

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

September 20, 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. Recognition of Florida Legislators
- 5. ADOPTION OF FISCAL YEAR 2023-2024 MILLAGE RATES AND BUDGET**
 - A. **RESOLUTION NO. 2023-146:** A RESOLUTION ADOPTING FINAL MILLAGE RATES TO BE LEVIED FOR FISCAL YEAR 2023-2024; DIRECTING CERTIFICATION; EXPRESSING LEGISLATIVE INTENT; AND SETTING FORTH AN EFFECTIVE DATE.
Staff Contact: Kelly McGuire, Finance Director, (386) 676-3226
 - B. **ORDINANCE NO. 2023-46:** AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE 2023-2024 FISCAL YEAR BEGINNING OCTOBER 1, 2023 AND ENDING SEPTEMBER 30, 2024; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**
Staff Contact: Kelly McGuire, Finance Director, (386) 676-3226
- 6. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 7. APPROVAL OF MINUTES**
 - A. Minutes from City Commission meeting - September 6, 2023
- 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. 2023-147:** A RESOLUTION AUTHORIZING EXECUTION OF A SERVICE AGREEMENT BETWEEN THE CITY AND THE ORMOND MEMORIAL ART MUSEUM, INC.; AUTHORIZING THE EXPENDITURE OF FUNDING; AND SETTING FORTH AN EFFECTIVE DATE.
Staff Contact: Robert Carolin, Leisure Services Director, (386) 676-3279
 - B. **RESOLUTION NO. 2023-148:** A RESOLUTION APPROVING AND AUTHORIZING REVISIONS TO THE CITY'S FEE SCHEDULE FOR CULTURAL AND RECREATIONAL PROGRAMS AND FACILITIES OPERATED BY THE LEISURE SERVICES DEPARTMENT; AND SETTING FORTH AN EFFECTIVE DATE.
Staff Contact: Robert Carolin, Leisure Services Director,

- C. **RESOLUTION NO. 2023-149:** A RESOLUTION ACCEPTING A PROPOSAL FROM HOYLE TANNER & ASSOCIATES, INC. REGARDING THE CONDUCTION OF AN AERONAUTICAL SURVEY AND PREPARATION OF AN OBSTACLE ACTION PLAN FOR THE ORMOND BEACH MUNICIPAL AIRPORT; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION AND PAYMENT THEREFOR; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Steven Lichliter, Airport Manager, (386) 615-7019

- D. **RESOLUTION NO. 2023-150:** A RESOLUTION ACCEPTING PROPOSALS FOR THE PROVISION OF VARIOUS FORMS OF INSURANCE COVERAGE, INCLUDING PROPERTY, INLAND MARINE, AUTO PHYSICAL DAMAGE, EXCESS WORKERS' COMPENSATION, CRIME, ACCIDENTAL DEATH AND DISMEMBERMENT (POLICE OFFICERS AND FIREFIGHTERS), NATIONAL FLOOD INSURANCE PROGRAM (NFIP) FLOOD, POLLUTION, PROFESSIONAL LIABILITY (EMT'S AND PARAMEDICS), GENERAL LIABILITY (INCLUDING LAW ENFORCEMENT LIABILITY), TENANT AND USERS LIABILITY (TULIP) (SPECIAL EVENTS), CYBER LIABILITY, AND ACTIVE SHOOTER LIABILITY INSURANCE; AUTHORIZING THE EXECUTION OF DOCUMENTS RELATIVE THERETO; AUTHORIZING PAYMENT THEREFOR; AND SETTING FORTH AN EFFECTIVE DATE.

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

- E. **RESOLUTION NO. 2023-151:** A RESOLUTION ACCEPTING BIDS AND AUTHORIZING THE PURCHASE OF VARIOUS CHEMICALS FOR THE CITY'S WATER AND WASTEWATER TREATMENT PLANTS, UNDER BID NO. 2024-01; AUTHORIZING EXECUTION OF CONTRACTS AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Bob Preis, Utilities Manager, (386) 676-3305

- F. **RESOLUTION NO. 2023-152:** A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF A PROPORTIONATE FAIR SHARE AGREEMENT IN RELATION TO THE RIDGEHAVEN PLANNED RESIDENTIAL DEVELOPMENT; AND SETTING FORTH AN EFFECTIVE DATE.

