

CITY OF APOPKA

Minutes of the regular City Council meeting held on August 5, 2015, 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
Assistant City Attorney Drew Smith
City Administrator Glenn Irby

PRESS PRESENT: Teresa Sargeant - The Apopka Chief

INVOCATION – Mayor Kilsheimer introduced Pastor Manny Rosario of Christ City Church, who gave the invocation.

PLEDGE OF ALLEGIANCE – Mayor Kilsheimer said on July 30, 1964, the Apopka City Council held a special meeting to discuss the purchase of the Apopka Elementary School property for a new city hall. Mayor Land proposed to renovate the red building for use as the new city hall, this building that we're in, and to utilize the gymnasium for community clubs and functions. Council voted unanimously to proceed with the purchase of the property. The red building was renovated and is still in use today as our City Hall and the gymnasium was later renovated to expand City Hall office space to include construction of our current Council Chamber. He asked everyone to pay homage to the history of the Apopka City Hall and its role as the former Apopka Elementary School as he led in the Pledge of Allegiance.

Mayor Kilsheimer announced we would start the meeting with the presentation of the art which depicts the history of the community.

PRESENTATIONS:

1. Apopka Elementary School Mural - History of Apopka mural presented by artist Lisa Mikler to Apopka Elementary School Principal Lukeshia Miller.

Christine Moore gave the history of the Apopka Elementary School Mural which depicts the history of Apopka and was painted by artist Lisa Mikler. Principal Lukeshia Miller thanked everyone for making this possible and said Apopka history will forever be placed for the children of Apopka Elementary School. Ms. Mikler gave an overview of each panel and what she was representing in the painting as each panel was unveiled.

The meeting recessed at 2:20 p.m. and reconvened at 2:35 p.m.

EMPLOYEE RECOGNITION

1. Marc Remillard – Police Department/Field Services – Five Year Service Award - Marc began working for the city on July 26, 2010, as a Police Officer, which is his current position. Marc was not present and his award will be presented at another time.
2. Josean Velez Cantres – Police Department/Field Services – Five Year Service Award - Josean started working for the City on July 26, 2010, as a Police Officer, which is his current position. Josean was not present and his pin will be presented to him at another time.
3. Kyle Petulla – Police Department/Field Services – Five Year Service Award - Kyle started working for the City on July 26, 2010, as a Police Officer, which is his current position. Kyle was not present and his pin will be presented to him at another time.
4. Linda Goff – City Clerk’s Office – Five Year Service Award - Linda began working for the City on July 6, 2010, as the Deputy City Clerk. She was promoted to City Clerk on October 1, 2014, which is her current position. The City Council joined Mayor Kilsheimer in congratulating Linda on her years of service to the City.
5. Michael Lee – Police Department/Support Services – Ten Year Service Award - Michael began working for the City on July 5, 2005, as a Police Officer, which is his current position. Michael was not present and his award will be presented at another time.
6. Eric Williams – Public Services/Water Distribution Maintenance – Fifteen Year Service Award - Eric started working for the City on July 5, 2000, as a Utility Service Worker II, which is his current position. The City Council joined Mayor Kilsheimer in congratulating Eric on his years of service to the City.
7. Matthew Gibbs – Police Department/Support Services – Twenty Year Service Award - Matt began working for the City on July 26, 1995, as a Police Officer. On April 19, 2005, he was promoted to Police Sergeant and on July 3, 2007, he received a promotion to Police Commander, which was retitled to Police Lieutenant on October 1, 2009. Matt was promoted to Police Captain on January 11, 2011, which is his current position. Matt was not present and his award will be presented at another time.
8. John McConnell – Police Department/Field Services – Twenty Year Service Award - John started working for the City on July 26, 1995, as a Police Officer. On June 24, 2005, John was promoted to Police Sergeant. On October 27, 2013, he was promoted to Police Lieutenant, which is his current position. The City Council joined Mayor Kilsheimer in congratulating John on his years of service to the City.
9. Charles McCrary – Public Services/Water Distribution Maintenance – Twenty Five Year Service Award - Chuck began working for the City on July 25, 1990, as the Reuse Utility Coordinator. Chuck was reclassified to Cross-Connection Control Program Coordinator on March 31, 1997. On September 6, 1999, his title changed to Program Coordinator. Chuck’s title changed to Cross Connection/Storm Water Program Coordinator on January 25, 2003, and on November 16, 2005, his title changed to Cross/Connection Prevention Coordinator.

