

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

January 21, 2020

7:00 p.m.

Commission Chambers

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. Home for the Holidays Parade Award Winners

B. Presentation of the East Central Florida Regional Resiliency Action Plan and Resilience Collaborative

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

5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA

6. APPROVAL OF MINUTES

A. Minutes from City Commission meeting – January 7, 2020

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. 2020-06:** A RESOLUTION AMENDING THE DATES AND TIMES FOR THE HOLDING OF REGULAR MEETINGS OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA, FOR THE MONTHS OF MAY AND SEPTEMBER 2020; PROVIDING FOR EXCEPTIONS THERETO; AND SETTING FORTH AN EFFECTIVE DATE.

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

B. **RESOLUTION NO. 2020-07:** A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT RENEWAL OF A TOWING RELATED SERVICES CONTRACT BETWEEN THE CITY OF ORMOND BEACH AND J&A BALBOA ENTERPRISES, INC. D/B/A ARROW SERVICE & TOWING; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Jesse Godfrey, Police Chief (386-676-3525)

C. **RESOLUTION NO. 2020-08:** A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT RENEWAL OF A TOWING RELATED SERVICES CONTRACT BETWEEN THE CITY OF ORMOND BEACH AND DAYTONA WRECKER SERVICES, LLC; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Jesse Godfrey, Police Chief (386-676-3525)

- D. **RESOLUTION NO. 2020-09:** A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT RENEWAL OF A TOWING RELATED SERVICES CONTRACT BETWEEN THE CITY OF ORMOND BEACH AND UNIVERSAL TOWING, INC.; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Jesse Godfrey, Police Chief (386-676-3525)

- E. **RESOLUTION NO. 2020-10:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA, SUPPORTING THE DAYTONA TORTUGAS AND THE CONTINUATION OF MINOR LEAGUE BASEBALL IN DAYTONA BEACH; AND PROVIDING FOR AN EFFECTIVE DATE.

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

8. PUBLIC HEARINGS

- A. **ORDINANCE NO. 2019-43:** AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN BY AMENDING THE FUTURE LAND USE MAP TO INCORPORATE THE PROVISIONS OF THE FIRST AMENDED NORTH US HIGHWAY 1 INTERLOCAL SERVICE BOUNDARY AGREEMENT (ISBA) BETWEEN THE CITY OF ORMOND BEACH AND THE COUNTY OF VOLUSIA; PROVIDING FOR THE TRANSMITTAL OF COPIES OF THE NOTICE AND AMENDMENT TO THE STATE REVIEWING AGENCIES, THE COUNTY OF VOLUSIA, AND ANY OTHER LOCAL GOVERNMENT OR GOVERNMENTAL AGENCY REQUESTING A COPY; PROVIDING FOR PUBLIC HEARINGS; PROVIDING FOR CONFLICTING ORDINANCES; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

- B. **ORDINANCE NO. 2019-44:** AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT, THE INTERGOVERNMENTAL COORDINATION, AND THE TRANSPORTATION ELEMENT OF THE COMPREHENSIVE PLAN BY INCORPORATING THE PROVISIONS OF THE FIRST AMENDED NORTH US HIGHWAY 1 INTERLOCAL SERVICE BOUNDARY AGREEMENT (ISBA) BETWEEN THE CITY OF ORMOND BEACH AND THE COUNTY OF VOLUSIA; PROVIDING FOR TRANSMITTING COPIES OF THE NOTICE AND AMENDMENT TO THE STATE REVIEWING AGENCIES, THE COUNTY OF VOLUSIA, AND ANY OTHER LOCAL GOVERNMENT OR GOVERNMENTAL AGENCY REQUESTING A COPY; PROVIDING FOR PUBLIC HEARINGS; PROVIDING FOR CONFLICTING ORDINANCES; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

- C. **ORDINANCE NO. 2020-01:** AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE 1, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY AMENDING THE OFFICIAL ZONING MAP TO REZONE A CERTAIN PARCEL OF REAL PROPERTY TOTALING APPROXIMATELY 3.11- ACRES LOCATED AT 263 SOUTH NOVA ROAD (VOLUSIA COUNTY PARCEL NUMBER: 4221-00-02-0101) FROM B-8 (COMMERCIAL) TO PBD (PLANNED BUSINESS DEVELOPMENT), AUTHORIZING

REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE. AN EFFECTIVE DATE.

