

**City of DeBary**  
**REGULAR CITY COUNCIL MEETING**

**Wednesday**  
**April 13, 2005**

**7:00 PM**

Florence K. Little Town Hall  
12 Colomba Road  
DeBary, Florida 32713

**MINUTES**

**I. Call to Order**

1. Invocation
2. Flag Salute

**II. Roll Call**

**Members Present:** Mayor Carmen Rosamonda, Vice Mayor Richard Gunter, Council Member Christopher Carson, Council Member Patrick Fulton and Council Member Danny Tillis.

**Others Present:** City Manager Maryann Courson, City Clerk Stacy Tebo, and City Attorney Kurt Ardaman

**III. Public Participation For Any Issues Not On the Agenda**

Neil Coppens of the 50+ Crowd discussed the need for a community center for the City of DeBary.

Susan Herweg spoke about the Enterprise Cove issue and gave her thanks to the City staff for supporting the Landings of Summerhaven. Council Member Fulton asked if Enterprise Cove would be dumping water into a Summerhaven retention pond. City Manager Courson stated that it was under the review of St. Johns River Water Management District. Attorney Mark Watts stated that St. Johns River Water Management District had already issued the stormwater permit for the project; that there was capacity on-site to hold back-to-back 100-year storm events; and that the pop-off for Summerhaven would be for emergencies only. Vice Mayor Gunter asked if staff was aware that water could possibly be pumped from Enterprise Cove into Summerhaven. City Manager Courson said that staff had only recently learned of this fact. Vice Mayor Gunter requested that staff find out if they have the ability to prevent the water from being pumped into Summerhaven.

Gertrude De Santis of Meadowlea on the River voiced her concern regarding the John Deere development and flooding problems. Mayor Rosamonda said that there would be a hearing later on during the meeting and she could comment further at that time.

#### **IV. Approval of Minutes**

1. Special City Council Workshop held February 16, 2005.
2. Special City Council Meeting held February 28, 2005.

Motion to approve both the meeting and workshop minutes was made by Vice Mayor Gunter. Council Member Tillis seconded. The motion carried unanimously.

#### **V. Presentations**

1. Mayor Rosamonda read a Proclamation declaring April as Water Conservation Month and presented it to Deborah Green.
2. Mayor Rosamonda read a Proclamation declaring May 14, 2005, as St. Johns River Cleanup Day and presented it to Tom Carey.
3. Mayor Rosamonda read a Proclamation declaring April 2005, as Call Before You Dig Month and presented it to Linda Waczkowski.
4. John Harvey of the Public Safety Advisory Committee presented a draft copy of the Disaster (Hurricane) Plan to the Council Members. Mayor Rosamonda thanked the Committee for the work they had done preparing the plan.
5. David Hamstra of PEC and Brian Garvey of Southeast Surveying gave a presentation on the Stormwater Master Plan; an overview was given on the GIS inventory and mapping of all the drainage systems within the City.

#### **X. New Business**

2. Contract for Sales of Real Estate – Borrow Pit

Mayor Rosamonda moved up Item 2, Contract for Sales of Real Estate – Borrow Pit. City Manager Courson advised the Council that staff would have a 90-day due diligence period to determine the suitability of the borrow pit as a retention pond for the west side pumping system. She stated that if the property were found to be unsuitable, the deposit would be refunded to the City. Vice Mayor Gunter asked Mr. Hamstra if 90 days would be long enough to complete the feasibility study. Mr. Hamstra advised it would take approximately six weeks. City Attorney Ardaman advised the Council that the 90-day period could be extended an additional 30 days.

Motion to approve the contract for sale of the property was made by Vice Mayor Gunter. Council Member Tillis seconded. The motion carried unanimously.

Vice Mayor Gunter asked Mr. Hamstra if he had anything further to discuss with the Council. Mr. Hamstra explained the extent of the geotechnical investigation and stated the fee would be

\$31,000. Motion to approve the fee proposal was made by Vice Mayor Gunter. Council Member Fulton seconded. The motion carried unanimously.

City Attorney Ardaman asked Mr. Hamstra if the proposal would include a level one environmental assessment and boundary survey. Mr. Hamstra answered it did not but, if the City would like the environmental assessment included, the total fee would be \$35,000. Mr. Hamstra said they had a survey that was done in 1993. City Attorney Ardaman advised the Council that the environmental assessment should be included in the study and that the City should secure a current boundary survey. Vice Mayor Gunter amended his motion to include the environmental assessment in the geotechnical investigation for \$35,000 and authorize the City Manager to purchase a boundary survey. Council Member Fulton seconded. The motion carried unanimously.

