

*Planning Board Meeting Minutes
March 26, 2009*

A regular meeting of the City of Daytona Beach Planning Board was held on Thursday, March 26, 2009, at 6:00 PM in City Hall Commission Chambers, 301 S. Ridgewood Ave., Daytona Beach, Florida.

Board members Present were as follows:

Jeff Hurt
Tracy Remark
Bob Hoitsma
Janet LeSage
Ken Wood
Larry Moore
James Neal
Sam Rogers
Cathy Washington

Absent Members:

Edith Shelley
John McGhee, II

Staff members present:

Mr. Paul McKittrick, Chief Administrative Officer
Mr. Richard Walton, Planning Director
Mr. Thad Crowe, Planning Manager
Ms. Carrie Lathan, Assistant City Attorney
Mr. Jason Jeffries, Redevelopment Project Manager
Ms. Rose Askew, Planning Technician

1. **Call to Order**

Robert Hoitsma, Chair called the meeting to order at 6:00 pm.

2. **Roll Call**

Ms. Washington called the roll and noted members present as listed above.

3. **Approval of the Minutes:** March 12, 2009 and March 26, 2009.

Board Motion

It was moved by Mrs. Remark to approve the March 12, 2009 and March 26, 2009 Planning Board Meeting Minutes. Seconded by Mr. Moore.

Board Action

The motion was approved 9-to-0.

4. **Rezoning, DEV 2008-148, Ridgewood PCD**

A request by Mark Dowst, P.E., LLC, on behalf of Paul and Susan Holmes, Holmes Schoolhouse, LLC to approve an ordinance amending an approved Planned Commercial Development (PCD) for 2.2± acres of land located at 737 South Ridgewood Avenue to allow for revisions to the list of allowable uses, sign standards, and project completion schedule.

Staff Presentation

Thad Crowe, Planning Manager gave a PowerPoint Presentation. He stated this was a request for Planned Commercial Development (PCD) modifications for additional permitted uses in the development agreement, additional signage, and Phase III extension. He stated the site was located on Ridgewood Avenue, north of Bellevue at the tail end of the historic district between Palmetto and Ridgewood Avenue. He stated it was not in a redevelopment area; had various types of land uses and the area around it was zoned is T-2. Mr. Crowe stated the proposed additional permitted uses, signage changes and extension were listed below:

- church uses
- medical offices with accessory sales
- food service and sales (1500 sq. ft. maximum)
- clubs and lodges
- personal services
- assembly activities (2,000 square foot maximum)
- convention and training rooms (2,000 square foot maximum)
- Multi-family residential (Phase III building and second floor of Phase II building only).

PCD Modification: Signage changes

- Ground sign for “annex”/northerly building
- Wall signs to be allowed on all sides of buildings (currently only allowed on Ridgewood-front of buildings)

PCD Modification: Phasing to be extended for four years (to 2015) to allow the applicant time to get building permits for the residential building on Palmetto.

Mr. Crowe stated the applicant was requesting the extension due to the market slowdown and staff was recommending approval of signage with the following conditions:

- For second/northerly ground sign, limit size to 50 square feet
- Prohibit internal illumination
- Require simple, rectangular brick structure that is similar to building in terms of color.
- For wall signs, prohibit bright/garish colors and internal illumination.

Mr. Crowe stated staff was recommending approval of additional uses with the following conditions:

- Remove “clubs and lodges” from the permitted uses listed.
- Remove “accessory sales” from the medical office use.
- Limit restaurant size to one space with no more than 750 square feet of customer service area.
- Limit assembly and convention space to 1,500 square feet.

Mr. Crowe stated the Historic Preservation Board voted unanimously to approve the request with staff’s conditions and the additional condition that wall and ground signs be in keeping with the historic character of the building as determined by staff.

Mrs. Remark asked if the applicant would agree to do informational signs for pedestrian direction instead of wall signs would that already be allowed in the LDC and not require a permit. She referenced LDC, Article 18, and Section 6.5(e).

Mr. Crowe replied that would be correct but for clarification the proposed signs typically refer to something like a small stop sign or a parking lot sign.

