

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

May 16, 2023	7:00 p.m.	Commission Chambers
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Present: Mayor Bill Partington, Commissioners Lori Tolland, Travis Sargent, Susan Persis and Harold Briley, City Manager Joyce Shanahan, City Attorney Randy Hayes, Assistant City Manager Claire Whitley 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 READS!
 - B. 2023 Mayor's Health and Fitness Challenge Awards
 - C. Civil Air Patrol Awards
- 5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 6. APPROVAL OF MINUTES**
 - A. Minutes from City Commission meeting - May 2, 2023
- 7. COMMUNITY REDEVELOPMENT AGENCY**
 - A. **RESOLUTION NO. 2023-89:** A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA ACCEPTING A PROPOSAL FROM ZEV COHEN & ASSOCIATES, INC. TO PROVIDE CONSTRUCTION ADMINISTRATION SERVICES REGARDING THE GRANADA BLVD. STREETSCAPE BANDING PROJECT; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION THERETO; AND SETTING FORTH AN EFFECTIVE DATE. **(SEE ITEM 8A)**
Staff Contact: Alex Schumann, City Engineer, (386) 676-3302
- 8. 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. 2023-89:** A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA ACCEPTING A PROPOSAL FROM ZEV COHEN & ASSOCIATES, INC. TO PROVIDE CONSTRUCTION ADMINISTRATION SERVICES REGARDING THE GRANADA BLVD. STREETSCAPE BANDING PROJECT; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION THERETO; AND SETTING FORTH AN EFFECTIVE DATE.
Staff Contact: Alex Schumann, City Engineer, (386) 676-3302
 - B. **RESOLUTION NO. 2023-90:** A RESOLUTION ACCEPTING A BID FROM BLISS PRODUCTS AND SERVICES, INC. FOR CONSTRUCTION SERVICES REGARDING REPLACEMENT OF THE PAVILION AT THE SOUTH ORMOND NEIGHBORHOOD

CENTER, UNDER BID NO. 2023-17; 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

- C. **RESOLUTION NO. 2023-91:** A RESOLUTION ACCEPTING THE BID OF B&B OUTDOOR, LLC REGARDING THE 2023 SHELL PARKING RESTORATION PROJECT, UNDER BID NO. 2023-23; REJECTING ALL OTHER BIDS; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; AND SETTING FORTH AN EFFECTIVE DATE.

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

- D. **RESOLUTION NO. 2023-92:** A RESOLUTION ACCEPTING THE PROPOSAL OF PLAYCORE, INC. D/B/A GAMETIME REGARDING THE PURCHASE AND INSTALLATION OF OUTDOOR FITNESS EQUIPMENT AT NOVA COMMUNITY PARK; AUTHORIZING THE EXECUTION OF AN AGREEMENT AND PAYMENT THEREFOR; REJECTING ALL OTHER PROPOSALS; AND SETTING FORTH AN EFFECTIVE DATE.

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

- E. **RESOLUTION NO. 2023-93:** A RESOLUTION AUTHORIZING THE EXECUTION OF A HIGHWAY MAINTENANCE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF ORMOND BEACH AND THE FLORIDA DEPARTMENT OF TRANSPORTATION; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Kevin Gray, Deputy Public Works Director, (386) 676-3325

- F. **RESOLUTION NO. 2023-94:** A RESOLUTION AUTHORIZING THE EXECUTION OF A RENEWAL OF LEASE AND USE AGREEMENT BETWEEN THE CITY AND COUNCIL ON AGING OF VOLUSIA COUNTY, INC. FOR THE MANAGEMENT AND OPERATION OF THE ORMOND BEACH SENIOR CENTER; AND SETTING FORTH AN EFFECTIVE DATE.

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

- G. **RESOLUTION NO. 2023-95:** 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: Susan Dauderis, City Clerk, (386) 676-3340

- H. **Auto Renewal - Ghyabi Consulting Management, LLC Agreement**

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

Disposition: Approve as recommended in the City Manager memorandum dated May 16, 2023.

- I. **Intent to Bid - Downtown East Granada Utility Undergrounding**

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

Disposition: Approve as recommended in the City Manager memorandum dated May 16, 2023.

- J. **Request for Proposals - Andy Romano Park Reconstruction**

Design

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

Disposition: Approve as recommended in the City Manager memorandum dated May 16, 2023.

K. Auto Renewal - Fireworks by Santore

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

Disposition: Approve as recommended in the City Manager memorandum dated May 16, 2023.

L. Auto Renewal - Yellowstone Landscape Agreement for Grounds Maintenance

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

Disposition: Approve as recommended in the City Manager memorandum dated May 16, 2023.

M. City Manager Status Report, May 2023

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

Disposition: Approve as recommended in the City Manager memorandum dated May 16, 2023.

9. PUBLIC HEARINGS

- A. ORDINANCE NO. 2023-24:** AN ORDINANCE ANNEXING TWO PARCELS OF REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY LOCATED AT 860 HULL ROAD (VOLUSIA COUNTY PARCEL NUMBER: 4238-01-14-0020) AND 1399 HULL TRAIL (VOLUSIA COUNTY PARCEL NUMBER: 4238-01-16-0010); 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

- B. ORDINANCE NO. 2023-09:** 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 TWO PARCELS OF REAL PROPERTY CONSISTING OF APPROXIMATELY 19.62 ACRES LOCATED AT 36 NORTH TYMBER CREEK ROAD (VOLUSIA COUNTY PARCEL NUMBER 4125-00-00-0221) AND 2011 WEST GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4125-00-00-0243) FROM VOLUSIA COUNTY RC, RESOURCE CORRIDOR, VOLUSIA COUNTY A-2, AGRICULTURE, AND ORMOND BEACH B-8, COMMERCIAL, TO PLANNED BUSINESS 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

- C. **ORDINANCE NO. 2023-10:** AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A PLANNED BUSINESS DEVELOPMENT TO BE LOCATED AT 36 NORTH TYMBER CREEK ROAD (VOLUSIA COUNTY PARCEL NUMBER 4125-00-00-0221) AND 2011 WEST GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4125-00-00-0243), TO BE KNOWN AS THE "TYMBER CREEK APARTMENTS"; AUTHORIZING THE DEVELOPMENT OF 270 MULTI-FAMILY RESIDENTIAL UNITS AND ASSOCIATED SITE IMPROVEMENTS UNDER CERTAIN CONDITIONS; ESTABLISHING CONDITIONS AND EXPIRATIONS OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

