) and Citizen Participation Plan (CPP) for submittal to the U.S Department of Housing and Urban Development (HUD) in response to the COVID-19 Pandemic. The 2019-2020 AAP, previously approved, is being amended to allow use of grant funds to provide subsistence payments that will help ensure housing stability for low to moderate income workers impacted by reduced income due to job loss or reduced work hours as a result of the COVID-19 Pandemic. Modifications to the AAP include: \$200,000 budgeted reduction in "Public Facility Improvement" activities, \$50,000 budgeted reduction in "Housing Delivery Services" activity, and \$250,000 budgeted increase in "Public Services" activity to provide temporary financial relief for housing expense to eligible residents. Additionally, the AAP amendment include adding new special grant funds awarded to the City in the amount of \$368,529 from the Coronavirus Aid, Relief, and Economic Security Act (CARES ACT), Public Law 116-136, signed March 27, 2020 by the President of the United States.

The CARES ACT funds will be used to provide subsistence payments for

eligible residents and/or in accordance with any other HUD guidelines to prevent, prepare for, and respond to the COVID-19 Pandemic. The City's Citizen Participation Plan amendment include added language that during declared emergencies, the 30-day statutory requirement to allow citizens the opportunity to comment on the City's AAP and Consolidated Plan amendments will be reduced to 5-days or comply with any waivers granted by HUD.

Recommendation: Deputy City Manager recommends adoption of the Resolution.

**8.H.** [Development and Administrative Services, Community Development - Authorization to Submit the 2020-2021 Annual Action Plan \(AAP\) to the U.S. Department of Housing and Urban Development to Secure Grant Funding \(pp. 186-221\)](#)

**Resolution** approving the submittal of the 2020-2021 Annual Action Plan (AAP) to the U.S. Department of Housing and Urban Development (HUD) required to apply for Community Development Block Grant (CDBG) and Home Investment Partnership (HOME) program funding.

The AAP describes the proposed use of grant funds and planned activities to help meet housing and community needs in the city. This AAP is specific to the Five Year Consolidated Plan approved by the City Commission July 20, 2016 – Resolution No. 16-207. HUD has allocated \$626,468 in CDBG and \$403,958 in HOME grant funds to the City of Daytona Beach for the period October 1, 2020 through September 30 2021. The level of funding is consistent with previous awards. A virtual public meeting was held and a public notice was published in the Daytona Beach News-Journal to describe the proposed use of funding and planned grant activities. No citizen comments were received during the citizen comment period.

This item also includes a request authorizing City Manager and Mayor to implement actions deemed essential to the delivery of planned activities and programs contained in the AAP using the grant funds including: accepting the funds if awarded; authorizing the Mayor to execute deeds; and authorizing the City Manager or his designee to execute and enforce security documents; and authorizing the City Manager to procure and expend HUD grant funds not to exceed grant regulation expense limits for activities and programs identified in the AAP.

Recommendation: Deputy City Manager recommends adoption of the Resolution.

**8.I.** [Development and Administrative Services - Authorization to Submit the 2020-2023 Local Housing Assistance Plan \(LHAP\) for State Housing](#)



[Initiatives Partnership \(SHIP\) Grant Funding \(pp. 222-248\)](#)

**Resolution** approving the submittal of the City's 2020-2023 Local Housing Assistance Plan (LHAP) to the Florida Housing Finance Corporation to apply for State Housing Initiatives Partnership (SHIP) grant funding. SHIP grant funding is a dedicated revenue source in the State of Florida from the William E. Sadowski Affordable Housing Act of 1992. The primary purpose of SHIP funds is for the production and preservation of affordable housing. The City of Daytona Beach is an Entitlement agency and recipient of SHIP grant funding. The LHAP must be submitted every three (3) years to obtain funding. The LHAP describes planned use of funds to help meet housing needs in the city. SHIP funding allocations vary from year to year. A public notice was published and a public meeting was held, no citizen comments were received.

This item further request authorization for the City Manager and Mayor to perform actions necessary to implement the activities described in the City's 2020-2023 LHAP inclusive of: accepting the funds if awarded; authorizing the Mayor to execute deeds; authorizing the City Manager or his designee to execute agreements and security documents; and increase the City Manager's purchase authority for SHIP grant procurements, not to exceed assistance levels govern by SHIP regulations, to effectively complete grant activities timely.

Recommendations: Deputy City Manager recommends adoption of the Resolution.

