

1 **MINUTES OF THE REGULAR MEETING** of the City Council of the City of Orange City, Florida,
2 held on Wednesday, September 25, 2019 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 Bill O'Connor; Council Members: O. William (Bill)
12 Crippen, Jim Mahoney, Martin Harper, Jeff Allebach, Kelli Marks; City Attorney Neysa Borkert; City
13 Manager Dale Arrington; City Clerk Gloria Thomas.

14
15 **ABSENT:**

16
17 **INVOCATION/PLEDGE OF ALLEGIANCE**

18
19 The Invocation was given by Pastor William Garay-Iglesia Cristiana Nueva Creacion, followed by the
20 Pledge of Allegiance.
21

22 **I. SPECIAL PUBLIC HEARING ON ADOPTION OF MILLAGE RATE AND BUDGET FOR**
23 **FISCAL YEAR 2019/2020**

24
25 **Mayor's Opening Comments:**

26
27 The City of Orange City intends to adopt a millage rate and budget for Fiscal Year 2019/2020. The rolled-
28 back rate is 7.6941 and the proposed millage rate is 7.8332 mills which is 1.81% above the rolled-back rate
29 as provided by the Property Appraiser of Volusia County.
30

31 **Second Reading of Budget & Millage Ordinances:**

- 32
33 A. **ORDINANCE NO. 619** An Ordinance of the City Council of the City of Orange City,
34 Florida, certifying the millage rate for fiscal year 2019-2020 on all taxable property
35 located within the City of Orange City, Volusia County, Florida; repealing all
36 ordinances or parts of ordinances in conflict herewith; and providing for an effective
37 date.
38
39 B. **ORDINANCE NO. 620** An Ordinance of the City Council of the City of Orange City,
40 Florida, adopting the annual budget for the 2019-2020 fiscal year beginning October 1,
41 2019, and ending September 30, 2020; authorizing subsequent amendments by
42 resolution; repealing all ordinances or parts of ordinances in conflict herewith; and
43 providing for an effective date.
44

1 **Staff Presentation**

2
3 Christine Davis, Finance Director, provided a PowerPoint presentation (a copy of which is attached and
4 becomes a permanent part of these minutes) that described the FY 2019/2020 budget development. She
5 noted that this was the second and final budget hearing.
6

7 Ms. Davis provided a history of the budget process thus far and the budget goals. She noted that the
8 takeaways from the Strategic Workshop include a lower millage rate, funding for three new firefighter
9 positions, reclassify a fire safety inspector and fund COLA's. Ms. Davis reviewed the ad valorem taxable
10 value throughout the years, the project fund balance and a summary of funds.
11

12 Ms. Davis reported the General Fund with a budget summary and stated that sponsorships & contributions
13 (\$20K), pledge to the Neighborhood Center (\$15K), continued funding for special events (\$63K),
14 replacement IT hardware (\$45K), two new and seven replacement vehicles (\$303K), replacement fire
15 engine #68 – capital lease (\$97K), streets and sidewalks (\$160K), park facility improvements (\$170K)
16 and the Contingency Fund (\$75K) were included in the budget.
17

18 Ms. Davis recapped the proposed millage rate. She noted that a millage rate of 7.8332 was approved at
19 the previous meeting. This rate would allow for a Parks and Recreation maintenance specialist for a full
20 year and the addition of a new police officer.
21

22 Ms. Davis reported the average taxable value for single family residential properties increased from 2018
23 to 2019. She stated that four new positions (\$251K recurring payroll), funds for reserve officer(s) (\$30K),
24 new city events, deferred building improvements (\$48K), two deferred replacement vehicles (\$64K),
25 deferred police utility vehicle (\$20K) and deferred park improvements (\$247K) were not included in the
26 budget.
27

28 Ms. Davis reported on the Utility Enterprise, Stormwater Enterprise, and the CRA Funds and provided a
29 summary of each.
30

31 Ms. Borkert read the titles of Ordinance Nos. 619 and 620 into the record.
32

33 **Open Special Public Hearing**

34
35 Mayor Blair opened the public hearing by asking if anyone wanted to speak for or against Ordinance No's.
36 619 and 620.
37

38 **Close Special Public Hearing**

39
40 There being no one, the Mayor closed the special public hearing.
41

42 **Council Discussion**

43
44 **II. ADOPTION OF THE MILLAGE RATE AND BUDGET FOR FISCAL YEAR 2019/2020 ON**
45 **SECOND AND READING**

46
47 A. Ordinance No. 619 (Millage Ordinance) is voted on first.

