



**THE CITY OF DAYTONA BEACH  
BUSINESS MEETING OF THE CITY COMMISSION  
JULY 15, 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>
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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

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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 June 17, 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 - No Presentation.**
7. **CITIZENS.**
  - 7.A. [PUBLIC COMMENTS BY THE PEOPLE ADDRESSING THE CITY](#)

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**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 mandated 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 \(pp. 22-24\)](#)

A RESOLUTION EXTENDING THE LOCAL STATE OF EMERGENCY DUE TO COVID-19 FOR AN ADDITIONAL SEVEN DAY PERIOD ENDING JULY 22, 2020; EXTENDING WAIVERS/DEFERRALS OF BUILDING PERMIT FEES PREVIOUSLY APPROVED BY RESOLUTION NO. 2020-70; AND PROVIDING AN EFFECTIVE DATE.

Recommendation: City Attorney recommends adoption of the Resolution.

### 8.B. [Legal Department - Macon McClinton - Settlement of Claim \(pp. 25-28\)](#)

**Resolution** authorizing payment in the amount of \$60,000 to Macon McClinton and his attorney Lina Lopez, Esq., for release of all claims and full settlement arising from injuries allegedly sustained from a trip and fall at Bethune Point Park on March 29, 2018. Funds are available in the Consolidated Insurance Fund.

Recommendation: City Attorney recommends adoption of the Resolution.

### 8.C. [Police Department - Salty Marine, Inc., dba Sea Tow Daytona/Ponce/New Smyrna - Derelict Vessel Removal, FWC Grant, Waiver of Competitive](#)

[Bidding Requirements/ Contract Award \(pp. 29-84\)](#)

**Resolution** awarding the contract to Salty Marine, Inc., dba Sea Tow Daytona/Ponce/New Smyrna for the removal of the selected 12 derelict vessels in the amount not to exceed \$107,829. Additionally, 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 a grant funded project. Recently, City Commission adopted Resolutions 2020-61 and 2020-144 authorizing the submittal of a grant applications to the Florida Fish and Wildlife Commission (FWC) for the removal of derelict vessels in the City's jurisdictional waterways. The scope of work approved by FWC is based on the quote from vendor Sea Tow Daytona, for the removal and destruction of the identified vessels out of the Intercostal waterway. To be in compliance of this grant all work must be under contract and or completed by August 31, 2020. As part of derelict vessel identification and grant application process the number of vessels being removed has changed. The total of vessels approved by FWC for removal is now 12.

The cost of the removal continues to increase as these vessels shift, break apart and become further submerged. The vendor has agreed to remove the remaining vessels identified in the grant applications and the two others damaged by Hurricane Irma. Increasing costs based on further delays could jeopardize the FWC grant award and shift the removal expense responsibility to the City. Waiving the competitive bidding process would allow the derelict vessel removal to occur expeditiously and without additional cost to the City. Funds available in the Police Grant Fund (\$72,595) and the General Fund (\$35,234).

Recommendation: Chief of Police recommends adoption of the Resolution.

**8.D.** [Police Department - Mutual Aid Agreement - FDLE and Child Abduction Response Team \(pp. 85-95\)](#)

**Resolution** approving the Mutual Aid Agreement with the Florida Department of Law Enforcement (FDLE) to join the Child Abduction Response Team. This agreement will enhance our capabilities in locating abducted children when they are taken within our City limits. FDLE has mutual aid agreements with various cities and counties throughout the State of Florida. Joining this Abduction Response Team will give the Police Department access to all resources FDLE has to offer in locating the abducted child and apprehending the suspect(s). The mutual aid agreement is effective through December 31, 2025.

Recommendation: Chief of Police recommends adoption of the Resolution.

**8.E.** [Fire Department - Municipal Emergency Services, Inc - Purchase of Hurst](#)

[Jaws of Life Vehicle Extrication Equipment and Accessories \(pp. 96-101\)](#)

**Resolution** authorizing the sole source purchase of Hurst Jaws of Life vehicle extrication equipment and necessary accessories in an amount not to exceed \$64,710. Purchase to be made as a sole source purchase from Municipal Emergency Services, Inc. 3789 62<sup>nd</sup> Avenue Pinellas Park, FL 33781 who serves as the sole distributor of Hurst Jaws of Life, Inc. equipment for the State of Florida. Purchased equipment to replace tools purchased in 1998 which are no longer serviceable nor meet current standards. Previous grant attempts at replacement were unsuccessful. Funds available in the General Fund.

Recommendation: Fire Chief recommends adoption of the Resolution.

