

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

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**August 8, 2012**

**7:00 PM**

**Commission Chambers**

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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 Acting City Clerk Lois Towey.

**A G E N D A**

- 1. CALL TO ORDER**
- 2. INVOCATION**
  - A. Rev. Neal J. Ganzel, Jr., Coquina Presbyterian Church in America
- 3. PLEDGE OF ALLEGIANCE**
- 4. PRESENTATIONS AND PROCLAMATIONS**
  - A. Employee of the Quarter - Jerry Vanco
  - B. National Flood Insurance Program Community Rating System Improvement (FEMA)
  - C. Proclamation for Maggie Sacks
- 5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 6. APPROVAL OF MINUTES**
- 7. COMMUNITY REDEVELOPMENT AGENCY**
  - A. **RESOLUTION NO. 2012-100** : A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, ACCEPTING THE BID OF SOUTHERN ELECTRIC COMPANY, INC. d/b/a REXEL, FOR THE PURCHASE OF DECORATIVE LIGHT FIXTURES FOR THE DECORATIVE LIGHTING PURCHASE – CDBG & CRA DISTRICTS PROJECT (BID NO. 2012-17); REJECTING ALL OTHER BIDS; AUTHORIZING THE EXECUTION OF A CONTRACT, AND PAYMENT THEREUNDER; AND SETTING FORTH AN EFFECTIVE DATE.

**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. 2012-100** : A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, ACCEPTING THE BID OF SOUTHERN ELECTRIC COMPANY, INC. D/B/A REXEL, FOR THE PURCHASE OF DECORATIVE LIGHT FIXTURES FOR THE DECORATIVE LIGHTING PURCHASE – CDBG & CRA DISTRICTS PROJECT (BID NO. 2012-17); REJECTING ALL OTHER BIDS; AUTHORIZING THE EXECUTION OF A CONTRACT, AND PAYMENT THEREUNDER; AND SETTING FORTH AN EFFECTIVE DATE.

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

- B. **RESOLUTION NO. 2012-114** : A RESOLUTION PURSUANT TO SECTION 14-98, LIENS, OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES AUTHORIZING THE IMPOSITION OF A LIEN AGAINST THE REAL PROPERTY OWNED BY BRENT DOUGLAS HANNON AND ANNA BARRERA HANNON, LOCATED AT 39 DEEP WOODS WAY, ORMOND BEACH, VOLUSIA COUNTY, (PARCEL ID NO. 4123-03-00-0100), FOR COSTS INCURRED BY THE CITY TO TERMINATE OR ABATE A SITE MAINTENANCE VIOLATION; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** *Joanne Naumann, Neighborhood Improvement Manager (386-615-7069)*

- C. **RESOLUTION NO. 2012-115** : A RESOLUTION AUTHORIZING THE EXECUTION OF A CHANGE ORDER NUMBER FOUR (4) TO THAT CONTRACT AWARDED TO BRASFIELD & GORRIE, LLC, REGARDING THE WASTEWATER TREATMENT PLANT REHABILITATION AND EXPANSION PROJECT, BY INCREASING THE CONTRACT PRICE BY \$113,717.01; AND SETTING FORTH AN EFFECTIVE DATE.

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

- D. **FY 2012-2013 Edward Byrne Memorial Justice Assistance Grant (JAG) Approval of the Funding Distribution**

**Staff Contact:** *Loretta Moisiso, Grants Coordinator/PIO (386-676-3315)*

**Disposition:** Approve as recommended in the City Manager memorandum dated August 8, 2012.

## 9. PUBLIC HEARINGS

- A. **ORDINANCE NO. 2012-27** : AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED ALONG THE WEST SIDE OF NORTH U.S. HIGHWAY 1 APPROXIMATELY 3,036 LINEAR FEET SOUTH OF THE INTERSECTION OF INTERSTATE 95 AND NORTH U.S. HIGHWAY 1 INTERCHANGE AND BEING COMMONLY LOCATED AT 1438 NORTH U.S. HIGHWAY 1; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 1 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; SETTING FORTH ZONING, PRIVILEGES, AND OBLIGATIONS OF SAID PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** *Ric Goss, Planning Director (386-676-3238)*