Mr. Hamstra informed the Council of the status on Saxon Woods; that they have received the preliminary construction plans on the retrofit improvements excluding the two tie-ins to 17-92. Mayor Rosamonda explained that Saxon Woods has been shut down again and are not being allowed to pull any further permits until certain issues are corrected. Vice Mayor Gunter voiced his concern regarding No Name Lake and Gem Lake and the forthcoming hurricane season. Mr. Hamstra stated that the emergency authorization permit was still valid and that they could get an extension for a year if there is another wet season, so the City can start pumping sooner and being more proactive. City Manager Courson stated that they could not start pumping until the lakes had reached a certain elevation. Mr. Hamstra said he was working on establishing lower pump-on elevations when the permit is updated. Vice Mayor Gunter asked if the City had any pumps available. City Manager Courson stated that the City has two pumps and has an established account with Thompson Pump for rentals. Mayor Rosamonda asked City Attorney Ardaman about the process of initiating a lawsuit against Saxon Woods. City Attorney Ardaman said that they would not have the ability to hold an executive session without pending litigation. He suggested that the Mayor, City Manager, Mr. Hamstra and himself meet to discuss the facts regarding Saxon Woods and possible litigation.

John Wilson came to the podium to discuss the accountability for shortfalls at Saxon Woods.

## **VI. 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. Request for Variance – Zoning Case No. D-05-004 – Application of Mark Watts for Mary Ann Richardson, Owner, Side Yard Setback of 0 feet in lieu of the Required 5 feet at 516 Weston Place Drive in a RPUD (Residential Planned Unit Development Zoning Classification).

Scott Ashley, Volusia County Planning Manager, explained the nature of the request and his recommendation to deny.

Mark Watts, attorney for owner, explained that Ms. Richardson had purchased the property in July of 2000 in its present condition and had not caused the current violation to occur. He explained that he was in negotiation with Southland Homes, the adjoining property owner, to purchase an easement to keep the wall where it stands. He stated that he was not asking the Council to allow them to encroach on Southland's property, but to remain at the property line. He submitted 28 petitions to the Council for the record from the neighborhood that were signed in support of the variance request. Council Member Fulton suggested that the case be continued until it was determined if Southland Homes would allow the wall to remain .35 feet on their property. Council Member Tillis advised that he had spoken with Southland Homes, and they were not interested in negotiating with Ms. Richardson; that they wanted the structure removed from their property. Mayor Rosamonda explained that the only reason the variance is needed is because the screen is attached to the wall; that a detached six feet wall or fence would be allowed along the property line.

Mark Watts pointed out to the Council that the granting of a variance does not set precedent for other variance cases.

Motion to approve the variance request to side yard setback was made by Vice Mayor Gunter. Council Member Carson seconded. Mayor Rosamonda called Scott Rost to the podium prior to the Council voting. Mr. Rost, attorney for DeBary Golf and Country Club and Vernon Homes, spoke in favor of granting the variance request

Council Member Tillis asked what would make this a wall or part of the structure and how that differentiation might be made. City Attorney Ardaman explained that conditions could be imposed on a variance approval, but he did not think it would be important to this case for the Council to determine how to define it; that it would be best to avoid making a determination; and that it does not create a future rule that the Council would have to comply with for other requests.

Steve Market of the West Ridge HOA spoke of his concern with regard to covenants restricting privacy fences and walls and precedents being set that might allow them. City Manager Courson stated that the City does not enforce HOA rules.

Motion to approve the variance request to side yard setback was remade by Vice Mayor Gunter. Council Member Carson re-seconded. Council Member Tillis said he would agree to the variance if there would not be any attachment to the screen. The motion carried 3-2, with Council Member Tillis and Council Member Fulton dissenting.

## **X. New Business**

### **1. Request to Accept Maintenance of Terra Alta Retention Ponds**

To accommodate the citizens present, Mayor Rosamonda moved up the item. City Manager Courson stated that back in 2000 there was a request from the Terra Alta homeowner's

association for the City to take over the maintenance of the retention ponds; that the Council had denied that request, but had accepted maintenance of the roadways. She recommended that the Council accept the maintenance of the retention ponds except for the mowing.

Mayor Rosamonda called Marilyn Primo of Terra Alta to the podium to speak in favor of the City maintaining the retention ponds. She stated that they did intend to keep them mowed, and implored the Council to assume the maintenance.

