

**MINUTES  
ORMOND BEACH CITY COMMISSION  
VIRTUAL MEETING**

---

July 28, 2020

7:00 p.m.

Virtual Meeting

---

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. ADOPTION OF FY 2020-2021 TENTATIVE MILLAGE RATE**
  - A. RESOLUTION NO. 2020-79:** A RESOLUTION ADOPTING PROPOSED MILLAGE RATES FOR THE 2020-2021 FISCAL YEAR; ESTABLISHING THE DATE, TIME AND PLACE FOR THE FIRST PUBLIC HEARING ON THE PROPOSED MILLAGE RATES AND THE TENTATIVE BUDGET; DIRECTING COMMUNICATION; EXPRESSING LEGISLATIVE INTENT; AND SETTING FORTH AN EFFECTIVE DATE.

*Staff Contact: Kelly McGuire, Finance Director (386-676-3226)*
- 5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 6. APPROVAL OF MINUTES**
  - A. Minutes from City Commission meeting – June 9, 2020
- 7. CONSENT AGENDA**

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

  - A. RESOLUTION NO. 2020-80:** A RESOLUTION ACCEPTING A BID FROM INSIGHT PUBLIC SECTOR, INC., FOR PROVISION OF A MICROSOFT SOFTWARE LICENSING RENEWAL, UNDER BID NO. 2020-20; AUTHORIZING THE EXECUTION OF A MICROSOFT PROGRAM SIGNATURE FORM AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.

*Staff Contact: Ned Huhta, IT Manager (386-615-7031)*
  - B. RESOLUTION NO. 2020-81:** A RESOLUTION APPROVING AND ADOPTING A MASTER PARKS LIST AND HOURS OF OPERATION FOR EACH PARK; AND SETTING FORTH AN EFFECTIVE DATE.

*Staff Contact: Randal Hayes, City Attorney (386-676-3217)*
  - C. RESOLUTION NO. 2020-82:** A RESOLUTION AUTHORIZING THE APPROVAL OF A PURCHASE OF TWO PIERCE ENFORCER PUMPER FIRE TRUCKS AND RELATED EQUIPMENT FROM TEN-8 FIRE EQUIPMENT, INC. USING FLORIDA SHERIFFS ASSOCIATION BID NO. FSA20-VEF14.0; AND A SOLE SOURCE

PROCUREMENT; DECLARING CERTAIN VEHICLES TO BE SURPLUS PROPERTY; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** Kevin Gray, Public Works Operations Manager (386-676-3577)

- D. **RESOLUTION NO. 2020-83:** A RESOLUTION AUTHORIZING THE EXECUTION OF A MASTER LEASE-PURCHASE AGREEMENT WITH PNC EQUIPMENT FINANCE, LLC, AND ALL OTHER PAPERS NECESSARY AND INCIDENTAL THERETO, REGARDING THE PURCHASE OF TWO PIERCE ENFORCER PUMPER FIRE TRUCKS AND RELATED EQUIPMENT; AND SETTING FORTH AN EFFECTIVE DATE.

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

- E. **RESOLUTION NO. 2020-84:** A RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT FOR THE TRANSFER AND PROVISION OF RECLAIMED WATER BY AND BETWEEN THE CITY OF HOLLY HILL AND THE CITY OF ORMOND BEACH; PROVIDING CONDITIONS FOR THE TRANSFER AND RECLAIMED WATER; AND SETTING FORTH AN EFFECTIVE DATE.

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

- F. **RESOLUTION NO. 2020-85:** A RESOLUTION ACCEPTING A BID FROM PACE ANALYTICAL SERVICES, LLC FOR LABORATORY SERVICES REGARDING WATER AND WASTEWATER FACILITY SAMPLE TESTING AND LAB ANALYSIS, UNDER BID NO. 2020-23; 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)

- G. **RESOLUTION NO. 2020-86:** A RESOLUTION AUTHORIZING THE EXECUTION OF A JOINT PARTICIPATION AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION REGARDING THE GRANADA MID-BLOCK LIGHTING ENHANCEMENTS PROJECT ON GRANADA BLVD. BETWEEN LEWIS AND BEACH STREETS; AND SETTING FORTH AN EFFECTIVE DATE.

