

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

February 19, 2008

7:00 p.m.

Present were: Mayor Fred Costello, Lori Gillooly, Troy Kent, Ed Kelley, and Bill Partington, City Manager Isaac Turner, Assistant City Manager Ted MacLeod, City Attorney Randal Hayes, and City Clerk Veronica Patterson.

A G E N D A

- 1) Meeting call to order by Mayor Costello.
- 2) Invocation by Father James Taylor, St. Mary's Episcopal Church.
- 3) Pledge of Allegiance.
- 4) **PRESENTATIONS:**
 - A) Proclamation in honor of Marvin Miller.
 - B) Comprehensive Annual Financial Report for the fiscal year ended September 30, 2007 (Audit Report).
- 5) **AUDIENCE REMARKS:**
- 6) **APPROVAL OF THE MINUTES** of the February 5, 2008, meeting.
- 7) **INTERGOVERNMENTAL REPORTS:**
 - A) Metropolitan Planning Organization
 - B) Volusia Council of Governments
 - C) Water Authority of Volusia
- 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. 2008-52 accepting a bid from Altair Environmental Group, LLC, for sanitary smoke testing services regarding testing of the City's sanitary sewer collection system, under Bid No. 2008-06; authorizing the execution of a contract and payment therefor; rejecting all other bids. (\$116,956)
 - B) FY 2007-08 budget results for the General Fund and the Water/Wastewater Fund.

DISPOSITION: Approve as recommended in City Manager memorandum dated February 14, 2008.
 - C) Approval of FY 2008-09 budget calendar.

DISPOSITION: Approve as recommended in City Manager memorandum dated February 14, 2008.
- 9) **PUBLIC HEARINGS:**
 - A) Ordinance No. 2008-01 amending the Comprehensive Plan of the City of Ormond Beach by adding a Public School Facilities Element; amending the Intergovernmental Coordination and Capital Improvement Elements. (Second Reading)
 - B) Ordinance No. 2008-06 relative to the regulation of camouflaged telecommunication towers and antennae, by amending the following chapters of the Land Development Code, Chapter 1, General Administration, Article III, Definitions and Acronyms, Section 1-22, Definition of Terms and Words, by adding a definition for "Commercial Impracticability or Commercially Impracticable" and "Stealth or Stealth Technology" and modifying the definition of "Camouflaged Tower or Antenna"; by amending Chapter 2, District and General Regulations, Article II, District Regulations, Sections 2-08, Special Environmental, through 2-32, Light Industrial, as to uses in various zoning districts; and amending Article IV, Conditional and Special Exception Regulations,

Section 2-57, Criteria for Review of Special Conditional and Special Exception, to add camouflaged towers or antennae as a use. (First Reading)

- C) Ordinance No. 2008-07 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 1.613-acres located at 1450 North US Highway 1 (US1) from Volusia County “Commercial” to Ormond Beach “Commercial.” (Vanacore Commercial Properties) (First and Only Reading)
 - D) Ordinance No. 2008-08 amending Paragraph C, Official Zoning Map, of Section 2-01, Establishment of Zoning Districts and Official Zoning Map, of Article I, Establishing 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 certain real property totaling 1.613 acres located at 1450 North US Highway 1 (US1) from Volusia County B-4 (Commercial) to Ormond Beach B-8 (Commercial); authorizing revision of the official zoning map. (Vanacore Commercial Properties) (First and Only Reading)
 - E) Ordinance No. 2008-09 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 District, of the City of Ormond Beach Land Development Code, by rezoning a 1.68-acre parcel of real property located at 150 North Orchard Street from B-1 (Professional Office/Hospital) to PBD (Planned Business Development); authorizing revision of the Official Zoning Map, and approving a Development Order for a Planned Business Development to be known as “North Orchard Center” and establishing conditions therefore. (First Reading)
 - F) Resolution No. 2008-54 authorizing the execution and issuance of a First Amended Development Order for the “Nova Shoppes” Planned Business Development located at 175 South Nova Road, by allowing as a permitted use a retail wine store to include on and off site consumption of wine and beer under certain conditions; ratifying and affirming the development order approved by Resolution No. 2004-121; establishing conditions and expirations of approval.
 - G) Resolution No. 2008-55 of the City of Ormond Beach, Florida, electing to use the uniform method of collecting non-ad valorem special assessments levied within the incorporated area of the City; stating the need for such levy to be for fire protection services; providing for the mailing of this resolution.
- 10) **SECOND READING OF ORDINANCE** No. 2008-05 granting an economic development ad valorem tax exemption to Atlantic Central Enterprises, Inc.; requiring annual filings.
- 11) **RESOLUTION** No. 2008-53 amending the Pay and Classification Plan. (Elimination of Division Chief position and creation of Fire Battalion Commander position)
- 12) **DISCUSSION ITEMS:**
- A) Beach parking land acquisition.
 - B) Update on redirection of CDBG funds.
 - C) Update on repairs to the MacDonald House.
 - D) Early retirement proposal objectives.
- 13) **REPORTS, SUGGESTIONS, REQUESTS:** Mayor, City Commission, City Manager, City Attorney.
- 14) **CLOSE THE MEETING.**

Item #1 - Call to Order

Mayor Costello called the meeting to order at 7:00 p.m.

Mayor Costello stated Ms. Joanne Naumann, Neighborhood Improvement Manager, was tonight’s greeter.

Item #2 - Invocation

Father James Taylor, St. Mary's Episcopal Church, gave the invocation.

Item #3 - Pledge of Allegiance

Mayor Costello led in the Pledge of Allegiance.

Item #4(A) - Proclamation in Honor of Marvin Miller

Mayor Costello read a proclamation honoring Mr. Marvin Miller who moved to Ormond Beach in 1970 from West Hartford, Connecticut. He stated Miller Real Estate planned the development and construction of several projects such as Cobblestone Village on the Halifax River. Mayor Costello reported Mr. Miller has a big heart and was very generous to those in need. He advised Mr. Miller was involved with the Mickey Jones and Rock on Productions to host the third annual Celebrity Golf Classic to raise funds for St. Jude Children's Research Hospital. Mayor Costello stated Mr. Miller has very passionate concerns and steps in to assist where he can such as the lighted police vests he recently purchased for the safety of the City's police officers. He advised Mr. Miller was very competitive in all areas of his life, with interests in politics, his community, and sports. Mayor Costello reported Mr. Miller has generously volunteered his service for many years on the City's Quality of Life Advisory Board, Development Review Board, and the Budget Advisory Board.

Mayor Costello proclaimed February 19, 2008, as a day to honor Marvin Miller and recognize him for his service to the City and his lifetime achievement in making a better quality of life for Ormond Beach.

Mr. Miller thanked the City for this honor. He advised he had dedicated the donation of the police vests to the memory of Officer Bob Grim.

Item #4(B) - Comprehensive Annual Financial Report

Ms. Suzanne Forbes, James Moore and Company, thanked the City Manager and staff for their hard work. She advised the Comprehensive Annual Financial Report provided an unqualified audit opinion, which was the highest opinion possible. Ms. Forbes reported there were four levels of complexity of audits, and this opinion covered the highest level. She stated the Management Discussion Analysis on pages 25 through 36 was a good summary of the entire report.

Ms. Forbes advised the total fund balance in the General Fund was \$6,897,000. She noted the reserve had legally restricted funds of \$802,000 and the unreserved fund balance was \$6,095,000. Ms. Forbes reported auditors must now report at a higher level on the redevelopment trust, also known as CRA, and it cannot be combined with other funds. She advised these were new regulations. Ms. Forbes reported the fund balance on the CRA was \$3,286,000, which included an increase in fund balance of \$1.3 million primarily related to the timing of capital improvements, and that was not unusual. She stated the City budgeted to spend \$1.2 million of the General Fund fund balance for capital improvements; however, rather than spending the fund balance, the City increased the fund balance by \$270,000, making a positive variance of \$1.5 million. Ms. Forbes clarified that the revenues were less than budgeted by \$293,000, primarily due to a large grant that was expected and the general economy. She stated the expenditures were less than what was budgeted by \$1.8 million across all departments in capital and personnel. Ms. Forbes reported in water and sewer there was a net asset increase of \$9 million, but \$8.5 million related to capital grants and donations, which was money that could not be spent for operations. She stated the net assets in solid waste increased by \$103,000. Ms. Forbes reported the funding ratios for the pension funds were improving, and the self-insurance funds had a deficit of \$623,000. She stated this year the deficit was \$245,000, which will be funded in the subsequent year from the General Fund budget; therefore, she was not concerned about that deficit.

Ms. Forbes advised many specific reports had to be completed such as a report on compliance with federal grants, and there were no instances of noncompliance noted. She stated there was one finding regarding grant tracking, and recommendations were made relative to the grant tracking process, and the City has already started to implement those recommendations. Ms. Forbes explained there were other compliance reports on financial reporting and internal controls, and there were no findings on either of those reports. She advised there were new audit standards for internal controls that have dropped the threshold where auditors must report on anything that was not inconsequential or remote, which resulted in additional findings.

