

MINUTES
CITY COUNCIL MEETING
February 27, 2018
3048 S. Atlantic Ave. Daytona Beach Shores, FL 32118

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

1. CEREMONIAL ITEMS, PRESENTATIONS AND PUBLIC NOTICES: None.

2. APPROVAL OF THE MINUTES: February 13, 2018 City Council Meeting

CMBR LINDAUER moved, seconded by CMBR RICE to approve the February 13, 2018 minutes.

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:

- Monthly Departmental Reports
- Monthly Financial Report
- Board Appointment – Beautification Board: Elizabeth London

CMBR GEIGER moved, seconded by CMBR RICE to approve the consent agenda.

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.

4. REPORTS OF THE CITY ATTORNEY: None.

5. REPORTS OF THE CITY MANAGER: None.

OLD BUSINESS: None.

NEW BUSINESS:

6. ORDINANCE 2018-01 AN ORDINANCE OF THE CITY OF DAYTONA BEACH SHORES, FLORIDA REPEALING CHAPTER 16¼ OF THE *CODE OF ORDINANCES OF THE CITY OF DAYTONA BEACH SHORES*; PROVIDING FOR LEGISLATIVE AND ADMINISTRATIVE FINDINGS AND INTENT; PROVIDING FOR REGULATION OF THE

CITY'S PARKS AND RELATED FACILITIES; PROVIDING FOR A SAVINGS PROVISION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION, DIRECTIONS TO THE CODE CODIFIER AS WELL AS THE CORRECTION OF SCRIVENER'S ERRORS AND PROVIDING FOR AN EFFECTIVE DATE. **First Reading.**

CMBR LINDAUER felt only the deletion of the Recreation Board should be removed from Chapter 16 ¼. It was explained that since there will be many changes with the addition of the new community center, it was easier to repeal the entire chapter. A workshop will be held in the future for council to discuss the new policies. CMBR BRYAN asked for an explanation regarding the savings provision. The City Attorney explained it is a part of almost every ordinance and is protection to the city for prior good faith actions.

CMBR LINDAUER moved, seconded by CMBR RICE to approve Ordinance 2018-01 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.

7. **ORDINANCE 2018-02** AN ORDINANCE OF THE CITY OF DAYTONA BEACH SHORES, FLORIDA, RELATING TO MICROBLADING AS AN ACCESSORY USE; AMENDING THE *MUNICIPAL CODE OF ORDINANCES, LAND DEVELOPMENT CODE*; AMENDING APPENDIX "G", CHAPTER 2 ENTITLED "DEFINITIONS;" PROVIDING FOR ENFORCEMENT, PENALTIES AND APPEALS; PROVIDING FOR A SAVINGS PROVISION; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. **First Reading.**

CMBR RICE moved, seconded by CMBR GEIGER to approve Ordinance 2018-02 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.

8. **RESOLUTION 2018-02** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DAYTONA BEACH SHORES, FLORIDA RELATING TO INFRASTRUCTURE FUNDING AND REQUESTING AND SUPPORTING THE COUNTY COUNCIL OF VOLUSIA COUNTY PLACING A BALLOT QUESTION ON THE 2018 ELECTION BALLOT FOR A ONE-HALF CENT INFRASTRUCTURE SALES TAX TO BE LEVIED FOR TWENTY YEARS; PROVIDING FOR LEGISLATIVE AND ADMINISTRATIVE FINDINGS; PROVIDING FOR IMPLEMENTING ADMINISTRATIVE ACTIONS; PROVIDING FOR A SAVINGS PROVISION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE. **First Reading and Public Hearing.**

CMBR RICE moved, seconded by CMBR GEIGER to adopt Resolution 2018-01 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. APPROVAL FOR NONCONFORMING SIGN GRANT TO SEA OATS

CMBR GEIGER moved, seconded by CMBR LINDAUER to approve the sign grant for Sea Oats.

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.

10. COUNCIL COMMENTS: CMBR Rice explained that she had visited the new salon in town that would be doing the microblading. She encouraged the citizens to stop by. CMBR Geiger provided a reminder for upcoming events; February 28th is the book signing at Red Lobster; St. Patrick's dinner has sold out, and the next concert is March 4th at Westminster Church. CMBR Lindauer inquired what happened at Denny's. The City Manager responded that the business had closed with no advance notice.

11. AUDIENCE REMARKS/PUBLIC COMMENTS: John Ersland spoke regarding the bill before the legislature that would remove daylight savings time. He was in full support and hoped the council would also support the bill.

Jim Cameron also spoke on legislative matters. He explained that the final two weeks would be very busy. The main areas of focus are: budget, school safety, firearms and mental health. There will be a ballot question for another \$25,000 homestead exemption.

12. ITEMS RECOMMENDED FOR THE NEXT AGENDA: None.

13. ADJOURNMENT: The meeting ended at 7:23 pm.

**MAYOR
HARRY H. JENNINGS**

**CITY MANAGER
MICHAEL T. BOOKER**

ATTEST:

CITY CLERK, CHERI SCHWAB