

1 **MINUTES OF THE REGULAR MEETING** of the City Council of the City of Orange City, Florida, held  
2 on Tuesday, July 09, 2019 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 Bill O'Connor; Council Members: O. William (Bill)  
11 Crippen, Jim Mahoney, Kelli Marks, Martin Harper, Jeff Allebach; City Attorney William Reischmann;  
12 City Manager Dale Arrington; City Clerk Gloria Thomas.

13  
14 **ABSENT:** None at this time  
15

16 **INVOCATION/PLEDGE OF ALLEGIANCE**

17  
18 The Invocation was given by Council Member Harper, followed by the Pledge of Allegiance.  
19

20 **1. ABSENCES:**

21  
22 None at this time  
23

24 **2. PRESENTATIONS/PROCLAMATIONS:**

25  
26 A. Status of Volusia Blue Spring Wetland Recharge Project  
27

28 Raul Palenzuela, City Engineer, came forward to provide Council with an update on the "Borrow Pit  
29 Project" known as the West Volusia Water Suppliers Blue Spring Recharge Project. He recognized Lou  
30 Donnangelo, Regional Water Supply Planning Coordinator and Abby Johnson, Intergovernmental  
31 Coordinator, members of the water management district staff.  
32

33 Mr. Palenzuela provided a PowerPoint presentation (a copy of which is attached and becomes a permanent  
34 part of these minutes) that described the Volusia Blue Spring Wetland Recharge Project implementation  
35 agreement with the surrounding cities and county. He provided background concerning the reason for the  
36 project.  
37

38 Mr. Palenzuela noted that there was a lot of interest in this type of project due to the close proximity to the  
39 Blue Spring Basin. He explained the coordinated effort between all agencies involved to promote recharge  
40 of groundwater, preserve Blue Spring and its quality of the water, and minimize the impact to the  
41 environment.  
42

43 Mr. Palenzuela reported on the alternative water supplies, and explained the details of the Volusia Blue  
44 Spring Wetland Recharge project.  
45

1 Council Member Crippen asked about plans guaranteeing the water quality would not be affected.

2  
3 Mr. Palenzuela replied that the project will be completed in phases and each phase will be inspected and  
4 tested.

5  
6 Mr. Palenzuela provided a map that contained the area of the project, the agreement framework, cost share  
7 vs. benefit and the projected timeline of the project.

8  
9 A discussion ensued between Mr. Palenzuela and Council that included the projects timeframe, renewal of  
10 the consumptive use permit and where the funds for the project are coming from.

11  
12 Steven Sanders, City resident, came forward to ask if a similar project has been attempted in other  
13 municipalities throughout the Country.

14  
15 Mr. Donnangelo, representative for the project, responded that similar projects have been successful in other  
16 Counties around the State.

17  
18 Bernie Senez, 2097 Kings Richard Ct., commented that this plan is a great idea. He asked how the  
19 surrounding cities would benefit by the project. Ms. Arrington replied that the surrounding cities would be  
20 responsible for building connecting pipes to reach the basin.

#### 21 22 B. Overview and Discussion of Fiscal Year 2019/2020 Budget

23  
24 Ms. Arrington provided a PowerPoint presentation (a copy of which will be attached and becomes a  
25 permanent part of these minutes) that discussed a preliminary budget update for fiscal year 2019/2020. She  
26 stated that the objective is to review the general fund budget with Council. She stated that the tentative  
27 millage rate decision will be presented to Council at the July 23, 2019 meeting for adoption.

28  
29 Ms. Arrington stated that she intends to present an overview of the preliminary budget, outline budget items  
30 that are and are not included in the preliminary budget, recap future needs and considerations and provide  
31 various millage scenarios with Council.

32  
33 Ms. Arrington reviewed the budget process to date, budget objectives, and current assumptions. She  
34 discussed the items included in the budget as well as those that were not. Ms. Arrington discussed the dollar  
35 cost for the deferred position requests that are not included in the budget. She also discussed the future big  
36 ticket capital outlay items.

