



**APOPKA CITY COUNCIL AGENDA**  
**December 16, 2015 7:00 PM**  
**APOPKA CITY HALL COUNCIL CHAMBERS**

**CALL TO ORDER**

**INVOCATION - James Delgado with Apopka High School.**

**PLEDGE**

Please submit a "Notice of Intent to Speak card" to the City Clerk. Action may not be taken by the Council at this meeting but questions may be answered by staff or issues may be referred for appropriate staff action. If further action is necessary, the item may be placed on the agenda for further review and consideration. NOTE: Zoning or code enforcement matters which may be coming before the Board at a later date should not be discussed until such time as they come before the Board in a public hearing.

Pursuant to F.S. 286.0114, members of the public shall be given a reasonable opportunity to be heard on propositions before the City Council. Accordingly, comments, questions, and concerns regarding items listed on this agenda shall be received at the time the City Council addresses such items during this meeting. Public comments are generally limited to four minutes.

**APPROVAL OF MINUTES:**

1. City Council meeting December 2, 2015.

**PUBLIC/STAFF RECOGNITION AND ACKNOWLEDGEMENT**

Presentations:

1. Donation of \$2500 presented to James Delgado on the behalf of the Apopka High School Academic Consortium of Scholars Mayor Joe Kilsheimer
2. Recognition of the Apopka High School Bowling team on their third consecutive year winning the state championships. Mayor Joe Kilsheimer
3. Alonzo Williams Park Architectural presentation. Glenn A. Irby

**CONSENT (Action Item)**

1. Approve the Disbursement Report for the month of November, 2015.
2. Authorize a \$1,500.00 donation from Law Enforcement Trust Funds to Central Florida Crimeline.
3. Authorize a \$2,500.00 donation from Law Enforcement Trust Funds to Harbor House of Central Florida.
4. Authorize the disposal of surplus equipment/property and removal of property from the Police department's inventory.
5. Authorize the presentation of service weapon to retiring police lieutenant John McConnell.
6. Authorize the purchase of one Bus through the Florida Department of Education School Bus Contract #2015-01.
7. Public Risk Management of Florida Health Trust & ING Employee Benefits Group Disclosure Agreement.

**PUBLIC HEARINGS/ORDINANCES/RESOLUTION (Action Item)**

1. Ordinance 2467 – Second Reading – Small Scale Future Land Use Amendment David Moon
2. Ordinance 2468 – Second Reading – Quasi-Judicial - Change of Zoning David Moon
3. Ordinance 2469 – Second Reading – Small Scale Future Land Use Amendment David Moon
4. Ordinance 2470 – Second Reading – Quasi-Judicial - Change of Zoning David Moon
5. Ordinance 2471 – Second Reading – Quasi-Judicial - Change of Zoning David Moon
6. Ordinance 2466 – First Reading – Large Scale Future Land Use Amendment David Moon

**BUSINESS (Action Item)**

1. Consideration of Agreement for Sale & Purchase of Specific Property Owned by the City. Glenn A. Irby
2. Errol Estates land trade. Glenn A. Irby
3. Council
4. Public

**MAYOR'S REPORT**

**NOT REQUIRING ACTION**

1. Thank you letter to City of Apopka Recreation Department from Birchmore Group.

**ADJOURNMENT**

### MEETINGS AND UPCOMING EVENTS

DATE	TIME	EVENT
December 18, 2015	City Hall Closed 11:30am-1:30pm	Apopka City Christmas Party
December 24, 2015	City Hall Closed	Christmas Holiday
December 25, 2015	City Hall Closed	Christmas Holiday
January 1, 2016	City Hall Closed	New Year's Holiday
January 6, 2016	1:30pm -	City Council Meeting

Individuals with disabilities needing assistance to participate in any of these proceedings should contact the City Clerk at least two (2) working days in advance of the meeting date and time at (407) 703-1704. F.S. 286.0105 If a person decides to appeal any decision or recommendation made by Council with respect to any matter considered at this meeting, he will need record of the proceedings, and that for such purposes he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

*Any opening invocation that is offered before the official start of the Council meeting shall be the voluntary offering of a private person, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the City Council or the city staff, and the City is not allowed by law to endorse the religious or non-religious beliefs or views of such speaker. Persons in attendance at the City Council meeting are invited to stand during the opening ceremony. However, such invitation shall not be construed as a demand, order, or any other type of command. No person in attendance at the meeting shall be required to participate in any opening invocation that is offered or to participate in the Pledge of Allegiance. You may remain seated within the City Council Chambers or exit the City Council Chambers and return upon completion of the opening invocation and/or Pledge of Allegiance if you do not wish to participate in or witness the opening invocation and/or the recitation of the Pledge of Allegiance.*

**Backup material for agenda item:**

1. City Council meeting December 2, 2015.

## CITY OF APOPKA

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### Minutes of the regular City Council meeting held on December 2, 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  
City Attorney Cliff Shepard  
City Administrator Glenn Irby

**PRESS PRESENT:** John Peery - The Apopka Chief  
Bethany Rodgers, Orlando Sentinel

### **APPROVAL OF MINUTES:**

1. City Council meeting November 18, 2015.

**MOTION by Commissioner Ruth, and seconded by Commissioner Velazquez, to approve the November 18, 2015 City Council minutes. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.**

### **PUBLIC/STAFF RECOGNITION AND ACKNOWLEDGEMENT**

#### Proclamations:

1. Mayor's Proclamation, March 15, 2016, General Election – Mayor Kilsheimer read the proclamation announcing the 2016 General Election and qualifying.

#### Employee Recognition:

- **Tim Talley – Field Services/Police Department – Ten Year Service Award** - Tim began working for the City on November 7, 2005, as a Police Officer, which is his current position. Tim was not present and his award will be presented at another time.
- **Daniel Saucedo – Utility Billing/Finance Department – Ten Year Service Award** - Daniel started working for the City on November 11, 2005, as a Cashier/Customer Service Clerk for Utility Billing. On September 3, 2012, he was promoted to Customer Service Specialist, which is his current position. Daniel was not present and his award will be presented at another time.
- **Brian Bowman – Chief's Office/Fire Department – Fifteen Year Service Award** - Brian began working for the City on November 27, 2000, as a Fire Fighter. On January 2, 2001, he was reclassified to a Fire Fighter First Class. Brian was promoted on October 12, 2007, to a Fire Engineer and on April 2, 2012, he was promoted to Fire Lieutenant. This year, on May 17, 2015, he was promoted to Fire Captain, which is his current position. The Commissioners joined Mayor Kilsheimer in congratulating Brian on his years of service to the City.



- **Joseph “Joe” Leonard – Utility Restoration/Public Services – Fifteen Year Service Award** - Joe started working for the City on November 27, 2000, as a Maintenance Worker I in Grounds Maintenance. He was reclassified on July 24, 2006, to Maintenance Worker II. Joe was promoted on November 12, 2007, to Construction Foreman in Utility Restoration, which is his current position. Joe was not present and his award will be presented at another time.
- **Donald “Don” Klouse – EMS/Fire Department – Twenty Year Service Award** - Don began working for the City on November 30, 1995, as a Fire Fighter. On July 9, 1996, he was reclassified to Fire Fighter First Class. On October 30, 1998, he was promoted to Fire Engineer, which is his current position. The Commissioners joined Mayor Kilsheimer in congratulating Don on his years of service to the City.

**CONSENT (Action Item)**

1. Authorize road closures for a Christmas Parade - First UMC of Apopka
2. Rejection of Bid No. 2015-09 for a custom ambulance.
3. Purchase of real property for installation of a traffic signal.
4. Authorize purchase of two Automated Side Loader Refuse Trucks - Florida Sheriffs Association Contract.
5. Authorize purchase of one Automated Front End Loader Refuse truck - Florida Sheriffs Association Contract.
6. Authorize purchase of one Kubota M5-091 tractor - Florida Sheriffs Association Contract.
7. Department of Corrections - Inmate work squad, Contract #WS1040.
8. CH2M Hill, Inc. & Reiss Engineering - first extension of the contracts - Consulting Services for Professional Engineering.
9. Authorize the evaluation and public hearing for a proposed Brownfield designation.

**MOTION by Commissioner Ruth, and seconded by Commissioner Velazquez to approve the 9 items on the Consent Agenda. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.**

**PUBLIC HEARINGS/ORDINANCES/RESOLUTION (Action Item)**

1. Ordinance 2459 – Second Reading – Annexation. The City Clerk read the title as follows:

**ORDINANCE NO. 2459**

**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 JTD LAND AT ROGERS RD., LLC, LOCATED AT 2303 ROGERS 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 Arrowsmith, to adopt Ordinance No. 2459. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.**

2. Ordinance 2460 – Second Reading – Annexation. The City Clerk read the title as follows:

**ORDINANCE NO. 2460**

**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 HUY TRAN AND HAI ANH NGUYEN, LOCATED AT 904 SCHOPKE LESTER 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. 2460. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.**

3. Ordinance 2461 – Second Reading – Annexation. The City Clerk read the title as follows:

**ORDINANCE NO. 2461**

**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 PROPERTY INDUSTRIAL ENTERPRISES, LLC, LOCATED AT 300 WEST 2ND STREET; 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 Arrowsmith, to adopt Ordinance No. 2461. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.**

4. Ordinance 2462 – Second Reading – Annexation. The City Clerk read the title as follows:

**ORDINANCE NO. 2462**

**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 DEBRA EVANS CARGIL, LOCATED AT 202 SOUTH HAWTHORNE AVENUE; 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 Arrowsmith, to adopt Ordinance No. 2462. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.**

5. Ordinance 2463 – Second Reading – Annexation. The City Clerk read the title as follows:

**ORDINANCE NO. 2463**

**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 APOPKA CLEAR LAKE INVESTMENTS, LLC, LOCATED SOUTH OF PETERSON ROAD AND WEST OF BINION 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 Dean, to adopt Ordinance No. 2463. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.**

6. Ordinance 2464 – Second Reading - Amending Chapter 46 of the Code of Ordinances. The City Clerk read the title as follows:

**ORDINANCE NO. 2464**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF APOPKA, FLORIDA AMENDING CHAPTER 46, "FIRE PREVENTION AND PROTECTION" OF THE APOPKA MUNICIPAL CODE, BY**

**AMENDING ARTICLE III, "FIRE CODES AND STANDARDS", SECTION 46-76 TO ADOPT THE FLORIDA FIRE PREVENTION CODE (NFPA 1) AND THE LIFE SAFETY CODE (NFPA 101) BY REFERENCE; AMENDING SECTION 46-78, THE FLORIDA FIRE PREVENTION CODE, CHAPTER 13, "FIRE PROTECTION SYSTEMS", PARAGRAPH 13.3.1.2, "GENERAL"; PROVIDING FOR DIRECTIONS TO THE CITY CLERK; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR 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 adopt Ordinance No. 2464. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.**

7. Ordinance 2465 – Second Reading – Annexation. The City Clerk read the title as follows:

**ORDINANCE NO. 2465**

**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 JERRY KIRKLAND AND LANNETTE KIRKLAND, LOCATED AT 3707 ROCK SPRINGS 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 Ruth, to adopt Ordinance No. 2465. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.**

8. Ordinance 2467 – First Reading – Small Scale Future Land Use Amendment. The City Clerk read the title as follows:

**ORDINANCE NO. 2467**

**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" RURAL SETTLEMENT (0-1 DU/5 AC) TO "CITY" COMMERCIAL (0.6 FAR), FOR CERTAIN REAL PROPERTY GENERALLY LOCATED WEST OF**

**CLARCONA ROAD, SOUTH OF WEST KEENE ROAD, COMPRISING 9.4 ACRES MORE OR LESS, AND OWNED BY TECHNOLOGY PROPERTY LLC; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

David Moon, Planning Manager, said this ordinance and the following ordinance, 2468, apply to the same property and the following case is quasi-judicial. He gave a brief lead in stating the property is located on the west side of Clarcona Road and south of West Keene Road. The property is vacant and the current zoning is county planned development. The proposed development is for wholesale commercial and the applicant requests C-3 zoning. The property is 9.4 acres and qualifies as a small scale land use amendment in terms of the process. The applicant is requesting assignment of a future land use from "County" Rural Settlement to "City" Commercial and change in zoning from "County" P-D Development to "City" C-3 Commercial. He advised within the surrounding area the future land use is primarily agriculture commercial or industrial. There are some single family homes to the north and to the west is an existing trailer park, as well as to the south. He advised the Development Review Committee met and found the proposed zoning and future land use designation to be compatible with the character of the area and recommends approval. The Planning Commission met on November 10, 2015 and recommended approval of both the request for the future land use amendment change and the zoning amendment.

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. 2467 at First Reading and hold it over for a Second Reading. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.**

9. Ordinance 2468 – First Reading – Change of Zoning. The City Clerk read the title as follows:

**ORDINANCE NO. 2468**

**AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, CHANGING THE ZONING FROM "COUNTY" P-D (ZIP) TO "CITY" C-3 (WHOLESALE COMMERCIAL) (0.25 FAR) FOR CERTAIN REAL PROPERTY GENERALLY LOCATED WEST OF CLARCONA ROAD, SOUTH OF WEST KEENE ROAD, COMPRISING 9.4 ACRES MORE OR LESS, AND OWNED BY TECHNOLOGY PROPERTY LLC; PROVIDING FOR DIRECTIONS TO THE COMMUNITY DEVELOPMENT DIRECTOR, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE**

Mayor Kilsheimer advised this was a quasi-judicial hearing. The affected parties were sworn in.

Mayor Kilsheimer disclosed ex parte communications with the property owner regarding this plan and his additional plans for bringing a light manufacturing operation to the City of Apopka.

Lou Forges, Robinson Forges Realty International, said he was present to answer any questions.

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. 2468 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.**

10. Ordinance 2469 – First Reading – Small Scale Future Land Use Amendment. The City Clerk read the title as follows:

**ORDINANCE NO. 2469**

**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 PARKS/RECREATION TO INDUSTRIAL (0.6 FAR), FOR CERTAIN REAL PROPERTY GENERALLY LOCATED NORTH OF EAST CLEVELAND STREET, WEST OF SHEELER AVENUE, COMPRISING 9.95 ACRES MORE OR LESS, AND OWNED BY CITY OF APOPKA.; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

David Moon, Planning Manager, said the same property applies to this ordinance, and ordinance 2470, which is quasi-judicial. He advised the applicant is the City of Apopka and the property is located on the north side of East Cleveland Street, and west of Sheeler Avenue. He advised the current zoning is Park and Recreation. The proposed development will be light industrial and the zoning request is for I-1. The request for the future land use is Industrial. The tract size is 9.95 acres and since it is less than 10 acres, it qualifies as a small scale land use amendment. The Planning Commission recommended approval of both ordinances at their November 10, 2015. The Development Review Committee's recommendation was also to approve both ordinances. He stated the property is owned by the City and borders to the north by land that is assigned both Industrial future land use and Industrial zoning. Access to the site can occur by property owned to the west by the City, or could occur through future land acquisitions to the north. He reported the general character to the surrounding area is industrial or institutional and that land is owned by the City. The recommendation is to approve both the future land use amendment and the zoning change.

In response to Commissioner Velazquez inquiring if the City was selling or developing the property, Mayor Kilsheimer advised the City was considering selling the property for industrial use. He stated this property is not accessible to Cleveland Street and the idea of using this as a potential industrial site for the creation of jobs is an attractive possibility.

Commissioner Dean inquired what type of manufacturing, to which Mayor Kilsheimer explained the interested company manufactures cabling with an attached coupling and it is sold to the Department of Defense.

Mayor Kilsheimer opened the meeting to a public hearing.

Valynn Sala-Diakanda expressed concern with how this would help with beautification for the city. She inquired how this would help with job creation, types of jobs, and what age would be hired for these jobs.

Mayor Kilsheimer described the area this land is located stating the Public Services for the city is in this area where fleet, public works yard, and the Public Safety Training Center were all in this area. This particular parcel is a quarter of a mile off of the road to the north and not visible from the road. It is accessible through the Training Center. It is currently vacant land and will hopefully employ a minimum of 25 – 30 people and possibly as many as 100 jobs.

Shirley Perez-Pagan inquired if this is a manufacturing business currently running, would it not be possible to obtain from them what the specifics are for the industry requirements. She expressed concern regarding beautification taken out of the equation for land that was under Parks/Recreation.

Ray Shackelford said he applauds creating jobs, but stated there may be other interested companies, therefore, an RFP process should be followed.

City Attorney Shepard explained the company presented this to the City as an opportunity. The City was not trying to find a partner, which is why it did not go to RFP.

Isadora Dean said there were homes in the area and wondered if residents in that area knew there was consideration of light manufacturing in their community. She stated she would love to see a park or housing there.

Misha Corbett inquired if they were expanding and this will be a new facility, or were they moving their current facility.

Mayor Kilsheimer advised they were moving their current facility and expanding at the same time.

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

Commissioner Dean stated at one time there was land on Cleveland that was intended to be developed as affordable housing that did not occur. All amenities had been put in for this property at that time. He expressed concern regarding housing in the vicinity.

Mayor Kilsheimer reviewed the history stating this was lobbyist Richard Anderson's idea of placing this light manufacturing operation on this site and the city is following through with the suggestion. He explained these were good jobs and this was a clean business with no chemicals associated with the company.

Commissioner Arrowsmith inquired if this was a land swap, to which Mayor Kilsheimer responded in the affirmative.

Commissioner Arrowsmith said this was strictly for a zoning change at this time and the company will have to go through the site plan process and all procedures that will inform the public of the details.

**MOTION by Commissioner Arrowsmith, and seconded by Commissioner Velazquez to approve Ordinance No. 2469 at First Reading and carry it over for a Second Reading. Motion carried 4-1 with Mayor Kilsheimer, and Commissioners Arrowsmith, Velazquez, and Ruth voting aye, and Commissioner Dean voting nay.**

11. Ordinance 2470 – First Reading – Change of Zoning. The City Clerk read the title as follows:

**ORDINANCE NO. 2470**

**AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, CHANGING THE ZONING FROM PR (PARKS/RECREATION) TO I-1 (RESTRICTED INDUSTRIAL) (0.60 FAR) FOR CERTAIN REAL PROPERTY GENERALLY LOCATED NORTH OF EAST CLEVELAND STREET, WEST OF SHEELER AVENUE, COMPRISING 9.95 ACRES MORE OR LESS, AND OWNED BY CITY OF APOPKA; 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, seconded by Commissioner Velazquez to approve Ordinance No. 2470 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.**

12. Ordinance 2471 – First Reading – Change of Zoning. The City Clerk read the title as follows:

**ORDINANCE NO. 2471**

**AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, CHANGING THE ZONING FROM “COUNTY” I-4 (ZIP) AND “CITY” I-1 TO PLANNED UNIT DEVELOPMENT (PUD/I-2); FOR CERTAIN REAL PROPERTY GENERALLY LOCATED WEST OF HERMIT SMITH ROAD AND SOUTH OF HOGSHEAD ROAD, COMPRISING 19.4 ACRES MORE OR LESS, AND OWNED BY RAYNOR APOPKA LAND MANAGEMENT LLC; PROVIDING FOR DIRECTIONS TO THE COMMUNITY DEVELOPMENT DIRECTOR, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**



David Moon, Planning Manager, gave a brief lead in on this request stating the applicant is requesting to change the zoning from "County" I-4 and "City" I-1 to Planned Unit Development/Industrial. The owner of the property is Raynor Apopka Land Management, LLC, and the applicant is American Civil Engineering. This is located at the south end of Hermit Smith Road, south of Hogshead Road, and west of SR 429. The existing future land use designation is Industrial. The property is 19.4 acres. The applicant has a current business located in another city and they wish to locate to the City of Apopka at the subject site. The use and activity of the business is a mulch manufacturing operation. This requires the storage of raw materials on the outside of the buildings and the mulching equipment is also outside. To allow for those activities an I-2 zoning would be required. He stated city staff had concern that I-2 zoning would allow for other non-compatible activities that the city might not have control over at the time of a site plan application. Staff only supported a zoning change if the applicant requested plan unit development with site specific development standards and zoning standards. He affirmed that within the ordinance the only I-2 use allowed is the manufacturing of mulch and the storage of raw materials that would be used to manufacture the mulch. As a PUD they are required to provide a master plan which is part of the application. He reviewed the standards that apply to the property. Within a PUD an applicant can request special site specific development standards that differ from what is proposed in the Land Development Code. He advised that DRC and Planning Commission recommend approval of the special site specific standards that require buffering along the perimeter, but do not require a brick wall due to the character of the area. Planning Commission on November 24, 2015 recommended approval.

Commissioner Dean inquired how many homes were in this area, to which Mr. Moon advised of the number of homes and explained the future land use assigned to the property is Industrial. He advised the County zoning of I-4 is one of the most intensive industrial activities. Therefore, the PUD will limit the I-2 uses that will occur and will be less intensive of what could have occurred under the County zoning.

The affected parties were sworn in.

Mike Dinkel said he would respond to some of the questions. He stated pine bark is not natural to this area and if customers request pine bark, it is shipped in. He advised they are a 100% recycling company. They take all of the debris the City of Orlando or County bring to them and turn that material into three different products, either mulch, fuel wood for power plants, or fines which is a biodegradable plant material that turns into soil. He advised they would have 80-100 employed at this area in the \$15 - \$25 per hour range.

Mayor Kilsheimer opened the meeting to a public hearing.

Bobby Reid expressed concern regarding the possibility of fire, stating the vegetation in that entire area is dead during the winter.

Chief Bronson said they have put in fire protection and the size of piles will be limited so that they will be manageable. Also, any building over 7,500 square feet will be sprinkled.

Tenita Reid said she was not against the operation, but she too was concerned regarding spontaneous combustion.

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

**MOTION by Commissioner Ruth, and seconded by Commissioner Arrowsmith, to approve Ordinance No. 2471 at First Reading, and hold it over for a Second Reading. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.**

13. Ordinance 2472 – First Reading – PUD Master Plan. The City Clerk read the title as follows:

**ORDINANCE NO. 2472**

**AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, RESCINDING ORDINANCE NO. 2292, AND AMENDING THE PLANNED UNIT DEVELOPMENT ZONING (PUD\C-2) STANDARDS AND MASTER PLAN; FOR CERTAIN REAL PROPERTY GENERALLY LOCATED NORTH OF WEST ORANGE BLOSSOM TRAIL (U.S. HWY 441), SOUTH OF OLD DIXIE HIGHWAY, AND EAST OF ERROL PARKWAY COMPRISING 2.94 ACRES, MORE OR LESS AND OWNED BY SPIRIT SPE PORTFOLIO CA C-STORES, LLC AND/OR RACETRAC PETROLEUM, INC.; PROVIDING FOR DIRECTIONS TO THE COMMUNITY DEVELOPMENT DIRECTOR, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE**

David Moon, Planning Manager, said City Council has received a letter from the applicant requesting to continue this item to December 16, 2015, based upon their need for additional time to secure information regarding the recent sale of the property from RaceTrac to Marathon. He advised staff has requested that information be provided to the City Attorney's office. That information was inconclusive, so RaceTrac and Marathon are in the process of obtaining the necessary signatures. He advised staff believes they have had enough time to obtain the information being requested, it is suggested the public hearing be continued until January 20, 2016.

**MOTION by Commissioner Arrowsmith, and seconded by Commissioner Ruth to table the public hearing to January 20, 2015. Motion carried 4-1 with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, and Ruth voting aye and Commissioner Velazquez voting nay.**

14. Resolution 2015-25 - Reimbursements from proceeds of tax-exempt debt. The City Clerk read the title as follows:

**RESOLUTION NO. 2015-25**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF APOPKA, FLORIDA WITH RESPECT TO THE REIMBURSEMENT OF CERTAIN COSTS RELATING TO THE ACQUISITION OF VARIOUS VEHICLES**

**AND CAPITAL EQUIPMENT AND THE DESIGN, ENGINEERING AND CONSTRUCTION FO THE SEWER EXPANSION PROJECT.**

Glenn Irby, City Administrator, said the current year budget authorizes the expenditure of nearly \$13.8 million in capital equipment and projects, inclusive of the wastewater plant expansion. There are very low interest rates on borrowed funds, therefore, the proposal is a reimbursement to the coffers of the City for monies we expend during the Fiscal Year for this equipment and the projects. He affirmed, without the resolution, once the money is borrowed, we could not pay ourselves back.

Mayor Kilsheimer opened the meeting to public participation.

Aida Campbell said she did not understand these numbers and the resolution. She said she was against all these chemicals that are being brought in and the auto salvage. She stated she liked Apopka with trees and did not want all of this coming in. She would like to see a welcome sign for those coming to the city. She asked that they not vote for the salvage yard.

No one else wishing to speak, Mayor Kilsheimer closed the public participation.

MOTION by Commissioner Ruth, and seconded by Commissioner Velazquez to approve Resolution No. 2015-25 as presented. Motion carried unanimously with Mayor Kilsheimer, and Commissioners Arrowsmith, Dean, Velazquez, and Ruth voting aye.

**BUSINESS (Action Item)**

1. Preliminary Development Plan – Copart, Inc.

David Moon, Planning Manager, said Council has been provided a letter from the applicant requesting that their case be continued and not be presented to Council at the December 2, 2015 meeting. He advised because this case involves a site plan, it does not have the same advertising requirements as a zoning application or future land use amendment, therefore, Council does not need to set a specific date.

City Attorney Shepard said it was his opinion this type of project is not permitted under the Land Development Code. The applicant and his attorney are requesting the opportunity to meet with him regarding this matter.

**MOTION by Commissioner Velazquez and seconded by Commissioner Ruth to table to the end of February.**

Jose Molina expressed concerns regarding Copart Industries. He advised he had provided a handout on their locations in Florida and what they actually look like. He was of the opinion it is an eyesore and reviewed photographs of the proposed metal fencing stating you can see beyond the fence. He reviewed a number of photographs and said they are proposing damaged vehicles and it will be a salvage yard. He further stated Copart's website shows a warning of bio hazardous chemical such as antifreeze, acid, brake fluid, power steering fluid, and transmission fluid. He expressed concern of their proposing this on gravel, so, as it rains, all of this hazardous material will seep into the ground.

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

2. Council – There was no business from the Council.

3. Public

Ann Cunningham thanked the prior speaker for bringing this information. She stated they have a group on Facebook that many follow and have commented on having an Auto Zone and salvage yard in our community. She said she wonders why we are not recruiting better businesses for this community and why we continue to have minimum wage businesses, fast foods, and auto part stores on the agenda. She also inquired where the city was in regards to the visioning process and the city center project.

Mayor Kilsheimer said this can be broken down to a number of points. He advised the City of Apopka has not had a full time economic director. He stated we are hiring a new Community Development Director and part of that job description includes running an economic development program. He also advised staff was currently analyzing and negotiating a sales agreement on the city center. Staff is also negotiating and working on what is referred to as the station street district and a number of various items.

Lee Ann Belanger said the City Calendar on the website has no mention of the Development Review Committee. She inquired if there was a cutoff date for special Planning Commission meetings. She expressed concern regarding short notification of public meetings.

Clarence Knight spoke and expressed concerns regarding people speeding on Christiana where the speed limit is 30 miles per hour. He inquired if speed bumps could be placed there to slow people down.

Jay Davoll, Public Services Director, advised that the Land Development Code does not allow for speed bumps. The city has handled such issues with enforcement.

Suzanne Kidd expressed concern regarding street lights needed throughout the city. She said two weeks ago a 15 year old high school student was leaving the back of the WaWa store on his bike onto Old Dixie Highway where he was hit and later lost his life as a result. She stated the dark roads at night can be life threatening. She named several areas throughout that are lacking street lights and requested the city coordinate with the county to add street lighting.

Isadora Dean said many are in the dark with regards to what is going on in the City. She suggested a State of the City Address, stating then citizens would have an idea of what is going on and can look toward the future. Mrs. Dean also spoke of concerns where this young man was hit by a vehicle on Old Dixie Highway, as well as people who jay walk across State Road 441.

Mayor Kilsheimer advised he was working on a State of the City Address and it is anticipated to be in January.

Ray Shackelford echoed the concerns of Mrs. Kidd and Mrs. Dean. He also spoke about the commitment to upgrade Alonzo Williams Park and suggested a budget amendment be done to upgrade the park rather than waiting on grant funds. He again requested dollar amounts for expenditures be placed on the agenda so one does not have to go through the entire agenda packet to obtain this information.

**MAYOR'S REPORT** – No report.

**ADJOURNMENT** – There being no further business the meeting adjourned at 3:42 p.m.

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Joseph E. Kilsheimer, Mayor

ATTEST:

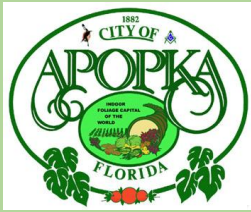
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Linda F. Goff, City Clerk

**Backup material for agenda item:**

3. Alonzo Williams Park Architectural presentation.

Glenn A. Irby



# CITY OF APOPKA CITY COUNCIL

\_\_\_ CONSENT AGENDA  
\_\_\_ PUBLIC HEARING  
\_\_\_ SPECIAL REPORTS  
  x   OTHER: Presentations

MEETING OF: December 16, 2015  
FROM: Administration  
EXHIBITS: Architectural Renderings

**SUBJECT: COMMUNITY DEVELOPMENT BLOCK GRANT [CDBG] ARCHITECT  
PRESENTATION FOR ALONZO WILLIAMS PARK COMMUNITY BUILDING**

**Request: SEE BELOW.**

**SUMMARY:**

At a recent meeting, staff was directed to contract with CH2M Hill to design a new community building for Alonzo Williams Park. This is necessary to compete for a \$750,000 CDBG to build it.

As with most, if not all grants, we are under a very tight deadline. For that reason, this staff report is only being used to alert you that a presentation by the architect will be given at the Council meeting and renderings of the interior and exterior to date will be available under separate cover no later than Monday, December 14, 2015 via an updated and posted agenda.

At the meeting you will be asked to make any changes to the plans you see fit. After the meeting the architect will final the plans, including electrical, plumbing and bid documents. He will then return for the January 6, 2016 meeting with the final plans for final approval.

**FUNDING SOURCE:**

N/A

**RECOMMENDATION ACTION:**

Listen to the presentation and make suggestions for any changes to the plans you'd like to see.

**DISTRIBUTION**

Mayor Kilsheimer  
Commissioners  
City Administrator  
Community Development Director

Finance Director  
HR Director  
IT Director  
Police Chief

Public Services Director  
Recreation Director  
City Clerk  
Fire Chief





**SITE PLAN EXHIBIT 1**  
NTS







A

B

C

D



PERSPECTIVES EXHIBIT 3

NTS

ch2m

ARCHITECTURAL  
PERSPECTIVES

ALONZO WILLIAMS PARK COMMUNITY CENTER  
APOPKA, FL  
CITY OF APOPKA

DATE	12/11/2015
PROJ	15-0000000000
DWG	15-0000000000
SHEET	1

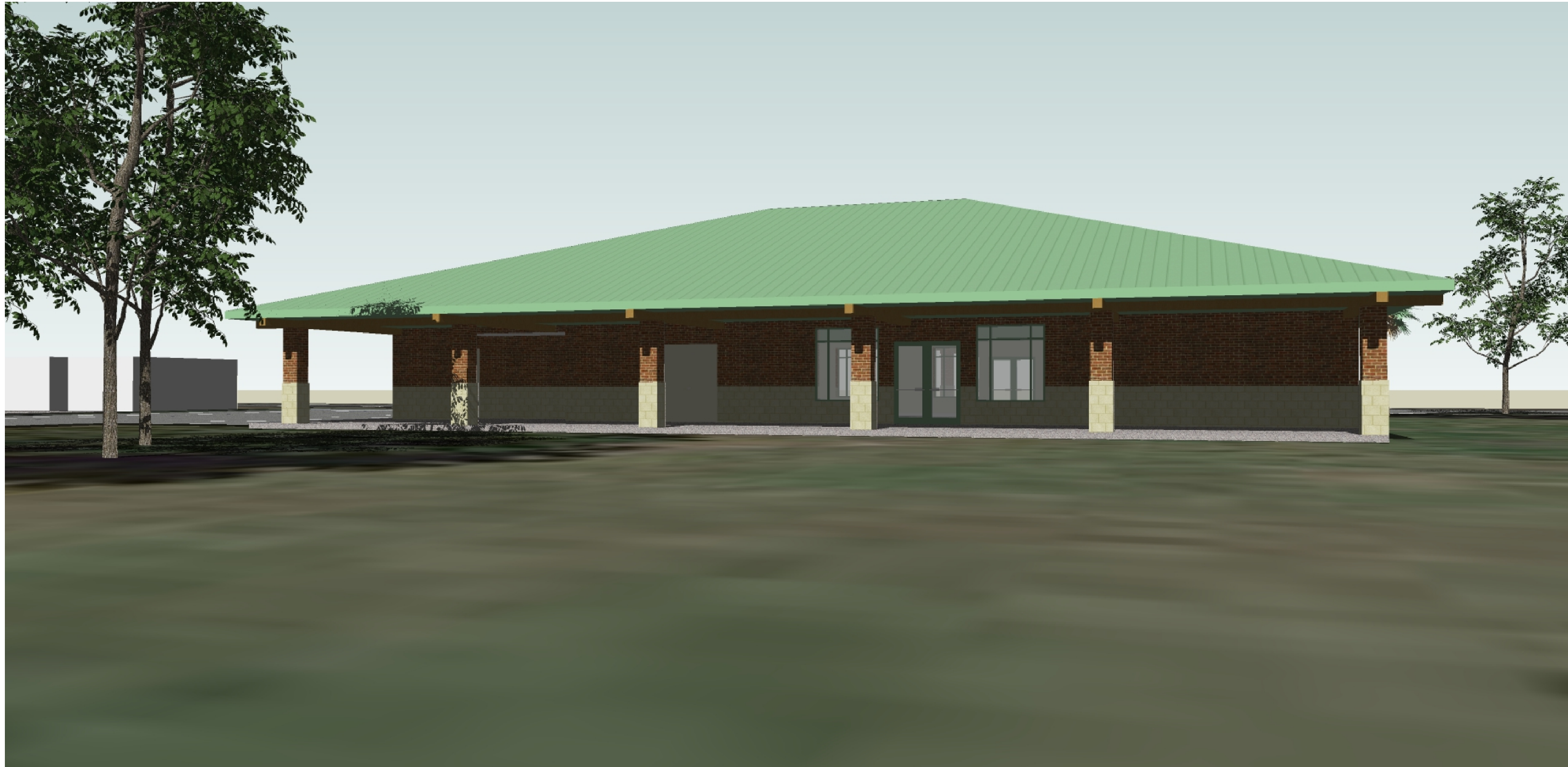


A

B

C

D



## PERSPECTIVES EXHIBIT 4

NTS

ch2m<sup>®</sup>ARCHITECTURAL  
PERSPECTIVES

ALONZO WILLIAMS PARK COMMUNITY CENTER  
APOPKA, FL  
CITY OF APOPKA

[illegible]
$$\overline{X} = X'$$

### VERIFY SCALE

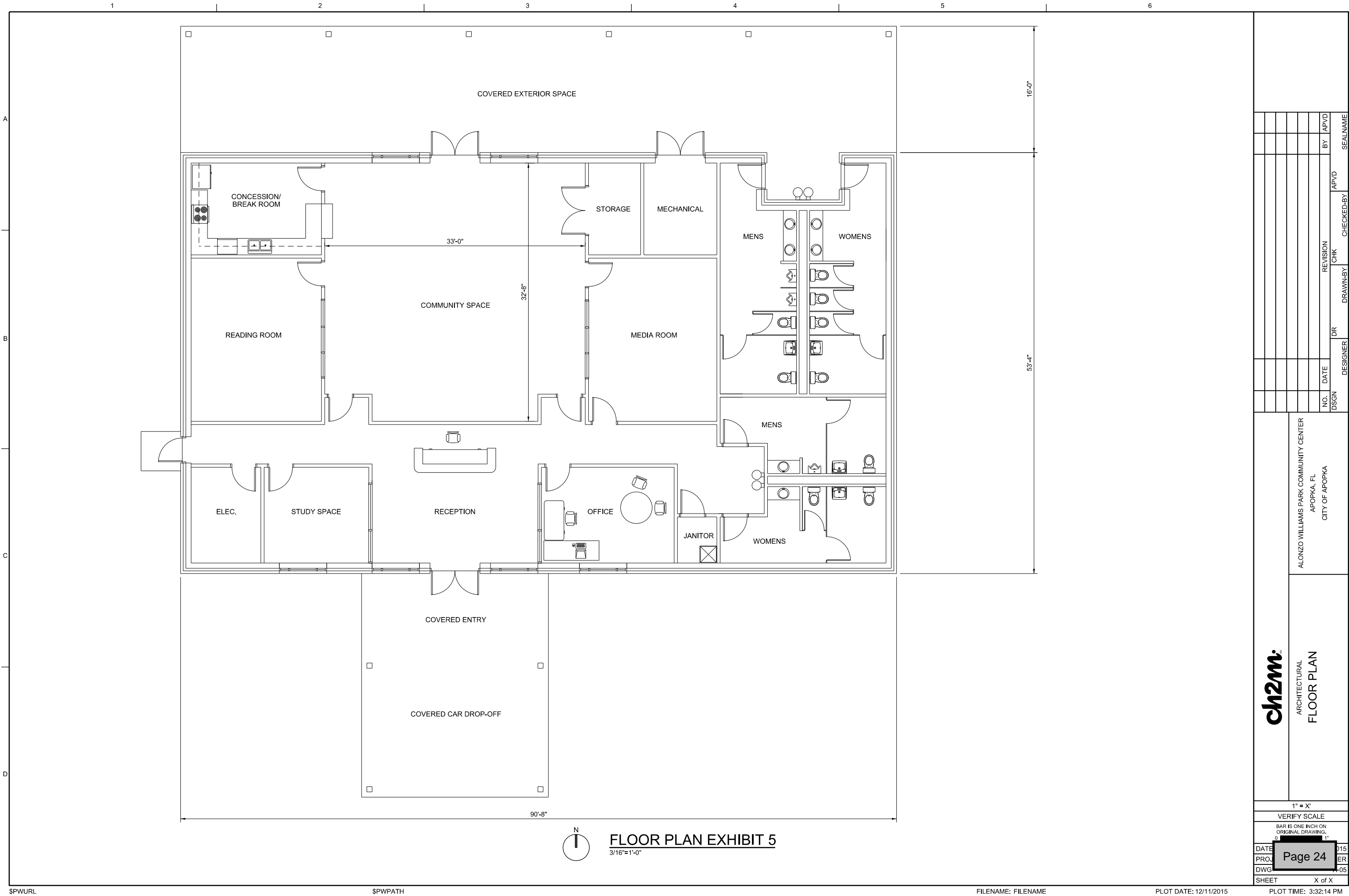
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ORIGINAL DRAWING.

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SHEET	X of X
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## SCHEMATIC

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ch2m

ARCHITECTURAL  
FLOOR PLAN

ALONZO WILLIAMS PARK COMMUNITY CENTER  
APOPKA, FL  
CITY OF APOPKA

1" = X'  
VERIFY SCALE

BAR IS ONE INCH ON  
ORIGINAL DRAWING.

DATE 015  
PROJ. 15  
DWG. 105

SHEET X of X

Page 24

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SCHEMATIC

**Backup material for agenda item:**

1. Approve the Disbursement Report for the month of November, 2015.

**CITY OF APOPKA**  
**Check Register**

Check Dates 11/01/15 thru 11/30/15, All Cash Accounts, Including Voided and Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voiced
169544	11/04/15	250.00	H885	HAITIAN AMERICAN ART NETWORK, INC.	
	Reference	Description		Amount	
	144535	Haitian American Art Network, Inc. Donation - Cmsr		250.00	
169545	11/04/15	12.00	W760	WYLLIE, NATTACHA	
	Reference	Description		Amount	
	144801	Reimburse bank fees		12.00	
169546	11/05/15	600.00	A714	ABSOLUTE IMAGE	
	Reference	Description		Amount	
	142933	Dance for Fun tee shirts Fall Session 2015		600.00	
169547	11/05/15	1,289.79	B547	BOLT SIGNS & MARKETING LLC	
	Reference	Description		Amount	
	140056	City Hall Directional Sign Update		1,084.06	
	141682	Directional Signs		205.73	
169548	11/05/15	443.50	B954	BOOKPAL LLC	
	Reference	Description		Amount	
	143759	A Ghost Tale for Christmas Time (Magic Tree House		443.50	
169549	11/05/15	81.87	C1116	COPIER CONNECTION LLC	
	Reference	Description		Amount	
	144817	Copier Monthly Maintenance		81.87	
169550	11/05/15	7,020.98	D119	DANA SAFETY SUPPLY, INC.	
	Reference	Description		Amount	
	143302	INSTALL & SUPPLY EMERGENCY EQUIP NEW FIRE F150		7,020.98	
169551	11/05/15	2,475.00	D514	DIAMOND FENCE COMPANY, INC.	
	Reference	Description		Amount	
	143446	Baseball Fence Repairs E,F,G,&H Safety issue		2,475.00	
169552	11/05/15	721.00	F507	FERRAN SERVICES & CONTRACTING, INC.	
	Reference	Description		Amount	
	144814	Emergency Repair		721.00	
169553	11/05/15	36.60	F652	FL.DEPT.OF STATE, R.A. GRAY BLDG.,	
	Reference	Description		Amount	
	137159	Microfilm Storage at State - Blanket PO		36.60	
169554	11/05/15	36.56	O576	OFFICE DEPOT, INC.	
	Reference	Description		Amount	
	144815	Copy Paper		36.56	
169555	11/05/15	400.00	O674	OFFICE OF THE PUBLIC DEFENDER	
	Reference	Description		Amount	
	144819	3rd & 4th Quarter FY		400.00	
169556	11/05/15	526.30	O86	ORANGE COUNTY BOARD OF COMMISSION	
	Reference	Description		Amount	
	144816	O.C. permits for work in the Right of Way and M.O.		526.30	
169557	11/05/15	755.97	P197	PUBLIX SUPER MARKETS, INC.	
	Reference	Description		Amount	
	143156	Birthday Party supplies -2120		97.35	

**CITY OF APOPKA**  
**Check Register**

Check Dates 11/01/15 thru 11/30/15, All Cash Accounts, Including Voided and Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voiced
	143385	Misc Drinks - Items / Manley retirement		108.27	
	143423	2 birthday Partys and for graduation for Youth Aca		155.19	
	143522	Cake - Misc Items - Swearing in ceremony		177.98	
	144821	Birthday Supplies		217.18	
169558	11/05/15	136.06	R232	RICOH USA, INC.	
	Reference	Description		Amount	
	144818	Invoice #95291874 - for billing period 9/5/15 - 10		136.06	
169559	11/05/15	99.00	R890	RTC MANUFACTURING INC	
	Reference	Description		Amount	
	143295	SENDING OUT TIME CLOCK FOR SCHOOL FLASHERS FC		99.00	
169560	11/05/15	103.00	A203	A-ABRA-KEY-DABRA LOCKSMITH SERV.,INC	
	Reference	Description		Amount	
	144602	Emergency Repair Lock- City Hall		103.00	
169561	11/05/15	2,128.08	A35	A.O.K. TIRE MART	
	Reference	Description		Amount	
	144002	MISC TIRE REPAIRS & REPLACEMENTS		2,128.08	
169562	11/05/15	1,650.00	A1026	AGRICULTURAL SERVICES INTERNATIONAL	
	Reference	Description		Amount	
	144036	Provide materials and labor to video Well #4 (JGG)		1,650.00	
169563	11/05/15	900.00	A856	ALLEN'S REFRIGERATION & AIR COND.SER'	
	Reference	Description		Amount	
	144142	Replacing and relocating the refrigerant lines for		900.00	
169564	11/05/15	3,313.28	A205	ALLIED UNIVERSAL CORPORATION	
	Reference	Description		Amount	
	144596	2,113 Gallons of Bleach for the WWTP		3,313.28	
169565	11/05/15	6,238.55	A326	AMSOIL INC./ACCOUNTS RECEIVABLE	
	Reference	Description		Amount	
	143998	STOCK AMSOIL		2,440.63	
	143999	STOCK AMSOIL		1,605.18	
	144000	STOCK AMSOIL		2,192.74	
169566	11/05/15	44,000.00	A920	ANDERSON, RICHARD	
	Reference	Description		Amount	
	144393	Lobbying Services Sept. 2015-Sept. 17, 2016		44,000.00	
169567	11/05/15	34.96	A110	APOPKA ACE HARDWARE & LUMBER INC.	
	Reference	Description		Amount	
	143991	MISC VEHICLE PARTS		34.96	
169568	11/05/15	470.00	A884	APOPKA HISTORICAL SOCIETY, INC.	
	Reference	Description		Amount	
	144842	Reimbursement of Credit Card Purchase		470.00	
169569	11/05/15	315.10	A423	AT & T MOBILITY	
	Reference	Description		Amount	
	144579	Ambulance Cell Phones		315.10	
169570	11/05/15	519.94	A945	ATLANTIC.NET	

**CITY OF APOPKA**  
**Check Register**

Check Dates 11/01/15 thru 11/30/15, All Cash Accounts, Including Voided and Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voiced
	Reference	Description			Amount
	143954	Hosted SQL Service for GIS			519.94
169571	11/05/15	1,625.00	A572	AWC INC.	
	Reference	Description			Amount
	144084	SC 6ES78701AB010YA0 Software RT S7 Modbus SLV V3.1			1,625.00
169572	11/05/15	61.00	A1043	AZZARELLO, KERRY	
	Reference	Description			Amount
	144749	To reimburse Business Tax Receipt #7840 fees			61.00
169573	11/05/15	239.40	B633	BATTERY BANK, THE	
	Reference	Description			Amount
	144465	UPS Battery Replacements			119.48
	144605	UPS Replacement Batteries			119.92
169574	11/05/15	1,491.52	B945	BEARD EQUIPMENT COMPANY	
	Reference	Description			Amount
	144215	4 Sets of 9 Blade Kit for Progressive Unit			1,491.52
169575	11/05/15	333.20	B517	BWI-APOPKA	
	Reference	Description			Amount
	144586	(1) CASE OF ROUNDUP QUICK PRO TO BE USED IN THE			333.20
169576	11/05/15	1,230.00	C730	CALICO INDUSTRIES, INC.	
	Reference	Description			Amount
	144318	Inventory items that are at reordering point			1,230.00
169577	11/05/15	372.55	C1127	CANON SOLUTIONS AMERICA, INC	
	Reference	Description			Amount
	144550	Copier Maintenance			372.55
169578	11/05/15	1,270.00	C476	CAPITAL CONTRACTORS INC.	
	Reference	Description			Amount
	144603	Cleaning Services PS-October			1,270.00
169579	11/05/15	119.84	C445	CAPITAL OFFICE PRODUCTS	
	Reference	Description			Amount
	144422	Office Supplies Fran Carlton			119.84
169580	11/05/15	513.40	C487	CAR STORE OF WEST ORANGE, INC.	
	Reference	Description			Amount
	144006	TOWING OF LARGE VEHICLES			324.40
	144409	move 320 Excavator from House Demo to shop			189.00
169581	11/05/15	120.00	C1030	CARTRIDGE CENTER INC	
	Reference	Description			Amount
	144653	Printer Cartridges -Various divisions			120.00
169582	11/05/15	45.00	C814	CENTRAL FLORIDA TRUCK ACCESSORIES	
	Reference	Description			Amount
	144588	NURF BAR PADS FOR POLICE UNIT# 111212			45.00
169583	11/05/15	399.97	C71	CERTIFIED SLINGS, INC.	
	Reference	Description			Amount
	144554	5/8 X 15' 2 leg T-T wire rope assy for instaling			399.97



**CITY OF APOPKA**  
**Check Register**

Check Dates 11/01/15 thru 11/30/15, All Cash Accounts, Including Voided and Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voiced
169584	11/05/15	1,412.47	C116	CFM DISTRIBUTING CO., INC.	
	Reference	Description			Amount
	144612	Cleaning Supplies Northwest			1,412.47
169585	11/05/15	150.00	C147	CHARYN, BONNIE R.	
	Reference	Description			Amount
	143939	Puppeteer for Halloween Event			150.00
169586	11/05/15	465.27	C437	COMPRESSED GAS SOLUTIONS, INC.	
	Reference	Description			Amount
	144104	Compressed Gas Solutions			465.27
169587	11/05/15	2,440.00	D514	DIAMOND FENCE COMPANY, INC.	
	Reference	Description			Amount
	144451	LABOR & MATERIAL TO INSTALL SECURITY GATE OPER,			2,440.00
169588	11/05/15	164.90	D38	DIRECTTV	
	Reference	Description			Amount
	144544	Satellite TV services			164.90
169589	11/05/15	150.00	D757	DJ'S UNLIMITED OF FLORIDA	
	Reference	Description			Amount
	144494	Food Truck Roundup, October 1, 2015			150.00
169590	11/05/15	2,139.15	D670	DON REID FORD	
	Reference	Description			Amount
	144021	MISC FORD PARTS			2,139.15
169591	11/05/15	442.18	D630	DON WOOD, INC.	
	Reference	Description			Amount
	144589	DRUM PUMP #1174 FOR 5W30 OIL			442.18
169592	11/05/15	1,072.74	D819	DUKE ENERGY	
	Reference	Description			Amount
	144809	Oct 2015 Electrical Charges			19.39
	144810	Oct 2015 Electrical Charges			26.39
	144833	Nov 2015 Electrical Charges			1,026.96
169593	11/05/15	116.69	E705	ECMC	
	Reference	Description			Amount
	144784	Melissa Cabrera Weekly Payment 10/31/15			116.69
169594	11/05/15	302.91	E627	ENVIRONMENTAL EXPRESS	
	Reference	Description			Amount
	144453	Clear Sterile Screwcap Vial w/Thiosulfate, 100pk			302.91
169595	11/05/15	1,701.84	E538	ENVIRONMENTAL PRODUCTS OF FLORIDA	
	Reference	Description			Amount
	144018	MAIN BROOM & SIDE BROOMS FOR STREET SWEEPERS			760.00
	144517	LONG CARBIDE STEEL RUNNER #1054267 STREET SWEI			941.84
169596	11/05/15	1,498.50	F561	FERGUSON ENTERPRISES, INC.	
	Reference	Description			Amount
	144338	Inventory items that are at reordering point			1,498.50
169597	11/05/15	23,857.65	F958	FIRE LINE EQUIPMENT, LLC	

**CITY OF APOPKA**  
**Check Register**

Check Dates 11/01/15 thru 11/30/15, All Cash Accounts, Including Voided and Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voiced
	Reference	Description			Amount
	143221	DOWN PAYMENT BEARING WORK ON TOWER 1 #150904			23,857.65
169598	11/05/15	2,376.00	F955	FIRE SMART PROMOTIONS	
	Reference	Description			Amount
	144075	FireSmart - PR and Event supplies			2,376.00
169599	11/05/15	60.69	F3	FISHER SCIENTIFIC	
	Reference	Description			Amount
	144099	Wastewater Lab Supplies			60.69
169600	11/05/15	4,890.00	F181	FLORIDA ARMATURE WORKS, INC.	
	Reference	Description			Amount
	144228	200 HP US Vertical Hollow Shaft Motor ID #G17186/5			4,890.00
169601	11/05/15	1,330.73	F132	FLORIDA CENTRAL RAILROAD	
	Reference	Description			Amount
	144413	Sewer main lease agreements			1,330.73
169602	11/05/15	300.00	F704	FLOWERS CHEMICAL LABORATORIES INC.	
	Reference	Description			Amount
	144105	Wastewater Lab Analyses			300.00
169603	11/05/15	232.01	F700	FORGE FASTENER & SUPPLY CO,	
	Reference	Description			Amount
	144024	MISC HARDWARE FOR VEHICLES			232.01
169604	11/05/15	60.00	F418	FSAWWA CONFERENCE	
	Reference	Description			Amount
	144661	3111 - Water Conservation Symposium - Jessica S.			60.00
169605	11/05/15	142.80	G742	GEMAIRE DISTRIBUTORS LLC	
	Reference	Description			Amount
	144614	Emergency A/C Repair-Harmon Tower			142.80
169606	11/05/15	27.69	G649	GLENN JOINER & SON, INC.	
	Reference	Description			Amount
	144030	MISC VEHICLE PARTS			27.69
169607	11/05/15	1,650.00	G558	GOLF SPECIALTIES , INC	
	Reference	Description			Amount
	143951	3 Loads of Clay			1,650.00
169608	11/05/15	2,721.24	G661	GRAINGER	
	Reference	Description			Amount
	144010	INVERTER / CHAGER FOR POLICE DEPT & MISC PARTS			897.08
	144236	Item #2P332; Bradley Drench Shower with Eyewasy, 3			1,272.40
	144389	8 way convertible cart 10v138			143.09
	144555	18 Volt battery			408.67
169609	11/05/15	26,109.84	H227	H D SUPPLY WATER WORKS, LTD.	
	Reference	Description			Amount
	143904	Inventory items that are at reordering point			15,500.80
	144260	Inventory items that are at reordering point			641.48
	144315	4' S/S Rod & pin for fire hydrant repair			148.00

**CITY OF APOPKA**  
**Check Register**

Check Dates 11/01/15 thru 11/30/15, All Cash Accounts, Including Voided and Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voiced
	144412	Materail for Qorvo INC. forcemain utility upgrade		7,618.00	
	144560	Inventory items that are at reordering point		2,201.56	
169610	11/05/15	918.00	H158	HARCROS CHEMICALS	
	Reference	Description		Amount	
	144425	Calcium Hypochlorite		918.00	
169611	11/05/15	2,145.72	H343	HD SUPPLY POWER SOLUTIONS, LTD.	
	Reference	Description		Amount	
	144196	Electrical breakers		2,145.72	
169612	11/05/15	11.54	I357	INTERNAL REVENUE SERVICE	
	Reference	Description		Amount	
	144785	Ryan McNeely Weekly Payment 10/31/15		11.54	
169613	11/05/15	3,204.00	J789	JANI- KING OF ORLANDO	
	Reference	Description		Amount	
	144615	Janitorial Services-October		3,204.00	
169614	11/05/15	344.00	L491	LAKE JEM FARMS INC.	
	Reference	Description		Amount	
	144421	(5) PALLETS OF BAHIA SOD TO RESTORE PROPERTIES		344.00	
169615	11/05/15	11,549.25	L25	LINA	
	Reference	Description		Amount	
	144835	Nov'15 Life Insurance & LTD		11,549.25	
169616	11/05/15	11,479.36	L25	LINA	
	Reference	Description		Amount	
	144838	Oct'15 Life Insurance & LTD		11,479.36	
169617	11/05/15	977.08	S112	LOUIS E. SNYDER	
	Reference	Description		Amount	
	144553	REBUILD FORK CYLINDER UNIT# 221068		977.08	
169618	11/05/15	240.00	M1023	MEDICAL AID SUPPLY HOUSE	
	Reference	Description		Amount	
	144210	10 Cases 6 x 9 Instant Cold Packs		240.00	
169619	11/05/15	1,685.90	M568	MERCER PEST CONTROL, INC.	
	Reference	Description		Amount	
	144477	Facilities Monthly Pest-Rodent-QuarterlyTermite		1,685.90	
169620	11/05/15	1,219.00	M313	MILLIKAN BATTERY & ELECTRIC	
	Reference	Description		Amount	
	144027	STOCK BATTERIES & ALTERNATORS		1,219.00	
169621	11/05/15	93.60	M635	MORGANELLI & ASSOCIATES	
	Reference	Description		Amount	
	144237	STOCK STROBE FOR FIRE TRUCKS		93.60	
169622	11/05/15	1,579.50	M659	MULLINAX FORD	
	Reference	Description		Amount	
	144028	MISC FORD REPAIRS		1,579.50	
169623	11/05/15	23,700.00	N701	NETXFOLIO	
	Reference	Description		Amount	

