

**CITY COUNCIL MEETING
MINUTES
September 8, 2017
3048 S. Atlantic Ave. Daytona Beach Shores, FL 32118**

Present: Council Member Lorraine Geiger, CouncilMember Mel Lindauer, CouncilMember Richard Bryan, Mayor Harry Jennings, Vice Mayor Peggy Rice. *Staff: City Manager Michael Booker, City Clerk Cheri Schwab, City Attorney Lonnie Groot, Community Services Director Fred Hiatt, City Planner Stewart Cruz, Finance Director Steve Whitmer and Public Safety Director Stephan Dembinsky.*

1. CEREMONIAL ITEMS, PRESENTATIONS AND PUBLIC NOTICES:

**Donald Stoner from West Volusia Runners Club – Lighthouse Loop
Employee Service Awards**

Don Stoner addressed the council regarding the 6th annual Lighthouse Loop. The date is October 29th and all donations go to the local high schools. The route has been modified so only the half marathon will run through the southern end of the city. He appreciated the support of the City Council.

City Manager Michael Booker presented Roni Jackson with a 15-year pin and certificate.

2. APPROVAL OF THE MINUTES: August 22, 2017 City Council Meeting
CMBR LINDAUER moved, seconded by CMBR RICE to approve the minutes of August 22, 2017.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Council Member Lorraine Geiger, CouncilMember Mel Lindauer, CouncilMember Richard Bryan, Mayor Harry Jennings, Vice Mayor Peggy Rice.

3. CONSENT AGENDA: None.

4. REPORTS OF THE CITY ATTORNEY: Attorney Groot advised the City Council that the County of Volusia had filed a petition regarding the rezoning of their two properties. The City had not been formally served yet. A litigation strategy session will be scheduled for the future.

5. REPORTS OF THE CITY MANAGER: City Manager Booker provided an update on Hurricane Irma preparations. He noted that the End of Summer Bash would be rescheduled in the next few weeks.

OLD BUSINESS: None.

6. Resolution 2017-03 A RESOLUTION OF THE CITY OF DAYTONA BEACH SHORES, VOLUSIA COUNTY, FLORIDA, SETTING THE FINAL MILLAGE RATES FOR THE CITY FOR FISCAL YEAR 2017-2018; PROVIDING AN EFFECTIVE DATE.

The City Attorney read the entire Resolution. The millage rate was announced and the adoption date of September 26th was declared.

CMBR RICE moved, seconded by CMBR GEIGER to enact Resolution 2017-03.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Council Member Lorraine Geiger, CouncilMember Mel Lindauer, CouncilMember Richard Bryan, Mayor Harry Jennings, Vice Mayor Peggy Rice.

7. Resolution 2017-04 A RESOLUTION OF THE CITY OF DAYTONA BEACH SHORES, VOLUSIA COUNTY, FLORIDA, ADOPTING THE GENERAL FUND, AND THE SEWER FUND BUDGETS FOR THE FISCAL YEAR 2017-2018; PROVIDING FOR APPROPRIATIONS; PROVIDING AN EFFECTIVE DATE. No vote this meeting, just Public Hearing.

The City Attorney read the entire Resolution. The budget amounts for both General Fund and Enterprise Fund were stated for the record. The adoption date of September 26th was declared.

CMBR RICE moved, seconded by CMBR GEIGER to enact Resolution 2017-04.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Council Member Lorraine Geiger, CouncilMember Mel Lindauer, CouncilMember Richard Bryan, Mayor Harry Jennings, Vice Mayor Peggy Rice.

8. Ordinance 2017-11 AN ORDINANCE OF THE CITY OF DAYTONA BEACH SHORES, FLORIDA REPEALING ARTICLE II, CHAPTER 8 OF APPENDIX “G” (*LAND DEVELOPMENT CODE*) OF THE *MUNICIPAL CODE OF ORDINANCES* ENTITLED “MANDATORY EXTERIOR COLOR STANDARDS”; PROVIDING FOR LEGISLATIVE FINDINGS AND INTENT; PROVIDING FOR A SAVINGS PROVISION; PROVIDING FOR CODIFICATION ACTIONS; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. First Reading.

City Planner Stewart Cruz explained that the proposed ordinance would repeal the mandatory color regulations. This past year, the state legislators enacted HB 1021 in July 2017, that preempted local governments from regulating colors to gas stations and franchises. It also would create a regulatory and enforcement challenge with residences. City staff felt repealing the code would be the fair and equitable solution.

CMBR LINDAUER moved, seconded by CMBR BRYAN to approve Ordinance 2017-11 on first reading.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Council Member Lorraine Geiger, CouncilMember Mel Lindauer, CouncilMember Richard Bryan, Mayor Harry Jennings, Vice Mayor Peggy Rice.

9. COUNCIL COMMENTS: The council wished everyone safety during the upcoming storm.

10. AUDIENCE REMARKS/PUBLIC COMMENTS: None.

11. ITEMS RECOMMENDED FOR THE NEXT AGENDA: None.

12. ADJOURNMENT: The meeting ended at 1:42 pm.

**MAYOR
HARRY H. JENNINGS**

**CITY MANAGER
MICHAEL T. BOOKER**

ATTEST:

CITY CLERK, CHERI SCHWAB