Ms. Forbes reported there were two findings: one related to reserving for self-insurance and the other related to timing of the financial statement closing process. She stated all of the City's fund deficits have planned repayment methods, but they had to be reported. Ms. Forbes advised a comment was made relating to the Finance Department reviewing a report on the landfill that would go to the Department of Environmental Protection (EPA). She stated there were issues on timeliness of getting the invoices of accounts payable vendors to the Finance Department. Ms. Forbes explained the last recommendation referred to utility billing of special assessments, and routine standards were established, which was a minor issue. She advised she would answer any questions; and if any Commission member would like to meet on a one-on-one basis, she would review any issue in question.

Mayor Costello thanked Ms. Forbes and staff for bringing this to the Commission so quickly. He noted the \$1.8 million decrease in spending was impressive, and he commended staff for that decrease. Mayor Costello stated the percentage of taxable value regarding obligation bonds went from a high of .78 to .17 percent per capita and from a high of 359 in 1999 to 145 today.

Commissioner Kent asked Ms. Forbes for a grade of how the City did in this audit with an "A" being the best grade.

Ms. Forbes stated the Commission and staff deserved an "A."

Commissioner Kent thanked Mr. Paul Lane, Finance Director, and Ms. Kelly McGuire, Budget Director.

Commissioner Kelley thanked Ms. Forbes for the concise report.

Item #5 - Audience Remarks

My Safe Florida Home Program

Mr. Randall Brown, CPM, Regional Director of the Florida Department of Financial Services, 135 Executive Circle, Daytona Beach, stated the "My Safe Florida Home" program was created in August 2006 when the Florida Legislature appropriated \$250 million for the citizens of Florida to hurricane harden their homes through free wind inspections and matching grants of up to \$5,000. He noted the original criteria to obtain the grant was to be insured for less than \$500,000; the site had to be built with up to four units; and it had to be homesteaded; however, as of March 7, 2007, the criteria changed to be insured for under \$300,000, homesteaded, single-family site built, and in a wind-borne debris region. Mr. Brown explained the general rule for the wind-borne debris region was along the I-95 corridor. He urged everyone to apply for a wind inspection. Mr. Brown explained by doing so information would be provided to hurricane harden the home, provide the appropriate costs, and provide the availability of discounts that could be obtained from insurance companies through a wind mitigation form. He reported the average discount was 18% off the wind premium. Mr. Brown directed people to apply for the grant by going to www.mysafefloridahome.com or by calling 1-866-513-6734. He stated there were originally seven specific areas to obtain help: four areas in the roof, door and window openings, and garage door openings. Mr. Brown advised that as of March 7 another change limited the grants to only three sections of the home: bracing the gable into the home, door and window openings, and garage door openings.

Mayor Costello requested Mr. Turner add this information to the City's website and possibly in a flyer with the utility bill so people could apply for the wind inspection and save money on their wind insurance.

Mr. Brown advised Volusia County applied for a grant of \$1 million to help low-income families. He noted people could apply for this through the Volusia Foundation through the Volusia County DOC, which could be contacted at 254-1500, then by pressing prompt number one.

Medians on US1 and Nova Road

Ms. Nancy Lohman, 725 West Granada Boulevard, thanked Mayor Costello, former Commissioner Thelma Ervin, former Mayor Carl Persis, Public Works Director Judy Sloane, and staff for working so hard to beautify the City. She stated she thought the medians on Nova Road and US1 were fantastic.

Mayor Costello thanked Ms. Lohman for her efforts and the money she and her husband have provided for the beautification of Ormond Beach. He noted he had heard many positive comments from the community relative to the medians on Nova Road and US1.

Item #6 - Approval of Minutes

Mayor Costello advised the minutes of the February 5, 2008, meeting had been sent to the Commissioners for review and asked if there were any corrections, additions, or omissions.

Mayor Costello stated that the minutes were approved as submitted.

Item #7(A) - Metropolitan Planning Organizations and Item #7(B) - Volusia Council of Governments

Mayor Costello asked if there were any questions regarding the Metropolitan Planning Organization (MPO) and Volusia Council of Governments (VCOG). None were voiced.

Item #7(C) - Water Authority of Volusia

Commissioner Kelley advised a meeting of the Water Authority of Volusia (WAV) would be held tomorrow. He noted relative to the minimum levels and flows of streams and lakes that it was unfortunate people were not looking at scientific facts, but were looking at perceptions. Commissioner Kelley advised there would be a battle trying to impose more unfunded mandates on the way we do business. He noted in 1990, the 20 year prophesy was that water would run out; however, there was more water now than then.

Commissioner Gillooly reported Commissioner Kelley has indicated that what was of great importance to WAV was a unified voice, making sure they were looking at the scientific data and not making snap judgments on decisions that would create mandates that would not help with the problem. She expressed appreciation for all of Commissioner Kelley’s hard work on WAV.

Mayor Costello stated Commissioner Kelley’s quote “let’s deal with facts not supposition” summed up the situation very well. He expressed pride that Ormond Beach has worked hard to make certain that if there was a regional water authority, Ormond Beach wanted to participate; if there was a partnership, Ormond Beach wanted to facilitate it and be a part of it; but if there was not a regional authority, Ormond Beach wanted to be independently self-sufficient. Mayor Costello noted Ormond Beach did not have a water issue and was in good condition but was still willing to work with the County.

Commissioner Kelley reported the local interconnects with Daytona Beach and Holly Hill were accomplished through working together. He reiterated his position was that a unified water authority was needed that would work for the good of everyone, and he would continue to work toward that goal. Commissioner Kelley stated he was enthused by the efforts being made toward conservation with the calendar program and working with School Board.

Mayor Costello stated Mr. Eric West had made recommendations that staff determined might save money, and Mr. West was impressed that staff was willing to consider his recommendations. He asked that a note of thanks for the recommendation be sent to Mr. West. Mayor Costello asked if WAV had accomplished any other capital projects.

Commissioner Kelley stated other interconnects were also accomplished. He noted WAV was trying to work on wastewater interconnects. Commissioner Kelley advised there were two billion gallons of fresh water per day put into the St. John’s River, which was adequate for removing a certain amount. He noted Ormond Beach has taken steps to provide the low pressure reverse osmosis system to use the blended water. Commissioner Kelley reported the grant money from the State was drying up, but he was looking forward to working with Daytona Beach and Holly Hill for additional interconnects.

Item #8 - Consent Agenda

Mayor Costello advised that the action proposed for each item on the Consent Agenda was so stated on the agenda. He asked if any member of the Commission had questions or wished to discuss any one or more of the items separately.

Commissioner Kelley moved, seconded by Commissioner Partington, for approval of the Consent Agenda.

Call Vote:	Commissioner Gillooly	yes
	Commissioner Kent	yes
	Commissioner Kelley	yes
	Commissioner Partington	yes
Carried.	Mayor Costello	yes

Item #9(A) – Public School Facilities Element

Mayor Costello opened the public hearing. He advised he received no cards from people wishing to speak. Mayor Costello reported this item was heard at the February 5 meeting, but due to a defective notice it must be heard again. He stated staff was advised there were changes in the working policies of the Public School Facilities Element required by the Department of Community Affairs and a recommendation was made to continue the public hearing until March 4, 2008.

Commissioner Kelley moved, seconded by Commissioner Kent, to continue the Public Hearing on Item 9(A) to March 4, 2008.

Call Vote:	Commissioner Kent	yes
	Commissioner Kelley	yes
	Commissioner Partington	yes
	Commissioner Gillooly	yes
Carried.	Mayor Costello	yes

Mayor Costello noted this public hearing was being continued and not closed.

Item #9(B) – Camouflaged Telecommunication Towers and Antennae

ORDINANCE NO. 2008-06

AN ORDINANCE RELATIVE TO THE REGULATION OF CAMOUFLAGED TELECOMMUNICATION TOWERS AND ANTENNAE, BY AMENDING THE FOLLOWING CHAPTERS OF THE LAND DEVELOPMENT CODE, CHAPTER 1, GENERAL ADMINISTRATION, ARTICLE III, DEFINITIONS AND ACRONYMS, SECTION 1-22, DEFINITION OF TERMS AND WORDS, BY ADDING A DEFINITION FOR “COMMERCIAL IMPRACTICABILITY OR COMMERCIALLY IMPRACTICABLE” AND “STEALTH OR STEALTH TECHNOLOGY” AND MODIFYING THE DEFINITION OF “CAMOUFLAGED TOWER OR ANTENNA”; BY AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE II, DISTRICT REGULATIONS, SECTIONS 2-08, SPECIAL ENVIRONMENTAL, THROUGH 2-32, LIGHT INDUSTRIAL, AS TO USES IN VARIOUS ZONING DISTRICTS; AND AMENDING ARTICLE IV, CONDITIONAL AND SPECIAL EXCEPTION REGULATIONS, SECTION 2-57, CRITERIA FOR REVIEW OF SPECIAL CONDITIONAL AND SPECIAL EXCEPTION, TO ADD CAMOUFLAGED TOWERS OR ANTENNAE AS A USE; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Partington moved, seconded by Commissioner Kelley, to approve Ordinance No. 2008-06, on first reading, as read by title only.

Commissioner Kelley reported the wording “site and design so as to employ the least visually and physically intrusive means that are not commercially impracticable under the facts” seemed to be somewhat subjective. He questioned to what person would it be the least visually and physically intrusive.

