

City of DeBary
SPECIAL CITY COUNCIL MEETING

Wednesday
August 29, 2018

6:30 PM
City Council Chambers
16 Colomba Road
DeBary, Florida 32713

MINUTES

Before the meeting started there was an update on the sink hole located on US Hwy 17-92 by FDOT. A contract has been signed for the work to begin. It should take 21 days beginning August 27th for the work to be completed. FDOT says the work is on schedule.

Captain Fortin from District 6, discussed the traffic pattern for U-turns around the DeBary Plantation Blvd area and US 17-92. It was suggested to limit where the U-turns could take place. Council voted on the issue under New Business.

I. Special Meeting Call to Order at 6:50 PM

II. Roll Call: Mayor Garcia, Vice Mayor Handy-Peters, Council Members Bacon, Benfield and Vihlen present

Others Present: City Manager Ron McLemore, IT Director Eric Frankton, Finance Director Elizabeth Bauer, Growth Management Director Matt Boerger, TOD Director Roger Van Auker, Public Works Director Alan Williamson, Parks Supernatant Tom Van DeHey, Stormwater Engineer David Hamstra and City Clerk Warren Graham.

III. New Business

Note: Items one and two of the minutes were added to the agenda as emergency items for Council action.

1. Council Member Vihlen made a motion to limit U-turs east of the guard house, barricades will be place in the street to direct the traffic to the next intersection behind the guard house until US 17-92 reopens. Vice Mayor Handy-Peters seconded the motion, motion approved 5-0.
2. Staff is requesting City Council to ratify an emergency purchase needed to replace well # 3 at Rob Sullivan Park.
Council Member Bacon made a motion to replace the well at Rob Sullivan Park in the amount of \$8,300.00. Vice Mayor Handy-Peters seconded the motion, motion approved 5-0.
3. City Manager requesting the Mayor and City Council to review information requested at the August 22, 2018, Council Meeting regarding the proposed contract with WastePro, and if satisfied with the information, choose one of the service options.

Tim Dolan, Ryan Renfro, Phyllis Butlien, Michael Rafrey, Jacqueline Kerr and Gene Evans addressed the Council.

Council Member Benfield made a motion to utilize Waste Pro recycling, the City to pay the landfill fees and to exclude the commercial exclusive clause. The motion died to lack of a second.

Council Member Vihlen made a motion to contract with Waste Pro for seven years, have the City administer and pay the landfill fees which give the City a 35 cent discount per household. Continue recycling as has been in the past with Waste Pro and pay 83 cents disposal-recycling processing fee. This motion excludes discount-exclusive commercial franchise. (Chart 3 is the basis of this motion; the chart is included as an attachment to the official minutes.) Council Member Benfield seconded the motion, motion approved 5-0.

Council Member Bacon made a motion to set a two year rate of \$216.00 per year. Council Member Vihlen seconded the motion.

Mayor called for a five minute break. After the break Council Member Benfield made the following motion:

Council Member Benfield made a motion to set the Solid Waste Assessment Fee at the one year rate per household at \$209.00. Council Member Vihlen seconded the motion, motion approved 5-0.

Note: There was however a motion before the Council that was not voted on by the Council; the one setting the two year rate of \$216.00 per year. At the time of the second motion, neither Council Member Bacon who made the motion or Council Member Vihlen who seconded the motion objected to the second vote and both voted in favor of the motion. At the following meeting on September 5th the Mayor acknowledged the error on the vote, however the City Attorney stated that the first motion that was not voted on was null and void because no one made an objection at the time.

4. To discuss whether to amend the City's Land Development Code to require medical marijuana dispensaries as well as pharmacies to be approved by Special Exception only and to establish additional distance separation requirements from incompatible land uses or activities. Ryan Renfro, Monique Stewart and Phyllis Butlien addressed the Council. The consensus of the Council was to bring the subject up again at a future workshop.

4. City Manager is requesting the City Council to discuss FY 2019 Tentative Millage and Budget Options to be ready to set a Tentative Millage Rate and Tentative Budget at the regular City Council Meeting on September 5, 2018.

Ryan Renfro addressed the Council.

Council Member Bacon made a motion to purchase the license plate reader cameras for the sheriff's department in the amount of \$56,202. Council Member Benfield seconded the motion, motion approved 5-0.

Council Member Bacon made a motion to set the tentative budget millage rate at the roll back

rate of 2.6323 mils. Council Member Benfield seconded the motion; motion was approved 3-2. Mayor Garcia and Vice Mayor Handy-Peters voting No.

IV. Adjournment

Meeting Adjourned at 11:20 PM

**APPROVED
CITY OF DEBARY
CITY COUNCIL**

ATTEST:

Warren Graham, City Clerk

Bob Garcia, Mayor