

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

June 26, 2018

7:00 p.m.

Commission Chambers

Present were: Mayor Bill Partington, Commissioners Dwight Selby, Troy Kent, Rick Boehm, and Rob Littleton, City Manager Joyce Shanahan, City Attorney Randy Hayes, and City Clerk Scott McKee.

A G E N D A

- 1. CALL TO ORDER**
- 2. INVOCATION**
- 3. PLEDGE OF ALLEGIANCE**
- 4. PRESENTATIONS AND PROCLAMATIONS**
 - A. Legislative Update – Volusia Legislature Delegates
 - B. Bob Mandarino
 - C. Parks and Recreation Month
- 5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 6. APPROVAL OF MINUTES**
 - A. Minutes from City Commission meeting – June 5, 2018
- 7. CONSENT AGENDA**

The action proposed is stated for each item on the Consent Agenda. Unless a City Commissioner removes an item from the Consent Agenda, no discussion on individual items will occur and a single motion will approve all items.

- A. **RESOLUTION NO. 2018-71** : A RESOLUTION AUTHORIZING THE EXECUTION OF A WATER, SEWER AND ANNEXATION AGREEMENT BETWEEN THE CITY OF ORMOND BEACH AND JAMES R. STEWART, III AND TIFFNEY P. KILLIAN FOR PROPERTY LOCATED AT 116 COQUINA KEY DRIVE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA; PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.
Staff Contact: Steven Spraker, Planning Director (386-676-3341)
- B. **RESOLUTION NO. 2018-72** : A RESOLUTION AUTHORIZING THE EXECUTION OF A WATER, SEWER AND ANNEXATION AGREEMENT BETWEEN THE CITY OF ORMOND BEACH AND JANET RODRIGUEZ FOR PROPERTY LOCATED AT NO ADDRESS, EAST AND WEST SIDE OF OCEAN SHORE BOULEVARD, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA, VOLUSIA COUNTY PARCEL NUMBER 3209-00-02-0031; PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.
Staff Contact: Steven Spraker, Planning Director (386-676-3341)
- C. **RESOLUTION NO. 2018-73** : A RESOLUTION AUTHORIZING THE SUBMITTAL OF THREE GRANT APPLICATIONS UNDER THE FEMA HAZARD MITIGATION GRANT PROGRAM FOR FUNDING ASSISTANCE RELATIVE TO THE FOLLOWING PROJECTS: THE STORMWATER OUTFALL CHECK VALVES PROJECT; THE STRICKLAND CREEK FLOOD IMPROVEMENTS PROJECT; AND THE FACILITY HARDENING PROJECT; AUTHORIZING THE EXECUTION OF ALL DOCUMENTS INCIDENTAL THERETO, INCLUDING ANY CONTRACTS NECESSARY FOR THE CITY TO ACCEPT THE GRANT AWARDS; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: John Noble, City Engineer (386-676-3269)

- D. **RESOLUTION NO. 2018-74** : A RESOLUTION CONSENTING TO THE ASSIGNMENT OF A PROFESSIONAL SERVICES CONTRACT FOR BROWNFIELD ENVIRONMENTAL CONSULTING SERVICES FROM TBE GROUP, INC. D/B/A CARDNO TBE TO CARDNO, INC.; APPROVING AND AUTHORIZING THE EXECUTION OF A NOVATION DEED; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: John Noble, City Engineer (386-676-3269)

- E. **RESOLUTION NO. 2018-75** : A RESOLUTION AUTHORIZING THE EXECUTION OF FOUR WORK AUTHORIZATIONS WITH CARDNO, INC. FOR ENVIRONMENTAL CONSULTING SERVICES REGARDING IMPLEMENTATION OF THE BROWNFIELD ASSESSMENT GRANT; AUTHORIZING PAYMENT THEREFOR; RATIFYING PAYMENT FOR WORK COMPLETED; AND SETTING FORTH AN EFFECTIVE DATE.

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

- F. **RESOLUTION NO. 2018-76** : A RESOLUTION ACCEPTING A PROPOSAL FROM MCKIM & CREED FOR ENGINEERING DESIGN SERVICES REGARDING THE FLEMING AVENUE DRAINAGE IMPROVEMENTS PROJECT; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION AND PAYMENT THEREFOR; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: John Noble, City Engineer (386-676-3269)

- G. **RESOLUTION NO. 2018-77** : A RESOLUTION ACCEPTING A BID FROM J.D. WEBER CONSTRUCTION CO. FOR CONSTRUCTION SERVICES REGARDING THE FOREST HILLS CONNECTOR PATH PROJECT, UNDER BID NO. 2018-03; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: John Noble, City Engineer (386-676-3269)

- H. **RESOLUTION NO. 2018-79** : A RESOLUTION ACCEPTING A BID FROM G.E.M. STONE CONTRACTORS, INC. FOR UTILITY LOCATING SERVICES UNDER BID NO. 2018-26; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Dave Ponitz, Utilities Manager (386-676-3305)

- I. **RESOLUTION NO. 2018-80** : A RESOLUTION AUTHORIZING THE EXECUTION OF A NON-EXCLUSIVE FRANCHISE AGREEMENT BETWEEN THE CITY AND HALIFAX WRECKING CO., INC. REGARDING THE COLLECTION OF CONSTRUCTION AND DEMOLITION DEBRIS; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Kevin Gray, Public Works Operations Manager (386-676-3522)

- J. **WTP Elevated Water Tank Rehabilitation**

Staff Contact: Dave Ponitz, Utilities Manager (386-676-3305)

Disposition: Approve as recommended in the City Manager memorandum dated June 26, 2018.

