



**ACTION REPORT  
CITY OF ORMOND BEACH, FLORIDA  
CITY COMMISSION MEETING  
August 3, 2016  
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. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 5. APPROVAL OF MINUTES**
  - A. The minutes from the July 26, 2016 City Commission meeting will be available for approval at the August 16, 2016 City Commission meeting.
- 6. COMMUNITY REDEVELOPMENT AGENCY**
  - A. **RESOLUTION NO. 2016-101** : A RESOLUTION OF THE CITY COMMISSION, INDIVIDUALLY AND ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY FOR THE CENTRAL BUSINESS DISTRICT AND ADJACENT AREAS, AUTHORIZING THE EXECUTION OF A SERVICE AGREEMENT BETWEEN THE CITY/AGENCY AND ORMOND BEACH MAIN STREET, INC., FOR THE PROMOTION OF ECONOMIC, PHYSICAL AND AESTHETIC REDEVELOPMENT AND MAINTENANCE OF THE ORMOND BEACH MAIN STREET DISTRICT; AND SETTING FORTH AN EFFECTIVE DATE. **(SEE ITEM 7A)**

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

**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. 2016-101** : A RESOLUTION OF THE CITY COMMISSION, INDIVIDUALLY AND ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY FOR THE CENTRAL BUSINESS DISTRICT AND ADJACENT AREAS, AUTHORIZING THE EXECUTION OF A SERVICE AGREEMENT BETWEEN THE CITY/AGENCY AND ORMOND BEACH MAIN STREET, INC., FOR THE PROMOTION OF ECONOMIC, PHYSICAL AND AESTHETIC REDEVELOPMENT AND MAINTENANCE OF THE ORMOND BEACH MAIN STREET DISTRICT; AND SETTING FORTH AN EFFECTIVE DATE.

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

- B. **RESOLUTION NO. 2016-102** : A RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE CITY AND THE RIVER TO SEA TRANSPORTATION PLANNING ORGANIZATION IN SUPPORT OF PLANNING AND FUNDING OF VOLUSIA COUNTY TRANSPORTATION SYSTEM PROJECTS; AUTHORIZING THE EXPENDITURE OF FUNDING; AND SETTING FORTH AN EFFECTIVE DATE.

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

- C. **RESOLUTION NO. 2016-103** : A RESOLUTION AUTHORIZING THE EXECUTION OF AN OPTION AND LEASE AGREEMENT BETWEEN THE CITY, NEXTOWER DEVELOPMENT GROUP, LLC AND CIVIL AIR PATROL, UNITED STATES AIR FORCE AUXILIARY, FLORIDA WING; AND SETTING FORTH AN EFFECTIVE DATE.

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

- D. **Waste Water Treatment Plant Radiator Replacement - Rejection of Bid**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated August 3, 2016. **APPROVED**

- E. **Andy Romano Beachfront Park Pavilion Rental Policy Update**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated August 3, 2016. **APPROVED**

F. **RFP 2016-30 Management and Operation of the Nova Skate Court Concession**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated August 3, 2016. **APPROVED**

G. **Historic Structure Report (MacDonald House)**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated August 3, 2016. **APPROVED**

8. **FIRST READING OF ORDINANCES**

A. **ORDINANCE NO. 2016-25** : AN ORDINANCE AMENDING CHAPTER 22, WATER AND SEWER, OF THE CODE OF ORDINANCES OF THE CITY OF ORMOND BEACH, FLORIDA, BY ESTABLISHING A NEW ARTICLE AND SECTIONS THEREUNDER TO BE NUMBERED AND CAPTIONED AS ARTICLE IV, HUNTER'S RIDGE-FLAGLER COUNTY DRI SERVICE AREA; SECTION 22-132, LEGISLATIVE FINDINGS, PURPOSE; SECTION 22-133, SERVICE AREA, DEFINED; SECTION 22-134, REGULATIONS OF GENERAL APPLICATION; SECTION 22- 135, RATES FOR WATER AND SEWER SERVICES, IMPACT FEES; SECTION 22-136, MINIMUM WATER RATES; SECTION 22-137, MINIMUM SEWER RATES; SECTION 22-138, WHEN SERVICE CHARGES COMMENCE; SECTION 22-139, BILLING REQUIREMENTS; SECTION 22-140, IMPACT FEES; AND SECTION 22-141, REQUIREMENTS FOR CONNECTION; BY ESTABLISHING A WATER AND SEWER SERVICE AREA IN ACCORDANCE WITH AN INTERLOCAL AGREEMENT BETWEEN THE CITY AND FLAGLER COUNTY FOR THAT PART OF HUNTER'S RIDGE DRI THAT IS LOCATED IN THE UNINCORPORATED TERRITORY OF FLAGLER COUNTY; ESTABLISHING RATES FOR WATER AND SEWER SERVICES; ESTABLISHING IMPACT FEES FOR CONNECTION TO THE CITY'S UTILITY SYSTEM; ESTABLISHING REQUIREMENTS FOR CONNECTION TO THE CITY'S UTILITY SYSTEM; ESTABLISHING GENERAL CONDITIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

**Staff Contact:** Randal Hayes, City Attorney (386-676-3217)  
**APPROVED ON FIRST READING**

- B. **ORDINANCE NO. 2016-26** : AN ORDINANCE AMENDING SECTION 23-2, DEFINITIONS, AND SECTION 23-3, SEXUAL OFFENDER AND SEXUAL PREDATOR RESIDENCE PROHIBITION; PENALTIES; EXCEPTIONS, OF CHAPTER 23, SEXUAL OFFENDERS AND SEXUAL PREDATORS, OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES, BY REVISING THE DEFINITIONS TO INCLUDE TRANSIENT RESIDENCE, AMENDING THE RESIDENCE PROHIBITION TO INCLUDE SUCH, ADDING FLORIDA STATUTE 847.0135(5) TO LIST OF OFFENSES, REPLACING DAY CARE CENTER WITH CHILD CARE FACILITY, CHANGING PUBLIC SCHOOL BUS STOP TO SCHOOL BUS STOP, ADDING AN EXCEPTION FOR CONVICTIONS PRIOR TO ENACTMENT/AMENDED OF STATE LAW, ADDING EXCEPTION BASED ON SECTION 943.04354, FLORIDA STATUTES, AND REVISING OTHER SECTIONS TO MATCH SECTIONS 775.21 AND 775.215, FLORIDA STATUTES; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** *Ann-Margret Emery, Deputy City Attorney (386-676-3218)* **APPROVED ON FIRST READING**

## 9. REPORTS, SUGGESTIONS, REQUESTS

## 10. 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



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