



**AGENDA
ARCADIA CITY COUNCIL
CITY COUNCIL CHAMBERS
23 NORTH POLK AVENUE, ARCADIA FL**

**TUESDAY, JANUARY 6, 2015
6:00 P.M.**

CALL TO ORDER, INVOCATION, PLEDGE AND ROLL CALL

CONSENT AGENDA

1. City Council Minutes for December 8, 2014 (Penny Delaney – City Clerk)
2. City Council Minutes for December 16, 2014 (Penny Delaney – City Clerk)
3. Air-Cadia Flowage and Hangar Rent Report for November 2014 (Penny Delaney – City Clerk)
4. Special Event Permit – Car Show – Team Arcadia (Carl McQuay – City Planner)
5. Special Event Permit as Amended – Martin Luther King, Jr. Parade / Festivities (Carl McQuay – City Planner)

ACTION ITEMS

6. Request to Use Old Livestock Market by L. Neville Smith (Carl McQuay – City Planner)
7. CDBG Modification (Beth Carsten – Interim City Administration)
8. Late Payment Fee Relating to Water and Sewer Usage (Councilmember Coker)
9. Hold on Any New Action on City of Arcadia Property Until Hiring of New City Administrator (Councilmember Coker)

COMMENTS FROM DEPARTMENTS

10. City Marshall
11. City Attorney
12. Interim City Administrator

PUBLIC (Please limit presentation to five minutes)

MAYOR AND COUNCIL REPORTS

ADJOURN

NOTE: Any party desiring a verbatim record of the proceedings of this hearing for the purpose of appeal is advised to make private arrangements therefore.

PLEASE TURN OFF OR SILENCE ALL CELL PHONES

AGENDA No. 1



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: January 6, 2015

DEPARTMENT: Administration
SUBJECT: Minutes from December 8, 2014
RECOMMENDED MOTION: Council Approval

SUMMARY:

FISCAL IMPACT: _____ Capital Budget
 Operating
 Other

ATTACHMENTS: Ordinance Resolution Budget Other

Department Head: Penny Delaney Date: 01/06/15

Finance Director (As to Budget Requirements) Date:

City Attorney (As to Form and Legality) Date:

Interim City Administrator: Beth Carsten Date:

COUNCIL ACTION: Approved as Recommended Disapproved
 Tabled Indefinitely Tabled to Date Certain _____ Approved with Modifications

**AGENDA MINUTES
CITY COUNCIL
CITY OF ARCADIA
SPECIAL ONE ITEM AGENDA MEETING
MONDAY, DECEMBER 8, 2014
6:00 P.M.**

The following minutes reflect action items of the City Council of the City of Arcadia. For a verbatim copy of the minutes, you may contact City Administration to obtain a copy of the recorded meeting.

INVOCATION& PLEDGE OF ALLEGIANCE

Tim Coker gave the invocation which was followed by the Pledge of Allegiance.

CALL TO ORDER, ROLL CALL AND PLEDGE OF ALLEGIANCE

The Mayor called the meeting to order at approximately 6:00 p.m. with the following members and staff present:

Arcadia City Council

Mayor Judy Wertz-Strickland
Councilmember Susan Coker
Councilmember S. Delshay Turner

Deputy Mayor Alice Frierson
Councilmember Joseph E. Fink

Arcadia City Staff

Interim City Administrator Beth Carsten
City Clerk Penny Delaney

City Planner Carl McQuay

ACTION ITEM

Special Event Permit – Mexican Rodeo Festival

City Planner Carl McQuay stated the one agenda item pertained to a special event that did not meet the cut-off date to be placed on the City Council agenda. The permit was originally denied and Mr. Wood and Mr. Gallegos spoke with the Interim City Administrator who made the decision to bring the matter before Council. He stated that they had met his requirements regarding hiring police and the insurance requirements. Mr. McQuay advised they had also provided a copy of their agreement with the Rodeo Association. He advised that a County Official had asked that he make Council aware of the noise issue and said official had suggested the event be cut back from 10:00 p.m. to 8:00 p.m. Said official also asked that reference be made of the death of a young lady caused by a drunk driver who supposedly left one of these events.

Councilmember Fink suggested to Council that they as a money strapped body should be dealing with an item that is costing them the time of three (3) staffers and Council's own personal time to have an event that is an annual event and that they know when everything should be in. He stated that he was not suggesting that they not authorize it this year, but that they should be told that in the future, they will be required to pay staff time for such an event, use of the building and other things that had to be posted and put into play just to ensure their event because they didn't file it in a timely fashion and it didn't come before Council when it should have. Councilmember Coker suggested backing it up to 9:00 p.m. since it was a work night for a lot of people. Deputy Mayor Frierson stated that she wanted to stress that the Spanish community contributes considerably to the economy of the County and she suggested that the City be good neighbors with them and also with the Rodeo Association. She reminded Council that the permit is what they are issuing, not the noise level or anything else. Mr. McQuay stated that he had spoke with the Marshal regarding the complaint of the noise and Marshal Anderson stated they would have the officers who would be there take a decimal reading of the noise and if it got to a certain point, they would have them turn it down.

The Interim City Administrator asked if they were aware of the City's time schedule and Mr. McQuay advised that they were aware of it as they have held these events before. Mr. McQuay further advised that when they turned in the paperwork, they acknowledged that they knew it was late. Mayor Wertz-Strickland suggested Mr. McQuay check into the way Lee County, Sarasota County and Manatee County regarding how they handle events. She felt that when they leave the bigger counties to come to smaller counties to do these, the smaller counties have no set rules to do this and she felt in order to protect the City, she would like research done to see how the bigger counties handle such events. Deputy Mayor Frierson stated that she didn't care what other counties do, but she cared what they do for this county. She reminded Council again of the economic influx into the County by the Spanish community.

Charles Conklin of 301 Bridle Path, Arcadia, Florida, spoke from the public and stated he didn't have a problem with it, but when it can be heard on Bridle Path, he felt it was an issue. Deputy Mayor Frierson made a motion to approve the special event permit and Councilmember Coker seconded the motion. Councilmember Fink stated that unless it includes something that deals with the fact that they need to get their permits on time or they will be charged extra for the staff time involved, he didn't feel he could support the motion. He stated that he wasn't suggesting that he wouldn't support it because he thought it was a good thing to have in town, but if things aren't done on time, there are penalties for those actions. Deputy Mayor Frierson stated that she wasn't going to include that in her motion and that she would withdraw her motion. Councilmember Fink made a motion to issue the special events permit and make the applicant know that if it's late again, staff time will be counted into any cost of their permit. No one seconded the motion so the motion died on the floor. Mayor Wertz-Strickland stated that motion was denied.

Councilmember Coker asked if this was the first time they had been late and Mr. McQuay advised that it was. She made a motion to approve the permit and if they have a reoccurrence in the future, that they readdress putting late charges on for extra staff at that time. Councilmember Fink felt it was the same motion as his and Councilmember Coker stated that if

it happens again, not put anything into effect this time except giving them their permit, but if it comes about in the future again to address it at that time and Councilmember Turner seconded the motion. No discussion followed and it was unanimously, 5/0, approved.

PUBLIC

None

MAYOR AND COUNCIL MATTERS

None

ADJOURN

Having no further business at this time, Mayor Wertz-Strickland called for the meeting to be adjourned. The meeting was adjourned at 6:20 P.M.

ADOPTED THIS ___ DAY OF _____, 2014.

By:

Judy Wertz-Strickland, Mayor

ATTEST:

Penny Delaney, City Clerk

AGENDA No. 2



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: January 6, 2015

DEPARTMENT: Administration
SUBJECT: Minutes from December 16, 2014

RECOMMENDED MOTION: Council Approval

SUMMARY:

FISCAL IMPACT: _____ () Capital Budget
() Operating
() Other

ATTACHMENTS: () Ordinance () Resolution () Budget (x) Other

Department Head: Penny Delaney Date: 01/06/15

Finance Director (As to Budget Requirements) Date:

City Attorney (As to Form and Legality) Date:

Interim City Administrator: Beth Carsten Date:

COUNCIL ACTION: () Approved as Recommended () Disapproved
() Tabled Indefinitely () Tabled to Date Certain _____ () Approved with Modifications

**AGENDA MINUTES
CITY COUNCIL
CITY OF ARCADIA
TUESDAY, DECEMBER 16, 2014
6:00 P.M.**

The following minutes reflect action items of the City Council of the City of Arcadia. For a verbatim copy of the minutes, you may contact City Administration to obtain a copy of the recorded meeting.

