

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

February 17, 2004 7:00 p.m.

Present were: Mayor Fred Costello, Commissioners Jeff Boyle, Troy Kent, Scott Selis, and Bill Partington, City Manager Isaac Turner, Assistant City Manager Theodore MacLeod, City Attorney Randy Hayes, and City Clerk Veronica Patterson.

A G E N D A

- 1) Meeting call to order by Mayor Costello.
- 2) Invocation by Pastor Ed Marshall, Tomoka Christian Church.
- 3) Pledge of Allegiance.
- 4) Approval of the Minutes of the February 3, 2004, meeting.
- 5) **PRESENTATION** of Certificate of Appreciation to Janet Hardesty for service on the Quality of Life Advisory Board.
- 6) **AUDIENCE REMARKS:**
- 7) **INTERGOVERNMENTAL BOARD REPORTS:**
 - A) Metropolitan Planning Organization
 - B) Volusia Council of Governments
 - C) Water Authority of Volusia
- 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. 2004-43 appointing Jane Robinson as a member of the Historic Landmark Preservation Board; establishing term and conditions of service.
 - B) Resolution No. 2004-44 authorizing the execution of an easement deed in favor of Florida Power & Light Company, granting a 10-foot wide easement within the Ormond Beach Municipal Airport for the air traffic control tower.
 - C) Resolution No. 2004-47 accepting the bid of Municipal Contracting Company, Inc., regarding the provision of construction services on the south side of Sanchez Avenue and along Northbrook Drive under Bid No. 2004-04; rejecting all other bids; authorizing the execution of a contract between the City and Municipal Contracting Company, Inc., and payment thereunder. (\$86,492)
 - D) Approval of travel by City Commissioner Bill Partington to attend a two-part Florida League of Cities Local Government Leadership Program.

DISPOSITION: Approve as recommended in City Manager memorandum dated February 12, 2004.
 - E) Approval of travel by City Manager Isaac Turner to attend the National League of Cities Congressional Conference in Washington, D.C.

DISPOSITION: Approve as recommended in City Manager memorandum dated February 12, 2004.
 - F) Review of FY 2003-04 budget status.

DISPOSITION: Approve as recommended in City Manager memorandum dated February 12, 2004.
- 9) **PUBLIC HEARINGS:**
 - A) Ordinance No. 2004-02 amending Section 2-205, Consideration of Conflict Prior to Appointment, of Article VI, Boards, Commissions, Committees and Other Agencies, of Chapter 2, Administration, of the *Code of Ordinances*, by providing that individuals may

not serve on a City advisory board which regulates their business or their employer's business; providing that individuals may not serve on a City advisory board if their business or their employer's business has a contractual relationship with the City; allowing for a waiver from such prohibitions; and allowing individuals to serve on City advisory boards if they purchase in a private capacity goods or services at a price and upon terms available to similarly situated members of the general public from a business entity which is doing business with the City. (Second Reading)

- B) Resolution No. 2004-45 appointing members to serve on the Aviation Advisory Board; setting forth terms and conditions of service. (Kenneth I. Johnson, Larry Volenec, Gary Gorham, Todd Phillips, and Larry Stout)
- C) Resolution No. 2004-46 appointing Harry Wendelstedt as a member of the Recreation Advisory Board; establishing term and conditions of service.

10) **FIRST READING OF ORDINANCES:**

- A) Ordinance No. 2004-03 amending Section 2-221, Recreation Advisory Board, of Article VI, Boards, Commissions, Committees and Other Agencies, of Chapter 2, Administration, of the *Code of Ordinances*, by changing the board membership from eleven to twelve members; providing criteria for the appointment of board members; providing terms and conditions.
- B) Ordinance No. 2004-04 amending Section 2-217, Historic Landmark Preservation Board, of Article VI, Boards, Commissions, Committees and Other Agencies, of Chapter 2, Administration, of the *Code of Ordinances*, by changing the board membership from seven to nine members; providing criteria for the appointment of board members; providing terms and conditions.

11) **DISCUSSION ITEMS:**

- A) Follow-up on City Manager evaluation.
- B) Dedicated funding source for capital improvement projects.
- C) Birthplace of Speed Park dune walkover.
- D) Update of the Central Park Master Plan.
- E) Support of Volusia County Incidental Take Permit and beach driving.
- F) Parameters for a budget review committee.

12) **REPORTS, SUGGESTIONS, REQUESTS:** Mayor, City Commission, City Manager, City Attorney.

13) Close the meeting.

Item #1 - Call to Order

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

Item #2 - Invocation

Pastor Ed Marshall, Tomoka Christian Church, reported a man who influenced the community in many ways, Mr. Roy Weaver, passed away last week and would be missed. He stated Mr. Weaver had planned to go back into full-time ministry at Tomoka Christian Church. Pastor Marshall gave the invocation.

Item #3 - Pledge of Allegiance

Mayor Costello led the Pledge of Allegiance.

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Item #4 – Approval of Minutes

Mayor Costello advised the minutes of the February 3, 2004, meeting had been sent to the Commissioners for review and asked if there were any corrections, additions, or omissions.

Mayor Costello asked if there was any objection to approving the minutes as submitted. Hearing none, he declared the minutes approved as submitted.

Item #5 – Certificate of Appreciation to Janet Hardesty

Mayor Costello presented a Certificate of Appreciation in grateful acknowledgement of the valued services rendered to Janet Hardesty as a member of the Quality of Life Advisory Board.

Commissioner Boyle reported he appointed Ms. Hardesty. He noted generations of Hardesty's had helped build this community. Commissioner Boyle advised that Ms. Hardesty felt there was someone who should continue to serve on the Quality of Life Advisory Board so she stepped down to facilitate that person's reappointment. He reported that were it not for Ms. Hardesty's encouragement, he would not be a Commissioner today, and he thanked her for that.

Ms. Hardesty thanked the Mayor and Commissioners for listening to the recommendations of the Quality of Life Advisory Board. She expressed her appreciation to Commissioner Boyle for the opportunity to serve.

Item #6 - Audience Remarks

Ormond Beach Citizens' Police Academy

Police Chief Larry Mathieson reported the next class, Class #18 of the Ormond Beach Citizens' Police Academy, would start on February 23rd from 7:00 to 9:30 p.m. He reported this class would involve a 10 week block of instruction designed to give residents an inside look at the duties and responsibilities of law enforcement through the use of lectures, demonstrations, tours, and hands-on opportunities, allowing citizens to gain valuable insight into the policies and procedures of the Police Department. Chief Mathieson advised more importantly, it would assist the Police Department in learning what was important to the citizens. He stated to date approximately 400 residents have graduated from the academy.

Ms. Laura Jones, 49 Amsden Road, advised she graduated from Class #3 and wholeheartedly recommended anyone interested to attend. She noted she gained a new respect for Ormond Beach police officers through this training.

Item #7(A) – Metropolitan Planning Organization

Mayor Costello advised the Strings and Ribbons program would be held Thursday, February 19th, at the Senior Center at 7:00 p.m. He noted this would be a way of helping to plan the transportation future of Ormond Beach. Mayor Costello reported he, Mike Snyder of FDOT, Planning Director Clay Ervin, and Public Works Director/City Engineer Judy Sloane were communicating via e-mail relative to bike paths on SR40.

