

**Volusia Growth Management Commission Minutes
SPECIAL MEETING**

**Wednesday, April 13, 2016
7:00 p.m.**

Thomas C. Kelly Administration Center
Frank T. Bruno Jr. County Council Chambers
123 W. Indiana Avenue
DeLand, FL

MEMBERS PRESENT

James Wachtel, Chairman
Gerald Brandon, Vice Chairman
Debbie Connors, Secretary
Larry Saffer
Sid Vihlen, Jr.
Sandy Lou Gallagher
Robert Lott
Loretta Arthur
Roger Sonnenfeld
Robert Lovelace
Mark McGee
Robert Storke
Christy Gillis
John Meikle
Glyn Slay

REPRESENTING

Volusia County
Ormond Beach
Port Orange
Daytona Beach Shores
DeBary
Deltona
Edgewater
Holly Hill
Lake Helen
New Smyrna Beach
Oak Hill
Orange City
South Daytona
Volusia County
Volusia County

MEMBERS NOT PRESENT

Rich Walton
Don Romanik
William Pouzar

Daytona Beach
Ponce Inlet
Volusia County

NON-VOTING MEMBERS

Sara Lee Morrissey
Steven Fitzgibbons

(not present)
(not present)

Volusia Co. School Board
SJRWMD

OTHERS PRESENT

Heather Ramos, GrayRobinson, General Counsel
Erika Hughes, VHB, Planning Consultant
Chris Dougherty, Littlejohn, Planning Consultant
Merry Chris Smith, VGMC Operations Manager

Verbatim transcript:

7:01 p.m.

JAMES WACHTEL: "We'd like to call the meeting to order and Merry Chris would you take roll please."

MERRY SMITH: "Larry Saffer"

LARRY SAFFER: "Here"

MERRY SMITH: "Sid Vihlen"

SID VIHLEN: "Here"

MERRY SMITH: "Sandy Lou Gallagher"

SANDY LOU GALLAGHER: "Here"

MERRY SMITH: "Robert Lott"

ROBERT LOTT: "Here"

MERRY SMITH: "Loretta Arthur"

LORETTA ARTHUR: "Here"

MERRY SMITH: "Roger Sonnenfeld"

ROGER SONNENFELD: "Here"

MERRY SMITH: "Robert Lovelace"

ROBERT LOVELACE: "Here"

MERRY SMITH: "Mark McGee"

MARK MCGEE: "Here"

MERRY SMITH: "Robert Storke"

ROBERT STORKE: "Here"

MERRY SMITH: "Gerald Brandon"

GERALD BRANDON: "Here"

MERRY SMITH: "Debbie Connors"

DEBBIE CONNORS: "Here"

MERRY SMITH: "Christy Gillis"

CHRISTY GILLIS: "Here"

MERRY SMITH: "James Wachtel"

JAMES WACHTEL: "Here"

MERRY SMITH: "John Meikle"

JOHN MEIKLE: "Here"

MERRY SMITH: "William Pouzar"

MERRY SMITH: "Glyn Slay"

GLYN SLAY: "Here"

MERRY SMITH: "Rich Walton and Don Romanik both will not be in attendance tonight and we do have a quorum."

JAMES WACHTEL: "Thank you. We would also like to introduce Larry Saffer, a new member representing Daytona Beach Shores. So Larry, welcome."

LARRY SAFFER: "Thank you."

JAMES WACHTEL: "Next item of business is our public hearing to consider the revision or repeal of VGMC Resolution 2016-02 and the possible adoption of VGMC Resolution 2016-03 relating to proposed substantive amendments to the VGMC Consistency Certification Rules. If there is anyone in the public wishing to speak to this issue, we have speaker cards up on the table and you must fill one of those out prior to being called. OK, that will come later in the agenda.

