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# City of Daytona Beach PD Trespass Appeal

City Commission Chambers, 301 S Ridgewood Ave, Daytona Beach, FL 32114

Robert J. Riggio, Special Magistrate

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## August 26, 2025 Minutes

Attendees:

Robert J Riggio, Special Magistrate

Staff present:

Ms. Melissa Diaz, Assistant City Attorney

Sgt. Shawna Conley Daytona Beach Police

Officer Brian Morales Daytona Beach Police

Ms. Lena Rankin, Board Secretary

Ms. June Barnes, Rental Program Coordinator

Mr. Joe Graves, Audio/Visual

Mr. Xavier Campbell, Audio/Visual

Approval of Minutes by:  Special Magistrate

Mr. Riggio called the meeting to order at 10:43 a.m.

Mr. Riggio announced the procedure for the meeting.

Mr. Riggio called Case #1.

The Board Secretary swore in members of staff who will be testifying.

The Board Secretary swore in Mr. Galen Jones.

**CASE # 1 - TA 08-25-03 – Galen Jones** is appealing the trespass warning issued for **308 S Martin Luther King Jr. Blvd, John H Dickerson Community Center**, a City-owned property, pursuant to City Ordinance 86-43. ACTION TO BE TAKEN: Consideration of Petitioner's Request for Appeal of the Trespass Warning.

Mr. Riggio read Mr. Jones' appeal and asked Mr. Jones to add anything he would like.

Mr. Jones stated that before he was down at the Dickerson Center he got into an argument with his mother. He wanted to just get away and thought that the Dickerson Center Basketball courts were open 24 hours.

Mr. Riggio asked Mr. Jones if he had anything further.

Mr. Jones stated he did not.

Mr. Riggio asked Sargent Conley to present.

Ms. Melissa Diaz spoke up and stated that she had a general statement to present before Sargent Conley presented the City's argument.

Ms. Diaz read the City Ordinance 86-43.

Ms. Diaz stated that in this case the City is alleging that City Ordinance 86-34 was violated and ready the Ordinance out loud. She then stated the City's case.

Mr. Riggio stated that he doesn't believe that Mr. Jones is appealing the merits on why he received the trespass warning but looking for leniency on how long he has to stay away from the Dickerson Center.

Sargent Conley stated that although we feel for the respondent and his desire to play basketball, he was found at the park on city property outside the posted hours. It is the City's position that the trespass stays in affect for one year. We do have multiple centers throughout the city where he is able to play basketball; he has only been trespassed from the Dickerson Center for one year.

Mr. Riggio asked if the City would consider Mr. Jones doing some community service in order to return to the Dickerson Center.

Ms. Diaz stated she would have to confer with staff and review the ordinance to see if the City has that discretion.

Mr. Jones stated that he has tried going to the Midtown Cherry Center and YSG and the staff there told him he was not allowed because of his trespass from the Dickerson Center because it is all connected.

Ms. Diaz stated she will reach out and get that clarified.

Mr. Riggio called the meeting to recess for 10 minutes.

Mr. Riggio called the meeting to reconvene at 10:56 am.

Ms. Diaz asked Mr. Jones a few questions before stating the City's recommendation. The City's recommendation is to have Mr. Jones complete 50 hours of community service with a ~~repairable~~ <sup>official</sup> non-profit by November 1<sup>st</sup>, 2025 and present evidence to the Board Secretary. Upon completion the trespass will be waved from his record.

There was discussion on how to tell the official time of sunrise. Sargent Conley clarified she goes by what Google states because it is a proven reliable source.

DISPOSITION: It is hereby ordered and adjudged the Petitioner's appeal of trespass issued to him on July 9, 2025 pursuant to Ordinance 86-43 is denied. The trespass warning shall remain in full force and effect. The City is however willing to wave the trespass from the record upon completion of 50 community service hours, and proof is provided to the Board Secretary by a ~~repairable~~ <sup>official</sup> non-profit by November 1<sup>st</sup>, 2025.

The meeting was adjourned at 11:05 am.