

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

March 1, 2016

7:00 p.m.

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. Proclamation for Liz Huber, Cakery Creation

5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA

6. APPROVAL OF MINUTES

A. Minutes from City Commission meeting – February 16, 2016

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. 2016-37** : A RESOLUTION AFFIRMING A PUBLIC PURPOSE FINDING FOR THE ACQUISITION OF CERTAIN PROPERTY IN THE DOWNTOWN AREA FOR PUBLIC PARKING AND STORMWATER MANAGEMENT PURPOSES; APPROVING AND RATIFYING THE EXECUTION OF AN AGREEMENT FOR EXCLUSIVE EASEMENT AND MEMORANDUM OF UNDERSTANDING FOR SALE AND PURCHASE OF REAL PROPERTY; APPROVING AND AUTHORIZING THE EXECUTION OF A TEMPORARY EXCLUSIVE EASEMENT AGREEMENT; APPROVING AND AUTHORIZING THE EXECUTION OF A CONTRACT FOR SALE AND PURCHASE OF CERTAIN PROPERTY (CONSISTING OF APPROXIMATELY 0.358±-ACRES) LOCATED AT 56 NORTH BEACH STREET FOR PUBLIC PARKING AND STORM WATER MANAGEMENT PURPOSES; AFFIRMING AND RATIFYING ACTION TAKEN IN FURTHERANCE THEREOF; AND SETTING FORTH AN EFFECTIVE DATE

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

B. **RESOLUTION NO. 2016-38** : A RESOLUTION ACCEPTING A PROPOSAL FROM QUENTIN L. HAMPTON ASSOCIATES, INC. TO PROVIDE DESIGN SERVICES REGARDING THE SOUTH PENINSULA RECLAIMED WATER MAIN EXTENSION PROJECT; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION THERETO; AND SETTING FORTH AN EFFECTIVE DATE.

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

C. **RESOLUTION NO. 2016-39** : A RESOLUTION AUTHORIZING THE ACCEPTANCE OF A PUBLIC SIDEWALK EASEMENT DEED FROM LYNN ALLEN MCCOY ON PROPERTY LOCATED AT 290 MILITARY BOULEVARD; AND SETTING FORTH AN EFFECTIVE DATE.

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

- D. **RESOLUTION NO. 2016-40** : A RESOLUTION AUTHORIZING THE ACCEPTANCE OF A PUBLIC UTILITY, ACCESS AND MAINTENANCE EASEMENT DEED FROM FRANK W. LANE, JR. AND ELIZABETH B. LANE, FOR PROPERTY LOCATED AT 983 JOHN ANDERSON DRIVE IN CONJUNCTION WITH 2014 SOUTH PENINSULA 2-INCH WATER MAIN REPLACEMENT PROJECT; PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.
- Staff Contact:* John Noble, City Engineer (386-676-3269)
- E. **Volusia County Mosquito Control Request for Authorization**
- Staff Contact:* Scott McKee, City Clerk (386-676-3340)
- Disposition:* Approve as recommended in the City Manager memorandum dated March 1, 2016.
- F. **Auto Renew Contract Radio Control Club**
- Staff Contact:* Robert Carolin, Leisure Services Director (386-676-3279)
- Disposition:* Approve as recommended in the City Manager memorandum dated March 1, 2016.
- G. **Auto Renew Artifacts Loan Agreement - International Speedway Corporation**
- Staff Contact:* Robert Carolin, Leisure Services Director (386-676-3279)
- Disposition:* Approve as recommended in the City Manager memorandum dated March 1, 2016.
- H. **Bid Specifications for Water Treatment Plant Lime Silo Dust Arrestor Replacement**
- Staff Contact:* John Noble, City Engineer (386-676-3269)
- Disposition:* Approve as recommended in the City Manager memorandum dated March 1, 2016.
- I. **Water Plant Aerator Rehabilitation**
- Staff Contact:* Dave Ponitz, Utilities Manager (386-676-3305)
- Disposition:* Approve as recommended in the City Manager memorandum dated March 1, 2016.
- J. **2016 Stormdrain Lining Rehabilitation**
- Staff Contact:* John Noble, City Engineer (386-676-3269)
- Disposition:* Approve as recommended in the City Manager memorandum dated March 1, 2016.
- K. **2016 Roadway Resurfacing**
- Staff Contact:* John Noble, City Engineer (386-676-3269)
- Disposition:* Approve as recommended in the City Manager memorandum dated March 1, 2016.
- L. **Pay and Classification Survey Award**
- Staff Contact:* Claire Whitley, Human Resources Director (386-676-3202)
- Disposition:* Approve as recommended in the City Manager memorandum dated March 1, 2016.

