

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

October 18, 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 Ted 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. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 5. APPROVAL OF MINUTES**

A. Minutes from City Commission meeting – October 3, 2016

6. 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. 2016-143** : A RESOLUTION AUTHORIZING THE EXECUTION AND TRANSMITTAL OF A TEMPORARY CONSTRUCTION EASEMENT DEED IN FAVOR OF RPA VESTMENTS, LLC, A FLORIDA LIMITED LIABILITY COMPANY ON PROPERTY LOCATED AT 900 WEST GRANADA BOULEVARD (PARCEL ID 4220-02-05-0120); PROVIDING FOR EXPIRATION; AND SETTING FORTH AN EFFECTIVE DATE.

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

- B. **RESOLUTION NO. 2016-144** : A RESOLUTION AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION UNDER THE FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM FOR FUNDING ASSISTANCE REGARDING NEW LIGHTING FOR THE TENNIS COURTS AT NOVA COMMUNITY 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.

Staff Contact: Loretta Moisio, Grants Coordinator/PIO (386-676-3315)

- C. **RESOLUTION NO. 2016-146** : A RESOLUTION ACCEPTING A PROPOSAL FROM FLORIDA HEALTH CARE PLANS, INC. FOR THE PROVISION OF EMPLOYEE HEALTH/MEDICAL BENEFIT SERVICES; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; REJECTING ALL OTHER PROPOSALS; AND SETTING FORTH AN EFFECTIVE DATE.

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

- D. **RESOLUTION NO. 2016-147** : A RESOLUTION ACCEPTING A PROPOSAL FROM HUMANA, INC. FOR THE PROVISION OF EMPLOYEE VISION INSURANCE BENEFITS; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; REJECTING ALL OTHER PROPOSALS; AND SETTING FORTH AN EFFECTIVE DATE.

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

- E. **RESOLUTION NO. 2016-148** : A RESOLUTION APPROVING A SETTLEMENT OF A PERSONAL INJURY CLAIM FILED BY DANIEL L. DRUCKENMILLER; AUTHORIZING THE EXECUTION OF ALL PAPERS NECESSARY AND INCIDENTAL THERETO; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Randal Hayes, City Attorney (386-676-3217)

- F. **RESOLUTION NO. 2016-149** : A RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING WITH THE COUNTY OF VOLUSIA REGARDING SEVERE STORM DEBRIS REMOVAL ON CITY AND COUNTY RIGHT-OF-WAYS AND COOPERATIVE ASSISTANCE WITH FEMA REIMBURSEMENT; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Ann-Margret Emery, Deputy City Attorney (386-676-3218)

- G. **Proposal for Review and Recodification of Land Development Code**

Staff Contact: Randal Hayes, City Attorney (386-676-3217)

Disposition: Approve as recommended in the City Attorney memorandum dated October 18, 2016.

- H. **Sanitary Sewer System Pipe Inspection, Bid Disposition**

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

Disposition: Approve as recommended in the City Manager memorandum dated October 18, 2016.

7. PUBLIC HEARINGS

- A. **ORDINANCE NO. 2016-36** : AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE I, 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 0.20± ACRES LOCATED EAST OF 1245 WEST GRANADA BOULEVARD AND WEST OF 1225 WEST GRANADA BOULEVARD, VOLUSIA COUNTY PROPERTY APPRAISER PARCEL NUMBER 4230-00-00-0051 FROM SR (SUBURBAN RESIDENTIAL) TO B-10 (SUBURBAN BOULEVARD), 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)

- B. **ORDINANCE NO. 2016-37** : AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE I, 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 0.15± ACRES LOCATED AT 26 PLAZA DRIVE FROM VOLUSIA COUNTY URBAN SINGLE-FAMILY RESIDENTIAL (R-4) TO ORMOND BEACH SINGLE-FAMILY LOW-MEDIUM DENSITY (R-2.5), 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)

- C. **ORDINANCE NO. 2016-38** : AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE I, 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 4.14± ACRES LOCATED AT 1195 ROBERTS STREET FROM VOLUSIA COUNTY URBAN SINGLE-FAMILY RESIDENTIAL (R-3) AND CITY INTERLOCAL SERVICE BOUNDARY AGREEMENT AREA LIGHT INDUSTRIAL (I-1) TO ORMOND BEACH SINGLE-FAMILY MEDIUM DENSITY (R-3), 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)

- D. **ORDINANCE NO. 2016-39** : AN ORDINANCE AMENDING PARAGRAPH "N" COMPENSATORY STORAGE, OF SUB-PART (2) SPECIFIC STANDARDS, OF SUB-SECTION (D) FLOOD HAZARD REDUCTION STANDARDS, OF ARTICLE II ENVIRONMENTAL PROTECTION STANDARDS, OF CHAPTER 3, PERFORMANCE STANDARDS OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE; BY ELIMINATING THE PAYMENT-IN-LIEU OF PROVIDING ON-SITE COMPENSATORY STORAGE MITIGATION FOR THE DEVELOPMENT OF CERTAIN LANDS IN THE FLOODPLAIN; PROVIDING VESTING FOR CERTAIN DEVELOPMENTS THAT HAVE FILED WITH THE PLANNING DEPARTMENT FULLY COMPLETED DEVELOPMENT APPLICATIONS; 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)

- E. **RESOLUTION NO. 2016-145** : A RESOLUTION AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A SPECIAL EXCEPTION FOR A SIGN VARIANCE AT 5 SOUTH YONGE STREET TO ALLOW A GROUND SIGN AT TEN (10') FEET IN HEIGHT WHERE SECTION 3-47(B)(2)(A) OF THE LAND DEVELOPMENT CODE ALLOWS A MAXIMUM MONUMENT SIGN HEIGHT OF EIGHT (8') FEET BASED ON SITE CONDITIONS ; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE

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

8. FIRST READING OF ORDINANCES

- A. **ORDINANCE NO. 2016-40** : AN ORDINANCE AMENDING CHAPTER 8, BUILDINGS AND CONSTRUCTION REGULATIONS, ARTICLE I, IN GENERAL, SECTION 8-10, APPLICATION PROCESSING FEES; BY DELETING SUBSECTION (P) 3, COMPENSATING STORAGE MITIGATION OF THE CITY CODE OF ORDINANCES; 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)

- B. **ORDINANCE NO. 2016-41** : AN ORDINANCE ENACTING TEMPORARY EMERGENCY ADMINISTRATIVE PROCEDURES TO PROVIDE FOR THE EXPEDITIOUS AND COORDINATED MANAGEMENT OF BUILDING PERMIT APPLICATIONS AND FEES; WAIVING SPECIFIC PERMITS AND FEES ISSUED FOR THE REMOVAL OF CERTAIN TREES; ESTABLISHING A METHOD OF ENFORCEMENT OF THE FLORIDA BUILDING CODE SUCH THAT ON-SITE PERMITS MAY BE ISSUED BY APPROPRIATE CITY STAFF FOR REPAIR OF DAMAGE CAUSED BY HURRICANE MATTHEW; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY, AND SETTING FORTH AN EFFECTIVE DATE. **(FIRST AND FINAL READING)**