Mr. Ric Goss, Planning Director, stated that provision would come into effect if the tower could not be camouflaged, where it would then go through the special exception process, going to the Development Review Board, and ultimately to the City Commission to make the decision. He explained all towers were required to be camouflaged; and as a last resort, if it could not be camouflaged, it would go through the special exception process.

Commissioner Kelley stated he assumed there was no way to be less subjective because it would come down to three Commission members making a decision.

Commissioner Gillooly stated there would be an opportunity for public review and comment through the Development Review Board and the City Commission in the special exception process. She noted she had the same concern Commissioner Kelley noted.

Call Vote:	Commissioner Kelley	yes
	Commissioner Partington	yes
	Commissioner Gillooly	yes
	Commissioner Kent	yes
Carried.	Mayor Costello	yes

Hearing no objection, Mayor Costello closed the public hearing on Item #9(B).

Item #9(C) – Vanacore Commercial Properties

ORDINANCE NO. 2008-07
 AN ORDINANCE 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 1.613-ACRES LOCATED AT 1450 NORTH US HIGHWAY 1 (US1) FROM VOLUSIA COUNTY “COMMERCIAL” TO ORMOND BEACH “COMMERCIAL;” REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Mayor Costello reported this received unanimous approval from the Planning Board.

Commissioner Kent moved, seconded by Commissioner Kelley, to approve Ordinance No. 2008-07, on first and only reading, as read by title only.

Call Vote:	Commissioner Partington	yes
	Commissioner Gillooly	yes
	Commissioner Kent	yes
	Commissioner Kelley	yes
Carried.	Mayor Costello	yes

Hearing no objection, Mayor Costello closed the public hearing on Item #9(C).

Item #9(D) – Vanacore Commercial Properties

ORDINANCE NO. 2008-08
 AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE I, ESTABLISHING 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 CERTAIN REAL PROPERTY TOTALING 1.613 ACRES LOCATED AT 1450 NORTH US HIGHWAY 1 (US1) FROM VOLUSIA COUNTY B-4 (COMMERCIAL) TO ORMOND BEACH B-8 (COMMERCIAL); AUTHORIZING REVISION OF THE OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Kelley moved, seconded by Commissioner Gillooly, to approve Ordinance No. 2008-08, on first and only reading, as read by title only.

Call Vote:	Commissioner Gillooly	yes
	Commissioner Kent	yes
	Commissioner Kelley	yes
	Commissioner Partington	yes
Carried.	Mayor Costello	yes

Hearing no objection, Mayor Costello closed the public hearing on Item #9(D).

Item #9(E) – “North Orchard Center”

ORDINANCE NO. 2008-09
 AN ORDINANCE 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 DISTRICT, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY REZONING A 1.68-ACRE PARCEL OF REAL PROPERTY LOCATED AT 150 NORTH ORCHARD STREET FROM B-1 (PROFESSIONAL OFFICE/HOSPITAL) TO PBD (PLANNED BUSINESS DEVELOPMENT); AUTHORIZING REVISION OF THE OFFICIAL ZONING MAP, AND APPROVING A DEVELOPMENT ORDER FOR A PLANNED BUSINESS DEVELOPMENT TO BE KNOWN AS "NORTH ORCHARD CENTER" AND ESTABLISHING CONDITIONS THEREFORE; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Mayor Costello advised this received unanimous approval from the Planning Board.

Commissioner Kelley moved, seconded by Commissioner Partington, to approve Ordinance No. 2008-09, on first reading, as read by title only.

Call Vote:	Commissioner Kent	yes
	Commissioner Kelley	yes
	Commissioner Partington	yes
	Commissioner Gillooly	yes
Carried.	Mayor Costello	yes

Hearing no objection, Mayor Costello closed the public hearing on Item #9(E).

Item #9(F) – First Amended Development Order for the "Nova Shoppes"

RESOLUTION NO. 2008-54

A RESOLUTION AUTHORIZING THE EXECUTION AND ISSUANCE OF A FIRST AMENDED DEVELOPMENT ORDER FOR THE "NOVA SHOPPES" PLANNED BUSINESS DEVELOPMENT LOCATED AT 175 SOUTH NOVA ROAD, BY ALLOWING AS A PERMITTED USE A RETAIL WINE STORE TO INCLUDE ON AND OFF SITE CONSUMPTION OF WINE AND BEER UNDER CERTAIN CONDITIONS; RATIFYING AND AFFIRMING THE DEVELOPMENT ORDER APPROVED BY RESOLUTION NO. 2004-121; ESTABLISHING CONDITIONS AND EXPIRATIONS OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

Mayor Costello stated this received unanimous approval from the Planning Board.

Commissioner Kelley moved, seconded by Commissioner Gillooly, to approve Resolution No. 2008-54, as read by title only.

Call Vote:	Commissioner Kelley	yes
	Commissioner Partington	yes
	Commissioner Gillooly	yes
	Commissioner Kent	yes
Carried.	Mayor Costello	yes

Hearing no objection, Mayor Costello closed the public hearing on Item #9(F).

Item #9(G) – Fire Protection Services

RESOLUTION NO. 2008-55

A RESOLUTION OF THE CITY OF ORMOND BEACH, FLORIDA, ELECTING TO USE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM SPECIAL ASSESSMENTS LEVIED WITHIN THE INCORPORATED AREA OF THE CITY; STATING THE NEED FOR SUCH LEVY TO BE FOR FIRE PROTECTION SERVICES; PROVIDING FOR THE MAILING OF THIS RESOLUTION; AND SETTING FORTH AN EFFECTIVE DATE.

Mayor Costello reported this was a public hearing on using the uniform method of collecting non-ad valorem special assessments for a proposed fire protection services amendment. He stated this item solely concerned the potential option of using the property tax collection method for a revenue neutral fire fee. Mayor Costello explained there was a statutory requirement that a resolution of intent must be approved before the property tax bill can be used as a vehicle to collect an assessment of any type. He noted passage of this item would not, in any way, commit the Commission to support the revenue neutral fire fee. Mayor Costello explained the discussion about and decision whether to support or reject the revenue neutral fire fee would occur after the Commission has appropriate supporting documentation including a staff report delineating the pros and cons along with a cost breakdown. He noted once this information was provided, the residents and interested parties would be able to offer informed guidance, and the Commission would make a decision as to whether or not to support the revenue neutral fire fee; therefore, the comments tonight need to focus on if there were a revenue neutral fire fee, if it should be collected via the property tax bill, the utility bill, or an alternate mechanism. He noted the purpose was not to stop people from speaking, but to focus the comments on specifically what was before the Commission tonight.

Ms. Laura Jones, 59 Amsden Road, questioned why the words “fire fee” were not used on this agenda item.

Mayor Costello explained this was not a discussion regarding whether to have a fire fee, but how to collect the revenue if a fire fee were approved.

Ms. Jones reported most people would not have understood this related to a fire fee.

Mayor Costello apologized if that was not clear. He clarified this was about how any assessment would be collected. Mayor Costello assured Ms. Jones the City would make certain everyone would be made aware when a fire fee was to be discussed.

Mr. Isaac Turner, City Manager, stated staff developed the agenda wording, and he apologized to the extent it was unclear. He noted the agenda was his responsibility.

Mr. Colleen Garrett, 1304 Oak Forest Drive, expressed serious reservations regarding a fire fee, but reported she would keep an open mind. She noted she looked forward to obtaining more information at the public hearing on the fire fee issue. Ms. Garrett questioned if she would be able to vote on the issue or if the Charter gives the City Commission the authority to impose the fire fee.

Mayor Costello explained the City Commission had the authority to impose a fire fee. He explained what would be considered was a revenue neutral fire fee that would not increase revenue. Mayor Costello stated there were no plans to have a referendum.

Ms. Lucille Bornmann, 6 Windsor Drive, expressed concern regarding what was occurring on the north end of US1. She explained Volusia County made a deal with the City to furnish fire and police service, giving free fire service to Hull Road and Harmony Road. Ms. Bornmann stated it was not right for an agreement to be made for the City to make Ormond Beach residents pay to supply services to those outside of the City at no cost. She reported she believed this fire fee was to keep the City from bargaining with the fire union. Ms. Bornmann questioned the legality of this action.

Mayor Costello noted this was the first time he heard a fire fee would diminish the Fire Department or keep the City from negotiating in that most people complain it would give the Fire Department full access to do whatever they wished. He assured Ms. Bornmann this would have no bearing on union negotiations. Mayor Costello explained the Commission made a business decision to provide fire service to certain enclaves. He noted there was already a first unit response agreement, and Ormond Beach would service those areas anyway. Mayor Costello pointed out that was not germane to this issue.

Mr. Turner stated Ormond Beach agreed to provide fire service to the subdivision in Volusia County south of Harmony Road. He pointed out that decision was made in a public meeting with full public discussion, and there was nothing illegal about the decision. Mr. Turner concurred with Mayor Costello that this has absolutely no impact in the bargaining rights of the City or the fire union.

Mr. Norman Lane, 1314 Westside Drive, expressed concern about the fire fee. He explained the property tax was capped by the State and was visible to the population, but a fire fee would not have a cap. Mr. Lane noted other cities and counties have instituted fire fees and have greatly increased their fees. He stated he could understand how the fire fee could be revenue

neutral the first year, but not after that first year. Mr. Lane asked what the Commission could do to prevent these large increases.

Mayor Costello stated he favored a fire fee because of its visibility so people would know the cost of fire service in that it would be listed separately.

