

**COUNTY COUNCIL ACTION LIST  
DECEMBER 16, 2004**

1. <b>APPROVED</b> Proclamation for Citizen's Academy Day - The Fall, 2004 class of the Citizens Academy program is graduating and Donald O'Lone Day - Recognizing Ormond Beach resident Donald O'Lone for his tireless support of military veterans and his longtime contribution to the betterment of the community. (Item 1)	<b>M. Dorn</b>
2. <b>State of County Address and recognition of out-going Council Members.</b> (Item 2)	
3. <b>ADOPTED</b> Resolution 2004-241, recognizing that the Historical Societies will be celebrating the 150th Anniversary of Volusia County throughout the coming year. (Item 3)	<b>B. Holness N. Maddox S. Whittaker</b>
4. <b>ADOPTED</b> Resolution No. 2004-242, regarding request by Daytona Beach Community College (DBCC) for funding for the Corporate and Cultural Training Center. (Item 4)	<b>M. Greeson S. Whittaker</b>
5. <b>ADOPTED</b> Resolution No. 2004-243, authorizing the use of the uniform method of levy, collection and enforcement of non-ad valorem assessments. (Item 5)	<b>G. Minter</b>
6. <b>APPROVED</b> to hold additional meetings in Osteen, as described in Option 2, regarding the Osteen Local Plan Boundary Alternatives. (Item 6)	<b>M. Beamer</b>
7. <b>ADOPTED</b> Ordinance 2004-27, proposing a Small Scale Amendment CPMA-003-04 (Storch-Mongato) to the Volusia County Comprehensive Plan. This request is to change 7 acres from Agricultural Resource (AR) to Rural (R). (Item 7)	<b>M. Beamer S. Whittaker</b>
8. <b>ADOPTED</b> Ordinance No. 2004-20 with revisions, amendment to the Volusia County Zoning Ordinance 80-8, as amended, to implement housekeeping changes and corrections, and to incorporate new language concerning temporary outdoor sales. (Item 8)	<b>M. Robinson S. Whittaker</b>
9. <b>UPHELD THE RECOMMENDATION OF THE PLANNING AND LAND DEVELOPMENT REGULATION COMMISSION TO APPROVE</b> Zoning Case Z-04-120, application of Darren Elkind, Attorney for David Monk, Owner, requesting a rezoning from the A-2 (Rural Agriculture) zoning classification to A-4 (Transitional Agriculture) zoning classification. Resolution No. 2004-244 (Item 9)	<b>M. Robinson S. Whittaker</b>
10. <b>UPHELD THE RECOMMENDATION OF THE PLANNING AND LAND DEVELOPMENT REGULATION COMMISSION AND THE ZONING STAFF TO APPROVE</b> Zoning Case PUD-04-113, application of Rick Michael, Agent for County of Volusia, Owner, requesting a rezoning from the I-1 (Light Industrial) zoning classification and I-1/C (Light Industrial/Thoroughfare Overlay Zone) zoning classification to the IPUD (Industrial Planned Unit Development) zoning classification and IPUD/C (Industrial Planned Unit Development). Resolution No. 2004-245 (Item 10)	<b>M. Robinson S. Whittaker</b>
11. <b>CONTINUED TO JANUARY 20, 2005 @ 10:00 A.M., REHEARING OF</b> Zoning Case Z-04-097, application of Kirk Bauer, Attorney for Frank and Cynthia Fusco, Owners, requesting a rezoning from the A-1 (Prime Agriculture) zoning classification to A-4 (Transitional Agriculture) zoning classification. (Item 11)	<b>M. Robinson M. Rigsby</b>

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<p><b>12. UPHELD THE RECOMMENDATION OF THE PLANNING AND LAND DEVELOPMENT REGULATION COMMISSION AND THE ZONING STAFF TO APPROVE Special Exception Case S-04-116 with four (4) conditions, application of Peter Triolo, Jr., Agent for Morning Star Chapel of DeLand, Inc., Owner, requesting a special exception for a House of Worship on R-1C (Urban Single-Family Residential/Thoroughfare Overlay Zone) zoned property. (Item 12)</b></p>	<p><b>M. Robinson</b></p>
