



City of Deltona

2345 Providence Blvd.
Deltona, FL 32725

Agenda

City Commission

Mayor John C. Masiarczyk Sr.
Vice Mayor Nancy Schleicher
Commissioner Heidi Herzberg
Commissioner Gary Mitch Honaker
Commissioner Chris Nabicht
Commissioner Diane J. Smith
Commissioner Brian Soukup

Monday, November 16, 2015

6:30 PM

Deltona Commission Chambers

1. CALL TO ORDER:

2. ROLL CALL – CITY CLERK:

3. INVOCATION AND PLEDGE TO THE FLAG:

A. Silent Invocation presented by Mayor Masiarczyk.

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.

4. APPROVAL OF MINUTES & AGENDA:

A. Approval of minutes - Regular Commission Meeting of November 2, 2015 - Joyce Raftery, City Clerk (386) 878-8502.

Background:

Minutes of previous Regular Commission Meeting for approval.

5. PRESENTATIONS/AWARDS/REPORTS:

6. CITY COMMISSION SPECIAL REPORTS:

7. PUBLIC FORUM: - Citizen comments limited to items not on the agenda and comments on items listed on the agenda will take place after discussion of each item.

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 to Certify Engineering Firms as Qualified to Perform Stormwater Engineering Services as needed under Continuing Contract - Gerald Chancellor, Public Works Department (386) 878-8998.

Background:

The Public Works Department requested Statements of Qualifications for Stormwater Engineering Services in accordance with the Consultants' Competitive Negotiation Act, F.S. Chapter 287.055 following the guidelines as set forth under the Act. A solicitation for qualifications was requested from Engineering firms to perform services related to Stormwater Engineering. Twelve firms responded.

A Selection Committee was established. After a complete review of the responses received, four firms were determined to be the most highly qualified. The Selection Committee chose the following four firms as the most highly qualified in their ranking order:

- Tetra Tech, Inc. 477 points
- Dewberry Inc. 455 points
- Quentin L. Hampton Associates, Inc. 452 points
- McKim & Creed, Inc. 451 points

- B.** Request approval and adoption of Final Assessment of Resolution No. 2015-26 for the creation of the Oasis Avenue Street Lighting District - Gerald Chancellor, Public Works Department (386) 878-8998.

Background:

The City has received a petition requesting the creation of a new Street Lighting District for Oasis Avenue. The petition bears eleven (11) signatures representing 51% of the property within the proposed boundaries. The proposed District will include the installation of five (5) 100-watt cobrahead street lights on existing overhead distribution poles as well as three (3) new concrete poles. Twenty One (21) platted lots of approximately equal size exist within the proposed street lighting district. The estimated annual charge per platted lot for the first year is \$303.26. The estimated annual charge per platted lot for the second and subsequent years is \$36.59.

On July 6, 2015, the City Commission approved the preliminary

assessment resolution (Resolution No. 2015-26) to create this district.

- C. Request for approval of Resolution No. 2015-34, declaring certain property of the City as surplus and authorizing the sale or disposal of such property - Robert Clinger, Finance Department (386) 878-8552.

Background:

Over time certain items of the City become obsolete or lose their usefulness via replacement, upgrade, or they are no longer functional and need to be declared surplus and disposed of by the most appropriate means available. The attached Resolution declares certain vehicles, equipment, computer related equipment and miscellaneous items as surplus.

- D. Request for Approval of Final Budget Amendment /Transfer for FY 2014/2015 and the approval of Resolution 2015-47 - Robert Clinger, Finance Department (386) 878-8552

Background:

As part of the fiscal year end process, it is standard practice to process a year end budget amendment to "true up" department budgets so that no department reflects an over-budget situation in the City's CAFR. This requested transfer moves budget dollars between departments in the General Fund and the Solid Waste Fund. In the case of the General Fund it does not result in a net change in budgetary fund balance. In the case of Solid Waste it results in a net decrease of \$122,400 in budgetary fund balance.

- E. Request for approval of Resolution No. 2015-43, Approval of Prior Year (FY 2014/2015) Budget Carry Forward of Transportation Fund funds - Robert Clinger, Finance Department (386) 878-8552.

Background:

The City currently has several projects that are on-going and span more than one fiscal year. In the past, the City has attempted to budget year-to-year for multi-year projects which has been quite cumbersome. In order to improve the accuracy of budgeting for projects, the Finance Department has worked with Public Works to establish a protocol which will allow for more accurate budgeting of multi-year projects so that projects can more efficiently carry forward from one budget year to the next. The departments have held coordination meetings to determine the appropriate amount of funds needed to be carried over from FY 2014/2015 to FY 2015/2016.

The City's Transportation Fund had a capital budget of \$2,300,000 for FY 2014/2015 and is requesting to carry forward \$75,000 of unspent funds. The funds will be completely allocated to the Howland Blvd./Ft. Smith Intersection project which is on-going.

- F. Request for approval of Resolution No. 2015-44, Approval of Prior Year (FY

2014/2015) Budget Carry Forward of Deltona Water funds - Robert Clinger, Finance Department (386) 878-8552.

Background:

The City currently has several projects that are on-going and span more than one fiscal year. In the past, the City has attempted to budget year-to-year for multi-year projects which has been quite cumbersome. In order to improve the accuracy of budgeting for projects, the Finance Department has worked with Public Works to establish a protocol which will allow for more accurate budgeting of multi-year projects so that projects can more efficiently carry forward from one budget year to the next. The departments have held coordination meetings to determine the appropriate amount of funds needed to be rolled over from FY 2014/2015 to FY 2015/2016.

Deltona Water had a capital budget of \$33,404,500 for FY 2014/2015 and is requesting to carry forward \$2,408,600 of unspent funds. The funds will be allocated to twelve (12) on-going capital project lines. The funds are available within the approved original budget overall and on each individual line budget.

These projects are subject to design, bidding, and selection schedules as well as construction mobilization and implementation schedules that can result in multi-year expenditures. The carry forward funds will be utilized in FY 2015/2016.

- G.** Request for approval of Resolution No. 2015-45, Approval of Prior Year (FY 2014/2015) Budget Carry Forward of Stormwater Fund funds - Robert Clinger, Finance Department (386) 878-8552.

Background:

The City currently has several projects that are on-going and span more than one fiscal year. In the past, the City has attempted to budget year-to-year for multi-year projects which has been quite cumbersome. In order to improve the accuracy of budgeting for projects, the Finance Department has worked with Public Works to establish a protocol which will allow for more accurate budgeting of multi-year projects so that projects can more efficiently carry forward from one budget year to the next. The departments have held coordination meetings to determine the appropriate amount of funds needed to be carried over from FY 2014/2015 to FY 2015/2016.

The City's Stormwater Utility had a capital budget of \$2,113,800 for FY 2014/2015 and is requesting to carry forward \$610,000 of unspent funds. The funds will be allocated to five (5) on-gong capital project lines. The funds are available within the approved original budget overall and on each individual budget line.

Most of these projects are subject to design, bidding, and selection schedules as well as construction mobilization and implementation

schedules that can result in multi-year expenditures. The carry forward funds will be utilized in FY 2015/2016.

- H. Public Hearing - Resolution No. 2015-48, A resolution to abolish the Volusia Growth Management Commission (VGMC) - Chris Bowley, AICP, Planning and Development Services (386) 878-8602.

Background:

The City of Deltona is one of 16 incorporated municipalities within Volusia County, and the County as an unincorporated entity, results in 17 governmental agencies. Volusia County is similar to the remaining counties within Florida (State) that comprise in total 67 counties. The State addresses the need for and fosters intergovernmental coordination through the Growth Management Act (Act) and these provisions are within the Intergovernmental Coordination Elements of the respective jurisdictions comprehensive plans.

Of the 67 counties Statewide, Volusia County includes an additional comprehensive plan review application process through the VGMC. The VGMC was created to act as an intermediary for conflict resolution disputes for land use applications. However, their role has expanded beyond the Charter provisions and the VGMC has been involved in applications of appeals and delays that are counter to their original directive. This has led to an open-ended process that ultimately places Volusia County and its jurisdictions in a less economic development position to foster growth and development, when a process already exists to facilitate open dialogue to address public concerns and objections.

9. ORDINANCES AND PUBLIC HEARINGS:

- A. Public Hearing - Ordinance No. 20-2015, Amending Section 18-4 and 18-5 of Building and Building Regulations, at second and final reading - Dale Baker, Deputy City Manager (386) 878-8852.

Background:

The new addition of the Florida Building Code has been published and the minimum wind speed for design and compliance has changed from 120 mph to 140 mph. This requires an update to our ordinance. Staff plans to remove this reference and utilize the most current addition of the Florida Building Code.

Additionally, we utilize the International Property Maintenance Code published by the International Code Council which references the International Building Code and Fire Code. This requires a change to our code to deem a reference to the comparable provisions of the Florida Building and Fire Prevention Code.

Finally, the City commission heard this item at the October 19, 2015,

public hearing and unanimously voted to approve Ordinance No. 20-2015 at first reading.

- B.** Public Hearing - Request for approval of Resolution No. 2015-41, Initial Assessment Resolution for the Creation of the Arbor Ridge Phase 5 Street Lighting District - Gerald Chancellor, Public Works Department (386) 878-8998.

Background:

The City has received a petition requesting the creating of a new Street Lighting District for a new subdivision, Arbor Ridge Phase 5. The petition bears one (1) signature representing 100% of the property within the proposed boundaries. The proposed District will include the installation of twenty-five (25) 100-watt decorative street lights and twenty-five (25) 16' colonial single poles. This installation is in keeping with the majority of the other types of installation within the Arbor Ridge community. When platted, Arbor Ridge Phase 5 will have seventy-seven (77) platted lots of approximately equal size within the proposed street lighting district. The estimated annual charge per platted lot for the first year is \$88.99 and subsequent years.

The City shall incur the initial cost with reimbursement through the non-ad valorem tax assessment on the property owners within the area described.

10. OLD BUSINESS:

11. NEW BUSINESS:

- A.** Selection of Vice Mayor.

Background:

Section 5, Item (5), The Vice Mayor. Election and Duties, of the City Charter provides that: "There shall be a Vice Mayor elected annually by the Commission from among the Commissioners. Such election shall take place at the first meeting after the general election."

12. CITY ATTORNEY COMMENTS:

13. CITY MANAGER COMMENTS:

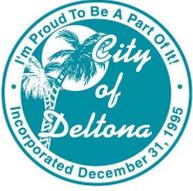
14. CITY COMMISSION COMMENTS:

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 and Commission

AGENDA DATE: 11/16/2015

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.

COST:

N/A

SOURCE OF FUNDS:

N/A

ORIGINATING DEPARTMENT:

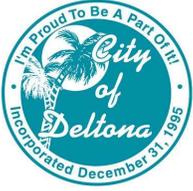
City Manager's Office

STAFF RECOMMENDATION PRESENTED BY:

N/A - Invocation Only.

POTENTIAL MOTION:

N/A - Invocation Only.



Agenda Memo

TO: Mayor and Commission

AGENDA DATE: 11/16/2015

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 4 - A

SUBJECT:

Approval of minutes - Regular Commission Meeting of November 2, 2015 - Joyce Raftery, City Clerk (386) 878-8502.

LOCATION:

N/A

BACKGROUND:

Minutes of previous Regular Commission Meeting for approval.

COST:

N/A

SOURCE OF FUNDS:

N/A

ORIGINATING DEPARTMENT:

City Clerk

STAFF RECOMMENDATION PRESENTED BY:

City Clerk Joyce Raftery - That the Commission approve the minutes of the Regular Commission Meeting of November 2, 2015.

POTENTIAL MOTION:

"I move to approve the minutes of the Regular Commission Meeting of November 2, 2015, as presented."



City of Deltona

2345 Providence Blvd.
Deltona, FL 32725

Minutes

City Commission

Monday, November 2, 2015

6:30 PM

Deltona Commission Chambers

1. CALL TO ORDER:

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

2. ROLL CALL – CITY CLERK:

Present: 7 - Commissioner Herzberg
Commissioner Honaker
Commissioner Nabicht
Commissioner Smith
Commissioner Soukup
Vice Mayor Vice Mayor Schleicher
Mayor Mayor Masiarczyk

3. INVOCATION AND PLEDGE TO THE FLAG:

A. Invocation Presented by Commissioner Nabicht.

Commissioner Nabicht led everyone in a silent invocation and the pledge to the flag.

The National Anthem was sung by the Timbercrest Elementary Tiger Choir.

4. APPROVAL OF MINUTES & AGENDA:

A. Approval of minutes - Regular Commission Meeting of October 19, 2015 and the Special Commission Meeting & Executive Session of October 19, 2015 - Joyce Raftery, City Clerk (386) 878-8502.

Motion by Commissioner Herzberg, seconded by Commissioner Honaker to approve the minutes of the Regular Commission Meeting and the Special Commission Meeting & Executive Session of October 19, 2015, as presented. The motion carried by the following vote:

For: 7 - Commissioner Herzberg, Commissioner Honaker, Commissioner Nabicht, Commissioner Smith, Commissioner Soukup, Vice Mayor Schleicher, and Mayor Masiarczyk

5. PRESENTATIONS/AWARDS/REPORTS:

A. Proclamation for Recognition of the Volusia County Sheriff's Office.

Mayor Masiarczyk and the Commission presented a Proclamation to the Volusia County Sheriff's Office (VCSO) and the proclamation was accepted by Sheriff Ben Johnson and members of the VCSO.

B. Certificate presentation to Sergeant Sean Gowan, Senior Deputy Matthew Ihnken and Deputy Joshua Hansard for their response to a potential community hazard and to Sergeant Patrick Leahy for being selected by the VCSO Awards Committee and the Sheriff as Investigator of the 3rd Quarter 2015.

Mayor Masiarczyk and the Commission presented Certificates of Recognition to Sergeant Sean Gowan, Senior Deputy Matthew Ihnken and Deputy Joshua Hansard for their response to a potential community hazard.

Mayor Masiarczyk and the Commission presented a Certificate of Recognition to Sergeant Patrick Leahy for being selected by the VCSO Awards Committee and Sheriff Johnson as Investigator of the 3rd Quarter, 2015.

C. Super Star Student of the Month Certificates for October 2015

Mayor Masiarczyk and the Commission presented Certificates of Recognition to the Super Star Students for the month of October, 2015.

D. Presentation - Quarterly Reports of City Advisory Boards/Committees - Joyce Raftery, City Clerk (386) 878-8502.

Mayor Masiarczyk stated the Quarterly Reports for the Planning and Zoning Board and the Firefighters' Pension Plan Board of Trustees were in written form and Chairperson Tanya Boggs presented the Deltona Economic Development Advisory Board Quarterly Report.

6. CITY COMMISSION SPECIAL REPORTS:

Commissioner Honaker stated he attended the Advanced Institute for Elected Municipal Officials (IEMO) which included training on the Comprehensive Plans, Land Development Plans, media relations, advanced revenue sources for cities and an advocacy class which stressed the Utility Relocation Bill and to speak about issues in terms of percentages. Also, discussed was the new Florida Communications Services Tax (CST) Bill not having the hold harmless clause included.

