



**THE CITY OF DAYTONA BEACH
BUSINESS MEETING OF THE CITY COMMISSION
SEPTEMBER 18, 2019
CITY COMMISSION CHAMBERS
6:00 PM**

AGENDA

Website Address - 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.

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

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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 August 7, 2019 Business Meeting of the City Commission held at City Hall, 301 S. 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. [No Presentation](#)

No presentation.

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.

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. [Police Department - FDOT - 2019-2020 Application Submission, Acceptance, And Execution Of Grant Agreement \(pp. 27-39\)](#)

Resolution authorizing the application submission, acceptance, and execution of grant agreement documents to the Florida Department of Transportation (FDOT). The FDOT's Florida Strategic Highway Safety Plan is to emphasize motorcycle safety as a high-priority area. This is to include ongoing high-visibility enforcement campaigns with the purpose of increasing motorcycle safety as the primary action. According to the FY2020 FDOT Highway Safety Matrix Ranking of Florida Cities Daytona Beach ranks 3rd out of 101 cities in serious motorcycle involved crashes.

The City of Daytona Beach faces various challenges in its efforts to increase the safety of motorcyclists and those with whom they come into contact. These issues are exacerbated by the number of major events (Bike Week, NASCAR races etc.) within the City. The aim of this project is not to reduce attendance at events, or visitors to the City, but to ensure that the safety of motorcyclists, their passengers and those they come into contact with is significantly increased. The proposed solution is a request for \$55,000 for overtime operations, to address the issues previously referred to in relation to motorcycle safety. In addition to utilizing these operations to educate riders, other drivers, and pedestrians. There is no match requirement for this grant.

Recommendation: Chief of Police recommends adoption of the Resolution.

8.B. [Police Department - Victim of Crime Act \(VOCA\) - 2019 Grant Application, Submission, Acceptance, and Expenditure \(pp. 40-100\)](#)

Resolution authorizing the application, submission, acceptance, and expenditure of a grant application to the State of Florida, Office of the Attorney General, Victims of Crime Act (VOCA) Program, in the amount of \$60,584. The Police Department has participated in this grant program since 2001. The Daytona Beach Police Department is requesting from the State \$48,467, to fund the continuation of the Victim Advocate Program. The City of Daytona Beach is to match \$12,116 for required participation. The 25%

match is available from the Law Enforcement Trust Fund Account. Due to process changes at the Office of the Attorney General, the VOCA application for the 2019-2020 has been submitted and passed technical review by the VOCA office.

Recommendation: Chief of Police recommends adoption of the Resolution authorizing the application, submission, acceptance, and expenditure of a grant application to the State of Florida, Office of the Attorney General, Victims of Crime Act (VOCA) Program, in the amount of \$60,584.

8.C. [Information Technology Division - SHI International Corporation - Microsoft SQL License – Purchase \(pp. 101-106\)](#)

Resolution approving a purchase of four, two core, Microsoft Structured Query Language (SQL) database server licenses from SHI International Corp., vendor No.102096, Software House International, 33 Knights Bridge Rd. Piscataway NJ 08854 in the amount of \$39,722.08. These licenses are to be added to the City's existing Microsoft Enterprise Agreement. Performance demands on the City's database systems housing and processing data for various applications has increased; thereby necessitating the licensing of an additional SQL server for increasing capacity, processing speed, and redundancy. Pricing for this purchase is pursuant to State of Florida Microsoft Contract No. 43230000-15-02. Funds available in the Information Technology Fund.

Recommendation: Information Technology Manager recommends adopting the Resolution approving a purchase of four, two core, Microsoft Structured Query Language (SQL) database server licenses from SHI International Corporation in the amount of \$39,722.08.

8.D. [Human Resources Department - Coastal Florida Police Benevolent Association \(CFPBA\) Collective Bargaining Agreement - 10/01/2019 - 09/30/2021 \(pp. 107-173\)](#)

Resolution approving a Collective Bargaining Agreement between the City and Coastal Florida Police Benevolent Association (CFPBA) for Police Officers and Sergeants for terms and conditions of employment beginning October 1, 2019 through September 30, 2021; to provide wage increases. Amending Articles 21 - SWAT Stipend, 30 - Wages, 31 - Special Assignment Pay, 33 - Assigned Vehicle Program and 36 - Duration. Funds available in the General Fund.

