

**City of DeBary**  
**REGULAR CITY COUNCIL MEETING**  
**Wednesday**  
**November 5, 2014**  
**7 PM**  
City Council Chambers  
16 Colomba Road  
DeBary, Florida 32713

**MINUTES**

**I. Call To Order**

Interim Mayor Carson called the meeting to order at 7:02 p.m.

**II. Roll Call**

**Members Present:** Interim Mayor Chris Carson, Vice Mayor Dan Hunt, Council Member Rick Dwyer, Council Member Lita Handy-Peters, and Council Member Sid Vihlen, Jr.

**Others Present:** City Manager Dan Parrott, City Clerk Stacy Tebo, Planning Administrator Rebecca Hammock, Safety / Public Works Coordinator Alan Williamson, and City Attorney Kurt Ardaman

**III. Committee Reports**

**IV. Public Participation For Any Issues Not On the Agenda** - Citizen comments are limited to three minutes per speaker.

Phyllis Butlien, Edward Provost, Tom Parsonage, Millie Murray, George Coleman, Van Conoley, Karen Pedro, and Morton Culligan addressed the Council.

**V. Approval of Minutes**

1. Regular City Council Meeting held October 1, 2014.
2. City Council Workshop held October 15, 2014.

Council Member Vihlen moved to approve the minutes as presented. Council Member Handy-Peters seconded, and the motion passed unanimously.

**VI. Additions, Deletions, or Amendments to the Agenda**

Interim Mayor Carson introduced Council Member-Elect Mike Brady.

**VII. Presentations**

1. Introduction of Artists Richard Carter and Donna Guzman.

**VIII. Consent Agenda**

*Agenda items marked with \* are considered routine matters or have been previously discussed by the City Council. All items are considered by one motion unless removed from the Consent Agenda by a member of the City Council.*

- \*1. Approval of Manfredi Indemnity and Use Agreement.

Council Member Dwyer asked to remove the item from the Consent Agenda and discuss it.

Council Member Handy-Peters moved to approve the ROW use agreement. Vice Mayor Hunt seconded. The motion passed 4-1, with Council Member Dwyer dissenting.

## **IX. Public Hearings**

1. Ordinance #08-14 – Second Reading – Amending Chapter 2 of the Code of Ordinances to Authorize the Special Master and City Manager to Expedite the Lien Reduction Process.

Mr. Ardaman read Ordinance #08-14 aloud by title. Vice Mayor Hunt moved to adopt Ordinance #08-14 on second and final reading. Council Member Handy-Peters seconded.

Council Member Dwyer moved to table the item until the new Council is seated. Council Member Vihlen seconded the motion for discussion. Council Member Handy Peters called the question to stop debate. The motion passed unanimously to stop debate. The motion to table failed 1-4, with Council Member Dwyer being the only member in favor of postponing.

Interim Mayor Carson called for a vote on the motion to adopt Ordinance #08-14. The motion passed 4-1, with Council Member Dwyer dissenting.

2. Ordinance #10-14 – First Reading - Adopting the 2015 Capital Improvement Program.

Mr. Ardaman read Ordinance #10-14 aloud by title. Council Member Dwyer moved to approve Ordinance #10-14 on first reading, and Vice Mayor Hunt seconded the motion. The motion passed unanimously.

## **X. Growth Management and Development Review**

None.

## **XI. Old Business**

None.

## **XII. New Business**

1. Award of Contract - Bid No. 05-14, 2014 Street Resurfacing Project - Preferred Materials, Inc.

Council Member Vihlen moved to award the Contract for construction of Bid No. 05-14, the 2014 Street Resurfacing Project to Preferred Materials, Inc. for the amount of \$448,533.75 with a contingency reserve of \$9,000.00 (2% of bid) for a total budget of \$457,533.75. Vice Mayor Hunt seconded, and the motion passed unanimously.

2. Stormwater Pump Service Contract with Barney's Pump, Inc.

Council Member Handy-Peters moved to enter into the quarterly maintenance agreement with Barny's Pump Inc. for the maintenance of the City of DeBary's emergency stormwater pumps. Council Member Vihlen seconded, and the motion passed unanimously.

3. Third Amendment to Interlocal Agreement with Volusia County for Provision of Law Enforcement Services.

Council Member Dwyer moved to approve the third amendment to the Interlocal Agreement with Volusia County for the Provision of Law Enforcement Services as presented. Vice Mayor Hunt seconded. The motion passed unanimously.

**XIII. Council Member/Staff Reports**

- 1. Board / Committee Appointments
  - Historic Preservation Advisory Board
  - Regular Member
  - Interim Mayor Carson

Interim Mayor Carson moved to appoint Mary Sue Scott. Council Member Dwyer seconded, and the motion passed unanimously.

Streetscape Advisory Committee Member Jef Shelby addressed the Council regarding a letter he received from the City that stated he had been removed from the Committee due to attendance. The Council agreed that the meeting in question would not be considered a regular meeting of the Committee, and he did not miss three consecutive regular meetings.

Council Member Dwyer made a motion that the letter sent to Mr. Shelby should be rescinded and his position reinstated. Vice Mayor Hunt seconded, and the motion passed unanimously.

- 2. Member Reports/Communications
  - A. Mayor and Council Members
  - B. City Manager
  - C. City Attorney

**XIV. Date of Upcoming Meeting and/or Workshop**

- 1. City Council Workshop November 19, 2014.
- 2. Regular City Council Meeting December 3, 2014.

**XV. Adjournment**

The meeting adjourned at 9:07 p.m.

**APPROVED  
CITY OF DeBARY  
CITY COUNCIL**

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**Chris Carson, Interim Mayor**

**ATTEST:**

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**Stacy Tebo, City Clerk**