



County Council of Volusia County, Florida

AGENDA

July 25, 2013

Revised July 22, 2013

Revised July 24, 2013

COUNCIL MEMBERS:		STAFF:
Jason P. Davis	County Chair	James T. Dinneen, County Manager
Joyce Cusack	Vice Chair/At-Large	Daniel D. Eckert, County Attorney
Pat Patterson	District 1	Mary Anne Connors, Deputy County Manager
Joshua J. Wagner	District 2	Charlene Weaver, Deputy County Manager
Deborah A. Denys	District 3	Marcy A. Zimmerman, Deputy Clerk
Doug Daniels	District 4	Camilla Grasso, Recording Secretary
Patricia Northey	District 5	Sue Hilson, Administrative Aide





Public participation is encouraged on matters on the agenda. If you desire to be recognized by the Chair, please fill out a request form and present it to one of the staff members present in the Council Chambers. This will allow the County Chair to provide ample time for those desiring to be heard.

Public participation on items not on the agenda can be presented to the County Chair and other Council Members attending, along with County staff representatives at 8:30 a.m. prior to the regular session of the Council meeting that begins at 9:00 a.m. If the matter cannot be resolved at that time, it will be presented to the County Council for determination regarding placing the matter on a future agenda. Public participation will also be heard at the end of the Council meeting.

Public comment on issues on the agenda or public participation shall be limited to 3 minutes.

Public hearings and time-certain matters may be heard later, but not sooner, than the designated time.

If any person decides to appeal a decision made by the County Council with respect to any matter considered at such 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.

	We respectfully request that all electronic devices are set for no audible notification.
	Electronic Information! County Council agendas, minutes and live audio of meetings are available on the internet: http://www.volusia.org/government/
	The Volusia County Council Chambers are a Wi Fi Zone.
	Notice Under The Americans With Disabilities Act (Title II) - - - SEE NEXT PAGE



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NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT (TITLE II)

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 ("ADA"), the County of Volusia ("County") will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities.

County does not discriminate on the basis of disability in its hiring or employment practices and complies with all regulations promulgated by the U.S. Equal Employment Opportunity Commission under Title I of the ADA.

County will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities so they can participate equally in County programs, services, and activities, including qualified sign language interpreters, documents in Braille, and other ways of making information and communications accessible to people who have speech, hearing, or vision impairments.

The ADA does not require the County to take any action that would fundamentally alter the nature of its programs or services, or impose an undue financial or administrative burden.

County will make such reasonable modification to policies and programs for qualified persons with disabilities to ensure they have an equal opportunity to enjoy all of its programs, services, and activities. For example, individuals with service animals are welcomed in County offices, even where pets are generally prohibited.

Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a program, service, or activity of County, should contact the office of the County's ADA Title II Coordinator, Mr. George Baker, at (386) 248-1760 as soon as possible but no later than 2 business days before the scheduled event or meeting. This paragraph shall likewise apply to written requests by a physically handicapped person needing a special accommodation to attend a public meeting in accordance with section 286.26, Florida Statutes.

Complaints that a program, service, or activity of County is not accessible to persons with disabilities should be directed to the County in accordance with the County of Volusia Grievance Procedure under the Americans with Disabilities Act (Title II). A copy of the procedure may be obtained by contacting the office of the County's ADA Coordinator, (386) 248-1760.

County will not place a surcharge on a particular individual with a disability or any group of individuals with disabilities to cover the cost of providing auxiliary aids/services or reasonable modifications of policy, such as retrieving items from locations that are open to the public but are not accessible to persons who use wheelchairs.

Assisted listening system receivers are available for the hearing impaired, and can be obtained from the Deputy Clerk by calling the County Manager's Office at 386-736-5920.



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PUBLIC PARTICIPATION - 8:30 a.m.

The Volusia County Council welcomes your involvement and is interested in hearing your comments.

Please complete a public participation slip and indicate in the subject line the issue you wish to address. You may use the back if necessary. After recognition by the County Chair, state your name and address for the record before beginning your comments. You may speak up to three minutes.

The County Council does not answer questions or requests during Public Participation due to time constraints. Any specific questions or requests that necessitate a follow-up will be based upon the written information on your public participation slip.

Please be courteous and respectful of the views of others. Personal attacks on Council members, County staff or members of the public are not allowed.

