

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

December 3, 2013

7:00 PM

Commission Chambers

Present were: Mayor Ed Kelley, Commissioners James Stowers, Troy Kent, Rick Boehm, and Bill Partington, City Manager Joyce Shanahan, Assistant City Manager and Public Works Director Theodore MacLeod, City Attorney Randy Hayes, and City Clerk Scott McKee.

A G E N D A

1. CALL TO ORDER

2. INVOCATION

3. PLEDGE OF ALLEGIANCE

4. PRESENTATIONS AND PROCLAMATIONS

A. Employee of the Year – J.D. Davis

5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA

6. APPROVAL OF MINUTES

A. Minutes from City Commission meeting – December 3, 2013

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. 2013-223** : A RESOLUTION AUTHORIZING THE EXECUTION OF A COMMUNITY DEVELOPMENT SUBRECIPIENT AGREEMENT BETWEEN THE CITY AND GREAT KIDS EXPLORER CLUB, INC. REGARDING TUTORING SERVICES FOR AT-RISK STUDENTS; AND SETTING FORTH AN EFFECTIVE DATE.

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

- B. **RESOLUTION NO. 2013-224** : A RESOLUTION AUTHORIZING THE EXECUTION OF A COMMUNITY DEVELOPMENT SUBRECIPIENT AGREEMENT BETWEEN THE CITY AND HALIFAX URBAN MINISTRIES, INC. REGARDING HOMELESSNESS PREVENTION SERVICES; AND SETTING FORTH AN EFFECTIVE DATE.

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

- C. **RESOLUTION NO. 2013-225** : A RESOLUTION AUTHORIZING THE EXECUTION OF A COMMUNITY DEVELOPMENT SUBRECIPIENT AGREEMENT BETWEEN THE CITY AND VOLUSIA/FLAGLER COUNTY COALITION FOR THE HOMELESS, INC. REGARDING HOMELESSNESS PREVENTION SERVICES; AND SETTING FORTH AN EFFECTIVE DATE.

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

- D. **RESOLUTION NO. 2013-226** : A RESOLUTION APPROVING THE APPLICATION OF HANGAR SEVEN AVIATION, LLC, TO PROVIDE SERVICES AS A CATEGORY ONE FIXED BASE OPERATOR AT THE ORMOND BEACH MUNICIPAL AIRPORT; AND SETTING FORTH AN EFFECTIVE DATE.

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

- E. **RESOLUTION NO. 2013-227** : A RESOLUTION AUTHORIZING THE APPROVAL AND EXECUTION OF A PURCHASE AUTHORIZATION (REQUISITION #00000011024) FOR THE PURCHASE OF A UNITRENDS BACKUP APPLIANCE AND SUPPORT SERVICES, UNDER STATE OF FLORIDA, DEPARTMENT OF MANAGEMENT SERVICES, RFP #12-991-268-H; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Ned Huhta, IT Manager (386-615-7031)

- F. **RESOLUTION NO. 2013-228** : A RESOLUTION ACCEPTING A CORPORATE WARRANTY DEED FROM FUNCOAST HOLDINGS, LLC, F/K/A FUNCOAST DEVELOPERS, LLC, A FLORIDA LIMITED LIABILITY COMPANY, FOR PROPERTY LOCATED ON THE WEST SIDE OF PINELAND TRAIL KNOWN AS PARCEL A FOR RIGHT-OF-WAY PURPOSES; AND SETTING FORTH AN EFFECTIVE DATE.

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

- G. **RFP Management and Operation of Gymnastics Center Bldg.**

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

Disposition: Approve as recommended in the City Manager memorandum dated December 3, 2013.

- H. **Auto-Renewal Golden Eagle Associates Inc.**

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

Disposition: Approve as recommended in the City Manager memorandum dated December 3, 2013.

- I. **Proposal for Review and Recodification of Code of Ordinances**

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

Disposition: Approve as recommended in the City Manager memorandum dated December 3, 2013.

