



**ACTION REPORT
CITY OF ORMOND BEACH, FLORIDA
CITY COMMISSION MEETING
August 18, 2020
7:00 PM**

Mayor Bill Partington

Zone 1 – Commissioner Dwight Selby

Zone 3 – Commissioner Susan Persis

Zone 2 – Commissioner Troy Kent

Zone 4 – Commissioner Rob Littleton

VIRTUAL MEETING

www.ormondbeach.org/virtualmeeting, www.ormondbeach.org/aug18ccmtg

Phone: 386-677-0311

Web: www.ormondbeach.org

1. **CALL TO ORDER**
2. **INVOCATION**
3. **PLEDGE OF ALLEGIANCE**
4. **AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
5. **APPROVAL OF MINUTES**
 - A. Minutes from City Commission meeting – July 28, 2020 **APPROVED**
 - B. Minutes from City Commission meeting – August 4, 2020 **APPROVED**
6. **COMMUNITY REDEVELOPMENT AGENCY**
 - A. **RESOLUTION NO. 2020-101:** A RESOLUTION OF THE CITY COMMISSION, INDIVIDUALLY AND ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY FOR THE CENTRAL BUSINESS DISTRICT AND ADJACENT AREAS, AUTHORIZING THE EXECUTION OF AN ANNUAL SERVICE AGREEMENT FOR ORMOND BEACH MAIN STREET BETWEEN THE CITY/AGENCY AND ORMOND BEACH MAIN STREET, INC., FOR THE PROMOTION OF ECONOMIC, PHYSICAL AND AESTHETIC REDEVELOPMENT AND MAINTENANCE OF THE ORMOND BEACH MAIN STREET DISTRICT; AND SETTING FORTH AN EFFECTIVE DATE. **(SEE ITEM 7A)**

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

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. 2020-101:** A RESOLUTION OF THE CITY COMMISSION, INDIVIDUALLY AND ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY FOR THE CENTRAL BUSINESS DISTRICT AND ADJACENT AREAS, AUTHORIZING THE EXECUTION OF AN ANNUAL SERVICE AGREEMENT FOR ORMOND BEACH MAIN STREET BETWEEN THE CITY/AGENCY AND ORMOND BEACH MAIN STREET, INC., FOR THE PROMOTION OF ECONOMIC, PHYSICAL AND AESTHETIC REDEVELOPMENT AND MAINTENANCE OF THE ORMOND BEACH MAIN STREET DISTRICT; AND SETTING FORTH AN EFFECTIVE DATE.

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

- B. **RESOLUTION NO. 2020-102:** A RESOLUTION AUTHORIZING THE ACCEPTANCE OF A PUBLIC UTILITY, ACCESS AND MAINTENANCE EASEMENT DEED FROM THE NORTHWESTERN MUTUAL LIFE INSURANCE COMPANY, FOR PHASES 3, 4, AND 5 OF THE ABERDEEN AT ORMOND BEACH RESIDENTIAL DEVELOPMENT LOCATED AT 39 BEAVER LAKE CIRCLE (VOLUSIA COUNTY PARCEL NUMBER 4229-00-00-0028); AND SETTING FORTH AN EFFECTIVE DATE.

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

- C. **RESOLUTION NO. 2020-103:** 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 OCTOBER AND NOVEMBER 2020; PROVIDING FOR EXCEPTIONS THERETO; AND SETTING FORTH AN EFFECTIVE DATE.

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

- D. **RESOLUTION NO. 2020-104:** A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT AND RENEWAL OF A SCHOOL RESOURCE OFFICER AGREEMENT BETWEEN THE CITY OF ORMOND BEACH AND THE SCHOOL BOARD OF VOLUSIA COUNTY; AND SETTING FORTH AN EFFECTIVE DATE.

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

- E. **RESOLUTION NO. 2020-105:** A RESOLUTION NAMING THE LIMITLESS PLAYGROUND AT THE ORMOND BEACH SPORTS COMPLEX THE "RICK FERRITTO LIMITLESS PLAYGROUND"; AND SETTING FORTH AN EFFECTIVE DATE.

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

- F. **RESOLUTION NO. 2020-106:** A RESOLUTION AUTHORIZING A COST OF LIVING INCREASE BASED ON THE CONSUMER PRICE INDEX PURSUANT TO THE AMENDMENT AND RESTATEMENT OF AGREEMENT FOR GROUNDS MAINTENANCE SERVICES BETWEEN THE CITY OF ORMOND BEACH AND AUSTIN OUTDOOR, LLC D/B/A YELLOWSTONE LANDSCAPE, INC.; AND SETTING FORTH AN EFFECTIVE DATE.

