

CITY OF APOPKA

Minutes of the regular City Council meeting held on September 7, 2016, at 1:30 p.m., in the City of Apopka Council Chambers.

PRESENT: Mayor Joe Kilsheimer
Commissioner Billie Dean
Commissioner Diane Velazquez
Commissioner Doug Bankson
Commissioner Kyle Becker
City Attorney Cliff Shepard
City Administrator Glenn Irby

PRESS PRESENT: John Peery - The Apopka Chief
Bethany Rodgers, Orlando Sentinel
Reggie Connell, The Apopka Voice

INVOCATION: Mayor Kilsheimer introduced Pastor Kevin Craig of Apopka Assembly of God, who gave the invocation.

PLEDGE OF ALLEGIANCE: Mayor Kilsheimer said this past Friday marked Apopka's 134th anniversary. Citizens voted September 2, 1882, to incorporate as a municipality and city limits were chartered one mile in each direction from the Orange Lodge, a historic site now located on U.S. Highway 441 in downtown Apopka. The borders included twenty-six voting citizens. He gave some references to that year to include: Chester Arthur served as the twenty-first President of the United States. Thomas Edison's electric company lit up a square mile of lower Manhattan and served electricity to 200 customers. The outlaw Jesse James was killed that year in St. Joseph, Missouri. The New York, Chicago, and St. Louis railroads ran the first trains from Buffalo, New York to Chicago. He asked everyone to reflect upon the events that transpired in the founding of our great city as he led in the Pledge of Allegiance.

APPROVAL OF MINUTES:

1. City Council workshop July 19, 2016.
2. City Council workshop July 20, 2016
3. City Council meeting August 17, 2016.

MOTION by Commissioner Bankson, and seconded by Commissioner Dean, to approve the July 19, 2016 workshop, July 20, 2016 workshop, and August 17, 2016 City Council minutes. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Dean, Velazquez, Bankson and Becker voting aye.

PUBLIC/STAFF RECOGNITION AND ACKNOWLEDGEMENT

Employee Recognition:

Five Year Service Award – Samarie Koller – Police/Communications - Samarie began working for the City on August 1, 2011, as a Communication Technician, which is her current position. Samarie was not present and her award will be presented at another time.

Five Year Service Award – Angela Rozier – Police/Communications - Angela began working for the City on August 1, 2011, as a Communication Technician, which is her current position. Angela was not present and her award will be presented at another time.

Ten Year Service Award – Dina Cedillo – Police/Support Services - Dina began working for the City on August 14, 2006, as a Records Clerk. On December 24, 2012, she was promoted to Records Supervisor, which is her current position. The Commissioners joined Mayor Kilsheimer in congratulating Dina on her years of service.

Ten Year Service Award – Dennis Carter, Sr – Public Services/Streets - Dennis began working for the City on August 28, 2006, as the Operations & Maintenance Manager, which is his current position. Dennis was not present and his award will be presented at another time.

Fifteen Year Service Award – Charles “Darin” Whitehead – Public Services/Water Plant - Darin began working for the City on August 20, 2001, as a Water Plant Operator Trainee. On April 1, 2002, Darin was promoted to Water Plant Operator C. Then, on September 25, 2009, he was reclassified to Water Plant Operator B and June 5, 2011, he was reclassified to Water Plant Operator A, which is his current position. The Commissioners joined Mayor Kilsheimer in congratulating Darin for his years of service.

Twenty Year Service Award – Gregory “Greg” Conant – Recreation/Grounds – Athletic Complex - Greg began working for the City on August 19, 1996, as a Meter Reader. On February 17, 2010, he was reclassified to Maintenance Worker II, which is his current position. Greg was not present and his award will be presented at another time.

Public Comment Period:

Ray Shackelford said as a supporter of programs and services for our young people, he applauded the establishment of a Youth Council. He said he looked forward to all of us learning from your young people. He stated that concerning the Budget, he supports the millage rate remaining the same due to proposed cost savings in the budget that he stated he will present at the budget hearings. He said it would be nice for the City Council to have a resolution stating the reserves will not be used to balance the budget in the coming year. He stated we all value public safety that makes up 63% of the budget, but stated public safety must not be used to raise taxes. He said we need to value programs and services for families, young people, senior citizens, and veterans. He stated the City of Apopka has a poverty rate of approximately 17% as well as seniors and veterans on fixed income. He asked this be taken into consideration when considering to raise taxes.