**CITY OF APOPKA**  
**Check Register**

Check Dates 11/01/15 thru 11/30/15, All Cash Accounts, Including Voided and Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voided
	142761	NETWORK MIGRATION			23,700.00
169624	11/05/15	1,789.74	N974	NEW DIRECTIONS	
	Reference	Description			Amount
	144836	Employee Assistance Program OCT15-DEC15			1,789.74
169625	11/05/15	2,373.28	N667	NEXTRAN TRUCK CENTER - ORLANDO	
	Reference	Description			Amount
	143987	STOCK FIRE EXTINGUISHERS & SEALS			693.38
	144038	MISC MACK PARTS			1,679.90
169626	11/05/15	4,499.99	N578	NORTHERN TOOL & EQUIP. CO.	
	Reference	Description			Amount
	143884	NORTHSTAR GAS POWERED HOT WATER PRESSURE V			4,499.99
169627	11/05/15	40.37	O94	OFFICE DEPOT	
	Reference	Description			Amount
	143969	3161 Office Supplies			40.37
169628	11/05/15	1,120.00	O650	ORLANDO BUSINESS TELEPHONE SYSTEM	
	Reference	Description			Amount
	144115	Voicemail Attendant Programming & Licenses			1,120.00
169629	11/05/15	1,520.93	O526	ORLANDO DODGE INC.	
	Reference	Description			Amount
	144020	MISC DODGE REPAIRS & PARTS			1,520.93
169630	11/05/15	464.69	O49	ORLANDO FREIGHTLINER, INC.	
	Reference	Description			Amount
	144034	MISC FREIGHTLINER PARTS			464.69
169631	11/05/15	344.50	P174	P & A GROUP, THE	
	Reference	Description			Amount
	144839	Nov 15 Flexible Spending Account			344.50
169632	11/05/15	329.94	P564	PEP BOYS - MANNY, MOE & JACK, THE	
	Reference	Description			Amount
	144043	MISC ALIGNMENTS			329.94
169633	11/05/15	1,563.09	P710	PETROLEUM TRADERS CORP.	
	Reference	Description			Amount
	144435	GAS 451 @ 1.91 & DIESEL 400 @ 1.76 FOR NORTHWEST			1,563.09
169634	11/05/15	2,310.00	P195	PIONEER MANUFACTURING CO.	
	Reference	Description			Amount
	143947	Field paint Aerosol White and Blue			2,310.00
169635	11/05/15	1,138.96	Q152	QUADMED, INC.	
	Reference	Description			Amount
	144195	EMS supplies Quadmed			1,138.96
169636	11/05/15	6,580.00	R884	R.H. SITE	
	Reference	Description			Amount
	143506	Concrete Sidewalk at BB Field and Concession Patio			6,580.00
169637	11/05/15	2,032.00	R782	RAINBOW DISTRIBUTORS USA, INC.	
	Reference	Description			Amount

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Number	Date	Amount	Vendor	Payee	Voiced
	144381	REPLACEMENT TRAFFIC LIGHT BULBS		2,032.00	
169638	11/05/15	150.00	R530	REO SERVICES, INC.	V 11/12/15
	Reference	Description		Amount	
	144590	DETAIL INTERIOR & EXTERIOR (MOLD) UNIT# 300832		150.00	
169639	11/05/15	265.64	R233	RICOH USA, INC.	
	Reference	Description		Amount	
	144592	Copier Services Oct & Nov		265.64	
169640	11/05/15	120.00	R7	RYAN BROTHERS, INC.	
	Reference	Description		Amount	
	144675	1" X 2" X 48" Marking Stakes		120.00	
169641	11/05/15	4,693.92	S136	SAFETY PRODUCTS INC	
	Reference	Description		Amount	
	143905	Inventory items that are at rerodering point		1,552.64	
	144148	Inventory items that are at reordering point		2,045.00	
	144591	Inventory items that are at reordering point		1,096.28	
169642	11/05/15	451.08	S443	SAFETY ZONE SPECIALISTS, INC.	
	Reference	Description		Amount	
	144154	Multi function headlamp XPP5458G		451.08	
169643	11/05/15	2,000.00	S521	SHELLEY'S SEPTIC TANKS	
	Reference	Description		Amount	
	144110	Shelley's Sludge Hauling		2,000.00	
169644	11/05/15	81.99	S86	SPRINT	
	Reference	Description		Amount	
	144802	Sprint for Ambulance Heart Monitors FY15-16		81.99	
169645	11/05/15	98.08	S400	STEPHENS, MARTI	
	Reference	Description		Amount	
	144787	Jared Dickey Weekly Payment 10/31/15		98.08	
169646	11/05/15	532.50	S28	SUNRISE LANDSCAPE SUPPLY, INC.	
	Reference	Description		Amount	
	144274	(20) YARDS OF RED MULCH TO FINISH LANDSCAPING A1		532.50	
169647	11/05/15	42,660.56	T767	TAMPA CRANE & BODY, INC.	
	Reference	Description		Amount	
	144051	MISC HEIL PARTS		1,879.02	
	144317	COMPLETE PYTHON ARM FOR SANITATION # 241144		20,390.77	
	144321	COMPLETE PYTHON ARM SANITATION UNIT# 241142		20,390.77	
169648	11/05/15	1,105.00	T270	TAYLORS PHARMACY	
	Reference	Description		Amount	
	144184	October EMS medications		1,105.00	
169649	11/05/15	599.00	T838	TEAMSIDELINE.COM	
	Reference	Description		Amount	
	144607	Software for Recreation scheduling		599.00	
169650	11/05/15	169.57	T156	TESSCO INCORPORATED	
	Reference	Description		Amount	

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Number	Date	Amount	Vendor	Payee	Voiced
	144014			ANTENNAS & CABLES FOR FIRE & EMS VEHICLES	169.57
169651	11/05/15	119.76	T348	TPH ACQUISITION LLLP	
	Reference	Description			Amount
	143936			Inventory items that are at reordering point	119.76
169652	11/05/15	94.95	T336	TRADEMARK PRESS SOLUTIONS INC.	
	Reference	Description			Amount
	144275			Business Cards - Police	94.95
169653	11/05/15	10,064.70	T446	TRUSTMARK VOLUNTARY BENEFIT SOLUTI	
	Reference	Description			Amount
	144834			Trustmark Insurance Oct 2015	10,064.70
169654	11/05/15	71.30	U75	U S SURPLUS SALES, INC.	
	Reference	Description			Amount
	144655			Replacement Duty Gear	71.30
169655	11/05/15	32.50	U7	UNITED WAY-HEART OF FLORIDA	
	Reference	Description			Amount
	144788			Oct'15 United Way Contribution	32.50
169656	11/05/15	30.00	U697	UNIVERSAL AMERICAN CORP	
	Reference	Description			Amount
	144748			Companies merged. Reimbursement for BTR 3977 - Ame	30.00
169657	11/05/15	2,189.13	U509	USA BLUE BOOK	
	Reference	Description			Amount
	144568			Inventory items that are at reordering point	2,189.13
169658	11/05/15	60.90	V533	VANGUARD PAPER COMPANY	
	Reference	Description			Amount
	144348			PL-D15HD Doorknob Bags; 2,000 Count Case	60.90
169659	11/05/15	6,094.78	V516	VERIZON WIRELESS	
	Reference	Description			Amount
	143955			Verizon Data Usage Police FY 15/16	3,851.52
	143956			Verizon Data Usage iPads FY 15/16	2,243.26
169660	11/05/15	415.59	V92	VERMEER SOUTHEAST SALES & SERV.INC.	
	Reference	Description			Amount
	144376			MISC VERMEER PARTS	415.59
169661	11/05/15	1,243.85	W613	WELDON PARTS-ORLANDO	
	Reference	Description			Amount
	144217			STOCK FILTERS, WIPER BLADES & BRAKES FOR PM'S	1,103.97
	144397			HEIGHT ADJUSTMENT VALVE & ELBOWS UNIT# 391074	139.88
169662	11/05/15	6,940.15	W540	WESCO TURF , INC.	
	Reference	Description			Amount
	143369			Pro Force Debris Blower- ST CONTRACT #760-000-10-1	6,940.15
169663	11/05/15	210.65	W759	WEST, BRITTANY	
	Reference	Description			Amount
	144750			Facility Use Deposit Refund	210.65
169664	11/05/15	1,515.00	W758	WIN-911 SOFTWARE	

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Number	Date	Amount	Vendor	Payee	Voiced
	Reference	Description			Amount
	144230	Win-911 Pro Upgrade			1,515.00
169665	11/05/15	1,492.00	X18	XYLEM WATER SOLUTIONS USA, INC.	
	Reference	Description			Amount
	144193	4 X 4 Elbow Connection			1,492.00
169666	11/05/15	1,185.88	Y43	YOURIDGUARD, INC.	
	Reference	Description			Amount
	144837	Lifelock October 2015			1,185.88
169667	11/05/15	4,636.00	Z58	ZATINIC SERVICES INC	
	Reference	Description			Amount
	144138	Pressure Wash/Paint 405 S. Park Avenue (Dorfman)			1,102.00
	144144	Pressure wash, seal cracks & stucco, prep/paint do			3,534.00
169668	11/05/15	904.00	J224	ZERO WASTE USA INC.	
	Reference	Description			Amount
	144423	Dog Park Bags			904.00
169669	11/12/15	1,519.79	G166	GRAPHIC SOURCE OF CENTRAL FLORIDA L	
	Reference	Description			Amount
	144519	Striping of new ambulance			1,519.79
169670	11/12/15	271.87	A610	AIR LIQUIDE HEALTHCARE AMERICA	
	Reference	Description			Amount
	145002	EMS oxygen and cylinder rentals			271.87
169671	11/12/15	1,526.76	B857	BRAVERY BADGE, LLC	
	Reference	Description			Amount
	141908	Bravery Badge - Uniform Items			1,526.76
169672	11/12/15	35.00	C961	CENTURYLINK	
	Reference	Description			Amount
	144999	Sep'15 Airport Payhone Charges			35.00
169673	11/12/15	7,017.25	C215	CPH, INC.	
	Reference	Description			Amount
	142402	Structural evaluation, three dimensional scanning			7,017.25
169674	11/12/15	8,898.98	D199	DEPT. OF BUSINESS & PROF. REGULATION	
	Reference	Description			Amount
	145004	Quarterly Surcharge ending September 30, 2015			8,898.98
169675	11/12/15	9,200.00	D734	DILLER BROWN & ASSOC INC	
	Reference	Description			Amount
	143792	2 Auma Actuators for automatic diversion valves			9,200.00
169676	11/12/15	66,699.50	L352	LEXIS NEXIS	
	Reference	Description			Amount
	143246	E-Citation Software			66,699.50
169677	11/12/15	391.50	M538	MAHONEY ICE EQUIPMENT	
	Reference	Description			Amount
	145000	Ice Machine Repair - KM - 150BAF Machine not runni			391.50
169678	11/12/15	11.70	U15	UNITED PARCEL SERVICE	

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Number	Date	Amount	Vendor	Payee	Voiced
	Reference	Description			Amount
	145013	PS Freight Charges			11.70
169679	11/12/15	240.00	A963	A & M FIRE AND SAFETY EQUIPMENT, LLC	
	Reference	Description			Amount
	144626	two fire extinguishers for airport fuel pumps			240.00
169680	11/12/15	68.02	A1024	ADVANCE AUTO PARTS	
	Reference	Description			Amount
	143994	STOCK VEHICLE PARTS			68.02
169681	11/12/15	3,171.20	A205	ALLIED UNIVERSAL CORPORATION	
	Reference	Description			Amount
	144772	809 Gallons of Bleach for the PR WTP			3,171.20
169682	11/12/15	1,007.99	A422	AMERICAN MESSAGING	
	Reference	Description			Amount
	144478	American Messaging (Open PO)			1,007.99
169683	11/12/15	659.40	A28	AMERICAN WIRE & TERMINAL	
	Reference	Description			Amount
	144463	Wire & wire connectors for street lights			659.40
169684	11/12/15	720.00	A51	APOPKA AUTO UPHOLSTERY	
	Reference	Description			Amount
	144004	MISC SEAT REPAIRS			720.00
169685	11/12/15	1,275.75	A15	APOPKA CHIEF, THE	
	Reference	Description			Amount
	144864	PHN - PUD Amend/Annex 2015 Cycle #3			189.00
	144925	Public Hearing Notices for Annex, FLU, & Zoning			1,086.75
169686	11/12/15	150.00	A999	ARB PRODUCTIONS INC	
	Reference	Description			Amount
	144840	Entertainment DJ Band			150.00
169687	11/12/15	707.40	A971	AUTONATION CHEVROLET WEST COLONIA	
	Reference	Description			Amount
	144005	MISC CHEVROLET REPAIRS			707.40
169688	11/12/15	133.44	B119	B&H PHOTO VIDEO	
	Reference	Description			Amount
	144533	Replacement HL10 Handset Lifters			133.44
169689	11/12/15	378.60	B515	BATTERIES PLUS	
	Reference	Description			Amount
	144739	Inventory items that are at reordering point			378.60
169690	11/12/15	465.05	B848	BLUETARP FINANCIAL INC	
	Reference	Description			Amount
	144673	Inventory items that are at reordering point			465.05
169691	11/12/15	130.00	B682	BOAF	
	Reference	Description			Amount
	144860	Fundmntls of I-Codes for Permit Technicians Class			130.00
169692	11/12/15	2,912.73	B172	BOUND TREE MEDICAL, LLC.	



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Number	Date	Amount	Vendor	Payee	Voiced
	Reference	Description		Amount	
	144755	Blanket PO - EMS supplies Boundtree		2,912.73	
169693	11/12/15	23,785.00	B517	BWI-APOPKA	
	Reference	Description		Amount	
	144737	22,000 lbs of Perennial Rye Seed		23,785.00	
169694	11/12/15	14.63	C1127	CANON SOLUTIONS AMERICA, INC	
	Reference	Description		Amount	
	144329	Water Plants Annual Copier Maintenance IR 1025 Sup		14.63	
169695	11/12/15	771.76	C445	CAPITAL OFFICE PRODUCTS	
	Reference	Description		Amount	
	144761	Office Supplies Northwest/ Fran Carlton		771.76	
169696	11/12/15	138.34	C71	CERTIFIED SLINGS, INC.	
	Reference	Description		Amount	
	144617	5/8" X 15' cable sling		138.34	
169697	11/12/15	1,079.00	C886	CITY ELECTRIC SUPPLY CO.	
	Reference	Description		Amount	
	143860	Contactors and 30 amp Breaker/ Lightning repair		1,079.00	
169698	11/12/15	234.50	C341	CROWN SHREDDING, LLC	
	Reference	Description		Amount	
	143981	3161 Records Management		109.50	
	144388	Shredding Services Contract		125.00	
169699	11/12/15	1,019.39	D664	DELL MARKETING L.P.	
	Reference	Description		Amount	
	144577	Computer for PD Access Card Control		1,019.39	
169700	11/12/15	1,690.00	D316	DESERT DIAMOND INDUSTRIES, LLC	
	Reference	Description		Amount	
	144658	20" Diamond blade for concrete		1,690.00	
169701	11/12/15	43.45	D853	DOWNTOWN RESEARCH & DEVELOPMENT	
	Reference	Description		Amount	
	144492	Creative Community Builder's Handbook - D. Moon		43.45	
169702	11/12/15	0.00	D819	DUKE ENERGY	V 11/12/15
169703	11/12/15	0.00	D819	DUKE ENERGY	V 11/12/15
169704	11/12/15	0.00	D819	DUKE ENERGY	V 11/12/15
169705	11/12/15	0.00	D819	DUKE ENERGY	V 11/12/15
169706	11/12/15	0.00	D819	DUKE ENERGY	V 11/12/15
169707	11/12/15	0.00	D819	DUKE ENERGY	V 11/12/15
169708	11/12/15	0.00	D819	DUKE ENERGY	V 11/12/15
169709	11/12/15	0.00	D819	DUKE ENERGY	V 11/12/15
169710	11/12/15	80,024.22	D819	DUKE ENERGY	
	Reference	Description		Amount	
	144992	Nov 2015 Electrical Charges		26,909.95	
	144986	Oct 2015 Electrical Charges		11,085.90	
	144987	Nov 2015 Electrical Charges		0.00	
	144987	Nov 2015 Electrical Charges		14,009.82	

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Number	Date	Amount	Vendor	Payee	Voiced
	144988	Nov 2015 Electrical Charges			0.00
	144988	Nov 2015 Electrical Charges			0.00
	144988	Nov 2015 Electrical Charges			28,018.55
	144992	Nov 2015 Electrical Charges			0.00
	144992	Nov 2015 Electrical Charges			0.00
169711	11/12/15	3,824.00	E709	ECIVIS, INC.	
	Reference	Description			Amount
	144752	Grant Management System Software			3,824.00
169712	11/12/15	116.69	E705	ECMC	
	Reference	Description			Amount
	144920	Melissa Cabrera Weekly Payment 11/07/15			116.69
169713	11/12/15	716.80	E696	EVAULT, INC	
	Reference	Description			Amount
	144347	Monthly Cloud Service for PD Body Camera Data			716.80
169714	11/12/15	23,064.00	E690	EVOQUA WATER TECHNOLOGIES LLC	
	Reference	Description			Amount
	144136	L.S. 25 and Vick Rd. needs peroxide for odor contr			7,410.00
	144153	L.S.50,51 Binion Rd. needs Bioxide for Odor contro			4,708.00
	144489	L.S.17,60,77 Odor Scrubber Recurring lease			6,870.00
	145015	L.S.17, 60, 77 Odor Scrubbers recurring lease			4,076.00
169715	11/12/15	4.92	F22	FEDEX	
	Reference	Description			Amount
	144779	Shipping charges for PC packet to City Attorney			4.92
169716	11/12/15	1,063.90	F561	FERGUSON ENTERPRISES, INC.	
	Reference	Description			Amount
	144194	Manhole reisers { city wide }			1,063.90
169717	11/12/15	473.30	F958	FIRE LINE EQUIPMENT, LLC	
	Reference	Description			Amount
	144131	MISC FIRE TRUCK PARTS			473.30
169718	11/12/15	186.50	F428	FIRETRONICS EXTINGUISHERS, INC.	
	Reference	Description			Amount
	144728	MISC REPAIRS & REPLEMENTS TO FIRE EXT FOR POLIC			186.50
169719	11/12/15	21,088.69	F424	FLORIDA COMBINED LIFE	
	Reference	Description			Amount
	145023	BCBS Blue Dental Nov 2015			21,088.69
169720	11/12/15	2,107.65	F430	FLORIDA ELECTRIC MOTOR SERVICE	
	Reference	Description			Amount
	144340	Rewind and Rebuild Blower Motor #2			2,107.65
169721	11/12/15	50.00	F326	FLORIDA IRRIGATION SOCIETY,INC.	
	Reference	Description			Amount
	144717	Annual Membership FL IRRIGATION SOC - J. Schilling			50.00
169722	11/12/15	1,475.40	F909	FLORIDA SAFETY SYSTEMS, LLC	
	Reference	Description			Amount

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Number	Date	Amount	Vendor	Payee	Voiced
	144480	Facility Monitoring Services			1,235.40
	145019	VFW Annual Hood System Test & Inspection Annual Fi			240.00
169723	11/12/15	79.73	F320	FUNKE, KRISTI	
	Reference	Description			Amount
	144859	Health insurance deductible reimbursement - dep			79.73
169724	11/12/15	34.33	G715	GOLD NUGGET DBA	
	Reference	Description			Amount
	144276	Replacement Uniforms			34.33
169725	11/12/15	2,986.00	G661	GRAINGER	
	Reference	Description			Amount
	144567	clay spade			2,499.79
	144580	15/16" X 1/2" Drive socket			378.39
	144601	Exit light battery			107.82
169726	11/12/15	90.96	G40	GRAYBAR	
	Reference	Description			Amount
	144206	Multimode LC/LC Fiber Cable - 200 ft			90.96
169727	11/12/15	165.94	G15	GROENEVELD	
	Reference	Description			Amount
	144462	STRAIGHT GREASE SWIVEL FOR AUTOMATED GREASE			165.94
169728	11/12/15	8,585.35	H227	H D SUPPLY WATER WORKS, LTD.	
	Reference	Description			Amount
	143906	Inventory items that are at reordering point			7,460.35
	144255	Sensus 3096+ Touchreader			1,125.00
169729	11/12/15	310.00	I136	INSTITUTE OF TRANSPORT.ENGINEERS	
	Reference	Description			Amount
	144927	2016 Annual ITE Membership dues - Jay Davoll			310.00
169730	11/12/15	11.54	I357	INTERNAL REVENUE SERVICE	
	Reference	Description			Amount
	144919	Ryan McNeely Weekly Payment 11/7/15			11.54
169731	11/12/15	34.01	J801	JPMORGAN CHASE BANK, N.A.	
	Reference	Description			Amount
	144449	Subpeona Charges			34.01
169732	11/12/15	45.00	K616	K & K GLASS INC	
	Reference	Description			Amount
	143983	WINDSHIELD REPAIR UNIT# 111255			45.00
169733	11/12/15	1,854.37	K622	KAMAN INDUSTRIAL TECHNOLOGIES CORP	
	Reference	Description			Amount
	144192	Phase monitors & float ball for L/S 2, 64 ,51 & 64			1,854.37
169734	11/12/15	2,000.00	L491	LAKE JEM FARMS INC.	
	Reference	Description			Amount
	144392	(20) PALLET OF BAHIA SOD (8000 FT.) TO BE INSTALLE			2,000.00
169735	11/12/15	2,464.71	L763	LAKE TIRE & AUTO	
	Reference	Description			Amount

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Number	Date	Amount	Vendor	Payee	Voiced
	144452	STOCK TIRES			2,464.71
169736	11/12/15	31.95	L765	LAMANNA, KELLY	
	Reference	Description			Amount
	144984	Refund for small pavillion rental due to child bei			31.95
169737	11/12/15	210.71	L626	LOWE'S	
	Reference	Description			Amount
	143300	1 tube Liquid Nails adhesive #44906			210.71
169738	11/12/15	5,975.00	L595	LUKE TRANSPORTATION ENGINEER CONSL	
	Reference	Description			Amount
	144204	Update 2015 Concurrency Management System (CMS)			5,975.00
169739	11/12/15	1,908.90	M890	MCCi, LLC	
	Reference	Description			Amount
	144805	Annual Laserfiche Support Renewal			1,908.90
169740	11/12/15	1,259.86	M298	MJ ALTMAN COMPANIES, INC.	
	Reference	Description			Amount
	144886	Fees due on collections			1,259.86
169741	11/12/15	115.20	M635	MORGANELLI & ASSOCIATES	
	Reference	Description			Amount
	144468	REPLACEMENT STROBE & END CAPS FOR LIGHT BAR			115.20
169742	11/12/15	92,377.56	M647	MOTOROLA SOLUTIONS, INC.	
	Reference	Description			Amount
	144403	Motorola Annual Services Agreement			92,377.56
169743	11/12/15	146.80	N655	NATIONAL TRAFFIC SIGNS, INC.	
	Reference	Description			Amount
	142748	(4) Signs 9" Blade 1. Caraquet Dr. 2. Cerbuerus Dr			146.80
169744	11/12/15	4,320.00	N151	NEVERFAIL, INC./ATTN: TED GUILLEN	
	Reference	Description			Amount
	144829	Neverfail Support Renewal			4,320.00
169745	11/12/15	17,763.00	O99	ORANGE COUNTY PROPERTY APPRAISER	
	Reference	Description			Amount
	144710	NON-AD VALOREM AGREEMENT FEE			17,763.00
169746	11/12/15	218.28	O10	ORLANDO PAVING CO	
	Reference	Description			Amount
	144437	(4) TON OF ASPHALT TO RESTORE THE FOLLOWING PR			218.28
169747	11/12/15	13,909.95	P710	PETROLEUM TRADERS CORP.	
	Reference	Description			Amount
	144521	CITY WIDE GAS 7886 @ 1.77			13,909.95
169748	11/12/15	2,425.00	P612	PRO-CHEM,INC.	
	Reference	Description			Amount
	144469	Inventory items that are at reordering point			2,425.00
169749	11/12/15	223.66	P668	PUBLIC SERVICES PETTY CASH	
	Reference	Description			Amount
	144985	Public Services Petty Cash Reimbursement 11/9/2015			223.66

**CITY OF APOPKA**  
**Check Register**

Check Dates 11/01/15 thru 11/30/15, All Cash Accounts, Including Voided and Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voiced
169750	11/12/15	228.77	P197	PUBLIX SUPER MARKETS, INC.	
	Reference	Description			Amount
	144715	Birthday party and supplies for Jason Ellies			228.77
169751	11/12/15	1,427.69	Q152	QUADMED, INC.	
	Reference	Description			Amount
	144756	Blanket PO - EMS supplies Quadmed			1,427.69
169752	11/12/15	2,943.80	R884	R.H. SITE	
	Reference	Description			Amount
	143835	REMOVE AND INSTALL 56 SQ. YDS. OF DRIVEWAY LOCA			2,943.80
169753	11/12/15	4,576.00	R855	RAMSWEL, INC	
	Reference	Description			Amount
	144145	Carpet & Glue removal/Terrazo Restoration			4,576.00
169754	11/12/15	1,000.00	R804	RANDALL A. SOMERS	
	Reference	Description			Amount
	144888	Contractor Services - Airport			1,000.00
169755	11/12/15	2,698.75	R200	RAPID SYSTEMS	
	Reference	Description			Amount
	144450	PD Rapid Systems Fiber Connectivity			2,698.75
169756	11/12/15	63,430.50	R880	REISS ENGINEERING INC	
	Reference	Description			Amount
	140808	Reiss Engineering, Inc., to perform a water, sanit			63,430.50
169757	11/12/15	150.00	R894	REO'S AUTO DETAILING	
	Reference	Description			Amount
	144590	DETAIL INTERIOR & EXTERIOR (MOLD) UNIT# 300832			150.00
169758	11/12/15	126.69	R233	RICOH USA, INC.	
	Reference	Description			Amount
	144863	Copier charges - 11/12/15 - 12/11/15 for 4020/4021			126.69
169759	11/12/15	263.30	S1021	SEMINOLE SALES INC	
	Reference	Description			Amount
	144820	4 1/2" C 1/4" T6 ALUMINUM TUBE			263.30
169760	11/12/15	4,000.00	S521	SHELLEY'S SEPTIC TANKS	
	Reference	Description			Amount
	144110	Shelley's Sludge Hauling			4,000.00
169761	11/12/15	1,764.00	S1092	SOLARWINDS	
	Reference	Description			Amount
	144827	DameWare Remote Support Software			1,764.00
169762	11/12/15	123.99	S537	SOUTHERN C & E	
	Reference	Description			Amount
	144534	SCE - Flashlight repairs			123.99
169763	11/12/15	357.57	S83	SOUTHERN LOCK AND SUPPLY CO	
	Reference	Description			Amount
	144221	9/16" Locks			357.57
169764	11/12/15	40.00	S1091	SOUTHERN OIL RECOVERY INC.	

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**Check Register**

Check Dates 11/01/15 thru 11/30/15, All Cash Accounts, Including Voided and Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voiced
	Reference	Description			Amount
	144743	RECOVERY OF USED OIL			40.00
169765	11/12/15	3,127.99	S689	SPORT SUPPLY GROUP, INC.	
	Reference	Description			Amount
	143945	Euro Club Soccer Goal 6.5 x 18.5 feet			3,127.99
169766	11/12/15	98.08	S400	STEPHENS, MARTI	
	Reference	Description			Amount
	144921	Jared Dickey Weekly Payment 11/07/15			98.08
169767	11/12/15	286.96	S151	SURPLUS STEEL & SUPPLY, INC	
	Reference	Description			Amount
	144370	MISC VEHICLE PARTS			286.96
169768	11/12/15	1,505.50	T270	TAYLORS PHARMACY	
	Reference	Description			Amount
	144758	Blanket PO - EMS medications			1,505.50
169769	11/12/15	661.99	T612	TEMPLE, INC.	
	Reference	Description			Amount
	143294	SENDING OUT TRAFFIC CONTROLLER EPAC 3808M52 FC			661.99
169770	11/12/15	30,109.56	T6	TRAIL SAW & MOWER SERVICE, INC.	
	Reference	Description			Amount
	144054	MISC MOWER PARTS			1,160.20
	144775	ZERO TURN MOWERS FOR CEMETERY MAINTENANCE			14,015.00
	144776	(2) Z726 ZERO TURN KUBOTA MOWERS TO REPLACE (S			14,680.00
	144777	MATERIALS FOR INMATE CREWS			254.36
169771	11/12/15	598.40	T31	TWC DISTRIBUTORS	
	Reference	Description			Amount
	144778	Repair of Autoclave in Lab			598.40
169772	11/12/15	261.29	V516	VERIZON WIRELESS	
	Reference	Description			Amount
	143957	Verizon Data Usage Fire FY 15/16			75.08
	143958	Monthly Verizon Data Usage Admin FY 15/16			186.21
169773	11/12/15	4,800.00	V111	VIABLE SOLUTIONS INC.	
	Reference	Description			Amount
	144523	Vibe & Data CoLocation			4,800.00
169774	11/12/15	672.23	W540	WESCO TURF , INC.	
	Reference	Description			Amount
	144055	HITCH, PIN, CLEVIS ETC UNIT# 281330			672.23
169775	11/12/15	74.95	W761	WILKES, KYLE	
	Reference	Description			Amount
	144914	Office Depot - Walk to School Day Certificates			74.95
169776	11/12/15	1,064.70	Z55	ZONES, INC	
	Reference	Description			Amount
	144682	City Hall Annex Conference Room Projector Upgrade			1,064.70
169777	11/19/15	11,221.13	C177	CROSS MATCH TECHNOLOGIES, INC.	

**CITY OF APOPKA**  
**Check Register**

Check Dates 11/01/15 thru 11/30/15, All Cash Accounts, Including Voided and Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voiced
	Reference	Description			Amount
	143576	Finger Print machine			11,221.13
169778	11/19/15	20,056.52	F480	FEDEX OFFICE	
	Reference	Description			Amount
	142722	3161 Mid Month Notices			232.97
	143404	3161 Water Bill Processing			4,171.96
	143405	3161 Water Bill Processing			5,693.26
	143406	3161 Water Bill Processing			5,773.42
	143407	3161 Water Bill Processing			2,787.89
	143409	3161 Water Bill Processing			1,397.02
169779	11/19/15	8,270.01	H432	HALL-MARK FIRE APPARATUS	
	Reference	Description			Amount
	142799	REPAIRS TO DRALEY PUMP & IDLER SHAFT ENGINE 11			8,270.01
169780	11/19/15	1,852.38	O3	ORLANDO SENTINEL	
	Reference	Description			Amount
	143749	Ad for DEP Permit			571.93
	145116	Legal Advertising (Budget Summary & Tax Increase)			1,280.45
169781	11/19/15	76.87	R232	RICOH USA, INC.	
	Reference	Description			Amount
	145115	Copier Maintenance			76.87
169782	11/20/15	45.00	A963	A & M FIRE AND SAFETY EQUIPMENT, LLC	
	Reference	Description			Amount
	144955	Annual Inspection Fire Extinguishers-UCF Incubator			45.00
169783	11/20/15	1,000.68	A1035	A 2 Z GLOBAL PROMOTIONS	
	Reference	Description			Amount
	145040	A-2-Z Promo - Children T-shirts			1,000.68
169784	11/20/15	382.00	A203	A-ABRA-KEY-DABRA LOCKSMITH SERV.,INC	
	Reference	Description			Amount
	144939	Emergency repair to Purchasing Warehouse Locks			325.00
	144966	ReKey Evidence Split Door			57.00
169785	11/20/15	1,048.30	A759	A.M. LEONARD INC.	
	Reference	Description			Amount
	144740	Inventory items that are at reordering point			1,048.30
169786	11/20/15	1,750.00	A35	A.O.K. TIRE MART	
	Reference	Description			Amount
	144968	REBUILD TRANSMISSION UNIT# 191165			1,750.00
169787	11/20/15	34.74	A39	ADVANCE DRIVELINE	
	Reference	Description			Amount
	144067	UJOINTS FOR PROGRESSIVE MOWER			34.74
169788	11/20/15	3,188.48	A205	ALLIED UNIVERSAL CORPORATION	
	Reference	Description			Amount
	145011	1,884 Gallons of Bleach for the WWTP			3,188.48
169789	11/20/15	155.00	A912	ALTERNATIVE POWER SOLUTIONS, INC.	

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**Check Register**

Check Dates 11/01/15 thru 11/30/15, All Cash Accounts, Including Voided and Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voiced
	Reference	Description			Amount
	144895	Service call. Fuel system complaint			155.00
169790	11/20/15	99,612.00	A915	AMERICAN TRAFFIC SOLUTIONS, INC.	
	Reference	Description			Amount
	144278	Traffic Safety Program Fee			99,612.00
169791	11/20/15	265.53	A28	AMERICAN WIRE & TERMINAL	
	Reference	Description			Amount
	144359	MISC ELECTRICAL SUPPLIES FOR VEHICLES			265.53
169792	11/20/15	98.25	A752	ANIXTER INC.	
	Reference	Description			Amount
	144335	Replacement light bulbs for Tennis Courts NW			98.25
169793	11/20/15	657.50	A51	APOPKA AUTO UPHOLSTERY	
	Reference	Description			Amount
	144360	MISC SEAT REPAIRS FOR VEHICLES			657.50
169794	11/20/15	330.75	A15	APOPKA CHIEF, THE	
	Reference	Description			Amount
	145039	1/4 Pg ad w/map - 2013 Annex Cycle #3			330.75
169795	11/20/15	2,645.00	A309	APOPKA PLAQUE AND TROPHY	
	Reference	Description			Amount
	144765	Soccer Participation trophies FALL			2,495.00
	144967	Pistol Case Shadowbox			150.00
169796	11/20/15	622.04	A572	AWC INC.	
	Reference	Description			Amount
	144597	HC 51404453-501; Main Board DR4300			532.00
	144909	SC 6GK50050BA001AB2 Scalance XB005 Unmanaged Ethe			90.04
169797	11/20/15	897.11	B49	BRONSON, LEE	
	Reference	Description			Amount
	145041	Health insurance deductible reimbursement PY 15			897.11
169798	11/20/15	1,485.89	C1127	CANON SOLUTIONS AMERICA, INC	
	Reference	Description			Amount
	144976	Copier Maintenance			1,485.89
169799	11/20/15	1,472.74	C445	CAPITAL OFFICE PRODUCTS	
	Reference	Description			Amount
	143971	3161 Office Supplies			57.80
	144212	Paper products and supplies for all 4 fire station			942.86
	144957	PS Office Supplies			472.08
169800	11/20/15	2,400.00	C487	CAR STORE OF WEST ORANGE, INC.	
	Reference	Description			Amount
	144073	REMOVE LADDER BODY FROM CHASSIS #150904			2,400.00
169801	11/20/15	44.00	C1030	CARTRIDGE CENTER INC	
	Reference	Description			Amount
	144653	Printer Cartridges -Various divisions			44.00
169802	11/20/15	126.01	C208	CASCADE WATER SERVICES	



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Check Dates 11/01/15 thru 11/30/15, All Cash Accounts, Including Voided and Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voided
	Reference	Description		Amount	
	144941	Quarterly Monitoring- CH Chiller		126.01	
169803	11/20/15	558.00	C634	CDW GOVERNMENT, INC.	
	Reference	Description		Amount	
	144712	Meraki Access Point Licenses		558.00	
169804	11/20/15	1,907.45	C814	CENTRAL FLORIDA TRUCK ACCESSORIES	
	Reference	Description		Amount	
	143842	TOOL BOXES & SPRAY ON BED LINER NEW VEHICLE		1,767.50	
	144822	REPLACE CENTER CONSOLE UNIT# 190740		139.95	
169805	11/20/15	2,151.13	C116	CFM DISTRIBUTING CO., INC.	
	Reference	Description		Amount	
	144891	Cleaning Supplies Northwest		1,254.09	
	144892	Cleaning Supplies (Fran Carlton)		60.26	
	144893	Cleaning Supplies NORTHWEST 11-9-15		836.78	
169806	11/20/15	139.30	C750	CHALLENGER TEAMWEAR	
	Reference	Description		Amount	
	144923	Soccer uniforms for late sign ups		139.30	
169807	11/20/15	24.00	C1126	CLERK OF THE COURT, ORANGE CO	
	Reference	Description		Amount	
	144427	Filing Fees - County/Circuit Court		24.00	
169808	11/20/15	206,076.40	C1062	COLLAGE DESIGN AND CONSTRUCTION GF	
	Reference	Description		Amount	
	142329	NW Rec Complex Aquifer Storage Phase 4A		206,076.40	
169809	11/20/15	178.45	C437	COMPRESSED GAS SOLUTIONS, INC.	
	Reference	Description		Amount	
	144104	Compressed Gas Solutions		178.45	
169810	11/20/15	156.27	C1116	COPIER CONNECTION LLC	
	Reference	Description		Amount	
	144942	Monthly Maintenance Copier -Mayors Office		74.40	
	144944	PS Monthly Maintenance Copier		81.87	
169811	11/20/15	179.60	D301	DADE PAPER & BAG CO.	
	Reference	Description		Amount	
	144956	Janitorial Supplies PD		179.60	
169812	11/20/15	2,238.73	D664	DELL MARKETING L.P.	
	Reference	Description		Amount	
	144576	IT Laptops		2,238.73	
169813	11/20/15	28,748.50	D601	DEPT. OF CORRECTIONS	
	Reference	Description		Amount	
	144958	WORK SQUAD WS897 (OFFICER MURRAY) 12/28/15-3/28/		14,374.25	
	144980	WORK SQUAD WS935(OFFICER CARDONA) 12/22/15-3/21		14,374.25	
169814	11/20/15	4,038.48	D174	DIGITAL DATA TECHNOLOGIES, INC.	
	Reference	Description		Amount	
	144856	AccuGlobe Licensing/Support for November		4,038.48	

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Check Dates 11/01/15 thru 11/30/15, All Cash Accounts, Including Voided and Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voided
169815	11/20/15	699.49	D670	DON REID FORD	
	Reference	Description		Amount	
	144364	MISC FORD PARTS		699.49	
169816	11/20/15	649.65	D799	DUBSDREAD CATERING	
	Reference	Description		Amount	
	144961	Dubsdread Catering - Apopka Begins & Ends with A O		649.65	
169817	11/20/15	0.00	D819	DUKE ENERGY	V 11/20/15
169818	11/20/15	0.00	D819	DUKE ENERGY	V 11/20/15
169819	11/20/15	0.00	D819	DUKE ENERGY	V 11/20/15
169820	11/20/15	0.00	D819	DUKE ENERGY	V 11/20/15
169821	11/20/15	150,286.97	D819	DUKE ENERGY	
	Reference	Description		Amount	
	145084	Nov 2015 Electrical Charges		72,911.43	
	145086	Nov 2015 Electrical Charges		631.17	
	145081	Nov 2015 Electrical Charges		0.00	
	145081	Nov 2015 Electrical Charges		19,938.61	
	145082	Nov 2015 Electrical Charges		56,805.76	
	145084	Nov 2015 Electrical Charges		0.00	
169822	11/20/15	116.69	E705	ECMC	
	Reference	Description		Amount	
	145089	Melissa Cabrera Weekly Payment 11/14/15		116.69	
169823	11/20/15	500.00	E706	ELEGANCE CLEANING SERVICES INC.	
	Reference	Description		Amount	
	144946	Monthly Cleaning Services-Training Center		500.00	
169824	11/20/15	1,228.21	E664	EMPOWER SOFTWARE SOLUTIONS, INC.	
	Reference	Description		Amount	
	144538	Hosted Empower Time		1,228.21	
169825	11/20/15	5.03	F22	FEDEX	
	Reference	Description		Amount	
	144970	Misc Shipping charges		5.03	
169826	11/20/15	2,352.44	F136	FIFTH THIRD BANK	
	Reference	Description		Amount	
	143941	Face Painting for Halloween Event 10/30 KLNP		155.25	
	143944	Letters for Marquee in KLNP/ 7.5 ft track etc.		188.70	
	144417	Metal Folding Chairs For FCC rentals		2,008.49	
169827	11/20/15	94.90	F2	FIRE DEPARTMENT PETTY CASH FUND	
	Reference	Description		Amount	
	145127	Fire Dept Petty Cash Reimbursement		94.90	
169828	11/20/15	3,489.75	F3	FISHER SCIENTIFIC	
	Reference	Description		Amount	
	144983	Fisher - Annual SCBA recertification and testing		3,489.75	
169829	11/20/15	5,280.00	F181	FLORIDA ARMATURE WORKS, INC.	
	Reference	Description		Amount	
	144436	200 HP USVHS 447TP ID #80997087194-0001R-2 445TP 1		5,280.00	

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**Check Register**

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Number	Date	Amount	Vendor	Payee	Voiced
169830	11/20/15	968.75	F347	FLORIDA DEPARTMENT OF LAW ENFORCEMENT	
	Reference	Description		Amount	
	144159	Finger Printing Fees - City Wide		968.75	
169831	11/20/15	235.00	F790	FLORIDA DOOR SOLUTIONS INC.	
	Reference	Description		Amount	
	144936	Emergency Repair-Bay Door FS#1		235.00	
169832	11/20/15	4,540.00	F909	FLORIDA SAFETY SYSTEMS, LLC	
	Reference	Description		Amount	
	144952	Annual Test/Inspection Fire Alarm System		2,115.00	
	144953	Annual Test/Inspection Fire Sprinkler System		1,825.00	
	144954	Annual Inspection/Test Back Flow System		600.00	
169833	11/20/15	14.98	F774	FLORIDA TREND	
	Reference	Description		Amount	
	145054	Florida Trend - Subscriptions for Elected Official		14.98	
169834	11/20/15	345.00	F704	FLOWERS CHEMICAL LABORATORIES INC.	
	Reference	Description		Amount	
	144105	Wastewater Lab Analyses		345.00	
169835	11/20/15	119.88	G715	GOLD NUGGET DBA	
	Reference	Description		Amount	
	144654	Misc Replacement Uniforms		119.88	
169836	11/20/15	3,317.75	G661	GRAINGER	
	Reference	Description		Amount	
	143849	3121 - Waste Line Solenoid Coil		193.31	
	144461	Inventory items that are at reordering point		1,701.17	
	144532	Goulds 1.5 hp Centrifugal Pump		681.21	
	144745	VARIOUS SMALL TOOLS FOR FLEET & UTILITIES		742.06	
169837	11/20/15	210.00	G681	GREENLEAF COMPACTION, INC.	
	Reference	Description		Amount	
	144843	6-CY Vertical Compactor Rental at Errol.		210.00	
169838	11/20/15	20,385.58	H227	H D SUPPLY WATER WORKS, LTD.	
	Reference	Description		Amount	
	144255	Sensus 3096+ Touchreader		450.00	
	144566	Inventory items that are at reordering point		14,364.00	
	144569	1 1/4 spud wrenchs		1,023.70	
	144783	Inventory items that are at reordering point		4,547.88	
169839	11/20/15	1,632.90	H651	HARRINGTON INDUSTRIAL PLASTICS LLC	
	Reference	Description		Amount	
	144791	PVC SCH80 Parts for Bleach System Repairs		1,632.90	
169840	11/20/15	0.00	H50	HOME DEPOT CREDIT SERVICES	V 11/20/15
169841	11/20/15	1,655.93	H50	HOME DEPOT CREDIT SERVICES	
	Reference	Description		Amount	
	144730	Blanket PO for Facility Maintenance Repairs		290.58	
	139793	3111/3121 - Maintenance Supplies		7.12	

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Number	Date	Amount	Vendor	Payee	Voiced
	140666	3111 - Operating Supplies Blanket PO			113.89
	143284	Replacement Lights FS 1			44.22
	144085	Operating Supplies for the Water Plants BLANKET PO			19.90
	144106	Wastewater Maintenance Supplies			39.86
	144108	Water Plant Operating Supplies			112.00
	144226	3121 - Repairs to NRPS Exterior Door Hinges			19.15
	144244	HomeDepot - Paint Supplies			568.75
	144334	Amphitherater Electrical Supplies			440.46
169842	11/20/15	11.54	I357	INTERNAL REVENUE SERVICE	
	Reference	Description			Amount
	145088	Ryan McNeely Weekly Payment 11/14/15			11.54
169843	11/20/15	43.09	J801	JPMORGAN CHASE BANK, N.A.	
	Reference	Description			Amount
	144969	Subpeona Charges			43.09
169844	11/20/15	444.81	K620	KILSHEIMER, JOSEPH E.	
	Reference	Description			Amount
	145099	NLC Congress of Cities Conference (Nov. 3-8, 2015)			347.40
	145100	SJRWMD Speaking Opportunity - Palatka, Putnam Coun			97.41
169845	11/20/15	7,651.54	L563	LABOR READY SOUTHEAST, INC.	
	Reference	Description			Amount
	144490	Flag People for Kelly Park Rd. Ductile RWM job			2,028.60
	144844	Temp help for Sept. 28, 2015 through Oct. 2, 2015.			1,518.10
	144845	Temp help for Oct. 5 - 9, 2015.			1,518.10
	144846	Temp help for Oct. 12-19, 2015.			1,645.94
	144871	Flag People for Kelly Park Rd. ductile iron job			940.80
169846	11/20/15	3,717.44	L6	LAKE APOPKA NATURAL GAS DISTRICT	
	Reference	Description			Amount
	144486	CITY WIDE CNG FOR VEHICLE (based on last month use			3,329.67
	145059	Natural Gas Bills 9/29/15-10/29/15			387.77
169847	11/20/15	1,300.00	L491	LAKE JEM FARMS INC.	
	Reference	Description			Amount
	143301	(13) PALLETS OF BAHIA SOD INSTALLED AT THE PUBLIC			1,300.00
169848	11/20/15	184.60	L727	LIVEVIEW GPS, INC	
	Reference	Description			Amount
	144426	GPS Tracking Services			184.60
169849	11/20/15	281.90	M858	MAC PAPERS	
	Reference	Description			Amount
	144651	Copy Paper - Various Division			281.90
169850	11/20/15	540.00	M1061	MAGIC TECH INC	
	Reference	Description			Amount
	144881	Emergency Repair-A/C PD			540.00
169851	11/20/15	2,450.00	M197	MALTBY'S TREE SERVICE INC.	
	Reference	Description			Amount

**CITY OF APOPKA**  
**Check Register**

Check Dates 11/01/15 thru 11/30/15, All Cash Accounts, Including Voided and Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voiced
	144896	SUPPLY MANPOWER AND EQUIPMENT TO REMOVE VEF		2,450.00	
169852	11/20/15	1,602.00	M134	MASSEY SERVICES INC.	
	Reference	Description		Amount	
	144949	TERMITE CONTRACT - HIGHLAND MANOR & WEDDING E		1,602.00	
169853	11/20/15	4,732.00	M1065	MASTERGRAPHICS INCORPORATED	
	Reference	Description		Amount	
	144585	HP DesignJet Z5400 PS 44"		4,732.00	
169854	11/20/15	1,335.90	M568	MERCER PEST CONTROL, INC.	
	Reference	Description		Amount	
	144940	Removal of Ground Wasps-Martin Street		225.00	
	144962	Monthly Pest/Rodent Services		1,110.90	
169855	11/20/15	327.85	M1048	METROPOLIS GRAPHICS INC	
	Reference	Description		Amount	
	144861	(7) Gildan 5.4 T Style# Navy - 1M, 4L, 2XL		327.85	
169856	11/20/15	24,022.00	M814	MICHIGAN ST. PUMP & ELECTRIC MOTOR	
	Reference	Description		Amount	
	144191	L.S.80 Wekiva Run needs repair to a 69hp Pump EX		13,976.00	
	144873	L.s. 16 needs repair to a 5hp pump		2,177.00	
	144876	L.S. 74 needs repair to a 7.5hp pump		2,490.00	
	144879	L.S.96 needs repair to a 20hp pump		5,379.00	
169857	11/20/15	46,188.78	M647	MOTOROLA SOLUTIONS, INC.	
	Reference	Description		Amount	
	144403	Motorola Annual Services Agreement		46,188.78	
169858	11/20/15	21,778.33	M647	MOTOROLA SOLUTIONS, INC.	
	Reference	Description		Amount	
	144404	Motorola SUA II - Prime Site Upgrade Agreement		21,778.33	
169859	11/20/15	700.00	M15	MUNICIPAL CODE CORPORATION	
	Reference	Description		Amount	
	144385	Annual Billing		700.00	
169860	11/20/15	1,277.75	M11	MUNICIPAL EQUIPMENT COMPANY	
	Reference	Description		Amount	
	144898	Municipal - Blanket PO for PPE		1,277.75	
169861	11/20/15	183.57	M777	McMASTER CARR SUPPLY CO.	
	Reference	Description		Amount	
	144735	BROOM & HOLDER FOR HOPPER UNIT# 24-1556		183.57	
169862	11/20/15	186.75	N694	NET TRANSCRIPTS, INC	
	Reference	Description		Amount	
	144434	Transcript Services - CID/IA		186.75	
169863	11/20/15	73.73	N524	NETWORK INNOVATIONS INC.	
	Reference	Description		Amount	
	144974	Satellite Phone Services		73.73	
169864	11/20/15	25,081.25	N701	NETXFOLIO	
	Reference	Description		Amount	

**CITY OF APOPKA**  
**Check Register**

Check Dates 11/01/15 thru 11/30/15, All Cash Accounts, Including Voided and Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voiced
	142761	NETWORK MIGRATION			25,081.25
169865	11/20/15	348.16	N667	NEXTRAN TRUCK CENTER - ORLANDO	
	Reference	Description			Amount
	144862	STOCK FIRE EXTINGUISHERS			348.16
169866	11/20/15	0.00	O670	O'REILLY AUTO PARTS	V 11/20/15
169867	11/20/15	1,285.13	O670	O'REILLY AUTO PARTS	
	Reference	Description			Amount
	144033	MISC VEHICLE PARTS			992.78
	144032	STOCK VEHICLE PARTS			292.35
169868	11/20/15	166.50	O665	OCE MT DORA LLC	
	Reference	Description			Amount
	144890	Landfill charges from shop at P.S.			166.50
169869	11/20/15	0.00	O94	OFFICE DEPOT	V 11/20/15
169870	11/20/15	1,970.28	O94	OFFICE DEPOT	
	Reference	Description			Amount
	144979	Office Supplies			884.57
	143969	3161 Office Supplies			30.24
	144491	Office Supplies PS			1,055.47
169871	11/20/15	243.00	O5	ORANGE COUNTY COMPTROLLER	
	Reference	Description			Amount
	144157	Comptroller Filing Fees			243.00
169872	11/20/15	142.50	O650	ORLANDO BUSINESS TELEPHONE SYSTEM	
	Reference	Description			Amount
	143961	OBTS Emergency Phone Support			142.50
169873	11/20/15	85.27	O529	ORLANDO HOSE & FLUIDPOWER	
	Reference	Description			Amount
	144441	FITTINGS FOR MOTOR ON TOWER 1 UNIT# 150904			85.27
169874	11/20/15	91.25	O213	ORLANDO SENTINEL, THE	
	Reference	Description			Amount
	145003	Blanket PO for Advertising			91.25
169875	11/20/15	391,717.94	P258	PHYSIO-CONTROL , INC.	
	Reference	Description			Amount
	144247	8 cardiac heart monitors FEMA grant and matching			267,502.02
	144250	4 cardiac heart monitors			124,215.92
169876	11/20/15	316.76	P134	PIEDMONT ANIMAL HOSPITAL	
	Reference	Description			Amount
	144972	Canine Vet/Food fees			316.76
169877	11/20/15	1,215.00	P732	POWER PRO-TECH SERVICES, INC.	
	Reference	Description			Amount
	144948	Annual Major Inspection-Generators			1,215.00
169878	11/20/15	914.00	P503	PRO TREE KUSTOMS AND AUTO COLLISION	
	Reference	Description			Amount
	144774	REPAIR WRECK DAMAGE UNIT# 190729			914.00

**CITY OF APOPKA**  
**Check Register**

Check Dates 11/01/15 thru 11/30/15, All Cash Accounts, Including Voided and Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voiced
169879	11/20/15	1,119.95	R813	RADIO IP SOFTWARE INC	
	Reference	Description		Amount	
	145008	RadiolP Support Renewal		1,119.95	
169880	11/20/15	275.00	R827	RANDY MEANS CONSULTING	
	Reference	Description		Amount	
	144429	Traffic Safety Program Hearing Officer		275.00	
169881	11/20/15	1,838.76	R232	RICOH USA, INC.	
	Reference	Description		Amount	
	144694	Blanket PO for Lease on 3352 & 431DN		266.80	
	144698	Blanket PO for Fran Carlton Lease MP2352SP		167.74	
	144706	3612 NWRC Copier Lease & Copies per year		73.95	
	144951	PS Printer Service Agreement 2015-2016		200.10	
	145047	COPIER CHARGES -ADDL B&W AND COLOR IMAGES		1,089.92	
	145092	HR Ricoh Printing Overages - Blanket PO		11.50	
	145097	Copier useage 8/12/15-11/11/15 (4020/4021)		28.75	
169882	11/20/15	2,494.07	R549	RING POWER CORPORATION	
	Reference	Description		Amount	
	144713	HYDRAULIC BUCKET CONTROL VALVE ASSY UNIT# 3608		2,494.07	
169883	11/20/15	99.00	R890	RTC MANUFACTURING INC	
	Reference	Description		Amount	
	143537	SENDING OUT TIME CLOCK FOR SCHOOL FLASHERS FC		99.00	
169884	11/20/15	522.00	S136	SAFETY PRODUCTS INC	
	Reference	Description		Amount	
	144826	D O T Traffic cones		522.00	
169885	11/20/15	5,000.00	S521	SHELLEY'S SEPTIC TANKS	
	Reference	Description		Amount	
	144110	Shelley's Sludge Hauling		5,000.00	
169886	11/20/15	4,305.50	S1047	SHEPARD, SMITH & CASSADY, P.A.	
	Reference	Description		Amount	
	137358	City Attorney Legal Fees FY 2014-2015		4,305.50	
169887	11/20/15	5,440.50	S1047	SHEPARD, SMITH & CASSADY, P.A.	
	Reference	Description		Amount	
	144501	City Attorney Legal Fees FY 2015-2016		5,440.50	
169888	11/20/15	295.13	S86	SPRINT	
	Reference	Description		Amount	
	144428	Cell phone - Tracking Devices - Bait Car Services		295.13	
169889	11/20/15	484.14	S86	SPRINT	
	Reference	Description		Amount	
	145096	Public Services Sprint Cell Phones - Blanket PO		484.14	
169890	11/20/15	98.08	S400	STEPHENS, MARTI	
	Reference	Description		Amount	
	145090	Jared Dickey Weekly Payment 11/14/15		98.08	
169891	11/20/15	0.00	S575	SUNTRUST BANK	V 11/20/15

**CITY OF APOPKA**  
**Check Register**

Check Dates 11/01/15 thru 11/30/15, All Cash Accounts, Including Voided and Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voided
169892	11/20/15	0.00	S575	SUNTRUST BANK	V 11/20/15
169893	11/20/15	11,240.13	S575	SUNTRUST BANK	
	Reference	Description		Amount	
	144790	Required CPR instructor update/conference		735.00	
	144935	Battery - Vehicle 1233		154.49	
	145073	OFOF Tickets for Radio Stations		173.03	
	145098	FACC Fall Academy Travel Accommodations		396.00	
	143966	BrickFTP Subscription		49.00	
	143977	3161 Cashier supplies and toner for MP7001		397.20	
	144017	COMPRESSOR OIL FOR CNG TANKS AT FUEL ISLAND		1,413.06	
	144096	Office Depot - Office Supplies		265.49	
	144098	FLC Legislative Conference - Registration Fees for		1,125.00	
	144147	Ceiling Tiles for the Carroll Building Project		489.65	
	144171	Fuel - Miller		131.08	
	144180	Forensics - THI Suppleis		234.97	
	144273	Haloween Items - Public Relations		657.06	
	144286	Hotel - Holly Roell - Crime Analyst Training		474.50	
	144350	UPS Fan Replacement		36.00	
	144399	Heavenly Flan - Flan for Alma Bonebreak's 102nd Bi		14.00	
	144495	Image File - For Apopka Conasa Neighborhood Associ		25.25	
	144677	Hampton Inn - NLC Conference Nashville (Cmsr. Ruth		4,185.48	
	144678	Office Depot - Office Supplies (toner, color paper		217.71	
	144751	OFOF-Facebook Advertisement		66.16	
169894	11/20/15	23,787.51	S967	SYMETRA LIFE INSURANCE	
	Reference	Description		Amount	
	145091	Dec'15 Health Insurance		23,787.51	
169895	11/20/15	327.96	T157	TASER INTERNATIONAL, INC.	
	Reference	Description		Amount	
	144975	TASER Cartridges		327.96	
169896	11/20/15	200.00	T724	THATCHER, BRENDA	
	Reference	Description		Amount	
	145048	Facility Use Deposit Refund		200.00	
169897	11/20/15	420.00	T482	THYSSENKRUPP ELEVATOR	
	Reference	Description		Amount	
	144932	Quarterly Elevator Maintenance--CH		420.00	
169898	11/20/15	0.00	T348	TPH ACQUISITION LLLP	V 11/20/15
169899	11/20/15	1,840.17	T348	TPH ACQUISITION LLLP	
	Reference	Description		Amount	
	144786	DIESEL FUEL ADDITIVE FOR FUEL ISLAND #PM22GAL		1,469.60	
	144356	STOCK MOTORCRAFT PARTS		370.57	
169900	11/20/15	13,395.00	T812	TRACER ELECTRONICS LLC	
	Reference	Description		Amount	
	144351	Sensors & Software LMX 100 GPR CartCarrying Case (		13,395.00	
169901	11/20/15	751.00	T336	TRADEMARK PRESS SOLUTIONS INC.	