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

- C. **ORDINANCE NO. 2016-42** : AN ORDINANCE OF THE CITY OF ORMOND BEACH, FLORIDA, FURTHER AMENDING ARTICLE III, FIREFIGHTERS' PENSION TRUST FUND, OF CHAPTER 16, PENSIONS AND RETIREMENT, OF THE CODE OF ORDINANCES; AMENDING SECTION 16-40, DEFINITIONS AMENDING THE DEFINITIONS OF "CREDITED SERVICE", "FIREFIGHTER", "SALARY" AND "SPOUSE"; AMENDING SECTION 16-45, BENEFIT AMOUNTS AND ELIGIBILITY; AMENDING SECTION 16-47, DISABILITY; AMENDING SECTION 16-49, OPTIONAL FORMS OF BENEFITS; AMENDING SECTION 16-54, MAXIMUM PENSION; AMENDING SECTION 16-66, PRIOR FIRE SERVICE; AMENDING SECTION 16-67, DEFERRED RETIREMENT OPTION PLAN; ADDING NEW SECTION 16-70, SUPPLEMENTAL BENEFIT COMPONENT FOR SPECIAL BENEFITS; CHAPTER 175 SHARE ACCOUNTS; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE.

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

- D. **ORDINANCE NO. 2016-43** : AN ORDINANCE AMENDING THE ANNUAL BUDGET FOR FISCAL YEAR 2015-2016 BY AMENDING THE GENERAL FUND; THE DOWNTOWN REDEVELOPMENT TRUST FUND; THE ORMOND CROSSINGS TRUST FUND; THE ECONOMIC DEVELOPMENT FUND; THE PENSION CONTRIBUTION PASS THROUGH FUND; THE FINANCING DEBT SERVICE FUND; THE CAPITAL IMPROVEMENTS FUND; THE EQUIPMENT RENEWAL & REPLACEMENT FUND; THE WATER & WASTEWATER FUND; THE VEHICLE REPLACEMENT FUND; THE WATER & WASTEWATER RENEWAL & REPLACEMENT FUND; THE 2008 WATER & WASTEWATER CONSTRUCTION FUND; THE WATERMAIN PHASE II FUND; AND SETTING FORTH AN EFFECTIVE DATE.

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

- E. **ORDINANCE NO. 2016-44** : AN ORDINANCE ADOPTING AND ENACTING A NEW CODE OF ORDINANCES FOR THE CITY OF ORMOND BEACH; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR VIOLATIONS THEREOF; PROVIDING THE MANNER FOR AMENDING SAID CODE; PROVIDING AN EFFECTIVE DATE FOR SAID CODE; AND PROVIDING AN EFFECTIVE DATE FOR THIS ORDINANCE.

Staff Contact: Randal Hayes, City Attorney (386-676-3217)

9. REPORTS, SUGGESTIONS, REQUESTS

10. ADJOURNMENT

Item #1 – Meeting Call to Order

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

Item #2 – Invocation

Pastor Timothy Mann, Providence Church, gave the invocation.

Item #3 – Pledge of Allegiance

Mayor Kelley led the Pledge of Allegiance.

Item #4 – Audience Remarks

Mayor Kelley noted that no members of the audience had requested to speak.

Item #5 – Approval of Minutes

Mayor Kelley advised that the minutes of the October 3, 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 #6 – 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

Florida Power and Light Update

Mayor Kelley asked Mr. Larry Volenec, Regional Manager, Florida Power and Light (FPL), to approach the podium and speak about Hurricane Matthew.

Mr. Larry Volenec, Regional Manager, Florida Power and Light (FPL), expressed his thanks to all of those in Ormond Beach that were impacted by Hurricane Matthew. He noted that being without power was very frustrating and that FPL was appreciative of everyone's patience and understanding as they worked to restore service to the community. He also thanked the fire department, police department, and particularly the city's public works crews. He noted that he lived in Ormond Beach himself. He stated that the city's public works crews did an unbelievable job and worked for an extended period. He noted that clean-up would continue for a while. He stated that the City Manager was invaluable in sharing what needed additional attention in the city.

Mr. Volenec stated that the damage to the electrical system was varied from area to area. He noted that Ormond Beach had a beautiful tree canopy and explained that damage in Ormond Beach was largely due to debris and falling trees and tree limbs, which affected FPL's electric equipment. He stated that at the height of restoration there were about 15,000 people working on the restoration effort, including crews that came from as far away as Oklahoma, Texas, and Virginia. He noted that FPL had two staging sites, one at the Daytona Beach International Speedway and one in Flagler. He explained that those staged in Flagler fed a little bit into the north part of Volusia County but mostly the crews for the Ormond Beach area were coming from the speedway location. He stated that there were a record number of crews at that location that were assisting in restoring service.

Mr. Volenec explained that the model for restoration used historical data. He stated that the type of vegetative damage incurred by Hurricane Matthew exceeded any previous storm that they ever had on their system. He noted that when he was at Volusia County's Emergency Operations Center (EOC), debris haulers mentioned that they had never seen so much debris from a storm before. He stated that he was sure that the city would have many hundreds of thousands of cubic yards of debris that they would be removing from the area. He noted that as of Friday, October 7, 2016, at 3:00 p.m., Volusia County had about 179,000 FPL customers without power. He stated that Ormond Beach had approximately 21,000 customers without power. He explained that that was not every FPL customer in Ormond Beach, but it was close to being within a few thousand of all of the customers. He stated that restoration was completed for the final pockets of outages on Thursday, October 13, 2016.

Mr. Volenec noted that he was at an American Association of Retired Persons (AARP) that morning and actually had a few individuals tell him that they had never lost power. He explained that since the restoration had been completed, FPL had been patrolling the lines to make sure that all clean-up work was going to be completed. He noted that this also meant making permanent repairs in some places where temporary repairs had been made. He stated that the most common question that he received was from residents who saw crews in their neighborhood leave without restoring power to their home. He explained that during a normal restoration process, for example if a thunderstorm came through in the afternoon and a neighborhood's circuit went out, the crew would go out and restore power and ping all of the meters on that neighborhood's circuit to identify if any homes were still without power.

Mr. Volenec further explained that during major storm restoration, the restoration process worked a little bit differently. He stated that power plants, transmission lines, and sub-stations had to be in service first. He noted that they had experienced an issue with transmission lines feeding the Ormond Beach substation on Orchard Avenue which involved removing windblown debris on the transmission lines. He explained that they had hardened feeders throughout the city, noting that they tried to restore power to feeders first and then started working on the laterals and transformers into neighborhoods, and then to the single customers who had problems with service to their homes. He stated that a neighborhood circuit could bring 100 customers back on and those would be addressed first before transformers or single individual issues. He explained that the reasoning for that was that they could utilize the same amount of manpower to bring 150 customers or five to seven customers on, and it made more sense in the restoration process to start with the largest group. He noted that was why customers may see crews come to the neighborhood and then leaving but he explained that they would return. He stated that often caused concerns and questions.

