



AGENDA
CITY OF ORMOND BEACH, FLORIDA
CITY COMMISSION MEETING
August 15, 2017
7:00 PM

Mayor Bill Partington

Zone 1 – Commissioner Dwight Selby

Zone 3 – Commissioner Rick Boehm

Zone 2 – Commissioner Troy Kent

Zone 4 – Commissioner Rob Littleton

COMMISSION CHAMBERS

22 South Beach Street, Ormond Beach, FL 32174

Phone: 386-677-0311

Web: www.ormondbeach.org

1. CALL TO ORDER
2. INVOCATION
3. PLEDGE OF ALLEGIANCE
4. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA
5. APPROVAL OF MINUTES
 - A. Minutes from City Commission meeting – July 25, 2017 **APPROVED**
 - B. Minutes from City Commission meeting – August 2, 2017 **APPROVED**
6. 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. 2017-148** : A RESOLUTION AUTHORIZING THE SUBMITTAL OF AN ON-LINE GRANT APPLICATION IN THE AMOUNT OF \$12,993.00 TO THE UNITED STATES DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, UNDER THE EDWARD BYRNE JUSTICE ASSISTANCE GRANT PROGRAM; 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 Moisiso, Grants Coordinator/PIO (386-676-3315) **APPROVED**

- B. **RESOLUTION NO. 2017-149** : A RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE CITY AND THE RIVER TO SEA 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

- C. **RESOLUTION NO. 2017-150** : A RESOLUTION AUTHORIZING THE ACCEPTANCE OF AN ACCESS, MAINTENANCE AND UTILITY EASEMENT DEED FROM BADC HUNTINGTON COMMUNITIES, LLC, LOCATED IN THE "HUNTINGTON VILLAS, PHASE 1B" SUBDIVISION A PORTION OF THE HUNTER'S RIDGE DEVELOPMENT OF REGIONAL IMPACT (DRI) LOCATED IN FLAGLER COUNTY; AND SETTING FORTH AN EFFECTIVE DATE.

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

APPROVED

- D. **RESOLUTION NO. 2017-151** : A RESOLUTION ACCEPTING A BID FROM J.D. WEBER CONSTRUCTION CO. FOR CONSTRUCTION SERVICES REGARDING THE SANDPIPER LANE DRAINAGE IMPROVEMENT PROJECT, UNDER BID NO. 2017-23; 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

- E. **RESOLUTION NO. 2017-152** : A RESOLUTION AUTHORIZING THE EXECUTION OF A GRANT AGREEMENT BETWEEN THE CITY AND THE FEDERAL AVIATION ADMINISTRATION REGARDING THE DESIGN OF RUNWAY 8/26; AND SETTING FORTH AN EFFECTIVE DATE.

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

- F. **RESOLUTION NO. 2017-153** : 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 RAUL M. DUARTE, LOCATED AT 712 MONTANA TERRACE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4242-65-00-0070) FOR COSTS INCURRED BY THE CITY TO TERMINATE OR ABATE A SITE MAINTENANCE VIOLATION; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Chris Mason, Neighborhood Improvement Manager (386-676-3352) **APPROVED**

- G. **RESOLUTION NO. 2017-154** : 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 RAUL M. DUARTE, LOCATED AT 712 MONTANA TERRACE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4242-65-00-0070) FOR COSTS INCURRED BY THE CITY TO TERMINATE OR ABATE A SITE MAINTENANCE VIOLATION; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Chris Mason, Neighborhood Improvement Manager
(386-676-3352) **APPROVED**

- H. **RESOLUTION NO. 2017-155** : A RESOLUTION ACCEPTING A BID FROM INSIGHT PUBLIC SECTOR, INC., FOR PROVISION OF A MICROSOFT SOFTWARE LICENSING RENEWAL, UNDER BID NO. 2017-25; AUTHORIZING THE EXECUTION OF A MICROSOFT PROGRAM SIGNATURE FORM AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.

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

- I. **North US-1 Landscape Improvements**

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

Disposition: Approve as recommended in the City Manager memorandum dated August 15, 2017. **APPROVED**

- J. **Capital Improvement Plan FY 2017-18 to FY 2021-22**

Staff Contact: Kelly McGuire, Finance Director (386-676-3226)

Disposition: Approve as recommended in the City Manager memorandum dated August 15, 2017. **APPROVED**

