

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

November 2, 2015

7:00 p.m.

Commission Chambers

Present were: Mayor Ed Kelley, Commissioners James Stowers, Troy Kent, and Bill Partington, City Manager Joyce Shanahan, 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. PRESENTATIONS AND PROCLAMATIONS

A. Employee of the Quarter - Cindy Berglund

5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA

6. APPROVAL OF MINUTES

A. Minutes from City Commission meeting – October 20, 2015

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. 2015-203** : A RESOLUTION AUTHORIZING THE ON-LINE SUBMITTAL OF A HEALTHY WEIGHT COMMUNITY CHAMPION RECOGNITION SUBMISSION FORM; AUTHORIZING IMPLEMENTATION OF POLICIES AND PRACTICES CONSISTENT WITH THE HEALTHY WEIGHT PROGRAM; AND SETTING FORTH AN EFFECTIVE DATE.

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

- B. **RESOLUTION NO. 2015-204** : A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDED AND RESTATED AGREEMENT FOR THE OPERATION AND MAINTENANCE OF THE NOVA SKATE COURT CONCESSION STAND AT THE NOVA RECREATION CENTER; AND SETTING FORTH AN EFFECTIVE DATE.

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

- C. **RESOLUTION NO. 2015-205** : A RESOLUTION ACCEPTING A BID FROM L7 CONSTRUCTION, INC. FOR SERVICES REGARDING THE WASTEWATER TREATMENT PLANT SLUDGE DIGESTER AERATION IMPROVEMENTS PROJECT, UNDER BID NO. 2015-40; 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)

- D. **Rima Ridge Well Field - Well 35R Generator & Electrical Upgrade**

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

Disposition: Approve as recommended in the City Manager memorandum dated November 2, 2015.

8. PUBLIC HEARINGS

- A. **ORDINANCE NO. 2015-46** : AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS; ARTICLE II, DISTRICT REGULATIONS, SECTION 2-35 PLANNED RESIDENTIAL DEVELOPMENT, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE; BY CREATING A NEW SUBPARAGRAPH PROVIDING A PROCEDURE FOR DETERMINING HOLDING CAPACITY DENSITY OF A PROPOSED DEVELOPMENT SITE; 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. 2015-47** : AN ORDINANCE AMENDING CHAPTER 1, GENERAL ADMINISTRATION OF ARTICLE III, DEFINITIONS AND ACRONYMS, SECTION 1-22, TO AMEND THE DEFINITION OF ELECTRONIC CHANGEABLE COPY SIGN; AND AMENDING CHAPTER 3, PERFORMANCE STANDARDS, OF ARTICLE IV, SIGN REGULATIONS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY CREATING A NEW SUBSECTION 3-47.F, TO BE NAMED ELECTRONIC CHANGEABLE COPY SIGNS; 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)

- C. **ORDINANCE NO. 2015-48** : AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A FIRST AMENDED DEVELOPMENT ORDER FOR "STRASSER MPUD" PLANNED BUSINESS DEVELOPMENT LOCATED WEST OF INTERSTATE 95, NORTH OF DESTINATION DAYTONA, PHASE I, AND ALONG DESTINATION USA CIRCLE, BY ALLOWING THE FOLLOWING: (1) ADDITIONAL PERMITTED USES; (2) WALL SIGN STANDARDS, AND (3) ELECTRONIC CHANGEABLE COPY SIGNAGE; RATIFYING AND AFFIRMING ORMOND BEACH ORDINANCE 2015-14 WHICH ADOPTED DEVELOPMENT AGREEMENTS APPROVED BY VOLUSIA COUNTY RESOLUTION 2003-65, THE "JACK KNAP TRUSTEE IPUD", AND VOLUSIA COUNTY RESOLUTION 2006-91, THE "STRASSER MPUD", AS A PLANNED BUSINESS DEVELOPMENT ZONING DISTRICT; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