Mr. Volenec stated that another comment they received from customers was that they did not see any crews. He noted that the crews' trucks had global positioning system (GPS) monitors on them. He stated that one time there were 100 crews in a certain area, and he had a hard time locating them, despite knowing they were out there. He explained that many times you might not be able to catch them, but he noted that FPL was working around the clock trying to restore power as quickly as possible. He stated that in previous hurricanes the feeder poles were leaning and the hardened feeders, which were buried eight to ten feet in the ground, remained upright and did not experience many major issues. He noted that the hardened facilities performed about twice as well as the non-hardened ones. He stated that they would continue rebuilding the systems with those hardened feeders to provide better reliability, especially in the event of storms.

Mr. Volenec noted that every storm was different. He stated that they always learned lessons that could be used in the future to continue and enhance their systems and make their processes and procedures more efficient and effective. He stated that he would provide an example. He noted that there was an area called Tomoka Cove in Breakaway Trails, where there was an underground feeder that fed most of Breakaway Trails which had a water tower at the very end of the line. He noted that there were a lot of trees there, and that although they trimmed them for normal clearances, some 60 foot tall trees fell towards lines that were 40 feet away. He noted that they would have to work on what they could do to help improve the reliability in that area in the future. He thanked the city for the undergrounding of utilities in the Airport Business Park. He noted that there was better reliability there as a result of that. He thanked Economic Development Director Joe Mannarino and Airport Manager Steven Lichliter for informing him about outages associated with the airport and Airport Business Park.

Mr. Volenec stated that FPL appreciated students from Calvary Christian Academy, which was located in Ormond Beach, coming to the FPL service center in Ormond Beach to say thank you to the crews for restoring service. He noted that even the toughest linemen were very moved by the children's thanks and their testimonies. He thanked the city for their partnership during this difficult event.

Mayor Kelley noted that the students were very touching. He stated that they all had hard hats on and passed out hundreds of thank you cards, breakfast, and snacks for the linemen going back out to work. He stated that it was touching to see the children's appreciation and their generosity. He noted that some students shared their stories and one child told about leaving to go stay with his father and coming home to find that a tree had fallen on his home, cutting it in half, landing in his bedroom. He thanked Mr. Volenec. He noted that each time he called FPL to find out when service would be restored, he would hear "by 11:45."

Mr. Volenec stated that was one of the lessons they learned. He stated that there were lessons to be learned on the communications end and also with how they assessed the models and the damage. He stated that they wanted to continue to improve.

Mayor Kelley stated that by the time they were given the all clear, most of those in Ormond Beach had power back within less than 60 hours. He stated that he thought that FPL did a phenomenal job.

Mr. Volenec stated that there was a lot of prestaging and manpower involved. He noted that there were some customers that were out for an extended period of time and he apologized for that.

Commissioner Boehm noted that having been in the city in 2004, during those hurricanes, the response this time was much better. He stated that this was also a bigger storm with more debris. He noted that whatever lessons FPL learned in 2004 they applied this year and stated that he thought that they did a great job in Ormond Beach. He stated that he thought that FPL should be publicly applauded for the job that they did.

Commissioner Kent stated that Mr. Volenec had so much ownership because this was also his community, as he lived in Ormond Beach. He stated that a number of people spoke to him and told him that FPL did an amazing job restoring their power. He stated that FPL was prepared for this event and it showed. He cited the staging events and the number of linemen brought in as evidence. He stated that everyone at FPL deserved a pat on the back but especially Mr. Volenec. He noted that he gave Mr. Volenec a ton of gratefulness for what he did for the community and stated that Mr. Volenec went so far as to personally contact individuals who were without power for an extended period of time. He noted that this family was out for six days but explained that he heard that there had been a major issue with a substation. He stated that the weather was kinder after this hurricane than it was after Hurricane Charley in 2004. He stated that Mr. Volenec's stock went up tremendously in his book, and he thanked him for what he did for the community.

Commissioner Stowers stated that he did not know what Mr. Volenec was paid but that he should demand a raise. He suggested that Mr. Volenec play this audio when he asked for it. He stated that he had his vote for any raise he wanted because he thought that he was priceless to FPL for what he did. He noted that some citizens had power restored quickly. He stated that unfortunately his entire neighborhood was one of the ones who had their power restored on Thursday, October 13, 2016, at the end of restoration.

Commissioner Stowers noted that he also had some personal experiences that were disappointing to him. He explained that a tree in his front yard obliterated all of the power lines, and that it was the second time in two months that had happened. He noted that FPL did well to correct both issues and that his neighbors were not particularly happy with him. He joked that it was good that he was not running for reelection. He stated that five or six days after the event, he and several neighbors were working in his front yard on a giant water oak that was over and on the lines. He stated that Asplundh, FPL's tree company contractor, came through the street as this was happening. He noted that the Asplundh crew contained five men. He stated that he was upset that he did not get this on video. He stated that those five workers were pruning palm fronds off palm trees on the street, noting that those palm trees were not damaged from the storm and had not moved. He stated that it was the most ridiculous thing he had ever seen and noted that he was sure the video would have gone viral if he had taken it.

Commissioner Stowers stated that he and his neighbors were working on a tree over the power lines and saw these workers doing that across the street. He noted that the workers then walked right past him and his neighbors. He stated that it had been a slap in the face at a challenging time. He noted that he did not want to belabor the event any more than he already had.

Commissioner Stowers noted what Mr. Volenec mentioned about the Airport Business Park's underground utilities. He stated that he did not see undergrounding as not being financially feasible for many of the areas where undergrounding would be beneficial. He noted that he was disappointed that millions of dollars were spent hardlining residential streets such as Sanchez Avenue, Beach Street, and A1A, when they should be undergrounded. He noted that he was not suggesting that everything be undergrounded. He explained that he knew that in his neighborhood there was an area that was the worst area for powerlines and often went down, but he noted that it only served 50 houses and \$1 million would not be spent to underground those facilities. He stated that undergrounding the lines that went to main feeders and covered the most customers was a no-brainer to him. He noted that in terms of selling it, it would not just be for these crews and this storm, but for future storms and future crews. He stated that over the next 30 years FPL would make their money back and save their money by undergrounding utilities.

Mr. Volenec stated that FPL did incentivize the undergrounding of utilities. He stated that FPL provided a 25% discount if three miles were done within five years. He noted that he wanted to provide a few facts about undergrounding. He stated that undergrounding facilities was about three to four times more expensive, that troubleshooting was more challenging, and that outages tended to be a little bit longer. He stated that underground cables failed every day due to lightning strikes from the abundance of lightning in the state of Florida. He noted that while it was a bit more challenging he did love the look of it and was often more reliable in situations like this in certain areas. He stated that he would be willing to examine any areas that the city would like to work on undergrounding.