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

- D. **ORDINANCE NO. 2020-02:** AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A PLANNED BUSINESS DEVELOPMENT TO BE KNOWN AS "NOVA ROAD CLIMATE CONTROLLED STORAGE", AUTHORIZING THE CONSTRUCTION OF A THREE (3) STORY CLIMATE CONTROLLED STORAGE FACILITY CONSISTING OF APPROXIMATELY 94,921 SQUARE FEET WITH 780 STORAGE UNITS, TOGETHER WITH ASSOCIATED SITE IMPROVEMENTS TO BE LOCATED AT 263 SOUTH NOVA ROAD (VOLUSIA COUNTY PARCEL NUMBER: 4221-00-02- 0101); AUTHORIZING A BUILDING HEIGHT OF 32.33 FEET FOR THE PRIMARY ROOF BEARING WALL AND 42.0 FEET FOR THE PARAPET WALLS AND CORNICE; AUTHORIZING THE USE OF THE INSTITUTE OF TRAFFIC ENGINEERS (ITE) PARKING GENERATION REQUIREMENTS; ESTABLISHING CONDITIONS AND EXPIRATIONS OF APPROVAL; PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.

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

- E. **ORDINANCE NO. 2020-03:** AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN TO CLARIFY THE CITY'S ANNEXATION POLICIES RELATED TO UTILITY CONNECTIONS OUTSIDE THE CITY'S MUNICIPAL BOUNDARIES; PROVIDING FOR THE TRANSMISSION OF COPIES OF THE NOTICE AND AMENDMENT TO THE STATE REVIEWING AGENCIES, THE COUNTY OF VOLUSIA, AND ANY OTHER LOCAL GOVERNMENT OR GOVERNMENTAL AGENCY REQUESTING A COPY; PROVIDING FOR PUBLIC HEARINGS; PROVIDING FOR CONFLICTING ORDINANCES; AND SETTING FORTH AN EFFECTIVE DATE.

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

- F. **ORDINANCE NO. 2020-04:** AN ORDINANCE AMENDING THE UTILITIES ELEMENT AND RECREATION AND OPEN SPACE ELEMENT OF THE COMPREHENSIVE PLAN REGARDING THE USE OF TWO (2) PARCELS OF CITY OWNED LAND AT THE INTERSECTION OF AIRPORT ROAD AND WEST GRANADA BOULEVARD; PROVIDING FOR THE TRANSMISSION OF COPIES OF THE NOTICE AND AMENDMENT TO THE STATE REVIEWING AGENCIES, THE COUNTY OF VOLUSIA, AND ANY OTHER LOCAL GOVERNMENT OR GOVERNMENTAL AGENCY REQUESTING A COPY; PROVIDING FOR PUBLIC HEARINGS; PROVIDING FOR CONFLICTING ORDINANCES; AND SETTING FORTH AN EFFECTIVE DATE.

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

9. REPORTS, SUGGESTIONS, REQUESTS

10. ADJOURNMENT

Item #1 – Meeting Call to Order

Mayor Partington called the meeting to order at 7:03 p.m.

Item #2 – Invocation

Pastor Neal Ganzel Jr., Coquina Presbyterian Church, gave the invocation.

Item #3 – Pledge of Allegiance

Mayor Partington led the Pledge of Allegiance.

Item #4 – Presentations and Proclamations

Item #4A – Home for the Holidays Parade Award Winners

Mr. Brian Daly, HHome for the HOLIDAYS Parade Chairman, stated that over 2,500 people participated in the parade with almost 100 entries. He thanked all parties involved in making the parade a success.

Mr. Daly announced the winners of the parade awards as follows:

Walker Division:

Third Place – Salty Church

Second Place – Delta 5 Fit Kids

First Place – Ormond Beach Pop Warner Football and Cheer

Vehicle Division:

Third Place – A Team Moving

Second Place – Walmart

First Place – 7Up Snapple

Float Division:

Third Place – Ormond Beach Elementary

Second Place – Tomoka Elementary

First Place – Beach Bucket

Mr. Daly stated the Best of Show Award was presented to Osceola Elementary School.

