

CITY OF APOPKA

Minutes of the regular City Council meeting held on October 1, 2014, at 1:30 p.m., in the City of Apopka Council Chambers.

PRESENT: Mayor Joe Kilsheimer
Commissioner Bill Arrowsmith
Commissioner Billie Dean
Commissioner Diane Velazquez
Commissioner Sam Ruth
City Attorney Clifford B. Shepard

PRESS PRESENT: Roger Ballas - The Apopka Chief
John Peery – The Apopka Chief
Steve Hudak - The Orlando Sentinel
Various TV News Reporters and Cameramen

INVOCATION AND PLEDGE OF ALLEGIANCE – Mayor Kilsheimer introduced Carmen Ruiz-Ore, Apopka Area Chamber of Commerce who gave the Invocation.

Mayor Kilsheimer said on October 2, 1967, Thurgood Marshall was sworn in as the first African American Justice of the US Supreme Court. Before his appointment Thurgood Marshall served as the NAACP's chief counsel from 1938 to 1961, during which time he argued more than a dozen cases before the US Supreme Court. Justice Marshall successfully argued the *Brown v. Topeka Board of Education* case in 1954 which ended segregation in public education. This victory gave strength to the Civil Rights Movement, eventually leading to the desegregation of public facilities and accommodations. He asked everyone to remember men and women who, like Thurgood Marshall, dedicated their lives to the Civil Rights Movement, as he led in the Pledge of Allegiance.

EMPLOYEE RECOGNITION

1. Jimmy O. Fillmon – Police/Field Services – Five Year Service Award - Mayor Kilsheimer said Jimmy began working for the City on September 8, 2009, as a Police Officer, which is his current position. The City Council joined Mayor Kilsheimer in congratulating Jimmy on his years of service to the City.

2. Steven “Steve” C. Popp – Police/Support Services – Ten Year Service Award - Mayor Kilsheimer said Steve began working for the City on September 7, 2004, as a Police Officer, which is his current position. The City Council joined Mayor Kilsheimer in congratulating Steve on his years of service to the City.

3. Jefferson “Jeff” C. Werts – Police/Support Services – Ten Year Service Award - Mayor Kilsheimer said Jeff started working for the City on September 21, 2004, as a Police Officer, which is his current position. The City Council joined Mayor Kilsheimer in congratulating Jeff on his years of service to the City.

4. Paul B. Downs – Police/Field Services – Ten Year Service Award - Mayor Kilsheimer said Paul started working for the City on September 7, 2004, as a Police Officer. He was promoted to Police Sergeant on December 4, 2011, which is his current position. The City Council joined Mayor Kilsheimer in congratulating Paul on his years of service to the City.

5. Jason A. Wiggins – Police/Field Services – Fifteen Year Service Award - Mayor Kilsheimer said Jason began working for the City on September 27, 1999, as a Police Officer, which is his current position. The City Council joined Mayor Kilsheimer in congratulating Jason on his years of service to the City.

6. Carlos A. Hernandez – Public Services/Utility Construction – Fifteen Year Service Award - Mayor Kilsheimer said Carlos started working for the City on September 28, 1999, as a Utility Service Worker II, which is his current position. The City Council joined Mayor Kilsheimer in congratulating Carlos on his years of service to the City.

7. Melvin B. Jones – Public Services/Grounds – Twenty Year Service Award - Mayor Kilsheimer said Melvin began working for the City on September 28, 1994, as a Recreation Leader. He was promoted to Acting Recreation Supervisor on June 1, 1996. On February 28, 1999, he was reclassified to Maintenance Worker II, and transferred to Grounds. Melvin was reclassified on April 15, 2003, to Grounds Specialist. On December 31, 2007, he was promoted to Grounds Foreman, which is his current position. The City Council joined Mayor Kilsheimer in congratulating Melvin on his years of service to the City.

