

**VOLUSIA COUNTY COUNCIL ACTION LIST**

**MEETING DATE: December 05, 2023**

**Consent Items 01**

<b>Item #</b>	<b>Description</b>	<b>Action</b>	<b>Motion/Vote</b>
Item A	Award of contract to Paul Culver Construction, Inc. for the Dickerson Library Restoration, 23-B-188LL, C1921. Expenditure: \$280,000 [from grant funds]	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item B	Award of contract to Oracle Elevator Holdco. Inc. DBA Premier Oracle Elevators for the DeLand Library Elevator Modernization, 23-B-205LL, C1930. Expenditure: \$159,995	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item C	Award of contract to Kirton Enterprises, Inc. for the Beach Safety Sunsplash Lifeguard Control Tower, 23-B-173LL, C1914. Expenditure: \$398,946	APPROVED and ADOPTED Budget Resolution No. 2023-188.	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item D	Contract task assignment to Hall and Ogle Architects, Inc., for the Ocean Center Restroom ADA and Energy Conservation Measures. Expenditure: \$166,000	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item E	Resolutions - Authorizing applications to the Florida Department of Transportation (FDOT) SFY25 [State Fiscal Year] for 5310, 5311 and 5339 grant funding programs.	APPROVED and ADOPTED Resolution No. 2023-189, Resolution No. 2023-190, and Resolution No. 2023-191.	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item F	Agreement with Council on Aging of Volusia County, Inc. for transportation of clients to and from community resources. <b>Estimated annual revenue: \$435,000</b>	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item G	Resolution - Requesting authorization to submit an application package to the Moving to Work Demonstration Program with the U.S. Department of Housing and Urban Development (HUD).	APPROVED and ADOPTED Resolution No. 2023-192.	Motion by Kent; seconded by Johansson; carried 7 to 0.

<b>Item #</b>	<b>Description</b>	<b>Action</b>	<b>Motion/Vote</b>
Item H	Agreements for lawn maintenance and service in accordance with 23-B-169HO. Estimated annual expenditure: \$887,360	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item I	Budget Resolution - Appropriation of emergency medical services trust fund. Revenue: \$486,048 [\$55,486 new revenue, \$15,000 investment income, \$415,562 prior years revenue]	APPROVED and ADOPTED Budget Resolution No. 2023-193 and Budget Resolution No. 2023-194.	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item J	Agreement with Seminole County for automatic aid/closest unit response for fire and emergency medical services in Lake Harney Fire District 37. Annual expenditure: \$155,000	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item K	Resolution - Florida local government cybersecurity statutory requirement compliance.	APPROVED and ADOPTED Resolution No. 2023-195.	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item L	Resolution declaring certain lands to be surplus and authorizing disposal.	APPROVED and ADOPTED Resolution No. 2023-196.	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item M	Internal Audit of Payroll.	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item N	Community events list.	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item O	Renewal of contract with Aqua Marketing & Communications, Inc. for advertising and marketing services, 19-SQ-05PW.	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item P	Agreement with the City of Pierson for provision of animal control services.	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item Q	Approval of Amendment No. 1 to the agreement for inmate medical services, 23-P-20AK. Estimated annual reduction in expenditure: \$62,919	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.

<b>Item #</b>	<b>Description</b>	<b>Action</b>	<b>Motion/Vote</b>
Item R	Budget Resolution - Acceptance of FY 2022 State Criminal Alien Assistance Program funding and appropriation of proceeds. <b><u>Revenue: \$50,769</u></b>	APPROVED and ADOPTED Budget Resolution No. 2023-197.	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item S	Budget Resolution - Contract with Paul Culver Construction, Inc., for professional construction management and general contracting services for the Marine Science Center Reef Aquarium Exhibit, Part B, 22-SQ-145SR, C1838. Expenditure: \$498,494 [\$211,000 from ECHO funds]	APPROVED and ADOPTED Budget Resolution No. 2023-198.	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item T	Contract with of Hedrick Brothers Construction Co., Inc., for the construction management/general contracting for the Marine Science Center Education Building Additions/Alterations, Part A, 23-SQ-101SR, C1884. Expenditure: \$45,026	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item U	Amended and Restated Proportionate fair share agreement with City of Port Orange and FL P52, LLC for the Shoppes at Summer Trees commercial development. Council District 2 <b><u>Revenue: \$649,951</u></b>	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item V	First Amendment to Interlocal Agreement with Cities of DeLand, Deltona, and Orange City to Conduct a Capital Improvement Plan Coordination Study. Expenditure: \$20,000	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.
Item W	Donation of Local Forfeiture Monies for Fiscal Year Ending September 30, 2024. Transfer to VSO: \$217,000	APPROVED	Motion by Kent; seconded by Johansson; carried 7 to 0.

