



# City of Deltona

2345 Providence Blvd.  
Deltona, FL 32725

## Minutes

### City Commission

---

**Monday, September 20, 2021**

**6:30 PM**

**Deltona Commission Chambers**

---

#### 1. CALL TO ORDER:

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

#### 2. ROLL CALL – CITY CLERK:

**Present:** 9 - Commissioner Avila-Vazquez  
Commissioner King  
Commissioner McCool  
Commissioner Ramos  
Commissioner Sosa  
Vice Mayor Bradford  
Mayor Herzberg  
Acting City Manager  
City Attorney

#### 3. INVOCATION AND PLEDGE TO THE FLAG:

##### A. Invocation Presented by Commissioner King.

Commissioner King introduced Rabbi Paul Falk, Vice-President of Ariel Congregation who led everyone in the invocation and he led everyone in the pledge to the flag.

#### 4. APPROVAL OF MINUTES & AGENDA:

##### A. Approval of minutes of the Regular Commission Meeting of May 3rd & May 17th, 2021, as presented. - Joyce Raftery, City Clerk (386) 878-8502.

**Motion by Commissioner Avila-Vazquez, seconded by Commissioner King, to approve the minutes of the Regular Commission Meeting of May 3rd & May 17th, 2021, as presented. The motion carried by the following vote:**

**For:** 7 - Commissioner Avila-Vazquez, Commissioner King, Commissioner McCool, Commissioner Ramos, Commissioner Sosa, Vice Mayor Bradford, and Mayor Herzberg

**5. PRESENTATIONS/AWARDS/REPORTS:**

- A. Proclamation - National Family Day is celebrated on the fourth Monday in September. It is a day that encourages every family member to gather around the table to enjoy a meal together, talk to each other, and discuss everyone's day.**

The Mayor and Commission presented a Proclamation in honor of National Family Day which is celebrated on the fourth Monday in September. It is a day that encourages every family member to gather around the table to enjoy a meal together, talk to each other, and discuss everyone's day.

- B. Presentation- Romano Law Group to provide an update in the National Prescription Opiate Litigation.**

The Ramano Law Group gave a brief update on the National Prescription Opiate Litigation.

Commissioner Avila-Vazquez and Attorney Ramano discussed the settlement funds the City may receive, 30-40% goes into a regional fund for Volusia County, county's portion intended to be used throughout the county, and distributed over 8 years and Johnson & Johnson over 9 years.

- C. Presentation - Volusia Recovery Alliance presented by Karen Chrapek, RRT, RCP, WRAP Facilitator, Executive Director and information on substance abuse presented by Captain Eagan and Captain Marino.**

Karen Chrapek, Executive Director, with the Volusia Recovery Alliance (VRA) gave a brief presentation to include What is VRA?, VRA Values, Career Connect, Bridge-4Hope Overdose Grief Support Group, New Chance NarCan, Overdose Response & Reversal, Community Education & Training, Peer Recovery Support, Peer Cafe, and community partners.

The Commission and Ms. Chrapek discussed administering NarCan, New Hope Services, peer stigma, the cost of addiction, what addiction destroys, people touched by addiction, raising awareness and growing partnerships.

Carla Quann, Director of Juvenile Services/Community Relations Volusia Sheriff's Office, spoke about Overview of drug related juvenile arrests, DCF Volusia County Juvenile SIM Mapping - Pilot Program, SMA Healthcare program for youth residing in Volusia County and Volusia Recovery program for residents residing in West Volusia.

The Commission, Captain Marino and Ms. Quann discussed mental health statistics, collecting data, domestic violence, new software, rescue and frontline teams, the pilot program and the juvenile program.

**6. ORDINANCES AND PUBLIC HEARINGS:****A. Public Hearing - Resolution No. 2021-51, Adopting the Final Millage Rate for the levy of ad valorem taxes for Fiscal Year 2021/2022 - Mari Leisen, Deputy Finance Director (386) 878-8553.****Strategic Goal: Fiscal Issues**

Mayor Herzberg stated this is a public hearing to hear and consider comments and questions regarding the City's millage rate and proposed annual budget for the coming fiscal year 2021/2022. The City of Deltona hereby proposes a millage rate of 7.85. The millage rate reflects a 9.31% increase from the rolled-back rate of 7.1812 mills. The millage rate is higher than the rolled-back rate of 7.1812 in order to cover increased operating costs.

