



CITY OF ORMOND BEACH CITY COMMISSION MEETING

APRIL 6, 2010

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 Reverend Gary Powell, Oasis Christ Fellowship.
- 3) Pledge of Allegiance.
  
- 4) **PRESENTATION:** Employee-of-the-Quarter award to Steven Spraker, Senior Planner.
  
- 5) **AUDIENCE REMARKS:**
  
- 6) **APPROVAL OF THE MINUTES** of the March 16, 2010, 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. 2010-34 appointing a member to serve on the General Employees' Pension Board. (Dr. Greg Parr) (City Clerk) **APPROVED**
  
  - B) Resolution No. 2010-35 authorizing participation in the National League of Cities Prescription Discount Card Program; authorizing implementation of the program. (Human Resources Director) **APPROVED**
  
  - C) Resolution No. 2010-36 supporting and adopting the updated Volusia County Local Hazard Local Mitigation Plan. (Grants Coordinator) **APPROVED**
  
  - D) Resolution No. 2010-37 authorizing the execution of a contract between the City of Ormond Beach and Hall Construction Company, Inc., regarding the Press Box at the Ormond Beach Sports Complex project. (\$58,226) (Leisure Services Director) **APPROVED**

- E) Resolution No. 2010-38 authorizing the execution of a Release and Satisfaction of Special Master Administrative Fine/Lien for code violations on property located at 84 Black Hickory Way (Parcel ID 4123-04-00-0530), Ormond Beach, Volusia County, Florida. (\$126) (Neighborhood Improvement Manager) **APPROVED**
- F) Resolution No. 2010-39 accepting a public utility and access easement deed from Hand & Yonge, LLC, a Florida Limited Liability Company, for property located at 321 Hand Avenue, Ormond Beach, Volusia County, Florida. (Acting City Engineer) **APPROVED**
- G) Resolution No. 2010-40 authorizing the execution of a quitclaim deed in favor of Creekside Development of Volusia County, LLC, releasing a portion of a ten-foot utility easement located on Lots 18, 20, 21, 22, 44, 47, 48, 55, 59, 61, 63, 64, 65, and 66, Creekside Planned Residential Development. (Planning Director) **APPROVED**
- H) Resolution No. 2010-41 authorizing the execution of a Project Agreement with the United States Department of Agriculture Natural Resources Conservation Services for funding assistance regarding the May 2009 flood; authorizing the execution of all documents incidental thereto, including any contract necessary for the City to accept the grant award. (\$274,455 estimated total project cost; \$205,841.25 grant funding) (Grants Coordinator) **APPROVED**
- I) Resolution No. 2010-42 authorizing the execution of Change Order Number One (1) to that contract awarded to Censtate Contractors, Inc., regarding the Wastewater Treatment Plant Rehabilitation project, by increasing the contract price by \$33,171.97. (\$3,685,150.90 total contract price) (Acting City Engineer/Grants Coordinator) **APPROVED**
- J) Resolution No. 2010-43 accepting a bid from Saboungi Construction, Inc., for construction services regarding the Rima Ridge Well Field Expansion project, (Wells 54, 55 & 56) under Bid No. 2010-12; authorizing the execution of an agreement and payment therefor; rejecting all other bids. (\$1,141,254) (Acting City Engineer) **APPROVED**
- K) Resolution No. 2010-44 accepting a bid from Masci General Contractors, Inc., for construction services regarding the US1 and SR40 Utility Relocates project under Bid No. 2010-13; authorizing the execution of an agreement and payment therefor; rejecting all other bids. (\$297,425) (Acting City Engineer) **APPROVED**
- L) Purchase of a Reach-out Mower:
- 1) Resolution No. 2010-45 authorizing the approval and execution of a Purchase Authorization (Requisition 0000006792) for the purchase of a Challenger Boom Mower under Florida Sheriffs Association Bid No. 09-17-0908. (\$131,107.81) (Public Works Operations Manager) **APPROVED**
  - 2) Resolution No. 2010-46 authorizing the execution of a Governmental Equipment Lease-Purchase Agreement with Caterpillar financial Services Corp. and all other

papers necessary and incidental thereto, regarding the purchase of a Challenger Boom Mower MT525B. (Public Works Operations Manager) **APPROVED**