CALL TO ORDER 9:00 a.m.

The Frank T. Bruno, Jr. County Council Chambers, Room 204, Thomas C. Kelly Administration Center, 123 West Indiana Avenue, DeLand, Volusia County, Florida.

ROLL CALL

INVOCATION AND PLEDGE OF ALLEGIANCE

By: Senior Pastor John Marsh, Bella Vista Baptist Church

PULL CONSENT AGENDA ITEMS

If discussion is desired by any member of the Council, that item must be removed from the Consent Agenda and considered separately. All other matters included under the Consent Agenda will be approved by one motion. Citizens with concerns should address those concerns by filling out a public participation slip and giving it to the Deputy Clerk prior to Consent Agenda items being pulled.



County Council of Volusia County, Florida

AGENDA

July 25, 2013

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9:04 a.m.

APPROVAL OF MINUTES

Item 01

FILE NUMBER 1107

Minutes of the June 6, 2013 county council meeting.

Camilla Grasso (386) 626-6688 x16688

PUBLIC HEARINGS AND OTHER TIME CERTAIN MATTERS

9:05 a.m.

Item 02

FILE NUMBER 1103

Agreement with the City of Daytona Beach for transfer of and shared funding of improvements to Orange Avenue between Nova Road and Beach Street.

Expenditure: Total Project Cost = \$13.261 million (County's portion = \$1.66 million; FDOT's portion = \$4.697 million; City of Daytona Beach's portion = \$6.904 million)

Gerald N. Brinton, P.E. (386) 736-5967 x12294

9:15 a.m.

Item 03 WITHDRAWN

Order of Business:

Open Public Hearing

Staff Report

Public Participation

Close Public Hearing

Council Discussion/Action

FILE NUMBER 1096

~~Ordinance 2013-13, providing additional senior homestead exemption.~~

~~[Adoption requires approval by at least five members of the county council]~~

~~Daniel D. Eckert (386) 736-5950 x15950 — J. Giffin Chumley (386) 736-5950 x12952~~

[THIS ITEM IS WITHDRAWN AND WILL BE CONSIDERED ON AUGUST 8, 2013 @ 9:15 A.M.]

9:15 a.m. (TIME CHANGE)

~~9:25 a.m.~~

Item 04

FILE NUMBER 1117

Artificial reef program

Rick Karl (386) 248-8030 x18318

Joe Nolin (386) 248-8072 x18335



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9:30 a.m.

MINI BUDGET WORKSHOP

Item 05

FILE NUMBER 1112

Mini Budget: FY 2013-14 setting of TRIM rates.

James T. Dinneen (386) 736-5920 x15920

Charlene Weaver (386) 943-7054 x17054

Supplemental Documents posted on the website.

--BEGIN CONSENT AGENDA--

AVIATION AND ECONOMIC RESOURCES

-Airport Services

Item 06

FILE NUMBER 1094

Budget resolution - Appropriating additional grant and airport reserve funds to add skylights to airport roof project.

Expenditure from grant funds: \$275,000

Rick Karl (386) 248-8030 x18370

Karen Feaster (386) 248-8030 x18304

Item 07

FILE NUMBER 1079

Department of Homeland Security TSA security checkpoint agreement, HSTSO1-13-H-CKP163.

Expenditure from grant funds: \$6,271

Rick Karl (386) 248-8030 x18070 Stephen Cooke (386) 248-8030 x18309

-Coastal

Item 08

FILE NUMBER 1035

Award of bid to Anderson Rentals, Inc. for beach portable toilets, 13-B-124KW.

Expenditure: \$132,000

Rick Karl (386) 248-8030 x18318

Joe Nolin (386) 248-8072 x18335



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COMMUNITY SERVICES

-Community Assistance

Item 09

FILE NUMBER 1033

Renewal of master agreement with ABC Express Lawn Care, DeBary, for lawn maintenance for Neighborhood Stabilization Program sites, ITB 10-B-114KW.

Expenditure from grant funds: \$25,000

Dave Byron (386) 943-7029 x12612 Dona DeMarsh Butler (386) 736-5955 x12893

Item 10

FILE NUMBER 1051

Budget resolution - Appropriation of State Housing Initiatives Partnership program budget and amendment of local housing assistance plan (LHAP)

Expenditure from SHIP funds: \$675,687

Dave Byron (386) 943-7029 x12616 Dona DeMarsh Butler (386) 943-7039 x12893

Item 11

FILE NUMBER 1059

Budget resolution - Submission of fiscal year 2013-2014 consolidated plan one-year action plan; appropriation of grant proceeds.

