



**Town of Ponce Inlet  
Town Council  
Regular Meeting Minutes  
April 20, 2023**

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5  
6 **1. CALL TO ORDER:** Pursuant to proper notice, Mayor Paritsky called the meeting to  
7 order at 6:00 p.m. in the Council Chambers at 4300 South Atlantic Avenue, Ponce Inlet, Florida.

8  
9 **2. PLEDGE OF ALLEGIANCE:** Mayor Paritsky led the Pledge of Allegiance.

10  
11 **3. ROLL CALL:**

12 **Town Council:**

13 Mayor Paritsky, Seat #1

14 Councilmember Milano, Seat #2

15 Councilmember Caswell, Seat #3

16 Councilmember Villanella, Seat #4

17 Vice-Mayor Smith, Seat #5

18  
19 **Staff Members Present:**

20 Ms. Cherbano, Town Clerk

21 Mr. Disher, Town Manager

22 Ms. French, Cultural Services Manager

23 Ms. Gjessing, Permit Technician

24 Chief Glazier, Police Chief

25 Mr. Griffith, Public Works Manager

26 Ms. Hugler, FD Office Manager

27 Mr. Mendenhall, Principal Planner

28 Mr. Okum, IT Manager

29 Chief Scales, Public Safety Director *pro tem*

30 Attorney Schumer, Town Attorney

31 Ms. Stewart, Assistant Deputy Clerk

32  
33 **4. ADDITIONS, CORRECTIONS, OR DELETIONS TO THE AGENDA.** Mr. Disher  
34 requested to add Item 6-D, Approval of the March 20, 2023 Special Meeting minutes.

35  
36 Mayor Paritsky moved to approve the Agenda as amended; seconded by Councilmember Caswell.  
37 The motion PASSED 5-0, consensus.

38  
39 **5. PROCLAMATIONS, PRESENTATIONS, AND AWARDS:**

40  
41 **A. Certificate of Appreciation.** Mayor Paritsky recognized Kim Cherbano, Town  
42 Clerk/Human Resources Director for her dedication to the community in ensuring the transparent  
43 and accountable selection process in accordance with the Town Charter for the Town Manager  
44 position. During this process, her dual roles were effectively and efficiently managed. Mayor  
45 Paritsky read the Certificate and presented it to Ms. Cherbano.

46 **B. Mayor's report on Proclamations.** Mayor Paritsky reported she signed five  
47 proclamations: 1) the week of April 30 – May 6, 2023 as Municipal Clerk's Week; 2) the month  
48 of May 2023 as Building Safety Month; 3) the week of May 15- 20, 2023 as Police Officer's Week;  
49 4) the week of May 21 – 27, 2023 as Public Works Week; and 4) the week of May 21 – 27, 203 as  
50 EMS Week.

51  
52 **6. CONSENT AGENDA:** Mayor Paritsky asked if there was any item Council would like to  
53 remove from the consent agenda; hearing no requests, Mayor Paritsky asked for public comments  
54 – hearing none, she closed public comments.

55  
56 **A. Approval of the Town Council regular meeting minutes – March 16, 2023.**

57  
58 **B. Change Order #9 for the Ponce de Leon Septic-to-Sewer Project, Final  
59 (Deductive) Close out.**

60  
61 **C. Request for Budget Increase for Witt-O'Brien's Consultant Services.**

62  
63 **D. Approval of the Town Council Special Meeting minutes – March 20, 2023**

64  
65 Mayor Paritsky moved to approve the Consent Agenda as presented; seconded by Councilmember  
66 Caswell. The motion PASSED 5-0, consensus.

67  
68 **7. OLD/NEW BUSINESS ITEMS PREFERRED AT THE BEGINNING OF THE**  
69 **MEETING:**

70  
71 **A. Agreement with Team Volusia –** Mr. Disher stated Keith Norden, CEO of Team  
72 Volusia, provided a presentation at last month's Council meeting to introduce his organization and  
73 determine the Council's level of interest in joining. He noted that Council asked that this item be  
74 brought back as an action item this month with a proposed Agreement. The proposed Agreement  
75 has been provided in the agenda packet; annual dues are based on \$0.50 per capita; and  
76 membership is consistent with the Town's Vision statements and economic development policies.  
77 A representative from Team Volusia was present to answer any questions. Mayor Paritsky opened  
78 public comment; hearing none, she closed public comment.

