



**ACTION REPORT  
CITY OF ORMOND BEACH, FLORIDA  
CITY COMMISSION MEETING  
May 15, 2018  
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](http://www.ormondbeach.org)**

- 1. CALL TO ORDER**
- 2. INVOCATION**
- 3. PLEDGE OF ALLEGIANCE**
- 4. PRESENTATIONS AND PROCLAMATIONS**
  - A. Women's Lung Health Week
  - B. WastePro Workers Acknowledgement
  - C. Pop Warner Football
  - D. Public Works Week
- 5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 6. APPROVAL OF MINUTES**
  - A. Minutes from City Commission meeting – May 1, 2018 **APPROVED**
- 7. COMMUNITY REDEVELOPMENT AGENCY**
  - A. RESOLUTION NO. 2018-58** A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, ACCEPTING A PROPOSAL FROM HALL CONSTRUCTION CO., INC. FOR

CONSTRUCTION MANAGEMENT SERVICES FOR THE DESIGN AND CONSTRUCTION OF A SHADE STRUCTURE AT ROCKEFELLER GARDENS; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION AND PAYMENT THEREFOR; AND SETTING FORTH AN EFFECTIVE DATE.

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

## 8. CONSENT AGENDA

The action proposed is stated for each item on the Consent Agenda. Unless a City Commissioner removes an item from the Consent Agenda, no discussion on individual items will occur and a single motion will approve all items.

- A. RESOLUTION NO. 2018-58** A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, ACCEPTING A PROPOSAL FROM HALL CONSTRUCTION CO., INC. FOR CONSTRUCTION MANAGEMENT SERVICES FOR THE DESIGN AND CONSTRUCTION OF A SHADE STRUCTURE AT ROCKEFELLER GARDENS; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION AND PAYMENT THEREFOR; AND SETTING FORTH AN EFFECTIVE DATE.

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

- B. RESOLUTION NO. 2018-59** A RESOLUTION APPROVING THE COMMUNITY DEVELOPMENT BLOCK GRANT ANNUAL PLAN FOR THE 2018-2019 FISCAL YEAR; AND SETTING FORTH AN EFFECTIVE DATE.

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

- C. RESOLUTION NO. 2018-60** A RESOLUTION AUTHORIZING THE EXECUTION OF A WATER, SEWER AND ANNEXATION AGREEMENT BETWEEN THE CITY OF ORMOND BEACH AND SANDEEP V. PATEL AND SAPNA D. ADAPPA FOR PROPERTY LOCATED AT 2146 JOHN ANDERSON DRIVE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA; PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** Steven Spraker, Planning Director (386-676-3341)  
**APPROVED**

- D. RESOLUTION NO. 2018-61** A RESOLUTION ACCEPTING A PROPOSAL FROM MEAD AND HUNT, INC. FOR ENGINEERING DESIGN AND BIDDING SERVICES REGARDING THE LEEWAY STORAGE TANK & PUMP STATION REHABILITATION IMPROVEMENTS; AUTHORIZING THE EXECUTION OF A WORK AUTHORIZATION AND PAYMENT THEREFOR; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

- E. RESOLUTION NO. 2018-62** A RESOLUTION AUTHORIZING THE EXECUTION OF LOCAL AGENCY PROGRAM AGREEMENTS BETWEEN THE CITY OF ORMOND BEACH AND THE FLORIDA DEPARTMENT OF TRANSPORTATION RELATED TO THE WILLIAMSON BLVD. / HAND AVENUE PEDESTRIAN IMPROVEMENTS DESIGN PROJECTS.; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

- F. RESOLUTION NO. 2018-63** A RESOLUTION AUTHORIZING THE EXECUTION OF LOCAL AGENCY PROGRAM AGREEMENTS BETWEEN THE CITY OF ORMOND BEACH AND THE FLORIDA DEPARTMENT OF TRANSPORTATION RELATED TO THE TOMOKA ELEMENTARY CONNECTOR SIDEWALK DESIGN PROJECTS.; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

