

# VOLUSIA COUNTY COUNCIL ACTION LIST

**MEETING DATE: October 03, 2023**

## Consent Items 01

Item #	Description	Action	Motion/Vote
Item A	Presentation from Keith Norden, President and CEO, Team Volusia Economic Development Corporation (TVEDC).	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item B	Contract task assignment to PQH Group Design, Inc., for the Volusia County Fairgrounds Field Drainage, Paving and Lighting Renovations, 23-SQ-17LL, PC3342, TA7. Expenditure not to exceed: \$147,490	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item C	Approval of agreement with Oracle Elevator for elevator, escalator, and chairlift maintenance and repair, 23-P-118MC. Estimated annual expenditure: \$150,000	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item D	Award of contract to A/R/C Associates, Incorporated and Raymond Engineering - Georgia, Inc., for the Professional Roof Management Program Services, 23-SQ-102LL. Estimated annual expenditure: \$100,000	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item E	Award of agreement to HFT Management, Inc., dba Gateway Outdoor Advertising, Inc., for Exterior and Interior Advertising on Buses, 23-P-55TF. <b>Revenue: \$600,000</b>	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item F	FY2023-24 Core Contract with the Florida Department of Health Volusia County. Expenditure: \$2,923,830	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item G	Agreement with Statewide Guardian Ad Litem office for reimbursement of senior secretarial position. Expenditure: \$52,695	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item H	Clyde Morris Landing Partners - Affordable Housing Incentive Agreement. Expenditure: \$900,000 [From ARPA funds]	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item I	Request to rescind ECHO grant 19-07, City of New Smyrna Beach Women's Club.	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item J	Award of hunting lease for Deep Creek Preserve Leffler Tract, 23-B-72KW. <b>Estimated annual revenue: \$31,744</b>	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item K	Award of hunting lease for Deep Creek Preserve Kemcho Tract, 23-B-129KW. <b>Estimated annual revenue: \$34,615</b>	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.

Item #	Description	Action	Motion/Vote
Item L	Communications Sales Tax (CST) Resolution Encouraging Volusia County local governments to repeal their levy of the CST.	APPROVED and ADOPTED Resolution No. 2023-133.  AMENDED to change line number 16 of the resolution from "eliminate" to "eliminate or reduce".	Motion by Santiago; seconded by Kent; FAILED 4 to 3, with Brower, Johansson, Reinhart, and Dempsey OPPOSED.
Item M	Community events list.	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item N	Approval of Agreement with the Volusia Sheriff's Office regarding continuing obligations for law enforcement at the Beach.	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item O	A Resolution of the Council declaring that Florida Pace Funding Agency's (FPFA) operation in the unincorporated county without Council approval is a public health, safety, and welfare emergency.	APPROVED and ADOPTED Resolution No. 2023-134.	Motion by Kent; seconded by Robins; carried 7 to 0.
Item P	Beach Special Event Application - 12th Annual Historic North Turn Legends Beach Parade.	APPROVED	Motion by Kent; seconded by Santiago; carried 7 to 0.
Item Q	Contract amendment for Medical Examiner services with James Fulcher, M.D., P.A. Expenditure: \$2,976,543	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item R	Maintenance agreement with WP Daytona-LPGA FL Owner LLC for improvements along LPGA Boulevard in Daytona Beach.	APPROVED the maintenance agreement.	Motion by Kent; seconded by Robins; carried 7 to 0.
Item S	Renewal of contracts with multiple firms to provide professional surveying and mapping services, 20-SQ-121SR, CA1.	APPROVED	Motion by Kent; seconded by Robins; carried 7 to 0.
Item T	Grant of 20' utility easement to the City of Orange City for their proposed pipe rehabilitation project. Orange City Area. County Council District 1.	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 Lynn Flanders to the position of the Ocean Center Department Director.	APPROVED	Motion by Johansson; seconded by Reinhart; carried 7 to 0.

Item #	Description	Action	Motion/Vote
Item 03	Community Development Block Grant - Disaster Recovery - Action Plan.	APPROVED the Community Development Block Grant Disaster Recovery Action Plan as presented.	Motion by Reinhart; seconded by Johansson; carried 5 to 2, with Robins and Dempsey OPPOSED.
Item 04	<del>Ordinance Number 2023-42 for Amendments to the Beach Code per the request of the Volusia Sheriff's Office.</del>	WITHDRAWN from agenda.	N/A
Item 05	Resolution - Proposed vacation of a portion of the plat of West Highlands Subdivision. Map Book 6, Page 220. (Orange City Area) County Council District #1.	APPROVED and ADOPTED Resolution No. 2023-135.	Motion by Robins; seconded by Santiago; carried 7 to 0.
Item 06	Resolution - Proposed vacation of a portion of the plat of West Highlands Subdivision. Map Book 6, Page 220. (Orange City Area) County Council District #1.	APPROVED and ADOPTED Resolution No. 2023-136.	Motion by Robins; seconded by Santiago; carried 6 to 0. (Santiago out of the room)
Item 07	Resolution - Proposed vacation of a portion of the plat of West Highlands Subdivision. Map Book 6, Page 220. (Orange City Area) County Council District #1.	APPROVED and ADOPTED Resolution No. 2023-137.	Motion by Robins; seconded by Santiago; carried 6 to 0. (Santiago out of the room)
Item 08	Ordinance 2023-41 - Requested ordinance change to beach vessel exclusion zone.	APPROVED and ADOPTED Ordinance No. 2023-41.	Motion by Robins; seconded by Kent; carried 7 to 0.
Item 09	Ordinance 2023-37. Large-Scale Comprehensive Plan Amendment - Future Land Use Element (Case CPA-23-009).	APPROVED to transmit Ordinance No. 2023-37 to the Department of Commerce for State Coordinated review and the Volusia Growth Management Commission (VGMC) for certification.	Motion by Santiago; seconded by Kent; carried 7 to 0.

