

COUNTY COUNCIL ACTION LIST
December 15 and 16, 2005

1.	ACCEPTED retirements of John Goranson, David Hudson, Carl "Pete" Willard, Jr., Jean Absher. (Item 1)	D. Byron
2.	APPROVED Lucille Hunter Day - Dec. 15, 2005. (Item 1A)	D. Bryon
3.	CONTINUED Minutes from the County Council - Regular Session held September 4, 2003 to make revisions. (Item 2)	S. Whittaker
4.	CONTINUED Minutes from the County Council - Regular Session held September 9, 2004 to make revisions. (item 3)	M. Zimmerman
5.	APPROVED Agreement for Sale and Purchase between D.S.C. of Newark Enterprises, Inc. and the County of Volusia for 138.31 acres located off S.R. 400, Beville Road and contiguous to the Daytona Beach International Airport property; AUTHORIZED staff to proceed with closing; ADOPTED Budget Resolution No. 2005-243; ADOPTED IRS Resolution No. 2005 - 244 (Item 4)	D. Weaver D. McGee
6.	APPROVED Warranty Deed from the Florida Department of Transportation, subject to the easements and management responsibilities set forth therein, for the conveyance of the property known as Southern Pines Plantation of Florida, Inc. (Item 5)	D. Weaver B. Gardner
7.	APPROVED proposed agreement from Consolidated Tomoka Land Company regarding impact fee credits for five road projects: Dunn Avenue, Tymber Creek Boulevard, Hand Avenue, Stagecoach Road and LPGA Boulevard. (Item 6)	M. Connors
8.	ADOPTED Resolution No. 2005-245 delegating the exercise of specified County Redevelopment Powers to the City of Daytona Beach Shores for the Beach Improvement Project Area, with revisions to paragraph 7b (\$5 million instead of \$3.5 million and deleting the words "or after the passage of 2 years from adoption of this resolution, whichever occurs first." (Item 7)	M. Greeson
9.	ADOPTED Resolution No. 2005-246, authorizing the use of the uniform method of levy, collection and enforcement of non-ad valorem assessments. (Item 8)	J. Seaman
10.	ADOPTED Ordinance No. 2005-20, Comprehensive Plan Amendment Cycle 05-2, as set forth, and APPROVED to forward it to the Florida Department of Community Affairs for compliance review. (Item 9)	M. Beamer
11.	ADOPTED Ordinance No. 2005-22, amending Section 38-31 of The Code of Ordinances of the County of Volusia relating to F.S. 318.1215, the Dori Slosberg Driver Education Safety Act. [+298,000.00] (Item 10)	J. MacConnell
12.	UPHELD the PLANNING and LAND DEVELOPMENT REGULATION COMMISSION RECOMMENDATION OF APPROVAL of Z-05-140 – Application of Gerald and Margaret DiTaranto, Owners, requesting a rezoning from the B-9 (General Office) and R-3 (Urban Single-Family Residential) zoning classifications to the R-3 (Urban Single-Family Residential) zoning classification; and ADOPTED Resolution 2005-247. (Item 11)	M. Robinson
13.	UPHELD the PLANNING and LAND DEVELOPMENT REGULATION COMMISSION RECOMMENDATION OF APPROVAL of Z-05-141 – Application of Michael Boland, Owner, requesting a rezoning from the R-4 (Urban Single-Family Residential) and R-6 (Urban Two-Family Residential) zoning classifications to the R-6 (Urban Two-Family Residential) zoning classification; and ADOPTED Resolution 2005-248. (Item 12)	M. Robinson

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<p>14. UPHELD the PLANNING and LAND DEVELOPMENT REGULATION COMMISSION RECOMMENDATION OF APPROVAL of Z-05-145 – Application of Kim Booker, Attorney for Robert Sackman, Trustee, Owner, requesting a rezoning from the B-3C (Shopping Center/Thoroughfare Overlay Zone) and B-4C (General Commercial/Thoroughfare Overlay Zone) zoning classifications to the B-4C (General Commercial/Thoroughfare Overlay Zone) zoning classification; and ADOPTED Resolution 2005-249. (Item 13)</p>	<p style="text-align: center;">M. Robinson</p>