- K. **Purchase of Computers from Dell Marketing L.P.**

Staff Contact: Ned Huhta, IT Manager (386-615-7031)

Disposition: Approve as recommended in the City Manager memorandum dated June 26, 2018.

- L. **Annual Supply of Sodium Bisulfite and Hydrofluorosilicic Acid**

Staff Contact: Dave Ponitz, Utilities Manager (386-676-3305)

Disposition: Approve as recommended in the City Manager memorandum dated June 26, 2018.

9. PUBLIC HEARINGS

- A. **ORDINANCE NO. 2018-18** : AN ORDINANCE AMENDING SUBSECTION (5), HISTORIC PRESERVATION, OF SECTION 8-10, APPLICATION PROCESSING FEES, OF CHAPTER 8, BUILDINGS AND CONSTRUCTION REGULATIONS, ARTICLE I, IN GENERAL OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

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

- B. **RESOLUTION NO. 2018-81** : A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA APPROVING THE PRELIMINARY PLAT FOR THE "PINELAND P.R.D. SUBDIVISION - PHASES 2 & 3"; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

- C. **RESOLUTION NO. 2018-82** : A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA APPROVING THE PRELIMINARY PLAT FOR THE "PINELAND P.R.D. SUBDIVISION - PHASES 4 & 5"; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

9. REPORTS, SUGGESTIONS, REQUESTS

10. ADJOURNMENT

Item #1 – Meeting Call to Order

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

Item #2 – Invocation

Pastor Mike Petrick, Harbor Baptist Church, gave the invocation.

Item #3 – Pledge of Allegiance

Mayor Partington led the Pledge of Allegiance.

Item #4A – Legislative Update – Volusia Legislature Delegates

Mayor Partington invited Representative Patrick Henry forward to give the legislative update, and noted that Senator Dorothy Hukill was in attendance from the delegation as well.

Mr. Patrick Henry, State Representative of Florida, stated that he represented a few voting precincts in Ormond Beach and wanted to discuss a few things that would affect them on an outside basis. He noted he filed a bill in the House of Representatives (“House”) for \$1.7 million that involved the local homeless shelter, but those funds were reappropriated after the tragic shooting in Parkland, Florida, to address school safety, mental health, and similar issues. He promised he would refile the bill and work to get the money to assist Daytona Beach and the county on their homeless issue.

Representative Henry indicated that he knew cities were under attack on the subject of home rule, but clarified that he wanted to speak about Airbnb. He explained that while sitting on the Agriculture and Property Rights Committee, he realized that Tallahassee would have to do something to address Airbnb, so that the cities would have guidelines as to what was and was not acceptable. He noted that he was sure they could come up with a compromise between Airbnb and cities, owners, and renters.

Representative Henry stated that as a freshman representative, he was able to get three bills through the Florida House, with two making it through the Florida Senate and being

signed into law. He stated that one was the childhood cancer license plate, noting that it died before reaching the Florida Senate, but he hoped to refile it the upcoming year and have it fully approved. He explained he filed a boating inspection bill in the Florida House, where Senator Travis Hutson had filed a similar one in the Florida Senate, that became law; and his signature bill that also passed, with a duplicate that passed in the Florida Senate, was for Mary McLeod Bethune Cookman to become the first African American in the history of the country to represent a state.

Representative Henry noted that appropriations were handled differently than he expected in Tallahassee. He explained that every appropriation bill had to be filed as a standalone bill in the Florida House, noting that his co-sponsor on the Mary McLeod Bethune Cookman bill was Representative Tom Leek, and that he was able to get appropriations passed for the Williamson Boulevard expansion. He mentioned that the delegation got along and worked well together on projects.

Ms. Dorothy Hukill, State Senator of Florida, complimented Representative Henry on providing a thorough update and highlighting important issues. She noted that technically she did not represent the Ormond Beach geographical lines, but the group as a delegation represented everyone in Volusia County. She reiterated what Representative Henry mentioned about working well together and across party lines. She noted that she had not planned to discuss Airbnb, what she considered a vacation rental, but there had been a push in both the Florida House and Senate to 'attack' home rule. She thought vacation rentals needed further discussion to clarify specifics for the cities involved.

