



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

**TUESDAY, MAY 5, 2015
6:00 P.M.**

INVOCATION, PLEDGE, CALL TO ORDER AND ROLL CALL

PRESENTATIONS

1. Certificate of Appreciation to Mosaic (Mayor Wertz-Strickland)
2. Proclamation Regarding Lung Force Turquoise Takeover Week (Mayor Wertz-Strickland)
3. Presentation to Arthur Brady – 10 years of service (Mayor Wertz-Strickland)
4. Presentation to Brandon Philbrook – 5 years of service (Mayor Wertz-Strickland)

CONSENT AGENDA

5. City Council Minutes for April 20, 2015 (Penny Delaney – City Clerk)
6. City Council Minutes for April 21, 2015 (Penny Delaney – City Clerk)
7. City of Arcadia Municipal Airport Report (Penny Delaney – City Clerk)
8. Special Event Permit - Fourth Saturday Market Place – Trinity United Methodist (Penny Delaney – City Clerk)
9. Special Event Permit – Arcadia Jam Festival – Darby Ellis on behalf of Hotspot Entertainment (Penny Delaney – City Clerk)

ACTION ITEMS

10. Public Hearing – Request Second Reading of Ordinance 1002 Regarding Rezoning of Parcel No. 36-37-24-0A00-0781-0000 (Jeff Schmucker of Central Florida Regional Planning Council)
11. Public Hearing – Request First Reading of Ordinance 1003 Regarding Annexation (Jeff Schmucker of Central Florida Regional Planning Council)
12. Request First Reading of Ordinance 1004 Regarding a Future Land Use Map Amendment for Parcel Nos. 01-38-24-0091-00A0-0010 and 01-38-24-0091-00A0-0050, and 36-37-24-0A00-0906-0000 (Jeff Schmucker of Central Florida Regional Planning Council)
13. Request First Reading of Ordinance 1005 Regarding Rezoning of Parcel Nos. 01-38-24-0091-00A0-0010 and 01-38-24-0091-00A0-0050, and 36-37-24-0A00-0906-0000 (Jeff Schmucker of Central Florida Regional Planning Council)
14. Work Authorization for Professional Services (Mike Moon of Hanson Professional Services, Inc.)

15. Agreement and Resolution for Road Paving Services – Wilson Avenue (W. Gibson Street to Bridle Path), N. Baldwin Avenue (W. Hickory Street to State Road 70), and Glendora Avenue (Beth Carsten – Interim City Administrator)
16. Update on City Administrator Search (Beth Carsten – Interim City Administrator)

COMMENTS FROM DEPARTMENTS

17. City Marshal
18. City Attorney
19. 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

PRESENTATION No. 1

Certificate of Appreciation

*In Grateful Appreciation For Your
Donation of Flowers, Plants, and
Shrubbery to be Used at Various Parks
and Facilities Within the City of Arcadia.*

We Hereby Present

MOSAIC COMPANY

With This Certificate of Appreciation

On this 5th day of May, 2015.



Judy Wertz Strickland

Mayor Judy Wertz-Strickland

PRESENTATION No. 2



Proclamation

WHEREAS, the American Lung Association was founded in 1904 using the combined energies of physicians, nurses, and volunteers with one goal in mind, the eradication of tuberculosis which declined dramatically by the 1960s; and

WHEREAS, in the 1970's and 1980's, The American Lung Association led the initiative to combat smoking and reduce air pollution, and in the 1990's substantial progress was made to reduce these threats to lung health; and

WHEREAS, on May 13, 2014, The American Lung Association launched Lung Force with the help of national presenting sponsor CVS Health, to raise awareness of lung disease, especially in women; and

WHEREAS, Lung Force has three priorities: 1) make lung cancer a cause that people care about and act on, 2) educate and empower patients, caregivers and healthcare providers and 3) raise critical funds for lung cancer research; and

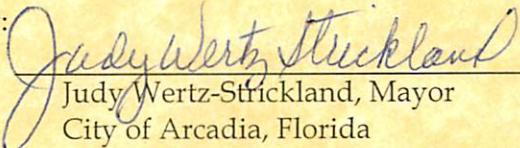
WHEREAS, during the second week of May which is Women's Lung Health Week, Lung Force Turquoise Takeover will be held with the goal to turn the country turquoise, lighting landmarks and turning social media profiles the color of women's lung health.

NOW, THEREFORE, I, JUDY WERTZ-STRICKLAND, by virtue of the authority vested in the office of the Mayor of the City of Arcadia do hereby proclaim May 10, 2015 through May 16, 2015 as

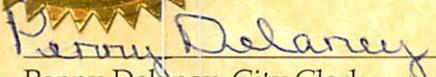
LUNG FORCE TURQUOISE TAKEOVER WEEK

in Arcadia, Florida, and urge all residents, businesses, government and civic groups to participate in supporting the activities planned by The American Lung Association.

SO DONE THIS 5TH DAY OF MAY, 2015.

By: 
Judy Wertz-Strickland, Mayor
City of Arcadia, Florida




Penny Delaney, City Clerk

PRESENTATION No. 3

Presented to

ARTHUR BRADY

In appreciation for

10 years

*of outstanding service to the
City of Arcadia*



05/03/05 – 05/03/15

PRESENTATION No. 4

Presented to

BRANDON PHILBROOK

In appreciation for

5 years

*of outstanding service to the
City of Arcadia*



05/12/10 – 05/12/15

AGENDA No. 5



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: May 5, 2015

DEPARTMENT: Administration
SUBJECT: Minutes from April 20, 2015

RECOMMENDED MOTION: Council Approval

SUMMARY:

FISCAL IMPACT: _____

() Capital Budget
() Operating
() Other

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

Department Head: Penny Delaney Date: 05/05/15

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
MONDAY, APRIL 20, 2015
5:00 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

The Mayor called the meeting to order at approximately 5:00 p.m. and the following members and staff were present:

Arcadia City Council

Mayor Judy Wertz-Strickland
Deputy Mayor Alice Frierson

Councilmember Joseph E. Fink
Councilmember Susan Coker

Councilmember S. Delshay Turner (attended via telephone)

Arcadia City Staff

Interim City Administrator Beth Carsten City Clerk Penny Delaney

ACTION ITEM

Agenda Item 1 – Senior Advisors Review Team will present City Council with top ten (10) candidates for the position of City Administrator

The Interim City Administrator made contact with Mr. Kurt Bressner and Councilmember Turner by telephone. Councilmember Turner was attending by telephone due to being hospitalized.

Mr. Bressner advised that Council had received a very good response for their City Administrator advertisement. He stated that the screening committee had a good meeting on April 14, 2015 and came up with individuals they felt, as semi-finalists, can perform the job as City Administrator with the necessary background experience and the requisite skills to be a City Administrator for the City of Arcadia. He expressed his hope to narrow the list tonight with the finalists. He left it open for City Council to suggest anyone else who may not have been on the screening committee's list. He advised that he had received an application for one of the semi-finalists, Mr. Mendez, which had been requested by the City Clerk. Mr. Bressner stated that he noticed that Mr. Mendez's experience as a Chief Administrative Officer was just shy of the two (2) year requirement of the City. He explained that on the 14th, there were three Senior Advisors, himself, Craig Hunter and Dick Williams, along with Beth Carsten, on the telephone call and

their responsibility was to narrow the list to ten (10) individuals. He then explained the process that was used to do so. Mr. Bressner advised the Council that overall, nine (9) out of the ten (10) applicants have the two (2) year chief administrative officer or assistant city manager requirement; ten (10) out of ten (10) meet the public service requirement of two (2) to five (5) years; ten (10) out of ten (10) have degrees that he felt were acceptable; five (5) out of ten (10) have Florida experience (four (4) were chief administrative officers and the other individual had extensive experience as an assistant city manager); and six (6) out of ten (10) are ICMA members. He felt Council should be very pleased with the quality of applicants that were received. He then asked Council if they would like to go through the process that the Senior Advisor Review Team did on the telephone conference and for each of the Council Members to identify five (5) individuals that they would like to have considered as semi-finalists. Everyone was in agreement.

The telephone connection with Councilmember Turner dropped and the Interim City Administrator established connection with him again. Just to recap, Mr. Bressner advised Councilmember Turner that he had asked if it was acceptable to the group for each of them to identify their five (5) candidates and then they could go through the same process that the Senior Advisor Review Team did on their telephone conference. Mr. Bressner explained the process again for Councilmember Turner's benefit. Councilmember Turner stated that he was acceptable to the process.

Councilmember Turner stated his top five (5) choices were Mr. Whitson, Mr. Stewart, Mr. Arnold, Mr. Deleon, and Mr. Hoffman.

Councilmember Coker stated her top five (5) choices were Mr. Mendez, Mr. Poczobut, Mr. Brown, Mr. Deleon and Mr. Whitson.

Deputy Mayor Frierson stated her top five (5) choices were Mr. Whitson, Mr. Deleon, Mr. Arnold, Mr. Brown and Mr. Grieshaber.

Councilmember Fink stated his top five (5) choices were Mr. Brown, Mr. Deleon, Mr. Redshaw, Mr. Whitson and Mr. Stewart.

Mayor Wertz-Strickland stated her top five (5) choices were Mr. Whitson, Mr. Stewart, Mr. Grieshaber, Mr. Brown and Mr. Poczobut.

After much discussion regarding each of the individuals, it was decided that the following would be the five (5) finalists: Mr. Brown, Mr. Deleon, Mr. Grieshaber, Mr. Stewart and Mr. Whitson. Councilmember Fink made a motion that the five (5) candidates be Mr. Whitson, Mr. Brown, Mr. Deleon, Mr. Stewart and Mr. Grieshaber, Jr. and Councilmember Coker seconded the motion. No discussion followed and it was unanimously, 5/0, approved.

Mr. Bressner then brought up the subject of background checks and turned it over to Ms. Carsten to address. She advised that she had checked with both of the companies that Mr. Bressner had provided her with and she stated that she felt that one (1) of the two (2) met the

City's needs and offered the most comprehensive search. She advised that in order to search all comprehensive media for each candidate, a thorough background check which includes a reputation search, all the financial, criminal check and reference checks, it came out to about \$1300.00 per person; about \$6500.00 total for the background checks. She further advised that because this is information that they can use to go forward, they would need to start it tomorrow. She stated that she was asking for their consensus to move forward with the specified amount of money. Ms. Carsten stated that she spoke with the gentleman who would be overseeing it and he advised that if any of the searches ran to where it looked like they would go over, he would let her know. Councilmember Fink made a motion to authorize City Administrator Carsten to do background checks on all of the five (5) candidates up to \$6500.00. Mr. Bressner confirmed the company was SGR and Ms. Carsten confirmed that it was. Deputy Mayor Frierson seconded the motion. No discussion followed and it was unanimously, 5/0, approved.

Mr. Bressner turned the conversation to interviews. He advised they were tentatively looking at Thursday and Friday, May 14th and 15th and asked if those dates would be good for the members of Council. He advised the candidates would come in on Wednesday; three (3) candidates would probably be interviewed on Thursday and then two (2) would be interviewed on Friday. He stated there would be an open house / meet and greet with the candidates for the community to meet the individuals and then there would be a council meeting scheduled for Friday, the 15th, sometime in the afternoon to hopefully finalize Council's selection. Mayor Wertz-Strickland asked for confirmation that they would be housing the candidates for two (2) nights and Mr. Bressner confirmed they would be housed for Wednesday night and Thursday night. Mayor Wertz-Strickland asked if someone would make a motion to bring the candidates in on the 13th and they would be here the 14th and 15th. Ms. Carsten pointed out that with some of them being from Florida, they may not have to come in the night before, but would be ready to go with interviews on the 14th and they would stay the night and be free to leave around noon on Friday. Councilmember Fink made a motion for same and Councilmember Coker seconded the motion. No discussion followed and it was unanimously, 5/0, approved.

Mr. Bressner suggested exploring the interview process. He asked if Council wanted a one (1) on one (1) interview with each candidate, with each Council Member with each candidate, in addition to the City Council group interview. He advised that it is done by some communities, but he stated he didn't like it because he felt it was better to do everything in the open, but that it was up to the Council as to how they wished to do it.

Mr. Bressner also presented an option of a citizen's committee that would interview each of the candidates as a group interview and the committee would forward their recommendations to the Council. He advised that each member of the Council would select one (1) individual to serve on the committee.

After further discussion, it was decided that Council would present their selection of individuals at the April 21, 2015 City Council meeting. It was further decided that each Council member could make their own decision as to whether their selection be a City or County resident. Deputy Mayor Frierson asked if they should consider a county official or a county employee in the process and Mr. Bressner advised that he would not, but it was their choice.

Mr. Bressner stated that was all he had for discussion and advised he would come down for the interviews if Council wished for him to be there and all City Council agreed. Mr. Bressner thanked Council and stated that he felt they were on their way to getting a good City Administrator and felt they had nice finalists to chose from. At this time, the telephone connection with Mr. Bressner ended.

PUBLIC

Deputy Mayor Frierson stated that they had strong applicants to choose from and felt of the top five (5), any one (1) will do a jam up job and stated she was very excited about it.

Mayor Wertz-Strickland stated it was hard to get down to five (5) individuals and Deputy Mayor Frierson agreed.

Janie Watson of 803 W. Imogene, Arcadia, Florida, asked which candidate didn't want to relocate here and Ms. Carsten advised that it was Mr. Brown and that he had already purchased a house in Port Charlotte. Deputy Mayor Frierson stated that he was a strong applicant with grant writing experience, airport experience, and golf course experience.

MAYOR AND COUNCIL REPORTS

None

ADJOURN

Councilmember Fink made a motion to adjourn and Councilmember Coker seconded the motion. Having no further business at this time, the meeting was adjourned at approximately 6:12 P.M.

ADOPTED THIS ___ DAY OF _____, 2015.

By:

ATTEST:

Judy Wertz-Strickland, Mayor

Penny Delaney, City Clerk

AGENDA No. 6



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: May 5, 2015

DEPARTMENT: Administration

SUBJECT: Minutes from April 21, 2015

RECOMMENDED MOTION: Council Approval

SUMMARY:

FISCAL IMPACT: _____
 Capital Budget
 Operating
 Other

ATTACHMENTS: Ordinance Resolution Budget Other

Department Head: Penny Delaney

Date: 05/05/15

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, APRIL 21, 2015
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

Human Resource Manager Linda Lowe 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 Alice Frierson
Councilmember Joseph E. Fink

Councilmember Susan Coker
Councilmember S. Delshay Turner

Arcadia City Staff

Interim City Administrator Beth Carsten
City Attorney TJ Wohl

City Clerk Penny Delaney
Marshal Matt Anderson

PRESENTATIONS

Agenda Item 1 – Youth Week Proclamation

Mayor Wertz-Strickland presented Exalted Ruler Mary Lyne and Chairman Jackie Tucker of the Arcadia Elks Lodge 1524 with a proclamation regarding Youth Week. Ms. Tucker announced that they would be having an Arcadia Bike Rodeo and advised that Marshal Anderson and the Arcadia Police Department would be teaching safety. Ms. Tucker stated that they were able to obtain a grant to have the rodeo and the Health Department had donated 60 more helmets which totaled 310 helmets to be distributed free. She advised that Tara Anderson of DeSoto County Parks and Recreation was helping with the project and stated she appreciated all the help they had received. It was announced that it would be held on May 2nd from 10:00 a.m. – 1:00 p.m.

CONSENT AGENDA

Agenda Item 2 – City Council Minutes for April 7, 2015

Agenda Item 3 – Graduation Acknowledgement in Peace River Shopper

Agenda Item 4 – Graduation Acknowledgement in the Arcadian Newspaper

Deputy Mayor Frierson made a motion to approve the consent agenda as presented and Councilmember Coker seconded the motion. No discussion followed and it was unanimously, 5/0, approved.

ACTION ITEMS

Agenda Item 5 – Request First Reading of Ordinance 1002 Regarding Rezoning of Parcel No. 36-37-24-0A00-0781-0000

Councilmember Fink made a motion to have the ordinance read by title only and Deputy Mayor Frierson seconded the motion. No discussion followed and it was unanimously, 5/0, approved. The Clerk read Ordinance 1002 by title only. Councilmember Fink made a motion to approve the first reading and Councilmember Turner seconded the motion. No discussion followed and it was unanimously, 5/0, approved.

Agenda Item 6 – Request Regarding Certificate of Appropriateness at 23 S. Manatee

The Interim City Administrator advised that the Historical Preservation Commission had approved the application. Councilmember Fink made a motion to approve the Certificate of Appropriateness and Councilmember Turner seconded the motion. Councilmember Coker indicated the fence line (referring to the drawing provided in the packet) and asked if it was a representation of what they were actually asking for and Ms. Carsten confirmed that it was. No discussion followed and it was unanimously, 5/0, approved.

COMMENTS FROM DEPARTMENTS

Marshal Anderson advised that he had provided Council with a DVD regarding a video cam worn by an officer to provide a snapshot of what video you see on a camera. He stated he was there to address any questions or concerns that the City Council may have. Councilmember Fink extended his thanks to the Marshal for the way his officers have been patrolling the downtown area. He stated they had been very proactive since the four (4) way stops had been put in and had been giving people a very lenient attitude, just educational, and he further stated he appreciated it. Marshal Anderson thanked him and stated that he would pass it on to the guys.

Dave Preacher Wills of Crosscreek asked if all of Marshal Anderson's men were equipped with the cameras and Marshal Anderson stated that they were not and that they were testing them out at this point. Mr. Wills stated that he was pleased to see the body cams being used.

Janie Watson of 803 W. Imogene, Arcadia, Florida asked if Cape Coral took theirs back and if so, why. Marshal Anderson responded that the Police and Sheriff's Association and the State of Florida will have a group meeting to talk about legality aspects and the wording of same.

The City Attorney did not have anything to bring before the City Council.

The Interim City Administrator stated that City Council had a meeting on April 20, 2015, with Kurt Bressner of Senior Advisors and the top five (5) candidates were chosen regarding the City Administrator position. She stated that Mr. Grieshaber had pulled his name from the list and Mr. Bressner had advised that another name needed to be chosen and he suggested Mr. Hoffman or Mr. Redshaw, based on the voting results. Mayor Wertz-Strickland stated that she would like to withdraw her choice of Mr. Poczobut and choose Mr. Hoffman. Councilmember Fink stated he was fine with it and Deputy Mayor Frierson stated that she liked Mr. Hoffman's application. So that this process would not have to be addressed again, Councilmember Fink made a motion to place Mr. Hoffman in the top five (5) with Mr. Redshaw as an alternate and that there be a background check of him as well if need be. Councilmember Turner seconded the motion. No discussion followed and it was unanimously, 5/0, approved.