INVOCATION& PLEDGE OF ALLEGIANCE

Mayor Wertz-Strickland gave the invocation which was followed by the Pledge of Allegiance.

CALL TO ORDER & ROLL CALL

The Mayor called the meeting to order at approximately 6:00 p.m. with the following members and staff present:

Arcadia City Council

Mayor Judy Wertz-Strickland
Councilmember Susan Coker

Councilmember Joseph E. Fink
Councilmember S. Delshay Turner

Deputy Mayor Frierson was not present.

Arcadia City Staff

Interim City Administrator Beth Carsten
City Clerk Penny Delaney
City Attorney Thomas J. Wohl

Marshall Matt Anderson
City Planner Carl McQuay

PRESENTATIONS

Agenda Item 1 – Arcadia Main Street

John Bry, the Interim Director for the Arcadia Main Street Program, made a presentation updating and informing what the Arcadia Main Street Program was all about. The presentation pointed out that the power of downtown consisted of the following: employment, infrastructure, sales tax, property tax, cultural and historical venue, business development, support of the community, job and “calling cards of the community” . . . pointing out that “we are being judged and compared by our downtowns”. Mr. Bry referred to the eight (8) guiding principles for downtown as being: comprehensive, incremental, self help, partnerships, quality, change,

identify/capitalize on assets and implementation. He addressed the four (4) points of downtown revitalization (the Main Street approach) as being: design, organization, promotion and economic restructuring. Mr. Bry stated that the next steps including re-organizing which included: revising bylaws, non-profit status, working, committees of the four points, fundraising and work plans. When Council was asked if they had any questions, there were none and Mr. Bry thanked the Council for their time.

Agenda Item 2 – Martin Luther King, Jr. Proclamation

Mayor Wertz-Strickland presented Samuel Morgan, President of the NAACP, with a Proclamation proclaiming January 19, 2015 as Martin Luther King Day.

CONSENT AGENDA

- Agenda Item 3 – Amended City Council Minutes for November 18, 2014**
- Agenda Item 4 – City Council Minutes for December 2, 2014**
- Agenda Item 5 – Special Event Permit – Martin Luther King, Jr. Parade**
- Agenda Item 6 – Special Event Permit – Fourth Saturday Market Place**
- Agenda Item 7 – Renewal of Code Enforcement Special Master Contract**

Councilmember Coker moved that the Consent Agenda Items 3, 4, 5, 6, and 7 be approved and Councilmember Turner seconded the motion. No discussion followed and it was unanimously, 4/0, approved.

ACTION ITEMS

Agenda Item 8 – Resolution Regarding Appointment of Mayor and Deputy Mayor

The City Attorney advised this is a Resolution confirming the votes that were taken at the last meeting essentially with Mrs. Wertz-Strickland serving as the Mayor and Mrs. Frierson serving as the Deputy Mayor. Councilmember Coker made a motion to accept Resolution 2014-16 and Councilmember Turner seconded the motion. No discussion followed and it was unanimously, 4/0, approved.

Agenda Item 9 – Resolution Regarding Fire and Stormwater Assessments

The City Attorney stated this was a Resolution stating City Council’s intent that in the event that the City Council adopts the stormwater and fire assessment next year, to collect those on the tax rolls through a special assessment. Councilmember Coker made a motion to accept Resolution 2014-17 and Councilmember Turner seconded the motion. No discussion followed and it was unanimously, 4/0, approved.

Agenda Item 10 – Resolution Establishing Yard Sale Permit Fees

The City Attorney advised that at the last meeting City Council approved the second reading of the Yard Sale Ordinance. He stated that they did not increase the yard sale permit fee and this is the corresponding Resolution to assess the \$5.00 yard sale permit fee. Councilmember Coker made a motion to accept Resolution 2014-18 and Councilmember Fink seconded the motion. No discussion followed and it was unanimously, 4/0, approved.

COMMENTS FROM DEPARTMENTS

11. CITY MARSHAL

Marshal Anderson advised that he had nothing to bring before the Council and asked if there were any concerns from Council or the citizens. Mayor Wertz-Strickland asked if the City's officers go to the Mexican Rodeo and Marshal Anderson replied that they had. The Mayor stated that she was not disturbed by the music. Marshal Anderson stated there is a decibel reader that is used when a complaint comes in, but they didn't have any that night. Candy Reid of 1516 N. Arcadia Avenue, Arcadia, Florida spoke from the public and asked how many children participated with the Shop with a Cop Program and Marshal Anderson replied that they had forty-two (42) children participate. He advised there were three (3) families that didn't show up and after follow-up attempts, they still didn't show up. Therefore, they are going to take the \$300.00 worth of gift cards left over from Winn-Dixie and they're going to see if they will cut them a deal and get turkeys and take to needy families from the housing authority, guardian ad litem program and churches to help feed them at Christmas.

12. CITY ATTORNEY

The City Attorney advised Air-Cadia's principal had filed suit against the City for a tractor accident that occurred. He stated that essentially the principal is alleging that while utilizing the tractor to mow, he believed there was some issue with the tractor that caused him to wreck and injure himself. Mr. Wohl advised the insurance is covering the City's defense of that. The attorneys would like to make a third party claim against Air-Cadia essentially because Air-Cadia should be indemnifying the City if the City does have any losses. He advised they wanted to know if the Council had any objections from a political standpoint if they didn't want to levy a claim against Air-Cadia. Mr. Wohl advised that he had told them that likely the City would not have an objection since Air-Cadia's owner is suing the City, but wanted to get a vote to see if Council would approve that and if so, he would correspond with them tomorrow and let them know whether the City Council is okay with a claim being filed against Air-Cadia for the indemnification of this. Councilmember Fink made a motion to approve and Councilmember Turner seconded the motion. No discussion followed and it was unanimously, 4/0, approved.

13. INTERIM CITY ADMINISTRATOR

The Interim City Administrator advised that at the last meeting City Council directed staff to contact the Range Riders to see if they would be willing to come in and help with the hiring of a new City Administrator. She further stated that since that time, the City Clerk made contact with them and their new name is Senior Advisors and they have agreed to work with the City in the search. She stated they are asking for a formal letter from the City Council that states that they are looking to retain them for this purpose. Councilmember Fink made a motion to approve and Councilmember Coker seconded the motion. No discussion followed and it was unanimously, 4/0, approved.

Ms. Carsten also advised that City staff and Council would be having their open house Christmas party that Friday and she requested to close the water department at noon. It was approved by general consensus.

Ms. Carsten further advised she attended the delegation meeting for the legislature last Wednesday and she was able to make contact with Senator Galvano who expressed his desire to help the City with getting the fighter plane repaired and the canopy replaced. She expressed her hopes to get the paperwork completed and get the funding for it.

PUBLIC

Samuel Morgan, President of NAACP, of 3048 SE Brown Road, Arcadia, Florida, expressed his appreciation for the Council's support and invited anyone interested to participate in the parade. He stated there would be donations from the participants and the money will go to the Smith-Brown Foundation to help them with the refurbishing of the gym.

George Chase, of 2692 NE Highway 70, Lot 757, Arcadia, Florida, on behalf of Friends of Arcadia Airport congratulated the new council members and stated they look forward to working with them over the next few years.

Mattie Clark of 407 Singleton Avenue, Arcadia, Florida, stated she had addressed the City Council at the last meeting regarding her concern of the Oak Ridge Cemetery. She advised she had gone back to the cemetery to check on it and the City had done a marvelous job and she expressed her appreciation.

MAYOR AND COUNCIL MATTERS

Councilmember Fink stated that the previous two meetings he had allowed things to get the better of him and he apologized.

Councilmember Coker expressed her appreciation to everyone who had a part in the Vietnam Wall event and also to everyone who participated in the Christmas parade.

Mayor Wertz-Strickland acknowledged Councilmember Coker for all the work she did on the float

ADJOURN

Having no further business at this time, Councilmember Coker made a motion to adjourn and Councilmember Turner seconded the motion. The meeting was adjourned at 6:45 P.M.

ADOPTED THIS ___ DAY OF _____, 2014.