Senator Hukill thanked the Commission for the remembrance ceremony for the wildfires of 1998 prior to the Commission meeting. She shared a few memories from that time, and noted they came together as a community, neighbors, friends, neighborhoods, homeowners associations, police, fire, and first responders. She closed by stating that she was proud to be part of the community and thanked them for the great work they had done.

Mayor Partington stated the Commission wanted to show appreciation for the work that the delegates had done for the City of Ormond Beach. He mentioned being in Tallahassee with Commissioner Littleton early in the legislative session, and that by the time they met with Representative Leek at 8:00 a.m. one morning, he had already completed four meetings and a session on the radio. He explained how busy and difficult life was for the representatives and senators during the session. He presented them both with plaques and thanked them for their service.

Item #4B – Bob Mandarino

Mayor Partington invited Fire Chief Bob Mandarino to the front and indicated the audience would be surprised what they might learn about him. He stated that Chief Mandarino began his career with the City of Ormond Beach on February 24, 1997, working in the Fire Department, and rose through the ranks as driver engineer, lieutenant, captain, battalion commander, and finally appointed as Fire Chief in December 2012. He noted that Chief Mandarino also served as the Emergency Operation Commander during major emergencies, and had responded to many emergencies with the fire service, including the 1998 wildfires in Ormond Beach. He explained that Chief Mandarino was deployed for search and rescue missions lasting ten days after Hurricane Katrina, and later noted that his time helping those affected had given him an amazing feeling and was a once in a lifetime opportunity.

Mayor Partington stated that Chief Mandarino moved to Ormond Beach as a young child from New York when his father accepted a position with Boeing. He noted that Chief Mandarino loved the white sand beaches, crashing waves, and temperate weather, and could not imagine living any place else with his family. He explained that Chief Mandarino had a Bachelor of Applied Science degree in Supervision and Management from Daytona State College, and had prior experience as a General Manager of a local hotel and as a Real Estate Appraiser. He stated that Chief Mandarino was a member of the Volusia County Fire Chiefs' Association, Florida Fire Chiefs' Association and the International Association of Fire Chiefs, and especially enjoyed the technology aspect of his job.

Mayor Partington noted that Chief Mandarino found time to relax by conjuring up more adrenaline by surfing, paddle boarding, bicycling, motorcycle rides, skateboarding, and working out at the YMCA. He explained that Chief Mandarino had numerous accolades

as a champion skateboarder, who specialized in the tight slalom, including: the Florida State Skate Board Championship in 1976 for Overall Slalom; the U.S. Open and national championship in 1978; finishing fifth place in the World Championships, attaining his highest world ranking of tenth, and being inducted to the Florida Skater Hall of Fame in 2003; and part of a U.S.A. team that won first place against teams from all over the world in 2004 on the French Riviera. He noted Chief Mandarino's favorite memory about his skateboarding career was the travel and different cultures.

Mayor Partington stated that Chief Mandarino felt an urge over the years to not only work with people, but for them, and that former Ormond Beach Fire Chief Barry Baker felt that the Chief's place in the service industry had uniquely prepared him for his city career. He stated that Chief Mandarino's goal when he started was to end his career as the fire chief, and was proud to say that he had done it extremely well. He noted that the Chief's extensive knowledge of the city, people, and his servant attitude were invaluable and that he would be greatly missed.

Mayor Partington, on behalf of the City of Ormond Beach, proclaimed June 26, 2018, as a day to honor Chief Mandarino and encouraged all residents to join him in wishing him the best in his well-deserved retirement, and in thanking him for his many years of dedication to the City of Ormond Beach.

Mr. Bob Mandarino, Fire Chief, stated that he had a wonderful career in the City of Ormond Beach, and appreciated the ability to serve the community that he grew up and lived in. He noted the word must have spread about his proclamation, as a few classmates were in attendance, and thanked the Commission for the honor.

#4C – Parks and Recreation Month

Mayor Partington invited Leisure Services Director Robert Carolin forward to accept the proclamation for Parks and Recreation Month. He stated that Ormond Beach had done so much to make sure they had a strong parks and recreation system, and they received numerous compliments on their facilities. He indicated that Mr. Carolin and staff had a servant attitude in providing services across the city, and that parks and recreation programs were an integral part of communities throughout the country. He stated that parks and recreation areas were vitally important to establishing and maintaining the quality of life in the communities, ensuring the health of all citizens, and contributing to the economic and environmental well-being of a community and region. He noted that parks and recreation programs built healthy, active communities that aided in the prevention of chronic disease, provided therapeutic recreation services for those who were mentally or physically disabled, improved the mental and emotional health of all citizens, and were fundamental to the environmental well-being of the community.

Mayor Partington stated that parks and recreation programs increased a community's economic prosperity through increased property values, expansion of the local tax base, increased tourism, the attraction and retention of businesses, and crime reduction. He explained that parks and natural recreation areas improved water quality, protected groundwater, prevented flooding, improved the quality of the air, provided vegetative buffers to development, and produced habitat for wildlife. He noted the parks and natural recreation areas ensured the ecological beauty of the community and provided a place for children and adults to connect with nature and recreate outdoors.

