



**ACTION REPORT  
CITY OF ORMOND BEACH, FLORIDA  
CITY COMMISSION MEETING  
September 18, 2012  
7:00 PM**

**Mayor Ed Kelley**

**Zone 1 – Commissioner James Stowers**

**Zone 3 – Commissioner Rick Boehm**

**Zone 2 – Commissioner Troy Kent**

**Zone 4 – Commissioner Bill Partington**

**COMMISSION CHAMBERS**

**22 South Beach Street, Ormond Beach, FL 32174**

**Phone: 386-677-0311**

**Web: [www.ormondbeach.org](http://www.ormondbeach.org)**

- 1. CALL TO ORDER**
- 2. INVOCATION**
- 3. PLEDGE OF ALLEGIANCE**
- 4. ADOPTION OF FY 2012-2013 MILLAGE RATES AND BUDGET**
  - A. RESOLUTION NO. 2012-125 : A RESOLUTION ESTABLISHING THE FINAL MILLAGE RATES TO BE LEVIED FOR FISCAL YEAR 2012-2013; DIRECTING CERTIFICATION; EXPRESSING LEGISLATIVE INTENT; AND SETTING FORTH AN EFFECTIVE DATE.**

*Staff Contact: Kelly McGuire, Finance Director (386-676-3226)*  
**APPROVED**
  - B. ORDINANCE NO. 2012-34 : AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE 2012-2013 FISCAL YEAR BEGINNING OCTOBER 1, 2012 AND ENDING SEPTEMBER 30, 2013; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.**

*Staff Contact: Kelly McGuire, Finance Director (386-676-3226)*  
**APPROVED ON SECOND READING**

**5. PRESENTATIONS AND PROCLAMATIONS**

A. Childhood Cancer Awareness Month

**6. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**

**7. APPROVAL OF MINUTES**

A. Minutes from City Commission meeting – September 4, 2012 **APPROVED**

**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. 2012-126** : A RESOLUTION AUTHORIZING THE EXECUTION OF AN ENGAGEMENT LETTER BETWEEN THE CITY AND PENNINGTON, MOORE, WILKINSON, BELL & DUNBAR, P.A. REGARDING LEGISLATIVE LOBBYING SERVICES FOR THE 2013 FLORIDA LEGISLATIVE SESSION; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** Joe Mannarino, Economic Development Director  
(386-676-3266) **APPROVED**

B. **RESOLUTION NO. 2012-127** : A RESOLUTION AUTHORIZING THE EXECUTION OF A COOPERATIVE ECONOMIC DEVELOPMENT AGREEMENT BETWEEN THE CITY AND TEAM VOLUSIA ECONOMIC DEVELOPMENT CORPORATION; SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** Joe Mannarino, Economic Development Director  
(386-676-3266) **APPROVED**

C. **RESOLUTION NO. 2012-128** : A RESOLUTION AUTHORIZING THE EXECUTION OF A SERVICE CONTRACT BETWEEN THE CITY AND THE ORMOND BEACH CHAMBER OF COMMERCE; SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** Joe Mannarino, Economic Development Director  
(386-676-3266) **APPROVED**

D. **RESOLUTION NO. 2012-129** : A RESOLUTION APPOINTING A MEMBER TO THE LEISURE SERVICES ADVISORY BOARD; SETTING FORTH TERMS AND CONDITIONS OF SERVICE; AND SETTING FORTH AN EFFECTIVE DATE

**Staff Contact:** Scott McKee, City Clerk, (386-676-3340)  
**APPROVED**

- E. **RESOLUTION NO. 2012-130** : A RESOLUTION ACCEPTING A BID FROM P&S PAVING, INC., FOR CONSTRUCTION SERVICES REGARDING THE NORTH HALIFAX DRIVE REHABILITATION PROJECT, UNDER BID NO. 2012-21; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

- F. **RESOLUTION NO. 2012-131** : A RESOLUTION AUTHORIZING THE EXECUTION OF A GRANT AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION REGARDING THE ENGINEERING AND CONSTRUCTION PHASE OF THE TAXIWAY ALPHA RELOCATION AND GENERAL AIRFIELD IMPROVEMENTS PROJECT AT THE ORMOND BEACH MUNICIPAL AIRPORT; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** *Joe Mannarino, Economic Development Director*