Recommendation: Human Resources Director recommends adoption of the Resolution.

8.E. [Human Resources Department - Florida State Fraternal Order of Police \(FOP\) Collective Bargaining Agreement -10/01/2019 - 09/30/2021 \(pp. 174-227\)](#)

Resolution approving a Collective Bargaining Agreement between the City and Florida State Fraternal of Police (FOP) for Police Lieutenants for terms and conditions of employment beginning October 1, 2019 through September 30, 2021; to provide wage increases. Amending Articles 14.3 - Assigned Vehicles, 27 - Wages and 30 - Duration. Funds available in the General Fund.

Recommendation: Human Resources Director recommends adoption of the Resolution.

8.F. [Human Resources Department - American Federation of State, County, and Municipal Employees \(AFSCME\), Florida Council 79 Memorandum of Agreement FY2019/2021 \(pp. 228-281\)](#)

Resolution approving a Collective Bargaining Agreement between the City and American Federation of State, County, and Municipal Employees (AFSCME) for terms and conditions of employment beginning October 1, 2019 through September 30, 2021; to provide wage increases. Amending Articles 20 - Overtime/Hour of Work, 23 - On-Call/Call-Out, 25 - Shift Differential Pay, 31 - Wages and 33 - Duration. Funds available in all funds with salary accounts.

Recommendation: Human Resources Director recommends adoption of the Resolution.

8.G. [Human Resources Department - IAFF LOCAL 1162 Collective Bargaining Agreement 10/01/2019 - 09/30/2021 \(pp. 282-348\)](#)

Resolution approving a Collective Bargaining Agreement between the City and IAFF, Local 1162, for the period covering October 1, 2019 through September 30, 2021; to provide wage increases. Amending Articles 14 - Promotions, 27 - Paramedic Pay, 28 - Pension, 31 - Wages, 31(a) - Wages Specialty Assignments and 38 - Duration. Funds available in the General Fund.

Recommendation: Human Resources Director recommends adoption of the Resolution.

8.H. [Human Resources Department - International City/County Management Corporation-Retirement Corporation \(ICMA-RC\) - Agreement Amendment \(pp. 349-383\)](#)

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 8.26% to 8.47% commensurate with FY2019-2020. Projected annual cost increase to the City is \$2,378. In addition to the employer's contribution to the ICMA plan, we are also seeking approval for the Administrative Series 457 and 401 Agreement. Funds available in the Consolidated Insurance Fund.

Recommended: Human Resources Director recommends adoption of the Resolution.

8.I. [Human Resources/Risk Management Department - Brown & Brown of Florida, Inc - Property Insurance Coverage - Proposal Acceptance \(pp. 384-420\)](#)

Resolution authorizing the acceptance and payment of the property insurance proposals submitted by Brown & Brown of Florida, Inc., 220 Ridgewood Ave. Daytona Beach, FL 32115 on behalf of:

- Preferred Governmental Insurance Trust (PGIT) for named storm/flood and other perils coverage for essential buildings/structures and their contents and machinery with a total insured value of \$86,467,184.
- Landmark American Insurance Company for buildings/structures, contents and machinery with a total insured value of \$199,079,736 for all risk coverage excluding damage resulting from named storms.
- Arch insurance Company providing \$1,000,000 layer of named storm/flood coverage for the buildings/structures, contents and machinery insured under the Landmark Insurance policy.

All policies are for the period of October 1, 2019 to October 1, 2020 for a total premium of \$747,352. This represents a \$35,656 increase in premium compared to FY 19 due to rate increases and lack of competition from other carriers. Authorization is also requested to pay an additional property insurance premium due to adjustments of property values or coverage or addition of properties, up to an additional \$20,000 for the period of October 1, 2019 to October 1, 2020. Funds are available in the Consolidated Insurance Fund.

Recommendation: Human Resources Director recommends adoption of the Resolution.

