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Town of Ponce Inlet

Town Council Special Meeting Minutes

September 12, 2019

1. **CALL TO ORDER:** Pursuant to proper notice, Mayor Smith called the meeting to order at 6:01 p.m. in the Council Chambers at 4300 South Atlantic Avenue, Ponce Inlet, Florida.

2. **PLEDGE OF ALLEGIANCE:** Mayor Smith led the attendees in the Pledge of Allegiance.

3. **ROLL CALL:**

Town Council:

Mayor Smith, Seat #1

Councilmember Milano, Seat #2

Vice-Mayor Hoss, Seat #3

Councilmember Perrone, Seat #4

Councilmember Paritsky, Seat #5

Staff Members Present:

Ms. Cherbano, Human Resources Director/Deputy Clerk

Chief Fabrizio, Police Chief

Mr. Gunter, General Manager of Public Works

Ms. Hunt, Administrative Assistant

Mr. Joulani, Director of Planning and Development Service

Ms. McColl, Finance Manager

Ms. Witt, Town Manager

Ms. Zengotita, Cultural Services Manager

4. **Additions, Corrections or Deletions to the Agenda.** Ms. Witt added item 6 - Volusia County Ordinance 2019-14, Beach and Dune Protection; there were no other changes.

Councilmember Paritsky moved to approve the agenda as amended; seconded by Vice-Mayor Hoss. The motion PASSED 5-0, consensus.

5. **Tentative Millage Rate and Budget for Fiscal Year 2019/2020:**

A. **Resolution 2019-09, adopting a tentative millage rate for fiscal year 2019/2020.**

Ms. Witt read Resolution 2019-09 in its entirety, as required by law: A RESOLUTION OF THE TOWN OF PONCE INLET, VOLUSIA COUNTY, FLORIDA ADOPTING THE TENTATIVE MILLAGE RATE FOR THE LEVYING OF AD VALOREM PROPERTY TAXES FOR MUNICIPAL PURPOSES ON ALL TAXABLE PROPERTY WITHIN THE TOWN FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2019 AND ENDING SEPTEMBER 30, 2020; STATING THE PERCENTAGE BY WHICH THE MILLAGE TO BE LEVIED IS ABOVE THE ROLLED BACK RATE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

47 WHEREAS, Florida law requires the Town Council of the Town of Ponce Inlet, Florida,
48 to pass a resolution or ordinance establishing the tentative millage rate for levying ad valorem
49 property taxes for municipal purposes on all taxable property within the Town limits of the Town
50 of Ponce Inlet, Florida, for the fiscal year beginning October 1, 2019, and ending September 30,
51 2020; and

52
53 WHEREAS, Florida law requires said resolution or ordinance to state the millage rate to
54 be levied, and also, to state the percentage by which the millage rate to be levied is above the
55 rolled-back rate as computed pursuant to Florida law; and

56
57 WHEREAS, the Town Council of the Town of Ponce Inlet, Florida, has duly considered
58 the budgetary requirements of the Town and is now acting in accordance with the terms, provisions
59 and procedures contained in Section 200.065, Florida Statutes at this duly advertised public
60 hearing.

61
62 NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN
63 OF PONCE INLET, FLORIDA:

64
65 SECTION 1. ADOPTING THE TENTATIVE AD VALOREM PROPERTY TAX MILLAGE
66 RATE:

67
68 The tentative millage rate for the Fiscal Year commencing on October 1, 2019 through September
69 30, 2020 is 5.9 mills, which equals \$5.90 per \$1,000 of assessed valuation for the purpose of raising
70 income in the sum of \$5,401,440.

71
72 SECTION 2. PERCENTAGE BY WHICH THE MILLAGE TO BE LEVIED IS ABOVE THE
73 ROLLED BACK RATE:

74
75 The percentage by which this millage rate to be levied is above the rolled-back rate of 5.5568 mills
76 (as computed pursuant to Florida law) is 6.18%.

77
78 SECTION 3. SEVERABILITY

79
80 If any section, sentence, clause or phrase of this Resolution is held to be invalid or unconstitutional
81 by any court of competent jurisdiction, that holding in no way affects the remaining portions of
82 this Resolution.

83
84 SECTION 4. CONFLICTING RESOLUTIONS

85
86 All Resolutions in conflict herewith are hereby repealed to the extent of such conflict.

87
88 SECTION 5. EFFECTIVE DATE

89
90 This Resolution shall become effective immediately upon adoption.

