



**ACTION REPORT
CITY OF ORMOND BEACH, FLORIDA
CITY COMMISSION MEETING
August 20, 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: 386-676-3297

Web: www.ormondbeach.org

- 1. CALL TO ORDER**
- 2. INVOCATION**
- 3. PLEDGE OF ALLEGIANCE**
- 4. PRESENTATIONS AND PROCLAMATIONS**
 - A. Shoshana Ravede
 - B. Recognition of Florida Legislators
- 5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 6. APPROVAL OF MINUTES**
 - A. Minutes from City Commission meeting – July 30, 2019 **APPROVED**
 - B. Minutes from City Commission meeting – August 7, 2019 **APPROVED**
- 7. COMMUNITY REDEVELOPMENT AGENCY**
 - A. **RESOLUTION NO. 2019-146:** A RESOLUTION OF THE CITY COMMISSION, INDIVIDUALLY AND ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY FOR THE CENTRAL BUSINESS DISTRICT AND ADJACENT AREAS, AUTHORIZING THE EXECUTION OF AN ANNUAL SERVICE AGREEMENT FOR ORMOND BEACH MAIN STREET BETWEEN THE CITY/AGENCY AND ORMOND BEACH MAIN STREET,

INC., FOR THE PROMOTION OF ECONOMIC, PHYSICAL AND AESTHETIC REDEVELOPMENT AND MAINTENANCE OF THE ORMOND BEACH MAIN STREET DISTRICT; AND SETTING FORTH AN EFFECTIVE DATE. **(SEE ITEM 8A)**

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

8. 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. 2019-146:** A RESOLUTION OF THE CITY COMMISSION, INDIVIDUALLY AND ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY FOR THE CENTRAL BUSINESS DISTRICT AND ADJACENT AREAS, AUTHORIZING THE EXECUTION OF AN ANNUAL SERVICE AGREEMENT FOR ORMOND BEACH MAIN STREET BETWEEN THE CITY/AGENCY AND ORMOND BEACH MAIN STREET, INC., FOR THE PROMOTION OF ECONOMIC, PHYSICAL AND AESTHETIC REDEVELOPMENT AND MAINTENANCE OF THE ORMOND BEACH MAIN STREET DISTRICT; AND SETTING FORTH AN EFFECTIVE DATE.

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

- B. **RESOLUTION NO. 2019-148:** A RESOLUTION ACCEPTING A BID FROM SGS CONTRACTING SERVICES, INC. FOR CONSTRUCTION SERVICES REGARDING THE WATER TREATMENT PLANT LIME SLUDGE DEWATERING IMPROVEMENTS PROJECT, UNDER BID NO. 2019-31; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Shawn Finley, City Engineer (386-615-7049)
APPROVED

- C. **RESOLUTION NO. 2019-149:** A RESOLUTION AUTHORIZING THE EXECUTION OF A QUITCLAIM DEED IN FAVOR OF ANNA MARIA GOODING RELEASING A FIVE-FOOT (5.0') UTILITY EASEMENT LOCATED WITHIN LOT ELEVEN (11) LESS THE NORTHERN FIVE (5) FEET OF LOT (11), UNIVERSITY CIRCLE, (209 STANDISH DRIVE); PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.

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

- D. **RESOLUTION NO. 2019-150:** A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT RENEWAL BETWEEN THE CITY OF ORMOND BEACH AND PROPERTY REGISTRATION CHAMPIONS, LLC, REGARDING ABANDONED REAL PROPERTY REGISTRY SERVICES; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Chris Mason, Neighborhood Improvement Manager (386-676-3352) **APPROVED**

- E. **RESOLUTION NO. 2019-151:** A RESOLUTION AUTHORIZING AND DIRECTING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE SCHOOL BOARD OF VOLUSIA COUNTY AND THE CITY OF ORMOND BEACH FOR THE JOINT FUNDING OF A SCHOOL RESOURCE OFFICER POSITION AT THE ORMOND BEACH MIDDLE SCHOOL; AND SETTING FORTH AN EFFECTIVE DATE.