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

- H. **RESOLUTION NO. 2020-87:** A RESOLUTION ACCEPTING A BID FROM DANA SAFETY SUPPLY FOR THE PROVISION OF EMERGENCY LIGHT BAR PACKAGES ON AN AS-NEEDED BASIS, UNDER BID NO. 2020- 11; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION FOR THE PURCHASE OF SIX LIGHT BAR PACKAGES; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** Kevin Gray, Public Works Operations Manager (386-676-3577)

- I. **RESOLUTION NO. 2020-88:** A RESOLUTION ACCEPTING A PROPOSAL FROM A.M. WEIGEL CONSTRUCTION, INC. TO PROVIDE CONSTRUCTION MANAGEMENT SERVICES

REGARDING THE CASEMENTS ROCKEFELLER ROOM RENOVATIONS 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)

**J. Request for Qualifications - Construction Management At Risk for Underground Utility Services**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated July 28, 2020.

**K. Invitation to Bid - Pressure Main Cleaning Services**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated July 28, 2020.

**L. Request for Proposals - Utilities Motor And Pump Repair Services**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated July 28, 2020.

**M. FY 2019-2020 Edward Byrne Memorial Justice Assistance Grant (JAG) Countywide Distribution**

**Staff Contact:** Loretta Moiso, Grants Coordinator (386-676-3315)

**Disposition:** Approve as recommended in the City Manager memorandum dated July 28, 2020.

**N. Request for Proposals - Parks & Recreation Master Plan Update**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated July 28, 2020.

**O. Auto Renew Contract - Stanley Steamer Display**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated July 28, 2020.

**8. PUBLIC HEARINGS**

**A. ORDINANCE NO. 2020-08:** AN ORDINANCE AMENDING THE UTILITIES ELEMENT AND RECREATION AND OPEN SPACE ELEMENT OF THE COMPREHENSIVE PLAN REGARDING THE USE OF TWO (2) PARCELS OF CITY OWNED LAND AT THE INTERSECTION OF AIRPORT ROAD AND WEST GRANADA BOULEVARD; PROVIDING FOR THE TRANSMISSION OF COPIES OF THE NOTICE AND AMENDMENT TO THE STATE REVIEWING AGENCIES, THE COUNTY OF VOLUSIA, AND ANY OTHER LOCAL GOVERNMENT OR GOVERNMENTAL AGENCY REQUESTING A COPY; PROVIDING FOR PUBLIC HEARINGS;

PROVIDING FOR CONFLICTING ORDINANCES; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

- B. **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. **(SECOND READING)**

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

- C. **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. **(SECOND READING)**

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

- D. **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. **(SECOND READING)**

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

- E. **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. **(SECOND READING)**

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

- F. **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. **(SECOND READING)**

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

- G. **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. **(SECOND READING)**

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

- H. **ORDINANCE NO. 2020-38:** AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHED, 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 REAL PROPERTY AS A RESULT OF THE COMPREHENSIVE PLAN AMENDMENTS THAT IMPLEMENTED THE PROVISIONS OF THE FIRST AMENDED INTERLOCAL SERVICE BOUNDARY AGREEMENT (ISBA) BETWEEN THE CITY OF ORMOND BEACH AND THE COUNTY OF VOLUSIA; AUTHORIZING REVISION OF THE OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

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

- I. **ORDINANCE NO. 2020-39:** AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHED, 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 CERTAIN REAL PROPERTY TOTALING 0.18± ACRES LOCATED AT 806 CORDOVA AVENUE FROM VOLUSIA COUNTY R-5 (URBAN SINGLE-FAMILY RESIDENTIAL) TO ORMOND BEACH R-3

(SINGLE-FAMILY MEDIUM DENSITY), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

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

## 9. SECOND 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. **(SECOND READING)**

**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. **(SECOND READING)**

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

## 10. REPORTS, SUGGESTIONS, REQUESTS

## 11. ADJOURNMENT

### Item #1 – Meeting Call to Order

Mayor Partington called the meeting to order at 7:04 p.m.

