

A Regular Meeting of the Arcadia City Council was held on March 21, 2006 at 6:00 p.m. in Room D of the Way Building at 23 N. Polk Avenue. Councilmembers attending were: Heine, Johnson, Fazzino, and Whitlock. Absent: Council Member Goodman was ill. Also in attendance were: Administrator Strube, Attorney Holloman, Marshal Lee, Fire Chief Blosser, Systems Supervisor Lewis, Special Projects Coordinator Hewett, Ms. Way and Recorder Baumann.

Mayor Heine called the meeting to order.

The Invocation was given by Council Member Johnson.

Pledge of Allegiance to the Flag.

The minutes of the Special Council meeting of February 7, 2006, Regular meeting of February 7, 2006, Special Council meeting of February 28, 2006, and Regular meeting of March 7, 2006 were adopted on motion of Whitlock; seconded by Johnson and carried.

Proposed Ordinance No. 919 was presented on first reading. Each Councilmember had previously been given a copy for study. Johnson moved to waive the rules and read the proposed ordinance by title only; seconded by Fazzino and carried.

ORDINANCE NO. 919

AN ORDINANCE OF THE CITY OF ARCADIA, AMENDING THE CITY OF ARCADIA POLICE OFFICERS' AND FIREFIGHTERS' RETIREMENT SYSTEM, ADOPTED PURSUANT TO ORDINANCE NO. 897, AS SUBSEQUENTLY AMENDED; AMENDING SECTION 6, BENEFIT AMOUNTS AND ELIGIBILITY; AMENDING SECTION 7, PRE-RETIREMENT DEATH; AMENDING SECTION 8, DISABILITY; AMENDING SECTION 9 VESTING; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISION; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE.

Fazzino then moved to approve Ordinance No. 919 on first reading; seconded by Whitlock. Mayor Heine called for comments from the public, there were none. The motion carried on roll call vote. Council Member Goodman was absent. Ayes: Johnson, Fazzino, Whitlock, and Heine. Nays: None.

Proposed Ordinance No. 920 was presented on first reading. Each Councilmember had previously been given a copy for study. Whitlock moved to waive the rules and read the proposed ordinance by title only; seconded by Johnson and carried.

ORDINANCE NO. 920

AN ORDINANCE AMENDING THE ARCADIA CITY CODE PERTAINING TO THE NUMBER AND LOCATION OF ACCESS POINTS LOCATED ON A STREET BY PROVIDING FOR THE AMENDMENT OF SECTION 110-107 (a), OF THE CODE OF ORDINANCES OF THE CITY OF ARCADIA; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.

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Fazzone then moved to approve Ordinance No. 920 on first reading; seconded by Whitlock. Mayor Heine called for comments from the public, there were none. The motion carried on roll call vote. Council Member Goodman was absent. Ayes: Johnson, Fazzone, Whitlock, and Heine. Nays: None.

Recorder Baumann reported that previously the DeSoto County Historical Society requested that all Council Members send a letter of support to the State in favor of the School Board receiving funding to renovate the Brownville School House. The Society was advised that a "Resolution of Support" would carry more weight than the letters and have now requested that Council adopt such a resolution. Johnson moved to adopt Resolution No. 2006-4 in support of the School Board seeking grant funds to renovate the Brownville School House; seconded by Whitlock and carried.

RESOLUTION NO. 2006-4

WHEREAS, the Arcadia City Council and the entire community feel the need for a museum where our young and old alike can see "how it was" in a historic school house setting, and

WHEREAS, DeSoto County has many five (5) and six (6) generation families with a rich history and a strong desire to preserve our historic buildings and unique way of life and,

WHEREAS, the Brownville School House is in need of restoration and could well serve the community as the DeSoto County Historical Society Museum, and

WHEREAS, the DeSoto County School Board is applying for a "Historical Preservation and Historical Museum Special Category Grant" from the State of Florida to restore the Historical Brownville School House.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Arcadia, Florida that we wholeheartedly support the DeSoto County School Board application for a "Historical Preservation and Historical Museum Special Category Grant" to restore the Brownville School House for a much needed museum.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Honorable Glenda E. Hood, Secretary of State, 500 S. Bronough Street, Tallahassee, Florida 32399-0250, a copy to the DeSoto County School Board and a copy to the DeSoto County Historical Society.

PASSED BY THE CITY COUNCIL OF THE CITY OF ARCADIA, FLORIDA, in Regular Session this 21st day of March 2006.

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(Resolution 2006-4 continued)

ATTEST:

CITY OF ARCADIA, FLORIDA

/s/ RACHELLE M. BAUMANN
 RACHELLE M. BAUMANN, CMC
 CITY RECORDER

/s/ ROBERT W. HEINE
 ROBERT W. HEINE
 MAYOR

/s/ EDWARD J. STRUBE
 EDWARD J. STRUBE
 CITY ADMINISTRATOR

/s/ ROOSEVELT JOHNSON
 ROOSEVELT JOHNSON
 DEPUTY MAYOR

/s/ MARGARET WAY
 MARGARET WAY
 CITY ADVISOR

/s/ RICHARD P. FAZZONE
 RICHARD P. FAZZONE
 COUNCIL MEMBER

/s/ DAVID C. HOLLOMAN
 DAVID C. HOLLOMAN
 CITY ATTORNEY

/s/ SHARON T. GOODMAN
 SHARON T. GOODMAN
 COUNCIL MEMBER

/s/ PAUL P. WHITLOCK
 PAUL P. WHITLOCK
 COUNCIL MEMBER

A request by letter, from Toby Pinel asking that Council grant an exception on the required plot square footage requirement in R-1B Single Family Residential District for a single family home was presented. It was noted that Mr. Pinel was not in attendance as he had a previous engagement prior to having submitted his request. Mr. Pinel is 264 square feet short of the 7,500 square feet required. This property is a corner lot and was platted prior to the current code. Fazzone moved to grant the request by Special Approval Resolution No. 2006-5 to grant Mr. Pinel an exception as allowed by City Code Section 110-11 "authority to grant exceptions for existing platted lots"; seconded by Johnson and carried.

