



City of Deltona

Mayor
John Masiarczyk

Vice Mayor
Chris Nabicht
District 6

Commissioners:

Mitch Honaker
District 1

Diane Smith
District 2

Heidi Herzberg
District 3

Nancy Schleicher
District 4

Brian Soukup
District 5

City Manager
Jane K. Shang

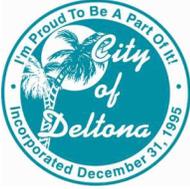
PUBLIC NOTICE

**CITY OF DELTONA
2345 Providence Blvd.
Deltona, FL 32725**

**City Manager Agenda Review Meeting
2nd Floor Conference Room
Monday, October 3, 2016
5:30 P.M.**

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.



City of Deltona

2345 Providence Blvd.
Deltona, FL 32725

Regular Commission Meeting

City Commission

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

Monday, October 3, 2016

6:30 PM

Deltona Commission Chambers

1. CALL TO ORDER:

2. ROLL CALL – CITY CLERK:

3. INVOCATION AND PLEDGE TO THE FLAG:

A. [Invocation Presented by Vice Mayor Nabicht](#)

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 September 19, 2016 - Joyce Raftery, City Clerk \(386\) 878-8502.](#)

Background:

N/A

Attachments:

[September 19, 2016 RCM Minutes](#)

5. PRESENTATIONS/AWARDS/REPORTS:

A. [Super Star Student of the Month Certificates for September 2016](#)

Background:

Super Star Student of the Month awards for September 2016 will be presented to:

1. Deltona Lakes Elementary, Jayden Ramos, 4th Grade
2. Discovery Elementary, Lauren Cucchiaro, 5th Grade
3. Enterprise Elementary, Abram Trail, Kindergarten

4. Forest Lake Elementary, Mya Diaz, 4th Grade
5. Friendship Elementary, Abraham Garin, 5th Grade
6. Pride Elementary, Kolton Pickens, 1st Grade
7. Spirit Elementary, Trevor Davis, 3rd Grade
8. Sunrise Elementary, Hannah Matve, Kindergarten
9. Timbercrest Elementary, Jalen Williams, 4th Grade
10. Deltona Middle, Gabrielle Turner, 6th Grade
11. Galaxy Middle, Victoria Morales, 6th Grade
12. Heritage Middle, Christopher "CJ" Jackson, 7th Grade
13. Deltona High, Antoine Denoel, 12th Grade
14. Pine Ridge High, Tyler Russo, 12th Grade
15. University High, Christalia Morales, 11th Grade

Attachments: [Sept 2016 Super Star Student Achievements](#)

- B. [Deltona School system update by Superintendent of Volusia County School District, Mr. Tom Russell](#)

Background: Mr. Russell, Superintendent Volusia County School District, will provide an update to the Commission on Deltona Schools.

- C. [Presentation: Update on the Volusia Transit Connector Study - Chris Bowley, AICP, Planning and Development Services, \(386\) 878-8602.](#)

[Strategic Goal: Other Priority Objectives. Explore multi-modal transportation opportunities.](#)

Background: The Florida Department of Transportation (FDOT) has been working on the Volusia Transit Connector Study to address the need for expanded multi-modal systems within Volusia County. The study's Project Advisory Group (PAG) analyzed alternatives throughout the County that includes options considering the following transportation modes:

1. Expanding the existing Votran bus system;
2. Adding Bus Rapid Transit (BRT) or Express Bus systems;
3. Expanding on heavy rail (SunRail) or light rail feasibility/alignment; and
4. Potential multi-modal station locations.

FDOT desires to brief the City Commission and the community on the findings for the Volusia Transit Connector Study.

Attachments: [VTCS Presentation](#)

- D. [Presentation: The Center at Deltona/New Community Center - Chris Bowley, AICP, Planning and Development Services, \(386\) 878-8602.](#)

[Strategic Goal: Fiscal Issues - New Community Center; Economic Development - Construct a Senior/Community Center.](#)

Background:

In 2015, the City Commission identified the need as a Strategic Plan goal to construct a new community center for everyone. A site was selected, a preference list of elements for the building was provided by the City Commission, an architect and site civil engineer was selected, site plans, construction plans, site preparation, site permitting, building plans through building permit were approved, and coordination with the Council on Aging for use of the facility was done. The next and important step, as represented on the early project schedule, is to select a site contractor and determine the interior finishes. The project lead, CT Hsu & Associates, provided initial presentations to the City Commission, with the need to return for progress updates, following achievement of critical milestones. The following presentation provides an update on the project.

E. [Proclamation - Fire Prevention Week October 9-15, 2016](#)**Background:**

The 2016 Fire Prevention Week theme, "Don't Wait - Check the Date! Replace Smoke Alarms Every 10 Years" effectively serves to educate the public about the vital importance of replacing the smoke alarms in their homes at least every ten years, and to determine the age of their smoke alarms by checking the date of manufacture on the back of the alarms.

Attachments: [Fire Prevention Week](#)

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: The consent agenda contains items that have been determined to be routine and non-controversial. If anyone in the audience wishes to address a particular item on the consent agenda, now is the opportunity for you to do so. Additionally, if staff or members of the City Commission wish to speak on a consent item, they have the same opportunity.

8. CONSENT AGENDA:**9. ORDINANCES AND PUBLIC HEARINGS:**

- A. [Public Hearing - Ordinance No. 14-2016, Amending Division 3, "Collection and Use", of Article III, "Stormwater Utility", of Chapter 54, "Special Assessments", of the Code of the City of Deltona, by adding a provisions for stormwater utility fee credits, at second and final reading - Becky Vose, Legal Department \(407\)](#)**

[448-0111.](#)

[Strategic Goal: Infrastructure](#)

Background:

There has been a request to amend the stormwater utility fee ordinance relating to developed properties that have constructed and currently operate and maintain stormwater facilities that can reduce stormwater runoff impacts from the subject property and reduce the burden on the city to maintain, operate and provide capital improvements to the stormwater management system.

This ordinance was discussed at the workshop on August 22, 2016, at which time the question was raised as to the potential impact of the credit on the revenues to the stormwater utility. This question has been addressed by the City's consultant Tetra Tech, and it was concluded that the worst case impact on the utility revenues is less than 5%.

The proposed ordinance has been reviewed by the Deltona Business Alliance and the DBA has indicated its support of this ordinance.

Attachments:

[Tetra Tech Opinion](#)

[Ordinance No. 14-2016](#)

10. OLD BUSINESS:

- A. [Contract: Proposed Cardinal Place Senior Apartments - Chris Bowley, AICP, Director, Planning and Development Services, \(386\) 878-8602.](#)

[Strategic Goal: Economic Development - Create more diversified and high-quality housing opportunities.](#)

Background:

In 2015, Mr. DuPont brought forward a request for the City of Deltona to pledge through execution of the attached forms, \$50,000.00 towards the above listed project. Mr. DuPont is making the similar request to allocate \$50,000.00 of its FY16/17 \$554,512 State Housing Initiative Partnership (SHIP) funds for a low income housing tax credit (LIHTC) application to the Florida Housing Finance Corporation (FHFC). The FHFC administers the State SHIP program and, if awarded, the \$50,000 will be deferred to this project. The proposed project is for affordable senior housing and the request is the same as that approved by the City Commission last year. As proposed, the project will include 60 multi-family dwelling units on ±3.3-acres that is a permitted use in the RM-2 zoning district for the site. Execution of the forms allows the applicant to achieve more points in a competitive application process.

Attachments: [Letter Request](#)
[Cardinal Apartments Concept Plan](#)
[Fee Waiver Form](#)
[Status of Site Plan Approval](#)
[Verif. Development - Zoning](#)
[Verif. Infrastructure - Electricity](#)
[Verif. Development - Roads](#)
[Verif. Development - Sewer](#)
[Verif. Development - Water](#)

11. NEW BUSINESS:

12. CITY ATTORNEY COMMENTS:

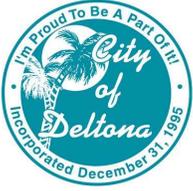
13. CITY MANAGER COMMENTS:

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).

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Agenda Memo

AGENDA ITEM: A.

TO: Mayor and Commission

AGENDA DATE: 10/3/2016

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 3 - A

SUBJECT:

Invocation Presented by Vice Mayor Nabicht

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:

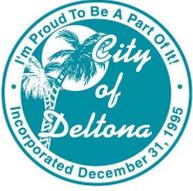
City Manager's Office

STAFF RECOMMENDATION PRESENTED BY:

N/A - Invocation Only

POTENTIAL MOTION:

N/A - Invocation Only



Agenda Memo

AGENDA ITEM: A.

TO: Mayor and Commission

AGENDA DATE: 10/3/2016

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 4 - A

SUBJECT:

Approval of minutes - Regular Commission Meeting of September 19, 2016 - Joyce Raftery, City Clerk (386) 878-8502.

LOCATION:

N/A

BACKGROUND:

N/A

COST:

N/A

SOURCE OF FUNDS:

N/A

ORIGINATING DEPARTMENT:

City Clerk's Office

STAFF RECOMMENDATION PRESENTED BY:

City Clerk Joyce Raftery - That the Commission approve the minutes of the Regular Commission Meeting of September 19, 2016.

POTENTIAL MOTION:

"I move to approve the minutes of the Regular Commission Meeting of September 19, 2016, as presented."



City of Deltona

2345 Providence Blvd.
Deltona, FL 32725

Minutes

City Commission

Monday, September 19, 2016

6:30 PM

Deltona Commission Chambers

REVISED AGENDA - SEPTEMBER 19, 2016

1. CALL TO ORDER:

2. ROLL CALL – CITY CLERK:

Present: 9 - Commissioner Herzberg
Commissioner Honaker
Commissioner Schleicher
Commissioner Smith
Commissioner Soukup
Vice Mayor Nabicht
Mayor Masiarczyk
City Manager Shang
City Attorney Vose

3. INVOCATION AND PLEDGE TO THE FLAG:

A. Invocation Presented by Commissioner Soukup - Tom Trageser, Director of Corporate Relations, Stetson University.

Commissioner Soukup introduced Tom Trageser, Director of Corporate Relations at Stetson University and led everyone in the pledge to the flag.

4. APPROVAL OF MINUTES & AGENDA:

A. Approval of minutes - Regular Commission Meeting of September 6, 2016 - Joyce Raftery, City Clerk (386) 878-8502.

Motion by Vice Mayor Nabicht, seconded by Commissioner Honaker, to approve the minutes of the Regular Commission Meeting of September 6, 2016, as presented. The motion carried by the following vote:

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

5. PRESENTATIONS/AWARDS/REPORTS:

Mayor Masiarczyk introduced the new Volusia County Sheriff Chitwood. Sheriff Chitwood spoke about recent ride along with the City Manager and Commissioner Herzberg and that is how he intends to police Deltona, he is interested in hearing what concerns the Commission and residents have, he is looking to add a Police Athletic League (PAL) and bring in after school programs, that together we can make a difference, that while he was campaigning the one comment he continued to hear is how clean the City is becoming, that he takes office on January 1st at 12:01 and at 12:02 he will be on patrol in Deltona, and that every Friday he will be out patrolling and trying to get to know the residents in the neighborhoods via bike patrol.

6. CITY COMMISSION SPECIAL REPORTS:

Vice Mayor Nabicht stated that he is on the academy advisory board at Pine Ridge High School and the Health Academy is putting together an anti-drinking program in April around Prom time and all of the emergency services have come together in the past to put on the program at high schools throughout the community, but this year it was suggested that Pine Ridge High School put on the program and it is headed up by Deputy Fire Chief Swisher, there was a meeting today and all the players are at the table from the Volusia County Sheriff's Office (VSCO), Loman's Funeral Home, the news media, possibly Air One, Fish Hospital's helicopter and it will be a good event for everyone. He stated he will keep everyone informed and the next meeting is in December.

Commissioner Soukup left the meeting at 6:39 p.m. and returned at 6:40 p.m.

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.

Mayor Masiarczyk opened the public hearing.

Jim Pescha, 1120 N. Old Mill Blvd., Deltona, spoke about the workshop on sports facilities, that there are 20,000 to 25,000 kids in the City, the issues with parking and traffic for events, having a large senior population and the average resident's income being low, he questioned where the money was going to come from for a sports complex, needing a large enough facility to hold events and sporting events and would support the number of people who would attend, he suggested an outdoor venue with enough parking, possibly camping areas and not needing to over build something, needing to provide something for the other 2/3rds of the population, that sports should not be the only game in town, he suggested either a cultural center, park, a band shell or an open cultural area. He stated sports tourism is being looked at by a lot of other cities who are not looking at open concert venues and he suggested having all Commission meetings in the Commission Chambers.

Larry Kent, 235 River Village Drive, Debary, spoke about being in code enforcement hell again as he was a couple years ago, in the last three (3) years his contractors have asked for numerous permits and he has spent a lot of money to fix his commercial property, he did not realize he needed a permit to pour concrete and he does not know how to apply for a concrete pad or right-of-way permit and he would like someone to shadow him and go through the process with him.

John Fleemin, Deltona Firefighters' Association Local 2913, stated he will be reading a letter from another fireman who is not comfortable with public speaking which included the fireman's history and experiences with the Fire Department, that he is thanked by residents for what he does, people praising firemen one minute and creating a prejudice against firemen the next, firemen made into outsiders, peoples objective skills being diminished when it comes to a political agenda, and continually making the ultimate sacrifice in the face of an insane hypocrisy.

John Viccaro, Union President of the Deltona Firefighters' Association Local 2913, spoke about putting Item 11-D on the agenda at the last minutes, making every attempt to bury the past and move forward, firefighting being a selfless job, issues that have come up that offend and upset him, that he has an open door policy, that he is in attendance to try and build back confidence and trust, and that if anyone has any questions he would be glad to talk to them.

Kurt Vroman, Deltona Firefighters' Association Local 2913, stated he just returned from the International Fallen Firefighters' Memorial in Colorado Springs, there being 137 firefighters put on the wall this year who died in the line of duty, that he was in attendance to comment on comments made at the Workshop on August 11th regarding the hiring of three (3) firefighters, he discussed Chapter 447 which covers all labor in the public sector and taking an oath to uphold the Constitution of the United States of Florida, the City of Deltona and Volusia County. He stated that opening regular communications with both sides can resolve many of the issues that come up, the City was always the City on the front page for the wrong reasons and not wanting that title back, that he is hoping to hit the reset button, get back to cleaning up the City and making the City something everyone can be proud of.

Mayor Masiarczyk closed the public hearing.

CONSENT AGENDA: The consent agenda contains items that have been determined to be routine and non-controversial. If anyone in the audience wishes to address a particular item on the consent agenda, now is the opportunity for you to do so. Additionally, if staff or members of the City Commission wish to speak on a consent item, they have the same opportunity.

8. CONSENT AGENDA:

None.