Mayor Herzberg stated the floor is now open to hear public comments and to take any questions from the public.

Billy Fowler, spoke about the appraisal and millage both increasing.

Mayor Herzberg closed the public hearing.

The Mayor Herzberg explained how the millage is calculated and the property appraiser's tax bill to include homestead exemption and Save Our Homes.

Commissioner McCool left the meeting at 7:13 p.m. and returned at 7:14 p.m.

The Commission, Acting City Manager and staff discussed funds being moved into next years budget, closing out the year, revenue rates being higher, cutting off purchases, \$2-4 million swept into next year's budget, \$24 million in undesignated reserves, Rhode Island Extension, Activity Center revenues, economic downturn, general fund protection account, being fiscally responsible, increases in staff, and Deltona Water payment programs.

Commissioner King left the meeting at 7:16 p.m. and returned at 7:19 p.m.

Commissioner Ramos left the meeting at 7:22 p.m. and returned at 7:22 p.m.

The Commission, Acting City Manager and staff discussed number of homesteaded properties vs. rentals, the rollback rate, needed projects, additional vehicles, budgeted items, additional Code Officers, code violations and crime, rental license program, parks needing TLC and capital costs, going through three accreditation processes, vacant positions, upcoming Job Fair, having accountability, current millage rate vs. rollback rate, and explanation of the 9.31% increase.

**Motion by Commissioner Avila-Vazquez, seconded by Commissioner**

**McCool, to approve Resolution No. 2021-51 adopting the Final Millage Rate for the levy of ad valorem taxes for Fiscal Year 2021/2022. Upon approval of this item authorizes any and all necessary actions, documents or budget transfers to facilitate Commission approval and further authorizes the Acting City Manager to sign any documents necessary to further Commission approval of this item.**

The Commission discussed the rollback rate, taxable values, breakdown of a tax bill, the millage rate being a multiplier, the City being devalued in the past by 62%, history of the millage rate, true-up of the budget, status of projects moving forward, looking out for the community, net increase of 1/4 million dollars, staffing levels past and present, rental properties and deplorable conditions, abatements, socially disadvantaged residents, and Deltona Water losses.

The City Attorney read the title of Resolution No. 2021-51 for the record.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA, ADOPTING AN AD VALOREM MILLAGE RATE FOR THE 2021-2022 FISCAL YEAR; PROVIDING FOR AN EFFECTIVE DATE.

**The motion carried by the following vote:**

**For:** 5 - Commissioner Avila-Vazquez, Commissioner McCool, Commissioner Ramos, Vice Mayor Bradford, and Mayor Herzberg

**Against:** 2 - Commissioner King, and Commissioner Sosa

Resolution No. 2021-51 was approved at 7:48 p.m.

**B. Public Hearing - Resolution No. 2021-52 Adopting the Final Annual Budget for FY 2021/2022 - Mari Leisen, Deputy Finance Director (386) 878-8553.**

**Strategic Goal: Fiscal Issues**

Mayor Herzberg stated the City of Deltona has adopted a final ad-valorem millage rate of 7.85 mills for fiscal year 2021/2022. The final ad-valorem millage rate reflects a 9.31% increase from the rolled-back rate of 7.1812 mills. The proposed annual budget is summarized as follows: General Fund - \$94,007,459; Special Revenue Funds - \$39,901,175; Enterprise Fund - \$49,320,202; Capital Project Funds - \$9,297,885; and Total City-wide Budget - \$192,526,721.

Mayor Herzberg stated the floor is now open to hear public comments and to take any questions from the public.

Mayor Herzberg closed the public hearing.

**Motion by Commissioner Ramos, seconded by Commissioner Avila-Vazquez, to approve Resolution No. 2021-52 adopting the final Budget for Fiscal Year 2021/2022 and upon approval of this item authorizes any and all necessary actions, documents or budget transfers to facilitate Commission approval and further authorizes the Acting City Manager to sign any documents necessary to further Commission approval of this item.**

The Commission discussed items the Commission disagrees with, Rhode Island Extension, motion verbiage, City Manager's authorization, possible natural disasters, staff issues, training and accountability, and quarterly reviews.

