

**CITY OF DELTONA, FLORIDA
REGULAR CITY COMMISSION MEETING
MONDAY, JANUARY 5, 2015**

1 A Regular Meeting of the Deltona City Commission was held on Monday, January 5, 2015 at the
2 City Hall Commission Chambers, 2345 Providence Boulevard, Deltona, Florida.

3
4 **1. CALL TO ORDER:**

5
6 The meeting was called to order at 6:31 p.m. by Mayor Masiarczyk.

7
8 **2. ROLL CALL:**

9
10 Mayor John Masiarczyk Present
11 Vice Mayor Nancy Schleicher Present
12 Commissioner Webster Barnaby Present
13 Commissioner Heidi Herzberg Present
14 Commissioner Mitch Honaker Present
15 Commissioner Chris Nabicht Present
16 Commissioner Nancy Soukup Present
17 Acting City Manager Dale Baker Present
18 City Attorney Becky Vose Present
19 City Clerk Joyce Raftery Present

20
21 Also present: Planning and Development Services Director Chris Bowley; Acting Deputy City
22 Manager Gerald Chancellor; and VCSO Captain Brannon.

23
24 **3. INVOCATION AND PLEDGE TO THE FLAG:**

25
26 Silent Invocation Presented by Mayor Masiarczyk.

27
28 The National Anthem was sung by Ryan Aceituno a student at Stetson University.

29
30 **4. APPROVAL OF MINUTES & AGENDA:**

31
32 **A. Minutes:**

33
34 **1. Approval of Minutes – Regular City Commission Meeting of December 15, 2014.**

35
36 **Motion by Commissioner Herzberg, seconded by Vice Mayor Schleicher to approve the minutes**
37 **of the Regular City Commission Meeting of December 15, 2014.**

38
39 **Motion carried unanimously with members voting as follows: Commissioner Herzberg, For;**
40 **Commissioner Honaker, For; Commissioner Nabicht, For; Commissioner Soukup, For; Vice**
41 **Mayor Schleicher, For; and Mayor Masiarczyk, For.**

42
43 **B. Additions or Deletions to Agenda:** None.

44
45 **5. PRESENTATIONS/AWARDS/REPORTS:**

46
47 **A. Presentation – Super Star Students of the Month Certificates for December, 2014.**

48
49 Mayor Masiarczyk and the Commission presented Certificates of Recognition to the Super Star

1 Students for the month of December, 2014.

2
3 **B. Presentation – 2014 City of Deltona Christmas Parade Awards.**

4
5 Mayor Masiarczyk and the Commission presented awards to the 2014 Deltona Christmas Parade
6 winners.

7
8 Mayor Masiarczyk stated before the firefighters leave he would like to say this is Florida's First
9 Responders Appreciation Week and he would like to thank the firefighters, members of the police and
10 sheriff's departments.

11
12 Commissioner Honaker stated before everyone leaves he would like to let anyone seeing the negative
13 comments in the media about Pine Ridge High and Deltona High to please take into consideration that
14 the grading scores were changed. He stated Deltona High is usually a high B and because of the new
15 grading system it dropped to a C so do not think it is anything the School Board or Principals have
16 done. He stated Pine Ridge High missed a B by three (3) points; it had been a high B to an A under the
17 previous scoring system.

18
19 **6. CITY COMMISSION SPECIAL REPORTS:**

20
21 Mayor Masiarczyk stated he has a meeting next Tuesday which is the Countywide Elected Officials
22 Round Table and the Tourist Development Council (TDC) meeting has been postponed because
23 there is no chairman at this time.

24
25 **7. PUBLIC FORUM – Citizen comments for items not on the agenda.**

26
27 a) Thomas Dockery, 2749 Thornberry Ct., spoke about the Okinawan Martial Arts programs being
28 held at Wes Crile Park and how it is a worthwhile program teaching youth, men and women in the City
29 how to function in society with pride and discipline. He spoke about the different programs and was in
30 favor of the City continuing the agreement.

31
32 b) Michael Abrams, 560 Godfrey Ct., spoke about the Okinawan Martial Arts programs being held
33 at Wes Crile Park since 1998 and it being a very low cost program compared to other martial arts
34 programs. He stated the programs benefit young children, teenagers and adults and it offers programs
35 for special needs people in Deltona. He asked the Mayor and Commission to continue to support and
36 approve renewal of the agreement for one (1) year with annual renewals to utilize the meeting room at
37 Wes Crile Community Center.

