

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

January 19, 2021

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 – January 5, 2021

6. **COMMUNITY REDEVELOPMENT AGENCY**

- A. **RESOLUTION NO. 2021-29:** A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA ACCEPTING A BID FROM P & S PAVING, INC. FOR CONSTRUCTION SERVICES REGARDING THE FLORENCE STREET ON-STREET PARKING IMPROVEMENTS PROJECT, UNDER BID NO. 2021-02; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE. **(SEE ITEM 7A)**

Staff Contact: Shawn Finley, Public Works Director (386-676-3292)

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. 2021-29:** A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA ACCEPTING A BID FROM P & S PAVING, INC. FOR CONSTRUCTION SERVICES REGARDING THE FLORENCE STREET ON-STREET PARKING IMPROVEMENTS PROJECT, UNDER BID NO. 2021-02; 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 (386-676-3292)

- B. **RESOLUTION NO. 2021-30:** A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE ORMOND MEMORIAL ART MUSEUM, INC. AND BOMAR CONSTRUCTION, INC. REGARDING RENOVATIONS AND EXPANSION OF THE

ORMOND MEMORIAL ART MUSEUM; AND SETTING FORTH AN EFFECTIVE DATE.

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

- C. **RESOLUTION NO. 2021-31:** A RESOLUTION AUTHORIZING THE OPERATION OF UTILITY VEHICLES BY ORMOND LAKES HOMEOWNERS ASSOCIATION ON MUNICIPAL ROADS WITHIN THE ORMOND LAKES SUBDIVISION; AND SETTING FORTH AN EFFECTIVE DATE.

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

- D. **RESOLUTION NO. 2021-32:** A RESOLUTION ACCEPTING A PROPOSAL AND AUTHORIZING THE EXECUTION OF A CONTRACT WITH UNIVERSAL TOWING, INC. FOR TOWING RELATED SERVICES, UNDER RFP 2021-07; AND SETTING FORTH AN EFFECTIVE DATE.

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

- E. **RESOLUTION NO. 2021-33:** A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT FOR ACCREDITATION SERVICES CONTRACT BETWEEN THE CITY OF ORMOND BEACH AND OWENS ACCREDITATION SERVICES, LLC.; AND SETTING FORTH AN EFFECTIVE DATE.

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

- F. **RESOLUTION NO. 2021-34:** A RESOLUTION APPOINTING A MEMBER TO SERVE ON THE LEISURE SERVICES ADVISORY BOARD; SETTING FORTH TERMS AND CONDITIONS OF SERVICE; AND SETTING FORTH AN EFFECTIVE DATE.

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

- G. **RESOLUTION NO. 2021-35:** A RESOLUTION ACCEPTING A PROPOSAL FROM BARNES, FERLAND, AND ASSOCIATES, INC. FOR PROFESSIONAL SERVICES REGARDING THE PREPARATION OF A CONSUMPTIVE USE PERMIT MODIFICATION; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION AND PAYMENT THEREFOR; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: *Shawn Finley, Public Works Director (386-676-3292)*

- H. **RESOLUTION NO. 2021-36:** A RESOLUTION ACCEPTING A PROPOSAL FROM DANUS UTILITIES TO PROVIDE CONSTRUCTION MANAGEMENT AT RISK FOR UNDERGROUND UTILITIES SERVICES REGARDING THE REHABILITATION OF LIFT STATION 4M; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION THERETO; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: *Shawn Finley, Public Works Director (386-676-3292)*

- I. **RESOLUTION NO. 2021-37:** A RESOLUTION ACCEPTING A PROPOSAL FROM SAN PIK, INC. TO PROVIDE CONSTRUCTION MANAGEMENT SERVICES REGARDING THE WHIPPORWILL LANE STORMWATER IMPROVEMENTS PROJECT; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION THERETO; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: *Shawn Finley, Public Works Director (386-676-3292)*

- J. **RESOLUTION NO. 2021-38:** A RESOLUTION ACCEPTING A PROPOSAL FROM MCKIM & CREED, INC. TO PROVIDE ENGINEERING DESIGN SERVICES REGARDING THE WATER TREATMENT PLANT IMPROVEMENTS PROJECT; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION THERETO; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Shawn Finley, Public Works Director (386-676-3292)

- K. **RESOLUTION NO. 2021-39:** A RESOLUTION ACCEPTING A PROPOSAL FROM HDR ENGINEERING, INC. FOR THE PREPARATION OF AN IMPACT ANALYSIS REPORT AND VIDEO REGARDING THE DEVELOPMENT OF LAND WEST OF I95 AND SOUTH OF SR40; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION THERETO; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Shawn Finley, Public Works Director (386-676-3292)

- L. **Auto Renewal Contracts - Sports Agreements**

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

Disposition: Approve as recommended in the City Manager memorandum dated January 19, 2021.

- M. **Request for Proposals - Impact Fee Update**

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

Disposition: Approve as recommended in the City Manager memorandum dated January 19, 2021.

- N. **Budget Status Report for July 2020 - September 2020**

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

Disposition: Approve as recommended in the City Manager memorandum dated January 19, 2021.

- O. **Budget Status Report for October 2020 - December 2020**

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

Disposition: Approve as recommended in the City Manager memorandum dated January 19, 2021.

- P. **Letter supporting continued traffic-free beach at Andy Romano Beachfront Park**

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

Disposition: Approve as recommended in the City Manager memorandum dated January 19, 2021.