<p>15. REVERSED the recommendation of the PLANNING and LAND DEVELOPMENT REGULATION COMMISSION RECOMMENDATION OF APPROVAL of Zoning Case Z-05-108 and DENIED the Application of Raymond and Carol Youngblood, Agent for Owner, William and Michelle Fitzgerald, Owners, requesting a rezoning from the B-4 (General Commercial) zoning classification to the RR (Rural Residential) zoning classification. (Item 14)</p>	<p style="text-align: center;">S. Ashley</p>
<p>16. UPHELD the PLANNING and LAND DEVELOPMENT REGULATION COMMISSION RECOMMENDATION OF APPROVAL of Z-05-122 – Application of Crestita Bagano Bell, Owner, requesting a rezoning from the A-1 (Prime Agriculture) zoning classification to the A-2 (Rural Agriculture) zoning classification; and ADOPTED Resolution 2005-250. (Item 15)</p>	<p style="text-align: center;">S. Ashley</p>
<p>17. UPHELD the PLANNING and LAND DEVELOPMENT REGULATION COMMISSION RECOMMENDATION OF APPROVAL of Z-05-136 – Application of Jeffrey Hampton, Contract Purchaser, JP Morgan Trust Company, Trustee of Helen Tucker Brown Estate, Owner (deceased), requesting a rezoning from the A-2 (Rural Agriculture) zoning classification to the MH-8 (Rural Mobile Home Estate) zoning classification; and ADOPTED Resolution 2005-251. (Item 16)</p>	<p style="text-align: center;">M. Robinson</p>
<p>18. CONTINUED the request to approved PUD-05-090 - Application of Javier Omana, Agent for Owner, Mar-les, Inc., Owners, requesting a rezoning from the R-4 (Urban Single-Family Residential) zoning classification to the Kepler Oaks RPUD (Residential Planned Unit Development) zoning classification, subject to any revisions to the Development Agreement and Master Development Plan in lieu of the additional information provided by the Applicant since the Planning and Land Development Regulation Commission hearing of July 12, 2005. (CONTINUED TO JANUARY 5, 2006 @10AM (Item 17)</p>	<p style="text-align: center;">S. Ashley</p>
<p>19. DENIED the recommendation of the PLANNING AND LAND DEVELOPMENT REGULATION COMMISSION RECOMMENDATION OF APPROVAL with recommended conditions of S-05-142 - Application of Michael Boland, requesting a special exception for a multifamily standard or manufactured dwelling on the proposed R-6 (Urban Two-Family Residential) zoning classification. (Item 18)</p>	<p style="text-align: center;">M. Robinson</p>
<p>20. UPHELD the PLANNING and LAND DEVELOPMENT REGULATION COMMISSION RECOMMENDATION OF APPROVAL of S-05-146 - Application of Mark Jones, requesting a special exception for a single-family residence on B-8 (Tourist Commercial) zoned property. (Item 19)</p>	<p style="text-align: center;">S. Ashley</p>

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<p>21. UPHELD the PLANNING and LAND DEVELOPMENT REGULATION COMMISSION RECOMMENDATION OF APPROVAL with recommended conditions S-05-143 - Application of Brian and Susan Reilly, requesting a special exception for a Garage Apartment on R-3 (Urban Single-Family Residential) zoned property. (Item 20)</p>	<p>S. Ashley</p>
<p>22. REVERSED the PLANNING and LAND DEVELOPMENT REGULATION COMMISSION RECOMMENDATION OF DENIAL and UPHELD Staff's recommendation of approval of S-05-137 - Application of David and Catherine Ownby, requesting a special exception for a recreational area (Paintball facility) on A-2 (Rural Agriculture) zoned property with Staff's Conditions numbered 1 through 10 (Staff's recommendation #11 is deleted). (Item 21)</p>	<p>M. Robinson</p>
<p>23. UPHELD the PLANNING and LAND DEVELOPMENT REGULATION COMMISSION RECOMMENDATION OF APPROVAL subject to conditions 1 thru 8 of S-05-074 - Application of Full Throttle Paintball, Applicant, Bernard and Bernadette Serafinowicz, requesting a special exception for a recreational area on A-1 (Prime Agriculture) zoned property. (Item 22)</p>	<p>S. Ashley</p>
