



APOPKA CITY COUNCIL MEETING AGENDA

OCTOBER 05, 2022 1:30 PM

Apopka City Hall Council Chambers

APOPKA CITY COUNCIL MEETING WILL BE LIVE-STREAMED ON YOUTUBE. TO WATCH, PLEASE VISIT:

<https://www.youtube.com/CityofApopkaFL>

CALL TO ORDER INVOCATION PLEDGE

APPROVAL OF MINUTES

1. Regular Council Meeting Minutes of September 7, 2022.
2. First Budget Hearing Meeting Minutes of September 7, 2022.
3. Final Budget Hearing Meeting Minutes of September 14, 2022.

PROCLAMATION

1. Mobility Week 2022 presented to the Florida Department of Transportation
Presented by: Mayor Nelson
2. Cybersecurity Awareness Month
Presented by: Mayor Nelson

PRESENTATION

1. Hurricane Ian update
Presented by: Mayor Nelson

AGENDA REVIEW

EMPLOYEE RECOGNITION

1. Service Pin Awards - City Employees

PUBLIC COMMENT PERIOD

The Public Comment Period is for City-related issues that may or may not be on today's Agenda. If you are here for a matter that requires a public hearing, please wait for that item to come up on the agenda. If you wish to address the Council, you must fill out an Intent to Speak form and provide it to the City Clerk prior to the start of the meeting. If you wish to speak during the Public Comment Period, please fill out a green-colored Intent-to-Speak form. If you wish to speak on a matter that requires a public hearing, please fill out a white-colored Intent-to-Speak form. Speaker forms may be completed up to 48 hours in advance of the Council meeting. Each speaker will have four minutes to give remarks, regardless of the number of items addressed. Please refer to Resolution No. 2016-16 for further information regarding our Public Participation Policy & Procedures for addressing the City Council.

CONSENT (Action Item)

1. Execute release of Code Enforcement Lien - Property Address: 734 S. Central Avenue, Apopka, FL.
2. Approve Utility Easement Agreement with the Lakeside Apopka Homeowners Association, Inc., for Lakeside Phase II
3. Authorize City Administrator to sign contract renewal (#1) for the Northwest Recreation Complex Concessionaire "Mr. Grill."
4. Authorize the execution of piggyback contracts for fiscal year 2023.
5. Authorize the issuance of evaluated and sole source memos for fiscal year 2022.
6. Authorize the issuance of evaluated and sole source memos for fiscal year 2023.

BUSINESS (Action Item)

1. Alterna Logistics Park – Major Development Plan
Owner(s): Apopka Industrial Airport South, LLC c/o Daniel T. O'Keefe

Applicant: Kimley-Horn and Associates, Inc. c/o Jason A. Lewis, P.E.
Location: West of U.S. 441 and Apopka Airport Road
Tract Size: 72.99 +/- acres
Project Manager: Jean Sanchez

2. Apopka Business Center - Major Development Plan
Owner: Nancy Mann Trust 70.6% Int, Will & Kerry Blaine Legacy Blessing Trust 10.5%, Bill & Dabney Blaine Charitable Remainder Trust 10.5% Int, Waterstone Support, Foundation Inc 8.4% Int
Applicant: Langan Engineering and Environmental Services, Inc. c/o Joseph Yanucci, P.E.
Location: Southeast corner of Hermit Smith Road and General Electric Road
Project: 78.99 +/- acres
Project Manager: Jean Sanchez

PUBLIC HEARINGS/ORDINANCES/RESOLUTION (Action Item)

