

CITY OF APOPKA

Minutes of a regular City Council meeting held on November 2, 2011, at 1:30 p.m., in the City of Apopka Council Chambers.

PRESENT: Mayor John H. Land
Commissioner Bill Arrowsmith
Commissioner Billie Dean
Commissioner Marilyn U. McQueen
Commissioner Kathy S. Till

PRESS PRESENT: John Peery - The Apopka Chief

INVOCATION AND PLEDGE OF ALLEGIANCE – Mayor Land called the meeting to order and gave the Invocation. He said the 11th of November is recognized as Veteran’s Day, and it was also called Armistice Day; the day that World War I ended. Over 100,000 Americans lost their lives during that war. He asked everyone to reflect on the great sacrifice they made while serving under our Flag as he led in the Pledge of Allegiance.

CONSENT AGENDA

1. Approve the minutes from the regular City Council Meeting held on October 19, 2011, at 8:00 p.m.
2. Approve the minutes from the Administrative Bid Opening No. 2011-04 for Specification Class A Pumpers, held on October 26, 2011 at 10:15 a.m.
3. Authorize the Chief Administrative Officer to sign Amendment #1 of the Inmate Work Squad Contract #WS642, in the amount of \$58,004.00.
4. Authorize the Chief Administrative Officer to sign a Memorandum of Understanding with Sanlando Utilities Corporation for the delivery of reclaimed water to the City of Apopka.
5. Authorize the Mayor, or his designee, to execute the 2012 Vote Processing Equipment Use Agreement and Elections Services Contract with the Orange County Supervisor of Elections for the March 13, 2012 City General Election.
6. Approve a \$3,500.00 expenditure from the Federal Law Enforcement Trust Fund to purchase warm up suits for girls high school soccer teams.
7. Approve the Disbursement Report for the month of October, 2011.

MOTION was made by Commissioner Till, and seconded by Commissioner Arrowsmith, to approve the seven (7) items of the Consent Agenda. Motion carried unanimously, with Mayor Land and Commissioners Arrowsmith, Dean, McQueen, and Till voting aye.

PRESENTATIONS

Mayor Land recognized Boy Scout Keaton Forgue, and Troop 773 Scout Leader Brian Forgue, in attendance. He said Keaton is working on his Citizenship in the Community Badge.

1. **David Niles –Public Services/Grounds – 5 Year Service Award** – Mayor Land said David was not present, and would be presented his award at a later time.

2. Gayle Moon – Public Services/Grounds – 5 Year Service Award – Mayor Land said Gayle was not present, and would be presented her award at a later time.

3. Philip Rippon –Recreation/Athletics – 5 Year Service Award – Mayor Land said Jeff began working for the City on October 20, 2006, as a Recreation Leader I for Recreation/Athletics, which is his current position. The City Council joined Mayor Land in congratulating Jeff on his years of service to the City.

4. Steven Page – Fire/District Chief – 10 Year Service Award – Mayor Land said Steven started working for the City on October 15, 2001, as a Firefighter First Class. On March 2, 2006, Steven was promoted to Firefighter Engineer. He was promoted to Firefighter Lieutenant on October 12, 2007. Steven was promoted on December 11, 2009, to Fire Captain/District Chief, which is his current position. The City Council joined Mayor Land in congratulating Steven on his years of service to the City.

5. John Rogers – Fire /Fire Chief's Office – 10 Year Service Award - Mayor Land said John began working for the City on October 16, 2001, as a Firefighter First Class. On January 18, 2009, John's title changed to Fire Code Inspector, which is his current position. The City Council joined Mayor Land in congratulating John on his years of service to the City.

CAO Anderson added that John voluntarily accepted the change to Fire Code Inspector after losing his arm to an injury in fire fighting for Apopka.

6. Ronald Davoll – Community Development/Planning & Engineering - 15 Year Service Award - Mayor Land said Jay started working for the City on October 28, 1996, as a City Engineer. On August 8, 2009, Jay was reclassified to Community Development Director, which is his current position. The City Council joined Mayor Land in congratulating Jay on his years of service to the City.

