



## REGULAR CITY COUNCIL MEETING

November 06, 2019 at 6:30 PM

City Council Chambers, 16 Colomba Rd.

DeBary, Florida 32713

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### MINUTES

**CALL TO ORDER:** Mayor Chasez called the meeting to order at 6:31 p.m.

Invocation

Flag Salute

**ROLL CALL:** Mayor Chasez, Vice-Mayor Benfield, and Council Members Bacon, Butlien and Stevenson are present.

Others present: Carmen Rosamonda, City Manager; Kurt Ardaman, City Attorney; Elizabeth Bauer, Finance Director; Matt Boerger, Growth Management Director; Eric Frankton, IT Director; David Hamstra, Stormwater Engineer; Kevin Hare, Construction Engineer; Roger Van Auker, TOD Director; Alan Williamson, Public Works Director; and Annette Hatch, City Clerk.

**COMMITTEE REPORTS:** None.

**PUBLIC PARTICIPATION:** For any items **NOT ON THE AGENDA**, citizen comments are limited to three (3) minutes per speaker. For items **ON THE AGENDA**, citizen comments are limited to five (5) minutes per speaker. Speakers will be called when the item is introduced for discussion.

Morton Culligan, Scott Mackenzie, David Walstrom, Christopher Jones and William Mares addressed the Council regarding items not on the agenda.

**APPROVAL OF MINUTES:** None.

**ADDITIONS, DELETIONS OR AMENDMENTS TO THE AGENDA:** None.

**PRESENTATIONS:** Mayor Chasez read a proclamation proclaiming November as National Adoption Month.

#### **CONSENT AGENDA:**

City Manager is requesting the Mayor and City Council to authorized the City Attorney and City Manager to approved Task Order No. 2015-46 with Pegasus Engineering in order to provide final-design services associated with the 273-284 Valencia Road Drainage Improvements project.

City Manager is requesting Council permission to dispose of the artificial Christmas Tree, asset number 630.

Approve Locally Funded Agreement Between State of Florida Department of Transportation and The City of DeBary.

Motion by Council Member Butlien to approve the Consent Agenda. Seconded by Council Member Stevenson. Motion passed unanimously.

**PUBLIC HEARINGS:**

To approve the second reading of Ordinance 11-19 for a major amendment to the Crossing on Enterprise (Ayra ALF), Business Planned Unit Development (BPUD).

Mayor Chasez informed those in attendance that this was a quasi-judicial hearing and explained the procedures that would be followed.

Disclosure of ex parte communication: There were none.

The City Attorney read the Ordinance into the record.

All witnesses were sworn in by the City Clerk.

Staff briefly reviewed the project.

The applicant briefly described the request to reduce the structure from 3 stories to 2 stories.

No one addressed Council on this item.

Motion by Council Member Butlien to approve the second reading of Ordinance No. 11-19 for the Crossing on Enterprise. Seconded by Council Member Bacon. Motion passed unanimously.

KBC Development (DeBary Commerce Park), is requesting approval of the second reading of Ordinance 09-19, allowing for a Future Land Use Map Amendment from General Office to Industrial/Service.

The City Attorney read the Ordinance into the record.

Staff briefly reviewed the project.

No one addressed Council on this item.

Motion by Council Member Stevenson to approve the second reading of Ordinance No. 09-19 for KBC Development (DeBary Commerce Park) allowing for a Future Land Use Map Amendment from General Office to Industrial/Service. Seconded by Vice-Mayor Benfield. Motion passed unanimously.

KBC Development (DeBary Commerce Park), is requesting approval of the second reading of Ordinance 10-19, allowing for a rezoning from General Commercial B-4 and General Office B-9 to a Mixed-Use Planned Unit Development.

Mayor Chasez informed those in attendance that this was a quasi-judicial hearing and explained the procedures that would be followed.

Disclosure of ex parte communications: There were none.

The City Attorney read the Ordinance into the record.

All witnesses were sworn in by the City Clerk.

Staff briefly reviewed the project.

The applicant briefly described the request.

No one addressed Council on this item.

