City Commission Special Meeting
Tuesday, November 10, 2026 at 5:00 PM

City Commission Chambers
214 Sams Avenue, New Smyrna Beach, Florida 32168

1. CALL TO ORDER

2. PUBLIC PARTICIPATION

3. SPECIAL MEETING

3.A Resolution No. BOE 1-26: Consider the adoption of Resolution No. BOE 1-26, which, if adopted, would declare the results of the 2026 General Election.

3.B Oath of Office: The Honorable Judge Wesley Heidt, of the Seventh Judicial Circuit of Volusia County, will administer the Oath of Office.

4. COMMISSION COMMENTS

5. ADJOURNMENT

Pursuant to Florida Statutes 286.0105, if an individual decides to appeal any decision made by the board, agency or commission of the City of New Smyrna Beach with respect to any matter considered at this meeting, a record of the proceedings will be required and the individual will need to ensure that a verbatim transcript of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based. Such person must provide a method for recording the proceedings.

In accordance with the Americans with Disabilities Act, persons needing assistance to participate in any of these

proceedings should contact the City Clerk's office in person or by mail at 210 Sams Avenue, New Smyrna Beach, Florida 32168, (386) 410-2630, prior to the meeting.

THE CITY OF NEW SMYRNA BEACH - CITY CLERK'S OFFICE

RESOLUTION NO. BOE 1-26: CONSIDER THE ADOPTION OF RESOLUTION NO. BOE 1-26, WHICH, IF ADOPTED, WOULD DECLARE THE RESULTS OF THE 2026 GENERAL ELECTION.

November 10, 2026

Background:

The City Charter provides that elections for the offices of Mayor and City Commissioner are conducted on a nonpartisan basis and in accordance with the general election laws of the State of Florida. Elections for these offices are held in even-numbered years, with the Primary Election and General Election conducted at the same time as, and as part of, the respective State of Florida elections. The Charter further provides that the terms of office for the Mayor and City Commissioners commence on the first Tuesday following certification of the General Election, upon the elected officials taking and subscribing to the required oath of office. The Mayor serves a two-year term, and City Commissioners serve four-year terms.

During the 2026 election cycle, the offices open for election were Mayor, City Commission Zone 1, and City Commission Zone 2. The candidates qualifying for these offices were:

Mayor: Fred E. Cleveland and Lisa Martin
City Commission Zone 1: Curtis Hodges, unopposed
City Commission Zone 2: Jennifer Devine, Lou Pate, and Cynthia Sniezak

The Primary Election was conducted on Tuesday, August 18, 2026. The unofficial results for the City Commission Zone 2 race, including Early Voting, Vote-by-Mail, and Election Day results, were as follows:

Zone 2 Candidates

Jennifer Devine: 4,666 votes
Lou Pate: 546 votes
Cynthia Sniezak: 2,697 votes

Following the Primary Election, Jennifer Devine and Cynthia Sniezak received the highest number of votes for City Commission Zone 2 and advanced to the General Election. In accordance with the City Charter, the City Clerk declared the qualified candidates as nominees for the November 3, 2026 General Election.

The nominees for the November 3, 2026 General Election were:

- Mayor: Fred E. Cleveland and Lisa Martin
- City Commission Zone 1: Curtis Hodges, unopposed
- City Commission Zone 2: Jennifer Devine and Cynthia Sniezak

The City Commission subsequently adopted a resolution declaring the nominees for the November 3, 2026, General Election in accordance with the City Charter.

Findings:
The General Election was conducted on Tuesday, November 3, 2026. The Volusia County Canvassing Board has duly canvassed the returns in accordance with Florida State Election Laws and the Charter of New Smyrna Beach, Florida and finds the unofficial results of said General Election to be as follows:

Office Candidate Votes:
- Mayor Fred E. Cleveland - 9,417 votes
- Lisa Martin - 7,459 votes

City Commission Zone 1:
- Curtis Hodges Unopposed

City Commission Zone 2:
- Jennifer Devine 9,948 votes
- Cynthia Sniezak 5,564 votes

Based on the unofficial General Election results, Fred E. Cleveland was elected Mayor, Curtis Hodges was elected City Commissioner for Zone 1 without opposition, and Jennifer Devine was elected City Commissioner for Zone 2.

The proposed Resolution certifies the results of the November 3, 2026 General Election in accordance with the City of New Smyrna Beach City Charter.

Fiscal Analysis:
None.

