



City of Deltona

Mayor
John Masiarczyk

Vice Mayor
Nancy Schleicher
District 4

Commissioners:

Mitch Honaker
District 1

Diane Smith
District 2

Heidi Herzberg
District 3

Brian Soukup
District 5

Chris Nabicht
District 6

City Manager
Jane K. Shang

REGULAR CITY COMMISSION MEETING
MONDAY, AUGUST 3, 2015
6:30 P.M.

DELTONA COMMISSION CHAMBERS
2345 PROVIDENCE BLVD.
DELTONA, FLORIDA

AGENDA

1. **CALL TO ORDER:**
2. **ROLL CALL – CITY CLERK:**
3. **INVOCATION AND PLEDGE TO THE FLAG:**
 - A. **Silent Invocation Presented by Mayor Masiarczyk.**
4. **APPROVAL OF MINUTES & AGENDA:**
 - A. **Approval of Minutes – Special City Commission Meeting of July 20, 2015 and Regular City Commission Meeting of July 20, 2015 – Joyce Raftery, City Clerk (386) 878-8502.**
5. **PRESENTATIONS/AWARDS/REPORTS:**
 - A. **Presentation – Quarterly Reports of City Advisory Boards/Committees – Joyce Raftery, City Clerk (386) 878-8502.**
6. **CITY COMMISSION SPECIAL REPORTS:**
7. **PUBLIC FORUM – Citizen comments for any items.**
(4 minute maximum length per speaker)

CONSENT AGENDA: All items marked with an * will be considered by one motion unless removed from the Consent Agenda by a member of the City Commission. If an item is removed for clarification only, it will be discussed immediately following action on the Consent Agenda. If an item is removed for further discussion, it will be discussed under New Business immediately following the last listed item.

8. CONSENT AGENDA:

- *A. Request for approval of Resolution No. 2015-31, Budget Amendment for FY 14/15 – Robert Clinger, Finance Department (386) 878-8552.**

The General Fund is on track to have another year of surplus budgeted funds. As discussed in the July 13, 2015 City Commission Workshop, the City Manager would like to reallocate some of the anticipated surplus in order to accomplish some significant projects that have been discussed, but not budgeted, in the past. Staff is presenting a Budget Amendment in order to formally allocate those funds. This Budget Amendment will provide the City Manager with the discretion to utilize the appropriated funds for the general categories and concepts reflected in the document entitled “Operating Budget,” while giving the City Manager the discretion to revise the types of plants to be used, revise certain exact locations, permit appropriate master planning, and permit funds to be used as matching funds for grants, all as deemed in the best interests of the city as determined by the City Manager.

- *B. Request for approval of Resolution No. 2015-32 changing the meeting date for the first budget hearing in September to September 9, 2015 at 5:30 p.m. – Robert Clinger, Finance Department (386) 878-8552.**

Each year the City schedules the date for the first public hearing to consider the proposed millage rate for the upcoming budget. Initially that date was set for September 8th, the Tuesday following the first Monday because the first Monday will be a National Holiday. Unfortunately, this year that date conflicts with the hearing for the Volusia County School Board which is not allowed under State law. Accordingly the first hearing date has been rescheduled for September 9th at 5:30 p.m. The purpose of Resolution No. 2015-32 is to formally reschedule that hearing date.

9. ORDINANCES AND -PUBLIC HEARINGS:

- A. Public Hearing – Ordinance No. 05-2015, Fernanda Place Subdivision Rezoning Application, RZ15-002, at first reading – Chris Bowley, Planning & Development Services Department (386) 878-8602.**

The property consists of two adjacent parcels – one is ±120 acres and is generally west of Osteen Cemetery Road and the other parcel is ±22 acres and is directly west of the ±120 acre site. None of the property has direct frontage on Howland Boulevard. Osteen Cemetery Road is a prescriptive right-of-way (ROW) to the

south that provides access through the subject property to an adjacent cemetery to the east.

The subject property was annexed in 2005, as the Pender property. In 2009, following ownership change, the City Future Land Use Map for only the ±120 acre site was amended from Volusia County designations to City Low Density Residential and Conservation with a density cap established within the Policy FLU4-1.1 of the Future Land Use Element. The Conservation overlay designation is ±60 acres, is memorialized on the City's Future Land Use Map, and primarily coincides with environmental sensitive areas on-site and areas within the 100-year floodplain. During the Preliminary/Final Plat process, the subdivision will be designed in keeping with the Conservation overlay area.

In 2010, the ±120-acres were rezoned to Residential Planned Unit Development (RPUD) for an update to the former Pender subdivision with 240 single-family residential units. Access was approved for direct connection to Howland Boulevard that complied with the aforementioned density cap.

In 2014, following ownership change, an application was filed to add the ±22-acres and to change the Future Land Use designation on that parcel from Volusia County Agricultural Resource to City Low Density Residential (LDR). The adopted Comprehensive Plan Amendment with policy added, also followed the aforementioned density cap of up to two units per acre and limited the number of units on that tract to 45 units.

This proposal is to rezone both parcels to RPUD, as a unified project called Fernanda Place. The RPUD rezoning request would supersede the 2010 approved RPUD on the ±120 acre parcel and result in rezoning the ±22 acre parcel from A-1, a Volusia County designation, to City zoning that is consistent with the recently applied Low Density Residential City Land Use category. On July 15, 2015, the Planning & Zoning Board heard the rezoning request listed in Ordinance No. 05-2015 and recommended that the City Commission adopt the ordinance, with the condition that the internal roadways within the project remain privately owned and maintained, following construction, since they are specific only to this project.

B. Public Hearing - Ordinance No. 27-2015: Amending Sections 58-34 and 58-37 of the City of Deltona's Code of Ordinances allowing for an 811 Report to Release City Easement Abandonment, at first reading – Chris Bowley, Planning & Development Services Department (386) 878-8602.

The majority of the platted lots within the City of Deltona (City) are single-family residential lots created from the Deltona Lakes Plat (Plat). On the Plat, easements are established for drainage and utility purposes. However, the majority of the easements are not used for either purpose and, on occasion, proposed for vacation; especially associated with lot combinations. During the vacation process, there is a lengthy notification process for the potential utility providers to provide a letter of release. Oftentimes, the requests for the letters either goes unanswered or takes a great amount of time to receive (whether or not there is no objection to the action).

To provide greater customer service for residents or applicants and to ensure that no City easements are vacated that includes utilities, the provision of the 811 report has the potential to be used in lieu of receipt of the utility letters of release. If there are no utilities listed in the required 811 report and the City does not need the easement, then the 811 report verification will expedite the vacation process and allow land owners to use their property, as proposed, sooner.

10. OLD BUSINESS: None.

11. NEW BUSINESS:

A. Consideration of appointment of seven (7) members to the Ordinance Review Committee. – Joyce Raftery, City Clerk (386) 878-8502.

On July 6, 2015 the City Commission approved Ordinance No. 08-2015, creating the Ordinance Review Committee.

The City has run press releases, posted the opening on D-TV, the City's web page and on City bulletin boards. To date the City has received applications from the following individuals: John W. Adams, Joseph R. Cerrato, Charles Davidson, Aaron Diedrichs, Laurie English, Sonjia Kilmire, Curt Latham, Kelly Latham, Phillip J. Loranger, Melissa Roberts, Rossana Sepulveda, Wayne Shinkle, Floyd David Smothers, Thomas Walsh, Jerald "Jerry" Yaris and Cheri Taylor.

12. CITY ATTORNEY COMMENTS:

13. CITY MANAGER COMMENTS:

A. Lobbyist Update.

14. CITY COMMISSION COMMENTS:

15. ADJOURNMENT:

NOTE: If any person decides to appeal any decision made by the City Commission with respect to any matter considered at this meeting or hearing, he/she will need a record of the proceedings, and for such purpose he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based (F.S. 286.0105).

Individuals with disabilities needing assistance to participate in any of these proceedings should contact the City Clerk, Joyce Raftery 48 hours in advance of the meeting date and time at (386) 878-8500.



AGENDA MEMO

TO: Mayor & City Commission **AGENDA DATE:** 8/3/2015
FROM: Jane K. Shang, City Manager **AGENDA ITEM:** 3 - A
SUBJECT: Silent Invocation Presented by Mayor Masiarczyk.

LOCATION:	N/A
BACKGROUND:	At the Regular City Commission Meeting on Monday, October 17, 2011, the City Commission approved to have each Commissioner by District schedule someone to present the invocation at each Regular City Commission meeting rotating each Commissioner by District starting with District #1, #2, #3, #4, #5, #6 and the Mayor.
ORIGINATING DEPARTMENT:	City Manager's Office
SOURCE OF FUNDS:	N/A
COST:	N/A
REVIEWED BY:	City Manager
STAFF RECOMMENDATION PRESENTED BY:	N/A - Invocation Only.
POTENTIAL MOTION:	N/A - Invocation Only.
AGENDA ITEM APPROVED BY:	<hr/> Jane K. Shang, City Manager



AGENDA MEMO

TO: Mayor & City Commission **AGENDA DATE:** 8/3/2015
FROM: Jane K. Shang, City Manager **AGENDA ITEM:** 4 - A
SUBJECT: Approval of Minutes - Special Commission Meeting of July 20, 2015 and Regular Commission Meetings of July 20, 2015 - Joyce Raftery, City Clerk (386) 878-8502.

LOCATION:	N/A
BACKGROUND:	N/A
ORIGINATING DEPARTMENT:	City Clerk's Office
SOURCE OF FUNDS:	N/A
COST:	N/A
REVIEWED BY:	City Manager
STAFF RECOMMENDATION PRESENTED BY:	City Clerk Joyce Raftery - That the Commission approve the minutes of the Special Commission Meeting of July 20, 2015 and Regular Commission Meetings of July 20, 2015.
POTENTIAL MOTION:	"I move to approve the minutes of the Special Commission Meeting of July 20, 2015 and Regular Commission Meetings of July 20, 2015, as presented."
AGENDA ITEM APPROVED BY:	<hr/> Jane K. Shang, City Manager
ATTACHMENTS:	<ul style="list-style-type: none">• July 20, 2015 SCM Minutes• July 20, 2015 RCM Minutes

**CITY OF DELTONA, FLORIDA
SPECIAL CITY COMMISSION MEETING
MONDAY, JULY 20, 2015**

1 A Special Meeting of the Deltona City Commission was held on Monday, July 20, 2015 at the City
2 Hall Commission Chambers, 2345 Providence Boulevard, Deltona, Florida.

3
4 **1. CALL TO ORDER:**

5
6 The meeting was called to order at 6:00 p.m. by Mayor Masiarczyk.

7
8 **2. ROLL CALL:**

9			
10	Mayor	John Masiarczyk	Present
11	Vice Mayor	Nancy Schleicher	Present
12	Commissioner	Heidi Herzberg	Present
13	Commissioner	Mitch Honaker	Present
14	Commissioner	Chris Nabicht	Present
15	Commissioner	Diane Smith	Present
16	Commissioner	Brian Soukup	Present
17	City Manager	Jane K. Shang	Present
18	City Attorney	Becky Vose	Present
19	City Clerk	Joyce Raftery	Present

20
21 Also present: Deputy City Manager Dale Baker; Planning & Development Services Director Chris
22 Bowley; Public Works/Deltona Water Director Gerald Chancellor; Finance Director Robert Clinger;
23 Parks & Recreation Director Steve Moore; and VCSO Captain Eagan.

24
25 Mayor Masiarczyk stated the Special City Commission Meeting will run from 6:00 to 6:30 p.m. and
26 if additional time is needed he will call for a recess, open the Regular City Commission Meeting
27 which starts at 6:30 p.m., recess that meeting and re-open the Special City Commission Meeting.

28
29 **3. PLEDGE TO THE FLAG:**

30
31 Mayor Masiarczyk led everyone in the pledge to the flag.

32
33 **4. PUBLIC COMMENT:**

34
35 a) James Lemkow, 2676 Candler Drive, Deltona, stated he was not sure what the stormwater
36 assessment is supposed to provide, has never lived on a street with sewers, he lives in a 30 year old
37 neighborhood and if the stormwater rate is for the upkeep of the sewer system to remove water
38 during storms, then he does not understand why he is being taxed.

39
40 Mayor Masiarczyk replied the stormwater assessment is for stormwater and it has nothing to do with
41 sewer or the moving of the sewer or water. It is to get rainwater and move it through a system that is
42 planned and permitted, that is what the fee is for, to continue with those projects to keep areas of
43 Deltona from flooding.

44
45 b) George Watral, 779 East Lehigh Drive, Deltona, spoke about the purpose of the public hearing,
46 the time frame of the public hearing, he read portions of the public notice for the stormwater
47 assessment, the process to file a written objection to the stormwater assessment, the City being in a
48 drought, and lakes and ponds being drastically below normal levels and he provided examples.

1 Commissioner Herzberg asked if the Commission could proceed with the other three (3) items on the
 2 agenda and come back to the stormwater rate. She also asked if any of the Commission was in favor
 3 of any of the options that were provided by the City Manager to lower the stormwater rate that has
 4 not been increased since 2008. She explained that the reason the increase is high is because the
 5 Commission decided to “pay as we go” which is a bigger hit now, it is not stretched out and there is
 6 no interest on the money to keep the stormwater fund going which needs to be done because there
 7 are still a lot of projects that need to be done in the City.

8
 9 Commissioner Nabicht requested that the Commission follow the agenda and Mayor Masiarczyk
 10 agreed.

11
 12 **5. BUSINESS:**

13
 14 **A. Public Hearing - Resolution No. 2015-21, adopting Tentative Proposed Millage Rate -**
 15 **Robert Clinger, Finance Department (386) 878-8552.**

16
 17 Mayor Masiarczyk opened and closed the public hearing as there were no public comments.

18
 19 Motion by Commissioner Herzberg, seconded by Commissioner Nabicht to approve Resolution No.
 20 2015-21, adopting the tentative proposed millage rate for the levy of ad valorem taxes for FY
 21 2015/2016 at 7.9900 mills.

22
 23 Mayor Masiarczyk read the title of Resolution No. 2015-21 for the record.

24
 25 **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA;**
 26 **ADOPTING A PROPOSED MILLAGE RATE FOR THE 2015-2016 FISCAL YEAR;**
 27 **DETERMINING THE ROLLED-BACK RATE; ESTABLISHING A DATE, TIME, AND**
 28 **PLACE AT WHICH A PUBLIC HEARING WILL BE HELD TO CONSIDER THE**
 29 **PROPOSED MILLAGE RATE AND THE TENTATIVE BUDGET FOR THE 2015-2016**
 30 **FISCAL YEAR; PROVIDING FOR AN EFFECTIVE DATE.**

31
 32 **Motion carried with members voting as follows:**

33		
34	Commissioner Herzberg	For
35	Commissioner Honaker	Against
36	Commissioner Nabicht	For
37	Commissioner Smith	For
38	Commissioner Soukup	Against
39	Vice Mayor Schleicher	For
40	Mayor Masiarczyk	For

41
 42 Mayor Masiarczyk asked for the vote to be retaken for clarification.

43
 44 **Motion carried with members voting as follows:**

45		
46	Commissioner Herzberg	For
47	Commissioner Honaker	Against
48	Commissioner Nabicht	For

1	Commissioner Smith	For
2	Commissioner Soukup	Against
3	Vice Mayor Schleicher	For
4	Mayor Masiarczyk	For

5
 6 Resolution No. 2015-21 was adopted at 6:21 p.m.

7
 8 **B. Public Hearing - Resolution No. 2015-18, Establishing Annual Stormwater Rate – Robert**
 9 **Clinger, Finance Department (386) 878-8552.**

10
 11 Commissioner Herzberg asked if any of the Commission was interested in exploring any of the
 12 lower impact rates and stretching that out for a longer period of time and the majority of the
 13 Commission agreed, for discussion.

14
 15 Vice Mayor Schleicher stated there needs to be a presentation for the public as to what the rate
 16 actually means and why the Commission came to their original conclusion.

17
 18 Andrew Whitcock, Tetra Tech, stated he was retained by the City to work with staff on developing
 19 revisions to the stormwater rate and the stormwater rate was last adjusted in 2008 at the current rate
 20 of \$76.11 per Equivalent Residential Unit (ERU). In that time the City has incurred costs associated
 21 with the operation and maintenance of the utility, the renewal and replacement of the utility which is
 22 where staff is fixing the stuff that is old or replacing the stuff that is old and outlived its useful life,
 23 so there is cost related to that. There is also a Capital Improvement Program (CIP) in place that is
 24 about \$5 million which are capital investments into the system to improve and continue the level of
 25 service that the City currently enjoys. When looking at putting the rates together, all the costs were
 26 gathered that are associated with operation and maintenance and the cost of renewal and replacement
 27 projects and to make sure those were covered in the new rates. Then the capital improvement
 28 program was looked at, ideally those projects should be built within a four (4) year period which is
 29 the typical window in which a utility would plan for capital improvement projects which would need
 30 to be financed. An option is using debt to finance the projects which the City has used in the past to
 31 help fund some of its capital improvement projects or the other alternative is to pay as you go or pay
 32 with cash as the City receives it. With the debt option, the City would pay less at the beginning but,
 33 over the 20 year period the City would pay a considerable amount more in interest. With the pay as
 34 you go option, there is a \$5 million CIP that ideally could be built within four (4) years but, that is a
 35 fairly heavy hit because the City would be paying for it all upfront. Then the CIP itself was looked
 36 at and realizing the effect on the rate by having the projects built within four (4) years, the option of
 37 spreading the rate out over eight (8) or 12 years was looked at which would bring the level of impact
 38 down. All the options were presented to the Commission and the rate proposed is based on a pay as
 39 you go concept and extending the CIP over an eight (8) year term, with the \$108 per ERU.

40
 41 Commissioner Soukup stated he lives on a retention pond with no water and if anything the City
 42 should be doing something to fill them up. He stated at a \$76 rate the City receives \$3.5 million a
 43 year and at a \$108 rate the City would receive approximately \$5 million a year to put toward these
 44 projects. He asked staff to explain what projects will be done, what the need is for those projects
 45 and why the projects need to be done.

46
 47 Public Works Director Gerald Chancellor stated in the last seven (7) years the City has spent \$15
 48 million on stormwater projects and \$7.5 million was borrowed money which is being paid back now

1 through the debt service coverage. The projects that are on the list now, the \$5 million, includes the
2 Leland Pump Station which was an issue back during the 2003-2004 hurricanes and almost flooded
3 the adjacent neighborhoods and there were also concerns during Tropical Storm Fay at that location.
4 The projects range from \$25,000 to \$50,000 up to \$250,000 with 140 projects on the list which are
5 spread throughout the City. The vast majority of the projects that comprise the \$5 million CIP are
6 where there were drainage issues in the past during storms, hurricanes or intense rainstorms which
7 happen during the summer months. Staff has been dealing with the critical projects first over the
8 past five (5) to seven (7) years. The City's infrastructure is aging and was put in by the original
9 developers of the City back in the 60's, 70's and 80's using corrugated metal pipe (CMP) which
10 deteriorates after a period of time and collapses. Last year there was a major collapse of a CMP that
11 was on the list to be replaced this year but, it collapsed before staff could get to it and the total cost
12 was over \$100,000 to fix just that one (1) pipe because it also collapsed the roadway. Staff looks at
13 the pipes via TV cameras to see which pipes can be lined by placing an epoxy liner which is placed
14 in the pipe and will extend the life of the pipe for another 10 to 20 years. Staff tries to maximize the
15 amount money it is allowed to use for these projects. The vast majority of Deltona is a swale
16 drainage system and there are pipes that cross the roads that equalize the water flow between one (1)
17 side of the road and the other in the swales. A lot of the swales eventually find the discharge point
18 but, a vast majority does not have a discharge point until it gets to a flooding stage. The St. Johns
19 River Water Management District (SJRWMD) requires dry ponds and requires the City to get
20 permits for all the different ponds around the City, some were mentioned, and the permits push the
21 City to do dry ponds, not wet ones.

22
23 Mayor Masiarczyk recessed the Special Commission Meeting at 6:29 p.m. and re-opened the
24 Regular Commission Meeting at 6:30 p.m.

25
26 Mayor Masiarczyk recessed the Regular Commission Meeting at 7:08 p.m. and re-opened the
27 Special Commission Meeting at 7:08 p.m.

28
29 Commissioner Soukup asked if there is a value or a need to raise the stormwater rate for the projects
30 or can the projects be put off and stretched out over a longer period of time doing them little by little.

31
32 Mr. Chancellor replied he would not suggest putting off the projects, many of which the residents
33 have already waited five (5) to six (6) years while staff addressed the critical projects. Staff has
34 rebuilt or replaced approximately a dozen major pump stations, staff does as many projects in-house
35 as possible with the only cost being for materials, some projects go back nine (9) years or more and
36 there are a few thousand residents waiting for projects to be done. Since 2003/2004 the City has
37 been in a drought situation, the majority of the lakes in the City were what staff terms as "dishpan
38 lakes" which were dug out many years ago to pull the fill out to build the roadways such as Elkcam
39 Blvd. A "dishpan lake" receives water from either rainfall or shallow ground water that flows into it
40 from the area drainage basin and he gave an example. Spring fed lakes which maintain its water
41 levels and are fed from the Florida aquifer are not the majority in the City. Florida receives an
42 average of 50 to 52 inches of rainfall a year but, during hurricanes it receives almost 90 inches of
43 rain.

44
45 Vice Mayor Schleicher stated the Commission's options were a rate of \$108 per year for eight (8)
46 years or a rate of \$96 for 16 years to do the same projects.

47

1 Commissioner Herzberg asked the last time the rate was increased was in 2008, the increase would
2 be \$32 a year without debt service but, if the City uses debt service over 16 years the rate would be
3 \$94.73 which would be an increase of \$18.73 a year which is a residential rate. She stated she is
4 concerned about the commercial rate which would go up a lot higher than the residential rate. She
5 stated the Leland Pump Station may not affect a resident directly and she explained what the pump
6 station would do and that tax dollars are for the entire system to include more reuse, to capture the
7 water that is being wasted and used it for residences and businesses.

8
9 c) Carol Watral, 779 East Lehigh Drive, Deltona, spoke about Seminole County listening when a
10 pushback was given regarding tax increases and dollars were found elsewhere, doing projects in the
11 most critical areas and her neighborhood being non-critical yet a project was done, customer service,
12 fees driving people out of Deltona, Deltona continually talking about taxes collected, having the
13 highest millage rate in the area, questioned why the City could not find \$2 million for projects and
14 listed several proposed budget increases and expenses.

15
16 d) Roger Bennett, 1326 West Portillo Drive, Deltona, spoke about having two (2) houses so the
17 increase would cost him double, understanding the rainfall and the drought related to the lakes in the
18 City, the City suggesting a taxing district around Lake McGarity to get it cleaned up to where it
19 should be, the difference between a retention pond and a detention pond and water needing to be
20 rerouted to local lakes and ponds.

21
22 e) Gary Kemmer, 1875 Twin Oak, Deltona, spoke about the lake levels going down, having no
23 swales or drains, current projects moving water away from the lake and the water needing to remain
24 in the lakes, being charged the same tax regardless of the property/home size, people who purchase
25 homes when water level are low needing to sell their homes and take a loss instead of coming to the
26 City expecting a bailout.

27
28 g) Daniel Dudley, Sterling Park Homeowners Association Property Engineer, 1089 Pearl Tree
29 Road, Deltona, spoke about receiving calls from concerned residents regarding the increase, his two
30 (2) sons looking to purchase their first homes and his suggestion to them not to buy a home on City
31 water or sewer, realtors driving clients outside the City, that he uses well water at a cost of \$120
32 month, some neighbors spending \$300 to \$500 a month, people looking to move and choosing other
33 cities because of feedback on the City's water rates, homes being \$20,000 to \$40,000 under market
34 value because of the cost of water, if there is a happy medium between the numbers and that he
35 appreciates all that the Commission and staff does.

36
37 h) Gerald McCall, 1072 Alpine Drive, Deltona, spoke about the tax not being removed after 15
38 years and will be for the life of the homeownership, why staff calls everything a project and is any of
39 the funding for new development, charging for runoff water, nothing being done on his street, water
40 building up until it soaks into the ground and taxing without representation and why people are
41 paying for services that are not being provided.

42
43 Commissioner Nabicht suggested Mr. McCall make an appointment with the City Manager and Mr.
44 Chancellor to explain the stormwater system in his neighborhood.

45
46 Mayor Masiarczyk stated he owns vacant property in the woods with no streets to it and he pays four
47 (4) ERU's which is four (4) times what most people pay, during the hurricanes there were about
48 1,200 homes that possibly could have flooded if the City received any more rain, the City spent \$3 or

1 \$4 million building outfalls in the City, the City is not trying to drain the lakes but, trying to prevent
2 a natural disaster, the dry ponds that were brought up are required by the SJRWMD and whenever
3 the City improves a road or a right-of-way the City does not have a choice, it is required that it has to
4 go into those ponds.

5
6 Mayor Masiarczyk closed the public hearing.

7
8 Commissioner Herzberg asked at what point the stormwater fund would run out of money and Mr.
9 Chancellor replied in about two (2) budget years the fund will only be depleted as far as doing any of
10 the CIP projects but, staff will be able to do some smaller projects in-house where the only cost is
11 material.

12
13 Commissioner Herzberg asked again if there was any interest to take debt service at either 12 years
14 at \$99, 14 years at \$97 or 16 year at \$94.73 per ERU per year. She stated she is not in favor of
15 cancelling projects or changing projects.

16
17 Ms. Shang clarified that the proposed rate options are without debt.

18
19 Mayor Masiarczyk stated the projects would need to be delayed until the money is available, “pay as
20 you go.”

21
22 Commissioner Soukup stated he is not in favor of debt service but, he would agree to pay as you go
23 for 16 years at \$94.73.

24
25 Commissioner Honaker stated he is against debt service, the Commission was briefed by staff on the
26 outcome, the consequences of delaying projects and he referenced it to life insurance where it is not
27 seen but, it is needed and he questioned who would decide which projects get delayed.

28
29 Commissioner Nabicht requested that the PowerPoint Presentation given by the consultant that was
30 provided to the Commission at its workshop needs to go onto the stormwater webpage, also on that
31 page should be the list of capital improvement projects and status reports on ongoing projects. He
32 stated a lot of people who spoke were misinformed, the City pays consultants to advise where to
33 make improvements, it is a system not a block or area, when the City had tropical storms and
34 hurricanes there were homes and roads that were destroyed, the reclaimed water system is
35 interconnecting between DeLand and Orange City which will move stormwater collected in Orange
36 City to Deltona’s reclaimed water system and vice versa and there being more at stake than
37 stormwater like road networks, properties, economic development and infrastructure within the City.
38 He stated the Commission was well briefed and the information does belong on the website so
39 residents have a better understanding. He stated he does not support debt service or cutting the
40 project list short, the Commission made the decision based on the information provided and to come
41 in at the last minute to make a decision is not the proper way to make a decision.

42
43 Vice Mayor Schleicher stated she owns a small lot and is going to pay the same fee twice and that
44 there are still many projects that need to be done.

45
46 **Motion by Vice Mayor Schleicher, seconded by Commissioner Nabicht to do the \$108 for eight**
47 **(8) years for stormwater.**

1 Mayor Masiarczyk read the title of Resolution No. 2015-18 for the record.

2
 3 **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA,**
 4 **RELATING TO THE PROVISION OF STORMWATER UTILITY SERVICES,**
 5 **FACILITIES AND PROGRAMS IN THE CITY OF DELTONA; ESTABLISHING THE**
 6 **RATE OF ASSESSMENT TO BE IMPOSED IN FISCAL YEAR 2015-2016; APPROVING**
 7 **THE ASSESSMENT ROLL FOR FISCAL YEAR 2015-2016; DIRECTING THAT THE**
 8 **ASSESSMENT ROLL BE CERTIFIED AND DELIVERED TO THE TAX COLLECTOR;**
 9 **AND PROVIDING AN EFFECTIVE DATE.**

10
 11 **Motion carried with members voting as follows:**

13	Commissioner Herzberg	Against
14	Commissioner Honaker	For
15	Commissioner Nabicht	For
16	Commissioner Smith	For
17	Commissioner Soukup	For
18	Vice Mayor Schleicher	For
19	Mayor Masiarczyk	For

20
 21 Resolution No. 2015-18 was adopted at 7:57 p.m.

22
 23 **C. Public Hearing - Resolution No. 2015-19, Establishing Annual Solid Waste Rate – Robert**
 24 **Clinger, Finance Department (386) 878-8552.**

25
 26 Mayor Masiarczyk opened and closed the public hearing as there were no public comments.

27
 28 Mayor Masiarczyk called for a recess at 7:57 p.m. and reconvened at 8:06 p.m.

29
 30 Mayor Masiarczyk opened and closed the public hearing as there were no public comments.

31
 32 Commissioner Nabicht stated he realizes the City is stuck with this contract and he reiterated his
 33 discontent with the contract. He stated again, on Friday evening at 7:00 p.m. he called Solid Waste
 34 Coordinator Char Runge because the trash in his neighborhood was not picked up, he was told
 35 Waste Pro was having some issues, that a Waste Pro staff person had been severely injured, and at
 36 8:00 p.m. the trash was picked up by one (1) person on the truck but, if the trash was not in the green
 37 container it was not picked up and they are supposed to pick up everything. The City is paying good
 38 money for services and it is not receiving the level of service promised, the deal breaker for the
 39 previous Commission was that Waste Pro would not pick up whatever was left by the curb, and he
 40 suggested to open up that portion of the contract to renegotiate picking up unlimited yard waste
 41 because it is about curb appeal and a fire hazard.

42
 43 Commissioner Herzberg stated she does not have the same issues in her neighborhood, driving
 44 through the City there are numerous foreclosures with debris sitting around and she suggested
 45 having a discussion regarding franchise fees for commercial businesses because every other City has
 46 them. She also suggested having Waste Pro come in to discuss Commissioner Nabicht's concerns
 47 and to provide information to the residents, maybe in the City's newsletter, as to what can be picked
 48 up, what needs a special pick up or is there another charge.

1
 2 **Motion by Commissioner Herzberg, seconded by Commissioner Honaker to approve**
 3 **Resolution No. 2015-19, Establishing Annual Rate of Assessment for Solid Waste Services for**
 4 **FY 2015/2016.**

5
 6 **Motion carried with members voting as follows:**

7		
8	Commissioner Herzberg	For
9	Commissioner Honaker	For
10	Commissioner Nabicht	Against
11	Commissioner Smith	For
12	Commissioner Soukup	For
13	Vice Mayor Schleicher	For
14	Mayor Masiarczyk	For
15		

16 Mayor Masiarczyk read the title of Resolution No. 2015-19 for the record.

17
 18 **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA,**
 19 **RELATING TO THE PROVISION OF SOLID WASTE SERVICES, FACILITIES AND**
 20 **PROGRAMS IN THE CITY OF DELTONA; ESTABLISHING THE RATE OF**
 21 **ASSESSMENT TO BE IMPOSED IN FISCAL YEAR 2015-2016; APPROVING THE**
 22 **ASSESSMENT ROLL FOR FISCAL YEAR 2015-2016; DIRECTING THAT THE**
 23 **ASSESSMENT ROLL BE CERTIFIED AND DELIVERED TO THE TAX COLLECTOR;**
 24 **AND PROVIDING AN EFFECTIVE DATE.**

25
 26 City Attorney Becky Vose requested that the Mayor retake the vote on the item.

27
 28 **Motion carried with members voting as follows:**

29		
30	Commissioner Herzberg	For
31	Commissioner Honaker	For
32	Commissioner Nabicht	Against
33	Commissioner Smith	For
34	Commissioner Soukup	For
35	Vice Mayor Schleicher	For
36	Mayor Masiarczyk	For
37		

38 Resolution No. 2015-19 was adopted at 8:13 p.m.

39
 40 **D. Public Hearing - Resolution No. 2015-20, Establishing Annual Rate of Assessment for**
 41 **Streetlighting Services for FY 2015/2016 – Robert Clinger, Finance Department (386) 878-8552.**

42
 43 Mayor Masiarczyk opened and closed the public hearing as there were no public comments.

44
 45 **Motion by Commissioner Nabicht, seconded by Vice Mayor Schleicher to approve Resolution**
 46 **No. 2015-20, adopting the current rate for Streetlighting Assessments for FY 15/16.**

47
 48 Mayor Masiarczyk read the title of Resolution No. 2015-20 for the record.

