

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

May 3, 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, Assistant City Manager Claire Whitley, 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. Kiwanis Ormond Beach Reads

5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA

6. APPROVAL OF MINUTES

A. Minutes from City Commission meeting – April 19, 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. 2022-60:** A RESOLUTION AUTHORIZING THE EXECUTION OF A QUITCLAIM DEED IN FAVOR OF GREGORY WILLARD AND CATHERINE RENEE CARLOCK RELEASING A PORTION OF A TWENTY-FOOT (20.0') DRAINAGE EASEMENT LOCATED ALONG THE REAR PROPERTY OF LOT 156, CHELSEA PLACE, PHASE III; PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.

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

- B. **RESOLUTION NO. 2022-61:** A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH HOLUB DEVELOPMENT, LLC REGARDING THE CONSTRUCTION OF AN OUTDOOR BASKETBALL COURT AND INSTALLATION OF NEW LIGHTING AT THE SOUTH ORMOND NEIGHBORHOOD CENTER; AND SETTING FORTH AN EFFECTIVE DATE.

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

- C. **Request for Qualifications - Cassen Park Re-Design**

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

Disposition: Approve as recommended in the City Manager memorandum dated May 3, 2022.

- D. **Request for Qualifications - Construction Management at Risk Services**

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

Disposition: Approve as recommended in the City Manager memorandum dated May 3, 2022.

E. Intent to Bid - Police Station HVAC Upgrades

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

Disposition: Approve as recommended in the City Manager memorandum dated May 3, 2022.

F. Intent to Bid - CDBG - S. Washington Street West Side Sidewalk Improvements

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

Disposition: Approve as recommended in the City Manager memorandum dated May 3, 2022.

G. Transportation Consulting Renewal

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

Disposition: Approve as recommended in the City Manager memorandum dated May 3, 2022.

H. Intent to Bid - Emergency Lighting for Police Vehicles

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

Disposition: Approve as recommended in the City Manager memorandum dated May 3, 2022.

8. PUBLIC HEARINGS

A. ORDINANCE NO. 2022-11: AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN BY AMENDING THE FUTURE LAND USE MAP TO INCORPORATE THE PROVISIONS OF THE SECOND AMENDED NORTH US HIGHWAY 1 INTERLOCAL SERVICE BOUNDARY AGREEMENT BETWEEN THE CITY OF ORMOND BEACH AND THE COUNTY OF VOLUSIA; AUTHORIZING TRANSMITTAL; 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. 2022-12: 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 FOR REAL PROPERTY TOTALING 19.19± ACRES ASSOCIATED WITH THE RIDGEHAVEN PROPOSED SUBDIVISION FROM “LOW INTENSITY COMMERCIAL” (LIC) TO “MEDIUM DENSITY RESIDENTIAL” (MDR); PROVIDING FOR CONFLICT; AUTHORIZING TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE. (SECOND READING)

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

- C. **ORDINANCE NO. 2022-14:** AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT AND THE INTERGOVERNMENTAL COORDINATION ELEMENT OF THE COMPREHENSIVE PLAN BY INCORPORATING THE PROVISIONS OF THE SECOND AMENDED NORTH US HIGHWAY 1 INTERLOCAL SERVICE BOUNDARY AGREEMENT (ISBA) BETWEEN THE CITY OF ORMOND BEACH AND THE COUNTY OF VOLUSIA; PROVIDING FOR TRANSMITTING 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.

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

- D. **RESOLUTION NO. 2022-62:** A RESOLUTION AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A SPECIAL EXCEPTION REGARDING THE PROPOSED "NEIGHBORHOOD SCOOP" ICE CREAM SHOP LOCATED AT 100 WEST GRANADA BOULEVARD, WITHIN THE B-4 (CENTRAL BUSINESS) ZONING DISTRICT, WITHIN THE DOWNTOWN OVERLAY DISTRICT; TO ALLOW ALTERNATIVE BUILDING SIGNAGE TOTALING APPROXIMATELY 25 SQUARE FEET; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

