



CITY OF ORMOND BEACH CITY COMMISSION MEETING

APRIL 7, 2009

7:00 PM

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PURSUANT TO SECTION 286.0105, 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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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 IN WRITING, OR MAY CALL 677-0311 FOR INFORMATION REGARDING AVAILABLE AIDS AND SERVICES. LISTENING DEVICE AVAILABLE FOR HEARING IMPAIRED.
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### A G E N D A

- 1) Meeting call to order by Mayor Costello.
- 2) Invocation by Father Comforted Keen, Church of the Holy Child Episcopal Church.
- 3) Pledge of Allegiance.
- 4) **PRESENTATION:** Certificates of Commendation to Chelsey Johns, Caylin Johns, Jessica Berger, and Samantha Ziegler.
- 5) **AUDIENCE REMARKS:**
- 6) **APPROVAL OF THE MINUTES** of the March 17, 2009, meeting.
- 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. 2009-34 authorizing the sole source procurement of Opticom traffic signal preemption systems from Transportation Control Systems to be installed at selected intersections throughout the City; authorizing the execution of a purchase authorization (Requisition #0000005756) and payment therefor. (\$64,870) (Acting Fire Chief) **APPROVED**
  - B) Resolution No. 2009-35 accepting a bid from P&S Paving, Inc., for construction services regarding the 2009 Roadway Resurfacing project under Bid No. 2009-05, authorizing the execution of a contract and payment therefor; rejecting all other bids. (\$479,424.03) (Acting City Engineer) **APPROVED**
  - C) Resolution No. 2009-36 accepting a bid from Laserturf Southeast, Inc., regarding the Baseball and Soccer Field Renovations project at the Ormond Beach Sports Complex under Bid No. 2009-11, authorizing the execution of a contract and payment therefor; rejecting all other bids. (\$102,321) (Acting City Engineer) **APPROVED**

- D) Resolution No. 2009-37 authorizing the execution of a contract between the City of Ormond Beach and Hall Construction Company, Inc., regarding the Casements Architectural Improvements project. (Not to exceed \$1,112,850) (Acting City Engineer) **APPROVED**
- E) Resolution No. 2009-38 authorizing the submittal of an on-line grant application to the U.S. Department of Justice relative to the hiring of seven police officers under the COPS Hiring Recovery Program; authorizing the execution of all documents incidental thereto. (\$321,853 funding; no local match) (Police Department) **APPROVED**
- F) Resolution No. 2009-40 authorizing the execution of a release and satisfaction of Special Master administrative fine/lien for code violations on property located at 10 Tara Place (Parcel ID 4242-94-00-0410), Ormond Beach, Volusia County, Florida. (Neighborhood Improvement) **APPROVED**
- G) Citizen construction of a labyrinth in Central Park II and inclusion in the Central Park Master Plan. (Leisure Services Director) **APPROVED**

DISPOSITION: Approve as recommended in City Manager memorandum dated April 2, 2009.

8) **PUBLIC HEARINGS:**

- A) Resolution No. 2009-39 of the City Commission, also acting as the Central Business District Community Redevelopment Agency of the City of Ormond Beach, Florida, authorizing the execution of a Property Improvement Grant Agreement between the Agency and Granada Arts, Inc. (150 Tomoka Avenue - \$50,000) (Planning Director) **APPROVED**
- B) Ordinance No. 2009-05 amending Paragraph C, Official Zoning Map, of Section 2-01, Establishment of Zoning Districts and Official Zoning Map, of Article I, Establishment of Zoning Districts and Official Zoning Map, of Chapter 2, District and General Regulations, of the Land Development Code, by amending the Official Zoning Map to rezone certain real property totaling 4.51 acres located at 1360, 1362, 1364, 1366, 1368, and 1370 North Highway US1 from Volusia County B-9 to City of Ormond Beach PBD (Planned Business Development); authorizing revision of the official zoning map; approving a Development Order for "Amaral Plaza" Planned Business Development. (Second Reading) (Planning Director) **APPROVED**
- C) Ordinance No. 2009-06 authorizing the execution and issuance of a Fourth Amended Development Order for the "Capital Plaza" Planned Business Development located at 298 and 300 South Nova Road, modifying the Development Order regarding permitted hours of operation for the Planned Business Development known as "Capital Plaza," establishing conditions therefore; ratifying and affirming the Development Orders; establishing conditions and expiration of approval. (Italian Village Restaurant) (First Reading) (Planning Director) **APPROVED ON FIRST READING.**