79  
80 Councilmember Caswell moved to approve the Agreement with Team Volusia and authorize the  
81 Town Manager to sign it; seconded by Councilmember Villanella. The motion PASSED 5-0 with  
82 the following vote: Councilmember Caswell – yes; Councilmember Villanella – yes; Mayor  
83 Paritsky – yes; Councilmember Milano – yes; Vice-Mayor Smith - yes.

84  
85 **B. Consideration of Employment Agreement for Town Manager between the**  
86 **Town of Ponce Inlet and Michael E. Disher, Interim Town Manager/Planning &**  
87 **Development Director -** Mayor Paritsky stated that after a unanimous vote and extensive  
88 recruitment process, the Council offered the position of Town Manager to Michael E. Disher and  
89 subsequently asked the Town Attorney to draft an employment agreement between Mr. Disher and  
90 the Town. Mayor Paritsky thanked Mr. Disher for applying for the position, Ms. Cherbano for her  
91 work throughout the process, residents of the Town for providing input, Mr. Dinneen of GovHR,

92 for providing the executive recruitment services, and Council for their work in producing this  
93 result. She asked Mr. Disher if he had reviewed the agreement; to confirm that he did not feel  
94 rushed to enter into this agreement; if he had the opportunity to consult with whomever he wished  
95 to address any questions, and if he was satisfied with the terms of the agreement. Mr. Disher  
96 confirmed that he has reviewed and is satisfied and comfortable with the agreement. Mayor  
97 Paritsky opened for public comment; hearing none - she closed public comment.

98  
99 Councilmember Caswell moved to approve the employment agreement between Michael E. Disher  
100 and the Town of Ponce Inlet for the position of Town Manager; seconded by Councilmember  
101 Milano. The motion PASSED 5-0, with the following vote: Councilmember Caswell – yes;  
102 Councilmember Milano – yes; Mayor Paritsky – yes; Councilmember Villanella – yes; Vice-Mayor  
103 Smith - yes.

104  
105 Council thanked Mr. Disher for accepting the position of Town Manager.

106  
107 **8. PUBLIC HEARINGS / QUASI-JUDICIAL MATTERS:** None.

108  
109 **9. PUBLIC HEARINGS / NON-QUASI-JUDICIAL MATTERS:** None.

110  
111 **10. CITIZENS' PARTICIPATION:** Mayor Paritsky opened citizens' participation. Skip  
112 White, 4885 S. Atlantic Avenue - referred to the easements being requested by Volusia County for  
113 the beach renourishment/replenishment process; noting that Ponce Inlet was not in Phase I. He  
114 contacted Shannon Minchew, Right-of-Way Manager for Volusia County, who provided him with  
115 a copy of the easement and questionnaire for property owners; he suggested the documents be  
116 made available on the Town's website so residents can complete the easement agreements in  
117 advance. The easement agreements must be signed before the County can replenish the dunes.  
118 They will place sand east of a sea wall if one exists; if there is no sea wall, they will place the sand  
119 east of the dunes. He emphasized that property owners are not relinquishing any rights but would  
120 be allowing the County to cross their property with equipment to replenish the dunes, and the  
121 easement agreement is valid for five years; Mr. White stated is willing to go door-to-door to  
122 explain the agreement to owners. Mayor Paritsky stated she would speak with Mr. Disher  
123 regarding this easement agreement which if she understands correctly would be put into an escrow-  
124 type account, so residents are ready. Mr. Disher added that the easement agreement is posted on  
125 the Town's website under "news" and copies are available at Town Hall. Owners can also drop  
126 off their easement agreements and have them notarized at Town Hall by staff who will then contact  
127 Volusia County to pick them up. Joseph Isgro, 4786 Michael Lane - stated he is a retired  
128 mechanical contractor/home builder and stated the septic-to-sewer project needs to move forward  
129 at a faster pace. He saw a map years ago and witnessed a survey on his street; he witnessed another  
130 survey within the last year. He said Mr. Griffith had explained to him the second survey was more  
131 for construction purposes and that there are several areas in Town that need to be connected to  
132 sewer; there is no fail-safe on a septic system so we do not know what is being leaked. Mr. Disher  
133 provided an update on the septic-to-sewer project and noted that the plans are 90% complete; stated  
134 there are no funds available for construction at this time; and the Town needs agreement from a  
135 majority of the residents to proceed, which is a condition of the grants; residents have to want to  
136 do the project or the Town will not be eligible for funding. Pat Sylvester, 4322 Candlewood Lane  
137 - stated it has been six months since the hurricanes and he would like an update on the beach

