

VOLUSIA COUNTY COUNCIL ACTION LIST

MEETING DATE: November 07, 2023

Consent Items 01

Item #	Description	Action	Motion/Vote
Item A	Presentation of economic development data for the 3rd Quarter of 2023.	N/A	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item B	Award of contract to JJ Pro Management, LLC for the Sheriff's Operations Center West Restroom Reconstruction. 23-B-35LL, C 1865. Expenditure: \$291,847	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item C	Award of contract to JJ Pro Management LLC for the Daytona Beach Foxman Justice Center first floor lobby restroom renovations, 23-B-117IF, C1893. Expenditure not to exceed: \$195,000	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item D	Resolution accepting \$299,690 of SFY 21/22 Section 5311 FDOT grant funds for paratransit services in the rural areas of Volusia County.	APPROVED and ADOPTED Resolution No. 2023-152.	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item E	Community Development Block Grant (CDBG) Action Plan Amendments. Amendment amount: \$379,338	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item F	Award of the 2023-24 community cultural grants. Expenditure: \$611,758	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item G	Renewal of contracts with Natural Resource Planning Services, Young Bear Environmental, and Zev Cohen & Associates, Inc., Ormond Beach, Florida for professional land management services, 20-SQ-160IF, AMD 1. Estimated annual expenditure: \$400,000 [From Volusia Forever Land Management funds]	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item H	Emergency Management Performance Grant agreement; resolution appropriating grant proceeds. <u>Revenue: \$297,992 [\$148,996 Federal grant; \$148,996 in-kind grant match]</u>	APPROVED and ADOPTED Budget Resolution No. 2023-153.	Motion by Kent; seconded by Johansson; carried 7 to 0.

Item #	Description	Action	Motion/Vote
Item I	Sea Turtle Conservancy Grant Award. <u>Revenue: \$1,000</u>	APPROVED and ADOPTED Resolution No. 2023-154.	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item J	Community events list.	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item J-1	Proclamation to be presented outside county council chambers. <ul style="list-style-type: none"> Mt. Zion African Methodist Episcopal Church Days - November 18 and 19, 2023. 	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item K	International Union of Police Associations (IUPA) Collective Bargaining Agreement 2023-2026 for Corrections Lieutenants.	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item L	Authorization for the county manager to fill positions for CDBG-DR program.	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item M	Approval of Interlocal Agreement regarding County Funded Court Employees.	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item N	Amendment No. 1 Beach Concessions Agreement with Beach Rentals and Refreshments of Volusia County, LLC. Revenue reduction: \$137,500	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item O	Maintenance agreement with JLM Living Daytona, LLC for improvements along Strickland Range Road. (Daytona Beach) County Council District #4	REMOVED from agenda.	N/A
Item P	Amendment to the Right of Way Agreement for the Madeline Avenue extension with Masroc Land, LP in the Daytona Beach Area.	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item Q	Selection of Civil/Site Engineering, Inc., DRMP, Inc., England-Thims & Miller, Inc., and Tierra, Inc. to provide construction, engineering, and inspection services, 23-SQ-110SR.	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item R	Single source agreements with Ring Power Corporation, Daytona Beach, Florida for Caterpillar Total Maintenance and Repair. Estimated annual expenditure: \$107,596	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.

Item #	Description	Action	Motion/Vote
Item S	Application for an appropriation of FY 2023-24 FDOT/KFB-KAB Affiliates Litter Prevention Education Program. Revenue: \$15,000 Local match: \$15,000	APPROVED and ADOPTED Budget Resolution No. 2023-155.	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item T	Selection of firms and award of contracts to provide professional traffic engineering and transportation planning, 23-SQ-93LL.	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item U	First Amendment to the Interlocal Agreement for Public Works for the Provision of Maintenance and Operations of Traffic Control Devices with the City of Port Orange.	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item V	State of Florida Department of Environmental Protection Grant Agreement LPA0699, Volusia County - Gemini Springs BMAP Protection Grant for Utility Improvements (Infrastructure). Revenue: \$1,400,000 [From grant funds]	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.

End of Consent Items

Item #	Description	Action	Motion/Vote
Item 02	Initiating Resolution for expansion of the Interlocal Service Boundary Agreement (ISBA) between Volusia County and the City of Ormond Beach.	<p>APPROVED and ADOPTED Resolution No. 2023-156 Initiating Resolution for expansion of the Interlocal Service Boundary Agreement (ISBA) between Volusia County and the City of Ormond Beach.</p> <p>DENIED the amended motion to remove 874 Hull Road from the Initiating Resolution for expansion of the Interlocal Service Boundary Agreement (ISBA) between Volusia County and the City of Ormond Beach.</p>	<p>Motion by Johansson; seconded by Robins; carried 6 to 1, with Kent OPPOSED.</p> <p>Motion by Kent; seconded by Brower; failed 5 to 2, with Reinhart, Robins, Santiago, Dempsey, Johansson OPPOSED.</p>
Item 03	Direction to initiate discussions with FEC Railroad on possibility of leasing or purchase of 874 Hull Road, Ormond Beach, Florida.	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item 04	School Board request for additional school resource deputies. Expenditure: \$762,011 Revenue: \$419,106	DENIED the School Board's request for additional school resource deputies.	Motion by Kent seconded by Johansson; carried 7 to 0.

