

**MINUTES**  
**CITY COUNCIL MEETING**  
**March 13, 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 LT Michael Fowler.*

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

**2. APPROVAL OF THE MINUTES:** February 27, 2018 City Council Meeting

**CMBR LINDAUER moved, seconded by CMBR GEIGER to approve the minutes of February 27, 2018.**

**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:**

- Board Appointment – Beautification Board: Alternate Marty Stradley

**CMBR RICE moved, seconded by CMBR GEIGER 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:** The City Attorney explained that he would provide a draft development agreement to the Council for review in regard to the joint county/city meeting last week. It is believed that the County of Volusia will resubmit the parking lot plans. Once both parties agree, he will file a voluntary withdrawal to dismiss the lawsuit with the County.

**5. REPORTS OF THE CITY MANAGER:** Community Center Workshop  
The City Manager announced that there were no pressing items for the March 27<sup>th</sup> agenda. The workshop regarding the new policies and rates for the community center could be held that day in the afternoon. The council agreed to hold a workshop at 2:00 pm. The City Manager explained that he recently received an email from Ted Hunter with the Bayshore Development Corp, Daytona Max. He provided an informal offer to buy the land parcel across the street from the city. The city has approximately \$311, 000 invested in the land. The offer was \$300,000. His recommendation to the council was to seriously consider the offer. The northern

city limit sign is on the property and the city would request an easement. After a brief discussion, the council gave a consensus to ask for a formal offer.

**OLD 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. **Second Reading & Public Hearing.**

After consideration, it was decided to table the second reading until after the council could hold a workshop to discuss the new policies and procedures.

**CMBR GEIGER moved, seconded by CMBR LINDAUER to table the agenda item until the meeting of April 10<sup>th</sup>.**

**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. **Second Reading & Public Hearing.**

CMBR Rice had a concern that the procedure would only be performed by properly educated personnel. Attorney Groot stated that a license was required since this is a form of tattooing.

**CMBR LINDAUER moved, seconded by CMBR BRYAN to adopt Ordinance 2018-02 on second 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.

**NEW BUSINESS:**

**8. COUNCIL COMMENTS:** CMBR Rice felt the Culture & Entertainment Board held another wonderful St. Patrick's celebration. CMBR Geiger reminded the audience of two

upcoming concerts: March 30<sup>th</sup> with 5 O’Clock Charley and April 8<sup>th</sup> Soprano at Westminster Church. She also stated that donations towards the Veteran’s Memorial Park were being accepted. Mayor Jennings distributed information from his recent Mayor’s roundtable meeting regarding the proposed ½ cent sales tax.

- 9. **AUDIENCE REMARKS/PUBLIC COMMENTS:** None.
- 10. **ITEMS RECOMMENDED FOR THE NEXT AGENDA:** None.
- 11. **ADJOURNMENT:** The meeting ended at 7:31 pm.

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**MAYOR  
HARRY H. JENNINGS**

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**CITY MANAGER  
MICHAEL T. BOOKER**

**ATTEST:**

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**CITY CLERK, CHERI SCHWAB**