



CITY OF ORMOND BEACH CITY COMMISSION MEETING

MARCH 21, 2011

7:00 PM

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PURSUANT TO SECTION 286.0105, FLORIDA STATUTES, IF ANY PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE CITY COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT THIS PUBLIC MEETING, SUCH PERSON WILL NEED A RECORD OF THE PROCEEDINGS AND FOR SUCH PURPOSE, SUCH PERSON MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, INCLUDING THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.  
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PERSONS WITH A DISABILITY, SUCH AS A VISION, HEARING OR SPEECH IMPAIRMENT, OR PERSONS NEEDING OTHER TYPES OF ASSISTANCE, AND WHO WISH TO ATTEND CITY COMMISSION MEETINGS OR ANY OTHER BOARD OR COMMITTEE MEETING MAY CONTACT THE CITY CLERK IN WRITING, OR MAY CALL 677-0311 FOR INFORMATION REGARDING AVAILABLE AIDS AND SERVICES. LISTENING DEVICE AVAILABLE FOR HEARING IMPAIRED.
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### ***ACTION REPORT***

- 1) Meeting call to order by Mayor Kelley.
- 2) Invocation by Reverend Willie Branch, New Bethel AME Church.
- 3) Pledge of Allegiance.
- 4) ***PRESENTATIONS:***
  - A) Certificate for "Achievement of Civic Excellence" presented to Meg Grindle, Ormond Beach Middle School, and Ashley Loyd, Hinson Middle School.
  - B) Proclamation in honor of Eric Weems, 2011 Pro Bowl Special Team Member.
  - C) Proclamation in honor of Lara Mirante, Florida Wing Civil Air Patrol Honor Society.
  - D) Proclamation in honor of Samantha Roberts, Elks "Hoop Shoot" Free Throw Contest State Champion.
  - E) Presentation by Randell Brown, Regional Director, State of Florida Department of Financial Services.
- 5) ***AUDIENCE REMARKS:***
- 6) ***APPROVAL OF THE MINUTES*** of the March 8, 2011, meeting.
- 7) ***COMMUNITY REDEVELOPMENT AGENCY MEETING:***
  - A) Request for the First Amended Interlocal Service Agreement of Property Improvement Grant for 156 W. Granada Boulevard. **Item #9A**

B) Request for the First Extension of Property Improvement Grant for 50 New Britain.  
**Item #9B**

C) Request for the Fourth Extension of Property Improvement Grant for 11-23 W. Granada Boulevard. **Item #9C**

D) Request for the Fourth Extension of Property Improvement Grant for 31 W. Granada Boulevard. **Item #9D**

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. 2011-42 appointing Lauren Sullivan as a member to serve on the Neighborhood Improvement Advisory Board; setting forth terms and conditions of service. (City Clerk) **APPROVED**

B) Resolution No. 2011-43 authorizing the execution of a Supplemental Joint Participation Agreement between the City and the Florida Department of Transportation regarding design services for the relocation of Taxiway "E" and hold aprons on Taxiway "A" and a new compass rose at the Ormond Beach Municipal Airport. (Supplemental JPA - \$29,450; 95% FAA, 2.5% FDOT, 2.5% City or \$736.25) (Airport Manager) **APPROVED**

C) Resolution No. 2011-44 accepting a proposal from Zev Cohen & Associates, Inc., regarding engineering design services for the Wilmette Avenue Emergency Stormwater Pumping project; authorizing the execution of a work authorization and payment therefor. (Not to exceed \$45,910) (Acting City Engineer) **APPROVED**

D) Hull Road Left Turn Lane at US1.

1) Resolution No. 2011-45 authorizing the execution of a Local Agency Program Supplemental Agreement between the City and the Florida Department of Transportation, regarding the Hull Road left turn lane at US1/SR5. (Acting City Engineer) **APPROVED**

2) Resolution No. 2011-46 approving an amendment to the agreement between the City and Halifax Paving, Inc., for the limited purpose of adding a requirement to comply with the U.S. Department of Homeland Security's E-Verify System; authorizing the execution of an amendment to the agreement consistent therewith. (Acting City Engineer) **APPROVED**

E) Resolution No. 2011-47 authorizing adjustments to the City of Ormond Beach commercial property insurance schedule; authorizing the payment of additional premium therefor; authorizing the execution of all documents incidental thereto. (Risk Manager) **APPROVED**

