

1 **MINUTES OF THE REGULAR MEETING** of the City Council of the City of Orange City, Florida,
2 held on Tuesday, October 10, 2017 at 6:30 p.m. in Council Chambers, 201 N. Holly Avenue, Orange
3 City.

4
5 **CALL TO ORDER**

6
7 The meeting was called to order at 6:30 p.m. by Mayor Blair and roll call was taken.

8
9 **ROLL CALL**

10
11 **PRESENT:** Mayor Gary A. Blair; Vice Mayor O. William (Bill) Crippen; Council Members: Bill
12 O'Connor, Jeff Allebach, Jim Mahoney, Anthony J. Pupello, Evelyn Robinson; City Attorney William
13 Reischmann ; City Manager Dale Arrington; City Clerk Gloria Thomas.

14
15 **ABSENT:** None at this time

16
17 **INVOCATION/PLEDGE OF ALLEGIANCE**

18
19 The Invocation was given by Pastor James Hilton, The Journey at First Baptist Church of Orange City.

20
21 **1. ABSENCES:** None at this time

22
23 **2. PRESENTATIONS/PROCLAMATIONS:**

24
25 A. Presentation: 3rd Quarter 2017 Curb Appeal Awards

26
27 Becky Mendez, Development Services Director, came forward and presented the 3rd Quarter Curb
28 Appeal winners. She announced Sporty's Express Car Wash as the commercial winner and Jose Ivelisse
29 Morales, 287 Banana Ave. as the residential winner. The winners of the Curb Appeal Award receive a
30 gift card to Lowes, a sign to display in their front yards as well as notice on the City's website and social
31 media.

32
33 **3. CITIZEN COMMENTS:**

34
35 Curtis Lewis, 623 S. Thorpe Ave, came forward to express his concerns about the City's plans for a lift
36 station in his neighborhood and the effects of excess standing storm water and sewage contaminating the
37 area. He asked how the City will address the flooding.

38
39 Alisa Stafford, 461 Clark Street, voiced her concerns about the planned location for a lift station near
40 Mill Lake. She asked Council to consider another location. Ms. Stafford announced there will be a
41 second neighborhood meeting on October 19th to discuss these concerns. She invited the city engineer
42 to attend.

43
44 **4. CONSENT AGENDA:**

45
46 A. Approve Ranking List for Building Inspection and Permitting Services

- 1 B. **RESOLUTION NO. 882-17** A Resolution of the City Council of the City of Orange City,
2 Florida amending the pay plan for the City of Orange City; containing a repealer provision, a
3 severability clause and providing for an effective date.
4 C. Changes to Council Meeting Schedule for November and December 2017
5 D. Approve September 26, 2017 Regular Meeting Minutes
6

7 **Council Member Pupello moved to approve the Consent Agenda, seconded**
8 **by Vice Mayor Crippen and was passed by a 7/0 roll call vote of the City**
9 **Council.**

10
11 **5. ORDINANCES – FIRST READING:**
12

- 13 A. **ORDINANCE NO. 581** An Ordinance of the City Council of the City of Orange City
14 Florida, amending the Land Development Code regarding the regulation of pharmacies and
15 medical marijuana treatment centers and other housekeeping items; providing for amendment
16 to Chapter 2– Definitions and Chapter 8- Zoning Regulations; repealing all ordinances or
17 parts of ordinances in conflict herewith; and providing for an effective date.
18

19 Mr. Reischmann read the title of Ordinance No. 581 into the record. He noted that this was a legislative
20 matter.
21

22 **Vice Mayor Crippen moved to approve Ordinance No. 581, seconded by**
23 **Council Member Pupello.**
24

25 Becky Mendez, Development Services Director recalled what has been previously discussed with regard
26 to the medical marijuana bill. Ms. Mendez provided a PowerPoint presentation (a copy of which is
27 attached and becomes a permanent part of these minutes) regarding the regulation of pharmacies and
28 medical marijuana treatment centers and other housekeeping items. Ms. Mendez recalled that at the July
29 25th meeting, Council directed staff to draft an Ordinance defining medical marijuana dispensaries as
30 pharmacies. She stated that currently the Code does not define a pharmacy use and instead treats
31 pharmacies as a retail sales and service use. Retail sales and service is a permitted use in the CG-1, CG-
32 2, MX-1, and by conditional use in the Office Transitional zoning classifications. She displayed a map
33 of the zoning classifications and discussed the definition of a pharmacy use.
34