CONSENT (Action Item)

1. Approve the ranking of firms and authorize the negotiation of a contract for the Land Development Code update.
2. Authorize a Door-to-Door Solicitation permit for Andrus Albi, E.H. Engelmeier Roofing & Sheet Metal Co., Inc.

MOTION by Commissioner Becker, and seconded by Commissioner Velazquez, to approve the two items on the Consent Agenda. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Dean, Velazquez, Bankson and Becker voting aye.

BUSINESS

1. Approve the first amendment to the Marden Road Interchange Cost Sharing Agreement.

Glenn Irby, City Administrator, stated the City entered into a cost share agreement last year with MMI Development to build a half interchange between State Road 414 and Marden Road. He advised the cost share agreement states that if there are any dedications of right-of-way involved in this project, the City will take into account the value of the land dedicated for the right-of-way to count toward the bottom line of cost in the project. He stated this can be done by taking their face value for what the property is worth, or share the cost for an appraisal. This report takes into account of taking them at face value of \$225,000 for the land. He said the Expressway Authority is asking the City to remove this land, by description, from the cost share agreement. The Authority is tax exempt, therefore, they are not affected either way. It is suggested this be allowed to be removed from the cost share agreement. He reiterated the two items here are to mutually agree the dedicated land to the Authority is worth \$225,000 and it will be added to the bottom line, not to increase the overall amount in limit of the entire project, which is \$5.85 million and mutually agree to otherwise remove the land from the conditions of the original cost share.

City Attorney Shepard advised there is a number that will be spent to build this interchange that includes dedication of right-of-way. It was assumed that number will exceed \$6 million and the City's cap is \$5.85 million. That will not change. This one piece of right-of-way is being removed from the agreement and it should not make a difference as it is not taxable to the Expressway Authority as a government agency.

MOTION by Commissioner Becker, and seconded by Commissioner Velazquez, to approve the first amendment to the Marden Road Interchange Cost Share Agreement as presented. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Dean, Velazquez, Becker, and Bankson voting aye.

2. Preliminary Development Plan – Binion Reserve Subdivision

Mayor Kilsheimer advised this was a quasi-judicial hearing. Witnesses and affected parties were sworn in by the Clerk.

Commissioner Becker disclosed ex-parte communication regarding the development.

David Moon, Planning Manager, said this request was for a 44 single family lot subdivision with an R-1A zoning district located on the west side of Binion Road and east of State Road 429. He advised the site is approximately 21.4 acres and reviewed the location on a map and reviewed lot sizes, advising there will be a ten-foot wide buffer along the west side of the property and a ten-foot wide buffer tract with a six-foot high wall along Binion Road, except

adjacent to the open space. He advised the Planning Commission met on July 12, 2016, and recommended approval with some relief that the applicant had requested from the code on the buffering and since then, the applicant has made amendments so that the buffers and wall are consistent with the Land Development Code. DRC finds this consistent with the Land Development Code and recommends approval.

Commissioner Dean recommended the landscaping plan utilize ligustrum rather than viburnum shrubs. He also suggested they take into consideration the root system when planting trees so not to uproot the sidewalks.

In response to Commissioner Bankson regarding widening of Binion Road, Mr. Moon advised Binion Road is a county road from West Orange Avenue to where it intersects with Ocoee Apopka Road. He stated issues with sidewalks will be determined by Orange County as it is their right-of-way. However, within this project, the applicant has reserved a ten-foot easement along their property so the City can put in a multi-use trail in the future if they so desire.

Randy June was present to answer any questions and said they would be back before Council with final construction plans.

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

MOTION by Commissioner Becker, and seconded by Commissioner Dean, to approve the Binion Reserve Subdivision, Preliminary Development Plan. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Dean, Velazquez, Becker, and Bankson voting aye.

3. Redevelopment Plan/Final Development Plan (Major Site Plan) – Piedmont Plaza.

Mayor Kilsheimer advised this was a quasi-judicial hearing. Witnesses and affected parties were sworn in by the Clerk.