- D. **ORDINANCE NO. 2015-49** : 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 A 1.21±-ACRE PORTION OF ONE (1) PARCEL OF REAL PROPERTY TOTALING 2.57±-ACRES LOCATED AT 4 NORTH PERROTT DRIVE, FROM B-4 (CENTRAL BUSINESS) TO I-1 (LIGHT INDUSTRIAL), 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)

9. FIRST READING OF ORDINANCES

- A. **ORDINANCE NO. 2015-50** : AN ORDINANCE AMENDING THE ANNUAL BUDGET FOR FISCAL YEAR 2014-2015 BY AMENDING THE GENERAL FUND; THE DOWNTOWN DEVELOPMENT FUND; THE ORMOND CROSSINGS FUND; THE STORMWATER FUND; THE AIRPORT FUND; THE GRANT FUND; THE GENERAL CAPITAL IMPROVEMENTS FUND; THE TRANSPORTATION FUND; THE WATER & WASTEWATER OPERATING FUND; THE WATER & WASTEWATER VEHICLE & EQUIPMENT FUND; THE WATER & WASTEWATER DEBT SERVICE FUND; THE WASTEWATER TREATMENT PLANT FUND; THE WATERMAIN REPLACEMENT PHASE II FUND; THE SOLID WASTE FUND; THE WORKERS COMPENSATION FUND; AND THE GENERAL LIABILITY FUND; AND SETTING FORTH AN EFFECTIVE DATE.

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

10. STAFF ACTION ITEMS

- A. **RESOLUTION NO. 2015-206** : A RESOLUTION APPROVING AN UPDATED AIRPORT MASTER PLAN FOR THE ORMOND BEACH MUNICIPAL AIRPORT; SETTING FORTH CONDITIONS OF APPROVAL; AUTHORIZING SUBMISSION TO THE FEDERAL AVIATION ADMINISTRATION; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Joe Mannarino, Economic Development Director (386-676-3266)

- B. **Environmental Discovery Center Siding Color Selection**

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

11. REPORTS, SUGGESTIONS, REQUESTS

12. ADJOURNMENT

Item #1 – Meeting Call to Order

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

Item #2 – Invocation

Pastor Doug Hautz, Ormond Beach Alliance Church, gave the invocation.

Item #3 – Pledge of Allegiance

Mayor Kelley led the Pledge of Allegiance.

Item #4A – Employee of the Quarter – Cindy Berglund

Ms. Joyce Shanahan, City Manager, announced that Ms. Cindy Berglund was the Employee of the Quarter. She stated that Ms. Berglund began her career with the City in 2000 as an Emergency Communications Officer in the Police Department and then in 2005 started with the Building Division as a Permit Technician. She noted that Ms. Berglund earned her International Code Council certifications as a Permit Technician and Zoning Inspector and was promoted in 2008 to the position of Office Manager within the Division. She stated that Ms. Berglund she was again promoted in 2010 to Permit Manager after the consolidation of the joint permit counter. She explained that Ms. Berglund continued to add to her certifications with Construction Licensing Officials Association of Florida certification, ICC Property Maintenance & Housing Inspector certification, and ICC Residential Building Inspector certification. She stated that Ms. Berglund had been the driving force behind the successful operations of the joint permit center which had evolved into a true one-stop shop for Planning, Building, and Engineering through ongoing cross training of staff. She noted that Ms. Berglund had also been instrumental in making the building portion of the electronic plan review conversion a success.

Ms. Shanahan stated that Ms. Berglund had also given back to the community by enhancing the quality of life in Ormond Beach through her community service efforts.

She explained that Ms. Berglund had previously participated in the City Santa's Program which provided holiday gifts to children and seniors in need. She stated that Ms. Berglund enjoyed spending time with her family, including her husband Kenny, with whom she will celebrate a 20th wedding anniversary in November, and their son Benjamin, who recently turned two. She stated that Ms. Berglund and her family enjoyed Disney World and cruising and noted that they also had a beloved dachshund named Tobey.

Mayor Kelley presented Ms. Berglund with a plaque, watch and certificate and congratulated her on being named Employee of the Quarter.

