



CITY OF NEW SMYRNA BEACH CITY COMMISSION REGULAR MEETING

SUMMARY OF ACTION

TUESDAY, APRIL 10, 2012 – 6:30 P.M.

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

I. Call to Order/Roll Call:

Vice Mayor Reiker and City Manager Brangaccio excused.

II. Invocation/Pledge of Allegiance:

Police Department Chaplain Pete Carter, Jr. gave the invocation.

III. Approval of the Agenda:

Consent Agenda Items C and D were removed from the agenda.

IV. Announcements/Presentations/Recognition:

- A. Proclamation/Florida Volunteer Month – Presentation of a proclamation naming April 2012 as “Florida Volunteer Month”.

Dixie Blake accepted the proclamation on behalf of the United Way of Volusia-Flagler Counties.

- B. Veterans of Foreign Wars Post 4250 Recognitions – Presentation of Certificates of Appreciation to public safety employees for their devotion to the City.

Certificates of Achievement were presented to Lieutenant Kevin Williams, EMT of the Year; David Dearwester, Firefighter of the Year; and, Chris Salomone, Motor Officer of the Year.

- C. 2012 Lipton Cup Regatta – an overview of the Lipton Cup Regatta planned activities for April 27, 28 and 29, 2011, by David Smith, representing the Smyrna Yacht Club.

No action.

- D. 2012 Balloon and Sky Fest – Presentation by Dr. Arlen Stauffer regarding the 2012 Balloon and Sky Fest.

No action.

V. Mayor and Commission Reports:

Staff directed to give an update on the establishment of a Youth Advisory Council at the next regular meeting on April 24, 2012.

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

- A. Approval of Minutes – Approve the minutes of the regular meeting held October 25, 2011, and special meetings held October 11 and October 25, 2011.

Approved per staff recommendation.

- B. 2012 Volusia County Transportation Planning Organization Call for Projects – Approve the submission of applications for recommended projects, and required ten to twenty-five percent matches for the cost of each project. Recommended projects include the installation of signal pre-emptive devices on all traffic signals within the City; installation of Rapid Rectangular Flashing Beacon Lights on South Atlantic Avenue; and, Sidewalk Installation on West 7th Street (Myrtle Avenue to B Street) and Michigan Avenue (Schoolway Avenue to Mathews Avenue).

Approved per staff recommendation.

- C. Waiver of Payment In Lieu of Taxes – Approve the request from the Housing Authority of New Smyrna Beach that payment in lieu of taxes to the City be waived for FY 2010, FY 2011 and FY 2012. The total amount requested to be waived for the entire period is \$42,333.88.

No action. Removed from the agenda.

- D. Proposed Dog Park/Old Mainland Shuffleboard Site – Approve dog park improvements on City property southwest of the intersection of Sams Avenue and Julia Street in the amount of \$27,134.

No action. Removed from the agenda.

- E. Wayfinding Sign System Bid Evaluation – Reject all bids received for the Wayfinding Sign System Project, and authorize staff to re-bid the project utilizing modified bid documents.

Approved per staff recommendation.

- F. Award of Bid/Chamber of Commerce Building Interior Remodel Phase II – Approve the award of bid for Phase II of the Chamber of Commerce Building Interior Remodel Project to John Toft Construction, Inc. in the amount of \$85,670.20.

Approved per staff recommendation.

- G. Contract for CRA Project Inspection Services – Approve a twelve-month extension to the existing contract for CRA project construction inspection services with Steve Parnell.

Approved per staff recommendation.

- H. CRA Housing Initiative Program – Approve the recommendations of the CRA staff to add several new provisions to the existing CRA residential programs to implement a “housing initiative” and make the existing grant programs more accessible.

Approved per staff recommendation.

- I. Special Event/Trayvon Martin Walk and Rally – Approve the conduct of the Trayvon Martin Walk and Rally on Saturday, April 28, 2012 from 9 to 11 a.m. The event, sponsored by Concerned Citizens of the Black African American Community and C.O.M.A., will require a rolling road block by the police department along Julia, Washington, Sheldon and Charlovix Streets, and U.S. Highway 1.

Approved per staff recommendation.

VII. Ordinances – Second Reading and Public Hearings:

- A. Ordinance No. 34-12/McDonald Contraction/2275 Turnbull Bay Road – Conduct the second reading and public hearing of an ordinance, which if

adopted, would contract approximately 2 acres located east of Turnbull Bay Road, south of the Intersection of Turnbull Bay Road and Bayview Drive at 2275 Turnbull Bay Road.

