

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

June 9, 2020

7:00 p.m.

Commission Chambers

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

A G E N D A

- 1. CALL TO ORDER**
- 2. INVOCATION**
- 3. PLEDGE OF ALLEGIANCE**
- 4. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 5. APPROVAL OF MINUTES**

A. Minutes from City Commission meeting – May 26, 2020

- 6. COMMUNITY REDEVELOPMENT AGENCY**

- A. Ormond Beach CRA Pole Banner Designs**

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

Disposition: Approve as recommended in the City Manager memorandum dated June 9, 2020. **(SEE ITEM 7A)**

- 7. CONSENT AGENDA**

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

- A. Ormond Beach CRA Pole Banner Designs**

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

Disposition: Approve as recommended in the City Manager memorandum dated June 9, 2020.

- B. RESOLUTION NO. 2020-68: A RESOLUTION ACCEPTING A BID FROM MASCI GENERAL CONTRACTOR, INC. FOR CONSTRUCTION SERVICES REGARDING THE 2020 ROADWAY REPAVING PROJECT, UNDER BID NO. 2020-15; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.**

Staff Contact: Shawn Finley, Public Works Director (386-615-7049)

- C. RESOLUTION NO. 2020-69: A RESOLUTION ACCEPTING A BID FROM ASPHALT PAVING SYSTEMS, INC. FOR CONSTRUCTION SERVICES REGARDING THE 2020 MICROSURFACING PROJECT, UNDER BID NO. 2020-14; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.**

Staff Contact: Shawn Finley, Public Works Director (386-615-7049)

- D. **RESOLUTION NO. 2020-70:** A RESOLUTION ACCEPTING A PROPOSAL FROM GAI CONSULTANTS, INC. TO PROVIDE DESIGN, PERMITTING, BIDDING AND CONSTRUCTION ADMINISTRATION SERVICES REGARDING THE GRANADA & CLYDE MORRIS SANITARY SEWER REHABILITATION PROJECT; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION THERETO; AND SETTING FORTH AN EFFECTIVE DATE.
- Staff Contact: Shawn Finley, Public Works Director (386-615-7049)*
- E. **RESOLUTION NO. 2020-71:** A RESOLUTION AUTHORIZING THE SOLE SOURCE PROCUREMENT FROM OVIVO USA, LLC FOR REPAIR SERVICES TO CLARIFIER NO. 3 AT THE CITY'S WATER RECLAMATION FACILITY; AUTHORIZING THE EXECUTION OF AN AGREEMENT AND PAYMENT THEREFOR; AND SETTING FORTH AN EFFECTIVE DATE.
- Staff Contact: Shawn Finley, Public Works Director (386-615-7049)*
- F. **RESOLUTION NO. 2020-72:** A RESOLUTION AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION WITH HOYLE, TANNER & ASSOCIATES, INC., REGARDING DESIGN SERVICES FOR THE AIRPORT ACCESS ROAD DESIGN PROJECT FOR THE SOUTHWEST QUADRANT OF THE ORMOND BEACH MUNICIPAL AIRPORT; AUTHORIZING PAYMENT THEREFORE; AND SETTING FORTH AN EFFECTIVE DATE.
- Staff Contact: Brian Rademacher, Economic Development Director (386-676-3266)*
- G. **RESOLUTION NO. 2020-73:** A RESOLUTION ACCEPTING A PROPOSAL FROM ZEV COHEN & ASSOCIATES, INC. TO PROVIDE DESIGN SERVICES REGARDING THE EXTENSION OF RUNWAY DRIVE AT THE AIRPORT BUSINESS PARK; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION THERETO; AND SETTING FORTH AN EFFECTIVE DATE.
- Staff Contact: Shawn Finley, Public Works Director (386-615-7049)*
- H. **RESOLUTION NO. 2020-74:** A RESOLUTION ACCEPTING A PROPOSAL FROM DANELLA CONSTRUCTION CORP. OF FLORIDA TO PROVIDE PROFESSIONAL SERVICES FOR THE FIRE STATION 92 FIBER OPTIC IMPROVEMENTS PROJECT; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION THERETO; AND SETTING FORTH AN EFFECTIVE DATE.
- Staff Contact: Shawn Finley, Public Works Director (386-615-7049)*
- I. **RESOLUTION NO. 2020-75:** A RESOLUTION RATIFYING AND AFFIRMING AN EMERGENCY PROCUREMENT FROM TEN-8 FIRE EQUIPMENT, INC. FOR REPAIRS TO A 2011 PIERCE FIRE TRUCK; AND SETTING FORTH AN EFFECTIVE DATE.
- Staff Contact: Kevin Gray, Public Works Operations Manager (386-676-3522)*
- J. **RESOLUTION NO. 2020-78:** A RESOLUTION AUTHORIZING BUSINESSES TO DISPLAY BANNER SIGNS ON A TEMPORARY BASIS WITHOUT PERMITTING REQUIREMENTS THROUGH AND INCLUDING DECEMBER 31, 2020; ESTABLISHING CONDITIONS AND A TERMINATION DATE FOR SUCH DISPLAY; AND SETTING FORTH AN EFFECTIVE DATE.

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

K. Intent to Bid - Water and Wastewater Chemical Purchases 2020

Staff Contact: Shawn Finley, Public Works Director (386-615-7049)

Disposition: Approve as recommended in the City Manager memorandum dated June 9, 2020.

L. Contract Renewal - Annual Independent Audit Services

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

Disposition: Approve as recommended in the City Manager memorandum dated June 9, 2020.

M. Community Planning Technical Assistance Grant Funding

Staff Contact: Brian Rademacher, Economic Development Director (386-676-3266)

Disposition: Approve as recommended in the City Manager memorandum dated June 9, 2020.