Item #5 – Audience Remarks

Ms. Julia Truilo, Executive Director of Ormond Beach Main Street ("Main Street"), stated that the Riverfest Seafood Festival would be held on November 14 and 15, 2015. She noted that there were a lot of great new components to Riverfest this year including a 5K run on the morning of Sunday, November 15, 2015. She stated that there would be cooking demonstrations, wonderful seafood, lots of boats and a rain gutter regatta for the children. She noted that through a partnership with Fish Florida and the Florida Fish and Wildlife Commission children's fishing would be held both days and they would be giving away 200 rods and reels as part of that, due to a grant they received from the state. She invited all to attend.

Mayor Kelley stated that any of the children winning the rods and reels should take notice of the city's upcoming fishing tournaments so that they could participate in them.

Item #6A – Approval of Minutes

Mayor Kelley advised that the minutes of the October 20, 2015, 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 #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 Partington moved, seconded by Commissioner Stowers, for approval of the Consent Agenda.

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

Item #8 – Public Hearings

Mayor Kelley opened the public hearings.

Item #8A – LDC Amendment – Holding Capacity

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2015-46
AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS; ARTICLE II, DISTRICT REGULATIONS, SECTION 2-35 PLANNED RESIDENTIAL DEVELOPMENT, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE; BY CREATING A NEW SUBPARAGRAPH PROVIDING A PROCEDURE FOR DETERMINING HOLDING CAPACITY DENSITY OF A PROPOSED DEVELOPMENT SITE; 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. 2015-46, on second reading, as read by title only.

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

Item #8B – LDC Amendment – Electronic Changeable Copy Signage

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2015-47

AN ORDINANCE AMENDING CHAPTER 1, GENERAL ADMINISTRATION OF ARTICLE III, DEFINITIONS AND ACRONYMS, SECTION 1-22, TO AMEND THE DEFINITION OF ELECTRONIC CHANGEABLE COPY SIGN; AND AMENDING CHAPTER 3, PERFORMANCE STANDARDS, OF ARTICLE IV, SIGN REGULATIONS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY CREATING A NEW SUBSECTION 3-47.F, TO BE NAMED ELECTRONIC CHANGEABLE COPY SIGNS; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Stowers moved, seconded by Commissioner Kent, for approval of Ordinance No. 2015-47, on first reading, as read by title only.

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

Item #8C – Strasser a/k/a Destination Daytona, Planned Business Development

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2015-48

AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A FIRST AMENDED DEVELOPMENT ORDER FOR “STRASSER MPUD” PLANNED BUSINESS DEVELOPMENT LOCATED WEST OF INTERSTATE 95, NORTH OF DESTINATION DAYTONA, PHASE I, AND ALONG DESTINATION USA CIRCLE, BY ALLOWING THE FOLLOWING: (1) ADDITIONAL PERMITTED USES; (2) WALL SIGN STANDARDS, AND (3) ELECTRONIC CHANGEABLE COPY SIGNAGE; RATIFYING AND AFFIRMING ORMOND BEACH ORDINANCE 2015-14 WHICH ADOPTED DEVELOPMENT AGREEMENTS APPROVED BY VOLUSIA COUNTY RESOLUTION 2003-65, THE “JACK KNAP TRUSTEE IPUD”, AND VOLUSIA COUNTY RESOLUTION 2006-91, THE “STRASSER MPUD”, AS A PLANNED BUSINESS DEVELOPMENT ZONING DISTRICT; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Ric Goss, Planning Director, stated that there were three amendments to the Planned Business Development (PBD) amendment. He stated that additional uses were being added and explained that staff looked at the uses which were proposed to be included in the PBD order and determined that they were all consistent with the entertainment that the venue provided. He stated that those uses were recommended to be approved. He explained that under the city’s signage code, one foot was given for every linear foot of frontage up to 30 feet. He further explained that after 30 feet it was a half of a foot. He noted that the applicant was requesting to have one square foot for every one linear foot of building frontage, like was allowed in the county. He explained that some of the buildings located there were much longer and one sign was not sufficient. He stated that the recommendation was for a maximum of three signs. He noted that the minimum square footage for a sign would be 12 square feet. He stated that there was a specific exhibit included regarding the signage for Get Air. He noted that the electronic signage was already enabled by the Land Development Code (LDC). He stated that staff recommended approval for all three amendments. He noted that the Planning Board reviewed all of the amendments and recommended approval as well.