**CITY OF AOPKA**  
**Check Register**

Check Dates 11/01/15 thru 11/30/15, All Cash Accounts, Including Voided and Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voiced
	Reference	Description		Amount	
	144446	Printing - Evidence labels		751.00	
169902	11/20/15	204.46	T6	TRAIL SAW & MOWER SERVICE, INC.	
	Reference	Description		Amount	
	144515	STOCK MOWER PARTS		91.50	
	144933	(8) POLE SAW CHAINS (BLADES TO USED THROUGHOU		112.96	
169903	11/20/15	200.00	T804	TRANSUNION RISK AND ALTERNATIVE DAT.	
	Reference	Description		Amount	
	144965	Investigative Database Access		200.00	
169904	11/20/15	285.59	T31	TWC DISTRIBUTORS	
	Reference	Description		Amount	
	144107	IRRIGATION PARTS FOR PUBLIC SERVICE LANDSCAPE		119.49	
	144401	80 ft. OF 2" PVC CL200 PURPLE PIPE FOR IRRIGATION		40.43	
	144618	HUNTER BATTERYPACK INSTALL		125.67	
169905	11/20/15	650.30	U75	U S SURPLUS SALES, INC.	
	Reference	Description		Amount	
	144432	Park Ranger Uniforms		650.30	
169906	11/20/15	2,000.00	U550	U.S. POSTAL SERVICE/ACCT.36070175	
	Reference	Description		Amount	
	145094	Postage Nov'15		2,000.00	
169907	11/20/15	114.97	U203	ULINE, INC.	
	Reference	Description		Amount	
	144174	Forensics Supplies		114.97	
169908	11/20/15	655.00	U518	UNIVERSITY OF FLORIDA,TREEO CENTER	
	Reference	Description		Amount	
	144828	Water Class A Certification Review - Course 5011		655.00	
169909	11/20/15	780.16	W504	WINFIELD SOLUTIONS, LLC,	
	Reference	Description		Amount	
	144443	HERBICIDES FOR USE THROUGHOUT THE CITY		780.16	
169910	11/24/15	116.69	E705	ECMC	
	Reference	Description		Amount	
	145173	Melissa Cabrera Weekly Payment 11/21/15		116.69	
169911	11/24/15	11.54	I357	INTERNAL REVENUE SERVICE	
	Reference	Description		Amount	
	145171	Ryan McNeely Weekly Payment 11/21/15		11.54	
169912	11/24/15	0.00	P929	PUBLIC RISK MANAGEMENT OF FLORIDA	V 11/24/15
169913	11/24/15	0.00	P929	PUBLIC RISK MANAGEMENT OF FLORIDA	V 11/24/15
169914	11/24/15	419,758.00	P929	PUBLIC RISK MANAGEMENT OF FLORIDA	
	Reference	Description		Amount	
	144584	FIRST QUARTER INSURANCE PREMIUMS 2015-16		36,799.48	
	144584	FIRST QUARTER INSURANCE PREMIUMS 2015-16		319,620.48	
	144584	FIRST QUARTER INSURANCE PREMIUMS 2015-16		63,338.04	
169915	11/24/15	1,000.00	R804	RANDALL A. SOMERS	

**CITY OF APOPKA**  
**Check Register**

Check Dates 11/01/15 thru 11/30/15, All Cash Accounts, Including Voided and Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voiced
	Reference	Description			Amount
	145180	Contractor Services - Airport			1,000.00
169916	11/24/15	823.50	R785	RUTH, SAM	
	Reference	Description			Amount
	145176	NLC Congress of Cities Conference (Nov. 3-8, 2015)			823.50
169917	11/24/15	98.08	S400	STEPHENS, MARTI	
	Reference	Description			Amount
	145172	Jared Dickey Weekly Payment 11/21/15			98.08
169918	11/24/15	605.49	V578	VELAZQUEZ, DIANE	
	Reference	Description			Amount
	145177	NLC Congress of Cities Conference (Nov. 3-8, 2015)			605.49
169919	11/24/15	237.50	W45	WILLIAMS, ALONZO	
	Reference	Description			Amount
	145174	Council Retirement December 2015			237.50
Total Printed			376	Checks	2,538,530.17

**Backup material for agenda item:**

2. Authorize a \$1,500.00 donation from Law Enforcement Trust Funds to Central Florida Crimeline.



# CITY OF APOPKA CITY COUNCIL

☒ CONSENT AGENDA  
☐ PUBLIC HEARING  
☐ SPECIAL REPORTS  
☐ OTHER: \_\_\_\_\_

MEETING OF: December 16, 2015  
FROM: Police Department  
EXHIBITS: Request Memo

---

## **SUBJECT:**

**\$ 1,500.00 EXPENDITURE FROM LAW ENFORCEMENT TRUST FUNDS**

## **Request:**

**AUTHORIZE A \$ 1,500.00 DONATION FROM LAW ENFORCEMENT TRUST FUNDS TO CENTRAL FLORIDA CRIMELINE.**

---

## **SUMMARY:**

The Police Department requests City Council approval to expend funds from the Law Enforcement Trust Fund in the amount of \$ 1,500.00 to be donated to Central Florida Crime Line. Crime Line furnishes the Apopka Police Department with information on crimes, criminals, and other activity that we may otherwise be unable to obtain. Additionally, Crime Line promotes public cooperation and involvement with law enforcement and rewards such involvement, along with improving police community relations through increased public awareness. The proposed funds will assist our community by promoting Crime Line's activities within Apopka and the surrounding areas.

Law Enforcement Trust Funds may be used to support community-based programs. In accordance with trust fund rules, a local law enforcement agency may use a percentage of the total of shared monies received for the costs associated with drug abuse treatment, drug and crime prevention education, or other nonprofit community-based programs or activities that are formally approved by the chief law enforcement officer. The Apopka Police Department supports Crime Line's initiatives and these expenditures are supportive of, and consistent with, the Department's mission.

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## **FUNDING SOURCE:**

Law Enforcement Trust Fund.

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## **RECOMMENDATION ACTION:**

Authorize the Finance Department to disburse \$ 1,500.00 from the Law Enforcement Trust Fund.

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## **DISTRIBUTION**

Mayor Kilsheimer  
Commissioners  
City Administrator  
Community Development Director

Finance Director  
HR Director  
IT Director  
Police Chief

Public Services Director  
Recreation Director  
City Clerk  
Fire Chief



***City of Apopka***  
***Police Department***  
***112 E. 6<sup>th</sup> Street Apopka, Florida 32703***

**Memorandum**

Date: December 16, 2015

To: Honorable Joseph E. Kilsheimer and Commissioners

RE: LAW ENFORCEMENT TRUST FUNDS

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The Police Department requests City Council approval to expend funds from the Law Enforcement Trust Fund in the amount of \$ 1,500.00 to be donated to Central Florida Crime Line. Crime Line furnishes the Apopka Police Department with information on crimes, criminals, and other activity that we may otherwise be unable to obtain. Additionally, Crime Line promotes public cooperation and involvement with law enforcement and rewards such involvement, along with improving police community relations through increased public awareness. The proposed funds will assist our community by promoting Crime Line's activities within Apopka and the surrounding areas.

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Respectfully,

Michael McKinley  
Chief of Police

**Backup material for agenda item:**

3. Authorize a \$2,500.00 donation from Law Enforcement Trust Funds to Harbor House of Central Florida.



# CITY OF APOPKA CITY COUNCIL

☒ CONSENT AGENDA  
☐ PUBLIC HEARING  
☐ SPECIAL REPORTS  
☐ OTHER: \_\_\_\_\_

MEETING OF: December 16, 2015  
FROM: Police Department  
EXHIBITS: Request Memo

---

## **SUBJECT:**

**\$ 2,500.00 EXPENDITURE FROM LAW ENFORCEMENT TRUST FUNDS**

## **Request:**

**AUTHORIZE A \$ 2,500.00 DONATION FROM LAW ENFORCEMENT TRUST FUNDS TO HARBOR HOUSE OF CENTRAL FLORIDA.**

---

## **SUMMARY:**

The Police Department requests City Council approval to expend funds from the Law Enforcement Trust Fund in the amount of \$ 2,500.00 to be donated to Harbor House of Central Florida. Harbor House provides emergency sheltering, assistance with criminal justice processes, and provides education and support services to victims of domestic violence. The Apopka Police Department in May of 2014, collaborated with Harbor House of Central Florida to further the mission of assisting those impacted by domestic violence. Since then, Harbor House has contributed a victim advocate to the Department without cost to the City. This partnership has improved the ability of the Department and Harbor House to provide support to victims. The proposed funds will further this work within our community.

Law Enforcement Trust Funds may be used to support community-based programs. In accordance with trust fund rules, a local law enforcement agency may use a percentage of the total of shared monies received for the costs associated with drug abuse treatment, drug and crime prevention education, or other nonprofit community-based programs or activities that are formally approved by the chief law enforcement officer. The Apopka Police Department supports initiatives that protect and defend victims of domestic violence within the Apopka community. These expenditures are supportive of, and consistent with, the Department's mission.

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## **FUNDING SOURCE:**

Law Enforcement Trust Fund.

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## **RECOMMENDATION ACTION:**

Authorize the Finance Department to disburse \$ 2,500.00 from the Law Enforcement Trust Fund.

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## **DISTRIBUTION**

Mayor Kilsheimer  
Commissioners  
City Administrator  
Community Development Director

Finance Director  
HR Director  
IT Director  
Police Chief

Public Services Director  
Recreation Director  
City Clerk  
Fire Chief



***City of Apopka***  
***Police Department***  
***112 E. 6<sup>th</sup> Street Apopka, Florida 32703***

**Memorandum**

Date: December 16, 2015

To: Honorable Joseph E. Kilsheimer and Commissioners

RE: LAW ENFORCEMENT TRUST FUNDS

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The Police Department requests City Council approval to expend funds from the Law Enforcement Trust Fund in the amount of \$ 2,500.00 to be donated to Harbor House of Central Florida. Harbor House provides emergency sheltering, assistance with criminal justice processes, and provides education and support services to victims of domestic violence. The Apopka Police Department in May of 2014, collaborated with Harbor House of Central Florida to further the mission of assisting those impacted by domestic violence. Since then, Harbor House has contributed a victim advocate to the Department without cost to the City. This partnership has improved the ability of the Department and Harbor House to provide support to victims. The proposed funds will further this work within our community.

Law Enforcement Trust Funds may be used to support community-based programs. In accordance with trust fund rules, a local law enforcement agency may use a percentage of the total of shared monies received for the costs associated with drug abuse treatment, drug and crime prevention education, or other nonprofit community-based programs or activities that are formally approved by the chief law enforcement officer. The Apopka Police Department supports initiatives that protect and defend victims of domestic violence within the Apopka community. These expenditures are supportive of, and consistent with, the Department's mission.

Respectfully,

Michael McKinley  
Chief of Police



**Backup material for agenda item:**

4. Authorize the disposal of surplus equipment/property and removal of property from the Police department's inventory.



# CITY OF APOPKA CITY COUNCIL

☒ CONSENT AGENDA  
☐ PUBLIC HEARING  
☐ SPECIAL REPORTS  
☐ OTHER: \_\_\_\_\_

MEETING OF: December 16, 2015  
FROM: Police Department  
EXHIBITS: \_\_\_\_\_

---

## **SUBJECT:**

**SURPLUS PROPERTY**

## **Request:**

**AUTHORIZE THE DISPOSAL OF SURPLUS EQUIPMENT / PROPERTY AND  
REMOVAL OF PROPERTY FROM THE DEPARTMENT'S INVENTORY LIST.**

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## **SUMMARY:**

At the City Council meeting of March 4, 2015, City Council approved the expenditure of funds to replace and upgrade the police department's handguns and shotguns, along with the approval to trade in weapons to the authorized vendor to offset the purchase price. The department weapons had reached the end of their duty cycle. Through the trade-in program, the department received credit for weapons to off-set the replacement cost. Two weapons, Glock model 19s, were in inventory and were to be kept in service, however, staff has determined they can be disposed of as well. The serial numbers are CSP937US and BBF706US.

Staff requests City Council approval to dispose of these items by transferring them to SSD International, 1349 S. Orange Blossom Trail, Apopka, FL 32703, in the same manner as the other weapons.

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## **FUNDING SOURCE:**

N/A

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## **RECOMMENDATION ACTION:**

Authorize department members to dispose of said property.

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## **DISTRIBUTION**

Mayor Kilshiemer  
Commissioners  
City Administrator  
Community Development Director

Finance Director  
HR Director  
IT Director  
Police Chief

Public Services Director  
Recreation Director  
City Clerk  
Fire Chief

**Backup material for agenda item:**

5. Authorize the presentation of service weapon to retiring police lieutenant John McConnell.



# CITY OF APOPKA CITY COUNCIL

☒ CONSENT AGENDA  
☐ PUBLIC HEARING  
☐ SPECIAL REPORTS  
☐ OTHER: \_\_\_\_\_

MEETING OF: December 16, 2015  
FROM: Police Department  
EXHIBITS: \_\_\_\_\_

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## **SUBJECT:**

**PRESENTATION OF SERVICE WEAPON**

## **Request:**

**AUTHORIZE THE PRESENTATION OF SERVICE WEAPON TO RETIRING  
POLICE LIEUTENANT JOHN MCCONNELL.**

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## **SUMMARY:**

The Police Department requests City Council authorization to present retiring Police Lieutenant John McConnell his semi-automatic service weapon. The weapon is a Glock 21 Semi-Automatic Handgun Serial Number YBW918. The weapon is being presented in recognition of his 20 credited years of service to the City of Apopka and its citizens.

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## **FUNDING SOURCE:**

N/A

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## **RECOMMENDATION ACTION:**

Authorize the Police Department to present retiring Police Lieutenant John McConnell with his service weapon, in recognition of his 20 years of service to the City of Apopka and its citizens. The presentation will occur at a later date.

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## **DISTRIBUTION**

Mayor Kilsheimer  
Commissioners  
City Administrator  
Community Development Director

Finance Director  
HR Director  
IT Director  
Police Chief

Public Services  
Recreation Director  
City Clerk  
Fire Chief

**Backup material for agenda item:**

6. Authorize the purchase of one Bus through the Florida Department of Education School Bus Contract #2015-01.



# CITY OF APOPKA CITY COUNCIL

- ☒ CONSENT AGENDA
- ☐ PUBLIC HEARING
- ☐ SPECIAL HEARING
- ☐ OTHER:

MEETING OF: December 16, 2015  
FROM: Public Services  
EXHIBITS:

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**SUBJECT: PURCHASE OF A BLUE BIRD BUS FOR THE RECREATION PROGRAM AND EVENTS DIVISION**

**Request: AUTHORIZE THE PURCHASE OF ONE BLUE BIRD BUS THROUGH THE FLORIDA DEPARTMENT OF EDUCATION SCHOOL BUS CONTRACT #2015-01 IN THE AMOUNT OF \$117,305.00.**

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**SUMMARY:**

The purchase of the following Blue Bird Bus will replace Unit 39-0681, a 1990 model, which seats 52 children without wheelchairs onboard, and 48 with wheelchairs and no seatbelts and is in the worst shape mechanically and physically. The bus is white and blue. This bus is used for youth camps and senior trips. The pricing comes from the Florida Department of Education School Bus Contract #2015-01. The quote for the bus is as follows:

Blue Bird BBCV 3507                      \$117,305.00.

Staff evaluated used buses per the approved budget and none that met the City's requirements could be located. With follow up discussion with the City Administrator and the City Finance Director, the City Recreation Director agreed that keeping one of the currently owned busses and purchasing one new school bus, would financially benefit the City along with providing safer transportation for our summer camp kids and our seniors. The new bus will be equipped with wheelchair access for differently abled children and seniors, of which our current buses do not, seatbelts and air conditioning. It will seat 72 children when there are no wheelchairs on the bus and 66 if we have wheelchairs aboard. Additionally, it will meet all current school bus safety standards with the exception of the traffic control devices (to stop traffic). The new bus will be painted blue and white.

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**FUNDING SOURCE:**

General Fund – Recreation Program and Events Division FY16 Budget \$120,000 (001-3613-572.6400).

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**RECOMMENDATION ACTION:**

Authorize the purchase of one Blue Bird Bus through the Florida Department of Education School Bus Contract #2015-01 in the amount of \$117,305.00.

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**DISTRIBUTION:**

Mayor Kilsheimer	Finance Director	Public Services Director
Commissioners	Human Resources Director	Recreation Director
City Administrator	Information Technology Director	City Clerk
Community Development Director	Police Chief	Fire Chief

**Backup material for agenda item:**

7. Public Risk Management of Florida Health Trust & ING Employee Benefits Group Disclosure Agreement.



# CITY OF APOPKA CITY COUNCIL

☒ CONSENT AGENDA  
☐ PUBLIC HEARING  
☐ SPECIAL REPORTS  
☐ OTHER:

MEETING OF: December 16, 2015  
FROM: Administration  
EXHIBITS: PRM Agreement &  
ING Disclosure

**SUBJECT: INTERGOVERNMENTAL COOPERATIVE AGREEMENT/CONTRACT AND BY-LAWS FOR PUBLIC RISK MANAGEMENT OF FLORIDA HEALTH TRUST & ING EMPLOYEE BENEFITS GROUP DISCLOSURE AGREEMENT**

**Request: DIRECT THE CITY ADMINISTRATOR TO ACCEPT AND SIGN THE TWO DOCUMENTS LISTED ABOVE**

## **SUMMARY:**

Through the city's Liability and Health Insurance Broker, Arthur J. Gallagher, the City has the chance to join Public Risk Management [PRM], which will enhance health benefits to employees while holding the line on associated costs. Currently, the city enjoys better and more comprehensive liability insurance for less cost than it has in recent years. Deductibles on claims prior to joining Arthur J. Gallagher were \$25,000 per occurrence. With PRM they are only \$1,000 and recurring premiums are also lower than in recent years.

The health plan being offered by PRM is with Blue Cross Blue Shield of Florida as it is now. The plan itself will change by offering lower deductibles and less maximum out of pocket expenses for employees. The cost to the city is no different than the amount being paid now.

To switch from the current plan, the city must agree to the By-Laws for PRM, which follows for your review. The city must also accept and sign an "Employee Benefits Group Disclosure Agreement" with ING, which also follows for your review. The latter simply states the city has disclosed any and all known potential catastrophic claims to its knowledge.

## **FUNDING SOURCE:**

Funding for employee health insurance is within the current fiscal year budget and will not change as a result of agreeing to services by PRM.

## **RECOMMENDATION ACTION:**

Direct the City Administrator to sign as acceptance the Contract and By-Law for PRM and also sign the Employee Benefits Group Disclosure Agreement for ING.

## **DISTRIBUTION**

Mayor Kilsheimer  
Commissioners  
City Administrator  
Community Development Director

Finance Director  
HR Director  
IT Director  
Police Chief

Public Services Director  
Recreation Director  
City Clerk  
Fire Chief



**THE INTERGOVERNMENTAL COOPERATIVE AGREEMENT**

**A CONTRACT AND BY-LAWS**

**FOR**

**PUBLIC RISK MANAGEMENT OF FLORIDA HEALTH TRUST**



**(PRM-HT)**

**AS AMENDED AND RESTATED THROUGH OCTOBER 19, 2012**

THE INTERGOVERNMENTAL COOPERATIVE AGREEMENT  
(A CONTRACT AND BY-LAWS FOR  
PUBLIC RISK MANAGEMENT OF FLORIDA HEALTH TRUST)  
(PRM-HT)

I N D E X

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ARTICLES OF ASSOCIATION  
AND BY-LAWS  
OF  
PUBLIC RISK MANAGEMENT OF FLORIDA HEALTH TRUST  
(PRM-HT)

BE IT KNOWN THAT:

The below named local government unit or units of the State of Florida for the purpose of forming a risk management and self-insurance association pursuant to the terms of section 112.08, Florida Statutes, do bind themselves contractually to and adopt these Articles of Association and By-Laws.

Article 1 - Name

- 1.1 Name. The name of this association shall be Public Risk Management of Florida – Health Trust, referred to hereinafter as “the Pool”.

Article 2 - Definitions and Purpose

- 2.1. Definitions. As used in this agreement, the following terms shall have the meaning hereinafter set out:

"Premium Payments": The amount each Member must pay to fully fund the fixed costs of the full operation of the Pool including reinsurance, administrative and claims costs..

"Aggregate Excess Insurance": Stop Loss Insurance purchased by the Pool from insurance companies and/or Lloyd's of London, or other similar entities, approved by the Board of Directors, or any committee appointed by the Board for such purpose, to protect the Pool from an accumulation of losses in any policy year.

"Fiscal Year": The Fiscal Year of the Pool shall begin on October 1<sup>st</sup> and end on September 30<sup>th</sup>.

"Self-Funded": A program in which Members agree to fully fund the operations of the Health Trust Pool.

"Members": The local governmental units, as defined by section 112.08, Florida Statutes, which initially or later enter into the intergovernmental association established by this Intergovernmental Agreement.

"Health Trust Pool": A fund of public monies established by the Pool to jointly self-insure and self-fund health coverages and any other appropriate coverage lines approved by the Board of Directors.

"Specific Excess Insurance": Insurance purchased by the Pool from insurance companies and/or Lloyd's of London, approved by the Board of Directors, or any committee appointed by the Board for such purpose, that provides catastrophe coverage up to the limit(s) chosen by the Pool.

2.2. Purpose: The Pool is a cooperative consortium voluntarily established by Members as set forth in section 112.08, Florida Statutes, for the purpose of providing health coverage to its Members and their employees and to carry out and effect the agreed upon functions and purposes of this Intergovernmental Agreement as stated herein.

It is the intent of the Members of this Pool to create an entity, which will administer a Health Trust Pool and utilize such funds to provide the benefits described herein, in accordance with this Intergovernmental Agreement. This Agreement shall constitute the substance of a contract among the Members.

All funds contained within the Health Trust Pool are funds directly derived from its Members who are local governmental units of the State of Florida. It is the intent of the Members in entering into this Intergovernmental Agreement that, to the fullest extent possible, the scope of Risk Management undertaken by them through a joint self-insurance or self-funded program using governmental funds shall not waive, on behalf of any Member or such Member's employees as defined in Florida Statutes Section 768.28, any defenses or immunities therein provided, or provided by the laws of the State of Florida. The Pool and the Members of this Pool intend to effect no waiver of sovereign immunities through their use of public funds retained within the Health Trust Pool. Such funds being utilized to protect against risks in accordance with Florida Statutes Section 768.28 are not intended to constitute the existence, issuance or purchase of a policy for insurance. This Intergovernmental Agreement is not to be considered such as would cause this Pool to be treated as an "insurer" within the meaning of any legislation giving risk to liability or applicability to "insurer", for damages, costs, fees or expenses, etc., under Florida Statutes Sections 624.155, 626.9541, 626.9561, 627.426, 627.428, or other statutes applicable to Public Entity Self Insurance in the State of Florida.

2.3 Non- Assessable: Public Risk Management of Florida Health Trust is a non-assessable pool.

### Article 3 - Power and Duties

3.1. Powers: The powers of the Pool to perform and accomplish the functions and purposes set forth herein, within the budgetary limits and procedures set forth in this Intergovernmental Agreement, shall be as follows:

3.1.1. To establish By-Laws and Amendments to By-Laws, and operational procedures governing the operations of the Pool which are consistent with this Intergovernmental Agreement and in accordance with section 112.08, Florida Statutes, and to not waive any sovereign immunity not waived statutorily under Florida Law, and to expressly negate any past, present, or future waiver of sovereign immunity under Florida Statutes, and to continue to negate any waiver of sovereign immunity for discretionary and planning functions of government.



3.1.2. To employ agents, employees and independent contractors and approve the rate of compensation, benefits and/or contracts that apply to Pool employees, Pool officers and service providers, and to ensure all benefits of applicable Florida Statutes.

3.1.3. To lease real property and to purchase or lease equipment, machinery or personal property necessary to carry out of the purpose of the Pool.

3.1.4. To carry out educational and other programs relating to health benefits in managing the Members' Participants' health coverage.

3.1.5. To cause the creation of this Pool and see to the collection of funds for the continued administration of the Health Trust Pool.

3.1.6. To purchase Aggregate Excess Insurance and Specific Excess Insurance to supplement the Health Trust Pool without such being a waiver of sovereign immunity under Florida Law.

3.1.7. To provide utilization review and other services to insure the delivery of appropriate health coverage.

3.1.8. To negate, pursuant to Florida Statutes, any implication of a waiver of sovereign immunity, and to negate any waiver of sovereign immunity other than to the extent required under Florida Statutes Section 768.28.

3.1.9. To act solely within the budgetary limits established by the Members to carry out such other activities as are necessarily implied or required to carry out the purposes of the Pool.

3.1.10. To sue or be sued as a separate legal entity.

3.1.11. To expel or terminate Members in accordance with the requirements of these By-Laws for non-payment.

#### Article 4 - Participation and Term

4.1. Term: The initial term of the Pool was from 12:01 a.m. on October 1, 1989, to 12:01 a.m. September 30, 1991. After the initial two (2) year term of the Pool, the term was and shall automatically be renewed for additional terms of one (1) year each. Provided, however, the Members may, through the manner provided in Section 6.9.4., terminate the Pool as of the end of the initial or any additional term during which such action is taken.

4.2. Notice of Withdrawal: So long as the Pool shall continue in existence, any current or new Member joining the Pool shall remain a Member for at least two years from the date coverage began. The amounts charged in establishing the rates for all of the Member's covered employees and dependents will be guaranteed for the first twelve (12) months of the new Member's initial term.



Any Member's withdrawal from the Pool must occur at the end of the Fiscal Year upon serving on the Pool by mail, fax or hand delivery at least forty-five (45) days prior written notice. Such notice shall be addressed to the Executive Director of the Pool and shall be accompanied by a resolution of the governing body of the Member electing to withdraw from the Pool.

4.3. Actual Withdrawal/Required Withdrawal. Any Member who has served the Executive Director with prior written notice of its intent to withdraw at least forty-five (45) days prior to the beginning of the Fiscal Year for which the notice to withdraw is applicable, shall serve in writing to the Executive Director, by mail, fax or hand delivery on or before ten (10) days prior to the beginning of such Fiscal Year, a verification as to whether the Member intends to actually withdraw from the Pool at the end of the current Fiscal Year. Failure to serve such verification on or before ten (10) days prior to the beginning of the Fiscal Year for which notice of intent to withdraw is applied, shall be deemed a revocation of the prior notice of intent to withdraw; thus, binding the Member to the Pool for the ensuing Fiscal Year. An action to expel a Member shall be taken by the Board of Directors prior to August 1 of the current Fiscal Year in the manner described in Article 16 hereafter. Upon a Member's withdrawal, the Pool shall be responsible for the payment of claims for covered services rendered to the Member's employees and dependents incurred during the time period prior to the withdrawal; however, the withdrawn Member shall be responsible for payment of reasonable administrative charges, as determined by the Board, through the period during which claims may be paid.

4.4. Admission of New Members: The Executive Director and Board of Directors shall establish and periodically review standards and the approval process for the admission of new Members. Upon approval of these standards and of the approval process for admission by the Board of Directors, the Pool's Executive Director may grant or deny admission to proposed new Members.

#### Article 5 - Commencement of the Pool

5.1. Commencement Date: The Pool commenced operations on October 1, 1989.

#### Article 6 - Board of Directors of the Pool

6.1. The Board: There is hereby established a Board of Directors (sometimes hereinafter referred to as the "Board") of the Pool. Each Member shall appoint one (1) person to represent that body (the "Representative") on the Board of Directors along with another person to serve as an alternate representative (the "Alternate") when the Representative is unable to carry out that Representative's duties. The Representative and Alternate shall be appointed in writing by the governing body of the Member and a copy of the written appointment shall be provided to the Executive Director of the Pool. Once such appointments are made known to the Pool, the persons appointed shall remain in office until the Pool receives evidence in writing of the appointment of other persons by the Member's governing body. The Representative and Alternate selected must be an employee, an appointed official or elected official of the entity.

6.2. The Chairman and Vice Chairman: The Board of Directors shall, commencing the 2003 Fiscal Year, select a Chairman for a three year term. Thereafter, and commencing the 2006 Fiscal Year, the Board of Directors shall, for all subsequent years, bi-annually select a Chairman to serve a two year term. The term of office for the Chairman shall begin on the 1<sup>st</sup>



day of a Fiscal Year and expire on the last day of a Fiscal Year. The Chairman shall preside at all meetings of the Board. The Chairman shall vote on all matters that come before the Board. The Chairman shall have such other powers as he may be given from time to time by action of the Board.

The Board of Directors shall, bi-annually select a Vice Chairman during the final quarter of each two-year term to serve during the subsequent two-year term. The term of office for the Vice Chairman shall begin on the first day of a Fiscal Year and expire on the last day of a Fiscal Year. The Vice Chairman shall carry out all duties of the Chairman of the Board during the absence or inability of the Chairman to perform such duties and shall carry out such other functions as are assigned from time to time by the Chairman or the Board of Directors. The Board of Directors may from time to time appoint other officers of the Board.

6.3. Board Responsibilities. The Board of Directors shall have the responsibility for: (1) hiring of Pool officers, agents, non-clerical employees and independent contractors; (2) setting of compensation for all persons, firms and corporations employed by the Pool; (3) approval of amendments to the Intergovernmental Agreement; (4) approval of the acceptance of new Members and expulsion of Members, except that the approval may be delegated to the Executive Director under Article 4.4. above, or by such procedures as are contained in the motion making delegation; (5) approval and amendment of the annual budget of the Pool; (6) approval of the operational procedures developed by the Executive Director; (7) approval of Premium Payments to the Health Trust Pool for each Member; (8) monitoring the financial condition of the Pool; and (9) termination of the Pool in accordance with this Intergovernmental Agreement.

6.4. Voting: Each Member shall be entitled to one (1) vote on the Board of Directors. Such vote may be cast only by the Representative of the Member or in the Representative's absence by the Alternate. No proxy votes or absentee votes shall be permitted. Voting shall be conducted by show of hands or any method established by the Board that is consistent with Florida law. A simple majority vote of those Representatives present shall be required to pass on any motion. On such matters, the Chairman and the Executive Director of the Pool shall cause each Member's Representative and Alternate to receive the proposed ballot which will include at a minimum the text of the motion to be voted upon and the purpose of such motion. Only the Representative or the Alternate may vote on such ballots (not both). If both the Alternate and Representative submit ballots, only the Representative's ballot will be counted. Favorable votes by a majority of the Members' Representatives (or Alternates in their absence) entitled to vote shall pass any action unless an action is taken which is subject to 6.9 below, in which case passage will be based on the required number of votes as if each Member's Representative or Alternate was present at a regular or special meeting called to decide such question.

6.5 Representatives: The Representative selected by the Member shall serve until a successor has been selected or the Member has withdrawn from the Pool. The Representative chosen by the Member may be removed at any time by the vote of the Member's governing body. In the event that a vacancy occurs in the position of Representative or Alternate selected by the governing body of a Member, that body shall appoint a successor in writing within 60 days of such vacancy occurring. The failure of a Member to select a Representative or the failure of that person to participate shall not affect the responsibilities or duties of a Member under this Intergovernmental Agreement.



6.6. The Executive Committee and other Committees: The Board of Directors shall have the power to establish both standing and ad hoc committees to further the functions and purpose of this Pool. Unless the Board of Directors establishes some other procedure, the authority for selection of Representatives or Alternates serving on the Board of Directors who shall serve on such committees and chair them shall reside with the Chairman of the Board of Directors. The Chairman of the Board of Directors may appoint non-voting and non-paid persons who are not Members of the Board of Directors to serve on committees of the Pool. The Board of Directors may establish an Executive Committee. That Executive Committee, if established, shall consist of the Chairman of the Board, the Vice Chairman of the Board, the Treasurer and two Representatives elected by the Board. The Board of Directors shall, bi-annually select the two Representatives during the final quarter of each two-year term to serve during the subsequent two-year term. The term of office for the two Representatives shall begin on the first day of a Fiscal Year and expire on the last day of a Fiscal Year.

6.7. Operating Rules: The Board of Directors may establish rules governing its own conduct and procedure not inconsistent with this Intergovernmental Agreement.

6.8. Quorum: A quorum shall consist of a majority of the Representatives (or in their absence their Alternates) serving on the Board of Directors. Except as provided in Section 6.9 herein, or elsewhere in this Intergovernmental Agreement, a simple majority of a quorum shall be sufficient to pass upon all matters.

6.9. Super-Majority Voting: A greater vote than a majority of a quorum shall be required to approve the following matters:

6.9.1. Such matters as the Board of Directors shall establish within its rules as requiring for passage a vote greater than a majority of a quorum, provided, however, that such a rule can only be established by a greater than a majority vote at least equal to the greater than majority vote required by the proposed rule.

6.9.2. The expulsion of a Member shall require two-thirds (2/3) vote of all the Representatives serving on the Board of Directors, except a Member who has not paid within thirty-one (31) days may be expelled immediately by the Executive Director.

6.9.3. Any amendment of this Intergovernmental Agreement, except as provided in Subsection 4 below, shall require two-thirds (2/3) vote of all the Representatives serving on the Board of Directors.

6.9.4. The amendment of this Intergovernmental Agreement shall require that specific written notice of the proposed change be sent by registered or certified mail to the governing body of the Member and to the Representative and Alternate of the Member serving on the Board of Directors, no less than ten (10) days prior to a meeting at which this matter is proposed and the amendment as proposed or as amended at such Board meeting must receive the approval of two-thirds (2/3) vote of all of the then current Representatives (or in their absence their Alternates) representing the then Members of the Pool.



6.10. Compensation of Board of Directors: No Representative or Alternate serving on the Board of Directors shall receive any salary from the Pool or from any person or entity providing services to the Pool.

6.11 Conflict of Interest: Representatives and Alternates shall abide by the guidelines established by the State Ethics Commission in the performance of their duties; particularly as it applies to conflicts of interest and financial disclosure.

#### Article 7 - Board of Directors Meetings

7.1. Meetings: Regular meetings of the Board of Directors shall be held during the year as determined by the Board. The tentative times, dates, and locations of regular meetings of the Board shall be established at the beginning of each Fiscal Year. Any item of business may be considered at a regular meeting, including the scheduling of future regular meetings. The Executive Director shall attend all Board meetings and Executive Committee meetings to serve as an advisor and to report as the administrative officer of the Pool.

7.2. Special Meetings: Special meetings of the Board of Directors may be called by its Chairman, or by any three Representatives (or in their absence their Alternates). The Chairman or in his absence, the Vice Chairman, shall give ten (10) days written notice of regular or special meetings to the Representative and Alternate of each Member and an agenda specifying the subject of any special meeting shall accompany such notice. Business conducted at special meetings shall be limited to those items specified in the agenda. The time, date and location of special meetings of the Board of Directors shall be determined by the Chairman of the Board of Directors, or in his absence, by the Vice Chairman. Emergency meetings may be held with less than ten (10) days written notice, if determined necessary by the Chairman or Vice Chairman, as applicable, and if notice is provided to all Members and their representatives as early as is reasonably possible.

7.3. Conduct of Meetings: To the extent not contrary to this Intergovernmental Agreement and except as modified by the Board of Directors, Robert's Rules of Order, latest edition, shall govern all meetings of the Board of Directors. Minutes of all regular and special meetings of the Board of Directors shall be sent to all Representatives (or in their absence their Alternates) serving on the Board of Directors.

#### Article 8 - Pool Officers

8.1. Officers: Officers of the Pool shall consist of an Executive Director, a Treasurer, a Secretary and such other officers as are established from time to time by the Board of Directors. All Pool officers shall be appointed by the Board of Directors.

8.2. Executive Director: The Executive Director shall be the chief administrative officer of the Pool and shall in general supervise and control the day to day operations of the Pool and shall carry out the policy and operational procedures of the Pool as established in this Intergovernmental Agreement and by the Board of Directors. Among the Executive Director's duties shall be the following:



8.2.1. The Executive Director may sign, with such other person authorized by the Board of Directors, any instruments which the Board of Directors have authorized to be executed and, in general, shall perform all duties incident to the office of Executive Director and such other duties as may be prescribed by the Board of Directors.

8.2.2. The Executive Director shall prepare a proposed annual budget and proposed Health Trust Pool Premium Payment and shall submit such proposals to the Members.

8.2.3. The Executive Director shall, where necessary, make recommendations regarding policy decisions, the creation of other Pool officers and the employment of agents and independent contractors. At each regular meeting of the Board of Directors and at such other times, as he shall be required to do so, he shall present a full report of his activities and the fiscal condition of the Pool.

8.2.4. The Executive Director shall report quarterly to all Members aggregate information on all claims paid.

8.2.5. The Executive Director shall, within the constraints of the approved or amended budget, employ all secretarial, clerical and other similar help and expend funds for administrative expenses.

8.2.6. Audit: The Executive Director shall provide to the Members an annual audit of the financial affairs of the Pool to be made by a certified public accountant at the end of each Fiscal Year in accordance with generally accepted auditing principles. The annual report shall be delivered to the representative of each Member entity.

8.3. Treasurer: The Treasurer shall:

8.3.1. Have charge and custody of and be responsible for all funds and securities of the Pool; cause to be received and given all receipts for moneys due and payable to the Pool from any source whatsoever; cause to be deposited all such moneys in the name of the Pool in such banks, savings and loan associations or other depositories that are recognized as "Qualified Public Depositories" by the State Chief Financial Officer operating under Chapter 280 Florida Statutes, as shall be selected by the Executive Director as directed by the Board of Directors; cause to be invested the funds of the Pool as are not immediately required in accordance with the written investment policy established by the Board of Directors; and cause to be maintained the financial books and records of the Pool.

8.3.2. In general, perform all duties incident to the office of Treasurer and such other duties as from time to time may be assigned to that individual by the Board of Directors. Nothing herein shall prevent the Treasurer from delegating, in writing, the functions of the office to third parties, whether members of the Board of Directors, employees of the Pool, or third parties, subject to the approval of the Board of Directors. However, the Treasurer shall maintain the control and responsibility for the execution of such functions by such delegates. The Board of Directors shall, commencing the 2003 Fiscal Year, select a Treasurer for a three-year term. Thereafter, and commencing the



2006 Fiscal Year, the Board of Directors shall, for all subsequent years, bi-annually select a Treasurer to serve a two year term. The term of office for the Treasurer shall begin on the 1<sup>st</sup> day of a Fiscal Year and expire on the last day of a Fiscal Year.

8.4 Secretary: The Secretary shall issue notices of all Board meetings, and shall attend and keep the minutes of same. The Secretary shall have charge of all corporate books, records and papers; shall be custodian of the corporate seal; and shall keep all written contracts of the Pool. In general, the Secretary shall perform all duties incident to the office of Secretary and such other duties as from time to time may be assigned by the Executive Director or the Board of Directors.

8.5. Third Party Delegations: The Board may select a financial institution or certified public accountant to carry out some or all of the functions which would otherwise be assigned to a Treasurer and may select a risk management company, administrator or agent to serve as claims administrator or to carry out some or all of the functions which would otherwise be assigned to the Executive Director. The Board may also employ persons or companies as independent contractors to carry out some or all of the functions of officers of the Pool.

8.6. Officer Vacancies: In the absence of the Executive Director, Treasurer or Secretary, or in the event of the inability or refusal of such officers to act, the Chairman of the Board of Directors may perform the duties of the Executive Director, Treasurer or Secretary, and, when so acting, shall have all of the powers of and be subject to all of the restrictions upon the Executive Director, Treasurer or Secretary.

#### Article 9 - Finances and Health Trust Pool

9.1. Budget: The Board of Directors shall, by August 1 of the year prior to the start of each Fiscal Year adopt a final budget. Failure of the Board of Directors or the Executive Committee to approve a final budget within the time set forth within this Section shall not relieve the Members of the obligation to make monthly payments to the Pool.

9.2. Premium Payment Factors: In determining the amount of the Premium Payment due from each Member, some or all of the following factors may be considered:

- 9.2.1 Number of employees and the age, sex, and family or dependent coverage status of the employees who are expected to receive coverage through the Pool;
- 9.2.2 Past and prospective experience of the Member;
- 9.2.3 Geographic area of the Member, including the expected medical trend in that geographic area;
- 9.2.4 Administrative costs associated with providing coverage to the Member and its employees; and
- 9.2.5 Any other factor relevant in determining the expected costs of providing health coverages to the Member's employees;



- 9.2.6. Determination of Rates: New Members' rates will be determined on an experience rated basis using claims history, group demographics, and current plan designs and rates..

First year renewing Members will receive the average increase for the entire pool.

- 9.2.7 Overall Pool Renewal: Rates will be calculated by determining the participating entities combined loss ratios. Claims and fixed costs versus required premium.

Second year and subsequent renewing Members' rates will be determined by the pool average, then each Member will be individually underwritten to develop the group's loss ratio. Should the group's individual loss ratio be ten percent better than the total pool average, a decrement will be applied to the final renewal calculation. Should the group's individual loss ratio be ten percent worse than the pool average, an increment will be applied to the renewal. These increments and decrements may vary slightly year-to-year depending on the overall Trust's required premium.

9.3. Budget Amendments: Budgets may be amended at any time by majority vote of a quorum of the Board, provided, however, such amendments may not require payments, when added to previous payments by a Member for such Fiscal Year, to exceed such Member's Premium Payment determined for such year. The forwarding of such payments within a time specified in notices to the Members giving them not less than thirty-one (31) days to make such payments shall be of the essence of this contract.

9.4. Retirement Fund Obligations: Members shall be both severally and jointly liable to the State of Florida Department of Administration, Division of Retirement for any Florida Retirement Systems' contributions, which are owed by the Pool for Pool employees. Each member shall be responsible for expenses incurred which are attributable to the years of membership as outlined in the Intergovernmental Agreement, Article 11.

9.5. Distribution of Surplus: If, for any year during which the Pool was in existence, all claims known or unknown have either been paid or provision has been made for such payment, the Board of Directors as then constituted may distribute surplus funds to the Members who constituted the membership of the Pool in that prior year, after first deducting therefrom reasonable administrative and other non-allocated costs incurred by the Pool in the processing of the claims in years other than the one in which the claim was made. The distribution among the Members shall be in the same proportion to the total as was their Premium Payment for that year to the Premium Payments of all Members for such year.

#### Article 10 - Excess Insurance

10.1. Specific Excess Insurance: The Pool may purchase Specific Excess Insurance from underwriters of insurance, insurance companies and/or Lloyd's of London, approved by the Board of Directors, or any committee appointed by the Board for such purpose, in such amounts



which shall be approved by the Board of Directors. The purchase of Specific Excess Insurance does not, and is not, intended to waive sovereign immunity under Florida law.

10.2. Aggregate Excess Insurance: The Pool may purchase Aggregate Excess Insurance from underwriters of insurance, insurance companies and/or Lloyd's of London, approved by the Board of Directors, or any committee appointed by the Board for such purpose, in such amounts which shall be approved by the Board of Directors. The purchase of Aggregate Excess Insurance does not, and is not, intended to waive sovereign immunity under Florida law.

10.3. Losses: The Health Trust Pool (Loss Fund), the Specific Excess Insurance and Aggregate Excess Insurance shall provide payment for covered losses in any one Fiscal Year for members up to the limits approved by the Board of Directors. Should losses in any one Fiscal Year extinguish all available funds provided by the Pool, then the individual Member shall be responsible for all valid claims of its employees. The Pool shall make payments in the order in which the claims have been submitted and determined to be valid. In addition, pursuant to section 112.08(2)(b)7., Florida Statutes, each Member is responsible for payment of valid claims of its employees that are not paid within 60 days by the Pool. If the Board or the administrator acting on the Board's behalf has determined that appropriate funds are available, the Member shall be reimbursed for the payment of such valid claims. Membership in the Pool shall not preclude any Member from purchasing any insurance coverage above those amounts purchased by the Pool.

#### Article 11 - Obligations of Members

11.1. Member Obligations: The obligations of Members of the Pool shall be as follows:

11.1.1. To budget for, where necessary, to levy for and to promptly pay all payments to the Health Trust Pool at such times and in such amounts as shall be established by the Board of Directors within the scope of this Intergovernmental Agreement. Any delinquent payments shall be paid with a penalty, which shall be set by the Board, but such rate shall not exceed the highest interest rate allowed by statute to be paid by a Florida public agency.

11.1.2. To select, in writing, a Representative to serve on the Board of Directors and to select an Alternate Representative.

11.1.3. To allow the Pool reasonable access to all records including employee demographic information and financial records, which relate to the purpose or powers of the Pool.

11.1.4. To allow attorneys employed by the Pool to represent the Member in investigation, settlement discussions and all levels of litigation arising out of any dispute or claim for medical services relating to the purpose or powers of the Pool.

11.1.5. To furnish full cooperation with the Pool attorneys, third party administrators, the Executive Director and any agent, employee, officer or independent contractor of the Pool relating to the purpose or powers of the Pool.



11.1.6. To follow in its operations all health education and procedures established by the Pool within its purpose or powers.

11.1.7. To be solely responsible for payment of all premium or contributions for group health benefits. Failure to remit contributions or premiums due in accordance with Article 9 or to provide required information shall be grounds for immediate termination of coverage and benefits by the Program or Providers.

11.1.8. To notify its employees of group health benefits being provided by the Program or Providers. Members shall be solely responsible for furnishing all data and information to Participants required by applicable state or federal law.

Failure of a Member to abide by these requirements shall also be grounds for expulsion from the Pool.

11.2. Cancellation/Suspension of Coverage: In the event that a Member has made a material misstatement, non payment, or failed to comply with an underwriting requirement including misstatements regarding the number or family status of its employees, or the Member's health experience, the Board of Directors has the authority to rescind, cancel or suspend coverage. The Member shall be notified of the reason in writing by the Executive Director and may be given a reasonable time to take corrective measure prior to the Board of Directors' action.

#### Article 12 - Liability of Board of Directors or Officers of the Pool

12.1. Liability of Directors and Officers: The Representatives (or in their absence their Alternates) serving on the Board of Directors or officers of the Pool should use ordinary care and reasonable diligence in the exercise of their power and in the performance of their duties hereunder; they shall not be liable for any mistake of judgment or other action made, taken or omitted by them in good faith; nor for any action taken or omitted by any agent, employee or independent contractor selected with reasonable care; nor for loss incurred through investment of Pool funds, or failure to invest. No Representative shall be liable for any action taken or omitted by any other Representative. Representatives shall have the immunities provided by law and in particular Florida Statutes Section 163.01. The Pool may purchase insurance providing liability coverage for such Representatives or officers.

#### Article 13 - Additional Insurance Coverage

13.1. Member's Option to Purchase Additional Insurance: The Pool may make available to Members, optional group health benefits through one or more group health benefit plans offered by or through insurance, including self-insurance, as may be from time to time approved and endorsed by the Pool.

#### Article 14 - Coverage & Indemnity Dispute Resolution

14.1. After having reviewed a claim forwarded to the Pool, the Executive Director, officer, employee or independent contractor/administrator shall, in writing, be permitted to



decline to provide coverage or indemnification for such claim not believed to be within the scope of coverage provided by the Pool.

14.2. Any Member may request in writing to the Chairman of the Board of Directors, that the Board of Directors, at a regular scheduled meeting, take official action to affirm, modify or reverse a decision that a particular matter is or is not within the scope of coverage provided by the Pool. The Member shall be provided a full opportunity to explain its position to the Board of Directors. The Board of Directors, by majority vote, may affirm, modify, reverse, or defer the matter, subject to any insurance or reinsurance contractual obligations. The decision of the Board will be final.

#### Article 15 - Contractual Obligation

15.1. Enforcement: This document shall constitute a binding contract among those public agencies, which become Members of the Pool. The obligations and responsibilities of the Members set forth herein, including the obligation to take no action inconsistent with this Intergovernmental Agreement as originally written or validly amended, shall remain a continuing obligation and responsibility of the Member. The terms of this Intergovernmental Agreement may be enforced in a court of law by the Pool.

The consideration for the duties herewith imposed upon the Members to take certain actions and to refrain from certain other actions shall be based upon the mutual promises and agreements of the Members set forth herein. This Intergovernmental Agreement may be executed in duplicate originals and its passage by the Member's governing body shall be evidenced by a certified copy of a resolution passed by the members of the governing body in accordance with the rules and regulations of such public agency, provided, however, that except to the extent of the limited financial contributions to the Pool agreed to herein or such additional obligations as may come about through amendments to this Intergovernmental Agreement no Member agrees or contracts herein to be held responsible for any claims in tort or contract made against any other Member. The Members intend in the creation of the Pool to establish an organization to provide coverage only within the scope herein set out and have not herein created as between Member and Member any relationship of surety, indemnification or responsibility for the debts of or claims against any Member.

15.2. Attorneys' Fees: In any legal action between the parties arising out of this Agreement, any attempts to enforce this Agreement, or any breach of this Agreement, the prevailing party may recover its expenses of such legal action including, but not limited to, its costs of litigation (whether taxed by the court or not) and its reasonable attorneys' fees (including fees generated on appeals) from the other party.

#### Article 16 - Expulsion or Termination of Members

16.1. Notice: No Member may be expelled except after notice from the Pool of the alleged failure along with a reasonable opportunity of not less than thirty (30) days to cure the alleged failure. The Member may request a hearing before the Board before any decision is made as to whether the expulsion shall take place. The Board shall set the date for a hearing which shall not be less than fifteen (15) days after the expiration of the time to cure has passed.



A decision by the Board to expel a Member after notice and hearing and a failure to cure the alleged failure shall be final. The Board of Directors may establish the date at which the expulsion of the Member shall be effective at any time not less than sixty (60) days after the vote expelling the Member has been made by the Board of Directors. If the motion to expel the Member made by the Board of Directors or a subsequent motion does not state the time at which the expulsion shall take place, such expulsion shall take place sixty (60) days after the date of the vote by the Board of Directors expelling the Member.

16.2. Responsibilities of Terminated Member: A former Member shall only continue to be fully responsible only for its' portion of any obligations incurred but not satisfied during the period of time they were a Member of the Pool. Such obligations may include, but not be limited to, premiums, loss fund payments, final audit and administrative fees, etc., owed or unpaid by the former Member. The former Member shall no longer be entitled to participate or vote on the Board of Directors. The Pool shall not be responsible for payment of any Terminated Member's covered employees' or dependents' claims unless the Member has satisfied all such obligations. Upon satisfaction of the obligations, the covered claims will be treated as if such Member has withdrawn pursuant to Article 4.3. and the Member shall be responsible for continued administrative payments as discussed in Article 4.3.

#### Article 17 - Termination of the Pool

17.1. Termination: If, at the conclusion of any term of the Pool, the Board of Directors votes to discontinue the existence of the Pool in accordance with Article 6.9.4., then the Pool shall cease its existence at the close of the then current Fiscal Year. Under those circumstances, the Board of Directors shall continue to meet on such a schedule as shall be necessary to carry out the termination of the affairs of the Pool. It is contemplated that the Board of Directors may be required to continue to hold meetings for some substantial period of time in order to accomplish this task, including the settlement of all covered claims incurred during the term of the Pool. The Pool shall continue to be fully responsible and obligated to pay covered claims and expenses owed by the Pool, which accrued before the Pool's termination. The money used to pay such covered claims and expenses shall remain with the Pool until such claims are settled and expenses are paid.

17.2. Distribution of Surplus upon Termination of Pool: Any excess funds remaining in the Pool after satisfaction of all obligations or assessments shall be distributed to the Members. Each Member current with the Pool at termination shall receive a proportionate share of the excess based upon that Member's premiums paid to the Pool during the five-year period immediately preceding the termination compared to the total amount of premium paid during that five-year period by all Members current with the Pool at termination. The Pool may make only partial distributions to the remaining Members in order to assure that all obligations of the Pool are satisfied. Once all such obligations have been satisfied, the remaining funds shall be distributed in accordance with the above.

17.3. Deficit: Should the Trust discontinue operations in a deficit position, the participating Members at termination, will be assessed an amount equal to the group's percentage of total enrollment.



17.4. Post-Termination Responsibilities of Member: After termination of the Pool, the Member shall continue to hold membership on the Board of Directors but only for the purpose of voting on matters affecting their limited continuing interest in the Pool for such years as they were Members of the Pool.

#### Article 18 – Constitutional Officers

18.1. Membership: Certain Constitutional Officers of the State of Florida may be located within the jurisdiction of a Member, and the Member may agree to include such Constitutional Officer's employees or retirees, their dependents, and others receiving continuation coverage, in the number of persons to be covered under the health coverage program discussed in these By-Laws and established by the PRM Health Trust. If such Constitutional Officer agrees to enroll in the coverage program, it must irrevocably agree in writing to be bound by all of PRM Health Trust's rules and regulations, as may be amended from time to time.

In witness whereof, this agreement has been executed by the Entity:\_\_\_\_\_.

The approval of the foregoing agreement was passed by the Entity:

\_\_\_\_\_ on the

\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, and attached hereto, I do hereby execute and the

\_\_\_\_\_ does hereby attest to my signature as evidence that the

\_\_\_\_\_ has

approved and hereby becomes a bound signatory member of the "Intergovernmental Cooperative Agreement" for Public Risk Management of Florida Health Trust, a copy of which is attached hereto, and which is pursuant to Florida Statutes Section 112.08, which commenced its term on October 1, 1989.

\_\_\_\_\_  
Chairperson of Board, or Council

\_\_\_\_\_  
Chairperson, Public Risk  
Management of Florida – Health Trust

ATTEST:

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

## ING Employee Benefits Group Disclosure Agreement

Plan Sponsor: Public Risk Management of Florida

Policy Effective Date:



### EMPLOYEE BENEFITS

For valuable consideration exchanged by and between the parties, this Agreement is entered into between ING Employee Benefits, a division of ReliaStar Life Insurance Company, and the Plan Sponsor identified above. ING Employee Benefits, a division of ReliaStar Life Insurance Company relies on its representatives to properly advise the Plan Sponsor on the importance of complete information Disclosure. As an underwriting consideration material to the acceptance of the Stop Loss Risk by ING Employee Benefits, the Claim Administrator, Utilization Review Firm(s) and Case Management are required to review pre-certifications, case management notes, claim files, and pharmacy benefit management files and notes prior to disclosing the following required information for both the current policy year and each year thereafter during which ING Employee Benefits provides Stop Loss coverage to Plan Sponsor.

**Plan Sponsor shall attach the following reports (include a common claimant identifier, primary ICD-9/diagnosis) hereinafter referred to as the ("Disclosure Reports"):**

- a. Paid claims during the applicable current policy year (minimum of 9 months) for any claimant that exceeded \$150,000.
- b. Pending claims during the applicable current policy year (minimum of 9 months) for any claimant that exceeded \$150,000.
- c. ~~Hospital confined for 10 or more consecutive days or on multiple occasions during the applicable current policy year (minimum of 9 months)~~
- d. ~~Case Management Notes, Utilization Review Notes, pharmacy benefit management notes and other appropriate medical documents on any participant meeting any of the following criteria:~~
  - ~~exceeded or expected to exceed 50% of the stop loss deductible~~
  - ~~transplant or potential transplant including all claimants evaluated and/or listed for an organ, stem cell or bone marrow transplant~~
  - ~~high risk pregnancy or a dependent requiring respirator, nutritional support or having a congenital anomaly~~

The Disclosure Reports must be provided to ING Employee Benefits within 75 calendar days prior to the Stop Loss Policy effective date or renewal date, as applicable. In the event the Disclosure Reports are not returned to and approved by ING Employee Benefits within 45 days following the effective date or renewal date of coverage, ING Employee Benefits shall retain the right to deny any claim, adjust the rates or its underwriting terms, or rescind your stop loss coverage at any time, and, such right shall not be impaired as a result of ING Employee Benefits' acceptance of premium in the absence of any such Disclosure Reports. The Disclosure Reports must be compiled within 30 calendar days of the date of completion by the Plan Sponsor. Should ING Employee Benefits require any additional information in order to approve the Disclosure Reports, ING Employee Benefits will notify the Plan Sponsor and/or its designated representative in writing no later than 20 calendar days following receipt of the Disclosure Reports.

