

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

**March 3, 2009**

**7:00 p.m.**

Present were: Mayor Fred Costello, Lori Gillooly, Troy Kent, Ed Kelley, and Bill Partington, City Manager Joyce Shanahan, Assistant City Manager Ted MacLeod, City Attorney Randal Hayes, and City Clerk Veronica Patterson.

***A G E N D A***

- 1) Meeting call to order by Mayor Costello.
- 2) Invocation by Pastor Martin Roberts, New International Church of God by Faith.
- 3) Pledge of Allegiance.
- 4) ***PRESENTATION:***
  - A) Proclamation in honor of Dominique Roberts.
  - B) Presentation by Randell Brown, Regional Director, Department of Financial Services Representing Chief Financial Officer Alex Sink regarding Safeguarding Seniors.
- 5) ***AUDIENCE REMARKS:***
- 6) ***APPROVAL OF THE MINUTES*** of the February 17, 2009, meeting.
- 7) ***INTERGOVERNMENTAL REPORTS:***
  - A) Metropolitan Planning Organization
  - B) Volusia Council of Governments
  - C) Water Authority of Volusia

- 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. 2009-22 appointing Darrell L. Brock to serve as a trustee of the City of Ormond Beach Municipal Police Officers' Pension Trust Fund; establishing term and conditions of service.
- B) Approval of travel by the City Commission and the City Manager to attend conferences.
- DISPOSITON: Approve as recommended in City Manager memorandum dated February 26, 2009
- C) Approval of FY 2009-10 budget calendar.
- DISPOSITON: Approve as recommended in City Manager memorandum dated February 26, 2009
- 9) **PUBLIC HEARING:** 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 Charter 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. (First Reading)
- 10) **FIRST READING OF ORDINANCES:**
- A) Ordinance No. 2009-03 dedicating the entranceway at the Ormond Beach Sports Complex to be known as "Doug Thomas Way," said entrance is located at Harmony Lane and runs to the Harry Wendelsted, Jr., Baseball Fields within the Ormond Beach Sports complex; repealing all inconsistent ordinances or parts thereof; providing for transmittal and recording in the public records of Volusia County; and setting forth an effective date.
- B) Ordinance No. 2009-04 changing the name of "Cotton Seed Trail" to Cotton Seed Trail," said street being located in the Trails South Forth, Phase II, subdivision; repealing all inconsistent ordinances or parts thereof; providing for transmittal and recording in the public records of Volusia County; and setting forth an effective date.
- 11) **DISCUSSION ITEMS:** Presentation by Ormond Main Street regarding the City's sign ordinances.
- 12) **REPORTS, SUGGESTIONS, REQUESTS:** Mayor, City Commission, City Manager, City Attorney.
- 13) **CLOSE THE MEETING.**

Item #1 - Meeting Call to Order

Mayor Costello called the meeting to order at 7:02 p.m.

Item #2 – Invocation

The invocation was given by Pastor Martin Roberts, New International Church of God by Faith.

Item #3 - Pledge of Allegiance

Mayor Costello led the Pledge of Allegiance.

Item #4(A) – Proclamation in Honor of Dominique Roberts

Mayor Costello thanked Pastor Roberts for the invocation and commented that Pastor Roberts was at the meeting because his son, Dominique Roberts, was being honored by the City. The Mayor asked Dominique to come forward while a proclamation was read. The Mayor stated that Dominique was a junior at Seabreeze High who was the first former Ormond Beach Pop Warner player to be recognized as First Team All State for his outstanding performance during the 2008 football season.

Coach Mark Beach, Head Coach of the Seabreeze High School football team, thanked the City for their support. He stated that he could not thank the Roberts family enough for their support. He explained that Dominique got thrown into the fire but handled the situation well; although he did not want the responsibility, he accepted it. He stated that Dominique was a very humble young man, and the team would not have gone as far as they did without him. Coach Beach stated that Dominique was well deserving of the honor the City gave him.

Item #4(B) – Presentation by Randell Brown, Regional Director, Department of Financial Services.

