

**MINUTES
ORMOND BEACH CITY COMMISSION AND
COMMUNITY REDEVELOPMENT AGENCY MEETING
HELD AT CITY HALL COMMISSION CHAMBERS**

October 4, 2011

7:00 p.m.

Present were: Mayor Ed Kelley, Commissioners James Stowers, Troy Kent, Rick Boehm and Bill Partington, City Manager Joyce Shanahan, Assistant City Manager Ted MacLeod, City Attorney Randy Hayes, and City Clerk Joshua Fruecht.

A G E N D A

1. CALL TO ORDER

- 2. INVOCATION** – Reverend Willie Branch, Jr.
Historic New Bethel African Methodist Episcopal Church

3. PLEDGE OF ALLEGIANCE

4. PRESENTATIONS

- A.** Employee of the Quarter – Ned (Edward) Kraft

- 5. AUDIENCE REMARKS** – Regarding items not on the agenda.

6. APPROVAL OF MINUTES

- A.** Minutes from the City Commission meeting – September 20, 2011

7. COMMUNITY REDEVELOPMENT AGENCY

- A. Resolution No. 2011-156** - A resolution of the City Commission, also acting as the Community Redevelopment Agency, of the City of Ormond Beach, Florida, authorizing the execution of a Building Improvement Grant agreement between the agency and Granada Place LLC.; and setting forth an effective date. *(Planning Director)*

- 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. 2011-151** - A resolution authorizing the execution of a Water, Sewer and Annexation Agreement between the City and Vanacore Commercial Properties, LLC; providing for recordation; and setting forth an effective date. *(Planning Director)*

- B. Resolution No. 2011-152** - A resolution authorizing the execution of a Water, Sewer and Annexation Agreement between the City and Pavilion TK-Ormond, LLC; providing for recordation; and setting forth an effective date. *(Planning Director)*

- C. Resolution No. 2011-153** - A resolution authorizing and directing the submittal and execution of amendments to the Community Development Block Grant Subrecipient Agreements for Fiscal Years FY 2009-2010 and FY 2010-2011 between the City of Ormond Beach and the County of Volusia; authorizing the execution of amendments; and setting forth an effective date. *(Finance Director)*

- D. Resolution No. 2011-154** - A resolution reappointing a trustee to serve on the Firefighters' Pension Trust Fund; setting forth terms and conditions of service; and setting forth an effective date. *(Finance Director)*

- E. Resolution No. 2011-155** – A resolution authorizing the execution of a second amendment to agreement between the City and DRC Emergency Services, LLC, for debris removal, reduction and disposal services; and setting forth an effective date. *(Finance Director)*

F. Specification for Professional Janitorial Services, RFP No. 2012-03
(Leisure Services Director)

DISPOSITION: Approve as recommended in City Manager memorandum dated September 29, 2011.

G. Budget Status Report *(Finance Director)*

DISPOSITION: Approve as recommended in City Manager memorandum dated September 29, 2011.

9. PUBLIC HEARINGS

- A. Resolution No. 2011-156** - A resolution of the City Commission, also acting as the Community Redevelopment Agency, of the City of Ormond Beach, Florida, authorizing the execution of a Building Improvement Grant agreement between the agency and Granada Place LLC.; and setting forth an effective date.
(Planning Director)

10. SECOND READING OF ORDINANCES

- A. Ordinance No. 2011- 37** – An ordinance amending Chapter 22, Waters and Sewers, Article VII, Water Conservation Regulations, of the Code of Ordinances, by amending Section 22-180, Definitions, and renaming Section 22-180, intent and purpose; repealing Section 22-181, Declaration of Water Shortage, and renaming Section 22-181, Definitions; repealing Section 22-182 Levels of Water Conservation and Water Shortage, and renaming Section 22-182, Landscape Irrigation Schedules; repealing Section 22-183, Base Water Conservation and Use Provisions, and renaming Section 22-183, Exceptions to the Landscape Irrigation Schedules; repealing 22-184, General Water Use Prohibitions, and renaming Section 22-184, Additional Requirements; repealing Section 22-185, Exemptions, and renaming Section 22-185 Variances from Specific Day of Week Limitations; repealing Section 22-186, Variances, and renaming Section 22-186, Application of Ordinance; adding Section 22-187, Immunity of Enforcement Officer; adding Section 22-188 Penalties and Enforcement; repealing all inconsistent ordinances or parts thereof; providing severability; and setting forth an effective date. *(Public Works Director)*

