



CITY OF DELAND
REGULAR MEETING OF THE CITY COMMISSION
OCTOBER 2, 2023 AT 7:00 PM
CITY HALL, COMMISSION CHAMBERS
120 SOUTH FLORIDA AVENUE

MINUTES

CALL TO ORDER

INVOCATION-Pastor Don Jaegers, Life Point Church

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: Charles Paiva, Commissioner; Jessica Davis, Commissioner; Dan Reed, Commissioner; Kevin Reid, Commissioner; Christopher M. Cloudman, Mayor-Commissioner

Absent:

ALSO PRESENT: Michael Pleus, City Manager; Darren J. Elkind, City Attorney; Julia Hewitt, Deputy City Clerk; Jason Umberger, Police Chief; Justin Dessy, Division Chief; Dan Stauffer, Finance Director; Rick Werbiskis, Community Development Director; Jim Ailes, Deputy Public Service/Utilities Director; Ray Underwood, Public Works Director; Carol Kuhn, Planning Director; Chris Graham, Community Information Manager; Debi Glick, Land Development Manager; members of the public and press.

PRESENTATIONS

1. Super Star Students of the Month.

RESULT: PRESENTED

2. Presentation From Dr. Primrose Cameron.

RESULT: PRESENTED

3. Presentation From Lois Paritsky Volusia League of Cities.

RESULT: PRESENTED

4. Presentation re Red Speed Photo/Radar Enforcement in School Zones.

RESULT: PRESENTED

5. Proclamation, Fire Prevention Week.

RESULT: PRESENTED

6. Proclamation, October National Community Planning Month.

RESULT:	PRESENTED
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7. Proclamation, AVM (Arteriovenous Malformation) Month.

RESULT:	PRESENTED
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8. Employee Years of Service Award.

RESULT:	NOT PRESENTED
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9. Introduction of Officer Terriona Gilbert.

RESULT:	PRESENTED
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CONSENT AGENDA

RESULT:	APPROVED, ITEMS 4-7
MOVER:	Charles Paiva, Commissioner
SECONDER:	Dan Reed, Commissioner
AYES:	Charles Paiva, Commissioner; Jessica Davis, Commissioner; Dan Reed, Commissioner; Kevin Reid, Commissioner; Christopher M. Cloudman, Mayor-Commissioner
NAYS:	None

1. Consideration re Renewal of Contract Agreement with the DeLand Area Chamber of Commerce, FY 2023-2024.

RESULT:	APPROVED-THIS ITEM WAS PULLED FROM CONSENT
MOVER:	Charles Paiva, Commissioner
SECONDER:	Kevin Reid, Commissioner
AYES:	Charles Paiva, Commissioner; Jessica Davis, Commissioner; Dan Reed, Commissioner; Kevin Reid, Commissioner; Christopher M. Cloudman, Mayor-Commissioner
NAYS:	None

2. Consideration re Renewal of Contract Agreement with Team Volusia Economic Development Corporation, FY 2023-2024.

RESULT:	APPROVED-THIS ITEM WAS PULLED FROM CONSENT
MOVER:	Charles Paiva, Commissioner
SECONDER:	Jessica Davis, Commissioner
AYES:	Charles Paiva, Commissioner; Jessica Davis, Commissioner; Dan Reed, Commissioner; Kevin Reid, Commissioner; Christopher M. Cloudman, Mayor-Commissioner
NAYS:	None

3. Consideration re Approval of Consumption of Alcoholic Beverages on City Property for Stetson University's Annual Homecoming Party.

RESULT:	APPROVED-THIS ITEM WAS PULLED FROM CONSENT
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MOVER:	Jessica Davis, Commissioner
SECONDER:	Dan Reed, Commissioner
AYES:	Charles Paiva, Commissioner; Jessica Davis, Commissioner; Dan Reed, Commissioner; Kevin Reid, Commissioner
NAYS:	None
CONFLICT OF INTEREST:	Christopher M. Cloudman, Mayor-Commissioner- Abstained

4. Resolution Approving Amendment # 5, FDOT Public Transportation Grant Agreement -FM 438416-1-94-01 for Hangars - Construction.

RESOLUTION NO. 2023 - 75

A RESOLUTION OF THE CITY COMMISSION OF DELAND, FLORIDA, AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE PUBLIC TRANSPORTATION GRANT AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION, FINANCIAL MANAGEMENT NO. 438416-1-94-01 AND PROVIDING FOR AN EFFECTIVE DATE.

5. Consideration re Change Order No. 3, Construction of T-Hangars and Box Hanger Facilities.
6. Consideration re Change Order No. 1, Marsh Road & Jacob's Landing-Stormwater Improvement.
7. Consideration re Recommended Short List of Utility Engineering and Surveying Consultants.

PETITIONS AND REQUESTS FROM THE PUBLIC PRESENT

Fred Colter- re an on-going project.

OLD BUSINESS

1. CONTINUATION of Second Reading of Ordinance No. 2023-18, Amending Land Development Regulations Text to Remove the Minimum Acreage for Planned Developments in the Core Gateway Overlay District 1st RDG. 8-21-23.