- D. **ORDINANCE NO. 2023-25:** 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 NINE (9) CERTAIN PARCELS OF REAL PROPERTY TOTALING APPROXIMATELY 103.45 ACRES LOCATED SOUTH OF PLANTATION OAKS BOULEVARD, EAST OF ADDISON DRIVE, NORTH OF THE VILLAGE OF PINE RUN SUBDIVISION, AND WEST OF THE PLANTATION OAKS SUBDIVISION (VOLUSIA COUNTY PARCEL NUMBERS: 3136-01-01-0011, 3136-01-01-0012, 3136-01-33-0110, 3136-01-25-0010, 3136-01-24-0060, 3136-1-33-0080, 3136-01-01-0020, 3136-01-23-0060, AND 3136-01-24-0050) FROM VOLUSIA COUNTY R-4, URBAN SINGLE-FAMILY RESIDENTIAL, AND ORMOND BEACH B-8, COMMERCIAL, TO ORMOND BEACH, 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

- E. **ORDINANCE NO. 2023-26:** AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A PLANNED RESIDENTIAL DEVELOPMENT DEVELOPMENT ORDER FOR THE "RIDGEHAVEN" SUBDIVISION, AUTHORIZING A SUBDIVISION OF 286 LOTS ON APPROXIMATELY 103.45 ACRES TO BE LOCATED SOUTH OF PLANTATION OAKS BOULEVARD, EAST OF ADDISON DRIVE, NORTH OF THE VILLAGE OF PINE RUN SUBDIVISION, AND WEST OF THE PLANTATION OAKS SUBDIVISION; ESTABLISHING CONDITIONS AND EXPIRATION OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

- F. **ORDINANCE NO. 2023-27:** 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 ONE PARCEL OF REAL PROPERTY TOTALING 3.06± ACRES LOCATED AT 1755 NORTH U.S. HIGHWAY 1 (VOLUSIA COUNTY PARCEL NUMBER 3126-00-00-0150) FROM "LOW INTENSITY COMMERCIAL" TO "LIGHT INDUSTRIAL/UTILITIES"; PROVIDING FOR CONFLICT; AUTHORIZING TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

- G. **ORDINANCE NO. 2023-28:** 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 ONE PARCEL OF REAL PROPERTY TOTALING APPROXIMATELY 3.06 ACRES LOCATED AT 1755 NORTH U.S. HIGHWAY 1 (VOLUSIA COUNTY PARCEL NUMBER 3126-00-00-0150), FROM B-7, HIGHWAY TOURIST COMMERCIAL, TO I-1, LIGHT INDUSTRIAL; 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

- H. **ORDINANCE NO. 2023-29:** AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE II, DISTRICT REGULATIONS, SECTION 2-21, T-2, MANUFACTURED HOME ZONING DISTRICT, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY CREATING SPECIAL STANDARDS FOR PREVIOUSLY EXISTING MANUFACTURED/MOBILE HOME PARKS; 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

- I. **ORDINANCE NO. 2023-30:** AN ORDINANCE AMENDING SECTION 1-25, RESERVED, OF ARTICLE IV, SCHEDULE OF DEVELOPMENT REVIEW AND IMPACT FEES, OF CHAPTER 1, GENERAL ADMINISTRATION, TO IMPLEMENT THE WATER AND WASTEWATER UTILITY SYSTEM CONNECTION FEE STUDY BY CREATING THE WATER AND WASTEWATER CONNECTION FEE SECTION; AMENDING SECTION 1-26, MOBILITY FEE, OF ARTICLE IV, SCHEDULE OF DEVELOPMENT REVIEW AND IMPACT FEES, OF CHAPTER 1, GENERAL ADMINISTRATION, TO AMEND THE PERSON TRIP MOBILITY FEE PER THE MUNICIPAL IMPACT FEE STUDY; AMENDING SECTION 1-27, IMPACT FEES, OF ARTICLE IV, SCHEDULE OF DEVELOPMENT REVIEW AND IMPACT FEES, OF CHAPTER 1, GENERAL ADMINISTRATION, TO DELETE STORMWATER IMPACT FEES, AMEND LOCAL ROAD IMPACT FEES, AND CREATE POLICE AND FIRE IMPACT FEES PER THE MUNICIPAL IMPACT FEE STUDY AND POLICE AND FIRE IMPACT FEE STUDY; AMENDING SECTION 1-30, CERTIFICATE OF CONCURRENCY REQUIRED, OF ARTICLE V, CONCURRENCY MANAGEMENT, OF CHAPTER 1, GENERAL ADMINISTRATION; AMENDING SECTION 3-57, POTABLE WATER SYSTEM, OF ARTICLE V, UTILITY AND INFRASTRUCTURE DESIGN STANDARDS, OF CHAPTER 3, PERFORMANCE STANDARDS; AMENDING SECTION 3-59, SANITARY SEWER SYSTEMS, OF ARTICLE V, UTILITY AND INFRASTRUCTURE DESIGN STANDARDS, OF CHAPTER 3, PERFORMANCE STANDARDS; AMENDING SECTION 3-60 RECLAIMED WATER SYSTEMS, OF ARTICLE V, UTILITY AND INFRASTRUCTURE DESIGN STANDARDS, OF CHAPTER 3, PERFORMANCE STANDARDS; AMENDING SECTION 3-61, UTILITY LINE EXTENSIONS, OF ARTICLE V, UTILITY AND INFRASTRUCTURE