Mayor Partington, on behalf of the City of Ormond Beach, proclaimed July 2018, as Parks and Recreation Month, and urged all residents to join him in recognizing the benefits derived from parks and recreation resources.

Item #5 – Audience Remarks

Ms. Lisa Amara, 21 Pine Trail, stated that she had gathered some information, but did not have complete documentation on her issue. She noted that she had been working with the city for a prior two years on a flooding issue in her backyard, including speaking with Mr. Kevin Gray and others in Public Works, Planning, and Commissioner Littleton. She indicated that her neighbor had elevated his yard, but had no proof that he had, which meant that about two feet of water would flood her yard. She indicated she was told there was not much the city could enforce, but that other neighbors had witnessed the one neighbor adding fill to the yard. She stated she had grading to do and would be responsible for that, and was educating herself about the flood issues from May 2009 in regards to her house and the neighborhood. She stated that neighbors on both sides were having the same flooding issue due to the one neighbor behind her.

Ms. Amara noted there were seven pine trees on the easement that impeded access to her yard and would affect grading of the yard. She indicated that the roots from those trees were causing destruction in her yard and the adjoining road, causing injury to a neighbor who tripped over them. She indicated that the road was patched, but the city claimed it had not planted the trees, while neighbors stated that they had. She requested assistance in her numerous issues.

Mayor Partington asked Ms. Amara to take a business card from City Manager Joyce Shanahan and indicated that she would be able to assist on anything that the city could do.

Ms. Susan Persis, 3 Tidewater Drive, stated that she was a native of Volusia County, went to Ortona Elementary School, Seabreeze Junior High School, and graduated from Seabreeze High School. She explained that she attended Florida State University and received a Bachelor of Science and Master of Science in the field of education. She noted that she served proudly as a teacher, assistant principal, and principal in Volusia County for 39 years. She emphasized that she loved the job and the City of Ormond Beach. She noted that after retirement, she contacted Commissioner Boehm and informed him of her interest to serve, which led to an appointment on the Quality of Life Board. She confirmed that she qualified as a candidate running for Zone 3 Commissioner, who was proud to live in Ormond Beach and wanted to continue giving back to the community. She stated the environment could be protected while ensuring Ormond Beach was a thriving and safe city, and commented that Ormond Beach was growing so those involved must plan carefully. She stated that she learned the value of being a good listener as a principal, and expected to do a lot of listening and learning from the residents. She noted that by working together, Ormond Beach would continue to be the best area to live, work, and play.

Item #6 – Approval of Minutes

Mayor Partington advised that the minutes of the June 5, 2018, regular 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 that hearing no corrections, the minutes would stand approved as presented.

Item #7 – Consent Agenda

Mayor Partington advised that the actions proposed for the items on the Consent Agenda were stated on the agenda. He asked if any member of the Commission had questions or wished to discuss any items separately.

Commissioner Littleton requested that Item 7G be pulled from the Consent Agenda.

Commissioner Kent requested that Item 7L be pulled from the Consent Agenda.

Commissioner Boehm moved, seconded by Commissioner Littleton, for approval of the Consent Agenda, absent Items 7G & 7L.

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

Item #7G – Bid Award for the Forest Hills Connector from Old Tomoka Rd. to Scottsdale Dr., Bid Number 2018-03

City Clerk Scott McKee read by title only:

RESOLUTION NO. 2018-77

A RESOLUTION ACCEPTING A BID FROM J.D. WEBER CONSTRUCTION CO. FOR CONSTRUCTION SERVICES REGARDING THE FOREST HILLS CONNECTOR PATH PROJECT, UNDER BID NO. 2018-03; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Littleton stated that he had spoken against the connector path in prior meetings, and that he would again be voting against the path.

Commissioner Kent moved, seconded by Commissioner Selby, for approval of Item 7G.

Call Vote:	Commissioner Kent	Yes
	Commissioner Boehm	Yes
	Commissioner Littleton	No
	Commissioner Selby	Yes
Carried.	Mayor Partington	Yes

Item #7L – Annual Supply of Sodium Bisulfite and Hydrofluorosilicic Acid

Mayor Partington asked City Attorney, Randy Hayes if they needed a motion and a second on that item; whereby, Mr. Randy Hayes, City Attorney, stated that was not necessary because it was a disposition item that would go out for bid, but they could discuss and vote if wanted.

Commissioner Kent stated that in prior years he inquired about hydrofluorosilicic acid, also known as fluoride, in the water supply and could not get a response from their chemical provider. He indicated that he sent the same inquiry to all 47 companies in North America that provided fluoride at the time, and did not receive a response from any of them. He believed that the city should not be medicating people with the water supply, since fluoride was not available without a doctor's prescription, and that his basic questions had not been answered. He noted it caught his attention when the Health Department and ADA came out in pushing back the total amounts added in the water supply nationwide, and advising parents to stop giving it to their infants in formula. He stated there were too many red flags on that issue and he would be voting against it.