35 Ms. Mendez reported that in addition to clarifying the definition of a pharmacy use, this ordinance also
36 adds a permitted pharmacy use in the CG-1 and CG-2 zoning classifications to avoid creating
37 nonconforming uses for existing pharmacies. Other housekeeping items such as cleaning up the zoning
38 matrix, standardize code citations, moving regulations out the zoning matrix and into the zoning code
39 will occur once Ordinance No. 581 is adopted.
40

41 Ms. Mendez noted that the following sentence “phone card activities as an accessory or ancillary use is
42 also prohibited in all zoning districts” was inadvertently left off of page 2 of the ordinance. She advised
43 that the Clerk has the corrected ordinance for second reading.
44

45 Ms. Mendez stated that staff is requesting Council approve Ordinance No. 581 at first reading and
46 schedule the second and final reading for the October 24th. She noted that staff will update the ordinance

1 deleting “or more” language from the definition of a pharmacy ensuring that the ordinance language is
2 corrected as suggested by Council Member Mahoney.

3
4 **Motion passed by a 7/0 roll call vote of the City Council.**

5
6 **6. PUBLIC HEARINGS:** None at this time

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

9
10 **8. DISCUSSION AND ACTION:**

11
12 A. Consideration of Sponsorship Request FY 17/18

13
14 Danielle FitzPatrick, Public Information Coordinator, came forward to discuss the sponsorship requests
15 for FY 2017/18. She reported that there is currently \$3,000 remaining in the non-recurring fund.
16 CATALYST Global Youth Initiatives Inc. is requesting \$2,500 to help purchase items needed for the
17 students in the program. Ms. FitzPatrick stated that staff recommends awarding \$2,000 to the
18 CATALYST program. This will leave \$1,000 remaining for this fiscal year.

19
20 Council Member Pupello asked if there were any other inquires at this time. Ms. FitzPatrick replied, no.

21
22 Council Member O’Connor questioned whether other cities were donating towards the CATALYST
23 group. Ms. FitzPatrick introduced Felicia Benzo to answer his question.

24
25 Felicia Benzo, representative for the CATAYLIST mentoring program, came forward and responded to
26 Council Member O’Connor’s question. She stated that CATALYST has served multiple schools as well
27 as the four in the City for seven years. Ms. Benzo noted that her request is for 10 students at River
28 Springs Middle and 12 students at University High Schools as well as 10-20 students in the DREAM
29 program, an all-male mentoring program.

30
31 Council Member Robinson asked if the parents of the children were able to contribute financially. Ms.
32 Benzo replied, no.

33
34 Vice Mayor Crippen asked if the funds were for the male group only. Ms. Benzo replied that the
35 DREAM program is all male and the CATALYST program is multi-racial, non-gender specific.

36
37 Council Member Pupello explained that Council is not trying to segregate Orange City students from the
38 students from other cities. He commented that Council is the steward of taxpayer money. Council
39 Member Pupello recommended that Council move forward and grant the request as presented by staff.
40 He stated it is a very good program.

41
42 **Council Member Pupello moved to approve the CATALYST Global**
43 **Youth Initiatives, Inc sponsorship award request as presented, seconded**
44 **by Council Member O’Connor.**

45
46 Council Member Allebach spoke in support of the \$2,000 award and the CATALYST program.

1 **Motion passed by a 7/0 roll call vote of the City Council.**

2
3 **9. REPORTS:**

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5 **A. Mayor/City Council**

6
7 Mayor Blair commented that the National Night Out was a great event. He stated that he was very
8 impressed with the police explorers and the fire cadets. Mayor Blair reported the homecoming parade
9 was a big success. He attended the Mayor's Elected Officials Roundtable meeting regarding a survey
10 from Clearview about a ½ to 1 cent sales tax and reactions towards FEMA's response to the hurricane.
11 Mayor Blair reported that former Daytona Mayor Richie has challenged the public to contribute funding
12 for a new building for the Council on Aging as the prior building was destroyed during Hurricane Irma.
13 He stated that he will match contributions up to \$100,000.

14
15 Mayor Blair reported that he received a letter from the ARC, an organization that advocate and provide
16 services to those with developmental disabilities. The Volusia Volunteers and Medicine are hosting a
17 happy hour October 25th from 5:30 to 7:00 p.m. at 2140 LPGA BLVD. He stated that he will give both
18 notices to the City Clerk.