DESIGN STANDARDS, OF CHAPTER 3, PERFORMANCE STANDARDS; AMENDING SECTION 3-62, WHOLESAL SALE OF POTABLE WATER, SEWAGE TREATMENT OR RECLAIMED WATER, OF ARTICLE V, UTILITY AND INFRASTRUCTURE DESIGN STANDARDS, OF CHAPTER 3, PERFORMANCE STANDARDS; AMENDING SECTION 3-65, INTERIM PACKAGE-TYPE WASTEWATER TREATMENT FACILITIES, OF ARTICLE V, UTILITY AND INFRASTRUCTURE DESIGN STANDARDS, OF CHAPTER 3, PERFORMANCE STANDARDS; OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, TO IMPLEMENT THE RECOMMENDATIONS OF THE WATER AND WASTEWATER UTILITY SYSTEM CONNECTION FEE STUDY, MUNICIPAL IMPACT FEE STUDY, AND POLICE & FIRE IMPACT FEE STUDY; 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

- J. **ORDINANCE NO. 2023-31:** AN ORDINANCE AMENDING SECTION 8-10, APPLICATION PROCESSING FEES, OF ARTICLE I, IN GENERAL, OF CHAPTER 8, BUILDINGS AND CONSTRUCTION REGULATIONS; REPEALING SECTION 8-421, PURPOSE AND INTENT, OF ARTICLE IX, IMPACT FEES, OF CHAPTER 8, BUILDINGS AND CONSTRUCTION REGULATIONS; REPEALING SECTION 8-422, FEES IMPOSED, OF ARTICLE IX, IMPACT FEES, OF CHAPTER 8, BUILDINGS AND CONSTRUCTION REGULATIONS; REPEALING SECTION 8-423, IMPACT FEE FINANCING, OF ARTICLE IX, IMPACT FEES, OF CHAPTER 8, BUILDINGS AND CONSTRUCTION REGULATIONS; REPEALING SECTION 22-2, DETERMINATION OF EQUIVALENT LIVING UNITS, OF DIVISION 1, GENERALLY, OF ARTICLE I, WATER, OF CHAPTER 22, WATER AND SEWERS; AMENDING SECTION 22-29, SPECIAL PROVISIONS FOR WATER FOR IRRIGATION AND SWIMMING POOLS, OF DIVISION 2, RATES AND CHARGES, OF ARTICLE I, WATER, OF CHAPTER 22, WATER AND SEWERS; REPEALING SECTION 22-115, FEE IMPOSED; SCHEDULE, OF ARTICLE III, IMPACT FEE FOR SYSTEM EXTENSIONS, OF CHAPTER 22, WATER AND SEWERS; REPEALING SECTION 22-118, PROPERTY SUBJECT TO FEE; METHOD OF PAYMENT, OF ARTICLE III, IMPACT FEE FOR SYSTEM EXTENSIONS, OF CHAPTER 22, WATER AND SEWERS; REPEALING SECTION 22-119, IMPACT FEE FINANCING, OF ARTICLE III, IMPACT FEE FOR SYSTEM EXTENSIONS, OF CHAPTER 22, WATER AND SEWERS; AMENDING SECTION 22-132, LEGISLATIVE FINDINGS; PURPOSE, OF ARTICLE IV, HUNTER'S RIDGE-FLAGLER COUNTY DRI SERVICE AREA, OF CHAPTER 22, WATER AND SEWERS; AMENDING SECTION 22-133, SERVICE AREA, DEFINED, OF ARTICLE IV, HUNTER'S RIDGE-FLAGLER COUNTY DRI SERVICE AREA, OF CHAPTER 22, WATER AND SEWERS; AMENDING SECTION 22-135, RATES FOR WATER AND SEWER SERVICES; IMPACT FEES, OF ARTICLE IV, HUNTER'S RIDGE-FLAGLER COUNTY DRI SERVICE AREA, OF CHAPTER 22, WATER AND SEWERS; AMENDING SECTION 22-140, IMPACT FEES, OF ARTICLE IV, HUNTER'S RIDGE-FLAGLER COUNTY DRI SERVICE AREA, OF CHAPTER 22, WATER AND SEWERS; AMENDING SECTION 22-162, BOUNDARIES AND PURPOSE, OF ARTICLE VI, WEST ORMOND UTILITIES DISTRICT, OF CHAPTER 22, WATER AND SEWERS; AMENDING SECTION 22-165, IMPACT FEES, OF ARTICLE VI, WEST ORMOND UTILITIES DISTRICT, OF CHAPTER 22, WATER AND SEWERS; AMENDING SECTION 22-168, OUTSIDE CITY

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

Major Miller presented certificates of appreciation and certificates of completion to those involved with the Civil Air Patrols Marksmanship Training and the Emergency Response Training Exercises.

Item 4B – 2023 Mayor’s Health and Fitness Challenge Awards

Mayor Partington thanked the sponsors of the 2023 Mayor’s Health and Fitness Challenge include the Champion Sponsors Advent Health Daytona Beach, Florida Health Care Plans and Revive Fitness & Lifestyle; Gold Sponsor Halifax Health; Silver Sponsor Prime IV Hydration & Wellness; and Bronze Sponsors After Body Meals, Elite Therapeutics Body & Skincare and Michelle Cecchini. He announced the winners from each age group including Mr. Zach Stohner, Ms. Carlee McKinney, Mr. Justin Soard, Mr. Sam West, Mr. Jeff Massey and Ms. Terri Hester.

Item #5 – Audience Remarks

Ms. Debbie Kruck-Forrester, 15 Brookwood Drive, invited the Commission to the One-year Anniversary event for the Veteran Museum and Education Center on June 3, 2023. She discussed the event and tokens that would be provided to all veterans and first responders who attended the event.

Ms. Eva Knipple, 380 North Ridgewood Avenue, discussed concerns regarding the traffic in her neighborhood. She requested the Commission look into adding speed bumps, pedestrian cross walks and signs.

Ms. Judy Dragon, 33 Wilmette Drive, expressed concerns regarding traffic on her street and requested speed bumps and inquired if petitions were needed to assist with the concerns.

Item #6 – Approval of Minutes

Mayor Partington advised the minutes of the May 2, 2023, 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 hearing no corrections, the minutes would stand approved as presented.

Commissioner Briley moved, seconded by Commissioner Persis, for approval of the May 2, 2023, City Commission meetings minutes.

The motion passed by voice vote.

Item #7 – Community Redevelopment Agency

Mayor Partington advised the following items were Community Redevelopment items. He explained 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 7:38 p.m.

