

1 **MINUTES OF THE REGULAR MEETING** of the City Council of the City of Orange City,
2 Florida, held on Tuesday, March 09, 2010 at 7:00 p.m. in Council Chambers, 201 N. Holly Avenue,
3 Orange City.

4

5 **CALL TO ORDER**

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7 The meeting was called to order at 7:00 p.m. by Mayor Strickland and roll call was taken.

8

9 **ROLL CALL**

10

11 **PRESENT:** Mayor Harley Strickland; Vice Mayor Tom Laputka; Council Members; Jeff Allebach,
12 Tom Abraham, Anthony J. Pupello, Gary A. Blair, O. William (Bill) Crippen; City Attorney William
13 Reischmann; Interim City Manager V. Eugene Miller, City Clerk Deborah Renner

14

15 The Invocation was given by Pastor Peter Migner, DeLand Church of the Nazarene followed by the
16 Pledge of Allegiance.

17

18 Mr. Miller asked the that Proclamation for former Police Chief Baskoff be removed from agenda, as
19 Mr. Baskoff could not present this evening.

20

21 **1. ABSENCES:**

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23 **2. PRESENTATIONS/PROCLAMATIONS:** Proclamation to Chief Baskoff

24

25 *Item removed from agenda.*

26

27 **3. CITIZEN COMMENTS:**

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29 Al Blue, 447 N. Oak, came forward and stated that Harriet Boyd, granddaughter of Seth French
30 passed away recently and left a house to the City. Mr. Blue provided a history of Dr. French's
31 connection to Orange City noting The Seth French house was built in 1874 around the same time as
32 the Heritage Inn. Next, Mr. Blue discussed the name of the new High School. He expressed his
33 disagreement with the chosen name and said that it is not too late to have the name changed. Mr.
34 Blue discussed the solid waste assessment of \$259/year. Noting this is the fifth year of the contract
35 he said communication is required prior to expiration or the contract will automatically renew. He
36 stated, "I beseech upon you to check the date of expiration on the contract."

37

38 **4. CONSENT AGENDA:** None at this time

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40 **5. ORDINANCES – FIRST READING:** None at this time

41

42 **6. PUBLIC HEARINGS:** None at this time

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44 **7. RESOLUTIONS:** None at this time

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46 **8. DISCUSSION AND ACTION:**

47

1 suggested another vote to determine this. A second round of voting between the top two candidates
2 (Jamie Crouteau and Anthony Otte) was conducted. Mr. Baenziger read the ballots as follows:

3
4 5 Votes for Jamie Crouteau (Mayor Strickland, Vice Mayor Laputka, Council
5 Members Abraham, Allebach, Crippen)

6
7 2 Votes for Antony Otte (Council Members Blair, Pupello)

8
9 Mr. Baenziger announced Jamie Crouteau as the top candidate and Anthony Otte the second.

10
11 Mayor Strickland reminded Council that he would be working on the contract negotiations with Mr.
12 Reischmann. He asked Council to contact Mr. Reischmann if they had any concerns about that
13 process. Mr. Baenziger advised that, considering that negotiations have already taken place, voting
14 on the contract is customarily an “up or down” vote rather than going over the contract item by item.

15
16 Council Member Blair asked if there was an outline of the contract terms as discussed by Council.
17 Mr. Reischmann said he has not received many comments from Council. He said that he would
18 create an outline regarding his understanding of the agreed-upon terms of the Council. He said he
19 will make sure the contract is consistent with the advertisement.

20
21 **Vice Mayor Laputka moved that the City Council accept the results of**
22 **the straw ballot selecting Jamie Crouteau as the first choice for the**
23 **position of City Manager with Anthony Otte as the second, Rex Taylor**
24 **the third, and Cynthia Hall as the fourth choice candidates, seconded**
25 **by Council Member Crippen.**

26
27 Council Member Crippen asked whether comments on the contract could be directed to Mr.
28 Reischmann. Mayor Strickland responded “that is correct.” Council Member Allebach said that he
29 hopes it will be a “professional” contract. Mayor Strickland noted that the process works both ways
30 and that the candidates are interviewing the City, as well as the City interviewing them.

31
32 **Motion passed with a 7/0 roll call vote of the Council.**

33
34 Council Member Pupello asked that Council find another mechanism to fire the Manager rather than,
35 or in addition to, a 4/3 vote. He spoke in support of an evaluation. Mayor Strickland noted there is
36 an annual evaluation process at which time Council can clearly state their concerns and give the
37 individual an opportunity for corrective action. Mr. Baenziger advised that it is not uncommon to
38 include a six-month evaluation in the contract.

39
40 **B. Authorization of Low Level Flights for Mosquito Control**

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42 Mr. Miller noted this agenda item is a routine request from the County that requires Council’s
43 authorization for the Mayor to execute a letter of authorization for low level flights related to
44 mosquito control.

45

1 **Council Member Allebach moved that the City Council authorize the**
2 **Mayor to execute the letter of authorization for Volusia County**
3 **Mosquito Control, seconded by Council Member Crippen.**
4

5 Mayor Strickland questioned what chemicals would be sprayed and at what level. Mr. Miller said he
6 would find out that information and share it with everyone.

7
8 **Motion passed by a 7/0 voice vote of Council.**
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10 **9. NEW BUSINESS**

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12 Council Member Allebach asked that a discussion regarding replacement of the plantings in the
13 median on U.S. 17-92 be put on the next agenda.