8. PUBLIC HEARINGS

- A. **ORDINANCE NO. 2016-05** : AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED AT 1003 NORTH U.S. HIGHWAY 1 ALONG THE EAST SIDE OF NORTH U.S. HIGHWAY 1, APPROXIMATELY 1,500 LINEAR FEET SOUTH OF AIRPORT ROAD; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 1 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

- B. **ORDINANCE NO. 2016-06** : AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN OF THE CITY OF ORMOND BEACH BY AMENDING THE FUTURE LAND USE MAP TO CHANGE THE DESIGNATION OF TWO (2) PARCELS OF REAL PROPERTY TOTALING 8.60±-ACRES LOCATED AT 101 BENNETT LANE AND A PORTION OF 634 TOMOKA AVENUE, FROM "LOW DENSITY RESIDENTIAL" TO "OPEN SPACE/CONSERVATION" AND "RESIDENTIAL, OFFICE, RETAIL"; PROVIDING FOR CONFLICT; AUTHORIZING TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

- C. **RESOLUTION NO. 2016-41** : A RESOLUTION APPOINTING A MEMBER TO THE LEISURE SERVICES ADVISORY BOARD; SETTING FORTH TERMS AND CONDITIONS OF SERVICE; AND SETTING FORTH AN EFFECTIVE DATE.

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

9. SECOND READING OF ORDINANCES

- A. **ORDINANCE NO. 2016-04** : AN ORDINANCE AMENDING CHAPTER 14, OFFENSES MISCELLANEOUS, OF THE CODE OF ORDINANCES OF THE CITY OF ORMOND BEACH, FLORIDA, BY AMENDING SECTION 14-74.01, PURPOSE AND INTENT; SECTION 14- 74.02, DEFINITIONS; SECTION 14-74.04, REGISTRATION OF ABANDONED PROPERTY; SECTION 14-74.05, MAINTENANCE REQUIREMENTS; SECTION 14-74.06, SECURITY REQUIREMENTS; SECTION 14-74.08 ADDITIONAL AUTHORITY; OF ARTICLE V, ABANDONED REAL PROPERTY; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING ORDINANCES; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Staff Contact: Chris Mason, Neighborhood Improvement Manager (386-676-3352)

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 explained that the City Commission had just concluded a workshop and were entering the Commission Chambers. He recessed the City Commission meeting at 7:00 p.m., in order to provide time for all members of the Commission to make it to their seats on the dais before beginning the meeting.

Mayor Kelley reconvened the City Commission meeting at 7:02 p.m.

Item #2 – Invocation

Pastor Dan Creighton, Rima Ridge Baptist Church, gave the invocation.

Item #3 – Pledge of Allegiance

Mayor Kelley led the Pledge of Allegiance.

Item #4A – Proclamation for Liz Huber, Cakery Creation

Mayor Kelley stated that as a young girl, Ms. Liz Huber grew up learning how to bake in her mother's kitchen and also discovered at an early age that she had a talent for painting and drawing. He noted that Ms. Huber was a hometown girl and graduate of Seabreeze High School and the University of Florida. He explained that after a couple of years of making cakes for family members, she decided to pursue her passion in cake design, combining her business education, baking skills and artistic ability into a successful business creating "art you can eat." He stated that Ms. Huber created wedding, birthday and other specialty cakes, cake pops, cupcakes, candy bars, candy buffets, and dessert bars, including 3-D cakes in any shape. He stated that Ms. Huber launched Cakery Creation in Daytona Beach in 2011 and moved to her current location in the historic Bushman Building at 11 West Granada Boulevard in early 2014.