Item #7(B) – Volusia Council of Governments

Mayor Costello reported Dwight Lewis, Volusia County Council Chairman, would be presenting County Council goals to the Volusia Council of Governments (VCOG) at the next meeting. He stated VCOG should be a sounding board for the County's interaction with the cities.

Item #7(C) – Water Authority of Volusia

Commissioner Boyle advised there was a February 4th Water Authority of Volusia (WAV) workshop, and the members have placed a great deal of trust in Dr. Mowry to move the master plan along. He advised there would be an 8:30 a.m. meeting to discuss funding ideas. Commissioner Boyle stated a report containing funding options was provided to the WAV members and the Ormond Beach City Commission.

Item #8 – Consent Agenda

Mayor Costello advised that the action proposed for each item on the Consent Agenda was so stated on the agenda. He asked if any member of the Commission had questions or wished to discuss any one or more of the items separately.

Commissioner Kent requested Item No. 8(F) be discussed separately.

Commissioner Boyle moved, seconded by Commissioner Partington, for approval of the Consent Agenda, minus Item #8(F).

Call Vote:	Commissioner Boyle	yes
	Commissioner Kent	yes
	Commissioner Selis	yes
	Commissioner Partington	yes
Carried.	Mayor Costello	yes

Item #8(F) – Review of FY 2003-04 Budget Status

Commissioner Kent expressed concern relative to overtime in the Fire Department. He reported he understood the collective bargaining agreement and the year-to-day personal leave hours, but he questioned the above normal on-the-job injuries.

Mr. Skip Irby, Division Chief, reported most of the injuries have been sprains and strains. He noted some injuries that resulted from lifting or bending have been investigated. Mr. Irby advised the injuries were normal on-the-job injuries.

Mr. Isaac Turner, City Manager, reported he and Fire Chief Barry Baker have had discussions relative to these injuries and noted some injuries have been the result of individuals qualifying for positions. He noted recommendations on how to curve the overtime were discussed.

Commissioner Boyle advised that Mr. Bob Mandarino, president of the firefighters' union, expressed concern that the overtime may have been caused by division chief and assistant chief vacancies. He noted the contract signified the replacement person had to be of a significant rank. Commissioner Boyle reported the firefighters have also been investigating this issue and would like to see it reduced as well.

Mr. Turner reported that Chief Baker had very little discretion on how to deal with the assistant chief position since the assistant chief was out with unforeseen circumstances and Chief Baker needed to have his duties covered. He advised that informal discussions have been initiated with the union representatives, noting this was an issue of concern.

Mr. Bob Bentskofsky, Budget Director, reported the division chief position has now been filled; however, at the beginning of the fiscal year, it was not filled forcing a captain to fill the division chief position causing an overtime situation to fill in the captain's position.

Commissioner Boyle reported that until the aforementioned positions were filled, there was a positive variance on what was not needed to pay a permanent employee, which would not be subtracted from the overtime figure.

Mr. Bentskofsky stated this had been taken under consideration. He advised that even though there was currently a significant overage, when it was netted out against the under spending in the regular salaries due to position vacancies, on an annualized basis the City would be over approximately \$250,000.

Commissioner Kent reported this explanation provided some level of comfort; however, \$250,000 was a large sum of money.

Mr. Bentskofsky advised the goal was to reduce the \$250,000 through the year.

Mayor Costello stated he had previously expressed concern about the portion of the Collective Bargaining Agreement that forced equal rank to fill in for equal rank. He strongly recommended this issue be re-examined since it was driving some of the overtime costs, and the Commission must do everything possible to protect the citizens, the firefighters, and the budget.

Mr. Turner reported he was present at an informal luncheon with the leadership of the union, and discussions were off to a good start. He stated he was hopeful management and the union could work together on a number of issues that could provide a better working environment and be more fiscally prudent.

Mayor Costello challenged the Fire Department, union, and staff to come up with a way to not spend the \$250,000 and not diminish the level of service to the citizens and firefighters.

Commissioner Selis moved, seconded by Commissioner Boyle, to accept the budget status report.

Call Vote:	Commissioner Kent	yes
	Commissioner Selis	yes
	Commissioner Partington	yes
	Commissioner Boyle	yes
Carried.	Mayor Costello	yes

Item #9(A) - City Advisory Board Membership

ORDINANCE NO. 2004-02
AN ORDINANCE AMENDING SECTION 2-205, CONSIDERATION OF CONFLICT PRIOR TO APPOINTMENT, OF ARTICLE VI, BOARDS, COMMISSIONS, COMMITTEES AND OTHER AGENCIES, OF CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES, BY PROVIDING THAT INDIVIDUALS MAY NOT SERVE ON A CITY ADVISORY BOARD WHICH REGULATES THEIR BUSINESS OR THEIR EMPLOYER'S BUSINESS; PROVIDING THAT INDIVIDUALS MAY NOT SERVE ON A CITY ADVISORY BOARD IF THEIR BUSINESS OR THEIR EMPLOYER'S BUSINESS HAS A CONTRACTUAL RELATIONSHIP WITH THE CITY; ALLOWING FOR A WAIVER FROM SUCH PROHIBITIONS; AND ALLOWING INDIVIDUALS TO SERVE ON CITY ADVISORY BOARDS IF THEY PURCHASE IN A PRIVATE CAPACITY GOODS OR SERVICES AT A PRICE AND UPON TERMS AVAILABLE TO SIMILARLY SITUATED MEMBERS OF THE GENERAL PUBLIC FROM A BUSINESS ENTITY WHICH IS DOING BUSINESS WITH THE CITY; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; SETTING FORTH AN EFFECTIVE DATE.

Commissioner Kent moved, seconded by Commissioner Boyle, to approve Ordinance No. 2004-02, on second reading, as read by title only.

Call Vote:	Commissioner Selis	yes
	Commissioner Partington	yes
	Commissioner Boyle	yes
	Commissioner Kent	yes
Carried.	Mayor Costello	yes

Hearing no objection, Mayor Costello closed the public hearing on Item #9(A).

Item #9(B) – Aviation Advisory Board Appointment

RESOLUTION NO. 2004-45
A RESOLUTION APPOINTING MEMBERS TO SERVE ON THE AVIATION ADVISORY BOARD; SETTING FORTH TERMS AND CONDITIONS OF SERVICE; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Boyle moved, seconded by Commissioner Kent, to approve Resolution No. 2004-45, as read by title only.

Mayor Costello explained that if an individual on the board would have a conflict, they could still be nominated to the board once that conflict had been stated and the Commission approved that nomination.

Commissioner Partington reported he appointed Larry Stout to the Aviation Advisory Board. He pointed out Mr. Stout and his wife were shareholders in Cavalier Aviation Inc. (Cavalier), a Florida Corporation. Commissioner Partington disclosed the other shareholders were Mr. and Mrs. Terry Perkins and Dr. Jerry Waikins. He explained Cavalier was incorporated as a tenant who had a long-term ground lease with the City. Commissioner Partington reported Cavalier had constructed a hangar on leased property at the airport. He noted that lease was executed before Mr. Stout and his wife became a shareholder in that company.

Commissioner Partington reported Mr. Stout was a well respected local attorney, a long-time member of many local organizations, past chairman of the Ormond Beach Aviation Advisory

Board, a member of the Aircraft Owners and Pilots Association, a private pilot frequently flying out of the Ormond Beach airport, and had a distinguished military service record.

