



City of Deltona

2345 Providence Blvd.
Deltona, FL 32725

Minutes

City Commission

Monday, October 6, 2025

6:30 PM

Deltona Commission Chambers

PUBLIC FORUM: 6:00 PM - 6:30 PM

BUSINESS MEETING - 6:30 PM

1. CALL TO ORDER:

The meeting was called to order at 6:30 p.m. by Mayor Avila.

2. ROLL CALL – CITY CLERK:

Present: 6 - Mayor Avila
Vice Mayor Heriot
Commissioner Avila-Vazquez
Commissioner Colwell
Commissioner Howington
Commissioner Nabicht

Absent: 1 - Commissioner Santiago

3. INVOCATION AND PLEDGE TO THE FLAG:

A. Invocation Presented by District 5 Commissioner.

Honoring Veteran: Jim Parrish -Lance Corporal - U.S. Marine Corps

4. ADDITIONS AND DELETIONS:

Commissioner Avila-Vazquez requested to add to the consent agenda Proclamation for Hispanic Heritage Month for Deltona Lakes Elementary.

The Mayor stated it will be added to Consent Agenda Item 8-E.

5. PRESENTATIONS/AWARDS/REPORTS:

A. Presentation by Dana McCool, Domestic Violence Awareness Month

B. Presentation by First Step Shelter, Executive Director Dr. Victoria Fahlberg

C. Proclamation - National Community Planning Month**6. DELTONA COMMUNITY EVENTS:****7. NEW BUSINESS:****A. Request approval of Resolution No. 2025-150 representing the October 1, 2025, through September 30, 2026, Collective Bargaining Agreement between the City of Deltona and The International Association of Fire Fighters Local 2913.**

The City Attorney read the title of Resolution No. 2025-150 into the record.

Commissioner Nabicht called point of order, he would like legal read into the record the Commission on Ethics opinion with regards to his ability to vote on this item. The Mayor replied it can be done after the motion and the second.

Motion by Vice Mayor Heriot, seconded by Commissioner Avila-Vazquez, to approve Resolution No. 2025-150 representing the October 1, 2025, through September 30, 2026, Collective Bargaining Agreement between the City of Deltona and The International Association of Fire Fighters Local 2913.

The City Attorney stated legal reached out to the Florida Commission on Ethics, asking essentially two questions, and both related to Commissioner Nabicht and his ability to vote on the CBA (Collective Bargaining Agreement) and matters affecting the firefighters pension, due to his status as a former firefighter and member of the firefighters pension, as well as the employment of his son with the City's Fire Department. The short answer to those questions is that there is no conflict of interest, as defined under Florida Statutes for Commissioner Nabicht, so he may vote on those items. Legal has also provided a copy of that opinion to the City Clerk, who can share that and enter that into the record. The Commission was also provided with a copy earlier today as well via email.

Commissioner Avila-Vazquez asked the Union representative if the City is providing everything they need to service the community and he replied yes, both parties came to the table in good faith, it was a smooth process and everyone worked together well.

The Mayor opened public comments and residents addressed the City Commission.

The Commission discussed the process, the one vs. three year agreement, being ratified by public hearing, meetings being noticed, base rate vs. longevity, and better wages.

The motion carried by the following vote:

For: 6 - Mayor Avila, Vice Mayor Heriot, Commissioner Avila-Vazquez, Commissioner Colwell, Commissioner Howington, and Commissioner Nabicht

8. CONSENT AGENDA:

Motion by Vice Mayor Heriot, seconded by Commissioner Nabicht, to approve the Consent Agenda as presented including Items 8-A through 8-F.

The Mayor opened public comments and residents addressed the City Commission.

The City Attorney asked for clarification of the motion and the Mayor replied approval of Items 8-A through 8-F and adding Commissioner Avila-Vazquez's request of an additional Proclamation to Item 8-E.