19
20 Council Member Allebach reported about the recent TPO meeting. He stated that the increase of the
21 design phase for Big French was approved. Council Member Allebach reported that Deb Denning is the
22 new chairman for TPO. He reported that the State has budgeted over \$800,000 for the state wide trail
23 system. Council Member Allebach commented that he will champion for smaller cities and fight to
24 keep the TPO matching contributions at 10%.

25
26 Vice Mayor Crippen reported that at the River of Lakes Heritage Corridor meeting Jane Durocher, from
27 the St. Johns Riverkeeper, was the guest speaker. Vice Mayor Crippen explained that the duties of a St.
28 Johns Riverkeeper include making the river more enjoyable to the public, managing the sewage
29 discharge that is dumped into the river and the removal of the water. He announced that the Volusia
30 Water Alliance Fall Symposium will be held October 27th 9:30 a.m. to 4:45 p.m.. Vice Mayor Crippen
31 reported that he spoke with Susan Prill, an FDOT liaison, about the details of Big French and relayed the
32 emails to the City Manager.

33
34 Council Member O'Connor reported that he attended the League of Cities dinner that discussed the
35 homeless situation on the west side of Volusia County. He stated that the Orange City received
36 honorable mentions from Deland for the City's assistance with the homeless situation.

37
38 Council Member Pupello reported that he too attended the League of Cities dinner. He stated that he was
39 proud to be a part of what Deland's leadership was speaking about. Council Member Pupello stated that
40 he enjoyed participating in the National Night Out.

41
42 **B. City Manager**

43
44 Ms. Arrington reported the City has collected over 30,900 cubic yards of debris more than three times
45 the amount collected during Hurricane Matthew. The City hopes to finish the first pass on Friday and
46 then begin a second pass. Valentine Park practice field are open for the community youth groups only.

1 The entire park should be open to the general public in approximately two weeks. Ms. Arrington
2 reported that she is not sure when the County will begin picking up debris in the incorporated areas and
3 provided the public with the Volusia County Hotline number. Ms. Arrington asked for citizen's
4 patience as the City is working on this process.

5
6 **C. City Clerk**

7
8 Ms. Thomas reminded Council that ethics courses for the year need to be completed. She reported that
9 the Florida League of Cities is offering an ethic course in conjunction with DeBary on November 4th
10 8:30 a.m. to 12:30 p.m. Ms. Thomas communicated that Council should let her know if they would like
11 to attend and she will get them registered.

12
13 **D. City Attorney**

14
15 Mr. Reischmann remarked that the City is doing better than most cities as far as contractors removing
16 the storm debris.

17
18 **10. NEW BUSINESS:**

19
20 Council Member O'Connor asked if a FAQ sheet referring to hurricane preparation could be
21 added to the City's website. Ms. Arrington replied, yes.

22
23 **It was the consensus of Council for Ms. Arrington to include a hurricane**
24 **preparation FAQ sheet on the City's website.**

25
26 **11. APPROVAL OF MINUTES:** See Consent Agenda

27
28 **12. COUNCIL COMMENTS:**

29
30 Referring to a previous comment, Council Member Mahoney stated to Ms. Mendez, in a joking manner,
31 "If you're going to attribute the elimination of a redundancy to me, you could attribute the incomplete
32 sentence as well".

33
34 Council Member O'Connor thanked all the residents that attended the meeting. He stated the City and
35 staff did a great job during the storm.

36
37 Vice Mayor Crippen stated that he was excited about the sidewalk surrounding Mill Lake. He
38 announced that there will be a retirement event for Lake Helen's Mayor Snowden on 11/4. Vice Mayor
39 Crippen stated that he appreciated the work efforts regarding medical marijuana as he supports it.

40
41 Council Member Allebach reported that he will be attending the IEMO training in Jacksonville this
42 weekend. He stated that the National Night Out was a success.

43
44 Council Member Robinson stated that she is excited about the CRA plans and the progress at Mill Lake
45 and around the City. She stated that the National Night out was a success and fun.

46

1 Council Member Pupello thanked the citizens for participating in their community. He stated that he
2 enjoys attending as well as participating in all of the City's events. Council Member Pupello commented
3 that he is honored to serve and appreciates the citizens at the meeting.
4

5 **13. ADJOURN:**

6
7 There being no further business, Mayor Blair adjourned the meeting at 7:45 p.m.
8
9

10 **RESPECTFULLY SUBMITTED:**

APPROVED ON:

11
12 _____
13 Melani Brown
14 Deputy City Clerk

Date