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

- G. **Construction & Demolition Franchise Renewal for Waste Management Inc. of Florida**

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

Disposition: Approve as recommended in the City Manager memorandum dated September 20, 2023.

- H. **RFP - Telecommunication System Upgrades and Improvements**

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

Disposition: Approve as recommended in the City Manager memorandum dated September 20, 2023.

- I. **RFP - Website Redesign and Streaming Services**

Staff Contact: Chuck Osteen, Information Technology Manager, (386) 615-7031
Disposition: Approve as recommended in the City Manager memorandum dated September 20, 2023.

J. **RFP - City Council Chambers Audio and Video Technology**

Staff Contact: Chuck Osteen, Information Technology Manager, (386) 615-7031
Disposition: Approve as recommended in the City Manager memorandum dated September 20, 2023.

K. **City Manager's Monthly Report, September 2023**

Staff Contact: Joyce Shanahan, City Manager, (386) 676-3200
Disposition: Accept as information as recommended in the City Manager memorandum dated September 20, 2023.

9. **PUBLIC HEARINGS**

- A. **ORDINANCE NO. 2023-47:** AN ORDINANCE AMENDING SECTION 22-23, MINIMUM METER RATES GENERALLY; 22-24, MULTIPLE MINIMUM CHARGES; 22-71, SERVICE CHARGE ESTABLISHED; 22-136, MINIMUM WATER RATES; AND 22-137, MINIMUM WASTEWATER RATES; OF CHAPTER 22, WATER AND SEWERS, OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES, BY INCREASING THE MINIMUM WATER AND SEWER RATES; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

- B. **ORDINANCE NO. 2023-49:** AN ORDINANCE AMENDING SECTION 1-14, DEVELOPMENT ORDERS AND BUILDING PERMITS, OF ARTICLE II, ADMINISTRATION AND ENFORCEMENT, OF CHAPTER 1, GENERAL ADMINISTRATION, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY ADDING REQUIREMENTS FOR CERTIFICATE OF USE; 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

- C. **ORDINANCE NO. 2023-50:** AN ORDINANCE APPROVING THE FINAL PLAT FOR THE "ARCHER'S MILL PHASE 1" SUBDIVISION, SHOWN WITHIN PHASE 3 OF THE PLANTATION OAKS PLANNED RESIDENTIAL DEVELOPMENT; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

- D. **RESOLUTION NO. 2023-153:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA APPROVING THE PRELIMINARY PLAT FOR "ARCHER'S MILL PHASE 4", SHOWN WITHIN PHASE 3 OF THE PLANTATION OAKS PLANNED RESIDENTIAL DEVELOPMENT; 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. 2023-154:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA APPROVING THE PRELIMINARY PLAT FOR “ARCHER’S MILL PHASE 5”, SHOWN WITHIN PHASE 3 OF THE PLANTATION OAKS PLANNED RESIDENTIAL DEVELOPMENT; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

- F. **RESOLUTION NO. 2023-155:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA APPROVING THE PRELIMINARY PLAT FOR “ARCHER’S MILL PHASE 6”, SHOWN WITHIN PHASE 3 OF THE PLANTATION OAKS PLANNED RESIDENTIAL DEVELOPMENT; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

- G. **RESOLUTION NO. 2023-156:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA APPROVING THE PRELIMINARY PLAT FOR “BRADFORD LAKES”, SHOWN WITHIN PHASE 4 OF THE PLANTATION OAKS PLANNED RESIDENTIAL DEVELOPMENT; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