**End of Consent Items**

<b>Item #</b>	<b>Description</b>	<b>Action</b>	<b>Motion/Vote</b>
Item 02	Renewal of Children and Family Advisory Board (CFAB) funding recommendations. Expenditure: \$2,410,472	APPROVED	Motion by Santiago; seconded by Kent; carried 7 to 0.

Item #	Description	Action	Motion/Vote
Item 03	SMA Healthcare Updates.	APPROVED for staff to write a letter of support for West Volusia Comprehensive Addictions and Mental health Clinic Capital Project to Honorable Tom Wright and Honorable Stan McClain.	Motion by Johansson; seconded by Kent; carried 7 to 0.
Item 04	Resolution - Proposed Vacation of a portion of Harbor Road. (Port Orange area) Council District #3	APPROVED and ADOPTED Resolution No. 2023-199.	Motion by Santiago; seconded by Robins; carried 7 to 0.
Item 05	Resolution - Proposed Vacation of a portion of Astor Junction AKA Eldridge Subdivision, Map Book 1, Page 34. (Pierson Area) Council District 1	APPROVED and ADOPTED Resolution No. 2023-200.	Motion by Santiago; seconded by Johansson; carried 7 to 0.

Item #	Description	Action	Motion/Vote
Item 06	<p>A Special Exception for a mini-warehouse on 2995 South Woodland Boulevard, DeLand on General Commercial (B-4) zoned property. (S-23-009) (County Council District 1)  Applicant: Selby Weeks, P.E. Owner: Stor-All DeLand, LLC</p>	<p>APPROVED as presented with emphasis on decelerating and additional lighting to Florida Department of Transportation (FDOT).</p> <p>APPROVED to table Item 6 until the County Council meeting on February 6, 2024.</p>	<p>Motion by Robins; seconded by Johansson; FAILED 4 to 3, with Brower, Santiago, Kent and Dempsey OPPOSED.</p> <p>Motion by Santiago; seconded by Dempsey; carried 6 to 1, with Robins OPPOSED.</p>
Item 07	<p>Adoption Hearing. Ordinance No. 2023-23. Ordinance amending the Comprehensive Plan Affordable Housing Policies (Chapter 1, Chapter 5, and Chapter 20).</p>	<p>APPROVED to table for 90 days and direct staff to return with additional alternatives.</p>	<p>Motion by Santiago; seconded by Kent; carried 7 to 0.</p>
Item 08	<p>Resolution - A rezoning from the Light Industrial (I-1) zoning classification at 3697 Old DeLand Road, Daytona Beach, to Planned Unit Development zoning classification, with an Industrial subclassification (PUD)(Case PUD-23-012)(County Council District 4).  Applicant/Owner: Travis Hutson</p>	<p>APPROVED and ADOPTED Resolution No. 2023-201.</p>	<p>Motion by Robins; seconded by Santiago; carried 7 to 0.</p>
Item 09	<p>A Special Exception for a Private School at 3804 Pioneer Trail, New Smyrna Beach on Prime Agriculture (A-1) zoned property. (S-23-011) (County Council District 3)</p>	<p>APPROVED with PLDRC recommended conditions.</p>	<p>Motion by Robins; seconded by Johansson; carried 7 to 0.</p>

