



City of Deltona

2345 Providence Blvd.
Deltona, FL 32725

Minutes

City Commission Workshop

Monday, November 28, 2016

5:30 PM

2nd Floor Conference Room

1. CALL TO ORDER:

The meeting was called to order at 5:30 p.m. by Mayor Masiarczyk.

2. ROLL CALL – CITY CLERK:

Present: 8 - Commissioner Bradford
Commissioner Herzberg
Commissioner Honaker
Commissioner Soukup
Vice Mayor Nabicht
Mayor Masiarczyk
Vose
Shang

Excused: 1 - Commissioner Alcantara

3. PLEDGE TO THE FLAG:

Mayor Masiarczyk led everyone in the pledge to the flag.

PUBLIC COMMENTS: – 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 comments.

Santiago Avila Jr., 710 Armadillo Drive, Deltona, spoke about his concerns regarding the water quality in the City, he did some research and his concern is regarding the Total Trihalomethanes (TTHM) levels being extremely high and over the allowed Maximum Containment Level (MCL) levels and the increase in lead in the past years. He asked what the City is doing to rectify the situation.

Mayor Masiarczyk suggested Mr. Avila put his concerns in writing so they can be addressed by staff.

Mayor Masiarczyk closed the public comments.

4. BUSINESS:**A. Discussion with GA McKeown & Associates, the City's State Government Relations Services & Lobbyist. Jane K. Shang, City Manager, (386) 878-8850.****Strategic Goals: Strategic Issues**

City Manager Shang introduced the Lobbyists, Georgia McKeown with GA McKeown & Associates, LLC and she stated what is before the Commission is a list of potential projects which was put together by staff. The purpose of this item is to discuss the list of projects and any other projects or issues that the Commission would like to discuss. She stated she discussed with Ms. McKeown mapping out a game plan because the City would be dependent on her for funding sources, hot issues, whether or not projects would fit into a funding category and if there are funds available that maybe the City did not think about but, should think about.

Each Commissioner discussed their suggestions for the Lobbyist to consider a possible rest area being located at Deltona, the public notice of pollution which is in the process of being formatted by the Governor, the Communication Services Tax and to add the phrase "hold harmless", flood mitigation funds for the Emergency Operations Center (EOC), and grants for irrigation meters.

Julie Fess of Fess Consulting, LLC, stated that Jacksonville Electric Authority has something that provides assistance for irrigation meters which she can research. She stated the very last date that a bill can be filed is the beginning of the session which is March 7th and January 27th is the deadline for submitting the request.

The Commission continued to discuss their suggestions to include being against forced sewer but, if it comes up to provide mitigation funds, homeless prevention assistance funds, being in favor of a local government infrastructure surtax (1/2 cent sales tax) to be used on any kind of infrastructure, recreational projects, sidewalks, and trails.

City Manager Shang stated guidance is needed, the City does not have any shovel ready projects and water projects are already in the design phase.

Mayor Masiarczyk stated every year after July 4th the Commission gets complaints regarding fireworks, the agricultural purposes exemption, that it is getting dangerous, now commercial fireworks are entering the City and he requested the Lobbyist keep the Commission informed on this issue.

Mrs. McKeown asked if the City had a person who does grants that some of the items being presented are grants and she can work with the City's grant person on these.

The Commission discussed money coming from the Transportation Planning Organization (TPO) for sidewalks and trails, shovel ready projects, the Parks &

Recreation study that was done and bringing it back to create a Strategic Plan specifically for Parks & Recreation, the City's contribution being the design dollars, and funding for the Manufacturing Academy to include adult dollars.

Mrs. McKeown stated there will be another revenue estimating conference, allocations have not been made yet, the sub-committee chairs and members of the committee have not been named yet. The City is timely in doing this, she suggested having another meeting, that she plans to communicate with the Commission all the time and she suggested having a failsafe list. After doing some research from the Senate perspective the water projects that are going to be in the highest regard are those that have Environmental Protection Agency (EPA) regulations attached to it, projects that will create clean water and a clean environment. She stated #13 on the City's project list has an EPA reference and has a better chance of being funded. She asked which water projects are most important to the Commission.