10. SECOND READING OF ORDINANCES

- A. **ORDINANCE NO. 2023-48:** AN ORDINANCE AMENDING CHAPTER 10, SOLID WASTE, YARD WASTE AND RECYCLABLES, SECTION 10-16, FEES FOR COLLECTION AND DISPOSAL ESTABLISHED, OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES, BY INCREASING FEES FOR THE COLLECTION AND DISPOSAL OF SOLID WASTE; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

11. RESOLUTIONS

- A. **RESOLUTION NO. 2023-157:** A RESOLUTION PURSUANT TO SECTION 8-4(8), LIENS, OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES AUTHORIZING THE IMPOSITION OF A LIEN AGAINST THE REAL PROPERTY LOCATED AT 189 HIGHLAND AVENUE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4215-06-02-0150) FOR COSTS INCURRED BY THE CITY TO DEMOLISH AN UNSAFE STRUCTURE; AND SETTING FORTH AN EFFECTIVE DATE.

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

- B. **RESOLUTION NO. 2023-158:** A RESOLUTION PURSUANT TO SECTION 8-4(8), LIENS, OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES AUTHORIZING THE IMPOSITION OF A LIEN AGAINST THE REAL PROPERTY LOCATED AT 70 HIDDEN HILLS DRIVE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA

(PARCEL ID NO. 4219-01-15-0410) FOR COSTS INCURRED BY THE CITY TO DEMOLISH AN UNSAFE STRUCTURE; AND SETTING FORTH AN EFFECTIVE DATE.

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

12. REPORTS, SUGGESTIONS, REQUESTS

13. ADJOURNMENT

MINUTES

Item #1 – Meeting Call to Order

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

Item #2 – Invocation

Pastor George Ward, Emmanuel Church of the Living God, provided the invocation.

Item #3 – Pledge of Allegiance

Mayor Partington led the Pledge of Allegiance.

Item #5 – Adoption of Fiscal Year 2023-2024 Millage Rates and Budget

Item #5A – Final Millage Rates for Fiscal Year 2023-2024

Mayor Partington opened the public hearings.

City Clerk Susan C. Dauderis read by title only:

RESOLUTION NO. 2023-146
A RESOLUTION ADOPTING FINAL MILLAGE RATES TO BE LEVIED FOR FISCAL YEAR 2023-2024; DIRECTING CERTIFICATION; EXPRESSING LEGISLATIVE INTENT; AND SETTING FORTH AN EFFECTIVE DATE.

Mayor Partington stated per Florida Statute, he was required to state the final millage rate for the City of Ormond Beach necessary to fund the Fiscal Year (FY) 2023-2024 budget was 3.9260 mills. The rate was 13.71 percent above the rolled back rate of 3.4525 mills. The debt service millage rate was 0.0800 for the 2010 General Obligation Bond Sinking Fund.

Mayor Partington stated it was a public hearing and inquired if there were any members of the public who wished to speak or ask questions prior to adoption of the millage rate and budget.

Mr. Jason Leslie, 3 Arbor Lake Park, stated he sent letters to the Commission expressing his opposition to the millage rates. He reviewed potential ideas to help keep the budget low, including a zero-balance budget.

Commissioner Tolland moved, seconded by Commissioner Persis, for approval of Resolution No. 2023-146, as read by title only.

Mayor Partington stated the operating millage of 3.9260 mills was 13.71 percent above the rolled back millage rate. The resolution included adoption of the debt service millage rate of 0.0800 for the 2010 General Obligation Bond Sinking Fund.

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

Mayor Partington announced the operating millage rate was set at 3.9260 mills, which was 13.71 percent above the rolled back millage rate of 3.4525 mills.

Item #5B – Fiscal Year 2023-2024 Proposed Budget

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2023-46
AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE 2023-2024 FISCAL YEAR BEGINNING OCTOBER 1, 2023 AND ENDING SEPTEMBER 30, 2024; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.
(SECOND READING)

Commissioner Persis moved, seconded by Commissioner Sargent, for approval of Ordinance No. 2023-46, on second reading, as read by title only.