9. ORDINANCES AND PUBLIC HEARINGS:**A. Request for approval of Resolution 2016-44 adopting the final Millage Rate for the levy of ad valorem taxes for Fiscal Year 2016/2017 - Robert Clinger, Finance (386) 878-8552.****Strategic Goal: Fiscal Issues**

Mayor Masiarczyk stated this is a public hearing to hear and consider comments and questions regarding the City's millage rate and proposed annual budget for the coming fiscal year 2016/2017. The City of Deltona hereby proposes a millage rate of 7.95. The millage rate reflects a 7.3% increase from the rolled-back rate of 7.4120 mills. The millage rate is higher than the rolled-back rate of 7.4120 in order to cover increased operating costs.

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

Motion by Commissioner Herzberg, seconded by Commissioner Schleicher, to approve Resolution 2016-44 adopting the final Millage Rate of 7.9500 for the levy of ad valorem taxes for Fiscal Year 2016/2017.

City Attorney Vose read the title of Resolution No. 2016-44 for the record.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA;
ADOPTING AN AD VALOREM MILLAGE RATE FOR THE 2016-2017 FISCAL YEAR;
PROVIDING FOR AN EFFECTIVE DATE.

The motion carried by the following vote:

For: 6 - Commissioner Herzberg, Commissioner Honaker,
Commissioner Schleicher, Commissioner Soukup, Vice
Mayor Nabicht, and Mayor Masiarczyk

Against: 1 - Commissioner Smith

Resolution No. 2016-44 was adopted at 6:58 p.m.

Mayor Masiarczyk stated the City of Deltona has adopted a final ad-valorem millage rate of 7.95 mills for fiscal year 2016/2017. The final ad-valorem millage rate reflects a 7.3% increase from the rolled-back rate of 7.4120 mills.

B. Approval of Resolution 2016-45 adopting the final Budget for Fiscal Year 2016/2017 - Robert Clinger, Finance Director (386) 878-8552.

Strategic Goal: Fiscal Issues

Mayor Masiarczyk stated the proposed annual budget is summarized as follows: General Fund - \$56,613,387; Special Revenue Funds - \$39,727,829; Enterprise Fund - \$46,053,397; Capital Project Funds - \$13,596,795; and Total City-wide Budget - \$155,991,408.

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

Motion by Commissioner Herzberg, seconded by Commissioner Schleicher, to approve Resolution 2016-45 adopting the final Budget for Fiscal Year 2016/2017.

City Attorney Vose read the title of Resolution No. 2016-45 for the record.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA; ADOPTING THE FINAL ANNUAL GENERAL FUND, SPECIAL REVENUE FUNDS, ENTERPRISE FUND, AND CAPITAL PROJECT FUNDS BUDGETS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2016, AND ENDING SEPTEMBER 30, 2017; PROVIDING FOR AN EFFECTIVE DATE.

The motion carried by the following vote:

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

Resolution No. 2016-45 was adopted at 7:01 p.m.

- C. Public Hearing - Resolution No. 2016-37, Variance Request for a Proposed Dollar Tree Retail Store at 823-827 DeBary Ave. (VR16-003) - Chris Bowley, AICP, Director of Planning and Development Services, (386) 878-8602.**

Strategic Goal: Economic Development - work with existing businesses to expand and grow.

No action taken, the application has been withdrawn.

- D. Public Hearing - Resolution No. 2016-38, Conditional Use Permit for a House of Worship at 2745 Lake Helen Osteen Road - Chris Bowley, AICP, Director, Planning and Development Services, (386) 878-8602.**

Strategic Plan: Economic Development, work with existing businesses to expand and grow.

Motion by Commissioner Herzberg, seconded by Commissioner Schleicher, to approve Resolution No. 2016-38 allowing a Conditional Use for a house of worship use at 2745 Lake Helen Osteen Road for up to 24 months.

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

Mayor Masiarczyk read the title of Resolution No. 2016-38 for the record.

A RESOLUTION OF CITY OF DELTONA, FLORIDA; GRANTING A CONDITIONAL USE TO PERMIT A HOUSE OF WORSHIP WITHIN AN RE-1, RESIDENTIAL ESTATE ZONING DISTRICT FOR THE PROPERTY LOCATED AT 2745 LAKE HELEN-OSTEEN ROAD, WITHIN THE CITY OF DELTONA; PROVIDING CONDITIONS AND AN EFFECTIVE DATE.

The motion carried by the following vote:

For: 6 - Commissioner Herzberg, Commissioner Honaker, Commissioner Schleicher, Commissioner Smith, Commissioner Soukup, and Mayor Masiarczyk

Against: 1 - Vice Mayor Nabicht

Resolution No. 2016-38 was adopted at 7:02 p.m.

- E. Public Hearing - Ordinance No. 12-2016, Comprehensive Plan Amendment adding Tivoli Drive between Saxon Blvd. and Providence Blvd., to the City's Thoroughfare Map, at second and final reading - Chris Bowley, AICP, Planning and Development Services, (386) 878-8602.**

Strategic Goal: Fiscal Issues: Transportation/CIP (i.e. Tivoli Drive Expansion).

Mayor Masiarczyk opened the public hearing.

Mary Craig, 1313 Tivoli Drive, Deltona, spoke about just purchasing her home and not knowing or even being made aware of the widening of Tivoli Drive, the danger to the public and children when the road is widened, not purchasing the home if she had known about the proposed changes to the road, taking into consideration how the tax payers who live on the road feel and that widening the road would cause property values will plummet.

Joseph Jimenez, 1371 Tivoli Drive, Deltona, spoke about his family being directly

impacted by the widening of Tivoli Drive, that it would affect the resident's quality of life, that at a meeting it was mentioned that widening the road would be a bad idea and that it would be "tight" on Tivoli Drive, that this is intended to relieve traffic which he does not believe will happen, that he rejects the incrementalism of the road and the City doing what it wants regardless of the residents.

ALberto Rivera, 1351 Baton Drive, Deltona, spoke about objecting to the project, the project lowering the property values, possibly turning residential properties into commercial properties and it would not be proper to live on the road once it is widened.

Mayor Masiarczyk closed the public hearing.

Motion by Commissioner Schleicher, seconded by Vice Mayor Nabicht, to adopt Ordinance No. 12-2016, adding Tivoli Drive between Saxon Blvd. and Providence Blvd., to the City's Thoroughfare Map, at second and final reading.

City Attorney Becky Vose read the title of Ordinance No.12-2016 for the record.

AN ORDINANCE OF THE CITY OF DELTONA, FLORIDA, AMENDING THE THOROUGHFARE ROADWAY SYSTEM 2025 MAP, THE ROADWAY NUMBER OF LANES 2025 MAP, AND THE ROADWAY NUMBER OF LANES TABLE OF DELTONA'S COMPREHENSIVE PLAN BY ADDING THE SEGMENT OF TIVOLI DRIVE FROM PROVIDENCE BOULEVARD TO SAXON BOULEVARD AS A FOUR LANE THOROUGHFARE; FINDING CONFORMITY WITH STATE STATUTES AND THE COMPREHENSIVE PLAN OF THE CITY OF DELTONA; PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE.

The motion carried by the following vote:

For: 5 - Commissioner Herzberg, Commissioner Honaker, Commissioner Schleicher, Vice Mayor Nabicht, and Mayor Masiarczyk

Against: 2 - Commissioner Smith, and Commissioner Soukup

Ordinance No. 12-2016 was adopted at 7:32 p.m.

F. Public Hearing - Ordinance No. 26-2016, Deltona Free Standing Emergency Room BPUD (RZ16-001), at second and final reading - Chris Bowley, AICP, Planning and Development Services, (386) 878-8602.

Strategic Goal: Economic Development - Focus on Howland Blvd. as the gateway for commercial growth.

Jonathan Gills, Lowndes, Drosdick, Doster, Kantor & Reed, P.A., 215 North Eola Drive, Orlando, introduced the project team Central Florida Regional Hospital CEO Wendy

Brandon, COO Richard Reed, Civil Engineer George Hudleston, Traffic Engineer Stephanie Shealey and Project Manager Mathew West. Mr. Gills stated this is the second reading, with respect to the new language in the Development Agreement (DA) it became apparent that the access issue is complex, that there may be an opportunity for other access, the property most near the proposed intersection connection is under a different property owner's name, that having the right-in/right-out is sufficient to provide safe access, the Planning & Zoning Board not having the same concerns as the Commission, wanting the experts to make the final determination as to what is safe, efficient and adequate and those experts would be the City's traffic engineer, City's planning staff and County traffic engineer, and that this is an engineering exercise that is more appropriate at the final site plan (engineered plan) and not on the rezoning which is what is before the Commission. Mr. Gills entered into the record an evidence binder, a majority of the documentation is already on file with the City.

Mathew West, Project Manager with LittleJohn Engineering Associates, 1516 Edgewater Drive, Orlando, gave a brief presentation to include general information, the location of the property, the master development plan, Free Standing Emergency Room (FSER) operations, traffic information, Deltona Village Business Planned Unit Development (BPUD), existing FSER sites 72-hour traffic counts, medical land uses comparison, recommended trip generation rate for FSER, distribution of trips, distribution comparison, intersection analysis, traffic analysis summary, a summary and requested action.

Mayor Masiarczyk opened the public hearing.

Jenna Cook, 551 Keystone Terrace, Deltona, spoke about the need for an FSER, her experience as a nurse, the FSER will improve the level of healthcare in the area and the employment opportunities that it will create.

Susan Burgos, 2748 Lafoy Court, Deltona, spoke about the FSER being an opportunity for growth, she feels what is proposed is a safe way to get in and out of the facility and the possibility of accidents at the RaceTrac.

Brandy White, 2926 Chalmer Street, Deltona, questioned if there was another FSER that was just approved not long ago?

Mayor Masiarczyk replied that the Halifax Hospital project is different and is not a FSER under that term.

Mayor Masiarczyk closed the public hearing.

The project team addressed the concerns of the residents who spoke and the Commissioners' concerns.

Motion by Vice Mayor Nabicht, seconded by Commissioner Schleicher,

to continue the item.

Amended motion by Vice Mayor Nabicht, seconded by Commissioner Schleicher, to continue the item to time certain to October 17, 2016. The amended motion carried by the following vote:

City Attorney Becky Vose read the title of Ordinance No. 26-2016 for the record.

AN ORDINANCE OF THE CITY OF DELTONA AMENDING THE OFFICIAL ZONING MAP TO REZONE APPROXIMATELY 3.24 ACRES OF LAND LOCATED IN THE SOUTHWEST CORNER OF THE INTERSECTION OF HOWLAND BLVD. AND GRAVES AVENUE FROM CITY OF DELTONA BUSINESS PLANNED UNIT DEVELOPMENT TO A NEW CITY OF DELTONA BUSINESS PLANNED UNIT DEVELOPMENT; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

The motion carried by the following vote:

For: 6 - Commissioner Herzberg, Commissioner Honaker, Commissioner Schleicher, Commissioner Soukup, Vice Mayor Nabicht, and Mayor Masiarczyk

Against: 1 - Commissioner Smith

Ordinance No. 26-2016 was adopted at 8:46 p.m.

Mayor Masiarczyk called for a recess at 8:46 p.m. and reconvened the meeting to order at 8:55 p.m.

- G. Public Hearing - Ordinance No. 30-2016, Rezone Request for ±1.46 acres of land located near of the intersection of DeBary Ave. and Providence Blvd., at first reading - Chris Bowley, AICP, Director of Planning and Development Services, (386) 878-8602.**

Strategic Goal: Economic Development - work with existing businesses to expand and grow.

City Attorney Vose stated that this is a quasi-judicial hearing and if there is a motion to deny it needs to include findings of fact, in other words the reason for it.

Motion by Vice Mayor Nabicht, seconded by Commissioner Honaker, to deny Ordinance No. 30-2016, rezoning request for the 1.46 acres.

Mayor Masiarczyk opened the public hearing.

Alex Ford, Landis Graham French, P.A., 145 E. Rich Avenue, DeLand, spoke about there being more than an adequate amount of property for a commercial property and there is more than the City's code requires, there will be the same allowance regarding

environmental issues under the zoning regardless of how it is done, the 25 foot upland buffer per the code, the 7-Eleven's cross easement issue being resolved through a Development Agreement, the commercial land use designation is what is already on the property, the applicant is asking for a by right designation of C-1 Commercial which is intended to allow a wide range of retail and commercial uses, the purpose of the designation being compatible, being part of the Enterprise Commercial Overlay District and being aware of the standards, the applicant withdrew the variance request, applicant is trying to take away the issues raised, not being certain if the property will qualify for the Dollar Store's requirements, the zoning being the right one for the property, without the zoning request there is a strong chance there will not be a Dollar Store developed on the property, the property being under used and the need for commercial property in the area, there being plenty of buffer and the property being right next to commercial property, there is plenty of traffic capacity and that there is no requirement to do a Traffic Impact Analysis (TIA) otherwise the applicant would have had to provide one.

Pat Northey, 2310 Carson Lane, Deltona, spoke about the history of the Enterprise overlay, Deltona being a good neighbor and continuing to be, the City not being required to grant a rezoning, a retail store not being compatible with historic Enterprise, the impact the project would have to the entire area and if approved ensure that the preservation plan remain as intended.

Roy Walters, 480 Warrior Trail, Enterprise, spoke about doing a traffic study himself and his results, the impact a store would have at the location, the layout of the area, the right-in/right-out, the percentage of traffic in the intersection, the number of trips, what the County engineer requires, the 7-Eleven not being in favor of the project, that on July 5, 2015 Dollar Tree purchased all Family Dollars and he suggested changing the name of the Family Dollar which is two (2) blocks away to Dollar Tree and restock it.

Sandra Walters, 480 Warrior Trail, Enterprise, spoke about the name of the C-1 zoning being called neighborhood zoning and staff report calls it neighborhood oriented zoning, that a C-1 zoning is a much broader category than Planned Development (PD) and there are 68 permitted uses to include things like car washes, package stores, hotels, etc. which are not neighborhood oriented, looking equally at economic development and temporary jobs for people who will not spend their money here, no net job gain, consistent and compatible being two (2) different concepts, the existing character of the property is the Enterprise Overlay part of the Deltona Comprehensive Plan and the property is appropriately zoned as PD which is what it should remain.

Janet Deyette, 2451 Timbercrest Drive, Deltona, spoke about her history with the City, the City not being required to rezone the property, the need for commercial development and needing office space, protecting Thornby and leaving the zoning as professional office.

Esther Dobens, 1347 E. Normandy Blvd., Deltona, spoke about the community going from a retirement community to a bedroom community, the traffic study that Mr. Walters spoke about, there being no right-in/right-out on the property, she will not be using the

proposed Dollar Tree and will use another Dollar Tree store in another location.

Carol Aymar, 1328 Sioux Trail, Enterprise, spoke about the issue of safety and traffic in the area, having no safe movement of traffic, the issue of right-in/right-out, the traffic existing issues entering and exiting the Publix shopping plaza and she urged the Commission to deny the rezoning.

Ed Sullivan, Enterprise Preservation Society, 165 Oaklea Drive, Enterprise, spoke about the maps and the color codes of the maps, the different zonings in the area, transitional zoning, the location of the property and the land use intensity, the store cannot be built and meet all the buffer requirements, he read the enterprise overlay, PB is transitional and if this is approved the chiropractic office will be the only business.