Call Vote:	Commissioner Boehm	Yes
	Commissioner Littleton	No
	Commissioner Selby	Yes
	Commissioner Kent	No
Carried.	Mayor Partington	Yes

Comments on Consent Agenda Items

Mayor Partington noted that no member of the Commission wished to make any comments on Consent Agenda items.

Item #8 – Public Hearings

Mayor Partington opened the public hearings.

Item #8A – Code of Ordinances, Amend Historic Preservation Fees

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2018-18
 AN ORDINANCE AMENDING SUBSECTION (5), HISTORIC PRESERVATION, OF SECTION 8-10, APPLICATION PROCESSING FEES, OF CHAPTER 8, BUILDINGS AND CONSTRUCTION REGULATIONS, ARTICLE I, IN GENERAL OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Steven Spraker, Planning Director, stated the ordinance amendment was proposing fees to be removed from the Historic Landmark List. He noted the Land Development Code (LDC) currently did not have any fees associated with removals of properties from

the list, and they had received a few applications where both the Planning Board and the City Commission inquired about fees. He stated that staff took the item to the Historic Landmark Preservation Board (HLPB) where they reviewed it and came up with a recommendation to charge \$200.00 to be added to the list, and \$200.00 to be removed from the list. He noted there were multiple options available: no action and continue not to charge a fee; follow the HLPB recommendation; charge another fee amount; or remove the list from the LDC and not require the advertising fee. He explained his concern with removing the list from the LDC was that it was a good source of information for the general public and property owners of historic landmarks, and for city staff in applying the rules to the list. He noted that staff did adopt the board's recommendation of charging \$200.00 to be added or removed from the list.

Commissioner Selby asked about the benefits of being on the list; whereby, Mr. Spraker stated the local Historic Landmark List was voluntary and enhanced the historic preservation of the city. He noted anyone on the list was abiding by certain architectural standards, and there were certain benefits for both commercial and residential properties; commercial properties could waive handicap accessibility, and residential properties could have improvements abated through taxes.

Commissioner Selby asked if the tax abatements were federal; whereby, Mr. Spraker stated there were city ones also available.

Commissioner Selby wondered if a property had to be on the list, or could an individual just have an old structure; whereby, Mr. Spraker clarified in order to get the city tax abatement, a property would have to be on the list.

Commissioner Selby asked about being on the list for federal tax abatements; whereby, Mr. Spraker stated they did not have to be on the list.

Commissioner Selby asked about the process for Certificate of Appropriateness (COA) and when it was required; whereby, Mr. Spraker stated that a COA was required if a property were on the list and they were going to do a significant alteration. He explained that if one was doing a like-for-like change, such as windows, doors, or roof materials, those were staff approval; if one were doing anything more that would change the characteristics of the home, a COA was required. He noted that any demolition, whether on the local Historic Landmark List or if historic in age by being built before 1950, that would also require a COA.

Commissioner Selby wondered if his property were on the list and he wanted to make a significant change, would the issue go to the HLPB; whereby, Mr. Spraker confirmed it would.

Commissioner Selby asked what they would evaluate the change on; whereby, Mr. Spraker stated they would refer to criteria in the LDC.

Commissioner Selby wondered if that preserved the historic character; whereby, Mr. Spraker stated he was correct.

Commissioner Selby noted he was one of the individuals who was concerned that staff and the city were spending time and resources to take people off the list. He stated that he read all minutes of the meetings, notes, and staff comments to review the current process. He speculated on a situation where he decided to put a house on the list and was able to do so for free, and then decided to make significant improvements, so he needed to get a COA which would be \$600 plus advertising costs. He asked if that were correct; whereby, Mr. Spraker stated the COA was a total of \$600.

Commissioner Selby noted the alternative to that would be to get off the list for free and make the improvements. He wondered if he could then go back on the list for free; whereby, Mr. Spraker stated that he could.

Commissioner Selby reiterated that was his concern. He noted the way the rules were at the time, there would be three actions of the city that benefitted a property owner and cost them nothing, circumvent the purpose of the city's rules, and staff would end up spending a lot of time and energy on it. He noted that he did not support the recommendation that was on the table, clarifying that he did not have a problem in getting on the list for free, but that once someone was on the list they should have to pay all costs associated with it. He stated that because the city valued historic preservation he did not feel that someone should be penalized to join to list. He commented about

individuals buying property and not realizing that they were on the list, then wanting to get off the list. He felt that anyone who purchased an older property would know one way or another that the house would be listed as historic. He noted that he would support a fee for getting off the list that fully compensated the city for the cost, no matter what that number was. He stated that he would want an individual to pick between the cost of a COA or getting off the list, with a comparable cost associated. He hoped that the individual would pick the COA and complete the process per the city's requirements.

