

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

November 20, 2012

6:00 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 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. OATH OF OFFICE TO MAYOR EDWARD I. KELLEY**
- 5. OATH OF OFFICE TO THE CITY COMMISSIONERS**
- 6. NOMINATIONS FOR DEPUTY MAYOR**
 - A. **RESOLUTION NO. 2012-172** : A RESOLUTION ELECTING THE DEPUTY MAYOR OF THE CITY OF ORMOND BEACH, FLORIDA; ESTABLISHING TERM AND CONDITIONS OF SERVICE; SETTING FORTH AN EFFECTIVE DATE.
Staff Contact: Scott McKee, City Clerk (386-676-3340)
 - B. Oath of Office Administered to the Deputy Mayor
- 7. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 8. APPROVAL OF MINUTES**
 - A. Minutes from City Commission meeting – November 7, 2012
- 9. CONSENT AGENDA**
 - A. **RESOLUTION NO. 2012-169** : A RESOLUTION ADOPTING THE RULES OF PARLIAMENTARY PROCEDURE; AND SETTING FORTH AN EFFECTIVE DATE.
Staff Contact: Scott McKee, City Clerk (386-676-3340)
 - B. **RESOLUTION NO. 2012-168** : A RESOLUTION ESTABLISHING DATES AND TIMES FOR REGULAR MEETINGS OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA, DURING THE MONTH OF DECEMBER 2012; AND DURING CALENDAR YEARS 2013 AND 2014; PROVIDING EXCEPTIONS THERETO; AND SETTING FORTH AN EFFECTIVE DATE.
Staff Contact: Scott McKee, City Clerk (386-676-3340)
- 10. RESOLUTIONS**
 - A. **RESOLUTION NO. 2012-170** : A RESOLUTION AFFIRMING THE CERTIFICATION OF THE VOLUSIA COUNTY CANVASSING BOARD REGARDING THE RESULTS OF THE REGULAR MUNICIPAL ELECTION CONDUCTED IN THE CITY OF ORMOND BEACH, FLORIDA, ON TUESDAY, NOVEMBER 6, 2012; DECLARING THE RESULTS OF SAID ELECTION; AND SETTING FORTH AN EFFECTIVE DATE.
Staff Contact: Scott McKee, City Clerk (386-676-3340)

- B. **RESOLUTION NO. 2012-173** : A RESOLUTION AFFIRMING THE CERTIFICATION OF THE VOLUSIA COUNTY CANVASSING BOARD REGARDING THE RESULTS OF THE MUNICIPAL REFERENDUM ELECTION CONDUCTED IN THE CITY OF ORMOND BEACH, FLORIDA, ON TUESDAY, NOVEMBER 6, 2012; DECLARING THE RESULTS OF SAID ELECTION; AND SETTING FORTH AN EFFECTIVE DATE.

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

- C. **RESOLUTION NO. 2012-171** : A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, APPOINTING A CHAIR AND VICE CHAIR TO THE ORMOND BEACH COMMUNITY REDEVELOPMENT AGENCY; ESTABLISHING TERM AND CONDITIONS OF SERVICE; AND SETTING FORTH AN EFFECTIVE DATE.

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

11. REPORTS, SUGGESTIONS, REQUESTS

12. ADJOURNMENT

Item #1 – Meeting Call to Order

City Manager Joyce Shanahan called the meeting to order at 6:04 p.m.

Item #2 – Invocation

Chaplain Farzad Nourian, Florida Hospital, gave the invocation.

Item #3 – Pledge of Allegiance

City Manager Joyce Shanahan led the Pledge of Allegiance.

Item #4 - Oath of Office to Mayor Edward Kelley

City Clerk Scott McKee administered the oath of office to Mayor Ed Kelley.

Item #5 – Oath of Office to the City Commissioners

Mayor Kelley called the members of the Commission to take the oath of office. City Clerk Scott McKee administered the oath of office for the Commission to James Stowers, Troy Kent, Rick Boehm, and Bill Partington.

Mayor Kelley invited the wives of the Commission forward to be recognized and presented them with a bouquet of roses in appreciation of their patience and support of each of them as they served the City of Ormond Beach.

