

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

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**July 30, 2013**

**7:00 PM**

**Commission Chambers**

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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. ADOPTION OF FY 2013-14 PROPOSED MILLAGE RATES**
  - A. RESOLUTION NO. 2013-113** : A RESOLUTION ADOPTING PROPOSED MILLAGE RATES FOR THE 2013-2014 FISCAL YEAR; ESTABLISHING THE DATE, TIME AND PLACE FOR THE FIRST PUBLIC HEARING ON THE PROPOSED MILLAGE RATES AND THE TENTATIVE BUDGET; DIRECTING COMMUNICATION; EXPRESSING LEGISLATIVE INTENT; AND SETTING FORTH AN EFFECTIVE DATE.

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

- 5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 6. APPROVAL OF MINUTES**

- A. Minutes from City Commission meeting – June 18, 2013

- 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. 2013-114** : A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT FOR SALE AND PURCHASE BETWEEN THE CITY OF ORMOND BEACH AND FLORIDA COMMUNITY BANK, N.A., FOR THE PURCHASE OF CERTAIN PROPERTY LOCATED AT HAMMOCK LANE AND OLD KINGS ROAD; SETTING FORTH AN EFFECTIVE DATE.

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

- B. RESOLUTION NO. 2013-115** : A RESOLUTION ACCEPTING THE BID OF MASCI GENERAL CONTRACTOR, INC. REGARDING CONSTRUCTION SERVICES FOR THE JOHN ANDERSON DRIVE ROADWAY IMPROVEMENT PROJECT, UNDER BID NO. 2013-07; REJECTING ALL OTHER BIDS; AUTHORIZING THE EXECUTION OF A CONTRACT BETWEEN THE CITY AND MASCI GENERAL CONTRACTOR, INC. AND PAYMENT THEREUNDER; AND SETTING FORTH AN EFFECTIVE DATE.

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

- C. RESOLUTION NO. 2013-116** : A RESOLUTION AUTHORIZING EXECUTION OF AN AMENDMENT NO. 3 TO THE AGREEMENT BETWEEN THE CITY AND GHYABI & ASSOCIATES, INC. REGARDING THE JOHN ANDERSON DRIVE ROADWAY IMPROVEMENTS PROJECT; AUTHORIZING PAYMENT THEREFORE; AND SETTING FORTH AN EFFECTIVE DATE.

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

- D. **RESOLUTION NO. 2013-117** : A RESOLUTION ACCEPTING A PROPOSAL FROM MCKIM & CREED TO PROVIDE ENGINEERING DESIGN SERVICES REGARDING THE DIVISION WELLFIELD RAW WATER MAIN PROJECT; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION THERETO; AND SETTING FORTH AN EFFECTIVE DATE.
- Staff Contact:** *Dave Ponitz, Utilities Manager (386-676-3305)*
- E. **RESOLUTION NO. 2013-118** : A RESOLUTION ACCEPTING A BID FROM P & S PAVING, INC. FOR CONSTRUCTION SERVICES REGARDING THE 2013 ROADWAY RESURFACING PROJECT, UNDER BID NO. 2013-29; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.
- Staff Contact:** *John Noble, City Engineer (386-676-3269)*
- F. **RESOLUTION NO. 2013-119** : A RESOLUTION AUTHORIZING THE EXECUTION OF A CONSERVATION EASEMENT IN FAVOR OF ST. JOHNS RIVER WATER MANAGEMENT DISTRICT OVER APPROXIMATELY 30.8 ACRES AT THE ORMOND BEACH SPORTS COMPLEX; AUTHORIZING THE EXECUTION OF ALL DOCUMENTS NECESSARY AND INCIDENTAL THERETO; AND SETTING FORTH AN EFFECTIVE DATE.
- Staff Contact:** *John Noble, City Engineer (386-676-3269)*
- G. **RESOLUTION NO. 2013-120** : A RESOLUTION ACCEPTING A PROPOSAL FROM A.M. WEIGEL CONSTRUCTION, INC. TO PROVIDE CONSTRUCTION MANAGEMENT SERVICES REGARDING THE CONSTRUCTION OF TWO MULTI-USE FIELDS AT THE ORMOND BEACH SPORTS COMPLEX; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION THERETO; AND SETTING FORTH AN EFFECTIVE DATE.
- Staff Contact:** *John Noble, City Engineer (386-676-3269)*
- H. **RESOLUTION NO. 2013-121** : 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 GLORIA POWERS LOCATED AT 188 TOMOKA AVENUE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4215-14-21-0190) FOR COSTS INCURRED BY THE CITY TO TERMINATE OR ABATE A SITE MAINTENANCE VIOLATION; AND SETTING FORTH AN EFFECTIVE DATE.
- Staff Contact:** *Joanne Naumann, Neighborhood Improvement Manager (386-615-7069)*
- I. **RESOLUTION NO. 2013-122** : 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.
- Staff Contact:** *Joanne Naumann, Neighborhood Improvement Manager (386-615-7069)*
- J. **RESOLUTION NO. 2013-123** : A RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY AND THE STATE ATTORNEY OF THE SEVENTH JUDICIAL CIRCUIT FOR PROSECUTION OF VIOLATIONS OF CITY ORDINANCES PUNISHABLE BY INCARCERATION; AND SETTING FORTH AN EFFECTIVE DATE.
- Staff Contact:** *Randal Hayes, City Attorney (386-676-3217)*

