

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

August 6, 2024

7:00 p.m.

Commission Chambers

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 Shawn Finley, 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. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 5. APPROVAL OF MINUTES**
 - A. Minutes from City Commission meeting - July 23, 2024
- 6. 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. 2024-117:** A RESOLUTION ACCEPTING A BID FROM HINTERLAND GROUP, INC. FOR CONSTRUCTION SERVICES REGARDING THE 2024 STORM PIPE LINING PROJECT, UNDER BID NO. 2024-27; 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
 - B. **RESOLUTION NO. 2024-118:** A RESOLUTION ACCEPTING A PROPOSAL FROM PAUL CULVER CONSTRUCTION, INC. TO PROVIDE CONSTRUCTION MANAGEMENT SERVICES TO REPLACE FIVE DOORS AT THE POLICE DEPARTMENT; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION THERETO; AND SETTING FORTH AN EFFECTIVE DATE.
Staff Contact: Alex Schumann, City Engineer, (386) 676-3302
 - C. **RESOLUTION NO. 2024-120:** A RESOLUTION APPROVING THE SETTLEMENT OF PERSONAL INJURY CLAIMS FILED BY ADAM STANKIEWICZ; AUTHORIZING THE EXECUTION OF ALL PAPERS NECESSARY AND INCIDENTAL THERETO; AND SETTING FORTH AN EFFECTIVE DATE.
Staff Contact: Randy Hayes, City Attorney, (386) 676-3217
 - D. **RESOLUTION NO. 2024-121:** A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF A GLOBAL SETTLEMENT AND MUTUAL RELEASE BETWEEN THE CITY OF ORMOND BEACH, FLAGLER COUNTY, AND U.S. CAPITAL ALLIANCE, LLC, RESOLVING DISPUTED ISSUES REGARDING THE HUNTER'S RIDGE DEVELOPMENT OF REGIONAL IMPACT; APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF ORMOND BEACH AND FLAGLER COUNTY; ACCEPTING THE FORM OF A WARRANTY DEED FROM U.S. CAPITAL ALLIANCE, LLC, FOR

THE CONVEYANCE OF CONSERVATION LANDS; AUTHORIZING THE EXECUTION OF ANY AND ALL INSTRUMENTS AND DOCUMENTS THAT ARE NECESSARY AND INCIDENTAL THERETO; AND SETTING FORTH AN EFFECTIVE DATE.

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

E. Intent to Bid - 2024 A1A Utility Relocation

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

Disposition: Approve as recommended in the City Manager staff report dated August 6, 2024.

7. PUBLIC HEARINGS

- A. 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. **(SECOND READING)**

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

- B. ORDINANCE NO. 2024-16:** AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE VI, OVERLAY DISTRICTS, SECTION 2-71, HISTORIC DISTRICTS AND LANDMARKS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE BY AMENDING THE NAME OF THE HISTORIC LANDMARK AT 38 EAST GRANADA BOULEVARD FROM THE "MACDONALD HOUSE" TO THE "STOUT-MACDONALD HOUSE" ON THE HISTORIC LANDMARKS LIST; 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. 2024-17:** AN ORDINANCE APPROVING THE FINAL PLAT FOR THE "ARCHER'S MILL, PHASE 2" 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. **(SECOND READING)**

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

- D. ORDINANCE NO. 2024-18:** AN ORDINANCE APPROVING THE FINAL PLAT FOR THE "ARCHER'S MILL, PHASE 6" 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. **(SECOND READING)**

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

- E. **ORDINANCE NO. 2024-19:** AN ORDINANCE APPROVING THE FINAL PLAT FOR THE "TIDES EDGE AT ORMOND BEACH" 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

- F. **ORDINANCE NO. 2024-20:** 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. **(SECOND READING)**