Mr. Moore asked the size of the wall signs.

Mr. Crowe replied the PD had specific sizes for wall signs and it trumped the LDC.

Applicant Presentation

Mark Dowst, Project Engineer, 536 North Halifax, Daytona Beach stated he and the applicant were in agreement with all of the recommendations from staff. He asked for a little flexibility on the recommendation from staff that the second sign match the brick of the building. He stated the other sign was not quite that way but they did want to make it attractive. He asked to be able to bring in a sign a sign that was compatible that staff liked but was not brick. Mr. Dowst stated there had also been quite a bit of discussion on other ways of handling the signage and that Mrs. Remark would give further background on it. He stated it was kind of tricky and the challenge was adding signage in such a way that it blends in with the character of the building.

Ms. LeSage stated she had received several calls from single-family residents that lived across the street from the project and they were very happy to live in a historic district and also happy to see the building restored. She stated they actually had quite a few questions about Phase III. She stated they wanted to make sure Phase III in the second building was not multi-family. She asked if multi-family was only in the very back facing Palmetto.

Mr. Dowst replied that was correct and the agreement contained a change that would allow multi-family on the second floor of the building.

Ms. LeSage asked if that was included in the latest phase.

Mr. Dowst replied no it was in Phase II.

Ms. LeSage asked what the approximate square footage was for most of the units being proposed in Phase II, second building to the north that already existed.

Mr. Dowst replied the total square footage of the building was 14,643 and basically each floor would be 7,000 square feet, so the lofts would be on the second floor and would be divided up.

Ms. LeSage asked for a ballpark figure as to how many units he thought it would be.

Mr. Dowst replied maybe four.

Mrs. Remark stated she thought each floor was 3,100 square feet.

Mr. Dowst stated so it would be approximately 3 units on the second floor.

Ms. Lesage stated and five in the back.

Mr. Dowst replied yes.

Ms. LeSage asked if any of the exits would go out onto Palmetto Avenue or would all of the exits go onto US1.

Mr. Dowst replied the way the project was designed all of the exits except went out to US1. He stated trying to keep the residential access was a concern when they originally came through.

Mrs. Remark asked if the church use would be downstairs.

Mr. Dowst replied that was correct.

Mrs. Remark stated her church was 45x70 and they could easily put in 250 seats and they had 70 parking spaces. She stated granted a church was not individuals but even if you did half of that and it was off hours, you now have 125 people coming to church and 70 parking spaces, there would be 55 cars in those spaces.

Mr. Dowst replied basically it was 70 spaces and they were going to restrict the use to be "not between the hours of 8:00 am to 5:00 pm, Monday through Friday.

Mrs. Remark stated that was not currently in the development agreement.

Mr. Dowst replied no but adding that restriction was what he discussed with her.

Mrs. Remark asked if the assembly room was one room or several rooms.

Mr. Dowst replied only one room.

She asked what the use would be for the assembly room and what the hours of operation would be.

Mr. Dowst replied it could be during normal business hours but they understood there was limited parking and would not schedule two activities at the same time.

Mr. Moore asked how the tax exempt status would work for the church on leased property.

Mr. Dowst replied they would not own the property they would be leasing.

Mrs. Remark stated she called the property appraiser's office and was told since they were renting, they would not get tax exempt status.

Board Motion

It was moved by Mr. Hurt and seconded by Ms. Washington to approve Rezoning, DEV 2008-148, Ridgewood PCD with the staff's comments and the restriction that the church not operate between the hours of 8:00 am to 5:00 pm, Monday through Friday.

Board Discussion

Mrs. Remark stated she had given a lot of thought about the signage and she did not think there should be any wall signage on the buildings at all. She stated she felt it was not something that needed to be addressed in the PCD if the Board directed staff to work with the applicant to come up with some type of information/identification type of signs that would take care of what it was the applicant was trying to do. She stated the architecture of the building did not have solid flat walls and felt wall signs would ruin the look.

Mr. Walton stated it would have to be addressed in the PCD if it were something larger than what was allowed in the code.