Mayor Partington requested for the City Clerk to call the vote to adopt the budget of \$120,121,116.

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

Mayor Partington closed the Public Hearings.

Item #6 – Audience Remarks

Belvedere Property

Mr. Randy Hayes, City Attorney, reminded the Commission the site was in unincorporated Volusia County and the Commission granted him and city staff broad authority to look at issues related to the proposed project. He reviewed the issues including the Florida Department of Environmental Protection (FDEP) permit and some of the steps the city was taking against the FDEP permit and potential future steps. He explained staff was in constant contact with Volusia County staff. He stated the county inquired if the city was willing to provide utilities to the property, and noted it was permissive by law for the Commission to not allow the utility connection as the property was outside of city limits. He explained there was no Interlocal Service Boundary Agreement in place. He inquired how the Commission wished to respond to the County. He read the request from Volusia County to the Commission.

Mayor Partington stated his response would be “heck no” to the city providing utilities and voiced his opposition to the proposed project.

Commissioner Tolland moved, seconded by Commissioner Persis, that the Commission had no intention or desire to provide utilities or annexation to the Belvedere property.

Mayor Partington inquired if it would be appropriate to include the annexation aspect in the motion; whereby, Mr. Hayes stated if the property owners requested annexation it would come before the Commission as an Ordinance and could be addressed then.

Commissioner Tolland amended her motion and moved, seconded by Commissioner Persis, that the Commission had no intention or desire to provide utilities to the Belvedere property at 874 Hull Road.

Commissioner Tolland voiced her opposition of the project.

Commissioner Sargent stated the fight would continue and thanked the residents who voiced their concerns.

Commissioner Persis thanked the community for their fight and expressed concerns regarding the project.

Commissioner Briley inquired if it would be appropriate to make a motion in opposition of annexing the property.

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

Commissioner Briley moved, seconded by Commissioner Sargent, that the Commission was not interested in annexation of 874 Hull Road.

Commissioner Tolland thanked the residents for all their hard work regarding the project.

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

Ms. Connie Colby, 108 Roble Lane, inquired if the motion made for the utilities was for the property, company or both. She expressed concerns regarding the growth of Ormond Beach and requested the Commission consider a moratorium on new development in the northern part of the city until the Belvedere property issues were resolved.

Ms. Elena Krafft, 28 Old Canyon Lane, expressed her support of the Commissions motions and inquired how the city would prevent similar project in the future. She reviewed concerns around the project.

Mr. Ron Begin, 110 Sawtooth Lane, waived his time.

City of Port Orange Mayor Don Burnette expressed his support of the City's motions. He reviewed that the Volusia League of Cities passed a resolution of support opposing the proposed project. He explained the City of Port Orange would also provide a resolution of support, noting the entirety of the Volusia County cities did not want the project in the county.

Mr. Raymond Franzem, 31 Gentle Ben Path, indicated concerns regarding the number of trucks proposed to go to and from the project. He felt Belvedere was deceptive regarding the proposed traffic and air quality.

Ms. Patricia Franzem, 31 Gentle Ben Path, voiced support of the Commissions motions. She expressed concerns regarding traffic, health concerns, fire safety, and terrorism.

Mr. Jeff Boyle, 612 North Halifax Drive, thanked the Commission, staff and residents for their work in opposition of the project and noted his concerns regarding the criticism from some of the residents.

Mr. Ron Morrison, 20 Timberlake Lane, waived his time.

Ms. Lindsey Pate, 40 Wild Cat Lane, encouraged the city and county to work together against the project. She played audio and shared concerns regarding the project. She asked the Commission and staff to encourage the residents to speak up.

Mr. Randy Dye, 1459 North Tomoka Farms Road, Daytona Beach 32124, discussed his personal experience living near a fuel farm.

Ms. Catherine Pante, Daytona Beach, expressed concerns regarding the project and the developers.

Ms. Karen Delisle, 3225 Lienster Circle, thanked the Commission for their motions and actions in opposition of the project. She shared her concern regarding the future developments in the northern area of Ormond Beach.