Mr. Ed Dirling, 1321 Harwick Lane, stated that he lived in Plantation Bay, which abutted Destination Daytona. He explained that he was concerned about entertainment uses, noting that had been mentioned. He stated that he was concerned about there being a bandshell at that location. He noted that he was concerned about something like that generating a lot of noise several times a year. He stated that he was interested in what uses were not permitted. He stated that he thought there should be a list of what was not allowed.

Mayor Kelley noted that the uses which would be permitted were listed. He stated that most of those uses were already permitted.

Mr. Goss stated that there were additional uses that were not listed in the Master Planned Unit Development (MPUD) that Destination Daytona had with Volusia County that were being requested. He noted that those additional uses were entertainment venue oriented. He explained that there was already an amphitheater located at Destination Daytona where bands performed and other events were held.

Mayor Kelley noted that the city had received no complaints about the activities there. He stated that he thought that the speedway would take all of the noise as they would be doing larger events. He noted that there would be maybe 1,200 or 1,500 at amphitheater events at Destination Daytona versus 15,000 or 20,000 at events at the speedway.

Mr. Goss stated that the amphitheater events probably held 2,500 to 3,000 people. He noted that the big events were Bike Week and Biketoberfest. He explained that even when the major events were not taking place, the facility was utilized as a destination for shopping, music, and motorcycle purchases and repairs.

Mayor Kelley addressed Mr. Dirling and explained to him that if there were noise ordinance violations or concerns, they would be addressed by code enforcement.

Mr. Jim Morris, Attorney for the applicant, stated that Mr. Goss had already spoken primarily to the uses. He noted that when looking at the zoning that was applicable, city staff had suggested that they incorporate that which was appropriate in order to avoid the Commission having to come back and revisit the question again when a new use came up. He noted that Mr. Goss had referenced Get Air, explaining that Get Air was an indoor trampoline park. He stated that at the last meeting there had been a little bit of concern regarding the message board sign. He explained that the standards being applied to that sign were limited to this area and that the sign was really an electronic image, noting that it was not flashing or distracting one's eye more than any other pictorial image would. He likened it to experiencing a color television image instead of a black and white television image, noting that both depicted the same image but one was better, more appropriate and would not fade or change. He noted that the Planning Board had a lot of discussion as it related to electronic message signage but voted in the affirmative in the end. He respectfully asked the Commission to approve all parts of the amendment. He noted that he appreciated the mention of the amphitheater and explained that it had been there since the beginning and had not been any source of concern that he was aware of.

Commissioner Stowers moved, seconded by Commissioner Partington, for approval of Ordinance No. 2015-48, on first reading, as read by title only.

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

Item #8D – 4 North Perrott Drive, Zoning Amendment

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2015-49
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 A 1.21±-ACRE PORTION OF ONE (1) PARCEL OF

REAL PROPERTY TOTALING 2.57±-ACRES LOCATED AT 4 NORTH PERROTT DRIVE, FROM B-4 (CENTRAL BUSINESS) TO I-1 (LIGHT INDUSTRIAL), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Goss stated that the Commission previously approved the land use plan amendment for this property. He explained that the zoning ordinance now needed to be amended to be consistent with the Comprehensive Plan Land Use Plan Map. He noted that they were proposing a change to the portion of the property that was B-4 downtown commercial to light industrial. He stated that staff and the Planning Board reviewed the ordinance and recommended approval.

Commissioner Kent moved, seconded by Commissioner Stowers, for approval of Ordinance No. 2015-50, on first reading, as read by title only.

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

Mayor Kelley closed the public hearing without objection.