<p><b>13. UPHELD THE RECOMMENDATION OF THE PLANNING AND LAND DEVELOPMENT REGULATION COMMISSION AND THE ZONING STAFF TO APPROVE Special Exception Case S-04-117 with one condition, Application of Georgia Lockwood, Owner, requesting a special exception for a farmworker living facility on A-1 (Prime Agriculture) zoned property. (Item 13)</b></p>	<p><b>M. Robinson</b></p>
<p><b>14. UPHELD THE RECOMMENDATION OF THE PLANNING AND LAND DEVELOPMENT REGULATION COMMISSION AND THE ZONING STAFF TO APPROVE Special Exception Case S-04-045 with five (5) conditions and a revision to Condition #5 that only white vinyl fencing may be used. This is the application of Efrain and Aurora Gomez, Owners, requesting a special exception for a day care center on A-3C (Transitional Agriculture / Thoroughfare Overlay Zone) zoned property. (Item 14)</b></p>	<p><b>M. Robinson</b></p>
<p><b>15. APPROVED Task Assignment No. 7 to the contract with Environmental Consulting &amp; Technology, Incorporated of Orlando for professional hydrogeological services for the supplemental site assessment (pertaining to previously "closed in place" underground fuel storage tanks used by the US military during their activities at the airport) and reporting activities on Lease Parcels #9 (Sheltair) and #12 (NASCAR) facilities at the Daytona Beach International Airport (DBIA) Project No. 5251-A. [\$29,529.00] (Item 15)</b></p>	<p><b>G. Saalfeld</b></p>
<p><b>16. APPROVED the Florida Association for Community Action (FACA)/Hurricane Disaster Relief Grant Agreement; ADOPTED Budget Resolution 2004-247 and authorized the County Manager and Community Services Director to execute same. [\$42,300.00] (Item 16)</b></p>	<p><b>G. Fordham S. Whittaker</b></p>
<p><b>17. APPROVED the amendments to the Community Development Block Grant (CDBG) Program and Home Investment Partnership Program (HOME) Consolidated Plan for FY 2001/02, 2002/03, 2003/04 and 2004/05, in order to bring the projected use of funds into consistency with current project estimates, and to amend the activities per requests from the participating municipalities; authorized the Community Services Director, or designee, to submit related grant documentation to the U.S. Department of Housing and Urban Development and amend all subrecipient agreements, as necessary. (Item 17)</b></p>	<p><b>D. Phillips</b></p>
<p><b>18. APPROVED the recommended 3 new members and 6 reappointments to the Workforce Development Board of Flagler and Volusia Counties, Inc., as presented. (Item 18)</b></p>	<p><b>R. Williams</b></p>
<p><b>19. ADOPTED Resolution No. 2004-251, amending the Local Housing Assistance Plan. (Item 18A)</b></p>	<p><b>R. Williams S. Whittaker</b></p>

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<p>20. <b>APPROVED</b> Contract Amendment #2 with TranSystems Corporation, for the review of the final design and implementation plan for VOTRAN's Intelligent Transportation Systems (ITS) project, and verification that the proposed testing and acceptance procedures are in compliance with the specifications and review of the training program to ensure that it covers all of VOTRAN's needs. [\$62,047.52: Funding will be provided at 100% through a Federal Transit Administration grant] (Item 19)</p>	<p style="text-align: center;">K. Fischer</p>
<p>21. <b>APPROVED</b> to extend the existing Paratransit Services contracts due to expire on December 31, 2004, for a period of ninety (90) days, or until new contracts can be brought back to Council for approval. [\$600,000.00] (Item 20)</p>	<p style="text-align: center;">B. Bishop K. Fischer</p>
<p>22. <b>APPROVED</b> the interfund loans, from the General Fund to the respective funds, to cover their negative cash balances as of September 30, 2004. [\$5,728,244.00] (Item 21)</p>	<p style="text-align: center;">D. Gross</p>
