

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

**May 21, 2024**

**7:00 p.m.**

**Commission Chambers**

Present: Mayor Bill Partington, Commissioners Lori Tolland, Travis Sargent, 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. Toni Slick
  - B. Teacher of the Quarter
  - C. Public Works Week
  - D. Mayor John Land Years of Service Award
- 5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 6. APPROVAL OF MINUTES**
  - A. Minutes from City Commission meeting - May 7, 2024
- 7. COMMUNITY REDEVELOPMENT AGENCY**
  - A. **RESOLUTION NO. 2024-78:** A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA ACCEPTING A PROPOSAL FROM DESIGNING LOCAL, LTD TO PROVIDE SERVICES FOR THE CREATION OF A DOWNTOWN PUBLIC ART MASTER PLAN; AUTHORIZING THE EXECUTION OF AN AGREEMENT AND PAYMENT THEREFORE; REJECTING ALL OTHER PROPOSALS; AND SETTING FORTH AN EFFECTIVE DATE. **(SEE ITEM 8A)**

**Staff Contact:** Steven Spraker, Planning Director, (386) 676-3341
- 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. 2024-78:** A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA ACCEPTING A PROPOSAL FROM DESIGNING LOCAL, LTD TO PROVIDE SERVICES FOR THE CREATION OF A DOWNTOWN PUBLIC ART MASTER PLAN; AUTHORIZING THE EXECUTION OF AN AGREEMENT AND PAYMENT THEREFORE; REJECTING ALL OTHER PROPOSALS; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** Steven Spraker, Planning Director, (386) 676-3341
  - B. **RESOLUTION NO. 2024-80:** A RESOLUTION ACCEPTING THE BID OF MASCI GENERAL CONTRACTOR, INC. REGARDING THE 2024 ROADWAY RESURFACING PROJECT, UNDER BID NO.

2024-11; 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

- C. **RESOLUTION NO. 2024-81:** A RESOLUTION ACCEPTING A PROPOSAL FROM BOMAR CONSTRUCTION, INC. FOR CONSTRUCTION MANAGEMENT SERVICES REGARDING THE PERFORMING ARTS CENTER FIRE DAMAGE REPAIR; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION AND PAYMENT THEREFOR; AND SETTING FORTH AN EFFECTIVE DATE.

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

- D. **RESOLUTION NO. 2024-82:** A RESOLUTION ACCEPTING PROPOSALS AND AUTHORIZING THE EXECUTION OF CONTINUING CONTRACTS WITH FIFTY-ONE (51) PROFESSIONAL SERVICES FIRMS FOR AIRPORT FACILITIES; ARCHITECTURAL; ECONOMIC DEVELOPMENT; ENVIRONMENTAL; GENERAL CIVIL ENGINEERING; GEOTECHNICAL; GRANT WRITING, ADMINISTRATION, PUBLIC OUTREACH & COMMUNITY ENGAGEMENT; INFORMATION TECHNOLOGY, SCADA & TELECOMMUNICATIONS; MECHANICAL, ELECTRICAL & PLUMBING; PARKS & RECREATION; PLANNING DESIGN; PROJECT MANAGEMENT; ROADWAY FACILITIES; STORMWATER MANAGEMENT; STRUCTURAL; SURVEY; TRANSPORTATION PLANNING & ENGINEERING; WATER & REUSE DISTRIBUTION/WASTEWATER COLLECTION; AND WATER SUPPLY & TREATMENT/WASTEWATER TREATMENT SERVICES; UNDER RFQ 2023-16; REJECTING ALL OTHER PROPOSALS; AND SETTING FORTH AN EFFECTIVE DATE.

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

- E. **RESOLUTION NO. 2024-83:** A RESOLUTION AUTHORIZING THE ACCEPTANCE OF A PUBLIC ACCESS, MAINTENANCE AND UTILITY EASEMENT FROM PLANTATION OAKS OF ORMOND BEACH II, LLC, FOR PROPERTY LOCATED WITHIN THE PLANTATION OAKS OF ORMOND BEACH DEVELOPMENT PHASE 2C, PART OF THE "NATIONAL GARDENS TRUST" DEVELOPMENT OF REGIONAL IMPACT AND PLANTATION OAKS PLANNED RESIDENTIAL DEVELOPMENT; AND SETTING FORTH AN EFFECTIVE DATE.

