



**ACTION REPORT  
CITY OF ORMOND BEACH, FLORIDA  
CITY COMMISSION MEETING  
March 17, 2015  
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](http://www.ormondbeach.org)**

**1. CALL TO ORDER**

**2. INVOCATION**

**3. PLEDGE OF ALLEGIANCE**

**4. PRESENTATIONS AND PROCLAMATIONS**

A. Employee of the Quarter - Sam West

**5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**

**6. APPROVAL OF MINUTES**

A. Minutes from City Commission meeting – March 3, 2015 **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. 2015-65** : A RESOLUTION AUTHORIZING THE EXECUTION OF A QUITCLAIM DEED IN FAVOR OF SANDRA B. ROSSMEYER, RELEASING A 10.0 FOOT DRAINAGE EASEMENT AND A 5.0 FOOT UTILITY EASEMENT LOCATED AT 454 DRUID CIRCLE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA ; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

- B. **RESOLUTION NO. 2015-66** : A RESOLUTION AUTHORIZING THE ACCEPTANCE OF A PUBLIC UTILITY, DRAINAGE AND ACCESS EASEMENT DEED FROM SANDRA B. ROSSMEYER, FOR PROPERTY LOCATED AT 454 DRUID CIRCLE IN ASSOCIATION WITH THE CONSTRUCTION OF A NEW SINGLE FAMILY HOUSE; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

- C. **RESOLUTION NO. 2015-67** : A RESOLUTION AUTHORIZING THE EXECUTION OF A WATER, SEWER AND ANNEXATION AGREEMENT BETWEEN THE CITY AND KEITH E. MOORE AND PHYLLIS J. MOORE FOR PROPERTY LOCATED AT 22 SANDRA DRIVE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA; PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

- D. **RESOLUTION NO. 2015-68** : A RESOLUTION AUTHORIZING THE EXECUTION OF A WATER, SEWER AND ANNEXATION AGREEMENT BETWEEN THE CITY AND KINGSTON SHORES MANAGEMENT ASSOCIATION, INC. FOR PROPERTY LOCATED AT 5500 OCEAN SHORE BOULEVARD, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA; PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

- E. **RESOLUTION NO. 2015-69** : A RESOLUTION AUTHORIZING THE EXECUTION OF A RELEASE OF SPECIAL MASTER ADMINISTRATIVE FINE/LIEN FOR CODE VIOLATIONS ON PROPERTY LOCATED AT 206 ORMWOOD AVENUE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4203-24-00-0210); AND SETTING FORTH AN EFFECTIVE DATE.

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

- F. **RESOLUTION NO. 2015-70** : A RESOLUTION AUTHORIZING THE EXECUTION OF A RELEASE AND SATISFACTION OF SPECIAL MASTER ADMINISTRATIVE FINE/LIEN FOR CODE VIOLATIONS ON PROPERTY LOCATED AT 280 SOUTH CENTER STREET, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4242-68-01-010); AND SETTING FORTH AN EFFECTIVE DATE.

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

- G. **RESOLUTION NO. 2015-71** : A RESOLUTION AUTHORIZING THE EXECUTION OF A RELEASE OF SPECIAL MASTER ADMINISTRATIVE FINE/LIEN FOR CODE VIOLATIONS ON PROPERTY LOCATED AT 609 N. RIDGEWOOD AVENUE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4240-01-18-0040); AND SETTING FORTH AN EFFECTIVE DATE.

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

- H. **RESOLUTION NO. 2015-72** : A RESOLUTION AUTHORIZING THE EXECUTION OF A RELEASE OF SPECIAL MAGISTRATE ADMINISTRATIVE FINE/LIEN FOR CODE VIOLATIONS ON PROPERTY LOCATED AT 940 N. BEACH STREET, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 3242-08- 00-0050); AND SETTING FORTH AN EFFECTIVE DATE.

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

- I. **RESOLUTION NO. 2015-73** : A RESOLUTION ACCEPTING THE PROPOSAL OF BLX GROUP, LLC REGARDING ARBITRAGE CALCULATION SERVICES; AUTHORIZING THE EXECUTION OF AN AGREEMENT AND PAYMENT THEREFOR; REJECTING ALL OTHER PROPOSALS; AND SETTING FORTH AN EFFECTIVE DATE.