Alberta Best then came up to speak in favor of the City maintaining the ponds. She stated that the pond behind her house did not flood during the hurricanes until the pumping began, and she was concerned with future flooding. Council Member Tillis asked Ms. Best to identify her home in the pictures that had been taken of Terra Alta and the retention ponds. There was a lengthy discussion regarding the location of the ponds and the actual number of ponds. There was confusion in determining whether there were two or three ponds on site.

Margaret Tindell of Terra Alta noted that the 3<sup>rd</sup> pond was really a spring fed lake; that there was a low depression; and that there was really only one retention pond.

Vice Mayor Gunter stated he was in favor of accepting maintenance of the ponds, but did not feel comfortable doing so at this time without knowing the exact location and number that the City would be accepting. Motion to table the item until May 4, 2005, was made by Vice Mayor Gunter. Council Member Fulton seconded. The motion carried unanimously.

## **VI. 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.***

### **2. Ordinance No. 06-05 - First Reading – Relating to Single Family Stormwater**

City Attorney Ardaman read Ordinance No. 06-05 by title. City Manager Courson explained that Council Member Tillis had worked with staff to come up with this ordinance as a temporary measure to provide on-site retention for new construction in the older subdivisions; that it would require new in-fill development in pre-1990 platted subdivisions to retain its own stormwater; and that it would redirect stormwater which previously flowed to the in-fill lot(s) back to the property generating the stormwater. Council Member Tillis stated that the new homes that are being built in the older neighborhoods are flooding out the older homes.

City Manager Courson stated that new homes are required to be built 18 inches above the crown of the road but are allowed by the County to request a drainage variance.

Mayor Rosamonda stated that he was not sure if this ordinance would solve the problem and that requiring new homes to do stormwater engineering was excessive.

Planning Administrator Anita Gonzalez explained that this ordinance attempts a short-term solution until the master stormwater plan is completed and implemented. Mayor Rosamonda

said that there are not that many lots left in the older neighborhoods that would be affected by this ordinance and that it would be unfair to burden those people with the costs associated with stormwater engineering.

City Attorney Ardaman advised that the City would run the risk of claims from property owners as a result of this ordinance.

Council Member Tillis stated that the intent of this ordinance was to address lots that had been granted drainage variance requests. City Manager Courson suggested that maybe a different ordinance could be crafted that requires stormwater engineering on only those lots that request drainage variances. Mayor Rosamonda said that staff would come back later with another ordinance for the Council to consider and the hearing for this ordinance would be closed.

## **VII. Consent Agenda**

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

- \*1. Resolution No. 05-08 – Amending Resolution No. 02-12 and Superseding Resolution No. 04-26 Authorizing Signatures for City Banking Services
- \*2. Final Site Plan – Springview Industrial Park, Unit 1, Lot 6 – File No. 05-F-FSP-0034
- \*3. Final Site Plan – Design Pro Warehouse – File No. 05-F-FSP-0250.
- \*4. Final Site Plan – Uncle Bob’s Self Storage – File No. 04-F-FSP-0533.
- \*5. Final Site Plan for DeBary Plantation Unit 19 Subdivision 04-S-FPL-0291.
- \*6. Ordinance No. 07-05 – First Reading – Amendment to DeBary Town Center MPUD Development Agreement.
- \*7. Resolution No. 05-07 – Memorandum of Agreement with FDOT for Maintenance of Highway 17-92 from Seminole County Line to Saxon Boulevard and Retention Pond at Dirksen and I-4.
- \*8. Deltona Youth Soccer Club, Inc. and the City of DeBary – Facility Use Agreement.
- \*9. Proposal for Installation of Decorative Lights Along Highway 17-92 from N. Shell to Saxon Boulevard.

- \*10. Financial Services Agreement – Kirkpatrick Pettis.
- \*11. Chamber of Commerce of West Volusia Annual Report.
- \*12. Request to Donation (\$300) to the 9<sup>th</sup> Annual St. Johns River Cleanup Day.
- \*13. Request for Donation (\$2,000) for Fourth of July Freedom Festival held at Volusia County Fairgrounds.

Item number 4 was removed from the Consent Agenda, and Item number 5 was pulled for discussion.

City Attorney Kurt Ardaman read the ordinances and resolutions on the Consent Agenda by title. Mayor Rosamonda entertained a motion to approve items 1 through 3 and items 6 through 13. Motion was made by Council Member Fulton. Council Member Carson seconded. The motion carried unanimously.

