



**ACTION REPORT  
CITY OF ORMOND BEACH, FLORIDA  
CITY COMMISSION MEETING  
May 7, 2013  
7:00 PM**

**Mayor Ed Kelley**

**Zone 1 – Commissioner James Stowers**

**Zone 3 – Commissioner Rick Boehm**

**Zone 2 – Commissioner Troy Kent**

**Zone 4 – Commissioner Bill Partington**

**COMMISSION CHAMBERS**

**22 South Beach Street, Ormond Beach, FL 32174**

**Phone: 386-677-0311**

**Web: [www.ormondbeach.org](http://www.ormondbeach.org)**

- 1. CALL TO ORDER**
- 2. INVOCATION**
- 3. PLEDGE OF ALLEGIANCE**
- 4. PRESENTATIONS AND PROCLAMATIONS**
  - A. Pop Warner Academic All Americans
  - B. Mayor's Health & Fitness Challenge - 1st Place Winners
  - C. Service Recognition - Darrell Brock
  - D. Employee of the Quarter - Sylvia Frost
  - E. Emergency Medical Services Week
- 5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 6. APPROVAL OF MINUTES**
  - A. Minutes from City Commission meeting – April 16, 2013 **APPROVED**
- 7. CONSENT AGENDA**

The action proposed is stated for each item on the Consent Agenda. Unless a City Commissioner removes an item from the Consent Agenda, no discussion on individual items will occur and a single motion will approve all items.

- A. **RESOLUTION NO. 2013-79** : A RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND JOSEPH S. PALMER AND SANDRA I. PALMER REGARDING THE UNDERGROUNDING OF UTILITIES AT 39 NORTH RIDGEWOOD AVENUE; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

- B. **RESOLUTION NO. 2013-80** : A RESOLUTION AUTHORIZING THE EXECUTION OF A QUITCLAIM DEED IN FAVOR OF JACK YAGER AND KATHY YAGER, RELEASING A PORTION OF A TWELVEFOOT UTILITY EASEMENT LOCATED ON THE SOUTHEAST SIDE OF LOT 96, TYMBER CREEK, PHASE I, (96 HOLLOW BRANCH CROSSING); AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

- C. **RESOLUTION NO. 2013-81** : A RESOLUTION AUTHORIZING THE APPROVAL AND EXECUTION OF A PURCHASE AUTHORIZATION (REQUISITION #00000010243 FOR THE PURCHASE OF ONE FORD F-450 (WITH CRANE), UNDER FLORIDA SHERIFFS ASSOCIATION BID NO. 12-10-0905; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** Facundo Tassara, Fleet Operations Manager (386-676-3506) **APPROVED**

- D. **RESOLUTION NO. 2013-82** : A RESOLUTION AUTHORIZING THE EXECUTION OF A RELEASE TWO (2) SPECIAL MASTER ADMINISTRATIVE FINE/LIENS FOR CODE VIOLATIONS ON PROPERTY LOCATED AT 87 KENILWORTH AVENUE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** Joanne Naumann, Neighborhood Improvement Manager (386-615-7069) **APPROVED**

- E. **RESOLUTION NO. 2013-83** : A RESOLUTION AUTHORIZING THE EXECUTION OF A RELEASE OF SPECIAL MAGISTRATE ADMINISTRATIVE FINE/LIEN FOR CODE VIOLATIONS ON PROPERTY LOCATED AT 445 SOUTH YONGE STREET, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** Joanne Naumann, Neighborhood Improvement Manager (386-615-7069) **APPROVED**

- F. **RESOLUTION NO. 2013-84** : A RESOLUTION ACCEPTING A BID FROM UTILITY TECHNICIANS, INC., FOR CONSTRUCTION SERVICES REGARDING THE REHABILITATION OF LIFT STATIONS 4M1, 9M, TOWNE SQUARE AND WALMART, UNDER BID NO. 2013-09; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** *Dave Ponitz, Utilities Manager (386-676-3305)*

**APPROVED**

- G. **RESOLUTION NO. 2013-86** : A RESOLUTION AUTHORIZING THE EXECUTION OF A FIVE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR THE DISTRIBUTION OF PROCEEDS OF THE LOCAL OPTION FUEL TAX; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** *Joyce Shanahan, City Manager (386-676-3200)*

**APPROVED**

- H. **RESOLUTION NO. 2013-87** : A RESOLUTION AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE CITY AND THE CASEMENTS GUILD FOR THE CITY OF ORMOND BEACH, INC.; AND SETTING FORTH AN EFFECTIVE DATE.

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

- I. **Bid documents for John Anderson Drive Roadway Improvements**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated May 7, 2013. **APPROVED**

## 8. PUBLIC HEARINGS

- A. **ORDINANCE NO. 2013-33** : AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN BY AMENDING THE FUTURE LAND USE MAP TO CHANGE THE DESIGNATION OF ONE (1) PARCEL OF REAL PROPERTY TOTALING +0.44-ACRES LOCATED AT 305 NORTH TYMBER CREEK ROAD (PARCEL ID NO. 4124-04- 00-0470), FROM VOLUSIA COUNTY "URBAN LOW INTENSITY" TO ORMOND BEACH "LOW DENSITY RESIDENTIAL"; AUTHORIZING TRANSMITTAL; PROVIDING FOR CONFLICT; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

**APPROVED ON SECOND READING**

- B. **ORDINANCE NO. 2013-34** : AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE 1, 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 ONE (1) PARCEL OF REAL PROPERTY TOTALING 0.44 ACRES LOCATED AT 305 NORTH TYMBER CREEK ROAD, FROM VOLUSIA COUNTY MH-1 (RURAL MOBILE HOME) TO ORMOND BEACH R-2 (SINGLE-FAMILY LOW DENSITY), 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)

**APPROVED ON FIRST READING**

## 9. REPORTS, SUGGESTIONS, REQUESTS

## 10. ADJOURNMENT

Website Address – [www.ormondbeach.org](http://www.ormondbeach.org)

NOTICE – Pursuant to Section 286.0105 of the Florida Statutes, if any person decides to appeal any decision made by the City Commission with respect to any matter considered at this public meeting, such person will need a record of the proceedings and for such purpose, such person may need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based.



For special accommodations, please notify the City Clerk's Office at least 72 hours in advance.  
Phone: 386-677-0311



Help for the hearing impaired is available through the Assistive Listening System. Receivers can be obtained from the City Clerk's Office.

In accordance with the Americans with Disabilities Act (ADA), persons with a disability, such as a vision, hearing or speech impairment, or persons needing other types of assistance, and who wish to attend City Commission meetings or any other board or committee meeting may contact the City Clerk's Office in writing, or may call 386-677-0311 for information regarding available aids and services.