



**ACTION REPORT
CITY OF ORMOND BEACH, FLORIDA
CITY COMMISSION MEETING
October 6, 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

- 1. CALL TO ORDER**
- 2. INVOCATION**
- 3. PLEDGE OF ALLEGIANCE**
- 4. PRESENTATIONS AND PROCLAMATIONS**
 - A. Kiwanis Donation to Community Gardens
- 5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 6. APPROVAL OF MINUTES**
 - A. Minutes from City Commission meeting – September 23, 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. 2015-192** : A RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY AND THE COUNTY OF VOLUSIA REGARDING THE TRANSFER OF WASTEWATER UTILITY SERVICE AND RELATED INFRASTRUCTURE ON THE NORTH PENINSULA; AND SETTING FORTH AN EFFECTIVE DATE.

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

APPROVED

- B. **RESOLUTION NO. 2015-193** : A RESOLUTION AUTHORIZING THE APPROVAL AND EXECUTION OF A CONTRACT WITH BROWN & BROWN OF FLORIDA, INC. REGARDING EMPLOYEE BENEFITS AGENT OF RECORD SERVICES, UNDER THE BROWARD COUNTY HOUSING AUTHORITY RFP #15-215; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: *Claire Whitley, Human Resources Director (386-676-3202)*

APPROVED

- C. **RESOLUTION NO. 2015-194** : A RESOLUTION AUTHORIZING THE ACCEPTANCE OF A WARRANTY DEED FROM A. W. BAYLOR FAMILY LIMITED PARTNERSHIP, SATISFYING A CONDITION OF ORMOND BEACH ORDINANCE 2010-47 TO DEDICATE A MINIMUM 10-FOOT WIDE AREA FOR RIGHT-OF-WAY PURPOSES TO THE CITY OF ORMOND BEACH ON PROPERTY LOCATED AT 146 NORTH ORCHARD STREET; AND SETTING FORTH AN EFFECTIVE DATE.

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

APPROVED

- D. **RESOLUTION NO. 2015-195** : A RESOLUTION AUTHORIZING THE EXECUTION OF A WATER, SEWER AND ANNEXATION AGREEMENT BETWEEN THE CITY AND SMITH & KRAJEWSKI ENTERPRISE, LLC. FOR PROPERTY LOCATED AT 3714 EGRET DUNES 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

- E. **RESOLUTION NO. 2015-196** : A RESOLUTION AUTHORIZING THE ACCEPTANCE OF AN EASEMENT AND ACCESS DEED FROM BREAKAWAY TRAILS, INC., ALLOWING THE INSTALLATION AND ACCESS TO MAINTAIN A PRETREATMENT EFFLUENT PUMPING (PEP) SYSTEM ON PROPERTY LOCATED AT 45 BLACK CREEK WAY (LOT 27), BREAKAWAY TRAILS, PHASE 3, UNIT 2A; AND SETTING FORTH AN EFFECTIVE DATE.

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

APPROVED

- F. **RESOLUTION NO. 2015-197** : A RESOLUTION AUTHORIZING THE ACCEPTANCE OF AN EASEMENT AND ACCESS DEED FROM BREAKAWAY TRAILS, INC., ALLOWING THE INSTALLATION AND ACCESS TO MAINTAIN A PRETREATMENT EFFLUENT PUMPING (PEP) SYSTEM ON PROPERTY LOCATED AT 46 BLACK CREEK WAY (LOT 26), BREAKAWAY TRAILS, PHASE 3, UNIT 2A; AND SETTING FORTH AN EFFECTIVE DATE.

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

APPROVED

- G. **RESOLUTION NO. 2015-198** : A RESOLUTION APPOINTING AN ALTERNATE MEMBER TO THE BOARD OF ADJUSTMENT AND APPEALS; SETTING FORTH TERM AND CONDITIONS OF SERVICE; AND SETTING FORTH AN EFFECTIVE DATE.

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

APPROVED

- H. **RESOLUTION NO. 2015-199** : A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT EXTENSION OF A TOWING RELATED SERVICES CONTRACT BETWEEN THE CITY OF ORMOND BEACH AND UNIVERSAL TOWING, INC.; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Andy Osterkamp, Police Chief (386-677-0731)

APPROVED

- I. **RESOLUTION NO. 2015-200** : A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT EXTENSION OF A TOWING RELATED SERVICES CONTRACT BETWEEN THE CITY OF ORMOND BEACH AND J&A BALBOA ENTERPRISES, INC. D/B/A ARROW SERVICE & TOWING; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Andy Osterkamp, Police Chief (386-677-0731)

APPROVED

- J. **RFP for Towing Related Services**

Staff Contact: Andy Osterkamp, Police Chief (386-677-0731)

Disposition: Approve as recommended in the City Manager memorandum dated October 6, 2015. **APPROVED**

- K. **Sodium Hypochlorite Storage Tank Replacement**

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

Disposition: Approve as recommended in the City Manager memorandum dated October 6, 2015. **APPROVED**

- L. **Lift Station 8M-1 Improvements**

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

Disposition: Approve as recommended in the City Manager memorandum dated October 6, 2015. **APPROVED**

M. Notification of receipt of unsolicited proposal

Staff Contact: Joyce Shanahan, City Manager (386-676-3200)

Disposition: Approve as recommended in the City Manager memorandum dated October 6, 2015. **APPROVED**

N. 2016 City of Ormond Beach Legislative Action Report

Staff Contact: Joyce Shanahan, City Manager (386-676-3200)

Disposition: Approve as recommended in the City Manager memorandum dated October 6, 2015. **APPROVED**

8. PUBLIC HEARINGS

A. ORDINANCE NO. 2015-43 : 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 23.44±-ACRES LOCATED AT 500 SOUTH NOVA ROAD, FROM VOLUSIA COUNTY MH-1 (MOBILE HOME PARK) TO ORMOND BEACH T-1 (MANUFACTURED/MOBILE HOME), 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)
APPROVED ON SECOND READING

B. ORDINANCE NO. 2015-45 : AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN BY AMENDING THE FUTURE LAND USE MAP TO CHANGE THE DESIGNATION OF A 1.21±-ACRE PORTION OF ONE (1) PARCEL OF REAL PROPERTY TOTALING 2.57±-ACRES LOCATED AT 4 NORTH PERROTT DRIVE, AMENDING FROM "GENERAL COMMERCIAL" TO "LIGHT INDUSTRIAL/UTILITIES"; PROVIDING FOR CONFLICT; AUTHORIZING TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

- C. ~~ORDINANCE NO. 2015-46 : AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS; ARTICLE II, DISTRICT REGULATIONS, SECTION 2-35 PLANNED RESIDENTIAL DEVELOPMENT, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE; BY CREATING A NEW SUBPARAGRAPH PROVIDING A PROCEDURE FOR DETERMINING HOLDING CAPACITY DENSITY OF A PROPOSED DEVELOPMENT SITE; 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)~~

PULLED FROM AGENDA PER STAFF

9. SECOND READING OF ORDINANCES

- A. **ORDINANCE NO. 2015-44 : AN ORDINANCE AMENDING CHAPTER 1, GENERAL ADMINISTRATION, ARTICLE IV, SCHEDULE OF DEVELOPMENT REVIEW AND IMPACT FEES, SECTION 1- 27(1)(E)(2), IMPACT FEES, OF THE LAND DEVELOPMENT CODE; PROVIDING FULL IMPACT FEE CREDIT UNDER SPECIFIC CONDITIONS, REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. (SECOND READING)**

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

APPROVED ON SECOND READING

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.