

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

February 5, 2019

7:00 p.m.

Commission Chambers

Present were: Mayor Bill Partington, Commissioners Dwight Selby, Troy Kent, Susan Persis, and Rob Littleton, City Manager Joyce Shanahan, Assistant City Manager Claire Whitley, City Attorney Randy Hayes, and City Clerk Lisa Dahme.

A G E N D A

1. CALL TO ORDER

2. INVOCATION

3. PLEDGE OF ALLEGIANCE

4. PRESENTATIONS AND PROCLAMATIONS

A. New Fire Rescue Employee Introductions

5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA

6. APPROVAL OF MINUTES

A. Minutes from City Commission meeting – January 23, 2019

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. 2019-35:** A RESOLUTION APPROVING AND AUTHORIZING A CONSENT TO ASSIGNMENT AND AMENDMENT TO AGREEMENT TO ENCO UTILITY SERVICES FLORIDA, LLC FOR UTILITY BILLING SERVICES; AUTHORIZING THE EXECUTION OF THE CONSENT TO ASSIGNMENT; AND SETTING FORTH AN EFFECTIVE DATE.

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

B. **RESOLUTION NO. 2019-36:** A RESOLUTION AUTHORIZING THE EXECUTION OF A QUITCLAIM DEED IN FAVOR OF ROLFE D. HARVEY AND SUSAN M. WOOD, HUSBAND AND WIFE RELEASING A TEN-FOOT UTILITY EASEMENT LOCATED ALONG THE SOUTH WESTERLY SIDE (REAR) OF LOT 9, OAK FOREST, PHASE V SUBDIVISION (1560 POPLAR DRIVE); AND SETTING FORTH AN EFFECTIVE DATE.

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

C. **RESOLUTION NO. 2019-37:** A RESOLUTION AUTHORIZING THE EXTENSION OF THE RECLAIMED WATER CONNECTION INCENTIVE PROGRAM; AND SETTING FORTH AN EFFECTIVE DATE.

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

D. **RESOLUTION NO. 2019-38:** A RESOLUTION AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION WITH ASPHALT PAVING SYSTEMS, INC. FOR PHASE TWO OF THE ROAD REHABILITATION MICROSURFACING PROJECT; AUTHORIZING PAYMENT THEREFOR; AND SETTING FORTH AN EFFECTIVE DATE.

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

- E. **RESOLUTION NO. 2019-39:** A RESOLUTION AUTHORIZING THE APPROVAL AND EXECUTION OF A PURCHASE AUTHORIZATION FOR THE PURCHASE OF ONE 2019 TRADEWINDS TP125 GENERATOR UNDER FLORIDA SHERIFFS' ASSOCIATION BID NUMBER FSA 18-VEH 16.0; DECLARING CERTAIN EQUIPMENT TO BE SURPLUS PROPERTY, AND AUTHORIZING THE DISPOSITION THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

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

- F. **RESOLUTION NO. 2019-40:** A RESOLUTION AUTHORIZING THE APPROVAL AND EXECUTION OF A PURCHASE AUTHORIZATION FOR THE PURCHASE OF ONE 2019 FREIGHTLINER M2-112, UNDER FLORIDA SHERIFFS ASSOCIATION BID NO. FSA18-VEH16.0; AND SETTING FORTH AN EFFECTIVE DATE.

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

- G. **RESOLUTION NO. 2019-41:** A RESOLUTION AUTHORIZING THE APPROVAL AND EXECUTION OF A PURCHASE AUTHORIZATION FOR THE PURCHASE OF ONE 2019 AQUATECH B-10 SEWER CLEANING MACHINE, UNDER FLORIDA SHERIFFS ASSOCIATION BID NO. FSA18-VEH16.0; AUTHORIZING THE TRADE IN OF AN EXISTING SEWER CLEANER; AND SETTING FORTH AN EFFECTIVE DATE.

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

- H. **FY 2019-20 Budget Calendar**

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

Disposition: Approve as recommended in the City Manager memorandum dated February 5, 2019.

- I. **Amended Travel for City Commission, City Manager and City Attorney**

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

Disposition: Approve as recommended in the City Manager memorandum dated February 5, 2019.

- J. **Auto Renew Contract Radio Control Club**

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

Disposition: Approve as recommended in the City Manager memorandum dated February 5, 2019.

- K. **HVAC Replacements – City Hall, SONC, The Casements**

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

Disposition: Approve as recommended in the City Manager memorandum dated February 5, 2019.

- L. **Ames Parking Improvements & Landscape Renovations**

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

Disposition: Approve as recommended in the City Manager memorandum dated February 5, 2019.

