

## AFTER ACTION AGENDA

**REGULAR CITY COMMISSION MEETING**  
**MONDAY, NOVEMBER 18, 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 Herzberg – Nick Pizza, from Nick Pizza Incorporated.
4. APPROVAL OF MINUTES & AGENDA:
  - A. Approval of Minutes - Regular City Commission Meeting of November 4, 2013.  
  
The Commission voted unanimously to approve the minutes of the Regular City Commission Meeting of November 4, 2013.
  - B. Additions or Deletions to Agenda.
5. PRESENTATIONS/AWARDS/REPORTS:
  - A. Certificate of Recognition – City of Deltona StormReady Community Recognition.
  - B. Proclamation - National Hospice/Palliative Care Month, November 2013.
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 Final Budget Amendment/Transfer for FY 2012/2013.**

*As part of the fiscal year end process, it is standard practice to process a year end budget amendment to "true up" department budgets so that no department reflects an over-budget situation in the City's CAFR. This requested transfer moves budget dollars between Departments within the General Fund and does not result in any reductions or changes of budgetary fund balance. For FY 2012 / 2013, two departments in the General Fund have an over-budget situation.*

*At FY 2012 / 2013 year end, the City Manager's office is over budget by approximately \$100,000. This is attributable to the contractual payout of the former City Manager.*

*At FY 2012 / 2013 year end, the City Commission is over budget by approximately \$6,000. This is primarily attributable to a change in personnel.*

*Therefore, staff is requesting a budget transfer to move \$100,000 from the Parks and Recreation FY 2012 / 2013 budget to the City Manager's FY 2012 / 2013 budget and to move \$6,000 from the Parks and Recreation FY 2012 / 2013 budget to the City Commission FY 2012 / 2013 budget.*

**Approved by Consent Agenda – to approve a budget transfer of \$100,000 from the Parks and Recreation FY 2012 / 2013 budget to the City Manager FY 2012 / 2013 budget and to transfer \$6,000 from the Parks and Recreation FY 2012 / 2013 budget to the City Commission FY 2012 / 2013 budget.**

- \*B. **Request for approval to piggyback Volusia County's Price Agreement with Ferguson Waterworks for drainage materials and supplies - Stormwater Division.**

*The Stormwater Division uses drainage materials and supplies for their stormwater projects. Ferguson Waterworks currently has a Price Agreement with Volusia County and has agreed to extend that pricing to the City of Deltona. Ferguson Waterworks is a partner of Advanced Drainage Systems and is the Sole Source distributor for their products for municipalities in Volusia County. The*

*Stormwater Division spends approximately \$90,000 annually on these materials and supplies.*

Approved by Consent Agenda – to approve using Ferguson Waterworks piggybacking the Volusia County Price Agreement for drainage materials and supplies for an initial period through September 30, 2014 and renewing annually if funding is appropriated for each renewal period in accordance with the Volusia County Price Agreement.

**\*C. Request for approval to piggyback the City of Cocoa's pricing agreement with Flowers Chemical Lab for Laboratory Services.**

*The Public Work Division uses laboratory services for the testing of water quality in both the Deltona Water and Stormwater Divisions. Flowers Chemical Laboratories Inc. has a pricing agreement with the City of Cocoa and has agreed to extend that pricing to the City of Deltona. Deltona Water spends approximately \$97,200 and the Stormwater Division spends \$12,000 annually on these services.*

Approved by Consent Agenda – to approve using Flowers Chemical Laboratories piggybacking the City of Cocoa pricing agreement # B-11-11-COC for laboratory services for an initial period through September 30, 2014 and renewing annually if funding is appropriated for each renewal period in accordance with the City of Cocoa pricing agreement.

**D. Request for approval of RFP#14002 for General Contractors for NSP 1 and 3 Programs.**

*Staff posted an RFP for General Contractors for the NSP 1 and 3 Programs. The RFP was sent out to 693 companies with 22 companies downloading it. There were four (4) responses from the following companies:*

- A.G. Pifer Construction
- Gallery Homes of DeLand, Inc.
- Dorado Aqua Cops
- Black Street Enterprise

*A Selection Committee (Committee) scored the four (4) proposals and a Selection Committee meeting was scheduled to determine how many companies the Committee wanted to present to the City Commission for approval. If approved, the General Contractors will be placed on a list to bid against each other for work on the NSP homes. The Selection Committee interviewed the firms and unanimously decided that they wanted to add all four (4) companies to the list.*

After discussion, the Commission voted unanimously to approve the selection of the General Contractors A.G. Pifer, Gallery Homes of DeLand, Inc., Dorado Aqua Cops, and Black Street Enterprises to be added to a list of companies to be used for the NSP 1 and 3 Programs.

## 8. ORDINANCES AND PUBLIC HEARINGS:

- A. **Public Hearing - Ordinance No. 15-2013, amendment to the Deltona Landings BPUD (RZ 13-006/Applicant: Goodwill Industries), at second and final reading.**

*The City received an application from Goodwill Industries of Central Florida (Goodwill) to amend the Deltona Landings Business Planned Unit Development (BPUD) Development Agreement to allow an Attended Donation Center as a permitted principal use. The Deltona Landings complex was developed in 1997. In 2003, the City approved a site plan for the outparcel located at the northwest corner of the plaza; known as Lot 2. A bank was constructed on Lot 2 and remained in operation until 2011. Since 2011, the building has remained vacant, despite receiving several inquiries for reuse.*

**After discussion, the Commission voted unanimously to adopt Ordinance No. 15-2013, to include the Conditions of Approval listed in the staff report, at second and final reading.**

- B. **Ordinance No. 16-2013, amending Section 46-26, Definitions; amending Section 46-27, Participation – Conditions of Eligibility; amending Section 46-29, Finances and Fund Management; amending Section 46-34, Preretirement Death; and amending Section 46-43, Maximum Pension, at second and final reading.**

*This is a revised proposed ordinance amending the City of Deltona Firefighters' Pension Plan, which is recommended by the Board for adoption by the City Commission. This ordinance amends Section 46-26, Definitions to amend the definition of Credited Service, Section 46-29, Finances and Fund Management, and Section 46-43, Maximum Pension, to comply with recent changes to the Internal Revenue Code (IRC) relating to tax qualified pension plans such as the plan. These amendments clarify language required by the IRC and are mandatory amendments.*

**After discussion, the Commission voted unanimously to adopt Ordinance No. 16-2013 at second and final reading.**

## 9. OLD BUSINESS:

## 10. NEW BUSINESS:

- A. **Request for approval to execute Cost Share Agreement with the St. Johns River Water Management District for the Reclaimed Water Pumping and Storage Expansion project.**

*To promote conservation, development and proper utilization of surface and ground water, the St. Johns River Water Management District has initiated a cost sharing program for construction projects within its jurisdiction that promote water resource initiatives. A Cost Share Agreement would provide the City with funding from the St. Johns River Water Management District for an amount not to exceed 40% of the total construction costs of projects that fall within these parameters. The Reclaimed Pumping and Storage Expansion project has been identified as a project that meets these guidelines.*

**After discussion, the Commission voted unanimously to approve and execute the Cost Share Agreement with the St. Johns River Water Management District for the Reclaimed Pumping and Storage Expansion project.**

**B. Selection of Vice Mayor.**

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

**After discussion, the Commission voted unanimously to select Commissioner Heidi Herzberg as Vice Mayor for the next year.**

**11. CITY ATTORNEY COMMENTS:**

**12. CITY MANAGER COMMENTS:**

**13. CITY COMMISSION 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.