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

- F. **Florida East Coast Railroad Crossing Maintenance**

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

**Disposition:** Approve as recommended in the City Manager staff report dated May 21, 2024.

- G. **Intent to Bid - 2024 Hydrant Maintenance and Repair**

**Staff Contact:** Nathan Quartier, Deputy Fire Chief, (386) 676-3270

**Disposition:** Approve as recommended in the City Manager staff report dated May 21, 2024.

- H. **Utilization of Rental Services - Ring Power Corporation**

**Staff Contact:** Kevin Gray, Deputy Public Works Director,

(386) 676-3325

**Disposition:** Approve as recommended in the City Manager staff report dated May 21, 2024.

I. **Auto-Renewal Fireworks by Santore, Inc.**

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

**Disposition:** Approve as recommended in the City Manager staff report dated May 21, 2024.

J. **RFP - Property, Liability and Workers' Compensation Insurance**

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

**Disposition:** Approve as recommended in the City Manager staff report dated May 21, 2024.

K. **City Manager's Monthly Report, May 2024**

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

**Disposition:** Accept as information as recommended in the City Manager staff report dated May 21, 2024.

9. **PUBLIC HEARINGS**

A. **ORDINANCE NO. 2024-05: AN ORDINANCE APPROVING THE FINAL PLAT FOR THE "RIDGEHAVEN" SUBDIVISION; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE. (SECOND READING)**

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

B. **ORDINANCE NO. 2024-06: AN ORDINANCE AMENDING SECTION 2-17, R-4, SINGLEFAMILY CLUSTER AND TOWNHOUSE ZONING DISTRICT, SECTION 2-18, R-5, MULTIFAMILY MEDIUM DENSITY ZONING DISTRICT, AND SECTION 2-19, R-6, MULTIFAMILY MEDIUM-HIGH DENSITY ZONING DISTRICT, OF ARTICLE II, DISTRICT REGULATIONS, OF CHAPTER 2, DISTRICT AND GENERAL REGULATIONS OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE; BY AMENDING THE REAR YARD SETBACKS, AND CORRECTING THE STREET SIDE/CORNER AND ADDITIONAL WATERBODY SETBACKS LABELS; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. (SECOND READING)**

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

C. **ORDINANCE NO. 2024-02: 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 1.33± ACRES, LOCATED ALONG BENTON STREET, NORTH OF ATLANTIC ROAD (VOLUSIA COUNTY PARCEL NUMBERS 3136-01-34-0220 AND 3136-01-01-0022) FROM "MEDIUM DENSITY RESIDENTIAL" TO "LOW INTENSITY COMMERCIAL"; PROVIDING FOR CONFLICT; AUTHORIZING TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE.**

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

D. **ORDINANCE NO. 2024-08:** AN ORDINANCE OF THE CITY OF ORMOND BEACH, RELATING TO COMPREHENSIVE PLANNING, ADOPTING A 2024 WATER SUPPLY WORK PLAN; ADOPTING COMPREHENSIVE PLAN AMENDMENTS TO THE CITY OF ORMOND BEACH COMPREHENSIVE PLAN, RELATED TO THE WATER SUPPLY WORK PLAN, INCLUDING THE UTILITIES ELEMENT, CONSERVATION ELEMENT, AND CAPITAL IMPROVEMENTS ELEMENT, IN ACCORDANCE WITH CHAPTER 163, PART II AND CHAPTER 373 FLORIDA STATUTES; PROVIDING FOR TRANSMITTING COPIES OF THE NOTICE AND AMENDMENTS TO THE STATE REVIEWING AGENCIES, THE VOLUSIA GROWTH MANAGEMENT COMMISSION, 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

E. **ORDINANCE NO. 2024-09:** AN ORDINANCE APPROVING AND AUTHORIZING THE RENEWAL OF AN INTERLOCAL SERVICE BOUNDARY AGREEMENT, AND A PLANNING AND SERVICES DELIVERY SUB-AGREEMENT, BETWEEN THE CITY OF ORMOND BEACH AND COUNTY OF VOLUSIA, FLORIDA, REGARDING THE NORTH U.S. 1 JOINT PLANNING AND MUNICIPAL SERVICE AREA; APPROVING THE RENEWAL OF ITINERANT VENDOR CRITERIA; PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.