Mayor Kelley explained that as her business grew, so did the popularity of cake-artistry shows on television. He noted that she learned last summer that the Food Network's "Cake Wars" was looking for contestants for its second season. He stated that Ms. Huber applied and was accepted to the competition, appearing on national television on January 25, 2016, on Food Network's "Cake Wars" where she won a \$10,000 prize for her masterpiece 3-D pastry depiction of Po, the Kung Fu panda. He proclaimed March 1, 2016, as a day to recognize Ms. Liz Huber in the City of Ormond Beach and urged all residents to join him in recognizing Ms. Huber for her achievements and the success of her business, Cakery Creation.

Commissioner Kent told a story about his first visit to Cakery Creation during an art event in the city's downtown a few years prior. He explained that he took his young son and his friends into the shop and allowed them each to select a treat. He explained that he exited the shop and tasted his peanut butter cupcake and noted that it was so delicious that he went back inside and praised Ms. Huber. He stated that Ms. Huber was creating a cake for his parents' 50th wedding anniversary. He noted that when he heard that Ms. Huber was going to be on "Cake Wars" he was certain that she would win. He stated that Ms. Huber was indicative of the talent in Ormond Beach. He thanked Ms. Huber for representing Ormond Beach so well.

Item #5 – Audience Remarks

Mr. Brian Donley, 77 Gray Dapple Way, thanked Neighborhood Improvement Division Manager Chris Mason for his help with code enforcement issues regarding signs at Hunter's Ridge. He stated that enforcement of the city's sign ordinance was a problem. He explained that many signs were put out on Saturday when there was no enforcement. He stated that the signs lined streets which had been expensively landscaped. He noted that some of the signs were from D.R. Horton, ICI Homes, Vanacore, Huntington Village, Custom Homes, Professional Fencing, massage parlors, RV detailing, H&R Block, and many more. He stated that the amount of signs was ridiculous. He asked for help with enforcement of the city's sign ordinance. He again noted that Mr. Mason had been very helpful regarding the problem in Hunter's Ridge.

Mr. Don Cunningham, 19 N. Yonge Street, stated that he would be speaking regarding a paper trail for an abandoned boat. He stated that the city was served with a copy of a dismissal which gave them jurisdiction. He explained that he believed that it said the location of the boat and information about the boat was unknown, but a registration would be required to be issued if the information was completed.

Mayor Kelley asked Mr. Cunningham if he was talking about the City of Ormond Beach issuing something.

Mr. Cunningham stated that a copy of the issued document was sent to the city, explaining that it referred to the jurisdiction in the case belonging to the city, which he guessed was implied. He stated that there was a case number on the document. He stated that he had spoken to Mayor Kelley on the phone one day who told him to contact Ms. Terri Hamsher in the City Manager's office, if he needed to speak to someone in the city. He stated that he did so after he had exhausted the administrative remedy at the police department. He explained that Ms. Hamsher recommended that a letter be written but she noted that in order to complete the information they would have to know who

had the boat. He stated that the boat would fit on a wheelbarrow and he could bring it over. He noted that the identification numbers were still on the boat and that he had the police department intake report. He stated that if this could get straightened out, the boat could finally get a tag and title on it. He noted that he was required to have those things in order to put a motor on the boat and use it. He stated that he purchased a five horsepower Honda motor, which he had the receipt for.

Mayor Kelley stated that he believed that Mr. Cunningham needed to go to the Volusia County Administration Building. He noted that the city did not have anything to do with boats.