Item #9A – Fiscal Year 2014-15 Budget Amendments

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2015-50
 AN ORDINANCE AMENDING THE ANNUAL BUDGET FOR FISCAL YEAR 2014-2015 BY AMENDING THE GENERAL FUND; THE DOWNTOWN DEVELOPMENT FUND; THE ORMOND CROSSINGS FUND; THE STORMWATER FUND; THE AIRPORT FUND; THE GRANT FUND; THE GENERAL CAPITAL IMPROVEMENTS FUND; THE TRANSPORTATION FUND; THE WATER & WASTEWATER OPERATING FUND; THE WATER & WASTEWATER VEHICLE & EQUIPMENT FUND; THE WATER & WASTEWATER DEBT SERVICE FUND; THE WASTEWATER TREATMENT PLANT FUND; THE WATERMAIN REPLACEMENT PHASE II FUND; THE SOLID WASTE FUND; THE WORKERS COMPENSATION FUND; AND THE GENERAL LIABILITY FUND; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Kent moved, seconded by Commissioner Stowers, for approval of Ordinance No. 2015-50, on first reading, as read by title only.

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

Item #10A – Airport Master Plan Update

City Clerk Scott McKee read by title only:

RESOLUTION NO. 2015-206
 A RESOLUTION APPROVING AN UPDATED AIRPORT MASTER PLAN FOR THE ORMOND BEACH MUNICIPAL AIRPORT; SETTING FORTH CONDITIONS OF APPROVAL; AUTHORIZING SUBMISSION TO THE FEDERAL AVIATION ADMINISTRATION; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. David Slick, 322 John Anderson Drive, thanked the Commission for the visionary look at the airport and their realization that the airport was part of economic development. He explained that extending the runway would not only help bring more aviation business-related work to the Airport Business Park but would also help develop the commercial and industrial part of Ormond Crossings.

Commissioner Partington moved, seconded by Commissioner Stowers, for approval of Resolution No. 2015-206, as read by title only.

Mayor Kelley stated that he would echo Mr. Slick's comments. He noted that there were many public meetings held for public input and much was gained from them as well as the Commission's discussion during their workshop. He thanked Economic Development Director Joe Mannarino and Hoyle, Tanner & Associates, Inc., for their work on the Airport Master Plan.

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

Item #10B – Environmental Discovery Center Siding Color Selection

Ms. Shanahan displayed a board with choices of hardie plank siding for the outside of the Environmental Discovery Center (EDC) building. She noted that the colors available were woodland cream, monterey taupe, woodstock brown and khaki brown. She stated that staff was recommending the woodland cream color but noted that it was the Commission's decision.

Mayor Kelley stated that he would not recommend that one and would instead recommend the monterey taupe.

Commissioner Stowers noted that there would be a railing surrounding the building. He explained that he liked the woodland cream with a white railing. He stated that if the railing was not white it might change his decision. He asked if the full color scheme would be consistent with the sample photographs provided in their agenda packet, noting that the picture of the house with the woodland cream siding had white trim and a white railed porch.

Mr. John Noble, City Engineer, stated that the railing was not intended to be painted at this time and would be a natural wood railing.

Mayor Kelley stated that the woodland cream color would not stay that same color for very long. He noted that he believed that it would dull over time.

Commissioner Kent stated that his least favorite was the woodstock brown. He stated that he had not heard anyone mention it but noted that Commissioner Partington had not weighed in yet. He stated that his second least favorite was the monterey taupe. He noted that he liked the woodland cream or the khaki brown. He agreed with Commissioner Stowers that the woodland cream looked best with the white trim and white railings, as depicted in the example photograph. He stated that the color was somewhat yellow and he thought that fit well with a southern and Florida styled look. He noted that he liked the khaki brown if they could not get a consensus on the woodland cream. He stated that he would also like that one with white trim.

Mr. Noble stated that staff could meet with the contractor to discuss adding white to the railing.

Mayor Kelley noted that he found it interesting that in the photos included staff's recommendation, as the woodland cream home, was sitting in a sunny place with beautiful green grass and his choice, the monterey taupe, appeared to be taken in the dead of winter with garbage cans outside the example home. He joked that the deck was stacked.

Mr. Noble referenced the original design concept presented at the workshop and stated that staff tried to select something consistent with that. He noted that the concept drawing had the building in a yellow color.

