



City of DeBary, Florida

City Hall
16 Colomba Road
Tel. 386/668-2040
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City of DeBary CITY COUNCIL MEETING AND EXECUTIVE SESSION

Wednesday, May 5, 2010

6:00 PM

City Council Chambers

16 Colomba Road DeBary, Florida 32713

AGENDA

I. Call To Order

II. Roll Call

III. Business

Request by City Attorney for Executive Attorney-Client Session to Discuss Pending Litigation Pursuant to Section 286.011(8), Fla. Stat. concerning Hazen Construction, LLC v. City of DeBary, Volusia County Circuit Court case no.: 2009-14678-CIDL.

IV. Recess Public Meeting and Open Executive Attorney-Client Session with City Attorney
Executive Attorney-Client Session (Closed to Public) to Discuss Pending Litigation concerning Hazen Construction, LLC v. City of DeBary, Volusia County Circuit Court case no.: 2009-14678-CIDL.

Estimated Length of Session: 45 minutes.

Names of the Persons Attending: Mayor Bob Garcia, Vice Mayor Norm Erickson, Council Member Lenny Marks, Council Member Jack Lenzen, City Manager Dan Parrott, City Attorney A. Kurt Ardaman, and Court Reporter.

V. Termination of Executive Session and Reopening of Public Meeting

VI. Adjournment

If any person decides to appeal any decision made by the City Council with respect to any matter considered at this meeting or hearing he/she will need a record of the proceedings, and for such purpose he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based (FS 286.0105).

Individuals with disabilities needing assistance to participate in any of these proceedings should contact the City Clerk at least three (3) working days in advance of the meeting date and time at (386) 668-2040.

City of DeBary
REGULAR CITY COUNCIL MEETING

Wednesday

May 5, 2010

7 PM

City Council Chambers

16 Colomba Road DeBary, Florida 32713

AGENDA

I. Call To Order

1. Invocation
2. Flag Salute

II. Roll Call

III. Committee Reports

IV. Public Participation For Any Issues Not On the Agenda - Citizen comments are limited to three minutes per speaker.

V. Approval of Minutes

1. City Council Workshop held October 15, 2009.
2. Regular City Council Meeting held December 2, 2009.
3. Special City Council Meeting held December 9, 2009.
4. Regular City Council Meeting held December 16, 2009.
5. Regular City Council Meeting held January 6, 2010.
6. City Council Workshop held January 14, 2010.

VI. Additions, Deletions, or Amendments to the Agenda

VII. Presentations

1. Presentation of New Medtronic Life-Pak 15 Equipment by Commander Homer Harrel of the Orange City Fire Department.

VIII. Consent Agenda

*Agenda items marked with * are considered routine matters or have been previously discussed by the City Council. All items are considered by one motion unless removed from the Consent Agenda by a member of the City Council.*

None.

IX. Public Hearings

Members of the Council should disclose for the record the substance of any ex-parte communication that has occurred before or during the public hearings for the following items:

1. Resolution #10-15 – Amendment to the DeBary Corner Business Planned Unit Development Located at the Northeast Corner of U.S. Highway 17-92 and Highbanks Road CONTINUED FROM APRIL 21, 2010.
2. Resolution #10-16 – Amending Fiscal Year Budget 2009/2010.

X. Growth Management and Development Review

1. Temporary Sign Regulations.

XI. Old Business

1. Appointment of New Council Member to Fill Vacant Council Seat.
2. Proposal from Pegasus Engineering to Prepare and Submit a FEMA Hazard Mitigation Grant Program (HMGP) Application and a Volusia County LMS Characterization Application.

XII. New Business

1. Approval of State Financial Assistance Agreement with the Florida Department of Environmental Protection for Emergency Generators at Lake Susan, Quail Lake and the DeBary Golf & Country Club Entrance Pond.
2. Approval of Contract with Eric Frankton, DBA Computer Wizards, for IT Professional Services.

XIII. Council Member/Staff Reports

1. Board/Committee Appointments
MPO Citizen Advisory Committee At-Large
2. Member Reports/Communications
 - A. Mayor and Council Members
 - B. City Manager
 - C. City Attorney

XIV. Adjournment

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