Mr. Crowe asked Mrs. Remark for some parameters and some guidance on where the signs would be.

Mrs. Remark stated she did not want to tie anyone's hands because she felt staff could come up with something much better than what they presently had.

Mr. Crowe asked if the signs would have the names of the tenants on them.

Mrs. Remark replied probably the directory signs at the back would.

Mr. Hurt stated the directory sign would work after whoever was coming there for whatever business they had but for someone that was driving by, there are multiple entrances to the building and they would not see the signs. He stated there could be people wondering around and they would need signs to direct them back to the building. He stated there would be multiple tenants and they needed the signage being requesting for people just driving by.

There was additional discussion on what type of signs should go on the buildings.

Mr. Hoitsma stated there was a motion on the floor and a second. He asked if anyone wanted to withdraw their motion or second. Mr. Hurt and Ms. Washington replied no.

Mrs. Remark stated she wanted to propose an amendment.

Mr. Hoitsma stated she could not unless the motion was withdrawn.

Mr. Hurt replied he would not withdraw.

Mrs. Remark stated she thought Robert's Rules of Order stated an amendment could be made.

Mr. Walton stated only if the second was withdrawn.

Board Action

The motion was approved by roll-call-vote 7-to-2 with the breakdown as follows:

Jeff Hurt	Yes
Tracy Remark	No
Bob Hoitsma	Yes
Janet LeSage	Yes
Ken Wood	Yes
Larry Moore	No
James Neal	Yes
Sam Rogers	Yes
Cathy Washington	Yes

5. **Land Development Code Ordinance, DEV 2009-011 – Amendment to Sign Code to allow for Sandwich Boards in RDD-1 District**

An administrative request by The City of Daytona Beach, Development and Administrative Services Department, Redevelopment Division to amend the Land Development Code (LDC), Article 18 (Appearance Standards), Section 6 (Signs), revising the sign code to permit retail and restaurant uses to have sandwich board signs in front of their stores in the RDD-1 (Beach Street Retail) and RDD-2 (Central Business Mixed) zoning districts.

Staff Presentation

Jason Jeffries, Redevelopment Project Manager gave a PowerPoint presentation. He stated staff was proposing an LDC change to allow sandwich board signs and also a few amendments to easel board signs in the RDD1 and RDD2 zoning districts. He stated both of the zoning districts were in the Downtown Redevelopment area and staff had been working with both the Downtown Merchants and Downtown Partnership. He stated the proposal had gone before the Redevelopment Board for their consideration and was approved. Mr. Jeffries stated the signs would be on private property as well as on the public sidewalk. Mr. Jeffries stated merchants would like the ability to have the signs and that was the reason staff had been working with the Downtown Partnership. He stated currently sandwich board signs were not permitted anywhere in the City but they were allowed at times, by agreement through the sidewalk café licenses. He stated upon approval of the board, easel signs up to eight square feet were currently allowed. He stated the new code amendment would allow for more consistent enforcement because downtown bandit signs had been popping up. He stated current regulations were as follows:

- Article 18 (Appearance Standards), Section 6.6(a)(6) (Prohibited Signs), states “*Except to the extent specifically provided otherwise, the following signs or sign characteristics are prohibited in all districts, and no permit shall be issued authorizing erection of any of the following: Mobile or portable signs or sign structures that are not securely attached to the ground or to any other structure, including trailer signs, A-frame signs, and sandwich signs, except temporary traffic control signs. Frame signs and sandwich signs are prohibited.*”
- Article 18 (Appearance Standards), Section 6.10 (Sign Types and General Standards), Easel Signs (b)(2) states “*Where permitted, easel signs shall meet the following standards: “The sign area shall not exceed eight square feet.”*”

Mr. Jeffries showed a series of signs as examples for the Board to get a visual of the signs.

There was discussion between the Board and Mr. Jeffries about where the signs should be placed on the sidewalks and the size of the signs.