7. Jean Jreij – Public Services/Director's Office – 25 Year Service Award - Mayor Land said John began working for the City on October 1, 1986, as an Engineering Technician. John was reclassified to an Assistant City Engineer on April 1, 1988. John's title changed to Assistant Utility Services Director/City Engineer on November 20, 1996. On December 10, 2005, John was promoted to Public Services Director, which is his current position. The City Council joined Mayor Land in congratulating John on his years of service to the City.

8. Distinguished Budget Award – Edward Bass – Mayor Land presented Finance Director Edward Bass with the Distinguished Budget Award. He said this is the fifth consecutive year the City has received the award. He expressed appreciation to Mr. Bass and the fine employees of the Finance Department.

9. Presentation to Greenbrier – Chief Manley – Police Chief Robbie Manley presented Debbie Molrine, of Greenbrier Pet Resort, with a plaque in recognition of her outstanding contributions to the K-9 Program. The program, established by Ms. Molrine, assists with funding of food and health care for retired K-9 dogs.

SPECIAL REPORTS AND PUBLIC HEARINGS - There were no special reports or public hearings.

ORDINANCES AND RESOLUTIONS

1. ORDINANCE NO. 2232 – THIRD READING – LAND DEVELOPMENT CODE AMENDMENT – Amending Article VIII – Signs in its entirety.

NOTE: This item was tabled on October 19, 2011.

MOTION was made by Commissioner Arrowsmith, and seconded by Commissioner Till, to remove Ordinance No. 2232 from the table. Motion carried unanimously, with Mayor Land, and Commissioners Arrowsmith, Dean, McQueen, and Till voting aye.

The City Clerk read the title as follows:

ORDINANCE NO. 2232

AN ORDINANCE OF THE CITY OF APOPKA, FLORIDA, AMENDING THE APOPKA CODE OF ORDINANCES, PART III, LAND DEVELOPMENT CODE, ARTICLE VIII – SIGNS IN ITS ENTIRETY; PROVIDING FOR DIRECTIONS TO THE CITY CLERK; SEVERABILITY, CONFLICTS; AND AN EFFECTIVE DATE.

CAO Anderson advised the recommended amendments have been made to the ordinance. He thanked the Sign Committee for their outstanding work on this ordinance.

Mayor Land said this was a true grass-roots effort of Local Government with input from the citizens, the business community, City staff and the City Council.

Steve Hooks, Chairman of the Sign Committee, said this document includes input from Commissioners Arrowsmith and Till regarding changeable copy. He said the change does not come at the recommendation of the Sign Committee, but by that of the Commissioners.

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

MOTION was made by Commissioner Arrowsmith, and seconded by Commissioner Till, to accept the Third Reading of Ordinance No. 2232, and hold it over for a Fourth Reading. Motion carried unanimously, with Mayor Land, and Commissioners Arrowsmith, Dean, McQueen, and Till voting aye.

Commissioners expressed appreciation and applause to the Sign Committee for the great job performed by the Sign Committee.

2. ORDINANCE NO. 2237 - FIRST READING - ZONING CHANGE - Lowe's Home Centers, Inc., from C-1 to C-2, for property located north of U.S. Highway 441 and south of

Old Dixie Highway. NOTE: This item was tabled on October 19, 2011, and per the applicant's request, is being tabled to November 16, 2011.

MOTION was made by Commissioner Till, and seconded by Commissioner McQueen, to remove Ordinance No. 2237 from the table. Motion carried unanimously, with Mayor Land, and Commissioners Arrowsmith, Dean, McQueen, and Till voting aye.

CAO Anderson said the City is still working with the applicant to resolve some details to the project. He asked that it be tabled to the November 16th meeting.

