

**MINUTES
ORMOND BEACH CITY COMMISSION
HELD AT CITY HALL COMMISSION CHAMBERS**

January 21, 2014

7:00 PM

Commission Chambers

Present were: Mayor Ed Kelley, Commissioners James Stowers, Troy Kent, Rick Boehm, and Bill Partington, City Manager Joyce Shanahan, Assistant City Manager and Public Works Director Theodore MacLeod, City Attorney Randy Hayes, and City Clerk Scott McKee.

A G E N D A

1. CALL TO ORDER

2. INVOCATION

3. PLEDGE OF ALLEGIANCE

4. PRESENTATIONS AND PROCLAMATIONS

A. Home for the Holidays Parade Award Winners

5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA

6. APPROVAL OF MINUTES

A. Minutes from City Commission meeting – January 8, 2014

7. CONSENT AGENDA

The action proposed is stated for each item on the Consent Agenda. Unless a City Commissioner removes an item from the Consent Agenda, no discussion on individual items will occur and a single motion will approve all items.

A. **RESOLUTION NO. 2014-08** : A RESOLUTION APPOINTING A TRUSTEE TO SERVE ON THE FIREFIGHTERS' PENSION TRUST FUND; SETTING FORTH TERMS AND CONDITIONS OF SERVICE; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Scott McKee, City Clerk (386-676-3340)

B. **RESOLUTION NO. 2014-09** : A RESOLUTION ACCEPTING THE PROPOSAL OF AVCON, INC. REGARDING DESIGN SERVICES FOR THE TAXIWAY G CONSTRUCTION AND AIRFIELD ELECTRICAL IMPROVEMENTS PROJECT; AUTHORIZING THE EXECUTION OF AN AGREEMENT AND PAYMENT THEREFOR; REJECTING ALL OTHER PROPOSALS; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Joe Mannarino, Economic Development Director (386-676-3266)

C. **RESOLUTION NO. 2014-10** : A RESOLUTION PURSUANT TO SECTION 14-98, LIENS, OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES AUTHORIZING THE IMPOSITION OF A LIEN AGAINST THE REAL PROPERTY OWNED BY SEBASTIAN CALIENDO AND NELSY CALIENDO LOCATED AT 393 MUDDY CREEK LANE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4124-05-00-3930) FOR COSTS INCURRED BY THE CITY TO TERMINATE OR ABATE A SITE MAINTENANCE VIOLATION; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Joanne Naumann, Neighborhood Improvement Manager (386-615-7069)

- D. **RESOLUTION NO. 2014-11** : A RESOLUTION PURSUANT TO SECTION 14-98, LIENS, OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES AUTHORIZING THE IMPOSITION OF A LIEN AGAINST THE REAL PROPERTY OWNED BY RAUL M. DUARTE, LOCATED AT 712 MONTANA TERRACE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4242-65-00-0070) FOR COSTS INCURRED BY THE CITY TO TERMINATE OR ABATE A SITE MAINTENANCE VIOLATION; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Joanne Naumann, Neighborhood Improvement Manager (386-615-7069)

- E. **RESOLUTION NO. 2014-12** : A RESOLUTION SUPPORTING THE DESIGNATION OF THE HALIFAX HERITAGE BYWAY INCLUDING PORTIONS OF STATE ROAD A1A FROM THE SOUTH CITY LIMIT TO EAST GRANADA BOULEVARD AND INCLUDING PORTIONS OF SOUTH BEACH STREET FROM THE SOUTH CITY LIMIT TO WEST GRANADA BOULEVARD AS A FLORIDA SCENIC\ HIGHWAY; SUPPORTING THE CORRIDOR MANAGEMENT PLAN (CMP); AUTHORIZING TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Ric Goss, Planning Director (386-676-3238)

- F. **Austin Outdoor, LLC. Contract**

Staff Contact: Robert Carolin, Leisure Services Director (386-676-3279)

Disposition: Approve as recommended in the City Manager memorandum dated January 21, 2014.

