

VOLUSIA COUNTY COUNCIL ACTION LIST

MEETING DATE: June 20, 2023

Consent Items 01

Item #	Description	Action	Motion/Vote
Item A	Board Membership for CareerSource Flagler Volusia.	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item B	Exclusive Pouring Right and Vending Services- PepsiCo Beverage Sales, LLC. <u>Estimated revenue for year one: \$100,750</u>	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item C	Single source agreement with Great Southern Equipment LLC for Gradall Original Equipment Manufacturer (OEM) parts and service. Estimated annual expenditure: \$55,000	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item D	Extension of contracts for professional elevator and escalator consulting services with Lerch Bates, Inc., and Liberty Elevator Experts, LLC, 20-SQ-136SR, CA 1.	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item E	Extension of Contracts for professional fire protection engineering services with Jensen Hughes, Inc.; Powell and Hinkle Engineering, P. A.; and SGM Engineering, Inc., 19-SQ-72TF, CA2.	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item F	Lease renewal with RSW Family Limited Partnership, 921 N. Nova Road, Holly Hill for the Property Appraiser. Expenditure: \$68,970	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item G	Award of contract to DSW Homes, LLC and Wise Builders, LLC for the ARPA Rehabilitation Housing Repair Program, 23-B-63TF, C1872. Expenditure: \$1,111,500 [From ARPA Grant Funds]	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item G-1	Hurricane Matthew housing program Florida Department of Economic Opportunity grant agreement amendment.	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item H	Renewal of agreement for customer self-check with Bibliotheca LLC, 15-P-163TF. Estimated annual expenditure: \$51,054	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.

Item #	Description	Action	Motion/Vote
Item I	Pierson Lease Agreement for new Town Center Location. Expenditure: \$1	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item J	Request to rescind ECHO grant 20-02, City of Deltona Ft. Smith/Blue Heron Nature Park - Phase II.	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item K	Time Extension request for ECHO grant #19-07, City of New Smyrna Beach Women's Club.	APPROVED	Motion by Robins; seconded by Reinhart; carried 6 to 1, with Kent OPPOSED.
Item L	Volusia Forever recommended changes to the property evaluation criteria.	APPROVED and ADOPTED Resolution No. 2023-77.	Motion by Kent; seconded by Robins; carried 7 to 0.
Item M	Florida Department of Health, Helping Emergency Responders Obtain Support (HEROS) naloxone (Narcan) program. Contributed Supplies: \$75,000	APPROVED and ADOPTED Budget Resolution No. 2023-78.	Motion by Kent; seconded by Robins; carried 7 to 0.
Item N	Florida Department of Environmental Protection Septic System Upgrade Grant amendment to increase from \$7,000 to \$10,000 on qualified property. Revenue: \$1,111,111	APPROVED and ADOPTED Budget Resolution No. 2023-79.	Motion by Kent; seconded by Robins; carried 7 to 0.
Item O	Final Plat for Halifax Plantation Unit II, Section O Phase 5, a residential subdivision consisting of 164 single-family lots on the west side of the Strickland Canal in the Ormond Beach area. Applicant: Parker Mynchenberg, P.E., Parker Mynchenberg & Associates, Inc. Owner: Halifax Plantation Section O, LLC	APPROVED with staffs recommended conditions of: 1. The required subdivision improvements must be constructed, inspected, and approved by the county, and a Maintenance Guarantee accepted; or, the completion of the improvements guaranteed by a Performance Guarantee, accepted by the county, prior to recording of the Final Plat, in accordance with Sections 72-656 and 72-657, of the LDC. 2. The final plat must be revised to satisfy the remaining staff technical comments noted in the Notice of Intent dated May 4, 2023.	Motion by Kent; seconded by Robins; carried 7 to 0.
Item P	Final Plat for Wexford Reserve Unit 2, Lot 180, a residential subdivision consisting of one (1) single-family lot located on the northeast corner of Gilford Circle and Ragland Circle in Ormond Beach. Applicant: Parker Mynchenberg, P.E., Parker Mynchenberg & Associates, Inc. Owner: Wexford Reserve, LLC	APPROVED with staffs recommended conditions of: 1. The final plat must be revised to satisfy the remaining staff technical comments noted in the Revised Plans Letter dated May 18, 2023.	Motion by Kent; seconded by Robins; carried 7 to 0.