Expenditure from grant funds: \$2,448,927 (CDBG = \$1,736,917; HOME Investment Partnerships Program = \$593,161; Emergency Solutions Grant Program = \$118,849)

Dave Byron (386) 943-7029 x12616 Dona DeMarsh Butler (386) 943-7039 x12893

Item 12 WITHDRAWN

FILE NUMBER 1064

~~Budget resolution - Application to Florida Department of Law Enforcement for Edward Byrne Memorial Justice Assistance Grant countywide funding.~~

~~Expenditure from JAG grant funds: \$164,626~~

~~Dave Byron (386) 943-7029 x12616 Dona DeMarsh Butler (386) 943-7039 x12893~~

Item 12A

FILE NUMBER 1140

Approval of fiscal year 2013-14 HOME Investment Partnership Tenant-based Rental Assistance Program application.

Dave Byron (386) 943-7029 x12616 Dona DeMarsh Butler (386) 943-7039 x12893



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-Library Services

Item 13

FILE NUMBER 1065

Renewal of agreement with OverDrive Inc. for electronic books.

Expenditure: \$125,000

Dave Byron (386) 943-7029 x12616 Lucinda Colee (386) 248-1745 x11212

-Votran

Item 14

FILE NUMBER 1075

Purchase from Alliance Bus Group of a 23-foot paratransit vehicle.

Expenditure from grant funds: \$97,863 (100% funded with FDOT and FTA grant funds).

Dave Byron (386) 943-7029 x12616 Steven Sherrer (386) 756-7496 x14126

FINANCIAL AND ADMINISTRATIVE SERVICES

-Central Services

Item 15

FILE NUMBER 1100

Assignment and assumption from Allegiance Security Group, LLC to Universal Protection Services, LLC for security officers services.

Rhonda Orr (386) 943-7054 x17054 George Baker (386) 254-1595 x11850

Item 16

FILE NUMBER 1102

Multiple awards of bid to McGee Tire Stores, Daytona Beach and Earl W. Colvard d/b/a Boulevard Tire, DeLand, for retread of tires, 13-B-78VO.

Expenditure: \$75,000

Rhonda Orr (386) 943-7054 x17054 George Baker (386) 254-1595 x11850

-Information Technology

Item 17

FILE NUMBER 1014

Renewal of agreement with Bright House Networks for high speed bandwidth for internet and county network access.

Expenditure: \$76,000

Rhonda Orr (386) 943-7054 x17054 Kim Westberry (386) 736-5922 x15802



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Item 18

FILE NUMBER 1083

Award of contract to HMB, Inc. for Fujitsu scanner maintenance to HMB, Inc., 13-B-86TF.

Expenditure: \$45,000

Rhonda Orr (386) 943-7054 x17054 Kimberly Westberry (386) 736-5922 x15802

-Personnel

Item 19

FILE NUMBER 1109

Settlement of workers' compensation claim for Eric Strauss.

Expenditure: \$6,250

Nancye Jones (386) 736-5950 x12111 Charles Spencer (386) 736-5963 x12884

GROWTH AND RESOURCE MANAGEMENT

-Environmental Management

Item 20

FILE NUMBER 1087

Budget resolution - Florida Department of Environmental Protection grant assistance agreement for petroleum contamination site cleanup.

Expenditure from FDEP grant funds: \$341,970

Kelli McGee, (386) 822-5013 x12000 Ginger Adair, (386) 736-5927 x12059

-Planning and Development Services

Item 21

FILE NUMBER 1022

Acceptance of maintenance for portions of S. Hill Avenue between E. Beresford Avenue and E.

Taylor Road in the DeLand area.

Kelli McGee (386) 822-5013 x12000

Item 22

FILE NUMBER 1078

Resolution - Transfer of Tax Parcel No. 7441-24-00-0050 located on Julia Street, New Smyrna Beach to the City of New Smyrna Beach.

