CITY OF APOPKA

Minutes of the regular City Council meeting and Budget Workshop held on August 7, 2013, at 1:30 p.m., in the City of Apopka Council Chambers.

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

ABSENT: Commissioner Billie Dean

PRESS PRESENT: John Peery - The Apopka Chief

INVOCATION AND PLEDGE OF ALLEGIANCE – Mayor Land gave the Invocation. He said yesterday was August 6th, and on that day in 1945 the first atom bomb was dropped on Hiroshima; the second one was dropped on Nagasaki on August 9th. This brought about the end of World War II which started 3 years and 8 months earlier with the bombings of Pearl Harbor. During that time, over 16 million served in the armed services. He stated there were one million casualties and over 400,000 battle deaths. He asked everyone to reflect on their great sacrifice and dedication for the freedom that we enjoy today, as he led in the Pledge of Allegiance.

EMPLOYEE RECOGNITION

1. **Andrew L. Brown – Fire / EMS – Five Year Service Award - Firefighter First Class – DOE 07/14/2008 -** Mayor Land said Andrew began working for the City on July 14, 2008 as a Firefighter First Class in Suppression. He was transferred to EMS as a Firefighter First Class, which is his current position. The City Council joined Mayor Land in congratulating Andrew on his years of service to the City.

2. **Edward D. Bass – Finance / Accounting & Budget – Ten Year Service Award - Finance Director – DOE 07/07/2003. -** Mayor Land said Edward starting working for the City on July 7, 2003 as the Assistant Finance Director. Edward was promoted to Finance Director on May 3, 2005, which is his current position. The City Council joined Mayor Land in congratulating Edward on his years of service to the City.

3. **Scott A. Bruehl – Fire / Suppression – Twenty-Five Service Award - Firefighter Engineer – DOE 07/08/1988.** Mayor Land said Scott was unable to be at the meeting, and will be presented his award by the Fire Chief.

4. **Phillip M. Lamphere – Fire / EMS – Twenty-Five Year Service Award - Firefighter Lieutenant – DOE 07/25/1988. -** Mayor Land said Phil started with the City on July 25, 1988 as a Firefighter First Class. On March 30, 2003 Phil was promoted to a Firefighter Engineer. Phil was promoted to Firefighter Lieutenant on October 12, 2007, which is his current position. The City Council joined Mayor Land in congratulating Phil on his many years of service to the City.

PRESENTATIONS There were no presentations.

CONSENT AGENDA

1. **Approve the minutes from the regular City Council meeting held on July 17, 2013, at 8:00 p.m.**
2. **Authorize the disposal of equipment/property and removal of the property from the fixed asset list.**
3. **Authorize a $500.00 donation, from the Law Enforcement Trust Fund, to First John Holiness Church (c/o Bishop Johnnie Wright) to provide back-to-school items for area youth.**
4. **Approve the Disbursement Report for the month of July 2013.**

MOTION was made by Commissioner Arrowsmith, and seconded by Commissioner Kilsheimer, to approve the 4 items of the Consent Agenda. Motion carried unanimously, with Mayor Land, and Commissioners Arrowsmith, McQueen, and Kilsheimer voting aye.

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

ORDINANCES AND RESOLUTIONS

1. **EMERGENCY ORDINANCE NO. 2318 -** Amending Part II, Chapter 78, Article VIII "The City of Apopka Traffic Light Safety Act," providing for a local hearing officer consistent with general law. The City Clerk read the title as follows:

EMERGENCY ORDINANCE NO. 2318

AN EMERGENCY ORDINANCE OF THE CITY OF APOPKA, FLORIDA, AMENDING PART II, CHAPTER 78, ARTICLE VIII "THE CITY OF APOPKA TRAFFIC LIGHT SAFETY ACT"; PROVIDING FOR LOCAL HEARING OFFICER CONSISTENT WITH GENERAL LAW: PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Mayor Land opened the meeting for a public hearing.

Diane Velazquez inquired the reason for this ordinance being adopted as an emergency ordinance. In response, Mayor Land explained the ordinance is creating a hearing process which was adopted by the Legislature in June, with an effective date of July 1, 2013. CAO Anderson added that there are people who have been issued citations waiting to be heard.

No one else wishing to speak Mayor Land closed the public hearing.

MOTION was made by Commissioner Kilsheimer, and seconded by Commissioner McQueen, to adopt Emergency Ordinance No. 2318. Motion carried unanimously, with Mayor Land, and Commissioners Arrowsmith, McQueen, and Kilsheimer voting aye.

2. **RESOLUTION NO. 2013-08** - Authorizing the appointment of a Local Hearing Officer for red light camera infraction hearings and confirming the appointment of Randy Means as the Local Hearing Officer. The City Clerk read the title as follows:

RESOLUTION NO. 2013-08

A RESOLUTION OF THE CITY OF APOPKA, FLORIDA, APPOINTING A LOCAL HEARING OFFICER FOR RED LIGHT CAMERA INFRACTION HEARINGS PURSUANT TO PART II, SECTION 78, ARTICLE VIII OF THE APOPKA CODE OF ORDINANCES AND SECTION 316.0083, FLORIDA STATUTES; PROVIDING FOR CONFLICTS, SEVERABILITY, 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 adopt Resolution No. 2013-08. Motion carried unanimously, with Mayor Land, and Commissioners Arrowsmith, McQueen, and Kilsheimer voting aye.