The City Attorney read the title of Resolution No. 2021-52 for the record.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA, ADOPTING THE FINAL ANNUAL GENERAL FUND, SPECIAL REVENUE FUNDS, ENTERPRISE FUND, AND CAPITAL PROJECTS FUNDS BUDGETS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2021, AND ENDING SEPTEMBER 30, 2022; PROVIDING FOR AN EFFECTIVE DATE.

**The motion carried by the following vote:**

**For:** 6 - Commissioner Avila-Vazquez, Commissioner King, Commissioner McCool, Commissioner Ramos, Vice Mayor Bradford, and Mayor Herzberg

**Against:** 1 - Commissioner Sosa

Resolution No. 2021-52 was approved at 7:55 p.m.

**C. Public Hearing - Resolution No. 2021-35, Conditional Use request for a Daycare facility located at 988 Elkcam Boulevard - Ron A. Paradise, Director, Planning and Development Services (386) 878-8610.**

**Strategic Goal: Economic Development - Work with existing businesses to expand/grow.**

Planning & Development Services Director Ron Paradise gave a brief explanation of the item.

The Commission, staff and Karen Nair, Headmaster, the applicant discussed the comprehensive plan requirements, residents with standing, Public Works recommendation, the clientele, and the location.

Commissioner Sosa left the meeting at 8:03 p.m.

**Motion by Commissioner Avila-Vazquez, seconded by Commissioner**

**Sosa, to approve Resolution No. 2021-35, granting a Conditional Use for a Daycare facility located at 988 Elkcam Boulevard with the following conditions:**

- 1. A new Business Tax Receipt will need to be applied for prior to the relocation of the daycare center from 875 Elkcam Boulevard to 988 Elkcam Boulevard.**
- 2. The applicant must connect to central sewer when service becomes immediately available. Immediately available means on either side of the road.**
- 3. The applicant shall maintain the existing 25-ft side and rear buffers naturally vegetated. The applicant will be required to plant shrubs within the front 25-ft landscape buffer between the two drive isles at a shrub density, per table 110-5 in Section 110-808, as well as, provide foundation plantings along the front of the building which faces the street or parking area per Section 110-808(f)(1)a. of the City's Land Development Code.**
- 4. Prior to Certificate of Occupancy, the applicant shall provide an appropriate dumpster location and enclosure in accordance with Section 110-808(i) of the City of Deltona Land Development Code. The Acting City Manager has the authority to make corrections of scrivener's errors and the like.**

Commissioner Sosa returned to the meeting at 8:05 p.m.

**Amended motion by Commissioner Avila-Vazquez, seconded by Commissioner Sosa, item 4 should read "...Section 110-808(j)..."**

Mayor Herzberg opened and closed the public hearing as there were none.

The City Attorney read the title of Resolution No. 2021-35 for the record.

A RESOLUTION OF CITY OF DELTONA, FLORIDA; GRANTING A CONDITIONAL USE TO PERMIT A DAYCARE CENTER WITHIN AN R1-A, SINGLE-FAMILY DISTRICT FOR PROPERTY LOCATED AT 988 ELKCAM BLVD, WITHIN THE CITY OF DELTONA; PROVIDING CONDITIONS, CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

**The amended motion carried by the following vote:**

**For: 7 - Commissioner Avila-Vazquez, Commissioner King, Commissioner McCool, Commissioner Ramos, Commissioner Sosa, Vice Mayor Bradford, and Mayor Herzberg**

Resolution No. 2021-35 was approved at 8:07 p.m.

- D. Public Hearing - Resolution No. 2021-36, A request to amend Resolution No. 2020-01 approved on March 16, 2020, for a Community Residential Home Conditional Use to provide a wider range of client services at 2001 Dalton Avenue - Ron A. Paradise, Director, Planning and Development Services (386) 878-8610.**

**Strategic Goal: Economic Development - Create more diversified and high-quality housing opportunities.**

Planning & Development Services Director Ron Paradise gave a brief explanation of the item.

The Commission, staff and Jennifer Sullivan, the applicant, discussed agencies approve the conditions, level of care, staying in place, 24/7 trained staffing, changes in levels of disabilities, no changes, no mitigating factors, physical and mental capacity, regulated and visited by Florida agencies, QSIs, assessing progress, Florida Agency for Persons with Disabilities (APD) making decisions, parking, possible increases in staff, documentation and expanding the category.

