

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

January 4, 2022

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 Assistant City Clerk Wendy Hontz.

A G E N D A

1. **CALL TO ORDER**
2. **INVOCATION**
3. **PLEDGE OF ALLEGIANCE**
4. **PRESENTATIONS AND PROCLAMATIONS**
 - A. Norman and Theresa Karr
 - B. Human Trafficking Awareness Month
 - C. Ken Russell
5. **AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
6. **APPROVAL OF MINUTES**

- A. Minutes from City Commission meeting – December 7, 2021

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. 2022-01:** A RESOLUTION AUTHORIZING THE SOLE SOURCE PROCUREMENT OF NEPTUNE WATER METERS FROM FERGUSON ENTERPRISES, LLC ON AN AS-NEEDED BASIS; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Tim Heyrend, Utilities Manager (386-676-3305)

- B. **RESOLUTION NO. 2022-02:** A RESOLUTION RATIFYING AND AFFIRMING AN EMERGENCY PROCUREMENT OF A FLYGT PUMP FROM XYLEM WATER SOLUTIONS USA, INC. FOR THE BENNETT LANE PUMP STATION; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Kevin Gray, Deputy Public Works Director (386-676-3577)

- C. **RESOLUTION NO. 2022-03:** A RESOLUTION AUTHORIZING THE APPROVAL AND EXECUTION OF A PURCHASE AUTHORIZATION FOR THE PURCHASE OF SEVEN 2022 FORD INTERCEPTOR VEHICLES UNDER FLORIDA SHERIFFS ASSOCIATION BID NO. FSA20-VEL28.0; DECLARING CERTAIN VEHICLES TO BE SURPLUS PROPERTY, AND AUTHORIZING THE DISPOSITION THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Kevin Gray, Deputy Public Works Director
(386-676-3577)

- D. **RESOLUTION NO. 2022-04:** A RESOLUTION ACCEPTING A BID FROM A.G. PIFER CONSTRUCTION CO., INC. FOR CONSTRUCTION SERVICES REGARDING THE GAZEBO REPLACEMENT IN CENTRAL PARK II, UNDER BID NO. 2022-01; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Alex Schumann, City Engineer (386-676-3302)

- E. **RESOLUTION NO. 2022-05:** A RESOLUTION AUTHORIZING THE SOLE SOURCE PROCUREMENT OF PROFESSIONAL SERVICES FROM CROM, LLC TO PERFORM REPAIRS TO THE SHADOW CROSSINGS GROUND STORAGE TANK; AUTHORIZING THE EXECUTION OF A CONTRACT; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Alex Schumann, City Engineer (386-676-3302)

- F. **RESOLUTION NO. 2022-06:** A RESOLUTION ACCEPTING A BID FROM PAUL CULVER CONSTRUCTION, INC. FOR CONSTRUCTION SERVICES REGARDING THE FACILITY HARDENING PROJECT, UNDER BID NO. 2021-28; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Alex Schumann, City Engineer (386-676-3302)

- G. **Auto Renewal of FEC Blanket License Agreement**

Staff Contact: Alex Schumann, City Engineer (386-676-3302)

Disposition: Approve as recommended in the City Manager memorandum dated January 4, 2022.

- H. **RFP for Ormond Beach Police Department Access Control**

Staff Contact: Alex Schumann, City Engineer (386-676-3302)

Disposition: Approve as recommended in the City Manager memorandum dated January 4, 2022.

- I. **Invitation to Bid - 2022 Storm and Sewer Lining**

Staff Contact: Alex Schumann, City Engineer (386-676-3302)

Disposition: Approve as recommended in the City Manager memorandum dated January 4, 2022.

- J. **Auto Renew Contracts for "Miscellaneous Crafts & Trades Services - As Needed"**

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

Disposition: Approve as recommended in the City Manager memorandum dated January 4, 2022.

8. RESOLUTIONS

- A. **RESOLUTION NO. 2022-07:** A RESOLUTION DECLARING THE INTENTION OF THE CITY COMMISSION TO ADOPT A REAPPORTIONMENT ORDINANCE; DESCRIBING THE PROPOSED REAPPORTIONMENT BOUNDARIES; AND SETTING FORTH AN EFFECTIVE DATE.