Item number 5, Final Site Plan for DeBary Plantation Unit 19 Subdivision 04-S-FPL-0291, was discussed. Mayor Rosamonda stated that there were significant buffer problems on Hole 14 and Hole 11, and he wanted to hold up all approvals until a plan was in place for the buffers to be restored.

Roger Van Auken, Development Coordinator for DeBary Estates Associates, Ltd., explained that there are varying amounts of buffer throughout DeBary Golf and Country Club. City Manager Courson stated that the County Forester wants them to reestablish a 15 feet buffer; that she is waiting on information from Volusia County Land Development to clarify where the buffers were located, whose property they were on, etc.; that the Mayor needs a plan for the buffers before he will be comfortable approving anything further; and that the development agreement needs to be looked at before this item can be voted on by the Council.

### **VIII. Growth Management and Development Review**

1. Request to Release/Waive Code Enforcement fine for Riverside Condominium of DeBary at 313 Dirksen Drive (continued from 02-02-05 meeting and from 03-02-05 meeting)

Richard Koch of the Riverside Condominium Association of DeBary, Inc. explained that Kitty Gaw had been handling this issue; that she had sold her condo since the last meeting; and that he had taken over for her and was now up to speed on the issue.

Don Pulver, Chairman of the DeBary Code Enforcement Board (CEB), came to the podium to share his knowledge of this case. He said there had not been much feedback from the Condo Association until they were about a year into the case; that the Board was aware of the problems

that the Association had encountered with contractors; and that the Board supported a reduction of the fine.

Tom Reynolds, Volusia County Building Code Enforcement Officer, explained the chain of events to the Council, the repairs that were made, and the timeline involved.

Council Member Tillis made a motion to deny the waiver/reduction request. Council Member Fulton seconded and stated that he did so due to the fact that someone was injured because of the violation, that other railings on the property were in the same condition, and that the Association did not respond in a timely manner to code enforcement. Council Member Carson said it was noted that it was not all the Association's fault; that a contractor had failed to complete the job; that he did not support a \$32,000 fine; and that the fine should be reduced. Vice Mayor Gunter noted that this was a safety issue and that the Council must back the CEB. Mayor Rosamonda stated that the Association is a group of laymen trying to deal with commercial improvements; that they were at the mercy of the contractor; and that the \$32,000 fine was too punitive.

Mayor Rosamonda called for a vote on the motion to deny made by Council Member Tillis. The motion carried 3-2 with Council Member Carson and Mayor Rosamonda dissenting.

2. Request to Release/Waive Code Enforcement fine at 125 Oak Tree Drive

Todd Burlanger of 125 Oak Tree Drive gave the Council an account of what happened while he was working on the screen room and requested the Council waive the fine. Ramona Wadlington, owner of the property, explained family illness that occurred and problems with hiring an architect to complete plans.

Mayor Rosamonda called Melody Sheffer of the Meadowlea Improvement Association to the podium. She spoke against a complete waiver of the fine and requested that there be some retribution paid to the City for the violation.

Mr. Tom Reynolds gave his account of the case to the Council. Council Member Fulton asked why the County could not issue a permit to enclose the screen room. Mr. Reynolds answered that each time a submittal was made, there was information lacking that prevented the County from issuing a permit. He stated that the owner was notified each time of this, that she kept in contact with him, and that he was aware of her frustrations in completing the project.

Council Member Fulton made a motion to reduce the fine to \$1,500 if paid within 60 days, and if not paid reverts to the full amount. Council Member Tillis seconded. Mayor Rosamonda said that most engineers are not willing to work with individual homeowners, and believed that a fine of \$500 in administrative costs should be adequate. The motion carried 3-2 with Vice Mayor Gunter and Mayor Rosamonda dissenting.

3. Request to Release/Waive Code Enforcement fine at 249 Toms Road

Mr. Scott Rost, attorney for Home Lender's Trust, presented his case to request a waiver/reduction. He stated that when the case was initiated, his client was not the owner of the property.

Mr. Tom Reynolds stated that the case was originally started due to major renovations being done at the home without any permits; the building was considered unsafe and dilapidated. He gave an account of the case and stated he had dealt with several owners of this property.

City Manager Courson pointed out that expenses for repairs were listed on the transaction report submitted by Home Lender's Trust prior to permits being issued. Mr. Rost stated that those might have been payments made directly to the prior owners as part of their loan, but he was not sure.