Mayor Costello explained that basically, Cavalier was the hangar where their private planes were stored.

Call Vote:	Commissioner Partington	yes
	Commissioner Boyle	yes
	Commissioner Kent	yes
	Commissioner Selis	yes
Carried.	Mayor Costello	yes

Hearing no objection, Mayor Costello closed the public hearing on Item #9(B).

Item #9(C) – Appointing a Member of the Recreation Advisory Board

RESOLUTION NO. 2004-46
 A RESOLUTION APPOINTING HARRY WENDELSTEDT AS A MEMBER OF THE RECREATION ADVISORY BOARD; ESTABLISHING TERM AND CONDITIONS OF SERVICE; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Partington moved, seconded by Commissioner Selis, to approve Resolution No. 2004-46, as read by title only.

Mayor Costello disclosed that Mr. Wendelstedt operated a major league umpire school at the Airport Sports Complex and leased certain City recreation facilities.

Call Vote:	Commissioner Boyle	yes
	Commissioner Kent	yes
	Commissioner Selis	yes
	Commissioner Partington	yes
Carried.	Mayor Costello	yes

Hearing no objection, Mayor Costello closed the public hearing on Item #9(C).

Item #10(A) - Recreation Advisory Board Membership

ORDINANCE NO. 2004-03
 AN ORDINANCE AMENDING SECTION 2-221, RECREATION ADVISORY BOARD, OF ARTICLE VI, BOARDS, COMMISSIONS, COMMITTEES AND OTHER AGENCIES, OF CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES, BY CHANGING THE BOARD MEMBERSHIP FROM ELEVEN TO TWELVE MEMBERS; PROVIDING CRITERIA FOR THE APPOINTMENT OF BOARD MEMBERS; PROVIDING TERMS AND CONDITIONS; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Kent moved, seconded by Commissioner Partington, to approve Ordinance No. 2004-03, on first reading, as read by title only.

Mayor Costello reported this ordinance added one position to the Recreation Advisory Board for a representative of Pop Warner Football.

Call Vote:	Commissioner Kent	yes
	Commissioner Selis	yes
	Commissioner Partington	yes
	Commissioner Boyle	yes
Carried.	Mayor Costello	yes

Item #10(B) - Historic Landmark Preservation Board Membership

ORDINANCE NO. 2004-04
 AN ORDINANCE AMENDING SECTION 2-217, HISTORIC LANDMARK PRESERVATION BOARD, OF ARTICLE VI, BOARDS, COMMISSIONS, COMMITTEES AND OTHER AGENCIES, OF CHAPTER 2, ADMINISTRATION, OF THE

CODE OF ORDINANCES, BY CHANGING THE BOARD MEMBERSHIP FROM SEVEN TO NINE MEMBERS; PROVIDING CRITERIA FOR THE APPOINTMENT OF BOARD MEMBERS; PROVIDING TERMS AND CONDITIONS; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Partington moved, seconded by Commissioner Selis, to approve Ordinance No. 2004-04, on first reading, as read by title only.

Call Vote:	Commissioner Selis	yes
	Commissioner Partington	yes
	Commissioner Boyle	yes
	Commissioner Kent	yes
Carried.	Mayor Costello	yes

Item #11(A) – Follow-up on City Manager Evaluation

Mr. Turner reported that last fall the previous Commission prepared an evaluation of the services he provided; and while the comments and ratings were positive, he would strive to improve. He noted he compiled the issues of concern and discussed them with staff relative to communication and budgeting. Mr. Turner advised the report included actions that have been taken to improve communications, actions to assure that each Commission member was made aware they all receive the same information within minutes of each other, and revisions to the budget process. He noted he would meet with each Commission member monthly to discuss concerns or answer questions. Mr. Turner advised he was trying to be more diligent in providing the Commission with correspondence and news articles pertinent to Ormond Beach issues.

Mr. Turner advised the current fiscal management and budget process caused concern last year, and certain actions have been taken to ease those concerns. He stated besides the monthly report provided by the budget manager, Mr. Bentkofsky would also make a brief presentation on a quarterly basis. Mr. Turner reported dealing with entities outside Ormond Beach has proven to be challenging and noted staff had done an outstanding job in trying to accomplish the Commission's goals. He stated some results have been achieved such as the County passing the corridor standards. Mr. Turner advised the beach parking issue would go to the County Council by the end of March.

Mr. Turner reported that last year the Commission enhanced the retirement contributions for City employees. He asked the Commission to determine if the percentages in his contract were appropriate, particularly in light of what was occurring in the market and with other City employees.

Mayor Costello asked if the City's General Employees' Retirement Fund was enhanced, but the City Manager's retirement fund was not enhanced.

Mr. Turner reported the City employees were in a City retirement system, and he was in the International City/County Managers Retirement Association. He requested the Commission ask Mr. Paul Lane, Finance Director, to make an assessment of the contribution relative to other city managers' contributions and provide a recommendation to the City Commission.

Commissioner Boyle stated the evaluation was consistent and positive. He commended the dramatic improvement demonstrated in staff reports. Commissioner Boyle thanked Mr. Joe Mannarino, Economic Development Director, for the creativity, clarity, and options provided in the staff report for the workshop prior to this meeting, and he also thanked Ms. Sloane. He noted interlocal relations with other governments have always been "a sensitive and inexact science at best," and when the Commission sends the city manager to negotiate with other governments, more clarity should be provided in explaining the parameters.

Commissioner Boyle stated Mr. Turner's retirement package may be slightly lower than one or two other municipalities, but he urged the Commission to focus on the entire compensation package. He advised Mr. Turner enjoyed the most generous total package of any municipality in the County, probably because of the unique health insurance package that he possessed, a package that other City employees did not possess. Commissioner Boyle reported that unlike other municipalities, Ormond Beach does not negotiate increases since Mr. Turner automatically received the same raise as the general employees, which had been running at an average of approximately 6% per year. He noted that as a consequence, the City Manager had received \$19,000 in raises in 32 months. Commissioner Boyle stated that without expressing any negativity to a very fine performance, Mr. Turner's package was adequate.

Mayor Costello reported he would welcome the comparison Mr. Turner requested, although he concurred with Commissioner Boyle. He advised that the City may offer Mr. Turner the opportunity to have his salary decreased and his retirement contribution increased if Mr. Turner would find that would be beneficial. Mayor Costello stated it would be appropriate to examine all aspects of this situation to enable the package to be the best it could possibly be for Mr. Turner. He requested the comparison be done and recommendations be provided. Mayor Costello concurred that the overall package was adequate, but he was willing to restructure the package to best serve Mr. Turner. He reported there was a consensus to go forward with the study.

Mayor Costello commended Mr. Turner for anticipating the need and for providing copies of a letter provided at a recent Ormond Crossings meeting. He noted this showed how diligently Mr. Turner was communicating with the Commission.

Item #11(B) – Dedicated Funding Source for Capital Improvement Projects

Mr. Bentkofsky stated that providing a dedicated funding source for capital improvement projects was discussed at the Financial Trends workshops in 2002 and in 2003. He reported in 2002 it was noted that within the tax structure there were not sufficient funds for facility and recreational improvements. Mr. Bentkofsky advised this report was informational since more information and options were requested last year. He stated more discussion would be solicited at the Financial Trends workshop in March.