Item #7A – Work Authorization - Zev Cohen & Associates, Inc. for Construction Administration Services, Granada Blvd Streetscape Banding Project

City Clerk Susan C. Dauderis read by title only:

RESOLUTION NO. 2023-89

A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA ACCEPTING A PROPOSAL FROM ZEV COHEN & ASSOCIATES, INC. TO PROVIDE CONSTRUCTION ADMINISTRATION SERVICES REGARDING THE GRANADA BLVD. STREETSCAPE BANDING PROJECT; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION THERETO; AND SETTING FORTH AN EFFECTIVE DATE. **(SEE ITEM 8A)**

Commissioner Persis moved, seconded by Commissioner Sargent, for approval of Resolution No. 2023-89, 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 7:40 p.m.

Item #8 – 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 Sargent requested for Item 8L pulled from the Consent Agenda.

Ms. Joyce Shanahan, City Manager, requested for Item 8F removed from the agenda for staff to bring back at a later meeting.

Commissioner Persis moved, seconded by Commissioner Briley, for approval of the consent agenda, absent Items 8F and 8L.

Call Vote:	Commissioner Sargent	Yes
	Commissioner Persis	Yes
	Commissioner Briley	Yes
	Commissioner Tolland	Yes
Carried.	Mayor Partington	Yes

Item #8L – Auto Renewal - Yellowstone Landscape Agreement for Grounds Maintenance

Commissioner Briley moved, seconded by Commissioner Tolland, for approval of Item 8L.

Commissioner Sargent reviewed the history of the contract with Yellowstone Landscape (Yellowstone) and noted there was a 58 percent increase since the original contract in 2012 and inquired if jail inmates could assist with landscaping and help lower the costs; whereby, Ms. Shanahan stated many facilities and parks were added to the contract since 2012 and noted she believed the jail no longer allowed inmates to assist with the landscaping in the city. Commissioner Sargent requested Yellowstone do a better job with bagging debris, weeding and the excess mulch removed before adding new.

Call Vote:	Commissioner Persis	Yes
	Commissioner Briley	Yes
	Commissioner Tolland	Yes
	Commissioner Sargent	Yes
Carried.	Mayor Partington	Yes

Comments on the Consent Agenda

Commissioner Tolland and Commissioner Briley were supportive of removing the excess mulch as Commission Sargent requested from Item 8L regarding the auto-renewal of the Yellowstone Landscape agreement for grounds maintenance.

Item #9 – Public Hearings

Mayor Partington opened the Public Hearings.

Item #9A – Annexation, 860 Hull Road and 1399 Hull Trail, Halifax Paving

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2023-24
AN ORDINANCE ANNEXING TWO PARCELS OF REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY LOCATED AT 860 HULL ROAD (VOLUSIA COUNTY PARCEL NUMBER: 4238-01-14-0020) AND 1399 HULL TRAIL (VOLUSIA COUNTY PARCEL NUMBER: 4238-01-16-0010); 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 Sargent moved, seconded by Commissioner Briley, for approval of Ordinance No. 2023-24, on second reading, as read by title only.

Call Vote:	Commissioner Briley	Yes
	Commissioner Tolland	Yes
	Commissioner Sargent	Yes
	Commissioner Persis	Yes
Carried.	Mayor Partington	Yes

Item #9B – Zoning Map Amendment, Tymber Creek Apartments

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2023-09
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 TWO PARCELS OF REAL PROPERTY CONSISTING OF APPROXIMATELY 19.62 ACRES LOCATED AT 36 NORTH TYMBER CREEK ROAD (VOLUSIA COUNTY PARCEL NUMBER 4125-00-00-0221) AND 2011 WEST GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4125-00-00-0243) FROM VOLUSIA COUNTY RC, RESOURCE CORRIDOR, VOLUSIA COUNTY A-2, AGRICULTURE, AND ORMOND BEACH B-8, COMMERCIAL, TO PLANNED BUSINESS DEVELOPMENT; AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Randy Hayes, City Attorney, stated the Commission was voting on the zoning piece of the development and the next item 9C was for the Development Order.

Mr. Steven Spraker, Planning Director, reviewed the two items and explained the site plan was updated since it was brought before the Planning Board. He reviewed the changes including removal of a building, enlargement of some buildings and reduced the number of units to 270. He discussed the elements of the development that exceeded what the code required including natural preservation and buffers. He noted the correspondence provided in the agenda packet and explained a letter of support was recently received from the Moss Point subdivision. He reviewed the Live Local Act that would go into effect on July 1, 2023. He noted the Planning Board recommended denial.

Commissioner Briley inquired if the Live Local Act was restricted to city limits and would not include the height of the hospital which was in Daytona; whereby, Mr. Spraker stated that was correct.

Commissioner Persis asked how many trees in the resource corridor made up the total percentage of the 28 percent of trees being saved; whereby, Mr. Spraker indicated he was unsure of an exact percentage but noted it would be around 40 to 50 percent. She stated she was in contact with the Moss Point subdivision and worked with them on their concerns and requested the following be clarified; no more than 270 units, access from Tymber Creek Road was emergency access only, make sure the ingress and egress were safe, the height limit was three stories, the natural preservation was 5.44 acres, and setbacks were as generous as they could be. She noted the Moss Point subdivision would like to request a no U-Turn sign be placed at the Moss Point and Tymber Creek Road intersection; whereby, Mr. Spraker explained Tymber Creek Road was a Volsuia County road and staff or the developer could request for a sign but it was not up to the city to decide.

Commissioner Tolland inquired about the wall Indian Springs requested; whereby, Mr. Spraker pointed out where the wall would be on the map displayed, noting the entire property had fencing or a wall.

Commissioner Sargent questioned when an elevator was required and the number of parking spots per unit; whereby, Mr. Spraker indicated with a fourth floor for an elevator requirement and 2 parking spots per unit.

Mr. Mark Watts, Cobb Cole, reviewed the project and the Live local Act, noting the developer was supportive of the commitments made to the community and surrounding subdivisions.

Mr. John Dietz, 10 Moss Point Drive, stated while the Moss Point subdivision supports the project they were not excited about the 270 units. He voiced concerns regarding the infrastructure of the city.

Dr. Richard Weisi, 12 Moss Point Drive, expressed concerns regarding the potential Live Local Act and explained Moss Point was supportive of the proposed project with the conditions and promises Commissioner Persis reviewed.

