



CITY COUNCIL OF ORANGE CITY

TUESDAY, January 22, 2008

7:00 P.M.

CITY COUNCIL CHAMBERS, 201 NORTH HOLLY AVENUE

AGENDA

Jim Mahoney
Tom Laputka
Donald Sandford
Donald C. Sherrill
Tom Abraham

Jeff H. Allebach, Vice Mayor
Harley Strickland, Mayor
William E. Reischmann, City Attorney
John J. McCue, City Manager
Deborah J. Renner, City Clerk

CALL TO ORDER

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

1. **PRESENTATIONS:** Presentation to Outgoing Planning Commission Members

2. **CITIZENS COMMENTS:**

Each citizen is asked to complete a speaker request form before the meeting begins.

3. **CONSENT AGENDA:** None at this time

The order of business for each resolution, ordinance, and discussion/action items will be as follows: 1) Staff report 2) Public participation-please complete speaker request form 3) Council discussion/action.

4. **ORDINANCES - FIRST READING:**

A. **ORDINANCE NO. 330:** An ordinance of the City of Orange City, Florida, amending Ordinance 90-05-08, as amended, said ordinance being Orange City's Comprehensive Plan; transmitting an administrative amendment to the City of Orange City Comprehensive Plan for the purpose of improving the coordination and planning of public school facilities as required by Chapter 163, F.S. the amendment consists of revisions to section 2: the future land use element; revisions to section 8: the intergovernmental coordination element; revisions to section 9: the capital improvements element; revisions that add a new section 9: Public school element goals, objectives and policies; and revisions that renumber existing section 9 to 10, existing section 10 to 11, existing section 11 to 12 and existing section 12 to 13; providing a conflicts clause and severability clause and providing an effective date.

B. **ORDINANCE NO. 336:** An ordinance of the City Council of the City of Orange City, Florida, providing for a non-exclusive franchise to Container Rental Company, Inc. (CRC) for the collection and disposal of commercial trash, garbage, recyclable materials and other refuse within the city limits; providing for definitions, terms condition, rates, compliance with laws, arbitration, standards of performance, collection, regulation operations, hours, routes, penalties, accounting, complaint resolutions; containing a repealer provision; a severability clause and providing for an effective date.

- C. ORDINANCE NO. 337:** An ordinance of the City Council of the City of Orange City, Florida, providing for a non-exclusive franchise to Sunshine Recycling Inc. for the collection and disposal of commercial trash, garbage, recyclable materials and other refuse within the city limits; providing for definitions, terms condition, rates, compliance with laws, arbitration, standards of performance, collection, regulation operations, hours, routes, penalties, accounting, complaint resolutions; containing a repealer provision; a severability clause and providing for an effective date.
- D. ORDINANCE NO. 338:** an ordinance of the City Council of the City of Orange City, Florida, providing for a non-exclusive franchise to Waste Management for the collection and disposal of commercial trash, garbage, recyclable materials and other refuse within the city limits; providing for definitions, terms condition, rates, compliance with laws, arbitration, standards of performance, collection, regulation operations, hours, routes, penalties, accounting, complaint resolutions; containing a repealer provision; a severability clause and providing for an effective date.
- E. ORDINANCE NO. 339:** An ordinance of the City Council of the City of Orange City, Florida, providing for a non-exclusive franchise to Waste Pro for the collection and disposal of commercial trash, garbage, recyclable materials and other refuse within the city limits; providing for definitions, terms condition, rates, compliance with laws, arbitration, standards of performance, collection, regulation operations, hours, routes, penalties, accounting, complaint resolutions; containing a repealer provision; a severability clause and providing for an effective date.
- F. ORDINANCE NO. 340:** An ordinance of the City Council of the City of Orange City, Florida, providing for a non-exclusive franchise to Waste Services for the collection and disposal of commercial trash, garbage, recyclable materials and other refuse within the city limits; providing for definitions, terms condition, rates, compliance with laws, arbitration, standards of performance, collection, regulation operations, hours, routes, penalties, accounting, complaint resolutions; containing a repealer provision; a severability clause and providing for an effective date.
- G. ORDINANCE NO. 341:** An ordinance of the City Council of the City of Orange City, Florida, providing for a non-exclusive franchise to Volusia Waste for the collection and disposal of commercial trash, garbage, recyclable materials and other refuse within the city limits; providing for definitions, terms condition, rates, compliance with laws, arbitration, standards of performance, collection, regulation operations, hours, routes, penalties, accounting, complaint resolutions; containing a repealer provision; a severability clause and providing for an effective date.
- H. ORDINANCE NO. 342:** An ordinance of the City Council of the City of Orange City, Florida, providing for a non-exclusive franchise to 4 Jays Management, Inc. for the collection and disposal of commercial trash, garbage, recyclable materials and other refuse within the city limits; providing for definitions, terms condition, rates, compliance with laws, arbitration, standards of performance, collection, regulation operations, hours, routes, penalties, accounting, complaint resolutions; containing a repealer provision; a severability clause and providing for an effective date.

