



CITY COUNCIL OF ORANGE CITY

TUESDAY, November 14, 2006

7:00 P.M.

CITY COUNCIL CHAMBERS, 201 NORTH HOLLY AVENUE

AGENDA

Jim Mahoney
Chuck Abell
Jeff H. Allebach
Donald C. Sherrill
Joelle R. DeVane

Anthony R. Yebba, Vice Mayor
Albert T. Erwin, Mayor
William E. Reischmann, City Attorney
John J. McCue, City Manager
Deborah J. Renner, City Clerk

CALL TO ORDER

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

1. **PRESENTATIONS:** Presentation to Mrs. Theodore Hess
Police Department Promotions

2. **CITIZENS COMMENTS:**
Each citizen is asked to complete a speaker request form before the meeting begins.

3. **CONSENT AGENDA:** None at this time
The order of business for each resolution, ordinance, and discussion/action items will be as follows: 1) Staff report 2) Public participation-please complete speaker request form 3) Council discussion/action.

4. **ORDINANCES - FIRST READING:**

A. **ORDINANCE NO. 285:** An ordinance of the City of Orange City, Volusia County, Florida; amending the Orange City Code of Ordinances Appendix A, Land Development Code as adopted by Ordinance No. 157, amending Chapter 2, Section 2.2, Specific Terms Defined, and amending Chapter 4, Concurrency Management by adding Section 4.11 Proportionate Fair-Share Mitigation by providing for proportionate fair-share mitigation; containing a repealer provision, a severability clause and providing for an effective date.

B. **ORDINANCE NO. 286:** An ordinance of the City of Orange City, Florida, awarding an exclusive franchise to Waste Management, Inc. of Florida, a private corporation, for the collection and disposal of residential solid waste, yard waste and curbside recyclable materials within the City limits; providing for Definitions, Terms, Conditions, Rates, Compliance with Laws, Arbitration, Standards of Performance, Collection Regulation, Operations, Hours, Routes, Penalties, Accounting, Complaint Resolutions; providing for conflicts; containing a severability clause, a repealer provision, and providing for an effective date.

- C. **ORDINANCE NO. 288:** An ordinance of the City of Orange City, Florida, amending Section 8.3 of the City’s Land Development Code, said section being the Official Zoning Map of the City of Orange City, Florida; said amendment changing the zoning classification of the Volusia County School Board property, consisting of approximately 60.0 acres of property generally located within the southeast quadrant of West Blue Springs Avenue and the Western Parkway; from its present zoning classification of R-1 Low Density Residential to Residential Planned Unit Development (R-PUD); containing a repealer provision, a severability clause and providing for an effective date.

5. PUBLIC HEARINGS/ORDINANCES – SECOND & FINAL READING:

- A. **ORDINANCE NO. 280:** An ordinance of the City of Orange City, Florida; amending Policy #03-04, Compensation, establishing a Step Pay Plan, and amending Policy #04-07, Retirement Program, of the City’s “Personnel Policies and Procedures Manual”; containing codification and repealer provisions, a severability clause and providing for an effective date.
- B. **ORDINANCE NO. 284:** An ordinance of the City of Orange City, Volusia County, Florida; to delete references to “local occupational license tax” and replace with “local business tax”; to delete “occupational license” and replace with “local business tax receipt”; amending orange city code Chapter 8, Licenses, Sections 2.5-6, 2.5-35, 2.5-44, Section 4-46, Section 5.5-1, Section 6-33, Section 7.5-36, Appendix A, Sections 2.2, 8.7.13(a)(7), 8.7.21(c), and Appendix A, Section 8.7.13(b)(8); providing for codification, conflicting ordinances, severability, and setting an effective date.

6. RESOLUTIONS:

- A. **RESOLUTION NO. 378-06:** A resolution of the City Council of the City of Orange City, Florida, appointing Tom Laputka to Seat #06 on the Planning Commission of the City of Orange City; repealing all resolutions in conflict herewith and providing for and effective date.
- B. **RESOLUTION NO. 379-06:** A resolution of the City Council of the City of Orange City, Florida, authorizing a donation of \$25,000, subject to certain conditions, to the DeBary Art League, Inc. for the construction of the Gateway Center for the Arts; repealing all resolutions or parts of resolutions in conflict herewith; and providing for an effective date.
- C. **RESOLUTION NO. 380-06:** A resolution of the City Council of the City of Orange City, Florida, authorizing the City Manager to enter into a Joint Participation Agreement with the Florida Department of Transportation to undertake landscape improvements to U.S. Hwy. 17-92; repealing all resolutions or parts of resolutions in conflict herewith; and providing for an effective date.

7. DISCUSSION AND ACTION:

- A. Awarding Contract for Splash Pad at Rotary Park
- B. Five Year Sidewalk Plan and MPO Multi-Use Trail
- C. 2006 Christmas Season Events

8. REPORTS:

- A. City Manager
- B. Mayor/City Council
- C. City Clerk
- D. City Attorney

9. APPROVAL OF MINUTES: October 24, 2006 Regular Council Meeting

10. COUNCIL COMMENTS

11. 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) 775-5403.