

**City of DeBary**  
**REGULAR CITY COUNCIL MEETING**

**Wednesday**

**September 5, 2012**

**7 PM**

City Council Chambers

16 Colomba Road

DeBary, Florida 32713

**MINUTES**

**I. Call To Order**

Vice Mayor Carson called the meeting to order at 7:00 p.m.

**II. Roll Call**

**Members Present:** Vice Mayor Chris Carson, Council Member Lita Handy-Peters, Council Member Dan Hunt, and Council Member Nick Koval

**Members Absent:** Mayor Bob Garcia (excused)

**Others Present:** City Manager Dan Parrott, Assistant City Manager Cassandra Blissett, City Clerk Stacy Tebo, Planning Administrator Rebecca Hammock, Finance Administrator Jimmie Seelbinder, and City Attorney Kurt Ardaman

**III. Committee Reports**

None.

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

Citizens Christina Scandura and Morton Culligan spoke to the Council.

**V. Approval of Minutes**

1. City Council Workshop held July 31, 2012.
2. Regular City Council Meeting held August 1, 2012.
3. City Council Workshop held August 16, 2012.

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

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

Mr. Parrott recommended the deletion of New Business Item #3. Council Member Hunt moved to approve the deletion, and Council Member Handy-Peters seconded. The motion passed unanimously.

**VII. Presentations**

1. Introduction of Artist Clare Radigan.
2. Volusia County School District Budget and Referendum Presentation by Candace Langford, Diane Smith, and Dr. Robert Moll.

## **VIII. Consent Agenda**

None.

## **IX. Public Hearings**

1. Ordinance #02-12 – Second Reading – Amending the Land Development Code.

Mr. Ardaman read Ordinance #02-12 aloud by title. Council Member Koval moved to approve Ordinance #02-12 on second reading. Council Member Hunt seconded, and the motion passed unanimously.

2. Resolution #12-10 – Adopting a Tentative Millage Rate for Fiscal Year 2012/2013.

Mr. Ardaman read Resolution #12-10 aloud by title noting the tentative millage rate is equal to the rolled-back rate of 3.0935. Mr. Parrott announced that the final hearing is scheduled for September 26<sup>th</sup> at 7:00 p.m.

Council Member Hunt moved to approve Resolution #12-10 adopting a tentative millage rate of 3.0935 for FY 2012/2013. Council Member Handy-Peters seconded, and the motion passed unanimously.

3. Resolution #12-11 – Adopting a Tentative Budget for Fiscal Year 2012/2013.

Mr. Ardaman read Resolution #12-11 aloud by title. Council Member Koval moved to approve Resolution #12-11, adopting the Tentative Annual Operating Budget for FY 2012/2013. Council Member Hunt seconded, and the motion passed unanimously.

4. Resolution #12-15 – Amending the Saxon Pointe Swallows Planned Unit Development.

Mr. Ardaman read Resolution #12-15 aloud by title. Council Member Koval moved to approve Resolution #12-15 adopting minor amendments to the Saxon Pointe Swallows Planned Unit Development. Council Member Handy-Peters seconded, and the motion passed unanimously.

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

1. Final Site Plan Approval for Florida Public Utilities at 450 S. US Highway 17-92.

Council Member Hunt moved to approve the final site plan for Florida Public Utilities at 450 S. US Highway 17-92. Council Member Koval seconded, and the motion passed unanimously.

2. HUD Sustainable Communities Regional Planning Grant Consortium Agreement.

Council Member Handy-Peters made a motion to sign the Memorandum of Understanding Consortium Agreement with HUD for the Sustainable Regional Planning Grant. Council Member Koval seconded, and the motion passed unanimously.

## **XI. Old Business**

None.

## **XII. New Business**

1. Resolution #12-14 – Consolidating Resolutions Regarding the Manner in Which Council Meetings are Conducted and Adopting Rules For Public Participation At Council Workshops.

Mr. Ardaman read Resolution #12-14 aloud by title. Council Member Koval moved to approve Resolution #12-14 as presented. Council Member Handy-Peters seconded, and the motion passed unanimously.

2. Budget Adjustment No. 1 for Additional CEI Services for the No Name Lake Outfall System Modification – GAI Consultants, Inc.

Council Member Handy-Peters made a motion to approve Budget Adjustment No. 1 in the amount of \$22,940.00 for additional CEI Services to GAI Consultants, Inc. for the No Name Lake – Outfall System Modification project. Council Member Hunt seconded, and the motion passed unanimously.

3. Change Order No.12 for the Pine Valley Court Capital Improvement Drainage Project – Pond Outfall Connection.

This item was removed from the agenda.

4. Interlocal Agreements for Contract Municipal Services with Volusia County for FY 2012/2013, FY 2013/2014, FY 2014/2015.

Council Member Hunt moved to approve the interlocal agreement for miscellaneous municipal services with Volusia County for Fiscal Years 2012/2013 through 2014/2015. Council Member Handy-Peters seconded, and the motion passed unanimously.

5. First Amendment to Interlocal Agreement with the City of Orange City for Fire Services.

Council Member Hunt moved to approve the first amendment to the interlocal agreement with the City of Orange City for fire services with the term from October 1, 2012 thru September 30, 2017. Council Member Koval seconded, and the motion passed unanimously.

6. Property, Liability and Workers Compensation Insurance Renewal.

Council Member Koval moved to accept the proposal from Brown and Brown Insurance in the amount of \$110,026 to provide property, liability and workers compensation insurance coverage for the period of October 1, 2012 through September 30, 2013. Council Member Handy-Peters seconded, and the motion passed unanimously.

### **XIII. Council Member/Staff Reports**

1. Committee Appointments  
Charter Review Commission  
Regular Member Council Member Koval

Council Member Koval moved to appoint Rick Dwyer, and Council Member Hunt seconded. The motion failed 2-2, with Council Member Handy-Peters and Vice Mayor Carson dissenting. There was no action taken.

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

**XIV. Adjournment**

The meeting adjourned at 9:20 p.m.

**APPROVED October 3, 2012  
CITY OF DeBARY  
CITY COUNCIL**

**Bob Garcia, Mayor**

**ATTEST:**

**Stacy Tebo, City Clerk**