Mayor Masiarczyk suggested that staff rank the water projects, have Ms. McKeown rank them also and then the Commission can move forward. Acting Public Works Director Matt Doan replied the projects are listed in order of importance.

Ms. McKeown stated there are unprecedented changes regarding rules in the House by the Speaker who has some issues with big cities paying consultants/lobbyists with tax dollars but, he is singling out those with 10 to 15 clients. The rules have been adopted but, the members have not yet had training on those rules. The City of Jacksonville went to their lobbyist and for them it is business as usual. She stated she feels that it is important that the City be more involved and have face to face meetings in Tallahassee which she will schedule. The problem is the Senate and the House are not in agreement on anything and this budget year could go till June. She stated she would script whoever goes to Tallahassee and any type of public legislation that is going to improve the quality of life is not an appropriation request and would be an easier climb than getting a list of projects funded.

The Commission and the Lobbyist spoke about supporting the homelessness efforts and helping the City of DeLand, a contamination issue and defining what contamination really is, what constitutes a spill, and there being concerns about contacting the press first.

Mayor Masiarczyk stated if there was no objection he would send a letter to FDOT District 5 Secretary Noranne Downs who is retiring in January and there was no objection.

The Commission and the Lobbyist discussed having the a workshop with the Appropriation Chairman Jack Latvala who is willing to assist the City in any way he can, understanding the rules of the House, going to a Representative to push a Bill through the House, the Speaker not recognizing a project from the Senate that does not have a corresponding Bill in the House, the Senate not having training on these rules, past

practices, not filing a bunch of Bills on appropriation stuff, economists designing the form that will need to be used with a lot more metrics and accountability, looking for matching funds for City projects, the Senate priority is looking at upgrading and bringing up waste water treatment plants to advance waste water treatment, if there would be a funds to upgrade the Fisher Plant and projects needing to be shuffled around to do that, with all the reclaimed water for Coventry and Live Oak will the City have enough to service these and the weather being a factor as well as needing more hookups, needing to look at sober homes and that there will be legislation, Congressman Mica earmarking the study for the connector between S.R. 417 and Interstate 95 that is sitting with the expressway authority and supporting environmental funding or the next phase, wanting S.R. 442 to be the connection point which would provide an east west connection in the south end of the county, love to see it be 442 with the county and support at either at the DOT or Federal level, to look at bringing Sun Rail across from Orange City to Deltona, the water compact that the City signed with other cities and counties and having strength in numbers, to have the Lobbyist spend time with the newly appointed Volusia County Sheriff, and providing bullet proof vests for police dogs.

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

City Manager Shang asked if the Lobbyist had enough direction and Ms. McKeown replied yes and she suggested to have another meeting in January.

The Commission and the Lobbyist discussed what is needed for the Volusia Delegation meeting, having an "ask", that it is helpful to have matching dollars on the executive level, having matching dollars is considered projects to be vetted, the Delegation wanting to hear direct comments on a specific item, to have two lists one of which the City goes public with and a sub list, suggested topics for the Delegation is SunRail, homelessness or anything with a human interest and the Delegation meetings being the least affective.

B. Discussion - Review Amending Chapter 102, Signs, of the Land Development Code - Chris Bowley, AICP, Director, Planning & Development Services, (386) 878-8602.

Strategic Goal: Public Safety - Sign ordinance amendment/rewrite the sign code.

Mayor Masiarczyk stated he has been asked that the meeting be adjourned at 7:30 p.m. and he will leave the last 10 minutes for public comments.

Planning & Development Services Director Chris Bowley gave a brief Power Point Presentation which included two (2) sign types - permanent and temporary, signage maintenance, examples of existing permanent signs, examples of existing temporary

signs, examples of existing quality signs, and he gave a brief history of the sign ordinance.

Mayor Masiarczyk left the meeting at 6:33 p.m. and returned at 6:35 p.m.