138 accesses; he does not see Ponce Inlet doing anything to repair them and expressed concerns for  
139 disabled residents; specifically, the Old Carriage Road access. Mr. Disher explained that Ponce  
140 Inlet only maintains one beach walkover which is at Ponce Preserve; Volusia County maintains  
141 and repairs all others in Ponce Inlet except those that are owned by an HOA or COA. The county  
142 has been trying to prioritize the ones that provide the most access and have said they will get to  
143 the Old Carriage Road walkover as soon as possible. The Town's access at the Ponce Preserve is  
144 on tonight's agenda to award the contract to construct a staircase. Mayor Paritsky stated that she  
145 has written to the County twice about beach access, however it is not within the Town's authority  
146 nor are we permitted to bring in Town staff or contractors to make the repairs on County-owned  
147 property. Mr. Disher added that the County advises that if someone needs special beach access,  
148 they should use a vehicle access ramp. Alan Butterfield - 4324 Candlewood Lane, asked if there  
149 was something the Town could do to force Volusia County to provide a schedule of the repairs;  
150 residents are frustrated to the point of using ladders to get access to the beach. Mr. Disher stated  
151 he would ask again for a schedule. Mayor Paritsky closed citizen's participation.

152

153 **11. ORDINANCES (FIRST READING) AND RESOLUTIONS:** None.

154

155 **12. OLD BUSINESS:**

156

157 **A. Update on Electric Vehicles and Public Charging Stations**

158 **1. Fire Department Report** – Chief Scales stated there were two questions

159 raised during the presentation at the January 2023 Town Council meeting regarding electric

160 vehicles: 1) *Can the Town create fire codes or guidelines regarding electric vehicles (EVs)* -

161 according the Deputy Fire Chief Taylor, there is a process to create a local amendment to the fire

162 code; and he outlined that process in a memorandum included in the agenda packet; 2) *Are there*

163 *special considerations for the run-off of water resulting from an EV fire?* No, Staff has been in

164 contact with numerous entities, including the City of Port Orange water treatment facility and the

165 Florida Health Department, and asked if there are any guidelines in place or special considerations

166 for run-off. All individuals contacted said no, that any run-off from an EV fire would be managed

167 the same as a normal Internal Combustion Engine (ICD) fire or structure fire. Mayor Paritsky

168 asked if EVs represent a threat to the safety and well-being of the Town's residents to the degree

169 that urgent action is needed by the Council. Chief Scales replied not at this time; his research has

170 shown that the frequency of spontaneous ignition from these vehicles is not well known and the

171 available research leans toward a compromised battery pack or other electrical item within the

172 vehicle that could cause a fire and ignite the battery pack. The frequency of EV fires is still low in

173 comparison to internal combustion engine fires, but they have a greater impact. Councilmember

174 Villanella commented that less than 6% of vehicle sales in the country are electric vehicles so it is

175 not an imminent threat. The charging device is not the issue; the batteries are in the bottom of the

176 vehicle so when it ignites, we use 40,000 gallons of water to put it out which runs off into the

177 waterways. Councilmember Caswell asked if there is any pending state legislation on EVs. Chief

178 Scales replied no; he is only aware of communication between the state Fire Marshall and NHTSA

179 regarding the scientific data but no legislation at the federal or state level. Attorney Schumer

180 commented that there is in fact some federal legislation being considered. Mayor Paritsky

181 suggested that staff reach out to FPL. Chief Scales reiterated that this is an evolving subject that

182 will take time to get data on what the impact may be; it will be more prevalent in the future. He

183 will be back with a proposed ordinance or additional safety recommendations as more information  
184 becomes available. Mayor Paritsky opened public comment.

