



**ACTION REPORT
CITY OF ORMOND BEACH, FLORIDA
CITY COMMISSION MEETING
October 21, 2014
7:00 PM**

Mayor Ed Kelley

Zone 1 – Commissioner James Stowers

Zone 3 – Commissioner Rick Boehm

Zone 2 – Commissioner Troy Kent

Zone 4 – Commissioner Bill Partington

COMMISSION CHAMBERS

22 South Beach Street, Ormond Beach, FL 32174

Phone: 386-677-0311

Web: www.ormondbeach.org

- 1. CALL TO ORDER**
- 2. INVOCATION**
- 3. PLEDGE OF ALLEGIANCE**
- 4. PRESENTATIONS AND PROCLAMATIONS**
 - A. National Bullying Prevention Month
- 5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 6. APPROVAL OF MINUTES**
 - A. Minutes from City Commission meeting – September 29, 2014 **APPROVED**
 - B. Minutes from City Commission meeting – October 7, 2014 **APPROVED**
- 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. 2014-170** : 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 PAUL SAROUKHAN LOCATED AT 16 CARRINGTON LANE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4239-05-00-0570) 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) **APPROVED**

- B. **RESOLUTION NO. 2014-171** : 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 SCOTT T. VOGES LOCATED AT 448 S. RIDGEWOOD AVENUE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4242-05-00-0010) 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) **APPROVED**

- C. **RESOLUTION NO. 2014-172** : 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 MARK EDWARD DAVISON LOCATED AT 1284 BUCKEYE ROAD, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4220-03-05-0030) 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) **APPROVED**

- D. **RESOLUTION NO. 2014-173** : A RESOLUTION AUTHORIZING THE EXECUTION OF A RELEASE OF SPECIAL MASTER ADMINISTRATIVE FINE/LIEN FOR CODE VIOLATIONS ON PROPERTY LOCATED AT 194 S. NOVA ROAD, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4220-00- 00-0226); AND SETTING FORTH AN EFFECTIVE DATE.

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

- E. **RESOLUTION NO. 2014-174** : A RESOLUTION AUTHORIZING THE EXECUTION OF A RELEASE OF SPECIAL MASTER ADMINISTRATIVE FINE/LIEN FOR CODE VIOLATIONS ON PROPERTY LOCATED AT 70 IVANHOE DRIVE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4223-14- 10-0040); AND SETTING FORTH AN EFFECTIVE DATE.

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

- F. **RESOLUTION NO. 2014-175** : A RESOLUTION AUTHORIZING THE EXECUTION OF A JOINT PARTICIPATION AGREEMENT AMENDMENT NUMBER 2 BETWEEN THE CITY AND FLORIDA DEPARTMENT OF TRANSPORTATION, REGARDING LANDSCAPING IMPROVEMENTS WITHIN THE GRANADA MEDIANS WEST OF I95; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: *John Noble, City Engineer (386-676-3269)* **APPROVED**

- G. **RESOLUTION NO. 2014-176** : A RESOLUTION AUTHORIZING THE EXECUTION OF A TRAFFIC SIGNAL MAINTENANCE AND COMPENSATION AGREEMENT BETWEEN THE CITY OF ORMOND BEACH AND THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: *John Noble, City Engineer (386-676-3269)* **APPROVED**

- H. **RESOLUTION NO. 2014-177** : A RESOLUTION AUTHORIZING THE SOLE SOURCE PROCUREMENT OF SELF CONTAINED BREATHING APPARATUS EQUIPMENT FROM TEN-8 FIRE EQUIPMENT, INC.; AUTHORIZING THE APPROVAL OF A REQUISITION AND PAYMENT THEREFOR; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: *Bob Mandarino, Fire Chief (386-676-3333)* **APPROVED**

- I. **RESOLUTION NO. 2014-178** : A RESOLUTION AUTHORIZING THE APPROVAL AND EXECUTION OF A PURCHASE AUTHORIZATION (REQUISITION 12112) FOR THE PURCHASE OF A PIERCE SABER PUMPER FIRE APPARATUS UNDER FLORIDA SHERIFFS ASSOCIATION BID NO. 11-10-1202; DECLARING CERTAIN EQUIPMENT TO BE SURPLUS PROPERTY; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: *Bob Mandarino, Fire Chief (386-676-3333)* **APPROVED**