- E. **RESOLUTION NO. 2022-63:** A RESOLUTION AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A SPECIAL EXCEPTION REGARDING THE PROPOSED "PUMPHOUSE" RESTAURANT LOCATED AT 124 WEST GRANADA BOULEVARD, WITHIN THE B-4 (CENTRAL BUSINESS) ZONING DISTRICT, WITHIN THE DOWNTOWN OVERLAY DISTRICT; TO ALLOW ALTERNATIVE BUILDING SIGNAGE TOTALING APPROXIMATELY 30.33 SQUARE FEET; 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. 2022-13:** AN ORDINANCE REGARDING THE OFFICE OF MAYOR AND CITY COMMISSIONERS FOR ZONES 1 THROUGH 4 BY PROVIDING FOR AND CALLING A PRIMARY MUNICIPAL ELECTION OF THE REGISTERED ELECTORS OF THE CITY OF ORMOND BEACH TO BE HELD ON AUGUST 23, 2022; PROVIDING FOR AND CALLING A REGULAR MUNICIPAL ELECTION OF THE REGISTERED ELECTORS RESIDING IN THE CITY OF ORMOND BEACH TO BE HELD ON NOVEMBER 8, 2022; PROVIDING FOR QUALIFYING AND ELECTION PROCEDURES; ESTABLISHING A DATE FOR TAKING OFFICE; AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING FOR SERVICES AND MATERIALS WITH THE COUNTY OF VOLUSIA; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Staff Contact: Susan Dauderis, City Clerk (386-676-3340)

10. REPORTS, SUGGESTIONS, REQUESTS

11. ADJOURNMENT

MINUTES

Item #1 – Meeting Call to Order

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

Item #2 – Invocation

Chaplain Sam Mercado, AdventHealth, provided the invocation.

Item #3 – Pledge of Allegiance

Mayor Partington led the Pledge of Allegiance.

Item #4 – Presentations and Proclamations

Item #4A – Kiwanis Ormond Beach Reads

Mayor Partington presented a proclamation to recognize the Kiwanis Ormond Beach READS! Kick-Off Day and summer reading challenge. He urged residents to engage in activities to promote literacy for elementary aged school children. He announced the City of Ormond Beach would advertise and inform staff of the program.

Mr. Dillon Kalkhurst, Ormond Beach Kiwanis Representative, explained Givebacks was a software application that would allow consumers to support their charity or cause by utilizing during their everyday shopping. He stated the Kiwanis Club would donate one book to Ormond Beach Elementary School with every new Givebacks user after their first purchase. He thanked the Commission for their support of the program.

Item #5 – Audience Remarks

Ms. Carolyn Brenner, 1 Tomoka Oaks Blvd, discussed concerns regarding the redevelopment of the Tomoka Oaks Golf Course, noting traffic, pedestrian safety, environmental impact and quality of life. She requested the Commission consider reducing the number of homes.

Mr. Joseph Valerio, 1213 Northside Drive, expressed concerns on the format of the May 10, 2022, OB Life meeting and his concerns regarding the airport runway extension.

Mr. Glenn Storch, 420 South Nova Road, Daytona Beach 32114, asked the Commission to direct staff to present a resolution and consider the Property Assessed Clean Energy "PACE" financing option. He explained PACE Financing allows property owners to make energy related improvements to their property and grant owners the ability to repay the financing by requesting a voluntary special assessment on the annual tax roll.

Mr. Sam Jordan, 174 Valencia Drive, explained his step-father was walking his dog on South Ridgewood Avenue when a loose dog attacked his dog. He stated he spoke with Commissioner Kent, City Manager Joyce Shanahan and Police Captain Roos regarding the incident, noting he was pleased to be informed of a dog ordinance and expressed concern regarding the enforcement.

Mr. Norman Lane, 1312 Northside Drive, stated his objection to the statements made regarding the runway extension making a quieter airport. He voiced concerns on the noise level and increased airplane traffic.

Mr. Bob Blankenship, 663 Pineland Trail, Unincorporated Volusia County 32174, voiced concerns of the airport and the funding regarding the extension. He theorized on the citizens who would and would not benefit from the airport.

Item #6 – Approval of Minutes

Mayor Partington advised the minutes of the April 19, 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 Selby, for approval of the April 19, 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 Kent 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

Commissioners Kent and Persis discussed their support of Item 7B, which authorized an agreement with Holub Development, LLC regarding the construction of an outdoor basketball court and installation of new lighting. They thanked Mr. Paul Holub for his generosity.