Mayor Masiarczyk closed the public hearing.

Alex Ford, Applicant, Landis Graham French, P.A., 145 E. Rich Avenue, DeLand, addressed the concerns of the residents who spoke and the Commissioners' concerns.

Mayor Masiarczyk read the title of Ordinance No. 30-2016 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 LOTS 2, 3, 4 AND TRACT C AND D, BLOCK 1396, DELTONA LAKES UNIT 52, MAP BOOK 28 PAGES 58-59 FROM PROFESSIONAL BUSINESS (PB) TO RETAIL COMMERCIAL (C-1); PROVIDING FOR CONFLICTS, SEVERABILITY, AND EFFECTIVE DATE.

Amended motion by Vice Mayor Nabicht, seconded by Commissioner Honaker, to deny Ordinance No. 30-2016, rezoning request for the 1.46 acres for the following reasons: it is inconsistant, the site was to constrained, the traffic safety concerns there, and that it is not compatible with the R-1 zoning that backs up against it. The amended motion carried by the following vote:

For: 4 - Commissioner Herzberg, Commissioner Honaker, Commissioner Schleicher, and Vice Mayor Nabicht

Against: 3 - Commissioner Smith, Commissioner Soukup, and Mayor Masiarczyk

Ordinance No. 30-2016 was adopted at 10:14 p.m.

Mayor Masiarczyk left the meeting at 10:14 p.m.

H. Public Hearing - Ordinance No. 31-2016, Southwest Deltona Community Redevelopment Area (CRA) Board Action to create the Community Redevelopment Trust Fund, at second and final reading - Chris Bowley,

AICP, Planning and Development Services, (386) 878-8602.**Strategic Goal: Economic Development. Pursue the creation of a CRA for Deltona Blvd.**

Vice Mayor Nabicht opened and closed the public hearing as there were no public comments.

Motion by Commissioner Herzberg, seconded by Commissioner Honaker, to adopt Ordinance No. 31-2016, the Southwest Deltona Community Redevelopment Area Community Redevelopment Trust Fund, at second and final reading.

City Attorney Becky Vose read the title of Ordinance No. 31-2016 for the record.

AN ORDINANCE OF THE CITY OF DELTONA, FLORIDA, ESTABLISHING A REDEVELOPMENT TRUST FUND; PROVIDING FOR THE FUNDING OF A REDEVELOPMENT TRUST FUND FOR COMMUNITY REDEVELOPMENT WITHIN THE SOUTHWEST DELTONA COMMUNITY REDEVELOPMENT AREA; PROVIDING FOR ADMINISTRATION OF THE REDEVELOPMENT TRUST FUND; DETERMINING THE INCREMENT REVENUE TO BE DEPOSITED IN THE REDEVELOPMENT TRUST FUND; ESTABLISHING THE BASE YEAR FOR DETERMINING ASSESSED VALUES OF PROPERTY IN THE COMMUNITY REDEVELOPMENT AREA FOR INCREMENT REVENUE PURPOSES; PROVIDING FOR THE ANNUAL APPROPRIATIONS OF THE INCREMENT REVENUE BY TAXING AUTHORITIES IN THE COMMUNITY REDEVELOPMENT AREA; APPOINTING THE GOVERNING BODY OF THE SOUTHWEST DELTONA COMMUNITY REDEVELOPMENT AGENCY AS THE TRUSTEE OF THE REDEVELOPMENT TRUST FUND; AND PROVIDING FOR CONFLICTS, SEVERABILITY AND EFFECTIVE DATE.

The motion carried by the following vote:

For: 6 - Commissioner Herzberg, Commissioner Honaker, Commissioner Schleicher, Commissioner Smith, Commissioner Soukup, and Vice Mayor Nabicht

Ordinance No. 31-2016 was adopted at 10:17 p.m.

- I. **Ordinance No. 14-2016, Amending Division 3, "Collection and Use", of Article III, "Stormwater Utility", of Chapter 54, "Special Assessments", of the Code of the City of Deltona, by adding a provisions for stormwater utility fee credits, at first reading - Becky Vose, Legal Department (407) 448-0111.**

Strategic Goal: Infrastructure

Vice Mayor Nabicht opened the public hearing.

Larry Kent, 235 River Village Drive, Debarry, spoke about there being more work to do

on this, that he supports what is being discussed and that he will be available moving forward if the Commission wishes.

Vice Mayor Nabicht closed the public hearing.

Motion by Commissioner Honaker, seconded by Commissioner Schleicher, to approve Ordinance No. 14-2016, at first reading.

City Attorney Becky Vose read the title of Ordinance No. 14-2016 for the record.

AN ORDINANCE OF THE CITY OF DELTONA, FLORIDA, AMENDING DIVISION 3, "COLLECTION AND USE", OF ARTICLE III, "STORMWATER UTILITY", OF CHAPTER 54 "SPECIAL ASSESSMENTS", OF THE CODE OF THE CITY OF DELTONA, BY ADDING A PROVISION FOR STORMWATER UTILITY FEE CREDITS; AND PROVIDING FOR CONFLICTS, SEVERABILITY AND EFFECTIVE DATE.

The motion carried by the following vote:

For: 6 - Commissioner Herzberg, Commissioner Honaker, Commissioner Schleicher, Commissioner Smith, Commissioner Soukup, and Vice Mayor Nabicht

Ordinance No. 14-2016 was adopted at 10:20 p.m.

10. OLD BUSINESS:

None.

11. NEW BUSINESS:

- A. Consideration of Commissioner Schleicher's appointment to the Planning and Zoning Board for the remainder of a term to expire on March 15, 2017 - Joyce Raftery, City Clerk (386) 878-8502.**

Strategic Goal: Internal and external communication.

Mayor Masiarczyk returned to the meeting at 10:20 p.m.

Motion by Commissioner Schleicher, seconded by Commissioner Honaker, to table Commissioner Schleicher's appointment to the Planning and Zoning Board for 30 days. The motion carried by the following vote:

For: 6 - Commissioner Herzberg, Commissioner Honaker, Commissioner Schleicher, Commissioner Soukup, Vice Mayor Nabicht, and Mayor Masiarczyk

Against: 1 - Commissioner Smith

B. Request for approval of Resolution No. 2016-46, amending the City Commission Operating Guidelines and Meeting Rules and Procedures.

Mayor Masiarczyk opened the public hearing.

Brandy White, 2926 Chalmer Street, Deltona, stated the VCSO's budget has increased and she asked if this would increase it again.

Mayor Masiarczyk replied that this has always been the process and the Commission wanted to make it formal.

Mayor Masiarczyk closed the public hearing.

Motion by Commissioner Herzberg, seconded by Commissioner Honaker, to approve Resolution No. 2016-46 and the City Commission Operating Guidelines and Meeting Rules and Procedures as amended.

Mayor Masiarczyk read the title of Resolution No. 2016-14 for the record.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA;
PROVIDING FOR THE AMENDMENT OF THE CITY COMMISSION'S OPERATING
GUIDELINES AND MEETING RULES AND PROCEDURES; PROVIDING AN
EFFECTIVE DATE.

The motion carried by the following vote:

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

Resolution No. 2016-46 was adopted at 10:23 p.m.

C. Request Approval for an Interlocal Agreement for the joint use of Real Property between the School Board of Volusia County and the City of Deltona - Steve Moore, Parks & Recreation Department, 386-878-8902

Strategic Goal: Infrastructure - Develop recreational programs in partnership with Volusia County middle school sites utilizing existing infrastructure.

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

Motion by Commissioner Schleicher, seconded by Vice Mayor Nabicht, to approve the Interlocal Agreement for the joint use of the Real Property

between the School Board of Volusia County and the City of Deltona be approved by the City Commission. The motion carried by the following vote:

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

D. ADD-ON ITEM: Discussion of issues raised by Commissioner Soukup at the September 12th Workshop.

Commissioner Soukup suggested due to the late hour that he have a meeting with the City Manager, City Attorney and the Fire Chief and report back to the Commission whether or not he still has any issues and the Commission disagreed.

City Attorney Vose read a statement she prepared regarding a questions which were raised at the Workshop held on Monday, September 12, 2016 by Commissioner Soukup.

Finance Director Robert Clinger provided a brief presentation on the explanation of conversion process, position move from fire operations to fire administration which included conversion of vacation or sick time hours and conversion of hourly rate of pay.

Fire Chief Snyder gave an explanation of the hiring process for the Deputy Fire Chief and why he felt that the person was the best for the position.

City Manager Shang stated that she was requested by four (4) Commissioners to place this item on the agenda and she spoke about not breaching the collective bargaining unit, not creating a precedent, having the authority to negotiate an employment agreement, the agreement being beneficial to the City and she addressed statements made at the Workshop held on Monday, September 12, 2016.

Commissioner Soukup stated the issue was never about the firefighter or the union, the issue was that the firefighter was being paid outside the union contract, that he has been questioning information provided by the City Manager on several topics and he explained his concerns.

Mayor Masiarczyk opened the public hearing.

John Viccaro, Union President of the Deltona Firefighters' Association Local 2913, spoke about being called to talk as an expert witness, having information that was readily available to the Commission, building community trust between the Fire Department, the Commission and the residents, he spoke about concerns raised by Commissioner Soukup at the workshop, character issues, the rumor mill and having the responsibility to weed out the rumors, possible violations on the other side, the City establishing an open line of communication between the City Attorney, City Manager,

Union Attorney and himself, the agreement made last year regarding a day off for the holiday, the experiences that firefighters go through and he read a statement which addressed statements made by Commissioner Soukup at the workshop.

Robert Donaldson, Deltona Firefighter, spoke about not representing the union, being a resident for 35 years, leaving a camping trip because of what he heard at the workshop, Commissioner Soukup not doing due diligence, providing false data and not familiarizing himself with the processes, as a resident he is the boss, putting his life on the line to protect the citizens and evaluating Commissioners (election time).

Kurt Vroman, Deltona Firefighters' Association Local 2913, spoke about not liking this direction, certain people having an agenda and he gave examples, Deputy Fire Chief Swisher having broad shoulders and feeling sorry for his family because the issue is appeared on social media, SunRail being good as well as bad and his hope to avoid issues like this in the future.

John Fleemin, Deltona Firefighters' Association Local 2913, read from Section 2, Article 19 of the City's contract regarding a salary of a firefighter and wanting to know who the rumor mill was.

Eddie Nieto, Deltona Firefighter, spoke about having both Deputy Fire Chief Swisher's and the City Manager's back.

Bush Swisher, Deputy Fire Chief, spoke about having his name being dragged through the mud, the incident between former Fire Chief Rogers and his daughter and the argument regarding it, defending his family which anyone would do and he thanked and apologized to everyone.

Mayor Masiarczyk closed the public hearing.

No action taken.

12. CITY ATTORNEY COMMENTS:

None.

13. CITY MANAGER COMMENTS:

City Manager Shang stated that Commissioner Soukup disagrees with some of her decisions she has been making but, it has also been stated time and time again that she has that authority and she would ask that he respect her decisions even though he disagrees with them. As long as she acts legally and is fiscally prudent, she believes she should be allowed to the leeway to make those decisions which is why the Commission hired her. In closing she stated she has been here for 16 months and some of the highlights of what has been done within that time are the approved Strategic Plan which is under implementation, clear direction to staff, providing information to the community, a new Community Center underway without raising the millage rate, implemented a beautification program to included trash, liter and gateway landscaping, holiday events, \$7 million in roadways and sidewalks in the queue for construction with a lot of it already

built, Phase 1 of infrastructure is under implementation, refinanced the transportation bond and received \$18 million which is \$2 million more than anticipated, and with her direction and expertise with the Transportation Planning Organization (TPO) the City is leveraging \$2 million in transportation funding for the City and the City is working on a partnership with Florida Department of Transportation (FDOT) for \$950,000. We are arguing over \$30,000 but, in her mind a \$3 million return for \$30,000 to her is good in anybody's books.

14. CITY COMMISSION COMMENTS:

Mayor Masiarczyk asked that the Commission delay any Commission Comments if possible due to the time.

Mayor Masiarczyk asked if anyone would be able to attend the West Volusia Summit on October 29th in DeLand from 8:30 a.m. to Noon and Commissioner Herzberg stated she could attend but, the majority could not.

Commissioner Honaker stated all workshops should take place in the Chambers and he suggested that Vice Mayor Nabicht shadow Larry Kent during the permitting process and if not he could do it.

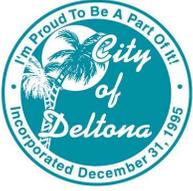
15. ADJOURNMENT:

There being no further business, the meeting adjourned at 12:08 a.m.

John C. Masiarczyk, Sr., MAYOR

ATTEST:

Joyce Raftery, CMC, MMC, CITY CLERK



Agenda Memo

AGENDA ITEM: A.

TO: Mayor and Commission

AGENDA DATE: 10/3/2016

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 5 - A

SUBJECT:

Super Star Student of the Month Certificates for September 2016

LOCATION:

N/A

BACKGROUND:

Super Star Student of the Month awards for September 2016 will be presented to:

1. Deltona Lakes Elementary, Jayden Ramos, 4th Grade
2. Discovery Elementary, Lauren Cucchiaro, 5th Grade
3. Enterprise Elementary, Abram Trail, Kindergarten
4. Forest Lake Elementary, Mya Diaz, 4th Grade
5. Friendship Elementary, Abraham Garin, 5th Grade
6. Pride Elementary, Kolton Pickens, 1st Grade
7. Spirit Elementary, Trevor Davis, 3rd Grade
8. Sunrise Elementary, Hannah Matve, Kindergarten
9. Timbercrest Elementary, Jalen Williams, 4th Grade
10. Deltona Middle, Gabrielle Turner, 6th Grade
11. Galaxy Middle, Victoria Morales, 6th Grade
12. Heritage Middle, Christopher "CJ" Jackson, 7th Grade
13. Deltona High, Antoine Denoel, 12th Grade
14. Pine Ridge High, Tyler Russo, 12th Grade
15. University High, Christalia Morales, 11th Grade

COST:

N/A

SOURCE OF FUNDS:

N/A

ORIGINATING DEPARTMENT:

City Manager's Office

STAFF RECOMMENDATION PRESENTED BY:

N/A - Presentation Only.

AGENDA ITEM: A.

POTENTIAL MOTION:
N/A - Presentation Only.

Super Star Students Read File – September 2016 presented on October 3, 2016.

Teacher	School	Student	Grade	Reading Comments on Student Achievements
Miss Teresa Lamesi	Deltona Lakes Elementary	Jayden Ramos	4th	<p>Jayden Ramos, a 4th grade student at Deltona Lakes Elementary School, is receiving a Super Star certificate for:</p> <ul style="list-style-type: none"> • Academic excellence; Jayden has enriched his learning by tutoring others, explaining his reasoning, and proving his answers with evidence and facts. He always checks his work before turning it in, and has even helped the teacher find an error. Excellent work! • Jayden also demonstrates leadership on a daily basis. He is respectful, encouraging, and helpful to all his peers. • Jayden is a role model. Classmates have no problem approaching him and asking for guidance during centers or partner work. Jayden will often partner with peers whom he has not partnered with, to reach out and make new friends.
Mrs. Guidry	Discovery Elementary	Lauren Cucchiaro	5th	<p>Lauren Cucchiaro, a 5th grade student at Discovery Elementary School, is receiving a Super Star certificate for:</p> <ul style="list-style-type: none"> • Academic excellence. • She is responsible and an outstanding school citizen. • Lauren is very helpful to her teacher and classmates.

