

## AFTER ACTION AGENDA

**REGULAR CITY COMMISSION MEETING**  
**MONDAY, FEBRUARY 17, 2014**  
**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 Denizac.**
4. **APPROVAL OF MINUTES & AGENDA:**
  - A. **Approval of Minutes - Regular City Commission Meeting of February 3, 2014.**

[The Commission voted unanimously to approve the minutes of the Regular City Commission Meeting of February 3, 2014.](#)
  - B. **Additions or Deletions to Agenda.**

[Add-On Item: Presentation - Healthy Start Coalition Award by Council Member Pat Northey and School Board Member Diane Smith.](#)
5. **PRESENTATIONS/AWARDS/REPORTS:**
  - A. **Recognizing retirement of Volusia County Sheriff's Office K-9 Deputy "Kuber".**
  - B. **Presentation of Certificates of Recognition and Thanks to the student artists who created the "Think Before You Throw" posters to help spread the awareness of keeping Deltona clean.**

**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 to piggyback the Florida Sheriff's Association contract #13-21-0904 for the purchase of a Freightliner Sprinter Cargo Van.**

*The purchase and utilization of this van will give the City's electrician the ability to store more parts for repairs that are completed in house and will significantly reduce the down time of incidences. This van will have full inside access allowing for the ability of Staff to stand and work inside the vehicle. This is a new vehicle that was approved in the FY 13/14 budget.*

*Orlando Freightliner is an authorized Freightliner dealer and is a partner with Lou Bachrodt Freightliner to provide Freightliner vehicles for the Florida Sheriff's contract in the Orlando area.*

[Approved by Consent Agenda - to approve piggybacking the Florida Sheriff's Association contract #13-21-0904 for the purchase of a Freightliner Sprinter Cargo Van from Orlando Freightliner, Inc. at a total cost of \\$49,741.00.](#)

- \*B. **Request for approval of Award of Bid #14009 for removal and replacement of basketball courts at Harris Saxon Park and Lake Butler Skate Park.**

*Staff requested bids for removal and replacement of the Basketball Courts at Harris Saxon Park and Lake Butler Skate Park. There is a defect in the sub-surface layer, underneath the basketball courts, which has caused the surfaces at both courts to crack. Staff has attempted several times to repair the surface cracks, but the courts need to be replaced. This replacement is necessary per the City's insurance provider.*

*Four bids were received as follows:*

*Ace Surfaces: \$67,000  
All Terrain Tractor Service, Inc.: \$48,370.72  
Elite Court Construction: \$44,735  
McLean Tennis, Inc.: \$72,520*

*The Parks and Recreation Director thoroughly reviewed the bids received. The bid called for a product called Synpave or an equal product approved by the City. The first and second low bidders bid products that are not equal to Synpave and do not carry the same warranty as Synpave. The two low bids were disqualified. The third low bidder, Ace Surfaces, bid the job using Synpave at a total cost of \$67,000. They have done satisfactory work for the City in the past and they are familiar CDBG/Federal reporting requirements.*

**Approved by Consent Agenda - to award Bid #14009 for removal and replacement of the basketball courts at Harris Saxon Park and Lake Butler Park to Ace Surfaces North America, Inc. at a total cost of \$67,000.**

**\*C. Request for of approval Award of Bid #14010 air conditioning replacement at Wes Crile Park.**

*The existing air conditioning units at Wes Crile Park consist of 45 tons and are over 22 years old. They are outdated and not operating efficiently. Wes Crile Park is one of the most heavily utilized parks and offers a wide variety of services (racquetball, tennis, softball/baseball, basketball, walking/running, splash pad, picnic pavilions, gymnasium and meeting room rental).*

*Purchasing solicited bids to replace the air conditioning system. Six bids were received as follows:*

*Advance Mechanical Services: \$72,900  
Air Current: \$98,750  
Air Mechanical & Service Corp: \$94,000  
All American Air, Inc: \$45,650  
Ellis Mechanical Corp: \$119,675  
Schwenn Maintenance & Service: \$86,987*

*All American Air, Inc. submitted a non-responsive bid and their bid was rejected. Advance Mechanical Services was the next low bidder. The Parks and Recreation Director checked their references and met with them at Wes Crile along with the Building Official.*

**Approved by Consent Agenda - to approve award of Bid #14010 for air conditioning replacement at Wes Crile Park to Advance Mechanical Services at a total cost of \$72,900.**

**\*D. Request to certify engineering firms as qualified to perform construction, Engineering and Inspection (CEI) Service for the Doyle Road Reclaimed Water Main Project.**

*The Public Works Department requested Statements of Qualifications from Engineering Firms for Services in accordance with the Consultants' Competitive*

*Negotiation Act, F.S. Chapter 287.055 following the guidelines as set forth under the Act. Because this is a project that exceeds the \$2,000,000.00 threshold, established by F.S. Chapter 287.055, a standalone solicitation for qualifications was requested from Engineering Firms to perform services related to the Construction, Engineering and Inspection (CEI) Services for the Doyle Road Reclaimed Water Main Project. Five Engineering Firms responded to the solicitation.*

