



**ACTION REPORT  
CITY OF ORMOND BEACH, FLORIDA  
CITY COMMISSION MEETING  
Tuesday, February 7, 2012  
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**

**CITY COMMISSION CHAMBERS  
22 South Beach Street, Ormond Beach, Florida 32174  
Phone: (386) 677-0311      Fax: (386) 676-3330**

**1. CALL TO ORDER**

**INVOCATION**

**3. PLEDGE OF ALLEGIANCE**

**4. PRESENTATIONS**

- A.** Community Engagement Plan Update for Ormond Beach's Andy Romano Beachfront Park

**5. AUDIENCE REMARKS -** Regarding items not on the agenda.

**6. APPROVAL OF MINUTES**

- A.** Minutes from the City Commission meeting - February 7, 2012 **APPROVED**

**7. COMMUNITY REDEVELOPMENT AGENCY**

- A. Resolution No. 2012-07** - 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 HIGHLAND CORP.; AND SETTING FORTH AN EFFECTIVE DATE. (*Planning Director*) **APPROVED**
- B. RESOLUTION NO. 2012-08** - 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 HIGHLAND CORP.; AND

SETTING FORTH AN EFFECTIVE DATE. (*Planning Director*) **APPROVED**

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.
- A. **resolution No. 2012-07** - 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 HIGHLAND CORP.; AND SETTING FORTH AN EFFECTIVE DATE. (*Planning Director*) **APPROVED**
- B. **RESOLUTION NO. 2012-08** - 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 HIGHLAND CORP.; AND SETTING FORTH AN EFFECTIVE DATE. (*Planning Director*) **APPROVED**
- C. **RESOLUTION NO. 2012-09** - A RESOLUTION ACCPETING PROPOSALS AND AUTHORIZING THE EXECUTION OF MISCELLANEOUS CRAFTS & TRADES CONTRACTS WITH TEN (10) FIRMS FOR CARPENTRY, TUCCO/PASTERING/DRYWALL, PLUMBING, HVAC, FLOORING, ROOFING, ELECTRICAL, PAINTING /WATERPROOFING, FENCING, AND DOCKS/DECKING SERVICES ON AN AS-NEEDED BASIS, UNDER RFP 2012-06; REJECTING ALL OTHER PROPOSALS; AND SETTING FORTH AN EFFECTIVE DATE. (*Leisure Services Director*) **APPROVED**
- D. **RESOLUTION NO. 2012-10** - A RESOLUTION ACCEPTING THE PROPOSAL OF METRIC ENGINEERING, INC., REGARDING DESIGN SERVICES FOR AUDIBLE PEDESTRIAN SIGNALS ALONG NOVA ROAD; AUTHORIZING THE EXECUTION OF AN AGREEMENT AND PAYMENT THEREFORE; REJECTING ALL OTHER PROPOSALS; AND SETTING FORTH AN EFFECTIVE DATE. (*City Engineer*) **APPROVED**
- E. **RESOLUTION NO. 2012-11** - 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 VERNA J. BURKE, LOCATED AT 265 WILLOW PLACE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4241-09-00-0310) FOR COSTS INCURRED BY THE CITY TO TERMINATE OR ABATE A SITE MAINTENANCE VIOLATION; AND SETTING FORTH AN EFFECTIVE DATE. (*Neighborhood Improvement Manager*) **APPROVED**
- F. **RESOLUTION NO. 2012-12** - 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 PAUL C. HASSLER, LOCATED AT

345 PUTNAM AVENUE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4240-03-08-0110) FOR COSTS INCURRED BY THE CITY TO TERMINATE OR ABATE A SITE MAINTENANCE VIOLATION; AND SETTING FORTH AN EFFECTIVE DATE. (*Neighborhood Improvement Manager*) **APPROVED**

**G. RESOLUTION NO. 2012-13** - 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 PATRICIA A. HYATT, LOCATED AT 7 CHARLESTON SQUARE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4242-94-00-0460) FOR COSTS INCURRED BY THE CITY TO TERMINATE OR ABATE A SITE MAINTENANCE VIOLATION; AND SETTING FORTH AN EFFECTIVE DATE. (*Neighborhood Improvement Manager*) **APPROVED**