**In the event the Plan Sponsor fails to disclose a known potential catastrophic claim in the Disclosure Reports expenses related to the potential catastrophic claim will not be considered eligible excess risk expenses under the Stop Loss Policy.**

The Plan Sponsor acknowledges and agrees that its complete and accurate disclosure of known potential catastrophic claims is a condition precedent to obtaining stop loss coverage, that the Plan Sponsor has read, understands, and agrees to the terms and conditions contained in this Agreement, and represents that the individual signing this Agreement on behalf of the Plan Sponsor is authorized to do so. The Plan Sponsor represents and warrants that as of the date of signing there are no known potential catastrophic claims other than those disclosed on the Disclosure Reports. A third party executing this Agreement and or any of the Disclosure Reports on behalf of the Plan Sponsor represents and warrants that it has the authority to legally bind the Plan Sponsor.

The Plan Sponsor verifies, to the best of their knowledge, that the information now and hereafter provided is and shall be accurate and complete

Plan Sponsor or Plan Sponsor's Authorized Representative:

Title:

Date:

**Backup material for agenda item:**

1. Ordinance 2467 – Second Reading – Small Scale Future Land Use Amendment

David Moon





## CITY OF APOPKA CITY COUNCIL

☒ PUBLIC HEARING  
☐ ANNEXATION  
☐ PLAT APPROVAL  
☒ OTHER: Ordinance

DATE: December 16, 2015  
FROM: Community Development  
EXHIBITS: Land Use Report  
Vicinity Map  
Adjacent Zoning Map  
Adjacent Uses Map  
Existing Uses Map  
Ordinance No. 2467

**SUBJECT:** **ORDINANCE NO. 2467 - COMPREHENSIVE PLAN - SMALL SCALE - FUTURE LAND USE AMENDMENT – TECHNOLOGY PROPERTY LLC**

**Request:** **SECOND READING & ADOPTION OF ORDINANCE NO. 2467 – SMALL SCALE FUTURE LAND USE AMENDMENT - TECHNOLOGY PROPERTY LLC - FROM “COUNTY” RURAL SETTLEMENT (0-1 DU/5 AC) TO “CITY” COMMERCIAL (MAX FAR 0.25). (PARCEL ID #S: 27-21-28-6024-00-005; -006; -007)**

### **SUMMARY**

APPLICANT: Lou Forges – Robinson Forges Realty International

OWNER: Technology Property LLC

LOCATION: West of Clarcona Rd, south of West Keene Rd

EXISTING USE: Vacant

CURRENT ZONING: “County” P-D (Planned Industrial Development) (ZIP)

PROPOSED DEVELOPMENT: Wholesale Commercial

PROPOSED ZONING: “City” C-3 (Wholesale Commercial) (Note: this Future Land Use Map amendment request is being processed along with a request to change the Zoning Map designation from “County” P-D (ZIP) to “City” C-3.)

TRACT SIZE: 9.4 +/- acres

MAXIMUM ALLOWABLE DEVELOPMENT: EXISTING: 1 Units  
PROPOSED: 102,366 Sq. Ft.

### **DISTRIBUTION**

Mayor Kilsheimer  
Commissioners (4)  
City Administrator Irby  
Community Dev. Director

Finance Director  
HR Director  
IT Director  
Police Chief

Public Ser. Director  
City Clerk  
Fire Chief

**ADDITIONAL COMMENTS:** Presently, the subject properties have not yet been assigned a “City” Future Land Use Designation or a “City” zoning category. Applicant is requesting the City to assign a future land use designation of Commercial to the properties.

The subject property was annexed into the City of Apopka on August 5, 2015, through the adoption of Ordinance No. 2439. The proposed Small-Scale Future Land Use Amendment is being requested by the owner/applicant. Pursuant to Florida law, properties containing less than ten acres are eligible to be processed as a small-scale amendment. Such process does not require review by State planning agencies.

A request to assign a Future Land Use Designation of Commercial is compatible with the designations assigned to abutting properties. The FLUM application covers approximately 9.4 acres. The property owner intends to use the site for eventual wholesale commercial development.

In conjunction with state requirements, staff has analyzed the proposed amendment and determined that adequate public facilities exist to support this land use change (see attached Land Use Report).

**COMPREHENSIVE PLAN COMPLIANCE:** The existing and proposed use of the property is consistent with the Commercial Future Land Use designation and the City’s proposed C-3 Zoning classification. Site development cannot exceed the intensity allowed by the Future Land Use policies.

**SCHOOL CAPACITY REPORT:** The proposed rezoning is to a non-residential zoning classification and, therefore, a capacity enhancement agreement with OCPS is not necessary because the proposed future land use designation will not generate any new residential units.

**ORANGE COUNTY NOTIFICATION:** The JPA requires the City to notify the County 30 days before any public hearing or advisory board. The City properly notified Orange County on October 9, 2015.

**PUBLIC HEARING SCHEDULE:**

November 10, 2015 - Planning Commission (5:01 pm)  
December 2, 2015- City Council (1:30 pm) - 1st Reading  
December 16, 2015 – City Council (7:00 pm) - 2nd Reading

**DULY ADVERTISED:**

October 30, 2015 – Public Notice and Notification  
December 4, 2015 – Ordinance Heading Ad w/Map/¼ Page w/Map Ad

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**RECOMMENDED ACTION:**

The **Development Review Committee** finds the proposed amendment consistent with the Comprehensive Plan and compatible with the character of the surrounding area, and recommends approval of the change in Future Land Use from “County” Rural (0-1 du/5 ac) to “City” Commercial (max FAR 0.25) for the properties owned by Technology Property LLC.

The **Planning Commission**, at its meeting on November 10, 2015, recommended approval (6-0) of the change in Future Land Use from “County” Rural (0-1 du/5 ac) to “City” Commercial (max. FAR 0.25) for the property owned by Technology Property LLC.

The **City Council**, at its meeting on December 2, 2015, accepted the First Reading of Ordinance No. 2467 and held it over for Second Reading and Adoption on December 16, 2015.

Adopt Ordinance No. 2467.

**Note: This item is considered Legislative. The staff report and its findings are to be incorporated into the minutes made a part of the minutes of this meeting.**

## LAND USE REPORT

### I. RELATIONSHIP TO ADJACENT PROPERTIES:

<i>Direction</i>	<i>Future Land Use</i>	<i>Zoning</i>	<i>Present Use</i>
North (County)	Rural Settlement (1 du/5 ac)	A-1	Single-family home
East (City)	Agriculture (1 du/5 ac)	AG	Container nursery
South (County)	Rural Settlement (1 du/5 ac)	PD	RV park
West (County)	Rural Settlement (1 du/5 ac)	PD	RV park

### II. LAND USE ANALYSIS

The general character of the area surrounding the subject property is compatible with this development of wholesale commercial uses. The property lies south of West Keene Rd and west of Clarcona Rd.

Wekiva River Protection Area: No  
Area of Critical State Concern: No  
DRI / FQD: No

JPA: The City of Apopka and Orange County entered into a Joint Planning Area (JPA) agreement on October 26, 2004. The subject property is located within “Core Area” of the JPA.

Wekiva Parkway and Protection Act: The proposed amendment has been evaluated against the adopted Wekiva Study Area Comprehensive Plan policies. While located within the Wekiva River Basin Study Area, the subject property is not located within the Protection Area. The proposed amendment is consistent with the adopted mandates and requirements. The proposed Future Land Use Map (FLUM) amendment has been reviewed against the best available data, with regard to aquifer and groundwater resources. The City of Apopka's adopted Comprehensive Plan addresses aquifer recharge and stormwater run-off through the following policies:

- Future Land Use Element, Policies 4.16, 14.4, 15.1, 16.2 and 18.2
- Infrastructure Element, Policies 1.5.5, 4.2.7, 4.4, 4.4.1, 4.4.2 and 4.4.3
- Conservation Element, Policy 3.18

Karst Features: The Karst Topography Features Map from the Florida Department of Environmental Protection shows that there are no karst features on this property.

Analysis of the character of the Property: The Property fronts Clarcona Rd. The vegetative communities present are urban; the soils present are Candler fine sand; and no wetlands occur on the site, and the terrain has a 0-5 percent slope.

The proposed amendment is consistent with the Comprehensive Plan, including Policy 3.1.i Commercial Future Land Use designation.

Analysis of the relationship of the amendment to the population projections: The proposed future land use designation for the Property is Commercial (max FAR 0.25). Based on the housing element of the City's Comprehensive Plan, this amendment will not increase the City's future population.

**CALCULATIONS:**

ADOPTED (City designation): 1 Unit(s) x 2.659 p/h = 3 persons  
PROPOSED (City designation): N/A

Housing Needs: This amendment will not negatively impact the housing needs as projected in the Comprehensive Plan.

Habitat for species listed as endangered, threatened or of special concern: Per policy 4.1 of the Conservation Element, a habitat study is required for developments greater than ten (10) acres in size. This site is less than ten acres. A habitat study will not be required at the time of a development plan application.

Transportation: The City of Apopka is a Transportation Concurrency Exception Area. Refer to Chapter 3 of the City of Apopka 2010 Comprehensive Plan.

Potable Water, Reclaimed Water & Sanitary Sewer Analysis: The subject properties are located within the Orange County Utilities service area for potable water, reclaimed water and sanitary service. The property owner will need to provide a letter from Orange County Utilities demonstrating available capacity prior to submittal of any development plan.

Solid Waste

1. Facilities serving the site: City of Apopka
2. If the site is not currently served, please indicate the designated service provider:  
City of Apopka
3. Projected LOS under existing designation: 4 lbs./person/day
4. Projected LOS under proposed designation: 2 lbs./person/day
5. Improved/expansions already programmed or needed as a result of the proposed amendment: None

This initial review does not preclude conformance with concurrency requirements at the time of development approval.

Drainage Analysis

1. Facilities serving the site: None
2. Projected LOS under existing designation: 100 year - 24 hour design storm
3. Projected LOS under proposed designation: 100 year - 24 hour design storm
4. Improvement/expansion: On-site retention/detention pond

Recreation

1. Facilities serving the site; LOS standard: City of Apopka Parks System; 3 AC/1000 capita
2. Projected facility under existing designation: 0.003 AC



3. Projected facility under proposed designation: N/A AC
4. Improvement/expansions already programmed or needed as a result of the proposed amendment:  
None

This initial review does not preclude conformance with concurrency requirements at the time of development approval.



**Technology Property LLC**  
**9.4 +/- Acres**

**Existing Maximum Allowable Development: 1 dwelling units**

**Proposed Maximum Allowable Development: 102, 366 sq. ft.**

**Proposed Small Scale Future Land Use Change**

**From: "County" Rural Settlement (0-1 du/5 ac)**

**To: "City" Commercial (max. FAR 0.25)**

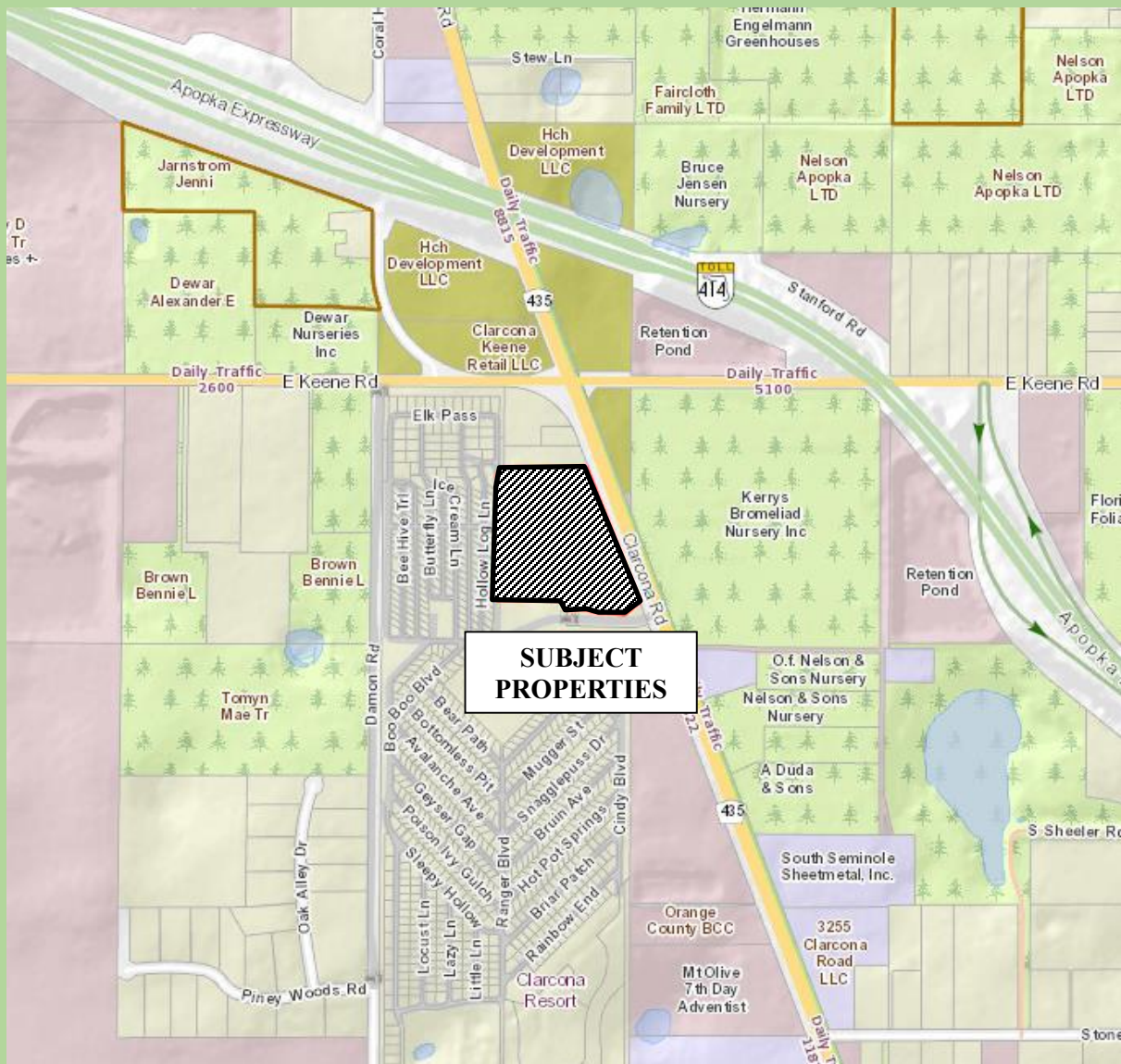
**Proposed Zoning Change**

**From: "County" P-D (ZIP)**

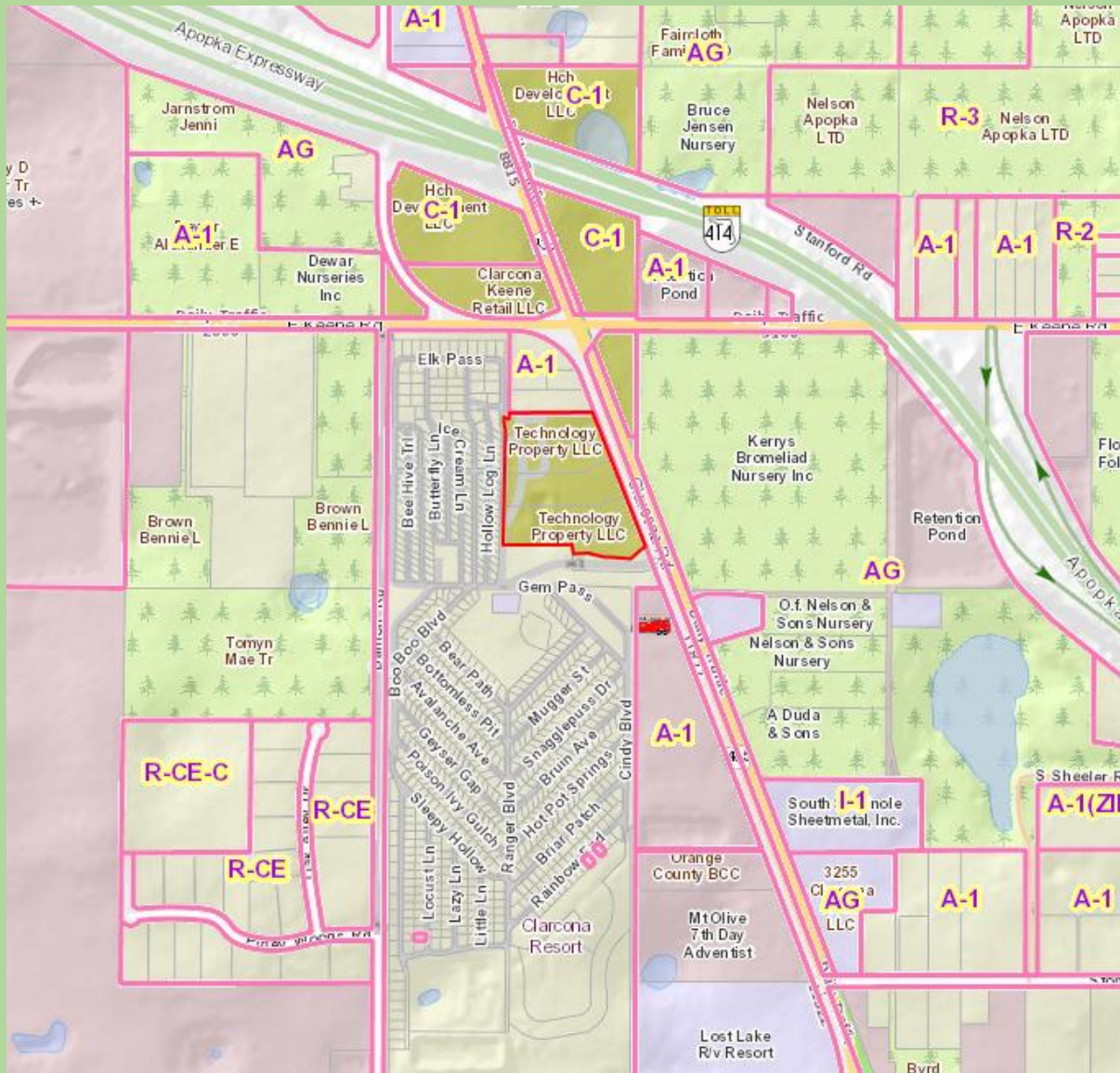
**To: "City" C-3**

**Parcel ID #: 27-21-28-6024-00-005; -006; -007**

**VICINITY MAP**



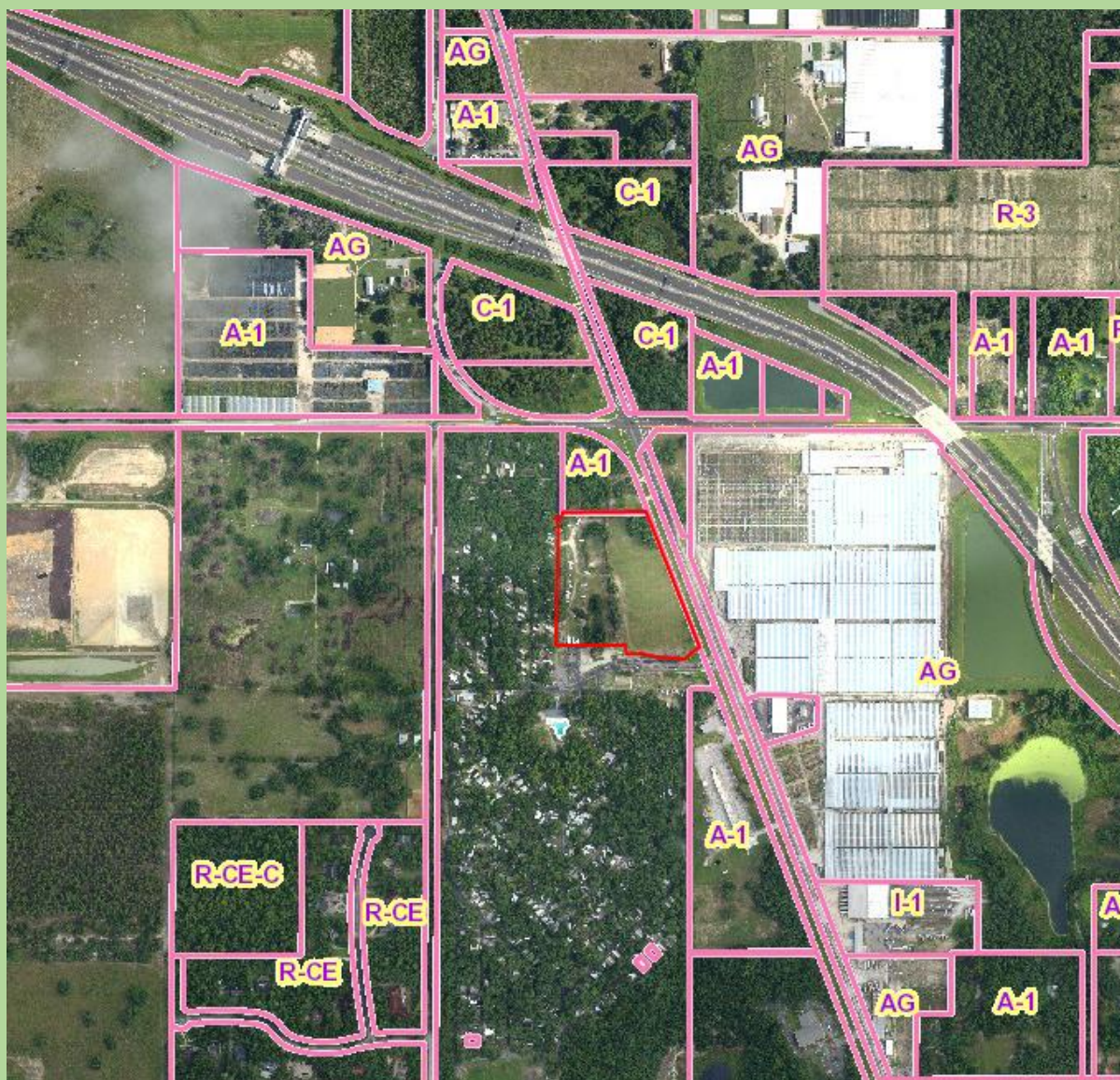
## ADJACENT ZONING







## ADJACENT USES







## EXISTING USES



## **ORDINANCE NO. 2467**

**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” RURAL SETTLEMENT (0-1 DU/5 AC) TO “CITY” COMMERCIAL (0.6 FAR), FOR CERTAIN REAL PROPERTY GENERALLY LOCATED WEST OF CLARCONA ROAD, SOUTH OF WEST KEENE ROAD, COMPRISING 9.4 ACRES MORE OR LESS, AND OWNED BY TECHNOLOGY PROPERTY LLC; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City Council of the City of Apopka adopted the Apopka Comprehensive Plan by Ordinance No. 653 on October 2, 1991, pursuant to Section 163.3184, Florida Statutes and most recently amended it by Ordinance No. 2443 on September 2, 2015; and

**WHEREAS**, the City of Apopka’s local planning agency (Planning Commission) has, in preparation of the amended version of the Apopka Comprehensive Plan, analyzed the proposed amendment pursuant to Chapter 163, Part II, F.S., found it to be consistent with the intent of the Apopka Comprehensive Plan, and held public hearings providing for full public participation.

**NOW THEREFORE, BE IT ORDAINED**, by the City Council of the City of Apopka, Florida, as follows:

### **Section I. Purpose and Intent.**

This Ordinance is enacted to carry out the purpose and intent of, and exercise the authority set out in, the Local Government Comprehensive Planning and Land Development Regulation Act, Sections 163.3184 and 163.3187, Florida Statutes.

### **Section II. Future Land Use Element.**

Page 1-15 (Map 1-3) of the Future Land Use Element of the City of Apopka Comprehensive Plan, as most recently amended by Ordinance No. 2443, is amended in its entirety to change the land use from “County” Rural Settlement (0-1 du/5 ac) to “City” Commercial (0.6 FAR), for certain real property generally located west of Clarcona Road, south of West Keene Road, comprising 9.4 acres more or less, (Parcel No. 27-21-28-6024-00-005; 27-21-28-6024-00-006; 27-21-28-6024-007; as further described in Exhibit “A” attached hereto.

### **Section III. Applicability and Effect.**

The applicability and effect of the City of Apopka Comprehensive Plan shall be as provided by the Local Government Comprehensive Planning and Land Development Regulation Act, Sections 163.3161 through 163.3215, Florida Statutes.

### **Section IV. Severability.**

If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

**ORDINANCE NO. 2467**  
**PAGE 2**

**Section V.** The Community Development Director is hereby authorized to amend the Future Land Use to comply with this ordinance.

**Section VI. Effective Date.**

This Ordinance shall become effective upon adoption.

**ADOPTED** at a regular meeting of the City Council of the City of Apopka, Florida, this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

READ FIRST TIME: December 2, 2015

READ SECOND TIME  
AND ADOPTED: December 16, 2015

\_\_\_\_\_  
Joseph E. Kilsheimer, Mayor

ATTEST:

\_\_\_\_\_  
Linda Goff, City Clerk

DULY ADVERTISED FOR HEARING:   October 30, 2015  
  December 4, 2015

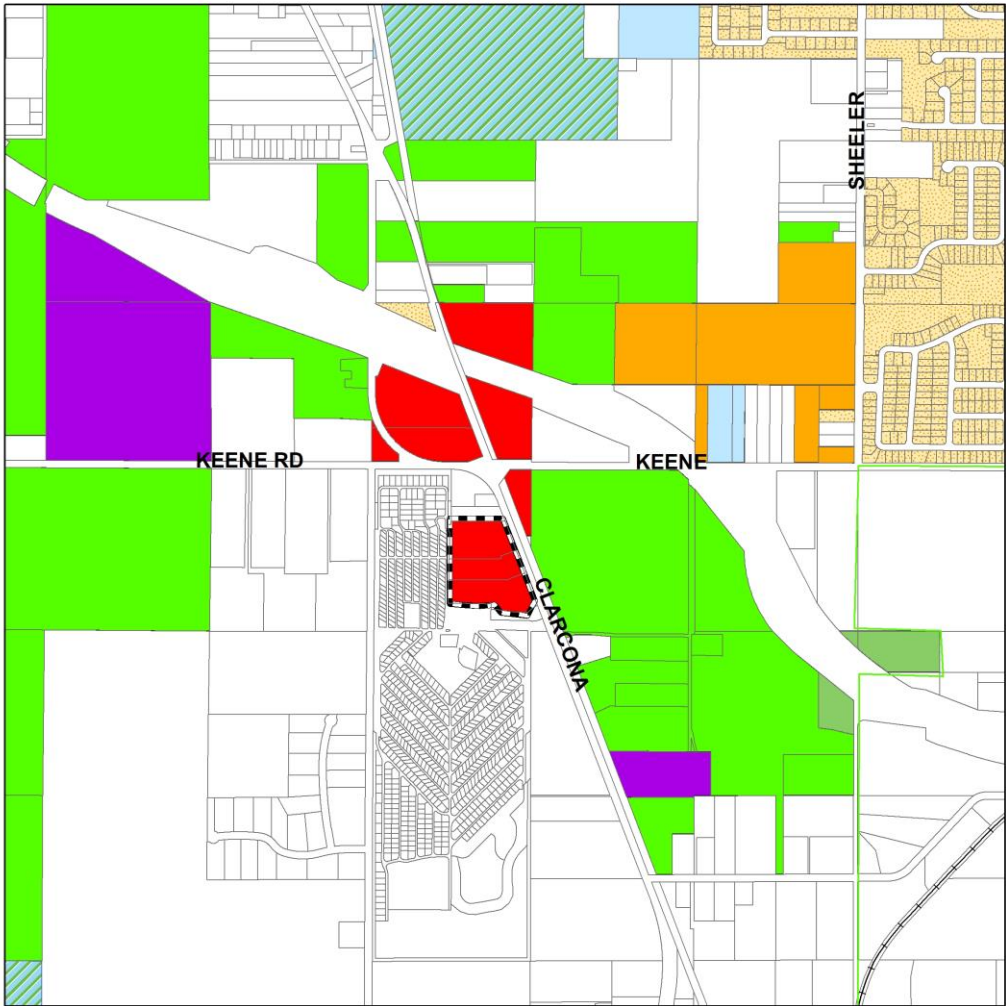
EXHIBIT “A”

ORDINANCE NO. 2467  
Technology Property LLC  
9.4 +/- Acres

Existing Maximum Allowable Development: 1 dwelling units  
Proposed Maximum Allowable Development: 102, 366 sq. ft.  
Proposed Small Scale Future Land Use Change  
From: “County” Rural Settlement (0-1 du/5 ac)  
To: “City” Commercial (max. FAR 0.25)  
Proposed Zoning Change  
From: “County” P-D (ZIP)  
To: “City” C-3  
Parcel ID #: 27-21-28-6024-00-005; -006; -007



VICINITY MAP



City of Apopka  
Future Land Use Map



Source: City of Apopka and Orange County Property Appraiser  
Note: This map was compiled from the Geographic Information Service and does not reflect an actual survey.  
The City of Apopka does not assume responsibilities for errors or omissions contained hereon.

Legend

- |                        |                          |
|------------------------|--------------------------|
| Subject Sites          | Res. Medium              |
| City Boundary          | Res. High                |
| JPA Boundary           | Mixed Use                |
| <b>Future Land Use</b> | Mixed Use*               |
| Agriculture            | Office                   |
| Agriculture Estates    | Commercial               |
| Agriculture Homestead  | Commercial*              |
| Rural Settlement       | Industrial               |
| Res. Estates           | Industrial*              |
| Res. Very Low Suburban | Institutional/Public Use |
| Res. Low Suburban      | Conservation             |
| Res. Low               | Parks/Recreation         |
| Res. Medium Low        | ANNEX                    |





**Backup material for agenda item:**

2. Ordinance 2468 – Second Reading – Quasi-Judicial - Change of Zoning  
David Moon



## CITY OF APOPKA CITY COUNCIL

<input checked="" type="checkbox"/> PUBLIC HEARING	DATE:	December 16, 2015
<input type="checkbox"/> ANNEXATION	FROM:	Community Development
<input type="checkbox"/> PLAT APPROVAL	EXHIBITS:	Zoning Report
<input checked="" type="checkbox"/> OTHER: Ordinance		Vicinity Map
		Adjacent Zoning Map
		Adjacent Uses Map
		Existing Uses Map
		Ordinance No. 2468

**SUBJECT:** **ORDINANCE NO. 2468 - CHANGE OF ZONING – TECHNOLOGY PROPERTY, LLC**

**Request:** **SECOND READING & ADOPTION OF ORDINANCE NO. 2468 FOR A CHANGE OF ZONING FROM “COUNTY” P-D (ZIP) TO “CITY” C-3 (WHOLESALE COMMERCIAL) FOR PROPERTY OWNED BY TECHNOLOGY PROPERTY, LLC. (PARCEL ID # 27-21-28-6024-00-005; -006; -007)**

### **SUMMARY**

APPLICANT: Lou Forges – Robinson Forges Realty International

OWNER: Technology Property LLC

LOCATION: West of Clarcona Rd, south of West Keene Rd

EXISTING USE: Vacant

FUTURE LAND USE: “County” Rural Settlement (0-1 du/5 ac)

PROPOSED LAND USE: “City” Commercial (max. FAR 0.25) (Note: this Change of Zoning amendment request is being processed along with a request to change the Future Land Use Map designation from “County” Rural Settlement (0-1 du/5 ac) to “City” Commercial (max FAR 0.25).

ZONING: “County” P-D (ZIP)

PROPOSED ZONING: “City” C-3 (Wholesale Commercial) (min. lot area of 12,000 sq. ft.)

PROPOSED DEVELOPMENT: Wholesale Commercial

TRACT SIZE: 9.4 +/- acres

MAXIMUM ALLOWABLE DEVELOPMENT: EXISTING ZONING: 1 Residential Units  
PROPOSED ZONING: 102,366 sq. ft.

### **DISTRIBUTION**

Mayor Kilsheimer	Finance Director	Public Ser. Director
Commissioners (4)	HR Director	City Clerk
City Administrator Irby	IT Director	Fire Chief
Community Dev. Director	Police Chief	

**ADDITIONAL COMMENTS:** Presently, the subject properties have not yet been assigned a “City” Future Land Use Designation or a “City” zoning category. Applicant is requesting the City to assign a zoning category of C-3 to the properties.

The subject properties were annexed into the City of Apopka on August 5, 2015, through the adoption of Ordinance No. 2439. The proposed zoning change is compatible with the character of the surrounding area and the subject parcels are vacant. The applicant has requested the C-3 zoning to assure that the property can be developed for wholesale commercial. The property comprises approximately 9.4 acres.

Staff has analyzed the proposed amendment and determined that adequate City of Apopka public facilities exist to support this zoning change (see attached Zoning Report). The subject properties are located within the Orange County Utilities service area for potable water, reclaimed water and sanitary service. The property owner will need to provide a letter from Orange County Utilities demonstrating available capacity prior to submittal of any development plan.

**COMPREHENSIVE PLAN COMPLIANCE:** The proposed C-3 rezoning is consistent with the proposed Future Land Use Designation of Commercial (max. FAR 0.25) for this property. Minimum lot size for property assigned the C-3 zoning category is 12,000 sq. ft. for commercial development, and the site far exceeds this area with approximately 9.4 acres.

**SCHOOL CAPACITY REPORT:** The proposed rezoning is to a non-residential zoning classification and, therefore, a capacity enhancement agreement with OCPS is not necessary.

**ORANGE COUNTY NOTIFICATION:** The JPA requires the City to notify the County 30 days before any public hearing or advisory board. The City properly notified Orange County on October 9, 2015.

**PUBLIC HEARING SCHEDULE:**

November 10, 2015 - Planning Commission (5:01 pm)  
December 2, 2015- City Council (1:30 pm) - 1st Reading  
December 16, 2015 – City Council (7:00 pm) - 2nd Reading

**DULY ADVERTISED:**

October 30, 2015 – Public Notice and Notification  
December 4, 2015 – Ordinance Heading Ad w/Map/¼ Page w/Map Ad

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**RECOMMENDED ACTION:**

The **Development Review Committee** finds the proposed amendment consistent with the Comprehensive Plan and compatible with the character of the surrounding area, recommending approval of the change in Zoning “County” PD (ZIP) to “City” C-3 (Wholesale Commercial) for the properties owned by Technology Property LLC.

The **Planning Commission**, at its meeting on November 10, 2015, recommended approval (6-0) of change in zoning from “County” P-D (ZIP) to “City” C-3 for the parcel owned by Technology Property LLC.

The **City Council**, at its meeting on December 2, 2015, accepted the First Reading of Ordinance No. 2468 and held it over for Second Reading and Adoption on December 16, 2015.

Adopt Ordinance No. 2468.

**Note: This item is considered quasi-judicial. The staff report and its findings are to be incorporated and made a part of the minutes of this meeting.**

## **ZONING REPORT**

### **RELATIONSHIP TO ADJACENT PROPERTIES:**

North (County)	Rural Settlement (1 du/5 ac)	A-1	Single-family home
East (City)	Agriculture (1 du/5 ac)	AG	Container nursery
South (County)	Rural Settlement (1 du/5 ac)	PD	RV park (Jelly Stone RV Park\Clarcona Resort)
West (County)	Rural Settlement (1 du/5 ac)	PD	RV park (Jelly Stone RV Park\Clarcona Resort)
North (County)	Rural Settlement (1 du/5 ac)	A-1	Single-family home

### **LAND USE & TRAFFIC COMPATIBILITY:**

The subject property fronts a minor arterial (Clarcona Road). Current access occurs on a temporary basis from the RV park. Future development of the site will likely require a change in the access to a driveway connecting the subject property directly to Clarcona Road.

The zoning application covers approximately 9.4 acres. The property owner intends to use the property for future wholesale commercial.

### **COMPREHENSIVE PLAN COMPLIANCE:**

The proposed C-3 zoning is consistent with the Commercial (max. FAR 0.25) Future Land Use designation and with the character of the surrounding area and future proposed development. Per Section 2.02.01, Table II-1, of the Land Development Code, C-3 zoning is one of the acceptable zoning districts allowed within the Residential Low Density Future Land Use designation. Development Plans shall not exceed the density allowed in the adopted Future Land Use Designation.

### **C-3 DISTRICT REQUIREMENTS:**

Maximum Floor Area Ratio:	0.25
Minimum Site Area:	12,000 sq. ft.
Minimum Lot Width	100 ft.
Setbacks:	
Front:	10 ft. (30 ft. from residential)
Rear:	15 ft. (30 ft. from residential)
Side:	10 ft. (30 ft. from residential)
Corner	15 ft.

Based on the above zoning standards, the existing 9.4 acre parcels comply with code requirements for the C-3 district.

### **BUFFERYARD REQUIREMENTS:**

Areas adjacent to all road rights-of-way shall provide a minimum ten-foot landscaped bufferyard. Areas adjacent to agricultural and residential uses or districts shall provide a minimum six-foot-high masonry wall within a ten-foot landscaped bufferyard.

### **ALLOWABLE USES:**

Any use permitted in the C-2 General Commercial District, as well as heating and air conditioning sales, building material storage and sales, contractor's storage and equipment yards, mechanical garage, automobile body and painting shops. Trade shops and schools, truck stops, fruit packaging and processing facilities when accessory to retail fruit sale on-site. Other uses which are similar and compatible to the uses permitted herein which adhere to the intent of the district.



**Technology Property LLC**

**9.4 +/- Acres**

**Existing Maximum Allowable Development: 1 dwelling units**

**Proposed Maximum Allowable Development: 102,366 sq. ft.**

**Proposed Small Scale Future Land Use Change**

**From: "County" Rural Settlement (0-1 du/5 ac)**

**To: "City" Commercial (max. FAR 0.25)**

**Proposed Zoning Change**

**From: "County" P-D (ZIP)**

**To: "City" C-3**

**Parcel ID #: 27-21-28-6024-00-005; -006; -007**

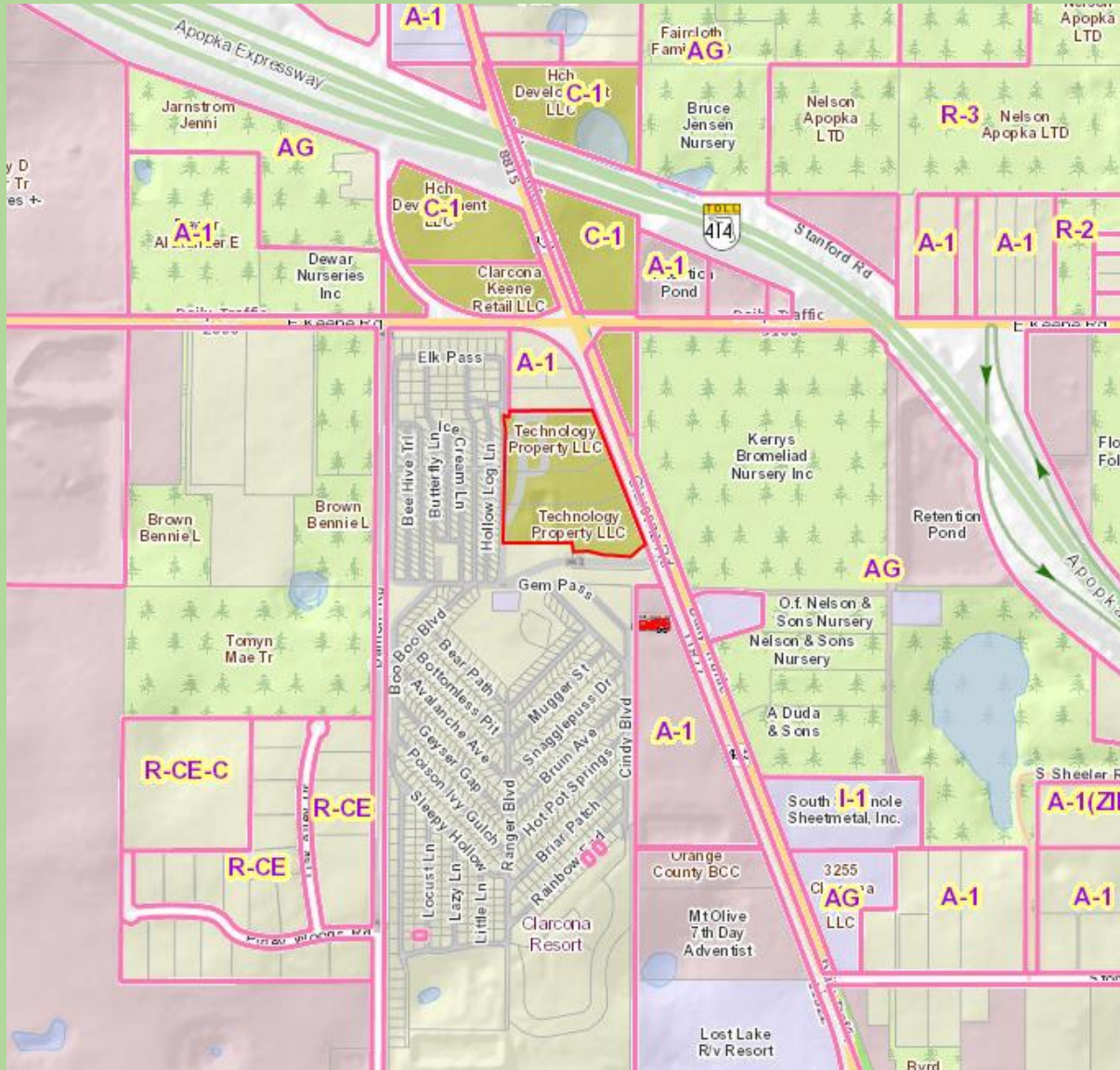
**VICINITY MAP**







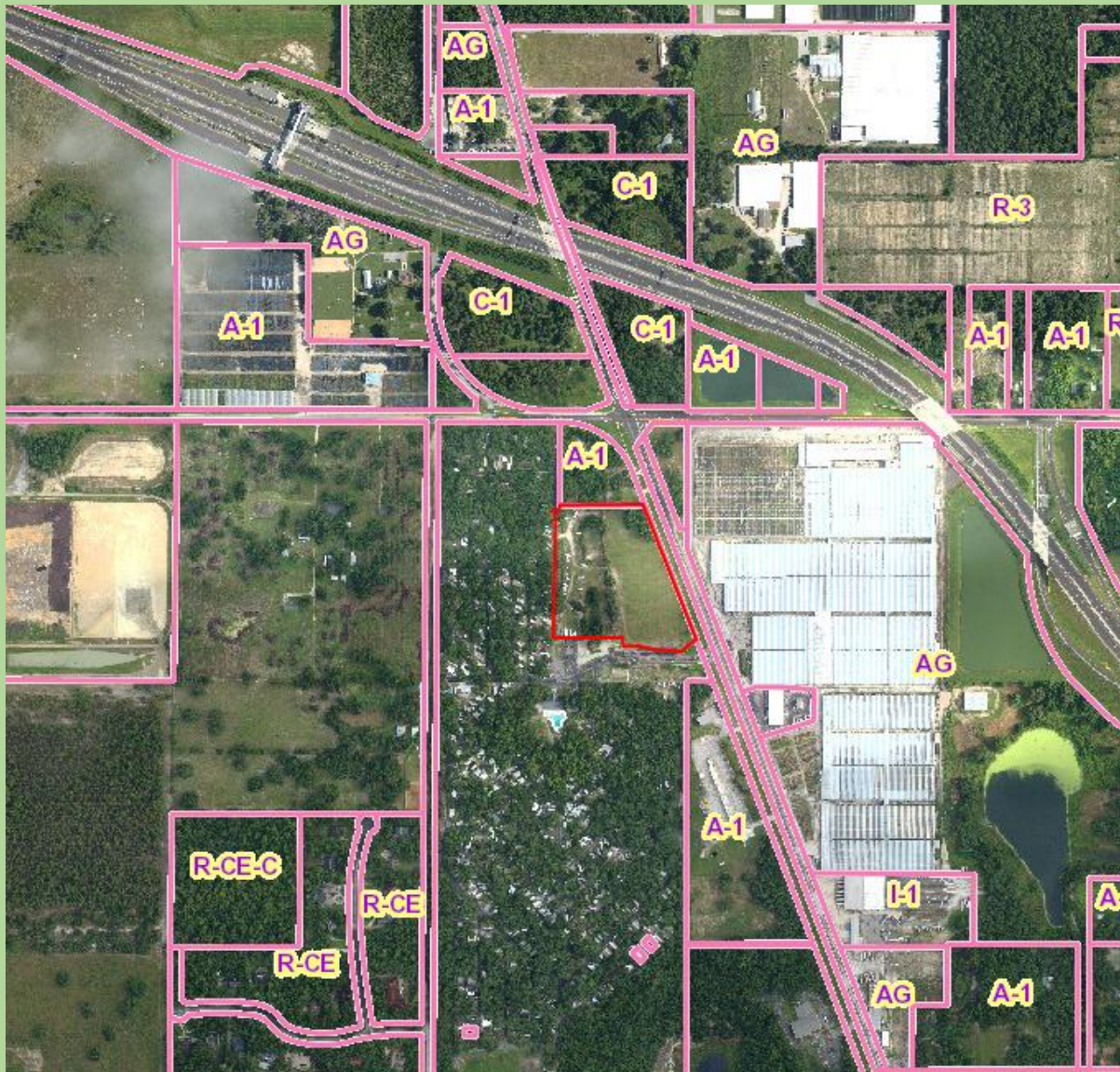
## ADJACENT ZONING







## ADJACENT USES







**EXISTING USES**



## ORDINANCE NO. 2468

**AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, CHANGING THE ZONING FROM “COUNTY” P-D (ZIP) TO “CITY” C-3 (WHOLESALE COMMERCIAL) (0.25 FAR) FOR CERTAIN REAL PROPERTY GENERALLY LOCATED WEST OF CLARCONA ROAD, SOUTH OF WEST KEENE ROAD, COMPRISING 9.4 ACRES MORE OR LESS, AND OWNED BY TECHNOLOGY PROPERTY LLC; PROVIDING FOR DIRECTIONS TO THE COMMUNITY DEVELOPMENT DIRECTOR, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**

**WHEREAS**, to manage the growth, the City of Apopka, Florida, finds it in the best interest of the public health, safety and welfare of its citizens to establish zoning classifications within the City; and

**WHEREAS**, the City of Apopka has requested a change in zoning on said property as identified in Section I of this ordinance; and

**WHEREAS**, the proposed C-3 (Wholesale Commercial) (0.25 FAR) zoning has been found to be consistent with the City of Apopka Comprehensive Plan, and the City of Apopka Land Development Code.

**NOW THEREFORE, BE IT ORDAINED**, by the City Council of the City of Apopka, Florida, as follows:

**Section I.** That the zoning classification of the following described property, being situated in the City of Apopka, Florida, is hereby C-3 (Wholesale Commercial), as defined in the Apopka Land Development Code.

### Legal Description:

OAK HEIGHTS REPLAT S/8 COMM NW COR OF NE1/4 OF NW1/4 OF SEC 27-21-28 TH RUN S89-49-06E 645.67 FT TH RUN S00-17-40W 475.57 FT TO POB TH CONT S00-17-40W 25 FT TH S89-58-35W 25 FT TH RUN S00-17-40W 13.02 FT TO CURVE CONCAVE NELY RAD 105 FT DELTA 18-11-44 SELY FOR 33.34 FT TO REVERSE CURVE CONCAVE SWLY RAD OF 95 FT DELTA 08-17-04 SELY FOR 13.74 FT TO REVERSE CURVE CONCAVE NELY RAD 25 FT DELTA 13-22-59 SELY FOR 5.84 FT TH S01-29-51W 215.22 FT TH N89-58-35E 416.69 FT TH N69-01-28E 10 FT TH N20-58-32W 18.89 FT TH N69-01-28 E 135 FT TH N20-58-32W 252.08 FT TH S89-58-35W 434.24 FT TO POB (LESS THE W 3 FT LYING WITHIN THE FOLLOWING DESC: COMM AT NW COR OF NE1/4 OF NW1/4 PF SEC TH S89-49-06E 645.67 FT TO W LINE OF E1/2 OF NE1/4 OF NW1/4 AND W LINE OF OAK HGTS REP S/8 TH S00-17-40W 475.58 FT ALONG SAID LINE TO S LINE OF N120 FT OF S1009.3 FT OF OAK HGTS REP TH N89-58-35E 434.24 FT TO WLY R/W LINE OF SR 435 (CLARCONA RD) TH S20-58-33E 729.76 FT TO NE COR OF TR T-10 YOGI BEAR'S JELLYSTONE PARK CAMP RESORT (APOPKA) TH N88-30-09W 722.91 FT ALONG SAID TR T-10 AND N LINE OF TR C TO POB TH N88-30-09W 3 FT TO NW COR OF TR C TH N01-29-51E 572.67 FT TH S88-30-09E 3 FT TH S01-29-51W 572.67 FT TO POB PER 10831/5459); AND OAK HEIGHTS REPLAT S/8 COMM NW COR OF NE1/4 OF NW1/4 OF SEC 27-21-28 TH RUN S89-49-06E 645.67 FT TH RUN S00-17-40W 500.57 FT TH RUN S89-58-35W 25 FT TH S00-17-40W 13.02 FT TO CURVE CONCAVE NELY RAD 105 FT DELTA 18-11-44 SELY FOR 33.34 FT TO REVERSE CURVE CONCAVE SWLY RAD 95 FT DELTA 08-17-04 SELY FOR 13.74 FT TO REVERSE CURVE CONCAVE

NELY RAD 25 FT DELTA 13-22-59 SELY FOR 5.84 FT TH S01-29-51W 215.22 FT TO POB TH CONT S01-29-51W 167.76 FT TH N89-58-35E 492.56 FT TH N30-44-24E 8.03 FT TH N69-01-28E 131.97 FT TH N20-58-32W 196.07 FT TH S69-01-28W 135 FT TH S20-58-32E 18.89 FT TH S69-01-28W 10 FT TH S89-58-35W 416.69 FT TO POB (LESS THE W 3 FT LYING WITHIN THE FOLLOWING DESC: COMM AT NW COR OF NE1/4 OF NW1/4 PF SEC TH S89-49-06E 645.67 FT TO W LINE OF E1/2 OF NE1/4 OF NW1/4 AND W LINE OF OAK HGTS REP S/8 TH S00-17-40W 475.58 FT ALONG SAID LINE TO S LINE OF N120 FT OF S1009.3 FT OF OAK HGTS REP TH N89-58-35E 434.24 FT TO WLY R/W LINE OF SR 435 (CLARCONA RD) TH S20-58-33E 729.76 FT TO NE COR OF TR T-10 YOGI BEAR'S JELLYSTONE PARK CAMP RESORT (APOPKA) TH N88-30-09W 722.91 FT ALONG SAID TR T-10 AND N LINE OF TR C TO POB TH N88-30-09W 3 FT TO NW COR OF TR C TH N01-29-51E 572.67 FT TH S88-30-09E 3 FT TH S01-29-51W 572.67 FT TO POB PER 10831/5459); AND OAK HEIGHTS REPLAT S/8 COMM NW COR OF NE1/4 OF NW1/4 OF SEC 27-21-28 TH RUN S89-49-06E 645.67 FT TH S00-17-40W 500.57 FT TH S89-58-35W 25 FT TH S00-17-40W 13.02 FT TO CURVE CONCAVE NELY RAD 105 FT DELTA 18-11-44 SELY FOR 33.34 FT TO REVERSE CURVE CONCAVE SWLY RAD 95FT DELTA 08-17-04 SELY FOR 13.74 FT TO REVERSE CURVE CONCAVE NELY RAD 25 FT DELTA 13-22-59 SELY FOR 5.84 FT TH S01-29-51W 382.89 FT TO POB TH CONT S01-29-51W 189.70 FT TH RUN S88-30-09E 318.32 FT TO CURVE CONCAVE SELY RAD 100 FT CHORD N81-23-00E NELY FOR 35.31 FT TH S01-29-51E 16.17 FT M/L TH S88-30-09E 373 FT TH N20-58-32W 281.60 FT TH S69-01-28W 131.97 FT TH S30-44-24W 8.03 FT TH S89-58-35W 492.56 FT TO POB & COMM AT SE CORNER OF OAK HGTS REP S/8 TH RUN N89-59-04E 129.21 FT TO W R/W OF APOPKA VINELAND ROAD TH N20-58-32W 107.53 FT TO POB SAID PT BEING SE CORNER OF TR T-10 OF YOGI BEARS JELLYSTONE PARK CAMP-RESORT 3347/2482; CONT N20-58-32W 115 FT TO POB TH S58-19-30W 50.88 FT TH S46-42-32W 45 FT TH N88-17-28W 120 FT TH N80-52-21W 115 FT TH N88-30-09W 64.49 FT TH N01-30-04E 43.83 FT TH S88-30-20E 373 FT TO POB PER 10831/5459 (LESS THE W 3 FT LYING WITHIN THE FOLLOWING DESC: COMM AT NW COR OF NE1/4 OF NW1/4 PF SEC TH S89-49-06E 645.67 FT TO W LINE OF E1/2 OF NE1/4 OF NW1/4 AND W LINE OF OAK HGTS REP S/8 TH S00-17-40W 475.58 FT ALONG SAID LINE TO S LINE OF N120 FT OF S1009.3 FT OF OAK HGTS REP TH N89-58-35E 434.24 FT TO WLY R/W LINE OF SR 435 (CLARCONA RD) TH S20-58-33E 729.76 FT TO NE COR OF TR T-10 YOGI BEAR'S JELLYSTONE PARK CAMP RESORT (APOPKA) TH N88-30-09W 722.91 FT ALONG SAID TR T-10 AND N LINE OF TR C TO POB TH N88-30-09W 3 FT TO NW COR OF TR C TH N01-29-51E 572.67 FT TH S88-30-09E 3 FT TH S01-29-51W 572.67 FT TO POB PER 10831/5459)

Parcel I.D.: 27-21-28-6024-00-005; 27-21-28-6024-00-006; & 27-21-28-6024-00-007

Contains: 9.4 +/- Acres

**Section II.** That the zoning classification is consistent with the Comprehensive Plan of the City of Apopka, Florida.

**Section III.** That the Community Development Director, or the Director's designee, is hereby authorized to amend, alter, and implement the official zoning maps of the City of Apopka, Florida, to include said designation.

**Section IV.** That if any section or portion of a section or subsection of this Ordinance proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force or effect of any other section or portion of section or subsection or part of this ordinance.

**Section V.** That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

**Section VI.** That this Ordinance shall take effect upon the date of adoption.

READ FIRST TIME: December 2, 2015

READ SECOND TIME  
AND ADOPTED: December 16, 2015

\_\_\_\_\_  
Joseph E. Kilsheimer, Mayor

ATTEST:

\_\_\_\_\_  
Linda Goff, City Clerk

DULY ADVERTISED:      October 30, 2015  
                                     December 4, 2015

**Backup material for agenda item:**

3. Ordinance 2469 – Second Reading – Small Scale Future Land Use Amendment

David Moon





## CITY OF APOPKA CITY COUNCIL

☒ PUBLIC HEARING  
☐ ANNEXATION  
☐ PLAT APPROVAL  
☒ OTHER: Ordinance

DATE: December 16, 2015  
FROM: Community Development  
EXHIBITS: Land Use Report  
Vicinity Map  
Adjacent Zoning Map  
Adjacent Uses Map  
Existing Uses Map  
Ordinance No. 2469

**SUBJECT:** **ORDINANCE NO. 2469 - COMPREHENSIVE PLAN - SMALL SCALE - FUTURE LAND USE AMENDMENT – CITY OF APOPKA**

**Request:** **SECOND READING & ADOPTION OF ORDINANCE NO. 2469 – SMALL SCALE FUTURE LAND USE AMENDMENT - CITY OF APOPKA - FROM “CITY” PARKS/RECREATION TO “CITY” INDUSTRIAL (MAX FAR 0.60). (PARCEL ID #: 15-21-28-0000-00-080)**

### **SUMMARY**

APPLICANT/OWNER: City of Apopka

LOCATION: North of East Cleveland Street, west of Sheeler Avenue

EXISTING USE: Vacant

CURRENT ZONING: PR

PROPOSED DEVELOPMENT: Light industrial

PROPOSED ZONING: I-1 (Note: this Future Land Use Map amendment request is being processed along with a request to change the Zoning Map designation from PR to I-1.)