<p>24. DENIED the application to rehear Case No. S-05-052 - Application of D. Patterson and Lori Taylor, Owners, requesting a special exception for a Home Occupation, Class B on FR (Forestry Resource) zoned property. (Item 23)</p>	<p>S. Ashley</p>
<p>25. APPROVED purchase of the replacement voting system offered by Election Systems & Software, Inc., with the option to upgrade to the AutoMARK system when it is certified by the Secretary of State, Division of Elections; ADOPTED Resolution No. 2005-256 and ADOPTED Budget Resolution No. 2005-257. (Item 24)</p>	<p>R. Karl</p>
<p>26. APPROVED the final one-year renewal of Bid No. 02-B-39 to Servello and Son, Inc. of DeBary, Florida, for landscape/grounds maintenance at the Daytona Beach International Airport. [\$87,000.00] (Item 25)</p>	<p>D. McGee</p>
<p>27. APPROVED McQuay Services as the single-source provider for chiller maintenance at the Daytona Beach International Airport and to authorize the Director of Purchasing and Contracts to issue a three year price agreement. [\$46,934.00] (Item 26)</p>	<p>D. McGee A. Smith</p>
<p>28. APPROVED the 40-year prepaid lease with the Volusia County School Board for a 39.75-acre bus transportation facility site at the Daytona Beach International Airport and authorize the County Chair and County Manager to execute all documents. [\$3,161,800.00] (Item 27)</p>	<p>S. Cooke</p>
<p>29. APPROVED the submission of the FY 2005/06 HOME TBRA grant application in the amount of \$500,000.00; authorize the County Manager, County Chair or their designee to sign the grant application; and authorize the Community Services Director or designee to process program amendments, as necessary. (Item 28)</p>	<p>D. Phillips</p>
<p>30. APPROVED the interfund loans from the General Fund to the respective funds, to cover their negative cash balances as of September 30, 2005. [\$31,851,000.00] (Item 29)</p>	<p>D. Gross</p>

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<p>31. APPROVED award a Price Agreement to Municipal Equipment Company of Orlando Florida, for a period of three years with the option for two one-year additional extensions, contingent on Council approval, for the purchase of fire and rescue parts and equipment. [\$75,000.00] Bid No. 06-B-18JJ (Item 30)</p>	<p style="text-align: center;">G. Baker</p>
<p>32. APPROVED a single source price agreement with Ten-8 of Sanford, Florida, for the purchase of Pierce OEM parts for a period of three years with the option to renew two one-year periods, contingent upon Council approval. [\$50,000.00] (Item 31)</p>	<p style="text-align: center;">G. Baker</p>
<p>33. APPROVED authorization for the Director of Purchasing and Contracts to issue price agreements for the period of December 20, 2005 to December 19, 2008, contingent upon continued renewal of the Western States Contracting Alliance Master Price Agreements, to Sprint/Nextel and Cingular Wireless for wireless communication services and equipment. (Item 32)</p>	<p style="text-align: center;">B. Clausen Cheryl Olson</p>
<p>34. APPROVED awarded Bid No. 06-B-08SR to The Fishel Company, Information Technology Data Solutions, Inc., and TTM, Inc. for the period of January 1, 2006 to December 31, 2009, with two annual renewal options contingent upon approval by Council, to assist with communications cabling installation, maintenance, and repair services. (Item 33)</p>	<p style="text-align: center;">B. Clausen</p>
<p>35. APPROVED awarded Bid No. 05-B-200RB to Stationary Power Services of Clearwater, Florida, at a total initial cost of \$118,892.00 and an annual maintenance fee of \$3,284.00, for uninterruptible power supply (UPS) for the Information Technology Data Center. [\$118,892.00] (Item 34)</p>	<p style="text-align: center;">K. Hopper</p>
