

**City Commission Regular Meeting**  
**Tuesday, October 22, 2024**  
[Video and Agenda](#)

**Present:** Mayor Fred Cleveland, Vice Mayor Valli Perrine, Commissioner Randy Hartman, Commissioner Lisa Martin, and Commissioner Jason McGuirk

**CITY MANAGER'S REPORT**

Since the regular meeting of the City Commission was cancelled on October 8 due to Hurricane Helene, the city manager entered in both the Oct 8 report and the current Oct 24 report. Highlights follow:

- The CM, City Attorney and other city staff met on September 24 to discuss a possible amendment pertaining to the variance appeal process.
- On September 25, the CM held a storm preparedness meeting with key staff in anticipation of the effects of Hurricane Helene. The CM also participated in a Volusia County Emergency Management Teams briefing.
- On September 25, the CM and other city staff met with Venetian Bay HOA representatives to discuss parking concerns in Venetian Bay.
- The CM, City Attorney and other staff met to discuss Venetian Bay parking on October 1. Staff is continuing to research the paid parking program being implemented by Geosam.
- The CM and key staff met on October 1 to debrief Hurricane Helene response activities.
- The CM, ACM, Development Services Director, and City Engineer will meet with FDOT representatives and the city's consultant to discuss the SR44 Corridor study.
- The CM and leadership team conducted a Hurricane Milton readiness briefing to discuss storm preparedness measures in anticipation of the effects of Hurricane Milton.
- The CM, ACM, and Economic Development/CRA Director met with the County on October 17 to discuss CRA updates.

NSB Utilities General Manager and CEO Efren Chavez outlined a brief presentation regarding the restoration efforts during Hurricane Milton.

Maintenance Operations Director David Ray provided an update on the city's restoration efforts.

City Engineer Kyle Fegley provided an engineering update on capital projects.

Commission consensus directed the City Manager to schedule workshops regarding flooding.

**6. PUBLIC PARTICIPATION**

Public Participation begins at marker 1:35 on the video and progresses until marker 2:45. Over thirty people spoke.

- Half of those who spoke talked about the areas of the city that had flooded during and following Hurricane Milton. Most thought recent development and deferred maintenance of canals and drainage routes contributed to area flooding. Many spoke about the issue in past meetings.

- Speakers represented areas throughout the city: SR 44; Wayne Ave.; Pine Island, Islesboro; Glencoe Rd and Coastal Woods to name a few.
- Many spoke about Turnbull Creek and the amount of drainage that relies upon it.
- Many called for development that is more mindful of the possible flooding effects on existing local properties.
- Many support creating a citizen Committee to help study stormwater management and drainage to help come up with possible solutions to flooding.
- Three citizens spoke to the 27<sup>th</sup> Playground (Item 7V on the Consent Agenda). They thought members of the community should be looped into planning and offered help.
- Several speakers referenced the Deering Park development, both in opposition and supporting the project.
- Six citizens spoke in support of item 7R on the consent agenda.

## 7. CONSENT AGENDA

- 7.A Consider the adoption of the City Commission minutes from the regular meeting held on September 24, 2024. **Unanimously adopted**
- 7.B Consider the approval of the 2025 Community Redevelopment Agency (CRA) and City Commission Meeting Dates. **Unanimously approved scheduling November 11<sup>th</sup> and November 18<sup>th</sup> 2025 City Commission meetings. Approved 4-1, as amended, by majority vote. Hartman voted NAY.**
- 7.C Resolution No. 72-24: Consider the adoption of a Resolution, which if adopted, would approve a FDOT Grant Amendment for the Construction Phase of the Fuel Farm Rehabilitation. **Unanimously adopted**
- 7.D Resolution No. 73-24: Consider the adoption of a Resolution, which if adopted, would amend the FY2024-2025 budget. **Unanimously adopted**
- 7.E Resolution No. 74-24: Consider the adoption of a Resolution, which if adopted, would appoint a Vice Mayor to serve a one-year term commencing on November 12, 2024. **Unanimously adopted**
- 7.F Resolution No. 75-24: Consider the adoption of a Resolution, which if adopted, would amend the FY2024-2025 budget. **Unanimously adopted**
- 7.G Resolution No. 76-24: Consider the adoption of a Resolution, which if adopted, would amend the FY2024-2025 budget. **Unanimously adopted**
- 7.H Consider the approval of Amendment No. 10 to the Consultant Engineering Agreement for Avcon, Inc. for Construction Phase Services with Fuel Farm Rehabilitation and Improvements. **Unanimously approved**
- 7.I Consider the approval of an Award of Bid to Veterans Fuel Management, LLC for the Airport Fuel Farm Rehabilitation and Improvements and authorization of execution of the contract. **Unanimously approved**
- 7.J Tiano's Assignment and Assumption of License Agreement **Unanimously approved following discussion**
- 7.K Consider the approval of a Dock Easement Agreement to allow for a single-family residential dock to be located along the east side of North Riverside Drive across from property addressed at 620 North Riverside Drive. **Unanimously approved**
- 7.L Consider the approval of an EMS Ambulance Transport Unit and Equipment Purchase. **Unanimously approved**
- 7.M Special Event: Consider the approval of the Beachside Baptist Church's Christmas in the Park 2024, to be held on Friday evening December 13, 2024. **Unanimously approved**

