

City of DeBary
REGULAR CITY COUNCIL MEETING
Wednesday
October 3, 2018
6:30 PM
City Council Chambers
16 Colomba Road, DeBary, Florida 32713

MINUTES

I. Call To Order Meeting Called to Order at 6:36 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, IT Director Eric Frankton, Finance Director Liz Bauer, Stormwater Engineer David Hamstra 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.

William Mares, Howard Gates, Patricia Stevenson and Mort Culligan addressed the Council.

V. Approval of Minutes

1. Special City Council Meeting, August 29, 2018
 2. Regular City Council Meeting, September 5, 2018
 3. Special City Council Meeting, September 19, 2018
- Council Member Vihlen made a motion to approve the minutes as written. Council Member Benfield seconded the motion, motion approved 4-1, Council Member Bacon dissenting.

VI. Additions, Deletions or Amendments to the Agenda

Council Member Benfield requested to add under New Business, Item 4 that the Council consider removing the City Manager's retirement funds from the budget years 2017-18 and 2018-19.

VII. Presentations

1. None

VIII.

Consent Agenda

1. Authorize skid steer repair at a cost of \$6,683.26.
2. Requesting the City Council to approve the Engagement Letter with BMC, CPAs to conduct the annual audit for fiscal year ended 9/30/18. Council Member Vihlen made the motion to approve both items in the Consent Agenda. Council Member Benfield seconded the motion, motion approved 5-0.

IX.

Public Hearings

1. Second reading of Ordinance No. 10-18, requesting approval of a Development Agreement for the DeBary Town Center, permitting certain development incentives and wavers to the City's Land Development Code.
Ryan Renfro addressed the Council.
Council Member Bacon made the motion to approve on the second reading of Ordinance No. 10-18. Council Member Benfield seconded the motion, motion approved 5-0.
2. Second reading of Ordinance No. 11-18. The applicant, Reader & Partners, LLC, is requesting to amend the MPUD, on approximately 296 acres of land located at the southwest corner of Ft. Florida Road and Barwick Road, in DeBary, FL, and assigned Parcel number 08-19-30-00-00-0010. The MPUD will retain the existing land uses of RC, Resource Corridor designated area as conservation space, agriculture, low-density residential, and neighborhood commercial.
Council Member Benfield made the motion to approve on second reading Ordinance No. 11-18. Council Member Bacon seconded the motion, motion approved 5-0.
3. Second reading of Ordinance No. 12-18. The applicant, Reader & Partners, LLC is petitioning for the creation of the Rivington Community Development District pursuant to Chapter 190, Florida Statutes.
Council Member Benfield made the motion to approve on second reading Ordinance No. 12-18. Council Member Bacon seconded the motion, motion approved 5-0.

X. Growth Management and Development Review

1. None

XI. Old Business

1. None

XII. New Business

1. Discussion of engineering fees by City Manager.

2. City Manager is requesting the Mayor and City Council to authorize the City Attorney and City Manager to approve Task Order No. 2015-23 with Pegasus Engineering and their Subconsultant (Environmental Research & Design, Inc.) in order to perform the Lake Monitoring Program, in an amount not-to-exceed \$49,891.26.

Vice Mayor Handy-Peters made the motion to approve Task Order 2015-23 in the amount of \$49,891.26. Council Member Vihlen 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. 2015-25 with Pegasus Engineering in order to perform General Stormwater Engineering Services, in an amount not-to-exceed \$35,000.00. This fee includes miscellaneous subconsultant services (surveys and appraisals).

Council Member Bacon made the motion to approve Task Order 2015-25 not to exceed \$35,000. Vice Mayor Handy-Peters seconded the motion, motion approved 5-0.

4. Council consider removing the City Manager's retirement funds from the budget years 2017-18 and 2018-19.

Phyllis Butlien addressed the Council.

Council Member Benfield made the motion to request a refund from the ICMA (retirement fund administrator) in the amount of \$18,400 for the City Manager retirement fund contributions made thus far for FY 2017-18. 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. City Council Workshop, October 17, 2018 5 PM
2. Special City Council Meeting, October 17, 2018 6:30 PM
3. Regular City Council Meeting, November 7, 2018 6:30PM

XVI. Adjournment 8:34 PM

**CITY COUNCIL
CITY OF DEBARY, FLORIDA**

Bob Garcia, Mayor

ATTEST:

Annette Hatch, City Clerk