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

- G. **ORDINANCE NO. 2024-22:** AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE VI, OVERLAY DISTRICTS, SECTION 2-71, HISTORIC DISTRICTS AND LANDMARKS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE BY ADDING THE PROPERTY AT 78 EAST GRANADA BOULEVARD, THE GARDENS AT THE ORMOND MEMORIAL ART MUSEUM, TO THE HISTORIC LANDMARKS LIST; 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

- H. **ORDINANCE NO. 2024-23:** AN ORDINANCE GRANTING THE PETITION OF ORMOND CROSSING WEST, LLC, FOR ESTABLISHMENT OF A COMMUNITY DEVELOPMENT DISTRICT PURSUANT TO CHAPTER 190, FLORIDA STATUTES; CREATING AND ESTABLISHING THE ORMOND CROSSINGS WEST COMMUNITY DEVELOPMENT DISTRICT; PROVIDING FOR NAME, POWERS, AND DUTIES; PROVIDING DESCRIPTION AND BOUNDARIES; PROVIDING INITIAL MEMBERS OF BOARD OF SUPERVISORS; PROVIDING SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

8. SECOND READING OF ORDINANCES

- A. **ORDINANCE NO. 2024-21:** AN ORDINANCE AMENDING SECTION 3.3-24, TIE-DOWN FEES, OF ARTICLE III, AIRCRAFT GROUND OPERATIONS, OF CHAPTER 3.3, AIRCRAFT AND AIRPORT, OF THE CODE OF ORDINANCES OF THE CITY OF ORMOND BEACH, FLORIDA; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

9. RESOLUTIONS

- A. **RESOLUTION NO. 2024-119:** A RESOLUTION RECOMMENDING DENIAL OF THE REMOVAL OF AN HISTORIC TREE LOCATED AT 1510 NORTH U.S. HIGHWAY 1; AND SETTING FORTH AN EFFECTIVE DATE.

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

10. REPORTS, SUGGESTIONS, REQUESTS

11. ADJOURNMENT

MINUTES

Item #1 – Meeting Call to Order

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

Item #2 – Invocation

Reverend Jason Hefner, Lighthouse Christ Presbyterian Church, provided the invocation.

Item #3 – Pledge of Allegiance

Mayor Partington led the Pledge of Allegiance.

Item #4 – Audience Remarks

Mr. Ike Leary, 1 South Beach Street, commended the city on the 4th of July celebration and fireworks and requested an update on the status of the Cassen Park redesign; whereby, Mr. Shawn Finley explained there were delays with permitting.

Volusia County Council Member Troy Kent, 130 Magnolia Drive, informed the Commission the Volusia County Council approved free on and off beach parking for Volusia County residents starting October 1, 2024, by a super-majority vote and thanked those Council Members who supported the vote. He discussed the benefits of the new initiative.

Commissioner Briley, Commissioner Persis, and Commissioner Tolland thanked Council Member Kent for his leadership and advocacy for the city with the Volusia County Council.

Item #5 – Approval of Minutes

Mayor Partington advised the minutes from the July 23, 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 Briley, for approval of the July 23, 2024, City Commission meeting minutes.

The motion passed by voice vote.

Item #6 – 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 Persis moved, seconded by Commissioner Sargent, for approval of the Consent Agenda.

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

Item #7 – Public Hearings

Mayor Partington opened the Public Hearings.

Item #7A – 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. **(SECOND READING)**

Commissioner Briley moved, seconded by Commissioner Tolland, to approve Ordinance No. 2024-08, 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 #7B – LDC Amendment, Local Landmark List, Stout-MacDonald House Name Change

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2024-16
AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE VI, OVERLAY DISTRICTS, SECTION 2-71, HISTORIC DISTRICTS AND LANDMARKS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE BY AMENDING THE NAME OF THE HISTORIC LANDMARK AT 38 EAST GRANADA BOULEVARD FROM THE “MACDONALD HOUSE” TO THE “STOUT-MACDONALD HOUSE” ON THE HISTORIC LANDMARKS LIST; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Commissioner Persis moved, seconded by Commissioner Sargent, to approve Ordinance No. 2024-16, 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 #7C – Archer’s Mill, Phase 2, Final Plat

