

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

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**March 15, 2016**

**7:00 p.m.**

**Commission Chambers**

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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. Recognition as Healthy Weight Community Champion
- 5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 6. APPROVAL OF MINUTES**
  - A. Minutes from City Commission meeting – March 1, 2016
- 7. COMMUNITY REDEVELOPMENT AGENCY**
  - A. **RESOLUTION NO. 2016-42** : A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, AUTHORIZING THE EXECUTION OF A BUILDING IMPROVEMENT GRANT AGREEMENT BETWEEN THE AGENCY AND WIVIGECO, LLC.; AUTHORIZING A WAIVER OF THE SHARED PARKING AND INDEMNIFICATION REQUIREMENTS RELATED THERETO; AND SETTING FORTH AN EFFECTIVE DATE. **(SEE ITEM 8A)**

*Staff Contact: Ric Goss, Planning Director (386-676-3238)*
  - B. **RESOLUTION NO. 2016-43** : A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, AUTHORIZING THE SUBMITTAL OF A BICYCLE/PEDESTRIAN AND B/P LOCAL INITIATIVES PROJECT GRANT APPLICATION TO THE RIVER TO SEA TRANSPORTATION PLANNING ORGANIZATION FOR FUNDING ASSISTANCE REGARDING THE THOMPSON CREEK BICYCLE/PEDESTRIAN PATH FEASIBILITY STUDY; 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. **(SEE ITEM 8B)**

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

- C. **RESOLUTION NO. 2016-44** : A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION TO THE FLORIDA INLAND NAVIGATION DISTRICT WATERWAYS ASSISTANCE GRANT PROGRAM FOR FUNDING ASSISTANCE RELATIVE TO THE CONSTRUCTION OF A PUBLIC DOCK AT CASSEN 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. **(SEE ITEM 8C)**

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

- D. **RESOLUTION NO. 2016-45** : A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION TO THE FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION FLORIDA BOATING IMPROVEMENT GRANT PROGRAM FOR FUNDING ASSISTANCE RELATIVE TO THE CONSTRUCTION OF A PUBLIC DOCK AT CASSEN 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. **(SEE ITEM 8D)**

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

## 8. 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.

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

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

- E. **RESOLUTION NO. 2016-46** : A RESOLUTION ACCEPTING A PROPOSAL FROM ZEV COHEN & ASSOCIATES, INC. TO PROVIDE DESIGN SERVICES REGARDING PHASE III OF THE 2" WATER MAIN REPLACEMENT PROJECT ON THE MAINLAND; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION THERETO; AND SETTING FORTH AN EFFECTIVE DATE.

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

- F. **RESOLUTION NO. 2016-47** : A RESOLUTION ACCEPTING A PROPOSAL FROM QUENTIN L. HAMPTON ASSOCIATES, INC. TO PROVIDE DESIGN SERVICES REGARDING PHASE III OF THE 2" WATER MAIN REPLACEMENT PROJECT ON THE PENINSULA; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION THERETO; AND SETTING FORTH AN EFFECTIVE DATE.

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

- G. **RESOLUTION NO. 2016-48** : A RESOLUTION AUTHORIZING THE SUBMITTAL OF A BICYCLE/PEDESTRIAN AND B/P LOCAL INITIATIVES PROJECT GRANT APPLICATION TO THE RIVER TO SEA TRANSPORTATION PLANNING ORGANIZATION FOR FUNDING ASSISTANCE REGARDING CONSTRUCTION OF THE TOMOKA ELEMENTARY CONNECTOR SIDEWALK BICYCLE/PEDESTRIAN PATH; 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: John Noble, City Engineer (386-676-3269)*

- H. **RESOLUTION NO. 2016-49** : A RESOLUTION AUTHORIZING THE SUBMITTAL OF A BICYCLE/PEDESTRIAN AND B/P LOCAL INITIATIVES PROJECT GRANT APPLICATION TO THE RIVER TO SEA TRANSPORTATION PLANNING ORGANIZATION FOR FUNDING ASSISTANCE REGARDING CONSTRUCTION OF PEDESTRIAN IMPROVEMENTS AT THE INTERSECTION OF WILLIAMSON BLVD. AND HAND AVE.; 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: John Noble, City Engineer (386-676-3269)*

- I. **RESOLUTION NO. 2016-50** : A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT RENEWAL BETWEEN THE CITY OF ORMOND BEACH AND COMMUNITY CHAMPIONS CORPORATION REGARDING ABANDONED REAL PROPERTY REGISTRY SERVICES; AND SETTING FORTH AN EFFECTIVE DATE.