Ms. Adrian Miles, 6 Tidewater Drive, asked why the City must decide how to collect a fire fee if there was no decision to have the fire fee.

Mayor Costello advised there was a deadline involved.

Ms. Miles asked if the deadline was not met, when was the next deadline.

Mayor Costello explained the City would have to wait one year.

Ms. Miles questioned why this could not be postponed for a year to provide more information on the issue.

Mayor Costello reported information would be provided as soon as it could be obtained.

Ms. Miles asked if there was any way to stop the Commission from raising the fee once instituted.

Mayor Costello reported 100% of the funds would go for fire, not emergency medical. He noted the fee would represent the community standard of what the community wanted for fire protection.

Ms. Miles stated if this was being sought only to allow the people to see the cost, she questioned why it could not be a line item on the property tax bill.

Mayor Costello reported that would be discussed when the fire fee was discussed.

Commissioner Partington moved, seconded by Commissioner Kent, to approve Resolution No. 2008-55, as read by title only.

Commissioner Gillooly assured the speakers she had the same concerns that this was moving too fast, but explained this was being moved forward to meet a deadline for the property appraiser's office if the fire fee were ultimately approved. She stated the purpose of this was only for the legal formalities to be put in place, and there would be another opportunity to discuss the issue. Commissioner Gillooly proposed the City hold a town hall type meeting to discuss this issue because there were a great deal of questions. She noted she was not prepared to support this at this time, but this would make it more visible where the tax dollars were being spent. Commissioner Gillooly advised a constituent asked if the police would be a separate budget item in the near future; however, that could not occur because the State only makes a provision for a fire fee to be a separate item and not a police fee. She reported she was open to study the pros and cons and then determine if it would be a viable mechanism. Commissioner Gillooly advised the agenda did mention "stating the need for such levy to be for fire protection services" and the first two sentences of the memorandum directly addressed a revenue neutral fire fee.

Commissioner Kelley reported he was more inclined to state his questions at the second portion when discussing the actual fire fee. He noted this action would bring the City closer to having a fire fee.

Mayor Costello clarified if this were not done the City would have to collect the fee through a utility fee rather than the property tax if a fire fee were to be adopted.

Commissioner Kelley reported this was the most visible method. He noted he was questioned about why taxes were high, and people should understand taxes fund police and fire protection. Commissioner Kelley advised only \$5.7 million of the fire budget would be able to be transferred to an equitable taxing situation. He noted fire services have increased since 1997 proportionally. Commissioner Kelley advised his support or lack of support of this correlates to whether or not he believed a fee would be appropriate, and he had many questions that needed to be before he could consider a fire fee. He questioned why the City should spend \$50,000 to set this up if there was no chance there would be a fire fee. Commissioner Kelley stated there should be a unification of fire service County-wide to Ormond Beach standards. He questioned who would be paying the fire fee since some people would get a reduction in their property taxes, and others that pay no property tax may have to pay the fire fee. Commissioner Kelley

stated he did not believe the homeowner could use the fire fee as a deduction on their income tax; whereas, the ad valorem property taxes create an allowance. He noted he has reservations in going forward with this for the sole purpose of meeting a deadline unless there was a consensus that three Commission members would support the fire fee. Commissioner Kelley reported the words “fire fee” were mentioned at least a dozen times on the first page of the memo.

Mayor Costello reported he also needed to know answers to questions before he could support this, but he wanted people to see what they pay for fire service. He noted fire costs have been increasing faster than inflation, taking money from other portions of the budget. Mayor Costello stated in an era of tax reductions when the residents need to decide what level of service they want, having a visible fire fee may be helpful to compare fire costs to other municipalities. He advised he considered the \$50,000 to be a relatively low amount to find out if there was a better way to charge for and provide those services.

Commissioner Gillooly stated she did not understand that the Commission was voting to approve the consultation fee tonight.

Mr. Turner stated the consultation fee issue would be on another agenda. He explained the plan would be to come back to share preliminary information as to how a fire fee might be structured, noting how other municipalities have structured their fire fees and some numbers; however, Ormond Beach was different than other cities, and the need for the consultant would come in after that point. Mr. Turner advised the consultant could bring back more specific information.

Commissioner Gillooly reported prior to hiring a consultant she planned to challenge Mr. Turner to create a team of the exiting staff to prevent the cost of a consultant.

Mayor Costello stated Port Orange, Deltona, and DeLand were all considering this, and the four cities may be able to obtain a consultant at a better rate.

Mr. Turner stated staff could negotiate with the other cities, but the City does not have the needed expertise on staff.

Commissioner Partington stated he would examine this, but agreed it may not be prudent to rush. He advised he would probably vote “No” tonight, but he asked staff to provide information, go through with community forums to review the matter, and act next year if a decision to proceed would be made. Commissioner Partington concurred the City should break out the fire and police costs as line items when the TRIM notices come out. He noted he did not want to spend \$50,000 for another report.

Mayor Costello stated this does not commit the City to the \$50,000 consultation fee. He stated this information was needed for the property appraiser sooner than when the City would be making a decision. Mayor Costello reported he did not believe this was rushing the decision about the fire fee, but it was the planned way to gain information. He advised in order to use the property tax bill as the mechanism to collect the fee, this was necessary if the City should decide to proceed. Mayor Costello reported while he did not make a decision to support a fire fee, he has decided if a fire fee were to be imposed, this was the way he would want to collect the fee. He challenged Finance Director Paul Lane to work with Property Appraiser Morgan Gilreath and the legislature to change the deductibility on the income tax issue.

Mr. Paul Lane, Finance Director, stated the federal government only allowed for deductions of ad valorem based taxes, and any assessment was a non-ad valorem based payment and not deductible.

Mayor Costello urged discussing this issue with Congressman John Mica.

Commissioner Kelley reported constituents inform Commission members that their responsibility was to collect trash, provide water and sewer service, and provide public safety. He stated people do not see the cost to them for the services provided for public safety. Commissioner Kelley noted he favored a public safety tax. He advised he did not have enough information to make an informed fact-based decision on having a fire fee or not, and he was not convinced this was the best way to collect the fire fee should it be enacted. Commissioner Kelley pointed out some people had escrow accounts to take care of their property taxes, and these people would have to go to their mortgage holders to adjust their escrow.

Mayor Costello noted he understood if it was on the tax bill it would be part of the escrow.

Commissioner Kelley stated that would be an equitable way to share the cost.

Commissioner Gillooly stated this would not cost anything or obligate the Commission in any way, but it would set up the mechanism if a fire fee would be a benefit to the City and was ultimately approved. She advised she could only support a fire fee if it were revenue neutral.

Commissioner Kent agreed he wanted to make a fact-based decision, and to do so, he needed to talk to residents, firefighters, and staff. He noted he would not commit the \$50,000 for the study tonight. Commissioner Kent advised in that he wanted to learn more about this issue he would support this tonight to be able to make a more informed decision.

Mayor Costello reiterated this would not lock the City into using the property tax bill, but it would allow the option to use the property tax bill.

Call Vote:	Commissioner Partington	no
	Commissioner Gillooly	yes
	Commissioner Kent	yes
	Commissioner Kelley	no
Carried.	Mayor Costello	yes

Mayor Costello asked when staff would have adequate information to discuss this issue; whereby, Mr. Turner stated a date the preliminary information would be provided was not known at this time, and that information would be provided to the public in the Friday Letter.

Commissioner Kelley requested a workshop prior to any discussion in a City Commission meeting.

Mayor Costello stated the public would be invited to attend the workshop.

Mr. Turner stated he would recommend an information session type of workshop where the Commission would receive information and receive feedback from the public.

Mayor Costello clarified the meeting would be a separate meeting dedicated to discuss this single issue.

Commissioner Gillooly stated she requested a town hall style meeting with public input.

Hearing no objection, Mayor Costello closed the public hearing on Item #9(G).

Item #10 – Granting an Economic Development Ad Valorem Tax Exemption

ORDINANCE NO. 2008-05
AN ORDINANCE GRANTING AN ECONOMIC DEVELOPMENT
AD VALOREM TAX EXEMPTION TO ATLANTIC CENTRAL
ENTERPRISES, INC.; REQUIRING ANNUAL FILINGS;
REPEALING ALL INCONSISTENT ORDINANCES OR PARTS
THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Mayor Costello explained this ordinance included the amendment made at the last meeting regarding the transfer of funds from the Economic Development Fund to the General Fund to make up for the tax exemption.

Commissioner Kent moved, seconded by Commissioner Kelley, to approve Ordinance No. 2008-05, on second reading, as read by title only.

Call Vote:	Commissioner Gillooly	yes
	Commissioner Kent	yes
	Commissioner Kelley	yes
	Commissioner Partington	yes
Carried.	Mayor Costello	yes

Item #11 – Amending the Pay and Classification Plan

RESOLUTION NO. 2008-53
A RESOLUTION AMENDING THE PAY AND CLASSIFICATION
PLAN; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Kelley moved, seconded by Commissioner Kent, to approve Resolution No. 2008-53, as read by title only.

Mayor Costello stated the Human Resources Board unanimously recommended approval of this resolution.