Item #	Description	Action	Motion/Vote
Item 10	Resolution - Rezoning of a 65.33-acre site at the northwest corner of Tomoka Farms Road and Pioneer Trail, New Smyrna Beach, from the A-1/RC to PUD/Resource Corridor zoning classification (Case PUD-23-005) (County Council District 3).	APPROVED Resolution No. 2023-138 with a mechanism to ensure compliance with the Development.	Motion by Robins; seconded by Reinhart; carried 7 to 0.
Item 11	A Special Exception for a Recreation Area for a paintball operation on 20.79 acres at 1155 Lakeview Drive, DeLand on Rural Agriculture (A-2) and Transitional Agriculture (A-3) zoned property (Case S-23-008) (County Council District 1).	APPROVED with staff recommended conditions.	Motion by Robins; seconded by Santiago; carried 6 to 1, with Kent OPPOSED.
Item 12	Ordinance 2023-26. Small-scale Comprehensive Plan Amendment of 4.01 acres of a 10.4-acre site at 3630 North US 17, DeLand from Commercial Future Land Use Map designation to Urban Low Intensity (Case CPA 23-008) (County Council District 1). Applicant: Michael DiDomenico, Haven Property Group, Agent. Owner: Aliraza Manekia, Stewart Holdings, LLC	APPROVED and ADOPTED Ordinance No. 2023-26.	Motion by Santiago; seconded by Robins; carried 7 to 0.
Item 13	Resolution - Rezoning of 4.01 acres of a 10.4-acre site at 3630 N US 17, DeLand from General Commercial (B-4) zoning classifications to Urban Single-Family R-1 zoning classification (Case Z-23-007) (County Council District 1). Applicant: Michael DiDomenico, Haven Property Group, Agent Owner: Aliraza Manekia, Stewart Holdings, LLC	APPROVED and ADOPTED Resolution No. 139.	Motion by Reinhart; seconded by Johansson; carried 7 to 0.
Item 14	Award of agreement to River North Transit, LLC a wholly owned subsidiary of Via Transportation, Inc., for Mobility-on-Demand (MOD) Services, 23-P-74JRD. Expenditure: \$2,274,337	APPROVED	Motion by Santiago; seconded by Johansson; carried 6 to 1, with Dempsey OPPOSED.
Item 15	Contract with Halifax Paving, Inc., for the Veterans Memorial Parkway Widening, 23-B-135SR, C1899. Expenditure: \$3,258,504	APPROVED	Motion by Robins; seconded by Santiago; carried 7 to 0.
Item 16	Contract with GPS Civil Construction, Inc. for the U.S. 1 utility extensions, 23-B-143IF, C1905. Expenditure: \$2,778,100	APPROVED	Motion by Santiago; seconded by Robins; carried 7 to 0.

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Item 17	Direction regarding regulations on hours of operation for construction equipment.	APPROVED seven days a week from 6:00 a.m. to 7:00 p.m. and take it out of Chapter 50 of Code of Ordinances as a nuisance.  AMENDED the hours of operation to 6:00 a.m. to 9:00 p.m. seven days a week.	Motion by Robins; seconded by Santiago carried 4 to 2, with Kent and Brower OPPOSED. (Santiago out of the room)  Motion by Robins; seconded by Santiago carried 4 to 2, with Kent and Brower OPPOSED. (Santiago out of the room)
Item 18	Artificial Reef Program Update.	ACCEPTED of the report	Motion by Reinhart; seconded by Johansson; carried 6 to 0. (Santiago out of the room)

#### Matters not on the agenda

Description	Action	Motion/Vote
For Council and staff to address concerns on the fuel farm during Council closing comments.	APPROVED	Motion by Robins; seconded by Santiago; carried 6 to 1, with Brower OPPOSED.
To have the State of the County at the Sanborn Center and to alternate the location of the event between the East side and West side of the County.	APPROVED  AMENDED to look at various locations on the West side of the County.	Motion by Reinhart; seconded by Robins carried 4 to 2, with Kent and Brower OPPOSED. (Santiago out of the room)  Motion by Reinhart; seconded by Robins carried 4 to 2, with Kent and Brower OPPOSED. (Santiago out of the room)
For Mr. Robins to present his sample ordinance pertaining to sexual offenders and predators, along with staff's short presentation on the residency restrictions.	APPROVED	Motion by Robins; seconded by Reinhart; carried 6 to 0. (Santiago out of the room)
Directed staff to come up with ideas or come back with additional information on how we can outfit county current parks and future parks with cameras using ECHO funds.	APPROVED	Motion by Robins; seconded by Reinhart; carried 6 to 0. (Santiago out of the room)
Directed staff to have the trucks, trailers, and repealing the firearms laws on the next feasible agenda in November.	APPROVED	Motion by Robins; seconded by Reinhart; carried 6 to 0. (Santiago out of the room)
To make the County's gopher tortoise regulations consistent with the State's regulations.	APPROVED	Motion by Robins; seconded by Reinhart; carried 6 to 0. (Santiago out of the room)

Description	Action	Motion/Vote
Directed staff to bring back information on the repeal and usage to use shipping containers for business and agriculture use.	APPROVED	Motion by Robins; seconded by Reinhart; carried 6 to 0. (Santiago out of the room)