- B. **ORDINANCE NO. 2012-28** : AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED ALONG THE WEST SIDE OF NORTH U.S. HIGHWAY 1 APPROXIMATELY 3,095 LINEAR FEET SOUTH OF THE I-95 AND NORTH U.S. HIGHWAY 1 INTERCHANGE AND BEING COMMONLY LOCATED AT 1428 NORTH U.S. HIGHWAY 1; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 1 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; SETTING FORTH ZONING, PRIVILEGES, AND OBLIGATIONS OF SAID PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** *Ric Goss, Planning Director (386-676-3238)*

- C. **ORDINANCE NO. 2012-30** : AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED ALONG THE WEST SIDE OF NORTH U.S. HIGHWAY 1 APPROXIMATELY 2,935 LINEAR FEET SOUTH OF INTERSECTION OF INTERSTATE 95 AND NORTH U.S. HIGHWAY 1 INTERCHANGE AND BEING COMMONLY LOCATED AT 1444 NORTH U.S. HIGHWAY 1; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 1 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; SETTING FORTH ZONING, PRIVILEGES, AND OBLIGATIONS OF SAID PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

*Staff Contact: Ric Goss, Planning Director (386-676-3238)*

## 10. FIRST READING OF ORDINANCES

- A. **ORDINANCE NO. 2012-31** : AN ORDINANCE AMENDING CHAPTER 2, ADMINISTRATION, ARTICLE VI, BOARDS, COMMISSIONS, COMMITTEES AND OTHER AGENCIES, OF THE CODE OF ORDINANCES, BY AMENDING SECTION 2-219, ART MUSEUM ADVISORY BOARD; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

*Staff Contact: Robert Carolin, Leisure Services Director (386-676-3279)*

## 11. REPORTS, SUGGESTIONS, REQUESTS

## 12. ADJOURNMENT

### Item #1 – Meeting Call to Order

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

### Item #2 – Invocation

Rev. Neal J. Ganzel, Jr., Coquina Presbyterian Church in America, gave the invocation.

### Item #3 – Pledge of Allegiance

Mayor Kelley led the Pledge of Allegiance.

### Item #4A – Employee of the Quarter – Jerry Vanco

Ms. Joyce Shanahan, City Manager, announced that the Employee of the Quarter for the third quarter of Fiscal Year 2011-2012 was Mr. Jerry Vanco. She stated that Mr. Vanco was born and raised in Detroit, Michigan, and moved to Florida with his wife Sharon in 2002 after a 30-year career working for a defense contractor. She stated that he began his employment with the city in 2005 as a Maintenance Worker II in the Streets Division of the Public Works Department. She stated that he was promoted in 2008 to Maintenance Worker III and in May 2011 promoted again to his current position as Maintenance Worker IV. She stated that he was an active member of the Ormond Beach Elks, Eagles, and American Legion, spending many hours donating his time volunteering in the kitchen and completing odd jobs.

Ms. Shanahan stated that Mr. Vanco was known for getting the job done and taking on any assigned task and completing it on time and on budget. She stated that he would be the first to tell you that you were only as good as the team you worked with. She stated that she could say first hand, since she had laid concrete with Mr. Vanco and his crew, that he was very patient and worked very hard. She stated that he would like to recognize his coworkers on the concrete and asphalt crew for their diligence, attention to detail, and team effort. She stated that for over nine years Mr. Vanco and his wife had owned and operated a beach concession stand. She congratulated Mr. Vanco on being selected as Employee of the Quarter.

Mayor Kelley stated that he appreciated all that Mr. Vanco did and that he made the city look good. He stated that they received a great number of compliments on Public Works' employees.