Mayor Costello advised he perceived that there were two questions where staff needed guidance. He stated the first question was whether the Commission was comfortable with the level of service that was currently offered, and if so, then to maintain that level of service funding had to be provided because the City could not maintain the current level of service with the current funding. Mayor Costello questioned whether the Commission wanted to maintain, increase, or decrease the current level of service. He noted if the Commission did not want to increase revenues, a discussion of what services should be decreased had to be initiated.

Mr. Bentkofsky stated that within the General Fund, there were not sufficient revenues for general facility improvements, repairs, recreational improvements, beautification, the ability to match grants, and similar improvements. He explained no funds were budgeted for these types of projects in this year's budget, and the trend would continue in future years within the current revenue structure.

Mayor Costello reported that a recent report indicated employee costs used to be 65% of the General Fund and were now 73% of the General Fund. He advised that 8% differential had previously funded some of these types of projects that the City was now unable to fund.

Commissioner Partington reported he was interested in investigating other funding sources. He stated he wanted to avoid the type of situation neighboring cities have experienced where the reluctance to raise taxes placed the cities in a near crisis situation. Commissioner Partington advised that the failed referendum did not indicate that the citizens did not want the parks and properties maintained; it indicated they wanted the Commission to figure out a way to pay for the maintenance. He stated, therefore, that he would welcome considering various options. He reported Ormond Beach property tax millage and utility bill rates were nearly the lowest in Volusia County. Commissioner Partington advised the City could raise these rates slightly to provide funding for areas where that funding was needed and still have relatively low rates.

Commissioner Selis stated that before approving any increase he would want to hear input from the public. He noted he would want to know if the public would want an increase; for what types of improvements an increase should be made; should only in-City residents pay for the increases; or should people in-City and outside of the City pay; and whether the increase was actually needed. Commissioner Selis stated these improvements were more for Capital Improvement Projects that would eventually lead to services; however, they did not directly impact services at this point. He suggested the advisory boards review this issue. Commissioner Selis recommended seeking a method to reduce expenditures before increasing taxes. He advised he was not persuaded last year, and he was not persuaded at this point this year. Commissioner Selis noted if he was convinced all of the reduction options were exhausted, he would then consider increasing revenues with an increase in the water fee, which was a regressive tax. He advised he did not have sufficient information to make a decision at this point, although the report was very well written.

Commissioner Kent concurred with Commissioner Partington that even though the bond issue was rejected, the people were not rejecting the projects, they were telling the Commission to

find a way to fund the projects since it was maintenance that should have been taken care of on a yearly basis. He stated he also wanted public input and was hesitant to raise water rates because of the potential hardship it may cause to the large number of senior citizens in the City. Commissioner Kent noted that in comparing Ormond Beach to all of the neighboring municipalities, Ormond Beach was as much as \$10 per month less expensive, and he questioned how the City had gone this long before having this financial concern. He concurred he needed more information before he could levy an additional tax on the residents of Ormond Beach.

Commissioner Boyle advised he did not accept the premise that the current revenue could not maintain the current level of service. He stated the Commission had not examined its priorities. Commissioner Boyle pointed out there were numerous capital projects on the books that had not been completed that had been approved by prior City Commissions and possibly should not be completed. He reported Ormond Beach has enjoyed a revenue growth rate of approximately 7% per year because of the City's high standards and low tax rates. Commissioner Boyle advised he would reject a water rate increase for Capital Improvements since it would be regressive on the lower income residents. He noted any increase would be a hardship on people on fixed incomes. Commissioner Boyle advised funding would be discussed at the WAV meeting, and they would be asking all municipalities to increase water rates to fund their share of the WAV costs. He stated a slight increase in the cost of water now would enable the water costs to remain low long term. He stated Ormond Beach was already appropriating \$1.9 million of water revenue into the General Fund and Capital Improvements. Commissioner Boyle noted 20% to 25% of that \$1.9 million was the net profit from water sales to the North Peninsula. He advised that if a judge agreed with Ormond Beach's assertion that it had the right to provide the infrastructure for certain Daytona Beach land, adjustments may be needed to provide that infrastructure. Commissioner Boyle reported the ad valorem model was the fairest if it could be proven that there was a recurring shortfall problem that simple adjustments would not alleviate. He reiterated he was not convinced the City had a revenue problem; rather the City had a spending prioritization problem.

Mayor Costello stated he would suggest adding two issues for the Budget Review Committee under Item #11(F) as follows: 7) to discuss the trend of employee costs increasing from 65% to 73%, and 8) to decide if the current level of service was what the community wanted and would be willing to pay to maintain, or would they want a lower level of service. He stated he would not support a utility tax increase; however, if it were approved, it should be for those inside the City only. Mayor Costello advised he would prefer a property tax increase if additional funding were deemed necessary and indicated a .2 mill increase would probably be necessary to be placed into a dedicated Capital Improvement enhancement maintenance fund, because at some time some Commission would have to create that source to replace the funds that had been diminished. He advised the staff may not have enough time to present information to the Budget Review Committee for this budget cycle since the committee would be active only 90-days. Mayor Costello reported it may be necessary to pass a higher property tax, understanding it could be lowered after receiving the committee's report. He summarized at this time there was no support for a utility or property tax increase, but there was support to have the Budget Review Committee examine all of these issues.

Mr. Turner cautioned that the Budget Review Committee needed to be as focused as possible and not be given too much to consider at one time.

Commissioner Boyle stated the increase in labor costs from 65% to 73% may seem like an alarming trend, but 60 to 70 jobs had been added in the past five years; and with the inclusion of one new administrative position, the top 13 people have had pay increases of \$200,000 since the year 2000. He pointed out that the increase was not necessarily the result of contracts too generous for the rank and file employees.

Mr. Turner stated positions have not been added in the last two budget years other than dispatchers. He advised he would compare Ormond Beach's management figures with any other management group including the moderate reorganization that was accomplished. Mr. Turner offered to provide an assessment of the management salaries and increases. He noted this organization was labor intensive, labor costs have increased, and contracts have played a significant role in that increase. Mr. Turner stated the Commission and management have the opportunity to renegotiate the labor contracts, and discussions have already begun.

Mayor Costello pointed out he did not object to what any employee from any of the bargaining units was being paid; he was merely concerned that the percentage was increasing. He stated the City had recently lost a number of employees and advised certain salaries may need to be adjusted in order to keep the City's trained employees working for the City and not going

elsewhere. Mayor Costello advised the City Manager needed to have the flexibility to make adjustments where necessary.

Mr. Turner advised the City may be offering one-time bonuses or one-time increases for obtaining certification or licensing throughout the year.

Commissioner Selis accepted Mr. Turner's offer to provide a comparison of management salaries and increases; however, he advised he would also like to see employee comparisons from city to city.

Commissioner Boyle echoed Commissioner Selis' requests. He noted he did not oppose the majority of the budget compensating the people serving and protecting the City; however, at the conclusion of the budget process last year, Mr. Turner cautioned the Commission to "be tight" in the contracts. Commissioner Boyle stated the Commission should negotiate a fair and competitive contract; and if budget problems become evident at that point, the revenues could be adjusted to compensate.

Mr. Turner pointed out staff was trying to structure the contract negotiations so they could be completed in a timely fashion so the Commission could have that information when considering a tax rate.