Item #8 – Public Hearings

Item #8A – N. US 1 Second Amended Future Land Use Map Amendment-Small Scale

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2022-11
AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN BY AMENDING THE FUTURE LAND USE MAP TO INCORPORATE THE PROVISIONS OF THE SECOND AMENDED NORTH US HIGHWAY 1 INTERLOCAL SERVICE BOUNDARY AGREEMENT BETWEEN THE CITY OF ORMOND BEACH AND THE COUNTY OF VOLUSIA; AUTHORIZING TRANSMITTAL; PROVIDING FOR PUBLIC HEARINGS; PROVIDING FOR CONFLICTING ORDINANCES; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Commissioner Littleton moved, seconded by Commissioner Persis, for approval of Ordinance No. 2022-11, 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 #8B – Future Land Use Amendment - RidgeHaven

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2022-12
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 FOR REAL PROPERTY TOTALING 19.19± ACRES ASSOCIATED WITH THE RIDGEHAVEN PROPOSED SUBDIVISION FROM “LOW INTENSITY COMMERCIAL”

(LIC) TO “MEDIUM DENSITY RESIDENTIAL” (MDR); PROVIDING FOR CONFLICT; AUTHORIZING TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Mr. Steve Zumwalde, 37 Village Drive, expressed concerns regarding Plantation Oaks, Ormond Crossing and RidgeHaven developments.

Mr. Storch stated the ordinance was regarding the land use for RidgeHaven, noting the density was decreasing from over 1,000 units to 298 units. He explained there would be a neighborhood meeting where he could address any further concerns.

Commissioner Littleton moved, seconded by Commissioner Selby, for approval of Ordinance No. 2022-12, 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 #8C – N US 1 Second Amended ISBA Comprehensive Plan Text Amendments Expedited

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2022-14
AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT AND THE INTERGOVERNMENTAL COORDINATION ELEMENT OF THE COMPREHENSIVE PLAN BY INCORPORATING THE PROVISIONS OF THE SECOND AMENDED NORTH US HIGHWAY 1 INTERLOCAL SERVICE BOUNDARY AGREEMENT (ISBA) BETWEEN THE CITY OF ORMOND BEACH AND THE COUNTY OF VOLUSIA; PROVIDING FOR TRANSMITTING 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.

Mr. Steven Spraker, Planning Director, explained the ordinance was to amend the Comprehensive Plan by incorporating the second amended Interlocal Service Boundary Agreement between the city and County of Volusia. He noted the ordinance would establish the future land use categories. He stated staff and Planning Board recommended approval.

Commissioner Persis moved, seconded by Commissioner Selby, for approval of Ordinance No. 2022-14, 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 #8D – 100 West Granada Boulevard, Building Signage Special Exception

City Clerk Susan C. Dauderis read by title only:

RESOLUTION NO. 2022-62
A RESOLUTION AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A SPECIAL EXCEPTION REGARDING THE PROPOSED "NEIGHBORHOOD SCOOP" ICE CREAM SHOP LOCATED AT 100 WEST GRANADA BOULEVARD, WITHIN THE B-4 (CENTRAL BUSINESS) ZONING DISTRICT, WITHIN THE DOWNTOWN OVERLAY DISTRICT; TO ALLOW ALTERNATIVE BUILDING SIGNAGE TOTALING APPROXIMATELY 25 SQUARE FEET; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Spraker presented a PowerPoint explaining the development order for a special exception was regarding a 25 square foot sign that required poles to support it. He noted Planning Board and staff recommended approval.

Commissioner Kent moved, seconded by Commissioner Selby, for approval of Resolution No. 2022-62, as read by title only.

Commissioner Selby inquired if the sign did not meet code because it was not attached directly to a wall; whereby, Mr. Spraker stated that the code does not allow for wall signs to extend past 12 inches, which was why the applicant proceeded with the special exception process.

Commissioner Kent stated the location of the sign was logical and expressed support of the new business.