Mr. Jim Mozo, 74 Caladium Drive, discussed concerns regarding the traffic, Live Local Act and a 30-year commitment from the developer.

Mr. Troy Railsback, 27 Indian Springs Drive, stated he represented the Indian Springs Home Owner Association. He thanked the developer for taking their needs into consideration for the project and expressed support of the project. He noted the Commission should set lasting and managing precedent and expectations for this type of development in the decision-making process.

Commissioner Briley requested Dr. Jeffrey Sharkey speak on the Live Local Act and stated the Commission supported affordable housing inquiring if consideration was given to concurrency related to city infrastructure; whereby, Mr. Sharkey stated the act was an experiment to get developers to think how to incorporate affordability into their developments. Commissioner Briley clarified it was a 13-year experiment which expired in 2035.

Commissioner Tolland inquired if consideration was taken related to the size of the city; whereby, Dr. Sharkey indicated there was discussion but the bill moved very quickly.

Mr. Watts stated the bill would not exempt a project from concurrency, noting the current proposed project met the concurrency standards.

Commissioner Sargent discussed his concerns regarding the density related to the infrastructure.

Commissioner Briley moved, seconded by Commissioner Persis, for approval of Ordinance No. 2023-09, on first reading, as read by title only.

Call Vote:	Commissioner Tolland	Yes
	Commissioner Sargent	Yes
	Commissioner Persis	Yes
	Commissioner Briley	Yes
Carried.	Mayor Partington	Yes

Commissioner Persis stated while she would have been a no vote at the April 18, 2023 City Commission meeting due to the infrastructure issues, she explained she spoke with residents of Moss Point and Indian Springs and was supportive of the project.

Commissioner Tolland explained her vote was not given lightly, and thanked the applicant for honoring and respecting the requests from the residents of Moss Point and Indian Springs. She voiced concerns regarding the density and Live Local Act.

Commissioner Briley disclosed he met with the applicant and with Moss Point and Indian Springs residents. He expressed concerns regarding the density but would approve the project over what could come with the Live Local Act.

Item #9C – Issuance of a Development Order, Tymber Creek Apartments, Planned Business Development

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2023-10
AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A PLANNED BUSINESS DEVELOPMENT TO BE LOCATED AT 36 NORTH TYMBER CREEK ROAD (VOLUSIA COUNTY PARCEL NUMBER 4125-00-00-0221) AND 2011 WEST GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4125-00-00-0243), TO BE KNOWN AS THE “TYMBER CREEK APARTMENTS”; AUTHORIZING THE DEVELOPMENT OF 270 MULTI-FAMILY RESIDENTIAL UNITS AND ASSOCIATED SITE IMPROVEMENTS UNDER CERTAIN CONDITIONS; ESTABLISHING CONDITIONS AND EXPIRATIONS OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Persis moved, seconded by Commissioner Tolland, for approval of Ordinance No. 2023-10, on first reading, as read by title only.

Call Vote:	Commissioner Sargent	No
	Commissioner Persis	Yes
	Commissioner Briley	Yes
	Commissioner Tolland	Yes
Carried.	Mayor Partington	Yes

Item #9D – RidgeHaven Subdivision, Zoning Map Amendment

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2023-25
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 NINE (9) CERTAIN PARCELS OF REAL PROPERTY TOTALING APPROXIMATELY 103.45 ACRES LOCATED SOUTH OF PLANTATION OAKS BOULEVARD, EAST OF ADDISON DRIVE, NORTH OF THE VILLAGE OF PINE RUN SUBDIVISION, AND WEST OF THE PLANTATION OAKS SUBDIVISION (VOLUSIA COUNTY PARCEL NUMBERS: 3136-01-01-0011, 3136-01-01-0012, 3136-01-33-0110, 3136-01-25-0010, 3136-01-24-0060, 3136-01-33-0080, 3136-01-01-0020, 3136-01-23-0060, AND 3136-01-24-0050) FROM VOLUSIA COUNTY R-4, URBAN SINGLE-FAMILY RESIDENTIAL, AND ORMOND BEACH B-8, COMMERCIAL, TO ORMOND BEACH, PLANNED RESIDENTIAL DEVELOPMENT; AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Spraker the item and next item 9E was for a zoning map amendment and issuance of a development order. He explained the developer was planning on keeping the Volusia County zoning and utilizing the city sewer and water noting now the developer would like a low-density and medium-density residential subdivision. He stated the applicant went through the process and noted the maximum number of units was 298 units based on the land use. He explained the zoning would be to a Planned Residential Development (PRD). He reviewed future steps and current project details including 286 units, types of units including townhomes and duplexes, restricted access and the concurrency analysis. He reviewed the environmental and recreational elements. He noted there was one letter of objection. He stated the Planning Board recommended approval.

Commissioner Briley inquired if the outparcels would remain in Volusia County; whereby, Mr. Spraker stated that was correct, the three parcels would fall under the Interlocal Boundary Agreement (ISBA).

Commissioner Tolland inquired if the project had a baffle box added on Addison Drive canal; whereby, Mr. Spraker stated that was correct, Ormond Lakes subdivision had concerns regarding drainage and that the drainage regarding Ormond Lakes was in the Stormwater Master Plan for year 1.

Mr. Glenn Storch, Storch Firm Law Firm, reviewed the history of the project. He discussed the density, wetlands, natural buffers and vegetation, trees, quality of life, enhanced amenities, irrigation and stormwater, neighboring subdivisions, neighborhood meetings and access to the property.

Commissioner Persis expressed her support of the project including the density, native plants, dog park, buffers, playground, street signs and addition of trees.

Commissioner Briley discussed his support of the project and the drainage to help the area and surrounding neighborhoods.

Commissioner Tolland requested the trees be native; whereby, Mr. Storch stated the attempt was for the trees to be native but the vegetation may not be.

Commissioner Tolland moved, seconded by Commissioner Persis, for approval of Ordinance No. 2023-25, on first reading, as read by title only.

