

## VOLUSIA COUNTY COUNCIL ACTION LIST

**MEETING DATE: July 16, 2024**

### Roll Call

Dempsey	Present
Johansson	Present
Kent	Present
Reinhart	Present
Robins	Present
Santiago	Present
Brower	Present

Item #	Description	Action	Motion/Vote
Item 01	The Council will approve the agenda, which sets the order of the meeting. This approval could include an addendum representing new items, additions, order, corrections, and/or deletions of existing items.	APPROVED the agenda.	Motion by Robins; seconded by Kent; carried 7 to 0.

### Item 02: Consent Agenda

Item #	Description	Action	Motion/Vote
Item A	Use of the City of St. Augustine contract 23082 (UT2023-08) for Pressure Washing Services with Kept Companies, Inc. D/B/A Krystal Klean. Estimated annual expenditure: \$50,000	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item B	Use of Seminole County contract 604483-22/LNF for Pressure Washing Services with Lamphier & Company. Estimated annual expenditure: \$50,000	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item C	Selection of firms and award of contracts with Graef-USA, Inc, OCI Associates, LLC, and SGM Engineering, Inc., to provide professional fire protection engineering services, 24-SQ-92LL.	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item D	Contract with Archis, Inc., for the construction management/general contracting for the DeLand Courthouse Life Safety Fire Damper upgrade, 23-SQ-121SR, C1896, Part A. Expenditure not to exceed: \$34,000	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.

<b>Item #</b>	<b>Description</b>	<b>Action</b>	<b>Motion/Vote</b>
Item E	Votran Title VI Program 2024.	ACCEPTED Program.	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item F	Resolution Florida Commission for the Transportation Disadvantaged Trip & Equipment Grant Annual Agreement. Estimated annual revenue: \$1,552,908 [10% match]	APPROVED and ADOPTED Resolution No. 2024-90.	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item G	Budget resolution requesting approval to apply for the Edward Bryne Memorial Justice Assistance Grant (JAG) Fiscal Year 2023/24 Countywide Funding Application. Pass through grant amount: \$159,507	APPROVED and ADOPTED Budget Resolution No. 2024-91.	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item H	Florida Commerce Subgrant Umbrella Agreement (E2029) Amended and Restated for SFY 2024-2025 for CSBG and LIHEAP grants.	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item I	Approval to apply for the Active Transportation Infrastructure Investment Program Grant in partnership with the City of DeLand for the design of a trail connecting SunRail to the City of DeLand. Revenue: \$350,000 [77,900 County match]	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item J	Release of Restrictive Covenants for ECHO Project #04-18 City of Lake Helen - Creative Arts Café.	APPROVED of the Release of Restrictive Covenants related to ECHO Project #04-18 Creative Arts Café.	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item K	Renewal of agreement with Siemens Healthcare Diagnostics, Inc., for drug screening, lab testing equipment, and supplies. Estimated annual expenditure: \$248,000	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item L	Setting public hearings for renewal of certificates of public convenience and necessity.	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item M	Agreements with CDR Maguire, Inc., DCMC, LLC, Hagerty Consulting Services, Inc., and Thompson Consulting Services, LLC for Disaster Cost Recovery & Related Grant & Project Management Services, 24-SQ-78TF.	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.

Item #	Description	Action	Motion/Vote
Item N	Budget Amendment - To properly reflect the reimbursement of prior years' expenditures of Coronavirus Local Recovery Fund of the American Rescue Plan Act (APRA). Expenditure: \$199,728	APPROVED and ADOPTED Budget Resolution No. 2024-92.	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item O	Contract with Plante & Moran, PLLC to conduct a permitting efficiency study, 24-SQ-98KW. Expenditure: \$141,305	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item P	Budget resolution Florida Inland Navigation District (FIND) grant for annual International Coastal Cleanup. Revenue: \$5,000 [from grant funds]	APPROVED and ADOPTED Budget Resolution No. 2024-93.	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item Q	Budget resolution for the appropriation of Marine Science Center donations. Expenditure: \$33,100	APPROVED and ADOPTED Budget Resolution No. 2024-94.	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item R	Acceptance of public improvements and release of maintenance agreement for Halifax Plantation Unit 2, Section P-2 subdivision.	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item S	Joint Use Agreement with the Florida Department of Transportation (FDOT) for the SunRail station located in DeLand, Florida.	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item T	Renewal of agreement with Fisher and Phillips, LLP for special counsel services for labor and employment matters. Estimated annual expenditure: \$50,000	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item U	Interlocal Agreement with Office of the State Attorney to provide coverage for County ordinance violation arraignments and first appearances. Expenditure: \$2,500	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item V	Potential opioid settlement agreement with Kroger.	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item W	Application and resolution of support to the State of Florida, Beach Management Funding Assistance Program. Potential revenue: \$564,000	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item X	Contract Amendment to Kimley-Horn, Inc., for professional engineering design services for the River to Sea Loop Trail, Phase 1, 20-SQ-165SR, CA 2. (DeLand Area) Council District #1	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.