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

- J. **RESOLUTION NO. 2016-51** : 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 JOANN H. MYERS, LIFE ESTATE LOCATED AT 12 SOUTHERN PINE TRAIL, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4220-23-00-0180) FOR COSTS INCURRED BY THE CITY TO TERMINATE OR ABATE A SITE MAINTENANCE VIOLATION; AND SETTING FORTH AN EFFECTIVE DATE.

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

- K. **Bid Specifications for Water Treatment Pump and Controls Upgrade**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated March 15, 2016.

- L. **Auto Renew Contracts - Four Sports Agreements**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated March 15, 2016.

- M. **Riverside Drive Closure for Art in the Park**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated March 15, 2016.

## 9. 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. **(SECOND READING)**

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

- B. **ORDINANCE NO. 2016-07** : 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 ONE (1) PARCEL OF REAL PROPERTY TOTALING 9.60±-ACRES LOCATED AT 500 NORTH TYMBER CREEK ROAD, FROM VOLUSIA COUNTY “ENVIRONMENTAL SYSTEMS CORRIDOR” (ESC) TO ORMOND BEACH “OPEN SPACE/CONSERVATION” (OS/C) FOR 1.10±-ACRES AND FROM VOLUSIA COUNTY “RURAL” (R) TO ORMOND BEACH “RURAL ESTATE/AGRICULTURAL” (REA) FOR 8.50±-ACRES; PROVIDING FOR CONFLICT; AUTHORIZING TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

- C. **ORDINANCE NO. 2016-08** : AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED AT 1662 NORTH U.S. HIGHWAY 1 ALONG THE WEST SIDE OF SAID HIGHWAY AND APPROXIMATELY 895 LINEAR FEET NORTH OF THE INTERSTATE 95 SOUTHBOUND RAMP; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 1 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)*

## 10. REPORTS, SUGGESTIONS, REQUESTS

## 11. ADJOURNMENT

### Item #1 – Meeting Call to Order

Mayor Kelley called the meeting to order at 7:00 p.m.

### Item #2 – Invocation

Reverend Neal Ganzel, Coquina Presbyterian Church, gave the invocation.

### Item #3 – Pledge of Allegiance

Mayor Kelley led the Pledge of Allegiance.

### Item #4A – Recognition as Healthy Weight Community Champion

Mr. Ron Rondeau, Interim Director of the Florida Department of Health for Volusia County, stated that he wanted to recognize the city’s efforts to improve the health of their community and noted that he was a resident of Ormond Beach himself. He explained that in 2015 the city hosted 25 crime prevention events, two citizen police academy classes, supported drug resistance education in elementary schools, and held the Mayor’s Health and Fitness Challenge, which encouraged people from all groups to develop a healthier lifestyle. He noted that the city had partnered with Volusia County to provide breakfast at two of its recreation centers this past summer. He stated that the city also opened their first community garden. He congratulated the city on their efforts to promote fitness.

Mr. Rondeau stated that there were 410 incorporated communities in Florida and noted that less than 20 percent of them received this designation. He stated that the Florida Department of Health wished to recognize the City of Ormond Beach as a Healthy Weight Community Champion and noted that Ormond Beach was one of only three Volusia County communities to be so recognized. He thanked Ormond Beach for their efforts to improve the health and wellness of the community.

Mayor Kelley noted the success of City Commissioners in the Mayor’s Health and Fitness Challenge over the years. He stated that the participants in this year’s challenge were enthused and excited. He noted that participants in past years had made lifetime changes due to the challenge.

Item #5 – Audience Remarks

Mayor Kelley noted that there were no audience members that wished to speak.

Item #6 – Approval of Minutes

Mayor Kelley advised that the minutes of the March 1, 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 – Community Redevelopment Agency

Mayor Kelley stated that the following items were Community Redevelopment Agency (CRA) items. He explained that the City Commission served as the Community Redevelopment Agency of the city and must review the items and make a recommendation as the CRA. He recessed the City Commission meeting at 7:06 p.m. and called the CRA meeting to order.