Mr. Jeffries stated the Downtown Redevelopment Area Board recommended approval unanimously; Historic Preservation Board also reviewed and approved the proposal unanimously. He stated staff was recommending approval of the amendment to LDC to allow sandwich board signs on public sidewalks in RDD-1 and RDD-2 zoning districts with the following conditions:

- Signs shall have a professional, finished appearance; and shall be maintained in good condition.
- Signs shall only be erected during business hours of operation and shall be removed in case of an emergency.
- Signs should be placed so that a minimum six foot walking path is maintained.
- Purpose of the sign shall be to promote a retail or restaurant establishment.
- Sign structure shall be a maximum height of four feet above the sidewalk elevation and a maximum width of three feet.
- Sign area not to exceed eight square feet per single side.
- Sign placed on the public sidewalk directly in front of the business (storefront).
- Sign frame constructed of durable materials such as decorative metal, wrought iron, wood with treated edges, or durable plastic; shall have a professional, finished appearance; and shall be maintained in good condition. Use of cardboard, plywood, paper, canvas or similar impermanent material for the sign frame is prohibited.
- Sign may contain a chalk or white board area for daily changeable copy.
- In redevelopment area, denial for a sandwich board sign permit may be appealed to the applicable redevelopment area board.

Mr. Hoitsma recommended adding the word continuous to the language "*Signs should be placed so that a minimum six foot walking path is maintained regarding.*" He stated this would prevent someone from putting the sign in the middle of the sidewalk.

Mr. Jeffries recommended changing the language to read "*the signs should be placed so that a minimum six foot unobstructed walking path was maintained.*" He stated the main intent was to have the sign on either side of the walking path.

Mr. Hoitsma asked if there was a difference between sign structure and sign area.

Mr. Jeffries replied yes.

Mr. Hoitsma stated so they would be limited to eight square feet for the actual sign but the structure could be up to 12 square feet.

Mr. Jeffries stated he did not expect it be 12 square feet.

Mr. Hoitsma asked what could it be.

Mr. Jeffries replied basically just the height; the overall height of the entire sign would be four feet and a maximum of three feet wide but the sign area would dictate that.

*Planning Board Meeting Minutes
March 26, 2009*

There was additional discussion between Mr. Jeffries and the board regarding sign size and sign structure.

Mr. Jeffries recommended amending the language to read "*sign area and structure shall not exceed eight square feet.*"

It was the consensus of the board to accept the language proposed by Mr. Jeffries.

Mr. Moore asked if it were primarily restaurants that were requesting the signs.

Mr. Jeffries replied no it was also retailers.

Mr. Moore asked how this would affect restaurants that had a glassed in area where their menu was kept.

Mr. Jeffries stated that was considered a wall sign and was already permitted in the district. He stated the conditions staff was recommending would assist with preventing clutter.

Mr. Walton stated for a point of clarification, in one place it read "*one sign per store front*" and in another place it read "*one sign per business.*" He asked which was correct.

Mr. Jeffries replied one sign per store front.

Mrs. Remark stated she liked Mr. Hoitsma's recommendation to change the language to "minimum six foot *continuous* walking path is maintained" instead of the word unobstructed.

Mr. Jeffries stated he would add both continuous and unobstructed to the language.

Chris Challis, 150 Magnolia Avenue, Daytona Beach, President of the DBPA, stated he wanted to remind everyone that currently these types of signs were not permitted and obviously the merchants wanted them and also wanted them to comply with the City's LDC. He stated they had taken the request through their board and also held a town hall meeting. He stated he felt they had done a good job reaching out to the merchants for input. He stated he wanted to comment on Mr. Moore's comments on size of the signs. Mr. Challis stated they looked carefully at the size of the signs and tried to tailor the ordinance to be good and concrete and yet not throw out all of the sign boards already there. He stated he felt they had done a good job of looking at what was already there and what they could and could not live with.

Mr. Hoitsma asked if he was comfortable with the eight feet.

Mr. Challis replied yes sir.

Citizen Comments

John Nicholson, 413 North Grandview Avenue, Daytona Beach stated he was not in opposition of the request but would like the word "*property*" inserted behind the word "*storefront*" to eliminate any question that it was per linear footage for that property. He also requested eliminating allowing signs in the bumped out part of the sidewalks. He stated he felt allowing signs in the bump out portion of the sidewalk would make it too cluttered.