Chuck was reclassified to Utility Program Supervisor on November 13, 2006, which is his current position. Chuck was not present and his award will be presented at another time.

PRESENTATIONS (cont.)

2. Play Ball Proclamation – Mayor Kilsheimer read the proclamation and presented it to Apopka Little League President Gary Odom.

CONSENT AGENDA

1. Approve the minutes of Administrative Bid Opening No. 2015-06 for the Purchase of Ductile Iron Pipe and Fittings for the RWS Extension Projects held on July 7, 2015, at 10:15 a.m.
2. Approve the minutes from the regular City Council meeting held on July 15, 2015, at 7:00 p.m.
3. Authorize the Mayor or his designee to execute the Capital Facility Fees Payment Agreement for Cooper Palms Indoor Sports Complex.

Commissioner Velazquez said she has received several calls regarding the approval of beer and wine being sold by the Rotary at a family event.

Discussion ensued regarding selling of alcohol and that this will be in a controlled environment, no different than at the Food Truck events.

MOTION by Commissioner Ruth, and seconded by Commissioner Arrowsmith, to approve the 3 items of the Consent Agenda. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, and Velazquez voting aye.

LEGISLATIVE: ORDINANCES AND RESOLUTIONS

1. ORDINANCE NO. 2437 - SECOND READING & ADOPTION - ANNEXATION - Ellsworth D. Bottoms Trust, property located at 4011 Golden Gem Road. (Parcel ID No. 13-20-27-0000-00-054) (10.25 +/- acres). The title was read by the City Clerk as follows:

ORDINANCE NO. 2437

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 ELLSWORTH D. BOTTOMS, TRUST, LOCATED AT 4011 GOLDEN GEM ROAD; PROVIDING FOR DIRECTIONS TO THE CITY CLERK, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

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

MOTION by Commissioner Arrowsmith, and seconded by Commissioner Velazquez, to adopt Ordinance No. 2437. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.

2. ORDINANCE NO. 2438 - SECOND READING AND ADOPTION - ANNEXATION - Norman E. Sawyer, property located at 119 East Nancy Lee Lane. (Parcel ID No. 33-20-28-0000-00-047) (0.41 +/- acre). **This Ordinance was withdrawn by the applicant.**
3. ORDINANCE NO. 2439 - SECOND READING AND ADOPTION - ANNEXATION - Technology Property, LLC, property located south of Keene Road and west of Clarcona Road. Parcel ID Nos. 27-(21-28-6024-00-005 (3.40 ac); 27-21-28-6024-00-006 (2.37 ac); 27-21-28- 6024-00-007 (3.61 ac) (Combined 9.38 +/- acres). The City Clerk read the title as follows:

ORDINANCE NO. 2439

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 TECHNOLOGY PROPERTIES, LLC, LOCATED AT SOUTH OF KEENE ROAD AND WEST OF CLARCONA ROAD; PROVIDING FOR DIRECTIONS TO THE CITY CLERK, SEVERABILITY; CONFLICTS AND AN EFFECTIVE DATE.

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

MOTION by Commissioner Ruth, and seconded by Commissioner Dean, to adopt Ordinance No. 2439. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.