- K. **RESOLUTION NO. 2013-124** : A RESOLUTION APPROVING A REVISED COMMUNITY DEVELOPMENT BLOCK GRANT ANNUAL PLAN FOR THE 2013-2014 FISCAL YEAR; AND SETTING FORTH AN EFFECTIVE DATE.

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

- L. **RESOLUTION NO. 2013-125** : A RESOLUTION ACCEPTING A BID FROM ALS GROUP USA, CORP., FOR LABORATORY SERVICES REGARDING SAMPLE COLLECTION AND TESTING ON THE CITY'S POTABLE WATER, SEWER AND RECLAIMED WATER, UNDER BID NO. 2013-24; 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)*

- M. **Caterpillar Grader/ Caterpillar Skid Steer 259B2**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated July 30, 2013.

- N. **Purchase of Computers from Dell Marketing L.P.**

**Staff Contact:** *Ned Huhta, IT Manager (386-615-7031)*

**Disposition:** Approve as recommended in the City Manager memorandum dated July 30, 2013.

- O. **Administrative Variances Report**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated July 30, 2013.

- P. **Approval of Travel by the City Commission**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated July 30, 2013.

- Q. **A1A Force Main Cleaning - Contractor Specialty Services**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated July 30, 2013.

## 8. PUBLIC HEARINGS

- A. **ORDINANCE NO. 2013-40** : AN ORDINANCE AMENDING ORDINANCE NO. 2013-21 PERTAINING TO THE JULIE DEAL REVOCABLE TRUST U/A DATED JUNE 26, 2001 (250 WILLIAMSON BOULEVARD) ANNEXATION, BY AMENDING THE LEGAL DESCRIPTION TO CORRECT A SCRIVENER'S ERROR; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

- B. **ORDINANCE NO. 2013-43** : AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY CONSISTS OF APPROXIMATELY +9.71 ACRES AND BEING GENERALLY LOCATED ALONG THE WEST SIDE OF WILLIAMSON BOULEVARD APPROXIMATELY 1,950 LINEAR FEET SOUTH OF WEST GRANADA BOULEVARD AND BEING COMMONLY LOCATED AT 260 WILLIAMSON BOULEVARD, INCLUDING THAT PORTION OF WILLIAMSON BOULEVARD ABUTTING THE PROPERTY; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; RE-DESIGNATING THE BOUNDARIES OF ZONE 3 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; SETTING FORTH ZONING PRIVILEGES, AND OBLIGATIONS OF SAID PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

- C. **ORDINANCE NO. 2013-44** : AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED ALONG THE SOUTH SIDE OF GRANADA BOULEVARD APPROXIMATELY 450 LINEAR FEET EAST OF THE INTERSECTION OF SEMINOLE DRIVE AND WEST GRANADA BOULEVARD AND BEING COMMONLY LOCATED AT 1298 WEST GRANADA BOULEVARD; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 4 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; SETTING FORTH ZONING, PRIVILEGES, AND OBLIGATIONS OF SAID PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

- D. **ORDINANCE NO. 2013-45** : AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED ALONG THE EAST SIDE OF NORTH U.S. HIGHWAY 1 APPROXIMATELY 850 LINEAR FEET SOUTH OF THE I-95 AND NORTH U.S. HIGHWAY 1 INTERCHANGE RAMP AND BEING COMMONLY LOCATED AT 1535 NORTH U.S. HIGHWAY 1; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 1 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; SETTING FORTH ZONING, PRIVILEGES, AND OBLIGATIONS OF SAID PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