F) Ormond Beach Municipal Airport – Noise Abatement Update. (Airport Manager)

DISPOSITION: Approve as recommended in City Manager memorandum dated March 17, 2011. **APPROVED**

G) Letter of Authorization to Volusia County Mosquito Control District. (City Clerk)

DISPOSITION: Approve as recommended in City Manager memorandum dated March 17, 2011. **APPROVED**

9) **PUBLIC HEARINGS:**

A) Resolution No. 2011-48 of the City Commission, also acting as the Community Redevelopment Agency, of the City of Ormond Beach, Florida, authorizing the First Extension of Three Hundred and Sixty Six calendar days of a property improvement grant agreement between the agency and Highlander Corp. (156 W. Granada Boulevard) (Planning Director) **APPROVED**

B) Resolution No. 2011-49 of the City Commission, also acting as the Community Redevelopment Agency, of the City of Ormond Beach, Florida, authorizing the first extension of Three Hundred and Sixty Six calendar days of a property improvement grant agreement between the agency and Highlander Corp. (50 New Britain) (Planning Director) **APPROVED**

C) Resolution No. 2011-50 of the City Commission, also acting as the Community Redevelopment Agency, of the City of Ormond Beach, Florida, authorizing a fourth extension of One Hundred Eighty Three calendar days of a property improvement grant agreement between the agency and Highlander Corp. (11-23 W. Granada Boulevard) (Planning Director) **APPROVED**

D) Resolution No. 2011-51 of the City Commission, also acting as the Community Redevelopment Agency, of the City of Ormond Beach, Florida, authorizing a fourth extension of One Hundred Eighty three calendar days of a property improvement grant agreement between the agency and Highlander Corp. (29-31 W. Granada Boulevard) (Planning Director) **APPROVED**

E) Ordinance No. 2011-08 of the City of Ormond Beach, Florida, imposing a temporary moratorium for 180 days on the receipt, consideration or issuance of any business tax receipt, building permit, special exception, site plan approval or any other official action of the City of Ormond Beach having the effect of permitting or allowing the operation of internet cafes, internet sweepstakes redemption centers, or adult arcade amusement centers pending the study of the legalities of such operations and whether the regulation of such activities and facilities is required; providing legislative findings; providing the duration. (Second Reading) (Planning Director/City Attorney) **APPROVED ON SECOND READING**

F) Ordinance No. 2011-09 annexing certain real property into the City of Ormond Beach, said property being generally located along the east side of North U.S. Highway 1

adjacent to the northbound entrance to Interstate 95 and being commonly located at 1561 North U.S. Highway 1, including a portion of Rosemary Street; redefining the territorial boundaries of the City of Ormond Beach to include the property; re-designating the boundaries of Zone 1 of the City of Ormond Beach to include the property; providing for transmission. (Second Reading) (Planning Director)  
**APPROVED ON SECOND READING**

G) Ordinance No. 2011-10 annexing certain real property into the City of Ormond Beach, said property being generally located along the east side of North U.S. Highway 1 approximately 1,125 linear feet south of Interstate 95 and being commonly located at 1521 North U.S. Highway 1, including that portion of Benton Street and Broadway Avenue abutting the property; redefining the territorial boundaries of the City of Ormond Beach to include the property; re-designating the boundaries of Zone 1 of the City of Ormond Beach to include the property; providing for transmission. (Second Reading) (Planning Director) **APPROVED ON SECOND READING**

10) **FIRST READING OF ORDINANCE** No. 2011-13 establishing a twenty dollar flat fee for residential water connections of two days or less and waiving fees for sewer, stormwater and solid waste services relative thereto by amending Chapter 10, Solid Waste, Yard Waste and Recyclables, Article I, In General, Section 10-16, Fees for Collection and Disposal Established; and by amending Chapter 22, Water and Sewers; Article I, Water, Section 22-20, Account Service Charge Established; Section 22-21, Minimum Deposits Required; Section 22-23, Minimum Meter Rates Generally; Section 22-28, Billing for Partial Month Service; and by amending Article II, Sewers, Section 22-70, Deposit Required; Established; and Section 22-74, Billing for Partial Month Service, or the *Code of Ordinances* of the City of Ormond Beach. **APPROVED ON FIRST READING**

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

12) **CLOSE THE MEETING.**