4. ORDINANCE NO. 2440 – SECOND READING AND ADOPTION – ANNEXATION – Crossroads Church of Orlando, Inc., property located at 320 East Welch Road; and authorize the Mayor or his designee to sign the Interlocal Agreement between the City of Apopka and Orange County for annexation of enclaves. (Parcel ID No. 34-20-28-9550-00-261) (1.85 +/- acres). The City Clerk read the title as follows:

ORDINANCE NO. 2440

AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, TO EXTEND ITS TERRITORIAL AND MUNICIPAL LIMITS TO ANNEX PURSUANT TO FLORIDA STATUTE 171.046 THE HEREINAFTER DESCRIBED LANDS SITUATED AND BEING IN ORANGE COUNTY, FLORIDA, OWNED BY CROSSROADS CHURCH OF ORLANDO, INC. LOCATED

AT 320 EAST WELCH ROAD; PROVIDING FOR DIRECTIONS TO THE CITY CLERK, SEVERABILITY; CONFLICTS AND AN EFFECTIVE DATE.

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

MOTION by Commissioner Velazquez, and seconded by Commissioner Ruth, to adopt Ordinance No. 2440. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.

5. ORDINANCE NO. 2441 - SECOND READING AND ADOPTION - ANNEXATION - Donald Lee Boughan, property located at 404 East Welch Road; and authorize the Mayor or his designee to sign the Interlocal Agreement between the City of Apopka and Orange County for annexation of enclaves. (Parcel ID No. 34-20-28-9550-00-232) (1.00 +/- acre). The City Clerk read the title as follows:

ORDINANCE NO. 2441

AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, TO EXTEND ITS TERRITORIAL AND MUNICIPAL LIMITS TO ANNEX PURSUANT TO FLORIDA STATUTE 171.046 THE HEREINAFTER DESCRIBED LANDS SITUATED AND BEING IN ORANGE COUNTY, FLORIDA, OWNED BY DONALD LEE BOUGHAN, LOCATED AT 404 EAST WELCH ROAD; PROVIDING FOR DIRECTIONS TO THE CITY CLERK, SEVERABILITY; CONFLICTS AND AN EFFECTIVE DATE.

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

MOTION by Commissioner Dean, and seconded by Commissioner Velazquez, to adopt Ordinance No. 2441. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.

6. ORDINANCE NO.L 2446 – FIRST READING – Creation of a synthetic tax incremental financing district [STIF] within the Ocoee/Apopka Small Study Area. The City Clerk read the title as follows:

ORDINANCE NO. 2446

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF APOPKA, FLORIDA, ESTABLISHING MARDEN ROAD INTERCHANGE TRUST FUND; PROVIDING FOR THE FUNDING OF THE MARDEN ROAD INTERCHANGE TRUST FUND; PROVIDING FOR ADMINISTRATION

OF THE MARDEN ROAD INTERCHANGE TRUST FUND; DETERMINING THE TAX INCREMENT TO BE DEPOSITED INTO THE MARDEN ROAD INTERCHANGE TRUST FUND; ESTABLISHING THE BASE YEAR FOR DETERMINING ASSESSED VALUES RELATING TO PROPERTY LOCATED IN THE MARDEN ROAD INTERCHANGE PROJECT AREA FOR TAX INCREMENT PURPOSES; PROVIDING FOR ANNUAL APPROPRIATION OF THE TAX INCREMENT; APPOINTING THE MAYOR OR HIS/HER DESIGNEE AS TRUSTEE OF THE MARDEN ROAD INTERCHANGE TRUST FUND; PROVIDING FOR SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Glenn Irby, City Administrator, gave a brief lead in stating staff had been approached several months ago by developers regarding a STIF funding source to cost share on the construction of this interchange. He advised this was the first of two parts and sets the base year. He advised the cost sharing agreement is instrumental and this will be on the next agenda.

Mike Wright, President of MMI Development, reviewed a Power Point with regards to the need of this program and the interchange. He said this first came about when a group of property owners met and recognized insufficiency of the interchange in this area. He has taken the lead to move this forward. This will provide the necessary access to Marden Road from and to 414. A copy of the Power Point is on file in the City Clerk's office.

Angel de la Portilla said he works as a government consultant and has been part of this project since 2012 when first approaching the City. The idea from the beginning was to place a toll on Marden Road to allow tolls collected both entering and exiting the ramp to offset the cost. He advised at the first meeting with the Expressway Authority, they did not want revenue diverted from their system and said no this idea of tolls. They have paid for a study called an interchange justification report that was required by the Expressway Authority. This report also recommended a gantry. He said they will ask again at the meeting Mr. Irby has scheduled on Monday.

