

**AGENDA MINUTES
CITY COUNCIL
CITY OF ARCADIA
TUESDAY, APRIL 3, 2018
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 CALL TO ORDER AND ROLL CALL

Deputy Mayor Simons gave the invocation which was followed by the pledge of allegiance. The Mayor called the meeting to order at approximately 6:00 p.m. and the following members and staff were present:

Arcadia City Council

Mayor Judy Wertz-Strickland
Deputy Mayor Jaccarie D. Simons

Councilmember Keith Keene
Councilmember Robert W. Heine, Jr.

Councilmember Jerry B. Alexander was not in attendance

Arcadia City Staff

City Administrator Terry Stewart
City Clerk Penny Delaney
City Attorney T.J. Wohl
City Planner Jeff Schmucker

City Engineer Julie Karleskint
Finance Director Beth Carsten
City Marshal Matt Anderson

PRESENTATIONS

Mayor Wertz-Strickland announced that Margaret Way had just had her 95th birthday and presented her with a birthday card on behalf of the City.

Agenda Item 1 – Presentation to Kelly Snyder – Five (5) Years of Service to the City of Arcadia

Mrs. Snyder was not in attendance, but Mayor Wertz-Strickland read a certificate which recognized Mrs. Snyder's five (5) years of service to the City of Arcadia.

Agenda Item 2 – Proclamation – National Crime Victims' Rights Week

The Mayor presented Concetta Holmes of the Child Protection Center of Sarasota and DeSoto Counties with a proclamation regarding National Crime Victims' Rights Week. Ms. Holmes spoke briefly of what the program offers victims. Also in attendance was Autumn Roppolo, Victim Advocate Coordinator of the Sarasota County Sheriff's Office and Eileen

Fitzgerald with her PAWS (Pets Advocate Working Sarasota) dog who also spoke briefly of how a PAWS dog is utilized within the program.

Agenda Item 3 – Certificate of Recognition – JROTC Cadet Elizabeth Pedroza

Mayor Wertz-Strickland stated that Ms. Pedroza could not be attendance due to prior obligations and advised the Certificate of Recognition would be placed on the next City Council agenda.

CONSENT AGENDA

Agenda Item 4 – City Council Economic Diversification Strategic Plan Public Input Session Minutes for March 20, 2018

Agenda Item 5 - City Council Regular Meeting Minutes for March 20, 2018

Deputy Mayor Simons made a motion to approve Consent Agenda Items 4 and 5 and Councilmember Keene seconded the motion. No discussion followed and it was unanimously, 4/0, approved.

ACTION ITEMS

Agenda Item 6 – First Reading of Ordinance 1037 – Request for Future Land Use Map Amendment

Jeff Schmucker of the Central Florida Regional Planning Council spoke regarding both Agenda Items 6 and 7 and he presented a power point presentation regarding such (a copy of the power point is on file in the office of the City Clerk). Mr. Schmucker advised this was a request by William Brady for a future land use amendment from low density residential to a business designation and a rezoning from R-1B (Single-family Residential) to B-3 (General Business Commercial). He advised of the location and explained the purpose was to allow for business development on the property which was consistent with the comprehensive plan. He felt the changing of the designation provided opportunities for economic development in the City. Mr. Schmucker advised there was capacity available for potable water which would require a connection in the future and there was water nearby to connect. He stated that wastewater was currently unavailable, but there was current capacity available for solid waste. Regarding transportation and traffic, Mr. Schmucker stated it would be assumed the primary access would be US 17, but there were two (2) unimproved right-of-way (Frankfort Street to the south and August Street to the north). He advised development was not proposed at this time and before such would be approved, additional review would be required. Regarding schools and recreation facilities, Mr. Schmucker stated there would be no impacts. He then stated the Planning and Zoning Board had recommended approval of the ordinance. Councilmember Heine made a motion to approve the first reading of Ordinance 1037 and Councilmember Keene seconded the motion. No discussion followed and it was unanimously, 4/0, approved. At this time, the City Clerk read Ordinance 1037 by title only.