8. PUBLIC HEARINGS

- A. **ORDINANCE NO. 2014-01** : AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN BY AMENDING THE FUTURE LAND USE MAP TO CHANGE THE DESIGNATION OF TWO (2) PARCELS OF REAL PROPERTY TOTALING +3.13-ACRES LOCATED AT 55 AND 75 NORTH NOVA ROAD, FROM "OFFICE/PROFESSIONAL" AND "PUBLIC/INSTITUTIONAL" TO "LOW INTENSITY COMMERCIAL"; PROVIDING FOR CONFLICT; AUTHORIZING TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Staff Contact: Ric Goss, Planning Director (386-676-3238)

- B. **ORDINANCE NO. 2014-03** : AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE 1, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY AMENDING THE OFFICIAL ZONING MAP TO REZONE ONE (1) PARCEL OF REAL PROPERTY TOTALING 1.24± ACRES LOCATED AT 250 WILLIAMSON BOULEVARD, FROM VOLUSIA COUNTY B-4 (GENERAL COMMERCIAL) TO ORMOND BEACH PBD (PLANNED BUSINESS DEVELOPMENT), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Staff Contact: Ric Goss, Planning Director (386-676-3238)

- C. **ORDINANCE NO. 2014-04** : AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE 1, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY AMENDING THE OFFICIAL ZONING MAP TO REZONE ONE (1) PARCEL OF REAL PROPERTY TOTALING 8.06± ACRES LOCATED AT 260 WILLIAMSON BOULEVARD, FROM VOLUSIA COUNTY BPUD (PLANNED BUSINESS UNIT DEVELOPMENT) TO ORMOND BEACH PBD (PLANNED BUSINESS DEVELOPMENT), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Staff Contact: Ric Goss, Planning Director (386-676-3238)

- D. **ORDINANCE NO. 2014-05** : AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE 1, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY AMENDING THE OFFICIAL ZONING MAP TO REZONE A CERTAIN PARCEL OF REAL PROPERTY TOTALING 0.90 ACRES LOCATED AT 1740 WEST GRANADA BOULEVARD, FROM VOLUSIA COUNTY R-7 (URBAN MULTIFAMILY RESIDENTIAL) TO CITY OF ORMOND BEACH B-1 (PROFESSIONAL OFFICE/HOSPITAL) AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Staff Contact: Ric Goss, Planning Director (386-676-3238)

- E. **ORDINANCE NO. 2014-07** : AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN BY AMENDING THE FUTURE LAND USE MAP TO CHANGE THE DESIGNATION OF ONE (1) PARCEL OF REAL PROPERTY TOTALING +35 ACRES LOCATED AT 550 WILLIAMSON BOULEVARD FROM VOLUSIA COUNTY "URBAN HIGH INTENSITY (UHI)" TO CITY OF ORMOND BEACH "HIGH DENSITY RESIDENTIAL (HDR)"; AUTHORIZING TRANSMITTAL; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Ric Goss, Planning Director (386-676-3238)

- F. **ORDINANCE NO. 2014-08** : AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE 1, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY AMENDING THE OFFICIAL ZONING MAP TO REZONE ONE (1) PARCEL OF REAL PROPERTY TOTALING 35± ACRES LOCATED AT 550 WILLIAMSON BOULEVARD, FROM VOLUSIA COUNTY R-7 (URBAN MULTI-FAMILY RESIDENTIAL) TO ORMOND BEACH PRD (PLANNED RESIDENTIAL DEVELOPMENT), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Ric Goss, Planning Director (386-676-3238)

9. SECOND READING OF ORDINANCES

- A. **ORDINANCE NO. 2014-06** : AN ORDINANCE ADOPTING CERTAIN UPDATED SCHEDULES TO THE CAPITAL IMPROVEMENTS ELEMENT OF THE CITY OF ORMOND BEACH COMPREHENSIVE PLAN; PROVIDING WHEN SUCH UPDATES SHALL TAKE EFFECT; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Staff Contact: Ric Goss, Planning Director (386-676-3238)

10. REPORTS, SUGGESTIONS, REQUESTS

11. ADJOURNMENT

Item #1 – Meeting Call to Order

Mayor Kelley called the meeting to order at 7:00 p.m. He then adjourned the meeting at 7:00 p.m. for a short recess, due to the City Commission just concluding a shade meeting moments before.

Mayor Kelley reconvened the City Commission meeting at 7:05 p.m.

Item #2 – Invocation

Reverend Willie Branch gave the invocation.

