

**MINUTES FOR A REGULAR MEETING OF
THE CITY COMMISSION OF THE CITY OF DELAND
HELD ON MONDAY, MAY 2, 2022, AT 7:00 PM
CITY HALL, COMMISSION CHAMBERS
120 SOUTH FLORIDA AVENUE**

CALL TO ORDER

The meeting was called to order by Mayor Apgar at 7:00 p.m.

Mayor Apgar stated the Beresford Reserve hearing is tentatively scheduled on May 23, 2022.

Mayor Apgar requested that anyone present who wishes to address the City Commission on an item appearing on tonight's agenda, or with regard to an item not on the agenda, please fill out a Speaker's Card and give it to the City Clerk. The public has a right to speak with regard to any item on which the City Commission is to take action.

INVOCATION:

Pastor Troy Bradley, Greater Union First Baptist Church, gave the Invocation.

PLEDGE OF ALLEGIANCE: Mayor Apgar led the Pledge of Allegiance.

ROLL CALL

Commissioner Charles Paiva	Present
Commissioner Jessica Davis	Present
Commissioner Chris Cloudman	Present
Commissioner Kevin Reid	Present
Mayor Robert F. Apgar	Present

ALSO PRESENT: Michael Pleus, City Manager; Darren J. Elkind, City Attorney; Julie A. Hennessy, City Clerk- Auditor; Mike Grebosz, Assistant City Manager; Jason Umberger, Police Chief; Todd Allen, Fire Chief; Dan Stauffer, Finance Director; Chad Gamble, Public Services Director; Ray Underwood, Public Works Director; Ray Bahrami, City Engineer; Jim Ailes, Deputy Public Service/Utilities Director; Mark Hayward, Human Resources Director, Chris Graham, Community Information Specialist; Ava Hanner, Community Information Specialist; members of the public and press.

PRESENTATIONS

1. Proclamation, National Historic Preservation Month

Commissioner Cloudman read the Proclamation and Commissioner Reid presented the Proclamation to a representative from MainStreet DeLand Association.

Whereas, Preservation Month began as National Preservation Week in 1973 and in 2005 the National Trust extended the celebration to the entire month of May and declared it Preservation Month to provide an even greater opportunity to celebrate the diverse and unique heritage of our country's cities and states; and

Whereas, the first Presidential preservation proclamation stated "As the pace of change accelerates in the world around us, Americans more than ever need a lively awareness of our roots and origins in the past on which to base our sense of identity in the present and our directions for the future; and

Whereas, DeLand continues to discover and celebrate the city's diverse cultural heritage found in irreplaceable places that hold the stories of all Americans; and

Whereas, DeLand recognizes that the Florida Trust for Historic Preservation is a statewide preservation non-profit that promotes the preservation and the inclusive sharing of the diverse architectural, historical and archaeological heritage of Florida; and

Whereas, the Florida Trust for Historic Preservation benefits historic communities like DeLand through advocacy, connection, education, and stewardship.

Now, Therefore, I, Robert F. Apgar, Mayor of the City of DeLand, do hereby proclaim the month of May 2022 as

National Historic Preservation Month

in the City of DeLand and urge all citizens of DeLand to join their fellow citizens in recognizing and participating in this special observance.

Done and Proclaimed this 2nd day of May, 2022.

/s/ Robert F. Apgar
Mayor

Attest
/s/ Julie A. Hennessy
City Clerk – Auditor

2. Resolution No. 2022-40, Honoring the Retirement of Division Chief Daniel K. LaGrange

Mayor Apgar asked Retiring Division Chief Daniel K. LaGrange and his wife to come forward. Commissioner Paiva read Resolution No. 2022-40, Mayor Apgar made the presentation.

RESOLUTION NO. 2022-40

A RESOLUTION OF APPRECIATION AND RECOGNITION BY THE CITY COMMISSION OF THE CITY OF DELAND, FLORIDA, TO DIVISION CHIEF DANIEL K. LAGRANGE UPON HIS RETIREMENT AFTER 21 YEARS OF SERVICE TO THE CITY OF DELAND; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Daniel K. LaGrange has dedicated his career to the safety and protection of our community, and after 21 years of serving well and faithfully as a member of the DeLand Fire Department he announced his retirement as of April 22, 2022; and

WHEREAS, Daniel LaGrange began working for the City of DeLand Fire Department as a Firefighter on October 9, 2000; in August of 2018 he was promoted to Division Chief of Operations; and

WHEREAS, during his career Daniel completed various courses to enhance his career skills and diligently worked to promote life safety in our community. He obtained an Associates of Science Degree in Fire Science. Daniel also maintained state certification as a Fire Service Inspector I; and Fire Officer II from the Division of the State Fire Marshal Bureau of Fire Standards and Training; also received certification for completing numerous USAR courses; and

WHEREAS, Daniel coordinated the smoke detector program; coordinated Fire Department Public Education events as well as city Special Events; and

WHEREAS, Daniel LaGrange has distinguished himself with his professional leadership skills and performance as a Division Chief, and he has justly earned the respect, admiration and high regard of his fellow peers, as well as that of the citizens of this community.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF DELAND, FLORIDA:

Section 1. That the City Commission of the City of DeLand does hereby honor Division Chief LaGrange for his 21 years of service to the City and for the faithful, diligent and responsible manner in which he performed his duties.