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15 **10. REPORTS:**

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17 **A. City Manager**
18

19 Mr. Miller introduced Frank Ross, the new Interim Police Chief. Chief Ross thanked Council and
20 Mr. Miller for the opportunity to work with the City. He said he is excited to work with the force.
21 He said he has been meeting with each officer one-on-one and is impressed with them. Chief Ross
22 said the investigation has been completed and he will receive the report tomorrow. He explained he
23 is required to provide a copy of the report to Lt. Melvin and he will then review it and render a
24 decision. After the decision is made, the report will become public.

25
26 In response to a question from Mayor Strickland, Chief Ross said he could not release the report to
27 the press until the investigation is concluded. He advised that it is his "highest priority." Mr.
28 Reischmann read from Chapter 112 noting that only after the notice of discipline is provided to the
29 officer who is the subject of the complaint and that officer has had an opportunity to respond does the
30 confidentiality lift and allow for the report to be released.

31
32 In response to a question from Council Member Crippen as to when the decision will be made, Chief
33 Ross said that he really can't make a prediction at this time. Council Member Blair commended Mr.
34 Miller for his choice of Mr. Ross as Interim Police Chief.

35
36 Mr. Miller reported the alternate water fee issue will be on the agenda for the next Council meeting.
37 He said a "massive" budget amendment for this fiscal year will be on that agenda as well. He
38 explained that contracts for Public Works and Fire services for DeBary had a "domino effect"
39 throughout the budget which will be part of the amendment. Mr. Miller said he has had the
40 opportunity to review the City's budget. He expressed his concern that it may be difficult to balance
41 the budget next year as there will be a reduction in property values, State shared revenue and many
42 other factors affecting revenues. He said the City has been fortunate due to its annexations and large
43 commercial tax base. Mr. Miller stated, "It is going to be a tough year."
44

45 Mr. Miller noted that strategic planning sessions usually begin in April. He suggested the sessions be
46 delayed until May so that the new City Manager would have an opportunity to participate in the
47 process. Mr. Miller said Council needs to select a facilitator for those sessions. He said he spoke

1 with Marilyn Crotty from the Institute of Government and she has agreed to facilitate the strategic
2 planning sessions at a cost of \$1,200 per session, which is substantially less than what the City has
3 paid in previous years. In addition, Ms. Crotty would provide a final document that is easier to
4 understand. He said he needs direction on how to proceed. Council Member Allebach spoke in favor
5 of changing facilitators. However, he cautioned Council not to hurry through the process to the point
6 where it becomes meaningless. Vice Mayor Laputka said citizen involvement has been growing over
7 the past years, he said that he would like to have 200 people attend the citizen's session this year.
8 Mayor Strickland summarized the discussion by stating Council is in favor of Ms. Crotty facilitating
9 the strategic planning session.

10
11 Council Member Crippen noted that he attended the last two goal setting sessions and liked the
12 "product" produced as it depicts the manner in which the City is moving. He said that whatever is
13 chosen, he hopes the published summaries continue to be provided.

14
15 **B. Mayor/City Council**

16
17 Council Member Allebach said he attended a Metro Daytona Economic Development Corp. meeting
18 today. He said this newly formed group is a public-private partnership that relies on local tax money
19 and corporate contributions to fund development initiatives. The plan is to bring more economic
20 development and jobs to Volusia County. He said that it is not something that will happen
21 immediately, it is planning for the future

22
23 Council Member Allebach announced that a Smart Growth Workshop is scheduled for 5:30 p.m.
24 April 14th in Deltona. Mayor Strickland said these are information gathering workshops designed to
25 provide public input on the issue of sustainable growth.

26
27 Mayor Strickland said that Council Member Allebach could not make it to the last MPO meeting and
28 Council needs to appoint and alternate. He asked who would be available to attend.

29
30 **It was the consensus of the Council that Vice Mayor Laputka would**
31 **be the alternate to the MPO meetings.**

32
33 **C. City Clerk**

34
35 Ms. Renner said the "Make Your Mark" exercise held on Saturday was very successful and very well
36 attended. She said the representatives from the Metropolitan Planning Organization were extremely
37 pleased with the turnout and the level of participation.

38
39 **D. City Attorney**

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41 Mr. Reischmann reported that the City has a signed Developer's Agreement from GEL Corporation.
42 He said he is working with Mr. Watts to prepare all of the supporting documentation and that he
43 hopes to bring it back to the next meeting.

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45 **E. APPROVAL OF MINUTES:**

February 10, 2010 Special Meeting

1 Mayor Strickland said he, Vice Mayor Laputka, and Allen James went to Manatee Cove Elementary
2 School to present a fourth grader a \$50 gift certificate for naming the manatees on the new mural on
3 the Century Link building. He said the school was given a \$500 gift certificate towards their art
4 program. Mayor Strickland said that he wanted to acknowledge that the City had its First Annual
5 Black History month event and it was a success. He asked Evelyn Roberts and Sharon and Alisa
6 Stafford to stand and be recognized. He said it was a wonderful event and they did a great job. The
7 program was recorded and DVD's will be available soon. Mayor Strickland thanked staff and
8 everyone who helped. Alisa Stafford came forward and distributed a letter to Council thanking them
9 for their support on this project (a copy of which is attached and becomes a permanent part of these
10 minutes).

11
12 Mayor Strickland said the "Make your Mark" program was a success. He thanked everyone who
13 participated. He said a neighboring city only had 2 people show up for their program. He stated, "I
14 am hoping they will get on board and see the value of planning for future transportation needs in our
15 community. It's really an important issue."

16
17 **G. ADJOURNMENT:**

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19 There being no further business, Mayor Strickland adjourned the meeting at 8:31 p.m.

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21
22 **RESPECTFULLY SUBMITTED:**

23
24
25
26 Gloria Williams, CMC
27 Deputy City Clerk

APPROVED ON:

March 23, 2010