David Moon, Planning Manager, provided a brief lead-in for the Redevelopment Plan and Final Development Plan for Piedmont Plaza. He advised the Planning Commission added three conditions to this application at their meeting on June 28, 2016, to involve coordination with Agree Apopka FL, LLC, owner of the Hobby Lobby property and this coordination has occurred, therefore, this condition no longer applies. A condition for redesign of the northernmost entrance on Piedmont Wekiva Road. The transportation planner for the applicant has addressed these concerns and this condition has been resolved. He advised the building height currently is limited to 35-feet and the applicant is requesting 65-feet to address a potential health club that requires additional height. The applicant has started demolition work at the site on the west side of the property. The proposal is to construct 17,500 square feet of building retail space next to the Hobby Lobby building, as well as a new 8,000 square foot building on the west side of the property. There will be additional retail space added to the building where the health club is proposed. The Planning Commission recommends approval with the three waivers of building height, parking at 985 spaces in lieu of 1,227

parking spaces based upon a parking study provided by the applicant and reviewed by city staff. Agree Apopka FL, LLC does not object to the setbacks and they share common areas and parking. DRC recommends approval with the three hardship waivers, subject to condition as presented.

Don Stiller, Woolbright Development, in response to Commissioner Dean stated they have had an opportunity to review the updated plans and also turned in revised landscaping plan with a 35% increase in landscaping in order to make the center attractive. He advised they will also be resurfacing the Hobby Lobby parking lot as part of the arrangement.

Julie Kendig, Greenberg Traurig, reviewed some exhibits of what is being proposed. She stated they are essentially maintaining the same level of service for parking, if not improved, stating the parking in the rear will be accessible with the improvements. She advised that they have met the conditions by the Planning Commission from their June meeting. She advised with the improvement, the actual number of parking spaces is 973, but they are still above the ITU recommended ratio for parking. She reviewed the existing plaza and went over changes that are being proposed. She reviewed example renderings of elevations and façade. She stated they are looking forward to revitalizing this area and making something economically productive there.

Mr. Stiller reviewed the proposed timetable, stating they are looking to start demolition in September and starting the site work. He pointed out the new parking area stating they will be digging everything out in those areas the entrance and lighting will be improved and they will continue the look in the renderings throughout the entire center. They are hoping to have permits and contracts by early November with a goal to finish the project by next August.

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

MOTION by Commissioner Bankson, and seconded by Commissioner Velazquez to approve the Redevelopment Plan/Final Development Plan for Piedmont Plaza with the three hardship waivers as presented. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Dean, Velazquez, Becker, and Bankson voting aye.

PUBLIC HEARINGS/ORDINANCES/RESOLUTION (Action Item)

- 1. Ordinance No. 2513 – First Reading – Annexation –** The City Clerk read the title as follows:

ORDINANCE NO. 2513

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 CENTRAL FLORIDA EXPRESSWAY AUTHORITY

LOCATED WEST OF PLYMOUTH SORRENTO ROAD AND SOUTH OF YOTHERS ROAD; PROVIDING FOR DIRECTIONS TO THE CITY CLERK, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Mark Reggentin, Community Development Director, discussed and reviewed the overall method regarding annexations. He stated over the years there was a very aggressive annexation policy that led to significant conflict with Orange County which ultimately resulted in a Joint Planning Agreement (JPA) with Orange County. He said one of the cornerstones of the planning agreement is that Orange County would like the enclaves that were created to be filled in. The current policy is to evaluate the annexations based upon statutory requirements, has to be contiguous, and you cannot create enclaves. He reviewed the future land-use map for the City of Apopka and pointed out the areas in white were unincorporated Orange County. Annexation over the years has created enclaves throughout the city that Orange County has to serve. He said there were several challenges they were dealing with based upon the historical growth pattern of the city. He pointed out that the JPA states the property being annexed in the City will retain its county land-use and zoning until such time the applicant requests city land-use and zoning. He pointed out that Mr. Wilkes is currently working on ZIP (zoning in progress) from past annexations He said he would like to begin to develop an annexation policy and develop a comprehensive policy on working with Orange County.

It was the consensus of City Council for staff to develop and present a policy on annexation.