Ms. Julia Trulio, Ormond Beach MainStreet (MainStreet) Director, presented the Ryck Hundredmark award, formerly known as the “Presidents Cup”, to the Ormond Beach Historical Society. She explained the award was renamed in honor of volunteer Ryck Hundredmark, who had passed away.

Item #4B – Presentation of the East Central Florida Regional Resiliency Action Plan and Resilience Collaborative

Ms. Jenifer Rupert, Regional Disaster Resilience Coordinator, East Central Florida Regional Planning Council, presented a PowerPoint presentation to the Commission discussing the resiliency action plan and resilience collaborative offered by the East Central Florida Regional Planning Council. She reviewed the plan in detail and discussed the multiple partnerships the plan had with other jurisdictions. She presented the Commission with a memorandum of understanding (MOU) for the plan and discussed the requests it entailed.

Mayor Partington noted resiliency was a highly discussed topic and stated there would be a large amount of funding that would follow resiliency action plans.

Ms. Shanahan explained if it was the will of the Commission, staff could present an item to the Commission to consider approval of the MOU from the East Central Florida Resiliency Action Plan to support partnership with the program; whereby, Mayor Partington suggested allowing the Commission to review the MOU in detail to see if they would be interested in bringing the plan back as an agenda item in the future.

Item #5 – Audience Remarks

Mr. Jim Cameron, 126 East Orange Avenue, Senior Vice President of Government Relations, Daytona Regional Chamber of Commerce (Chamber), thanked the Commission for attending Volusia Days and discussed his support for regulation of vacation rentals on city and county levels.

Ms. Terry Mercer, 31 Dix Avenue, discussed the former church property located at 56 North Beach Street. She expressed her distress for the possibility of the property becoming a parking lot. She explained she did not think a parking lot was necessary due to multiple parking areas already existing within the downtown.

Ms. Barbara Sandberg, 578 Riverside Drive, discussed the dangers of fluoride in drinking water.

Mr. Jim Schultz, 117 Harvard Drive, discussed the first amendment and his disapproval of fluoridation in water.

Mr. Douglas Kenney, 13 Silk Oaks Drive, requested an update on the process of scientific testing regarding the septic to sewer project. He questioned if a request for proposal had been produced and when it would be produced if it had not yet been.

Item #6 – Approval of Minutes

Mayor Partington advised the minutes of the January 7, 2020, 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 Kent 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 – N. US 1 First Amended Future Land Use Map Amendment-Small Scale

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2019-43
AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN BY AMENDING THE FUTURE LAND USE MAP TO INCORPORATE THE PROVISIONS OF THE FIRST AMENDED NORTH US HIGHWAY 1 INTERLOCAL SERVICE BOUNDARY AGREEMENT (ISBA) BETWEEN THE CITY OF ORMOND BEACH AND THE COUNTY OF VOLUSIA; PROVIDING FOR THE TRANSMITTAL OF COPIES OF THE NOTICE AND AMENDMENT TO THE STATE REVIEWING AGENCIES, THE COUNTY OF VOLUSIA, AND ANY OTHER LOCAL GOVERNMENT OR GOVERNMENTAL AGENCY REQUESTING A COPY; PROVIDING FOR PUBLIC HEARINGS; PROVIDING FOR CONFLICTING ORDINANCES; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Mayor Partington noted no audience cards had been submitted on the item.

Commissioner Persis moved, seconded by Commissioner Littleton, for approval of Ordinance No. 2019-43, on second reading, as read by title only.

Call Vote:	Commissioner Kent	Yes
	Commissioner Persis	Yes
	Commissioner Littleton	Yes
	Commissioner Selby	Yes

Carried.

