

1 **MINUTES OF THE REGULAR MEETING** of the City Council of the City of Orange City, Florida,  
2 held on Tuesday, March 27, 2018 at 6:30 p.m. in Council Chambers, 201 N. Holly Avenue, Orange City.

3  
4 **CALL TO ORDER**

5  
6 The meeting was called to order at 6:30 p.m. by Mayor Blair and roll call was taken.

7  
8 **ROLL CALL**

9  
10 **PRESENT:** Mayor Gary A. Blair; Vice Mayor O. William (Bill) Crippen; Council Members: Bill  
11 O’Connor, Jeff Allebach, Anthony J. Pupello, Evelyn Robinson, Jim Mahoney; City Attorney William  
12 Reischmann; City Manager Dale Arrington; City Clerk Gloria Thomas.

13  
14 **INVOCATION/PLEDGE OF ALLEGIANCE**

15  
16 The Invocation was given by Reverend Peter Migner, Deland Church of the Nazarene

17  
18 **1. ABSENCES:** None at this time

19  
20 **2. PRESENTATIONS/PROCLAMATIONS:**

21  
22 A. Proclamation - Water Conservation Month – April

23  
24 Mayor Blair read a proclamation into the record that proclaimed April as Water Conservation Month in  
25 the City of Orange City urging all residents and businesses to help protect our precious water resources  
26 by practicing water saving measures.

27  
28 B. Proclamation - Child Abuse Prevention Month – April

29  
30 Mayor Blair read a proclamation into the record proclaiming April as Child Abuse Prevention Month. He  
31 called upon all citizens, community agencies, faith groups, medical facilities, elected leaders and  
32 businesses to increase their participation in our efforts to support families, thereby preventing child abuse  
33 and strengthening the communities in which we live. Mayor Blair noted that the Village Improvement  
34 Association of Orange City Women’s Club is participating in the Pinwheel program again this year.

35  
36 C. Presentation - Police Report

37  
38 Wayne Miller, Deputy Police Chief, discussed a PowerPoint presentation (a copy of which is attached and  
39 becomes a permanent part of these minutes) that included the Orange City Police Department Annual  
40 Report. Deputy Miller reported that the Police Department is made up of a Patrol Division, Community  
41 Service Aide (civilian), Detective Division and Administration. Deputy Miller noted that the Police  
42 Department will be fully staffed in the upcoming weeks if the 3 applicants pass their state exams.

43  
44 Deputy Miller reported on the allocation and deployment, the roster, and officer population per capita  
45 within the Police Department. He noted that the department is very selective when choosing recruits.  
46 Deputy Miller stated that the Police Volunteers and Police Explorers are very beneficial to the department.  
47 He reported the 2017 statistics, crime, traffic, subject resistance, code enforcement, detective, and City  
48 events, as well as statistics within the department.

1 Deputy Miller concluded by thanking Council for all their support throughout the year.

2  
3 D. Presentation - Auditor Report Fiscal Year End 2017

4  
5 Tammie Campbell, representative from McDirmit Davis & Co., discussed a PowerPoint presentation (a  
6 copy of which is attached and becomes a permanent part of these minutes) that reviewed the 2017 Annual  
7 Auditor Report. Ms. Campbell reported that the audit opinion was unmodified which is the best type to  
8 obtain. She noted that this year there was a Federal single audit related to grant money the City received  
9 primarily for the State Revolving Fund (SRF) utility work. Ms. Campbell stated that the City has received  
10 a certificate of achievement for the past 16 years and will receive this award again for this year.

11  
12 Ms. Campbell reported on the citywide assets, liabilities, deferred outflows, revenues and expenditures.  
13 She noted that the City currently invests in the Florida Prime and Florida Safe investments and is in  
14 compliance with Florida statutes regarding the investment of public funds. Ms. Campbell stated that the  
15 City shows positive financial health.

16  
17 Ms. Campbell summarized that the City has positive and stable financial health.

18  
19 A question and answer forum ensued between Council Member Mahoney and Ms. Campbell discussing  
20 the deferred inflow and outflow percentages. Council Member Mahoney noted that if the City's primary  
21 focus is to provide public safety, the City should be selective about other commitments due to the potential  
22 volatility.

23  
24 **Council Member Allebach moved that the City Council approve the**  
25 **Comprehensive Annual Financial Report for the year ending September 30,**  
26 **2017, seconded by Vice Mayor Crippen and passed by a unanimous voice vote**  
27 **of the City Council.**

28  
29 **3. CITIZEN COMMENTS:**

30  
31 Mike Sroka, Stetson Youth Soccer Club, requested a contract to use Valentine Park for youth soccer  
32 games. He was advised to contact the City Manager to negotiate a contract.