## 9. FIRST READING OF ORDINANCES

- A. **ORDINANCE NO. 2013-46** : AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY CONSISTING OF APPROXIMATELY 11.14± ACRES AND BEING GENERALLY LOCATED ALONG THE SOUTH SIDE OF STATE ROAD 40 APPROXIMATELY 1,450 LINEAR FEET WEST OF STATE ROAD 40 AND INTERSTATE 95 RAMP BEING COMMONLY LOCATED AT 200-208 BOOTH ROAD, 1720 AND 1760 WEST GRANADA BOULEVARD; SETTING FORTH ZONING, PRIVILEGES AND OBLIGATIONS REGARDING THE PROPERTY; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 3 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

- B. **ORDINANCE NO. 2013-47** : AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY CONSISTING OF APPROXIMATELY 0.90 ± ACRES AND BEING GENERALLY LOCATED AT 1740 WEST GRANADA BOULEVARD; SETTING FORTH ZONING, PRIVILEGES AND OBLIGATIONS REGARDING THE PROPERTY; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 3 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; SETTING FORTH ZONING PRIVILEGES, AND OBLIGATIONS OF SAID PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

- C. **ORDINANCE NO. 2013-48** : AN ORDINANCE AMENDING SECTION 2-262, SCHEDULE OF CIVIL FINES, OF CHAPTER 2, ADMINISTRATION, ARTICLE VII, CODE ENFORCEMENT, DIVISION 3, CLASSIFICATION OF VIOLATIONS AND FINES, OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

- D. **ORDINANCE NO. 2013-49** : AN ORDINANCE AMENDING SECTION 5-69, RUNNING AT LARGE PROHIBITED, OF CHAPTER 5, ANIMALS AND FOWL, ARTICLE III, DOGS AND CATS; OTHER ANIMALS, OF THE CITY OF ORMOND BEACH, FLORIDA, CODE OF ORDINANCES; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

*Staff Contact: Andy Osterkamp, Police Chief (386-677-0731)*

## 10. SECOND READING OF ORDINANCES

- A. **ORDINANCE NO. 2013-41** : AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE VI, OVERLAY DISTRICTS, SECTION 2-71, HISTORIC DISTRICTS AND LANDMARKS, OF THE LAND DEVELOPMENT CODE BY REMOVING ONE (1) PROPERTY FROM THE ORMOND BEACH HISTORIC LANDMARKS LIST; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

- B. **ORDINANCE NO. 2013-42** : AN ORDINANCE AMENDING THE ANNUAL BUDGET FOR FISCAL YEAR 2012-2013 BY AMENDING THE GENERAL FUND; THE STORMWATER FUND; THE GENERAL CAPITAL IMPROVEMENTS FUND; THE WATER & WASTEWATER FUND; AND THE GENERAL LIABILITY FUND; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

## 11. RESOLUTIONS

- A. **RESOLUTION NO. 2013-126** : A RESOLUTION CONSENTING TO AND AUTHORIZING THE ERECTION OF A FENCE AND AUTOMATIC ENTRANCE GATE OVER AND UPON A CERTAIN VEHICULAR ACCESS EASEMENT ON CITY PROPERTY LOCATED AT 317 HAND AVENUE; AND SETTING FORTH AN EFFECTIVE DATE.

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

**12. STAFF ACTION ITEMS**

A. ORMOND BEACH SPORTS COMPLEX MULTIPURPOSE BUILDING

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

**13. DISCUSSION ITEMS**

A. DURRANCE LANE

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

**14. REPORTS, SUGGESTIONS, REQUESTS**

**15. ADJOURNMENT**

Item #1 – Meeting Call to Order

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

Item #2 – Invocation

Reverend Willie Branch, Historic New Bethel A.M.E Church, gave the invocation.

Item #3 – Pledge of Allegiance

Mayor Kelley led the Pledge of Allegiance.

Item #4 – Adoption of FY 2013-14 Proposed Millage Rates

Mayor Kelley opened the public hearing.

City Clerk Scott McKee read by title only:

RESOLUTION NO. 2013-113

A RESOLUTION ADOPTING PROPOSED MILLAGE RATES FOR THE 2013-2014 FISCAL YEAR; ESTABLISHING THE DATE, TIME AND PLACE FOR THE FIRST PUBLIC HEARING ON THE PROPOSED MILLAGE RATES AND THE TENTATIVE BUDGET; DIRECTING COMMUNICATION; EXPRESSING LEGISLATIVE INTENT; AND SETTING FORTH AN EFFECTIVE DATE.

Mayor Kelley stated that, per Florida Statute, he was required to state that the tentative millage rate for the City of Ormond Beach necessary to fund the 2013-2014 budget was 4.1181 mills. He stated that rate was 4% above the rollback rate of 3.9596 mills. He stated that the tentative debt service millage rates were 0.1140 for the 2002 General Obligation Bond Sinking Fund, 0.0470 for the 2003 General Obligation Bond Sinking Fund, and 0.1450 for the 2010 General Obligation Bond Sinking Fund.

