

1 **MINUTES OF THE REGULAR MEETING** of the City Council of the City of Orange City, Florida,  
2 held on Tuesday, April 10, 2018 at 6:30 p.m. in Council Chambers, 201 N. Holly Avenue, Orange City.

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4 **CALL TO ORDER**

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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 Pastor DJ Craine, The Bible Chapel

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

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20 **2. PRESENTATIONS/PROCLAMATIONS:**

21  
22 A. Arbor Day Proclamation

23  
24 Mayor Blair read a proclamation into the record proclaiming April 27<sup>th</sup> as Arbor Day in the City of Orange  
25 City. Mayor Blair urged all citizens to celebrate Arbor Day and to support efforts to protect our trees  
26 throughout the community.

27  
28 **3. CITIZEN COMMENTS:**

29  
30 Cindy Lopez, 621 Blue Park Rd, Kirstin Larson, 439 E. French Ave., Juliana Rosario, 909 Enterprise  
31 Cove Ave., and Ashley Crider, 1750 Almond St., School of Government at University High School, came  
32 forward and thanked Council for their financial support allowing the students to travel to Tallahassee and  
33 learn about local government.

34  
35 Mayor Blair recognized Don Sarro, Leader of the School of Government. Mayor Blair announced the  
36 mock City Council meeting with the School of Government on Thursday at 5:30 p.m. in Council  
37 Chambers.

38  
39 Mark Vroman, 603 Placid Run Rd, President of the Blue Springs Villas HOA, came forward to address  
40 the speeding issue in his neighborhood.

41  
42 **4. CONSENT AGENDA:**

- 43  
44 A. Approve Single Source Vendors for Orange City Fire Department  
45 B. Approve Ultra Truck and Trailer Repairs, DeLand, as a Single Source Vendor  
46 C. Approve March 27, 2018 Regular Meeting Minutes  
47

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

4  
 5   **5.    ORDINANCES – FIRST READING:**

6  
 7   None at this time

8  
 9   **6.    PUBLIC HEARINGS/ SECOND READING**

10  
 11   None at this time

12  
 13   **7.    RESOLUTIONS:**

14  
 15   None at this time

16  
 17   **8.    DISCUSSION AND ACTION:**

18  
 19       A. Special Event Application to allow a Weekly Flea Market known as the Moose  
 20       Farmer’s Market at 1081 N. Volusia Avenue

21  
 22   Becky Mendez, Development Services Director, reported that an application for a Special Event permit  
 23   to conduct a farmer’s market in the Moose Lodge parking lot was submitted in January, 2018. Staff issued  
 24   a 30 day permit to the applicant to assess potential impacts. The market, which is operated 8:00 a.m. to  
 25   1:00 p.m., proved to be very successful but parking for the event became an issue.

26  
 27   Staff communicated the parking concerns to the applicant who has made several attempts to rectify the  
 28   situation by placing barricades/cones at the intersection of Wisconsin and Volusia Avenue. The applicant  
 29   has also requested that the Police Explorers direct traffic and that the City erect temporary traffic  
 30   congestion signs on their behalf, however, this is private venue and it is not City staff’s responsibility,  
 31   unless directed by City Council. The applicant also contacted the property owner of the abandoned  
 32   nursery north of the Moose Lodge to allow for event overflow, but the site is fenced and does not have  
 33   clear, level or paved areas available for parking.

34  
 35   Ms. Mendez advised that as a result staff cannot recommend approval of a continuing permit at this  
 36   location due to the parking issues that conflicts with the Code of Ordinances. Staff has recommended that  
 37   the applicant reapply with a new location.

38  
 39   Gaea Nunez, 1515 Brendon Lake Dr., spoke in favor of the Moose Market.

40  
 41   Kelly Marks, 570 Columbus Ave, applicant for the Moose Farmer’s Market, came forward and provided  
 42   Council with several options that attempt to correct the parking issues. Ms. Marks provided a map of the  
 43   market layout (a copy of which is attached and becomes a permanent part of these minutes).

