



**CITY COUNCIL OF ORANGE CITY
TUESDAY, July 14, 2009
7:00 P.M.**

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

**Jim Mahoney
Tom Laputka
R. Paul Rasch
Donald C. Sherrill
Tom Abraham**

**Jeff H. Allebach, Vice Mayor
Harley Strickland, Mayor
William E. Reischmann, City Attorney
Chester Murray, Interim City Manager
Deborah J. Renner, City Clerk**

CALL TO ORDER

ROLL CALL

INVOCATION Rabbi Paul Faulk, Ariel Congregation

PLEDGE OF ALLEGIANCE

1. ABSENCES:

2. PRESENTATIONS/PROCLAMATIONS:

Proclamation – Affirming Partnership
with the U.S. Census Bureau in Support of
the 2010 Census

3. CITIZEN COMMENTS:

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

4. CONSENT AGENDA:

- a. RESOLUTION NO. 549-09:** A resolution of the City of Orange City, Florida, acknowledging and approving a second 12-month extension to the preliminary subdivision plat for Shadow Ridge Subdivision Phase 2, with the intent to divide a 32.7 acre parcel into 77 residential lots, said parcel located immediately north of Shadow Ridge Subdivision Phase 1, Orange City, Florida; repealing all resolutions or parts of resolutions in conflict herewith; and providing for an effective date.
- b. RESOLUTION NO. 550-09:** A resolution of the City Council of the City of Orange City, Florida, acknowledging and approving a second 12-month extension to the site plan for Shadow Ridge Subdivision Phase 2, said site plan containing the specifications to develop 77 lots on a 32.7 acre parcel, located immediately north of Shadow Ridge Subdivision Phase 1, Orange City, Florida; repealing all resolutions or parts of resolutions in conflict herewith; and providing for an effective date.

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.

5. ORDINANCES - FIRST READING:

- A. ORDINANCE NO. 394:** An ordinance of the City of Orange City, Florida, amending Chapter 5 — Building, Housing and Structural Requirements — of the Code of Ordinances of the City of Orange City, containing a severability clause, a repealer provision, and providing for an effective date.
- B. ORDINANCE NO. 396:** An ordinance of the City Council of the City of Orange City, Florida authorizing the granting to Florida Public Utilities Company, its successors and assigns, a non-exclusive artificial, natural, and/or mixed gas franchise to use the public rights of way of the City of Orange City, Florida, and prescribing the terms and conditions under which said franchise may be exercised; making findings; providing for non-codification, conflicts, severability and effective date; and repealing prior ordinance.

6. PUBLIC HEARINGS:

- A. ORDINANCE NO. 393:** 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
- B. ORDINANCE NO. 395:** An ordinance of the City of Orange City, Florida, creating Chapter 12.5, Maintenance of Rights-of-Way in the Code of Ordinances of the City of Orange City, Florida; providing for the definition of Right-of-Way; providing for maintenance requirements; providing for enforcement authority; providing for correction by City, reimbursement, liens and release of lien; providing for conflicts, severability and effective date.

7. RESOLUTIONS:

- A. RESOLUTION NO. 551-09:** A resolution of the City Council of the City of Orange City, Florida, calling for a General Election for Districts 4, 5 and At-Large Council Member Position (formerly Seat 6), and a run-off election if necessary to be held September 22, 2009 and November 3, 2009 respectively; listing the qualifying period during which persons may file for said elections; officially notifying the supervisor of elections of said dates; repealing all resolutions or parts of resolutions in conflict herewith and providing for an effective date.

8. DISCUSSION AND ACTION:

- A. Awarding Bid for Hydropneumatic Tank Replacement
- B. Approving Contracts for Hurricane Debris Removal
- C. Setting Dates for Budget Workshops/Hearings
- D. Appointing Members to the Sustainable Water Plan Committee

9. NEW BUSINESS:

10. REPORTS:

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

11. APPROVAL OF MINUTES: June 23, 2009 Regular Meeting

12. COUNCIL COMMENTS

13. ADJOURN

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.