



**CITY OF ORMOND BEACH
CITY COMMISSION MEETING**

APRIL 5, 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 Neal J. Ganzel, Jr., Coquina Presbyterian Church in America.
- 3) Pledge of Allegiance.
- 4) **PRESENTATIONS:**
  - A) Employee-of-the-Quarter award to Loretta Moisis, Grants Coordinator/PIO.
  - B) Proclamation for Childhood Cancer Awareness Week.
- 5) **AUDIENCE REMARKS:**
- 6) **APPROVAL OF THE MINUTES** of the March 21, 2011, meeting.
- 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. 2011-52 authorizing the execution of an Amendment and Restatement of Lease Agreement between the City and Civil Air Patrol, United States Air Force Auxiliary, Florida Wing, for the leasing of certain City-owned real property. (Airport Manager) **APPROVED**
  - B) Resolution No. 2011-53 authorizing the execution of a Local Agency Program Supplemental Agreement No. 2 between the City and the Florida Department of Transportation regarding Phase II Sidewalk Improvements on West Granada Boulevard. (Engineering) **APPROVED**

C) Resolution No. 2011-54 authorizing the submittal of an XU Bicycle/Pedestrian Grant Application to the Volusia County Transportation Planning Organization for funding assistance relative to construction of a Bicycle/Pedestrian sidewalk from Tomoka Elementary School to the Forest Hills Subdivision. (Total project cost \$510,205; Grant funding \$459,184.50; City match \$51,020.50) (Engineering) **APPROVED**

D) Riverside Drive closure.

DISPOSITION: Approve as recommended in City Manager memorandum dated March 31, 2011. **APPROVED**

E) City Hall parking lot improvements project.

DISPOSITION: Approve as recommended in City Manager memorandum dated March 31, 2011. **APPROVED**

F) Placement of Hand Avenue Extension (HAE) on the Transportation Planning Organization's (TPO) Non-Strategic Interstate System (SIS) Priority List.

DISPOSITION: Approve as recommended in City Manager memorandum dated March 31, 2011. **APPROVED**

8) **PUBLIC HEARINGS:**

A) Ordinance No. 2011-11 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 1567 North U.S. Highway 1; 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. (First Reading) (Planning Director) **APPROVED ON FIRST READING**

B) Ordinance No. 2011-12 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 1571 North U.S. Highway 1, 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. (First Reading) (Planning Director) **APPROVED ON FIRST READING**

C) Ordinance No. 2011-14 amending the *Land Development Code* of the City of Ormond Beach by Amending Chapter 1, General Administration, of Article III, Definitions and Acronyms, Section 1-22, Definition of Terms and Words, by adding a definition for Type "D" restaurant; by amending Chapter 2, District and General Regulations of Article II, District Regulations, Section 2-25, Central Business (B-4), by adding Type "D" Restaurant type as a conditional use within the zoning district; and by amending Chapter 2, District and General Regulations of Article IV, Conditional and Special Exception Regulations, Section 2-57, Criteria for Review of Specific Conditional and

Special Exceptions, Subsection R, by establishing criteria for Type "D" restaurants.  
(First Reading) (Planning Director) **APPROVED ON FIRST READING**

- 9) **SECOND 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, of the *Code of Ordinances* of the City of Ormond Beach. (Finance Director) **APPROVED ON SECOND READING**
  
- 10) **DISCUSSION ITEMS:**
  - A) Eastern Volusia Regional Water Authority agreement.  
**City will continue to acknowledge the efforts and accomplishments made by the authority, but reject invitation to membership.**
  
  - B) City landscaping.  
**Further discussion will occur following staff response to Commission request for additional information.**
  
- 11) **REPORTS, SUGGESTIONS, REQUESTS:** Mayor, City Commission, City Manager, City Attorney.
  
- 12) **CLOSE THE MEETING.**