Item #	Description	Action	Motion/Vote
Item Y	Contract Amendment to G-A-I Consultant, Inc., for professional engineering design services for the River to Sea Loop Trail, Phase 2 & 3, 20-SQ-166SR, CA 2. (DeLand Area) Council District #1	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item Z	Contract with Civil/Site Engineering, Inc., for professional construction, engineering, and inspection services for the Williamson Boulevard widening from Strickland Range Rd to Hand Ave, 23-SQ-190SR. Council District #4 Expenditure not to exceed: \$1,082,349	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item AA	Contract with G&M Construction Company of Florida, LLC, for the Beck Ranch Park Slaughterhouse, 24-B-133SR, C1975. (Deltona Area) Council District #3 Expenditure: \$165,622 [From FEMA funding]	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item BB	Award of Contract with MetaWorld Civil Consulting, LLC, for the engineering design for the Veterans Memorial Parkway Extension, 24-SQ-27SR. Council District #1 Expenditure not to exceed: \$1,287,397	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item CC	Contract with Midcoast Construction Enterprises, LLC, d/b/a Midcoast Marine Group, for the L.B. Knox Bridge Deck Repairs, 24-B-113SR, C1968. Expenditure not to exceed: \$1,074,493	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item DD	Resolution increasing the non-ad valorem assessment for stormwater utility in the unincorporated areas of Volusia County. Estimated additional annual revenue: \$1,100,000	APPROVED and ADOPTED Resolution No. 2024-95.	Motion by Robins; seconded by Reinhart; carried 7 to 0.

#### End of Consent Items

Item #	Description	Action	Motion/Vote
Item 03	Award of Agreement for Paid Parking Services - Off-Beach Parking to PCI Municipal Services, LLC, 24-P-62JD. Estimated annual expenditure: \$1,515,000	APPROVED Award of Agreement for Paid Parking Services for Off-Beach Parking to PCI Municipal Services, LLC effective January 1, 2025.  AMENDED the motion to allow Volusia County residents up to 48 hours to register so they do not get charged.	Motion by Kent; seconded by Santiago; carried 7 to 0.  Motion by Kent; seconded by Santiago; carried 6 to 1 with Johansson opposed.
Item 04	Ordinance 2024-21 Off-Beach Parking Fees.	APPROVED and ADOPTED Ordinance No. 2024-21 to include an auto registration renewal.	Motion by Kent; seconded by Santiago; carried 7 to 0.
Item 05	<del>Ordinance 2024-20 Vehicular Beach Access Fees.</del>	CONTINUED to the August 6, 2024, Council Meeting.	N/A
Item 06	A special exception for a Forestry Resource Subdivision located at 665 Lake George Road, Seville, on Forestry Resource (FR) zoned property. (Case S-24-005) (Council District 1)	APPROVED	Motion by Santiago; seconded by Kent; carried 7 to 0.
Item 07	Special Exception for Nonprofit Organization Camp at 898 Camp Winona Road, DeLeon Springs, on Prime Agriculture (A-1) zoned property. (Case 24-008) (Council District 1)	APPROVED	Motion by Reinhart; seconded by Johansson; carried 7 to 0.

Item #	Description	Action	Motion/Vote
Item 08	A rezoning from the Transitional Agriculture (A-3) and the Commercial Marina (B-7) zoning classifications at 1905 Hontoon Road, DeLand to a Planned Unit Development (PUD) with a Mixed-Use subclassification. (Case PUD-23-013)(Council District 1)	<p>APPROVED and ADOPTED Resolution No. 2024-96 to include the following modifications to the development agreement (8 items):</p> <ul style="list-style-type: none"> <li>• Modifying the southern buffer of the cottage area from 15 feet to 25 feet.</li> <li>• Modifying the southern building separation setback of the cottage area from 10 feet to 50 feet.</li> <li>• Providing a 150 foot building setback to any cottage from Hontoon Road.</li> <li>• Reducing the maximum number of cottage units from 17 units to 12 units.</li> <li>• Modifying “Hotel/Motel” in the list of permitted uses to include a parenthetical description noted as follows: “Hotel/Motel (rental cottages only).”</li> <li>• Clarifying occupancy to specify that rentals shall be limited to single family occupancy, as defined by the Zoning Ordinance.</li> <li>• Confirming that the maximum cottage height shall be one (1) story, or twenty-five (25) feet high.</li> <li>• Providing a six (6) foot opaque fence to be located on the southern property line between the cottage area on the subject property and the neighboring property.</li> </ul>	Motion by Santiago; seconded by Kent; carried 7 to 0.