Mr. Cunningham stated that the county sent him away and told him that he had to have a judgment. He stated that his case was dismissed. He noted that he had spent \$700 in legal fees with the Clerk of the Court trying to remedy the issue.

Mayor Kelley stated that if Mr. Cunningham would have called him, he would have provided advice on where Mr. Cunningham should go to get the issue resolved. He noted that he would be happy to try and help him. He stated that the city did not have any involvement with boats; whereby, City Attorney Randy Hayes concurred.

Mr. Cunningham stated that he was referring to a letter to the tax, tag, and title office; whereby, Mayor Kelley stated that was not a city office.

Mr. Cunningham stated that he was told that he had to get a judgment from the county. Mayor Kelley stated that the city did not issue those; whereby, Mr. Cunningham agreed. Mr. Cunningham explained that in order for the county to not dismiss his case he had to prove that he had possession of the vessel.

Mayor Kelley asked Mr. Cunningham to call him the next day and he would speak to him about the matter. Mr. Cunningham asked Mayor Kelley to send him a letter, stating that he would respond to that.

Mayor Kelley noted that he did not know what he would be responding to and asked Mr. Cunningham to give him a call instead. He noted that he would try to help him work out the issue.

Item #6 – Approval of Minutes

Mayor Kelley advised that the minutes of the February 16, 2016, regular meeting had been sent to the Commission for review and were posted 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 Boehm moved, seconded by Commissioner Kent, for approval of the Consent Agenda.

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

Comments on Consent Agenda Items:

Item #7B – South Peninsula Reclaimed Water Main Extension Project Design Services

Commissioner Kent stated that this was a fantastic project and noted that he was pleased that it was underway. He stated that the time was coming for all of the south peninsula residents who had been waiting patiently.

Item #7H – Bid Specifications for Water Treatment Plant Lime Silo Dust Arrestor Replacement / Item #7I – Water Plant Aerator Rehabilitation / Item #7J – 2016 Stormdrain Lining Rehabilitation

Commissioner Kent noted that some much needed repairs and improvements were being made to the city's Water Treatment Plant.

Item #7K – 2016 Roadway Resurfacing

Commissioner Kent explained at the workshop held prior to the meeting, this topic was touched on. He stated that the city had had a roadway resurfacing program for quite some time and noted that was why the city's roads were in great shape. He stated that the county should pay attention and do the same rather than try and have the taxpayers vote for an extra penny sales tax increase to pay for road improvements.

Mayor Kelley stated he served on the Commission under the direction and leadership of former Mayor Dave Hood in January 1997 when this program was put into effect. He noted that the program had been very successful. He explained that if other cities or the county had enacted similar programs, it would have greatly helped them manage their roadways. He stated that the program saved millions of dollars and kept the streets in good shape. He thanked the 1997 Commission for enacting the program and subsequent Commissions for maintaining it. He noted that another Commission could have pulled the program.

Commissioner Kent explained that he did not realize that Mayor Kelley had served on the Commission that approved it. He thanked Mayor Kelley. He stated that he believed it likely saved tens of millions of dollars. He noted that the city resurfaced its streets when they were not greatly damaged and as such were able to perform the resurfacing at a smaller cost. He stated that if the streets were let go, they had to be practically re-done from the base up.

Item #8 – Public Hearings

Mayor Kelley opened the public hearings.

Item #8A – 1003 North U.S. Highway 1 Annexation

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2016-05
AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED AT 1003 NORTH U.S. HIGHWAY 1 ALONG THE EAST SIDE OF NORTH U.S. HIGHWAY 1, APPROXIMATELY 1,500 LINEAR FEET SOUTH OF AIRPORT ROAD; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 1 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Ric Goss, Planning Director, stated that he would be happy to answer any questions that the Commission had.

