



**CITY OF ORMOND BEACH  
CITY COMMISSION MEETING**

AUGUST 18, 2009

7:00 PM

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PURSUANT TO SECTION 286.0105, 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.

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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 IN WRITING, OR MAY CALL 677-0311 FOR INFORMATION REGARDING AVAILABLE AIDS AND SERVICES. LISTENING DEVICE AVAILABLE FOR HEARING IMPAIRED.  
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**A G E N D A**

- 1) Meeting call to order by Mayor Costello.
- 2) Invocation by Pastor Bud Murphy, Unitarian Universalist Society.
- 3) Pledge of Allegiance.
- 4) **PRESENTATIONS:**
  - A) Proclamation honoring Bill Mueller and Jim Riecks, kayak and waveski champions.
  - B) Proclamation in support of the 2010 Census.
- 5) **AUDIENCE REMARKS:**
- 6) **APPROVAL OF THE MINUTES** of the August 5, 2009, meeting.
- 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. 2009-111 reappointing Joann Duran as a member to serve as a Commissioner of the Ormond Beach Housing Authority; setting forth term and conditions of service. **APPROVED**
  - B) Resolution No. 2009-112 approving and authorizing a Flu Shot Program to be administered by the Ormond Beach Fire Department and authorizing the execution of a Flu-Station Program Vaccination Service Agreement between the City of Ormond Beach and Vax Care Corporation. (Acting Fire Chief) **APPROVED**

- C) Resolution No. 2009-115 authorizing the execution of a Local Agency Program Supplemental Agreement between the City and the Florida Department of Transportation regarding an interchange justification report for a proposed collector-distributor system located at the interchange of I-95 and US1. (\$16,314) (Planning Director) **APPROVED**
- D) Resolution No. 2009-116 authorizing the execution of Change Order Number Two (2) to that contract awarded to C.E.M. Enterprises, Inc., regarding the Rockefeller Gardens Site and Drainage Improvements project, by increasing the contract price by \$12,406.89; increasing the contract time by 33 days. (\$1,025,197.34 total contract price; 243 total contract days) (Acting City Engineer) **APPROVED**
- E) Resolution No. 2009-117 accepting a proposal from McKim & Creed, P.A., to provide engineering services regarding storm drain improvements for Alcazar Avenue, Arroyo Parkway, Buena Vista Avenue and Seville Street; authorizing the execution of a Work Authorization thereto. (Not to exceed \$99,831) (Acting City Engineer) **APPROVED**
- F) Resolution No. 2009-118 authorizing the execution of a Joint Project Agreement between the City and the Eastern Volusia Regional Water Authority, the City of Daytona Beach, the City of Holly Hill, the City of South Daytona, the City of Port Orange, and the County of Volusia, regarding a Feasibility Study for the Nova Canal Drainage System. (\$30,456) (Acting City Engineer) **APPROVED**
- G) Resolution No. 2009-119 approving and authorizing a severance pay package for certain employees; making legislative findings. (\$35,816) (Finance Director) **APPROVED**
- H) Resolution No. 2009-120 ratifying the execution of an amended agreement between the City and Brown & Brown of Florida, Inc.; authorizing a waiver to certain insurance requirements. (Risk Manager) **APPROVED**
- I) Resolution No. 2009-121 approving an Interlocal Agreement with Volusia County through the Sheriff's Office to provide a records management system (RMS) for the Ormond Beach Police Department; authorizing the execution of said agreement. (\$25,300 annually) (Police Chief) **APPROVED**
- J) Closing of Riverside Drive for the Caribbean Night and Island Market event.
- DISPOSITION: Approve as recommended in City Manager Memorandum dated August 13, 2009. **APPROVED**
- K) FY 2008-2009 budget results for the General Fund and the Water/Wastewater Fund. (Finance Director)
- DISPOSITION: Approve as recommended in City Manager memorandum dated August 13, 2009. **APPROVED**

8) **PUBLIC HEARINGS:**

- A) Resolution No. 2009-113 authorizing the submittal of a grant application to the County of Volusia under the Ponce de Leon Inlet and Port District Beach Ramp Beautification Grant Program for funding assistance regarding improvements to the Milsap Road beach ramp; authorizing the execution of all documents incidental thereto. (\$25,000 total project; \$10,000 grant funding) (Acting City Engineer) **APPROVED**
- B) Resolution No. 2009-114 authorizing the submittal of a grant application to the County of Volusia under the Ponce de Leon Inlet and Port District Beach Ramp Beautification Grant Program for funding assistance regarding improvements to the Harvard Drive beach ramp; authorizing the execution of all documents incidental thereto. (\$25,000 total project; \$10,000 grant funding) (Acting City Engineer) **APPROVED**
- C) Resolution No. 2009-122 of the City Commission, also acting as the Community Redevelopment Agency of the City of Ormond Beach, Florida, accepting a proposal from Zev Cohen and Associates, Inc., to provide engineering services regarding the Vining Court Streetscape project; authorizing the execution of a Work Authorization and payment therefor. (Not to exceed \$25,280) (Planning Director) **APPROVED**
- D) Ordinance No. 2009-28 of the City of Ormond Beach, Florida, 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 4.28 acres located at 1291 West Granada Boulevard, from "Suburban Low Density Residential" to "Office/Professional." (Planning Director) **APPROVED ON FIRST READING WITH LIMITATIONS ON THE SIZE OF THE DEVELOPMENT AND ENSURING A BUFFER.**
- E) Ordinance No. 2009-29 amending Subsection A, Zoning Map, of Chapter 2, District and General Regulations, Article I, Establishment of Zoning Districts and Official Zoning Map, Section 2-03, Official Zoning Map and Zoning Districts, of the City of Ormond Beach *Land Development Code*, by rezoning two parcels of real property totaling 8.28 acres located at 570 and 592 Sterthaus Drive, from B-1 (Professional Office/Hospital) to PBD (Planned Business Development); authorizing revision of the Official Zoning Map; approving a Development Order for a Planned Business Development to be known as "Madison Glen Apartments"; establishing conditions therefore; and approving and authorizing the removal of one historic tree located on the property. (Planning Director) **APPROVED ON FIRST READING**
- 9) **FIRST READING OF ORDINANCE** No. 2009-30 amending Chapter 2, District and General Regulations, Article V, Non-conformance, Section 2-68, Application for a Determination of the Status of Non-conformity, of the *Land Development Code* by deleting the reference to the Development Review Team and adding a reference to the Determination Application Fee. (Planning Director) **APPROVED ON FIRST READING**
- 10) **RESOLUTION** No. 2009-123 authorizing the renewal of a Solid Waste, Yard Waste, Recycling and Roll-off Collection and Disposal Services agreement and a Transfer Station

Lease agreement between the City of Ormond Beach and Waste Management, Inc., of Florida. (Public Works Director) **APPROVED**

11) **DISCUSSION ITEMS:**

A) West Granada roadway improvements. (Planning Director)

**The Commission offered support for Ormond MainStreet's design plan, including removal of trees and grates, and widening sidewalks.**

B) Construction of a bridge on Hand Avenue. (Acting City Engineer)

**Staff was directed to submit applications for any grant funding appropriate to the project.**

C) Florida International Festival funding request.

**The Commission allocated an \$8,000 donation to the Festival.**

12) **REPORTS, SUGGESTIONS, REQUESTS:** Mayor, City Commission, City Manager, City Attorney.

13) **CLOSE THE MEETING.**