Mayor Partington noted that Mr. Spraker mentioned a fourth option which was not completely detailed in the agenda packet. He asked if the list were removed from the LDC and put into an ordinance, would the tax benefits still be available; whereby, Mr. Spraker stated they would be.

Mayor Partington asked for confirmation that they would still have to file for a COA in that situation, but noted the advertising requirements would be removed; whereby, Mr. Spraker that was correct, and that at any time there was major improvement a COA had to be done.

Mayor Partington felt that the Commission should table the item and send the fourth option back to the HLPB for review to make sure they were comfortable with it. He noted that option would remove all the advertising costs that the city was currently bearing, and satisfy Commissioner Selby's concerns. He asked Mr. Hayes if it would be a motion to table, and requesting staff to bring it back after the HLPB meeting; whereby, Mr. Hayes confirmed they could do that.

Commissioner Boehm moved, seconded by Commissioner Kent, to table Ordinance No. 2018-18, on first reading, as read by title only.

Commissioner Kent thanked Commissioner Selby for thinking of it.

Commissioner Boehm indicated that he did not want to vote on something with an option being presented that did not have the details in the packet and the public had not reviewed.

Mayor Partington stated that he spoke with Dr. Philip Shapiro, Chairman of the HLPB and heavily involved in those issues, about the fourth option but since it had not been thoroughly vetted through legal and the HLPB, Dr. Shapiro was not comfortable saying that was the way to go. He noted taking their time and getting it right was the best option.

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

Item #8B – Pineland, Phases 2&3, Preliminary Plat

City Clerk Scott McKee read by title only:

RESOLUTION NO. 2018-81
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF
ORMOND BEACH, FLORIDA APPROVING THE PRELIMINARY PLAT
FOR THE "PINELAND P.R.D. SUBDIVISION - PHASES 2 & 3";
ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL;
AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Littleton moved, seconded by Commissioner Selby, for approval of Resolution No. 2018-81, as read by title only.

Commissioner Selby commented that he was happy to see the project moving forward, noting that two of the principles in it were friends of his and had owned the property a long time. He noted he had contact with the Ormond Green subdivision, to the east of that land, regarding their stormwater system and some cave-ins that were pretty dangerous. He indicated the holes that people had fallen in were knee and waist deep, and knew staff had been checking on it; whereby, Ms. Shanahan stated the city would be relining that area.

Commissioner Selby stated that he wanted to mention that for the record, and was confident that whatever improvements were accepted and approved would be up to the current standards.

Commissioner Littleton asked if the project was abiding by the old 2009 wetland rules; whereby, Mr. Spraker stated that was correct.

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

Item #8C – Pineland, Phases 4&5, Preliminary Plat

City Clerk Scott McKee read by title only:

RESOLUTION NO. 2018-82
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF
ORMOND BEACH, FLORIDA APPROVING THE PRELIMINARY PLAT
FOR THE "PINELAND P.R.D. SUBDIVISION - PHASES 4 & 5";
ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL;
AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Kent moved, seconded by Commissioner Selby, for approval of Resolution No. 2018-82, as read by title only.

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

Mayor Partington closed the public hearings without objection.

Item #9 – Reports, Suggestions, Requests

Upcoming Workshop and Meetings

Ms. Shanahan reminded everyone the only meeting in July, would be Tuesday, July 31, 2018, at 7:00 p.m. She noted that staff prepared the budget that month, so the Operating Budget Workshop would be at 5:30 p.m. the same day.

She stated the regular scheduled meetings for September would be September 4, 2018, and September 18, 2018; however, the city was not allowed to handle budget approval meetings on the same day as the school district or county, and someone had already claimed those days for budget. She was not sure if they wanted to move the entire meetings to the first and third Wednesdays of that month, or if they wanted to do separate meeting dates for the budget, and keep the regular meeting for other business. She noted the Wednesday dates would be September 5, 2018, and September 19, 2018. She stated that historically all business had been done at the same meeting and not split up.

Mayor Partington and all Commissioners confirmed that September 5, 2018, and September 19, 2018, worked for them; whereby, Ms. Shanahan noted that City Clerk Scott McKee would amend the schedule and bring it back for a vote.

Projects Update

Ms. Shanahan stated that the city was finalizing their phase III of the 2-inch water main project, noting she was waiting for a few final drawings before closing out the properties. She noted the storm and sewer relining was underway, and would begin in approximately two weeks. She stated the bid went out on the CDBG streetlight replacements that were damaged during the hurricane, that they were on order and she expected them in eight to ten weeks. She noted a purchase order had been issued for the Fortunato Park pier that was damaged during Hurricane Irma. She explained that all pier contractors were swamped, but hoped they would start the repair at some point in July.

July 4, 2018 Activities

Commissioner Littleton stated that he would see everyone on July 4, 2018, for the holiday activities.