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

F. **ORDINANCE NO. 2024-10:** AN ORDINANCE APPROVING THE FINAL PLAT FOR THE "FOUNTAIN VIEW, PHASE 1B" SUBDIVISION, SHOWN WITHIN PHASE 1 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. 2024-84:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA APPROVING THE PRELIMINARY PLAT FOR "FOUNTAIN VIEW, PHASE 1D", SHOWN WITHIN PHASE 1 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

H. **RESOLUTION NO. 2024-85:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA APPROVING THE PRELIMINARY PLAT FOR "FOUNTAIN VIEW, PHASE 1E", SHOWN WITHIN PHASE 1 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

I. **RESOLUTION NO. 2024-86:** A RESOLUTION AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A SPECIAL EXCEPTION REGARDING THE "SHELL

CONVENIENCE STORE" LOCATED AT 1628 WEST GRANADA BOULEVARD; TO ALLOW AN ELECTRONIC CHANGEABLE COPY SIGN FOR THE RETAIL PRICES OF GASOLINE; 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. 2024-07:** AN ORDINANCE RELATING TO PEDESTRIAN AND VEHICLE SAFETY WITHIN PUBLIC ROADS AND RIGHTS-OF-WAY; AMENDING CHAPTER 17, STREETS, SIDEWALKS AND OTHER PUBLIC SPACES OF THE CODE OF ORDINANCES BY AMENDING SECTION 17-10 TO ADD UNSAFE PEDESTRIAN USE OF RIGHT-OF-WAYS; ADOPTING FINDINGS OF FACT; PROVIDING FOR APPLICABILITY; PROVIDING FOR DEFINITIONS; ESTABLISHING PROHIBITED USE OF PUBLIC ROAD RIGHTS-OF-WAY; PROVIDING FOR ENFORCEMENT AND PENALTIES; PROVIDING FOR ADDITIONAL REMEDIES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. **(SECOND READING)**

**Staff Contact:** Randy Hayes, City Attorney, (386) 676-3217

## 11. RESOLUTIONS

- A. **RESOLUTION NO. 2024-87:** 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 253 GREENWOOD AVENUE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4240-03-03-0090) UPON 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 Neal Ganzel Jr., Coquina Presbyterian Church, provided the invocation.

#### Item #3 – Pledge of Allegiance

Mayor Partington led the Pledge of Allegiance.

#### Item #4 – Presentations and Proclamations

##### Item #4A – Toni Slick

Mayor Partington proclaimed May 21, 2024 as a day to recognize and celebrate Ms. Toni Slick for her artistic contributions to the community.

##### Item #4B – Teacher of the Quarter

Mayor Partington recognized Ms. Christi McLaughlin on her Teacher of the Quarter award from Ormond Beach Elementary School and with the help of the Ormond Beach

Chamber of Commerce, they presented her with flowers and gift certificates from community businesses.

#### Item #4C – Public Works Week

Mayor Partington presented Public Works Director Shawn Finley with a proclamation in honor of Public Works Week. He proclaimed May 19 through May 25, 2024, as Public Works Week.

#### Item #4D – Mayor John Land Years of Service Award

Ms. Eryn Russell, Florida League of Cities, presented the Mayor John Land Years of Service Award to Mayor Partington for his 20 years of service to the City of Ormond Beach as an elected official.

Mayor Partington said a few words regarding his time as a City Commissioner, Deputy Mayor and Mayor. He thanked the citizens for their faith in him over the last 20 years and his family for their support.

#### Item #5 – Audience Remarks

Ms. Nanette McKeel Petrella, 1288 Bel Aire Drive, Daytona Beach, 32118, expressed support of the Volusia County Dog Friendly Beach pilot program (pilot program). She stated she was the president of Daytona Dog Beach, Inc. and was representing a volunteer group Paw Ambassadors. She expressed concerns regarding an online petition against the pilot program.

Ms. Paula Reynolds, 120 Papaya Drive, stated support of the pilot program and requested the Commission to walk the dog section of the beach to experience the benefit of the pilot program.

Mr. Randy Fernandez, 159 East Granada Boulevard, noted he owned the local NautiPets shop. He congratulated Mayor Partington on his award. He discussed the pilot program and requested the pilot program run in its entirety, then decide upon support.

Ms. Deb Coursey, 325 Fordham Drive, Daytona Beach, 32118, voiced support of the pilot program and requested continued support of the program.

Ms. Deedree Zerfas, 330 Nautilus Avenue, Daytona Beach, 32118, expressed support of the pilot program. She discussed the benefits of the program to herself and her dog.

Ms. Nancy Lohman, 1210 John Anderson Drive, provided a handout to the Commission regarding support of the pilot program and requested the Commission's continued support of the program. She voiced concerns regarding citizens with their dogs outside of the allocated areas.