Mayor Kelley stated that in 1991 there was a proposal to underground the utilities on State Road 40 when it was being widened. He noted that the City Commission at the time turned it down because it was an extra \$500,000 or so. He thanked Mr. Volenec.

Item #7 – Public Hearings

Mayor Kelley opened the public hearings.

Item #7A – 1245 WGB Parcel #4230-00-00-0051 Zoning Map Amendment

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2016-36

AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE I, 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 0.20± ACRES LOCATED EAST OF 1245 WEST GRANADA BOULEVARD AND WEST OF 1225 WEST GRANADA BOULEVARD, VOLUSIA COUNTY PROPERTY APPRAISER PARCEL NUMBER 4230-00-00-0051 FROM SR (SUBURBAN RESIDENTIAL) TO B-10 (SUBURBAN BOULEVARD), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Steven Spraker, Senior Planner, stated that this item was a rezoning of property to be consistent with its recently passed land use amendment. He stated that the goal of this project was to combine this land for commercial redevelopment of a non-confirming house. He noted that the Planning Board recommended approval unanimously and that staff also recommended approval.

Commissioner Boehm moved, seconded by Commissioner Stowers, to approve Ordinance No. 2016-36, 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 #7B – 26 Plaza Drive Zoning Map Amendment

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2016-37

AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE I, 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 0.15± ACRES LOCATED AT 26 PLAZA DRIVE FROM VOLUSIA COUNTY URBAN SINGLE-FAMILY RESIDENTIAL (R-4) TO ORMOND BEACH SINGLE-FAMILY LOW-MEDIUM DENSITY (R-2.5), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Spraker stated this was a request for the rezoning of a property from Volusia County to the City of Ormond Beach. He noted that the goal was to develop a single-family home. He stated that the Planning Board and staff recommended approval.

Commissioner Partington moved, seconded by Commissioner Stowers, to approve Ordinance No. 2016-37, 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 #7C – 1195 Roberts Street Zoning Map Amendment

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2016-38

AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE I, 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 4.14± ACRES LOCATED AT 1195 ROBERTS STREET FROM VOLUSIA COUNTY URBAN SINGLE-FAMILY RESIDENTIAL (R-3) AND CITY INTERLOCAL SERVICE BOUNDARY AGREEMENT AREA LIGHT INDUSTRIAL (I-1) TO ORMOND BEACH SINGLE-FAMILY MEDIUM DENSITY (R-3), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Spraker stated that this ordinance would assign a city residential zoning district to a property. He stated that the Planning Board unanimously recommended approval and that staff recommended approval as well.

Commissioner Boehm moved, seconded by Commissioner Partington, to approve Ordinance No. 2016-38, on first reading, as read by title only.

Call Vote:	Commissioner Partington	Yes
	Commissioner Stowers	Yes
	Commissioner Kent	Yes

Carried.	Commissioner Boehm Mayor Kelley	Yes Yes
----------	------------------------------------	------------

Item #7D – LDC Amendment: Compensatory Storage (Payment-in-Lieu)

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2016-39
 AN ORDINANCE AMENDING PARAGRAPH “N” COMPENSATORY STORAGE, OF SUB-PART (2) SPECIFIC STANDARDS, OF SUB-SECTION (D) FLOOD HAZARD REDUCTION STANDARDS, OF ARTICLE II ENVIRONMENTAL PROTECTION STANDARDS, OF CHAPTER 3, PERFORMANCE STANDARDS OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE; BY ELIMINATING THE PAYMENT-IN-LIEU OF PROVIDING ON-SITE COMPENSATORY STORAGE MITIGATION FOR THE DEVELOPMENT OF CERTAIN LANDS IN THE FLOODPLAIN; PROVIDING VESTING FOR CERTAIN DEVELOPMENTS THAT HAVE FILED WITH THE PLANNING DEPARTMENT FULLY COMPLETED DEVELOPMENT APPLICATIONS; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Spraker stated that this was a Land Development Code (LDC) amendment that deleted a payment in lieu of compensating storage, mainly for commercial development. He noted that the existing projects in place would be vested so that they would be able to continue on under this ordinance. He stated that it would remove that ability for future projects. He stated that there were insufficient storage and lands to allow a payment in lieu and as such it would be deleted from the LDC.

Mayor Kelley asked what drove this particular change.

Mr. Spraker stated that the amount of land area that would be required to provide compensating storage was a much higher cost than what was presently being generated from the applications. He explained that they would have to charge applicants roughly about \$60 a cubic yard. He stated that there were not sufficient lands in order to allow applicants to offsite mitigate for this type of compensating storage.

Mayor Kelley asked Mr. Spraker if he felt that it would cause any adverse issues on developable land.

Mr. Spraker stated that there were other options for providing compensating storage and noted that it still had to be done per the St. John’s River Water Management District. He explained that it would allow applicants to still develop their properties but would remove one of the choices available to them.

Mayor Kelley asked Mr. Spraker if this item passed the Planning Board review; whereby, Mr. Spraker stated that the Planning Board unanimously recommended approval.

Commissioner Boehm moved, seconded by Commissioner Stowers, to approve Ordinance No. 2016-39, on first reading, as read by title only.

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

Item #7E – Special Exception for Sign Variance: 5 South Yonge Street

City Clerk Scott McKee read by title only:

RESOLUTION NO. 2016-145
 AN ORDINANCE APPROVING THE FINAL PLAT FOR “RIVER OAKS OF ORMOND BEACH PHASE-II” SUBDIVISION; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Spraker stated that when this property was redeveloped it kept the existing Texaco sign located on West Granada Boulevard. He noted that the property was now a Mobil gas station and one of their concerns when updating their signage was that there was an existing Volusia County traffic control box, about five feet in height, in front of their sign. He explained that they desired to have their sign high enough to be seen over that box. He stated that the city's code required an eight foot monument sign and they were requested to have a two foot variance so that their sign could be ten feet. He explained that the city's LDC allowed for the City Commission to grant a sign variance when there were unique conditions. He stated that the Planning Board recommended approval unanimously and noted that staff had received no objections to this request.

Commissioner Partington moved, seconded by Commissioner Boehm, to approve Resolution No. 2016-145, as read by title only.

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

Mayor Kelley closed the public hearing without objection.