185  
186 Charles Burge, Harbour Village Links South - stated he appreciates the research conducted and  
187 noted that electric bikes can also be an issue; the cars are newer than the bikes and as batteries  
188 age, they are replaced with after-market parts. He owns a co-op in Queens, New York and  
189 received a questionnaire from the New York City Fire Department about what he has in his unit;  
190 whether there is propane, gas, type of electric bike, etc., so they know what is inside before a fire  
191 happens, which ensures the safety of residents and first responders. Robert Bullard, 4802 S.  
192 Peninsula Drive - stated a good source of information on electric vehicles is the insurance  
193 industry; EVs are three times more likely to be totaled compared to a conventional gas-powered  
194 vehicle, which will cause insurance rates to increase over the next few years; the other issue is  
195 fires caused by unsensed damage to the vehicle from road hazards such as potholes, etc.; and  
196 noted that he would never consider charging an electric bike inside a house. Skip White, 4885 S.  
197 Atlantic Avenue - commented that automotive manufacturers work with fire departments, and  
198 there is a video available of them using the “Jaws of Life” and other equipment; the manufacturers  
199 understand the point we are addressing here tonight; GM has provided training to some cities; he  
200 recommended that the Town send staff to training if it is offered in Florida. Tom Haine, Harbour  
201 Village - stated he is in support of the Town installing a charging station for electric vehicles; it  
202 is great that the police and fire departments have researched this and are prepared. There are many  
203 companies that install, maintain, and administer charging stations; once the cost of installation is  
204 covered, the Town could generate revenue. It makes sense especially in light of President Biden  
205 pushing electric vehicles and it would be a nice service for the Town to offer. The Town could  
206 use the website and send an email questionnaire to residents to determine the level of interest. He  
207 stated there are at least 50 charging stations within 10 miles; the police and fire departments seem  
208 ready to manage any issues, and if a charging station becomes a problem, the Town could take it  
209 out of service. Mayor Paritsky stated her support of an online survey to gauge the level of interest.

210  
211 **2. Planning & Development Department Report** – Mr. Mendenhall  
212 provided an update on electric vehicle charging stations specific to the Town codes, locations, and  
213 pricing. Regarding potential code amendments, his research found that private ownership of EVs  
214 and the Level 1 chargers that go with them is outside the scope of the Land Use and Development  
215 Code (LUDC). They would be more appropriately addressed through updates to the Florida  
216 Building Code, as has been proposed by the International Code Council . Regulations for public  
217 charging stations could be included in the parking requirements in the LUDC , specifically because  
218 they become an accessory use to the Town’s parking lots. Level 2 or Level 3 charging stations  
219 could be installed at any of the Town’s properties; the parks, Town hall, etc.; anywhere there is  
220 space, access, and has the ability to be seen. There are things that would need to be evaluated when  
221 updating the code such as painting, signage, lighting, safety, and proximity to water in case of  
222 fire. Commercial properties could be encouraged to install charging stations because they  
223 sometimes have more flexibility and are not limited to making a profit whereas the Town would  
224 have to account for all finances. As Mr. Haine pointed out earlier, there are approximately 53  
225 charging stations located in the Ormond Beach, Daytona Beach, and Port Orange areas; they are  
226 networked so you can see which ones are available or being repaired. If charging stations were  
227 installed in the Town, they would be on that network as well. He has discussed this with the  
228 ChargePoint representative regarding pricing and they recommended Level 2 or 3 charging

229 stations for the community; a Level 2 would be between \$11,000 and \$16,000 per unit; it includes  
230 the service and networking charge for up to a five-year term, with the ability to renew after the  
231 five years at approximately \$1,200 per year per unit. A Level 3 charging station is approximately  
232 \$55,000 per unit; they charge quickly and require more space. They also come with a service and  
233 maintenance charge of \$2,000 per year per unit for up to five years with an option to renegotiate  
234 for another term. The Town can either purchase the units or rent the units through a subscription  
235 plan, which includes installation, service, and maintenance for a yearly fee. ChargePoint would  
236 remove the units if the Town decides it no longer wishes to participate. Mr. Mendenhall stated that  
237 if Council wishes to move forward, staff will ask for direction to revise the code, indicate the  
238 number of stations Council would like to install, and where the unit(s) would be located.