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A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA, RELATING TO THE PROVISION OF STREETLIGHTING SERVICES, FACILITIES AND PROGRAMS IN THE CITY OF DELTONA; ESTABLISHING THE RATE OF ASSESSMENT TO BE IMPOSED IN FISCAL YEAR 2015-2016; APPROVING THE ASSESSMENT ROLL FOR FISCAL YEAR 2015-2016; DIRECTING THAT THE ASSESSMENT ROLL BE CERTIFIED AND DELIVERED TO THE TAX COLLECTOR; AND PROVIDING AN EFFECTIVE DATE.

Motion carried unanimously with members voting as follows: Commissioner Herzberg, For; Commissioner Honaker, For; Commissioner Nabicht, For; Commissioner Smith, For; Commissioner Soukup, For; Vice Mayor Schleicher, For; and Mayor Masiarczyk, For.

Resolution No. 2015-20 was adopted at 8:14 p.m.

6. ADJOURNMENT:

There being no further business, the meeting adjourned at 8:15 p.m.

ATTEST:

John Masiarczyk Sr., Mayor

Joyce Raftery, CMC, City Clerk

**CITY OF DELTONA, FLORIDA
REGULAR CITY COMMISSION MEETING
MONDAY, JULY 20, 2015**

1 A Regular Meeting of the Deltona City Commission was held on Monday, July 20, 2015 at the City
2 Hall Commission Chambers, 2345 Providence Boulevard, Deltona, Florida.

3
4 **1. CALL TO ORDER:**

5
6 The meeting was called to order at 6:30 p.m. by Mayor Masiarczyk.

7
8 **2. ROLL CALL:**

9			
10	Mayor	John Masiarczyk	Present
11	Vice Mayor	Nancy Schleicher	Present
12	Commissioner	Heidi Herzberg	Present
13	Commissioner	Mitch Honaker	Present
14	Commissioner	Chris Nabicht	Present
15	Commissioner	Diane Smith	Present
16	Commissioner	Brian Soukup	Present
17	City Manager	Jane K. Shang	Present
18	City Attorney	Becky Vose	Present
19	City Clerk	Joyce Raftery	Present

20
21 Also present: Deputy City Manager Dale Baker; Planning & Development Services Director Chris
22 Bowley; Public Works/Deltona Water Director Gerald Chancellor; Finance Director Robert Clinger;
23 Parks & Recreation Director Steve Moore; and VCSO Captain Eagan.

24
25 **3. INVOCATION AND PLEDGE TO THE FLAG:**

26
27 **A. Invocation Presented by Commissioner Nabicht.**

28
29 Commissioner Nabicht led everyone in a silent invocation and the pledge to the flag. He asked
30 everyone to keep the families of those military personnel lost in Chattanooga, Tennessee this last
31 week in their thoughts and prayers and Mr. Pizza and his family who has been going through some
32 issues this week.

33
34 The National Anthem was sung by Ahba Kuccynski, Senior at Deltona High School.

35
36 **4. APPROVAL OF MINUTES & AGENDA:**

37
38 **A. Minutes:**

39
40 **1. Approval of Minutes – Regular City Commission Meeting of July 6, 2015.**

41
42 **Motion by Commissioner Herzberg, seconded by Vice Mayor Schleicher to approve the minutes**
43 **of the Regular City Commission Meeting of July 6, 2015, as presented.**

44
45 **Motion carried unanimously with members voting as follows: Commissioner Herzberg, For;**
46 **Commissioner Honaker, For; Commissioner Nabicht, For; Commissioner Smith, For;**
47 **Commissioner Soukup, For; Vice Mayor Schleicher, For; and Mayor Masiarczyk, For.**

48
49 **5. PRESENTATIONS/AWARDS/REPORTS:**

1
2 **A. Presentation – Quarterly Reports of City Advisory Boards/Committees.**

3
4 Mayor Masiarczyk stated the Quarterly Reports are written reports and he asked if anyone wanted to
5 make an oral report and there were none.

6
7 **6. CITY COMMISSION SPECIAL REPORTS:** None.

8
9 **7. PUBLIC FORUM – Citizen comments for item not on the agenda.**

10
11 a) Mark Donley, 2091 Nedra Avenue, Deltona, spoke about illegal fireworks, fireworks he
12 collected off the roof of his house, vendors illegally selling fireworks, fireworks being sold at retail
13 cost, purchasers of fireworks not being asked to fill out required forms, calling the Orange City
14 Sheriff's Office regarding the sale of fireworks and nothing being done, and he questioned who
15 enforces the laws regarding fireworks.

16
17 Mayor Masiarczyk replied the Commission discussed this issue after the 4th of July and letters were
18 sent to all the State Representatives, Senators, Congressmen, the Governor, etc. but, until the
19 legislature changes the law the City's hands are tied. There is a strong lobby in Tallahassee that put
20 a lot of money into keeping the laws regarding fireworks from being changed and a copy of the letter
21 that was sent was made available to Mr. Donley.

22
23 Commissioner Nabicht stated State law prohibits local municipalities and counties from adopting an
24 ordinance regulating fireworks; however, the City has a zoning ordinance that only allows fireworks
25 to be sold in a specific area within the City which is an industrial area that is not developed and there
26 are no fireworks like what was described being sold anywhere in the City. He stated he called the
27 Volusia County Sheriff's Office (VCSO) on July 4th about numerous fireworks going off in his
28 neighborhood. He explained the logistics of the VCSO trying to collect fireworks just physically can
29 not be done and that the problem lies with the State Legislature which is who creates the waiver and
30 statute that governs how fireworks are sold and used in the State of Florida.

31
32 Mayor Masiarczyk stated the Commission has done all it can do and it will take an uprising of
33 people to contact their elected officials regarding the issue of fireworks.

34
35 b) Eric Raimundo, Community Life Center Board Member, 1185 Outlook Drive, Deltona, asked for
36 favorable consideration of the Community Development Block Grant (CDBG) funding for the
37 Community Life Center and being in favor of keeping the dollars in the City. He also spoke
38 regarding fireworks and that it starts with the legislature, there being an effort already underway
39 which is constantly being brought up to look at the issue of fireworks, there is a strong lobby in
40 Tallahassee in favor of fireworks and keeping the laws as is, he encouraged everyone to attend
41 meetings in Tallahassee or to write letters to Tallahassee because if people do not participate
42 changes will never happen.

43
44 c) Michael Putkowski, 2736 Courtland Blvd., Deltona, spoke about the Community Life Center and
45 its dinners which have switched to the third Friday of the month, this month's dinner went
46 exceptionally well, the organization steadily provides for 150 residents, he expressed his and his
47 wife's appreciation for being nominated for the CDBG funds, the organization gives a lot to provide
48 a hand up to the people in the community and not just a hand out.

- 1
2 d) Jack L. Croach, Interim Executive Director of Community Life Center, 2001 Brewster Drive,
3 Deltona, spoke about being proud to serve the people of Deltona, the organization offers groceries,
4 bread, pastries, job fairs, assistance with bills, assistance with utilities, classes for residents to get
5 jobs and it is important that any funds received stay in Deltona. He thanked the Commission for the
6 opportunity and he invited everyone to go by on Tuesday afternoons from 1:00 to 3:00 p.m. or
7 Thursday mornings from 9:00 to 11:00 a.m. to see what the organization is about and to get
8 involved.
9
- 10 e) Louise Clark, Community Life Center Board Member, 1712 North Merrick Drive, Deltona, spoke
11 about volunteering daily at the Community Life Center pantry, there being a significant need in the
12 area where it is located in Deltona and that the organization offers financial literacy programs,
13 referrals to partner agencies and an access center to help with Federal programs. She stated with the
14 CDBG funding the organization can provide assistance for the basic need such as water, residents
15 finding it difficult to travel to DeLand for social services and she asked the Commission to consider
16 the acceptance of the CDBG funds proposed for the Community Life Center.
17
- 18 f) Joe Sullivan, Boys & Girls Club, 1780 Concert Road, Deltona, spoke about receiving the CDBG
19 funds for six (6) years, the organization missing a meeting and not being eligible for the CDBG
20 funds this year, what it costs to run the programs, not being able to afford to lose the money, he
21 realizes there is a process and rules which they did not follow, he gave a history of the organization
22 and he is asking all the surrounding cities for funding and that the program could probably be run
23 without the money but, it gives Deltona a stake in who the club is and what it does.
24
- 25 Commissioner Soukup asked if the funding is so important to run the club's programs, how could
26 the process not be followed? Mr. Sullivan replied there was a new person writing the grant, there is
27 a new Director who was not on board yet, the club dropped the ball and missed a meeting but, it will
28 not happen next year.
29
- 30 Commissioner Nabicht asked how much money the club estimated it would get from CDBG funding
31 and Mr. Sullivan replied the club has received about \$57,000 over the past seven (7) years, so about
32 \$8,000.
33
- 34 Commissioner Nabicht asked staff what the CDBG funding amount would have been to the Boys &
35 Girls Club and Planning & Development Assistant Director Ron Paradise replied he did not have a
36 figure but, the group requested \$15,000 of funding through this cycle.
37
- 38 Commissioner Honaker stated it is important to set the right example.
39
- 40 g) Norma Walter, Development Director for the Neighborhood Center of West Volusia, 1241 Parker
41 Avenue, Deltona, spoke about wanting to do something for the City, the organization providing
42 emergency food and shelter for people in the West Volusia area as well as transitional housing, a
43 food pantry, help to avoid homeless situations, emergency rental assistance and emergency utility
44 assistance. That approximately 35% to 40% of the people helped are residents of Deltona, the
45 organization helps an average of 20-35 people daily and out of that 10% to 15% are one (1) step
46 away from being homeless, some people end up in the emergency shelter and then move to
47 transitional housing for up to 18 months, the organization is not opposed to being partners with other

1 social service organizations, the main issue is the obligation to build infrastructure for social services
2 and the group is grateful for being considered for CDBG funding.

3
4 Mayor Masiarczyk closed the public hearing.

5
6 Mayor Masiarczyk closed the Regular Commission Meeting at 7:08 p.m. and re-opened the Special
7 Commission Meeting at 7:08 p.m.

8
9 Mayor Masiarczyk closed the Special Commission Meeting at 8:15 p.m. and re-opened the Regular
10 Commission Meeting at 8:15 p.m.

11
12 **8. CONSENT AGENDA:**

13
14 ***A. Request for approval of Resolution No. 2015-29, declaring the official intent of the City to**
15 **support the efforts of Space Florida to create a commercial spaceport – Jerry Mayes, Economic**
16 **Development Manager (386) 878-8619.**

17
18 This item was pulled from the agenda by staff.

19
20 **9. ORDINANCES AND PUBLIC HEARINGS:**

21
22 **A. Public Hearing – Resolution No. 2015-28, Southwest Volusia Community**
23 **Redevelopment Area (CRA) Finding of Necessity – Chris Bowley, Planning & Development**
24 **Services Department (386) 878-8602.**

25
26 Mayor Masiarczyk stated he received call today regarding an article that will be coming out
27 concerning Community Redevelopment Agencies (CRA), development and growth in the area.

28
29 Mr. Bowley stated the City is taking through a CRA for the Southwest Volusia CRA which is in the
30 southwest part of the City, this approval will update the effort that was done in 2012 and the next
31 step would be to go to the County to get the delegation of authority.

32
33 Mr. Bowley introduced the Consultant Bob Gray, President of Strategic Planning Group, who
34 explained that F.S. Chapter 163, Part III, designates how a finding statement is defined, it can be
35 slum or blight, there are 14 criteria set forth and the City met a lot of them (stopped at six (6)) but,
36 only two (2) needed to be met, once approved by the Commission it has to go to the County who
37 will say “yea” or “nay” on the findings, and if approved then the City can move forward with the
38 forming a CRA per the County’s resolution.

39
40 Commissioner Herzberg asked if the name of the CRA was “Southwest Volusia Redevelopment
41 Area” and Mr. Gray replied no, it is a redevelopment area now but, once it gets approved as a CRA
42 technically right now it would be the “Southwest Volusia County CRA.”

43
44 Commissioner Herzberg asked if it would be the same CRA map, the name does not reference
45 Deltona at all or direct anyone to Deltona, this is Deltona's old downtown, an area that needs help
46 and she asked if the name could be changed because it does not define what it is. Mr. Bowley
47 replied it can be changed to Southwest Deltona.

1 Commissioner Nabicht requested that the PowerPoint Presentation from the consultant be placed on
2 the City's website under Development Services.

3
4 **Motion by Commissioner Honaker, seconded by Commissioner Herzberg to approve**
5 **Resolution No. 2015-28, for the Southwest Volusia Community Redevelopment Area (CRA) to**
6 **be renamed and to direct staff to seek a Delegation of Authority from Volusia County for**
7 **creation of the Community Redevelopment Area (CRA).**

8
9 Mayor Masiarczyk read the title of Resolution No. 2015-28 for the record.

10
11 **A RESOLUTION OF THE CITY OF DELTONA, FLORIDA, RELATING TO**
12 **COMMUNITY REDEVELOPMENT IN THE CITY OF DELTONA; ESTABLISHING A**
13 **NEW MAP OF THE AREA PROPOSED FOR REDEVELOPMENT; FINDING THE**
14 **EXISTENCE OF BLIGHTED CONDITIONS IN THE COMMUNITY REDEVELOPMENT**
15 **AREA IN ACCORDANCE WITH THE CRITERIA OF CHAPTER 163, PART III,**
16 **FLORIDA STATUTES; MAKING THE FINDINGS OF NECESSITY; ESTABLISHING**
17 **THE NECESSITY FOR REHABILITATION AND REDEVELOPMENT; PROVIDING FOR**
18 **SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

19
20 **Motion carried unanimously with members voting as follows: Commissioner Herzberg, For;**
21 **Commissioner Honaker, For; Commissioner Nabicht, For; Commissioner Smith, For;**
22 **Commissioner Soukup, For; Vice Mayor Schleicher, For; and Mayor Masiarczyk, For.**

23
24 Resolution No. 2015-28 was adopted at 8:21 p.m.

25
26 **10. OLD BUSINESS:** None.

27
28 **A. Reaffirmation of appointment of City representative Sandy Lou Gallagher to the Volusia**
29 **Growth Management Commission (VGMC) for a four (4) year term – Joyce Raftery, City Clerk**
30 **(386) 878-8502.**

31
32 Mayor Masiarczyk stated there was a scrivener's error on the appointment of Sandy Lou Gallagher
33 to the Volusia Growth Management Commission (VGMC) and this is to extend the term from two
34 (2) years to four (4) years.

35
36 Mayor Masiarczyk opened and closed the public hearing as there were no public comments.

37
38 **Motion by Commissioner Nabicht, seconded by Vice Mayor Schleicher to reaffirm the**
39 **Commission appointment of citizen member Sandy Lou Gallagher as the City's representative to**
40 **the Volusia Growth Management Commission (VGMC) for a four (4) year term to expire on**
41 **June 30, 2019.**

42
43 **Motion carried unanimously with members voting as follows: Commissioner Herzberg, For;**
44 **Commissioner Honaker, For; Commissioner Nabicht, For; Commissioner Smith, For;**
45 **Commissioner Soukup, For; Vice Mayor Schleicher, For; and Mayor Masiarczyk, For.**

46
47 **11. NEW BUSINESS:**

1 **A. Request for approval of Resolution No. 2015-30, to submit the Program Year 2015-2016**
 2 **Annual Action Plan to the U.S. Department of Housing and Urban Development (HUD) – Chris**
 3 **Bowley, Planning & Development Services Department (386) 878-8602.**

4
 5 Mayor Masiarczyk opened and closed the public hearing as there were no public comments.

6
 7 Commissioner Nabicht stated he has respect for the process but, he also recognizes people who run
 8 some of these programs are human and mistakes are made. The Boys & Girls Club program are an
 9 important and value asset to the community, it continues to be a success, the children should not due
 10 without because someone made a mistake and did not get to a meeting, and the children are way
 11 more important than any portion of \$147,000 for parking spaces at Dewey O. Boster that the City
 12 has done without since the inception of Dewey, as well as \$93,000 for fencing. He recommended
 13 taking the money from the Dewey O. Boster parking lot.

14
 15 Mr. Paradise stated according to the Community Development Block Grant (CDBG) rules the City
 16 cannot utilize more than 15% of the total grant allocation which totals a little over \$67,000 for public
 17 service activities, so while transferring funds from one (1) project to fund a public service entity may
 18 seem like a logical approach, it is not consistent with Housing and Urban Development (HUD) rules
 19 and regulations.

20
 21 The Commission discussed where to find money within the budget for the Boys and Girls Club, not
 22 taking money from the other applicants, all the good the Boys and Girls Club does for the
 23 community and setting a good example for the children and staff.

24
 25 **Motion by Vice Mayor Schleicher, seconded by Commissioner Smith to approve Resolution**
 26 **No. 2015-30, the Community Development Block Grant Annual Action Plan for Program Year**
 27 **2015-2016, and transmit the plan to HUD.**

28
 29 Mayor Masiarczyk read the title of Resolution No. 2015-30 for the record.

30
 31 **A RESOLUTION OF THE CITY OF DELTONA, FLORIDA, APPROVING THE**
 32 **COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ANNUAL ACTION PLAN FOR**
 33 **PROGRAM YEAR 2015-2016; AUTHORIZING THE CITY MANAGER TO EXECUTE**
 34 **THE REQUIRED FEDERAL FORMS AND CERTIFICATIONS; AUTHORIZING**
 35 **SUBMITTAL OF THE PLAN; AUTHORIZING THE ADMINISTRATION OF THE**
 36 **PROGRAM; PROVIDING AN EFFECTIVE DATE.**

37
 38 **Motion carried unanimously with members voting as follows: Commissioner Herzberg, For;**
 39 **Commissioner Honaker, For; Commissioner Nabicht, For; Commissioner Smith, For;**
 40 **Commissioner Soukup, For; Vice Mayor Schleicher, For; and Mayor Masiarczyk, For.**

41
 42 Resolution No. 2015-30 was adopted at 8:29 p.m.

43
 44 Mayor Masiarczyk stated he is glad the vote was unanimous, the Commission wanted to send a
 45 strong message that it would not be fair to fund the Boys and Girls Club's application after turning
 46 down other applications for not completing them. He recommended that Mr. Sullivan bring back a
 47 financial update in six (6) months and he will formally entertain a motion to supply the needed funds
 48 from the General Fund to support the Boys and Girls Club's activities.

1
2 Commissioner Herzberg stated she is a board member of the Boys and Girls Club and she needed to
3 know at what point she could or could not vote on this item and Mrs. Vose replied she could not
4 vote.

5
6 Commissioner Smith asked if the same consideration would be given to the other organization that
7 was not able to attend the meeting and Mayor Masiarczyk replied the Commission would have to.

8
9 Mr. Paradise stated the other organization is the Center for the Visually Impaired.

10
11 **Motion by Commissioner Honaker, seconded by Commissioner Soukup to approve adding the**
12 **Boys & Girls Club to this year’s budget under aid to private organizations in the amount of**
13 **\$10,000 now and to have staff contact the other organization (Center for the Visually**
14 **Impaired) to come back before the Commission with a brief report within six (6) months for**
15 **consideration of funding.**

16
17 **Motion carried with members voting as follows:**

18		
19	Commissioner Herzberg	Abstained
20	Commissioner Honaker	For
21	Commissioner Nabicht	Against
22	Commissioner Smith	For
23	Commissioner Soukup	For
24	Vice Mayor Schleicher	For
25	Mayor Masiarczyk	For
26		

27 **12. CITY ATTORNEY COMMENTS:** None.

28
29 **13. CITY MANAGER COMMENTS:** None.

30
31 **A. Lobbyist Update:** None.

32
33 **14. CITY COMMISSION COMMENTS:**

34
35 a) Commissioner Herzberg stated she is happy that the City is moving the CRA forward and
36 once there is a date to go to the County she would like to encourage the entire Commission to attend
37 that meeting in support of the CRA. She stated she will be calling on both Orange City and DeBary
38 to also attend in support as she attended and supported those City’s CRAs.

39
40 b) Vice Mayor Schleicher invited the public to attend Representative Santiago’s One Volusia
41 Meeting on Friday, July 24th at 10:00 a.m. at the Bill France Speedway. She invited everyone to
42 come out to the Deltona Community Center on Saturday, July 25th for the Senior Breakfast at a cost
43 of \$3. She stated she will not be able to attend the August 10th Workshop because she will be at her
44 50th Class Reunion but, she will let Ms. Shang know if she has any questions on the topics.

45
46 c) Commissioner Smith stated that on the City’s website under Solid Waste it lists clearly what
47 trash is picked up, it breaks it down by recycling and the size of the items. At the next workshop
48 Commission Herzberg will be briefing the Commission on the Florida League of Cities’ stand on

1 solar energy amendment and she asked if she would also be ready to discuss any other resolutions
2 that might be coming before that delegation because it is important that the Commission provide
3 input to whomever is the City's voting delegate on at the conference.
4

5 Commissioner Herzberg stated the resolution regarding the sale of solar energy had to be brought up
6 very quickly because there was only a 30 day window to file a brief when it is a Constitutional
7 Amendment, there is some pushback repealing that and it will be addressed at the Volusia League of
8 Cities conference.
9

10 Commissioner Smith thanked staff, specifically Steve Moore and Dale Baker, for the new fencing at
11 Keysville Dog Park, that the big dogs were digging under the fences and that she knows there will be
12 some more work that will go on in the Fall. She asked for clarification on the last motion, the
13 Commission asked that the organization come back within six (6) months and she questioned if it
14 would be included in this budget and Mayor Masiarczyk replied it would have to come out of the
15 General Fund and a budget amendment would need to be done.
16

17 d) Mayor Masiarczyk asked who would be attending the Volusia League of Cities dinner in
18 Edgewater. He stated he strongly believes in what Congressman Mica said, that the Governor made
19 a statement to allow the National Guard members to be armed and moved them out of store fronts to
20 armories but, that does not touch the United States armed forces as such. He stated he supports
21 Congressman Mica's statement that if they are good enough to go to Afghanistan with a rifle in
22 their hand, they are trained more so or better than anyone with a concealed carrier permit and they
23 ought to be able to have an armed person in the store fronts. He stated he wanted to send a letter of
24 support from the City Commission and he asked if there was any objection, there was none.
25

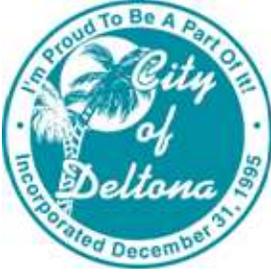
26 **14. ADJOURNMENT:**
27

28 There being no further business, the meeting adjourned at 8:41 p.m.
29
30
31

32 **ATTEST:**

John Masiarczyk Sr., Mayor

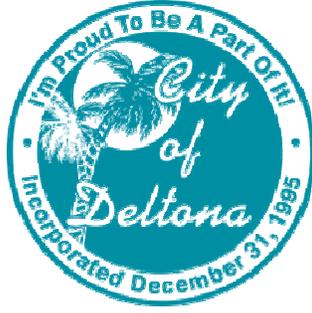
33
34
35
36 _____
Joyce Raftery, CMC, City Clerk



AGENDA MEMO

TO: Mayor & City Commission **AGENDA DATE:** 8/3/2015
FROM: Jane K. Shang, City Manager **AGENDA ITEM:** 5 - A
SUBJECT: Presentation - Quarterly Reports of City Advisory Boards/Committees - Joyce Raftery, City Clerk (386) 878-8502.

LOCATION:	N/A
BACKGROUND:	<p>Quarterly Reports of City Advisory Boards/Committees:</p> <ol style="list-style-type: none"> 1) Economic Development Advisory Board - Presented by Chairperson Tanya Boggs. 2) Planning and Zoning Board - Written Report Only. 3) Firefighter's Pension Plan, Board of Trustees - Presented by Plan Administrator Lisa Spriggs.
ORIGINATING DEPARTMENT:	City Clerk's Office
SOURCE OF FUNDS:	N/A
COST:	N/A
REVIEWED BY:	City Clerk
STAFF RECOMMENDATION PRESENTED BY:	N/A - Presentation Only.
POTENTIAL MOTION:	N/A - Presentation Only.
AGENDA ITEM APPROVED BY:	<hr style="width: 30%; margin-left: 0;"/> Jane K. Shang, City Manager
ATTACHMENTS:	<ul style="list-style-type: none"> • DEDAB 2nd Quarter Report • P and Z Board 2nd Quarter Report • FFP 2nd Quarter Report



DELTONA ECONOMIC DEVELOPMENT ADVISORY BOARD

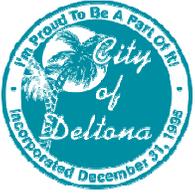
Q2, 2015

Quarterly Report to Deltona City Commission

August 3, 2015

**Tanya Boggs
DEDAB Chairperson**

-----0-----



DELTONA ECONOMIC DEVELOPMENT ADVISORY BOARD

DEDAB Quarterly Report to Deltona City Commission Q2, 2015

ASSIGNMENTS / TASKS

DEDAB MISSION STATEMENT

Identify and approach, meet and obtain ideas from each area stakeholder and utilize these ideas toward the proposal for a workable “workforce and a historical facility”, the assignments given by the Deltona City Commission.

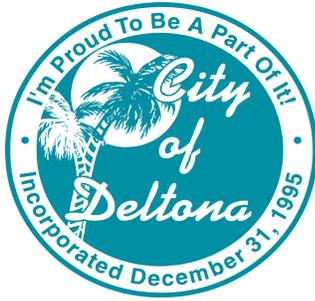
GENERAL REPORT

DEDAB meets on the second Friday of each month, in the Second Floor Conference Room at Deltona City Hall. The meetings start at 3:30 P.M. and are scheduled to last one hour. Meetings are open to the public and public participation is encouraged.

The DEDAB Sub-Committees were created on August 15, 2011, and assigned the task of performing an advisory role for DEDAB. The Sub-Committees did sunset on April 20, 2015. The assignments given by the elected City Commission of the City of Deltona were (1) workforce development and (2) a historic facility. The City Commission also reappointed all the sitting DEDAB Members, plus selected four (4) DEDAB Alternate Members who will sit in place of any absent DEDAB Members.

(1) April 4, 2015: DEDAB met at 980 Lakeshore Drive, the Deltona Community Center. A business meeting was held in the ‘Craft Building’, and then the DEDAB members toured the facilities toward potential of fulfillment of City Commission assignments.

(2) June 12, 2015: DEDAB met at 2345 Providence Boulevard, Second Floor Conference Room. With the resignations of Rick Demeter as DEDAB Chairperson and George Voll as DEDAB Vice Chairperson, nominations and elections of DEDAB officers were held. Tanya Boggs was elected DEDAB Chairperson and Eric Alexander was elected as DEDAB Vice-Chairperson. The position of Immediate Past Chairperson was nominated and approved by the membership as an honorarium position and Rick Demeter will hold that position.



City of Deltona

SECOND QUARTER (2nd) 2015 PLANNING & ZONING BOARD REPORT

MEETING DATES:

A Planning & Zoning Board (Board) meeting was held on April 15 and May 20, 2015. There was no meeting on June 17, 2015.

ITEMS HEARD AT THE PLANNING & ZONING MEETINGS:

COMPREHENSIVE PLAN AMENDMENTS	0
REZONINGS/ORDINANCES/FINAL SITE PLANS	1
RESOLUTIONS/CONDITIONAL USES/VARIANCES	1
DISCUSSIONS/ORIENTATION/ELECTIONS	2

A. **Ordinance No. 03-2015, Zoning Amendment (RZ15-001) for the Hess Gas Station located at 2840 Doyle Road from C-1 (Retail Commercial) to C-2 (General Commercial).**

The Board voted unanimously to recommend that the City Commission adopt Ordinance No. 01-2015 rezoning the subject property from C-1 to C-2. An application was filed for the rezoning event to allow for expanded permitted land uses afforded within the C-2 district that are not present within the C-1 district. The proposed uses were deemed to be compatible with the adjacent properties, as the existing Hess Station is an existing land use and the proposed use would be for rental vehicle sales.

B. **Resolution No. 2015-13 (VR15-001), Zoning Variance Application for the site located at 2845 Redbud Court.**

The Board voted unanimously to recommend that the City Commission deny Resolution No. 2015-02, which is a zoning variance request to allow for a carport to be added to the front façade of the house into the front yard.

DISCUSSIONS/ORIENTATION/ELECTIONS:

A. **By the Board.**

Member Burbank advised Member Zischkau that he could contact the City Commission as a Deltona citizen, with any comments or suggestions that he has for them.

City of Deltona, Florida
P&Z 2nd Quarter 2015 Report
July 22, 2015
Page 2 of 2

Discussion occurred concerning the potential provision of central sanitary sewer service within the Saxon Boulevard corridor.

B. By the City Attorney:

None

C. By Planning & Development Services Staff:

Mr. Bowley advised the Board that Member Burbank requested an amendment to Section 110-1200(c), *Officers*, concerning the process for the annual installation of officers. The current language dates back to the original inception of the Board and is outdated. The Land Development Code will be updated accordingly to be current.

**City of Deltona, Firefighters' Pension Plan
Board of Trustees Quarterly Report
Quarter Ended June 30, 2015**

Board of Trustees:

- City Commission Appointees (terms expire January 2017):
 - Gene Gizzi – original appointment December 2013
 - Janet Deyette – original appointment September 2013
- Active plan member appointees (terms expire January 2017):
 - Kurt Vroman, – original appointment January 2009
 - John Fleemin – original appointment May 2015
- Trustee Appointee (term expires January 2018):
 - James Koczan – original appointment February 2008

Quarterly Administration Highlights:

1. **The portfolio as of June 30, 2015 totals \$22,075,497 and is comprised of the following:**

Equities	\$ 14,167,019
Fixed Income	\$ 6,409,099
Real Estate	\$ 1,123,511
Cash / Equivalents	\$ 375,868

2. **Board Member Changes and Appointments** – Board of Trustee Mike Maples originally appointed November 2013 by the active pension members resigned his position on the Board effective March 23, 2015. The Board conducted an appointment process by seeking interest from the membership. John Fleemin was the only member that requested to serve, filling the vacancy May 2015 through the rest of the term January 2017.
3. **Plan Ordinance Modifications** – The City Commission adopted several enhanced plan modifications in January and those changes that effected current retirees prospectively (i.e. COLA eligible and Retirement Subsidy increase) have been implemented effective February 1, 2015. The Summary of Plan Description is has been modified and updated by the Pension Attorney to reflect the plan enhancements and was approved by the Pension Board April 21, 2015 for distribution to the members.
4. **2014 Annual State Report Filed** – The Plan is required to report annually to the Florida Department of Management Services, Division of Retirement, Municipal Police Officers' and Firefighters' Retirement Trust Funds' Office. The report provides detailed financial data for the Plan year ended September 30, 2014 and demonstrates compliance with provisions of chapter 175, F.S. as required. Upon review and acceptance by the State that all statutory requirements have been met, the City is then eligible to receive its annual Insurance Premium Tax distribution. The report was filed in March, has undergone preliminary review by the state and is pending final approval.

August 3, 2015

Page 1 of 1



AGENDA MEMO

TO: Mayor & City Commission **AGENDA DATE:** 8/3/2015
FROM: Jane K. Shang, City Manager **AGENDA ITEM:** 8 - A
SUBJECT: Request for approval of Resolution No. 2015-31 and Budget Amendment for FY 14/15 2015-33 and 2015-34 - Robert Clinger, Finance Department (386) 878-8552.

LOCATION:	City-wide
BACKGROUND:	The General Fund is on track to have another year of surplus budgeted funds. As discussed in the July 13, 2015 City Commission Workshop, the City Manager would like to reallocate some of the anticipated surplus in order to accomplish some significant projects that have been discussed, but not budgeted, in the past. Staff is presenting a Budget Amendment in order to formally allocate those funds. This Budget Amendment will provide the City Manager with the discretion to utilize the appropriated funds for the general categories and concepts reflected in the document entitled "Operating Budget," while giving the City Manager the discretion to revise the types of plants to be used, revise certain exact locations, permit appropriate master planning, and permit funds to be used as matching funds for grants, all as deemed in the best interests of the city as determined by the City Manager.
ORIGINATING DEPARTMENT:	Finance
SOURCE OF FUNDS:	Current year surplus
COST:	No City-wide net budgetary impace
REVIEWED BY:	Finance Director, City Attorney, City Manager
STAFF RECOMMENDATION PRESENTED BY:	Robert Clinger, Finance Director - Staff recommends approval of Resolution No. 2015-31 amending the Annual General Fund and Park Projects Fund Budget for the FY14/15 and Budget Amendments 2015-33 and 2015-34 to reallocate anticipated surplus funds to other projects.