I have a few notes as a preamble to this for the full commission's edification. On March 23rd, the Volusia Growth Management Commission met here and we passed the proposed changes to the rules and Resolution 2016-02 which basically streamlined our rules as we had discussed previously to not review small amendment – small scale amendments – and did some other items to the Volusia – the consistency rules. That was (inaudible) on and reviewed by the public at large. And the County Attorney, who advises the Charter Review Commission, looked at that and deemed that even though we had passed those rules, that the review process would need to be voted on as a charter amendment and would be required to be on the November ballot. Then

the Charter Review Commission asked that all the parties get together, this was primarily Mr. Brown the Chairman of the Charter Review Commission, and once again rework the rules so that we could streamline the process without having to go to the ballot to change the charter. Mr. Brandon and the POP Committee, Ms. Ramos, have been working with the County Attorney, the leadership of the cities, the school board and the business community for the past three weeks to do just that. And the documents that you have in front of you is the result of that work that has been done by all the parties. When we passed the original resolution on March 23rd, we noted that if there were any substantive changes that they would have to come back before the commission. We are here tonight to review the substantive changes to those rules and resolution. If these rules are passed tonight by our commission, they will be passed on and sent to the County Council for their review and debate at the May 5th meeting of the County Council. If they are approved by a 2/3 majority of the County Council, they will become our consistency rules and there will be no need for the revision to the County Charter.

I would like to take the opportunity to recognize a couple of people in the audience who are members of the Charter Review Commission, Mr. Glenn Ritchey who is the Vice Chairman of the commission, and Mr. Frank Bruno who is on the Charter Review Commission. Glad to see you all here tonight.

I'm now going to turn the meeting over to Mr. Brandon. Well, Deanie's here, she is not a member of the Charter Review Commission but welcome to Deanie also. (Inaudible) turn it over to Mr. Brandon for the proposals and the discussion."

GERALD BRANDON: "OK, thank you Jim. At first I thought you were not going to introduce Mr. Bruno and Mr. Ritchey and I was all ready to do so but you took care of the situation. I'd also like to thank the members of the business alliance, the representatives for the cities, Ms. Deanie Lowe and all those that have worked very hard along with the POP Committee in trying to summarize and bring everything to a conclusion, which we have. And I appreciate all your efforts and work. Deanie's been my left hand on this since she was – helped write the original in '86. So thank you, and thank all of you.

OK. Since March 23rd, the last time we met, we went through and we, as Jim stated, we passed the Resolution 2016-02. Since that time, we've had several meetings, both with the POP Committee and with the CRC. One of the big things that we were able to accomplish, or several big things, was the school board review process was resolved. This was one of the biggies, and language has been added to the rules to address the standing of the schools, Volusia County school system. Discussion continued on whether or not the rules could be further reduced to avoid going to a charter amendment. That was another area that we were really hung up on. Our Counsel, Heather, drafted changes to the streamlined review process for both the small scale, the JPA amendments which were expanded for a provision to include the VGMC planning review of those amendments. What happened previously, is we only could look at the large amendments. So what happened is now that we are looking at everything, so we are back to where we were reviewing all applications coming in, large and small. The language was circulated and there was general agreement among the attorneys, which Jim had mentioned included the County Attorney, that the language would meet the VGMC review requirements under the present

charter. What does that mean? That means we don't have to go to the ballot. That depends on what is happening with you folks tonight and how you vote.

The Charter Review Commission met on 4/4, April the 4th, and again on this past Monday, and they voted to support moving forward, depending upon how we vote today, the revisions to rules. And that would not require again the charter amendment. That if the rules are approved by the VGMC and adopted by the County Council, the rules will be implemented and the CRC will not recommend a charter amendment. And again, this is where we have been heading.

Now, in the event that the County Council does not approve the rules amendments, the CRC, the Charter Review Commission, also preliminarily approved a recommendation of changes to the charter consistent with the changes proposed and approved by the VGMC on our last meeting, March – when was that the –“

MERRY SMITH: “23rd”

GERALD BRANDON: “23rd, thank you. So many dates and meetings I lose track where I'm at. In that case, we revert back to the original resolution. In other words, the 2002, 2016-2002. And that will be upon the County Council meeting on the 5th of May. I'm gonna have Heather speak to you and go into the technicalities of where we're at, and how we came to this point. She's going to probably be discussing the resolution and the approval process – that would be the 02 versus the 03 resolutions. So with that in mind, do you have any questions for me before I turn it over to Heather? Tried to bring this all back to what's happened since we met last. Heather –“