11. FIRST READING OF ORDINANCES

- A. Ordinance No. 2011-38** – An ordinance of the City of Ormond Beach, Florida, amending Article I, General Employees' Pension Plan, of Chapter 16, Pensions and Retirement, of the Code of Ordinances; amending Section 16-1, Definitions, by amending the Definition of Actuarial Equivalent; amending Section 16-4, Finances and Fund Management; providing for codification; providing for severability of provisions; repealing all ordinances in conflict herewith and providing an effective date. *(Finance Director)*
- B. Ordinance No. 2011-39** – An ordinance of the City of Ormond Beach, Florida, amending Article IV, Police Officers' Pension Trust Fund, of Chapter 16, Pensions and Retirement, of the Code of Ordinances; amending Section 16-71, Definitions, by amending the Definition of Actuarial Equivalent; amending Section 16-74, Finances and Fund Management; providing for codification; providing for severability of provisions; repealing all ordinances in conflict herewith and providing an effective date. *(Finance Director)*
- C. Ordinance No. 2011-40** – An Ordinance of the City of Ormond Beach, Florida, amending Article III, Firefighters' Pension Trust Fund, of Chapter 16, Pensions and Retirement, of the Code of Ordinances; amending Section 16-40, Definitions, by amending the Definition of Actuarial Equivalent; amending Section 16-43, Finances and Fund Management; providing for codification; providing for severability of provisions; repealing all ordinances in conflict herewith and providing an effective date. *(Finance Director)*

12. RESOLUTIONS

- A. **Resolution No. 2011-157** – A resolution declaring the intention of the city commission to adopt a reapportionment ordinance; describing the proposed reapportionment boundaries, and setting forth an effective date. (*Planning Director*)

13. STAFF ACTION ITEMS

- A. **Appoint Voting Delegate and Alternate for National League of Cities (NLC) Annual Business Meeting on November 12, 2011** (*City Clerk*)

14. REPORTS, SUGGESTIONS, REQUESTS (Mayor, City Commission, City Manager, City Attorney)

15. ADJOURNMENT

Item #1 – Meeting Call to Order

The meeting was called to order by Mayor Kelley at 7:00 p.m.

Item #2 – Invocation

The invocation was given by Reverend Willie Branch of the Historic New Bethel African Methodist Episcopal Church.

Item #3 – Pledge of Allegiance

The Pledge of Allegiance was led by Mayor Kelley.

Mayor Kelley introduced Fire Chief James Stables and his family, who stated he was pleased to work and live in our community.

Item #4 – Employee-of-the-Quarter

City Manager Shanahan announced that Ned Kraft was the Employee-of-the-Quarter for the fourth quarter of 2011. She stated Ned was hired in August 1974 working in the Parks Department as a gardener for 22 years. In 1990, Ned became a Parks Department Supervisor overseeing tree permits, landscaping inspection, and acted as an arborist. He began his “second” career with the “City” in the urban forestry division from 1995 until 1998. Since 1998, Ned has worked as the Sign Shop Operator and along with his co-workers has made the Sign Shop a first class operation responsible for an upgraded traffic sign computer program with the ability to make any type of traffic sign. Ned is always up to the task, no sign too small or too large. Ned has recently completed the “3 Steps to Personal Safety” sign that alerts and reminds residents that enjoy City facilities to: lock their car, take their keys and secure their valuables.

Ms. Shanahan stated Ned’s community involvement extended to charities in the area including, the American Heart Association and the March of Dimes. In the past, Ned was responsible for organizing a City wide cleanup in the parks, as well as volunteering with the Ormond Beach Fire Department from 1976–1989, and was tasked with the operations of the “Jaws of Life” apparatus, where he received a commendation for his professionalism during an extreme accident condition.

Ms. Shanahan stated that Ned is a “go-getter” that takes on any assigned job and completes that job on time and within budget. He puts his heart and soul in projects while taking into stride the formalities of government agencies, and he embraces change because he knows change can improve Ormond Beach. She stated he is dedicated to making Ormond Beach the best it can be and strived to be on the cutting edge of his work environment and his profession.

Mayor Kelley presented a City seal watch to Mr. Kraft and explained that his name and picture were added to the plaques displayed in the Atrium. The Mayor stated we were all proud of Ned.