**POTENTIAL
MOTION:**

"I move to approve Resolution No. 2015-31 amending the Annual General Fund and Park Projects Fund Budget for the FY14/15 and Budget Amendments 2015-33 and 2015-34 to reallocate anticipated surplus funds to other projects."

**AGENDA ITEM
APPROVED BY:**

Jane K. Shang, City Manager

ATTACHMENTS:

- Resoluion No. 2015-31
- FY14/15 Budget Amendment Support
- 2015-33 Special Amendment
- 2015-34 Special Amendment
- General Fund Estimated Actuals 07282015

RESOLUTION NO. 2015-31

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA; AMENDING THE ANNUAL GENERAL FUND AND PARK PROJECTS FUNDS BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2014, AND ENDING SEPTEMBER 30, 2015 BY ADJUSTING REVENUE AND EXPENSES; REPEALING ALL RESOLUTIONS OR PARTS OF RESOLUTIONS IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on September 15, 2014, City Commission adopted a budget for the 2014-2015 fiscal year specifying certain projected revenues and expenditures; and

WHEREAS, from time-to-time circumstances and events may require the original budget to be revised; and

WHEREAS, Section 6.3 of the Charter of the City of Deltona, Florida provides for Appropriation Amendments During the Fiscal Year upon written request of the City Manager, and the City Council may, by resolution approve (a) Supplemental Appropriations, (b) Reduction of Appropriations, and (c) Transfer of Appropriations; and

WHEREAS, based on a review, the City Manager has delivered a recommended budget amendment for the 2014-2015 fiscal year; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA, as follows:

Section 1. That the annual operating budget of the City of Deltona as

City of Deltona, Florida
Resolution No. 2015-31
Page 2 of 2

adopted for the fiscal year beginning October 1, 2014, is hereby revised and amended to provide for transfer of appropriations as provided in Exhibit "A" (Budget Amendment 2015-33) and Exhibit "B" (Budget Amendment 2015-34), attached hereto and incorporated herein by this reference.

Section 2. That all resolutions or parts of resolutions in conflict herewith be repealed.

Section 3. This resolution shall take effect immediately upon its final adoption by the City Commission.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA, THIS _____ DAY OF _____, 2015.

BY: _____
JOHN C. MASIARCZYK, SR., Mayor

ATTEST:

JOYCE RAFTERY, City Clerk

Approved as to form and legality for use and reliance of the City of Deltona, Florida:

GRETCHEN R.H. VOSE, City Attorney

Fiscal Year 2014/2015
Operating budget

Projected balance for September 30, 2015: \$2,000,000

Suggested expenditures during current fiscal year:

- o Parks lighting: \$450,000
 Dwight Hawkins (\$225K)
 Manny Rodriguez (\$225K)
- o Gateway beautification: add accent arrangements to existing areas with proposed material of Bougainvillea & Medjool Palms or Canary Island Date Palms (creates unified Deltona theme): \$25,000

Proposed locations for plantings (see attached pre & post concept plans):

1. **Howland Blvd. between Graves Ave. & Forest Edge Dr. (both sides of the road).** Plantings needed around City gateway sign & those under the Duke Energy lines is limited to 14-ft. in height for ANSI standards. Initial watering to grow-in by City water truck. Need drip-line irrigation. Irrigation required & is in County ROW.
 2. **Northeast corner of Normandy Blvd. & Saxon Blvd.** City-owned tract with water source at the lot. Use City water truck to help grow-in material and drip-line irrigation needed. Clear sight lines maintained by plantings, so Bougainvillea is a good species to keep plant height low at maturity.
 3. **Saxon Blvd. between I-4 & City gateway sign (both sides of the road).** Plantings needed around City gateway sign & across street symmetrically to provide an entryway. Initial watering to grow-in by City water truck. Need drip-line irrigation. In FDOT ROW.
 4. **DeBary Ave. & Deltona Blvd. (both sides of the road).** Plantings needed on both sides of Deltona Blvd. South side of road is in DeBary's jurisdiction. Initial watering to grow-in by City water truck. Need drip-line irrigation. In County ROW.
- o Gateway beautification improvements: \$350,000
 Howland/Graves/472 (\$300K)
 I-4/Saxon interchange (\$50K)
 - o Sidewalks: within ½ mile from elementary schools \$ 90,000
 Deltona Elementary (\$51,000)
 Forest Lake (\$38K)
 - o Master Planning and cost estimating to prepare Business pro forma for community center and/or Stadium \$100,000
 - o Comprehensive Plan kick-off with Marilyn Crotty \$ 5,000

- o Classification/compensation study \$ 35,000

\$1,055,000

*Leaving a balance of \$1M (rounded). At the close of the fiscal year, balance could be used to address beautification of other corridors. For example, Howland/I-4 medians and other improvements along Deltona Blvd., Providence Blvd., Ft. Smith Blvd. and Elldon Blvd. Another suggested use is funding to address homelessness in Deltona.

Budget/2014-2015/proposed expenditures

Dwight Hawkins Park Sports Field Lighting FY 14/15: \$225,000

Installation of a quality sports field lighting system at Dwight Hawkins will provide many benefits for the City of Deltona. Due to Deltona's population, we have two youth football and cheerleading squads while other surrounding cities only have one. Installation of the sports field lighting will relieve pressure on staff trying to accommodate both Pop Warner youth groups. There were a total of 81 football games on one football field at Dewey Boster last year alone. The sports field lighting will limit the exposure of risk for Deltona youth and will add capacity for over 225 participants. Additionally, it will be necessary to complete some dirt work, install turf grass and fence the perimeter of the field for safety concerns. The field maintenance will start in FY 14/15, with the sports field lighting completion in January/February 2016 time frame, ready for the upcoming fall football season. Another important aspect of installing the sports field lighting at Dwight Hawkins is that the City could utilize the area not only as a football field, but as a multi-purpose field, which will provide additional benefits.

Manny Rodriguez Park Sports Field Lighting FY 14/15: \$225,000

Manny Rodriguez Park offers many recreational opportunities for the citizens of Deltona. At present, the park functions as an overflow practice area for the City's youth baseball teams. The one amenity that is missing from this field is sports field lighting. With sports field lighting, organizations could schedule practices / games which would assist all of the teams by providing another field for use. Sports field lighting would be a great feature for our youth baseball teams who have had some outstanding accolades in competition both regionally and state-wide. Additionally, it will be necessary to complete some dirt work, install turf grass and fence the perimeter of the field for safety concerns. The field maintenance will start in FY 14/15, with the sports field lighting completion in January/February 2016 time frame, ready for the upcoming spring season. Another park with sports field lighting will not only service the needs of the youth but will also add capacity potentially for over 600 youth baseball players.

Gateway Beautification (add accents to existing areas):FY 14/15: \$25,000

The City of Deltona has six primary gateways – three along Interstate 4 (I-4) and three along SR 415. The three along I-4, located at the SR 472/Howland Blvd., Saxon Blvd., and DeBary Ave. interchanges are the most visible and receive the highest volume of traffic ingressing and egressing to and from the City, respectively. These gateways have very little landscaping and hardscaping to beautify the City and to provide community identity. The goal is to provide an interim and ultimate approach for beautification at our gateways and major corridors. The proposed locations for this effort are at symmetrical locations centered on the City gateway signs at Howland Blvd. and Saxon Blvd., at the northeast corner of the Saxon Blvd. and Normandy Blvd. intersection, and at symmetrical locations along the north side of the DeBary Ave. and Deltona Blvd intersection.

This effort is to provide beautification to the existing features at the I-4 gateways as an immediate and interim approach. The locations include a variety of site conditions, from existing City gateway signage and landscaping, Volusia County rights-of-way, and FDOT right-of-way, City-owned property, and the potential of irrigation. The proposed accents to landscaping include the installation of visually aesthetic canopy species that are drought tolerant, such as Madjool Palms or Canary Island Date Palms; and a hardy flowering and drought tolerant understory species, such Bougainvillea. The two species are compatible, require low water consumption, provide color and beauty, and establish identification for Deltona. More importantly, the plants can be installed with minimal effort. City water trucks will grow-in the plants and drip-line irrigation will have to follow.

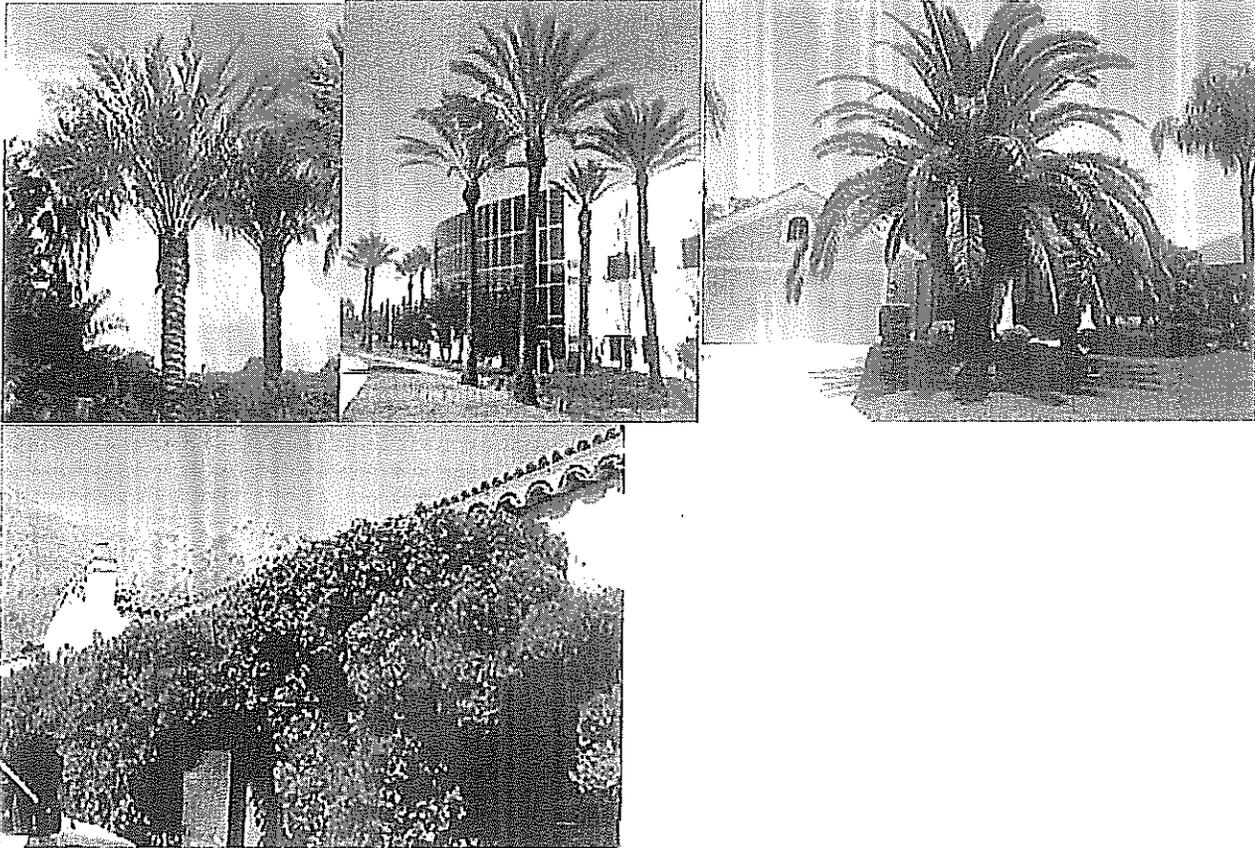
Gateway Beautification Improvements: FY 14/15: \$350,000

Building on the added accents to the existing landscaping, the City will undertake a larger-scale ultimate approach with this expenditure. With the goal to add beautification at gateways and along major corridors, \$300,000 is allocated to create landscape architectural plans for landscaping at the SR 472/Howland Blvd, purchase plant material, add drip-line irrigation, and installation of all elements. This improvement is above the accents listed above and tying that design into median enhancements within the medians of Howland Blvd. from I-4 to Providence Blvd.

Additionally, \$50,000 is being allocated to increase landscaping at the I-4/Saxon Blvd. interchange, above the accents listed above, to enhance the appearance of that corridor. Volusia County recently completed the widening to Saxon Blvd., west of I-4. That portion of Saxon Blvd. to the east of I-4 needs to be enhanced. The Saxon Blvd. corridor is experiencing more growth and development with the WalMart, Florida Hospital, and Lake Baton Estates projects, for example. The Saxon Blvd. gateway carries the highest volume of traffic and is very visible. Currently, there is some landscaping at the base of the City's gateway sign. The proposed effort will greatly improve the appearance of the area and coordination for FDOT is needed, since the planting area is within their right-of-way. The \$50,000 includes design, materials, labor, and installation.

Jane K. Shang

To: j
Subject: FW: proposed expenditures for FY 2014/2015 balances #1
Attachments: Gateway Landscaping FY14-15.docx; Budget 2014 2015 Proposed Expenditures.docx



City of Deltona
Budget Amendment
 Fiscal Year 2014-2015

Amendment #:	<u>2015-33</u>	Date:	<u>August 3, 2015</u>	
Fund:	<u>General Fund</u>	Agenda Item:	<u></u>	
			<u>Increase</u>	<u>Decrease</u>
Account #:	001190 910302	Amount:	450,000	
Description:	<u>OPERATING TRFR OUT TO PARK PRO</u>			
Account #:	001416 525213	Amount:	25,000	
Description:	<u>LANDSCAPING, SEED & SOD</u>			
Account #:	001416 525213	Amount:	350,000	
Description:	<u>LANDSCAPING, SEED & SOD</u>			
Account #:	001414 631001	Amount:	90,000	
Description:	<u>SIDEWALKS & BIKE PATHS</u>			
Account #:	001720 523101	Amount:	100,000	
Description:	<u>PROFESSIONAL SERVICES - OTHER</u>			
Account #:	001155 523101	Amount:	5,000	
Description:	<u>PROFESSIONAL SERVICES - OTHER</u>			
Account #:	001160 523101	Amount:	35,000	
Description:	<u>PROFESSIONAL SERVICES - OTHER</u>			
Account #:	001 314400	Amount:	10,000	
Description:	<u>SERVICE TAX - GAS</u>			
Account #:	001 322157	Amount:	35,000	
Description:	<u>PERMIT FEES</u>			
Account #:	001 331201	Amount:	18,000	
Description:	<u>FEDERAL GRANT-TRANSPORTATION</u>			
Account #:	001 335120	Amount:	200,000	
Description:	<u>STATE REVENUE SHARING PROCEEDS</u>			
Account #:	001 335180	Amount:	75,000	
Description:	<u>SSR-LOGT HALF-CENT SALES TAX</u>			
Account #:	001 342900	Amount:	5,000	
Description:	<u>OTHER PUBLIC SAFETY CHARGE/FEE</u>			
Account #:	001 349100	Amount:	50,000	
Description:	<u>FORECLOSURE REGISTRATION FEE</u>			
Account #:	001 354400	Amount:	30,000	

City of Deltona
Budget Amendment
 Fiscal Year 2014-2015

Amendment #: 2015-33 Date: August 3, 2015
 Fund: General Fund Agenda Item: _____

	Increase	Decrease
Description: <u>CODE ENFORCEMENT FINES</u>		
Account #: 001 369400	Amount: 10,000	
Description: <u>MISC REVENUES - LEIN SEARCHES</u>		
Account #: 001 369900	Amount: 30,000	
Description: <u>OTHER MISCELLANEOUS REVENUES</u>		
Account #: 001160 524910	Amount:	2,500
Description: <u>BACKGROUNDS/PHYSICALS/WELLNESS</u>		
Account #: 001160 525400	Amount:	2,500
Description: <u>PUBLICATIONS, MEMBERSHIP, TRAINING</u>		
Account #: 001160 511200	Amount:	44,000
Description: <u>SALARIES & WAGES</u>		
Account #: 001160 512100	Amount:	3,000
Description: <u>FICA TAXES</u>		
Account #: 001160 512200	Amount:	12,000
Description: <u>RETIREMENT CONTRIBUTIONS</u>		
Account #: 001160 512300	Amount:	9,000
Description: <u>HEALTH/DENTAL/LIFE INSURANCE</u>		
Account #: 001131 511200	Amount:	60,000
Description: <u>SALARIES & WAGES</u>		
Account #: 001131 512100	Amount:	5,000
Description: <u>FICA TAXES</u>		
Account #: 001131 512200	Amount:	2,000
Description: <u>RETIREMENT CONTRIBUTIONS</u>		
Account #: 001131 512300	Amount:	6,000
Description: <u>HEALTH/DENTAL/LIFE INSURANCE</u>		
Account #: 001130 511200	Amount:	36,000
Description: <u>SALARIES & WAGES</u>		
Account #: 001130 512100	Amount:	2,000
Description: <u>FICA TAXES</u>		

City of Deltona
Budget Amendment
 Fiscal Year 2014-2015

Amendment #:	<u>2015-33</u>	Date:	<u>August 3, 2015</u>
Fund:	<u>General Fund</u>	Agenda Item:	<u></u>
		<u>Increase</u>	<u>Decrease</u>
Account #:	001130 512200	Amount:	2,000
Description:	<u>RETIREMENT CONTRIBUTIONS</u>		
Account #:	001130 512300	Amount:	10,000
Description:	<u>HEALTH/DENTAL/LIFE INSURANCE</u>		
Account #:	001121 511000	Amount:	50,000
Description:	<u>EXECUTIVE SALARIES</u>		
Account #:	001121 511200	Amount:	22,000
Description:	<u>SALARIES & WAGES</u>		
Account #:	001121 512100	Amount:	5,000
Description:	<u>FICA TAXES</u>		
Account #:	001121 512200	Amount:	12,000
Description:	<u>RETIREMENT CONTRIBUTIONS</u>		
Account #:	001121 512300	Amount:	12,000
Description:	<u>HEALTH/DENTAL/LIFE INSURANCE</u>		
Account #:	001720 511200	Amount:	44,000
Description:	<u>SALARIES & WAGES</u>		
Account #:	001720 512100	Amount:	2,000
Description:	<u>FICA TAXES</u>		
Account #:	001720 512200	Amount:	2,000
Description:	<u>RETIREMENT CONTRIBUTIONS</u>		
Account #:	001720 512300	Amount:	4,000
Description:	<u>HEALTH/DENTAL/LIFE INSURANCE</u>		
Account #:	001196 511200	Amount:	5,000
Description:	<u>SALARIES & WAGES</u>		
Account #:	001190 511200	Amount:	10,500
Description:	<u>SALARIES & WAGES</u>		
Account #:	001190 512100	Amount:	2,500
Description:	<u>FICA TAXES</u>		
Account #:	001190 512200	Amount:	3,000

City of Deltona
Budget Amendment
 Fiscal Year 2014-2015

Amendment #: 2015-33 Date: August 3, 2015
 Fund: General Fund Agenda Item: _____

	Increase	Decrease
Description: <u>RETIREMENT CONTRIBUTIONS</u>		
Account #: <u>001190 512300</u> Amount:		10,000
Description: <u>HEALTH/DENTAL/LIFE INSURANCE</u>		
Account #: <u>001190 512500</u> Amount:		5,000
Description: <u>UNEMPLOYMENT COMPENSATON</u>		
Account #: <u>001157 511200</u> Amount:		10,000
Description: <u>SALARIES & WAGES</u>		
Account #: <u>001157 512300</u> Amount:		5,000
Description: <u>HEALTH/DENTAL/LIFE INSURANCE</u>		
Account #: <u>001110 523108</u> Amount:		25,000
Description: <u>LABOR ATTORNEY</u>		
Account #: <u>001130 523401</u> Amount:		5,000
Description: <u>OTHER CONTRACTUAL SVCS-MISC</u>		
Account #: <u>001130 525400</u> Amount:		5,000
Description: <u>PUBLICATIONS, MEMBERSHIP, TRAINING</u>		
Account #: <u>001131 523101</u> Amount:		20,000
Description: <u>PROFESSIONAL SERVICES - OTHER</u>		
Account #: <u>001155 523101</u> Amount:		8,000
Description: <u>PROFESSIONAL SERVICES - OTHER</u>		
Account #: <u>001190 524602</u> Amount:		5,000
Description: <u>R&M - EQUIPMENT</u>		
Account #: <u>001190 524102</u> Amount:		5,000
Description: <u>POSTAGE</u>		
Account #: <u>001190 524610</u> Amount:		5,000
Description: <u>R&M - OTHER</u>		
Account #: <u>001196 524801</u> Amount:		5,000
Description: <u>PROMOTIONAL ACTIVITIES</u>		
Account #: <u>001196 524101</u> Amount:		2,000
Description: <u>COMMUNICATIONS</u>		

City of Deltona
Budget Amendment
 Fiscal Year 2014-2015

Amendment #: 2015-33 Date: August 3, 2015
 Fund: General Fund Agenda Item: _____

		Increase	Decrease
Account #:	001720 524610	Amount:	52,000
Description:	R&M - OTHER		
Account #:	001416 511200	Amount:	16,000
Description:	SALARIES & WAGES		
Account #:	001419 511200	Amount:	14,000
Description:	SALARIES & WAGES		
Account #:	001416 524301	Amount:	15,000
Description:	UTILITY SERVICES - GENERAL		
Account #:	001416 525201	Amount:	10,000
Description:	FUEL & OIL		

Description: This amendment results in no change in Budgetary Fund Balance.

Reason: **To use projected surplus for other projects in current fiscal year.**

ATTEST:

 Joyce Raftery, City Clerk

 John C. Masiarczyk, Sr., Mayor

City of Deltona

Exhibit B

Budget Amendment

Fiscal Year 2014-2015

Amendment #: 2015-34 Date: August 3, 2015
 Fund: Park Projects Agenda Item: _____

		<u>Increase</u>	<u>Decrease</u>
Account #:	302 381001	Amount: 450,000	
Description:	<u>OPERATING TRSFR IN - GEN FUND</u>		
Account #:		Amount:	
Description:	_____		
Account #:		Amount:	
Description:	_____		
Account #:		Amount:	
Description:	_____		
Account #:		Amount:	
Description:	_____		
Account #:		Amount:	
Description:	_____		
Account #:		Amount:	
Description:	_____		
Account #:		Amount:	
Description:	_____		

Description: This amendment results in a net increase in
 Budgetary Fund Balance of \$450,000.00.

Reason: **To use projected General Fund surplus for other projects in current fiscal year.**

ATTEST:

 Joyce Raftery, City Clerk

 John C. Masiarczyk, Sr., Mayor

City of Deltona, Florida
General Fund
Estimated Actual
FY 2014/2015

	FY 2014/2015		
	Original Budget FY2014/2015	Estimated Actual	Surplus (Deficit)
Operating revenues			
Taxes	\$ 24,607,000	\$ 24,624,000	\$ 17,000
Licenses and permits	472,000	536,000	64,000
Intergovernmental Revenue	7,405,000	7,941,289	536,289
Charges for services	480,000	629,000	149,000
Fines and forfeitures	242,000	265,000	23,000
Miscellaneous revenue	874,000	909,700	35,700
	<u>34,080,000</u>	<u>34,904,989</u>	<u>824,989</u>
General Government			
City Commission	\$ 387,500	\$ 342,000	45,500
City Manager	745,500	609,000	136,500
City Clerk	390,300	414,000	(23,700)
Fiscal Services	1,155,100	1,087,000	68,100
Information Technology	1,403,000.00	1,243,000	160,000
Less: Allocation	(308,500.00)	(273,000)	(35,500)
City Attorney	499,600	498,000	1,600
Planning & Development Services	738,700	734,000	4,700
Building & Zoning Services	809,700	792,000	17,700
Human Resources	445,200	349,000	96,200
General Government	1,379,500	1,311,000	68,500
Enforcement Services	1,513,800	1,489,000	24,800
Total General Government	<u>9,159,400</u>	<u>8,595,000</u>	<u>564,400</u>
Public Safety			
Law Enforcement	9,884,600	9,879,000	5,600
Fire-Administration	1,305,000	1,366,000	(61,000)
Fire-Operations	7,818,200	7,900,000	(81,800)
Total Fire Services	<u>9,123,200</u>	<u>9,266,000</u>	<u>(142,800)</u>
Total Public Safety	<u>19,007,800</u>	<u>19,145,000</u>	<u>(137,200)</u>
Transportation			
Public Works-Traffic Operations	622,300	611,000	11,300
Public Works-Engineering	116,100	116,000	100
Public Works-Field Operations	998,900	919,000	79,900
Public Works-Administration	164,400	138,000	26,400
Public Works-Fleet Maintenance	714,100	684,000	30,100
Less: Allocation	(394,600)	(443,000)	48,400
Total Transportation	<u>2,221,200</u>	<u>2,025,000</u>	<u>196,200</u>
Culture & Recreation			
Parks and Recreation	2,687,900 (1)	2,451,000	236,900
Total operating expenses	<u>33,076,300</u>	<u>32,216,000</u>	<u>860,300</u>
Operating Surplus	<u>1,003,700</u>	<u>2,688,989</u>	<u>1,685,289</u>
Transfers Out			
Transportation Fund (2)	500,000	500,000	-
Parks Projects Fund	-	300,000	(300,000)
Deltona Water	-	118,000	(118,000)
Total transfers out	<u>500,000</u>	<u>918,000</u>	<u>(418,000)</u>
Capital Outlay			
Public Works-Traffic Operations (3)	500,000	500,000	-
Total appropriations	<u>34,076,300</u>	<u>33,634,000</u>	<u>442,300</u>
Increase in Fund Balance	<u>\$ 3,700</u>	<u>\$ 1,270,989</u>	<u>\$ (1,267,289)</u>

(1) Operating expenses only, does not include capital outlay

(2) Road resurfacing

(3) Sidewalks



AGENDA MEMO

TO: Mayor & City Commission **AGENDA DATE:** 8/3/2015
FROM: Jane K. Shang, City Manager **AGENDA ITEM:** 8 - B
SUBJECT: Request for approval of Resolution No. 2015-32 changing the meeting date for the first budget hearing in September to September 9, 2015 at 5:30 p.m. - Robert Clinger, Finance Department (386) 878-8552.

LOCATION:	City wide
BACKGROUND:	Each year the City schedules the date for the first public hearing to consider the proposed millage rate for the upcoming budget. Initially that date was set for September 8 th , the Tuesday following the first Monday because the first Monday will be a National Holiday. Unfortunately, this year that date conflicts with the hearing for the Volusia County School Board which is not allowed under State law. Accordingly the first hearing date has been rescheduled for September 9 th at 5:30 pm. The purpose of Resolution 2015-32 is to formally reschedule that hearing date.
ORIGINATING DEPARTMENT:	Finance
SOURCE OF FUNDS:	N/A
COST:	N/A
REVIEWED BY:	Finance Director, City Attorney, City Manager
STAFF RECOMMENDATION PRESENTED BY:	Robert Clinger, Finance Director - Staff recommends approval of Resolution No. 2015-32 changing the meeting date for the first budget hearing in September to September 9, 2015 at 5:30 p.m.
POTENTIAL MOTION:	"I move to adopt Resolution No. 2015-32 changing the meeting date for the first budget hearing in September to September 9, 2015 at 5:30 p.m."
AGENDA ITEM	

APPROVED BY:

Jane K. Shang, City Manager

ATTACHMENTS:

- Resolution No. 2015-32

RESOLUTION NO. 2015-32

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA; AMENDING THE DATE AT WHICH A PUBLIC HEARING WILL BE HELD TO CONSIDER THE PROPOSED MILLAGE RATE AND THE TENTATIVE BUDGET FOR THE 2015-2016 FISCAL YEAR; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the previously set date for the public hearing at which the proposed millage rate and the tentative budget will be considered conflicts with a similar public hearing to be held by the Volusia County School Board; and

WHEREAS, it is necessary to reset such public hearing to a different date.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA:

Section 1. A public hearing will be held on September __, 2015 at 6:30 p.m., or as soon thereafter as may be heard, at Deltona City Hall, 2345 Providence Boulevard, Deltona, Florida, to consider the proposed millage rate and the tentative budget.

Section 2. This resolution shall take effect immediately upon its final adoption by the City Commission.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA, THIS _____ DAY OF _____, 2015.

BY: _____
JOHN C. MASIARCZYK, SR., Mayor

City of Deltona, Florida
Resolution No. 2015-32
Page 2 of 2

ATTEST:

JOYCE RAFTERY, City Clerk

Approved as to form and legality for use and
reliance of the City of Deltona, Florida:

GRETCHEN R. H. VOSE, City Attorney



AGENDA MEMO

TO: Mayor & City Commission **AGENDA DATE:** 8/3/2015
FROM: Jane K. Shang, City Manager **AGENDA ITEM:** 9 - A
SUBJECT: Public Hearing - Ordinance No. 05-2015, Fernanda Place Subdivision Rezoning Application, RZ15-002, at first reading - Chris Bowley, Planning and Development Services Department (386) 878-8602.

LOCATION:

The property is generally located north of Pine Ridge High School and southeast of Pride Elementary School, along the east side of Howland Boulevard.

BACKGROUND:

The property consists of two adjacent parcels – one is ±120 acres and is generally west of Osteen Cemetery Road and the other parcel is ±22 acres and is directly west of the ±120 acre site. None of the property has direct frontage on Howland Boulevard. Osteen Cemetery Road is a prescriptive right-of-way (ROW) to the south that provides access through the subject property to an adjacent cemetery to the east.

The subject property was annexed in 2005, as the Pender property. In 2009, following ownership change, the City Future Land Use Map for only the ±120 acre site was amended from Volusia County designations to City Low Density Residential and Conservation with a density cap established within the Policy FLU4-1.1 of the Future Land Use Element. The Conservation overlay designation is ±60 acres, is memorialized on the City's Future Land Use Map, and primarily coincides with environmental sensitive areas on-site and areas within the 100-year floodplain. During the Preliminary/Final Plat process, the subdivision will be designed in keeping with the Conservation overlay area.

In 2010, the ±120-acres were rezoned to Residential Planned Unit Development (RPUD) for an update to the former Pender subdivision with 240 single-family residential units. Access was approved for direct connection to Howland Boulevard that complied with the aforementioned density cap.

In 2014, following ownership change, an application was filed to add the ±22-acres and to change the Future Land Use

designation on that parcel from Volusia County Agricultural Resource to City Low Density Residential (LDR). The adopted Comprehensive Plan Amendment with policy added, also followed the aforementioned density cap of up to two units per acre and limited the number of units on that tract to 45 units.

This proposal is to rezone both parcels to RPUD, as a unified project called Fernanda Place. The RPUD rezoning request would supersede the 2010 approved RPUD on the ±120 acre parcel and result in rezoning the ±22 acre parcel from A-1, a Volusia County designation, to City zoning that is consistent with the recently applied Low Density Residential City Land Use category. On July 15, 2015, the Planning & Zoning Board heard the rezoning request listed in Ordinance No. 05-2015 and recommended that the City Commission adopt the ordinance, with the condition that the internal roadways within the project remain privately owned and maintained, following construction, since they are specific only to this project.

ORIGINATING DEPARTMENT:

Planning and Development Services

SOURCE OF FUNDS:

N/A

COST:

N/A

REVIEWED BY:

Planning Director, Finance Director, City Attorney, City Manager

STAFF RECOMMENDATION PRESENTED BY:

Ron Paradise, Planning and Development Services Assistant Director - Staff recommends that the City Commission approve Ordinance No. 05-2015, rezoning application RZ15-002 for Fernanda Place RPUD.

POTENTIAL MOTION:

"I move to approve Ordinance No. 05-2015, rezoning application RZ15-002 for Fernanda Place RPUD, at first reading."

