

CITY OF APOPKA MINUTES

Minutes of the City Council Meeting held on August 3, 2022 at 1:30 PM, in the City of Apopka Council Chambers.

Present:

- Mayor Bryan Nelson
- Commissioner Doug Bankson
- Commissioner Nick Nesta
- Commissioner Alexander Smith
- Commissioner Diane Velazquez
- City Administrator, Edward Bass
- City Attorney, Michael Rodriguez

Press Present

Teresa Sargent, The Apopka Chief

INVOCATION & PLEDGE OF ALLEGIANCE:

Commissioner Smith provided the Invocation and led in the Pledge of Allegiance. He then provided the fact of the day, as follows: On August 3, 1958, the U.S. nuclear submarine Nautilus accomplishes the first undersea voyage to the geographic North Pole. The world's first nuclear submarine, the Nautilus dived at Point Barrow, Alaska, and traveled nearly 1,000 miles under the Arctic ice cap to reach the top of the world. It then steamed on to Iceland, pioneering a new and shorter route from the Pacific to the Atlantic and Europe.

PRESENTATION

1. Apopka Youth Works Program Recap
Presented by: Dr. Shakenya Harris-Jackson

Dr. Shakenya Harris, Grant Administrator, said today we have a few special guests here and they will share in their experiences and said we also have a few guests from Career Source that we'll have share with us.

Madison Brown said this Summer, she was able to participate in the 6 week program with Apopka Youth Works. She said she served as an architectural intern at the firm of Scott and Cormia, which is in Maitland, Florida. She said during her time there, she was able to learn a program called Revit, which is a commonly used program in the profession, and was also able to go on a few site visits and see how buildings are created. She said this experience has prepared her to study architecture in the Fall and said she's grateful for the opportunity.

Angelina Adams said she participated in the Summer Youth program for the last three years and said this Summer she was included in their Culinary program through Valencia

Community College. She said groceries were dropped off at her door through Insta-Cart and we were provided fresh ingredients every Monday morning and said this made this experience easier and more accessible to all of the participants. She said this program increased her knowledge of the kitchen and encouraged her to cook new foods. She said she learned how to cook dishes like French Onion soup; Beef Stew; Chicken Gumbo; Cheese Souffle and Quiche. She said the Chef held Zoom meetings on Tuesday, Wednesday and Thursday's and said he would make the dish he assigned us during the Zoom meeting and answered any questions. She said being a part of this program made this a Summer to remember.

Dr. Jackson said Natalie Carpio, one of our former interns, is now working for Coca Cola and introduced her.

Natalie Carpio, expressed her gratitude to the Apopka Youth Works program and said she participated in the program twice and both times she worked at Coca Cola. She said recently she was a participant in a story with Channel 13 and told her story of what the City of Apopka means to her. She said Apopka is her home, it's where she grew up and went to school as well as where she currently works. She said Apopka Youth Works opened the door to her and said today, she's perceived as a leader in her role and said her co-workers always mention what a pleasure it is to be in her presence and said others have commented on her inspiring commentaries. She said this program is worthwhile as investing in our youth is so important as our world is constantly changing and said our youth needs to be inspired and need the confidence to continue to grow and become leaders of our society. She said she plans on giving back to her community and to contributing to this program.

Dr. Jackson introduced Mimi Coenen of Career Source and said Mimi and her staff have been a blessing to the City and we wouldn't be able to do this without this partnership. She said Career Source has been our partner since 2015 and presented Mimi with a plaque.

Mimi Coenen said she comes here with gratitude and pride and said how great is that to hear Madison and Angela tell their stories and to have Natalie, who was an intern, be able to mentor others. She said with the leadership with Dr. Shakenya Jackson, it's been stellar and said she's very grateful for this program and she's glad you recognize it as something that's valuable to the City and they hope to continue doing this.