91
92 Mayor Smith opened public comment – hearing none, he closed public comment.

93
94 Councilmember Paritsky moved to approve Resolution 2019-09, adopting a tentative millage rate
95 of 5.9 mills for fiscal year commencing October 1, 2019 through September 30, 2020, seconded

96 by Vice-Mayor Hoss. The motion PASSED 5-0, with the following vote: Councilmember Paritsky
97 – yes, Vice-Mayor Hoss – yes; Councilmember Perrone, Councilmember Milano – yes, Mayor
98 Smith – yes.

99

100 **B. First Reading of Ordinance 2019-05, incorporating the final audited budget of**
101 **fiscal year 2017/2018, amending the budget for fiscal year 2018/2019, and adopting the**
102 **budget for fiscal year 2019/2020.** Ms. Witt read the ordinance by title only. AN ORDINANCE
103 OF THE TOWN OF PONCE INLET, FLORIDA INCORPORATING THE FINAL AUDITED
104 BUDGET FOR FISCAL YEAR 2017-2018 WHICH BEGAN ON OCTOBER 1, 2017 AND
105 ENDED ON SEPTEMBER 30, 2018; AMENDING THE BUDGET FOR FISCAL YEAR 2018-
106 2019 WHICH BEGAN ON OCTOBER 1, 2018 AND ENDS ON SEPTEMBER 30, 2019;
107 ADOPTING THE BUDGET FOR THE FISCAL YEAR 2019-2020 WHICH WILL BEGIN ON
108 OCTOBER 1, 2019 AND ENDS ON SEPTEMBER 30, 2020; PROVIDING FOR
109 SEVERABILITY; PROVIDING FOR CONFLICTING ORDINANCES; AND PROVIDING
110 FOR AN EFFECTIVE DATE. Ms. Witt explained that this budget is essentially the same as the
111 one presented to Council at the July budget workshop. She noted the funds in the contingency line
112 item of the Legislative Fund. She stated that this is the first year that they have budgeted significant
113 funds for capital maintenance of the Town Hall, Council Chambers, and Police Department
114 facilities since these were built in 2007, and that two Town park renovation projects are budgeted
115 with the expectation of completion within the upcoming budget year. Mayor Smith opened public
116 comment – hearing none, he closed public comment.

117

118 Councilmember Paritsky moved to approve the first reading of Ordinance 2019-05, incorporating
119 the final audited budget of fiscal year 2017/2018, amending the budget for fiscal year 2018/2019,
120 and adopting the budget for fiscal year 2019/2020, seconded by Vice-Mayor Hoss. The motion
121 PASSED 5-0, with the following vote: Councilmember Paritsky – yes, Vice-Mayor Hoss – yes;
122 Councilmember Milano – yes, Councilmember Perrone – yes, Mayor Smith – yes.

123

124 Ms. Witt noted that the second reading/adoption of the budget will be held at the regular Council
125 meeting scheduled for September 19, 2019 at 6:00 p.m.

126

127 **6. Volusia County Ordinance 2019-14, Beach and Dune Protection** - Ms. Witt explained
128 that staff and legal counsel have reviewed the proposed Ordinance and have concerns that may be
129 more unique to Ponce Inlet, as we have more of a dune system to protect than some of the other
130 coastal cities. A primary concern is the lack of criteria for County staff when determining that it
131 may not be feasible to replace a dune. A letter has prepared and reviewed by the Town Attorney
132 for the Town Council to consider sending to the County Council expressing these concerns.
133 Councilmember Paritsky agreed with the importance of getting this letter to the County Council
134 members and suggested that members of the Town’s Council may want to attend the September
135 17, 2019 County Council meeting as well; after a brief discussion, she volunteered to attend the
136 County Council meeting and be prepared to speak on the matter if necessary. Ms. Witt stated that
137 if the letter is authorized, an executed copy of the letter will be emailed to each member of the
138 County Council and the County Manager tomorrow morning.

139

140 Councilmember Paritsky moved to authorize Mayor Smith to sign the letter regarding the Town’s
141 position on Volusia County Ordinance 2019-14; seconded by Mayor Smith. The motion PASSED,
142 5-0 consensus.

143

144 **ADJOURNMENT.** Mayor Smith adjourned the meeting at 6:20 p.m.

145 Respectfully submitted by:

146

147

148

149

Jeaneen Witt, CMC, Town Manager/Town Clerk

150 Prepared by: Peg Hunt, Town Board Secretary