AGENDA ITEM APPROVED BY:

Jane K. Shang, City Manager

ATTACHMENTS:

- Fernanda Place Staff Report 6.29
- Project Location Map
- Aerial Map
- Zoning
- Future Land Use Map

- Proposed Zoning Map
- Soils Map
- Fernanda Place TIA 284_UPDATE - DH
- Fernanda DA 7.1.15
- Fernanda Ord 05-2015
- 24802 PD 2015-06-25



Staff Report

To: Planning and Zoning Board

From: Ron Paradise, Assistant Planning Director

Date: June 29, 2015

Re: Fernanda Place Rezoning Application, RZ15-002, Ordinance No. 05-2015

A. Summary of Application:

Applicant: David Evans, Evans Engineering, 719 Irma Av. Orlando, FL 32803

Request: To rezone approximately 142 acres of land located east of Howland Blvd. and west of Osteen Cemetery Rd. near both Pride Elementary and Pine Ridge High schools from County A-1 (Prime Agriculture) and City of Deltona Residential Planned Unit Development (RPUD) to Residential Planned Unit Development.

Tax Parcel No.: 8230-00-00-0020 and 8230-00-00-0050

Property Acreage: ±142.2 Acres

Property Location: The property is located east of Howland Blvd. and is situated generally between Pride Elementary and Pine Ridge High School.

Legal Description: 8230-00-00-0020 – Section 30, Range 18S, Township 32E Lot 5 & the N ½ of Lot 6 Per OR 4887 PG 3102 Per OR 5510 PG 4869-4870 Per OR 6693 PG 4410 Per OR 6860 PG 0869 Per OR 6860 PG 0871 Per OR 6865 PG 0443 and 8230-00-00-0050 – Section 30, Range 18S, Township 32E E 11.4 Chains of S ½ of Gov. Lot 4 Per OR 4887 PG 3102 Per OR 5510 PG 4869-4870 Per OR 6693 PG 4410 Per OR 6860 PG 0869 Per OR 6860 PG 0871 Per OR 6865 PG 0443

B. Existing Zoning:

1. **Subject Property:** RPUD and County A-1 (Prime Agriculture)
2. **Adjacent Properties:**
 - North:** County A-1 and Forestry Resource
 - South:** Public and Agriculture
 - East:** County Forestry Resource
 - West:** County A-1

C. Background:

The property consists of two abutting parcels. One parcel is +/-120 acres and is generally west of Osteen Cemetery Road. The other parcel consists of approximately 22 acres and is situated west of the 120 acre site. However, none of the property has direct frontage on Howland Blvd. Currently the only access to the property is off of Osteen Cemetery Road. Osteen Cemetery Road is a prescriptive right of way that was stabilized by the County many years ago with a thin veneer of cold pack.

The subject property was annexed in 2005 and in 2009, the City Future Land Use Map for only the 120 acre site was amended from County, non-urban land use designations to City Low Density Residential and Conservation. The Conservation, accounting for 60 acres of the site, is environmentally sensitive and exhibits significant development constraints. However, the County Future Land Use category of Agriculture Resource on the adjacent 22 acres was not changed at that time. In 2010, the 120 acres was rezoned to Residential Planned Unit Development (RPUD) and featured a 240 unit subdivision intended to be developed with detached dwellings on individual lots. Access to the project was to be a direct connection to Howland Blvd. The 240 unit subdivision was consistent with a density cap approved by the City through the Comprehensive Plan amendment process.

The 2010 rezoning was approved by the City Commission but the Development Agreement was never recorded and the property lied dormant for five years.

In 2014, after ownership changes, an application was filed to change the Future Land Use designation on the 22 acre parcel from County Agricultural Resource to City Low Density Residential (LDR). The land use change was adopted by the City in early 2015 and ultimately approved by the Volusia Growth Management Commission and the Florida Department of Economic Opportunity with a density cap of no more than two units per acre.

The proposal is to rezone both parcels to Residential Planned Unit Development (RPUD) titled as Fernanda Place. The RPUD rezoning request would supersede the 2010 approved RPUD on the 120 acre parcel and result in rezoning the 22 acre parcel from A-1, a County designation, to a zoning that is consistent with the recently applied Low Density Residential City Land Use category.

D. Support Information

Public Facilities:

- a. Potable Water: The City of Deltona utilities will serve the project with potable water. The developer will be responsible for installing water distribution infrastructure designed and constructed to City specifications. The City has ample potable water capacity to serve the development.
- b. Sanitary Sewer: Wastewater management will be provided by the City of Deltona Utilities. Wastewater will be treated at the new City of Deltona eastern wastewater plant where new wastewater treatment capacity will be shortly available.
- c. Fire Protection: Deltona Fire Services will provide firefighting and medical call service to the site. The nearest City fire station is Station 64 located off of Ft. Smith Blvd. near the Ft. Smith Blvd./Courtland Blvd. intersection.
- d. Law Enforcement: Volusia County Sheriff's Office (VCSO) will provide service to the project.
- e. Electricity: The property proposed to be rezoned is located in the Florida Power and Light service area.

E. Matters for Consideration:

Section 110-1101, Code of City Ordinances, states that the City shall consider the following matters when reviewing applications for amendments to the Official Zoning Map:

1. Whether it is consistent with all adopted elements of the Comprehensive Plan.

The property is designated as Conservation and Low Density Residential (LDR) on the Future Land Use Map. Furthermore, the property is limited by Comprehensive Plan Policy to 285 units - about two dwelling units per acre. The project is proposed for 284 units consistent with the Comprehensive Plan density cap.

+/- 60 acres of the 142 acre property is designated as Conservation. The Conservation area includes land that is development constrained by abundant wetland acreage, poorly drained soils and the 100 year floodplain. According to the definition of the Conservation designation, Conservation areas are intended to be used for "natural resource preservation" and any development should be "low intensity" and "resource based." Development, including most infrastructure, lots and roads are intended to be directed away from Conservation designated land. However, up to 5% of the upland acreage of the Conservation area can be used for stormwater retention if the stormwater system is integrated into the natural system. Examples of stormwater systems being integrated into a natural system include but not limited to littoral planting of stormwater retention areas, etc.

Currently, as proposed, most of the project stormwater is located in the Conservation area. In addition, a roadway segment and all or portions of ten lots are located within the Conservation area. These elements of the project need to be redesigned consistent with the purpose and intent of the Comprehensive Plan.

The following Comprehensive Plan provisions are applicable:

OBJECTIVE FLUI-4

Future Land Use designations will reflect the inherent capabilities and limitations of the existing natural features of the land.

The Conservation area is unsuitable to support development associated with a residential subdivision. Soils are poorly drained, and wetlands comprise a significant amount of the Conservation areas. Therefore project needs to be redesigned to limit use/development of the Conservation area.

Policy FLUI-4.2

The City shall discourage development within any known flood plains as identified by the best available data, such as FEMA flood maps.

Policy intends to direct development and investment away from the 100 year floodplain. The Conservation area contains all of the 100 year floodplain on the project property. In addition, City land development regulations discourage creating lots within the 100 year floodplain. Finally, the City participates in the FEMA Community Rating System (CRS) which translates into insurance premium savings for policy holders in the City. A criterion to participate in the CRS is for a local government to not allow the creation of lots that impact the floodplain.

OBJECTIVE FLUI-5

The City of Deltona shall protect natural, archaeological, and historic resources from any adverse development impacts. This will be accomplished through the implementation of the land development regulations and coordination with appropriate permitting agencies.

Objective states that the City will protect natural resources. The natural resources on the project property that represent the most ecological value are included within the Conservation designation – an appropriate method to protect resources.

The balance of the project is designated as Low Density Residential (LDR). The LDR Future Land Use designation is an urban category that allows a residential density range of 0 to 6 units per acre. Basically, the LDR, the most commonly applied Future Land Use category within the City, recognizes and facilitates a detached dwelling development pattern representing the dominate development pattern within the City. However, according to the Comprehensive Plan, the project property is associated with a density

cap. More specifically, the 120 acre tract is capped at a total of 240 units. See the attached policy that was adopted by the City in 2009:

Policy FLU4-1.1

The property covered by ordinance number 12-2009 is designated as Conservation and Low Density Residential. The gross density on the subject parcel will be limited to 240 dwelling units. The 240 units shall be located on the area designated as LDR.

In 2015 the City of Deltona adopted a Future Land Use Map amendment for the remaining 22 acres that included another Comprehensive Plan provision:

Policy FLU4-1.2

The property covered by ordinance 29-2014 is designated as Low Density Residential. The gross density on the subject parcel will be limited to 45 dwelling units.

The maximum gross density allowance on the 142 acre property is 285 units. The applicant is planning 284 units and that number has been established in the Development Agreement as the maximum density. The 284 unit maximum density planned is consistent with the Comprehensive Plan.

A major tenet of the City Comprehensive Plan is ensuring that public services are available to support development – concurrency. The new development associated with Fernanda Place will need to be supported by central water and sewer, transportation, etc. The following policies indicate that public services will need to be provided for the project:

Policy FLU1-1.5

Densities or intensified new development shall not exceed the capacity of the existing transportation system or the capacity of improvements as programmed in the Transportation and Capital Improvements elements unless the City proceeds with implementing a transportation concurrency exception area (TCEA).

Transportation and traffic management regarding this project have been extensively studied as part of the Comprehensive Plan Future Land Use amendment process. Traffic impact analysis at the time found that there was capacity along Howland Blvd. in the immediate vicinity of the project to support many more units than what is proposed as part of the subject RPUD rezoning request. However, transportation impacts on the City network will be off-set by both County and City transportation impact fees.

Policy FLU1-1.8

Sites for development shall be accessible to the following essential public facilities and services at the levels of service adopted in this Comprehensive Plan: fire services, transportation, potable water, an appropriate wastewater treatment facility, solid waste and stormwater management.

The project can be served by adequate public infrastructure.

The promotion of land use compatibility is a central goal of the City Comprehensive Plan. A prime method to achieve land use compatibility articulated by the Plan and implemented by the City Land Development Code is the strategic use of buffers. The project abuts several land use types that range from institutional (schools, cemetery) to agricultural. The minimum buffer afforded will be 20 feet in width. The afforded buffers will promote land use compatibility consistent with the following policies:

Policy FLUI-7.8

Appropriate buffers and transition areas shall be utilized to ensure compatibility between residential areas and commercial and industrial developments in a manner that balances neighborhood protection and economic development goals.

Policy FLUI-7.13

New residential development shall afford a buffer to non-residential land uses.

2. Its impact upon the environment or natural resources.

As has been stated, the most environmentally and constrained land on the Fernanda Place property has been earmarked for very low intensity and mostly passive oriented uses under the Conservation Future Land Use category. The intent is to direct development away from areas that are not suitable to support such development. Therefore, most development activity, including roads, lots and most stormwater infrastructure will need to be located outside of the Conservation designated area.

Wetlands are intended to be highly safeguarded and afforded a minimum of a 25 foot buffer. The most ecologically important wetlands are located within the Conservation area and investment and development are intended to be directed away from the Conservation area. There is recognition that three small, isolated herbaceous wetland areas located in the LDR designated acreage are planned to be filled. Impacts to these wetland systems will need to be permitted and mitigated consistent with applicable wetland protection provisions of the City, County, regional, state or federal entities as applicable.

The property contains habitat for gopher tortoises. Before the property is developed, the site will need to be appropriately surveyed to determine tortoise population density and location. The incidental take of tortoises is not currently allowed by the Florida Fish and Wildlife Conservation Commission and on-site preservation and/or relocation will be the method of which to protect tortoises from development activities.

3. Its impact upon the economy of any affected area.

Fernanda Place represents a residential development pattern that is common here in Deltona – detached dwellings on individual lots. However, the homes will be larger (1,400 square feet and larger) than many of the existing homes in the City and the development will be associated with amenities such as a nature preserve and open space areas. The design and aesthetics will be subject to standards which will be under the purview of a property owner’s association or similar organization. Conversely, lot sizes are proposed to be smaller than a majority of the lots in the City. While 80’X125’ (10,000 square feet) is a common lot size that was platted within many of the Deltona Lakes units, the Fernanda project will allow lot sizes no less than 60’X120’ (7,200 square feet). Project amenities, larger home floor plans, suburban style lots, homeowner controls, and the fact that the homes will be new portend a residential product that is associated with higher property values compared to some of the older, established residential neighborhoods in the City. However, residential land uses are service hungry. The provision of water, sewer, police, fire, transportation, etc. services is costly for local governments and in some cases residential uses, even new homes, may not represent a break even proposition in the context of revenues versus service costs.

4. Notwithstanding the provisions of Article XIV of the Land Development Code, Ordinance No. 92-25 [Chapter 86, Code of Ordinances] as it may be amended from time to time, its impact upon necessary governmental services, such as schools, sewage disposal, potable water, drainage, fire and police protection, solid waste or transportation systems.

- a. **Schools:** The RPUD request will result in the need for more school workstations. The developer will need to work with the Volusia County School District to address school capacity. As of the writing of this report the applicant has approached the School District about school workstation capacity and mitigation. In addition, according to the RPUD development agreement draft document, the applicant will continue to work with the School District before any other land development process such as platting are initiated.
- b. **Sewage Disposal:** The project will be served by City of Deltona Utilities. The initial phase of the City eastern wastewater plant should be operational before homes are built within the project and there will be adequate capacity to support the 80,656 gallons of wastewater per day generated from the project.
- c. **Potable Water:** To support the project, the City of Deltona Utilities will need to provide 85,200 gallons of potable water per day. The City has the capacity, both physical and permitted, to serve Fernanda Place.
- d. **Drainage:** Stormwater management will be permitted consistent with Chapter 98 of the City Land Development Code and the St. Johns River Water Management

District. In addition, the stormwater management will need to be consistent the Conservation Land Use category. More specifically, 5% of the upland area can be used for stormwater retention. Therefore, the stormwater management system as depicted on the submitted MDP will need to be redesigned to be consistent with the Comprehensive Plan. Currently there are 5 acres of retention proposed within the Conservation area. However, 30 acres of the Conservation area can be characterized as upland and 1.5 upland acres of the Conservation would be eligible for stormwater management.

- e. **Transportation Systems:** The project property at a density of 284 units will generate 2,744 trips per day. The applicant has studied traffic extensively with regard to this project. The first study was performed as part of the recent Comprehensive Plan Future Land Use map change of the 22 acre parcel and updated as part of this rezoning request. The nearest City thoroughfare to the project is Howland Blvd. The segment of Howland Blvd. that will be most impacted by the project is located between Courtland Blvd. and Ft. Smith Blvd. As a two lane facility, this segment of Howland Blvd. carries 11,770 trips. (2013 traffic counts) Factoring the City minimum level of service (LOS) standard capacity of “E”, this segment of Howland Blvd. can support an additional 5,280 trips.

As has been stated, this segment of Howland Blvd. has enough roadway capacity to support traffic from the proposed development. However, the subject segment of Howland Blvd. is in the process of being expanded to four lanes. The four lane expansion will provide greater capacity for Howland Blvd. thus protecting an acceptable level of mobility on the City transportation network notwithstanding the new trips generated from project.

The property proposed to be rezoned does not have direct access to a City thoroughfare. As has been stated, the nearest thoroughfare is Howland Blvd. However, current road access to the property is from Osteen Cemetery Rd. Osteen Cemetery Rd. is a two lane facility that can be described as a prescriptive right-of-way. In addition, Osteen Cemetery Rd. was once an unpaved County maintained road but was improved/stabilized by the County many years ago. The improvement involved a layer of asphalt with very little if any road base upgrade. The end result is Osteen Cemetery Rd. is not improved to a typical urban standard and is not suitable to support traffic from the project. Therefore, the Fernanda Place development will not use Osteen Cemetery Rd. for access. The method of access will be a connection through an unincorporated enclave to Howland Blvd. This connection will be facilitated by an existing 40’ wide platted public right-of-way. To ensure appropriate urban cross section width articulated by the City Land Development Code, land owned by the applicant that abuts the aforementioned 40’ right-of-way can be used to expand the cross section. The requirement for a direct connection to Howland Blvd. is stated in Development Agreement.

Furthermore, the access road will need to comply with all design standards of the City and County and will be designed to align at right angles with the Golden Hills Rd. and Howland Blvd. intersection.

Finally, Osteen Cemetery Rd. does extend through the extreme southeastern corner of the Fernanda Place property. The road will need to be realigned to ensure that the Osteen Cemetery Rd. remains open and passable. Any realignment of Osteen Cemetery Rd. will occur during the plat process in accordance with the location and roadway design parameters of the City Land Development Code.

5. **Any changes in circumstances or conditions affecting the area:** The only changes in the area involve transportation improvements. One improvement is the four lane expansion of SR 415 from Howland Blvd. to the Volusia/Seminole County line. This expansion is almost complete and should be open shortly. The other upgrade involves adding two more travel lanes to Howland Blvd. from Courtland Blvd. to Ft. Smith Blvd. area. This improvement has been discussed elsewhere in this staff report.
6. **Any mistakes in the original classification:** No known mistakes.
7. **Its effect upon the public health, welfare, safety, or morals:** The City of Deltona is a residential community dominated by detached dwellings on individual lots. The lot size and dimension of the Fernanda Place development tend to be smaller than a good portion of the 10,000 square foot lot existing development pattern prevalent throughout the City. However, lot sizes smaller than 10,000 square feet are not without precedence within the City. A good example is some of the phases of the Arbor Ridge subdivision that feature 60'X120' lots. In fact, the dimensional requirements for Fernanda Place were modeled after the Arbor Ridge standards. Fernanda Place essentially represents a continuation of the residential essence of Deltona. In addition, traffic from the development will have direct access to the City thoroughfare network and will not unduly burden existing neighborhoods with heightened levels of traffic. Also, as proposed in the updated Development Agreement, the project will be associated with a high level of environmental safeguard. Buffers to adjacent land uses will be afforded. Therefore, the project will have no deleterious effects on public health, welfare, safety, or morals.

CONCLUSION/STAFF RECOMMENDATION:

Residential development has been the primary component of this community since the first areas the Deltona Lakes Plat were recorded in the early 1960's. While residential development can be associated with tax revenue/expenditure imbalances, the new residential development associated with

the project may be closer to being fiscally neutral than, older residential neighborhoods in the City for the following reasons:

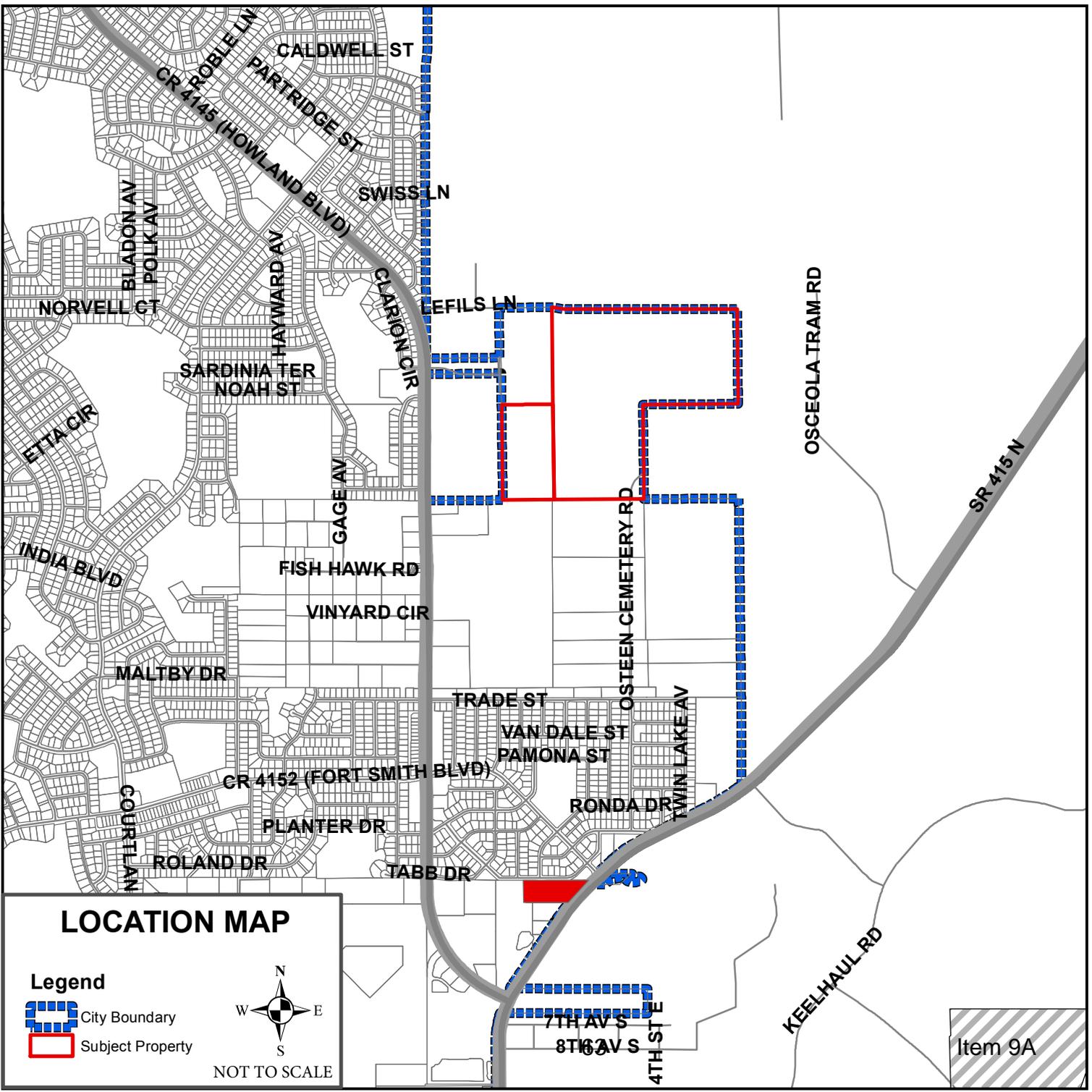
- 1) A relatively larger home square foot requirement;
- 2) New homes that comply with modern building codes;
- 3) Project amenities like buffers, open space and natural reserve areas; and
- 4) Home/property owner association management.

From a planning standpoint, population projections indicate future population growth for the City but growth rates will be modest compared to historical rates. Therefore, there still is a need for housing in the City and the project represents an area that is suitable for new residential development within the present incorporated limits of the City.

The project is compatible with the general development format of the City and does not conflict with adjacent land uses. In addition, the project is intended to be associated with a high standard of environmental protection.

The Fernanda Place RPUD, as with all Planned Unit Development zoned areas, is associated with a written Development Agreement (DA). Attached is a copy of the Fernanda Place DA and illustrated in an underline and strike through format are changes to the DA proposed by City staff. The changes to the DA generally involve clarifications to the dimensional requirements; addition of a granny flat as a potential Conditional Use; various supplemental requirements addressing accessory structures, etc.; architectural controls and home/property owners association establishment; project access including requirements regarding Osteen Cemetery Road; entrance signage; and environmental protection initiatives including protection of the area of the property designated as Conservation on the Future Land Use Map.

Staff recommends that the Fernanda Place RPUD be approved by the City consistent with the suggested changes to the Development Agreement and associated modification to the Master Development Plan to address matters including, but not limited to, protection of the Conservation area.



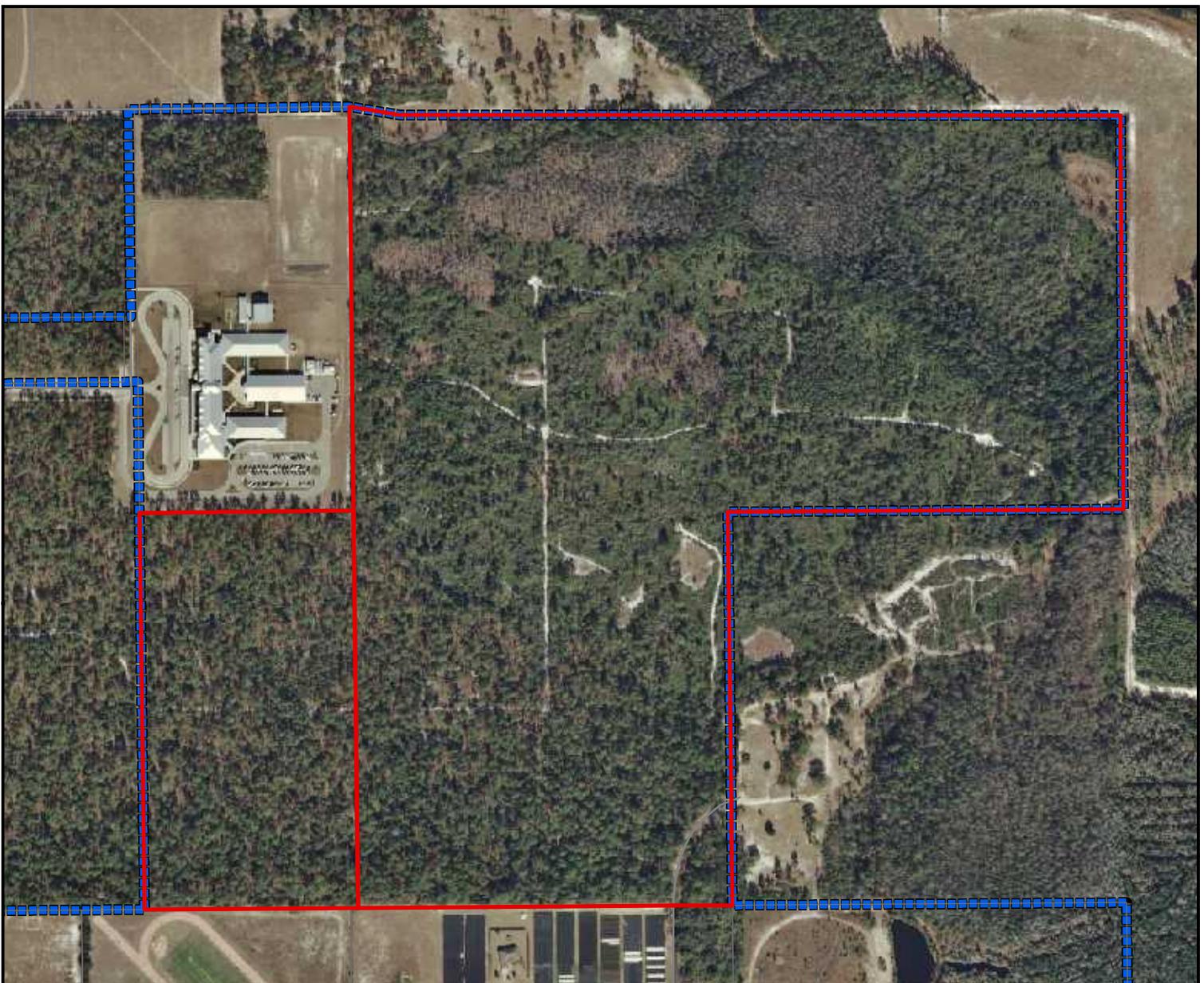
LOCATION MAP

Legend

-  City Boundary
-  Subject Property



Item 9A



AERIAL PHOTO

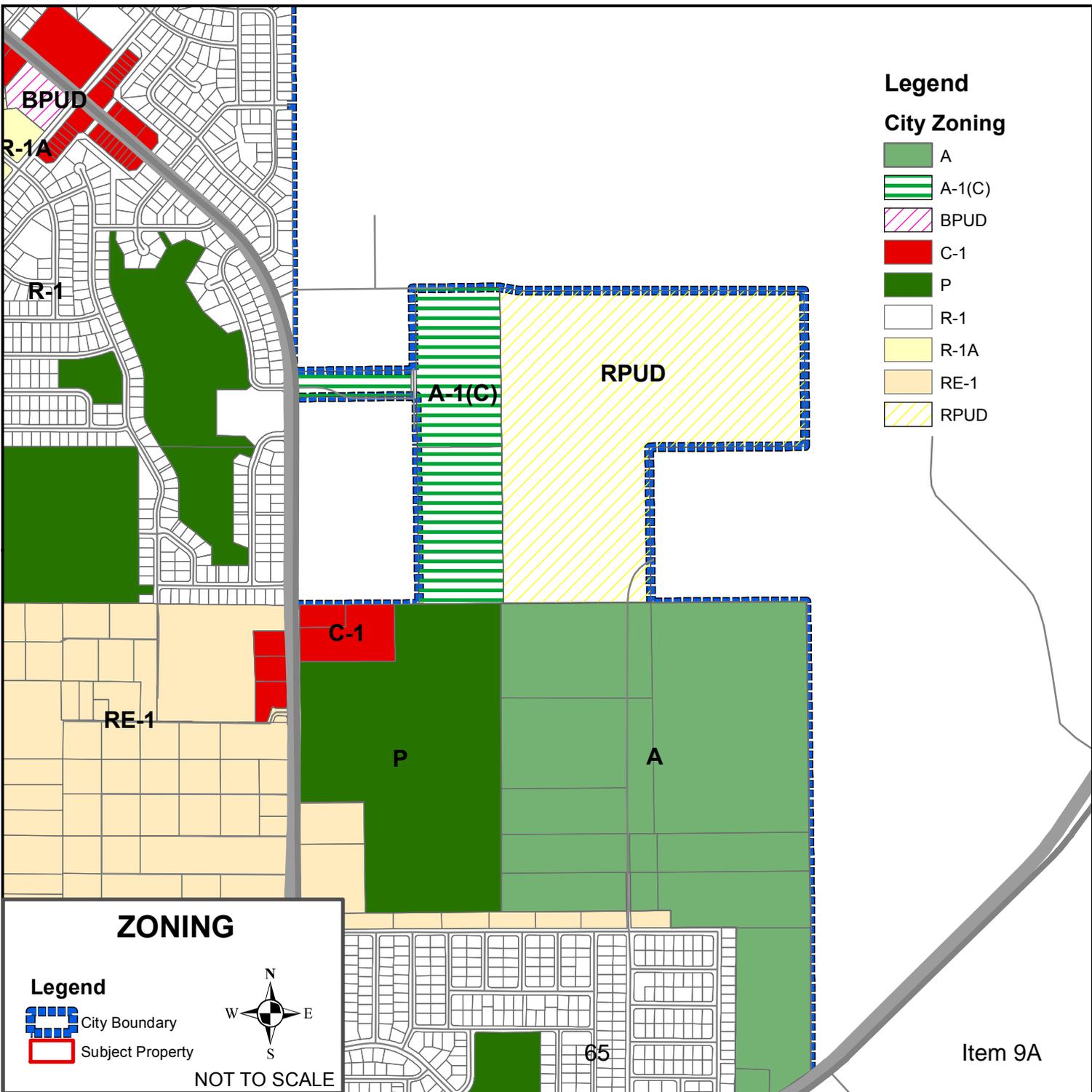
Legend

 City Boundary

 Subject Property



NOT TO SCALE



Legend

City Zoning

- A
- A-1(C)
- BPUD
- C-1
- P
- R-1
- R-1A
- RE-1
- RPUD

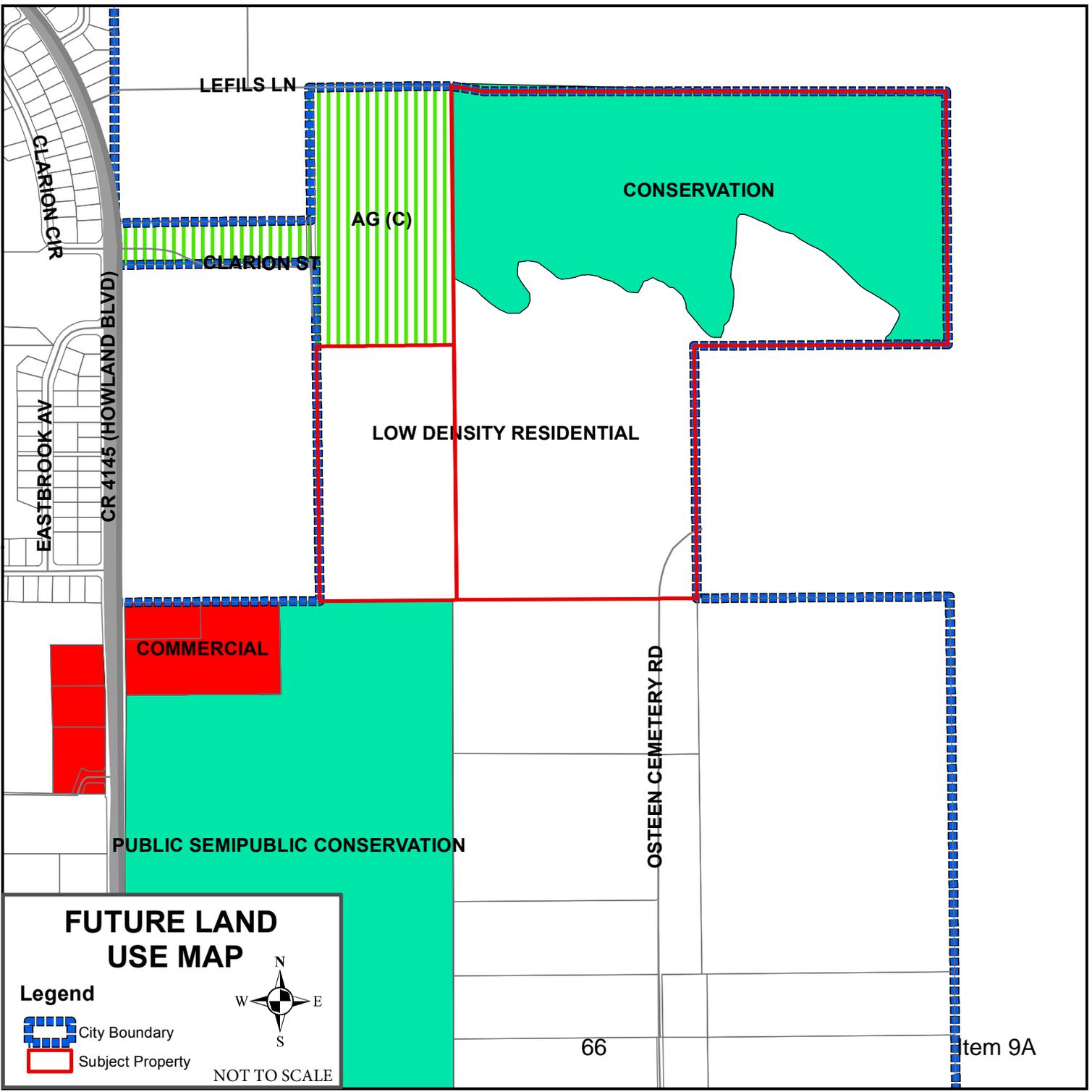
ZONING

Legend

- City Boundary
- Subject Property

NOT TO SCALE

Item 9A



LEFILS LN

CLARION CIR

CLARION ST

AG (C)