Section 2. This resolution shall be spread upon the minutes of the City Commission of the City of DeLand as part of the permanent memento of the City's thanks and appreciation to Division Chief Daniel LaGrange.

Section 3. This Resolution shall become effective immediately upon its adoption.

PASSED AND DULY APPOINTED this 2nd day of May, 2022.

/s/ Robert F. Apgar

Mayor

Attest

/s/ Julie A. Hennessy

City Clerk – Auditor

Commissioner Reid made a motion to approve the Resolution. Commissioner Cloudman seconded the motion, which carried unanimously.

3. Employee Years of Service Awards

Mayor Apgar read and presented a plaque to Michael Quinn, Police Department, for 25 years of service.

Commissioner Cloudman read and presented a plaque to Triga Saputro, Utilities Department, for 25 years of service.

Commissioner Davis read and presented a plaque to Nate Carn, Fire Department, for 15 years of service.

Commissioner Paiva read and presented a plaque to Brandon Ferri, Fire Department, for 15 years of service.

Commissioner Davis read and presented a plaque to Ross Pelletier, Fire Department, for 15 years of service. Everyone joined in singing to and wishing Fireman Pelletier a Happy Birthday.

Kim Keith, Fire Department – not present

Jamie Lunsford, Fire Department – not present

Commissioner Paiva read and presented a plaque to James Smith, Fire Department, for 15 years of service.

Commissioner Reid read and presented a plaque to Sidney Stringer, Fire Department, for 15 years of service.

James Young, Fire Department – not present

Commissioner Cloudman read and presented a plaque to Hugo Fuentes, Utilities Department, for 10 years of service.

Mayor Apgar thanked all of those employees for their many years of dedicated service to the City of DeLand.

4. Promotions and Badge Pinning Ceremony for Firefighters Nate Carn and Ray Griffin

Fire Chief Allen introduced Lt. Nate Carn. Nate has 15 years of service with the City of DeLand and over the past 4 years has taken the lead in developing a training program for new hires and field training for all firefighters. Hired April 28, 2007, Nate was promoted to Engineer in 2019. Lt. Nate Carn's badge was pinned by his wife.

Fire Engineer Ray Griffin was an active duty Navy Veteran and remains in the Navy Reserves. Ray is continuing to improve himself through various training programs. He was hired in 2018 and is joined this evening by his wife and son. Ray Griffin's badge was pinned by his wife.

Mayor Apgar and City Commissioners commended and congratulated the firefighters.

5. Badge Pinning Ceremony for Police Officers Michael Quinn, Brian Kearney and David Stimpson

Police Chief Umberger asked Brian Kearney, David Stimpson and Michael Quinn to come up front for their badge pinning ceremony.

Chief Umberger stated badges were pinned at a ceremony which was held on April 23, 2022 at the Police Department. He introduced each of the officers and talked about their agency history, professionalism and how each of them earned the promotions being recognized.

Mayor Apgar and City Commissioners commended and congratulated the officers.

CONSENT AGENDA

1. Consideration re Acceptance of Deed from Volusia County School Board for Lift Station
2. Consideration re Utility Service Agreement and Fair Share Agreement for Manchester Neighborhood
3. Consideration re Award of Bid for Spec Martin Sports Complex Foundation Stabilization Phase 1

Commissioner Paiva made a motion to approve items 1 – 3 on the consent agenda. Commissioner Davis seconded the motion, which carried by a unanimous vote.

PETITIONS AND REQUESTS FROM THE PUBLIC PRESENT

There were none.

NEW BUSINESS

1. Resolution of Necessity (Authorizing an Eminent Domain Action); Property Acquisition for the Expansion, Upgrading and Improvement of the Utility Plant Complex and Facilities Including, but not Limited to the Water Reclamation Facility

Mr. Elkind provided background information leading to the resolution presentation. The last time the City condemned a property through eminent domain was approximately 26 years ago. He updated the City Commission on new appraisals which have been obtained for the properties. He mentioned the quick take process to be used if agreement is not reached with the owners of the property. If the quick take process has to be used, once the property is taken, the property owners will be entitled to a jury trial and whatever amount the jury says the property is worth is what the City would end up paying.

Commissioner Cloudman is glad to hear the presentation and that some of the property owners have sought legal counsel. With regard to the appraisal, Commissioner Cloudman asked if it indicates market value. Mr. Elkind said the appraisals obtained do indicate fair market value. He added there may be negotiations if desired by the parties and ultimately, if agreement isn't reached, a jury will make the final decision. The City is following statutory process. Mr. Elkind said the City is not allowed to condemn property for no reason, there has to be a defined need along with a concept plan to show for what purpose the City needs the property. This evening, the City Commission is defining the need. Subsequently, letters will be sent to property owners, containing purchase offers based on the appraisals obtained.