5. PUBLIC HEARINGS/ORDINANCES – SECOND & FINAL READING:

- A. ORDINANCE NO. 329:** An ordinance of the City of Orange City, Florida vacating, closing, and abandoning certain rights-of-way located within the Orange City Knolls subdivision as shown on the plat recorded in Map Book 23, Page 180 of the Public Records of Volusia County, Florida, and generally located 1,250 feet south of East Rhode Island Avenue, and lying east of South Leavitt Avenue, as requested by the City of Orange City; authorizing execution of effecting documents as needed; providing for severability and an effective date.
- B. ORDINANCE NO. 331:** An ordinance of the City of Orange City, Florida, amending Section 8.3 of the City’s Land Development Code, said section being the Official Zoning Map of the City of Orange City, Florida, said amendment changing the zoning classification of the Treemonte Center at Orange City property, consisting of approximately 7.09 acres generally located within the southwest quadrant of the intersection of Enterprise Road and Treemonte Drive, from its present zoning classification of mixed use, suburban (MX-2) to Business Planned Unit Development (BPUD), containing a repealer provision, a severability clause and providing for an effective date.
- C. ORDINANCE NO. 332:** An ordinance of the City of Orange City, Florida, amending Section 8.3 of the City’s Land Development Code, said section being the Official Zoning Map of the City of Orange City, Florida; said amendment changing the zoning classification of the West Volusia Retail Center at Orange City property, consisting of approximately 14.45 acres generally located at the northeast corner of Harley Strickland Boulevard and Junior Street from its present zoning classification of Mixed Use Suburban (MX-2) to Business Planned Unit Development (BPUD); containing a repealer provision, a severability clause and providing for an effective date.
- D. ORDINANCE NO. 335:** An ordinance of the city of Orange City, Florida, annexing the Corneck property into the corporate limits of the City of Orange City, Florida; said property being generally located on the north side of West Rhode Island Avenue, approximately 600 feet west of South Volusia Avenue, containing approximately 2.18 acres; in accordance with the voluntary annexation provisions of Florida Statute 171.044; redefining the boundaries of the City of Orange City by amending the appropriate sections of the Code of Ordinances; containing a repealer provision, a severability clause and providing for an effective date.

6. RESOLUTIONS:

- A. RESOLUTION NO. 462-08:** A resolution of the City Council of the City of Orange City, Florida, adopting a written statement on the collection of social security numbers; providing for authorization for certificate of compliance to the Florida Legislature, providing for the identification of commercial entities seeking social security numbers; and providing for an effective date.

B. RESOLUTION NO. 463-08:

A resolution of the City Council of the City of Orange City, Florida, amending the annual operating budget for fiscal year 2007-2008 by adjusting revenue and expenses; repealing all resolutions or part of resolutions in conflict herewith; and providing for an effective date.

7. DISCUSSION AND ACTION:

- A. Strategic Plan Quarterly Report
- B. WAV Membership

8. REPORTS:

- A. City Manager
- B. Mayor/City Council
- C. City Clerk
- D. City Attorney

9. APPROVAL OF MINUTES: January 8, 2008 Regular Council Meeting

10. COUNCIL COMMENTS

11. ADJOURNMENT

If any person decides to appeal any decision made by the City Council with respect to any matter considered at this meeting or hearing, he/she will need a record of the proceedings, and for such purpose he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based (FS 286.0105) Individuals with disabilities needing assistance to participate in any of these proceedings should contact the City Clerk at least three (3) working days in advance of the meeting date and time at (386) 775-5403.