Randell Brown, Regional Director of Financial Services (DFS), representing Chief Financial Officer (CFO) Alex Sink, 135 Financial Circle, Daytona Beach, stated that among the many important duties of the CFO, one of the main priorities was protecting seniors. Mr. Brown stated that in 2008, the DFS received around 300,000 calls related to insurance issues, hundreds of which were about insurance fraud against seniors by a few unscrupulous agents. He stated CFO Sink had formed a “Safeguard Our Seniors” task force, which was a collection of financial experts from around the state who were focused on annuities fraud. He stated annuities were good products, but the buyer had to be made aware the investment was not as liquid as may be desired and there may be horrendous service charges to liquidate the investment. The Legislature passed a law that made it a felony to use a fraudulent signature on an application; agents have been prohibited from using bogus designations such as CLU and CHFC; and the suitability requirements have been strengthened, meaning the sale of the product must be suitable to the situation. He stated CFO Sink was lobbying to make it a felony to intentionally deceive the potential buyer of an annuity. He expressed that he was available to speak on many issues regarding insurance such as fraud, annuities, homeowners or auto insurance, and he would leave some brochures with contact information, 1-877-MYF-LCFO or www.FLseniors .net or www.MyFloridaCFO.com.

Item #5- Audience Remarks

Maps for Properties on the Agenda

Lou Lumaghi, 1 Cliffside Drive, suggested the agenda handed out at the meeting should contain maps showing any properties being discussed at the meeting.

Mayor Costello suggested the agenda was not the appropriate place for a map, but the maps should be easily accessible and asked City Manager Joyce Shanahan to follow-up on the matter.

Item #6 – Approval of the Minutes

Mayor Costello advised the minutes of the February 17, 2009, regular meeting had been sent to the Commission for review and asked for any corrections, additions, or omissions.

Commissioner Gillooly stated she had two things she would like to correct. She stated that on page #16477, with regard to the Florida All Star College Baseball Jamboree, she read “Commissioner Gillooly stated the City should do what they had always done and appreciated the staff report.” Commissioner Gillooly stated that she did appreciate the staff report, but the comments she made referred to all of the work and effort that had gone into reevaluating Leisure Services fees and the combined efforts with staff to close the gap between expenses and the revenues received, and to change this on the first plan that came before the Commission would not be fair to the citizens that were paying the revised fees.

Commissioner Gillooly stated in the comments on page #16479, she gave a summary about the Putnam Avenue/Cumberland Avenue flooding issue that had been brought up during audience comments. She read, “She stated she was disconcerted that Mr. Whitley had received preliminary approval.” Commissioner Gillooly stated she had not said that but had discussed the disconnect between the residents being together when she met with them in 2007 and was concerned about his preliminary approval from FEMA, but she commended Mr. Whitley for the work he had done with the Planning Department to reach that point. She explained she had said that she could not believe FEMA would be putting the City or a neighborhood in the position that would cause additional flooding.

Mayor Costello stated that, without objection, the minutes would be approved with those corrections.

Item #7(A) – Metropolitan Planning Organization (MPO)

Mayor Costello reported the MPO had approved the stimulus list which included some resurfacing, the Dunn Avenue extension, and the enhancement list; but the enhancement list was not guaranteed funding by the stimulus, whereas, the resurfacing was funded by the stimulus. The Mayor stated that the MPO was inviting Secretary Tom Pellum, Department of Community Affairs, to make a presentation relative to the limits bill in the Senate, which would impact seven communities, considered the urban communities. He stated the proportionate share formulas would change for projects like Ormond

Crossings in those urban communities, which would mean the City could resume development of Ormond Crossing resulting in more job creation. Mayor Costello stated the MPO was inviting Mr. Pellum to share his understanding of the limits bill adjustment for the stimulus package, and the MPO would lobby him for changes that would benefit Volusia County. He noted MPO would invite Volusia Council of Governments and Volusia County Association of Responsible Development to a joint meeting if Mr. Pellum accepts the invitation to speak.

Item #7(B) – Volusia Council of Governments

Mayor Costello thanked City Manager Joyce Shanahan and Acting Fire Chief Skip Irby for attending the discussions. The Mayor stated that Lt. Larry Taft, representing a group endorsed by the union and the City of Daytona Beach, spoke to request a proposed trial to have the Daytona Beach Fire Department transport. Mayor Costello stated EVAC and the Volusia County Council were concerned about the potential fragmentation of services that might occur should Daytona Beach Fire Department be permitted to transport. The Mayor reported Mike Mellon, Executive Director of EVAC, spoke afterwards, which was followed by a question and answer period.

