

**City of DeBary**  
**REGULAR CITY COUNCIL MEETING**  
**Wednesday**  
**July 11, 2018**  
**6:30 PM**  
City Council Chambers  
16 Colomba Road, DeBary, Florida 32713

**MINUTES**

**I. Call To Order** Meeting Called to Order at 6:37 PM

1. Invocation
2. Flag Salute

**II. Roll Call**

Mayor Garcia, Vice Mayor Handy-Peters, Council Members Bacon, Benfield and Vihlen are present.

Others present: City Manager Ron McLemore, Assistant City Attorney Rick Geller, Public Works Director Alan Williamson, Parks Director John Fletcher, IT Director Eric Frankton, Finance Director Liz Bauer, TOD Director Roger Van Auker and Warren Graham City Clerk.

**III. Committee Reports**

1. None

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

Jennifer Boon, Bret Douglas, William Sell, Richard Cadie, R Sandy Thomasson, Phyllis Butlien, James Fisher and Mort Culligan addressed the Council.

**V. Approval of Minutes**

1. Regular City Council Meeting June 6, 2018
2. Special City Council Meeting June 20, 2018
3. Special City Council Meeting June 27, 2018

Council Member Bacon made a motion to approve the above minutes as written. Council Member Benfield seconded the motion, motion approved 5-0.

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

Council Member Bacon requested that Consent Agenda item 1 to be removed and added as item no. 9 under New Business.

**VII. Presentations**

1. None

**VIII. Consent Agenda**

1. Membership to Team Volusia Economic Development Corporation. This is a budgeted item.
  2. Grant application for DeBary Babe Ruth's 10U softball team in the amount of \$500.00. This is a budgeted item.
- Council Member Bacon made a motion to approve the remaining Consent Agenda item, Grant application for DeBary Babe Ruth's 10U softball team in the amount of \$500.00. Council Member Benfield seconded the motion, motion approved 5-0.

**IX. Public Hearings**

1. Second reading Ordinance No. 07-18, providing for a \$4,000 cap on Stormwater Utility Assessments for charitable organizations which receive the predominant amount of their revenues from donations. Danny Allen, Leonard Jufko, Bret Douglas, William Sell and Mort Culligan addressed the Council.
- Council Member Bacon made a motion to approve Ordinance No. 07-18 on the second reading. Council Member Benfield seconded the motion, motion approved 5-0.

**X. Growth Management and Development Review**

1. None

**XI. Old Business**

1. None

**XII. New Business**

1. Preliminary proposed FY 2018-2019 Annual Budget. The Proposed budget was presented to the Council and the public for review.
2. Discussion of Non-Ad Valorem Assessments for FY 2018-19, each of the Resolutions will be considered separately as follows:
3. Resolution No. 18-11, adopting a Non-Ad Valorem assessment roll for the Stormwater Utility service, facilities and programs. Danny Allen addressed the Council.

Council Member Bacon made a motion to approve Resolution No. 18-11. Council Member Vihlen seconded the motion, motion approved 5-0.

4. Resolution No. 18-12, adopting a special service district, service charge assessment roll for street lighting districts for FY 2018-2019 and providing for an effective date.

Council Member Benfield made a motion to approve Resolution No. 18-12 with the addition of Rivera Bella Units 5 & 6. Council Member Bacon seconded the motion, motion approved 5-0.

5. Resolution No. 18-14, adopting a non-ad valorem assessment roll for the Orlandia Heights Special Neighborhood Improvement District; specifying the unit of measurement for the assessment and providing for an effective date.

Council Member Bacon made a motion to approve Resolution No. 18-14. Council Member Benfield seconded the motion, motion approved 5-0.

6. Resolution No. 18-15, regarding that certain non-ad valorem special assessment adopted via resolution 15-13 to permit, design, construct, and install a water main extension for potable water services and fire flow protection, and appropriate appurtenances thereto, along, under, over, and through portions of fort Florida road, river drive, fifteenth street, and fort Florida point road; approving an assessment roll; providing for certification to the Volusia county tax collector; and providing for an effective date.

Council Member Vihlen made a motion to approve Resolution No. 18-15. Vice Mayor Handy-Peters seconded the motion, motion approved 5-0.

7. Lease agreement with the DeBary Volunteer Fireman's Association, Inc.

Phyllis Butlien addressed the Council.

Council Member Benfield made a motion to approve the lease with the DeBary Fireman's Association with the amendment to Section 7 to add \$1,000,000.00 liability insurance with the City of DeBary as the additional insured. Vice Mayor Handy-Peters seconded the motion, motion approved 5-0.

8. Discussion of the cancellation of the 4th of July Fireworks.

The promoter hired by the City, Scott Chesley addressed the Council concerning the outcome of the event.

Rich Gailey, Danny Allen, Bret Douglas, William Sell and Jennifer Boon addressed the Council.

Council Member Vihlen made a motion for the City Manager and Staff to continue to complete investigation of the failure of the vendor to perform the fireworks display as contracted. Council Member Bacon seconded the motion, motion approved 5-0.

9. Membership to Team Volusia Economic Development Corporation. This is a budgeted item. Mort Culligan addressed the Council.

Council Member Vihlen made a motion to approve the membership with Team Volusia. Vice Mayor Handy-Peters seconded the motion, motion approved 4-1. Council Member Bacon voting No.

**XIII. Informational Items**

1. None

**XIV. Council Member/Staff Reports**

1. Board/Committee Appointments

2. Member Reports/Communications

A. Mayor and Council Members

B. City Manager

C. City Attorney

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

1. Special City Council Meeting, Wednesday, July 18, 2018, 6:30 PM
2. Budget Workshop, Wednesday, July 25, 2018, 6:30 PM
3. Regular City Council Meeting, Wednesday, August 1, 2018, 6:30 PM

**XVI. Adjournment at 9:40 PM**

**CITY COUNCIL  
CITY OF DEBARY, FLORIDA**

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Bob Garcia, Mayor

**ATTEST:**

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Warren Graham, City Clerk