Rogers Beckett, Senior Project Coordinator, said Ordinance No. 2513 is a request to annex 0.30 acres owned by Central Florida Expressway Authority. He advised Orange County was notified with accordance of the JPA and the ordinance was properly advertised. DRC recommends approval at First Reading.

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 approve Ordinance No. 2513 at First Reading and carry it over for a Second Reading. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Dean, Velazquez, Becker, and Bankson voting aye.

2. **Ordinance No. 2514 – First Reading – Annexation** – The City Clerk read the title as follows:

ORDINANCE NO. 2514

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 CHARLES L. KOHL AND KATHY E. KOHL LOCATED AT 1030 EAST SANDPIPER STREET; PROVIDING FOR DIRECTIONS TO THE CITY CLERK, SEVERABILITY, CONFLICTS, AND AN

EFFECTIVE DATE.

Mr. Beckett said this is a request for annexation for property owned by Charles L. and Kathy E. Kohl, 1030 East Sandpiper Street, with 1.79 acres. He advised Orange County was notified with accordance of the JPA and the ordinance was properly advertised. DRC recommends approval at First Reading.

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

MOTION by Commissioner Bankson and seconded by Commissioner Dean to approve Ordinance No. 2514 at First Reading and carry it over for a Second Reading. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Dean, Velazquez, Becker, and Bankson voting aye.

3. **Ordinance No. 2515 – First Reading – Annexation** – The City Clerk read the title as follows:

ORDINANCE NO. 2515

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 BRYAN NELSON AND DEBBIE NELSON LOCATED AT 1157 OAKPOINT CIRCLE; PROVIDING FOR DIRECTIONS TO THE CITY CLERK, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Mr. Beckett said this is a request from Bryan Nelson and Debbie Nelson to annex 1157 Oakpoint Circle, 1.27 acres. He advised Orange County has been notified with accordance of the JPA. He further stated the Public Services Department has noted that they do seek possible hardship in regards to providing sanitation services to that site, because they would like to see it incorporate the entire subdivision. The ordinance has been properly advertised. DRC recommends approval of First Reading.

Commissioner Velazquez inquired if these next annexations created another enclave.

Mr. Beckett advised these were three contiguous properties that abut to Sandpiper to the north. He stated two were in one subdivision and the third parcel was in another subdivision.

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

MOTION by Commissioner Bankson and seconded by Commissioner Dean to approve Ordinance No. 2515 at First Reading and carry it over for a Second Reading. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Dean, Velazquez,

Becker, and Bankson voting aye.

4. **Ordinance No. 2516 – First Reading – Annexation** – The City Clerk read the title as follows:

ORDINANCE NO. 2516

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 WILLIAM D. COOK AND ROBYN D. COOK TRUST LOCATED AT 1163 OAKPOINT CIRCLE; PROVIDING FOR DIRECTIONS TO THE CITY CLERK, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Mr. Beckett said this is a request from William D. Cook and Robyn D. Cook Trust for annexation of 1163 Oakpoint Circle, 1.27 acres. Orange County has been notified according to the JPA. He advised the Public Services Department has noted a possible hardship in regards to providing sanitation services to the site. The ordinance has been properly advertised and DRC recommends approval at First Reading.

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

MOTION by Commissioner Bankson and seconded by Commissioner Dean to approve Ordinance No. 2516 at First Reading and carry it over for a Second Reading. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Dean, Velazquez, Becker, and Bankson voting aye.

5. **Ordinance No. 2517 – First Reading – Annexation** – The City Clerk read the title as follows:

ORDINANCE NO. 2517

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 VERDUZCO INVESTMENT, INC., LOCATED AT 1175 OAKPOINT CIRCLE; PROVIDING FOR DIRECTIONS TO THE CITY CLERK, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Mr. Beckett said this is a request from Verduzco Investment, Inc. for annexation of 1175 Oakpoint Circle, 1.14 acres. Orange County has been notified according to the JPA. He advised the Public Services Department has noted a possible hardship in regards to providing sanitation services to the site. The ordinance has been properly advertised and DRC recommends approval at First Reading.

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

MOTION by Commissioner Bankson and seconded by Commissioner Dean to approve Ordinance No. 2517 at First Reading and carry it over for a Second Reading. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Dean, Velazquez, Becker, and Bankson voting aye.