Item #6A – Election of Deputy Mayor

City Clerk Scott McKee read by title only:

RESOLUTION NO. 2012-172

A RESOLUTION ELECTING THE DEPUTY MAYOR OF THE CITY OF ORMOND BEACH, FLORIDA; ESTABLISHING TERM AND CONDITIONS OF SERVICE; SETTING FORTH AN EFFECTIVE DATE.

Commissioner Boehm moved, seconded by Commissioner Kent, to nominated Bill Partington as Deputy Mayor.

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

Item #6B – Oath of Office to Deputy Mayor

City Clerk Scott McKee administered the oath of office for Deputy Mayor to Commissioner Partington.

Item #7 – Audience Remarks

Mayor Kelley stated that there were no audience remarks cards.

Item #8 – Approval of the Minutes

Mayor Kelley advised that the minutes of the November 7, 2012, regular meeting had been sent to the Commission for review, and were 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 #9 – 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.

Mayor Kelley requested that Item #9A be pulled.

Commissioner Boehm moved, seconded by Commissioner Kent, for approval of the Consent Agenda minus Item #9A.

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

Item #9A – Adopting Rules of Parliamentary Procedure

City Clerk Scott McKee read by title only:

RESOLUTION NO. 2012-169
 A RESOLUTION ADOPTING THE RULES OF PARLIAMENTARY
 PROCEDURE; AND SETTING FORTH AN EFFECTIVE DATE.

Mayor Kelley stated that City Attorney Randy Hayes suggested the Commission might want to amend Rule 3.2 so it was consistent with the recently adopted Charter amendment.

Mr. Hayes stated he recommended adding an amendment to the current sentence as follows:

3.2 Regular Meeting: Regular meetings of the City Commission shall be held at least twice in every month, at such times and places as the City Commission may prescribe by resolution; except that the City Commission may cancel by affirmative vote of a super majority of the quorum present no more than one regular meeting a month provided that no more than four such meetings may be canceled in any 12 month period commencing with the third Tuesday in November of any given year. Any meetings that are canceled may at the discretion of the City Commission be rescheduled in the same manner as any other meeting.

Commissioner Partington moved, seconded by Commissioner Boehm, for approval of an amendment to Rule 3.2, as stated above.

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

Commissioner Boehm moved, seconded by Commissioner Partington, for approval of Resolution No. 2012-169 read by title only, as amended.

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

Item #10A – Certification of Results of Regular Municipal Election

City Clerk Scott McKee read by title only:

RESOLUTION NO. 2012-170
A RESOLUTION AFFIRMING THE CERTIFICATION OF THE VOLUSIA COUNTY CANVASSING BOARD REGARDING THE RESULTS OF THE REGULAR MUNICIPAL ELECTION CONDUCTED IN THE CITY OF ORMOND BEACH, FLORIDA, ON TUESDAY, NOVEMBER 6, 2012; DECLARING THE RESULTS OF SAID ELECTION; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Stowers moved, seconded by Commissioner Boehm, for approval of Resolution No. 2012-170, as read by title only.

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

Item #10B – Certification of Results of Municipal Referendum Election

City Clerk Scott McKee read by title only:

RESOLUTION NO. 2012-173
A RESOLUTION AFFIRMING THE CERTIFICATION OF THE VOLUSIA COUNTY CANVASSING BOARD REGARDING THE RESULTS OF THE MUNICIPAL REFERENDUM ELECTION CONDUCTED IN THE CITY OF ORMOND BEACH, FLORIDA, ON TUESDAY, NOVEMBER 6, 2012; DECLARING THE RESULTS OF SAID ELECTION; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Partington moved, seconded by Commissioner Boehm, for approval of Resolution No. 2012-173, as read by title only.

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

Item #10C – Appointing Chair and Vice Chair to CRA

City Clerk Scott McKee read by title only:

RESOLUTION NO. 2012-171
A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, APPOINTING A CHAIR AND VICE CHAIR TO THE ORMOND BEACH COMMUNITY REDEVELOPMENT AGENCY; ESTABLISHING TERM AND CONDITIONS OF SERVICE; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Boehm moved, seconded by Commissioner Stowers, to nominate Mayor Ed Kelley as Chair and Commissioner Bill Partington as Vice Chair of the Community Redevelopment Agency.

