



CITY OF DELAND
REGULAR MEETING OF THE CITY COMMISSION
DECEMBER 19, 2022 AT 7:00 PM
CITY HALL, COMMISSION CHAMBERS
120 SOUTH FLORIDA AVENUE

AGENDA

CALL TO ORDER

INVOCATION-Rabbi Reuven Silverman, Temple Israel DeLand

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENTATIONS

1. Employee Years of Service Award.
2. Resolution Approving No. 2022-102, Honoring the Retirement of Chalen Godwin.

CONSENT AGENDA

1. Resolution Approving Surplus of Glock Firearm for Sergeant Chalen Godwin Upon His Retirement.

It is recommended that the City Commission adopt the Resolution declaring the referenced Glock firearm as surplus and present it to Sgt. Chalen Godwin for his years of service to the City of DeLand.

2. Resolution Approving Carryforward for FY 2022-2023 Budget Amendment.

Presentation of the carryover budget amendment for FY 2022-2023, recognizing items carried over from FY 2021/2022.

3. Resolution Approving FY 2022-2023 Budget Amendment.

Presentation of a budget amendment for FY 2022/2023.

4. Consideration re Contract Renewal with ePermitHub.

Consideration of a renewal of a contract with ePermitHub.

5. Consideration re Assignment and Assumption of Lease Agreement Gilbert Propane, Inc. to ThompsonGas, LLC.

Approve Recognition of Lease Assignment and Assumption for property located at 1580 Detrick Avenue.

PETITIONS AND REQUESTS FROM THE PUBLIC PRESENT

OLD BUSINESS

1. Second Reading of Ordinance No. 2022-32, Amending Chapter 21, Section 21-29 of the Code of Ordinances Relating to Panhandling.

It is recommended that the City Commission approve the amended ordinance on Second Reading.

2. Second Reading of Ordinance No. 2022-38, Changing the Land Use for Approximately 1.47 Acres of Property, Located on the Southeast Corner of South Clake Street and Voorhis Avenue, from Medium Density Residential to Downtown Commercial.

The site is currently vacant and the applicant, Mark Watts, attorney for the owner, requests that the property be amended from a Medium Density Residential land use designation to the Downtown Commercial future land use designation. The property contains approximately 1.47 acres and is located at the Southeast Corner of Voorhis Avenue and Clake Street.

3. Second Reading of Ordinance No. 2022-39, Changing the Zoning from Palm Garden Cottages PD to C-2A, Downtown Commercial, on Approximately 1.47 Acres of Property, Located on the Southeast Corner of South Clake Street and Voorhis Avenue.

The applicant is requesting a rezoning from Palm Garden Cottages PD to C-2A, (Downtown Commercial), to allow for the redevelopment of the property as part of a coordinated redevelopment project north of Voorhis Avenue. The subject property is located at the Southeast Corner of Voorhis Avenue and Clake Street and contains 1.47 acres.

4. Resolution Approving Class IV Site Plan, DeLand Commons.

The City Commission is requested to approve the Class IV site plan of this parcel in order to develop a mixed-use multi-family residential development with a commercial component. The residential development will include a total of 180 units made up of 173 apartments, 5 townhomes and 2 carriage houses. The commercial development will consist of 11 storefront units facing Woodland Blouvard.

5. Second Reading of Ordinance No. 2022-33, Changing the Zoning of 0.18 Acre of Property from R-1A (Single-Family) to C-2A (Downtown Commercial) Located at 210 West Wisconsin.

The City Commission is requested to approve the rezoning of this parcel to C-2A (Downtown Commercial) in order to bring it into compliance with the underlying Downtown Commercial land use designation and permit the use of the property for purposes established for the Core Area.

6. Second Reading of Ordinance No. 2022-34, Changing the Zoning from The Cascades PD to Pointe Grand Apartments PD to Develop a Multi-Family Residential Project, on Approximately 14.57 Acres of Property, Located on North Spring Garden Avenue, South of Clear Lake Drive.

This is a request to approve the rezoning of the subject property to the Pointe Grand Apartments PD, for the development of a 204-unit apartment complex, which will include amenities such as a pool, fitness center and walking trails.

7. Second Reading of Ordinance No. 2022-35, Annexing 4.87 Acres of Property Located at the North East Corner of East Wisconsin Avenue and Miller Road.

This is a request for annexation of 4.87 acres of property on East Wisconsin Avenue for the purposes of developing the property into a residential subdivision which will receive city services.

8. Second Reading of Ordinance No. 2022-36, Changing the Land Use of 4.87 Acres of Property, from Volusia County's Urban Low Intensity to City of DeLand Urban Low Intensity, for Property Located at the North East Corner of East Wisconsin Avenue and Miller Road.

The request is for a land use amendment from VC ULI to City of DeLand ULI for 4.87 acres of property, located on East Wisconsin Avenue.

9. Second Reading of Ordinance No. 2022-37, Changing the Zoning for 4.87 Acres of Property, Located at the NE Corner of E. Wisconsin Ave. and Miller Rd., from Volusia County R-3A to City of DeLand Planned Development (The Canopy at Blue Lake PD).

Second Reading of Ordinance rezoning 4.87 acres of property to The Canopy at Blue Lake PD which will set the development standards for a 12-lot single-family residential subdivision.

NEW BUSINESS

1. First Reading of Ordinance Changing the Zoning of 0.533 Acre of Property Located at 216 South Florida Avenue from C-2 (General Commercial) to C-2A (Downtown Commercial).

The City Commission is requested to approve the rezoning of this parcel to C-2A (Downtown Commercial) in order to bring it into compliance with the underlying Downtown Commercial land use designation and permit the use of the property for purposes established for the Core Area.

2. Resolution Approving Preliminary Plat, Trinity Gardens Subdivision.

The applicant, Sean Fortier, P.E., KCG Corp., for owner Stewart Tom B Est, has submitted an application for the review and approval of a preliminary plat, Trinity Gardens subdivision. The subdivision will contain 425 single-family residential lots and 118 townhome lots.

3. Resolution Approving Final Plat for the Oak Grove Residential Subdivision.

The applicant, Michelle Haneiph, Amherst Homes, LLC, is seeking approval to subdivide a 9.8-acre parcel, into a 35 lot single-family residential subdivision.

4. Consideration re Amendment and Restatement of Section 6 of Limited Lease Agreement Relating to Melching Field at Conrad Park Baseball Stadium.

Amendment and Restatement of Section 6 of Limited Lease Agreement Relating to Melching Field at Conrad Park Baseball Stadium.

5. Consideration re Melching Field - Design Build Contract - Wharton Smith - Change Order Number 2.

Pending approval of the Amendment to the Melching Field at Conrad Park Limited Lease Agreement, we recommend approving Change Order #2 to increase Wharton-Smith's Design build contract for the amount of \$365,178.73.

6. Consideration re Change of Meeting Date, New Year's Day Holiday.

It is recommended that the City Commission reschedule the January 2, 2023 regular City Commission meeting for Tuesday, January 3, 2023.

CITY COMMISSION REPORTS

1. Report re Elected Officials Round Table.
2. Report re River-to-Sea TPO.
3. Report re River of Lakes Heritage Corridor.

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.