Ms. Carsten provided an update regarding Bridle Path and advised that the stormwater was almost complete and the paving was to start next week.

She also provided an update regarding McSwain Park and advised that it was going out for Bid No. Three (3). She further advised that they got it re-worked and it was much closer to the Five Hundred Thousand and 00/100 Dollars (\$500,000.00) that Mosaic gave them as a grant to do it. She advised that they have approximately two (2) weeks for it to be out for bid.

The Interim City Administrator then advised Council that there was going to be another County Community Conversation and the dates were April 27th, April 30th and May 2nd or 3rd.

PUBLIC

None

MAYOR AND COUNCIL REPORTS

Mayor Wertz-Strickland commented on the City Administrator selection and advised that if anyone had any question regarding the process that had been used, they could contact Ms. Carsten. She stated that she was very impressed with the Senior Advisors and stated that they had helped the City of Arcadia tremendously. Mayor Wertz-Strickland advised that Council had decided that they would ask an individual to help each Council member when they get to the one (1) on one (1) interviews and the meet and greet. She further advised that each Council member was to bring forward the person they chose at tonight's meeting. Councilmember Fink stated that considering it has been less than twelve (12) hours since they were in Chambers, it had been a difficult task and was unable to secure anyone. He further stated that he would like to put it off for a week or so and it was agreed to place it on the next agenda.

ADJOURN

Councilmember Coker made a motion to adjourn and Councilmember Fink seconded the motion. No discussion followed and it was unanimously, 5/0, approved. Having no further business at this time, the meeting was adjourned at approximately 6:32 P.M.

ADOPTED THIS ___ DAY OF _____, 2015.

By:

ATTEST:

Judy Wertz-Strickland, Mayor

Penny Delaney, City Clerk

AGENDA No. 7



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: May 5, 2015

DEPARTMENT: Administration

SUBJECT: City of Arcadia Municipal Airport Report

RECOMMENDED MOTION: Council Approval

SUMMARY:

FISCAL IMPACT: _____ (Capital Budget
(Operating
(Other

ATTACHMENTS: (Ordinance (Resolution (Budget (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: 05/05/15

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



City of Arcadia Municipal Airport

Flowage & Hangar Rent Report- April 2015

To: City Council

From: Shelley Peacock

AVFuel has been out	<i>zero dollars collected</i>
Hangar Rent \$	\$ 6388.93/100%
Tie Down Fees- 4	\$ 121.00/100%
Vehicle Parking	.00/0

(4- Vehicles parked in parking lot more than a month- zero charge)

Total airport funds collected	\$ 6,509.93
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*Special notes: Hangar A2, has not paid. 241.88
Hangar A4- paid 3 months- 2 months advance (725.64)
Mr. Weingart paid April & May tie down fee (96.00)*

AGENDA No. 8



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: May 5, 2015

DEPARTMENT: Planning and Zoning
SUBJECT: Fourth Saturday Market Place

RECOMMENDED MOTION:
Approval of Fourth Saturday Market Place

SUMMARY: Trinity United Methodist Church is requesting to hold the monthly Market Place every fourth Saturday of the month beginning September 26, 2015 through April 23, 2016 from 8:00 a.m. until 2:00 p.m. They will be holding the event in the parking lot on the NE corner of Oak Street and Orange Avenue (parking lot is private property).

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: 05/05/15

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

RECEIVED

APR 16 REC'D

CITY OF ARCADIA

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

4-16-2015
Date

Pastor James A. Wade, Jr. / Susan Laurhan
PRINTED Name of Above

863-494-2543
Contact Phone #



City of Arcadia
SPECIAL EVENT PERMIT APPLICATION

Date Submitted: _____

Event Name FOURTH SATURDAY MARKET PLACE

Event Location PARKING LOT ON NE CORNER OF ONE ST & ORANGE AVE - PRIVATELY OWNED

Date(s) of Event SEE ATTACHED Hours of Event 8AM TO 2PM

Expected Attendance _____

Event Sponsor TRINITY UNITED METHODIST CHURCH Non-Profit? [X] YES [] NO

Description of Event _____

UP TO 23 VENDORS WITH VARIOUS ITEMS FOR SALE. CRAFTS, COLLECTIBLES, JELLIES & JAMS, CANDLES, ANTIQUES, TOOLS, ETC.

Contact Person SUSAN LAUBMAN Telephone (863) 494-2543 Cell 863-558-0864

Fax # 863-993-0038 Email trinityumecarcadia@embarqmail.com

Insurance Carrier AON RISK SERVICES, INC OF FLORIDA

Insurance Agent _____ Agent's Phone 866-283-7122

- Alcoholic Beverages? [] YES [X] NO
Tents? [X] YES [] NO
Cooking? [X] YES [] 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? [X] YES [] NO
Set-up/Clean-up by City? [] YES [X] NO
City Police required? [] YES [X] NO
Road Closures? [] YES [X] NO

If Yes, please specify locations: _____

Other Pertinent Information: _____

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

Received by: [Signature]
City Marshal [Signature] Approved
City Administrator _____ Approved
City Council _____ Approved

Date: 4/16/15
_____ Disapproved
_____ Disapproved
_____ Disapproved

INDEMNIFICATION & HOLD HARMLESS

I, SUSAN LAUBHAN (Printed Name), as LIAISON (Title or Office Held) of TRINITY UNITED METHODIST CHURCH (Club, organization, group, etc) do hereby agree to hold the City of Arcadia,

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 FOURTH SATURDAY MARKET (Name of Event) to

be held at TRINITY ORANGE ST PARKING LOT (Location) on SEE ATTACHED (Date).

By: [Signature] (Signature)

Printed Name: SUSAN LAUBHAN

Entity Name: TRINITY UNITED METHODIST CHURCH

Its: LIAISON

Date: 4-16-2015

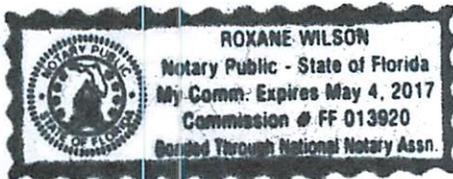
STATE OF FLORIDA

COUNTY OF DeSoto

Sworn to and subscribed before me this 16 day of April, 2015, by Susan Laubhan, as Liaison of Trinity UMC who [] is personally known to me or [] has produced FDL as identification.

[Signature: Roxane Wilson]
NOTARY PUBLIC

(SEAL)

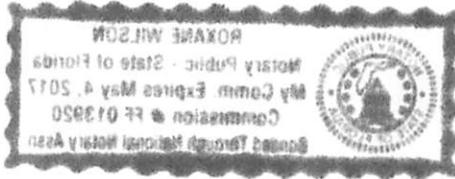


Handwritten text, likely a letter or report, starting with "Dear Sir" and containing several lines of cursive script.

Handwritten text, possibly a signature or a specific section of the document.

Handwritten text, possibly a date or a reference number.

Handwritten signature or name.



**Dates for Trinity United Methodist
Fourth Saturday Marketplace**

Saturday, September 26, 2015

Saturday, October 24, 2015

Saturday, November 28, 2015

Saturday, December 26, 2015

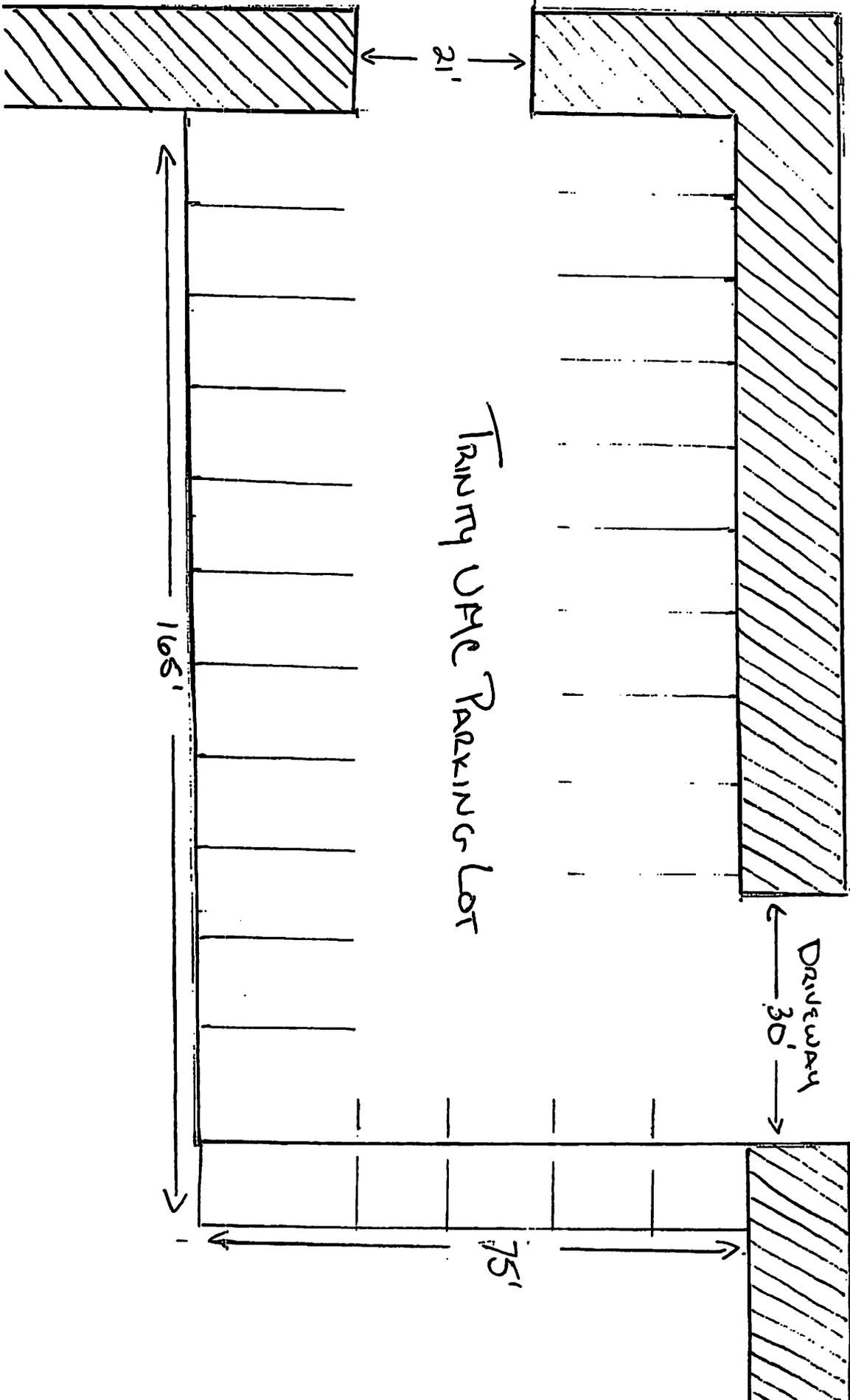
Saturday, January 23, 2016

Saturday, February 27, 2016

Saturday, March 26, 2016

Saturday, April 23, 2016

OAK STREET



Trinity UMC Parking Lot

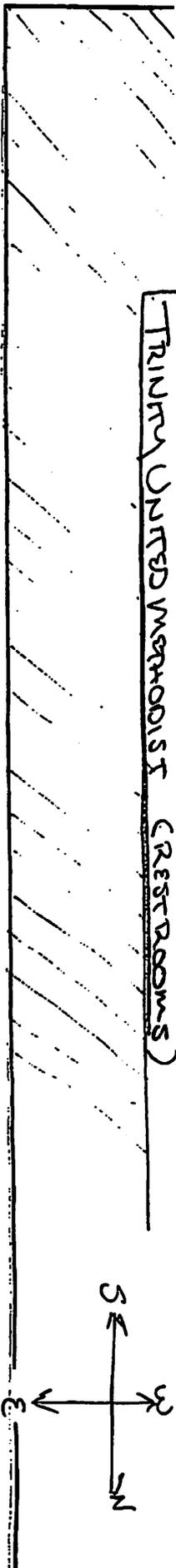
165'

75'

DRIVEWAY
30'

ORANGE AVENUE

TRINITY UNITED METHODIST (RESTROOMS)



Pastor Jim Wade
304 W. Oak Street
Arcadia, FL 34266



Office: 863-494-2543
Home: 863-494-2022
Fax: 863-993-0038

April 27, 2015

City of Arcadia
23 N. Polk Ave.
Arcadia FL 34266

To Whom It May Concern:

Trinity United Methodist Church of Arcadia has carried liability insurance with Aon Risk Services, Inc. of Florida through the Florida Conference of the United Methodist Church since 1996. The policy is effective from 12/31 to 12/31 of each year..

We fully expect to have an identical policy renewed with Aon Risk Services, Inc. on December 31, 2015 for the calendar year of 2016.

Sincerely,

A handwritten signature in black ink that reads "Don Waters".

Don Waters
Chairman, Administrative Council
Trinity United Methodist Church

A handwritten signature in black ink that reads "James A. Wade, Jr.".

James A. Wade, Jr.
Pastor, Trinity United Methodist Church

CC: JW/sl

AGENDA No. 9



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: May 5, 2015

DEPARTMENT: Planning and Zoning

SUBJECT: Arcadia Jam Festival

RECOMMENDED MOTION:

Approval of Arcadia Jam Festival

SUMMARY: Darby Ellis on behalf of Hotspot Entertainment is requesting to have an Arcadia Jam Festival at the Arcadia Fair Grounds on Saturday, June 6, 2015, from 11:00 a.m. until 9:00 p.m. Five Hundred (500) people are expected to attend.

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: 05/05/15

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.

Darby Ellis

Signature of Applicant/Event Sponsor

4/30/15

Date

Darby Ellis

PRINTED Name of Above

863-2630241

Contact Phone #



City of Arcadia
SPECIAL EVENT PERMIT APPLICATION

Date Submitted: 4/30/15
Event Name Arcadia Jam Festival
Event Location Arcadia Fair grounds
Date(s) of Event June 6 Hours of Event 11am - 9pm
Expected Attendance 500
Event Sponsor Hotspot Non-Profit? YES NO
Description of Event We will be having a concert for all ages (-15-up) at the fair grounds

Contact Person Darby Ellis Telephone ()
Fax # Email Darby.Ellis1K@gmail.com
Insurance Carrier DeSoto Insurance
Insurance Agent DeSoto Insurance Agent's Phone Margit Bergens 494-22

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

If Yes, please specify locations:
Other Pertinent Information:

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

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

INDEMNIFICATION & HOLD HARMLESS

I, Darby Ellis, as owner of Hot spot Ent., do hereby agree to hold the City of Arcadia, 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 ARCADIA JAM FESTIVAL to be held at ARCADIA FAIRGROUND June 6, 2015.

By: Darby Ellis
Printed Name: Darby Ellis
Entity Name: Hotspot Ent.

Its: _____

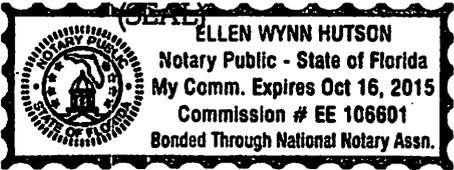
Date: ~~30th~~ April 30, 2015

STATE OF FLORIDA

COUNTY OF DeSoto

Sworn to and subscribed before me this 29 day of April, ~~2010~~ 2015, by Darby Ellis who [] is personally known to me or [] has produced drivers license as identification.

Ellen Wynn Hutson
NOTARY PUBLIC



RECEIPT DATE 4/29/15 No. 049105

RECEIVED FROM Darby Ellis \$ 300.00

Three hundred + 00/100 DOLLARS

FOR RENT Special Event Arcadia Sam Festival
 FOR

ACCOUNT 300.00 CASH
PAYMENT CHECK FROM June 6th
BAL. DUE 0 MONEY ORDER TO C Blatt
 CREDIT CARD BY

power & water

DeSoto County Fair Association
100 Heard St.
P.O. Box 970
Arcadia, Fl. 34265-0970

Rental Agreement for the DeSoto County Fair Exhibit building:

Includes:

- 1 set up day
- 1 event day
- 1 break down day
- Approx. 40 tables
- Approx. 250 folding chairs

Total Cost: \$1800.00
Plus Security Deposit: 700.00

Deposit will be returned less cost of replacement of any damage.

A \$1,000,000 (one million dollar) CERTIFICATE OF LIABILITY INSURANCE NAMING THE DESOTO COUNTY FAIR ASSOCIATION AS AN ADDITIONAL INSURER IS REQUIRED.

~~IF YOU WILL BE SERVING ALCOHOL THE INSURANCE MUST COVER ALCOHOL USE.~~

IT MUST ALSO HAVE THE DATES ON POLICY THAT YOU WILL BE ON GROUNDS.

~~IF ALCOHOL IS SERVED, YOU MUST PROVIDE 2 (two) SECURITY OFFICERS PREFERABLY OFF DUTY DEPUTIES OR COPS.~~

~~NO DECORATIONS WILL BE TIED TO CEILING FANS-NO BALLOONS USED TO GET CAUGHT IN CEILING FANS. FAILURE TO COMPLY WILL MEAN FORFEITURE OF THE TOTAL \$700.00 SECURITY DEPOSIT.~~

~~NO STAPLES OR THUMB TACKS ARE TO BE STUCK IN TABLES.~~

~~MUSIC WILL END NO LATER THAN 11 P.M. AND VOLUME WILL BE KEPT AT A LEVEL SO AS NOT TO REQUIRE LAW ENFORCEMENT ENVOLEMENT. AFTER SECOND TIME OF LAW ENFORCEMENT YOU WILL BE ASKED TO REMOVE YOUR EQUIPMENT AND LEAVE THE GROUNDS.~~

FINAL PAYMENT IS DUE TWO WEEKS PRIOR TO THE EVENT
_____.