Item #7A – 164 W. Granada Blvd. Building Improvement Grant

City Clerk Scott McKee read by title only:

RESOLUTION NO. 2016-42

A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, AUTHORIZING THE EXECUTION OF A BUILDING IMPROVEMENT GRANT AGREEMENT BETWEEN THE AGENCY AND WIVIGECO, LLC.; AUTHORIZING A WAIVER OF THE SHARED PARKING AND INDEMNIFICATION REQUIREMENTS RELATED THERETO; AND SETTING FORTH AN EFFECTIVE DATE.

**Commissioner Partington moved, seconded by Commissioner Kent, for approval of Resolution No. 2016-42, as read by title only.**

The motion passed by voice vote.

Item #7B – Thompson Creek Bike/Pedestrian Path Feasibility Study

City Clerk Scott McKee read by title only:

RESOLUTION NO. 2016-43

A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, AUTHORIZING THE SUBMITTAL OF A BICYCLE/PEDESTRIAN AND B/P LOCAL INITIATIVES PROJECT GRANT APPLICATION TO THE RIVER TO SEA TRANSPORTATION PLANNING ORGANIZATION FOR FUNDING ASSISTANCE REGARDING THE THOMPSON CREEK BICYCLE/PEDESTRIAN PATH FEASIBILITY STUDY; 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.

**Commissioner Boehm moved, seconded by Commissioner Partington, for approval of Resolution No. 2016-43, as read by title only.**

The motion passed by voice vote.

Item #7C – Cassen Park Dock: Florida Inland Navigation District Grant

City Clerk Scott McKee read by title only:

RESOLUTION NO. 2016-44

A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION TO THE FLORIDA INLAND NAVIGATION DISTRICT

WATERWAYS ASSISTANCE GRANT PROGRAM FOR FUNDING ASSISTANCE RELATIVE TO THE CONSTRUCTION OF A PUBLIC DOCK AT CASSEN 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.

**Commissioner Kent moved, seconded by Commissioner Boehm, for approval of Resolution No. 2016-44, as read by title only.**

The motion passed by voice vote.

Item #7D – Cassen Park Dock: Florida Boating Improvement Grant

City Clerk Scott McKee read by title only:

RESOLUTION NO. 2016-45

A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION TO THE FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION FLORIDA BOATING IMPROVEMENT GRANT PROGRAM FOR FUNDING ASSISTANCE RELATIVE TO THE CONSTRUCTION OF A PUBLIC DOCK AT CASSEN 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.

**Commissioner Boehm moved, seconded by Commissioner Kent, for approval of Resolution No. 2016-45, as read by title only.**

The motion passed by voice vote.

Mayor Kelley closed the public hearing, adjourned the CRA meeting, and reconvened the meeting of the City Commission at 7:10 p.m.

Item #8 – 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 Partington, 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 #9 – Public Hearings

Mayor Kelley opened the public hearings.

Item #9A – 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 Kent moved, seconded by Commissioner Partington, to approve Ordinance No. 2016-05, 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 #9B – 500 North Tymber Creek Road Land Use Amendment

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2016-07

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 ONE (1) PARCEL OF REAL PROPERTY TOTALING 9.60±-ACRES LOCATED AT 500 NORTH TYMBER CREEK ROAD, FROM VOLUSIA COUNTY “ENVIRONMENTAL SYSTEMS CORRIDOR” (ESC) TO ORMOND BEACH “OPEN SPACE/CONSERVATION” (OS/C) FOR 1.10±-ACRES AND FROM VOLUSIA COUNTY “RURAL” (R) TO ORMOND BEACH “RURAL ESTATE/AGRICULTURAL” (REA) FOR 8.50±-ACRES; PROVIDING FOR CONFLICT; AUTHORIZING TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Goss stated that this property was annexed into the city in 1985. He explained that this property had never been given a land use and zoning designation and as such was always under the county’s regulatory control. He noted that when the property was going to be redeveloped, it was discovered that the property was located in the city but had no land use or zoning designation. He stated that the land use given was equivalent to what the property had in the county. He noted that there were two land uses as the back portion was environmental and the front was agricultural.

