

## AFTER ACTION AGENDA

**REGULAR CITY COMMISSION MEETING**  
**MONDAY, AUGUST 19, 2013**  
**6:30 P.M.**

**DELTONA COMMISSION CHAMBERS**  
**2345 PROVIDENCE BLVD.**  
**DELTONA, FLORIDA**

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### AGENDA

1. CALL TO ORDER
2. ROLL CALL - CITY CLERK
3. INVOCATION AND PLEDGE TO THE FLAG:
  - A. Invocation Presented by Commissioner Schleicher.
4. APPROVAL OF MINUTES & AGENDA:
  - A. Approval of Minutes –Regular City Commission Meeting of August 5, 2013.

[The Commission voted unanimously to approve the minutes of the Regular City Commission Meeting of August 5, 2013.](#)
  - B. Additions or Deletions to Agenda.
5. PRESENTATIONS/AWARDS/REPORTS:
  - A. Presentation of Certificates – West Volusia Youth Baseball League (WVYB) AA All-Star Team (Requested by: Mayor Masiarczyk).
  - B. Presentation of Meritorious Service Awards and Unit Citations for a trench rescue in Orange City on July 23rd, 2013.
  - C. Presentation of Certificates in Recognition of Educational Achievement.

**6. PUBLIC FORUM – Citizen comments for any items.  
(4 minute maximum length)**

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

**7. CONSENT AGENDA:**

- \*A. **Request for approval of Budget Amendment to purchase various trees in accordance with the Tree Replacement Fund.**

*A Budget Amendment of \$25,000.00 is requested to cover the cost of the planting and maintenance of assorted trees at various locations throughout the City. Originally, funds were not budgeted in the 2012/2013 Fiscal Year. The source of the funding will be from the Tree Replacement Fees Fund fund balance and will be transferred to 110-525213 (Landscaping, Seed and Sod). This amendment results in a net decrease in Budgetary Fund Balance of \$25,000.00.*

**Approved by Consent Agenda – to approve the budget amendment in the amount of \$25,000.00 to pay for the planting and maintenance of assorted trees in various City wide locations.**

- \*B. **Request for approval to award Bid #PW13-13, Acadian Sidewalk Construction.**

*The City of Deltona has been approved, through the Florida Department of Transportation, for the design and construction of a sidewalk on portions of Acadian Drive. This project has been approved through the Local Agency Program (LAP) which provides funding for this type of work and coincides with the Safe Routes to School Program which encourages the construction of sidewalks around schools. This sidewalk has been designed using LAP funding and now funds have been allocated through LAP for the construction portion of this project.*

*The Public Works Division solicited bids for the Acadian Sidewalk Construction project. The bid was solicited on Demandstar and went out to 460 Contractors. There were 29 planholders for this bid and 2 bids were received as follows:*

- 1. Conpilog International Company \$48,322.60*
- 2. Tomoka Construction Services \$61,329.00*

*The low bidder, Conpilog International Company, Inc., is verified as a*

*Disadvantaged Business Enterprise by F.D.O.T standards and has proven past positive references for similar work. Conpilog International Company has the appropriate license for this project and has been verified through the Department of Business and Professional Regulation.*

**Approved by Consent Agenda – to award Bid #PW-13-13 for the Acadian Drive Sidewalk Construction Project to Conpilog International Company at a total cost of \$48,322.60.**

## **8. ORDINANCES AND PUBLIC HEARINGS:**

- A. Public Hearing - Ordinance No. 14-2013, Adding an additional homestead exemption as permitted under F.S. 196.075(2)(b), and providing a method for computing income limitations for qualifications, at second and final reading.**

*At the Regular City Commission Meeting held on Monday, June 17, 2013 Mayor Masiarczyk requested that the City Attorney prepare an Ordinance to support the new Florida Statute which adds an additional homestead exemption for a senior exemption available for low income senior residents who have lived in their home for over 25 years.*

**After discussion, the Commission voted unanimously to approve Ordinance No. 14-2013 at second and final reading.**

## **9. OLD BUSINESS:**

## **10. NEW BUSINESS:**

- A. Request for approval to terminate the Swaption and award the sale of bonds to the Underwriters.**

*The City on August 15, 2006 entered into an interest rate swap option agreement with Citibank N.A (the Swap Provider) relating to the City's outstanding Utility System Revenue Bonds, Series 2003 (The Series 2003) bond issue. Under the terms of the agreement the City sold a onetime option to the Swap Provider that gave them the right to put the City on a fixed payer swap on October 1, 2013. The Swap Provider has sent notice to the City that it intends to exercise this option but the City has decided it is in its best interest to terminate the swap and to incorporate any termination payment as part of a current refunding of the City's Series 2003 Bonds. In order to issue the refunding bonds the City will need to adopt a Bond Resolution that authorizes the issuance of Utility System Refunding Revenue Bonds, Series 2013, in an amount not to exceed \$85,000,000, that authorizes the termination of the Swaption, and that authorizes the Mayor to award the sale of the bonds to the Underwriters consisting of Raymond James and Associates, Merrill Lynch /Bank of America, JP Morgan and RBC Capital Markets pursuant to conditions and terms set forth under a purchase contract and*

*provide for the selection of a paying agent and escrow agent (Bank of New York Mellon Trust Company) and the execution of documents by the Mayor including the Official Statement, Disclosure Documents and the use of bond insurance if cost effective.*

After discussion, the Commission voted unanimously to authorize the issuance of not to exceed Utility System Refunding Revenue Bonds, Series 2013, termination of the Swaption, and delegate the Mayor to award the sale of the bonds to the Underwriters consisting of Raymond James and Associates, Merrill Lynch /Bank of America, JP Morgan and RBC Capital Markets pursuant to conditions and terms set forth in the Resolution under a purchase contract, the selection of a paying agent and escrow agent (Bank of New York Mellon Trust Company) and the execution of documents by the Mayor including the Official Statement, Disclosure Documents and the use of bond insurance if cost effective.

**B. Request for approval of award of bid for removing and replacing the batting cage roof at Dewey O. Boster Sports Complex.**

*Staff has requested bids for removal and replacement of the Batting Cage Roof at Dewey O. Boster Sports Complex. The roof was originally installed by the West Volusia Youth Baseball Organization during 1992/1993 time frame and ownership was transferred to the City when incorporation occurred. The roof is in dire need of replacement and the City's liability risk exposure if anyone from West Volusia Youth Baseball were to become injured by a piece of roof debris falling to the ground while utilizing the batting cages for batting practice is significant. Additionally, a Budget Amendment is necessary in the amount of \$ 10,000.00 and is being requested to cover the removal and replacement.*

*Three bids were received as follows:*

*Empire Roofing Services, LLC. -\$ 9,500.00  
B & D Roofing- \$ 9,500.00  
Adcock Roofing- \$ 9,890.00*

*All of the Roofing Companies were contacted and two of the three Companies agreed to keep their quotes as previously submitted.*

*Staff has reviewed the bids and is recommending award of the bid to Empire Roofing Services, LLC., Deltona, Florida.*

After discussion, the Commission voted unanimously to approve Award of the bid for removing and replacing the batting cage roof at Dewey O. Boster to Empire Roofing Services, LLC at a total cost of \$9,500.00 and to approve budget amendment in the amount of \$10,000.00 to pay for the replacement of the batting cages roof at the Dewey O. Boster Sports Complex.

**11. CITY COMMISSION COMMENTS:**

**12. CITY ATTORNEY COMMENTS:**

**13. CITY MANAGER COMMENTS:**

**14. ADJOURNMENT:**

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

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