44  
 45   Jim Gallagher, administrator for the Moose Lodge, spoke in favor of the Moose Market. Mr. Gallagher  
 46   stated that he has partnered with Ms. Marks and is providing additional parking in the back of the lodge  
 47   to assist with the parking issue.

48

1 Connie Crouch, 691 Montclair Ave., and Leah Brooks, 313 W. French Ave., spoke in favor of the Moose  
2 Market.

3  
4 A lengthy discussion about the safety issues, the parking provisions and other options for the farmer's  
5 market ensued.

6  
7 **Council Member Allebach moved that the City Council approve the Moose**  
8 **Market Special Event application contingent upon continued improvements to the**  
9 **parking plan presented. The City reserves the right to revoke the permit, if**  
10 **necessary, due to continued safety concerns, seconded by Council Member**  
11 **O'Connor.**

12  
13 Council discussed Florida Statutes, involving parking on rights-of-ways and civilians directing traffic with  
14 Police Chief Thomas.

15  
16 **Motion failed by a 5/2 roll call vote of the City Council with Council Member**  
17 **Pupello, Robinson, Mahoney, Vice Mayor Crippen and Mayor Blair voting "no".**

18  
19 As a point of order, Mr. Reischmann noted that Council still needs to take action on the Special Event  
20 permit application.

21  
22 A lengthy discussion ensued between Council and the applicant about a plan for more off-street parking  
23 and the duration of the Special Permit application.

24  
25 **Council Member Mahoney moved to support staff's recommendation, due to the**  
26 **site constraints and deny the Special Permit application, seconded by Council**  
27 **Member Pupello.**

28  
29 Mr. Gallagher, Ms. Marks and Council discussed the parking issues and possible new locations for the  
30 market.

31  
32 **Motion passed by a 5/2 roll call vote of the City Council with Council Members**  
33 **Allebach and O'Connor voting "no".**

34  
35 B. DRI Amendment Application for Property on State Road 472 (No agenda item)

36  
37 Ms. Mendez provided a PowerPoint presentation (a copy of which is attached and becomes a permanent  
38 part of these minutes) that began with a brief history of the property cited. She explained the details of  
39 the Southwest Activity Center comprehensive plan amendment, the up-to-date actions, and the action and  
40 the data from the County. Ms. Mendez stated that staff requests authorization to withdraw the request for  
41 a public hearing at the Volusia Growth Management Commission (VGMC), and attend the Volusia  
42 County Council meeting in support of the proposed revision.

43  
44 A discussion ensued between Ms. Mendez and Council clarifying the definitions and procedures of the  
45 comprehensive plan.

46  
47 Ms. Arrington noted that staff would like guidance from Council. A hearing is scheduled with VGMC on  
48 April 25, 2018. A County Council action meeting will be held before the hearing. She suggested that  
49 Council authorize staff to be present at the County Council meeting so the City is represented.

1           **It was the consensus of the City Council that a staff member attend the County**  
2           **Council meeting on April 17<sup>th</sup>.**

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4           **Ms. Arrington suggested that staff attend the County Council meeting on April**  
5           **17<sup>th</sup>. Council agreed with a unanimous voice vote.**

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7   **9.   REPORTS:**

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9       A. Mayor/City Council

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11      Mayor Blair reported that a Stamp Out Hunger Food Drive is scheduled for May 12<sup>th</sup>. He reported that  
12      he attended the VIA Pinwheel Planting for Child Abuse Prevention at Dickenson Park; the Planning  
13      Commission meeting, on April 4<sup>th</sup> where former Planning Commissioner Frank Wilson received a service  
14      plaque; and the March 31<sup>st</sup> Farm to Table event at University High School. Mayor Blair reported that  
15      Planning Commissioner Fran Schwartz will continue the Mayor's Walk around Mill Lake Park, after the  
16      end of the Mayor's Challenge. He commented about the passing of Council Member Robinson's brother  
17      stating "he will be sorely missed."

