

City Commission Regular Meeting
Tuesday, January 28, 2025
[Video and Agenda Packet](#)

The meeting was called to order by Mayor Fred Cleveland. In attendance were Vice Mayor Lisa Martin, Commissioners Valli Perrine, Brian Ashley, and Jason McGuirk.

CITY MANAGER'S REPORT

The city manager Kevin Cowper reported on:

- Citizen concerns with the Bison Baseball League
- Landscape program using noninvasive plants
- March 13 will be the next City Commission's Strategic Planning Session.
- Chris Kirk named interim police chief.
- NSB received a stormwater grant of \$600,000
- The City is actively pursuing hiring a Parking Director.
- 120 Flagler Street is being considered to be used as parking for the city.

PUBLIC PARTICIPATION

- Interim police chief Chris Kirk addressed the traffic accident which resulted in a pedestrian death on N Causeway. He stated that a criminal investigation is underway.
- Information was presented on the NSB Residents' Coalition Charming Home Tour, scheduled for March 20 and on the restoration of the former NSB Woman's Club.
- A speaker stressed the need for an arborist on staff.
- A citizen and a child spoke on the positives of moving forward with the ban on smoking and vaping in city parks
- Several cCitizens shared concerns with road conditions ...narrow roads, speeding and need for patrol cars to enforce speed limits.
- The importance of the Charter Review Committee was addressed.

CONSENT AGENDA Eight (8) Consent Agenda items were approved unanimously:

- Approval to start the eviction process for an airport thangar tenant.
- The approval of a community redevelopment agency cra). Property improvement 50-50 matching grant in the amount of \$100,000 to ronin sushi bar nsb at 115 live oak street.
- Approval to award rfp 31-24-sc for athletic field improvements and maintenance to st. John's turf care llc.
- Special event: approval of the weekly food truck event in venetian bay, to be held every monday starting on february 3, 2025 through december 29, 2025.
- Approval of utilizing the city of new smyrna beach law enforcement trust fund account to purchase parts to bring thirteen non-functional automated external defibrillators (aeds) into service for nsbpd police officer use.

ADMINISTRATIVE ITEMS/NEW BUSINESS

SELECTION OF CHARTER REVIEW COMMITTEE FACILITATOR

The Commissioners accepted a proposal from Florida Benchmarking Consortium Executive Director Susan Boyer to serve as a neutral facilitator, help committee members understand the current City Charter, and guide their discussion over the course of 12 planned public meetings. The recommendations they agree on will ultimately be sent to the commissioners for review and approval before placed on a ballot for public vote.

ORDINANCES - SECOND READING AND PUBLIC HEARINGS

9 a ORDINANCE NO. 01-25: conduct the second reading and public hearing of an ordinance, which if adopted, would approve the second extension of the temporary moratorium on issuance of certain building permits for venetian bay phase ii.

Unanimously approved

9b. ORDINANCE NO. 02-25: conduct the second reading and public hearing of an ordinance, which if adopted, would propose a small-scale comprehensive plan amendment changing the future land use map, from industrial mixed use to industrial on approximately 1.43 + acres of vacant land located north of state road 44, east of south myrtle avenue, and west of the florida east coast railroad. **Unanimously approved**

9c. ORDINANCE NO. 03-25: conduct the second reading and public hearing of an ordinance, which if adopted, would prohibit smoking and vaping in city parks.

Unanimously approved

ORDINANCES - FIRST READING

ORDINANCE NO. 51 -24: conduct the first reading of an ordinance, which if adopted upon the second reading and public hearing, would rezone approximately 1,618 acres of land located south of state road 44 and west of i-95, known as the deering park innovation center (dpic), to planned unit development (pud) from the current zoning classifications of a-1 prime agriculture, forestry resource (fr), and conservation (c).

Item moved to April 22, 2025

ORDINANCE NO. 04-25: conduct the first reading of an ordinance, which if adopted upon the second reading and public hearing, would grant a nonexclusive franchise agreement to cloer & sons inc. Dba edgewater recycling.

Item will be heard on February 11, 2025

Ordinance no. 06-25: conduct the first reading of an ordinance, which if adopted upon the second reading and public hearing, would approve a text amendment to article vi of the land development regulations.

Item will be heard on February 11, 2025

BOARDS AND COMMISSIONS

CHARTER REVIEW COMMITTEE: THE CITY COMMISSION WILL APPOINT ELEVEN (11) CITIZENS TO SERVE AS REGULAR MEMBERS TO TERMS EXPIRING ON NOVEMBER 1, 2025.

City commissioners named 10 citizens to review and recommend changes to how New Smyrna Beach city government does business during their Jan. 28 regular meeting. Mayor Fred Cleveland chose three members for the newly established Charter Review Committee – Spencer Hathaway, Michael Ison, and Judy Reiker – while each zone commissioner picked two. Zone 1 Commissioner Valli Perrine chose Palmer Wilson and Steve Fusilier, Zone 2 Commissioner Lisa Martin chose Farley Palmer and Steve Snively, Zone 3 Commissioner Jason McGuirk chose Khalid Resheidat and deferred his second pick, and Zone 4 Commissioner Brian Ashley chose Diana Puhl and Dan Rokjer.

MAYOR AND COMMISSION REPORTS

Vice Mayor Martin reported on the city's Martin Luther King events, Images as well as the utility commissions plans to keep fluoride in our drinking water.

Commissioner Perrine apologized for not being able to attend many recent events. She also mentioned upcoming events for Habitat for Humanity and First Steps.

Commissioner Ashley suggested that the city use the services of the Volusia County Association for Responsible Growth when dealing with future development.

Commissioner McGuirk spoke about Images and ACA Doug Emerson Award.

Mayor Cleveland spoke about recent meetings/events he had attended including, the elected officials round table, Volusia County Association for responsible growth, League of Cities, MLK Day events, Southeast Volusia County Chamber of Commerce, the ceremony for Police Boat and he mentioned the start of the Mayors' Fitness Challenge.

CITY CLERK'S REPORT

No report

CITY ATTORNEY'S REPORT

The city attorney stated that she would be following up with the Charter Review facilitator on plans for the review process.