

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

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**June 4, 2019**

**7:00 p.m.**

**Commission Chambers**

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Present were: Mayor Bill Partington, Commissioners Dwight Selby, Troy Kent, Susan Persis, and Rob Littleton, City Manager Joyce Shanahan, Assistant City Manager Claire Whitley, City Attorney Randy Hayes, and City Clerk Colby Cilento.

**A G E N D A**

- 1. CALL TO ORDER**
- 2. INVOCATION**
- 3. PLEDGE OF ALLEGIANCE**
- 4. PRESENTATIONS AND PROCLAMATIONS**
  - A. Florida League of Cities – Florida Citizenship Award
  - B. Ormond Leadership Class XVI
  - C. Parks and Recreation Month
- 5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 6. APPROVAL OF MINUTES**
  - A. Minutes from City Commission meeting – May 21, 2019
- 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. 2019-105:** A RESOLUTION AUTHORIZING THE EXECUTION OF A RETAIL UTILITY SERVICE AGREEMENT FOR THE HUNTINGTON GREEN SUBDIVISION BETWEEN THE CITY AND HUNTER'S RIDGE COMMUNITY DEVELOPMENT DISTRICT NO. 1 AND BADC HUNTINGTON COMMUNITIES, LLC; PROVIDING FOR RECORDATION; SETTING FORTH AN EFFECTIVE DATE.

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

- B. RESOLUTION NO. 2019-106:** A RESOLUTION AUTHORIZING THE EXECUTION OF A QUITCLAIM DEED IN FAVOR OF PETER M. HARDY AND JAMIE L. HARDY RELEASING A PORTION OF A FIFTEEN FOOT (15.0') UTILITY AND DRAINAGE EASEMENT LOCATED ALONG THE REAR PROPERTY LINE OF LOT 52, TOMOKA OAKS UNIT 7-C (5 RIVER BLUFF COURT); PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.

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

- C. RESOLUTION NO. 2019-107:** A RESOLUTION AUTHORIZING THE ACCEPTANCE OF A PUBLIC UTILITY, ACCESS AND MAINTENANCE EASEMENT DEED FROM GRANADA PLAZA GROUP, LLC, FOR PROPERTY LOCATED AT 125 EAST GRANADA BOULEVARD IN CONJUNCTION WITH THE STARBUCKS DEVELOPMENT PROJECT; PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.

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

- D. **RESOLUTION NO. 2019-108:** A RESOLUTION AUTHORIZING THE EXECUTION OF A QUITCLAIM DEED IN FAVOR OF ARNOLD B. GREEN, RELEASING A PORTION OF A FIVE-FOOT (5.0') UTILITY EASEMENT LOCATED ALONG THE NORTH SIDE PROPERTY LINE OF LOT 19, OAK FOREST, PHASE 1 (1401 OAK FOREST DRIVE); PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.

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

- E. **RESOLUTION NO. 2019-109:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$4,550,000 IN PRINCIPAL AMOUNT OF ITS WATER AND SEWER REVENUE BOND, SERIES 2019, FOR THE PURPOSE OF FINANCING THE CONSTRUCTION AND ACQUISITION OF CERTAIN ADDITIONS, EXTENSIONS AND IMPROVEMENTS TO THE WATER AND SEWER SYSTEM OF THE CITY; DETERMINING CERTAIN DETAILS OF SAID BOND; PROVIDING FOR THE SECURITY OF SAID BOND; AWARDED THE SALE OF SAID BOND TO THE SUCCESSFUL PROPOSER FOR SAID BOND; APPOINTING A PAYING AGENT AND REGISTRAR FOR SAID BOND; AUTHORIZING PROPER OFFICIALS TO DO ALL THINGS DEEMED NECESSARY IN CONNECTION WITH THE ISSUANCE, SALE AND DELIVERY OF SAID BOND; AND PROVIDING AN EFFECTIVE DATE.

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

- F. **RESOLUTION NO. 2019-110:** A RESOLUTION ACCEPTING A BID FROM AUTOMATED MERCHANT SYSTEMS, INCORPORATED, FOR MERCHANT PROCESSING THE MUNIS ERP SYSTEM, UNDER BID NO. 2019-30; AUTHORIZING THE EXECUTION OF A MERCHANT PROCESSING AGREEMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.