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

Item #11 – Reports, Suggestions, and Requests

City Manager Joyce Shanahan congratulated the Commission on their election stating it had been a pleasure working with them and she looked forward to two more years.

Advisory Board Nominations

Ms. Shanahan stated that they had been provided with a packet of information for the upcoming Advisory Board Workshop on Tuesday, December 4, 2012, at 5:30 p.m. She stated that they would discuss the issues at that meeting and a formalized packet would be presented to them at a January 2013 meeting.

Andy Romano Beachfront Park

Ms. Shanahan stated that the cupolas were up and the construction was progressing very well. She wished everyone a happy Thanksgiving.

Mr. Ted MacLeod, Assistant City Manager and Public Works Director, congratulated the Commission and wished them a happy Thanksgiving.

Commissioner Partington wished everyone a happy Thanksgiving and upcoming holidays. He congratulated the Commission stating he was excited to be working with them for another two years. He stated this Commission was the best group of gentlemen he had ever worked with. He stated they worked hard listening to constituents, heard what they were saying, and tried to meet their concerns to the best of their ability. He stated he was proud to serve with them. He thanked his supporters, family, and friends as he worked hard every day to meet their expectations, providing true customer service in a well-run fiscal government. He stated that a lot of the credit went to Ms. Shanahan's management style and staff, as he appreciated all their hard work. He stated he looked forward to another two years.

Commissioner Stowers thanked all the volunteers and residents in Zone 1 who helped him through his campaign, as it was very challenging with an infant daughter and many other obligations. He stated he walked the neighborhood and listened to the residents' issues. He stated he would continue to be accountable and an ear for someone to speak to so they felt like they had a say in Ormond Beach. He stated he appreciated his fellow Commissioners, Mayor Kelley, Ms. Shanahan, and city staff. He stated he was happy to be in Ormond Beach and appreciated what we have here.

Commissioner Kent stated he was humbled to be up for a fifth term. He stated he would never forget who his bosses were and he thanked them for their trust. He thanked his family for their support and the entire city staff, who were the most diligent, tenacious, hard-working people he had ever met. He stated the city was fortunate to have such great staff. He stated he was proud to consider them as co-workers.

Commissioner Kent stated that his number one job was to be a good dad, as well as an elected representative for the City of Ormond Beach and a school teacher. He apologized to his son as he made decisions with him in mind such as the height limit, beachfront park, and fluoride.

Commissioner Boehm stated that it was different going into a second term, as they were not rookies as they were the last time, but were mid-stream for a lot of important projects in Ormond Beach. He stated he had learned a great deal and enjoyed the experience of his first two years because he was serving with other individuals who cared very deeply about Ormond Beach and shared a common vision of wanting Ormond Beach to be the best place it can be for citizens to live and work and play in. He stated that occasionally they disagreed on issues but they treated each other with civility, respected one another's opinions, and honored the terms of office they were appointed to. He stated their meetings were a lot shorter than previous Commissions because everyone did their homework before the meetings. He stated they ran a very efficient City Commission meeting which he felt the citizens appreciated. He stated he felt that confidence was shown to them by the fact that they were re-elected.

Commissioner Boehm echoed that the city had a terrific staff to work with. He stated he met with Ms. Shanahan on Mondays before City Commission meetings and any questions he had asked would be addressed by staff before the meeting on Tuesday night. He stated the working relationship between them and staff and their constituents was excellent and he looked forward to continuing that relationship over the next two years.

Mayor Kelley thanked each of the Commissioners' wives for sharing them with the City of Ormond Beach. He stated he enjoyed the working relationship they had built with each other. He expressed his appreciation to the Commissioners, Ms. Shanahan, and staff, as it made their job easy and fun to do. He thanked everyone for their support.

Item #12 – Adjournment

The meeting was adjourned at 6:31 p.m.

APPROVED: November 20, 2012

BY:

Ed Kelley, Mayor

ATTEST:

J. Scott McKee, City Clerk