Mayor Costello requested Item #11(F) be discussed next as it related to this issue.

Item #11(F) – Parameters for a Budget Review Committee

Mayor Costello reiterated his suggestion to add Item #7 "to discuss the trend of employee costs increasing from 65% to 73%," and Item #8 "to decide if the current level of service was what the community wanted and would be willing to pay to maintain, or if they would want a lower level of service to include capital projects."

Commissioner Boyle reported the eight recommended items were excellent; however, he questioned if this was what this committee should be doing. He stated he would prefer the citizens who requested this committee be allowed to set their own agenda with guidance from staff. Commissioner Boyle questioned how the Commission could structure their appointments to meet the ratios of professionals to be appointed to this board as indicated in the staff report.

Mayor Costello advised these were recommendations, not mandates.

Commissioner Boyle advised he wanted to establish this committee, appoint a member, and let the committee chart the course for its meetings. He noted the Commission could then help refine the scope of the discussions. Commissioner Boyle stated with such rigid parameters, he was unsure he could find an appointee interested in serving.

Mayor Costello stated there was no rigidity; staff was merely providing guidelines of the type of people who could bring something to this type of committee. He advised he disagreed with Commissioner Boyle in that this committee should be given a charge to provide certain recommendations.

Commissioner Boyle revised his recommendation to have the Commission charge the duties of the committee 50% and allow the committee to chart their own course 50%.

Commissioner Kent noted he had similar concerns regarding the composition of the committee and was pleased the composition was a recommendation, not a mandate. He reported he had nothing to add or delete from the list.

Commissioner Selis advised he shared the concerns voiced relative to the composition of the appointments; however, the composition of the board should include people with these types of backgrounds, although the number of each should not be an issue. He noted he did not remember agreeing this should be an ad hoc committee, and he urged that it be a permanent board. Commissioner Selis concurred with all of the issues listed; however, he would request that the board completely and thoroughly analyze the proposed expenditures, identifying what expenditures were appropriate, what should be increased, and what they deem as waste. He noted the board could make a recommendation as to the millage rate.

Commissioner Kent concurred that this should be a permanent board. He expressed concern that staff was considering this board negatively while he envisioned the board to be a positive force helping the citizens of Ormond Beach.

Mayor Costello reported he recommended the ad hoc committee at the last meeting. He noted it could be made permanent; however, the people he envisioned appointed to this committee would probably not want to serve on a permanent basis. Mayor Costello suggested a permanent committee follow this ad hoc committee.

Commissioner Partington commended Commissioner Kent and Mr. Carter for bringing this issue to the forefront because it was time for a review of these issues. He noted this had been done every 10 to 15 years, and it provided confidence in City staff as to what was being spent and whether or not the millage rates were appropriate. Commissioner Partington advised he would not object to a permanent board and staff providing appropriate areas on which the board could focus their review. He noted he may prefer to appoint someone without the suggested credentials but having common sense. Commissioner Partington advised he would try to find someone with the suggested requirements, but he did not want to be limited to staff's suggestions. He pointed out any group of citizens could gather at any time and review the budget and other documentation and make recommendations at the Commission meeting. Commissioner Partington noted this group would be commissioned to focus on specific issues, but he did not want to limit their focus if they would discover other issues they deem important.

Mr. Turner assured Commissioner Kent that staff considered this a positive, not a negative addition. He advised most committees have a number of parameters in which to operate, and each Commission member has a slightly different expectation of their results. Mr. Turner reported it would be helpful for the committee to understand what the Commission expected from them. He recommended setting a 90-day deadline for initial recommendations, and then asking if they would prefer to continue. Mr. Turner advised that any \$90 million organization's budget would be complex and difficult to understand; therefore, the City's budget would take some understanding of financial issues, especially considering the 90-day deadline. He noted for these reasons the board composition recommendations were made. Mr. Turner pointed out these were merely recommendations, not mandates.

Mayor Costello recommended the Commission provide appointments by March 2nd and an advertised joint meeting be held with the board at 5:30 p.m. on March 16th where a charge could be provided. He stated Item #9 could be "waste" and Item #10 could be "proposed millage rate." Mayor Costello advised the Commission could leave that meeting to attend the regular City Commission meeting, and the board could continue to meet in the training room to elect their chairman and start work if they chose to do so.

Commissioner Boyle advised he would be the third Commission member advocating a permanent advisory board. He noted that he was in his ninth year of serving on the Commission and only in the last year or two has he had any competent comprehension of the budget. Commissioner Boyle recommended Mayor Costello's potential appointee start off on the board, work to get it underway; and when he was ready to leave the board, the Mayor could make a subsequent appointment.

Commissioner Kent reported if the City would gain only one positive idea to save money for the City, this board would be successful. He thanked Mr. Carter for explaining aspects of the budget and Mr. Bentkofsky for his help in understanding the budget more thoroughly. Commissioner Kent stated the City needed this board to be a permanent board.

Mayor Costello urged the Commission to contact people asking for a 90-day commitment at which point if the person wished to leave, the Commission member would appoint someone else. He commended Commissioner Kent for recommending this board, noting he had planned on making a similar recommendation, but he had not found an appropriate appointee at that time.

Mr. Randal Hayes, City Attorney, summarized the Commission wanted a permanent board rather than an ad hoc committee. He advised this would have to be set up with an ordinance having two readings; therefore, he recommended forming a 90-day ad hoc committee after which the permanent board would be formed, allowing more time for the two readings since the Commission wanted this board to act as soon as possible. Mr. Hayes suggested another charge for the ad hoc committee could be to determine if they thought a permanent board would be beneficial.

Mayor Costello urged the Commission to concur with Mr. Hayes' recommendation so the committee could be formed and start work as quickly as possible to be followed by forming a permanent board. He requested the Commission have their appointments ready for the March 2nd meeting and asked whether there was support for the 5:30 p.m. workshop on March 16th with the Commission and the committee.

Mr. Hayes advised he would prepare a resolution for the next agenda creating an ad hoc committee, and an ordinance would be prepared in the future to form the permanent board.

Mayor Costello reported the goal was for the Commission to have their appointments ready for March 2nd, but if a Commission member could not find the appropriate person by that date, they could make their appointment on March 16th at the 5:30 p.m. joint meeting, since it may take time to find the appropriate person to serve.

Commissioner Boyle recommended the committee meet at 5:30 p.m., and they could then come to the City Commission meeting to report on their progress.

Mr. Hayes noted a portion of the first meeting would be organizational in content.

Mr. Turner reported it may be beneficial for the committee to hear from the Commission or a representative of the Commission relative to providing them with a charge and to answer any questions they may have.

Mayor Costello recommended a 6:30 p.m. meeting to assure the meeting would be brief.

Commissioner Boyle concurred with a 6:30 p.m. meeting with a report to the Commission in the discussion phase of the City Commission meeting.

Item #11(C) – Birthplace of Speed Park Dune Walkover

Commissioner Selis expressed disappointment in the contents of the staff report and noted no further discussion was necessary.

Item #11(D) – Update of the Central Park Master Plan

Ms. Judy Sloane, Public Works Director/City Engineer, advised the goal for this discussion item was for staff to obtain clear direction as to what elements were to be included in the Capital Improvements budget relative to Central Park.