Commissioner Boehm moved, seconded by Commissioner Kent, to approve Ordinance No. 2016-05, 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 #8B – 101 Bennett Lane and 634 Tomoka Avenue Land Use Amendment

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2016-06

AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN OF THE CITY OF ORMOND BEACH BY AMENDING THE FUTURE LAND USE MAP TO CHANGE THE DESIGNATION OF TWO (2) PARCELS OF REAL PROPERTY TOTALING 8.60±-ACRES LOCATED AT 101 BENNETT LANE AND A PORTION OF 634 TOMOKA AVENUE, FROM "LOW DENSITY RESIDENTIAL" TO "OPEN SPACE/CONSERVATION" AND "RESIDENTIAL, OFFICE, RETAIL"; PROVIDING FOR CONFLICT; AUTHORIZING TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Ric Goss, Planning Director, stated that this land use plan amendment was filed by Granada Point Investors, LLC. He stated that the 8.6 acre property's land use was being amended from "Low Density Residential" (LDR) to 2.6 acres of a "Residential, Office, Retail" (ROR) designation and the remainder would be amended to an "Open Space/Conservation" designation. He noted that this ordinance was just to review changes to the land use and did not deal with zoning or construction. He stated that for land use amendments, five criteria were reviewed. He noted that one criteria was consistency with the Comprehensive Plan. He stated that the Commission had decided that one of the policies in the Comprehensive Plan was ensuring adequate commercial lands. He noted that another criteria was consistency with the state's Comprehensive Plan and state regulations with regards to small acreage land use plan amendments, and that this amendment complied with all of those standards.

Mr. Goss stated that staff also looked at whether the land use plan amendment was the most appropriate use of the land. He explained that there was "Residential, Office, Retail" land uses all along the corridor. He explained that on this application only 2.6 acres would be designated ROR. He noted that there would be about six acres set aside as a buffer mostly for water retention and compensatory storage. He stated that another criteria was adequate facilities. He noted that 2.6 acres of ROR was less intense than 8.6 acres of LDR, noting that the designation allowed daycare facilities. He stated that the final criteria was reviewing the amendment as it pertained to adjacent municipalities. He noted that the city received a letter from the Volusia Growth Management Commission (VGMC), who had no negative comments and approved the amendment. He explained that meant that no one from the adjacent communities stated an objection to it.

Mr. Goss stated that the applicant did have a neighbor meeting, although they were not required to hold one. He stated that three individuals showed up and had some concerns. He explained that at the Planning Board meeting some individuals showed up, as well. He noted that the Planning Board approved the amendment unanimously. He stated that staff recommended approval of the amendment as provided.

Commissioner Kent moved, seconded by Commissioner Boehm, to approve Ordinance No. 2016-06, on first reading, as read by title only.

Commissioner Partington noted that he met with Mr. Paul Holub several months ago to speak about the concept and wished to disclose that publicly.

Commissioner Kent stated that he would make the same disclosure as Commissioner Partington. Commissioner Stowers and Commissioner Boehm stated that they had as well and made similar disclosures.

Mayor Kelley noted that he did not recall if he had met with Mr. Holub regarding this or not.

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

Item #8C – Appointment of member to Leisure Services Advisory Board

City Clerk Scott McKee read by title only:

RESOLUTION NO. 2016-41
 A RESOLUTION APPOINTING A MEMBER TO THE LEISURE SERVICES
 ADVISORY BOARD; SETTING FORTH TERMS AND CONDITIONS OF
 SERVICE; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Boehm moved, seconded by Commissioner Kent, to approve Resolution No. 2016-41, as read by title only.

Mayor Kelley stated that the Ormond Beach Youth Baseball and Softball Association's nomination, Ms. Ann-Marie Zweifel, was employed by Brown and Brown, an insurance firm which had a contractual relationship with the city. He explained that pursuant to Section 2-205 of the Code of Ordinances, the conflict of interest could be waived by a two-thirds vote of the Commission. He noted that Ms. Zweifel would be required to abstain from voting on any issues before the Leisure Services Advisory Board that were perceived as a conflict of interest.

Commissioner Kent moved, seconded by Commissioner Partington, to waive the conflict.

Mayor Kelley asked for the vote to be called on the motion to waive the conflict.