**8.J.** [Public Works/Technical Services Division - Onuqua, LLC - Henry Lee Park Improvements - Bid Award \(pp. 249-376\)](#)

**Resolution** awarding a Contract to the lowest responsive bidder, Onuqua LLC, 2210 West 1st Street, Sanford Florida 32771, in the amount of \$54,790 to construct improvements (one new pavilion) at Henry Lee Park. The construction of the pavilion is the last piece of major park renovations at Henry Lee Park. The prior improvements include a new playground, new fencing, new connectivity sidewalks, new parking areas, new landscaping and irrigation, a new electrical service, and a resurfaced basketball court. All of the above improvements are associated with and are funded by a Racing and Recreation Facilities District Grant. The improvements referenced above will increase the usability and enjoyment of the park for residents of Daytona Beach. Funds are available in the Grant Projects Fund (\$50,309.23 and the Facilities Property Maintenance Fund (\$4,480.77).

Recommendation: Public Works Director recommends adoption of the Resolution.

8.K. [Public Works/ Administration Division - Carter Electric Company - Ratification of A1A Lighting Emergency Repairs – Hurricane Irma \(pp. 377-383\)](#)

**Resolution** ratifying the emergency repairs of 45 light fixtures on A1A, from International Speedway Boulevard to Seabreeze Boulevard from damages resulting from Hurricane Irma for a total of \$30,375, completed by Carter Electric Company, 231 Jean Street, Daytona Beach, FL 32114. Carter Electric Company completed the emergency repairs in an expedient manner, to correct the unsafe condition created by Hurricane Irma. The damage of 45 light fixtures along A1A created an unsafe condition for vehicles and pedestrians in the area. The emergency repairs were necessary to ensure public safety in this corridor. Purchase Order 11004 was opened in October 2017 and closed November 2017 once the invoice was processed per an emergency request. The ratification was not completed due to a clerical oversight and is therefore being presented to City Commission to complete the approval process. Funds available in the FEMA - Storms Event Fund (\$26,578.13) and the General Fund (\$3,796.87).

Recommendation: Public Works Director recommends adoption of the Resolution.

8.L. [Public Works/Administration Division - Redman Consulting Group, LLC. - Technical Review Services - Ratification to Purchase Order 17579 \(pp. 384-391\)](#)

**Resolution ratifying** an increase to purchase order 17579 for Redman Consulting Group, Inc., 7017 S Atlantic Ave., New Smyrna Beach, FL 32169, for the continuation of technical review services on an as-needed basis for development projects for an amount not to exceed \$40,000. Redman Consulting Group, Inc. was hired on a trial basis to review development projects referred to Public Works by the Technical Review Team (TRT). The services have had a positive effect on the department's performance and customer service. Services will continue to include coordinating the preliminary and final plat review, approval, and recording process, all Right of Way vacation City Staff reviews, City Commission approval processes, as well as attending all TRT meetings relating to current projects.

RCG has staff with a unique understanding of the City's development review process with the Technical Review Team. The continued vacancies within the department have necessitated a need to hire RCG for the continuation of technical review services on an as-needed basis. RCG was hired on a trial basis in accordance with the Purchasing Code, Section 30-57 - Other procurements authorized without competitive selection, subsection (2).

Funds are available in the General Fund.

Recommendation: Public Works Director recommends adoption of the Resolution.

**8.M.** [Public Works/Administration Division - FEMA Contract Amendments \(pp. 392-445\)](#)

**Resolution** authorizing amendments to the following contracts:

- Saboungi Construction, Inc., 290-A North U.S. Highway 1, Ormond Beach, FL 32174
  - Project: Bethune Point Observation Pier
- Dredging & Marine Consultants, LLC., 4643 S Clyde Morris Blvd., Westport Center Suite 302, Port Orange, FL 32129
  - Project: Manatee Island Day Dock Repairs
- Samsula Waste, Inc. dba Samsula Marine Division, 2455 Tomoka Farms Rd., Port Orange, FL 32128
  - Project: Colin's Park Pier and Day Dock Repair
- Samsula Waste, Inc. dba Samsula Marine Division, 2455 Tomoka Farms Rd., Port Orange, FL 32128
  - Project: Bethune Point Park Accessory Dock Repair
- Samsula Waste, Inc. dba Samsula Marine Division, 2455 Tomoka Farms Rd., Port Orange, FL 32128
  - Project: Manatee Island Day Dock Repair

The Florida Department of Emergency Management requested amendments to contracts related to FEMA/State reimbursements. The amendments are to strengthen and demonstrate the City's intent to comply with Federal procurement regulations. No funding is associated with this request.