8. PUBLIC HEARINGS

A. ORDINANCE NO. 2020-21: 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 2.12- ACRES LOCATED AT 321 HAND AVENUE (VOLUSIA COUNTY PARCEL NUMBER: 4242-03-02-0202) FROM B-5 (SERVICE COMMERCIAL) TO PBD (PLANNED BUSINESS DEVELOPMENT), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

B. ORDINANCE NO. 2020-22: AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A PLANNED BUSINESS DEVELOPMENT TO BE KNOWN AS "321 HAND AVENUE, ALL ABOARD STORAGE", AUTHORIZING RECREATIONAL VEHICLE OR BOAT STORAGE AS AN ALLOWED USE IN ADDITION TO THE EXISTING WAREHOUSE, MINI-RENTAL USE TO BE LOCATED AT 321 HAND AVENUE (VOLUSIA COUNTY PARCEL NUMBER: 4242-03-02-0202); AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

C. ORDINANCE NO. 2020-23: 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 4.24-ACRES LOCATED AT 501 SOUTH NOVA ROAD (VOLUSIA COUNTY PARCEL NUMBERS: 4228-05-00-0001, 4228-05-00-0800, 4228-05-00-1600, 4228-05-00-1800, 4228-05-00-8000, 4228-05-00-9000, 4228-05-00-9100, 4228-05-00-9200) FROM B-8 (COMMERCIAL) WITH A PBD (PLANNED BUSINESS DEVELOPMENT) OVERLAY TO PBD (PLANNED BUSINESS DEVELOPMENT), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

- D. **ORDINANCE NO. 2020-24:** AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A PLANNED BUSINESS DEVELOPMENT TO BE KNOWN AS "501 SOUTH NOVA ROAD, ALL ABOARD STORAGE", AUTHORIZING RECREATIONAL VEHICLE OR BOAT STORAGE AS AN ALLOWED USE IN ADDITION TO THE EXISTING WAREHOUSE, MINI-RENTAL USE TO BE LOCATED AT 501 SOUTH NOVA ROAD (VOLUSIA COUNTY PARCEL NUMBERS: 4228-05-00-0001, 4228-05-00-0800, 4228-05-00-1600, 4228-05-00-1800, 4228-05-00-8000, 4228-05-00-9000, 4228-05-00-9100, 4228-05-00-9200); AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

- E. **ORDINANCE NO. 2020-25:** 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 2.90-ACRES LOCATED AT 509 SOUTH NOVA ROAD (VOLUSIA COUNTY PARCEL NUMBER: 4242-03-05-0130) FROM B-8 (COMMERCIAL) TO PBD (PLANNED BUSINESS DEVELOPMENT), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

- F. **ORDINANCE NO. 2020-26:** AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A PLANNED BUSINESS DEVELOPMENT TO BE KNOWN AS "509 SOUTH NOVA ROAD, ALL ABOARD STORAGE", AUTHORIZING RECREATIONAL VEHICLE OR BOAT STORAGE AS AN ALLOWED USE IN ADDITION TO THE EXISTING WAREHOUSE, MINI-RENTAL USE TO BE LOCATED AT 509 SOUTH NOVA ROAD (VOLUSIA COUNTY PARCEL NUMBER: 4242-03-05-0130); AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

- G. **ORDINANCE NO. 2020-27:** 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 0.18± ACRES LOCATED AT 806 CORDOVA AVENUE, VOLUSIA COUNTY PROPERTY APPRAISER PARCEL NUMBER 4242-20-24-0310 FROM VOLUSIA COUNTY "URBAN MEDIUM INTENSITY" (UMI) TO ORMOND BEACH "LOW DENSITY RESIDENTIAL" (LDR); PROVIDING FOR CONFLICT; AUTHORIZING TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

- H. **ORDINANCE NO. 2020-28:** AN ORDINANCE AMENDING CHAPTER 1, GENERAL ADMINISTRATION, ARTICLE II, ADMINISTRATION AND ENFORCEMENT, SECTION 1-14, DEVELOPMENT ORDERS AND BUILDING PERMITS, OF THE LAND DEVELOPMENT CODE TO (A) CREATE AN EXPIRATION DATE AND REQUIRED INSPECTION TIMEFRAMES FOR THE SITE INSPECTION (SPRC) ENGINEERING PERMIT, (B) REQUIRE THE ELECTRONIC SUBMITTALS OF BUILDING PERMITS, (C) REQUIRE BUILDING REVIEWS WITHIN THIRTY (30) CALENDAR DAYS OF A COMPLETE SUBMITTAL, AND (D) CREATE AN ADMINISTRATIVE VARIANCE SECTION THAT IS CONSISTENT WITH SECTION 4-03 OF THE LAND DEVELOPMENT CODE; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

- I. **ORDINANCE NO. 2020-29:** AN ORDINANCE AMENDING CHAPTER 1, GENERAL ADMINISTRATION, ARTICLE III, DEFINITIONS AND ACRONYMS, SECTION 1-22, DEFINITIONS OF TERMS AND WORDS AND CHAPTER 3, PERFORMANCE STANDARDS, ARTICLE III, OFF STREET PARKING, CIRCULATION AND LOADING, SECTION 3-26, OFF STREET PARKING REQUIREMENTS, OF THE LAND DEVELOPMENT CODE TO ALLOW ELECTRIC VEHICLE CHARGING STATIONS WITHIN PARKING LOTS; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

- J. **ORDINANCE NO. 2020-30:** AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE III, GENERAL REGULATIONS, SECTION 2-50, ACCESSORY USES, SUBSECTION (N) FENCES AND WALLS OF THE LAND DEVELOPMENT CODE TO (A) ADD LANGUAGE PROHIBITING CHAIN LINK FENCING IN COMMERCIAL ZONING DISTRICTS CONSISTENT WITH SECTION 3-68 OF THE LAND DEVELOPMENT CODE, (B) ALLOW THE ABILITY FOR WALL HEIGHTS OF EIGHT FEET (8') IN HEIGHT WHERE A NON-RESIDENTIAL USE ABUTS SINGLE-FAMILY USES, (C) MODIFY THE TEMPORARY CONSTRUCTION FENCING STANDARDS; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

