



CITY COUNCIL OF ORANGE CITY

TUESDAY, April 28, 2009

7:00 P.M.

CITY COUNCIL CHAMBERS, 201 NORTH HOLLY AVENUE

AGENDA

**Jim Mahoney
Tom Laputka
Paul Rasch
Donald C. Sherrill
Tom Abraham**

**Jeff H. Allebach, Vice Mayor
Harley Strickland, Mayor
William E. Reischmann, City Attorney
Chester Murray, Interim City Manager
Deborah J. Renner, City Clerk**

CALL TO ORDER

ROLL CALL

INVOCATION Pastor Roberta Fish, Orange City Seventh Day Adventist

PLEDGE OF ALLEGIANCE

1. ABSENCES

2. PRESENTATIONS/PROCLAMATIONS: Gerald Morin, Chair, Historic Preservation Board

3. CITIZEN COMMENTS:

Each citizen is asked to complete a speaker request form before the meeting begins.

4. CONSENT AGENDA:

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.

a. RESOLUTION NO. 543-09 A resolution of the City Council of the City of Orange City, Florida, acknowledging and approving a 12-month extension to the Development Order for the Sparkman Ridge preliminary subdivision plat and site plan, which will divide a 50.72-acre parcel into 94 single family residential lots and 108 townhouse residential lots, said parcel located on the northwest corner of West Rhode Island Avenue and South Sparkman Avenue, Orange City, Florida; repealing all resolutions or parts of resolutions in conflict herewith; and providing for an effective date.

5. ORDINANCES - FIRST READING: *(None at this time)*

6. PUBLIC HEARINGS:

A. ORDINANCE NO. 379: An ordinance of the City Council of the City of Orange City, Florida, amending the Orange City Code of Ordinances, Appendix A, Land Development Code, Chapter 5, Development Orders, Development Permits and Certificates of Occupancy, Section 5.5, Extension of Expiration Date; to establish procedures for a

request for extension of a development order; containing a repealer provision, a severability clause and providing for an effective date.

- B. ORDINANCE NO. 382:** An ordinance of the City Council of the City of Orange City, Florida; Amending Chapter 2, Administration, Article I, in general, Section 2-3, City Manager-powers and duties, Subsection (d) to provide that the City Manager shall attend all meetings of the City Council, as required by the City Charter; to amend and simplify Subsection (k); to repeal section 2-6, limitation on use of or access to fire station areas of City Hall, in its entirety; providing for codification, conflicts, severability and effective date.
- C. ORDINANCE NO. 383** An ordinance of the City of Orange City, Florida, annexing the Deborah Sauer Property into the corporate limits of the City of Orange City, Florida; said property being generally located on the south side of Florida Avenue, approximately 100 feet east of Enterprise Road, containing approximately 0.56 acres; in accordance with the voluntary annexation provisions of Florida Statute 171.044; redefining the boundaries of the City of Orange City amending the appropriate sections of the code of Ordinances; containing a repealer provision, a severability clause and providing for an effective date.
- D. ORDINANCE NO. 384** An ordinance of the City of Orange City, Florida, annexing the Mercado Property into the corporate limits of the City of Orange City, Florida; said property being generally located on the south side of Florida Avenue, approximately 300 feet east of Enterprise Road, containing approximately 0.51 acres; in accordance with the voluntary annexation provisions of Florida Statute 171.044; redefining the boundaries of the City of Orange City amending the appropriate sections of the code of Ordinances; containing a repealer provision, a severability clause and providing for an effective date.
- E. ORDINANCE NO. 385** An ordinance of the City of Orange City, Florida, annexing the Monroe Investments Property into the corporate limits of the City of Orange City, Florida; said property being generally located on the east side of Veterans Memorial Parkway, approximately 2,250 feet south of East Graves Avenue, containing approximately 0.23 acres; in accordance with the voluntary annexation provisions of Florida Statute 171.044; redefining the boundaries of the City of Orange City amending the appropriate sections of the code of Ordinances; containing a repealer provision, a severability clause and providing for an effective date.
- F. ORDINANCE NO. 386** An ordinance of the City of Orange City, Florida, annexing the Monroe Investments Property into the corporate limits of the City of Orange City, Florida; said property being generally located on the east side of Veterans Memorial Parkway, approximately 2,350 feet south of East Graves Avenue, containing approximately 0.60 acres; in accordance with the voluntary annexation provisions of Florida Statute 171.044; redefining the boundaries of the City of Orange City amending the appropriate sections of the code of Ordinances; containing a repealer provision, a severability clause and providing for an effective date.
- G. ORDINANCE NO. 387** An ordinance of the City of Orange City, Florida, annexing the James Property into the corporate limits of the City of Orange City, Florida; said property being generally located on the north side of West Fern Drive, approximately 750 feet east

of Pecan Drive, containing approximately 2.30 acres; in accordance with the voluntary annexation provisions of Florida Statute 171.044; redefining the boundaries of the City of Orange City amending the appropriate sections of the code of Ordinances; containing a repealer provision, a severability clause and providing for an effective date.

7. RESOLUTIONS:

- A. RESOLUTION NO. 540-09** A resolution of the City Council of the City of Orange City, Florida, adopting a revised miscellaneous fee schedule for water and wastewater services provided by orange city utilities; providing for conflicts; providing for severability; and providing an effective date.
- B. RESOLUTION NO. 541-09** A resolution of the City of Orange City, Florida, adopting a policy for responding to public records requests in accordance with the requirements of chapter 119 of the Florida Statutes, repealing all resolutions in conflict herewith and providing for an effective date.
- C. RESOLUTION NO. 542-09** A resolution of the City Council of the City of Orange City, Florida, authorizing the city to compensate the West Volusia Chamber of Commerce for conveyance to the city of its interest, if any, in a building constructed on city property by the West Volusia Chamber of Commerce; repealing all resolutions in conflict herewith and providing for an effective date.

8. DISCUSSION AND ACTION:

- A.** Discussion of Council Districts
- B.** Request for a Lien Reduction
- C.** GEL Corporation Developer's Agreement

9. NEW BUSINESS:

10. REPORTS:

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

11. APPROVAL OF MINUTES: April 14, 2009 Regular Meeting

12. COUNCIL COMMENTS

13. ADJOURN

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.

Revised