

CITY OF APOPKA

Minutes of the regular City Council meeting held on October 15, 2014, at 8:00 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 Cliff Shepard

PRESS PRESENT: Roger Ballas - The Apopka Chief

INVOCATION - Commissioner Arrowsmith introduced Senior Pastor James Hicks of the Center of Faith Church, who gave the Invocation.

PLEDGE OF ALLEGIANCE - Mayor Kilsheimer said October 13, 1775 is celebrated as the birthday of the United States Navy and on that date, the Continental Congress authorized the construction and administration of the first American Naval Force. Initially seven ships were constructed and led the new Nation in several victories over British warships, as well as successful attacks on British Merchant ships. The United States quickly established itself as a naval power and the Navy has played an important part in both peacetime and wartime missions since its inception in 1775. He asked everyone to remember those who have served in the United States Navy and all of those who are currently deployed in our armed forces as he led in the Pledge of Allegiance.

Mayor Kilsheimer said during public participation, we were going to try something new by limiting time for those who get up to speak a second time to 1-2 minutes.

PRESENTATIONS

1. Red Ribbon Week Proclamation - Mayor Kilsheimer read the proclamation and presented it to Rod Toledo, Nicholas Toledo, Jacob Toledo, Victor Vargas, Christian Vargas and Roberto Vargas of the Orlando Devil Dog Young Marines.
2. Fire Prevention Month Proclamation - Mayor Kilsheimer read the proclamation and presented it to Chief Tyre. Chief Tyre reminded everyone to change the batteries in their smoke detectors on November 2, 2014 when setting their clocks back.

CONSENT AGENDA

1. Approve the minutes of the regular City Council meeting held on September 17, 2014, at 8:00 p.m.
2. Approve the minutes of Administrative Bid No. 2014-13, for Auditing Services, held on October 3, 2014, at 10:15 a.m.

3. Approve the bid from Rosenbauer America, LLC. in the amount of \$593,516.00, for construction of Heavy Rescue Apparatus.
4. Approve a request from Greenbrier of Central Florida, LLC. to hold the "Paws For a Cause" Festival on October 24 & 25, 2014, at 3703 W. Kelly Park Road.
5. Authorize the issuance of a Peddler's Permit to Tampa Bay Automotive LLC., to hold a vehicle sale at Apopka Land Regional Shopping Center.
6. Approve a request from St. Francis of Assisi Catholic Church to hold their Fall Festival on October 24, 25 & 26, 2014, at 834 S. Orange Blossom Trail.
7. Authorize an expenditure from the Law Enforcement Trust Fund, in the amount of \$2,500.00, to Apopka High School for the creation of the Academic Consortium of Scholars.
8. Authorize an expenditure from the Law Enforcement Trust Fund, in the amount of \$12,500.00, for undercover operations.
9. Authorize the Mayor or his designee to execute the Sewer and Water Capacity Agreement for VitAg Corporation, located 6751 West Jones Avenue.

MOTION was made by Commissioner Arrowsmith, and seconded by Commissioner Ruth, to approve the nine items of the Consent Agenda. 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 – There were no ordinances or resolutions.

SITE APPROVALS - There were no site approvals.

DEPARTMENT REPORTS AND BIDS –

1. **Administrative Report** – Janice G. Goebel, Interim City Administrator, said her report had been distributed and she would answer any questions.

MAYOR'S REPORT –

1. Appointment and ratification of Pamela D. Toler to the Planning Commission.

MOTION was made by Commissioner Ruth and seconded by Commissioner Velazquez to ratify the appointment of Pamela D. Toler to the Planning Commission. Motion carried unanimously with Mayor Kilsheimer and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.

2. Approval of new City Auditor, Moore Stephens Lovelace, CPAs and Advisors

Mayor Kilsheimer reported the firm that had served as the City Auditor resigned in August, stating they were going to be concentrating on other areas of business. He advised the City

had received four proposals for Auditing Services. The Review Committee met and after discussing the proposals decided to recommend Moore Stephens Lovelace, CPAs and Advisors.