TRACT SIZE: 9.95 +/- acres

MAXIMUM ALLOWABLE DEVELOPMENT: EXISTING: 0 Units  
PROPOSED: 260,053 Sq. Ft.

### **DISTRIBUTION**

Mayor Kilsheimer  
Commissioners (4)  
City Administrator Irby  
Community Dev. Director

Finance Director  
HR Director  
IT Director  
Police Chief

Public Ser. Director  
City Clerk  
Fire Chief

**ADDITIONAL COMMENTS:** The proposed Small-Scale Future Land Use Amendment is being requested by the City of Apopka. Pursuant to Florida law, properties containing less than ten acres are eligible to be processed as a small-scale amendment. Such process does not require review by State planning agencies.

A request to assign a Future Land Use Designation of Industrial is compatible with the designations assigned to abutting properties. The FLUM application covers approximately 9.95 acres. The property owner intends to use the site for eventual light industrial development. Access to the site will occur from a road or driveway connecting to East Cleveland Street through an abutting City-owned property, unless another access is created to connect to 13<sup>th</sup> Street.

In conjunction with state requirements, staff has analyzed the proposed amendment and determined that adequate public facilities exist to support this land use change (see attached Land Use Report).

**COMPREHENSIVE PLAN COMPLIANCE:** The existing and proposed use of the property is consistent with the Industrial Future Land Use designation and the City's proposed I-1 Zoning classification. Site development cannot exceed the intensity allowed by the Future Land Use policies.

**SCHOOL CAPACITY REPORT:** The proposed rezoning is to a non-residential zoning classification and, therefore, a capacity enhancement agreement with OCPS is not necessary.

**ORANGE COUNTY NOTIFICATION:** The JPA requires the City to notify the County 30 days before any public hearing or advisory board. The City properly notified Orange County on October 9, 2015.

**PUBLIC HEARING SCHEDULE:**

November 10, 2015 - Planning Commission (5:01 pm)  
December 2, 2015- City Council (1:30 pm) - 1st Reading  
December 16, 2015 – City Council (7:00 pm) - 2nd Reading

**DULY ADVERTISED:**

October 30, 2015 – Public Notice and Notification  
December 4, 2015 – Ordinance Heading Ad w/Map/¼ Page w/Map Ad

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**RECOMMENDED ACTION:**

The **Development Review Committee** finds the proposed amendment consistent with the Comprehensive Plan and recommends approval of the change in Future Land Use from Parks/Recreation to Industrial (max FAR 0.60) for the property owned by the City of Apopka.

The **Planning Commission**, at its meeting on November 10, 2015, recommended approval (6-0) of the change in Future Land Use from Parks/Recreation to Industrial (max. FAR 0.60) for the property owned by City of Apopka.

The **City Council**, at its meeting on December 2, 2015, accepted the First Reading of Ordinance No. 2469 and held it over for Second Reading and Adoption on December 16, 2015.

Adopt Ordinance No. 2469.

**Note: This item is considered Legislative. The staff report and its findings are to be incorporated into and made a part of the minutes of this meeting.**

## LAND USE REPORT

### I. RELATIONSHIP TO ADJACENT PROPERTIES:

<i>Direction</i>	<i>Future Land Use</i>	<i>Zoning</i>	<i>Present Use</i>
North (City)	Residential Medium (10 du/ac) and Industrial (max FAR 0.60)	IND-2/IND-3 (ZIP)	Light Industrial
East (City)	Residential Medium (10 du/ac)	R-1	Vacant
South (City)	Residential Medium (10 du/ac)	PUD	Vacant
West (City)	Parks/Recreation	PR	Vacant (City training site)

### II. LAND USE ANALYSIS

The general character of the area surrounding the subject property is compatible with this development of light industrial uses. The property lies north of East Cleveland St and east of Clarcona Rd.

Wekiva River Protection Area: No  
Area of Critical State Concern: No  
DRI / FQD: No

JPA: The City of Apopka and Orange County entered into a Joint Planning Area (JPA) agreement on October 26, 2004. The subject property is located within “Core Area” of the JPA.

Wekiva Parkway and Protection Act: The proposed amendment has been evaluated against the adopted Wekiva Study Area Comprehensive Plan policies. While located within the Wekiva River Basin Study Area, the subject property is not located within the Protection Area. The proposed amendment is consistent with the adopted mandates and requirements. The proposed Future Land Use Map (FLUM) amendment has been reviewed against the best available data, with regard to aquifer and groundwater resources. The City of Apopka's adopted Comprehensive Plan addresses aquifer recharge and stormwater run-off through the following policies:

- Future Land Use Element, Policies 4.16, 14.4, 15.1, 16.2 and 18.2
- Infrastructure Element, Policies 1.5.5, 4.2.7, 4.4, 4.4.1, 4.4.2 and 4.4.3
- Conservation Element, Policy 3.18

Karst Features: The Karst Topography Features Map from the Florida Department of Environmental Protection shows that there are karst features present on this property.

Analysis of the character of the Property: The Property fronts E Cleveland St. The vegetative communities present are urban; the soils present are Candler fine sand; and no wetlands occur on the site, and the terrain has a 5-12 percent slope.

The proposed amendment is consistent with the Comprehensive Plan, including Policy 3.1.1 Industrial Future Land Use designation.

Analysis of the relationship of the amendment to the population projections: The proposed future land use designation for the property is Industrial (max FAR 0.60). Based on the housing element of the Comprehensive Plan, this amendment will not increase the City's future population.

**CALCULATIONS:**

ADOPTED (City designation): N/A

PROPOSED (City designation): N/A

Housing Needs: This amendment will not negatively impact the housing needs as projected in the Comprehensive Plan.

Habitat for species listed as endangered, threatened or of special concern: Per policy 4.1 of the Conservation Element, a habitat study is required for developments greater than ten (10) acres in size. This site is less than ten acres. A habitat study will not be required at the time of a development plan application.

Transportation: The City of Apopka is a Transportation Concurrency Exception Area. Refer to Chapter 3 of the City of Apopka 2010 Comprehensive Plan.

Sanitary Sewer Analysis

1. Facilities serving the site; current LOS; and LOS standard: City of Apopka ; 81 GPD/Capita;  
81 GPD / Capita

If the site is not currently served, please indicate the designated service provider: City of Apopka

2. Projected total demand under existing designation: 0 GPD
3. Projected total demand under proposed designation: 39,008 GPD
4. Capacity available: Yes
5. Projected LOS under existing designation: 81 GPD/Capita
6. Projected LOS under proposed designation: 81 GPD/Capita
7. Improved/expansions already programmed or needed as a result if proposed amendment: None

Potable Water Analysis

1. Facilities serving the site; current LOS; and LOS standard: City of Apopka ; 177 GPD/Capita;  
177 GPD/Capita

If the site is not currently served, please indicate the designated service provider: City of Apopka

2. Projected total demand under existing designation: 0 GPD
3. Projected total demand under proposed designation: 52,011 GPD
4. Capacity available: Yes
5. Projected LOS under existing designation: 177 GPD/Capita

6. Projected LOS under proposed designation: 177 GPD/Capita
7. Improved/expansions already programmed or needed as a result of the proposed amendment: None
8. Parcel located within the reclaimed water service area: No

Solid Waste

1. Facilities serving the site: City of Apopka
2. If the site is not currently served, please indicate the designated service provider:  
City of Apopka
3. Projected LOS under existing designation: N/A lbs./person/day
4. Projected LOS under proposed designation: 3 lbs./1000 sq. ft.
5. Improved/expansions already programmed or needed as a result of the proposed amendment: None

This initial review does not preclude conformance with concurrency requirements at the time of development approval.

Infrastructure Information

- Water treatment plant permit number: CUP No. 3217
- Permitting agency: St. John's River Water Management District
- Permitted capacity of the water treatment plant(s): 21.981 GPD
- Total design capacity of the water treatment plant(s): 33.696 GPD
- Availability of distribution lines to serve the property: Yes
- Availability of reuse distribution lines available to serve the property: No

Drainage Analysis

1. Facilities serving the site: None
2. Projected LOS under existing designation: 100 year - 24 hour design storm
3. Projected LOS under proposed designation: 100 year - 24 hour design storm
4. Improvement/expansion: On-site retention/detention pond

Recreation

1. Facilities serving the site; LOS standard: City of Apopka Parks System; 3 AC/1000 c



2. Projected facility under existing designation: N/A AC
3. Projected facility under proposed designation: N/A AC
4. Improvement/expansions already programmed or needed as a result of the proposed amendment:  
None

This initial review does not preclude conformance with concurrency requirements at the time of development approval.

City of Apopka  
9.95 +/- Acres

Existing Maximum Allowable Development: 0 dwelling units

Proposed Maximum Allowable Development: 260,053 sq. ft.

Proposed Small Scale Future Land Use Change

From: Parks/Recreation

To: Industrial (max. FAR 0.60)

Proposed Zoning Change

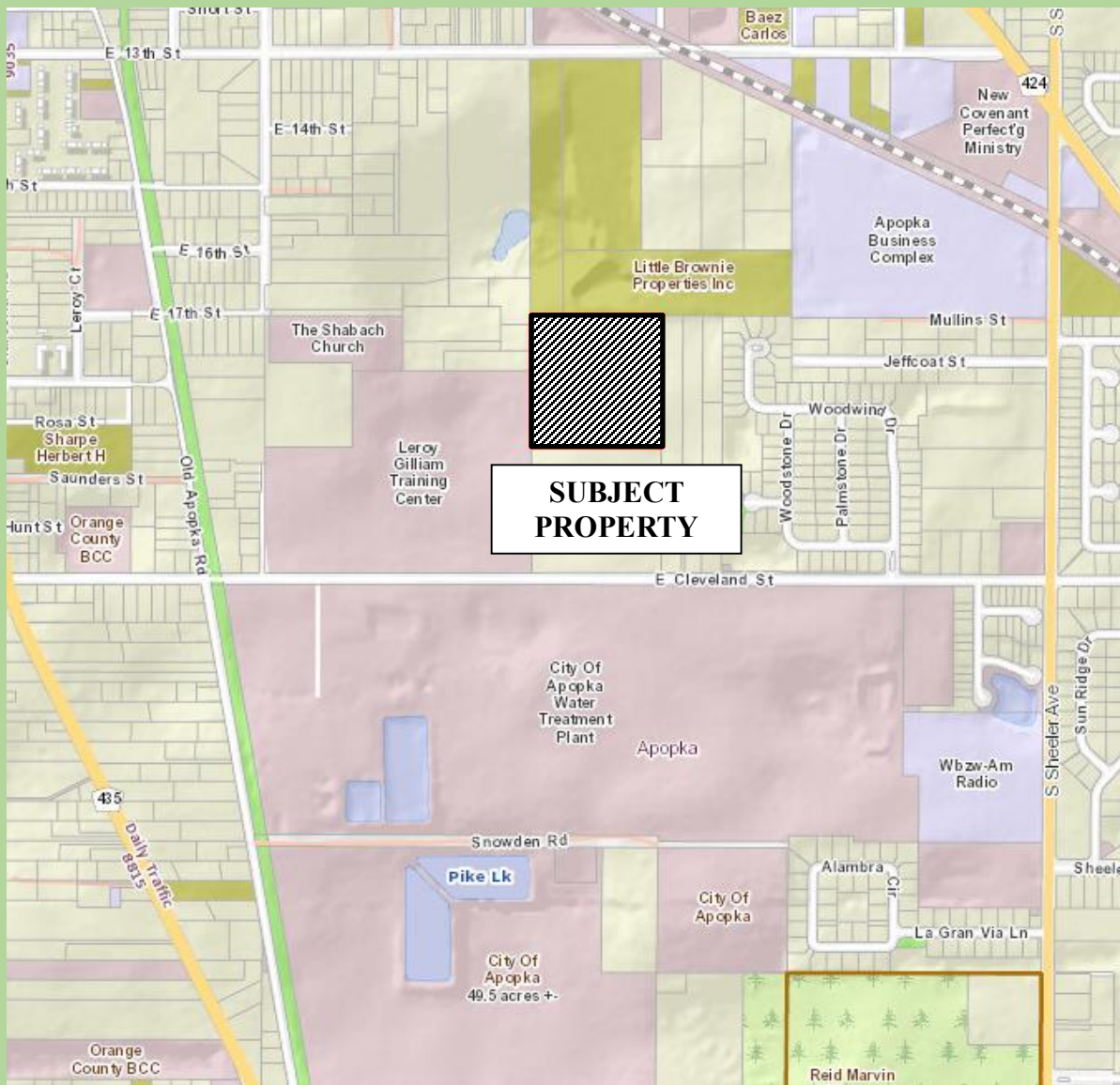
From: PR

To: I-1

Parcel ID #: 15-21-28-0000-00-080

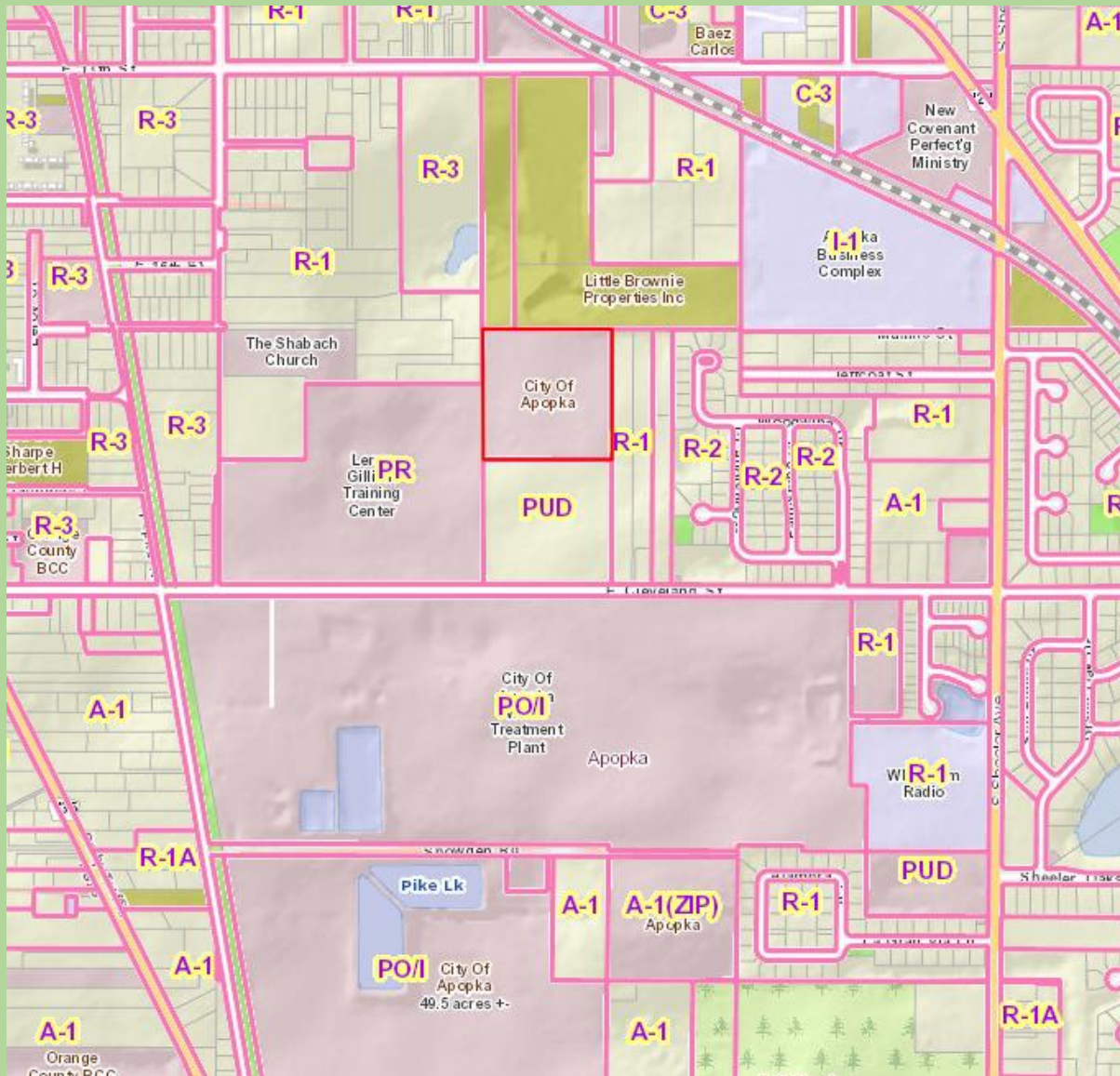


### VICINITY MAP





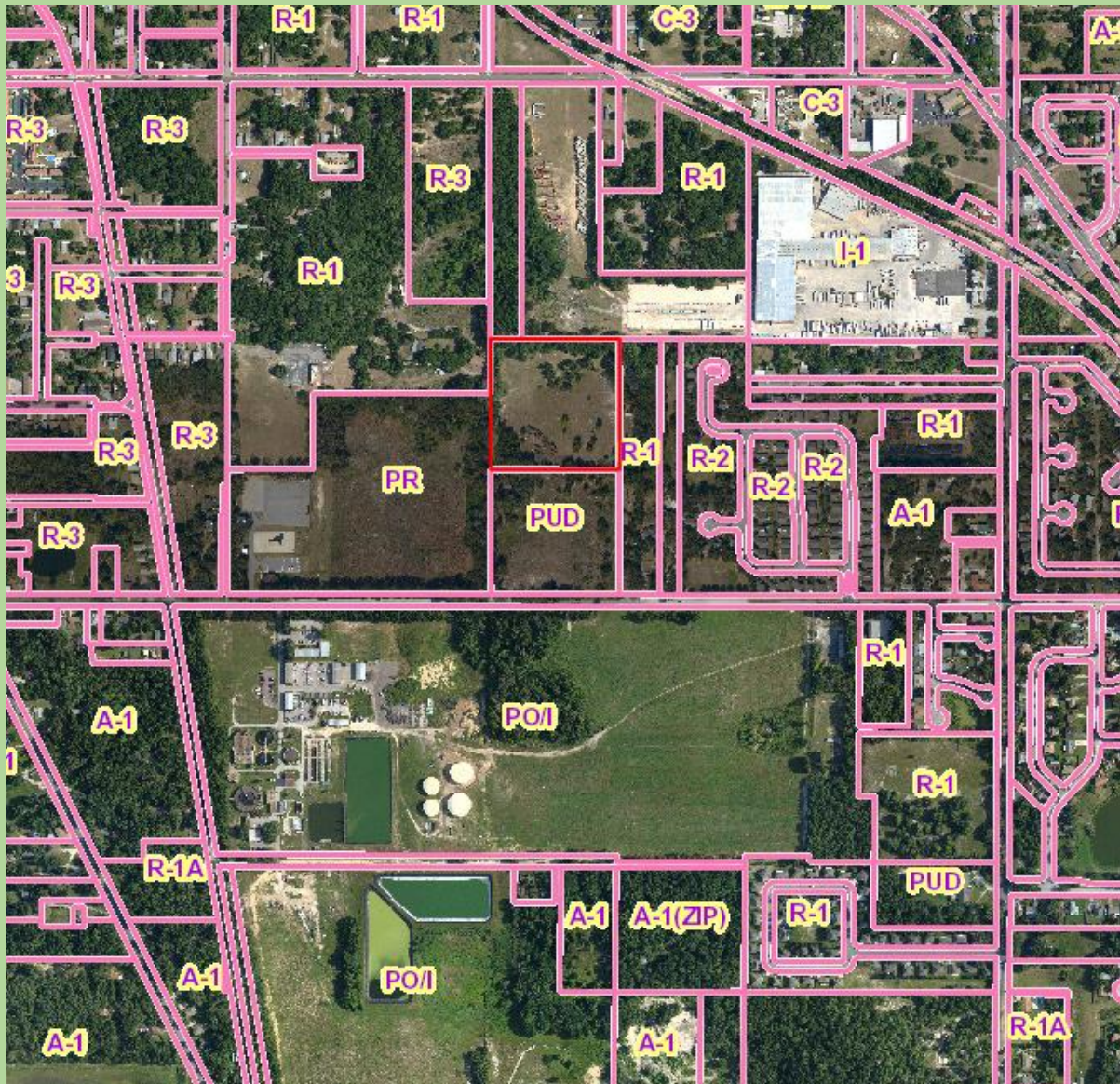
## ADJACENT ZONING







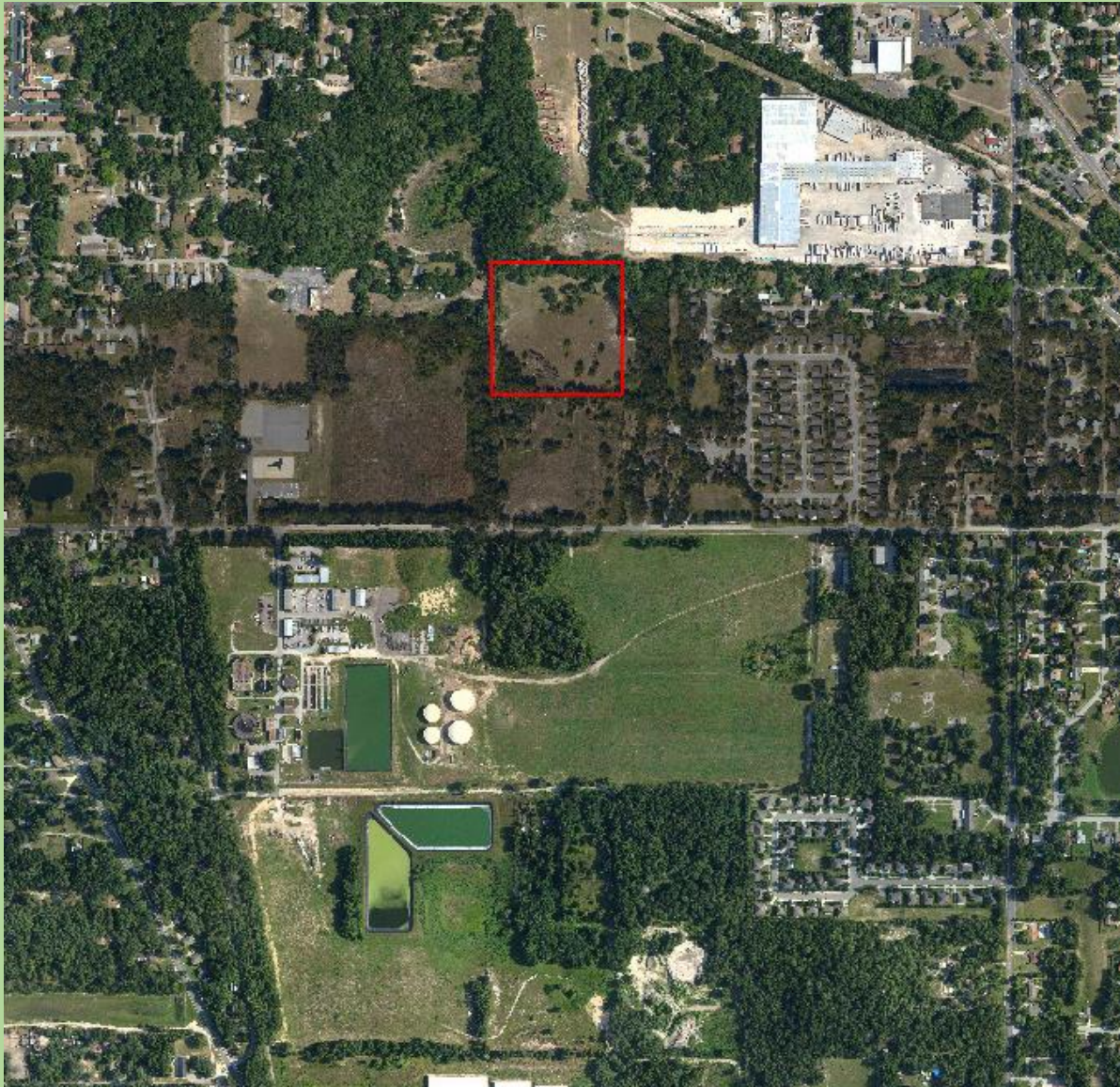
ADJACENT USES







## EXISTING USES





## **ORDINANCE NO. 2469**

**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 PARKS/RECREATION TO INDUSTRIAL (0.6 FAR), FOR CERTAIN REAL PROPERTY GENERALLY LOCATED NORTH OF EAST CLEVELAND STREET, WEST OF SHEELER AVENUE, COMPRISING 9.95 ACRES MORE OR LESS, AND OWNED BY CITY OF APOPKA; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City Council of the City of Apopka adopted the Apopka Comprehensive Plan by Ordinance No. 653 on October 2, 1991, pursuant to Section 163.3184, Florida Statutes and most recently amended it by Ordinance No. 2467 on December 16, 2015; and

**WHEREAS**, the City of Apopka's local planning agency (Planning Commission) has, in preparation of the amended version of the Apopka Comprehensive Plan, analyzed the proposed amendment pursuant to Chapter 163, Part II, F.S., found it to be consistent with the intent of the Apopka Comprehensive Plan, and held public hearings providing for full public participation.

**NOW THEREFORE, BE IT ORDAINED**, by the City Council of the City of Apopka, Florida, as follows:

### **Section I. Purpose and Intent.**

This Ordinance is enacted to carry out the purpose and intent of, and exercise the authority set out in, the Local Government Comprehensive Planning and Land Development Regulation Act, Sections 163.3184 and 163.3187, Florida Statutes.

### **Section II. Future Land Use Element.**

Page 1-15 (Map 1-3) of the Future Land Use Element of the City of Apopka Comprehensive Plan, as most recently amended by Ordinance No. 2467, is amended in its entirety to change the land use from Parks/Recreation to Industrial (0.60 FAR), for certain real property generally located north of East Cleveland Street, west of Sheeler Avenue, comprising 9.95 acres more or less, (Parcel No. 15-21-28-0000-00-080; as further described in Exhibit "A" attached hereto.

### **Section III. Applicability and Effect.**

The applicability and effect of the City of Apopka Comprehensive Plan shall be as provided by the Local Government Comprehensive Planning and Land Development Regulation Act, Sections 163.3161 through 163.3215, Florida Statutes.

### **Section IV. Severability.**

If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

**ORDINANCE NO. 2469**  
**PAGE 2**

**Section V.** The Community Development Director is hereby authorized to amend the Future Land Use to comply with this ordinance.

**Section VI. Effective Date.**

This Ordinance shall become effective upon adoption.

**ADOPTED** at a regular meeting of the City Council of the City of Apopka, Florida, this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

READ FIRST TIME: December 2, 2015

READ SECOND TIME  
AND ADOPTED: December 16, 2015

\_\_\_\_\_  
Joseph E. Kilsheimer, Mayor

ATTEST:

\_\_\_\_\_  
Linda Goff, City Clerk

DULY ADVERTISED FOR HEARING:   October 30, 2015  
  December 4, 2015

ORDINANCE NO. 2469

City of Apopka  
9.95 +/- Acres

Existing Maximum Allowable Development: 0 dwelling units

Proposed Maximum Allowable Development: 260,053 sq. ft.

Proposed Small Scale Future Land Use Change

From: Parks/Recreation

To: Industrial (max. FAR 0.60)

Proposed Zoning Change

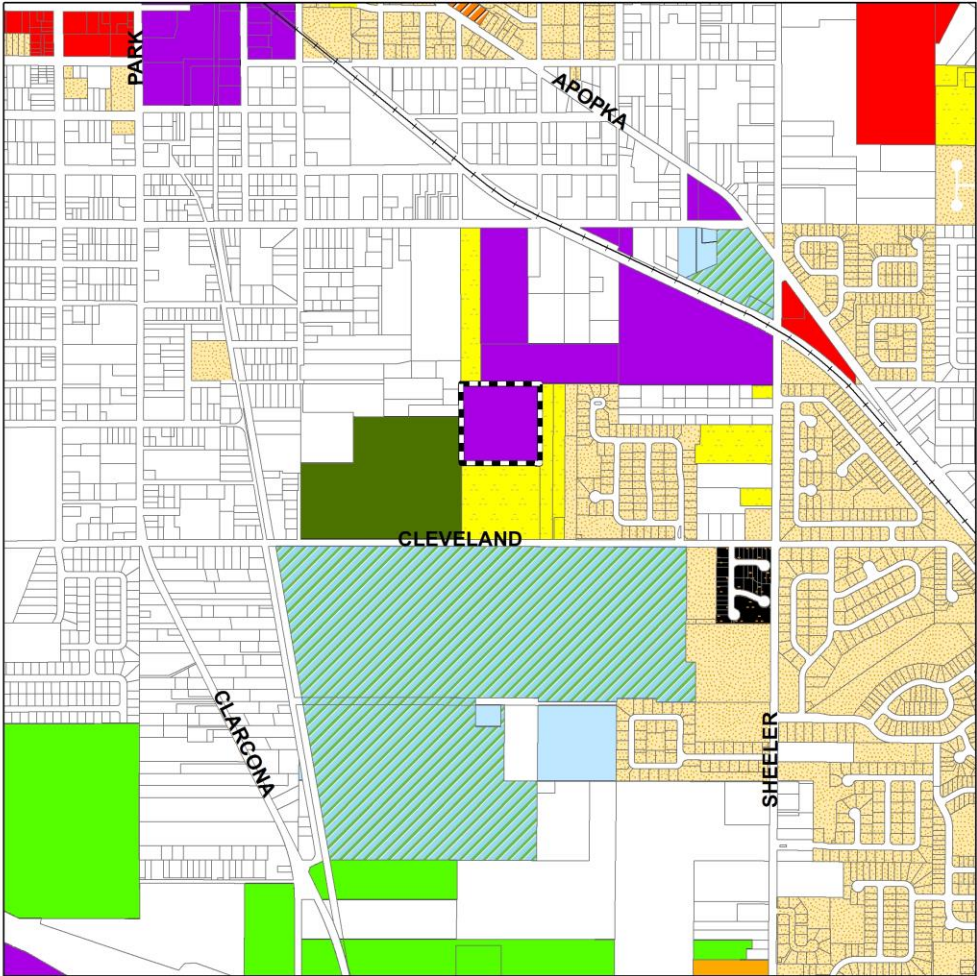
From: PR

To: I-1

Parcel ID #: 15-21-28-0000-00-080



VICINITY MAP



City of Apopka  
Future Land Use Map



0 0.0450.09 0.18 0.27 0.36  
Miles

Source: City of Apopka and Orange County Property Appraiser  
Note: This map was compiled from the Geographic Information Service and does not reflect an actual survey.  
The City of Apopka does not assume responsibilities for errors or omissions contained herein.

Legend

- Subject Site
- City Boundary
- JPA Boundary
- PARCELS\_061413
- Future Land Use
  - Agriculture
  - Agriculture Estates
  - Agriculture Homestead
  - Rural Settlement
  - Res. Estates
  - Res. Very Low Suburban
  - Res. Low Suburban
  - Res. Low
  - Res. Medium Low
- Res. Medium
- Res. High
- Mixed Use
- Mixed Use\*
- Office
- Commercial
- Commercial\*
- Industrial
- Industrial\*
- Institutional/Public Use
- Conservation
- Parks/Recreation
- ANNEX



**Backup material for agenda item:**

4. Ordinance 2470 – Second Reading – Quasi-Judicial - Change of Zoning  
David Moon





## CITY OF APOPKA CITY COUNCIL

<input checked="" type="checkbox"/> PUBLIC HEARING	DATE:	December 16, 2015
<input type="checkbox"/> ANNEXATION	FROM:	Community Development
<input type="checkbox"/> PLAT APPROVAL	EXHIBITS:	Zoning Report
<input checked="" type="checkbox"/> OTHER: Ordinance		Vicinity Map
		Adjacent Zoning Map
		Adjacent Uses Map
		Existing Uses Map
		Ordinance No. 2470

**SUBJECT:** **ORDINANCE NO. 2470 - CHANGE OF ZONING – CITY OF APOPKA**

**Request:** **SECOND READING & ADOPTION OF ORDINANCE NO. 2470 - CHANGE OF ZONING – CITY OF APOPKA - FROM PR (PARKS/RECREATION) TO I-1 (RESTRICTED INDUSTRIAL). (PARCEL ID 15-21-28-0000-00-080)**

**SUMMARY**

APPLICANT/OWNER: City of Apopka

LOCATION: North of East Cleveland Street, west of Sheeler Avenue

EXISTING USE: Vacant

FUTURE LAND USE: Parks/Recreation

PROPOSED LAND USE: Industrial (max. FAR 0.60) (Note: this Change of Zoning amendment request is being processed along with a request to change the Future Land Use Map designation from Parks/Recreation to Industrial (max FAR 0.60).

ZONING: PR (Parks/Recreation)

PROPOSED ZONING: I-1 (Restricted Industrial) (min. lot area of 15,000 sq. ft.)

PROPOSED DEVELOPMENT: Light industrial

TRACT SIZE: 9.95 +/- acres

MAXIMUM ALLOWABLE DEVELOPMENT: EXISTING ZONING: 0 Residential Units  
PROPOSED ZONING: 260,053 Sq. Ft.

**DISTRIBUTION**

Mayor Kilsheimer	Finance Director	Public Ser. Director
Commissioners (4)	HR Director	City Clerk
City Administrator Irby	IT Director	Fire Chief
Community Dev. Director	Police Chief	

**ADDITIONAL COMMENTS:**

The proposed zoning change is compatible with the character of the surrounding area and the subject parcels are vacant. The City is requesting the I-1 zoning to assure that the property can be sold and developed for light industrial. The property comprises approximately 9.95 acres.

Staff has analyzed the proposed amendment and determined that adequate public facilities exist to support this zoning change (see attached Zoning Report).

**COMPREHENSIVE PLAN COMPLIANCE:** The proposed I-1 rezoning is consistent with the proposed Future Land Use Designation of Industrial (max. FAR 0.60) for this property. Minimum lot size for property assigned the I-1 zoning category is 15,000 sq. ft. for light industrial development.

**SCHOOL CAPACITY REPORT:** The proposed rezoning is to a non-residential zoning classification and, therefore, a capacity enhancement agreement with OCPS is not necessary.

**ORANGE COUNTY NOTIFICATION:** The JPA requires the City to notify the County 30 days before any public hearing or advisory board. The City properly notified Orange County on October 9, 2015.

**PUBLIC HEARING SCHEDULE:**

November 10, 2015 - Planning Commission (5:01 pm)  
December 2, 2015- City Council (1:30 pm) - 1st Reading  
December 16, 2015 – City Council (7:00 pm) - 2nd Reading

**DULY ADVERTISED:**

October 30, 2015 – Public Notice and Notification  
December 4, 2015 – Ordinance Heading Ad w/Map/¼ Page w/Map Ad

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**RECOMMENDED ACTION:**

The **Development Review Committee** finds the proposed amendment consistent with the Comprehensive Plan and compatible with the character of the surrounding area, recommending approval of the change in Zoning from PR (Parks/Recreation) to I-1 (Restricted Industrial).

The **Planning Commission**, at its meeting on November 10, 2015, recommended approval (6-0) of the change in Future Land Use from PR (Parks/Recreation) to I-1 (Restricted Industrial) for the property owned by City of Apopka.

The **City Council**, at its meeting on December 2, 2015, accepted the First Reading of Ordinance No. 2470; and held it over for Second Reading and Adoption on December 16, 2015.

Adopt Ordinance No. 2470.

**Note: This item is considered quasi-judicial. The staff report and its findings are to be incorporated into and made a part of the minutes of this meeting.**

## **ZONING REPORT**

### **RELATIONSHIP TO ADJACENT PROPERTIES:**

North (City)	Residential Medium (10 du/ac) and Industrial (max FAR 0.60)	IND-2/IND-3 (ZIP)	Light Industrial
East (City)	Residential Medium (10 du/ac)	R-1	Vacant
South (City)	Residential Medium (10 du/ac)	PUD	Vacant
West (City)	Parks/Recreation	PR	Vacant (City training site)
North (City)	Residential Medium (10 du/ac) and Industrial (max FAR 0.60)	IND-2/IND-3 (ZIP)	Light Industrial

### **LAND USE & TRAFFIC COMPATIBILITY:**

The parcel is landlocked but the abutting parcel to the southwest is also owned by the City of Apopka. Prior to development of the subject property for industrial purposes, a road or driveway must be constructed across the City's southern parcel to create access between Cleveland Street and the subject parcel.

The zoning application covers approximately 9.95 acres. The property owner intends to sell the property for use for light industrial development.

### **COMPREHENSIVE PLAN COMPLIANCE:**

The proposed I-1 zoning is consistent with the Industrial (max. FAR 0.60) Future Land Use designation and with the character of the surrounding area and future proposed development. Per Section 2.02.01, Table II-1, of the Land Development Code, I-1 zoning is one of the acceptable zoning districts allowed within the Industrial Future Land Use designation. Development Plans shall not exceed the density allowed in the adopted Future Land Use Designation.

### **C-3 DISTRICT REQUIREMENTS:**

Maximum Floor Area Ratio:	0.60
Minimum Site Area:	15,000 sq. ft.
Minimum Lot Width	100 ft.
Setbacks:	
Front:	25 ft.
Rear:	10 ft. (30 ft. from residential)
Side:	10 ft.
Corner	25 ft.

Based on the above zoning standards, the existing 9.95 acre parcel complies with code requirements for the I-1 district.

### **BUFFERYARD REQUIREMENTS:**

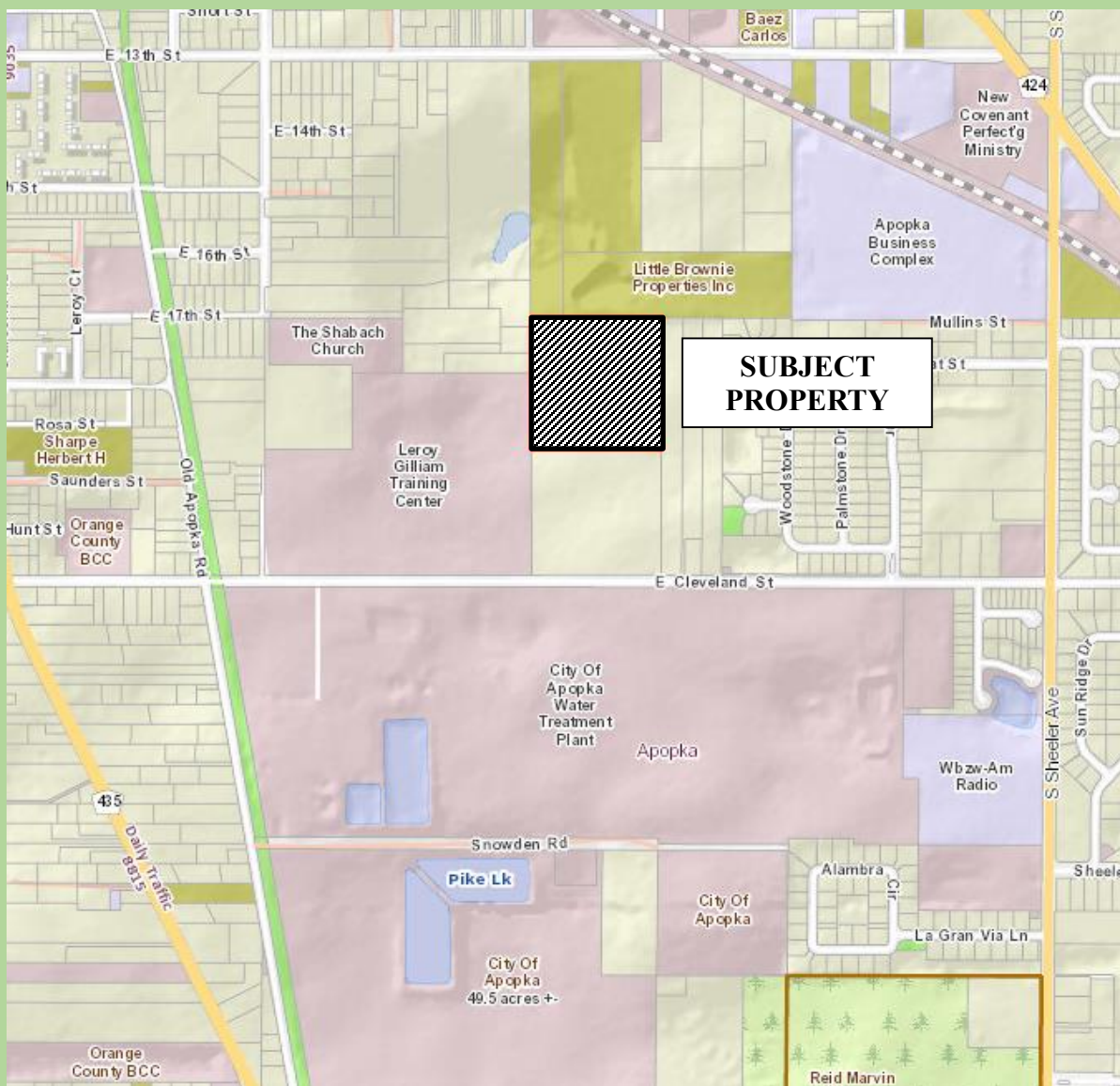
Areas adjacent to all road rights-of-way shall provide a minimum 25-foot landscaped bufferyard. Areas adjacent to agricultural uses or districts shall provide a minimum of ten feet abutting the property line with landscaping and a six-foot-high masonry wall.

### **ALLOWABLE USES:**

Any C-3 Commercial District permitted use and light manufacturing of novelties, souvenirs, bakery, garments, electrical, precision instruments or equipment, computers, furniture, metal and other similar products. Bus, cab and truck repair, dyeing, dry cleaning and laundering. Machinery sales, machine shops, meat storage, cutting and distribution. Other uses which are similar and compatible to the uses permitted herein which adhere to the intent of the district.

**Existing Maximum Allowable Development: 0 dwelling units**  
**Proposed Maximum Allowable Development: 260,053 sq. ft.**  
**Proposed Small Scale Future Land Use Change**  
**From: Parks/Recreation**  
**To: Industrial (max. FAR 0.60)**  
**Proposed Zoning Change**  
**From: PR**  
**To: I-1**  
**Parcel ID #: 15-21-28-0000-00-080**

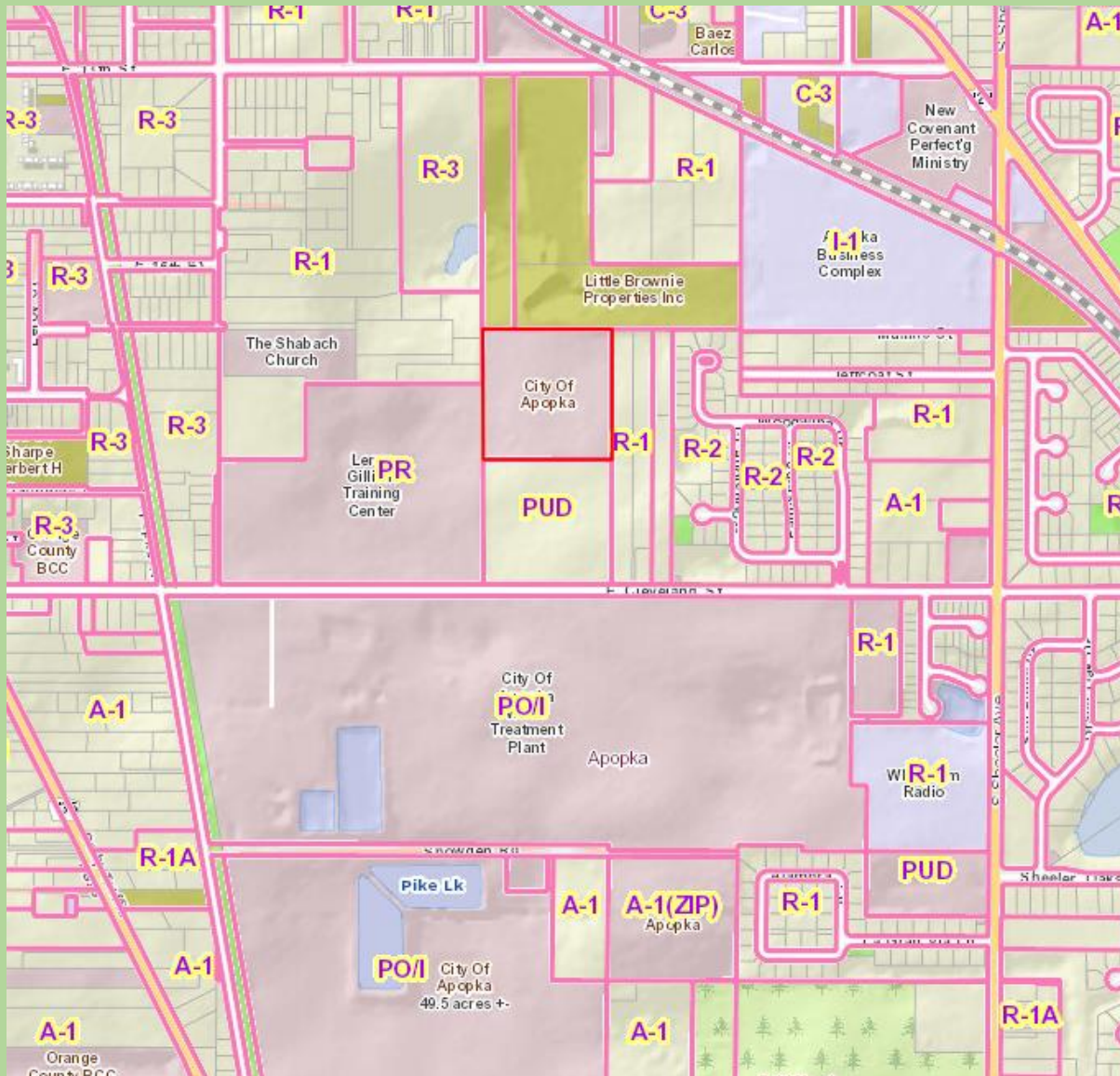
## VICINITY MAP







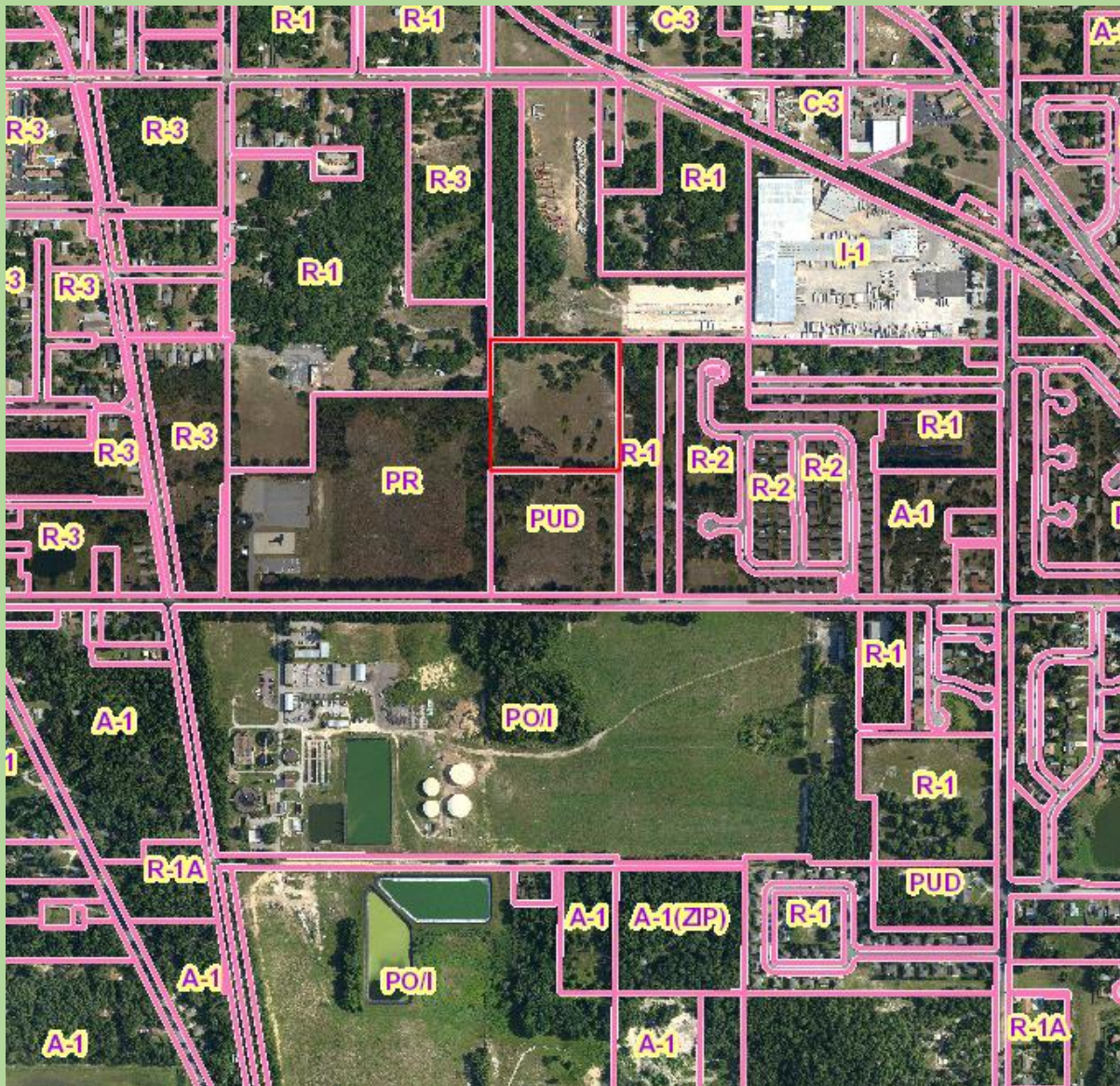
## ADJACENT ZONING







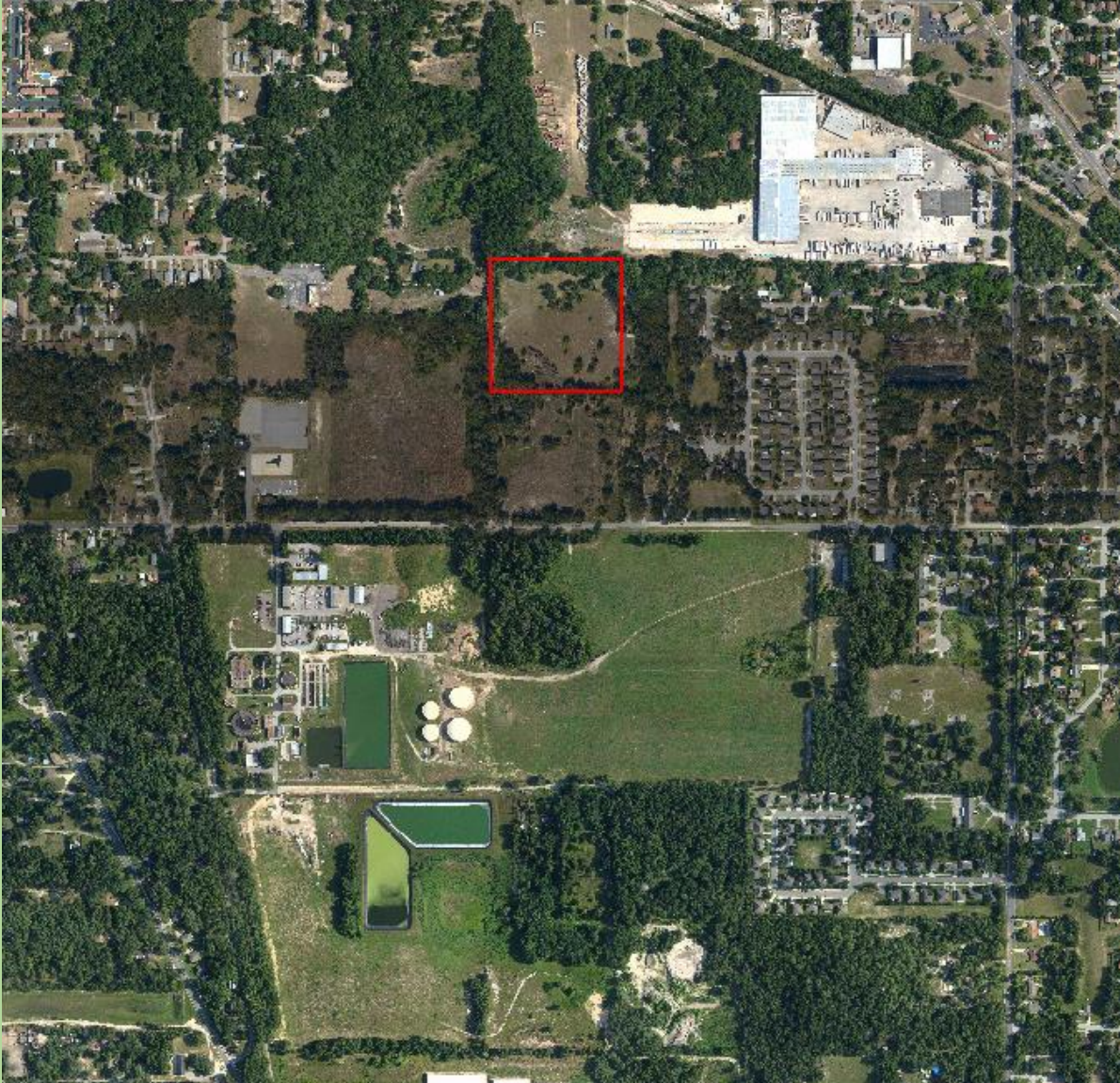
ADJACENT USES







**EXISTING USES**



## ORDINANCE NO. 2470

**AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, CHANGING THE ZONING FROM PR (PARKS/RECREATION) TO I-1 (RESTRICTED INDUSTRIAL) (0.60 FAR) FOR CERTAIN REAL PROPERTY GENERALLY LOCATED NORTH OF EAST CLEVELAND STREET, WEST OF SHEELER AVENUE, COMPRISING 9.95 ACRES MORE OR LESS, AND OWNED BY CITY OF APOPKA; PROVIDING FOR DIRECTIONS TO THE COMMUNITY DEVELOPMENT DIRECTOR, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**

**WHEREAS**, to manage the growth, the City of Apopka, Florida, finds it in the best interest of the public health, safety and welfare of its citizens to establish zoning classifications within the City; and

**WHEREAS**, the City of Apopka has requested a change in zoning on said property as identified in Section I of this ordinance; and

**WHEREAS**, the proposed I-1 (Restricted Industrial) (0.60 FAR) zoning has been found to be consistent with the City of Apopka Comprehensive Plan, and the City of Apopka Land Development Code.

**NOW THEREFORE, BE IT ORDAINED**, by the City Council of the City of Apopka, Florida, as follows:

**Section I.** That the zoning classification of the following described property, being situated in the City of Apopka, Florida, is hereby I-1 (Restricted Industrial) (0.6 FAR), as defined in the Apopka Land Development Code.

Legal Description:

NW1/4 OF SW1/4 OF SE1/4 SEC 15-21-28

Parcel I.D: 15-21-28-0000-00-080

Contains: 9.95 +/- Acres

**Section II.** That the zoning classification is consistent with the Comprehensive Plan of the City of Apopka, Florida.

**Section III.** That the Community Development Director, or the Director's designee, is hereby authorized to amend, alter, and implement the official zoning maps of the City of Apopka, Florida, to include said designation. The Community Development Director shall not accept an application for a development plan until such time the property owner addresses school capacity enhancement review with Orange County Public Schools.

**Section IV.** That if any section or portion of a section or subsection of this Ordinance proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force or effect of any other section or portion of section or subsection or part of this ordinance.