- G. RESOLUTION NO. 2018-64** A RESOLUTION AUTHORIZING THE EXECUTION OF A ONE YEAR EXTENSION TO THE INTERLOCAL AGREEMENT FOR THE DISTRIBUTION OF PROCEEDS OF THE LOCAL OPTION FUEL TAX; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

- H. RESOLUTION NO. 2018-66** A RESOLUTION APPROVING A SETTLEMENT PROPOSAL REGARDING THE WORKERS' COMPENSATION CLAIM OF LAUREN SANDERS; AUTHORIZING THE EXECUTION OF ANY AND ALL DOCUMENTS INCIDENTAL THERETO; AUTHORIZING PAYMENT RELATIVE THERETO; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

- I.** Budget Status Report for January - March 2018

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

**Disposition:** Approve as recommended in the City Manager memorandum dated May 15, 2018. **APPROVED**

- J.** City Hall VAV Replacement & SONC HVAC Upgrade Bid Rejection

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

**Disposition:** Approve as recommended in the City Manager memorandum dated May 15, 2018. **APPROVED**

**9. PUBLIC HEARINGS**

- A. ORDINANCE NO. 2018-11** AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH AMENDING THE LAND DEVELOPMENT CODE; AMENDING CHAPTER 1, GENERAL ADMINISTRATION, ARTICLE III – DEFINITIONS AND ACRONYMS, SECTION 1-22, DEFINITIONS OF TERMS AND WORDS, TO REVISE CERTAIN SIGN CODE DEFINITIONS; AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE II – DISTRICT REGULATIONS BY ADDING SECTION 2-43 – OUTDOOR ADVERTISING AND AMENDING SECTION 2-50 – ACCESSORY USES; AMENDING CHAPTER 3, PERFORMANCE STANDARDS, ARTICLE IV, SIGN REGULATIONS, SECTION 3-38 – PURPOSE, SECTION 3-39 – SIGN PERMIT REQUIRED, SECTION 3-40 – SIGNS EXEMPT FROM THE PERMITTING STANDARDS OF THE ARTICLE, SECTION 3-42 – PROHIBITED SIGNS, SECTION 3-44 - GENERAL SIGN REGULATIONS, SECTION 3-46 – TEMPORARY SIGNS, SECTION 3-47 – SITE IDENTIFICATION SIGNS, SECTION 3-48 - BUSINESS PREMISES IDENTIFICATION SIGNS, SECTION 3-49 - SIGN VARIANCES, AND ADDING A NEW SECTION 3-50 – SEVERABILITY, TO UPDATE DUE TO RECENT JUDICIAL DECISIONS; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

**Staff Contact:** Steven Spraker, Planning Director (386-676-3341)

**APPROVED ON SECOND READING**

- B. ORDINANCE NO. 2018-12** AN ORDINANCE AMENDING CHAPTER 14, OFFENSES - MISCELLANEOUS, OF THE ORMOND BEACH CODE OF ORDINANCES, BY ADDING A NEW ARTICLE XII, NUISANCES CAUSED BY HUMAN SIGN SPINNERS ON PUBLIC PROPERTY AND PUBLIC RIGHTS OF WAY DIRECTING COMMERCIAL MESSAGES TO PASSING MOTORISTS; PURPOSE, INTENT, AND FINDINGS, DEFINITIONS, APPLICABILITY, PENALTY; AND AMENDING SECTION 2.262(A), SCHEDULE OF CIVIL FINES, OF ARTICLE VII, CODE ENFORCEMENT, CHAPTER 2, ADMINISTRATION; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

**Staff Contact:** Steven Spraker, Planning Director (386-676-3341)

**APPROVED ON SECOND READING**

- C. ORDINANCE NO. 2018-13** AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH REPEALING SECTION 3-4, OF CHAPTER 3, ADVERTISING, OF THE CODE OF ORDINANCES; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