Call Vote:	Commissioner Persis	Yes
	Commissioner Briley	Yes
	Commissioner Tolland	Yes
	Commissioner Sargent	Yes
Carried.	Mayor Partington	Yes

Item #9E – RidgeHaven Subdivision, Issuance of a Development Order

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2023-26
AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A PLANNED RESIDENTIAL DEVELOPMENT DEVELOPMENT ORDER FOR THE “RIDGEHAVEN” SUBDIVISION, AUTHORIZING A SUBDIVISION OF 286 LOTS ON APPROXIMATELY 103.45 ACRES TO BE LOCATED SOUTH OF PLANTATION OAKS BOULEVARD, EAST OF ADDISON DRIVE, NORTH OF THE VILLAGE OF PINE RUN SUBDIVISION, AND WEST OF THE PLANTATION OAKS SUBDIVISION; ESTABLISHING CONDITIONS AND EXPIRATION OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Persis moved, seconded by Commissioner Sargent, for approval of Ordinance No. 2023-26, on first reading, as read by title only.

Mayor Partington discussed his support of the project.

Call Vote:	Commissioner Briley	Yes
	Commissioner Tolland	Yes
	Commissioner Sargent	Yes
	Commissioner Persis	Yes
Carried.	Mayor Partington	Yes

Item #9F – 1755 North U.S. Highway 1, Comprehensive Plan Future Land Use Map Amendment

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2023-27
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 ONE PARCEL OF REAL PROPERTY TOTALING 3.06± ACRES LOCATED AT 1755 NORTH U.S. HIGHWAY 1 (VOLUSIA COUNTY PARCEL NUMBER 3126-00-00-0150) FROM “LOW INTENSITY COMMERCIAL” TO “LIGHT INDUSTRIAL/UTILITIES”; PROVIDING FOR CONFLICT; AUTHORIZING TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Spraker stated the applicant bought the property with the intention of moving Wayne’s Solar to the property noting the Land Use was set for Low Intensity Commercial and the item was to change to Light Industrial/Utilities.

Commissioner Sargent moved, seconded by Commissioner Briley, for approval of Ordinance No. 2023-27, on first reading, as read by title only.

Call Vote:	Commissioner Tolland	Yes
	Commissioner Sargent	Yes
	Commissioner Persis	Yes
	Commissioner Briley	Yes
Carried.	Mayor Partington	Yes

Item #9G – 1755 North U.S. Highway 1, Zoning Map Amendment

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2023-28
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 ONE PARCEL OF REAL PROPERTY TOTALING APPROXIMATELY 3.06 ACRES LOCATED AT 1755 NORTH U.S. HIGHWAY 1 (VOLUSIA COUNTY PARCEL NUMBER 3126-00-00-0150), FROM B-7, HIGHWAY TOURIST COMMERCIAL, TO I-1, LIGHT INDUSTRIAL; AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Spraker stated the item was for a zoning map amendment to Light Industrial to be consistent with the land use map.

Commissioner Briley moved, seconded by Commissioner Persis, for approval of Ordinance No. 2023-26, on first reading, as read by title only.

Call Vote:	Commissioner Sargent	Yes
	Commissioner Persis	Yes
	Commissioner Briley	Yes
	Commissioner Tolland	Yes
Carried.	Mayor Partington	Yes

Item #9H – Land Development Code Amendment, T-2 Zoning District, Special Standards

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2023-29
AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE II, DISTRICT REGULATIONS, SECTION 2-21, T-2, MANUFACTURED HOME ZONING DISTRICT, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY CREATING SPECIAL STANDARDS FOR PREVIOUSLY EXISTING MANUFACTURED/MOBILE HOME PARKS; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Spraker explained the item was a Land Development Code (LDC) amendment to revise the language to include the T-2 section regarding mobile home setbacks.

Commissioner Sargent moved, seconded by Commissioner Persis, for approval of Ordinance No. 2023-29, on first reading, as read by title only.

Call Vote:	Commissioner Persis	Yes
	Commissioner Briley	Yes
	Commissioner Tolland	Yes
	Commissioner Sargent	Yes
Carried.	Mayor Partington	Yes

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2023-30

AN ORDINANCE AMENDING SECTION 1-25, RESERVED, OF ARTICLE IV, SCHEDULE OF DEVELOPMENT REVIEW AND IMPACT FEES, OF CHAPTER 1, GENERAL ADMINISTRATION, TO IMPLEMENT THE WATER AND WASTEWATER UTILITY SYSTEM CONNECTION FEE STUDY BY CREATING THE WATER AND WASTEWATER CONNECTION FEE SECTION; AMENDING SECTION 1-26, MOBILITY FEE, OF ARTICLE IV, SCHEDULE OF DEVELOPMENT REVIEW AND IMPACT FEES, OF CHAPTER 1, GENERAL ADMINISTRATION, TO AMEND THE PERSON TRIP MOBILITY FEE PER THE MUNICIPAL IMPACT FEE STUDY; AMENDING SECTION 1-27, IMPACT FEES, OF ARTICLE IV, SCHEDULE OF DEVELOPMENT REVIEW AND IMPACT FEES, OF CHAPTER 1, GENERAL ADMINISTRATION, TO DELETE STORMWATER IMPACT FEES, AMEND LOCAL ROAD IMPACT FEES, AND CREATE POLICE AND FIRE IMPACT FEES PER THE MUNICIPAL IMPACT FEE STUDY AND POLICE AND FIRE IMPACT FEE STUDY; AMENDING SECTION 1-30, CERTIFICATE OF CONCURRENCY REQUIRED, OF ARTICLE V, CONCURRENCY MANAGEMENT, OF CHAPTER 1, GENERAL ADMINISTRATION; AMENDING SECTION 3-57, POTABLE WATER SYSTEM, OF ARTICLE V, UTILITY AND INFRASTRUCTURE DESIGN STANDARDS, OF CHAPTER 3, PERFORMANCE STANDARDS; AMENDING SECTION 3-59, SANITARY SEWER SYSTEMS, OF ARTICLE V, UTILITY AND INFRASTRUCTURE DESIGN STANDARDS, OF CHAPTER 3, PERFORMANCE STANDARDS; AMENDING SECTION 3-60 RECLAIMED WATER SYSTEMS, OF ARTICLE V, UTILITY AND INFRASTRUCTURE DESIGN STANDARDS, OF CHAPTER 3, PERFORMANCE STANDARDS; AMENDING SECTION 3-61, UTILITY LINE EXTENSIONS, OF ARTICLE V, UTILITY AND INFRASTRUCTURE DESIGN STANDARDS, OF CHAPTER 3, PERFORMANCE STANDARDS; AMENDING SECTION 3-62, WHOLESALE SALE OF POTABLE WATER, SEWAGE TREATMENT OR RECLAIMED WATER, OF ARTICLE V, UTILITY AND INFRASTRUCTURE DESIGN STANDARDS, OF CHAPTER 3, PERFORMANCE STANDARDS; AMENDING SECTION 3-65, INTERIM PACKAGE-TYPE WASTEWATER TREATMENT FACILITIES, OF ARTICLE V, UTILITY AND INFRASTRUCTURE DESIGN STANDARDS, OF CHAPTER 3, PERFORMANCE STANDARDS; OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, TO IMPLEMENT THE RECOMMENDATIONS OF THE WATER AND WASTEWATER UTILITY SYSTEM CONNECTION FEE STUDY, MUNICIPAL IMPACT FEE STUDY, AND POLICE & FIRE IMPACT FEE STUDY; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Spraker explained the item was to amend the LDC due to the Impact Fee study that was previously approved. He discussed the history of the item and noted if approved the fees would be effective starting September 4, 2023. He noted a number of the amendments were terminology. He reviewed the fee changes and discussed the mobility fees and the different options available.