239  
240 Mayor Paritsky asked the council to consider this and asked for public input to assess the level of  
241 interest for charging stations. Councilmember Milano stated that several residents have  
242 approached him to voice their opposition to EV charging stations, noting that this is a residential  
243 haven; he suggested a survey be conducted and stated a significant number of residents would need  
244 to complete it - it cannot be a decision based on a handful of residents. Councilmember Caswell  
245 stated there needs to be public education on what they are and what they are not; more information  
246 may help residents understand; she agreed a survey is a great way to gauge residents' opinions.  
247 Councilmember Villanella asked if the number of EVs registered in Ponce Inlet could be  
248 determined by ZIP Code; Mr. Mendenhall stated as of 2022, there were approximately 4,300 EVs  
249 registered in Volusia County; it was not broken down by cities or ZIP code. Councilmember  
250 Villanella stated he appreciates staff looking into this matter, but his opinion is that the federal  
251 government is pushing EVs, but the public is not buying them because of the cost and other  
252 expenses. Vice Mayor Smith stated he had a discussion with Chief Glazier about this issue and  
253 that if we install a charging station, we are essentially inviting people to a residential community  
254 and one of the unintended consequences is that it could cause traffic to increase among other issues.

255  
256 Mayor Paritsky noted that there are many considerations, financial and otherwise; she opened  
257 public comment. Mr. Charles Burge, Harbour Village Links South, stated the hybrid version makes  
258 sense; he would rather have charging stations in one location where the Fire Department knows  
259 where they are versus 1,000 people charging EVs in their garages. Joseph Isgro – spoke of the first  
260 generation of batteries; they have come a long way and many improvements have been made; he  
261 suggested putting charging stations at restaurants – not residential properties or public properties.  
262 The charges are lasting longer now and drivers can experience a longer range of travel. Robert  
263 Bullard, 4802 S. Peninsula Drive – stated that Florida Power and Light needs to be involved in this  
264 process; he expressed appreciation to Mr. Mendenhall and the Council for being ahead of the game  
265 by holding these discussions. Mr. Disher stated that Daytona Beach Shores has a couple of  
266 charging stations and staff will reach out to them for input as well.

267  
268 Mayor Paritsky closed public comment; and thanked Mr. Mendenhall and Chief Scales for their  
269 research and reports.

270  
271 Council consensus to request staff create a survey to obtain residents' opinions and level of interest  
272 regarding the installation of EV charging stations.