Item #8A – City Code of Ordinance Amendment: Compensatory Storage Fee

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2016-40
 AN ORDINANCE AMENDING CHAPTER 8, BUILDINGS AND CONSTRUCTION REGULATIONS, ARTICLE I, IN GENERAL, SECTION 8-10, APPLICATION PROCESSING FEES; BY DELETING SUBSECTION (P) 3, COMPENSATING STORAGE MITIGATION OF THE CITY CODE OF ORDINANCES; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Partington moved, seconded by Commissioner Boehm, for approval of Ordinance No. 2016-40, 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 #8B – Emergency Waiver of Permit Fees

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2016-41
 AN ORDINANCE ENACTING TEMPORARY EMERGENCY ADMINISTRATIVE PROCEDURES TO PROVIDE FOR THE EXPEDITIOUS AND COORDINATED MANAGEMENT OF BUILDING PERMIT APPLICATIONS AND FEES; WAIVING SPECIFIC PERMITS AND FEES ISSUED FOR THE REMOVAL OF CERTAIN TREES; ESTABLISHING A METHOD OF ENFORCEMENT OF THE FLORIDA BUILDING CODE SUCH THAT ON-SITE PERMITS MAY BE ISSUED BY APPROPRIATE CITY STAFF FOR REPAIR OF DAMAGE CAUSED BY HURRICANE MATTHEW; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY, AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Kent moved, seconded by Commissioner Partington, for approval of Ordinance No. 2016-41, on first and final reading, as read by title only.

Call Vote:	Commissioner Partington	Yes
	Commissioner Stowers	Yes
	Commissioner Kent	Yes

Carried.	Commissioner Boehm Mayor Kelley	Yes Yes
----------	------------------------------------	------------

Item #8C – Firefighters’ Pension Trust Fund

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2016-42

AN ORDINANCE OF THE CITY OF ORMOND BEACH, FLORIDA, FURTHER AMENDING ARTICLE III, FIREFIGHTERS' PENSION TRUST FUND, OF CHAPTER 16, PENSIONS AND RETIREMENT, OF THE CODE OF ORDINANCES; AMENDING SECTION 16-40, DEFINITIONS AMENDING THE DEFINITIONS OF “CREDITED SERVICE”, “FIREFIGHTER”, “SALARY” AND “SPOUSE”; AMENDING SECTION 16-45, BENEFIT AMOUNTS AND ELIGIBILITY; AMENDING SECTION 16-47, DISABILITY; AMENDING SECTION 16-49, OPTIONAL FORMS OF BENEFITS; AMENDING SECTION 16-54, MAXIMUM PENSION; AMENDING SECTION 16-66, PRIOR FIRE SERVICE; AMENDING SECTION 16-67, DEFERRED RETIREMENT OPTION PLAN; ADDING NEW SECTION 16-70, SUPPLEMENTAL BENEFIT COMPONENT FOR SPECIAL BENEFITS; CHAPTER 175 SHARE ACCOUNTS; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE.

Commissioner Kent moved, seconded by Commissioner Boehm, for approval of Ordinance No. 2016-42, on first reading, as read by title only.

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

Item #8D – Fiscal Year 2015-16 Budget Amendment

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2016-43

AN ORDINANCE AMENDING THE ANNUAL BUDGET FOR FISCAL YEAR 2015-2016 BY AMENDING THE GENERAL FUND; THE DOWNTOWN REDEVELOPMENT TRUST FUND; THE ORMOND CROSSINGS TRUST FUND; THE ECONOMIC DEVELOPMENT FUND; THE PENSION CONTRIBUTION PASS THROUGH FUND; THE FINANCING DEBT SERVICE FUND; THE CAPITAL IMPROVEMENTS FUND; THE EQUIPMENT RENEWAL & REPLACEMENT FUND; THE WATER & WASTEWATER FUND; THE VEHICLE REPLACEMENT FUND; THE WATER & WASTEWATER RENEWAL & REPLACEMENT FUND; THE 2008 WATER & WASTEWATER CONSTRUCTION FUND; THE WATERMAIN PHASE IIFUND; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Boehm moved, seconded by Commissioner Kent, for approval of Ordinance No. 2016-43, 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 #8E – Adopting and Enacting a New Code of Ordinances

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2016-44

AN ORDINANCE ADOPTING AND ENACTING A NEW CODE OF ORDINANCES FOR THE CITY OF ORMOND BEACH; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN;

PROVIDING A PENALTY FOR VIOLATIONS THEREOF; PROVIDING THE MANNER FOR AMENDING SAID CODE; PROVIDING AN EFFECTIVE DATE FOR SAID CODE; AND PROVIDING AN EFFECTIVE DATE FOR THIS ORDINANCE.

Commissioner Boehm moved, seconded by Commissioner Partington, for approval of Ordinance No. 2016-44, 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 #9– Reports, Suggestions, Requests

Hurricane Matthew

Ms. Joyce Shanahan, City Manager, stated that extraordinary times called for extraordinary measures. She thanked the Commission for their leadership during Hurricane Matthew. She stated that they set forth great policy and direction for the city staff. She stated that city staff was ready and worked very hard. She noted that they were heroes in her opinion. She stated that for the first time ever after a storm event in the city, 100% of the public work employees returned to work the day after the storm. She noted that usually there were a couple of stragglers who did not come in. She stated that public works was chomping at the bit to get back out of the roadways to clear the streets for FPL workers.

Ms. Shanahan stated that in the midst of the storm staff was stationed in the EOC at the Police Department. She stated that a Police Officer Rob Pearson called in to report that he saw a fire in the trailer park behind the First Green Bank. She explained that Fire Battalion Commander Nate Quartier, who was at the EOC, ran to his car, retrieved his firefighting gear, and drop over to the fire with the Police Chief. She noted that this was extraordinary.

Water Issues

Ms. Shanahan stated that in the middle of the great crisis with the storm, the city had its own crisis with its water system. She explained that the amount of tree damage in the city was turning their system into Swiss cheese. She noted that they were pumping out more water than they could produce. She stated that water production was shut down for a brief period on Friday evening. She noted that the utilities crews depended on citizens to help identify leaks. She explained that during the storm, you could not even see the ground to find the leaks but that public works' crews were out working anyway. She stated that several mains had to be repaired to stop the leaking. She noted that by late Friday night service was restored.

Ms. Shanahan stated that on Friday afternoon the city called the Volusia County EOC for 80,000 gallons of water to be delivered to Ormond Beach. She stated that by 9:00 p.m. Friday night, two tractor trailers of bottled water were in the community. She noted that the system worked and that the EOC went up to the state to get those. She stated that the city's crews used a forklift and worked through the night to unload the water to have it ready for distribution by 10:00 a.m. the next morning. She noted that there were two distribution sites. She stated that she could not explain how proud she was of the men and women that served the community. She noted that some employees had significant damage to their own personal homes but came back to work to help clear the streets in the community. She noted that was evidence of their dedication to the city and demonstrated how much each employee loved their community and put it first. She stated that John D. Rockefeller once said that he did not think there was any other quality so essential to success than preservation as it overcame almost everything. She noted that the community was preserving.