8. Ismael Izaguirre – Public Services/Sanitation – Twenty-Five Year Service Award - Mayor Kilsheimer said Ismael began working for the City on September 13, 1989, as a Driver / Collector. On October 24, 1999, his title changed to Solid Waste Worker II. Ismael was reclassified to a Sanitation Equipment Operator on June 16, 2007, which is his current position. Mayor Kilsheimer said Ismael was unable to attend and will be presented his award at a later time.

9. Sharon P. Thornton – Human Resources – Twenty-Five Year Service Award - Mayor Kilsheimer said Sharon started working for the City on September 5, 1989, as a Finance Clerk. She was promoted on December 3, 1990, to Personnel Technician and transferred to Personnel. On March 5, 2001, Sharon was reclassified to Payroll/Benefits Manager. On October 16, 2004, her title was changed to Human Resources Benefits Manager. She was promoted on May 3, 2005, to Human Resource Director, which is her current position. The City Council joined Mayor Kilsheimer in congratulating Sharon on her years of service to the City.

10. George L. Bronson – Fire Chief's Office – Forty Year Service Award - Mayor Kilsheimer said Lee started working for the City on September 5, 1974, as a Firefighter. On October 5, 1982, he was promoted to Fire Inspector. Lee's title changed to Fire Marshall on March 28, 1983. He was promoted to Assistant Fire Chief on June 7, 1989. Lee was reclassified on October 27, 2001, to Deputy Fire Chief. On June 26, 2006, his title changed to Plans Examiner. Then, on May 23, 2007, he was promoted to Chief Fire Administrator for the Fire Department, which is his current position. The City Council joined Mayor Kilsheimer in congratulating Chief Bronson on his years of service to the City.

PRESENTATIONS

1. **Domestic Violence Awareness Month Proclamation** – Mayor Kilsheimer read the proclamation on Domestic Violence Awareness Month and presented it to Carol Wick, Mary Kogut, Maribel Ojeda and Allison Suarez, of Harbor House and Chief Manley.

CONSENT AGENDA

1. Approve the minutes of a special City Council meeting held on September 19, 2014, at 5:15 p.m.
2. Approve the minutes of Administrative Bid No. 2014-11, for Asphalt Street Resurfacing, held on September 11, 2014, at 10:15 a.m.
3. Award the asphalt street resurfacing bid, in the amount of \$310,457.40, to Middlesex Corporation.
4. Authorize the rejection of the bid received for the Apopka Northwest Recreation Complex excavating and selling generated dirt.
5. Approve the Retroactive Extensions of the Wekiva Riverwalk Lots 3 and 6 Final Development Plans (SPR12-30R & SPR12-31R) until November 14, 2015.
6. Award the contract, in the amount of \$259,261.00, for a six-foot high precast concrete wall system along North Maine Avenue.
7. Approve a change order, in the amount of \$138,000.00, for the East Lester Road improvement project.
8. Authorize the execution of an agreement between the City of Apopka and the Central Florida Expressway Authority for Maintenance of Traffic at Yothers Road.
9. Authorize the execution of an amendment to the interlocal agreement, between the City of Apopka and the City of Ocoee, for dispatching services.
10. Approve the issuance of a Special Event Permit to benefit the Debbie Turner Cancer Care Resources Center, Inc.
11. Approve the ongoing contract with the resident food trucks, for the monthly Apopka Food Truck Round Up.
12. Approve a request from the First United Methodist Church of Apopka to temporarily close a portion of 3rd Street from Park Avenue to Forest Avenue for the Spud & Swine Festival to be held Saturday, October 4, 2014, from 10:00 a.m. until 3:00 p.m. *(item pulled)*
13. Approve the renewal of the annual Motorola maintenance agreement for the support of the public safety and general City of Apopka services radio system.
14. Approve the Disbursement Report for the month of September 2014.

Mayor Kilsheimer announced Item 12 was being pulled from the Consent Agenda, as the street closure was not approved by the Police Department.

MOTION was made by Commissioner Ruth, and seconded by Commissioner Arrowsmith, to approve items 1 – 11, 13, and 14 of the Consent Agenda.