<p>23. <b>APPROVED</b> the Lease Agreement for the PC Lease Program, to Pomeroy IT Solutions of Jacksonville, Florida, for a term of three (3) years, as presented, authorized the Chair and Manager to sign the agreement, and authorized the County Manager to execute related lease documents. [\$1,098,250.00] (Item 22)</p>	<p style="text-align: center;">E. Whitehead C. Olson</p>
<p>24. <b>APPROVED</b> the renewal of contracts regarding the County self-funded health plans, including: United Benefits, Fringe Benefit Management Company for claims administration (\$388,227.00); Sun Life Financial for stop loss insurance (\$1,637,082.00); Walgreen's Health Initiatives for pharmacy management (\$43,606.00); Physicians Preferred Healthcare Alliance for utilization review (\$127,114.00); The J. D. Allen Group for the employee assistance program (\$41,952.00) and mental health and substance abuse management (\$17,307.00); Florida Memorial Health Network (\$31,848.00) and Volusia Health Network (\$23,868.00) for physician networks, hospital contracts; and ancillary services; and The Standard Insurance Company provides short term disability insurance paid by the employees (\$350,927.00) and long term disability insurance (\$396,464.00) paid by the County for one year, and request to authorize the Council Chair and County Manager to sign the final contracts. [\$3,058,413.00] (Item 23)</p>	<p style="text-align: center;">M. Lary</p>
<p>25. <b>APPROVED</b> to extend the contract for the worker's compensation software maintenance program with Progressive Data Solutions, a division of Fiserv Solutions, Inc., for Volusia County Risk Management, from January 1, 2005 through December 31, 2005, and authorized the Council Chair and County Manager to sign the contract amendment. [\$5,035.56] (Item 24)</p>	<p style="text-align: center;">F. Catapano M. Lary</p>
<p>26. <b>APPROVED</b> the settlement of Liability Claim Number 10-04-02A, Claimant: Geraldine Leverenz. [\$19,347.00] (Item 25)</p>	<p style="text-align: center;">F. Catapano</p>
<p>27. <b>APPROVED</b> to award Bid No. 04-B-266DW for IBM and Sun Computer equipment maintenance services, to IBM Corporation, for an initial three-year term, with two additional one-year renewals, permissible upon Council approval. [\$192,000.00 per year] (Item 26)</p>	<p style="text-align: center;">E. Whitehead</p>

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<p>28. APPROVED to award Bid No. 05-B-06PW for plumbing services, to Daytona Plumbing and Heating of Holly Hill, Florida, and to Ferran Services and Contracting of Daytona Beach, Florida, for three (3) years, with two one-year renewals, contingent upon Council approval. [\$34,500.00] (Item 27)</p>	<p style="text-align: center;">B. Bishop F. Schwenck</p>
<p>29. APPROVED to award Bid No. 05B-10LB for intersection improvements to the lowest responsive, responsible bidder, P &amp; S Paving, Inc. of Daytona Beach, Florida, for the intersection improvements of the following: Part 1 Williamson Blvd. @ S.R. 400, Daytona; Part 2 Sugar Mill Rd. @ S.R. 44, New Smyrna Beach; Part 3 South Kepler @ S.R. 44, DeLand. [\$248,405.00] (Item 28)</p>	<p style="text-align: center;">G. Brinton</p>
<p>30. APPROVED a one-year extension of the existing contract with Manatron Inc. for Property Tax Collection Software, through December 31, 2005, and authorized the Council Chair and County Manager to sign the attached contract amendment. [\$125,000.00] (Item 29)</p>	<p style="text-align: center;">B. Kane</p>
<p>31. APPROVED to accept St. Johns River Water Management District (SJRWMD) funding to support Volusia County's continued participation in the Northern Coastal Basin program; and ADOPTED Budget Resolution 2004-248 [+ \$30,000.00] (Item 30)</p>	<p style="text-align: center;">S. Kintner S. Whittaker</p>