Ms. Robin Magleora, 88 Greenwood Avenue, expressed her support of the Commissions actions. She indicated the residents would support any actions to aid in the opposition. She requested more information regarding the public meetings pushed out on social media and to remove the Heavy Industrial zoning.

Mr. Leslie thanked staff for their work and the Commission for their motions, noting the residents wanted transparency. He recounted his experience near a fuel farm.

Ms. Amy Brenneman, 41 Grizzly Bear Path, waived her time.

Mr. Craig Smith, Ormond Beach, thanked the Commission for their motions, noting there was still a fight to be had. He stated his appreciation towards staff and noted there was an application approved and inquired if the Commission was involved with the process.

Ms. Josie Coulson, 81 Cypress Grove Lane, waived her time.

Ms. Rebecca Mangali, 764 Hope Street, requested staff look at other avenues to help aid the opposition of the fuel farm. She suggested a town hall meeting between the City Commission and Volusia County Council to discuss the proposed project and future plans. She stated members of the public were confused and requested staffs help to clear up that confusion.

Mr. Robert Moore, 25 Black Creek Way, voiced his appreciation of the opposition towards the project and his concerns regarding the project.

Commissioner Briley thanked the residents for their work and noted the Commission was with them. He explained the process for their response and indicated concerns regarding the FDEP permit notification being in the Hometown News. He voiced his concerns regarding the project.

Commissioner Persis concurred with Commission Briley noting the safety of the citizens came first.

Commissioner Sargent stated the Commission and staff learned from the project and were taking steps to help spread the information. He discussed items on the Consent Agenda that would help showcase the transparency of the city.

Commissioner Tolland agreed with the Commission and thanked staff for their work. She noted the Commission heard all of the residents' concerns and she would stay strong in her opposition.

Mayor Partington stated he received word from Volusia County Council Chair Jeff Brower who thanked the Commission for their actions and noted his support. He thanked the residents for their remarks and articulated his concerns for the project. He discussed the process behind the project.

Commissioner Briley encouraged the residents to express their concerns to the county.

Other Audience Remarks

Ms. Mary Davis-Johnson, 283 Golden Avenue, request help in the cleanup of Seldon Avenue and reviewed the issues there.

Ms. Suzanne Scheiber, 548 Sandy Oaks Boulevard, stated she represented Dream Green Volusia and shared International Clean Up Day event highlights. She discussed properties on the Volusia Forever B list and encouraged the Commission to consider providing support, and noted Florida Forever would discuss funding the conservation of the property at an upcoming meeting.

Mayor Partington recessed the City Commission meeting at 8:16 p.m.

Mayor Partington reconvened the City Commission meeting at 8:24 p.m.

Item #7 – Approval of Minutes

Mayor Partington advised the minutes of the September 6, 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 Sargent, for approval of the September 6, 2023, City Commission meetings minutes.

The motion passed by voice vote.

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.

Mayor Partington noted there was a citizen request to pull Item 8C.

Commissioner Persis moved, seconded by Commissioner Sargent, for approval of the consent agenda, absent Item 8C.

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

Item #8C – Work Authorization – Aeronautical Survey and Obstruction Analysis Services

City Clerk Susan C. Dauderis read by title only:

Resolution NO. 2023-149
A RESOLUTION ACCEPTING A PROPOSAL FROM HOYLE TANNER & ASSOCIATES, INC. REGARDING THE CONDUCTION OF AN AERONAUTICAL SURVEY AND PREPARATION OF AN OBSTACLE ACTION PLAN FOR THE ORMOND BEACH MUNICIPAL AIRPORT; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION AND PAYMENT THEREFOR; AND SETTING FORTH AN EFFECTIVE DATE.

Ms. Sharon Trescott, 689 Pineland Trail, unincorporated Volusia County, requested the City Commission continue the item and receive further detail on the survey. She stated she believed there were discrepancies and misinformation in the supporting documentation.

Ms. Pate suggested the City Commission send the survey through the bidding process to promote healthy competition.