Mayor Masiarczyk stated he attended the River to Sea Transportation Planning Organization (TPO) meeting which runs Volusia/Flagler now. With City Manager Shang's urging the topic of the criteria used for selecting projects for expenditure of funds was brought up for the organization to look at and the verbal response was that it would be done prior to the call for projects in January. There are several road projects in Deltona that are shovel ready and the City is of the feeling that those projects that the

City has already expended the money planning should rate higher in that list in order to get the funding to move those projects forward.

7. PUBLIC FORUM: - Citizen comments limited to items not on the agenda and comments on items listed on the agenda will take place after discussion of each item.

Former Commissioner Janet Deyette, 2451 Timbercrest Drive, Deltona, was called to speak and spoke about a problem that one of her clients is having with trespassing and trash at a duplex she owns behind the Dollar General (Stratford Commons), that no buffer or fence was required between the residents and the business, brick pavers being taken, police reports have been filed, no trespassing signs have been installed and staff is aware of the issue.

Debra Costello, 349 Diamond Street, Deltona, was called to speak and spoke about being a homeowner for over 30 years, her home is an example for the City, tenants moving out of the duplex after 10 years due to the trespassing and trash problem, she was not notified of the Dollar General (Stratford Commons) project, trash has encroached her property which has become the pathway to the store, Citizens on Patrol (COP) have contacted her regarding activity at her property, the VCSO has been notified of the issue and she has filed papers to have anyone trespassing arrested, she is concerned with Deputies wasting time on trespassers when there may be an emergency somewhere, a new tenant will be moving in on November 14th, that City codes were changed before the store was built, there needs to be a barricade for all the residents in the area from the store's foot traffic, not wanting to install 427 feet of fence to protect her property, there have been confrontations between the trespassers and herself and she is asking for help.

Commissioner Soukup asked that Ms. Costello keep the Commission updated on her situation.

Pastor William Bradley, 1055 West Seagate Drive, Deltona, was called to speak and spoke about an event being put on by New Hope Human Services, it housed the first summer recreation program for Deltona, it partnered with the City during Hurricane Katrina, and he encouraged everyone to attend the Hope Fest Event, Giving Thanks by Giving and stated the event will take place on Saturday, November 21st from 9:00 a.m. to 1:00 p.m. which is a big community give away to include food, clothing and resources where people can get information.

Michael Putkowski, 2736 Courtland Blvd., Deltona, was called to speak and spoke about the public visioning session and one of the things that came from that was the need for a Social Services Coordinator to enhance the community. At this time of the year it is hard for the local pantries to keep food and other items stocked and it would be easier if there were grants to be able to apply for to keep the pantries stocked and to make facility upgrades.

Mayor Masiarczyk stated the City has started its annual food drive, boxes are at all the City facilities and he encouraged everyone to donate.

Sandy Walters, 480 Warrior Trail, Enterprise, was called to speak and spoke about when the residents tried to convince the City to purchase the Thornby property, there was an open house and guided tours, more than 400 people took part, some people not being familiar with the Thornby property and she invited anyone interested to take a guided tour of the property this Saturday with her husband.

Smiley Thurston, 608 Saxon Blvd., Deltona, was called to speak and spoke about working with the Community Life Center which is under staffed and in need of donations, he works with All Saints Episcopal Church and will pick up food for approximately 300 people from Second Harvest Food Bank, and Deltona Alliance Church will have their community dinner on Monday at 4:30 p.m. for approximately 175-200 people. He listed several organizations and boards that he is a member of, he spoke about the Salvation Army's non-existing services and how he is taking over the pantry and the kitchen and will make transportation available for Deltona residents in order to provide services. He spoke about working with several social service organizations, the number of homeless in Deltona, coming up with an accurate number of homeless, and working with banks for the hope of having affordable housing in the area.

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:

9. ORDINANCES AND PUBLIC HEARINGS:

A. Public Hearing - Ordinance No. 17-2015, adopting a Temporary Moratorium on the Processing of Applications Proposing to Use a Package Plant, at second and final reading. Chris Bowley, AICP, Planning and Development Services Department - (386) 878-8602.

Mayor Masiarczyk opened the public hearing

Michael Putkowski, 2736 Courtland Blvd., Deltona, was called to speak and spoke about process being needed for the future, and how this would affect and cost to the residents of Deltona.

The Commission discussed the purpose of the item, that the item has to do with new development only, the new sewer treatment plant and what its purpose is, the item not being to require commercial or residential to hook into the sewer system, allowing staff to update code and provide revisions to ordinances that addresses sewer and septic systems, the language in the Land Development Code and Comprehensive Plan

regarding package plants, and homes with lift stations.

Mayor Masiarczyk closed the public hearing.

Motion by Commissioner Herzberg, seconded by Vice Mayor Schleicher, to adopt Ordinance No. 17-2015 that allows for a temporary moratorium on the processing of applicants that purpose use of a package plant, at second and final reading.

City Attorney read the title of Ordinance No. 17-2015 for the record.

AN ORDINANCE OF THE CITY OF DELTONA, FLORIDA, ADOPTING A TEMPORARY MORATORIUM ON THE PROCESSING OF DEVELOPMENT APPLICATIONS THAT INCLUDE A REQUEST TO UTILIZE AN ON-SITE PACKAGE PLANT FOR WASTEWATER DISPOSAL PENDING A COMPREHENSIVE REVIEW OF ISSUE AND ENACTMENT OF REGULATIONS RELATING TO SAME; PROVIDING FOR CONFLICTS, CODIFICATION, SEVERABILITY, AND AN EFFECTIVE DATE.

The motion carried by the following vote:

For: 7 - Commissioner Herzberg, Commissioner Honaker, Commissioner Nabicht, Commissioner Smith, Commissioner Soukup, Vice Mayor Schleicher, and Mayor Masiarczyk

Ordinance No. 17-2015 was adopted at 7:32 p.m.

B. Public Hearing - Ordinance No. 28-2015, Rezoning of Property from PB (Professional Business) to C-1 (Retail Commercial), at first reading - Chris Bowley, AICP, Director, Planning and Development Services.

Mayor Masiarczyk opened the public hearing.

Louis Joachin, 1307 South International Parkway, Lake Mary, was called to speak and spoke about the Planning and Zoning Board recommendation, and he requested the Commission approve the item.

Jeanette Roselli, 3097 Boxelder Street, Deltona, was called to speak and spoke about giving this item extreme consideration if the property is going to be rezoned to commercial, the property used to be zoned professional, there are 28,000 cars that travel this area currently, the increased traffic at Dunkin Doughnuts on Howland Blvd., and using the residential development as a cut through for traffic pattern at Dunkin Doughnuts.

John Roselli, 3097 Boxelder Street, Deltona, was called to speak and spoke about the property backing up to his, Deltona Woods, the property affecting and devaluing residents' properties in the area, and the installation of buffers and what kind.

Luanne Maclsaac, 2820 Amber Ridge Court, Deltona, was called to speak and spoke

about not having crime or traffic statistics, the area having a high volume of traffic and more businesses making it worse, and increase crime at commercial properties on Howland Blvd.

The Commission discussed everyone's property backing up to something and Florida Hospital on Saxon Blvd. being an example of that, needing a buffer in order for the commercial project to pass, the project will increase traffic, what led to the Planning and Zoning Boards two (2) to two (2) vote on the item, what the parcel is already zoned as, this property not backing up to Boxelder Street but, to the homes on Boxelder Street, the City's code requiring a buffer, Boxelder Street needing traffic control, and all buffers will be handled in the Land Development phase which is much further down the process.

Commissioner Nabicht requested that the Planning and Development Services staff contact the Deltona Woods Homeowners Association (HOA) and other HOAs along this commercial corridor to work out ahead of time a common method for screening so the City does not run into this issue on every project and Chris Bowley replied "absolutely."

Motion by Commissioner Honaker, seconded by Commissioner Nabicht, to approve Ordinance No. 28-2015, rezoning property located at 3096 and 3108 Howland Blvd. from PB (Professional Business) to C-1 (Retail Commercial), at first reading and to schedule second and final reading for December 14, 2015.

Mayor Masiarczyk stated he has interest in property across the street from the project location, the item does not have any bearing on him financially other than he did think it would be appropriate to publically state that he has an interest in some commercial property across the street and he will be voting on the motion.

City Attorney read the title of Ordinance No. 28-2015 for the record.

AN ORDINANCE OF THE CITY OF DELTONA, FLORIDA, AMENDING THE OFFICAL ZONING MAP PURSUANT TO CHAPTER 110, SECTION 1101 OF THE CITY CODE OF ORDINANCES FOR PROPERTY LOCATED AT 3096 AND 3108 HOWLAND BOULEVARD FROM PROFESSIONAL BUSINESS (PB) TO RETAIL COMMERCIAL (C-1) PROVIDING FOR CONFLICTS, CODIFICATION, SEVERABILITY, AND EFFECTIVE DATE.

The motion carried by the following vote:

For: 7 - Commissioner Herzberg, Commissioner Honaker, Commissioner Nabicht, Commissioner Smith, Commissioner Soukup, Vice Mayor Schleicher, and Mayor Masiarczyk

Ordinance No. 28-2015 was adopted at 7:50 p.m.

C. Public Hearing - Resolution No. 2015-38, Extending the Pilot Trap, Neuter,

Release Program - Dale Baker, Deputy City Manager (386) 878-8852.

Mayor Masiarczyk opened the public hearing.

Carol Canfield, 235 Colburn Drive, DeBary, was called to speak and spoke about working with different rescues, vets and animal controls with the Trap, Neuter, Release (TNR) Program and that she is in support of the program.

Kassandra Blissett, 1672 Town Park Drive, Port Orange, was called to speak and spoke about with staff and rescue organizations, Ponce Inlet having one (1) of the first TNR Programs, the City being fiscally responsible, and volunteers trying to make the program as affective as it can be.

Pat Mihalic, Concerned Citizens For Animal Welfare (CCFAW), was called to speak and spoke about being fiscally responsible, cats being euthanized but, the population keeps growing, the program reducing the increase in cats, the numbers from Halifax Humane Society show the number has gone down 20% which has never happened before, the City spay and neutering over 600 cats, the City being up for another two (2) year program and the cost savings.

Julia Tirado, 1450 Randolph Street, Deltona, was called to speak and spoke about the program working, volunteers being committed, volunteers getting animals spayed and neutered which they pay for or is paid by donations, and wanting to see the program be permanent.

Brooke Light, 1031 Matterhorn, Deltona, was called to speak and spoke about volunteering in Volusia County since 1999, having to minimize the population, spaying pregnant female cats because it has to be done, residents being receptive, and she would like to see something to help with the dogs.

Miriam Welch, 2452 Balboa Terrace, Deltona, was called to speak and spoke about the cat population multiplying, wanting to continue the program, and not wanting to take cats to the Humane Society, so they do not get euthanized.

Bob Belt, 2605 Fairmont Avenue, New Smyrna, was called to speak and spoke about the TNR Program working, that trap and remove does not, there being two (2) choices; one is to continue the program and the other is to go back to the policy that has not worked for decades.

Commissioner Herzberg thanked the volunteers, the Commissioners, staff and the

community. The program is run by volunteers and the community and is supported by staff, the program being cost effective, the length the volunteers go to in order to make the program successful, the needs of the community, well person checks, abandoned animals, wanting to assist with dogs, and needing to identify the social service needs in the community.

Commissioner Nabicht stated that none of the Commission get into this line of work to build a legacy but, this is Commissioner Herzberg's legacy and he thanked her for her leadership. He stated she made a believer out of him, current and former Commission and staff, the best run machine or organization has to have that leadership and inspiration which she provided to this program.

Motion by Commissioner Herzberg, seconded by Vice Mayor Schleicher, to approve Resolution No. 2015-38, extending the Pilot Trap, Neuter, Release Program for an additional three (3) years.

Mayor Masiarczyk read the title of Resolution No. 2015-38 for the record.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA, EXTENDING THE PILOT PROGRAM FOR TRAP, NEUTER, RELEASE OF FERAL CATS FOR AN ADDITIONAL THREE (3) YEARS PURSUANT TO ORDINANCE NO. 31-2014; PROVIDING AN EFFECTIVE DATE.

The motion carried by the following vote:

For: 7 - Commissioner Herzberg, Commissioner Honaker, Commissioner Nabicht, Commissioner Smith, Commissioner Soukup, Vice Mayor Schleicher, and Mayor Masiarczyk

Resolution No. 2015-38 was adopted at 8:09 p.m.

D. Public Hearing - Resolution No. 2015-39, Request for a Granny Flat to be located at 925 Dandridge Drive - Chris Bowley, AICP, Planning and Development Services (386) 878-8602.

Mayor Masiarczyk opened the public hearing.

Larry Kent, 235 River Village Drive, DeBary, was called to speak and spoke about living in a society where many people are taking care of their elders, he discussed a couple of points in the resolution that made him nervous, the house being required to be on a common meter, granting of the right to inspect the premises, how easy it is to find out if a person is deceased and he questioned what would happen if he had a granny flat but, wanted to use it for some other purpose.

Smiley Thurston, 608 Saxon Blvd., Deltona, was called to speak and spoke about a situation at his property which had a granny flat, a fire taking place and having a separate shut off from the main house.

Motion by Vice Mayor Schleicher, seconded by Commissioner Honaker, to approve Resolution No. 2015-39, approving a granny flat to be located at 925 Dandridge Dr.; consistent with the provisions of Section 110-817(g) and that the granny flat be located outside of the 100 year floodplain.

Mayor Masiarczyk read the title of Resolution No. 2015-39 for the record.

A RESOLUTION OF THE CITY OF DELTONA, FLORIDA, GRANTING A CONDITIONAL USE TO CONSTRUCT A GRANNY FLAT WITHIN AN R-1, SINGLE FAMILY RESIDENTIAL ZONING DISTRICT, FOR THE PROPERTY LOCATED AT 925 DANDRIDGE DRIVE, WITHIN THE CITY OF DELTONA; PROVIDING FOR CONDITIONS AND PROVIDING FOR AN EFFECTIVE DATE.

The motion carried by the following vote:

For: 7 - Commissioner Herzberg, Commissioner Honaker, Commissioner Nabicht, Commissioner Smith, Commissioner Soukup, Vice Mayor Schleicher, and Mayor Masiarczyk

Resolution No. 2015-39 was adopted at 8:19 p.m.

10. OLD BUSINESS:

A. Presentation of the Thornby garden development project and approval of survey cost- Vice Mayor Schleicher, (386) 878-8860.

The City Manager Shang pulled this item from the agenda.

11. NEW BUSINESS:

Mayor Masiarczyk stated that he was so impressed by Bright House Networks broadcast of the Deltona Wolves football game and with the Commission's approval he would like to send Bright House Networks a letter letting them know how great the quality was, how professionally done it was, and to thank them for everything they do for the community and there was no objection from the Commission.

12. CITY ATTORNEY COMMENTS:

None.