8.J. [Human Resources/Risk Management Department - Daytona Beach Pier/Building - Property Insurance - Proposal Acceptance \(pp. 421-441\)](#)

Resolution authorizing acceptance of the proposal submitted for the Pier/Building property insurance policy by the insurance broker, Brown & Brown of Florida, Inc., 220 S. Ridgewood Ave, Daytona Beach, FL 32117. The insurance carrier, Arch Specialty Insurance Company, provided a proposal for property insurance coverage excluding named storms, windstorms, flood, wave wash/storm surge. Coverage for the pier/building and loss of rental income coverage under this policy is for the total insured value of \$10,250,000 for the period of September 30, 2019 through September 30, 2020 and for a total renewal premium of \$45,004. This is the same premium amount as FY 18 and FY 19. Funds are available in the Pier Fund.

Recommendation: Human Resources Director recommends adoption of the Resolution.

8.K. [Public Works/ Property Maintenance Division - Economy Electric Company - Ratification of Emergency Light Pole Replacement At City Island Tennis Courts \(pp. 442-459\)](#)

Resolution ratifying the emergency light pole replacement at City Island Tennis Courts completed by Economy Electric, 538 West Street, Daytona Beach, 32114, in the amount of \$36,118.83. The light poles and fixtures at City Island Tennis Courts were deteriorated to the point of being a safety hazard to the area. There was significant cause for concern that they could fall at any time. Latour Enterprises, DBA Economy Electric Company, provided a proposal based on the previously approved General Services Term Contract 0118-3380, Resolution 18-44, in the amount of \$34,934.00. Portions of the electrical service were placed underground during installation, which resulted in an additional \$1,184.83 being added to the final invoice. Purchase Order No. 15159 was created using funds in the General fund and the Property Maintenance Fund.

Recommendation: Public Works Director recommends adoption of the Resolution ratifying the emergency light pole replacement at City Island Tennis Courts completed by Economy Electric in the amount of \$36,118.83.

8.L. [Public Works, Technical Services Division - Cardno - Work Authorization No. 18 \(pp. 460-480\)](#)

Resolution authorizing Work Authorization No. 18 under Continuing Services Contract 2010-018-CA with Cardno, 380 Park Place Boulevard, Suite 300, Clearwater, FL 33759 in an amount not to exceed \$70,998.00 to provide for four quarters of Phase One Remedial Action activities as per the Florida Department of Environmental Protection (FDEP) approved remedial action plan, two semi-annual sampling events, and FDEP reporting. Funds available in the Solid Waste Management Fund.

Recommendation: Public Works Director recommends adoption of the Resolution authorizing Work Authorization No. 18 with Cardno in an amount not to exceed \$70,998.

8.M. [Public Works/Administration Division - Florida East Coast Railway \(FECR\) \(pp. 481-529\)](#)

Resolution authorizing a payment to Florida East Coast Railway (FECR), P.O. Box 743068, Atlanta, GA 30374-3068 in the amount of \$169,569.03 for three (3) outstanding invoices incurred for railroad maintenance. Railroad crossings are maintained by the Florida East Coast Railway throughout the City. The City is responsible for funding the maintenance which includes FECR staff, travel and per diem expenses, Police, barricades, equipment charges, hauling, etc. Maintenance occurs every 5 to 10 years for each crossing, depending on the railroad track condition. The maintenance repairs consist of, but are not limited to, removing rails, completing repairs and replacing the tracks followed by new asphalt. Funds are available in the Capital Project Fund.

Recommendation: Public Works Director recommends adoption of the Resolution authorizing a payment to Florida East Coast Railway (FECR) in the amount of \$169,569.03 for three (3) outstanding invoices incurred for railroad maintenance.

8.N. [Public Works/Technical Service Division - ACF Standby Systems and Giles Electric – Generator and Automatic Transfer Switch Purchase and Install– Traffic Operations Division \(pp. 530-547\)](#)

Resolution approving the purchase and replacement of the Traffic Operations Division Emergency Generator and Automatic Transfer Switch from ACF Standby Systems, 7830 Kingspointe Parkway, Suite 2, Orlando, FL 32128 in the amount of \$31,600.00 along with the removal and installation from Giles Electric Company, 1700 South Segrave Street, South Daytona, FL 32119 in the amount of \$19,361 for a total project amount of \$50,961. The existing emergency generator is approximately 24 years old. It is currently inoperable due to the lack of critical manufactured parts that are no longer readily available because of its age. It is also undersized and uses energy inefficient outdated technology. Frequent maintenance and creative work-arounds are used to try and maintain an operational condition. With the upgrade in the size and technology of the generator it will be able to handle immediate and future needs for emergency response and incident management support services, particularly during hurricane and other major weather events. The existing transfer switch will also have to be updated and replaced. Funds available in the General Fund.