By:

Judy Wertz-Strickland, Mayor

ATTEST:

Penny Delaney, City Clerk

AGENDA No. 3



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: November 18, 2014

DEPARTMENT: Administration

SUBJECT: Air-Cadia Flowage and Hangar Rent Report for November 2014

RECOMMENDED MOTION: Council Approval

SUMMARY:

FISCAL IMPACT: _____ () Capital Budget
() Operating
() Other

ATTACHMENTS: () Ordinance () Resolution () Budget (x) Other

Department Head: Penny Delaney

Date: 01/06/15

Finance Director (As to Budget Requirements)

Date:

City Attorney (As to Form and Legality)

Date:

Interim City Administrator: Beth Carsten

Date:

COUNCIL ACTION: () Approved as Recommended () Disapproved
() Tabled Indefinitely () Tabled to Date Certain _____ () Approved with Modifications

Air-Cadia

2268 SE AC Polk Jr Dr
Arcadia, Fl 34266
863-990-9314
863-993-2114

FLOWAGE AND HANGER RENT REPORT November 2014

<i>Aviation Fuel</i>	375.1 GALLONS @ \$0.01/ga	\$	3.75
<i>Lubrication oil</i>	0.00Gallons.04/gal	\$.00
<i>Tiedown Fee</i>	67.50/50%	\$	33.75
<i>BLDG F...unit 1 and 2</i>	650.00/90%	\$	585.00
<i>Bldg F Unit 3</i>	433.00/90%	\$	390.00
<i>T-hangers</i>	\$4,275.00/90%	\$	3848.00
<i>Late Fee</i>	0.00/90%		0.00

*This month 19 of the 20 hangers rented-Building A and B
3 of the 3 hangers rented-Building F
Martell vacated hanger A3*

Total due City for November 2014 **\$ 4,860.50**

Paid Check # 1129

AGENDA No. 4



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: January 6, 2015

DEPARTMENT: Planning and Zoning
SUBJECT: Team Arcadia Car Show

RECOMMENDED MOTION:

Approval

SUMMARY: Team Arcadia is requesting to hold a car show at the corner of Oak Street and Polk Ave. on the following dates: January 17, 2015, February 21, 2015, and March 21, 2015. The event will be held from the hours of 5:00 pm to 8:30 pm.

FISCAL IMPACT: _____ Capital Budget
 Operating
 Other

ATTACHMENTS: Ordinance Resolution Budget Other

Department Head: Carl A. McQuay Date: 12/29/14

Finance Director (As to Budget Requirements) Date:

City Attorney (As to Form and Legality) Date:

Interim City Administrator: Beth Carsten Date:

COUNCIL ACTION: Approved as Recommended Disapproved
 Tabled Indefinitely Tabled to Date Certain _____ Approved with Modifications

SPECIAL EVENTS

A special event is defined as any event held in the city that is open and advertised to the public or which could limit the normal use and access to an area by the general public, or which is deemed to have an impact on the city rights-of-way or could affect public safety, and which is less than two weeks in duration. These events could be, but are not limited to:

Festivals	Fairs	Carnivals
Flea Markets	Expo's	Tent Sales
Walk-a-thons	Parades	Road Races
Tournaments	Pony Rides	Petting Zoos
Concerts	Car Shows	Boat Shows
Battles of the Bands	Fireworks Displays	Public Gatherings

All special events require a **SPECIAL EVENT PERMIT**. Event organizers shall obtain a Special Event Permit application from the City Administrator's office, to be returned to that office at least thirty (30) days prior to the anticipated date of the event. Any required documentation or attachments should be included with the application. The completed application must include legible information detailing:

- a. A narrative describing the approximate number of people expected to attend,
- b. Whether signs will be placed in the city rights-of-way,
- c. Any special or unusual circumstances (cooking, alcoholic beverages, wildlife, fireworks, carnival type rides, outdoor music, etc.)
- d. Indicate whether additional electric service will be required, and if so where.
- e. Whether streets will be closed, or barricades erected.
- f. Include details of traffic control, emergency access and parking arrangements.
- g. Describe the provisions made for collection of trash, garbage & recycling.
- h. If applicable, specify the location and indicate whether or not you have the owner's permission to hold the event at that location and provide owner's contact information.

The event sponsor will be responsible for any cost incurred by the City for set-up or clean-up of the event, and any security provided by on-duty law enforcement. The sponsor will have the option of providing its own security, at its own cost, through a private security company or off-duty officers.

All special events are subject to final approval by the City Administrator, Police Department and possibly the City Council.

INSURANCE - The event organizer shall provide proof of liability insurance coverage naming the City as an additional insured on the Comprehensive General Liability Policy. An Indemnification and Hold Harmless Agreement must be signed by an authorized representative of the organizing group and submitted along with the Certificate of Insurance and application packet.

FOOD - ALL food and beverage vendors shall provide copies of their State of Florida Health Department license. All food vendors whose cooking creates grease-laden vapors shall have a mounted certified fire extinguisher.

ALCOHOL - Will alcoholic beverages be sold or consumed on the premises? If yes, organizer or sponsor shall submit a copy of the Florida Alcoholic Beverages Permit 15 days prior to the event. You can download a One/Two/Three day alcohol sales permit from the State at http://www.myfloridalicense.com/dbpr/sto/file_download/file-download-abandt.shtml

USE OF CITY PERSONNEL - If city personnel are used for set-up or clean-up, or for security, outside of normal work hours, it will be the responsibility of the event sponsor to pay the salary of those personnel for the time they spend on the event.

By completing and submitting the attached application, I certify that:

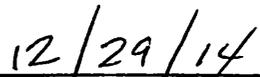
- I have read and agree to abide by the terms and conditions set forth above,
- that I will be designated as the (sole) contact person for the event,
- that I will be responsible for applying for and attaching all required permits and documentation, and
- that I am responsible for any fees which may be incurred as a result of this event .



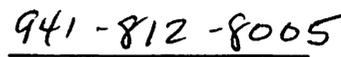
Signature of Applicant/Event Sponsor



PRINTED Name of Above



Date



Contact Phone #



City of Arcadia
SPECIAL EVENT PERMIT APPLICATION

Date Submitted: 12/24/14
Event Name CAR Show
Event Location OAK ST
Date(s) of Event 1/17, 2/21, 3/21 Hours of Event 5:00 - 8:30
Expected Attendance 35 CARS
Event Sponsor TEAM ARCADIA Non-Profit? X YES NO
Description of Event CAR Show

Contact Person John Supak Telephone (941) 812-8005
Fax # _____ Email _____
Insurance Carrier Desoto Insurance
Insurance Agent Phil Hont Agent's Phone 800-329-2242

- Alcoholic Beverages? YES X NO
- Tents? YES X NO
- Cooking? YES X NO
- Outdoor Music? X YES NO
- Additional Electric? YES X NO
- Carnival Rides? YES X NO
- Wildlife? YES X NO
- Fireworks? YES X NO
- Signs Displayed? YES X NO
- Set-up/Clean-up by City? YES X NO
- City Police required? YES X NO
- Road Closures? X YES NO

If Yes, please specify locations: OAK & PARK

Other Pertinent Information: _____

*****FOR CITY USE ONLY*****

Received by: _____	Date: <u> </u> / <u> </u> / <u> </u>
City Marshal <u> </u> Approved	<u> </u> Disapproved
City Administrator <u> </u> Approved	<u> </u> Disapproved
City Council <u> </u> Approved	<u> </u> Disapproved

INDEMNIFICATION & HOLD HARMLESS

I, John Super, as President of TEAM ARCADIA, do hereby agree to hold the City of Arcadia, (Club, organization, group, etc)

its agents and employees, harmless and indemnify same from any civil actions or claims of any nature made in connection with the event known as the CAE Show to be held at OAK & POLK on 1/17, 2/21, 3/21.

By: John Super (Signature) Printed Name: John Super Entity Name: TEAM ARCADIA Its: _____ Date: 12/29/14

STATE OF FLORIDA COUNTY OF Desoto

Sworn to and subscribed before me this 29th day of December, 2014, by John Super, as President of Team Arcadia, who [] is personally known to me or M has produced FL DL # S160 - 463-41-084-0 as identification.