13. CITY MANAGER COMMENTS:

Ms. Shang stated she provided the Commission with appraisal reports on approximately 50 acres of land on Howland Blvd. known as the "Casey Property." Mr. Casey also has an appraisal completed on the property and she asked the Commission for approval and direction to discuss negotiations for the acquisition of the "Casey Property."

Commissioner Smith stated she does not have a problem starting negotiations with Mr. Casey. There is a Strategic Plan meeting coming up on Saturday, she would like to have a discussion about how to prioritize all the projects that have been talked about and she provided examples and she will support the negotiation.

Mayor Masiarczyk stated he supports it because the City cannot ask Mr. Casey to show his appraisal unless officially getting into negotiations. He stated he looked at the map of Deltona; it is obvious that the City's population is going to grow, the City has to have a large track of land in order to keep moving forward and maybe something could be worked out within the Strategic Plan.

The Commission concurred to authorize the City Manager to start negotiations with Mr. Casey on what is known as the "Casey Property."

14. CITY COMMISSION COMMENTS:

Commissioner Soukup stated he attended the Pine Ridge Manufacturing Program opening and he encouraged everyone to go see the facility. He congratulated Principal Carbonell and Jim Gawriluk, Coach Allen Johnson, and the players as it is the first time in the history of Deltona High School that the football team made the playoffs and will be playing November 13th against Heritage High School in Palm Bay at 7:30 p.m. He stated he has lived in the City for 28 years but, shame on him, this was the first time he had attended Spooktacular. He is one of those dads that drive around trying to find something for the kids and the whole time it was right in his backyard. The event was second to none, with the Haunted Trail and the Zombie Warehouse, to judging the costume contest. He would like to expand the event and he thanked staff and all the volunteers for putting on the event.

Commissioner Herzberg thanked everyone for their support tonight.

Commissioner Honaker stated that on November 5th at the Texas Road House will donate 10% of the overall bill to the American Legion. There is a meeting coming up in November where the Commission is going to discuss sidewalks and the Capital Improvement Plan (CIP) and he asked that before the meeting everyone read the pavement indexing report that was provided by staff. He stated he would like to see the study that was done nine (9) years ago if staff can locate it. He asked everyone to also read "Gabby's Law" and to take a few minutes to drive Courtland Blvd. between Howland and Fort Smith Blvds. and drive Courtland Blvd. between Elckam Blvd. and Beckwith Street in order to make a good sound decision as a team.

Vice Mayor Schleicher stated Spooktacular was spectacular. She congratulated the Deltona Wolves football team, that she was wearing her shirt in support, Deltona High being the first high school built in Deltona, that Pine Ridge Manufacturing Program is a catalyst, needing to start looking at a Commerce Park or Business Park and land for it, and that she attended Galaxy Middle School where a demonstration of a 3-D printer was given and the printer was donated by the Volusia Manufacturing Association (VMA).

Mayor Masiarczyk stated he needed to give a big push to the VMA, when he received the call from a teacher at Galaxy Middle School he then contacted President/CEO of VMA Jayne Fifer and immediately the organization provided a 3-D printer to the school at no cost to the school. He stated if anyone is not aware of what the organization does visit their website, what they do is amazing.

Vice Mayor Schleicher stated she wanted to make sure the VMA received credit for donating the printer and that the program and technology is filtering into the high schools. She reminded everyone of the strategic planning event this Saturday and on Sunday is the Fire Department's Open House at Station #65 on Howland Blvd.

Commissioner Nabicht stated there has been a lot of talk about the Pine Ridge High Schools Manufacturing Program and the feeder school Galaxy Middle which is another component of economic development. He stated economic development is not just brick and mortar, it is training a workforce, there are 46,000 people in Deltona that are the City's workforce and many of them leave to go to work. The current and past Commission, the School Board and Representatives are working together like never before in Deltona and Volusia County to plan for the future. He stated Manufacturing Program is also looking into extended hours for adult education, and partnering with the Central Florida Labor Council to get people out of work trained to get back into the workforce and everyone needs a strong round of applause. He did not attend the Spooktacular event but, he did receive a lot of phone calls about the event not being on Halloween and he gave a brief history of the event. He asked for the City Manager and staff to consider starting next year the first "Trunk or Treat" event to take place on Halloween night, possibly at City Hall.

Commissioner Smith stated she had been part of the Manufacturing Program Committee since the beginning, that Principal Atkins had a dream for a classroom that was not being used at the time, Representative Santiago requested funding, the school district paid for the room and its infrastructure, it is currently a program and will probably become an academy in the next year or so. The educational opportunities for students in the program are incredible and she commended everyone involved. She attended the Pine Ridge High football game and did the coin toss, she wore the t-shirt in support and it was recognized. She stated "Go Wolves!" She thanked Vice Mayor Schleicher for reminding everyone of Saturday's visioning session and she encouraged the public to attend.

Mayor Masiarczyk stated everyone should read over the list that was provided from the public visioning session. He stated that Commissioner Smith was kind enough to fill in

on the Commission for the end of the term; he realizes that she has worked with the school board for a long time to get the academies in the county and he commended her for her efforts. He stated that City is doing a lot of different things, everyone is working well together, a lot of new things are being done that were never talked about and he gave a lot of the credit to the City Manager. He stated he was thinking about the chicken and cat programs that were discussed are implemented, are working and now the programs are being extended. He thanked staff for all the work they do and he encouraged everyone to stay involved.

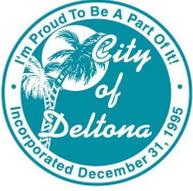
15. ADJOURNMENT:

There being no further business, the meeting adjourned at 8:40 p.m.

John C. Masiarczyk, Sr., MAYOR

ATTEST:

Joyce Raftery, CMC, MMC, CITY CLERK



Agenda Memo

TO: Mayor and Commission

AGENDA DATE: 11/16/2015

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 8 - A

SUBJECT:

Request to Certify Engineering Firms as Qualified to Perform Stormwater Engineering Services as needed under Continuing Contract - Gerald Chancellor, Public Works Department (386) 878-8998.

LOCATION:

N/A

BACKGROUND:

The Public Works Department requested Statements of Qualifications for Stormwater Engineering Services in accordance with the Consultants' Competitive Negotiation Act, F.S. Chapter 287.055 following the guidelines as set forth under the Act. A solicitation for qualifications was requested from Engineering firms to perform services related to Stormwater Engineering. Twelve firms responded.

A Selection Committee was established. After a complete review of the responses received, four firms were determined to be the most highly qualified. The Selection Committee chose the following four firms as the most highly qualified in their ranking order:

- Tetra Tech, Inc. 477 points
- Dewberry Inc. 455 points
- Quentin L. Hampton Associates, Inc. 452 points
- McKim & Creed, Inc. 451 points

COST:

In accordance with F.S. 287.055(2)(g), these firms will be put on a Continuing Services list to be utilized as needed when there is a project where the construction costs are not estimated to exceed \$2,000,000 or for study activity when the fee for such professional services does not exceed \$200,000. In accordance with F.S. 287.055, any firm or individual desiring to provide professional services to the agency must first be certified by the agency as qualified to render the required services. The Selection Committee is requesting for the Commission to certify these firms as qualified so that they may be used for projects that do not exceed the above thresholds.

Once certified and in accordance with F.S. 287.055(5)(a,b,c), a contract and pricing schedule will be negotiated with these firms and utilized in any as needed projects. Should a satisfactory contract and pricing schedule not be negotiated with these firms, then negotiations will be completed with the next highest scoring firms on the list. Failing accord with the next highest qualified firms, then negotiations shall proceed with the next most qualified firm and so on.

SOURCE OF FUNDS:

Stormwater Funds

ORIGINATING DEPARTMENT:

Public Works/Deltona Water

STAFF RECOMMENDATION PRESENTED BY:

Gerald Chancellor, P.E., Public Works Director - Staff recommends that the City Commission approve / certify Engineering Firms as Qualified to Perform Stormwater Engineering Services as needed under Continuing Contract.

POTENTIAL MOTION:

"I move to approve the Continuing Contract for On-Call Stormwater Engineering Services."

**CITY OF DELTONA
CONSULTANT EVALUATION**

RFQ # PW 15-11 Score Sheet
Continuing On Call Engineering Services
for the following discipline:
Stormwater Engineering

RFQ Due Date: September 22nd 2015

City Project Manager: Gerald Chancellor

User Department: Public Works Department

| CRITERIA | POSSIBLE POINTS | POINTS RECEIVED BY PROPOSER | | | | | | | | | | | |
|------------------------------------|-----------------|-----------------------------|---------------|-------------------------------|-----------------|------------|------------|------------------------|-----------------------------------|-----------------|---------------------|---|------------|
| | | Tetra Tech | Dewberry Inc. | Quentin L. Hampton Associates | McKim and Creed | Avcon | DRMP Inc. | Zev Cohen & Associates | Infrastructure Solutions Services | E. Science Inc. | Pegasus Engineering | Environmental Consulting & Technology Inc | CPWG |
| Committee Member #1 | 100 | 92 | 93 | 86 | 87 | 96 | 91 | 87 | 80 | 92 | 91 | 83 | 83 |
| Committee Member #2 | 100 | 97 | 99 | 96 | 100 | 96 | 96 | 89 | 79 | 92 | 85 | 95 | 92 |
| Committee Member #3 | 100 | 96 | 87 | 92 | 89 | 82 | 79 | 84 | 89 | 83 | 81 | 81 | 77 |
| Committee Member #4 | 100 | 97 | 87 | 91 | 92 | 84 | 83 | 84 | 90 | 83 | 85 | 86 | 83 |
| Committee Member #5 | 100 | 95 | 89 | 87 | 83 | 88 | 83 | 86 | 89 | 75 | 82 | 75 | 82 |
| Evaluation Committee member scores | | 477 | 455 | 452 | 451 | 446 | 432 | 430 | 427 | 425 | 424 | 420 | 417 |
| Ranking Total Score | | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 |
| Ranking of Position Average | | 1.8 | 3.2 | 4.6 | 4 | 5 | 7.4 | 7.4 | 6.6 | 7.8 | 8.2 | 8.6 | 9.8 |

Committee Members: _____

Does Committee want interviews scheduled with highest scoring firms: Yes ____ No X

Which firms: _____

Ranking order

1. Tetra Tech Inc. _____

2. Dewberry Inc. _____

3. Quentin L. Hampton Associates _____

4. McKim and Creed _____

Overview of Findings and Recommendation to Certify

RFQ # PW 15-11

Continuing On Call Engineering Services for the following discipline: Stormwater Engineering

Committee Members:

Gerald Chancellor, Public Works Director
Matt Doan, Deputy Public Works Director
Chris Bowley, Planning and Development Director
Joseph Walker, Stormwater Manager
David Seaman, Building Inspector

The following Engineering firms submitted responses:

- Tetra Tech, Inc.
- Dewberry Inc.
- Quentin L. Hampton Associate, Inc.
- McKim & Creed, Inc.
- Avcon
- DRMP Inc.
- Zev Cohen & Associates
- Infrastructure Solutions Services
- E. Sciences
- Pegasus Engineering
- Environmental Consulting & Technology Inc
- CPWG

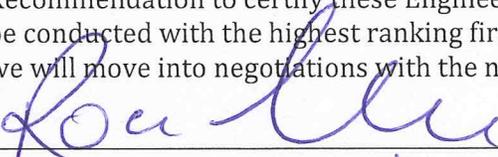
The Selection Committee thoroughly reviewed all the responses received and then scored the firms who submitted to perform Services to the City of Deltona for the Continuing On Call Engineering Services for the following discipline: Stormwater Engineering. Based on the criteria and the total possible points of all the Committee Members combined, the firms scored as follows.

- Tetra Tech, Inc. 477 Total Points
- Dewberry Inc. 455 Total Points
- Quentin L. Hampton Associates, Inc. 452 Total Points
- McKim & Creed, Inc. 451 Total Points

The Selection Committee concurred that interviews were not necessary and that the total scores reflected their overall consensus in making a recommendation to the City Manager for certification. That ranking is as follows:

1. Tetra Tech, Inc.
2. Dewberry Inc.
3. Quentin L. Hampton Associates, Inc.
4. McKim & Creed, Inc.

Based on the policy and procedures of the City of Deltona and the selection process in which we are to follow. Recommendation to certify these Engineers is going to be made to the City Manager. Once certified, negotiations will be conducted with the highest ranking firm. If we cannot come to an agreement with the highest ranking firms, then we will move into negotiations with the next highest ranking firm and so on until a contract can be negotiated.



Purchasing Agent

10/27/15

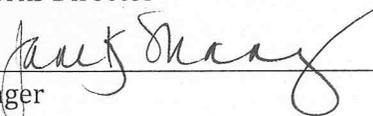
Date



Public Works Director

10/27/15

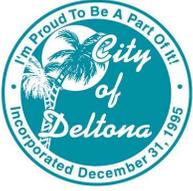
Date



City Manager

10/30/2015

Date



Agenda Memo

TO: Mayor and Commission

AGENDA DATE: 11/16/2015

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 8 - B

SUBJECT:

Request approval and adoption of Final Assessment of Resolution No. 2015-26 for the creation of the Oasis Avenue Street Lighting District - Gerald Chancellor, Public Works Department (386) 878-8998.

LOCATION:

Oasis Avenue

BACKGROUND:

The City has received a petition requesting the creation of a new Street Lighting District for Oasis Avenue. The petition bears eleven (11) signatures representing 51% of the property within the proposed boundaries. The proposed District will include the installation of five (5) 100-watt cobrahead street lights on existing overhead distribution poles as well as three (3) new concrete poles. Twenty One (21) platted lots of approximately equal size exist within the proposed street lighting district. The estimated annual charge per platted lot for the first year is \$303.26. The estimated annual charge per platted lot for the second and subsequent years is \$36.59.

On July 6, 2015, the City Commission approved the preliminary assessment resolution (Resolution No. 2015-26) to create this district.

COST:

\$303.26 1st Year; \$36.59 subsequent years

SOURCE OF FUNDS:

Street Lighting District

ORIGINATING DEPARTMENT:

Public Works

STAFF RECOMMENDATION PRESENTED BY:

Gerald Chancellor, Public Works Director - Staff recommends that the City Commission adopt the Final Assessment Resolution No. 2015-26 for the creation of the Oasis Avenue Street Lighting District.

POTENTIAL MOTION:

"I move to adopt the Final Assessment Resolution No. 2015-26, creating the Coachman Drive Street Lighting District."