Mayor Herzberg opened and closed the public hearing as there were none.

**Motion by Commissioner McCool, seconded by Commissioner Ramos, to approve Resolution No. 2021-36, amending condition number four (4) of Resolution No. 2020-01, approved by the City Commission on March 16, 2020, for the Community Residential Home located at 2001 Dalton Avenue as follows:**

- 1) The dwelling shall serve no more than six residents within the dwelling;**
- 2) All residents and related service shall be directly associated with and regulated by the Florida Agency for Persons with Disabilities (APD);**
- 3) The CRH remains under Exceptional Care Within Your Reach management and ownership;**
- 4) The CRH is used only to serve minimal to moderate developmentally disabled adults as defined and regulated by the Florida Agency for Persons with Disabilities; The CRH may serve adults in accordance to APD's established Residential Habilitation Levels of supports, as may be amended from time to time; and**
- 5) No signage shall be allowed besides what is allowed for a home occupation.**

**The Acting City Manager has the authority to make corrections of scrivener's errors and the like.**

Planning & Development Services Director Ron Paradise stated that the first sentence in item 4. should be stricken from the motion.

**Amended motion by Commissioner McCool, seconded by Commissioner Ramos, item four should read "4) The CRH may serve adults in accordance to APD's established Residential Habilitation Levels of supports, as may be amended from time to time."**

The City Attorney read the title of Resolution No. 2021-36 for the record.

A RESOLUTION OF CITY OF DELTONA, FLORIDA; AMENDING THE CONDITIONAL USE APPROVED BY THE CITY COMMISSION UNDER RESOLUTION NO. 2020-01 FOR A COMMUNITY RESIDENTIAL HOME WITHIN AN R1-A, SINGLE-FAMILY RESIDENTIAL ZONING DISTRICT FOR THE PROPERTY LOCATED AT 2001 DALTON AVENUE, WITHIN THE CITY OF DELTONA; PROVIDING CONDITIONS, CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

**The amended motion carried by the following vote:**

**For: 7 - Commissioner Avila-Vazquez, Commissioner King, Commissioner McCool, Commissioner Ramos, Commissioner Sosa, Vice Mayor Bradford, and Mayor Herzberg**

Resolution No. 2021-36 was approved at 8:24 p.m.

**E. Public Hearing - Ordinance No. 04-2021, Amending Chapter 45 of the City Code of Ordinances dealing with panhandling, at second and final reading - Ron A. Paradise, Director, Planning and Development Services (386) 878-8610.**

**Strategic Goal: Public Safety**

**Motion by Commissioner Ramos, seconded by Commissioner King, to adopt Ordinance No. 04-2021 at second and final reading updating City Code of Ordinances Chapter 45, Panhandling. The Acting City Manager has the authority to make corrections of scrivener's errors and the like.**

Mayor Herzberg opened and closed the public hearing as there were none.

The City Attorney read the title of Ordinance No. 04-2021 for the record.

AN ORDINANCE OF THE CITY OF DELTONA, FLORIDA, AMENDING CHAPTER 45, "PANHANDLING," OF THE DELTONA CODE OF ORDINANCES, MAKING FINDINGS, PROVIDING DEFINITIONS, PROHIBITING CERTAIN ACTS, AND PROVIDING FOR CONFLICTS, CODIFICATION, SEVERABILITY, AND AN EFFECTIVE DATE.

**The motion carried by the following vote:**

**For:** 7 - Commissioner Avila-Vazquez, Commissioner King, Commissioner McCool, Commissioner Ramos, Commissioner Sosa, Vice Mayor Bradford, and Mayor Herzberg

Ordinance No. 04-2021 was approved at 8:27 p.m.

- F. Public Hearing - Ordinance No. 05-2021, Granting to Duke Energy Florida, LLC d/b/a Duke Energy, an Electric Utility Rights of Way Utilization Franchise, for second and final reading - Marsha Segal-George, Assistant City Attorney (386) 878-8874.**

**Strategic Goal: Goal Infrastructure**

Acting City Manager gave a brief explanation of the item.

Mayor Herzberg opened and closed the public hearing as there were none.