Agenda Item 7 – First Reading of Ordinance 1038 – Request to Amend the Official Zoning Map

Mr. Schmucker explained that this item was the companion rezoning which would rezone the property from R-1B (Single-family Residential) to B-3 (General Business Commercial). Deputy Mayor Simons made a motion to approve Ordinance No. 1038 on first reading and Councilmember Keene seconded the motion. At this time, the City Clerk read Ordinance 1038 by title only. No discussion followed and it was unanimously, 4/0, approved.

Agenda Item 8 – WWTP Consent Order

Julie Karleskint of Hazen and Sawyer presented the Consent Order related to the wastewater overflows associated with Hurricane Irma. She explained that during the hurricane, the manholes located near the wastewater treatment plant overflowed into the ditches and the Peace River. As a result, she stated the DEP had issued a Consent Order to the City which requires the City to make some changes (the Utilities Director is already in the process of implementing many of the changes) and it also requires the City to implement some of the recommendations that are included in the facilities plan which the City has already approved. She further stated the Consent Order lists the payment of Four Thousand Two Hundred Fifty and 00/100 Dollars (\$4,250.00) which allows the City to do Three Thousand Seven Hundred Fifty and 00/100 Dollars (\$3,750.00) as an in-kind project, but with the time and effort it would take to go through the paperwork, she felt it would be in the City's best interest to pay the Four Thousand Two Hundred Fifty and 00/100 Dollars (\$4,250.00). City Administrator Stewart stated that staff had previously identified the problems within the system that were the cause of the overflow of the sewage. He further stated that the system was old and a lot of groundwater leaks into the system when there is a lot of rain. He advised that Council had approved a project to repair the sewer system throughout the entire City and he applauded them for their vision regarding the need to address it.

Mr. Stewart then spoke of the ability to litigate. He understood the City Engineer's recommendation to pay the fine, but he was not sure he agreed and explained there was an opportunity to do a small project within the City allowing the City to directly benefit from it. He advised Council that he would touch base with the DEP once the Council approved such regarding locating a project that would satisfy the DEP's concerns and benefit the City. He apologized to the City Engineer for not discussing it with her sooner. After further discussion, Councilmember Heine made a motion to authorize the City Administrator to sign the consent order and contact the Department of Environmental Protection to see if the City could litigate it and Councilmember Keene seconded the motion. No discussion followed and it was unanimously, 4/0, approved.

Agenda Item 9 – Staff Recommendation to City Council for the Award of IFB FDOT FM No. 439454-1-94-01 Turf Runway Drainage Improvements

Finance Director Carsten advised the Turf Runway Drainage Improvements bid went out on January 25, 2018 and the response deadline was February 23, 2018. She stated that four (4)

responses were received and upon staff review, all submittals were found to be eligible to compete. She further stated that after a selection committee was formed, a decision was made to make a recommendation to the City Council to award the bid to the lowest, most responsive and most responsible bidder, O-A-K Florida, Inc. City Administrator Stewart advised the recommended company was the one recommended by the engineering firm, Hanson, who are the City's consultants on matters regarding the airport. Finance Director Carsten informed the Council that the project was being one hundred percent (100%) funded by FDOT and the total amount of the bid was Five Hundred Seventy-Nine Thousand Nine Hundred Thirty and 04/100 Dollars (\$579,930.04). Mr. Stewart expressed his appreciation to Shelley Peacock for getting the FDOT to agree to fund the project. Councilmember Keene made a motion to award IFB FDOT FM No. 439454-1-94-01 Turf Runway Drainage Improvements to O-A-K Florida, Inc., doing business as Owen-Ames-Kimball Company as the lowest, most responsive and most responsible bidder, and to allow staff to enter into contract negotiations with the contractor for the total bid amount of Five Hundred Seventy-Nine Thousand Nine Hundred Thirty and 04/100 Dollars (\$579,930.04). City Administrator Stewart stated that the negotiations would not be on the price, but on the terms of the contract and Council would approve the final contract. Councilmember Heine seconded the motion. After further discussion regarding the lowest most responsible bid being a couple of hundred thousand dollars different than the next one, it was unanimously, 4/0, approved.