**Section V.** That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

**Section VI.** That this Ordinance shall take effect upon the date of adoption.



**ORDINANCE NO. 2470**  
**PAGE 2**

READ FIRST TIME: December 2, 2015

READ SECOND TIME  
AND ADOPTED: December 16, 2015

\_\_\_\_\_  
Joseph E. Kilsheimer, Mayor

ATTEST:

\_\_\_\_\_  
Linda Goff, City Clerk

DULY ADVERTISED:      October 30, 2015  
                                 December 4, 2015

**Backup material for agenda item:**

5. Ordinance 2471 – Second Reading – Quasi-Judicial - Change of Zoning  
David Moon



## CITY OF APOPKA CITY COUNCIL

X PUBLIC HEARING  
\_\_\_\_ ANNEXATION  
\_\_\_\_ PLAT APPROVAL  
X OTHER: Ordinance

DATE: December 16, 2015  
FROM: Community Development  
EXHIBITS: Zoning Report  
Vicinity Map  
Adjacent Zoning Map  
Adjacent Uses Map  
Master Plan/Preliminary Dev. Plan  
Landscape Plan  
Ordinance No. 2471

**SUBJECT:** **ORDINANCE NO. 2471 – CHANGE OF ZONING – RAYNOR SHINE RECYCLING SOLUTIONS, FROM “COUNTY” I-4 (ZIP) AND “CITY” I-1 TO “CITY” PLANNED UNIT DEVELOPMENT (PUD/I-2); AND THE MASTER PLAN/PRELIMINARY DEVELOPMENT PLAN.**

**Request:** **SECOND READING & ADOPTION OF ORDINANCE NO. 2471 -- APPROVAL OF THE CHANGE OF ZONING FROM “COUNTY” I-4 (ZIP) & “CITY” I-1 TO “CITY” PLANNED UNIT DEVELOPMENT (PUD/I-2); APPROVAL OF THE MASTER PLAN/PRELIMINARY DEVELOPMENT PLAN. (PARCEL ID NUMBERS: 01-21-27-0000-00-026 & 01-21-27-0000-00-080)**

### **SUMMARY**

OWNER: Raynor Apopka Land Management, LLC

APPLICANT/ENGINEER: American Civil Engineering Co., c/o John Herbert, P.E.

LOCATION: 100 & 126 Hermit Smith Road (Southern terminus of Hermit Smith Road)

EXISTING USE: Vacant Land, warehouse, office

CURRENT ZONING: “County” I-4 (ZIP) (4.15 ac +/-) and “City” I-1 (15.25 ac +/-)

PROPOSED ZONING: “City” Planned Unit Development (PUD/I-2)

PROPOSED DEVELOPMENT: Mulch Operation

TRACT SIZE: 19.4 +/- acres

MAXIMUM ALLOWABLE DEVELOPMENT: EXISTING: 507,038 sq. ft.  
PROPOSED: 507,038 sq. ft.

### **DISTRIBUTION**

Mayor Kilsheimer  
Commissioners (4)  
City Administrator Irby  
Community Dev. Director

Finance Director  
HR Director  
IT Director  
Police Chief

Public Ser. Director  
City Clerk  
Fire Chief

**ADDITIONAL COMMENTS:** Parcel No. 01-21-27-0000-00-026 was annexed into the City of Apopka on November 1, 2006, through the adoption of Ordinance No. 1877. Parcel No. 01-21-27-0000-00-080 was annexed into the City of Apopka on February 2, 2005, through the adoption of Ordinance No. 1733. The proposed Change of Zoning is being requested by the applicant, Raynor Apopka Land Management, LLC.

The zoning application covers approximately 19.4 +/- acres. The property owner intends to use the site for a mulch production manufacturing operation. This use involves the following activities: heavy outdoor mulching equipment, outdoor storage of raw materials, large trucks entering and leaving the property with raw materials (removed or harvested trees or tree limbs) or finished product (landscape mulch). An office use will occur at the site for on-site management of operations and for business sales. The office use is ancillary to the mulch production operation. Based on the storage of outdoor raw material as well as a manufacturing operation that does not occur within an enclosed building, the proposed use meets the intent of the I-2 zoning category. Both parcels have been acquired by and under legal ownership of the applicant. The smaller of the two parcels, Parcel Number 01-21-27-0000-00-080, is approximately 4.15 acres has not been assigned a City zoning category but currently retains a County zoning category of I-4 Industrial. The County's I-4 zoning category is similar to the City's I-2 zoning category. The larger parcel, Parcel Number 01-21-27-0000-00-026, is approximately 15.25 acres and has a City I-1 zoning assigned to it. The proposed use does not meet the intent of the I-1 zoning category and requires I-2 zoning.

The applicant originally sought I-2 zoning for the subject property. However, the City's planning staff determined that many of the uses proposed under I-2 zoning are too intensive considering the predominant land uses in the surrounding area are zoned for I-1, conservation, or agriculture. However, the mulch production use, as proposed, is a use that planning staff considers to be compatible with the surrounding area. Taking into consideration the opinion of the Planning staff, the applicant agreed to apply for a PUD zoning that will limit the use of the subject property to only the mulch production operation and any related ancillary uses, as well as any I-1 uses currently allowed.

In conjunction with state requirements, staff has analyzed the proposed amendment and determined that adequate public facilities exist to support this change of zoning (see attached Zoning Report).

#### **PUD RECOMMENDATIONS:**

The PUD recommendations are that the zoning classification of the following described property be designated as Planned Unit Development (PUD\I-2), as defined in the Apopka Land Development Code, and with the following Master Plan provisions are subject to the following zoning provisions:

- A. The zoning and uses permitted within the PUD district for the subject property shall be:
1. Use of the subject property will be limited to the manufacturing and production of mulch with outdoor storage of raw materials and with outdoor manufacturing operations. All outdoor storage and outdoor manufacturing operations shall be located within a screened area not visible from adjacent properties or streets. Outdoor mulch manufacturing and the outdoor storage of raw materials are the only I-2 uses that are allowed.
  2. Any I-1 or C-3 permitted use is allowed.
  3. C-2, C-1, CN, or PO/I permitted uses will not be allowed as a primary use. Any office use shall be associated with the industrial activity occurring at the subject site.



4. Any use of the property other than the permitted uses described above, shall require an amendment to the PUD through the zoning process.
  5. Overnight parking of trucks or other large vehicles shall only occur within the boundaries of the Master Site Plan and within areas so designated on said Plan. No overnight parking of trucks will be allowed within the office parking lots. No parking of any vehicle will occur within any roadway easement running within the subject property or abutting the eastern property line.
  6. Outdoor storage of raw materials shall only occur at approved locations denoted within the Master Site Plan.
  7. All mulching equipment shall only be placed in the areas denoted on the Master Site Plan.
  8. No parking of any vehicle or truck or outdoor storage shall occur within any landscape buffer area appearing on the Master Site Plan.
- B. Development standards and conditions required of any development within the PUD district for the subject property shall be:
1. Building elevations will be provided at time of a Final Development Plan application.
  2. Maximum height of any building, mulch conveyor belts, manufacturing equipment, raw material piles are not to exceed thirty-five feet from the finished ground level.
  3. All perimeter landscape areas shall be protected from vehicle encroachment by curbing or wheel stops.
- C. If a Final Development Plan associated with the PUD district has not been approved by the City within two years after approval of these Master Plan provisions, the approval of the Master Plan provisions will expire. At such time, the City Council may:
1. Permit a single six-month extension for submittal of the required Preliminary Development Plan;
  2. Allow the PUD zoning designation to remain on the property pending resubmittal of new Master Plan provisions and any conditions of approval; or
  3. Rezone the property to a more appropriate zoning classification.
  4. Unless otherwise addressed within the PUD development standards, the I-1 zoning standards will apply to the subject property.

**COMPREHENSIVE PLAN COMPLIANCE:** The proposed Planned Unit Development (PUD/I-2) zoning designation is consistent with the Industrial (0.60 FAR) future land use designation and the proposed use of the property. Site development cannot exceed the intensity allowed by the Future Land Use policies.

**SCHOOL CAPACITY REPORT:** Because this change of zoning represents a change to a non-residential designation, notification of Orange County Public Schools is not required.

**ORANGE COUNTY NOTIFICATION:** The JPA requires the City to notify the County 30 days before any public hearing or advisory board. The City properly notified Orange County on September 11, 2015.

**SPECIAL STANDARDS:** The applicant has proposed the below waiver requests (which appear on the cover sheet of the Master Plan). As the applicant has applied for a PUD zoning, these waiver requests will be listed as Development Standards approved for the subject property. Thus, the below waivers are considered to be additional development standards that will be incorporated in the PUD ordinance, unless specifically amended or denied by City Council.

1. LDC, Section 2.02.15. G.1. - Areas adjacent to all roads shall provide eight (8) foot masonry wall within a minimum 25-foot landscaped bufferyard. Applicant is requesting a waiver to allow a 10-foot landscaped bufferyard due to the easement in lieu of a road abuts the eastern property line and a fence will provide a black or green vinyl coated chain link fence adjacent property to zoned I-1.
2. LDC, Section 2.02.15. G.2. - Areas adjacent to agricultural districts shall provide an eight-foot masonry wall within a minimum of ten-foot landscaped bufferyard. Applicant is requesting a waiver to allow a 10-foot landscaped bufferyard with a 6-foot chain link fence. The justifications for the request is due to the property to the west containing vegetation from a fern growing operating that blocks the view; and the property to the north is a citrus grove with a dense 6-foot hedge. The chain link fence will be green or black vinyl coated.
3. LDC, Section 2.02.15. G.3. - Areas adjacent to residential districts shall provide an eight-foot masonry wall within a minimum of 50-foot landscaped bufferyard. Applicant is requesting a waiver to allow a 30-foot buffer with a 6-foot chain link along the property line to the north because the adjacent land is owned by the Applicant and is intended to be rezoning to I-1. Additionally, the Applicant is requesting a waiver to allow a 20-foot buffer along the southern property line because the adjacent property is a borrow pit that is not conducive to residential use. The chain link fence will be green or black vinyl coated.
4. LDC, Section 2.02.15.G.2. – A 6’ foot high masonry wall is required adjacent to a citrus grove and is not anticipated to develop as residential. No public access is near this area and will not be highly visible. The chain link fence will be green or black vinyl coated.
5. LCD, Section 2.02.15.G.3. – A 20 foot buffer and a 6-foot high masonry wall is required adjacent to residential zoned property. The abutting residential-zoned parcel is owned by Raynor Shine LLC, and the access drive crosses that parcel. Raynor Shine plans to request to rezone that parcel to Office or Industrial use in the future.

**Staff does not object to any of the above waiver requests, and will incorporate these waivers as development standards within the PUD zoning ordinance.**

**PUBLIC HEARING SCHEDULE:**

November 24, 2015 – Planning Commission (5:01 pm)  
December 2, 2015 – City Council (1:30 pm) – 1<sup>st</sup> Reading  
December 16, 2015 – City Council (7:00 pm) – 2<sup>nd</sup> Reading

**DULY ADVERTISED:**

September 25, 2015 – Public Notice and Notification  
November 6, 2015 – Ordinance Heading Ad w/map

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**RECOMMENDED ACTION:**

Staff recommends that City Council take separate actions for this case – one for the PUD\I-2 zoning and another for the Master Site Plan\Preliminary Development Plan.

1. The **Development Review Committee** finds the proposed amendment consistent with the Comprehensive Plan and recommends approval of the change in zoning from “County” I-4 (ZIP) and “City” I-1 to “City” Planned Unit Development (PUD/I-2) for the property owned by Raynor Apopka Land Management, LLC.
2. The **Development Review Committee** finds the proposed Master Site Plan\Preliminary Development Plan to be consistent with the Comprehensive Plan and Land Development Code, and recommends approval of the Master Site Plan\preliminary Development Plan subject to the development standards and conditions recommended in the staff report, for the property owned by Raynor Apopka Land Management, LLC.

The **Planning Commission**, at its meeting on November 10, 2015, continued this item to the Special Planning Commission meeting on November 24, 2015, due to the incorrect site plan having been included in the staff report

The **Planning Commission**, at its meeting on November 24, 2015, recommended:

- 1) Approval (6-0) of the change in zoning from “County” I-4 (ZIP) and “City” I-1 to “City” Planned Unit Development (PUD/I-2) for the property owned by Raynor Apopka Land Management, LLC, subject to the information and findings in the staff report.
- 2) Approval (6-0) of the Master Site Plan\preliminary Development Plan subject to the development standards and conditions recommended in the staff report, for the property owned by Raynor Apopka Land Management, LLC.

The **City Council**, at its meeting on December 2, 2015, accepted the First Reading of Ordinance No. 2471 and held it over for Second Reading and Adoption on December 16, 2015; and, accepted the Raynor Shine Master Plan\Preliminary Development Plan.

Adopt Ordinance No. 2471; and approve the Master Site Plan\preliminary Development Plan, subject to the development standards and conditions recommended in the staff report, for the property owned by Raynor Apopka Land Management, LLC.

**Note: This item is considered quasi-judicial. The staff report and its findings are to be incorporated into and made a part of the minutes of this meeting.**

## ZONING REPORT

### RELATIONSHIP TO ADJACENT PROPERTIES:

Direction	Future Land Use	Zoning	Present Use
North (County)	Rural (1 du/10 ac/Agricultural)	A-1	vacant
East (City)	Industrial (0.60 FAR)	I-4	warehouse/trucking business
South (City)	Residential Very Low Suburban (0-2 du/ac)	Mixed-EC	vacant
West (County)	Rural (1 du/10 ac/Agricultural)	A-1	warehouse

### LAND USE &

#### TRAFFIC COMPATIBILITY:

The Property has access to a Hermit Smith Road through an access easement that the property owner has demonstrated rights thereto. Hermit Smith Road allows for easy access to a regional highway that leads to U.S. 441 and 429/S.R. 451.

### COMPREHENSIVE PLAN COMPLIANCE:

The proposed Planned Unit Development (PUD/I-2) zoning is consistent with the City's Industrial Future Land Use Designation. Development plans shall not exceed the density allowed under the adopted future land use designation.

### PUD/I-2 DISTRICT REQUIREMENTS:

The PUD describes the development standards that apply. The I-1 development standards are listed below.

Minimum Site Area: 25,000 sq. ft.

Minimum Lot Width: 150 ft.

Setbacks: Front: 25 ft. from property line

Rear: 10 ft., except where rear lot lines abut a residential district, then all structures shall be set back a minimum of 30 feet or a distance equivalent to any required bufferyard, whichever is greater.

Side: 10 ft. from property line or a distance equivalent to any required bufferyard, whichever is greater. All yards adjacent to road rights-of-way shall be a minimum of 25 feet.

Zero Lot Lines: Rear yards and side yards may be reduced to zero when the rear or side property lines abut the boundary of a railroad right-of-way, but only in those cases where an adjacent wall or walls of a building or structure are provided with railroad loading and unloading capabilities.



**BUFFER-YARD  
REQUIREMENTS:**

Areas adjacent to all road rights-of-way shall provide eight (8) foot masonry wall within a minimum 25-foot landscaped bufferyard. Areas adjacent to agricultural districts shall provide an eight-foot masonry wall within a minimum of ten-foot landscaped bufferyard. Areas adjacent to residential districts shall provide an eight-foot masonry wall within a minimum of 50-foot landscaped bufferyard. Areas adjacent to nonresidential, non-I-2 industrial uses or districts shall provide an eight-foot masonry wall within a minimum of ten-foot landscaped bufferyard. I-2 uses occurring adjacent to existing I-2 districts or uses shall be required to provide a ten-foot landscaped bufferyard.

**ALLOWABLE USES:**

The only I-2 use that is allowed through the PUD\I-2 zoning is outdoor mulch operation and outdoor storage of raw materials.

Any use permitted in the I-1 District. Bus, cab and truck storage and terminals. Building material and contractor's storage, equipment yards and sales. Machinery storage. Bulk storage of petroleum. Asphalt (or similar petroleum product), cement, lime, gypsum or plaster of paris or concrete manufacturing, mixing or refining or the open storage of raw materials or finished products related to such manufacture. Blast furnace or similar heat or glare-generating operations. Corrosive acid manufacture or bulk storage, including, but not limited to, hydrochloric, nitric, sulfuric or similar acids. Fertilizer manufacturing and processing. Junk, salvage or wrecking yard or structure wherein motor vehicles, appliances or similar use equipment or materials are stored, dismantled or store for display, sale or packing; provided, all open storage and processing activities are enclosed within a wall or structure. Other uses which are similar and compatible to the uses permitted herein which adhere to the intent of the district and which are not prohibited as specified in this Code. Use determination shall be based upon the community development director's recommendation.

**Raynor Shine Recycling Services, Inc.**  
**19.4 +/- Acres**

**Existing Maximum Allowable Development: 507,038 sq. ft.**  
**Proposed Maximum Allowable Development: 507,038 sq. ft.**

**Proposed Zoning Change**

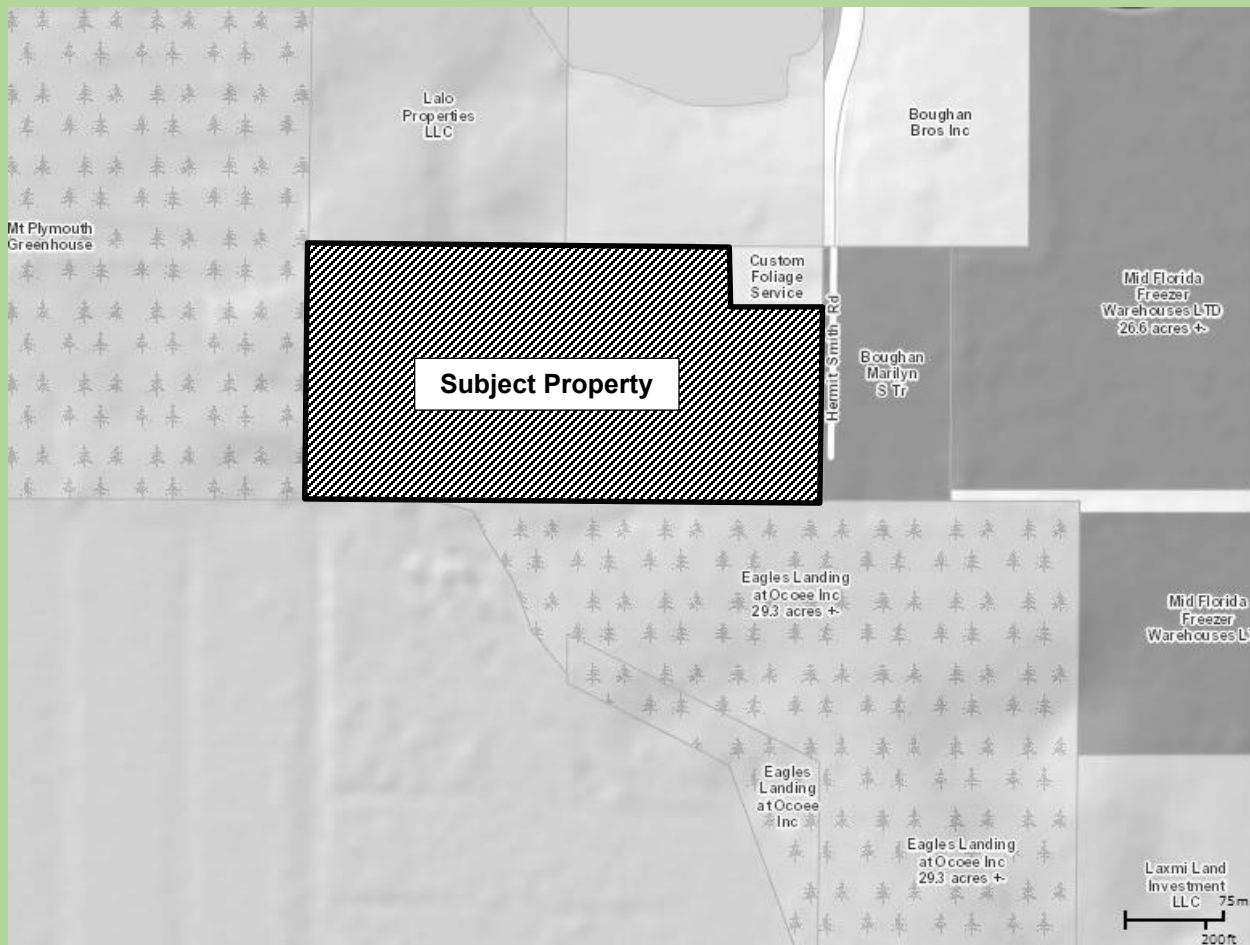
**From: “County” I-4 (ZIP) & “City” I-1**

**To: “City” Planned Unit Development (PUD/I-2)**

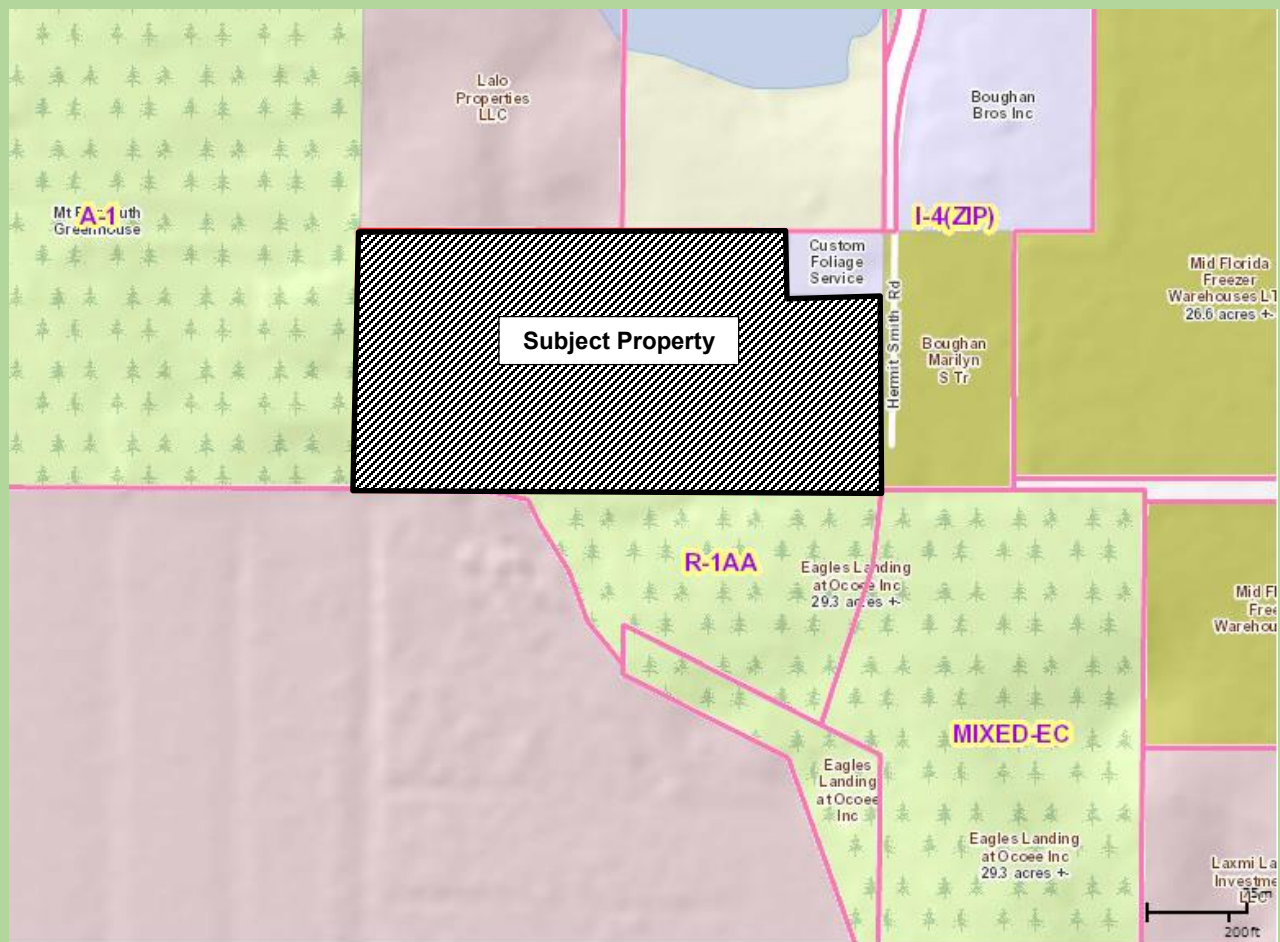
**Parcel ID #s: 01-21-217-0000-00-026 & 01-21-217-0000-00-080**



## VICINITY MAP



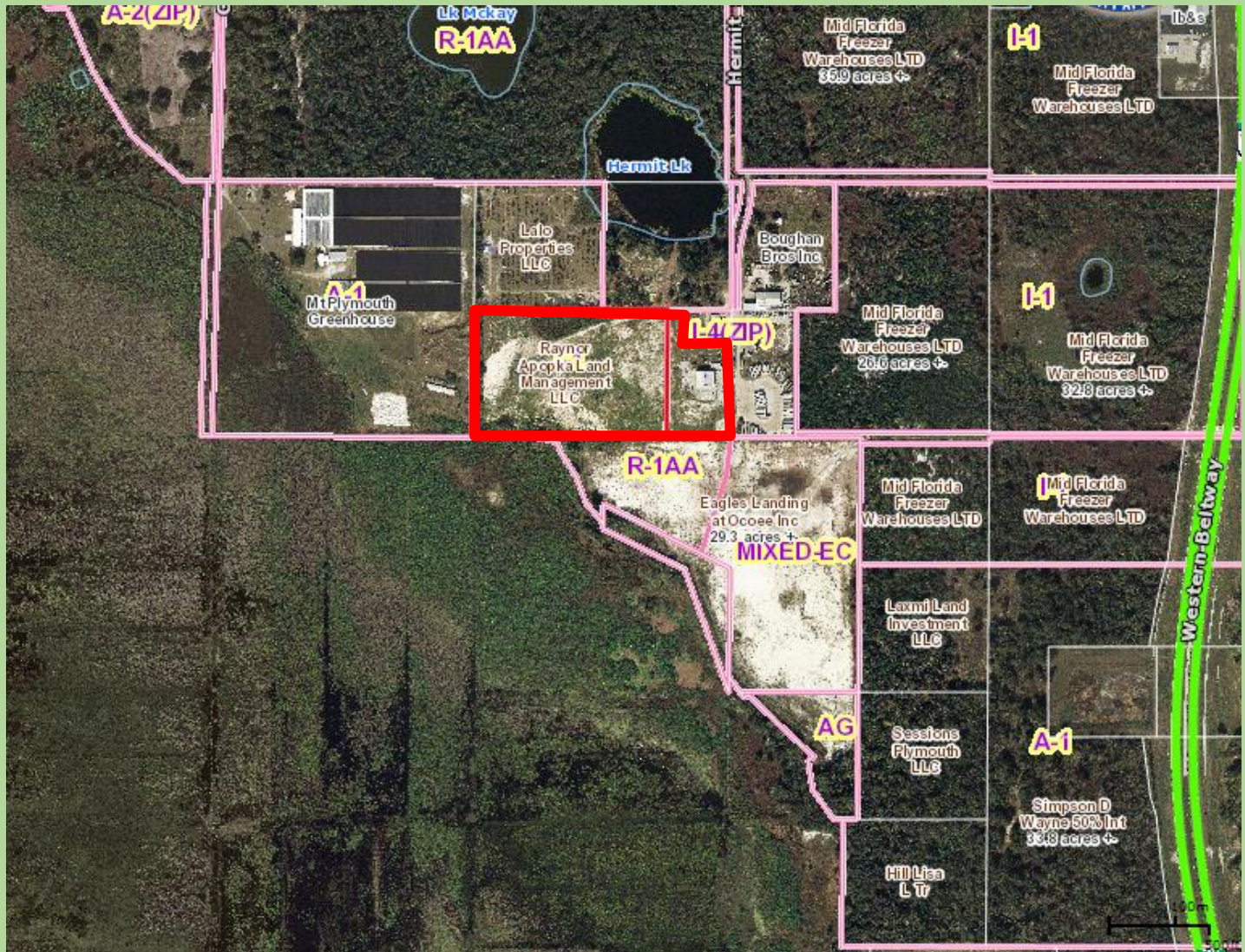
## ADJACENT ZONING







## ADJACENT USES





## ORDINANCE NO. 2471

**AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, CHANGING THE ZONING FROM “COUNTY” I-4 (ZIP) AND “CITY” I-1 TO “CITY” PLANNED UNIT DEVELOPMENT (PUD/I-2); FOR CERTAIN REAL PROPERTY GENERALLY LOCATED WEST OF HERMIT SMITH ROAD AND SOUTH OF HOGSHEAD ROAD, COMPRISING 19.4 ACRES MORE OR LESS, AND OWNED BY RAYNOR APOPKA LAND MANAGEMENT LLC; PROVIDING FOR DIRECTIONS TO THE COMMUNITY DEVELOPMENT DIRECTOR, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**

**WHEREAS**, to manage the growth, the City of Apopka, Florida, finds it in the best interest of the public health, safety and welfare of its citizens to establish zoning classifications within the City; and

**WHEREAS**, the City of Apopka has requested a change in zoning on said property as identified in Section I of this ordinance; and

**WHEREAS**, the proposed Planned Unit Development (PUD/I-2) zoning has been found to be consistent with the City of Apopka Comprehensive Plan, and the City of Apopka Land Development Code.

**NOW THEREFORE, BE IT ORDAINED**, by the City Council of the City of Apopka, Florida, as follows:

**Section I.** That the zoning classification of the following described property be designated as Planned Unit Development (PUD/I-2), as defined in the Apopka Land Development Code, and with the following Master Plan provisions subject to the following zoning provisions:

- A. The zoning and uses permitted within the PUD district for the subject property shall be:
1. Use of the subject property will be limited to the manufacturing and production of mulch with outdoor storage of raw materials and with outdoor manufacturing operations. All outdoor storage and outdoor manufacturing operations shall be located within a screened area not visible from adjacent properties or streets. Outdoor mulch manufacturing and the outdoor storage of raw materials are the only I-2 uses that are allowed.
  2. Any I-1 or C-3 permitted use is allowed.
  3. C-2, C-1, CN, or PO/I permitted uses will not be allowed as a primary use. Any office use shall be associated with the industrial activity occurring at the subject site.
  4. Any use of the property other than the permitted uses described above, shall require an amendment to the PUD through the zoning process.
  5. Overnight parking of trucks or other large vehicles shall only occur within the boundaries of the Master Site Plan and within areas so designated on said Plan. No overnight parking of trucks will be allowed within the office parking lots. No parking of any vehicle will occur within any roadway easement running within the subject property or abutting the eastern property line.
  6. Outdoor storage of raw materials shall only occur at approved locations denoted within the Master Site Plan.

7. All mulching equipment shall only be placed in the areas denoted on the Master Site Plan.
  8. No parking of any vehicle or truck or outdoor storage shall occur within any landscape buffer area appearing on the Master Site Plan.
- B. Development standards and conditions required of any development within the PUD district for the subject property shall be:
1. Building elevations will be provided at time of a Final Development Plan application.
  2. Maximum height of any building, mulch conveyor belts, manufacturing equipment, raw material piles are not to exceed thirty-five feet from the finished ground level.
  3. All perimeter landscape areas shall be protected from vehicle encroachment by curbing or wheel stops.
- C. If a Final Development Plan associated with the PUD district has not been approved by the City within two years after approval of these Master Plan provisions, the approval of the Master Plan provisions will expire. At such time, the City Council may:
1. Permit a single six-month extension for submittal of the required Preliminary Development Plan;
  2. Allow the PUD zoning designation to remain on the property pending resubmittal of new Master Plan provisions and any conditions of approval; or
  3. Rezone the property to a more appropriate zoning classification.
  4. Unless otherwise addressed within the PUD development standards, the I-1 zoning standards will apply to the subject property.

**Section II.** That the zoning classification of the following described property, being situated in the City of Apopka, Florida, is hereby Planned Unit Development (PUD/R-1A), as defined in the Apopka Land Development Code.

**Legal Description:**

The Southwest one-quarter (SW ¼) of the Southeast one-quarter (SE ¼) of the Southwest one-quarter (SW ¼) of Section 01, Township 21 South, Range 27 East, Orange County, Florida, together with

The west one-half (W-1/2) of the Southeast one-quarter (SE-1/4) of the Southeast one-quarter of the Southeast one-quarter (SE-1/4) of the Southwest one-quarter (SW-1/4) of Section 01, Township 21 South, Range 27 East, Orange County, Florida, and

The East one-half (E- ½) of the Southeast one-quarter (SE- ¼) of the Southeast one-quarter (SE ¼) of the Southwest one-quarter (SW- ¼) (Less the North 163.50 feet of the East 240.00 feet thereof) of Section 01, Township 21 South, Range 27 East, Orange County, Florida.

**Section III.** That the zoning classification is consistent with the Comprehensive Plan of the City of Apopka, Florida.

**Section IV.** That the Community Development Director, or the Director's designee, is hereby authorized to amend, alter, and implement the official zoning maps of the City of Apopka, Florida, to include said designation.

**Section V.** That if any section or portion of a section or subsection of this Ordinance proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force or effect of any other section or portion of section or subsection or part of this ordinance.

**Section VI.** That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

**Section VII.** That this Ordinance shall take effect immediately.

READ FIRST TIME: December 2, 2015

READ SECOND TIME  
AND ADOPTED: December 16, 2015

\_\_\_\_\_  
Joseph E. Kilsheimer, Mayor

ATTEST:

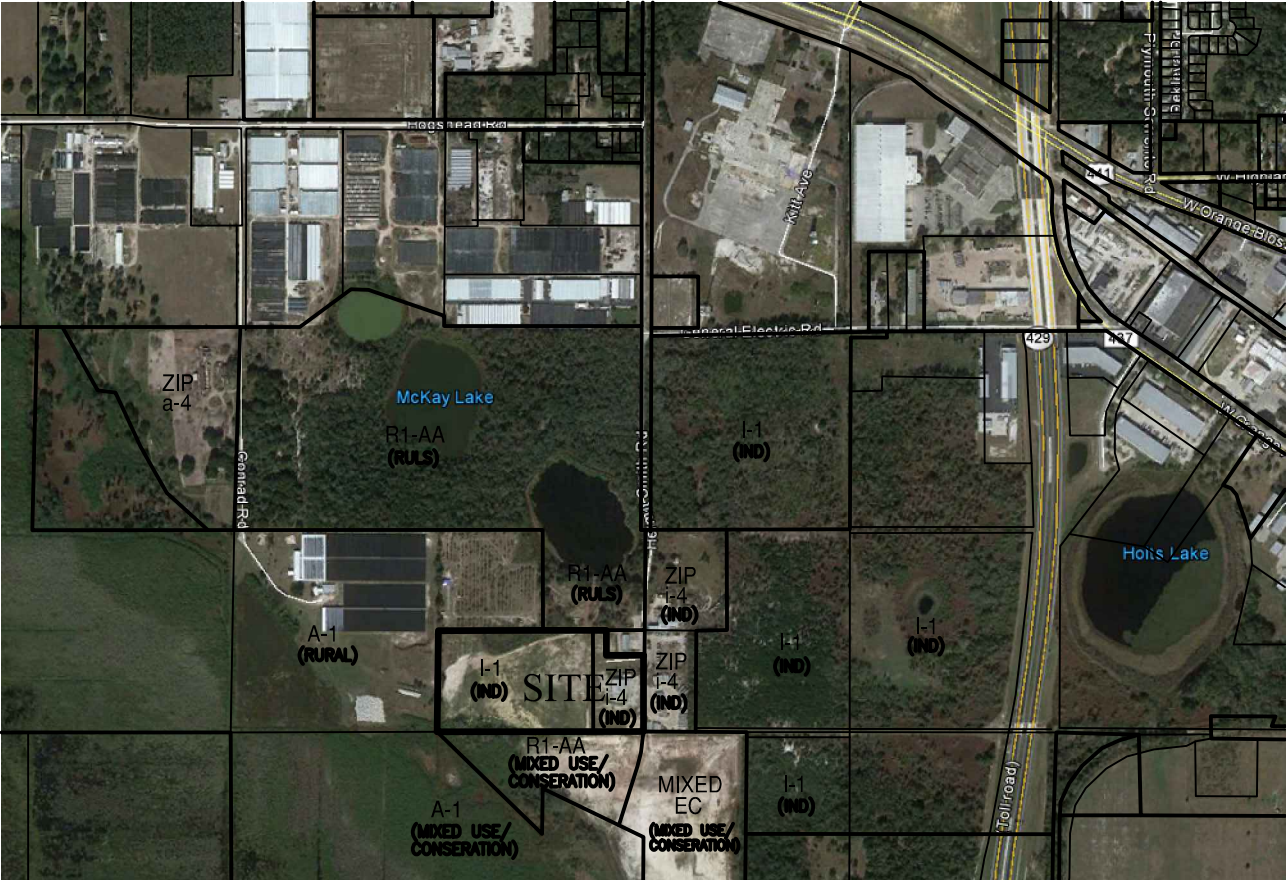
\_\_\_\_\_  
Linda Goff, City Clerk

DULY ADVERTISED:      September 25, 2015  
                                 November 6, 2015

PUD Master Plan / Preliminary Development Plan

Raynor Shine Recycling Solutions, LLC

136 Hermit Smith Road, Apopka, Florida 32703



VICINITY MAP

SCALE 1"=500'

SEC. 01 TWP. 21 S RGE. 27 E

LEGAL DESCRIPTION:

THE SOUTHWEST ONE-QUARTER (SW1/4) OF THE SOUTHEAST ONE-QUARTER (SE-1/4) OF THE SOUTHWEST ONE-QUARTER (SW-1/4) OF SECTION 01, TOWNSHIP 21 SOUTH, RANGE 27 EAST, ORANGE COUNTY, FLORIDA, TOGETHER WITH THE WEST ONE-HALF (W-1/2) OF THE SOUTHEAST ONE-QUARTER (SE-1/4) OF THE SOUTHEAST ONE-QUARTER (SE-1/4) OF THE SOUTHWEST ONE-QUARTER (SW-1/4) OF SECTION 01, TOWNSHIP 21 SOUTH, RANGE 27 EAST, ORANGE COUNTY FLORIDA.

THE EAST ONE-HALF (E-1/2) OF THE SOUTHEAST ONE-QUARTER (SE-1/4) OF THE SOUTHEAST ONE-QUARTER (SE-1/4) OF THE SOUTHWEST ONE-QUARTER (SW-1/4) (LESS THE NORTH 163.50 FEET OF THE EAST 240.00 FEET THEREOF) OF SECTION 01, TOWNSHIP 21 SOUTH, RANGE 27 EAST, ORANGE COUNTY, FLORIDA.

SUBJECT TO:

AN INGRESS/EGRESS EASEMENT OVER THE EASTERLY 30 FEET OF THE EAST ONE-HALF (E-1/2) OF THE SOUTHWEST ONE-QUARTER (SE-1/4) OF THE SOUTHEAST ONE-QUARTER (SE-1/4) OF THE SOUTHWEST ONE-QUARTER (SW-1/4) OF SECTION 01, TOWNSHIP 21 SOUTH, RANGE 27 EAST, ORANGE COUNTY FLORIDA, AS PER. O.R. 2665, PG. 0933.

TOGETHER WITH:

AN INGRESS/EGRESS EASEMENT OVER THE WEST 40 FEET OF THE WEST ONE HALF (W-1/2) OF THE SOUTHWEST ONE-QUARTER (SW-1/4) OF THE SOUTHWEST ONE-QUARTER (SW-1/4) OF THE SOUTHEAST ONE QUARTER (SE-1/4) AS PER O.R. 7035, PG. 3449 AS CORRECT ON O.R. 10453, PG. 8531.

DEVELOPMENT SUMMARY

REQUEST TO REZONE INDUSTRIAL PROPERTY TO PUD WITH I-1 & I-2 USES FOR THE MULCH AND RECYCLING OF ORGANIC MATERIAL, TOP SOIL AND WOOD.

VARIANCE OR WAIVER REQUEST TABLE

Variance (V) / Waiver (W) Table					
Code #	Code Requirement	(V/W)	Request	Justification	Location
2.02.15.G.1	25' Buffer 8' masonry wall	W	10' Buffer with 6' CL fence	no residential nearby, low traffic area	East PL
2.02.15.G.2	10' Buffer 6' masonry wall adj. to agriculture	W	10' Buffer with 6' CL fence	exist. vegetation blocks the view and adjacent land use is a farm factory	West PL
2.02.15.G.3	50' Buffer 6' masonry wall adj. to residential	W	30' Buffer with 6' CL fence	adjacent land is owned by applicant and is intended to be re-zoned to I-1	North PL
2.02.15.G.2	10' Buffer 8' masonry wall adj. to agriculture	W	10' Buffer with 6' CL fence	adjacent land is citrus grove and a blends in better	North PL
2.02.15.G.3	20' Buffer 8' masonry wall adj. to residential	W	20' Buffer with 6' CL	a borrow pit that is residential use	South PL

SITE DATA TABLE

PARCEL ID NUMBERS	01-21-27-0000-00-080 & -026
FUTURE LAND USE	IND.
ZONING	I-1 & I-4
ACERAGE	19.350
SQUARE FOOTAGE	842,909
BUILDING HEIGHT	PROPOSED: 35' MAX.: 35'
FLOOR AREA RATIO	PROPOSED: 0.04 MAX.: 0.60
BUILDING SETBACKS	PROPOSED: F=65', S=10', R=200' REQUIRED: F=25', S=10', R=10'
OPEN SPACE	27.8%
PARKING SPACES	PROVIDED: 79 REQUIRED: 50
NUMBER OF EMPLOYEES	50
WAIVER/VARIANCE REQUESTS	YES - SEE TABLE ON THIS SHEET
IRRIGATION NOTE:	AN IRRIGATION PLAN WILL BE PROVIDED WITH THE FINAL DEVELOPMENT PLAN.

10/16/15	sixth edition
10/02/15	fifth edition
8/07/14	fourth edition
6/25/14	third edition
6/11/14	second edition
5/20/14	first edition
DATE	REVISIONS

**AMERICAN CIVIL  
ENGINEERING CO.**

cert. of authorization  
number 6729

207 N. MOSS RD., SUITE 211, WINTER SPRINGS, FLA 32708  
PH. (407) 327-7700; FAX (407) 327-0227

PROJECT DIRECTORY

PROPERTY OWNER:	Raynor Shine Recycling Solutions, LLC 850 Ocoee Apopka Road Ocoee, Florida 34761 (407) 470-0142
CIVIL ENGINEER:	American Civil Engineering Co. 207 N. Moss Road, Suite 211 Winter Springs, Florida 32708 John Herbert, P.E. (407) 327-7700
LAND SURVEYOR: (boundary)	Ellis Surveys LLC PO Box 160952 Alt. Springs, Florida 32716 (407) 834-4003
LAND SURVEYOR: (topographic)	Hitt Land Surveyors, Inc. 318 Sweetwater Creek Drive W., Orlando, Florida 32779 Jeffrey J. Hitt, PSM (407) 772-0248

INDEX OF SHEETS

SHEET	DESCRIPTION
1	COVER SHEET
2	EXISTING CONDITIONS PLAN
3	MASTER SITE PLAN
4	PRELIMINARY GRADING & STORMWATER PLAN
5	PRELIMINARY LANDSCAPE & BUFFER PLAN

PUD Master Plan / Preliminary Development Plan

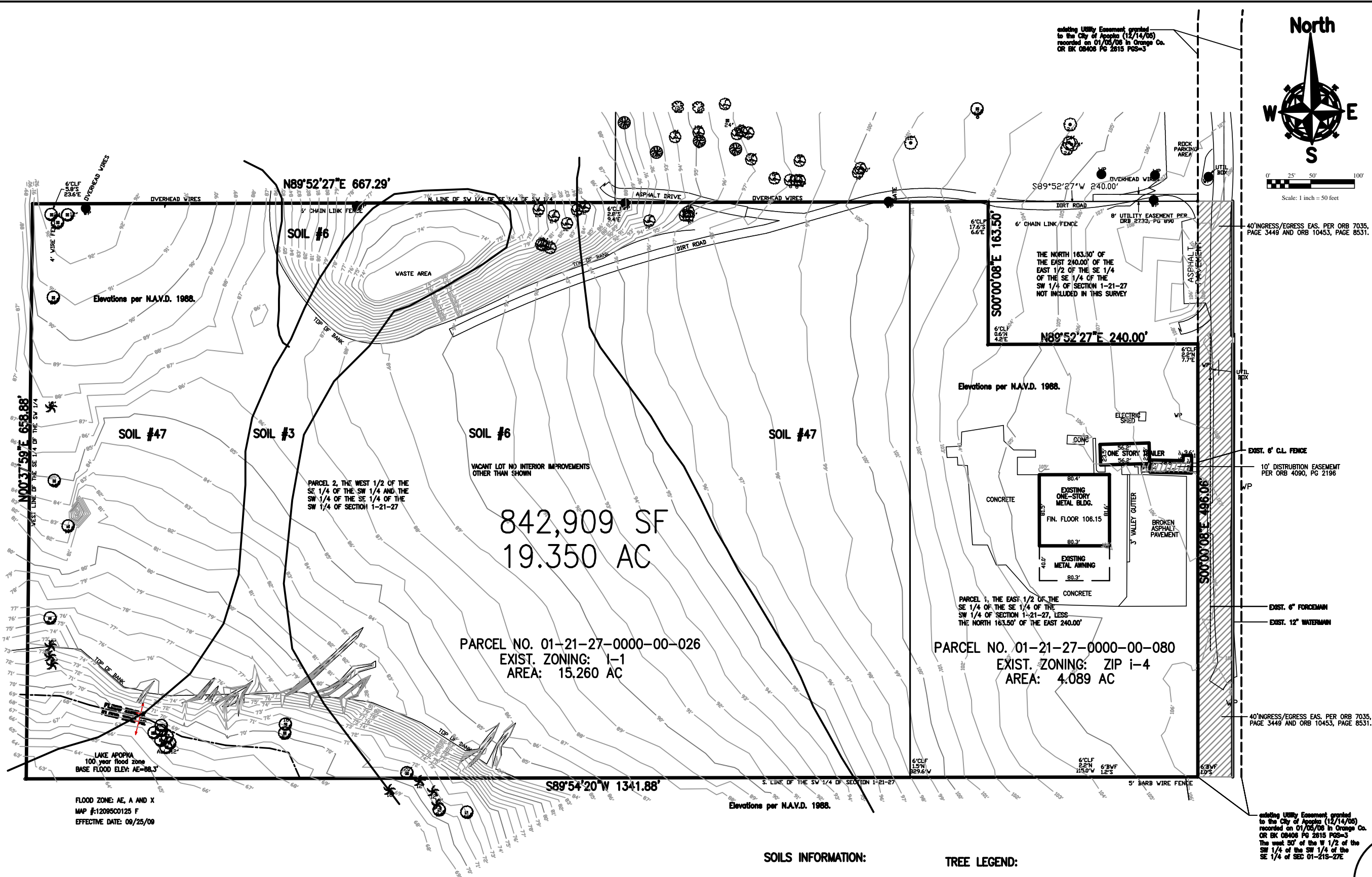
Raynor Shine Recycling Solutions, LLC

136 Hermit Smith Road Apopka, Florida 32703

Plans issued for:	
<input type="checkbox"/> conceptual	<input type="checkbox"/> final engineering
<input checked="" type="checkbox"/> PUD Master Plan	<input type="checkbox"/> construction
<input checked="" type="checkbox"/> prelim. dev. plan	<input type="checkbox"/> record drawings

Cover Sheet
project no. 13095
1 of 5





BASE SURVEY INFORMATION PROVIDED BY:

HITT LAND SURVEYORS, INC.  
318 SWEETWATER CREEK DRIVE W., LONGWOOD, FLORIDA, 32779, 407-772-0248 FAX 407-772-  
LAND SURVEYS • SUBDIVISIONS • CONSTRUCTION SURVEYS

SOILS INFORMATION:

SOIL #3 BASINGER D  
SOIL #6 CANDLER A  
SOIL #47 TRAWARES A

TREE LEGEND:

■=OAK TREE  
▲=BAY TREE  
●=PALM TREE  
○=FIG TREE  
◇=BANYAN TREE  
x=HARDWOOD TREE  
UNKNOWN SPECIES

NOTES: ALL INFORMATION CONTAINED HEREIN IS PROPERTY OF AMERICAN CIVIL ENGINEERING CO. ALL RIGHTS RESERVED. COPYRIGHT 2014.

ENGINEER: JOHN KERRICK, P.E.  
CHECKED BY: TOM SHELTON, P.E.  
TECHNICIAN: JMH

10/16/15 REVISED PER CITY REVIEW  
10/2/15 REVISED PER CITY REVIEW  
9/11/14 add 30' future ROW & utility easement

DATE: \_\_\_\_\_  
REVISIONS: \_\_\_\_\_

PROJECT NO. 14025

AMERICAN CIVIL  
ENGINEERING CO.

207 N. MOSS RD., SUITE 211, WINTER SPRINGS, FLA 32788  
PH: (407) 327-7006 FAX: (407) 327-0827

cert. of authorization  
number 6728

EXISTING CONDITIONS

RAYNOR SHINE  
RECYCLING SOLUTIONS, LLC

APOPKA, FLORIDA

PUD- EXIST.

project no. 14025

sheet number  
2 of 5

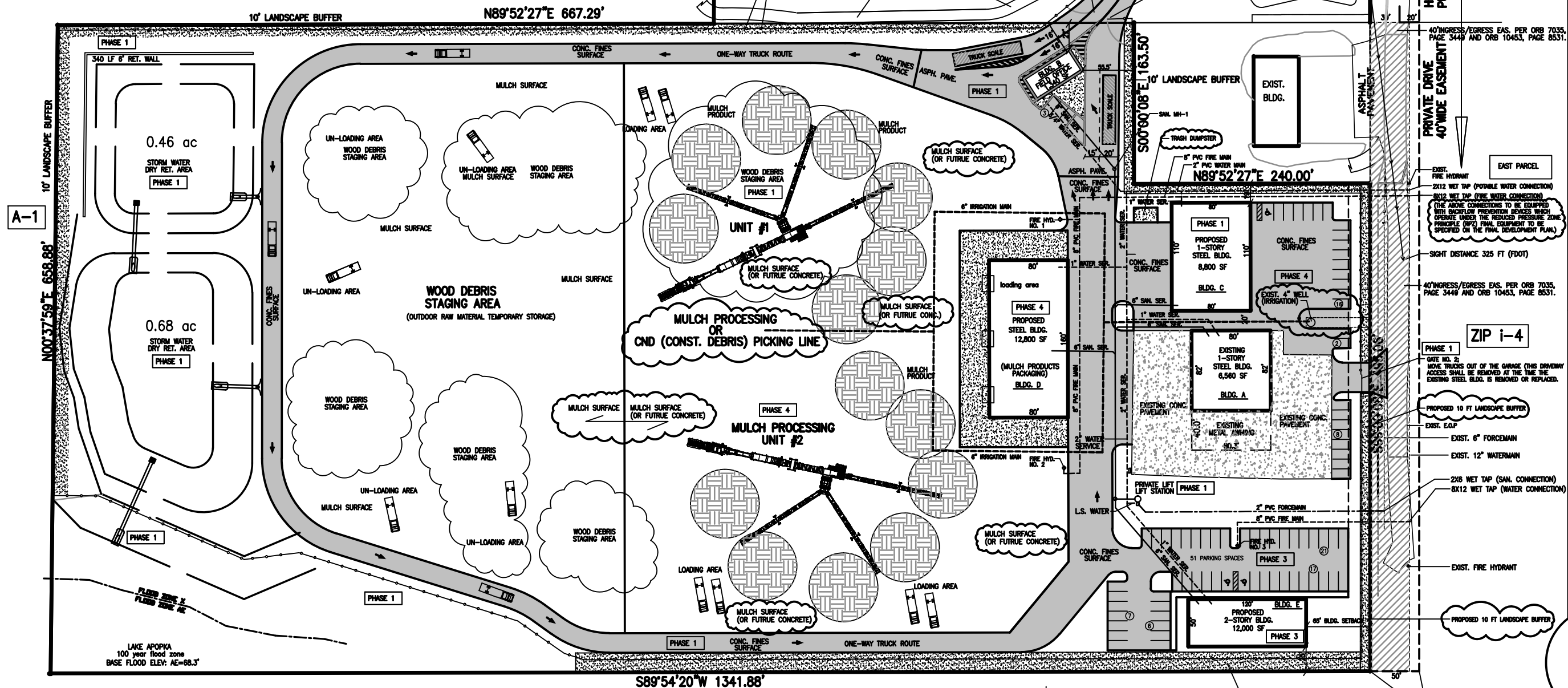
1. USE OF THE PROPERTY WILL BE LIMITED TO: MACHINERY MANUFACTURING WITH OUTDOOR STORAGE OF RAW MATERIAL. LOCATED WITHIN A SCREEN AREA IS THE ONLY 1-2 USE ALLOWED.
2. USE OF THE PROPERTY WILL BE LIMITED TO: ANY 1-1 AND C-3 USE.
3. C-2, C-3, CN, OR DP WILL NOT BE ALLOWED AS A PRIMARY USE. ANY OFFICE USE SHALL BE ASSOCIATED WITH THE INDUSTRIAL ACTIVITY OCCURRING ON THE SITE.
4. OVERNIGHT PARKING OF TRUCKS SHALL ONLY OCCUR WITHIN AREAS APPROVED WITHIN THE MASTER SITE PLAN. NO OVERNIGHT PARKING OF LARGE TRUCKS WILL OCCUR IN THE OFFICE PARKING LOTS OR WITHIN ANY ROADWAY EASEMENT.
5. OUTDOOR STORAGE OF RAW MATERIALS SHALL ONLY OCCUR AT APPROVED LOCATIONS DEPICTED WITHIN THE MASTER SITE PLAN.
6. THE MIN. 30 FT. WINDSHIELD BUFFER PROVIDED AT THE NORTHEAST CORNER OF THE PROJECT BOUNDARY, SHALL BE REDUCED TO A MINIMUM OF 10 FT. IF THE ADJACENT ZONE FROM R-1A-1A RESIDENTIAL TO AN INDUSTRIAL, COMMERCIAL, OR OFFICE ZONING CATEGORY OR A MIXED USE OR PUD ZONING THAT ALLOWS NON-RESIDENTIAL USES.
7. IF A CONFLICT OR INCONSISTENCY OCCURS BETWEEN THE MASTER PLAN AND THE PUD ZONING ORDINANCE ASSIGNED TO THE PROPERTY, THE PUD ZONING ORDINANCE SHALL PREVAIL.
8. IN THE EVENT THE PROPERTY ADJACENT THE EASTERN BOUNDARY LINE OF THE MASTER PLAN BECOMES A PRIVATE OR PUBLIC ROAD, A VARIANCE SHALL BE GRANTED FOR ANY NON-CONFORMING STRUCTURE CREATED BY SMD PRIVATE OR PUBLIC ROAD.

1. MAXIMUM HEIGHT OF BUILDING, MULCH CONVEYOR BELTS AND MULCH PILES ARE NOT TO EXCEED 35 FT.
2. NOISE GENERATED BY THE MULCH OPERATION IS NOT TO EXCEED
3. RECEIVING LULU USE CATEGORY IN THE SSCOD STANDARD FOR SOUND CONTROL, SSCOD 8.87.
4. OPEN SPACE PROVIDED BY THIS MASTER PLAN (5,396 AC) IS OVER 10% OF THE TOTAL AREA (50,360 AC X 20% = 3,87 AC)
5. ALL AREAS OF THE MASTER PLAN SHALL BE OPEN SPACE. THE LIMITS OF THE OPEN AREA SHALL BE
6. ANY RESIDENCE FOR A NIGHT WATCHMAN OR CUSTOMER LIVING QUARTERS IS PERMITTED AS AN ACCESSORY USE WHEN ATTACHED TO A PRIMARY STRUCTURE OR AS A STAND-ALONE BUILDING BUT SHALL PROVIDE ACCOMMODATIONS AND BEDDING FOR NO MORE THAN TWO WATCHMEN/CUSTOMERS.
7. ANY RESIDENCE FOR A NIGHT WATCHMAN OR CUSTOMER LIVING QUARTERS IS PERMITTED AS AN ACCESSORY USE WHEN ATTACHED TO A ALL LANDSCAPE AREA SHALL BE PROTECTED FROM VEHICLE ENCROACHMENT BY CURBING OR WHEEL STOPS.
8. NO VEHICULAR PARKING WITHIN DESIGNATED LANDSCAPE AREAS OR PUBLIC RIGHT-OF-WAY.
9. ANY OTHER USE OF THE PROPERTY OTHER THAN THAT APPEARING IN THE MASTER SITE PLAN SHALL REQUIRE AN AMENDMENT TO THE CURRENT PUD ORDINANCE.
10. ADDITIONAL DEVELOPMENT AND ZONING STANDARDS MAY APPEAR WITHIN A PUD ZONING ORDINANCE. IN THE EVENT A CONFLICT OR INCONSISTENCY OCCURS BETWEEN CONDITIONS APPEARING ON THE MASTER SITE PLAN OR CONDITIONS WITHIN THE PUD AND THE LDC THE PUD ZONING ORDINANCE SHALL PRESEDE.
11. ANY CHAIN LINK FENCE IN THE PERIMETER BUFFER SHALL BE EITHER BLACK OR GREEN WHVL COATED LINE FENCE.
12. THE MAXIMUM HEIGHT OF ANY BUILDING CONTAINING AN I-1 PERMISSIBLE USE IS FIFTY (50) FEET.
13. ANY NEW BUILDINGS CONSTRUCTED AFTER THE CITY'S APPROVAL OF THE MASTER PLAN/PUD SHALL BE DESIGNED TO MEET THE INTENT OF THE CITY'S EXISTING DESIGN STANDARDS UNLESS OTHER BUILDING MATERIALS AND DESIGN STANDARDS APPEAR IN THE MASTER PLAN OR ASSOCIATED PUD ORDINANCE.
14. ALL BUILDINGS FACING THE EASTERN PROPERTY LINE SHALL COMPLY WITH THE DEVELOPMENT DESIGN GUIDELINES.