3. **RESOLUTION NO. 2013-09** - Authorizing the appointment, of a member of the Apopka Police Department, to serve as the Clerk to the Local Hearing Officer for red light camera infraction hearings and confirming Charles Vavrek as the Clerk. The City Clerk read the title as follows:

RESOLUTION NO. 2013-09

A RESOLUTION OF THE CITY OF APOPKA, FLORIDA, APPOINTING A STAFF MEMBER OF THE APOPKA POLICE DEPARTMENT, AS THE CLERK TO THE LOCAL HEARING OFFICER FOR RED LIGHT CAMERA INFRACTION HEARINGS; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

MOTION was made by Commissioner Arrowsmith, and seconded by Commissioner McQueen, to adopt Resolution No. 2013-09. Motion carried unanimously, with Mayor Land, and Commissioners Arrowsmith, McQueen, and Kilsheimer voting aye.

SITE APPROVALS – There were no site approvals.

DEPARTMENT REPORTS AND BIDS - Chief Administrative Officer Richard Anderson had nothing to report at this time.

MAYOR'S REPORT - Mayor Land reported receiving an email from Yolanda Vargas, Apopka citizen, expressing appreciation for the outstanding customer service provided by Michael McLaughlin, Utility Billing Employee, in addressing concerns regarding her account.

Mayor Land reported having met with the City Attorney and Attorney Nabors who are working on a meeting for the last vote of the Charter Committee.

OLD BUSINESS

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

2. **PUBLIC**

David Stull, 1056 Welch Hill Circle, spoke in opposition to the new parking ordinance in that he is an Orange County Deputy Sheriff, who brings home his patrol car that adds to the 1 family car, his wife's company car, and 2 adult children cars in the household, making it impossible to park all of the vehicles without breaking the law by either parking in the street, or parking in the driveway blocking the sidewalk. He asked for relief.

Martin Vrooman, 538 Parkside Pointe Blvd, suggested a freeze on issuance of parking tickets until such time as the City Council decides what to do about the issues.

NEW BUSINESS

1. **COUNCIL –** There was no new business from the Council.

2. **PUBLIC**

Mark Easie, 433 West 5th Street, spoke to the City Council regarding a City-wide reading program, and a place to conduct other programs, which he gave an overview, for youth. He said it was never too late to turn in the right direction.

RECESS called by Mayor Land at 2:04 p.m. Meeting resumed at 2:17 p.m.

BUDGET WORKSHOP

Mayor Land opened the meeting for a Budget Workshop. He explained there will be two public hearings on the adoption of the FY 2013-2014 budget, and announced the budget workshop is for the City Council to discuss the budget; however, given time, those in attendance that might wish to make a short statement may be allowed to do so. The public hearings will be held on September 4, 2013, at 5:15 p.m., and September 18, 2013, at 8:00 p.m.

Mayor Land said the tentative millage rate was set recently at 3.4727 mills.

Finance Director Edward Bass gave a brief overview of the proposed budget. He said the budget is balanced at $66,448,650, which is an increase of 11.79% over the current fiscal year budget. (The presentation is attached hereto and made a part of these meeting minutes.)

Commissioner Kilsheimer inquired about a policy that would allow the public to have input into the budget, to which Mayor Land explained that anyone, at any time, can speak with a staff person or commissioners with their recommendations for improvement or new services they would wish to see in the City.

Commissioner Kilsheimer said one idea he has heard from the public is the need for a passive park on the south side of the City, to which Mayor Land responded that a passive park is something the City could provide with minimal cost that staff could work on without a change to the budget.

There was considerable discussion among the City Council regarding citizen input.

Commissioner Kilsheimer also spoke regarding the need for a City staff person for the museum (one person all the time). There was also mention on the need for additional space for the museum.

CAO Anderson said the City is looking at renovating the Cobb building to hold the hearings approved at today's meeting, and there may be additional space for the museum in that building. He added the former fueling station to the east of the museum and City Annex building will be paved and could function as parking for the hearings and additional parking for the museum.

Commissioner Arrowsmith said there is a review process for ideas that are brought forward to review and determine if it is something feasible for the City to move forward. He suggested that we have a "wish list" for residents, such as expanding out with a passive park, the museum, or a splash park.

CAO Anderson said there are some plans in the works, such as a splash park. He said the City is playing catch-up with this budget as in the last 5 years or so, capital improvement projects have been cut from the budgets. He said many projects are already on a "wish list" and are being considered by staff.

There was considerable discussion regarding the minimal Mayor's salary listed in the budget and the salary range for the position. Mayor Land said that based upon the Charter Review meetings, the consensus has been to stay with the same form of government. He declared the current form with a CAO for staff to report to has worked very well. Mayor Land said the Council could later look into the Mayor's salary range in the budget, and provide for 5 month's salary based on that range.

Commissioner McQueen inquired as to when they would be moving forward with a Charter Committee as previously discussed. In response, Mayor Land said they would be looking into the matter and requested that each Commissioner be prepared to submit two nominations for appointment; he will be appointing three. He pointed out that this committee was for reviewing term limits and districts.

Mayor Land opened the meeting for public comment.

Greg Phillips, 2272 Winsor Crest Loop, inquired if there was a light planned for Lester Road and Plymouth Sorrento Road.

CAO Anderson responded in the affirmative. He advised that Lester and Plymouth Sorrento, and Lester and Rock Springs intersections would have traffic signals.

Wilbends Jean-Gillis, 589 Vicks Landing Drive, inquired about having a tennis court free of charge, stating the other courts require paying a $25 per month membership fee.

CAO Anderson said he would check on the recreation fees, but pointed out there are two locations north of 441 with tennis courts: the Northwest Recreation Complex on Jason Dwelley Parkway, and at Kit Land Nelson Park.

ADJOURNMENT - There being no further business to discuss, the meeting adjourned at 2:08 p.m.

ATTEST:

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John H. Land, Mayor

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Janice G. Goebel, City Clerk