In response to inquiries by Commissioners Dean and Ruth, Mr. Jreij responded that the City did the GEO Technical Survey and stated that due to the site conditions the GEO Technician could not get complete access of the area and this was stated in the report. He further advised that the company for Item 3 was a local company with their headquarters in Massachusetts.

Tenita Reid expressed concern regarding the special assessment costs for the precast concrete wall in Item 6. She stated she felt a masonry wall could have been built for less.

Susan Shetrom spoke stating homeowners were being assessed to improve property of abandoned homes and these homeowners cannot afford it. In response, Mr. Vavrek explained that the assessments were not on private properties, but common properties owned by the HOA's, which have gone defunct.

Motion carried unanimously, with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.

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

ORDINANCES AND RESOLUTIONS

Mayor Kilsheimer announced Ordinance Nos. 2378 – 2385 meets the requirements for adoption having been advertised in The Apopka Chief on September 19, 2014.

- 1. ORDINANCE NO. 2378 – SECOND READING & ADOPTION – VACATE – GK MAUDEHELEN, LLP** - Vacating a portion of a platted right of way (cul de sac) located on the east side of Binion Road, south of Orange Blossom Trail, and west of Willet Avenue.

The City Clerk read the title as follows:

ORDINANCE NO. 2378

AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, TO VACATE A PORTION OF A PLATTED RIGHT-OF-WAY LOCATED EAST SIDE OF BINION ROAD, SOUTH OF ORANGE BLOSSOM TRAIL, WEST OF WILLET AVENUE; PROVIDING DIRECTIONS TO THE CITY CLERK, FOR SEVERABILITY, FOR CONFLICTS, AND AN EFFECTIVE DATE.

Mayor Kilsheimer 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 adopt Ordinance No. 2378. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez and Ruth voting aye.

2. **ORDINANCE NO. 2379 – SECOND READING & ADOPTION – ANNEXATION - Jason M. Lee**, property located at 2300 West Ponkan Road. (Parcel I.D. # 19-20-28-0000-00-007) (3.65 +/- acres).

The City Clerk read the title, as follows:

ORDINANCE NO. 2379

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 JASON M. LEE, LOCATED AT 2300 WEST PONKAN ROAD; PROVIDING FOR DIRECTIONS TO THE CITY CLERK, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

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

MOTION was made by Commissioner Ruth, and seconded by Commissioner Velazquez, to adopt Ordinance No. 2379. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez and Ruth voting aye.

3. **ORDINANCE NO. 2380 – SECOND READING & ADOPTION – ANNEXATION - Metzler Family Trust**, property located at 2133 Vick Road. (Parcel I.D. # 28-20-28-0000-00-010) (5.00 +/- acres).

The City Clerk read the title, as follows:

ORDINANCE NO. 2380

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 METZLER FAMILY TRUST, LOCATED AT 2133 VICK ROAD; PROVIDING FOR DIRECTIONS TO THE CITY CLERK, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

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

MOTION was made by Commissioner Velazquez, and seconded by Commissioner Arrowsmith, to adopt Ordinance No. 2380. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez and Ruth voting aye.

4. **ORDINANCE NO. 2381 - SECOND READING & ADOPTION – ANNEXATION - Property Industrial Enterprises, LLC**, properties located at 320 and 328 West 2nd Street.

(Parcel I.D. #s 09-21-28-0868-01-250 (0.42 +/- ac) and 09-21-28-0868-01-260 (0.42 +/- ac) (0.84 +/- acre).

The City Clerk read the title, as follows:

ORDINANCE NO. 2381

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 PROPERTY INDUSTRIAL ENTERPRISES, LLC, LOCATED AT 320 AND 328 WEST 2ND STREET; PROVIDING FOR DIRECTIONS TO THE CITY CLERK, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Mayor Kilsheimer 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 Ruth, to adopt Ordinance No. 2381. Commissioner Arrowsmith reported he would be abstaining from voting due to the owner being a client of the bank he serves as Executive Vice President. Motion carried by a 4-0 roll call vote with Mayor Kilsheimer, and Commissioners, Dean, Velazquez and Ruth voting aye, and Commissioner Arrowsmith abstaining and filing a Form 8B.

