



CITY OF DELAND
REGULAR MEETING OF THE CITY COMMISSION
APRIL 1, 2024 AT 7:00 PM
CITY HALL, COMMISSION CHAMBERS
120 SOUTH FLORIDA AVENUE

AGENDA

CALL TO ORDER

INVOCATION-Pastor Sam Neal, Generations Pastor, First Assembly DeLand Church

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENTATIONS

1. Super Star Students of the Month.
2. Certificate of Recognition, Youth of the Year at Lacey Family Spring Hill Boys & Girls Club.
3. DeLand Citizens Academy.
4. Employee Years of Service Awards.

CONSENT AGENDA

1. Consideration re Volusia County Mosquito Control District to Use Low Level Flights.
It is recommended that the City Commission approve the Letter of Authorization and authorize its execution.
2. Consideration re Utility Service Agreement for Maronda Homes North Boundary.
Staff recommends that the City Commission approve the Utility Service Agreement for Maronda Homes North Boundary project.
3. Consideration re Utility Service Agreement for Coffee Shop International Speedway Boulevard.
Staff recommends that the City Commission approve the Utility Service Agreement for Coffee Shop International Speedway Boulevard.
4. Approval of Minutes.
It is recommended that the City Commission approve the minutes.
5. Consideration re Approval of Design and Bidding Services - AVCON, Inc. for South-Central Apron Rehabilitation.
Staff recommends that the City Commission approve the proposal from AVCON, Inc. to provide professional design and bidding services for Runway 5-23 rehabilitation in the amount of \$110,028.00.

6. Consideration re Approval of Design and Bidding Services - AVCON, Inc. for Runway 5-23 Rehabilitation.

Staff recommends that the City Commission approve the proposal from AVCON, Inc. to provide professional design and bidding services for Runway 5-23 rehabilitation in the amount of \$342,100.00.

7. Resolution Approving FDOT Public Transportation Grant Award 437023-1-94-01 for Rehabilitation Runway 5/23 Design Project.

Staff recommends that the City Commission approve the resolution and PTGA (Public Transportation Grant Agreement).

8. Consideration re JL2 Architecture Design Services, Fire Station 83 Expansion and Renovation.

Staff recommends that the City Commission approve JL2 professional design services for Fire Station 83 renovation and expansion, in the total amount of \$87,458.00.

9. Consideration of a Gateway Grant Request for 434 South Woodland Boulevard.

This project is eligible to receive up to 50% of the total project cost as a reimbursement for expenditures with a grant not to exceed \$5,000. The total estimated cost for this improvement is \$2,761.61.

10. Consideration re Approval of Sale and Consumption of Alcoholic Beverages on City Property, Mud Dog Music Festival.

Parks & Recreation is requesting the approval for the sale and consumption of alcohol at Spec Martin Stadium for the Mud Dog Music Festival Event.

PETITIONS AND REQUESTS FROM THE PUBLIC PRESENT

BOARD APPOINTMENT

1. Appointment to Airport Advisory Committee.
2. Board Vacancy Announcement.

OLD BUSINESS

1. Second Reading of Ordinance No. 2024-11, Downtown Utility Fair Share 1st Rdg. 03-18-24.

Adoption of a Downtown Utility Fair Share ordinance related to charges for new development in the downtown area.

NEW BUSINESS

1. First Reading of Ordinance Adopting Section 1-8, Amending Chapter 2B, Collection of Past Due Fees and Charges.

Ordinance providing for the collection of past due fees and charges.

2. First Reading of Ordinance Amending Chapter 30, Sanitary Sewer Development Fees.

Approval of ordinance regarding modification of development fees for wastewater development fees.

3. Resolution Approving the Removal of One Historic Tree Located at 1101 South Amelia Avenue.

The applicant, City of DeLand Utility Department, has requested that one historic tree located at 1101 South Amelia Avenue be allowed to be removed.

4. Resolution Approving Revised Planning Division Fees.

Resolution Approving Revised Planning Division Fees.

5. Resolution Approving Police Department Lobby Video and Audio Recording Policy.

It is currently settled law that there is a right under the First Amendment to record the activities of public officials on public property. Generally speaking, both public officials and private citizens do not have any expectation of privacy when they are in areas open to the general public. Visitors to the DeLand Police Department lobby are currently met by an employee behind a bullet proof glass window in the lobby. It is necessary for these citizens to provide some initial information about why they are at the Police Department to the Police Department employee so that the employee can either summon a detective or other uniformed officer to take the citizen to a private area for more detailed report taking or provide the citizen with information about other resources, answer questions, etc. Given the potentially sensitive nature of the information, citizens have a reasonable expectation of some level of privacy, and certainly an expectation that they will not be video/audio recorded by other citizens while sharing this information. Adopting a policy prohibiting the video and/or audio recording in the lobby of the DeLand Police Department is a legitimate time, place and manner restriction on established First Amendment rights which will fairly protect the privacy rights of citizens sharing potentially sensitive information with members of the DeLand Police Department. The attached policy requires the Police Department to post appropriate signage advising that public that they are not allowed to make audio or video recordings in the lobby.

CITY MANAGER REPORT

CITY ATTORNEY REPORT

CITY CLERK REPORT

CITY COMMISSION

ADJOURNMENT

The DeLand City Commission holds its regular meetings on the first and third Mondays of each month at 7:00 p.m. in the DeLand City Commission Chambers, 120 South Florida Avenue, DeLand. Notice of special meetings, workshops, changes in dates, times or locations are provided by separate Public Notices, which are posted at City Hall and on the City's web site.

The City of DeLand may take action on any matter during this meeting, including items that are not set forth

within this agenda.

Public participation is encouraged on any matter on the agenda. If you desire to be recognized by the Mayor, please fill out a Speaker's Card and present it to the City Clerk.

Minutes of the DeLand City Commission meetings are not transcribed verbatim. If any person decides to appeal a decision made by the City Commission with respect to any matter considered at a public meeting or hearing, he/she will need a record of the proceedings including all testimony and evidence upon which the appeal is to be based. To that end, such person will want to ensure that a verbatim record of the proceedings is made by a court reporter, at the person's own expense.

In accordance with the American Disabilities Act, persons needing a special accommodation in order to participate in the proceedings should notify the City Clerk's Office at least 48 hours in advance of the meeting: 626-7132.

Assisted Listening System receivers are available for the hearing impaired, and can be obtained from the City Clerk.

If you wish to obtain information regarding the City Commission's Agenda, please call the City Clerk's Office: 626-7132.

We respectfully request that all pagers and cell phones be turned OFF during City Commission meetings.

Electronic Information! City Commission agendas and short form minutes are now available on the City's web page: www.deland.org.