Item #5 – Audience Remarks

Reverend Willie Branch, 200 Live Oak Avenue, stated his concern of young men “shagging,” whereby young men wear their breeches well below their waistline. He stated that this practice was indecent and should be stopped, as well as being a reflection of the character of the community. He provided a flyer to the Commissioners that read, “STOP IT! Respect Yourself! Disrespecting Yourself & Your Community Should Be Against the Law!”

Mayor Kelley commented that there was an article in the newspaper whereby a city was fining people for this practice.

Mr. Jim Schultz, 117 Harvard Drive, stated that Maryland recently had a federal court suit filed by an attorney for damages with fluoride water and baby food against Nestle Waters and Gerber from a young girl, age 13, who had used these products under the implied warranty of safety and benefit. The young girl had 17 damaged teeth and was seeking \$75,000 plus travel damages for fraud and deception. He stated there was another case filed in the Metro District in San Diego, California, whereby eight different groups of people were seeking to halt fluoridation until there was proof that there was an FDA approved safety factor. He stated that a league of Latin Americans have sought to make this a civil rights issue claiming that African-Americans and Latinos were disproportionately damaged and had never been informed of the risks of fluoride. He noted that former Mayor Fred Costello in 2006 stated the American Dental Association issued a warning to children, and currently there was a petition to the Office of President Barak Obama.

Item #6 – Approval of the Minutes

Mayor Kelley advised the minutes of the September 20, 2011, regular meeting had been sent to the Commission for review, and were on the City's website for public review. He asked for any corrections, additions, or omissions. He stated that hearing no corrections, the minutes would stand approved as presented.

Item #7A – Community Redevelopment Agency

Mayor Kelley explained the City Commission served as the Community Redevelopment Agency (CRA) for the Downtown Redevelopment Area, and as such, must review this item and make a recommendation as the CRA prior to the City Commission public hearing; therefore, the City Commission meeting would be recessed, and a meeting of the Community Redevelopment Agency convened. He explained that once the recommendation was made, the CRA meeting would be adjourned and the City Commission meeting reconvened.

Mayor Kelley stated the City Commission meeting was recessed, and he called the meeting of the Community Redevelopment Agency to order at 7:13 p.m. for discussion of Resolution No. 2011-156 relative to building renovations at the Granada Place shopping center.

A voice vote was taken recommending approval of Resolution No. 2011-156.

Mayor Kelley adjourned the CRA meeting and reconvened the City Commission meeting at 7:15 p.m.

Item #8 - Consent Agenda

Mayor Kelley advised 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 item separately.

Commissioner Kent moved, seconded by Commissioner Partington, for approval of the Consent Agenda,

	Commissioner Kent	Yes
	Commissioner Boehm	Yes
	Commissioner Partington	Yes
	Commissioner Stowers	Yes
Carried.	Mayor Kelley	Yes

Item #9A – Granada Place LLC

City Clerk Joshua Fruecht read by title only:

RESOLUTION NO. 2011-156

A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, AUTHORIZING THE EXECUTION OF A BUILDING IMPROVEMENT GRANT AGREEMENT BETWEEN THE AGENCY AND GRANADA PLACE LLC; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Kent moved, seconded by Commissioner Boehm, for approval of Resolution No. 2011- 156, as read by title only.

Mayor Kelley stated this item received a unanimous recommendation for approval from the CRA.

Call Vote:	Commissioner Boehm	Yes
	Commissioner Partington	Yes
	Commissioner Stowers	Yes
	Commissioner Kent	Yes
Carried.	Mayor Kelley	Yes

Item #10A – Water conservation

City Clerk Joshua Fruecht read by title only:

ORDINANCE NO. 2011- 37

AN ORDINANCE AMENDING CHAPTER 22, WATERS AND SEWERS, ARTICLE VII, WATER CONSERVATION REGULATIONS, OF THE CODE OF ORDINANCES, BY AMENDING SECTION 22-180, DEFINITIONS, AND RENAMING SECTION 22-180, INTENT AND PURPOSE; REPEALING SECTION 22-181, DECLARATION OF WATER SHORTAGE, AND RENAMING SECTION 22-181, DEFINITIONS; REPEALING SECTION 22-182 LEVELS OF WATER CONSERVATION AND WATER SHORTAGE, AND RENAMING SECTION 22-182, LANDSCAPE IRRIGATION SCHEDULES; REPEALING SECTION 22-183, BASE WATER CONSERVATION AND USE PROVISIONS, AND RENAMING SECTION 22-183, EXCEPTIONS TO THE LANDSCAPE IRRIGATION SCHEDULES; REPEALING 22-184, GENERAL WATER USE PROHIBITIONS, AND RENAMING SECTION 22-184, ADDITIONAL REQUIREMENTS; REPEALING SECTION 22-185, EXEMPTIONS, AND RENAMING SECTION 22-185 VARIANCES FROM SPECIFIC DAY OF WEEK LIMITATIONS; REPEALING SECTION 22-186, VARIANCES, AND RENAMING SECTION 22-186, APPLICATION OF ORDINANCE; ADDING SECTION 22-187, IMMUNITY OF ENFORCEMENT OFFICER; ADDING SECTION 22-188 PENALTIES AND ENFORCEMENT; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Kent moved, seconded by Commissioner Partington, for approval of the Ordinance No. 2011-37, on second reading, as read by title only.

Call Vote.	Commissioner Partington	Yes
	Commissioner Stowers	Yes
	Commissioner Kent	Yes
	Commissioner Boehm	Yes
Carried.	Mayor Kelley	Yes

Item #11A – General Employees' Pension Amendment

City Clerk Joshua Fruecht read by title only:

ORDINANCE NO. 2011-38

AN ORDINANCE OF THE CITY OF ORMOND BEACH, FLORIDA, AMENDING ARTICLE I, GENERAL EMPLOYEES' PENSION PLAN, OF CHAPTER 16, PENSIONS AND RETIREMENT, OF THE CODE OF ORDINANCES; AMENDING SECTION 16-1, DEFINITIONS, BY AMENDING THE DEFINITION OF ACTUARIAL EQUIVALENT; AMENDING SECTION 16-4, FINANCES AND FUND MANAGEMENT; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE.

Commissioner Kent moved, seconded by Commissioner Boehm, for approval of the Ordinance No. 2011-38, on first reading, as read by title only.

Mayor Kelley stated he was concerned with allowing Real Estate Investments Trusts (REITs) in the pension funds, as he did not feel this was the time to start this type of investing because the City would have to make up any losses of the funds. He stated that he owned REIT stocks

which had dropped 25% within the last three months. He suggested that buying municipal bonds would be a much safer return.

Ms. Kelly McGuire, Finance Director, stated that the expected return from REITs was 4% to 6%, whereas, fixed income returns were currently about 2%.

Ms. Joyce Shanahan, City Manager, stated that a portion of the pension plans' portfolio was invested in bonds (fixed income).

Mayor Kelley stated he did not support REITs, as he felt it was too risky.

Commissioner Partington suggested that the current information on REITs was nine months old; whereby, Ms. McGuire stated that the pension plans were currently in a queue and it might be six to nine months before we would be called up, at which time the financial advisor would review the REIT market with the pension boards.

Mayor Kelley stated he favored J. P. Morgan over UBS Trumbull.

Ms. McGuire stated that the ordinance amendment would allow the pension plans to invest in REITs, either equity or mortgage-backed securities, at some point in time, and amend the investment rate of return.

The Commission was in consensus to eliminate Section Two of the ordinance, which would not allow open-ended institutional private real estate investing.

Commissioner Partington moved, seconded by Commissioner Kent, amending Ordinance No. 2011-38 by eliminating Section Two.

Commissioner Stowers stated that he was comfortable with REITs as this was not a flippant decision of the pension boards' advisors, and it broadened the opportunities for a financial advisor to make a decision towards REITs. He stated he did not disagree with the volatility of some REITs, but it would give more tools to the financial advisors to make analysis of the market.

Commissioner Boehm stated that there was a broad base of volatility in the market, and municipal bonds seemed to be a potential safe haven. He stated he questioned if the Commission should make the decision towards REITs or the pension boards' financial advisors.

Call Vote:	Commissioner Stowers	No
	Commissioner Kent	Yes
	Commissioner Boehm	No
	Commissioner Partington	Yes
Carried.	Mayor Kelley	Yes

Amendment to Ordinance:

Call Vote:	Commissioner Partington	Yes
	Commissioner Stowers	no
	Commissioner Kent	Yes
	Commissioner Boehm	no
Carried.	Mayor Kelley	Yes

Item # 11B – Police Officers' Pension Amendment

City Clerk Joshua Fruecht read by title only:

ORDINANCE NO. 2011-39
AN ORDINANCE OF THE CITY OF ORMOND BEACH, FLORIDA, AMENDING ARTICLE IV, POLICE OFFICERS' PENSION TRUST FUND, OF CHAPTER 16, PENSIONS AND RETIREMENT, OF THE CODE OF ORDINANCES; AMENDING SECTION 16-71, DEFINITIONS, BY AMENDING THE DEFINITION OF ACTUARIAL EQUIVALENT; AMENDING SECTION 16-74, FINANCES AND FUND MANAGEMENT; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE.