Adopted as submitted.

- B. Ordinance No. 42-12/Farmers Markets – Conduct the second and final of two required public hearings of an ordinance, which if adopted, would amend the Land Development Regulations, by allowing Farmers Markets as a conditional use in the Neighborhood Business (B-2) zoning district.

Adopted as submitted.

- C. Annexation and Small-Scale Comprehensive Plan Amendment/412 Old Mission Road – Conduct the second reading and public hearing of ordinances, which if adopted, would annex and assign land use to approximately 0.42 acres located west of Old Mission Road, approximately 900 feet south of State Road 44, at 412 Old Mission Road.

1. Ordinance No. 43-12 – Annexing approximately 0.42 acres into the corporate boundaries of the City, located as outlined above.

Adopted as submitted.

2. Ordinance No. 44-12 – Changing land use on approximately 0.42 acres of an annexed property, located as outlined above, from Volusia County Urban Medium Intensity to City Medium Density Residential designation.

Adopted as submitted.

- D. Ordinance No. 47-12/Budget Amendment – Conduct the second reading and public hearing of an ordinance, which if adopted, would amend the current expenses and capital outlay required by the City for the fiscal year October 1, 2011 through September 30, 2012.

Adopted as submitted.

VIII. Public Participation:

No action.

IX. Ordinances – First Reading:

- A. Ordinance No. 20-12/Alternative to Demolition of Contributing Structures – Conduct the first reading of an ordinance, which if adopted, would amend the Code of Ordinances by creating a new Article III, entitled, Historic Preservation Grant Program.

Approved on first reading as submitted. The second reading and public hearing was announced to held at the next regular meeting on Tuesday, April 24, 2012.

- B. Ordinance No. 48-12/Dummett Grave/Canova Drive – Conduct the first reading of an ordinance, which if adopted, would establish the Charles Dummett Grave Site located in the Canova Street Right-of-Way, as a historic landmark.

Approved on first reading as submitted. The second reading and public hearing was announced to held at the next regular meeting on Tuesday, April 24, 2012.

- C. Ordinance No. 49-12/Budget Amendment – Conduct the first reading of an ordinance, which if adopted, would amend the current expenses and capital outlay required by the City for the fiscal year October 1, 2011 through September 30, 2012.

Approved on first reading as submitted. The second reading and public hearing was announced to held at the next regular meeting on Tuesday, April 24, 2012.

X. Administrative Items/New Business:

- A. Washington Street Streetscape/FECR – Consider approval of staff’s recommendation for Washington Street Railroad Crossing Improvements at an additional cost of \$168,074 to the previously approved project cost of \$300,000, for a total cost of \$468,074.

Approved per staff recommendation.

- B. Proposed Actions to the AOB Site – Discuss and provide staff direction regarding proposed actions related to the AOB property for short term utilization and long term uses.

Staff was advised that no additional citizen input was necessary regarding the future development of the AOB site on North Causeway. Staff was further directed to continue dialogue with representatives of Mr. Wayne Heller in order to obtain answers to questions regarding developing the AOB site to support the Delta Queen as a hotel on the site; continue the development of a request for proposal for the development of the AOB site; draft an ordinance regarding the land use designation of the AOB site.

- C. Amendment to CRA Grants and Aids Guidelines – Consider the approval of an amendment to the current CRA Grants and Aids Guidelines regarding the clarification of charges for marketing and promotions.

Approved per staff recommendation.

- D. Revision to CRA Grants Regulations – Consider the approval of a revision to current CRA Regulations, which if approved, would revise CRA grant regulations to consider grant applications on a case by case basis, for projects that have been permitted, but where no actual work has started, and no materials have been ordered, with conditions.

Approved per staff recommendation.

XI. Boards and Commissions:

- A. Code Enforcement Board – Consider the appointment of a member to a vacancy with an expiration date of March 3, 2013.

Appointed James Fairley as a member of the Code Enforcement Board to a vacancy with an expiration date of March 3, 2013.

- B. Economic Development Advisory Board – Accept the resignation of member Randy McHenry. Consider the appointment of a member to a vacancy with an expiration date of June 8, 2014.

Accepted the resignation of member Randy McHenry. Took no action regarding the appointment of a new member, pending the return of Vice Mayor Reiker.

XII. City Manager’s Report:

No action.

XIII. City Clerk’s Report:

No action.

XIV. City Attorney’s Report:

No action.

XV. Adjournment:

8:10 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 April 10, 2012, pending approval of the official minutes of the meeting.

Johnny R. Bledsoe, CMC, City Clerk