October 22, 2015

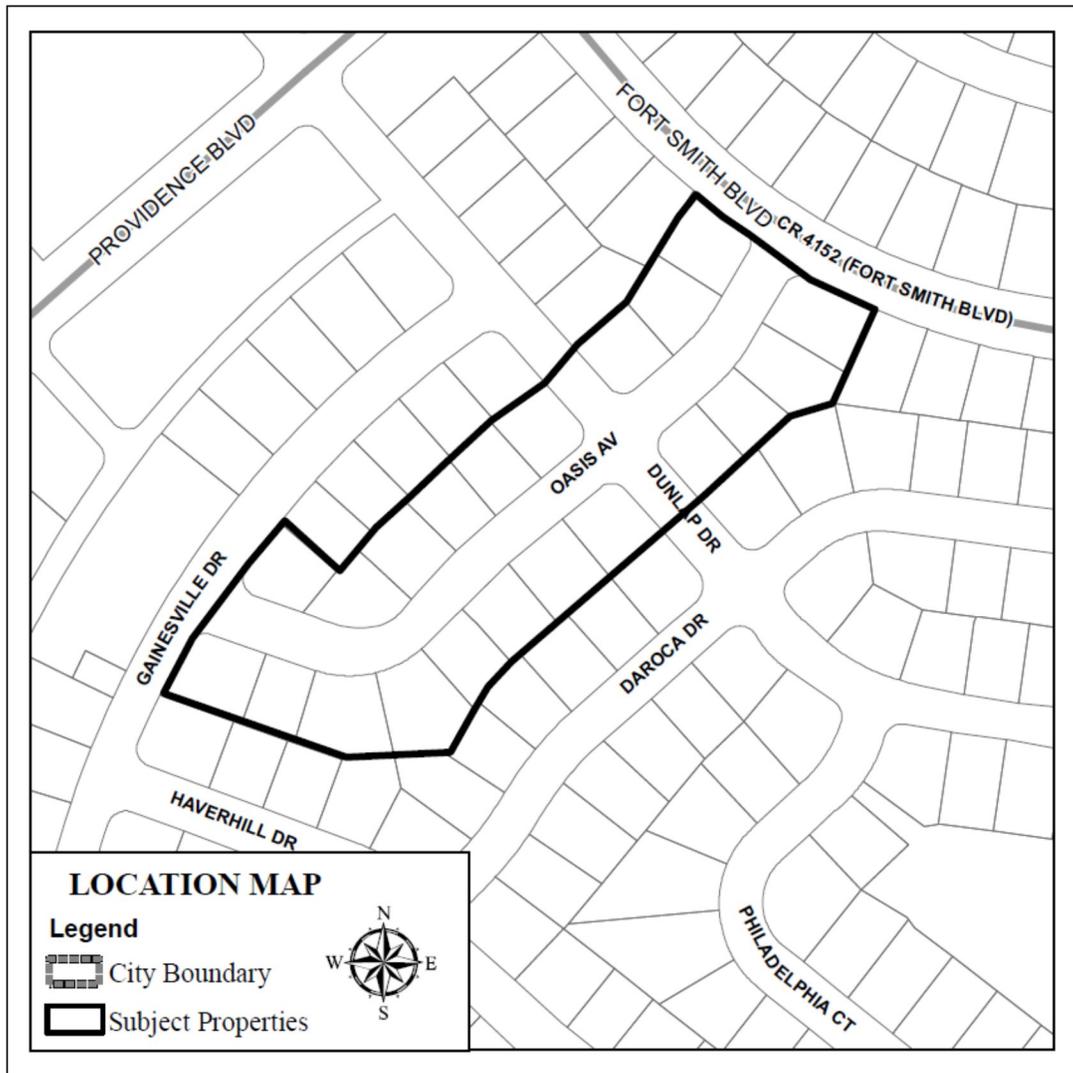
Orlando Sentinel
633 North Orange Avenue
Orlando, Florida 32801

Attention: Legal Advertising

Please advertise the following legal ad, **Wednesday, October 28, 2015** in the legal advertising section, Volusia edition, of the *Orlando Sentinel*.

Please also provide a pre-proof prior to the ad running to my email address of jraftery@deltonafl.gov and an affidavit of proof of publication to my attention at the address listed below.

NOTICE OF HEARING TO IMPOSE AND PROVIDE FOR COLLECTION OF STREETLIGHTING SPECIAL ASSESSMENTS



Notice is hereby given that the City Commission of the City of Deltona will conduct a public hearing to consider the creation of the "Oasis Avenue Streetlighting District" and imposition of streetlighting special assessments for the provision of streetlighting services within the District.

The hearing will be held at **6:30 p.m. on Monday, November 16, 2015**, at the Deltona Commission Chambers located at 2345 Providence Boulevard, Deltona, Florida for the purpose of receiving public comments on the proposed assessments. All affected property owners have a right to appear at the hearing and to file written objections with the City Commission within 20 days of this notice. If a person decides to appeal any decision made by the City Commission with respect to any matter considered at the hearing, such person will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the American with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the City Clerk at 386/878-8502 at least three (3) business days prior to the date of the hearing.

The assessment for each parcel of property will be based upon the total annual costs of providing streetlighting services within the District and the total number of buildable lots within the District. The following table reflects the proposed streetlighting assessment schedule.

| STREETLIGHTING DISTRICT | ANNUAL TOTAL | ANNUAL PER PARCEL | NUMBER OF PARCELS |
|--------------------------------|---------------------|--------------------------|--------------------------|
| OASIS AVENUE | \$6,368.48* | \$303.26* | 21 |
| OASIS AVENUE | \$768.48** | \$36.59** | 21 |

*1st Year Estimate.

**2nd & Subsequent Years Estimate.

Copies of the Streetlighting Assessment Ordinance Initial Assessment Resolution and the preliminary Assessment Roll are available for inspection at the City Clerk's Office, Deltona City Hall, 2345 Providence Boulevard, Deltona, Florida, during normal business hours of 8:00 a.m. – 4:30 p.m., Monday through Friday.

The assessments will be collected on the ad valorem tax bill to be mailed in November 2015, as authorized by Section 197.3632, Florida Statutes. Failure to pay the assessments will cause a tax certificate to be issued against the property, which may result in a loss of title.

If you should have any questions, please contact Ms. Phyllis Wallace, Project Administrator – Construction, 386/878-8965 or the Deltona City Clerk's office at 386/878-8502.

Joyce Raftery, City Clerk
City of Deltona

If you should have any questions regarding the above ad, please contact me at (386) 878-8502.

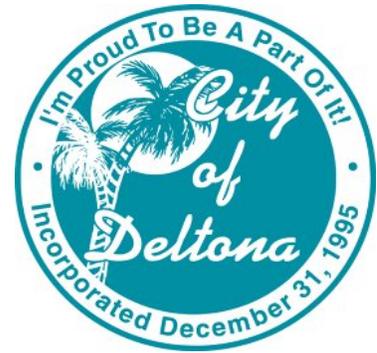
Thank you.

Sincerely,

/s/Joyce Raftery
Joyce Raftery, City Clerk

JR/paw

October 22, 2015



Property Owner
Tax Parcel ID
Address
City, State Zip

Subject: Notice of Hearing to Create the Coachman Drive Streetlighting District; Assessment Roll Property at

Dear Property Owner:

As required by Section 197.3632, Florida Statutes, and the City of Deltona Ordinance No. 96-47, notice is hereby given by the City of Deltona that creating of a Streetlighting District is being considered for your area as depicted on the attached map and that an annual assessment for streetlighting services using the tax bill collection method, may be levied on your property. The purpose of this assessment is to fund streetlighting services benefiting improved property located within the proposed Coachman Drive Streetlighting District within the City of Deltona. A total of 13 lots of approximately equal size will exist within the proposed District. The proposed District shall include the installation of three (3) 70-watt cobrahead streetlights on existing overhead distribution poles. The estimated annual charge per platted lot in the proposed District is \$126.15 for the 1st year and 41.54 for the second and subsequent years.

A public hearing for final consideration of the Streetlighting District will be held on **Monday, November 16, 2015, at 6:30pm**, in the Deltona Commission Chambers, located at 2345 Providence Boulevard, Deltona, Florida. You and all other affected property owners have a right to appear at the hearing and to file written objections with the City Commission within twenty (20) days of this notice. If you decide to appeal any decision made by the City Commission with respect to any matter considered at the hearing, you will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the American with Disabilities Act, persons needing special accommodation or an interpreter to participate in the proceeding should contact the City Clerk at 386/878-8502 at least three (3) business days prior to the date of the hearing.

Unless proper steps are initiated in a court of competent jurisdiction to secure relief within 20 days from the date of the City Commission action at the above hearing (including the method of apportionment, the rate of assessment and the imposition of assessment), such action shall be the final adjudication of the issue presented.

[Recipient Name]
October 22, 2015
Page 2

Copies of the Streetlighting Assessment Ordinance and Initial Assessment Roll for Coachman Drive Streetlighting District are available for inspection at the City Clerk's Office, Deltona City Hall, at 2345 Providence Boulevard, Deltona, Florida, during normal business hours of 8:00am to 4:30pm, Monday through Friday. All interested parties may ascertain the amount to be assessed for the Streetlighting District against a parcel of assessed property at the Office of the City Clerk.

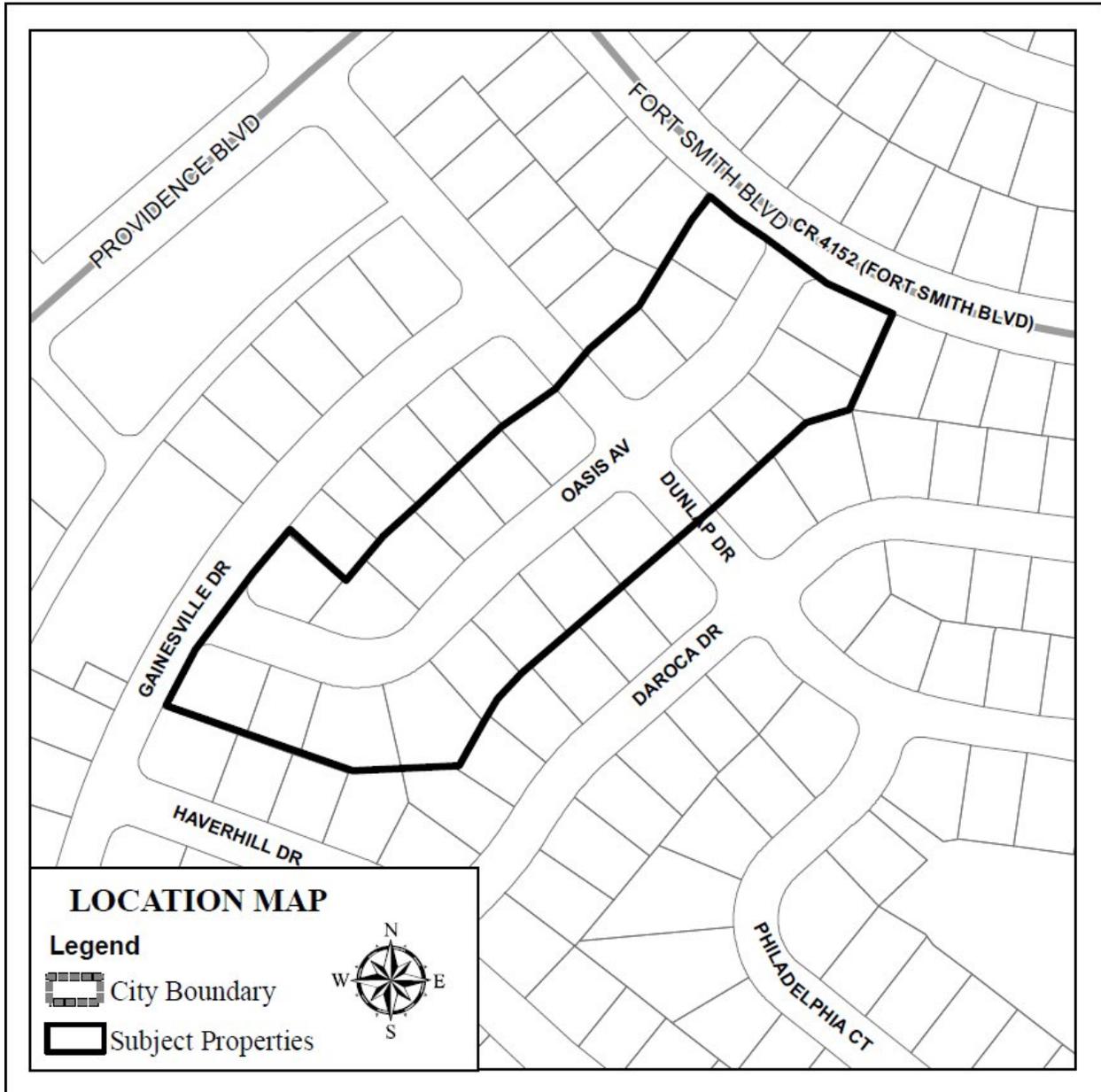
Both the streetlighting non-ad valorem assessment amounts shown on this notice and the ad valorem taxes for the above parcel will be collected on the ad valorem tax bill mailed in November. By State statute we are required to notify you that failure to pay the assessment will cause a tax certificate to be issued against the property which may result in a loss of title.

Should you need any further information, please feel free to contact me at 386/878-8965 or via email at pwallace@deltonafl.gov

Sincerely,

Phyllis A. Wallace
Project Administrator - Construction

/paw



PA Borinquen, LLC
1240 Florida Avenue
Orange City, Florida
32763
30-18-31-72-21-0060
1576 Fort Smith
Boulevard

Mr. Zoilo Vazquez
1770 Oasis Avenue
Deltona, Florida 32725
30-18-31-72-21-0070
1770 Oasis Avenue

Mr. Benjamin Dejesus
1866 Montebello
Avenue
Deltona, Florida 32738
30-18-31-72-21-0080
1764 Oasis Avenue

Mr. James I. Plowman
1746 Oasis Avenue
Deltona, Florida 32725
30-18-31-72-20-0010
1746 Oasis Avenue

Mr. Luis E. Torres
717 Shafton Avenue
Deltona, Florida 32738
30-18-31-72-20-0020
1740 Oasis Avenue

Ms. Barbara Grudowski
1732 Oasis Avenue
Deltona, Florida 32725
30-18-31-72-20-0030
1732 Oasis Avenue

Ms. Velisa L Jeffery
1724 Oasis Avenue
Deltona, Florida 32725
30-18-31-72-20-0040
1724 Oasis Avenue

Mr. Christopher Yaniak
1706 Oasis Avenue
Deltona, Florida 32725
30-18-31-72-20-0050
1706 Oasis Avenue

Ms. Airlyn Vazquez
Caldas
HC 03 Box 31051
Aruada, Puerto Rico
00602
30-18-31-72-20-0060
1700 Oasis Avenue

Mr. Luis N. Jimenez
255 Rosedale Drive
Deltona, Florida 32725
30-18-31-72-19-0120
1485 Gainesville Drive

Ms. Carmen Oviedo
1713 Oasis Avenue
Deltona, Florida 32725
30-18-31-72-19-0130
1713 Oasis Avenue

Mr. Alan Castor
1719 Oasis Avenue
Deltona, Florida 32725
30-18-31-72-19-0140
1719 Oasis Avenue

Mr. Robert Slack, Jr.
1725 Oasis Avenue
Deltona, Florida 32725
30-18-31-72-19-0150
1725 Oasis Avenue

Mr. Michael J. Garbatini
1731 Oasis Avenue
Deltona, Florida 32725
30-18-31-72-19-0160
1731 Oasis Avenue

Mr. Richard Baus
5114 Louvre Avenue
Orlando, Florida 32812
30-18-31-72-19-0170
1737 Oasis Avenue

Mr. Milton Robles, Jr.
1743 Oasis Avenue
Deltona, Florida 32725
30-18-31-72-19-0180
1743 Oasis Avenue

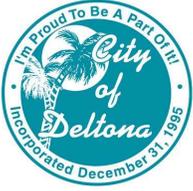
Mr. Joseph Matuszewski
620 East Robert Street
Orange City, Florida
32763
30-18-31-72-19-0190
1566 Dunlap Drive

Mr. Jorge L. Santos, Jr.
1765 Oasis Avenue
Deltona, Florida 32725
30-18-31-72-22-0120
1765 Oasis Avenue

Mr. Franklin M. Ketcham
1771 Oasis Avenue
Deltona, Florida 32725
30-18-31-72-22-0130
1771 Oasis Avenue

Ms. Eileen Kern
1777 Oasis Avenue
Deltona, Florida 32725
30-18-31-72-22-0140
1777 Oasis Avenue

Mr. & Mrs. Robert J. &
Margaret I. Jenson
1785 Oasis Avenue
Deltona, Florida 32725
30-18-31-72-22-0150
1785 Oasis Avenue



Agenda Memo

TO: Mayor and Commission

AGENDA DATE: 11/16/2015

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 8 - C

SUBJECT:

Request for approval of Resolution No. 2015-34, declaring certain property of the City as surplus and authorizing the sale or disposal of such property - Robert Clinger, Finance Department (386) 878-8552.