Mayor Costello recommended eliminating the dog park as this may not be the best location for a potential dog park.

Commissioner Kent concurred with Mayor Costello relative to eliminating the dog park and noted he was pleased the educational center would remain in the master plan. He questioned if the education center and restrooms would be included or only the educational center would be included.

Ms. Sloane explained the original master plan included the educational center and restrooms, which was downscaled to a restroom pavilion structure. She questioned if the Commission wanted the educational center and restrooms, the educational center, the restroom, or neither.

Commissioner Kent reported if there was an educational center, restrooms were vital. He noted he envisioned every Ormond Beach elementary school and some schools from surrounding areas capitalizing on this amenity.

Mayor Costello stated the Commission wanted this park to be done properly even if it would take longer to accomplish that goal; whereby, Commissioner Kent concurred.

Commissioner Selis concurred with Mayor Costello's comment relative to the dog park, and he supported the proposed master plan.

Commissioner Partington reported he would not want to take the dog park completely out of consideration. He stated the park should be completed per the master plan as envisioned and any enhancements such as the dog park or amphitheater should be sent to the advisory boards for consideration and added later if warranted. Commissioner Partington applauded the concept of a "High" Educational Center at Central Park which would be a fitting tribute considering former Commissioner Joyce High's dedication to education, the environment, and children. He urged the educational center be formulated in conjunction with the school board and any other funding possible.

Commissioner Boyle urged this park be completed and any additional amenities could be considered at a later date. He stated he was informed by an educator that it was unlikely the educational center would be used since a resource person would be needed, the school board would have to cooperate, the teachers would have to bring the students, and the model on the

County level was a failure. Commissioner Boyle concurred with the recommendation to take all the amenities to the advisory boards before committing to any additions.

Mayor Costello reported self-guided tours could be the beginning of any educational center.

Ms. Sloane asked if the Commission wanted staff to consider how to fund the elements and questioned specifically which elements would remain such as the educational center and the interconnection of the parks by water. She reported an additional Commission suggestion that was not on any previous master plan was a pedestrian crossover on Hand Avenue. Ms. Sloane noted there was a crossover on the master plan on Division Avenue that was deleted from the bond issue due to the cost.

Mayor Costello explained he wanted all of the elements even if it took ten years to achieve. He urged starting on the simple projects now. Mayor Costello advised it would be a better park and used more if it were interconnected by water and walkway. He stated he preferred adding every amenity discussed and asked staff to prioritize what could be done and for what grants the City could apply.

Commissioner Partington stated just because the educational center had not been successful in the past was not a reason not to explore the possibility for an educational center now. He reported he favored interconnectivity by water and overpass; however, he would have to be assured providing the interconnectivity would not diminish the integrity of the water.

Mayor Costello concurred that it was probably the opinion of the entire Commission that if interconnectivity would diminish the quality of any aspect of the park, it would not be done.

Commissioner Boyle requested a subsequent report listing each of the amenities to be considered, the potential cost for those amenities, the time the amenity would require to be constructed, and the grant potential for the amenities.

Commissioner Kent pointed out that Canaveral National Seashore had a wonderful program that now was guided by park rangers; however, previously the teachers would received information in the mail sent to the schools, and they would guide the tours.

Ms. Sloane reported a Hand Avenue parking lot had been added which would be included, but there was also a corner of land being considered for land acquisition in order to connect the western trail from Division Avenue to Hammock Lane; whereby, Mayor Costello urged the land acquisition be included in the report as well. Ms. Sloane asked if the Hand Avenue overpass should be included.

Mayor Costello stated he considered it would be easier to receive grants if the parks were interconnected. He asked to include everything mentioned in the report for the Commission to discuss and prioritize.

Ms. Joyce High, 38 Oak Brook Drive, thanked Commissioner Partington for his suggestion relative to the educational center, and should it be constructed, she offered to volunteer. She concurred the integrity of the water was a crucial issue. Ms. High stated connecting the trails would enhance the parks and would help in the pursuit of grants. She urged maintaining the integrity ecologically. Ms. High committed her assistance in any lobbying, legislative appeal, or correspondence for this project.

Item #11(E) – Support of Volusia County Incidental Take Permit and Beach Driving

Mayor Costello received unanimous support for the Volusia County Incidental Take Permit and support of continued beach driving letter to be sent to the County Council.

Item #12 - Reports, Suggestions, Requests

One Book, One Community, The Mystery at Hotel Ormond

Commissioner Partington reported he read the book *One Book, One Community, The Mystery at Hotel Ormond* and recommended everyone read this book filled with Ormond Beach history. He offered to provide a copy of the book if anyone were unable to obtain a copy.

Doug Sutton Memorial Fund

Commissioner Partington reported the Doug Sutton Memorial Fund had been opened at SouthTrust Bank for the benefit of Doug Sutton's wife and his son Zack's college expenses. He noted Commissioner Kent was working with Zack in a mentoring program.

Thoughts and Prayers

Commissioner Partington sent thoughts and prayers to former Commissioner Joyce High as her sister had been in intensive care in an Orlando hospital.

Ormond Beach Citizens' Police Academy

Commissioner Partington reported his parents were graduates of the Ormond Beach Citizens' Police Academy, and through it they obtained a new perspective of what a police officer's job entailed.

News-Journal Article Relative to the Sunshine Law

Commissioner Partington commended staff on the rating they received in the News-Journal article relative to the Sunshine Law and encouraged continued training and efforts toward the goal of being compliant and friendly.

Speed Limit on Hand Avenue

Commissioner Partington reported there were two speed limit signs on Hand Avenue, one indicating 25 mph and another indicating 30 mph. He asked staff to investigate if it would be prudent to use a single speed limit.

Ms. Sloane advised staff was working on the collector road upgrade of Hand Avenue, and the speed limit would be changed to 25 mph throughout.

City Seal

Commissioner Partington reported he had seen the banana tree, which was the official City seal, the logo on stationery, and the Birthplace of Speed racing trademark. He asked whether the Commission had considered if there was any consistency with these three marks. Commissioner Partington noted this could be confusing.

Broadcasting City Meetings

Commissioner Partington recommended broadcasting City meetings either on the internet, which should be fairly quick, easy, and inexpensive to accomplish, or on television, which may take longer since the City would have to wait until the negotiations for the new contract with Bright House Networks. He stated broadcasting City meetings would provide greater access to the citizenry.

Changing Granada Boulevard's Name

Commissioner Partington recommended a discussion on changing Granada Boulevard's name to Birthplace of Speed Boulevard at a subsequent City Commission meeting.

Broadcasting City Meetings

Commissioner Boyle advised that in Ashville, North Carolina, they not only televise their City Commission and County Council meetings, they show replays of the meetings, listed every board, listed vacancies for the boards, listed responsibilities for each board, and solicited public input on many issues. He questioned why, when the City granted cable contracts, the City could not receive something that would serve the public in return.

Fire Station

Commissioner Boyle expressed disappointment that there was a problem with funding for the fire station approved in the bond referendum. He urged the staff and Commission to resolve this issue in a positive manner.