**8.F.** [Permits & Licensing Division - Non-Ad Valorem Assessments for Collection of 2020 Demolition Costs \(pp. 102-107\)](#)

**Resolution** approving Non-Ad Valorem Assessments for Collection of 2020 Demolition Costs Pursuant to Resolution 18-414. The City of Daytona Beach intends to impose non- ad valorem assessments against properties that received demolition services for collection of costs related to demolition of condemned structures services. The purpose of the assessment is to fund the City's services for demolition of condemned structures as provided by law, within the City of Daytona Beach. The assessment will appear on the “non-ad valorem” portion of the annual tax notice for properties that received demolition services and will be provided by the Tax Collector of Volusia County. Failure to pay the assessment will cause a tax certificate to be issued against the affected property which may result in a loss of title to the property.

The properties are listed as follows:

512 South Street, 520 S. Martin Luther King Blvd, 432 Alamanda Street, 701 Kingston Avenue, 632 S. Segrave Street, 214 Weber, 1441 Illinois, 704 Verdel, 408 Dr. Mary M. Bethune Blvd., 438 N. Ridgewood Avenue, 427 N. Caroline Street, 1061 Thunderbird, 340 Taylor, 342 Taylor, 535 Division Street, 634 Cannon Street, 554 Baldwin Lane, 555 Baldwin Lane, 1120 Clearwater Road, 524 Hillside Avenue, 713 Marion Street, 207 S. Keech Street; and 615 Clark.

Recommendation: Deputy City Manager recommends adoption of the Resolution.

**8.G.** [Utilities Department - Brown & Brown Headquarters - Agreement for Exchange of Real Property \(pp. 108-132\)](#)

**Resolution** approving an "Agreement for Exchange of Real Property"

between the City of Daytona Beach and Brown & Brown Realty, Co. The purpose of this request is to exchange two City owned parcels located adjacent to the Brown & Brown Headquarters property with one parcel owned by Brown & Brown located on Mullally Street. As part of the Brown & Brown Headquarters project, an existing City owned sanitary sewer liftstation (LS 21) is being replaced and relocated. One of the City owned parcels being exchanged with this request is the existing liftstation parcel. The other City owned parcel is surplus and is located at the southwest corner of Mullally and Daytona Street. The cumulative area for both City parcels is 0.154 acres.

The Brown & Brown owned parcel of land being exchanged is the site of the new municipal sanitary sewer liftstation and it is 0.32 acres. A Request for Proposal (RFP No. 19232) was issued on December 10, 2018 for the City's two parcels to meet the requirements of Part III, Chapter 163, Florida Statutes relating to the disposition of real property within community redevelopment areas. The City's selection committee met on January 11, 2019 and recommended the Brown & Brown proposal as the best and only responsive proposal. The selection committee's recommendation was approved by the City Manager. There is no City funding associated with this request.

Recommendation: Utilities Director recommends adoption of the Resolution.

**8.H.** [Development and Administrative Services, Permits and Licensing Division - Samsula Demolition - Demolition and Remediation Ratification \(pp. 133-157\)](#)

**Resolution** ratifying the Change Order request for asbestos remediation at 713 Marion Street by Samsula Demolition, 363 State Road 415, New Smyrna Beach, Florida 32168 in the amount of \$23,200 resulting in a total demolition and remediation cost of \$32,175 which exceeds the City Manager's authorization limit and requires City Commission approval. The property owner was provided with a Notice of Condemnation and Demolition Order on April 22, 2019 due to the dilapidated condition of the property.

The owner filed an appeal to the Notice of Condemnation and Demolition Order. The appeal went before the Board of Building Codes on September 17, 2019. The Board of Building Codes voted unanimously to deny the appeal. The property owner then filed an appeal with the Circuit Court and a Final Order of Dismissal was issued by the Circuit Court on February 21, 2020. Proposals for demolition of the property were requested from six companies. The lowest proposal was submitted by Samsula Demolition in the amount of \$8,975. A purchase order for demolition has been issued. After issuance of the Final Order of Dismissal by the Circuit Court, the City authorized the demolition contractor to commence demolition. At

commencement of demolition, the contractor obtained an asbestos survey for the property. The asbestos survey reflects approximately 7,000 sq. feet of Sheetrock and Joint Compound which requires remediation. The additional cost for remediation of the contaminated Sheetrock and Joint Compound is \$23,200 resulting in a total demolition and abatement cost of \$32,175.

Recommendation: Deputy City Manager recommends adoption of the Resolution.