- K. **ORDINANCE NO. 2020-31:** AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE III, GENERAL REGULATIONS, SECTION 2-50, ACCESSORY USES, SUBSECTION (R) GENERATORS, OF THE LAND DEVELOPMENT CODE TO ESTABLISH A FIVE FOOT (5') SETBACK IN RESIDENTIAL ZONING DISTRICTS IN THE REAR YARD FOR GENERATORS; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

- L. **ORDINANCE NO. 2020-32:** AN ORDINANCE AMENDING CHAPTER 3, PERFORMANCE STANDARDS, ARTICLE III, OFF-STREET PARKING, CIRCULATION AND LOADING, SECTION 3-27, REDUCTION IN PARKING SPACES, OF THE LAND DEVELOPMENT CODE TO INCORPORATE EXISTING PARKING SPACE REDUCTIONS IN MULTI-MODAL CORRIDORS INTO SECTION 3-27, REDUCTION IN PARKING SPACES, OF THE LAND DEVELOPMENT CODE; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

- M. **ORDINANCE NO. 2020-33:** AN ORDINANCE AMENDING CHAPTER 4, PLAN REVIEW AND SUBDIVISION, ARTICLE I, SITE PLAN REVIEW PROCEDURES, SECTION 4-06, INFORMATION TO BE INCLUDED IN SITE PLAN APPLICATION, OF THE LAND DEVELOPMENT CODE TO REQUIRE THE ELECTRONIC SUBMITTAL OF SITE PLANS TO THE SITE PLAN REVIEW COMMITTEE; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

- N. **RESOLUTION NO. 2020-76:** A RESOLUTION AUTHORIZING THE EXECUTION OF AN IMPACT FEE PRESERVATION AGREEMENT BETWEEN THE CITY OF ORMOND BEACH AND HALIFAX 100 LLC FOR PROPERTY AT 100 NORTH HALIFAX DRIVE, VOLUSIA COUNTY PARCEL NUMBER 4214-08-00-0340, ORMOND BEACH, FLORIDA, AS PART OF THE DEMOLITION OF THE EXISTING BUILDING; PROVIDING RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.

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

- O. **RESOLUTION NO. 2020-77:** A RESOLUTION DECLARING THE INTENTION OF THE CITY COMMISSION TO CONSIDER VACATING A PORTION OF PINELAND TRAIL EAST OF INTERSTATE 95, ABUTTING VOLUSIA COUNTY PARCEL NUMBER 3136-01-74-0010; ESTABLISHING A TIME CERTAIN FOR A PUBLIC HEARING; AND SETTING FORTH AN EFFECTIVE DATE.

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

9. FIRST READING OF ORDINANCES

- A. **ORDINANCE NO. 2020-34:** AN ORDINANCE ANNEXING ONE PARCEL OF REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED ALONG THE WEST SIDE OF CLYDE MORRIS BOULEVARD APPROXIMATELY 650 LINEAR FEET SOUTH OF THE INTERSECTION OF CLYDE MORRIS BOULEVARD AND HAND AVENUE BEING COMMONLY LOCATED AT 350 CLYDE MORRIS BOULEVARD (PARCEL ID NO.: 4229-00-00-0040); SETTING FORTH ZONING PRIVILEGES AND OBLIGATIONS REGARDING THE PROPERTY; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 4 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

- B. **ORDINANCE NO. 2020-35:** AN ORDINANCE AMENDING CHAPTER 7, BOATS, DOCKS AND WATERWAYS OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES, BY ADDING A NEW ARTICLE TO BE NUMBERED AND ENTITLED ARTICLE III, CASSEN PARK BOAT DOCK; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Randal Hayes, City Attorney (386-676-3217)

10. STAFF ACTION ITEMS

A. City of Ormond Beach Traffic Calming Program

Staff Contact: Shawn Finley, Public Works Director (386-615-7049)

11. REPORTS, SUGGESTIONS, REQUESTS

12. ADJOURNMENT

Item #1 – Meeting Call to Order

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

Mayor Partington discussed the current events taking place worldwide in response to the death of Mr. George Floyd. He expressed his condolences to the Floyd family and stated the City of Ormond Beach and Ormond Beach Police Department stood in solidarity with those who chose to peacefully protest. He discussed policies that had been implemented for the Ormond Beach Police Department to assist in upholding the trust of the community. He noted staff was reaching out to a diverse group of community stakeholders to ensure the city was actively listening and fostering a cultural of inclusion and collaboration for years to come. He noted the city was conducting plans to host an annual platform to bring citizens together to share information and ideas for community building.

Item #2 – Invocation

Pastor Mike Petrick, Harbor Baptist Church, gave the invocation.

Item #3 – Pledge of Allegiance

Mayor Partington led the Pledge of Allegiance.

Item #4 – Audience Remarks

Mr. Glenn Lee, 1335 Fleming Avenue, discussed his group: Building Peace in America. He stated the purpose of his group was to bring people together to support and celebrate those working for a better and safer America.

Item #5 – Approval of Minutes

Mayor Partington advised the minutes of the May 26, 2020, regular meeting had been sent to the Commission for review and were posted on the city's website for public viewing. He asked for any corrections, additions, or omissions. He stated that hearing no corrections, the minutes would stand approved as presented.

Item #6 – Community Redevelopment Agency

Mayor Partington advised the following item was a Community Redevelopment item. He explained that the City Commission served as the Community Redevelopment Agency (CRA) of the city and must review the item and make a recommendation as the CRA.