Strategic Plan Item:
No

Staff Report Created By: Sharon Taylor-Harding

Attachments:

Res BOE 01-26 General Elections Results 2026.pdf

RESOLUTION NO. BOE 01-26

A RESOLUTION OF THE BOARD OF ELECTIONS OF THE CITY OF NEW SMYRNA BEACH, VOLUSIA COUNTY, FLORIDA, DECLARING THE RESULTS OF THE 2026 GENERAL ELECTION FOR THE OFFICE OF MAYOR, CITY COMMISSIONER, ZONE 1, AND CITY COMMISSIONER, ZONE 2; PROVIDING FOR CERTIFICATION OF RESULTS; PROVIDING FOR ISSUING A CERTIFICATE OF ELECTION; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a general election was held in the City of New Smyrna Beach on November 3, 2026, for the purpose of electing the Mayor, City Commissioner, Zone 1, and City Commissioner, Zone 2; and

WHEREAS, the County of Volusia Supervisor of Elections and the County Canvassing Board have conducted the election and ascertained the votes cast therein; and

WHEREAS, the Supervisor has transmitted the unofficial results of the election to the City Clerk, subject to revision for results from overseas ballots received no later than 10 days after the election in accordance with Section 101.6952(5), *Florida Statutes*.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ELECTIONS OF THE CITY OF NEW SMYRNA BEACH, FLORIDA:

SECTION 1: ***Authority for this Resolution.*** That this resolution is adopted pursuant to the New Smyrna Beach *City Charter* and the Election Laws of the State of Florida.

SECTION 2: ***Certification of Results.*** That it is hereby ascertained, determined and declared that:

A. On August 18, 2026, a primary election was held within the City of New Smyrna Beach and notice of same was duly published thereto, as required by law, to elect a City Commissioner, Zone 1 for the City of New Smyrna Beach. Curtis Hodges was elected to the Office of City Commissioner, Zone 1 in the general election, unopposed.

B. On November 3, 2026, a general election was held within the City of New Smyrna Beach and notice of same was duly published thereto, as required by law, to elect a Mayor, and City Commissioner, Zone 2 for the City of New Smyrna Beach.

C. The total number of votes cast in the election for Mayor of City of New Smyrna Beach was 16,876, of which:

9,417 were cast for Fred E. Cleveland;
7,459 were cast for Lisa Martin; and

D. The total number of votes cast in the election for City Commissioner, Zone 2 of City of New Smyrna Beach was 15,512, of which:

9,948 were cast for Jennifer B. Devine;
5,564 were cast for Cynthia Sniezak; and

SECTION 3: ***Certifying and Declaring the Election Results.***

A. ***Office of Mayor***. Pursuant to Section 3.05 of the *City Charter*, Fred E. Cleveland, having received the greatest number of votes in the general election held on November 3, 2026, is declared the winner of the 2026 Election for the Office of Mayor of the City of New Smyrna Beach.

Fred E. Cleveland shall assume the Office of Mayor of the City of New Smyrna Beach immediately after taking the prescribed oath of office on Tuesday, November 10, 2026.

B. ***Office of City Commissioner, Zone 2***. Pursuant to Section 3.05 of the *City Charter*, Jennifer Devine, having received the greatest number of votes in the general election held on November 3, 2026, is declared the winner of the 2026 Election for the Office of City Commissioner, Zone 2 of the City of New Smyrna Beach.

Jennifer Devine shall assume the Office of City Commissioner, Zone 2 of the City of New Smyrna Beach immediately after taking the prescribed oath of office on Tuesday, November 10, 2026.

SECTION 4: ***Recording in Minutes***. That in accordance with the results of the general election, this resolution shall be recorded in the minutes of the City of New Smyrna Beach.

SECTION 5: ***Conflicting Resolutions***. That all resolutions or parts thereof that are in conflict with this resolution are hereby rescinded and repealed.

SECTION 6: ***Effective Date***. That this resolution shall take effect immediately upon its final passage.

APPROVED AS TO FORM AND CORRECTNESS:

Carrie Avallone

CARRIE AVALLONE
City Attorney

DATE: 11/4/2026

THE CITY OF NEW SMYRNA BEACH - CITY CLERK'S OFFICE

OATH OF OFFICE: THE HONORABLE JUDGE WESLEY HEIDT, OF THE SEVENTH JUDICIAL CIRCUIT OF VOLUSIA COUNTY, WILL ADMINISTER THE OATH OF OFFICE.

November 10, 2026

Background:

Following the certification of the results of the November 3, 2026 General Election, the elected Mayor and City Commissioners will take their respective Oaths of Office. The City Charter provides that the terms of office for the Mayor and City Commissioners commence on the first Tuesday following certification of the General Election, upon each elected official taking and subscribing to the required Oath of Office.

The following elected officials will be sworn into office:

- Mayor: Fred E. Cleveland
- City Commissioner, Zone 1: Curtis Hodges
- City Commissioner, Zone 2: Jennifer Devine

Judge Wesley Heidt will administer the Oath of Office to the Mayor and City Commissioners.
Upon taking and subscribing to the Oath of Office, Mayor Fred E. Cleveland, City Commissioner Curtis Hodges, and City Commissioner Jennifer Devine will officially begin their respective terms and assume the duties and responsibilities of their offices.

Fiscal Analysis:

None.

Strategic Plan Item:

No

Staff Report Created By: Sharon Taylor-Harding