Item #3 – Pledge of Allegiance

Mayor Kelley led the Pledge of Allegiance.

Item #4A – Home for the Holidays Parade Award Winners

Mr. Brian Daly, Chairman of the Home for the Holidays Parade, stated that he was there to celebrate the winners of the 23rd annual Home for the Holidays Parade. He noted that there had been some rain on the day of the event but that it had still been a huge success, with over 100 entries consisting of over 3,000 participants. He thanked the parade's sponsors: Ritchey Automotive Group, Brighthouse Networks, Command Medical Products, Economy Electric, Money Pages, Preferred Business Group, and S.R. Perrott. He also thanked the parade committee members. He then thanked the city advisors to the parade: Recreation Manager Stefan Sibley, Community Events Coordinator Mike Demchak, and Cultural Center Coordinator Siobhan Daly. He went on to thank the judges, the Leisure Services Department, Leisure Services Director Robert Carolin, the Streets Department, Public Works Department, Fire Department, and most of all the Police Department.

Mr. Daly announced the parade winners as follows:

Walker's Division:

3rd Place – The Obedience Club of Daytona

2nd Place – Osceola Elementary School

1st Place – Encore Baton and Dance Studio

Vehicle Division:

3rd Place – The Paint Drop by Valspar

2nd Place – Larry's Giant Subs

1st Place – Skate and Shake

Floats Division:

3rd Place – Providence Church

2nd Place – Dale Woodward Funeral Homes

1st Place – The Beach Bucket

Best of Show: Arrow Service and Towing

Mr. Rick Fraser, Ormond Beach Chamber of Commerce, presented the Presidents' Cup Award to Sparkle-N-Shine. He noted that they had won the award many years, including

last year. He stated that Sparkle-N-Shine put a lot of effort into the parade and it was great to recognize them.

Mayor Kelley thanked all of the participants.

Item #5 – Audience Remarks

Mr. Josh Allred, 167 Vining Court, stated that he came to speak about an issue that greatly concerned the liberty of his family and him. He explained that on December 31, 2011, the President of the United States signed into law the National Defense Authorization Act of 2012. He stated that a provision in the bill empowered the President to detain anyone who substantially supported groups he determined were associated forces of terrorists. He noted that none of the terms were defined and it was unclear what constituted substantial support, hostilities, or coalition partners. He stated that the provision vested the authority to identify people as associated with terrorist groups in the executive branch and also vested the authority to detain those persons in the executive branch under the laws of war, which meant that no due process was guaranteed.

Mr. Allred stated that the City Commission was probably wondering why he was bringing this item in front of them rather than calling his Congressman. He explained that he had called his Congressman quite often and it had not been productive. He stated that he had with him a Liberty Preservation Ordinance, which was a legislative device designed to be a frustration to any future or present authority that desired to use it in a way that was inconsistent with the Constitution's guarantee to due process of law for all that were accused of a crime. He noted that several states had already passed the ordinance and some had signed it into law; such as California, Virginia, Alaska, and Michigan. He asked why the Commission would not want to reaffirm their local constituents' protection from potential abuses by the federal government.

Mayor Kelley stated that he knew that the issue was important to Mr. Allred. He thanked Mr. Allred for his time and noted that the issue had been briefly touched on at the previous Commission meeting.

Reverend Willie Branch, 6 Cherokee Trail, thanked the Commission for his recent appointment to the Ormond Beach Housing Authority Board. He stated that it had been a unique experience to serve. He explained that at a later date he would bring the entire board and the new Executive Director to give the Commission an overview as to what they would be doing in the new year.

Mayor Kelley noted that the Commission had received very little feedback previously from that board and thanked Reverend Branch and the current board members for making significant adjustments. He stated that he thought that all of the city's residents would now be better served.

Ms. Robin King, Center for Business Excellence, Daytona Beach, introduced herself as the new President and CEO for the Center for Business Excellence. She stated that the center offered a variety of services at no cost for anyone seeking employment. She noted that the center worked with Economic Development Director Joe Mannarino to help retain, attract, and expand businesses by helping with offsetting the cost of new hires and development of the existing workforce. She stated that the center would be undergoing a rebranding. She explained that all 24 regional boards in the state of Florida would be changing their names as of February 10, 2014. She stated that instead of there being 24 boards with different names all the boards would be named Career Source. She noted that her location would be Career Source Flagler/Volusia. She stated that she was excited about the rebranding and hoped they would stop being the best kept secret for job seekers or businesses looking for resources or talent.

