



City of Deltona

2345 Providence Blvd.
Deltona, FL 32725

Minutes

City Commission

Monday, August 18, 2025

6:30 PM

Deltona Commission Chambers

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

BUSINESS MEETING - 6:30 PM

1. CALL TO ORDER:

2. ROLL CALL – CITY CLERK:

Present: 7 - Mayor Avila
Vice Mayor Heriot
Commissioner Avila-Vazquez
Commissioner Colwell
Commissioner Howington
Commissioner Lulli
Commissioner Santiago

3. INVOCATION AND PLEDGE TO THE FLAG:

A. Invocation Presented by District #2 Commissioner.

4. ADDITIONS AND DELETIONS:

5. PRESENTATIONS/AWARDS/REPORTS:

A. Public Works / Utilities update on status and resolution of Lakeshore 4B project

Brad Blais, Vice President & Market Leader for Mead Hunt, gave a brief presentation on the Lakeshore Drive Boat Ramp Restoration.

The Commission, Mr. Blais and staff discussed widening the boat ramp, cost effective methods, ADA compliance, the floating dock hinge, St. Johns River Water Management District (SJRWMD) approval, the design plan, the proposed schedule, hurricane season and preparedness, contractor thresholds, road closures and detours, meeting with residents, running several items simultaneously, reconfiguring the road to launch boats, and resolving ramp and environmental issues.

6. DELTONA COMMUNITY EVENTS:

7. CONSENT AGENDA:

Commissioner Avila-Vazquez requested to pull Item 7-G for discussion.

Motion by Vice Mayor Heriot, seconded by Commissioner Lulli, to approve Consent Agenda Items 7-A through 7-F . The motion carried by the following vote:

For: 7 - Mayor Avila, Vice Mayor Heriot, Commissioner Avila-Vazquez, Commissioner Colwell, Commissioner Howington, Commissioner Lulli, and Commissioner Santiago

A. Request for approval of minutes of the Executive Session and Regular Commission Meetings of August 4, 2025, as presented.

Approved by Consent - to approve the minutes of the Executive Session and Regular Commission Meetings of August 4, 2025, as presented.

B. Request for approval of Resolution No. 2025-94 to extend the Interlocal Agreement between the City of Deltona and Volusia County for Mosquito Control, Road and Bridge and Traffic Engineering on an “as needed” basis.

Approved by Consent - to approve Resolution No. 2025-94.

C. Request for approval of Resolution No. 2025-95 for an Amendment to agreement with Sea Level Development LLC for the continued stormwater open ditch and canal mowing in the amount of \$225,400.

Approved by Consent - to approve Resolution No. 2025-95.

D. Request for approval of Resolution No. 2025-100 and the Task Authorization between the City of Deltona & Pegasus Engineering for Grant Management Services, specific to Hazard Mitigation Grant Program (HMGP) for the Elevation of a portion of Catalina Boulevard in an amount of \$35,000, as proposed in FY 25/26 budget.

Approved by Consent - to approve Resolution No. 2025-100 and the Task Authorization between the City of Deltona & Pegasus Engineering for Grant Management Services, specific to the HMGP for the Elevation of a portion of Catalina Boulevard in the amount of \$35,000.

E. Request for approval of Resolution No. 2025-101 and the Task Authorization between the City of Deltona & Pegasus Engineering for

Grant Management Services, specific to Hazard Mitigation Grant Program (HMGP) for the Elevation of Elkcarn Boulevard in an amount of \$35,000, as proposed in FY 25/26 budget.

Approved by Consent - to approve Resolution No. 2025-101 and the Task Authorization between the City of Deltona & Pegasus Engineering for Grant Management Services, specific to the HMGP for the Elevation of Elkcarn Boulevard in the amount of \$35,000.

F. Request for approval of Resolution No. 2025-103, contract with Crown Castle for aggregate internet connection.

Approved by Consent - to approve Resolution No. 2025-103, contracting with Crown Castle, as presented.

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

Motion by Commissioner Avila-Vazquez, seconded by Vice Mayor Heriot, to approve the requested recognitions for the month of August. The motion carried by the following vote:

For: 7 - Mayor Avila, Vice Mayor Heriot, Commissioner Avila-Vazquez, Commissioner Colwell, Commissioner Howington, Commissioner Lulli, and Commissioner Santiago

8. ORDINANCES AND PUBLIC HEARINGS:

A. Public Hearing - Ordinance No. 23-2025, amending the General Ordinances, Chapter 66, "Traffic and Vehicles," to update regulations related to parking and vehicles, at first reading.

The City Attorney read Resolution No. 23-2025 for the record.

Motion by Commissioner Lulli, seconded by Vice Mayor Heriot, to approve Ordinance No. 23-2025, at first reading.