Mayor Kelley stated that the color did not make that much difference to him.

Commissioner Partington stated that he would recommend woodland cream because his wife told him to.

Mayor Kelley noted that was three in favor of woodland cream; whereby, Commissioner Kent added that it needed white trim.

Ms. Shanahan stated that the white trim was not specified in the bid so it would be an add-on; whereby, Mr. Noble replied that they would have to get a cost for that.

Ms. Shanahan stated that the railing would need to be painted or they would need to get some kind of vinyl for it.

Mayor Kelley stated that railings came pre-made in white; whereby, Ms. Shanahan noted that it was not part of the original bid.

Mr. Noble explained that the bid called for pressured treated lumber for the railings.

Commissioner Kent asked if the hardie plank siding came in the colors displayed or if it would be painted; whereby, Mr. Noble replied that it would be painted.

Commissioner Kent stated that white PVC vinyl would be great for the railings. He noted that they could avoid having to have that painted down the road.

Mayor Kelley noted that he could not believe that the hardie plank did not come in a color.

Mr. Noble explained that it did but the architect called for painting it in the design; whereby, Mayor Kelley stated that it seemed to be a maintenance issue.

Mr. Noble explained that even if the board came pre-painted it would still have to be painted every so many years. He noted that the contractor recommended painting it because during the construction it could become nicked and damaged and might have to be repainted anyway. He stated that had happened at Andy Romano Beachfront Park. He noted that they splattered stucco onto it.

Mayor Kelley stated that he thought that having it painted was a mistake, that not buying material that would last was a mistake and that the woodland cream color would fade and would not look like it did in the home pictured in the example. He noted that was just his opinion but reiterated that he felt it would be a maintenance nightmare.

Ms. Shanahan confirmed with the Commission that their direction was for the woodland cream with the white trim.

Commissioner Kent asked about looking into the vinyl PVC railing; whereby, Ms. Shanahan stated that staff would bring that back to the Commission.

Mayor Kelley stated that he thought that would be less costly than using the pretreated wood.

Item #11 – Reports, Suggestions, Requests

Upcoming Meetings

Ms. Shanahan stated that the City Commission had a Brainstorming Session Workshop scheduled for December 1, 2015, at 5:30 p.m. She stated that the next City Commission meeting would be held on Tuesday, November 17, 2015, at 7:00 p.m. She noted that the last City Commission meeting of the calendar year would be held on Tuesday, December 1, 2015.

Movies on the Halifax

Ms. Shanahan stated that Movies on the Halifax would be Friday, November 6, 2015, at Rockefeller Gardens. She stated that the movie would be *Saving Mr. Banks*.

Audit

Ms. Shanahan stated that the city's annual audit was underway. She noted that the auditors usually met individually with members of the City Commission prior to the audit report being presented in February.

Commissioner Boehm

Mayor Kelley stated that Commissioner Boehm was absent that evening due to a planned trip. He explained that they had changed the meeting date to accommodate the travel of Commissioner Kent, Commissioner Partington, and himself for the National League of Cities (NLC) conference.

Senior Games

Commissioner Partington stated that he had the honor of reading the proclamation for the 32nd Ormond Beach Senior Games. He noted that it was a great group of seniors

and they presented the Commission with a gift as a token of appreciation for the support. He gave Mayor Kelley the gift box. Mayor Kelley opened it and it included a medal from the Senior Games.

Veterans Day

Ms. Shanahan stated that she neglected to mention that on Monday, November 9, 2015, the Veterans Day Dinner would be held at the Senior Center. She noted that the art museum had a program at 11:00 a.m. on Veterans Day, which was Wednesday, November 11, 2015.

TPO - Pedestrian

Commissioner Stowers stated that he attended the River to Sea Transportation Planning Organization (River to Sea TPO) the previous week. He reported that the consultant hired to analyze the A1A corridor regarding pedestrian and automobile interactions gave an update of the study in progress. He noted that he was happy to report that Ormond Beach was one of the specific areas being targeted for more detailed analysis. He stated that he spoke up and let them know that the study and its recommendations could not come soon enough.