Storm Debris

Ms. Shanahan stated that the city was working hard and noted that she knew that debris removal was on the top of everyone's mind. She jokingly thanked Mr. Volenec for restoring power because now the complaints were all about debris removal. She noted that the city appreciated everyone's frustration. She stated that the city estimated that they would have 600,000 cubic yards of tree debris to remove. She noted that this was an extraordinary amount and more than they had ever seen with any other storm. She stated that there were 21 trucks currently on the road and explained that they were

working east to west, with Granada Boulevard serving as the dividing line. She noted that there were crews on both sides of Granada Boulevard. She explained that the crews worked in a grid pattern and cleared the east-west streets first and then the north-south streets. She noted that much like the FPL crews, even if you did not see them, they were still there. She explained that these crews also had GPS devices on every single truck.

Ms. Shanahan stated that some of the FEMA requirements for the debris removal included using GPS coordinates for every load they collected and putting those coordinates on their load tickets. She explained that all of the trucks utilized had to be certified, weighed, and tagged by FEMA. She noted that this process was new and more difficult. She explained that to upload the debris, trucks had to go through a station where a FEMA observer could see into the truck and observe the amount of debris before it was offloaded. She noted that there were quite a few processes involved. She stated that like FPL, the city learned from every storm event and would also work on communication in the future. She stated that the website would be updated with debris reports.

Debris Removal for Gated Communities and Private Roads

Ms. Shanahan explained that an issue still remaining for the community was that of private roads or gated communities. She noted that there were about a dozen or so such communities in the city that either were gated or had private roads, including Chelsea Place, Breakaway Trails, Bear Creek, and Broadwater. She explained that FEMA was very strict about what they were allowed to pick up and further explained that they did not currently allow for pick up on private roads. She stated that if that debris was collected, it had to be segregated and accounted for separately or it would disallow any reimbursement. She stated that the city received an estimate from their debris hauler for the debris in those communities, which came in at \$636,000. She explained that the city believed that it was essential to the public's welfare, health, and safety to pick up the debris in those communities. She noted that the city did so in 2004 and fought with FEMA successfully for reimbursement. She stated that the city had sent a letter to their federal coordinating officer in Atlanta, petitioning him to waive that requirement. She noted that they recently waived that requirement in Louisiana. She stated that not only did the city believe it was a matter of public health and safety, but they also believed that allowing the city to clear the debris from the roadway was the most cost effective and efficient way to proceed, rather than having private companies come in and try to push that out to the right-of-way.

Ms. Shanahan stated that the residents in those communities paid taxes and were provided trash collection and water services from the city. She explained that it was staff's intention to pick up in those private areas, as they had done in future storms, and fight with FEMA for reimbursement. She noted that if she waited for a response from FEMA, it could be hellacious. She stated that unless she heard some objection from the Commission, her plan was for staff to move forward with picking up that debris and petitioning FEMA for reimbursement. She noted that the city had also contacted its federal representatives, Congressman Ron DeSantis, Senator Bill Nelson, and Senator Marco Rubio. She stated that she was looking for some verbal acceptance or consensus from the Commission.

Commissioner Kent asked the City Attorney if the Thompson Rule should be waived.

Mr. Randy Hayes, City Attorney, stated that given the amount of money involved it would be appropriate to do so in order to have a vote on the record.

Commissioner Kent moved, seconded by Commissioner Boehm, to waive the Thompson Rule.

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

Commissioner Kent moved, seconded by Commissioner Partington, to allow staff to engage in debris collection in the city's gated communities and private road areas, and then negotiate with FEMA to recover costs.

Commissioner Kent stated that if the city had to haggle with FEMA, he would make it a point to go to Washington, D.C., again and meet with their senators and congressman.

Commissioner Boehm stated that a letter from the county health administrator pointed out the threat to life, public health, and safety that came with all of the debris sitting there.

Commissioner Stowers thanked Ms. Shanahan for sending out the debris tracking map. He stated that his focus, like everyone else's, was on the equities of how this was accomplished. He noted that as FPL had a hierarchy of serving the most customers in the most efficient manner, he thought that the overall strategy of east to west made obvious sense based on the storm. He stated that he would only add that if the items were being segregated for the sake of FEMA, that these communities comport with the same strategy.

Ms. Shanahan stated that the city would absolutely collect in those areas in the same order that they would normally be collected in. She explained that the only difference would be that they would segregate the loads and load tickets for those areas for reimbursement reasons. She noted that every truck had a GPS device and the driver was required to hit a button with the coordinates for every load ticket.

Mayor Kelley stated that other communities also experienced similar issues previously and he recalled them having to correspond with FEMA after those storm events. He noted that he spoke to Congressman Ron DeSantis' office on Saturday after the storm and that they were very helpful. He noted that he did not think that there would be any pushback from the city's elected national representatives. He stated that he talked to a Mayor of another area who just received their final reimbursement from the 2004 storms a few weeks prior. He noted that it may move slowly.

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

Movies on the Halifax

Ms. Shanahan stated that Movies on the Halifax was rescheduled for Friday, October 21, 2016, at 7:00 p.m., and would feature the film *Goosebumps*.

Hurricane Matthew

Ms. Shanahan stated that the city was working cooperatively with every other city in Volusia County and speaking about issues, including removal of debris in gated and private road communities. She noted that all of the other cities were also passing resolutions to waive permit fees, as Ormond Beach had that evening. She explained that Mr. Hayes set the example for that and it was picked up by the other communities. She thanked Mr. Hayes for his work on it. She noted that Beach Street was a county roadway and that as such the city could not pick up the debris there. She explained that if we picked it up, FEMA may not reimburse the city. She noted that it was madness and she hoped that it would be worked out in the future. She thanked the Commission for their leadership during this event.

Mayor Kelley noted that Ms. Shanahan had limited cell service during the storm event. He stated that he evacuated to Gainesville on Thursday afternoon, but Ms. Shanahan was able to relay things to him with her limited service about the water main break. He noted that some lines were broken on private property and that those individuals allowed workers to come shut their lines off.

Praise for Assistant City Manager and Public Works Director

Ms. Shanahan stated that every storm had a hero and her hero was Assistant City Manager and Public Works Director Ted MacLeod. She stated that Mr. MacLeod knew more about public utilities than she would ever hope to learn or forget. She stated that Mr. MacLeod was a wonderful leader for Public Works and was the rock and foundation in the EOC. She noted that she could not even express how Mr. MacLeod could talk to someone about water pressure and determine remotely what the issue was. She stated that Mr. MacLeod had given the city great service and continued to do so. She explained that she thought that Mr. MacLeod was the hero of the storm and helped the city tremendously.

Hurricane Matthew – Staff Assistance

Mayor Kelley stated that Utilities Manager Dave Ponitz was out in the storm before the all-clear was given, trying to find several leaks.