Mr. Elkind, City Attorney, read the Resolution by title only.

RESOLUTION NO. 2022-

A RESOLUTION OF THE CITY COMMISSION OF DELAND, VOLUSIA COUNTY, FLORIDA, ESTABLISHING A NEED FOR ACQUISITION IN FEE SIMPLE FOR CERTAIN PARCELS OF LAND LOCATED PROXIMATE TO CITY'S UTILITY FACILITIES INCLUDING, BUT NOT LIMITED TO THE WATER RECLAMATION FACILITY, ADMINISTRATION BUILDINGS AND OTHER CITY PROPERTY SAID PARCELS LOCATED ON EAST HAVEN ROAD; ESTABLISHING THE UTILIZATION OF FLORIDA LAW; PROVIDING FOR AUTHORIZATION OF THE CITY ATTORNEY TO NEGOTIATE AND FILE AN EMINENT DOMAIN ACTION AS NECESSARY TO ACQUIRE THE PARCELS NEEDED BY THE CITY PROJECT AND TO TAKE OTHER NECESSARY ACTIONS; PROVIDING FOR EXHIBITS; PROVIDING FOR IMPLEMENTING ADMINISTRATIVE ACTIONS; PROVIDING FOR A SAVINGS PROVISION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Elkind stated the adoption of this resolution relates to property acquisition for the expansion, upgrading and improvement of the utility plant complex and facilities including, but not limited to, the water reclamation facility and utility administration building.

Commissioner Paiva made a motion to approve the resolution. Commissioner Davis seconded the motion, which carried by a unanimous vote.

2. Consideration re Appointment to Volusia County – Opioid Task Force and Advisory Board

Mr. Elkind reminded City Council of the interlocal agreement entered into recently with the county. That agreement includes a provision for establishment of an advisory board that will ultimately make decisions with regard to funds that will be received, as well as make recommendations to the county council. The City of DeLand will have an appointee on the advisory board. There is also a task force that has been working for a couple of years and that is more of a technical group. Mr. Elkind has had a conversation with someone in the community who has a significant appreciation for opioid addiction. They have a good person chosen who could be appointed to the task force, primarily a working group.

Commissioner Paiva made a motion to appoint Michael Grebosz, Assistant City Manager, to the Advisory Board and Michael Pleus, City Manager, as alternate. Commissioner Reid seconded the motion, which carried by a unanimous vote.

CITY MANAGER REPORT

Nothing to report.

CITY ATTORNEY REPORT

Nothing to report.

CITY CLERK REPORT

Nothing to report.

CITY COMMISSION

Commissioner Paiva – nothing to report.

Commissioner Davis recently attended the Dave Rigsby Memorial and enjoyed hearing different aspects of the story. It was a beautiful day and a beautiful ceremony.

Commissioner Davis enjoyed the community event and thanked the Police Department for their interaction with the community. She got a genuine feeling of community from the officers.

Commissioner Davis recently accompanied her daughter to the Chisholm Community Building where her daughter participated in the performing arts. She really appreciates the exposure of members of the community's youth to something new and different. Commissioner Davis thanked the Parks & Recreation Department for helping make the program successful.

Commissioner Davis supports the book drive and encourages everyone to participate.

Commissioner Davis asked Commissioner Reid if he got the e-mail about the Volusia County Schools Oversight Committee member. She is unable to attend and has asked Commissioner Reid to attend in her place.

Commissioner Reid thanked Mayor Apgar for attending and speaking at the Dave Rigsby memorial. He also thanked Commissioner Davis for attending.

Commissioner Reid piggybacked on the book drive which is going well. Someone has offered to donate math workbooks to students on top of their encouragement for reading. Family Book Store will be participating in the program until the end of May.

Commissioner Cloudman mentioned the upcoming Annual Wild Game Feast.

Commissioner Cloudman mentioned the Rock'n Hearts for the Homeless to be held at Earl Brown Park on May 14, 2022 from 2:00 pm to 7:00 pm.

Mayor Apgar attended the annual Boy Scout Golden Eagle Dinner and Dr. Joyce Cusack was honored.

Clean up DeLand and Shred Day was very successful and Mayor Apgar thanked the Chamber for continuing to do that on an annual basis.

Mayor Apgar and Commissioner Cloudman were both at the recent St. Barnabas Episcopal School event and Mayor Apgar said it was very successful.

Mayor Apgar announced he attended the Fellowship of Christian Athletes dinner at Lifepoint Church recently.

Mayor Apgar announced the ribbon cutting for SIP on W New York Avenue to be held on Thursday May 12, 2022.

Mayor Apgar announced the May 14, 2022, Domestic Abuse Awareness event to be held at the Sanborn Community Center from 10:00 am thru 12:00 noon.

ADJOURNMENT

There being no further business, the meeting was adjourned at 7:43 p.m.

Prepared by:
Julie A. Hennessy, MMC
City Clerk – Auditor

Approved on:
07/06/2026
Date