**8.I.** [Development and Administrative Services /Redevelopment - Riverfront Esplanade Development, Maintenance, and Lease Agreement -First Amendment \(pp. 158-206\)](#)

**Resolution** amending the Riverfront Esplanade Development, Maintenance, and Lease Agreement with Brown Riverfront Esplanade Foundation, Inc., 213 Riverside Drive, Ormond Beach, FL 32176 approved on March 20, 2019. The amendment to the Agreement provides for two phases of development and clarifies that the Sweetheart Trail and the sidewalk immediately adjacent to the Park along Beach Street are not considered a part of the Foundation's Premises.

Recommendation: Deputy City Manager recommends adoption of the Resolution.

**8.J.** [Public Works, Technical Services Division - CDM Smith - Professional Services Contract No. 19224 \(pp. 207-384\)](#)

**Resolution** authorizing the Professional Services Contract No. 19224 with CDM Smith, 2301 Maitland Center Parkway, Suite 300, Maitland, FL 32751, to perform the CEI Services for the Derbyshire Neighborhood Sidewalks Project (PH 1), for an amount not to exceed \$99,539.52. The purpose of this memo is to authorize CDM Smith to perform the CEI Services as outlined in the FDOT LAP Agreement. The Derbyshire Neighborhood Sidewalk Project (PH 1) is an FDOT LAP Project which requires consultant CEI oversight.

A Request for Proposals was issued for CEI Services and seven (7) consulting firms responded. The City's Selection Committee convened on February 18, 2019 to review the Proposals and score in accordance with the Federal guidelines for procurement and evaluation criteria published in the RFP. Through the selection process CDM Smith was ranked the highest and a contract was negotiated with them. The FDOT also reviewed our selection and negotiation process and granted their Notice to Proceed for contract award and execution on June 4, 2020. Also note that 100% of the amount negotiated for the CEI Services, \$99,539.52, will be eligible for LAP



reimbursement. Funds available in the Grant Projects Fund.

Recommendation: Public Works Director recommends adoption of the Resolution.

**8.K.** [Public Works, Technical Services Division - P&S Paving, Inc., Halifax Paving, Inc., and Ranger Construction Industries, Inc - Piggybacking Volusia County Contract 20-B-40JD \(pp. 385-564\)](#)

**Resolution** authorizing the Asphaltic Concrete and Removal of Surfaces by Milling - Term Contracts for P&S Paving, Inc., Halifax Paving, Inc., and Ranger Construction Industries, Inc. for as-needed Milling and Resurfacing of City streets by piggybacking Volusia County Contract 20-B-40JD. The purpose of this request is to be able to make certain repairs and improvements to City streets, parking areas, and other transportation projects by issuing Work Authorizations to P&S Paving, Inc., 3701 Olson Drive, Daytona Beach, FL 32124; Halifax Paving, Inc., 814 Hull Road, Ormond Beach, FL 32174; and Ranger Construction Industries, Inc., 320 Benson Junction Road, DeBary, FL 32713.

Other considerations for piggybacking onto Volusia County's Asphaltic Concrete and Removal of Existing Surfaces by Milling - Term Construction Services Contract 20-B-40JD would be:

- Availability of funds for administering the City's Asphaltic Concrete and Removal of Surfaces by Milling;
- Large emergency and non-emergency patches in state, county, and city roads due to utility pipe malfunctions, significant vehicular crash damage, and weather related damages;
- Unanticipated funding for roadway improvement projects from FDOT, County, and other granting agencies;
- Unanticipated funding and changes in funding priorities for capital projects; and
- Work Authorizations will be issued on a rotating basis between the three (3) contractor's and monitored periodically to ensure that one (1) contractor isn't earning more than the other two (2).

Recommendation: Public Works Director recommends adoption of the Resolution.

**9. PUBLIC HEARINGS.**

**9.A.** [Citizens' Police Review Board \(pp. 565-570\)](#)

**Ordinance on second reading - PUBLIC HEARING** 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.

Recommendation: Commission Action.

Action: Motion to adopt Ordinance.

**9.B.** [Development and Administrative Services, Planning Division - Land Development Code Text Amendment - Planned Development Process \(pp. 571-619\)](#)

**Ordinance on second reading - PUBLIC HEARING** 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 Ordinance.

Action: Motion to adopt Ordinance.