- 7.N Special Event: Consider the approval of the Boyer/Sangas Wedding & Reception at Joy By the Sea, to be held on Saturday March 29, 2025. **Denied 3-2, by majority vote Hartman and McGuirk voted YES**
- 7.O Special Event: Consider the approval of the City of New Smyrna Beach Christmas Parade 2024, to be held on Saturday December 7, 2024. **Unanimously approved**
- 7.P Special Event: The City of NSB Leisure Services Fall Festival 2024, to be held on Saturday October 26, 2024. **Unanimously approved**
- 7.Q Special Event: Consider the approval of the Girls Night Out Event 2024, to be held on Thursday December 5, 2024. **Unanimously approved**
- 7.R Special Event: Consider the approval of the IMAGES, A Festival of the Arts to be held on Friday January 24th, Saturday 25th and Sunday 26, 2025; including a request for road closures, stage with entertainment and a beer garden area, as well as a fee waiver for the Brannon Center and Riverside Park on Thursday January 23, Friday 24th, Saturday 25th, Sunday 26th and Monday January 27, 2025. **Unanimously approved following discussion**  
*As part of the discussion, the Commissioners asked the City Manager and Leisure Services director to work toward signing multi-year, multi-event contracts with repeating and known events so that the Commission does not have to review and grant approval for each every time they are planned. The CM and LS director agreed to work on this moving forward.*
- 7.S Special Event: Consider the approval of a road closure to accommodate live music of Magnolia St. from Canal St. to the alley behind The Hub for Canal Street's First Saturday Events from November 9, 2024 through June 7, 2025. **No action; item withdrawn**
- 7.T Special Event: Consider the approval of the New Smyrna Beach Plein Air PaintOut Event 2024, to be held on October 15 - 19, 2024. **Unanimously approved**
- 7.U Special Event: Consider the approval of the Spark the Spirit Event 2024 and the Christmas Coastal Market Event 2024, to be held on Friday November 29 and Saturday November 30, 2024. **Unanimously approved**
- 7.V Consider approval of contract with Kompan to replace the playground at 27th Avenue Park. **Approved 3-2, by majority vote following discussion. Hartman and Cleveland voted NO.**
- 7.W Consider the approval of a Solar Bid for Coronado Civic Center and Live Oak Cultural Center and authorize the City to enter into the Construction Contract with Alternative Energy Services, Inc. **Approved 4-1, by majority vote**

## **8. ADMINISTRATIVE ITEMS/NEW BUSINESS**

- 8.A Charter Officers' Compensation and Contract Discussion  
**No action; item continued to the November 12, 2024 agenda**
- 8.B Commission Discussion: Employment of Relatives  
**No action; item continued to the November 12, 2024 agenda**

## **9. ORDINANCES - SECOND READING AND PUBLIC HEARINGS**

- 9.A Ordinance No. 56-24: Conduct a Public Hearing to consider the adoption of an Emergency Ordinance, which if adopted, would temporarily waive permit fees for certain permits required to repair damage caused by Hurricane Milton.  
**Unanimously adopted**

The meeting adjourned by 4-1 majority vote at 10:35PM. Remaining items on the agenda will be moved to the November 12 Regular meeting.