Item #	Description	Action	Motion/Vote
Item Q	Community events list.	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item R	Proclamations to be presented outside county council chambers. <ul style="list-style-type: none"> • Judge Belle Schumann Day - June 16, 2023. • Bethlehem Missionary Baptist Church Day - June 25, 2023. • Juneteenth Day - June 19, 2023. 	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item S	Agreement with Baron & Budd, P.C. and Cossich, Sumich, Parisola & Taylor, LLC for representation in PFAS litigation.	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item T	Thirty-eighth Extension of Declaration of Local Emergency for Hurricane Ian and Thirty-third Extension of Declaration of Local Emergency for Hurricane Nicole.	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item U	Beach Special Event Permit - Southeast Volusia Chamber Surf Contest on August 18, 2023.	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item V	Contract task assignment to Taylor Engineering, Inc., for Volusia County 2023 beach monitoring, 20-SQ-175IF, PC3280, TA19. Expenditure not to exceed: \$170,943	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item W	Purchase of LODOX Forensic Imaging System for Medical Examiner Facility. Expenditure: \$475,000	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item X	Interlocal Agreement with the Town of Ponce Inlet for Project Administration of the Town's federally funded sidewalk improvements, P-5927.	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item Y	Award of contract with Consor Engineers, LLC, for engineering design for the Williamson Boulevard Widening, 22-SQ-154SR. Expenditure not to exceed: \$1,104,926 [From ARPA Transition Funds]	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item Z	Adjusting Speed Limit - Arthur Street, Retta Street and Katrina Street within the Burwyn Park neighborhood, De Leon Springs area.	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item AA	Adjusting Speed Limit - Juniper Drive, Wisteria Drive, and Camellia Drive in Ormond-By-The-Sea.	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.

Item #	Description	Action	Motion/Vote
Item BB	Contract task assignment to CHA Consulting, Inc. for Deltona North hydraulic model update and interconnection analysis, 20-SQ-1761F, PC3279, TA18. Expenditure not to exceed: \$153,790	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item CC	Florida 9-1-1 Region 5 Next Generation 9-1-1 Routing Project Memorandum of Understanding.	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.

End of Consent Items

Item #	Description	Action	Motion/Vote
Item 02	Confirmation of Appointment of Joseph DeMore to the position of Corrections Division Director.	APPROVED	Motion by Reinhart; seconded by Santiago; carried 7 to 0.
Item 03	City of Lake Helen ECHO Grant (#04-18) Non-Compliance.	APPROVED the amended scope and grant with conditions that every visit and inspection request are approved and allowed with no exceptions; a one-year time limit; and if any non-compliance occurs, the grant must be repaid in full.	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item 04	Rezoning of 31.83 acres at 1920 N. Woodland Blvd., DeLand from Transitional Agriculture, A-3/Urban Multifamily to the Urban Single-Family Residential, R-3 zoning classification (Case Z-23-005)	APPROVED and ADOPTED Resolution No. 2023-80.	Motion by Robins; seconded by Santiago; carried 4 to 3, with Dempsey, Kent, and Brower OPPOSED.
Item 05	Rezoning of 9.83 acres at 3018 Turnbull Bay Road, New Smyrna Beach from the Rural Agriculture (A-2)/Transitional Agriculture (A-3) zoning classifications to the Rural Residential (RR) zoning classification. (Case Z-23-006)	APPROVED and ADOPTED Resolution No. 2023-81.	Motion by Robins; seconded by Santiago; carried 7 to 0.
Item 06	A Special Exception for a parochial school at 1818 Taylor Road on Rural Agriculture (A-2) zoned property. (Case S-22-104)	APPROVED	Motion by Robins; seconded by Santiago; carried 7 to 0.
Item 07	Second reading of Ordinance 2023-05. Ordinance amending the Comprehensive Plan, Chapter 1 Future Land Use Element, Section C.4.a.(1) Determining Density/Intensity.	APPROVED and ADOPTED Ordinance No. 2023-05.	Motion by Robins; seconded by Kent; carried 7 to 0.