TPO – Bicycle/Pedestrian

Commissioner Stowers stated that it appeared that either at the next TPO meeting or the subsequent one, there may be a formal discussion on consolidating the project lists from what were currently two silos, each with their own set of funding, one being infrastructure projects and one being pedestrian/bicycle projects. He explained that the way it was presented to the board was that by combining the two into one list there would be more money for the projects but it was noted that the bicycle/pedestrian committee objected to that. He noted that he asked if that would really be setting up one list to not be able to compete with the bigger list. He explained that he thought that the bicycle and pedestrian group thought that if their list was combined with infrastructure projects, then their projects would not come close to being prioritized. He noted that there was some discussion and it would be brought back for a more formal discussion. He explained that he wanted to raise it with the Commission that evening as he was voting at TPO on behalf of the Commission. He noted that he would be happy to hear anyone else's thoughts on the topic or answer any questions.

Mayor Kelley asked if it would come back for discussion before January; whereby, Commissioner Stowers stated that it could come back in November. He noted that their next meeting was the day before Thanksgiving and as such might end up being cancelled. He stated that he did not think that it would be a violation of the Sunshine Laws for each of them to provide their thoughts in a summary.

Mayor Kelley stated that the only question he had was who spearheaded this change.

Commissioner Stowers stated that it was not really discussed. He explained that to him it seemed from a one-page memorandum staff submitted on the item, that it was decidedly slanted towards the consolidation, noting that the language advocated for increased efficiency to create more productive projects due to more money.

Mayor Kelley noted that he did not see how it would mean more money except that the money would just be together in one pot instead of two. He stated that a lot of the funding received was tied directly to bicycle and pedestrian issues. He noted that presently there was an overall percentage that went directly to bicycle/pedestrian. He stated that he did not know what a bicycle/pedestrian staff was needed. He noted that a lot of people road bicycles and he was not against that but explained that they came out with a statistic that bicycling was the number one reason why people came to Florida. He stated that he did not see many cars with bicycles on them driving down the highway. He noted that Walt Disney World was the biggest driver in the area. He stated that someone may be driving the proposed change to shift more money towards the roads and streets that were not being taken care of in the county. He noted that could be one theory.

Commissioner Partington asked how the funding was split for each presently; whereby, Mayor Kelley replied that he believed bicycle/pedestrian received about 10% or 15%. He noted that the budgets were available. He noted that a lot of that funding went to staff and research.

Commissioner Partington stated that the roads were probably the most important aspect, but he did not want to take funds away from potential solutions to bicycle/pedestrian issues and problems, noting that the city had issues with that downtown and on A1A.

Mayor Kelley noted that the Commission had another meeting before TPO would. He encouraged the Commission to do their due diligence on the issue before it.

Ms. Shanahan stated that staff could get more information from TPO so that the Commission had that to look at.

Commissioner Stowers stated that would be helpful. He noted that TPO was touting the efficiency of combining two lists into one. He stated that there was a lot going on with TPO that was not efficient that could be addressed instead.

Ms. Shanahan noted that the city's concern was losing the funding for bicycle/pedestrian projects. She stated that staff would provide the Commission with a white paper regarding the issue.

Commissioner Kent stated that he liked to ride a bicycle but wondered why anyone would ride one on major roads with the way people talk and text on their phones while driving. He noted that he did not even like walking on the sidewalk on Halifax or A1A because of the sheer number of individuals he saw texting while driving. He explained that when he was a child he would walk to the middle of A1A when crossing and stand there and wait for traffic to clear so he could walk the other two lanes. He noted that he was now teaching his son that whenever he was allowed to cross A1A alone, when he turned 13 years old, he was never to cross unless the entire road was clear. He explained that residents had reached out to him whenever there were bicycling events taking place in Ormond Beach city limits because residents sometimes felt paralyzed in their cars trying to get around the bicyclers as the bicyclers were out in the middle of the road. He noted that some indoor cycling facilities were needed. He explained that he felt that vehicles that weighed 3,000 pounds and bicyclists on the same narrow roads were disasters waiting to happen.

