



AGENDA  
**CITY OF ORMOND BEACH, FLORIDA**  
**CITY COMMISSION MEETING**  
**August 4, 2021**  
**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**

**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. Ned Huhta~~
- 5. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 6. APPROVAL OF MINUTES**
  - A. The minutes from the July 13, 2021 Special City Commission meeting and the July 20, 2021 City Commission meeting will be available for approval at the August 17, 2021 City Commission 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. 2021-118: A RESOLUTION ACKNOWLEDGING THE RECEIPT OF THE 2021 ORMOND CROSSINGS ANNUAL REPORT DATED JUNE 2021; AND SETTING FORTH AN EFFECTIVE DATE**

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

**APPROVED**

- B. **RESOLUTION NO. 2021-119:** A RESOLUTION AUTHORIZING THE EXECUTION OF A QUITCLAIM DEED IN FAVOR OF KEVIN AND MARCIA KROLL RELEASING A FIVE-FOOT (5.0') PORTION OF A TEN-FOOT (10.0') STORM DRAINAGE, UTILITY AND MAINTENANCE EASEMENT LOCATED ALONG THE EAST REAR YARD PROPERTY LINE OF LOT 10, TUSCANY SUBDIVISION, (29 APIAN WAY); PROVIDING FOR RECORDATION; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

- C. **RESOLUTION NO. 2021-120:** A RESOLUTION ACCEPTING THE BID OF SABOUNGI CONSTRUCTION, INC. REGARDING CONSTRUCTION SERVICES FOR THE SOUTH ORMOND NEIGHBORHOOD CENTER GYMNASIUM PROJECT, UNDER BID NO. 2021-16; REJECTING ALL OTHER BIDS; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** Shawn Finley, Public Works Director (386-676-3292)

**APPROVED**

- D. **RESOLUTION NO. 2021-121:** A RESOLUTION ACCEPTING A BID FROM MASCI GENERAL CONTRACTOR, INC. FOR CONSTRUCTION SERVICES REGARDING THE 2021 ROADWAY REPAVING PROJECT, UNDER BID NO. 2021-21; AUTHORIZING THE EXECUTION OF A CONTRACT AND PAYMENT THEREFOR; REJECTING ALL OTHER BIDS; AND SETTING FORTH AN EFFECTIVE DATE.

**Staff Contact:** Shawn Finley, Public Works Director (386-676-3292)

**APPROVED**

- E. **RESOLUTION NO. 2021-122:** A RESOLUTION AUTHORIZING THE EXECUTION OF AN ASSIGNMENT AND AMENDMENT TO AGREEMENT FOR ELEVATOR SERVICES FOR THE LIMITED PURPOSE OF ACKNOWLEDGING A CHANGE IN THE CORPORATE ENTITY PROVIDING ELEVATOR INSPECTIONS AND REPAIR SERVICES FROM PREMIER ELEVATOR CO., INC. TO ORACLE ELEVATOR HOLDCO, INC.; AND SETTING FORTH AN EFFECTIVE DATE.

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

- F. **RESOLUTION NO. 2021-123:** 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**

- G. **RESOLUTION NO. 2021-124:** A RESOLUTION AUTHORIZING A COST OF LIVING INCREASE BASED ON THE CONSUMER PRICE INDEX PURSUANT TO THE GROUNDS MAINTENANCE SERVICES AGREEMENT 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. **C&D Franchise Renewal for Samsula Landfill, Inc.**

**Staff Contact:** Kevin Gray, Deputy Public Works Director (386-676-3577)

**Disposition:** Approve as recommended in the City Manager memorandum dated August 4, 2021. **APPROVED**

- I. **Intent to Bid the Purchase of Calcium Hypochlorite for the Water Reclamation Facility**

**Staff Contact:** Tim Heyrend, Utilities Manager (386-676-3305)

**Disposition:** Approve as recommended in the City Manager memorandum dated August 4, 2021. **APPROVED**

- J. **Intent to Bid Water and Wastewater Chemical Purchases 2021**

**Staff Contact:** Tim Heyrend, Utilities Manager (386-676-3305)

**Disposition:** Approve as recommended in the City Manager memorandum dated August 4, 2021. **APPROVED**

- K. **Capital Improvement Plan FY 2021-22 to FY 2025-26**

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

**Disposition:** Approve as recommended in the City Manager memorandum dated August 4, 2021. **APPROVED**

- L. **Volusia League of Cities 2021 Distinguished Service Awards**

**Staff Contact:** Joyce Shanahan, City Manager (386-676-3200)

**Disposition:** Approve as recommended in the City Manager memorandum dated August 4, 2021. **APPROVED**

- M. **City Manager Status Report - August 2021**

**Staff Contact:** Joyce Shanahan, City Manager (386-676-3200)

**Disposition:** Approve as recommended in the City Manager memorandum dated August 4, 2021. **APPROVED**

**8. PUBLIC HEARINGS**

- A. **ORDINANCE NO. 2021-20:** AN ORDINANCE AMENDING CHAPTER 1, GENERAL ADMINISTRATION, ARTICLE III, DEFINITIONS AND ACRONYMS, SECTION 1-22, DEFINITIONS OF TERMS AND WORDS AND CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE III, GENERAL REGULATIONS, SECTION 2-50, ACCESSORY USES, OF THE LAND DEVELOPMENT CODE TO ADD DEFINITIONS AND ACCESSORY USE STANDARDS TO ALLOW MOBILE FOOD DISPENSING VEHICLES (FOOD TRUCKS) UNDER CERTAIN CONDITIONS AND WITHIN CERTAIN ZONING DISTRICTS; 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**