2. Recreation Summer Camps Program Recap

Presented by: Radley Williams

Radley Williams, Parks and Rec Director, said he's here to provide a recap our Summer Camp program out at Camp Wewa. He said the Wewa facility brought a whole new list of activities that we could bring to our Summer Camp programming including: rock wall; archery; canoeing; arts and crafts; low ropes challenge team course; gaga pit; basketball;

and camp fire opportunities. He said these types of activities were not available during our traditional summer camp. He said some quick stats from our day camp side were that the program ran a full 9 weeks with 860 total enrolled throughout the Summer, which averaged 96 campers per week. He said 75% of our day camp participants were City of Apopka residents and the camp revenue came in at \$122,709. He said we hired an additional 25 seasonal camp staff to run that program. He said it was a great success and provided a brief presentation with some highlights of the camp activities. He said our overnight camp stats were that we ran this program for 4 weeks, through July and said we had a total of 83 campers and said we had 15% resident campers and camp revenue came in at \$112,579 and said we hired an additional seasonal overnight camp staff, which were separate from the day staff. He said we have begun our parent feedback through a survey and said we're receiving positive feedback.

Commissioner Nesta said it's cool that we had 25% non-residents for day camp and said this is doing exactly what this camp is supposed to be doing. He said asked about the Camp Wewa director, Gary and asked if he could speak to that.

Radley stated that coming into his role, he began observing and evaluating the processes, policies and procedures of the department and said the camp operations were the highlight of his focus over the summer. He said after observing and evaluating how the program ran and how the facility was running and the preparation, he said it was time for us to make a move to a new opportunity. He said this facility and program is the gem of Apopka and said this is only the first year and said we have our sights set on making this facility top notch throughout the State.

Commissioner Velazquez asked if there's anything further that we need to upgrade or renovate within Camp Wewa that will make it a better experience. She said she knows we were challenged in our hiring of seasonal staff.

Radley said with seasonal staff, it's very important that we get out ahead of the game and get those positions advertised early. He said as far as the facility, there are a few general upkeep things such as fresh paint on some of the cabins and we need to install some ADA sidewalks.

Commissioner Velazquez asked what the plans were for the Winter months to which Radley said we're attracting private groups to come in and do overnight camping on property including Boy Scouts; Girl Scouts, Church groups.

Commissioner Bankson said great trajectory for the first year and perhaps we could market out of state for those snow birds that like to come to Florida. He said overall experience is good at 84% and he's pleased.

Commissioner Smith said great job and said you took off running for this first year and said our numbers look good. He said keep improving and drawing that crowd.

3. Road Improvements

Presented by: Mayor Nelson

Mayor Nelson briefed everyone on the road improvements. He said Florida Department of Transportation resurfacing is underway from the 429 connector out to Jones Avenue. He said this helps folks coming into Apopka from the North. He provided a brief presentation and explained all of the modifications that have been done as well as upcoming projects. He said coming from Errol onto US 441, we have a new left turn lane and a right and a straight through lane that will help the traffic flowing out of Errol. He said this required some shaving of the median, however it's unnoticeable. He explained that the complete design is in permitting now and we hope to start construction this year and hopefully complete the project in 5-8 months. He said this will make a huge improvement. He said we're also working on the 441 and Bradshaw Road intersection improvements and said we're upgrading this intersection and adding some protective left turn lanes onto 441. He said the design is at 90% complete and we anticipate construction will begin in the fall. He said we're also working on the intersection at 441 and S. Hawthorne and said we have a median at this light to restrict the left turns at Hawthorne and 1st Street. He said next is the 441 and S. Lake intersection and said this median will prohibit left turns from the side streets in order to cut down on crashes and fatalities. He said on 441 and S. Washington, we're doing a 3rd median and said on this one we had to negotiate with FDOT and said we were able to get the left turn there. He said all of these improvements will help with the better alignment of 441. He said in addition, we have new way finding signs we'll be installing signs in the downtown corridor and said they should be up within the next few weeks. He said we also have the up-street lighting for the Palm trees and said that should be complete within the next month. He said lastly, we'll be installing a big Apopka gateway sign on the West Orange Trail, pedestrian bridge on both sides.