1
 2 **Vice Mayor O'Connor moved to adopt Ordinance No. 619 on second and final**
 3 **reading, seconded by Council Member Crippen, the motion passed by a 7/0 roll**
 4 **call vote of the City Council.**

5
 6 B. Ordinance No. 620 (Budget Ordinance) is voted on second.

7
 8 **Vice Mayor O'Connor moved to adopt Ordinance No. 620 on second and final**
 9 **reading, seconded by Council Member Crippen, the motion passed by a 7/0 roll**
 10 **call vote of the City Council.**

11
 12 **III. ANNOUNCEMENT OF PROPOSED MILLAGE RATE**

13
 14 Mayor Blair read the following statement into the record:

15
 16 The City of Orange City's millage rate for FY 2019/2020 is 7.8332 mills which is above the roll back rate of
 17 7.6941 as provided by the Property Appraiser of Volusia County and reflects an increase of 1.81% in ad
 18 valorem taxes.

19
 20 *****

21 **End special public hearing and resume regular meeting format**

22 *****

23
 24 **1. ABSENCES:**

25
 26 Shall the absence of Council Member Marks be excused from the September 11, 2019 Council Meeting?

27
 28 **Council Member Mahoney moved to approve the absence of Council Member**
 29 **Marks, seconded by Council Member Harper, the motion passed by a unanimous**
 30 **voice vote of the City Council.**

31
 32 **2. PRESENTATIONS/PROCLAMATIONS:**

33
 34 A. Hydrocephalus and Childhood Cancer Awareness Month

35
 36 Mayor Blair read a proclamation into the record that proclaimed the month of September as Hydrocephalus
 37 and Childhood Cancer Awareness month within the City. He encouraged all citizens to observe and support
 38 these causes in ours and every community across the country.

39
 40 Lindsey Dobbins came forward to thank Council for the proclamations and to bring awareness about each
 41 childhood diseases.

42
 43 B. Step It Up!: Action Institute to Increase Walking and Walkability

44
 45 Council Member Allebach provided a PowerPoint presentation (a copy of which is attached and becomes a
 46 permanent part of these minutes.) Council Member Allebach stated that the Step It Up! Program is meant to
 47 promote walking and walkable communities.

1 Council Member Allebach reported on the Step It Up! strategic goals and the walkability teams located
2 around the country. He introduced the staff, included in the program overview, and stated that Orange City
3 is a pilot area for the Step It Up! program.

4
5 Steven Harris, River to Sea TPO Representative, came forward to report the data from the TPO roadway
6 safety and evaluation study. Mr. Harris stated that one of the benefits that the TPO hopes to achieve is to
7 reduce injuries and fatalities caused by traffic accidents.

8
9 Council Member Allebach reported on the health implication statistics involving diabetes and heart disease
10 within the community.

11
12 Migdalia Hernandez, Public Works Director, came forward to report the City's plans moving forward. She
13 stated that Orange City is a pilot city for the Step It Up! program. The goal is to gather information for other
14 cities to use as a reference in order to improve public health.

15
16 Ms. Hernandez stated that the hope for the City is to develop and adopt a complete street policy.

17
18 Becky Mendez, Development Services Director, came forward and reported that the Technical Review
19 Committee and the TPO board will officially set a policy at an October City Council meeting.

20
21 Ms. Hernandez opened the floor for questions.

22
23 Mayor Blair commented that this concept is great especially for those that bike ride around the City.

24
25 Council Member Crippen commented that when the bike trails are completed, that will also have an effect
26 on the traffic and increase the walkability.

27
28 Council Member Mahoney inquired about the crash data and the times associated with the crashes,
29 specifically on Enterprise Road.

30
31 Mr. Harris replied that the data is on the TPO's website. The majority of the crashes occurred at dusk,
32 nighttime and on Fridays. Unfortunately, a significant amount included impaired or inattentive drivers.

33
34 Council Member Allebach reported on statistical vehicular crash data. The most common crash types are
35 rear-ends at 28%, which increased 128% between 2012 and 2016, and lane departures at 25%. Rear-end
36 crashes occurred mostly in daylight hours with dry conditions.

37
38 Council members voiced concerns about traffic issues throughout the City.

39
40 **3. CITIZEN COMMENTS:**

41
42 Trevor, Caden and Wyatt, from the local Boy Scouts Club, came forward to state that they were attending
43 the Council meeting to earn a Citizenship in the Community Merit Badge.