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

- J. **RESOLUTION NO. 2015-74** : A RESOLUTION ACCEPTING THE PROPOSAL OF PENN CREDIT CORPORATION REGARDING DEBT COLLECTION SERVICES; AUTHORIZING THE EXECUTION OF AN AGREEMENT AND PAYMENT THEREFOR; REJECTING ALL OTHER PROPOSALS; AND SETTING FORTH AN EFFECTIVE DATE.

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

- K. **RESOLUTION NO. 2015-75** : A RESOLUTION ACCEPTING A BID FROM MCG SERVICES, LLC REGARDING THE INSTALLATION OF ADA COMPLIANT PARKING AND SIDEWALKS AT THE ORMOND BEACH SPORTS COMPLEX, UNDER BID NO. 2015-23; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

- L. **RESOLUTION NO. 2015-76** : A RESOLUTION ACCEPTING A BID FROM AMERICAN BACKFLOW & FIRE SERVICES, LLC FOR BACKFLOW PREVENTION DEVICE TESTING, CERTIFICATION AND REPAIR SERVICES, UNDER BID NO. 2015-18; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** *Dave Ponitz, Utilities Manager (386-676-3305)*

**APPROVED**

- M. **RESOLUTION NO. 2015-77** : A RESOLUTION AUTHORIZING THE APPROVAL AND EXECUTION OF A PURCHASE AUTHORIZATION (REQUISITION #0000012636) FOR THE PURCHASE OF ONE FORD F550 DUMP TRUCK, UNDER FLORIDA SHERIFFS ASSOCIATION BID NO. 14-12-0904; AND VEHICLE LIGHTING PACKAGE, UNDER FLORIDA SHERIFFS ASSOCIATION BID 14-22-0904; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** *Kevin Gray, Public Works Operations Manager (386-676-3522)* **APPROVED**

- N. **RESOLUTION NO. 2015-78** : A RESOLUTION AUTHORIZING THE APPROVAL AND EXECUTION OF A PURCHASE AUTHORIZATION (REQUISITION #0000012644) FOR THE PURCHASE OF ONE 2015 CATERPILLAR 305 HYDRAULIC MINI EXCAVATOR AND TOWMASTER TRAILER, UNDER FLORIDA SHERIFFS ASSOCIATION BID NO. 14-12-0904; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** *Kevin Gray, Public Works Operations Manager (386-676-3522)* **APPROVED**

- O. **RESOLUTION NO. 2015-79** : A RESOLUTION ACCEPTING THE BID OF AUSTIN OUTDOOR, LLC REGARDING ATHLETIC FIELD MAINTENANCE SERVICES, UNDER BID NO. 2014-15; REJECTING ALL OTHER BIDS; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREUNDER; AND SETTING FORTH AN EFFECTIVE DATE.

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

**P. Invitation to Bid - ATCT Generator**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated March 17, 2015. **APPROVED**

**Q. RFP 2015-29 Workers' Compensation Claims Administration Services**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated March 17, 2015. **APPROVED**

**R. Approval of Travel for City Commission/City Manager**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated March 17, 2015. **APPROVED**

**S. Round Table of Volusia County Elected Officials Transportation Subcommittee Projects**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated March 17, 2015. **APPROVED**

**8. PUBLIC HEARINGS**

**A. ORDINANCE NO. 2015-01 : AN ORDINANCE ADOPTING CERTAIN AMENDMENTS TO THE FUTURE LAND USE ELEMENT, TO THE CONSERVATION ELEMENT, AND TO THE FUTURE LAND USE MAP OF THE CITY OF ORMOND BEACH COMPREHENSIVE PLAN; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. (SECOND READING)**