8. PUBLIC HEARINGS

- A. **ORDINANCE NO. 2013-61** : AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY CONSISTING OF APPROXIMATELY 167.47± ACRES AND BEING GENERALLY LOCATED ALONG THE SOUTH SIDE OF STATE ROAD 40 APPROXIMATELY 5,102 LINEAR FEET EAST OF STATE ROAD 40 AND INTERSTATE 95 RAMP BEING COMMONLY LOCATED AT 104-513 CHELSEA PLACE AVENUE, 300-396 CHESHAM STREET, 1200-1225 DRAYCOTT STREET, AND 1201-1234 REGENTS STREET; INCLUDING THAT CERTAIN PORTION OF STATE ROAD 40 RIGHT-OF-WAY ABUTTING THE PROPERTY; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 4 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; SETTING FORTH ZONING, PRIVILEGES AND OBLIGATIONS REGARDING THE PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

- B. **ORDINANCE NO. 2013-72** : AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE 1, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY AMENDING THE OFFICIAL ZONING MAP TO REZONE CERTAIN PARCEL OF REAL PROPERTY TOTALING 0.50- ACRES LOCATED AT 1951 WEST GRANADA BOULEVARD, FROM VOLUSIA COUNTY B-4 (GENERAL COMMERCIAL) TO ORMOND BEACH B-8 (COMMERCIAL), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

- C. **ORDINANCE NO. 2013-73** : AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE 1, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY AMENDING THE OFFICIAL ZONING MAP TO REZONE A CERTAIN PARCEL OF REAL PROPERTY TOTALING 2.90- ACRES LOCATED AT 1999 WEST GRANADA BOULEVARD AND 33 NORTH TYMBER CREEK ROAD, FROM VOLUSIA COUNTY B-4 (GENERAL COMMERCIAL) TO ORMOND BEACH B-8 (COMMERCIAL), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

- D. **ORDINANCE NO. 2013-74** : AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE 1, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY AMENDING THE OFFICIAL ZONING MAP TO REZONE CERTAIN REAL PROPERTY TOTALING 14.53-ACRES LOCATED AT 1298 WEST GRANADA BOULEVARD, FROM VOLUSIA COUNTY R-4 (URBAN SINGLE-FAMILY RESIDENTIAL) TO ORMOND B-8 (COMMERCIAL) FOR 4.64 ACRES AND SE (SPECIAL ENVIRONMENTAL) FOR 9.89 ACRES, AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

- E. **ORDINANCE NO. 2013-75** : AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED ALONG THE WEST SIDE OF WILLIAMSON BOULEVARD APPROXIMATELY 3,400 LINEAR FEET SOUTH OF WEST GRANADA BOULEVARD AND BEING COMMONLY LOCATED AT 550 WILLIAMSON BOULEVARD CONSISTS OF APPROXIMATELY 39.4 ACRES; INCLUDING THAT PORTION OF WILLIAMSON BOULEVARD ABUTTING THE PROPERTY; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 3 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. **(SECOND READING)**

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

- F. **ORDINANCE NO. 2013-78** : AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN BY AMENDING THE FUTURE LAND USE MAP TO CHANGE THE DESIGNATION OF ONE (1) PARCEL OF REAL PROPERTY TOTALING 0.90-ACRES LOCATED AT 1740 WEST GRANADA BOULEVARD, FROM VOLUSIA COUNTY "LOW IMPACT URBAN" TO ORMOND BEACH "LOW INTENSITY COMMERCIAL"; AUTHORIZING TRANSMITTAL; PROVIDING FOR CONFLICT; AND SETTING FORTH AN EFFECTIVE DATE.

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

- G. **ORDINANCE NO. 2013-79** : AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN BY AMENDING THE FUTURE LAND USE MAP TO CHANGE THE DESIGNATION OF 11.1±-ACRES OF REAL PROPERTY LOCATED AT 200-208 BOOTH ROAD AND 1720 AND 1760 WEST GRANADA BOULEVARD FROM VOLUSIA COUNTY "LOW IMPACT URBAN" TO ORMOND BEACH "LOW IMPACT COMMERCIAL" FOR A 6.9±-ACRES PORTION OF THE SITE AND FROM VOLUSIA COUNTY "ENVIRONMENTAL SYSTEMS CORRIDOR" TO ORMOND BEACH "OPEN SPACE/CONSERVATION" FOR A 4.2±- ACRES PORTION OF THE SITE; PROVIDING FOR TRANSMITTAL; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