Ms. Mangali stated the bid process provided better options.

Commissioner Briley stated the vendor had historical data on the airport, noting they were a specialized company.

Mr. Steven Lichliter, Airport Manager, stated Hoyle & Tanner Associates was a company who specialized in small general aviation airports, noting there were many specialized firms under a continuing contract with the city.

Ms. Joyce Shanahan, City Manager, explained there were many continuing contracts with different providers, noting they would be on the agenda for the October 4, 2023 City Commission meeting to be rebid.

Mayor Partington stated he could support continuing the item until the continuing contracts were finalized, noting he would like time to look into the inconsistencies Ms. Trescott discussed.

Commissioner Tolland inquired if the survey was a mandated item; whereby, Ms. Shanahan stated the Florida Department of Transportation (FDOT) required the city to do the survey and put any obstacles on a map. She inquired if there was a timeline when FDOT required the work to be completed; whereby, Mr. Brian Rademacher, Economic Development Director, stated FDOT would like for the survey to be completed before the next inspection in February.

Commissioner Persis moved, seconded by Commissioner Sargent, to table Resolution No. 2023-149, for 90 days.

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

Carried.	Commissioner Tolland Mayor Partington	Yes Yes
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Comments on the Consent Agenda

Commissioner Sargent and Commissioner Persis expressed support for Item 8D, regarding the Property, Casualty, Liability and Workers’ Compensation Insurance for fiscal year 2023-2024.

Item #9 – Public Hearings

Mayor Partington opened the Public Hearings.

Item #9A – Amendment to Water and Wastewater Rates

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2023-47
AN ORDINANCE AMENDING SECTION 22-23, MINIMUM METER RATES GENERALLY; 22-24, MULTIPLE MINIMUM CHARGES; 22-71, SERVICE CHARGE ESTABLISHED; 22-136, MINIMUM WATER RATES; AND 22-137, MINIMUM WASTEWATER RATES; OF CHAPTER 22, WATER AND SEWERS, OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES, BY INCREASING THE MINIMUM WATER AND SEWER RATES; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Commissioner Persis moved, seconded by Commissioner Sargent, for approval of Ordinance No. 2023-47, on second 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 #9B – Land Development Code Amendments, Certificate of Use

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2023-49
AN ORDINANCE AMENDING SECTION 1-14, DEVELOPMENT ORDERS AND BUILDING PERMITS, OF ARTICLE II, ADMINISTRATION AND ENFORCEMENT, OF CHAPTER 1, GENERAL ADMINISTRATION, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY ADDING REQUIREMENTS FOR CERTIFICATE OF USE; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Steven Spraker, Planning Director, explained the request was to amend the Land Development Code to help differentiate between a Certificate of Use and Business Tax Receipt and explained the difference. He noted the Planning Board recommended approval.

Mayor Partington noted there were no speakers for or against the item at the Planning Board meeting and he had no requests to speak on the item.

Commissioner Sargent moved, seconded by Commissioner Tolland, for approval of Ordinance No. 2023-49, on first 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 #9C – Archer's Mill Phase 1, Final Plat

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2023-50
AN ORDINANCE APPROVING THE FINAL PLAT FOR THE “ARCHER’S MILL PHASE 1” SUBDIVISION, SHOWN WITHIN PHASE 3 OF THE PLANTATION OAKS PLANNED RESIDENTIAL DEVELOPMENT; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Spraker stated the item was a request to approve a final plat and provided background on the project. He noted the Planning Board recommended approval.

Commissioner Briley moved, seconded by Commissioner Persis, for approval of Ordinance No. 2023-50, 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 #9D – Archer’s Mill Phase 4, Preliminary Plat

City Clerk Susan C. Dauderis read by title only:

RESOLUTION NO. 2023-153
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA APPROVING THE PRELIMINARY PLAT FOR “ ARCHER’S MILL PHASE 4”, SHOWN WITHIN PHASE 3 OF THE PLANTATION OAKS PLANNED RESIDENTIAL DEVELOPMENT; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Persis moved, seconded by Commissioner Sargent, for approval of Resolution No. 2023-153, as read by title only.