The motion carried by the following vote:

For: 6 - Mayor Avila, Vice Mayor Heriot, Commissioner Avila-Vazquez, Commissioner Colwell, Commissioner Howington, and Commissioner Nabicht

A. Request for approval of the Third 2025 Quarter Reports of City Advisory Boards/Committees.

Approved by Consent - to accept the Quarterly Reports as presented.

B. Request for approval of minutes of Regular Commission Meetings of September 3rd, 8th and 15th, 2025, and both Special Commission Meetings of September 22, 2025, as presented.

Approved by Consent - to approve the minutes of the Regular Commission Meeting of September 3rd, 8th and 15th, 2025, and both Special Commission Meetings of September 22, 2025, as presented.

C. Request for approval of Resolution No. 2025-148 request to approve the Team Volusia Economic Development Corporation Cooperative Agreement for 2025-2026.

Approved by Consent - to approve Resolution No. 2025-148.

D. Request for approval of Resolution No. 2025-149 and the Task Authorization between the City of Deltona & Pegasus Engineering for

Design, Engineering & Permitting Services, specific to the Stormwater Capital Improvements Project - Lake Windsor Pump Station/Courtland Boulevard Stormwater Forcemain Relocation in the amount of \$195,930, as proposed in FY 25/26 budget. Pegasus Engineering is one of three Continuing On-Call Engineering Services firms, prequalified under RFQ No. PW-2020-08.

Approved by Consent - to approve Resolution No. 2025-149 and. Authorization between the City of Deltona & Pegasus Engineering for Design, Engineering & Permitting Services, specific to the Stormwater Capital Improvements Project - Lake Windsor Pump Station/Courtland Boulevard Stormwater Forcemain Relocation in the amount of \$195,930, as proposed in FY 25/26 budget.

E. Request for recognition(s) for the month of October.

Approved by Consent - to approve the requested recognitions for the month of October.

F. Requests for presentations before the City Commission.

Approved by Consent - to approve the following presentation be made before the City Commission on the October 20, 2025, Regular Commission Meeting agenda and shall not exceed 10 minutes.

9. ORDINANCES AND PUBLIC HEARINGS:

A. Public Hearing - Ordinance No. 28-2025, Lobbyist Registration, Lobbying Disclosures, and Payment of Fees, at first reading.

The City Attorney read the title of Ordinance No. 28-2025 for the record. This previously came before the Commission at the City Commission meeting on April 21, 2025, and June 6, 2025, regular meetings. It was tabled in order to have further discussion at a workshop which occurred on August 11, 2025, and this ordinance reflects the direction provided at the workshop and previous hearings.

Motion by Commissioner Nabicht, seconded by Vice Mayor Heriot, to approve the item.

The Mayor opened and closed the public hearing as there were no public comments. The Commission and the City Attorney discussed who prepares the logs and who registers the principles or owners.

The City Attorney requested that before a vote be taken that the motioner and seconder include direction because at the workshop legal did not get direction on a fee. So, there are

three fee options that he would like to present to the Commission.

The Mayor asked if it would be feasible that the motioner and seconder amend the motion to have a workshop to discuss fees and other amendments. The City Attorney replied if that is the will of the body to have another workshop that is acceptable. It is also possible for the Commission to move this forward on first reading with direction and have the second reading.

The motion failed by the following vote:

For: 3 - Mayor Avila, Vice Mayor Heriot, and Commissioner Nabicht

Against: 3 - Commissioner Avila-Vazquez, Commissioner Colwell, and Commissioner Howington

Motion by Commissioner Avila-Vazquez, seconded by Commissioner Colwell, to take Ordinance No. 28-2025, Lobbyist Registration, Lobbying Disclosures, and Payment of Fees to a workshop. The motion carried by the following vote:

For: 5 - Mayor Avila, Commissioner Avila-Vazquez, Commissioner Colwell, Commissioner Howington, and Commissioner Nabicht