**Staff Contact:** Steven Spraker, Planning Director (386-676-3341)

**APPROVED ON SECOND READING**

- D. ORDINANCE NO. 2018-14** AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A SECOND AMENDED PLANNED BUSINESS DEVELOPMENT ORDER FOR "GRANADA PLAZA" PLANNED BUSINESS DEVELOPMENT LOCATED AT 125 EAST GRANADA BOULEVARD ALLOWING THE DEMOLITION OF A 7,200± SQUARE FOOT BUILDING AND CONSTRUCTION OF A 2,509± SQUARE FOOT BUILDING TO BE USED AS A RESTAURANT TYPE "C", INCORPORATING THE USES AND DIMENSIONAL STANDARDS OF THE CENTRAL BUSINESS (B-4) ZONING DISTRICT; RATIFYING RESOLUTION NO. 2005-37; ESTABLISHING EXPIRATIONS OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** Steven Spraker, Planning Director (386-676-3341)  
**APPROVED ON FIRST READING**

- E. ORDINANCE NO. 2018-15** 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; CHAPTER 3, PERFORMANCE STANDARDS, ARTICLE II ENVIRONMENTAL PROTECTION STANDARDS, SECTION 3-18, SURFACE WATER AND RUNOFF CONTROL; AND REPEALING AND REPLACING CHAPTER 3, PERFORMANCE STANDARDS, ARTICLE II, ENVIRONMENTAL PROTECTION STANDARDS, SECTION 3-20 FLOODPLAIN MANAGEMENT AND PROTECTION; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR APPLICABILITY; SEVERABILITY; AND AN EFFECTIVE DATE.

**Staff Contact:** Steven Spraker, Planning Director (386-676-3341)  
**APPROVED ON FIRST READING**

- F. ORDINANCE NO. 2018-16** AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE III, GENERAL REGULATIONS, SECTION 2-50, ACCESSORY USES OF THE LAND DEVELOPMENT CODE, SUBSECTION (E) DOCKS, BOATHOUSES AND BOAT LIFTS TO AMEND THE REGULATIONS FOR PROPERTIES ALONG 1130 JOHN ANDERSON DRIVE TO 3132 JOHN ANDERSON DRIVE; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** Steven Spraker, Planning Director (386-676-3341)  
**APPROVED ON FIRST READING**

- G. ORDINANCE NO. 2018-17** AN ORDINANCE OF THE CITY OF ORMOND BEACH FORMATTING AND ADOPTING FLOODPLAIN MANAGEMENT REQUIREMENTS FOR BUILDINGS AS TECHNICAL AMENDMENTS TO THE FLORIDA BUILDING CODE BY AMENDING CHAPTER 8, BUILDINGS AND CONSTRUCTION REGULATIONS, SECTION 8-3,

LOCAL AMENDMENTS TO BUILDING CODE; PROVIDING FOR APPLICABILITY; SEVERABILITY; AND AN EFFECTIVE DATE.

**Staff Contact:** Steven Spraker, Planning Director (386-676-3341)

**APPROVED ON FIRST READING**

**H. RESOLUTION NO. 2018-65** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, VOLUSIA COUNTY, FLORIDA, ESTABLISHING A CITY BANNER PROGRAM; MAKING FINDINGS SUPPORTING THE BANNER PROGRAM; AUTHORIZING THE CITY TO CREATE, FINANCE, INSTALL AND MAINTAIN BANNERS IN FURTHERANCE OF THE BANNER PROGRAM; PROVIDING FOR CONFLICTS, SEVERABILITY, AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** Steven Spraker, Planning Director (386-676-3341)

**APPROVED**

## 10. REPORTS, SUGGESTIONS, REQUESTS

## 11. ADJOURNMENT

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

**NOTICE** – Pursuant to Section 286.0105 of the Florida Statutes, if any person decides to appeal any decision made by the City Commission with respect to any matter considered at this public meeting, such person will need a record of the proceedings and for such purpose, such person may need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based.



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



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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.