8. PUBLIC HEARINGS

- A. **ORDINANCE NO. 2019-01:** AN ORDINANCE AMENDING CHAPTER 1, GENERAL ADMINISTRATION, ARTICLE III, DEFINITIONS AND ACRONYMS, SECTION 1-22, DEFINITIONS OF TERMS AND WORDS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE; BY AMENDING THE DEFINITION OF RESTAURANTS TYPE "A" AND TYPE "B"; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

9. RESOLUTIONS

- A. **RESOLUTION NO. 2019-42:** A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT RENEWAL OF THE SOLID WASTE, YARD WASTE, RECYCLING AND ROLL-OFF COLLECTION AND DISPOSAL AGREEMENT BETWEEN THE CITY OF ORMOND BEACH AND WASTE PRO OF FLORIDA, INC. AND AUTHORIZING CERTAIN AMENDMENTS THERETO; AND SETTING FORTH AN EFFECTIVE DATE.

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

10. DISCUSSION ITEMS

- A. Downtown Steering Committee

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

11. REPORTS, SUGGESTIONS, REQUESTS

12. ADJOURNMENT

Item #1 – Meeting Call to Order

Mayor Partington called the meeting to order at 7:03 p.m.

Item #2 – Invocation

Reverend John Jeyaseelan, Bethel Ministries, gave the invocation.

Item #3 – Pledge of Allegiance

Mayor Partington led the Pledge of Allegiance.

Item #4A – New Fire Rescue Employee Introductions

Fire Chief Richard Sievers introduced four new firefighters and gave brief biographies on each: Mr. Zachary Snyder, Mr. Joseph Licari, Mr. Ethan Wilson, and Mr. Justin Browder.

Item #5 – Audience Remarks

Mr. Jim Schultz, 117 Harvard Drive, discussed herbicides and fluoride.

Volusia County Chairman Ed Kelley, 53 River Ridge Trail, discussed approval of the half cent sales tax referendum that Volusia County had passed, allowing the issue to be put on a ballot for voters. He noted that Ormond Beach would decide what projects would receive funding from their portion of the tax.

Mayor Partington asked if the project list would be added to the city's website; whereby, Ms. Joyce Shanahan, City Manager, stated that it would be.

Mr. Damien Richards, 177 Ocean Terrace, discussed his belief in staggered terms for the City Commission, and the reasoning behind it.

Mr. Robert Lee, 840 South Beach Street, addressed the improved homeless situation in Riviera Park, and the lack of flashing beacons at crosswalks across the city.

Mr. Jim Cameron, Daytona Regional Chamber of Commerce (“Daytona Chamber”), discussed upcoming meetings during Volusia Days in Tallahassee in March 2019. He was continuing work to assist in recovering Federal Emergency Management Agency (FEMA) reimbursement funds for Ormond Beach from Hurricanes Matthew and Irma. He noted the Daytona Chamber was holding a transportation event on February 25, 2019, at 3:30 p.m.

Item #6A – Approval of Minutes

Mayor Partington advised the minutes of the January 23, 2019, 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 Partington 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 Persis moved, seconded by Commissioner Selby, for approval of the Consent Agenda.

Call Vote:	Commissioner Selby	Yes
	Commissioner Kent	Yes
	Commissioner Persis	Yes
	Commissioner Littleton	Yes
Carried.	Mayor Partington	Yes

Comments on Consent Agenda Items

Commissioner Kent commented on Items #7F, #7G, and #7K, in regards to purchases of needed equipment and improvements in HVAC systems.

Item #8 – Public Hearings

Mayor Partington opened the public hearings.

Item #8A –Restaurants Type “A” and Type “B” LDC Amendment

City Clerk Lisa Dahme read by title only:

ORDINANCE NO. 2019-01
AN ORDINANCE AMENDING CHAPTER 1, GENERAL ADMINISTRATION, ARTICLE III, DEFINITIONS AND ACRONYMS, SECTION 1-22, DEFINITIONS OF TERMS AND WORDS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE; BY AMENDING THE DEFINITION OF RESTAURANTS TYPE “A” AND TYPE “B”; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Mayor Partington noted that no cards had been submitted on the item.

Commissioner Selby moved, seconded by Commissioner Littleton, for approval of Ordinance No. 2019-01, on second reading, as read by title only.

Call Vote:	Commissioner Kent	Yes
	Commissioner Persis	Yes
	Commissioner Littleton	Yes
	Commissioner Selby	Yes
Carried.	Mayor Partington	Yes

Mayor Partington closed the public hearings without objection.

Item #9 – Solid Waste Contractual Agreement – Amendment & Extension

City Clerk Lisa Dahme read by title only:

RESOLUTION NO. 2019-42
A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT RENEWAL OF THE SOLID WASTE, YARD WASTE, RECYCLING AND ROLL-OFF COLLECTION AND DISPOSAL AGREEMENT BETWEEN THE CITY OF ORMOND BEACH AND WASTE PRO OF FLORIDA, INC. AND AUTHORIZING CERTAIN AMENDMENTS THERETO; AND SETTING FORTH AN EFFECTIVE DATE.

Mayor Partington noted that no cards had been submitted on the item.

Commissioner Littleton moved, seconded by Commissioner Kent, for discussion of Resolution No. 2019-42, as read by title only.

Mr. Gabe Menendez, Public Works Director, reviewed details from the Recycling Workshop on January 23, 2019. He noted if the city chose to extend the contract with Waste Pro of Florida, Inc. (“Waste Pro”), the renewal deadline was March 30, 2019; if they chose not to extend, that would give staff time to request bids. He detailed Option #2 that was chosen at the workshop, noting the increase would be \$1.21 per month.

