



City of Deltona

2345 Providence Blvd.
Deltona, FL 32725

Minutes

City Commission

Monday, June 6, 2022

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: 6 - Mayor Herzberg
Vice Mayor Avila-Vazquez
Commissioner Bradford
Commissioner King
Commissioner Ramos
Commissioner Sosa

Absent: 1 - Commissioner McCool

3. INVOCATION AND PLEDGE TO THE FLAG:

A. Invocation Presented by Commissioner McCool.

4. APPROVAL OF MINUTES & AGENDA:

A. Approval of minutes of the Regular Commission Meeting of May 16, 2022 as presented. - Joyce Raftery, City Clerk (386) 878-8502.

Motion by Commissioner King, seconded by Commissioner Ramos, to approve the minutes of the Regular Commission Meeting of May 16, 2022, as presented. The motion carried by the following vote:

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

5. PRESENTATIONS/AWARDS/REPORTS:

A. Presentation - Certificate of Recognition to the Deltona High Lady Wolves Softball Team State Champions.

6. ORDINANCES AND PUBLIC HEARINGS:

A. Public Hearing - Ordinance No. 12-2022, Moratorium on Future Land Use Map amendments and rezoning requests that result in an increase of single-family detached residential density entitlements, at first reading - Ron A. Paradise, Director, Community Services (386) 878-8610.

Strategic Goal: Effective governance and productive government.

Motion by Commissioner Sosa, seconded by Commissioner King, to adopt Ordinance No. 12-2022 at first reading and schedule a second and final hearing for June 20, 2022. 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: 6 - Mayor Herzberg, Vice Mayor Avila-Vazquez, Commissioner Bradford, Commissioner King, Commissioner Ramos, and Commissioner Sosa

B. Resolution No. 2022-11- A Resolution Electing to Use the Uniform Method of Collecting Non-Ad Valorem Special Assessments Levied within the incorporated area of the City. John Peters, III, Acting City Manager (386) 878-8850.

Strategic Goal: Fiscal

Motion by Commissioner Bradford, seconded by Commissioner King, to approve Resolution No. 20-11 with the changes submitted, Resolution Electing to Use the Uniform Method of Collecting Non-Ad Valorem Special Assessments Levied within the incorporated area of the City. Reserving the City's ability to impose possible assessments in the incorporated area of the City, the Acting City Manager is authorized to make corrections to scrivener's errors.

Amended motion by Commissioner Bradford, seconded by Commissioner King, to approve Resolution No. 20-11 with the changes discussed, considering to use the Uniform Method of Collecting Non-Ad Valorem Special Assessments Levied within the incorporated area of the City. Reserving the City's ability to possibly impose assessments in the incorporated area of the City, the Acting City Manager is authorized to make corrections to scrivener's errors.

Commissioner Bradford rescinded her motion.

Motion by Commissioner Bradford, to table this matter to the next Commission meeting. The motion died for lack of a second.

Motion by Vice Mayor Avila-Vazquez, seconded by Commissioner King, to approve Resolution No. 2022-11, Resolution Electing to Use the Uniform Method of Collecting Non-Ad Valorem Special Assessments Levied within the incorporated area of the City. Reserving the City's ability to impose assessments in the incorporated area of the City, the Acting City Manager is authorized to make corrections to scrivener's errors with the noted corrections and additions that were mentioned during the course of the meeting. In the title strike the word "electing" and replace with "considering". In the 1st whereas after the word "and" add "nothing in the resolution requires the Commission to approve such assessments". The motion carried by the following vote:

For: 4 - Mayor Herzberg, Vice Mayor Avila-Vazquez, Commissioner King, and Commissioner Ramos

Against: 2 - Commissioner Bradford, and Commissioner Sosa

7. OLD BUSINESS:

8. NEW BUSINESS:

A. Code Violation - non-ad valorem tax roll assessment to address City costs relating to a nuisance abatement at 179 Citation Av. - Ron A. Paradise, Community Services Director (386) 878-8610.