Mayor Kelley asked if any members of the public wished to speak or ask questions prior to the adoption of the tentative millage rate. He noted that no members of the public requested to speak.

**Commissioner Kent moved, seconded by Commissioner Partington, for approval of Resolution No. 2013-113, as read by title only.**

Mayor Kelley stated that the tentative operating millage of 4.1181 mills was 4% above the rollback rate millage rate. He stated that the resolution also included adoption of the tentative debt service millage rates of 0.1140 for the 2002 General Obligation Bond Sinking Fund, 0.0470 for the 2003 General Obligation Bond Sinking Fund, and 0.1450 for the 2010 General Obligation Bond Sinking Fund.

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

Mayor Kelley stated that the tentative operating millage rate was set as 4.1181 mills, which was 4% above the rollback millage rate of 3.9596 mills.

Item #5– Audience Remarks

Mayor Kelley noted that there were no members of the audience who wished to speak on any items not on the agenda.

Item #6A – Approval of Minutes

Mayor Kelley advised that the minutes of the June 18, 2013, 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 #7 – 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 Kent moved, seconded by Commissioner Partington, for approval of the Consent Agenda.**

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

Item #8 – Public Hearings

Mayor Kelley opened the public hearing.

Item #8A – 250 Williamson Boulevard Annexation

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2013-40  
 AN ORDINANCE AMENDING ORDINANCE NO. 2013-21 PERTAINING TO THE JULIE DEAL REVOCABLE TRUST U/A DATED JUNE 26, 2001 (250 WILLIAMSON BOULEVARD) ANNEXATION, BY AMENDING THE LEGAL DESCRIPTION TO CORRECT A SCRIVENER’S ERROR; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

**Commissioner Boehm moved, seconded by Commissioner Stowers, for approval of Ordinance No. 2013-40, on second 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 – 260 Williamson Boulevard Annexation

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2013-43  
 AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY CONSISTS OF APPROXIMATELY +9.71 ACRES AND BEING GENERALLY LOCATED ALONG THE WEST SIDE OF WILLIAMSON BOULEVARD APPROXIMATELY 1,950 LINEAR FEET SOUTH OF WEST GRANADA BOULEVARD AND BEING COMMONLY LOCATED AT 260 WILLIAMSON BOULEVARD, INCLUDING THAT PORTION OF WILLIAMSON BOULEVARD ABUTTING THE PROPERTY; REDEFINING THE

TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; RE-DESIGNATING THE BOUNDARIES OF ZONE 3 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; SETTING FORTH ZONING PRIVILEGES, AND OBLIGATIONS OF SAID PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Ric Goss, Planning Director, stated that once the postal facilities were annexed then staff would be bringing annexations for the San Marco Apartments and the apartments beside it to the Commission in early September. He explained that they would also be bringing annexations for Love's Whole Foods to the Commission to close out the annexations on the Williamson Boulevard corridor.

**Commissioner Kent moved, seconded by Commissioner Stowers, for approval of Ordinance No. 2013-43, on first reading, as read by title only.**

Commissioner Boehm noted that the Ormond Beach Post Office was now being annexed into Ormond Beach. He observed that individuals often thought that the post office was already located inside Ormond Beach, but it actually had not been.

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

Item #8C – 1298 West Granada Boulevard, West Granada LLC, Annexation

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2013-44

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED ALONG THE SOUTH SIDE OF GRANADA BOULEVARD APPROXIMATELY 450 LINEAR FEET EAST OF THE INTERSECTION OF SEMINOLE DRIVE AND WEST GRANADA BOULEVARD AND BEING COMMONLY LOCATED AT 1298 WEST GRANADA BOULEVARD; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 4 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; SETTING FORTH ZONING, PRIVILEGES, AND OBLIGATIONS OF SAID PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Goss stated that the annexation of this property had been worked out with the county so that the city could annex the Chelsea Place subdivision. He stated that Chelsea Place would be annexed after this item in September.

**Commissioner Partington moved, seconded by Commissioner Boehm, for approval of Ordinance No. 2013-44, 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

Mayor Kelley stated that six years ago, at the opening of Chelsea Place, Commissioner Partington said that he would like to live in the development but noted that he could not because it was not in the city.

Commissioner Partington stated that living there would soon be a possibility and noted that it was a beautiful development. He stated that he was excited to see it become a part of the city.