CONTRACT

Date _____

NAME Darby Ellis
ADDRESS 308 McKinley Dr
CITY Arcadia FL ZIP _____
PHONE NUMBER 963-263-0241

DATE OF EVENT: Sat June 6 - 2015
TYPE OF EVENT: End of School JAM

SIGNATURE Darby Ellis

D.C.F.A. Ray Smith

TOTAL	<u>700.00</u>
SECURITY	<u>\$1800.00</u>
TOTAL	<u>700.00</u>
	<u>\$2500.00</u> 700 ⁰⁰
DEPOSIT	<u>700⁰⁰</u>
OWE	<u>0 00</u>
FINAL	<u>Paid in full</u>

AGENDA No. 10



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: May 5, 2015

DEPARTMENT: Planning and Zoning

SUBJECT: **Ordinance 1002:** Request for Rezoning of Parcel #36-37-24-0A00-0781-0000

RECOMMENDED MOTION:

Approval

SUMMARY: This is the Second Reading of Ordinance 1002 pertaining to an applicant-initiated request to change the zoning of one (1) parcel of land (Parcel number 36-37-24-0A00-0781-0000) consisting of approximately 4.14-acres located at East Martin Luther King Jr Street from MHP (Mobile Home Park) to M-2 (Heavy Industrial).

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

ATTACHMENTS: (X) Ordinance () Resolution () Budget () 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: _____

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

ORDINANCE 1002

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ARCADIA, FLORIDA, AMENDING ONE (1) PARCEL OF LAND (PARCEL NUMBER 36-37-24-0A00-0781-0000) CONSISTING OF APPROXIMATELY 4.14-ACRES LOCATED AT EAST MARTIN LUTHER KING JR STREET FROM THE ZONING OF CITY MHP (MOBILE HOME PARK) TO CITY M-2 (HEAVY INDUSTRIAL); PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Arcadia held meetings and hearings regarding the parcel show on Exhibit "A", with due public notice having been provided, to obtain public comment, and considered all written and oral comments received during public hearings, including supporting documents; and

WHEREAS, in exercise of its authority, the City Council of the City of Arcadia has determined it necessary to amend the Official Zoning Map to change the City zoning classification assigned to this parcel.

NOW, THEREFORE BE IT ENACTED by the City Council of the City of Arcadia, Florida,

Section 1. The official zoning map of the City of Arcadia is amended so as to assign the City zoning classification of City M-2 (Heavy Industrial) to the parcel located at East Martin Luther King Jr Street (Parcel Number being 36-37-24-0A00-0781-0000) with a cumulative total of 4.14-acres, as shown in Exhibit "A".

Section 2. **Severability:** If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 3. **Effective Date:** The effective date of this ordinance shall be the date of its adoption.

This Ordinance shall be codified in the Code of Ordinances of the City of Arcadia, Florida. A certified copy of this enacting ordinance shall be located in the Office of the City Clerk of Arcadia. The City Clerk shall also make copies available to the public for a reasonable publication charge.

INTRODUCED AND PASSED on First Reading the _____ day of _____, 2015.

PASSED AND DULY ADOPTED, on Second Reading with a quorum present and voting, by the City Council of Arcadia, Florida, this _____ day of _____, 2015.

CITY OF ARCADIA, FLORIDA

Judy Wertz-Strickland, Mayor

ATTEST:

Penny Delaney, City Clerk

Approved as to form:

Thomas J. Wohl, City Attorney

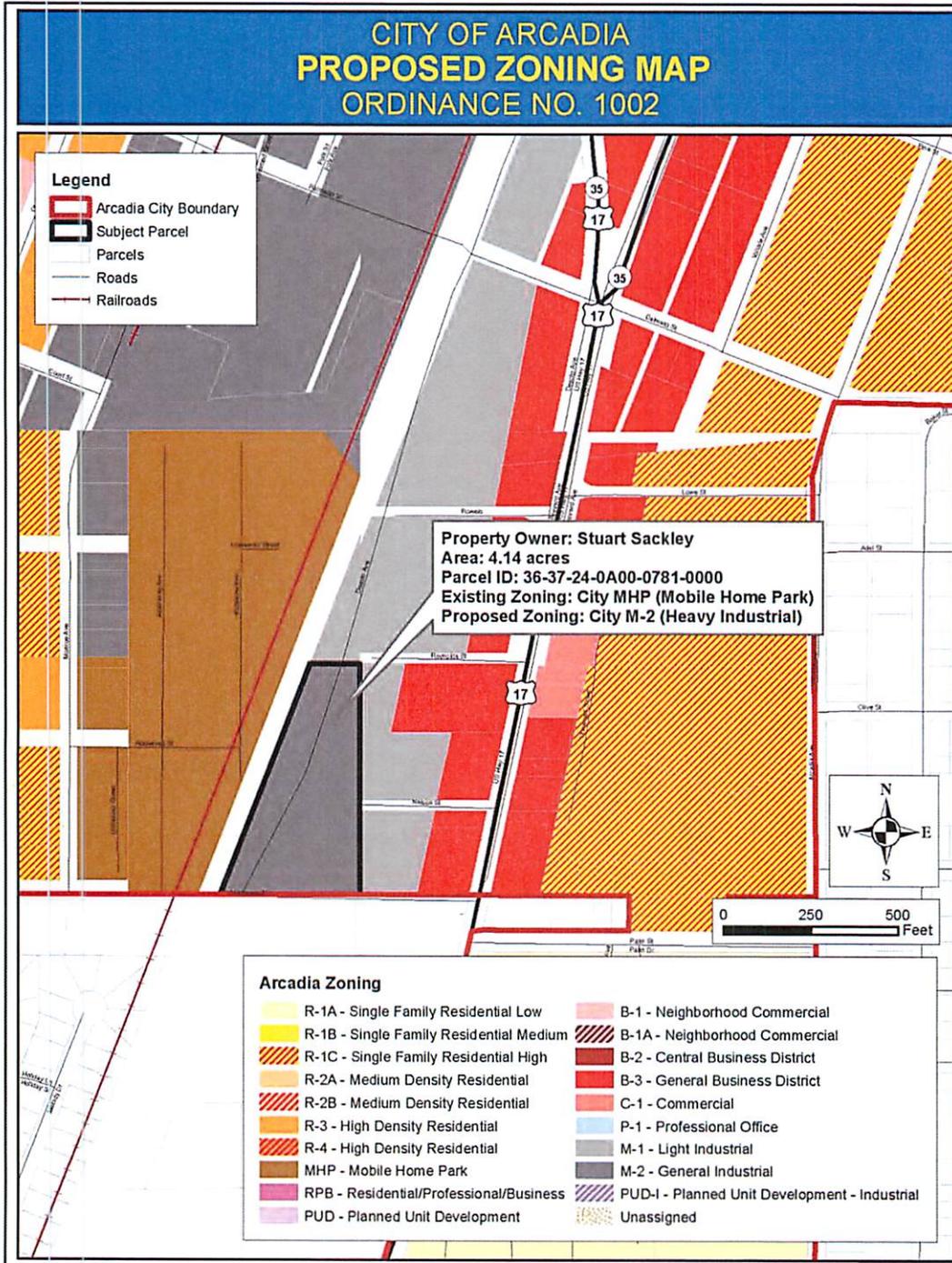
Motion made by _____, seconded by _____.

The vote was ____ for ____ against with ____ abstentions and ____ absent

ORDINANCE 1002

EXHIBIT "A"

Proposed Zoning Map





CITY OF ARCADIA
ORDINANCE 1002 – Rezoning
OVERVIEW REPORT
May 5, 2015

TO: City of Arcadia City Council

FROM: Jeff Schmucker, Senior Planner, Central Florida Regional Planning Council

SUBJECT: **Ordinance 1002: Zoning Amendment:**
Applicant-initiated request to change the zoning of one (1) parcel of land (Parcel number 36-37-24-0A00-0781-0000) consisting of approximately 4.14-acres located at East Martin Luther King Jr Street from City MHP (Mobile Home Park) to City M-2 (Heavy Industrial) to facilitate the proposed use of the property as a Contractor’s Shop and Storage Yard.

AGENDA & HEARING DATE:

April 27, 2015: City Council Meeting (First Reading)
May 5, 2015: **Planning & Zoning Board Meeting (Public Hearing)**
May 5, 2015: City Council Meeting (Adoption Public Hearing)

CITY COUNCIL ACTION:

On Tuesday, April 21, 2015, the City of Arcadia City Council voted unanimously (5-0) to **approve** the First Reading of Ordinance 1002.

ATTACHMENTS:

- Aerial Photo Map
- Existing Future Land Use Map
- Existing Zoning Map
- Proposed Zoning Map
- Rezoning Application (with STAFF CORRECTION)

OVERVIEW:

Applicant	City of Arcadia
Property Owner	Stuart Sackley
Parcel ID	36-37-24-0A00-0781-0000
Acreage (Total)	4.14 acres
Existing Future Land Use	Industrial
Existing Zoning	City MHP (Mobile Home Park)
Proposed Zoning	City M-2 (Heavy Industrial)
Previous Hearings	None

Mr. Stuart Sackley (applicant) is requesting a Zoning Amendment to change the zoning of one (1) parcel of land consisting of approximately 4.14 acres from the zoning of City MHP (Mobile Home Park) to City M-2 (Heavy Industrial). The subject parcel is located at East Martin Luther King Jr. Street, on the north side of Martin Luther King Jr. Street, west of US Highway 17, on the east side of R/R tracks (See attached Aerial Photo Map).

REASON FOR REQUEST:

The purpose of the request is to update the City’s Official Zoning Map to reflect a zoning designation of City M-2 (Heavy Industrial) in order to facilitate the proposed use of the property as a Contractor’s Shop and Storage Yard. The rezoning will also provide consistency with the existing Industrial Future Land Use of the property.

STANDARDS FOR EVALUATION OF PROPOSED ZONING CHANGES

The City of Arcadia Planning & Zoning Board will provide recommendation, and the City Council will make a final motion to accept, reject, modify, return, or continue to seek additional information on all proposed zoning changes.

The review of all zoning changes shall be considered and evaluated against the following standards:

- *Consistency with the Comprehensive Plan.* The proposed zoning change shall be consistent with the Goals, Objectives, and Policies of the City’s Comprehensive Plan
- *Land Use Analysis.* The proposed plan amendment shall be analyzed to identify land use impacts which may affect land use compatibilities and the general welfare of the City.
- *Public Facilities and Services Analysis.* The proposed zoning change shall contain an analysis of the Levels of Service for all public facilities and services.

Consistency with the Comprehensive Plan:

The request is to change the zoning of the subject parcels from City MHP (Mobile Home Park) to City M-2 (Heavy Industrial). The existing Future Land Use of the subject parcel is City Industrial.

Descriptions of the existing Future Land Use and the existing and proposed zoning designations are provided as follows:

Existing – Future Land Use

City Future Land Use Element, Policy 1.8 – Industrial:

The Industrial designation shall be compatible with adjacent land uses, promote a variety of employment opportunities, facilitate a diversified economic base, and promote efficient use of infrastructure. The Industrial designation includes processing, manufacturing and warehousing activities. Schools are permitted in this classification. Traffic generated by such an establishment shall not over-burden the local or collector roadways. New industry shall be located in areas with existing industrial land uses and amenities. The floor area ratio in the Industrial designation shall not exceed 1.0.

Existing – Zoning

Section 4.06.01.07 – MHP, Mobile Home Park District:

The Mobile Home Park District is established for the purpose of providing a district for manufactured or mobile homes in approved parks and subdivisions, occupied as single-family dwellings, with the intent of creating an environment of a residential character, permitting only those uses, activities and services which are compatible with the residential environment. Clubhouses, swimming pools, laundry and similar facilities are permitted on parcels retained by the developer or dedicated to and maintained by a homeowners association for exclusive use by manufactured or mobile home park residents. This is not a commercial district.

Proposed – Zoning

Section 4.06.05.02 – M-2, Heavy Industrial District:

The M-2, Heavy Industrial district, is intended primarily for those manufacturing activities which may unavoidably create some undesirable effects and which are not compatible with residential or business areas.

The proposed M-2 (Heavy Industrial) zoning will be consistent with the existing Industrial Future Land Use of the property. The proposed zoning will target the City’s objective to eliminate land uses that are inconsistent with the Future Land Use Map (*per Future Land Use Element, Objective 3*) and will achieve the City’s objective of establishing industrial development that is timed and staged in conjunction with available capacity of public facilities and services (*per Future Land Use Element, Objective 2*).

Land Use Analysis:

Lands surrounding the subject parcel are primarily Industrial in nature, with some medium density residential (mobile home park) occurring on the west side of the adjacent railroad (R/R) tracks. The proposed use of the property is a “Contractor’s Shop and Storage Yard.” Although the use is required to operate under a *Heavy Industrial* zoning, the operation is not anticipated to have any negative impacts on surrounding land uses. The Land Use matrix below outlines the existing Future Land Use of the subject parcel and surrounding parcels and the existing and proposed zoning of the subject parcel (an Existing Future Land Use Map and Existing and Proposed Zoning maps are attached for reference).

Land Use Matrix

Northwest	North	Northeast
<p>Existing FLU: City Medium Density Residential</p> <p>Existing Zoning: City MHP (Mobile Home Park) on west side of R/R tracks</p>	<p>Existing FLU: City Industrial</p> <p>Existing Zoning: City M-1 (Light Industrial)</p>	<p>Existing FLU: City Industrial</p> <p>Existing Zoning: City M-1 (Light Industrial)</p>
West	Subject Property	East
<p>Existing FLU: City Medium Density Residential</p> <p>Existing Zoning: City MHP (Mobile Home Park) on west side of R/R tracks</p>	<p>Existing FLU: City Industrial</p> <p>-----</p> <p>Zoning: <u>Existing:</u> City MHP (Mobile Home Park) <u>Proposed:</u> City M-2 (Heavy Industrial)</p>	<p>Existing FLU: City Industrial</p> <p>Existing Zoning: City M-1 (Light Industrial)</p>
Southwest	South	Southeast
<p>Existing FLU: County Rural/Agriculture</p> <p>Existing Zoning: County CN (Commercial/Neighborhood District) on west side of R/R tracks</p>	<p>Existing FLU: County Employment Center</p> <p>Existing Zoning: County IL (Light Industrial) on south side of MLK Jr. Street</p>	<p>Existing FLU: County Employment Center</p> <p>Existing Zoning: County IL (Light Industrial) on south side of MLK Jr. Street</p>

Public Facilities and Services Analysis:

The following is a summary analysis of the potential impacts on existing public facilities and services.

Potable Water:

City water is currently available for connection on the subject parcel. The City’s adopted level of service for supply of potable water is 102 gallons per person per day. The City is currently operating at 86 gallons per day per person which is below the adopted level of service. The proposed zoning and use of the site are not anticipated to have any negative impacts on the City’s water supply system.

Sanitary Sewer:

City sewer is currently available to the site. The City’s adopted level of service for wastewater generation is 171 gallons per person per day. The estimated processing of wastewater is approximately 89 gallons per day per person which is below the adopted level of service. The proposed zoning and use of the site are not anticipated to have any negative impacts on the City’s wastewater systems.

Solid Waste:

Solid waste collection in the City of Arcadia amounts to approximately 2.23 pounds per person per day, which is below the City's adopted level of service standard of 4.8 pounds per person per day. The proposed zoning and use of the site are not anticipated to have any negative impacts on the City's solid waste collection.

Traffic/Transportation:

Due to the nature of the proposed business on the site, the number of vehicles entering and exiting the site is anticipated to be de minimus. The proposed zoning is not anticipated to negatively impact traffic and transportation systems. A traffic review will be conducted prior to any site development approvals and issuance of building permits.

School and Recreational Facilities:

There are no school or recreational facilities impacts, as the property is not undergoing any residential development.

CITY COUNCIL MOTION OPTIONS:

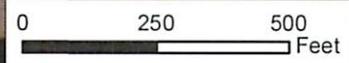
1. I move that the City Council **approve** Ordinance 1002.
2. I move that the City Council **approve with changes** Ordinance 1002.
3. I move that the City Council **deny** Ordinance 1002.