<p>36. APPROVED one-year extension of the contracts for the County's Self Funded Health Plan, Short Term & Long Term Insurance, Voluntary Term Life, Group Life and Cancer Insurance and Section 125, and authorize the County Chair and County Manager to execute same. [\$4,582,686.00] (Item 35)</p>	<p style="text-align: center;">M. Lary</p>
<p>37. APPROVED one-year extensions for Price Agreement #4386, Plexus Marketing, Inc. of DeLand, Florida, and Price Agreement #4385, Argo Uniforms of Hallendale Beach, Florida, for the purchase of professional style uniforms for the coming year. [\$200,000.00] (Item 36)</p>	<p style="text-align: center;">C. Olson</p>
<p>38. APPROVED contract with Motorola, Inc. for the purchase of the AMANDA software which would integrate all of the permitting and land development functions of the department, contingent upon Council approval of a contract for implementation and maintenance with CSDC Systems, Inc. by February 16, 2006. [\$640,003.00] (Item 37)</p>	<p style="text-align: center;">P. Flomerfelt</p>
<p>39. APPROVED application and acceptance of a General Program Support Grant from the Division of Historical Resources, Florida Department of State, for the DeBary Hall historic site; and ADOPTED Budget Resolution No. 2005-252 appropriating the grant funds and the match transfer funds from the General Fund, Leisure Services. [\$30,000.00: Match Funds = \$15,000.00] (Item 38)</p>	<p style="text-align: center;">N. Maddox</p>

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<p>40. APPROVED a Development Order approving the application for a Final Plat and approve the required Maintenance Agreement and any necessary Performance Agreement for the Plantation Bay Section 1B-V, Unit 1A subdivision, subject to resolution of conditions 1 through 2 contained therein. Final Plat Application 06-S-FPL-0132 (Item 39)</p>	<p style="text-align: center;">P. Panton</p>
<p>41. APPROVED the Historic Ormond-by-the-Sea Scenic Trail JPA Supplemental Amendment Number 2 with the Florida Department of Transportation and authorize the County Manager to execute same; and request to ADOPTED Budget Resolution No. 2005-258 appropriating the funds. [\$20,000.00 paid by FDOT] (Item 40)</p>	<p style="text-align: center;">M. Beamer</p>
<p>42. APPROVED to accept the proposal of SimplexGrinnell of Jacksonville, Florida, to replace the fire safety system in the Volusia County Courthouse, and authorize the County Chair and County Manager to execute the final contract documents. [\$885,000.00] (Item 41)</p>	<p style="text-align: center;">R. Staten</p>
<p>43. APPROVED Task Assignment No. 3 to Hughes Associates, Inc. of Orlando, Florida, for construction phase services during the replacement of portions of the fire safety system in the Volusia County Courthouse. [\$90,000.00] (Item 42)</p>	<p style="text-align: center;">R. Staten F. Schwenck</p>
<p>44. APPROVED the application and acceptance of the State Criminal Alien Assistance Program reimbursement from the Department of Justice and ADOPTED Budget Resolution No. 2005-253 appropriating \$80,000.00 in reimbursement and expenses associated with the Criminal Alien Assistance Program. [+\$80,000.00] (Item 43)</p>	<p style="text-align: center;">C. Clifford</p>
<p>45. APPROVED the Flood Mitigation Assistance Program for the demolition/rebuild of the home located at 985 Shockney Drive in the Ormond Beach area; and ADOPTED Budget Resolution No. 2005-254 appropriating the funds. [75% Federal share of the project cost = \$145,481.00; Applicant pays 25% difference in total project costs] (Item 44)</p>	<p style="text-align: center;">J. Ryan</p>
<p>46. APPROVED payment to the Utilities Commission, City of New Smyrna Beach for FY 03/04 and 04/05 hydrant maintenance within the Silver Sands-Bethune Beach Municipal Services District. [\$53,300.00](Item 45)</p>	<p style="text-align: center;">J. Tauber</p>