Indian River Lagoon Seminar

Commissioner Selby advised that he attended the Indian River Lagoon Water Quality Funding seminar the prior week. He noted that with Volusia County at the northern end of the Indian River Lagoon, he spoke about septic to sewer there. He explained that he had a conversation with Volusia County Utilities Director Mike Ulrich while there, and thought there was an opportunity for a partnership with the county to make the north peninsula septic to sewer project a reality. He noted that things were preliminary but it could create a true partnership to make the results real, which would change it from being an Ormond Beach project exclusively, thus addressing the concerns that had been raised.

Bait Shop Update

Commissioner Kent asked Ms. Shanahan to give an update in the upcoming month on the plans for the bait shop at Cassen Park. He noted that the owner, Mr. Ike Leary, was in the audience and one of the city ambassadors, and remembered how bad the location was flooded due to Hurricane Irma. He mentioned that the Commission had discussed options for moving the bait shop and elevating it, with bathrooms attached.

Commissioner Boehm

Commissioner Kent noticed that Commissioner Boehm did not file for re-election and wanted to say that he loved Commissioner Boehm like a brother. He thought Commissioner Boehm was a fantastic father, incredible provider, and an awesome leader. He enjoyed the years with him, and hoped he would come to Coffee with Commissioner Kent in the future. He noted it was nice to see Ms. Persis that night and was excited for the journey she would embark on.

Chief Mandarino's Retirement

Commissioner Kent stated that Chief Mandarino, known to him as Bobby, was the real deal, not only as a fire chief, but as a legit skateboarder. He mentioned the reopening of the Ormond Beach Skatepark, which was open during daytime hours, contracted to have someone on site making sure safety was followed, no inappropriate language, and a wholesome experience, all thanks to then mayor Mr. Carl Persis. He noted Chief Mandarino showed up with his helmet and kneepads, and was dropping in and tearing it up that day. He stated that Chief Mandarino would go out west or to Europe and do speed skateboarding down mountains around 60 miles per hour or faster; whereby, Chief Mandarino confirmed from the audience that it was about 60 miles per hour.

Commissioner Kent thought Chief Mandarino was a maniac in that aspect, and loved working with him for 15 years. He noted there would be huge shoes to be filled by the next person. He thanked Chief Mandarino for everything he had done for city, for being a calming force, a voice of reason, taking a common sense approach to tackling problems, and for being a great guy.

Surprised

Commissioner Kent noted he was surprised about something that had happened that evening, and demonstrated how he used his hands and face to make the word wow whenever his family did something that amazed him. He stated that Commissioner Littleton's vote against fluoride had knocked him over, since he had been speaking about fluoride for at least ten years and never received additional support. He noted they were only one vote away from being the majority.

July 4 Activities

Commissioner Kent stated he would see everyone at the best Fourth of July show in the state of Florida, and that Disney World had nothing on their fireworks.

Election Update

Commissioner Boehm stated that he truly wanted to continue on the Commission, had filed for re-election, and stayed with the campaign for as long as he could. He noted that he had a medical condition that would potentially prevent him from continuing to serve the upcoming two years, and did not think it was fair for citizens of Ormond Beach to elect someone that was not certain they could represent throughout the course of the term. He stated that he could not guarantee that he would be able to serve through November, but fully intended to, noting that if he could not for some reason, the others on the Commission would carry on and handle things well. He noted he was someone who saw the glass as half full and always had. He stated that he started serving on the

Commission at age 63, eight years prior, and did so because he had a simple goal that never changed; he wanted Ormond Beach to be a better place to live, work, and play. He felt that everyone he served with had the same goal in mind, which made it a pleasure working with them.

Commissioner Boehm noted the city had fantastic staff, and that residents underrated their professionalism and how much they cared about the city, noting it was all about making Ormond Beach a better place. He indicated that staff did not punch clocks, and had seen numerous public works, fire, and police staff out at all times. He stated there were who wanted to look at the Commission and staff negatively claiming that none of them cared and were not doing what was best for the city. He exclaimed that those individuals were wrong, and reiterated that the Commission and staff did care and always had. He regretted that his time with those people who cared, loved, and supported Ormond Beach every day would be coming to an end soon.

Commissioner Boehm stated that when it became evident that he would not be able to continue, he contacted Ms. Persis and asked if she were still interested in serving. He stated he was not sure how the testing would conclude, but that he might not be able to continue, and confirmed that with her once the results were received, with his family's support. He stated that Ms. Persis went to City Hall the next day and qualified as a candidate, noting that she would not have run against him if he were running. He explained that she had the characteristics of a public servant, who lived her entire life trying to make the world a better place for those around her. He noted there were others in the audience that evening who were examples of that; Ms. Julia Truilo and Mr. Ryck Hundredmark with Ormond Beach MainStreet; Dr. Shapiro from the HLPB; Mr. Doug Thomas, from the Planning Board and Leisure Services Advisory Board; and Ms. Pat Behnke from the Planning Board in prior years. He strongly supported and endorsed Ms. Persis for Zone 3 Commissioner.