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

- G. **RESOLUTION NO. 2019-111:** A RESOLUTION APPOINTING A MEMBER TO THE BUDGET ADVISORY BOARD; SETTING FORTH TERMS AND CONDITIONS OF SERVICE; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** Colby Cilento, City Clerk (386-676-3340)

- H. **RESOLUTION NO. 2019-112:** A RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT WITH THE CITY OF PORT ORANGE PROVIDING FOR THE RECIPROCAL USE OF CERTAIN RECREATION FACILITIES OF THE RESPECTIVE CITIES, INCLUDING A JOINTLY-SPONSORED SUMMER THERAPEUTIC RECREATION PROGRAM FOR SPECIAL NEEDS CHILDREN WITH DISABILITIES; AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE CITY OF ORMOND BEACH'S SHARE OF PROGRAM COSTS; PROVIDING FOR A PAYMENT SCHEDULE; ESTABLISHING ADMINISTRATION AND PERSONNEL STAFFING ARRANGEMENTS; ADOPTING A RESIDENT FEE SCHEDULE; AND PROVIDING AN EFFECTIVE DATE.

**Staff Contact:** Robert Carolin, Leisure Services Director (386-676-3279)

- I. **RESOLUTION NO. 2019-113:** A RESOLUTION ACCEPTING A BID FROM U.S. SUBMERGENT TECHNOLOGIES, LLC REGARDING GRIT REMOVAL AND DISPOSAL SERVICES FOR THE WASTEWATER TREATMENT PLANT, UNDER BID NO. 2019-26; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** Gabe Menendez, Public Works Director (386-676-3292)

- J. **RESOLUTION NO. 2019-115:** A RESOLUTION APPROVING FUTURE FOODS ENTERPRISES, LLC AS A QUALIFIED TARGET INDUSTRY BUSINESS; PROVIDING FOR LOCAL FINANCIAL SUPPORT FOR PERFORMANCE BASED JOB CREATION AND GROWTH ASSISTANCE FUNDING INCLUDING A LOCAL MATCH FOR THE STATE OF FLORIDA'S QTI CORPORATE TAX CREDIT PROGRAM; AUTHORIZING AN AGREEMENT THEREFORE; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** *Brian Rademacher, Economic Development Director (386-676-3266)*

- K. **C & D Franchise Renewal for Halifax Wrecking Co., Inc.**

**Staff Contact:** *Kevin Gray, Public Works Operations Manager (386-676-3522)*

**Disposition:** Approve as recommended in the City Manager memorandum dated June 4, 2019.

- L. **Auto Renew Contract – Sports Lease Agreement**

**Staff Contact:** *Robert Carolin, Leisure Services Director (386-676-3279)*

**Disposition:** Approve as recommended in the City Manager memorandum dated June 4, 2019.

- M. **Auto Renew Contract – Yellowstone Landscape**

**Staff Contact:** *Robert Carolin, Leisure Services Director (386-676-3279)*

**Disposition:** Approve as recommended in the City Manager memorandum dated June 4, 2019.

## 8. PUBLIC HEARINGS

- A. **ORDINANCE NO. 2019-16:** AN ORDINANCE APPROVING THE FINAL PLAT FOR THE "SECURITY FIRST AT ORMOND CROSSINGS" SUBDIVISION, A PLANNED MIXED USE DEVELOPMENT; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

- B. **ORDINANCE NO. 2019-17:** AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A FOURTH AMENDMENT TO THE AMENDED FINAL ORDER FOR THE "HUNTER'S RIDGE" DEVELOPMENT OF REGIONAL IMPACT MASTER DEVELOPMENT PLAN DEVELOPMENT ORDER TO CHANGE THE EXISTING LAND USE DESIGNATION OF ONE (1) PARCEL OF REAL PROPERTY LOCATED AT 2575 WEST GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4128-00-00-0025) FROM "PUBLIC/INSTITUTIONAL" TO "SINGLE-FAMILY RESIDENTIAL"; RATIFYING AND CONFIRMING ALL PRIOR APPROVALS; PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

## 9. RESOLUTIONS

- A. **RESOLUTION NO. 2019-114:** A RESOLUTION AFFIRMING THE CERTIFICATION OF THE VOLUSIA COUNTY CANVASSING BOARD REGARDING THE RESULTS OF THE MUNICIPAL REFERENDUM ELECTION CONDUCTED BY MAIL BALLOT IN THE CITY OF ORMOND BEACH, FLORIDA, ON TUESDAY, MAY 21, 2019; DECLARING THE RESULTS OF SAID ELECTION; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** *Colby Cilento, City Clerk (386-676-3340)*

**10. STAFF ACTION ITEMS**

**A. Florida League of Cities Voting Delegate**

*Staff Contact: Colby Cilento, City Clerk (386-676-3340)*

**11. DISCUSSION ITEMS**

**A. LPGA Sub-Area Study Presentation**

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

**12. REPORTS, SUGGESTIONS, REQUESTS**

**13. ADJOURNMENT**

Item #1 – Meeting Call to Order

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

Item #2 – Invocation

Father Roy Allison, St. James Episcopal Church, gave the invocation.