1. Ordinance No. 2960 – Second Reading - Amendment to the City's five-year capital improvements plan to add Recreation Improvement, and incorporating into the City of Apopka, Comprehensive Plan, Capital Improvements element.
Presented by: Radley Williams
2. Ordinance No 2955 - First Reading - Small Scale FLUM - 2309 Ocoee Apopka Road
Owners: Ronnie B. Phillips and Wanda R. Phillips
Applicant: Jonathan P. Huels, Esq.
Location: 2309 Ocoee Apopka Road
Tract Size: 5.71 +/- acres
Project Manager: Jean Sanchez
3. Ordinance No 2961 - First Reading - Small Scale FLUM - Simmons Property
Owners: Chester Leon Simmons and Deborah Simmons
Applicant: Chester Leon Simmons
Location: 828 South Washington Ave
Tract Size: 0.56 +/- acres
Project Manager: Jean Sanchez
4. Ordinance No. 2962 – First Reading – Change of Zoning & Master Plan – Kelly Park Crossings
Owner(s): Kelly Park VB Development, LLC
Applicant: Kimley-Horn & Associates, Inc. c/o Melibe S. Thomas, P.E.
Proposed Zoning: KPI-MU (Kelly Park Interchange - Mixed Use)
Location: Southwest corner of SR 429 and Kelly Park Road
Project: 259 +/- acres
Project Manager: Jean Sanchez
5. Ordinance No 2963 -First Reading - Small Scale FLUM - Ponkin Road Property
Owner: Ponkin Road Property, LLC
Applicant: Kimley-Horn and Associates, Inc. c/o Jaime Albino, P.E.
Location: Southwest corner of Ponkan Road and Plymouth Sorrento Road
Project: 14.95 +/- Acres
Project Manager: Roxann Read
6. Ordinance No 2964 - First Reading - Change of Zoning - Ponkin Road Property
Owners: Ponkin Road Property, LLC
Applicant: Kimley-Horn and Associates, Inc. c/o Jaime Albino, P.E.
Proposed Zoning: Community Commercial District (C-C)
Location: Southwest corner of Ponkan Road and Plymouth Sorrento Road
Tract Size: 14.95 +/- acres
Project Manager: Roxann Read
7. Ordinance No 2965 - First Reading - Small Scale FLUM - 1829 Plymouth Sorrento Road
Owners: Kathy Eunhuilee Jung and Amy Chong Eunah
Applicant: Maury L. Carter & Associates, Inc c/o Emily Brown
Location: Southwest corner of Lester Road and Plymouth Sorrento Road
Tract Size: 5.86 +/- acres
Project Manager: Roxann Read

8. Ordinance No 2966 - First Reading - Rezoning - 1829 Plymouth Sorrento Road
Owner(s): Kathy Eunhuilee Jung and Amy Chong Eunah
Applicant: Maury L. Carter & Associates, Inc. c/o Emily Brown
Location: Southeast corner of Lester Road and Plymouth Sorrento Road
Project: 5.86 +/- Acres
Project Manager: Roxann Read
9. Ordinance No 2968 - First Reading - Amendment to Ordinance No 2449 - Mullinax Ford PD & Master Plan
Owner: Mullinax Ford of Central Florida, Inc.
Applicant: Florida Engineering Group. c/o Greg Crawford, P.E., P.S.M.
Location: North of State Road 436 and east of Roger Williams Road
Tract Size: 21.51 +/- acres
Project Manager: James Hitt & Jean Sanchez
10. Ordinance No 2969 - First Reading - Annexation - Tyler Crusades
Owner: Tyler Crusades, Inc.
Applicant: GAI Consultants, Inc. c/o Andrew McCown, AICP
Location: North and east of U.S. 441, east of Apopka Airport Road and west of Hermit Smith Road
Tract Size: 40.14 +/- acre(s)
Project Manager: Jean Sanchez
11. Resolution No. 2022-46 - FY22/23 Budget Amendment
Presented by: Edward Bass

CITY COUNCIL REPORTS

CITY ADMINISTRATOR REPORT

CITY ATTORNEY'S REPORT

1. Closed Litigation Executive Session. Pursuant to Sec. 286.011(8), Fla. Stat., the City Council, City Administrator, and City Attorney will hold a closed litigation executive session to discuss the litigation captioned Southwick Commons, Ltd. vs. City of Apopka, Case No.: 2022-CA-005470-O. The discussion shall be confined to settlement negotiations or strategy sessions relating to litigation. The following individuals will be in attendance at the Executive Session: Mayor Bryan Nelson, Commissioner Doug Bankston, Commissioner Diane Velazquez, Commissioner Alexander Smith, Commissioner Nick Nesta, City Administrator Edward Bass, City Attorney Michael A. Rodriguez, and a court reporter. All others will be required to leave the Council Chambers during the pendency of the executive session. A Court Reporter will be present to record the session and the transcript shall be made part of the public record upon conclusion of the litigation.

MAYOR'S REPORT

1. National Night Out Recap

ADJOURNMENT

Individuals with disabilities needing assistance to participate in any of these proceedings should contact the City Clerk at least two (2) working days in advance of the meeting date and time at (407) 703-1704. F.S. 286.0105 If a person decides to appeal any decision or recommendation made by Council with respect to any matter considered at this meeting, he will need record of the proceedings, and that for such purposes he 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.

Any opening invocation that is offered before the official start of the Council meeting shall be the voluntary offering of a private person, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the City Council or the city staff, and the City is not allowed by law to endorse the religious or non-religious beliefs or views of such speaker. Persons in attendance at the City Council meeting are invited to stand during the opening ceremony. However, such invitation shall not be construed as a demand, order, or any other type of command. No person in attendance at the meeting shall be required to participate in any opening invocation that is offered or to participate in the Pledge of Allegiance. You may remain seated within the City Council Chambers or exit the City Council Chambers and return upon completion of the opening invocation and/or Pledge of Allegiance if you do not wish to participate in or witness the opening invocation and/or the recitation of the Pledge of Allegiance.