



**ACTION REPORT  
CITY OF ORMOND BEACH, FLORIDA  
CITY COMMISSION MEETING  
February 19, 2019  
7:00 PM**

**Mayor Bill Partington**

**Zone 1 – Commissioner Dwight Selby**

**Zone 3 – Commissioner Susan Persis**

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

**1. CALL TO ORDER**

**2. INVOCATION**

**3. PLEDGE OF ALLEGIANCE**

**4. PRESENTATIONS AND PROCLAMATIONS**

A. Officer Hanson-Auld and Officer Long

B. ANNUAL AUDIT PRESENTATION FY 2017 - 18

*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 – February 5, 2019 **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. 2019-43: A RESOLUTION ACCEPTING A PROPOSAL FROM ZEV COHEN & ASSOCIATES TO PERFORM A FEASIBILITY STUDY REGARDING THE RELOCATION OF THE POLICE STATION AND**

EMERGENCY OPERATIONS CENTER; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION AND PAYMENT THEREFOR; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

- B. RESOLUTION NO. 2019-44:** A RESOLUTION ACCEPTING A PROPOSAL FROM VANASSE HANGEN BRUSTLIN, INC. TO PERFORM A FEASIBILITY STUDY REGARDING THE POTENTIAL SITE USES FOR THE PROPERTY LOCATED AT 56 N. BEACH STREET; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION AND PAYMENT THEREFOR; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

- C. RESOLUTION NO. 2019-46:** A RESOLUTION AUTHORIZING THE EXECUTION OF A WATER, SEWER AND ANNEXATION AGREEMENT BETWEEN THE CITY OF ORMOND BEACH AND KEVIN J. TUCKER TRUSTEE OF THE KEVIN J. TUCKER TRUST 3-29- 16 FOR PROPERTY LOCATED AT 9 OCEAN BREEZE 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**

- D. RESOLUTION NO. 2019-47:** A RESOLUTION AUTHORIZING THE EXECUTION OF A RETAIL UTILITY SERVICE AGREEMENT FOR DEERFIELD TRACE BETWEEN THE CITY AND HUNTER'S RIDGE COMMUNITY DEVELOPMENT DISTRICT NO. 1 AND ROYAL LIONS GATE, LLC; SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

- E. RESOLUTION NO. 2019-48:** A RESOLUTION ESTABLISHING A DOWNTOWN STEERING COMMITTEE; ESTABLISHING PURPOSE, FUNCTION AND DUTIES; ESTABLISHING TERMS AND CONDITIONS FOR MEMBERSHIP; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

- F. RESOLUTION NO. 2019-49:** A RESOLUTION APPOINTING MEMBERS TO SERVE ON THE DOWNTOWN STEERING COMMITTEE; SETTING FORTH TERMS AND CONDITIONS OF SERVICE; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

- G. **RESOLUTION NO. 2019-50:** A RESOLUTION AUTHORIZING THE EXECUTION OF AN UNDERGROUND EASEMENT DEED IN FAVOR OF FLORIDA POWER & LIGHT COMPANY GRANTING AN EASEMENT FOR UNDERGROUND UTILITIES LOCATED AT 35 BREAKAWAY TRAILS; AND SETTING FORTH AN EFFECTIVE DATE.

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

- H. **RESOLUTION NO. 2019-51:** A RESOLUTION ACCEPTING A BID FROM AEREX INDUSTRIES, INC. REGARDING THE WATER TREATMENT PLANT LOW PRESSURE REVERSE OSMOSIS MEMBRANE REPLACEMENT PROJECT, UNDER BID NO. 2019-13; 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**

- I. **RESOLUTION NO. 2019-52:** A RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT 1-2019 TO THAT CONTRACT AWARDED TO AUSTIN OUTDOOR, LLC D/B/A YELLOWSTONE LANDSCAPE REGARDING GROUNDS MAINTENANCE SERVICES, BY INCREASING THE CONTRACT PRICE BY \$36,870.80; AND SETTING FORTH AN EFFECTIVE DATE.

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

- J. **Auto Renewal Contract OB Historical Trust, Inc.**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated February 19, 2019. **APPROVED**

- K. **Budget Status Report for July 2018 - September 2018**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated February 19, 2019. **APPROVED**

- L. **4" and 6" Concrete Sidewalk Repair and Replacement Services on FDOT MOA Roadways**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated February 19, 2019. **APPROVED**

**M. Request to Extend Current Local Option Fuel Tax Formula Through August 31, 2022**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated February 19, 2019. **APPROVED**

**8. PUBLIC HEARINGS**

**A. RESOLUTION NO. 2019-45:** A RESOLUTION AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A SPECIAL EXCEPTION TO ALLOW OUTDOOR STORAGE AT "BIG CHIEF TRAVEL CENTER, INC." LOCATED AT 1560 NORTH U.S. HIGHWAY 1, WHICH IS WITHIN THE B-7 (HIGHWAY TOURIST COMMERCIAL) ZONING DISTRICT; ESTABLISHING CONDITIONS; AND SETTING FORTH AN EFFECTIVE DATE.