8. PUBLIC HEARINGS

- A. **ORDINANCE NO. 2021-02:** 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 PARCELS OF REAL PROPERTY TOTALING APPROXIMATELY 1,055.80-ACRES KNOWN AS THE PLANTATION OAKS SUBDIVISION, GENERALLY LOCATED ALONG THE EAST SIDE OF INTERSTATE 95, SOUTH OF HALIFAX PLANTATION SUBDIVISION, WEST OF OLD DIXIE HIGHWAY, AND NORTH OF U.S. HIGHWAY 1 FROM VOLUSIA COUNTY PLANTATION OAKS OF ORMOND BEACH PLANNED UNIT DEVELOPMENT (RPUD), VOLUSIA COUNTY RR (RURAL RESIDENTIAL), VOLUSIA COUNTY R-3 (URBAN SINGLE FAMILY RESIDENTIAL), VOLUSIA COUNTY R-4 (URBAN SINGLE FAMILY RESIDENTIAL) AND VOLUSIA COUNTY R-5 (URBAN SINGLE FAMILY RESIDENTIAL) TO CITY OF ORMOND BEACH PRD (PLANNED RESIDENTIAL DEVELOPMENT), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

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

- B. **ORDINANCE NO. 2021-03:** AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A 1,577 RESIDENTIAL UNIT PLANNED RESIDENTIAL DEVELOPMENT KNOWN AS "PLANTATION OAKS" BASED UPON ANNEXATION AND INCORPORATING THE VOLUSIA COUNTY DEVELOPMENT ORDERS PREVIOUSLY APPROVED; AUTHORIZING AN AMENDMENT TO ALLOW PHASE 1 (669 LOTS) OF THE PLANTATION OAKS SUBDIVISION TO DELETE THE AGE RESTRICTION THAT LIMITS RESIDENTS TO 55 YEARS OF AGE AND OVER AND REQUIRING THAT ALL HOMES CONSTRUCTED WITHIN PHASE 1 SHALL ONLY BE SITE BUILT, SINGLE-FAMILY, STANDARD DWELLINGS ON FEE SIMPLE LOTS, WITH NO MANUFACTURED OR MOBILE HOMES ALLOWED, SUBJECT TO VOLUSIA COUNTY SCHOOL CONCURRENCY; GENERALLY LOCATED ALONG THE EAST SIDE OF INTERSTATE 95, SOUTH OF HALIFAX PLANTATION SUBDIVISION, WEST OF OLD DIXIE HIGHWAY, AND NORTH OF U.S. HIGHWAY 1; AND SETTING FORTH AN EFFECTIVE DATE.

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

- C. **ORDINANCE NO. 2021-04:** AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE BY UPDATING ARTICLE VII, NORTH U.S. HIGHWAY 1 INTERLOCAL PLANNING AND MUNICIPAL SERVICE AREA; DIVISION 2, ITINERANT MERCHANT REGULATIONS FOR RECOGNIZED SPECIAL EVENTS AND OUTDOOR ENTERTAINMENT ACTIVITY; TEMPORARY CAMPSITES: SECTION 2-84, MUNICIPAL SERVICE AREA AND JOINT PLANNING AREA; PURPOSE; SECTION 2-85, LEGISLATIVE FINDINGS; SECTION 2-86, DEFINITIONS; SECTION 2-87, HIGH IMPACT USES ON LAND; CLASSIFICATION AND CATEGORY OF USE; RATIONALE; SECTION 2-88, AMORTIZATION SCHEDULE FOR VACANT OR UNIMPROVED LAND CATEGORY; AND SECTION 2-90, TEMPORARY CAMPSITES; 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)

- D. **ORDINANCE NO. 2021-05:** 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 A PORTION OF ONE (1) PARCEL OF REAL PROPERTY TOTALING 0.32± ACRES LOCATED AT 2341 WEST GRANADA BOULEVARD, VOLUSIA COUNTY PROPERTY APPRAISER PARCEL NUMBER 4127-00-00-0024 FROM VOLUSIA COUNTY “RURAL” (R) TO ORMOND BEACH “GENERAL COMMERCIAL” (GC); PROVIDING FOR CONFLICT; AUTHORIZING TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

- E. **ORDINANCE NO. 2021-06:** AN ORDINANCE ADOPTING CERTAIN UPDATED SCHEDULES TO THE CAPITAL IMPROVEMENTS ELEMENT OF THE CITY OF ORMOND BEACH COMPREHENSIVE PLAN; PROVIDING WHEN SUCH UPDATES SHALL TAKE EFFECT; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

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

- F. **RESOLUTION NO. 2021-40:** A RESOLUTION AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A SPECIAL EXCEPTION REGARDING THE “KING’S VIEW FARM LLC” LOCATED AT 2415 DURRANCE LANE TO ALLOW A RIDING STABLE; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

9. SECOND READING OF ORDINANCES

- A. **ORDINANCE NO. 2021-01:** AN ORDINANCE AMENDING SECTION 2-221, LEISURE SERVICES ADVISORY BOARD, OF ARTICLE VI, BOARDS, COMMISSIONS, COMMITTEES AND OTHER AGENCIES, OF CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES, BY REPLACING A MEMBER APPOINTED BY THE GYMNASTICS ASSOCIATION WITH A MEMBER APPOINTED BY THE COMMISSION-AT-LARGE; PROVIDING TERMS AND CONDITIONS; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

10. REPORTS, SUGGESTIONS, REQUESTS

11. ADJOURNMENT

Item #1 – Meeting Call to Order

Mayor Partington called the meeting to order at 7:01 p.m.

Item #2 – Invocation

Pastor Floyd Narcisse, Historic New Bethel AME Church, gave the invocation.

Item #3 – Pledge of Allegiance

Mayor Partington led the Pledge of Allegiance.

Item #4 – Audience Remarks

Pastor Floyd Narcisse, Historic New Bethel AME Church, stated it had been brought to his attention that city employees had participated in storming The Capitol. He noted he was unsure if this information was true or not, but felt if it was accurate that the employees needed to be held accountable.

Item #5 – Approval of Minutes

Mayor Partington advised the minutes of the January 5, 2021, 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 7:06 p.m.

Item #6A – Florence St On-Street Parking Bid Award, 2021-02

City Clerk Colby Cilento read by title only:

RESOLUTION NO. 2021-29
A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA ACCEPTING A BID FROM P & S PAVING, INC. FOR CONSTRUCTION SERVICES REGARDING THE FLORENCE STREET ON-STREET PARKING IMPROVEMENTS PROJECT, UNDER BID NO. 2021-02; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE. (SEE ITEM 7A)

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

Commissioner Kent moved, seconded by Commissioner Persis, for approval of Resolution No. 2021-29, 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 7:07 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 Selby, 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 the Consent Agenda

Commissioner Persis, Commissioner Kent, Commissioner Selby, and Mayor Partington discussed their support for Item 7B, which approved an agreement with the Ormond Memorial Art Museum Inc., Bomar Construction, and the City of Ormond Beach for renovations at the museum; and recognized audience members in attendance who represented the item.