6. **Ordinance No. 2503 – First Reading – Land Development Code – Ex Parte Contact –**
The City Clerk read the title as follows:

ORDINANCE NO. 2503

AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, AMENDING THE APOPKA CODE OF ORDINANCES, PART III, LAND DEVELOPMENT CODE, ARTICLE I, TO ADOPT PROVISIONS TO PROVIDE ACCESS TO PUBLIC OFFICIALS OF THE CITY OF APOPKA REGARDING QUASI-JUDICIAL MATTERS BY REMOVING PROHIBITIONS ON EX-PARTE COMMUNICATIONS; ESTABLISHING PROCEDURES TO DISCLOSE EX-PARTE COMMUNICATIONS PURSUANT TO SECTION 286.0115, FLORIDA STATUTES; CREATING PROCEDURES FOR THE DISCLOSURE OF EX-PARTE COMMUNICATIONS, INVESTIGATIONS, SITE VISITS, AND EXPERT OPINIONS TO REMOVE THE PRESUMPTION OF PREJUDICE ARISING THEREFROM; AND PROVIDING FOR CODIFICATIONS, SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE.

Mark Reggentin, Community Development Director, said this ordinance is to allow the Mayor, Commissioners, and other Boards to have contact with the public on quasi-judicial matters. He stated the Florida statute is specific on what has to happen when disclosing ex parte communications. However, upon review of the Land Development Code it was discovered a strict prohibition of ex parte communication. This ordinance brings the Land Development Code consistent with the statute and procedures required.

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

MOTION by Commissioner Bankson and seconded by Commissioner Becker to approve Ordinance No. 2503 at First Reading and carry it over for a Second Reading. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Dean, Velazquez, Becker, and Bankson voting aye.

7. **Ordinance No. 2504 – First Reading – Land Development Code – Building Heights –**
The City Clerk read the title as follows:

ORDINANCE NO. 2504

AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, AMENDING THE APOPKA CODE OF ORDINANCES, PART III, LAND DEVELOPMENT CODE TO ALLOW BUILDING HEIGHTS IN EXCESS OF 35 FEET WHEN EXPRESSLY PERMITTED BY SPECIAL EXCEPTION OR PLANNED UNIT DEVELOPMENT, PROVIDING FOR EXCEPTIONS AND PROVIDING CRITERIA; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Mr. Reggentin said this ordinance amends the Land Development Code with regards to the 35-foot height limitation. He stated as fire codes and building codes have been improved, buildings are much safer now and it is not a necessity to have this building height restriction. More importantly, some developments were lost due to this requirement and the necessity for them to go through the PUD process in order to have an exception and this led to a lost opportunity from an economic development standpoint. This ordinance proposes a special exception for height as long as certain criteria is met. He advised both Planning Commission and the DRC recommend approval.

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 Becker to approve Ordinance No. 2504 at First Reading and carry it over for a Second Reading. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Dean, Velazquez, Becker, and Bankson voting aye.

8. **Ordinance No. 2509 – First Reading – Code of Ordinances, “Peddlers and Solicitors” –**
The City Clerk read the title as follows:

ORDINANCE NO. 2509

AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, AMENDING THE CODE OF ORDINANCES, CHAPTER 62, PEDDLERS AND SOLICITORS; EMPOWERING THE CITY ADMINISTRATOR OR HIS OR HER DESIGNEE TO ADMINISTER PROVISIONS REGARDING PERMITTING OF PEDDLERS AND SOLICITORS; AND PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE.

Mr. Reggentin said this was based upon concerns from staff and City Council, stating these are currently required to go through Development Review Committee and then to Council for approval. He advised DRC thoroughly reviews these and make sure they are cleared and licensed. This is providing for this process to be handled administratively with all of the requirements remaining the same.

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

MOTION by Commissioner Becker and seconded by Commissioner Bankson to approve Ordinance No. 2509 at First Reading and carry it over for a Second Reading. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Dean, Velazquez, Becker, and Bankson voting aye.