HEATHER RAMOS: “Good evening everyone. Where we left it was, and you did a great job explaining so I just will add some more details. Where we left it on March 23rd was with the motion for me to finish working up what would be reviewed by the school board. And just to fill in some details there, we met with Saralee, and the school board attorney, and Dan Eckert, and also Scott Simpson, and talked about what exactly the school board would be happy with reviewing in the process. Now this, the review for the school board, is in both versions of the rules. What the school board agreed to was to be limited to review whether adequate public schools could be timely planned and constructed to serve the proposed increase in student population. And that language mirrors what the school board already reviews in another section of the charter, which is Section 206. So this just makes sure the school board gets the opportunity to review this information because a lot of the concerns and complaints from Saralee Morrissey was they never – the school board sometimes doesn't even get the information that local jurisdictions are supposed to give them. So now they actually have a role in the process to bring them in to what they are already reviewing in another section of the charter, but they will definitely get notice of charter amendments that come before the VGMC and are supposed to come before them.

And with respect to the version of the rules that you are looking at for this evening, the only substantive difference between that version and the version you approved on the 23rd, is for an expanded streamlined small scale comp plan review process. And what we did was we put the planner back in to the process there, the VGMC planner has an active role. And, for the small

scale amendments, this is in Section 90-341 of the proposed rules, for small scale amendments..."

JAMES WACHTEL: "Can you tell us what page that is on, do you know what page that's on?"

HEATHER RAMOS: "Oh, I can find it. It is on page 4 – looking at the numbers on the bottom of the pages in the rules that is. And so what we did was, we still have the small scale, the amendments that are subject to interlocal agreements and joint planning agreements, we still have those to be presumed consistent unless a local government files an objection within 21 days. The applicant jurisdiction still has the duty to submit the notice of the amendment to the VGMC and all the other jurisdictions, but the planning staff here will prepare a report based on the information provided in the application. And why it is streamlined is because planning staff is not going to ask for additional information from the local government. Planning staff will base their report on the information that's been provided, and that report then will be circulated to all the local governments. So if there is a gap in information, the planning staff report might say that, and it'll say to the local governments 'ya know we couldn't make a really good determination because we weren't provided with this information. And so all the local governments will be on notice as to what the application was, and they have the opportunity to object at that point."

JAMES WACHTEL: "Could you show us in the rules the portion about the school board. I want to make sure everybody has the chance to read that and make sure they understand where this is."

HEATHER RAMOS: "Yes, sir. Absolutely. The school board review process has been added to Section 90-37(d) and I'll find that for you."

JAMES WACHTEL: "That's on page 13."

HEATHER RAMOS: "Thank you Chairman."

MERRY SMITH: "14, page 14"

HEATHER RAMOS: "Or 14"

JAMES WACHTEL: "Or 14"

HEATHER RAMOS: "Whichever version you are looking for --"

JAMES WACHTEL: "Depending on the --"

HEATHER RAMOS: "Right"

JAMES WACHTEL: "There's an amended version too."

HEATHER RAMOS: "If you're looking at the version dated 4-6-16, it's subsection (d) and it's towards the bottom."

JAMES WACHTEL: "OK, thank you very much."

HEATHER RAMOS: "Thank you."

GERALD BRANDON: "This comes to the commission as a motion and a second from the POP."

HEATHER RAMOS: "Oh wait, I did want to add one more thing, I'm sorry. The traffic threw me off – and sorry about that." The resolution that accompanies this set of rules -- I think Jerry touched on this briefly -- if the County Council adopts this version of the rules, this resolution will repeal the prior resolution that you've adopted. We tried to make sure all the pieces and parts fit together so it falls in place. So that's if the County – that's if the VGMC commission, full commission, adopts this set of the rules and then on May 5th, the full County Council adopts this set of the rules."

GERALD BRANDON: "Hopefully."

HEATHER RAMOS: "Yes."

GERALD BRANDON: "OK, any questions for Heather before we go to the motion?"

ROGER SONNENFELD: "I do."

GERALD BRANDON: "Yes, Roger go ahead."