<b>Item #</b>	<b>Description</b>	<b>Action</b>	<b>Motion/Vote</b>
Item 10	Ordinance 2023-46. An ordinance amending section 22-706 of Chapter 22, Volusia County Code of Ordinances, by requiring properties that abut the Atlantic Ocean to have the property address displayed so it is visible to public on the beach.	APPROVED and ADOPTED Ordinance No. 2023-46.	Motion by Santiago; seconded by Reinhart; carried 7 to 0.
Item 11	Ordinance 2023-44 - An ordinance amending Sec. 50-746 and 72-703, Volusia County Code of Ordinances, by establishing new hours of operation for construction activities. The new hours of operation will be 6:00 AM to 9:00 PM Monday through Sunday.	APPROVED and ADOPTED Ordinance No. 2023-44.	Motion by Robins; seconded by Santiago; carried 5 to 2, with Chair Brower and Kent OPPOSED.
Item 12	Resolutions finding public purpose and approving issuance of Housing Finance Authority of Volusia County housing revenue bonds.	APPROVED and ADOPTED Resolution No. 2023-202 and Resolution No. 2023-203.	Motion by Johansson; seconded by Reinhart; carried 7 to 0.
Item 13	Affordable Housing Advisory Committee (AHAC) affordable housing incentive strategies report.	APPROVED	Motion by Johansson; seconded by Reinhart; carried 7 to 0.
Item 14	Award of contract to Irvine Mechanical, Inc. for the Volusia County Branch Jail Chillers, 23-B-163LL, C1911. Expenditure: \$2,534,535	APPROVED	Motion by Reinhart; seconded by Johansson; carried 7 to 0.
Item 15	Contract with Ajax Building Company, LLC for professional construction management and general contracting services for the Branch Jail Mental Health Dormitory, Part B, 22-SQ-19SR, C1805. Expenditure: \$8,184,062	APPROVED	Motion by Reinhart; seconded by Robins; carried 7 to 0.

Item #	Description	Action	Motion/Vote
Item 16	County Attorney and County Manager Annual Performance Evaluation.	APPROVED for a 5% pay increase for County Attorney Dyer and County Manager Recktenwald be retroactive to the same date as other employees.	Motion by Santiago; seconded by Robins; carried 7 to 0.
Item 17	At-Large appointment to the Southeast Volusia Advertising Authority (SEVAA).	Johansson NOMINATED Mike Arman for appointment to the Southeast Volusia Advertising Authority for the remainder of a two-year term to expire March 31, 2025.	Motion by Johansson; seconded by Santiago; carried 7 to 0.

Item #	Description	Action	Motion/Vote
Item 18	Chair's appointment to the Environmental and Natural Resources Advisory Committee (ENRAC).	<p>Chair Brower NOMINATED Suzanne Schieber for appointment to the Environment and Natural Resources Advisory Committee for the remainder of a two-year term to expire September 30, 2024.</p> <p>APPROVED for an agenda item to be placed on Council's agenda to review all the Advisory Committees and Boards during the first quarter of 2024.</p>	<p>Motion by Brower; seconded by Kent; carried 4 to 3, with Johansson, Robins and Reinhart OPPOSED.</p> <p>Motion by Santiago; seconded by Kent; carried 7-0.</p>

**Matters not on the agenda**

Description	Action	Motion/Vote
For Councilman Reinhart to participate in the Council meeting virtually.	APPROVED	Motion by Robins; seconded by Kent; carried 6 to 0.



<b>Description</b>	<b>Action</b>	<b>Motion/Vote</b>
Removal of an applicant from the Animal Control Advisory Board.	Reinhart DISMISSED Jean Colletti from the Animal Control Advisory Board effective immediately.	Motion by Reinhart; seconded by Robins; carried 7 to 0.
Directed staff to bring back information for discussion on the Do Not Knock guidelines.	APPROVED	Motion by Reinhart; seconded by Robins; carried 7 to 0.
Directed staff to investigate and bring back more information regarding Trach Chair programs for the beach.	APPROVED	Motion by Robins; seconded by Kent; carried 7 to 0.
Directed staff to investigate and draft a letter to Wilton Simpson, Florida Commissioner of Agriculture and Consumer Services, to express Council's support in establishing an area in Tiger Bay State Forest for outdoor recreation in Volusia County and for the letter to be brought back to Council for approval on or about January 16, 2024.	APPROVED	Motion by Robins; seconded by Santiago; carried 6 to 1, with Chair Brower OPPOSED.