Call Vote:	Commissioner Kent	yes
	Commissioner Kelley	yes
	Commissioner Partington	yes
	Commissioner Gillooly	yes
Carried.	Mayor Costello	yes

Mayor Costello commended Fire Chief Barry Baker and the leadership team.

Item #12(A) – Beach Parking Land Acquisition

Mr. Norman Lane, 1314 Westside Drive, commended the Commission for seeking off-beach parking in that making an investment in access to the beach was very important, but he questioned the location of this parcel. He recommended purchasing two or three small parcels on the east side of A1A. Mr. Lane expressed doubt all of the parking spaces at the proposed location would be utilized.

Mr. Gregory Avakian, 161 Heritage Circle, stated there was not much information regarding the cost available. He reported last year he approached Bray and Gillespie regarding leasing one of their beachfront properties, but they did not show much interest. Mr. Avakian advised he later approached Bray and Gillespie, and they seemed to be more amicable to the idea; but the City did not show a great deal of interest. He reported he again approached Bray and Gillespie recently, and they showed more interest; therefore, there was a possibility a lease agreement was possible for one of their beachfront properties that would provide the citizens' better access than this proposal would provide. Mr. Avakian advised he was referring to the three-acre tract Mr. Charles Carter suggested purchasing or obtaining through eminent domain. He noted a fraction of the interest of acquisition being considered would cover the lease cost. Mr. Avakian questioned whether the Commission wanted him to continue discussions with Bray and Gillespie regarding a potential lease agreement. He stated he believed there was an 85% chance a deal could be made on a five or ten-year lease. Mr. Avakian reported in his discussions with Bray and Gillespie they questioned if the City was interested in such a deal. He advised he believed the cost of the necessary improvements that would be required on the property to support off-beach parking would be minimal. Mr. Avakian stated this would provide a great potential to save money. He questioned why the City needed five acres of land. Mr. Avakian asked how this acquisition would be funded. He noted there were many factors missing that should be considered.

Ms. Marianne DeFiore, 206 Cardinal Drive, questioned what would be done with five acres. She explained she lived in the first house on Cardinal Drive close to the beach. Ms. DeFiore reported there were a number of spaces on the corner of Cardinal Drive that are available for public use, but they are never used. She pointed out that there were a number of homes for sale on the east side of A1A.

Mayor Costello advised if the City could obtain the same amount of access and available land on the east side, the City would be interested. He reported he was willing to look at any long-term lease, but this would not address the ultimate needs of Ormond Beach. Mayor Costello explained his vision was for a Tom Renick-type park as well as beachfront parking using ECHO and recreation grants. He stated if people do not park on the west side now, they would probably not park on the west side after this was developed, but for those who do park on the west side, they would now have place to go in Ormond Beach. Mayor Costello reported he wanted to provide off-beach parking for Ormond Beach residents. He advised he knew this property owner and costs were decreasing. Mayor Costello reported the cost used to be \$7 million, and it was a lot less now; and there was an option for a 50% match from Volusia County. He stated Volusia County may pay 50% to 65% of the cost, and Ormond Beach may need to pay perhaps \$2.5 million. Mayor Costello reported if the Commission decided Ormond Beach could afford to pay \$1 million from the fund balance and pay \$150,000 for ten years, the City would not have to bond the cost. He noted the City would not have to develop the property immediately, but develop it in stages. Mayor Costello advised he did not believe the City could get enough beach-front property; therefore, he would also be interested in leasing property if it could be improved cheaply for off-beach parking. He stated the reason the parking spaces Ms. DeFiore alluded to were not being used was because people were unaware the parking spaces were available. Mayor Costello noted he believed this was the time to act if there was a willing seller and the County was willing to invest significant dollars.

Commissioner Kent advised he totally agreed with Mayor Costello. He noted no one on this Commission wanted beachfront parking more than he did, and he wanted it on the east side. Commissioner Kent expressed agreement with Mayor Costello that the people were not parking on Cardinal Drive because they did not believe they could. He stated while he preferred land on the east side, he could support this as an alternative; however, he was not opposed to a long-term lease with landowners on the east side for a minimum of ten years. Commissioner Kent reported this could become a destination for Ormond Beach and could be done over 10 to 15 years. He noted considering the financial situation, the City could probably obtain the land at a better price. Commissioner Kent advised the City may not need five acres and should possibly consider a smaller portion of the parcel. He thanked Mayor Costello for bringing this to the Commission for consideration.

Commissioner Partington reported he liked the idea of working out a lease with any property owner in cooperation with the County; however, he questioned the legality of the Commission authorizing a private citizen to negotiate such a deal. He stated he would prefer parking on the east side on a dirt lot with landscaping. Commissioner Partington expressed concerns regarding meeting environmental standards in that the City should not exempt itself from following all environmental standards. He stated he did not favor spending public funds for parking lots and moving property off the tax rolls. Commissioner Partington reported before he could approve purchasing any property, he wanted a referendum to determine the will of the people.

Commissioner Gillooly explained, considering the change in the market, there would be a savings of \$2 million over the original cost. She noted one disadvantage to a government under the Sunshine Law was that it favored the property owner because they knew what to expect regarding negotiations. Commissioner Gillooly advised she would support negotiating for a better price. Commissioner Gillooly pointed out the money was still available from Volusia County; and while these were City and County tax dollars, a great number of Ormond Beach residents believe they have already paid for beachfront property and Ormond Beach should have a park. She stated while there may be too many parking spaces for the City's needs, there would be a use for the parking immediately because there would not be development costs. Commissioner Gillooly advised she appreciated Mr. Avakian's efforts, but she had grave reservations in the Commission giving Mr. Avakian approval to act as a liaison to negotiate a deal. She stated if there were an interest in pursuing the leasing option described that Mr. Avakian should meet with City staff and turn over negotiations to them to proceed. Commissioner Gillooly expressed agreement that it would be prudent to examine every opportunity, and she understood the citizens' desire to find property on the east side, but one immediate advantage of this property was that there was already a traffic light on Cardinal Drive. She stated if the City could lease property on the east side of A1A that would probably not be developed in the near future, it would afford an opportunity to prevent blight; but she cautioned against a short-term lease and recommended a five-year lease with a five-year option. She stated if the area was being used, the City should have a plan to have the option to purchase the land or purchase other property before the market drastically changes.

Commissioner Gillooly reported she favored a referendum. She explained she did not agree with the original Bray and Gillespie plan, but supported the concept because it afforded the City ways to gain "wants" that would not cost dollars. Commissioner Gillooly noted the citizens voted for a height referendum and opposed the plan. She advised it was unknown if the citizens favored spending tax dollars on beachfront parking at this time. Commissioner Gillooly reported one of the staff options was to use some of the general reserve funds. She stated with tax reform from the State legislature, there may no longer be an opportunity for the City to add to its fund balance. Commissioner Gillooly advised that in the past, due to staff savings and prudent use of dollars, the City was able to add to the fund balance. She pointed out the auditor indicated the City may need to consider greater reserves for self-insurance. Commissioner Gillooly reported the State's Tax and Budget Review Commission was contemplating a requirement for municipalities to return any unused property taxes directly to the taxpayers; therefore, she was very hesitant to take anything from fund balance other than true needs. She advised she could support examining this because there were some opportunities such as making the existing businesses more viable, with the added activity generating additional revenue to offset the City's costs; and there could possibly be a community center funded in part by grant dollars; but she would only move forward after a referendum approving the expenditure.

Commissioner Kelley commended Mayor Costello for having a vision and bringing this proposal forward. He advised there was nothing illegal about any private citizen speaking to a property owner and bringing a concept to the City, and he would prefer Mr. Avakian work with Bray and Gillespie until he has a proposal rather than wasting staff time to negotiate a deal prematurely.

Commissioner Kelley noted Mr. Avakian had a relationship he built over two years that may accomplish something that may not occur with staff. He stated he did not believe it was necessary for staff to negotiate until Mr. Avakian could bring specific information with specific terms and costs. Commissioner Kelley pointed out relative to Commissioner Partington's environmental concerns, vehicles drive on the beach now, and there are no EPA regulations stopping this; therefore, he did not believe there would be environmental issues. Commissioner Kelley stated parking was available in a certain section of this property. He questioned if the owners would accept a two-year option on that section to determine if the property would be used. Commissioner Kelley pointed out the service station could pose a huge problem, and that would be the prime location on this piece of property. He expressed concern regarding paying for the renovations Mayor Costello outlined. Commissioner Kelley noted he understood the tax reform Commissioner Gillooly indicated was for ad valorem taxes rather than all taxes.

Ms. Kelly McGuire, Budget Director, advised property taxes were addressed, and it also addressed excess taxes in terms of utility taxes, sales tax, and a combination of different types of taxes that would have to be returned; however, it was unknown what would actually be passed. She stated the taxes that would be returned would be returned to the taxpayers the following year.

Commissioner Kelley stated the City tries to be efficient, cutting \$1.8 million, reducing staffing, making employees work harder, making the system more efficient, keeping the level of service, and then it is punished for being efficient. He noted it was ridiculous to have to spend money or lose it. Commissioner Kelley expressed real concerns regarding spending reserves without the approval of the citizens, particularly since the money may be needed to get past the crisis in the next few years. He noted he was willing to obtain more information, but he would support going to the people before approval. Commissioner Kelley advised he would prefer taking a section of the property as a stepping stone and finding other options.