**Commissioner Kent moved, seconded by Commissioner Boehm, to approve Ordinance No. 2016-07, 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

Item #9C – 1662 North US Highway 1 Annexation

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2016-08

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED AT 1662 NORTH U.S. HIGHWAY 1 ALONG THE WEST SIDE OF SAID HIGHWAY AND APPROXIMATELY 895 LINEAR FEET NORTH OF THE INTERSTATE 95 SOUTHBOUND RAMP; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 1 TO INCLUDE THE PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Goss stated that this property was being annexed into the city to be combined with a property already located in the city for redevelopment to a shopping center. He noted

that a vacation of a paper road through the property would be before the Commission at a point in the future as part of the development. He stated that staff recommended approval.

**Commissioner Boehm moved, seconded by Commissioner Partington, to approve Ordinance No. 2016-08, on first reading, as read by title only.**

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

Mayor Kelley closed the public hearings without objection.

Item #10 – Reports, Suggestions, Requests

Upcoming Meetings

Ms. Joyce Shanahan, City Manager, stated that on April 5, 2016, at 5:30 p.m., there would be a workshop on compensatory storage and the bicycle plan. She noted that she had provided each Commission member with the summer meeting calendar. She stated that the Capital Improvement Program (CIP) Workshop was scheduled for June 7, 2016, prior to the regular City Commission meeting. She noted that on June 21, 2016, the City Commission was scheduled to have a regular meeting. She explained that the tentative millage setting window of July 2, 2016, to August 4, 2016, was noted in orange on the calendar she had provided. She stated that typically the Commission set this at their July meeting, which was on July 26, 2016. She noted that the first meeting in August was on a Wednesday due to National Night Out, which was always held on the first Tuesday in August. She asked if any members of the Commission had any conflicts with the summer meeting dates as outlined, noting that the dates could be rearranged, if needed.

Commissioner Kent stated that he had a conflict with the June 21, 2016, meeting date. He explained that he would be leaving the country on June 18, 2016, and would not be returning until June 25, 2016. He noted that he did not want that meeting date moved just for him but wanted to bring it up in case anyone else also needed off that week. He stated that he prided himself on missing only three meetings in his time on the Commission, noting that one of those was the birth of his son.

Commissioner Boehm stated that he did not have any issues with the dates as listed but would be amenable to moving the meeting to the following week, on Tuesday, June 28, 2016, so that Commissioner Kent could attend.

Commissioner Stowers noted that he was typically quite busy on the second and fourth Tuesdays of each month as he worked in New Smyrna Beach and that was when the City of New Smyrna Beach held their City Commission meetings.

Ms. Shanahan suggested that the meeting could be held on Monday, June 27, 2016, instead; whereby, Commissioner Stowers stated that would work. She confirmed that date would be for a regular meeting with no workshop.

Veterans' Museum

Ms. Shanahan stated that the veteran's museum in the City Hall Atrium had begun moving its items out. She explained that the museum was able to locate a larger permanent space for their displays. She noted that there was a small display case of the city's that they had used for several years. She explained that they had asked if the city would donate that case to them. She stated that the city had not used it for a number of years and did not have a need for it.

Mayor Kelley stated that he was comfortable donating the case. He noted that he was happy that they found a larger area to relocate to. He noted that the rest of the Commission asserted that they were fine with the case being donated.

Splash Pads

Ms. Shanahan stated that the splash pad had opened that day at Andy Romano Beachfront Park and at South Ormond Neighborhood Center.

### Movies on the Halifax

Ms. Shanahan stated that Movies on the Halifax for Friday, April 1, 2016, would be showing *The Wizard of Oz*.

### Gateway Signs

Ms. Shanahan stated that she sent the Commission an email that day regarding gateway signage, noting that the signs were currently being manufactured.

### Chief Osterkamp's Retirement

Commissioner Stowers thanked Police Chief Andy Osterkamp. He noted that Ms. Shanahan and Mayor Kelley had some great words for him earlier at his retirement reception. He stated that he had found Chief Osterkamp's personality to be similar to the Commission's in that he had a calm manner. He noted that there were more flamboyant police chiefs, but Chief Osterkamp had quietly done effective work in Ormond Beach. He stated that he was proud that Chief Osterkamp had served as the city's police chief.

