



**CITY COUNCIL OF ORANGE CITY**

**TUESDAY, June 24, 2008**

**7:00 P.M.**

**CITY COUNCIL CHAMBERS, 201 NORTH HOLLY AVENUE**

**AGENDA**

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**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**

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**CALL TO ORDER**

**ROLL CALL**

**INVOCATION**

**PLEDGE OF ALLEGIANCE**

**1. PRESENTATIONS:**

**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. 351:** An ordinance of the City of Orange City, Volusia County, Florida; amending Orange City Code Chapter 2, Administration, Article III, Boards, Division 3, Historic Preservation Board, by eliminating Section 2-93(3), Section 2-103(9), Section 2-105 and Section 2-106 in their entirety; and by adding Sections 2-107, 2-108, 2-109, 2-110, 2-111, 2-112, and 2-113, allowing for and setting forth the requirements for historic preservation easements; amending Chapter 8, Section 8.7 of the Orange City Land Development Code, abating zoning regulations for restoration of historic properties in the event of damage or destruction; establishing the application process for historic preservation easements; providing for conflicts, severability and effective date.

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

- A. ORDINANCE NO. 315:** An ordinance of the City of Orange City, Florida transmitting an administrative amendment to the City of Orange City Comprehensive Plan for the purpose of improving the coordination of water supply and land use planning as required by Chapter 163, F. S. The amendment consists of revisions to the Future Land Use Element; Sanitary Sewer, Solid Waste, Storm Water Management, Potable Water and Natural Ground Water Recharge Element; Conservation Element; Intergovernmental Coordination Element; and the capital improvements element; providing for conflict and severability and providing an effective date.

- B. ORDINANCE NO. 354:** an ordinance of the City Council of the City of Orange City, Florida, amending Chapter 2, Administration, of the Code of Ordinances of the City of Orange City, Florida, by amending Article V, “Investment Plan” containing a repealer provision, a severability clause and providing for an effective date.
- C. ORDINANCE NO. 355:** An ordinance of the City Council of the City of Orange City, Florida; establishing guidelines for compliance with the national pollutant discharge elimination system set by the United States Agency; Environmental Protection Guiding, Regulating, and Controlling the design, construction, use and maintenance of any development, disturbances or breaks of the top soil resulting from the movement of earth on land in Orange City; providing for codification, conflicts, severability and effective date.
- D. ORDINANCE NO. 356:** An ordinance of the City of Orange City, Florida, amending Sections of Chapter 17.3 Utilities of the code of ordinances of the City of Orange City, Florida; providing for conflicts, severability and effective date.

**6. RESOLUTIONS:**

- A. RESOLUTION NO. 480-08** A resolution of the City Council of the City of Orange City, Florida, endorsing the designation of the “River of Lakes Heritage Corridor Scenic Highway” as a Florida scenic highway and National scenic byway and the proposed corridor management plan in accordance with FL Statute 335.093 and Rule 14.15.016, F.A.C; authorizing city staff to participate in supporting efforts to designate and implement designation; and providing for an effective date.
- B. RESOLUTION NO. 481-08:** A resolution of the City Council of the City of Orange City, Florida, pursuant to Section 7, Section 12.16 (D) of Ordinance No. 355, establishing a fee for inspections relating to construction site stormwater runoff; repealing all resolutions in conflict herewith and providing for an effective date.
- C. RESOLUTION NO. 482-08:** A resolution of the City Council of the City of Orange City, Florida, finding that there is a conflict between Orange City and Volusia County, Florida; that Orange City has authorized its city attorney to initiate legal proceedings regarding such conflict and that judicial proceedings are imminent; initiating conflict resolution proceedings pursuant to Florida law; directing that the city attorney notify the primary conflicting governmental entity and other governmental entities which may have a role in approving or implementing any aspect of settlement pursuant to section 164.1052, Florida Statutes; and providing for an effective date.
- D. RESOLUTION NO. 483-08:** A resolution of the City Council of the City of Orange City, Florida, finding that significant legal rights of the City will be compromised if a court proceeding does not take place prior to compliance with dispute resolution proceedings under Chapter 164, Florida Statutes, and that immediate danger to the health, safety, and welfare of the public requires the city of Orange City’s immediate action of filing the appropriate lawsuits against Volusia county, and that, upon the filing of any lawsuits against Volusia County, such lawsuits should not be abated due to the city’s inability to comply with Chapter 164 of the Florida Statutes; providing for an effective date.

**7. DISCUSSION AND ACTION:**

- A. City Manager's Annual Evaluation
- B. Decision regarding Election Schedule

**8. REPORTS:**

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

**9. APPROVAL OF MINUTES:** June 10, 2008 Regular Council Meeting

**10. COUNCIL COMMENTS**

**11. ADJOURN**

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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.