

**COUNTY COUNCIL ACTION LIST  
JANUARY 22, 2004**

1.	<b>APPROVED</b> Retirements of Bruce C. Scott and John R. Huisman. (Item 1)	<b>M. Lary</b>
2.	<b>APPROVED</b> Proclamation to Sergeant John Kosorok for stopping brinks truck heist. (Item 2)	<b>M. Dorn</b>
3.	<b>APPROVED</b> Council Minutes of May 22, 2003 with revisions, June 5, 2003 with revisions, Revised November 6, 2003, Revised November 13, 2003, <b>CONTINUED</b> Water-Wise Workshop on December 2, 2002 and <b>APPROVED</b> Minutes of Regular Meeting held December 4, 2003. (Item 3)	<b>M. Rigsby</b>
4.	<b>APPROVED</b> funding for one-month to the Volusia Soil and Water Conservation District. <b>DIRECTED</b> staff to schedule a Special Council Meeting for final action of budget request. (Item 4)	<b>M. Greeson</b>
5.	<b>DENIED REHEARING</b> of Special Exception Case S-03-105, Robert Foster, Attorney for Realco Holdings, Inc., Owner, on the basis that the County Council misapprehended the standards in Section 1104.00 of the County Code (Appendix B Zoning regulations) for denying an application for a special exception. The Special Exception application was for a temporary campground for 3 days before, during, and 3 days after any regularly scheduled racing event at the Daytona International Speedway during Bikeweek and Biketoberfest starting in the year 2004 for an unspecified total number of years time period. (Item 5)	<b>M. Robinson</b>
6.	<b>ADOPTED</b> Ordinance No. 2004-01, amending the Volusia County Zoning Ordinance by adding Section 827.00, Non-Residential Development Design Standards, with revisions to Section 827.01 – Applicability, and additional language addressing communities with special interests. (Item 6)	<b>S. Ashley S. Whittaker</b>
7.	<b>UPHELD THE RECOMMENDATION OF THE PLANNING AND LAND DEVELOPMENT REGULATION COMMISSION AND THE ZONING STAFF TO APPROVE</b> Zoning Case Z-03-122, Weaver for County of Volusia, for rezoning from the FR (Forestry Resource), RC (Resource Corridor), and A-1 (Prime Agriculture) zoning classifications to the C (Conservation) zoning classification. Resolution No. 2004-09 (Item 7)	<b>S. Ashley S. Whittaker</b>
8.	<b>UPHELD THE RECOMMENDATION OF THE PLANNING AND LAND DEVELOPMENT REGULATION COMMISSION AND THE ZONING STAFF TO APPROVE</b> Zoning Case PUD-03-066, LPG Environmental-Fogle, rezoning from the R-2 (Urban Single Family Residential) zoning classification to the BPUD (Business Planned Unit Development) zoning classification. Resolution No. 2004-16 (Item 8)	<b>S. Ashley S. Whittaker</b>
9.	<b>WITHDRAWN BY APPLICANT</b> , Zoning Case PUD-03-075, Concord Wilshire-Laurel Park Development, rezoning from the R-2 (Urban Single Family Residential) zoning classification to the BPUD (Business Planned Unit Development) zoning classification. (Item 9)	<b>M. Robinson</b>
10.	<b>CONTINUED TO MARCH 18, 2004 @ 9:45 A.M.</b> , V-03-130/Baranski-U-Haul Five Sac, appeal of the decision of the PLDRC to deny a Variance to allow a maximum sign height of 16 feet in lieu of the required 8 feet for a ground sign in the U-Haul BPUD. (Item 10)	<b>M. Robinson M. Rigsby</b>