D) Ordinance No. 2009-07 amending Chapter 2, District and General Regulations, Article II, District Regulations, Section 2-08: Special Environmental (SE), Section 2-09: Rural Estate/Agricultural (REA), Section 2-10: Rural Residential (RR), Section 2-11: Suburban Residential (SR), Section 2-12: Residential Estate (R-1), Section 2-13: Single-Family Low Density (R-2), Section 2-14: Single-Family Low-Medium Density (R-2.5), Section 2-15: Single-Family Medium Density (R-3), Section 2-16: Neighborhood Preservation (NP), Section 2-17: Single-Family Cluster & Townhouse (R-4), Section 2-18: Multi-Family Medium Density (R-5), Section 2-19: Multi-Family Medium-High Density (R-6), Section 2-20: Reserved (T-1), Section 2-21: Manufactured Home (T-2), Section 2-22: Professional Office/Hospital (B-1), Section 2-23: Neighborhood Commercial (B-2), Section 2-24: Reserved (B-3), Section 2-25: Central Business (B-4), Section 2-26: Service Commercial (B-5), Section 2-27: Oceanfront Tourist Commercial (B-6), Section 2-28: Highway Tourist Commercial (B-7), Section 2-29: Commercial (B-8), Section 2-30: Boulevard (B-9), Section 2-31: Suburban Boulevard (B-10), Section 2-32: Light Industrial (I-1), Section 2-33: Reserved (I-2), Paragraphs D, Dimensional Standards, and L, Exceptions, of Section 2-35: Planned Residential Development (PRD); Paragraph H, Application and Review of Section 2-36, Planned Business Development; deleting Paragraph A, Minimum Floor Area and replacing with Single-Family Dwelling Exterior Infill Standards of Section 2-42, Design Standards; deleting Section 2-43, Dimensional Requirements for Single-Family Detached Homes by Zoning District; deleting Section 2-44, Dimensional Requirements for Duplex, Triplex, Townhouse, and Multi-Family Dwelling Units by Zoning Districts, and Section 2-45, Dimensional Requirements for Non-Residential Uses in Commercial and Light Industrial Zoning Districts of the *Land Development Code*. (First Reading) (Planning Director) **APPROVED ON FIRST READING**

9) **FIRST READING OF ORDINANCES:**

A) Land Development Code Chapter 1 Amendments:

B) Ordinance No. 2009-08 amending Chapter 1, General Administration, Article II, Administration and Enforcement, Section 1-13, Violations and Penalties, Section 1-14, Development Orders and Building Permits, Section 1-15, Planning Board, Section 1-16, Board of Adjustment and Appeals, deleting Section 1-17, Development Review Board, creating Section 1-17, Historic Landmark Preservation Board, amending Section 1-18, City Commission/Public Hearings, Section 1-19, Appeals, deleting Section 1-20, Reserved, and creating Section 1-20, Codes and Standards Adopted by Reference, of the *Land Development Code*. (Planning Director) **APPROVED ON FIRST READING**

1) Ordinance No. 2009-09 deleting Chapter 3, Performance Standards, Article V, Utility and Infrastructure Design Standards, Paragraph D, Street Design Standards, of Section 3-53, Street Design and Standards, renumbering the remaining paragraphs of the *Land Development Code*. (Planning Director) **APPROVED ON FIRST READING**

2) Ordinance No. 2009-10 deleting references to the Development Review Board in Chapter 1, General Administration, Article V, Concurrency Management, Section 1-31, Concurrency Assessment, Chapter 2, District and General Regulations,

Article III, General Regulations, Section 2-51, Public Safety, Chapter 2, District and General Regulations, Article V, Non-Conformance, Section 2-64, Non-Conforming Developed Sites, Chapter 2, District and General Regulations, Article VI, Overlay Districts, Section 2-70, Downtown Overlay, Chapter 3, Performance Standards, Article IV, Sign Regulations, Section 3-47, Business Premise Identification Signs, Chapter 3, Performance Standards, Article V, Utility and Infrastructure Design Standards, Section 3-53, Street Design Standards, Chapter 4, Plan Review and Subdivision, Article I, Site Plan Review Procedures, Section 4-03, Site Plan Review Committee (SPRC) Established, Chapter 4, Plan Review and Subdivision, Article I, Site Plan Review Procedures, Section 4-05, Site Plan Review, Chapter 4, Plan Review and Subdivision, Article II, Subdivision, Section 4-17, Preliminary Plat Approval Procedures, Chapter 4, Plan Review and Subdivision, Article II, Subdivision, Section 4-18, Final Plat Approval Procedures, of the *Land Development Code*. (Planning Director) **APPROVED ON FIRST READING**

- C) Ordinance No. 2009-11 amending Chapter 4, Plan Review and Subdivision, Article I, Site Plan Review Procedures, Paragraph D, Scope of Powers, of Section 4-03, Site Plan Review Committee (SPRC) Established, Paragraph B, SPRC Review of Application, of Section 4-05, Site Plan Review, and Section 4-06, Information to be Included in Site Plan Application, of the *Land Development Code*. (Planning Director) **APPROVED ON FIRST READING**

- 10) **RESOLUTION** No. 2009-25 authorizing the execution of a Collective Bargaining Agreement between the City of Ormond Beach and the International Association of Firefighters (I.A.F.F.), Local 3499. (Acting Fire Chief) **CONTINUED UNTIL APRIL 21, 2009 MEETING**

11) **DISCUSSION ITEMS:**

- A) Request by the Maverick Condominium Association to allow a geometric pattern on a proposed canopy located at 485 South Atlantic Avenue. (Planning Director)

**Asked for more specific information from applicant, such as a full rendering or photo of the entire building, to verify that the canopy meets code.**

- B) Redevelopment RFP on property located between State Road 40, US1, Lincoln and Washington Avenues. (Planning Director)

**Asked the Planning Director to issue a Request for Proposal for the purpose of gathering information to research the possible options for redevelopment.**

- 12) **REPORTS, SUGGESTIONS, REQUESTS:** Mayor, City Commission, City Manager, City Attorney.

13) **CLOSE THE MEETING.**