33  
34 Chris Duncan, Orange City Thunder Organization, requested a contract to use Valentine Park for youth  
35 softball games. He too was advised to contact the City Manager to negotiate a contract.

36  
37 Shawn Cochran and Kim Reading announced a Pinwheels for Prevention meeting on April 5<sup>th</sup> at 12:30  
38 p.m. at the First Congregational Church on W. University Ave. She noted that the pinwheels will be  
39 planted at Dickinson Park on April 6<sup>th</sup> at 4:30 p.m. in awareness of Childhood Abuse Prevention Month.

40  
41 **4. CONSENT AGENDA:**

- 42  
43 A. Surplus Inventory/Request to Donate  
44 B. Approve Ranking List RSQ-037-0-2017, Professional Engineering for  
45 Construction, Engineering and Inspections Services, Including Grant Funded and  
46 Capital Improvement Projects  
47 D. Approve February 27, 2018 Regular City Council Meeting Minutes

48  
49 Mayor Blair requested that Consent Agenda Item 4C be pulled from the Consent Agenda.

1                   **Vice Mayor Crippen moved to approve Consent Agenda Items A, B, and D,**  
 2                   **seconded by Council Member O’Connor, and passed by a 7/0 roll call vote**  
 3                   **of the City Council.**

4  
 5                   C. Parks and Recreation Budget Amendment Fiscal Year 2017/2018

6  
 7 Mayor Blair advised that the requested Consent Agenda item be pulled because the quote provided was  
 8 incomplete. He noted the additional items that are required. A lengthy discussion ensued. The agenda  
 9 item was amended to include a cap of \$8,000 for the additional work needed.

10  
 11                   **Council Member Pupello moved to approve Consent Agenda Item 4D, Parks**  
 12                   **and Recreation Budget Amendment Fiscal Year 2017/2018 and the additional**  
 13                   **work needed with a cap of up to \$8,000 from the Contingency Fund, seconded**  
 14                   **by Vice Mayor Crippen and passed by a 7/0 roll call vote of the City Council.**

15  
 16                   **5. ORDINANCES – FIRST READING:**

17  
 18                   None at this time

19  
 20                   **6. PUBLIC HEARINGS/ SECOND READING**

21  
 22                   None at this time

23  
 24                   **7. RESOLUTIONS:**

25  
 26                   A. **Resolution No. 900-18** A resolution of the City Council of the City of Orange City,  
 27                   Florida, approving a final plat of the Target parcel known as Eagle Trace II;  
 28                   subdividing the 12.68-acre property located at 2575 Enterprise Road into two lots;  
 29                   providing for conditions of approval; providing for conflict; and providing for an  
 30                   effective date.

31  
 32                   Mr. Reischmann read the title of Resolution No. 900-18 into the record.

33  
 34                   **Council Member Mahoney moved to approve Resolution No. 900-18, seconded**  
 35                   **by Vice Mayor Crippen.**

36  
 37                   Becky Mendez, Development Services Director, reported that the property owner requested subdivision  
 38                   of a 12.68-acre parcel into two lots, one of which is currently developed as the Target retail building. The  
 39                   Target building with associated master stormwater, landscaping and parking will remain on proposed Lot  
 40                   1. Proposed Lot 2 will be available for future development and is subject to the Easement and Restrictions  
 41                   Agreement between the Target Corporation and the contract purchaser. Ms. Mendez noted that site plan,  
 42                   Case #SITE-10-17-1290 is under concurrent review and proposes a 14,302 square foot retail outparcel  
 43                   building on Lot 2. Ms. Mendez stated that staff recommends Council approval of Resolution No. 900-18  
 44                   and to authorize the Mayor to sign the final plat.

45  
 46                   **Motion passed by a 7/0 roll call vote of the City Council.**

47  
 48                   B. **Resolution No. 902-18** A resolution of the City Council of the City of Orange City,  
 49                   Florida, relating to the State Revolving Fund program; authorizing the application;

1 authorizing the agreement; establishing pledged revenues; designating authorized  
2 representatives; providing assurances; repealing all resolutions in conflict herewith  
3 and providing an effective date.  
4

5 Mr. Reischmann read the title of Resolution No. 902-18 into the record.  
6

7 **Vice Mayor Crippen moved to approve Resolution No. 902-18, seconded by**  
8 **Council Member Pupello.**  
9