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<p>11. <b>APPROVED</b> with the condition that the applicant must have a Certificate of Occupancy (C.O.) by February 4, 2004 for an extension of Special Exception Case S-02-149 - Elkind-Short Murph, previously granted in January of 2003 for a temporary campsite three days after any regularly scheduled racing events at the Daytona International Speedway for Speedweeks, Bikeweek and the Pepsi 400 events for five years on A-1 (Prime Agriculture) zoned property. (Item 11)</p>	<p style="text-align: center;"><b>M. Robinson</b></p>
<p>12. <b>APPROVED</b> Change Order # 4 to Contract 937 to P &amp; S Paving, Inc., increasing the contract amount by \$23,315.00 for a total contract amount of \$1,395,515.86 and the contract time by 90 calendar days for a total of 400 calendar days, related to the construction of Taxiway Whiskey at Daytona Beach International Airport. [\$23,315.00] (Item 12)</p>	<p style="text-align: center;"><b>D. McGee</b></p>
<p>13. <b>APPROVED</b> Lease between Enterprise Leasing Company of Orlando and County of Volusia for the 2.265 acre former National Car Rental maintenance facility site located at 320 Coral Sea Avenue. [\$33,697.00 annually] (Item 13)</p>	<p style="text-align: center;"><b>S. Cooke</b></p>
<p>14. <b>APPROVED</b> amendment to the FY 2002/03 and 2003/04 Consolidated Plan and request to authorize the Community Services Director, or designee, to submit related grant documents to the U.S. Department of Housing and Urban Development and amend all subrecipient agreements as necessary. (Item 14)</p>	<p style="text-align: center;"><b>J. Angiulli</b></p>
<p>15. <b>APPROVED</b> Low Income Home Energy Assistance Program Contract for Contract Year 2004-2005 between the County and the State Department of Community Affairs; <b>ADOPTED</b> Budget Resolution 2004-10; and authorized the Community Services Director to execute modifications and make necessary technical changes to the LIHEAP Contract. [\$373,740.00] (Item 15)</p>	<p style="text-align: center;"><b>G. Fordham S. Whittaker</b></p>
<p>16. <b>APPROVED</b> a three (3) year interlocal agreement between Volusia County and Volusia County School Board for the purchase of diesel fuel for Votran. [\$205,000.00] (Item 16)</p>	<p style="text-align: center;"><b>J. Dorsten</b></p>
<p>17. <b>CONTINUED TO A LATER DATE</b>, request to award contracts for additional supplemental paratransit services for the transportation disadvantaged to (i) Ace Special &amp; Personal Transportation Service, Inc./Orlando, Florida; and (ii) Buggs Transportation, Inc./Jacksonville, Florida for a period of one year, with two one-year renewals permissible upon mutual written agreement and approval of Council. Proposal No. 03-P-212 BB/Additional Supplemental Paratransit Services: (Item 17)</p>	<p style="text-align: center;"><b>K. Fischer M. Rigsby</b></p>
<p>18. <b>APPROVED</b> to award a contract for title services for Volusia County to the lowest responsive and responsible bidder, Spencer For Hire, Port Orange, Florida for an initial period of three years with an option to renew for two additional one-year periods. [\$270,000.00 over three (3) years] Bid No. 04-B-16 BB/Title Services. (Item 18)</p>	<p style="text-align: center;"><b>B. Kane</b></p>
<p>19. <b>APPROVED</b> the award of Bid #04-B-14DW to Prime Flight Aviation Services, Nashville, Tennessee based on specifications of bid for the operation of a shuttle service between the parking lots and the terminal. [\$75,000.00] (Item 19)</p>	<p style="text-align: center;"><b>S. Cooke</b></p>

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<p>20. APPROVED the recommendation of the Selection Committee and authorized staff to negotiate basic contract agreements with the three (3) recommended firms: E C Driver &amp; Associates, Tampa; Hardesty &amp; Hanover, LLP, Miami Lakes; and Lichtenstein Consulting Services, Fort Lauderdale for a period of three (3) years, to provide professional engineering services for movable span bridge projects. RSQ 04-SQ-15BL. (Item 20)</p>	<p style="text-align: center;">G. Brinton</p>
<p>21. APPROVED award Bid 03-B-235PW to the following two lowest responsive and responsible bidders: Advanced Painting of South Daytona and Charles Yokubonus &amp; Son, Inc. of Ormond Beach, for Painting Contractors for the County of Volusia. The initial term of award will be for three years with two one-year renewals contingent upon Council approval. [approximately \$290,000.00 for FY 2003-2004] Bid No. 03-B-235 PW - Painting Contractor. (Item 21)</p>	<p style="text-align: center;">F. Schwenck</p>
<p>22. APPROVED to award Bid No. 03-B-234 PW to the lowest responsive and responsible bidder, Schuller Contractors, Inc. of Orlando, Florida, for three (3) years with two (2) one-year renewals, for concrete installation, including materials and labor. [\$50,000.00 annually] (Item 22)</p>	<p style="text-align: center;">F. Schwenck</p>
<p>23. APPROVED to award contracts to the lowest responsive and responsible bidders by zone: Zone 1 ABC Express; Zone 2 Servello and Son; Zone 3 JEM Enterprises; Zone 4 ABC Express; Zone 5 JEM Enterprises; and Zone 6 Sunworks for lawn and ground maintenance services, for an initial three year period, with two one-year renewals permissible with Council approval. [approximately \$522,815.00 annually] Bid # 03-B-166 BB/PW Lawn and Grounds Maintenance. (Item 23)</p>	<p style="text-align: center;">B. Bishop P. Wilsky</p>
<p>24. APPROVED the recommendation of the Selection Committee and authorized staff to negotiate basic agreements with the following three (3) firms for a period of three (3) years for air service consulting services: Back Aviation Solutions/ERAU, Daytona Beach; P A Consulting Group, Inc., Washington, DC; and Sixil Consulting Group, Inc., Eugene, OR. RSQ 04-SQ-09BL/Provide Professional Air Service Consulting Services. (Item 24)</p>	<p style="text-align: center;">S. Cooke</p>
<p>25. APPROVED the extension of Bid # 02-B-73 regarding Laptop Computers for Polling locations with Sun Atlantic Corp., at the same terms and conditions for a period of one (1) year. [\$81,640.00] Bid #02-B-73/Laptop Computers. (Item 25)</p>	<p style="text-align: center;">D. Lowe</p>
<p>26. APPROVED to award bid regarding an indefinite quantity of alternators, compressors and starters for Votran Buses, to TRS Inc, Orlando Florida in accordance with Bid 04-B-40JJ, for a period of three (3) years, renewable for two (2) additional one (1) year periods contingent upon Council approval. [\$28,000.00 annually] Bid # 04-B-40JJ/Alternators, Compressors and Starters for Votran Buses. (Item 26)</p>	<p style="text-align: center;">J. Dorsten</p>
<p>27. APPROVED proposed Task Assignment No. 3 to the Contract with Environmental Consulting and Technology, Inc. for Professional Hydrogeological Services on Lease Parcel # 8 Facility at the Daytona Beach International Airport (Site Assessment - Phase I of III, Project No. P-5218), as presented. [\$67,758.00] (Item 27)</p>	<p style="text-align: center;">S. Kintner</p>
<p>28. APPROVED the Lake Monroe Trail Encroachment Agreement with Progress Energy Florida regarding the easement held by Progress Energy along the trail alignment connecting Gemini Springs with Lake Monroe Park. (Item 28)</p>	<p style="text-align: center;">J. Harper</p>