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

Item #8E – 124 West Granada Boulevard, Building Signage Special Exception

City Clerk Susan C. Dauderis read by title only:

RESOLUTION NO. 2022-63
A RESOLUTION AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A SPECIAL EXCEPTION REGARDING THE PROPOSED "PUMPHOUSE" RESTAURANT LOCATED AT 124 WEST GRANADA BOULEVARD, WITHIN THE B-4 (CENTRAL BUSINESS) ZONING DISTRICT, WITHIN THE DOWNTOWN OVERLAY DISTRICT; TO ALLOW ALTERNATIVE BUILDING SIGNAGE TOTALING APPROXIMATELY 30.33 SQUARE FEET; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Spraker explained the request was for a development order for a special exception regarding a 30 square foot sign, which exceeds what the code allows.

Commissioner Persis expressed her support of the item and the new business.

Commissioner Kent moved, seconded by Commissioner Selby, for approval of Resolution No. 2022-63, as read by title only.

Commissioner Kent agreed with Commissioner Persis and emphasized his support of the item and his excitement for the business in the downtown area.

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

Item #9 – Second Reading of Ordinances

Item #9A – Ordinance Calling 2022 Regular City Election

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2022-13
AN ORDINANCE REGARDING THE OFFICE OF MAYOR AND CITY COMMISSIONERS FOR ZONES 1 THROUGH 4 BY PROVIDING FOR AND CALLING A PRIMARY MUNICIPAL ELECTION OF THE REGISTERED ELECTORS OF THE CITY OF ORMOND BEACH TO BE HELD ON AUGUST 23, 2022; PROVIDING FOR AND CALLING A REGULAR MUNICIPAL ELECTION OF THE REGISTERED ELECTORS RESIDING IN THE CITY OF ORMOND BEACH TO BE HELD ON

NOVEMBER 8, 2022; PROVIDING FOR QUALIFYING AND ELECTION PROCEDURES; ESTABLISHING A DATE FOR TAKING OFFICE; AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING FOR SERVICES AND MATERIALS WITH THE COUNTY OF VOLUSIA; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Littleton moved, seconded by Commissioner Selby, for approval of Ordinance No. 2022-13, 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 #10 – Reports, Suggestions, Requests

Florida Department of Transportation

Ms. Joyce Shanahan, City Manager, stated she met with Florida Department of Transportation (FDOT) Secretary Jared Perdue and staff where she expressed the importance of the Interstate 95 interchange at United States Highway One and its need for improvements. She explained FDOT was in the preliminary design phase of the interchange updates.

Events

Commissioner Kent inquired if staff could announce the movie for Movie on the Halifax at the meeting before the event; whereby, Ms. Shanahan stated that could be done.

The Mayor and Commissioners discussed the grand opening of Vadner Park and expressed their appreciation of the Garden Club of Halifax Country and all involved.

Commissioner Kent expressed support of the Kiwanis Reads! program. He invited all citizens to the Movie on the Halifax on Friday, May 6, 2022.

Commissioner Persis and Mayor Partington discussed support of the Art in the Park event.

Commissioner Selby discussed the Police Unity Tour, noting Police Chief Jesse Godfrey would be riding and that there would be Commissioners in Washington, D.C. to support him.

Mayor Partington discussed upcoming events including a Swearing-In Ceremony on May 5, 2022, a Ribbon Cutting on May 9, 2022, at the Ormond Memorial Art Museum and Gardens, The OB Life: Airport Focus meeting on May 10, 2022, and a Memorial Day Remembrance Ceremony on May 30, 2022.

Staff

Commissioner Kent thanked Leisure Services Director Robert Carolin for all his work.

Commissioner Littleton complimented Public Works Director Shawn Finley for assistance with traffic calming issues.

Commissioner Selby expressed his gratitude for Interim Fire Chief David King who assisted in pressure testing fire hoses that he was set to take to Cuba.

PACE Funding

Mayor Partington requested staff look into the PACE Funding options and to provide more information to the Commission.

All of the Commissioners agreed with Mayor Partington and would like for staff to provide further information regarding PACE funding.

Reuse Water Schedule

Mayor Partington discussed the dry weather and encouraged residents to abide by the reuse water schedule. He thanked Public Information Officer Jenn Elston for posting the schedule to social media and requested the schedule be advertised in the newspaper.

SizeUp

Mayor Partington discussed the SizeUp Business Analytics Tool that was available to new and established businesses at no charge.

Item #11 – Adjournment

The meeting was adjourned at 8:10 p.m.

APPROVED: May 17, 2022

BY: _____
Bill Partington, Mayor

ATTEST:

Susan Carroll Dauderis,
City Clerk