The Commission and staff discussed what the differences are between the Deltona Business Alliance (DBA), Deltona Economic Development Advisory Board (DEDAB) and the Development Review Committee (DRC), why the DBA's suggested changes were not utilized, the City not receiving an underline/strikethrough version of the ordinance from the DBA, get sign code adopted by end of the year 2016, the DBA feeling they did everything possible to have their changes included in the ordinance but, felt like they wasted their time, that a number of meetings took place regarding the ordinance with the DBA and the City Attorney, the DBA had provided valuable input one of which was in relation to real estate signs which was not addressed before, a subsequent version of the ordinance was added based on DBA input, on several occasions receiving no response from the DBA, confusion over who is the Chair or spokesperson for the DBA, whether or not the DBA supports the version of the ordinance that is being presented, the DBA presented a 10 page document of the sign code, that the Commission instructed staff to work with the DBA and make it happen, being worried about the DBA who is saying the version being presented is not the version that was created, wanted to match up the DBA's version and the presented version of the ordinance to see what made it in and what did not, that staff worked really hard on the presented version of the ordinance but, that the direction was to work alongside the DBA, that if the DBA is not happy that staff did not work with them, the Commission had asked for pictures to be included in the agenda packet and there were none, that the language that stated signs on baseball fields need to be hung internally and not externally needed to be struck out, the City not holding the businesses accountable for maintaining the landscaping around their signs, pole signs being allowed now, the Commission wanting a copy of the DBA's version of the ordinance, whether or not the DBA had a specific objection to the version of the ordinance which is being presented and not having anything official that states that, the ordinance not being worth talking about until the Commission knows what the DBA's objections are, signs that are surrounded by bushes obstructing the view of drivers, landscaping around signs should be addressed by a different ordinance and by reference it should be incorporated into the code, when writing an ordinance or code everything should be adopted by reference, August being the last time the DBA and staff met and that the City Attorney had met with multiple members, the sign ordinance being a thorn in everyone's side for over six years, that the City has had 16 public meetings on the sign ordinance, possibly having a joint meeting with the DBA, why the DBA and Planning & Zoning are not getting together, adding to the definitions section "sign frame", having the DBA go through the original sign code, bringing forward to the Commission a properly vetted document, and wanting a document that is ready to go for a vote and wanting to know if there are any areas of contention by highlighting them.

Commissioner Soukup asked to receive the initial 10 page document provided by the DBA first thing in the morning and the Commission concurred.

Mayor Masiarczyk stated the process moving forward is for staff and the DBA to meet, compare both the version of the ordinance which was presented tonight and the 10 page document provided by the DBA, to debate the issues, and provide a final document that both the DBA and staff agrees on for the Commission to review and approve showing the highlighted areas of contention and the Commission concurred.

Mayor Masiarczyk opened the public hearing.

Larry Kent, 235 River Village Drive, DeBary, stated he has attended meetings every fourth Monday for the last two years, he is the person that is supposed to be here to represent the group and the City Manager knows that, and he ran through the chain of events as he remembered it.

Mayor Masiarczyk asked Mr. Kent if he was okay with the plan the Commission just put together moving forward and Mr. Kent replied he wanted to get through his four minutes and he continued.

Mayor Masiarczyk asked if moving forward with the plan that the Commission has laid out, is that workable and Mr. Kent replied he would love that, that is what the DBA wants and he thanked the Commission.

Santiago Avila Jr., 710 Armadillo Drive, Deltona, spoke about the City lacking businesses, understanding not wanting to do what an entity outside of the City wants, the City needing to pay attention to what business owners want, the DBA providing feedback and it not being included in the document, the business owners being the ones bringing jobs to the City and the importance of listening to them, Orange City having the same problem right now where big businesses are not fined for certain things but, small businesses are fined for those same things, and the City needing to pay attention to the business owners because it is important to the growth of the City.

Mayor Masiarczyk closed the public hearing.

5. CITY MANAGER COMMENTS:

None.

6. ADJOURNMENT:

There being no further business, the meeting adjourned at 7:28 p.m.

Joyce Raftery, CMC, MMC, CITY CLERK