**9.C.** [City Manager's Office - Interlocal Agreement with the City of Jacksonville \(pp. 620-633\)](#)

**Resolution - PUBLIC HEARING** approving an Interlocal Agreement with The City of Jacksonville, providing for Jacksonville to issue bonds of up to \$200,000,000 to finance various health facilities owned and operated by Genesis Health, Inc. a Florida not-for-profit corporation which operates various medical facilities commonly known as Brooks Rehabilitation. The proposed bond would be used to refund an existing bond issued previously by Jacksonville in 2013, and to provide Brooks Rehabilitation additional monies. The City of Daytona Beach would have no financial obligations relating to the proposed bond. However, one of the Genesis Health facilities subject to the bond financing is located at 771 Fentress Blvd, Suite 2F, within our City limits. City Commission approval is legally required to approve the issuance of the bond under the Internal Revenue Code. Attached is a letter

from Genesis Health's legal counsel, containing additional information.

Recommendation: City Manager recommends adoption of the Resolution.

**9.D.** [Public Works/Technical Services Division - Preliminary and Final Plat for Latitudes PH5 Approval \(pp. 634-642\)](#)

**Resolution - Quasi-Judicial Hearing** approving the Preliminary and Final Plat for Latitudes Phase 5. The subject project has been reviewed by City Staff and found to meet the requirements of the Land Development code. The preliminary plat was approved by the Planning Board on May 28th, 2020. Prior to recording the final plat, it is necessary the City Commission approve the documents.

Andrew Holms, Public Works Director, to report.

Recommendation: Public Works Director recommends adoption of the Resolution.

Action: Motion to adopt the Resolution.

**9.E.** [Development and Administrative Services - Clyde Morris Landings Proportionate Fair Share Agreement \(pp. 643-656\)](#)

**Resolution - PUBLIC HEARING** authorizing the City to enter into the Clyde Morris Landings Proportionate Fair Share Agreement with Northern Investment Partners, LLC ("Developer") and Volusia County. The agreement provides for a proportionate fair share contribution to Volusia County in the amount of \$398,398.89, for a maximum buildout of 392 dwelling units. The purpose of this agreement is to satisfy concurrency requirements consistent with the requirements of Section 3.4(Z) of the City's Land Development Code and Section 70 of the County's Land Development Code. The contribution will provide transportation improvements in the impact area and shall be paid to the County prior to final site plan approval of the Clyde Morris Landings project that is generally located on North Clyde Morris Boulevard.

James Morris, Deputy City manager, to report.

Recommendation: Deputy City Manager recommends adoption of the Resolution.

Action: Motion to adopt the Resolution.

**9.F.** [Development and Administrative Services, Planning Division - Clear - Large Scale Comprehensive Plan Amendment \(pp. 657-747\)](#)

**Ordinance on first reading - PUBLIC HEARING** - adopting a Large Scale Comprehensive Plan Amendment (LSCPA) amending the Future Land Use Map designation from Low Intensity Urban (LIU) and Potentially Environmentally Sensitive (PES), to Level 1 Residential (L1R) and Potentially Environmentally Sensitive (PES), for 260± acres of land generally located 0.5 miles west of Interstate-95 (I-95) and north and east of Tymber Creek Road. The request includes amendments to Neighborhood Policy V, modifying Issue “m” and adding Issue “r”, to clarify development intensities and densities. Applicant: Robert A. Merrell III, Esquire, Cobb Cole, on behalf of T.J. Cloar III Trust.

Dennis Mrozek, Planning Director, to report.

Recommendation: Planning Board recommends approval 4-2.

Action: Motion to pass Ordinance on first reading. □

Note: If passed, Public Hearing, September 23, 2020.

**9.G.** [Legal Department - Emergency Ordinance Regarding Face Covering Regulations - Penalties \\*\\*Addendum added 07-14-20\\*\\*](#)

**Emergency Ordinance - PUBLIC HEARING** providing for noncriminal enforcement and penalties for violations of the City's Face Covering Order adopted by Res. No. 2020-185 and amended by Executive Order No. 10. Emergency Ordinances can be adopted in a single meeting, without the publication of notice normally required, but a 2/3 vote is required per Fla. Stat. s. 166.041(3)(b).

Robert Jagger, City Attorney, to report.

Recommendation: Commission Action.

Action: Motion to adopt the Ordinance.

**10. ADMINISTRATIVE ITEMS.**

**10.A.** [Development and Administrative Services, Planning Division - Cloar - Rezoning to Planned Development - General \(PD-G\) \(pp.748-882\)](#)

**Ordinance on first reading** - to rezone 260± acres of land generally located 0.5 miles west of Interstate-95 (I-95) from Volusia County (VC) zoning to “City” Planned Development – General (PD-G) to allow for the future expansion of the Latitude Margaritaville subdivision to include an additional 500 dwelling units and 10,000 square feet (sf) of private amenities.

