

CITY OF APOPKA

Minutes of the regular City Council meeting held on May15, 2013, at 8:00 p.m., in the City of Apopka Council Chambers.

PRESENT: Mayor John Land
Commissioner Bill Arrowsmith
Commissioner Billie Dean
Commissioner Marilyn U. McQueen
Commissioner Joe Kilsheimer

PRESS PRESENT: John Peery - The Apopka Chief
Steve Hudak - The Orlando Sentinel

INVOCATION AND PLEDGE OF ALLEGIANCE Mayor Land gave the Invocation. He said last Wednesday was May 8th and that was the date ending the War in Europe, but the war was still raging in the Pacific. The last ground battle with Okinawa started around the first of April, continuing on for 83 days. The Americans had casualties a little over 49,000, with 12,500 killed in action. The Japanese had 110,000 casualties, most of them dead and wounded, with approximately 7,400 prisoners. He stated the total for the whole Second World War, until it ended, was a little over 400,000 being killed. He asked everyone to reflect on their dedication and sacrifice for the freedom and liberty we enjoy today, as he led the Pledge of Allegiance.

PRESENTATIONS

1. Presentation of Art - Dianne Young and Artist Marti Salerni - Dianne Young, Apopka's Art Coordinator, introduced the artist, who explained that the painting was a watercolor. Ms. Salerni thanked the City Council for the honor of having one of her paintings purchased by the City to be displayed in City Hall.

CONSENT AGENDA

- 1. Approve the minutes from the regular City Council meeting held on May 1, 2013, at 1:30 p.m.**
- 2. Approve the minutes from the Community Meeting on the City Charter held on April 30, 2013, at 6:30 p.m.**
- 3. Authorize the issuance of a Peddler's Permit to Angela Harris of New Wave Enterprise LLC, for the sale of Italian ice cups from a push cart.**

MOTION was made by Commissioner Arrowsmith, and seconded by Commissioner Dean, to approve the three (3) items of the Consent Agenda. Motion carried unanimously, with Mayor Land, and Commissioners Arrowsmith, Dean, McQueen, and Kilsheimer voting aye.

SPECIAL REPORTS AND PUBLIC HEARINGS - There were no special reports or public hearings.

ORDINANCES AND RESOLUTIONS

Mayor Land said Ordinance Nos. 2303 through 2306 do not meet the requirements for adoption, and will be held over for a Second Reading.

- 1. ORDINANCE NO. 2303 - FIRST READING - ANNEXATION – Waters Edge Partners, LP, property located at 1850 S. Binion Road. (5.75 +/- acres).**

The City Clerk read the title as follows:

ORDINANCE NO. 2303

AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, TO EXTEND ITS TERRITORIAL AND MUNICIPAL LIMITS TO ANNEX PURSUANT TO FLORIDA STATUTE 171.044 THE HEREINAFTER DESCRIBED LANDS SITUATED AND BEING IN ORANGE COUNTY, FLORIDA, OWNED BY WATERS EDGE PARTNERS, LP, LOCATED SOUTH OF HOOPER FARMS ROAD AND WEST OF BINION ROAD; PROVIDING FOR DIRECTIONS TO THE CITY CLERK, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Mayor Land opened the meeting for a public hearing. No one wishing to speak, he closed the public hearing.

MOTION was made by Commissioner Kilsheimer, and seconded by Commissioner McQueen, to accept the First Reading of Ordinance No. 2303, and hold it over for a Second Reading. Motion carried unanimously with Mayor Land, and Commissioners Arrowsmith, Dean, McQueen, and Kilsheimer voting aye.

- 2. ORDINANCE NO. 2304 - FIRST READING - ANNEXATION – City of Apopka, property located on Lust Road. (20.0 +/- acres).**

The City Clerk read the title as follows:

ORDINANCE NO. 2304

AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, TO EXTEND ITS TERRITORIAL AND MUNICIPAL LIMITS TO ANNEX PURSUANT TO FLORIDA STATUTE 171.044 THE HEREINAFTER DESCRIBED LANDS SITUATED AND BEING IN ORANGE COUNTY, FLORIDA, OWNED BY THE CITY OF APOPKA, LOCATED SOUTH OF LUST ROAD AND WEST OF BINION ROAD; PROVIDING FOR DIRECTIONS

TO THE CITY CLERK, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Mayor Land opened the meeting for a public hearing. No one wishing to speak, he closed the public hearing.

MOTION was made by Commissioner Arrowsmith, and seconded by Commissioner Dean, to accept the First Reading of Ordinance No. 2304, and hold it over for a Second Reading. Motion carried unanimously with Mayor Land, and Commissioners Arrowsmith, Dean, McQueen, and Kilsheimer voting aye.

