

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

August 16, 2022

7:00 p.m.

Commission Chambers

Present: Mayor Bill Partington, Commissioners Dwight Selby, Troy Kent, Susan Persis, and Rob Littleton, City Manager Joyce Shanahan, City Attorney Randy Hayes, and City Clerk Susan Carroll Dauderis.

A G E N D A

- 1. CALL TO ORDER**
- 2. INVOCATION**
- 3. PLEDGE OF ALLEGIANCE**
- 4. PRESENTATIONS AND PROCLAMATIONS**
 - A. AdventHealth Daytona Beach - Ed Noseworthy
- 5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 6. APPROVAL OF MINUTES**

- A. Minutes from City Commission meeting – August 3, 2022

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. 2022-99:** A RESOLUTION ACKNOWLEDGING THE RECEIPT OF THE 2022 ORMOND CROSSINGS ANNUAL REPORT DATED JUNE 2022; AND SETTING FORTH AN EFFECTIVE DATE

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

- B. **RESOLUTION NO. 2022-100:** A RESOLUTION AUTHORIZING AN ADDITIONAL EXPENDITURE TO COUNTY OF VOLUSIA FOR TRAFFIC SIGNAL MAINTENANCE UNDER AN INTERLOCAL AGREEMENT FOR MUNICIPAL SERVICES; AND SETTING FORTH AN EFFECTIVE DATE.

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

- C. **RESOLUTION NO. 2022-101:** A RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT WITH THE COUNTY OF VOLUSIA FOR THE PROVISION OF MUNICIPAL SERVICES AND TRAFFIC SIGNAL MAINTENANCE WITHIN THE CITY OF ORMOND BEACH; SETTING FORTH AN EFFECTIVE DATE.

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

- D. **RESOLUTION NO. 2022-102:** A RESOLUTION ACCEPTING A BID FROM SGS CONTRACTING SERVICES, INC. FOR CONSTRUCTION SERVICES REGARDING THE CLARIFIER

IMPROVEMENT PROJECT, UNDER BID NO. 2022-23; 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 (386-676-3292)

- E. **RESOLUTION NO. 2022-103:** A RESOLUTION AUTHORIZING A COST INCREASE TO ODYSSEY MANUFACTURING CO. REGARDING THE PROVISION OF SODIUM HYPOCHLORITE UNDER ITB 2020- 24; AND SETTING FORTH AN EFFECTIVE DATE.

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

- F. **Fiscal Year 2021 Edward Byrne Memorial Justice Assistance Grant (JAG) County-wide Funds Distribution**

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

Disposition: Approve as recommended in the City Manager memorandum dated August 16, 2022.

- G. **Auto Renewal Contract - Interactive Voice Response System**

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

Disposition: Approve as recommended in the City Manager memorandum dated August 16, 2022.

- H. **Capital Improvement Plan Fiscal Year 2022-2023 to Fiscal Year 2026-2027**

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

Disposition: Approve as recommended in the City Manager memorandum dated August 16, 2022.

- I. **City Manager Status Report, August 2022**

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

Disposition: Approve as recommended in the City Manager memorandum dated August 16, 2022.

8. PUBLIC HEARINGS

- A. **ORDINANCE NO. 2022-24:** AN ORDINANCE ANNEXING ONE PARCEL OF REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED APPROXIMATELY 125 FEET WEST OF OLD DIXIE HIGHWAY AND APPROXIMATELY 770 FEET NORTH OF PLANTATION OAKS BOULEVARD, BEING LOCATED AT LOT 13, BLOCK 217, ORMOND ON THE BAY, VOLUSIA COUNTY PARCEL NUMBER 3239-03-17-0130; 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 1 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)

9. FIRST READING OF ORDINANCES

- A. **ORDINANCE NO. 2022-25:** AN ORDINANCE OF THE CITY OF ORMOND BEACH, FLORIDA, AMENDING ARTICLE III, FIREFIGHTERS' PENSION TRUST FUND, OF CHAPTER 16, PENSIONS AND RETIREMENT, OF THE CODE OF ORDINANCES; AMENDING SECTION 16-43, ESTABLISHMENT AND OPERATION OF FUND; FINANCES AND FUND MANAGEMENT; PROVIDING FOR SEVERABILITY OF PROVISIONS; PROVIDING FOR CODIFICATION; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE.

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

10. DISCUSSION AND DIRECTION ITEMS

- A. **901 Airport Road, Joint Purchase with SJRWMD & Volusia County for Land Preservation**

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

11. REPORTS, SUGGESTIONS, REQUESTS

12. ADJOURNMENT

MINUTES

Item #1 – Meeting Call to Order

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

Item #2 – Invocation

Pastor Kevin Mahoney, Rima Ridge Baptist Church, provided the invocation.