CITY OF ARCADIA AERIAL PHOTO MAP

Legend

-  Arcadia City Boundary
-  Subject Parcel
-  Parcels
-  Roads
-  Railroads

Property Owner: Stuart Sackley
Area: 4.14 acres
Parcel ID: 36-37-24-0A00-0781-0000



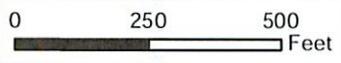
Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AEX, Getmapping, Aerogrid, IGN, IGP, swisstopo, and the GIS User Community

CITY OF ARCADIA EXISTING FUTURE LAND USE MAP

Legend

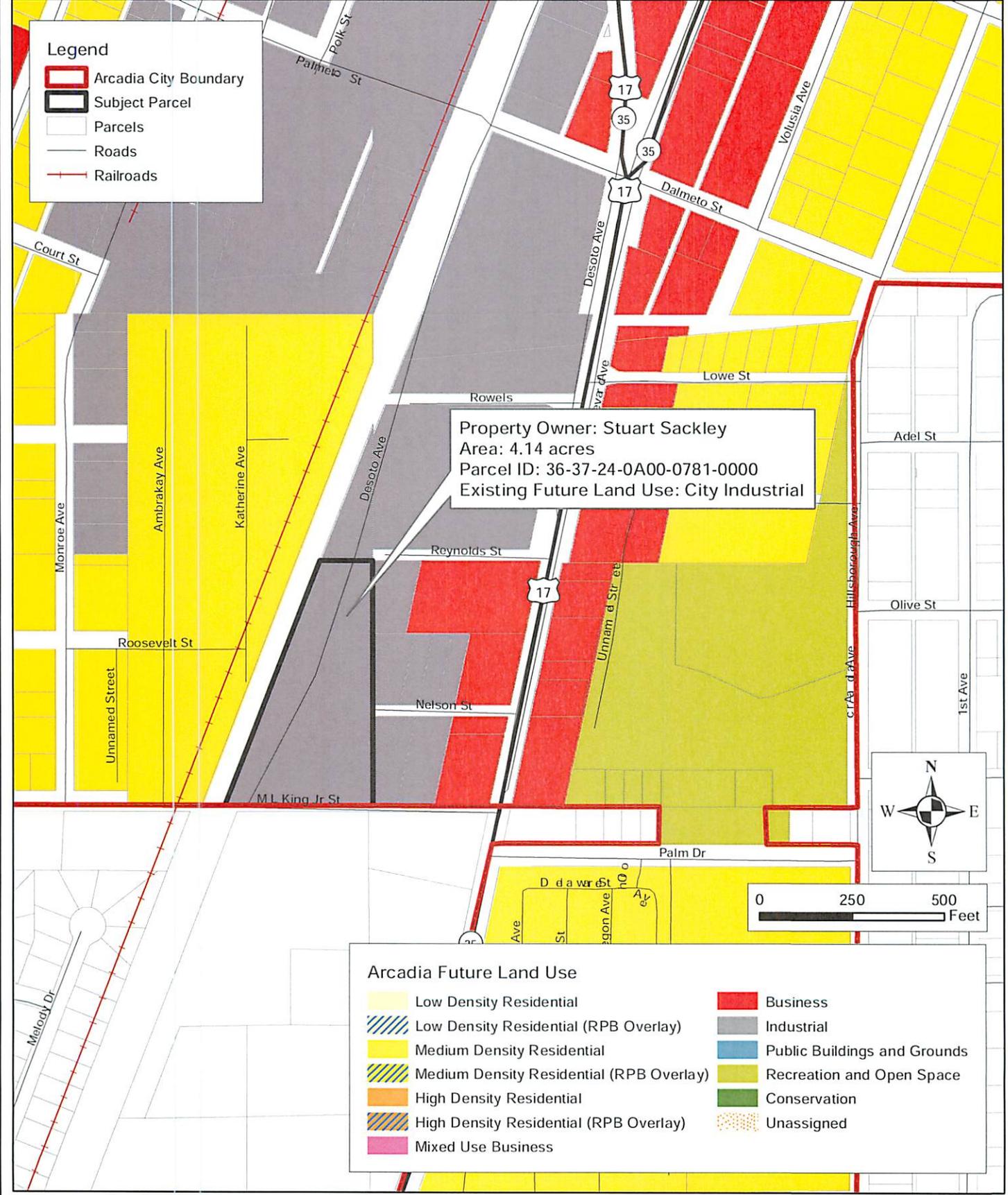
- Arcadia City Boundary
- Subject Parcel
- Parcels
- Roads
- Railroads

Property Owner: Stuart Sackley
 Area: 4.14 acres
 Parcel ID: 36-37-24-0A00-0781-0000
 Existing Future Land Use: City Industrial



Arcadia Future Land Use

- | | |
|--|---|
| Low Density Residential | Business |
| Low Density Residential (RPB Overlay) | Industrial |
| Medium Density Residential | Public Buildings and Grounds |
| Medium Density Residential (RPB Overlay) | Recreation and Open Space |
| High Density Residential | Conservation |
| High Density Residential (RPB Overlay) | Unassigned |
| Mixed Use Business | |

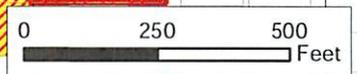
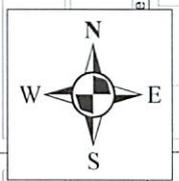


CITY OF ARCADIA EXISTING ZONING MAP ORDINANCE 1002

Legend

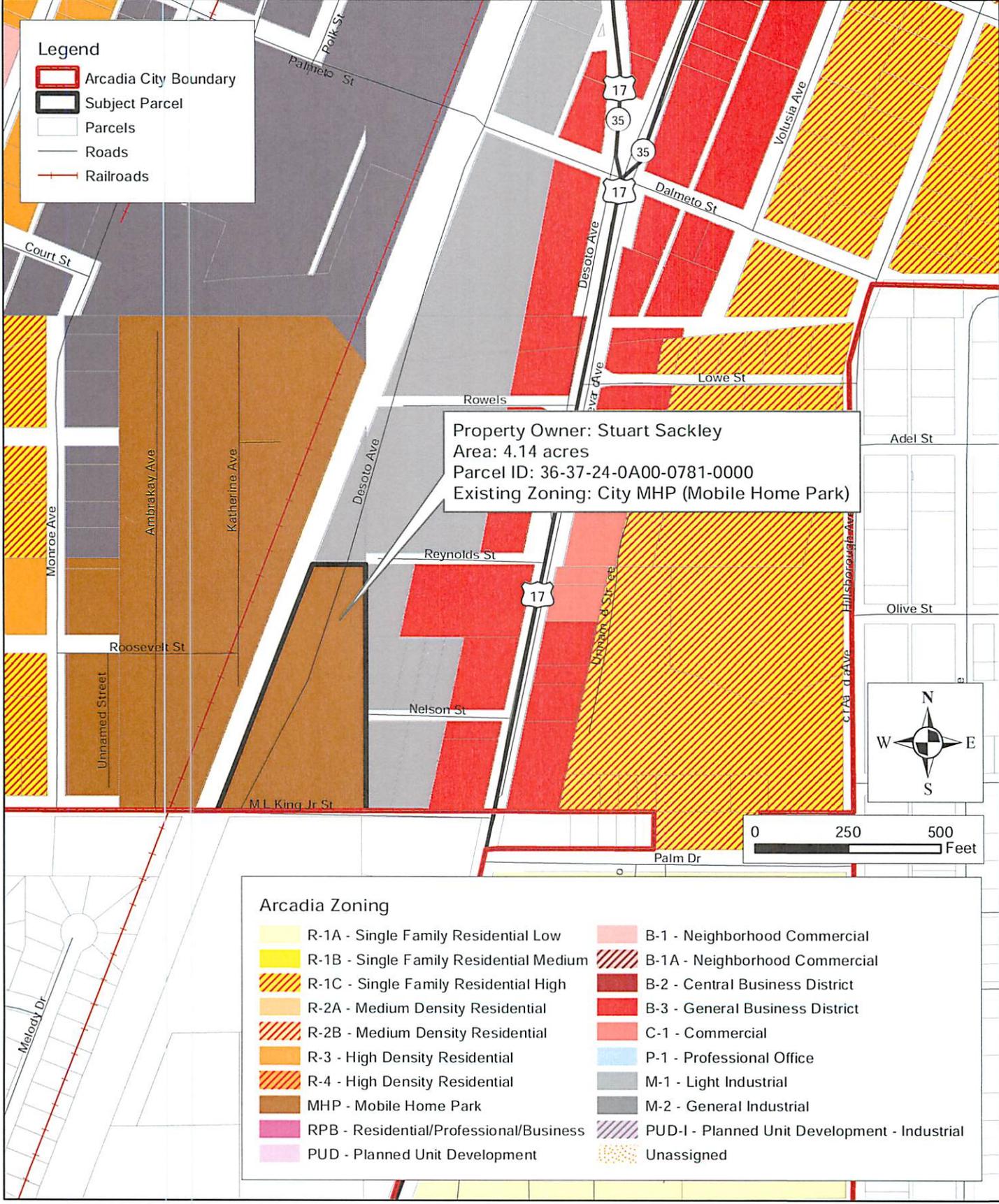
- Arcadia City Boundary
- Subject Parcel
- Parcels
- Roads
- Railroads

Property Owner: Stuart Sackley
 Area: 4.14 acres
 Parcel ID: 36-37-24-0A00-0781-0000
 Existing Zoning: City MHP (Mobile Home Park)



Arcadia Zoning

- | | |
|---|---|
| <ul style="list-style-type: none"> R-1A - Single Family Residential Low R-1B - Single Family Residential Medium R-1C - Single Family Residential High R-2A - Medium Density Residential R-2B - Medium Density Residential R-3 - High Density Residential R-4 - High Density Residential MHP - Mobile Home Park RPB - Residential/Professional/Business PUD - Planned Unit Development | <ul style="list-style-type: none"> B-1 - Neighborhood Commercial B-1A - Neighborhood Commercial B-2 - Central Business District B-3 - General Business District C-1 - Commercial P-1 - Professional Office M-1 - Light Industrial M-2 - General Industrial PUD-I - Planned Unit Development - Industrial Unassigned |
|---|---|

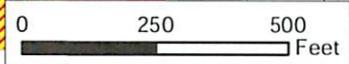
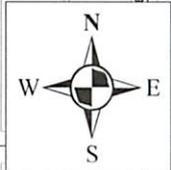


CITY OF ARCADIA PROPOSED ZONING MAP ORDINANCE 1002

Legend

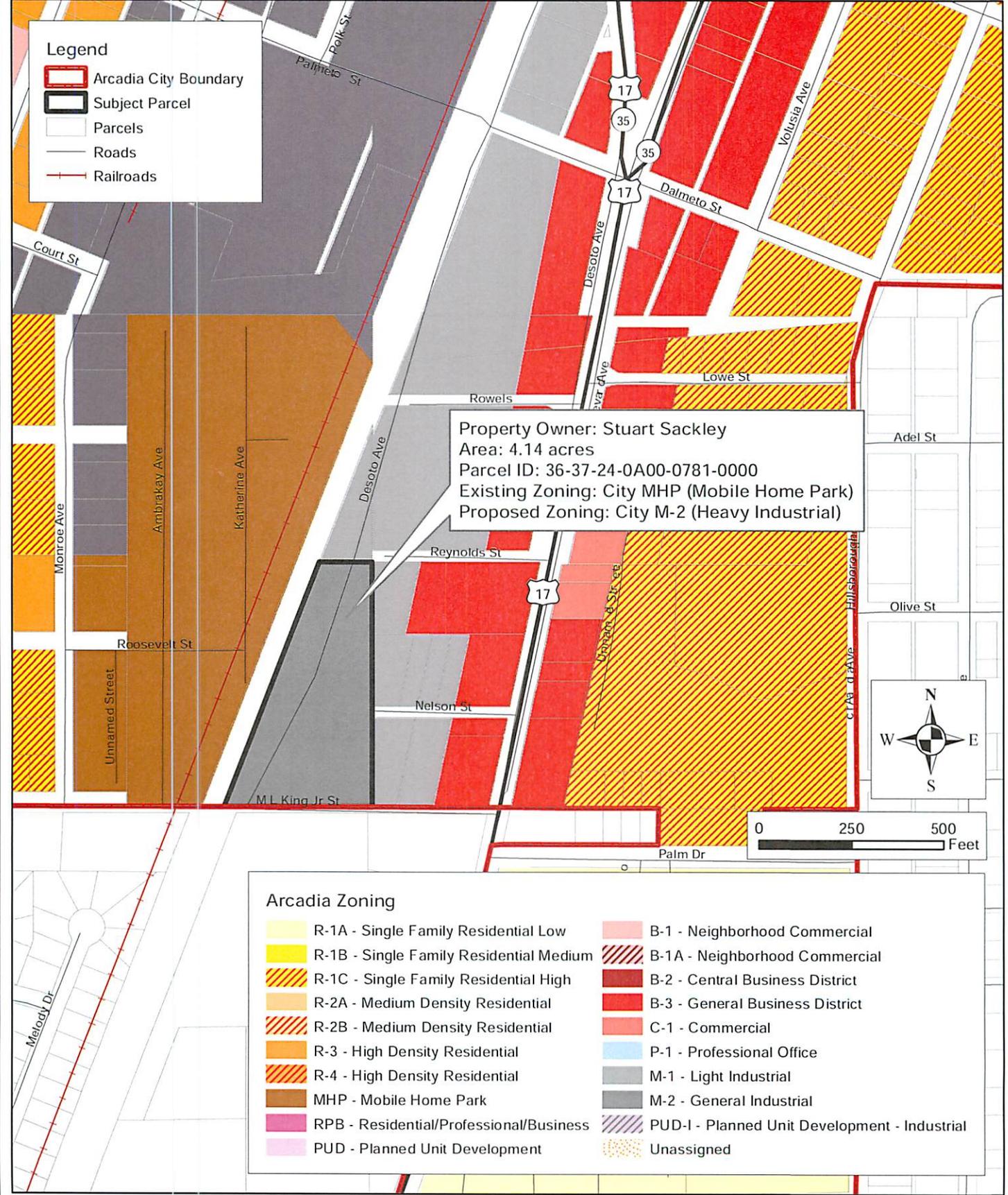
- Arcadia City Boundary
- Subject Parcel
- Parcels
- Roads
- Railroads

Property Owner: Stuart Sackley
 Area: 4.14 acres
 Parcel ID: 36-37-24-0A00-0781-0000
 Existing Zoning: City MHP (Mobile Home Park)
 Proposed Zoning: City M-2 (Heavy Industrial)



Arcadia Zoning

- | | |
|--|---|
| R-1A - Single Family Residential Low | B-1 - Neighborhood Commercial |
| R-1B - Single Family Residential Medium | B-1A - Neighborhood Commercial |
| R-1C - Single Family Residential High | B-2 - Central Business District |
| R-2A - Medium Density Residential | B-3 - General Business District |
| R-2B - Medium Density Residential | C-1 - Commercial |
| R-3 - High Density Residential | P-1 - Professional Office |
| R-4 - High Density Residential | M-1 - Light Industrial |
| MHP - Mobile Home Park | M-2 - General Industrial |
| RPB - Residential/Professional/Business | PUD-I - Planned Unit Development - Industrial |
| PUD - Planned Unit Development | Unassigned |





REZONING APPLICATION
(ZONING MAP AMENDMENT)

City of Arcadia Florida
Community Development
23 Polk Avenue North
Arcadia, FL 34266
(863) 494-4114

Date Stamp

Received
02/04/15

Fee \$1,250.00

R#

Paid by
check #
13159-
Receipt #
402537

City Website: arcadia-fl.gov

File No. : 15 - 01 RZ

The purpose of zoning is to locate particular land uses where they are most appropriate, considering public utilities, road access, and the established development pattern. The Zoning Map regulates allowable land uses within the City through the creation of land use districts or zones, and then assigns individual parcels to a particular zoning district. A rezoning is a change in the zoning district designation for a property. The rezoning process exists to allow property owners to change the zoning district designation of their property to another zoning classification or land development regulations which may impact property use standards.

APPLICANT'S INFORMATION
(Agent or Contractor)

PROPERTY OWNER'S INFORMATION
(Leave Blank If Same as Applicant)

Name: Stuart Sackley
Organization: NONE
Address: 4108 The Strand
City: Manhattan Beach
State: CA Zip Code: 90266
Telephone No.: (863) 990.2322
Email: landpanther@gmail.com

Name: Same as Applicant
Organization: _____
Address: _____
City: _____
State: _____ Zip Code: _____
Telephone No.: () _____
Email: _____

I. Property Information

Parcel Address (if assigned): East Martin Luther King Street (not assigned)
Parcel Identification Number: 36-37-24-0A00-0781-0000
Subdivision, Block and Lot Nos.: Not applicable
Property Size (in acres): 4.14 Acres
Existing land use of subject property: Vacant

II. Regulatory and Land Use Information of Subject Property

Future Land Use Map Designation: _____

Adopted Zoning Map Designation: _____

Proposed Zoning Map Designation: _____

Is the subject property adjacent to or nearby other similar zoned districts to the district being sought?

No Yes, please list zoning districts: _____

III. Proposed Development Activity

Residential Commercial Office/Professional Other M-2 (HEAVY INDUSTRIAL) ~~Industrial~~

Expected Total Residential Units: 0 Residential Density: Dwellings Units / Per Acre = 0

Expected Total Square Footage of All Non-Residential (retail, office, warehouse) Structures: 5,000 or less

IV. Transportation Access Information

Identify primary roadways that serve the subject property: Martin Luther King Street

Has a recent transportation and parking demand study been performed: No Yes

How many existing parking spaces are dedicated to the project site: _____

Identify roadways that are anticipated to be impacted through project site plan improvements:

Driveways: Martin Luther King Turn lanes: None

Intersection Improvements: None

V. Projected Impacts to Public Facilities and Services

In an effort to better anticipate utility service usage and project level of service impacts, please indicate expected service volumes and infrastructure needs based upon any predevelopment plans or expectations:

Potable Water, change in ERUs: NONE

Sanitary Sewer, change in ERUs: NONE

Public School and Enrollment Projections: NONE

Known Environmental or Wellhead Protection Zones: NONE

DeSoto County Property Appraiser

2014 Certified Values

updated: 1/22/2015

Parcel: 36-37-24-0A00-0781-0000

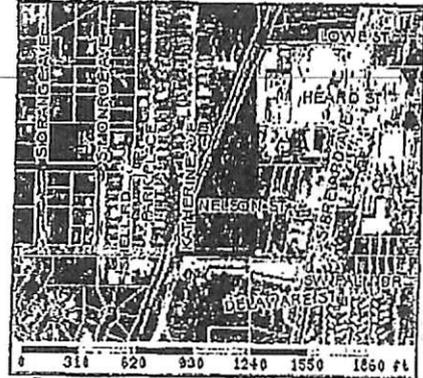
<< Next Lower Parcel Next Higher Parcel >>

Search Result: 1 of 1

Owner's Property Info

Owner's Name	SACKLEY STUART
Site Address	E M L KING JR ST
Mailing Address	4108 THE STRAND MANHATTAN BEACH, CA 90266-0000
Use Desc. (code)	VACANT COM (001000)
Tax District	1 (Within City Limits)
Neighborhood	4C00C0
Land Area	4.140 ACRES
Market Area	04
Description	NOTE: This description is not to be used as the Legal Description for this parcel in any legal transaction. LANDS NOT DIVIDED ALL THAT PART OF E1/2 OF SW1/4 OF SE1/4 OF SEC 36 TWP 37S RNG 24E LYG S OF S U OF WLY EXT OF REYNOLDS ST & E OF SEMINOLE GULF RR R/W & SUBJ TO RD R/W ON S (MLK JR ST) OR 580/1453 OR 595/2540 INST#200814003019 INST:201314000794

GIS Aerial



Property & Assessment Values

Mkt Land Value	cnt: (1)	\$62,100.00
Ag Land Value	cnt: (0)	\$0.00
Building Value	cnt: (0)	\$0.00
XFOB Value	cnt: (0)	\$0.00
Total Appraised Value		\$62,100.00

2014 Certified Values

Just Value	\$62,100.00
Class Value	\$0.00
Assessed Value	\$62,100.00
Exempt Value	\$0.00
Total Taxable Value	County: \$62,100.00 City: \$62,100.00 Other: \$62,100.00 School: \$62,100.00

Sales History

Show Similar Sales within 1/2 mile

Sale Date	OR Book/Page	OR Code	Vacant / Improved	Qualified Sale	Sale RCode	Sale Price
2/5/2013	201314000794	QC	V	U	11	\$100.00
3/17/2008	200814003019	QC	V	U	01	\$100.00