Mayor Partington recessed the City Commission meeting, called the CRA meeting to order, and opened the public hearings, at 7:11 p.m.

Item #6A – Ormond Beach CRA Pole Banner Designs

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

Commissioner Kent stated he approved of the banner designs for the Downtown, Bridge, and Beachside Districts, but believed the design for the Uptown District appeared to be too busy.

Commissioner Selby moved, seconded by Commissioner Persis, for approval of Item 6A, as read by title only.

The motion passed by voice vote.

Mayor Partington closed the public hearing, adjourned the CRA meeting, and reconvened the City Commission meeting at 7:12 p.m.

Item #7 – Consent Agenda

Mayor Partington advised the actions proposed for the items on the Consent Agenda were so stated on the agenda. He asked if any member of the Commission had questions or wished to discuss any items separately.

Commissioner Kent moved, seconded by Commissioner Persis, for approval of the consent agenda.

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

Item #8 – Public Hearings

Mayor Partington opened the public hearings.

Item #8A – 321 Hand Avenue, All Aboard Storage, PBD rezoning

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-21
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 2.12- ACRES LOCATED AT 321 HAND

AVENUE (VOLUSIA COUNTY PARCEL NUMBER: 4242-03-02-0202) FROM B-5 (SERVICE COMMERCIAL) TO PBD (PLANNED BUSINESS DEVELOPMENT), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

Commissioner Persis moved, seconded by Commissioner Littleton, for approval of Ordinance No. 2020-21, on second reading, as read by title only.

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

Item #8B – 321 Hand Avenue, All Aboard Storage - Development Order

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-22

AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A PLANNED BUSINESS DEVELOPMENT TO BE KNOWN AS “321 HAND AVENUE, ALL ABOARD STORAGE”, AUTHORIZING RECREATIONAL VEHICLE OR BOAT STORAGE AS AN ALLOWED USE IN ADDITION TO THE EXISTING WAREHOUSE, MINI-RENTAL USE TO BE LOCATED AT 321 HAND AVENUE (VOLUSIA COUNTY PARCEL NUMBER: 4242-03-02-0202); AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

Commissioner Kent moved, seconded by Commissioner Persis, for approval of Ordinance No. 2020-22, on second reading, as read by title only.

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

Item #8C – 501 South Nova Road, All Aboard Storage, PBD Rezoning

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-23

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 4.24-ACRES LOCATED AT 501 SOUTH NOVA ROAD (VOLUSIA COUNTY PARCEL NUMBERS: 4228-05-00-0001, 4228-05-00-0800, 4228-05-00-1600, 4228-05-00-1800, 4228-05-00-8000, 4228-05-00-9000, 4228-05-00-9100, 4228-05-00-9200) FROM B-8 (COMMERCIAL) WITH A PBD (PLANNED BUSINESS DEVELOPMENT) OVERLAY TO PBD (PLANNED BUSINESS DEVELOPMENT), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

Commissioner Littleton moved, seconded by Commissioner Selby, for approval of Ordinance No. 2020-23, on second reading, as read by title only.

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

Item #8D – 501 South Nova Road, All Aboard Storage - Development Order

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-24

AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A PLANNED BUSINESS DEVELOPMENT TO BE KNOWN AS "501 SOUTH NOVA ROAD, ALL ABOARD STORAGE", AUTHORIZING RECREATIONAL VEHICLE OR BOAT STORAGE AS AN ALLOWED USE IN ADDITION TO THE EXISTING WAREHOUSE, MINI-RENTAL USE TO BE LOCATED AT 501 SOUTH NOVA ROAD (VOLUSIA COUNTY PARCEL NUMBERS: 4228-05-00-0001, 4228-05-00-0800, 4228-05-00-1600, 4228-05-00-1800, 4228-05-00-8000, 4228-05-00-9000, 4228-05-00-9100, 4228-05-00-9200); AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

Commissioner Persis moved, seconded by Commissioner Selby, for approval of Ordinance No. 2020-24, on second reading, as read by title only.

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

Item #8E – 509 South Nova Road, All Aboard Storage, PBD Rezoning

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-25

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 2.90-ACRES LOCATED AT 509 SOUTH NOVA ROAD (VOLUSIA COUNTY PARCEL NUMBER: 4242-03-05-0130) FROM B-8 (COMMERCIAL) TO PBD (PLANNED BUSINESS DEVELOPMENT), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

Commissioner Littleton moved, seconded by Commissioner Selby, for approval of Ordinance No. 2020-25, on second reading, as read by title only.

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

Item #8F – 509 South Nova Road, All Aboard Storage -Development Order

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-26

AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A PLANNED BUSINESS DEVELOPMENT TO BE KNOWN AS "509 SOUTH NOVA ROAD, ALL ABOARD STORAGE", AUTHORIZING RECREATIONAL VEHICLE OR BOAT STORAGE AS AN ALLOWED USE IN ADDITION TO THE EXISTING WAREHOUSE, MINI-RENTAL USE TO BE LOCATED AT 509 SOUTH NOVA ROAD (VOLUSIA COUNTY PARCEL NUMBER: 4242-03-05-0130); AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

Commissioner Selby moved, seconded by Commissioner Littleton, for approval of Ordinance No. 2020-26, on second reading, as read by title only.

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

Item #8G – 806 Cordova Avenue, Small Scale Future Land Use Map Amendment

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-27

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 0.18± ACRES LOCATED AT 806 CORDOVA AVENUE, VOLUSIA COUNTY PROPERTY APPRAISER PARCEL NUMBER 4242-20-24-0310 FROM VOLUSIA COUNTY "URBAN MEDIUM INTENSITY" (UMI) TO ORMOND BEACH "LOW DENSITY RESIDENTIAL" (LDR); PROVIDING FOR CONFLICT; AUTHORIZING TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

Commissioner Littleton moved, seconded by Commissioner Persis, for approval of Ordinance No. 2020-27, on second reading, as read by title only.