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

Item #9E – Archer’s Mill Phase 5, Preliminary Plat

City Clerk Susan C. Dauderis read by title only:

RESOLUTION NO. 2023-154
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA APPROVING THE PRELIMINARY PLAT FOR “ ARCHER’S MILL PHASE 5”, SHOWN WITHIN PHASE 3 OF THE PLANTATION OAKS PLANNED RESIDENTIAL DEVELOPMENT; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Tolland moved, seconded by Commissioner Sargent, for approval of Resolution No. 2023-154, as read by title only.

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

Item #9F – Archer’s Mill Phase 6, Preliminary Plat

City Clerk Susan C. Dauderis read by title only:

RESOLUTION NO. 2023-155

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA APPROVING THE PRELIMINARY PLAT FOR “ ARCHER’S MILL PHASE 6”, SHOWN WITHIN PHASE 3 OF THE PLANTATION OAKS PLANNED RESIDENTIAL DEVELOPMENT; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Sargent moved, seconded by Commissioner Tolland, for approval of Resolution No. 2023-155, as read by title only.

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

Item #9G – Bradford Lakes, Preliminary Plat

City Clerk Susan C. Dauderis read by title only:

RESOLUTION NO. 2023-156
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA APPROVING THE PRELIMINARY PLAT FOR “BRADFORD LAKES”, SHOWN WITHIN PHASE 4 OF THE PLANTATION OAKS PLANNED RESIDENTIAL DEVELOPMENT; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Briley provided background on the Plantation Oaks development.

Mayor Partington clarified there were many public hearings and the item was the final technical review.

Commissioner Persis moved, seconded by Commissioner Sargent, for approval of Resolution No. 2023-156, as read by title only.

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

Mayor Partington closed the public hearings.

Item #10 – Second Reading of Ordinances

Item #10A – Amendment to Solid Waste Rates

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2023-48
AN ORDINANCE AMENDING CHAPTER 10, SOLID WASTE, YARD WASTE AND RECYCLABLES, SECTION 10-16, FEES FOR COLLECTION AND DISPOSAL ESTABLISHED, OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES, BY INCREASING FEES FOR THE COLLECTION AND DISPOSAL OF SOLID WASTE; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Commissioner Sargent moved, seconded by Commissioner Tolland, for approval of Ordinance No. 2023-48, on second 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 – Resolutions

Item #11A – Lien Approval for Demolition, 189 Highland Avenue

City Clerk Susan C. Dauderis read by title only:

RESOLUTION NO. 2023-157
A RESOLUTION PURSUANT TO SECTION 8-4(8), LIENS, OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES AUTHORIZING THE IMPOSITION OF A LIEN AGAINST THE REAL PROPERTY LOCATED AT 189 HIGHLAND AVENUE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4215-06-02-0150) FOR COSTS INCURRED BY THE CITY TO DEMOLISH AN UNSAFE STRUCTURE; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Sargent moved, seconded by Commissioner Persis, for approval of Resolution No. 2023-157, as read by title only.

Commissioner Sargent inquired about the pricing for the demolitions; whereby, Mr. Spraker stated the Chief Building Official solicits bids for the demolition and noted the pricing varied due to the square footage of the structure. Commissioner Sargent requested future invoices include the square footage.

Commissioner Tolland moved, seconded by Commissioner Persis, for approval of Resolution No. 2023-157, as read by title only.

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

Item #11B – Lien Approval for Demolition, 70 Hidden Hills Drive

City Clerk Susan C. Dauderis read by title only:

RESOLUTION NO. 2023-158
A RESOLUTION PURSUANT TO SECTION 8-4(8), LIENS, OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES AUTHORIZING THE IMPOSITION OF A LIEN AGAINST THE REAL PROPERTY LOCATED AT 70 HIDDEN HILLS DRIVE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4219-01-15-0410) FOR COSTS INCURRED BY THE CITY TO DEMOLISH AN UNSAFE STRUCTURE; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Briley moved, seconded by Commissioner Persis, for approval of Resolution No. 2023-158, as read by title only.