Ms. Arroyo	Enterprise Elementary	Abram Trail	Kindergarten	<p>Abram Trail, a kindergarten student at Enterprise Elementary School, is receiving a Super Star certificate for:</p> <ul style="list-style-type: none"> • Abram knows how to follow every classroom rule and procedure. • He not only sets a good example for others to follow, but he also helps friends to be successful with the classroom expectations. • Abram likes to participate in the classroom, and he shows eagerness and curiosity as a learner. • Abram is exceeding academic expectations and is trying to help others to achieve the learning targets.
Mrs. Dorton	Forest Lake Elementary	Mya Diaz	4th	<p>Mya Diaz, a 4th grade student at Forest Lake Elementary School, is receiving a Super Star certificate for:</p> <ul style="list-style-type: none"> • Mya has increased her academic performance by leaps and bounds. • Mya has increased her motivation towards academic tasks and brags about enjoying homework. • Mya has overcome personal stressors including her mother being involved in a life changing accident with a wrong-way driver on this week last year. • Mya currently has a B average over all subjects.

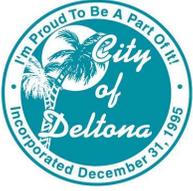
Mrs. King	Friendship Elementary	Abraham Garin	5th	<p>Abraham Garin, a 5th grade student from Friendship Elementary, is receiving a Super Star certificate for:</p> <ul style="list-style-type: none"> • High academic achievement; he works hard in class. • Responsible behavior; Abraham is a dedicated and caring Safety Patrol. • Caring actions; Abraham is a peer tutor in his ESOL group. He always offers to help others.
Mrs. Zevallos	Pride Elementary	Kolton Pickens	1st	<p>Kolton Pickens, a 1st grade student at Pride Elementary School, is receiving a Super Star certificate for:</p> <ul style="list-style-type: none"> • Kolton is a very helpful and kind student to all of the students in his class. • He goes above and beyond what is expected of him at school. • Kolton is a good listener and follows directions very well of what is being instructed. • He tries his best on his school work.
Ms. Elliott	Spirit Elementary	Trevor Davis	3rd	<p>Trevor Davis, a 3rd grade student at Pride Elementary School, is receiving a Super Star certificate for:</p> <ul style="list-style-type: none"> • Trevor is always a helping hand inside and outside of the classroom. • He shows outstanding leadership skills in choosing to do the right things and having others follow in his path. • Trevor comes to school every day ready to work hard and collaborate with classmates. • He is always a great teammate and encourages others on a daily basis.

Mrs. Altreche	Sunrise Elementary	Hannah Matve “Pronounced Matt-vee”	Kinder- garten	<p>Hannah Matve, a kindergarten student from Sunrise Elementary School, is receiving a Super Star certificate for:</p> <ul style="list-style-type: none"> • Academic excellence, great study and learning skills. • She is responsible, proactive and a good citizen. • Hannah is very helpful to her teacher and peers. • She follows directions quickly and works collaboratively. • Hannah finishes all of her tasks on time. • She is a great example for Sunrise Elementary students.
Mrs. Wells	Timbercrest Elementary	Jalen Williams	4th	<p>Jalen Williams, a 4th grade student from Timbercrest Elementary School, is receiving a Super Star certificate for:</p> <ul style="list-style-type: none"> • Being the first student to meet the classroom goal of passing all 12 multiplication tables in a record time of 3 weeks. • Jalen is polite and a great role model. • He is a great friend and always ready to help the teacher and his peers. • Jalen’s teacher is so proud of him!
Deltona Middle	Deltona Middle	Gabrielle Turner	6th	<p>Gabrielle Turner, a 6th grade student from Deltona Middle School is receiving a Super Star certificate for:</p> <ul style="list-style-type: none"> • Academic perseverance and always giving 110%. • She is an excellent peer to work with and on a social level. • Gabrielle is incredibly respectful of others. • She puts great effort into thinking through math challenges and helping others to understand. • Gabrielle shows great discipline in practicing her instrument for the school band.

<p>Mrs. Kennedy & Coach Hepsworth</p>	<p>Galaxy Middle</p>	<p>Victoria Morales</p>	<p>6th</p>	<p>Victoria Morales, a 6th grade student from Galaxy Middle School is receiving a Super Star certificate for:</p> <ul style="list-style-type: none"> • Victoria is a wonderful student who works hard on all assignments. • She is currently taking all advanced classes in 6th grade. • She always comes to class prepared and ready to work and is willing to help others who need assistance. • Victoria entered middle school with a smile on her face and a determination to succeed. Her cheerful attitude and bubbly personality brighten every classroom she enters and the day of every person she meets! • She has the best attitude and gives 100% effort in all she does. • In fitness testing, she did 5 pull ups and has been top female in 3 of the 4 fitness tests.
<p>Ms. Keys Mr. Burdick Mr. Taylor Ms. Hilliard Ms. Olsen Mr. Lang</p>	<p>Heritage Middle</p>	<p>Christopher “CJ” Jackson</p>	<p>7th</p>	<p>Christopher “CJ” Jackson, a 7th grade student from Heritage Middle School is receiving a Super Star certificate for:</p> <ul style="list-style-type: none"> • Outstanding school citizenship! • CJ is often the first to offer help to students around him. • He is known for his honesty and his consideration for others.

Mr. Rolph	Deltona High	Antoine Denoel	12th	<p>Antoine Denoel, a 12th grade student from Deltona High School is receiving a Super Star certificate for:</p> <ul style="list-style-type: none"> • Antoine is a foreign exchange student from Belgium. • His work in English class has been exemplary and this is noteworthy because English is not his native language. • He routinely gets the highest marks in his class. • Antoine's attitude and demeanor are professional at all times. He is a class leader and worthy of recognition!
Miss Braly & Mrs. McCollough	Pine Ridge High	Tyler Russo	12th	<p>Tyler Russo, a 12th grade student from Pine Ridge High School, is receiving a Super Star certificate for:</p> <ul style="list-style-type: none"> • Tyler leads The BEEGEE Program at Pine Ridge High School and his contribution to the program has made it more successful. • This is his second year serving as a peer mentor in the classroom with students with special needs. • He is an excellent leader and inspiring role model. • Tyler is always reliable, enthusiastic, and positive which makes him an absolute pleasure to work with.

Ms. Clayton	University High	Christalia Morales	11th	<p>Christalia Morales, an 11th grade student from University High School, is receiving a Super Star certificate for:</p> <ul style="list-style-type: none"> • This fabulous young lady lives in Deltona but bleeds orange for our Titans. • She has a 3.8 GPA, is dual enrolled, a member of the Biomedical Sciences Academy, and part of the leadership team for the Biomedical Sciences Academy as Co-Junior Ambassador. • Christalia always strives to help out in any way she can. She volunteers at fundraisers, blood drives, and is planning on participating in Rho Kappa this year. • She has a sweet, kind personality, but is fiercely dedicated in her studies and goals. • Christalia is a leader amongst my 300+ Biomedical Sciences Academy students and 600+ STEM Academy students and is quite deserving of this prestigious award.
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Agenda Memo

AGENDA ITEM: B.

TO: Mayor and Commission

AGENDA DATE: 10/3/2016

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 5 - B

SUBJECT:

Deltona School system update by Superintendent of Volusia County School District, Mr. Tom Russell

LOCATION:

Volusia County

BACKGROUND:

Mr. Russell, Superintendent Volusia County School District, will provide an update to the Commission on Deltona Schools.

COST:

N/A

SOURCE OF FUNDS:

N/A

ORIGINATING DEPARTMENT:

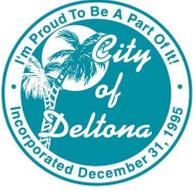
City Manager's Office

STAFF RECOMMENDATION PRESENTED BY:

N/A - Report Only

POTENTIAL MOTION:

N/A - Report Only



Agenda Memo

AGENDA ITEM: C.

TO: Mayor and Commission

AGENDA DATE: 10/3/2016

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 5 - C

SUBJECT:

Presentation: Update on the Volusia Transit Connector Study - Chris Bowley, AICP, Planning and Development Services, (386) 878-8602.

Strategic Goal: Other Priority Objectives. Explore multi-modal transportation opportunities.

LOCATION:

N/A

BACKGROUND:

The Florida Department of Transportation (FDOT) has been working on the Volusia Transit Connector Study to address the need for expanded multi-modal systems within Volusia County. The study's Project Advisory Group (PAG) analyzed alternatives throughout the County that includes options considering the following transportation modes:

1. Expanding the existing Votran bus system;
2. Adding Bus Rapid Transit (BRT) or Express Bus systems;
3. Expanding on heavy rail (SunRail) or light rail feasibility/alignment; and
4. Potential multi-modal station locations.

FDOT desires to brief the City Commission and the community on the findings for the Volusia Transit Connector Study.

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 - None. Presentation only.

AGENDA ITEM: C.

POTENTIAL MOTION:
None - presentation only.

Volusia Transit Connector Study



A Presentation to:

City of Deltona

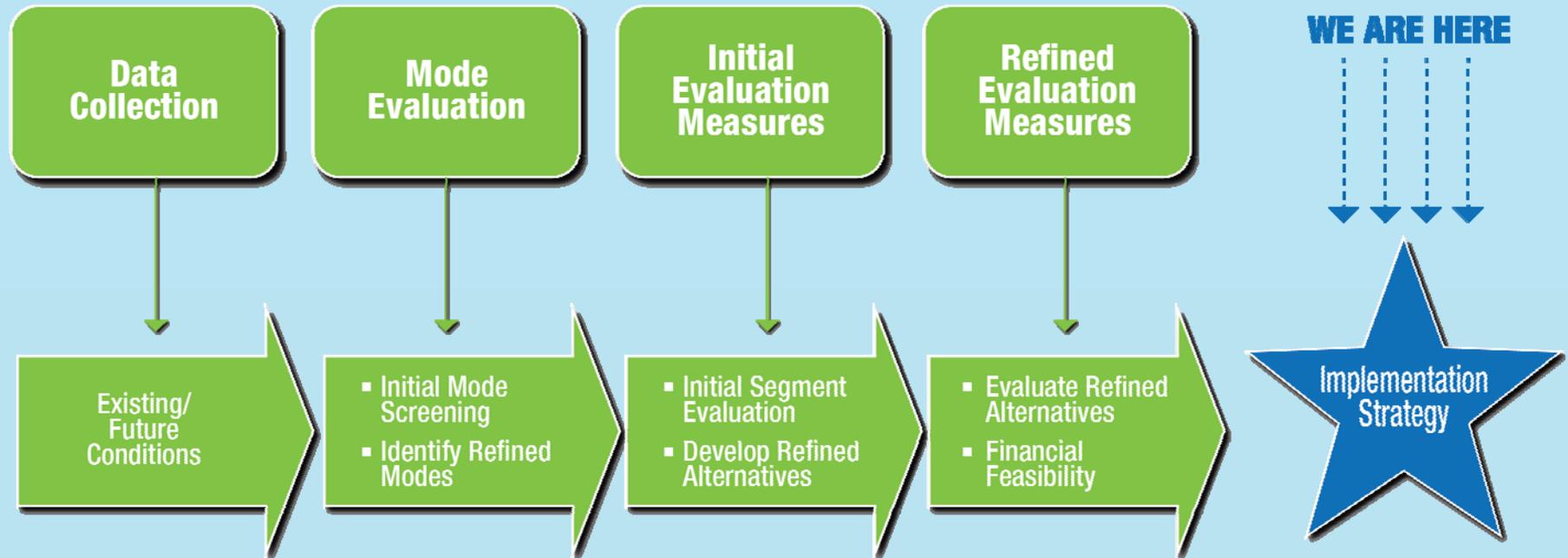


October 3, 2016

Agenda

- Study Status
- Refined Alternatives Analysis
- Potential Implementation Strategy
- Next Steps
- Discussion