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

- G. **RESOLUTION NO. 2020-107:** A RESOLUTION AUTHORIZING A COST OF LIVING INCREASE BASED ON THE CONSUMER PRICE INDEX PURSUANT TO THE AMENDMENT AND RESTATEMENT OF AGREEMENT FOR FIELD MAINTENANCE SERVICES BETWEEN THE CITY OF ORMOND BEACH AND AUSTIN OUTDOOR, LLC D/B/A YELLOWSTONE LANDSCAPE, INC.; AND SETTING FORTH AN EFFECTIVE DATE.

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

- H. **RESOLUTION NO. 2020-108:** A RESOLUTION ACCEPTING BIDS AND AUTHORIZING THE PURCHASE OF VARIOUS CHEMICALS FOR THE CITY'S WATER AND WASTEWATER TREATMENT PLANTS, UNDER BID NO. 2020-24; WAIVING CERTAIN MINIMUM INSURANCE REQUIREMENTS; AUTHORIZING PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Shawn Finley, Public Works Director (386-615-7049) **APPROVED**

- I. **RESOLUTION NO. 2020-109:** A RESOLUTION AUTHORIZING THE SUBMITTAL OF AN ON-LINE GRANT APPLICATION IN THE AMOUNT OF \$12,195.00 TO THE UNITED STATES DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, UNDER THE EDWARD BYRNE JUSTICE ASSISTANCE GRANT PROGRAM; AUTHORIZING THE EXECUTION OF ALL DOCUMENTS INCIDENTAL THERETO, INCLUDING ANY CONTRACT NECESSARY FOR THE CITY TO ACCEPT THE GRANT AWARD; AND SETTING FORTH AN EFFECTIVE DATE.

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

- J. **RESOLUTION NO. 2020-110:** A RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY, UNDER THE ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM, FOR FUNDING ASSISTANCE TO PURCHASE PERSONAL SAFETY AND FIREFIGHTING EQUIPMENT; AUTHORIZING

THE EXECUTION OF ALL DOCUMENTS INCIDENTAL THERETO, INCLUDING ANY CONTRACT NECESSARY FOR THE CITY TO ACCEPT THE GRANT AWARD; AND SETTING FORTH AN EFFECTIVE DATE.

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

- K. **RESOLUTION NO. 2020-111:** A RESOLUTION APPROVING A RENT ADJUSTMENT PAID BY GOLDEN EAGLE ASSOCIATES, INC. TO THE CITY FOR THE OPERATION OF THE CONCESSION STAND AT THE ANDY ROMANO BEACHFRONT PARK; AND SETTING FORTH AN EFFECTIVE DATE.

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

- L. **RESOLUTION NO. 2020-112:** A RESOLUTION APPROVING A SETTLEMENT PROPOSAL REGARDING THE WORKERS' COMPENSATION CLAIM OF DAVID STARKE; 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

- M. **RESOLUTION NO. 2020-113:** A RESOLUTION AUTHORIZING THE EXECUTION OF A ONE-YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR THE DISTRIBUTION OF PROCEEDS OF THE LOCAL OPTION FUEL TAX BETWEEN THE CITY OF ORMOND BEACH AND THE COUNTY OF VOLUSIA; AND SETTING FORTH AN EFFECTIVE DATE.

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

- N. **Request for Proposals - Water Well Assessment and Rehabilitation Services**

Staff Contact: *Shawn Finley, Public Works Director (386-615-7049)*

Disposition: Approve as recommended in the City Manager memorandum dated August 18, 2020. **APPROVED**

- O. **Request for Proposals - Process Control System, Equipment, and Instrumentation Services**

Staff Contact: *Shawn Finley, Public Works Director (386-615-7049)*

Disposition: Approve as recommended in the City Manager memorandum dated August 18, 2020. **APPROVED**

- P. **Invitation to Bid - Banner Pole Replacement**

Staff Contact: *Shawn Finley, Public Works Director (386-615-7049)*

Disposition: Approve as recommended in the City Manager memorandum dated August 18, 2020. **APPROVED**

Q. City's use of Edenfield Corporation for Stormwater Pond Maintenance

Staff Contact: Kevin Gray, Public Works Operations Manager (386-676-3577)

Disposition: Approve as recommended in the City Manager memorandum dated August 18, 2020. **APPROVED**

R. U.S. Department of Housing and Urban Development (HUD) Entitlement Status

Staff Contact: Loretta Moisio, Grants Coordinator (386-676-3315)