Mayor Partington explained the Commission was utilizing communications media technology for their Commission meeting due to a recent spike in COVID-19 cases. He discussed the number of cases and noted the city hoped to return to in-person meetings soon.

### Item #2 – Invocation

Pastor Chris Chandler, Lighthouse Christ Presbyterian Church, gave the invocation.

### Item #3 – Pledge of Allegiance

Mayor Partington led the Pledge of Allegiance.

### Item #4A – Adoption of FY 2020-2021 Tentative Millage Rate

City Clerk Colby Cilento read by title only:

RESOLUTION NO. 2020-79

A RESOLUTION ADOPTING PROPOSED MILLAGE RATES FOR THE 2020-2021 FISCAL YEAR; ESTABLISHING THE DATE, TIME AND PLACE FOR THE FIRST PUBLIC HEARING ON THE PROPOSED MILLAGE RATES AND THE TENTATIVE BUDGET; DIRECTING COMMUNICATION; EXPRESSING LEGISLATIVE INTENT; AND SETTING FORTH AN EFFECTIVE DATE.

Mayor Partington stated that per *Florida Statutes* he was required to state that the tentative millage rate for the City of Ormond Beach necessary to fund the FY 2020-2021 budget was 3.9068 mills. He noted this rate was equal to the rolled back rate of 3.9068 mills. He stated the tentative debt service millage rates were 0.0310 for the 2003 General Obligation Bond Sinking Fund and 0.0930 for the 2010 General Obligation Bond Sinking Fund.

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

**Commissioner Kent moved, seconded by Commissioner Persis, for approval of Resolution No. 2020-79, as read by title only.**

Mayor Partington stated the tentative operating millage of 3.9068 mills was equal to the rolled back millage rate. He noted the resolution also included adoption of the tentative debt service millage rates at 0.0310 for the 2003 General Obligation Bond Sinking Fund and 0.0930 for the 2010 General Obligation Bond Sinking Fund.

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

Mayor Partington stated the tentative operating millage rate was set at 3.9068 mills, which was equal to the rolled back millage rate of 3.9068 mills.

Mayor Partington, Commissioner Kent, Commissioner Persis, Commissioner Selby, and Commissioner Littleton thanked staff, the Budget Advisory Board, and fellow members of the Commission for their hard work on the budget. They discussed their approval of the budget including a tax break for most residents.

Item #5 – Audience Remarks

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

Item #6 – Approval of Minutes

Mayor Partington advised the minutes of the June 9, 2020, City Commission meeting had been sent to the Commission for review and were posted on the city’s website for public viewing. He asked for any corrections, additions, or omissions. He stated that hearing no corrections, the minutes would stand approved as presented.

Item #7 – Consent Agenda

Mayor Partington advised 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 Selby 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

Comments on Consent Agenda Items

Commissioner Selby discussed Item 7A, which approved of a three-year renewal agreement with Microsoft; Item 7C, which approved of the purchase of two new fire

trucks; Item 7E, which approved of an Interlocal Reclaimed Water Interconnection Agreement with the City of Holly Hill; and Item 7N, which approved of the city's intent to issue a request for proposals (RFP) for the update of the Parks and Recreation Master Plan. He discussed each item in detail and noted his support for each one. He requested that Ms. Shanahan ensure that the selected consultant chosen to update the Parks and Recreation Master Plan review the current trends in other cities and include that input when updating the city's plan.

Commissioner Kent also commented on Item 7E. He thanked Holly Hill Mayor Chris Via and both the Holly Hill and Ormond Beach City Commissioners and staff for their teamwork in the agreement. He discussed the details of the agreement and the impacts it was expected to have on the City of Ormond Beach's reclaimed water system.