Mr. Jeffries stated he wanted to make the Board aware of one issue. He stated several of the businesses were owned under one parcel especially the north block between International Speedway Boulevard (ISB) and Bay Street. He stated they are all individual buildings but had one property owner and allowing only one sign per property would not allow a sign for each business storefront. He stated as far as the bump out, they were being consistent with what was being done for sidewalk cafes.

Mr. Hoitsma stated if for any reason at a later date the Board found that it was not aesthetically appealing they could always make some changes.

Board Motion

It was moved by Mrs. Remark to approve Land Development Code Ordinance, DEV 2009-011 – Amendment to Sign Code to allow for Sandwich Boards in RDD-1 District with the change adding the language "*the sign structure and sign area together shall not exceed the eight square feet per single side*" and the language is inserted "*the sign shall be placed so that a minimum continuous, unobstructed six foot walking path is maintained.*" Seconded by Mr. Moore.

Board Action

The motion was approved 9-to-0.

6. **Large Scale Comprehensive Plan Amendment, DEV 2009-155, Nova/Orange**

An administrative request by The City of Daytona Beach, Development and Administrative Services Department, Planning Division for approval of a Large Scale Comprehensive Plan Map Amendment changing the Future Land Use Map designation from Government/Institution, Commercial/Retail and Level 2 Residential to Commercial/Retail, for 9.2± acres of land located just east of South Nova Road and both sides of Orange Avenue, and to also add a neighborhood policy in the Future Land Use Element, Neighborhood "I", limiting the maximum commercial Floor Area Ratio (FAR) to 1.24 and the maximum units per acre to 21.2. This is part of the 2009-1 cycle of comprehensive plan amendments.

Staff Presentation

Thad Crowe, Planning Manager gave a PowerPoint presentation. He stated this request was the last item on the First Cycle 2009-01 Large Scale Comprehensive Plan Amendments and it was to amend the Future Land Use Map from Government/Institution, Commercial/Retail and Level 2 Residential to Commercial/Retail and to also to add a neighborhood policy in the Future Land Use Element, Neighborhood "T", limiting the maximum commercial Floor Area Ratio (FAR) to 1.24 and the maximum units per acre to 21.2. He stated the reason for those numbers was because staff was trying to capture the precise land entitlements the City currently had with the current land use. Mr. Crowe stated it comprised multiple properties the City had assembled including the old Police Station, State Driver License Office, a parking lot along Gene Street and various vacant undeveloped properties in the area. He stated the property was zoned Business Retail (BR-2), which is a fairly intensive commercial zoning district along Orange Avenue, Residential (R1-C) and Multi-family (RA) to the south. He stated there were four criteria that governed land use changes and they were:

1. Extent of departure from the appropriate area
 - Application reorganizes multiple land uses (multi-family residential, government, retail) into single retail land use with same intensity impacts.
 - Generally changing from public use to retail use.
2. Conditions in the area that would support the use in the proposed area.
 - Currently hodgepodge of uses in strategic and accessible location.
 - High Nova Road traffic would support future retail uses.
 - Appropriate infill location, close to Nova/ISB intersection.
 - Midtown Redevelopment Plan anticipates.
 - "Gateway" to Midtown and City.
3. Consistency with the goals, objectives and policies in this comprehensive plan.
 - Supportive comp plan policies include provision of commercial lands to support new growth areas, public-private partnership and investment in redevelopment areas, increasing employment opportunities.
4. Impact on other jurisdictions.
 - Determined through VGMC process.

Mr. Crowe stated the project had immediate adjacent roadways (Nova & Orange) and had available capacity to serve future development at the site; and future rezoning would likely utilize the planned development process. Mr. Crowe stated staff was recommending approval of the map change and recommended policies that limit the commercial FAR and the maximum use per acre.

Board Comments

Mr. Moore stated he felt staff did a good job putting this together.