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

**B. ORDINANCE NO. 2019-2:** AN ORDINANCE ADOPTING CERTAIN UPDATED SCHEDULES TO THE CAPITAL IMPROVEMENTS ELEMENT OF THE CITY OF ORMOND BEACH COMPREHENSIVE PLAN; PROVIDING WHEN SUCH UPDATES SHALL TAKE EFFECT; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

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

**C. ORDINANCE NO. 2019-3:** 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 CERTAIN PARCEL OF REAL PROPERTY TOTALING APPROXIMATELY 3.56-ACRES LOCATED AT 275 INTERCHANGE BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER: 4125-10-00-006B) FROM B-7 (HIGHWAY TOURIST COMMERCIAL) WITH A PLANNED BUSINESS DEVELOPMENT OVERLAY (SOUTHWEST I-95 COMPLEX) TO (PBD) PLANNED BUSINESS DEVELOPMENT, AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

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

**D. ORDINANCE NO. 2019-4:** AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A

PLANNED BUSINESS DEVELOPMENT TO BE KNOWN AS “EXTENDED STAY AMERICA”, AUTHORIZING THE CONSTRUCTION OF A FOUR (4) STORY ALL SUITES HOTEL WITH 124 ROOMS ALONG WITH ASSOCIATED SITE IMPROVEMENTS TO BE LOCATED AT 275 INTERCHANGE BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER: 4125-10-00-006B); AUTHORIZING A PARKING DEFERRAL OF 39 PARKING SPACES; ESTABLISHING CONDITIONS AND EXPIRATIONS OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED ON FIRST READING**

- E. **ORDINANCE NO. 2019-5:** AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A FIRST AMENDED PLANNED BUSINESS DEVELOPMENT ORDER FOR THE “GRANADA POINTE” PLANNED BUSINESS DEVELOPMENT, LOCATED AT 520 WEST GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-48-00-0010), 550 WEST GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-48-00-0020), 600 WEST GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-48-00-0030), 650 WEST GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-48-00-0040), 535 TOMOKA AVENUE (VOLUSIA COUNTY PARCEL NUMBER 4241-48-00-000A), 101 BENNETT LANE (VOLUSIA COUNTY PARCEL NUMBER 4241-48-00-000B), 655 WEST GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-01-12-0100), NO ADDRESS, NORTH SIDE OF GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-01-12-0100), NO ADDRESS, NORTH SIDE OF GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-01-10-0070), NO ADDRESS, NORTH SIDE OF GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-01-09-0120), NO ADDRESS, NORTH SIDE OF GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-01-09-0110); TO ALLOW PRIVACY WALLS TO RANGE FROM A MINIMUM OF SIX (6.0’) IN HEIGHT TO A MAXIMUM OF EIGHT (8.0’) IN HEIGHT; TO REMOVE THE CONDITION FOR AN EASEMENT FOR EIGHT (8) PARKING SPACES ON THE NORTH PARCEL; PROVIDING FOR THE \$10,000 CONTRIBUTION TO BE MADE TO THE ORMOND BEACH HISTORICAL SOCIETY; AND CLARIFYING THAT TWO (2) OUTPARCELS ARE PERMITTED ON UNIT 4; ESTABLISHING CONDITIONS AND EXPIRATIONS OF APPROVAL; RATIFYING AND CONFIRMING ALL PRIOR APPROVALS; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED – AMENDMENT 1 WITH PROPOSED CONDITIONS AND AMENDMENTS 2-5 ON FIRST READING.**

**FAILED – AMENDMENT 6 (TREE REMOVAL) ON FIRST READING**

## 9. FIRST READING OF ORDINANCES

- A. **ORDINANCE NO. 2019-6:** AN ORDINANCE SETTING FORTH A PROPOSED AMENDMENT TO SECTIONS 3.03, 3.05, 5.06 AND 6.02, OF THE CHARTER OF THE CITY OF ORMOND BEACH, FLORIDA, BY AMENDING TERMS OF OFFICE TO INCLUDE STAGGERED, FOUR-YEAR TERMS FOR CITY COMMISSIONERS AND FOR MAYOR; PROVIDING A SCHEDULE FOR STAGGERING THE TERMS OF OFFICE; PROVIDING A PROCEDURE FOR DETERMINING A PRIMARY ELECTION; CALLING FOR A MUNICIPAL REFERENDUM ELECTION TO BE HELD BY MAIL BALLOT; PROVIDING FOR SEVERABILITY; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** Lisa Dahme, City Clerk (676-3340) **APPROVED  
ABSENT SECTION 3 OF THE ORDINANCE ON  
FIRST READING**

## 10. REPORTS, SUGGESTIONS, REQUESTS

## 11. ADJOURNMENT

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

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



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



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

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