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

Item #12 – Reports, Suggestions, Requests

Events, Thanks, and Requests

Ms. Joyce Shanahan, City Manager requested a workshop regarding Cassen Park for October 4, 2023; whereby, the entire Commission agreed. She reminded the Commission the meeting on October 4, 2023, was on a Wednesday due to National Night Out to be held on October 3, 2023. She also requested a special Commission meeting regarding the Hunter’s Ridge Regional Development Impact (DRI) on October 25, 2023; whereby, the entire Commission agreed.

Ms. Claire Whitley, Assistant City Manager, requested a meeting pending the outcome of the September 26, 2023, Planning Board meeting regarding Tomoka Reserve on November 7, 2023, noting it was a normal meeting day but could start at 6:00 p.m.

Commissioner Briley noted concerns regarding lack of time for normal business.

Mayor Partington requested staff keep the agenda with normal business light to allow the focus to be Tomoka Reserve, noting the meeting would conclude at 10:30 p.m.

Mr. Hayes thanked the Commission for their direction and work regarding the Belvedere project, noting staff was working with many agencies, including Volusia County, to help with the opposition.

Commissioner Sargent thanked the Finance Director and Assistant Finance Director for their work on the budget, staff for the website, telecommunications, and chamber upgrade items from the consent agenda, and to Public Works staff for their assistance with a citizen issue. He stated the Commission and staff were looking out for the residents.

Commissioner Persis thanked staff for their work on the demolitions and liens. She reviewed events she attended.

Commissioner Briley thanked staff and residents for their work on the Belvedere project. He stated September was Realtor Safety Month and thanked Ormond Beach Police Chief Jesse Godfrey for presenting at a corresponding event.

Commissioner Tolland thanked the Commission, residents, and staff for their work on the Belvedere project and to the Finance staff for their work on the budget. She reported on events she attended and upcoming events. She inquired if the Commission would support sending a letter in favor of Volusia Forever purchasing the Ford Marsh property near the Ormond Scenic Loop and Trail; whereby, the Commission agreed.

Ms. Shanahan stated staff would compose and the Mayor could sign.

Crime Stoppers Banquet

Ms. Shanahan stated Ormond Beach Police Detective Jessica Fowler was Ormond Beach's nominee for Crime Stoppers Officer of the Year.

Commissioner Sargent, Commissioner Persis, Commissioner Briley and Commissioner Tolland expressed their support and congratulations to Detective Fowler.

Citizens Academy

Commissioner Briley suggested the Commission introduce a Citizen's Academy to help engage members of the public and increase their knowledge on the city; whereby, Commissioner Tolland agreed and suggested the Ormond Beach Chamber of Commerce collaborate. Commissioner Briley stated it should be ran by the city as the Chamber of Commerce already had a leadership academy.

Mayor Partington noted there were many heads nodding in agreeance of the Citizens Academy and asked staff to bring back ideas; whereby, Ms. Shanahan stated staff would bring it back around the first of the year.

Commissioner Sargent inquired if businesses could help offset any costs; whereby, Ms. Shanahan stated most of the associated costs would be staff time.

Mayor Partington stated Commissioner Persis had interest in a Student Academy; whereby, Ms. Shanahan stated the Chamber of Commerce had a leadership academy for high schoolers that included a government day and that could satisfy that aspect for now.

Item #13 – Adjournment

The meeting was adjourned at 9:17 p.m.

APPROVED: October 4, 2023

BY:

Bill Partington, Mayor

Commissioner Briley noted concerns regarding lack of time for normal business.

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Item #13 – Adjournment

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APPROVED: October 4, 2023

BY:


Bill Partington, Mayor

ATTEST:



Susan Carroll Dauderis,
City Clerk