Agenda Item 10 – Hanson Professional Services, Inc. Attachment “A” Scope of Services Arcadia Municipal Airport Hangar Development and Site Design Task Order No. 5

City Administrator Stewart stated this was regarding the business the City was attracting to the airport and one (1) of the requirements was to construct a manufacturing facility for them to operate out of. He advised it would belong to the City and the City would be able to charge them monthly rental fees. He explained a part of the project was to develop a design for the building which the airport consultant would participate in. Mr. Stewart stated that the task order was similar to what is done with the City's regular engineers (Hazen and Sawyer) when there is a specific task that goes beyond the general requirements of the contract. He stated Task Order No. 5 was in the amount of Eighty-Five Thousand Sixty-Nine and 25/100 Dollars (\$85,069.25) to complete the design. He advised that Shelley Peacock had worked to identify another grant that the City had been informed that they (FDOT) funded and the final processes just had to be gone through. Deputy Mayor Simons made a motion to approve Hanson Professional Services Task Order No. 5, Hangar Development and Site Design for the amount of Eighty-Five Thousand Sixty-Nine and 25/100 Dollars (\$85,069.25) and Councilmember Keene seconded the motion. No discussion followed and it was unanimously, 4/0, approved.

Agenda Item 11 – FDOT Joint Participation Agreement for Business Hangar and Site Development – Financial Project No. 443237-1-94-01 Contract No. G0U76

Airport Manager Peacock advised this JPA agreement from FDOT awarded the City Three Hundred Fifty Thousand and 00/100 Dollars (\$350,000.00) for the business hangar project. Councilmember Heine made a motion to approve the Joint Participation Agreement

from FDOT accepting the grant award amount of Three Hundred Fifty Thousand and 00/100 Dollars (\$350,000.00) for Financial Project Number 443237-1-94-01 Contract G0U76 and Councilmember Keene seconded the motion. No discussion followed and it was unanimously, 4/0, approved.

COMMENTS FROM DEPARTMENTS

Marshal Anderson provided the Council with the monthly report of the Arcadia Police Department and asked if the City Council had any concerns or questions. Councilmember Heine spoke of the traffic light at Gibson and US 17. Marshal Anderson advised that he and Utilities Director Berndt had spoken with the local FDOT and had recalibrated the lights, but he stated he would send them back out because they are still not right. He then asked if the general public had any concerns and there were none. City Administrator Stewart stated that they were waiting to receive from DOT a GPS pinging device that would enable all of the cabinets for the signals to be synchronized.

Marshal Anderson advised he and Mr. Stewart had met with DOT (with the help of Karen Whaley) to discuss the South US17 corridor area regarding overhead street lights. He stated they had also requested a new traffic study and pedestrian study for the same area with the hopes of getting a traffic light. Marshal Anderson further stated he had requested pedestrian crossings if the traffic light could not be obtained in the area of Martin Luther King and Palm and also up by Heard. Mr. Stewart complimented Marshal Anderson for how he presented the argument for such. Marshal Anderson asked if the general public had any concerns or questions and there were none.

City Attorney Wohl advised Code Enforcement Officer McQuay had provided him with a number of minimal items within the code that needed to be cleaned up based on issues brought before the Special Master and said items would be placed on a future agenda for Council's review. He spoke specifically of two items that would be substantial ordinances: 1) wireless facilities in right-of-ways and he stated he would like to provide information for Council's review prior to a Council meeting so they would have plenty of time to review it first; and 2) the 2018 version of the IPMC (International Property Maintenance Code) which he would also like to provide to Council with ample time to review. He advised he was finalizing the ordinance to adopt the IPMC (many items being eliminated that did not apply to the City of Arcadia and other items being more customized for the City). He asked if the Council was in agreement with him providing them with information a couple of weeks before said items would be placed on an agenda and it was the general consensus of the Council for him to do so.