The Planning & Development Services Director gave a brief presentation that included the background, key revisions, educational component, benefits, and staff recommendation.

The Commission and staff discussed vehicle weights, riding over sidewalks, parking on rights-of-way, provided exception, and increased property parking and driveway expansions.

The motion carried by the following vote:

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

Against: 1 - Commissioner Santiago

9. ACTION ITEMS:

- A. Request for approval of Resolution No. 2025-107 for Shelley's Septic Tanks Inc located in Zellwood, FL for sludge hauling at the Eastern Wastewater Treatment facility. Requested change order amount is \$40,000.00.**

The City Attorney read the title of Resolution No. 2025-107 for the record.

Motion by Commissioner Lulli, seconded by Commissioner Colwell, to approve Resolution No. 2025-107. The motion carried by the following vote:

For: 7 - Mayor Avila, Vice Mayor Heriot, Commissioner Avila-Vazquez, Commissioner Colwell, Commissioner Howington, Commissioner Lulli, and Commissioner Santiago

- B. Request for approval of Resolution No. 2025-112 Odyssey Manufacturing Company for Sodium Hypochlorite Solution at the Fisher Wastewater Treatment Plant in the amount of \$80,000.00.**

The City Attorney read the title of Resolution No. 2025-112 for the record.

Motion by Vice Mayor Heriot, seconded by Commissioner Lulli, to approve Resolution No. 2025-112 Odyssey Manufacturing Company for Sodium Hypochlorite. The motion carried by the following vote:

For: 7 - Mayor Avila, Vice Mayor Heriot, Commissioner Avila-Vazquez, Commissioner Colwell, Commissioner Howington, Commissioner Lulli, and Commissioner Santiago

- C. Request for approval of Resolution No. 2025-108 for Huber Technology Inc. in the amount of \$10,930.69 for work at the Eastern Wastewater Treatment Plant.**

The City Attorney read the title of Resolution No. 2025-108 for the record.

Motion by Commissioner Lulli, seconded by Commissioner Colwell, to approve Resolution No. 2025-108. The motion carried by the following

vote:

For: 7 - Mayor Avila, Vice Mayor Heriot, Commissioner Avila-Vazquez, Commissioner Colwell, Commissioner Howington, Commissioner Lulli, and Commissioner Santiago

D. Request for approval of Resolution No. 2025-109 for Hawkins, Inc for chemicals at the Eastern Wastewater Treatment facility in the amount of \$50,000.00.

The City Attorney read the title of Resolution No. 2025-109 for the record.

Motion by Commissioner Lulli, seconded by Commissioner Santiago, to approve Resolution No. 2025-109. The motion carried by the following vote:

For: 7 - Mayor Avila, Vice Mayor Heriot, Commissioner Avila-Vazquez, Commissioner Colwell, Commissioner Howington, Commissioner Lulli, and Commissioner Santiago

E. Request for approval of Resolution No. 2025-117 authorizing participation in lawsuit relating to SB 180.

The City Attorney read the title of Resolution No. 2025-117 for the record.

Motion by Commissioner Howington, seconded by Commissioner Colwell, to approve Resolution 2025-117. The motion carried by the following vote:

The City Attorney stated this is coming to the Commission pursuant to previous discussions on Senate Bill (SB) 180 which was signed into law on June 26, 2025. At the July 7, 2025, Regular City Commission meeting, the Commission directed the City Attorney to evaluate options to challenge SB 180 and to seek potential litigation partners. The law firm Weiss, Serota, Helfman, Cole & Bierman is leading a statewide coalition to challenge SB 180 and has offered to represent the City for a flat fee of \$10,000 at the trial level, \$5,000 per district appeal and \$5,000 per Florida Supreme Court subject to the participation of at least 10 local governments. The City's participation in this lawsuit would aim to seek declaratory, injunctive and other appropriate relief from the provisions of Senate Bill 180 which imposes a blanket statewide prohibition on the exercise of Home Rule authority concerning land use and zoning regulations.

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

The Commission and City Attorneys discussed effected approved projects, the moratorium and approved residential development, explanation of Home Rule, Florida

League of Cities (FLOC) conference, the impact to the City and its future, working with the Legislature, grant funding, seeking an amendment to SB 180, an explanation of SB 180, putting a hold on development, hurricanes/rain and flooding, fixing flooding problems, the people's will, land use issues, FLOC's work on SB 180, the Senate Bill and the House Bill, needing an injunction, the live local ordinance, litigation, home rule, other cities joining the coalition, deadline to join the lawsuit, legislative appropriations and projects submitted, who benefits from the lawsuit, changes to law, an injunctive relief, the courts having latitude, local tax dollars, and case scenarios.