Commissioner Bankson said he wish it could've happened this year but said he's glad we have some funding now to make sure we're moving forward with the program.

Commissioner Velazquez asked about the light going into the Hilton at McGee and said it's always blinking.

Pam said after it turns green, it flashes yellow to allow you to turn when there's a gap in traffic.

Commissioner Smith said it looks great and he can't wait to see it.

Commissioner Nesta said he's excited to see it.

4. Annual Comprehensive Financial Report for Fiscal Year Ended September 30, 2021 from Mauldin and Jenkins, LLC.

Presented by: Daniel Anderson

Gladymir Ortega, Finance Director, said we have our auditor from Mauldin and Jenkins here to do a presentation for the annual Comprehensive Financial Report for FY-21.

Daniel Anderson, Mauldin and Jenkins, LLC said he's a director with the firm and said he's responsible for the day to day activities for the City's FY-21 year end audit. He said you have 2 items in your agenda packet including the Annual Comprehensive Financial Report; and the Auditors discussion and analysis and said this captures the required communications with you under the governmental auditing standards and said this presentation highlights this and he's happy to answer any questions you may have at the end. He said we're a large regional audit organization and said we just completed our second year performing the City's audit. He said our governmental practice is the firm's largest niche, serving approximately 650 governments across the Southeast, including over 150 municipalities and agencies that seek the GFOA Certificate for excellence in financial reporting annually. He said we perform the audit to express an opinion on the fairness of the presentation of the City's financial statements and said at the conclusion of the audit, we did issue an unmodified opinion which is the highest form of assurance we can render. He said we are required to issue an independent auditors management letter and no issues were noted. He said we also issued a report on the examination of the City's investment in public funds and said there were no issues noted within that report either. He highlighted the fund balance history of the general fund over the last 5 years and said we've broken these out to show whether the funds are restricted, committed, assigned or unassigned and where the portions fall within each bucket. He said the largest piece of your general fund balance is unassigned fund balance. He said the overall fund balance is approximately between 25% and 30% of the annual expenditures of the general fund which exceeds the GFOA's recommendation, meaning the general fund is in a very good financial position and said it really provides the City opportunities for determining how you'd like to spend that. He said this chart shows the trend of the governmental activities debt reduction and said as you can see, the City's debt is being reduced on an annual basis, which is very good, given the positive fund balance you have within the general fund. He said ultimately management is responsible for the financial statements and it's accounting policies and said they encountered no difficulties in working with management and performing the audit. He said there were audit adjustments that were prepared and provided to management and posted to the City's records but there were no uncorrected misstatements. He said Mauldin and Jenkins is independent with respect to the City.

Commissioner Velazquez said this is not her strong point and has no questions.

Commissioner Bankson said thank you for your presentation and we depend on you to pick us apart and said this is tremendous and said staff has worked very hard on this and asked what the adjustments were to which Mr. Anderson stated they're adjustments coming forward from last year and provided a brief summary of those.

Commissioner Smith thanked him for his service.

Commissioner Nesta said it's cool to see on a graphic of how we're paying down our debt and said it shows fiscal responsibility and he's very proud of that.

AGENDA REVIEW

Edward Bass stated there were no changes to the Agenda.

PUBLIC COMMENT PERIOD

Phyllis Page, 2374 Marden Road, Apopka, FL 32703, spoke about mentoring. She said she could hardly contain herself when Natalie was speaking as she taught her in 2nd grade. She said she's so proud of her and of the things she's doing now for the community. She said you all have a packet with information on Valencia and Apopka High School. She said Valencia came to First Baptist Church 5 years ago and asked us to do a mentoring program and said within 2 weeks, Valencia came to us with the programming and said all you need to do is provide the people and the church. She said Dream Lake had an outstanding mentoring program and said our businesses supported us. She said we have good citizens and provided a summary of the program. She said to be a mentor for Valencia, you'll have to have a back-ground check, and complete a voluntary form for OCPS and said you're required to have at least one student and to meet 15 times in a school year for 30 minutes. She said this is the best kept secret going in Apopka.