Mayor Partington discussed his approval of Item 7C, which approved the use of utility vehicles within the Ormond Lakes subdivision for general maintenance and landscaping. He thanked the president of the Ormond Lakes Home Owners Association, Mr. Joseph Gallagher, for attending the meeting.

Item #8 – Public Hearings

Mayor Partington opened the public hearings.

Item #8A – Plantation Oaks, Zoning Map Amendment

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2021-02

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 PARCELS OF REAL PROPERTY TOTALING APPROXIMATELY 1,055.80-ACRES KNOWN AS THE PLANTATION OAKS SUBDIVISION, GENERALLY LOCATED ALONG THE EAST SIDE OF INTERSTATE 95, SOUTH OF HALIFAX PLANTATION SUBDIVISION, WEST OF OLD DIXIE HIGHWAY, AND NORTH OF U.S. HIGHWAY 1 FROM VOLUSIA COUNTY PLANTATION OAKS OF ORMOND BEACH PLANNED UNIT DEVELOPMENT (RPUD), VOLUSIA COUNTY RR (RURAL RESIDENTIAL), VOLUSIA COUNTY R-3 (URBAN SINGLE FAMILY RESIDENTIAL), VOLUSIA COUNTY R-4 (URBAN SINGLE FAMILY RESIDENTIAL) AND VOLUSIA COUNTY R-5 (URBAN SINGLE FAMILY RESIDENTIAL) TO CITY OF ORMOND BEACH PRD (PLANNED RESIDENTIAL DEVELOPMENT), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Steven Spraker, Planning Director, displayed a PowerPoint presentation that reviewed Items 8A and 8B, regarding the Plantation Oaks development. He noted the ordinances encompassed three requests: amend the city's official zoning map, issue a development order incorporating the existing Volusia County zoning approvals, and delete the age-restriction that limited residents to 55 years of age and over in Phase One of the development. He reviewed a map of the site location and surrounding area. He noted the property was part of the National Gardens Development of Regional Impact (DRI) and provided a detailed history of the site. He discussed actions taken by the Volusia County Council in the past for the project, noting in 2002 they approved a development order for the site; and in 2012 they approved an amendment to the development order that removed the requirement for standard dwelling units and allowed mobile homes. He discussed the original development order in detail and its restrictions. He reviewed the number of lots included in each of the three phases of Plantation Oaks. He discussed traffic patterns at the site and noted the projected average annual daily trips assigned to the area from the DRI was 40,268 trips. He stated Plantation Oaks originally planned to have a golf course and middle school at the site, but both projects were no longer planned to be part of the development. He stated with the removal of the golf course and middle school from the project, there were 23,882 less projected average daily trips than the DRI originally allowed.

Mr. Spraker explained each request in further detail. He stated the purpose of the city zoning map amendment was to provide a similar land use and zoning to what the property was currently entitled to in Volusia County. He stated in regards to the development order, staff was proposing to take the existing development order given to the site by Volusia County and incorporate it as the City of Ormond Beach's development order, noting all of the requirements and entitlements would remain for the property in the city as they were in the county. He stated the request to lift the age-restriction was a discretionary item and explained there were 669 homes that the developer was requesting the age-restriction be lifted for, all within Phase One. Mr. Spraker stated the Volusia County Council had discussed the possibility of purchasing lots at Plantation Oaks that existed between the easements and buffer in an attempt to help preserve the land. He listed both comments of support and concern for the project

that had been expressed by citizens. He noted the Planning Board and staff recommended approval of both items.

Mr. Parker Mynchenberg, applicant, discussed each of his requests. He provided details on the engineering plans for Phase One of Plantation Oaks and listed other projects and neighborhoods in the area that he had designed. He noted due to the elimination of the golf course and middle school at the site, he planned to come back before the City Commission in the future to request entitlements for the properties. He explained he had been approached to see if he would sell lots to preserve land; and noted he was willing, but could not keep the lots off the market for long. He stated the Volusia County Council requested 90 days to discuss options of purchasing the lots and potential grant funding opportunities they may be able to utilize. He noted if he sold the 76 lots for land conservation, he would plan to relocate those lots to the original golf course corridor area instead. He noted he was available for any questions and requested the opportunity to speak after audience remarks were completed.

Mr. Philip Weidner, 831 Oleander Avenue, stated he believed the scenic preservation areas on Old Dixie Highway were not being protected. He noted he believed the current ordinances before the Commission for Plantation Oaks would not be changed, but explained his comments were more in reference to future projects in the area. He discussed overlay zoning to protect scenic highways and cited references from "*A Highway Runs Through It: Conserving Scenic Corridors in Florida*" from the University of Florida Conservation Clinic.

Ms. Connie Colby, 108 Roble Lane, stated her comments were in regards to the request to lift the age-restriction for the site. She noted Plantation Oaks had always been advertised as a community for those 55 years of age and older and the people who had bought homes were under that impression when purchasing. She discussed reasons why she believed the Commission should deny the request to waive the age-restriction.

Ms. Susan Schieber, 548 Sandy Oaks Boulevard, stated that her comments were in regards to the Ormond Scenic Loop and Trail, a scenic byway which Plantation Oaks was being built adjacent to. She noted the price for the 76 lots Mr. Mynchenberg was willing to sell was 1.38 million dollars. She noted that all citizens would benefit from the City of Ormond Beach cooperating with Volusia County to support the purchase of the land for conservation. She discussed grant funding that could be used to assist in funding projects to protect the environment.