Commissioner Persis discussed her approval for Item 7O, which approved of an auto-renewal agreement for the Stanley Steamer display at the Ormond Garage.

Mayor Partington also noted his approval for Items 7C, 7E, and 7N. He noted he hoped there would be a socially-distanced ribbon cutting ceremony to celebrate the interlocal agreement with the City of Holly Hill in the future. He stated that when the Parks and Recreation Master Plan was updated, he hoped it would include direction for responses to potential future emergency situations, such as COVID-19 or similar instances.

Item #8 – Public Hearings

Item #8A – Comprehensive Plan Amendments, city owned parcels at intersection of Airport Road and West Granada

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-08  
AN ORDINANCE AMENDING THE UTILITIES ELEMENT AND RECREATION AND OPEN SPACE ELEMENT OF THE COMPREHENSIVE PLAN REGARDING THE USE OF TWO (2) PARCELS OF CITY OWNED LAND AT THE INTERSECTION OF AIRPORT ROAD AND WEST GRANADA BOULEVARD; PROVIDING FOR THE TRANSMISSION OF COPIES OF THE NOTICE AND AMENDMENT TO THE STATE REVIEWING AGENCIES, THE COUNTY OF VOLUSIA, AND ANY OTHER LOCAL GOVERNMENT OR GOVERNMENTAL AGENCY REQUESTING A COPY; PROVIDING FOR PUBLIC HEARINGS; PROVIDING FOR CONFLICTING ORDINANCES; 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. 2020-08, 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 – 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. **(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. 2020-28, 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 – 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. **(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. 2020-29, 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 – 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. **(SECOND READING)**

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

**Commissioner Kent moved, seconded by Commissioner Littleton, for approval of Ordinance No. 2020-30, 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 – 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. **(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. 2020-31, 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 – 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. **(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. 2020-32, 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 – 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. **(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. 2020-33, 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 – First Amended ISBA Zoning Map Amendment

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-38

AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHED, 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 REAL PROPERTY AS A RESULT OF THE COMPREHENSIVE PLAN AMENDMENTS THAT IMPLEMENTED THE PROVISIONS OF THE FIRST AMENDED INTERLOCAL SERVICE BOUNDARY AGREEMENT (ISBA) BETWEEN THE CITY OF ORMOND BEACH AND THE COUNTY OF VOLUSIA; AUTHORIZING REVISION OF THE OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Steven Spraker, Planning Director, explained the item was a request for a zoning map amendment. He stated the city adopted the first Interlocal Service Boundary Agreement (ISBA) with Volusia County for the discussed properties in August 2019, and was therefore required to assign city land use and zoning to the 11 properties that were included in the agreement. He reviewed a PowerPoint Presentation that displayed a map of the properties that were seeking rezoning. He noted city staff assigned zoning that was consistent with what the properties were previously zoned for in Volusia County. He stated the Planning Board and staff recommended approval.

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

**Commissioner Kent moved, seconded by Commissioner Persis, for approval of Ordinance No. 2020-38, 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 – First Amended ISBA Zoning Map Amendment

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-39

AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHED, OF ARTICLE I, 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 CERTAIN REAL PROPERTY TOTALING 0.18± ACRES LOCATED AT 806 CORDOVA AVENUE FROM VOLUSIA COUNTY R-5 (URBAN SINGLE-FAMILY RESIDENTIAL) TO ORMOND BEACH R-3 (SINGLE-FAMILY MEDIUM DENSITY), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL

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

Mr. Spraker explained the property had previously annexed into the city based on connection to the city's sewer service. He displayed a map of the site and noted the city had previously approved of the annexation and land use for the property. He explained the current item was proposing to assign a city zoning of Single-Family Medium Density (R-3) to the property. He noted the Planning Board and staff recommended approval.

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

**Commissioner Persis moved, seconded by Commissioner Littleton, for approval of Ordinance No. 2020-39, 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

Mayor Partington closed the public hearings without objection.