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

MOTION by Commissioner Arrowsmith, and seconded by Commissioner Velazquez, to approve Ordinance No. 2446 at First Reading and carry it over for a Second Reading. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.

7. RESOLUTION NO. 2015-14 - To amend the capital improvement plan (CIP), reflecting improvements to Alonzo Williams Park. The City Clerk read the title as follows:

RESOLUTION NO. 2015-14

A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR THE FLORIDA RECREATION DEVELOPMENT

ASSISTANCE PROGRAM (FRDAP) TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR FEDERAL FISCAL YEAR 2016-2017.

Mr. Irby explained this Resolution and the next one authorize start of the application process and the change of the Capital Improvement portion of the Comprehensive Plan. This is a point driven grant and though we are likely to receive the \$50,000 grant, there is no guarantee of receiving the grant.

Mayor Kilsheimer opened the meeting to a public hearing.

Ray Shackelford said during the budget meetings discussion came up regarding other people applying for grants and it was mentioned we can put the money in the budget for the grant and if the grant does not come through a budget amendment can be done. He suggested that same concept be applied to these two parks and the CDBG grant.

No others wishing to speak, Mayor Kilsheimer closed the public hearing.

MOTION by Commissioner Ruth, and seconded by Commissioner Velazquez, to approve Resolution 2015-14. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.

8. RESOLUTION NO. 2015-15 - To amend the capital improvement plan (CIP), reflecting improvements to Kit Land Nelson Park. The City Clerk read the title as follows:

RESOLUTION NO. 2015-15

A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR THE FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM (FRDAP) TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR FEDERAL FISCAL YEAR 2016-2017.

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

MOTION by Commissioner Arrowsmith, and seconded by Commissioner Velazquez, to approve Resolution 2015-15. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.

QUASI-JUDICIAL: ORDINANCES AND SITE APPROVALS

1. ORDINANCE NO. 2442 - FIRST READING - CHANGE OF ZONING – Ponkan Road Properties, LLC, from “County” A-1 (ZIP) (Agriculture) to “City” AG-E (Agricultural Estates), for property located south of West Ponkan Road, west of Plymouth Sorrento Road. (Parcel ID #: 25-20-27-0000-00-003) The City Clerk read the title as follows:

ORDINANCE NO. 2442

AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, CHANGING THE ZONING FROM “COUNTY” A-1 TO “CITY” AG-E FOR CERTAIN REAL PROPERTY GENERALLY LOCATED SOUTH OF WEST PONKAN ROAD, WEST OF PLYMOUTH SORRENTO ROAD, COMPRISING 7.28 ACRES MORE OR LESS, AND OWNED BY PONKAN ROAD PROPERTIES, LLC; PROVIDING FOR DIRECTIONS TO THE COMMUNITY DEVELOPMENT DIRECTOR, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

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

MOTION by Commissioner Ruth, and seconded by Commissioner Velazquez, to approve Ordinance No. 2442 at First Reading and carry it over for a Second Reading. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.

2. **ORDINANCE NO. 2443 - FIRST READING - COMPREHENSIVE PLAN – SMALL SCALE – FUTURE LAND USE AMENDMENT – VSI Custom Homes, from “County” Low Density Residential (0-4 du/ac) to “City” Residential Low (0-5 du/ac), for property located south of East 6th Street, west of Orange Blossom Trail. (Parcel ID #: 10-21- 28-8652-07-010 & 10-21-28-8652-08-060) The City Clerk read the title as follows:**

ORDINANCE NO. 2443

AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, AMENDING THE FUTURE LAND USE ELEMENT OF THE APOPKA COMPREHENSIVE PLAN OF THE CITY OF APOPKA; CHANGING THE FUTURE LAND USE DESIGNATION FROM “COUNTY” LOW DENSITY RESIDENTIAL (0-4 DU/AC) TO “CITY” RESIDENTIAL LOW (0-5 DU/AC), FOR CERTAIN REAL PROPERTY GENERALLY LOCATED SOUTH OF E 6TH STREET, WEST OF ORANGE BLOSSOM TRAIL, COMPRISING 3.6 ACRES MORE OR LESS, AND OWNED BY VSI CUSTOM HOMES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