Dena K. Duran NOTARY PUBLIC Dena K. Duran

(SEAL)

FLORIDA NOTARY ASSOCIATION SINCE 1918 DENA K. DURAN NOTARY PUBLIC STATE OF FLORIDA Comm# EE087400 Expires 4/25/2015

RECEIPT

DATE 12-29-14

No. 462696

RECEIVED FROM John Super-Team Credit \$75.00

Twenty-five & no 100 DOLLARS

FOR RENT FOR Special Events

ACCOUNT	
PAYMENT	<u>75.00</u>
BAL. DUE	

- CASH
- CHECK
- MONEY ORDER
- CREDIT CARD

FROM _____ TO _____

BY J.P. Oman



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

12/29/2014

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER DeSoto Insurance Agency 243 N. Brevard Ave. P. O. Box 880 Arcadia, Florida 34265-0880	Phone: (863)494-2242 Fax: (863)494-1991	CONTACT NAME: Mildred DeLuca PHONE (A/C, No, Ext): (863)494-2242 E-MAIL ADDRESS: mad@desotoinsurance.com	FAX (A/C, No): (863)494-1991																				
	INSURED Team Arcadia & Downtown Merchants Committee 10 S. Polk Ave Arcadia, FL 34266		<table border="1"> <tr> <th colspan="2">INSURER(S) AFFORDING COVERAGE</th> <th>NAIC #</th> </tr> <tr> <td>INSURER A :</td> <td>Southern-Owners Insurance Company</td> <td>10190</td> </tr> <tr> <td>INSURER B :</td> <td></td> <td></td> </tr> <tr> <td>INSURER C :</td> <td></td> <td></td> </tr> <tr> <td>INSURER D :</td> <td></td> <td></td> </tr> <tr> <td>INSURER E :</td> <td></td> <td></td> </tr> <tr> <td>INSURER F :</td> <td></td> <td></td> </tr> </table>	INSURER(S) AFFORDING COVERAGE		NAIC #	INSURER A :	Southern-Owners Insurance Company	10190	INSURER B :			INSURER C :			INSURER D :			INSURER E :			INSURER F :	
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INSURER B :																							
INSURER C :																							
INSURER D :																							
INSURER E :																							
INSURER F :																							

COVERAGES

CERTIFICATE NUMBER: 859

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			20280252	9/14/2014	9/14/2015	EACH OCCURRENCE	\$ 1,000,000
							DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 50,000
							MED EXP (Any one person)	\$ 5,000
							PERSONAL & ADV INJURY	\$ 1,000,000
							GENERAL AGGREGATE	\$ 2,000,000
							PRODUCTS - COMP/OP AGG	\$ 2,000,000
								\$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS						COMBINED SINGLE LIMIT (Ea accident)	\$
							BODILY INJURY (Per person)	\$
							BODILY INJURY (Per accident)	\$
							PROPERTY DAMAGE (Per accident)	\$
								\$
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$						EACH OCCURRENCE	\$
							AGGREGATE	\$
								\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY <input type="checkbox"/> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		N/A				PER STATUTE	OTH-ER
							E.L. EACH ACCIDENT	\$
							E.L. DISEASE - EA EMPLOYEE	\$
							E.L. DISEASE - POLICY LIMIT	\$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER

Holder's Nature of Interest : Certificate Holder

City of Arcadia
 Business License Dept.
 PO Box 1000
 Arcadia, FL 34265

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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AGENDA No. 5



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: January 6, 2015

DEPARTMENT: Planning and Zoning
SUBJECT: Annual Martin Luther King Jr. Parade/Bizarre

RECOMMENDED MOTION:
Approval of Annual Martin Luther King Jr. Parade

SUMMARY: Annual Martin Luther King Jr. Parade scheduled for January 19, 2015 at 10:00 am. The parade route will begin at the intersection of Oak Street and Volusia Avenue. It will proceed West on Oak Street to South on Orange Avenue to West on Martin Luther King Jr. Street and terminate at the Louis C. Anderson Park. This event was approved by City council on December 16, 2014. It was later disclosed that vendors would be setting up in Louis C. Anderson Park from 10:00 am. to 4 pm. All appropriate documents have been provided.

FISCAL IMPACT: _____
 Capital Budget
 Operating
 Other

ATTACHMENTS: Ordinance Resolution Budget Other

Department Head: Carl A. McQuay Date: 01/06/15
Finance Director (As to Budget Requirements) Date:
City Attorney (As to Form and Legality) Date:
Interim City Administrator: Beth Carsten Date:

COUNCIL ACTION: Approved as Recommended Disapproved
 Tabled Indefinitely Tabled to Date Certain _____ Approved with Modifications

DeSoto County Branch of the NAACP Presents

2015 Dr. Martin Luther King, Jr. Parade

January 19, 2015 10:00AM

The NAACP is excited to host the Annual Dr. Martin Luther King, Jr. Parade. We invite to you enter your best float, car, walking unit, etc into the parade. Each entry will be judged and awards will be presented. This year's Grand Marshal is Coach Richard Bowers, President of the Smith Brown Community Foundation.

Participation in the parade is by donation. Proceeds will be donated to the SBC Foundations' Smith Brown Gym Renovation Project. The NAACP is proud to support this worthy community cause. Vendors are welcome to set up in the Louis Anderson Park at a cost of \$25. Vendor proceeds will benefit your local NAACP's Scholarship Fund.

Parade Route Information: Line up starts at 9:00am. The parade route will begin at the DeSoto County Courthouse, travel down Oak St., Orange Ave. MLK St., and ending at the Louis Anderson Park. Parade winners will be announced at the Park following the parade.

Awards For Best Float • Best Vehicle • Best Walking Unit

VENDOR & PARADE ENTRY FORM: Please complete & return by January 5, 2015. For more info, contact Linda Howell 863-558-2919 or Deborah Clifton 863-558-7429.

Organization/Company/Name: _____ Contact Person: _____

Address: _____

Phone: _____ Email: _____

Please Check One: Parade Applicant Vendor Application: Type of Merchandise _____

Type of **Parade** Vehicle-Please check all that apply: Not listed below (describe) _____

Semi Truck/Trailer Horse Unit Marching Unit ATV/Golf Carts

Parade Donations: Please make checks payable to The Smith Brown Community Foundation. All donations are tax deductible.

Louis Anderson Park Vendor Fees: Please make checks payable to the DeSoto County Branch of the NAACP.

Please Submit Donation & Application Form to Linda Howell, Deborah Clifton or the address below:

DeSoto County Branch of the NAACP

PO Box 46

Arcadia, FL 34265

2015 Dr. Martin Luther King, Jr. Day Festivities Announced

The DeSoto County Branch of the NAACP invites members of the community to be a part of the 2015 Dr. Martin Luther King, Jr. Commemoration festivities celebrating the life of late civil rights leader.

The celebration will kick off with a Community Breakfast honoring Dr. King on Saturday, January 17th at 9:00am. The breakfast will be held at the House of God located at *200 Alabama Ave.* The breakfast is \$6 and will benefit the NAACP's Scholarship fund.

The parade will be held on Monday, January 19th starting at 10:00am. Eligible applicants include cheer and dance squads, school bands, community bands, floats, honor/color guards, military groups and civic/community organizations. Parade participants are encouraged to represent Dr. King's message and legacy. The application deadline is Monday, January 5, 2015.

The parade will begin at the County Courthouse, traveling down Oak St., Orange Ave. and ending at the Louis Anderson Park on Martin Luther King Street. Vendors are encouraged to set up in the park for a \$25 fee.

This year's grand marshal is Coach Richard Bowers, President of the Smith Brown Community Foundation. Participation in the parade is by donation only. All donations will support the Smith Brown Community Center Project, an initiative by the Foundation. There will be awards given for Best Float, Best Vehicle, and Best Walking Unit.

For more information, parade or vendor applications, contact Linda Howell 863-558-2919 or Deborah Clifton 863-558-7429.

NAACP DESOTO COUNTY BRANCH
P. O. BOX 46
ARCADIA, FLORIDA 34265
November 26, 2014

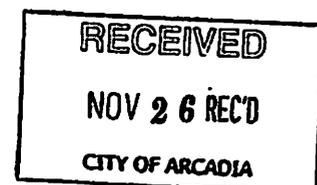
City of Arcadia
23 North Polk Avenue
Arcadia, Florida 34266

Enclosed is the application for the annual Martin Luther King, Jr. parade on January 19, 2015 at 10:00 am. The route will be the same as last year. The parade will begin at the intersection of Oak Street and Volusia Avenue. It will proceed west on Oak Street to South on Orange Avenue to west on Martin Luther King Street and terminate at the Louis C. Anderson Park. If there are any questions, please contact me on (863) 993-0939.