Ms. Susan Richmond, Ormond Beach Art Museum, thanked the Commission and the city for working with the museum. She stated that the museum had recently received some wonderful local press coverage. She explained that they had recently had the American Alliance of Museums use a case study of their outreach program with the VA clinic and featured it in their national magazine. She stated that the museum had recently created a three-minute video showcasing their programs to use when talking to businesses and potential donors and that she would send the Commission a link to. She explained that they also held an art show of comic book, game, and graphic novel art which reached out to those who did not usually come to the museum. She stated that there were new garden talks and garden classes held in the museum gardens. She showed the Starry Starry Night invitation artwork on a canvas. She stated that piece

was created by an artist that worked at the museum. She noted that the artist taught that piece in a two hour art class and by popular demand one was scheduled for March. She explained that the art was inspired by Vincent Van Gogh's *Starry Starry Night* but incorporated the Granada Bridge. She stated that it would also be made into a poster that would be available by Valentine's Day.

Item #6A – Approval of Minutes

Mayor Kelley advised that the minutes of the January 8, 2014, regular meeting had been sent to the Commission for review, and were on the city's website for public viewing. He asked for any corrections, additions, or omissions. He stated that hearing no corrections, the minutes would stand approved as presented.

Item #7– Consent Agenda

Mayor Kelley advised that the actions proposed for the items on the Consent Agenda were so stated on the agenda. He asked if any member of the Commission had questions or wished to discuss any items separately.

Commissioner Kent moved, seconded by Commissioner Boehm, for approval of the Consent Agenda.

Call Vote:	Commissioner Stowers	Yes
	Commissioner Kent	Yes
	Commissioner Boehm	Yes
	Commissioner Partington	Yes
Carried.	Mayor Kelley	Yes

Item #8 – Public Hearings

Mayor Kelley opened the public hearings.

Item #8A – 55 & 75 North Nova Road – Small-Scale Land Use Map Amendment

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2014-01
 AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN BY AMENDING THE FUTURE LAND USE MAP TO CHANGE THE DESIGNATION OF TWO (2) PARCELS OF REAL PROPERTY TOTALING +3.13-ACRES LOCATED AT 55 AND 75 NORTH NOVA ROAD, FROM "OFFICE/PROFESSIONAL" AND "PUBLIC/INSTITUTIONAL" TO "LOW INTENSITY COMMERCIAL"; PROVIDING FOR CONFLICT; AUTHORIZING TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Boehm moved, seconded by Commissioner Kent, for approval of Ordinance No. 2014-01, on second reading, as read by title only.

Call Vote:	Commissioner Kent	Yes
	Commissioner Boehm	Yes
	Commissioner Partington	Yes
	Commissioner Stowers	Yes
Carried.	Mayor Kelley	Yes

Item #8B – 250 Williamson Blvd. Rezoning

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2014-03
 AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE 1, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY AMENDING THE OFFICIAL ZONING MAP TO REZONE ONE (1) PARCEL OF REAL PROPERTY TOTALING 1.24± ACRES LOCATED AT 250 WILLIAMSON BOULEVARD, FROM

VOLUSIA COUNTY B-4 (GENERAL COMMERCIAL) TO ORMOND BEACH PBD (PLANNED BUSINESS DEVELOPMENT), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Kent moved, seconded by Commissioner Partington, for approval of Ordinance No. 2014-03, on second reading, as read by title only.

Call Vote:	Commissioner Boehm	Yes
	Commissioner Partington	Yes
	Commissioner Stowers	Yes
	Commissioner Kent	Yes
Carried.	Mayor Kelley	Yes

Item #8C – 260 Williamson Blvd. Rezoning

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2014-04

AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE 1, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY AMENDING THE OFFICIAL ZONING MAP TO REZONE ONE (1) PARCEL OF REAL PROPERTY TOTALING 8.06± ACRES LOCATED AT 260 WILLIAMSON BOULEVARD, FROM VOLUSIA COUNTY BPUD (PLANNED BUSINESS UNIT DEVELOPMENT) TO ORMOND BEACH PBD (PLANNED BUSINESS DEVELOPMENT), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Boehm moved, seconded by Commissioner Stowers, for approval of Ordinance No. 2014-04, on second reading, as read by title only.

