



City of Deltona

2345 Providence Blvd.
Deltona, FL 32725

Minutes

City Commission

Tuesday, February 17, 2026

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 Avila-Vazquez
Commissioner Heriot
Commissioner Howington
Commissioner Nabicht
Commissioner Santiago

Absent: 1 - Commissioner Colwell

3. INVOCATION AND PLEDGE TO THE FLAG:

A. Invocation Presented by District 6 Commissioner.

4. ADDITIONS AND DELETIONS:

5. PRESENTATIONS/AWARDS/REPORTS:

A. Presentation by Ben Eby, Vice President & Administrator for Halifax Health/UFHealth - Update on the expansion of the Halifax/UFHealth Medical Center of Deltona.

B. Presentation by VSO End of Year Review presented by Captain McKnight.

6. DELTONA COMMUNITY EVENTS:

7. CONSENT AGENDA:

Commissioner Howington requested to pull Item 7-A for discussion.

Motion by Commissioner Santiago, seconded by Commissioner Heriot, to to approve B-E.

The Mayor opened and closed public comments as there were none.

The motion carried by the following vote:

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

Against: 1 - Commissioner Howington

A. Request for approval of minutes of the Regular Commission Meeting of February 2, 2026 and the Special Commission Meeting of February 9, 2026, as presented.

Commissioner Howington stated the meeting minutes from February 2nd do not reflect her opposition to the continuation of the meeting and then on February 9th there is no notification regarding the residents' public comment nor the opposition to the continuation of the meetings as well. The Mayor replied so noted.

Motion by Commissioner Heriot, seconded by Commissioner Santiago, to approve Consent Agenda letter A. The motion carried by the following vote:

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

Against: 1 - Commissioner Howington

B. Request for approval of Resolution No. 2026-15, Urging the West Volusia Hospital Authority to continue and enhance operations at the miCare Deltona Clinic.

Approved by Consent - to approve Resolution No. 2026-15.

C. Request for approval of Resolution No. 2026-16 for the Interlocal Agreement with Volusia County Animal Services FY25-26

Approved by Consent - to approve Resolution No. 2026-16 for the Interlocal Agreement with Volusia County Animal Services.

D. Request for approval of Resolution No. 2026-17 the Division of Administrative Hearings, State of Florida, Special Magistrate Services with ALJ Contract Services FY25-26

Approved by Consent - to approve Resolution No. 2026-17 the Division of Administrative Hearings, State of Florida, Special Magistrate Services with ALJ Contract Services FY25-26.

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

The following recognition(s) has been requested:

Proclamation - Black History Month

Approved by Consent - to approve the requested recognition for the month of February.

8. ORDINANCES AND PUBLIC HEARINGS:

9. ACTION ITEMS:

A. Request for approval of Resolution No. 2026-11 Authorizing the City Attorney to Proceed with Foreclosure of Outstanding Municipal Liens at 779 Tulip Street, Deltona, Florida

The City Attorney read the title of Resolution No. 2026-11 for the record.

Motion by Commissioner Nabicht, seconded by Commissioner Santiago, to approve Resolution No. 2026-11.

The Mayor opened and closed public comments as there were none.

The motion carried by the following vote:

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

B. Request for approval of Resolution No. 2026-12 Purchase of Captain Drive, Deltona Parcel ID 813035000100

The City Attorney read the title of Resolution No. 2026-12 for the record.

Motion by Commissioner Nabicht, seconded by Commissioner Heriot, to approve Resolution No. 2026-12.

The Mayor opened and closed public comments as there were none.

The motion carried by the following vote:

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

C. Request for approval of Resolution No. 2026-10 Authorizing Participation in litigation in United States District Court Middle District of Florida, Orlando Division styled as Denise Magliotti v. City of Deltona and identified by Case Number 6:26-cv-00017-JSS-NWH.

The City Attorney read the title of Resolution No. 2026-10 for the record.

Motion by Commissioner Heriot, seconded by Commissioner Santiago, to approve Resolution No. 2026-10.

