

City of DeBary
CITY COUNCIL WORKSHOP
Wednesday
March 16, 2011
5:00 PM
City Council Chambers
16 Colomba Road
DeBary, Florida 32713

MINUTES

I. Call to Order

Mayor Garcia called the workshop to order at 5:00 p.m.

II. Roll Call

Members Present: Mayor Bob Garcia, Vice Mayor Jack Lenzen, Council Member Chris Carson, Council Member Dan Hunt, and Council Member Nick Koval

Others Present: City Manager Dan Parrott, Assistant City Manager Kassandra Blissett, and City Clerk Stacy Tebo

III. Discussion Items

1. Bus Shelters

Ms. Blissett provided a brief background to Council on the bus shelter and Riviera Bella's recent suggestion regarding advertising on future bus shelters. She stated that there are four options for Council consideration:

- 1) Keep the existing design and budget for one new bus shelter each year.
- 2) Contract with a private company to construct and erect the shelters and sell advertising in exchange for a small percentage of revenue.
- 3) Piggy-back on the Votran contract to purchase shelters with advertising capabilities and seek advertising (or sponsorships).
- 4) Retrofit the existing shelters to provide additional space for advertising and seek sponsorships.

There was Council discussion regarding the options outlined by Ms. Blissett.

Danny Tillis, 119 Pinewood Drive, voiced his opposition to advertising on bus shelters.

There was consensus to keep the same bus shelter design and allow advertising on one side.

2. Code Enforcement (Council Member Koval)

Council Member Koval voiced concern that the City's codes are not being enforced; that the City is not collecting its outstanding fines and liens; and that an average of only four percent has been collected since 1999. He added that they need to thoroughly review the City's codes. He stated that he is concerned with the health, safety, and welfare of the residents.

Mr. Parrott explained how the City would collect the liens, and he said that typically, the City does not aggressively foreclose on code enforcement liens.

There was Council discussion regarding code enforcement and the recent move to reactive, rather than proactive enforcement.

Mr. Parrott suggested that they compare the City's codes to surrounding cities. There was Council agreement that they would be interested in looking at neighboring cities' codes.

There was Council discussion regarding the role of Code Board members.

3. Speakers Bureau (Council Member Carson)

Council Member Carson said that when the City was first incorporated, there was a Speakers Bureau, and the Council had the opportunity to visit homeowner association meetings and various interest groups. He added that it was a way to be more available to the citizens and provide open communication. He suggested that it be reinstated and coordinated through Mr. Parrott.

Vice Mayor Lenzen voiced concern regarding quasi-judicial hearings if a Council member was lobbied by a particular group prior to the hearing. He added that there might also be misunderstandings if people believe one Council member's support represents the Council at-large.

Mr. Parrott said they could also have a City update session to keep residents informed or beef up the City's newsletter. He said if Council desired, he could give it some thought and bring something back to Council for consideration.

4. Sign Ordinance

Mr. Parrott stated that in the past, Council approved temporary sign regulations to help the DeBary businesses, and he included it in the Council's packet. He noted that he also included Apopka's weekend directional sign ordinance for Council review.

Susan Livingston, owner of Salon Moxie, asked the Council for assistance and said the previous temporary sign regulations helped her business. She requested that the Council look into restructuring the sign ordinance, and in the meantime, allow the same temporary sign regulations passed in the previous year. She voiced her willingness to follow any rules the Council imposes.

Allan Gochal, Owner of DeBary Diner, said he would love to have temporary signage, as it keeps his restaurant in business and helped him through the last two years of the recession. He said the City's sign ordinance is antiquated and needs to be revised.

Danny Tillis, owner of Tillis Pest Control, stated that all DeBary businesses are struggling; that many of them have closed; and that the City needs to help them survive.

Roger VanAuker, representing Riviera Bella, asked the Council for consideration of businesses that do not front on US Highway 17-92 and said directional signage would be helpful.

Kathy Hadden, representing Rumors, asked that the businesses be informed when the Council revises the sign ordinances and asked the Council to support DeBary businesses.

Mr. Parrott stated that he provided a draft to Council of temporary sign regulations that would allow twelve square foot signs that would be removed after business hours.

There was Council consensus that they would like to help the businesses to allow the temporary signage until February 29, 2012.

Ms. Livingston asked if the permit fee would remain at \$25.00. Mayor Garcia affirmed that it would.

IV. Adjournment

The workshop adjourned at 6:50 p.m.

**APPROVED April 6, 2011
CITY OF DeBARY
CITY COUNCIL**

Bob Garcia, Mayor

ATTEST:

Stacy Tebo, City Clerk

City of DeBary
REGULAR CITY COUNCIL MEETING
Wednesday
March 16, 2011
7 PM
City Council Chambers
16 Colomba Road
DeBary, Florida 32713

MINUTES

I. Call To Order

Mayor Garcia called the meeting to order at 7:10 p.m.

II. Roll Call

Members Present: Mayor Bob Garcia, Vice Mayor Jack Lenzen, Council Member Chris Carson, Council Member Dan Hunt, and Council Member Nick Koval

Others Present: City Manager Dan Parrott, Assistant City Manager Kassandra Blissett, City Clerk Stacy Tebo, and City Attorney Kurt Ardaman

III. Committee Reports

1. Update by Chair Sid Vihlen, Jr. of the Economic Development Advisory Committee.

Chair Vihlen updated the Council on the February meeting of the Committee. He briefly touched on the topics discussed including the creation of a website for business information, the overlay district, incentives to promote business development, and grants to promote business expansion.