Mayor Costello summarized that three Commission members indicated they favored a referendum. He expressed a concern that the County funds would not be available for long. Mayor Costello noted if Ormond Beach had to spend \$4 to \$6 million he would feel differently; but if Ormond Beach came up with \$2.5 million, and the County came up with the remainder of the cost, the City could purchase the land. He explained if the City did not have a 20% reserve he would not favor this, but he believed Ormond Beach had an opportunity to obtain beachfront land with a willing partner at a significantly lower price. Mayor Costello pointed out if the City purchased the land, discovered all five acres were not needed, and someone wanted to build on the land, the City could sell the excess land and pay the County their portion back. He advised the County was considering purchasing land on the west side of Tom Renick Park because it was used so much that more parking was needed. Mayor Costello reported he gets many requests from citizens for a beachfront park and parking area.

Commissioner Kent advised the recreation study done a few years ago had beachfront property as a number one priority.

Mayor Costello stated he received more compliments for the beautification, but more requests for beachfront property. He recommended allowing the County to take the lead on negotiations in that they had experience in purchasing land. Mayor Costello noted the City certainly needed assurances regarding EPA issues at the gas station, and details need to be worked out.

Mr. Turner stated the County Manager requested a strong indication from the Commission that they would be interested before he would pursue negotiations. He noted if the Commission considered the land desirable over the next 10 to 20 years, this was probably the best time possible to purchase the land. Mr. Turner explained he believed the time frame was that the County money would be available for a limited time, but he was not indicating the money would be gone by the time it would take to have a vote. He noted he did not believe the money would be available in a couple of years, but it may be available to the end of this year. Mr. Turner advised he was uncomfortable having a citizen negotiate with a private company in that there were Sunshine Law implications. He stated he appreciated Mr. Avakian's initiative. Mr. Turner reported Mr. Avakian considered the cost of the improvements to be insignificant, but the City must meet its own codes, and at this time, any costs would be significant. He stated Mr. Avakian could speak to whomever he liked; however, he encouraged the Commission to allow staff to do any negotiating. Mr. Turner reiterated his great concern relative to the gas station; and if he was instructed to bring back options, one option would be without the gas station, unless specifically instructed not to do so. He pointed out the costs noted do not include development costs, but grants may provide the City with some opportunities.

Mayor Costello clarified he would invite Mr. Avakian, or anyone else in the community, to bring any proposals forward; however, he did not invite anyone to negotiate deals on the City's behalf.

Commissioner Kelley advised Mr. Avakian did not indicate he would negotiate a deal.

Mr. Turner reported he met with Mr. Avakian today, and he wanted to publicly clarify the boundaries because he, the Commission, and probably Mr. Avakian understand the rules, but he wanted to be certain the public understood the rules, and he hoped to eliminate any appearance of a private citizen negotiating a deal.

Commissioner Gillooly concurred that Mayor Costello openly encouraged citizens to let the Commission know if there was land available on many occasions. She noted if this was something the City decided to pursue, everyone would be indebted to Mr. Avakian because he opened the door; but she did not believe he was negotiating to this point; however, he indicated that with Commission approval he would begin to negotiate, which made her uncomfortable. Commissioner Gillooly continued that if the City was interested in this from this point forward, the City Manager and City Attorney should be involved in the process.

Mayor Costello noted anyone can bring any proposal to the Commission, but the City was not committed to anything.

Commissioner Kelley clarified the Commission was not appointing Mr. Avakian as its negotiator, but he has a right to talk to anyone.

Commissioner Gillooly stated one of the issues with a referendum was the cost of a special election; however, the staff memo included information regarding the County School Board election in August, and the City would be able to meet all of the time deadlines lowering the cost to less than \$1,000, leaving adequate time to educate the community regarding the issue. She encouraged staff to send a letter to County Manager Dinneen, the County Council, and Chairman Bruno explaining the City's position requesting they allow the City time to have this referendum.

Mayor Costello expressed concern that the County could then indicate there should be a County referendum to spend the County dollars. He stated Ormond Beach needed beachfront property, and this was an opportunity to obtain that beachfront property. Mayor Costello explained it would almost be a deal breaker not to have the gas station property.

Commissioner Kelley stated he does not know what was involved in a deal, the cost of the land, the cost of improvements, and possible grant opportunities; however, he was interested in pursuing it and receiving more information.

Mayor Costello noted the cost of the land has not been finalized.

Commissioner Kelley asked if Mayor Costello was willing to commit \$2.5 million.

Mayor Costello noted he was just using a number, but he was comfortable recommending the City invest a million dollars of fund balance and \$150,000 per year for ten years if the City could make a deal where the County would pay for the remainder.

Commissioner Partington questioned if on an issue such as this where the City Commission and the County Council would vote, would the County and City officials be able to talk to each other.

Mr. Randal Hayes, City Attorney, stated the Commission members could speak to the County Council members.

Commissioner Kelley questioned spending 20% of the fund balance for a down payment on property that would require an additional \$2 million.

Mayor Costello noted it comes down to how much the City would value having an off-beach park and parking. He reported he was ready to make that commitment; but if the five acres were not needed, the City could sell what was not needed in future years.

Commissioner Kent reiterated the number one issue on the recreation survey was off-beach parking. He stated he supported Mayor Costello completely.

Commissioner Partington stated there were too many unanswered questions to make a decision, and he was not pleased with the deadline. He asked staff to bring information from Mr. Avakian or anyone else regarding a lease or information on doing the referendum.

Mayor Costello summarized the Commission wanted more information as to the cost and a referendum at the August election.

Commissioner Kelley stated if funding could be done without using the \$1 million, if the County would provide something other than 40%, and if the City's cost was less than \$2.5 million, he may consider proceeding without a referendum.

Mr. Turner stated discussions with the County Manager indicated the split would be a 50/50 split. He stated he heard the cost of \$5 million mentioned, but he did not want to pay \$5 million. Mr. Turner concurred with Commissioner Gillooly that negotiating was difficult considering the Sunshine Law. Mr. Turner advised an appraisal must be obtained, and other costs could be expected. He reported the gas station would need extensive environmental testing because EPA rules change; and once the City owned the property, there could be costly problems. Mr. Turner advised should the Commission have the election, it would not have to take money from fund balance in that the funding could then be bonded. He clarified the County Manager did not present the issue of holding the dollars for Ormond Beach as a "hammer," and he truly wanted to work with Ormond Beach; but he could not hold the funds indefinitely.

Mayor Costello stated the County and landowner needed to know they have a willing partner, or they would not negotiate a price for the land.

Commissioner Kelley reported the cost for the gas station could be astronomical if contamination problems existed. He noted he would have more comfort if the service station was gone, the tanks removed, and the soil replaced prior to purchase.

Mayor Costello asked staff to come back in a month with more information.

Mayor Costello called for a short break at 9:43 p.m. He reconvened the meeting at 9:47 p.m.

Item #12(B) – Update on Redirection of CDBG Funds

Mayor Costello stated one option was for \$40,000 for the Senior Center to upgrade to ADA standards with 12 doors, \$40,000 for public housing, and \$10,000 for the return of the lien funds for the Coalition for the Homeless.

Commissioner Kelley moved, seconded by Commissioner Gillooly, to use \$40,000 for Senior Center ADA upgrades, \$40,000 for public housing, and \$10,000 for the Coalition for the Homeless.

Commissioner Partington reported he would prefer the Milton Pepper Park playgrounds and benches for \$25,000, Ormond Parkway sewer work for \$20,000, Senior Center upgrade for \$40,000, and Police Athletic League (PAL) for \$5,539; however, the \$10,000 for the Coalition for the Homeless should come out of the fund balance.

Commissioner Kent stated he agreed with Commissioner Partington's recommendation. He reported there were a minimum of five homes in the CDBG area on the peninsula that could benefit if the City could provide the paint and paint brushes for the exterior wall to help the area from looking blighted and to let the people know the City cares. Commissioner Kent urged the PAL funds Commissioner Partington indicated be used instead for this project. He clarified a stipulation could be that the paint would need to be used within a designated period of time or the cost would have to be reimbursed to the City.

Commissioner Partington concurred with Commissioner Kent and offered to help paint.

Commissioner Kent moved, seconded by Commissioner Partington, to amend the motion to use \$25,000 for the Milton Pepper Park playgrounds and benches, \$20,000 for Ormond Parkway sewer work, \$40,000 for the Senior Center upgrade, and \$5,539 for paint and brushes for homes in the CDBG area on the peninsula.

Mayor Costello clarified the \$10,000 for the Coalition for the Homeless would come out of the fund balance, and there would be no funds going to public housing under this amendment.

Commissioner Gillooly stated Daytona Beach was hosting a service that was more and more needed daily, and it was important for Ormond Beach to be part of the solution and help fund the Coalition for the Homeless. She reported the homeless issue speaks to the mission and the directive of the CDBG; therefore, she favors the funds for the homeless coming from the CDBG funds. Commissioner Gillooly advised this was a legitimate expense that gained unanimous

support by the Neighborhood Improvement Advisory Board. She reported she was pleased the \$80,000 for the Senior Center was decreased to \$40,000 and would still meet the needs.

Ms. Judy Sloane, Public Works Director, stated the \$40,000 would provide the renovations for the two remaining bathrooms that were not ADA accessible being accomplished with in-house labor.