Mayor Partington

Yes

Item #8B – N US 1 First Amended ISBA Comprehensive Plan Amendments Expedited

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2019-44

AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT, THE INTERGOVERNMENTAL COORDINATION, AND THE TRANSPORTATION ELEMENT OF THE COMPREHENSIVE PLAN BY INCORPORATING THE PROVISIONS OF THE FIRST AMENDED NORTH US HIGHWAY 1 INTERLOCAL SERVICE BOUNDARY AGREEMENT (ISBA) BETWEEN THE CITY OF ORMOND BEACH AND THE COUNTY OF VOLUSIA; PROVIDING FOR TRANSMITTING COPIES OF THE NOTICE AND AMENDMENT TO THE STATE REVIEWING AGENCIES, THE COUNTY OF VOLUSIA, AND ANY OTHER LOCAL GOVERNMENT OR GOVERNMENTAL AGENCY REQUESTING A COPY; PROVIDING FOR PUBLIC HEARINGS; PROVIDING FOR CONFLICTING ORDINANCES; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Mayor Partington noted no audience cards had been submitted on the item.

Commissioner Kent moved, seconded by Commissioner Littleton, for approval of Ordinance No. 2019-44, 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 #8C – 263 South Nova Road, CCS, Planned Business Development rezoning

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-01

AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF ARTICLE 1, ESTABLISHMENT OF ZONING DISTRICTS AND OFFICIAL ZONING MAP, OF CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE, BY AMENDING THE OFFICIAL ZONING MAP TO REZONE A CERTAIN PARCEL OF REAL PROPERTY TOTALING APPROXIMATELY 3.11- ACRES LOCATED AT 263 SOUTH NOVA ROAD (VOLUSIA COUNTY PARCEL NUMBER: 4221-00-02-0101) FROM B-8 (COMMERCIAL) TO PBD (PLANNED BUSINESS DEVELOPMENT), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Steven Spraker, Planning Director, displayed a PowerPoint presentation that discussed Items #8C and #8D, the rezoning and development order requests for 263 South Nova Road. He reviewed a map of the property area and the residential areas nearby the site. He explained the item proposed two requests: to rezone the property from B-8 (Commercial) to Planned Business Development (PBD), and to issue a Development Order to allow a three story climate controlled storage building. He discussed both of the requests in detail. He noted the applicant also requested to reduce the number of required parking spaces based upon the Institute of Traffic Engineers (ITE) parking generation requirements for that site. He explained the trip generation per the ITE was expected to be 154 average daily trips. He stated a key aspect of the project was natural preservation. He noted at the Planning Board meeting there was concern regarding the height of the proposed building from residents, and discussed the measurements and the reasoning behind the building's proposed height in detail. He stated the Planning Board recommended approval by a 4-1 vote and staff recommended approval as well. He noted an email of support for the project that was sent to staff and the Commission from Ormond Beach resident Ms. Lori Bennet.

Commissioner Littleton stated there was a residential property on Quail Run near the end of the proposed natural landscape buffer on the site map. He questioned the distance between the northeast point of the proposed building and the residential property line on Quail Run; whereby, Mr. Spraker explained they did not have exact measurements, but believed it would be over 135 feet.

Mr. Spraker clarified they were not proposing any clearance in the discussed residential area and noted there was an existing wall between the residential units and the site.

Mayor Partington confirmed the project planned to have a landscape buffer that was over three times the size of the city's code required landscape buffer; whereby, Mr. Spraker stated that was correct.

Mayor Partington and Mr. Spraker discussed the height of other buildings in the City of Ormond Beach.

Mayor Partington noted his only concern was the height of the building. He questioned if staff had any issues with the height; whereby, Mr. Spraker stated if it was the desire of the Commission to save the natural area, the height was necessary; but if the Commission believed the height was too great, the Commission should deny the item and the building could be expanded outwards instead of upwards.

Mayor Partington noted no audience cards had been submitted on the item.

Commissioner Littleton moved, seconded by Commissioner Persis, for approval of Ordinance No. 2020-01, on first reading, as read by title only.

Commissioner Littleton noted he attended the Planning Board meeting and met with residents in the area of the project. He noted he had visited the proposed site and believed if another commercial development were to be constructed at the site it would result in greater traffic volume. He stated he approved of the project due to the low traffic generation it was proposed to bring.