Your continued support is appreciated.

Respectfully,


Samuel J. Morgan
President



RECEIVED
 NOV 26 REC'D
 CITY OF ARCADIA

INSURANCE - The event organizer shall provide proof of liability insurance coverage naming the City as an additional insured on the Comprehensive General Liability Policy. An indemnification and Hold Harmless Agreement must be signed by an authorized representative of the organizing group and submitted along with the Certificate of Insurance and application packet.

All special events are subject to final approval by the City Administrator, Police Department and possibly the City Council.

The event sponsor will be responsible for any cost incurred by the City for set-up or clean-up of the event, and any security provided by on-duty law enforcement. The sponsor will have the option of providing its own security, at its own cost, through a private security company or off-duty officers.

- a. A narrative describing the approximate number of people expected to attend.
- b. Whether signs will be placed in the city rights-of-way.
- c. Any special or unusual circumstances (cooking, alcoholic beverages, wildlife, fireworks, carnival type rides, outdoor music, etc.)
- d. Indicate whether additional electric service will be required, and if so where.
- e. Whether streets will be closed, or barricades erected.
- f. Include details of traffic control, emergency access and parking arrangements.
- g. Describe the provisions made for collection of trash, garbage & recycling.
- h. If applicable, specify the location and indicate whether or not you have the owner's permission to hold the event at that location and provide owner's contact information.

All special events require a **SPECIAL EVENT PERMIT**. Event organizers shall obtain a Special Event Permit application from the City Administrator's office, to be returned to that office at least thirty (30) days prior to the anticipated date of the event. Any required documentation or attachments should be included with the application. The completed application must include legible information detailing:

- | | | |
|-------------------|--------------------|----------------------|
| Public Gatherings | Fireworks Displays | Battles of the Bands |
| Boat Shows | Car Shows | Concerts |
| Petting Zoos | Pony Rides | Tournaments |
| Road Races | Parades | Walk-a-thons |
| Tent Sales | Expos | Flea Markets |
| Carnivals | Fairs | Festivals |

A special event is defined as any event held in the city that is open and advertised to the public or which could limit the normal use and access to an area by the general public, or which is deemed to have an impact on the city rights-of-way or could affect public safety, and which is less than two weeks in duration. These events could be, but are not limited to:

SPECIAL EVENTS

FOOD - ALL food and beverage vendors shall provide copies of their State of Florida Health Department license. All food vendors whose cooking creates grease-laden vapors shall have a mounted certified fire extinguisher.

ALCOHOL - Will alcoholic beverages be sold or consumed on the premises? If yes, organizer or sponsor shall submit a copy of the Florida Alcoholic Beverages Permit 15 days prior to the event. You can download a One/Two/Three day alcohol sales permit from the State at http://www.myfloridalicense.com/dbpr/sto/file_download/file_download-abandt.shtml

USE OF CITY PERSONNEL - If city personnel are used for set-up or clean-up, or for security, outside of normal work hours, it will be the responsibility of the event sponsor to pay the salary of those personnel for the time they spend on the event.

By completing and submitting the attached application, I certify that:

- I have read and agree to abide by the terms and conditions set forth above,
- that I will be designated as the (sole) contact person for the event,
- that I will be responsible for applying for and attaching all required permits and documentation, and
- that I am responsible for any fees which may be incurred as a result of this event.

Samuel J. Morgan, Jr.
Signature of Applicant/Event Sponsor

SAMUEL J. Morgan, Jr.
PRINTED Name of Above

Date

(863) 993-0939
Contact Phone #



**City of Arcadia
SPECIAL EVENT PERMIT APPLICATION**

Date Submitted: _____
 Event Name MARTIN LUTHER KING PARADE
 Event Location _____
 Date(s) of Event 1/19/15 Hours of Event 10 AM - 4 PM
 Expected Attendance 100
 Event Sponsor NAACP Non-Profit? YES NO
 Description of Event PARADE FROM VOLUNTA AVE AND
OLIVE ST TO LOUIS C ANDERSON PARK

Contact Person SAMUEL MORGAN Telephone (41) 993-0989
 Fax # _____ Email Joseph4140@aol.com

Insurance Carrier _____
 Insurance Agent _____ Agent's Phone _____

- | | | |
|--------------------------|---|--|
| Alcoholic Beverages? | <input type="checkbox"/> YES | <input checked="" type="checkbox"/> NO |
| Tents? | <input type="checkbox"/> YES | <input checked="" type="checkbox"/> NO |
| Cooking? | <input type="checkbox"/> YES | <input type="checkbox"/> NO |
| Outdoor Music? | <input type="checkbox"/> YES | <input checked="" type="checkbox"/> NO |
| Additional Electric? | <input type="checkbox"/> YES | <input checked="" type="checkbox"/> NO |
| Carnival Rides? | <input type="checkbox"/> YES | <input checked="" type="checkbox"/> NO |
| Wildlife? | <input type="checkbox"/> YES | <input checked="" type="checkbox"/> NO |
| Fireworks? | <input checked="" type="checkbox"/> YES | <input checked="" type="checkbox"/> NO |
| Signs Displayed? | <input type="checkbox"/> YES | <input checked="" type="checkbox"/> NO |
| Set-up/Clean-up by City? | <input type="checkbox"/> YES | <input type="checkbox"/> NO |
| City Police required? | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO |
| Road Closures? | <input type="checkbox"/> YES | <input checked="" type="checkbox"/> NO |

If Yes, please specify locations: _____

Other Pertinent Information: _____

*****FOR CITY USE ONLY*****

Received by: _____	Date: ___/___/___
City Marshal _____	Approved _____ Disapproved _____
City Administrator _____	Approved _____ Disapproved _____
City Council _____	Approved _____ Disapproved _____

INDEMNIFICATION & HOLD HARMLESS

I, SAMUEL Morgan, as PRESIDENT of
(Printed Name) (Title or Office Held)
NAACP, DESOTO COUNTY BRANCH do hereby agree to hold the City of Arcadia,
(Club, organization, group, etc)
its agents and employees, harmless and indemnify same from any civil actions or claims of any
nature made in connection with the event known as the MARLIN LUTZBERG PARADE
(Name of Event)
be held at LOUIS C. ANDERSON PARK on 11/19/15
(Location) (Date)

By: SAMUEL MORGAN
(Signature)
Printed Name: SAMUEL MORGAN
Entity Name: NAACP DESOTO COUNTY BRANCH
Its: _____
Date: 11/19/14

STATE OF FLORIDA

COUNTY OF Charlotte

Sworn to and subscribed before me this 19th day of November, 2014, by
Samuel Morgan, as _____ of _____
who [] is personally known to me or [X] has produced Florida Drivers Lic as identification.

Jame C. Peters
NOTARY PUBLIC

(SEAL)





CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: December 16, 2015

DEPARTMENT: Planning and Zoning
SUBJECT: Annual Martin Luther King Jr. Parade

RECOMMENDED MOTION:
Approval of Annual Martin Luther King Jr. Parade

SUMMARY: Annual Martin Luther King Jr. Parade scheduled for January 19, 2015 at 10:00 am. The parade route will begin at the intersection of Oak Street and Volusia Avenue. It will proceed West on Oak Street to South on Orange Avenue to West on Martin Luther King Jr. Street and terminate at the Louis C. Anderson Park.

FISCAL IMPACT: _____
 Capital Budget
 Operating
 Other

ATTACHMENTS: Ordinance Resolution Budget Other

Department Head: Carl A. McQuay Date: 12/16/15
Finance Director (As to Budget Requirements) Date:
City Attorney (As to Form and Legality) Date:
Interim City Administrator: Beth Carsten Date:

COUNCIL ACTION: Approved as Recommended Disapproved
 Tabled Indefinitely Tabled to Date Certain _____ Approved with Modifications

AGENDA No. 6



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: January 06, 2015

DEPARTMENT: Planning and Zoning

SUBJECT: 3240 NE Hwy. 17 - Old Livestock Market

RECOMMENDED MOTION: Request use of old livestock market

SUMMARY: Mr. L. Neville Smith is proposing to lease or rent the old livestock market as a weekend flea market.