Item #9 – Second 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. **(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. 2020-34, 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 #9B – Annexation, 350 Clyde Morris Boulevard

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 DOCK; 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 Persis, for approval of Ordinance No. 2020-35, 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 #10 – Reports, Suggestions, Requests

Budget Process

Ms. Joyce Shanahan, City Manager, thanked the Commission for their efforts in developing the budget.

Upcoming Meetings

Ms. Shanahan noted the State of Emergency for the State of Florida had been extended by Florida Governor Ron DeSantis through October 5, 2020. She noted Executive Order 20-69, which allowed local governing public meetings to be held virtually, was set to expire August 1, 2020. She noted if Governor DeSantis made the decision to extend the order, staff would plan to hold the August 4, 2020, City Commission meeting virtually.

Ms. Shanahan stated the Tuesday, August 18, 2020, City Commission meeting was tentatively scheduled to be held in-person. She reminded the Commission that the September Commission meeting dates were Wednesday, September 9, 2020, and Wednesday, September 23, 2020; noting that the meetings were being held on Wednesday because they could not conflict with the Volusia County School Board and Volusia County Council's budget hearings, presently scheduled for Tuesdays.

Fireworks Display

Ms. Shanahan stated the city had tentatively rescheduled their Fourth of July fireworks display to Labor Day weekend on Saturday, September 5, 2020. She explained the State of Emergency would still be in effect during that date and noted staff was recommending cancelling the event.

Mayor Partington noted he disliked the idea of cancelling the event, but believed it would be the safest option due to the COVID-19 pandemic. He stated he did not want to host an event that may cause a resurgence of the virus.

Commissioner Persis noted though she felt opposed to cancelling the event, she believed the cancellation was necessary due to the virus.

Commissioner Selby stated he agreed the event should not be hosted on Labor Day weekend due to the difficulty of providing a safe, socially-distanced atmosphere for residents. He stated he did not wish to cancel the event completely though and proposed postponing the fireworks display until Thanksgiving weekend instead.

Commissioner Kent stated he agreed with cancelling the event for Labor Day weekend, but noted he also favored rescheduling the event to a later date. He stated he had originally considered suggesting the fireworks be postponed to Election Day, November 3, 2020, but felt the date was still too soon. He noted he agreed that Thanksgiving weekend would be an appropriate date to reschedule to.

Commissioner Littleton stated he agreed the event should be cancelled for Labor Day weekend. He inquired when Ms. Shanahan would need a final answer by; whereby, Ms. Shanahan stated she needed to let the contractor, Fireworks by Santore, know the city's decision by August 14, 2020, in order to receive a refund.

Commissioner Littleton stated he was unsure how he felt about postponing the event to a later date. He requested that staff gather more information before he provided input on rescheduling, but reiterated his support for cancelling the event for Labor Day weekend.

Ms. Shanahan noted she would check with Fireworks by Santore to see if Thanksgiving weekend was available.

Commissioner Persis suggested staff also check to see if the night of the Ormond Beach Christmas Parade was available to postpone the fireworks to as well.

Mayor Partington confirmed all members of the Commission agreed to cancel the fireworks display for Labor Day weekend. He requested Ms. Shanahan inquire if the proposed dates of Thanksgiving weekend and the evening of the Christmas parade would be available for potential dates to reschedule to.

#### Special Event Permits

Ms. Shanahan stated the Declaration of Emergency that the city had implemented continued until the State of Florida's declared state of emergency expired. She noted under the declaration, she had authority to determine whether special event permits should be issued. She discussed special event permits that had been requested, noting Biketoberfest was scheduled to take place in October. She explained other local cities had linked the issuance of their permits to Governor DeSantis' Step by Step Reopening Plan, specifically the implementation of Phase III. She explained her concerns in further detail, noting she did not want to allow the issuance of permits and then have to pull the permits at the last minute. She requested the Commission's direction on the issuance of special event permits.