Building Characteristics

Bldg Sketch	Bldg Item	Bldg Desc	Year Blt	Ext. Walls	Heated S.F.	Actual S.F.
NONE						

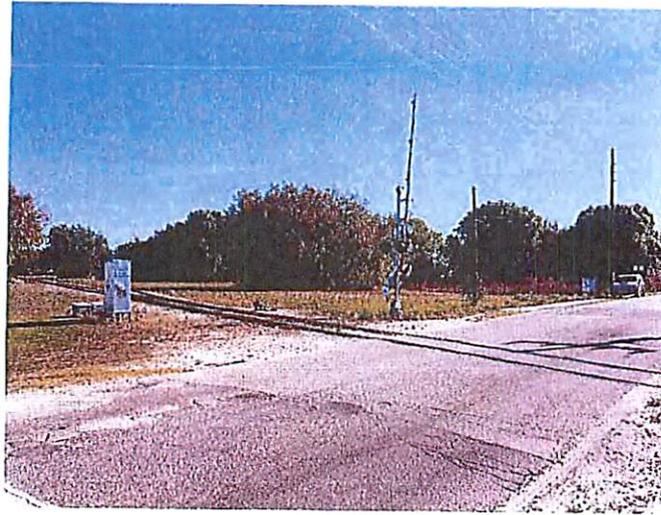
Extra Features & Out Buildings

Code	Desc	Year Blt	Units	Dims	Condition (% Good)
NONE					

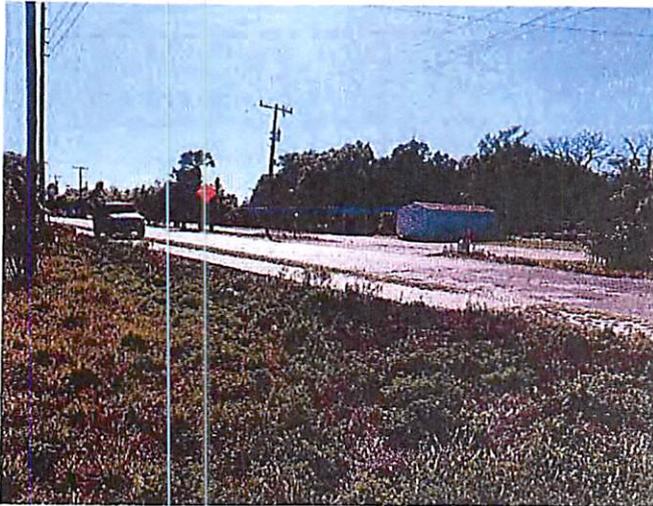
Land Breakdown

Lnd Code	Desc	Units	Zoning *
001000	VAC COMM (MKT)	4.14 AC	MHP

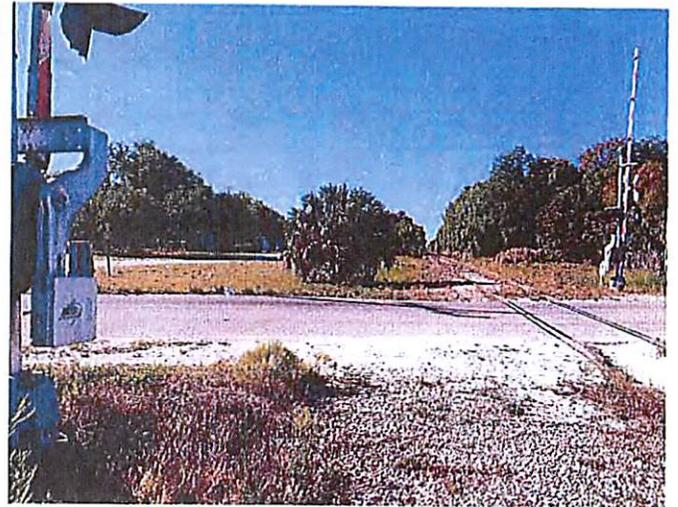
* NOTE: The Property Appraiser's Office is NOT responsible for the accuracy of the zoning. To verify the zoning, please call the Planning & Zoning Department at 863-993-4806.



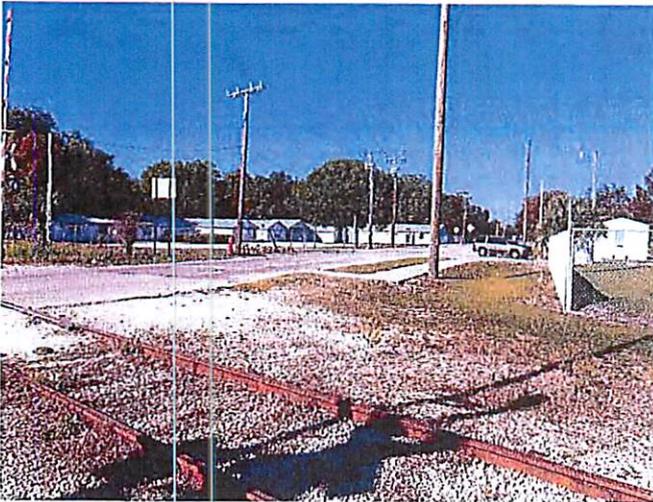
Subject Property



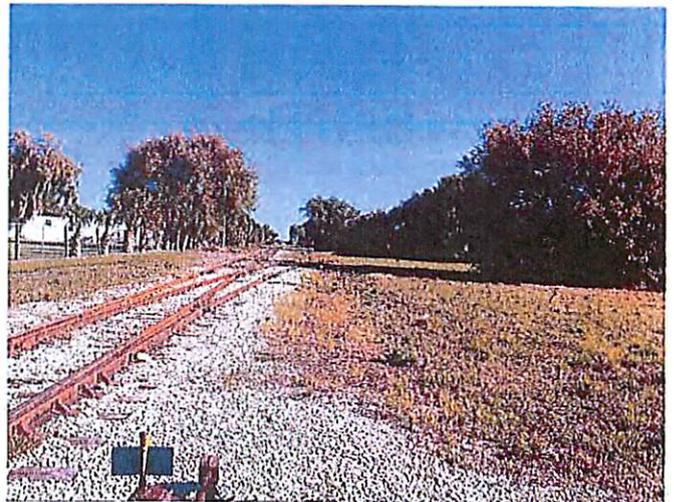
East View



South view



Southwest View



North View

AGENDA No. 11



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: May 5, 2015

DEPARTMENT: Planning and Zoning

SUBJECT: **Ordinance 1003:** Voluntary annexation of Parcels # 01-38-24-0091-00A0-0010 and 01-38-24-0091-00A0-0050

RECOMMENDED MOTION:

Approval

SUMMARY: A voluntary annexation to bring into the City of Arcadia two (2) parcels of land (Parcel Numbers 01-38-24-0091-00A0-0010 and 01-38-24-0091-00A0-0050). The properties totaling approximately 0.84 acres are located at the northeast corner of US 17 and Palm Drive.

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

ATTACHMENTS: (X) Ordinance () Resolution () Budget () 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: _____

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



**CITY OF ARCADIA
ANNEXATION
OVERVIEW REPORT
May 5, 2015**

TO: City of Arcadia City Council

FROM: Jennifer Codo-Salisbury, AICP, Planning Director, Central Florida Regional Planning Council

SUBJECT: Ordinance 1003: Annexation:

A voluntary annexation to bring into the City of Arcadia two (2) parcels of land (Parcel Numbers 01-38-24-0091-00A0-0010 and 01-38-24-0091-00A0-0050). The properties totaling approximately 0.84 acres are located at the northeast corner of US 17 and Palm Drive.

AGENDA & HEARING DATES:

May 5, 2015: City Council Meeting (First Public Hearing)

May 19, 2015: City Council Meeting (Second Public Hearing)

ATTACHMENTS:

- Aerial Photo Map
- Annexation Application

OVERVIEW:

Property Owners	Darrell and Billie Jo Suggs
Parcel ID	01-38-24-0091-00A0-0010, 01-38-24-0091-00A0-0050,
Acreage (Total)	0.84 acres
Previous Hearings	None

This is a voluntary annexation of two (2) parcels located at the northeast intersection of US 17 and Palm Drive. These properties are contiguous to the City Limits.

Existing business activities on the properties include Road Service, towing and wrecker services; service and repair of automobiles and light and heavy trucks, including minor and major repairs; storage of motor vehicles awaiting release by the impounding law enforcement agencies; storage of motor vehicles awaiting repair appraisals and release by insurance carriers; purchase, display and sales of new and used automobiles and trucks; display and rental of U-Haul truck and trailers; car washes and automotive detailing; and other similar endeavors with regard to the automotive industries. All of these uses are allowed in the City Business Future Land Use and B-3 zoning with the exception of major automotive repair. Major automotive repair is recognized as a legal non-conforming use and it therefore may continue.

CITY COUNCIL ACTION ITEM:

MOTION OPTIONS:

1. I move the City Council approve Ordinance 1003 for the proposed voluntary annexation on first reading.
2. I move the City Council approve with changes Ordinance 1003 for the proposed voluntary annexation on first reading.
3. I move the City Council deny Ordinance 1003 for the proposed voluntary annexation on first reading.



City of Arcadia

Margaret Way Building, 23 N. Polk Ave, Arcadia, FL 34266

Petition for Annexation

Applicant

The following information is required for submission of an application to annex into the City limits of Arcadia, Florida. **Please print or type the required information below. Attach three copies of the current survey of subject property along with an aerial photograph and location map**

Name of Property Owner: Darrell G and Billie Jo Suggs

Mailing Address: 663 S. Brevard Ave, Arcadia, FL 34266 Phone: 863-494-5705 (Shop)

Name of Representative, if applicable: Ed Johnson

Mailing Address: 6077 SW CR 760, Arcadia, FL 34266 Phone: 863-303-1374 (cell)

Reason for Request: _____

Property Identification

Property Address or General Location: 1018 SW HWY 17 ; 1140 SW PALM DR

Present Use of the Property: See Attached Exhibit B

Existing Structures Located on the Site: Yes, See survey Exhibit D1

Total Acreage: .46 acres+/- Number of Residents on Site: None

Assessed Property Value: \$22,713 (See Exhibit C) Taxable Value: \$22,713 (See Exhibit C)

Legal Description of the Property: See Exhibit A

Section: See Exhibit A Township: See Exhibit A Range: See Exhibit A

Subdivision: See Exhibit A

Parcel I.D.#: 01-38-24-0091-00A0-0010 and 01-38-24-0091-00A0-0050

Planning and Zoning Information

Present County Future Land Use Designation: None Designated on FLUM

Requested City Zoning Classification: B-3 General Business Commercial District

Requested City Future Land Use Designation: Business

Note: Unless specific land use and zoning designations are requested, the City will assign designations which most closely conform with the actual use of the property or with designations of surrounding properties. An application fee will be assessed only on requests for land use and zoning changes which result in an increase in land use or zoning intensity over that allowed under the County designations. (You will need to fill out separate applications for land use/zoning requests.)

Date Received: _____

Received By: _____

Fee Paid: _____

File Number: _____

OWNER'S SIGNATURE PAGE

(I) (We), _____ being duly sworn, depose and say that (I) (we) own one or more of the properties involved in this petition and that (I) (we) authorize the City of Arcadia to process this petition for annexation into the City, in accordance with all adopted City rules and regulations, and in conformance with State law.

Further (I) (we) or any agent or lessee of the subject property authorized by (me) (us) to file this petition, deposes and say that the statements and answers contained in the application for annexation, and any information attached thereto, present the arguments in behalf of this petition to the best of (my) (our) ability; and that the statements and information referred to above are in all respects true and correct to the best of (my) (our) knowledge and belief.

OWNERS:

X *Darrell G. Suggs*
Signature of Owner
Darrell G. Suggs
Printed Name of Owner

X *Billie Jo Suggs*
Signature of Owner
Billie Jo Suggs
Printed Name of Owner

NA
Signature of Owner
NA
Printed Name of Owner

NA
Signature of Owner
NA
Printed Name of Owner

STATE OF FLORIDA
COUNTY OF POLK

OWNER'S NOTARIZATION

The foregoing instrument was acknowledged before me this 17 day of April, 2015, by Darrell Suggs and Billie Jo Suggs, who is personally known to me or who has produced a driver's license as identification and who did not take an oath.



Kelli L. Werner
Notary Public
Notarial Seal and Commission
Expiration Date

AGENT, LESSEE, OR BUYER'S SIGNATURE PAGE

(I) (We), _____ being
duly sworn, depose and say that (I) (we) serve as _____ for the owner(s)
(agent or lessee)

in making this petition and that the owner(s) (has) (have) authorized (me) (us) to act in this
capacity.

Further, (I) (we) depose and say that the statements and answers herein contained and other
information attached hereto present the arguments in behalf of the petition herein requested to
the best of (my) (our) ability and that the statements and information above referred to are in all
respects true and correct to the best of (my) (our) knowledge and belief.

AGENT, LESSEE, OR BUYER(S)

X Ed Johnson
Signature of Agent, Lessee, or Buyer(s)
Ed Johnson
Printed Name of Agent, Lessee, or Buyer(s)

Signature of Agent, Lessee, or Buyer(s)

Printed Name of Agent, Lessee, or Buyer(s)

Signature of Agent, Lessee, or Buyer(s)

Printed Name of Agent, Lessee, or Buyer(s)

Signature of Agent, Lessee, or Buyer(s)

Printed Name of Agent, Lessee, or Buyer(s)

STATE OF FLORIDA

AGENT, LESSEE, OR BUYER(S) NOTARIZATION

COUNTY OF POLK DeSoto

The foregoing instrument was acknowledged before me this 17 day of April,
2015, by Ed Johnson, who is personally known
to me or who has produced a driver's license as identification and who did not take an oath.



Kelli L. Werner
Notary Public
Notarial Seal and Commission
Expiration Date

Exhibit A : Legal Descriptions

(Exhibit Date: 4-17-2015)

Darrell G. and Billie Jo Suggs

(DBA Darrell's Road and Wrecker Service)

City of Arcadia: Petition for Annexation

The legal description of said property in DeSoto County, Florida, being:

Properties to Be Annexed

- A. Parcel Address: 1018 SW HWY 17 (This parcel is entirely within Desoto County)
Parcel Identification Number (PIN) 01-38-24-0091-00A0-0010,
Legal Description¹: Lots 1, 2, 3, 4, W ½ 5, Block A, of DeSoto Park, as per maps or plats thereof recorded in the Public Records of DeSoto County, Florida. LESS State Road right-of-way as per instrument number. (OR 204/1010)**
- B. Parcel Address: 1140 SW PALM DR (This parcel is entirely within Desoto County)
Parcel Identification Number (PIN): 01-38-24-0091-00A0-0050,
Legal Description: DESOTO PARK E1/2 LOT 5 & ALL LOT 6 BLK A of DeSoto Park;
OR 522/159**

See attached survey by Desoto Land Surveying, LLC, LB# 7796

¹ Legal description from the Property Appraiser's Records is as follows: DESOTO PARK LOTS 1 2 3 4 & W1/2 5 BLK A LESS & EXCEPT: COMM AT NW COR OF NE1/4 TH ALG N LI OF SEC 1-38-24 S 89D47M18 S E A DIST OF 1684.07 FT TO SURVEY BASE LI TH ALG BASE LI S 11D58M23S W A DIST OF 102.14 FT TH S 89D47M18S E A DIST OF 33.71 TO INTERSECTION SLY R/W LI & N R/W LI OF PALM DR FOR POB TH ALG SLY R/W LI N 11D58M 23S E A DIST OF 74.99 FT TH S 29D16M37S E A DIST OF 30.07 FT TH S 70D31M37S E A DIST OF 78.83 FT TO PC RADIUS 379.25 FT DELTA 19D15M41S CHORD BEARING S 80D09M28S E TO N R/W LI OF PALM DR AND S LI LOT 6 AND END OF CURVE TH ALG N R/W LI N 89D47M18S W A DIST OF 229.62 FT TO POB; OR 204/1010 (Note: The legal description on the survey should be used in lieu of the Property Appraisers records.)

Exhibit B: Present Use of the Property

(Exhibit Date: 4-17-2015)

Darrell G. and Billie Jo Suggs

(DBA Darrell's Road and Wrecker Service)

City of Arcadia: Petition for Annexation

EXISTING USE OF SUBJECT PROPERTY: Road Service, towing and wrecker services; service and repair of automobiles and light and heavy trucks, including minor and major repairs; storage of motor vehicles awaiting release by the impounding law enforcement agencies; storage of motor vehicles awaiting repair appraisals and release by insurance carriers; purchase, display and sales of new and used automobiles and trucks; display and rental of U-Haul truck and trailers; car washes and automotive detailing; and other similar endeavors with regard to the automotive industries.

Exhibit C : Assessed Property Value; Taxable Value

(Exhibit Date: 4-17-2015)

Darrell G. and Billie Jo Suggs

(DBA Darrell's Road and Wrecker Service)

City of Arcadia: Petition for Annexation

**A. Parcel Address: 1018 SW HWY 17 (This parcel is entirely within Desoto County)
Parcel Identification Number (PIN) 01-38-24-0091-00A0-0010**

LndVal	\$12,675.00
AgVal	\$0.00
BldVal	\$0.00
AprVal	\$12,675.00
JustVal	\$12,675.00
Assd	\$12,675.00
Exmpt	\$0.00
Taxable	County: \$12,675.00 Other: \$12,675.00 School: \$12,675.00

LndVal	\$48,306.00
AgVal	\$0.00
BldVal	\$42,845.00
AprVal	\$99,486.00
JustVal	\$99,486.00
Assd	\$99,486.00
Exmpt	\$0.00
Taxable	County: \$99,486.00 City: \$99,486.00 Other: \$99,486.00 School: \$99,486.00

Assessed Value (Land only) \$12,675.00

**B. Parcel Address: 1140 SW PALM DR (This parcel is entirely within Desoto County)
Parcel Identification Number (PIN): 01-38-24-0091-00A0-0050**

LndVal	\$7,000.00
AgVal	\$0.00
BldVal	\$0.00
AprVal	\$8,773.00
JustVal	\$8,773.00
Assd	\$8,773.00
Exmpt	\$0.00
Taxable	County: \$8,773.00 Other: \$8,773.00 School: \$8,773.00

Assessed Value (Land only) \$ 8,773.00

Total Assessed Value (Land only) \$22,713.00

Note: The automotive service bays to the south of the Township Line are in the County; and have been incorrectly assessed and included within the City Assessed Property Value and Taxable Value for years. Subsequently, only the land values are reflected in this estimate.