Kelli McGee (386) 822-5013 x12000



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PUBLIC PROTECTION

-Emergency Management

Item 23

FILE NUMBER 1092

Budget resolution - Appropriation for Emergency Management Preparedness and Assistance Trust Fund Grant and approval of grant agreement.

Expenditure from grant funds: \$105,806

James Judge (386) 254-1500 x11505 George Recktenwald (386) 740-5120 x12904

Item 24

FILE NUMBER 1093

Budget resolution - Agreement for Emergency Management Performance Grant and appropriation of grant proceeds.

Expenditure from grant funds: \$128,012

James Judge (386) 254-1500 x11505 George Recktenwald (386) 740-5120 x12904

PUBLIC WORKS

-Solid Waste

Item 25

FILE NUMBER 1080

Contract task assignment with S2Li for solid waste management engineering services for citizens convenience center design, 11-SQ-18SR.

Expenditure: \$110,829

John Angiulli (386) 736-5965 x12712 Lenny Marion (386) 943-7889 x13609

Item 26

FILE NUMBER 1101

Primary master agreement award to Wheelabrator Ridge Energy, Inc. and secondary backup master agreement to Omni Waste of Osceola County LLC for waste tire processing, 13-B-55VO.

Expenditure: \$120,000

John Angiulli (386) 736-5965 x12712 Leonard Marion (386) 943-7889 x13609



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SHERIFF'S OFFICE

-Administration

Item 27

FILE NUMBER 1098

Contract for school district volunteer background checks.

Revenue: \$36,258

Laura Bounds (386) 736-5961 x12108

Item 28

FILE NUMBER 1099

Budget resolution - Appropriating DJJ Florida Safe School and Student grant proceeds.

Expenditures from grant funds: \$100,000

Laura Bounds (386) 736-5961 x2108

--END CONSENT AGENDA--

LUNCH

PUBLIC HEARINGS AND OTHER TIME CERTAIN MATTERS

2:00 p.m.

ZONING/SPECIAL EXCEPTIONS

Item 29

FILE NUMBER 1088

Order of Business:

Open Public Hearing

Staff Report

Public Participation

Close Public Hearing

Council Discussion/Action

Special exception case S-13-031 for a garage apartment on Transitional Agriculture/Enterprise Community Overlay Zone/Low Impact Urban (A-3E(1)) zoned property; Applicant: George Neuner, agent for Charles, Rebecca, and Mary Panacek, owners.
Kelli McGee (386) 822-5013 x12000



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2:05 p.m.

Item 30

FILE NUMBER 1089

Order of Business:

Open Public Hearing

Staff Report

Public Participation

Close Public Hearing

Council Discussion/Action

Case A-13-042, appeal of denial of variance case V-13-027; Applicant: David Brogdon, PRO/MAX Construction, agent for Mary Ann Holmes, owner.

Kelli McGee (386) 822-5013 x12000

OTHER TIME CERTAIN MATTERS

2:15 p.m.

Item 31

FILE NUMBER 1086

Presentation by the St. Johns River Water Management District regarding the Indian River Lagoon and discussion of the county's wetlands ordinance.

Kelli McGee (386) 822-5013 x12000 Ginger Adair (386) 736-5927 x12059

3:00 p.m.

Item 32

FILE NUMBER 1118

Discussion - Refinancing of parking facility revenue bonds, series 2007

Rhonda Orr (386) 943-7054 x17054

3:04 p.m.

Item 32A

FILE NUMBER 1122

Overview of state lobbyist services by Douglas S. Bell, Pennington P.A.

Rick Karl (386) 248-8030 x18370

3:05 p.m.

Item 33

FILE NUMBER 1116

Direction - Federal government lobbyist services contract

Rick Karl (386) 248-8030 x18370



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Item 34

NO AGENDA ITEM

~~Ordinance 2013-11 amending Chapter 122, Utilities~~

[THIS ITEM IS WITHDRAWN AND WILL BE READVERTISED FOR A FUTURE MEETING DATE AND TIME]

REPORTS - May be heard anytime throughout County Council meeting as time permits

OTHER BUSINESS - NOMINATIONS/APPOINTMENTS

PUBLIC PARTICIPATION

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DISCUSSION BY STAFF OF MATTERS NOT ON AGENDA

DISCUSSION BY COUNCIL OF MATTERS NOT ON AGENDA AND COMMITTEE REPORTS

ADJOURNMENT