LOCATION:

N/A

BACKGROUND:

Over time certain items of the City become obsolete or lose their usefulness via replacement, upgrade, or they are no longer functional and need to be declared surplus and disposed of by the most appropriate means available. The attached Resolution declares certain vehicles, equipment, computer related equipment and miscellaneous items as surplus.

COST:

N/A

SOURCE OF FUNDS:

N/A

ORIGINATING DEPARTMENT:

Finance

STAFF RECOMMENDATION PRESENTED BY:

Finance Director Robert Clinger - Recommendation is being made to adopt Resolution No. 2015-34, declaring certain property of the City as surplus and authorizing the sale or disposal of such property.

POTENTIAL MOTION:

"I move to adopt Resolution No. 2015-34, declaring certain property of the City as surplus and authorizing the sale or disposal of such property."

RESOLUTION NO. 2015-34

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA, PERTAINING TO THE SALE OF SURPLUS PROPERTY; DECLARING CERTAIN PROPERTY OF THE CITY AS SURPLUS AND AUTHORIZING THE SALE OR DISPOSAL OF SUCH PROPERTY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, over time, certain tangible personal property of the City becomes obsolete or loses its usefulness due to replacement, upgrade or loss functionality; and

WHEREAS, such property is surplus and should be disposed of by the most appropriate means available;

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

Section 1. The City of Deltona hereby declares the tangible personal property described in Exhibit A attached hereto to be surplus.

Section 2. The City Manager is hereby directed to dispose of these surplus items via whatever means she deems most appropriate.

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

PASSED AND RESOLVED this ____ day of _____, 2015, by the City Commission of the City of Deltona, Florida.

BY: _____
JOHN MASCIARCZYK, SR., Mayor

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

ATTEST:

JOYCE KENT, City Clerk

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

GRETCHEN R.H. VOSE, City Attorney

| Item | Munis Asset # | Tag # | Vehicle/Equip ID# | Dept. | Location | Serial # / Model # | Reason for Disposition |
|--|---------------|--------|-------------------|-------|---------------|--------------------|--|
| 362, 363, 364 - Deltona Water | | | | | | | |
| Compressor, 1 Gal | Not in Munis | n/a | n/a | 364 | Deltona Water | n/a | motor no longer works, to costly |
| Wall Air Conditioning Unit | Not in Munis | n/a | n/a | 364 | Deltona Water | n/a | No longer works |
| Digital Camera | 16209 | 40049 | n/a | 364 | Deltona Water | | Software not compatible |
| (6) Fire Doors | Not in Munis | n/a | n/a | 364 | Deltona Water | n/a | Replaced with new door |
| Scanner, Canon CR190I | 16922 | 36602 | | 363 | Deltona Water | n/a | Defective, returned to vendor |
| (9) crates of various sized meters | | | n/a | 364 | Deltona Water | | Retired, broken, or stuck |
| Office Trailer | 12114 | B10805 | n/a | 362 | Deltona Water | n/a | Moldy, drywall falling off. New trailer budgeted. Contractor to demolish and remove this one |
| 414, 416, 417, 419 - Public Works | | | | | | | |
| Copier, Ricoh Aficio | Not in Munis | | DA621 | 417 | PW Depot | J6056502010 | old, extensive maintenance cost, doesn't offer all features needed by department |
| Thermoplastic Applicator CH-220M | 15830 | 37761 | TD-0722 | 414 | PW Depot | n/a | Replaced; worn out and constantly in need of repair |
| Thermostat System, CH220M | 12846 | B10674 | TD-0722 | 414 | PW Depot | n/a | Replaced; worn out and constantly in need of repair |
| Thermo App CH220 6" Die | 12842 | B10675 | TD-0722 | 414 | PW Depot | n/a | Replaced; worn out and constantly in need of repair |
| Die, 12" | 12843 | B10676 | TD-0722 | 414 | PW Depot | n/a | Replaced; worn out and constantly in need of repair |
| Die, Double 6" | 12844 | B10677 | TD-0722 | 414 | PW Depot | n/a | Replaced; worn out and constantly in need of repair |
| Bitumen Tank | 12845 | B10678 | TD-0722 | 414 | PW Depot | n/a | Replaced; worn out and constantly in need of repair |
| Melter, 360 CH220M | 12847 | B10679 | TD-0722 | 414 | PW Depot | n/a | Replaced; worn out and constantly in need of repair |
| Tire Changer, Rim Clamp | 10424 | 1096 | n/a | 419 | PW Depot | Hunter 3250 | Damaged/Replaced |
| Truck, Ford L8501 Fuel 1998 | 11290 | 1258 | FM-0440 | 419 | PW Depot | 1FDXN80F6WVA21073 | Needs too much work to be used as a fuel/lube truck |
| Item | Munis Asset # | Tag # | Vehicle/Equip ID# | Dept. | Location | Serial # / Model # | Reason for Disposition |

| | | | | | | | |
|---|----------------------|--------------|--------------------------|--------------|-----------------|---------------------------|---|
| Truck, F350 4X4 1999 Super Duty | 10318 | 1084 | FM-9906 | 419 | PW Depot | 1FDSF35F1XEE11695 | Old/Replaced with new truck |
| Radio, 800 mhz Portable/LOE 200 | 10199 | 37334 | n/a | 417 | PW Admin. | n/a | obsolete/not compatible with new system |
| Truck, 450 Cab/Chasis Only | 10526 | 34562 | FO-0145 | 416 | PW Field Ops | 1FDXF46F72EB43903 | Replaced with new cab |
| Highlighted items to be sold as one-all part of striping machine | | | | | | | |
| IT | | | | | | | |
| Optiplex 745 | 12904 | 35965 | DELLDT142W7 | 131 | storage | 6X784D1 | Old XP CPU. Will not support Windows 7 effectively |
| T7500 Tower | 13417 | 37428 | DELL WKS6WY | 131 | storage | D7LKVH1 | Inoperative Motherboard. Not cost effective to repair |
| HP P1505 | 13843 | 37920 | Biz Tax | 131 | storage | CNBK610286 | Inoperative, old, not cost effective to repair |
| Powervault 110 JK0202Q | 12550 | B12550 | Dell Tape Drive | 131 | storage | JDLYX61 | obsolete/not compatible with new system |
| Deliberator System | 14026 | B13316 | Chambers | 131 | storage | n/a | obsolete/not compatible with new system |
| Ricoh 2060 sp | 13868 | 37980 | DA976 | 131 | storage | clerk closet | obsolete/not compatible with new system |
| APC UPS SUM1500RMXL2U | n/a | 37970 | n/a | 131 | storage | QS0839131738 | obsolete/not compatible with new system |
| 17 inch monitor | 12758 | B13322 | n/a | 131 | storage | SNA0630000787 | Broken/not compatible with new system |
| Printer, HP Laserjet 3600N Color | 13980 | 37312 | n/a | 131 | storage | CNWHH39644 | Broken/not compatible with new system |
| Centex Chroma C600 Scanner | 12982 | 35174 | n/a | 131 | storage | GS67D730064 | Broken/not compatible with new system |
| Dell 960 Computer | 13741 | 36223 | n/a | 131 | storage | 1HMKPJ1 | Broken/not repairable |
| Dell power connect 3424 Switch | n/a | 35999 | n/a | 131 | storage | 665CB1 | Broken/not compatible with new system |
| APC UPS SU140RMXLB3U | n/a | 37969 | n/a | 131 | storage | QS0648210371 | Broken/not compatible with new system |
| | | | | | | | |
| Item | Munis Asset # | Tag # | Vehicle/Equip ID# | Dept. | Location | Serial # / Model # | Reason for Disposition |

| | | | | | | | |
|---------------------------------------|-------|-------|--------|-----|-----------------|-------------|---------------------------------------|
| Ricoh Aficio 2022 | - | 39949 | DA 978 | 131 | storage | J8355401818 | Broken/not compatible with new system |
| Server, Cisco Call Monitor | 13115 | 38124 | n/a | 131 | storage | USE801N2KF | Broken/not compatible with new system |
| Server, Voicemail CCCM-1 7800 Series | 13117 | 38126 | n/a | 131 | storage | USE745N63 | Broken/not compatible with new system |
| Server, Cisco Media Convergence | 14111 | 38121 | n/a | 131 | storage | KQ7693F | Broken/not compatible with new system |
| Cisco 2800 | n/a | 38187 | n/a | 131 | storage | FTX113AORE | Broken/not compatible with new system |
| Cisco 2800 | 14310 | 38144 | n/a | 131 | storage | FTX1144A4NP | Broken/not compatible with new system |
| Optiplex 745 | 12912 | 35961 | n/a | 131 | storage | JY784D1 | Broken/not compatible with new system |
| HP Lasejet 3600 | 13737 | 36230 | n/a | 131 | storage | CNWHH44985 | Broken/not compatible with new system |
| HP Lasejet 3600 | n/a | n/a | n/a | 131 | storage | CNWHH35234 | Broken/not compatible with new system |
| HP Lasejet 3600 | n/a | n/a | n/a | 131 | storage | CNWHH35247 | Broken/not compatible with new system |
| Dell port replicator / monitor stands | n/a | n/a | n/a | 131 | storage | n/a | Inoperative, connectgors broken |
| Panasonic VHS | n/a | n/a | n/a | 131 | storage | A2IA82571 | Does not work |
| Lanier LD260C Copier/Printer | 13522 | 37526 | DA558 | 131 | Clerk's storage | M7990600299 | Inoperable, parts not available |
| RCA VHS recorder | n/a | n/a | n/a | 131 | storage | 835350219 | Does not work |
| Lenovo thinkpad twist | 16212 | 37412 | n/a | 131 | storage | MP-2YDEK | Broken |
| Cisco Catalyst CE500 | | | n/a | 131 | storage | FOC1222Y4G9 | No longer supported |
| Cisco Catalyst CE500 | 16109 | 35127 | n/a | 131 | storage | FOC1048X6E0 | No longer supported |
| Catalyst 2960 | | | n/a | 131 | storage | FOC1112ZPL | No longer supported |
| Cisco 2600 xm | 14342 | 38102 | n/a | 131 | storage | JMXC75OL1ZB | No longer supported |
| Dell EMV01 | n/a | n/a | n/a | 131 | storage | 42HHRG1 | No longer supported |
| Dell AMP01 | n/a | n/a | n/a | 131 | storage | 1DX0SG1 | No longer supported |

| Item | Munis Asset # | Tag # | Vehicle/Equip ID# | Dept. | Location | Serial # / Model # | Reason for Disposition |
|---------------------------------------|---------------|-------|-------------------|-------|----------|--------------------|---|
| Radio, 800 mhz | 15687 | 38400 | Communications | 222 | Storage | A4011E047206 | The City purchased new radios that are in compliance with the P25 mandate. All of the following radios are now obsolete as they are not in compliance |
| Radio, EDACS 500M | 12393 | 37174 | Communications | 222 | Storage | 430224 | The City purchased new radios that are in compliance with the P25 mandate. All of the following radios are now obsolete as they are not in compliance |
| Radio, 500M Mobile | 15542 | 38389 | Communications | 222 | Storage | 1409154 | The City purchased new radios that are in compliance with the P25 mandate. All of the following radios are now obsolete as they are not in compliance |
| Radio, Orion Mobile | 15511 | 37201 | Communications | 222 | Storage | 141334 | The City purchased new radios that are in compliance with the P25 mandate. All of the following radios are now obsolete as they are not in compliance |
| Radio, PS90 Series 148-174 mhz VHF | 11507 | 38408 | Communications | 222 | Storage | 61000433 | The City purchased new radios that are in compliance with the P25 mandate. All of the following radios are now obsolete as they are not in compliance |

| Item | Munis Asset # | Tag # | Vehicle/Equip ID# | Dept. | Location | Serial # / Model # | Reason for Disposition |
|-------------------------|---------------|-------|-------------------|-------|----------|--------------------|---|
| Radio, Scan Portable | 12787 | 37143 | Communications | 222 | Storage | 9107197 | The City purchased new radios that are in compliance with the P25 mandate. All of the following radios are now obsolete as they are not in compliance |
| Radio, Scan Portable | 12789 | 37139 | Communications | 222 | Storage | 9107255 | The City purchased new radios that are in compliance with the P25 mandate. All of the following radios are now obsolete as they are not in compliance |
| Radio, PLPE 200 800 mhz | 10233 | 37188 | Communications | 222 | Storage | 8921016 | The City purchased new radios that are in compliance with the P25 mandate. All of the following radios are now obsolete as they are not in compliance |
| Radio, Scan Portable | 12790 | 37196 | Communications | 222 | Storage | 9107259 | The City purchased new radios that are in compliance with the P25 mandate. All of the following radios are now obsolete as they are not in compliance |
| Radio, Scan Portasble | 12777 | 37206 | Communications | 222 | Storage | 9107203 | The City purchased new radios that are in compliance with the P25 mandate. All of the following radios are now obsolete as they are not in compliance |