3. ORDINANCE NO. 2305 - FIRST READING - ANNEXATION – Donald and Annette Emery, properties located at 3477 and 3449 West Kelly Park Road. (14.73 +/- acres)

The City Clerk read the title as follows:

ORDINANCE NO. 2305

AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, TO EXTEND ITS TERRITORIAL AND MUNICIPAL LIMITS TO ANNEX PURSUANT TO FLORIDA STATUTE 171.044 THE HEREINAFTER DESCRIBED LANDS SITUATED AND BEING IN ORANGE COUNTY, FLORIDA, OWNED BY DONALD EMERY AND ANNETTE EMERY, LOCATED NORTH OF KELLY PARK ROAD AND WEST OF PLYMOUTH-SORRENTO ROAD; PROVIDING FOR DIRECTIONS TO THE CITY CLERK, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Mayor Land opened the meeting for a public hearing. No one wishing to speak, he closed the public hearing.

MOTION was made by Commissioner Dean, and seconded by Commissioner Kilsheimer, to accept the First Reading of Ordinance No. 2305, and hold it over for a Second Reading. Motion carried unanimously with Mayor Land, and Commissioners Arrowsmith, Dean, McQueen, and Kilsheimer voting aye.

4. ORDINANCE NO. 2306 - FIRST READING - ANNEXATION – Orlando Beltway Associates - Plymouth Sorrento, Ltd., property located at 5401 Effie Drive. (118.12 +/- acres)

The City Clerk read the title as follows:

ORDINANCE NO. 2306

AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, TO EXTEND ITS TERRITORIAL AND MUNICIPAL LIMITS TO ANNEX PURSUANT

TO FLORIDA STATUTE 171.044 THE HEREINAFTER DESCRIBED LANDS SITUATED AND BEING IN ORANGE COUNTY, FLORIDA, OWNED BY ORLANDO BELTWAY ASSOCIATES-PLYMOUTH SORRENTO, LTD., LOCATED NORTH OF KELLY PARK ROAD AND WEST OF PLYMOUTH-SORRENTO ROAD; PROVIDING FOR DIRECTIONS TO THE CITY CLERK, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Mayor Land opened the meeting for a public hearing. No one wishing to speak, he closed the public hearing.

MOTION was made by Commissioner Arrowsmith, and seconded by Commissioner McQueen, to accept the First Reading of Ordinance No. 2306, and hold it over for a Second Reading. Motion carried unanimously with Mayor Land, and Commissioners Arrowsmith, Dean, McQueen, and Kilsheimer voting aye.

Patricia Merriweather, 2339 Cerberus Drive, Apopka, invited the Mayor and members of the City Council and others present at the meeting, to attend the Annual Family & Friends Day at the St. Paul's A.M.E. Church in Apopka, on Sunday, May 26, at 11:00 a.m. She said the church building is located on Park Avenue at 10th Street, and they would be honored to have members of Apopka's Executive Board at their service.

SITE APPROVALS - There were no site approvals.

DEPARTMENT REPORTS AND BIDS

1. Administrative Report - Richard D. Anderson - Chief Administrative Officer

CAO Anderson reported the following:

- Administrative Report was distributed and he was available for questions. None were asked.
- Asked the City Council to determine a day they would be available for a Tour to look at the options on residential lot sizes, as discussed at a previous meeting. He said the Tour will give the Council some idea of what is out there and what the City might be considering in the near future. After much discussion, the choice was June 4, at 9:00 a.m., from City Hall. Press and public, as many as will fit on the bus, will be invited to attend.
- Staff is working with Miller Legg on the plans for the Northwest shore of Lake Apopka, as previously reported. He said a grant is being sought, and will ask for community participation. He reported he will be returning with the scope of services from Miller Legg in the near future.

MAYOR'S REPORT - Mayor Land reported the following:

- Led discussion on the schedule for the next Community Meeting on City Charter. After much discussion, it was decided to schedule the meeting for June 4, at 6:30 p.m.

- Having scheduled the Charter Meeting for June 4th, the Field Trip (Tour) was changed to June 11th leaving City Hall at 9:00 a.m. Tour will be open to press and public to the maximum allowed on the bus.

OLD BUSINESS

1. **COUNCIL** - There was no old business from the Council.
2. **PUBLIC** – There was no old business from the Public.

NEW BUSINESS

1. **COUNCIL** - Commissioner Dean commended CAO Anderson and City staff on the beautiful landscaping planted along Hwy 441. He said it is a wonderful improvement to the Downtown area of Apopka.
2. **PUBLIC** – There was no new business from the Public.

ADJOURNMENT - There being no further business to discuss, the meeting adjourned at 8:26 p.m.

ATTEST:

John H. Land, Mayor

Janice G. Goebel, City Clerk