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

9. **SECOND READING OF ORDINANCES**

- A. **ORDINANCE NO. 2013-76** : AN ORDINANCE AMENDING CHAPTER I, GENERAL ADMINISTRATION, ARTICLE III, DEFINITIONS AND ACRONYMS, SECTION 1-22, DEFINITION OF TERMS AND WORDS OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE; AMENDING CERTAIN DEFINITIONS; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

- B. **ORDINANCE NO. 2013-77** : AN ORDINANCE UPDATING THE FLOODPLAIN MANAGEMENT AND PROTECTION REGULATIONS OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE BY AMENDING CHAPTER 1, GENERAL ADMINISTRATION, ARTICLE III, DEFINITIONS AND ACRONYMS, SECTION 1-22, DEFINITIONS OF TERMS AND WORDS; AND CHAPTER 3, PERFORMANCE STANDARDS, ARTICLE II, ENVIRONMENTAL PROTECTION STANDARDS, SECTION 3-20, FLOODPLAIN MANAGEMENT AND PROTECTION; TO ADOPT FLOOD HAZARD MAPS; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

10. **REPORTS, SUGGESTIONS, REQUESTS**

11. **ADJOURNMENT**

Item #1 – Meeting Call to Order

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

Item #2 – Invocation

Mayor Kelley gave the invocation.

Item #3 – Pledge of Allegiance

Mayor Kelley led the Pledge of Allegiance.

Item #4A – Employee of the Year – J.D. Davis

Ms. Joyce Shanahan, City Manager, announced that the Employee of the Year was Mr. James “J.D.” Davis. She stated that Mr. Davis was a lifelong resident of Ormond Beach who began his career with the City of Ormond Beach in 1974 while he was still a teenager. She explained that over the years Mr. Davis advanced through the ranks to achieve the position of Systems Maintenance Supervisor and that Mr. Davis was responsible for supervising all operational and maintenance activities associated with the city’s sanitary sewer and reclaimed water systems. She stated that Mr. Davis was an effect and proven leader and was relied upon by others in the Public Works Department for assisting various work efforts and activities. She noted that Mr. Davis illustrated his commitment to the community as an active member of the Ormond Yacht Club for the last ten years, serving as Director for the last two years. She stated that Mr. Davis enjoyed fishing, boating, and spending quality time with his family. She noted that Mr. Davis had worked for the city for 39 years. She congratulated Mr. Davis for his decades of immeasurable service to the community.

Mayor Kelley stated that Mr. Davis was the longest serving current employee of the city. He noted that he had known Mr. Davis outside of the city for several years and that he was a great individual. He presented him with a plaque for his accomplishment, a card, and a gift.

Item #5 – Audience Remarks

Mr. Thomas McDonnell, 232 Seminole Drive, stated that he was looking to bring a franchise business to the area. He stated that the business was called “Painting with a Twist” and provided instruction and supplies for painting projects in a social environment. He explained that customers would make online reservations to spend two to three hours with an informed artist instructor and that the business would supply all of the materials needed for the customer to create their own work of art. He noted that the environment would be social and as such customers would be allowed to bring in a bottle of wine to enjoy while they painted. He explained that was against city regulation and that was why he came to the Commission that evening, because he needed a special exception. He stated that the business would not operate as a bar or operate bar hours. He explained that the experience was based on the painting and social venue and that the wine was not a main component. He noted that people could not walk in off the street and bring drinks with them, as all the reservations had to be made in advance. He stated that the business was for profit, but once a month they also contributed back to the community to a charity of their choice. He stated that he appreciated the Commission’s consideration of the matter.

Mayor Kelley stated that the best thing would be for Ms. Shanahan to get with Mr. McDonnell.

Ms. Shanahan provided her business card to Mr. McDonnell. She noted that she knew that Mr. McDonnell had spoken with Senior Planner Steven Spraker and Planning Director Ric Goss. She stated that a code amendment would be required to permit the use Mr. McDonnell was requesting and that they would explain that process to him.

Item #6A – Approval of Minutes

Mayor Kelley advised that the minutes of the November 19, 2013, regular meeting had been sent to the Commission for review, and were on the city’s website for public viewing. He asked for any corrections, additions, or omissions. He stated that hearing no corrections, the minutes would stand approved as presented.

Item #7– 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 Boehm moved, seconded by Commissioner Kent, for approval of the Consent Agenda.