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29. APPROVED to grant a Development Order approving the application for a Final Plat and approved the required Maintenance Agreement and any necessary Performance Agreement for the Halifax Plantation Unit II, Section J subdivision, subject to resolution of conditions 1 through 4 contained therein. 04-S-FPL-0172/Halifax Plantation. (Item 29)	P. Panton
30. APPROVED settlement of the case of <i>McGrath v. County of Volusia</i> in the amount of \$18,000.00, plus payment of the private mediator's charges, which as of today's date will be approximately \$1,000.00. [\$18,000.00 plus mediation costs] (Item 30)	G. Minter
31. APPROVED proclamations to be presented outside of Council Chambers: Proclaiming December 8-14, 2003 as "Stewart Memorial United Methodist Church Week" in Volusia County; Proclaiming December 14-16, 2003 as "Sister City Campeche Days" in Volusia County; Proclaiming December 18, 2003 as "Eagle Scout Tom R. Evans Jr. Day" in Volusia County; Proclaiming January 4-10, 2004 as "City of DeBary 10 Year Anniversary Week" in Volusia County; Proclaiming January 11-17 as "Mainland Buccaneers Football Team Week" in Volusia County; Proclaiming February, 2004 as "Daytona Beach Lions Club 80th Anniversary Month" in Volusia County; and assigning a Council presenter on February 20, 2005 at 6:30 p.m. at the Pelican Bay Clubhouse. (Item 31)	M. Dorn
32. APPROVED special event application/calendar for events to take place on the beach located at 127 South Ocean Avenue, Daytona Beach, as it pertains to the waiver of alcoholic beverages only, at the following eight (8) events occurring in 2004: February 7-15 - Race Week; February 27 - March 28 Bike Week/Spring Break; April 9-11 - Easter Beach Run; May 4-10 - Dayton to Daytona Beach Bash; July 1-5 - 4th of July Holiday/NASCAR Race; July 16-18 - Bud Light Volleyball Tournament; October 21-24 – Biketoberfest and December 31-January 2 - New Year's celebration. (Item 32)	K. Sweat
33. APPROVED the extension of the Panama Jack Sponsorship Program for another five (5) years, from 2004 through 2009 as written, and authorized Council Chair and County Manager to sign the 2004 Agreement as approved by the Legal Department. (Item 33)	K. Sweat
34. ADOPTED Resolution No. 2004-11, adopting the Volusia County Community Rating System Floodplain Management Plan. (Item 34)	J. Ryan S. Whittaker
35. APPROVED the grant application to develop a countywide post-disaster recovery plan and ADOPTED Budget Resolution No. 2004-12 [\$100,000.00 – Grant Request: \$25,000.00; County Match: \$75,000.00] (Item 35)	J. Ryan S. Whittaker
36. APPROVED grant application to develop an EMPA Countywide Debris Management Plan, and ADOPTED Budget Resolution 2004-13 [\$75,000.00 - Grant request: \$25,000; County match: \$50,000] (Item 36)	J. Ryan S. Whittaker
37. SET PUBLIC HEARING FOR MARCH 4, 2004 @ 9:05 a.m., for consideration of the City of New Smyrna Beach, Department of Fire - Rescue, application for renewal of a Certificate of Public Convenience and Necessity (COPCN) for advanced life support, non-transport emergency medical services. (Item 37)	M. Zavadsky M. Rigsby
38. APPROVED the proposed Change Order No. 2 to Task Assignment No. 6 to the contract with McKim & Creed for Solid Waste Engineering Services for the Economic Development Initiative of I-4 and S.R. 44; and the extension of the Basic Contract as presented. [\$45,716.00] (Item 38)	J. Grusauskas