Recommendation: Public Works Director recommends adoption of the Resolution.

**8.N.** [Public Works/Streets and Grounds Maintenance - Yellowstone Landscape-Southeast, LLC - Amendment No. 1 to Contract 0118-0090-Beville Road Landscape Maintenance \(pp. 446-473\)](#)

**Resolution** authorizing Amendment No. 1 to the General Service Contract No. 0118-0090 with Yellowstone Landscape-Southeast, LLC, 500 Fentress Boulevard, Daytona Beach, Florida 32114, in an amount not to exceed \$48,268. Amendment No. 1 will add the First Step Shelter property located at 3889 West International Speedway Boulevard, Daytona Beach, Florida 32114, under the same terms and conditions. This will meet the City's goal of providing consistent landscape maintenance, higher levels of agronomic and horticultural practices and a sustainable landscape that will be improved and aesthetically pleasing to this added property. On March 7, 2018 the City

Commission adopted Resolution No. 18-79 accepting the low bid from Yellowstone Landscape-Southeast, LLC to provide Landscape Maintenance services on Beville Road in the amount not to exceed \$98,885. Yellowstone has a proven record of providing consistent services. Their efforts have demonstrated the ability to improve the quality of the landscape appearance of the property under contract. Funding in the amount of \$12,066.99 for the remainder of this fiscal year is available in the General Fund. Funding in the amount not to exceed \$147,153 per year is subject to budget appropriations for the remaining years of the Contract.

Recommendation: Public Works Director recommends adoption of the Resolution.

**8.O.** [Public Works/Administration Division - Traffic Control Devices, Inc. - Ratification of Emergency Repairs - Hurricane Matthew \(pp. 474-488\)](#)

**Resolution** ratifying the emergency repairs completed by Traffic Control Devices, Inc., P.O. Box 150418, Altamonte Springs, FL 32715-0418 from damages resulting from Hurricane Matthew for a total of \$151,781.68. Traffic Control Devices, Inc. completed the emergency repairs in an expedient manner, to correct the unsafe condition created by Hurricane Matthew. Repairs were completed by Traffic Control Devices, Inc. at seven intersections throughout the City. The emergency repairs were necessary to ensure public safety. Purchase Order 8877 was opened in December 2016 and closed December 2016 once the invoices were processed per an emergency request. The ratification was not completed due to a clerical oversight and is therefore being presented to City Commission to complete the approval process. Funds are available in the FEMA - Storm Events Fund (\$132,808.97) and the General Fund (\$18,972.71).

Recommendation: Public Works Director recommends adoption of the Resolution.

**8.P.** [Development Services/Cultural Services - Racing and Recreation Grant Application - Peabody Auditorium](#)

**Resolution** authorizing the submittal of an application for a Racing and Recreation Facilities District Grant in the amount of \$124 44 5. 90 for the purchase of a theatrical lighting system to be utilized at the Peabody Auditorium and authorizing acceptance of the grant funds if the application is approved; and authorizing the City Manager or designee to sign any documents in furtherance of the grant.

Recommendation: Deputy City Manager recommends adoption of the Resolution.

## 9. PUBLIC HEARINGS.

### 9.A. [Development and Administrative Services, Planning Division - 613 Halifax-Seabreeze Marina Condominium - Rezoning – Planned Development-General \(PD-G\) \(pp. 489-532\)](#)

**Ordinance on second reading - Quasi-Judicial Hearing** to rezone approximately 1.0+/- acre of land located at 613 North Halifax Avenue from Business Retail-1 (BR-1) and Residential/Professional (RP) to Planned Development-General (PD-G) to the development of a 36-unit multifamily dwelling. Applicant: Dodi Buckmaster Glas, Gentile Glas Holloway O'Mahoney & Associates, Inc., on behalf of Patrick Sullivan, Shamrock-Shamrock Inc.

Dennis Mrozek, Planning Director, to report.

Recommendation: Planning Board recommends approval 6-0

Action: Motion to adopt Ordinance.

### 9.B. [Development and Administrative Services, Planning Division - 613 N Halifax - Excess Boat Slip Allocation \(pp. 533-547\)](#)

**Resolution - PUBLIC HEARING** - approving an allocation of 34 boat slips from the “excess boat slip allocation” pool and a Slip Allocation Agreement. The applicant is proposing a 36 unit multifamily condominium development with 30 private docks and 9 general public slips. The code allows for 1 slip per 25’ of shoreline. The subject site has approximately 132.9+/- linear feet of shoreline (per survey of mean high water line) and applying the city formula for a slip allocation is entitled to 5 slips. Applicant: Dodi Buckmaster Glas, Gentile Glas Holloway O'Mahoney & Associates, Inc., on behalf of Patrick Sullivan, Shamrock-Shamrock Inc.