MOTION was made by Commissioner McQueen, and seconded by Commissioner Till, to table the First Reading of Ordinance No. 2237 to November 16, 2011. Motion carried unanimously, with Mayor Land, and Commissioners Arrowsmith, Dean, McQueen, and Till voting aye.

3. RESOLUTION NO. 2011-05 – Regarding the negative health impacts of secondhand smoke on public health – The City Clerk read the title as follows:

RESOLUTION NO. 2011-05

A RESOLUTION OF THE CITY OF APOPKA, FLORIDA, REGARDING THE NEGATIVE HEALTH IMPACTS OF SECONDHAND SMOKE ON PUBLIC HEALTH.

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

MOTION was made by Commissioner Dean, and seconded by Commissioner McQueen, to adopt Resolution No. 2011-05. Motion carried unanimously, with Mayor Land, and Commissioners Arrowsmith, Dean, McQueen, and Till voting aye.

SITE APPROVALS

1. WAWA FOOD STORE – FINAL DEVELOPMENT PLAN – Property located on the east side of Piedmont Wekiva Road and U.S. 441 Intersection. – Community Development Director Davoll gave an overview of the project, and answered questions of the City Council. He said this item is considered quasi-judicial and requested the staff report and its findings be incorporated into and made a part of the minutes of this meeting.

Commissioner Dean opined that for consistency of the development on that corner, the roof be constructed of tile rather than metal, matching the recently built car wash abutting this project.

CAO Anderson said the City had already requested a tile roof. However the developer wished to stay with the standard design of all Wawa Food Stores.

Mr. Davoll said the developer changed the color of the building at the request of the City.

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

MOTION was made by Commissioner Arrowsmith, and seconded by Commissioner Till, to approve the Final Development Plan for the Wawa Food Store, as recommended. Motion carried unanimously, with Mayor Land, and Commissioners Arrowsmith, Dean, McQueen, and Till voting aye.

DEPARTMENT REPORTS AND BIDS – There were no department reports or bids.

MAYOR'S REPORT - Mayor Land reported receiving a card from Jeff Plaugher, Public Services employee, expressing appreciation for all the well wishes and plant that he received during a recent hospital stay.

Mayor Land said a card was received from the Family of Juanita Collins, expressing their appreciation for the floral arrangement in memory of Juanita Collins, wife of former Police Chief Tom Collins.

Mayor Land said a card was received from the Williams Family, expressing their appreciation for the donation to Cornerstone Hospice in memory of Ronnie Williams, the brother of Public Services employee Steve Williams.

OLD BUSINESS

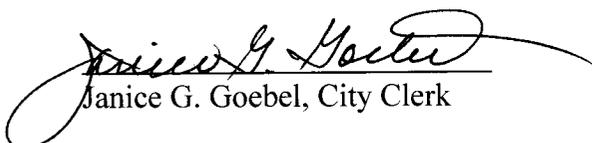
1. **Council** - There was no old business from the Council.
2. **Public** - There was no old business from the public.

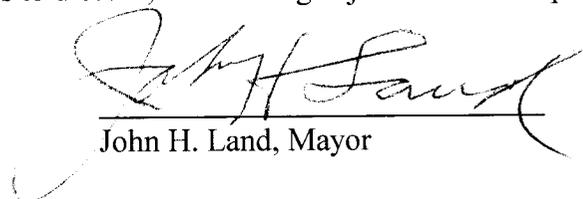
NEW BUSINESS

1. **Council** - Commissioner McQueen expressed appreciation to Ashley Greene, CAO Anderson, and the Apopka Fire Department, for expediting the permitting and supporting the Haunted House event held by the Elks Lodge.
2. **Public** - Lucy Carter issued a complaint regarding a recurring problem with items being disturbed or removed from her mother's cemetery plot. Mayor Land asked CAO Anderson to address the matter with Ms. Carter in an effort to resolve her concerns.

ADJOURNMENT - There being no further business to discuss, the meeting adjourned at 2:15 p.m.

ATTEST:


Janice G. Goebel, City Clerk


John H. Land, Mayor