Commissioner Partington moved, seconded by Commissioner Kent, for approval of the Ordinance No. 2011-39, on first reading, as read by title only.

Call Vote:	Commissioner Kent	Yes
	Commissioner Boehm	No
	Commissioner Partington	Yes
	Commissioner Stowers	No
Carried.	Mayor Kelley	Yes

Commissioner Partington moved, seconded by Commissioner Kent, amending Ordinance No. 2011-39 by eliminating Section Two.

Call Vote:	Commissioner Kent	Yes
	Commissioner Boehm	No
	Commissioner Partington	Yes
	Commissioner Stowers	No
Carried.	Mayor Kelley	Yes

Item #11C – Firefighters’ Pension Amendment

City Clerk Joshua Fruecht read by title only:

ORDINANCE NO. 2011-40
AN ORDINANCE OF THE CITY OF ORMOND BEACH, FLORIDA, AMENDING ARTICLE III, FIREFIGHTERS' PENSION TRUST FUND, OF CHAPTER 16, PENSIONS AND RETIREMENT, OF THE CODE OF ORDINANCES; AMENDING SECTION 16-40, DEFINITIONS, BY AMENDING THE DEFINITION OF ACTUARIAL EQUIVALENT; AMENDING SECTION 16-43, FINANCES AND FUND MANAGEMENT; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE.

Commissioner Partington moved, seconded by Commissioner Kent, for approval of the Ordinance No. 2011-40, on first reading, as read by title only.

Call Vote:	Commissioner Boehm	No
	Commissioner Partington	Yes
	Commissioner Stowers	No
	Commissioner Kent	Yes
Carried.	Mayor Kelley	Yes

Commissioner Partington moved, seconded by Commissioner Kent, amending Ordinance No. 2011-40 by eliminating Section Two.

Call Vote:	Commissioner Boehm	No
	Commissioner Partington	Yes
	Commissioner Stowers	No
	Commissioner Kent	Yes
Carried.	Mayor Kelley	Yes

Mayor Kelley suggested reviewing the REIT market returns in a year.

Item #12A – Reapportionment

City Clerk Joshua Fruecht read by title only:

RESOLUTION NO. 2011-157
A RESOLUTION DECLARING THE INTENTION OF THE CITY COMMISSION TO ADOPT A REAPPORTIONMENT ORDINANCE; DESCRIBING THE PROPOSED REAPPORTIONMENT BOUNDARIES, AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Kent moved, seconded by Commissioner Partington, for approval of the Resolution No. 2011-157, as read by title only.

Call Vote:	Commissioner Partington	Yes
	Commissioner Stowers	Yes
	Commissioner Kent	Yes
	Commissioner Boehm	Yes
Carried.	Mayor Kelley	Yes

Item #13A – National League of Cities Voting Delegate

Mr. Josh Fruecht, City Clerk, stated that this item was to appoint a voting delegate and alternate for the National League of Cities Annual Business Meeting on November 12, 2011. He asked the Commission to recommend a voting delegate and alternate.

Commissioner Partington advised he was the only delegate that would be attending.

Commissioner Kent moved, seconded by Commissioner Boehm, to appoint Commissioner Partington as voting delegate to the National League of Cities Annual Business Meeting on November 12, 2011. The motion passed unanimously.

Mayor Kelley and Commissioner Kent expressed their appreciation to Commissioner Partington for taking his time to represent them at this meeting.

Item #14 – Reports, Suggestions, Requests

Strategic Economic Development Plan Workshop

Ms. Joyce Shanahan reminded the Commission of a workshop on October 18 to review the Strategic Economic Development Plan Update. She stated that a public workshop was held on September 17 to get feedback on new suggestions and ideas. She stated that Mr. Joe Mannarino, Economic Development Director, would also update them on a survey completed in conjunction with the Chamber of Commerce and Center for Business Excellence.

Movie on the Halifax

Ms. Shanahan stated that the Movie on the Halifax, *Haunted Mansion*, would be on Friday night.