Item #8D – 1535 North US 1 Annexation

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2013-45

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED ALONG THE EAST SIDE OF NORTH U.S. HIGHWAY 1 APPROXIMATELY 850 LINEAR FEET SOUTH OF THE I-95 AND NORTH U.S. HIGHWAY 1 INTERCHANGE RAMP AND BEING COMMONLY LOCATED AT 1535 NORTH U.S. HIGHWAY 1; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 1 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; SETTING FORTH ZONING, PRIVILEGES, AND OBLIGATIONS OF SAID PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Goss stated that this annexation was being pursued for sewer service. He explained that the property was currently a vacant gas station that would be redeveloped to a restaurant.

**Commissioner Boehm moved, seconded by Commissioner Stowers, for approval of Ordinance No. 2013-45, 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

Mayor Kelley closed the public hearing.

Item #9A – Tomoka Landings Annexation

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2013-46

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY CONSISTING OF APPROXIMATELY 11.14± ACRES AND BEING GENERALLY LOCATED ALONG THE SOUTH SIDE OF STATE ROAD 40 APPROXIMATELY 1,450 LINEAR FEET WEST OF STATE ROAD 40 AND INTERSTATE 95 RAMP BEING COMMONLY LOCATED AT 200-208 BOOTH ROAD, 1720 AND 1760 WEST GRANADA BOULEVARD; SETTING FORTH ZONING, PRIVILEGES AND OBLIGATIONS REGARDING THE PROPERTY; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 3 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

**Commissioner Boehm moved, seconded by Commissioner Kent, for approval of Ordinance No. 2013-46, 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 #9B – FDOT Pond Annexation

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2013-47

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY CONSISTING OF APPROXIMATELY 0.90 ± ACRES AND BEING GENERALLY LOCATED AT 1740 WEST GRANADA BOULEVARD; SETTING FORTH ZONING, PRIVILEGES AND OBLIGATIONS REGARDING THE PROPERTY; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 3 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; SETTING FORTH ZONING PRIVILEGES, AND OBLIGATIONS OF SAID PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

**Commissioner Boehm moved, seconded by Commissioner Partington, for approval of Ordinance No. 2013-47, on first reading, as read by title only.**

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

Item #9C – Amendment to Chapter 2, Article VII, Code of Ordinances, Schedule of Civil Fines

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2013-48

AN ORDINANCE AMENDING SECTION 2-262, SCHEDULE OF CIVIL FINES, OF CHAPTER 2, ADMINISTRATION, ARTICLE VII, CODE ENFORCEMENT, DIVISION 3, CLASSIFICATION OF VIOLATIONS AND FINES, OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

**Commissioner Kent moved, seconded by Commissioner Stowers, for approval of Ordinance No. 2013-48, 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 #9D – Amendment to Chapter 5, Article III, Section 5-69, Running at Large Prohibited, Code of Ordinances

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2013-49

AN ORDINANCE AMENDING SECTION 5-69, RUNNING AT LARGE PROHIBITED, OF CHAPTER 5, ANIMALS AND FOWL, ARTICLE III, DOGS AND CATS; OTHER ANIMALS, OF THE CITY OF ORMOND BEACH, FLORIDA, 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 Kent, for approval of Ordinance No. 2013-49, 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 #10A – LDC Landmark Designation (Removal) – 393 John Anderson Drive

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2013-41

AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE VI, OVERLAY DISTRICTS, SECTION 2-71, HISTORIC DISTRICTS AND LANDMARKS, OF THE LAND DEVELOPMENT CODE BY REMOVING ONE (1) PROPERTY FROM THE ORMOND BEACH HISTORIC LANDMARKS LIST; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

**Commissioner Boehm moved, seconded by Commissioner Kent, for approval of Ordinance No. 2013-41, on second 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 #10B – FY 2012-13 Budget Amendment

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2013-42

AN ORDINANCE AMENDING THE ANNUAL BUDGET FOR FISCAL YEAR 2012-2013 BY AMENDING THE GENERAL FUND; THE STORMWATER FUND; THE GENERAL CAPITAL IMPROVEMENTS FUND; THE WATER & WASTEWATER FUND; AND THE GENERAL LIABILITY FUND; AND SETTING FORTH AN EFFECTIVE DATE.