Item #3 – Pledge of Allegiance

Mayor Partington led the Pledge of Allegiance.

Item #4A – Florida League of Cities – Florida Citizenship Award

Mr. Mark Sittig, Membership Services Manager at the Florida League of Cities, presented Mayor Partington and all Commissioners with the 2019 Municipal Achievement Award for Florida Citizenship for the OB Life meetings. He noted it was the highest award given by the Florida League of Cities, and congratulated the City of Ormond Beach on their outstanding work in the community.

Item #4B – Ormond Leadership Class XVI

Mayor Partington presented the Ormond Beach Chamber of Commerce Leadership Class XVI with a proclamation recognizing their accomplishment in assisting Volusia County Schools' Angel Funds in raising money to pay off negative balances for school lunches. He noted the class had raised \$12,478 and delivered those funds to five elementary schools and two middle schools in Ormond Beach, by the time they graduated on May 23, 2019.

Item #4C – Parks and Recreation Month

Mayor Partington presented Leisure Services Director Robert Carolin with a proclamation recognizing July 2019, as Parks and Recreation Month.

Item #5 – Audience Remarks

Mr. Alan Burton, 915 Ocean Shore Boulevard, discussed the Kiwanis Ormond Beach READS! Summer Challenge and the proclamation for that program the prior month.

Ms. Bonda Garrison, 365 Nottingham Street and on behalf of the Ormond Beach Historical Society, discussed maintenance of the MacDonald House which houses the Ormond Beach Historical Society.

Mr. Jim Schultz, 117 Harvard Drive, discussed the mumps outbreak and pertussis, also known as whooping cough.

Item #6 – Approval of Minutes

Mayor Partington advised the minutes of the May 21, 2019, regular meeting had been sent to the Commission for review and were posted on the city's website for public viewing. He asked for any corrections, additions, or omissions. He stated that hearing no corrections, the minutes would stand approved as presented.

Item #7 – Consent Agenda

Mayor Partington advised the actions proposed for the items on the Consent Agenda were so stated on the agenda. He asked if any member of the Commission had questions or wished to discuss any items separately.

**Commissioner Selby moved, seconded by Commissioner Persis, for approval of the Consent Agenda.**

Call Vote:	Commissioner Selby	Yes
	Commissioner Kent	Yes
	Commissioner Persis	Yes
	Commissioner Littleton	Yes
Carried.	Mayor Partington	Yes

Item #8 – Public Hearings

Mayor Partington opened the public hearings.

Item #8A – Security First, Tract 18, Final Plat

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2019-16  
 AN ORDINANCE APPROVING THE FINAL PLAT FOR THE “SECURITY FIRST AT ORMOND CROSSINGS ” SUBDIVISION, A PLANNED MIXED USE DEVELOPMENT; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE.  
**(SECOND READING)**

Mayor Partington noted that no cards had been submitted on this item.

**Commissioner Littleton moved, seconded by Commissioner Selby, for approval of Ordinance No. 2019-16, on second reading, as read by title only.**

Call Vote:	Commissioner Persis	Yes
	Commissioner Littleton	Yes
	Commissioner Selby	Yes
	Commissioner Kent	Yes
Carried.	Mayor Partington	Yes

Item #8B – 2575 W. Granada Blvd DRI Amendment

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2019-17  
 AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A FOURTH AMENDMENT TO THE AMENDED FINAL ORDER FOR THE "HUNTER'S RIDGE" DEVELOPMENT OF REGIONAL IMPACT MASTER DEVELOPMENT PLAN DEVELOPMENT ORDER TO CHANGE THE EXISTING LAND USE DESIGNATION OF ONE (1) PARCEL OF REAL PROPERTY LOCATED AT 2575 WEST GRANADA BOULEVARD (VOLUSIA COUNTY PARCEL NUMBER 4128-00-00-0025) FROM “PUBLIC/INSTITUTIONAL” TO “SINGLE-FAMILY RESIDENTIAL”; RATIFYING AND CONFIRMING ALL PRIOR APPROVALS; PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.  
**(SECOND READING)**

Mayor Partington noted that no cards had been submitted on this item.