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2024-17
AN ORDINANCE APPROVING THE FINAL PLAT FOR THE “ARCHER’S MILL, PHASE 2” 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. **(SECOND READING)**

Commissioner Briley moved, seconded by Commissioner Sargent, to approve Ordinance No. 2024-17, 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 #7D – Archer’s Mill, Phase 6, Final Plat

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2024-18
AN ORDINANCE APPROVING THE FINAL PLAT FOR THE “ARCHER’S MILL, PHASE 6” 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. **(SECOND READING)**

Commissioner Sargent moved, seconded by Commissioner Persis, to approve Ordinance No. 2024-18, on second 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 #7E – Tides Edge at Ormond Beach Subdivision, Final Plat

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2024-19
AN ORDINANCE APPROVING THE FINAL PLAT FOR THE “TIDES EDGE AT ORMOND BEACH” SUBDIVISION; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Commissioner Persis moved, seconded by Commissioner Sargent, to approve Ordinance No. 2024-19, 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 #7F – Woodsprings Suites, Comprehensive Plan Amendment

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2024-20
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. **(SECOND READING)**

Mayor Partington noted the applicant was available if there were any questions.

Commissioner Briley moved, seconded by Commissioner Tolland, to approve Ordinance No. 2024-20, 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 #7G – Land Development Code Amendment, Local Landmark List, 78 East Granada Boulevard

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2024-22
AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE VI, OVERLAY DISTRICTS, SECTION 2-71, HISTORIC DISTRICTS AND LANDMARKS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE BY ADDING THE PROPERTY AT 78 EAST GRANADA BOULEVARD, THE GARDENS AT THE ORMOND MEMORIAL ART MUSEUM, TO THE HISTORIC LANDMARKS LIST; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Briley moved, seconded by Commissioner Persis, to approve Ordinance No. 2024-22, 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 #7H – Ormond Crossings West, Establishment of a CDD

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2024-23
AN ORDINANCE GRANTING THE PETITION OF ORMOND CROSSING WEST, LLC, FOR ESTABLISHMENT OF A COMMUNITY DEVELOPMENT DISTRICT PURSUANT TO CHAPTER 190, FLORIDA STATUTES; CREATING AND ESTABLISHING THE ORMOND CROSSINGS WEST COMMUNITY DEVELOPMENT DISTRICT; PROVIDING FOR NAME, POWERS, AND DUTIES; PROVIDING DESCRIPTION AND BOUNDARIES; PROVIDING INITIAL MEMBERS OF BOARD OF SUPERVISORS; PROVIDING SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Steven Spraker, Planning Director, explained Ormond Crossings was approved with a development agreement in 2010, and the agreement was amended in 2017, noting the zoning was established in 2013. He reviewed the highlights of the plans submitted in 2013. He noted in the original approvals there was a revision that allowed the developers to use a Community Development District (CDD) to assist with financing. He noted the benefits of utilizing a CDD and the impacts to the city. He stated the request was consistent with state statutes and staff recommended approval.

Commissioner Tolland inquired why the developer selected just the residential portion for the CDD; whereby, Mr. Spraker stated there could be future CDDs requested in the

future but the applicants request was due to construction contracts for the residential portion.

Mr. Johnathan Johnson, 107 West College Avenue, Tallahassee, 32303, thanked the Commission and staff for their support and noted they did expect to come back in the future for the other areas to become a CDD.

Commissioner Briley moved, seconded by Commissioner Sargent, to approve Ordinance No. 2024-23, 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

Mayor Partington closed the Public Hearings.