MOTION was made by Commissioner Arrowsmith, and seconded by Commissioner Velazquez, to approve Moore Stephens Lovelace as the new City auditing firm. Motion carried by a unanimous vote with Mayor Kilsheimer and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.

OLD BUSINESS

- 1. COUNCIL** - Commissioner Arrowsmith said he had been contacted by the Boy Scouts of America several months ago to inquire if the City would be able to contribute \$5,000 to their organization again this year. He stated he spoke to the City Administrator at that time and he had approved this under his authority. As a result, they were told they would be receiving the donation and apparently they have sent invoices and the funds have not been sent to them.

Mayor Kilsheimer advised this commitment had not been communicated to him and upon his inquiring about it, he was told it was up to his discretion. He had staff research and the City had donated \$5,000 the year before and the largest amount up until then was \$1,500. He advised \$500 had been donated to them.

MOTION was made by Commissioner Arrowsmith and seconded by Commissioner Dean to donate an additional \$4,500 to the Boy Scouts of America. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.

Commissioner Arrowsmith said the original concept of the Community Trust was for events such as this and he does not know of any guidelines that have been established. He suggested that group needs to hold a meeting and establish some guidelines so these organizations can be referred to them in the future.

- 2. PUBLIC** - Ray Shackelford requested clarification on the Charter stating the Council recently ratified the appointment of the City Attorney and at the last meeting Ms. Goebel's appointment as Interim City Administrator was not ratified. He said he supports and endorses her appointment. He also submitted for the record a recommendation for One Apopka for Progress List.

Mayor Kilsheimer said serving on an interim basis did not require a ratification vote. He said when a new candidate is selected for City Administrator that will be brought to the Council for ratification.

Ron Landon said he received a notice in the mail that the City was transferring the employee assets to ING and inquired if the Council voted on this matter.

NEW BUSINESS

1. **COUNCIL** – Commissioner Ruth said the Academic Consortium of Scholars was on the Consent Agenda. He said James Delgado was present and he requested to have him speak on the program at Apopka High School.

Mr. Delgado said Mr. Guthrie, Principal of Apopka High School, had put him in charge of the program that recognizes academic achievement. He explained this program celebrates the students for what they have accomplished in the classroom just like the athletes are recognized. The students are recognized based upon their GPA scores and they earn apparel from t-shirts, a hoodie jacket, fraternity style jersey, and a jacket. He affirmed they appreciate the support from the community.

Commissioner Arrowsmith asked the City Attorney for clarification regarding the consulting agreement made with Richard Anderson where it states the City Commission will not answer to him, nor will he answer to the City Commission. He inquired if the commissioners were able to contact him on a one on one basis.

City Attorney Shepard advised part of this was to clarify he was no longer the CAO and not directing employees. He said he did not think the intent was to keep commissioners from communicating with him, but he would check further into this matter and report back. He stated there could certainly be communication in this setting with the Council, as he would be working as the lobbyist.

In response to Commissioner Ruth stating the City of Apopka needs to communicate better on events through a newsletter, Mayor Kilsheimer advised the City has a monthly newsletter that goes out in the water bills. He agreed there needs to be more and better communication from the City. He affirmed there is regular communication on the City's Facebook page, the website, and The Apopka Chief was a good source of communication.

2. **PUBLIC** - Dr. Shackelford inquired when the public would know who would be serving on the City Administrator selection committee, to which Mayor Kilsheimer said he would be selecting those members in the near future. He asked Dr. Shackelford if he would like to serve on the committee. Dr. Shackelford responded in the affirmative.

ADJOURNMENT - There being no further business to discuss, the meeting adjourned at 8:45 p.m.

Joseph E. Kilsheimer, Mayor

ATTEST:

Linda F. Goff, City Clerk