Standish Drive Improvements

Commissioner Boyle advised the people of Standish Drive have been waiting 40 years for the Standish Drive improvements. He celebrated the fact that attention was finally being given to this street, but noted that at the western end of Standish Drive a resident realized that 11 to 12 full grown trees would be eliminated with the street improvements. Commissioner Boyle commended staff for working on a solution to possibly shift the road to stay within the right-of-way. He expressed concern that this was the third time where the residents have received no communication relative to the improvements being made. Commissioner Boyle again requested a mechanism be implemented where homeowners being impacted are notified.

Florida Memorial Hospital

Commissioner Boyle advised he read in the newspaper about the decision of Florida Memorial Hospital's to move, but he understood no written communication was provided to the Commission. He reported the Commission devoted hours of public meetings to try to assist Florida Memorial Hospital, and some communication should have been forthcoming to inform the City about their final decision.

Remembering Roy Weaver, III

Commissioner Boyle reported he was touched and comforted by the remarks of Reverend Marshall in his remembrance of Roy Weaver, III. He offered the address of the scholarship fund for Mr. Weaver and recommended it be made available in the community update along with the address for the Doug Sutton Memorial Fund.

Leadership

Commissioner Boyle thanked the Mayor and members of the Commission for their leadership at this meeting and the workshop held prior to the meeting.

Commissioner Kent expressed appreciation for the preparation and presentation provided relative to the economic development workshop.

Sunshine Law Newspaper Article

Commissioner Kent expressed pride in the City employees to have earned the good report in the newspaper article relative to Sunshine Law issues.

Black History Month

Commissioner Kent reported for Black History Month he invited Reverend Jesse Cotton to speak to all of the 5th graders at Pathways Elementary School about famous African-Americans. He stated Reverend Cotton showed pictures of himself with Dr. Martin Luther King and other notable African-Americans and told stories, enthralling the students. Commissioner Kent reported Reverend Cotton rewarded nine children with straight "A's" on their report card with a gold coin cautioning them not to spend it but to look back and realize they were rewarded for working hard. He noted Reverend Cotton went out of his way to make 100 children feel special.

Serving on the Commission

Commissioner Selis thanked his fellow Commission members for making it a pleasure to serve on the Commission and offered Mayor Costello credit for urging the Commission to draw conclusions rather than to illustrate their differences.

Broadcasting of City Meetings

Commissioner Selis thanked Commissioner Partington for mentioning the issue of broadcasting meetings on the Internet. He noted he expressed his support last year and was pleased to hear Commissioner Partington and Commissioner Boyle's positive comments regarding the matter.

Electronic Appearances by Commission Members

Commissioner Selis advised he would like a discussion item relative to electronic appearances by Commission members at a subsequent City Commission meeting. He stated there may be reasons to have different rules in this regard for City Commission meetings and workshops. Commissioner Selis reported that electronic appearances should be permitted as long as a quorum would exist, the Commission member would have a legitimate reason for not being able to attend the meeting in person, the Commission member had not abused the privilege, and the ability to exchange sufficient ideas between the Commissioners and the public and between the Commissioners existed. He noted at one time he advocated the use of cell phones, but he no longer supported that concept because cell phones were too unreliable. Commissioner Selis requested examining the cost, limitations, and feasibility of making electronic appearances possible.

City Seal

Commissioner Selis advised he received a call from a constituent supporting the banana tree as the City seal, noting it had been the symbol of Ormond Beach for many years and diluting that symbol by having others was unfair.

Sunshine Law Article

Commissioner Selis commended Mr. Turner for the good report relative to the responsiveness of the City regarding the Sunshine Law; however, he stated it would be inappropriate to not also recognize Mr. Hayes since his conservative views assisted the City in obtaining such a fine rating.

Florida Memorial Hospital

Commissioner Selis advised he shared Commissioner Boyle's concern relative to the lack of communication from Florida Memorial Hospital; however, it was incumbent upon the Commission and staff to work with the hospital to find another use for the hospital building to help the other businesses in the area.

Invocation

Commissioner Selis reported that the last few ministers giving the invocations had concluded the prayer by stating “in Christ’s name.” He stated he was a religious and spiritual person and would like to participate in prayers; however, he could not say “amen” to such a prayer as a Jewish person. Commissioner Selis reported he meant no disrespect toward Christians, but requested nondenominational prayers. He advised he was appreciative of a payer by former Commissioner High when she stated “to my God I pray in Christ’s name, and you can use whatever name to whom you pray.” Commissioner Selis pointed out there were a number of Jewish children present when the prayer was made this evening, and nothing makes a person feel more like an outsider than when they are unable to participate in public prayer.

City Seal

Mr. Turner advised one of the longest and most difficult projects he had encountered in his career was trying to change a City seal; and the conclusion was to keep the seal, and if anything else was needed, it should be called a logo.

Broadcasting Meetings

Mr. Turner reported the plan was to provide the Commission information as part of the budget process; however, in response to the requests voiced tonight, information would be provided prior to and in conjunction with the budget discussions.

Invocations

Mr. Turner stated staff has continuously asked persons giving the invocations to make the prayers non-denominational; however, it would be impossible to control what was said at the dais. He noted staff would reiterate this concern to clergy.

Consolidated Tomoka Land Company

Mr. Turner reported he had a conversation with the president of Consolidated Tomoka Land Company and the Daytona Beach City Manager where they asked of each other whether it was possible to come to some resolution of this issue short of litigation. He noted he would like to explore this possibility because of the cost of litigation and, more critically, what this litigation would do to the communities who need to work together on a myriad of projects. Mr. Turner advised the suggestion was made to take a half or entire day to meet to come up with options to take back to their respective ruling bodies. He noted this could not actually be categorized as “negotiations” since the participants would not be making decisions. Mr. Turner advised that if the Commission opposed this meeting, he would not attend; however, if there were a chance for success, it would provide the opportunity to pass a major hurdle between the two communities and with the property owner.

Commissioner Partington advised his only concern would be relative to any disclosures discussed during the meeting that could be used in subsequent court proceedings.

Mr. Hayes stated that as long as the parties would agree to keep the discussions confidential, they shall be kept confidential. He noted that unless there were written documents produced, nothing would be subject to the Public Records Act. Mr. Hayes advised he did not see anything said at the meeting being admissible in court. He stated this meeting would allow the city managers to meet without support staff or attorneys present. Mr. Hayes stated he saw no harm in allowing this process to go forward.

Commissioner Boyle reported instructions to Mr. Turner were not needed considering the way Mr. Turner had outlined the issue.

Mayor Costello reported he would prefer SR40 be in and controlled by Ormond Beach. He noted one option mentioned was that a portion of land fronting SR40 be in Ormond Beach, and the remaining land could be serviced and controlled by Daytona Beach. Mayor Costello reported he would want this provision as a minimum.

Commissioner Boyle urged all ideas be examined. He stated he would concur with Mayor Costello except he would want a few more hundred feet.

Mr. Turner stated he understood the general will of the Commission.

Mayor Costello noted he only mentioned this option because it had been previously voiced. He stated the consensus was to allow Mr. Turner to attend this meeting.

City Seal

Mr. Hayes pointed out the banana tree was the official City seal and the other designs were logos.

Mayor Costello reported the genesis of adding the logos with a contemporary look were related to the issue on unified signage, but the Commission wanted to keep the heritage of the official seal as well.