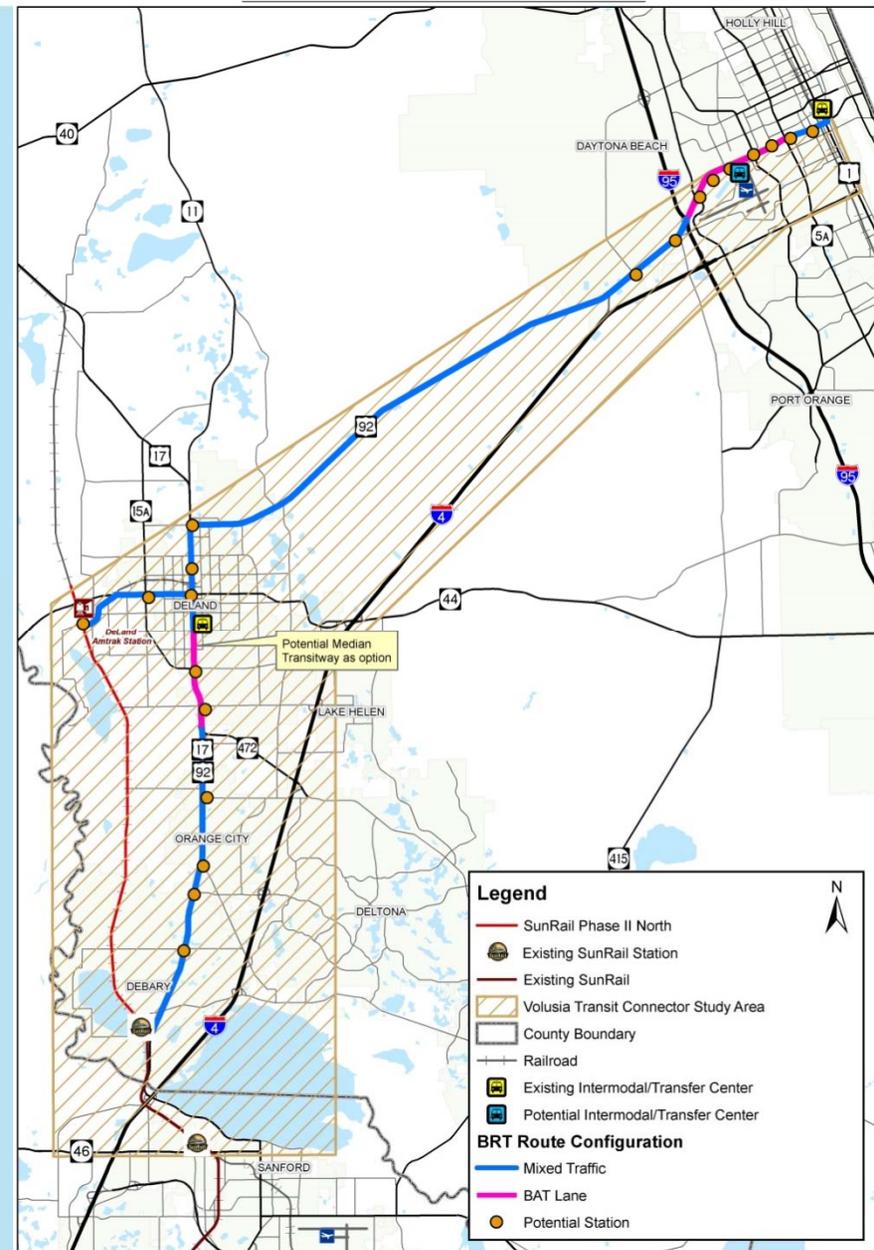
Study Process



Refined Alternatives Analysis

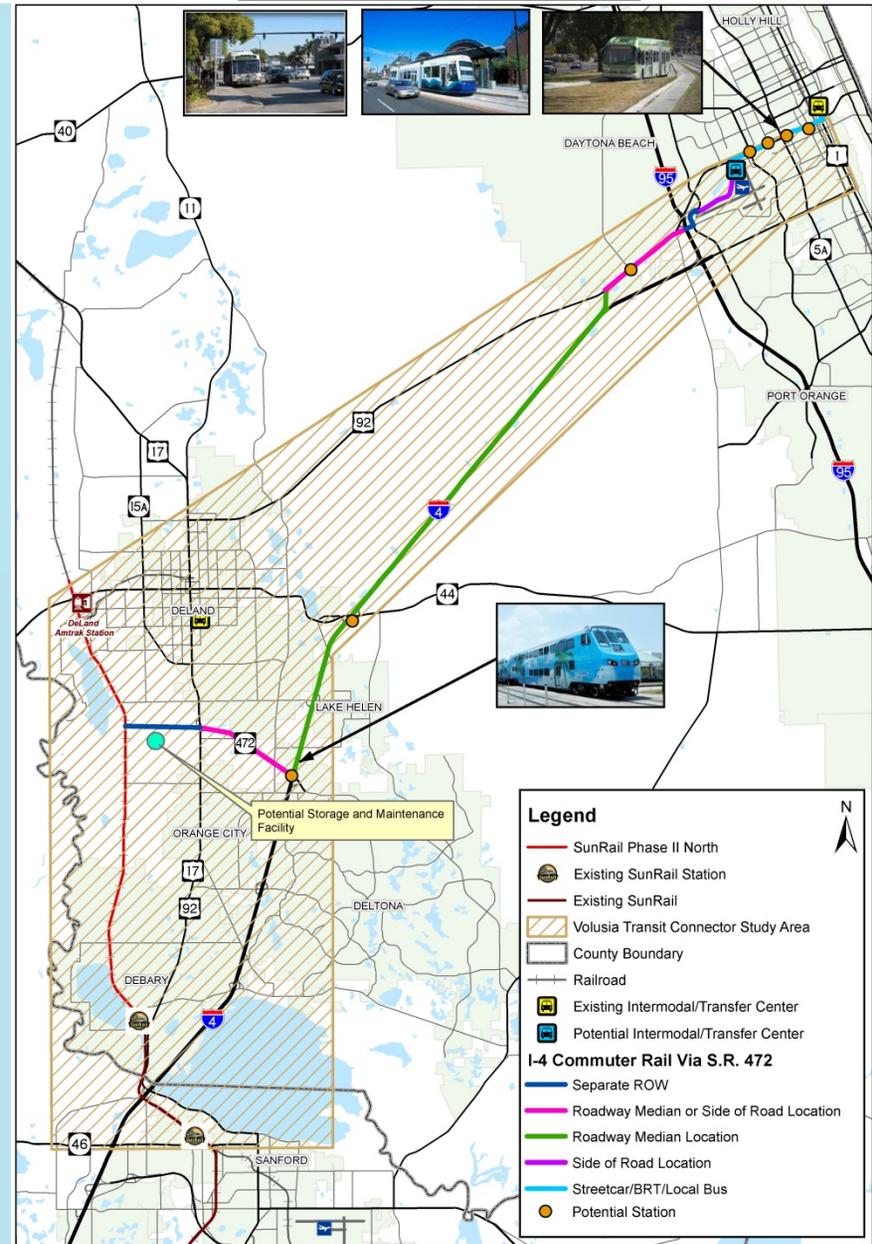
Bus Rapid Transit (BRT) Route Configuration

- Potential Business Access and Transit (BAT) Lane
 - 6-lane and 8-lane sections
 - Taylor Rd to Beresford Rd: roadway widening to create 6 lanes (median transitway option)
- Mixed Traffic
 - 2-lane and 4-lane sections



Rail Route Configuration

- Separate right-of-way (ROW)
 - SunRail Phase 2 North to S.R. 472
 - I-95 to Williamson Blvd
- Roadway median or side of road location
 - S.R. 472 and U.S. 92
- Roadway median location
 - I-4
- Side of road location
 - Midway Ave



Capital Cost Estimates in Millions

FTA SCC	Description	Alternative #4 BRT *	Alternative # 5 – Rail *		
			Baseline	S.R. 472 Alt	I-95 Undercrossing
10	Guideway & Track Elements	\$0.7	\$331.0	\$329.1	\$477.1
20	Stations, Stops, Terminals, Intermodal	\$6.5	\$25.1	\$25.1	\$25.1
30	Support Facilities: Yards, Shops, Admin. Bldgs	\$0.0	\$19.1	\$19.1	\$19.1
40	Sitework & Special Conditions	\$8.0	\$144.3	\$151.2	\$138.4
50	Systems: Control Signals, Communications, Fare Collection	\$2.0	\$159.4	\$159.4	\$159.4
60	ROW, Land, Existing Improvements	\$5.3	\$58.1	\$58.1	\$46.0
70	Vehicles**	\$32.0	\$51.0	\$51.0	\$51.0
80	Professional Services	\$6.1	\$217.2	\$218.9	\$262.1
90	Unallocated Contingency	\$0.4	\$67.9	\$68.4	\$81.9
Total		\$61.1	\$1,073.1	\$1,080.3	\$1,260.2

* Cost estimates in 2015 dollars

** Vehicle cost include feeder bus service vehicle cost

FTA match (if eligible) 20% - 50%

O&M Cost Estimates in Millions

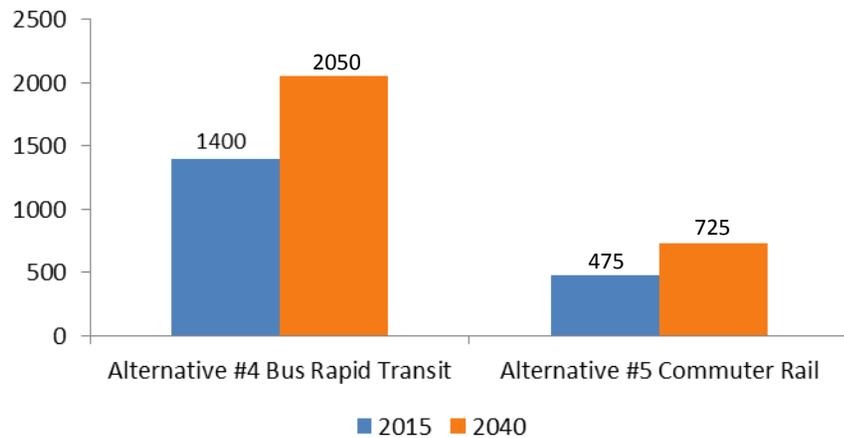
Alternative	Service Frequency	Annual Service Hours	No. of Vehicles /Train Sets Required	Annual O&M Cost**	Feeder Bus Cost*	Total O&M Cost**
Alternative #4 - to DeBary Station	30 min, 14 hrs/day, 7 days/week	53,000	18	\$4.3	\$11.5	
Alternative #4 - to DeLand Station	30 min, weekday peak	7,600	5	\$0.6		
Total BRT		60,600	23	\$4.9	\$11.5	\$16.4
Alternative #5 - Main Line	Same as SunRail	10,600	5	\$16.8	\$8.5	
Alternative #5 - Shuttle to DeLand	Same as SunRail	5,400		\$8.6		
Rail Total		16,000	5	\$25.4	\$8.5	\$34.0

* Feeder bus costs do not include costs for proposed TDP service improvements

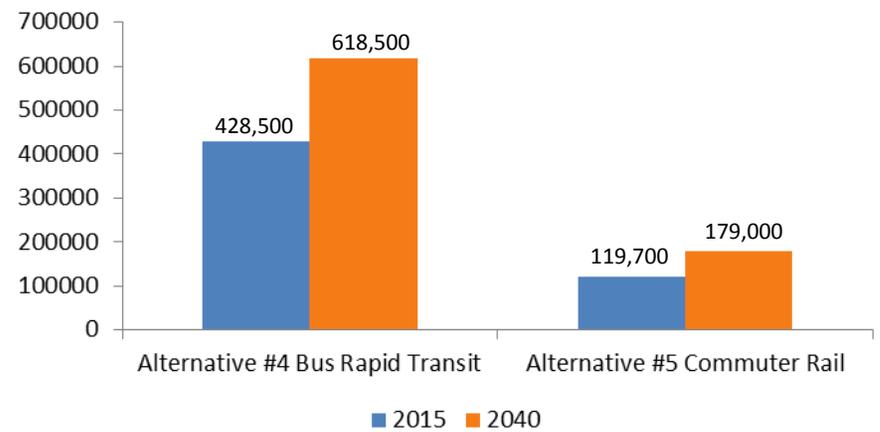
** Cost estimates in 2015 dollars

Ridership Projections

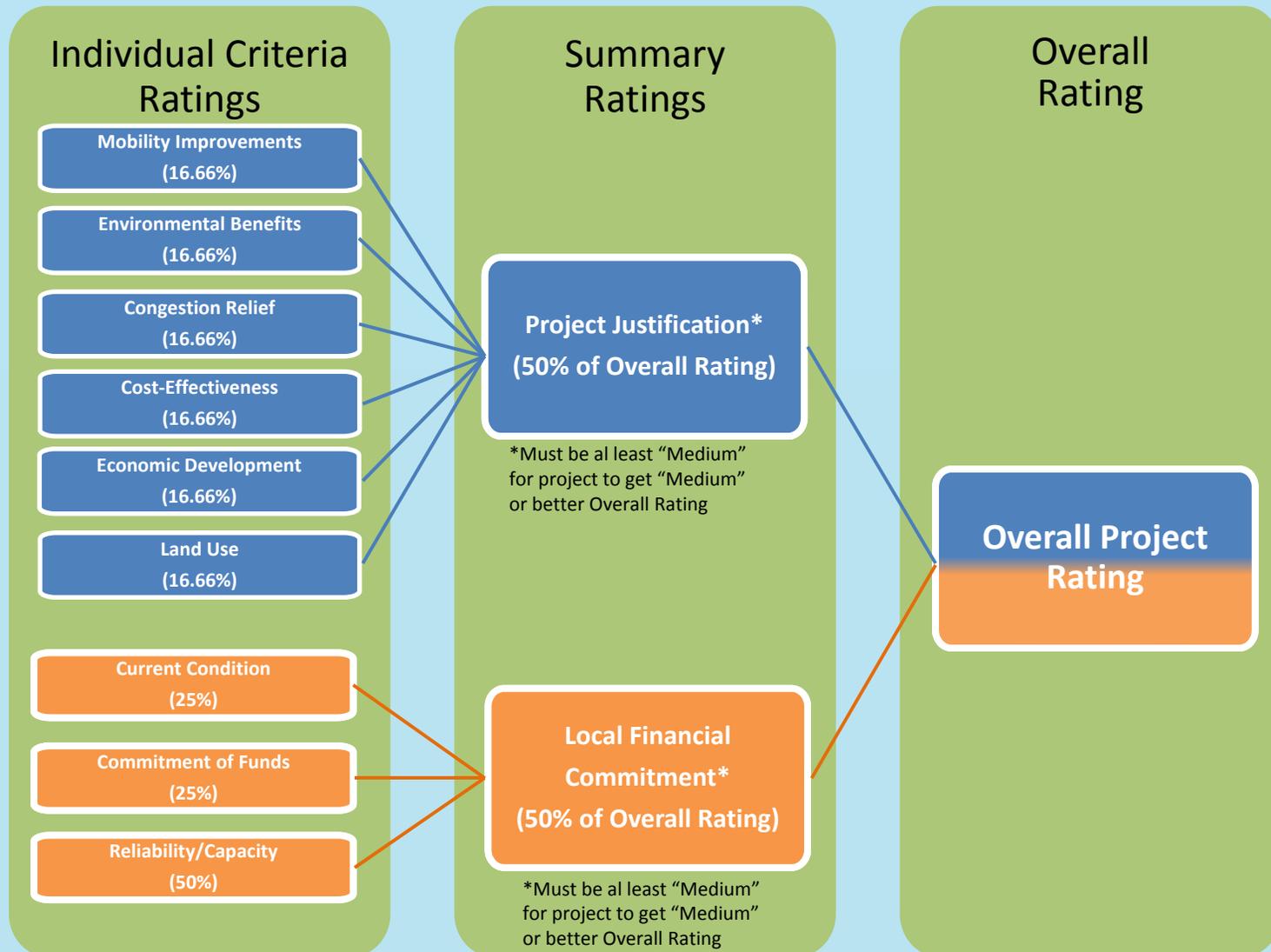
Weekday Trips on Project



Annual Trips on Project



New and Small Starts Project Evaluation and Rating



FTA Project Justification Rating Assessment

- Both build alternatives in general scored poorly against criteria
- BRT more cost-effective than rail
- Lack of development density and transit-oriented development results in poor land use score
- Local financial commitment currently not in place to result in a medium to high rating
- **Conclusion: Neither alternative would achieve high enough rating to be competitive for federal funding.**

Criterion	Alternative #4 - BRT	Alternative #5 - Commuter Rail
Mobility Improvements	Low	Low
Cost-Effectiveness	Medium	Low
Congestion Relief	Medium-Low	Medium
Environmental Benefits	Low	Medium-Low
Land Use	Low	Low
Economic Development	Low	Low

Where do We Go from Here?

