



**ACTION REPORT
CITY OF ORMOND BEACH, FLORIDA
CITY COMMISSION MEETING
November 5, 2018
7:00 PM**

Mayor Bill Partington

Zone 1 – Commissioner Dwight Selby

Zone 3 – Commissioner Rick Boehm

Zone 2 – Commissioner Troy Kent

Zone 4 – Commissioner Rob Littleton

COMMISSION CHAMBERS

22 South Beach Street, Ormond Beach, FL 32174

Phone: 386-677-0311

Web: www.ormondbeach.org

- 1. CALL TO ORDER**
- 2. INVOCATION**
- 3. PLEDGE OF ALLEGIANCE**
- 4. PRESENTATIONS AND PROCLAMATIONS**
 - A. Purple Heart
 - B. Larry Volenec
- 5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 6. APPROVAL OF MINUTES**
 - A. Minutes from City Commission meeting – October 16, 2018 **APPROVED**
- 7. CONSENT AGENDA**

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

 - A. **RESOLUTION NO. 2018-139:** A RESOLUTION AUTHORIZING THE EXECUTION OF AN ARTIFACTS LOAN AGREEMENT BETWEEN THE CITY AND WILLIAM H. JONES, JR. REGARDING THE STANLEY STEAMER REPLICA; AND SETTING FORTH AN EFFECTIVE DATE.

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

- B. **RESOLUTION NO. 2018-151:** A RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND ORMOND MEMORIAL ART MUSEUM, INC.; AND SETTING FORTH AN EFFECTIVE DATE.

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

- C. **RESOLUTION NO. 2018-157:** A RESOLUTION APPOINTING A MEMBER TO THE LEISURE SERVICES ADVISORY BOARD; SETTING FORTH TERMS AND CONDITIONS OF SERVICE; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Lisa Dahme, City Clerk (676-3340) **APPROVED**

- D. **RESOLUTION NO. 2018-158:** A RESOLUTION AUTHORIZING THE EXECUTION OF A QUITCLAIM DEED IN FAVOR OF KEVIN K. SHAMLOU, AND KRISTEN R. SHAMLOU, RELEASING A 5-FOOT SIDE YARD UTILITY EASEMENT ALONG THE SOUTH SIDE OF THE PROPERTY LOCATED AT 1507 OAK FOREST DRIVE; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Steven Spraker, Planning Director (386-676-3341) **APPROVED**

- E. **RESOLUTION NO. 2018-159:** A RESOLUTION ACCEPTING A WARRANTY DEED FROM 2017 GRANADA II ORMOND LLC FOR PROPERTY LOCATED ALONG MIRROR LAKE DRIVE FOR RIGHT-OF-WAY PURPOSES; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Steven Spraker, Planning Director (386-676-3341) **APPROVED**

- F. **RESOLUTION NO. 2018-160:** A RESOLUTION AUTHORIZING THE EXECUTION OF A WATER, SEWER AND ANNEXATION AGREEMENT BETWEEN THE CITY OF ORMOND BEACH AND HW PENINSULA, LLC, FOR PROPERTY LOCATED AT 173 SUNRISE COVE CIRCLE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA; PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Steven Spraker, Planning Director (386-676-3341) **APPROVED**

- G. **RESOLUTION NO. 2018-161:** A RESOLUTION AUTHORIZING THE EXECUTION OF A WATER, SEWER AND ANNEXATION AGREEMENT BETWEEN THE CITY OF ORMOND BEACH AND PETER GILL AND MERRY GILL FOR PROPERTY LOCATED AT 185 SUNRISE COVE CIRCLE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA; PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Steven Spraker, Planning Director (386-676-3341)

APPROVED

- H. **RESOLUTION NO. 2018-162:** A RESOLUTION AUTHORIZING THE EXECUTION OF A WATER, SEWER AND ANNEXATION AGREEMENT BETWEEN THE CITY OF ORMOND BEACH AND ANTHONY C. PARIS AND CONNIE C. PARIS FOR PROPERTY LOCATED AT 127 COQUINA KEY DRIVE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA; PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Steven Spraker, Planning Director (386-676-3341)

APPROVED

- I. **RESOLUTION NO. 2018-163:** A RESOLUTION AUTHORIZING THE EXECUTION OF A WATER, SEWER AND ANNEXATION AGREEMENT BETWEEN THE CITY OF ORMOND BEACH AND LAWRENCE RUSBARSKY AND BARBARA RUSBARSKY FOR PROPERTY LOCATED AT NO ADDRESS SOUTHWEST SIDE ISLAMORADA DRIVE, PARCEL IDENTIFICATION NUMBER 3209-01-00-0400, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA; PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Steven Spraker, Planning Director (386-676-3341)