Call Vote:	Commissioner Partington	Yes
	Commissioner Stowers	Yes
	Commissioner Kent	Yes
	Commissioner Boehm	Yes
Carried.	Mayor Kelley	Yes

Item #8D – 1740 W. Granada Blvd. Rezoning

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2014-05

AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE 1, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY AMENDING THE OFFICIAL ZONING MAP TO REZONE A CERTAIN PARCEL OF REAL PROPERTY TOTALING 0.90 ACRES LOCATED AT 1740 WEST GRANADA BOULEVARD, FROM VOLUSIA COUNTY R-7 (URBAN MULTIFAMILY RESIDENTIAL) TO CITY OF ORMOND BEACH B-1 (PROFESSIONAL OFFICE/HOSPITAL) AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Kent moved, seconded by Commissioner Partington, for approval of Ordinance No. 2014-05, on second reading, as read by title only.

Call Vote:	Commissioner Stowers	Yes
	Commissioner Kent	Yes
	Commissioner Boehm	Yes

Carried.	Commissioner Partington Mayor Kelley	Yes Yes
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Item #8E – 550 Williamson Blvd. Large Scale LUPA

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2014-07
 AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN BY AMENDING THE FUTURE LAND USE MAP TO CHANGE THE DESIGNATION OF ONE (1) PARCEL OF REAL PROPERTY TOTALING +35 ACRES LOCATED AT 550 WILLIAMSON BOULEVARD FROM VOLUSIA COUNTY “URBAN HIGH INTENSITY (UHI)” TO CITY OF ORMOND BEACH “HIGH DENSITY RESIDENTIAL (HDR)”; AUTHORIZING TRANSMITTAL; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Ric Goss, Planning Director, stated that both items 8E and 8F were related. He noted that typically a land use and rezoning for a property were not brought to the Commission at the same time and when approved the items would be sent to the state and the VCMG for review. He stated that the next reading of the items should be ready on March 18, 2014, as opposed to the originally planned date of April 1, 2014. He stated that a Planned Business Development (PBD) was also recommended for the property to recognize the plan that was approved in the county to make the site conforming with regard to density and floor area. He stated that the Planning Board and staff recommended approval.

Commissioner Boehm moved, seconded by Commissioner Kent, for approval of Ordinance No. 2014-07, on first reading, as read by title only.

Call Vote:	Commissioner Kent	Yes
	Commissioner Boehm	Yes
	Commissioner Partington	Yes
	Commissioner Stowers	Yes
Carried.	Mayor Kelley	Yes

Item #8F – 550 Williamson Blvd. Rezoning

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2014-08
 AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE I, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY AMENDING THE OFFICIAL ZONING MAP TO REZONE ONE (1) PARCEL OF REAL PROPERTY TOTALING 35± ACRES LOCATED AT 550 WILLIAMSON BOULEVARD, FROM VOLUSIA COUNTY R-7 (URBAN MULTI-FAMILY RESIDENTIAL) TO ORMOND BEACH PRD (PLANNED RESIDENTIAL DEVELOPMENT), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Partington moved, seconded by Commissioner Kent, for approval of Ordinance No. 2014-08, on first reading, as read by title only.

Call Vote:	Commissioner Boehm	Yes
	Commissioner Partington	Yes
	Commissioner Stowers	Yes
	Commissioner Kent	Yes
Carried.	Mayor Kelley	Yes

Mayor Kelley closed the public hearings without objection.

Item #9A – 2013 CIE Update

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2014-06
AN ORDINANCE ADOPTING CERTAIN UPDATED SCHEDULES TO THE
CAPITAL IMPROVEMENTS ELEMENT OF THE CITY OF ORMOND
BEACH COMPREHENSIVE PLAN; PROVIDING WHEN SUCH UPDATES
SHALL TAKE EFFECT; REPEALING ALL INCONSISTENT ORDINANCES
OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Boehm moved, seconded by Commissioner Partington, for approval of Ordinance No. 2014-06, on second reading, as read by title only.

