



CITY COUNCIL MEETING

April 03, 2024 at 6:30 PM

City Council Chambers, 16 Colomba Rd.

DeBary, Florida 32713

MINUTES

CALL TO ORDER: Mayor Chasez called the meeting to order at 6:30 p.m.

ROLL CALL: Mayor Chasez, Vice-Mayor Butlien, Council Members Sell and Stevenson are present. Council Member Pappalardo; absent.

Others present: Carmen Rosamonda, City Manager; Rick Geller, City Attorney; Steven Bapp, Growth Management Director; Joseph Barker, Senior Planner; Elizabeth Bauer, Finance Director; Kevin Hare, Construction Engineer; Annette Hatch, City Clerk; David Rodriguez, Information Technology Technician; Merylene Thomas, Senior Planner; and, Richard Villaseñor, City Engineer.

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.

William Taylor addressed Council regarding bear habitats and distributed an information sheet to Council; a copy of which is attached to these minutes.

APPROVAL OF MINUTES: Motion by Council Member Stevenson to approve the minutes from the Regular City Council Meeting March 6, 2024, the City Council Workshop March 20, 2024, and the Special City Council Meeting March 20, 2024. Seconded by Vice-Mayor Butlien. Motion passed unanimously.

ADDITIONS, DELETIONS OR AMENDMENTS TO THE AGENDA: None.

PRESENTATIONS:

Sid Vihlen, Jr., Volusia Growth Management Commission (VGMC) Update - Provided a brief review of the Commission and voting percentages by City. Mr. Vihlen also informed Council he had been selected as Chair of the Budget Committee.

Proclamation: Water Conservation Month, James Cannon, Intergovernmental Coordinator/Government Affairs, St. Johns Water Management District – Mayor Chasez read and presented a proclamation to Mr. Cannon proclaiming April as Water Conservation Month. Mr. Cannon expressed his appreciation and recommended regularly checking for leaks.

PUBLIC HEARINGS:

Staff is requesting the City Council approve the second reading of Ordinance No. 06-2024, adopting Appendix 1- Live Local Act to the City's Land Development Code, establishing

definitions, procedures, regulations, and criteria for the review and approval of Mixed Use Residential Developments pursuant to Florida's Live Local Act.

City Attorney read the Ordinance into the record.

Staff gave a brief overview of the Live Local Act. The Ordinance provides applicability, definitions, clarification of terms, eligibility criteria, a formal approval process, and an annual audit process.

No one addressed Council.

Motion by Vice-Mayor Butlien to approve the second reading of Ordinance No. 06-2024, adopting Appendix 1, Live Local Act, to the City's Land Development Code, establishing definitions, procedures, regulations, and criteria for the review and approval of Mixed Use Residential Developments pursuant to Florida's Live Local Act. Seconded by Council Member Sell. Motion passed unanimously.

NEW BUSINESS:

City Manager is requesting City Council approve a proposal from Dale Beasley Construction, Inc., for Stormwater Construction Services for the 670 Bernasek Drive Drainage Improvement Project.

Staff reviewed the drainage system and damage that occurred. Funding is available in the stormwater reserves.

No one addressed Council.

Motion by Vice-Mayor Butlien to approve the Dale Beasley Construction proposal in the amount of \$42,625.18 and approve a Work Authorization for construction of the 670 Bernasek Drive Drainage Improvements project. Recommendation to include a Contingency Budget of 10% or \$4,262.52 to be included for the total budgeted amount of \$46,887.70, and to approve Work Order No. 0324-02 to KHARE Construction Services, LLC for Construction Management and Inspections Services as related to the 670 Bernasek Drive Drainage Improvement Project for the amount of \$6,380.00. Seconded by Council Member Stevenson. Motion passed unanimously.

Staff requests City Council approve two wetland mitigation options for meeting St. Johns River Water Management District (SJRWMD) permit requirements as follows: Approve the use of recently acquired wetlands properties as local wetland mitigation and the alternate option to purchase the needed 0.20 credits from TM-ECON Mitigation Bank in the amount of \$24,000.

Staff reviewed the mitigation options and costs involved. The mitigation is necessary to meet St. Johns Water Management District's permit requirements.

No one addressed Council.

Motion by Vice-Mayor Butlien to approve the mitigation with the property on Magnolia Drive and if necessary, approve the purchase of the mitigation with TM Econ for \$24,000. Seconded by Council Member Stevenson. Motion passed unanimously.

City Manager is requesting City Council approve the Fort Florida Road Bridge and Spillway Improvement Agreement between Florida Power & Light Company (FPL) and the City of DeBary.

City Manager provided information on the FPL spillway and reservoir, including the capacity of the spillway and the channel under the bridge. The cost share agreement and approximate timeline were also reviewed.

No one addressed Council.

Motion by Vice-Mayor Butlien to approve the Ft. Florida Road Bridge and Spillway Improvement Agreement. Seconded by Council Member Stevenson. Motion passed unanimously.

COUNCIL MEMBER REPORTS / COMMUNICATIONS:

Member Reports/ Communications

A. Mayor and Council Members:

Vice-Mayor Butlien requested Council consensus to begin a citizen's group to accept donations for City projects. It was Council's consensus to have the City Manager review other such committees and report back to Council for further consideration.

Mayor Chasez asked for consensus to name an alternate Council Member to the TPO. Council Member Sell volunteered to serve. Consensus was received.

B. City Manager

C. City Attorney

DATE OF UPCOMING MEETING / WORKSHOP: City Council Workshop April 19, 2024, 5:30 p.m., and Special City Council Meeting April 19, 2024, 6:30 p.m.

ADJOURN: The meeting was adjourned at 7:56 p.m.

**APPROVED:
CITY COUNCIL
CITY OF DEBARY, FLORIDA**

Annette Hatch, CMC, City Clerk

Karen Chasez, Mayor