Strategic Goal: Community Development and Redevelopment

Motion by Commissioner Bradford, seconded by Vice Mayor Avila-Vazquez, to recommend the City include the amount of \$1,527.31 as a non-ad valorem tax levy for 179 Citation Av. as part of the upcoming June 20, 2022 tax role certification and add the same amount for ten consecutive years after. The Acting City Manager has the authority to make corrections of scrivener's errors and the like.

Mayor Herzberg called a recess at 8:44 p.m. and reconvened at 8:57 p.m.

Amended motion by Commissioner Bradford, seconded by Vice Mayor Avila-Vazquez, to recommend the City include the amount of \$1,527.30 as a non-ad valorem tax levy for 179 Citation Av. as part of the upcoming June 20, 2022 tax role certification and add the same amount for ten consecutive years. If the property has to be abated at any time

the property will be brought back to the Commission and the remaining abatement with any additional cost will be levied at that time. The Acting City Manager has the authority to make corrections of scrivener's errors and the like. The amended motion carried by the following vote:

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

B. Code Violation - non-ad valorem tax roll assessment to address City costs relating to a nuisance abatement at 941 Shorecrest Av. - Ron A. Paradise, Community Services Director (386) 878-8610.

Strategic Goal: Community Development and Redevelopment

Motion by Commissioner Bradford, seconded by Vice Mayor Avila-Vazquez, to recommend the City include the amount of \$9,600.00 as a non-ad valorem tax levy for 941 Shorecrest Av. as part of the upcoming June 20, 2022 tax role certification. 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: 6 - Mayor Herzberg, Vice Mayor Avila-Vazquez, Commissioner Bradford, Commissioner King, Commissioner Ramos, and Commissioner Sosa

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.

Beverly, spoke about Waste Pro, appearance, businesses, Orlando Waste Management, services, accountability, monopoly, and involvement.

Richard Bellach, Deltona, spoke about Memorial Day celebration.

Manny Rodriguez, 1376 Azora Drive, Deltona, spoke about actions, neighbors, protecting residents and enforcement.

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.

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.

A. Request for approval of Resolution No. 2022-12 declaring certain property of the City as surplus and authorizing the sale or disposal of such property

Strategic Goal: Fiscal Issues

Motion by Vice Mayor Avila-Vazquez, seconded by Commissioner King, to adopt Resolution No. 2022-12, declaring certain property of the City as surplus and authorizing the sale or disposal of such property and upon approval authorizes the necessary budget transfers to facilitate Commission approval and further authorize the City Manager to sign any documents necessary to further Commission approval of this item.

The motion carried by the following vote:

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

12. CITY COMMISSION SPECIAL REPORTS AND REQUESTS:

13. CITY ATTORNEY COMMENTS:

14. CITY MANAGER COMMENTS:

The Acting City Manager addressed comments regarding Waste Pro and the abatements.

15. CITY COMMISSION COMMENTS:

Commissioner Ramos spoke about free meals, Parks & Recreation adult league basketball championship, the summer league, and addressing needs at Wes Crile Park.

Commissioner Bradford spoke about abatements, noise complaints, Waste Pro, Parks & Recreation programs, being cautious when driving and helping kids through summer.

Commissioner Sosa spoke about Waste Pro and Code Enforcement trespassing.

Commissioner King spoke about the Memorial Day ceremony, monuments, soccer, and Waste Pro.

Vice Mayor Avila-Vazquez spoke about abatements and Code Enforcement.

Mayor Herzberg spoke about the Memorial Day ceremony, advertising, speeders and school being out.

16. ADJOURNMENT:

There being no further business, the meeting adjourned at 9:41 p.m.

Heidi K. Herzberg, MAYOR

ATTEST:

Joyce Raftery, CMC, MMC, CITY CLERK