- 5. ORDINANCE NO. 2382 - SECOND READING & ADOPTION – ANNEXATION - Dewar Keene 40 LLC, property located at 632 West Keene Road. (Parcel I.D. # 28-21-28-0000-00-024) (9.52 +/- acres).**

The City Clerk read the title, as follows:

ORDINANCE NO. 2382

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 DEWAR KEENE 40 LLC, LOCATED AT 632 WEST KEENE ROAD; PROVIDING FOR DIRECTIONS TO THE CITY CLERK, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Mayor Kilsheimer 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 adopt Ordinance No. 2382. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez and Ruth voting aye.

6. **ORDINANCE NO. 2383 - SECOND READING & ADOPTION – ANNEXATION - Alexander E. & Mary E. Dewar**, properties located at 205 and 251 East Keene Road. (Parcel I.D. #s 22-21-28-0000-00-168) (12.74 +/- ac) and 22-21-28-0000-00-137 (4.94 +/- ac) (17.68 +/- acres).

The City Clerk read the title, as follows:

ORDINANCE NO. 2383

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 ALEXANDER E. AND MARY E. DEWAR LOCATED AT 205 AND 251 EAST KEENE ROAD; PROVIDING FOR DIRECTIONS TO THE CITY CLERK, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

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

MOTION was made by Commissioner Velazquez, and seconded by Commissioner Ruth, to adopt Ordinance No. 2383. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez and Ruth voting aye.

7. **ORDINANCE NO. 2384 - SECOND READING & ADOPTION – ANNEXATION - City of Apopka**, property located at 225 East Keene Road. (Parcel I.D. # 21-21-28-00000-00-033 (1.57 +/- acres).

The City Clerk read the title, as follows:

ORDINANCE NO. 2384

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 CITY OF APOPKA, LOCATED AT 225 WEST KEENE ROAD; PROVIDING FOR DIRECTIONS TO THE CITY CLERK, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

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

MOTION was made by Commissioner Ruth, and seconded by Commissioner Arrowsmith, to adopt Ordinance No. 2384. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez and Ruth voting aye.

8 ORDINANCE NO. 2385 - SECOND READING & ADOPTION – CHANGE OF ZONING - Allan Akbar Ali, a/k/a All Akbar Ali, from R-1A (0-5 du/ac) (Residential) to AG-E (0-5 du/ac) (Residential/Barns/Stables/Livestock) for property located east of Lakeville Road, west of North Hiawassee Boulevard, north of Foxwood Court (2277 Lakeville Road). (Parcel ID No: 23-21-28-0000-00-044).

The City Clerk read the title, as follows:

ORDINANCE NO. 2385

AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, CHANGING THE ZONING FROM R-1A (0-5 DU/AC) to AG-E (0-5 DU/AC) FOR CERTAIN REAL PROPERTY GENERALLY LOCATED EAST OF LAKEVILLE ROAD, WEST OF NORTH HIAWASSEE BOULEVARD, AND NORTH OF FOXWOOD COURT (2277 LAKEVILLE ROAD), COMPRISING 9.86 ACRES MORE OR LESS, AND OWNED BY ALLAN AKBAR ALI A/K/A ALL AKBAR ALI; PROVIDING FOR DIRECTIONS TO THE COMMUNITY DEVELOPMENT DIRECTOR, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Mayor Kilsheimer 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 adopt Ordinance No. 2385. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez and Ruth voting aye.

SITE APPROVALS - There were no site approvals.

DEPARTMENT REPORTS AND BIDS – No reports.

