

**City of DeBary**  
**SPECIAL CITY COUNCIL MEETING**

**Wednesday**

**September 19, 2018**

**6:30 PM**

City Council Chambers

16 Colomba Road

DeBary, Florida 32713

**MINUTES**

Before the meeting was called to order, David Hamstra of Pegasus presented a stormwater update to the Council.

**I. Special Meeting Call to Order at 6:53 PM**

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

**Others Present:** City Manager Ron McLemore, Lance King from attorney's office, IT Director Eric Frankton, Finance Director Elizabeth Bauer, Growth Management Director Matt Boerger, TOD Director Roger Van Auker, Parks Director John Fletcher, Stormwater Engineer David Hamstra, Public Works Director Alan Williamson and City Clerk Warren Graham.

**III. Public Hearings**

1. First reading of Ordinance No. 11-18, Rivington MPUD Agreement.

Mary Ann Sigurdson addressed the Council.

Council Member Bacon made the motion to approved Ordinance No. 11-18 on the first reading.

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

2. First reading of Ordinance No. 12-18, granting the petition for the creating the Rivington Community Development District (CDD).

Thomas Recicar and Attorney for the applicant, Mark Watts addressed the Council.

Council Member Benfield made a motion to approved Ordinance No. 12-18 on first reading.

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

3. Resolution No. 18-23, City Manager is requesting the City Council to adopt Resolution 18-23 to set the final ad valorem millage rate of 2.6323 for fiscal year 2018-2019. During the first budget hearing, City Council directed that the Rolled Back Rate of 2.6323 be used for FY 2018-2019.

Mort Culligan and Howard Gates addressed the Council.

Council Member Bacon made a motion to adopt the FY 2018-19 ad valorem millage rate at 2. 6323 mills. Council Member Bacon seconded the motion, motion approved 3-2. Mayor Garcia and Vice Mayor Handy-Peters voting No.

4. Resolution No. 18-24, City Manager is requesting the City Council to adopt Resolution 18-24 to adopt the final budget for fiscal year 2018-2019.

Mort Culligan and Howard Gates addressed the Council.

Council Member Benfield made a motion to remove the City Manager's retirement funds from the FY 2017-18 budget. Council Member Bacon seconded the motion. During discussion, it was pointed out that the Resolution No. 18-24 was for the FY 2018-19 budget year. After discussion, both Council Member Benfield withdrew her first and Council Member Bacon withdrew his second. Motion was not voted on.

Council Member Vihlen made a motion to adopt Resolution No. 18-24, the final budget as presented. Council Member Bacon seconded the motion, motion was approved 3-2. Mayor Garcia and Vice Mayor Handy-Peters voting No.

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

1. Request to approve the construction of a pedestrian trail internal to the Canterwood development, but also within and connecting to Memorial Park.

Council Member Bacon made a motion to approve the construction of a pedestrian trail. Vice Mayor Handy-Peters seconded the motion, motion approved 5-0.

2. Request to approve a Proportionate Fair Share Agreement between the City of DeBary and MJM Associates LLC, in the amount of \$28,197.12.

Council Member Bacon made a motion to approve the Proportionate Fair Share Agreement in the amount of \$28,197.12. Council Member Benfield seconded the motion, motion approved 5-0.

3. Request to approve the Sidewalk Easement Agreement associated with Canterwood Manor Assisted Living Facility.

Council Member Benfield made a motion to approve the sidewalk easement with Canterwood Manor Assisted Living Facility. Council Member Bacon seconded the motion, motion approved 5-0.

#### **V. New Business**

1. Renew annual Volusia County Interlocal Agreement for Municipal Services.

Council Member Bacon made a motion to approve the Volusia County Interlocal Agreement for FY 2018-19. Council Member Vihlen seconded the motion, motion approved 5-0.

2. Resolution No. 18-25, authorizing signatures for the Orlandia Heights Neighborhood Improvement District bank account.

Council Member Benfield made a motion to approve Resolution No. 18-25. Council Member Bacon seconded the motion, motion approved 5-0.

3. City Manager is requesting the Mayor and City Council to authorize the City Attorney and City Manager to approve Task Order No. 2015-22 with Pegasus Engineering in order to perform General Stormwater Engineering Services, in an amount not-to-exceed \$60,000.00. This fee

includes miscellaneous sub-consultant services (surveys and appraisals). Council Member Vihlen made a motion to Pegasus Engineering Task Order 2015-20 in the amount not to exceed \$60,000.00. Council Member Bacon seconded the motion, motion approved 5-0.

4. Extend lake pumping operations and rental of equipment to 30 November 2018. Council Member Vihlen made a motion to extend the lake pumping for the months of October and November in the estimated amount of \$33,967.00. Council Member Bacon seconded the motion, motion approved 5-0.

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

1. Regular City Council Meeting October 3, 2018, 6:30 PM
2. Workshop on the proposed Duke Energy Solar Farm, October 17, 2018 5 PM  
Followed by a Special Meeting to Begin at 6:30 PM or when the Workshop ends.

**VI. Adjournment**

Meeting Adjourned at 10:40 PM

**APPROVED  
CITY OF DEBARY  
CITY COUNCIL**

**ATTEST:**

\_\_\_\_\_  
**Warren Graham, City Clerk**

\_\_\_\_\_  
**Bob Garcia, Mayor**