Mayor Costello shared some quotes from Mike Mellon, such as, “BLS with AED can do all ALS can do, save narcotics,” meaning that Basic Life Support teams with an automated electronic defibrillator can do all the Advanced Life Support teams can do except narcotics; “EVAC does not need you at a medical call”; and “you don’t need four people doing something two people can do.”

Mayor Costello stated that VCOG was considering what could be done as a group to foster some regionalization, unification, consolidation, and cooperation to promote consolidating the resources of the fire departments and EVAC, which would allow a decrease or a redistribution of personnel to save dollars. The Mayor stated VCOG was committed to finding a way to better manage the people, facilities and equipment resources.

Mayor Costello recommended that at the Focus Meeting the Commission authorize Joyce Shanahan to speak with other municipalities who might be interested in regionalization to position resources for better usage.

Item #7(C) – Water Authority of Volusia (WAV)

Commissioner Kelley stated he forwarded the minutes of the WAV meeting, which included the unanimous support for the pursuit of WAV to become involved in the enforcement of the new irrigation rules that St. Johns River Water Management (SJRWM) is proposing. He reported that within that component SJRWM was publishing there was a demand that water regulations be enforced, and funding may be available for the enforcement. He stated WAV was hopeful this would continue as there would be one water rule and, with the County’s cooperation, WAV could become the lead in enforcement, relieving the cities of the responsibility while satisfying all the compliance requirements, thereby saving the City money in enforcement and ensuring CUP compliance.

Commissioner Gillooly expressed that based on the preliminary information, she supported the idea as an efficient use of money and resources while insuring compliance but also as example of cooperation and consolidation within WAV.

Commissioner Kelley commented that the approval was unanimous by the members who would take the information back to their councils or commissions for their support. He stated the key was getting the support of the County, which looked favorable because their representative was very much supportive of the idea.

Item #8 - Consent Agenda

Mayor Costello advised that the action proposed for each item on the Consent Agenda was so stated on the agenda. He asked if any member of the Commission had questions or wished to discuss any item separately.

**Commissioner Kelley moved, seconded by Commissioner Gillooly, for approval of the Consent Agenda.**

Call Vote:	Commissioner Gillooly	yes
	Commissioner Kent	yes
	Commissioner Kelley	yes
	Commissioner Partington	yes
Carried.	Mayor Costello	yes

Mayor Costello commented regarding Item 8(C), the budget calendar, it was decided at the Financial Trends workshop that in May each Commission member would host a meeting in their zone to invite citizens' input. The Mayor explained that more budget cuts were necessary; therefore, the Commission wanted to know from the citizens what areas were important to them and what areas they felt should be cut to make up for the budget deficit. Mayor Costello asked the dates be set as soon as possible and to let community know when the meetings would be held so they could plan to be involved.

Commissioner Gillooly reminded they had discussed a concerted effort to get public service announcements and press releases out to the public with this information.

Mayor Costello confirmed that an announcement would be included in the utility bills.

Item #9 – Rezoning for 1360, 1362, 1364, 1366, 1368 and 1370 North Highway US1

ORDINANCE NO. 2009-02

AN ORDINANCE 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 OFFICIAL ZONING MAP; APPROVING A DEVELOPMENT ORDER FOR "AMARAL PLAZA" PLANNED BUSINESS DEVELOPMENT; REPEALING ALL INCONSISTENT ORDINANCES OF PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

**Commissioner Kelley moved, seconded by Commissioner Partington, for approval of Ordinance No. 2009-02, on first reading; as read by title only.**

Mayor Costello stated that the item had received unanimous approval by the Planning Board.

Call Vote:	Commissioner Kent	yes
	Commissioner Kelley	yes
	Commissioner Partington	yes
	Commissioner Gillooly	yes
Carried.	Mayor Costello	yes

Mayor Costello stated that with no objection, he closed the public hearing.

