

1 **MINUTES OF THE REGULAR MEETING** of the City Council of the City of Orange City, Florida, held
2 on Tuesday, October 23, 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, Jim Mahoney, Anthony J. Pupello; City Attorney William Reischmann; Acting
12 City Manager Christine Davis; City Clerk Gloria Thomas.

13
14 **ABSENT:**

15
16 **INVOCATION/PLEDGE OF ALLEGIANCE**

17
18 The Invocation was given by Pastor Edward Chamblin-Rey de Reys Christian Church, followed by the
19 Pledge of Allegiance.
20

21 **1. ABSENCES:**

22
23 None at this time
24

25 **2. PRESENTATIONS/PROCLAMATIONS:**

26
27 A. Proclamation:City Government Week
28

29 Mayor Blair read a proclamation into the record proclaiming October 22-26, 2018 as Florida City
30 Government Week.

31
32 B. Presentation: 3rd Quarter Curb Appeal Awards
33

34 Becky Mendez, Development Services Director, announced the third quarter Curb Appeal commercial
35 award winner as Orange City Motel, 725 S. Volusia Ave., and the residential award winner as Suellen
36 Gregory, 340 E. French Ave. The winners of the Curb Appeal Award were presented with a certificate,
37 \$50.00 gift card, yard sign, and recognition on the City's website.
38

39 **3. CITIZEN COMMENTS:**

40
41 Al Bouie, 1680 Temperhills Dr. DeLand, came forward to share the reason he is running for School Board
42 District 1. Mr. Bouie stated that he would like to add the voice of experience and proven leadership to the
43 decision making process on the Volusia County school board. Mr. Bouie noted that he worked with the
44 school board for 41 years and six years as a college administrator. Mr. Bouie stated that he was the first
45 male African-American hired at Deland High School in 1968.

1 **4. CONSENT AGENDA:**

- 2
- 3 A. Ratification of Emergency Purchase Order Log
- 4 B. Contract Award - Facility Condition Assessment
- 5 C. Approve September 25, 2018 Regular Meeting Minutes
- 6

7 **Vice Mayor Crippen moved to approve the Consent Agenda, seconded by**
8 **Council Member Pupello, and passed by a 6/0 roll call vote.**

9

10 **5. ORDINANCES – FIRST READING:**

11
12 None at this time

13

14 **6. PUBLIC HEARINGS/ORDINANCES-SECOND READING:**

15
16 None at this time

17

18 **7. RESOLUTIONS:**

- 19
- 20 A. **Resolution No. 930-18** A resolution of the City Council of the City of Orange City,
- 21 Volusia County, Florida, appointing one member to the Orange City Planning
- 22 Commission, Seat # 7 on the Orange City Planning Commission for a term to expire on
- 23 December 31, 2020; repealing all resolutions or parts of resolutions in conflict herewith;
- 24 and providing for an effective date.
- 25

26 Mr. Reischmann read the title of Resolution No. 930-18 into the record.

27

28 **Council Member Mahoney moved to approve Resolution No. 930-18, seconded**
29 **by Vice Mayor Crippen, motion passed by a 6/0 roll call vote of the City Council.**

30

31 Mayor Blair noted that the applicant was not present however, he has attempted to connect with the applicant
32 who was highly recommended.

33

34 **8. DISCUSSION AND ACTION:**

- 35
- 36 A. Authorization to Issue Invitation for Bids for Public Works Canopy Workshop Extension
- 37

38 Raul Palenzuela, Deputy Public Works Director/City Engineer, requested Council approval for the purchase
39 of a canopy cover at the Public Works garage. Mr. Palenzuela noted that the canopy would cost
40 approximately \$32,000. He noted that the funds would need to be pulled from the Contingency Fund thus
41 requiring a budget amendment. Mr. Palenzuela stated that staff is seeking Council approval to move forward
42 and issue a bid for this project.

43

1 Council Member Allebach stated that he supports this action however, he felt the funding should have been
2 included in the recently adopted budget instead of being withdrawn from the Contingency Fund so early in
3 the fiscal year.

4
5 Council Member O'Connor noted that this matter was delayed due to a miscommunication between himself
6 and the city manager.

7
8 Council Member Pupello agreed with Council Member Allebach's comment and appreciated Council
9 Member O'Connor for addressing this issue. He stated that he supports this action.

10
11 It was the consensus of the Council to provide approval for Mr. Palenzuela to proceed.

12
13 B. Discussion on Land Development Code Text Amendment regrading Landscaping and Tree
14 Protection requirements

15
16 Ms. Mendez noted that this item is a continuation of a May 22nd discussion regarding tree protection. She
17 noted that Council directed staff to bring forward a tree protection plan. She provided a PowerPoint
18 presentation (a copy of which is attached and becomes a permanent part of these minutes) that advised an
19 amendment to the Land Development Code. Ms. Mendez noted that this subject was brought before the
20 Council on May 22, 2018 and before the Planning Commission on July 11, and October 03, 2018.

21
22 Ms. Mendez reported the following new proposed amendments to the Code:
23 The Planning Commission discussed and made recommendations for amendments to the Land Development
24 Code (LDC) on July 11, 2018 and October 3, 2018. Generally, the amendment seeks to:

- 25 • Apply landscape code to residential subdivisions that create 5 or more lots
- 26 • Increase buffer widths along local roads, side/rear yards and adjacent to residential
- 27 • Convert replacement stock measurements from DBH to caliper
- 28 • Add minimum planting size to side and rear buffers
- 29 • Revise exemption to "owner-occupied" dwellings
- 30 • Clarify that tree protection standards apply to all new residential building permits
- 31 • Exempt sand pine species
- 32 • Add 15% DBH replacement for all trees removed
- 33 • Add minimum specimen tree protection based on number of trees per acre
- 34 • Define "historic tree" and require City Council approval to remove
- 35 • Revise tree bank formula
- 36 • Revise specimen tree list

37
38 Council members discussed their concerns and ideas about the tree protection amendments. Council agreed
39 that the historic trees need to be protected.