Against: 1 - Vice Mayor Heriot

- B. Public Hearing - Ordinance No. 34-2025, amending Section 110-319, "PUD, Planned Unit Development," of Article III, "Establishment of Classifications and Official Zoning Map," of Chapter 110, "Zoning," to reduce the minimum parcel size required to establish Planned Unit Developments and Table 1, "Permitted Use Table" of Article III, "Establishment of Classifications and Official Zoning Map," of Chapter 110, "Zoning," to update uses in Planned Unit Developments, at second and final reading.**

No action was taken on this item as it was tabled to the October 20, 2025 Regular Commission Meeting.

- C. Public Hearing - Ordinance No. 30-2025, Amendment to Chapter 74 "Administration", at first reading.**

The City Attorney read the title of Ordinance No. 30-2025 for the record.

Motion by Vice Mayor Heriot, seconded by Commissioner Nabicht, to approve Ordinance No. 30-2025, at first reading.

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

The motion carried by the following vote:

For: 5 - Mayor Avila, Vice Mayor Heriot, Commissioner Avila-Vazquez, Commissioner Colwell, and Commissioner Nabicht

Against: 1 - Commissioner Howington

10. ACTION ITEMS:**A. Consideration of one appointment of a City representative to the River To Sea Transportation Planning Organization (R2S TPO).**

Commissioner Avila-Vazquez nominated Commissioner Nabicht.

Commissioner Nabicht thanked the Commissioner for the nomination but, he is only appointed for 13 months and there is a significant learning curve. He would be happy to serve as the alternate and the position would be better served by the current alternate which is Vice Mayor.

Motion by Commissioner Nabicht, seconded by Mayor Avila, to appoint Vice Mayor as the City's representative and Commissioner Nabicht as the alternate representative to the River To Sea Transportation Planning Organization (R2S TPO). The motion carried by the following vote:

For: 6 - Mayor Avila, Vice Mayor Heriot, Commissioner Avila-Vazquez, Commissioner Colwell, Commissioner Howington, and Commissioner Nabicht

11. CITY ATTORNEY COMMENTS:

The City Attorney stated a few meetings ago legal received direction to draft an ordinance implementing SB 462 which is related to micro mobility devices. Legal has a draft of that ordinance which was transmitted to the General Counsel for VSO (Volusia Sheriff's Office) to get comments and any changes that they might have related to enforceability, et cetera, before bringing that to the Commission for feedback and scheduling to a first reading.

12. CITY MANAGER COMMENTS:

The City Manager stated he would like to recognize the Planning and Zoning Administrator, Jordan Smith. Last week, I promoted him to the position of Community Development Services Director which encompasses all aspects of development under one umbrella. Mr. Smith now will oversee the Building Department and permitting. This is a position normally found in an organization of our size. This will bring Mr. Smith's responsibilities to include now Planning and Zoning, Housing and the Building Department. Mr. Smith has been a solid performer for the City and the residents of Deltona and can do even greater things by

bringing continuity to the development and permitting process.

13. CITY COMMISSION COMMENTS, REQUESTS & REPORTS:

Commissioner Avila-Vazquez gave a shout out to the Community Gardens.

Commissioner Howington asked for a timeline for the lightning detection system and which parks will have it. The City Manager replied he can get that information for her.

Commissioner Howington apologized for not being physically present, she is in North Carolina for work.

Commissioner Nabicht gave thanks all around for everyone who helped him during his first couple of weeks. There are a lot of changes in the last few years and he thanked everyone for welcoming him back.

Vice Mayor Heriot stated serving on the R2CTPO, Wreaths Across America and he challenged the Commission by pledging \$200, and a highland games practice.

The Mayor stated wished everyone a great week.

14. ADJOURNMENT:

There being no further business, the meeting adjourned at 8:05 p.m.

Santiago Avila, Jr., MAYOR

ATTEST:

Joyce Raftery, CMC, MMC, CITY CLERK