<p>47. APPROVED the recommendation of the Selection Committee and authorize staff to negotiate basic contract agreements with the recommended five firms, to provide Professional Collection of Digital Topographic Data & Digital Orthophotography Services, for a period of three years. <u>RSQ 06-SQ -06RB</u> (Item 46)</p>	<p style="text-align: center;">M. Connors</p>
<p>48. APPROVED Change Order No. 2 to the 27th Avenue Park Seawall contract with Antinori Group, Inc. to replace hurricane damaged seawalls within public rights of way at 29th Avenue, with a 180-day extension of time. [\$161,140.15] (Item 47)</p>	<p style="text-align: center;">G. Brinton</p>
<p>49. APPROVED the purchase of Parcel 101 (a total parcel acquisition of 1.629 acres of vacant land) in accordance with the Right of Way Purchase Agreement, for the purpose of extending Madeline Avenue from Sauls Street to U.S. Highway 1 in the Port Orange area. [\$225,900.00]. (Item 48)</p>	<p style="text-align: center;">G. Brinton</p>

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50. APPROVED Bid No. 05-B-238LB to ZFI Engineering & Construction, Inc. of Orlando, Florida, for the Saxon Boulevard pipe re-construction. [\$187,624.08]. (Item 49)	G. Brinton
51. APPROVED Bid No. 06-B-04LB to E.J. Breneman, L.P. of West Lawn, PA, for the full depth reclamation of various Volusia County roads. [\$663,143.05] (Item 50)	G. Brinton
52. APPROVED Bid No. 05-B-224LB to Waste Energy Technology, LLC, of Ft. Walton Beach, Florida, regarding Contract No. 1172 for the North Cell Landfill Gas System Phase 1. [\$1,100,142.50] (Item 51)	J. Grusauskas
53. AUTHORIZED the Sheriff's Office to apply for a \$100,000.00 Violent Crime and Drug Control Council Matching Drug Control & Money Laundering Grant from the Florida Department of Law Enforcement (FDLE); and ADOPTED Budget Resolution No. 2005-255 appropriating the revenues and expenses associated with the grant. [\$100,000.00] (Item 52)	L. Bounds
54. APPROVED a 5% salary increase for the county attorney. (Item 53)	
55. Council Member Hayman appointed to RSQ #06-SQ-31DW, Consulting Services to Improve Public Works' Operations Using Management and Technology Best Practices, Opened 11/30/05 (Selection Committee Appointment)	F. Bruno
56. Council Member Alexander appointed to RFP #06-P-39BB, Permanent Rental Housing, Opens 12/2005 (Selection Committee Appointment)	F. Bruno
57. Council Member Hayman appointed to RSQ #06-SQ-47LB, Architectural & Engineering Services for new Land Acquisition & Mgmt Field Office, Opens 1/5/06. (Selection Committee Appointment)	F. Bruno
58. Council Member Alexander appointed to RFP #06-P-40DW, Retail / Commercial Development Land Use on Property Owned by Daytona Beach International Airport, opens 1/4/06. (Selection Committee Appointment)	F. Bruno
59. Council Member Lewis appointed to RSQ #06-SQ-64: Architectural and Engineering Services for the DeLand Intermodal Transportation Facility: Opens January 19, 2006	F. Bruno
60. APPROVED the list of 5 prospective applicants, for Council's consideration at another meeting, regarding the position of County Manager. (Reports)	D.DeMarsh
61. APPROVED extension of Progress Energy agreement, with closing date of January 31, 2007. [Item 10, page 10-10] (Staff Time)	D. Weaver D. Eckert
62. AUTHORIZED the County Manager, or Interim County Manager to exercise the County's option, under the contract, for the ES&S voting equipment. (Staff Time)	D. Eckert
63. AUTHORIZED holding off on Development Agreements for impact fees until policy workshop is held. (Council Discussion)	M. Greeson
64. AUTHORIZED holding off on any joint workshop summits until smart growth is discussed. (Council Discussion)	