



**CITY OF NEW SMYRNA BEACH
CITY COMMISSION REGULAR MEETING**

SUMMARY OF ACTION

TUESDAY, NOVEMBER 8, 2011 – 6:30 P.M.

**CITY COMMISSION CHAMBER, CITY HALL,
210 SAMS AVENUE, NEW SMYRNA BEACH, FLORIDA**

I. Call to Order/Roll Call:

II. Invocation/Pledge of Allegiance:

Police Department Chaplain Thomas Burleson will be present and give the invocation.

III. Approval of the Agenda:

IV. Announcements/Presentations/Recognition:

A. Workforce Wellness Program – Staff update on a new program being implemented in collaboration with Florida Healthcare in order to provide enhanced services to employees and to reduce healthcare costs.

No action.

B. Volusia Building Industry Association – Remarks by Sandy Bishop, Executive Officer representing the Volusia Building Industry Association, to express the organization's commitment to a “fresh start” in its relationship with the City.

No action.

V. Mayor and Commission Reports:

Approved a short-term lease of City property on Julia Street to Halifax Urban Ministries as the organization transitions from its current location to a mobile operation.

VI. Consent Agenda (Approval of Minutes/Routine Resolutions):

A. Approval of Minutes – Approve the minutes of the regular meetings held June 14 and June 28, 2011.

Approved with corrections.

- B. Team Volusia Cooperative Economic Development Agreement – Approve entering into a Cooperative Economic Development Agreement with Team Volusia Economic Development Corporation at a cost of \$25,000 for FY 2011/2012 and \$25,000 for FY 2012/2013.

Approved as recommended.

- C. Mutual Aid Agreement/Fire & Rescue – Approve the renewal of the existing countywide fire and rescue mutual aid agreement, for a period of five years with Volusia County and the Cities of Daytona Beach, Daytona Beach Shores, Deland, Deltona, Edgewater, Holly Hill, Orange City, Ormond Beach, Ponce Inlet, Port Orange, and South Daytona.

Approved as recommended.

- D. Sale of Surplus Equipment – Approve the sale of a surplus vehicle to the City of Edgewater for the agreed upon price of \$7,500. The surplus vehicle is a 2005 Ford F-150 pickup truck.

Approved as recommended.

- E. Interlocal Agreement/Fueling Services – Approve entering into an interlocal agreement with the Housing Authority, New Smyrna Beach in order to provide the housing authority with fuel for its four vehicles.

Approved as recommended.

- F. 11th Amendment for Consulting Services/Municipal Airport – Approve the 11th Amendment for Consulting Services for engineer, design, bid and construction phases for the rehabilitation of T-Hangar “E” and the hangar at 1996 Aero Circle to Airport Engineering Company for an amount of \$203,886, 80% payable by grant funding and 20% payable by airport funds.

Approved as recommended.

- G. Social Media Policy/Waterfront Loop – Approve the Social Media Policy for the New Smyrna Beach Waterfront Loop in order to address marketing initiatives of the Community Redevelopment Agency.

Approved as recommended.

- H. Brownfield Consulting Services – Approve and accept the scope of work provided by Kimley-Horn and Associates for Brownfield Consulting Services in the amount of \$57,500 as budgeted by the CRA.

Approved as recommended.

- I. Quit Claim Deed/Riverview Hotel and Restaurant – Approve a quitclaim deed in order to grant 32.5 feet of property to the Riverview Hotel and Restaurant for a fee of \$500.

Approved as recommended.

- J. Special Events Committee Recommendations – Approve the following special event applications as submitted by the Special Events Committee with approval of each event recommended with associated street closures:

1. Special Event/Soul Food Fall Festival – Approve the conduct of the 5th Annual Soul Food Fall Festival to be held Friday, November 11, 2011 through Sunday, November 13, 2011. The event is sponsored by the Allen Chapel Church who is also requesting the closure of Mary Avenue from Sheldon Street to Myrtle Avenue from 12 to 10 pm on both Friday, November 11, 2011 and Sunday, November 13, 2011; and, from 9 am to 10 pm on Saturday, November 12, 2011.