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

7G – RFP Management and Operation of Gymnastics Center Bldg

Commissioner Kent stated that it was an eye-opening experience to see what the city had to subsidize to keep the program going. He stated that he could tell the Leisure Services staff was also concerned and noted that the Leisure Services Advisory Board had put out an RFP but did not receive any bids. He stated that the issue was now on his radar, and he hoped that some type of real solution could be reached.

Mayor Kelley stated that the item would go back to the Budget Advisory Board for their recommendation. He stated that he also thought the cost was eye-opening and was surprised that no private person was willing to do the program.

Item #8 – Public Hearings

Mayor Kelley opened the public hearings.

Item #8A – Chelsea Place Subdivision Annexation

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2013-61

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY CONSISTING OF APPROXIMATELY 167.47± ACRES AND BEING GENERALLY LOCATED ALONG THE SOUTH SIDE OF STATE ROAD 40 APPROXIMATELY 5,102 LINEAR FEET EAST OF STATE ROAD 40 AND INTERSTATE 95 RAMP BEING COMMONLY LOCATED AT 104-513 CHELSEA PLACE AVENUE, 300-396 CHESHAM STREET, 1200-1225 DRAYCOTT STREET, AND 1201-1234 REGENTS STREET; INCLUDING THAT CERTAIN PORTION OF STATE ROAD 40 RIGHT-OF-WAY ABUTTING THE PROPERTY; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 4 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; SETTING FORTH ZONING, PRIVILEGES AND OBLIGATIONS REGARDING THE 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. 2013-61, on second reading, as read by title only.

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

Item #8B – 1951 W. Granada Blvd. Rezoning

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2013-72

AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE 1, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY AMENDING THE OFFICIAL ZONING MAP TO REZONE CERTAIN PARCEL OF REAL PROPERTY TOTALING 0.50- ACRES LOCATED AT 1951 WEST GRANADA BOULEVARD, FROM VOLUSIA COUNTY B-4 (GENERAL COMMERCIAL) TO ORMOND BEACH B-8 (COMMERCIAL), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Boehm moved, seconded by Commissioner Stowers, for approval of Ordinance No. 2013-72, on second reading, as read by title only.

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

Item #8C – 1999 W. Granada Blvd. and 33 Tymber Creek Road Rezoning

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2013-73

AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE 1, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY AMENDING THE OFFICIAL ZONING MAP TO REZONE A CERTAIN PARCEL OF REAL PROPERTY TOTALING 2.90- ACRES LOCATED AT 1999 WEST GRANADA BOULEVARD AND 33 NORTH TYMBER CREEK ROAD, FROM VOLUSIA COUNTY B-4 (GENERAL COMMERCIAL) TO ORMOND BEACH B-8 (COMMERCIAL), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Kent moved, seconded by Commissioner Partington, for approval of Ordinance No. 2013-73, on second reading, as read by title only.

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

Item #8D – 1298 W. Granada Blvd. Rezoning

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2013-74

AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE 1, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY AMENDING THE OFFICIAL ZONING MAP TO REZONE CERTAIN REAL PROPERTY TOTALING 14.53-ACRES LOCATED AT 1298 WEST GRANADA BOULEVARD, FROM VOLUSIA

COUNTY R-4 (URBAN SINGLE-FAMILY RESIDENTIAL) TO ORMOND B-8 (COMMERCIAL) FOR 4.64 ACRES AND SE (SPECIAL ENVIRONMENTAL) FOR 9.89 ACRES, AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Boehm moved, seconded by Commissioner Stowers, for approval of Ordinance No. 2013-74, on second reading, as read by title only.

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

Item #8E – 550 Williamson Blvd. (Crowne) Annexation

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2013-75

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED ALONG THE WEST SIDE OF WILLIAMSON BOULEVARD APPROXIMATELY 3,400 LINEAR FEET SOUTH OF WEST GRANADA BOULEVARD AND BEING COMMONLY LOCATED AT 550 WILLIAMSON BOULEVARD CONSISTS OF APPROXIMATELY 39.4 ACRES; INCLUDING THAT PORTION OF WILLIAMSON BOULEVARD ABUTTING THE PROPERTY; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 3 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. 2013-75, on second reading, as read by title only.