FISCAL IMPACT: _____ () Capital Budget
() Operating
() Other

ATTACHMENTS: () Ordinance () Resolution () Budget (x) Other

Department Head: Carl A. McQuay Date: 01/06/15

Finance Director (As to Budget Requirements) Date:

City Attorney (As to Form and Legality) Date:

City Administrator: Tom Slaughter Date:

COUNCIL ACTION: () Approved as Recommended () Disapproved
() Tabled Indefinitely () Tabled to Date Certain _____ () Approved with Modifications

December 11, 2014

City of Arcadia, Florida
Honorable Mayor and
City Counsel

Honorable Mayor Alice Fierson and Counsel.

I propose leasing or renting for a minimal amount the old unused live Stock Yard to my self for the purpose of starting a week end FLEA MARKET and yard sale area.

The proposed anticipated use would be Thursday through Sunday Dusk if patrons are still there.

The unused land and building are owned by the City of Arcadia and are located on North Highway US 17 at 1550 N. Brevard Ave. and has been empty and unused for many years.

This business would enhance the city by bringing in people from many areas to shop and buy and sell their products. This would include yard sale items, and other merchandise appropriate.

The City would benefit by the rent/lease money and taxes, plus the patrons would in many cases continue to shop at other businesses within the city proper. This is the only type of business that more is better – no one has the same items and that attracts customers in this venue. A case in point is the huge flea market in Webster, Fla., which draws thousands from around the state for both buying and selling of many types of merchandise , including fresh fruit and vegetables. The antique stores in town also benefit by the bring of many people to the area that would not ordinarily be there.

I believe such a business will be an asset to Desoto County and I am in the process of preparing a business plan for such. Therefore I request that you consider this proposal.

Thank you.

L, Neville Smith
4981 NW North Road
Arcadia, Fla. 34266
706 994 7000

AGENDA No. 7



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: January 6, 2015

DEPARTMENT: Project Manager, Shelley Peacock
(Interim City Administrator Beth Carsten give update to City Council)

SUBJECT: Modification Number "2 "to the CDBG Agreement #13DB-01-07-24-02-N22

RECOMMENDED MOTION: Council Approval

SUMMARY: The City is requesting an extension to the contract deadline from March 19, 2015 to be extended to June 30, 2015. This project had to go out for a re-bid due to bids received came in over budget. The City had to re-bid this project and because of this the contractor awarded to this project did not receive the initial "Notice to Proceed" until September 2014.

There will not be any additional cost for this request!

FISCAL IMPACT: _____

- Capital Budget
- Operating
- Other

ATTACHMENTS: Ordinance Resolution Budget Other (Agreements to DEO)

Department Head: Shelley Peacock

Date:

Finance Director (As to Budget Requirements)

Date:

City Attorney (As to Form and Legality)

Date:

City Administrator: Interim City Administrator: Beth Carsten

Date: 01/06/15

COUNCIL ACTION: Approved as Recommended

Disapproved

Tabled Indefinitely Tabled to Date Certain _____

Approved with Modifications



P.O. Drawer 1000 • Arcadia, Florida 34265

December 23, 2014

Roger J. Doherty, Planning Manager
Florida Small Cities CDBG Program
Department of Economic Opportunity
107 East Madison St. – MSC 400
Tallahassee, FL 32399-6508

RE: Florida CDBG Program Agreement # 13DB-OI-07-24-02-N22
Request for Modification Two (2)

Dear Roger:

Please accept the enclosed two originals of Request for Modification Two (2) to the above Agreement. A revised Activity Work Plan is also attached. The City is requesting an extension to the contract deadline of March 19, 2015. The initial bids for this project all came in over budget. Therefore, the project was rebid to meet the budget constraints and the contractor awarded the contract was not given the Notice to Proceed until early September 2014. The project has then encountered some minor construction delays. Therefore, the City requests that the contract deadline be extended to June 30, 2015.

Should you have any questions, please contact Beth Carsten, Interim City Administrator, at 863-494-4114 or ecarston@arcadia-fl.gov.

Sincerely,

Judy Wertz-Strickland
Mayor

cc: Beth Carston, Interim City Administrator
Roger Wilburn, DEO, Government Operations Consultant II
Corbett Alday, GuardianCRM, Inc.

Attachments:
Request for Modification 1 to Agreement # 13DB-OI-07-24-02-N22
Activity Work Plan

Modification to Subgrant Agreement

5/15/2013

**MODIFICATION NUMBER 2 TO SUBGRANT AGREEMENT BETWEEN
THE DEPARTMENT OF ECONOMIC OPPORTUNITY AND
CITY OF ARCADIA**

This Modification is made and entered into by and between the State of Florida, Department of Economic Opportunity, (“the Department”), and City of Arcadia, (“the Recipient”), to modify **DEO/DCA Contract Number 13DB-OI-07-24-02-N22**, award dated March 20, 2013 (“the Agreement”).

WHEREAS, the Department and the Recipient entered into the Agreement, pursuant to which the Department provided a subgrant of \$700,000.00 to Recipient under the Small Cities Community Development Block Grant (“CDBG”) Program as set forth in the Agreement;

WHEREAS, the Department and the Recipient desire to modify the Agreement;

WHEREAS, pursuant to the provisions of Chapter 2011-142, Laws of Florida, the DCA Division of Housing and Community Development was transferred to the Department of Economic Opportunity effective October 1, 2011; and the parties wish to reflect the new name.

NOW, THEREFORE, in consideration of the mutual promises of the parties contained herein, the parties agree as follows:

Reinstate Agreement

1. The Agreement is hereby reinstated as though it had not expired.

Extend Agreement

2. Paragraph 3, Period of Agreement is hereby revised to reflect an ending date of June 30, 2015.

Revise Activity Work Plan

3. Attachment I, Activity Work Plan, of the Subgrant Agreement is hereby deleted and is replaced by the revised Attachment I, which is attached hereto and incorporated herein by reference.

Revise Program Budget

4. Attachment A, Program Budget, of the Subgrant Agreement is hereby deleted and is replaced by the revised Attachment A, which is attached hereto and incorporated herein by reference.

Modification to Subgrant Agreement

5/15/2013

Modification Number: 2**DEO/DCA Contract Number:** 13DB-OI-07-24-02-N22**Recipient:** City of Arcadia**Page 2** **Change in Participating Parties**

5. Attachment A, Program Budget, is hereby modified to delete all references to “(Type in name, if applicable.)” as the Participating Party, and replace them with “(Type in name, if applicable.)” as the Participating Party with the understanding that the Recipient and the new Participating Party will enter into a Participating Party Agreement containing provisions and caveats that meet or exceed the conditions agreed to in the Participating Party Agreement between the Recipient and the original Participating Party.

 Inclusion of an Unmet Need as Addressed in the Original Application

6. Attachment A, Program Budget, of the Subgrant Agreement is hereby deleted and is replaced by the revised Attachment A, which is attached hereto and incorporated herein by reference.
7. Attachment I, Activity Work Plan, of the Subgrant Agreement is hereby deleted and is replaced by the revised Attachment I, which is attached hereto and incorporated herein by reference.
8. A revised Project Narrative, Form G-2 from Part II of the approved CDBG Application Form, which shows the unmet need from the original application that is being included in the Subgrant Agreement listed as addressed need, is attached hereto and incorporated herein by reference.

 Change in Number of Accomplishments and/or Beneficiaries

9. Attachment A, Program Budget, of the Subgrant Agreement is hereby deleted and is replaced by the revised Attachment A, the Program Budget, which is attached hereto and incorporated herein by reference.

 Reflect Change in Agency from DCA to DEO

10. This modification to the Subgrant Agreement hereby replaces “Department of Community Affairs” with “Department of Economic Opportunity” where appropriate in context.

 Other: (Type in the reason for the modification.)

Modification to Subgrant Agreement

5/15/2013

Modification Number: 2**DEO/DCA Contract Number: 13DB-OI-07-24-02-N22****Recipient: City of Arcadia****Page 3**

A *Request for Amendment*, Form SC-35, shall be included with this Modification if there is a change to the Attachment A, Program Budget, of the Subgrant Agreement; if unmet need is being included as addressed need; or if there is a change in the number of accomplishments or beneficiaries.

All provisions of the Subgrant Agreement and any attachments thereto in conflict with this Modification shall be and are hereby changed to conform to this Modification, effective as of the date of the execution of this Modification by both parties.