Recommendation: Public Works Director recommends adoption of the Resolution approving the purchase and replacement of the Traffic Operations Division Emergency Generator and Automatic Transfer Switch from ACF Standby Systems along with the removal and installation from Giles Electric Company for a total amount of \$50,961.

8.O. [Public Works/ Technical Services Division - Racing and Recreation Facilities District Grant Acceptance Request for Henry Lee Park Improvements \(pp. 548-555\)](#)

Resolution authorizing acceptance of the Racing and Recreation Facilities District Grant in the amount up to \$95,663 for the improvements at Henry Lee Park and authorize the City Manager to execute all necessary documents in furtherance of this grant and authorize the City Manager to expend funds up to the project budget amount of \$111,326 without further City Commission approval. On July 9, 2019 the City received notice that a Racing and Recreation Facilities Grant was awarded in the amount of \$95,663 for improvements to Henry Lee Park. This grant will allow for the construction of improvements that include fencing, playground surfacing, pavers, one freestanding pavilion, landscaping and irrigation as identified in the grant scope. The estimated cost of the Henry Lee Park improvements is \$111,326. The City will be providing the difference of \$15,663 as its matching share of the improvements. Funds in the amount of \$95,663 available in the Grant Projects Fund. The City match in the amount of \$15,663 is available in the Capital Projects Fund.

Recommendation: Public Works Director recommends adoption of the Resolution.

8.P. [Utilities Department - McKim & Creed, Inc. - Contract No. 0517-2860 - Work Authorization No. 1 \(pp. 556-568\)](#)

Resolution approving Work Authorization No. 1 under Contract No. 0517-2860 with McKim & Creed, Inc., 139 Executive Circle, Suite 201, Daytona Beach, Florida 32114 for the Regulatory Compliance Laboratory Buildings Electrical Improvements in an amount not to exceed \$45,552.90. This item is needed to provide professional engineering services to address the Regulatory Compliance laboratories' power systems experiencing conditions of low voltages to their analyzing equipment. Funds available in the Renewal & Replacement - 5% Fund.

Recommendation: Utilities Director recommends adoption of the Resolution approving Work Authorization No. 1 under Contract No. 0517-2860 with McKim & Creed, Inc., in an amount not to exceed \$45,552.90.

8.Q. [Utilities Department - B Braun Medical, Inc. - Agreement for Payment and Amortization of Water and Sewer Capital Facilities Fees \(pp. 569-594\)](#)

Resolution approving an Agreement for Payment and Amortization of Water and Sewer Capital Facilities Fees with B Braun Medical, Inc., 824 12th Avenue, Bethlehem, PA, 18018. This request is needed to provide for payment over time of Water and Sewer Capital Facilities Fees owed in connection with B Braun's Phase 2 Expansion, more specifically, the construction associated with Building Permits Nos. C1608-064 and C1812-028. B Braun is in the process of expanding the existing building and B Braun's medical supply manufacturing and distribution business located at 1845 Mason Avenue. In consideration of the magnitude of the required water and sewer Capital Facilities Fees, and the significant public benefits the Daytona Beach Community has received and will continue to receive by virtue of B Braun's ongoing operation and intended future expansion of their facilities, this Agreement allows for extended payment of the Capital Facilities Fees, and provides the City an Administrative Fee. The breakdown of these Fees are as follows:

- Water - \$700,956 (in monthly installments based on volumetric rate of \$0.21/ Kgals)
- Sewer - \$1,614,876 (in monthly installments based on volumetric rate of \$0.48/ Kgals)
- Administrative Fee - \$1,199,000 (flat monthly rate based on 3% interest over 360 months).