18  
19      Council Member Allebach reported that he attended a River to Sea Transportation Planning Organization  
20      (TPO) meeting. He reported that a regional truck parking study will begin April 20<sup>th</sup>.

21  
22      Vice Mayor Crippen reported that he too attended the Farm to Table event. He gave his condolences to  
23      Council Member Robinson. The Vice Mayor reported that the River of Lakes Heritage Corridor Group  
24      met on Monday and are trying to get more financial participation from its sponsors. Vice Mayor Crippen  
25      reported on an award winning 7 minute video put out by the West Volusia tourism authority that talks  
26      about Orange City. He advised that he would play the video at the next City Council meeting.

27  
28      Council Member O'Connor reported on his trip to Washington DC to lay a wreath on the Unknown  
29      Soldier's grave. He too attended the Farm to Table dinner.

30  
31      Council Member Mahoney reported that he will not be present for the next Council meeting due to a prior  
32      engagement.

33  
34      Council Member Pupello reported that he too attended the Farm to Table dinner and the VIA Pinwheel  
35      Planting. He reported that Movies in the Park has changed locations from Dickinson to Veterans Memorial  
36      Park. He noted that most of the people attending live in Deland.

37  
38       B. City Manager

39  
40      Ms. Arrington reported that the echo grant for Collins Dream Park will be considered by the County  
41      Council meeting on April 17<sup>th</sup>. Ms. Arrington advised that a staff workshop about Kentucky Avenue will  
42      be held in Council Chambers on April 18<sup>th</sup> at 6:30 p.m.

43  
44      Council Member Mahoney referred to the question asked by resident Mr. Vroman, earlier this evening.  
45      He asked why it takes a traffic study to get a speed limit sign posted in Mr. Vromans subdivision.

46  
47      Ms. Arrington replied that she would contact Mr. Vroman to clarify what is needed in his neighborhood.  
48

1 C. City Clerk

2

3 No report.

4 D. City Attorney

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6 No report.

7

8 10. NEW BUSINESS:

9

10 Council Member O'Connor stated that he would like to see an agenda item about  
11 incentive programs to encourage businesses to move to the City on an upcoming agenda.

12

13 It was the consensus of the City Council to have the City Manager bring back an  
14 agenda item on this matter.

15

16 11. APPROVAL OF MINUTES See Consent Agenda

17

18 12. COUNCIL COMMENTS:

19

20 Council Member Pupello thanked everyone for coming. He appreciated Pastor Craine's prayer for  
21 discernment. He commented that Arbor Day is a special day and quoted an old Chinese proverb about  
22 trees. He commented on David Durant's passing.

23

24 Council Member Allebach apologized for getting "heated" earlier in the meeting. He stated that he was a  
25 little disappointed and would like Council to remember they are here to serve the people of the community  
26 and not the institution. He appreciated the efforts but would have liked to be more accommodating to the  
27 Moose Market.

28

29 Vice Mayor Crippen commented on the traffic along 17-92. He stated that he would hope that the parties  
30 involved in tonight's meeting understand the process in order for the City to exist as an institution. He  
31 acknowledged the death of David Durant and voiced his condolences.

32

33 Council Member O'Connor thanked everyone that stayed for the meeting. He noted that he was  
34 disappointed with the Council for disappointing a successful business in town.

35

36 Council Member Mahoney thanked Vice Mayor Crippen for commenting about Mr. Durant. He stated  
37 that the City's primary function is public safety. He stated that he will prioritize public safety over private  
38 profit.

39

40 Mayor Blair thanked Mr. Sarro for bringing the School of Government students to the meeting.

41

42 13. ADJOURN:

43

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

45

46 RESPECTFULLY SUBMITTED:

47

48 \_\_\_\_\_

49 Melani Brown, Deputy City Clerk

APPROVED ON:

04/24/2018

Date