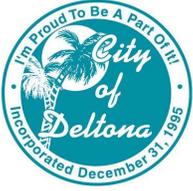
| Item | Munis Asset # | Tag # | Vehicle/Equip ID# | Dept. | Location | Serial # / Model # | Reason for Disposition |
|------------------------|---------------|-------|-------------------|-------|----------|--------------------|---|
| Radio, P5100 Portable | 15527 | 38368 | Communications | 222 | Storage | 9222457 | The City purchased new radios that are in compliance with the P25 mandate. All of the following radios are now obsolete as they are not in compliance |
| Radio, LPE 200 800 mhz | 10858 | 37218 | Communications | 222 | Storage | 0002QU5 | The City purchased new radios that are in compliance with the P25 mandate. All of the following radios are now obsolete as they are not in compliance |
| Radio, EDACS 500M | 12393 | 37174 | Communications | 222 | Storage | 430224 | The City purchased new radios that are in compliance with the P25 mandate. All of the following radios are now obsolete as they are not in compliance |
| Radio, 500M Mobile | 15542 | 38389 | Communications | 222 | Storage | 1409154 | The City purchased new radios that are in compliance with the P25 mandate. All of the following radios are now obsolete as they are not in compliance |
| Radio, Scan Portable | 12787 | 37143 | Communications | 222 | Storage | 9107197 | The City purchased new radios that are in compliance with the P25 mandate. All of the following radios are now obsolete as they are not in compliance |

| Item | Munis Asset # | Tag # | Vehicle/Equip ID# | Dept. | Location | Serial # / Model # | Reason for Disposition |
|---------------------------------------|---------------|-------|-------------------|-------|----------|--------------------|---|
| Radio, Orion Mobile | 15511 | 37201 | Communications | 222 | Storage | 1413344 | The City purchased new radios that are in compliance with the P25 mandate. All of the following radios are now obsolete as they are not in compliance |
| Radio, PS90 Series 148-174 mhz VHF | 11507 | 38408 | Communications | 222 | Storage | 61000433 | The City purchased new radios that are in compliance with the P25 mandate. All of the following radios are now obsolete as they are not in compliance |
| Radio, 800 mhz | 15687 | 38400 | Communications | 222 | Storage | A4011E047206 | The City purchased new radios that are in compliance with the P25 mandate. All of the following radios are now obsolete as they are not in compliance |
| Maestro C3 Dispatch Console | 12388 | 37243 | Communications | 222 | Storage | n/a | When the Communications Center was closed, there was no further need for this equipment. |
| Charger, Autopulse Battery | 16194 | 38449 | Batteries | 222 | Storage | 130118002 | Battery charger stopped working/replaced under warranty |
| Radio, Harris XG 75 800 mhz | 16279 | 38490 | Communications | 222 | | A40204002320 | Destroyed on call |

| | | | | | | | |
|--|----------------------|--------------|--------------------------|--------------|-----------------|---------------------------|---|
| Radio, Portable LPE200 | 13907 | 37184 | Communications | 222 | Storage | 9806274 | The City purchased new radios that are in compliance with the P25 mandate. All of the following radios are now obsolete as they are not in compliance |
| Item | Munis Asset # | Tag # | Vehicle/Equip ID# | Dept. | Location | Serial # / Model # | Reason for Disposition |
| Generator EM5000S | 12606 | 1194 | Generator | 222 | Storage | EM5000S | Per Fleet Maintenance, this generator does not generate electricity any longer |
| Construction Services | | | | | | | |
| Contex Citroma G600 Wide Format Scanner | 12982 | 35174 | n/a | 157 | Const. Svcs. | GS67D730064 | Broken |
| Parks | | | | | | | |
| Trailer, Enclosed 4x8x4 | 10367 | 1390 | n/a | 720 | Depot | 5C7EE081XY000060 | Purchased in 1999, has been utilized by three City Department and is too small and does not fit our mission. Have not utilized trailer in quite some time |
| John Deere Utility Tractor/Loader 4410 | 35626 | 11428 | n/a | 720 | Depot | LV4410H340056 | Outdated, clutch worn out, cost too much to repair, rusted assembly |
| Toro Groundmaster Deck Mower w/SID | 11144 | 1235 | n/a | 720 | Depot | 230000474 | Purchased in 2003, needs new deck and new tires, since that time cost of repairs has been \$6370. too costly to continue to maintain |
| John Deere Tractor w/loader | 10441 | 1094 | n/a | 720 | Depot | LV4400H342070 | Rusted in present condition, hydraulic system needs to be replaced, too costly to continue to maintain in current state of condition |

Enforcement Services

| | | | | | | | |
|--|-------|-------|---------|-----|-------|-------------------|------------------------|
| 2007 Ford F150 SS | 12801 | 35028 | ES-0729 | 196 | Depot | 1FTRX12W57FA68750 | Too costly to maintain |
| | | | | | | | |
| Misc. low dollar items as approved by the City Manager | | | | | | | |



Agenda Memo

TO: Mayor and Commission

AGENDA DATE: 11/16/2015

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 8 - D

SUBJECT:

Request for Approval of Final Budget Amendment /Transfer for FY 2014/2015 and the approval of Resolution 2015-47 - Robert Clinger, Finance Department (386) 878-8552

LOCATION:

N/A

BACKGROUND:

As part of the fiscal year end process, it is standard practice to process a year end budget amendment to "true up" department budgets so that no department reflects an over-budget situation in the City's CAFR. This requested transfer moves budget dollars between departments in the General Fund and the Solid Waste Fund. In the case of the General Fund it does not result in a net change in budgetary fund balance. In the case of Solid Waste it results in a net decrease of \$122,400 in budgetary fund balance.

COST:

\$122,400

SOURCE OF FUNDS:

General Fund N/A, Solid Waste Fund budgetary fund balance.

ORIGINATING DEPARTMENT:

Finance

STAFF RECOMMENDATION PRESENTED BY:

Robert Clinger, Finance Director - Recommends approval of budget transfer 2015-48 for the transfer of funds between Departments in the General Fund and the approval of Resolution 2015-47 to amend the Solid Waste Fund budget.

POTENTIAL MOTION:

"I move to approve budget transfer 2015-48 (Exhibit B) for the transfer of funds between Departments in the General Fund and approve Resolution 2015-47 to amend the Solid Waste Fund budget."

RESOLUTION NO. 2015-47

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA; AMENDING THE ANNUAL SOLID WASTE FUND 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 certain on-going, previously budgeted projects 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 City's Solid Waste Fund 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 budget of the Solid Waste Fund of the City of Deltona as 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", 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

City of Deltona

Exhibit B

Budget Amendment

Fiscal Year 2014-2015

Amendment #: 2015-48 Date: November 16, 2015
Fund: General Fund Agenda Item: _____

| | | | <u>Increase</u> | <u>Decrease</u> |
|--------------|-----------------------------------|---------|-----------------|-----------------|
| Account #: | 001125 511200 | Amount: | 15,000 | |
| Description: | <u>SALARIES & WAGES</u> | | | |
| Account #: | 001125 511400 | Amount: | 1,000 | |
| Description: | <u>OVERTIME</u> | | | |
| Account #: | 001125 512100 | Amount: | 2,000 | |
| Description: | <u>FICA TAXES</u> | | | |
| Account #: | 001125 512200 | Amount: | 4,000 | |
| Description: | <u>RETIREMENT CONTRIBUTIONS</u> | | | |
| Account #: | 001221 511200 | Amount: | 10,000 | |
| Description: | <u>SALARIES & WAGES</u> | | | |
| Account #: | 001222 511400 | Amount: | 45,000 | |
| Description: | <u>OVERTIME</u> | | | |
| Account #: | 001110 524904 | Amount: | | 25,000 |
| Description: | <u>LEGAL & CLASSIFIED ADS</u> | | | |
| Account #: | 001720 511200 | Amount: | | 25,000 |
| Description: | <u>SALARIES & WAGES</u> | | | |
| Account #: | 001720 524610 | Amount: | | 27,000 |
| Description: | <u>R&M - OTHER</u> | | | |

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

Reason: **Final year end true-up of General Fund Budget**

ATTEST:

Joyce Raftery, City Clerk

John C. Masiarczyk, Sr., Mayor

City of Deltona

Exhibit A

Budget Amendment

Fiscal Year 2014-2015

| | | | |
|--------------|-------------------------|--------------|--------------------------|
| Amendment #: | <u>2015-49</u> | Date: | <u>November 16, 2015</u> |
| Fund: | <u>Solid Waste Fund</u> | Agenda Item: | <u></u> |

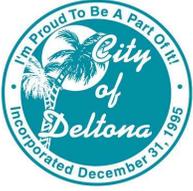
| | | <u>Increase</u> | <u>Decrease</u> |
|--------------|----------------------------------|-----------------|-----------------|
| Account #: | 102340 523416 | Amount: | 81,000 |
| Description: | <u>REFUSE COLLECTION</u> | | |
| Account #: | 102 325220 | Amount: | 41,400 |
| Description: | <u>SOLID WASTE - RESIDENTIAL</u> | | |
| Account #: | | Amount: | |
| Description: | <u></u> | | |
| Account #: | | Amount: | |
| Description: | <u></u> | | |
| Account #: | | Amount: | |
| Description: | <u></u> | | |
| Account #: | | Amount: | |
| Description: | <u></u> | | |
| Account #: | | Amount: | |
| Description: | <u></u> | | |

Description: This amendment results in a net decrease in Budgetary Fund Balance of \$122,400.

Reason: **Final year end true-up of Solid Waste Fund Budget**

ATTEST:

| | |
|---------------------------|--------------------------------|
| Joyce Raftery, City Clerk | John C. Masiarczyk, Sr., Mayor |
|---------------------------|--------------------------------|



Agenda Memo

TO: Mayor and Commission

AGENDA DATE: 11/16/2015

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 8 - E

SUBJECT:

Request for approval of Resolution No. 2015-43, Approval of Prior Year (FY 2014/2015) Budget Carry Forward of Transportation Fund funds - Robert Clinger, Finance Department (386) 878-8552.

LOCATION:

Howland / Ft. Smith Intersection

BACKGROUND:

The City currently has several projects that are on-going and span more than one fiscal year. In the past, the City has attempted to budget year-to-year for multi-year projects which has been quite cumbersome. In order to improve the accuracy of budgeting for projects, the Finance Department has worked with Public Works to establish a protocol which will allow for more accurate budgeting of multi-year projects so that projects can more efficiently carry forward from one budget year to the next. The departments have held coordination meetings to determine the appropriate amount of funds needed to be carried over from FY 2014/2015 to FY 2015/2016.

The City's Transportation Fund had a capital budget of \$2,300,000 for FY 2014/2015 and is requesting to carry forward \$75,000 of unspent funds. The funds will be completely allocated to the Howland Blvd./Ft. Smith Intersection project which is on-going.

COST:

\$75,000

SOURCE OF FUNDS:

Prior Year Transportation Roll-Over Funds

ORIGINATING DEPARTMENT:

Finance

STAFF RECOMMENDATION PRESENTED BY:

Robert Clinger, Finance Director - Staff recommends that the City Commission approve Resolution No. 2015-43.

POTENTIAL MOTION:

"I move to approve Resolution No. 2015-43 to approve to carry forward of transportation funds not spent in FY 2014/2015 in order to provide funding to complete certain on-going projects."

RESOLUTION NO. 2015-43

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA; AMENDING THE ANNUAL TRANSPORTATION FUND BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2015, AND ENDING SEPTEMBER 30, 2016 BY CARRYING FORWARD FUNDS NOT SPENT IN FY 2014/2015 ON CERTAIN ON-GOING PROJECTS; REPEALING ALL RESOLUTIONS OR PARTS OF RESOLUTIONS IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on September 21, 2015, City Commission adopted a budget for the 2015-2016 fiscal year specifying certain projected revenues and expenditures; and

WHEREAS, from time-to-time certain on-going, previously budgeted projects 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 City's Transportation Fund for the 2015-2016 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 budget of the Transportation Fund of the City of Deltona as adopted for the fiscal year beginning October 1, 2015, is hereby revised and amended to provide for carry forward of unspent prior year appropriations as provided in Exhibit "A" , 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

City of Deltona
Capital Project Budget Carryover
 Fiscal Year 2015-2016

Amendment #: 2016-07 Date: November 16, 2015
 Fund: Transportation Agenda Item: _____

| | | Increase | Decrease |
|--------------|--------------------------------------|----------------|----------|
| Account #: | 109653 650100 33064 | Amount: 75,000 | |
| Description: | <u>HOWLAND/FT SMITH INTERSECTION</u> | | |
| Account #: | | Amount: | |
| Description: | _____ | | |
| Account #: | | Amount: | |
| Description: | _____ | | |
| Account #: | | Amount: | |
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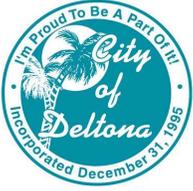
Description: This amendment results in a net decrease in Budgetary Fund Balance of \$75,000.

Reason: **Transportation Budget Carryover of Capital Projects from FY 2014/2015 to FY 2015/2016.**

ATTEST:

 Joyce Raftery, City Clerk

 John C. Masiarczyk, Sr., Mayor



Agenda Memo

TO: Mayor and Commission

AGENDA DATE: 11/16/2015

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 8 - F

SUBJECT:

Request for approval of Resolution No. 2015-44, Approval of Prior Year (FY 2014/2015) Budget Carry Forward of Deltona Water funds - Robert Clinger, Finance Department (386) 878-8552.

LOCATION:

Various Deltona Water Utility Projects throughout the City

BACKGROUND:

The City currently has several projects that are on-going and span more than one fiscal year. In the past, the City has attempted to budget year-to-year for multi-year projects which has been quite cumbersome. In order to improve the accuracy of budgeting for projects, the Finance Department has worked with Public Works to establish a protocol which will allow for more accurate budgeting of multi-year projects so that projects can more efficiently carry forward from one budget year to the next. The departments have held coordination meetings to determine the appropriate amount of funds needed to be rolled over from FY 2014/2015 to FY 2015/2016.

Deltona Water had a capital budget of \$33,404,500 for FY 2014/2015 and is requesting to carry forward \$2,408,600 of unspent funds. The funds will be allocated to twelve (12) on-going capital project lines. The funds are available within the approved original budget overall and on each individual line budget.

These projects are subject to design, bidding, and selection schedules as well as construction mobilization and implementation schedules that can result in multi-year expenditures. The carry forward funds will be utilized in FY 2015/2016.

COST:

\$2,408,600

SOURCE OF FUNDS:

Prior Year Deltona Water Carry Forward Funds

ORIGINATING DEPARTMENT:

Finance

STAFF RECOMMENDATION PRESENTED BY:

Robert Clinger, Finance Director - Staff recommends that the City Commission approve Resolution No. 2015-44.

POTENTIAL MOTION:

“I move to approve Resolution No. 2015-44 to approve the carry forward of utility funds not spent in FY 2014/2015 in order to provide funding on certain on-going utility projects.”