APPROVED

- J. **RESOLUTION NO. 2018-164:** A RESOLUTION ACCEPTING THE PROPOSAL OF NATIONAL METERING SERVICES, INC., REGARDING THE CITYWIDE AUTOMATIC METER READING INSTALLATION PROJECT; AUTHORIZING THE EXECUTION OF AN AGREEMENT; REJECTING ALL OTHER PROPOSALS; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Chris Byle, Assistant Finance Director (386-676-3206)

APPROVED

- K. **RESOLUTION NO. 2018-165:** A RESOLUTION AUTHORIZING THE EXECUTION OF A JOINT PARTICIPATION AGREEMENT BETWEEN THE CITY OF ORMOND BEACH AND FLORIDA DEPARTMENT OF TRANSPORTATION, REGARDING LANDSCAPING AND IRRIGATION IMPROVEMENTS WITHIN THE GRANADA MEDIANS WEST OF I-95; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Cara Culliver, Landscape Architect (386-676-3269)

APPROVED

- L. **RESOLUTION NO. 2018-166:** A RESOLUTION AUTHORIZING THE EXECUTION OF A PUBLIC TRANSPORTATION GRANT AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION, REGARDING AVIGATION EASEMENT ACQUISITION SERVICES FOR THE EXTENSION OF RUNWAY 8/26, AT THE ORMOND BEACH MUNICIPAL AIRPORT; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Steven Lichliter, Airport Manager (386-615-7019)

APPROVED

- M. **RESOLUTION NO. 2018-167:** A RESOLUTION AUTHORIZING THE EXECUTION OF A LIGHTING AGREEMENT ALLOWING FOR THE CONVERSION OF ALL CITY OF ORMOND BEACH STREET LIGHTS WITH THEIR LED EQUIVALENTS; AND SETTING FORTH AN EFFECTIVE DATE.

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

APPROVED

- N. **RESOLUTION NO. 2018-168:** A RESOLUTION AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION TO THE COUNTY OF VOLUSIA UNDER THE ECHO GRANTS-IN-AID PROGRAM FOR FUNDING ASSISTANCE REGARDING THE CONSTRUCTION OF A CHAMPIONSHIP SOFTBALL FIELD AT THE ORMOND BEACH SPORTS COMPLEX; AUTHORIZING THE EXECUTION OF ALL DOCUMENTS INCIDENTAL THERETO, INCLUDING ANY CONTRACT NECESSARY FOR THE CITY TO ACCEPT THE GRANT AWARD; AND SETTING FORTH AN EFFECTIVE DATE.

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

- O. **RESOLUTION NO. 2018-169:** A RESOLUTION AUTHORIZING EXECUTION OF A COMMUNITY DEVELOPMENT BLOCK GRANT SUBRECIPIENT AGREEMENT FOR FISCAL YEAR 2018-2019 BETWEEN THE CITY AND THE COUNTY OF VOLUSIA; AND SETTING FORTH AN EFFECTIVE DATE.

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

- P. **RESOLUTION NO. 2018-170:** A RESOLUTION AUTHORIZING THE EXPENDITURE OF \$65,800.00 FROM THE LAW ENFORCEMENT TRUST (FORFEITURE) FUND FOR INITIAL COSTS TO ESTABLISH A SPECIAL RESPONSE TEAM; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Jesse Godfrey, Police Chief (386-676-3525)

APPROVED

- Q. **RESOLUTION NO. 2018-171:** A RESOLUTION AUTHORIZING THE SOLE SOURCE PROCUREMENT OF PUMPING AND CONTROLS EQUIPMENT AND REPAIR SERVICES FROM XYLEM WATER SOLUTIONS USA, INC. FOR THE CITY'S WASTEWATER COLLECTION SYSTEM LIFT STATIONS; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Gabe Menendez, Public Works Director (386-676-3292) **APPROVED**

- R. **RESOLUTION NO. 2018-172:** A RESOLUTION AUTHORIZING THE SOLE SOURCE PROCUREMENT OF VARIOUS REPLACEMENT AND REPAIR

PARTS FROM ALPHA GENERAL SERVICES, INC. FOR THE CITY'S PRETREATMENT EFFLUENT PUMPING TANKS; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Gabe Menendez, Public Works Director (386-676-3292) **APPROVED**

- S. **RESOLUTION NO. 2018-173:** A RESOLUTION ACCEPTING A BID FROM GILES ELECTRIC COMPANY FOR THE WASTEWATER TREATMENT PLANT INFLUENT PUMPS VARIABLE FREQUENCY DRIVE REPLACEMENT PROJECT, UNDER BID NO. 2019-03; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Gabe Menendez, Public Works Director (386-676-3292) **APPROVED**

- T. **RESOLUTION NO. 2018-174:** A RESOLUTION ACCEPTING A BID FROM DANUS UTILITIES, INC. FOR CONSTRUCTION SERVICES REGARDING THE LIFT STATION 3M & ASHFORD LAKES IMPROVEMENTS PROJECT, UNDER BID NO. 2018-35; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Gabe Menendez, Public Works Director (386-676-3292) **APPROVED**