In addition, this Agreement allows B Braun to receive a one-time reduction of Sewer Capital Facilities Fees in exchange for constructing a public forcemain extension from their property west on Mason Avenue connecting to an existing sanitary sewer forcemain located on Williamson Blvd. This forcemain extension allows B Braun's sanitary sewer from its existing phase and future phases to discharge to Williamson Blvd. which frees up liftstation capacity in City Liftstation No. 69 which currently receives the existing facility's flow. The amount of the reduction equals B Braun's reasonable construction cost. There are no City funds required with this request.

Recommendation: Utilities Director recommends adoption of the Resolution.

8.R. [Utilities Department - Insituform Technologies, LLC., - Cured-In-Place-Pipe \(CIPP\) Rehabilitation – Work Authorization No. 1 \(pp. 595-651\)](#)

Resolution approving Work Authorization No.1 under Contract No. 0118-2600, with Insituform Technologies, LLC, 17988 Edison Avenue, Chesterfield, MO 63005 in the amount of \$703,265.39 for Cured-In-Place-Pipe rehabilitation of stormwater pipes and sanitary sewer mains in various locations. The purpose of his request is to maintain the capacity and

reliability of the stormwater and sanitary sewer collection systems.

Work Authorization No. 1 includes CIPP lining in the following locations:

- City Hall Parking Lot - 311 LF 18" storm sewer pipe
- Seagrave Street - 765 LF 15" sanitary sewer pipe
- Wild Olive (Oakridge Blvd. to Ora Street) - 1,086 LF 24" sanitary sewer pipe
- Wild Olive (Oakridge Blvd. to University Blvd.) - 3,300 LF 18" sanitary sewer pipe
- Wild Olive (Oakridge Blvd. to University Blvd.) - 3,294 LF 12" sanitary sewer pipe
- Magnolia Ave.(East of Martin Luther King Blvd.) - 375 LF 15" sanitary sewer pipe

Funds are available in Stormwater Renewal & Replacement 8% Fund and Water & Sewer Renewal & Replacement 8% Fund.

Recommendation: Utilities Director recommends adoption of the Resolution approving Work Authorization No. 1 under Contract No. 0118-2600, with Insituform Technologies, LLC in the amount of \$703,265.39.

8.S. [Utilities Department - Guardian Equipment, Inc. - Supplemental Carbon Pump Skid Purchase - Westside Regional Water Reclamation Facility \(WRF\) \(pp. 652-703\)](#)

Resolution approving a purchase from Guardian Equipment, Inc. 330 Hickman Drive, Sanford, Fl. 32771 piggybacking Volusia County Contract No. MA 3836A for a new Supplemental Carbon pump skid for the Westside Regional Water Reclamation Facility (WRF) in the amount of \$45,650. The Westside Regional WRF utilizes Supplemental Carbon to increase the nutrient removal in its treatment process. There are two points of injection that are currently used. The current system utilizes 10 small pumps to meet the demand for the carbon addition. These pumps require constant maintenance and when we have pump failures, we are not able to maintain the proper dosage.

The purchase of a replacement feed system will include built in redundancy which will eliminate the excess man hours for maintenance and repairs while reducing the number of pumps required to meet the dosage demand. City staff will perform the installation of the equipment. Guardian Equipment is contracted by Volusia County Utilities Department for all chemical feed equipment and maintenance. Piggybacking Volusia County Contract No. MA 3836A has been approved by the City's Purchasing and Legal Department for use by the City. Funds are available in the Water and Sewer

Operation Fund.

Recommendation: Utilities Director recommends adoption of the Resolution approving a purchase from Guardian Equipment, Inc. piggybacking Volusia County Contract No. MA 3836A for a new Supplemental Carbon pump skid for the Westside Regional Water Reclamation Facility (WRF) in the amount of \$45,650.

8.T. [Utilities Department - TSC Jacobs North, Inc. - Brennan Water Treatment Plant \(WTP\)- Standardization - Purchase \(pp. 704-714\)](#)

Resolution approving a purchase from TSC Jacobs North, Inc., 24156 State Road 54, Suite 3, Lutz, FL 33559, for ten (10) Weir Specialty Pumps in the amount of \$260,466. The purpose of this request is to maintain operational compliance with state and federal regulations. The Ralph Brennan WTP utilizes ten (10) lime sludge pumps in the water softening process to remove lime sludge, which is a waste product, from the treatment process. The majority of these pumps were installed in 1985 and have exceeded their normal life expectancy. The Utilities Department is standardizing on Weir Specialty Pumps for the Brennan WTP Lime Softening System since these pumps are currently the sludge pumps operating at the treatment plant and using these pumps would avoid significant expenses to modify the footprint to install pumps purchased from another manufacturer. TSC Jacobs North is the local representative for the sale of Weir Specialty Pumps. Funds are available in the Water & Sewer Improvement Fund.