Item #10(A) – Naming of "Doug Thomas Way"

ORDINANCE NO. 2009-03

AN ORDINANCE DEDICATING THE ENTRANCEWAY AT THE ORMOND BEACH SPORTS COMPLEX TO BE KNOWN AS "DOUG THOMAS WAY", SAID ENTRANCE IS LOCATED AT HARMONY LANE AND RUNS TO THE HARRY WENDELSTED, JR. BASEBALL FIELDS WITHIN THE ORMOND BEACH SPORTS COMPLEX; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR TRANSMITTAL AND RECORDING IN THE PUBLIC RECORDS OF VOLUSIA COUNTY; AND SETTING FORTH AN EFFECTIVE DATE.

**Commissioner Kelley moved, seconded by Commissioner Partington, for approval of Ordinance No. 2009-03 on first reading; as read by title only.**

Mayor Costello stated that Doug Thomas was not in attendance but was very humble about this honor because he felt he just did what little part he could do.

Harry Wendelsted, 88 S. St. Andrews, stated that his first appearance before the Commission was some 40 years ago when he presented the idea to develop a facility for youth sports because there was a waiting list of 200 children who wanted to be involved in soccer, softball or baseball. He stated that although a lot of people laughed that night, now the City was the envy of so many people around Florida because of the second-to-none facilities at the sports complex. He stated that through all of his involvement with Leisure Services and the sports complex, Doug Thomas had been by his side, even digging ditches and planting trees for the facility to the benefit of his two sons; and now his grandchildren use the facility. He stated that Doug Thomas deserved this honor because he served and served well.

Rick Boehm, 5 Springwood Trail, Chairman of the Leisure Services Board, added that with regard to naming facilities, it was a case by case basis, and the board was thrilled with the opportunity to nominate Doug Thomas. He stated that Mr. Thomas was so humble that he told him that if there was a second reading, he would be here for that.

Call Vote:	Commissioner Kelley	yes
	Commissioner Partington	yes
	Commissioner Gillooly	yes
	Commissioner Kent	yes
Carried.	Mayor Costello	yes

Item #10(B) – Renaming Cotten Seed Trail to Cotton Seed Trail

ORDINANCE NO. 2009-04

AN ORDINANCE CHANGING THE NAME OF “COTTEN SEED TRAIL” TO “COTTON SEED TRAIL,” SAID STREET BEING LOCATED IN THE TRAILS SOUTH FORTY PHASE II SUBDIVISION; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR TRANSMITTAL AND RECORDING IN THE PUBLIC RECORDS OF VOLUSIA COUNTY; AND SETTING FORTH AN EFFECTIVE DATE.

**Commissioner Kelley moved, seconded by Commissioner Gillooly, for approval of Ordinance No. 2009-04 on fir reading; as read by title only.**

Call Vote:	Commissioner Partington	Yes
	Commissioner Gillooly	Yes
	Commissioner Kent	Yes
	Commissioner Kelley	Yes
Carried.	Mayor Costello	Yes

Item #11 – Presentation by Ormond MainStreet Regarding the City’s Sign Ordinance

Maggie Sacks, 215 Ormwood Drive, Director of Ormond MainStreet, stated that she was asked by the downtown merchants to speak to the Commission on the temporary sign issue. She summarized the recommendations of Ormond MainStreet regarding temporary signs: sandwich board signs permitted subject to a no-fee permit; signs would be made of wood, aluminum, heavy gauge plastic or metal and should be sturdy enough to withstand reasonable wind load conditions without blowing over; chalkboards could also be used; maximum allowable dimensions were recommended to be one and one half feet wide by three feet high; the signs could not be an undue impediment to pedestrian traffic on the sidewalk; the signs were only allowable during business hours; should a sign extend past the property line, liability insurance must be provided as well as an indemnity waiver agreement filed with the appropriate jurisdiction; and illegal signs would be subject to removal and disposal. Ms. Sacks stated she spoke with Mitchell Noel Insurance Co. and determined that proof of liability insurance with an addendum clause for temporary signs should be submitted before a permit was issued.

Ms. Sacks stated that after walking the downtown with some of her board members, they discovered signs all over the downtown, and there was no enforcement of the current ordinance. She stated that these recommendations might resolve the issue.