**Commissioner Partington moved, seconded by Commissioner Kent, for approval of Ordinance No. 2013-42, on second reading, as read by title only.**

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

Item #11A – All Aboard Storage Gate Request, 321 Hand Avenue

City Clerk Scott McKee read by title only:

RESOLUTION NO. 2013-126

A RESOLUTION CONSENTING TO AND AUTHORIZING THE ERECTION OF A FENCE AND AUTOMATIC ENTRANCE GATE OVER AND UPON A CERTAIN VEHICULAR ACCESS EASEMENT ON CITY PROPERTY LOCATED AT 317 HAND AVENUE; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Goss stated that at the time when All Aboard Storage was developed there was an easement with the property owner across the street at 321 Hand Avenue. He stated that the city then purchased that property including where the easement had been located. He stated All Aboard Storage was experiencing problems with security and requested to put a gate in the location of the easement. He noted that the city would retain access to the lock to enter the gate.

**Commissioner Boehm moved, seconded by Commissioner Stowers, for approval of Resolution No. 2013-126, as read by title only.**

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

Item #12A – Ormond Beach Sports Complex Multipurpose Building

Mr. Robert Carolin, Leisure Services Director, stated that this item was a request to build a multipurpose field house building that would be located near field seven at the Ormond Beach Sports Complex. He stated that the building would also house a restroom facility that needed to be able to accommodate the large crowds at the field. He explained that currently port-a-potties were being used to accommodate the demand for restroom facilities. He stated that the building would be able to be utilized for Pop Warner Football, Pride Football, Seabreeze Football, and soccer. He explained that there would be a locker room for the visiting team as well as the home team.

Mayor Kelley stated that he could not tell from the proposal whether the locker room was divided for the visitor and the home team.

Mr. Carolin confirmed that there was a division. He explained that there would be a divided wall which was considerably soundproof.

Commissioner Boehm stated that in the event of lightning, which was not uncommon in Florida; there was no place for the children to take shelter. He stated that this facility would provide a safe place for the children in the event of lightning or even rain. He noted that the building was needed for the completion of the championship field. He explained that there was also a very generous donation of approximately 25% of the cost of the building being made by Mr. Greg Smith. He stated that Mr. Smith was donating the funds simply because he believed in Ormond Beach sports. He noted that \$100,000 was a significant donation.

Mayor Kelley explained that the idea of the building had been discussed for the past four or five months by the public and the Leisure Services Advisory Board. He stated that there had been a question raised regarding whether or not the building proposed was large enough. He stated that he did not know how it could be made any larger in that location. He asked Mr. Carolin if the building would be able to be reserved.

Mr. Carolin explained that the plan was to market the facility no different than they marketed any of the city's other facilities; meaning that it would be rentable. He stated that as long as the city's youth sports programs were not currently utilizing the facility, then it would be available for rent.

Mayor Kelley noted that staff sought direction and consensus. He stated that he heard no members of the Commission that were opposed to the project.

Commissioner Boehm noted that there were only two restrooms at the current facilities.

Mayor Kelley stated that several thousand people were at the location at one time. He asked how many restrooms the new building would have.

Mr. Carolin stated that there would be an additional four stalls for men and an additional three stalls for women. He noted that those numbers may increase based upon final design. He explained that the Leisure Services Advisory Board wished to include another stall for each restroom if they could do so and still be under budget.

Mayor Kelley stated that he thought the extra stalls would be advisable.

Ms. Joyce Shanahan, City Manager, asked the Commission for direction to move forward with the proposed project. She stated that staff was estimating the use of approximately \$183,707 of funds given to the city by Seabreeze High School for specifically this purpose, recreational impact fee funds of \$100,000, and \$19,991 from the General Fund. She asked Mr. Carolin what the process would be from that point and whether or not the city would use their continuing service contract.

Mr. Carolin stated that the bid provided in the agenda packet was a hard cost that had been put together by a continuing contractor.

Commissioner Boehm stated that years ago when he served on the Leisure Services Advisory Board he used to complain about estimated costs and that they did not know what a project would really cost. He stated that the proposal was a guaranteed maximum price proposal, which set a limit for the amount of money that a project could cost. He noted that Commissioner Kent had always been very vigilant about not liking change orders. He stated that he thought that going forward in the process with a guaranteed maximum price proposal was an excellent way to proceed.

**Commissioner Boehm moved, seconded by Commissioner Partington, to approve staff's recommendation for the Ormond Beach Sports Complex Multipurpose Building project.**

Ms. Shanahan stated that staff would bring back the contract before the Commission for final approval.

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

Item #13A – Durrance Lane

Ms. Shanahan stated that earlier in the summer Flagler County approached the city about discussing Durrance Lane. She noted that it had been an ongoing subject that there had been many discussions about in the past. She explained that Palm Coast Holdings owned the right-of-way along Durrance Lane and were concerned about the liability of the right-of-way so they wanted the adjacent property owners, the city and the county, to take ownership of it. She stated that Flagler County decided to take ownership of that right-of-way and were going to grade it. She stated that in the past the Commission had considered the item and had taken no action. She noted that staff was again indicating that the city did not have the funds to maintain the right-of-way and that three different cost proposals had been provided.