Recommendation: Utilities Director recommends adoption of the Resolution approving a purchase of ten (10) Weir Specialty Pumps from TSC JACOBS North, Inc., in the amount of \$260,466.

8.U. [Development and Administrative Services, Planning Division - Vanasse Hangen Brustlin, Inc \(VHB\) and Lassiter Transportation Group, Inc. \(LTG\) - Transportation Planning Continuing Professional Services \(pp. 715-764\)](#)

Resolution approving contracts, pursuant to the RFP process, to provide Transportation Planning Continuing Professional Services with Vanasse Hangen Brustlin, Inc (VHB) and Lassiter Transportation Group, Inc. (LTG). The terms of the contracts are for three (3) years, and the City will have the option to renew the contracts for up to two (2) terms of one (1) year each. The scope of services and compensation are to be negotiated and mutually agreed upon for each project prior to authorization.

Recommendation: Planning Director recommends adoption of the Resolution.

8.V. [Finance Department - Allocation of Bike Week Sponsorship Funds](#)

[\(pp. 765-766\)](#)

Resolution authorizing payment in the amount of:

\$250 to Westside Elementary School to support the implementation of a schoolwide Token Economy Program from the Bike Week Sponsorship Funds of Mayor Derrick Henry.

Recommendation: Chief Financial Officer recommends adoption of the Resolution.

9. PUBLIC HEARINGS.

9.A. [Development and Administrative Services, Planning Division - The Ellis - Rezoning to Planned Development - General \(PD-G\) \(pp. 767-827\)](#)

Ordinance on second reading - Quasi-Judicial Hearing - approving a request to rezone 31± acres of land located on the east side of N. Williamson Boulevard/CR-4009, north of LPGA Boulevard, south of Strickland Range Road, and west of N. Clyde Morris Boulevard, from "Volusia County" zoning to "City" Planned Development-General (PD-G) to allow for the development of a multifamily complex, and authorizing the Mayor to execute The Ellis Planned District Agreement. Applicant: Michael O. Sznajstajler, Esquire, Cobb Cole, on behalf of Consolidated-Tomoka Land Co.

Dennis Mrozek, Planning Director, to report.

Recommendation: Planning Board recommends approval 7-to-0.

Action: Motion to adopt Ordinance.

9.B. [Development and Administrative Services, Planning Division - Clyde Morris Boulevard Industrial - Large Scale Comprehensive Plan Amendment \(pp. 828-962\)](#)

Ordinance on first reading - PUBLIC HEARING - adopting a Large Scale Comprehensive Plan Amendment (LSCPA) amending the Future Land Use Map designation from General Industrial to Mixed Use for 38± acres of land located east of Clyde Morris Boulevard and south of LPGA Boulevard to allow for a mixed-use development. Applicant: Robert A. Merrell III, Esq., Cobb Cole, on behalf of Scott Bullock, Indigo Development LLC.

Dennis Mrozek, Planning Director, to report.

Recommendation: Planning Board recommends approval 5-to-0.

Action: Motion to pass Ordinance on first reading.

Note: If passed, Public Hearing, November 6, 2019.

9.C. [Budget Division - City of Daytona Beach FY 2019/20 Tentative Millage and Budget \(pp. 963-974\)](#)

1. PUBLIC HEARING - Members of the general public may speak on the proposed millage rate and the FY 2019/20 budget.

2. **Resolution** of the City of Daytona Beach adopting an ad valorem property tax tentative millage rate of 5.8587 (\$5.8587 per \$1,000 of assessed taxable value). This is a reduction from the current millage rate of 6.2000, which was the rate stated in the TRIM advertisements, and a 3% increase from the rolled back rate of 5.6880; and a voted debt service tentative millage rate of 0.2771 (\$0.2771 per \$1,000 of assessed taxable value) which is a 10.32% reduction from the current tax rate of 0.3090.