**Commissioner Selby moved, seconded by Commissioner Persis, for approval of Ordinance No. 2019-17, on second reading, as read by title only.**

Call Vote:	Commissioner Littleton	Yes
	Commissioner Selby	Yes
	Commissioner Kent	Yes
	Commissioner Persis	Yes
Carried.	Mayor Partington	Yes

Mayor Partington closed the public hearings without objection.

Item #9A – Certification of Referendum Election Results

City Clerk Colby Cilento read by title only:

RESOLUTION NO. 2019-114  
A RESOLUTION AFFIRMING THE CERTIFICATION OF THE VOLUSIA COUNTY CANVASSING BOARD REGARDING THE RESULTS OF THE MUNICIPAL REFERENDUM ELECTION CONDUCTED BY MAIL BALLOT IN THE CITY OF ORMOND BEACH, FLORIDA, ON TUESDAY, MAY 21, 2019; DECLARING THE RESULTS OF SAID ELECTION; AND SETTING FORTH AN EFFECTIVE DATE.

Mayor Partington noted that no cards had been submitted on this item.

**Commissioner Littleton moved, seconded by Commissioner Persis, for approval of Resolution No. 2019-114, as read by title only.**

Call Vote:	Commissioner Selby	Yes
	Commissioner Kent	Yes
	Commissioner Persis	Yes
	Commissioner Littleton	Yes
Carried.	Mayor Partington	Yes

Item #10A – Florida League of Cities Voting Delegate

Ms. Joyce Shanahan, City Manager, noted that each year the Commission had to designate an individual to vote at the Florida League of Cities annual meeting, and in the past that individual had been the mayor.

**Commissioner Selby moved, seconded by Commissioner Kent, to nominate Mayor Partington as the Voting Delegate for the Florida League of Cities.**

Call Vote:	Commissioner Kent	Yes
	Commissioner Persis	Yes
	Commissioner Littleton	Yes
	Commissioner Selby	Yes
Carried.	Mayor Partington	Yes

Item #11A – LPGA Sub-Area Study Presentation

Mr. Steven Spraker, Planning Director, stated that Volusia County contracted with Vanasse, Hangen, Brustlin, Inc. (VHB) to conduct a sub-area study of the LPGA Boulevard area, including portions of Ormond Beach up to Granada Boulevard. He noted a representative of VHB was present and would review the study with them.

Mr. Kok Wan Mah, VHB, stated he had worked with Volusia County over several months on the study, and noted involvement from the cities of Daytona Beach, Holly Hill, and Ormond Beach during the process. He explained the study area was approximately 35 square miles, extending from International Speedway Boulevard on the south to Granada Boulevard on the north, and Nova Road on the east to LPGA Boulevard and a potential extension of Tournament Drive on the west. He reviewed a presentation which detailed the purpose, existing conditions, future scenarios, results, and next steps in the process. He noted there would be a final report available in July, after all stakeholder meetings and feedback.

Commissioner Selby asked questions specific to the slide showing capacity concerns as of 2017 and estimated capacity concerns in 2040; whereby, Mr. Mah clarified the details of the slide, and noted that as congestion increased travel patterns would change.

Commissioner Selby asked if adding the Hand Avenue extension would relieve congestion on Granada Boulevard, and if that extension would be built before Tymber Creek Road was extended north from LPGA Boulevard; whereby, Mr. Mah stated that an extension of Hand Avenue would relieve congestion, but that Volusia County would determine the project order, and did not think Hand Avenue would be extended before

Tymber Creek Road. He noted the Tymber Creek Road extension was driven by Minto Communities, the developer of Latitude Margaritaville off LPGA Boulevard.

Commissioner Selby asked for clarification on the estimated cost of the Hand Avenue extension; whereby, Mr. Mah stated the cost was \$39.5 million.

Commissioner Selby wondered if building additional roads would generate traffic; whereby, Mr. Mah stated the additional roads would create temporary relief from congestion, but eventually would generate traffic, and the city would be back to where they started. He emphasized using traditional designs in developments that included interconnectivity, causing traffic to rely on local roads more often.

Commissioner Selby asked a few additional questions about the Latitude Margaritaville development, the grid style community, and the traditional style of development; whereby, Mr. Mah provided details on each item. He noted that certain older portions of Ormond Beach and Daytona Beach were similar to the traditional style of development.