**H. RESOLUTION NO. 2012-14** - 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 FRED UPTHAGROVE A/K/A FREDERICK JAMES UPTHAGROVE AND MISTY UPTHAGROVE LOCATED AT 345 SOUTH CENTER STREET, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4242-01-06-0320) FOR COSTS INCURRED BY THE CITY TO TERMINATE OR ABATE A SITE MAINTENANCE VIOLATION; AND SETTING FORTH AN EFFECTIVE DATE. (*Neighborhood Improvement Manager*) **APPROVED**

**I. Bid Specifications for Dewatering Pump Station Piping Modifications Bid Disposition, Bid Number 2012-11** (*Utilities Manager*)

DISPOSITION: Approve as recommended in City Manager memorandum dated February 7, 2012. **APPROVED**

**J. Harvard Drive at A1A Stormdrain Repair, Construction Service Purchase Order** (*City Engineer*)

DISPOSITION: Approve as recommended in City Manager memorandum dated February 7, 2012. **APPROVED**

**K. Bid Specifications for Transfer Station Life Station Upgrades Project, Big Number 2012-02** (*City Engineer*)

DISPOSITION: Approve as recommended in City Manager memorandum dated February 7, 2012. **APPROVED**

**L. Bid Specifications for Ground Maintenance Services - Facilities, Parks & Rights of Ways, Bid No. 2012-10** (*City Engineer*)

DISPOSITION: Approve as recommended in City Manager memorandum dated February 7, 2012. **APPROVED**

**M. Monthly Financial Status Report - September 2011** (*Finance Director*)

DISPOSITION: Approve as recommended in City Manager memorandum dated February 7, 2012. **APPROVED**

**N. Nova Community Park Master Plan Update** (*City Engineer*)

DISPOSITION: Approve as recommended in City Manager memorandum dated February 7, 2012. **APPROVED**

**O. Request for Proposals, Airport Southwest Quadrant, Selection Committee Recommendation** (*Economic Development Director*)

DISPOSITION: Accept the Selection Committee's recommendation to reject all bids for RFP 2011-19 - Airport Southwest Quadrant as outlined in the City Manager memorandum dated February 7, 2012. **ITEM CONTINUED BY COMMISSION TO 2/21/2012 MEETING.**

**9. PUBLIC HEARINGS**

**A. SECOND READING OF ORDINANCE NO. 2012-02** - AN ORDINANCE AMENDING THE TRANSPORTATION ELEMENT OF THE CITY OF ORMOND BEACH COMPREHENSIVE PLAN; BY AMENDING POLICY 2.1.5 PERTAINING TO CONSTRAINED ROADS; PROVIDING WHEN SUCH AMENDMENTS SHALL TAKE EFFECT; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. (*Planning Director*) **APPROVED ON SECOND READING**

**B. SECOND READING OF ORDINANCE NO. 2012-03** - AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE II, DISTRICT REGULATIONS, SECTION 2-07.F, ZONING DISTRICT DESIGNATIONS BY AMENDING THE TITLES OF THE R-2.5 AND T-1 ZONING DISTRICTS; SECTION 2-12, R-1, RURAL ESTATE ZONING DISTRICT, BY AMENDING THE ZONING DISTRICT TITLE FROM "RURAL ESTATE" TO "RESIDENTIAL ESTATE"; SECTION 2-17, R-4, SINGLEFAMILY MEDIUM RESIDENTIAL ZONING DENSITY BY AMENDING THE ZONING DISTRICT TITLE FROM "SINGLE-FAMILY MEDIUM RESIDENTIAL" TO "SINGLEFAMILY CLUSTER & TOWNHOUSE"; AMEND SUBSECTION C, PERMITTED USES OF SECTION 2-25, B-4, CENTRAL BUSINESS ZONING DISTRICT; SECTION 2-26, B- 5, SERVICE COMMERCIAL ZONING DISTRICT; SECTION 2- 28, B-7, HIGHWAY TOURIST COMMERCIAL ZONING DISTRICT; SECTION 2 -29, B-8, COMMERCIAL ZONING DISTRICT; SECTION 2-30, B-9, BOULEVARD ZONING DISTRICT; AND SECTION 2-31, B-10, SUBURBAN BOULEVARD ZONING DISTRICT, BY CHANGING THE USE OF "BUSINESS / PROFESSIONAL SERVICES" TO "BUSINESS / PROFESSIONAL OFFICE"; AND SECTION 2-26, B-6, OCEANFRONT TOURIST COMMERCIAL ZONING DISTRICT BY ADDING A CATEGORY UNDER TYPE SUBSECTION TO BE NAMED PARK & RECREATIONAL FACILITIES; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN

EFFECTIVE DATE. (*Planning Director*) **APPROVED ON SECOND READING**

- C. FIRST READING OF ORDINANCE NO. 2012-08** - AN ORDINANCE AMENDING SUBSECTION A, ZONING MAP, OF CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE I, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, SECTION 2-03, OFFICIAL ZONING MAP AND ZONING DISTRICTS, OF THE CITY OF ORMOND BEACH *LAND DEVELOPMENT CODE*, BY REZONING A 4.07+ ACRE PARCEL OF REAL PROPERTY LOCATED AT 839 SOUTH ATLANTIC AVENUE FROM B-6 (OCEANFRONT TOURIST COMMERCIAL) TO PBD (PLANNED BUSINESS DEVELOPMENT); AUTHORIZING REVISION OF THE OFFICIAL ZONING MAP; APPROVING A DEVELOPMENT ORDER FOR A PLANNED BUSINESS DEVELOPMENT TO BE KNOWN AS "ORMOND BEACH'S ANDY ROMANO BEACHFRONT PARK"; ESTABLISHING CONDITIONS THEREFORE; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. (*Planning Director*) **APPROVED ON FIRST READING**

#### **10. SECOND READING OF ORDINANCES**

- A. SECOND READING OF ORDINANCE NO. 2012-04** - AN ORDINANCE AMENDING CHAPTER I, GENERAL ADMINISTRATION, ARTICLE III, DEFINITIONS, SECTION 1-22, DEFINITION OF TERMS AND WORDS OF THE CITY OF ORMOND BEACH *LAND DEVELOPMENT CODE*; AMENDING CERTAIN DEFINITIONS; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. (*Planning Director*) **APPROVED ON SECOND READING**
- B. SECOND READING OF ORDINANCE NO. 2012-06** - AN ORDINANCE AMENDING THE *LAND DEVELOPMENT CODE* BY AMENDING SECTION 1-22, DEFINITION OF TERMS AND WORDS; OF ARTICLE III, DEFINITIONS AND ACRONYMS; OF CHAPTER 1, GENERAL ADMINISTRATION; BY AMENDING PARAGRAPH A7, AUTOMATIC AMUSEMENT CENTERS/GAME ROOMS; OF SECTION 2-57, CRITERIA FOR REVIEW OF SPECIFIC CONDITIONAL AND SPECIAL EXCEPTION; OF ARTICLE IV, CONDITIONAL AND SPECIAL EXCEPTION REGULATIONS; OF CHAPTER 2, DISTRICT AND GENERAL REGULATIONS; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. (*Planning Director*) **APPROVED ON SECOND READING**
- C. SECOND READING OF ORDINANCE NO. 2012-07** - AN ORDINANCE AMENDING SECTION 12-144, REGULATIONS PERTAINING TO AUTOMATIC AMUSEMENT DEVICES AND CENTERS; OF ARTICLE V, AUTOMATIC AMUSEMENT DEVICES; OF CHAPTER 12, BUSINESS REGULATIONS OF THE *CODE OF ORDINANCES*, REPEALING ALL

INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. (*Planning Director*) **APPROVED ON SECOND READING**

**11. FIRST READING OF ORDINANCES**

**A. FIRST READING OF ORDINANCE NO. 2012-09** - AN ORDINANCE AMENDING CHAPTER 22, WATERS AND SEWERS, ARTICLE VII, WATER CONSERVATION REGULATIONS, OF THE CODE OF ORDINANCES, BY AMENDING SECTION 22-182, LANDSCAPE IRRIGATION SCHEDULES; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. (*Public Works Director*) **APPROVED ON FIRST READING**

**12. REPORTS, SUGGESTIONS, REQUESTS** (City Manager, Assistant City Manager, City Attorney, City Commissioners, Mayor)

**13. 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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