David Moon, Planning Manager said Ordinance Nos. 2443 and 2444 apply to the same property with the 2444 applying to a change in zoning. The Planning Commission recommended a Planned Unit Development (PUD) zoning, at the approval of the applicant. Therefore, the application has changed and it is recommended Council continue both cases to the August 19, 2015 meeting to allow time to advertise the change in zoning appropriately.

MOTION by Commissioner Dean, and seconded by Commissioner Velazquez to continue Ordinance No. 2443 and Ordinance No. 2444 to the August 19, 2015 City

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

3. ORDINANCE NO. 2444 -FIRST READING - CHANGE OF ZONING – VSI Custom Homes, from “County” R-2 (ZIP) to “City” R-2, for property located south of East 6th Street, west of Orange Blossom Trail. (Parcel ID #s: 10-21-28-8652-07-010 & 10-21- 28-8652-08-060) **Continued to the August 19, 2015 Council meeting.**

ORDINANCE NO. 2444

AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, CHANGING THE ZONING FROM “COUNTY” R-2 (ZIP) (RESIDENTIAL) TO “CITY” PLANNED UNIT DEVELOPMENT (RESIDENTIAL) FOR CERTAIN REAL PROPERTY GENERALLY LOCATED SOUTH OF EAST 6TH STREET, WEST OF ORANGE BLOSSOM TRAIL, COMPRISING 3.6 ACRES MORE OR LESS, AND OWNED BY VSI CUSTOM HOMES; PROVIDING FOR DIRECTIONS TO THE COMMUNITY DEVELOPMENT DIRECTOR, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

4. FINAL DEVELOPMENT PLAN – Elro Properties, LLC – Owner/applicant Elro Properties, LLC; Engineer Ali Tehrani, P.E., property located at 511 Marshall Lake Road (north of Marshall Lake Road and west of Bradshaw Road). (Parcel ID No.: 09- 21-28-0000-00-011)

Jay Davoll, Community Development Director and City Engineer, gave a brief review of the Final Development Plan for Elro Properties. He reviewed the location of this project and explained the site will be divided, as explained in the staff report. DRC recommends approval and the Planning Commission recommended approval at their meeting on July 28, 2015.

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

MOTION by Commissioner Arrowsmith, and seconded by Commissioner Ruth, to approve the Final Development Plan as presented. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.

5. MASS GRADING PLAN - Golden Gem Estates, Phase 1A – owner/applicant Cantero Holdings, LLC, c/o Jose Cantero; engineer is GL Summit, c/o Geoffrey Summit, P.E., for the property generally located south of Kelly Park Road, north of the Ponkan Road and east of Golden Gem Road. (Parcel ID Nos.: 24-20-27-0000-00-097, 24-20-27-0000-00-98, 24-20-27-0000-00-100, 24-20-27-0000-00-101, 24-20-27-0000-00-102, 24-20-27-0000-00-100-103, 24-20-27-0000-00-104, 24-20-27-0000-00-105)

Jay Davoll gave a brief overview stating this and the next item is the same site and same owners. This is divided into Phase 1A and 1B, this being Phase 1A. They will grade the property with gentle slopes and the applicant is selling the dirt to the expressway authority for their extension. He advised all requirements are being met to this site and DRC and the Planning Commission recommend approval.

Jimmy Crawford, representing the applicant, said he was available to respond to any questions.

MOTION by Commissioner Ruth, and seconded by Commissioner Dean to approve the Mass Grading Plan, Phase 1A. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.