9. **Ordinance No. 2510 – First Reading – Code of Ordinances, “Business Tax Receipts” –**
The City Clerk read the title as follows:

ORDINANCE NO. 2510

AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, AMENDING CHAPTER 74, ARTICLE IV, SECTION 74-104 OF THE CITY OF APOPKA CODE OF ORDINANCES PERTAINING TO “VEHICLES FOR HIRE” BY REMOVING LANGUAGE INDICATING THAT CITY COUNCIL APPROVAL IS REQUIRED FOR DRIVERS; AND PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Mr. Reggentin said this again is providing for an administrative process doing away with the need to bring it before Council.

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 approve Ordinance No. 2510 at First Reading and carry it over for a Second Reading. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Dean, Velazquez, Becker, and Bankson voting aye.

10. **Ordinance No. 2511 – First Reading – Code of Ordinances, “Vehicles for Hire” –** The City Clerk read the title as follows:

ORDINANCE NO. 2511

AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, VACATING AND DELETING THE PROVISIONS OF CHAPTER 86 OF THE CITY CODE OF ORDINANCES AS CURRENTLY WRITTEN, ADOPTING NEW PROVISIONS IN SAID CHAPTER AMENDING THE PERMITTING AND REGULATIONS OF TAXICABS AND CREATING REGULATIONS FOR TRANSPORTATION SERVICES AND TRANSPORTATION NETWORK APPLICATION COMPANIES AND OPERATORS; AND PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE.

Mr. Reggentin said in reviewing this and removing the public hearing process, it was found that the vehicle for hire section of the code to be quite antiquated. This ordinance provides for all varieties of alternate transportation, breaking it down into three levels, taxicabs, limousine services, and technology driven services.

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

MOTION by Commissioner Becker and seconded by Commissioner Bankson to approve Ordinance No. 2511 at First Reading and carry it over for a Second Reading. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Dean, Velazquez, Becker, and Bankson voting aye.

CITY COUNCIL REPORTS

1. Youth Council Proposal

Commissioner Becker said during his campaign he worked to try and figure out more programs for our youth and a means to trust their voice. Researching this further he came across the Florida League of Cities packet and he also sat in on the Youth Council program at the recent Florida League of Cities Conference. He said the Proposed Purpose is: *To engage a diverse population of youth in Apopka's civic process to promote tomorrow's leaders through service learning and community involvement.* He went on to review the proposal stating it is proposed for eligible students from grades 9, 10, and 11. He suggested this be eligible to both public and private Apopka schools and home schools. He said the program would be for one year following the school calendar. He stated there would be a committee to review applications and determine acceptance into the program. He pointed out the youth council would be an advisory only component for the youth to benefit from government involvement. He inquired if there was interest or the will of the Council to provide a resource name they feel would be appropriate to be part of an exploratory or organizational committee. He requested a staff person be involved for a liaison.

Commissioner Bankson suggested it may be a good advantage to include grade 12.

Commissioner Dean commended Commissioner Becker for heading up a Youth Council and suggested it could give students incentive to do better in life.

Glenn Irby, City Administrator, cautioned labeling this group as an advisory board to the council, it would be subject to Sunshine Laws and would limit their ability to have discussions one on one and as a group.

Mayor Kilsheimer said establishing a youth council recommends the City approve a resolution establishing a youth council. He asked Mr. Irby to develop a committee of staff and one or two from the community to discuss how to establish a youth council and work on a resolution.

MAYOR'S REPORT

1. Request concerning Junior Bowling Olympian.
Mayor Kilsheimer advised the City received a letter from an Apopka resident concerning Petey Vergos being an outstanding bowler and rated number 2 Junior Bowler in the USA.

Mr. Irby said this individual is going to be in the 2017 Summer Olympics and they are asking for a sign to be erected at an entryway to the City, requesting signage of recognition for all sports. He affirmed the City has many remarkable athletes and he was not sure how to do this without leaving someone out.

City Attorney Shepard advised if the City offers a sign to a party, such as this athletic sign being requested, there are many groups within the city that may also request signage. He cautioned about this idea, stating this was the same issue as the invocation rotation recently addressed.

NOT REQUIRING ACTION

1. Apopka Youth Works Program Stats
2. Thank you letter from Wheatley Elementary for the supplies received from the Apopka School Supply Drive.

ADJOURNMENT – There being no further business the meeting adjourned at 3:20 p.m.

_____/s_____
Joseph E. Kilsheimer, Mayor

ATTEST;

_____/s_____
Linda F. Goff, City Clerk