**Approved by Consent Agenda - to certify, Tetra Tech, Quentin L. Hampton Associates and CPH as qualified to perform Construction, Engineering and Inspection Services for the City, as it pertains to the Doyle Road Reclaimed Water Main Project and to move into negotiations within the guidelines of F.S. 287.055.**

- \*E. Appointment of one (1) member to fill the 5<sup>th</sup> member position of the Firefighters' Pension Plan, Board of Trustees.**

*The term of one citizen member of the Firefighters' Pension Plan, Board of Trustee, James Koczan, expired on January 15, 2014. In accordance with the City's Code of Ordinances, Sec. 46-28, "The fifth member shall be chosen by a majority of the previous four members as provided for herein, and such person's name shall be submitted to the governing body of the City. Upon receipt of the fifth person's name, the governing body of the City shall, as a ministerial duty appoints such person to the board as its fifth member."*

*At the January 21, 2014, Board of Trustees' meeting, the Board unanimously voted to re-appoint James Koczan as the fifth Board member for a term to expire on January 15, 2018.*

**Approved by Consent Agenda - to confirm the appointment of James Koczan to the Firefighters' Pension Plan, Board of Trustees for a term to expire on January 15, 2018.**

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

- A. Public Hearing - Ordinance No. 03-2014, Amending and updating the City's Floodplain Management Regulations as listed in Chapters 70, Section 30, Definitions, and Chapter 90, Flood Hazard Management, of the City's Code of Ordinances, as well as adopting new FEMA Flood Insurance Rate Maps, dated February 19, 2014, at second and final reading.**

*On September 19, 2011, the City adopted new floodplain regulations under Chapter 90 of the Code of Ordinances and new Flood Insurance Rate Map (FIRM) panels were approved as required by the Federal Emergency Management Agency (FEMA) for the City to remain within the National Flood Insurance Program (NFIP). If the City did not adopt the maps and regulations by September 29, 2011, the City would have been sanctioned by FEMA by being*

*suspended from the issuance of NFIP-backed Preferred Risk Policy (reduced) insurance premiums for City residents.*

*Following the 2011 adoption of the new maps and regulations, City staff initiated application for the FEMA Community Rating System (CRS) program. Obtaining a CRS rating for the City can result in lower flood insurance premiums (i.e. from 10-45%) for NFIP-insured residents. The first step has been to participate in a community assistance visit (CAV), which the City was approved in October of 2013, with a recommendation that the City proceed to the CRS stage.*

*As part of the 2010 revisions to the Florida Building Code (FBC), floodplain management provisions that involve construction techniques within flood hazard areas were revised in the new FBC. The Florida Division of Emergency Management (DEM) and FEMA asserted that many local government floodplain management regulations, including the City's, were now inconsistent with the new FBC. The State then mandated that all local government floodplain management ordinances be standardized to their new model floodplain ordinance and failure to adopt a new ordinance and FIRM panels by February 19, 2014, will lead to suspension from the NFIP. This could lead to a myriad of issues for homeowners.*

*As examples, comparing and contrasting existing Chapter 90 to the newly proposed floodplain management ordinance reveals that requirements for construction techniques, such as foundation anchoring, vent walls, etc. are not part of the new floodplain management ordinance. However, the requirement for a finish floor elevation of one (1) foot above the base flood elevation (BFE) for structures within the floodplain remains.*

*As with the 2011 FIRM panels, the February 19, 2014, panels are similar to and based on one-foot contour intervals, for greater accuracy than pre-2011 maps. However, FEMA and their consultants revisited the City's 100-year floodplain polygons and made revisions to reduce many of the polygon areas, several of which are a benefit to homesteads. While more work is needed to establish BFEs for some basins, the new map lines are based on greater science and will remain in tact for the foreseeable future, with minor adjustments allowed. Adoption of the new regulations and maps is also required for application into the CRS program. Finally, the City Commission approved Ordinance No. 03-2014 for first reading at the February 3, 2014, public hearing.*

**After discussion, the Commission voted 6 to 1 (Commissioner Barnaby voted against the motion) to adopt Ordinance No. 03-2014 for the City's Code of Ordinances, repealing and replacing the existing Chapter 90, as well as, amending Chapter 70, Section 30, and adopting new FEMA Flood Insurance Rate Maps, as mandated by FEMA, at second and final reading.**

- B. Ordinance No. 07-2014, amending the qualifying period; providing for the petitioning process; providing for the filling of required items; and providing**

**for write-in candidates, at first reading and to schedule second and final reading.**

*An Ordinance amending the qualifying period; providing for the petitioning process; providing for the filling of required items; and providing for write-in candidates to cleanup language so that it coincide with Florida Statutes and the City Charter.*

**After discussion, the Commission voted unanimously to approve Ordinance No. 07-2014, amending the qualifying period; providing for the petitioning process; providing for the filling of required items; and providing for write-in candidates, at first reading and to schedule second and final reading,**

**9. OLD BUSINESS:**

**10. NEW BUSINESS:**

**11. CITY ATTORNEY COMMENTS:**

**12. CITY MANAGER COMMENTS:**

**A. Lobbyist Update.**

**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.