



**CITY COUNCIL OF ORANGE CITY**

**TUESDAY, November 9, 2010**

**7:00 P.M.**

**CITY COUNCIL CHAMBERS, 201 NORTH HOLLY AVENUE**

**AGENDA**

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**Gary A. Blair  
Bill Crippen  
Anthony Pupello  
Jeff H. Allebach  
Tom Abraham**

**Tom Laputka, Vice Mayor  
Harley Strickland, Mayor  
William E. Reischmann, City Attorney  
Jamie Croteau, City Manager  
Deborah J. Renner, City Clerk**

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**CALL TO ORDER**

**ROLL CALL**

**INVOCATION**

Pastor Vince Cuda, My Refuge Christian Center

**PLEDGE OF ALLEGIANCE**

**I. ELECTION OF VICE MAYOR**

**1. ABSENCES:** None

**2. PRESENTATIONS/PROCLAMATIONS:** YMCA Team Challenge Trophy Presentation

**3. CITIZEN COMMENTS:**

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

**4. CONSENT AGENDA:**

a) October 26, 2010 Regular Meeting Minutes

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.

**5. ORDINANCES - FIRST READING:**

**A. ORDINANCE NO. 435:** An ordinance of the City of Orange City, Florida, declaring a moratorium as to the filing and/or receiving of any application or the issuance of business tax receipts for the operation of "Pain Clinics" and "Pain Management Clinics" for one hundred and eighty (180) days; providing for severability and an effective date.

**B. ORDINANCE NO. 436:** An ordinance of the City of Orange City, Florida, annexing the Smith property into the corporate limits of the City of Orange City, Florida; said property being generally located on the west side of North Volusia Avenue, approximately 800 feet north of St. Lawrence Avenue, containing approximately 4.40 acres; in accordance with the voluntary annexation provisions of Florida Statute 171.044; redefining the boundaries of the City of Orange City by amending the

appropriate sections of the Code of Ordinances; containing a repealer provision, a severability clause and providing for an effective date.

- C. **ORDINANCE NO. 437:** An ordinance of the City Council of the City of Orange City, Florida, providing for a non-exclusive franchise to Container Rental Company, Inc. (CRC) for the collection and disposal of commercial trash, garbage, recyclable materials and other refuse within the City Limits; providing for Definitions, Terms Condition, Rates, Compliance With Laws, Arbitration, Standards of Performance, Collection, Regulation Operations, Hours, Routes, Penalties, Accounting, Complaint Resolutions; containing a repealer provision; a severability clause and providing for an effective date.
- D. **ORDINANCE NO. 438:** An ordinance of the City Council of the City of Orange City, Florida, providing for a non-exclusive franchise to Emerald Waste Services, LLC (EWS) for the collection and disposal of commercial trash, garbage, recyclable materials and other refuse within the City Limits; providing for Definitions, Terms Condition, Rates, Compliance With Laws, Arbitration, Standards of Performance, Collection, Regulation Operations, Hours, Routes, Penalties, Accounting, Complaint Resolutions; containing a repealer provision; a severability clause and providing for an effective date.
- E. **ORDINANCE NO. 439:** An ordinance of the City Council of the City of Orange City, Florida, providing for a non-exclusive franchise to Waste Pro for the collection and disposal of commercial trash, garbage, recyclable materials and other refuse within the City Limits; providing for Definitions, Terms Condition, Rates, Compliance With Laws, Arbitration, Standards of Performance, Collection, Regulation Operations, Hours, Routes, Penalties, Accounting, Complaint Resolutions; containing a repealer provision; a severability clause and providing for an effective date.
- F. **ORDINANCE NO. 440:** An ordinance of the City Council of the City of Orange City, Florida, providing for a non-exclusive franchise to Waste Services of Florida, Inc. for the collection and disposal of commercial trash, garbage, recyclable materials and other refuse within the City Limits; providing for Definitions, Terms Condition, Rates, Compliance With Laws, Arbitration, Standards of Performance, Collection, Regulation Operations, Hours, Routes, Penalties, Accounting, Complaint Resolutions; containing a repealer provision; a severability clause and providing for an effective date.
- G. **ORDINANCE NO. 441:** An ordinance of the City Council of the City of Orange City, Florida, providing for a non-exclusive franchise to Orlando Waste Paper Company, Inc. for the collection and disposal of commercial trash, garbage, recyclable materials and other refuse within the City Limits; providing for Definitions, Terms Condition, Rates, Compliance With Laws, Arbitration, Standards of Performance, Collection, Regulation Operations, Hours, Routes, Penalties, Accounting, Complaint Resolutions; containing a repealer provision; a severability clause and providing for an effective date.
- H. **ORDINANCE NO. 442:** An ordinance of the City Council of the City of Orange City, Florida, providing for a non-exclusive franchise to DisposAll for the collection and disposal of commercial trash, garbage, recyclable materials and other refuse within the

City Limits; providing for Definitions, Terms Condition, Rates, Compliance With Laws, Arbitration, Standards of Performance, Collection, Regulation Operations, Hours, Routes, Penalties, Accounting, Complaint Resolutions; containing a repealer provision; a severability clause and providing for an effective date.

- I. **ORDINANCE NO. 443:** An ordinance of the City Council of the City of Orange City, Florida, providing for a non-exclusive franchise to Sunshine Recycling, Inc. for the collection and disposal of commercial trash, garbage, recyclable materials and other refuse within the City Limits; providing for Definitions, Terms Condition, Rates, Compliance With Laws, Arbitration, Standards of Performance, Collection, Regulation Operations, Hours, Routes, Penalties, Accounting, Complaint Resolutions; containing a repealer provision; a severability clause and providing for an effective date.

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

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

8. **DISCUSSION AND ACTION:**

- A. Update on Seth French House

9. **NEW BUSINESS:**

10. **REPORTS:**

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

11. **APPROVAL OF MINUTES:** (Consent Agenda)

12. **COUNCIL COMMENTS**

13. **ADJOURN:**

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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.