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

Item #8H – LDC Amendment, Section 1-14, DO and Building permits

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-28

AN ORDINANCE AMENDING CHAPTER 1, GENERAL ADMINISTRATION, ARTICLE II, ADMINISTRATION AND ENFORCEMENT, SECTION 1-14, DEVELOPMENT ORDERS AND BUILDING PERMITS, OF THE LAND DEVELOPMENT CODE TO (A) CREATE AN EXPIRATION DATE AND REQUIRED INSPECTION TIMEFRAMES FOR THE SITE INSPECTION (SPRC) ENGINEERING PERMIT, (B) REQUIRE THE ELECTRONIC SUBMITTALS OF BUILDING PERMITS, (C) REQUIRE BUILDING REVIEWS WITHIN THIRTY (30) CALENDAR DAYS OF A COMPLETE SUBMITTAL, AND (D) CREATE AN ADMINISTRATIVE VARIANCE SECTION THAT IS CONSISTENT WITH SECTION 4-03 OF THE LAND DEVELOPMENT CODE; REPEALING ALL

INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Steven Spraker, Planning Director, reviewed the proposed Land Development Code (LDC) amendments and the purpose for each one in detail. He noted the first amendment was to require a one year time frame for the site inspection engineering permit; the second amendment was to require electronic submittals, noting the city had been performing electronic plan review since 2015; the third amendment was to require building permit reviews within thirty days of a complete submittal; and the fourth amendment was to create an administrative variance section within the LDC. He noted administrative variances were currently allowed, but were located under the site plan section and staff proposed to relocate the variance section in the LDC.

Commissioner Selby questioned if all building permits and commercial permits would need to be submitted electronically; whereby, Mr. Spraker confirmed that was correct.

Mr. Spraker reviewed the process for submitting permits electronically. He noted if an applicant were to need assistance, the permit technicians in the Planning Department would provide assistance.

Commissioner Selby requested more information on the third amendment, which proposed a thirty day time frame to perform a building permit review from the time of a completed submittal; whereby, Mr. Spraker stated staff was altering the section of the LDC to be consistent with the Florida Building Code.

Mr. Spraker noted the amendment would provide the Building Department with 30 calendar days to review building permits. He stated the average review period at the current time was fourteen business days.

Commissioner Selby inquired what the current established time frame to perform a building review was; whereby, Mr. Spraker stated he was unsure, but believed it was ten days after receiving a completed submittal.

Commissioner Selby and Mr. Spraker discussed the reasoning for the extended time frame.

Mayor Partington thanked Mr. Spraker and his staff for their hard work on the amendments and for clarifying the rules. He noted his approval of providing administrative relief from the standards of the LDC in the variance section for residents who met the qualifications.

Commissioner Persis moved, seconded by Commissioner Selby, for approval of Ordinance No. 2020-28, on first reading, as read by title only.

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

Item #8I – LDC Amendment, Section 1-22&3-26, Electric vehicle charging stations

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-29
AN ORDINANCE AMENDING CHAPTER 1, GENERAL ADMINISTRATION, ARTICLE III, DEFINITIONS AND ACRONYMS, SECTION 1-22, DEFINITIONS OF TERMS AND WORDS AND CHAPTER 3, PERFORMANCE STANDARDS, ARTICLE III, OFF STREET PARKING, CIRCULATION AND LOADING, SECTION 3-26, OFF STREET PARKING REQUIREMENTS, OF THE LAND DEVELOPMENT CODE TO ALLOW ELECTRIC VEHICLE CHARGING STATIONS WITHIN PARKING LOTS; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

Commissioner Persis expressed her approval of the item and noted the benefits of implementing electric vehicle (EV) charging stations.

Mayor Partington stated the item was a positive example of the city's efforts to be environmentally-friendly.

Commissioner Selby questioned if businesses that already had EV charging stations were in violation of the LDC; whereby, Mr. Spraker stated staff's interpretation of the code was that EV charging stations were currently allowed and the purpose of the amendment was to encourage the implementation of the stations throughout the city.

Commissioner Selby noted in some lots EV charging station spaces were occasionally empty when the regular parking lot spaces were at full capacity. He inquired if there was a code that clarified a vehicle could only park at a charging station if the vehicle was an EV and was charging; whereby, Mr. Spraker stated there was not.

Commissioner Selby moved, seconded by Commissioner Persis, for approval of Ordinance No. 2020-29, on first reading, as read by title only.

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

Item #8J – LDC Amendment, Section 2-50(n), Fences and walls

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-30

AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE III, GENERAL REGULATIONS, SECTION 2-50, ACCESSORY USES, SUBSECTION (N) FENCES AND WALLS OF THE LAND DEVELOPMENT CODE TO (A) ADD LANGUAGE PROHIBITING CHAIN LINK FENCING IN COMMERCIAL ZONING DISTRICTS CONSISTENT WITH SECTION 3-68 OF THE LAND DEVELOPMENT CODE, (B) ALLOW THE ABILITY FOR WALL HEIGHTS OF EIGHT FEET (8') IN HEIGHT WHERE A NON-RESIDENTIAL USE ABUTS SINGLE-FAMILY USES, (C) MODIFY THE TEMPORARY CONSTRUCTION FENCING STANDARDS; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

Commissioner Selby moved, seconded by Commissioner Persis, for approval of Ordinance No. 2020-30, on first reading, as read by title only.

Commissioner Selby questioned if chain link fences were currently prohibited on all commercial sites in Ormond Beach; whereby, Mr. Spraker stated they were.