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

9. REPORTS, SUGGESTIONS, REQUESTS

10. ADJOURNMENT

MINUTES

Item #1 – Meeting Call to Order

Mayor Partington called the meeting to order at 7:03 p.m.

Item #2 – Invocation

Reverend Willie Branch gave the invocation.

Item #3 – Pledge of Allegiance

Mayor Partington led the Pledge of Allegiance.

Item #4 Presentations and Proclamations

Item #4A – Norman and Theresa Karr

Mayor Partington presented a proclamation to Mr. Norman and Ms. Theresa Karr, thanking them for their generosity of spirit in giving their time and funds each year. He explained Mr. and Ms. Karr dressed up as Santa and Ms. Claus, were involved with Santa on Patrol through the Ormond Beach Police Department, and donated funds toward the purchase of toys for local children.

Item #4B – Human Trafficking Awareness Month

Mayor Partington presented Ormond Beach Police Department Victim Advocate Ms. Evelyn Rebstini with a proclamation declaring January 2022 as human trafficking awareness month in the City of Ormond Beach, and urged all people to take efforts in ending human trafficking. He noted the city was thankful to have a police department that was committed to eradicating human trafficking.

Ms. Evelyn Rebstini, Victim Advocate, discussed future training for citizens and thanked the Commission for their support.

Item #4C – Ken Russell

Mayor Partington presented Mr. Ken Russell with a proclamation in honor of his service as the former Systems Maintenance Supervisor for the City of Ormond Beach. He discussed Mr. Russell's career and proclaimed January 5, 2022 as a day to recognize him for his achievements. He encouraged residents to join him in wishing Mr. Russell the best in his retirement.

Ms. Joyce Shanahan, City Manager, discussed Mr. Russell's achievements and teamwork.

Item #5 – Audience Remarks

Reverend Willie Branch, 6 Cherokee Trail, stated he was there as the chairman of the Ormond Beach Housing Authority (OBHA), and discussed the work OBHA completed in the last two years. He stated OBHA rated very high within the state and thanked the Commission for their support.

Mr. Clay Beazley, 2180 Arabian Trail, stated he was there to ask permission for an extended speaking time during the next City Commission meeting. He explained that he and about 90 neighboring homeowners wanted their voices heard, but did not want to take up too much time as about 40 of them informed Mr. Beazley they would like him to speak on their behalf. He stated after discussion with the neighbors he could speak on their behalf, but inquired if he could have a larger allotment of time.

Mr. Jim Schultz, 117 Harvard Drive, thanked Mr. Russell for his work. He discussed the COVID-19 variations and Pfizer vaccines. He discussed the approvals surrounding the vaccines and Occupational Safety and Health Administration (OSHA) regulations surrounding mandatory vaccinations in the work place.

Mayor Partington explained the Commission was late to start the meeting due to the workshop that took place at 5:30 p.m. He stated it was regarding contract negotiations, noting staff worked on pay rate studies. He explained staff would present the unions with a memorandum for consideration to adjust the rates mid-contract.

Item #5– Approval of Minutes

Mayor Partington advised the minutes of the December 7, 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.

Commissioner Selby moved, seconded by Commissioner Littleton, for approval of the December 7, 2021, City Commission meeting minutes.

The motion passed by voice vote.

Item #7 – Consent Agenda

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

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

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

Comments on the Consent Agenda

Commissioner Persis discussed her support of Item 7C, which authorized the purchase of seven 2022 Ford Interceptor vehicles for the Ormond Beach Police Department.

Item #8 – Resolutions

Item #8A – Resolution of Intent for Redistricting of City Commission Boundaries

Assistant City Clerk Wendy Hontz read by title only:

RESOLUTION NO. 2022-07
A RESOLUTION DECLARING THE INTENTION OF THE CITY
COMMISSION TO ADOPT A REAPPORTIONMENT ORDINANCE;
DESCRIBING THE PROPOSED REAPPORTIONMENT BOUNDARIES;
AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Steven Spraker, Planning Director, reviewed a PowerPoint explaining that each Commission Zone gained population over the last ten years, and the item was to distribute the population evenly amongst the four zones. He discussed the December 7, 2021, workshop that reviewed multiple options and the one presented in the item was the option selected during the workshop. He stated there were two areas affected and reviewed the approval schedule. He stated staff recommended approval.