CONSERVATION

LOW DENSITY RESIDENTIAL

EASTBROOK AV

CR 4145 (HOWLAND BLVD)

COMMERCIAL

OSTEEN CEMETERY RD

PUBLIC SEMIPUBLIC CONSERVATION

FUTURE LAND USE MAP

Legend

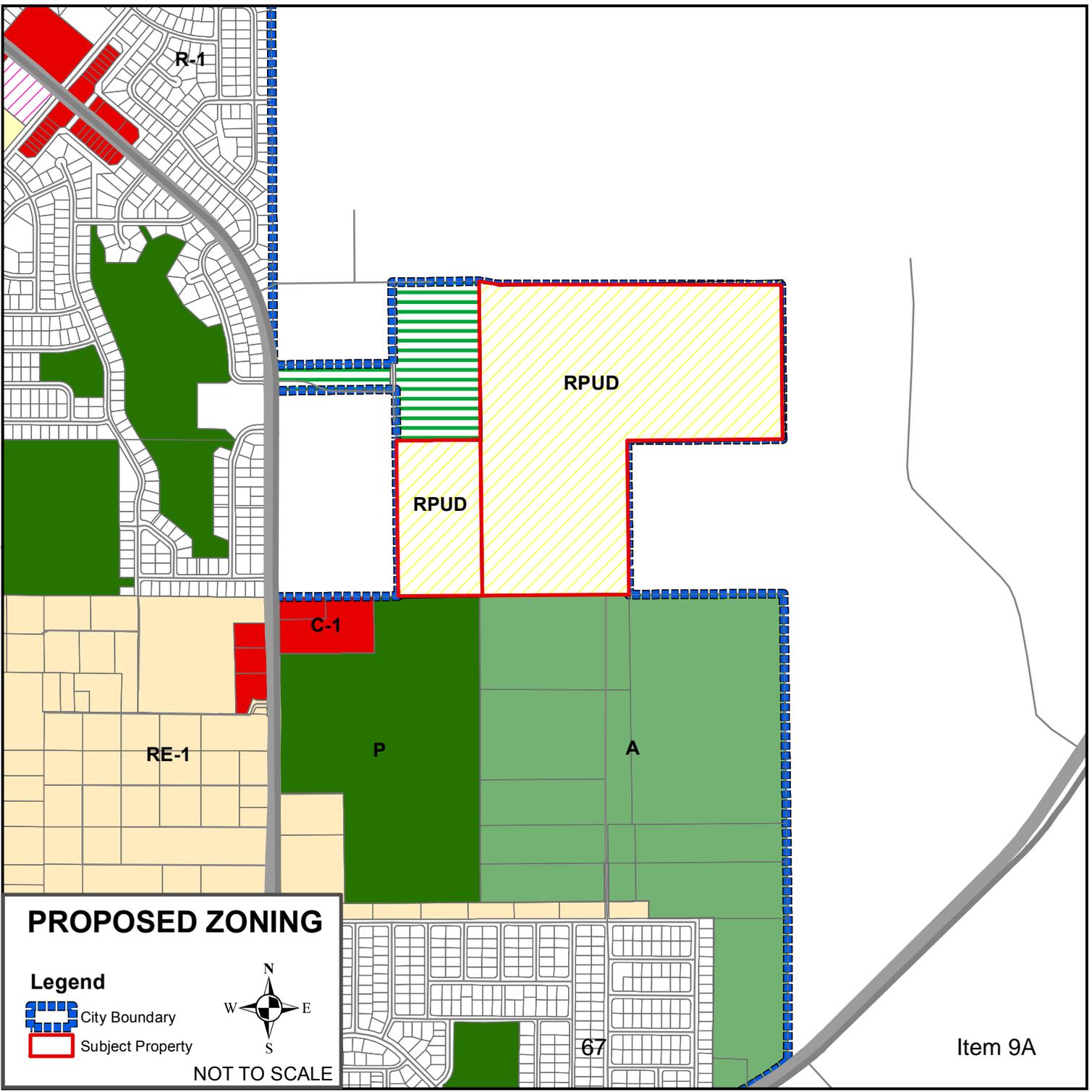
-  City Boundary
-  Subject Property



NOT TO SCALE

66

tem 9A



R-1

RPUD

RPUD

C-1

RE-1

P

A

PROPOSED ZONING

Legend

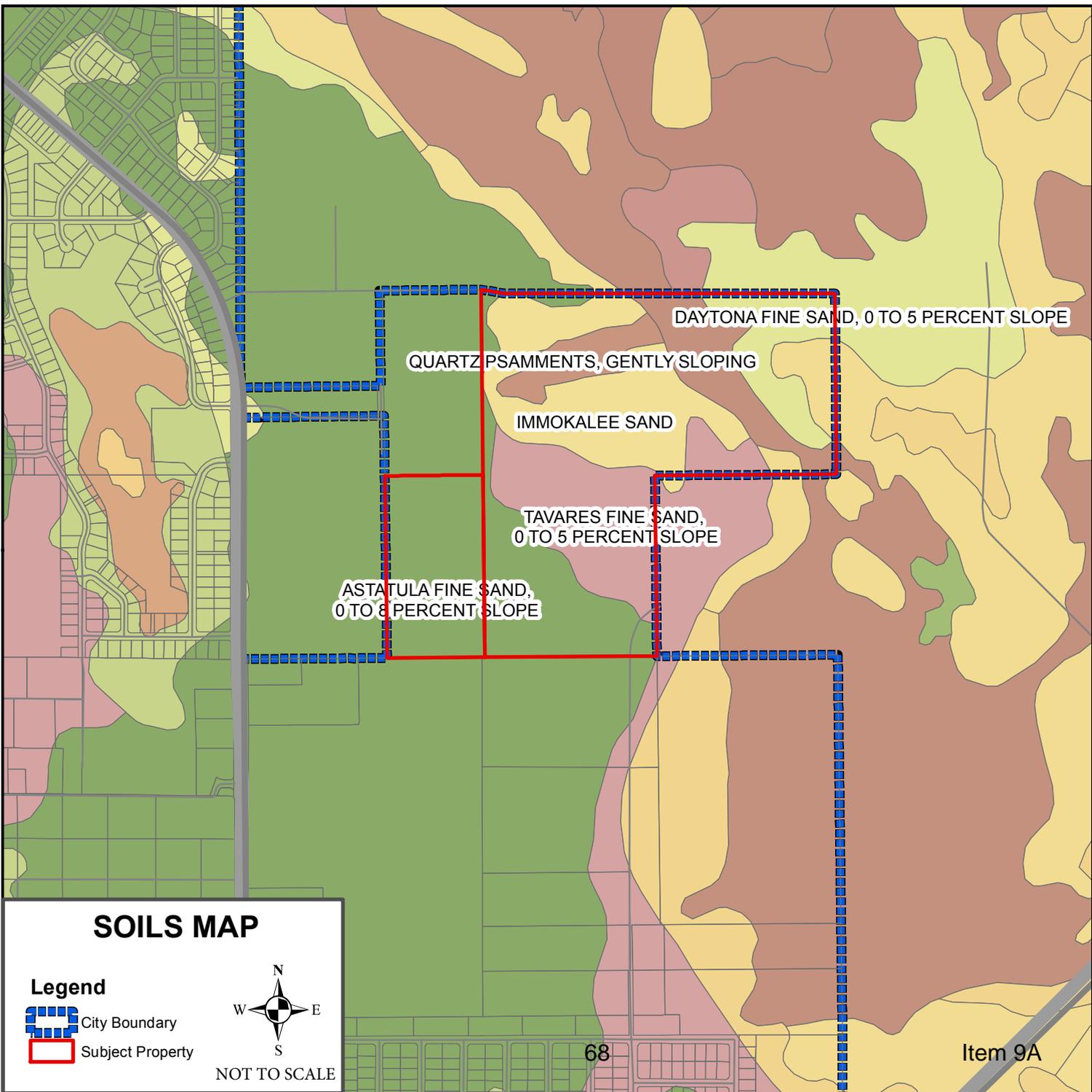
-  City Boundary
-  Subject Property



NOT TO SCALE

67

Item 9A



SOILS MAP

Legend

-  City Boundary
-  Subject Property



NOT TO SCALE

VHB

Fernanda Place (300 DU)

June 17th, 2015

Ron Paradise
Assistant Director, Planning & Development Services
2345 Providence Boulevard
Deltona, Florida, 32725

**RE: TECHNICAL MEMORANDUM
FERNANDA PLACE, DELTONA**

INTRODUCTION

The purpose of this memorandum is to update the previously submitted Comprehensive Plan Amendment and Transportation Demand Analysis for the Fernanda 300 dwelling units (DU) parcel. The proposed update is to reduce the development plan to 284 DU. Thus, the subsequent traffic impacts to the study area will be reduced. The 102 acre site currently has a Low Density Residential Land use approved for 240 DU. The updated site plan is attached.

TRANSPORTATION ASSESSMENT

As a result of the change in the development plan, the new trip generation for the site is 2,744 daily trips, 209 AM peak hour trips (53 entering – 156 exiting) and 269 PM peak hour trips (170 entering – 99 exiting). Table 1 provides a comparison of the previously submitted trip generation and the proposed trip

generation. In summary, there is a reduction of 142 daily, 11 AM peak hour and 14 PM peak hour trips.

A revised future roadway analysis was conducted to provide the traffic impacts to the roadway segments within the study area. This analysis assists City staff to track committed trips for each project. Tables 2 and 3 provide the future year 2016 AM and PM peak hour roadway analyses. Project trips from the adjacent parcel of the development were added as background trips. The analysis concludes that all study area roadways exhibit traffic volumes lower than their respective maximum service volumes with the exception of the following roadway segments:

Roadway Segment	From	To
Howland Boulevard	Providence Boulevard	Elkham Boulevard
Providence Boulevard	Elkham Boulevard	Ft. Smith Boulevard

It should be noted that the deficient roadway segments listed above are operating adversely in the PM peak hour condition due to background traffic. The latest Volusia County Road Program does not currently list these roadway segments as being programmed for widening in the current five year schedule (see attached). Based on the Florida legislation found in Chapter No. 2011-139 (H.B. 7207), effective June 2, 2011, the identified deficient roadways and intersections are considered a pre-existing transportation deficiency. Therefore, consistent with this legislation, the proposed land use should not be required to contribute towards the cost of eliminating the pre-existing deficiency.

The previous 2016 future intersection analysis determined that all study area intersections operate at an acceptable LOS once programmed improvements

were in place for Howland Boulevard. Therefore no further analysis was conducted.

In summary, the conclusions and recommendations remain the same as the previously submitted analysis. The original conclusions and recommendations are listed below:

CONCLUSION AND RECOMMENDATIONS

The final section of the report identifies the major conclusions and recommendations regarding the traffic impacts associated with the proposed Fernanda Place development.

CONCLUSION

EXISTING CONDITIONS

- The analysis concludes that all study area roadways exhibit traffic volumes lower than their respective roadway LOS service volume for the AM & PM peak hours for the YR 2014 existing conditions with the exception the following roadway segments:

PM peak hour:

- Howland Blvd. from Providence Blvd. to Elkcam Blvd.
 - Providence Blvd. from Elkcam Blvd. to Ft. Smith Blvd.
- All study area intersections operate at the allowable LOS "E" for the existing conditions with the exception of the intersection of Howland Blvd at Learning Ln / Clarion St., which is operating below acceptable LOS "E" in the AM peak hour condition.

FUTURE YR 2016 CONDITIONS

- The analysis concludes that all study area roadways exhibit traffic volumes lower than their respective maximum roadway capacities for the AM & PM peak hours for the YR 2016 with the exception of following roadway segments:

PM peak hour:

- Howland Blvd. from Providence Blvd. to Elkcam Blvd.
- Providence Blvd. from Elkcam Blvd. to Ft. Smith Blvd.

The deficient roadway segments listed above are operating below their respective maximum service volumes for the YR 2016 and are deficient either in the existing conditions or due to background traffic growth, without adding the Fernanda Place development project trips.

- All study area intersections operate at the allowable LOS "E" for the existing conditions – including the project entrances.
- Based on the Florida legislation found in Chapter No. 2011-139 (H.B. 7207), effective June 2, 2011, the identified deficient roadways and intersections are considered a pre-existing transportation deficiency. Therefore, consistent with this legislation, the proposed development should not be required to contribute towards the cost of eliminating the pre-existing deficiency.

RECOMMENDATION:

Based on the above conclusions, VHB respectfully requests traffic concurrency approval for the proposed Text Amendment for Fernanda Place.

VHB

Fernanda Place (300 DU)

June 2015

Sincerely,



Karl Krichbaum
Project Manager
VHB

Attachments:

Site Plan

Trip Generation Comparison

YR 2016 Future Roadway Segment Analysis – AM Condition

YR 2016 Future Roadway Segment Analysis – PM Condition

Volusia County Road Program – Impact Fee Zone 3

DATE	REVISIONS	BY

DATE: _____
 DRAWN BY: _____

EVANS ENGINEERING, INC.
 LAND SURVEYING & PLANNING SERVICES
 719 HIMA AVENUE
 ORLANDO, FLORIDA 32803
 (407) 822-1616
 WWW.EVANSINC.COM
 CERTIFICATE OF ADEQUACY NO. 0006635

PINDER PLACE
 FOR
FERNANDA INVESTMENTS, LLC
 FLORIDA
 CITY OF DELTONA

CONCEPT #10
SITE PLAN

DATE: MARCH 2016
 SCALE: 1"=150'
 SHEET # 10 OF 10

1.0

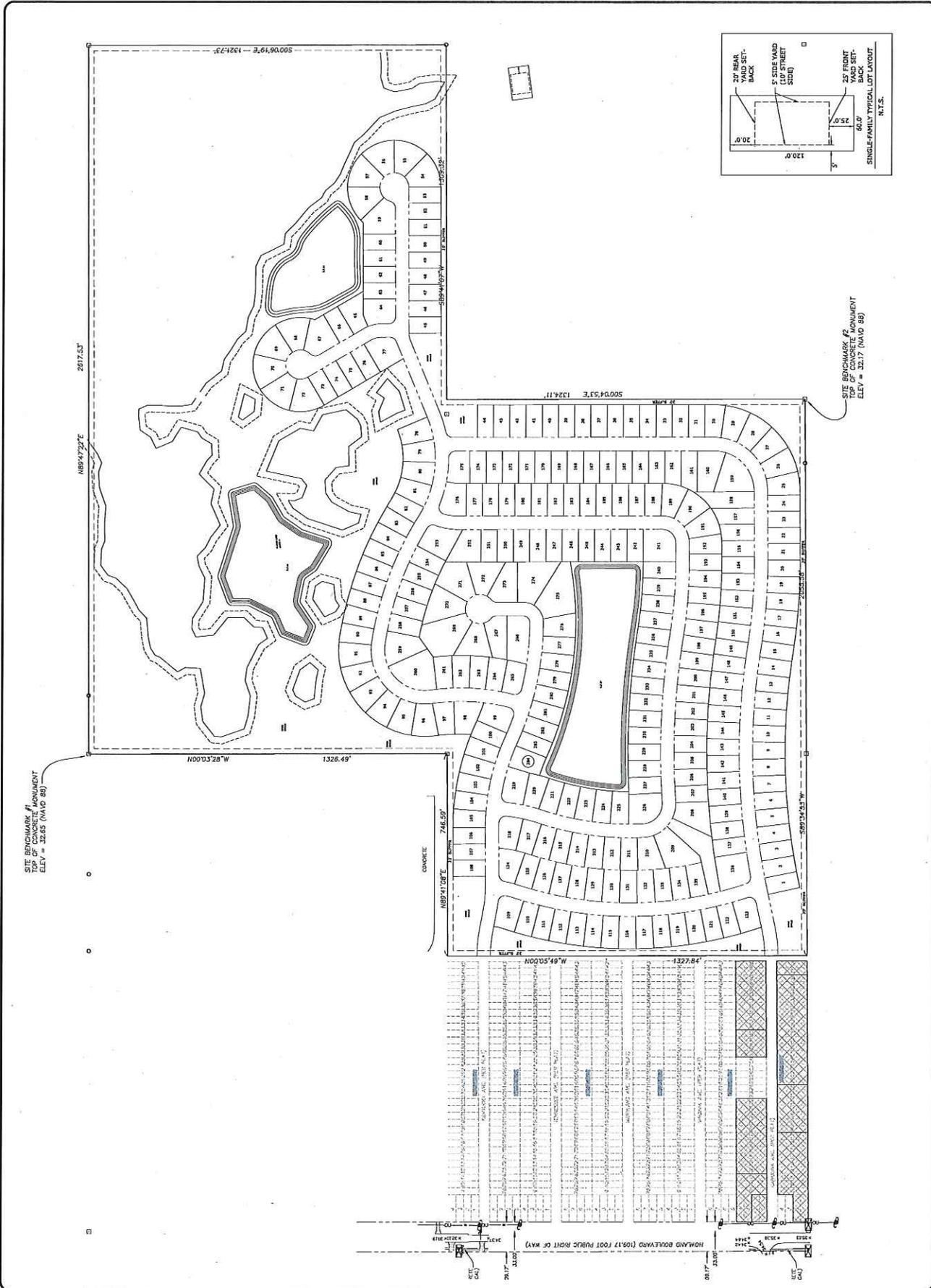


Table 1
Fernanda Place
Trip Generation Summary Comparison

ITE		Max Density (DU/Acres)	Size / Units	Daily Trips	Total Trips				
					AM Peak Hour		PM Peak Hour		
Code	Land Use			Total	Enter	Exit	Total	Enter	Exit
210	Single Family	284 / DU		2,744	209	53	269	170	99
Totals:				2,744	209	53	269	170	99

Previously submitted Text Amendment Density

ITE		Max Density (DU/Acres)	Size / Units	Daily Trips	Total Trips				
					AM Peak Hour		PM Peak Hour		
Code	Land Use			Total	Enter	Exit	Total	Enter	Exit
210	Single Family	300 / DU		2,886	220	55	283	179	104
Totals:				2,886	220	55	283	179	104

VHB

June 2015

Notes: *The proposed density is a reduction than initially submitted.
 Trip generation rates and equations are based on the
 Institute of Transportation (ITE) Trip Generation Manual 9th Edition*

Table 2
Fernanda Place
 2016 AM Peak Hour Roadway Analysis

Roadway / Segment	No. of Lanes	Critical / Near Critical	Adopted LOS	MSV	Existing AM Peak	Growth Rate	Background Traffic AM PK	Background Traffic LOS	Background Deficiency?	Background Project	YR 2016 Project Traffic Dist%	Trips	Total Traffic	LOS	Project Deficiency?
Howland Boulevard															
Providence Blvd. to Elkcam Blvd.	2	Critical	E	1,230	1,024	1.7%	1,059	C	No	8	4.39%	34	1,101	C	No
Courtland Blvd. to Project Entrance	4*		E	3,410	1,357	1.0%	1,384	C	No	20	3.78%	82	1,486	C	No
Project Entrance to Ft. Smith Blvd.	4*		E	3,410	1,129	1.0%	1,152	C	No	30	5.89%	127	1,309	C	No
Providence Blvd.															
Elkcam Blvd. to Ft. Smith Blvd.	2	Near Critical	E	1,020	865	1.0%	882	D	No	1	0.10%	1	884	D	No

June-15

Sources: GMB Engineers & Planners, Inc.
 2012 FDOT Quality/LOS Handbook
 2013 Volusia County Traffic Counts
 FDOT Florida Traffic Online (2013)
 Level of Service 2013 Critical / Near Critical State and County Roadways
 CFRPM Model Volumes v5.1

Notes:
 * Funded for widening FY 13/14 (Volusia County Road Program, Impact Fee Zone 3 - Southwest Volusia)

Table 3
Fernanda Place
 2016 PM Peak Hour Roadway Analysis

Roadway / Segment	No. of Lanes	Critical / Near Critical	Adopted LOS	MSV	Existing PM Peak	Growth Rate	Background Traffic PM PK	Background Traffic LOS	Background Deficiency?	Background Project	YR 2016 Project Traffic Dist%	Trips	Total Traffic	LOS	Project Deficiency?
Howland Boulevard															
Providence Blvd. to Elkcam Blvd.	2	Critical	E	1,230	1,379	1.7%	1,426	F	Yes	10	4.39%	44	1,480	F	No
Courtland Blvd. to Project Entrance	4*		E	3,410	1,071	1.0%	1,092	C	No	25	3.78%	106	1,223	C	No
Project Entrance to Ft. Smith Blvd.	4*		E	3,410	1,140	1.0%	1,163	C	No	39	5.89%	163	1,365	C	No
Providence Blvd.															
Elkcam Blvd. to Ft Smith Blvd.	2	Near Critical	E	1,020	1,189	1.0%	1,213	F	Yes	1	0.10%	1	1,215	F	No

June-15

Sources: GMB Engineers & Planners, Inc.
 2012 FDOT Quality/LOS Handbook
 2013 Volusia County Traffic Counts
 FDOT Florida Traffic Online (2013)
 Level of Service 2013 Critical / Near Critical State and County Roadways

Notes:

* Funded for widening FY 13/14 (Volusia County Road Program, Impact Fee Zone 3 - Southwest Volusia)



Volusia County Road Program

5 Year Schedule FY 13/14 - FY 17/18 Year Costs in (\$1,000)

IMPACT FEE ZONE 3 - Southwest Volusia																		
Project	Section	Fund	Scope	FY 13/14			FY 14/15			FY 15/16			FY 16/17			FY 17/18		
				ENG	R/W	CON	ENG	R/W	CON	ENG	R/W	CON	ENG	R/W	CON	ENG	R/W	CON
Doyle Road	Courtland Blvd to SR415	LAP	Paved Shoulders				1113											
Howland Blvd Widening	Courtland Blvd to N of SR415	BOND	4 LN			4236												
"	"	TRIP	"			5879												
"	3 Laning of Ft Smith east & west of Howland	CITY	"			540												
Debt Service for Bonds		IMPACT				300			300			300					300	
Debt Service for Bonds		LOGT				1608			1608			1608					1608	
IMPACT FEE ZONE 4 - Northwest Volusia																		
Project	Section	Fund	Scope	FY 13/14			FY 14/15			FY 15/16			FY 16/17			FY 17/18		
				ENG	R/W	CON	ENG	R/W	CON	ENG	R/W	CON	ENG	R/W	CON	ENG	R/W	CON
Kepler Rd at SR44	Kepler N 1000/SR44 E to LK Winnemissett	IMPACT	Intersection	400	2000				2979									
Orange Camp Rd Widening	MLK Blvd to W of I-4 incl frontage rd stubout	CIGP	4 LN						821									
"	"	BOND	"	350														
Debt Service for Bonds		IMPACT				392			392			392					392	

BOND - Bond Funding CBIR - Community Budget Issue Request (State Funding) CIGP - County Incentive Grant Program (State Grant) CITY - Cost sharing with City DEV - Developer Funding FED GRANT - Federal Grant
 IMPACT - Road Impact Fee Funding LAP - Local Agency Program (Federal Grant) LOGT - Local Option Gas Tax Funding ONE - One Cent Gas Tax Funding TRIP - Transportation Regional Incentive Program (State Grant)

[TEMPLATE]

**THIS INSTRUMENT PREPARED BY
AND AFTER RECORDING RETURN TO:**

Gretchen R. H. Vose, Esq.
City Attorney
City of Deltona
2345 Providence Boulevard
Deltona, Florida 32725

<p>For Recording Purposes Only</p> <p>Signature of Notary</p>
--

Exhibit "A" to Ordinance No. _____

DEVELOPMENT AGREEMENT

for the project known as Fernanda Place Planned Unit Development (PUD) located east of Howland Blvd. approximately 1.5 miles north of the CR 415/Howland Blvd. intersection (hereinafter referred to as the "Subject Property").

THIS DEVELOPMENT AGREEMENT (hereinafter referred to as the "Agreement") is entered into and made as of the ___ day of _____, 201__, by and between the CITY OF DELTONA, a Florida municipal corporation, with a mailing address of 2345 Providence Boulevard, Deltona, Florida 32725, (hereinafter referred to as the "City"), and Fernanda Investments LLC, (hereinafter referred to as the "Owner or Owner/Developer"), and _____, (hereinafter referred to as the "Developer", if the Developer is a separate entity from the "Owner/Developer" and the Developer has an executed Notarized Owner Authorization from the Owner/Developer).

WITNESSETH

WHEREAS, the Owner warrants that it holds legal title to the lands located in Volusia County, Florida, and within the corporate limits of the City of Deltona, said lands being more particularly described in Exhibit "**B**" "A", Legal Description for the Subject Property, attached hereto and by this reference made a part hereof; and that the holders of any and all liens and encumbrances affecting such property will subordinate their interests to this Agreement; and

WHEREAS, the Owner/Developer has clear title of the Subject Property ~~or the Developer is currently under contract to purchase the Subject Property~~ and intends to develop such property as an RPUD; and

WHEREAS, the Owner/Developer or Developer desires to facilitate the orderly development of the Subject Property in compliance with the laws and regulations of the City and of other governmental authorities, and the Owner/Developer or Developer desires to ensure that its development is compatible with other properties in the area and planned traffic patterns; and

WHEREAS, the development permitted or proposed under this Development Agreement is consistent with and will continue to adhere to the City's Comprehensive Plan, Land Development Code, concurrency management system, and all ~~land~~ other appropriate development regulations, all as may be amended, and, except as specifically specified herein, this Agreement does not replace, supersede, or grant variances to those regulations; and

WHEREAS, it is the purpose of this Agreement to clearly set forth the understanding and agreement of the parties concerning the matters contained herein; and

WHEREAS, the Owner/Developer and/or Developer have sought the City's approval to develop the Subject Property, and the City approved Ordinance No. _____, through rezoning the Subject Property to a form of Planned Unit Development (PUD), as defined under the City's Land Development Code on _____. The PUD shall consist of this Agreement as the Written Agreement of the PUD and an Exhibit "~~C~~", "B" Master Development Plan (MDP), attached hereto and by this reference made a part hereof as the Preliminary Plan, subject to the covenants, restrictions, and easements offered by the Owner/Developer or Developer and contained herein, (hereinafter the "Master Development Plan"). Where more detailed criteria for City required submittals exceed the criteria required for a Master Development Plan, the more detailed criteria applies.

NOW THEREFORE, in consideration of the mutual covenants and agreements contained herein, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. **Recitals and Definitions.** The recitals herein contained are true and correct and are incorporated herein by reference. All capitalized terms not otherwise defined herein shall be as defined or described in the City's Land Development Code as it may be amended from time to time, unless otherwise indicated.

2. **Ownership.** The legal and equitable owners of the Subject Property ~~are~~ is: Fernanda Investments LLC.

3. **Title Opinion/Certification.** The Developer will provide to the City, in advance

of the City's execution and recordation of this Agreement, a title opinion from a licensed attorney in the state of Florida, or a certification by an abstractor or title company authorized to do business in the state of Florida, verifying marketable title to the Subject Property to be in the name of the Owner/Developer and any and all liens, mortgages, and other encumbrances that are either satisfied or not satisfied or released of record.

4. **Subordination/Joinder.** Unless otherwise agreed to by the City and if applicable, all liens, mortgages, and other encumbrances that ~~is~~ are not satisfied or released of record, must be subordinated to the terms of this Agreement or the Lienholder join in this Agreement. It shall be the responsibility of the Owner/Developer and/or Developer to promptly obtain the said subordination or joinder, in form and substance that is acceptable to the City Attorney, prior to the execution and recordation of this Agreement.

5. **Duration.** The duration of this Agreement is binding and runs with the land in perpetuity, unless amended.

6. **Development of the Subject Property.** Development of the Subject Property shall be subject to performance standards listed in this Agreement. Where a land use listed below differs from a defined use in the City of Deltona's Code of Ordinances, the use listed in this Agreement shall prevail.

- A. Comprehensive Plan Policies ~~specific to this Subject Property.~~
- B. Permitted principal uses allowable on the Subject Property:
 - 1. Single Family Residential
- C. Prohibited principal uses, if any:
 - 1. ~~N/A~~ Any non-residential oriented use, unless otherwise specified in this Development Agreement.
- D. Proposed minimum density (in number of dwelling units per acre) ~~or minimum intensity (measured in floor area ratio): 2.0 dwelling units/acre~~ No minimum density.
- E. Proposed maximum ~~density~~ number of dwelling units (in the total number of dwelling units per acre) or maximum intensity (measured in floor area ratio), if any: 2.0 dwelling units/acre ~~284 units for the entire project~~
- F. Impervious surface ratio is not to exceed ~~70~~ 65% of the gross square footage for the Subject Property in total.
- G. Maximum lot coverage: 50% (in %) ~~(dry retention systems can be used towards open space): 50%.~~

- H.** Minimum landscaping and bufferyard requirements ~~are per~~ shall comply with the City's Land Development Code as it may be amended from time to time. A 20 foot perimeter buffer shall be required to separate the RPUD from surrounding land uses. Stormwater management facilities shall not be placed within bufferyards.
- I.** Minimum lot size area (in acreage or square footage): 7,200 sq. ft.
- J.** Minimum lot width (in feet): 60 ft. measured at the front yard setback line
- K.** Minimum lot depth (in feet): 120 ft.
- L.** Minimum yard setbacks (Primary Structures):
1. Front yard: 25 ft.
 2. Side yard: ~~7.5~~ 5 ft.
 3. Street side yard: ~~10.0~~ 15 ft. (no side street yard figure is cited on the MDP)
 4. Rear yard: ~~20~~ 10 ft. (conforms more closely to the Deltona setbacks at large. Need to change the MDP.)
- M.** Maximum building height (in feet): 35 ft.
- N.** Minimum Floor Area (sq. ft.) 1,400
- O.** Supplementary Regulations: All residential-oriented accessory uses shall comply with Article VIII of Chapter 110, City of Deltona Land Development Code, as it may be amended from time to time.
- P.** Accessory Structures Minimum Setbacks
- Note: accessory buildings and structures, other than lawn ornaments and fences built in accordance with section 6O of this Development Agreement, shall not be located in the front yard forward of the edge of the principal dwelling, or beyond any side street yard setback.
1. Front yard: Not permitted
 2. Rear yard: 10 ft.
 3. Side yard: 5 ft.
 4. Side street yard back to back existing SFR structures: 15 ft.
 5. Side street yard with existing house adjacent to a vacant lot: 25 ft.
 6. Side street yard adjacent to the existing front yard of a developed lot: 25 ft.