37  
38 Ms. Arrington reviewed the five year capital forecast, projected fund balances and the budget summary. Ms.  
39 Arrington reported that union contracts and insurance costs as still in negotiation, and there are no costs  
40 associated at this time.

41  
42 Ms. Arrington reviewed single family homeowner's tax values with a proposed millage rate of 7.791 for FY  
43 2019/2020. She provided a millage scenario suggesting a rate range to allow for those items not included  
44 into the budget. She noted that the City is in need of new positions, operating expenses and new capital  
45 equipment or replacement trucks.

1 Ms. Arrington recommended that Council set the tentative millage rate at 8.0 mils on July 23<sup>rd</sup> in anticipation  
 2 that the rate could be lowered, but not raised. The 8.0 mils would generate \$146,000 revenue between the  
 3 proposed budget and to have room to add to the budget.

4  
 5 Ms. Arrington concluded with a budget timeline for the remainder of the fiscal year. She provided a handout  
 6 to Council (a copy of which is attached and becomes a permanent part of the minutes) that reviewed the  
 7 proposed budget for FY 2019/2020.

8  
 9 Vice Mayor O'Connor suggested that funding a maintenance specialist position should take priority over a  
 10 part-time fire safety inspection position.

11  
 12 Steven Sanders, Orange City resident, came forward and asked if there are specific starting point plans for  
 13 the sidewalks, and asked if the current firefighters could participate in training the County firefighters to  
 14 supplement funding.

15  
 16 Chief Long replied that the City is not equipped to provide training to other cities.

17  
 18 Ms. Arrington advised that the City has a five year plan for sidewalks and next year's budget will include  
 19 funding for such.

20  
 21 Matthew Dolan, 691 Montclair Ave., came forward to state that there is not enough traffic to justify a  
 22 sidewalk in the neighborhood around Montclair Ave.

23  
 24 Ms. Arrington addressed the sidewalk plan for the City. She stated that the City is not proposing major  
 25 improvements to any streets or sidewalks. The City is required to spend the gas tax funds on new streets and  
 26 sidewalks and is prohibited to only rehabbing.

27  
 28 **3. CITIZEN COMMENTS:**

29  
 30 **4. CONSENT AGENDA:**

- 31  
 32 A. Approve Contract Award to U.S. Water Service Corporation for Rehabilitation of Lift Station No.  
 33 1 and Lift Station No. 3  
 34 B. Accept Deed of Dedication Parc Hill Boulevard Right-of-Way, Resolution No. 936-19  
 35 C. Approve Maintenance Agreement between the City, Cadence HOA and Parc Hill POA for  
 36 maintenance of "Boulevard Improvements" within the Parc Hill Boulevard Right-of-Way  
 37 D. Approve Drainage & Utility Easement Agreement with Orange Dale Venture, LLC  
 38 E. Approve Drainage and Utility Easement Agreement with NXC Orange City Owner, LLC  
 39 F. Approve June 25, 2019 Regular Meeting Minutes

40  
 41 **Vice Mayor O'Connor moved to approve Consent Agenda, seconded by Council**  
 42 **Member Crippen, the motion passed by a 7/0 roll call vote of the City Council.**

43  
 44 **5. ORDINANCES – FIRST READING:**  
 45

1 None at this time

2  
3 **6. PUBLIC HEARINGS/ORDINANCES-SECOND READING:**

4  
5 None at this time

6  
7 **7. RESOLUTIONS:**

- 8  
9 A. **Resolution No. 954-19** A resolution of the City Council of the City of Orange City,  
10 Florida, submitting a proposed amendment to the Charter to the electors of the City at  
11 a referendum election; providing ballot title and summary for the proposed charter  
12 amendment; providing for direction to the City Clerk; providing for conflicts,  
13 severability, and an effective date for the resolution and for the approved amendment.  
14