Mary Rhodes, 165 West Granada, Chamber of Commerce, stated the Chamber was organized for the purpose of advancing commercial, residential, industrial, civic and general interests of the City. She stated their mission was simply to support business. She stated the requested temporary signage ordinance would promote business growth, and the request for this specific area does not adversely affect other areas of the City; therefore, the Chamber supports the proposal as outlined.

Dorian Burt, 203 Pine Cone Trail, representing the Highlander Corporation, stated they have twenty-four tenants that front on Granada Boulevard between Beach Street and US1 that would appreciate any help the City could give the merchants. She suggested that clarification was needed of, “impediment.” She pointed out that the flower boxes could be construed as an impediment.

Pat Behnke, 15 Malayan Sun Bear Path, stated she had no problem with sandwich boards, but under the current code, businesses were permitted a certain number of days annually to use special signage, such as special events. She suggested the businesses that currently had signs out probably were within their rights.

Mayor Costello asked Mary Rhodes from the Chamber of Commerce if they were interested in other temporary sign ordinances or did they just support MainStreet’s request.

Mary Rhodes stated the Chamber wanted to support MainStreet's request but would like to consider it a pilot program to determine the impact on the businesses and the community reactions.

Commissioner Gillooly stated she appreciated the work done by MainStreet and the concurrence by the Chamber. She asked Maggie Sacks if the vision included a formal permit with proof of liability insurance and if she had she with the merchants about this.

Maggie Sacks responded that she had spoken with the insurance company which suggested the best method for coverage would be an addendum to the merchant's current liability coverage to identify the signage and a copy filed with the City.

Commissioner Gillooly asked what MainStreet suggested for the time period of the trial.

Maggie Sacks suggested six months as a fair trial period to get the merchants through the crux of the tourist season. Ms. Sacks stated that Neighborhood Improvement could remove any non-conforming signs and dispose of them.

Commissioner Gillooly stated that the signs should not be destroyed but stored, which would give the sign owner an opportunity to retrieve the sign.

Commissioner Kent stated that he does not have a problem with the sandwich board signs but does have a problem with fairness and equity. He stated he does not like the idea that the pilot program was for a specific small area because it was unfair for merchants in other areas of the City. He explained that if the program was offered, it should be for six months citywide. He reported the citizens' input he had received suggested possibly hanging wooden signs under a canopy in front of the stores. He cautioned that the Land Development Code, Chapter 3, Article IV, Section A, stated, "the purpose is to preserve, protect and promote public health, safety, welfare and general aesthetic quality of the City of Ormond Beach," and Section B stated, "to provide adequate opportunity to advertise in commercial areas while preventing excessive advertising which would have a detrimental effect on the character and appearance of such districts." He stated one citizen expressed to him that the temporary signs were unfair because he paid a lot of money for a monument sign, radio advertising and newspaper advertising, and if temporary signs were permitted, the quality of the allowable advertising would be diminished. Commissioner Kent stated he was fine with the sandwich board design as long as the program was equitable and fair across the entire city.

Mayor Costello stated if the Chamber had not expressed their comments, he would agree with Commissioner Kent, but because the Chamber discussed the idea, the Chamber had input from merchants other than downtown merchants and supported the MainStreet recommendation. He stated that due to the Chamber's support, he supported the MainStreet recommendation.

Commissioner Partington stated he could support a three month trial for the downtown, then expand it citywide if it went well.

Commissioner Kelley stated he was of the impression that the MainStreet proposal was citywide but that their focus was what they wanted for downtown. He spoke with others throughout the city who would like the same opportunity. He stated he thought the same opportunity should be allowed citywide as there are just as many businesses outside of the MainStreet area. He stated he would support a six month trial period citywide utilizing the MainStreet recommendations.

Commissioner Gillooly stated she wanted staff comments regarding how this could be done citywide. She offered that the more prudent way was to do the trial for three months in the downtown area.

Commissioner Kent stated that business owners have expressed the urgency of immediate action. He stated he would have a hard time supporting something that would give an advantage to a limited number of merchants and put other merchants at a disadvantage simply because of their location.

Commissioner Partington agreed that it should be fair and equitable for all businesses. He stated he did not have a problem with the no-fee permit as long as staff had a way to recover any costs involved to verify insurance coverage. He suggested merchants bring proof of insurance to the City, but if the City had to track down the information, there should be a fee.