273

274 **B. Discussion Regarding Special Event Co-Sponsorship Criteria** – Ms. French  
275 stated staff is proposing changes to the special event co-sponsorship criteria ([Section 51-8](#), Code  
276 of Ordinances) by including more specific criteria that could be used to support the Council’s  
277 decision to approve or deny co-sponsorship requests. She provided the history of event co-  
278 sponsorship and how requests have evolved from “advertising only” to “waiving all Town  
279 personnel costs.” She noted that researching cities within the County revealed that no other city  
280 has special event co-sponsorship criteria or regulations; nor are any of those cities as generous as  
281 those shown by Ponce Inlet. She provided several options that Council may wish to consider  
282 adding as criteria: 1) cost (setting a maximum limit on costs incurred by the Town); 2) anticipated  
283 attendance (may be difficult to predict or verify); 3) limiting eligibility to Town clubs &  
284 organizations and 501(c)3 organizations; and 4) providing proof of financial hardship. In addition,  
285 Ms. French noted Council may limit co-sponsorship to the four annually-approved events – North  
286 Turn Legends Beach Parade, Ponce Inlet Veterans Association’s Memorial Day and Veterans Day;  
287 and the Christmas Parade – but would need to establish an annual budget for these events. the  
288 Council could also co-sponsor requests that incur low or no cost to the Town or repeal section 51-  
289 8 altogether. Ms. French noted that the Christmas Parade is under new organization. Mayor  
290 Paritsky stated there would not be a decision made tonight as she would like to hear from the  
291 organizations; Councilmember Villanella stated he would like to continue co-sponsoring events  
292 and supports creating a budget for them; he asked if this could be considered discriminatory. Mayor  
293 Paritsky stated that there needs to be criteria by which co-sponsorship requests can be granted or  
294 denied, which will prevent any confusion. Councilmember Caswell stated she supports the  
295 Community Center 100% and is in support of continuing Town events, but for-profit entities  
296 should not be eligible for waiver of any fees; the attendance requirement would not work; and she  
297 believes the County should pay all event fees for its events. Councilmember Milano asked if the  
298 Halloween and Easter events would be negatively affected; Ms. French stated no, there is a  
299 difference between a co-sponsored event and a Town Special Event. A discussion continued  
300 regarding discriminating against certain organizations and Attorney Schumer stated that he would  
301 research that matter further, noting that you cannot discriminate or charge a different rate based on  
302 one’s speech or ability to pay. Vice-Mayor Smith stated the North Turn Legends event is unique  
303 and the County needs to co-sponsor as well; he stated it would be a shame to let that go. Mayor  
304 Paritsky opened public comment – Charles Burge, Harbour Village Links South – asked if the  
305 Town would be willing to advertise a golf event sponsored by the Ponce Inlet Lions Club at a  
306 location outside of Town. Councilmember Caswell stated absolutely!

307  
308 Council requested this item be brought back as an ordinance for first read and for staff to invite  
309 the Clubs to provide input; by Consensus, 5-0.

310  
311 **C. Award of Contract for the Construction of the Ponce Preserve Dune Walkover**  
312 **Beach Staircase.** Mr. Griffith stated that the dune walkover was destroyed during the last  
313 hurricane season. Bids were solicited for the installation of stairs to replace the ramp and three  
314 bids were submitted. Culver Construction is an exceptionally good company, they submitted the  
315 lowest bid, and have done other projects for local government entities. There is a draft contract  
316 ready to sign, as Culver is ready to start this Saturday and plans to be complete by the end of May.  
317 Paul Culver stated the material is available and they are ready to go. Mayor Paritsky opened public  
318 comments – hearing none, she closed public comment.

319

320 Councilmember Caswell moved to approve the contract for the Ponce Preserve Dune Walkover  
321 Beach Staircase to Paul Culver Construction in the amount of \$80,740; seconded by  
322 Councilmember Villanella. The motion PASSED 5-0, with the following vote: Councilmember  
323 Caswell – yes; Councilmember Villanella – yes; Councilmember Milano – yes; Mayor Paritsky –  
324 yes; Vice-Mayor Smith – yes.

325  
326 **13. NEW BUSINESS:** None.

327  
328 **14. FROM THE TOWN COUNCIL:**

329  
330 **A. Vice-Mayor Smith, Seat 5** – Commended staff for the research, reports, and  
331 presentations they do.

332  
333 **B. Councilmember Villanella, Seat #4** – Thanked Chief Scales and Mr. Mendenhall  
334 for their reports on the EVs.

335  
336 **C. Councilmember Caswell, Seat #3** – Commended staff and Mr. Disher for the  
337 thorough staff reports.

338  
339 **D. Councilmember Milano, Seat #2** – Provided a report on the First Step Shelter and  
340 one of its former residents and the generosity of Dr. Fahlberg and other staff members; thanked  
341 Jackie and Jennifer for the wonderful Easter party and expressed his appreciation to the volunteers.