Mr. Spraker noted the standards were currently listed under a different portion of the LDC and the goal of the amendment was to bring the standards over into the fencing section so that it provided clarity for fencing contractors. He discussed the code in detail and noted exceptions to the code.

Commissioner Selby stated he favored the appearance of black, chain link fences in the rear of properties and noted he could support the fences in other commercial areas, but explained the current item was not intended to discuss the allowance of chain link fences and instead proposed to move an existing code into a new section.

Mr. Spraker noted if the Commission desired, they could provide staff with the policy direction to allow chain link fences in limited areas of commercial properties; whereby, Commissioner Selby recommended providing staff with the policy direction to do so.

Call Vote:	Commissioner Littleton	Yes
	Commissioner Selby	Yes
	Commissioner Kent	Yes

Carried.

Commissioner Persis
Mayor Partington

Yes
Yes

Item #8K – LDC Amendment, Section 2-50(r), generators

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-31
AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE III, GENERAL REGULATIONS, SECTION 2-50, ACCESSORY USES, SUBSECTION (R) GENERATORS, OF THE LAND DEVELOPMENT CODE TO ESTABLISH A FIVE FOOT (5') SETBACK IN RESIDENTIAL ZONING DISTRICTS IN THE REAR YARD FOR GENERATORS; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

Commissioner Persis moved, seconded by Commissioner Littleton, for approval of Ordinance No. 2020-31, on first reading, as read by title only.

Commissioner Selby noted most residents had a 25-foot rear yard setback and the amendment suggested residents could place their generators only five feet away from their neighbor's property. He asked Mr. Spraker to explain the amendment in further detail.

Mr. Spraker explained that one major issue was smaller lots were limited as to where they could place their generators. He noted the section of the LDC regarding generators was updated in 2018 to state residents could place generators no more than four feet into the building setback. He noted the goal of the amendment was to allow a five foot rear yard setback for generators to help provide additional areas for residents to place their generator. He stated the rear yard was to be used as a final resort, noting it was preferred that generators be placed on the side yard instead.

Commissioner Selby inquired if the city had come across any instances of residents having to place their generators five feet from their neighbor's property; whereby, Mr. Spraker stated residents had applied in the past, but were not allowed to as it did not follow code regulations.

Mr. Spraker noted if residents could not meet the rear or side yard setback the next option was a \$700 variance. He noted in single family homes being constructed, the generators were usually able to be placed on the side yard, but reiterated smaller lots were limited in space.

Commissioner Selby and Mr. Spraker discussed the distances of the previous rear yard setback and the proposed setback.

Commissioner Selby stated he felt it was unfair to neighboring properties to have the generator noise placed closer to their homes.

Mr. Spraker discussed the distance between neighboring homes. He stated most generators were not as loud or noisy as they once were.

Mayor Partington noted the Planning Board recommended approval 6-0. He stated there were no comments at the Planning Board meeting from the public.

Commissioner Kent stated he understood Commissioner Selby's concerns, but also understood what staff was attempting to do. He discussed power outages due to hurricanes and the negative effects they brought. He noted it may not be kind to place a generator closer to your neighbor's property, but explained the neighboring property also had a rear yard setback in their yard as well and discussed the overall distance between homes. He complimented staff for providing a plan that ensured generators were not allowed to be placed right on the property line.

Mr. Spraker stated the generators discussed would be permanent generators that were professionally installed.

Commissioner Kent noted the generators were quiet, but still made noise. He said he understood staff's direction with the amendment.

Commissioner Persis noted generators were not as loud as they once were and only needed to be used temporarily. She stated she believed the amendment would be more beneficial than negative.

Commissioner Littleton stated he approved of the amendment.

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

Item #8L – LDC Amendment, Section 3-27, parking reductions

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-32
AN ORDINANCE AMENDING CHAPTER 3, PERFORMANCE STANDARDS, ARTICLE III, OFF-STREET PARKING, CIRCULATION AND LOADING, SECTION 3-27, REDUCTION IN PARKING SPACES, OF THE LAND DEVELOPMENT CODE TO INCORPORATE EXISTING PARKING SPACE REDUCTIONS IN MULTI-MODAL CORRIDORS INTO SECTION 3-27, REDUCTION IN PARKING SPACES, OF THE LAND DEVELOPMENT CODE; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

Commissioner Littleton moved, seconded by Commissioner Selby, for approval of Ordinance No. 2020-32, on first reading, as read by title only.

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

Item #8M – LDC Amendment, Section 4-06, Site plan submittal

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-33
AN ORDINANCE AMENDING CHAPTER 4, PLAN REVIEW AND SUBDIVISION, ARTICLE I, SITE PLAN REVIEW PROCEDURES, SECTION 4-06, INFORMATION TO BE INCLUDED IN SITE PLAN APPLICATION, OF THE LAND DEVELOPMENT CODE TO REQUIRE THE ELECTRONIC SUBMITTAL OF SITE PLANS TO THE SITE PLAN REVIEW COMMITTEE; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

Commissioner Persis moved, seconded by Commissioner Littleton, for approval of Ordinance No. 2020-33, on first reading, as read by title only.

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

Item #8N – 100 North Halifax Drive, impact fee preservation

City Clerk Colby Cilento read by title only:

RESOLUTION NO. 2020-76

A RESOLUTION AUTHORIZING THE EXECUTION OF AN IMPACT FEE PRESERVATION AGREEMENT BETWEEN THE CITY OF ORMOND BEACH AND HALIFAX 100 LLC FOR PROPERTY AT 100 NORTH HALIFAX DRIVE, VOLUSIA COUNTY PARCEL NUMBER 4214-08-00-0340, ORMOND BEACH, FLORIDA, AS PART OF THE DEMOLITION OF THE EXISTING BUILDING; PROVIDING RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.