Item #4B – National Flood Insurance Program Community Rating System Improvement (FEMA)

Mr. Ric Goss, Planning Director, stated that he was pleased to introduce Ms. Sue Hopfensperger from the National Flood Insurance Program to present the Community Rating System plaque to the City Commission. He stated that the city received a class rating of six and that there were not too many communities in the county or the state that had received that rating.

Ms. Hopfensperger stated that she was a member of the Association of State Floodplain Managers in both Florida and Georgia, and was a certified Floodplain Manager and an ISO Community Rating System (CRS) Specialist with ISO, which administered a program called the Community Rating System for the Federal Emergency Management Agency (FEMA). She stated that the City of Ormond Beach had been participating in the FEMA National Flood Insurance Program since 1973, making flood insurance available to its citizens and property owners. She stated that since entering the NFIP, they had seen the city make great strides in the administration, implementation, and enforcement of its floodplain management program.

Ms. Hopfensperger stated that in the early 1990s, FEMA decided to recognize communities for exceptional efforts by reducing flood insurance premiums of its citizens through a voluntary program called the Community Rating System (CRS). She stated that a list of activities was developed related to floodplain management and a credit based point system was established. She stated that communities received a five percent discount for each class they advanced. She stated that a CRS class 10 was basically non-participating with a zero percent discount and that a CRS class one received a 45% discount. She stated that those premium discounts provided an incentive for flood protection, flood preparedness, and flood mitigation activities that could help save lives and protect properties in the event of a flood. She stated that policy holders in Ormond Beach first began receiving a 5% discount on their NFIP policy premiums as a CRS class nine as of October 1, 1992. She stated that on May 1, 2012, the city's program was awarded a CRS class six rating, distinguishing itself as one of a select group of similarly rated programs, not only in Florida, but in the nation.

Ms. Hopfensperger stated that there were approximately 5,470 national flood insurance policies in force in the City of Ormond Beach. She stated that represented almost \$3.3 million in flood insurance coverage. She stated that new policies written since May 1, 2012, and older policies as they renewed from that date forward, would receive a 20% discount on their policy premiums, which was an average savings of just over \$190 per year per policy. She stated that in total, policyholders realized an annual savings of over \$282,000 a year because of the city's voluntary participation in the program. She stated that Ormond Beach and its CRS program was implementing and receiving credit for its efforts and activities related to obtaining and maintaining accurate elevation certificates, providing map information services to its citizens, conducting flood related education and outreach, providing resources in local libraries and on the community website, providing flood protection technical assistance to property owners, maintaining over 3,400 acres of preserved open space in high hazard areas, implementation of higher regulatory standards such as requiring structures to be built at least one foot above the base flood elevation, stormwater management, participation in the countywide local mitigation strategy, maintaining drainage systems, making dumping in the system illegal and finable, implementing an ongoing Capital Improvement Program, and implementing a flood warning flood response and flood recovery program.

Ms. Hopfensperger stated that she was representing FEMA in congratulating the City of Ormond Beach on its continued efforts towards advancing outstanding floodplain management practices. She stated that she wanted to particularly recognize Ms. Becky Weed, Senior Planner, who was the city's appointed CRS coordinator. She stated that it was her pleasure and honor to present the plaque to Mayor Kelley and the Commissioners in recognition of how proud the citizens should be of the government staff for obtaining their rating.

#### Item #4C – Proclamation for Maggie Sacks

Mayor Kelley stated that Ms. Maggie Sacks attended Los Angeles Valley College and majored in English and Journalism. He stated that her marketing and public relations career began in Los Angeles. He stated that Ms. Sacks retired as the East Coast Regional Sales Manager from WPS8 Television in 2006 after 25 years of service. He stated that Ms. Sacks had served as the Executive Director of Ormond Main Street for over six years, partnering with public and private sectors in order to revitalize the design and economic development of the city's downtown. He stated that she united businesses, community, and government with events such as Ormond Beach Seafood Festival, Ormond Beach Celtic Festival, and the Ormond Beach Farmer's Market. He stated that she was also instrumental in the development of the Ormond Beach Arts District and worked diligently with each of the Main Street committees. He stated that Ms. Sacks was married with four children and four grandchildren. He stated that she was a member of the Ormond Beach Historical Society, Ormond Beach Memorial Art Museum, Daytona Beach Museum of Arts and Science, Ormond Beach Chamber of Commerce, and Oceanside Country Club.