All provisions not in conflict with this Modification remain in full force and effect, and are to be performed at the level specified in the Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this document as of the dates set herein.

State of Florida**Department of Economic Opportunity****Recipient: City of Arcadia**

By: _____

By: _____

Name: William B. Killingsworth

Name: Judy Wertz-Strickland

Title: Director
Division of Community Development

Title: Mayor

Date: _____

Date: _____

ATTACHMENT I – Activity Work Plan

3/13/2013

Recipient: City of Arcadia **Activity:** _____ **Project Budget:** \$700,000.00
Contract Number: 13DB-OI-07-24-02-N22 **Date Prepared:** November 20, 2014 **Modification Number:** 2

Date Start (month/year)	Date End (month/year)	Describe Proposed Action to be completed by the "Date End." <i>Examples of Actions: Complete Environmental Review and Obtain Release of Funds, Request Wage Decision, Complete and Submit Design and Specifications, Advertise for and Open Bids, Issue Notice to Proceed, % Construction Completion (33, 66, and 100%), Complete Procurement Process, Advertise Availability of Housing Rehabilitation Funds, Complete Rankings of Homes per HAP, and Number of Houses Rehabilitated.</i>	# Units to be completed by "Date End"	Proposed \$\$ to be Requested by "Date End"	Proposed Administration \$\$ to be Requested by "Date End"
01/2013	5/2013	Receive FDEO Award Letter/Agreement, complete Environmental Review and obtain Release of Funds.			\$5,000.00
06/2013	10/2013	Develop project files, finalize design and specifications, permits, review and approve bid documents.		\$30,000.00	\$5,000.00
11/2013	04/2014	Request wage decision, construction bid solicitation, open bids.		\$10,000.00	\$2,000.00
05/2014	08/2014	Construction bid solicitation, open bids, award contract, Pre-Construction meeting, issue Notice to Proceed and CDBG construction requirement documents to the awarded contracting firm.		\$20,000.00	\$3,000.00
09/2014	12/2014	Construction @ 33% completion.	33% of CDBG contract	\$200,000.00	\$10,000.00
01/2015	03/2015	Construction @ 66% completion.	66% of CDBG contract	\$145,000.00	\$5,000.00
04/2015	06/2015	Construction @ 100% completion.	100% of CDBG contract	\$100,000.00	\$5,000.00
06/2015	06/2015	Finalize contractor payments.		\$55,000.00	\$10,000.00
07/2015	07/2015	Submit administrative closeout.		\$84,000.00	\$11,000.00
		Totals		\$644,000.00	\$56,000.00

Note: More than one activity may be included per form.

AGENDA No. 8



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: January 6, 2015

DEPARTMENT: Administration o/b/o Councilmember Coker
SUBJECT: Late Payment Fee Relating to Water and Sewer Usage

RECOMMENDED MOTION: Council Approval

SUMMARY: Discussion about late payment fee relating to water and sewer usage.

FISCAL IMPACT: _____ () Capital Budget
() Operating
() Other

ATTACHMENTS: () Ordinance () Resolution () Budget (x) Other

Department Head: _____ Date: _____

Finance Director (As to Budget Requirements) _____ Date: _____

City Attorney (As to Form and Legality) _____ Date: _____

Interim City Administrator: Beth Carsten _____ Date: 01/06/15

COUNCIL ACTION: () Approved as Recommended () Disapproved
() Tabled Indefinitely () Tabled to Date Certain _____ () Approved with Modifications

RESOLUTION 2012-17

**A RESOLUTION AMENDING MISCELLANEOUS CHARGES
RELATING TO WATER AND SEWER USAGE**

WHEREAS, City of Arcadia Ordinance No. 822 provides that water and sewer rates and miscellaneous charges shall be adopted from time to time by resolution.

WHEREAS, the City of Arcadia wishes to amend Resolution 2008-21, A RESOLUTION ESTABLISHING MISCELLANEOUS CHARGES RELATING TO WATER AND SEWER USAGE.

WHEREAS, the proposed miscellaneous charges are reasonable in light of the expenses necessary to administer the department, and

WHEREAS, the rates and charges of Resolution 2008-21 not changed herein shall remain in effect until changed by further Resolution of Council,

NOW THEREFORE, BE IT RESOLVED that the following miscellaneous charges relating to water and sewer usage are hereby adopted:

Section 1.

Miscellaneous Charges:

Establish Account \$ 15.00

Late Payment \$ 25.00

Return Check – NSF Per Florida Statute 166.251 or as amended:

5% of face value or

Twenty-five dollars, if the face value does not exceed \$50, or

Thirty dollars, if the face value is more than \$50 but does not exceed \$300, or

Forty dollars if the face value exceeds \$300,

Whichever is greater.

Reconnection from Delinquency	\$ 35.00
Disconnect for vacation status	\$ 70.00
Reconnect from vacation status	\$ 70.00
Meter tampering/unauthorized use	\$ 150.00 + gallons used (No damage to equipment)
Meter tampering w/damage	\$ 150.00 + gallons used and plus cost below:
Meter Register replacement	\$ 200.00
3/4" Curbstop	\$ 90.00 (45.00 curbstop & 45.00 labor)
1" Curbstop	\$ 120.00 (60.00 curbstop & 60.00 labor)
Small meter box	\$ 75.00 (37.50 meter box & 37.50 labor)
Jumbo meter box	\$ 100.00 (50.00 meter box & 50.00 labor)
Broken or missing bullet lock	\$ 25.00
Broken or missing paddle lock	\$ 28.00
Broken or missing "yoke assembly"	\$ 50.00 (for locking curbstop w/o lockwing)

Section 2. The rates established in Section 1 shall be effective upon adoption of this resolution.

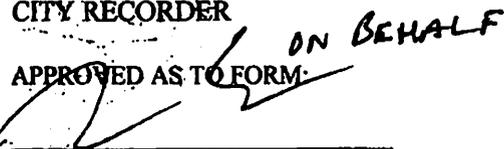
DULY PASSED BY THE CITY COUNCIL OF THE CITY OF ARCADIA, FLORIDA in Regular Session at the City Council Chambers of said City of Arcadia, Florida this 2nd day of October, 2012.

ATTEST:


 VIRGINIA HAAS, CMC
 CITY RECORDER

CITY OF ARCADIA, FLORIDA


 KEITH KEENE
 MAYOR

APPROVED AS TO FORM:  ON BEHALF

THOMAS J. WOHL
 CITY ATTORNEY
 SCOTT LECONEY

**MINUTES
CITY COUNCIL
CITY OF ARCADIA
TUESDAY, JUNE 4, 2013
6:00 PM**

The following minutes reflect action items of the City Council of the City of Arcadia. For a verbatim copy of the minutes you may contact City Administration to obtain a copy of the recorded meeting.

CALL TO ORDER, INVOCATION PLEDGE OF ALLEGIANCE & ROLL CALL

The meeting was called to order at approximately 6:00 p.m.

Councilman Allen gave the invocation which was followed by the Pledge of Allegiance.

Arcadia City Council

Mayor Keith Keene
Deputy Mayor Robert Heine
Councilman Robert R. Allen

Councilwoman Alice Frierson
Councilman Joseph E. Fink

Arcadia City Staff

City Administrator Judi Jankosky
City Attorney Thomas J. Wohl
Finance Director Renee Green

City Clerk Gia Lancaster
Marshal Matt Anderson

CONSENT AGENDA

1. May 7, 2013 City Council Minutes
2. Check Warrant Reports: 05/09/13 and 05/24/13
3. Peace River Shopper Graduation Ad
4. Special Event Permit Request and Street Closure for Independence Day Parade
5. Special Event Permit Request at Speer Center for Police Explorers
6. Request from Margaret Way, Historical Society, Historical City Seal Stamp

Councilman Fink removed Consent agenda item number 6. A motion was made by Councilman Fink and seconded by Deputy Mayor Heine to approve consent agenda items 1 through 5. The motion carried 5-0. Councilman Fink asked for clarification regarding item number 6. The City Seal Stamp was shown to Council. A motion was made by Councilman Fink and seconded by Deputy Mayor Heine to approve consent agenda item no. 6 as amended and carried 5-0.