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

Commissioner Kent moved, seconded by Commissioner Selby, for approval of Resolution No. 2020-76, as read by title only.

Commissioner Selby requested that Mr. Spraker explain the item in further detail.

Mr. Spraker noted the LDC was amended in 2015 to encourage blighted buildings to be demolished, but the desire to maintain impact fees had discouraged property owners from demolishing the buildings. He noted in the current request, the property owner had an impact fee credit of around \$6,000. He explained the applicant had requested a ten year period to preserve impact fee credits starting from the date of the final inspection. He noted staff recommended the preservation of impact fees for five years, with an ability to request an extension from the City Commission if economic conditions delayed redevelopment of the property. He noted the goal of the agreement was to take down the blighted building, allow the property owner to move forward to a safe site, and to preserve their impact fee credits for a future building.

Commissioner Selby questioned if a property owner would lose ten percent of the impact fee credits each year if they demolished a building without requesting the impact fee credit agreement in advance; whereby, Mr. Spraker stated that was correct.

Commissioner Selby inquired what a property owner could do if they demolished their building then later realized they should have requested the agreement first; whereby, Mr. Spraker stated staff would recommend picking up the impact fee preservation agreement at the percentage that the applicant was currently at based on how many years it had been since he demolished the building.

Mr. Spraker noted the Commission would have the discretion to reimburse the property owner for prior years if they wished to do so.

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

Item #80 – Partial Pineland Trail ROW vacation, notice of intent

City Clerk Colby Cilento read by title only:

RESOLUTION NO. 2020-77

A RESOLUTION DECLARING THE INTENTION OF THE CITY COMMISSION TO CONSIDER VACATING A PORTION OF PINELAND TRAIL EAST OF INTERSTATE 95, ABUTTING VOLUSIA COUNTY PARCEL NUMBER 3136-01-74-0010; ESTABLISHING A TIME CERTAIN FOR A PUBLIC HEARING; AND SETTING FORTH AN EFFECTIVE DATE.

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

Commissioner Littleton moved, seconded by Commissioner Selby, for approval of Resolution No. 2020-77, as read by title only.

Call Vote:	Commissioner Kent	Yes
	Commissioner Persis	Yes
	Commissioner Littleton	Yes
	Commissioner Selby	Yes

Carried. Mayor Partington Yes

Mayor Partington closed the public hearings without objection.

Item #9 – First Reading of Ordinances

Item #9A – Annexation, 350 Clyde Morris Boulevard

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-34
AN ORDINANCE ANNEXING ONE PARCEL OF REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED ALONG THE WEST SIDE OF CLYDE MORRIS BOULEVARD APPROXIMATELY 650 LINEAR FEET SOUTH OF THE INTERSECTION OF CLYDE MORRIS BOULEVARD AND HAND AVENUE BEING COMMONLY LOCATED AT 350 CLYDE MORRIS BOULEVARD (PARCEL ID NO.: 4229-00-00-0040); SETTING FORTH ZONING PRIVILEGES AND OBLIGATIONS REGARDING THE PROPERTY; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 4 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

Commissioner Kent moved, seconded by Commissioner Persis, for approval of Ordinance No. 2020-34, on first reading, as read by title only.

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

Item #9B – Regulations for Public Use of Cassen Park Boat Dock

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-35
AN ORDINANCE AMENDING CHAPTER 7, BOATS, DOCKS AND WATERWAYS OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES, BY ADDING A NEW ARTICLE TO BE NUMBERED AND ENTITLED ARTICLE III, CASSEN PARK BOAT DOCKS; AND SETTING FORTH AN EFFECTIVE DATE.

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

Commissioner Kent moved, seconded by Commissioner Selby, for approval of Ordinance No. 2020-35, on first reading, as read by title only.

Commissioner Littleton noted Section 7-79 of the ordinance discussed prohibiting commercial vessels and questioned if the section was referring to commercial vessels as defined by *Florida Statutes*; whereby, Mr. Hayes stated it could be, but did not have to be.

Mr. Hayes reviewed the item in detail and explained the item proposed to restrict the dock from for-profit and commercial interest vessels, due to the city wanting to leave the 12 dock slips for recreational vessels.

Commissioner Littleton questioned if a boat tour of historic sites or a ferry would be allowed to dock; whereby, Mr. Hayes stated if the vessel was for-profit or a commercial enterprise they would not be allowed to, but if it were a chartable non- profit it may be.

Mr. Hayes stated staff had contacted other communities to better understand the issues other cities faced when they were making the ordinance. He noted there would be enforcement issues with the ordinance and it may need to be amended from time to time

in the future. He stated the city could evaluate the allowance of commercial vessels on a case-by-case basis.

Commissioner Persis inquired if the ordinance could be changed and if it would be easy to amend in the future; whereby, Mr. Hayes stated it could amended with two readings.

Commissioner Selby stated the dock was not for overnight stays and users had to be out by midnight. He questioned how the permitted hours for the dock would be enforced; whereby, Mr. Hayes stated it would primarily be enforced through code enforcement and described the process and potential fines.

Mr. Hayes stated Mr. Ike Leary at the Granada Tackle and Bait Shop would also assist in keeping an eye on the area.

Commissioner Selby stated he had heard from residents on long weekends using the dock as an overnight dock; whereby, Ms. Shanahan stated she had not been made aware of that issue yet.

Commissioner Selby stated he hoped one day to have the Ormond Beach Historical Society do boat tours or have a water taxi. He noted he had heard complaints from citizens about individuals parking in the boat trailer spaces who did not have trailers; whereby, Ms. Shanahan stated the city periodically assigned special detail to the area to assist in keeping an eye on the issue.