44
45 **4. CONSENT AGENDA:**

46
47 A. Changes to Council Meeting Schedule for November and December 2019

- 1 B. County of Volusia Standard Interlocal Agreement for Provision of Municipal Services
 2 to the City of Orange City
 3 C. Resolution No. 952-19 Final Plat for Larkspur West Volusia Commercial Subdivision
 4

5 **Council Member Crippen moved to approve the Consent Agenda, seconded by**
 6 **Vice Mayor O'Connor, the motion passed by unanimous voice vote of the City**
 7 **Council.**
 8

9 **5. ORDINANCES – FIRST READING:**
 10

- 11 A. **Ordinance No. 618** An ordinance for the City Council of the City of Orange City,
 12 Florida, amending the Official Zoning Map for approximately 4.33 acres located at
 13 1420 North Volusia Avenue from Commercial General, CG-1, to City Planning Unit
 14 Development (PUD) for the project known as DeLand Motorsports; adopting the
 15 Master Development Plan; repealing all ordinances or parts of ordinances in conflict
 16 herewith; and providing for an effective date.
 17

18 Ms. Borkert read the title of Ordinance No. 618 into the record. She advised this was a quasi-judicial matter
 19 and any ex-parte communication must be revealed at this time. She noted for the record there were no
 20 disclosures.
 21

22 Ms. Mendez provided a PowerPoint presentation (a copy of which is attached and becomes a permanent
 23 part of these minutes.) Ms. Mendez advised that Ordinance No. 618 is a rezoning request from CG-1 to
 24 PUD for sales of automotive recreational vehicles, which is not a permitted use in the existing zoning
 25 classification. The applicant is proposing a Planned Unit Development.
 26

27 She provided historical background of the property, the preliminary plan, a description of DeLand
 28 Motorsports building plans, and the development agreement. Ms. Mendez described the rezoning review
 29 criteria.
 30

31 Council requested more information from the applicant regarding the types of vehicles to be sold.
 32

33 Kurt Dye, DeLand Motor Sports project owner, came forward to address Council questions. He stated that
 34 the vehicles being sold will be new recreational vehicles.
 35

36 Council members inquired about the location change of the building and the elevation of the existing
 37 property.
 38

39 Mr. Dye addressed Council questions, stating that the anticipated plan is to change location from DeLand
 40 to Orange City, and the property would be leveled to match the neighboring property.
 41

42 Ms. Mendez stated that staff recommends approval at first reading and schedule second and final reading
 43 for the October 8, 2019 Council meeting with the following conditions:

- 44 1. Approve the Development Agreement with staff changes.
 - 45 2. The Development Agreement shall be executed and recorded within 6 months of final approval.
- 46

1 **Council Member Mahoney moved to approve Ordinance No. 618, seconded by Vice**
 2 **Mayor O'Connor, the motion passed by 7/0 roll call vote of the City Council.**

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

5
 6 None at this time.

7
 8 **7. RESOLUTIONS:**

- 9
 10 A. **Resolution No. 960-19** A resolution of the City Council of the City of Orange City,
 11 Florida, authorizing a site plan for a 246-unit multi-family development located at
 12 1001 Club Parc Loop; repealing all resolutions or parts of resolutions in conflict
 13 herewith; and providing for an effective date.

14
 15 Ms. Borkert read the title of Resolution No. 960-19 into the record. She advised this was a quasi-judicial
 16 matter and any ex-parte communication must be revealed at this time. She noted for the record that there
 17 were no disclosures.

18
 19 Ms. Mendez provided a PowerPoint presentation (a copy of which is attached and becomes a permanent
 20 part of these minutes.) She described the Parc Hill apartment's site plan, previous actions, apartment
 21 concurrency and impact fees, as well as the Planned Unit Development (PUD) plan. Ms. Mendez stated
 22 that staff recommends Council approve Resolution 960-19 authorizing phase three of the Parc Hill site
 23 plan.

24
 25 A discussion ensued between Council and Ms. Mendez regarding the residential and commercial
 26 designation within the project, the requirements for building each phase of the project, walkability benefits
 27 and traffic signals.

28
 29 Mark Watts, Attorney with Cobb Cole, Representative for the applicant, came forward to answer any
 30 questions Council may have. Mr. Watts addressed the Parc Hill tract from Veteran's Memorial Parkway.

31
 32 Donna Cobb, Historic Preservation Chair, came forward to voice concerns about the expansion throughout
 33 the City and the extra resources needed to provide services to the residents of the new development.