- Provide officials with **road map** on where we need to go to implement an enhanced transit system
- Need to identify **strategies and tools** that we can start to put in place now



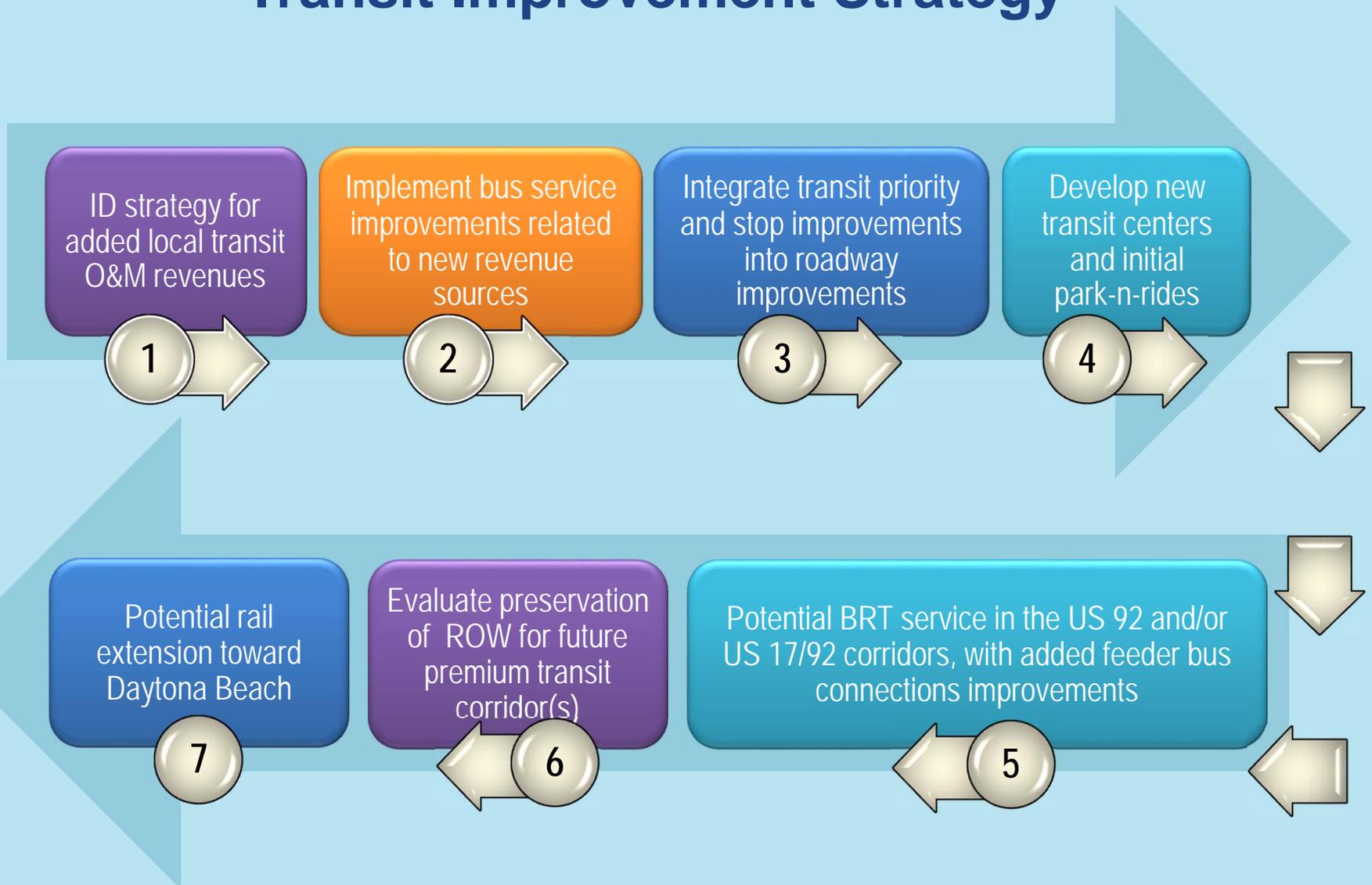
Conclusion Develop an Implementation Strategy

Potential Implementation Strategy

Two-Component Strategy

1. Progressive transit service and facility improvements
2. Strategies and policies to foster transit-oriented development

Transit Improvement Strategy



Land Development Strategies

1

Growth management and land conservation policies focusing on development density and market trends supportive of transit

2

Develop conceptual plans for designated BRT and rail transit station areas

3

Implement zoning changes that support major transit investment in transit station areas

4

Implement strategies to promote transit-supportive planning and station area development

5

Develop affordable housing plans along transit corridors

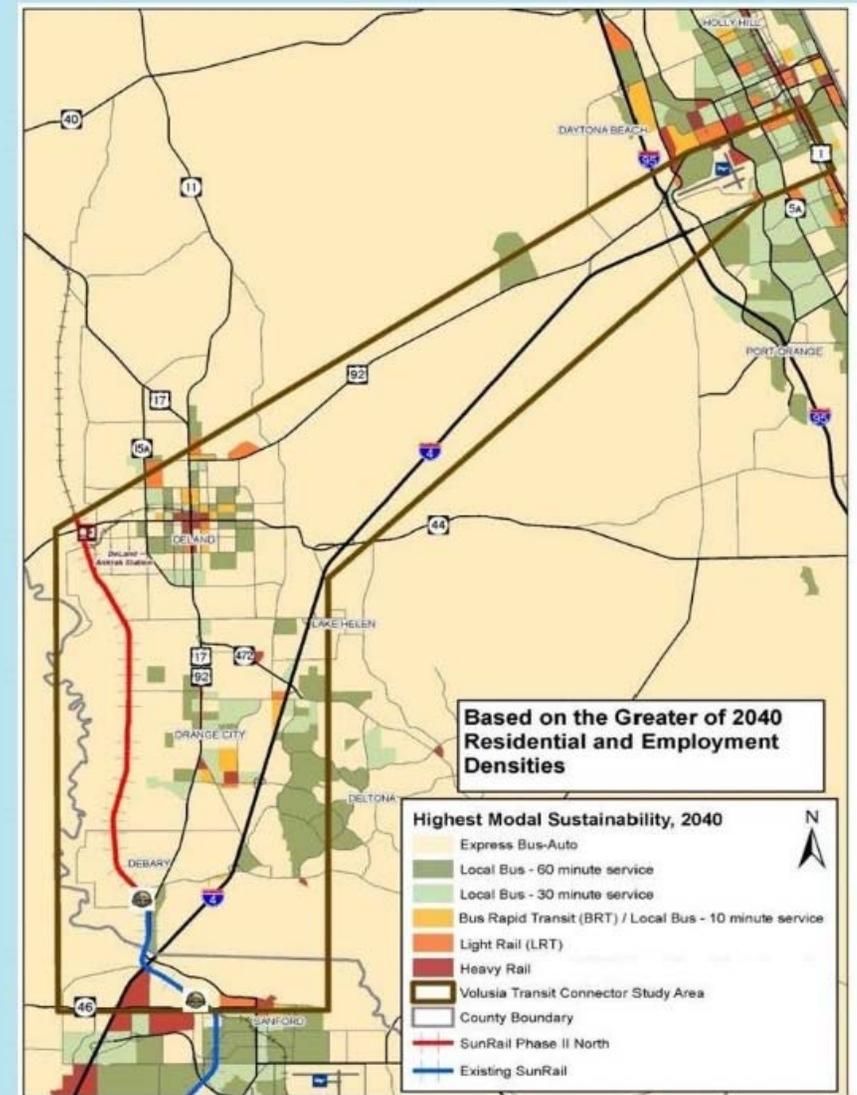


Transit and Density Relationship

- Population and employment densities affect the viability of transit mode
- Higher population densities and/or employment centers help justify premium rail options
- Higher densities help justify greater transit service levels

Mode Applicability Based on Densities in Study Area

- Effects of population and employment
- Highest-order mode to support future development density (year 2040)
- Primarily support local bus options
- Potential BRT/LRT options along ISB

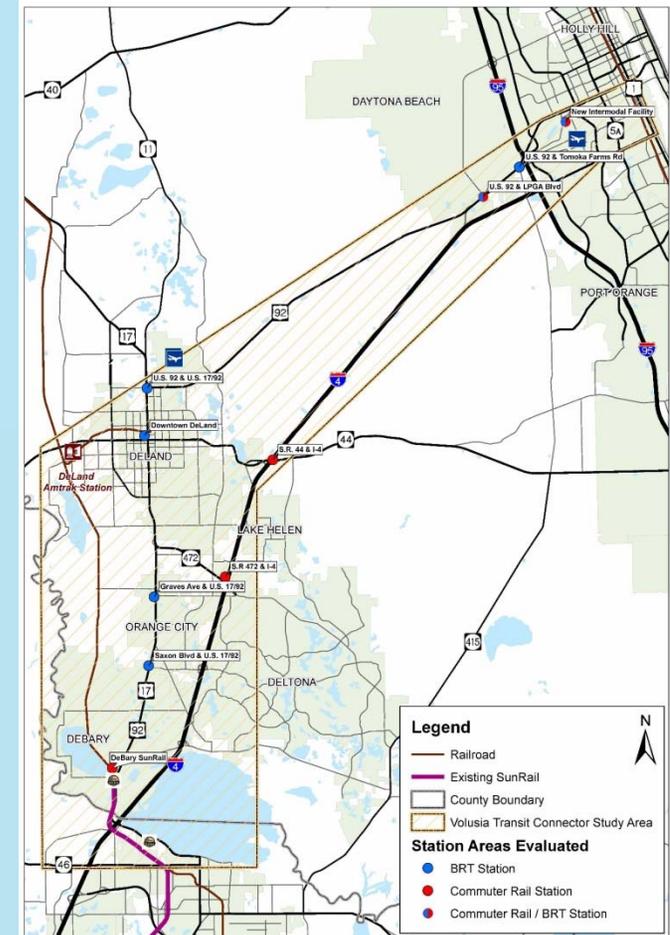


Densities: Study Area vs. SunRail Stations

Area	2010 Density (per sq.mi.)		2040 Density (per sq.mi.)	
	Population	Employment	Population	Employment
Study Area	200	270	640	740
Seminole County	1,090	1,540	1,650	2,430
Downtown Orlando	3,600	33,040	11,540	39,410
Orange County	1,550	3,500	3,520	5,100

Transit Oriented Development (TOD) Assessment

- Analysis of TOD potential conducted at ten potential premium transit stations
- Particular focus at I-4/SR 472
- Process
 - Stakeholder interviews
 - Application of FDOT TOD Readiness Tool
 - Strategy and policy recommendations



Next Steps



Remaining Schedule

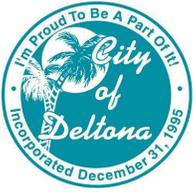
- Final Elected Official Briefings – September- October 2016
- Issue Project Summary Report – December 2016

Discussion

Volusia Transit Connector Study



General Discussion/Questions



Agenda Memo

AGENDA ITEM: D.

TO: Mayor and Commission

AGENDA DATE: 10/3/2016

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 5 - D

SUBJECT:

Presentation: The Center at Deltona/New Community Center - Chris Bowley, AICP, Planning and Development Services, (386) 878-8602.

Strategic Goal: Fiscal Issues - New Community Center; Economic Development - Construct a Senior/Community Center.

LOCATION:

1640 Dr. Martin Luther King, Jr. Blvd., south of Howland Blvd.

BACKGROUND:

In 2015, the City Commission identified the need as a Strategic Plan goal to construct a new community center for everyone. A site was selected, a preference list of elements for the building was provided by the City Commission, an architect and site civil engineer was selected, site plans, construction plans, site preparation, site permitting, building plans through building permit were approved, and coordination with the Council on Aging for use of the facility was done. The next and important step, as represented on the early project schedule, is to select a site contractor and determine the interior finishes. The project lead, CT Hsu & Associates, provided initial presentations to the City Commission, with the need to return for progress updates, following achievement of critical milestones. The following presentation provides an update on the project.

COST:

N/A

SOURCE OF FUNDS:

N/A

ORIGINATING DEPARTMENT:

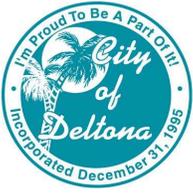
Planning and Development Services

STAFF RECOMMENDATION PRESENTED BY:

None.

POTENTIAL MOTION:

None.



Agenda Memo

AGENDA ITEM: E.

TO: Mayor and Commission

AGENDA DATE: 10/3/2016

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 5 - E

SUBJECT:

Proclamation - Fire Prevention Week October 9-15, 2016

LOCATION:

N/A

BACKGROUND:

The 2016 Fire Prevention Week theme, "Don't Wait - Check the Date! Replace Smoke Alarms Every 10 Years" effectively serves to educate the public about the vital importance of replacing the smoke alarms in their homes at least every ten years, and to determine the age of their smoke alarms by checking the date of manufacture on the back of the alarms.

COST:

N/A

SOURCE OF FUNDS:

N/A

ORIGINATING DEPARTMENT:

City Manager's Office

STAFF RECOMMENDATION PRESENTED BY:

N/A - Proclamation Only

POTENTIAL MOTION:

N/A - Proclamation Only



***WHEREAS**, the city of Deltona is committed to ensuring the safety and security of all those living in and visiting Deltona; and*

***WHEREAS**, fire is a serious public safety concern both locally and nationally, and homes are where people are at greatest risk from fire; and*

***WHEREAS**, U.S. fire departments responded to 369,500 home fires in 2014, according to the National Fire Protection Association (NFPA); and*

***WHEREAS**, U.S. home fires resulted in 2,745 civilian deaths in 2014, representing the majority (84 percent) of all U.S. fire deaths;*

***WHEREAS**, in one-fifth of all homes with smoke alarms, the smoke alarms are not working; and*

***WHEREAS**, three out of five home fire deaths result from fires in properties without smoke alarms (38 percent) or with no working smoke alarms (21 percent); and*

***WHEREAS**, working smoke alarms cut the risk of dying in reported home fires in half; and*

***WHEREAS**, many Americans don't know how old the smoke alarms in their homes are, or how often they need to be replaced; and*

***WHEREAS**, all smoke alarm units should be replaced at least once every ten years; and*

***WHEREAS**, non-lithium battery powered smoke alarms should be replaced every time you change your clock; and*

***WHEREAS**, the age of a smoke alarm can be determined by the date of its manufacture, which is marked on the back of the smoke alarm;*

***WHEREAS**, Deltona's first responders are dedicated to reducing the occurrence of home fires and home fire injuries through prevention and protection education; and*

WHEREAS, Deltona's residents are responsive to public education measures and are able to take personal steps to increase their safety from fire, especially in their homes; and

WHEREAS, the 2016 Fire Prevention Week theme, "Don't Wait – Check the Date! Replace Smoke Alarms Every 10 Years" effectively serves to educate the public about the vital importance of replacing the smoke alarms in their homes at least every ten years, and to determine the age of their smoke alarms by checking the date of manufacture on the back of the alarms.

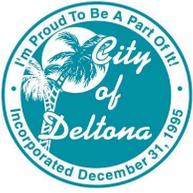
NOW THEREFORE, we, the Mayor and Commission of the City of Deltona, Florida, do hereby proclaim the week of October 9-15, 2016, as

“FIRE PREVENTION WEEK”

throughout this city. We urge all the people of Deltona to find out how old the smoke alarms in their homes are, to replace them if they're more than 10 years old, and to participate in the many public safety activities and efforts of Deltona's fire and emergency services during Fire Prevention Week 2016.

EXECUTED this 3rd day of October, 2016.

John Masiarczyk, Mayor



Agenda Memo

AGENDA ITEM: A.

TO: Mayor and Commission

AGENDA DATE: 10/3/2016

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 9 - A

SUBJECT:

Public Hearing - Ordinance No. 14-2016, Amending Division 3, "Collection and Use", of Article III, "Stormwater Utility", of Chapter 54, "Special Assessments", of the Code of the City of Deltona, by adding a provisions for stormwater utility fee credits, at second and final reading - Becky Vose, Legal Department (407) 448-0111.