The motion carried by the following vote:

For: 4 - Commissioner Avila-Vazquez, Commissioner Colwell, Commissioner Howington, and Commissioner Lulli

Against: 3 - Mayor Avila, Vice Mayor Heriot, and Commissioner Santiago

F. Request for approval of Resolution No. 2025-115 award Consulting Services Agreement with Redman Consulting Group, Inc for Solid Waste Monitoring Services.

The City Attorney read the title of Resolution No. 2025-115 for the record.

Motion by Commissioner Avila-Vazquez, seconded by Vice Mayor Heriot, to approve Resolution No. 2025-115 award consulting services agreement with Redman Consulting Group, Inc. for solid waste monitoring services. The motion carried by the following vote:

For: 7 - Mayor Avila, Vice Mayor Heriot, Commissioner Avila-Vazquez, Commissioner Colwell, Commissioner Howington, Commissioner Lulli, and Commissioner Santiago

G. Request for approval of Resolution No. 2025-106 to proceed to foreclose on Municipal Code liens at 2912 Thalita Terr, Deltona, Florida and authorize representation through City Attorney's Office and Outside Counsel.

The City Attorney read the title of Resolution No. 2025-106 for the record.

Motion by Commissioner Colwell, seconded by Commissioner Lulli, to approve Resolution No. 2025-106 to proceed to foreclosure. The motion carried by the following vote:

For: 7 - Mayor Avila, Vice Mayor Heriot, Commissioner Avila-Vazquez, Commissioner Colwell, Commissioner Howington, Commissioner Lulli, and Commissioner Santiago

10. CITY ATTORNEY COMMENTS:

The City Attorney highlighted the importance of conferences, like the Florida League of Cities (FLOC) Conference, for Commissioners to connect and collaborate with other cities in the state. These gatherings help in representing interests in Tallahassee and are crucial for local governments. The Attorney noted the importance of demonstrating how local governments impact citizens' daily lives through essential services like waste management, water supply, and emergency services. Networking with peers is increasingly valuable for advocacy. The Attorney encouraged both those who did and did not attend the conference to participate in future events to effectively represent the citizens of Deltona and the work of their city.

11. CITY MANAGER COMMENTS:

The City Manager stated Deltona University's third class this Fall is sold out with 35 residents signing up. Part two of the Lakeshore Drive project is to fix the current problems and the other part is the actual running of the pipes from Lake Monroe to pull water from the lake to the RIB (Rapid Infiltration Basin) site. He will be requesting individual meetings with each Commissioner to discuss where we are in that process.

12. CITY COMMISSION COMMENTS, REQUESTS & REPORTS:

Commissioner Lulli thanked residents for their participation, and he thanked both staff and the Commission for their hard work.

Commissioner Howington requested to look into an ordinance for electric bikes, SB 462 allows local governments to set minimum ages and training programs and the Commission concurred.

Commissioner Howington requested to look into ATVs and UTVs on City roads because she is getting a lot of complaints and the City Attorney replied he can look into that and work with the Volusia Sheriff's Office (VSO) to see if anything can be cleaned up in the City's ordinance, but on roadways it is a statutory provision to the definition of vehicle and what is street legal.

Commissioner Howington requested to bring back the fireworks ordinance in the next two or three months, before New Years and the City Attorney replied absolutely.

Commissioner Howington requested to look at all the ordinances that have been passed since August 2024 through October 7th that we would need to potentially revote on to make sure that we do not have any liability with SB 180, like the Live Local Act. The City Attorney replied they will work with staff to do a review of those ordinances.

The Mayor called point of order, the Commission just voted on SB 180 so we would not have to do that? The City Attorney replied practically, this is the course of events, and she gave a brief explanation of the process for participating in the lawsuit related to SB 180.

The Commission and the City Attorneys discussed potential lawsuits, potential injunction, and re voting on ordinances.

Commissioner Avila-Vazquez spoke about the 4B project, the FLOC conference, and legal's event.

Commissioner Santiago spoke about the FLOC conference, upcoming Rotary Club meeting, and the Howland Blvd. sidewalk project.

Vice Mayor spoke about SB180, the FLOC conference, and attending legal's event.

The Mayor spoke about the FLOC conference and his report.

The Mayor requested a consensus to add on the next agenda under consent that the City consider joining the American Flood Coalition at no cost and no legal obligation. He would also like the organization to do a presentation at the subcommittee for flooding and there were no objections.

The Mayor spoke about his meeting with CFO Blaise Ingoglia, meetings with Mayors around Florida, other Commissioner's social media posts, Item 9-E, SB 180 legislative errors, taking different routes, lawsuits, campaigning from the dais, and Commissioners having different opinions.

13. ADJOURNMENT:

There being no further business, the meeting adjourned at 8:21 p.m.

Santiago Avila, Jr., MAYOR

ATTEST:

Joyce Raftery, CMC, MMC, CITY CLERK