- B. **ORDINANCE NO. 2021-22:** AN ORDINANCE AMENDING CHAPTER 3, PERFORMANCE STANDARDS, ARTICLE VI, ARCHITECTURAL DESIGN STANDARDS, SECTION 3-70, SPECIAL STRUCTURE PROVISIONS, OF THE LAND DEVELOPMENT CODE TO AMEND THE REQUIREMENTS FOR MOTOR VEHICLE SERVICE STATION CANOPIES; 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**

- C. **ORDINANCE NO. 2021-25:** AN ORDINANCE AMENDING CHAPTER 1, GENERAL ADMINISTRATION, ARTICLE III, DEFINITIONS AND ACRONYMS, SECTION 1-22, DEFINITIONS OF TERMS AND WORDS; AND CHAPTER 3, PERFORMANCE STANDARDS, ARTICLE II, ENVIRONMENTAL PROTECTION STANDARDS, OF THE CITY OF ORMOND BEACH, LAND DEVELOPMENT CODE, BY AMENDING THE FLOODPLAIN MANAGEMENT AND PROTECTION REGULATIONS; AND 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**

- D. **ORDINANCE NO. 2021-26:** AN ORDINANCE AMENDING CHAPTER 3, PERFORMANCE STANDARDS, ARTICLE V, UTILITY AND INFRASTRUCTURE DESIGN STANDARDS, SECTION 3-61, UTILITY LINE EXTENSIONS, OF THE LAND DEVELOPMENT CODE TO REQUIRE

WATER AND SEWER LINES BE EXTENDED ACROSS THE SITE FRONTAGE FOR NEW DEVELOPMENT WHERE UTILITY EXTENSIONS ARE REQUIRED; 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 AS AMENDED ON FIRST READING**

- E. **ORDINANCE NO. 2021-27:** AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE VI, OVERLAY DISTRICTS, SECTION 2-70, DOWNTOWN OVERLAY DISTRICT, OF THE LAND DEVELOPMENT CODE TO UPDATE THE SECTION CONSISTENT WITH THE 2019 DOWNTOWN MASTER PLAN UPDATE; 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**

- F. **ORDINANCE NO. 2021-28:** AN ORDINANCE AMENDING CHAPTER 3, PERFORMANCE STANDARDS, ARTICLE V, UTILITY AND INFRASTRUCTURE DESIGN STANDARDS, SECTION 3-55, BICYCLE AND PEDESTRIAN WAYS, OF THE LAND DEVELOPMENT CODE TO ALLOW PAYMENT IN LIEU OF CONSTRUCTING SIDEWALKS UNDER CERTAIN CONDITIONS AND REQUIRING SIDEWALKS ON BOTH SIDES OF THE STREET IN NEW SUBDIVISIONS; 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. 2021-29:** AN ORDINANCE AMENDING SECTION 8-3, LOCAL AMENDMENTS TO BUILDING CODE, OF ARTICLE 1, IN GENERAL, OF CHAPTER 8, BUILDING AND CONSTRUCTION REGULATIONS OF THE CODE OF ORDINANCES OF THE CITY OF ORMOND BEACH TO AMEND THE SCHEDULE OF PERMIT FEES; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

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

- H. **ORDINANCE NO. 2021-30:** AN ORDINANCE AMENDING SECTION 8-10, APPLICATION PROCESSING FEES, OF ARTICLE 1, IN GENERAL, OF CHAPTER 8, BUILDING AND CONSTRUCTION REGULATIONS OF THE CODE OF ORDINANCES OF THE CITY OF ORMOND BEACH TO AMEND APPLICATION PROCESSING FEES; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED ON FIRST READING**

**9. SECOND READING OF ORDINANCES**

- A. **ORDINANCE NO. 2021-24:** AN ORDINANCE APPROVING THE FINAL PLAT FOR THE “ORMOND GATEWAY” SUBDIVISION, A COMMERCIAL THREE (3) LOT SUBDIVISION; ESTABLISHING CONDITIONS AND EXPIRATION DATE OF APPROVAL; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

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

**APPROVED ON SECOND READING**

**10. RESOLUTIONS**

- A. **RESOLUTION NO. 2021-125:** A RESOLUTION APPROVING A CORRECTIVE LEGAL DESCRIPTION TO THE SPECIAL EXCEPTION DEVELOPMENT ORDER PERTAINING TO THE ORMOND MEMORIAL ART MUSEUM & GARDENS PROJECT LOCATED AT 78 EAST GRANADA BOULEVARD; AND SETTING FORTH AN EFFECTIVE DATE.

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

**APPROVED**

**11. REPORTS, SUGGESTIONS, REQUESTS**

**12. 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



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.