*(386-676-3266)* **APPROVED**

- G. **RESOLUTION NO. 2012-132** : A RESOLUTION OF THE CITY COMMISSION, INDIVIDUALLY AND ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY FOR THE CENTRAL BUSINESS DISTRICT AND ADJACENT AREAS, AUTHORIZING THE EXECUTION OF A SERVICE AGREEMENT BETWEEN THE CITY/AGENCY AND ORMOND BEACH MAIN STREET, INC., FOR THE PROMOTION OF ECONOMIC, PHYSICAL AND AESTHETIC REDEVELOPMENT AND MAINTENANCE OF THE ORMOND BEACH MAIN STREET DISTRICT; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

- H. **RESOLUTION NO. 2012-133** : A RESOLUTION ACCEPTING A PROPOSAL SUBMITTED BY BROWN & BROWN OF FLORIDA, INC., FOR THE PURCHASE OF PROPERTY, INLAND MARINE, CRIME, AUTO PHYSICAL DAMAGE, EXCESS WORKERS' COMPENSATION, COMMERCIAL GENERAL LIABILITY, CRIME, ACCIDENTAL DEATH & DISMEMBERMENT, PROFESSIONAL LIABILITY, AND TULIP (SPECIAL EVENT) INSURANCE COVERAGE; AUTHORIZING THE PAYMENT THEREFOR; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** *Shelly Arzola, Human Resources Director (386-676-*

*3202)* **APPROVED**

- I. **RESOLUTION NO. 2012-134** : A RESOLUTION AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION UNDER THE FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM FOR FUNDING ASSISTANCE RELATIVE TO NOVA COMMUNITY PARK IMPROVEMENTS; AUTHORIZING THE EXECUTION OF ALL DOCUMENTS INCIDENTAL THERETO, INCLUDING ANY CONTRACT NECESSARY FOR THE CITY TO ACCEPT THE GRANT AWARD; AND SETTING FORTH AN EFFECTIVE DATE.

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

- J. **RESOLUTION NO. 2012-135** : A RESOLUTION AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION UNDER THE FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM FOR FUNDING ASSISTANCE RELATIVE TO LIGHTING IMPROVEMENTS AT THE ORMOND BEACH SPORTS COMPLEX; AUTHORIZING THE EXECUTION OF ALL DOCUMENTS INCIDENTAL THERETO, INCLUDING ANY CONTRACT NECESSARY FOR THE CITY TO ACCEPT THE GRANT AWARD; AND SETTING FORTH AN EFFECTIVE DATE.

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

- K. **RESOLUTION NO. 2012-136** : A RESOLUTION AUTHORIZING THE PURCHASE OF VARIOUS CHEMICALS FOR THE CITY'S WATER AND WASTEWATER TREATMENT PLANTS UNDER A COOPERATIVE BID SOLICITED BY SEVERAL LOCAL CITIES; AUTHORIZING PAYMENT THEREFOR; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** *Dave Ponitz, Utilities Manager (386-676-3305)* **APPROVED**

- L. **RESOLUTION NO. 2012-137** : A RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE CITY AND THE VOLUSIA TRANSPORTATION PLANNING ORGANIZATION IN SUPPORT OF PLANNING AND FUNDING OF VOLUSIA COUNTY TRANSPORTATION SYSTEM PROJECTS; AUTHORIZING THE EXPENDITURE OF FUNDING; AND SETTING FORTH AN EFFECTIVE DATE.

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

- M. **Aquatic Weed Maintenance and Ditch Cleaning RFP 2012-29**

**Staff Contact:** *Theodore MacLeod, Assistant City Manager (386-676-3200)*

**Disposition:** Approve as recommended in the City Manager memorandum dated September 18, 2012.  
**APPROVED**

**N. Halifax Humane Society Contract**

**Staff Contact:** Andy Osterkamp, Police Chief (386-677-0731)

**Disposition:** Approve as recommended in the City Manager memorandum dated September 18, 2012.  
**APPROVED**

**9. STAFF ACTION ITEMS**

**A. RESOLUTION NO. 2012-138 :** A RESOLUTION ENCOURAGING THE FLORIDA PUBLIC SERVICE COMMISSION TO SUPPORT THE RIGHT OF ORMOND BEACH RESIDENTS RELATING TO SMART METER INSTALLATION IN HOMES; REQUIRING HOMEOWNER PERMISSION PRIOR TO SUCH INSTALLATION;. AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** Scott McKee, City Clerk, (386-676-3340)  
**APPROVED**

**10. REPORTS, SUGGESTIONS, REQUESTS**

**11. ADJOURNMENT**

Website Address – [www.ormondbeach.org](http://www.ormondbeach.org)

**NOTICE** – Pursuant to Section 286.0105 of the 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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Phone: 386-677-0311



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