Dennis New, 105 W. Magnolia Street, Apopka, FL 32703, said during the last meeting Commissioner Nesta said something about the commercial laundry they built out there and said the Mayor said all of the previous fire chiefs, all good men, thought the commercial laundry was okay as it had a commercial smoke evacuation system and a commercial fire suppression system with sprinklers. He said he has 35 years in the fire service and 12 years teaching at the fire academy and said he has fought 2 commercial laundry fires and said they're time consuming and dangerous without proper staffing.

Sylvester Hall, 3091 Rolling Hills Lane, Apopka, FL 32712, said he's here to share some concerns about the Administration and the leadership and said he's been taking everything in and evaluating everything. He said he watched the video of the young man that was intoxicated and said but for the grace of God, that could've been another funeral. He said the young man is 25 years old and has been on the force for 5 years. He said this probably wasn't the first time this has happened and asked what is being done about it and said we need to address this before we have another funeral. He called for a plan of action and move forward in a safe and positive direction.

Rod Olsen, 3156 Rolling Hills Lane, Apopka, FL 32712 said the efforts of the Fire and PD in pulling off the unbelievable event for Austin was heartwarming and a great honor. He said as a follow up to that, we have a run for this and said we have a 911 Memorial Run

coming up on September 10th this year and said he's created a Team Austin Duran. He welcomes anyone who wants to run under this team to sign up and said he's created a password which is ADafd71522. He said following that, it's his hope and prayers that we will never have to have another event like that for the City of Apopka. He said we have a candidate forum taking place tomorrow at Victory Church at 7:00 p.m. for Commissioner Bankson's seat for Lynetta Johnson and Kyle Becker. He encouraged everyone to tune in.

CONSENT (Action Item)

1. Authorize the Police Department to expend funds from State Law Enforcement Trust Fund for AMIkids donation.
2. Authorize the Police Department to expend funds from State Law Enforcement Trust Fund for Concerns of Police Survivors (COPS) donation.
3. Authorize the Police Department to apply for funds from the 2022 Edward Byrne Memorial Justice Assistance Grant (JAG) Program.
4. Approve the Ivy Trails Residential Subdivision - Plat
5. Approve the Magnolia Terrace Subdivision - Plat, Phases 1 and 2
6. Approve the Winn Dixie - Plat.
7. Authorize the issuance of evaluated and sole source memos.
 - a. **Mayor Nelson** asked if anyone had any questions about any of the items on Consent.
 - b. Hearing no other questions, he asked for a motion to approve the 7 items on Consent.
 - c. Motion by Commissioner Bankson and seconded by **Commissioner Smith** to approve the **seven** items on Consent. **Motion carried unanimously**, with Mayor Nelson, and Commissioners Bankson, Nesta, Smith, & Velazquez voting aye.

BUSINESS (Action Item)

1. 451 Commerce Park - Major Development Plan
Owner: Peter C. Knudtzon, Anglo Scandanavian Greenhouses, Inc. and Ching Mu Chu
Location: Southeast corner of Marshall Lake Road and State Road 451
Project: 22.17+/- acres
Project Manager: Jean Sanchez

Jean Sanchez said this is a request to approve the 451 Commerce Park Major Development Plan. She said the property is located at the Southeast corner of Marshall Lake Road and SR 451. She said the property is surrounded by industrial centers and said the 451 Commerce Park Major Development Plan proposes the development of an industrial center for warehouse, storage, office, as well as, vehicle and trailer parking on approximately 22 acres. Building A comprises of over 129,000 square feet of warehouse storage area and over 14,000 square feet of office area. Building B consists of approximately 102,000 square feet of warehouse storage area and almost 14,000 square feet of office area. While the required parking is 68 spaces, the applicant is proposing 77 parking spaces with eight accessible

spaces. The maximum permitted height is 44 feet. This project will have two full access connections to Marshall Lake Road. She said the City and Developer are negotiating a transportation impact fee credit agreement that will require the developer to make substantial improvements to the condition of Marshall Lake Road from the project's western property line on Marshall Lake Road east to the point approximately 200 feet west of Bradshaw Road where Marshall Lake Road has already been improved.

