



The CITY OF DAYTONA BEACH

— "THE WORLD'S MOST FAMOUS BEACH" —

Office of the Deputy City Manager/Administrative and
Development Services Department

September 19, 2018

Robert A. Merrell, III, Esquire
Cobb Cole
149 South Ridgewood Avenue, Suite 700
Daytona Beach, FL 32114

Via Email: rob.merrell@cobbcole.com

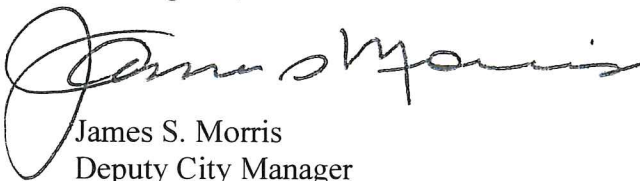
Re: *Minto Tomoka Parcel A – Voluntary Annexation (DVE2018-079); Minto Tomoka Parcel A – Large Scale Comprehensive Plan Amendment (DEV2017-132); Minto Parcel A – Planned Development – General Rezoning (DEV2017-131);*

Tomoka Farms Road ILF – Voluntary Annexation (DEV2018-052); Tomoka Farms Road ILF – Large Scale Comprehensive Plan Amendment (DEV2018-041); Tomoka Farms Road ILF – Rezoning, Planned Development – General (DEV2018-036)

Dear Rob,

Your letters will be presented to the City Commission. One statement made in your letters, which you and I never discussed and I did not agree to or offer, is that resolution of all issues will be resolved by the end of business on Friday, September 28, 2018. That may or may not be the case. Largely, that depends on you and your clients. At this point, however, the statement is inappropriate and establishes expectations that may not be born out. You and your client, as well as the Commission, need to know this. That said, staff will make every effort to work with you to resolve all outstanding issues regarding Minto and the Tomoka Farms Road ILF projects as promptly as possible.

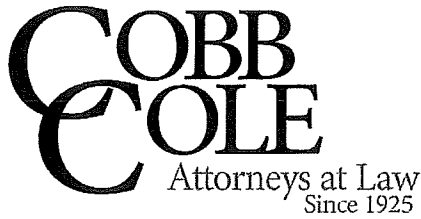
Best regards,



James S. Morris
Deputy City Manager

James Morris, Deputy City Manager/Development & Administrative Services
morrisjames@codb.us

Scott W. Cichon
Robert A. Merrell III
John P. Ferguson
Mark A. Watts
Heather Bond Vargas
Kelly Parsons Kwiatek
Kathleen L. Crotty
Andrea M. Kurak
Matthew S. Welch
Michael J. Woods
Michael O. Sznajstajler
Raymond L. Schumann
Pamela R. Masters
Robert E. Doan
Holly J. Woerschling
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immigration matters

RETIRED
Thomas S. Hart

William M. Cobb
(1881-1939)
Thomas T. Cobb
(1916-2004)
W. Warren Cole, Jr.
(1926-2008)

September 19, 2018

VIA HAND DELIVERY
VIA EMAIL

Mayor Derrick Henry
City Manager Jim Chisholm
Daytona Beach City Hall
301 S. Ridgewood Ave.
Daytona Beach, FL 32114

Re: Tomoka Farms Road ILF - Voluntary Annexation (DEV2018-052); Tomoka Farms Road ILF - Large Scale Comprehensive Plan Amendment (DEV2018-041); Tomoka Farms Road ILF - Rezoning, Planned Development-General (DEV201 036)

Dear Mayor Henry & City Manager Chisholm,

The Deputy City Manager and City Attorney advised me and my clients, Tomoka Farms Road ILF, yesterday that the above referenced applications should be continued for two (2) weeks in order to finalize outstanding utility questions they have. While we are not happy about delaying the request, we are in agreement with a date certain continuance until your regularly scheduled meeting of October 3, 2018 in the interest of fostering our good relations with the City.

In the interim, we have agreed to meet next week with the Deputy City Manager and any other City Staff members he deems necessary to resolve and finalize any outstanding questions or issues raised by City Staff in regards to any utility issues. And, we look forward to written confirmation of such resolution from City Staff by the end of business on Friday, September 28, 2018.

Mayor Derrick Henry
City Manager Jim Chisholm
September 19, 2018
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Thanks in advance for your understanding and cooperation, and we look forward to answering any questions you might have at the City Commission meeting tonight.

Sincerely,

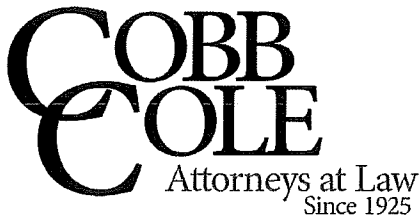


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VIA EMAIL

Mayor Derrick Henry
City Manager Jim Chisholm
Daytona Beach City Hall
301 S. Ridgewood Ave.
Daytona Beach, FL 32114

Re: Minto Tomoka Parcel A - Voluntary Annexation (DEV2018-079); Minto
Tomoka Parcel A - Large Scale Comprehensive Plan Amendment
(DEV2017-132); Minto Parcel A – Planned Development-General Rezoning
(DEV2017-131)

Dear Mayor Henry & City Manager Chisholm,

The Deputy City Manager and City Attorney advised me and my clients, Minto Communities, yesterday that the above referenced applications should be continued for two (2) weeks in order to finalize some outstanding questions they have about our requests. While we are not happy about delaying the request, we are in agreement with a date certain continuance until your regularly scheduled meeting of October 3, 2018 in the interest of fostering our good relations with the City.

In the interim, we have agreed to meet on September 25th, 2018 at 2:30 pm with the Deputy City Manager and any other City Staff members he deems necessary to resolve and finalize any outstanding questions or issues raised by City Staff. And, we look forward to written confirmation of such resolution from City Staff by the end of business on Friday, September 28, 2018.

Mayor Derrick Henry
City Manager Jim Chisholm
September 19, 2018
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cc: The City of Daytona Beach City Commissioners, Deputy City Manager, City Attorney