7. PUBLIC HEARINGS

- A. **ORDINANCE NO. 2017-15** : AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A SECOND AMENDED DEVELOPMENT ORDER FOR "STRASSER MPUD" PLANNED BUSINESS DEVELOPMENT LOCATED WEST OF INTERSTATE 95, NORTH OF DESTINATION DAYTONA, PHASE I, AND ALONG DESTINATION USA CIRCLE, BY ALLOWING CUSTOM VAN CONVERSIONS, SALES, SERVICE, AND RENTALS AS A PERMITTED USE; RATIFYING AND AFFIRMING ORMOND BEACH ORDINANCE 2015-48, THE FIRST AMENDED DEVELOPMENT ORDER, ORDINANCE 2015-14 WHICH ADOPTED DEVELOPMENT AGREEMENTS APPROVED BY VOLUSIA COUNTY RESOLUTION 2003-65, THE "JACK KNAP TRUSTEE IPUD", AND VOLUSIA COUNTY RESOLUTION 2006-91, THE "STRASSER MPUD", AS A PLANNED BUSINESS DEVELOPMENT ZONING DISTRICT; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

APPROVED

- B. **ORDINANCE NO. 2017-17** : 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 PARCELS OF REAL PROPERTY TOTALING APPROXIMATELY 32.58± ACRES LOCATED AT 550 WEST GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-01-13-0073), 600 WEST GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241- 01-13-0070), 634 TOMOKA AVENUE (VOLUSIA COUNTY PARCEL NUMBER 4241-01-13-0090), 636 TOMOKA AVENUE (VOLUSIA COUNTY PARCEL NUMBER 4241-01-13-0091), 650 TOMOKA AVENUE (VOLUSIA COUNTY PARCEL NUMBER 4241-01-13-0110), 690 WEST GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241- 01-13-0100), 101 BENNETT LANE (VOLUSIA COUNTY PARCEL NUMBER 4241-01-14-0280), NO ADDRESS, NORTH SIDE OF GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-01-12-0100), NO ADDRESS, NORTH SIDE OF GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-01-10-0070), NO ADDRESS, NORTH SIDE OF GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-01-09-0120), NO ADDRESS, NORTH SIDE OF GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-01-09-0110), FROM PBD (PLANNED BUSINESS DEVELOPMENT – EXPIRED), R-3 (SINGLE FAMILY MEDIUM DENSITY) AND B-9 (BOULEVARD) TO PBD (PLANNED BUSINESS DEVELOPMENT), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

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

APPROVED

- C. **ORDINANCE NO. 2017-18** : AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A PLANNED BUSINESS DEVELOPMENT TO BE KNOWN AS “GRANADA POINTE”, AUTHORIZING THE DEVELOPMENT OF COMMERCIAL USES ON 19.48 ACRES SOUTH OF GRANADA BOULEVARD WITH THE REALIGNMENT OF THE TOMOKA AVENUE RIGHT-OF-WAY, INSTALLATION OF A TRAFFIC SIGNAL AT WEST GRANADA BOULEVARD AND TOMOKA AVENUE, ASSOCIATED ROADWAY IMPROVEMENTS, AN INTERCONNECTED WET DETENTION STORMWATER POND, AND UTILITY AND SITE IMPROVEMENTS. ON THE NORTH SIDE OF GRANADA BOULEVARD, THE PROJECT PROPOSES A 3.05- ACRE COMMERCIAL TRACT AND A 10.06-ACRE PARCEL FOR TREE PROTECTION AND WETLAND CONSERVATION TO BE LOCATED AT 550 WEST GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-01-13-0073), 600 WEST GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-01-13-0070), 634 TOMOKA AVENUE (VOLUSIA COUNTY PARCEL NUMBER 4241-01-13-0090), 636 TOMOKA AVENUE (VOLUSIA COUNTY PARCEL NUMBER 4241-01-13-0091), 650 TOMOKA AVENUE (VOLUSIA COUNTY PARCEL NUMBER 4241-01-13-0110), 690 WEST GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-01-13-0100), 101 BENNETT LANE (VOLUSIA COUNTY PARCEL NUMBER 4241-01-14-0280), NO ADDRESS, NORTH SIDE OF GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-01-12-0100), NO ADDRESS, NORTH SIDE OF GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-01-10-0070), NO ADDRESS, NORTH SIDE OF GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-01-09-0120), NO ADDRESS, NORTH SIDE OF GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4241-01-09-0110); AUTHORIZING A MASTER DEVELOPMENT PLAN INCLUDING CERTAIN WAIVERS TO THE LAND DEVELOPMENT CODE AND PUBLIC BENEFITS; ESTABLISHING CONDITIONS AND EXPIRATIONS OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

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

APPROVED

- D. **ORDINANCE NO. 2017-19** : AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA, VACATING A 0.44+ ACRE PORTION OF TOMOKA AVENUE THAT INTERSECTS WITH WEST GRANADA BOULEVARD, A PLATTED FIFTY (50') FOOT RIGHT-OF-WAY LYING WEST OF 600 WEST GRANADA BOULEVARD, VOLUSIA COUNTY PARCEL #4241-01-13-0070, AND EAST OF 690 WEST GRANADA BOULEVARD, VOLUSIA COUNTY PARCEL #4241-01-13- 0100, 650 TOMOKA AVENUE, VOLUSIA COUNTY PARCEL #4241-01-13-0110, 636 TOMOKA AVENUE, VOLUSIA COUNTY PARCEL #4241-01-13-0091, AND A PORTION OF 634 TOMOKA AVENUE, VOLUSIA COUNTY PARCEL #4241- 01-13-0090; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; SETTING CERTAIN CONDITIONS; PROVIDING FOR RECORDATION AND TRANSMITTAL AND SETTING FORTH AN EFFECTIVE DATE.