Ms. Shanahan stated that the real problem was that Mr. Junior Strickland owned a portion of that right-of-way at the end and until such time as he was willing to partner with the city that would be a major impediment to moving forward. She noted that at one time some neighbors had expressed interest in the city taking over the maintenance of that roadway. She stated that the city had not heard anything further from the neighbors for over a year and a half. She stated that staff continued its recommendation from August 2011 to not accept the right-of-way.

Mayor Kelley stated that he had met several times with individuals in the area and the Flagler County Manager. He explained that Flagler County had offered to grade the road since their grader would already be in the area as long as the city was willing to take the property. He stated that Flagler County would charge the city only for the time to operate the grader three or four times a year and not for the actual grading. He stated that he would like the city to have the right-of-way to protect the access of emergency vehicles and school buses. He explained that the city ran the risk of the property being given to one landowner who could try and keep others from using it. He stated that the city could assure access and maintain the road for a mile and a quarter.

Ms. Shanahan reminded the Commission that the road was currently private and was not owned by the city. She stated that the residents of the road owned it or had an easement to it.

Mayor Kelley stated that he was trying to protect the residents on that road. He noted that the residents needed access and a plan could be devised where the city would accept it for a minimal amount, even if it meant billing the residents by frontage for the grading. He stated that the grading might cost \$100.

Ms. Shanahan stated that it would probably cost more than that but noted that she had not been provided any numbers, which was a problem.

Mr. Randy Hayes, City Attorney, stated that public funds could not be spent on a private road, unless there was a greater public benefit to it. He explained that if the city assumed control and jurisdiction over the private road, then they could spend public monies. He stated that a private road that was available for general public transportation

purposes enabled the city to enforce their traffic laws but that the city could not maintain or repair it. He explained that if it was the Commission's desire to spend money to upgrade the road, a finer look would need to be taken regarding the legal issues related to doing so. He stated that he fully supported Ms. Shanahan's analysis and conclusions.

Mayor Kelley stated that he would like to see the city accept the property from Palm Coast Holdings and then determine what the cost would be for Flagler County to maintain it through grading. He noted that Mr. Strickland owned a quarter mile of the road plus the bridge. He stated that he felt that Mr. Hayes was saying that since Mr. Strickland owned that portion, then the city could not pay for the grading of that section, even if they owned the other section.

Mr. Hayes stated that as he understood the facts and circumstances at that point, the answer to that question would be yes. He stated that another question was whether the property owner or future property owner could eliminate access that had otherwise been made available to the motoring public. He stated that was not really a public issue for the city as much as it was for some of the other private residents out there.

Mayor Kelley stated that he was concerned about what would happen if Palm Coast Holdings were to give the right-of-way to Mr. Strickland.

Ms. Shanahan replied that Palm Coast Holdings would not give it to Mr. Strickland.

Mayor Kelley stated that if Ms. Shanahan could guarantee that then he would have nothing more to say.

Ms. Shanahan stated that she could not guarantee that, but she could guarantee that the city had access for emergency vehicles. She stated that Leeway Trail was in much worse shape than Durrance Lane as were five or six others such as Arabian Trail. She noted that if it was the Commission's direction to obtain the road, she would like to take a look at it and find out if the property owners were willing to bear the cost of maintenance because the city's proposed budget did not include anything to do with those roadways.

Mayor Kelley explained that Palm Coast Holdings had worked it out with Flagler County to take that section. He stated that the city could get more facts and a detailed map showing who owned which part and get a commitment from Flagler County on the exact cost of the grading.

Ms. Shanahan stated Flagler County had said that they would not improve the road in any form or capacity and not grade it any more than they currently did. She stated that in Ormond Beach the property owners had a higher expectation of the city; and her concern was that if the city took the road over, those residents would expect the city to maintain it at a higher level than it was currently being maintained at.

Mayor Kelley stated that the owners he had spoken to were happy with the road being graded as it was. He noted that there were some who said that Mr. Strickland did not own some of that property and gave away parts he did not own to others so that would need to be investigated. He stated that if the city accepted the right-of-way they could transfer it amongst the property owners who had frontage.

Mr. Hayes stated that in order for the city to acquire jurisdiction of the road it would need to be surveyed. He explained that title work would also have to be performed to determine who specifically owned what and that the property would also have to be acquired through purchase transactions. He stated that the process would be fairly expensive, messy, and lengthy.

