

City of DeBary
REGULAR CITY COUNCIL MEETING
Wednesday
August 1, 2018
6:30 PM
City Council Chambers
16 Colomba Road, DeBary, Florida 32713

MINUTES

I. Call To Order Meeting Called to Order at 6:35 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, City Attorney Kurt Ardaman, Public Works Director Alan Williamson, Parks Director John Fletcher, Growth Management Director Matt Boerger, 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.

Eugene Kowalski and Mort Culligan addressed the Council.

V. Approval of Minutes

1. Regular City Council Meeting July 11, 2018
2. Special City Council Meeting July 18, 2018
3. Budget Workshop July 25, 2018

Council Member Vihlen made the motion to approve council minutes as corrected, Council Member Benfield seconded the motion, motion approved 5-0.

VI. Additions, Deletions or Amendments to the Agenda

1. Add an agenda item for Recycling as New Business Item No. 7
2. Add a Stormwater presentation under Presentations No. 3
3. Remove Consent Agenda Item No 2, DRC Amendment to Debris Contract to be heard at a future meeting.
4. Remove Volusia County Sheriff Interlocal Agreement from the consent agenda and make it No 5 under New Business.
5. Add under New Business League of Cities voting delegate.

VII. Presentations

1. DeBary Babe Ruth - Present our championship teams and banners to council.

18U Baseball World Series Champions

16U Softball State Champions

2. Presentation of CERTUS at Orange City.
3. Stormwater update by David Hamstra, Pegasus Engineering. Judy Berner, Don Williams, Richard Cadie, Cheryl Jessup, Carol Essvick, Mark Horwath, Kirk Cosairt, Carrie Keen, Denis Bowska, Ryan Renfro, George Coleman and Howard Gates addressed the Council.

VIII. Consent Agenda

1. Halifax Humane Society Annual Contract, no increase in fees for the past two years.
 2. DRC Amendment to Debris Contact.
 3. Volusia County School Board Transportation Joint Use Agreement for Summer Camp.
 4. Volusia County Sheriff Interlocal Agreement.
- Council Member Bacon made the motion to approved items 1 and 3 of the Consent Agenda. Council Member Benfield seconded the motion, motion approved 5-0.

IX. Public Hearings

1. First reading of Ordinance No. 08-18, To amend Section 30-31 of the Code of Ordinances to clarify and add to the definition of Nuisance Weeds
Patricia Stevenson, Bret Douglas and Ryan Renfro addressed the Council.
This item was tabled for more research by staff to be brought up at a future meeting.
2. First reading of Ordinance No. 09-18, To amend Section 3-137 of the Land Development Code, governing clustering of dwelling units in residential subdivisions, in order to increase the maximum allowable

building lot coverage from 35 to 45 percent.

Council Member Bacon made a motion to approve Ordinance No. 09-18 on first reading. Council Member Vihlen seconded the motion, motion approved 5-0.

X. Growth Management and Development Review

1. None

XI. Old Business

1. None

XII. New Business

1. Presentation by Mark Watts on the Community Development District (CDD) for Rivington.

2. Emergency Sink Hole Remediation. Three quotes were acquired for the emergency repair.

Council Member Vihlen made the motion to approve the low quote from AMDRILL, Inc. for the emergency sinkhole remediation.

Council Member Bacon seconded the motion, motion approved 5-0.

3. Update on Emergency Lake Pumping.

Council Member Vihlen made a motion to approve continuation of the lake pumping and the dollars already expended in the amount of \$28,585.00 which includes cost of damaged pipe and future amount in the amount of \$23,027.00. Vice Mayor Handy-Peters seconded the motion, motion approved 5-0.

4. The Volusia County Council is assisting the Disabled American Veterans Chapter 84 to obtain funds for new vans to transport local veterans to VA hospitals in Gainesville, Orlando and Jacksonville. They are requesting donations from county, cities, business owners and community sponsors in Volusia County.

Ryan Renfro addressed the Council.

Council Member Bacon made a motion to donate \$1,000.00 to the Disabled Americans Chapter 84 to help purchase a new van. Council Member Benfield seconded the motion, motion approved 5-0.

5. Volusia County Sheriff Interlocal Agreement.

At 11:00PM the Mayor requested that the Council extend the meeting for 30 minutes. Motion was approved 5-0.

Council Member Bacon made a motion not to approve the Interlocal Agreement but to have the City Manager request the Sheriff to amend

the contract to add a “hold harmless” clause. Council Member Vihlen seconded the motion, motion approved 5-0.

6. League of Cities voting delegate.

Council Member Vihlen made a motion to appoint Vice Mayor Handy-Peters as DeBary’s voting delegate at the conference. Council member Bacon seconded the motion, motion approved 5-0.

7. City Manager requesting the City Council to suspend applicable section of Section 4.11A, “Residential Recycling Collection Services” of the City’s agreement with WastePro and provide the City Manager the authority to direct the City’s solid waste collection contractor to redirect the disposal of recyclables from the GEL Corporation recycling center to the Volusia County Landfill for an undetermined period of time.

Since this item was not advertised in the original agenda the Mayor and Council agreed to public participation on the item.

Karen Chasz, William Sell, Ryan Renfro, Bret Douglas and Howard Gates addressed the Council.

At 11:30PM the Mayor requested that the Council extend the meeting for 30 minutes. Motion was approved 5-0.

Council Member Benfield made the motion to use the reduced rate of \$34.00 per ton and have the recycle material placed in the landfill instead of the normal processing by the GEL Corporation and to continue to pick up the recyclables as normal, effective immediately. Council Member Vihlen seconded the motion, motion approved 5-0.

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 Meeting / Workshop August 8, 2018
2. Special Meeting / Workshop August 22, 2018
3. Budget Workshop August 29, 2018
4. Regular City Council Meeting September 5, 2018

XVI.

Adjournment 11:55 PM

**CITY COUNCIL
CITY OF DEBARY, FLORIDA**

Bob Garcia, Mayor

ATTEST:

Warren Graham, City Clerk