The Mayor opened and closed the public comments as there were none.

The motion carried by the following vote:

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

10. CITY ATTORNEY COMMENTS:

The City Attorney stated she had two things tonight and the first one is a request for direction from the Commission. On January 23, 2026, the City Attorney's office sent a notice to cease and desist to Mr. Jason Voelz. The notice advised Mr. Voelz to retract certain false, misleading and defamatory statements related to the City's potable water supply and decease making these false, misleading and defamatory statements. Mr. Voelz has not only failed to issue retraction, he has continued to make additional statements in violation of the City's notice to cease and desist. Because Mr. Voelz has failed to comply with the terms of the notice, the City Attorney's office is now seeking direction from the City Commission on whether to initiate litigation. If the City Commission directs our office to move forward, we will prepare a resolution authorizing the litigation and place it on the next available City Commission agenda.

The Commission and City Attorney discussed residents complaints/comments, public safety challenges, reasons for cease and desist letters, inciting panic, the County Chair, and manipulated videos.

Motion by Commissioner Santiago, seconded by Commissioner Heriot, to go ahead, whatever you need done, to the attorneys if you want to go ahead and move forward I make that motion.

The Commission and City Attorney discussed the City's project, injecting into the upper aquifer, serious concerns, recent decease and desist letters, the proper venue for adjudicate and a decision.

Commissioner Nabicht called the question.

The motion carried by the following vote:

For: 5 - Mayor Avila, Commissioner Heriot, Commissioner Howington, Commissioner Nabicht, and Commissioner Santiago

Against: 1 - Vice Mayor Avila-Vazquez

The City Attorney stated we are still in legislative session and there are a lot of things that are moving forward. She urged the Commission to continue to stay active with our State House and Senate Representatives. Go to Tallahassee and meet with them when they are here in town because the only way to move City projects forward, to get the legislation we want and to stop preemption, as much as we can, is to get in front of them. Also, it does not seem like there is a fix for Senate Bill 180 that is going to be in this session. We are continuing as much as we can to push for a solution, but at this point in the session it does not appear that there is going to be a fix. This will mean another good period of time living under Senate Bill 180 and having to be responsive to that.

11. CITY MANAGER COMMENTS:

The City Manager stated to follow up on some questions, we talked about a dumpster at City Hall before Christmas. He believes the resident's point was regarding Christmas boxes and people being able to recycle their TV boxes. He had a conversation with the resident several months ago regarding what happens to all the stuff inside the boxes, Styrofoam and other things and the expectation that people would only recycle the cardboard box. The other issue discussed was that this was done in the past and it became a junkyard, not just recycling for boxes.

The City Manager stated regarding the workshop, after speaking with staff this morning, we discussed that there really was not anything further for the City Commission regarding the utility rates discussed last night. So, if it is all right with the Commission, staff would like to have individual meetings with the Mayor and each of the Commissioners to answer any questions they may have and then include the issue on the April 2nd agenda for Commission discussion publicly. This will allow a decision to be made as an action item at that moment, or if there is not a consensus, we can continue the item to another date. Each Commissioner will receive an email requesting to meet with staff if that works for the Commission.

The City Manager stated he is glad to announce the City will be receiving an M114

Command and reconnaissance carrier for Veterans Memorial Park. The M114 is a Vietnam War era tracked armored fighting vehicle used by the United States Army and manufactured by the Cadillac Division of General Motors in the early 1960s. The M114 was designed to be fast and selfie for use in constant role and it was amphibious and could be deployed by parachute. Staff is currently working with the American Legion as to where in the park they would like to place this piece of equipment to be permanently displayed forever.

12. CITY COMMISSION COMMENTS, REQUESTS & REPORTS:

Commissioner Nabicht spoke about the West Volusia Hospital Authority (WVHA) Clinic, health care insurance, and the upcoming WVHA meeting.

The Mayor suggested writing a letter of support be sent to WVHA. Commissioner Nabicht replied he would happy to bring the Resolution and if any member of the Commission wanted to also write a letter of support he would be happy to hand deliver those on their behalf to the upcoming WVHA meeting as well.