3. **Resolution** adopting the tentative Budget for the fiscal year October 1, 2019, to September 30, 2020; prescribing estimated Revenue Sources of \$257,659,327, and setting forth Operating Expenditures, Capital Expenditures, and Transfers of \$257,659,327.

Fred Coulter, Budget Officer, to report.

Recommendation: City Manager recommends adoption of the Resolutions.

Action: Motion to adopt the Resolutions and set the second Public Hearing as October 2, 2019.

9.D. [Budget Division - Downtown Development Authority Tentative FY 2019/20 Millage and Budget \(pp. 975-987\)](#)

1. Presentation by Reed Berger, Redevelopment Project Manager.
Discussion on the proposed millage rate of 1.0000 and proposed budget.

2. **PUBLIC HEARING** - Members of the general public may speak and ask questions on the proposed millage rate and the FY 2019/20 budget.

3. **Resolution** of the Daytona Beach Downtown Development Authority adopting an ad valorem property tax tentative millage rate of 1.0000 (\$1.0000 per \$1,000 of assessed taxable value). This is the rate utilized in the Notice of Proposed Property Taxes and is a 5.42% tax decrease from the rolled back rate of 1.0573.

4. **Resolution** adopting the tentative Budget for the fiscal year October 1, 2019, to September 30, 2020; prescribing estimated Revenue Sources of \$229,594 and setting forth Operating Expenditures, Capital Expenditures, and Transfers of \$229,594.

Reed Berger, Redevelopment Director, to report.

Recommendation: Authority Chairman recommends action.

Action: Motion to adopt the Resolutions.

9.E. [Permits & Licensing Division - Non-Ad Valorem Assessments for Collection of Demolition Costs \(pp. 988-1010\)](#)

Resolution - PUBLIC HEARING - authorizing the City of Daytona Beach to impose non - ad valorem assessments against properties that received demolition services for collection of costs related to demolition of condemned structures services pursuant to Resolution 18-414. 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.

Recommendation: Permits and Licensing Director recommends adoption of the Resolution.

Action: Motion to adopt the Resolution.

9.F. [Development and Administrative Services - Madison Pointe Apartments - Proportionate Fair Share Agreement \(pp. 1011-1020\)](#)

Resolution - PUBLIC HEARING - authorizing the City to enter into the Madison Pointe Apartments Proportionate Fair Share Agreement with Madison Pointe Housing, L.P. ("Developer") and Volusia County. The agreement provides for a proportionate fair share contribution to the County in the amount of \$433,325.40 for a maximum buildout of 240 multi-family dwelling units and to address traffic concurrency and traffic impacts. The contribution will provide transportation improvements in the impact area and shall be paid to the County prior to the City's approval of the final Site Plan and the issuance of the approval letter for Madison Pointe Apartments and is located on the west side of Williamson Boulevard, south of Cornerstone Boulevard and on the north side of Tomoka Town Center Drive.

James S. Morris, Deputy City Manager, to report.

Recommendation: Deputy City Manager recommends adoption of the Resolution..

Action: Motion to adopt Resolution.

9.G. [Development and Administrative Services, Planning Division - Consolidated Tomoka Parcel F - Large Scale Comprehensive Plan Amendment \(pp. 1021-1075\)](#)

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 to Mixed Use for 120± acres, and amending the Future Land Use Element, Neighborhood V, Issue (n) and adding Issue (r), Policies 1-4 to allow additional dwelling units and reduce non-residential entitlements on property located on the south side of Granada Boulevard/SR 40, east of Rima Ridge Road, and approximately two miles west of I-95. Applicant: Darren J. Elkind, Esquire, MHK of Volusia, Inc., on behalf of Scott Bullock, Consolidated-Tomoka Land Co.

Dennis Mrozek, Planning Director, to report.

Recommendation: Planning Board recommends approval 5-to-0.

Action: Motion to pass Ordinance on first reading.

Note: If passed, Second Public Hearing, November 6, 2019.