Strategic Goal: Infrastructure

LOCATION:

City-wide

BACKGROUND:

There has been a request to amend the stormwater utility fee ordinance relating to developed properties that have constructed and currently operate and maintain stormwater facilities that can reduce stormwater runoff impacts from the subject property and reduce the burden on the city to maintain, operate and provide capital improvements to the stormwater management system.

This ordinance was discussed at the workshop on August 22, 2016, at which time the question was raised as to the potential impact of the credit on the revenues to the stormwater utility. This question has been addressed by the City's consultant Tetra Tech, and it was concluded that the worst case impact on the utility revenues is less than 5%.

The proposed ordinance has been reviewed by the Deltona Business Alliance and the DBA has indicated its support of this ordinance.

COST:

N/A

SOURCE OF FUNDS:

N/A

ORIGINATING DEPARTMENT:

Legal Department

STAFF RECOMMENDATION PRESENTED BY:

Becky Vose - To approve Ordinance No. 14-2016, at second and final reading.

AGENDA ITEM: A.

POTENTIAL MOTION:

“I move to approve Ordinance No. 14-2016, at second and final reading.”



August 29, 2016

Mr. Gerald Chancellor
Public Works & Utilities Director
City of Deltona
Department of Public Works
255 Enterprise Road
Deltona, FL 32725

Subject: Revised Stormwater Credit Policy

Project #: 200-08534-14009

Gerald,

Per your request I have reviewed the proposed changes to the City's Stormwater Utility Credit Policy and evaluated their potential impact on the revenues to the Stormwater utility. Reading the Ordinance there are three primary changes that will influence the utility revenues:

- An increase of the credit from 30% to 35% for parcels in non-landlocked basins.
- An increase in the credit from 45% to 50% for parcels in landlocked basins.
- A relaxing of the credit application procedures such that new development will automatically be granted a credit provided it has built on-site stormwater facilities in compliance with the prevailing regulatory requirements of the St. Johns River Water Management District or Florida Department of Environmental Protection.

We approached our analysis conservatively with our assumptions representing the highest impact to the revenues. Our assumptions include:

- All currently developed commercial property will receive a 46% credit. This is a composite credit based on the approximate ratio of land locked to non-land locked area in the City. As of this date, very few developed properties have filed for a credit.
- All currently vacant commercial property will be granted a 46% credit equivalent to the currently assessed ERUs. (Typically developed commercial property will have a much higher number of ERUs over vacant due to the amount of impervious area constructed such that there is a net increase of ERUs even with the credit.)
- All commercial properties will receive the credit instantaneously. This is conservative since the vacant property will develop over time dependent upon the economic conditions in the City.

Taking these factors into account the worst case impact on the utility revenues is less than 5%. Again, this is a quite conservative approach, and it is likely that as vacant property is developed utility revenues will increase as the total number of ERUs increase.

If you require any further information please let me know.

Very truly yours,

Tetra Tech

A handwritten signature in blue ink, appearing to read 'Andrew T. Woodcock'.

Andrew T. Woodcock, P.E., MBA
Senior Project Manager

ATW/ab/ProjMgmt/Corresp/Chancellor_082916

ORDINANCE NO. 14-2016

AN ORDINANCE OF THE CITY OF DELTONA, FLORIDA, AMENDING DIVISION 3, "COLLECTION AND USE", OF ARTICLE III, "STORMWATER UTILITY", OF CHAPTER 54 "SPECIAL ASSESSMENTS", OF THE CODE OF THE CITY OF DELTONA, BY ADDING A PROVISION FOR STORMWATER UTILITY FEE CREDITS; AND PROVIDING FOR CONFLICTS, SEVERABILITY AND EFFECTIVE DATE.

WHEREAS, the city recognizes that some developed properties that are subject to the stormwater utility fee have constructed and currently operate and maintain stormwater facilities that can reduce stormwater runoff impacts from the subject property and reduce the burden on the city to maintain, operate and provide capital improvements to the stormwater management system; and

WHEREAS, the city recognizes that some property owners may wish to mitigate the stormwater utility fee by constructing and maintaining a stormwater facility that will reduce the impact of the subject property; and

WHEREAS, as an incentive for operating and maintaining a stormwater facility, fee credits may be granted to the utility customer when the management facility reduces the pollutant load on the water quality, reduces the flow of water quantity from the subject property, or both.

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

Section 1. A new Section 54-189, "Stormwater Utility Fee Credits", of Division III, "Collection and Use", of Article III "Stormwater Utility", of Chapter 54, "Special Assessments", of the City's Code of Ordinances, is hereby amended to read as follows:

Section 54-189. Stormwater Utility Fee Credits.

(a) Properties that currently operate and maintain an approved stormwater management system that is shown to reduce stormwater runoff and improve the quality of stormwater runoff are eligible for a reduction in the stormwater utility fee in the form of a credit. Stormwater utility customers with property meeting the criteria provided in this section may receive a stormwater utility fee credit of up to, but not exceeding, thirty-five percent (35%) on the fee for the subject property if such property is non-land locked, and fifty percent (50%) on the fee for the subject property if such property is land locked. For purposes of this credit, the term non-land locked shall refer to properties that have the ability to discharge off-site with excess stormwater, and it retains a 25 year, 24 hour, storm event on-site before it is allowed to discharge off-site. For purposes of this credit, the term land locked shall refer to properties that have no ability to discharge off-site with any excess stormwater to a lake, drainage ditch, canal, or other water body, and it retains a 100 year, 24 hour, storm event on-site.

(b) In order to qualify for a utility fee credit as set forth above, the property owner must demonstrate one of the following:

(1) The stormwater management system has been permitted by the St. Johns River Water Management District or the Florida Department of Environmental Protection and proof of such permitting is submitted to the city; or

(2) The subject property is serviced by an on-site stormwater management system that reduces stormwater runoff and improves the quality of stormwater runoff, and such facility is operated and maintained in accordance with standard practices in the industry. Determination of qualification for such credit shall reasonably be made by the city manager or designee based upon an examination of the site, and an affidavit of the property owner in a form acceptable to the city attorney, which includes a statement indicating that the stormwater management system was permitted by the St. Johns River Water Management District or the Florida Department of Environmental Protection, and was built in conformance with such permit, or that was built in accordance with the then current requirements or standards in effect at the time of construction without a permit, and that the stormwater management system has been operated and maintained in accordance with standard practices since placed in operation. It is acknowledged by the city that as to certain properties, such permitting was not in effect at the time of construction. Credits permitted under this sub-section (2) shall be a maximum of 35%.

(3) Once a qualification for a utility fee credit is established, the credit can continue unless the city becomes aware that the on-site stormwater management system has been removed, modified, or discontinued, or that

the on-site stormwater management system has not been adequately maintained, or if it is ineffective to prevent flooding on site or off-site, or excessive flowing of water off the property it serves. No less than ninety (90) days prior to the revocation of a utility fee credit, the property owner will be notified of corrective actions needed by certified mail, and shall be given sixty (60) days to perform the required corrective actions. The property owner shall notify the city when the corrective action is complete and the city shall make a determination and notify the property owner as to the adequacy of the corrective action. Any appeal from a decision to revoke the utility fee credit shall be made in writing to the city manager no later than either ten (10) days after the date set for completion of the corrective action, if no corrective action was taken or if it was not completed, or ten (10) days after notification to the property owner that the corrective action taken was insufficient to maintain the credit. Revocation of the credit shall be stayed pending completion of an appeal. The decision of the city manager on the appeal shall be final, with any further appeal to a court of competent jurisdiction.

(4) Credit application and affidavit forms shall be available from the city upon request or can be downloaded from the city website.

(5) After the effective date of this Ordinance No. 14-2016, a 35% or 50% credit, as applicable, shall be granted to new construction at the time of the issuance of a certificate of occupancy if the newly installed stormwater management system servicing the property was permitted by the St. Johns River Water Management District or the Florida Department of Environmental Protection, and construction of the stormwater system was in compliance with such permit.

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

Section 3. 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 4. 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 _____, 2016.**

First Reading: _____

Advertised: _____

Second Reading: _____

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

ATTEST:

JOYCE RAFTERY, CMC, City Clerk

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

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



Agenda Memo

AGENDA ITEM: A.

TO: Mayor and Commission

AGENDA DATE: 10/3/2016

FROM: Jane K. Shang, City Manager

AGENDA ITEM: 10 - A

SUBJECT:

Contract: Proposed Cardinal Place Senior Apartments - Chris Bowley, AICP, Director, Planning and Development Services, (386) 878-8602.

Strategic Goal: Economic Development - Create more diversified and high-quality housing opportunities.

LOCATION:

At the intersection of Cardinal Street and Lake Helen-Osteen Road.

BACKGROUND:

In 2015, Mr. DuPont brought forward a request for the City of Deltona to pledge through execution of the attached forms, \$50,000.00 towards the above listed project. Mr. DuPont is making the similar request to allocate \$50,000.00 of its FY16/17 \$554,512 State Housing Initiative Partnership (SHIP) funds for a low income housing tax credit (LIHTC) application to the Florida Housing Finance Corporation (FHFC). The FHFC administers the State SHIP program and, if awarded, the \$50,000 will be deferred to this project. The proposed project is for affordable senior housing and the request is the same as that approved by the City Commission last year. As proposed, the project will include 60 multi-family dwelling units on ±3.3-acres that is a permitted use in the RM-2 zoning district for the site. Execution of the forms allows the applicant to achieve more points in a competitive application process.

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 that the City Commission approve the request to provide the executed Florida Housing Finance Corporation low income housing tax credit forms for the proposed Cardinal Place Senior Apartments project for the requested \$50,000.00.

POTENTIAL MOTION:

AGENDA ITEM: A.

“I hereby move to approve the request to provide the executed Florida Housing Finance Corporation low income housing tax credit forms for the proposed Cardinal Place Senior Apartments project for the requested \$50,000.00.”

JPM OUTLOOK LLC
4110 Southpoint Blvd. #206
Jacksonville, FL 32216

City of Deltona

Re: Proposed Cardinal Place Senior Apartments

To whom it may concern:

We are again seeking the City's support of our Cardinal Place Senior Apartment development that was granted by the City to this same project in 2015. We are proposing to construct a 60 unit residential rental community targeted towards seniors ages 55 and over. We anticipate a combination of one and two bedroom units and will include on site management and clubhouse area for the community. The development site is approximately 3.3 acres and is zoned RM-2 which will allow the proposed 60 units. A more detailed project narrative is included in the attached exhibits for reference.

It is our current intent to make application to the Florida Housing Finance Corporation for housing tax credits in the 2016 RFP application cycle. One of the primary requirements of the Florida Housing application process is that developments have local support from the community in the form of a grant, loan, fee waivers or deferral of fees. This year the required amount is \$50,000 in net present value funds which is the same amount required in 2015.

By virtue of the housing tax credit funding and the local contribution funding, the proposed development will be maintained as an affordable rental property with all units rented to tenants below 60% of the area median income with 10% of the units further set-aside for tenants earning less than 40% of the area median income. These 40% income restricted units also qualify to meet the SHIP requirements as well.

We are requesting via this letter consideration of our request for \$50,000 in funding for the proposed development. Please note that the requested funds would be conditioned upon us receiving an allocation of housing tax credits from Florida Housing Finance and actually constructing the development.

Thank you for your consideration of this matter. The FHFC Application cycle closes in November of this year. In order for us to complete preparations of the application by this expected date, a commitment of funding would need to be finalized prior to this date. We look forward to discussing the project with you and are available at your convenience to meet with the appropriate staff to introduce ourselves. Please let me know if you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to be a stylized name, located below the "Sincerely," text.

CARDINAL PLACE SENIOR APARTMENTS

PROJECT NARRATIVE FOR CARDINAL PLACE SENIOR APARTMENTS

We are pleased to present to the City our proposal to bring high quality, affordable senior housing alternatives to the City. Our development, **Cardinal Place**, is proposed as a 60-unit, age-restricted (55 and older) affordable rental community that will be located in the City on Cardinal Street in the DuPont Lakes area.

The proposed development will be financed utilizing federal housing tax credits administered through the Florida Housing Finance Corporation (FHFC). FHFC has a rigid criteria for qualifying applications that is highly competitive and one in which we have had recent successes. FHFC final selection is determined by a random lottery system comprised of all applications that pass threshold qualifications.

If our application is awarded tax credits, the credits will be sold to institutional investors to raise equity that will allow significant reductions of the rents to the development's tenants. Rents will be determined by household size, number of bedrooms and tenant income levels, and will be substantially below fair market rents in the area for comparable properties. Typical monthly rents will range from approximately \$325 to \$625 for eligible tenants.

The proposed new development location is ideally situated in near proximity to medical and pharmaceutical services, local shopping outlets, and public transportation routes. The existing zoning on the property allows for a 60-unit, four story structure to be built on the site with adequate parking and storm water retention facilities. The attractive architectural design of the new facility will be customized to accommodate our senior residents with special consideration of ADA and universal accessibility design features. Spacious common areas including community meeting rooms, exercise facilities, recreational areas, and a business office and library will be provided to the residents. Each of the large one (750 SF) and/or two (950 SF) bedroom apartments will be equipped with full kitchen and dining area, large living areas, full bathroom and appliances which will meet modern GREEN energy standards.

A full time property management staff will be employed to provide professional on-site management support, and residents will be assisted by staff to continue an independent life style in a supportive independent living community setting that is both comfortable and attractive to its senior residents. Property staff will provide daily welfare checks on residents requesting this service, and coordinate on-site recreational, social and health awareness activities. This will not be an assisted living facility, but rather an independent living community offering many advantages to its active senior residents.

The development team consists of veteran affordable housing professionals. Our team has successfully completed two similar projects in Florida in the last four years and is recognized by FHFC to have both the expertise and experience to develop successful properties. Journet Place (108 units) and Magnolia Place (80 units) are both prime examples of Class A, beautifully designed, decorated and well managed senior independent living developments that have positively contributed to the local community's housing stock. Additional information on the development team, as well as photographs of these developments is included as a supplement to this request.

In support of our application, we are respectfully requesting support for the development of the proposed affordable senior apartments from the City in the form of a Local Government Contribution. This local contribution is a critical scoring factor in FHFC's evaluation of applications for tax credit awards. Without the prescribed local contribution, the proposed development will not be successful in its application to FHFC for tax credits as FHFC requires a minimum \$50,000 local contribution in Volusia County in order to achieve the required application score.

FHFC requirement for the amount of the local governmental support contribution from the City is \$50,000 in net present value funds. The contribution from the City can be granted in a variety of ways including: 1) Monetary grants, 2) Loans other than USDA RD funds*, 3) A one year or more deferral of a fee beyond the date that it is routinely due*, 4) Waiver of fees.

*These sources of funds are subject to net present value adjustments.

The amount of the local contribution will be offset by the new development's payments to the City in the form of impact fees, utility connection fees and building permit fees. The new revenue to the City from these sources is estimated to total more than \$300,000. In no event will the City be obligated if our application is unsuccessful, and it is highly unlikely that more than one application will be selected for award in Volusia County.