- Q. ~~Minimum~~ The project shall comply with all applicable Pparking standards, are as per Sections. 110-828 and 110-829 of the City's Land Development Code effective as of the date hereof.
- R. ~~Minimum lighting standards per the City's Land Development Code shall be included on a separate Illumination Plan to be provided at the time of site plan submittal. Lighting associated with this RPUD shall be consistent with all applicable City of Deltona Land Development Code requirements.~~
- S. ~~Development within the Fernanda Place project shall be subject to Aarchitectural controls and development on the Subject Property shall follow a common architectural themes as defined by the homeowner or property owners association, as listed in this Agreement by harmoniously coordinating the general appearance of all buildings and accessory structures. All controls and variations shall be defined by a Homeowners Association or Property Owners Association, as defined within this Agreement.~~
- T. Utility provision and dedication: The Owner/Developer or Developer shall connect to the City of Deltona's central utility systems, ~~when available, or to Volusia County's central utility systems, where applicable,~~ at their sole cost and expense. Utility fees shall be paid to Deltona Water ~~or Volusia County, respectively,~~ before any building permit is issued. Central utility systems are to be designed, permitted, and constructed to ~~the respective service provider~~ City specifications and dedicated to the respective service provider City upon final inspection, clearance, and acceptance by the service provider -City. In addition, all powerlines that serve development within the RPUD shall be buried in accordance with the specifications of the utility provider, the City or any other entity as applicable.
- U. ~~Stormwater and environmental: Per parcel stormwater systems or master~~ The on-site stormwater system shall be designed and constructed compliant with all City, St. Johns River Water Management District and other applicable agency regulations and requirements. Stormwater retention shall be directed away from protected wetlands, required wetland buffers, the 100 year floodplain and the Conservation area except as illustrated in Section 15 of this agreement. Stormwater areas shall be owned and maintained by an established Homeowners Association or Property Owners Association in private ownership and shall not be dedicated to or become the responsibility of the City of Deltona. All environmental permitting, mitigation, and/or soil and erosion control for the property shall conform to all federal, state, and local permits/requirements, shall be the sole responsibility of the Homeowners Association ~~or Property Owners Association,~~ and shall be maintained in good condition/standing with the applicable permitting authorities. Best Management Practices and conformance to National Pollutant Discharge Elimination System (NPDES) criteria are required.

- V. Transportation, site access, and traffic devices: The Owner/Developer or Developer is responsible for all transportation improvements within the Subject Property and any off-site transportation requirements, as a result of the proposed development, for site function, that maintains or improves the level of service for area roadways, and ensures the public health, safety, and welfare for the community. All permits shall be obtained from appropriate permitting agencies prior to development. There is recognition that the access to this RPUD will be extended off of Howland Blvd. through land that is located within unincorporated Volusia County. The access roadway shall comply with all design and construction standards of the City of Deltona. The road access to Howland Blvd. along with all other public roads within the RPUD shall be dedicated to the City as per the Land Development Code. However, the developer shall be responsible for obtaining a Use Permit with the County of Volusia to connect to Howland Blvd. In addition, the main project entrance road shall be designed to align with the Golden Hills St./Howland Blvd. intersection at right angles. The RPUD project abuts an elementary school. To facilitate non-vehicular access to the elementary school, the developer shall contact the Volusia County School District to determine the best route and location for a pedestrian connection between the RPUD and the school. Finally, a portion of a prescriptive right of way known locally as Osteen Cemetery Road extends through the southeastern corner of the property. This road cannot be used for general subdivision access. Nor shall construction activity be routed down Osteen Cemetery Road. No lots can be created that access Osteen Cemetery Road and the MDP shall depict Osteen Cemetery Road, including appropriate buffers. Osteen Cemetery Road may be established as a public right of way during the platting process. To facilitate the proposed subdivision pattern as depicted on the MDP, Osteen Cemetery Road will need to be realigned. Realignment of the road will be addressed during the platting process and realignment shall comply with all applicable City design and land development standards. and the City shall determine the appropriate level of service per the City Comprehensive Plan and current traffic counts.
- W. Signage: All signs shall comply with the Chapter 102 of the City Land Development Code. Entrance signage shall be a free standing monument type sign, be no more than six feet high with an 18 inch base and feature no more than 48 square feet of copy area. The sign shall not contain any electronic messaging. The entrance sign shall be permitted separately and must be approved by the Director of Planning and Development Services. An elevation of the sign, including color renditions and other design elements shall be part of the submittal to the Director.

7. **Public Facilities/Land Dedication.** ~~Facilities or tracts that either are or shall become public facilities/tracts that will serve the development and/or are on the Subject Property are, as follows: Conservation and Upland Buffers, Open Space, Stormwater Management, and Lift Station.~~ Roads and utilities shall be dedicated to the City through the plat process illustrated

in the City Land Development Code. Stormwater, open space, landscape buffers, entrance signage, natural resource areas, etc. shall be the responsibility of the Developer and/or the Homeowners Association to own, maintain or otherwise manage in accordance with applicable laws/regulations and best practices.

8. **Development Permits/Fees.** The Owner/Developer or Developer is responsible for obtaining, permitting, and the payment of all fees for facilities and services to ensure for the Subject Property. Any site permits shall be kept current with the respective permitting agency and shall ensure the protection of the public health, safety, and welfare of the community and the development. All impact fees are applicable and no impact fee credits shall be awarded through this Agreement; unless a cessation exists through a City moratorium that is Citywide. Proportionate fair share site improvements shall not be used in lieu of impact fees.

9. **Obligations.** Should the Owner/Developer or Developer fail to undertake and complete its obligations as described in this Agreement to the City's specifications, then the City shall give the Owner/Developer or Developer thirty (30) days written notice to commence and ninety (90) days to complete said required obligation. If the Owner/Developer or Developer fails to complete the obligations within the ninety (90) day period, then the City, without further notice to the Owner/Developer or Developer, or its successors in interest, may, without prejudice to any other rights or remedies it may have, place liens and take enforcement action on the Subject Property. A lien of such assessments shall be superior to all others, and all existing lienholders and mortgagees, by their execution of the subordination or joinder documents, agree to subordinate their liens or mortgages to the City's said liens or assessments. Notice to the Owner/Developer or Developer and its successors in interest shall be deemed to have been given upon the mailing of notice to the address or addresses set forth in Paragraph (23) hereof.

10. **Site Plan/Plat Approval.** Exhibit "CB", the Master Development Plan, ~~is the Preliminary Plan of the PUD and this Agreement. The Master Development Plan~~ shall not replace, supersede, or absolve the Owner/Developer or Developer from approvals for any ~~site plan~~, preliminary plat, and/or final plat and their respective construction plans and other regulations. Where more detailed criteria for City required submittals exceed the criteria required for a Master Development Plan, the more detailed criteria applies.

11. **Indemnification.** The Owner/Developer or Developer shall indemnify and hold the City harmless from any and against all claims, demands, disputes, damages, costs, expenses, (to include attorneys' fees whether or not litigation is necessary and if necessary, both at trial and on appeal), incurred by the City as a result, directly or indirectly, of the use or development of the Subject Property, except those claims or liabilities caused by or arising from the negligence or intentional acts of the City, or its employees or agents. It is specifically understood that the City is not guaranteeing the appropriateness, efficiency, quality or legality of the use or development of the Subject Property, including but not limited to, drainage or water/sewer plans, fire safety, or quality of construction, whether or not inspected, approved, or permitted by the City.

12. **Compliance.** The Owner/Developer or Developer agrees that it, and their successors and assigns, will abide by the provisions of this Agreement, the City's Comprehensive Plan and the City's Code of Ordinances, including the Fire Code and other appropriate regulatory provisions. ~~but not limited to, the site plan regulations of the City as amended from time to time, which are incorporated herein by reference and such subsequent amendments hereto as may be applicable.~~ Further, all required improvements, including landscaping, shall be continuously maintained by the Owner/Developer or Developer until the project is turned over to the Homeowners Association and then by the Homeowners Association, or their successors and assigns, in accordance with the City's Code of Ordinances. The City may, without prejudice to any other legal or equitable right or remedy it may have, withhold permits, Certificates of Occupancy or plan/plat approvals to the Subject Property, should the Owner/Developer or Developer fail to comply with the terms of this Agreement. In the event of a conflict between this Development Agreement and the City's Land Development Code, the more restrictive regulations shall govern the development of the Subject Property.

13. **Obligations for Improvements.** Any surface improvement as described and required hereunder included, but not limited to such as signalization, walls, stormwater management facilities, medians, and utilities, or any other surface improvement shall be performed, prior to the issuance of the first Certificate of Occupancy on that portion of the Subject Property that the surface improvement(s) relates or is otherwise scheduled in this Agreement. Should the Owner/Developer or Developer fail to undertake and complete its obligations as described in this Agreement and to the City's specifications, then the City shall give the Owner/Developer or Developer thirty (30) days written notice to commence and ninety (90) days to complete said required obligation at the sole expense of the Owner/Developer or Developer. If the Owner/Developer or Developer fails to complete the obligations within the ninety (90) day period, then the City, without further notice to the Owner/Developer or Developer and their successors and assigns in interest, may but shall not be required to, perform such obligations at the expense of the Owner/Developer or Developer or their successors and assigns in interest, without prejudice to any other rights or remedies the City may have under this Agreement. Further, the City is hereby authorized to immediately recover the actual and verified cost of completing the obligations required under this Agreement and any legal fees from the Owner/Developer or Developer in an action at law for damages, as well as record a lien against the Subject Property in that amount. The lien of such assessments shall be superior to all others,

and all existing lienholders and mortgagees, by their execution of the subordination or joinder documents, agree to subordinate their liens or mortgages to the City's said liens or assessments. Notice to the Owner/Developer or Developer and their successors and assigns in interest shall be deemed to have been given upon the mailing of notice as provided in paragraph (24) of this Agreement.

14. Concurrency and Vested Rights. The Owner/Developer or Developer acknowledges and agrees that prior to the issuance of any development orders for the Property, the Owner/Developer or Developer must have received and be in the possession of a valid ~~unexpired~~ certificate of capacity/concurrency management system approval consistent with the City's Land Development Code. The capacity certificate/approval verifies the availability of infrastructure and service capacity sufficient to permit the proposed development of the Subject Property without causing a reduction in the levels of service adopted in the City's Comprehensive Plan. The certificate of capacity/approval shall be effective for a term, as defined in the City's Code of Ordinances. Neither this Agreement nor the approved Master Development Plan shall create or result in a vested right or rights to develop the Subject Property, as cited in Section 86-34 of the City's Land Development Code.

15. Environmental and Tree Preservation. There are portions of the property that are environmentally sensitive/associated with development constraints. The ecological and poor development suitability indices include wetland acreage, poorly drained soils and extensive 100 year floodplain acreage. Therefore, in 2009, the City designated this environmental/constrained area as Conservation on the City Future Land Use Map. The Conservation area accounts for 60 acres and is located in the northeastern section of the project. The Conservation area will be used for open space area with only passive uses allowed. Passive uses include natural resource protection, including tree preservation, nature trails, and wildlife habitat. However, consistent with the Comprehensive Plan up to 5% of the upland acreage of the Conservation area can be used for stormwater management purposes but wetlands or wetland buffers within the Conservation area cannot be altered for stormwater management purposes. Stormwater infrastructure within the Conservation area shall be designed to mimic natural systems and be integrated into the natural landscape. Other infrastructure including roads will be directed away from the Conservation area. Lots will not be platted into the Conservation area nor will lots be platted into the 100 year floodplain area. Internal roadways shall be designed to avoid Conservation designated land or aligned in a manner that minimizes impacts to the Conservation area.

Wetlands on site to be protected will be afforded a minimum of a 25 foot buffer. There are two isolated wetland areas that are proposed to be filled. Impacts to these two wetland polygons will be permitted and mitigated as per the City Land Development Code and other applicable governmental agencies.

The upland area of the property provides habitat for gopher tortoises. Any gopher tortoises found on site will be relocated or mitigated pursuant to the rules and regulations of Florida Fish and

Wildlife Conservation Commission.

Tree protection shall be in accordance with the City Land Development Code.

The Owner/Developer or Developer is responsible to obtain all site related permits and approval prior to any development activity on or for the Subject Property. This may involve mitigation for habitat of threatened or endangered flora and fauna or for species identified for proportion (i.e. tree preservation). This Agreement does not vest or exempt the Owner/Developer or Developer from any permitting and mitigation obligations needed to develop a Subject Property.

16. **Homeowners Association or Property Owners Association.** The charter and by-laws of any Homeowners Association (“HOA”) or Property Owners Association (“POA”) for the Subject Property and any deed restrictions related thereto shall be furnished to the City for approval by the City Attorney prior to the recording thereof in the Public Records of Volusia County, Florida. Such recording shall take place before ~~a Certificate of Occupancy is issued for the first development project~~ any other development approval application is accepted by the City including but not limited to a plat application on land covered by this Agreement. The HOA or POA shall at a minimum be responsible for maintaining the common open space, stormwater areas, landscaping, entry features, any common utility systems, such as for irrigation, ~~and~~ site lighting, implementing architectural controls, and project signage. The Owner/Developer or Developer shall be responsible for establishing the HOA or POA and recording said information in the Public Records of Volusia County, Florida. The City is not responsible for the enforcement of any agreements or deed restrictions entered into between property owners or occupiers of the Subject Property. If maintenance for the Subject Property is not maintained following issuance of a Certificate of Occupancy, the City has Code Enforcement services.

17. **Enforcement.** Both parties may seek specific performance of this Agreement and/or bring an action for damages in a court within Volusia County, Florida, if this Agreement is breached by either party. In the event that enforcement of this Agreement by the City becomes necessary, and the City is successful in such enforcement, the Owner/Developer or Developer shall be responsible for the payment of all of the City’s costs and expenses, including attorney fees, whether or not litigation is necessary and, if necessary, both at trial and on appeal. Such costs, expenses and fees shall also be a lien upon the Subject Property superior to all others. Should this Agreement require the payment of any monies to the City, the recording of this Agreement shall constitute a lien upon the Subject Property for said monies, until said are paid, in addition to such other obligations as this Agreement may impose upon the Subject Property and the Owner/Developer or Developer. Interest on unpaid overdue sums shall accrue at the rate of the lesser of eighteen percent (18%) compounded annually or at the maximum rate allowed by law.

18. **Utility Easements.** For any easement not established on a plat for the Subject Property, the Owner/Developer or Developer shall provide to the City such easements and other

legal documentation, in form mutually acceptable to the City Attorney and the Owner/Developer or Developer, as the City may deem reasonably necessary or appropriate for the installation and maintenance of the utility and other services, including but not limited to, sanitary sewer, potable water, and reclaimed water services, electric, cable, gas, fire protection and telecommunications.

19. **Periodic Review.** The City reserves the right to review the Subject Property subject in relation to this Agreement periodically to determine if there has been demonstrated good faith compliance with the terms of this Agreement. If the City finds that on the basis of substantial competent evidence that there has been a failure to comply with the terms of this Agreement, the City may not issue development orders or permits until compliance with this Agreement has been established.

20. **Notices.** Where notice is herein required to be given, it shall be by certified mail return receipt requested, hand delivery or nationally recognized courier, such as Federal Express or UPS. E-mail delivery of documents shall not replace or be in lieu of the aforementioned process. Said notice shall be sent to the following, as applicable: ~~SidJaffer@yahoo.com~~

OWNER/DEVELOPER'S OR DEVELOPER'S REPRESENTATIVES:

Sadique Jaffer
Fernanda Investments LLC
27 N. Summerlin Avenue
Orlando FL 32801

CITY'S REPRESENTATIVES:

City Manager
City of Deltona
2345 Providence Boulevard
Deltona, Florida 32725

With copy to:

Director
Planning & Development Services
City of Deltona
2345 Providence Boulevard
Deltona, Florida 32725

Should any party identified above change, it shall be said party's obligation to notify the remaining parties of the change in a fashion as is required for notices herein. It shall be the Owner/Developer's or Developer obligation to identify its lender(s) to all parties in a fashion as is required for notices herein.

21. **Compliance with the Law.** The failure of this Agreement to address a particular permit, condition, term, or restriction shall not relieve the Owner/Developer or Developer of the Subject Property from the necessity of complying with the law governing said permitting requirements, conditions, terms, or restrictions.

22. **Captions.** The captions used herein are for convenience only and shall not be relied upon in construing this Agreement.

23. **Binding Effect.** This Agreement shall run with the land, shall be binding upon and inure to the benefit of the Owner/Developer or Developer and their successors and assigns in interest, and the City and their successor and assigns in interest. This Agreement shall become effective upon its execution and recordation with the Public Records of Volusia County, Florida. This Agreement does not, and is not intended to, prevent or impede the City from exercising its legislative authority as the same may affect the Subject Property.

24. **Subsequently Enacted State or Federal Law.** If either state or federal law is enacted after the effective date of this Agreement that is applicable to and precludes the parties' compliance with the terms of this Agreement, this Agreement and correlating zoning amendment shall be modified or revoked, as is necessary, to comply with the relevant state or federal law.

25. **Severability.** If any part of this Development Agreement is found invalid or unenforceable in any court, such invalidity or unenforceability shall not affect the other parts of this Development Agreement, if the rights and obligations of the parties contained herein are not materially prejudiced and if the intentions of the parties can be affected. To that end, this Development Agreement is declared severable.

26. **Covenant Running with the Land.** This Agreement shall run with the Subject Property and inure to and be for the benefit of the parties hereto and their respective successors and assigns and any person, firm, corporation, or entity who may become the successor in interest to the Subject Property or any portion thereof.

27. **Recordation of Agreement.** The parties hereto agree that an executed original of this Agreement shall be recorded by the City, at the Developer's expense, in the Public Records of Volusia County, Florida.

28. **Applicable Law/Venue.** This Agreement and the provisions contained herein shall be construed, controlled, and interpreted according to the laws of the State of Florida. Venue of any litigation relating to this Agreement shall be in the courts of Volusia County, Florida.

29. **Time of the Essence.** Time is hereby declared of the essence to the lawful performance of the duties and obligations contained in this Agreement. The Owner/Developer or Developer shall execute this Agreement within ten (10) business days of City Commission

adoption of Ordinance No. ____; and agrees to pay the cost of recording this document in the Public Records of Volusia County, Florida. Failure to execute this Agreement within ten (10) business days of this ordinance adoption ~~may~~ shall result in the City not issuing development orders or permits until execution and recordation of this Agreement has occurred.

30. **Agreement; Amendment.** This Agreement constitutes the entire agreement between the parties, and supersedes all previous discussions, understandings and agreements, with respect to the subject matter hereof; provided, however, that it is agreed that this Agreement is supplemental to the City’s Comprehensive Plan and does not in any way rescind or modify any provisions of the City’s Comprehensive Plan. Amendments to and waivers of the provisions of this Agreement shall be made by the parties only in writing by formal amendment.

31. **Effective Date.** The Effective Date of this Agreement shall be the day this Agreement is recorded in the Public Records of Volusia County, Florida.

IN WITNESS WHEREOF, the Owner, the Developer and the City have executed this Agreement.

OWNER/DEVELOPER

By:

Signature of Witness # 1

Signature

Print or type name

Print or type name

Signature of Witness #2

Print or type name

As:

Print or type

ATTEST:

Signature

Print or Type Name

As:

Mailing Address: _____

STATE OF FLORIDA
COUNTY OF _____

The foregoing instrument was acknowledged before me this _____ day of _____, 201____, by _____, and _____, of _____, who is/are personally known to me or who has/have produced _____ as identification and who did not (did) take an oath.

Signature of Notary

Print or type name

(NOTARY SEAL)

DEVELOPER

By:

Signature

Print or type name

Signature of Witness # 1

Print or type name

As:

Signature of Witness #2

Print or type

Print or type name

ATTEST:

Signature

Print or Type Name

As:

Mailing Address: _____

STATE OF FLORIDA
COUNTY OF _____

The foregoing instrument was acknowledged before me this _____ day of _____, 201__, by _____, and _____, of _____, who is/are personally known to me or who has/have produced _____ as identification and who did not (did) take an oath.

Signature of Notary

(NOTARY SEAL)

Print or type name

CITY OF DELTONA:

By: _____

Date: _____

ATTEST:

Date: _____

Mailing Address:
City of Deltona
2345 Providence Boulevard
Deltona, Florida 32725

STATE OF FLORIDA
COUNTY OF _____

The foregoing instrument was acknowledged before me this ____ day of _____, 201__, by _____, and _____, who are personally known to me and acknowledge executing the same freely and voluntarily under authority vested in them by the City of Deltona.

Signature of Notary

(NOTARY SEAL)

Print or type name

Approved as to form and legality for use and reliance by the City of Deltona, Florida

Gretchen R. H. Vose
City Attorney

ORDINANCE NO. 05-2015

AN ORDINANCE OF THE CITY OF DELTONA, FLORIDA, AMENDING THE OFFICIAL ZONING MAP TO REZONE APPROXIMATELY 142 ACRES OF LAND LOCATED EAST OF HOWLAND BLVD. AND WEST OF OSTEEN CEMETERY RD. NEAR BOTH PRIDE ELEMENTARY AND PINE RIDGE HIGH SCHOOLS FROM COUNTY A-1 (PRIME AGRICULTURE) AND CITY OF DELTONA RESIDENTIAL PLANNED UNIT DEVELOPMENT (RPUD) TO RESIDENTIAL PLANNED UNIT DEVELOPMENT: PROVIDING FOR CONFLICTS, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Deltona, Florida has received an application to rezone approximately 142 acres from County A-1 (Prime Agriculture) and City of Deltona Residential Planned Unit Development (RPUD) to City of Deltona Residential Planned Unit Development (RPUD); and

WHEREAS, the City of Deltona, Florida and its Land Planning Agency have complied with the requirements of the Municipal Home Rule Powers Act, sections 166.011 et. seq., Florida Statutes, in considering the proposed RPUD rezoning; and

WHEREAS, after said public hearing, the City Commission of the City of Deltona, Florida, has determined that the RPUD zoning is consistent with the Comprehensive Plan of the City of Deltona, Florida.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA, as follows:

Section 1. Located in the City of Deltona, Florida the following property is hereby rezoned to RPUD:

8230-00-00-0020 – Section 30, Range 18S, Township 32E Lot 5 & the N ½ of Lot 6
Per OR 4887 PG 3102 Per OR 5510 PG 4869-4870 Per OR 6693 PG 4410 Per OR

City of Deltona, Florida
Ordinance No. 05-2015
Page 2 of 3

6860 PG 0869 Per OR 6860 PG 0871 Per OR 6865 PG 0443 and 8230-00-00-0050 –
Section 30, Range 18S, Township 32E E 11.4 Chains of S ½ of Gov. Lot 4 Per OR
4887 PG 3102 Per OR 5510 PG 4869-4870 Per OR 6693 PG 4410 Per OR 6860 PG
0869 Per OR 6860 PG 0871 Per OR 6865 PG 0443

Section 2. This Ordinance is adopted in conformity with and pursuant to the Comprehensive Plan of the City of Deltona, the Local Government Planning and Development Act, sections 163.161 et. seq., Florida Statutes, and the Municipal Home Rule Powers Act sections 166.011 et. seq., Florida Statutes.

Section 3. Conflicts. Any and all Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Section 4. Severability. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect any other provisions or applications of this Ordinance which can be given effect without the invalid provision or application.

Section 5. Effective Date. This Ordinance shall take effect immediately upon its final adoption by the City Commission.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA THIS _____ DAY OF _____, 2015.

First Reading: _____

Advertised: _____

Second Reading: _____

BY: _____
JOHN C. MASIARCZYK, SR., Mayor

City of Deltona, Florida
Ordinance No. 05-2015
Page 3 of 3

ATTEST:

JOYCE RAFTERY, CMC, City Clerk

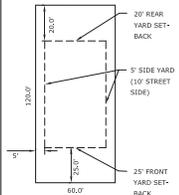
Approved as to form and legality
for use and reliance of the City of
Deltona, Florida

GRETCHEN R. H. VOSE, City Attorney

SOIL TYPES

- 4 ASTATAULA FINE SAND
- 17 DAYTONA SAND
- 20 INHAKALEE SAND
- 32 HYAKKA - HYAKKA VIET FINE SAND
- 34 HYAKKA - ST JOHNS COMPLEX
- 64 QUARTZSAPPHIRES
- 66 SAHLSA MUCK
- 68 TAVARES FINE SAND

TYPICAL LOT LAYOUT



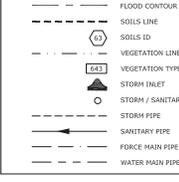
LAND USE DATA

- Parcel ID's: 30-18-32-00-00-0050, 30-18-32-00-00-0020
- Current Site Zoning: A-1 (C) (Parcel 0050) RPUD (Parcel 0020)
- Proposed Zoning: RPUD
- Site Contains: 142.2 acres (6,159,445.67 sq. ft.) Vacant/Agricultural/Residential Single Family Residential
- Use: Vacant/Agricultural/Residential Single Family Residential
- Proposed Use: Single Family Residential
- Total Number of Proposed Units: 284
- Project will be Phased:
- Building Setbacks:
 - a. Front 25'
 - b. Side 5'
 - c. Rear 20'
- Minimum Lot Size: 7,200 sq. ft.
- Minimum Lot Width: 60'
- Minimum Lot Depth: 120'
- Maximum Building Height: 2 Stories and 35' Height
- Density:
 - Developable area: 142.2 ac.
 - Dwelling Units: 284
 - Gross Density: 2.0 DU/Ac
 - Net Developable Area (Less wetlands 22.53 ac): 119.6 ac.
 - Net Density: 2.37 DU/Ac
 - Stormwater Retention: 9.8 ac.
 - Utility Providers:
 - a. Potable water: City of Deltona
 - b. Wastewater/Reclaim: City of Deltona
 - c. Electric: Florida Power & Light
 - d. Fire Protection: City of Deltona
- Subject property lies within Zone A, area with no base flood determined according to the national flood insurance program rate map, community panel number 12127C06451, dated February 19, 2014.
- Open Space: 25% Required: 35.6 ac
Open Space Provided: 65.1 ac

VEGETATIVE TYPES

- 410 MIXED RANGELAND
- 411 PINE FLATWOOD
- 412 OTHER PINE / SPECIAL
- 413 SCRUB OAK
- 414 CYPRESS SWAMP
- 415 CYPRESS / PINE / CABBAGE PALM
- 416 WET PRAIRIE

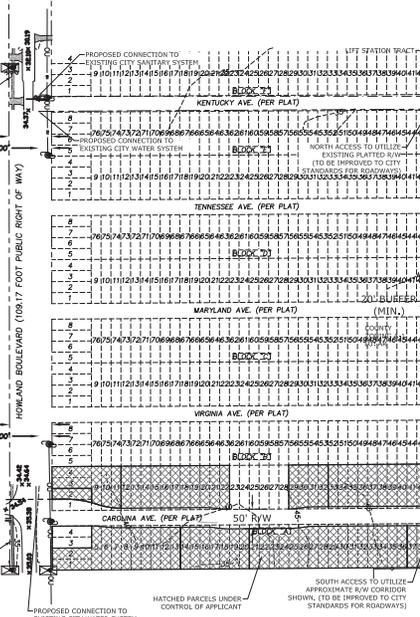
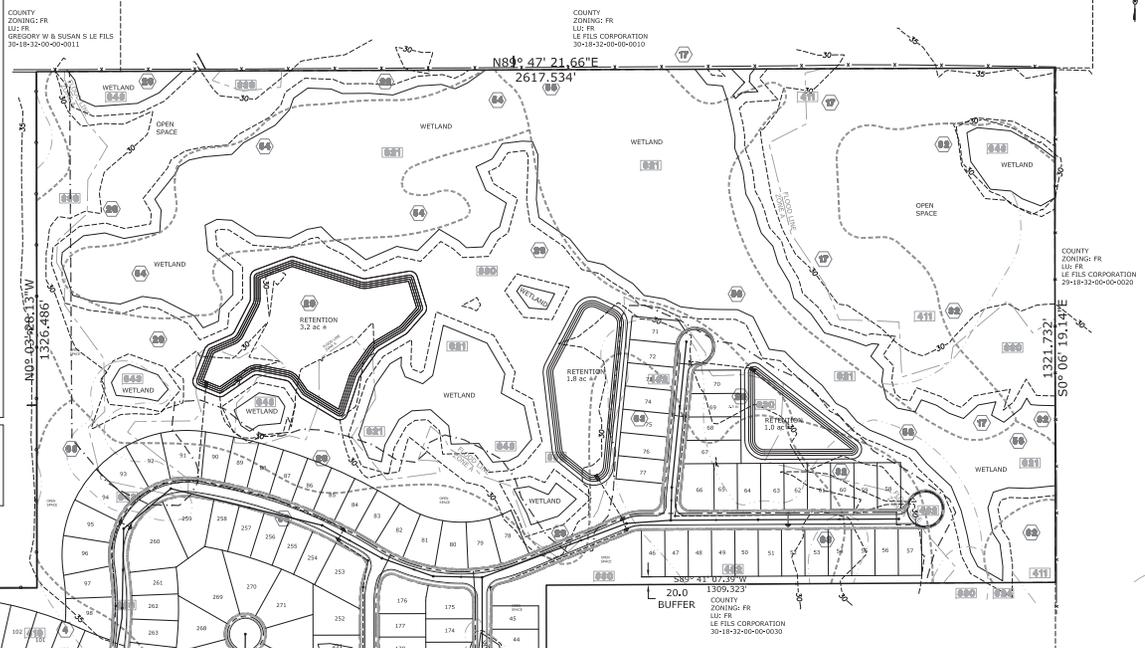
LEGEND



AREA CALCULATIONS

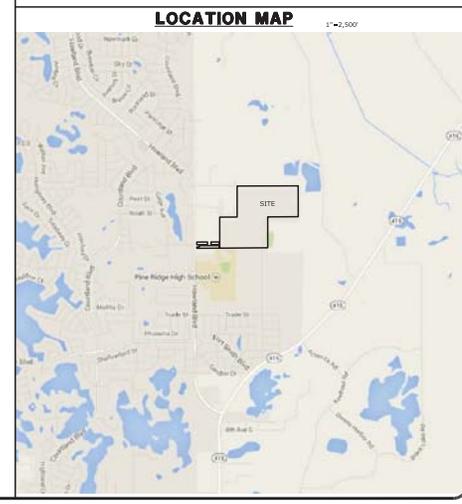
TOTAL AREA:	142.2 ACRES
R/W AREA:	134 ACRES
LOTS AREA:	536 ACRES
RETENTION:	69 ACRES
WETLAND:	22.53 ACRES
CONSERVATION BUFFER:	4.9 ACRES
OPEN SPACE:	36.2 ACRES

CITY ZONING: A-1
VOLUSIA COUNTY SCHOOL BOARD
30-18-32-01-00-0010



OWNER: FERNANDA INVESTMENTS, LLC 27 NORTH SUMMERLIN AVENUE ORLANDO, FLORIDA 32801 407-649-9888	ENGINEER: EVANS ENGINEERING, INC. 719 IRMA AVENUE ORLANDO, FLORIDA 32803 47-872-1515	SURVEYOR: ALLEN & COMPANY 16 EAST PLANT STREET WINTER GARDEN, FLORIDA 34787 407-654-5355
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LEGAL DESCRIPTION
The South 1/2 of Government Lot 4 except that portion platted in D.M. Jarvis' First Addition to Osteen, Florida, Map Book 21, Pages 114 through 116, Public Records of Volusia County, Florida (being the West 31 acres of the South 1/2 of Government Lot 4), and all of Government Lot 5 and the North 1/2 of Government Lot 6, all lying in Section 30, Township 18 South, Range 32 East, Volusia County, Florida.



BY	
REVISIONS	
DATE	

TITLE
DWG. L. ENCL. 77. #1008

EVANS ENGINEERING, INC.
ONE UNIVERSITY CENTER DRIVE, SUITE 200
ORLANDO, FLORIDA 32809
WWW.EVANS-ENG.COM
407-872-1515
CERTIFICATE OF AUTHORIZATION NO. 0000788

FERNANDA PLACE
FOR
FERNANDA INVESTMENTS, LLC
CITY OF DELTONA, FLORIDA

LAND USE PLAN
SITE PLAN

DRAWN: JMK
CHECKED: DLE
DATE: JUNE 2016
SCALE: 1"=150'
SHEET #: 84802
SHEET #:

1.0



AGENDA MEMO

TO: Mayor & City Commission **AGENDA DATE:** 8/3/2015

FROM: Jane K. Shang, City Manager **AGENDA ITEM:** 9 - B

SUBJECT: Public Hearing - Ordinance No. 27-2015, Amending Sections 58-34 and 58-37 of the City of Deltona's Code of Ordinances allowing for an 811 Report to Release City Easement Abandonment, at first reading - Chris Bowley, Planning and Development Services Department (386) 878-8602.