34
 35 **Council Member Mahoney moved to approve Resolution 960-19, with the**
 36 **stipulated conditions that site plan and construction drawings are revised to**
 37 **comply with the Technical Review Committee comments dated July 2, 2019, except**
 38 **as otherwise amended by the Resolution and that the developer shall pay the sewer**
 39 **impact fee, \$3,100 per ERU to the City prior to issuance of the site plan**
 40 **development order to reserve wastewater capacity, seconded by Council Member**
 41 **Crippen, the motion passed by a 7/0 roll call vote of the City Council.**

42
 43 **8. DISCUSSION AND ACTION:**

- 44
 45 A. Consideration of Sponsorship Request: Small Business Development Program

46

1 Danielle FitzPatrick, Public Information Officer, reported that the Small Business Development program
2 submitted a sponsorship request for Council consideration. She stated that the company is planning a Country
3 and Blue Grass festival on October 19, 2019, with live music and local vendors at Valentine Park. Ms.
4 FitzPatrick noted that the funds raised will be donated to underprivileged and disabled children. She pointed
5 out that the event was previously approved by the Council, with conditions.

6
7 Ms. FitzPatrick discussed the conditions previously approved, the in-kind service with an estimated cost of
8 \$1,127.00, and a monetary request of \$1,372.00.

9
10 Ms. FitzPatrick stated that staff met and reviewed the application with the criteria needed for sponsorship
11 and the applicant received a score 39.075. Ms. FitzPatrick stated that this score falls in line with other
12 recurring organizations that were awarded 50% of the requested funding. She stated that staff recommends
13 waiving the fees associated with staffing the event and to fund the monetary award at 50% of the level
14 requested or \$686.

15
16 Francine Lucas, Applicant for The Small Business Development Program, stated that the event has had a lot
17 of community support. Toys for Tots has agreed to help sponsor the event. She announced that 80% of the
18 funds raised are donated to underprivileged and disabled children.

19
20 **Council Member Mahoney moved to approve the sponsorship request, as**
21 **presented, seconded by Council Member Marks, the motion passed by a**
22 **unanimous voice vote of the City Council.**

23
24 B. Work Order No. 119-19 Monastery Road Reclaimed Water Main Extension

25
26 Ms. Hernandez provided a PowerPoint presentation (a copy of which is attached and becomes a permanent
27 part of these minutes.) Ms. Hernandez reported that the City has applied for the 30 year New Consumptive
28 Use Permit that is necessary for the Monastery Road Reclaimed Water main extension.

29
30 Ms. Hernandez provided the alternative water supplies projects, and the design cost with recommendations.

31
32 Ms. Hernandez stated that staff recommends Council approval of Work Order No. 119-19 with CPH, Inc. in
33 the amount of \$67,466.61 and authorize the City Manager to execute the Work Order and any subsequent
34 change orders not to exceed 10% of the approved Work Order amount.

35
36 A discussion ensued between Council and Ms. Hernandez.

37
38 **Council Member Allebach moved to approve Work Order No. 119-19 and**
39 **authorize the City Manager to execute the work order, seconded by Council**
40 **Member Crippen, the motion passed by a unanimous voice vote of the City**
41 **Council.**

42
43 C. Fire Service Consolidation

44
45 Ms. Arrington advised that there was a discussion at the Elected Officials Roundtable meeting about the
46 County's desire to consolidate municipal fire departments with the Volusia County Fire department. Ms.
47 Arrington stated that at the meeting each city was advised to bring this matter to their Council for discussion.

1
2 Ms. Arrington stated that this was also discussed at the City Managers meeting and three cities voiced
3 opposition to the notion of consolidating fire services.
4

5 Fire Chief Ronnie Long, provided a PowerPoint presentation (a copy of which is attached and becomes a
6 permanent part of these minutes.) Chief Long reported that the County of Volusia and the Manager's
7 Roundtable have reviewed the possibility of fire service consolidation. A presentation was recently delivered
8 to the Elected Officials Roundtable, by the Volusia County Fire Chiefs' Association that included
9 recommendations from a 2010 study prepared by Tri Data Division, System Planning Corporation of
10 Arlington Virginia.

11
12 Chief Long reported the fire service consolidations and recommendations. He concluded his presentation and
13 opened the floor for questions.
14

15 Council Member Mahoney stated that a consolidation would be a final decision that could not be changed.
16

17 Mayor Blair commented that the opinions he has heard is that the fire and police departments should stay the
18 way it is.
19

20 Council Member Allebach stated that he is not in favor of a consolidation.
21

22 Council Member Harper stated that he is not in favor of a consolidation.
23

24 Council Member Crippen stated that he agrees with parts of the consolidation but not the upper management
25 aspect.
26