**Motion by Commissioner Ramos, seconded by Commissioner King, to adopt Ordinance No. 05-2021, Granting to Duke Energy Florida, LLC d/b/a Duke Energy, an Electric Utility Rights of Way Utilization Franchise, for second and final reading. The Acting City Manager has the authority to make corrections of scrivener's errors and the like.**

The City Attorney read the title of Ordinance No. 05-2021 for the record.

AMENDING ORDINANCE NO. 31-2011 OF THE CITY OF DELTONA GRANTING TO DUKE ENERGY FLORIDA, LLC d/b/a DUKE ENERGY, AN ELECTRIC UTILITY RIGHTS OF WAY UTILIZATION FRANCHISE; PRESCRIBING THE TERMS AND CONDITIONS RELATED TO THE OCCUPANCY OF MUNICIPAL STREETS AND RIGHTS OF WAY IN THE CITY OF DELTONA FLORIDA, FOR THE PURPOSE OF PROVIDING ELECTRIC SERVICE; PROVIDING FOR SEVERABILITY OF PROVISIONS; AND PROVIDING AN EFFECTIVE DATE.

**The motion carried by the following vote:**

**For:** 7 - Commissioner Avila-Vazquez, Commissioner King, Commissioner McCool, Commissioner Ramos, Commissioner Sosa, Vice Mayor Bradford, and Mayor Herzberg

Ordinance No. 05-2021 was approved at 8:28 p.m.

**7. OLD BUSINESS:**

None.

**8. NEW BUSINESS:****A. Approval of budgeted purchases for FY21-22 - Mari Leisen, Deputy Finance Director (386) 878-8553.**

**Strategic Goal: Maintain current fiscal stability maximize alternative funding sources, and promote an effective system of checks and balances.**

Acting City Manager Peters gave a brief explanation of the item.

The Commission and Acting City Manager discussed if the items would come back and the purchasing process.

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

**Motion by Commissioner Avila-Vazquez, seconded by Mayor Herzberg, to approve the list of purchases for Fiscal Year 2021-2022. The motion carried by the following vote:**

**For:** 6 - Commissioner Avila-Vazquez, Commissioner King, Commissioner McCool, Commissioner Ramos, Vice Mayor Bradford, and Mayor Herzberg

**Against:** 1 - Commissioner Sosa

**B. Approval of Acentria Public Risk Coverage Premiums - John Peters, Acting City Manager, (386) 878-8850.**

**Strategic Goal: Fiscal Issues**

Acting City Manager Peters gave a brief explanation of the item.

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

The Commission and Acting City Manager discussed that this is the only company, additional quotes and increases, and procurement process done in October.

**Motion by Commissioner Avila-Vazquez, seconded by Commissioner King, to approve the insurance rates/renewals negotiated by the City's brokerage firm Acentria Insurance. The Acting City Manager has the authority to make corrections of scrivener's errors and the like. The motion carried by the following vote:**

**For: 7 - Commissioner Avila-Vazquez, Commissioner King, Commissioner McCool, Commissioner Ramos, Commissioner Sosa, Vice Mayor Bradford, and Mayor Herzberg**

**C. Request for approval of Renewal of GA McKeown & Associate, LLC agreement for Consultants for State Government Relations and Lobbying - John Peters, Acting City Manager, (386) 878-8850.**

**Strategic Goal: Fiscal Issues**

Acting City Manager Peters gave a brief explanation of the item.

**Motion by Commissioner Ramos, seconded by Commissioner King, to approve the Annual Renewal to the GA McKeown & Associates, LLC agreement for Consultants for State Government Relations and Lobbying.**

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

**The motion carried by the following vote:**

**For: 7 - Commissioner Avila-Vazquez, Commissioner King, Commissioner McCool, Commissioner Ramos, Commissioner Sosa, Vice Mayor Bradford, and Mayor Herzberg**

**D. Approval of Contract for Fowler, Feeney & Associates, P.A., City Attorney - John Peters, Acting City Manager, (386) 878-8850.**

**Strategic Goal: Internal/External Communications**

Acting City Manager Peters gave a brief explanation of the item.

The Commission, City Attorney discussed the budgeted amount, significant upcoming ordinances, creating a Fire District, the hourly rate and the work proposed, the 2020 agreement, Union negotiations, the amount of the increase, prior billings, and the \$200,000 put toward legal fees.