LOCATION:

Citywide

BACKGROUND:

The majority of the platted lots within the City of Deltona (City) are single-family residential lots created from the Deltona Lakes Plat (Plat). On the Plat, easements are established for drainage and utility purposes. However, the majority of the easements are not used for either purpose and, on occasion, proposed for vacation; especially associated with lot combinations. During the vacation process, there is a lengthy notification process for the potential utility providers to provide a letter of release. Oftentimes, the requests for the letters either goes unanswered or takes a great amount of time to receive (whether or not there is no objection to the action).

To provide greater customer service for residents or applicants and to ensure that no City easements are vacated that includes utilities, the provision of the 811 report has the potential to be used in lieu of receipt of the utility letters of release. If there are no utilities listed in the required 811 report and the City does not need the easement, then the 811 report verification will expedite the vacation process and allow land owners to use their property, as proposed, sooner.

ORIGINATING DEPARTMENT:

Planning and Development Services

SOURCE OF FUNDS:

N/A

COST:

N/A

REVIEWED BY:

Planning Director, Finance Director, City Attorney, City Manager

**STAFF
RECOMMENDATION
PRESENTED BY:**

Chris Bowley, Planning and Development Services Director
- Staff recommends that the City Commission approve Ordinance No. 27-2015, amending Sections 58-34 and 58-37 of the City of Deltona's Code of Ordinances that allows for either a utility letter of release or an 811 Report within the City easement abandonment process.

**POTENTIAL
MOTION:**

"I hereby move to approve Ordinance No. 27-2015, amending Sections 58-34 and 58-37 of the City of Deltona's Code of Ordinances that allows for either a utility letter of release or an 811 Report within the City easement abandonment process."

**AGENDA ITEM
APPROVED BY:**

Jane K. Shang, City Manager

ATTACHMENTS:

- Ordinance No. 27-2015
- Staff Report Ord No. 27-2015 811 Report

ORDINANCE NO. 27-2015

AN ORDINANCE OF THE CITY OF DELTONA, FLORIDA, AMENDING SECTIONS 58-34 AND 58-37, OF ARTICLE IV, "APPLICATION", OF CHAPTER 58, "STREETS, SIDEWALKS AND OTHER PUBLIC PLACES", OF THE CODE OF THE CITY OF DELTONA, BY PERMITTING AN 811 REPORT IN LIEU OF UTILITY COMPANY LETTER OF RELEASE FOR CITY EASEMENT ABANDONMENT; AND PROVIDING FOR CONFLICTS, SEVERABILITY AND EFFECTIVE DATE.

WHEREAS, it has been determined that an 811 report is sufficient to indicate the absence of utilization of a specific easement area without the need for a specific utility company letter of release for purposes of the abandonment of a city easement; and

WHEREAS, allowing an 811 report to be used in lieu of a letter of release from a utility company streamlines the development process;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA, as follows:

Section 1. Section 58-34, "Application form", of Article IV "Application", of Chapter 58, "Streets, Sidewalks and other Public Places", of the City's Code of Ordinances, is hereby amended to read as follows:

Section 58-34. Application form.

(a) All requests for abandonment of city easements and other non-fee interests which the city may have in real property shall be made in writing upon an application form which shall be furnished by the city and which shall require the following information:

- (1) The name and address of the applicant.
- (2) A specific legal description of the easement or other non-fee interest of the city which the applicant seeks to have abandoned and the location by geographic map of same. Where possible, a legal description by metes and bounds shall be provided, which description shall be accompanied by a plat, map or drawing which also shows the general area involved and the location of the specific property non-fee interest sought to be abandoned.

- (3) The reason for the request of abandonment.
- (4) The names and addresses of the owners and occupants of real property bounding and abutting the easement or other non-fee interest of the city which the applicant seeks to have abandoned.
- (5) A letter of release from all utility companies that may be involved or concerned with the abandonment or an 811 report.
- (6) Such other relevant information as the city may require. The application shall be signed by the party or parties requesting same who shall verify same under oath that the information contained therein is true and correct.

(b) An application for an approval under this section shall be deemed withdrawn 30 days after the date the department of development services notifies the applicant of any deficiencies contained in the application or additional information needed to review the application. The department of development services may, upon written request and good justification by the applicant, grant not more than one 30-day extension. At the expiration of the 30-day period, or any extension thereof, the application shall automatically expire, be deemed withdrawn, and become null and void. The balance of permit fees and charges paid at the time of application, and plan check fees, to the extent not expended by the city for review of the application, shall be refunded, except that the administrative fee shall be retained.

Section 2. Section 58-37, “Procedures for application for abandonment of easements or other non-fee interest, of Article IV, “Application”, of Chapter 58, “Streets, Sidewalks and other Public Places”, of the City’s Code of Ordinances is hereby amended to read as follows:

Section 58-37. Procedures for applications for abandonment of easements or other non-fee interest.

(a) Upon receipt of an application, letters of release or an 811 report and applicable fee, the development services department shall review same for completeness and for compliance with the requirements of this chapter. The development services department may reject the application if a similar application has been considered at any time within six months of the date the application is submitted. Upon the application being properly submitted, it shall be accepted for filing with the development services department, and the applicant shall be given a receipt for the fee paid. As soon as practicable thereafter, the development services department shall proceed with review of the application as follows:

(1) Advise the city's director of public works of the application made by forwarding a copy thereof for review and recommendations for approval or disapproval to be made to the development services department requested to be made within not more than 20 days' time.

(2) Examine, analyze and review the application for abandonment to determine whether the public health, safety and welfare would be served thereby and whether the interest sought to be abandoned is no longer needed and can reasonably no longer be expected to be needed in the future to serve the public health, safety or welfare.

(3) Report the department's recommendations on the application for abandonment to the director of development services, or his or her designee.

(4) The director of development services, or his or her designee, shall inform the applicant of the department's decision on the application.

(b) If the application is approved, the director of development services, or his or her designee, upon review of the application materials, may prepare a certificate or other document necessary to abandon the easement or other non-fee interest for the mayor's signature, provided, however, that applications for the abandonment of public rights-of-way shall require the passage and adoption of an ordinance to complete the abandonment.

(c) If the application is denied, the applicant may, within ten days of receipt of notice, file the requisite papers to appeal the decision to the city commission on forms prepared by the department of development services. The city commission shall establish by resolution a fee for appeal of the denial of abandonment application, which fee may be amended from time to time.

Section 3. Conflict. All Ordinances or parts of Ordinances insofar as they are inconsistent or in conflict with the provisions of this Ordinance are hereby repealed to the extent of any conflict.

Section 4. Severability. If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect any other provision or application of this ordinance which can be given effect without the invalid provision or application.

Section 5. Effective Date. This Ordinance shall take effect immediately upon its final adoption by the City Commission.

City of Deltona, Florida
Ordinance No. 27-2015
Page 4 of 4

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF
DELTONA, FLORIDA THIS _____ DAY OF _____, 2015.**

First Reading: _____

Advertised: _____

Second Reading: _____

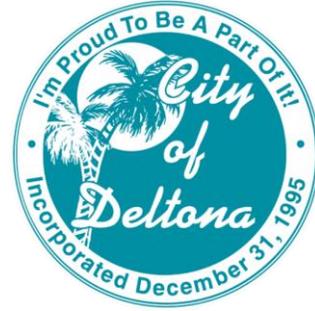
BY: _____
JOHN C. MASIARCZYK, SR., Mayor

ATTEST:

JOYCE RAFTERY, CMC, City Clerk

Approved as to form and legality
for use and reliance of the City of
Deltona, Florida

GRETCHEN R. H. VOSE, ESQ., City Attorney



Staff Report

To: Planning and Zoning Board

From: Chris Bowley, AICP, Director
Planning & Development Services

Date: June 26, 2015

Re: Ordinance No. 27-2015: Amending Sections 58-34 and 58-37 of the City of Deltona's Code of Ordinances allowing for an 811 Report to Release City Easement Abandonment

A. Summary of Application:

Applicant: City of Deltona

Request: To amend Sections 58-34 and 58-37 of the City's Code of Ordinances allowing for an 811 report in lieu of a utility company letter of release for City easement abandonment.

B. Background: The majority of the platted lots within the City of Deltona (City) are single-family residential lots created from the Deltona Lakes Plat (Plat). On the Plat, easements are established for drainage and utility purposes. However, the majority of the easements are not used for either purpose and, on occasion, proposed for vacation. During the vacation process, there is a lengthy notification process to the potential utility providers to provide a letter of release. Often times, the requests go unanswered or the letters take a great amount of time to receive (whether or not there is no objection to the action).

To provide greater customer service and to ensure that no City easements are vacated that include utilities, the provision of the 811 report has the potential to be used in lieu of receipt of the utility letters of release. If there are no utilities listed in the required 811 report and the City does not need the easement, then the 811 report verification will speed up the vacation process.

CONCLUSION/STAFF RECOMMENDATION:

Staff has reviewed the attached ordinance and supports the language listed within it. The ordinance addresses a longstanding issue that encumbered lands through City easements are not being used or will not be used restrict land owners from achieving development or redevelopment on their properties. The approval of Ordinance No. 27-2015 facilitates the ability of a landowner to vacate a City easement in a timely manner, without having to wait an inordinate amount of time for a response from a utility provider, if one is received. The ordinance allows the City to continue to determine whether the easement is viable and to ensure that alternative easements exist for the future. Thus, staff recommends approval of Ordinance No. 27-2015.



AGENDA MEMO

TO: Mayor & City Commission **AGENDA DATE:** 8/3/2015
FROM: Jane K. Shang, City Manager **AGENDA ITEM:** 11 - A
SUBJECT: Consideration of appointment of seven (7) members to the Ordinance Review Committee - Joyce Raftery, City Clerk (386) 878-8502.

LOCATION:	N/A
BACKGROUND:	<p>On July 6, 2015 the City Commission approved Ordinance No. 08-2015, creating the "Ordinance Review Committee."</p> <p>The City has run press releases, posted the opening on D-TV, the City's web page and on bulletin boards. To date the City has received applications from the following individuals: John Adams, Joseph Cerrato, Charles Davidson, Aaron Diedrichs, Laurie English, Sonjia Kihlmire, Curt Latham, Kelly Latham, Phillip Loranger, Melissa Roberts, Rossana Sepulveda, Wayne Shinkle, Floyd David Smothers, Thomas Walsh, Jerald "Jerry" Yaris and Cheri Taylor.</p>
ORIGINATING DEPARTMENT:	City Clerk's Office
SOURCE OF FUNDS:	N/A
COST:	N/A
REVIEWED BY:	City Manager
STAFF RECOMMENDATION PRESENTED BY:	Joyce Raftery, City Clerk - That the Commission members select their appointment to the Ordinance Review Committee with a two (2) year term to expire on August 3, 2017.
POTENTIAL MOTION:	"I move to confirm the Commission member's appointments for a two (2) year term to expire on August 3, 2017 to the Ordinance Review Committee."
AGENDA ITEM	

APPROVED BY:

Jane K. Shang, City Manager

ATTACHMENTS:

- ORC Applicants by District
- Ordinance No. 08-2015
- Application - Adams
- Application - Cerrato
- Application - Davidson
- Application - Diedrichs
- Application - English
- Application - Kihlmire
- Application - C. Latham
- Application - K. Latham
- Application - Loranger
- Application - Roberts
- Application - Sepulveda
- Application - Shinkle
- Application - Smothers
- Application - Walsh
- Application - Yaris
- Application - Taylor

Ordinance Review Committee Applicants

<u>Name</u>	<u>Address</u>	<u>District</u>
Adams, John	303 Wisteria Court, Deltona, FL 32738	District 6 - Commissioner Nabicht
Cerrato, Joseph	3253 Alling Court, Deltona, FL 32725	District 2 - Commissioner Smith
Davidson, Charles	2181 Gretna Drive, Deltona, FL 32738	District 6 - Commissioner Nabicht
Diedrichs, Aaron	1101 Mayflower Avenue, Deltona, FL 32725	District 3 - Commissioner Herzberg
English, Laurie	780 Adler Drive, Deltona, FL 32738	District 6 - Commissioner Nabicht
Kihlmire, Sonjia	1113 Lyric Drive, Deltona, FL 32738	District 6 - Commissioner Nabicht
Latham, Curt	2132 Hainlin Court, Deltona, FL 32738	District 1 - Commissioner Honaker
Latham, Kelly	2132 Hainlin Court, Deltona, FL 32738	District 1 - Commissioner Honaker
Loranger, Phillip	25 S. Courtland Boulevard, Deltona, FL 32738	District 6 - Commissioner Nabicht
Roberts, Melissa	2602 Shiprock Court, Deltona, FL 32738	District 6 - Commissioner Nabicht
Sepulveda, Rossana	2319 India Boulevard, Deltona, FL 32738	District 6 - Commissioner Nabicht
Shinkle, Wayne	1276 Swiss Lane, Deltona, FL 32738	District 6 - Commissioner Nabicht
Smothers, Floyd David	911 S. Embassy Drive, Deltona, FL 32725	District 3 - Commissioner Herzberg
Walsh, Thomas	1420 Avila Avenue, Deltona, FL 32725	District 4 - Vice Mayor Schelicher
Yaris, Jerald "Jerry"	1320 Catalina Blvd, Deltona, FL 32725	District 2 - Commissioner Smith
Taylor, Cheri	1395 Comerwood Drive, Deltona, FL 32738	District 3 - Commissioner Herzberg

ORDINANCE NO. 08-2015

AN ORDINANCE OF THE CITY OF DELTONA, FLORIDA, ADOPTING A NEW SECTION 1-17, "ORDINANCE REVIEW COMMITTEE" OF CHAPTER 1, "GENERAL PROVISIONS", OF THE CODE OF THE CITY OF DELTONA, ESTABLISHING AN ORDINANCE REVIEW COMMITTEE; PROVIDING FOR APPOINTMENT OF MEMBERS AND DUTIES OF COMMITTEE; AND PROVIDING FOR CONFLICTS, CODIFICATION, SEVERABILITY AND FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA:

SECTION 1: A new Section 1-17, "Ordinance Review Committee", of Chapter 1, "General Provisions," of the Code of Ordinances of the City of Deltona is hereby adopted to read as follows:

Sec. 1-17. – Ordinance Review Committee

The City of Deltona Ordinance Review Committee (hereinafter, "committee") is hereby created. The committee shall be comprised of seven (7) persons, with the Mayor and each City Commission member appointing one person. The members of the committee will each be either a resident of the city or be involved in a business or other organization in the city. Each member shall serve a two (2) year term, and members can succeed themselves in office. The committee will review ordinances only as specifically designated by the City Commission, and shall make recommendations to the City Commission as to such ordinances. The procedures of the committee shall be regulated by By-Laws adopted by the City Commission.

SECTION 2. CONFLICTS. All Ordinances or parts of Ordinances insofar as they are inconsistent or in conflict with the provisions of this Ordinance are hereby repealed to the extent of any conflict.

SECTION 3. CODIFICATION. The provisions of this Ordinance shall be codified as and become and be made a part of the Code of Ordinances of the City of Deltona. The sections of this Ordinance may be renumbered or relettered to accomplish such intention.

SECTION 4. SEVERABILITY. In the event that any portion or section of this Ordinance is determined to be invalid, illegal or unconstitutional by a court of competent

City of Deltona, Florida
Ordinance No. 08-2015
Page 2 of 2

jurisdiction, such decision shall in no manner affect the remaining portions or sections of this Ordinance on which shall remain in full force and effect.

SECTION 5. EFFECTIVE DATE. This Ordinance shall take effect immediately upon its final passage and adoption.

PASSED AND ADOPTED THIS 6th DAY OF July, 2015.

FIRST READING: 6-15-15

ADVERTISED: 6-25-15

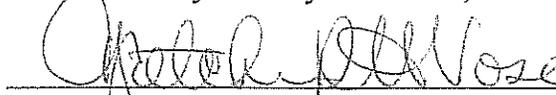
SECOND READING: 7-6-15


JOHN C. MASIARCZYK SR., MAYOR

ATTEST:


JOYCE RAFTERY, CITY CLERK

Approved as to form and legality for use
and reliance by the City of Deltona, Florida


GRETCHEN R. H. VOSE, CITY ATTORNEY

NAME	YES	NO
HERZBERG	<input checked="" type="checkbox"/>	<input type="checkbox"/>
HONAKER	<input checked="" type="checkbox"/>	<input type="checkbox"/>
NABICHT	<input checked="" type="checkbox"/>	<input type="checkbox"/>
SMITH	<input checked="" type="checkbox"/>	<input type="checkbox"/>
SOUKUP	<input checked="" type="checkbox"/>	<input type="checkbox"/>
SCHLEICHER	<input checked="" type="checkbox"/>	<input type="checkbox"/>
MASIARCZYK	<input checked="" type="checkbox"/>	<input type="checkbox"/>

STATE OF FLORIDA
COUNTY OF VOLUSIA
This is to certify that the
foregoing is a true and correct copy of
Ordinance 08-2015
witness my hand and official Seal this
7th day of July 2015

Joyce Raftery, CMC
City Clerk, City of Deltona, Florida

Certified

Received July 19, 2015

Request From: John W. Adams
Email: jadams56@att.net
Source IP: 108.215.71.116

Address: 303 Wisteria Ct
City: Deltona
State: FL
Zip: 32738
Phone: 407-302-1297
Alt Phone: 407-491-8225
Fax:
Organization:

Checkbox Choices

Economic Development Advisory Board, Ordinance Review Committee,

Number of Years as a Deltona Resident

11 - 15 Years

What Commission district do you reside in?

District 6

Are you a registered voter in Volusia County?

Yes

Who is your employer? (Please include number of years, address, phone number and title/position)

Oracle American Inc. 7+ months, 7453 T G Lee Blvd, Orlando, FL (407) 888-6860 Sr.
Technical Support Engineer

Previously employed by AT&t Corp. Lake Mary, FL, Senior Application Support
Specialist, 28 years, Retired.

Please summarize your work experience.

Worked in Information Technology as a developer, technical engineer, technical writer,
and systems analyst, since 1983. Web development, application support, server and
software architect.

List any volunteer service organizations, clubs, or professional societies you are a
member of and give the positions or titles you have held.

Received July 19, 2015

Serving on the COA Board as Treasurer, Riverside Condominium Association of Debarry, Inc. 3 years. Secretary, Treasurer, President for non-profit 501(c)(3) charity for 20+ years, currently serving as Public Relations Director.

Have you ever served on a committee or advisory board? If so, give the details, including any positions held. Have you ever held public office? If so, give the details, including offices involved, whether elected or appointed, and the length of service.

Not on a public advisory board. Never held public elected office. Elected to board of directors for 4 corporations (all non-profit).

Describe any additional knowledge, skill, education, or experience you have, which would assist you in the duties of this Board/Committee.

Excellent tax law and accounting skills, analytical nature, technical/critical reader/writer. Team player, good communication skills. Have drafted one bill for the State of Florida that was taken up in the House of Representatives.

Explain why you want to serve on this Board/Committee, and include any potential contribution you selection would bring.

To make a contribution to my community and to learn about the internal workings of the city of Deltona.

Potential conflict of interest: Do you do business, or are you engaged in the management of any business enterprise that has a financial interest with the City of Deltona? Please give details, including the name of the enterprise, the nature of the business, and the position you hold.

No conflict of interest.

Have you ever been convicted for violation of any federal, state, county, or municipal law, regulation, or ordinance? If so, give details. Do not include traffic violations or fines of \$100 or less that were imposed, unless it also included a jail sentence.

No. Never arrested.

List names, addresses, and telephone numbers of at least three persons who are in a position to comment on your qualifications and of whom inquiry may be made by the City of Deltona.

Walt Farrow (386) 216-1626 2764 Fayson Cir Deltona, FL

Gary Haas (407) 328-9415 294 Wisteria Ct Deltona, FL

Tom Suto (407) 212-1098 286 Wisteria Ct Deltona, FL

Additional Information or Comments

Received July 3, 2015

Request From: Joseph R. Cerrato

Email: joecer63@hotmail.com

Source IP: 68.205.231.154

Address: 3253 Alling Ct

City: Deltona

State: FL

Zip: 32725

Phone: 386-848-3916

Alt Phone:

Fax:

Organization:

Checkbox Choices

Ordinance Review Committee,

Number of Years as a Deltona Resident

25+ Years

What Commission district do you reside in?

District 2

Are you a registered voter in Volusia County?

Yes

Who is your employer? (Please include number of years, address, phone number and title/position)

Bogin, Munns & Munns Case Manager, 12 yrs. 770 Deltona Blvd, Suite C, Deltona, FL 32735 (386)860-5200

Please summarize your work experience.

Extensive experience in the legal field, insurance and customer service.

List any volunteer service organizations, clubs, or professional societies you are a member of and give the positions or titles you have held.

DEDAB - 5 yrs

Long time committee member of numerous City and school boards.

Received July 3, 2015

Have you ever served on a committee or advisory board? If so, give the details, including any positions held. Have you ever held public office? If so, give the details, including offices involved, whether elected or appointed, and the length of service.

Most recently DEDAB for 5 yrs. Served as chairman.

Describe any additional knowledge, skill, education, or experience you have, which would assist you in the duties of this Board/Committee.

Long time Deltona residence who understands the needs of the City in order to encourage growth and economic development. Team player. Goal oriented.

Explain why you want to serve on this Board/Committee, and include any potential contribution you selection would bring.

I want to continue serving the citizens of Deltona in order to promote economic development and better the lives of all the residents.

Potential conflict of interest: Do you do business, or are you engaged in the management of any business enterprise that has a financial interest with the City of Deltona? Please give details, including the name of the enterprise, the nature of the business, and the position you hold.

None

Have you ever been convicted for violation of any federal, state, county, or municipal law, regulation, or ordinance? If so, give details. Do not include traffic violations or fines of \$100 or less that were imposed, unless it also included a jail sentence.

No

List names, addresses, and telephone numbers of at least three persons who are in a position to comment on your qualifications and of whom inquiry may be made by the City of Deltona.

Mayor John Masiarczyk (386)878-8760

Ranier Munns, Attorney - (386)860-5200

D. Fuller Haring - Deltona Business Alliance President - (386)860-5200

Additional Information or Comments

Received July 22, 2015

Request From: Charles Davidson
Email: chasdavidson46@gmail.com
Source IP: 155.70.39.45

Address: 2181 Gretna Dr.
City: Deltona
State: Florida
Zip: 32738
Phone: 407-280-7979
Alt Phone: 407-889-6454
Fax:
Organization: Resident

Checkbox Choices

Economic Development Advisory Board, Planning & Zoning Board, Ordinance Review Committee,

Number of Years as a Deltona Resident

2 - 5 Years

What Commission district do you reside in?

District 6

Are you a registered voter in Volusia County?

Yes

Who is your employer? (Please include number of years, address, phone number and title/position)

CenturyLink, 555 Lake Border Dr., Apopka FL 32703 407-889-6454

Facility Manager, 15 years

Please summarize your work experience.

I manage 240 buildings ranging in size from the Regional Headquarters 260,000 square feet to a Central Office of 300 square feet. I manage the day to day maintenance activities for all 240 buildings including janitorial services, HVAC, emergency power, roofs, building structure, electrical, plumbing, fire life safety, and security. I manage a staff of 6 with an annual operating budget of \$2.5 million. Part of my responsibility is working with local government entities to ensure compliance with city, county, state and federal ordinances and laws.

Received July 22, 2015

List any volunteer service organizations, clubs, or professional societies you are a member of and give the positions or titles you have held.

Orange City Chamber of Commerce (now defunct), Chairman and Vice Chairman

International Facility Managers Association (IFMA), Board of Directors Advisory Member.

Building Owners and Managers Institute (BOMI), member and Facility Manager Certification

Have you ever served on a committee or advisory board? If so, give the details, including any positions held. Have you ever held public office? If so, give the details, including offices involved, whether elected or appointed, and the length of service.

IFMA, Board of Directors Advisory Member.

Describe any additional knowledge, skill, education, or experience you have, which would assist you in the duties of this Board/Committee.

College Degree, BA in Business Management

Facility Manager Certification (FMA), BOMI

Numerous leadership and educational courses.

Explain why you want to serve on this Board/Committee, and include any potential contribution you selection would bring.

I would bring over 30 years of successful business and management experience to the committee.

I have experience working with local government entities as it relates to covenants and ordinances.

Potential conflict of interest: Do you do business, or are you engaged in the management of any business enterprise that has a financial interest with the City of Deltona? Please give details, including the name of the enterprise, the nature of the business, and the position you hold.

No

Have you ever been convicted for violation of any federal, state, county, or municipal law, regulation, or ordinance? If so, give details. Do not include traffic violations or fines of \$100 or less that were imposed, unless it also included a jail sentence.

Received July 22, 2015

No

List names, addresses, and telephone numbers of at least three persons who are in a position to comment on your qualifications and of whom inquiry may be made by the City of Deltona.

Kent Brower, 555 Lake Border Dr, Apopka, Fl 32703 407-889-6974

Scott Arnold, 425 N. 3rd St., Leesburg Fl 352-3526-1444

Peter Tran, 555 Lake Border Dr., Apopka, Fl 32703 407-889-6638

Additional Information or Comments

Received July 22, 2015

Request From: Aaron Diedrichs
Email: cirdeida@gmail.com
Source IP: 107.210.34.43

Address: 1101 Mayflower Ave
City: Deltona
State: FL
Zip: 32725
Phone: 3868731012
Alt Phone: 3868731012
Fax:
Organization:

Checkbox Choices

Ordinance Review Committee,

Number of Years as a Deltona Resident

11 - 15 Years

What Commission district do you reside in?

District 3

Are you a registered voter in Volusia County?

Yes

Who is your employer? (Please include number of years, address, phone number and title/position)

Volusia County Schools 11 years Woodward Ave. Elementary 1200 S Woodward Ave,
Deland, FL 32720 386-943-7910

Please summarize your work experience.

Currently I work as a teacher of Gifted, I've also taught ESE students and tutored middle and high school students. Prior to working as a teacher I worked as an ARFF airport rescue fire fighter in Springfield, MO while working on my masters degree. I also have a background in Aviation and currently hold a Flight Instructor Certificate and Commercial multi-engine pilot.

List any volunteer service organizations, clubs, or professional societies you are a member of and give the positions or titles you have held.

Received July 22, 2015

While working in Lincoln, NE I was a part of the first responders. We were a medically trained for EMS until EMT's or an ambulance arrived. Also while working on my undergraduate degree I volunteered in a program that went into schools teaching about jobs and job related fields. All volunteer work I did was while working at Duncan Aviation in Lincoln. Also volunteered to go into a nursing home for Sunday services as part of a team from my local church.

Have you ever served on a committee or advisory board? If so, give the details, including any positions held. Have you ever held public office? If so, give the details, including offices involved, whether elected or appointed, and the length of service.

Committee of volunteers for multiple sclerosis planning and fund raising. This committee met and planned fundraising activities for MS.

Describe any additional knowledge, skill, education, or experience you have, which would assist you in the duties of this Board/Committee.

I feel like I have a good deal of experience in many different areas. Growing up in a small community I learned the streets and people by first working as a paper boy working for uncles in farming, trenching, and mason work showed me that some people work very hard physically. I have taught many grade levels in education, worked at several airports from customer service representative to flight instructor to contract pilot service. My education I think will assist me also I have a A.A. degree in Accounting. My undergraduate was in Social studies/Aviation airport management and my M.A degree in Intercultural Studies. I have learned a great deal about people and also from people.

Explain why you want to serve on this Board/Committee, and include any potential contribution you selection would bring.

I feel like I need to be involved with the community I live in as it grows so I can help people in this community. I've always liked working with people and have worked in many different job fields. I think my biggest contribution might be relating to individuals struggles and how to find solutions. I love problem solving and work with higher IQ students that bring a new challenge every day.

Potential conflict of interest: Do you do business, or are you engaged in the management of any business enterprise that has a financial interest with the City of Deltona? Please give details, including the name of the enterprise, the nature of the business, and the position you hold.

No

Have you ever been convicted for violation of any federal, state, county, or municipal

Received July 22, 2015

law, regulation, or ordinance? If so, give details. Do not include traffic violations or fines of \$100 or less that were imposed, unless it also included a jail sentence.

No

List names, addresses, and telephone numbers of at least three persons who are in a position to comment on your qualifications and of whom inquiry may be made by the City of Deltona.

Kate Godbee - Principal 386-943-7910

Tim Morressy - Pastor 407-314-8953

Mirta Principal - Education FUMCH (Florida United Methodist Childrens Home) 386-668-4470

Additional Information or Comments

Received July 18, 2015

Request From: Laurie English
 Email: thomandlaurie@gmail.com
 Source IP: 97.104.170.22

Address: 780 Adler dr
 City: Deltona
 State: FL
 Zip: 32738
 Phone: 3864797191
 Alt Phone:
 Fax:
 Organization:

Checkbox Choices

Ordinance Review Committee,

Number of Years as a Deltona Resident

21 - 25 Years

What Commission district do you reside in?

District 1

Are you a registered voter in Volusia County?

Yes

Who is your employer? (Please include number of years, address, phone number and title/position)

Volusia County Schools, school food service, 18 years , 734-7090 200 Clara , Deland

Please summarize your work experience.

have worked feeding and cooking for children for 18 years

List any volunteer service organizations, clubs, or professional societies you are a member of and give the positions or titles you have held.

Have you ever served on a committee or advisory board? If so, give the details, including any positions held. Have you ever held public office? If so, give the details, including offices involved, whether elected or appointed, and the length of service.

Received July 18, 2015

Describe any additional knowledge, skill, education, or experience you have, which would assist you in the duties of this Board/Committee.

just being a resident of this city

Explain why you want to serve on this Board/Committee, and include any potential contribution you selection would bring.

I am interested in improvements of Deltona . this being our home for many years , we would like it to be an upstanding community.

Potential conflict of interest: Do you do business, or are you engaged in the management of any business enterprise that has a financial interest with the City of Deltona? Please give details, including the name of the enterprise, the nature of the business, and the position you hold.

Have you ever been convicted for violation of any federal, state, county, or municipal law, regulation, or ordinance? If so, give details. Do not include traffic violations or fines of \$100 or less that were imposed, unless it also included a jail sentence.

List names, addresses, and telephone numbers of at least three persons who are in a position to comment on your qualifications and of whom inquiry may be made by the City of Deltona.

Carl Bolli 1465ne old mill dr. Deltona 386-532-5343 Thom English 780 adler dr Deltona 386-804-5452 . Kevin Key pastor of Cornerstone church of Deltona 386=532-5100

Additional Information or Comments

Received July 18, 2015

Request From: sonjia kihlmire
Email: lyric@cfl.rr.com
Source IP: 107.145.129.212

Address: 1113 Lyric Dr.
City: Deltona
State: Florida
Zip: 32738
Phone: 3865747605
Alt Phone:
Fax:
Organization:

Checkbox Choices

Ordinance Review Committee,

Number of Years as a Deltona Resident

25+ Years

What Commission district do you reside in?

District 5

Are you a registered voter in Volusia County?

Yes

Who is your employer? (Please include number of years, address, phone number and title/position)

Retired

Please summarize your work experience.

Executive Assistant to Dale Baker and Administrative support to the former City Clerk. Retired from the City of Deltona.

List any volunteer service organizations, clubs, or professional societies you are a member of and give the positions or titles you have held.

Administrative support for the WV Habitat of Humanity.

Received July 18, 2015

Have you ever served on a committee or advisory board? If so, give the details, including any positions held. Have you ever held public office? If so, give the details, including offices involved, whether elected or appointed, and the length of service.

No

Describe any additional knowledge, skill, education, or experience you have, which would assist you in the duties of this Board/Committee.

As a long time resident and a past City employee of many years, I am very familiar with current ordinances and would be able to comprehend them and to make solid and supportive contributions to this committee.

Explain why you want to serve on this Board/Committee, and include any potential contribution you selection would bring.

I believe it should be "contribution your selection would bring'. I am very detailed oriented and would like to support my City in this way.