Motion by Council Member Butlien to approve the second reading of Ordinance No. 10-19 for KBC Development (DeBary Commerce Park) allowing for a rezoning from General Commercial B-4 and General Office B-9 to a Mixed-Use Planned Unit Development. Seconded by Council Member Bacon. Motion passed unanimously.

**GROWTH MANAGEMENT AND DEVELOPMENT:**

Jerome Henin of the Henin Group is seeking final plat approval for Springview Woods, Phase 3, which consists of lots 99-147.

Staff briefly reviewed the project.

No one addressed Council on this item.

Motion by Council Member Bacon to approve the final plat for Springview Woods, Phase 3. Seconded by Council Member Butlien. Motion passed unanimously.

**OLD BUSINESS:** None.

**NEW BUSINESS:**

City Manager is requesting City Council approval of Resolution 2019-22 regarding website accessibility.

The City Attorney read the Resolution into the record.

The City Manager briefly described the City's website accessibility changes.

No one addressed Council on this item.

Motion by Council Member Stevenson to approve Resolution No. 2019-22 regarding website accessibility. Seconded by Vice-Mayor Benfield. Motion passed unanimously.

City Manager is requesting City Council to (1) Award Bid No. 12-19, Small Scale Stormwater Improvement Project No. 5, to the lowest responsive and responsible bidder, (2) approve Pegasus Engineering, LLC, Task Order No. 2015-45 for post design engineering services, and (3) approve KHARE Construction Services, LLC, Task Order No. 1119-01 for Construction Management Services.

Staff briefly described the bid selection process.

Carol Essrick addressed Council.

Motion by Vice-Mayor Benfield to approve Award Bid No. 12-19, Small Scale Stormwater Improvement Project No. 5, to the lowest responsive and responsible bidder, Gregory Construction, Inc., for the bid amount of \$168,432 with a contingency budget of 6% and the cost for Pegasus Engineering, LLC, Task Order No. 2015-45 for post engineering services in the amount of \$7,500, and the cost for KHARE Construction Services, LLC, Task Order No. 1119-01 for construction management services in the amount of \$19,800. Seconded by Council Member Stevenson. Motion passed unanimously.

Mayor Chasez called a recess at 7:40 p.m.

Mayor Chasez reconvened the meeting at 7:50 p.m.

City Manager is requesting approval of Resolution 2019-23, establishing a Charter Review Commission.

The City Attorney read the Resolution into the record.

The City Manager outlined the review requirements based on the City Charter. He also discussed a tentative timeline for the review process.

No one addressed Council on this item.

Motion by Council Member Butlien to approve Resolution No. 2019-23, establishing a Charter Review Commission. Seconded by Council Member Stevenson. Motion passed unanimously.

City Manager is requesting City Council to approve contract amendment extending event services of Community Event Organizers (CEO) for the 2020 July 4th event.

The City Manager briefly reviewed the agreement.

No one addressed Council on this item.

Motion by Council Member Butlien to approve the contract amendment extending event services of Community Event Organizers (CEO) for the 2020 July 4<sup>th</sup> event. Seconded by Vice-Mayor Benfield. Motion passed unanimously.

City Manager is requesting City Council to approve contract amendment extending fireworks services of Xtreme FX, LLC, for the 2020 July 4<sup>th</sup> event.

The City Manager briefly reviewed the agreement.

No one addressed Council on this item.

Motion by Council Member Butlien to approve the contract amendment extending fireworks services of Xtreme FX, LLC, for the 2020 July 4<sup>th</sup> event. Seconded by Council Member Bacon. Motion passed unanimously.

**INFORMATIONAL ITEMS:** None.

**COUNCIL MEMBER REPORTS / COMMUNICATIONS**

Board/Committee Appointments

Member Reports/ Communications

- A. Mayor and Council Members
- B. City Manager
- C. City Attorney

**DATE OF UPCOMING MEETING / WORKSHOP**

- Special City Council Meeting Wednesday, November 20, 2019, at 6:30 p.m.
- Regular City Council Meeting Wednesday, December 4, 2019, at 6:30 p.m.

**ADJOURN:** The meeting was adjourned at 9:06 p.m.

**APPROVED:**

**CITY COUNCIL  
CITY OF DEBARY, FLORIDA**

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**Karen Chasez, Mayor**

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**Annette Hatch, City Clerk**