Ms. Natalie Pilipczak, 3876 Dorsiere Avenue, noted she had a Save the Loop petition with 63,795 signatures. She noted that those who signed the petition had also made donations, but no funds were received due to policies on change.org. She listed comments left on the petition in favor of protecting The Loop. She stated her support for the city writing a letter to Volusia County in support of the county purchasing lots of Plantation Oaks in an effort to protect The Loop.

Mr. Tim Grigsby, 1206 Overbrook Drive, thanked Mr. Mynchenberg for providing the Volusia County Council with an extended amount of time to research grant funding for the purchase of the lots. He stated he believed stick-built homes with no age-restrictions would be a better fit for the area. He recommended the Commission approve the ordinances with the condition that the entrance onto Old Dixie Highway be closed to all vehicular traffic besides emergency vehicles.

Ms. Sally Arnoff, Flagler Beach, stated she was not concerned with removing the age-restriction, but instead was concerned with the additional traffic the project would impose on Old Dixie Highway. She discussed the property site in detail and the potential impacts of high traffic. She stated she believed the north-end of Plantation Oaks should be closed for general traffic and listed other roads and areas that could be turned into potential entrances for Plantation Oaks instead.

Mr. Mynchenberg addressed various comments made by audience remarks speakers.

Commissioner Kent inquired how many homes were occupied in the age-restricted area of Phase One; whereby, Mr. Mynchenberg stated there were 34 occupied homes.

Mr. Mynchenberg stated he had met with the residents and they were aware of what was being requested. He noted each of the three phases of Plantation Oaks was gated and separated, and the removal of the age-restriction was currently only proposed for Phase One.

Commissioner Kent noted he preferred stick-built homes over age-restricted homes, but felt bothered approving the request to waive the age-restriction since residents who had purchased homes at the site were under the impression that they were moving into a 55 year and older community. He stated he agreed with comments made by audience remarks speaker Mr. Grigsby and reiterated he preferred stick-built homes for the site.

Commissioner Kent stated he was unaware that Mr. Mynchenberg planned to relocate the 76 lots to the golf course corridor if the original lots were sold. He inquired whether or not staff was aware that the lots were planned to be relocated; whereby, Ms. Shanahan stated staff was aware and noted relocating the lots would not increase the overall density.

Commissioner Kent stated after discussion he felt comfortable with the lots relocating, but wanted to note his concerns for the record.

Mr. Mynchenberg stated Plantation Oaks currently had zoning that allowed stick-built homes and 20 percent of Plantation Oaks was already allowed to be non-age-restricted. He discussed potential plans for the site that was originally intended for the school. He reiterated his plan that if he were to sell the 76 lots to public ownership, he would relocate those lots to the space previously set aside for a golf course.

Commissioner Kent stated he was against using Ormond Beach taxpayer dollars to purchase the lots. He expressed his approval of using ECHO grants and Volusia Forever funds to purchase the lots and noted he was comfortable with Volusia County purchasing the lots.

Commissioner Selby confirmed Mr. Mynchenberg was only asking for the age-restriction to be lifted for Phase One; whereby, Mr. Mynchenberg stated that was correct, but noted he had an interest in looking into lifting the age-restriction for Phase Three in the future.

Mr. Mynchenberg explained that he requested the age-restriction allowance from Volusia County Council when originally planning for the development of the site. He explained why he had previously requested the age-restriction and the reasoning behind it. He stated he originally envisioned Plantation Oaks would be similar to Plantation Oaks of Flagler, a 55 year and older community he had previously developed.

Commissioner Selby moved, seconded by Commissioner Kent, for approval of Ordinance No. 2021-02, on first reading, as read by title only.

Commissioner Selby responded to various comments made by audience remarks speakers. He noted the entrance on Old Dixie Highway was part of the original plans approved for the site back in 2002. He discussed the flow of traffic at the site and the benefits of the Old Dixie Highway entrance. He stated he had noticed Halifax Plantation had a large new entrance and noted he had never heard any complaints from the public regarding that entrance. He explained he was not against the new entrance, but did not understand why the public did not feel the same way about Halifax Plantation as they did for Plantation Oaks. He reiterated that Plantation Oaks was separated into three phases. He explained that even if allowing all ages would bring more traffic, it would still be well below what was originally allowed by the DRI. He clarified he was not criticizing Halifax Plantation, but noted Plantation Oaks was maintaining scenic views with a 175-foot buffer, while Halifax Plantation only had a 50-foot buffer.

Commissioner Littleton stated Plantation Oaks was the kind of development he preferred to see in Ormond Beach. He noted the site had a 175-foot buffer with a density of 1.5 units per acre. He stated since Phase One was just beginning, he did not believe lifting the age-restriction would be an issue. He noted the benefits of allowing families to purchase homes at the site and stated he was in favor of both items.

Commissioner Persis noted she concurred with comments made by the other Commissioners. She noted The Loop was a beautiful byway and would always remain so.

Mayor Partington addressed comments made by audience speakers and thanked them for their remarks. He explained now that the city knew of Volusia County's discussion and interest, he felt it would be appropriate for the city to write a letter of support for the county using grant funds to purchase the referenced lots at the site. He noted the

Commission received many various recommendations from citizens on The Loop and other areas.

Mayor Partington stated the Commission had received online comments from the DiFranco's, of Daytona Beach Shores, discussing the beauty of The Loop and urging the Commission to preserve nature. He noted the Commission had also received an online comment from Chairman of the Ormond Scenic Loop and Trail, Mr. Joe Jaynes, and read the comment into the record

"Just for the record, the Ormond Scenic Loop and Trail Corridor Management Entity, Inc., the official designated Florida Scenic Highway and National Scenic Byway organization, is in full support of the amendments being considered this evening by the Ormond City Commission regarding Plantation Oaks."