Family

Commissioner Kent noted that all five members of the Commission had children. He noted that Mayor Kelley and Commissioner Boehm's children were mostly grown. He stated that Commissioner Partington was serving on the Commission when he had his daughter Faith, and Commissioner Stowers was serving when he had both of his young daughters, Hannah and Emma. He stated that it was interesting watching all of them change. He noted that he was serving when he had his son, Wyatt. He explained that with his new job he left the house before his son woke up and some nights came home and he was already asleep for the night. He stated that his nine-year old son came home with straight A's, which he was extremely proud of. He stated that his son came home that evening with paperwork that he was elected to the student council at school and had to get five students and three teachers to attest to his character. He noted that most of the teachers had left for the day but five students had already done so and all of them were from student council and as such he would be running against them. He stated that it was a heartwarming thing for him as a father watching his children run around excited during Halloween. He noted that there would only be so many more years for his son to do that.

Quality of Life

Mayor Kelley thanked Commissioner Kent and Commissioner Partington for the idea for the fishing tournament, noting that he forgot which one originally came up with the idea, and thanked Commissioner Kent for his idea for Movies on the Halifax. He noted that he received a lot of positive comments about the event.

Commissioner Kent stated that Commissioner Partington had the idea to increase the number of fishing tournaments from one to three.

Mayor Kelley stated each member of the Commission brought something different to the table to help make Ormond Beach what it was. He stated that his son had been home recently for the first time in two years. He noted that his son told him Ormond Beach was beautiful and looked great.

Student Involvement

Mayor Kelley stated that he addressed the student government and legal class at Atlantic High School. He noted that the City of Port Orange had a youth advisory council

board. He explained that a lot of students in the Ormond Beach area were very actively involved, which might be something to discuss.

Family

Mayor Kelley stated that his daughter coached soccer at a middle school in Orange County. He explained that it was her third year there so she had coached all of the students from sixth grade up. He stated that they won the Orange County Middle School Soccer Championship. He noted that the team went undefeated and allowed only two goals to be scored the whole season. He stated that Orange County had great facilities and were able to do more because they received full funding from the state, unlike Volusia County.

VCGMC

Mayor Kelley stated that the Commission received the white paper on the Volusia County Growth Management Commission (VCGMC). He noted that some of the things he had read in it made him think. He stated that the city had a representative on the Commission who had served them well and he trusted his judgment. He explained that the group could bring any city to its knees and ask them to do anything they wanted them to. He stated someone in Ponce Inlet could protest if Ormond Beach wanted to have a Comprehensive Plan amendment and hold the city up from passing that amendment. He explained that he did not like the idea of someone who was not responsible to the people being able to derail a worthwhile project. He stated that this was something that they might want to look at. He noted that he would bring more information.

Ms. Shanahan stated that it was important to note that the Charter Review Committee for Volusia County would be hearing the issue about growth management sometime in December.

Mayor Kelley noted that he believed it was the week after the Commission's December 1, 2015, meeting.

Ms. Shanahan replied that she believed that it was December 9, 2015.

Mayor Kelley stated that he would like the Commission to weigh in at the December 1, 2015, meeting.

Ms. Shanahan asked if the Commission wanted a discussion item about the topic at their December 1, 2015, meeting; whereby, Mayor Kelley confirmed that he would. He asked Ms. Shanahan to provide the white paper and any other pertinent information.

Ms. Shanahan noted that she had received a sample resolution from another jurisdiction. She stated that she would find out how other jurisdictions had undertaken any action and report that as part of the discussion item.

Mayor Kelley noted that it could have been well intended initially, but he did not think that was thought through when it was created. He explained that 16 people served on the Commission, one from each municipality, and that those 16 individuals could overrule what the elected officials in each city were trying to do. He noted that the only recourse was the court.

Item #12 – Adjournment

The meeting was adjourned at 7:57 p.m.

APPROVED: November 17, 2015

BY:

Ed Kelley, Mayor

ATTEST:

J. Scott McKee, City Clerk