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

Item #8F – 1740 W. Granada Blvd. Small Scale Land Use Amendment

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2013-78

AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN BY AMENDING THE FUTURE LAND USE MAP TO CHANGE THE DESIGNATION OF ONE (1) PARCEL OF REAL PROPERTY TOTALING 0.90-ACRES LOCATED AT 1740 WEST GRANADA BOULEVARD, FROM VOLUSIA COUNTY "LOW IMPACT URBAN" TO ORMOND BEACH "LOW INTENSITY COMMERCIAL"; AUTHORIZING TRANSMITTAL; PROVIDING FOR CONFLICT; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Ric Goss, Planning Director, explained that items 8F and 8G were linked. He stated that both properties were together developed as one piece of ground even though they had different ownerships. He stated that Planning Board reviewed the items and recommended approval unanimously, as did staff.

Commissioner Partington moved, seconded by Commissioner Stowers, for approval of Ordinance No. 2013-78, on first reading, as read by title only.

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

Item #8G – Tomoka Landings Future Land Use Map Amendment

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2013-79

AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN BY AMENDING THE FUTURE LAND USE MAP TO CHANGE THE DESIGNATION OF 11.1±-ACRES OF REAL PROPERTY LOCATED AT 200-208 BOOTH ROAD AND 1720 AND 1760 WEST GRANADA BOULEVARD FROM VOLUSIA COUNTY “LOW IMPACT URBAN” TO ORMOND BEACH “LOW IMPACT COMMERCIAL” FOR A 6.9±-ACRES PORTION OF THE SITE AND FROM VOLUSIA COUNTY “ENVIRONMENTAL SYSTEMS CORRIDOR” TO ORMOND BEACH “OPEN SPACE/CONSERVATION” FOR A 4.2±- ACRES PORTION OF THE SITE; PROVIDING FOR TRANSMITTAL; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Kent moved, seconded by Commissioner Boehm, for approval of Ordinance No. 2013-79, on first reading, as read by title only.

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

Mayor Kelley closed the public hearings without objection.

Item #9A – LDC Definitions Amendment: Lot consolidation, finished grade, height, building

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2013-76

AN ORDINANCE AMENDING CHAPTER I, GENERAL ADMINISTRATION, ARTICLE III, DEFINITIONS AND ACRONYMS, SECTION 1-22, DEFINITION OF TERMS AND WORDS OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE; AMENDING CERTAIN DEFINITIONS; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Boehm moved, seconded by Commissioner Partington, for approval of Ordinance No. 2013-76, on second 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 #9B – LDC Amendment pertaining to Floodplain Management

City Clerk Scott McKee read by title only:

ORDINANCE NO. 2013-77

AN ORDINANCE UPDATING THE FLOODPLAIN MANAGEMENT AND PROTECTION REGULATIONS OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE BY AMENDING CHAPTER 1, GENERAL ADMINISTRATION, ARTICLE III, DEFINITIONS AND ACRONYMS, SECTION 1-22, DEFINITIONS OF TERMS AND WORDS; AND CHAPTER

3, PERFORMANCE STANDARDS, ARTICLE II, ENVIRONMENTAL PROTECTION STANDARDS, SECTION 3-20, FLOODPLAIN MANAGEMENT AND PROTECTION; TO ADOPT FLOOD HAZARD MAPS; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Commissioner Partington moved, seconded by Commissioner Kent, for approval of Ordinance No. 2013-77, on second 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 #10 – Reports, Suggestions, Requests

Upcoming Meetings

Ms. Shanahan stated that she provided the City Commission with their calendar for 2014. She stated that the first meeting was scheduled for Tuesday, January 7, 2014. She noted that some members of the Commission had a keen interest in a football game taking place on Monday, January 6, 2014, and asked if there was any desire to move the Tuesday meeting to Wednesday in case a certain team made the championship.

Mayor Kelley stated that the possibility was dependent on what happened in Saturday's game and noted that plane tickets and hotel reservations were being made. He stated that he would prefer it be moved to Wednesday; clarifying that there was no restriction on moving the meeting since it was not an organizational meeting.