Item #3 – Pledge of Allegiance

Mayor Partington led the Pledge of Allegiance.

Item #4 – Presentations and Proclamations

Item #4A – AdventHealth Daytona Beach – Ed Noseworthy

Mayor Partington presented a proclamation to AdventHealth Daytona Beach Chief Executive Officer Ed Noseworthy and AdventHealth Daytona Beach. He discussed the contributions AdventHealth Daytona Beach and Mr. Noseworthy made to the community. He encouraged citizens to thank AdventHealth Daytona Beach and Mr. Noseworthy for their community contributions. Mayor Partington presented a key to the city and city pin to Mr. Noseworthy.

Mr. Noseworthy stated it was a pleasure to serve the community and thanked the Commission.

Item #5 – Audience Remarks

Ms. Terry Mercer, 31 Dix Avenue, voiced her concerns regarding the State Road 40 planned construction with the Florida Department of Transportation (FDOT), noting FDOT did not plan to redo any part of the bridge. She explained her concerns regarding the bicycle lane on the Granada Boulevard bridge. She discussed possible options to improve the bridge for bicycle riders.

Mr. Doyle Lewis, no listed address, expressed his concerns regarding bicycle parking, bicycle racks on buses, lack of bicycle racks throughout the city and motorcycle parking.

Item #6 – Approval of Minutes

Mayor Partington advised the minutes of the August 3, 2022, 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 Persis moved, seconded by Commissioner Littleton, for approval of the August 3, 2022, 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 Selby moved, seconded by Commissioner Littleton, 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

There were no comments on the Consent Agenda.

Item #8 – Public Hearings

Ms. Joyce Shanahan, City Manager, stated staff was requesting for the Commission to pull Item 9A from the Agenda as the Pension Board would be meeting on Friday, August 26, 2022, and would amend the Item. She explained as presented there were no limitations on the investment and was likely an oversight. She stated staff would bring the amended item back in September 2022.

The Commission agreed to pull Item 9A Ordinance 2022-25 from the August 16, 2022, agenda.

Mayor Partington opened the public hearings.

Item #8A – Annexation: Lot 13, Block 217, Ormond on the Bay, Volusia County parcel #3239-03-17-0130

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2022-24

AN ORDINANCE ANNEXING ONE PARCEL OF REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED APPROXIMATELY 125 FEET WEST OF OLD DIXIE HIGHWAY AND APPROXIMATELY 770 FEET NORTH OF PLANTATION OAKS BOULEVARD, BEING LOCATED AT LOT 13, BLOCK 217, ORMOND ON THE BAY, VOLUSIA COUNTY PARCEL NUMBER 3239-03-17-0130; 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 1 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Commissioner Persis moved, seconded by Commissioner Selby, for approval of Ordinance No. 2022-24, on second reading, as read by title only.

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

Mayor Partington closed the public hearings.

Item #10 – Discussion and Direction Items

Item #10A – 901 Airport Road, Joint Purchase with SJRWMD & Volusia County for Land Preservation

Mr. Steven Spraker, Planning Director, explained the item was to see if the Commission had interest in a Joint Participation Agreement (JPA) for the property at 901 Airport Road. He discussed the location and zoning and explained the property was on the Volusia County's Volusia Forever B List due to lack of funding source. He stated in June 2022, Saint Johns River Water Management District (SJRWMD) expressed interest in a joint partnership with Volusia County and the City of Ormond Beach. He noted SJRWMD would pay 60 percent at \$462,000, Volusia County would pay 20 percent at \$154,000 and the City of Ormond Beach would pay 20 percent at \$154,000 noting the three parties would split the closing costs at proximately \$7,000 each. He explained Volusia County and the City would jointly own the property and SJRWMD would maintain a conservation easement over the property. He stated with the conservation easement and location staff would incorporate the property into Riverbend Nature Park.

Commissioner Selby inquired what was meant by SJRWMD considering FDOT mitigation with the property; whereby, Mr. Spraker explained there was a roadway project that had wetland impacts and they would need to mitigate within a certain geographic area. Commissioner Selby inquired if FDOT needed the land, could they contribute funds to purchase the property; whereby, Mr. Spraker explained the SJRWMD funds were coming from FDOT.

Commissioner Persis inquired if the City and Volusia County would be 50-50 owners; whereby, Mr. Spraker confirmed.

