



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

SUMMARY OF ACTION

TUESDAY, August 13, 2013 – 6:30 P.M.

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

1. Opening of Meeting:

**A. Call to Order:
6:30 p.m.**

**B. Roll Call:
All Present**

**C. Invocation/Pledge of Allegiance:
Police Department Chaplain Beverly Richardson was present and gave the invocation. Mayor Barringer led those present in the pledge of allegiance.**

**D. Approval of the Agenda:
City Manager Brangaccio reported no changes to the published agenda**

2. Announcements/Presentations/Recognition:

**A. Recognition and Presentation of the "Live United Community Award"
Personnel Assistant Claudia Rogers accepted the award on behalf of all employees, as presented by Courtney Williams, representing the United Way of Volusia and Flagler Counties.**

**B. Presentation - City Debt Profile and New Money Issuance
Mark Galvin represented FirstSouthwest, gave a presentation regarding the City Debt Profile and New Money Issuance. Commission consensus was to continue with recommended analysis for future consideration.**

3. Mayor and Commission Reports:

No action

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

A. City Commission Meeting Minutes

Approved

B. Emergency Unsuitable Soils Removal and Replacement - Central Fire Station

Approved

C. Automobile Lease Agreement - Police Athletic League

Approved

D. Brannon Center Expansion Request for Qualifications

Approved

E. City Hall Expansion Request for Qualifications

Approved

F. Citywide Road Striping Bid Award

Approved

G. Historic Tree Removal Request/ HTR-4-13: Canal & Duss Streets Road/ McDuffie

Approved

H. Sidewalk Cafe Request/SC-1-13: SIDEWALK CAFÉ:206 Flagler Avenue

Approved

I. License Agreement Application No. LA-9-13: 206 Flagler / Ngo

Approved

J. Canal Street Center - Reimbursement Request - Budget Revision

Approved

K. Reinstatement of Parking Fees.

Approved

L. Requested contract revision to provide additional grant funding: Opportunity Site Grant for "Inn on the Avenue", to address fire alarm and sprinkler costs

Approved

M. Consideration of Purchase of Property for the CRA Housing Initiative

Approved

N. Special Event - Rotary Club Fundraiser - Cheeseburger in Paradise

Approved

O. Special Event - 5th Friday Family Fun Night

Approved

5. ORDINANCES – SECOND READING AND PUBLIC HEARINGS

A. Ordinance No. 54-13 – The second reading and public adoption hearing of an ordinance changing the land use designation of approximately 13 acres generally described as the utility corridor south of Pioneer Trail and north of Selleck Avenue, east and west of North Glencoe Road, from County Urban Low Intensity (ULI) and Commercial, and City Recreation, Conservation and Medium Density Residential (MDR) Land Use Designations to a City Industrial Land Use Designation.

Adopted

B. Ordinance No. 55-13. The second reading and quasi-judicial public hearing of an ordinance rezoning approximately 13 acres described generally as the utility corridor south of Pioneer Trail and north of Selleck Avenue, east and west of North Glencoe Road, from County A-2, Rural Agriculture, A-3, Transitional Agriculture, Rural Residential and R-4, Urban Single Family Residential and City Recreation, Conservation and R-4, Multi-Family Residential Zoning Districts to a City I-2, Heavy Industrial Zoning District.

Adopted

C. Ordinance No. 61-13. The second reading and public hearing of an ordinance annexing approximately 1 acre generally located on the north and south sides of Mills Drive, east of Old Mission Road and west of Ingham Road, at 1253 and 1270 Mills Drive.

Adopted

D. Ordinance No. 62-13. The second reading and public hearing of an ordinance changing the land use of approximately 1 acre generally located on the north and south sides of Mills Drive, east of Old Mission Road and west of Ingham Road, at 1253 and 1270 Mills Drive from a Volusia County Urban Medium Intensity land use designation to a City Medium Density Residential land use designation.

Adopted

E. Ordinance No. 63-13 – The second hearing and quasi-judicial public hearing of an ordinance rezoning approximately 1 acre generally located on the north and south sides of Mills Drive, east of Old Mission Road and west of Ingham Road, at 1253 and 1270 Mills Drive from a Volusia County MH-5, Urban Mobile Home zoning district to a City MH-2, Manufactured Housing Subdivision District zoning district.

Adopted

F. Resolution No. 25-13 - A public hearing to Adopt the Stormwater Non-Ad Valorem Assessment Roll.

Adopted

G. Special Exception Application No. SE-3-13: 322 NORTH DIXIE FREEWAY / HERROLD. A quasi-judicial public hearing on a request for a special exception to allow an outdoor showroom / display area within the B3 Highway Service Business District to consist of brick pavers, fire pits, and/or summer kitchens, and no surrounding fence, as part of the existing All Seasons Pool Services facility, generally located on the west side of US Highway 1/North Dixie Freeway, between Mary Avenue and Washington Street. The subject area is within the undeveloped northern portion of an already developed site approximately 1 acre in area.

Approved

6. PUBLIC PARTICIPATION.

No action

7. ORDINANCES – FIRST READING

A. Ordinance No. 112-13 - The first reading of an ordinance correcting the legal descriptions for Ordinance Nos. 47-13, 48-13 and 49-13, annexing, changing the land use and rezoning approximately 6 acres described generally as the utility corridor north of SR 44, east of Wallace Road.

Approved on first reading. The second reading and public hearing of the proposed ordinance will be conducted at the regular meeting on August 27, 2013.

B. Ordinance No. 179-13 - The first reading of an ordinance granting an exemption from all City property tax on a homestead where the owner has resided in the property at least 25 years, the property has a just value of less than \$250,000, the person is at least 65 and the annual household income does not exceed \$27,590.

Approved on first reading. The second reading and public hearing of the proposed ordinance will be conducted at the regular meeting on August 27, 2013.

C. Ordinance No. 177-13 - The first reading of an ordinance amending the City Budget for the Fiscal Year 2012-2013.

Approved on first reading. The second reading and public hearing of the proposed ordinance will be conducted at the regular meeting on August 27, 2013.

8. ADMINISTRATIVE ITEMS/NEW BUSINESS

A. Appeal of Interpretation: Vehicles for Hire - Shawn Wiesner
Denied. Staff's recommendation upheld.

B. Report on City owned Lots on Columbus Street
No action

C. Approval of proposed new alignment for vacant lot on 3rd Ave, next to Fire Station, for an appraisal to be completed & RFP to be issued for Sale or Lease of the Property.

Approved per staff's recommendation

D. Pioneer Trail Interchange and Williamson Boulevard Extension.

Officially changed the City's position to support further discussion regarding a future I-95 interchange at Pioneer Trail

E. Purchase of Fire Engine

Approved per staff's recommendation

9. BOARDS AND COMMISSIONS

A. **Historic Preservation Commission.** Consider the appointment of a citizen as a member of the Historic Preservation Commission to the remainder of a three-year term to expire May 14, 2016.

Appointed Timmy Russell to a three-year term to expire May 14, 2016

10. CITY MANAGER'S REPORT

No action

11. CITY CLERK'S REPORT

No action

12. CITY ATTORNEY'S REPORT

No action

13. ADJOURNMENT

8:13 p.m.