MERRY SMITH: "Roger, would you speak into the microphone."

GERALD BRANDON: "Let's go ahead and put the motion on the –"

JAMES WACHTEL: "Before that –"

GERALD BRANDON: "for discussion"

JAMES WACHTEL: "I don't believe we've had any public participation cards."

GERALD BRANDON: "No."

MERRY SMITH: "There's no requests."

JAMES WACHTEL: "Mr. Ritchey I see you've got one. Do you want to fill that out, or we're happy."

GLENN RITCHHEY: (Inaudible)

JAMES WACHTEL: "Huh?

GLENN RITCHHEY: (Inaudible)

JAMES WACHTEL: "Oh, you're working. OK so, you didn't bring any other paper along with you I guess. Go ahead Jerry."

GERALD BRANDON: "OK. Let's go ahead and put the motion on the floor, it's a motion and a second, and then open it up for discussion – and Roger then that would be the proper time to have a discussion. OK, Roger. Again, let me just repeat. We are now looking at the resolution 2016-03. That's the one that is in front of you, and that's the motion and second on the floor."

SID VIHLEN: "Could I have a point of clarification?"

GERALD BRANDON: "Yes Sid"

SID VIHLEN: "The business at hand is the repeal of resolution 2016-02 and adoption of 2016-03. Do we assume the motion is all inclusive and includes repeal and adoption?"

GERALD BRANDON: "No"

HEATHER RAMOS: "No sir. And the reason that the agenda was written this way, when we found out from the – I got a call from the County Attorney that the county was considering this alternative avenue – and I didn't have enough time to discuss with the County Attorney and Merry Chris what really needed to happen at that point. So that's why we have the consideration of the repeal. We are not repealing that resolution, we are not repealing that set of rules. That's going to run in parallel to this set of rules."

SID VIHLEN: "Thank you sir."

GERALD BRANDON: "And that's – that's in case the County Council turns down our resolution 03, then we revert back to the 02."

SID VIHLEN: "Good"

GERALD BRANDON: "Roger"

ROGER SONNENFELD: "The question I have is we are giving up VGMC's position of standing in either scenario. I have a real problem when I read 202.3 in seeing how we can sidestep our position of standing. 202.3 gives us the responsibility – determination by the commission, not suggestion, shall be binding on the submitting government, not optional. No plan element of a plan or amendment of a plan adopted after the date of this article becomes law shall be valid or effective unless and until such plan element of a plan or amendment has been reviewed by the commission and has been certified as consistent. It seems to me like the avenue

we are going down is we are substantively making a charter change through rule change. Because how are we fulfilling those requirements without standing?”

GERALD BRANDON: “OK I’ll – I’m going to ask Heather to answer that, but my quick answer, and I could be wrong that’s why I ask Heather to back me up –“

JAMES WACHTEL: “You can (INAUDIBLE) his microphone.”

GERALD BRANDON: “Oh, sorry. We’re sharing this one. Heather, can you correct me if I’m wrong, but as I understand it, it’s never been in the charter, this is something that we have let the public have without it being official.”

ROGER SONNENFELD: “I’m not talking about public standing, I’m talking about VGMC standing.”

GERALD BRANDON: “Oh V – I thought you were talking about public standing. OK”

ROGER SONNENFELD: “VGMC standing – I understand the public standing issue.”

HEATHER RAMOS: “The – I believe the discussion with the business community to not allow VGMC to call public hearings occurred in the beginning and that was something that was very important to the Charter Review Commission. I believe that’s how that occurred. My reading of the charter is that the VGMC does have a duty to review, and does have a duty to certify a comprehensive plan amendment as consistent. However, it does not – the way that that happens is in the rules. So, there are different ways to interpret how that can occur and I think one thing – one of the pushes from the business community or the – I’m sorry from the local jurisdictions – is that if we don’t have a problem with it, then it should be consistent. So that was just, it’s just another way to look at it.”