Mr. Ted MacLeod, Assistant City Manager and Public Works Director, stated that those were the heroes, not him. He stated that he sat and watched the public works employees do what needed to be done. He stated that he thought being out of water was the worst thing that could happen and anticipated that they could be out of water for a long time. He stated that he instructed them to get a port-a-potty to the EOC and a half an hour later the water came back. He noted that was very fast. He stated that Mr. Ponitz and his crews were the real heroes. He stated that Leisure Services Director Robert Carolin was another one. He noted that he had called Mr. Carolin and told him that two truckloads of water were coming and that he had to get ready to distribute it in the middle of the night.

Mayor Kelley noted that part of the condition for getting that water was having a place to disperse it. He noted that two spots were found.

Mr. MacLeod stated that Economic Development Director Joe Mannarino helped with that. He stated that it was a team effort. He stated that Public Works Operations Manager Kevin Gray was there every hour of the day running the whole show making sure everything worked, the crews were safe, and that the roads were opened. He noted that it was a team effort and no one fought or argued.

Mayor Kelley stated that he thought that was the most that Mr. MacLeod had ever said in closing comments.

Hurricane Matthew

Mr. Hayes echoed Ms. Shanahan and Mr. MacLeod's comments. He stated that the city had great management and employees.

Praise for Assistant City Manager and Public Works Director

Commissioner Kent noted Ms. Shanahan's comments about Mr. MacLeod. He stated that years prior to Ms. Shanahan being hired, he saw that Mr. MacLeod performed well under pressure. He explained that Mr. MacLeod served as Interim City Manager and while he was very quiet, when he spoke to his staff he meant business. He stated that Mr. MacLeod was direct and would get an answer when one of his Commissioners was asking a question. He noted that he had never forgotten that about Mr. MacLeod and stated that Mr. MacLeod was a take-charge man and a real leader.

EOC

Commissioner Kent stated that Thursday before the storm hit, he went to the EOC at the Police Department and observed. He stated that he saw all of the department heads, Ms. Shanahan, and Mr. MacLeod. He explained that he had asked Mr. MacLeod where his wife was and Ms. Shanahan where her significant other was, and noted that they were there at the EOC without them, as were all of the city's department heads.

Praise for City Attorney

Commissioner Kent recognized Mr. Hayes and noted that he had made sure in an emergency situation that the city was prepared and had language so that permits could be obtained by the city's residents. He thanked Mr. Hayes for his preparation. He thanked the fire department and police department for their efforts in the storm. He thanked the city's public work employees and department heads, as well.

Water Issues

Commissioner Kent noted that in order to find where the leaks were in the water mains, water had to be created and pumped through the lines. He stated that he appreciated the crews being able to make that happen. He stated that the city had a citywide boil water notice. He stated that his mother told him that if she had to go without something again – water or electric – she would choose electric because not having water was horrendous. He stated that when Ms. Shanahan told him that she was ordering 80,000 gallons of water he told her that she had to have a beachside location for distribution. He noted that Mr. Carolin was able to obtain a great location on the beachside. He explained that he was actually out and about when the 18-wheeler trucks with water were being delivered and noted that he saw that they were being delivered with police escorts from the City of Ormond Beach. He stated that it made him so proud that the police were there. He joked that he would like to think that the police went all the way to Orlando to pick up the water and escort it into the city with lights and sirens.

Storm Debris

Commissioner Kent stated that his debris was removed, but his parents' debris had not yet been removed. He stated that his father told him that the debris removal trucks came six times between their two streets and had only gotten that far. He noted that the amount of debris had been that great.

Commissioner Kent stated that the Commission had been very prudent and very good with citizens' tax dollars. He noted that companies wanted to be paid for picking up yard waste, and it was a good thing that the city had the funds to pay them. He stated that the city would be reimbursed from FEMA, but noted that if the city did not have that money they would be in trouble. He stated that in the future he would like the city to make sure they had enough generators, and he noted that he had heard that there was a little bit of scramble to make sure that traffic lights were operating. He referenced Mr. MacLeod's comments about the port-a-potty and wondered if the city might look into having some sort of mobile living quarters so that those stationed had a place to take a shower and rest.

Movies on the Halifax

Commissioner Kent noted that Ms. Shanahan mentioned that the movie, which was originally scheduled for the date of the hurricane, had been rescheduled. He stated that it would be a wholesome family event and that there would be sponsors there providing ice cream and popcorn.

Hurricane Preparations

Commissioner Boehm stated that his son interned with the city during the summer. He explained that one of the things his son told him about was attending a meeting in which the city and its department heads discussed the emergency plans for dealing with hurricanes. He noted that even though there had not been a hurricane for 12 years, the city staff still annually met and discussed plans in the event of a hurricane. He noted that that advanced preparation was an indication of how professional the city staff was.

Sandbags

Commissioner Boehm stated that he saw a report that as of Thursday, October 6, 2016, the city had distributed 17,000 sandbags. He noted that they ultimately ran out of sandbags at 20,000. He stated that he saw on television a number of other cities where citizens were handed bags and directed to piles of sand. He noted that this city, and its employees, filled 21,000 sandbags and distributed them. He stated that was further indication of what city staff can and did do in response.

Boil Water Notice

Commissioner Boehm stated that he had never had a boil water notice before. He noted that he appreciated Mr. Ponitz' getting the water back online as soon as possible.

Fire Department Recognition

Commissioner Boehm explained that the Fire Department had not quite gotten all their due yet so he wanted to mention some statistics. He stated that on the week of September 30, 2016, the Fire Department had 177 calls. He stated that on the week of October 14, 2016, after the hurricane, they had 410 calls. He noted that on September 30, 2016, they had 102 emergency medical services (EMS) calls and on October 14, 2016, they had 140 calls. He stated that on September 30, 2016, they had three hazard calls and on October 14, 2016, they had 93. He stated that the Fire Department stepped up. He noted that he obtained those statistics from the weekly review. He stated that the hurricane also had an impact on the Fire Department.

Praise for City Manager / EOC

Commissioner Boehm stated that he did not think Ms. Shanahan slept during this process. He noted that she never wanted credit but that she was at the EOC nonstop. He stated that he had already talked with her about the city needing a new EOC someday, because there was no place for people to sleep. He noted that Commissioner Kent pointed that out, as well. He stated that people were sleeping in chairs and on the floors. He stated that staff needed to be supplied with a facility with accommodations so that they did not have to live so badly next time they were trying to save the city and its citizens.

State of the City

Commissioner Boehm stated that the State of the City address was rescheduled for Tuesday, October 25, 2016. He noted that it would be the last one given by Mayor Kelley. He stated that he felt that it was appropriate that it was called "Investment of a Lifetime." He noted that Mayor Kelley had done a great job in leading the Commission

and would do a great job leading the county. He asked everyone to vote for Ed Kelley for County Chair.