10 Migdalia Hernandez, Public Works Director, provided background with regard to the State Revolving  
11 Fund (SRF) program. Ms. Hernandez reported that a public meeting regarding this matter was held on  
12 February 14, 2018 and that the requested funding to complete the pipe rehabilitation work was approved.  
13 She noted that the SRF DW64200 Agreement was increased in the amount of \$1,270,292, which includes  
14 previous SRF allocation shortages. The corrected amount will be submitted to the City with the pending  
15 DW64200 Agreement Amendment 4. She stated that staff recommends Council approve Resolution No.  
16 902-18 authorizing the City Mayor, as the designed representative, to execute the Drinking Water SRF  
17 No. DW64200 Agreement in the amount not to exceed \$13,000,000.  
18

19 **Motion passed by a 7/0 roll call vote of the City Council.**  
20

21 **8. DISCUSSION AND ACTION:**  
22

23 A. Killebrew, Inc. Change Order No. 2 for Potable Water Distribution Quality  
24 Improvements/Pipebursting  
25

26 Ms. Hernandez noted that this change order is needed in order to proceed with SRF Amendment No. 4.  
27 The amendment will include a 309 day extension of time to repay the loan. She stated that staff is  
28 recommending Council approval of Change Order No. 2 increasing Killebrew's current contract price to  
29 \$4,912,714.00. Ms. Hernandez noted that the change order will be contingent upon Council approval of  
30 the SRF DW64200 Amendment 4.  
31

32 **Council Member Allebach moved to approve Change Order No. 2 to increase**  
33 **the current Killebrew contract price to a total amount of \$4,912,714.00 as**  
34 **presented by staff, seconded by Vice Mayor Crippen and passed by a 7/0 roll**  
35 **call vote of the City Council.**  
36

37 B. Consideration of Projects for the Half Cent Sales Tax  
38

39 Ms. Arrington recalled that Council approved Resolution 899-18 requesting the Volusia County Council  
40 submit a one-half cent infrastructure sales tax, levied for twenty years, on the 2018 elections ballot. Ms.  
41 Arrington stated that should this be approved, the City then is responsible for informing the citizens of the  
42 plans for spending the money. She reported that over the course of 20 years the total would be over \$12  
43 million and generate over \$600,000 per year that would be used for road or stormwater projects.  
44

45 Ms. Arrington noted that a list of projects for which the funds could be used was provided with the agenda.  
46 The list was sectioned into 3 categories. She noted that the City would not need the assistance of the  
47 County or State for the first project. The second category are stormwater projects already listed on the  
48 stormwater master list. The third project would require a partnership with the County or State in order to

1 make improvements to roadways. Ms. Arrington stated that staff is recommending Council approval on  
2 the priority list provided.

3  
4 **Council Member O'Connor moved to accept the project list as presented,**  
5 **seconded by Vice Mayor Crippen and passed by a 7/0 roll call vote of the City**  
6 **Council.**

7  
8 C. Aquifer Performance Testing Joint Project Agreement for Cost Share between  
9 County of Volusia, City of DeLand, and Orange City

10  
11 Mike Ulrich, Water Resources and Utility Director for Volusia County, voiced his appreciation for staff.  
12 Mr. Ulrich noted the importance with the City and County relationship for water conservation.

13  
14 Ms. Hernandez provided a PowerPoint presentation (a copy of which is attached and becomes a permanent  
15 part of these minutes) that discussed alternative water supply projects. Ms. Hernandez reported that in  
16 recent years, the City has successfully collaborated on water supply projects to protect the Blue Spring  
17 Basin including, but not limited to, reclaimed water expansion. The Joint Project Agreement (JPA) for  
18 Cost Share between the County, DeLand, and the City to perform the Deep Creek/Leffler Water Supply  
19 well testing is needed to continue our natural water resources protection. Ms. Hernandez noted that this  
20 project is designed to reduce the rate of groundwater withdrawal within the spring shed to better prepare  
21 for future demands.

22  
23 Ms. Hernandez reported that the estimated cost for the construction and development of this wellfield is  
24 \$600,000. The Florida Department of Environmental Protection (FDEP) and the County entered into a  
25 grant agreement award of \$200,000 for the construction of water wells and aquifer performance testing at  
26 the Deep Creek/Leffler wellfield to determine water supply and quality. The County will pay \$200,000  
27 for their cost share and DeLand and Orange City will pay \$100,000 each. The County will act as the  
28 Project Administrator and provide copies of the project plan, schedule, procedures, and aquifer testing  
29 results to the City.