Commissioner Persis noted she also visited the project site and agreed with Commissioner Littleton's comments. She stated though a storage unit facility may not be her first choice for the site, she believed it would be the least disruptive usage to residents in that area.

Commissioner Selby noted he supported the project and approved of the conceptual design of the building. He explained a buffer would normally exist between commercial and residential properties, but due to the depth of the residential area being adjacent to Nova Road there was not an ability to have a less intense zoning use in-between the properties. He stated the traffic generation was minor and listed benefits of the project. He discussed the design and height of the building in detail. He stated the City of Ormond Beach should review their code due to the ITE stating there was no need for the required amount of parking at this building site. He recommended looking at all of the city's uses so that sites do not have to switch to PBD in the future.

Mayor Partington read a section of Ms. Lori Bennett's letter into the record.

"Dear Mayor Partington,

As a longtime resident of Fernery Trail, and a survivor of the "Expert Med" fiasco years ago, I would just like to say that this new development of a three story building with low traffic is in our best interest.

Also, I would like to give kudos to Mike Woods of Cobb, Cole for listening to our concerns and apparently addressing as many as possible, if not all. This development is leaving as small a footprint on the property as possible, while leaving as much of the natural vegetation and trees as possible. In addition, they are building the actual facility as far from our property line as possible. This is all very much appreciated."

Call Vote:	Commissioner Littleton	Yes
	Commissioner Selby	Yes
	Commissioner Kent	Yes
	Commissioner Persis	Yes

Carried.

Mayor Partington

Yes

Item #8D – 263 South Nova Road, CCS, Planned Business Development Development Order

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-02

AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A DEVELOPMENT ORDER FOR A PLANNED BUSINESS DEVELOPMENT TO BE KNOWN AS “NOVA ROAD CLIMATE CONTROLLED STORAGE”, AUTHORIZING THE CONSTRUCTION OF A THREE (3) STORY CLIMATE CONTROLLED STORAGE FACILITY CONSISTING OF APPROXIMATELY 94,921 SQUARE FEET WITH 780 STORAGE UNITS, TOGETHER WITH ASSOCIATED SITE IMPROVEMENTS TO BE LOCATED AT 263 SOUTH NOVA ROAD (VOLUSIA COUNTY PARCEL NUMBER: 4221-00-02- 0101); AUTHORIZING A BUILDING HEIGHT OF 32.33 FEET FOR THE PRIMARY ROOF BEARING WALL AND 42.0 FEET FOR THE PARAPET WALLS AND CORNICE; AUTHORIZING THE USE OF THE INSTITUTE OF TRAFFIC ENGINEERS (ITE) PARKING GENERATION REQUIREMENTS; ESTABLISHING CONDITIONS AND EXPIRATIONS OF APPROVAL; PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.

Mayor Partington noted no audience cards had been submitted on the item.

Mayor Partington explained the current item was to approve the Development Order of the property discussed during the previous item.

Commissioner Persis moved, seconded by Commissioner Selby, for approval of Ordinance No. 2020-02, on first reading, as read by title only.

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

Item #8E – Comprehensive Plan Amendment, Future Land Use Element amendment, Policy 5.1.4. regarding annexation

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-03

AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN TO CLARIFY THE CITY’S ANNEXATION POLICIES RELATED TO UTILITY CONNECTIONS OUTSIDE THE CITY’S MUNICIPAL BOUNDARIES; PROVIDING FOR THE TRANSMISSION OF COPIES OF THE NOTICE AND AMENDMENT TO THE STATE REVIEWING AGENCIES, THE COUNTY OF VOLUSIA, AND ANY OTHER LOCAL GOVERNMENT OR GOVERNMENTAL AGENCY REQUESTING A COPY; PROVIDING FOR PUBLIC HEARINGS; PROVIDING FOR CONFLICTING ORDINANCES; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Spraker explained the purpose of the request was to amend the Comprehensive Plan to update the text of future land use element policy 5.1.4. He reviewed a PowerPoint presentation that explained the amendment in detail and noted there were exceptions to the amendment. He listed the process the item would go through if it were approved, and noted it would be brought back before the Commission at a later meeting. He stated the amendment would help to bring all of the city’s policies together to clarify the city’s annexation policy related to utility connections outside of the city’s municipal boundaries. He noted the Planning Board and staff recommended approval.