Commissioner Littleton stated he believed the City of Ormond Beach should follow the City of Daytona Beach's lead. He noted he did not believe Biketoberfest would be a success if the City of Daytona Beach did not participate.

Mayor Partington noted he believed it made sense to tie the issuance of the permits to Governor DeSantis' guidelines for Phase III.

Commissioner Persis stated she felt uneasy about hosting Biketoberfest and was nervous the event may result in a spike of COVID-19 cases. She noted if Governor DeSantis placed the city in Phase III by that time she may reconsider, but remained leery of allowing the event to happen.

Commissioner Kent noted if the city was not allowing fireworks to be displayed on Labor Day weekend, he did not believe the city should allow Biketoberfest either. He stated it would not be prudent to issue permits and then be forced to pull them as the events got closer. He complimented Ms. Shanahan for seeking the Commission's input on the topic. He noted the safety of residents and elderly residents in Ormond Beach was a priority.

Commissioner Selby clarified when Ms. Shanahan would be making a final decision on the issuance of special event permits; whereby, Ms. Shanahan noted she could not wait much longer and needed to let applicants know.

Ms. Shanahan clarified she was seeking direction from the Commission on issuing special event permits for Biketoberfest.

Mayor Partington requested the Commission provide a final decision at the August 4, 2020, City Commission meeting; whereby, Ms. Shanahan stated she would present the item for discussion at that meeting date.

Commissioner Selby noted the owners of Destination Daytona had a large capital investment in Biketoberfest. He requested to know what their plans were for the event. He questioned if unincorporated areas on North US Highway 1 would be subject to the permit limitation if it were to pass; whereby, Ms. Shanahan confirmed areas included in the city's ISBA would be subject to the limitation as well.

Commissioner Selby, Ms. Shanahan, and Mr. Spraker discussed various venues in Ormond Beach that would be impacted by limitations of special event permits.

#### Summer Camp Program & Activities

Ms. Shanahan discussed the city's summer camp program and various Leisure Services events and classes that were taking place in the city.

#### Adaptive Signalization Project

Ms. Shanahan noted the Florida Department of Transportation (FDOT) would be holding a preconstruction meeting for the adaptive signalization project that was set to take place on State Road 40. She reviewed the project timeline and cost in detail.

#### Sandbags

Ms. Shanahan noted city staff would be offering self-serve and assisted-service locations for collecting sandbags in advance of the hurricane season. She noted there

would be delivery opportunities for residents who had special needs. She stated more information would be released to the public later in the week.

Commissioner Kent complimented Ms. Shanahan on the city's sandbag distribution program.

Compliments and Thanks

Ms. Claire Whitley, Assistant City Manager, complimented the Commission on their guidance throughout the pandemic.

Commissioner Persis complimented Mayor Partington and Ms. Shanahan for releasing a proclamation encouraging residents of Ormond Beach to wear facemasks to aid in stopping the spread of COVID-19.

Commissioner Selby thanked the Volusia County School Board for committing to getting students back into school and providing various options for learning.

Commissioner Selby and Mayor Partington complimented the improvements made on The Casements North Lawn. Commissioner Selby thanked staff and The Casements Guild for their work in the project.

Mayor Partington thanked staff for their work in improving the city's appearance through various projects, including the Cassen Park boat dock and the new trees that were being planted in the city's medians.

Mayor Partington complimented the Volusia County Supervisor of Elections Office for making the vote-by-mail process easy for residents.

Happy Birthday Wyatt

Commissioner Kent wished his son, Wyatt Kent, a belated happy birthday.

Hurricane Season

Commissioner Persis and Mayor Partington urged residents to begin collecting their hurricane supplies in preparation for the upcoming hurricane season and requested information on hurricane supplies be posted to the city's social media accounts.

Item #11 – Adjournment

The meeting was adjourned at 8:22 p.m.

APPROVED: August 18, 2020

BY:

\_\_\_\_\_  
Bill Partington, Mayor

ATTEST:

\_\_\_\_\_  
Colby J. Cilento, City Clerk