ROGER SONNENFELD: “Well, it’s using words such as determination and binding. If we have a review of a comprehensive plan amendment by our planning staff and our planning staff finds deficiencies or finds inconsistencies, they’re going to report those to the affected jurisdictions, and then those affected jurisdictions can either call for a hearing or not call for a hearing and look the other way. If they decide to look the other way and time runs out, we’re going to go ahead and certify it as consistent, knowing full and well that those inconsistencies exist. And we’re going to be meeting our responsibilities under 202.3 by doing that? I don’t think so. That’s my opinion.”

GERALD BRANDON: “Well Roger, there – once we establish there’s a problem we notify the jurisdictions, and then it goes to all the jurisdictions in the county, so everybody’s aware that there could be a problem. If there’s still no objections, then the way we are now reading it, there will not be a hearing unless somebody objects to that – that application. And then it’s really up to the jurisdictions, they’re responsible for what came in and what they – their application is. And if it’s wrong, then it’s on their heads. Then it’s up...”

ROGER SONNENFELD: “(INAUDIBLE) we’re certifying it.”

GERALD BRANDON: "Then it's, well we're certifying it with saying..."

ROGER SONNENFELD: "But it's inconsistent."

GERALD BRANDON: "But we've made a notation that these problems exist as we see them and then it's up to the voters of that particular jurisdiction to do whatever they want. We've brought it to their attention, we can't enforce what they do and can't do. That's stepping the line of their responsibility if you will."

ROGER SONNENFELD: "I understand that. I'm trying to remain within the true intent of 202.3. Last sentence – article becomes law shall be valid effective unless and until such plan element of a plan or amendment has been reviewed by the commission and has been certified as consistent. So we will be certifying that amendment as being consistent, knowing full and well it's not."

GERALD BRANDON: "But the record will show that..."

ROGER SONNENFELD: "That we understand there's inconsistencies in it..."

GERALD BRANDON: "We understand there's a problem and..."

ROGER SONNENFELD: "And we're going to certify it anyway."

GERALD BRANDON: "Yes, we are."

JAMES WACHTEL: "Mr. Brandon"

GERALD BRANDON: "Because we've notified the jurisdictions..."

ROGER SONNENFELD: "I just think..."

GERALD BRANDON: "It's their responsibility."

ROGER SONNENFELD: "I just think – I'm just going to end with this – I just think that what we are doing is substantively making a change to the County Charter through our rules, which I don't think is correct. I would be in the position that if we want to make these rule changes that we ought to go with 2016-02 because there we will have a change within the charter that accurately reflects what we are doing with our rules, instead of trying to circumvent going to a charter amendment by clowning around with rules and essentially making a charter change with our rules. That's my opinion."

JAMES WACHTEL: "Mr. Brandon"

GERALD BRANDON: "I don't really disagree with you, but I'm going to have Heather to – can you explain that any better – how we reached that. This was a give and take with the POP

Committee representing the commission, the business alliance community, the cities throughout the county, working with the CRC and other entities that stepped forward and voiced their opinion. So what we tried to do as good stewards of the POP, is come up with a consensus that we could put this through and everybody would be on the same page. And that's where we're at, at this point in time."

JAMES WACHTEL: "Mr. Brandon, please. OK, I would like to acknowledge that the review of a large scale amendment stays exactly as is. We will ask for RAI's, we will ask, ya know, either if we don't get it, they will deem it inconsistent and bring it to the commission to – that we would then vote on that. So the large scale amendment stays in place as we, as we work right now. We figured that JPA's, joint participation agreements between two cities, they understand that their – their going to work together to do these. The small scale amendments are going to be reviewed, they will be reviewed if there is any lack of information that may, ya know, cause some problems. It may – they will identify that to adjoining municipalities. But if there are no – if that lack of information is not a concern to a neighbor, that there's – we find no problem with – the planning – the planning staff finds no problem with that to deem that consistent."

ROGER SONNENFELD: "Our planning staff sees an inconsistency and identifies that inconsistency, and puts that out to those affected jurisdictions, are they making a determination or are we making a determination? When they write down those inconsistencies, is that an inconsistency – is that a determination of inconsistency?"

JAMES WACHTEL: "They're looking for a lack of information."

ROGER SONNENFELD: "It is a determination, right?"

GERALD BRANDON: "Yes."