Item #8 – Second Reading of Ordinances

Item #8A – Airport Fees Ordinance

City Clerk Susan C. Dauderis read by title only:

ORDINANCE NO. 2024-21
AN ORDINANCE AMENDING SECTION 3.3-24, TIE-DOWN FEES, OF ARTICLE III, AIRCRAFT GROUND OPERATIONS, OF CHAPTER 3.3, AIRCRAFT AND AIRPORT, OF THE CODE OF ORDINANCES OF THE CITY OF ORMOND BEACH, FLORIDA; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Commissioner Persis moved, seconded by Commissioner Sargent, for approval of Ordinance No. 2024-21, 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 #9 – Resolutions

Item #9A – Historic Tree Removal - 1510 North US Highway 1

City Clerk Susan C. Dauderis read by title only:

RESOLUTION NO. 2024-119
A RESOLUTION RECOMMENDING DENIAL OF THE REMOVAL OF AN HISTORIC TREE LOCATED AT 1510 NORTH U.S. HIGHWAY 1; AND SETTING FORTH AN EFFECTIVE DATE.

Ms. Cara Culliver, City’s Landscape Architect, reviewed the trees on the property and discussed the applicant’s request to remove a historic live oak tree. She explained staff recommended denial of the application and provided staff recommendations for the Commission to consider should they decide to approve the historic tree removal.

Commissioner Briley clarified the applicant was requesting the tree marked number nine on the rendering; whereby, Ms. Culliver confirmed that was accurate.

Commissioner Persis inquired who would maintain the trees; whereby, Ms. Culliver stated it would be the property owner’s responsibility. She asked what type of trees would need to be planted if the historic tree was removed; whereby, Ms. Culliver indicated staff’s recommendation was native trees with a preference of live oaks. She questioned if the developer was amenable to adding the new trees to the property; whereby, Ms. Culliver indicated the developer had the option to add the trees or donate to the tree mitigation fund, noting she was unaware of any issues around planting the trees on the property.

Commissioner Briley questioned the size of the lot; whereby, Ms. Culliver stated it was 1.36 acres. He expressed concerns regarding the planting of 11 live oaks in the space due to the amount of room they take up; whereby, Ms. Culliver stated the developer could plant a couple live oaks then plant other native trees that would fit the space.

Mr. Parker Mychenberg, 1729 Ridgewood Avenue, Daytona Beach, 32117, stated he understood the reason for staff’s recommendation of denial. He reviewed nearby project similarities, the space to be set aside for the new trees, the anticipated type of trees, and Volusia County ingress and egress requirements.

Commissioner Persis expressed support of the project and growth of the surrounding areas.

Commissioner Tolland disclosed she met with Mr. Scott Vanacore, applicant for the item. She discussed the preserved trees, support of the removal of tree 9, and the development of the property.

Commissioner Sargent discussed support of the removal of the tree due to the proposed project and enhancement to the community. He disclosed he met with Mr. Vanacore and reviewed Mr. Vanacore’s contributions to the city.

Commissioner Briley discussed Mr. Vanacore’s previous work and disclosed he met with Mr. Vanacore to discuss the project. He expressed support of the development of the area, calling it the “Gateway to Ormond Beach.”

Mayor Partington inquired if Mr. Vanacore was accepting of staff’s recommendations if the Commission approved the tree removal; whereby, Mr. Vanacore stated he was. He discussed Mr. Vanacore’s recent community contributions.

Commissioner Persis disclosed meeting with Mr. Vanacore.

Commissioner Tolland moved, seconded by Commissioner Persis, for approval of Resolution 2024-119, as read by title only.

Mayor Partington and Commissioner Briley clarified the resolution was approving denial of the tree removal; whereby Commissioner Tolland and Commissioner Persis rescinded their motion and second, respectively.

Commissioner Tolland moved, seconded by Commissioner Persis, for approval of the applicants request to remove the historic trees with staff’s tree mitigation recommendation.

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

Item #10 – Reports, Suggestions, Requests

ReGrow the Loop

Council Member Kent discussed the Volusia County Council updates to the ReGrow the Loop initiative, which would be ReGrow Volusia in its new phase, due to the overwhelming popularity and success of the program. He provided updates on how the program would continue and thanked Mr. Vanacore, Mr. Alan Burton, and the city for their support of the program.