Mayor Kelley stated that they wished Ms. Sacks the best in her retirement. He proclaimed August 8, 2012, as a day to honor Maggie Sacks in the City of Ormond Beach and urged all residents to join with him and thank her for her service and dedication to Ormond Beach, as well as extend admiration to her for a job well done. He presented Ms. Sacks with a proclamation and a bouquet of flowers. He stated that it was important to note that it was during current challenging economic times that Ms. Sacks took Ormond Main Street from what it was to what it had become. He stated that she sincerely cared about the community.

Ms. Sacks wanted to offer special thanks to her family and most importantly she wanted to thank the volunteers of Ormond Main Street. She stated that they were the ones who made Ormond Main Street what it was. Ms. Sacks stated that Ormond Beach had the best staff and City Commission that they had ever had.

#### Item #5 – Audience Remarks

Mr. Jim Schultz, 117 Harvard Drive, stated he would like to thank Commissioner Kent for his comments on fluoridation. He stated that the issue was whether the chemical could be verified to be safe. He stated that he originally became involved with the fluoride issue by speaking to someone at a health food store when he was having severe arthritic issues and was an extremely high user of city water. He stated that he was told to stop drinking the water because it was probably the fluoride giving him the trouble. He stated that after three weeks of not drinking the water, the majority of his pain was gone and he could not believe that it was the fluoride that could be causing that much of a problem. He stated that he started looking at the data and that the Environmental Protection Agency (EPA) marked him as in the top 1% of the risk factor because he consumed a large amount of water. He stated that he looked at the 1993 United States toxicology profile and it listed a lot of unusually susceptible risk groups, such as anyone 55 and older, anyone low in calcium, magnesium, or vitamin C, anyone with a cardiovascular or kidney problem, and also those with high water intakes. He suggested that a solution or an alternative was needed. He stated that in Puerto Rico a study showed that a splash of iodine applied to the teeth every other month for a year found that it cut cavities by a factor of five, to where only 9% in the high risk group got cavities as opposed to 46%. He stated that there was toothpaste called cavistat could also be a cavity solution, as well as vitamin D. He stated that there were solutions available.

#### Item #6 – Approval of the Minutes

Mayor Kelley advised that the minutes of the July 31, 2012 City Commission meeting would be available at the next regularly scheduled Commission meeting on August 8, 2012.

#### Item #7– Community Redevelopment Agency

Mayor Kelley explained that the City Commission served as the Community Redevelopment Agency (CRA) for the Downtown Redevelopment Area, and as such, must review related items 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 that the City Commission meeting was recessed, and he called the meeting of the Community Redevelopment Agency to order at 7:22 p.m. for discussion of Resolution No. 2012-100. He stated that this item was open for a public hearing.

Item #7A – Decorative Lighting Purchase (CDBG & CRA)

Acting City Clerk Lois Towey read by title only:

RESOLUTION NO. 2012-100

A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, ACCEPTING THE BID OF SOUTHERN ELECTRIC COMPANY, INC. D/B/A REXEL, FOR THE PURCHASE OF DECORATIVE LIGHT FIXTURES FOR THE DECORATIVE LIGHTING PURCHASE – CDBG & CRA DISTRICTS PROJECT (BID NO. 2012-17); REJECTING ALL OTHER BIDS; AUTHORIZING THE EXECUTION OF A CONTRACT, AND PAYMENT THEREUNDER; AND SETTING FORTH AN EFFECTIVE DATE.

**Commissioner Kent moved, seconded by Commissioner Boehm, to recommend approval of Resolution No. 2012-100, as read by title only.**

The motion passed by voice vote.

Mayor Kelley recessed the CRA and reconvened the City Commission meeting at 7:25 p.m.