Mayor Costello stated that the proof of insurance would be required before the permit was issued. The Mayor stated that a three month trial was not sufficient time to have a sign made and test the results; therefore, he was in favor of a six month trial.

Commissioner Gillooly stated that based upon what had been said, she supported a citywide program.

Planning Director Ric Goss asked for clarification regarding placement of the signs in the right-of-way. He pointed out that the MainStreet proposal allowed signs in the right-of-way because in some cases, the right-of-way abutted the front of the building. He questioned if the temporary signs would be allowed in the right-of-way in other areas of the City.

Mayor Costello stated that the Planning Director should present an ordinance to the Commission that addressed where signs in the right-of-way would be acceptable.

Commissioner Kent recommended that regarding signs on the sidewalk, the Planning Director not give an advantage to one group of merchants over another.

The Planning Director explained there were unique circumstances in the downtown that were not elsewhere. He stated the sidewalk in the downtown area was in the right-of-way and, in most cases, up to the face of the building, whereas further west on Granada Boulevard, the sign would not have to be in the right-of-way.

Commissioner Kent clarified he was referring to businesses in a shopping center with an interior sidewalk not on the Granada Boulevard right-of-way, they should not be allowed to have a temporary sign on the Granada Boulevard right-of-way.

The Planning Director stated he understood the issue and thanked the Commission for the clarification.

#### Volusia Days

Rita Cameron, 335 Bucknell Drive, representing Jim Cameron, Chairman of Volusia Days, stated the event would be held on April 1 at the Senate Office Building portico in Tallahassee. She reported displays would be highlighting Volusia County, and refreshments would be available throughout the day. She reported that invitations had been sent to speakers, and tentative confirmation from Governor Crist, Chief Financial Officer Alex Sink, Education Commissioner Eric Smith, and Department of Transportation Secretary Stephanie Kopelousos had been received. She stated Volusia County delegation members and key representatives would be joining the event. She stated Jim Cameron had promised this year's event would be sponsored by private sector funds; to date, he has secured 90% of the required funds himself. She thanked Volusia Council of Governments and Mayor Costello for the charter buses arranged for transportation to and from Tallahassee at no cost to attend the event. She stated all buses would leave at precisely at 6:00 a.m. She stated there would be discussions during the day on several issues such as balancing the state budget, economic development, and transportation while the main issue would be kindergarten through twelfth grade education funding. She stated this was Volusia County's day to shine, to show our sister cities what we love about Volusia County and why we live here.

#### Item #12 – Reports, Suggestions, Requests:

##### Carnivale

Commissioner Gillooly stated she attended the Chamber of Commerce event, Carnivale, which was the Chamber's first annual signature event. She stated she was impressed by the large number of people with families that attended and the large number of service groups and businesses that participated. She commented that Destination Daytona was a great partner with the Chamber in this event.

##### Focus Meeting

Commissioner Gillooly reported she had asked the City Manager to include a discussion of the duties of the City Attorney and what the role of the City Attorney was in regards to representation of the City and the citizens. She stated she wanted to understand the City Charter and what the legal limits were for the City Attorney.

##### Maps for Items on the Agenda

Commissioner Kent stated Mr. Lumaghi's comment that not everyone had computers to access the meeting packet was a good point. He suggested a couple of printed maps could be placed in the back of the Commission Chamber

##### Acknowledging Citizens for Good Deeds

Commissioner Kent related a conversation he had with a police officer who told him about two elementary school girls who flagged him down to report a fire in a tree trunk in the woods off Division Avenue. He stated the fire was so deep underground that the Fire Department was called to extinguish the fire. Commissioner Kent stated because these girls reported the fire, a forest fire was averted, saving not only trees but saving a lot of money in staff time by preventing a major fire. Commissioner Kent suggested that with parental consent, these two girls should be recognized by the City for the valuable service they performed in alerting the police officer of the fire before it became a major problem.



City Commission – March 3, 2009

City Attorney Duties

City Attorney Randy Hayes stated he would be happy to explain his duties and looked forward to the opportunity.

Item #13 – Close the Meeting.

The meeting was adjourned at 8:24 p.m.

APPROVED: March 17, 2009

BY: Fred Costello, Mayor

ATTEST:

Veronica Patterson, City Clerk