Commissioner Briley stated he could support Options 2 and 3 regarding mobility fees; whereby Commissioner Persis and Commissioner Tolland stated their preference would be Option 1 or 2.

Commissioner Sargent stated he would support Option 2.

Commissioner Briley moved, seconded by Commissioner Persis, for approval of Ordinance No. 2023-30 with Option 2 of the Mobility Fees, on first reading, as read by title only.

Call Vote:	Commissioner Briley	Yes
	Commissioner Tolland	Yes
	Commissioner Sargent	Yes
	Commissioner Persis	Yes

Item #9J – Code of Ordinance Amendments, Connection, Mobility and Impact Fees

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2023-31

AN ORDINANCE AMENDING SECTION 8-10, APPLICATION PROCESSING FEES, OF ARTICLE I, IN GENERAL, OF CHAPTER 8, BUILDINGS AND CONSTRUCTION REGULATIONS; REPEALING SECTION 8-421, PURPOSE AND INTENT, OF ARTICLE IX, IMPACT FEES, OF CHAPTER 8, BUILDINGS AND CONSTRUCTION REGULATIONS; REPEALING SECTION 8-422, FEES IMPOSED, OF ARTICLE IX, IMPACT FEES, OF CHAPTER 8, BUILDINGS AND CONSTRUCTION REGULATIONS; REPEALING SECTION 8-423, IMPACT FEE FINANCING, OF ARTICLE IX, IMPACT FEES, OF CHAPTER 8, BUILDINGS AND CONSTRUCTION REGULATIONS; REPEALING SECTION 22-2, DETERMINATION OF EQUIVALENT LIVING UNITS, OF DIVISION 1, GENERALLY, OF ARTICLE I, WATER, OF CHAPTER 22, WATER AND SEWERS; AMENDING SECTION 22-29, SPECIAL PROVISIONS FOR WATER FOR IRRIGATION AND SWIMMING POOLS, OF DIVISION 2, RATES AND CHARGES, OF ARTICLE I, WATER, OF CHAPTER 22, WATER AND SEWERS; REPEALING SECTION 22-115, FEE IMPOSED; SCHEDULE, OF ARTICLE III, IMPACT FEE FOR SYSTEM EXTENSIONS, OF CHAPTER 22, WATER AND SEWERS; REPEALING SECTION 22-118, PROPERTY SUBJECT TO FEE; METHOD OF PAYMENT, OF ARTICLE III, IMPACT FEE FOR SYSTEM EXTENSIONS, OF CHAPTER 22, WATER AND SEWERS; REPEALING SECTION 22-119, IMPACT FEE FINANCING, OF ARTICLE III, IMPACT FEE FOR SYSTEM EXTENSIONS, OF CHAPTER 22, WATER AND SEWERS; AMENDING SECTION 22-132, LEGISLATIVE FINDINGS; PURPOSE, OF ARTICLE IV, HUNTER’S RIDGE-FLAGLER COUNTY DRI SERVICE AREA, OF CHAPTER 22, WATER AND SEWERS; AMENDING SECTION 22-133, SERVICE AREA, DEFINED, OF ARTICLE IV, HUNTER’S RIDGE-FLAGLER COUNTY DRI SERVICE AREA, OF CHAPTER 22, WATER AND SEWERS; AMENDING SECTION 22-135, RATES FOR WATER AND SEWER SERVICES; IMPACT FEES, OF ARTICLE IV, HUNTER’S RIDGE-FLAGLER COUNTY DRI SERVICE AREA, OF CHAPTER 22, WATER AND SEWERS; AMENDING SECTION 22-140, IMPACT FEES, OF ARTICLE IV, HUNTER’S RIDGE-FLAGLER COUNTY DRI SERVICE AREA, OF CHAPTER 22, WATER AND SEWERS; AMENDING SECTION 22-162, BOUNDARIES AND PURPOSE, OF ARTICLE VI, WEST ORMOND UTILITIES DISTRICT, OF CHAPTER 22, WATER AND SEWERS; AMENDING SECTION 22-165, IMPACT FEES, OF ARTICLE VI, WEST ORMOND UTILITIES DISTRICT, OF CHAPTER 22, WATER AND SEWERS; AMENDING SECTION 22-168, OUTSIDE CITY SERVICE, OF ARTICLE VI, WEST ORMOND UTILITIES DISTRICT, OF CHAPTER 22, WATER AND SEWERS; AND AMENDING SECTION 22-169, CONNECTIONS REQUIRED, OF ARTICLE VI, WEST ORMOND UTILITIES DISTRICT, OF CHAPTER 22, WATER AND SEWERS; OF THE CODE OF ORDINANCES OF THE CITY OF ORMOND BEACH TO IMPLEMENT THE RECOMMENDATIONS OF THE WATER AND WASTEWATER UTILITY SYSTEM CONNECTION FEE STUDY, MUNICIPAL IMPACT FEE STUDY, AND POLICE & FIRE IMPACT FEE STUDY; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Spraker explained the item was to update the Code of Ordinances terminology to be consistent with the LDC.