15 Mr. Reischmann read the title of Resolution No. 954-19 into the record.  
16

17 Mr. Reischmann stated that this item was presented due to a request from Council about the current voting  
18 process written in the charter. He noted that if Resolution No. 954-19 is passed all voters of the City will  
19 have the opportunity to vote for all Council members. Council members will remain in their districts  
20 however, voters will be able to vote for each, regardless of the district they live in.  
21

22 Mr. Reischmann advised that two votes be made, one stating to approve the Resolution and a second  
23 providing direction on what election should include the Charter amendment.  
24

25 A discussion ensued between Council on what election should include the Charter amendment.  
26

27 **Council Member Mahoney moved to approve Resolution No. 954-19, seconded**  
28 **by Council Member Crippen, adding the term “citywide.”**  
29

30 A conversation ensued discussing district concerns that residents have voiced to Council.  
31

32 Bill Larson, 439 E. French Ave., came forward and stated that the districts were split up in order to avoid  
33 all seven council members residing in the same community.  
34

35 **Motion failed by a 3/4 roll call vote of the City Council, with Council Members**  
36 **O’Connor, Crippen, Marks and Harper voting “no.”**  
37

- 38 B. **Resolution No. 958-19** A resolution of the City Council of the City of Orange City,  
39 Florida, amending the annual operating budget for fiscal year 2018-2019 by adjusting  
40 revenue and expenses; repealing all resolutions or parts of resolutions in conflict  
41 herewith; and providing for an effective date.  
42

43 Mr. Reischmann read the title of Resolution No. 958-19 into the record.  
44

1 Mr. Palenzuela came forward to state that staff recommends Council approval of Resolution No. 958-19  
 2 and authorize staff to proceed with the urgent road repairs and pending fencing at Colin's Dream Skate Park  
 3 using Purchasing Code Section 12.3-33 "Unique Circumstances."  
 4

5 Ms. Arrington advised that the motion include the stipulation that the City is following Purchasing Code  
 6 Section 12.3-33 "Unique Circumstances" due to the attempt to have the road repairs completed before  
 7 school begins.  
 8

9 Ms. Arrington noted that a small shortcut for the three bids for each project was taken in order to accomplish  
 10 quicker repairs. The fencing at Colin's Dream Park needs to be replaced before the park opens.  
 11

12 **Council Member Crippen moved to approve Resolution No. 958-19 and authorize**  
 13 **staff to proceed with the urgent road repairs and to install fencing using**  
 14 **Purchasing Code Section 12.3-33 "Unique Circumstances", seconded by Council**  
 15 **Member Allebach, motion passed by a 7/0 roll call vote of the City Council.**  
 16

17 **8. DISCUSSION AND ACTION:**  
 18

19 A. Approve Miscellaneous Agreement No. 087-19, ERP Advisory Services  
 20

21 Devlin Moore, Accounting Manager, provided a PowerPoint presentation (a copy of which is attached and  
 22 becomes a permanent part of these minutes) that described the agreement No. 087-19, Enterprise Resource  
 23 Planning, (ERP) Advisory Services. Mr. Moore advised that an ERP is a comprehensive software package  
 24 that ties many city activities directly to the general ledger.  
 25

26 Mr. Moore stated that a benefit of this program is that the City will receive advanced analytics and reporting  
 27 which is vital to make informed business decisions. Mr. Moore explained the benefits, and the steps needed  
 28 before implementation can begin. He provided the ERP marketplace considerations, Government Finance  
 29 Officers Association (GFOA) advisory services, GFOA benefits, and implementation of an ERP.  
 30

31 Mr. Moore stated that staff recommends approval of Miscellaneous Agreement No. 087-19 with the GFOA,  
 32 in the amount of \$44,000 and authorize the City Manager to execute the agreement, and authorize additional  
 33 services, if needed, not to exceed \$10,000.  
 34

35 **Vice Mayor O'Connor moved to approve the Miscellaneous Agreement No. 087-**  
 36 **19, ERP Advisory Services, in the amount of \$44,000 and authorize the City**  
 37 **Manager to execute the agreement, and authorize additional services, if needed,**  
 38 **not to exceed \$10,000, seconded by Council Member Crippen, motion passed by a**  
 39 **7/0 roll call vote of the City Council.**  
 40

41 B. Economic Retention Services Agreement with Orange City Alliance  
 42

43 Becky Mendez, Development Services Director, addressed the City's Economic Retention Services  
 44 Agreement with the Orange City Alliance that began in 2012. She reported that the current contract is due  
 45 to expire in October, 2019.