City Administrator Stewart re-enforced his wish for a happy birthday to Margaret Way. He then advised that Jeff Gibson had been in place as the Golf Pro for a while now and he expressed his pleasure regarding the work Mr. Gibson had been doing. He stated he had received top notch comments from the public and things were getting done at the golf course that had not been able to be done for a long time.

Mr. Stewart spoke of the part-time clerical position the Council had previously approved for code enforcement and stated it had made a significant difference in Mr. McQuay's efficiency and effectiveness. He stated that when budget time comes around, staff would be talking about making the part-time position into a full-time position. He explained that it will be a necessity with what is being done with the IPMC and he expressed his appreciation of Mr. McQuay's work.

On a related note, he advised the City has a contract for a Special Master that ends this month. He explained that he had been in place since 2009 and the City needed to do an RFQ (Request for Qualifications) to determine if someone else might be interested. Mr. Stewart explained that the current Special Master could apply for it again if he wishes to do so. He stated staff would be bringing the matter back to Council in the not too distant future.

Regarding FATHOM, he referenced the complaints received and spoke of many glitches that had been worked through. He complimented the Finance Department for working through many of the issues. He stated that staff would be meeting with the president of the company to voice concerns regarding some of the complaints that had been taken from the public. He asked the Council to please forward any complaints they may have received from the public to him or Finance Director Carsten and they would speak to the individuals directly.

PUBLIC

Sarahca Peterson, a business owner and artist, provided the Council with information regarding cultural arts initiatives related to the Cultural Builds Florida Division. She spoke of the cut in funding for the arts at schools, statistics which reflect how such affects students' SAT scores and studies by the State of Florida of the impact that the arts have when welcomed into communities. She offered her services to the community and stated she would be attending more of the City Council meetings in the future.

June Walls addressed the City Council regarding the special events that were discussed at the last meeting and the newspaper article that followed said meeting. He questioned a statement in the article that stated an exact number of individuals attending an event would need to be provided and City Administrator Stewart responded that the City was not asking for exact numbers, but it did need a number that more closely approaches a realistic number. Mr. Walls then stated that he had submitted paperwork for a 2019 Car Show and was told it was not done within the correct time period and he asked what the correct time period was. Mr. Stewart stated that the time period was not the issue, but the problem was that proof of insurance coverage was necessary and from what he had been told, the insurance company would not provide such that far in advance. Mr. Walls stated he always gets a quote and proposal and then at the time of the event, he gets the insurance. City Administrator Stewart advised that a Certificate of Insurance was required and it could not be brought to City Council for approval without such. Mr. Walls stated those were his concerns and Mr. Stewart advised he could call his office if he had any other questions.

MAYOR AND COUNCIL REPORTS

Mayor Wertz-Strickland announced that Plant City would be providing ethics and sunshine law training on Friday, April 20, 2018 from 8:00 a.m. until noon at City Hall. She stated another training would be offered the first week of November in Wauchula in the evening. City Attorney Wohl stated that the League offered the classes online as well.

City Administrator advised there would be an event this weekend at Veterans Park to honor veterans of all wars.

ADJOURN

Councilmember Heine made a motion to adjourn and Councilmember Keene seconded the motion. No discussion followed and it was unanimously, 4/0, approved. Having no further business at this time, the meeting was adjourned at approximately 7:10 P.M.

ADOPTED THIS 17th DAY OF April, 2018.

By:

Judy Wertz-Strickland
Judy Wertz-Strickland, Mayor

ATTEST:

Penny Delaney
Penny Delaney, City Clerk