342  
343 **E. Mayor Paritsky, Seat #1** – The Florida Legislature’s Regular Session commenced  
344 in Tallahassee on March 7, and will end on May 5<sup>th</sup>. Throughout this session, she has worked with  
345 state leaders to advocate on behalf of Ponce Inlet and its residents; she was in Tallahassee the week  
346 of April 3<sup>rd</sup> to meet directly with legislators on a range of issues and bills and provided a brief  
347 review. In an effort to increase their awareness of the uniqueness of Ponce Inlet, she provided them  
348 with literature about the Town, copies of which have been placed on the Council dais . She  
349 discussed appropriation requests as well as the concerns our residents are facing over the  
350 restoration of the beach and the armoring of their vulnerable properties; as many are now aware,  
351 the May 1<sup>st</sup> deadline to secure beach construction permits has been lifted by the FWC, which will  
352 come as a relief to many impacted property owners.

353  
354 **House Bill 401** – pertaining to Sovereign Immunity. This bill sought to increase the limits for local  
355 government liability up to \$2.5 million per person and \$5 million per incident, which would be  
356 extremely burdensome to the Town; the bill has been sitting in the Appropriations Committee,  
357 chaired by Representative Leek, since March 15<sup>th</sup>, where it has been deemed “temporarily  
358 postponed”; a corresponding Senate Bill 604 has not been heard in the three referred committees:  
359 Judiciary, Governmental Oversight and Accountability, so we may be in a good position for neither  
360 bill to make it to the finish line.

361  
362 **House Bill 671** – pertaining to permitting procedures. Calls for aggressive reductions in the  
363 amount of time cities have to review permit applications; in such cases where municipalities are  
364 unable to complete the review, they are deemed to be approved. Although House Bill 671  
365 comfortably moved through the Regulatory Reform and Economic Development Subcommittee,



366 the two additional subcommittees of reference had not heard the bills and the subcommittees are  
367 no longer scheduled to meet.

368  
369 **House Bill 833** - pertaining to short-term rental regulations. It preempts local governments from  
370 adopting zoning ordinances specific to short term rentals, as well as regulating the duration of stays  
371 and frequencies in which the properties are rented. This bill seeks to further preempt local  
372 regulations on advertising platforms and compelling enforcement of vacation rental complaints to  
373 a state agency, rather than local code enforcement. The good news is that the ordinances which we  
374 adopted prior to June 1, 2011, will continue to protect us via our grandfather status. In addition,  
375 the registration program and inspection fees we approved last year will be grandfathered in as well.  
376 One issue still being analyzed is the regulation of occupancy limits, so she will report back on the  
377 results of that.

378  
379 Beach Patrol and the Volusia County Sherriff's office – she stated she has heard from many  
380 residents on this issue and has not seen the final version of the bill or any definitive plans pertaining  
381 to staffing and resources; she will continue to monitor the issue and report back when there is new  
382 information.

383  
384 **15. FROM THE TOWN MANAGER** – Mr. Disher provided the report in the agenda packet.

385  
386 **16. FROM THE TOWN ATTORNEY** – Attorney Schumer provided an update on the  
387 residential building permit act, where the State is saying a permit is considered “issued” if not  
388 issued by the municipality within 30 days – he stated that the FL Building Code allows for permits  
389 to be revoked that are issued in error. Regarding the ULP, we are expecting to hear something next  
390 week; he announced that he is leaving the firm for a new opportunity. He commended staff and  
391 Council for their professionalism. Council and Mr. Disher thanked Attorney Schumer for his  
392 service.

393  
394 **17. PUBLIC PARTICIPATION (on items 14 – 16 only)** – Mayor Paritsky opened public  
395 participation. Robert Bullard, 4802 S. Peninsula Drive, thanked Council for their kind comments  
396 about staff; he asked Attorney Schumer if he was familiar with HB 837 adding it is a draconian  
397 revision of the civil code for FL and is going to be burdensome to how the Town operates. Attorney  
398 Schumer stated that it affects insurance and all court cases are held up with. Mayor Paritsky closed  
399 public participation.

400  
401 **18. ADJOURNMENT** – With no further business, Mayor Paritsky adjourned the meeting at  
402 8:14 PM.

403  
404 Respectfully submitted by:

405  
406 Kim Cherbano

407 Kim Cherbano, CMC / Town Clerk  
408 Prepared by: Peg Hunt, Deputy Clerk

409  
410 Attachment(s): None.