PHASE 1		PHASE 2		PHASE 3		PHASE 4	
TERMINATE DATE: (12/10)		TERMINATE DATE: (3/17)		TERMINATE DATE: (12/10)		TERMINATE DATE: (12/10)	
CONSTRUCTION ITEMS:		CONSTRUCTION ITEMS:		CONSTRUCTION ITEMS:		CONSTRUCTION ITEMS:	
BUILDING B BUILDING C TRUCK SCALE UTILITIES GRADE EXISTING SITE	STORMWATER SYSTEM FENCES & GATES LANDSCAPING & IRRIGATION ON SITE PREPARED	MULCH UNIT #1		MULCH PACKAGING BUILDING* OR MULCH UNIT #2*		MULCH PACKAGING BUILDING* OR MULCH UNIT #2*	
				* depending on market conditions		* depending on market conditions	

**RAYNOR SHINE  
RECYCLING SOLUTIONS, LLC**  
PARCEL NO. 01-21-27-0000-00-027  
(NOT A PART OF THIS MASTER PLAN)

1. WOOD DEBRIS PILES SHALL BE SEPARATED TO MANAGEABLE SIZES FOR POSSIBLE EXTINGUISHMENT.
2. ANY BUILDING OVER 7,500 SF SHALL BE EQUIPPED WITH AN AUTOMATIC FIRE SPRINKLER SYSTEM AND FIRE ALARM SYSTEM TO MONITOR.
3. FIRE DEPT. CONNECTIONS (FDC) FOR SPRINKLER SYSTEMS SHALL BE REMOTE FOR THE BUILDINGS.
4. A LOOKBOX ARRANGEMENT SHALL BE PROVIDED FOR THE BUILDINGS. THIS WILL ALLOW EMERGENCY ACCESS WITH KEYS.
5. ACCESS SHALL BE VIA A LOCK BOX OR AUTOMATIC SIRE YELP ACTIVATION FOR ANY GATES ON THE PROPERTY.



**HITT LAND SURVEYORS, INC.**  
318 SWEETWATER CREEK DRIVE W., LONGWOOD, FLORIDA, 32779, 407-772-0248 FAX 407-772-  
LAND SURVEYS • SUBDIVISIONS • CONSTRUCTION SURVEYS

FLOOD ZONE: AE, A AND X  
MAP #12095C0125 F  
EFFECTIVE DATE: 09/25/09

Page 152

PARCEL 1, THE EAST 1/2 OF THE  
SE 1/4 OF THE SE 1/4 OF THE  
SW 1/4 OF SECTION 1-21-27, LESS  
THE NORTH 163.50' OF THE EAST 240.00'

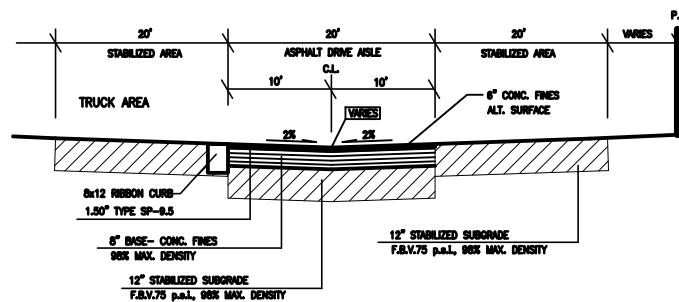
existing Utility Easement granted to the City of Apopka (12/14/05) recorded on 01/05/06 in Orange Co. OR BK 08406 PG 2615 PGS=3  
The west 50' of the W 1/2 of the SW 1/4 of the SW 1/4 of the SE 1/4 of SEC 01-21S-27E

**AMERICAN CIVIL  
ENGINEERING CO.**

**PUD MASTER / PRELIMINARY DEVELOPMENT PLAN**  
**RAYNOR SHINE**  
**RECYCLING SOLUTIONS, LLC**

M.S.P.
project no. 13095
sheet number
3 of 5

PURSUANT TO THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT  
THE INTENT OF THE DRAINAGE DESIGN IS TO RETAIN 100% OF THE  
25 YEAR / 96 HOUR STORM EVENT WITH A RAINFALL AMOUNT OF  
11" IN 96 HOURS



### SECTION OF SERVICE ROAD



**RAYNOR SHINE  
RECYCLING SOLUTIONS, LLC**  
PARCEL NO. 01-21-27-0000-00-027  
(NOT A PART OF THIS MASTER PLAN)

R1-AA

**NORTH PARCEL**

PROP. TAPER LANE —

PROP. TURN LANE —

— EXIST. E.O.S.

HERMIT SMITH ROAD  
PUBLIC RIGHT-OF-WAY

PRIVATE DRIVE  
40' WIDE EASEMENT

**AMERICAN CIVIL  
ENGINEERING CO.**

**PUD MASTER / PRELIMINARY DEVELOPMENT PLAN**

**RAYNOR SHINE  
RECYCLING SOLUTION**

**APOPKA, FLORIDA**

**GRADING**

project no. 13095

**sheet number**

4 of 5

FLOOD ZONE: AE, A AND X  
MAP #12095C0125 F  
EFFECTIVE DATE: 09/25/09

 **HITT LAND SURVEYORS, INC.**  
310 SWEETWATER CREEK DRIVE W., LONGWOOD, FLORIDA, 32779, 407-772-0248 FAX 407-772-0249  
LAND SURVEYS • SUBDIVISIONS • CONSTRUCTION SURVEYS

R1-AA







— ASPHALT SERVICE ROAD WITH INVERTED CROWN TO CONVEY RUNOFF TO INLETS

Page 153

102



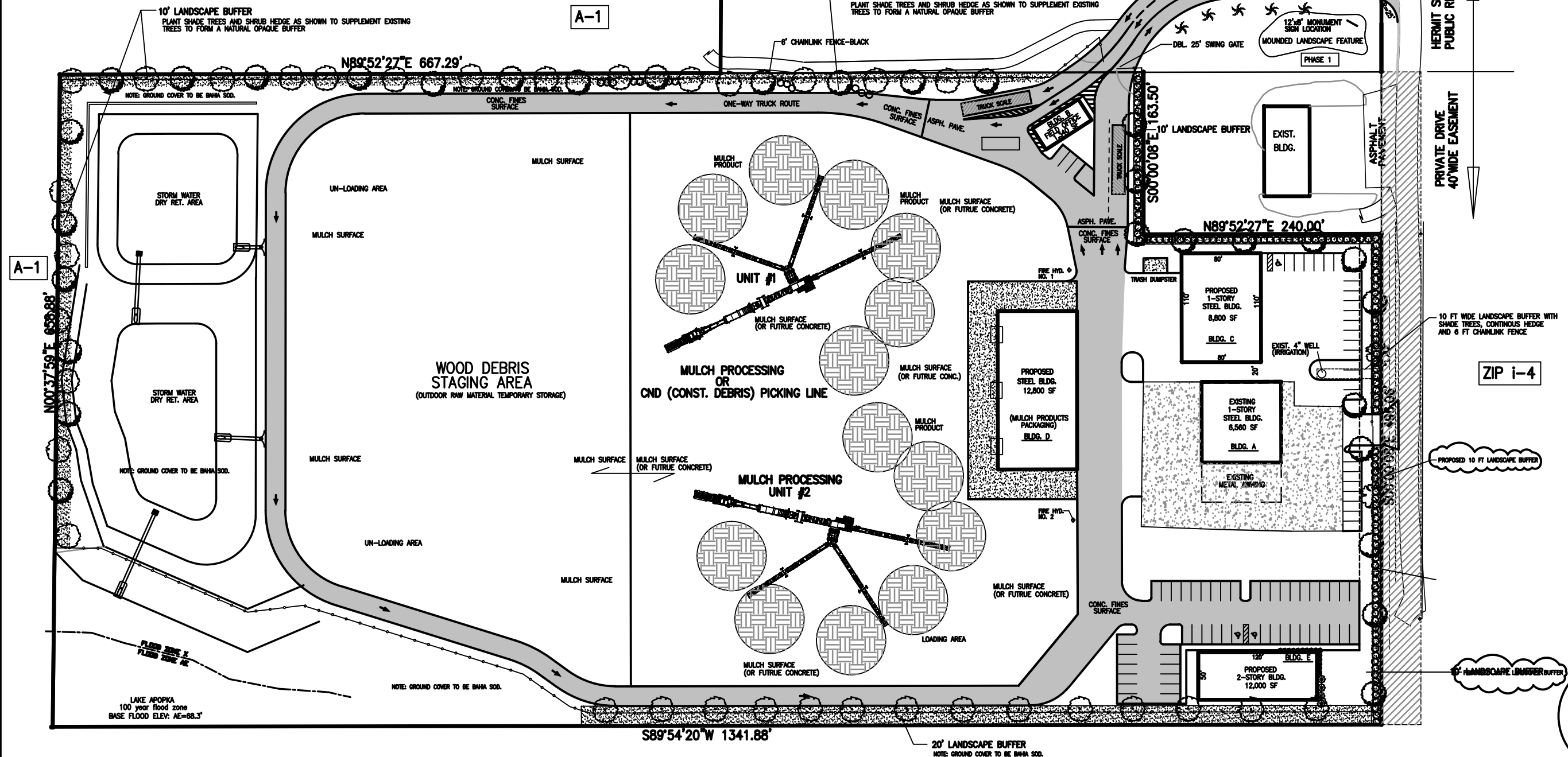
**LANDSCAPE CHART:**

SYMBOL KEY	#	COMMON NAME:	BOTANICAL NAME:	SIZE:	WATER ZONE
	6	MANGOLIA	MANGOLIA BRACKENS	3" DIAMETER AT BREAST HEIGHT (54"). MIN. HEIGHT SHALL BE 12" ABOVE GRADE. 6" SPREAD, CONT. GROWN	LOW
	6	SHUMARD RED OAK	QUERUS SUMMER	3" DIAMETER AT BREAST HEIGHT (54"). MIN. HEIGHT SHALL BE 12" ABOVE GRADE. 6" SPREAD, CONT. GROWN	LOW
	5	CRAPPE MYRTLE	LAGERSTROEMIA	3" DIAMETER AT BREAST HEIGHT (54"). MIN. HEIGHT SHALL BE 12" ABOVE GRADE. 6" SPREAD, CONT. GROWN	LOW
	111	VERBENA	SANDWICHIA VERBENA	5-7' GH, 36" HIGH, 30" O/C.	MED.
	35	PLUMBAGO BLUE	PLUMBAGO ALINDALABA 'IMPERIAL BLUE'	5-7' GH, 36" 24" x 24"	LOW
	120 EA.	PURPLE TRUMPET	RAPHOLEPIS INDICA 'ALBA'	3' GALLON 18" x 18"	LOW

**IRRIGATION NOTE:**  
IRRIGATION PLANS SHALL BE PROVIDED WITH THE FINAL DEVELOPMENT PLAN AS CONSISTENT WITH CITY CODE.



**PROPERTY OWNER:**  
**RAYNOR SHINE**  
**RECYCLING SOLUTIONS, LLC**  
PARCEL NO. 01-21-27-0000-00-027  
(NOT A PART OF THIS MASTER PLAN)



(PUD PRELIMINARY)  
LANDSCAPE AND IRRIGATION DESIGN

I CERTIFY THAT THE LANDSCAPE AND IRRIGATION DESIGN FOR THIS PROJECT IS IN ACCORDANCE WITH THE CITY OF APOPKA'S ORDINANCE 2069 ADOPTED MAY 21, 2008 WHICH ESTABLISHES WATERWISE LANDSCAPE AND IRRIGATION STANDARDS.

\_\_\_\_\_  
SIGNATURE                      REG. NO.                      DATE



**AMERICAN CIVIL  
ENGINEERING CO.**

207 N. MOSS RD., SUITE 211; WINTER SPRINGS, FLA 32708  
PH. (407) 327-7700; FAX (407) 327-0027

art. of authorization  
number 1728

**PUD MASTER / PRELIMINARY DEVELOPMENT PLAN**  
**RAYNOR SHINE**  
**RECYCLING SOLUTIONS, LLC**

buffers  
 project no. 13095  
 sheet number  
 5 of 5



**Backup material for agenda item:**

6. Ordinance 2466 – First Reading – Large Scale Future Land Use Amendment

David Moon



**CITY OF APOPKA  
CITY COUNCIL**

☒ PUBLIC HEARING  
☐ ANNEXATION  
☐ PLAT APPROVAL  
☒ OTHER: Ordinance

DATE: December 16, 2015  
FROM: Community Development  
EXHIBITS: Land Use Report  
Vicinity Map  
Adjacent Zoning Map  
Adjacent Uses Map  
Existing Uses Map  
Wekiva Parkway  
Interchange Vision Plan Map  
Ordinance No. 2466

**SUBJECT:** **ORDINANCE NO. 2466 - COMPREHENSIVE PLAN AMENDMENT - LARGE SCALE – FUTURE LAND USE AMENDMENT – DIANE REID-GOOLSBY, DEBRA REID-WILBARGER & DANIEL JOSHUA REID c/o DIANE REID-GOOLSBY - CHANGING THE FUTURE LAND USE FROM “RURAL” RURAL (0-1 DU/10 AC) AND “CITY” MIXED USE.**

**Request:** **ACCEPT THE FIRST READING OF ORDINANCE NO. 2466 - COMPREHENSIVE PLAN AMENDMENT - LARGE SCALE – FUTURE LAND USE AMENDMENT – DIANE REID-GOOLSBY, DEBRA REID-WILBARGER & DANIEL JOSHUA REID c/o DIANE REID-GOOLSBY, FROM “COUNTY” RURAL (0-1 DU/10 AC) TO “CITY” MIXED USE - PARCEL ID NUMBERS 13-20-27-0000-00-010; -031; -039; -040; -041; -042; -043; -044;-049 ; AND AUTHORIZE TRANSMITTAL TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY (F.K.A. FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS).**

**SUMMARY**

OWNER/APPLICANT: Diane Reid-Goolsby, Debra Reid-Wilbarger & Daniel Joshua Reid, c/o Diane Reid-Goolsby

LOCATION: West of Plymouth Sorrento Road, south of West Kelly Park Road

EXISTING USE: Single-family homes, manufactured home, church, grazing/pasture land and accessory structures.

CURRENT ZONING: “County” A-1 (ZIP)

PROPOSED DEVELOPMENT: None

PROPOSED ZONING: TBD

TRACT SIZE: 44.26 +/- acres

MAXIMUM ALLOWABLE DEVELOPMENT: EXISTING: 4 Units  
PROPOSED: TBD (Max. 664 dwelling units & 1,927,965 sq. ft.)

**DISTRIBUTION**

Mayor Kilsheimer  
Commissioners (4)  
CA Glenn Irby  
Community Dev. Dir.

Finance Dir.  
HR Director  
IT Director  
Police Chief

Public Ser. Dir. (2)  
City Clerk  
Fire Chief

**ADDITIONAL COMMENTS:** The subject parcels were annexed into the City of Apopka on May 20, 2015, through Ordinances 2423 – 2432. Presently, the subject properties do not have a “city” future land use designation or “city” zoning classification assigned. The applicant requests a future land use designation of “city” Mixed Use.

The subject properties, adjacent to the future Wekiva Parkway and the Wekiva Parkway/Kelly Park Road interchange, must comply with various Objectives 18 – 20 and related policies within the Future Land Use Element of the Comprehensive Plan. The applicant is requesting the Mixed Use future land use designation to be compliant with these objectives and policies, and market the property mixed-use development.

**COMPREHENSIVE PLAN COMPLIANCE:** The proposed use of the property is consistent with the Mixed Future Land Use designation. If the proposed future land use designation is adopted, the site would require a change of zoning consistent with the Mixed Use future land use designation, as well as be consistent with Policies 18.2 of the Comprehensive Plan Future Land Use Element, the site must comply with the intent and standards set forth in a form-based code/overlay for properties within the Wekiva Parkway Interchange Vision Plan as described in Policies 18.3 and 20.4 listed below. Site development cannot exceed the intensity allowed by the Future Land Use policies. Planning & Zoning staff determines that the below policies support a Mixed Use FLUM designation at the subject site:

*Future Land Use Element*

1. **Policy 3.1.r** The primary intent of the Mixed Use land use category is to allow a mixture of residential, office, commercial, industrial, recreation, institutional and public facilities uses to serve the residential and non-residential needs of special areas of the City. The mix of land uses may occur on a single parcel or multiple parcels ...

The designation of a mixed use category may occur only in certain areas of the city, including “land anticipated for inclusion within the Wekiva Parkway Interchange Land Use Plan...” These properties are within the 1-mile radius of the Wekiva Parkway Interchange depicted on the Wekiva Parkway Interchange Vision Plan Map located within the Future Land Use Element of the Apopka Comprehensive Plan.

2. **Policy 18.1** The City shall implement the Wekiva Parkway Interchange Vision Plan, which guides the location of a range of uses, such as residential, office, commercial, industrial, recreation, public and institutional, at various densities and intensities around the proposed interchange.

The proposed Mixed Use Future Land Use Designation allows for residential densities and non-residential uses and intensities to implement the Wekiva Parkway Interchange Vision Plan, consistent with Objective 18 and related policies.

3. **Policy 18.2** Prior to rezoning any property within a one-mile radius of the interchange Study Area, the City shall amend its LDC to incorporate development standards that will implement the Vision Plan.

This future land use amendment does not include a corresponding proposed zoning category because the City has yet to adopt development standards or form-based code consistent with this policy. Future densities/intensities and design character for the subject properties will be regulated at the time of rezoning once Wekiva Parkway Interchange Vision Plan design standards and form-based code are adopted.

4. **Policy 20.4** Prior to approving the first development plan with the Wekiva Parkway Interchange vision Plan Area, the City shall adopt the Wekiva Parkway Interchange Form-Based Cod establishing the design and development standards for the Wekiva Parkway Interchange Vision Plan Area.

The subject properties will be required to comply with the above policy should the development submit a development plan to ensure consistency with the Comprehensive Plan and Wekiva Parkway Interchange Vision Plan.

5. **Policy 20.9** Development within the Wekiva Parkway Interchange Plan Area shall be assigned a Mixed-Use Interchange future land use designation and shall accomplish an overall mix of residential and non-residential uses as outline in Policy 3.1.r. Assignment of the Mixed-Use Interchange Land Use future land use designation shall require an amendment to the Comprehensive Plan.

The applicant's request for a Mixed Use future land use designation is consistent with this policy, as well as the intent of the Wekiva Parkway Interchange Vision Plan area, which intends to concentrate a mixture of land uses with varying densities and intensities within one mile of the Wekiva Parkway Interchange.

6. **Policy 20.3.** The annexation, land use change, and subsequent development of lands located within the Wekiva Parkway Interchange Plan Area for Apopka and the Wekiva Interchange Land Use Plan Overlay for the County shall be consistent with the adopted Interlocal Agreement between Orange County and the City of Apopka regarding Wekiva Interchange Land Use Plan Overlay.

#### *Transportation Element*

1. **Policy 4.2** The City of Apopka shall promote, through the implementation of programs such as mixed-use land development, projects that support reduced travel demand, short trip lengths and balanced trip demand.

The Mixed Use future land use designation allows for a mixture of land use types such as residential and non-residential, which promotes shorter trip lengths, concentrated development to reduce travel demand.

**SCHOOL CAPACITY REPORT:** After the transmittal hearing, the applicant will submit to Orange County Public School an application for school capacity determination. Prior to the adoption hearing for the Future Land Use amendment, the applicant must obtain an approved school capacity determination or school capacity mitigation agreement from the Orange County School Board. Affected schools: Apopka High School; Wolf Lake Middle School; and Zellwood Elementary.

#### **ORANGE COUNTY NOTIFICATION:**

The JPA requires the City to notify the County 30 days before any public hearing or advisory board. The City properly notified Orange County on October 9, 2015.

#### **PUBLIC HEARING SCHEDULE:**

November 10, 2015 – Planning Commission (5:01 pm)

December 16, 2015 – City Council (7:00 pm) - 1<sup>st</sup> Reading & Transmittal

#### **DULY ADVERTISED:**

October 30, 2015 – Public Notice and Notification

TBD – Ordinance Heading & Public Notice ¼ Page Ad w/Map



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**RECOMMENDED ACTION:**

The **Development Review Committee** recommended approval to transmit a change in Future Land Use from “County” Rural (0-1 du/10 ac) to “City” Mixed Use for the property owned by Diane Reid-Goolsby, Debra Reid-Wilbarger & Daniel Joshua Reid, subject to the information and findings in the staff report.

The **Planning Commission**, at its meeting on November 10, 2015, recommended approval (6-0) of the Comprehensive Plan Amendment – Large Scale – Future Land Use from “County” Rural (0-1 du/10 ac) (44.26 +/- acres) to “City” Mixed Use; and transmittal to the Florida Department of Economic Opportunity, for the property owned by Diane Reid-Goolsby, Debra Reid-Wilbarger & Daniel Joshua Reid, c/o Diane Reid-Goolsby, subject to the information and findings in the staff report.

Accept First Reading of Ordinance No. 2466; and authorize transmittal to the Florida Department of Economic Opportunity (f.k.a. Florida Department of Community Affairs).

**Note: This item is considered legislative. The staff report and its findings are to be incorporated into and made a part of the minutes of this meeting.**

**LAND USE REPORT****I. RELATIONSHIP TO ADJACENT PROPERTIES:**

<i>Direction</i>	<i>Future Land Use</i>	<i>Zoning</i>	<i>Present Use</i>
North (County)	Rural (0-1 du/10 ac)	A-1	Nursery and S.R. 429 (future Wekiva Parkway alignment and interchange)
East (County)	Rural (0-1 du/10 ac)	A-1	Single-family and manufactured homes
South (City and County)	“County” Rural (0-1 du/10 ac) and “City” Residential Very Low Suburban (0-2 du/ac)	“County” A-1 and “City” A-1 (ZIP) and A-2 (ZIP)	Vacant, Single-family homes & grazing
West (City)	Mixed Use	A-1 (ZIP)	S.R. 429 (future Wekiva Parkway alignment)

The property has access from the east from Plymouth Sorrento Road.

**II. LAND USE ANALYSIS**

The subject properties are located within the one-mile radius of the Wekiva Parkway Interchange Plan Area boundary, making a request for a Mixed Use future land use designation consistent with the Comprehensive Plan policies listed above, as well as the general future land use character of the surrounding area.

The properties are bordered to the west by the proposed alignment for the Wekiva Parkway, as well as within ¼-mile proximity to the Wekiva Parkway Interchange at West Kelly Park Road. Parcels to the west and northwest of the subject properties have a future land use designation of Mixed Use, several of which are located within the Kelly Park Crossing Development of Regional Impact (DRI).

Properties to the east and south of the subject properties include a mixture of single-family and agricultural uses. Many of these properties, however, are also located within the one-mile radius of the Wekiva Parkway Interchange Area, and would also be subject to the aforementioned policies that promote a mixed-use future land use designation.

The proposed Mixed Use future land use designation is consistent with the general future land use character of the surrounding area.

Wekiva River Protection Area: No  
Area of Critical State Concern: No  
DRI / FQD: No

**JPA:** The City of Apopka and Orange County entered into a Joint Planning Area (JPA) agreement on May 20, 2015. The subject property is located within the “Northwest Area” of the JPA. The proposed FLUM Amendment request for a change from “County” Rural (0-1 du/10 ac) to “City” Mixed Use is consistent with the terms of the JPA (Second Amendment). Diane Reid-Goolsby, Debra Reid-Wilbarger & Daniel Joshua Reid, c/o Diane Reid-Goolsby, is the applicant of the proposed future land use amendment and proposed change of zoning for the Property, and has been notified of the hearing schedule.

**Wekiva Parkway and Protection Act:** The proposed amendment has been evaluated against the adopted Wekiva Study Area Comprehensive Plan policies. The proposed amendment is consistent with the adopted mandates and requirements. The proposed Future Land Use Map (FLUM) amendment has been reviewed against the best available data, with regard to aquifer and groundwater resources. The City of Apopka's adopted Comprehensive Plan addresses aquifer recharge and stormwater run-off through the following policies:

- Future Land Use Element, Policies 4.16, 14.4, 15.1, 16.2 and 18.2
- Infrastructure Element, Policies 1.5.5, 4.2.7, 4.4, 4.4.1, 4.4.2 and 4.4.3
- Conservation Element, Policy 3.18

Karst Features: The Karst Topography Features Map from the Florida Department of Environmental Protection shows that there are karst features on this property.

Analysis of the character of the Property: The Property is used currently for single-family and manufactured homes, as well as grazing and a church. The dominant soil, #5 Candler Fine Sand, and has a 0-12 percent slope.

Analysis of the relationship of the amendment to the population projections: These properties were annexed into the City on May 20, 2015. Based on the adoption of the JPA, the size of the property, and the proposed land use change, the amendment will increase the population if redeveloped.

#### **CALCULATIONS:**

ADOPTED: 4 Unit(s) x 2.659 p/h = 10 persons

PROPOSED: 664 Unit(s) x 2.659 p/h = 1,765 persons

Housing Needs: This amendment will provide housing to accommodate a year 2030 projected future population of 125,328 that is the Comprehensive Plan.

Habitat for species listed as endangered, threatened or of special concern: A habitat study is required for developments greater than ten (10) acres in size. At the time the Master Site Plan or Preliminary Development Plan is submitted to the City, the development applicant must conduct a species survey and submit a habitat management plan if any threatened or endangered species are identified within the project site.

Transportation: The City of Apopka is a Transportation Concurrency Exception Area. Refer to Chapter 3 of the City of Apopka 2010 Comprehensive Plan.

#### Sanitary Sewer Analysis

1. Facilities serving the site; current LOS; and LOS standard: None; N/A GPCD / Capita; 81 GPD / Capita

If the site is not currently served, please indicate the designated service provider: City of Apopka

2. Projected total demand under existing designation: 784 GPD
3. Projected total demand under proposed designation: 418,339 GPD
4. Capacity available: Yes
5. Projected LOS under existing designation: 81 GPD/Capita
6. Projected LOS under proposed designation: 81 GPD/Capita
7. Improved/expansions already programmed or needed as a result if proposed amendment: None

#### Potable Water Analysis

1. Facilities serving the site; current LOS; and LOS standard: None; N/A GPCD/Capita; 177 GPD/Capita

If the site is not currently served, please indicate the designated service provider:

City of Apopka

2. Projected total demand under existing designation: 840 GPD
3. Projected total demand under proposed designation: 525,033 GPD
4. Capacity available: Yes
5. Projected LOS under existing designation: 177 GPD/Capita
6. Projected LOS under proposed designation: 177 GPD/Capita
7. Improved/expansions already programmed or needed as a result of the proposed amendment: None
8. Parcel located within the reclaimed water service area: Yes

Solid Waste

1. Facilities serving the site: City of Apopka
2. If the site is not currently served, please indicate the designated service provider:  
City of Apopka
3. Projected LOS under existing designation: 4 lbs./cap/day
4. Projected LOS under proposed designation: 2 lbs./day/1000 SF
5. Improved/expansions already programmed or needed as a result of the proposed amendment: None

This initial review does not preclude conformance with concurrency requirements at the time of development approval.

Infrastructure Information

Water treatment plant permit number: CUP No. 3217

Permitting agency: St. John's River Water Management District

Permitted capacity of the water treatment plant(s): 21,981 mil. GPD

Total design capacity of the water treatment plant(s): 33,696 mil. GPD

Availability of distribution lines to serve the property: Yes

Availability of reuse distribution lines available to serve the property: Yes

Drainage Analysis

1. Facilities serving the site: None
2. Projected LOS under existing designation: 100 year - 24 hour design storm event.
3. Projected LOS under proposed designation: 100 year - 24 hour design storm event.



4. Improvement/expansion: On-site retention/detention pond

Recreation

1. Facilities serving the site; LOS standard: City of Apopka Parks System; 3 AC/1000 capita
2. Projected facility under existing designation: 0.03 AC
3. Projected facility under proposed designation: 5.295 AC
4. Improvement/expansions already programmed or needed as a result of the proposed amendment: None. Standards set forth in the City's Land Development Code will require any development plans to provide parkland and recreation facilities and open space for residents residing with the new development.

This initial review does not preclude conformance with concurrency requirements at the time of development approval.

**Diane Reid-Goolsby & Debra Reid Wilbarger**

**Property Owner**

**44.26 +/- Acres**

**Proposed Large Scale Future Land Use Amendment:**

**From: "County" Rural (0 – 1 du\10 ac)**

**To: "City" Mixed Use**

**Proposed Change of Zoning:**

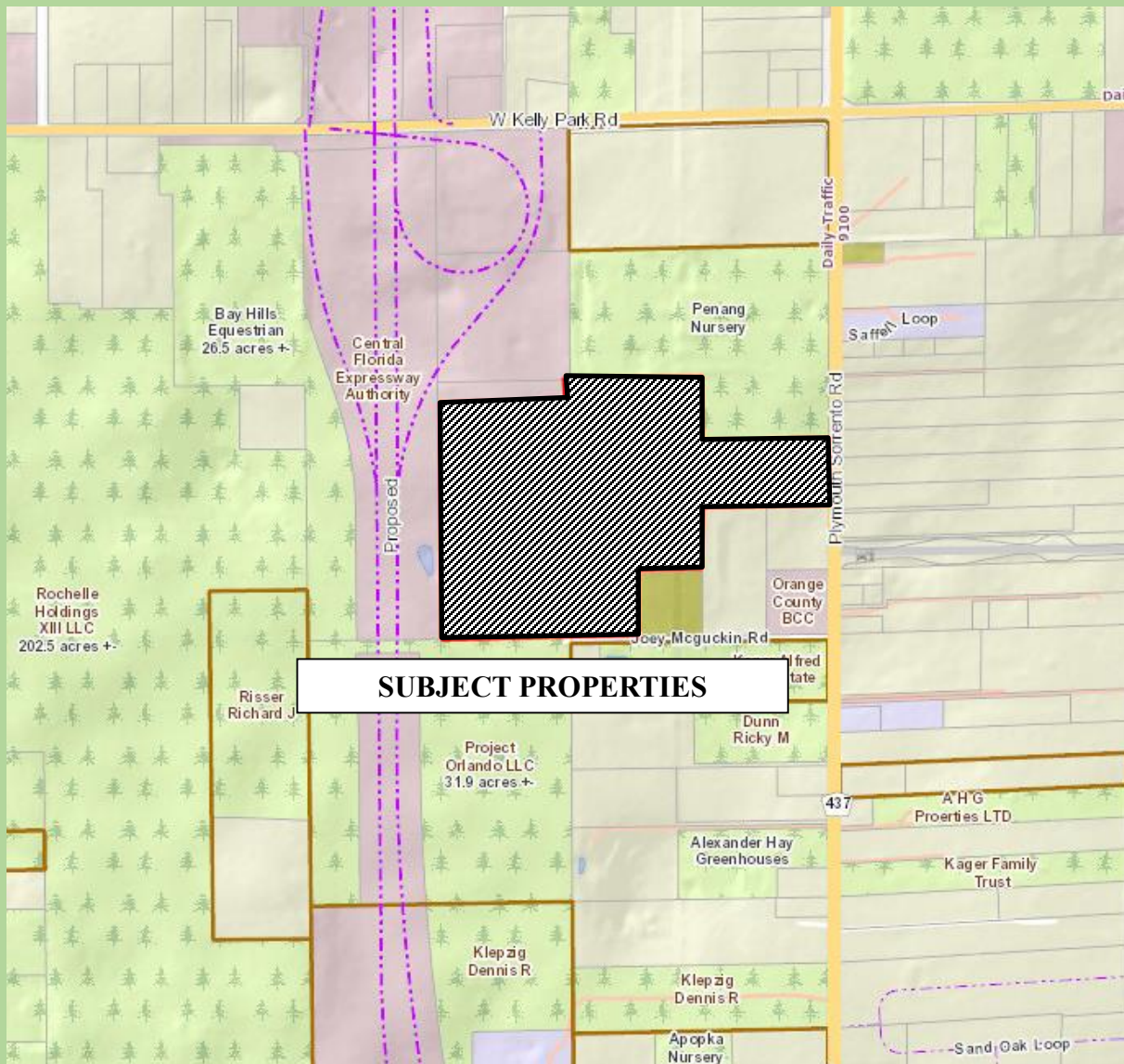
**From: "County" A-1 (ZIP)**

**To: To Be Determined Later**

**Parcel ID #s: 13-20-27-0000-00-010; -031; -039; -040; -041; -042; -043; -044;-049**

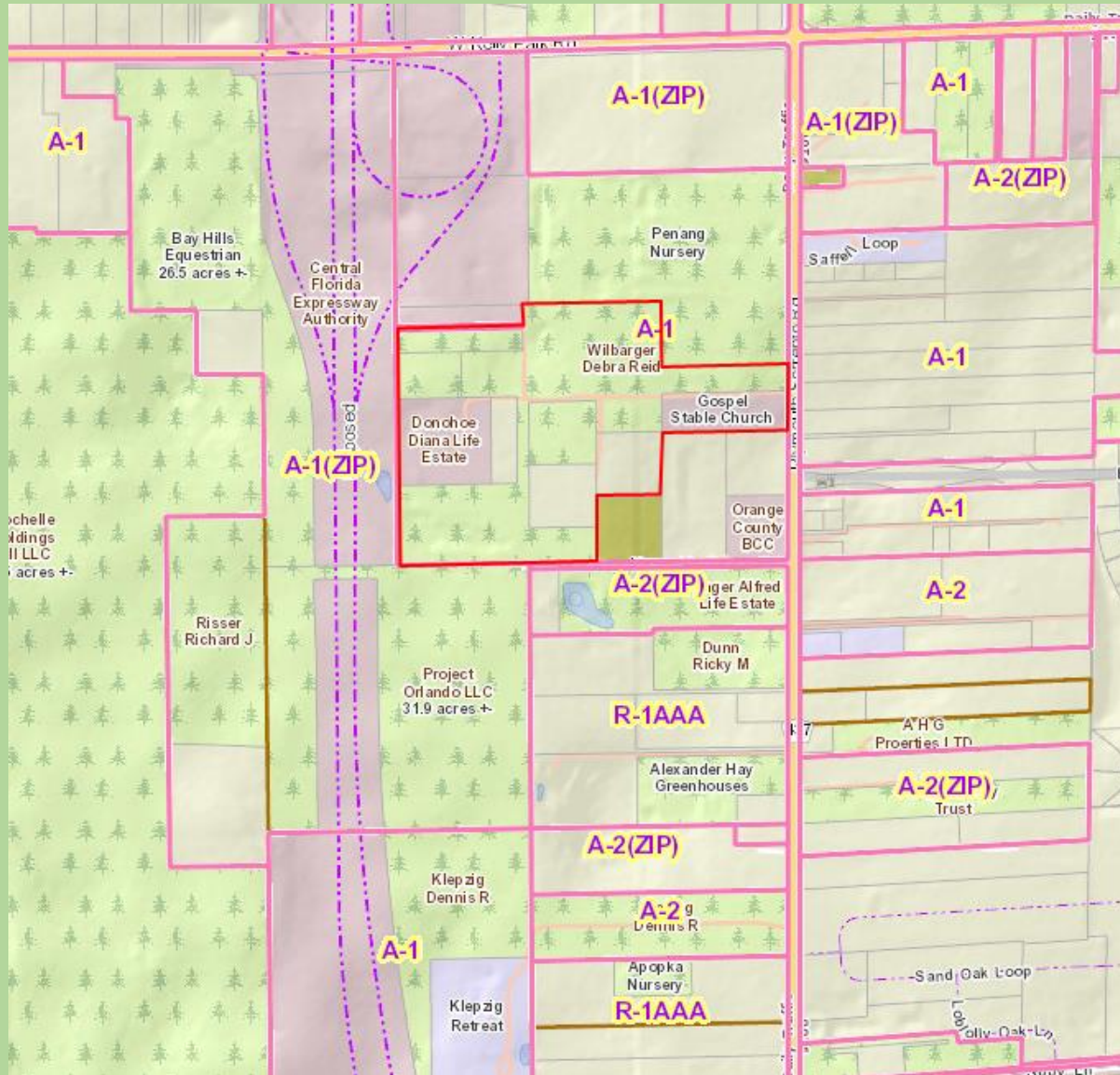


## VICINITY MAP





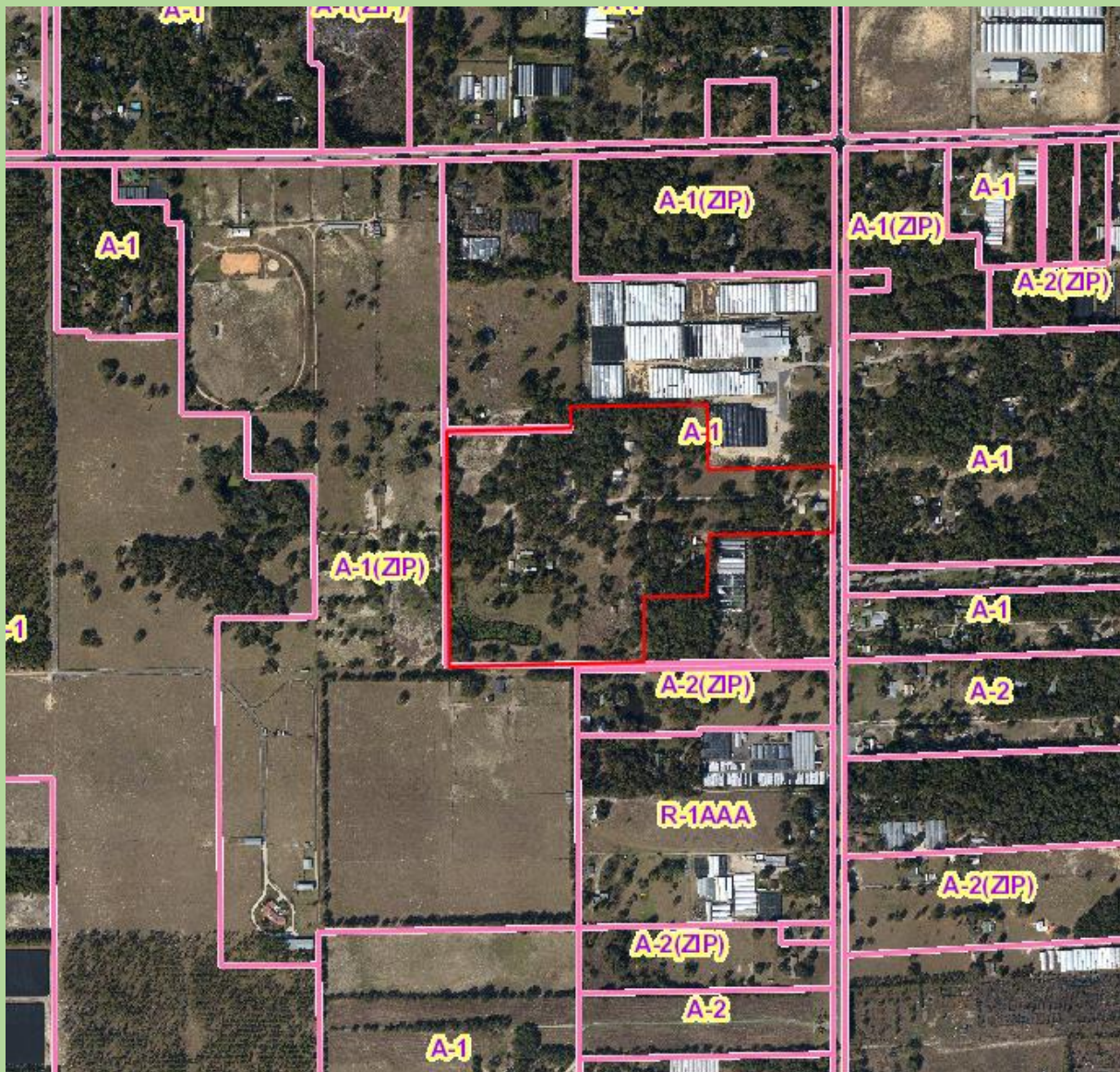
## ADJACENT ZONING







## ADJACENT USES





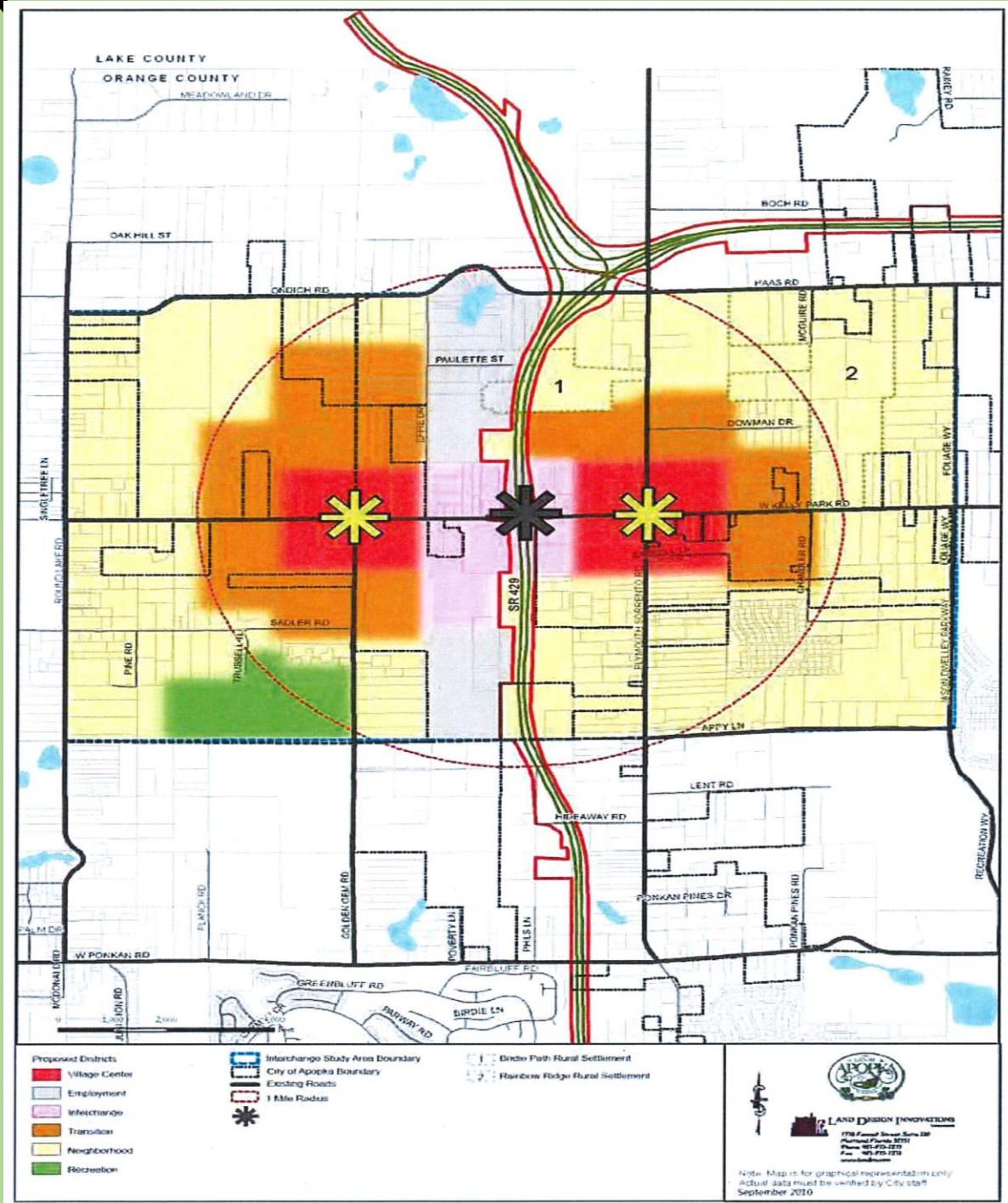


## EXISTING USES





## Wekiva Parkway Interchange Vision Plan (Policy 20.5 - Future Land Use Element)



## **ORDINANCE NO. 2466**

**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” RURAL (0-1 DU/10 AC) TO “CITY” MIXED USE FOR CERTAIN REAL PROPERTY GENERALLY LOCATED WEST OF PLYMOUTH SORRENTO ROAD, NORTH OF W KELLY PARK ROAD, COMPRISING 44.26 ACRES, MORE OR LESS AND OWNED BY DIANE REID-GOOLSBY, DEBRA REID-WILBARGER & DANIEL JOSHUA REID C/O DIANE REID-GOOLSBY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, the City Council of the City of Apopka, Florida, on October 2, 1991 adopted Ordinance No. 653 which adopted the Comprehensive Plan for the City of Apopka; and

WHEREAS, the City of Apopka has subsequently amended the Comprehensive Plan for the City of Apopka, most recently through Ordinance No. 2469; and

WHEREAS, the City of Apopka’s Local Planning Agency and the City Council have conducted the prerequisite advertised public hearings, as per Chapter 163, Florida Statutes, relative to the transmittal and adoption of this ordinance and the requirements for amendment to the Comprehensive Plan.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Apopka, Florida, as follows:

SECTION I: The City of Apopka hereby amends the Future Land Use Element of the adopted Comprehensive Plan as follows:

The Future Land Use Map is hereby amended and replaced in its entirety by Exhibit “A” of this Ordinance, and incorporated herein by reference.

SECTION II: This Ordinance shall become effective following adoption and upon issuance by the Department of Community Affairs or the Administration Commission, as may be applicable, a final order finding the amendment to be in compliance in accordance with Chapter 163.3184.

SECTION III: If any section or portion of a section or subsection of this Ordinance proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other section or portion of a section or subsection or part of this ordinance.

SECTION IV: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

**ORDINANCE NO. 2466**

**PAGE 2**

SECTION V: This Ordinance shall become effective upon issuance of a final order by the Florida Department of Economic Opportunity finding the plan amendment in compliance in accordance with s.163.3184 (2)(a), Florida Statute.

ADOPTED at a regular meeting of the City Council of the City of Apopka, Florida, this \_\_\_\_ day of \_\_\_\_\_, 2015.

READ FIRST TIME: December 16, 2015

READ SECOND TIME  
AND ADOPTED: \_\_\_\_\_

\_\_\_\_\_  
Joseph E. Kilsheimer, Mayor

ATTEST:

\_\_\_\_\_  
Janice G. Goebel, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Clifford B. Shepard, City Attorney

DULY ADVERTISED FOR PUBLIC HEARING: October 30, 2015



Ordinance No. 2466

Diane Reid-Goolsby, Debra Reid Wilbarger & Joshua Daniel Reid  
Property Owner  
44.26 +/- Acres

Proposed Large Scale Future Land Use Amendment:

From: "County" Rural (0 – 1 du\10 ac)

To: "City" Mixed Use

Proposed Change of Zoning:

From: "County" A-1 (ZIP)

To: To Be Determined Later

Parcel ID #s: 13-20-27-0000-00-010; -031; -039; -040;  
-041; -042; -043; -044; -049



City of Apopka  
Future Land Use Map



0 0.05 0.1 0.2 0.3 0.4 Miles

Source: City of Apopka and Orange County Property Appaisor  
Note: This map was compiled from the Geographic Information Service and does not reflect an actual survey.  
The City of Apopka does not assume responsibilities for errors or omissions contained hereon.

- Legend**
- City Boundary
  - UDA Boundary
  - Subject Site
  - Future Land Use
    - Agriculture
    - Agriculture Estates
    - Agriculture Homestead
    - Rural Settlement
    - Res. Estates
    - Res. Very Low Suburban
    - Res. Low Suburban
    - Res. Low
    - Res. Medium Low
  - Res. Medium
  - Res. High
  - Mixed Use
  - Mixed Use\*
  - Office
  - Commercial
  - Commercial\*
  - Industrial
  - Industrial\*
  - Institutional/Public Use
  - Conservation
  - Parks/Recreation
  - ANNEX



**Backup material for agenda item:**

1. Consideration of Agreement for Sale & Purchase of Specific Property Owned by the City.  
Irby

Glenn A.



# CITY OF APOPKA CITY COUNCIL

\_\_\_ CONSENT AGENDA  
\_\_\_ PUBLIC HEARING  
\_\_\_ SPECIAL REPORTS  
  x   OTHER:

MEETING OF: December 16, 2016  
FROM: Administration  
EXHIBITS: Agreement for Sale  
and Purchase

**SUBJECT: CONSIDERATION OF AGREEMENT FOR SALE AND PURCHASE OF  
SPECIFIC PROPERTY OWNED BY CITY**

**Request: LISTEN TO PRESENTATION AND ENGAGE IN DISCUSSION RELATIVE TO  
THE FOLLOWING AGREEMENT**

**SUMMARY:**

As the result of a RFP earlier this year, an *Agreement for Sale and Purchase* of land owned by the city and situated in the general area of Highland Manor and Martin's Pond will be discussed at this meeting. Representatives from the entity wishing to purchase the property along with the City's lobbyist will be in attendance. At the time of this writing, the agreement was still being finalized. When it is received, it will be posted to the city's website and your packets will be updated.

This agreement is part one of two parts taking this project forward. The second part is the developer's agreement. The latter will be very specific as to what the project will look like and how it will proceed into the future.

**FUNDING SOURCE:**

N/A

**RECOMMENDATION ACTION:**

Listen to the presentation and discuss the contents of the agreement. If there are recommendations for change, they should be made known. If changes are agreed upon, the document will be changed prior to signature.

**DISTRIBUTION**

Mayor Kilsheimer  
Commissioners  
City Administrator  
Community Development Director

Finance Director  
HR Director  
IT Director  
Police Chief

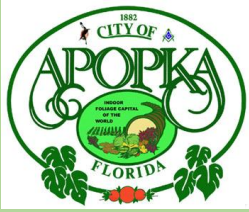
Public Services Director  
Recreation Director  
City Clerk  
Fire Chief

**Backup material for agenda item:**

2. Errol Estates land trade.

Glenn A. Irby





# CITY OF APOPKA CITY COUNCIL

☐ CONSENT AGENDA  
☐ PUBLIC HEARING  
☐ SPECIAL REPORTS  
☒ OTHER:

MEETING OF: December 16, 2015  
FROM: Administration  
EXHIBITS: Property Appraisal

**SUBJECT: SUGGESTED LAND SWAP FROM ERROL ESTATES FOR PAST DUE UTILITY BILLS**

**Request: DIRECT STAFF TO CAUSE THE TITLE OF REAL PROPERTY OWNED BY ERROL ESTATES TO TRANSFER TO CITY OWNERSHIP**

## **SUMMARY:**

Over the course of several months prior to 2015, Errol Estates' utility accounts became severely delinquent. The golf course, common areas, and clubhouse were sold and the new owner was responsible at the time for the delinquent accounts.

At some point, the golf course, common areas, and clubhouse were foreclosed and ownership reverted to the previous owner. The city attempted to collect from the now current owner and also filed and recorded a lien for the amount owed. Over the past year a very small amount of money was paid to the city by the current owner; however, the total amount still owed is \$169,728.27. In an attempt to satisfy the debt, the owner is offering the city a parcel of land in trade.

The parcel is 11.22 acres and is located contiguous to Vick Road on the east side. While it does not have an address, it can be easily located by traveling north on Vick Road from Old Dixie Highway to where there is a designated golf cart crossing with a yellow flashing beacon. The parcel is due east of this point. The land has a flowing artesian well and would make an excellent site for a neighborhood park. Staff had an appraisal done of the property and it is valued at \$168,330. The reported value is \$1,398.27 less than what is owed for utilities.

Staff believes the trade would be worthwhile. Exercise stations could be installed at a later date along with a gazebo, park benches, and other amenities as the city sees fit and funds allow. Because appraisals can be somewhat subjective, staff believes the property value is high enough to satisfy the amount owed on utility bills.

## **FUNDING SOURCE:**

There will be expenses related to closing, title work, etc. Discussion should be held as to whether the city or the property owner should pay for these expenses.

## **RECOMMENDATION ACTION:**

Direct the City Administrator to begin the process of transferring ownership/title of this property to the city and show the past due utility bills satisfied in full.

## **DISTRIBUTION**

Mayor Kilsheimer  
Commissioners  
City Administrator  
Community Development Director

Finance Director  
HR Director  
IT Director  
Police Chief

Public Services Director  
Recreation Director  
City Clerk  
Fire Chief

DANNY L. DULGAR AND ASSOCIATES

001-1020-512-3100

File No.: 15838

VACANT LAND APPRAISAL REPORT

Property Address: 1037 Vick Road

City: Apopka

State: FL

Zip Code: 32712

County: Orange

Legal Description: Lengthy-See attached Legal Description

Assessor's Parcel #: 33-20-28-0000-00-068

Tax Year: 2015

R.E. Taxes: \$ 1,924.27

Special Assessments: \$ 15

Market Area Name: Apopka

Map Reference: 36740

Census Tract: 0177.01

Current Owner of Record: 5th Hole Investments, LLC

Borrower (if applicable): N/A

Project Type (if applicable):  
☐ PUD ☐ De Minimis PUD ☐ Other (describe)

HOA: \$ 0.00 ☐ per year ☐ per month

Are there any existing improvements to the property?  
☒ No ☐ Yes If Yes, indicate current occupancy:  
☐ Owner ☐ Tenant ☒ Vacant ☐ Not habitable

If Yes, give a brief description:  
The subject property is one of the golf course fairways, East of Vick Road on the Errol Estates Country Club Golf Course.

The purpose of this appraisal is to develop an opinion of:  
☒ Market Value (as defined), or ☐ other type of value (describe)

This report reflects the following value (if not Current, see comments):  
☒ Current (the Inspection Date is the Effective Date) ☐ Retrospective ☐ Prospective

Property Rights Appraised:  
☒ Fee Simple ☐ Leasehold ☐ Leased Fee ☐ Other (describe)

Intended Use:  
The intended use of this appraisal is to estimate the current market value as vacant for the acquisition of the subject property.

Intended User(s) (by name or type):  
The intended user of this appraisal is the Client, Robert Elmquist and the City of Apopka. There are no other intended users of this report.

Client: City of Apopka

Address: 748 E. Cleveland Street, Apopka, FL 32703

Appraiser: Danny L. Dulgar

Address: 271 Circle Drive, Maitland, FL 32751

Characteristics

Location:  
☒ Urban ☐ Suburban ☐ Rural

Built up:  
☐ Over 75% ☒ 25-75% ☐ Under 25%

Growth rate:  
☐ Rapid ☒ Stable ☐ Slow

Property values:  
☐ Increasing ☒ Stable ☐ Declining

Demand/supply:  
☐ Shortage ☒ In Balance ☐ Over Supply

Marketing time:  
☐ Under 3 Mos. ☐ 3-6 Mos. ☒ Over 6 Mos.