Dennis Mrozek, Planning Director, to report.

Recommendation: Planning Board recommends approval 6-0

Action: Motion to adopt the Resolution.

### 9.C. [Public Works - Tomoka Town Center, Parcel B, Partial Replat II - Preliminary and Final Plat Approval \(pp. 548-553\)](#)

**Resolution - PUBLIC HEARING** approving the final plat for Tomoka Town Center, Parcel B, Partial Replat II. The preliminary and final plat for the project have been reviewed by City Staff and found to meet the requirements of the Land Development Code. The preliminary plat has been approved by the Planning Board on January 23, 2020.

Andrew Holmes, Public Works Director, to report.

Recommendation: Public Works Director recommends adoption of the Resolution.

Action: Motion to adopt Resolution.

## 10. ADMINISTRATIVE ITEMS.

### 10.A. [Development and Administrative Services, Planning Division - Land Development Code Text Amendment - Planned Development Process \(pp. 554-595\)](#)

**Ordinance on first reading** - amending Article 3 (Review Procedures), Section 3.3 (Standard Procedures), of the Land Development Code (LDC), to add additional mail notice requirements for neighborhood meetings and public hearing notices; Section 3.4.F, to revise procedures and standards for PD Plans/Agreements, including with respect to lapses, amendments, and preservation of the City's police power; and Article 4 (Zoning Districts), Section 4.8, to clarify the applicability of the LDC to PD plans/agreements that were originally approved prior to the adoption of the LDC, and to add additional content requirements for PD Plans/Agreements.

James Morris, Deputy City Manager, to report.

Recommendation: Deputy City Manager recommends adoption of the Resolution.

Action: Motion to pass Ordinance on first reading.

Note: If passed, Public Hearing, July 15, 2020.

### 10.B. [Citizens' Police Review Board \(pp. 596-601\)](#)

**Ordinance on first reading** establishing a Citizens' Police Review Board to foster transparency, enhance communication, and ensure a relationship of trust and respect between the City's Police Department and the community by creating an unbiased panel of citizens to review police disciplinary investigations and issues relating to law enforcement policies and procedures that are of importance, or of interest to the community and the City, and to increase and demonstrate police accountability and credibility with the public.

Derrick L. Henry, Mayor, to report.

Recommendation: Commission Action.

Action: Motion to pass Ordinance on first reading.

Note: If passed, Public Hearing, July 15, 2020.

**10.C.** [City Manager's Office - Midtown Redevelopment Board - Appointments \(pp. 602-610\)](#)

**Resolution** appointing two members to the Midtown Redevelopment Board. The board shall consist of seven (7) members appointed by the City Commission and one (1) Planning Board member who shall serve as an ex officio nonvoting member. Members shall reside or have their principal place of business in the Midtown Redevelopment Area (MRA). A majority of the board members shall be residents of the City. We have two qualifying applicants Byron Cogdell and Renee Richardson.

Betty Goodman, Assistant City Manager, to report.

Recommendation: Commission action.

Action: Motion to adopt the Resolution.

**10.D.** [City Manager's Office - Beachside Redevelopment Board - Appointments \(pp. 611-636\)](#)

**Resolution** appointing seven members to the Beachside Redevelopment Board. The board shall consist of seven (7) members and a Planning Board member who shall serve as an ex officio nonvoting member appointed by the City Commission. Members shall reside or have their principal place of business in either the Main Street Redevelopment Area (MSRA) or the South Atlantic Redevelopment Area (SARA). A majority of the board members shall be residents of the City. The members shall be appointed to two-year staggered terms and may be reappointed to successive terms. No member, except ex-officio members, shall serve more than two consecutive terms. Members shall continue to serve until their successors are appointed. Amy Pyle, Dino Paspalakis and Marcia Tuggle would like to be reappointed. We have four additional qualifying applicants: Susanne Odena, Ashley Sheridan, Robert Ellis, and Teresa Doan.

Betty Goodman, Assistant City Manager, to report:

Recommendation: Commission action.

Action: Motion to adopt the Resolution.

**11. COMMENTS AND INQUIRIES FROM THE CITY COMMISSION - CITY MANAGER AND CITY ATTORNEY REPORT.**

**12. ADJOURNMENT.**