1 Ms. Mendez noted that Council Member Marks raised concerns regarding the current contract and requested  
2 scheduling contract deliberation for a subsequent meeting. She presented a draft agreement for Council's  
3 consideration.

4 The Agreement includes the following:

- 5 1. Cold call ten businesses each month requesting participation in an on-site survey.
- 6 2. 50 surveys per year.
- 7 3. Serve as a liaison between the City and local businesses.
- 8 4. Monthly meetings with city staff to discuss survey results.
- 9 5. Provide quarterly report to the City Manager who will in turn transmit to the City Council via the "Friday  
10 Communication." Staff will provide a draft report template for City Council consideration.
- 11 6. Presentation to City Council in January 2020 and to occur in January of each year to recap the previous  
12 calendar year results.
- 13 7. Encourage positive economic development within Orange City limits.
- 14 8. Delete the requirement for having a hard office location within Orange City limits.
- 15 9. Continue managing the [www.orangecityalliance.com](http://www.orangecityalliance.com) website.
- 16 10. Contract award remains at \$12,000 annually.
- 17 11. Agreement is valid for one year starting on November 1, 2019 and expiring on October 31, 2020.  
18 Agreement extension past the expiration date requires City Council approval

19  
20 Ms. Mendez stated that staff recommends Council decide to renew the contract for one year with revisions  
21 or do not renew contract and abandon business retention program or open a Request for Proposals (RFP) to  
22 solicit alternate program providers.

23  
24 Council Member Marks opposed renewing the contract with the Deland Chamber/Orange City Alliance.

25  
26 Council Member Mahoney stated that the relationship between the businesses and the City is important. He  
27 does not support the recommendation of abandoning the program. He stated that the liaison aspect is  
28 important.

29  
30 Vice Mayor O'Connor stated that he participated in the survey process. He agreed that relationships between  
31 the businesses and the City are important. Vice Mayor O'Connor suggested to add into the contract that the  
32 Alliance hold one ribbon cutting for new businesses a month.

33  
34 Council Member Marks stated that she agrees with the relationship aspect of the contract. She voiced her  
35 concern of paying for a membership and not receiving the benefits.

36  
37 Ms. Arrington stated that the City is not a member of the Chamber, the Alliance contract was completed in  
38 lieu of the membership.

39  
40 Tammy Mauldin, Executive Director of the DeLand Chamber, stated that she agrees with Council to get the  
41 performance where it should be. She stated that bringing more awareness to the Orange City Alliance part  
42 of the Chamber is her goal.

43  
44 Council Member Crippen stated that he is in favor of renewing the contract for one year with the added  
45 stipulations. He stated that the Alliance intentions are good and they deserve another chance.

1 A discussion ensued that included, funding the full yearly amount, renewing the contract for a year and the  
2 City to be included more in the Alliance.

3  
4 Mayor Blair stated his displeasure with the service from the Alliance however, would like to continue with  
5 a liaison between the City and the Alliance.

6  
7 Council Member Marks asked Ms. Mauldin for the number of retention survey's from committee members.  
8 Ms. Mauldin replied approximately four to five volunteering members.

9  
10 **Council Member Crippen moved to renew the contract with the Orange City/DeLand**  
11 **Alliance Chamber for one year with the revisions presented, seconded by Council**  
12 **Member Allebach.**

13  
14 Mayor Blair stated that he would like the Chamber to include the City more in future events should the  
15 contract renewal pass.

16  
17 Ms. Arrington asked for clarification of the referenced revisions in the motion. Council Member Crippen  
18 replied the staff recommended revisions.