Commissioner Briley and Commissioner Persis thanked Council Member Kent for the updates and support of the city.

Council Member Kent and Commissioner Tolland expressed gratitude to specific citizens and community organizations who played a key part in the ReGrow the Loop initiative.

Mr. Vanacore thanked Commissioner Tolland and Council Member Kent for their support. He discussed potential future beachfront parking near Ormond Beach and reviewed process and funding.

Ms. Joyce Shanahan, City Manager, explained Mr. Burton provided the city with a check for \$10,000, on behalf of the Ormond Beach Kiwanis' Tree Fund to be used to establish a tree fund that would accept private donations to be used for native oak trees to be planted along the Ormond Beach Scenic Loop and Trail, and one tree at Rockefeller Gardens. She indicated staff would bring something back to the Commission for their input.

Events, Updates, and Congratulations

Ms. Shanahan reviewed upcoming meetings, events, and city updates, such as the Community Engagement Meeting for the Comprehensive Plan Review and Christmas Parade theme selection.

Commissioner Persis stated residents expressed concerns regarding speeding along South Saint Andrews Drive; whereby, Ms. Shanahan stated there was radar feedback sign on the street and the police department had directed patrols in the area to help enforce the speed limit.

Mayor Partington inquired about the Community Engagement Meeting for the Comprehensive Plan and requested staff to promote the meeting as much as possible. He discussed a flyer he received regarding the Ormond Beach Scenic Loop and Trail and requested the flyer be added to the website.

150th City Anniversary Celebration

Commissioner Briley discussed events he attended. He stated he would like to see a 150th anniversary celebration of Ormond Beach from April 18 through April 22 of 2030. He discussed potential locations, community organizations who would support, and events that could take place, and reviewed planning needs.

Commissioner Persis, Commissioner Tolland, and Commissioner Sargent expressed support of the celebration, noting the need for a citizen task force to help staff plan.

Commissioner Tolland thanked Mr. Vanacore for all his support and generosity within the community. She discussed the American Heart Association walk in October.

Volusia County Life Guards

Commissioner Persis expressed concerns regarding beach safety and a shortage of lifeguards on the beaches and inquired if the Commission would support sending a letter to Volusia County; whereby, Commissioner Tolland expressed support.

Mayor Partington indicated Volusia County recently hired a new Beach Safety director and believed that was a top priority and requested Ms. Shanahan discuss with Council Member Kent before a letter was sent.

Commissioner Sargent discussed the new Volusia County Beach Safety Director, noting Council Member Kent tasked the new director with hiring more lifeguards. He thanked Council Member Kent for all his hard work with the Volusia County Council.

Cassen Park

Commissioner Tolland inquired about the Cassen Park project; whereby, Mr. Finley indicated there were issues with permitting, rights-of-way, and stormwater design, but noted staff was working through them and would bring back an update at the next meeting.

Commissioner Sargent discussed new water quality strategies; whereby, Mr. Finley stated the stormwater design would incorporate multiple things to improve water quality and would be a model of environmental stewardship with the design, noting he did not want to add anything that would further delay the project.

Lake County Police Department

Commissioner Sargent requested everyone keep the Lake County Police Department in their thoughts and prayers for the fallen officer and for the two other officers who were injured.

Volusia County Schools

Commissioner Sargent inquired about steps needed to get more information regarding the Volusia County Schools Championship Field partnership; whereby, Ms. Shanahan stated staff would need a separate partnership agreement for the field, explaining a

separate agreement from the current agreement preserving Ormond Beach's interest in the field. She noted staff would keep the Commission updated with any discussions.

Item #11 – Adjournment

The meeting was adjourned at 8:20 p.m.

APPROVED: August 20, 2024

BY: Bill Partington
Bill Partington, Mayor

ATTEST:

Susan Carroll Dauderis
Susan Carroll Dauderis,
City Clerk