Commissioner Selby voiced his concerns of purchasing property for conservation when it was zoned for industrial and could be utilized for future jobs.

Commissioner Persis inquired about the acreage of the wetlands; whereby, Mr. Spraker stated there were approximately ten acres of wetlands. She discussed her support of the project.

Mayor Partington stated the property was on the B List due to lack of funding, noting the Parks and Recreation Master Plan that highlighted the residents desire for more trails and preserved land. He voiced his support of the item.

Commissioner Selby inquired the status of a consultant's recommendation for the land use of the Riverbend Golf Course; whereby, Ms. Shanahan stated they were still working on it. He explained while it was unclear of the property's future, he felt it would not be commercially developed. He stated he would be voting no on the project as there was a potential for 80,000 square feet of commercial development which would be beneficial for future jobs and a tax base.

Commissioner Littleton inquired if Commissioner Selby thought there was a possibility the land was unable to be developed; whereby, Commissioner Selby stated he did not know but the land was zoned as commercial and there was a preliminary plan many years ago.

Mr. Spraker stated the owners of the property owned it since 2002, noting their desire for the property to be conservation and not be developed. He explained the property owners were selling the property below the appraisal price.

Commissioner Kent explained he liked the idea of the property as a commercial development due to its location. He discussed the benefits of the proximity to Riverbend

Nature Park noting the citizens wanted more nature trail areas, and stated he would support the project.

Commissioner Persis moved, seconded by Commissioner Littleton, for staff to move forward on the project.

Call Vote:	Commissioner Persis	Yes
	Commissioner Littleton	Yes
	Commissioner Selby	No
	Commissioner Kent	Yes
Carried.	Mayor Partington	Yes

Item #11 – Reports, Suggestions, Requests

Project Updates

Ms. Shanahan, stated the Stormwater Lining project was nearing completion. The Sanchez Park supplies came in and staff was scheduling a pre-construction meeting and noted installation was set to begin early September 2022. The Hazard Mitigation grant program to replace the doors and windows at City Hall, Police Station and Public Works was near completion. She explained FDOT was working on a stormwater project and started the week of August 15, 2022, and was also working on the fenders of the Granada Boulevard bridge. She stated FDOT was staging in the residential area on North Beach Street and explained staff was working with FDOT to relocate the staging area.

Commissioner Kent thanked staff for looking into the FDOT staging area as he had citizens calling concerned.

Events

Ms. Shanahan stated the movie for Movies on the Halifax on September 2, 2022, would be Sonic the Hedgehog.

Commissioner Persis and Mayor Partington thanked the Commission for allowing them to attend the League of Cities 100 year celebration conference and discussed the sessions attended.

Mayor Partington stated he presented on the Cyber Security panel at the Florida League of Cities event with Assistant City Manager Claire Whitley, and thanked Ms. Whitley for her work on the panel.

Commissioner Littleton wished the best to the students, parents and school staff for the new school year.

Commissioner Selby discussed the upcoming events with Ormond Beach MainStreet including hosting the Florida MainStreet state-wide conference from September 11 through 13, 2022, the annual Ormond Beach MainStreet meeting on October 17, 2022, and Riverfest Seafood Festival would be November 19 and 20, 2022.

Audience Remarks

Commissioner Persis thanked Ms. Mercer for her comments and noted she received many resident emails regarding the bicycle lane on the Granada Boulevard bridge. She requested staff get with FDOT to discuss.

Commissioner Selby stated he met with FDOT Project Manager Ty Garner and noted FDOT was still receiving public comment on the State Road 40/Granada Boulevard project. He stated Ms. Mercer had great ideas regarding the bicycle lane and discussed the safety improvements in the current FDOT plan.

Commissioner Kent discussed his concerns regarding the bicycle safety on the Granada bridge. He discussed the Seabreeze Boulevard bridge in Daytona Beach and what was done there to improve bicycle safety.

Mayor Partington discussed the FDOT event on August 9, 2022 and thanked the citizens for their input. He thanked Ms. Mercer for her input regarding the bicycle lane and stated he would be in favor of a bridge committee to help decide how best to improve it. He discussed potential ideas to help improve the bicycle lane on the bridge.

Joe Daniels

Commissioner Kent thanked Mr. Joe Daniels for his contributions to Ormond Beach, noting his support of the renaming of the South Ormond Neighborhood Center to Joe and Ellwillie Daniels South Ormond Neighborhood Center.

Item #12 – Adjournment

The meeting was adjourned at 7:58 p.m.

APPROVED: September 7, 2022

BY:

Bill Partington, Mayor

ATTEST:

Susan Carroll Dauderis,
City Clerk