Mr. David Schecter, 395 South Atlantic Avenue Unit 304, provided photographs of citizens not following the pilot program's rules. He voiced concerns regarding dogs outside of the allocated areas. He asked the Commission to write a letter to Volusia County ending their participation in the pilot program and requested Volusia County start enforcing their rules regarding dogs on the beach. He questioned the accuracy of the facts regarding the program provided by Volusia County.

Mr. Jason Leslie, 3 Arbor Lake Park, discussed events he attended and a homeless shelter donation he coordinated. He expressed concerns regarding the city's lack of involvement with the shelter.

Mr. Mark Sharifi, 210 Valencia Drive, discussed his history with the community. He expressed support for the pilot program and volunteers. He provided statistics from the pilot program provided by Volusia County.

#### Item #6 – Approval of Minutes

Mayor Partington advised the minutes from the May 7, 2024, meeting had been sent to the Commission for review and 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 Sargent moved, seconded by Commissioner Tolland, for approval of the May 7, 2024, City Commission meeting 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 7:55 p.m.

Item #7A – RFP - Downtown Public Art Master Plan

City Clerk Susan Dauderis read by title only:

RESOLUTION NO. 2024-78

A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA ACCEPTING A PROPOSAL FROM DESIGNING LOCAL, LTD TO PROVIDE SERVICES FOR THE CREATION OF A DOWNTOWN PUBLIC ART MASTER PLAN; AUTHORIZING THE EXECUTION OF AN AGREEMENT AND PAYMENT THEREFORE; REJECTING ALL OTHER PROPOSALS; AND SETTING FORTH AN EFFECTIVE DATE. (SEE ITEM 8A)

**Commissioner Briley moved, seconded by Commissioner Tolland, for recommendation of Resolution No. 2024-78, as read by title only.**

**The motion passed by voice vote.**

Ms. Joyce Shanahan, City Manager, requested Items 8J and 9C be pulled from the agenda and brought back at a future City Commission meeting; whereby, the Commission agreed.

Mayor Partington closed the public hearing, adjourned the CRA meeting, and reconvened the City Commission meeting at 7:57 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 Briley moved, seconded by Commissioner Sargent, for approval of the consent agenda, absent Item 8J.**

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

Comments on the Consent Agenda

Commissioner Sargent inquired if there was a dollar figure on what would be reimbursed by insurance regarding Item 8C on the Work Authorization – Performing Arts Center (PAC) Fire Damage Repair with Bomar Construction; whereby, Ms. Shanahan stated that was still being negotiated. He asked what the deductible was; whereby, Ms. Shanahan stated she was unaware at the moment.

Mayor Partington expressed support of Item 8A regarding the Request for Proposal – Downtown Public Art Master Plan.

Item #9 – Public Hearings

Mayor Partington opened the Public Hearings.

Item #9A – RidgeHaven Subdivision, Final Plat

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2024-05  
AN ORDINANCE APPROVING THE FINAL PLAT FOR THE “RIDGHAVERN” SUBDIVISION; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

**Commissioner Briley moved, seconded by Commissioner Sargent, to approve Ordinance No. 2024-05, on second reading, as read by title only.**

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

Item #9B – Land Development Code Amendments, R-4, R-5, and R-6 Zoning Districts

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2024-06  
AN ORDINANCE AMENDING SECTION 2-17, R-4, SINGLEFAMILY CLUSTER AND TOWNHOUSE ZONING DISTRICT, SECTION 2-18, R-5, MULTIFAMILY MEDIUM DENSITY ZONING DISTRICT, AND SECTION 2-19, R-6, MULTIFAMILY MEDIUM-HIGH DENSITY ZONING DISTRICT, OF ARTICLE II, DISTRICT REGULATIONS, OF CHAPTER 2, DISTRICT AND GENERAL REGULATIONS OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE; BY AMENDING THE REAR YARD SETBACKS, AND CORRECTING THE STREET SIDE/CORNER AND ADDITIONAL WATERBODY SETBACKS LABELS; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

**Commissioner Sargent moved, seconded by Commissioner Tolland, to approve Ordinance No. 2024-06, on second reading, as read by title only.**