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

Mayor Kelley asked that the vote be called on the underlying motion to approve the resolution.

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

Mayor Kelley closed the public hearings.

Item #9A – Amendment to Abandoned Real Property Ordinance

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2016-04
 AN ORDINANCE AMENDING CHAPTER 14, OFFENSES
 MISCELLANEOUS, OF THE CODE OF ORDINANCES OF THE CITY OF
 ORMOND BEACH, FLORIDA, BY AMENDING SECTION 14-74.01,
 PURPOSE AND INTENT; SECTION 14- 74.02, DEFINITIONS; SECTION
 14-74.04, REGISTRATION OF ABANDONED PROPERTY; SECTION 14-
 74.05, MAINTENANCE REQUIREMENTS; SECTION 14-74.06, SECURITY
 REQUIREMENTS; SECTION 14-74.08 ADDITIONAL AUTHORITY; OF
 ARTICLE V, ABANDONED REAL PROPERTY; PROVIDING FOR
 SEVERABILITY; PROVIDING FOR CONFLICTING ORDINANCES; AND
 SETTING FORTH AN EFFECTIVE DATE.

Commissioner Boehm moved, seconded by Commissioner Stowers, for approval of Ordinance No. 2016-04, 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 #10 – Reports, Suggestions, Requests

Upcoming Meetings

Ms. Joyce Shanahan, City Manager, stated that there would be a City Commission Workshop on April 5, 2016, at 5:30 p.m. regarding compensatory storage and the city's draft Bike Plan.

Ormond 2 Go

Ms. Shanahan stated that the next day would mark the pilot launch of Ormond Beach 2 Go. She explained that the program would take City Hall to the city's residents and that the program would be in Aberdeen from 2:00 p.m. to 4:30 p.m. She noted that it was a soft launch, and they would critique the program from there. She stated that any community that wanted to have Ormond Beach 2 Go come to them should let the city know.

Movies on the Halifax

Ms. Shanahan stated that March 4, 2016, would be Movies on the Halifax and the movie would be *My Big Fat Greek Wedding*. She noted that she hoped there would not be rain.

Environmental Discovery Center

Ms. Shanahan stated that the Environmental Discovery Center was looking better each day. She noted that the contractors installed the porch railings and hardie plank siding. She stated that the ADA canoe and kayak launch had also been installed.

North US1 Landscaping

Ms. Shanahan stated that the North U.S. Highway 1 irrigation and landscaping was underway. She noted that this was a result of a joint partnership between the city, county, and the business community.

VLOC Diversity Training

Commissioner Partington stated that he had attended a Volusia League of Cities (VLOC) Executive Committee Meeting that afternoon. He noted that the VLOC was offering a Better Cities Through Diversity and Inclusivity Training on April 13, 2016. He stated that it was open to any elected official and was also free and open to staff. He noted that he expected that it would fill up quickly so he wanted to mention it.

Taste of Ormond

Commissioner Stowers stated that he and his wife attended the Taste of Ormond event. He noted that the weather, food, and turnout were great. He explained that he and his wife got a babysitter for his two young daughters and that they enjoyed socializing with adults.

Commissioner Kent concurred that the Taste of Ormond event was wonderful.

Fire Department Protection Class Rating

Commissioner Kent stated that he asked Fire Chief Bob Mandarino to send him information regarding an email the Commission received. He explained that he wanted to publicly state what it said and read from the email from Chief Mandarino as follows:

“Our insurance services office surveyed 48,754 fire departments throughout the county to determine the effectiveness of their public fire protection. ISO recent survey indicated an improvement of our public protection class. Based on the data they provided us, only 1,192, or 3%, of fire department were rated better than Ormond Beach. With 44,506, or 91%, rated worse than Ormond Beach.”

Commissioner Kent congratulated Chief Mandarino and the city on their excellent work.