Commissioner Persis moved, seconded by Commissioner Briley, for approval of Ordinance No. 2023-31, on first reading, as read by title only.

Call Vote:	Commissioner Tolland	Yes
	Commissioner Sargent	Yes
	Commissioner Persis	Yes
	Commissioner Briley	Yes
	Mayor Partington	Yes
Carried.		

Mayor Partington closed the public hearings.

Item #10 – First Reading of Ordinances

Item #10A – Amendment to Section 2-221 of the Code of Ordinances, Leisure Services Advisory Board - Elimination of positions for Girls' Softball and Ormond Beach Friends of Recreation

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2023-32
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 AMENDING COMPOSITION AND TERMS; PROVIDING TERMS AND CONDITIONS; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Briley moved, seconded by Commissioner Persis, for approval of Ordinance No. 2023-32, on first reading, as read by title only.

Call Vote:	Commissioner Sargent	Yes
	Commissioner Persis	Yes
	Commissioner Briley	Yes
	Commissioner Tolland	Yes
Carried.	Mayor Partington	Yes

Item #11 – Discussion and Direction Items

Item #11A – FDOT North A1A Project Update

Mr. Shawn Finley, Public Works Director, reviewed the history of the State Road A1A (A1A) Florida Department of Transportation (FDOT) project.

Mr. Marcus Lisicki, FDOT Project Manager, reviewed the project location, goals and proposed renderings. He reviewed the pedestrian safety improvement locations. He discussed the public meetings and noted there was strong opposition to a six-foot sidewalk on the east side within the residential section south of Standish Drive noting residents suggested to begin the sidewalk on the east side at or north of Standish Drive. He explained the proposed design addresses the concerns and removed the sidewalk in that portion as well as some mid-block crossings. He reviewed the project timeline noting the construction was proposed to begin in the spring or summer of 2024.

Commissioner Briley inquired why there was opposition to the sidewalk starting further south; whereby, Mr. Lisicki stated it was due to the residential area, concerns with impact to decorative driveways, concerns of pedestrian visibility while residential vehicles back out of their driveways and lack of beach access. Commissioner Briley expressed concerns regarding pedestrian safety and noted the sidewalk and mid-block crossings should stay to help improve pedestrian safety.

Commissioner Persis agreed with Commission Briley and discussed her support of the sidewalk starting further south.

Commissioner Sargent stated there was no need for a sidewalk on the east side from Granada Boulevard to Neptune Avenue due to concerns regarding vehicles backing out and having citizens too close to residential homes. He inquired if there would be lights in the ground of the crosswalks; whereby, Mr. Lisicki stated all the crossings would possess the Rectangular Rapid Flashing Beacons and the raised crossings would contain the lights.

Commissioner Tolland agreed with Commissioner Sargent and requested the ten-foot multimodal path contain a designated space for bicycles. She stated the sidewalk would not be needed in that area due to no beach access.

Commissioner Sargent noted the Florida Power and Light poles were very close to the road and would need to be taken into consideration if a sidewalk was added to the residential area.

Commissioner Briley stated some pedestrians may not want to walk on the same path as bicycles noting the extra sidewalk would be welcomed for pedestrian safety.

Ms. Shanahan inquired if there was a consensus regarding the sidewalks; whereby, Mr. Lisicki stated the consensus was for no sidewalks in front of the residential homes and to start north of Standish Drive.

Mayor Partington stated he supported the sidewalk starting at Standish Drive, noting he understood Commissioner Briley's point.

Commissioner Tolland inquired if the area between Neptune Avenue and Standish Drive was a concerning area for pedestrian fatalities; whereby, Mr. Lisicki stated he did not have that data.

Commissioner Briley stated he knew of a couple of fatalities in the last five or six years.

Item #12 – Reports, Suggestions, Requests

Events and Thanks

Ms. Shanahan inquired if the Commission would be available for a Shade meeting on May 30, 2023; whereby, the Commission agreed. She congratulated Ormond Beach Police Chief Jesse Godfrey, Corporal Rhett Summerlot and Officer Rafael Medina for their participation in the Police Unity Tour. She stated it was Reuse Water Week and reviewed upcoming events including the Memorial Day Remembrance Ceremony and Movies on the Halifax.

Commissioner Briley discussed the events he attended including the Police Unity Tour, Walter Bailey tribute, and upcoming Public Works Week and Kiwanis READS! proclamations.

Commissioner Tolland provided updates from an Ormond Beach MainStreet meeting and a Regrow the Loop meeting. She stated Volusia County was updating their landscaping ordinances and noted Mr. Clay Ervin would contact Mr. Spraker to provide details. She discussed the Police Unity Tour and congratulated the participants.

Commissioner Sargent discussed the events he attended including the Police Unity Tour and thanked all the police officers for their work.

Commissioner Persis reviewed the events she attended including the Law Enforcement Memorial Motorcycle Tour and National Night of Prayer. She thanked Ms. Shanahan and Mr. Spraker for all their hard work.

Requests

Commissioner Briley discussed the mental health issues especially with the homeless and requested the city write a letter to the state or county to encourage funding for mental health. He inquired if the Commission had interest in a Citizens Academy for the city; whereby, the entire Commission agreed for staff to look into a Citizens Academy.

Commissioner Tolland inquired if the Commission would be interested in staff getting more information to participate in the Regrow the Loop Program; whereby the Commission agreed. Mayor Partington suggested information be brought back as a discussion item at the end of a City Commission meeting.

Commissioner Sargent requested staff look into the issues discussed during Audience Remarks; whereby, Ms. Shanahan stated some of the issues were addressed and Mr. Finley was working on some of the issues as well.

Item #13 – Adjournment

The meeting was adjourned at 9:55 p.m.

APPROVED: June 6, 2023

BY:

Bill Partington
Bill Partington, Mayor

ATTEST:

S. Dauderis
Susan Carroll Dauderis,
City Clerk