Item #	Description	Action	Motion/Vote
Item 09	Resolution awarding non-exclusive commercial solid waste collection and disposal franchise to GFL Environmental. Estimated annual Revenue: \$120,000	APPROVED and ADOPTED Resolution No. 2024-97.	Motion by Santiago; seconded by Reinhart; carried 7 to 0.
Item 10	Modification of Contract with T & K Construction, LLC for the Tomoka Farms Road landfill - Southeast Expansion Stormwater Management System, 23-SQ-149SR, C1906, Mod 1. Expenditure: \$23,486,156 [From ARPA funds and debt proceeds]	APPROVED	Motion by Santiago; seconded by Kent; carried 7 to 0.
Item 11	Approval of Contract with Stearns, Conrad and Schmidt, Consulting Engineers, Inc., d/b/a SCS Engineers for professional engineering services for the Tomoka Farms Road landfill - Southeast expansion area, class I, 23-SQ-180IF. Expenditure: \$2,699,810	APPROVED	Motion by Santiago; seconded by Reinhart; carried 7 to 0.
Item 12	Contract with Wharton-Smith, Inc., for professional construction management and general contracting services for the Southwest Regional Water Reclamation Facility expansion, 23-SQ-03IF, C1849, Part B - Phase 1. Expenditure: \$20,935,252 [From ARPA and Grant funds]	APPROVED	Motion by Santiago; seconded by Kent; carried 7 to 0.
Item 13	Contract with of Hedrick Brothers Construction Co., Inc., for the construction management/general contracting for the Marine Science Center Education Building Additions/Alterations, 23-SQ-101SR, C1884, Part B. (Ponce Inlet) Council District #2 Expenditure: \$4,216,678 [\$2,603,620 from ECHO funds]	APPROVED	Motion by Reinhart; seconded by Santiago; carried 7 to 0.
Item 14	Resolution authorizing dissolution of the Library Advisory Board.	APPROVED and ADOPTED Resolution No. 2024-98 to dissolve the Library Advisory Board.	Motion by Santiago; seconded by Johansson; carried 5 to 2 with Dempsey and Brower opposed.

Item #	Description	Action	Motion/Vote
Item 15	Ordinance 2024-18 Council direction concerning Animal Control Board.	APPROVED and ADOPTED Ordinance No. 2024-18.	Motion by Santiago; seconded by Johansson; FAILED 5 to 2 with Dempsey, Kent, Reinhart, Robins and Brower opposed.
Item 16	Ordinance 2024-17; Reducing the Historic Preservation Board's membership and quorum requirements.	APPROVED and ADOPTED Ordinance No. 2024-17 effective April 1 <sup>st</sup> , 2025.	Motion by Reinhart; seconded by Johansson; carried 6 to 1 with Santiago opposed.
Item 17	Budget resolution updated ECHO Direct County Expenditure Plan (2024-2028). Expenditure: \$10,065,000	APPROVED and ADOPTED Budget Resolution No. 2024-99.	Motion by Robins; seconded by Santiago; carried 7 to 0.
Item 18	Fiscal Year 2024-25 TRIM Rates and Budget Overview. Operating Budget: \$1,322,153,507 Non-operating budget: \$257,428,775	APPROVED and ADOPTED tentative TRIM rates and set the first public hearing for the budget at 6:00 p.m., on September 3, 2024 and the second public hearing for the budget at 6:00 p.m., on September 17, 2024, in the Thomas C. Kelly Administration Center, 123 West Indiana Avenue, Deland, FL 32720 to include the millage rate of 3.2862 to the general fund.  AMENDED motion to change the proposed millage by adding 0.0855 mills to the general fund budget so that the millage rate of the general fund is 3.2862.	Motion by Kent; seconded by Johansson; carried 4 to 3 with Dempsey, Kent and Brower opposed.  Motion by Santiago; seconded by Reinhart; carried 4 to 3 with Dempsey, Kent and Brower opposed.
Item 19	At-Large appointment to the West Volusia Tourism Advertising Authority.	Johansson NOMINATED Ian Carrey for APPOINTMENT to the West Volusia Tourism Advertising Authority (WVTAA) for the remainder of a two-year term expiring March 31, 2025.	Motion by Johansson; seconded by Kent; carried 7 to 0.



Item #	Description	Action	Motion/Vote
Item 20	Appointment to the Daytona Beach Racing and Recreational Facilities Authority.	APPROVED and ADOPTED Resolution No. 2024-100 for the APPOINTMENT of Michael Munier to the Daytona Beach Racing and Recreational Facilities Commission for the remainder of a four-year term expiring July 1, 2027.	Motion by Johansson; seconded by Kent; carried 7 to 0.

#### Matters not on the agenda

Description	Action	Motion/Vote
For staff to bring back additional information on where Narcan would be most needed and for staff to reach out to municipalities to see if they would like to participate.	APPROVED	Motion by Robins; seconded by Reinhart; carried 7 to 0.
For staff to bring back information on dangerous dog hearings being heard by the Animal Control Advisory Board.	APPROVED	Motion by Dempsey; seconded by Kent; carried 7 to 0.
To schedule a road improvement workshop to include the list of roads that need improvements, how much it will cost and how to fund it.	APPROVED	Motion by Johansson; seconded by Santiago; carried 7 to 0.
For staff to bring back the insurance requirements for dangerous dogs in unincorporated areas of Volusia County.	APPROVED	Motion by Kent; seconded by Santiago; carried 7 to 0.