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

Barbara Sipler, 193 Hammock Oak Circle, voiced concern regarding common ground in the DeBary Golf and Country Club that is City property. She stated that some people have taken over the common grounds with their landscaping. There was Council consensus to have Mr. Ardaman research the issue to determine if it is indeed City property.

Judith Hynes, 313 Hampton Hills Court, echoed Ms. Sipler's comments and said there is definitely encroachment on City property.

Sharon King, 60 Rosedown Boulevard, expressed her appreciation to the Council and distributed certificates of appreciation that she prepared for the Council. She said she has seen a lot of good things happen in the four years since she moved to the City. She invited everyone to the Gateway Center for the Arts to see "The Wizard of Oz".

Annette Mullins, 521 Lanyard Lane, said the Assisted Living Facility in Summerhaven is a huge nuisance.

Jack Hynes, 313 Hampton Hills Court, said he received an email that the Crimestop daily email alerts were being discontinued. Mayor Garcia asked Mr. Parrott to contact the Sheriff's department to obtain information on it.

Susanne Lombardi, 45 Catalina Drive, said that State aid for libraries is being cut by sixty percent and asked everyone to do what they could to keep the libraries open. Vice Mayor Lenzen said he would be in Tallahassee in a couple weeks and would speak to whomever he could in support of library funding. There was Council consensus to send another letter to the State representatives in support of the DeBary Library.

V. Approval of Minutes

1. Regular City Council Meeting held March 2, 2011.

Council Member Koval moved to approve the minutes as presented. Council Member Carson seconded, and the motion passed unanimously.

VI. Additions, Deletions, or Amendments to the Agenda

Mayor Garcia noted the addition of a Presentation regarding the current artist on display in the Chambers.

VII. Presentations

1. Presentation by Ryan Rinaldo for the 2nd Annual West Volusia Community Expo (to be held March 24th).

Mr. Rinaldo elaborated on the Expo to be held at Deltona High School and invited everyone to attend.

2. Current Artist on Display in the Chambers.

Ms. Blissett provided a brief summary of artist Diana Gilson's background and accomplishments for the Council.

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.

None.

IX. Public Hearings

Members of the Council should disclose for the record the substance of any ex-parte communication that has occurred before or during the public hearing for the following item:

None.

X. Growth Management and Development Review

None.

XI. Old Business

None.

XII. New Business

1. Award of Bid #02-11 for Fort Florida Road Paving.

Mr. Parrott stated that the Council funded the project in the current budget after considering the ongoing maintenance cost and the need for an alternate route should West Highbanks be flooded in the future; that the project scope is a 20 foot wide roadway running 11,110 linear feet; that the low bid was submitted by North Florida Emulsions in the amount of \$369,566.70; that the low bid combined with the addition of design and CEI brings the project cost to a total of \$428,871.70; and that he recommends that the Council award the bid to North Florida Emulsions in the amount of \$369,566.70 and finance the project internally.

Council Member Koval made a motion to approve the bid award as recommended by Mr. Parrott. Vice Mayor Lenzen seconded. The motion passed unanimously.

XIII. Council Member/Staff Reports

1. Member Reports/Communications
 - A. Mayor and Council Members

Mayor Garcia voiced concern regarding the future of SunRail and asked Mr. Ardaman to review a proposed resolution of support. He commended staff on the Ribbon Cutting Ceremony at Rob Sullivan Community Park.

Council Member Carson encouraged everyone to attend the next "Meet the Artist" event in the Chambers. He stated that the old City Hall property is an embarrassment and asked for Council support to clean up the property. He recommended that the utilities be reconnected for irrigation to grow grass and said he had a rough estimate of \$8,000. Council Member Koval voiced concern regarding funding. Vice Mayor Lenzen said he would need more details before moving forward.

Council Member Carson made a motion for Mr. Parrott to research the cost and to provide additional information with more specific numbers to improve the property. Council Member Hunt seconded the motion, and it passed unanimously.

Council Member Koval echoed Mayor Garcia's comments on the Ribbon Cutting Ceremony. He said he attended the Heritage Corridor River of Lakes meeting, and there was discussion regarding fundraising. He said there is a bill in the State Legislature to build golf courses on State property. He informed the Council that he made a motion at the meeting to oppose development on State lands, and it passed. He added that the River of Lakes Committee would be forwarding the information to the State Legislature.

Council Member Hunt voiced dissatisfaction with recent events including the Governor's refusal of federal dollars for high speed rail, the uncertainty now surrounding SunRail, and the huge cut in funding to libraries. He stated that the softball tournament at Rob Sullivan Park was wonderful and commended the DeBary Little League, as well as the Parks employees that made things run so smoothly.

Vice Mayor Lenzen said he attended the TPO Executive meeting, and there are no big projects going on because they are waiting for Governor Scott to determine the projects that might be funded. He spoke about the upcoming Tallahassee trip for Volusia County and said he looked forward to speaking with State legislators. He voiced his appreciation for how far the improvements have come over the years at Rob Sullivan Park and Bill Keller Park.

B. City Manager

Mr. Parrott had nothing to report.

C. City Attorney

Mr. Ardaman had nothing to report.

XIV. Adjournment

The meeting adjourned at 8:42 p.m.

**APPROVED April 6, 2011
CITY OF DeBARY
CITY COUNCIL
Bob Garcia, Mayor**

ATTEST:

Stacy Tebo, City Clerk