38
39 c) Raymond Rivera, 1158 James Ave., spoke about the Okinawan Martial Arts program and that
40 he has been in the program for 12 years and feels he grew up in that room at Wes Crile learning loyalty,
41 honor, respect, and discipline. He stated the program is valuable and he is in favor of the City
42 continuing the agreement.

43
44 d) Ana Cruz, 1158 James Ave., spoke about the Okinawan Martial Arts program and that she has
45 been in the program for six (6) years. She stated she is a paramedic and her life revolves around helping
46 people and saving lives and that is why she is a dedicated student. She stated many people from
47 Deltona have benefited from this program including women's self-defense and special needs seminars
48 which are offered free of charge. She stated she is in favor of the City continuing the agreement.

1
2 e) Francis McCarthy, 2209 Gretna Dr., spoke about the Okinawan Martial Arts program and his
3 support for Mr. Abram's karate programs. He stated his grandson who is bi-polar and has Attention
4 Deficit Hyperactivity Disorder (ADHD) attends the program and it has been a great help with discipline
5 and self-confidence; it spills over into his schooling and at home.

6
7 f) Julie Corkins, 2778 Fargo St. spoke about the Okinawan Martial Arts program positively
8 affecting hers and many others lives. She stated martial arts builds self-esteem, conflict resolution,
9 critical thinking skills, better control and helps with parent's and authority figures. She stated these
10 skills are very important to at risk kids and she asked the City to continue supporting the programs.

11
12 g) Michele Corkins, 2645 Shiprock Ct., spoke about the Okinawan Martial Arts program and her
13 support for continuing the programs provided. She asked the Commission to please consider keeping
14 the program at Wes Crile. She left literature with the City Clerk to be distributed to the Commission.

15
16 h) Michael Putkowski, 2736 Courtland Blvd., spoke about new sidewalks going in on Howland
17 Blvd. being great but there were no Americans with Disabilities Act (ADA) stamps or bricks for the
18 blind and visually impaired at the crossings which are required.

19
20 Mayor Masiarczyk stated the rubberized plates are bolted on later and the Acting City Manager stated
21 he will look into it.

22
23 Mr. Putkowski stated his other issue is cleanliness primarily along the Howland Blvd. corridor and the
24 Catalina Blvd./Lake Helen-Osteen Road corridor. He stated there is lots of trash and curb appeal means
25 a lot.

26
27 i) Harry Wilkins, 2177 Gretna Dr., thanked the Mayor and Commission for their endeavors and he
28 spoke in favor of having a cat sanctuary, he is in favor of an executive order by the President to legalize
29 marijuana, he announced an event at the Shoestring Theater on January 9th through January 25th on
30 Saturdays and Sundays and he thanked the Volusia County Sheriff's Office, Paramedics and
31 Emergency Vehicle Assistance and Communications (EVAC).

32
33 j) Justino Rosado, 1800 Kingway Dr., spoke about a concern when going to the Sheriffs' Office to
34 file a report, there was no report written created and. he asked what the procedure was when going to
35 the precinct.

36
37 Mayor Masiarczyk replied he should speak with Captain Brannon.

38
39 k) Christine Gallagher, 590 Outrigger Dr., gave an update on the Fire Union adopting six (6)
40 families including 26 children which included six (6) children that had been removed from their home
41 the Friday before Christmas and placed in foster care. She stated four (4) of the families received
42 Christmas meals and all the children received gifts. She thanked Chief Rhame and Santa for allowing
43 them to deliver a lot of these goods to the families. She spoke about an upcoming event on Saturday
44 from 10:00 a.m. – 2:00 p.m. at Fire Station 65 where the Fire Department will be doing car seat
45 inspections.

46
47 l) Mike Williams, 2889 Cottageville St., gave an update on the Martin Luther King (MLK)
48 weekend event including a breakfast on Saturday, January 17th at New Hope Baptist Church beginning

1 at 8:00 a.m. with the program starting at 9:00 a.m. including the awarding of the Gus Dowels
2 Humanitarian Award and the Power of Dreaming Presentations Awards and the gospel music program
3 will be Sunday, January 18th at the Deltona Alliance Church at 4:00 p.m.

4
5 **8. CONSENT AGENDA:** None.