Hurricane Matthew

Commissioner Partington echoed Commissioner Kent and Commissioner Boehm's comments about city staff during the hurricane event. He stated that Ms. Shanahan had one of the best staffs and stated that she was probably the best City Manager in the southeastern United States, if not the entire United States. He stated that it was amazing to watch the city staff at work during this event and he was blown away. He noted that none of the staff appeared to be excited or fearful. He stated that he believed that the EOC was closed by Friday evening and had been replaced by daily departmental meetings. He noted that Information Technology Director Ned Huhta sent out a grid of the city's weather facilities so that they could access it and get an idea of what was happening citywide. He noted that Mr. Mannarino worked with the owner of the old Food Lion property to make sure that there was a water distribution point on beachside. He stated that he could not say enough about the drawing down of the Central Park lakes, noting that he did not have one report of any flooding in that entire drainage basin area. He stated that it was amazing and was a testament to the engineering work of the city's staff and the foresight of the Commission to approve that project.

Storm Debris

Commissioner Partington stated that as of yesterday he believed Ms. Shanahan said that 52,168 cubic yards of storm debris had been removed. He noted that he was trying to wrap his mind around a cubic yard, which was about the size of the box that an outside air conditioning unit came in. He stated that an average dump truck held ten cubic yards. He explained that using that math, just in the last week there had been 5,217 dump trucks full of debris had been removed. He noted that there were probably another 12 days to go on that. He stated that it was a historic amount of debris. He noted that they would spend somewhere between \$6 million and \$8 million to remove it all.

Employee Appreciation

Commissioner Partington stated that he was thankful that the city had reserve funds and was smart enough to plan for events like this. He noted that Finance Director Kelly McGuire did a great job. He stated that he could not say enough about the city's staff. He noted that he was looking forward to greeting the city staff tomorrow with Mayor Kelley at Employee Appreciation Day. He stated that staff had been trying to get back to normal as quick as possible. He noted that because of the professionalism of the city's employees, normal daily functions of the city had largely resumed while they worked to bring the city back to normal.

Dog Park

Commissioner Partington referenced the YMCA dog park. He noted that he knew that would be coming forward and that Mayor Kelley's time with the Commission was short. He urged Ms. Shanahan and Mr. Hayes to have that item on the agenda for the next meeting so that Mayor Kelley could have that as one of his last votes on the Commission. He noted that Mayor Kelley had been a champion for that park all along and had first spoken about it many years ago. He asked that it be looked at, if possible, noting that there could be variables out of the city's control. He stated that he would like to see this project approved at Mayor Kelley's last meeting.

Mayor Kelley stated that he would like to see that as well and would be thankful if that could happen. He suggested that it could be worded as being subject to other conditions. He stated that the dog park would be a great asset for the community.

Hurricane Matthew

Commissioner Stowers noted that it was always a challenge commenting last. He stated that he echoed all of the comments that had been made. He stated that he consider the staff to be "gamers," noting that when the game was on the line they stepped up. He noted that fortunately the storm was less devastating than originally anticipated, but he had taken his wife and two young daughters to Orlando and spent the entire night on the phone with Ms. Shanahan and watching coverage of the storm on television, including Fox News personality Shepard Smith's ridiculous hyperbole that "your whole family would die" if you did not get out. He noted that he knew people who stayed who questioned why they did. He stated that there was anticipation that it could be as bad as any storm ever in the state. He explained that he remembered watching one federal map which showed his neighborhood receiving a nine-foot storm surge from the river. He stated that he spoke with Ms. Shanahan, and she relayed that she was hearing about

Beach Street potentially being six feet underwater. He stated that in the face of all that to have everyone act as they did and get the job done was a testament to the city's staff.

Praise for City Manager

Commissioner Stowers stated that he wanted to make a special comment about Ms. Shanahan. He noted that he did not know if she slept for two or three days. He stated that Ms. Shanahan put her home and her life aside for the city during the hurricane. He stated that Ms. Shanahan's passion for her job came through that evening as she teared up during her comments about her staff. He noted that the fact that Ormond Beach had Ms. Shanahan was amazing, and he hoped that she stayed as long as she wanted.

Hurricane Matthew

Commissioner Stowers thanked the city's residents. He explained that he came back on Saturday morning and there was a buzz of activity everywhere he went with neighbors helping each other. He stated that neighbors came over with chainsaws to help in his yard. He stated that it was amazing to see neighbors helping neighbors and everyone bouncing back so quickly. He noted that many residents told him afterwards that they should not have stayed and that they would not do so again. He explained that he would caution against this being the determining factor for future actions. He noted that he believed that the city got lucky and that despite the debris and devastating damage, it could have been far worse. He stated that in future storm events when you received word to evacuate, please do so. He noted that he left at 6:30 a.m. on Thursday because he thought it would be gridlocked traffic. He stated that he did not know that there were any real traffic burdens.

Mayor Kelley stated that it took him over two hours to go from The Trails subdivision to Barberville on State Road 40.

Commissioner Stowers stated that it was a good thing that people were evacuating. He stated that getting ahead of the storm and getting out of town was worth taking the risk.

Praise for City Manager

Mayor Kelley stated that he did not think Ms. Shanahan slept and joked that he was thoroughly convinced some of her clones were at the EOC. He stated that the city had a great team that was unstoppable and worked together. He praised Ms. Shanahan.

Mr. MacLeod stated that Ms. Shanahan was everywhere and anticipated what needed to be done. He stated that Ms. Shanahan was tremendous and that the city was really lucky to have her.

Hurricane Matthew

Mayor Kelley stated that he was originally going to stay through the storm. He stated that his son called him a dozen times telling him that the television was flashing "killer storm." He noted that he spoke to Ms. Shanahan, who told him that it was going to be historic and catastrophic. He stated that a friend of his on Beach Street zip-tied their door on, but it barely kept the door from flying off the handles during the height of the storm. He noted that it could have been much worse but that was as bad as he wanted to see it. He stated that he left because his children asked him to, and he thought leaving was the right decision.

FEMA Assistance for Individuals

Ms. Shanahan stated that the city was finally declared eligible for individual assistance from FEMA. She explained that they were also trying to secure a location in the city to get a FEMA center within Ormond Beach. She noted that they needed about 5,000 square feet and had enlisted Mr. Mannarino's help to try and find a place to locate them.

Florida Georgia Line

Mayor Kelley stated that Florida Georgia Line was looking into possibly doing a benefit concert. He noted that Haiti had been discussed as a recipient and that he was pushing for Florida, Georgia, and perhaps the Carolinas to also be included.

Hurricane Matthew

Mayor Kelley noted that none of his neighbors had electricity but wanted coffee. He stated that he had a French press and one of his neighbors had the coffee grounds so they made coffee. He stated that he sat and had a meal that night with neighbors that they had intended to have over for years.

Ormond Beach

Mayor Kelley stated that he was proud of the city's employees and proud to call Ormond Beach home.

Item #10 – Adjournment

The meeting was adjourned at 8:30 p.m.

APPROVED: November 1, 2016

BY:

Ed Kelley, Mayor

ATTEST:

J. Scott McKee, City Clerk