DISCUSSION ITEMS

7. DeSoto Memorial Hospital (Mr. Vince Sica)

Mr. Vince Sica, CEO DeSoto Memorial Hospital (DMH), reported that he is before City Council tonight to ask Council to consent to the creation of a MSTU (Municipal Services Taxing Unit). Mr. Sica reviewed the PowerPoint presentation. DMH serviced \$2.5 million in charity care in

DeSoto County last year. A large portion is from emergency room care. DMH serviced \$1.1 million in non-emergency services. He explained that DMH currently employs 250 employees and the hospital is an economic generator. The hospital has a net income of \$34 million. The Board is asking if the Council will consent to allowing the County to pursue an ordinance creating an MSTU to support the rising costs of the hospital. They are requesting an additional 2 mils. Councilman Fink noted that the City's mileage is already at 8.589 leaving only a spare of 1.414 to the 10 mil cap. Councilman Allen asked where the hospital got the \$3 million coverage in the past. Mr. Sica replied that they used cash reserves and the affordable care act. Mr. Sica explained the ceased taxing and opting for \$50,000 per year in 1977. Mr. Sica replied to Councilwoman Frierson that 1 mil assessed in the County would generate \$1.4 million.

Councilman Heine stated that he could not support the mileage rate increase and suggested a half cent sales tax. Mr. Sica stated that the half cent sales tax would only generate 1.3 million in revenue and would require a referendum. Attorney Wohl stated that the City is proceeding into budget soon and will need to see where they stand first. Mayor Keene stated that the City continues to ask residents for more and he was not sure he could support the request at this time. Councilman Fink stated that the hospital was too important an issue not to have a solution. Councilman Allen stated that he hopes the community could come together with a solution besides raising taxes. Councilwoman Frierson suggested combining a sales tax and MSTU increase. Attorney Wohl explained the process of the MSTU Ordinance adoption. Mr. Sica noted that the Board has not spoken with the County as of yet.

Mr. Charles Conklin asked for clarification regarding payment for an emergency room visit.

Mayor Keene stated the Council will continue to be supportive of the Hospital and asked the discussion to be continued following the Board meeting with the County. Mr. Sica asked and Council agreed that Mr. Sica could meet with Mrs. Jankosky and Mr. Maxcy to discuss the issue further.

Mrs. Adrienne Daly stated that the City can't afford not to do this. Mrs. Valerie Gilcrest spoke in favor of the hospital. Mrs. Penny Kurtz, Florida Department of Health, spoke to indigent care and assisting the hospital as a diversion program.

8. Consideration of Appointing a Pension Attorney (Administrator)

Mrs. Jankosky reported that the City has asked for information regarding hard freeze of the pension and converting to another plan. Hiring a pension Attorney does not fall under the Consultant's Competitive Negotiation Act (CCNA) and it may be advertised as a letter of interest. Councilwoman Frierson asked what the hourly rate may be. Mrs. Jankosky was unsure however Attorney Wohl estimated at perhaps \$400 per hour.

A motion was made by Councilman Fink and seconded by Councilwoman Frierson to allow the City Administrator to issue a letter of interest for Pension Legal Services. The motion carried 5-0.

9. Termite Treatment of Way Building and former Police Department (Administrator)

A motion was made by Councilman Fink and seconded by Councilman Allen to approve termite treatment for the Way Building and former Police Department to PestGuard in the amount of \$7,150. The motion carried 5-0.

10. Legal Services Contract (Attorney Wohl)

Mayor Keene reported that he met with Attorney Wohl and they propose a \$150 hourly rate for a six month trial period. A motion was made by Deputy Mayor Heine and seconded by Councilman Allen to approve the \$150.00 hourly contract with Swaine and Harris for a 6 month contract period.

Councilman Fink stated that he would prefer a flat retainer and could handle a \$1,000 per month increase however in these economic times he could not support the suggested increase. Councilwoman Frierson stated that the City has several major issues pending and the firm has agreed to a six month contract. Councilwoman Frierson called for the question. **Vote on the motion carried 4-1 with Councilman Fink dissenting.**

RESOLUTION

11. RESOLUTION NO. 2013-12; A RESOLUTION AMENDING MISCELLANEOUS CHARGES RELATING TO WATER AND SEWER USAGE

Attorney Wohl reminded that the City is required to collect 100% in order to meet all bond covenants and adoption of this Resolution would leave the City short. Mrs. Green reported that the first month late fee was eliminated. The \$25.00 late fee was maintained and the leeway for payment time for disconnects was moved from 2 p.m. to 4 p.m. Mrs. Green responded to Mayor Keene that the City has after hour on call staff for reconnects. Councilman Fink agreed that by allowing the extra days for bill payment will tell if the resident is intent on paying their bill. The Resolution was not adopted because all issues were addressed.

COMMENTS FROM DEPARTMENTS

12. City Marshal – May Report Included

Marshal Anderson updated the Council on arrests, search warrants, and drug/firearm seizures. Marshal Anderson requested changes to the organizational chart and pay increases for six positions. He reported he had grant paperwork for Mayor Keene to sign.

Mr. Charles Conklin asked about a property on Pine and Lee. Marshal Anderson replied that issue was address by the Magistrate.

13. Attorney

Attorney Wohl reported that once he has something for Council's approval on Stonegate he would call for a Shade Meeting.

14. City Administrator

Mrs. Jankosky reported that the Way Building would be termite tented on the weekend of the 4th of July and the City would be closed the Thursday and Friday of that week. The City will run a public ad to notify the citizens.

Mrs. Jankosky reported that a poll on the web site shows that citizens would prefer that the City be open until six p.m. The City is considering office hours of four – 10 hour days once all departments have moved into the Way Building.

Mayor Keene recognized Commissioner Bob Miller.

PUBLIC (PLEASE LIMIT PRESENTATIONS TO FIVE MINUTES)

Commissioner Bob Miller commended Council on the new chambers.

Zondra Watson asked about setting up in the alleyway during the Antique Fair. Attorney Wohl replied that according to City Ordinance you may not obstruct any sidewalk or alleyway.

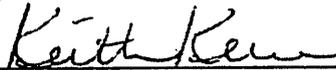
MAYOR AND COUNCIL MATTERS

ADJOURN

There being no further business the meeting adjourned at 7:50 p.m.

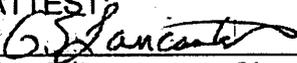
APPROVED THIS 18th DAY OF JUNE, 2013.

By:



Keith Keene, Mayor

ATTEST:



Gia S. Lancaster, City Clerk

AGENDA No. 9



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: January 6, 2015

DEPARTMENT: Administration o/b/o Councilmember Coker
SUBJECT: Hold on Any New Action on City of Arcadia Property Until Hiring of New City Administrator
RECOMMENDED MOTION: Council Approval

SUMMARY: Discussion about placing a hold on taking any action on City of Arcadia property until City Administrator is hired.

FISCAL IMPACT: _____ () Capital Budget
() Operating
() Other

ATTACHMENTS: () Ordinance () Resolution () Budget (x) Other

Department Head: _____ Date: _____

Finance Director (As to Budget Requirements) _____ Date: _____

City Attorney (As to Form and Legality) _____ Date: _____

Interim City Administrator: Beth Carsten _____ Date: 01/06/15

COUNCIL ACTION: () Approved as Recommended () Disapproved
() Tabled Indefinitely () Tabled to Date Certain _____ () Approved with Modifications

DEPARTMENT REPORTS

ADM (863)993-4660
FAX (863)993-4664

CITY OF ARCADIA
POLICE DEPARTMENT
725 N. Brevard Ave.

MATTHEW A. ANDERSON
MARSHAL
ARCADIA POLICE DEPARTMENT
COUNCIL REPORT

P.O. BOX 1014
ARCADIA, FL. 34265

TOTALS FOR THIS REPORT PERIOD: DEC 2014

ARREST ACTIVITIES

FELONY ARREST	8	MISDEMEANOR ARREST	25
JUVENILE ARREST	2	TRAFFIC ARREST	6
WARRANT ARREST	5		

TRAFFIC ACTIVITIES

ACCIDENT REPORTS	35	TRAFFIC CITATIONS	55
		WARNING CITATIONS	36

PATROL

COMPLAINTS	772
CITY ORDINANCE VIOLATIONS	4

CRIMINAL INVESTIGATIONS

CASES TOTAL	12
CASES UNDER INVESTIGATION	7
CASES CLOSED	5



CITY MARSHAL
12/30/2014