Commissioner Boehm noted that you could look at individuals who had never served the public, never served on civic organizations, church organizations, city boards, or anything similar and realize they would have a huge learning curve, while wondering if they had the characteristics of someone who wanted to serve. He wondered if they had the attitude of someone who wanted to serve and make the city a better place. He emphasized that there was no question in his mind that Ms. Persis did. He noted that she and the others in the audience like her, were the people that made the city the great city that it was. He stated the positive people, people who believed in the city, and wanted to make it a better place were the ones the citizens wanted to serve on the Commission. He noted the other Commission members had opponents and deserved to be supported and reelected, to continue the great work they were doing. He thanked everyone for listening, for all they had done, and for caring about the city.

There was a standing ovation following Commissioner Boehm's closing.

Parks and Recreation Month

Mayor Partington stated that he wanted to highlight Parks and Recreation Month with Mr. Carolin and his staff. He read a letter received about Andy Romano Beachfront Park:

"Today we had my relative's second birthday celebration at this beautiful park. Adults and lots of kids had a wonderful time. This was my first time there so didn't know what to expect. A beautiful day and a wonderful setting made it so special. The splash pad is a huge hit with children and the adults keeping an eye on them. Covered tables, grills to cook on, restrooms, etc. make this park a winner. Parking was a problem for late arrivals. Beautifully maintained. Thank you. I will be telling other people about this jewel of Ormond Beach."

Mayor Partington noted that letter said more than any proclamation and thanked Mr. Carolin.

Entrepreneurs

Mayor Partington stated he was committed to entrepreneurship and had an opportunity the prior year to attend a conference on entrepreneurship in Oakland, California. He learned that the number of entrepreneurial startups were nowhere near the number that it needed to be, to spark the economy and provide a success rate that produced new businesses. He stated there were mayors from across the country in attendance that needed to do everything possible to encourage and support entrepreneurs. He noted conversations with Ms. Shanahan and the Ormond Beach Chamber of Commerce director, and how they had been working hard to create support for entrepreneurialism in

Ormond Beach. He explained that one way was by supporting the startup grind, a global startup community that was designed to educate, inspire and connect entrepreneurs, with meetings at La's Bistro every few months. He noted it would include a short networking session followed by a fireside chat with numerous guest speakers. He listed a few prior speakers as Mr. John Adams, a local entrepreneur and businessman giving realty experience; and the Rossmeyer family speaking about how Mr. Bruce Rossmeyer had entrepreneurial spirit and his family was carrying that on after his death. He noted the next session and fireside chat would be on Wednesday, August 15, 2018, featuring two great locals, Ms. Nancy Lohman and Mr. Lowell Lohman, and thanked them for being in attendance at the meeting. He explained they had a book and fascinating story that would be shared at the meeting, noting that one could learn so much about individuals that they thought they knew and how those individuals could inspire young entrepreneurs.

Election

Mayor Partington appreciated the announcement made by Ms. Persis, noting that she and Mr. Persis were recognized recently as Florida Elks Humanitarians of the Year. He noted that when he heard what was happening and that she would be running, his thought was the fact that she had been so committed and involved with the city. He explained a situation the prior year when Ormond Beach Elementary School's principal was pulled to another school that needed him, leaving a void there. He noted that could be a difficult situation for the school board, but Ms. Persis agreed to put retirement on hold and return for a few months, thinking nothing of the imposition on her life. He stated that school was special to him, since he had been there for numerous presentations and his father had attended there. He thanked her and was proud to see her spirit of service.

Commissioner Boehm

Mayor Partington addressed Commissioner Boehm and looked forward to the rest of their time together. He reiterated Commissioner Kent's comments, indicating that Commissioner Boehm deserved every good thing in life, and appreciated his wisdom and guidance to the Commission and during his prior time as Leisure Services Advisory Board Chairman. He stated that he knew that Commissioner Boehm was doing the right thing, in protecting himself and his family. He looked forward to hearing all the wonderful things that Commissioner Boehm had done for the city, even though he was sad for the Commission's loss. He knew Commissioner Boehm would not be far and would count on continued wisdom and guidance in the future.

Commemoration of the 20th Anniversary of the 1998 Wildfires

Mayor Partington discussed the commemoration and celebrating hometown heroes ceremony that occurred earlier in the evening and thought it was fantastic. He thanked Ms. Peggy Farmer who organized the event and realized how important it was to everyone. He thanked and congratulated Mr. Carolin for the work done by Leisure Services. He noted it was a great commemoration and celebration of their wonderful community spirit.

Item #12 – Adjournment

The meeting was adjourned at 8:13 p.m.

APPROVED: July 31, 2018

BY:

Bill Partington, Mayor

ATTEST:

J. Scott McKee, City Clerk