Council Member Tillis made a motion to deny the waiver/reduction request. Vice Mayor Gunter seconded. The motion carried unanimously.

#### 4. Revision to Final Site Plan for John Deere Landscapes 04-F-FSP-0923

Mr. Palmer Panton, Volusia County Land Development Manager, explained to the Council that this was a request from Costa Development, LLC for the Council to approve a revision to the Final Site Plan; that the stormwater pond was changed; that it will be smaller with Phase I; and will be enlarged with Phase II.

Mr. Steve Costa explained that the change was made because of costs associated with making all of the improvements and the underdrains at once. He said Phase II only included plant beds, which would not require inspections. There was a lengthy discussion regarding the pond size, the ability of the smaller pond to adequately hold stormwater from Phase I, and a timeline for completing Phase II and increasing the size of the pond.

Gertrude De Santis of Meadowlea on the River expressed her concern with flooding, traffic, and mosquitoes impacts that will be created due to the John Deere Landscapes project.

The Council discussed that they were comfortable with phasing of the project, but that the pond should be built to original size as approved previously by the Council. Council Member Fulton made a motion to approve the Final Site Plan application subject to conditions 1 through 8, with the exception that the pond must be completed in its entirety. Vice Mayor Gunter seconded. The motion carried unanimously.

## **IX. Old Business**

### 1. Additional Professional Services for Permitting and Construction Drawings for Rob Sullivan Park – Glatting Jackson

City Manager Courson discussed the need for additional services due to the increased construction estimates to approximately \$5,100,000.

Gary Warner with Glatting Jackson discussed the park and the expenses associated with the revisions to the new master plan. Mayor Rosamonda entertained a motion to approve the additional services. Motion was made by Vice Mayor Gunter and seconded by Council Member Carson. Council Member Carson asked if one of the baseball fields could be changed to a softball field if needed, and Mr. Warner answered yes. The motion carried unanimously.

2. DBCC West Volusia Cultural and Corporate Training Center Interlocal Agreement

Dave Bridgeman with the Chamber of Commerce explained the partnership that was formed between DBCC, the Chamber of Commerce of West Volusia, the City of Orange City, the City of Deltona, the County of Volusia, and the City of DeBary in support of the training center. He explained that the City of Deland was not involved in this agreement; that Volusia County would be donating the land and ECHO dollars; that the partners involved in this agreement would have a discounted usage fee; and that Orange City and Deltona had already approved the interlocal agreement.

Vice Mayor Gunter voiced his concern regarding operating costs that the City might have to pay in the future. Mayor Rosamonda stated that the investment the City would be making could also bring future profits. Council Member Fulton suggested that quarterly reports be provided to the City by DBCC so that the City is not surprised in case of a deficiency in revenues. There was discussion regarding the growth of the area and how the proposed center might contribute to that growth.

Mayor Rosamonda entertained a motion to approve the interlocal agreement. Motion was made by Council Member Fulton. Council Member Tillis seconded. Council Member Carson asked if that would include the property adjacent to Memorial Park. Mayor Rosamonda stated that he would like to deal with the property issue separately. Council Member Tillis stated that the property purchase was included with this agenda item so that the property could be secured for an upcoming grant application to be made in the near future for a skateboard park. Mayor Rosamonda suggested that the motion be amended to include the property adjacent to Memorial Park. Council Members Fulton and Tillis withdrew their prior motions. Council Member Tillis made a motion to approve the interlocal agreement and direct staff to proceed with the preparation of a Letter of Credit in the amount of \$1.2 million to include the purchase of the Chamber property at Dirksen Drive. Council Member Fulton seconded.

City Attorney Ardaman pointed out that an operations agreement was not included with the interlocal agreement; that there was not a fixed location for the facility; and that there was exposure and risk to the cities involved with this agreement. Mayor Rosamonda called for a vote; the motion carried 4 –1 with Vice Mayor Gunter dissenting.

3. Volusia County Universal Tag Program (Continued from 03-02-05 meeting)

City Manager Courson briefed the Council on the proposed ordinance relating to the licensing of cats and dogs.

Mayor Rosamonda called Diane Voight, representative for Concerned Citizens for Animal Welfare, to the podium. She spoke in favor of the Universal Tag Program as a means of reducing the numbers of animals euthanized. Mayor Rosamonda asked Ms. Voight what the enforcement would be for someone not buying one of the proposed tags. She answered that it would be enforced by Animal Control; if the pet owner did not respond in a timely manner, he or she would pay a \$50 fine. If ignored completely, it would be turned over to the court system.