Ocean Design

Mayor Costello stated he had a discussion with County Council Chairman Dwight Lewis where the question was posed whether it would be appropriate for Volusia County to offer incentives to Ocean Design to move to Daytona Beach. He noted Mr. Lewis indicated he did not consider it appropriate to offer incentives for a company leaving Ormond Beach to move to Daytona Beach, and he was trying to protect the integrity of the cities as well as the County's economic development activity. Mayor Costello reported that his position was that since Ocean Design had sold their extra property in Ormond Beach, had already indicated they were leaving Ormond Beach, and many people live in Ormond Beach who work for Ocean Design that the County should offer incentives to move Ocean Design to Daytona Beach to the extension of Mason Avenue or Williamson Boulevard so the Ormond Beach residents could continue to live in Ormond Beach. He requested the County be released from this ethical dilemma of offering incentives to Ocean Design to move to Daytona Beach as long as the County would offer those same incentives to Ocean Design to move to Ormond Beach's new area in the industrial park or at Ormond Crossings. Mayor Costello asked if the Commission would prefer for Volusia County to offer incentives to Ocean Design to move to Daytona Beach, offer incentives to move to Orange City, or to let Ocean Design make their own decision without hearing from the City.

Commissioner Boyle noted the timing issue of Mayor Costello's idea to support a move to Daytona Beach in exchange for a move to Ormond Beach's future industrial park would place Ormond Beach at a distinct disadvantage. He reported while he concurred with Mayor Costello's idea, he cautioned that Ormond Beach had little control over the matter.

Mayor Costello concurred that the company would go wherever they wished; however, this would show good will to Daytona Beach and to Volusia County.

Commissioner Selis concurred with Mayor Costello that this was very positive thinking. He noted this company had already demonstrated a willingness to move out of Ormond Beach and continued to state they were moving out of Ormond Beach; therefore, in this case, it would be appropriate for the County to offer the incentives to keep the company in the Halifax area. Commissioner Selis submitted that it would not be appropriate for the County to offer incentives when companies have not at least expressed a specific intent to leave the City.

Mayor Costello stated absent Commission direction, it would be inappropriate to offer businesses incentives to move out of Ormond Beach, and this direction would be given only under very unusual circumstances.

Commissioner Boyle reported the main issue was that this company must fly in clients from all over the world and fly their technical personnel to those clients; therefore, the proximity to the airport was the main issue.

Commissioner Partington concurred with what had previously been stated and noted his appreciation for the Mayor's leadership on this issue.

Mr. Turner advised the County had offered incentives in the past and may in the future.

Mayor Costello reported it was important that when Ormond Beach could offer something to Volusia County or a neighboring city that the offer be made. He noted this was a case where Ormond Beach could offer something for Daytona Beach that would partner Ormond Beach with Daytona Beach to encourage Volusia County to keep Ocean Design in this area.

Smoking During Public Events

Mayor Costello requested an item be placed on a future agenda to discuss prohibiting smoking at public events in Ormond Beach. He stated this was a health issue that should be addressed.

Speed Limit Signs

Mayor Costello requested a report indicating the cost to use some of the existing 25 mph signs. He reported his intent was to use the signs already indicating 25 mph, not to convert signs from a different speed limit to 25 mph. Mayor Costello questioned if the City could utilize the signs promoted by Marie Anderson.

Scheduling Conflicts

Mayor Costello advised he had three scheduling conflicts as follows: on March 22 he had a VCOG meeting at 5:00 p.m.; on April 12th he had an MPO Executive Committee meeting at 4:00 p.m.; and on May 24th he had a VCOG board meeting at 5:00 p.m.

Collegian Special Events Task Force

Mayor Costello thanked Commissioner Kent and Chief Mathieson for attending the Collegian Special Events Task Force meeting since he was unable to attend. He stated he hoped Commissioner Kent could continue to attend these meetings.

Certifications

Mayor Costello congratulated Sgt. Jim Crimins for completing the Southern Police Institute's Command Officers' Development course.

Mayor Costello congratulated Ms. Ronnie Patterson, City Clerk, for achieving recertification as Municipal City Clerk.

Mayor Costello asked congratulations be extended to Fire Chief Barry Baker for being named the head of the statewide Fire Emergency Response Plan.

Welcome

Mayor Costello recognized Mayor Bill Arthur, Michael Del Ninno, and Elliot Gross, candidates for the District 4 County Council seat.

Economic Development Workshop

Mayor Costello reported the Economic Development Workshop held prior to this meeting was one of the best workshops held, and the Commission was united and excited about the economic development issues discussed at the meeting.

Landscaping

Mayor Costello commended Ms. Sloane for noting the landscaping was being taken out at SR40 and I-95 and quickly addressing the problem.

Birthplace of Speed Boulevard

Mayor Costello noted his support for the concept of the name change to Birthplace of Speed Boulevard. He cautioned the concept would be controversial, but he would favor addressing the issue.

Electronic Meetings

Mayor Costello reported he had never missed an American Academy of Cosmetic Dentistry meeting since 1991, but would not attend this year because he would have to miss a City Commission meeting. He stated he would prefer to have the opportunity to be able to participate in the discussion lead by Deputy Mayor Boyle. Mayor Costello reported in the past he had not supported electronic attendance at meetings, but for a workshop he may support electronic attendance.

Florida Memorial Hospital

Mayor Costello reported he was disappointed Florida Memorial Hospital did not send a letter, but he noted private business operates differently. He advised at this point the City should extend them the offer that the City would do everything possible to work with them on the existing facility. Mayor Costello recommended that after the issues have been resolved with Daytona Beach, Ormond Beach should ask Daytona Beach to de-annex the land where the new hospital would be built and allow Ormond Beach to annex the land. He pointed out there were no tax consequences, but Ormond Beach needed a hospital. Mayor Costello reported Ormond Beach should thank Florida Memorial Hospital for spending the money to provide a first class hospital for the residents to use even though the City was not pleased where it would be located.

Non-denominational Prayers

Mayor Costello advised he was very sensitive to non-denominational prayers. He stated he spoke to Reverend Marshall about a non-denominational inclusive prayer, but may not have been specific enough. Mayor Costello concurred he did not want the prayer to be divisive. He stated he appreciated the fact the City was able to have public prayer and would work to maintain that privilege.

Consolidated Tomoka Land Company

Mayor Costello thanked Mr. Turner for his leadership on the Consolidated Tomoka Land Company issue. He urged Mr. Turner to go into the meeting with an "open mind" and try to find

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a way to end the frustrations with Ormond Beach's neighbor. Mayor Costello advised Ormond Beach should be working with Daytona Beach on many important issues.

Collegian Special Events Task Force

Commissioner Kent thanked Mayor Costello for offering Zone 2 representation on the Collegian Special Events Task Force. He advised, however, he had a scheduling conflict on March 25th and asked if someone else could attend.

Mayor Costello reported he would ask Commissioner Boyle to attend as Deputy Mayor and another beachside Commissioner. He noted if Commissioner Boyle would not be available, to please contact Commissioner Selis or Commissioner Partington.

Transportation Study Meeting

Mr. Turner reminded the Commission of a joint meeting with the Planning Board to discuss the transportation study on February 24th at 6:00 p.m. in the training room.

Item #13 – Close the Meeting

The meeting was adjourned at 9:37 p.m.

APPROVED: _____ March 2, 2004

BY: _____
Fred Costello, Mayor

ATTEST:

Veronica Patterson, City Clerk