MAYOR'S REPORT - Mayor Kilsheimer reported having received a thank you letter from Ashley Moore for flowers the city sent her after the birth of her baby. He announced that Bea Franqui retired from the city on September 30, 2014 and stated she celebrated her 26th year with the city in June. He said, as had previously been mentioned, Jan Goebel, City Clerk, announced her intention to retire from the city as of October 31, 2014. He reported, with the retirement of Richard Anderson, Ms. Goebel has agreed to serve as Interim City Administrator until her retirement, and is vacating her position as City Clerk.

1. Appointment and ratification of Linda F. Goff to City Clerk.

Mayor Kilsheimer appointed Deputy City Clerk, Linda Goff as City Clerk and asked the Council to ratify her appointment.

MOTION by Commissioner Ruth, and seconded by Commissioner Velazquez to ratify the appointment of Linda Goff as City Clerk. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.

Mayor Kilsheimer said this leaves the Deputy City Clerk position to be filled and the city has someone on staff that is very capable of serving in that role. Susan Bone, who currently works as an assistant to Chuck Vavrek, will serve in this position.

Mayor Kilsheimer reported October is Breast Cancer Awareness month, and for those employees who contribute \$5.00 will be able to wear a pink shirt and blue jeans on Wednesdays the month of October. As of now more than \$300 has been raised. Proceeds raised will be matched by the City of Apopka and then donated to the Debbie Turner Cancer Center.

Mayor Kilsheimer affirmed two projects of significance are moving forward on the same hearing schedule, the Sandpiper Road development heard at the last meeting, and the Florida Hospital development. He said there has been concern with regards to both of these projects being heard on the same agenda, leaving insufficient room in chambers for those attending. He proposed holding a second advertised Council meeting on November 5, 2014, at 3:30 p.m. for Florida Hospital and the Sandpiper Road project will remain on the 1:30 p.m. agenda. On November 19, 2014, hold the first advertised meeting at 6:30 p.m. for Florida Hospital and the second meeting at 8:00 p.m. for the regularly scheduled meeting which will include the Sandpiper Road project. There were no objections from Council.

Mayor Kilsheimer said there has been considerable discussion over the last couple of weeks regarding the approved contract with Richard Anderson at the last meeting. He stated there were people present that may desire to raise a concern with regards to this matter and they were prepared to hear these comments. He declared it was important to remember this was an idea that Mr. Anderson proposed as a way to allow maintaining continuity on the projects he has started and important to the future success of Apopka. At the same time, Mr. Anderson also had an employment agreement that was negotiated in 2011 with Mayor Land. He declared that had they argued over the numbers in this employment agreement, it would have been more divisive and more expensive. He said he chose to go with the course which was less divisive, that maintained continuity on these projects, and allowed the City to move forward in as smooth a course as possible. He welcomed input from the Council.

Commissioner Arrowsmith said he assumed with the new numbers being offered to him in the 2-year agreement that they were all in on that. He felt the buyout would have been negotiated in to the new 2-year agreement. He stated Mr. Anderson's retirement and buyout should have come up that meeting.

Commissioner Ruth said that every other employee, past and present has a \$6,000 cap on their payout.

In response to an inquiry by Commissioner Velazquez regarding the contract, City Attorney Shepard explained the section in the contract regarding early termination by Mr. Anderson or the City, is a pre-understanding if parting ways or abandonment.

Commissioner Dean said he had nothing to offer or add with regards to this matter, it is over and done, and the City needs to move forward with more important matters.

The following people from the public spoke with regards to Mr. Anderson's contract and the selection of a new city administrator. Concerns included employees retiring and being retained by contract, Mr. Anderson having two retirement packages from the city, the amount he is being paid as a consultant and lobbyist, his experience as a lobbyist, diversification, salary for a new city administrator, and selection process for a new city administrator. Additionally discussed was the employment contract Mr. Anderson had with the city, and his knowledge of the major projects that he will be overseeing.

Vic Bakunoff, Tenita Reid, Stuart Harris, Ray Shackelford, Michael Heaton, Suzanne Kidd, and David Rankin.