Commissioner Selby moved, seconded by Commissioner Kent, for approval of Ordinance No. 2022-07, as read by title only.

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

Item #9 – Reports, Suggestions, Requests

Public Safety Capital Project Fund

Ms. Shanahan discussed how the Public Safety Capital Project Fund was utilized for the purchase of the seven new police vehicles and replacement of emergency radios, which was voted on in October 2021. She discussed the radios that had been installed with the different departments.

Saint John’s River Water Management District

Ms. Shanahan stated staff met with Saint John’s River Water Management District (SJRWMD) in December 2021, to review grant fund guidelines. She informed the Commission that staff would be meeting with SJRWMD again to review the reclaimed water ideas that staff had discussed.

Commission Workshops

Ms. Shanahan reviewed upcoming workshops, which included the Parks and Recreation Master Plan workshop on January 18, 2022, and Cassen Park workshop on February 1, 2022. She inquired if Commissioner Kent wanted to move the Cassen Park workshop as he would not be in attendance that day; whereby, he stated he would not ask the Commission to move it.

Commissioner Persis stated she felt comfortable with moving the Cassen Park workshop; whereby, Mayor Partington inquired if the February 15, 2022, meeting would work for the Commission. The whole Commission agreed to move the Cassen Park workshop to February 15, 2022.

Consumptive Use Permit

Commissioner Littleton inquired about the Consumptive Use permit; whereby, Mr. Shawn Finley, Public Works Director, stated staff was finishing the application and should have it submitted before the end of January 2022.

HOme for the HOlidays Parade

Commissioner Kent discussed the HOme for the HOlidays parade and thanked Leisure Services Director Robert Carolin and staff for all their hard work.

Commissioner Persis, Commissioner Selby and Mayor Partington complimented staff on the parade and decorations around town.

Employee Recognition

Commissioner Persis thanked Mr. Finley for his work assisting a citizen with sidewalk safety concerns and completing the needed repairs.

Shade Meeting

Commissioner Littleton discussed his satisfaction with the shade meeting that took place before the Commission meeting.

Mayor Partington expressed his gratitude to the city employees and thanked them for their work every day. He wanted to let staff know the Commission did hear their concerns and took them into account.

Extended Speaking Time

Commissioner Selby inquired if the Commission would allow Mr. Beazley to speak for an extended time period on behalf of his neighbors at the January 18, 2022, meeting; whereby, Mayor Partington expressed his concerns on allowing the extended time allotment.

Mayor Partington believed there was a lack of documentation to show Mr. Beazley was there on behalf of 40 plus neighbors. He stated the January 18, 2022, meeting may be a more appropriate time to discuss and decide.

Commissioner Selby stated he was concerned with the number of citizens that would come to the January 18, 2022, meeting if Mr. Beazley was not approved to speak on their behalf. He inquired if the Commission could set up conditions in which the request would be approved; whereby, Mayor Partington stated he would not be comfortable setting conditions at the current meeting due to lack of supporting documentation.

Commissioner Persis agreed with Mayor Partington and did not feel comfortable making the decision at the current meeting. She requested the City Manager or City Attorney get emails from Mr. Beazley's neighbors to corroborate what he said.

Mr. Randy Hayes, City Attorney, stated the matter would come before the Commission as a public hearing, noting it would be appropriate to address the matter at that time. He stated the extended speaking time was previously allowed and was not unprecedented. He agreed with Commissioner Persis in that his office or the City Manager's office could reach out to Mr. Beazley to request further information.

Mayor Partington expressed his concerns with one person speaking on behalf of 40 people.

Commissioner Littleton requested staff look into how the requests had been handled in the past within the city and with Volusia County.

Item #10 – Adjournment

The meeting was adjourned at 7:50 p.m.

APPROVED: January 18, 2022

BY:

Bill Partington, Mayor

ATTEST:

Susan Carroll Dauderis,
City Clerk