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

APPROVED

- E. **ORDINANCE NO. 2017-20** : AN ORDINANCE ADOPTING CERTAIN AMENDMENTS TO THE FUTURE LAND USE ELEMENT OF THE CITY OF ORMOND BEACH COMPREHENSIVE PLAN; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

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

APPROVED

8. FIRST READING OF ORDINANCES

- A. **ORDINANCE NO. 2017-21** : AN ORDINANCE REPEALING SECTION 2-228, PUBLIC WORKS ADVISORY BOARD, OF ARTICLE VI, BOARDS, COMMISSIONS, COMMITTEES AND OTHER AGENCIES, OF CHAPTER 2, ADMINISTRATION; OF THE CODE OF ORDINANCES; RESERVING SAID ARTICLE FOR FUTURE USE; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

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

9. SECOND READING OF ORDINANCES

- A. **ORDINANCE NO. 2017-16** : AN ORDINANCE AMENDING THE ANNUAL BUDGET FOR FISCAL YEAR 2016-2017 BY AMENDING THE GENERAL FUND; THE COMMUNITY REDEVELOPMENT FUND; THE STORMWATER FUND; THE AIRPORT FUND; THE GRANT FUND; THE FACILITIES R&R FUND; THE GENERAL CAPITAL IMPROVEMENT FUND; THE GENERAL EQUIPMENT & VEHICLE FUND; THE TRANSPORTATION FUND; THE FACILITIES RENEWAL & REPLACEMENT FUND; THE WATER/WASTEWATER OPERATING FUND; THE WATER/WASTEWATER CAPITAL FUND; THE WATER IMPACT FEE FUND; THE WASTEWATER IMPACT FEE FUND; THE WATERMAIN PROJECT PHASE II CONSTRUCTION FUND; THE 2017 WWW CONSTRUCTION FUND; THE SOLID WASTE FUND; THE GENERAL LIABILITY FUND; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Staff Contact: Kelly McGuire, Finance Director (386-676-3226)

APPROVED

10. RESOLUTIONS

- A. **RESOLUTION NO. 2017-156** : A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH DECLARING ITS INTENTION TO ADOPT AN ORDINANCE PROHIBITING MEDICAL MARIJUANA TREATMENT CENTER DISPENSING FACILITIES FROM BEING LOCATED WITHIN THE BOUNDARIES OF THE CITY OF ORMOND BEACH AS AUTHORIZED BY SECTION 381.986 (11), FLORIDA STATUTES; PROVIDING LEGISLATIVE FINDINGS; PROVIDING DIRECTION TO CITY STAFF TO PREPARE FOR CONSIDERATION AND ADOPTION OF AN ORDINANCE PROHIBITING MEDICAL MARIJUANA TREATMENT CENTER DISPENSING FACILITIES FROM BEING LOCATED WITHIN THE BOUNDARIES OF THE CITY OF ORMOND BEACH; DIRECTING CITY STAFF TO NOT ACCEPT, PROCESS OR APPROVE ANY REQUEST OR APPLICATION FOR A DEVELOPMENT ORDER, BUILDING PERMIT OR OTHER APPROVAL PERTAINING TO OR ASSOCIATED WITH A PROPOSED MARIJUANA TREATMENT CENTER DISPENSING FACILITY DURING THE PENDENCY OF PREPARING AND ADOPTING THE SAID ORDINANCE; INVOKING THE PENDING ORDINANCE DOCTRINE; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Randal Hayes, City Attorney (386-676-3217)

NO MOTION

11. DISCUSSION ITEMS

- A. **Granada Bridge Roadway Lighting**

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

12. REPORTS, SUGGESTIONS, REQUESTS

13. ADJOURNMENT

Website Address – 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.



For special accommodations, please notify the City Clerk's Office at least 72 hours in advance.
Phone: 386-677-0311



Help for the hearing impaired is available through the Assistive Listening System. Receivers can be obtained from the City Clerk's Office.

In accordance with the Americans with Disabilities Act (ADA), persons with a disability, such as a vision, hearing or speech impairment, or persons needing other types of assistance, and who wish to attend City Commission meetings or any other board or committee meeting may contact the City Clerk's Office in writing, or may call 386-677-0311 for information regarding available aids and services.