- a. **Mayor Nelson** asked if anyone had any questions about this item.
 - b. Hearing no other questions, he asked for a motion to approve Major Development Plan for 451 Commerce Park.
 - c. Motion by **Commissioner Nesta** and seconded by **Commissioner Velazquez** to approve the Major Development Plan for 451 Commerce Park. **Motion carried unanimously**, with Mayor Nelson, and Commissioners Bankson, Nesta, Smith, & Velazquez voting aye.
2. Kelly Park Property - Major Development Plan
Owner: Kelly Park Land Investments, LLC, Galvin Land Services, LLC, and Harriskp, LLC
Location: South of Ondich Road and East of Round Lake Road
Project: 205.07 +/- acres
Project Manager: Jean Sanchez

Jean Sanchez said this is a request to approve the Kelly Park Property Major Development Plan. She said the property is located south of Ondich Road and east of Round Lake Road, within the Kelly Park Interchange (KPI) – Form-Based Code area, the Kelly Park Property also known as Crossroads at Kelly Park – Major Development Plan (MDP) proposes the development of 670 single-family detached residences on 205.07 acres. The residential units will be a mix of 498 lots with a minimum width of 52-feet and 153 lots with a minimum of 40-feet. Lots with 40-feet in width will be rear-loaded. She said the applicant proposes a minimum living area of 1200 square feet. There are no minimum or maximum lot width or living area requirements for developments within the KPI – Form-Based Code area. The KPI Form Based Code requires developments within the Neighborhood Overlay to dedicate a minimum of 20% of land area for open space in the Neighborhood Overlay and 15% of land area for open space in the Transitional Overlay. The applicant is proposing 40.81 acres of open space for the project, where 39.83 acres are required. The open space and recreation spaces include two pools with restroom facilities, and a trail system meandering throughout the development. In addition, a 25-foot buffer is proposed at the northern end of the development along Ondich Road. She said pursuant to Section R of the Kelly Park Interchange – Form Based Code, the applicant is proposing to provide Tract P-16 as being open to the public and privately owned and maintained. She said access to the site would be available from Kelly Park Road and Ondich Road.

Jean said Pam Richmond will go over the amended DA for this project as well as the improvements.

Commissioner Bankson expressed concerns over the transportation.

Pam Richmond said there are 4 large developments going in out there and we're collectively working out a roadway grid and said we're working on addressing this and making the necessary road improvements.

Commissioner Smith said we have 5 stub outs on this project and asked if they're aware of this once the development goes in.

Jean said the developers were required to notify adjacent property owners within 300' of the property as well as hold a preapplication community meeting, which was held.

Commissioner Smith said the school board said there is no capacity for this development and said he wanted to make sure someone is keeping numbers to which Jean stated the school board is doing that however the entitlements are already approved with the previous DRI.

Rod Olsen thanked Commissioners Bankson and Smith for bringing this up and said we're going to open Apopka High school at 4,000 students which is 800 over capacity. He said meanwhile, Wekiva High School is at 600 under capacity. He said he's meeting with Teresa Jacobs and we need a concerted effort of the citizens; the Commissioners and Mayor and the Orange County Mayor to address this issue.