19  
20 **Motion passed by a 6/1 roll call vote of the City Council with Council Member Marks**  
21 **voting "no."**

22  
23 **9. REPORTS:**

24  
25 A. City Manager

26  
27 No report at this time.

28  
29 B. City Clerk

30  
31 No report at this time.

32  
33 C. City Attorney

34  
35 Mr. Reischmann noted that the City's official seal has not been formally adopted by an Ordinance that would  
36 otherwise be covered by statutory protections. He asked if Council would like to proceed with creating such an  
37 Ordinance to protect the City seal.

38  
39 A discussion ensued about the different versions of the City seal.

40  
41 Mr. Reischmann stated the he will work with staff to create one version of the City seal and a protective  
42 Ordinance for approval. He noted that anyone requesting to use the governed seal would have to have  
43 Council approval.

44  
45 A conversation ensued about the state of the City's seal and the history of the seal.

1 **10. NEW BUSINESS:**

2  
3 Council Member Marks asked that the five year sidewalk plan be reconsidered to include sidewalks on N. Leavitt  
4 from Graves Ave. to E. Wisconsin Ave. and E. Lansdowne Ave from Volusia Ave. to Leavitt Ave. and be placed on  
5 the August agenda for reconsideration.

6  
7 Council voted against moving forward with this item.

8  
9 Ms. Arrington clarified that when the agenda items pertaining to sidewalks is presented to Council the items that were  
10 addressed at the June meeting will be discussed at that time.

11  
12 **11. APPROVAL OF MINUTES:** See Consent Agenda

13  
14 **12. COUNCIL & MAYOR'S COMMENTS AND REPORTS**

15  
16 Council Member Marks stated that the Fourth of July event was fun and the fireworks were amazing. She  
17 thanked staff for their hard work during the event. She attended the Deltona fireworks event. Council  
18 Member Marks announced the VIA event on Saturday.

19  
20 Council Member Harper reported that he attended the NAACP banquet and the Youth Council Meeting.

21  
22 Council Member Allebach stated that he was in London during the Fourth of the July. He announced that  
23 his business Allebach financial solutions is a sponsor for the VIA Gala. He stated that the meeting discussion  
24 was very successful.

25  
26 Council Member Crippen stated that the Fourth of July event was a success and the fireworks were the best  
27 he's seen. He reported that the River of Lakes met at the Sandra Stetson Messenia Aquatic Center. This  
28 location will be the home of the institute for the water and environmental resiliency for Stetson University  
29 and will house the home of the Stetson rowing team. He stated that around the area at Beresford Park there  
30 are 1900 septic tanks and this lake is in danger. He announced that an economic survey will be completed  
31 including the impact of the scenic highway. He praised staff on the presentations.

32  
33 Vice Mayor O'Connor congratulated Deputy Chief Miller for graduating leadership West Volusia. He stated  
34 that he enjoys seeing new faces in the audience.

35  
36 Council Member Mahoney stated that the preliminary budget looks promising, maintaining service levels  
37 and adhering to the adoptive pay plan, fulfilling our promise to add fire department personal and reducing  
38 the millage rate. He stated that he enjoys hearing from citizens and giving them a voice.

39  
40 Mayor Blair reported that he attended the Youth Council meeting, the Certus assisted living memory care  
41 unit, and the Fourth of July celebration. He reported that he will be speaking with the West Volusia Realtors.  
42 He thanked staff that was involved with the Fourth of July fireworks.

43  
44 Mayor Blair advised that he will entertain a motion to adjourn.

45



1                   **Council Member Crippen moved to adjourn the City Council meeting, seconded**  
 2                   **by Council Member Allebach, the meeting was adjourned by a unanimous voice**  
 3                   **vote of the City Council.**  
 4

5 **13. ADJOURN:**

6  
7 There being no further business, Mayor Blair adjourned the meeting at 9:55 p.m.  
8

9 **RESPECTFULLY SUBMITTED:**

**APPROVED ON:**

10  
11 \_\_\_\_\_  
12 Melani Beringer  
13 CMC, Deputy City Clerk

**07-23-2019**  
Date