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

Item #8B – Plantation Oaks, Development Order

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2021-03

AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A 1,577 RESIDENTIAL UNIT PLANNED RESIDENTIAL DEVELOPMENT KNOWN AS "PLANTATION OAKS" BASED UPON ANNEXATION AND INCORPORATING THE VOLUSIA COUNTY DEVELOPMENT ORDERS PREVIOUSLY APPROVED; AUTHORIZING AN AMENDMENT TO ALLOW PHASE 1 (669 LOTS) OF THE PLANTATION OAKS SUBDIVISION TO DELETE THE AGE RESTRICTION THAT LIMITS RESIDENTS TO 55 YEARS OF AGE AND OVER AND REQUIRING THAT ALL HOMES CONSTRUCTED WITHIN PHASE 1 SHALL ONLY BE SITE BUILT, SINGLE-FAMILY, STANDARD DWELLINGS ON FEE SIMPLE LOTS, WITH NO MANUFACTURED OR MOBILE HOMES ALLOWED, SUBJECT TO VOLUSIA COUNTY SCHOOL CONCURRENCY; GENERALLY LOCATED ALONG THE EAST SIDE OF INTERSTATE 95, SOUTH OF HALIFAX PLANTATION SUBDIVISION, WEST OF OLD DIXIE HIGHWAY, AND NORTH OF U.S. HIGHWAY 1; AND SETTING FORTH AN EFFECTIVE DATE.

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

Commissioner Persis moved, seconded by Commissioner Selby, for approval of Ordinance No. 2021-03, 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 #8C – Land Development Code Amendment: Itinerant Vending Criteria

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2021-04

AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE BY UPDATING ARTICLE VII, NORTH U.S. HIGHWAY 1 INTERLOCAL PLANNING AND MUNICIPAL SERVICE AREA; DIVISION 2, ITINERANT MERCHANT REGULATIONS FOR RECOGNIZED SPECIAL EVENTS AND OUTDOOR ENTERTAINMENT ACTIVITY; TEMPORARY CAMPSITES: SECTION 2-84, MUNICIPAL SERVICE AREA AND JOINT PLANNING AREA; PURPOSE; SECTION 2-85, LEGISLATIVE FINDINGS; SECTION 2-86, DEFINITIONS; SECTION 2-87, HIGH IMPACT USES ON LAND; CLASSIFICATION AND CATEGORY

OF USE; RATIONALE; SECTION 2-88, AMORTIZATION SCHEDULE FOR VACANT OR UNIMPROVED LAND CATEGORY; AND SECTION 2-90, TEMPORARY CAMPSITES; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Spraker explained the item was an amendment to the Land Development Code (LDC). He noted the discussed portions of the LDC contained implementation of the Interlocal Service Boundary Agreements (ISBA) related to special events. He noted when the sections of the LDC were created, it allowed a five-year amortization date for properties with vacant land and campsites, which expired on August 28, 2019. He stated the purpose of the amendment was to remove the amortization schedule and recognize that special events could not be held on vacant land.

Commissioner Kent moved, seconded by Commissioner Littleton, for approval of Ordinance No. 2021-04, on first 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 – 2341 West Granada Boulevard (portion), Land Use Amendment

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2021-05

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 A PORTION OF ONE (1) PARCEL OF REAL PROPERTY TOTALING 0.32± ACRES LOCATED AT 2341 WEST GRANADA BOULEVARD, VOLUSIA COUNTY PROPERTY APPRAISER PARCEL NUMBER 4127-00-00-0024 FROM VOLUSIA COUNTY “RURAL” (R) TO ORMOND BEACH “GENERAL COMMERCIAL” (GC); PROVIDING FOR CONFLICT; AUTHORIZING TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Spraker reviewed a PowerPoint presentation that displayed a map of the site location. He noted the property was partially located in both the City of Ormond Beach and Volusia County. He stated there was a telecommunications tower approved by Volusia County located on a majority of the site. He explained the property was going through an inheritance and was seeking to receive a city land use and zoning. He noted the proposed land use for the site was General Commercial (GC). He explained that the land was within the B-2 zoning district, which did not allow residential uses or intensive commercial uses. He noted the Planning Board and staff recommended approval.

Commissioner Selby inquired what the white parcels displayed on the map were; whereby, Mr. Spraker stated they were areas annexed into the city that did not have city land use and zoning.

Mayor Partington inquired what would happen if the Commission did not assign land uses to the discussed properties; whereby, Mr. Spraker stated the parcels would maintain their Volusia County land use, but noted the city had obligations to provide land use and zoning.

Mr. Spraker noted all the other parcels in white were currently single-family residential.

Mayor Partington and Mr. Spraker discussed the history of the parcels and site.

Mr. Spraker stated staff would contact the property owners of the other parcels and would work on assigning land use and zoning to those properties as well.

Mayor Partington explained the narrative of an inheritance was not compelling to him. He questioned what the property owner would be allowed to do with the property if the GC land use was approved; whereby, Mr. Spraker discussed various options for the site,

but noted as a stand-alone parcel it was limited and he did not believe the property owners were looking for much development.

Mayor Partington questioned if the property owner sold the property to the GC parcel next to them and they continued to buy out other close properties, what type of commercial building could be placed at the site; whereby, Mr. Spraker explained that only neighborhood commercial was allowed within the B-2 zoning district, and noted if the property owner had other plans for the property besides neighborhood commercial, they would have to come before the Planning Board and Commission for approval.

Commissioner Selby and Mr. Spraker discussed businesses in the surrounding area of the site.

Commissioner Littleton moved, seconded by Commissioner Selby, for approval of Ordinance No. 2021-05, 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 #8E – Capital Improvement Element, annual update

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2021-06
AN ORDINANCE ADOPTING CERTAIN UPDATED SCHEDULES TO THE CAPITAL IMPROVEMENTS ELEMENT OF THE CITY OF ORMOND BEACH COMPREHENSIVE PLAN; PROVIDING WHEN SUCH UPDATES SHALL TAKE EFFECT; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Spraker noted the amendment was seeking to amend the Capital Improvements schedule. He noted there were no text amendments, and the item satisfied a state legal requirement. He stated the item also included concurrency review and provided updates on development. He noted the item was presented to the Commission annually.