Exhibit D: Survey and Aerial Photograph

(Exhibit Date: 4-17-2015)

Darrell G. and Billie Jo Suggs

(DBA Darrell's Road and Wrecker Service)

City of Arcadia: Petition for Annexation

Attachments:

Exhibit D-1. Three (3) copies of the current Land Survey¹ noting boundaries, existing improvements² and legal descriptions. The S ½ of lot 12, and lots 13, 14, 15 and 16 presently lie within the City of Arcadia, as well as the lot separately described, are not part of this petition.

Exhibit D-2. One (1) Aerial Photograph³

¹ The survey was made by Desoto Land Surveying, LLC.

² The trees noted on the survey have been removed.

³ The Aerial photograph was made by FDOT, circa 2009, and copied from a trial exhibit.

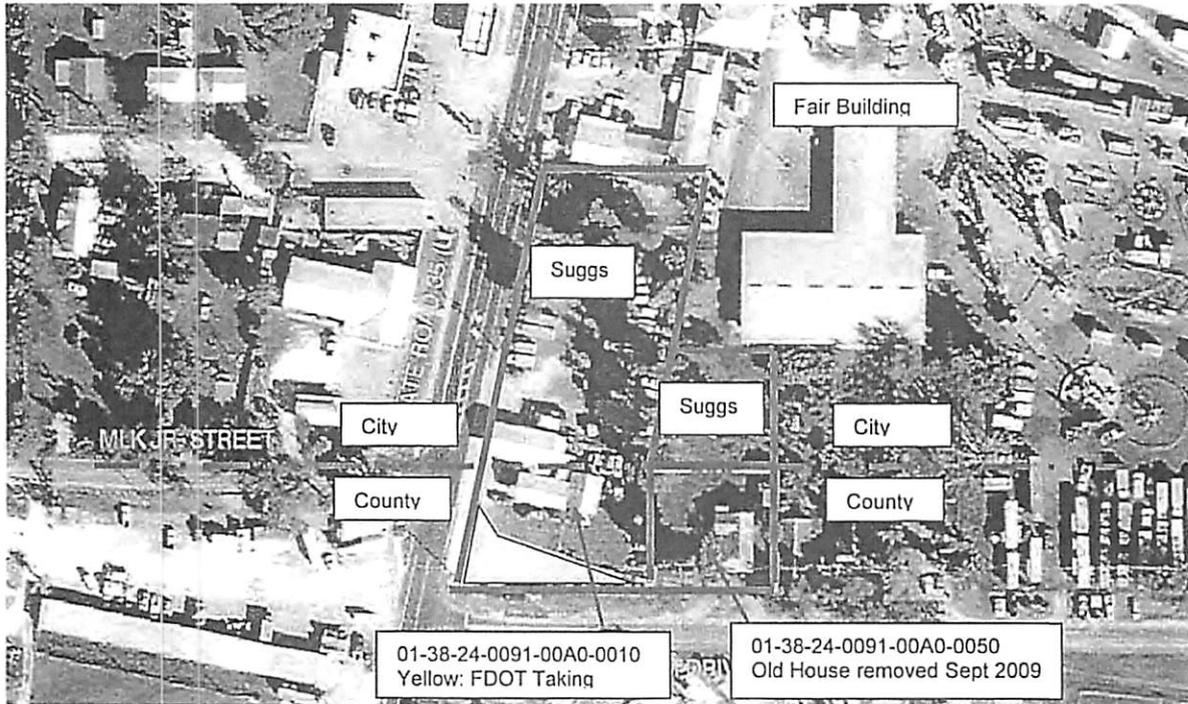
Exhibit D-2: FDOT Aerial

(Exhibit Date: 4-17-2015)

Darrell G. and Billie Jo Suggs

(DBA Darrell's Road and Wrecker Service)

City of Arcadia: Petition for Annexation



ORDINANCE 1003

AN ORDINANCE TO ANNEX APPROXIMATELY .46 ACRES OF LAND OWNED BY DARRELL G. AND BILLIE JO SUGGS, LOCATED AT 1018 SW US HWY 17 AND 1140 SW PALM DRIVE, INTO THE CITY OF ARCADIA, FLORIDA, DESOTO COUNTY, FLORIDA.

WHEREAS, the City of Arcadia, Florida is a duly incorporated municipality under the laws of the State of Florida; and

WHEREAS, DARRELL G. AND BILLIE JO SUGGS, are the owners as shown by the Petition for Annexation Affidavit, herein referred to as Exhibit "B", with legal descriptions attached; and

WHEREAS, DARRELL G. AND BILLIE JO SUGGS., has petitioned the City of Arcadia, Florida to incorporate this property into the City limits of the City of Arcadia, Florida, as shown by Exhibit "B" attached hereto and incorporated here in by reference; and

WHEREAS, the City has determined that the petition bears the necessary authorization of the owners of the real property; and

WHEREAS, the City of Arcadia, Florida, has the authority to annex this property pursuant to Florida Statutes Section 171.044 and the Charter of the City of Arcadia, Florida; and

WHEREAS, the City of Arcadia, Florida deems it to be in the best interest of the public health, safety and welfare of the citizens of the City of Arcadia, Florida, and those entitled to its services that an Ordinance be passed for the purposes of annexing the said property.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF ARCADIA, FLORIDA;

That the parcel of land described in Exhibit "B" attached hereto and incorporated herein be and is hereby annexed into the City of Arcadia, Florida, as shown on the map attached as Exhibit "A"; and the City boundaries are hereby redefined so as to include the said described parcel of land.

INTRODUCED AND PASSED on First Reading the _____, 2015.

PASSED, ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ARCADIA, FLORIDA ON THE ____ DAY OF _____, 2015.

CITY OF ARCADIA, FLORIDA

CITY OF ARCADIA, FLORIDA

Judy Wertz-Strickland,

Mayor

ATTEST:

Penny Delaney, City Clerk

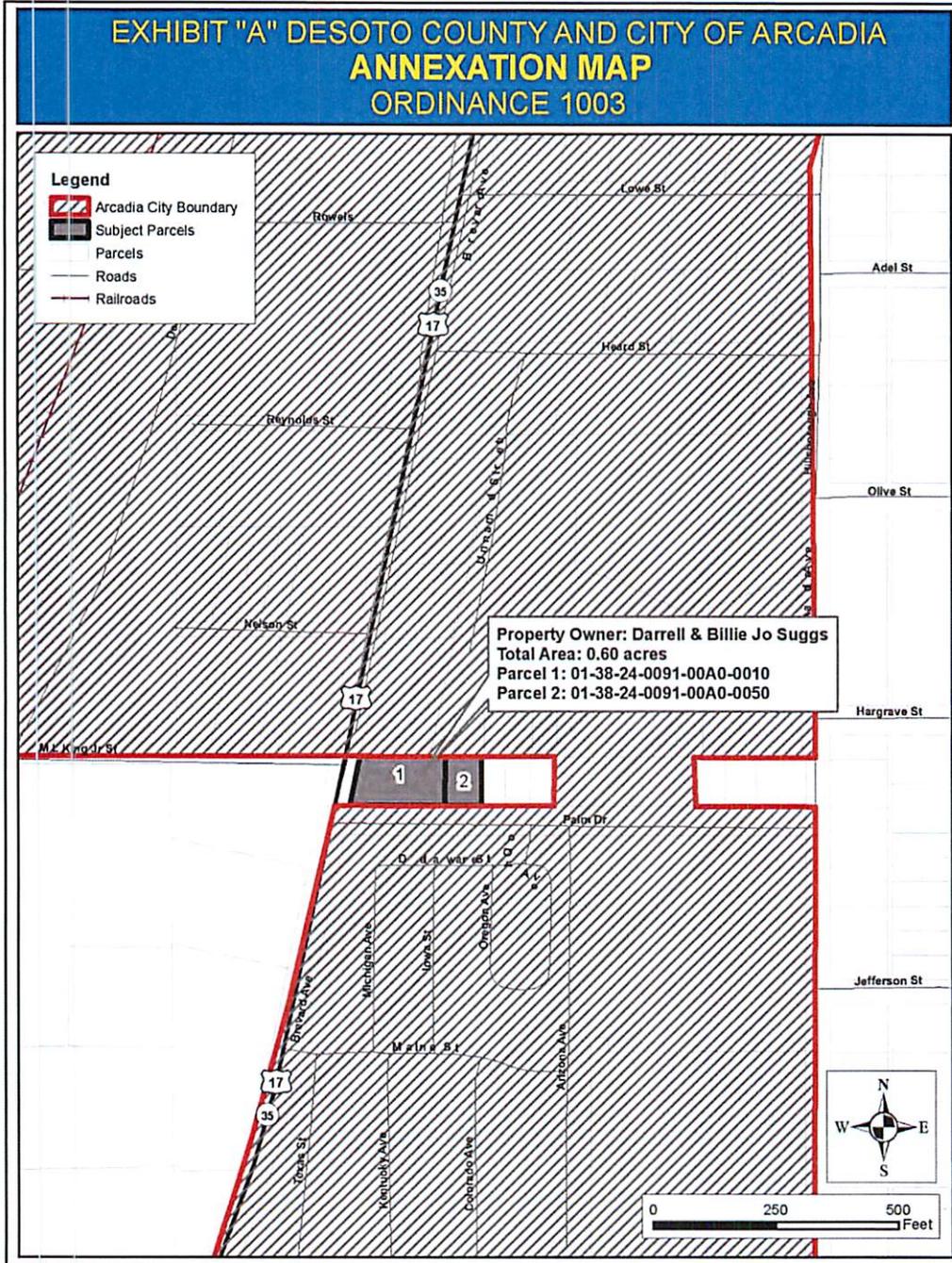
Approved as to form:

Thomas J. Wohl, City Attorney

Motion made by _____, seconded by _____.

The vote was ____ for ____ against with ____ abstentions and ____ absent

Exhibit A – Annexation Location Map
Ordinance 1003





City of Arcadia

Margaret Way Building, 23 N. Polk Ave, Arcadia, FL 34266

Petition for Annexation

Applicant

The following information is required for submission of an application to annex into the City limits of Arcadia, Florida. **Please print or type the required information below. Attach three copies of the current survey of subject property along with an aerial photograph and location map**

Name of Property Owner: Darrell G and Billie Jo Suggs

Mailing Address: 663 S. Brevard Ave, Arcadia, FL 34266 Phone: 863-494-5705 (Shop)

Name of Representative, if applicable: Ed Johnson

Mailing Address: 6077 SW CR 760, Arcadia, FL 34266 Phone: 863-303-1374 (cell)

Reason for Request: _____

Property Identification

Property Address or General Location: 1018 SW HWY 17 ; 1140 SW PALM DR

Present Use of the Property: See Attached Exhibit B

Existing Structures Located on the Site: Yes, See survey Exhibit D1

Total Acreage: .46 acres+/- Number of Residents on Site: None

Assessed Property Value: \$22,713 (See Exhibit C) Taxable Value: \$22,713 (See Exhibit C)

Legal Description of the Property: See Exhibit A

Section: See Exhibit A Township: See Exhibit A Range: See Exhibit A

Subdivision: See Exhibit A

Parcel I.D.#: 01-38-24-0091-00A0-0010 and 01-38-24-0091-00A0-0050

Planning and Zoning Information

Present County Future Land Use Designation: None Designated on FLUM

Requested City Zoning Classification: B-3 General Business Commercial District

Requested City Future Land Use Designation: Business

Note: Unless specific land use and zoning designations are requested, the City will assign designations which most closely conform with the actual use of the property or with designations of surrounding properties. An application fee will be assessed only on requests for land use and zoning changes which result in an increase in land use or zoning intensity over that allowed under the County designations. (You will need to fill out separate applications for land use/zoning requests.)

Date Received: _____

Received By: _____

Fee Paid: _____

File Number: _____

OWNER'S SIGNATURE PAGE

(I) (We), _____ being duly sworn, depose and say that (I) (we) own one or more of the properties involved in this petition and that (I) (we) authorize the City of Arcadia to process this petition for annexation into the City, in accordance with all adopted City rules and regulations, and in conformance with State law.

Further (I) (we) or any agent or lessee of the subject property authorized by (me) (us) to file this petition, deposes and say that the statements and answers contained in the application for annexation, and any information attached thereto, present the arguments in behalf of this petition to the best of (my) (our) ability; and that the statements and information referred to above are in all respects true and correct to the best of (my) (our) knowledge and belief.

OWNERS

X *Darrell G. Suggs*
Signature of Owner
Darrell G. Suggs
Printed Name of Owner

X *Billie Jo Suggs*
Signature of Owner
Billie Jo Suggs
Printed Name of Owner

NA
Signature of Owner
NA
Printed Name of Owner

NA
Signature of Owner
NA
Printed Name of Owner

STATE OF FLORIDA
COUNTY OF POLK

OWNER'S NOTARIZATION

The foregoing instrument was acknowledged before me this 17 day of April, 2015, by Darrell Suggs and Billie Jo Suggs, who is personally known to me or who has produced a driver's license as identification and who did not take an oath.



Kelli L. Werner
Notary Public
Notarial Seal and Commission
Expiration Date

AGENT, LESSEE, OR BUYER'S SIGNATURE PAGE

(I) (We), _____ being
duly sworn, depose and say that (I) (we) serve as _____ for the owner(s)
(agent or lessee)

in making this petition and that the owner(s) (has) (have) authorized (me) (us) to act in this
capacity.

Further, (I) (we) depose and say that the statements and answers herein contained and other
information attached hereto present the arguments in behalf of the petition herein requested to
the best of (my) (our) ability and that the statements and information above referred to are in all
respects true and correct to the best of (my) (our) knowledge and belief.

AGENT, LESSEE, OR BUYER(S)

X 

Signature of Agent, Lessee, or Buyer(s)
Ed Johnson

Printed Name of Agent, Lessee, or Buyer(s)

Signature of Agent, Lessee, or Buyer(s)

Printed Name of Agent, Lessee, or Buyer(s)

Signature of Agent, Lessee, or Buyer(s)

Printed Name of Agent, Lessee, or Buyer(s)

Signature of Agent, Lessee, or Buyer(s)

Printed Name of Agent, Lessee, or Buyer(s)

STATE OF FLORIDA

AGENT, LESSEE, OR BUYER(S) NOTARIZATION

COUNTY OF POLK DeSoto

The foregoing instrument was acknowledged before me this 17 day of April,
2015, by Ed Johnson, who is personally known
to me or who has produced a driver's license as identification and who did not take an oath.





Notary Public
Notarial Seal and Commission
Expiration Date

Exhibit A : Legal Descriptions

(Exhibit Date: 4-17-2015)

Darrell G. and Billie Jo Suggs

(DBA Darrell's Road and Wrecker Service)

City of Arcadia: Petition for Annexation

The legal description of said property in DeSoto County, Florida, being:

Properties to Be Annexed

- A. Parcel Address: 1018 SW HWY 17 (This parcel is entirely within Desoto County)
Parcel Identification Number (PIN) 01-38-24-0091-00A0-0010,
Legal Description¹: Lots 1, 2, 3, 4, W ½ 5, Block A, of DeSoto Park, as per maps or plats thereof recorded in the Public Records of DeSoto County, Florida. LESS State Road right-of-way as per instrument number. (OR 204/1010)**
- B. Parcel Address: 1140 SW PALM DR (This parcel is entirely within Desoto County)
Parcel Identification Number (PIN): 01-38-24-0091-00A0-0050,
Legal Description: DESOTO PARK E1/2 LOT 5 & ALL LOT 6 BLK A of DeSoto Park;
OR 522/159**

See attached survey by Desoto Land Surveying, LLC, LB# 7796

¹ Legal description from the Property Appraiser's Records is as follows: DESOTO PARK LOTS 1 2 3 4 & W1/2 5 BLK A LESS & EXCEPT: COMM AT NW COR OF NE1/4 TH ALG N LI OF SEC 1-38-24 S 89D47M18 S E A DIST OF 1684.07 FT TO SURVEY BASE LI TH ALG BASE LI S 11D58M23S W A DIST OF 102.14 FT TH S 89D47M18S E A DIST OF 33.71 TO INTERSECTION SLY R/W LI & N R/W LI OF PALM DR FOR POB TH ALG SLY R/W LI N 11D58M 23S E A DIST OF 74.99 FT TH S 29D16M37S E A DIST OF 30.07 FT TH S 70D31M37S E A DIST OF 78.83 FT TO PC RADIUS 379.25 FT DELTA 19D15M41S CHORD BEARING S 80D09M28S E TO N R/W LI OF PALM DR AND S LI LOT 6 AND END OF CURVE TH ALG N R/W LI N 89D47M18S W A DIST OF 229.62 FT TO POB; OR 204/1010 (Note: The legal description on the survey should be used in lieu of the Property Appraisers records.)

Exhibit B: Present Use of the Property

(Exhibit Date: 4-17-2015)

Darrell G. and Billie Jo Suggs

(DBA Darrell's Road and Wrecker Service)

City of Arcadia: Petition for Annexation

EXISTING USE OF SUBJECT PROPERTY: Road Service, towing and wrecker services; service and repair of automobiles and light and heavy trucks, including minor and major repairs; storage of motor vehicles awaiting release by the impounding law enforcement agencies; storage of motor vehicles awaiting repair appraisals and release by insurance carriers; purchase, display and sales of new and used automobiles and trucks; display and rental of U-Haul truck and trailers; car washes and automotive detailing; and other similar endeavors with regard to the automotive industries.