Applicant: Robert A. Merrell III, Esquire, Cobb Cole, on behalf of T.J. Cloar III Trust.

Dennis Mrozek, Planning Director, to report.

Recommendation: Planning Board recommends approval 2-to-4 motion failed.

Action: Motion to pass Ordinance on first reading.

Note: If passed, Public Hearing, September 23, 2020.

**10.B.** [Development and Administrative Services, Planning Division - Land Development Code Text Amendment - Amending Table 5.2.A.3 of the LDC \(pp. 883-896\)](#)

**Ordinance on first reading** - amending Article 5 (Use Standards), Table 5.2.A.3 (Principal Use Table for Redevelopment Districts) of the Land Development Code (LDC), to add a Place of Worship as a permitted use within the RDM-2 (Neighborhood Center Mixed Use) zoning district. Applicant: Development and Administrative Services Department, Planning Division.

Dennis Mrozek, Planning Director, to report.

Recommendation: Planning Board recommends approval 6-0

Action: Motion to pass Ordinance on first reading.

Note: If passed, Public Hearing, August 5, 2020.

**10.C.** [Development and Administrative Services, Planning Division - Land Development Code Text Amendment - RDD-7 Signage \(pp. 897-904\)](#)

**Ordinance on first reading** - amending Article 6, Section 6.10.K (District Sign Schedule) of the Land Development Code (LDC), to add signage regulations for the Redevelopment Downtown-Local Business Services (RDD-7) zoning district. Applicant: Development and Administrative Services Department, Planning Division.

Dennis Mrozek, Planning Director, to report.

Recommendation: Planning Board recommends approval 6-0

Action: Motion to pass Ordinance on first reading.

Note: If passed, Public Hearing, August 5, 2020.

**10.D.** [Development and Administrative Services, Planning Division - Williamson Hand - Rezoning to Planned Development - General \(PD-G\) \(pp. 905-950\)](#)

**Ordinance on first reading** - to rezone 32.3± acres of property generally located in the southeast quadrant of the Williamson Boulevard and Hand Avenue intersection, from Volusia County (VC) zoning R-2 (Urban Single-

Family) to “City” Planned Development – General (PD-G), to allow for a mixed use development including residential and commercial uses.  
Applicant: Darren J. Elkind, Esquire, Paul, Elkind, Branz & Paul, on behalf of CRISP39-6 LLC.

Dennis Mrozek, Planning Director, to report.

Recommendation: Planning Board recommends approval 6-0

Action: Motion to pass Ordinance on first reading.

Note: If passed, Public Hearing, August 5, 2020.

**10.E.** [Budget Division - FY 2020/21 Proposed Tentative Millage Rate \(pp. 951-956\)](#)

**Resolution** advising the Property Appraiser for advertising purposes, the FY 2020/21 proposed tentative (not to exceed) operating millage rate, rolled-back rate, and voted debt service rate. The requested proposed tentative millage rates for each \$1,000 of assessed valuations are:

Rolled-back	5.5357
Proposed General Fund Operating	5.5300
Voted Debt Service	0.2543

The first public hearing is scheduled for September 9, 2020, on which the proposed tentative millage rate and proposed FY 2020/21 Budget will be acted upon.

Fred Coulter, Budget Officer to report.

Recommendation: Budget Officer recommends adoption of the Resolution.

Action: Motion to adopt the Resolution.

**10.F.** [City Manager's Office - Code Enforcement Board - Appointment \(pp. 957-964\)](#)

**Resolution** appointing one member to the Code Enforcement Board to replace Mr. Josh Fogarty who has resigned with a membership term expiration of 08-23-21. The board shall consist of seven members appointed by the City Commission. Members of the board shall be a resident of the City. Appointments shall be made on the basis of experience or interest in zoning and development, regulation, building regulations and control, or other fields within the jurisdiction of the board. Whenever possible board membership shall include an architect (A), a businessperson (BP), an engineer (E), a general contractor (GC), a subcontractor (SC), and a realtor(R). We have one application from Eugene Robinson.

Betty Goodman, Assistant City Manager, to report.

Recommendation: Commission action.

Action: Motion to adopt Resolution.

**11. DISCUSSION.**

**11.A.** [Discussion - City Code Amendment, Chp. 94, Article VIII, "Bicycles" Section 94 \(pp. 965-979\)](#)

Discussion by the City Commission concerning potential amendment to Chapter 94, City Code, Article VIII, (Bicycles) to provide regulations on the use and operation of motorized scooters and bicycles, and micro-mobility devices in the City, and to establish permitting and operational requirements for micro-mobility providers.

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

**13. ADJOURNMENT.**