Mr. Rogers stated he wanted everyone to know this was a gateway into the Midtown area and there were also some possibilities for public/private partnerships that might enhance the tax rolls. He stated the Midtown Board was very excited about the project.

Board Motion

It was moved by Mr. Hurt to approve Large Scale Comprehensive Plan Amendment, DEV 2009-155, Nova/Orange. Seconded by Mr. Rogers.

Board Action

The motion was approved 9-to-0.

7. **Other Business**

A. **Downtown/Balough Road Redevelopment Area Board Report**

No report.

B. **Midtown Redevelopment Area Board Report**

Mr. Rogers stated there would be a Midtown Redevelopment Area Board Workshop on Saturday and he would have a report on the workshop at the next meeting.

C. **Main Street/South Atlantic Redevelopment Area Board Report**

Ms. LeSage stated the Board held a workshop earlier in the week but she was unable to attend.

D. **Vision Committee Report**

Mrs. Remark stated the committee met on Monday and selected five members of which she was one, to serve on a subcommittee that would review applications received for new Visioning Committee members. She stated the other members were Ann Yordon, Rick Lentz, Al Smith, Carol Killian and Larry Moore was selected as an alternate member. She stated the Vision Committee member's terms would expire on May 1st so they came up with an application form for citizens to submit if they wanted to apply. She stated the committee decided to have the form in the Daytona Beach Chamber News Letter and the City's e-Currents News Letter and that an email had already gone out through the neighborhood groups. She stated next week the organization FAITH would try to get the form out to area churches and the subcommittee planned to have a full 10 member slate for the Vision Committee to vote on in April.

Ms. Lesage left the meeting at 7:06.

E. Public Comments

Chris Challis, 150 Magnolia Avenue, Daytona Beach stated he was on the Board of Directors for the Daytona Beach Young Professionals Group. He stated one of their major initiatives for this year was to get more young professionals engaged in civic affairs and local government. He stated the group had been attending a lot of the advisory board meetings in an effort to try to get more young professionals to serve on advisory boards. Mr. Challis stated on April 7th at 5:00 pm at the Marriott Courtyard on International Speedway Boulevard, the group would host an advisory board fair and they were asking each advisory board to have at least one member attend and briefly speak on the board's role and their participation in the shaping of the City's policies. He stated he would call Mrs. Shelley on tomorrow and ask if she would attend as a representative of the Planning Board.

Mrs. Remark asked if he had a card with his email address so she could email him information from the Vision Steering Committee.

Mr. Challis gave his email address (chris.challis@cobbcole.com).

John Nicholson, 413 North Grandview Avenue, Daytona Beach stated the City had already lost Bonner Elementary School and that Turie T. Small Elementary and Campbell Middle Schools were on the list for closure. He stated there was an open charter in the City that was looking for a home and the Educational Development Center (EDC) owned by the School Board was no longer being used and was up for sale. He stated the School Board was having discussions with Pete Gamble regarding the site being used for Housing and Urban Development (HUD) housing. Mr. Nicholson stated at the last City Commission Meeting the Commission voted to take the \$2 million that President Obama gave for neighborhood stabilization and use it to turn some apartments next to the HOPE VI project into HUD housing. He stated he feels when businesses look at the Daytona Beach area and see the average income is only \$19,000 and surrounding cities average income is \$52,000 it does not look good. He stated he feels there is a need for affordable housing in that area but not necessarily HUD housing. He asked the Board to please take that into consideration when the item came up on a future agenda.

F. Staff Comments

Mr. Walton stated the contract to rewrite the LDC was being finalized and was scheduled to be on the April 15, 2009 City Commission agenda for approval. He stated the Board's subcommittee that was put together at the September 28, 2008 meeting would then start to become involved. He stated the members were Mrs. Shelley, Mrs. Gallentine, Mr. Neal and Mr. McGhee. He stated the proposed contract is broken up into four tasks. He stated the first contract would cover the first two phases, which would probably take through the end of 2009 which will require a minimum of 2-to-4 subcommittee meetings. Mr. Walton stated the entire rewrite will take approximately 20 months with initial drafts being prepared in phase three and the final draft for adoption in phase 4. He stated during the initial discussion all board were told they could attend, but it was very important that the subcommittee members attend all or most of the meetings. He stated with Ms. Gallentine no longer on the board, her seat would need to be filled.