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

Item #9D – Comprehensive Plan Amendments, Water Supply Work Plan

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2024-08  
AN ORDINANCE OF THE CITY OF ORMOND BEACH, RELATING TO COMPREHENSIVE PLANNING, ADOPTING A 2024 WATER SUPPLY WORK PLAN; ADOPTING COMPREHENSIVE PLAN AMENDMENTS TO THE CITY OF ORMOND BEACH COMPREHENSIVE PLAN, RELATED TO THE WATER SUPPLY WORK PLAN, INCLUDING THE UTILITIES ELEMENT, CONSERVATION ELEMENT, AND CAPITAL IMPROVEMENTS ELEMENT, IN ACCORDANCE WITH CHAPTER 163, PART II AND CHAPTER 373 FLORIDA STATUTES; PROVIDING FOR TRANSMITTING COPIES OF THE NOTICE AND AMENDMENTS TO THE STATE REVIEWING AGENCIES, THE VOLUSIA GROWTH MANAGEMENT COMMISSION, 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, stated the item was a Comprehensive Plan amendment related to the water supply work plan, noting it was a state mandated action.

He reviewed the amendments and the next steps if approved. He stated the Planning Board did recommend approval with a six to zero vote.

**Commissioner Briley moved, seconded by Commissioner Sargent, to approve Ordinance No. 2024-08, on first reading, as read by title only.**

Commissioner Tolland expressed support of the item.

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

Item #9E – ISBA Renewal

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2024-09  
AN ORDINANCE APPROVING AND AUTHORIZING THE RENEWAL OF AN INTERLOCAL SERVICE BOUNDARY AGREEMENT, AND A PLANNING AND SERVICES DELIVERY SUB-AGREEMENT, BETWEEN THE CITY OF ORMOND BEACH AND COUNTY OF VOLUSIA, FLORIDA, REGARDING THE NORTH U.S. 1 JOINT PLANNING AND MUNICIPAL SERVICE AREA; APPROVING THE RENEWAL OF ITINERANT VENDOR CRITERIA; PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.

**Commissioner Sargent moved, seconded by Commissioner Tolland, to approve Ordinance No. 2024-09, on first reading, as read by title only.**

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

Item #9F – Fountain View, Phase 1B, Final Plat

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2024-10  
AN ORDINANCE APPROVING THE FINAL PLAT FOR THE “FOUNTAIN VIEW, PHASE 1B” SUBDIVISION, SHOWN WITHIN PHASE 1 OF THE PLANTATION OAKS PLANNED RESIDENTIAL DEVELOPMENT; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Spraker reviewed Items 9F, 9G, and 9H, explaining they were requests for a final plat and preliminary plats, and reviewed their timelines. He showed a graphic of Phase 1B, Phase 1D, and Phase 1E. He noted the Planning Board recommended approval of all three items.

**Commissioner Sargent moved, seconded by Commissioner Briley, to approve Ordinance No. 2024-10, on first reading, as read by title only.**

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

Item #9G – Fountain View, Phase 1D, Preliminary Plat

City Clerk Susan C. Dauderis read by title only:

RESOLUTION NO. 2024-84  
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA APPROVING THE PRELIMINARY PLAT FOR “FOUNTAIN VIEW, PHASE 1D”, SHOWN WITHIN PHASE 1 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 Briley, for approval of Resolution No. 2024-84, as read by title only.**

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

Item #9H – Fountain View, Phase 1E, Preliminary Plat

City Clerk Susan C. Dauderis read by title only:

RESOLUTION NO. 2024-85

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA APPROVING THE PRELIMINARY PLAT FOR “ FOUNTAIN VIEW, PHASE 1E”, SHOWN WITHIN PHASE 1 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 Briley, for approval of Resolution No. 2024-85, as read by title only.**

Commissioner Tolland discussed the density of the project and requested the whole development be brought before the Commission to show upcoming development when the phases are brought before the Commission.

Mr. Parker Mynchenberg, applicant, reviewed the reason for the higher density for some phases and the lower density for others, noting the overall low density.

Commissioner Briley discussed the developers right under Volusia County; whereby, Mr. Mynchenberg reviewed the history of the property related to the density.

Mayor Partington thanked Mr. Mynchenberg and discussed the positive attributes of the development; whereby, Mr. Mynchenberg discussed the water and sewer plans.

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

Item #9I – 1628 West Granada Blvd, Electronic Changeable Copy Signage

City Clerk Susan C. Dauderis read by title only:

RESOLUTION NO. 2024-86

A RESOLUTION AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A SPECIAL EXCEPTION REGARDING THE “SHELL CONVENIENCE STORE” LOCATED AT 1628 WEST GRANADA BOULEVARD; TO ALLOW AN ELECTRONIC CHANGEABLE COPY SIGN FOR THE RETAIL PRICES OF GASOLINE; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

**Commissioner Briley moved, seconded by Commissioner Sargent, for approval of Resolution No. 2024-86, as read by title only.**

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

Mayor Partington closed the Public Hearings.