Item #8 - Consent Agenda

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

**Commissioner Kent moved, seconded by Commissioner Boehm, for approval of the Consent Agenda.**

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

Item #9A – 1438 N. US 1 Hwy Annexation

Acting City Clerk Lois Towey read by title only:

ORDINANCE NO. 2012-27

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED ALONG THE WEST SIDE OF NORTH U.S. HIGHWAY 1 APPROXIMATELY 3,036 LINEAR FEET SOUTH OF THE INTERSECTION OF INTERSTATE 95 AND NORTH U.S. HIGHWAY 1 INTERCHANGE AND BEING COMMONLY LOCATED AT 1438 NORTH U.S. HIGHWAY 1; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 1 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; SETTING FORTH ZONING, PRIVILEGES, AND OBLIGATIONS OF SAID PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

**Commissioner Kent moved, seconded by Commissioner Boehm, for approval of Ordinance No. 2012-27, on second reading, as read by title only.**

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

Item #9B – 1428 N. US 1 Hwy Annexation

Acting City Clerk Lois Towey read by title only:

ORDINANCE NO. 2012-28

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED ALONG THE WEST SIDE OF NORTH U.S. HIGHWAY 1 APPROXIMATELY 3,095 LINEAR FEET SOUTH OF THE I-95 AND NORTH U.S. HIGHWAY 1 INTERCHANGE AND BEING COMMONLY LOCATED AT 1428 NORTH U.S. HIGHWAY 1; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 1 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; SETTING FORTH ZONING, PRIVILEGES, AND OBLIGATIONS OF SAID PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

**Commissioner Boehm moved, seconded by Commissioner Partington, for approval of Ordinance No. 2012-28, 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 #9C – 1444 N. US 1 Hwy Annexation

Acting City Clerk Lois Towey read by title only:

ORDINANCE NO. 2012-30

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED ALONG THE WEST SIDE OF NORTH U.S. HIGHWAY 1 APPROXIMATELY 2,935 LINEAR FEET SOUTH OF INTERSECTION OF INTERSTATE 95 AND NORTH U.S. HIGHWAY 1 INTERCHANGE AND BEING COMMONLY LOCATED AT 1444 NORTH U.S. HIGHWAY 1; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 1 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; SETTING FORTH ZONING, PRIVILEGES, AND OBLIGATIONS OF SAID PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

**Commissioner Kent moved, seconded by Commissioner Boehm, for approval of Ordinance No. 2012-30, on first reading, as read by title only.**

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

Item #10A – Code of Ordinances Amendment – Sec. 2-219 Art Museum Advisory Board

Acting City Clerk Lois Towey read by title only:

ORDINANCE NO. 2012-31  
AN ORDINANCE AMENDING CHAPTER 2, ADMINISTRATION, ARTICLE VI, BOARDS, COMMISSIONS, COMMITTEES AND OTHER AGENCIES, OF THE CODE OF ORDINANCES, BY AMENDING SECTION 2-219, ART MUSEUM ADVISORY BOARD; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

**Commissioner Boehm moved, seconded by Commissioner Partington, for approval of Ordinance No. 2012-31, on first reading, as read by title only.**

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

Item #11– Reports, Suggestions, Requests

Upcoming Meeting

Ms. Shanahan stated that there would be a shade meeting to discuss collective bargaining issues on August 21, 2012, at 5:30 p.m.

Capital Project Updates

Ms. Shanahan stated that she had updated the Commission on capital projects including the Andy Romano Beachfront Park. She stated that the overhead photograph of the construction in progress was really quite spectacular. She stated that Zev Cohen & Associates would be taking those photos on a regular basis. She stated that they had encountered a small problem on the Airport Road force main extension project, as a Teco gas main was encountered in the path whereby the jack and bore proceeded to cross the highway until an abandoned underground utility vault, just off the shoulder on the east side of the road, stopped the push from continuing. She stated that the contractor was evaluating it and would excavate and demolish the abandoned structure in order to complete the jack and bore. She stated that the utility companies were required to mark those utilities but sometimes did not know that a service had been abandoned. She stated that the Tomoka State Park Trail project, which was grant funded by FDOT, was 90% complete.