ROGER SONNENFELD: "It says that the determination by the commission shall be binding. But then how we going to make it binding if we don't have any ability to do so? That comes through standing. I'm sorry. That's my opinion."

SID VIHLEN: "May I ask again for a point of clarification. The gentleman has brought up a legal question, and when there's a legal question on the floor, and he intimates at least, that the adoption of 2016-03 could be a violation of the intent of the charter. So there's a legal question. I would suggest we ask the attorney, and I would ask if the 03 is adopted, is this commission in violation intent – in the intent – of the charter? Period, the end."

HEATHER RAMOS: "And, my answer is that there is different ways to interpret how consistency is interpreted under the rules, and I think there's several different ways to look at it. And one of the ways to look at it is that this new version of the rules does conform with the charter the way it's written. And then there's the other version, the other way to look at it, exactly."

ROGER SONNENFELD: "So is it safe to say we are in an area of gray?"

HEATHER RAMOS: "I don't..."

ROGER SONNENFELD: "It can be this, it can be that."

HEATHER RAMOS: "I don't think – I don't know that it's any more gray than when someone – I mean you can always have someone challenge something and say you should've done it this way, you should've done it that way. But I think there's plenty of – plenty of language in the charter that supports the ability of the VGMC to adopt its own rules to determine how consistency will be determined. So I think there's – I think there's ample support for either argument."

SID VIHLEN: "Mr. Chairman. So if I vote for 2016-03, I am within my duty as a member of this commission in voting for this, and not being in violation or in conflict with the underlying charter. That's my question."

HEATHER RAMOS: "If you are asking my legal opinion, yes."

SID VIHLEN: "Thank you."

GERALD BRANDON: "I might add too Sid, that the County Attorney agrees with that."

SID VIHLEN: "OK, good."

GERALD BRANDON: "And actually this was accumulation of probably five or six attorneys, all working collectively to come up with this, including the school board attorney, our attorney, the County's attorney and several others. So I think, ya know, this is really a – an answer that they all agree upon as a legal answer."

JAMES WACHTEL: "Are there any other questions or comments?"

ROGER SONNENFELD: "In coming to this determination, or coming to this point, what was the impetus, what were trying to do, prevent going to the ballot, correct?"

JAMES WACHTEL: "Correct."

ROGER SONNENFELD: "That was the whole drive behind this is preventing going to the ballot."

JAMES WACHTEL: "Yes sir."

ROGER SONNENFELD: "OK, just want to make sure I'm clear."

JAMES WACHTEL: "Any other questions or comments?"

GLYN SLAY: "I have one."

JAMES WACHTEL: "Mr. Slay."

GLYN SLAY: "Maybe I – have we – has this commission – this flavor of stuff – has this ever been attempted before and placed before the voters?"

JAMES WACHTEL: "The Volusia Growth Management Commission?"

GERALD BRANDON: "Yes."

GLYN SLAY: "And what was the result?"

GERALD BRANDON: "It was turned down by the voters."

GLYN SLAY: "That – OK, so my point is, is this an end run around the voters? Is that what we're trying to do? They've already spoken once, and backroom politics we're doing something that doesn't – it just makes – I don't like this kind of stuff."

JAMES WACHTEL: "Ten years ago, the review commission..."

(INAUDIBLE)

JAMES WACHTEL: "No, no – We – you know the charter review is – the charter is looked at every ten years to modify something. And ten years ago, there was something on the ballot, we don't know what that was – I don't know what it was and I don't think anybody around here does. But that was not approved by the voters at that point in time. Every meeting that these people have had have been noticed. It is not a backroom deal. It's being done in front of the press and the public, and it's being debated ad infinitum in front of everybody. So, ya know this is from the POP's position that it's well within the responsibility of the Growth Management Commission to understand and look at how amendments are approved and passed, and dealt with between neighbors. So, ya know if that does not go to the vote -- to the general public – they go to their planning commission, they go to their City Commission, they go to their County Council, and they raise all sorts of cane about a plan that's not meeting their needs. That's their responsibility, that's their forum, and it's not being done behind backdoors.

Are there any other comments, questions? Well let's call the vote. Merry Chris can we take a roll call please."