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

- F. **RESOLUTION NO. 2019-152:** A RESOLUTION AUTHORIZING THE SUBMITTAL OF AN ON-LINE GRANT APPLICATION IN THE AMOUNT OF \$15,435.00 TO THE UNITED STATES DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, UNDER THE EDWARD BYRNE JUSTICE ASSISTANCE GRANT PROGRAM; 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 Moio, Grants Coordinator (386-676-3315) **APPROVED**

- G. **Stormwater Rebuild 2019**

Staff Contact: Shawn Finley, City Engineer (386-615-7049)

Disposition: Approve as recommended in the City Manager memorandum dated August 20, 2019. **APPROVED**

- H. **Cross Connection Control Program**

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

Disposition: Approve as recommended in the City Manager memorandum dated August 20, 2019. **APPROVED**

- I. **RFP 2019-38, Emergency Debris Monitoring Services Contract**

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

Disposition: Approve as recommended in the City Manager memorandum dated August 20, 2019. **APPROVED**

9. PUBLIC HEARINGS

- A. **ORDINANCE NO. 2019-19:** AN ORDINANCE APPROVING AND AUTHORIZING THE EXECUTION OF A FIRST AMENDED INTERLOCAL SERVICE BOUNDARY AGREEMENT BETWEEN THE CITY OF ORMOND BEACH AND COUNTY OF VOLUSIA, FLORIDA, REGARDING THE NORTH U.S. 1 JOINT PLANNING AND MUNICIPAL SERVICE AREA; PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

APPROVED ON SECOND READING

- B. **ORDINANCE NO. 2019-20:** AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN OF THE CITY OF ORMOND BEACH BY AMENDING THE FUTURE LAND USE MAP TO CHANGE THE DESIGNATION OF ONE (1) PARCEL OF REAL PROPERTY TOTALING 2.17± ACRES LOCATED AT 2260 AIRPORT ROAD, VOLUSIA COUNTY PROPERTY APPRAISER PARCEL NUMBER 4123-00-00-0072 FROM “PUBLIC/ INSTITUTIONAL” (PI) TO “SUBURBAN LOW DENSITY RESIDENTIAL” (SLDR); PROVIDING FOR CONFLICT; AUTHORIZING TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

APPROVED ON SECOND READING

- C. **ORDINANCE NO. 2019-23:** AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN OF THE CITY OF ORMOND BEACH BY AMENDING THE FUTURE LAND USE MAP FOR FOUR (4) PARCELS OF REAL PROPERTY LOCATED AT 145 NORTH YONGE STREET (VOLUSIA COUNTY PROPERTY APPRAISER PARCEL NUMBER 4215- 04-01-0270), 135 NORTH YONGE STREET (VOLUSIA COUNTY PROPERTY APPRAISER PARCEL NUMBER 4215-14-10-0080), 205 HIGHLAND AVENUE (VOLUSIA COUNTY PROPERTY APPRAISER PARCEL NUMBER 4215-06-02- 0050), AND 195 HIGHLAND AVENUE (VOLUSIA COUNTY PROPERTY APPRAISER PARCEL NUMBER 4215-06-02- 0090), CONSISTING OF APPROXIMATELY SIX ACRES BY AMENDING THE DESIGNATION OF 2.52± ACRES FROM “LOW DENSITY RESIDENTIAL” TO “MEDIUM DENSITY RESIDENTIAL”; LIMITING THE ALLOWED FLOOR AREA RATIO (FAR) TO 0.20 FOR THE 2.52± ACRES; AND REDUCING THE RESIDENTIAL DENSITY WITHIN THE 3.48± ACRES FROM THE EXISTING 32 UNITS PER ACRE TO 22 UNITS PER ACRE”; PROVIDING FOR CONFLICT; AUTHORIZING TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

APPROVED ON FIRST READING

- D. **ORDINANCE NO. 2019-24:** 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 1.12-ACRES LOCATED AT 88 SOUTH ATLANTIC AVENUE (VOLUSIA COUNTY PARCEL NUMBER: 4214-09-07-0030) FROM B-4 (CENTRAL BUSINESS) 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

- E. **ORDINANCE NO. 2019-25:** AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A PLANNED BUSINESS DEVELOPMENT TO BE KNOWN AS "OCEAN CLUB ORMOND BEACH", AUTHORIZING THE DEMOLITION OF THE EXISTING BUILDING, AND AUTHORIZING THE CONSTRUCTION OF A RETAIL BUILDING CONSISTING OF APPROXIMATELY 8,596 SQUARE FEET, TOGETHER WITH ASSOCIATED SITE IMPROVEMENTS TO BE LOCATED AT 88 SOUTH ATLANTIC AVENUE (VOLUSIA COUNTY PARCEL NUMBER 4214-09-07-0030); AUTHORIZING OUTDOOR PRODUCT DISPLAY UNDER CERTAIN CONDITIONS; DENYING A REAR YARD WALL WAIVER AND DENYING A REDUCTION OF THE REAR YARD LANDSCAPE BUFFER FROM 30 FEET TO 15 FEET; ESTABLISHING CONDITIONS AND EXPIRATIONS OF APPROVAL; PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.