Commissioner Kent complimented Mr. Hayes, Ms. Shanahan, and staff for their hard work on the ordinance. He noted the dock assisted in bringing visitors to the Downtown District and had a positive effect on the community. He noted the Commission could always adjust the ordinance as needed in the future.

Commissioner Littleton stated he personally approved of allowing boats to dock at Cassen Park overnight.

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

Item #10 – Staff Action Items

Item #10A – City of Ormond Beach Traffic Calming Program

Mr. Shawn Finley, Public Works Director, updated the Commission on the city's Traffic Calming Program. He noted changes were implemented to the program based on feedback from the Commission at the Traffic Calming Program Workshop in December, 2019. He noted the adjustments that were made and stated staff was prepared to begin implementing the program. He explained part of the program was originally planned to be included in the Capital Improvement Program (CIP), but noted staff was unable to do that in the current year and would attempt to in the future instead. He stated the city had already received over a dozen requests for the program and staff planned to reach out to those requestors immediately. He reviewed a PowerPoint Presentation that discussed the benefits and disadvantages of the program and the qualifications needed in an area to be eligible for the program.

Commissioner Selby asked Mr. Finley to discuss the definition of a neighborhood; whereby, Mr. Finley stated a neighborhood was a designated area that could be defined by the people in that area.

Commissioner Kent complimented Mr. Finley for his hard work on the program. He noted the benefits of the program and the process it had gone through. He stated he favored the rule that a traffic issue needed 65 percent agreeance from a neighborhood if they wanted to implement a traffic calming device and 85 percent agreeance if they wanted to get rid of a device.

Mr. Finley stated staff tried to improve the program from the last time it was presented to the Commission ten years ago.

Commissioner Kent reiterated the positive impacts of the program. He noted he favored that the program involved the neighborhood in the process and stated he approved of the timeline. He thanked Mr. Finley for his work.

Commissioner Kent moved, seconded by Commissioner Persis, for approval of the City of Ormond Beach Traffic Calming Program.

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

Item #11 – Reports, Suggestions, Requests

COVID-19 Updates

Ms. Shanahan stated City Hall and all recreational facilities had reopened. She discussed a summer camp program the city was holding and the guidelines in place at the camp.

Volusia County Grant Program

Ms. Shanahan stated the city had been processing grants for the Volusia County Relaunch Volusia Small Business Reopening Grant Program. She stated the city had processed 350 grant applications and 301 were approved, with 192 businesses that had already received their checks. She complimented the staff members that helped review applications for the program.

Commissioner Littleton questioned if Ormond Beach had the most businesses that had received a check from the program; whereby, Mr. Brian Rademacher, Economic Developer, stated the City of Ormond Beach had the most grants submitted by city.

Ms. Shanahan noted staff worked hard to notify businesses of the program with assistance from the Ormond Beach Chamber of Commerce (Chamber) and Ormond Beach MainStreet (MainStreet). She noted Volusia County was planning to offer similar grants for home-based businesses and non-profit grants as well.

Commissioner Littleton complimented staff on their work in reviewing grants for the program.

CARES Act Funding

Ms. Shanahan discussed the Volusia County Coronavirus Aid, Relief, and Economic Security Act (CARES Act) grant funding for cities. She noted the city was reviewing guidelines on what the funds would be allowed to be used for. She noted Finance Directors from various cities had been attending bi-weekly conference calls to discuss the CARES Act funding and to see how local cities were dealing with revenue shortfalls.

Upcoming Meetings

Ms. Shanahan noted a Capital Improvements Program and Draft Budget Workshop was scheduled for Tuesday, June 23, 2020, at 5:30 p.m. She explained the workshop would be the last meeting held for the summer until the Commission reconvened on July 28, 2020, for an Operating Budget Workshop and Commission Meeting.

Cassen Park Pier Reimbursement

Ms. Shanahan stated the city was notified that the Federal Emergency Management Agency (FEMA) had obligated the reimbursement for \$883,906 for damages at Cassen Park Pier. She stated the process to receive the reimbursement had been long, and complimented Assistant Finance Director Mr. Chris Byle for staying on top of the issue.

Florida Department of Transportation

Ms. Shanahan noted the Florida Department of Transportation (FDOT) was expected to finalize the section of the engineering firm for the Project Development and Environment (PD&E) preliminary design and environmental study for the US Highway 1 and I-95 interchange. She noted this was the first step in the process and was expected to take around 24 months to complete. She discussed the project and contract in detail.

Ms. Shanahan stated the city had also received notice from FDOT that they had intent to award the contract for the State Road 40 adaptive signalization project. She discussed the time frame and price of the project.

City Property Tax Values

Ms. Shanahan noted the city's property tax value had rose to 6.6 percent, excluding new construction. She discussed property tax values in other cities in comparison to the City of Ormond Beach. She noted it would be a difficult decision on what to do with property taxes moving forward.

Thanks and Compliments

Commissioner Persis thanked Mayor Partington for his opening statement at the beginning of the meeting in response to the murder of Mr. Floyd. She stated she agreed that one person can make a difference and can help stop injustice taking place in the world.

Commissioner Persis complimented Mr. Finley for assisting a resident in her zone and for his report on the Traffic Calming Program.

Commissioner Persis thanked the Ormond Beach Police Department for participating in a drive-by parade for a friend she had who had recently gone through treatment for cancer. She complimented the Ormond Beach Police Department and Ormond Beach Fire Department for their work with the community.

Commissioner Littleton complimented Mayor Partington for receiving the Hometown Hero Award from the Florida League of Cities.

Commissioner Littleton thanked Chief Godfrey and city staff for their work in keeping the city safe and protecting the rights of citizens.

Item #12 – Adjournment

The meeting was adjourned at 8:18 p.m.

APPROVED: July 28, 2020

BY:

Bill Partington, Mayor

ATTEST:

Colby J. Cilento, City Clerk