RESOLUTION NO. 2015-44

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA; AMENDING THE ANNUAL DELTONA WATER ENTERPRISE FUND BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2015, AND ENDING SEPTEMBER 30, 2016 BY CARRYING FORWARD FUNDS NOT SPENT IN FY 2014/2015 ON CERTAIN ON-GOING PROJECTS; REPEALING ALL RESOLUTIONS OR PARTS OF RESOLUTIONS IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on September 21, 2015, City Commission adopted a budget for the 2015-2016 fiscal year specifying certain projected revenues and expenditures; and

WHEREAS, from time-to-time certain on-going, previously budgeted projects 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 City's Deltona Water Enterprise Fund for the 2015-2016 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 budget of the Deltona Water Enterprise Fund of the City of Deltona as adopted for the fiscal year beginning October 1, 2015, is hereby revised and amended to provide for carry forward of unspent prior year appropriations as provided in Exhibit "A", 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

City of Deltona
Capital Project Budget Carryover
 Fiscal Year 2015-2016

Amendment #: 2016-05 Date: November 16, 2015
 Fund: Deltona Water Agenda Item: _____

| | | Increase | Decrease |
|--------------|---------------------------------------|----------|-----------|
| Account #: | 401650 650100 41013 | Amount: | 3,000 |
| Description: | <u>LAKE MONROE RECLAIM PHASE 4A</u> | | |
| Account #: | 401650 650100 41015 | Amount: | 204,600 |
| Description: | <u>LFA WELL (BRACKISH DEEP WELL)</u> | | |
| Account #: | 401650 650100 43014 | Amount: | 131,300 |
| Description: | <u>RECLAIMED WTR SYS INTERCONNECT</u> | | |
| Account #: | 401650 650100 43015 | Amount: | 86,000 |
| Description: | <u>WHITEWOOD/WELLINGTON REHAB</u> | | |
| Account #: | 401650 650100 44002 | Amount: | 35,700 |
| Description: | <u>EWWTPLS/FM IMPROVMENTS</u> | | |
| Account #: | 401650 650100 46010 | Amount: | 1,417,000 |
| Description: | <u>NEW WTR TREATMENT PLANT-EAST</u> | | |
| Account #: | 401650 650100 46013 | Amount: | 168,000 |
| Description: | <u>HOWLAND BOULEVARD PHASE III</u> | | |
| Account #: | 401650 650100 46015 | Amount: | 32,000 |
| Description: | <u>FT SMITH UTILITY SEC 4B</u> | | |
| Account #: | 401650 650100 46900 | Amount: | 125,000 |
| Description: | <u>WATER MAIN REPLACEMENTS</u> | | |
| Account #: | 401362 640160 | Amount: | 35,000 |
| Description: | <u>CAPITALIZED INTANGIBLES</u> | | |
| Account #: | 401363 620200 | Amount: | 121,500 |
| Description: | <u>BUILDING IMPROVEMENTS</u> | | |
| Account #: | 401363 640150 | Amount: | 49,500 |
| Description: | <u>SOFTWARE</u> | | |

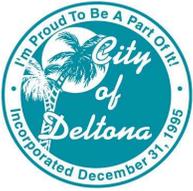
Description: This amendment results in a net decrease in Budgetary Fund Balance of \$2,408,600.

Reason: **Deltona Water Budget Carryover of Capital Projects from FY 2014/2015 to FY 2015/2016.**

ATTEST:

 Joyce Raftery, City Clerk

 John C. Masiarczyk, Sr., Mayor



Agenda Memo

TO: Mayor and Commission

AGENDA DATE: 11/16/2015

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 8 - G

SUBJECT:

Request for approval of Resolution No. 2015-45, Approval of Prior Year (FY 2014/2015) Budget Carry Forward of Stormwater Fund funds - Robert Clinger, Finance Department (386) 878-8552.

LOCATION:

Various Stormwater Utility Projects throughout the City

BACKGROUND:

The City currently has several projects that are on-going and span more than one fiscal year. In the past, the City has attempted to budget year-to-year for multi-year projects which has been quite cumbersome. In order to improve the accuracy of budgeting for projects, the Finance Department has worked with Public Works to establish a protocol which will allow for more accurate budgeting of multi-year projects so that projects can more efficiently carry forward from one budget year to the next. The departments have held coordination meetings to determine the appropriate amount of funds needed to be carried over from FY 2014/2015 to FY 2015/2016.

The City's Stormwater Utility had a capital budget of \$2,113,800 for FY 2014/2015 and is requesting to carry forward \$610,000 of unspent funds. The funds will be allocated to five (5) on-gong capital project lines. The funds are available within the approved original budget overall and on each individual budget line.

Most of these projects are subject to design, bidding, and selection schedules as well as construction mobilization and implementation schedules that can result in multi-year expenditures. The carry forward funds will be utilized in FY 2015/2016.

COST:

\$610,000

SOURCE OF FUNDS:

Prior Year Stormwater Projects Roll-Over Funds

ORIGINATING DEPARTMENT:

Finance

STAFF RECOMMENDATION PRESENTED BY:

Robert Clinger, Finance Director - Staff recommends that the City Commission approve Resolution No. 2015-45.

POTENTIAL MOTION:

“I move to approve Resolution No. 2015-45 to approve the roll-over of Stormwater Utility funds not spent in FY 2014/2015 in order to provide funding to complete certain on-going projects.”

RESOLUTION NO. 2015-45

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA; AMENDING THE ANNUAL STORMWATER FUND BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2015, AND ENDING SEPTEMBER 30, 2016 BY CARRYING FORWARD FUNDS NOT SPENT IN FY 2014/2015 ON CERTAIN ON-GOING PROJECTS; REPEALING ALL RESOLUTIONS OR PARTS OF RESOLUTIONS IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on September 21, 2015, City Commission adopted a budget for the 2015-2016 fiscal year specifying certain projected revenues and expenditures; and

WHEREAS, from time-to-time certain on-going, previously budgeted projects 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 City's Stormwater Fund for the 2015-2016 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 budget of the Stormwater Fund of the City of Deltona as adopted for the fiscal year beginning October 1, 2015, is hereby revised and amended to provide for the carry forward of unspent prior year appropriations as provided in Exhibit "A", 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

City of Deltona
Capital Project Budget Carryover
 Fiscal Year 2015-2016

Amendment #: 2016-06 Date: October 23, 2015
 Fund: Stormwater Agenda Item: _____

| | | Increase | Decrease |
|--------------|-------------------------------------|-----------------|----------|
| Account #: | 101651 650100 21001 | Amount: 500,000 | |
| Description: | <u>LELAND PUMP STATION</u> | | |
| Account #: | 101651 650100 28238 | Amount: 50,000 | |
| Description: | <u>BONVILLE/MERCHANT DRAINAGE</u> | | |
| Account #: | 101651 650100 29206 | Amount: 25,000 | |
| Description: | <u>SKY/KEELING DRAINAGE IMPROV.</u> | | |
| Account #: | 101651 650100 29214 | Amount: 9,000 | |
| Description: | <u>SKY-LAREDO & KEELING</u> | | |
| Account #: | 101380 640500 | Amount: 26,000 | |
| Description: | <u>E/Q & MACHINERY</u> | | |
| Account #: | | Amount: | |
| Description: | _____ | | |
| Account #: | | Amount: | |
| Description: | _____ | | |
| Account #: | | Amount: | |
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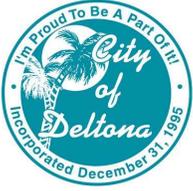
Description: This amendment results in a net decrease in Budgetary Fund Balance of \$610,000.

Reason: **Stormwater Budget Carryover of Capital Projects from FY 2014/2015 to FY 2015/2016.**

ATTEST:

 Joyce Raftery, City Clerk

 John C. Masiarczyk, Sr., Mayor



Agenda Memo

TO: Mayor and Commission

AGENDA DATE: 11/16/2015

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 8 - H

SUBJECT:

Public Hearing - Resolution No. 2015-48, A resolution to abolish the Volusia Growth Management Commission (VGMC) - Chris Bowley, AICP, Planning and Development Services (386) 878-8602.

LOCATION:

Citywide

BACKGROUND:

The City of Deltona is one of 16 incorporated municipalities within Volusia County, and the County as an unincorporated entity, results in 17 governmental agencies. Volusia County is similar to the remaining counties within Florida (State) that comprise in total 67 counties. The State addresses the need for and fosters intergovernmental coordination through the Growth Management Act (Act) and these provisions are within the Intergovernmental Coordination Elements of the respective jurisdictions comprehensive plans.

Of the 67 counties Statewide, Volusia County includes an additional comprehensive plan review application process through the VGMC. The VGMC was created to act as an intermediary for conflict resolution disputes for land use applications. However, their role has expanded beyond the Charter provisions and the VGMC has been involved in applications of appeals and delays that are counter to their original directive. This has led to an open-ended process that ultimately places Volusia County and its jurisdictions in a less economic development position to foster growth and development, when a process already exists to facilitate open dialogue to address public concerns and objections.

COST:

N/A

SOURCE OF FUNDS:

N/A

ORIGINATING DEPARTMENT:

Planning and Development Services

STAFF RECOMMENDATION PRESENTED BY:

Chris Bowley, AICP, Director, Planning and Development Services - Staff recommends the City Commission approve Resolution No. 2015-48, a resolution to abolish the Volusia Growth Management Commission (VGMC).

POTENTIAL MOTION:

“I hereby move to approve Resolution No. 2015-48, a resolution to abolish the Volusia Growth Management Commission (VGMC).”

RESOLUTION NO. 2015-48

A RESOLUTION OF THE CITY OF DELTONA, VOLUSIA COUNTY, FLORIDA, REQUESTING THE VOLUSIA CHARTER REVIEW COMMISSION TO RECOMMEND AN AMENDMENT TO THE VOLUSIA COUNTY CHARTER ABOLISHING THE VOLUSIA GROWTH MANAGEMENT COMMISSION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the State Legislature adopted the Growth Management Act (Act), which requires local governmental entities to adopt comprehensive plans to establish policies for the future growth within their jurisdiction; and

WHEREAS, and furthermore, it is the intent of the Act for counties and municipalities to cooperate and coordinate planning with each other, regional agencies and the State, and specifically states:

It is the intent of this act to encourage and ensure cooperation between and among municipalities and counties and to encourage and ensure coordination of planning and development activities of units of local government with the planning activities of regional agencies and state government in accord with applicable provisions of law; and

WHEREAS, the counties and municipalities include an Intergovernmental Coordination Element, with listed goals, objectives, and policies to encourage and ensure coordination of planning and development activities of units of local government with the planning of regional agencies and State government in accord with applicable provisions of law; and

WHEREAS, in addition to the Act, in 1986 the Volusia County Charter (Charter) was amended to create the Volusia Growth Management Commission (VGMC) and the Charter amendment contained the following language:

There is hereby created the Volusia Growth Management Commission (hereafter commission). The commission shall have the power and the duty to determine the consistency of the municipalities' and county's comprehensive plans and any amendments thereto with each other; and

WHEREAS, these provisions clearly indicate that the main purpose of the VGMC is to provide a forum through which local governmental entities can resolve differences regarding comprehensive plans; and

WHEREAS, the VGMC has not limited its role to the Charter directive to resolve disputes and provide a form of resolution among local governmental entities. Instead, the VGMC has also been a forum to inhibit intergovernmental coordination and growth and development, which has led to delay of the legislative growth policies adopted by local governmental entities; and

WHEREAS, the VGMC has interpreted its role to intervene in growth management policy decisions, despite when all local governmental entities involved are in agreement as to consistency. This has supported the majority of the VGMC hearings to not be the result of disputes between local governmental entities, but objections filed by other parties; and

WHEREAS, the VGMC has been a costly process that is funded by the taxpayers of Volusia County. The VGMC reviews every proposed comprehensive plan amendment in Volusia County, adding time to the State mandated process, and VGMC hearings are easily requested. Where the VGMC was created to facilitate the process, the process has instead been used to delay growth and development; and

WHEREAS, the VGMC is not required by State law and Volusia County is the only county in the State with this additional layer of application review that places Volusia County at an economic disadvantage when competing with other jurisdictions for new businesses that do not have such additional layer of review and approval; and

WHEREAS, local governments have the sovereign authority from the State to adopt its own growth management policies that are in compliance with the Act, thereby establishing how that community will grow. Such provisions did not include the establishment of a VGMC or an entity that is used beyond its original directive to be used as a method to inhibit, delay, or otherwise all of the laws and provisions for sound intergovernmental coordination practices. The second or more forums to review and hear objections to growth management policies adopted by local governmental entities violate the sovereignty of the local government to establish its own growth management policies; and

WHEREAS, the Volusia County Charter should be amended to abolish the VGMC and instead rely on the existing provisions in the Act and comprehensive plans of counties and municipalities for intergovernmental coordination that established to address such processes; and

WHEREAS, abolishing the VGMC will not adversely affect the public's right to participate in government, public hearings, due public notice, or the adoption of the growth policies of the local governmental entities to pursue the administrative review provided under State law.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DELTONA, VOLUSIA COUNTY, FLORIDA AS FOLLOWS:

Section 1. The City Commission of the City of Deltona hereby requests the Volusia Charter Review Commission to recommend an amendment to the Volusia County Charter to abolish the VGMC.

Section 2. The City Manager is hereby directed to forward this Resolution to the Volusia Charter Review Commission.

Section 3. Severability. If any section, subsection, sentence, clause, phrase, or portion of this Resolution, or application hereof, is for any reason held invalid or unconstitutional by any Court, such portion or application shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions or application hereof.

Section 4. Conflicting Resolutions. All resolutions made in conflict with this Resolution are hereby repealed.

Section 5. Effective Date. This Resolution shall take effect upon adoption.

PASSED AND RESOLVED this ____ day of _____, 2015, by the City Commission of the City of Deltona, Florida.

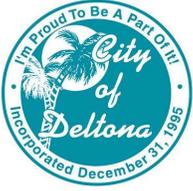
BY: _____
JOHN MASCIARCZYK, SR., Mayor

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



Agenda Memo

TO: Mayor and Commission

AGENDA DATE: 11/16/2015

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 9 - A

SUBJECT:

Public Hearing - Ordinance No. 20-2015, Amending Section 18-4 and 18-5 of Building and Building Regulations, at second and final reading - Dale Baker, Deputy City Manager (386) 878-8852.

LOCATION:

Citywide

BACKGROUND:

The new addition of the Florida Building Code has been published and the minimum wind speed for design and compliance has changed from 120 mph to 140 mph. This requires an update to our ordinance. Staff plans to remove this reference and utilize the most current addition of the Florida Building Code.

Additionally, we utilize the International Property Maintenance Code published by the International Code Council which references the International Building Code and Fire Code. This requires a change to our code to deem a reference to the comparable provisions of the Florida Building and Fire Prevention Code.

Finally, the City commission heard this item at the October 19, 2015, public hearing and unanimously voted to approve Ordinance No. 20-2015 at first reading.

COST:

N/A

SOURCE OF FUNDS:

N/A

ORIGINATING DEPARTMENT:

Deputy City Manager

STAFF RECOMMENDATION PRESENTED BY:

Dale Baker, Deputy City Manager - Staff recommends that the City Commission adopt Ordinance No. 20-2015, to update Building and Building Regulations, Section 18-4 by removing the reference to wind speed and 18-5 to provide a reference to the comparable provisions of the Florida Building and Fire Prevention Code, at second and final reading.