Exhibit C : Assessed Property Value; Taxable Value

(Exhibit Date: 4-17-2015)

Darrell G. and Billie Jo Suggs

(DBA Darrell's Road and Wrecker Service)

City of Arcadia: Petition for Annexation

A. Parcel Address: 1018 SW HWY 17 (This parcel is entirely within Desoto County)
Parcel Identification Number (PIN) 01-38-24-0091-00A0-0010

LndVal	\$12,675.00
AgVal	\$0.00
BldVal	\$0.00
AprVal	\$12,675.00
JustVal	\$12,675.00
Assd	\$12,675.00
Exmpt	\$0.00
Taxable	County: \$12,675.00 Other: \$12,675.00 School: \$12,675.00

LndVal	\$48,306.00
AgVal	\$0.00
BldVal	\$42,845.00
AprVal	\$99,486.00
JustVal	\$99,486.00
Assd	\$99,486.00
Exmpt	\$0.00
Taxable	County: \$99,486.00 City: \$99,486.00 Other: \$99,486.00 School: \$99,486.00

Assessed Value (Land only) \$12,675.00

B. Parcel Address: 1140 SW PALM DR (This parcel is entirely within Desoto County)
Parcel Identification Number (PIN): 01-38-24-0091-00A0-0050

LndVal	\$7,000.00
AgVal	\$0.00
BldVal	\$0.00
AprVal	\$8,773.00
JustVal	\$8,773.00
Assd	\$8,773.00
Exmpt	\$0.00
Taxable	County: \$8,773.00 Other: \$8,773.00 School: \$8,773.00

Assessed Value (Land only) \$ 8,773.00

Total Assessed Value (Land only) \$22,713.00

Note: The automotive service bays to the south of the Township Line are in the County; and have been incorrectly assessed and included within the City Assessed Property Value and Taxable Value for years. Subsequently, only the land values are reflected in this estimate.

Exhibit D: Survey and Aerial Photograph

(Exhibit Date: 4-17-2015)

Darrell G. and Billie Jo Suggs

(DBA Darrell's Road and Wrecker Service)

City of Arcadia: Petition for Annexation

Attachments:

Exhibit D-1. Three (3) copies of the current Land Survey¹ noting boundaries, existing improvements² and legal descriptions. The S ½ of lot 12, and lots 13, 14, 15 and 16 presently lie within the City of Arcadia, as well as the lot separately described, are not part of this petition.

Exhibit D-2. One (1) Aerial Photograph³

¹ The survey was made by Desoto Land Surveying, LLC.

² The trees noted on the survey have been removed.

³ The Aerial photograph was made by FDOT, circa 2009, and copied from a trial exhibit.

Exhibit D-2: FDOT Aerial

(Exhibit Date: 4-17-2015)

Darrell G. and Billie Jo Suggs

(DBA Darrell's Road and Wrecker Service)

City of Arcadia: Petition for Annexation

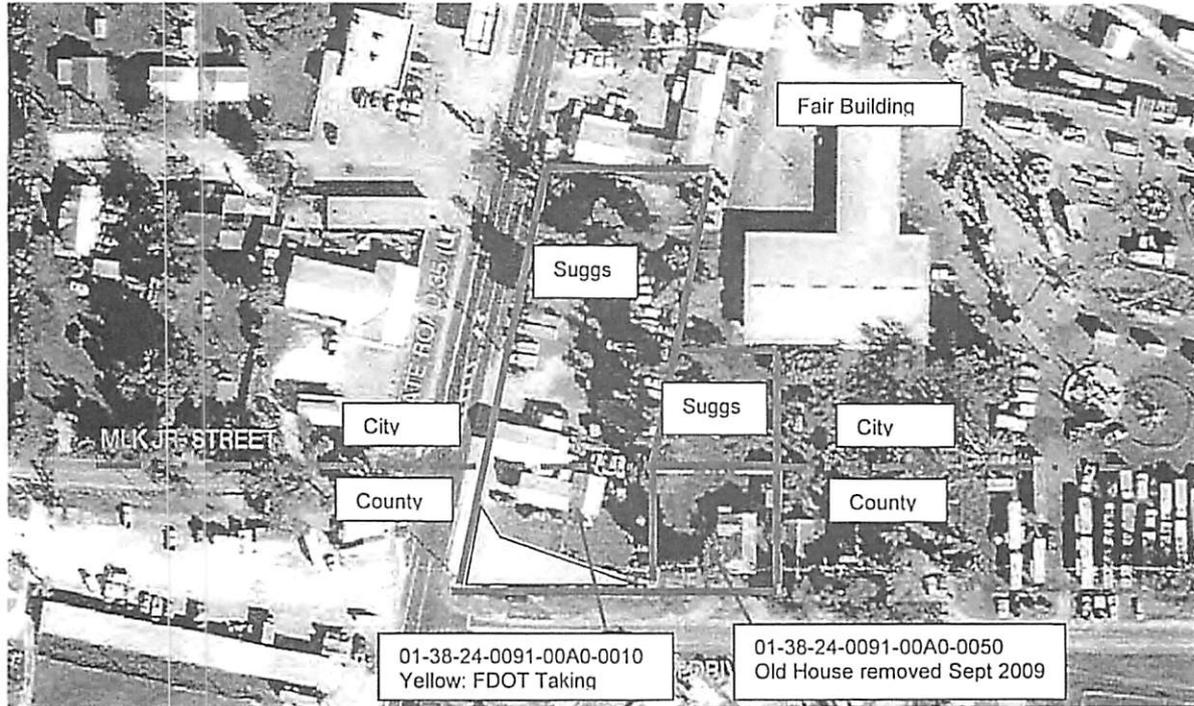


Exhibit D-2: FDOT Aerial (Exhibit Date: 4-17-2015)

Darrell G. and Billie Jo Suggs (DBA Darrell's Road and Wrecker Service)

City of Arcadia: Petition for Annexation

Page 1 of 1

AGENDA No. 12



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: May 5, 2015

DEPARTMENT: Planning and Zoning
SUBJECT: **Ordinance 1004:** Request for Rezoning of Parcels # 01-38-24-0091-00A0-0010; 01-38-24-0091-00A0-0050; and 36-37-24-0A00-0906-0000

RECOMMENDED MOTION:
Approval

SUMMARY: A City-initiated amendment to the Future Land Use Map of the City of Arcadia amending two (2) parcels of land (Parcel Numbers 01-38-24-0091-00A0-0010 and 01-38-24-0091-00A0-0050 from County Unlisted to City Business and one (1) parcel of land (Parcel Number 36-37-24-0A00-0906-0000) from City Recreation and Open Space to City Business. The properties totaling approximately 0.84 acres are located at the northeast corner of US 17 and Palm Drive. This amendment will recognize the existing general commercial use on-site and also correct a mapping error. (Parcel numbers 01-38-24-0091-00A0-0010, 01-38-24-0091-00A0-0050, 36-37-24-0A00-0906-0000 are in the process of being annexed into the City.)

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

ATTACHMENTS: (X) Ordinance () Resolution () Budget () 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: _____

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

ORDINANCE NO 1004

AN ORDINANCE AMENDING THE FUTURE LAND USE MAP OF THE CITY OF ARCADIA, FLORIDA FOR PROPERTIES LOCATED AT THE NORTHEAST CORNER OF US 17 AND PALM DRIVE (PARCEL NUMBERS 01-38-24-0091-00A0-0010 and 01-38-24-0091-00A0-0050) FROM THE FUTURE LAND USE OF COUNTY UNLISTED TO CITY BUSINESS, AND (PARCEL NUMBER 36-37-24-0A00-0906-0000) FROM CITY RECREATION AND OPEN SPACE TO CITY BUSINESS; TRANSMITTING SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY FOR NOTIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Chapter 163, Part II, Florida Statutes, the Community Planning Act, empowers and mandates the Town of Dundee, Florida, to plan for future development and growth and to adopt and amend comprehensive plans, or elements, or portions thereof, to guide the future growth and development of the City; and

WHEREAS, pursuant to Section 163.3187, Florida Statutes, the City Council held meetings and hearings on Future Land Use Map Amendment as shown in Exhibit "A", with due public notice having been provided, to obtain public comment, and considered all written and oral comments received during public hearings, including support documents; and

WHEREAS, in exercise of its authority the City Council has determined it necessary to adopt this Map Amendment to the Comprehensive Plan, which is marked as Exhibit "A" and attached and made a part hereof, to ensure that the Plan is in full compliance with the Laws of the State of Florida; to preserve and enhance present advantages; encourage the most appropriate use of land, water and resources consistent with the public interest; and deal effectively with future problems that may result from the use and development of land within the City of Arcadia; and

NOW, THEREFORE BE IT ORDAINED that the City Council of the City of Arcadia, Florida, amends the Comprehensive Plan in the following specific manner: the Future Land Use Map is amended to show the parcels located at northeast corner of US 17 And Palm Drive (Parcel Numbers 01-38-24-0091-00A0-0010, 01-38-24-0091-00A0-0050, and 36-37-24-0A00-0906-0000) in the City of Arcadia, with a cumulative total of ±0.84 acres, as "Business" as shown in Exhibit "A".

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

Certified Copy: A certified copy of this enacting ordinance and certified copy of the City of Arcadia Comprehensive Plan shall be located in the Office of the City Clerk of Arcadia. The City Clerk shall also make copies available to the public for a reasonable publication charge.

Ordinance Codified: This Ordinance shall be codified in the Code of Ordinances of the City of Arcadia, Florida.

Effective Date: This plan amendment shall be effective in accordance with Section 163.3187(5)(c), Florida Statutes.

INTRODUCED AND PASSED on First Reading the ___ day of _____, 2015.

PASSED AND DULY ADOPTED, on Second Reading with a quorum present and voting, by the City Council of Arcadia, Florida, this ___ day of _____, 2015.

CITY OF ARCADIA, FLORIDA

CITY OF ARCADIA, FLORIDA

Judy Wertz-Strickland, Mayor

ATTEST:

Penny Delaney, City Clerk

Approved as to form:

Thomas J. Wohl, City Attorney

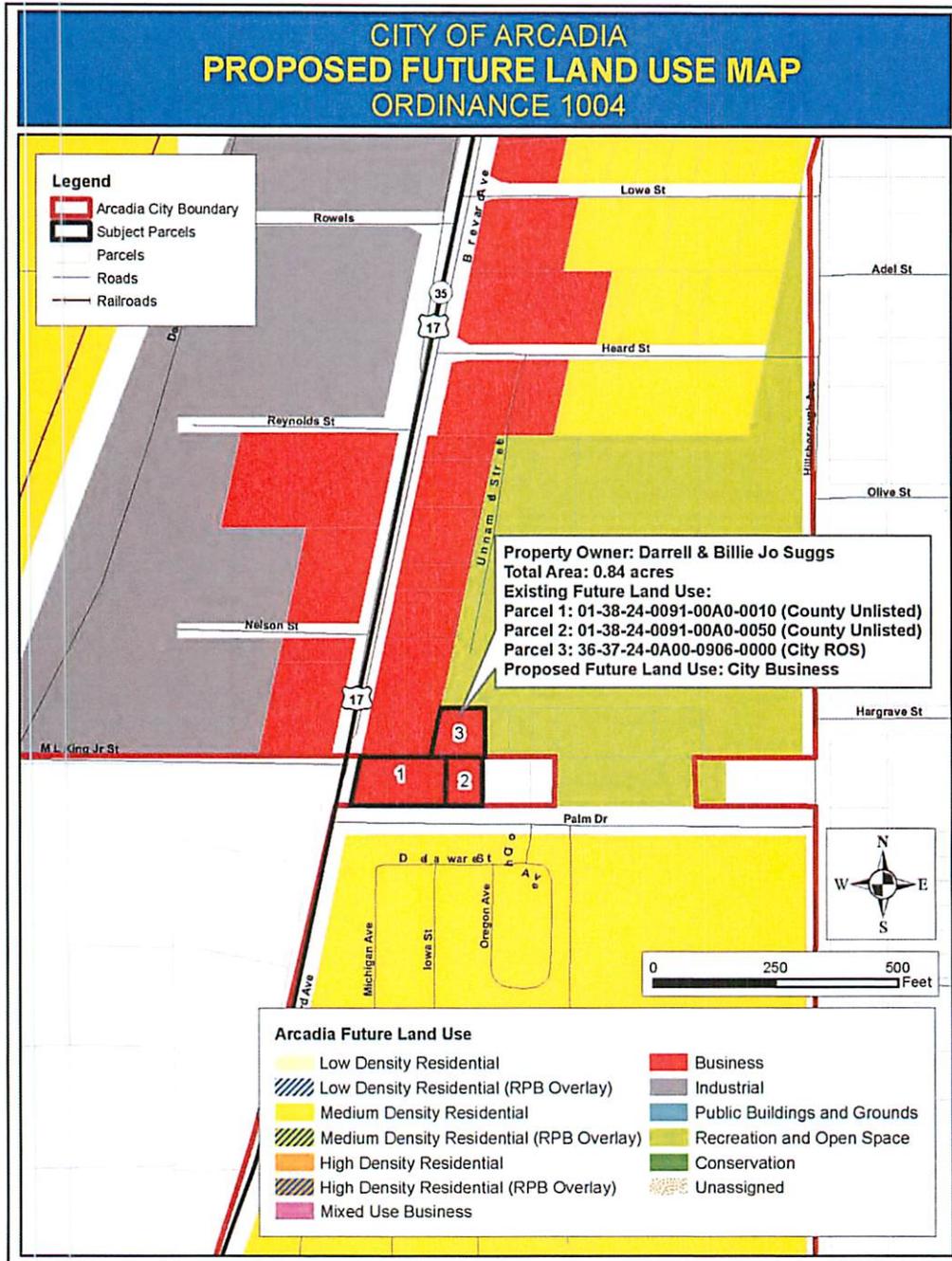
Motion made by _____, seconded by _____.

The vote was ___ for ___ against with ___ abstentions and ___ absent

ORDINANCE 1004

EXHIBIT "A"

Proposed Future Land Use Map



AGENDA No. 13



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: May 5, 2015

DEPARTMENT: Planning and Zoning

SUBJECT: **Ordinance 1005:** Request for Future Land Use Amendments for Parcels # 01-38-24-0091-00A0-0010; 01-38-24-0091-00A0-0050; and 36-37-24-0A00-0906-0000

RECOMMENDED MOTION:

Approval

SUMMARY: A City-initiated amendment to the Official Zoning Map of the City of Arcadia, Florida, amending two (2) parcels of land (Parcel Numbers 01-38-24-0091-00A0-0010 and 01-38-24-0091-00A0-0050 from County CG (Commercial General) and RMF-6 (Residential Multi-Family-6 dwelling units per acre) to B-3 (General Business Commercial) and one (1) parcel of land (Parcel Number 36-37-24-0A00-0906-0000) from City R-1C (Single Family Residential) to City B-3 (General Business Commercial). The properties totaling approximately 0.84 acres are located at the northeast corner of US 17 and Palm Drive. This amendment will recognize the existing general commercial use on-site and also correct a mapping error. (Parcel numbers 01-38-24-0091-00A0-0010, 01-38-24-0091-00A0-0050, 36-37-24-0A00-0906-0000 are in the process of being annexed into the City.)

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

ATTACHMENTS: (X) Ordinance () Resolution () Budget () 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: _____

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

ORDINANCE 1005

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ARCADIA, FLORIDA, INCLUDING TWO (2) PARCELS OF LAND (PARCEL NUMBERS 01-38-24-0091-00A0-0010 AND 01-38-24-0091-00A0-0050 FROM COUNTY CG (COMMERCIAL GENERAL) AND RMF-6 (RESIDENTIAL MULTI-FAMILY-6 DWELLING UNITS PER ACRE) TO B-3 (GENERAL BUSINESS COMMERCIAL) AND ONE (1) PARCEL OF LAND (PARCEL NUMBER 36-37-24-0A00-0906-0000) FROM CITY R-1C (SINGLE FAMILY RESIDENTIAL) TO CITY B-3 (GENERAL BUSINESS COMMERCIAL) TOTALING APPROXIMATELY 0.84 ACRES LOCATED AT THE NORTHEAST CORNER OF US 17 AND PALM DRIVE; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Arcadia held meetings and hearings regarding the parcel show on Exhibit "A", with due public notice having been provided, to obtain public comment, and considered all written and oral comments received during public hearings, including supporting documents; and

WHEREAS, in exercise of its authority, the City Council of the City of Arcadia has determined it necessary to amend the Official Zoning Map to change the City zoning classification assigned to this parcel.

NOW, THEREFORE BE IT ENACTED by the City Council of the City of Arcadia, Florida,

Section 1. The official zoning map of the City of Arcadia is amended so as to assign the City zoning classification of City B-3 (General Business Commercial) to the parcels located at northeast corner of US 17 and Palm Drive (Parcel Numbers 01-38-24-0091-00A0-0010, 01-38-24-0091-00A0-0050, and 36-37-24-0A00-0906-0000), with a cumulative total of ±0.84 acres as shown in Exhibit "A".

Section 2. **Severability:** If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 3. **Effective Date:** The effective date of this ordinance shall be the date of its adoption.

This Ordinance shall be codified in the Code of Ordinances of the City of Arcadia, Florida. A certified copy of this enacting ordinance shall be located in the Office of the City Clerk of Arcadia. The City Clerk shall also make copies available to the public for a reasonable publication charge.

INTRODUCED AND PASSED on First Reading the _____ day of _____, 2015.

PASSED AND DULY ADOPTED, on Second Reading with a quorum present and voting, by the City Council of Arcadia, Florida, this _____ day of _____, 2015.