Commissioner Persis moved, seconded by Commissioner Littleton, for approval of Ordinance No. 2021-06, 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 #8F – 2415 Durrance Lane, Riding stable, Special Exception

City Clerk Colby Cilento read by title only:

RESOLUTION NO. 2021-40
A RESOLUTION AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A SPECIAL EXCEPTION REGARDING THE "KING'S VIEW FARM LLC" LOCATED AT 2415 DURRANCE LANE TO ALLOW A RIDING STABLE; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Spraker noted the item was a special exception for 2415 Durrance Lane. He stated the special exception was an allowed use within the land use and zoning district, but required approval from the City Commission. He noted the property was five acres and reviewed a map of the site. He explained the goal of the application was to create the ability to board horses and offer riding lessons for a fee, which made the use a commercial use. He noted the applicant was seeking to have their hours of operation be from 10:00 a.m. to 7:00 p.m., Monday through Saturday, and was requesting the allowance of small special events, such as birthday parties. He noted the applicant requested a maximum of 20 horses, which would include future expansion over time. He

noted the current site had 12 stables and discussed the horses located on the property. He noted the LDC did not include a horse per-acre ratio. He explained a key question during the Planning Board was how many horses were appropriate for the property. He noted the conditional use criteria allowed the Commission to establish what they believed was appropriate and provided options on what the Commission could approve. He noted the applicant had provided letters of support from abutting property owners and testimonials from their clients. He stated the Planning Board and staff recommended approval.

Ms. Jordan Huntley, applicant, discussed her business, King's View Farm, and her experience with horses and stable management. She noted she moved her business from Tennessee to the City of Ormond Beach. She discussed various horse facilities in the area and the amount of horses allowed at each one. She noted she was only allowing lesson boarding and training boarding at her facility. She reviewed her schedule for each of the horses at the facility and noted her businesses provided a positive outlet for both children and adults. She discussed her facility and her passion for horses.

Mr. Joe Huntley, 2415 Durrance Lane, thanked the Commission for the opportunity and noted he was the father of Ms. Huntley. He stated reasons why he believed the Commission should approve the request and noted he was proud of his daughter. He stated Ms. Huntley was very knowledgeable in the field and worked well with children to teach them more about horses.

Mr. Wayne Griffin, 2499 Durrance Lane, noted the property only had two acres of usable land. He stated the amount of property was not sufficient for 20 horses and discussed his disapproval of the item. He noted there was a state law that required horses to have wholesome exercise daily and he did not believe that the property would allow for that. He stated the city needed to limit the amount of horses a person could own per-acre.

Mr. Darrel Bugno, 2379 Durrance Lane, stated his support for the item and discussed the positive impact Ms. Huntley had on the community.

Ms. Courtney Tate, 622 Gibson Street, stated she worked for Ms. Huntley at King's View Farm. She reviewed a schedule that staff followed when feeding and caring for the horses and provided the Commission with a copy of the feed schedule. She noted the horses received plenty of love and care and she did not see an issue with allowing more horses on the property.

Mr. Jake Flippen, 622 Gibson Street, stated he also worked on the farm and discussed his support for the item. He noted Ms. Huntley's business had a very positive impact on the community.

Mr. Matthew Flint, 2415 Durrance Lane, noted that the property had well over two acres of usable land, despite what Mr. Griffin had previously claimed. He noted that the farm provided children with an opportunity to learn how to properly treat and ride horses. He provided examples of other farms and discussed his support for the item. He stated that the farm helped to rescue horses that were planned to be sent to slaughter and had many positive impacts.

Ms. Sarah Sabine, 1701 North US Highway One, stated she was a client of Ms. Huntley's and was also experienced in the equestrian industry. She noted the farm provided a wonderful opportunity for citizens to be able to attend horse lessons locally. She complimented the stable management at the farm and stated her support for the request.

Ms. Pam West, 212 Woodland Avenue, stated her daughter had been taking lessons at Kings View Farm and discussed the positive influence Ms. Huntley had on her daughter's life. She proceeded to state her support for the item.

Ms. Heather Ritenour, 107 Oak Lane, stated her daughter had also been taking lessons and noted Ms. Huntley has been a positive influence on her life as well. She discussed issues with Mr. Griffin and expressed her support for the special exception.

Mr. William McCarthy, 2335 Durrance Lane, noted he was a neighbor of Ms. Huntley and his daughter had been taking lessons with her for several months. He stated his daughter was benefiting at home and in school thanks to the outlet provided through lessons at the farm. He stated he also boarded a horse at the facility that was very healthy and noted he was in full support of the item.

Commissioner Selby moved, seconded by Commissioner Persis, for approval of Resolution No. 2021-40, as read by title only.

Commissioner Selby stated he had spoken with neighbors surrounding the property and had visited the site. He noted when reading staff's memorandum on the item he was focused on the number of horses per-acre. He stated he was in support of the item and discussed reasons why. He noted the farm provided animals the opportunity to have a better life and also had a positive influence in the lives of people as well. He thanked Ms. Huntley for her work and complimented her business. He noted there were currently 12 stalls on the property. He stated a condition of his approval would be to ensure that 20 stalls were present on the site in order to have 20 horses.

Commissioner Selby moved, seconded by Commissioner Persis, to amend his motion to require the number of stables be equal to the number of horses, with a total of up to 20 horses permitted.

Commissioner Persis stated she had visited King's View Farm and Mr. Griffin's farm and complimented both facilities. She noted she was comfortable with the number of horses on the property, due to them not being grass-fed horses. She complimented the passion of those working at the farm and the positive effects they had on others' lives. She discussed her approval of the item and encouraged Ms. Huntley to keep her passion. She stated she agreed with Commissioner Selby's amendments and did not want to see more than 20 horses on the property, but was in favor of the item.

Commissioner Littleton inquired if the State of Florida had any horse-per-acre laws; whereby, Mr. Spraker stated they did not.

Commissioner Littleton stated when researching, he found that the general standard was two horses per-acre. He discussed various rules throughout other counties and states and noted many exceptions depended on management at the farm. He explained that the nutrition management plan was important and noted he considered voting against the item, until Ms. Tate provided the Commission with a copy of the feed schedule. He stated that since there was no state law and a feed schedule had been provided, he would be voting in favor of the item.