<p>32. APPROVED the "Land and Water Conservation Fund" grant award agreement for the Gardella property to the Florida Department of Environmental Protection; ADOPTED Budget Resolution No. 2004-249. [\$162,500.00: County of Volusia's ½ of matching amount is \$81,250.00; City of DeBary's ½ of matching amount is \$81,250.00] (Item 31)</p>	<p style="text-align: center;">D. Weaver S. Whittaker</p>
<p>33. APPROVED the contract for federal legislative representation services with the Joint Venture of Jefferson Government Relations, L.L.C. and Crotty and Bartlett, P.A. and authorized the County Manager and Council Chair to execute the contract. [\$75,000.00] (Item 32)</p>	<p style="text-align: center;">D. DeMarsh</p>
<p>34. APPROVED the contract for State Legislative Representation Services with Pennington, Moore, Wilkinson, Bell &amp; Dunbar in the amount of \$50,000.00, plus expenses not to exceed \$4,000.00. [\$54,000.00] (Item 33)</p>	<p style="text-align: center;">D. DeMarsh</p>
<p>35. APPROVED a continuation of the month-to-month lease from Sub-Tropic, LLC in Daytona Beach, for the storage and maintenance space for the Beach Safety Division. [\$24,120.00] (Item 34)</p>	<p style="text-align: center;">K. Sweat</p>
<p>36. APPROVED the purchase of 108 wall-mounted beds for the branch jail, from Pride Enterprises of Raiford, Florida, under State contract. [\$27,022.00] (Item 35)</p>	<p style="text-align: center;">K. Hickey</p>
<p>37. APPROVED the renewal of the fire protection and rescue services agreement with the City of Port Orange, for the period from October 1, 2004 through September 30, 2005, regarding providing fire protection and rescue services to the remaining properties in the Allendale area. [\$32,980.00] (Item 36)</p>	<p style="text-align: center;">J. Tauber</p>

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<p><b>38. APPROVED the purchase of Parcel 23 (a total parcel acquisition including a house) for the road widening and stormwater retention requirements pertaining to LPGA Boulevard from Jimmy Ann Drive to Nova Road Project P-1180, in the Holly Hill area, in accordance with the Right of Way Purchase Agreement. [\$92,000.00] (Item 37)</b></p>	<p style="text-align: center;"><b>G. Brinton</b></p>
<p><b>39. APPROVED the purchase of Parcel 15 (a total parcel acquisition including a tri-plex apartment building) for the road widening and stormwater retention requirements pertaining to LPGA Boulevard from Jimmy Ann Drive to Nova Road Project P-1180, in the Holly Hill area, in accordance with the Right of Way Purchase Agreement. [\$192,500.00] (Item 38)</b></p>	<p style="text-align: center;"><b>G. Brinton</b></p>
<p><b>40. APPROVED the Joint Project Agreement (JPA) between the County of Volusia and TECO Peoples Gas for the utility work associated with the widening of Clyde Morris Boulevard (from L.P.G.A. Boulevard to 1,500 feet north of Aberdeen), Project 4388-1. (Item 39)</b></p>	<p style="text-align: center;"><b>G. Brinton</b></p>
<p><b>41. APPROVED Task Assignment No. 2 to the contract with American Acquisition Group, LLC of Tampa, for right of way acquisition services for the I-4 Frontage Road from S.R. 472 to Orange Camp Road, Project No. 4738-1-R/W. [\$263,250.00] (Item 40)</b></p>	<p style="text-align: center;"><b>J. Enfinger</b></p>
<p><b>42. APPROVED Task Assignment No. 11 to the contract with CPH Engineers, Inc., of Sanford, Florida, for utility engineering services (including preparation of the facilities plan and other SRF planning documents and preparation of final plans, specifications, bid documents, engineering report, and permitting) for the project for the Southwest Regional Water Reclamation Facility (WRF) Expansion (from 1.2 million gallons per day to 3.0 million gallons per day) – Phase III Project No. 4323-J. [\$444,025.00] (Item 41)</b></p>	<p style="text-align: center;"><b>G. Marwick</b></p>