POTENTIAL MOTION:

“I move to approve Ordinance No. 20-2015, to update the Building and Building Regulations, Section 18-4 by removing the reference to wind speed and 18-5 to provide a reference to the comparable provisions of the Florida Building and Fire Prevention Code, at second and final reading.”

ORDINANCE NO. 20-2015

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA, BY AMENDING AND REVISING THE PROVISIONS OF CHAPTER 18, BUILDINGS AND BUILDING REGULATIONS, OF THE CITY OF DELTONA CODE OF ORDINANCES; PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the City of Deltona adopted Chapter 18, “*Building and Building Regulations*” via Ordinance No. 40-2005 on September 19, 2005; and

WHEREAS, Section 18-4 and 18-5 of Chapter 18 have become obsolete and in need of revising; and

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

Section 1. Section 18-4, Article I “*In General*” of Chapter 18 “*Buildings and Building Regulations*” of the City’s Code of Ordinances is hereby amended to read as follows:

Sec. 18-4. ~~Wind speed.~~ Reserved

~~The minimum wind speed for the City of Deltona for design and compliance with Florida Building Code, Section 1606 shall be 120 mph at a three second gust.~~

Section 2. Section 18-5, Article I, “*In General*” of Chapter 18 “*Buildings and Building Regulations*” of the City’s Code of Ordinances is hereby amended to read as follows:

Sec. 18-5. Property maintenance code.

The provisions of the latest edition of the International Property Maintenance Code published by the International Code Council shall apply to existing structures and premises; equipment and facilities; light, ventilation, space heating, sanitation, safety hazards; responsibilities of owners, operators, and occupants; and occupancy of existing premises and structures. References to the International Building Code and to the

International Fire Code shall be deemed to be references to the comparable provisions of the Florida Building Code and the Florida Fire Prevention Code.

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.

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, City Attorney



Agenda Memo

TO: Mayor and Commission

AGENDA DATE: 11/16/2015

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 9 - B

SUBJECT:

Public Hearing - Request for approval of Resolution No. 2015-41, Initial Assessment Resolution for the Creation of the Arbor Ridge Phase 5 Street Lighting District - Gerald Chancellor, Public Works Department (386) 878-8998.

LOCATION:

Arbor Ridge Phase 5

BACKGROUND:

The City has received a petition requesting the creating of a new Street Lighting District for a new subdivision, Arbor Ridge Phase 5. The petition bears one (1) signature representing 100% of the property within the proposed boundaries. The proposed District will include the installation of twenty-five (25) 100-watt decorative street lights and twenty-five (25) 16' colonial single poles. This installation is in keeping with the majority of the other types of installation within the Arbor Ridge community. When platted, Arbor Ridge Phase 5 will have seventy-seven (77) platted lots of approximately equal size within the proposed street lighting district. The estimated annual charge per platted lot for the first year is \$88.99 and subsequent years.

The City shall incur the initial cost with reimbursement through the non-ad valorem tax assessment on the property owners within the area described.

COST:

\$88.99 1st year and subsequent years.

SOURCE OF FUNDS:

N/A

ORIGINATING DEPARTMENT:

Public Works Director

STAFF RECOMMENDATION PRESENTED BY:

Gerald Chancellor, Public Works Director - Staff recommends that the City Commission adopt Resolution No. 2015-41 as the Initial Assessment Resolution for the creation of the Arbor Ridge Phase 5 Street Lighting District.

POTENTIAL MOTION:

"I move to adopt the Resolution No. 2015-41, creating the Arbor Ridge Street Lighting District, and to

schedule the Public Hearing.”

RESOLUTION NO. 2015-41

A RESOLUTION OF THE CITY OF DELTONA, VOLUSIA COUNTY, FLORIDA; PERTAINING TO A STREET LIGHTING ASSESSMENT; DESCRIBING THE STREET LIGHTING SERVICES, FACILITIES OR PROGRAMS TO BE PROVIDED; ESTIMATING THE STREET LIGHTING COST TO BE ASSESSED; DESCRIBING THE METHOD OF APPORTIONING THE STREET LIGHTING ASSESSED COSTS AND THE COMPUTATION OF THE STREET LIGHTING ASSESSMENT FOR SPECIFIC PROPERTIES; PROVIDING A SUMMARY DESCRIPTION OF THE PARCELS OF RECEIVING A SPECIAL BENEFIT FROM THE PROVISION OF THE STREET LIGHTING SERVICES; ESTABLISHING AN ASSESSMENT RATE FOR THE UPCOMING FISCAL YEAR; DIRECTING THE CITY MANAGER TO PREPARE THE INITIAL ASSESSMENT ROLL, PUBLISH THE NOTICE REQUIRED BY SECTION 54-249 OF THE CODE OF ORDINANCES AND MAIL THE NOTICE REQUIRED BY SECTION 54-250 OF THE CODE OF ORDINANCES; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Article IV, Chapter 54 of the Code of Ordinances, City of Deltona, Florida authorizes special assessments for street lighting and proscribes method for such assessments as an alternative to Chapter 170, Florida Statutes; and

WHEREAS, the owners of one-hundred (100%) of the property described in Section 4 of this Resolution have petitioned the City Commission to establish a street lighting district for the purpose of providing street lights in said area; and

WHEREAS, the City Commission has determined that it would be in the best interests of the City and of the persons owning land within the area described and provide a special benefit

to the property described herein to establish such street lighting district for the purpose of providing street lights, and to assess the properties so benefitted to cost thereof;

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

Section 1. The City shall provide street lighting within the Arbor Ridge Phase 5 Subdivision by installing, or causing to be installed, twenty-five (25) 100 watt Ocala light fixtures and twenty-five (25) 16' colonial poles.

Section 2. The estimated cost to be assessed is \$6,852.00 in the first year and each year thereafter, subject to annual adjustment.

Section 3. The estimated cost to be assessed shall be apportioned by lot, and the Commission specifically finds that the assessment is in proportion to, and is less than or equal to, the special benefit conferred by the street lighting improvement on each lot described herein.

Section 4. The description of the parcels of property receiving a special benefit from the provision of the street lighting services, facilities or programs described herein is:

ARBOR RIDGE PHASE 5 - 5-18-31 GOVT LOT 5 EXC IRREG PARCEL IN SE 1/4 MEAS 568.14 FT ON S/L & 293.70 FT ON E/L & EXC IRREG PARCEL LYING N OF ARBOR RIDGE UNIT 1 & MEAS 1916.16 FT ON W/L OF SECT 5 & MEAS 681.95 FT ON N/L & EXC 39.49 FT E & 114.53 FT N OF LOT 204 OF ARBOR RIDGE UNIT T 3 MEAS 60 FT X 60 FT MB 47 PG 127 PER OR 5645 PG 4161 PER OR 6945 PG 1693 PER OR 7118 PG 1640

Section 5. Each lot described in Section 4 shall pay a 1/77 share of the total annual assessment or approximately \$88.99 the first year and each year thereafter, subject to adjustment.

Section 6. The City Manager is hereby directed to:

- a) Prepare the initial assessment roll as required by Section 54-248 of the Code of Ordinances, City of Deltona;
- b) Publish the notice required by Section 54-249 of the Code of Ordinances, City of Deltona; and
- c) Mail the notice required by Section 54-250 of the Code of Ordinances, City of Deltona, using the information available from the tax roll.

Section 7. 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, 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

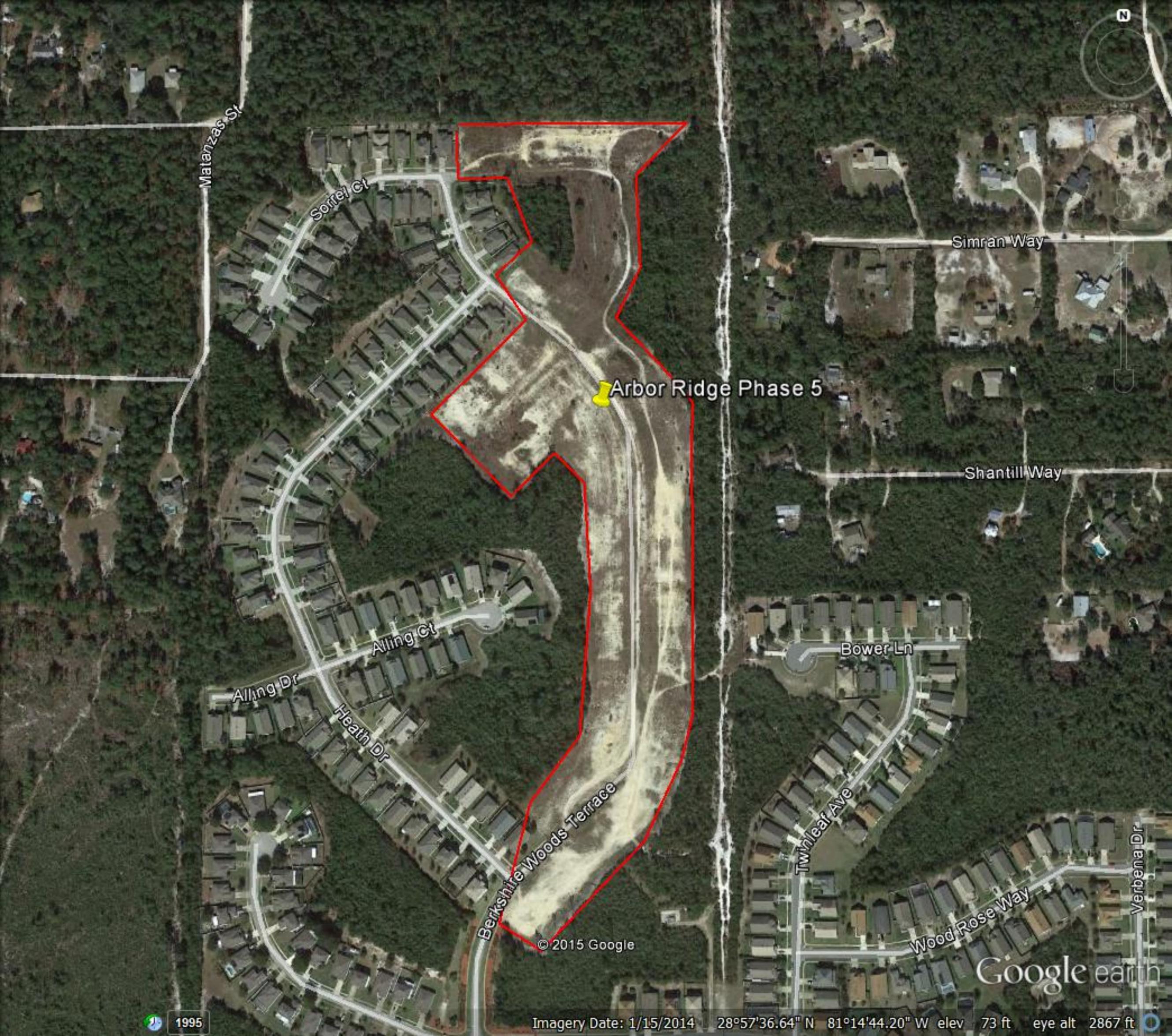
OASIS AVENUE
PROPOSED LIGHTING DISTRICT REPORT

| PETITION NUMBER | HOMEOWNER | HOUSE NUMBER | STREET | FULL PARCEL ID | SIGNATURE VERIFIED? |
|--------------------|-------------------------|--------------|---------------------|---------------------|------------------------|
| 1 - 77 | Arbor Ridge Enclave LLC | All 77 Lots | Arbor Ridge Phase 5 | 05-18-31-00-00-0230 | YES |

*N/A = Residence located within proposed lighting district, but not listed on petition and no signature provided.

COST SUMMARY

| | |
|---|------------|
| Total Number of Platted Lots: | 77 |
| Total Number of Verified Signatures: | 1 |
| Construction Cost: | \$0.00 |
| Consultant Fee: | \$0.00 |
| Estimated Yearly Rental Fee: | \$6,852.00 |
| | |
| Estimated Total Cost - First Year: | \$6,852.00 |
| Estimated Monthly Cost Per Resident - First Year: | \$88.99 |
| | |
| Estimated Yearly Cost - From Second Year Forward: | \$6,852.00 |
| Estimated Monthly Cost - From Second Year Forward: | \$571.00 |
| Estimated Yearly Cost Per Resident - From Second Year Forward: | \$88.99 |
| Estimated Monthly Cost Per Resident - From Second Year Forward: | \$7.42 |



Matanzas St

Sorrel Ct

Simran Way

Arbor Ridge Phase 5

Shantill Way

Alling Ct

Bower Ln

Alling Dr

Heath Dr

Berkshire Woods Terrace

Twinleaf Ave

Wood Rose Way

Verbena Dr

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1995

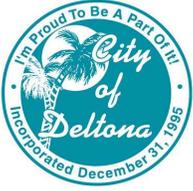
Imagery Date: 1/15/2014 28°57'36.64" N 81°14'44.20" W elev 73 ft eye alt 2867 ft

CITY OF DELTONA
PETITION FOR CREATION OF A STREETLIGHTING DISTRICT

***Please note:** There is an annual cost involved in the creation of a Streetlighting District. Property owners, within an approved Streetlighting District, pay an annual special service charge, via their property tax bills, for the streetlights in their area. The average annual charge is \$25.00 to \$100.00 per year per lot dependent upon the number and type of streetlights selected by the property owners within the Streetlighting District.*

We, the undersigned do hereby request that the City of Deltona consider the creation of a Streetlighting District within our neighborhood. We understand that there is an annual cost involved for the streetlights.

| PROPERTY OWNER NAME <small>(Please Print)</small> | PROPERTY OWNER SIGNATURE | ADDRESS & LEGAL DESCRIPTION OF PROPERTY OWNED (LOT & BLOCK NUMBER, PARCEL NUMBER OR STREET) |
|---|--|--|
| 1) <u>Arbor Ridge Enclave, LLC</u> |  | <u>Lots 365 - 441 of Arbor Ridge, Unit 5 according to the map or Plat thereof, as recorded in Map Book _____, Page _____, of the Public Records of Volusia County, Florida</u> |
| 2) _____ | _____ | _____ |
| 3) _____ | _____ | _____ |
| 4) _____ | _____ | _____ |
| 5) _____ | _____ | _____ |
| 6) _____ | _____ | _____ |



Agenda Memo

TO: Mayor and Commission

AGENDA DATE: 11/16/2015

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 11 - A

SUBJECT:

Selection of Vice Mayor.

LOCATION:

N/A

BACKGROUND:

Section 5, Item (5), The Vice Mayor. Election and Duties, of the City Charter provides that: "There shall be a Vice Mayor elected annually by the Commission from among the Commissioners. Such election shall take place at the first meeting after the general election."

COST:

N/A

SOURCE OF FUNDS:

N/A

ORIGINATING DEPARTMENT:

City Clerk

STAFF RECOMMENDATION PRESENTED BY:

Joyce Raftery, City Clerk - To discuss and consider selection of a Vice Mayor for the upcoming year.

POTENTIAL MOTION:

"I move to select _____ as Vice Mayor for the next year."