- J. **RESOLUTION NO. 2014-179** : A RESOLUTION AUTHORIZING THE EXECUTION OF A GOVERNMENTAL EQUIPMENT LEASE-PURCHASE AGREEMENT WITH OSHKOSH CAPITAL AND ALL OTHER PAPERS NECESSARY AND INCIDENTAL THERETO, REGARDING THE PURCHASE OF A PIERCE SABER PUMPER; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: *Bob Mandarino, Fire Chief (386-676-3333)*

APPROVED

- K. **RESOLUTION NO. 2014-180** : A RESOLUTION AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION UNDER THE FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM FOR FUNDING ASSISTANCE REGARDING THE INSTALLATION OF NEW LIGHTING FOR THE TENNIS COURTS AT NOVA COMMUNITY PARK; AUTHORIZING THE EXECUTION OF ALL DOCUMENTS INCIDENTAL THERETO, INCLUDING ANY CONTRACT NECESSARY FOR THE CITY TO ACCEPT THE GRANT AWARD; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: *Loretta Moisio, Grants Coordinator/PIO (386-676-3315)* **APPROVED**

- L. **RESOLUTION NO. 2014-181** : A RESOLUTION AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION UNDER THE FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM FOR FUNDING ASSISTANCE REGARDING THE INSTALLATION OF LIGHTING AT BASEBALL FIELD #3 AT THE ORMOND BEACH SPORTS COMPLEX; AUTHORIZING THE EXECUTION OF ALL DOCUMENTS INCIDENTAL THERETO, INCLUDING ANY CONTRACT NECESSARY FOR THE CITY TO ACCEPT THE GRANT AWARD; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: *Loretta Moisio, Grants Coordinator/PIO (386-676-3315)* **APPROVED**

- M. **Bid Specifications for Riverside Drive Drainage Improvements**

Staff Contact: *John Noble, City Engineer (386-676-3269)*

Disposition: Approve as recommended in the City Manager memorandum dated October 21, 2014. **APPROVED**

- N. **South Peninsula Reclaimed Water Main Extension**

Staff Contact: *John Noble, City Engineer (386-676-3269)*

Disposition: Approve as recommended in the City Manager memorandum dated October 21, 2014. **APPROVED**

O. **RFP 2015-08 - Debt Collection Services**

Staff Contact: Kelly McGuire, Finance Director (386-676-3226)

Disposition: Approve as recommended in the City Manager memorandum dated October 21, 2014. **APPROVED**

P. **RFP 2015-12 Arbitrage Calculation Services**

Staff Contact: Kelly McGuire, Finance Director (386-676-3226)

Disposition: Approve as recommended in the City Manager memorandum dated October 21, 2014. **APPROVED**

Q. **Professional Janitorial Services for City Facilities**

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

Disposition: Approve as recommended in the City Manager memorandum dated October 21, 2014. **APPROVED**

R. **2015 Tomoka Marathon Sponsorship Proposal**

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

Disposition: Approve as recommended in the City Manager memorandum dated October 21, 2014. **APPROVED**

8. **FIRST READING OF ORDINANCES**

A. **ORDINANCE NO. 2014-36** : AN ORDINANCE AMENDING THE ANNUAL BUDGET FOR FISCAL YEAR 2013-2014 BY AMENDING THE GENERAL FUND; THE DOWNTOWN DEVELOPMENT FUND; THE STORMWATER FUND; THE AIRPORT FUND; THE PENSION FUND; THE GENERAL CAPITAL IMPROVEMENTS FUND; THE VEHICLE REPLACEMENT FUND; THE TRANSPORTATION FUND; THE RECREATION IMPACT FEE FUND; THE WATER & WASTEWATER OPERATING FUND; THE WATER & WASTEWATER VEHICLE FUND; THE WATER & WASTEWATER RENEWAL & REPLACEMENT FUND; THE WATER & WASTEWATER DEBT SERVICE FUND; THE WATER & WASTEWATER CAPITAL PROJECTS FUND (440); THE WATER & WASTEWATER CAPITAL PROJECTS FUND (442); THE WATER & WASTEWATER CAPITAL PROJECTS FUND (444); THE SOLID WASTE FUND; THE WORKERS COMPENSATION FUND; AND THE GENERAL LIABILITY FUND; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Kelly McGuire, Finance Director (386-676-3226)
APPROVED ON FIRST READING