RESOLUTION NO. 2006- 5

A RESOLUTION GRANTING AN EXCEPTION
 IN ZONING LAWS TO TOBY W. PINEL TO
 CONSTRUCT A RESIDENCE ON LOT 1,
 BLOCK O, VILLA RICA PARK AND SETTING
 FORTH CONDITIONS

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(Resolution 2006-5 continued)

WHEREAS, Toby W. Pinel is the owner of Lot 1, Block O, Villa Rica Park and would like to build a house on the lot, however, it will not meet today's regulations, and

WHEREAS, this Subdivision was platted prior to the present zoning regulations, and

WHEREAS, Section 110.11 of the Arcadia Code permits that an exception, may be granted for existing platted lots, and

WHEREAS, Lot 1, Block O Villa Rica Park is a corner lot and is only 264 square feet short of the required square footage.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Arcadia, Florida that Toby W. Pinel be granted an exception to build a house on Lot 1, BlockO, Villa Rica Park as permitted by Code Section 110-11.

BE IT FURTHER RESOLVED that this approval is granted subject to the following:

1. This Grant shall become null and void unless a permit is issued within 90 days.
2. All yard set-backs, Section 110.9 and other City Zoning Code requirements being met.
3. All other City, County and State regulations being met.

PASSED BY THE CITY COUNCIL OF THE CITY OF ARCADIA, FLORIDA, in Regular Session the 21st day of March 2006.

ATTEST:

/s/ ROBERT W. HEINE
ROBERT W. HEINE
MAYOR

/s/ RACHELLE M. BAUMANN
RACHELLE M. BAUMANN, CMC
CITY RECORDER

Administrator Strube addressed Council regarding a request he received to hold the 6th Annual Cinco de Mayo Celebration on Saturday, May 6, 2006. Administrator Strube

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reported that there is a scheduling conflict as permission was granted to the Main Street Association to hold the 2nd Annual Watermelon Festival on the same day with the streets to be closed from 6:00 AM until 10:00 PM. Administrator Strube stated that he made Mr. Rodriquez aware of the conflict with the date and time. Mr. Rodriquez is willing to change his request to hold the 6th Annual Cinco de Mayo Celebration on Friday, May 5, 2006 at 6:00 PM. Marshal Lee stated that he does not have a problem with Mr. Rodriquez's request to close Oak Street at Orange Avenue and ending at Volusia Avenue on May 5, 2006 at 6:00 PM. Whitlock moved to grant the request to hold the 6th Annual Cinco de Mayo Celebration and parade on Friday, May 5, 2006 at 6:00 PM and to close the streets as requested; seconded by Fazzone and carried.

A report of Police Fines and Forfeitures for the month of February 2006 indicates fines in the amount of \$3,246.01 and radio of \$25.00. Marshal Lee noted that the fines are up significantly and stated that the Clerk of Court discovered some accounting discrepancies in how the City was receiving funds. He anticipates that the increase will continue.

Recorder Baumann reported that the printer picked up a copy of the audit for Fiscal Year End September 30, 2005 and anticipates receiving the bound version within a couple of weeks.

Administrator Strube presented a proposed contract with the Florida Department of Corrections for establishment of a permanent inmate work squad. The City would be responsible for establishing a position for the payment of one (1) guard in the amount of \$53,000.00 per year and is also required to furnish a vehicle (van) and a secured trailer to store equipment. For this the City will have the use of a work squad five (5) days a week for one (1) year. The Department of Corrections will furnish lunch, clothing, and transportation to the work site. Administrator Strube estimates that the cost for the first year to be about \$100,000.00 which includes the purchase of a new van and trailer which would not be required every year and the estimate in value of labor to the City of about \$200,000.00. Johnson moved to enter into a contract with the Department of Corrections to establish a permanent inmate work squad for the City of Arcadia; seconded by Whitlock and carried.

The Public Works report for the month of February 2006 was presented.

Administrator Strube stated that County Administrator Coffee is still working on an Interlocal agreement regarding the merger of the City Fire Department with the County. County Administrator Coffee was in attendance and addressed Council to report that he anticipates having a draft agreement to review with Administrator Strube possibly next week. Administrator Strube then reported that he is working on an Ordinance to implement the Municipal Service Benefit Unit (MSBU) and that the rates should be in place October or November 2006.

Jerald Newberry, President of the DeSoto County Historical Society, Inc. addressed Council to report that the 2nd Annual Pioneer Day event was very successful. He also thanked the Council and staff for their assistance.

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County Administrator Coffee addressed Council and thanked them for signing the lease agreement with the DeSoto County Chamber of Commerce noting that he was able to get the County to contribute \$25,000.00 next year towards building maintenance based on the City's cash contribution of \$7,500.00 and the lease of the building for \$1.00 per year with an estimated value of \$19,000.00 per year.

Special Projects Coordinator Hewett addressed Council regarding their request for e-mail and presented Council Member Johnson with his user name and password. Mr. Hewett also presented instructions requesting that each time a Council Member responds or sends an e-mail that they send a "blind copy" to themselves which will allow the City to have a copy of all e-mails sent.

Johnson reported that he will be in Tallahassee later this week for Legislative Week.

There being no further business the meeting was adjourned.


CITY RECORDER


PRESIDENT