- a. **Mayor Nelson** asked if anyone had any questions about this item.
 - b. Hearing no other questions, he asked for a motion to approve Major Development Plan for the Kelly Park Property.
 - c. Motion by **Commissioner Nesta** and seconded by **Commissioner Smith** to approve the Major Development Plan for the Kelly Park Property. **Motion carried unanimously**, with Mayor Nelson, and Commissioners Bankson, Nesta, Smith, & Velazquez voting aye.
3. Approve the First Amendment to the Development Agreement for the Kelly Park Road Development.
Presented by: Pam Richmond

Pam Richmond said we touched on this already but said this amendment will extend the timeline on this DA to fulfill what's in the existing agreement about having the full transportation impact fee credit so that we can work in concert with these other 3 developers. She said we've already had one meeting and said we need a collective vision about what projects are the most important and said we need everyone's impact fee money to fix the road. She said the priorities are Kelly Park Road; the signals on Kelly Park Road; Sadler Road; Effie Road and Golden Gem Road. She said the whole look of Kelly Park Road will be different and said it will be a 4 lane divided boulevard with lower speed. She said these folks have agreed to move their date out to site plan before we come back with the final agreements so we have time to work together as a group.

- a. **Mayor Nelson** asked if anyone had any questions about this item.
 - b. Hearing no other questions, he asked for a motion to approve the First Amendment to the Development Agreement for the Kelly Park Road Development.
 - c. Motion by **Commissioner Bankson** and seconded by **Commissioner Smith** to approve the First Amendment to the Development Agreement for the Kelly Park Development.

Motion carried unanimously, with Mayor Nelson, and Commissioners Bankson, Nesta, Smith, & Velazquez voting aye.

4. Approve American Rescue Funds for the Cemetery Columbarium, Paving, and Fencing Improvement Project.

Presented by: Richard Earp

Richard Earp, City Engineer, said he'll provide a summary of the proposed improvements for the Cemetery and will recommend allocations and re-allocations of Coronavirus relief funds to cover the costs of this. He said the Cemetery is located East of Kit Land Nelson Park; East of Edwards Field and East of the Dog Park. He said the red lines on the exhibit are the existing paved roadways in the cemetery. He said this project will include the milling and resurfacing of most of the existing roadways in the cemetery, paving of an existing dirt roadway, paving of the existing dirt parking area near the Veteran's Memorial Monument, paving of a new roadway in a new cemetery area, installation of the fence around the new cemetery area, and installation of a new columbarium. The total cost of the paving work will be \$468,346.47, including a 10% contingency; the total cost of the new fence will be \$50,000.00; and the total cost of the new columbarium will be \$100,000.00. He provided a summary of the re-allocated funds as well as the new proposed allocations and said the total cost will be \$618,346 for all of the recommended cemetery improvements.

Commissioner Velazquez asked for a brief explanation of the Corona Virus relief funds for our dedicated audience and why they're not allocated to anything else.

Edward Bass stated that these funds are American Rescue Funds and said if you recall, we received \$7,000,000 total from that and said the direction we received from the Treasury is that we can use them for any general government improvements and said this is one of the areas where we can use some of those dollars. He said we'll bring a reconciliation of all of those funds to you soon.

Commissioner Smith asked how much of that money is left to which Edward said we will bring you a reconciliation of that soon.

- a. **Mayor Nelson** asked if anyone had any questions about this item.
- b. Hearing no other questions, he asked for a motion to approve the allocation American Rescue Funds for the Cemetery Columbarium, Paving, and Fencing Improvement Project.
- c. Motion by **Commissioner Smith** and seconded by **Commissioner Velazquez** to approve the allocation of American Rescue Funds for the Cemetery Columbarium, Paving, and Fencing Improvement Project. **Motion carried unanimously**, with Mayor Nelson, and Commissioners Bankson, Nesta, Smith, & Velazquez voting aye.