Item #	Description	Action	Motion/Vote
Item 05	Re-hearing of a request to reduce liens for 120 South Shell Road.	DENIED the lien reduction request for 120 South Shell Road.	Motion by Santiago; seconded by Johansson; carried 7 to 0.
Item 06	A special exception for a sawmill on East State Road 40, DeLeon Springs on Prime Agriculture (A-1) zoned property (S-23-010) (County Council District 1). Applicant: Nika K. Hosseini, Esquire, Cobb Cole. Owner: DBK Ranches, Inc.	APPROVED with the staff recommended conditions.	Motion by Santiago; seconded by Robins; carried 7 to 0.
Item 07	A rezoning at 2360 A1A from General Commercial, Tourist, Urban Single-Family Residential, Urban Multifamily Residential, and Resource Corridor zoning classifications to Planned Unit Development (Case PUD-23-011 Oceanview Villas PUD) (CC District 4). Applicant: Nika K. Hosseini, Esquire, Cobb Cole. Owner: Creating My Own Yes, LLC	APPROVED and ADOPTED Resolution No. 2023-157.	Motion by Reinhart; seconded by Robins; carried 7 to 0.
Item 08	Ordinance 2023-43 Eliminating the requirements for County Business Tax Receipts.	APPROVED and ADOPTED Ordinance No. 2023-43.	Motion by Santiago; seconded by Robins; carried 7 to 0.
Item 09	Contract with P&S Paving, Inc., for the Amelia Avenue Safety Improvements, 22-B-73SR, C1820. (DeLand) Council District #1. Expenditure: \$3,220,673 [\$1,877,959 from grant funds; \$1,342,714 from Local Option Gas Tax]	APPROVED	Motion by Santiago; seconded by Johansson; carried 5 to 0, with Santiago and Dempsey out of the room.
Item 09-A	Proportionate fair share agreement with the City of Daytona Beach and Hines Acquisitions, LLC for the Oasis Mixed Use Development project. Council District 4. Revenue: \$1,443,179	APPROVED	Motion by Santiago; seconded by Kent; carried 6 to 0, with Dempsey out of the room.

Item #	Description	Action	Motion/Vote
Item 10	Amendment to Grant Agreement with the Florida Department of Environmental Protection for an additional \$40,010,255.00 for the feasibility study, design, permitting, and construction of the Volusia County 2022 Hurricane Ian and Nicole Recovery Project. <u>Revenue: \$40,010,255 [total amended grant amount \$77,700,000]</u>	<p>APPROVED and ADOPTED Budget Resolution No. 2023-158 and AUTHORIZED for the County Manager to execute amendments to the grant agreement for modifications to the agreement that do not change the total amount of funds awarded.</p> <p>DIRECTED staff to draft a resolution for a waiver of the sand placement that would be contingent on a signed easement from an owner and for the resolution to have a time requirement (sunset date) tied with the emergency final orders of Hurricane Ian and Nicole to return to Council for the first meeting in December.</p>	<p>Motion by Reinhart; seconded by Robins; carried 7 to 0.</p> <p>Motion by Reinhart; seconded by Robins; carried 7 to 0.</p>
Item 11	Transfer of SunRail operations and funding.	APPROVED	Motion by Santiago; seconded by Johansson; carried 7 to 0.

Item #	Description	Action	Motion/Vote
Item 12	2024 State Legislative Priority List.	APPROVED the Legislative Priorities and to include the appropriations request.	Motion by Johansson; seconded by Reinhart; carried 7 to 0.
Item 13	Chair, At-Large and District 3 Councilmember appointments to the Code Enforcement Board.	Robins NOMINATED Gary Brouillette for a three-year term expiring November 18, 2026. Brower and Johansson deferred their NOMINATIONS to November 21, 2023.	Motion by Robins; seconded by Reinhart; carried 7 to 0.

Matters not on the agenda

Description	Action	Motion/Vote
Direct staff to bring back additional information on a cut through spur for the property by the Fire Station on Enterprise to add a trail to the Enterprise Trail.	APPROVED	Motion by Robins; seconded by Kent; carried 7 to 0.
Direct staff to bring back proposals to expand or eliminate videos during Public Participation.	APPROVED	Motion by Santiago; seconded by Kent; carried 7 to 0.
Direct staff to bring back a sunset program for recipients of Cultural Grants.	APPROVED	Motion by Johansson; seconded by Kent; carried 7 to 0.
Direct staff to look into setting up an ombudsmen.	APPROVED	Motion by Dempsey; seconded by Robins; carried 7 to 0.
Direct staff to bring back information on creating a committee to help organize an event and a mural celebrating our Founding Fathers.	APPROVED	Motion by Dempsey; seconded by Kent; carried 7 to 0.
Direct staff to investigate using a Special Magistrate versus the Code Enforcement Board.	APPROVED	Motion by Johansson; seconded by Robins; carried 7 to 0.

Description	Action	Motion/Vote
For Leadership Member, including County Chair, to attend the next School Board meeting.	APPROVED	Motion by Johansson; seconded by Kent; carried 7 to 0.