Mrs. Remark asked if that was something she inherited.

Mr. Walton stated not necessarily.

Mr. Hoitsma asked is she would like to fill the vacant seat.

Mrs. Remark stated she would be happy to fill the seat.

Mr. Moore stated he felt that she should fill the seat because it was a Zone 2 representative before.

Mr. Hoitsma thanked her for volunteering.

Mr. Neal asked Mr. Walton if he had any idea when the subcommittee would meet.

Mr. Walton replied probably within the next 30 days, so if the contract is signed by the middle of April, the first meeting would be the middle of May.

Mr. Hoitsma stated he wanted staff to know the Board was very much in support of the LDC rewrite. All Board members present agreed.

Mr. Walton stated included with the Board's packet was a letter addressing adoption of the Evaluation and Appraisal Report (EAR) amendments. He stated the deadline had been extended to October 16th. He stated due to budget constraints this meeting would be the last meeting staff would be able supply the Board with water from the City. He stated if it was the Board's desire staff could purchase it from Wal-Mart or somewhere else at a lesser cost.

Mr. Hoitsma stated he did not see why if Board members wanted water they could not bring it themselves.

It was the consensus of the Board to bring in their own water.

Mr. Walton stated water would still be supplied at any workshops the Board had. He stated the school district representative had planned to attend the meeting tonight but she had a conflict. He stated she wanted to know what the Board wanted her to be prepared to discuss when she did attend the meeting. He reminded the Board that at the last meeting he read an email from the school district that stated they had no plans to close any schools in Daytona Beach.

Mr. Rogers stated according to Mr. Nicholson there were some schools in Daytona Beach scheduled to be closed and he would like that to be one of the things she addressed as well as the fate of Bonner.

Mrs. Remark stated she would like for the representative to speak on concurrency in terms of population; their plans on redistricting boundaries and how it would affect the City; the school districts long-term plans for schools in the City and also the City's open charter.

Mr. Hoitsma asked Mr. Nicholson if he had anything he wanted the school district's representative to address.

Mr. Nicholson stated he was told with the exception of Daytona Beach, the entire County was being redistricted starting in Deland and he would like information on that.

Mr. Walton stated he knew that was not true because currently the school district was in the process of redoing the boundaries from 400 south and that did affect the City. He stated next year they would move from 400 north and then one more phase north of the City. He stated this year they were making a change to one of the schools that is overcrowded and that change would affect from 400 south. He asked Ms. Lathan to introduce the new staff member in the Legal Department.

Ms. Lathan introduced the new Deputy City Attorney, Robert (Bob) Jagger.

Mr. Jagger stated he was honored to work for the City. He stated he graduated from University of Florida and Cumberland Law School; considers himself in part to be a dirt lawyer because he had some real estate law and eminent domain experience. He stated he was very interested in all of the planning aspects the Board deals with and he was looking forward to working with the Board in the future.

Mr. Neal left the meeting at 7:15.

G. **Board Member Comments**

Mr. Wood stated he was resigning from his seat on the Board effective April 1st. He stated he did not want to but his family situation dictated that he resign.

Mr. Hoitsma asked if he would be attending any more meetings.

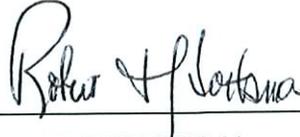
Mr. Wood replied no, this was his last meeting.

Mr. Hoitsma stated the Board would really miss him but they wished him the best.

Commissioner Derrick Henry, Zone 5, 1018 Thunderbird Drive stated he wanted to express his appreciation on behalf of the residents of zone 5, for the outstanding job Mr. Wood had done. He stated he wished him well and hoped he would find some other areas to serve within the City.

Adjournment

There being no further actions to come before the board, the meeting was adjourned at 7:26 pm.



ROBERT HOITSMA
Chair

ATTEST:



CATHY WASHINGTON
Secretary