6
7 **9. ORDINANCES AND PUBLIC HEARINGS:**

8
9 **A. Public Hearing - Ordinance No. 33-2014, an amendment to the Capital Improvements**
10 **Element (CIE) of the City's Comprehensive Plan.**

11
12 Mr. Paradise explained this is a planning exercise that the City does annually and has been doing for a
13 great number of years and all the information, projects and line items are taken verbatim from the City
14 Budget that was approved by the City Commission in September, 2014.

15
16 **Motion by Commissioner Nabicht, seconded by Commissioner Honaker to approve Ordinance**
17 **No. 33-2014 that amends and updates the Deltona Comprehensive Plan Capital Improvements**
18 **Element and the Five-Year Schedule of Capital Improvements, at first reading.**

19
20 Mayor Masiarczyk opened and closed the public hearing as there were no public comments.

21
22 Mayor Masiarczyk stated he had a question he had to answer for someone about the recommended
23 School Board operating budget that has to do with some of the City's capital improvements and Mr.
24 Paradise replied the City also has an inter-local agreement for school capacity matters with the
25 school district.

26
27 Mayor Masiarczyk read the title of Ordinance No. 33-2014.

28
29 **AN ORDINANCE OF THE CITY OF DELTONA, FLORIDA, AMENDING THE**
30 **COMPREHENSIVE PLAN OF THE CITY OF DELTONA, BY AMENDING THE CAPITAL**
31 **IMPROVEMENTS ELEMENT PROVIDING FOR THE REPLACEMENT OF THE**
32 **CAPITAL IMPROVEMENT PROJECT SHEETS; FINDING CONFORMITY WITH STATE**
33 **STATUTES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN**
34 **EFFECTIVE DATE.**

35
36 **Motion carried unanimously with members voting as follows: Commissioner Herzberg, For;**
37 **Commissioner Honaker, For; Commissioner Nabicht, For; Commissioner Soukup, For; Vice**
38 **Mayor Schleicher, For; and Mayor Masiarczyk, For.**

39
40 Ordinance No. 33-2014 was adopted at 7:30 p.m.

41
42 **10. OLD BUSINESS:**

43
44 Commissioner Herzberg stated since there are people here for the Okinawan Martial Arts program
45 could the Commission get an update on the status of the agreement and the Acting City Manager replied
46 the City is going by policy which is so much an hour to rent the space and that was the proposal. He
47 stated the group was also told the rent would be cheaper for a non-profit group.

48
49 Commissioner Herzberg asked if that comes anywhere close to their proposal and the Acting City

1 Manager replied no.

2
3 Mayor Masiarczyk recessed the Regular City Commission Meeting at 7:31 p.m. and reconvened the
4 Special City Commission Meeting.

5
6 Mayor Masiarczyk reconvened the Regular City Commission Meeting at 7:56 p.m.

7
8 **11. NEW BUSINESS:**

9
10 **A. Swearing in of the Commission appointed individual to fill the remainder of the District**
11 **2 Commission seat to expire November, 2016.**

12
13 Mayor Masiarczyk asked the City Attorney to swear in the newly appointed Commissioner for
14 District 2, Diane Smith.

15
16 Ms. Vose asked Mrs. Smith to raise her left hand and repeat the Oath of Office after her.
17 Commissioner Smith was sworn in, official photos were taken and she took her seat at the dais.

18
19 **12. CITY ATTORNEY COMMENTS:** None.

20
21 **13. CITY MANAGER COMMENTS:**

22
23 **A. Lobbyist Update:** None.

24
25 Mr. Baker stated the Lobbyist will come on January 20th at a 5:30 p.m. at a Workshop just prior to the
26 Regular City Commission Meeting to go over the plans for next year. He stated he had distributed a
27 letter from the City of Cape Coral on the dais along with a resolution regarding Amendment 1. He
28 stated he had met with the Cape Coral staff who asked that the pre-platted cities all get together and try
29 to go to Tallahassee in numbers to try to get some money to help the cities out. He stated if the
30 Commission is okay with this resolution he will draft a resolution for Deltona and staff can ask the
31 Lobbyist to work on this also.