Commissioner Howington spoke about a code issue regarding pools and lights, the lake level control elevation (Lake Monroe), and the City's CUP (Consumptive Use Permit) capacity and rezoning. The City Manager stated the St. Johns River Water Management District sets the lake level control elevations and the City has asked in the past to change that. Due to the last couple years of storms they are more responsive and at this point no water is leaving the community, it is mother nature taking it away. Staff is working to try and get it raised but, we would to move the limits up to the upper lakes rather than at the bottom lakes as opposed to waiting for the water to get to the bottom lakes.

Commissioner Howington requested to removing the maximum time limit of two and a half hours for Regular Commission Meetings and the Commission did not concur with the exception of Commissioner Howington and Vice Mayor Avila-Vazquez.

Commissioner Howington requested a public records request (PRR) going forward that all of our public forums are recorded because as we just heard today from our residents we should not be using social media to govern and so she should not have to go to social media to look at a video from a resident to reminder her what the residents had to say during public forum. Since they are recorded maybe they can be attached to the meeting agenda or they can be sent to her and she will distribute it as a public records request as a Commissioner representing her residents.

Commissioner Santiago spoke about Pine Ridge High School and Launch Credit Union, Wildlife Festival at Lyonia, Stand Down for Volusia County, Shout out to staff for workshop presentation, helmet event, and yesterday's public comments at the workshop.

Commissioner Heriot requested updates on intersection improvements for Lake Helen Osteen Road and Elkcarn Blvd., installation of additional streetlighting on boulevards, the rental and no solicitation ordinances.

Commissioner Heriot requested a consensus to place a resolution on the next agenda to rename Elkcarn Blvd. to Veterans Memorial Blvd. and the Commission did not concur with the exception of Commissioner Heriot and Mayor Avila.

Commissioner Heriot spoke about the Osteen Farmers Market.

Vice Mayor Avila-Vazquez spoke about the Lieutenant Governor's visit, the Veterans Stand Down Event, and the Love Your Heart Race.

The Mayor requested an update on the apartments behind Publix and put it out to the residents. The City Attorney replied the City filed foreclosure on Toledo Terrace and we received default judgment against the defendants. The next step in that litigation is to get an order to order the sale of the property in foreclosure. At that time the City can potentially bid on that project and become the owner or others can bid on it and the City would get its portion of the outstanding code liens. As for Enrico Ridge, that has not been foreclosed on.

The Mayor requested an update on the housing the Commission supported on Howland Blvd. that had the road that went through the middle of it and apparently his funding people have pulled out. The Commission needs to have a discussion regarding these types of issues with developers and restrict that developer from doing business within the City for a certain amount of years. The City Attorney replied Aloha project, the way the approval was done was clever and because there was never an agreement reached on the funding guarantee they have no valid development orders so that project does not have entitlements at this time.

The Mayor requested a consensus to place something on the agenda within 90 days to put restrictions on developers and the City Attorney replied they would be happy to do some initial research, it may or may not be possible and they would want to provide the Commission the information in advance of a workshop in case it is not possible to do that. However, a clever developer will just create a new LLC and the City Attorney suggested having strong development orders, that is the mechanism, and use the tools we already have.

The Mayor requested a consensus to create a Deltona Forever Fund like the County's Volusia Forever fund meant for conservation and place it on a workshop within 90 days and the Commission concurred.

The Mayor requested to rename Keysville Dog Park after a woman who passed who rescued pets. Commissioner Nabicht stated he is not opposed to doing that but, he believes there is a policy about naming City facilities and both the City Manager and City Clerk replied yes, there is.

Commissioner Heriot asked if the City facility policy was the same policy that would be used to rename a road and the City Clerk replied there was nothing in the policy regarding roads.

Commissioner Howington stated that a resident had already requested Keysville Dog Park be named after the same person and may already be on the schedule and she thought there was a consensus from the Commission.

13. 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