10. ADMINISTRATIVE ITEMS.

10.A. [Development and Administrative Services, Planning Division - Consolidated Tomoka Parcel F - Rezoning to Planned Development - General \(PD-G\) \(pp. 1076-1136\)](#)

Ordinance on first reading - approving a request to rezone 990± acres of land located on the south side of W. Granada Boulevard/SR40, east of Rima Ridge Road, and approximately two miles west of I-95, from "Volusia County" Rural Agriculture (A-2), Resource Corridor (RC), and "City" Planned Development-General (PD-G) to "City" Planned Development-General (PD-G) to allow for a mixed use development with approximately 2,400 residential units, and 339,500 sf of commercial area, and authorizing the Mayor to execute the Consolidated Tomoka Parcel F Planned District Agreement. Applicant: Darren J. Elkind, Esq., on behalf of MHK of Volusia, Inc.

Dennis Mrozek, Planning Director, to report.

Recommendation: Planning Board recommends approval 5-to-0.

Action: Motion to pass Ordinance on first reading.

Note: If passed, Public Hearing, November 6, 2019.

10.B. [Development and Administrative Services, Planning Division - Land Development Code Text Amendment - Amend Article 6 \(Development Standards\) Section 6.8.C \(Fences, Walls, and Hedges\) \(pp. 1137-1150\)](#)

Ordinance on first reading - amending the Land Development Code (LDC), Article 6 (Development Standards), Section 6.8.C (Fences, Walls, and Hedges) to allow security fencing on undeveloped properties throughout the City and to establish standards and regulations that will govern security

fencing. Applicant: Development and Administrative Services Department, Planning Division.

Dennis Mrozek, Planning Director, to report.

Recommendation: Planning Board recommends approval 5-to-0.

Action: Motion to pass Ordinance on first reading.

Note: If passed, Public Hearing, October 2, 2019.

10.C. [Business Enterprise Management Department - First Step Shelter Lease Agreement \(pp. 1151-1197\)](#)

Resolution approving the First Step Shelter Lease Agreement between the City of Daytona Beach and First Step Shelter, Inc. The agreement provides for the term of the Lease and operation and maintenance of the First Step Shelter located at 3889 W. International Speedway Boulevard. The First Step Shelter lease provides for a nominal rent of \$10, and a five-year initial term, with five additional five-year renewal terms upon written agreement of the parties. First Step Shelter, Inc., is required to use the Premises for the operation and management of an emergency shelter and assistance program for homeless persons, consistent with the First Step Shelter Interlocal Grant Agreement between the City and Volusia County. First Step Shelter, Inc., will be required to offer an initial minimum number of five "Resting Spaces", as defined in the Lease, for homeless persons brought to the Shelter by the City's Police Department. The Lease further provides that First Step Shelter, Inc. will report annually to the City as to program participation and outcomes. The specific obligations of the parties are defined in the proposed Agreement for Lease, Operation, and Maintenance of First Step Shelter, attached.

Michael Stallworth, Business Enterprise Management Manager, to report.

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

Action: Motion to adopt the Resolution.

10.D. [City Manager's Office - Downtown Development Authority - Appointments \(pp. 1198-1206\)](#)

Resolution appointing two members to the Downtown Development Authority. The board shall consist of five (5) members, one (1) of which shall be a member of the City Commission. Non-City Commission members shall reside in or have a principal place of business in the City, shall not be serving as a City officer or employee, and shall be an owner of realty within the Downtown area, a lessee thereof, or a director, officer, or managing agent of an owner or of a lessee thereof. The membership terms of Tammy Kozinski and Joseph Hopkins expired on June 30th, 2019 and both

individuals would like to be reappointed. We have no other applications.

Betty Goodman, Assistant City Manager, to report.

Recommendation: Commission action.

Action: Motion to adopt the Resolution.

10.E. [City Manager's Office - First Step Shelter Board - Appointment \(pp. 1207-1212\)](#)

Resolution appointing one member to the Board of Directors for the First Step Shelter, Inc. All Board appointments are made by The City of Daytona Beach City Commission. Appointees consist of individuals or representatives of government agencies or corporate entities, contributing funding, property, expertise, or other forms of assistance toward the First Step Shelter Program. This Agenda Item is to appoint Rose Ann Tornatore.

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.

13. 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.