Disposition: Approve as recommended in the City Manager memorandum dated August 18, 2020. **APPROVED**

S. CARES Act Funding

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

Disposition: Approve as recommended in the City Manager memorandum dated August 18, 2020. **APPROVED**

8. PUBLIC HEARINGS

A. ORDINANCE NO. 2020-38: AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHED, 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 REAL PROPERTY AS A RESULT OF THE COMPREHENSIVE PLAN AMENDMENTS THAT IMPLEMENTED THE PROVISIONS OF THE FIRST AMENDED INTERLOCAL SERVICE BOUNDARY AGREEMENT (ISBA) BETWEEN THE CITY OF ORMOND BEACH AND THE COUNTY OF VOLUSIA; AUTHORIZING REVISION OF THE OFFICIAL ZONING MAP; 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

B. ORDINANCE NO. 2020-39: AN ORDINANCE AMENDING PARAGRAPH C, OFFICIAL ZONING MAP, OF SECTION 2-01, ESTABLISHED, OF ARTICLE I, 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 CERTAIN REAL PROPERTY TOTALING 0.18± ACRES LOCATED AT 806 CORDOVA AVENUE FROM VOLUSIA COUNTY R-5

(URBAN SINGLE-FAMILY RESIDENTIAL) TO ORMOND BEACH R-3 (SINGLE-FAMILY MEDIUM DENSITY), AUTHORIZING REVISION OF OFFICIAL ZONING MAP; 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. 2020-40:** AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA, VACATING A PORTION OF PINELAND TRAIL EAST OF INTERSTATE 95, ABUTTING VOLUSIA COUNTY PARCEL NUMBER 3136-01-74-0010; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR RECORDATION AND TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

- D. **ORDINANCE NO. 2020-41:** AN ORDINANCE AMENDING 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 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE II, DISTRICT REGULATIONS, SECTION 2-22, B-1 (PROFESSIONAL OFFICE/HOSPITAL), SECTION 2-25, B-4 (CENTRAL BUSINESS), SECTION 2-26, B-5 (SERVICE COMMERCIAL), SECTION 2-28, B-7 (HIGHWAY TOURIST COMMERCIAL), SECTION 2-29, B-8 (COMMERCIAL), SECTION 2-30, B-9 (BOULEVARD), AND SECTION 2-31, B-10 (SUBURBAN BOULEVARD); AND CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE IV, CONDITIONAL AND SPECIAL EXCEPTION REGULATION, SECTION 2-57, CRITERIA FOR REVIEW OF SPECIFIC CONDITIONAL AND SPECIAL EXCEPTION TO PROVIDE DEFINITIONS AND REGULATIONS FOR COSMETIC TATTOOING; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

- E. **ORDINANCE NO. 2020-42:** AN ORDINANCE AMENDING ARTICLE XII, BODY ILLUSTRATIONS (TATTOOING), OF CHAPTER 12, BUSINESS REGULATIONS, OF THE CODE OF ORDINANCES, BY DELETING SECTION 12-376, MEDICAL OR DENTAL SUPERVISION; AND DELETING SECTION 12-377, BUSINESS TAX RECEIPT REQUIRED; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

APPROVED ON SECOND READING

- F. **ORDINANCE NO. 2020-43:** AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN OF THE CITY OF ORMOND BEACH BY AMENDING THE FUTURE LAND USE MAP TO CHANGE THE DESIGNATION OF ONE (1) PARCEL OF REAL PROPERTY TOTALING 3.42± ACRES LOCATED AT 40 NORTH TYMBER CREEK ROAD, VOLUSIA COUNTY PROPERTY APPRAISER PARCEL NUMBER 4125-00-00-0223 FROM VOLUSIA COUNTY “ENVIRONMENTAL SYSTEM CORRIDOR” (ESC) AND “URBAN LOW INTENSITY” (ULI) TO ORMOND BEACH “OPEN SPACE/CONSERVATION” (OSC); PROVIDING FOR CONFLICT; AUTHORIZING TRANSMITTAL; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

APPROVED ON SECOND READING

9. STAFF ACTION ITEMS

A. Special Event Permitting

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

**MOTION TO CONTINUE THE ITEM TO THE
SEPTEMBER 9, 2020, CITY COMMISSION
MEETING**

10. REPORTS, SUGGESTIONS, REQUESTS

11. ADJOURNMENT

Website Address – 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



Help for the hearing impaired is available through the Assistive Listening System. Receivers can be obtained from the City Clerk's Office.

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.