Approved as recommended.

2. Special Event/Get Out the Vote and Tax Day Rally – Approve the conduct of the “Get Out the Vote and Tax Day” Rally to be held April 15, 2012. The event is sponsored by resident Mr. Joel Paige and will be held at Riverside Park.

Approved as recommended.

VII. Ordinances – Second Reading and Public Hearings:

- A. Ordinance No. 44-11/Rezoning of Annexed Enclave No. 5 – Conduct the second reading and public hearing of an ordinance, which if adopted, would rezone approximately 1.216 acres, located north of S.R. 44, between Mission Drive/Wallace Road and Eddie Road from Volusia County General Commercial Development District (Thoroughfare Overlay Zone) (B-4(C)) to City Highway Service Business District (Corridor Overlay Zone)(B-3(C)) zoning district.. This property was annexed into the City as part of an enclave annexation agreement between the City and Volusia County.

Adopted per staff’s recommendation.

- B. Ordinance No. 108-11/Sign Regulations – Conduct the second and final of two required public hearings of an ordinance, which if adopted, would amend the Land Development Regulations by updating the City sign regulations.

The second and final of two required public hearings was continued/deferred to the regular meeting on November 29, 2011.

- C. Ordinance No. 109-11/Levels-of-Service Standards – Conduct the second reading and public hearing of an ordinance, which if adopted, would amend the Land Development Regulations to allow for the revision of level-of-service standards regarding sanitary sewer concurrency and potable water facility concurrency.

Adopted per staff’s recommendation.

- D. Ordinance No. 110-11/Budget Amendment – Conduct the second reading and public hearing of an ordinance, which if adopted, would amend Ordinance Nos. 40-10, 61-10, 65-10, 03-11, 17-11, 26-11, 36-11, 56-11 and 75-11, current expenses and capital outlay required by the City of New Smyrna Beach, during the fiscal year ending September 30, 2011.

Adopted per staff’s recommendation.

VIII. Public Participation:

No action.

IX. Ordinances – First Reading:

- A. Ordinance No. 27-11/Nuisances – Conduct the first reading of an ordinance, which if adopted, would amend the Code of Ordinances by creating a new article entitled “Nuisance Properties”.

Approved on first reading. The second reading and public hearing will be conducted at the regular meeting on November 29, 2011.

- B. Ordinance No. 112-11/Fairmont and Westwood Avenue Paving District – Conduct the first reading of an ordinance, which if adopted, would establish the 2600 blocks of Fairmont and Westwood Avenue Paving District.

Approved on first reading. The second reading and public hearing will be conducted at the regular meeting on November 29, 2011.

X. Administrative Items/New Business:

- A. Community Planning Charette/City-Owned Julia Street Property – Consider approval of the concept of an on-site community planning charette for the City-owned Julia Street property, to be held in January 2012.

No action.

- B. Parking Lot Lease/Coronado Community United Methodist Church – Consider the approval of entering into an agreement with Coronado Community United Methodist Church for the lease of 65 parking spaces at its property at a cost of \$500 per space, per year, plus additional costs as appropriate.

Adopted per staff's recommendation.

- C. Flagler Avenue Lifeguard Station Seawall – Discuss recent letter from Volusia County requesting \$120,000 in funding from the City for the design and construction of an additional 50 feet of seawall at Flagler Avenue Beach Park.

Adopted per staff's recommendation.

XI. Boards and Commissions:

- A. Code Enforcement Board – Consider the appointment a member to fill a vacant term to expire March 3, 2014.

Sylvan McElroy appointed as a member to a term to expire March 3, 2014.

XII. City Manager's Report:

No action.

XIII. City Clerk's Report:

No action.

XIV. City Attorney's Report:

No action.

XV. Adjournment:

8:00 p.m.

The foregoing summary of action is a true and accurate record of action taken by the New Smyrna Beach City Commission at its regular meeting on November 8, 2011, pending approval of the official minutes of the meeting.

Johnny R. Bledsoe, CMC, City Clerk