<p><b>43. APPROVED Change Order No. 1 to Task Assignment No. 7 to the contract with CPH Engineers, Inc. of Sanford, Florida, for utility engineering services, including assisting the County in preparing the County’s Consumptive Use Permit (CUP) to increase the presently permitted allocation of withdrawal from the Floridian Aquifer in the Halifax Plantation Utility Service Area, Project No. 5217. [\$29,975.00] (Item 42)</b></p>	<p style="text-align: center;"><b>G. Marwick</b></p>
<p><b>44. APPROVED Task Assignment No. 3 to WCG/Neel-Schaffer, Inc., for utility engineering services of the Spring Glen Reclaimed Water Line, including the design of approximately 3,400 linear feet of 8-inch to 12-inch reclaimed water main, preparation of construction documents, bidding phase services, and construction phase services (to include start up assistance) for the Spring Glen Reclaimed Water Line. [\$36,105.00] (Item 43)</b></p>	<p style="text-align: center;"><b>C. Jensen</b></p>
<p><b>45. APPROVED to adopt the revised Volusia Trails Map, as presented. (Item 44)</b></p>	<p style="text-align: center;"><b>J. Harper</b></p>
<p><b>46. APPROVED schematic design for the Ocean Center expansion project. (Item 45)</b></p>	<p style="text-align: center;"><b>M. Greeson</b></p>

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<p><b>47. APPROVED STAFF to move forward and work with cities regarding the Florida Inland Navigation District (FIND) and the U.S. Army Corps of Engineers, modifying current dredging and spoil disposal plans for Intra-coastal Waterway (IWW) allowing for a dune restoration project for the South Beaches in advance of the 2005 Atlantic Hurricane Season; and authorized the County Manager to execute a contract for associated engineering, design and permitting work, not to exceed \$200,000. (Item 46)</b></p>	<p style="text-align: center;"><b>J. Nolin</b></p>
<p><b>48. ADOPTED Resolution No. 2004-250 abandoning/vacating the subject portion of a 7-foot wide beach walkway easement in C.M. Wilder Subdivision (Ocean Dunes Road in the Daytona Beach area) and accept the replacement 15-foot wide and 10-foot foot wide beach walkway easements, with conditions. [Bellagio LLC and Shiv T.A.J. Inc., Petitioner] (Item 47)</b></p>	<p style="text-align: center;"><b>M. Greeson S. Whittaker</b></p>
<p><b>49. ADOPTED Ordinance No. 2004-26, Comprehensive Plan Amendment Cycle 04-2, with the deletion of Items 1 and 2 and Amendment Policy 12.2.1.7, included language regarding the SW Activity Center, subject to the conditions set forth by the Growth Management Commission (GMC) and approved to forward the remaining items to the Florida Department of Community Affairs for compliance review. (Item 48)</b></p>	<p style="text-align: center;"><b>M. Beamer</b></p>
<p><b>50. APPROVED 5% salary increase for the County Manager. (Item 49)</b></p>	
<p><b>51. APPROVED 5% salary increase for the County Attorney. (Item 50)</b></p>	
<p><b>52. APPROVED to refund Barbara Jeanes, Ormond Beach a refund of variance application fee of \$480.00 due to hurricanes. (Council Time)</b></p>	<p style="text-align: center;"><b>M. Robinson</b></p>
<p><b>53. APPROVED emergency purchase order for grout to fill the sinkhole on Howland Blvd. (Staff Time)</b></p>	<p style="text-align: center;"><b>M.A. Connor</b></p>
<p><b>54. APPROVED to challenge the City of Deltona regarding annexation of Bridges property. ADOPTED Resolution No. 2004-252, to initiate conflict resolution procedures. (D. Eckert – Staff Time)</b></p>	<p style="text-align: center;"><b>D. Eckert S. Whittaker</b></p>