Predominant Occupancy

☒ Owner

☐ Tenant

☒ Vacant (0-5%)

☐ Vacant (>5%)

One-Unit Housing

PRICE  
\$ (000)

AGE  
(yrs)

20 Low New

300 High 65

75 Pred 50

Present Land Use

One-Unit 50 %

2-4 Unit 5 %

Multi-Unit 5 %

Comm'l 5 %

Vacant 35 %

%

Change in Land Use

☒ Not Likely

☐ Likely \* ☐ In Process \*

\* To:

Factors Affecting Marketability

Item

Good

Average

Fair

Poor

N/A

Employment Stability

Convenience to Employment

Convenience to Shopping

Convenience to Schools

Adequacy of Public Transportation

Recreational Facilities

Item

Good

Average

Fair

Poor

N/A

Adequacy of Utilities

Property Compatibility

Protection from Detrimental Conditions

Police and Fire Protection

General Appearance of Properties

Appeal to Market

Market Area Comments:

The subject is within the northwest portion of Orange County, Florida within the incorporated City Limits of Apopka. This area is improved with a mixture of uses, but the immediate area is primarily Residential. The subject is one of the vacated holes on the Errol Estates Country Club and this area is surrounded with various subdivisions of single family homes. Errol Estates was designed in 1971 as an 18 hole course which was an exclusive members only golf course and was known as one of the upscale communities. Early on, 9 more holes were added, but over the years it has been vacated and the club has opened up to all golfers. Although there is ongoing development in the immediate area, to access and topography of the subject property does not make it conducive for residential development and the Client, City of Apopka is planning on making it a community recreational park, which would fit nicely into this market area.

The subject neighborhood may best be described as West Ponkan Road to the North, Orange Blossom Trail (SR 441) to the South, N. Park Avenue to the East and Plymouth Sorrento Road to the west.

Dimensions: Irregular-See Attached Exhibit A

Site Area: 11.222 Acres

Zoning Classification: PR: Parks and Recreation District

Description: The purpose of the PR zoning district is to preserve areas for parks, recreation, and open space.

- Please See the Attached Addendum

Do present improvements comply with existing zoning requirements?  
☐ Yes ☐ No ☒ No Improvements

Uses allowed under current zoning:  
Permitted Uses are Parks and Parkways; Golf Courses, Playgrounds and other similar and compatible uses.

Please refer to the Addendum for the zoning form the City of Apopka.

Are CC&Rs applicable?  
☐ Yes ☒ No ☐ Unknown

Have the documents been reviewed?  
☐ Yes ☐ No

Ground Rent (if applicable) \$ /

Comments:

Highest & Best Use as improved:  
☐ Present use, or ☒ Other use (explain) Because of the diminished demand for this golf course, this hole has been vacated and with the abundance of residential homes in the area, a community park is the most feasible considering the Zoning.

Actual Use as of Effective Date: Vacated Golf Course

Use as appraised in this report: Community Park

Summary of Highest & Best Use:  
When considering those uses that are physically possible, legally permissible, financially feasible, and maximally productive, I am of the opinion that the highest and best use for the subject property, as vacant, would be for development of Community Park, which is consistent with the current zoning and future land use and would accommodate the growing residential neighborhoods.

Utilities

Public

Other

Provider/Description

Electricity

Gas

Water

Sanitary Sewer

Storm Sewer

Telephone

Multimedia

Off-site Improvements

Type

Public

Private

Frontage

Topography

Size

Shape

Drainage

View

Access

Duke Energy

City of Apopka

City of Apopka

City of Apopka

Multiple Providers

Multiple Providers

Asphalt Paved

2-LANE

ASPHALT

Concrete

Concrete

Mounted Pole

None

71.21' along Street

Sloping

11.222 Acres

Irregular

Appears Adequate

Residential - Vacant Land

Fair

Other site elements:  
☒ Inside Lot ☐ Corner Lot ☐ Cul de Sac ☐ Underground Utilities ☐ Other (describe)

FEMA Spec'l Flood Hazard Area ☐ Yes ☒ No FEMA Flood Zone X FEMA Map # 12095C0110F FEMA Map Date 9/25/2009

Site Comments:  
The subject is located along the east side of Vick Road, but only has northerly bound traffic access with 71 +/- feet along the east side of Vick Road and a raised median and no deceleration turn lanes or cut through. There was no Site Survey, Land Elevation of Soil Survey available and we have used the public records primarily from the Orange County and City of Apopka Mapping system online. The site area is irregular with severe slopes and elevations from 60' to 130' feet above sea level. According to the Client, the gross land area is 11.222+/- acres of land and without a site survey we can only assume the the entire area is usable.

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TRANSFER HISTORY

My research ☒ did ☐ did not reveal any prior sales or transfers of the subject property for the three years prior to the effective date of this appraisal.  
Data Source(s): MLS, Public Records, County Property Appraisers Office  

1st Prior Subject Sale/Transfer	Analysis of sale/transfer history and/or any current agreement of sale/listing: <u>According to My Florida Regional MLS</u>
Date: <u>10/10/2014</u>	<u>and the Orange County Public Records, the subject property was included in a multi parcel sale from</u>
Price: <u>737,800</u>	<u>Errol Estate Golf and Country to 5th Hole Investments on 10/10/14 for \$737,800.00. This sale was for</u>
Source(s): <u>Public Records/MLS</u>	<u>the entire golf course and country club, but no other information was available. It also sold on</u>
2nd Prior Subject Sale/Transfer	<u>12/15/2011 for \$1,650,000 from Errol Estate Gold &amp; Country Club, Inc. to Errol Estate Country Club, Ltd.</u>
Date: <u>12/15/2011</u>	<u>but no information was available regarding this sale either. The Client, City of Apopka is only</u>
Price: <u>1,650,000</u>	<u>purchasing part on one of the parcels, specifically the southern 11.222 acres of parcel</u>
Source(s): <u>Public Records</u>	<u>33-20-28-0000-00-068, which is the 4th hole on the vacated "Grove" course</u>

SALES COMPARISON APPROACH

FEATURE	SUBJECT PROPERTY	COMPARABLE NO. 1		COMPARABLE NO. 2		COMPARABLE NO. 3	
Address	<u>1037 Vick Road</u> <u>Apopka, FL 32712</u>	<u>2512 Lent Rd</u> <u>Apopka, FL 32712</u>		<u>2177 Vick Rd</u> <u>Apopka, FL 32712</u>		<u>2490 Lent Rd</u> <u>Apopka, FL 32712</u>	
Proximity to Subject		<u>2.86 miles NW</u>		<u>0.93 miles N</u>		<u>2.87 miles NW</u>	
Sale Price	\$ <u>N/A</u>	\$ <u></u>	\$ <u>126,000</u>	\$ <u></u>	\$ <u>97,600</u>	\$ <u></u>	\$ <u>140,400</u>
Price/ Acre	\$ <u></u>	\$ <u>20,930.23</u>		\$ <u>19,677.42</u>		\$ <u>19,472.95</u>	
Data Source(s)	<u>Inspection</u>	<u>Public Records, Ext. Inspection</u>		<u>Public Records, Inspection</u>		<u>Public Records, Inspection</u>	
Verification Source(s)	<u>Client, Pub. Rcd's</u>	<u>MLS, County Property Appraiser</u>		<u>County Property Appraiser</u>		<u>County Property Appraiser</u>	
VALUE ADJUSTMENT	DESCRIPTION	DESCRIPTION	+ (-) % Adjust	DESCRIPTION	+ (-) % Adjust	DESCRIPTION	+ (-) % Adjust
Sales or Financing	<u>None Known</u>	<u>None Known</u>		<u>None Known</u>		<u>None Known</u>	
Concessions	<u>None Noted</u>	<u>None Noted</u>		<u>None Noted</u>		<u>None Noted</u>	
Date of Sale/Time	<u>N/A</u>	<u>08/17/2015</u>	<u>0</u>	<u>06/22/2015</u>	<u>0</u>	<u>08/12/2015</u>	<u>0</u>
Rights Appraised	<u>Fee Simple</u>	<u>Fee Simple</u>		<u>Fee Simple</u>		<u>Fee Simple</u>	
Location	<u>Average</u>	<u>Average</u>		<u>Average</u>		<u>Average</u>	
Site Area (in Acres)	<u>11.222</u>	<u>6.02</u>		<u>4.96</u>		<u>7.21</u>	
Access	<u>Fair</u>	<u>Fair</u>		<u>Fair</u>		<u>Fair</u>	
Zoning	<u>PR</u>	<u>A-2: Agricultural</u>	<u>-10</u>	<u>A-1: Agricultural</u>	<u>-10</u>	<u>R-1AAA*</u>	<u>-10</u>
Improvements	<u>Golf Course</u>	<u>Old Mobile Home</u>	<u>0</u>	<u>Old SFR&amp;MHomes</u>	<u>0</u>	<u>Unimproved</u>	<u>0</u>
Shape/Topography	<u>Severely Sloping</u>	<u>Slightly Sloping</u>	<u>-15</u>	<u>Slightly Sloping</u>	<u>-15</u>	<u>Slightly Sloping</u>	<u>-15</u>
Additional Features	<u>None Noted</u>	<u>None Noted</u>		<u>None Noted</u>		<u>None Noted</u>	
Net Adjustment (Total, in \$)		<input type="checkbox"/> + <input checked="" type="checkbox"/> - \$ <u>-31,500</u>		<input type="checkbox"/> + <input checked="" type="checkbox"/> - \$ <u>-24,400</u>		<input type="checkbox"/> + <input checked="" type="checkbox"/> - \$ <u>-35,100</u>	
Net Adjustment (Total, in % of \$ / Acre)			<u>(-25 % of \$/Acre)</u>		<u>(-25 % of \$/Acre)</u>		<u>(-25 % of \$/Acre)</u>
Adjusted Sale Price (in \$ / Acre)		\$ <u>15,697.67</u>		\$ <u>14,758.07</u>		\$ <u>14,604.71</u>	
Summary of Sales Comparison Approach <u>Although limited, there were ample nearby recent comparable vacant land sales available to estimate</u>							
<u>the subjects market value. The three sales used were among the most recent and felt to be the most comparable sales found for the subject</u>							
<u>property. All three sales sold within the past 6 months and no time adjustments warranted. All sales were adjusted on a percentage of</u>							
<u>dollar per acre basis, which is typical for this type assignment. All three sales were adjusted for superior zoning and its inferior topography</u>							
<u>having severe slopes and irregular boundary lines. The three sales used are among the best and most recent and comparable sales</u>							
<u>available and together provide an accurate range of value for the subject property. Additional comparable sales and listings were found</u>							
<u>analyzed and are retained in the appraiser work file.</u>							
Please see the attached addenda.							

PUD

PROJECT INFORMATION FOR PUDs (if applicable) ☐ The Subject is part of a Planned Unit Development.  
Legal Name of Project:  
Describe common elements and recreational facilities:

RECONCILIATION

Indicated Value by: Sales Comparison Approach \$ 168,330 or \$ 15,000 per Acre  
Final Reconciliation After analysis of the comparable properties, I have concluded that the subjects vacant acreage should be valued based on a  
\$15,000 per acre market value indictor.  
This appraisal is made ☒ "as is", or ☐ subject to the following conditions: The sales comparison approach is the primary method of determining  
market value of vacant residential land. The Cost and Income Approaches were omitted as valuation methods. Vacant residential land in this  
neighborhood is not typically rented for profit. The sales were analyzed on a "dollar per acre" of land area basis, which is the most typical.  
☒ This report is also subject to other Hypothetical Conditions and/or Extraordinary Assumptions as specified in the attached addenda.  
Based upon an inspection of the subject property, defined Scope of Work, Statement of Assumptions and Limiting Conditions, and Appraiser's Certifications,  
my (our) Opinion of the Market Value (or other specified value type), as defined herein, of the real property that is the subject of this report is:  
\$ 168,000, as of: 11/22/2015, which is the effective date of this appraisal.  
If indicated above, this Opinion of Value is subject to Hypothetical Conditions and/or Extraordinary Assumptions included in this report. See attached addenda.


ATTACH.

A true and complete copy of this report contains 21 pages, including exhibits which are considered an integral part of the report. This appraisal report may not be  
properly understood without reference to the information contained in the complete report, which contains the following attached exhibits: ☒ Scope of Work  
☒ Limiting Cond./Certifications ☒ Narrative Addendum ☒ Photograph Addenda ☐ Sketch Addendum ☒ Map Addenda  
☐ Additional Sales ☐ Cost Addendum ☒ Flood Addendum ☐ Manuf. House Addendum ☒ Hypothetical Conditions

SIGNATURES

Client Contact: Robert Elmquist Client Name: City of Apopka  
E-Mail: relmquist@apopka.net Address: 748 E. Cleveland Street, Apopka, FL 32703

APPRaiser

  
Appraiser Name: Danny L. Dulgar  
Company: DANNY L. DULGAR, INC.  
Phone: (407) 645-5042 Fax: (407) 645-2365  
E-Mail: danny@dulgarappraisals.com  
Date of Report (Signature): 12/07/2015  
License or Certification #: Cert.Gen. RZ601 State: FL  
Designation: SRA  
Expiration Date of License or Certification: 11/30/2016  
Inspection of Subject: ☒ Did Inspect ☐ Did Not Inspect (Desktop)  
Date of Inspection: 11/22/2015

SUPERVISORY APPRAISER (if required)  
or CO-APPRAISER (if applicable)

Supervisory or  
Co-Appraiser Name: \_\_\_\_\_  
Company: \_\_\_\_\_  
Phone: \_\_\_\_\_ Fax: \_\_\_\_\_  
E-Mail: \_\_\_\_\_  
Date of Report (Signature): \_\_\_\_\_  
License or Certification #: \_\_\_\_\_ State: \_\_\_\_\_  
Designation: \_\_\_\_\_  
Expiration Date of License or Certification: \_\_\_\_\_  
Inspection of Subject: ☐ Did Inspect ☐ Did Not Inspect  
Date of Inspection: \_\_\_\_\_

GP LAND

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Property Address:	1037 Vick Road	City:	Apopka	State:	FL	Zip Code:	32712
Client:	City of Apopka		Address:				748 E. Cleveland Street, Apopka, FL 32703
Appraiser:	Danny L. Dulgar		Address:				271 Circle Drive, Maitland, FL 32751

STATEMENT OF ASSUMPTIONS & LIMITING CONDITIONS

- The appraiser will not be responsible for matters of a legal nature that affect either the property being appraised or the title to it. The appraiser assumes that the title is good and marketable and, therefore, will not render any opinions about the title. The property is appraised on the basis of it being under responsible ownership.

- The appraiser may have provided a plat and/or parcel map in the appraisal report to assist the reader in visualizing the lot size, shape, and/or orientation. The appraiser has not made a survey of the subject property.

- If so indicated, the appraiser has examined the available flood maps that are provided by the Federal Emergency Management Agency (or other data sources) and has noted in the appraisal report whether the subject site is located in an identified Special Flood Hazard Area. Because the appraiser is not a surveyor, he or she makes no guarantees, express or implied, regarding this determination.

- The appraiser will not give testimony or appear in court because he or she made an appraisal of the property in question, unless specific arrangements to do so have been made beforehand.

- The appraiser has noted in the appraisal report any adverse conditions (including, but not limited to, the presence of hazardous wastes, toxic substances, etc.) observed during the inspection of the subject property, or that he or she became aware of during the normal research involved in performing the appraisal. Unless otherwise stated in the appraisal report, the appraiser has no knowledge of any hidden or unapparent conditions of the property, or adverse environmental conditions (including, but not limited to, the presence of hazardous wastes, toxic substances, etc.) that would make the property more or less valuable, and has assumed that there are no such conditions and makes no guarantees or warranties, express or implied, regarding the condition of the property. The appraiser will not be responsible for any such conditions that do exist or for any engineering or testing that might be required to discover whether such conditions exist. Because the appraiser is not an expert in the field of environmental hazards, the appraisal report must not be considered as an environmental assessment of the property.

- The appraiser obtained the information, estimates, and opinions that were expressed in the appraisal report from sources that he or she considers to be reliable and believes them to be true and correct. The appraiser does not assume responsibility for the accuracy of such items that were furnished by other parties.

- The appraiser will not disclose the contents of the appraisal report except as provided for in the Uniform Standards of Professional Appraisal Practice, and any applicable federal, state or local laws.

- An appraiser's client is the party (or parties) who engage an appraiser in a specific assignment. Any other party acquiring this report from the client does not become a party to the appraiser-client relationship. Any persons receiving this appraisal report because of disclosure requirements applicable to the appraiser's client do not become intended users of this report unless specifically identified by the client at the time of the assignment.

- The appraiser's written consent and approval must be obtained before this appraisal report can be conveyed by anyone to the public, through advertising, public relations, news, sales, or by means of any other media, or by its inclusion in a private or public database. Possession of this report or any copy thereof does not carry with it the right of publication.

- Forecasts of effective demand for the highest and best use or the best fitting and most appropriate use were based on the best available data concerning the market and are subject to conditions of economic uncertainty about the future.

The Scope of Work is the type and extent of research and analyses performed in an appraisal assignment that is required to produce credible assignment results, given the nature of the appraisal problem, the specific requirements of the intended user(s) and the intended use of the appraisal report. Reliance upon this report, regardless of how acquired, by any party or for any use, other than those specified in this report by the Appraiser, is prohibited. The Opinion of Value that is the conclusion of this report is credible only within the context of the Scope of Work, Effective Date, the Date of Report, the Intended User(s), the Intended Use, the stated Assumptions and Limiting Conditions, any Hypothetical Conditions and/or Extraordinary Assumptions, and the Type of Value, as defined herein. The appraiser, appraisal firm, and related parties assume no obligation, liability, or accountability, and will not be responsible for any unauthorized use of this report or its conclusions.

Additional Comments (Scope of Work, Extraordinary Assumptions, Hypothetical Conditions, etc.):

No survey was available, therefore I have relied upon the Public Records from the Orange County Property Appraiser and the Description of Parcel Plat Plan provided by the Client for the site area. If the usable site area differs from what is reported, then I reserve the right to adjust the appraisal as needed.

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[illegible]

Borrower	N/A				
Property Address	1037 Vick Road				
City	Apopka	County	Orange	State	FL Zip Code 32712
Lender/Client					

• **Site Description - Zoning Description**

**2.02.17. - Parks And Recreation District (PR).**

A. *Purpose.* The purpose of the PR zoning district is to preserve areas for parks, recreation, and open space.

B. *Permitted uses:*

- 1. Parks and parkways.
- 2. Golf courses, playgrounds, play fields and similar facilities whether publicly or privately owned.
- 3. Other uses which are similar and compatible to the uses permitted herein which adhere to the intent of the district and which are not prohibited as specified in this Code. Use determination shall be based on the community development director's recommendation.

C. *Special exceptions:*

- 1. The following are special exceptions and shall be submitted for review and approval by a development plan in accordance with [section 2.02.01](#) and [12.02.00](#). Any review and hearing for a special exception application shall consider the character of the area in which the proposed use is to be located and its effects on the value of surrounding lands and of the site as it relates to landscape buffer areas, off-street parking facilities, access, building size and bulk, and adjacent properties.
- 2. The development plan shall be drawn to scale indicating property lines, rights-of-way, and the location of structures, parking areas, curb cuts, and driveways. The site plan shall be submitted and approved by the planning commission prior to the granting of a special exception and building permit. Upon such approval the special exception runs with the land for as long as that use continues. Any revision shall be required to have approval by the planning commission.
  - a. Supporting infrastructure and public facilities of five acres or more as defined in this Code and in accordance with [section 2.02.01](#).
  - b. Community residential homes as provided for in [section 2.02.01](#).
  - c. Flea markets.
  - d. Cemeteries when:
    - i. All plots shall be platted.
    - ii. Verification that the Orange County Environmental Protection Department Small Generator Hazardous Waste requirements have been met.
  - e. Club houses or lodges located so that the activity will have no adverse impact on adjacent property in accordance with this Code.

D. *Yard requirements.* No structure shall be any closer than 25 feet from any property line.

(Ord. No. 963, § 1, 11-6-96)

• **GP Land: Summary of Sales Comparison Approach**

Although limited in number, there were ample recent comparable vacant land sales available for analysis. The three sales used were among the most recent and felt to be the most comparable sales found for the subject property. All three sales closed within the past 6 months and no time adjustments warranted. All sales were adjusted on a percentage of "dollar per acre" basis, which is typical for this type of assignment. All three sales were adjusted for their superior zoning and its inferior topography, having severe slopes and irregular boundary lines. The site slopes from 100' above sea level along the North boundary line down to 70' above sea level along the south boundary line. That drop in elevation would make the irregular site difficult to develop with single family dwellings. All sales have narrow entries off of public roads, similar to the subject.

The three sales used are among the best and most recent and comparable sales available and together provide an accurate range of value for the subject property. Additional comparable sales and listings were found analyzed and are retained in the appraiser work file.

After thorough analysis, I found a wide variety of prices for vacant land sales based on a "dollar per acre" figure, ranging anywhere from \$10,000 per acre, to over \$80,000 per acre. Many of the variations in value were dependent on site size, topography, Zoning, physical access and location. I found that typical vacant acreage land parcels with either residential or agricultural zoning and no entitlements had a price range from around \$10,000 to \$25,000 per acre, as compared to vacant acreage with superior zoning and entitlements in

Supplemental Addendum

File No. 15838

Borrower	N/A				
Property Address	1037 Vick Road				
City	Apopka	County	Orange	State	FL Zip Code 32712
Lender/Client					

place range from \$30,000 per acre to about \$45,000 per acre. The higher end of the scale comprises of properties with full entitlements, platted lots and complete infrastructure.

The subject property has a PR zoning, which has limited allowable uses and the severely sloping topography would increase development costs significantly, not to mention the difficulty of changing the zoning and the opposition from the neighboring single family homes who purchased their properties as Golf Course frontage homes. For these reasons I have concluded the property be based on a value at the lower end of the range of vacant acreage comparable land sales.

As a result of the appraisal investigation, and by virtue of my experience and training, I have formed the opinion that the “as-is” market value of the fee simple interest in the subject real property be based on \$15,000.00 per acre. Multiplying that by the subjects 11.222 acres resulted in an estimated value of \$168,330.00. Because of the markets tendency to deal in round figures, I have rounded that number to \$168,000.00.

Land Subject Photos

Borrower	N/A				
Property Address	1037 Vick Road				
City	Apopka	County	Orange	State	FL Zip Code 32712
Lender/Client					



Subject Front

1037 Vick Road	
Sales Price	N/A
Date of Sale	N/A
Site Area	11.222
Location	Average
Access	Fair
Zoning	PR
Improvements	Golf Course
Shape/Topography	Severely Sloping
Additional Features	None Noted

Eastern View from Vick Rd



Subject Interior

Western View From  
Eastern Boundary just  
southwest of the  
cul de sac at the  
south end of Winged  
Foot Dr



Subject Street

Northerly View of Vick Rd



Photograph Addendum

Borrower	N/A				
Property Address	1037 Vick Road				
City	Apopka	County	Orange	State	FL Zip Code 32712
Lender/Client					



Eastern View from Western Boundary along Vick Road



Southeastern View from Western Boundary along Vick Road



Easterly Close-Up View of Interior Site



Westerly View of Site from Eastern Boundary



Southwesterly View from the Eastern Boundary



Westerly Interior View of Site



Photograph Addendum

Borrower	N/A				
Property Address	1037 Vick Road				
City	Apopka	County	Orange	State	FL Zip Code 32712
Lender/Client					



Eastern View from Vick Road



Western View across Vick Road



Southern View along Vick Road



View of Errol Estate Grove Course Hole #4 Sign



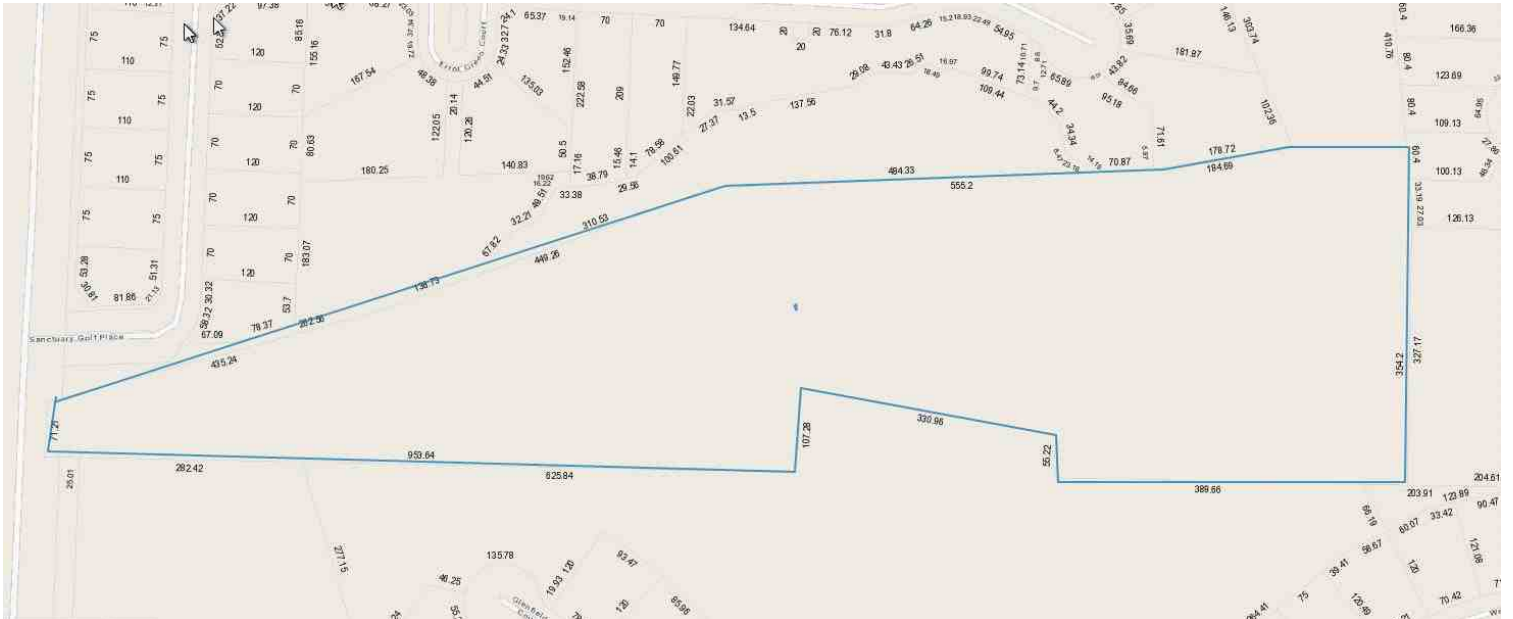
View of property adjacent on North



Interior View

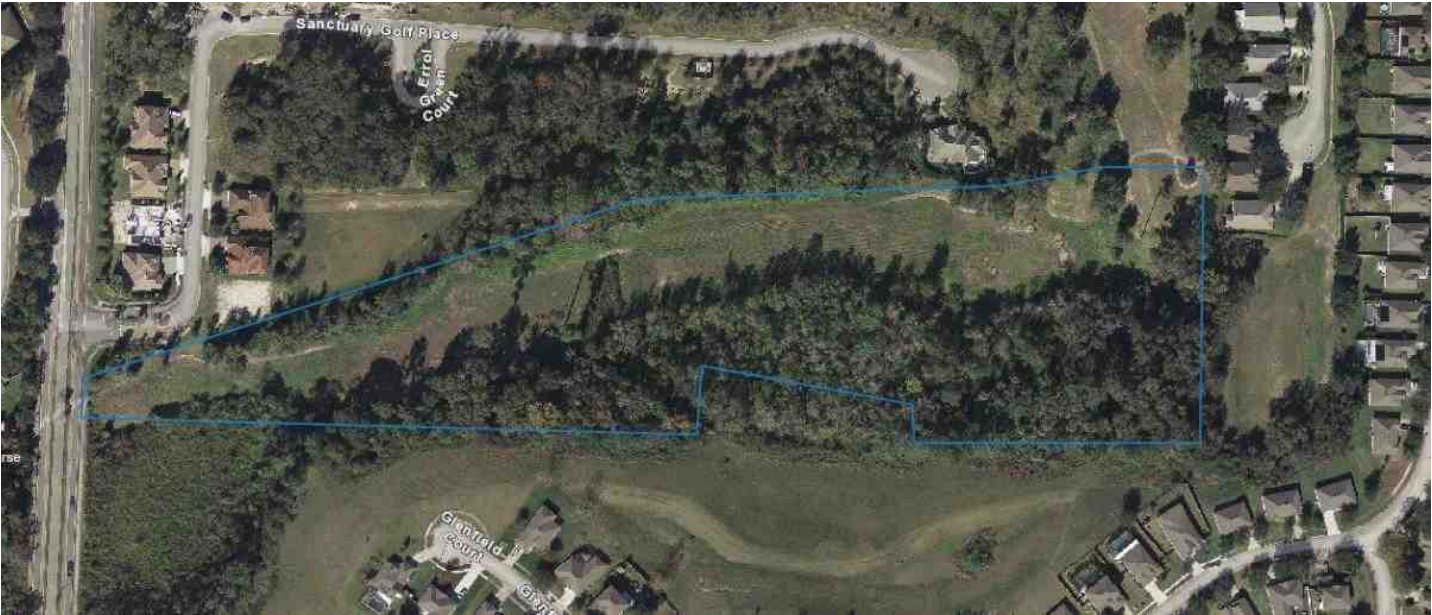


## PLAT MAP



Aerial Map

Borrower	N/A				
Property Address	1037 Vick Road				
City	Apopka	County	Orange	State	FL Zip Code 32712
Lender/Client					





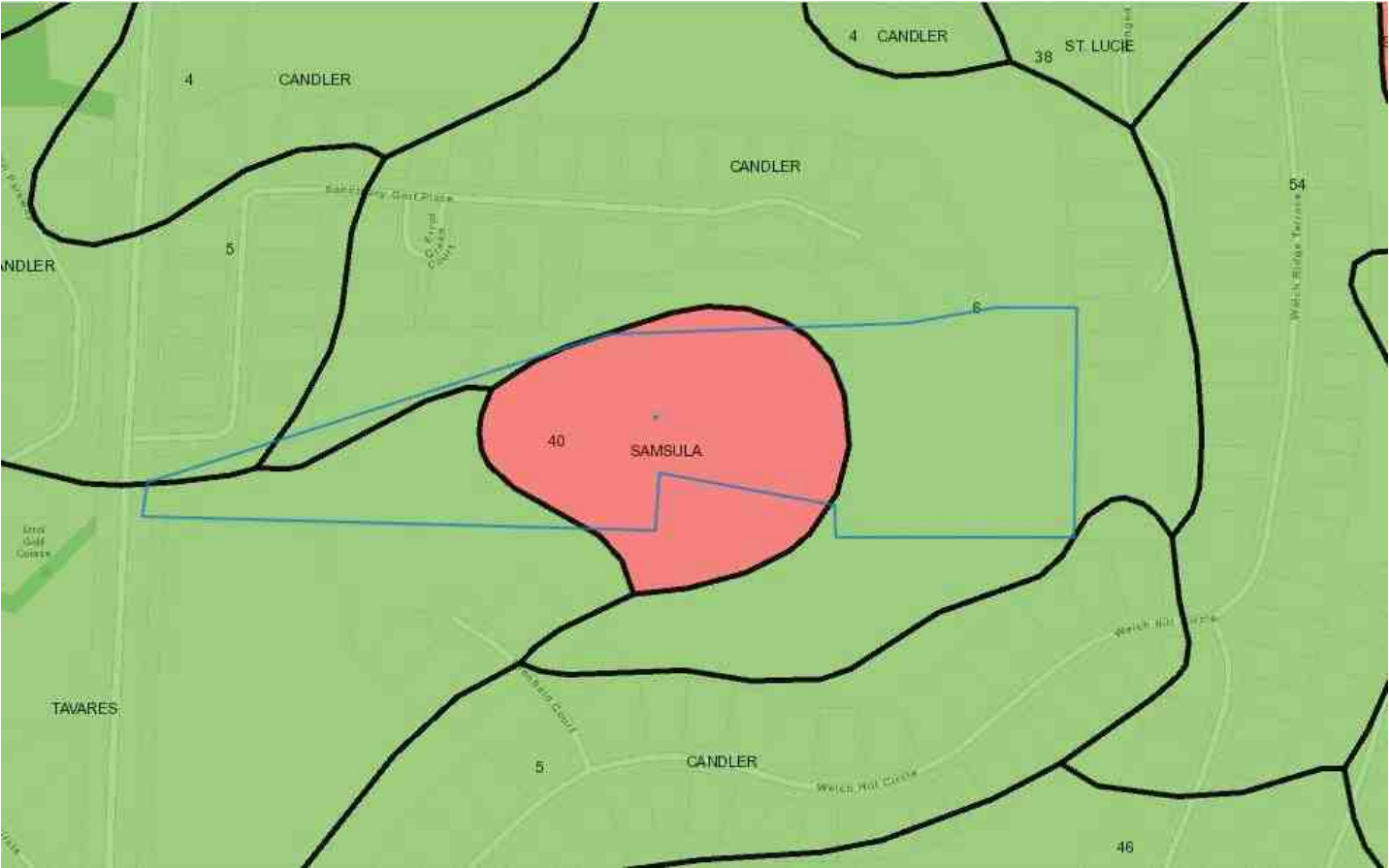
Topographic Map

Borrower	N/A				
Property Address	1037 Vick Road				
City	Apopka	County	Orange	State	FL Zip Code 32712
Lender/Client					



Soils Map

Borrower	N/A				
Property Address	1037 Vick Road				
City	Apopka	County	Orange	State	FL Zip Code 32712
Lender/Client					



Deed Plot Map

Borrower	N/A				
Property Address	1037 Vick Road				
City	Apopka	County	Orange	State	FL Zip Code 32712
Lender/Client					

Exhibit "A"

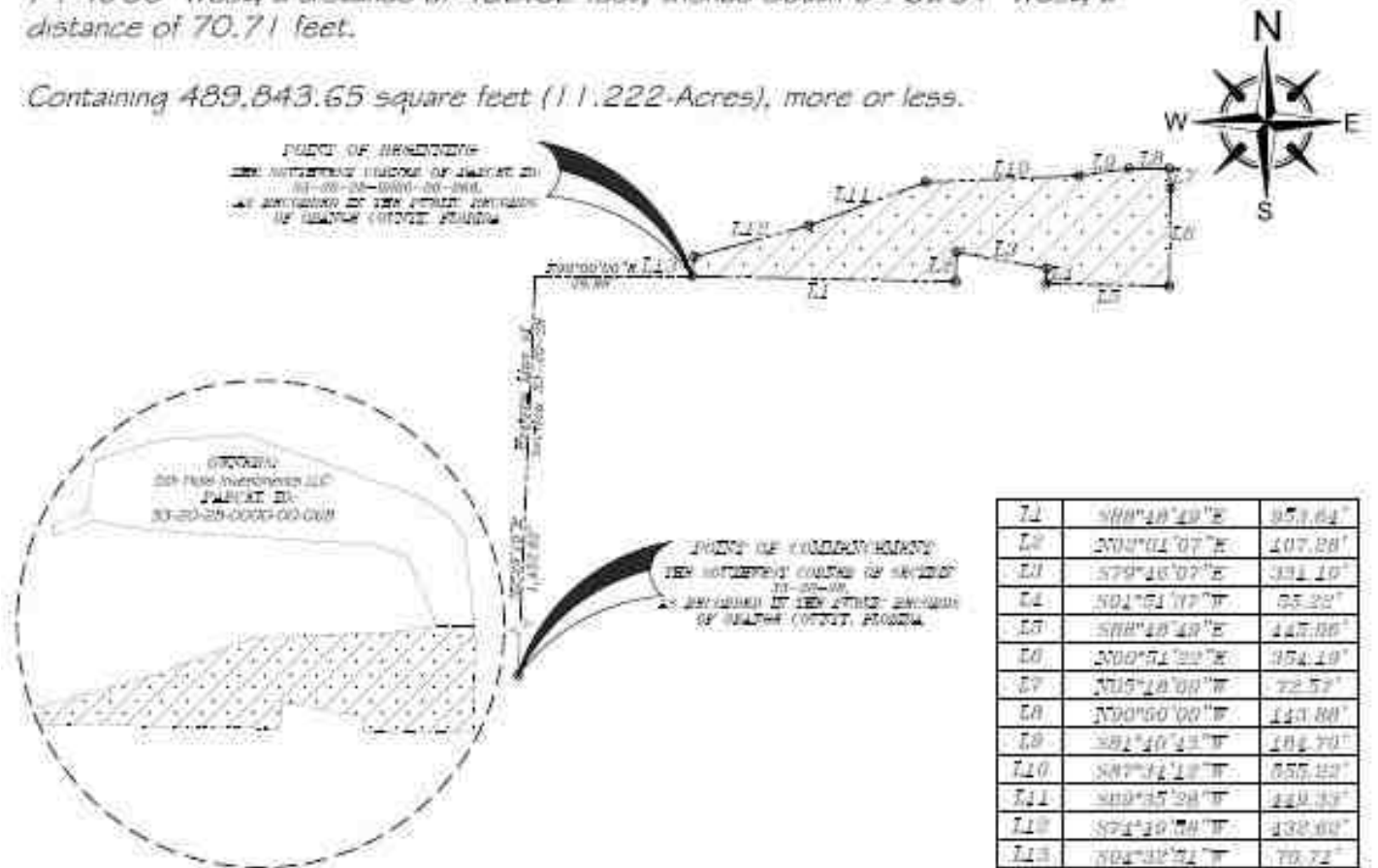
Description of "Parcel"

Parcel ID: 33-20-28-0000-00-068  
Owner: 5th Hole Investments LLC

A portion of Parcel ID: 33-20-28-0000-00-068 as recorded in the Public Records of Orange County, Florida, being more particularly described as follows:

Commence at the Southwest corner of the Section 33-20-28, as recorded in the Public Records of Orange County, Florida; thence North 02°29'10" East, a distance of 1,452.62 feet along the Western line of said Section; thence North 90°00'00" East, a distance of 29.99 feet along the line perpendicular to the the said Western line; said point being the POINT OF BEGINNING; thence South 88°48'49" East, a distance of 953.64 feet; thence North 02°01'07" East, a distance of 107.28 feet; thence South 79°46'07" East, a distance of 331.10 feet; thence South 01°51'37" West, a distance of 55.22 feet; thence South 88°48'49" East, a distance of 445.06 feet; thence North 00°51'22" East, a distance of 354.19 feet; thence North 05°18'00" West, a distance of 72.57 feet; thence North 90°00'00" West, a distance of 143.88 feet; thence South 81°40'43" West, a distance of 184.70 feet; thence South 87°34'12" West, a distance of 555.22 feet; thence South 69°35'28" West, a distance of 449.33 feet; thence South 74°49'58" West, a distance of 432.62 feet; thence South 04°32'51" West, a distance of 70.71 feet.

Containing 489,843.65 square feet (11.222-Acres), more or less.





Land Comparable Photos 1-3

Borrower	N/A				
Property Address	1037 Vick Road				
City	Apopka	County	Orange	State	FL Zip Code 32712
Lender/Client					



Comparable 1

2512 Lent Rd	
Prox. to Subj.	2.86 miles NW
Sales Price	126,000
Date of Sale	08/17/2015
Site Area	6.02
Location	Average
Access	Fair
Zoning	A-2: Agricultural
Improvements	Old Mobile Home
Shape/Topography	Slightly Sloping
Additional Features	None Noted



Comparable 2

2177 Vick Rd	
Prox. to Subject	0.93 miles N
Sales Price	97,600
Date of Sale	06/22/2015
Site Area	4.96
Location	Average
Access	Fair
Zoning	A-1: Agricultural
Improvements	Old SFR&MHomes
Shape/Topography	Slightly Sloping
Additional Features	None Noted



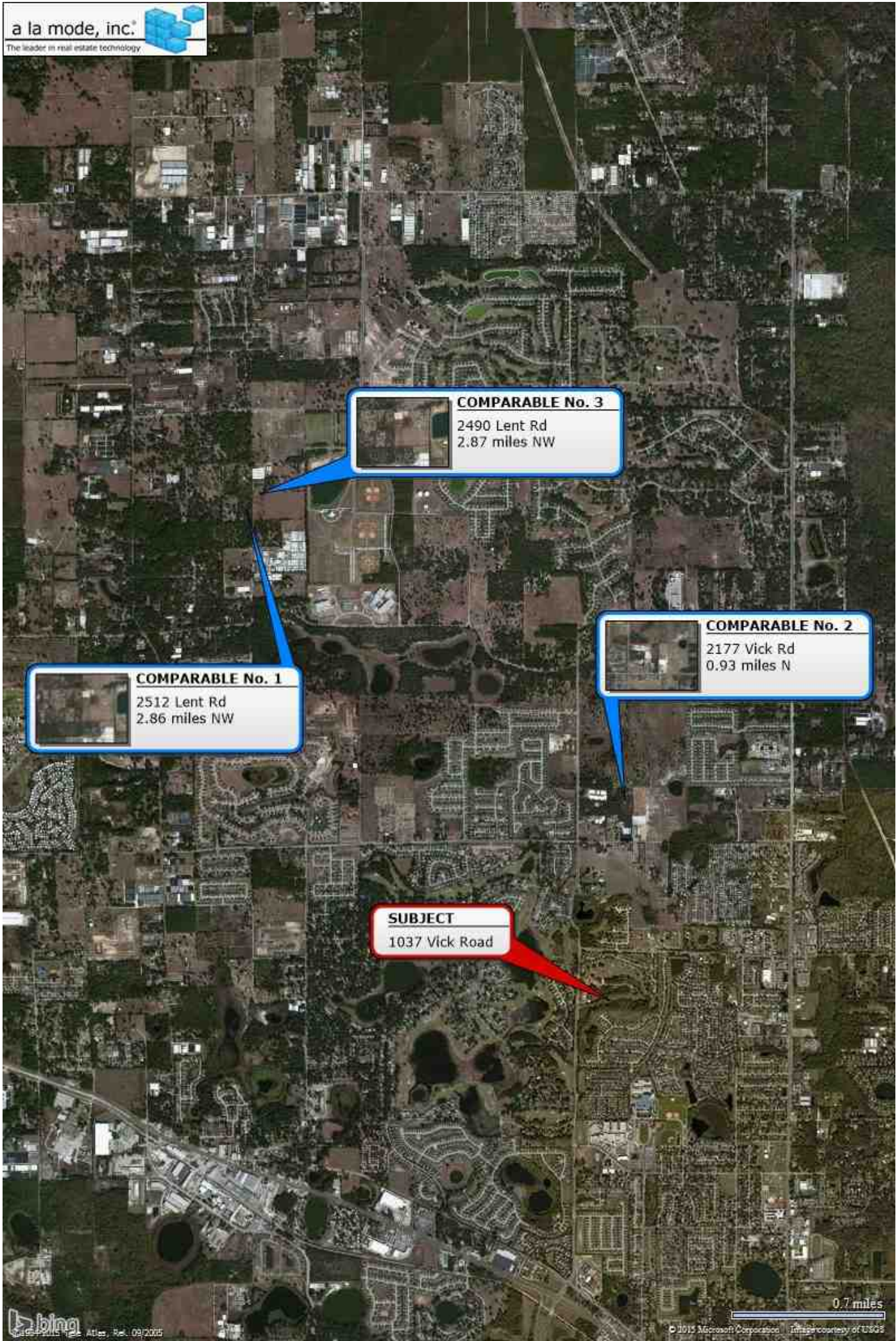
Comparable 3

2490 Lent Rd	
Prox. to Subject	2.87 miles NW
Sales Price	140,400
Date of Sale	08/12/2015
Site Area	7.21
Location	Average
Access	Fair
Zoning	R-1AAA*
Improvements	Unimproved
Shape/Topography	Slightly Sloping
Additional Features	None Noted



Comparable Sales Map

Borrower	N/A				
Property Address	1037 Vick Road				
City	Apopka	County	Orange	State	FL Zip Code 32712
Lender/Client					



Borrower	N/A	File No. 15838
Property Address	1037 Vick Road	
City	Apopka	County Orange      State FL      Zip Code 32712
Lender/Client		

## APPRAISAL AND REPORT IDENTIFICATION

This Appraisal Report is one of the following types:

<input type="checkbox"/>	Self Contained	(A written report prepared under Standards Rule 2-2(a) , pursuant to the Scope of Work, as disclosed elsewhere in this report.)
<input checked="" type="checkbox"/>	Summary	(A written report prepared under Standards Rule 2-2(b) , pursuant to the Scope of Work, as disclosed elsewhere in this report.)
<input type="checkbox"/>	Restricted Use	(A written report prepared under Standards Rule 2-2(c) , pursuant to the Scope of Work, as disclosed elsewhere in this report, restricted to the stated intended use by the specified client or intended user.)

## Comments on Standards Rule 2-3

I certify that, to the best of my knowledge and belief:

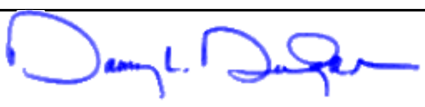
- The statements of fact contained in this report are true and correct.
- The reported analyses, opinions, and conclusions are limited only by the reported assumptions and limiting conditions and are my personal, impartial, and unbiased professional analyses, opinions, and conclusions.
- Unless otherwise indicated, I have no present or prospective interest in the property that is the subject of this report and no personal interest with respect to the parties involved.
- Unless otherwise indicated, I have performed no services, as an appraiser or in any other capacity, regarding the property that is the subject of this report within the three-year period immediately preceding acceptance of this assignment.
- I have no bias with respect to the property that is the subject of this report or the parties involved with this assignment.
- My engagement in this assignment was not contingent upon developing or reporting predetermined results.
- My compensation for completing this assignment is not contingent upon the development or reporting of a predetermined value or direction in value that favors the cause of the client, the amount of the value opinion, the attainment of a stipulated result, or the occurrence of a subsequent event directly related to the intended use of this appraisal.
- My analyses, opinions, and conclusions were developed, and this report has been prepared, in conformity with the Uniform Standards of Professional Appraisal Practice that were in effect at the time this report was prepared.
- Unless otherwise indicated, I have made a personal inspection of the property that is the subject of this report.
- Unless otherwise indicated, no one provided significant real property appraisal assistance to the person(s) signing this certification (if there are exceptions, the name of each individual providing significant real property appraisal assistance is stated elsewhere in this report).

## Comments on Appraisal and Report Identification

Note any USPAP related issues requiring disclosure and any State mandated requirements:

EXPOSURE TIME IS ESTIMATED TO BE BETWEEN SIX AND NINE MONTHS AT THE APPRAISED VALUE.

### APPRAISER:

Signature: 

Name: Danny L. Dulgar

Designation: SRA

Date Signed: 12/07/2015

State Certification #: Cert.Gen. RZ601

or State License #: \_\_\_\_\_

State: FL

Expiration Date of Certification or License: 11/30/2016

Inspection of Subject:

☐ None    ☒ Interior    ☒ Exterior

Date of Inspection: 11/22/2015

### Co-Appraiser:

Signature: \_\_\_\_\_

Name: \_\_\_\_\_

Designation: \_\_\_\_\_

Date Signed: \_\_\_\_\_

State Certification #: \_\_\_\_\_

or State License #: \_\_\_\_\_

State: \_\_\_\_\_

Expiration Date of Certification or License: \_\_\_\_\_

Inspection of Subject:

☐ None    ☐ Interior    ☐ Exterior

Date of Inspection: \_\_\_\_\_



Client:	City of Apopka	Client File #:	P.O.#127528
Subject Property:	1037 Vick Road, Apopka, FL 32712	Appraisal File #:	15838

#### STATEMENT OF ASSUMPTIONS AND LIMITING CONDITIONS

This appraisal is subject to the following assumptions and limiting conditions:

- This report is prepared using forms developed and copyrighted by the Appraisal Institute. However, the content, analyses, and opinions set forth in this report are the sole product of the appraiser. The Appraisal Institute is not liable for any of the content, analyses, or opinions set forth herein.
- No responsibility is assumed for matters legal in character or nature. No opinion is rendered as to title, which is assumed to be good and marketable. All existing liens, encumbrances, and assessments have been disregarded, unless otherwise noted, and the property is appraised as though free and clear, having responsible ownership and competent management.
- I have examined the property described herein exclusively for the purposes of identification and description of the real property. The objective of our data collection is to develop an opinion of the highest and best use of the subject property and make meaningful comparisons in the valuation of the property. The appraiser's observations and reporting of the subject improvements are for the appraisal process and valuation purposes only and should not be considered as a warranty of any component of the property. This appraisal assumes (unless otherwise specifically stated) that the subject is structurally sound and all components are in working condition.
- I will not be required to give testimony or appear in court because of having made an appraisal of the property in question, unless specific arrangements to do so have been made in advance, or as otherwise required by law.
- I have noted in this appraisal report any significant adverse conditions (such as needed repairs, depreciation, the presence of hazardous wastes, toxic substances, etc.) discovered during the data collection process in performing the appraisal. Unless otherwise stated in this appraisal report, we have no knowledge of any hidden or unapparent physical deficiencies or adverse conditions of the property (such as, but not limited to, needed repairs, deterioration, the presence of hazardous wastes, toxic substances, adverse environmental conditions, etc.) that would make the property less valuable, and have assumed that there are no such conditions and make no guarantees or warranties, express or implied. We will not be responsible for any such conditions that do exist or for any engineering or testing that might be required to discover whether such conditions exist. Because I am not an expert in the field of environmental hazards, this appraisal report must not be considered as an environmental assessment of the property. I obtained the information, estimates, and opinions furnished by other parties and expressed in this appraisal report from reliable public and/or private sources that I believe to be true and correct.
- I will not disclose the contents of this appraisal report except as provided for in the Uniform Standards of Professional Appraisal Practice, and/or applicable federal, state or local laws.
- The Client is the party or parties who engage an appraiser (by employment or contract) in a specific assignment. A party receiving a copy of this report from the client does not, as a consequence, become a party to the appraiser-client relationship. Any person who receives a copy of this appraisal report as a consequence of disclosure requirements that apply to an appraiser's client, does not become an intended user of this report unless the client specifically identified them at the time of the assignment. The appraiser's written consent and approval must be obtained before this appraisal report can be conveyed by anyone to the public through advertising, public relations, news, sales, or other media.
- A true and complete copy of this report contains \_\_\_\_ pages including exhibits which are considered an integral part of the report. The appraisal report may not be properly understood without access to the entire report.
- If this valuation conclusion is subject to satisfactory completion, repairs, or alterations, it is assumed that the improvements will be completed competently and without significant deviation.

#### VALUE DEFINITION

☒ Market Value Definition (below)

☐ Alternate Value Definition (attached)

MARKET VALUE is defined as the most probable price which a property should bring in a competitive and open market under all conditions requisite to a fair sale, the buyer and seller each acting prudently and knowledgeably, and assuming the price is not affected by undue stimulus. Implicit in this definition is the consummation of a sale as of a specified date and the passing of title from seller to buyer under conditions whereby:

1. buyer and seller are typically motivated;
2. both parties are well informed or well advised and acting in what they consider their own best interests;
3. a reasonable time is allowed for exposure in the open market;
4. payment is made in terms of cash in U.S. dollars or in terms of financial arrangements comparable thereto; and
5. the price represents the normal consideration for the property sold unaffected by special or creative financing or sales concessions granted by anyone associated with the sale.

Source: The Dictionary of Real Estate Appraisal, 4th ed., Appraisal Institute

\* NOTICE: The Appraisal Institute publishes this form for use by appraisers where the appraiser deems use of the form appropriate. Depending on the assignment, the appraiser may provide additional data, analysis and work product not called for in this form. The Appraisal Institute plays no role in completing the form and disclaims any responsibility for the analysis or any other work product provided by the individual appraiser(s).

Client:	City of Apopka	Client File #:	P.O.#127528
Subject Property:	1037 Vick Road, Apopka, FL 32712	Appraisal File #:	15838

#### APPRAISER CERTIFICATION

I certify that, to the best of my knowledge and belief:

- The statements of fact contained in this report are true and correct.
- The reported analysis, opinions, and conclusions are limited only by the reported assumptions and limiting conditions, and are my personal, unbiased professional analysis, opinions, and conclusions.
- I have no present (unless specified below) or prospective interest in the property that is the subject of this report, and I have no (unless specified below) personal interest with respect to the parties involved.
- I have no bias with respect to any property that is the subject of this report or to the parties involved with this assignment.
- My engagement in this assignment was not contingent upon the developing or reporting predetermined results.
- My compensation for completing this assignment is not contingent upon the development or reporting of a predetermined value or direction in value that favors the cause of the client, the amount of the value opinion, the attainment of a stipulated result, or the occurrence of a subsequent event directly related to the use of this appraisal.
- My analysis, opinions, and conclusions were developed, and this report has been prepared, in conformity with the Uniform Standards of Professional Appraisal Practice.
- Individuals who have provided significant real property appraisal assistance are named below. The specific tasks performed by those named are outlined in the Scope of Work section of this report.

☒ None ☐ Name(s) \_\_\_\_\_

As previously identified in the Scope Of Work section of this report, the signer(s) of this report certify to the inspection of the property that is the subject of this report as follows:

Property inspected by Appraiser ☒ Yes ☐ No

Property inspected by Co-Appraiser ☐ Yes ☐ No

Please note that I am a Certified General appraiser. This form may insert an X in other categories due to a recent software update glitch.

#### ADDITIONAL CERTIFICATION FOR APPRAISAL INSTITUTE MEMBERS

Appraisal Institute Member Certify:

- The reported analyses, opinions, and conclusions were developed, and this report has been prepared, in conformity with the requirements of the Code of Professional Ethics & Standards of Professional Appraisal Practice of the Appraisal Institute, which include the Uniform Standards of Professional Appraisal Practice.
- The use of this report is subject to the requirements of the Appraisal Institute relating to review by its duly authorized representatives.

Designated Appraisal Institute Member Certify:

- As of the date of this report, I ☒ have / ☐ have not completed the continuing education program of the Appraisal Institute.

Designated Appraisal Institute Member Certify:

- As of the date of this report, I ☐ have / ☐ have not completed the continuing education program of the Appraisal Institute.

APPRAISER:

Signature \_\_\_\_\_

Name Danny L. Dulgar

Report Date 12/07/2015

Trainee ☐ Licensed ☐ Certified Residential ☒ Certified General ☒

License # Cert.Gen. RZ601 State FL

Expiration Date 11/30/2016

CO-APPRAISER:

Signature \_\_\_\_\_

Name \_\_\_\_\_

Report Date \_\_\_\_\_

Trainee ☐ Licensed ☐ Certified Residential ☐ Certified General ☐

License # \_\_\_\_\_ State \_\_\_\_\_

Expiration Date \_\_\_\_\_

\* NOTICE: The Appraisal Institute publishes this form for use by appraisers where the appraiser deems use of the form appropriate. Depending on the assignment, the appraiser may be required to provide additional data, analysis and work product not called for in this form. The Appraisal Institute plays no role in completing the form and disclaims any responsibility for the analysis or any other work product provided by the individual appraiser(s).



APPRAISERS LICENSE

STATE OF FLORIDA



DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

FLORIDA REAL ESTATE APPRAISAL BD

LICENSE NUMBER	
RZ601	

The CERTIFIED GENERAL APPRAISER  
Named below IS CERTIFIED  
Under the provisions of Chapter 475 FS.  
Expiration date: NOV 30, 2016

DULGAR, DANNY L  
271 CIRCLE DRIVE  
MAITLAND FL 32751



Form SCNLGL - "TOTAL" appraisal software by a la mode, inc. - 1-800-ALAMODE

Page 195

**Backup material for agenda item:**

1. Thank you letter to City of Apopka Recreation Department from Birchmore Group



MEMO FROM DARGAN WATTS  
407-478-1616 (PHONE)

**December 8, 2015**

David Burgoon, CPRA  
Recreation Director  
City of Apopka

Dear Mr. Burgoon & Staff:

I want to personally thank you and the entire City of Apopka team for their exceptional service on Sunday for SGL's Company Event. As a veteran producer of events, it's not very often that we encounter personnel that has a "can do" attitude with a smile on their faces, which is what we experienced on Sunday. That attentiveness makes (our sometimes) complicated execution streamlined, delivering a great event for the end-user client.

With that said, on behalf of the Birchmore Group, we would like to thank all of you for your efforts in making our client's event such a success. Everyone was personable, attentive and very professional. It takes every team member whether backstage or front of house to make an impact and I would like to applaud everyone for making the event exceptional.

Our goal was to create a memorable event, and it is extremely gratifying to know that, as a result of our collective efforts, the program was perfectly executed. Please extend my personal thanks to everyone on the team for their hard work and efforts.

As a quality entertainment production company, we value our positive relationship with top professionals in the industry such as you and the City of Apopka.

Hopefully, our paths will cross again soon and thank you again. Happy Holidays to you and your family.

Highest Regards,

Dargan B. Watts, CEP, CMP  
Director  
DBW/aj