### Granada Medians / Turn Lanes

Commissioner Stowers noted that there was work on the Granada Boulevard medians west of Orchard Avenue where it appeared that a left turn lane was put in. He stated that he was aware that the concurrency framework was modified to mobility framework, but he would hate to win the battle and lose the war with extensive turn lanes throughout Granada Boulevard which crept into the medians. He noted that he understood that was a Florida Department of Transportation (FDOT) road. He explained that he would rather maintain the medians and alternatively, if turn lanes were requested, modify them by filling in turn areas in other areas so that the same effect was throughout the corridor. He noted that he felt it was unique to Ormond Beach. He explained that he was on Dunlawton Avenue in Port Orange that day and it made him appreciate Granada Boulevard. He noted that he knew that the remaining lots would be built out, but he did not want to undermine what they had.

### Election

Commissioner Kent announced that he officially completed paperwork to become a candidate for re-election to the Zone 2 City Commission seat which he had held for 13 years.

### Chief Osterkamp's Retirement

Commissioner Kent stated that he had been proud to work alongside Police Chief Andy Osterkamp. He noted that he always found Chief Osterkamp to be honest, caring, compassionate, and strong. He referenced Commissioner Stowers' comments and stated that there had been no major drama during Chief Osterkamp's tenure as police chief. He recalled Chief Osterkamp coming before the Commission when he first became police chief and telling them about the issue he uncovered in the evidence room. He noted that he had thanked Chief Osterkamp for doing what was right. He explained that it showed his character and his integrity. He noted that the next chief would have huge shoes to fill. He wished Chief Osterkamp the best and encouraged him to enjoy fishing, riding his motorcycle, and his Yeti cooler.

Commissioner Boehm stated that in too many places in the country police were feared and criticized for their dealings with citizens. He noted that in Ormond Beach the police were in the community all of the time and held events with the public. He stated that he believed the city's citizens genuinely appreciated the services that they received from the city's police officers. He noted that direction came from the police chief. He stated that he saw articles in the newspaper and in the city's weekly review showing the police working in the public and meeting with members of the public. He noted that this was what he thought a police force should do and stated that he hoped that whoever the next chief was took the direction started by Chief Osterkamp and continued it. He stated that he truly believed that the police department was exemplary in its interactions with its citizenry and that was due to the direction provided by Chief Osterkamp.

### Main Street Block Party

Commissioner Boehm stated that the following day Ormond Beach Main Street ("Main Street") would be hosting their first block party from 5:30 p.m. to 8:30 p.m., starting at the First Green Bank and working their way to Hull's Seafood and Dunn's Attic with an Irish band and green beer. He noted that 16 Main Street businesses were participating. He stated that the event was a partnership between Main Street, the Ormond Beach Chamber of Commerce, and the young professionals group. He noted that it cost \$10 and the proceeds went to the Central Florida Cystic Fibrous Foundation.

### Meeting Preparation

Commissioner Boehm noted how quickly the Commission went through the agenda for tonight's meeting. He stated that this agenda had been 865 pages, noting that it was not particularly long as some agenda packets were over 2,000 pages. He stated that the Commission had always read the packet, studied its contents, and asked questions they had of staff prior to the Commission meeting to get answers so they could come to the meetings prepared to vote. He noted that their ability to be prepared and ready to vote did not mean that they were not reviewing the materials and did not mean that they were simply rubberstamping staff's positions. He explained that the Commission did the work beforehand to come to the meeting prepared to do their jobs. He noted that he hoped that Mayor Kelley and Commissioner Stowers' successors were equally prepared so that the meetings continued to run as efficiently as they did under Mayor Kelley. He noted that he felt that Mayor Kelley had done a superb job leading the Commission. He stated that he hoped that the County Council would be able to benefit one day from Mayor Kelley's ability to effectively run meetings.

### Commissioner Boehm

Mayor Kelley noted that he wanted to recognize the effort that Commissioner Boehm made to attend tonight's meeting. He explained that Commissioner Boehm's daughter was undergoing serious complications due to her recent kidney transplant and Commissioner Boehm traveled back from New Zealand that week and made it to the meeting with 16 hours of jet lag. He noted that showed Commissioner Boehm's dedication to not only his family but to the city, as he attended and was well prepared for the meeting.

### Chief Osterkamp's Retirement

Commissioner Partington stated that he could not add too much more than what had already been said about Chief Osterkamp. He wished him, his wife, and his family sincere congratulations. He noted that Chief Osterkamp spent 33 years in law enforcement and was a stellar, exemplary Ormond Beach officer. He stated that six years ago the city was able to promote from within and Chief Osterkamp was the right man at the right time. He noted that in his numerous communications with Chief Osterkamp he had always been very professional. He stated that Chief Osterkamp's understandings of complex situations benefited the City of Ormond Beach and shone a positive light on the city and the police department. He stated that he believed professionalism improved by leaps and bounds under Chief Osterkamp. He noted that the quality individuals who worked for Chief Osterkamp would continue his legacy into the future.