Commissioner Kent complimented remarks made by Ms. Huntley and Mr. Huntley. He stated he did not appreciate negative remarks made against Mr. Griffin by other audience remarks members, but noted he was in support of the item. He discussed the horse per-acre ratio, noting the old standard was one horse per-acre. He stated his only hesitation in approving the item was fear that it was setting the standard for other farms in Ormond Beach. He noted Ms. Huntley seemed very knowledgeable, but he was concerned at what may happen if plans changed or someone else took over running Kings View Farm and did not maintain the proper management.

Commissioner Kent questioned why staff was comfortable approving the 20 horses on the five acres; whereby, Mr. Spraker stated staff had spent time talking to the Department of Agriculture and other jurisdictions, and the key aspect they noticed was that the facility was managed properly.

Mr. Spraker discussed Ms. Huntley's business and felt that she had proved her business was worthy of the exception. He noted there were safeguards to ensure that the sites stayed in compliance and felt comfortable recommending approval. He reminded the Commission that the growth to 20 horses would accrue over time.

Commissioner Kent stated he was questioning the number of horses allowed, but noted he was going to approve the item and thanked Ms. Huntley for her positive impact. He noted he was glad Commissioner Selby amended the motion to ensure there were enough stalls at the property to house all the horses.

Mayor Partington noted he was in support of the item and appreciated everyone's comments. He stated the fact that Ms. Huntley had a management plan and the testimonies from witnesses who had spoken helped him make his decision. He noted he feared that Ms. Huntley would do so well she would outgrow Ormond Beach. He wished Ms. Huntley great success for the future and thanked her for her powerful speech and testimony.

Mayor Partington questioned if the Commission needed to vote on the amendment; whereby, Mr. Randy Hayes, City Attorney, stated since there was a consensus and the amendment was incorporated in the underlying motion, they could vote on it as one motion.

Commissioner Selby clarified the motion was to approve up to 20 horses, allowing 12 at the current time, and up to eight additional horses as the barn was expanded and the additional eight stalls were installed.

Mayor Partington noted if someone else appeared before the Commission with five acres and wanted 20 horses, any approval would depend on the situation and would have to meet the criteria to be allowed.

Commissioner Selby added that it would also depend on the stable management plan.

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

Mayor Partington closed the public hearings without objection.

Item #9 – Second Reading of Ordinances

Item #9A – Amendment to Section 2-221 of the Code of Ordinances, Leisure Services Advisory Board

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2021-01
AN ORDINANCE AMENDING SECTION 2-221, LEISURE SERVICES ADVISORY BOARD, OF ARTICLE VI, BOARDS, COMMISSIONS, COMMITTEES AND OTHER AGENCIES, OF CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES, BY REPLACING A MEMBER APPOINTED BY THE GYMNASTICS ASSOCIATION WITH A MEMBER APPOINTED BY THE COMMISSION-AT-LARGE; PROVIDING TERMS AND CONDITIONS; 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. 2021-01, 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

Project Updates

Ms. Joyce Shanahan, City Manager, stated the MacDonald house was set to begin re-siding their facility beginning with the east wall. She discussed the details of the project and noted there would be limited parking available during the renovations.

Ms. Shanahan stated the Carriage House at The Casements was almost completed and was in the final stages.

Commissioner Persis inquired if there were any updates on the Riverside Church property that the city owned; whereby, Ms. Shanahan stated she had discussions with an interested buyer, but could not disclose any information publicly at the current time.

Census

Ms. Shanahan stated the City Charter required the Commission to review the boundaries of the City Commission zones following the certification of the United States

census. She noted once the census information was received, the city would provide options to the Commission regarding re-districting.

Volusia County Letter of Support

Ms. Shanahan noted the Volusia County Council discussed The Loop and the potential purchase of properties on the site of Plantation Oaks at their meeting that same day. She noted Mayor Partington had suggested staff provide a letter of support and requested further direction on what the Commission wished for staff to do.

Mayor Partington noted he felt Commissioner Kent's comments from earlier were perfect to incorporate into the letter.

Commissioner Selby stated he was unsure as to whether or not the land should be bought and felt Volusia County was unsure as well. He noted he believed that the Volusia Forever Advisory Committee would need to be re-established to evaluate the parcel. He stated he would encourage Volusia County to get the committee together and evaluate the land, noting it was more about the process to him versus the content.

Commissioner Littleton stated he was hesitant for Volusia County to spend 1.3 million dollars to buy the lots, noting he did not see the purpose if the density was not going to be lowered with the sale of the land. He stated he was comfortable with the city sending a letter approving of the process, but anything besides that he was hesitant to support.

Commissioner Persis stated she was in favor of Volusia County purchasing the land, but did not support using Volusia County taxpayer money to do so. She noted she would hope to see that property be used as a buffer for the site.

Mayor Partington discussed the property and noted it would be nice to keep the lots as a buffer. He stated he had received requests to send a letter but was hesitant to do so without first having the opportunity to discuss it with the Commission, as he was unsure what the rest of the Commission had thought. He confirmed the majority of the Commissioners were in support of writing Volusia County a letter of support to follow its new processes to review the property and suggest that purchasing the lots would be of great benefit to The Loop. He requested staff bring options for the letter back to the Commission at their next meeting.

Commissioner Persis stated she wanted to remind everyone that there were thousands of signatures on petitions to save the land in The Loop from individuals who were passionate about preserving that area.

Commissioner Selby stated he believed most people thought the land fronted the road, but noted it did not. He discussed the existing buffer already in place that could not be built on. He noted he wanted to sign the petition for the purchase of the lots, but could not sign it after reviewing it due to the information in it not being completely accurate. He explained he hoped the Volusia County Council would re-establish the Volusia Forever Advisory Committee and put the parcels through the committee for review, noting any concerns would be brought to light and the purchase would be recommended if it worked out. He stated he was not against the item, but was not in support either; and reiterated the importance of having the land properly reviewed.