Mayor Partington asked what needed to be done to take a city like Ormond Beach with the existing transportation infrastructure, and change the type of developments occurring from conventional to traditional; whereby, Mr. Mah stated they would need to review and revise policies, the comprehensive plan, and Land Development Codes (LDC).

Mayor Partington asked for clarification on the capacity concerns in 2040, and the percentage of congestion forecast on the scenario comparison slide; whereby, Mr. Mah explained the details of that information.

Mayor Partington asked if the adaptive traffic management system for Granada Boulevard had been factored into the study; whereby, Mr. Mah stated that it was not.

Commissioner Persis wondered if the study was conducted during peak hours or other times; whereby, Mr. Mah stated the study assumed peak hour capacity.

Commissioner Selby asked if Mr. Mah had looked at adding a bridge over the Intracoastal Waterway at LPGA Boulevard; whereby, Mr. Mah stated that was not part of the scope of this study.

Commissioner Selby commented on the growth in Daytona Beach and how it would affect Ormond Beach, especially on east-west corridors; whereby, Mr. Mah agreed.

Mayor Partington thanked Mr. Mah for his presentation.

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

##### OB Life

Ms. Shanahan thanked the City Commission for their leadership, and staff for their hard work, on the OB Life meetings. She noted the collaboration with residents was being used for the city's strategic plan and the Capital Improvement Program (CIP).

Mayor Partington, Commissioner Kent, Commissioner Persis, and Commissioner Littleton complimented staff on the OB Life meetings.

Mayor Partington thanked the residents for their participation in the meetings; Commissioner Selby noted the initiative provided an opportunity for residents to learn and share guidance with the elected officials; Commissioner Kent thought the OB Life program was a great platform for the residents to give input; and Commissioner Littleton encouraged all municipalities to invest in an initiative like OB Life to make an impact.

Ms. Claire Whitley, Assistant City Manager, complimented the City Commission on the OB Life award.

##### Upcoming Meetings

Ms. Shanahan noted the next meetings for the City Commission would be on Tuesday, July 30, 2019; the Operating Budget Workshop at 5:30 p.m., and the regular meeting at 7:00 p.m. She stated the next meeting after that would be on Wednesday, August 7, 2019, due to National Night Out on Tuesday, August 6, 2019.

Collective Bargaining

Commissioner Selby commented on the shade meeting that was held between events on Memorial Day.

Septic to Sewer

Commissioner Selby discussed septic to sewer transition in the city limits and on the north peninsula.

Commissioner Persis thanked Commissioner Selby for leading the campaign on septic to sewer in Ormond Beach.

Events

Commissioner Kent congratulated Mr. Ike Leary, former Commissioner Rick Boehm, and former Mayor Fred Costello on their dedication events in the prior weeks.

Commissioner Littleton commented on former Mayor Fred Costello and former Commissioner Rick Boehm’s dedication events.

Commissioner Kent stated the REEL in the FUN! fishing tournament would be on Saturday, June 15, 2019, at 9:00 a.m., at the Neptune Beach approach off Atlantic Avenue.

Mayor Partington noted he had seen children catch small sharks in the ocean while fishing.

Thank You

Commissioner Persis thanked each member of the Commission for their passion and dedication to Ormond Beach.

Plastic Straws

Commissioner Persis discussed banning single use plastics and Styrofoam, in order to make a better impact on the environment.

Volusia League of Cities

Mayor Partington commented on the Volusia League of Cities 2019 Distinguished Service Award Ceremony, which included Employee of the Year winner, Ms. Evelyn Rebstini. He noted that Ms. Rebstini was the city’s only full time victim advocate, and spoke highly of her accomplishments.

Traffic Safety

Mayor Partington discussed traffic safety and speeding in our community. He noted multiple pedestrian deaths over the prior weeks, and concern for resident safety.

Soliciting

Mayor Partington stated that only four individuals had the proper credentials from the Ormond Beach Police Department to solicit in the city. He noted there were many others soliciting services in neighborhoods, which was a problem, but that staff was working on a solution. He asked residents to notify him of soliciting occurrences, but noted the individual had to be caught in the act by the proper authority.

Item #13 – Adjournment

The meeting was adjourned at 8:29 p.m.

APPROVED: July 30, 2019

BY:

\_\_\_\_\_  
Bill Partington, Mayor

ATTEST:

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Colby J. Cilento, City Clerk