Ames House and MacDonald House

Commissioner Stowers asked about the Ames House and MacDonald House; whereby, Ms. Shanahan stated that staff was working on these items. She stated that Engineering was working with an architect on the cost of improvements and it would be about four weeks before the estimates were available.

State of City Address

Commissioner Stowers stated that the State of the City event went very well, quicker and smoother than in the past. He stated he preferred Mayor Kelley speaking about each zone, rather than each Commissioner.

Veterans Plaque

Commissioner Stowers stated he had visited the art museum to see the location of the veterans' plaque, which was placed in the back of the building in a hallway. Ms. Shanahan stated that Ms. Richmond and the museum board were meeting with Mr. Romano tonight and would be attending the October 18 City Commission meeting.

State of City Address

Commissioner Kent expressed his appreciation to Mayor Kelley for his address at the State of the City event. He stated he had some suggestions for a smoother event next year.

BPOS Park Repairs

Commissioner Kent stated he was told a car hit the Birthplace of Speed Park a couple of months ago and he requested that it be repaired as soon as possible.

Community Shredding Event

Commissioner Kent stated that there would be a community shredding event in the City Hall parking lot on October 15 hosted by Morgan Stanley, which he hoped would be well attended.

Fluoridation

Commissioner Kent stated he would like more information about the City's fluoridation and he would like to discuss it at the next coffee at his home on November 7 at 4:30 p.m.

Vanacore and Tire Kingdom Annexations

Commissioner Boehm stated he was pleased to see on the agenda the annexation of a 14,289 square foot pharmacy building and a 13,200 square foot medical professional building, which would increase our tax base and add jobs to the community. He stated that this was positive economic development. He stated that Tire Kingdom on Williamson Boulevard would be annexed also increasing our tax base and adding jobs.

EVAC

Commissioner Boehm stated that a young man sustained a serious neck injury during the Pop Warner game. He stated Pop Warner employed a paramedic who assured that the young man was stabilized. He stated it took 3½ minutes after 911 was called before our fire department was alerted to the fact that someone was seriously injured, but he was concerned that it took over 45 minutes for EVAC to arrive. He stated he felt there was no excuse for the time delay and he requested Mayor Kelley or Ms. Shanahan to send a letter to the County Chairman asking them to investigate/explain how this happened and what steps they would take to insure that this never happened again.

Ms. Shanahan stated that she had spoken to Chief Stables who will endeavor to get this information. She stated that she would be happy to prepare a letter for the Mayor's signature to put this concern on the record.

Mayor Kelley stated that he would also bring this to the attention of VCOG.

Commissioner Kent expressed his concern of the 45-minute time delay, as well.

Commissioner Boehm moved, seconded by Commissioner Partington, to approve sending a letter to Volusia County regarding the above-mentioned matter. The motion passed unanimously.

Commissioner Partington noted that there was a similar incident last year whereby EVAC did not arrive for about 30 minutes. He recalled that there was an issue in Breakaway Trails, as well, and it seemed to be turning into a recurring problem and he hoped they could get to the bottom of it.

PAL Golf Tournament

Commissioner Partington stated that the Police Athletic League (PAL) golf tournament was scheduled for October 29 at the River Bend Golf Course to support the PAL children. He urged them to contact Belinda at the PAL office to register.

EVAC

Mayor Kelley requested Ms. Shanahan to provide him with the details of the EVAC incident.

State of the City

Mayor Kelley expressed his concern over the seating arrangements of Representative Costello and Senator Lynn, the food, and service at the luncheon.

Community Shredding Event

Mayor Kelley stated that Halifax Urban Ministries was asking for a donation of non-perishable food items in exchange for free shredding of documents.

HUM

Mayor Kelley stated that he had received a letter from HUM requesting food donations; whereby, Ms. Shanahan stated that city employees just completed a food drive for HUM on Friday, raising 2,100 pounds of food. She stated she was very proud of our city employees for their food drive efforts, and she would be buying pizza for the department collecting the most food.

Ames House and MacDonald House

Mayor Kelley stated he looked forward to discussing his concerns of the Ames House and MacDonald House issues in a few weeks.

Item #15 – Adjournment

The meeting was adjourned at 7:55 p.m.

APPROVED:

October 18, 2011

BY:

Ed Kelley, Mayor

ATTEST:

Joshua Fruecht, City Clerk