30  
31 Ms. Hernandez stated that staff is requesting Council approve the attached Joint Project Agreement for  
32 Cost Share between Volusia County, Deland, and the City for Aquifer Performance Testing.

33  
34 **Council Member Allebach moved that the City Council approve the attached**  
35 **Joint Project Agreement for Cost Share between the County, Deland and the**  
36 **City for aquifer performance testing, seconded by Council Member O'Connor**  
37 **and passed by a 7/0 roll call vote of the City Council.**

## 38 39 **9. REPORTS:**

### 40 41 **A. Mayor/City Council**

42  
43 Mayor Blair acknowledged Joe Hern, the new president of the Orange City, Deland City Chamber  
44 Alliance. Mr. Hern came forward and introduced himself to the Council.

45  
46 Mayor Blair reported that he attended the Deland Orange City Alliance Chamber State of the Union  
47 meeting at John Knox Village. He thanked Ms. Davis for hosting the Mill Lake mile in his absence. Mayor  
48 Blair reported that he attended the Volusia League of Cities dinner and noted that although it was reported  
49 that he does not support the ½ cent sales tax, he does however support a 1 cent sales tax.

1 Vice Mayor Crippen reported that he attended the State of the Region event and enjoyed the good food.  
2 He also attended the Volusia League of Cities dinner and the Easter Egg Kickoff at Valentines Park on  
3 behalf of the Mayor.

4  
5 Council Member Allebach reported that he attended a River to Sea Transportation Planning Organization  
6 (TPO) Retreat. He noted that the main topic of discussion was Automated Connected Electric Shared  
7 (ACES) which is the concept of running ride shared apps on cellular devices. Council Member Allebach  
8 noted that the discussion included electronic transportation.

9  
10 Council Member O'Connor reported that the honor guard for Veterans of Foreign Wars (VFW) post in  
11 DeBary was chosen to lay the wreath of the Unknown Soldier on April 5th.

### 12 13 **City Manager**

14  
15 Ms. Arrington reported that a workshop of the homeowner representatives for Kentucky Ave. will be held  
16 on April 18<sup>th</sup> at 6:30 p.m.

17  
18 Ms. Arrington reported that a hearing with the County about vacating the DRI will be held on April 24<sup>th</sup>.

19  
20 Ms. Arrington reported that Duke Energy trucks are doing a complete inventory of all the streetlights in  
21 the City and will be installing a GPS on the lights. Duke Energy will be trimming trees on the west side  
22 of the city around power equipment areas. She announced the pinwheel planting in Dickinson Park on  
23 April 6<sup>th</sup>. Ms. Arrington reported that Well 3R was turned off on March 15<sup>th</sup> and the clock has been  
24 stopped. Ms. Arrington noted that Webber has been asked to bring in a well that would pump at the  
25 maximum amount that is allowed.

### 26 27 **B. City Clerk**

28  
29 No report.

### 30 31 **C. City Attorney**

32  
33 No report.

## 34 35 **10. NEW BUSINESS:**

36  
37 None at this time

## 38 39 **11. APPROVAL OF MINUTES** See Consent Agenda

## 40 41 **12. COUNCIL COMMENTS:**

42  
43 Council Member Pupello thanked everyone for coming. He stated, "What an important meeting it was  
44 and everything from present to past was discussed."

45  
46 Council Member Robinson stated that she appreciates the people that came out tonight and thanked  
47 everyone that attended the meeting. She showed appreciation to the Police Department.

48

1 Council Member Allebach stated that good and exciting things are happening in the City. In May, Mark  
2 Rick, the Head Coach from the University of Miami, will be speaking in Ormond.

3  
4 Vice Mayor Crippen complemented Deputy Chief Miller and Ms. Davis on their departmental reports. He  
5 stated that he is proud that Council can discuss important matters. He announced that Deland’s Wild Game  
6 Feast is coming up on May 3<sup>rd</sup>. Tickets are \$30 and all the proceeds go to West Volusia to help unfortunate  
7 people.

8  
9 Council Member O’Connor stated, “It was a great meeting and thanked everyone for staying.”

10  
11 Council Member Mahoney stated, “good evening.”

12  
13 Mayor Blair commented it was a good meeting and wished everyone a Happy Easter.

14  
15 **13. ADJOURN:**

16  
17 There being no further business to discuss, Mayor Blair adjourned the meeting at 09:24 p.m.

18  
19 **RESPECTFULLY SUBMITTED:**

**APPROVED ON:**

20  
21 \_\_\_\_\_  
22 Melani Brown, Deputy City Clerk

\_\_\_\_\_ 04-10-2018  
Date