The improved property will pay full real estate taxes and utility usage fees to the City. During construction, the over \$10,000,000 construction project will employ over 50 workers and purchase materials from a variety of local businesses. The development will provide full time employment for management and maintenance staff personnel, and will offer to the senior residents of the local community an affordable and decent housing alternative greatly needed in the area.

The City's support of this development will be an investment in the quality of life for an important and growing constituency in the community aged 55 and older. Without the City's support, some other Florida community may well benefit from this limited opportunity to improve housing alternatives. Via this letter, we are requesting consideration of our request for the local contribution on each of these proposed developments. Please note that the requested funds would be conditional upon us receiving an allocation of housing tax credits from FHFC and actually constructing the development.

For further information on this exciting opportunity for new affordable senior housing in the City of Deltona, please contact John DuPont at (989) 233-6274 or john@wolgast.com.

60 Units
Four Story

Lake Helen - Osteen Rd.

Cardinal Street



Foy Lake



Frank W. Pollock AIA
Frank W. Pollock AIA
1317258-0081 / 072508-0022
1-317-258-0081 / 072508-0022
1317258-0081 / 072508-0022

**FLORIDA HOUSING FINANCE CORPORATION
LOCAL GOVERNMENT VERIFICATION OF CONTRIBUTION - FEE WAIVER FORM**

Name of Development: CARDINAL PLACE SENIOR APARTMENTS

Development Location: Intersection of Cardinal St. and Lake Helen-Osteen Road, Deltona, FL

(At a minimum, provide the address number, street name and city, and/or provide the street name, closest designated intersection and either the city (if located within a city) or county (if located in the unincorporated area of the county). If the Development consists of Scattered Sites, the Development Location stated above must reflect the Scattered Site where the Development Location Point is located.)

The City/County of Deltona, FL, pursuant to _____

waived the following fees: _____

(Reference Official Action, cite Ordinance or Resolution Number and Date)

Amount of Fee Waiver: \$ 50,000.00

No consideration or promise of consideration has been given with respect to the fee waiver. For purposes of the foregoing, the promise of providing affordable housing does not constitute consideration. This fee waiver must be effective as of the Application Deadline for the applicable RFA, and is provided specifically with respect to the proposed Development.

CERTIFICATION

I certify that the foregoing information is true and correct and that this commitment is effective at least through the date required in the applicable RFA.

Signature

Print or Type Name

Print or Type Title

NOTE TO LOCAL GOVERNMENT OFFICIAL: Waivers that are not specifically made for the benefit of this Development but are instead of general benefit to the area in which the Development is located will NOT qualify as a contribution to the Development. Further, the fact that no impact fees or other fees are levied by a local jurisdiction for ANY type of development DOES NOT constitute a "Local Government Contribution" to the proposed Development. Similarly, if such fees ARE levied by the local jurisdiction but the nature of the proposed Development exempts it (e.g., typically, a Rehabilitation Development is not subject to impact fees), for purposes of this form, no "Local Government Contribution" exists and no points will be awarded.

This certification must be signed by the chief appointed official (staff) responsible for such approvals, Mayor, City Manager, County Manager/Administrator/Coordinator, Chairperson of the City Council/Commission or Chairperson of the Board of County Commissioners. Other signatories are not acceptable. The Applicant will not receive credit for this contribution if the certification is improperly signed. To be considered for points, the amount of the contribution stated on this form must be a precise dollar amount and cannot include words such as estimated, up to, maximum of, not to exceed, etc.

If the Application is not eligible for automatic points, this contribution will not be considered if the certification contains corrections or "white-out" or if the certification is altered or retyped. The certification may be photocopied.

Please note: This form may be modified by Florida Housing Finance Corporation per Section 67-60.005, F.A.C.

**FLORIDA HOUSING FINANCE CORPORATION
LOCAL GOVERNMENT VERIFICATION OF STATUS
OF SITE PLAN APPROVAL FOR MULTIFAMILY DEVELOPMENTS**

FHFC Application Reference: RFA 2016-110 Housing Credit Financing for Affordable Housing

Indicate the name of the application process under which the proposed Development is applying/has applied for funding from the Corporation such as the Request for Proposal/Application number and/or the name of the Request for Proposal/Application.

Name of Development: CARDINAL PLACE SENIOR APARTMENTS

Development Location: Intersection of Cardinal St. and Lake Helen-Osteen Road

At a minimum, provide the address number, street name and city and/or provide the street name, closest designated intersection and either the city (if located within a city) or county (if located in the unincorporated area of the county).

Mark the applicable statement:

1. The above-referenced Development is (a) new construction, or (b) rehabilitation with new construction, or (c) rehabilitation, without new construction, that requires additional site plan approval or similar process. The final site plan, in the applicable zoning designation, was approved on or before the submission deadline for the above referenced FHFC Request for Proposal/Application by action of the appropriate City/County legally authorized body; e.g. council, commission, board, department, division, etc., responsible for such approval process.

2. The above-referenced Development is (a) new construction, or (b) rehabilitation with new construction, or (c) rehabilitation, without new construction, that requires additional site plan approval or similar process, and (i) this jurisdiction provides either preliminary site plan approval or conceptual site plan approval which has been issued, or (ii) site plan approval is required for the new construction work and/or the rehabilitation work; however, this jurisdiction provides neither preliminary site plan approval nor conceptual site plan approval, nor is any other similar process provided prior to issuing final site plan approval. Although there is no preliminary or conceptual site plan approval process and the final site plan approval has not yet been issued, the site plan, in the applicable zoning designation, has been reviewed.

The necessary approval and/or review was performed on or before the submission deadline for the above referenced FHFC Request for Proposal/Application by the appropriate City/County legally authorized body; e.g. council, commission, board, department, division, etc., responsible for such approval process.

3. The above-referenced Development, in the applicable zoning designation, is rehabilitation without any new construction and does not require additional site plan approval or similar process.

CERTIFICATION

I certify that the City/County of Deltona, FL has vested in me the authority to verify status of site plan Approval as specified above and I further certify that the information stated above is true and correct.
(Name of City or County)

Signature

Print or Type Name

Print or Type Title

This certification must be signed by the applicable City's or County's Director of Planning and Zoning, chief appointed official (staff) responsible for determination of issues related to site plan approval, City Manager, or County Manager/Administrator/Coordinator. Signatures from local elected officials are not acceptable, nor are other signatories. If this certification is applicable to this Development and it is inappropriately signed, the certification will not be accepted.

**FLORIDA HOUSING FINANCE CORPORATION
LOCAL GOVERNMENT VERIFICATION THAT DEVELOPMENT IS CONSISTENT WITH ZONING
AND LAND USE REGULATIONS**

FHFC Application Reference: RFA 2016-110 Housing Credit Financing for Affordable Housing
Indicate the name of the application process under which the proposed Development is applying/has applied for funding from the Corporation such as the Request for Proposal/Application number and/or the name of the Request for Proposal/Application.

Name of Development: CARDINAL PLACE SENIOR APARTMENTS

Development Location: Intersection of Cardinal St. and Lake Helen-Osteen Road, Deltona, FL
(At a minimum, provide the address number, street name and city, and/or provide the street name, closest designated intersection and either the city (if located within a city) or county (if located in the unincorporated area of the county).

The undersigned service provider confirms that on or before the submission deadline for the above referenced FHFC Request for Proposal/Application:

1. The zoning designation for the above referenced Development location is RM-2; and
2. The proposed number of units and intended use are consistent with current land use regulations and the referenced zoning designation or, if the Development consists of rehabilitation, the intended use is allowed as a legally non-conforming use. To the best of my knowledge, there are no additional land use regulation hearings or approvals required to obtain the zoning classification or density described herein. Assuming compliance with the applicable land use regulations, there are no known conditions which would preclude construction or rehabilitation (as the case may be) of the referenced Development on the proposed site.

CERTIFICATION

I certify that the City/County of Deltona, FL has vested in me the authority to verify
(Name of City/County)
consistency with local land use regulations and the zoning designation specified above or, if the Development consists of rehabilitation, the intended use is allowed as a "legally non-conforming use" and I further certify that the foregoing information is true and correct. In addition, if the proposed Development site is in the Florida Keys Area as defined in Rule Chapter 67-48, F.A.C., I further certify that the Applicant has obtained the necessary Rate of Growth Ordinance (ROGO) allocations from the Local Government.

Signature

Print or Type Name

Print or Type Title

This certification must be signed by the applicable City's or County's Director of Planning and Zoning, chief appointed official (staff) responsible for determination of issues related to comprehensive planning and zoning, City Manager, or County Manager/Administrator/Coordinator. Signatures from local elected officials are not acceptable, nor are other signatories. If the certification is applicable to this Development and it is inappropriately signed, the certification will not be accepted.

**FLORIDA HOUSING FINANCE CORPORATION
VERIFICATION OF AVAILABILITY OF INFRASTRUCTURE - ELECTRICITY**

FHFC Application Reference: RFA 2016-110 Housing Credit Financing for Affordable Housing
Indicate the name of the application process under which the proposed Development is applying/has applied for funding from the Corporation such as the Request for Proposal/Application number and/or the name of the Request for Proposal/Application.

Name of Development: CARDINAL PLACE SENIOR APARTMENTS

Development Location: Intersection of Cardinal St. and Lake Helen-Osteen Road, Deltona, FL
At a minimum, provide the address number, street name and city and/or provide the street name, closest designated intersection and either the city (if located within a city) or county (if located in the unincorporated area of the county).

The undersigned service provider confirms that on or before the submission deadline for the above referenced FHFC Request for Proposal/Application:

1. Electricity is available to the proposed Development, subject to item 2 below.
2. To access such electric service, the Applicant may be required to pay hook-up, installation and other customary fees, comply with other routine administrative procedures, and install or construct line extensions and other equipment in connection with the construction of the Development.

CERTIFICATION

I certify that the foregoing information is true and correct.

Signature

Name of Entity Providing Service

Print or Type Name

Address (street address, city, state)

Print or Type Title

Telephone Number (including area code)

This certification may not be signed by the Applicant, by any related parties of the Applicant, or by any Principals or Financial Beneficiaries of the Applicant. In addition, signatures from local elected officials are not acceptable. If the certification is applicable to this Development and it is inappropriately signed, the certification will not be accepted.

**FLORIDA HOUSING FINANCE CORPORATION
VERIFICATION OF AVAILABILITY OF INFRASTRUCTURE - ROADS**

FHFC Application Reference: RFA 2016-110 Housing Credit Financing for Affordable Housing

Indicate the name of the application process under which the proposed Development is applying/has applied for funding from the Corporation such as the Request for Proposal/Application number and/or the name of the Request for Proposal/Application.

Name of Development: CARDINAL PLACE SENIOR APARTMENTS

Development Location: Intersection of Cardinal St. and Lake Helen-Osteen Road, Deltona, FL

At a minimum, provide the address number, street name and city and/or provide the street name, closest designated intersection and either the city (if located within a city) or county (if located in the unincorporated area of the county).

The undersigned service provider confirms that on or before the submission deadline for the above referenced FHFC Request for Proposal/Application:

1. Existing paved roads provide access to the proposed Development or paved roads will be constructed as part of the proposed Development;
2. There are no impediments to the proposed Development using the roads other than payment of impact fees or providing curb cuts, turn lanes, signalization, or securing required final approvals and permits for the proposed Development; and
3. The execution of this verification is not a granting of traffic concurrency approval for the proposed Development.

CERTIFICATION

I certify that the foregoing information is true and correct.

Signature

Name of Entity Providing Service

Print or Type Name

Print or Type Title

Address (street address, city, state)

Telephone Number (including area code)

This certification may not be signed by the Applicant, by any related parties of the Applicant, or by any Principals or Financial Beneficiaries of the Applicant. In addition, signatures from local elected officials are not acceptable. If the certification is applicable to this Development and it is inappropriately signed, the certification will not be accepted.

**FLORIDA HOUSING FINANCE CORPORATION
VERIFICATION OF AVAILABILITY OF INFRASTRUCTURE - SEWER CAPACITY,
PACKAGE TREATMENT, OR SEPTIC TANK**

FHFC Application Reference: RFA 2016-110 Housing Credit Financing for Affordable Housing
Indicate the name of the application process under which the proposed Development is applying/has applied for funding from the Corporation such as the Request for Proposal/Application number and/or the name of the Request for Proposal/Application.

Name of Development: CARDINAL PLACE SENIOR APARTMENTS

Development Location: Intersection of Cardinal St. and Lake Helen-Osteen Road, Deltona, FL
At a minimum, provide the address number, street name and city and/or provide the street name, closest designated intersection and either the city (if located within a city) or county (if located in the unincorporated area of the county).

The undersigned service provider confirms that on or before the submission deadline for the above referenced FHFC Request for Proposal/Application:

1. Sewer Capacity or Package Treatment is available to the proposed Development; or
2. There are no known prohibitions to installing a Septic Tank system with adequate capacity for the proposed Development location or, if necessary, upgrading an existing Septic Tank system with adequate capacity for the proposed Development location.

To access such waste treatment service, the Applicant may be required to pay hook-up, installation and other customary fees, comply with other routine administrative procedures, and/or install or construct line extensions and other equipment, including but not limited to pumping stations, in connection with the construction of the Development.

CERTIFICATION

I certify that the foregoing information is true and correct.

Signature

Name of Entity Providing Service

Print or Type Name

Address (street address, city, state)

Print or Type Title

Telephone Number (including area code)

This certification may not be signed by the Applicant, by any related parties of the Applicant, or by any Principals or Financial Beneficiaries of the Applicant. In addition, signatures from local elected officials are not acceptable. If the certification is applicable to this Development and it is inappropriately signed, the certification will not be accepted.

**FLORIDA HOUSING FINANCE CORPORATION
VERIFICATION OF AVAILABILITY OF INFRASTRUCTURE - WATER**

FHFC Application Reference: RFA 2016-110 Housing Credit Financing for Affordable Housing

Indicate the name of the application process under which the proposed Development is applying/has applied for funding from the Corporation such as the Request for Proposal/Application number and/or the name of the Request for Proposal/Application.

Name of Development: CARDINAL PLACE SENIOR APARTMENTS

Development Location: Intersection of Cardinal St. and Lake Helen-Osteen Road, Deltona, Fl

At a minimum, provide the address number, street name and city and/or provide the street name, closest designated intersection and either the city (if located within a city) or county (if located in the unincorporated area of the county).

The undersigned service provider confirms that on or before the submission deadline for the above referenced FHFC Request for Proposal/Application:

1. Potable water is available to the proposed Development, subject to item 2 below.
2. To access such water service, the Applicant may be required to pay hook-up, installation and other customary fees, comply with other routine administrative procedures, and install or construct line extensions and other equipment, including but not limited to pumping stations, in connection with the construction of the Development.

CERTIFICATION

I certify that the foregoing information is true and correct.

Signature

Name of Entity Providing Service

Print or Type Name

Address (street address, city, state)

Print or Type Title

Telephone Number (including area code)

This certification may not be signed by the Applicant, by any related parties of the Applicant, or by any Principals or Financial Beneficiaries of the Applicant. In addition, signatures from local elected officials are not acceptable. If the certification is applicable to this Development and it is inappropriately signed, the certification will not be accepted.