Mayor Partington noted no audience cards had been submitted on the item.

Commissioner Kent moved, seconded by Commissioner Selby, for approval of Ordinance No. 2020-03, on first reading, as read by title only.

Commissioner Selby complimented staff on their hard work to clarify the city's policy. He noted this helped aid in clarifying that the city would not seek annexation of Ormond-by-the-Sea without the residents of Ormond-by-the-Sea desiring such an annexation.

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

Item #8F – Comprehensive Plan Amendments, city owned parcels at intersection of Airport Road and West Granada B

City Clerk Colby Cilento read by title only:

ORDINANCE NO. 2020-04
AN ORDINANCE AMENDING THE UTILITIES ELEMENT AND RECREATION AND OPEN SPACE ELEMENT OF THE COMPREHENSIVE PLAN REGARDING THE USE OF TWO (2) PARCELS OF CITY OWNED LAND AT THE INTERSECTION OF AIRPORT ROAD AND WEST GRANADA BOULEVARD; PROVIDING FOR THE TRANSMISSION OF COPIES OF THE NOTICE AND AMENDMENT TO THE STATE REVIEWING AGENCIES, THE COUNTY OF VOLUSIA, AND ANY OTHER LOCAL GOVERNMENT OR GOVERNMENTAL AGENCY REQUESTING A COPY; PROVIDING FOR PUBLIC HEARINGS; PROVIDING FOR CONFLICTING ORDINANCES; AND SETTING FORTH AN EFFECTIVE DATE.

Mr. Spraker explained the item was a Comprehensive Plan amendment that dealt with two properties the city owned at the intersection of Airport Road and West Granada Boulevard. He reviewed the purpose of the amendment in detail and listed the two key requests: to update the Comprehensive Plan to state the discussed properties would be used for utility purposes per the city's Utility Master Plan, and to update the Comprehensive Plan to state that the West Ormond Park located at the northeast corner of Airport Road and West Granada Boulevard should be utilized as a natural resource park allowing passive recreation. He explained the process for the item moving forward and noted the Planning Board and staff recommended approval.

Commissioner Selby stated the Commission received a packet from the City Manager that included the two discussed parcels of land and a piece of land off Old Tomoka Road. He inquired why the strip of land located off Old Tomoka Road was included in that packet.

Ms. Joyce Shanahan, City Manager, explained the information was included due to the property owner of the parcel of land off Old Tomoka Road requesting the city swap properties. She noted that staff advised the property owner that the city was not interested in a property swap at the current time.

Commissioner Selby confirmed the request for a property swap was not related to the current item; whereby, Mr. Spraker stated that was correct.

Commissioner Selby inquired if the uses of the property were a result of litigation between the city and the developer.

Mr. Randy Hayes, City Attorney, discussed the parcels of land and history of the litigation in detail.

Commissioner Selby stated the northwest corner of Granada Boulevard and Airport Road could be a significant commercial property in the future. He noted he would like to see the extension of Hand Avenue tie into Granada Boulevard at Airport Road. He noted it had been proposed that a wastewater plant could be constructed at the discussed location and stated he did not believe that would be a positive use of the property.

Commissioner Selby and Mr. Hayes discussed the history of the property and litigation in further detail.

Mr. Hayes explained the parcels of land were designated for utility usage through the litigation. He explained the item presented before them was a request to put the parcels of land back into the Comprehensive Plan so that the parcels were accounted for over time.

Mayor Partington noted no audience cards had been submitted on the item.

Commissioner Littleton moved, seconded by Commissioner Selby, for approval of Ordinance No. 2020-04, on first reading, as read by title only.

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

Mayor Partington closed the public hearings without objection.