- U. **RESOLUTION NO. 2018-175:** A RESOLUTION ACCEPTING A PROPOSAL FROM TRIHEDRAL, INC. FOR PROVISION OF SCADA SOFTWARE, LICENSE AND ANNUAL SUPPORT, UNDER RFP 2018-06; AUTHORIZING THE EXECUTION OF AN AGREEMENT THEREFOR; REJECTING ALL OTHER PROPOSALS; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Gabe Menendez, Public Works Director (386-676-3292) **APPROVED**

- V. **Supervisory Controls and Data Acquisition (SCADA) Integration Services – Request for Proposals (RFP)**

Staff Contact: Gabe Menendez, Public Works Director (386-676-3292)

Disposition: Approve as recommended in the City Manager memorandum dated November 5, 2018. **APPROVED**

- W. **FEMA FMA Grant Application Submittal**

Staff Contact: Steven Spraker, Planning Director (386-676-3341)

Disposition: Approve as recommended in the City Manager memorandum dated November 5, 2018. **APPROVED**

X. **C & D Franchise Renewal for E & J Recycling and Disposal Service**

Staff Contact: Kevin Gray, Public Works Operations Manager (386-676-3522)

Disposition: Approve as recommended in the City Manager memorandum dated November 5, 2018. **APPROVED**

Y. **C & D Franchise Agreement for WCA of Florida LLC dba Sunshine Recycling Inc**

Staff Contact: Kevin Gray, Public Works Operations Manager (386-676-3522)

Disposition: Approve as recommended in the City Manager memorandum dated November 5, 2018. **APPROVED**

8. PUBLIC HEARINGS

A. **ORDINANCE NO. 2018-26:** AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A FIRST AMENDED PLANNED RESIDENTIAL DEVELOPMENT ORDER FOR THE "HALIFAX 100" PLANNED RESIDENTIAL DEVELOPMENT DISTRICT, AUTHORIZING A MODIFICATION TO THE APPROVED BUILDING ELEVATIONS TO BE LOCATED AT 100 NORTH HALIFAX DRIVE (VOLUSIA COUNTY PARCEL NUMBER: 4214-08-00-0340); ESTABLISHING CONDITIONS AND EXPIRATIONS OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Staff Contact: Steven Spraker, Planning Director (386-676-3341)
APPROVED

B. **ORDINANCE NO. 2018-27:** AN ORDINANCE APPROVING THE FINAL PLAT FOR THE "GRENIER SUBDIVISION"; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Staff Contact: Steven Spraker, Planning Director (386-676-3341)
APPROVED

C. **ORDINANCE NO. 2018-29:** AN ORDINANCE AMENDING SUBSECTION (5), HISTORIC PRESERVATION, OF SECTION 8-10, APPLICATION PROCESSING FEES, OF CHAPTER 8, BUILDINGS AND CONSTRUCTION REGULATIONS, ARTICLE I, IN GENERAL OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Staff Contact: Steven Spraker, Planning Director (386-676-3341)
APPROVED

9. SECOND READING OF ORDINANCES

- A. **ORDINANCE NO. 2018-30:** AN ORDINANCE AMENDING THE ANNUAL BUDGET FOR FISCAL YEAR 2017-2018 BY AMENDING THE GENERAL FUND (001); THE DOWNTOWN REDEVELOPMENT TRUST FUND (104); THE AIRPORT FUND (108); THE PENSION PASS THRU (113); THE FACILITY FEE FUND (115); THE GRANTS FUND (116); THE GENERAL CAPITAL IMPROVEMENTS FUND (301); THE GENERAL EQUIPMENT RENEWAL AND REPLACEMENT FUND (302); THE TRANSPORTATION IMPROVEMENTS FUND (308); THE FACILITIES RENEWAL & REPLACEMENT FUND (317); THE WATER AND WASTEWATER VEHICLE REPLACEMENT FUND (408); THE WATER AND WASTEWATER RENEWAL & REPLACEMENT FUND (409); THE WASTEWATER SYSTEM IMPACT FEE FUND (435); THE WATER AND WASTEWATER CONSTRUCTION (445-2017); THE SOLID WASTE (460); THE WORKERS' COMPENSATION (502); THE GENERAL LIABILITY FUND (504); AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

- B. **ORDINANCE NO. 2018-31:** AN ORDINANCE AMENDING CHAPTER 14, OFFENSES, ARTICLE I, IN GENERAL, SECTION 14-18, TRESPASS, OF THE CODE OF ORDINANCES OF THE CITY OF ORMOND BEACH, FLORIDA; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Staff Contact: Ann-Margret Emery, Deputy City Attorney (386-676-3218) **APPROVED**

10. REPORTS, SUGGESTIONS, REQUESTS

11. ADJOURNMENT

Website Address – www.ormondbeach.org

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



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



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

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