Commissioner Stowers stated that there were private disputes that went on and if those individuals could convince the city to take the property over then it would become the city's problem for any future disputes. He politely declined the offer to take the road over.

Commissioner Boehm stated that he did not see that anything had changed in the situation from when it had been discussed in previous years. He noted that he had also spoken to the property owners, as well as with Palm Coast Holdings. He stated that he had not seen any recent demands from any of the property owners asking the city to take it over. He noted that Palm Coast Holdings had wanted to divest themselves of the property for quite awhile. He stated that if Palm Coast Holdings were ever going to work

out a deal with Mr. Strickland, they already would have done so. He agreed with Ms. Shanahan that would not happen and also knew that the city would reach no deals with Mr. Strickland. He stated that he was in agreement with Commissioner Stowers.

Commissioner Kent agreed with Commissioner Stowers also.

Commissioner Partington explained that the residents in that area purchased their properties because they liked it the way it was and they were not looking for improvements or the increased traffic that improvements might bring. He stated that he would also politely decline the offer.

Mayor Kelley thanked Ms. Shanahan for placing the item on the agenda. He explained that he was the one who had asked for it to be brought up for discussion but noted that the Commission had spoken.

#### Item #14 – Reports, Suggestions, Requests

##### Upcoming Meetings

Ms. Shanahan reminded the Commission that their next meeting would be held on Wednesday, August 7, 2013, at 7:00 p.m., because Tuesday, August 6, 2013, was National Night Out.

##### Movies on the Halifax

Ms. Shanahan stated that Movies on the Halifax would be on Friday, August 2, 2013, and the movie would be *The Muppets*.

##### Millage Rates

Commissioner Kent stated that it was a great time to be an Ormond Beach resident. He explained that citizens received a lot of bang for their buck in Ormond Beach, especially compared to the millage rates of surrounding cities and Volusia County.

##### Hens in Backyards

Commissioner Kent stated that his son had been asking to keep hens in his backyard to lay range-free eggs. He stated that he had told him that was not allowed in Ormond Beach but noted that it was a trend popping up around America. He stated that he promised his son he would bring it up to see if there was any interest.

##### Chris Graham Award

Commissioner Boehm stated that he wanted to recognize Mr. Chris Graham, reporter for the Daytona Beach News-Journal, who was present that evening, and covered Ormond Beach. He stated that Mr. Graham finished first place at the Society for Professional Journalists Sunshine State Awards for Best Community Reporting for his coverage of the cities of Ormond Beach and Holly Hill. He stated that the judges wrote that "*His body of work testifies to his ability to identify important social stories and tell them in a fair and balance manner. His local community should be proud to have his coverage.*" He stated that the city was proud of Mr. Graham.

##### Ted MacLeod Anniversary with City

Commissioner Boehm stated that Assistant City Manager and Public Works Director Ted MacLeod had recently celebrated his 20<sup>th</sup> anniversary with the city. He stated that Mr. MacLeod had never stopped being proactive, and he thought that the city had taken steps in advance of a lot of other cities and other places, noting the watermain and stormwater drain replacement programs. He stated that Mr. MacLeod led a department that was engaged in road, water, and wastewater projects. He stated that he was a great asset to the city.

##### Commissioner Boehm Retirement

Commissioner Boehm stated that he recently retired after 37 years as the senior partner of a law firm that he helped found. He stated that serving as the Zone 3 Commissioner was now his job and it was a great privilege to represent the City of Ormond Beach.

##### National League of Cities

Mayor Kelley thanked Commissioner Partington for being willing to travel to the National League of Cities meeting in November. He stated that he had attended one in 1996 in Phoenix and got a lot out of it.

Florida League of Cities

Mayor Kelley stated that he would be attending the Florida League of Cities meeting prior to the next meeting, along with Ms. Shanahan. He stated that the rest of the Commission was also welcome to attend.

Budget

Mayor Kelley thanked everyone involved in the budget process: Finance Director Kelly McGuire, Accounting Manager Dan Stauffer, city staff, all the boards who had input, and members of the public.

Millage Rate

Mayor Kelley stated that he received an email from an individual complaining about tax increases. He stated that the individual provided an address so he pulled up their tax bill online. He noted that individual was paying \$13 a month in city taxes. He stated that he thought that was a bargain. He agreed with Commissioner Kent about the city providing a lot of bang for your buck.

Item #15 – Adjournment

The meeting was adjourned at 7:46 p.m.

APPROVED: August 20, 2013

BY:

\_\_\_\_\_  
Ed Kelley, Mayor

ATTEST:

\_\_\_\_\_  
J. Scott McKee, City Clerk