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

Mayor Herzberg passed the gavel to Commissioner Ramos.

**Motion by Mayor Herzberg, seconded by Commissioner Avila-Vazquez, to approve the Contract for Fowler, Feeney & Associates, P.A., City**

**Attorney. The Acting City Manager has the authority to make corrections of scrivener's errors and the like. The motion carried by the following vote:**

**For:** 5 - Commissioner Avila-Vazquez, Commissioner McCool, Commissioner Ramos, Vice Mayor Bradford, and Mayor Herzberg

**Against:** 2 - Commissioner King, and Commissioner Sosa

Commissioner Ramos passed the gavel to Mayor Herzberg.

- E. Approval of Memorandum of Understanding memorializing the Union's agreement to extend the deadline for the City completion of wage and benefit study provided for in Article 17, Section 6 of the CBA. - John Peters, Acting City Manager, (386) 878-8850.**

**Strategic Goal: Fiscal**

Acting City Manager Peters gave a brief explanation of the item.

**Motion by Commissioner Avila-Vazquez, seconded by Commissioner Sosa, to approve the Memorandum of Understanding between the City of Deltona and the Deltona Professional Fire Fighters, IAFF Local 2913. The Acting City Manager has the authority to make corrections of scrivener's errors and the like.**

Mayor Herzberg opened the public comments.

John Viccaro, Union President, discussed his appreciation to the Acting City Manager, matching City employees rates, bidding for healthcare, wellness initiative, resolving all the issues, not withholding from City employees, and a living wage.

Mayor Herzberg closed the public comments.

**The motion carried by the following vote:**

**For:** 7 - Commissioner Avila-Vazquez, Commissioner King, Commissioner McCool, Commissioner Ramos, Commissioner Sosa, Vice Mayor Bradford, and Mayor Herzberg

**9. PUBLIC FORUM: Citizen comments are limited to issues and concerns not on the agenda and comments on items listed on the agenda will take place after discussion of each item. Please be courteous and respectful of the views of others. Members of the City Commission shall not enter into discussion or respond to individuals' comments during the public forum other than to give directions or to ask for clarification. However, individual Commissioners may wish to respond under their "City Commission Comments". Personal attacks on Commission members, City staff or members of the public are not allowed, and will be ruled out of order by the Mayor.**

Dennis Wise, 319 Mills Street, Raleigh, N.C., spoke about recyclops, drop off centers, recycling expenses, the business model, overhead, picking up recycling, subscription service and types of service, what is picked up, where the materials go, operating in 17 States, kicking off last week of October, and how the service works.

Billy Fowler discussed people he has talked to, having a drainage problem, documentation he received, talking to the engineer, being a retired contractor, possible solutions, covering up the swale, and not getting responses.

The Acting City Manager gave a brief description of the problem and possible solution for Mr. Fowler.

**10. COMMENTS ON CONSENT ITEMS: Citizen comments are limited to issues and concerns on the Consent Agenda item(s). Please complete a public participation slip and indicate in the subject line the issue you wish to address. Members of the City Commission shall not enter into discussion or respond to individuals' comments during the public forum other than to give directions or to ask for clarification. Please be courteous and respectful of the views of others. Personal attacks on Commission members, City staff or members of the public are not allowed, and will be ruled out of order by the Mayor.**

None.

**11. CONSENT AGENDA: The Consent Agenda contains items that have been determined to be routine and non-controversial. If discussion is desired by any member of the City Commission, that item must be removed from the Consent Agenda and considered separately. All other matters included under the Consent Agenda will be approved by one motion. Citizens with concerns should address those concerns by filling out a public participation slip and giving it to the Deputy City Clerk prior to Consent Agenda items being pulled.**

City Attorney Fowler read Resolution No. 2021-53 for the record.