Downtown Signage

Commissioner Kent stated that he wanted to talk to the Commission about something he believed they would need to have a discussion item about. He explained that he wanted to speak about signage for businesses in specific areas. He noted that it was interesting that an audience member had spoken about sign code enforcement during Audience Remarks. He explained that there were some unique areas in the city's downtown that he felt the city could do a better job of providing sign access for. He noted that one such location was Toscana. He explained that Toscana was a restaurant located where La Crepe en Haut had been located previously. He stated that 17 years ago the city made that location take its pole sign down and made them use a vertically placed sign which

cannot be seen when driving by. He noted that it made no sense to him, and he thought that the city could do a better job for that business. He explained that he had not spoken to the owner of Toscana about this.

Commissioner Kent noted that he and Commissioner Partington attended training years ago in Savannah, and one of the topics was being more business friendly. He explained from that training he learned how important it was to retain what businesses a city had. He stated that the second area which he wanted to reference was where Salty Church and LuLu's were located. He noted that he had spoken to Mr. Ron DeFilippo from LuLu's about this and that he had walked the area in question with him. He stated that he had also spoken to city staff about the issue and noted that staff did have some good reasoning as to why the regulations were the way they were. He explained that he felt this was something that the Commission needed to discuss together as a group. He noted that Mr. DeFilippo and the Salty Church should be present at the discussion.

Commissioner Kent stated that the city had put up some way-finding signage in that area. He noted that he did not think it would be outrageous to put the name of the businesses on a sign rather than "shop." He explained that Mr. DeFilippo told him that people call him from the CVS parking lot because they cannot find his business, and he had to tell them to turn around. He noted that the business was in a unique, tucked away place, and there was an argument that perhaps they should have purchased frontage on Granada Boulevard. He explained that if they had done so, then there would still be an empty building back there. He applauded them taking a risk and going to an area where nothing was happening. He noted that the city had spent a tremendous amount of TIF (Tax Increment Financing) funds in that area rehabilitating the sidewalks, the crosswalks, the palm trees, and the up-lighting.

Commissioner Kent stated that he felt there was so much more that the city could do. He noted that he did not know the name of the small condominiums located there but felt that it was a perfect nook-and-cranny use of space. He stated he felt that similar places could be put around the city. He reiterated that the city could do more to help businesses. He noted that this was his district, and he wanted them to know that the city cared, wanted them to be successful, and was trying their best to help them.

Previous Comments

Commissioner Boehm echoed Commissioner Kent's comments on the fire department's rating, road resurfacing, and Commissioner Stowers' comments on Taste of Ormond.

Ormond Beach Main Street Block Party

Commissioner Boehm stated that on March 16, 2016, Ormond Beach Main Street was debuting a new block party event. He recommended that everyone attend.

Mayor Kelley stated that the event started at 5:30 p.m. and ended up at Dunn's Attic at 8:00 p.m.

Downtown Signage

Mayor Kelley asked Ms. Shanahan if she could research the city's sign ordinances and have that information extrapolated from the city's codes and provided to the Commission.

Ms. Shanahan stated that she would do so. She noted that the city had been working with Ormond Beach Main Street. She stated that Economic Development Director Joe Mannarino and Landscape Architect Paul MacDonald walked the corridor east of the Granada Bridge to evaluate ways in which that area could be improved. She explained that there had been a recent Supreme Court decision regarding signage and sign codes. She noted that Mr. Hayes would be looking at that but explained that he was taking a comprehensive look so it may take a little time for him to review it.

Mayor Kelley noted that he had spoken with Mr. DeFilippo two or three years prior about the same issue. He stated that he was in favor of looking at anything that could be done to help any business.

Reading at Tomoka Elementary

Mayor Kelley stated that he would be at Tomoka Elementary the next morning at 9:00 a.m. to read "Oh the Places We Go."

Item #11 – Adjournment

The meeting was adjourned at 7:39 p.m.

APPROVED: March 15, 2016

BY:

Ed Kelley, Mayor

ATTEST:

J. Scott McKee, City Clerk