Mayor Partington noted change.org allowed the petition to be changed after signatures had already been signed. He noted the petition for The Loop had been changed multiple times. He discussed his disapproval of change.org not allowing the funds to go to The Loop.

Project Updates

Commissioner Kent stated the Commission never had any discussion when the Volusia County School Board chose to go with the Ortona Elementary site instead of Osceola Elementary for the new school re-build on beachside. He noted the negative impacts the decision had on the community. He explained there was a new Volusia County School Board member whom he had talked to regarding the decision to go with Ortona Elementary. He discussed the positive benefits if Osceola Elementary was chosen for the site of a new school instead of Ortona Elementary. He noted the city was planning to pay for the cost of moving the utilities if the Osceola Elementary site was chosen, and was unsure if this was made clear to all the board members and felt it was important for them to know. He stated time was of the essence and he wished for staff to reach out to the Volusia County School Board to see if they needed to have a joint workshop or possibly re-send a letter to the board urging them to choose the Osceola Elementary

site. He stated if the city lost Osceola Elementary, they would lose their only beachside school.

Mayor Partington stated he believed the best way to approach it would be to request Ms. Shanahan bring back a discussion item on the issue after further research. He noted \$250,000 for moving utilities, which the city had previously offered, seemed like a lot of money, but noted there may be more the city could do.

Commissioner Persis explained when the item was first brought before the school board, then-Volusia County School Board Planning Director Ms. Sara Lee Morrissey, was in favor of the Ortona Elementary site. She explained Ms. Morrissey was no longer with the county. She noted she was in full support of trying to save Osceola Elementary.

Commissioner Kent stated he was comfortable with the idea of having the topic come back as a discussion item, but reiterated he felt that time was of the essence. He noted that notifications were already being sent to parents that portables would be delivered at Osceola Elementary to relocate the students from Ortona Elementary during construction. He stated he was unsure if the Commission had the luxury of waiting for the item to come back as a discussion item.

Commissioner Persis questioned if Ms. Shanahan could contact the Volusia County School Board to let them know the Commission would like to stop the process and revisit the decision; whereby, Ms. Shanahan stated she would do so.

Ms. Shanahan noted she believed it would be most effective if the Commission appeared before the school board at their next meeting to reiterate the city's commitment to assisting with funds for the stormwater for the Osceola Elementary site and encouraged them to reach out to the city if there were other areas they needed support in.

Discussion ensued on when the next Volusia County School Board meeting would take place. Ms. Shanahan noted the next meeting would take place on Tuesday, January 26, 2021.

Ms. Shanahan suggested she could circulate the same letter that had previously been sent by the Commission to the school board.

Commissioner Persis requested Ms. Shanahan speak with each school board member individually prior to the meeting as well; whereby, Ms. Shanahan stated she would.

Ms. Shanahan noted she would be happy to attend the meeting and take the Commission's letter of support to them, but also felt it was important for the Commission to reach out as well.

Mayor Partington stated the Commission needed to have a strategy and not rush into it. He discussed the importance of remaining transparent. He stated he agreed with Commissioner Kent regarding the Osceola Elementary site, but wanted to make sure it was approached the correct way.

Commissioner Selby stated he supported the idea of keeping Osceola Elementary and reaching out to the school board. He noted when reading the write-up, they were proposing to model the school after the Audubon school in Orlando.

Commissioner Persis and Commissioner Kent stated they would be willing to attend the school board meeting.

Emergency Services on Beachside

Commissioner Kent stated Advent Health had pulled their hospital out of Ormond Beach beachside many years ago and had done nothing to bring any medical facility back to that area. He suggested staff reach out to Halifax Hospital and noted the Commission may need to offer incentives to return emergency services to beachside Ormond Beach once again.

Ms. Shanahan noted staff had previously had discussions with Halifax Health over the years as well, but nothing had come of it.

Commissioner Kent reiterated the Commission may need to come up with incentives to return those services to beachside. He noted an emergency facility needed to be available for residents in that area.

Commissioner Selby stated he had read in the newspaper that Daytona Beach Shores provided space for their smaller beachside hospital with minimal rent to Halifax Hospital. He stated he was unsure if that set the bar for offering incentives or not.

Mayor Partington noted Daytona Beach Shores had the density to support that hospital. He noted it had been over a year since the city met with Halifax Hospital and COVID-19 had shifted the focus. He stated he still believed Advent Health was committed to bringing emergency services back to beachside, but due to the virus they were unready to resume normal operations. He stated he believed things would still be coming, but may take more time.

Ms. Shanahan noted she and Economic Developer Mr. Brian Rademacher would look into ways to see what could be done to get emergency services back to beachside.

YMCA Dog Park

Commissioner Kent stated he had received several complaints about the Ormond Beach YMCA dog park. He discussed some of the issues with the park and noted it was not up to the city's standards. He suggested Mr. Hayes get involved on the expectations of standards at the park.

Tree Planting Ceremony

Commissioner Persis complimented a tree planting ceremony she attended at Ormond Beach Elementary School.

Thank you

Commissioner Persis thanked Mr. Spraker for accompanying her to Kings Farm View to see the property.

Commissioner Littleton thanked staff and the Commission for their hard work on the A1A median project. He noted with new projects coming to the area, the Commission had the chance to ensure those areas shined.

Ormond MainStreet

Commissioner Selby stated he attended his first Ormond Mainstreet Board meeting virtually. He noted he was happy to report their revenue for the year was only down \$15,000, even with the dramatic decrease in events. He noted a special committee was planned to find alternative ways to raise funds. He discussed the Bash on the Boulevard event that Ormond MainStreet (MainStreet) held. He stated there were also plans to host two upcoming events. He noted the first event, Granada Grande, was tentatively scheduled to be held on February 6, 2021; while the second event, Taste of Ormond, was tentatively scheduled for March 7, 2021. He noted Taste of Ormond may be delayed due to the COVID-19 virus.

Item #11 – Adjournment

The meeting was adjourned at 9:47 p.m.

APPROVED: February 2, 2021

BY:

Bill Partington, Mayor

ATTEST:

Colby J. Cilento, City Clerk