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39. APPROVED the extension of the current sludge-hauling contract with Waste Management of Orange City through January 1, 2005, at the current rate of \$85.00 per hour. [\$70,000.00 annually] (Item 39)	T. May
40. APPROVED the proposed Task Assignment No. 4 to the Contract with Quentin L. Hampton Associates, Inc. for drainage improvement engineering activities on Flomich Street, Atlanta Drive and Culverhouse Drive area as presented. [\$76,860.00] (Item 40)	G. Cook
41. APPROVED proposed Task Assignment No. 5 to the Contract for Utility Engineering Services with Quentin L. Hampton Associates, Inc. to prepare several elements of the Volusia County Long Range Water Supply Facilities Work Plan, so it can be included in amendments to the Comprehensive Plan, Project No. 5219, as presented. [\$52,600.00] (Item 41)	J. Thomson S. Mays
42. ADOPTED Budget Resolution 2004-14 approving the transfer and appropriation of \$6,000.00 from the Sheriff's Office Unclaimed Evidence Account into the Sheriff's Office Training Account for the renovation of the EVOC Classroom located at Highway 44 in DeLand. [\$18,000.00 of which \$6,000.00 is to be paid by the Criminal Justice Training Center at Daytona Beach Community College; and \$6,000.00 is to be paid by the Seminole County Sheriff's Office] (Item 42)	L. Bounds S. Whittaker
43. APPROVED the City of South Daytona Police Dispatch Contract and appropriate \$74,508 in revenue; request to approve the creation of four (4) new Telecommunicator positions in the Sheriff's Office Communications budget (001-400-3000); and ADOPTED Budget Resolution 2004-15 [\$74,508.00]. (Item 43)	L. Bounds S. Whittaker
44. ADOPTED Resolution No. 2004-17, authorizing the submission of an application to the State's Qualified Target Industrial Tax Refund Program (QTI) on behalf of J.P. Cycles, Inc. and the creation of up to 25 new customer service and distribution jobs and a local financial match of \$15,000.00. [Payment of the local match requirement (20%) \$15,000 will be matched against State funding of \$60,000 for a total benefit to the Company of \$75,000] (Item 44)	R. Michael S. Whittaker
45. APPROVED presentation of the interim report provided by the Beach Policy Advisory Board and requested that the issues list be taken to the beachfront cities for their input. The Council requested that un-used beach ramps be considered for use as parking and restrooms and a report was request to determine the percentage of out of county toll payers and what affect increasing the tolls would have. (Item 45)	J. Harper
46. WITHDRAWN Boat Facility Siting component of the Volusia County Manatee Protection Plan and its transmission to the Florida Fish and Wildlife Conservation Commission and the United States Fish and Wildlife Service for review and final approval regarding the Manatee Protection Plan - Phase II. (Item 46)*	S. Kintner
47. APPROVED the modification to the agreement between Enterprise Cemetery/Altman-Long Funeral Home and the County of Volusia to increase the cost of indigent burial payments from \$730.00 to \$995.00. (Item 47)	G. Fordham
48. CONTINUED TO February 5, 2004, Appointments to the Volusia Growth Management Commission. (Item 48)	M. Rigsby

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<b>49. APPOINTED Frank Bruno to the Selection Committee for Paratransit Consulting Services for VOTRAN. APPOINTED Joie Alexander to the Selection Committee for Community Services Home Investment Partnership Program. APPOINTED Jack Hayman to the Selection Committee for Affordable Multi-Family Rental Housing Construction Projects. (Council Time)</b>	<b>C. Olson</b>
<b>50. APPROVED extension of the Coke contract to March 31, 2004. (Staff Time)</b>	<b>C. Coto</b>
<b>51. APPROVED Dwight Lewis to sign the MPO interlocal agreement on behalf of Volusia County. (Council Time)</b>	<b>S. Whittaker</b>