Call Vote:	Commissioner Partington	Yes
	Commissioner Stowers	Yes
	Commissioner Kent	Yes
	Commissioner Boehm	Yes
Carried.	Mayor Kelley	Yes

Item #10 – Reports, Suggestions, Requests

Building and Planning Certification

Ms. Joyce Shanahan, City Manager, noted that the Building and Planning Division of the city became 100% certified by the International Code Council. She explained that it was an accreditation that was a significant personal and professional accomplishment and a key step toward enhancing the professional stature of the department. She thanked Planning Director Ric Goss for his leadership of the department.

Upcoming Meetings

Ms. Shanahan stated that the City Commission’s Goals Workshop would be held on February 4, 2014, at 5:30 p.m. She stated that the Financial Trends Workshop was scheduled for March 4, 2014, at 5:30 p.m. She stated that the City Commission would also have their quarterly brainstorming session on March 18, 2014, at 5:30 p.m. She noted that Volusia County’s spring break started on March 19, 2014, and lasted until March 30, 2014.

PAL Boy of the Year

Commissioner Boehm stated that Ormond Beach PAL’s Marcus Edwards was selected the State PAL (Police Athletic League) Boy of the Year. He noted that in years past the city had already had a State PAL Boy and Girl of the Year previously selected. He stated that it was remarkable that a city of its size had such a wonderful and strong PAL organization. He hoped that Marcus and his parents would be invited to a meeting in the near future to be recognized.

Beach Control

Commissioner Kent stated that he recently had a productive meeting with City Attorney Randy Hayes and Ms. Shanahan on the possibility of Ormond Beach taking control of their beach from the county. He stated that the feasibility of that happening did not look the way he had originally hoped; he was excited and hopeful that they would have more access to the beach because of the discussion. He noted that he also learned that Commissioner Lentz from Daytona Beach brought up some issues in Daytona Beach that he had regarding beach control. He stated that he spoke with Commissioner Lentz and they were hopeful that a board could be established with one representative from each city to deal with the county and the beach so that they could collectively brainstorm ideas to fix the problems. He stated that he was learning that they were not alone in the matter, although he often felt like they were since Ormond Beach only had six beach approaches, one of which he did not consider Ormond Beach’s as he considered it more of Daytona Beach’s. He stated that of the five Ormond Beach approaches one was open and that was not acceptable. He stated that he would continue to work on the issue until the city was able to have more access.

Mayor Kelley stated that if nothing came of the issue but the ability to create an open dialogue to make adjustments to the beach, he was in favor of it. He stated that it would take all members of the Commission working individually and then together to make it happen.

Pension Reform

Mayor Kelley stated that he traveled with Ms. Shanahan to Tallahassee last week to speak regarding the city's ability to collectively bargain with unions effectively on pensions. He stated that the state was going to continue to control their ability to do so and the city would once again be at the hands of the state. He stated that he explained to the representative in each meeting that in 2015 or 2016 when every city in the state had to put on their balance sheet the unfunded liabilities they would take notice.

Commissioner Kent thanked Mayor Kelley for taking the time to go and talk about the issue in Tallahassee. He noted that Mayor Kelley had championed the issue for years, as he really cared about the financial well being of the city. He noted that the problem was state wide and not just an issue that Ormond Beach was having. He expressed shame for any state legislature that did not take heed and listen to the problems instead of pushing them off on the smaller local governments.

Volusia League of Cities Distinguished Service Awards

Mayor Kelley stated that he knew that Commissioner Boehm had already submitted some nominees for consideration for the Volusia League of Cities Distinguished Service employee awards.

Ms. Shanahan stated that the nominations would be an agenda item at the February 4, 2014, Commission meeting. She asked the Commission to provide her with their nominations prior to that meeting or they could alternatively discuss it at the meeting if they would like.

Mayor Kelley stated that he believed that in the past they provided Ms. Shanahan with their individual nominations and then she brought them collectively before the Commission as an agenda item.

Ms. Shanahan stated that she would need the information by Wednesday, January 29, 2014. She also noted that she needed each Commissioner's goals for the Goals Workshop at the same time.

Item #11 – Adjournment

The meeting was adjourned at 7:42 p.m.

APPROVED: February 4, 2014

BY: _____
Ed Kelley, Mayor

ATTEST:

J. Scott McKee, City Clerk