PUBLIC HEARINGS/ORDINANCES/RESOLUTION (Action Item)

1. Ordinance 2948 - Second Reading - Adoption of Boundary Amendment to The Ridge Community Development District.
Presented by: Michael A. Rodriguez
 - a. **Mayor Nelson** asked if there were any changes since the first reading to which, **Michael Rodriguez** stated there are none.
 - b. **Mayor Nelson** asked if there were any questions or if anyone from the Public wishing to speak on this matter. Hearing none, he closed the Public Hearing and asked for a Motion to adopt Ordinance No. 2948.
 - c. Motion by **Commissioner Bankson** and seconded by **Commissioner Velazquez** to adopt Ordinance No. 2948. **Motion carried unanimously**, with Mayor Nelson, and Commissioners Bankson, Nesta, Smith, & Velazquez voting aye.
2. Ordinance No. 2950 – First Reading – Zoning Amendment – Oaks at Kelly Park Phase 3
Owners: Nam Ki Yeon; Lee Jong Dan Nam; Lee Lee Kyun; Lee Myung Ja; Robert J & Alana T. Hutter
Applicant: G L Summitt Engineering, Inc. c/o Geoffrey L. Summitt, P.E
Location: North of Kelly Park Road, east of Plymouth Sorrento Road and west of Foliage Way
Project: 39.47 +/- acres
Project Manager: Jean Sanchez

Jean Sanchez said this is a request to accept the first reading of Ordinance No. 2950 and hold over for second reading and adoption on August 17, 2022. The subject properties are located north of Kelly Park Road, east of Plymouth Sorrento Road and west of Foliage Way, as well as, within the one-mile radius of the interchange of Wekiva Parkway and Kelly Park Road. The properties are currently zoned T (Transitional) and have a future land use (FLU) designation of Mixed-Use. The Future Land Use designation allows a minimum density of one dwelling unit per acre and a maximum density of five dwelling units per acre, as well as, a minimum floor area ratio (FAR) of 0.05 and a maximum FAR of 0.5. The applicant is requesting a rezoning from Transitional to KPI-MU with a Transitional Overlay. The proposed KPI-MU zoning is compatible with the intent of the City's KPI Form-Based Code. She said the applicant is also requesting approval of the accompanying Master Plan/Major Development Plan, the Oaks at Kelly Park Phase 3 – Master Plan/Major Development Plan. She said the MDP proposes the development of 79 rear-loaded townhome units and 63 front-loaded single family detached units. The rear-loaded units will have a minimum lot width of 34-feet, a minimum living area of 1,600 square feet and up to two stories. The front-loaded units will also have 1600 square feet of and 55-feet of lot width. She stated that are no minimum or maximum living area and lot size requirements in the KPI – Form-Based Code area and the subdivision is a continuation of the existing Oaks at Kelly Park Phases 1 and 2. Access to this project site is provided on Kelly Park Road via the existing access for Phases 1 and 2 and two other access points in the central and northern portions of the project area. She further stated that the applicant also proposes a total of 14.51 acres of open space area, while 13.93 acres is required. Proposed amenities comprise of a pool and cabana, a tot lot area, and pockets of

passive green space shared with Phases 1 and 2. The stormwater system will be served by the existing Tract F, located within Phase 1 and 2, on the eastern portion of the existing subdivision.

- a. **Mayor Nelson** asked if there were any questions on this item.
 - b. **Mayor Nelson** asked if there were any questions or if anyone from the Public wishing to speak on this matter. Hearing none, he closed the Public Hearing and asked for a Motion to approve Ordinance No. 2950 at first reading and hold over for second reading and adoption.
 - c. Motion by **Commissioner Nesta** and seconded by **Commissioner Bankson** to approve Ordinance No. 2950 at first reading and hold over for a second reading and adoption. **Motion carried unanimously**, with Mayor Nelson, and Commissioners Bankson, Nesta, Smith, & Velazquez voting aye.
3. Resolution No. 2022-32 – Authorizing the Execution of a Non-Exclusive Franchise Agreement for Commercial Solid Waste Services with RGH Waste & Disposal, LLC, for Roll-Off Container Collection and Disposal of Waste within the City.
Presented by: Josh Robinson

Josh Robinson, Public Works asked if anyone had any questions about this Resolution.