Item #	Description	Action	Motion/Vote
Item 08	Ordinance 2023-06 - Amending Chapter 72, Article II of the Code of Ordinances, Division 6 Nonconformity, Section 72-206 Types of Nonconformity.	APPROVED and ADOPTED Ordinance No. 2023-06.	Motion by Johansson; seconded by Santiago; carried 7 to 0.
Item 09	Ordinance 23-020. Small-scale Comprehensive Plan Amendment of 29.11 acres at 1770 West Plymouth Avenue, DeLand from the Rural Future Land Use Designation to the Urban Low Intensity Designation (Case CPA-22-008)	APPROVED to DENY Ordinance No. 2023-20. AMENDED to approve the land use amendment (Item 9) Comprehensive Plan Amendment to Urban Low Intensity (ULI).	Motion by Johansson seconded by Robins; FAILED 5 to 2, with Santiago, Dempsey, Johansson, Reinhart, and Robins OPPOSED. Motion by Santiago; seconded by Robins; carried 5 to 2, with Kent and Brower OPPOSED.
Item 10	Rezoning of 29.11 acres at 1770 West Plymouth Avenue, DeLand from the Rural Agriculture/Transitional Agriculture zoning classifications to Planned Unit Development (Case PUD-22-117). Applicant: Michael Woods, Esq., Cobb Cole Attorneys at Law	APPROVE and ADOPTED Resolution 2023-82 as recommended with the correction to open space, a sidewalk to Hazen Road and agreement for a neighborhood meeting.	Motion by Johansson; seconded by Robins; carried 5 to 2, with Kent and Brower OPPOSED.
Item 11	Ordinance 2023-30, motorists prohibited from driving around barricades to enter a flooded roadway during a declared local emergency.	APPROVED and ADOPTED Ordinance No. 2023-30.	Motion by Robins; seconded by Santiago; carried 7 to 0.
Item 12	Five Year Forecast - Taxing Funds.	ACCEPTED the report and millage rates as briefed and work toward lowering them after setting the max millage rate.	Motion by Johansson; seconded by Robins; carried 7 to 0.
Item 13	Contract amendment for solid waste collection and recycling services with FCC Environmental Services Florida, LLC., 19-P-43PW and resolution increasing the non-ad valorem assessment for waste collection in the unincorporated areas of Volusia County. <u>Projected revenue increase: \$917,990;</u> <u>Expenditure: \$701,086</u>	APPROVED and ADOPTED Resolution No. 2023-83.	Motion by Robins; seconded by Santiago; carried 7 to 0.
Item 14	Consideration of alignment of Veterans Memorial Parkway extension from Graves Avenue to SR 472.	APPROVED the adoption of Alternate Route B.	Motion by Robins; seconded by Reinhart; carried 6 to 0. (Kent out of the room)
Item 15	Discussion of the continuation of the Library Advisory Board.	APPROVED to continue the Library Advisory Board.	Motion by Johansson; seconded by Robins; carried 7 to 0.

Item #	Description	Action	Motion/Vote
Item 16	Medical lien ordinance.	APPROVED version 1 of the Medical Lien Ordinance.	Motion by Santiago; seconded by Kent; carried 7 to 0.
Item 17	2023-04 Animal Services: Clinic Operations Internal Audit.	APPROVED to ban All Paws on Deck from doing direct business with the County and ensure animal rescues act in accordance with the proper Trap-Neuter-Return (TNR) policy.	Motion by Johansson; seconded by Robins; carried 7 to 0.
Item 18	Discussion of sex offender/predator residency distance requirements and playground regulations.	APPROVED to look at the enforcement of sexual predators for 1,500 feet versus 1,000 feet and bring forward a map with the 1,500 foot requirement.	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item 19	Appointments to the Cultural Council.	<p>Council Member Johansson NOMINATED Reggie Santilli for his West-side APPOINTMENT to the Cultural Council for a term expiring March 31, 2025</p> <p>Kent NOMINATED Andrei Ludu for APPOINTMENT to the Cultural Council for a term expiring March 31, 2025</p> <p>Reinhart NOMINATED Lloyd Bowers for APPOINTMENT to the Cultural Council for a term expiring March 31, 2025</p> <p>Brower NOMINATED Thomas Laputka for his West-side APPOINTMENT to the Cultural Council for a term expiring March 31, 2025</p> <p>Brower NOMINATED George Pappas for his East-side APPOINTMENT to the Cultural Council for a term expiring March 31, 2025</p> <p>Johansson NOMINATED William Sanchez for his East-side APPOINTMENT to the Cultural Council for a term expiring March 31, 2025</p>	The nominations carried 7 to 0.

Matters not on the agenda

Description	Action	Motion/Vote
Move Item 16 to be heard after Item 12.	APPROVED	Motion by Robins; seconded by Kent; carried 7 to 0.
Bringing back Ordinances requested by the Sheriff's Office to help with the function of the beach and increase fines for Ordinance violations.	CONSENSUS	There was no opposition from Council for the two Ordinances to be brought back to a future meeting.
Inland park rules being brought to a future Council meeting.	CONSENSUS	There was no opposition from Council for inland park rules to be brought back to a future meeting.
Directed staff to bring back increasing subdivision lots to five lots instead of three subdivision lots.	APPROVED	Motion by Robins; seconded by Kent; carried 7 to 0.