27 Vice Mayor O'Connor stated that this concept is almost the same as home rule.
28

29 Council Member Mahoney inquired about a centralized distribution system for the EMS supplies.
30

31 Chief Long replied that is undetermined at this time, however it would increase purchasing power.
32

33 **9. REPORTS:**

34 A. City Manager

35
36
37 Ms. Arrington reported that the West Volusia Summit will be held in Deltona on Saturday, September 28,
38 2019.
39

40 Ms. Arrington reported that Ms. Mendez is prepared to present a short overview regarding the large
41 distribution center coming to Deltona.
42

43 Ms. Mendez stated that a million square foot distribution center applied for PUD rezoning located on
44 Normandy Blvd. Ms. Mendez advised that the City hired TEDS, a third party consultant, to access the traffic
45 trips that this distribution center will bring to the City. Ms. Mendez provided a Map of Area Improvements
46 (a copy of which is attached and becomes a permanent part of these minutes.)
47

1 Ms. Arrington stated that “Tuesday Tips” has been implemented on the City’s Facebook page. This is part
2 of the “How to Live Green” series brought on by the single use plastics concern.

3
4 Ms. Arrington reported that Police Chief Thomas and she are aware of the traffic congestion experienced at
5 River Springs Middle School. She reported that they will meet with the school board to access the situation.
6 An alternate operation traffic system may be presented to Council following the meeting.

7
8 Council Member O’Connor inquired about the ADA compliant Resolution.

9
10 Ms. Arrington replied that an ADA Resolution draft will be presented at the October 8th Council meeting.

11
12 Council Member Mahoney inquired about group Ethics Training, conducted by the city attorney.

13
14 A discussion ensued between Council, Ms. Arrington and Ms. Borkert about a date and time to schedule the
15 group ethics training.

16
17 B. City Clerk

18
19 No report at this time.

20
21 C. City Attorney

22
23 Ms. Borkert stated that Mr. Reischmann sends his regards

24
25 **10. NEW BUSINESS:**

26
27 Council Member Harper commented on the squeaky chairs on the Dais. Ms. Arrington advised she would
28 look into the matter.

29
30 **11. APPROVAL OF MINUTES:** See the Consent Agenda

31
32 **12. COUNCIL & MAYOR’S COMMENTS AND REPORTS**

33
34 Mayor Blair recognized Donna Cobb for serving as the Historic Preservation Chair member as well as serving
35 on the Blue Springs Citizen Support Organization Board of Directors.

36
37 Council Member Marks reported that she visited the new Dyno Climb in DeLand, Blue Springs Brewing,
38 and Nate’s Wine Down. She stated that she was looking forward to the League of Cities dinner in South
39 Daytona. Council Member Marks reported that she is looking forward to being a part of the University High
40 School Homecoming parade. She thanked staff for all the hard work they do.

41
42 Council Member Harper thanked staff for all their excellent work. He reported that he attended the flag
43 raising event at the Hospice. He stated that he was looking forward to the Homecoming parade.

44
45 Council Member Allebach reported that he attended the TPO meeting and the quarterly Employee Luncheon.
46 He stated that the merger off of Enterprise Rd onto Volusia Ave. needs improvement.

47

1 Ms. Arrington responded that a study was conducted and will need to be reconsidered. She stated that the
2 problem is that it is a State road and a County road.

3
4 Council Member Crippen complimented staff. He said he also attended the Employee luncheon. Council
5 Member Crippen stated that he distributes the historic walkable tours brochure at his shop.

6
7 Vice Mayor O'Connor reported that he attended a ribbon cutting at Sunsure Insurance last Friday evening,
8 Blue Springs Brewing, and Nate's Wine Down. He stated that a lot of new businesses are coming into the
9 City.

10
11 Council Member Mahoney complimented the budget process. He praised Mayor Blair for recognizing the
12 Boy Scouts in the audience.

13
14 Mayor Blair reported that he attended a celebration at Walgreens to acknowledge an employee's 41 years of
15 dedication and service. He reported that he attended the West Volusia Care, flag racing for the POW's and
16 MIA's on Saturday. He attended ribbon cuttings for Nate's Wine Down, and Blue Springs Brewing.

17
18 Mayor Blair advised that he will entertain a motion to adjourn.

19
20 **Council Member Crippen moved to adjourn the City Council meeting, seconded**
21 **by Council Member Allebach, the meeting was adjourned by a unanimous voice**
22 **vote of the City Council.**

23
24 **13. ADJOURN:**

25
26 There being no further business, Mayor Blair adjourned the meeting at 9:45 p.m.

27
28 **RESPECTFULLY SUBMITTED:**

APPROVED ON:

29
30 _____
31 Melani Beringer
32 CMC, Deputy City Clerk

10/22/2019
Date