Commissioner Partington stated that he hated to see him go, but Chief Osterkamp's retirement was a well-deserved honor. He stated that Chief Osterkamp did a great job and left the police department in good shape moving forward. He noted that it was presently a challenging time in law enforcement. He stated that he rode with some of the city's police officers a year prior and could not believe the number of situations he saw in a four or five-hour period. He noted that he had great respect for what a big job it was that Chief Osterkamp did. He referenced Commissioner Stowers' comments about Chief Osterkamp's demeanor. He thanked Chief Osterkamp and noted that he would be missed.

Mayor Kelley echoed the comments made by the other members of the Commission regarding Chief Osterkamp. He stated that who Chief Osterkamp was and what he did was reflected each day through the actions of his officers. He noted the true indication of a leader was that his coworkers and employees reflected his example.

### Make-A-Wish Event

Mayor Kelley stated that an individual in the city had bought a table for the Make-A-Wish annual black tie event in Orlando. He noted that this individual would like them to attend, if possible. He explained that he had another function to attend the night before which was also black tie, and he was reluctant to go to two such events in a row. He stated that if any member of the Commission wanted to go and represent the city, it could be arranged. He noted that he spoke to the City Attorney about the declarations that would have to be made if any member of the Commission chose to attend. He noted that other members of the Commission were indicating that they could not go.

### Homeless Issue

Mayor Kelley stated that the Roundtable of Volusia County Elected Officials had met recently. He noted that they had discussions regarding where the money went for helping homeless prevention. He stated that Ms. Shanahan received a Power Point

presentation with the details, which she could share with the rest of the Commission. He noted that he attended a meeting where he was asked if the city would contribute \$136,000 for the Safe Harbor Project. He stated that Daytona Beach agreed to not only contribute \$400,000 as a city but to take ownership and responsibility of the project. He noted that Orange City and Daytona Beach Shores agreed to contribute. He stated that the county surprisingly agreed to contribute up to \$4 million for the construction of Safe Harbor and also to fund \$400,000 a year for costs. He explained that changed his position that no one was stepping up to do anything. He noted that he had stated that he would not commit but that he would bring it back to the Commission, encouraging participation if those parties fulfilled those contributions. He noted that Daytona Beach would be taking ownership and social services and faith-based communities would be involved. He noted Commissioner Partington 's involvement with the issue.

#### Chickens

Mayor Kelley stated that an individual who owned a home and five acres on John Anderson Drive wanted to raise chickens for eggs. He noted that he attempted to find city codes against chickens and could not. He explained that he spoke to the City Attorney and that he stated that chickens were covered in a section involving any animal that made a noise. He noted that this individual would have the chickens caged and not have roosters. He stated that if it was going to be restricted, he thought that the language was weak as it presently was.

Mr. Randy Hayes, City Attorney, noted that he did not necessarily disagree with Mayor Kelley's comments. He explained that when he reviewed the codes he determined that there was not anything that specifically addressed chickens per se. He noted that on occasion the Neighborhood Improvement Division received complaints and worked with the tools that they had. He explained that they had successfully applied those to animals in a general sense. He stated that he agreed with Mayor Kelley that it would be better if the regulations were modified to be more specific. He stated that it could be moved forward if that was the direction of the Commission.

Mayor Kelley stated that he did not want to tell this individual that she could do it until she got caught. He noted that some of her neighbors had chickens.

Mr. Hayes noted that it depended how it was done within the context of the various codes. He stated that it was not an easy question to answer without knowing all of the particulars.

Mayor Kelley stated that this individual also had offered to donate part of her five acres for another community garden. He joked that perhaps if she did that they could let her have a couple of chickens. He further joked that the only payola he would take would be eggs. He noted that Mr. Hayes was not laughing.

#### Item #11 – Adjournment

The meeting was adjourned at 7:44 p.m.

APPROVED: April 5, 2016

BY:

\_\_\_\_\_  
Ed Kelley, Mayor

ATTEST:

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J. Scott McKee, City Clerk