Political Sign Ordinance

Commissioner Stowers stated that he wanted to reiterate that there were a couple of areas in the city that were littered with political signs. He stated that two that came to mind were the old Food Lion property and the Texaco at the corner of Nova Road and Granada. He stated that there was what he would characterize as a billboard of one of the congressional candidates there.

Ms. Shanahan stated that the problem that they were encountering with that parcel was that the signs were not on the right-of-way so they were attempting to contact the property owner to receive permission to remove them. She stated that they did not have permission to remove them if they were not in the right-of-way; whereby, Mayor Kelley stated that it was an illegal sign as it exceeded the square area allowed.

Commissioner Stowers stated that his understanding of the code was that it was the candidate's responsibility to demonstrate to the city that they had the consent of the property owner when placing a sign on the property. He stated that the candidate should be asked to prove to the city that they had received permission. He stated that a lot of bank-owned properties had many signs on them because they would never be able to contact a property owner and he felt that the candidates were using that loophole.

Ms. Shanahan stated that she would speak to the City Attorney about the issue.

Commissioner Kent thanked Commissioner Stowers for his comments since he wanted to also mention the old Food Lion property and political signs. He stated that he was always very aware of where he put his political signs and he would display signs at businesses that permitted or requested them. He stated that he would then sometimes



find them picked up by city staff but he was surprised to see Food Lion now looking the way it did. He wondered how it was allowed now.

Employee of the Quarter

Commissioner Kent stated that he was pleased to see that Mr. Vanco was honored as the Employee of the Quarter. He stated that when Mr. Vanco and his wife purchased their beach concession, they purchased it from Mr. Andy Romano and it was called "Andy's Rentals."

Political Sign Ordinance

Commissioner Boehm asked if anyone was verifying that any candidate who had a sign displayed in the city had obtained a political sign permit bond. He stated that whoever obtained the bond for the 'billboard' sign could not have read the ordinance. He stated that he was in agreement that he had never seen it look as bad as it did presently and it was out of control. He stated that he hoped that code enforcement would begin to take some action, particularly since it was just now the primary election and would only get worse.

Primary Election

Commissioner Boehm stated that the primary election would be on August 14, 2012, and that he encouraged everyone in the community to exercise their right to vote. He stated that voting was a privilege in the American democracy. He stated that he had voted early and that it was very easy.

Ormond Main Street Volunteers

Commissioner Boehm stated that the art district banners had gone up that day. He stated that they had been long in the works and would certainly improve the look of downtown. He stated that he was proud of the work that Ms. Sacks had done with Ormond Main Street. He stated that Mr. Ryck Hundredmark and Mr. Bill Partington were the main volunteers, that he was aware of, and that their hard work in redeveloping downtown was something to be proud of. He stated that he wanted to give kudos to those two gentlemen since they were in attendance.

National Night Out

Commissioner Partington congratulated Mr. Robert Carolin, Leisure Services Director, the Leisure Services staff, Police Chief Andy Osterkamp, and the Police Department staff for the National Night Out program the night before. He stated that there was fantastic attendance. He stated that seeing many kids volunteering and a huge segment of the community getting into the spirit and sharing time together was great. He stated that he was blown away every year by the free bicycle helmets.

Team Volusia

Mayor Kelley stated that he would agree with all of the Commission's comments. He stated that he appreciated the report they received from Team Volusia. He stated that it was a very easy read showing what was being done, what had been done, and what stage of development they were at for trying to bring in jobs to Volusia County.

Item #12 – Adjournment

The meeting was adjourned at 7:40 p.m.

APPROVED: August 21, 2012

BY: \_\_\_\_\_  
Ed Kelley, Mayor

ATTEST:

\_\_\_\_\_  
Lois Towey, Acting City Clerk