Joe Suarez, DVM, spoke against the program; specifically, he was concerned that his clients' information would reside in a data service outside Volusia County and that there would be an overwhelming enforcement problem.

Judith Milcarsky, DVM, gave a presentation, spoke against the program, and stated that 68% of the veterinarians in Volusia County were opposed to the program. Glenn Brewer, DVM, also spoke against the program and expressed his concern regarding enforcement and the data service that would be used for the program.

Big John spoke in favor of the tag program. Mayor Rosamonda expressed his concern that responsible pet owners would be paying for this program and that Animal Control was already overwhelmed without having additional enforcement problems.

Council Member Tillis made a motion to deny. Council Member Fulton seconded. The Council was unanimous in its decision to deny approval of the Universal Tag Program.

#### 4. City Manager's 2005 Goals

City Manager Courson asked the Council to approve the goals and objectives. Mayor Rosamonda entertained a motion to approve. Motion was made by Council Member Carson. Council Member Fulton seconded. The motion carried unanimously.

### **X. New Business**

#### 3. Change Order No. One – North Highway 17-92 Landscaping of Medians.

City Manager Courson explained the need for the change order and stated the pricing was consistent with industry standards. Mayor Rosamonda entertained a motion to approve Change Order No. One in the amount of \$25,570.53. Motion to approve was made by Vice Mayor Gunter. Council Member Carson seconded. The motion carried unanimously.

#### 4. Job Growth Incentive Agreement – GC Contracting, LLC

City Manager Courson recommended approval of the incentive agreement and noted that the Economic Development Committee had also recommended approval. Mayor Rosamonda entertained a motion to approve the Job Growth Incentive Agreement for GC Contracting, LLC. Motion was made by Vice Mayor Gunter. Council Member Carson seconded. The motion carried unanimously.

**XI. For the Good of the Order (Routine Recurring Business)**

1. Board Committee Reports
2. Board/Committee Appointments
  - A. Commission:
    1. Charter Review Commission
      - Member Mayor Rosamonda
      - Member Vice Mayor Gunter
      - Member Council Member Carson
      - Member Council Member Fulton
      - Member Council Member Tillis

Vice Mayor Gunter nominated Professor Donald E. Smith. Council Member Fulton nominated Norman Erickson. Council Member Carson said he would come back next month with his nomination. Council Member Tillis nominated John Rokop. Mayor Rosamonda nominated John Likakis. Mayor Rosamonda entertained a motion to approve all four nominees. Motion was made by Vice Mayor Gunter. Council Member Tillis seconded. The motion carried unanimously.

- B. Committee:
  1. Freedom Festival Steering Committee Reappointments
    - Sharon Dykes Council
    - Esther Monico Council
    - Annette Mullins Council

Mayor Rosamonda entertained a motion to reappoint all three members. Motion was made by Council Member Fulton. Council Member Carson seconded. The motion carried unanimously.

3. Member Reports/Communications
  - A. Mayor and Council Members Schedule Hurricane Debriefing

Mayor Rosamonda asked if 5/18/05 at 7 p.m. would be okay with everyone. The Council agreed and the time and date were set.

Council Member Tillis discussed that he had attended the FL League of Cities day in Tallahassee; that the new water and sewer improvements were made on Plantation Blvd., but fire hydrants were not installed; that he wanted to see a hydrant at Agua Vista and one at Margarita; and that the cost would be between \$3,500 and \$4,500. Council Member Tillis made a motion that up to \$10,000 be allocated for two hydrants. Council Member Carson seconded. The motion passed unanimously.

- B. City Attorney
- C. City Manager

City Manager Courson stated she wanted the newsletter to be increased to every other month, and would need authorization to increase that line item \$6,000. Mayor Rosamonda stated that it would be fine to get more information out to the public. She also requested that City Hall again get a subscription to the newspaper. Mayor Rosamonda asked if articles of interest could be clipped for the Council.

City Attorney Ardaman stated that there was a tentative settlement with Stewart Marchman, and he should have the documents to Council by the next meeting.

**XII. Adjournment.** The meeting adjourned at 2:55 a.m.

**APPROVED May 4, 2005  
CITY OF DeBARY  
CITY COUNCIL**

**Carmen Rosamonda, Mayor**

**ATTEST:**

**Stacy Tebo, City Clerk**