



City of Deltona

2345 Providence Blvd.
Deltona, FL 32725

Minutes

City Commission

Tuesday, January 21, 2025

6:30 PM

Deltona Commission Chambers

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

Vice Mayor opened the public forum and Elbert Bryan, Aaron Jacobson, and Virgil Ford addressed the City Commission.

BUSINESS MEETING - 6:30 PM

1. CALL TO ORDER:

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

2. ROLL CALL – CITY CLERK:

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

Absent: 1 - Mayor Avila

3. INVOCATION AND PLEDGE TO THE FLAG:

A. Invocation Presented by District #2 Commissioner. Honoring Veteran - Cassie Landron

A. Super Star Student Awards for the second grading period of school year 2024/2025.

4. ADDITIONS AND DELETIONS:

Vice Mayor stated Item 9-B will be pulled from the agenda.

5. PRESENTATIONS/AWARDS/REPORTS:

B. Lakeshore 4B Project - Project Status Update Presentation

The Deputy Utility Director gave a brief presentation on the Lakeshore 4B Project Update to include Project Background, 4B Un-constructable As Designed, St. John's Directive,

Impaired Water Body, Project Cost, and Next Steps.

The Commission, Deputy Utility Director and Public Works/Deltona Water Director discussed lack of water, the process for pulling water, the process for plugging the well, Geological surveys, responsibility, reclaimed water, previous projects, the design, remaining cost, regional water issues and partnerships, Consumptive Use Permit (CUP), tree replacement, Rapid Infiltration Basin (RIB), pump stations, grants and fund match, water storage, timeline, the Theresa Basin, and BMAP (Basin Management Action Plan).

The City Manager stated he is looking for a consensus from the Commission to move forward on this, start the bid process for consultants, move forward with caulking and bring it back when contracts are put in place and the Commission concurred.

Commissioner Avila-Vazquez requested to allow the public to speak on the presentation and the Commission concurred.

The Vice Mayor opened the public comments and Rachel Amoroso and Jim Pescha addressed the City Commission.

6. DELTONA COMMUNITY EVENTS:

7. CONSENT AGENDA:

Commissioner Avila-Vazquez requested to pull Item 7-C.

Motion by Commissioner Avila-Vazquez, seconded by Commissioner Lulli, to approve Items 7-A and 7-B. The motion carried by the following vote:

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

A. Request approval of minutes of the Executive Session and Regular Commission Meeting of January 6, 2025, as presented.

Approved by Consent - to approve the minutes of the Executive Session and Regular Commission Meeting of January 6, 2025, as presented.

B. Request approval of a Purchase Order with Ferguson Waterworks for the Advanced Metering Infrastructure (AMI) Professional Services Agreement.

Approved by Consent - to approve and authorize a Purchase Order with

Ferguson Waterworks for the Advanced Metering Infrastructure (AMI) Professional Services Agreement.

- C. Request approval of Resolution No. 2025-20, Declaring Zoning in Progress regarding amendments to Article III, "Establishment of Classifications and Official Zoning Map" of Chapter 110, "Zoning" of the Land Development Code to provide for Architectural Design Guidelines for Non-Residential Development.**

Motion by Commissioner Howington, seconded by Commissioner Santiago, to declare Legislation in Progress and approve Resolution No. 2025-20.

Commissioner Avila-Vazquez requested to add to the motion, a workshop to be held between the Commission and the Planning & Zoning Board before second reading.

Amended motion by Commissioner Howington, seconded by Commissioner Santiago, for a workshop to be held between the Commission and the Planning & Zoning Board before second reading.

The Commission and staff discussed the prior Commission, requests for LDC (Land Development Code) updates, and how new code applies to existing businesses.

The amended motion carried by the following vote:

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

Against: 1 - Commissioner Lulli

8. ORDINANCES AND PUBLIC HEARINGS:

- A. Public Hearing - Request for approval of Resolution No. 2024-65, requesting a Variance to allow for an increase in maximum lot coverage to accommodate a 798 square foot in-ground pool, deck, and screen enclosure on an approximate 7,209 square foot lot within the R1, Single-Family Residential Zoning Classification, located at 3469 Berkshire Terrace.**

Motion by Commissioner Lulli, seconded by Commissioner Howington, to approve Resolution No. 2024-65.

The Commission and the Planning & Development Services Director discussed flooding, the HOA (Home Owners Association), utilities, property elevation, variance allowances, stormwater retention, not allowing one variance and denying another, the Commission's responsibility, lot coverage, the neighborhood as a whole, and burden on infrastructure.