Mayor Kilsheimer affirmed it has been reported in the media recently about a number of golf courses that are struggling financially and some courses closing. These conditions have an effect on the home values. He said these conditions are affecting both golf courses in the Apopka community. He stated there is a prospect of the city facilitating a solution whereby the residents of those communities may form an organization, such as a special district. Money could be assessed by the residents in order to insure the future maintenance of the golf course land. He advised he has requested staff to draft some options that will be presented at a future council meeting. He said he wanted to first determine if Council was amenable to proceed in facilitating a solution for these private courses. He affirmed the leadership of the HOA's in both Errol Estates and Rock Springs Ridge has expressed a willingness to explore this idea. He reviewed various options such as forming an independent district or a dependent district made up of homeowners and they would have to vote to assess themselves.

OLD BUSINESS

1. COUNCIL - There was no old business from the Council.

2. PUBLIC -

Leeann Belanger said there has been a lot of discussion regarding the businesses that will be coming around the 429/414 interchange and Kelly Park Crossing. She stated it seems the long term residents in downtown Apopka have been forgotten, as they are still waiting on something to happen in the downtown area.

Willie Sims spoke with regards to the Lake Hammer subdivision and how it is flooding. He stated he has lived there since 1993 and they cannot seem to get any help with regards to this matter.

NEW BUSINESS

1. COUNCIL -

In response to an inquiry by Commissioner Ruth with regards to the process for filling the City Administrator's position, Mayor Kilsheimer said resumes will be accepted until October 17, 2014, packets will be sent to candidates and a deadline will be established for those to be

returned. At that point there will be a committee search process to review this information and rate the candidates.

Commissioner Arrowsmith read a prepared statement stating he has served the City for 38 years as Commissioner and during that time has done all he can do to insure we deliver services to the taxpayers with the highest quality at the lowest cost. He said the City of Apopka is recognized statewide for our efficiencies and level of service in our community. He expressed concern with the leadership over the past six months and the city's future. His conclusion was that the city needs a new course of action.

MOTION was made by Commissioner Arrowsmith, seconded by Commissioner Dean to instruct the City Attorney to provide Council by the next meeting with some guidelines and a timeline as to what it takes to propose a Charter change from the strong mayor form of government to a council/city manager form of government.

Commissioner Arrowsmith said he felt the City needs to look at this avenue, see what is available and weigh everything out as far as hiring a full time City Manager with a Charter change.

Commissioner Ruth said he could agree with some of what was stated, but declared he had a lot of respect with the Mayor we have and supports the idea of the direction we are heading.

Mayor Kilsheimer opened discussion to the public. The following people spoke with regards to this matter stating there were a number of charter meetings that were held last year as community meetings and it was chosen not to put forth changing the form of government, concerns that it is evident people are not working together and it will take time to heal, the last charter amendment, Council holding roundtable meetings, working to have cohesiveness and being positive.

Suzanne Kidd, Tenita Reid, Vernon Brown, Michael Heaton, Vic Bakunoff , John Ricketson, and Stuart Harris.

Commissioner Arrowsmith said he was asking for information at this point. He stated the Council should be made aware of matters prior to the public so they can make an informed and logical decision.

Mayor Kilsheimer said he would be voting no. He affirmed he had previously proposed starting over with an authentic charter review process and once the City Administrator is on board they can pick up on this.

Motion failed with a one/four roll call vote with Commissioner Arrowsmith voting aye, Mayor Kilsheimer and Commissioners Dean, Velazquez, and Ruth voting nay.

2. PUBLIC -

Bobby Reid inquired as to a lake being cleaned of cattails for which he was advised by Mayor Kilsheimer to contact Public Services.

ADJOURNMENT - There being no further business to discuss, the meeting adjourned at 4:05 p.m.

ATTEST:

/s/
Joseph E. Kilsheimer, Mayor

/s/
Linda F. Goff, City Clerk