Item #9 – Reports, Suggestions, Requests

Septic to Sewer

Ms. Shanahan stated she had met with St. Johns River Water Management District (SJRWMD) Dr. Ann Shortelle to discuss the septic to sewer project and additional studies that SJRWMD could assist with moving forward. She noted a request for proposal had not yet been issued and that staff was waiting to review information from SJRWMD and the Florida Department of Environmental Protection before moving forward with the request for proposals. She noted staff was seeking other water quality initiatives in the meantime and was continuing to be engaged on septic issues and the clean water initiative.

Events

Commissioner Selby and Commissioner Littleton complimented and discussed the Volusia Days events.

Commissioner Kent and Mayor Partington complimented the Ormond Yacht Club fundraiser they attended.

Commissioner Kent discussed the City of Ormond Beach's Kids' Fishing Tournament that that takes place three times throughout the year. He invited Ormond Beach residents with children 12 and under to participate in the free event.

Commissioner Persis discussed the Ormond Garage ribbon cutting ceremony she attended and complimented the mural painted on the backside of the building.

Commissioner Persis stated she attended the Arbor Day event at Ormond Beach Elementary School with Mayor Partington.

Commissioner Persis complimented the Martin Luther King Jr. Breakfast she attended with Commissioner Selby.

Mayor Partington discussed a fundraiser he attended in support of the Seabreeze High School Chorus. He explained the chorus was invited to perform at Carnegie Hall in New York City and had a Go-Fund Me account set up to raise money for the trip.

First Step Shelter

Commissioner Selby introduced First Step Shelter Board Executive Director, Dr. Victoria Fahlberg, to the Commission. He discussed the number of residents at the shelter and the progress of the shelter moving forward. He noted there would be an upcoming First Step Shelter Board meeting to examine options for creating a safe zone at the shelter.

Dr. Victoria Fahlberg, First Step Shelter Board Executive Director, thanked the Commission for their resolution of support and discussed the current progress at the shelter.

Western Service Area Master Plan

Commissioner Selby discussed the Western Service Area Master Plan draft the Commission had received at a prior meeting as part of an agenda item. He stated he believed the plan warranted a workshop and hoped to see that take place.

Cassen Park Dock

Commissioner Kent complimented Ms. Shanahan and staff on the progress of the dock at Cassen Park.

Upcoming Events

Commissioner Kent stated Coffee with Commissioner Kent would be taking place on Monday, February 3, 2020, from 5:00 p.m. to 6:00 p.m. at his home located at 130 Magnolia Drive.

Commissioner Kent noted Movies on the Halifax would be taking place in Rockefeller Gardens on Friday, February 7, 2020. He explained the event was free of charge and invited members of the public to attend.

56 North Beach Street

Commissioner Persis stated she was the liaison between the Commission and Ormond Beach MainStreet (“MainStreet”). She explained the Commission’s direction was to move forward with selling the items inside the former church building and move forward with demolition and the building of a new community center. She noted MainStreet approved of the idea and hoped the process would not take a long period of time.

Commissioner Littleton thanked Ms. Mercer for her comments earlier in the meeting regarding parking in the downtown. He stated after hearing her comments, it affected his decision on the use of the property at 56 North Beach Street moving forward.

Commissioner Persis clarified MainStreet also disapproved of a parking lot being constructed on the property.

Volusia County Teacher of the Year

Commissioner Littleton stated Ms. Josie Stumpf, an Ormond Beach resident, was awarded Volusia County Teacher of the Year and requested that she be recognized at an upcoming City Commission meeting; whereby, Mayor Partington agreed with Commissioner Littleton.

Short-term Rentals

Mayor Partington noted the Commission was against short-term rentals in residential neighborhoods. He discussed short-term rentals in detail and noted the Commission needed to stay vigilant on the issue.

Lucky’s Market

Mayor Partington discussed the forthcoming closing of Lucky’s Market located in Ormond Beach. He explained the closing was a result of Lucky’s Market losing its support from Kroger, and noted the issue had nothing to do with the location or the amount of business at that store. He noted if the business did close, staff would be prepared for the issues that may come from the business closing.

Item #10 – Adjournment

The meeting was adjourned at 8:28 p.m.

APPROVED: February 4, 2020

BY: _____
Bill Partington, Mayor

ATTEST:

Colby J. Cilento, City Clerk