40
41 Ms. Mendez suggested searching for local knowledge to determine where the historic trees are located
42 within the City.

43
44 Council Member Mahoney expressed concerns about adding too many historical trees to list.
45

1 Council Member O'Connor stated that he agrees with the idea of trying to find "local knowledge" to expand
2 the list of historic trees.

3
4 Ms. Mendez stated that staff would like to recommend a revision to the tree bank formula. She noted that
5 the current formula is based on 1991 year's costs.

6
7 Council Member Pupello suggested adding language about the penalty for removing historic trees. He felt
8 the City needs to have a better response to the current system.

9
10 Mr. Reischmann recalled that previously a large area of land was cleared and the trees were illegally
11 removed, the penalty was not severe at all.

12
13 Ms. Mendez requested Council's advice on how to proceed.

14
15 Council Member Allebach suggested that this matter be brought back to Council with the revisions
16 discussed.

17
18 Ms. Mendez advised that this item will be brought back at a future Council meeting.

19
20 **9. REPORTS:**

21
22 **A. City Manager**

23
24 Christine Davis, Acting City Manager, reminded Council of the Halloween Block Party beginning at 5 p.m.
25 this Saturday.

26
27 **B. City Clerk**

28
29 Ms. Thomas reminded Council to leave their iPads and cell phones in order to receive necessary updates.
30 She noted that they will be ready for pickup tomorrow.

31
32 **C. City Attorney**

33
34 Mr. Reischmann reminded Council about an email from Code Enforcement regarding the property at 763
35 W. Blue Spring Ave. He commented that the process works because the property has finally been brought
36 into compliance.

37
38 **10. NEW BUSINESS:**

39
40 Council Member O'Connor suggested that the City look into a grant called the "Safer Grant" to help with
41 funding of firefighter salaries.

42
43 **It was the consensus of Council to bring back such an agenda item.**
44

1 Vice Mayor Crippen proposed that the City consider re-naming the playground, next to the Coleman school
2 after Ms. Robinson and research a naming policy for the City.

3
4 **It was the consensus of Council to bring back such an agenda item.**

5
6 **11. APPROVAL OF MINUTES:** See Consent Agenda

7
8 **12. COUNCIL & MAYOR'S COMMENTS AND REPORTS**

9
10 Council Member Mahoney stated, "I just wanted to say it was beautiful service for a beautiful person."
11 ~~commented that Council Member Robinson's service was well attended.~~

12
13 Council Member O'Connor agreed that it was a beautiful service and well attended. He reported that he
14 attended the Valor Award ceremony presented by the West Volusia Chamber of Commerce. Four of the
15 City's officers were recognized with Life Saving Awards. Officers Terrio, Harrelson and Olmeda worked
16 together to revive an unresponsive driver. Officer Polarski was recognized for reviving a pregnant lady.

17
18 Council Member O'Connor reported that he attended a ribbon cutting at a new phone company located
19 within the Big Lots plaza. He attended the Hopes End that benefit the cause to stop human trafficking, at
20 the Methodist church. He stated National Night Out was a great time and Fire Chief Long did a great job on
21 the open house. Council Member O'Connor commented that the Council lost a valuable member, Ms.
22 Robinson will be missed.

23
24 Council Member Pupello thanked everyone who attended the meeting. He stated that it has been his privilege
25 to serve on the Council. Council Member Pupello honored Council Member Robinson.

26
27 Council Member Allebach stated that Ms. Robinson truly served the community, she will be missed. He
28 encouraged everyone to go out and vote in November's election. He commented that a lot of good things
29 are happening in the TPO.

30
31 Vice Mayor Crippen reported that he attended the ribbon cutting at Ollies. He stated that he has been on the
32 Council for nine years and is excited to see the changes made. He stated that he will miss Council Member
33 Robinson.

34
35 Mayor Blair reported that he attended the Volusia League of Cities dinner and they honored John Mazarijik,
36 Deltona Mayor. He reported that he attended the University High School of Government forum that was
37 held in the Council Chambers and that he participated in the National Night Out event by sitting in the dunk
38 tank. Mayor Blair reported that he received a letter from the GFOA (Government Finance Officers
39 Association) announcing that for the past 17 years the Finance Department had received the Certificate of
40 Achievement for the City's budget.

41
42 Mayor Blair announced that he attended the Amos Atchley Memorial Highway dedication and attended the
43 festivities at the Dickenson Library. He attended the River Springs Middle School community night out that
44 supported people enslaved, along with Council Members Pupello and O'Connor and Vice Mayor Crippen.

1 He noted that a proclamation will be made the first of the year for those involved in human trafficking. He
2 stated that Ms. Robinson was a very close friend of his and she will truly be missed.

3 **13. ADJOURN:**

4
5 There being no further business, Mayor Blair adjourned the meeting at 08:41 p.m.

6
7 **RESPECTFULLY SUBMITTED:**

APPROVED ON:

8
9 _____
10 Melani Beringer
11 Deputy City Clerk

11-13-2018
Date