Commissioner Gillooly reported the CDBG area had a number of elderly residents, and the Senior Center renovations were a wise investment. She explained she was originally concerned relative to the CDBG money to help the Housing Authority in that it was a separate entity; however, she noted due to cutbacks in federal and state money she could understand the rationale in using these funds in that this was a core CDBG area. Commissioner Gillooly reported she favored the initial motion.

Mayor Costello stated if the alternate motion would pass, he would support the \$10,000 for the Coalition for the Homeless from the General Fund, but if the original motion would pass he would support money for paint from the General Fund.

Commissioner Kelley pointed out the City spent a great deal of money on drainage and sewer issues a few years ago.

Ms. Sloane stated money was not spent in Ormond Parkway on infrastructure work. She reported there were several depressions in the area, and excavations and repairs needed to be done.

Commissioner Kent asked if the residents have specific problems with the sewer.

Ms. Sloane advised there have not been any issues with residents. She explained staff could see from a visual that there were some depressions in nearly every sewer lateral.

Mayor Costello stated he considered sewer repairs something the City should be doing.

Commissioner Kelley stated the City could make the necessary repairs with other funds.

Ms. Sloane stated to make this list staff went into the district and listed everything that needed to be done or could be done.

Commissioner Kelley reported if the sewer was functioning without problems he did not see a need for these repairs to come out of the CDBG funds even though he favored preventive maintenance. He noted he would prefer the houses be painted.

Commissioner Kent questioned if the \$20,000 for the sewer work would be eliminated, if it would free up \$10,000 for the Coalition for the Homeless and the other \$10,000 could be used to provide the paint.

Mayor Costello reported he favored the original motion and providing the paint with certain criteria financed with fund balance. He noted he wanted to make investments in the public housing if they were needed, and he wanted to listen to the Neighborhood Improvement Advisory Board. He explained the fund balance was for emergencies and opportunities.

Commissioner Kent advised the applicants must meet specific criteria and be in the CDBG area rather than opening it up to all areas.

Mayor Costello stated the Coalition for the Homeless money could come from the reserves, and the City could use the money from the payback of the lien for the paint.

Commissioner Gillooly stated she would defer to staff, but she did not believe CDBG money could be used for individual homes.

Mr. Tom Lipps, Support Services Director, stated the City would have to do income verification for the paint project.

Commissioner Gillooly advised the City can not force people to paint unless there was a code issue. She pointed out City staff has totally supported Make-A-Difference-Day projects. Commissioner Gillooly reported several years ago there were over 100 people volunteering for a project entitled: "Working on Washington," and due to legal and liability issues, the Halifax Habitat for Humanity got involved by approaching the residents and gaining permission, which took away the liability issue for the City. She noted Ms. Joanne Naumann, Neighborhood

Improvement Manager, at one time recommended doing two projects a year because of the great success of the projects. Commissioner Gillooly noted the income verification would not be needed, a specific area could be targeted, and donors could be sought to supply the paint or paint companies could be asked to help. She stated this was a tremendous idea, but there were other ways to achieve the goals.

Mayor Costello stated civic clubs could assist. He noted CDBG grant funds will come up again next year.

Call Vote on the Alternate Motion:	Commissioner Kelley	no
	Commissioner Partington	yes
	Commissioner Gillooly	no
	Commissioner Kent	yes
Failed.	Mayor Costello	no

Call Vote on the Underlying Motion:	Commissioner Partington	no
	Commissioner Gillooly	yes
	Commissioner Kent	no
	Commissioner Kelley	yes
Carried.	Mayor Costello	yes

Mayor Costello stated the Commission would be interested in a public/private program where the City would supply the paint in a Make-A-Difference-Day-type program.

Mr. Lipps noted staff would pursue that issue with the Neighborhood Improvement Advisory Board and the County SHIP fund.

Mayor Costello recommended the Commission address the \$10,000 funding for the Coalition for the Homeless from the General Fund next year during the budget discussions.

Item #12(C) – Update on Repairs to the MacDonald House

Commissioner Kelley recommended Option No. 4, which was to sell the site and not replace the tennis facility. He stated the City spent too much money in that the building was old but not historic. Commissioner Kelley noted a demolition permit was pulled in 1990-91 when a small number of people opposed the demolition, resulting in the City spending a great deal of money, and he knew at that time that it would be only a small portion of what would be needed. He stated this would provide the City the ability to accomplish two goals. Commissioner Kelley reported the tennis center was costing \$160,000 each year to operate, and they could play at The Trails for less than what the City was paying if all of the costs were calculated. He noted this could be a valuable piece of property that could go toward the redevelopment of the downtown and bring a viable business to the City.

Ms. Bonda Garrison, 1092 Hampstead Lane, President, Ormond Beach Historical Trust, advised the Trust occupies the first floor of the MacDonald house where it runs the Welcome Center for the City. She asked this issue be taken under serious consideration. Ms. Garrison stated she recognized money was a big issue, but the building was 108 years old, and one of the few buildings of that age remaining in Ormond Beach. She reported Ormond Beach had a history and character, and a sense of place, and the MacDonald House was a part of that. Ms. Garrison advised the Welcome Center was an important function, and the trolley tours that promote the City of Ormond Beach originate from this area. She noted while this could be done elsewhere, this historic corridor was important. Ms. Garrison reported she would work with the City for the best possible resolution.

Commissioner Kelley stated history and historical buildings of historical significance were important to him; however, the building was saved at a tremendous expense, and the cost outlined was only a small amount of what it would actually take. He stated a new building can breathe new life into the development of the area and add a catalyst that would not take away from The Casements or the Memorial Art Museum, but add vibrancy and life to the area. Commissioner Kelley pointed out buildings can reach a point where they no longer serve a useful life and should be replaced. He noted factoring in the \$160,000 per year savings for the tennis center was also an incentive, and something new could be tremendous for the area, which could provide additional parking.

Mr. Turner stated there was a request for proposal sent out to provide tennis services, which did not include what would occur with the second and third floors that were currently unfinished. He noted while grant funding and using CRA dollars was mentioned, he was not certain as to the

applicability for grants, which was why staff recommended waiting for the budget process to begin.

Commissioner Partington advised he was not ready to approve Option 1-4 and urged following staff's recommendation.

Commissioner Gillooly advised the memo indicated there could be opportunity for grants, but she understood there was certainly no guarantee grants could be obtained. She pointed out the Commission was being asked for a direction decision without having all of the information. Commissioner Gillooly reported Ms. Sloane indicated this was mentioned so it could at least be discussed during the budget process; therefore, she understood why this was being moved forward tonight. She pointed out Ormond Beach had very few historic treasures in the community; and while Commissioner Kelley's points were well taken, a structure that was 108 years old had some value in the community merely by the nature of the age and the architecture and should be considered. Commissioner Gillooly reported the business commercial district was the vibrancy that keeps the cash flow going, but areas that draw people address a need. She explained some of these grants would require new uses and enhancements of services. Commissioner Gillooly reported she would favor examining the possibility of using Tax Increment Financing (TIF) money. She pointed out there was a tremendous fund balance in the TIF district.

Mayor Costello reported there was \$3.286 million in the TIF fund balance.

Commissioner Gillooly noted she believed this afforded a key opportunity because this was attracting people to the downtown by the nature of their being there and the services they provide. She requested deferring any decision tonight and discussing it with the budget, looking for ways to preserve the building.

Commissioner Kent reported he agreed with Commissioner Partington. He thanked the Trust for the field trip with his fourth grade class where the students learned about Ormond Beach.

Mayor Costello summarized the Commission would not make any decisions tonight. He noted he looked forward to receiving the results of the RFP. Mayor Costello challenged the Trust to work to obtain grant funding. He stated he would like to see an elevator to the third floor with retail to possibly generate money for the City. Mayor Costello advised he completely agreed with Commissioner Kelley regarding the tennis courts. He noted the cost was \$160,000 and there were less than 200 members.

Commissioner Kelley pointed out all of the members do not even live in Ormond Beach. He reported at one time 60% lived outside of the City.

Mayor Costello stated the cost was roughly \$1,000 per member; and while Ormond Beach subsidized all recreation for children, he could not justify this cost. He advised he wanted to see the result of the RFP before the Commission made a decision.

Mr. Turner reported staff worked very well with the Ormond Beach Historical Trust and appreciated what they have done in sharing Ormond Beach's heritage with members of the community and visitors. He stated, for the time being, there would be limited use and only a certain number of people could be in the building at one time based on what was discovered.

Mayor Costello summarized the Commission indicated they wanted to follow the staff recommendation.

Item #12(D) – Early Retirement Proposal Objectives

Commissioner Partington asked if there was a method to offer a window for people to opt into the proposal, and if there were no savings to the City, the offer would not take effect. He noted if any savings could be realized, he would like to realize those savings.

Mr. Turner reported staff examined a 30 year picture into the future, and he reported what would occur if the variables remain as assumed in this report. He stated before staff would recommend approval, the savings would have to be dramatic because the variables would change in the future. Mr. Turner explained the amount of the return on the investments would change, so the savings would have to be significant. He reported he informed the directors and division managers that if the positions were not needed, they should be eliminated; and retirement was not to be a factor.

Ms. McGuire explained the Commission must make the commitment first per State statute, and the window would then be opened for a period of time. She stated 58 individuals would be eligible, and they could make whatever election they chose to make.