Ms. Shanahan stated that she would move that meeting to Wednesday, January 8, 2014. She noted that there had been a shade meeting scheduled for that day, as well so it would also move to Wednesday, January 8, 2014. She stated that City Attorney Randy Hayes also had a legal matter that he needed to discuss with the Commission and needed to do so within a certain time frame.

Mayor Kelley asked if that discussion needed to be had before the first of the year.

Mr. Randy Hayes, City Attorney, replied that it did not. He explained that the matter involved the striking of water and sewer lines on US1 in 2009. He noted that the city was not originally a defendant in the matter but were joined about a year prior. He stated that the issue was multi-party litigation and that mediation was scheduled in the matter for January 27 and January 28, 2014.

Mayor Kelley noted that there was already a shade meeting scheduled for January 8, 2014.

Ms. Shanahan stated that the shade meeting was scheduled to discuss labor negotiations. She stated that there was a Strategic Planning Workshop set for January 21, 2014, prior to the regular Commission meeting. She noted that she would rather not to move that workshop, but if she had to, she would move it to before the first meeting in February. She asked Mr. Hayes if January 21, 2014, was too late for him to meet with the Commission.

Mr. Hayes stated that the week of January 20, 2014, was not good.

Ms. Shanahan asked if the Commission wanted to have that meeting on a separate night or one where they already had a meeting.

Mayor Kelley stated that he did not think that the shade meeting had to begin at a certain set time. He asked if the meeting could be held after the City Commission meeting concluded on January 8, 2014.

Mr. Hayes stated that he had to advertise the litigation meeting in the newspaper and as such needed a start time to advertise.

Ms. Shanahan stated that they did not need to advertise for the collective bargaining meeting; whereby, Mr. Hayes agreed.

Mayor Kelley confirmed with the Commission that they preferred the option to holding the meeting on a separate night.

Ms. Shanahan stated that if the collective bargaining meeting could be fit in after the litigation shade meeting, and before the City Commission meeting, they would do so, otherwise the collective bargaining meeting would be held after the City Commission meeting.

Mayor Kelley stated that both meetings could be opened before the City Commission meeting and if needed, could be recessed until after the City Commission meeting and then resumed.

Projects for the Year

Ms. Shanahan stated that the city had a great, effective, and busy year. She stated that the Engineering Department worked on \$42 million worth of projects. She stated that the Wastewater Treatment Plant program was closed out, the Andy Romano Beachfront Park was constructed and opened, the Hand Avenue improvements were completed, the John Anderson Drive roadway improvements were started, and the median project on Granada and underground utilities were underway. She thanked the Commission for their direction, leadership, and vision for such a great community.

Holiday Greetings

Assistant City Manager and Public Works Director Ted MacLeod wished everyone a merry Christmas.

Holiday Greetings

Mr. Hayes wished everyone Happy Holidays.

Homeless Shelter

Commissioner Partington stated that he returned that day from the Safe Harbor Homeless Shelter in Pinellas Park, which also served St. Petersburg and. He stated that he went with a group of elected officials from Volusia County and observed the facility; which he thought was well run. He stated that his biggest takeaway was that the cost to house a homeless individual was \$13 a day versus putting them in jail which cost \$65-\$100 a day. He explained that he learned that each city decided how much to contribute to the shelter and let each city's elected body determine what was appropriate for their contribution. He noted that the homeless continued to be an issue and he thought some time the next year they would receive a presentation on the issue.

Holiday Greetings

Commissioner Partington wished everyone a Merry Christmas.

Beach Control

Commissioner Kent stated that at the last meeting he mentioned that he would like to have a workshop or discussion item before March 2014 to talk about Ormond Beach regaining control of its beach from the county. He stated that the Commission had asked kindly with sound reasoning to have one beach approach opened and the county declined to do so. He stated that the Commission knew what their residents wanted and needed, and for the county not to listen was unfathomable to him. He explained that the county's reasoning for not opening that approach was that they were worried about the money it would cost to open it, but he noted that the county was paying to grade approaches that were not even open. He stated that if Ormond Beach controlled their own beach, all their residents could show their identification with their address and get on the beach for free and all others could pay \$20 a day for access. He stated that he came up with that amount, because he recently went to Disney World with his son and paid \$17 to park on hot asphalt with no beach. He noted that the county should still provide lifeguards because county taxes were paid for that service. He stated that before 1988, the city's police took care of the beach and he thought they could continue to do so in a much safer manner.