- a. **Mayor Nelson** asked if there were any questions on this item.
 - b. **Mayor Nelson** asked if there were any questions or if anyone from the Public wishing to speak on this matter. Hearing none, he closed the Public Hearing and asked for a Motion to approve Resolution No. 2022-32.
 - c. Motion by **Commissioner Smith** and seconded by **Commissioner Nesta** to approve Resolution No. 2022-32. **Motion carried unanimously**, with Mayor Nelson, and Commissioners Bankson, Nesta, Smith, & Velazquez voting aye.
4. Resolution No. 2022-33 - FY21/22 Budget Amendment
Presented by: Gladymir Ortega

Gladymir Ortega provided a summary of the requested budget amendments for Resolution No. 2022-33.

- a. **Mayor Nelson** asked if there were any questions on this item.
 - b. **Mayor Nelson** asked if there were any questions or if anyone from the Public wishing to speak on this matter. Hearing none, he closed the Public Hearing and asked for a Motion to approve Resolution No. 2022-33.
 - c. Motion by **Commissioner Smith** and seconded by **Commissioner Velazquez** to approve Resolution No. 2022-33. **Motion carried unanimously**, with Mayor Nelson, and Commissioners Bankson, Nesta, Smith, & Velazquez voting aye.

Commissioner Nesta said good luck to the students and said we have the new school opening at Kelly Park and said that's exciting. He said he'll be serving the teachers and staff lunch on Monday and said he's excited to see all of the new staff and teachers as well.

Commissioner Smith said he wanted to let everyone know of an event at Alonzo Williams Park on Saturday to celebrate our seniors and empower our youth. He said this is an opportunity where there'll be medical providers there to speak to our seniors and said he and several other agencies will be giving out back packs to our youth. He said this will be from 11 a.m. – 4:00 p.m.

Commissioner Bankson said he's already addressed the sidewalk issues and said with school starting this is important.

Commissioner Velazquez said with school opening up, we committed to a welcoming early in the morning at Phyllis Wheatley Elementary and said on a personal note, she wanted to say thank you to Josh and said he took time out of his busy schedule and went with her to meet with a constituent that's been having an issue and she said she appreciates him and also Edward Bass. She said she recently had her back flow preventer replaced and they did an excellent job.

CITY ADMINISTRATOR'S REPORT

1. Financial Update

Edward Bass provided a financial update and said as you can see, this shows we're \$1,300,000 more than what was actually projected for us in the current year and said that's a big number. He said keep in mind, as we move forward, this can change and said we'll continue to monitor these numbers each month. He said what's interesting about this is that we're projected to be more this year but the projection for next year is \$600,000 less for next year.

Commissioner Velazquez asked why that was to which Edward said he's assuming that they're looking at the economy but said we'll continue to monitor this.

Mayor Nelson said we'll have one more forecast between now and the time we have to voter on the budget and said that'll be the number we use.

CITY ATTORNEY'S REPORT

Michael Rodriguez said nothing additional to report.

MAYOR'S REPORT

1. Groundbreaking ceremony for Harmon Road Extension.

Mayor Nelson said we're doing the groundbreaking for the new Harmon Road extension which you know is where our new Fire Station #6 will be built. He said it's on August 19th and will be where the Old Apopka Road used to be and we'll have signage out there but said it's across from the hospital. He said the Kelly Park Road and Jason Dwelley Parkway signal should be flashing as we speak. He said that light is up and said although we had a few hiccups with the power and said Duke Energy worked it out but said it'll flash for 2 days and then goes live. He said we've done over \$1,000,000 in improvements between the traffic light and sidewalks to get this ready for the new school. He said lastly, Melissa Byrd and myself will be at Apopka Middle School bus station handing out coffee; donuts and power bars for the bus drivers starting at 5:40 a.m. on Wednesday.

Adjournment

The being no further business the meeting adjourned at 3:34 PM .

Bryan Nelson, Mayor

Attest: _____

Susan M. Bone, City Clerk