RESULT:	CONT'D
MOVER:	Charles Paiva, Commissioner
SECONDER:	Dan Reed, Commissioner
AYES:	Charles Paiva, Commissioner; Jessica Davis, Commissioner; Dan Reed, Commissioner; Kevin Reid, Commissioner; Christopher M. Cloudman, Mayor-Commissioner
NAYS:	None

2. Second Reading of Ordinance No. 2023-19, Changing the Zoning for Approximately 198.02 Acres of Property, Located within the Park Lake Estates PD, to Remove a 6.105-Acres Parcel, Designated as Right-of-Way and Tree Protection Area, from the Overall PD to Accommodate Modified Right-of-Way Dedication Requirements 1st RDG. 8-21-23.

ORDINANCE NO. 2023 - 19

AN ORDINANCE OF THE CITY COMMISSION OF DELAND, FLORIDA, AMENDING THE PARK LAKE ESTATES PD FOR THE PURPOSE OF REMOVING PROPERTY FROM THE PLANNED DEVELOPMENT AND AMENDING THE TREE PRESERVATION AREA REQUIREMENTS RELATED THERETO; PROVIDING FOR CONFLICTS, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

RESULT:	ADOPTED
MOVER:	Charles Paiva, Commissioner
SECONDER:	Jessica Davis, Commissioner
VOTE:	Yes-Charles Paiva, Commissioner Yes-Jessica Davis, Commissioner Yes-Dan Reed, Commissioner Yes-Kevin Reid, Commissioner Yes-Christopher M. Cloudman-Mayor-Commissioner
NAYS:	None

3. Second Reading of Ordinance No. 2023-20, Changing the Land Use of 6.105 Acres from Low Density Residential (LDR) to E-Educational Located on the North Side of the Future Beresford Avenue Extension West of Martin Luther King, Jr. Boulevard 1st RDG. 8-21-23.

ORDINANCE NO. 2023 - 20

AN ORDINANCE OF THE CITY COMMISSION OF DELAND, FLORIDA, AMENDING THE COMPREHENSIVE PLAN FOR THE CITY OF DELAND, BY CHANGING THE LAND USE DESIGNATION OF CERTAIN PROPERTY LOCATED ON THE NORTH SIDE OF THE FUTURE BERESFORD AVENUE EXTENSION WEST OF MARTIN LUTHER KING, JR., BOULEVARD; FROM CITY OF DELAND'S LOW DENSITY RESIDENTIAL FUTURE LAND USE DESIGNATION TO CITY OF DELAND'S EDUCATIONAL FUTURE LAND USE DESIGNATION; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

RESULT:	ADOPTED
MOVER:	Charles Paiva, Commissioner
SECONDER:	Jessica Davis, Commissioner
VOTE:	Yes-Charles Paiva, Commissioner Yes-Jessica Davis, Commissioner Yes-Dan Reed, Commissioner Yes-Kevin Reid, Commissioner Yes-Christopher M. Cloudman-Mayor-Commissioner
NAYS:	None

4. Second Reading of Ordinance No. 2023-21, Changing the Zoning for +/-6.105 Acres of Property, Located within the Park Lake Estates PD, from PD to E-1 (Educational) 1st RDG. 8-21-2023.

ORDINANCE NO. 2023 - 21

AN ORDINANCE OF THE CITY COMMISSION OF DELAND, FLORIDA, CHANGING THE ZONING FROM PARK LAKE ESTATES PLANNED DEVELOPMENT (PD) TO CITY OF DELAND'S E-1, EDUCATIONAL, ON PROPERTY LOCATED EAST OF MARTIN LUTHER KING, JR., BOULEVARD AND NORTH OF BERESFORD AVENUE EXTENSION TO SUMMIT AVENUE; MAKING FINDINGS OF CONSISTENCY WITH THE COMPREHENSIVE LAND USE PLAN FOR THE CITY OF DELAND; DIRECTING CHANGE IN THE COMPREHENSIVE ZONING MAP; CONDITIONING FINAL DEVELOPMENT ORDERS ON A DETERMINATION OF CAPACITY; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

RESULT:	ADOPTED
MOVER:	Charles Paiva, Commissioner
SECONDER:	Dan Reed, Commissioner
VOTE:	Yes-Charles Paiva, Commissioner Yes-Jessica Davis, Commissioner Yes-Dan Reed, Commissioner Yes-Kevin Reid, Commissioner Yes-Christopher M. Cloudman-Mayor-Commissioner
NAYS:	None

NEW BUSINESS

1. First Reading of Ordinance Removing, 6.105 Acres of Land from Lakewood Park CDD for Transfer to School Board.

RESULT:	APPROVED
MOVER:	Charles Paiva, Commissioner
SECONDER:	Kevin Reid, Commissioner
VOTE:	Yes-Charles Paiva, Commissioner Yes-Jessica Davis, Commissioner Yes-Dan Reed, Commissioner Yes-Kevin Reid, Commissioner Yes-Christopher M. Cloudman-Mayor-Commissioner
NAYS:	None

CITY MANAGER REPORT

Report Given

CITY ATTORNEY REPORT

No Report

CITY CLERK REPORT

No Report

CITY COMMISSION

Reports Given

ADJOURNMENT

8:59 P.M.