Potential conflict of interest: Do you do business, or are you engaged in the management of any business enterprise that has a financial interest with the City of Deltona? Please give details, including the name of the enterprise, the nature of the business, and the position you hold.

No

Have you ever been convicted for violation of any federal, state, county, or municipal law, regulation, or ordinance? If so, give details. Do not include traffic violations or fines of \$100 or less that were imposed, unless it also included a jail sentence.

No

List names, addresses, and telephone numbers of at least three persons who are in a position to comment on your qualifications and of whom inquiry may be made by the City of Deltona.

Linnea Collier, Director of the West Volusia Habitat for Humanity, 604 S. Spring Garden Ave., Deland, Fl., 32720- 386-734-7268 Dale Baker, Deputy City Manager, City of Deltona -2345 Providence Blvd., Deltona, Fl. 32725 -386-956-8146 Lynn Griffis, 106 Knollcrest Dr., Longwood, Fl., -407-808-1846

Additional Information or Comments

As I currently work with volunteers and the public on many levels, I believe I can work on this committee successfully and with an open mind.

Received June 7, 2015

Advised on June 16, 2015 He was interested in the Ordinance Review Committee

Request From: Curt Latham

Email: enjoylifeflow007@gmail.com

Source IP: 71.53.232.218

Address: 2132 Hainlin Court

City: Deltona

State: FL

Zip: 32738

Phone: 6098497070

Alt Phone: 6098497071

Fax:

Organization:

Checkbox Choices

Other Boards/Committees (Write Board Name in "Additional Information"),

Number of Years as a Deltona Resident

2 - 5 Years

What Commission district do you reside in?

District 1

Are you a registered voter in Volusia County?

Yes

Who is your employer? (Please include number of years, address, phone number and title/position)

Retired.

Please summarize your work experience.

Customer service, all fields of construction as well as background in Corrections.

List any volunteer service organizations, clubs, or professional societies you are a member of and give the positions or titles you have held.

Patient Advisory Board, President, 2006-2010, Student Advisory Board, Galaxy Middle School, 2015-16

Have you ever served on a committee or advisory board? If so, give the details, including any positions held. Have you ever held public office? If so, give the details, including offices involved, whether elected or appointed, and the length of service.

Received June 7, 2015

Advised on June 16, 2015 He was interested in the Ordinance Review Committee

See Above.

Describe any additional knowledge, skill, education, or experience you have, which would assist you in the duties of this Board/Committee.

Knowledge in field of construction. Ability to see things from all angles, and desire to investigate fully. Extensive employment history involving very serious, stressful situations which has given me the ability to listen, evaluate and to be fair without judgment.

Explain why you want to serve on this Board/Committee, and include any potential contribution you selection would bring.

I want to see Deltona improve, it has the potential, we just need enough dedicated people to see plans through. I am able to dedicate the time to this position that it will need to help bring our out of date practices up to the level necessary to meet current needs of Deltona's citizens.

Potential conflict of interest: Do you do business, or are you engaged in the management of any business enterprise that has a financial interest with the City of Deltona? Please give details, including the name of the enterprise, the nature of the business, and the position you hold.

No.

Have you ever been convicted for violation of any federal, state, county, or municipal law, regulation, or ordinance? If so, give details. Do not include traffic violations or fines of \$100 or less that were imposed, unless it also included a jail sentence.

N/A.

List names, addresses, and telephone numbers of at least three persons who are in a position to comment on your qualifications and of whom inquiry may be made by the City of Deltona.

Kelly Latham 6098497071

Tom McNeil 2392078459

Floyd Morris 6093502369

Additional Information or Comments

I am passionate about improving our city. I believe in what is fair yet firm. I have the ability to see things through in a professional manner.

Received June 7, 2015

Advised on June 16, 2015 She was interested in the Ordinance Review Committee

Request From: Kelly Latham

Email: cosmickelly@hotmail.com

Source IP: 71.53.232.218

Address: 2132 Hainlin Court

City: Deltona

State: FL

Zip: 32738

Phone: 6098497071

Alt Phone: 6098497070

Fax:

Organization: ELM

Checkbox Choices

Other Boards/Committees (Write Board Name in "Additional Information"),

Number of Years as a Deltona Resident

2 - 5 Years

What Commission district do you reside in?

District 1

Are you a registered voter in Volusia County?

Yes

Who is your employer? (Please include number of years, address, phone number and title/position)

Evergreen Lifestyles Management, since 2014, Covenants Coordinator(Code Enforcement HOA)

Please summarize your work experience.

Very customer service oriented, self starter

List any volunteer service organizations, clubs, or professional societies you are a member of and give the positions or titles you have held.

Student Advisory Board 2015/16 GALAXY, Approved Volunteer DLE 2013/14, Junior Achievement Club 2013/14

Have you ever served on a committee or advisory board? If so, give the details,

Received June 7, 2015

Advised on June 16, 2015 She was interested in the Ordinance Review Committee

including any positions held. Have you ever held public office? If so, give the details, including offices involved, whether elected or appointed, and the length of service.

See above.

Describe any additional knowledge, skill, education, or experience you have, which would assist you in the duties of this Board/Committee.

My current employment ties in directly with the purpose of the Citizens Advisory Board.

Explain why you want to serve on this Board/Committee, and include any potential contribution you selection would bring.

I have a passion for bringing clarity to the confusion that is our current Code of Ordinances.

Potential conflict of interest: Do you do business, or are you engaged in the management of any business enterprise that has a financial interest with the City of Deltona? Please give details, including the name of the enterprise, the nature of the business, and the position you hold.

NO.

Have you ever been convicted for violation of any federal, state, county, or municipal law, regulation, or ordinance? If so, give details. Do not include traffic violations or fines of \$100 or less that were imposed, unless it also included a jail sentence.

N/A

List names, addresses, and telephone numbers of at least three persons who are in a position to comment on your qualifications and of whom inquiry may be made by the City of Deltona.

Tracy Carter 3867382112

Jeff Lucas 3867382112

Jack Regan 2678855280

Additional Information or Comments

Received July 20, 2015

Request From: Phillip J. Loranger
Email: pgloranger@gmail.com
Source IP: 97.104.175.246

Address: 25 S. Courtland Blvd
City: Deltona
State: FL
Zip: 32738
Phone: 540-760-9493
Alt Phone:
Fax:
Organization: Retired Federal Government

Checkbox Choices

Ordinance Review Committee,

Number of Years as a Deltona Resident

2 - 5 Years

What Commission district do you reside in?

District 1

Are you a registered voter in Volusia County?

Yes

Who is your employer? (Please include number of years, address, phone number and title/position)

Not currently employed. I Retired in 2013 from Federal Government Department of Defense, Office of the Chief Information Office as a Supervisory IT Specialist INFOSEC.

Please summarize your work experience.

I have over 36 years of diverse executive leadership and management experience ranging from Military tactical and combat operations to successful development operation and management of major civilian Information Technology programs. I served 24 years in the Army and retired as a Chief Warrant Officer. After my retirement I accepted a position with Department of Defense and worked as an information security specialist in various levels of design, development, and implementation of cyber security systems. I participated in a number of senior level committees across the government to address emerging issues and cyber threats.

Received July 20, 2015

List any volunteer service organizations, clubs, or professional societies you are a member of and give the positions or titles you have held.

I have worked closely with many Veteran organizations throughout the years. I am a life member of the VFW and am a member of the American Legion. I am the founder and was the first National President of a Veteran motorcycle club and non-profit organization that currently has chapters in multiple states.

Have you ever served on a committee or advisory board? If so, give the details, including any positions held. Have you ever held public office? If so, give the details, including offices involved, whether elected or appointed, and the length of service.

I have never held public office, but have participated on several government committees and advisory boards. I served as the senior IA federal representative for the department's primary Information Technology providers. This role requires daily oversight of the departments Cyber Incident Response Capability on an almost 24/7/365 management. I was the Department's lead representative on two classified Presidential communication commissions that address national cyber security threats and counter measures. I represented the Department of Transportation on two White House Office of Science and Technology panels in direct support of the Patriot Act and Home Land Defense activities.

Describe any additional knowledge, skill, education, or experience you have, which would assist you in the duties of this Board/Committee.

I have a BSBA in Business Management from the University of Maryland; and I have a Masters Degree Technology with a concentration in Information Security Systems from Eastern Michigan University.

Explain why you want to serve on this Board/Committee, and include any potential contribution you selection would bring.

I have an interest in government involvement in the lives of citizens. One of the most impactful areas of government for residents are the ordinances it imposes. I feel strongly that those involved in reviewing a making recommendations on ordinances should fully understand the impacts on both the residents and the need of the city to manage affairs and a balance should be reached that is beneficial to all.

Potential conflict of interest: Do you do business, or are you engaged in the management of any business enterprise that has a financial interest with the City of Deltona? Please give details, including the name of the enterprise, the nature of the business, and the position you hold.

No conflict of interest.

Received July 20, 2015

Have you ever been convicted for violation of any federal, state, county, or municipal law, regulation, or ordinance? If so, give details. Do not include traffic violations or fines of \$100 or less that were imposed, unless it also included a jail sentence.

No criminal record of any kind.

List names, addresses, and telephone numbers of at least three persons who are in a position to comment on your qualifications and of whom inquiry may be made by the City of Deltona.

Gem Loranger - 25 South Courtland Blvd, Deltona Florida 540-760-9481

John Taylor - 825 Lehigh, Deltona Florida 843-415-5500

Daniel Baumgartner - 5219 Cedar Ridge, Fredericksburg VA 540-287-5896

Additional Information or Comments

Additional References available on request. Thanks for your consideration and I look forward to hearing from you.

Received July 19, 2015

Request From: Melissa Roberts
Email: melroberts6@hotmail.com
Source IP: 50.88.179.190

Address: 2602 Shiprock Ct
City: Deltona
State: FL
Zip: 32738
Phone: 4076194250
Alt Phone: 4076194250
Fax:
Organization:

Checkbox Choices

Parks & Recreation Youth Advisory Sub-Committee, Economic Development Advisory Board, William S. Harvey Scholarship Selection Committee , Ordinance Review Committee,

Number of Years as a Deltona Resident

2 - 5 Years

What Commission district do you reside in?

District 6

Are you a registered voter in Volusia County?

Yes

Who is your employer? (Please include number of years, address, phone number and title/position)

Developer Analyst (Remote), 3yrs, Premier HHC 445 Hamilton White Plains, NY 877-428-7722

Please summarize your work experience.

I have a Bachelor of Science degree in Applied Management, and will have a Master of Science in Industrial and Organizational (Business) Psychology in December of 2015. My professional experiences and educational background include: various analyst and management roles (operations, process, personnel, inventory, risk, and event/project), I/O psychology, human resources, business development, procurement, customer service, CRM, ERP, AP/AR, database development, and web form development in HTML/HTML5.

List any volunteer service organizations, clubs, or professional societies you are a member of and give the positions or titles you have held.

Received July 19, 2015

Central Florida Bambino Buddy Ball Base Ball League- Prev. Secretary, Current Member

Family Financial Resources-Prev. President, Current Member

Have you ever served on a committee or advisory board? If so, give the details, including any positions held. Have you ever held public office? If so, give the details, including offices involved, whether elected or appointed, and the length of service.

N/A

Describe any additional knowledge, skill, education, or experience you have, which would assist you in the duties of this Board/Committee.

My experiences as a board member at two non-profits, as well as my professional experiences as an Operations Manager add a dynamic perspective that would provide value added contributions.

Explain why you want to serve on this Board/Committee, and include any potential contribution you selection would bring.

Youth-Parks and Rec-as a parent of 2 children, I am very interested in contributing to the advancement of this local program.

Ordinances-as a resident, I feel that my insight would add representation from our neighborhood and local community

Potential conflict of interest: Do you do business, or are you engaged in the management of any business enterprise that has a financial interest with the City of Deltona? Please give details, including the name of the enterprise, the nature of the business, and the position you hold.

No.

Have you ever been convicted for violation of any federal, state, county, or municipal law, regulation, or ordinance? If so, give details. Do not include traffic violations or fines of \$100 or less that were imposed, unless it also included a jail sentence.

No.

List names, addresses, and telephone numbers of at least three persons who are in a position to comment on your qualifications and of whom inquiry may be made by the City of Deltona.

Lou Azzara 4074216074, Nicole Nockler 4077825565, Ashley Conway 4077823699

Additional Information or Comments

Received July 21, 2015

Request From: Rossana Sepulveda
Email: sepulv102@gmail.com
Source IP: 12.227.217.98

Address: 2319 India Blvd.
City: Deltona
State: FL
Zip: 32738
Phone: 3862594552
Alt Phone: 9177749072
Fax:
Organization: personal

Checkbox Choices

Ordinance Review Committee,

Number of Years as a Deltona Resident

2 - 5 Years

What Commission district do you reside in?

District 6

Are you a registered voter in Volusia County?

Yes

Who is your employer? (Please include number of years, address, phone number and title/position)

APCO International

3 years

351 N. Williamson Blvd.

Daytona Beach, FL 32114

386-944-2465

Processor

Please summarize your work experience.

Received July 21, 2015

Executive Administrative assistant; customer service; general administrative; purchasing/buyer for municipal hospital in New York City; retail sales

List any volunteer service organizations, clubs, or professional societies you are a member of and give the positions or titles you have held.

na

Have you ever served on a committee or advisory board? If so, give the details, including any positions held. Have you ever held public office? If so, give the details, including offices involved, whether elected or appointed, and the length of service.

na

Describe any additional knowledge, skill, education, or experience you have, which would assist you in the duties of this Board/Committee.

Computer experience with Internet Explorer, Google Chrome, MS Windows 8, MS Word, Excel, PowerPoint, Outlook

Fully fluent in Spanish (read/write/speak)

Explain why you want to serve on this Board/Committee, and include any potential contribution you selection would bring.

I believe my desire to give back and improve where necessary to bring Deltona to its utmost potential as a great place to live and work in.

Potential conflict of interest: Do you do business, or are you engaged in the management of any business enterprise that has a financial interest with the City of Deltona? Please give details, including the name of the enterprise, the nature of the business, and the position you hold.

no

Have you ever been convicted for violation of any federal, state, county, or municipal law, regulation, or ordinance? If so, give details. Do not include traffic violations or fines of \$100 or less that were imposed, unless it also included a jail sentence.

no

List names, addresses, and telephone numbers of at least three persons who are in a position to comment on your qualifications and of whom inquiry may be made by the City of Deltona.

Chris Nabicht Commissioner, City of Deltona 386-680-5191

Received July 21, 2015

Father Carlos Bedoya Church of Saint Clare 2961 Day Road, Deltona, FL 386-789-9990

Judy Stone 351 N. Williamson Blvd. Daytona Beach, FL 386-532-7599

Additional Information or Comments

I feel this is an exciting opportunity to give back and be involved, and I love learning about new things. As an honor student, my goal of excellence in all I do will demonstrate my intentions and desire to serve. I am confident you will appreciate my energy and enthusiasm.

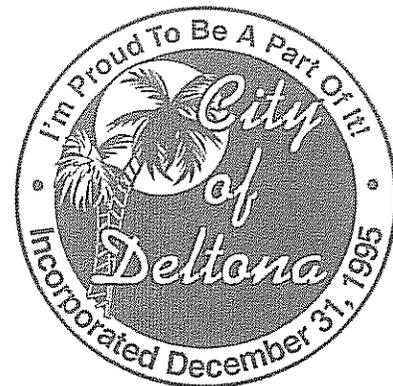
City Clerk's Office Use:
 Appointed to: _____

 Date: _____
 Other Boards of Interest/Dates
 contacted: _____

07-21-15 P12:07 RCVD

City of Deltona

Citizen Board / Committee
Application



Name of Board/Committee: Ordinance Review Board

1. Personal Information:

Name: Wayne Shinkle
 Address: 1276 Swiss Lane
 City: Deltona State: FL Zip: 32738 # Years: 5 District: 6
 Telephone #: (407) 878 5378 Alt. Phone #: (219) 6445393 Fax: ()
 Organization: NONE
 Are you a registered Voter?: Yes No _____
 E-mail Address: Wayne-Shinkle@yahoo.com
 Employer: RETIRED # of Years: _____
 Address: _____
 Employer Telephone #: _____ Position: _____
 Summarize your work experience: Veteran US Army NCO 68-71, ELECT. TECH, USWA safety steward, EMT (INDIANA), REALTOR (INDIANA), ASST Manager (Walgreens)

2. Volunteer, Civic, Professional & Other Activities:

- a. List any volunteer service organizations, clubs or professional societies you are a member of and give the positions of titles you have held. none at this time
- b. Have you ever served on a committee or advisory board? If so, give the details, including any positions held. none in public sector
- c. Have you ever held public office? If so, give the details, including the offices involved, whether elected or appointed, and the length of service. no

3. Reasons for serving:

a. Describe any additional knowledge, skill, education or experience you have, which would assist you in the duties of this Board/Committee. Ability to read & understand technical manuals

statues and view them with an open mind as to cause's effect.
Served on Safety Committee to rewrite Safety Manual for Inland
Steel using OSHA standards.

- b. Explain why you want to serve on this Board/Committee, and include, and include any particular potential contribution your selection would bring. I would like to give back to my
new community and be a part of it.

4. **Miscellaneous:**

- a. Potential conflict of interest: Do you do business, or are you engaged in the management of any business enterprise that has a financial interest with the City of Deltona? Please give details, including the name of the enterprise, the nature of the business, and the position you hold. No
- b. Have you ever been convicted for violation of any federal, state, county or municipal law, regulation or ordinance? If so, give details. Do not include traffic violations or fines of \$100 or less that were imposed, unless it also included a jail sentence. No

5. **References:**

List names, addresses and telephone numbers of at least three persons who are in a position to comment on your qualifications and of whom inquiry may be made by the City of Deltona.

1. Mike Miller 1282 Swiss Lane 306 682 9962 NEIGHBOR
 2. TROY SHANKLE Hammond IN 219 845 8360 BROTHER
 3. SAM NOOJIN Hammond IN 219 844 5002 LIFE LONG FRIEND

6. **Additional Information or comments:**

I DECLARE THE FOREGOING FACTS TO BE TRUE, CORRECT AND COMPLETE.

Wayne St. ...

Signature

7/21/2015

Date

Return completed application to:

City of Deltona ♦ City Clerk's Office ♦ 2345 Providence Blvd. ♦ Deltona, FL 32725

**Please note that the City Clerk's Office keeps applications active for 6 months from the date of receipt if you are not chosen to fill the Board/Committee vacancy. If at a later date you wish to be considered for another Board/Committee vacancy other than the Board originally applied for, you must contact the City Clerk's Office at (386) 878-8500 and request your application be pulled for consideration.

Received July 21, 2015

Request From: Wayne Shinkle
 Email: wayne_shinkle@yahoo.com
 Source IP: 97.104.182.202

Address: 1276 Swiss Lane
 City: Deltona
 State: FL
 Zip: 32738
 Phone: 407-878-5378
 Alt Phone: 219-644-5393
 Fax:
 Organization:

Checkbox Choices

Ordinance Review Committee,

Number of Years as a Deltona Resident

2 - 5 Years

What Commission district do you reside in?

District 6

Are you a registered voter in Volusia County?

Yes

Who is your employer? (Please include number of years, address, phone number and title/position)

Retired

Please summarize your work experience.

Served as an NCO in US Army 68-71, Electric Tech Steel Mill, Realtor Indiana, EMT Indiana, Asst Manager Walgreens

List any volunteer service organizations, clubs, or professional societies you are a member of and give the positions or titles you have held.

None in Florida

Have you ever served on a committee or advisory board? If so, give the details,

Received July 21, 2015

including any positions held. Have you ever held public office? If so, give the details, including offices involved, whether elected or appointed, and the length of service.

No public office... USWA Safety Stewart and Griever

Describe any additional knowledge, skill, education, or experience you have, which would assist you in the duties of this Board/Committee.

I have read and enforced OSHA standards, Indiana Realty laws and codes, and understanding technical manuals.

Explain why you want to serve on this Board/Committee, and include any potential contribution you selection would bring.

I would like to see improvements to my new city and be apart of it.

Potential conflict of interest: Do you do business, or are you engaged in the management of any business enterprise that has a financial interest with the City of Deltona? Please give details, including the name of the enterprise, the nature of the business, and the position you hold.

Just a home owner.

Have you ever been convicted for violation of any federal, state, county, or municipal law, regulation, or ordinance? If so, give details. Do not include traffic violations or fines of \$100 or less that were imposed, unless it also included a jail sentence.

No

List names, addresses, and telephone numbers of at least three persons who are in a position to comment on your qualifications and of whom inquiry may be made by the City of Deltona.

Mike Miller (next door neighbor)1282 Swiss Lane, Deltona 386-682-9962 Troy Shinkle (brother) Hammond,IN 219-845-8360 Sam Noojin (life long friend) Hammon, IN 219-844-5002

Additional Information or Comments

Received July 5, 2015

Request From: Floyd David Smothers
Email: fdsmothers@gmail.com
Source IP: 99.40.165.170

Address: 911 S Embassy dr
City: DELTONA
State: Florida
Zip: 32725
Phone: 4077336269
Alt Phone: 4077336269
Fax: 8775549524
Organization:

Checkbox Choices

Ordinance Review Committee,

Number of Years as a Deltona Resident

2 - 5 Years

What Commission district do you reside in?

District 3

Are you a registered voter in Volusia County?

Yes

Who is your employer? (Please include number of years, address, phone number and title/position)

self employed/retires Electrical and HVAC Florida contractor

Please summarize your work experience.

Started in the electrical field in the 60's at Palmer Electric...would come to perform duties in Deltona when it was first started. worked in central florida as a contractor since 1969.

List any volunteer service organizations, clubs, or professional societies you are a member of and give the positions or titles you have held.

none at this time

Received July 5, 2015

Have you ever served on a committee or advisory board? If so, give the details, including any positions held. Have you ever held public office? If so, give the details, including offices involved, whether elected or appointed, and the length of service.

served four years on the zoning board for the city of casselberry fl, in the 70's

Describe any additional knowledge, skill, education, or experience you have, which would assist you in the duties of this Board/Committee.

Explain why you want to serve on this Board/Committee, and include any potential contribution you selection would bring.

To help the City.

Potential conflict of interest: Do you do business, or are you engaged in the management of any business enterprise that has a financial interest with the City of Deltona? Please give details, including the name of the enterprise, the nature of the business, and the position you hold.

no

Have you ever been convicted for violation of any federal, state, county, or municipal law, regulation, or ordinance? If so, give details. Do not include traffic violations or fines of \$100 or less that were imposed, unless it also included a jail sentence.

no

List names, addresses, and telephone numbers of at least three persons who are in a position to comment on your qualifications and of whom inquiry may be made by the City of Deltona.

Gary Monsees 2010 Marquette Av Sanford, Fl. 32773 407-323-0377

Clarence Tibbs 1139 Ocoee Apopka Rd, Apopka, FL 3270 407-884-7383

Jerry Smith 3001 Cottageville St, Deltona, FL 32738 (407) 923-2111

Additional Information or Comments

Received July 17, 2015

Request From: Thomas Walsh
Email: tjwmp@live.com
Source IP: 50.88.180.192

Address: 1420 Avila Ave
City: Deltona
State: FL
Zip: 32725
Phone: 386-956-4066
Alt Phone:
Fax:
Organization:

Checkbox Choices

Parks & Recreation Advisory Committee, Ordinance Review Committee,

Number of Years as a Deltona Resident

0 - 1 Year

What Commission district do you reside in?

District 4

Are you a registered voter in Volusia County?

Yes

Who is your employer? (Please include number of years, address, phone number and title/position)

Retired as of July 4, 2015.

Please summarize your work experience.

I have over 30 years experience - IT and non-IT - as Operations Manager, Operations Director, certified Senior Project Manager (PMP), and Senior Portfolio Manager with various companies in the telecommunications and healthcare industries. In those capacities I managed major regional, national, and international projects, programs, and portfolios; managed multimillion dollar capital and expense budgets; written, negotiated, and oversaw vendor RFQs, RFPs, and contracts; and supervised teams of local and remote subordinates consisting of lower-level managers and non-management associates.

Received July 17, 2015

List any volunteer service organizations, clubs, or professional societies you are a member of and give the positions or titles you have held.

I am a dues-paying member of the Project Management Institute (PMI), the organization which oversees and administers the certification and recertification for various project management professional designations. I hold the Project Management Professional certification, the flagship and most respected of those certifications, since July 2004.

I am a former member of the Ancient Order of Hibernians in Norristown, PA, where I served as webmaster, editor of the newsletter, and on the Board of Directors. I am currently actively involved in various volunteer duties for my church in Sanford.

In addition, for nearly 10 years I served as a non-paid proof-reader and associate editor of books for two publishers, one based in London, UK and the other in Corpus Christi, TX.

Have you ever served on a committee or advisory board? If so, give the details, including any positions held. Have you ever held public office? If so, give the details, including offices involved, whether elected or appointed, and the length of service.

No.

Describe any additional knowledge, skill, education, or experience you have, which would assist you in the duties of this Board/Committee.

Explain why you want to serve on this Board/Committee, and include any potential contribution you selection would bring.

My wife and I are new to Florida, having moved from the Philadelphia, PA region in May, 2014. We want to make Deltona not just our new home but our new community by being personally involved in its development.

Potential conflict of interest: Do you do business, or are you engaged in the management of any business enterprise that has a financial interest with the City of Deltona? Please give details, including the name of the enterprise, the nature of the business, and the position you hold.

No.

Have you ever been convicted for violation of any federal, state, county, or municipal law, regulation, or ordinance? If so, give details. Do not include traffic violations or fines of \$100 or less that were imposed, unless it also included a jail sentence.

No.

Received July 17, 2015

List names, addresses, and telephone numbers of at least three persons who are in a position to comment on your qualifications and of whom inquiry may be made by the City of Deltona.

Rhonda Hawes, Syracuse, NY, rlhawesmpm@verizon.net

Kenneth Rhines, Montgomery County, PA, krhines@yahoo.com

Rose Brotschol, Montgomery County, PA, rose131@yahoo.com

I have not yet received their permission to include their telephone numbers.

Additional Information or Comments

Karissa Cook

From: TJ Walsh <tjwpmp@live.com>
Sent: Friday, July 24, 2015 1:56 PM
To: Karissa Cook
Subject: Education Information for Application

Hello Miss Cook,

Per your instructions during our telephone conversation today, I am sending my education information to be added to my application. While filling out the online form I placed information in the education box that afterwards I moved to another box, then neglected to correct the education field.

My formal education is:

- Bachelor of Science – Computer Science, Summa Cum Laude, with a minor in Business Administration from Cabrini College, Radnor, PA.
- Master of Science – Computer Science (incomplete) at Penn State University, Malvern, PA
- Project Management Certificate, with honors, from Penn State University, Malvern, PA
- Six Sigma Green Belt Certificate from Villanova University, Villanova, PA

Please contact me with any questions or comments.

Regards,
Thomas Walsh
386-956-4066
tjwpmp@live.com

Received June 30, 2015

Specified on June 30, 2015 via e-mail that he would like to be on the Ordinance Review Committee

Request From: Jerald "Jerry" Yaris

Email: yaris2@embarqmail.com

Source IP: 66.86.182.245

Address: 1320 Catalina Blvd

City: Deltona

State: Florida

Zip: 32725

Phone: 386-956-1136

Alt Phone: 389-956-2425

Fax:

Organization:

Checkbox Choices

Other Boards/Committees (Write Board Name in "Additional Information"),

Number of Years as a Deltona Resident

16 - 20 Years

What Commission district do you reside in?

District 1

Are you a registered voter in Volusia County?

Yes

Who is your employer? (Please include number of years, address, phone number and title/position)

Retired

Please summarize your work experience.

Former resident district manager and manager of Custodial Services and Grounds for VCSB for 17 years

List any volunteer service organizations, clubs, or professional societies you are a member of and give the positions or titles you have held.

Meals on Wheels, Deltona Library Book Nest, Big Brothers-Big Sisters, Relay For Life

Have you ever served on a committee or advisory board? If so, give the details,

Received June 30, 2015

Specified on June 30, 2015 via e-mail that he would like to be on the Ordinance Review Committee

including any positions held. Have you ever held public office? If so, give the details, including offices involved, whether elected or appointed, and the length of service.

N/A

Describe any additional knowledge, skill, education, or experience you have, which would assist you in the duties of this Board/Committee.

Strong managerial and finance background

Explain why you want to serve on this Board/Committee, and include any potential contribution you selection would bring.

Potential conflict of interest: Do you do business, or are you engaged in the management of any business enterprise that has a financial interest with the City of Deltona? Please give details, including the name of the enterprise, the nature of the business, and the position you hold.

I have a great interest in improving the quality of life of the Deltona Community

Have you ever been convicted for violation of any federal, state, county, or municipal law, regulation, or ordinance? If so, give details. Do not include traffic violations or fines of \$100 or less that were imposed, unless it also included a jail sentence.

None

List names, addresses, and telephone numbers of at least three persons who are in a position to comment on your qualifications and of whom inquiry may be made by the City of Deltona.

Mark Bryant, 2616 Tansboro, Deltona, 386/801-2218; Bill Malfitano, 3470 Oakwater Pointe, Orlando 32812, 407/855-6376; Randy Johnson, 312 Coble, Longwood, 32779, 407/786-2841

Additional Information or Comments

Joyce Raftery

From: Joyce Raftery <kentj@ma.virtualltownhall.net>
Sent: Thursday, July 30, 2015 10:17 AM
To: Joyce Raftery
Subject: Fwd: Citizen Board/Committee Application
Attachments: Attach0.html

----- Original Message -----

Request From: Cheri Taylor
Email: mybankey@yahoo.com
Source IP: 107.203.222.72

Address: 1395 Comerwood Drive
City: Deltona
State: FL
Zip: 32738
Phone: 407-257-9139
Alt Phone:
Fax:
Organization:

Checkbox Choices

Ordinance Review Committee,

Number of Years as a Deltona Resident

11 - 15 Years

What Commission district do you reside in?

District 6

Are you a registered voter in Volusia County?

Yes

Who is your employer? (Please include number of years, address, phone number and title/position)

O'Neil, Lee & West, Inc. 3222 Corrine Dr., Suite C Orlando, FL 32803,
407-425-3411, High Net Worth Account Manager

Please summarize your work experience.

I have been an insurance agent for 18 years, managed an office for 8 years and currently specialize in High Net Worth clients insurance needs.

List any volunteer service organizations, clubs, or professional societies you are a member of and give the positions or titles you have held.

I am not currently part of any organizations, clubs or professional societies.

Have you ever served on a committee or advisory board? If so, give the details, including any positions held. Have you ever held public office? If so, give the details, including offices involved, whether elected or appointed, and the length of service.

I have not served on a committee or advisory board.

Describe any additional knowledge, skill, education, or experience you have, which would assist you in the duties of this Board/Committee.

I managed a department of 7 staff for eight years providing experience in dealing with different personality types and learning how to communicate successfully.

Explain why you want to serve on this Board/Committee, and include any potential contribution you selection would bring.

I am a concerned resident of Deltona and want to see it grow to its fullest potential. I want us to be successful and grow as a community!

Potential conflict of interest: Do you do business, or are you engaged in the management of any business enterprise that has a financial interest with the City of Deltona? Please give details, including the name of the enterprise, the nature of the business, and the position you hold.

No, I do not own or have involvement in any business in Deltona.

Have you ever been convicted for violation of any federal, state, county, or municipal law, regulation, or ordinance? If so, give details. Do not include traffic violations or fines of \$100 or less that were imposed, unless it also included a jail sentence.

Never!

List names, addresses, and telephone numbers of at least three persons who are in a position to comment on your qualifications and of whom inquiry may be made by the City of Deltona.

Here are a few friends and fellow residence of Deltona:

1. Deputy Ruben Escobar, 1303 Comerwood Dr. Deltona 32738, 386-337-1593
2. Hanna Pierce Wilson, 1378 Comerwood Dr. Deltona 32738, 407-415-6681
3. Tanya Wagner, 2996 W Elston Dr. Deltona 32738, 407-403-3839

Additional Information or Comments

I contacted all of our commissioners several months ago concerned with how our city is perceived and how we can make it better. Commissioner Heidi Herzberg graciously responded and spoke with me several times about my concerns. She asked if I may be interested in a citizen board and I told her absolutely! Now that opportunity has come and I do hope I am considered to represent my district! Thank you for your time and consideration!!!