- B. **ORDINANCE NO. 2014-37** : AN ORDINANCE AMENDING SECTION 22-21, MINIMUM DEPOSITS REQUIRED; ADDING SECTION 22-35, SINGLE FAMILY RESIDENTIAL DIRECT READ WATER METER POLICY, OF DIVISION 2, RATES AND CHARGES OF ARTICLE 1, WATER, OF CHAPTER 22, WATER AND SEWERS; AND BY AMENDING SECTION 22-70, DEPOSIT REQUIRED, ESTABLISHED, OF DIVISION 1, GENERALLY, OF ARTICLE II, SEWERS, OF CHAPTER 22, WATER AND SEWERS; AND BY ADDING ARTICLE VIII, DELINQUENT ACCOUNTS, SECTION 22-189, PROVISIONS FOR DELINQUENT ACCOUNTS; CREATION OF LIENS IN THE EVENT OF NONPAYMENT; SUBMISSION TO COLLECTION AGENCY; ADMINISTRATIVE FEE; OF CHAPTER 22, WATER AND SEWERS, OF THE CODE OF ORDINANCES; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Kelly McGuire, Finance Director (386-676-3226)

APPROVED ON FIRST READING

- C. **ORDINANCE NO. 2014-38** : AN ORDINANCE OF THE CITY OF ORMOND BEACH, FLORIDA, AMENDING CHAPTER 12, BUSINESS REGULATIONS, ARTICLE IX, PEDDLERS AND SOLICITORS, OF THE CODE OF ORDINANCES, BY AMENDING TITLE OF ARTICLE IX TO "SOLICITORS"; AMENDING SECTION 12-249, DEFINITIONS; AMENDING SECTION 12-250, PERMITS REQUIRED; AMENDING SECTION 12-251, APPLICATION FOR AND ISSUANCE OF PERMIT; AMENDING SECTION 12-252, PERMIT FEES; AMENDING SECTION 12-253, PERMIT TO BE WORN; BY REPEALING SECTION 12-255, TIMES AND LOCATIONS OF SOLICITATION; SIGNS PROHIBITING; REPEALING SECTION 12-256, SOLICITATION BY LOUD OR UNUSUAL NOISES; REPEALING SECTION 12-257, REQUEST TO CEASE PRESENTATION; REPEALING SECTION 12-258, INTERFERENCE WITH TRAFFIC; CREATING SECTION 12- 259, UNLAWFUL SOLICITATION AND PANHANDLING; CREATING SECTION 12-260, ENFORCEMENT; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff Contact: Randal Hayes, City Attorney (386-676-3217)

APPROVED ON FIRST READING

9. DISCUSSION ITEMS

- A. **Volusia County Water Quality Resolution**

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

10. REPORTS, SUGGESTIONS, REQUESTS

11. ADJOURNMENT

Website Address – www.ormondbeach.org

NOTICE – Pursuant to Section 286.0105 of the Florida Statutes, if any person decides to appeal any decision made by the City Commission with respect to any matter considered at this public meeting, such person will need a record of the proceedings and for such purpose, such person may need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based.



For special accommodations, please notify the City Clerk's Office at least 72 hours in advance.
Phone: 386-677-0311



Help for the hearing impaired is available through the Assistive Listening System. Receivers can be obtained from the City Clerk's Office.

In accordance with the Americans with Disabilities Act (ADA), persons with a disability, such as a vision, hearing or speech impairment, or persons needing other types of assistance, and who wish to attend City Commission meetings or any other board or committee meeting may contact the City Clerk's Office in writing, or may call 386-677-0311 for information regarding available aids and services.