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

The motion carried by the following vote:

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

Against: 1 - Commissioner Colwell

B. Public Hearing - Request for approval of Resolution 2025-18 approving the Consolidated Annual Performance and Evaluation Report (CAPER) for the program year 2023-2024 Community Development Block Grant (CDBG).

Motion by Commissioner Avila-Vazquez, seconded by Commissioner Colwell, to approve the item.

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

The motion carried by the following vote:

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

C. Public Hearing - Request for approval of Ordinance No. 08-2025 to Amend Firefighters' Pension Plan DROP Age, at first reading.

Motion by Commissioner Avila-Vazquez, seconded by Commissioner Colwell, to approve the item.

The Commission and Fire Chief discussed loss of tenured firefighters, the cost to the City and the bargaining agreement.

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

City Attorney Torcivia read the title of Ordinance No. 08-2025 for the record.

The motion carried by the following vote:

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

9. ACTION ITEMS:

A. Request approval of Resolution 2025-17 to Execute a Memorandum of Understanding (MOU) with IAFF Local 2913 to Amend Firefighters' Pension Plan DROP Age.

Motion by Commissioner Santiago, seconded by Commissioner Howington, to approve the item.

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

The motion carried by the following vote:

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

B. Discussion re: how the City can assist Deltona High School with their end of year banquet (Requested by Commissioner Avila-Vazquez).

This item was pulled from the agenda.

10. CITY ATTORNEY COMMENTS:

11. CITY MANAGER COMMENTS:

The City Manager stated The One In Five - Foundation For Kids, a group that was formed in response to the mass school shooting in Uvalde, Texas, has chosen the City of Deltona as a nominee for an official site for its national school gun violence memorial. Sheriff Mike Chitwood's aggressive stance towards school threats has enabled Deltona to be nominated for this award. If accepted the City would receive a school gun violence memorial and he will provide more information in the future.

12. CITY COMMISSION COMMENTS, REQUESTS & REPORTS:

Commissioner Santiago thanked Mike Williams and Commissioner Avila-Vazquez for the MLK Luncheon.

Commissioner Howington asked for the several requests regarding past impact fee studies and actions taken, single family and multi-family development since the studies, money the City could have collected, the recommendation to increase impact fees, requesting new impact fee studies, other impact fees not charged, and a complete list of fees that can be charged.

Commissioner Maritza requested the status of the welcome sign on I-4 and Saxon Blvd. She stated she received a request that the City provide hamburgers and hot dogs on February 21st for the Meet Your Veterans event at Veterans Park. She also requested that a PIO (Public Information Officer) be present at Thursday's self defense class. She gave a shout out for the MLK (Martin Luther King) event.

Commissioner Avila-Vazquez request a consensus for the City to provide hamburgers and hot dogs on February 21st for the Meet Your Veterans event at Veterans Park and the Commission concurred.

Commissioner Colwell requested a rental registration program to be brought to the next meeting and City Attorney Torcivia replied it can be done February. Commissioner Heriot requested a consensus to also add short term rentals and the Commission concurred.

Commissioner Lulli asked about the sponsorship policy. He spoke about having information only items on the agenda, impact fees, and issues with traffic control in the Starbucks plaza. City Attorney Torcivia stated she has already spoken with the Planning Department who is looking at the site plan for the PUD (Planned Unit Development) so staff can ensure that there is compliance with the PUD. If there is not compliance with the PUD, the City can take action. If they are in compliance with the PUD, and there are still issues, we can work with them and come back with some alternative ideas.

Commissioner Lulli spoke about Vineland Reserve stormwater not operating appropriately, the DRC agenda this week, address challenges in PUDs and having issues addressed before they come before the Commission. City Attorney Good stated they are looking at compliance of the first phase of that PUD and what enforcement actions may or may not need to be taken. With regards to the second phase we can condition any permit issuances on compliance of their first phase so they do not get to move forward until they have made good on their previous promises.

Vice Mayor Heriot spoke about the internal traffic flow and approval of PUDs, clarification of Commissioner Howington's requests, and using impact fees to drive things that the Commission wants. He requested an overview of the FY2025-2026 budget process. He requested that staff expand on sidewalks and street lights.

Vice Mayor Heriot asked for a consensus to bring back the zoning in progress that was tabled at the December 9th meeting and the Commission concurred.

13. ADJOURNMENT:

There being no further business, the meeting adjourned at 8:10 p.m.

Santiago Avila, Jr., MAYOR

ATTEST:

Joyce Raftery, CMC, MMC, CITY CLERK