(UNKNOWN): "We need a motion."

JAMES WACHTEL: "We have a motion and a second from the POP Committee, there were no other comments or questions. Merry Chris, take roll call please."

MERRY SMITH: "Larry Saffer"

LARRY SAFFER: "Yes"

MERRY SMITH: "Sid Vihlen"

SID VIHLEN: "Yes"

MERRY SMITH: "Sandy Lou Gallagher"

SANDY LOU GALLAGHER: "Yes"

MERRY SMITH: "Robert Lott"

ROBERT LOTT: "Yes"

MERRY SMITH: "Loretta Arthur"

LORETTA ARTHUR: "Yes"

MERRY SMITH: "Roger Sonnenfeld"

ROGER SONNENFELD: "No"

MERRY SMITH: "Robert Lovelace"

ROBERT LOVELACE: "Yes"

MERRY SMITH: "Mark McGee"

MARK MCGEE: "Yes"

MERRY SMITH: "Robert Storke"

ROBERT STORKE: "Yes"

MERRY SMITH: "Gerald Brandon"

GERALD BRANDON: "Yes"

MERRY SMITH: "Debbie Connors"

DEBBIE CONNORS: "Yes"

MERRY SMITH: "Christy Gillis"

CHRISTY GILLIS: "Yes"

MERRY SMITH: "James Wachtel"

JAMES WACHTEL: "Yes"

MERRY SMITH: "John Meikle"

JOHN MEIKLE: "Yes"

MERRY SMITH: "Glyn Slay"

GLYN SLAY: "No"

MERRY SMITH: "Motion carried."

JAMES WACHTEL: "Thank you. I would – I've got two other announcements – And the first one is a commendation for Ms. Ramos – OK. As we know that Mr. Chipok resigned about a month ago and Heather go put right into the wheels of the grinder. And I would say she has come out as a leader of all these attorneys that we've had in there of doing this. And Heather, we want to thank you for your contribution and your leadership in this process – OK."

(APPLAUSE)

JAMES WACHTEL: "The second – the second announcement is that we are scheduled to have a scheduled meeting of the Growth Management Commission in two weeks, on April 27th. However, we have nothing to do so that meeting is going to be canceled."

SID VIHLEN: "Yay"

(INAUDIBLE)

JAMES WACHTEL: "Oh, we do have – we have Mr. Ritchey who did sign a card here, so even though out of order, we think that Mr. Ritchey can..."

GLENN RITCHHEY: "What do you expect out of a car salesman?"

JAMES WACHTEL: "Just don't bring your sales manager with us."

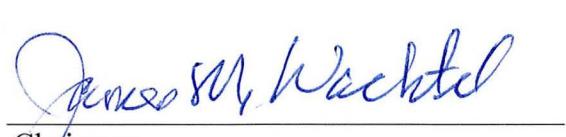
GLENN RITCHHEY: "I'll be brief. I just – there's a lot of people to thank Mr. Chairman as you've indicated. And just for a little knowledge about what's gone on. A few months ago, there were 13 cities in this county that wanted to abolish the Volusia Growth Management Commission – to go to charter to abolish it. And then there's those that said ya know what, let's come together. And what you see tonight and what's happened, based on the actions that the County Council takes later, is a coming together, building some consensus and working together to reach what we consider a good outcome for both you guys and us, the communities, the citizens of this county. So I just can't thank enough the people that were really involved in this – Deanie Lowe, Jim the chairman, Gerald all you did. And there was a real distinct willingness to say hey, whatever questions we got, let's discuss them, talk about them and the thing turned in from let's throw them out to let's resolve our issues to the best we can. Is it perfect, I don't

know. We'll know that going down the road. And, if rules changes can occur here, they can occur if something is broken and needs fixing as well. So, thank you for your confidence and your vote. It goes onto the County Council as your Chairman said. It requires a 2/3 vote of the County Council. And again, Heather – every – ya know, I always leave somebody out. I should never start down that path. But anyway, I just wanted to thank you for your service as well."

JAMES WACHTEL: "Thank you sir. Meeting adjourned."

7:36 p.m.

Attest: Secretary



Chairman