32
33 Mayor Masiarczyk stated the City of Cape Coral had contacted Deltona about this. He stated what
34 happened was someone had gone through the records from the 1950's and 1960's and found that all of
35 the pre-platted cities were having the same problems with lack of infra-structure as Deltona is as there
36 were never any funds set aside to expand utilities like Deltona is doing now. He stated what is being
37 asked is that a portion of that money be set aside for infra-structure improvements for the cities that
38 were approved before the Growth Management Commission legislation.

39
40 Vice Mayor Schleicher agreed this was something the City does need to do as there is strength in
41 numbers.

42
43 The Commission discussed bringing the resolution up to the Lobbyist and the problems with fireworks
44 once again as well and to bring it up with the County.

45
46 Mayor Masiarczyk stated one (1) other item is Governor Scott declared this as First Responders Week
47 and encouraged everyone to thank the First Responders when they see them on the streets.

48

1 **13. CITY COMMISSION COMMENTS:**
2

3 a) Commissioner Smith stated she appreciated the opportunity to serve the City and she looks
4 forward to not only representing her district but all citizens of Deltona with open ears and heart and
5 promised to always vote in the best interest of our citizens. She thanked everyone.
6

7 b) Commissioner Honaker spoke about having a positive attitude when coming out of a recession
8 and it is the same with the schools. He stated Deltona High and Pine Ridge High are excellent schools
9 and he spoke about some of the programs that are being instituted, the great improvements that are
10 being done at the schools and that good news stories need to be told about the schools.
11

12 c) Commissioner Nabicht stated staff has a meeting with the Florida Department of Transportation
13 (FDOT) and he asked if anyone on the Commission would be attending and he suggested all should
14 attend to let them know Deltona is not going to let the gateway of its City be turned into a water
15 retention area. He stated more importantly the Commission needs to come together with FDOT and the
16 St. Johns River Water Management District (SJRWMD) and talk about stormwater because there is an
17 opportunity there to capture the stormwater for the reclaimed water project. He stated the City needs to
18 have a shovel ready project ready for Representative Santiago.
19

20 d) Commissioner Soukup stated it is Bowl Game season and some of the local kids are playing on
21 television and it would be nice to recognize them at a Commission Meeting. He stated he had talked to
22 the Okinawan Karate group and it would be nice if the City could do something for them. He stated at
23 the last Commission Meeting a motion was passed to shut down the City and give employees an extra
24 day off for the holidays and although he thinks that was a great idea he did not like it being put in front
25 of him without any consideration or numbers. He asked that this type of thing be brought up and be
26 discussed as a team for appearance sake.
27

28 e) Commissioner Herzberg stated she was excited to see University High was also being given
29 terrific kid recognitions as there are a good portion of kids from Deltona attending that school and
30 Deltona needs to be also recognizing any of the other schools its students attend like Trinity Christian
31 Academy. She agreed with Commissioner Soukup that the City needs to also recognize the kids he
32 mentioned.
33

34 f) Vice Mayor Schleicher welcomed Commissioner Smith to the dais and the year 2015 is going to
35 be a very busy and important one. She stated former Commissioner Lowry will be sworn in on the
36 County Council on Thursday, January 8th as the District 5 County Council Representative. She stated
37 there will be a presentation regarding the new water regulations that will affect dialysis and fish
38 aquariums here at City Hall Thursday evening at 6:00 p.m. She wished everyone a happy new year.
39

40 g) Mayor Masiarczyk stated he had asked everyone about having a retreat on a Saturday in January
41 and had not had any bad feedback; Saturday, January 24th was suggested. After discussion it was
42 decided to have the retreat on Wednesday, January 14th at 5:00 p.m. in the 2nd Floor Conference Room.
43 Mayor Masiarczyk stated discussion will include issues, rules, how the Commission will operate as a
44 team, policies and procedures, goals for 2015 and what the Commission wants to accomplish.
45

46 Mayor Masiarczyk stated Mr. Moore was supposed to get with Mr. Abrams regarding the Okinawan
47 Karate program and report back and that the policy could not be changed tonight. He stated a couple of
48 options have been offered but he would like to see if there may be a creative way to stay within the
49 policy to be able to provide this program. He stated lastly a proclamation for the Martin Luther King

1 celebration will be done and presented at the MLK breakfast.
2

3 **14. ADJOURNMENT:**
4

5 There being no further business, the meeting adjourned at 8:24 p.m.
6
7

8
9

John Masiarczyk Sr., Mayor

10 **ATTEST:**
11

12
13

Janet Day, Deputy City Clerk
14