Commissioner Littleton, Commissioner Kent, Commissioner Persis, and Mayor Partington stated they were in favor of Option #2, and gave reasons for their support.

Commissioner Selby stated that he was in favor of a renewal with Waste Pro, and presented a demonstration of items that were, and were not, allowed in recycling. He reiterated his support for finishing out the contract at the current rate, instead of allowing the increase to start in the middle of the contract. He was not in favor of Option #2.

Commissioner Kent noted he agreed with Commissioner Selby on certain aspects, but preferred continuing the current contract, and commended Waste Pro for providing excellent service.

Call Vote:	Commissioner Persis	Yes
	Commissioner Littleton	Yes
	Commissioner Selby	No
	Commissioner Kent	Yes
Carried.	Mayor Partington	Yes

Item #10A – Downtown Steering Committee

Mayor Partington nominated Mr. Charles Lichtigman as his appointee, Mr. Jason Morgan as the downtown resident appointee, and Mr. Kevin Wakefield as the downtown business appointee.

Ms. Shanahan stated that Mr. Josh Pringle suggested an additional member be added to the committee from the Neighborhood Improvement Advisory Board, which would bring the member count to 16.

Commissioner Selby thought there should be an odd number of members, and nominated Mr. Ron DeFilippo for an additional position; whereby, all others confirmed they were comfortable with all the nominations.

Ms. Shanahan noted that all nominations would be brought back for approval.

Item #11 – Reports, Suggestions Requests

Upcoming Meetings

Ms. Shanahan wanted to schedule a workshop to discuss an available property, adjacent to Central Park, and suggested Tuesday, February 19, 2019; whereby, Commissioner Selby stated he would be out of town on February 19, 2019, causing him to miss the workshop and regular meeting. Everyone else confirmed they could attend that day.

Ms. Shanahan wanted to add discussion on the half cent sales tax projects to that workshop; however, after feedback, she decided to bring it up as a discussion item at a regular meeting instead. She confirmed the workshop would start at 6:00 p.m.

Ms. Shanahan noted the Strategic Planning Workshop would be on Wednesday, February 27, 2019, from 4:00-8:00 p.m., and the Financial Trends Workshop, joint with the Budget Advisory Board, would be on Tuesday, March 5, 2019, at 5:30 p.m.

Project Update

Ms. Shanahan gave updates on the Cassen Park pier, Forest Hills connector trail, and MacDonald House. She noted the feasibility study for the Emergency Operations Center (EOC) and the former church property would be on the agenda at the next meeting.

Waste Pro

Ms. Shanahan noted that staff would bring an ordinance back with the Waste Pro rate changes for approval. She stated the new rate would be effective on April 1, 2019.

Mayor's Health & Fitness Challenge

Ms. Shanahan stated over 200 people signed up for the Mayor's Health & Fitness Challenge, which was an increase over the prior year.

Mayor Partington noted that late registration was open through Friday, February 8, 2019. He detailed the multiple opportunities available to participants.

North Peninsula

Commissioner Selby discussed septic-to-sewer, annexation, and taxes on the north peninsula.

Crosswalks

Commissioner Kent and Mayor Partington addressed the crosswalk situation discussed by Mr. Lee. They noted pedestrian safety was important, and that crosswalk issues also involved the Florida Department of Transportation (FDOT).

Communication

Commissioner Kent noted there should be better communication between the city and residents, and mentioned the CodeRED system that was available for use.

Events

Ms. Shanahan and Mayor Partington commented on a recent tour of City Hall by students from Temple Beth-El.

Commissioner Kent noted the REEL in the FUN! Fishing Tournament would be on Saturday, February 16, 2019, at 9:00 a.m., at Central Park, with free entry for residents.

Commissioner Persis commented on a recent promotion at the police department. She noted she would be attending the Little Learners: Birds program on Friday with her grandson.

Mayor Partington attended Granada Grand the prior weekend, held by Ormond Beach MainStreet ("MainStreet").

Commission Terms

Mayor Partington discussed staggering and extending the Commission terms. He thought the issue should be added to the upcoming ballot; whereby, Ms. Shanahan thought the ballot language would have to be submitted to the Supervisor of Elections no later than February 28, 2019. She thought there would need to be a special meeting set, in order to advertise and have multiple readings of the ordinance before that time.

All Commissioners agreed to add updated Commission terms to the ballot. Commissioner Selby noted he was not in favor of having elections every year, but was in favor of utilizing the primary election, if needed; whereby, Ms. Shanahan stated all details would be brought back for approval at the next meeting.

Mr. Randy Hayes, City Attorney, questioned specific details needed for the ordinance; whereby, Commissioner Selby explained his suggestion, with the others in agreement.

Item #12 – Adjournment

The meeting was adjourned at 8:26 p.m.

APPROVED: February 19, 2019

BY:

Bill Partington, Mayor

ATTEST:

Lisa Dahme, City Clerk