

City Commission Regular Meeting
March 9, 2026
Meeting [Video](#) and [Agenda Packet](#)

Present: Mayor Fred Cleveland, Vice Mayor Jason McGuirk, Commissioner Valli Perrine, Commissioner Lisa Martin and Commissioner Brian Ashley.

Staff: City Manager Kevin Cowper, City Clerk Sharon Harding, City Attorney Carrie Avallone, Deputy Chief Bill Reed, Director of Development Services Shane Corbin, Director of Leisure Services Salazar, Economic Development Director Samantha Bergeron and Water Resources Director Dana Hale

CITY MANAGER’S REPORT:

- Strategic Planning workshop 3/26 9:00AM at the Brannon Center
- State of City Presentation 4/7 5:30PM Mayor Cleveland presenting
- Finance Department received Distinguished Presentation Award
- City Attorney’s legislative update now available on the website
- Crawford Road beach access will be available to residents only during weekends and holidays
- Director Salazar did follow up on the Mike Martin Pro/Am Surf & Skate Festival
- Chief Kirk did follow up with the individual about the paraphernalia that he brought for the vape shop
- Deputy Chief Bill Reed provided a final update on Spring Break preparations. Operational plan is very robust. We will be open for business and there will be a Command Post at Flagler beach and officers devoted to assisting traffic flow.

PUBLIC PARTICIPATION Six members of the public spoke.

- Speaker asked the city to send a letter to the Volusia County Council in support of the Volusia Forever land conservation program.
- An individual interested in an open planning and zoning position provided personal background in support of their appointment.
- A speaker offered support to the city on behalf of Sugar Mill Country Club.
- A speaker offered services from Bishop’s Wrecker Service during Spring Break.
- An individual requested an update on the February 27th storm water report - City wide Comprehensive Master Plan Phase 1 and Phase 2. Specifically interested in updates on the Corbin Park Project and the Historic West End.
- An individual expressed concern regarding the need for public education on CDDs (see 10.B Ordinance No. 01-26) and the costs being absorbed by the homeowners rather than the developer. He suggested a workshop that would be open to the public and stated that it is too soon to make a decision at this point.

CONSENT AGENDA

The following items were approved unanimously by the City Commission.

7.A Adoption of the minutes from the City Commission regular meeting held on Tuesday, February 24, 2026.

7.C Resolution No. 05-26: Adoption of Resolution No. 05-26 to approve modification #5 for HMGP 4337-374-R.

7.D Approval to award RFQ 03-26-DS for Professional Archaeological Continuing Consultant Services to Ardurra Group, Inc., Smyrne Archaeological Research Institute, and Southeastern Archaeological Research, LLC

7.E Approval of a Joint Project Agreement (JPA) Amendment #1 for the Corbin Park Stormwater Improvement Project.

7.F Special Event: Approval of the Flagler Tavern St. Patrick's Day Celebration 2026, to be held on Tuesday, March 17, 2026.

7.G Special Event: Approval of the Shark Bite Half Weekend Event, to be held on Saturday January 16, 2027, and Sunday January 17, 2027.

CONSENT AGENDA - Unanimously approved

7.B Resolution No. 04-26: Adopt Resolution No. 04-26 update the hours of operation for Parks and Recreation facilities. Discussion to ensure pickleball courts are included as well as concerns about teenagers congregating in the parking lot of Sapphire Park.. [Proposed changes](#)

8. ADMINISTRATIVE ITEMS/NEW BUSINESS Unanimously approved

8.A Letter of support and cost share of \$11,000 for an Economic Development Administration Grant Submission for a Southeast Volusia Space Overlay Area Infrastructure Gap Analysis Plan with East Central Florida Regional Planning Council, Volusia County, City of Oak Hill and city of Edgewater. Economic Development Director Samantha Bergeron provided [background information](#)

10. PUBLIC HEARINGS

10.A Ordinance No. 65-25: Conduct the Second Reading and Public Hearing of an Ordinance, which, if adopted, would amend Section 504.02, R-2 Single The City of New Smyrna Beach March 10, 2026 2 Family Residential, Special Exception Use of School and or a House of Worship. **Applicant requested a continuance to May 26, 2026 unanimously approved**

10.B Ordinance No. 01-26: Conduct a Second Reading and Public Hearing, which if adopted would approve the South Village New Smyrna Beach Community Development District (CDD) for South Village Residential Subdivision. [South Village CDD Report](#) **Motion carried 4- 1, Martin dissenting**

10.C Ordinance No. 22-26: Conduct a Second Reading and Public Hearing of an Ordinance, which, if adopted, would authorize the Utilities Commission, City of New Smyrna Beach to enter into an Agreement for longer than four (4) years with Revinu to provide Biosolid Disposal Services [Background](#) **Unanimously approved**

ORDINANCES FIRST READINGS

11.A Ordinance No. 23-26: Conduct a First Reading of an Ordinance, which, if adopted, upon the Second Reading and Public Hearing, would allow for porte cocheres to be located in the City, and to provide a definition for porte cocheres. ZT-11-25

BOARDS AND COMMISSIONS

12.A Appointment: Appoint two members for two-year terms and three members for three-year terms to serve on the Economic Development Advisory Board. **Unanimously approved.**

12.B Appointment: Consider the appointment to Code Compliance Board currently has three (3) unfilled three-year term length vacancies, which will expire on March 4, 2026.

Schimanski- Unanimously approved ; Copfer - Unanimously approved; Joseph - not approved 2-3 with Martin, Perrine and Cleveland dissenting

12.C Board Vacancy Notice: Historic Preservation Commission. The Commission has two members whose terms are expiring and are eligible for reappointment, as well as one vacant seat resulting from a resignation. Openings will be advertised for two consecutive meetings

12.D Board Vacancy Notice: The Planning and Zoning Board has one (1) vacancy due to resignation. Opening will be advertised for two consecutive meetings

MAYOR AND COMMISSIONER COMMENTS

- Commissioner Martin requested that the procedure for Annexation be added to the next meeting’s agenda. She also requested that the city compose a letter supporting Volusia Forever.
- Commissioner Perrine thanked Chief Kirk and Director Mendygral for addressing traffic issues and crosswalk safety. The police always put our citizens first.
- Commissioner Ashley stressed the importance of educating the public on CDDs especially regarding South Village. We should pursue the property owner and encourage commercial development to produce amenities to serve the community [there](#).
- Vice Commissioner McGuirk had no comments
- Mayor Cleveland requested an update on Phase 2 for the water management plan that is going to occur on the west side. City Manager Cowper explained that a storm water management plan (approx. \$6 million project) has been designed but not yet funded. We have some funds that were secured by Mayor Cleveland in Tallahassee. The Historic West Side is a CDBG property and qualifies for federal funds. We were not granted the funds on our initial application but were encouraged to reapply. We are reapplying for funding in May. We do have other funds that are available to allow a 25-30% match when combined with the other funds. Mayor Cleveland reminded all residents that Spring Break is upon us and if you see something say something.

CITY CLERK'S REPORT None

CITY ATTORNEY'S REPORT

15.A Legislative Updates as of March 3, 2026. [Summary of updates](#)

City Attorney provided additional updates as of March 8, 2026:

- Sovereign immunity- the limits are being increased
- House Bill 55 Bert Harris - looks like this is passing
- Live Local amended to expand multi-family and mixed use to properties owned by county, city, schools and churches (some restrictions apply to churches). This is an affordable house initiative. The bill also has ADU units attached to it.
- 1566 Financial Transparency - impacts requirements for budget materials
- House Bill 1085 takes existing cyber security programs and codifies them into law.

Adjournment