6. PRELIMINARY DEVELOPMENT PLAN - Golden Gem Estates, Phase 1B – owner/applicant Cantero Holdings, LLC, c/o Jose Cantero; engineer is GL Summit, c/o Geoffrey Summit, P.E., for the property generally located south of Kelly Park Road, north of the Ponkan Road and east of Golden Gem Road. (Parcel ID Nos.: 24-20-27-0000-00-097, 24-20-27-0000-00-98, 24-20-27-0000-00-100, 24-20-27-0000-00-101, 24-20-27-0000-00-102, 24-20-27-0000-00-100-103, 24-20-27-0000-00-104, 24-20-27-0000-00-105)

Jay Davoll gave an overview of the Preliminary Development Plan explaining this was Phase 1B of the project. The staff report will be filed with the minutes. He explained they are requesting three waivers, the first to waive the brick wall along Gem Road, explaining this was once a pine forest and they will keep a 50 foot buffer. The second waiver request is that they be allowed to have a ribbon curb like in Bluegrass Estates, rather than the raised curb. The applicant has withdrawn the third request. The Planning Commission recommended approval of waivers 1 and 2 and did not recommend approval of the third waiver.

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

Motion by Commissioner Arrowsmith, and seconded by Commissioner Velazquez to approve the Preliminary Development Plan with approval of the first and second waivers. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.

7. FINAL DEVELOPMENT PLAN – Marden Ridge – owned by Emerson Point Associates, LLLP; Applicant MMI Development, Inc., c/o Michael E. Wright, Esq.; Engineer GAI Consultants, Inc., c/o Anthony Call, P.E., property located Between S.R.451 and Marden Road, south of Ocoee Apopka Road, and north of the Apopka Expressway. (Parcel ID No.: 17-21-28-0000-00-029)

Jay Davoll gave a brief overview of the Final Development Plan for Marden Ridge. He advised they are requesting two waivers: the first waiver is a request to install brick columns with wrought iron fence between the columns along Marden Ridge Road rather than the six foot brick wall. The second waiver is a request to eliminate the wall in an area along 451,

stating there is a natural berm and a fence along this area. DRC recommended approval with both waivers and the Planning Commission at their July 28, 2015, meeting recommended approval, but denied the first waiver request and approved the second waiver request.

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

MOTION by Commissioner Arrowsmith, and seconded by Commissioner Ruth to approve the Final Development Plan with staff recommendations of the approval of waivers. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.

MAYOR'S REPORT – Mayor Kilsheimer reported the closing ceremonies will be held tonight for the Summer Youth Jobs Program at Highland Manor at 6:00 p.m. He said this has been a rewarding experience for the youth and there will be some success stories at the ceremony.

Mayor Kilsheimer reported the city had a very successful meeting with the VFW and the scheduling for the Community Center is on track and moving forward.

Mayor Kilsheimer reported the need to schedule an additional Budget Workshop. This meeting will be held Wednesday, August 26, 2015, 1:30 p.m. in the Council Chamber. This meeting will be to discuss the enterprise funds and any other items as it relates to the budget.

OLD BUSINESS

1. COUNCIL – There was no old business from the Council.
2. PUBLIC – There was no old business from the Public.

NEW BUSINESS

1. COUNCIL – Commissioner Arrowsmith said several people have asked him if he is planning on running for office next March and he announced he was planning on running.
2. PUBLIC

Ray Shackelford thanked the Mayor, Commissioners, and staff for supporting the Apopka Youth Jobs Program, stating this has made a difference for the children and family members.

Antonio Gibson had his wife Maureen Gibson with him and spoke regarding a nonprofit program they have been working on for nearly ten years in the Central Florida area. He said they are housed here in Apopka and work on youth fitness and health. They would like to propose an opportunity for the city to get involved in youth fitness and would like to hold a

youth fitness day targeted at youth and elementary children and educate families on how to make healthier choices.

Mayor Kilsheimer announced they held the kick off for the Community Wide Visioning program last Friday and encouraged everyone to take the survey.

ADJOURNMENT – There being no further discussion, the meeting adjourned at 4:11 p.m.

ATTEST:

_____/s/_____
Joseph E. Kilsheimer, Mayor

_____/s/_____
Linda F. Goff, City Clerk