Mayor Costello clarified based in the information provided he did not see anything that would make him want to proceed. He stated numbers in a past actuarials did not pan out.

Commissioner Kent stated he concurred with Commissioner Partington.

Mayor Costello agreed the savings must be significant to proceed.

Commissioner Kelley questioned why there were no savings noted because his experience has proven there would be savings. He stated there was something not right about not being able to save money because the City went through something similar in 1996 and saved a significant amount of money. Commissioner Kelley noted part of the savings was through the attrition process of those positions that were not filled or filled for a lower job classification.

Ms. McGuire stated staff examined only the difference between someone leaving at the top of the classification and someone coming in at the bottom. She noted the differential in the pay was typically for 16 to 18 years. Ms. McGuire stated staff did not look at what the savings would be if the position would be eliminated altogether because eliminating positions was not tied to this plan. She noted for this reason, the City's previous plan and other cities' plans saved money, and this did not.

Commissioner Kelley noted that if there was a position that someone left and the position was not filled, that person was not needed in the first place; however, his position was that there had to be some positions that by offering early retirements, those positions would not be filled, which offered a savings.

Mr. Turner reported he was not using early retirement to eliminate unnecessary positions, and he planned to eliminate unnecessary positions because they were unnecessary. He advised numerous positions have been eliminated more successfully than through a retirement program. Mr. Turner explained the savings in the retirement program would be with people retiring at the high end and hiring people at the low end along with the amount paid into the retirement system and how much they would be paid from the system over their retirement.

Mayor Costello stated Commissioner Kelley indicated he was interested in trying to find savings from the early retirement proposals.

Mr. Turner offered to provide more details.

Mayor Costello noted four Commission members have asked for more information.

Commissioner Gillooly stated she understood the original position was to not consider the elimination of any of these positions; but even if one-fourth of the positions were eliminated, there would be a savings.

Mayor Costello clarified that Mr. Turner would eliminate those positions and not fill them if there was an early retirement or not.

Commissioner Gillooly reported she believed there may be more of an incentive on Mr. Turner's part to find ways to cut jobs that would be more palatable.

Mayor Costello stated he would support an early retirement if it would get rid of the jobs.

Mr. Turner stated the analysis indicated an early retirement would cost money, but staff could examine if the retirees positions could be eliminated.

Mayor Costello summarized the Commission wanted more information.

Item #13 – Reports, Suggestions, Requests

Budget Calendar

Commissioner Gillooly stated the Commission voted on the budget calendar in the Consent Agenda section tonight. She reported she looked forward to finding cost-effective measures to insure more participation. Commissioner Gillooly advised the Budget Director was interested in working with the Budget Advisory Board to set up another workshop. She stated the criticism

last year was that the setting was very formal, and she recommended making the setting more informal this year.

Paint for Zone 2

Commissioner Gillooly stated there was money through Volusia County Community Development Housing for renovation and renewal of homes. She reported these funds were available if there were individuals in Zone 2 that may benefit from them. Commissioner Gillooly noted this was a very cost-effective method to achieve the stated goal.

Memoriam

Commissioner Gillooly stated Ms. Josephine Kennedy, a premier educator, recently passed away. She reported Ms. Kennedy cared deeply about this community. Commissioner Gillooly questioned if there were a proper mechanism in an existing program to acknowledge these residents in memoriam once a year.

Splash Park Downtown

Commissioner Gillooly stated at her first goal-setting meeting, a splash park in the downtown was mentioned. She noted somehow the concept grew, but now this was to be paid out of the General Fund and be located in the South Ormond Neighborhood Center. Commissioner Gillooly reported she did not believe it was prudent at this time to spend this type of money out of the General Fund and requested going back to determine if there was still an opportunity to use Tax Increment Financing (TIF) funds and place it on the south side of Granada Boulevard in a portion of the downtown that was viable and appropriate.

Mayor Costello stated the splash park was almost finished; however, he was not opposed to discussing another splash park after determining the success of the current splash park.

Commissioner Kent stated he was excited about the splash park.

Beach Use

Commissioner Kent stated his appointment for the Recreation Advisory Board, Mr. Andy Romano, provided the following information to the Recreation Advisory Board who unanimously supported it. He stated the report indicated the County was required to realign the conservation poles each year prior to May 1, and the width of the Conservation Zone in each Protected Species Beach Management Area was established in the Habitat Conservation Plan with the natural area being 15 feet in urban areas and 30 feet in transitional areas. Commissioner Kent reported the beach in Ormond Beach was the only beach that did not have an urban area, while its neighboring communities have been able to enjoy 15 to 30 foot conservation zones, but Ormond Beach has been stuck since the Habitat Conservation Plan was put into effect with a transitional area in which the conservation zones zigzag from 48 to 30 feet. He stated the citizens and visitors to Ormond Beach have been treated unfairly, and he urged the following recommendations be put into effect immediately: 1) the area south of the Rockefeller beach approach to the City limits should be declared an urban area; 2) the conservation zone poles must be realigned to a maximum of 30 feet, preferably 15 feet, without delay in order to accomplish the work prior to the May 1 deadline; and 3) parking be restricted on beach approaches to people using the beach for those times when parking on the beach was not practicable.

Officers Present at City Meetings

Commissioner Kent stated the City Council shooting in the news could have occurred anywhere. He recommended a minimum of two officers be assigned to City meetings where they would not sit together and would wear bulletproof vests.

Mr. Turner stated Police Chief Michael Longfellow was meeting with him tomorrow to discuss security issues, and he would speak to the Commission privately on these matters.

Landscaping

Commissioner Kelley stated he had many compliments regarding the landscaping on Nova Road. He reported trees provide a calming effect, absorb carbon dioxide from the cars, create oxygen, and provide character. Commissioner Kelley pointed out Ormond Beach had a "Tree City" designation. He stated these trees were purchased with grant money; and although grant money was tax money, he would prefer Ormond Beach to receive the grant funds rather than another city.

River Grille

Commissioner Kelley stated a speaker during last week's River Grille discussion indicated the River Grill was one-half mile from Ormond Lakes; however, it was actually 1.6 miles from the

entrance of the River Grille to the entrance of Ormond Lakes and over two miles from where the individual lives.

Airport Sports Complex

Commissioner Kelley stated over a quarter million people use the Airport Sports Complex, which made the cost quite a bit less than the \$1,000 per person cost to play tennis.

Median Work on Nova Road

Mr. Ted MacLeod, Assistant City Manager, advised the median landscaping was not yet completed on Nova Road as there were crepe myrtles also being planted.

Flagler Soil Extraction

Mayor Costello stated he received calls regarding the Flagler Soil Extraction issue. He questioned how much the City was going to receive from proportionate share to maintain the roads and rebuild the bridge on the private property on Durrance Lane. Mayor Costello asked if the City had any influence over this type of issue.

Mr. Ric Goss, Planning Director, stated Ormond Beach had very little influence because this referred to a fill operation in Flagler County from a person with legitimate access to a private easement off Shed Lane onto Durrance Lane to Leeway Trail, which was another private easement; therefore, Ormond Beach had no jurisdiction. He stated on Airport Road there was 750 feet where Ormond Beach had jurisdiction, but the fill would then go on a County road and then a State road. Mr. Goss pointed out these roads were all commercially designed for trucks. He advised he attempted to speak to the school district who indicated the children typically walk on the south side, but they did see a possible need for a road crossing guard. Mr. Goss noted he would make that request, but there was very little Ormond Beach could actually do.

Mayor Costello stated he would prefer trucks go north rather than south, but there was probably no way to stop them. He advised he considered this no different than any other commercial operation where the City should get a proportionate share funding to take care of the roads. Mayor Costello noted that the City should make sure it had some influence in any roads in Volusia County located in Ormond Beach if they are private or not.

Beach Poles

Mayor Costello requested Commissioner Kent thank Mr. Romono regarding the beach pole recommendations. He stated he was unaware the City had any latitude to move the poles. Mayor Costello offered the Commission pass a resolution if it would be of assistance.

Budget Report

Mayor Costello stated he was pleased with the budget report.

Smart Growth Technical Advisory Committee

Mayor Costello stated he would like Ormond Beach to be represented on the Smart Growth Technical Advisory Committee. He noted this was an important committee that was trying to work on where the density would be located. Mayor Costello advised many Ormond Beach residents would be interested in the protection, but not in taking on more density.

Bicycle Pedestrian Advisory Committee

Mayor Costello stated the City needed to make an appointment for a representative to the Bicycle Pedestrian Advisory Committee. He reported Ormond Beach should be represented in that this committee would help determine where grants would go.

Senior Exemption

Mayor Costello requested the senior exemption issue be brought up during the budget discussions. He requested information indicating the difference in millage to each person if the senior exemption were enacted.

Civil Air Patrol Honored

Mayor Costello stated the Ormond Beach Civil Air Patrol received top honors for the entire State again in three out of the past five years.

National City Water Survey

Mayor Costello presented Commissioner Kelley with the National City Water Survey that he received at the Conference of Mayors.

Item #14 - Close the Meeting

The meeting was adjourned at 10:59 p.m.

City Commission – February 19, 2008

APPROVED: March 4, 2008

BY: Fred Costello, Mayor

ATTEST:

Veronica Patterson, City Clerk