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

APPROVED AS AMENDED ON FIRST READING

- F. **ORDINANCE NO. 2019-26:** AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA, VACATING A PORTION OF FLAGLER ROAD, SOUTH OF BROADWAY AVENUE, AND ABUTTING VOLUSIA COUNTY PARCEL NUMBER 3136-01-070-0010; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR RECORDATION AND TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

APPROVED ON FIRST READING

- G. **ORDINANCE NO. 2019-27:** AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA, VACATING A PORTION OF GOWER STREET, BETWEEN FLAGLER ROAD AND THE FLORIDA EAST COAST RAILROAD; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR RECORDATION AND TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

APPROVED ON FIRST READING

- H. **ORDINANCE NO. 2019-28:** AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA, VACATING A PORTION OF MAGNOLIA STREET, BETWEEN FLAGLER ROAD AND THE FLORIDA EAST COAST RAILROAD; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR RECORDATION AND TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

APPROVED ON FIRST READING

10. FIRST READING OF ORDINANCES

- A. **ORDINANCE NO. 2019-22:** AN ORDINANCE AMENDING CHAPTER 11, HEALTH AND SANITATION OF THE CODE OF ORDINANCES; BY ESTABLISHING A NEW CHAPTER TO BE CAPTIONED HEALTH, SANITATION, AND ENVIRONMENTAL PROTECTION; BY ESTABLISHING ARTICLE II, ENVIRONMENTAL PROTECTION, INCLUDING SECTIONS THEREUNDER TO BE NUMBERED AND CAPTIONED AS FOLLOWS: SECTION 11-14, AUTHORITY, LEGISLATIVE INTENT, PURPOSE; SECTION 11-15, DEFINITIONS; SECTION 11-16, DISTRIBUTION AND USE OF PLASTIC STRAWS AND STIRRERS PROHIBITED ON CITY OWNED PROPERTY; SECTION 11-17, EXEMPTIONS; SECTION 11-18, DISTRIBUTION AND USE OF PLASTIC STRAWS AND STIRRERS IN RESTAURANTS; SECTION 11-19, PUBLIC EDUCATION PROGRAM, VOLUNTARY COMPLIANCE INITIATIVE; BY PROHIBITING THE DISTRIBUTION AND USE OF PLASTIC STRAWS AND STIRRERS ON CITY PROPERTY; ENCOURAGING ALL PEOPLE, RESTAURANTS AND COMMERCIAL ESTABLISHMENTS TO DISCONTINUE THE USE OF SINGLE-USE PLASTIC STRAWS, SINGLE-USE PLASTIC STIRRERS, AND POLYSTYRENE AND POLYPROPYLENE PRODUCTS TO THE PRACTICABLE EXTENT POSSIBLE; ESTABLISHING A PUBLIC EDUCATION AND PUBLIC AWARENESS PROGRAM; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

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

APPROVED AS AMENDED ON FIRST READING

11. SECOND READING OF ORDINANCES

- A. **ORDINANCE NO. 2019-21:** AN ORDINANCE AMENDING ARTICLE VIII, CAMPAIGN FINANCES, OF CHAPTER 13, ELECTIONS, OF THE CODE OF ORDINANCES; CREATING SECTION 13-81, "CAMPAIGN TREASURER'S REPORTS," REQUIRING FILING OF CAMPAIGN TREASURER'S REPORTS THROUGH THE ELECTRONIC FILING SYSTEM OF THE VOLUSIA COUNTY SUPERVISOR OF ELECTIONS OFFICE; PROVIDING FOR CONFLICTS, CODIFICATION, AND SEVERABILITY; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Staff Contact: Colby Cilento, City Clerk (386-676-3340)

APPROVED ON SECOND READING

12. REPORTS, SUGGESTIONS, REQUESTS

13. 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: 386-677-3297



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 386-677-3297 for information regarding available aids and services.