**Staff Contact:** Ric Goss, Planning Director (386-676-3238)  
**APPROVED ON SECOND READING**

- B. **ORDINANCE NO. 2015-11** : AN ORDINANCE AMENDING CHAPTER 1, GENERAL ADMINISTRATION, ARTICLE III, DEFINITIONS AND ACRONYMS, SECTION 1-22, DEFINITION OF TERMS AND WORD TO DELETE SCHOOL OF ARTS DEFINITION AND ADD DEFINITIONS FOR INSTRUCTIONAL ARTISTIC ACTIVITY AND INSTRUCTIONAL PHYSICAL ACTIVITY; AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE II, DISTRICT REGULATIONS, SECTIONS 2-22(C), B-1, PROFESSIONAL OFFICE/HOSPITAL, 2-25(C), B-4, CENTRAL BUSINESS, 2-26(C), B-5, SERVICE COMMERCIAL, SECTION 2-28(C), B-7, HIGHWAY TOURIST COMMERCIAL, SECTION 2-29(C), B-8, COMMERCIAL, AND SECTION 2-32(C), I-1, LIGHT INDUSTRIAL TO DELETE SCHOOL OF ARTS AS A PERMITTED USE AND ADD INSTRUCTIONAL PHYSICAL ACTIVITY AS A PERMITTED USE; AMENDING SECTION 2-25(D), B-4, CENTRAL BUSINESS TO ADD INSTRUCTIONAL ARTISTIC ACTIVITY AS A CONDITIONAL USE; AND AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS OF ARTICLE IV CONDITIONAL AND SPECIAL EXCEPTION REGULATIONS, SECTION 2-57, CRITERIA FOR REVIEW OF SPECIFIC CONDITIONAL AND SPECIAL EXCEPTION, BY ESTABLISHING CRITERIA FOR INSTRUCTIONAL ARTISTIC ACTIVITY; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED ON FIRST READING**

- C. **ORDINANCE NO. 2015-12** : AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS OF ARTICLE III, GENERAL REGULATIONS, SECTION 2-50, ACCESSORY USES, SUBSECTIONS (X) POOLS AND (AA) SCREEN PORCHES/ENCLOSURES TO ALLOW EXISTING NONCONFORMING SCREEN ENCLOSURES TO BE REPLACED AS THEY CURRENTLY EXIST; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED ON FIRST READING**

- D. **ORDINANCE NO. 2015-13** : 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 CERTAIN REAL PROPERTIES LOCATED WITHIN THE NORTH US HIGHWAY 1 MUNICIPAL SERVICE AREA (“MSA”) AS A RESULT OF THE COMPREHENSIVE PLAN AMENDMENTS THAT IMPLEMENTED THE PROVISIONS OF THE INTERLOCAL SERVICE BOUNDARY AGREEMENT (“ISBA”) BETWEEN THE CITY OF ORMOND BEACH AND THE COUNTY OF VOLUSIA; AUTHORIZING REVISION OF THE 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)

**APPROVED ON FIRST READING**

- E. **ORDINANCE NO. 2015-14** : 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 CERTAIN REAL PROPERTY LOCATED WITHIN THE NORTH US HIGHWAY 1 MUNICIPAL SERVICE AREA AS A RESULT OF THE COMPREHENSIVE PLAN AMENDMENTS THAT IMPLEMENTED THE PROVISIONS OF THE INTERLOCAL SERVICE BOUNDARY AGREEMENT (ISBA) BETWEEN THE CITY OF ORMOND BEACH AND THE COUNTY OF VOLUSIA; ADOPTING PLANNED DEVELOPMENT ORDERS BY REFERENCE PREVIOUSLY ISSUED BY VOLUSIA COUNTY; AUTHORIZING REVISION OF THE 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)

**APPROVED ON FIRST READING**

- F. **ORDINANCE NO. 2015-15** : 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 CERTAIN REAL PROPERTY TOTALING 1.91±-ACRES LOCATED AT 240 WILLIAMSON BOULEVARD, FROM VOLUSIA COUNTY B-4 (GENERAL COMMERCIAL) TO ORMOND BEACH B-7 (HIGHWAY TOURIST COMMERCIAL), 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)

**APPROVED ON FIRST READING**

## 9. STAFF ACTION ITEMS

- A. Housing Authority Payment in Lieu of Taxes Waiver

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

## 10. REPORTS, SUGGESTIONS, REQUESTS

## 11. ADJOURNMENT

Website Address – [www.ormondbeach.org](http://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.