**Motion by Commissioner Ramos, seconded by Commissioner McCool, to approve Consent Agenda Items 11-A and 11-B. The motion carried by the following vote:**

**For:** 7 - Commissioner Avila-Vazquez, Commissioner King, Commissioner McCool, Commissioner Ramos, Commissioner Sosa, Vice Mayor Bradford, and Mayor Herzberg

- A. Request for approval of Resolution No. 2021-53, declaring certain tangible personal property owned by the City as surplus and authorizing the Acting City Manager to dispose of them - Mari Leisen, Finance Department (386) 878-8553**

**Strategic Goal: Fiscal issues - Maintain current fiscal stability, maximize alternative funding sources, and promote an effective system of checks and balances.**

**Approved by Consent - to adopt Resolution No. 2021-53, declaring certain property of the City as surplus and authorize the sale or disposal of such property. The Acting City Manager has the authority to make corrections of scrivener's errors and the like.**

- B. Request to award citywide garage door preventative maintenance and replacement contract to C&D Industrial Maintenance. - Fire Chief Bill Snyder, Fire Department (386) 575-6902.**

**Strategic Goal: Infrastructure**

**Approved by Consent - to award citywide garage door preventative maintenance and replacement contract to C&D Industrial Maintenance. The Acting City Manager has the authority to correct scrivener's errors and the like.**

**12. CITY COMMISSION SPECIAL REPORTS AND REQUESTS:**

Commissioner McCool requested to discuss with the Acting City Manager and City Attorney regarding insurance settlements and she explained why.

The Commission concurred to have a presentation or workshop discussion regarding how claims are denied or settled and to include how much input the Commission has. Acting City Manager Peters suggested having a presentation at the first workshop in October.

**13. CITY ATTORNEY COMMENTS:**

None.

**14. CITY MANAGER COMMENTS:**

Acting City Manager Peters stated next Monday there will be a workshop regarding food trucks and he encouraged anyone interested in that matter attend the meeting. Also, the Commission will not be taking any action at that meeting. Second, on Tuesday there will be a Joint Meeting between the City Commission and the Charter Review Committee to go over any concerns, discuss possibly doing a delete and rewrite of the whole charter and State Statute requirements. Thirdly, there has been a phenomenal response to COVID testing last week at Dewey O. Boster and this is an incredible service being provided to the community. Both the quick and long test are being provided and the results are within two days. It is Monday through Friday from 10:00 a.m. to 7:00 p.m. Lastly, he wanted to get consensus on the Mayor's request for quarterly budget overviews.

**The Commission concurred to have staff present quarterly budget overviews.**

**15. CITY COMMISSION COMMENTS:**

Commissioner Avila-Vazquez stated it is no secret that the City has problems with some of the boards. She has attended board meetings and she noticed how staff struggles to continue with the meetings due to lack of a quorum. Also, at the meetings there are only one or two people that do all the talking. She suggested that either staff or the Chair of the board recommend to the Commission who should be appointed to the board. The Commissioners do not know the applicants and only see a name and resume. She asked the Commission to think about her request.

Commissioner King stated starting Friday and Saturday at the Winn Dixie located on Providence Blvd. the American Legion will be fundraising for Wreaths Across America. For every two wreaths purchased the organization receives another free and the wreaths are \$15 each. He encouraged everyone to come out, they will be there all day and the organization is looking to raise \$9,000 this year.

Mayor Herzberg stated someone reach out to her to see if the City was having a Christmas Parade and Acting City Manager Peters replied the date is December 11, 2021, but he will confirm the details and distribute the information.

Mayor Herzberg stated regarding the City's board that is something the Commission needs to roll around, the process needs to be reviewed, the applications need to be reviewed every six months, to notify the Commission when there are openings and maybe identify who attends the meetings and who does not. Acting City Manager Peters replied the Deputy City Manager is reviewing department policies and reviewing the process used for filling board vacancies is critical. He thinks the applications need to be board specific so the data is inline with the needs of the boards. Also, staff needs to be regular reviews and ask applicants to redo or update their application.

Commissioner Ramos stated there was a Latin Night at The Center last week which was a great success. On October 22, 2021 there will be an 80's night at The Center for \$10 a

ticket. Mayor Herzberg encouraged everyone to attend the event.

Mayor Herzberg thanked everyone, she thanked the Commission for going through the budget process and she appreciates everyone's diligence in going through it. She thanked staff, she knows change is hard, but we will get there. The City has great staff, great leadership and this year is going to be better than ever.

**16. ADJOURNMENT:**

There being no further business, the meeting was adjourned at 9:25 p.m.

\_\_\_\_\_  
Heidi K. Herzberg, MAYOR

ATTEST:

\_\_\_\_\_  
Joyce Raftery, CMC, MMC, CITY CLERK