Item #10 – Second Reading of Ordinances

Item #10A – Ordinance Regulating the Unsafe Pedestrian Use of Public ROW

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2024-07

AN ORDINANCE RELATING TO PEDESTRIAN AND VEHICLE SAFETY WITHIN PUBLIC ROADS AND RIGHTS-OF-WAY; AMENDING CHAPTER 17, STREETS, SIDEWALKS AND OTHER PUBLIC SPACES OF THE CODE OF ORDINANCES BY AMENDING SECTION 17-10 TO ADD UNSAFE PEDESTRIAN USE OF RIGHT-OF-WAYS; ADOPTING FINDINGS OF FACT; PROVIDING FOR APPLICABILITY; PROVIDING FOR DEFINITIONS; ESTABLISHING PROHIBITED USE OF PUBLIC ROAD RIGHTS-OF-WAY; PROVIDING FOR ENFORCEMENT AND PENALTIES; PROVIDING FOR ADDITIONAL REMEDIES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.  
**(SECOND READING)**

**Commissioner Sargent moved, seconded by Commissioner Tolland, for approval of Ordinance No. 2024-07, on second reading, as read by title only.**

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

Item #11 – Resolutions

Item #11A – 253 Greenwood Ave, Lien for Partial Demolition

City Clerk Susan C. Dauderis read by title only:

RESOLUTION NO. 2024-87

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 253 GREENWOOD AVENUE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4240-03-03-0090) UPON COSTS INCURRED BY THE CITY TO DEMOLISH AN UNSAFE STRUCTURE; AND SETTING FORTH AN EFFECTIVE DATE.

**Commissioner Briley moved, seconded by Commissioner Sargent, for approval of Resolution No. 2024-87, as read by title only.**

Commissioner Sargent inquired about the process of the lien; whereby, Mr. Spraker reviewed the steps taken if the fee was not paid. Commissioner Sargent asked if there could be a stipulation to prevent the property owner from applying for permits without the lien being paid; whereby, Mr. Randy Hayes stated ordinarily the lien process would be followed due to lack of payment and believed the property owner would not have the funds to rebuild without applying for a loan, in which case the lender would see the lien and deny the loan. Mr. Hayes reviewed how liens were typically paid back.

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

Item #12 – Reports, Suggestions, Requests

Events, Updates, Congratulations and Requests

Ms. Shanahan reviewed upcoming City Commission meetings and workshops; whereby, Mayor Partington requested the workshop meetings be added to their Outlook calendars. She provided an update on the PAC and congratulated and thanked those who participated in and supported the Police Unity Tour. She discussed upcoming events.

Commissioner Briley discussed and provided updates from meetings and events he attended and ones upcoming.

Commissioner Briley, Commissioner Tolland, and Commissioner Sargent congratulated Mayor Partington on his Mayor John Land Years of Service award.

Commissioner Tolland thanked Ms. Slick for her contributions to the community. She congratulated and thanked staff for their participation in the Police Unity Tour and work on the Hunter's Ridge Development of Regional Impact dispute. She discussed events she attended. She stated she had a resident speak with her regarding concerns about a lack of sidewalks along John Anderson Drive and requested staff meet with the residents to see if their stance on the sidewalk changed over the last ten years.

Commissioner Sargent discussed the Volusia County Dog Friendly Beach Pilot Program and provided statistics from Volusia County. He requested staff send the Riverbend Golf Course property out as a Request for Proposals (RFP) to keep the property a golf course and see if there were any interested vendors; whereby, Commissioner Tolland and Commissioner Briley agreed.

Ms. Shanahan expressed concerns regarding the Federal Aviation Agency's (FAA) guidelines and costs.

Mayor Partington stated staff should check with FAA before sending it out as an RFP, noting he believed it to be a waste of staff's time, explaining the process was previously done and prospective parties did not submit proposals once they knew how much it cost to bring the property back to a playable course. He expressed support of those who participated in and supported the Police Unity Tour.

Mayor Partington reminded the Commission and residents of the Florida Department of Transportation public meeting on May 22, 2024, regarding the US Highway 1 and Interstate 95 interchange.

Item #13 – Adjournment

The meeting was adjourned at 8:47 p.m.

APPROVED: June 4, 2024

BY:

  
Bill Partington, Mayor

ATTEST:

  
Susan Carroll Dauderis,  
City Clerk