Holiday Greetings

Commissioner Kent wished everyone a Merry Christmas.

College Football

Commissioner Boehm stated that the Florida State University ("FSU") Seminoles Football Team was number one. He stated that he did not expect that to happen but it did as a result of the University of Alabama versus Auburn University football game. He stated that unless Duke University upset FSU in the Atlantic Coast Conference (ACC)

Championship Game, he would be in Los Angeles on January 6, 2014, for the Bowl Championship Subdivision (BCS) National Championship Game.

Council on Aging

Commissioner Boehm stated that earlier that year he had the opportunity to ride along with a volunteer with Meals on Wheels for the Council on Aging. He noted that the Council on Aging had an agreement with the city which furnished them space at the Senior Center. He stated that the Council on Aging furnished Meals on Wheels to a lot of homebound seniors. He explained that the Council on Aging was having a Santa for Seniors gift drive on Thursday, December 5, 2014, from 7:00 a.m. to 4:00 p.m., where you could drop donations off at the Lohman Funeral Home on Granada Boulevard. He stated that items requested were things like gift cards, linens, clothing, and toiletries. He noted that the Council on Aging worked with a lot of the very poorest and ill seniors. He stated that any donations would directly affect seniors in the Ormond Beach community. He hoped that those who were able to would take action and help support the effort.

Granada Median Landscaping

Commissioner Boehm stated that the trees in the medians looked great and Landscape Architect Paul MacDonald had an amazing vision. He stated that Ms. Shanahan sent pictures to the Commission the previous week of the completed trees and lighting.

Grants for Landscaping

Commissioner Boehm stated that the city received a grant for and would be working with FDOT to landscape west of I-95. He stated that the city also had a grant for A1A south of Granada Boulevard down to the city limits.

Casements Holiday Gala

Commissioner Boehm stated that The Casements Holiday Gala would be on Friday, December 6, 2013. He stated that Siobhan Daly did a wonderful job with The Casements for the holidays. He stated that he did not think there was any better looking place in Central Florida than The Casements at the holidays.

Commission

Commissioner Boehm stated that he hoped this time next year he was sitting on the dais with the same Commissioners and that they were all re-elected to their offices for another two years. He stated that he also hoped that every department head that worked for the city was still there, as well. He noted that he also hoped the members of the media present were there covering Ormond Beach for another year.

Holiday Greetings

Commissioner Boehm wished one and all a Merry Christmas.

Council on Aging

Mayor Kelley stated that a radio station would be at Lohman's from 11:00 a.m. to 4:00 p.m. for the Santa for Seniors initiative. He explained that any cash donations made would be matched five to one.

D.A.R.E. Graduation

Mayor Kelley stated that he attended a D.A.R.E. graduation that day. He stated that sadly he found out that it would be the last class that Officer Lloyd Cornelius would be teaching, as he was retiring. He stated that he and Officer Stokes always did a great job.

Chamber of Commerce

Mayor Kelley stated he went with Mr. Rick Fraser, Executive Director of the Ormond Beach Chamber of Commerce ("Chamber"), to area businesses. He explained that they wanted to make it a policy for them to go at least once a month and call on area businesses to find out how the Chamber and the city could work together for the good of the community. He stated that he thought that the Chamber should be called the Ormond Beach Ambassadors Chamber, because they served as the city's biggest ambassadors and worked with local businesses. He stated that they would also be calling on some businesses that were former members.

Volusia League of Cities Dinner

Mayor Kelley stated that Thursday night would be the city's turn to host the Volusia League of Cities bi-monthly dinner, which would be held at The Casements. He stated that other cities looked forward to coming to Ormond Beach.

Granada Median Landscaping

Mayor Kelley stated that he posted on his Facebook the picture Ms. Shanahan sent the Commission of the trees on the medians after the leaves were released and the lighting turned on. He stated that he had more hits on that picture than anything else he posted. He noted that there had been critics concerned about the median and so he posted it with the phrase "how do you like me now." He noted he received many positive responses.

Item #11 – Adjournment

The meeting was adjourned at 7:42 p.m.

APPROVED: January 7, 2014

BY:

Ed Kelley, Mayor

ATTEST:

J. Scott McKee, City Clerk