8) **PUBLIC HEARINGS:**

- A) Ordinance No. 2010-22 establishing uses and dimensional standards for manufactured and mobile home communities currently zoned as T-1 and deleting the requirement for a rezoning to Planned Manufactured Home Community (PHMC) by amending Chapter 2, District and General Regulations, Article I, Establishment of Zoning and Official Zoning Map, Section 2-02, Future Land Use Map Designations and Zoning Districts, Table 2-2, Future Land Use Map Designations and Compatible Zoning Districts; amending Chapter 2, District and General Regulations, Article II, District Regulations, Section 2-20, Reserved (T-I) by re-establishing the T-1 Zoning District; deleting Chapter 2, District and General Regulations, Article II, District Regulations, Section 2-39, Planned Manufactured Home Community (PHMC) in its entirety and reserving the section; and amending Chapter 2, District and General Regulations, Article IV, Conditional and Special Exception Regulations, Section 2-57(M), Criteria for Review of Specific Conditional and Special Exception, to establish conditions for Manufactured Home Community (MAHC) and Mobile Home Community (MOHC). (2nd Reading) (Planning Director) **APPROVED ON SECOND READING**
- B) Ordinance No. 2010-23 amending Chapter 2, District and General Regulations, Article VI, Overlay Districts, Section 72, Airport Overlay District, of the *Land Development Code* by adding the Airport Overlay District Map 10-2. (2<sup>nd</sup> Reading)(Planning Director) **APPROVED ON SECOND READING**

- 9) **SECOND READING OF ORDINANCE** No. 2010-24 amending Chapter 14, Offenses-Miscellaneous, of the Code of Ordinances, by adding Article X, Vehicle Parking/Nuisances, and Sections 14-103, Front Yard and Street-Side Yard Parking, thereunder; by establishing terms and conditions relative thereto. (Neighborhood Improvement) **APPROVED ON SECOND READING**

10) **FIRST READING OF ORDINANCES:**

- A) Garage sale permits:
- 1) Ordinance No. 2010-25 amending Chapter 2, District and General Regulations, Article III, General Regulations, Section 2-50, Accessory Uses, of the Land Development Code by amending Paragraph P, Garage Sales, providing for an additional annual garage sale at no cost to the citizens, and clarifying the process for holding a garage sale. (Planning Director) **APPROVED ON FIRST READING**
  - 2) Ordinance No. 2010-26 amending Chapter 8, Building and Construction Regulations, Article I, In General, of the Code of Ordinances of the City of Ormond Beach; by amending Section 8-10, Application Processing Fees, Paragraph G, Miscellaneous, Subparagraph 5, Garage or Yard Sales, to provide for a third event at no cost to the citizens. (Planning Director) **APPROVED ON FIRST READING**
- B) Ordinance No. 2010-27 amending Chapter 14 of the Code of Ordinances of the City of Ormond Beach, Florida, by creating Article V, titled "Abandoned Real Property";

providing for purpose and intent; providing definitions; providing for notification procedures; providing for the registration of abandoned real property by mortgagees; requiring mortgagees to inspect and maintain abandoned real property; providing for enforcement and penalties. (Neighborhood Improvement) **APPROVED ON FIRST READING TO HANDLE THE REGISTRY IN-HOUSE**

11) **DISCUSSION ITEM:** Sprinkler system legislation. (Fire Chief)

**A letter will be written in opposition to the House Bill 7095 which removed residential fire sprinkler protection from the Florida Building Code.**

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

13) **CLOSE THE MEETING.**