CITY OF ARCADIA, FLORIDA

Judy Wertz-Strickland, Mayor

ATTEST:

Penny Delaney, City Clerk

Approved as to form:

Thomas J. Wohl, City Attorney

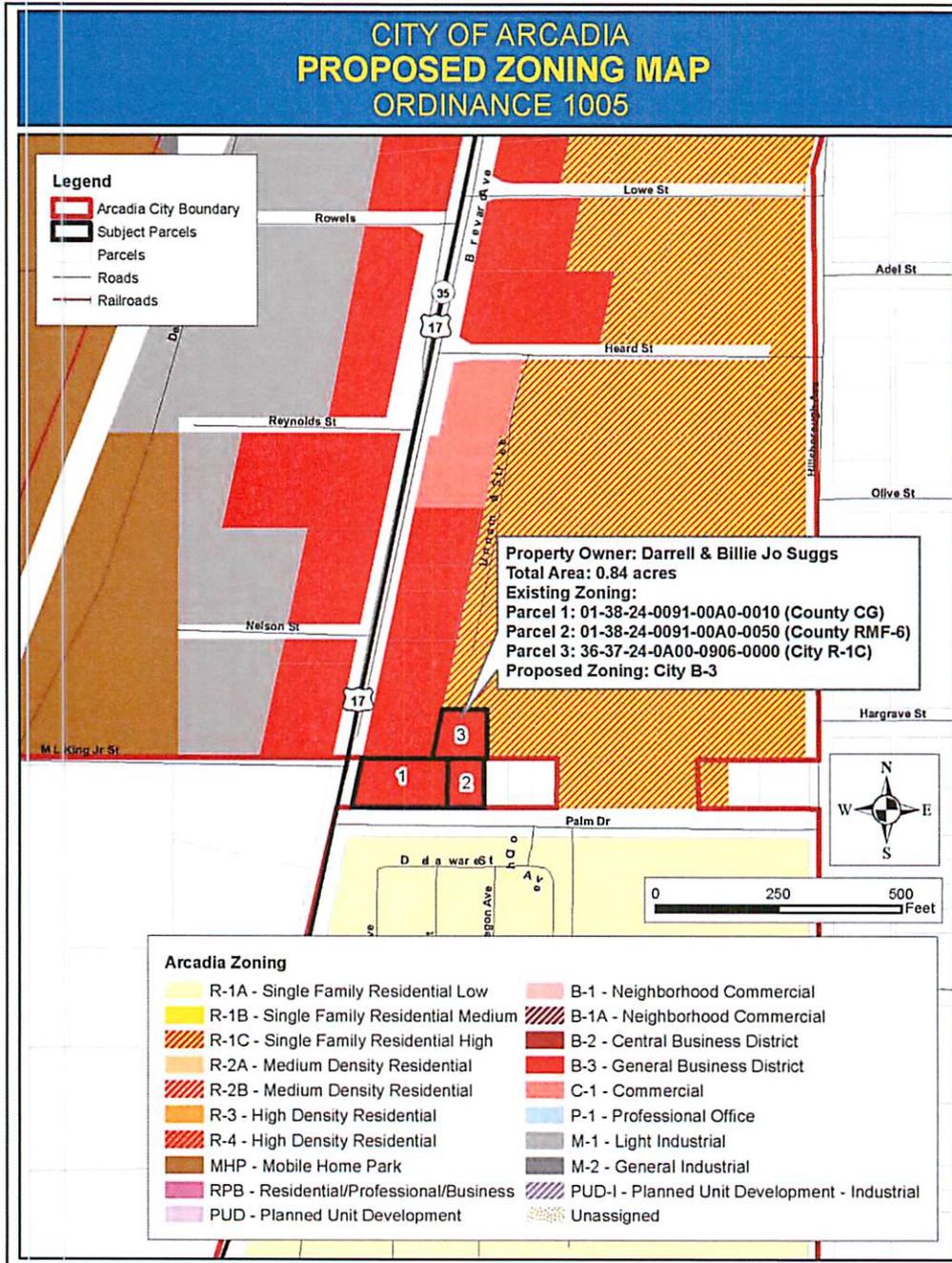
Motion made by _____, seconded by _____.

The vote was ____ for ____ against with ____ abstentions and ____ absent

ORDINANCE 1005

EXHIBIT "A"

Proposed Zoning Map





**CITY OF ARCADIA
FUTURE LAND USE AMENDMENT AND REZONING
OVERVIEW REPORT
May 5, 2015**

TO: City of Arcadia City Council

FROM: Jennifer Codo-Salisbury, AICP, Planning Director, Central Florida Regional Planning Council

SUBJECT: Ordinance 1004: Future Land Use Amendment:

A City-initiated amendment to the Future Land Use Map of the City of Arcadia amending two (2) parcels of land (Parcel Numbers 01-38-24-0091-00A0-0010 and 01-38-24-0091-00A0-0050 **from** County Unlisted **to** City Business and one (1) parcel of land (Parcel Number 36-37-24-0A00-0906-0000) **from** City Recreation and Open Space **to** City Business. The properties totaling approximately 0.84 acres are located at the northeast corner of US 17 and Palm Drive. This amendment will recognize the existing general commercial use on-site and also correct a mapping error. *(Parcel numbers 01-38-24-0091-00A0-0010, 01-38-24-0091-00A0-0050, 36-37-24-0A00-0906-0000 are in the process of being annexed into the City.)*

Ordinance 1005: Zoning Amendment:

A City-initiated amendment to the Official Zoning Map of the City of Arcadia, Florida, amending two (2) parcels of land (Parcel Numbers 01-38-24-0091-00A0-0010 and 01-38-24-0091-00A0-0050 **from** County CG (Commercial General) and RMF-6 (Residential Multi-Family-6 dwelling units per acre) **to** B-3 (General Business Commercial) and one (1) parcel of land (Parcel Number 36-37-24-0A00-0906-0000) **from** City R-1C (Single Family Residential) **to** City B-3 (General Business Commercial). The properties totaling approximately 0.84 acres are located at the northeast corner of US 17 and Palm Drive. This amendment will recognize the existing general commercial use on-site and also correct a mapping error. *(Parcel numbers 01-38-24-0091-00A0-0010, 01-38-24-0091-00A0-0050, 36-37-24-0A00-0906-0000 are in the process of being annexed into the City.)*

AGENDA & HEARING DATES:

May 5, 2015: Planning & Zoning Board Meeting (Public Hearing)

May 5, 2015: City Council Meeting (First Reading)

May 19, 2015: City Council Meeting (Adoption Public Hearing)

ATTACHMENTS:

- Aerial Photo Map
- Existing Future Land Use Map
- Proposed Future Land Use Map
- Existing Zoning Map
- Proposed Zoning Map
- Comprehensive Plan Amendment Application
- Rezoning Application

OVERVIEW:

Applicant	City of Arcadia
Property Owners	Darrell and Billie Jo Suggs, Billie Jo and Silvia Suggs (a minor)
Parcel ID	01-38-24-0091-00A0-0010, 01-38-24-0091-00A0-0050, 36-37-24-0A00-0906-0000
Acreage (Total)	0.84 acres
Existing Future Land Use	County Unlisted and City Recreation and Open Space
Proposed Future Land Use	City Business
Existing Zoning	County CG (Commercial General) County RMF-6 (Residential Multi-Family-6 dwelling units per acre) City R-1C (Single Family Residential)
Proposed Zoning	B-3 (General Business Commercial)
Previous Hearings	None

REASON FOR REQUEST:

This is a City-initiated Small Scale (less than 10 acres) Future Land Use Map amendment and rezoning assigning City Future Land Use and Zoning to two (2) parcels being annexed into the City and correcting a Future Land Use and Zoning mapping error on a contiguous property located in the city. These amendments will provide for Future Land Use and Zoning consistency with the existing general commercial use of the properties. Business activities on the properties include Road Service, towing and wrecker services; service and repair of automobiles and light and heavy trucks, including minor and major repairs; storage of motor vehicles awaiting release by the impounding law enforcement agencies; storage of motor vehicles awaiting repair appraisals and release by insurance carriers; purchase, display and sales of new and used automobiles and trucks; display and rental of U-Haul truck and trailers; car washes and automotive detailing; and other similar endeavors with regard to the automotive industries. All of these uses are allowed in the Business Future Land Use and B-3 zoning with the exception of major automotive repair. Major automotive repair is recognized as a legal non-conforming use and it therefore may continue.

STANDARDS FOR EVALUATION OF PROPOSED ZONING CHANGES

The City of Arcadia Planning & Zoning Board will provide recommendation, and the City Council will make a final motion to accept, reject, modify, return, or continue to seek additional information on all proposed zoning changes.

The review of all zoning changes shall be considered and evaluated against the following standards:

- *Consistency with the Comprehensive Plan.* The proposed zoning change shall be consistent with the Goals, Objectives, and Policies of the City’s Comprehensive Plan
- *Land Use Analysis.* The proposed plan amendment shall be analyzed to identify land use impacts which may affect land use compatibilities and the general welfare of the City.
- *Public Facilities and Services Analysis.* The proposed zoning change shall contain an analysis of the Levels of Service for all public facilities and services.

Consistency with the Comprehensive Plan:

The request is to change the Future Land Use of the subject properties to Business and to rezone the properties to B-3 (General Business Commercial). These changes are consistent with the City of Arcadia Comprehensive Plan.

Descriptions of the existing and proposed Future Land Use and the existing and proposed zoning designations are provided as follows:

Existing – Future Land Use

County Unlisted:

Two (2) of the parcels are currently have no assigned Future Land Use designation. This amendment will recognize the existing general commercial uses under the City’s Business Future Land Use designation.

City Recreation and Open Space – Policy 1.10 of the Future Land Use Element

One (1) parcel is located within the City’s Recreation and Open Space Future Land Use designation. The Recreation and Open Space designation provides for passive and active recreational and open space land uses. Residential, business or industrial uses are not permissible. Schools are permitted in this classification. Structures to serve recreation uses, including public structures such as information centers or existing meeting centers, are permissible provided that such structures do not detract from the intended designation as recreation or open space, and do not degrade natural resources on the site or in the area. This category also permits recreational vehicles (RVs) at a density up to 10 units per acre. However, RVs are prohibited in wetlands, but are allowed in the 100-year floodplain on a temporary campsite basis. As a result, tie downs and impervious surfaces of any kind are prohibited when associated with RV uses. This designation also recognizes the Peace River as an environmentally sensitive natural resource.

Proposed – Future Land Use

City Business – Policy 1.6 of the Future Land Use Element

All three (3) of the subject properties are proposed to change to the Business Future Land Use designation to recognize the existing general commercial uses on the site. The Business designation shall meet Arcadia's demand for retail goods and services, and shall promote efficient use of infrastructure. Arcadia shall direct commercial development to areas which are well integrated with transportation facilities and surrounding land uses. Residential uses, such as above-ground-floor apartments, are permissible, provided that they are compatible and appropriately integrated with the surrounding area. Schools are permitted in this classification. The floor area ratio in the Business designation shall not exceed 3.0.

Existing – Zoning

Section 2315 (DeSoto County Land Development Code) – Commercial General District (CG):

The intent of the Commercial General District (CG) is to permit a greater variety of commercial services and scale than the Commercial Neighborhood District (CN) and is intended to serve a large trade area of the community. The intent is to accommodate the motoring public as well as the local pedestrian traffic.

Section 2309 (DeSoto County Land Development Code) – Residential Multi-Family Mixed District (RMF-6):

The intent of Residential Multi-Family District (RMF) is to permit a variety of residential structure types.

Section 4.06.01.03. City R-1C, Single Family Residential District.

This district is designed to primarily permit the continued development of already platted single-family residential areas and is not intended to be utilized extensively for future development. The minimum lot area for this zoning district is 5,000 square feet.

Proposed –Zoning

Section 4.06.04.04. B-3, General Business Commercial District.

The B-3, General Business Commercial district, is intended to apply to business establishments, primarily not of a neighborhood or community service type, which may properly be located to serve large regions of the city and metropolitan area. Such businesses generally require considerable ground area, do not cater directly to pedestrians and need a conspicuous and accessible location convenient for motorists.

The proposed Future Land Use Map amendment and rezoning are consistent with the existing Industrial Future Land Use of the property. The proposed amendments are consistent with the City's objective to eliminate land uses that are inconsistent with the Future Land Use Map (*per Future Land Use Element, Objective 3*).

Land Use Analysis:

Lands surrounding the subject parcel are commercial and residential in nature. The existing general commercial uses on-site will continue and are not anticipated to have any negative impacts on surrounding land uses. The Land Use matrix below outlines the existing Future Land Use of the subject parcel and surrounding parcels and the existing and proposed zoning of the subject parcel (an Existing Future Land Use Map and Existing and Proposed Zoning maps are attached for reference).

Land Use Matrix

	Northwest	North	Northeast
	Existing FLU: City Business Existing Zoning: City B-3 (General Business District)	Existing FLU: City Business Existing Zoning: City B-3 (General Business District)	Existing FLU: City Recreation and Open Space Existing Zoning: City R-1C (Single Family Residential High)
	West	Subject Property	East
	Existing FLU: County Employment Center Existing Zoning: City IL (Light Industrial)	Existing FLU: <u>Existing:</u> County Unlisted, City Recreation and Open Space <u>Proposed:</u> City Business ----- Zoning: <u>Existing:</u> County CG (Commercial General), County RMF-6 (Residential Multi-Family-6 dwelling units per acre) , City R-1C (Single Family Residential) <u>Proposed:</u> City B-3 (General Business Commercial)	Existing FLU: County Unlisted Existing Zoning: County RMF-6 (Residential Multi-Family-6 dwelling units per acre)
	Southwest	South	Southeast
	Existing FLU: County Employment Center Existing Zoning: County CG (Commercial General)	Existing FLU: City Medium Density Residential Existing Zoning: City R-1A (Single Family Residential Low)	Existing FLU: City Medium Density Residential Existing Zoning: City R-1A (Single Family Residential Low)

Public Facilities and Services Analysis:

The following is a summary analysis of the potential impacts on existing public facilities and services.

Potable Water:

City water is currently available for connection on the subject parcel. The City’s adopted level of service for supply of potable water is 102 gallons per person per day. The City is currently operating at 86 gallons per day per person which is below the adopted level of service. The proposed Future Land Use amendment and Rezoning and use of the site are not anticipated to have any negative impacts on the City’s water supply system.

Sanitary Sewer:

City sewer is currently available to the site. The City's adopted level of service for wastewater generation is 171 gallons per person per day. The estimated processing of wastewater is approximately 89 gallons per day per person which is below the adopted level of service. The proposed Future Land Use amendment and Rezoning and use of the site are not anticipated to have any negative impacts on the City's wastewater systems.

Solid Waste:

Solid waste collection in the City of Arcadia amounts to approximately 2.23 pounds per person per day, which is below the City's adopted level of service standard of 4.8 pounds per person per day. The proposed zoning and use of the site are not anticipated to have any negative impacts on the City's solid waste collection.

Traffic/Transportation:

This is an existing use. No additional impacts are anticipated to the transportation system.

School and Recreational Facilities:

There are no school or recreational facilities impacts, as the property is not undergoing any residential development.

CITY COUNCIL ACTION ITEMS:

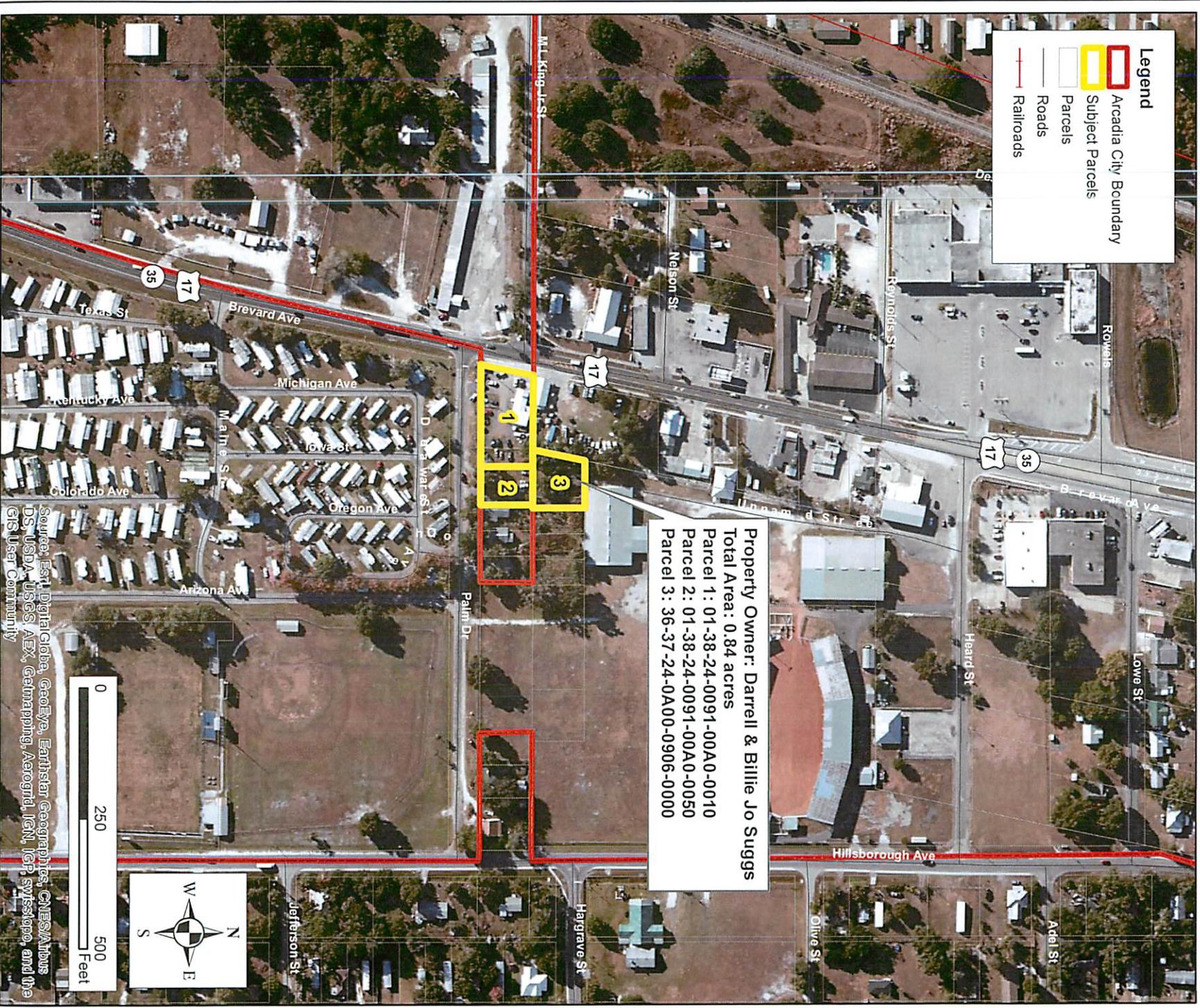
FUTURE LAND USE AMENDMENT - PLANNING AND ZONING BOARD MOTION OPTIONS:

1. I move the City Council approve Ordinance 1004 for the proposed Future Land Use Map on first reading.
2. I move the City Council approve with changes Ordinance xxxx for the proposed Future Land Use Map on first reading.
3. I move the City Council deny Ordinance 1004 for the proposed Future Land Use Map on first reading.

REZONING AMENDMENT - PLANNING AND ZONING BOARD MOTION OPTIONS:

4. I move the City Council approve Ordinance 1005 for the proposed Rezoning on first reading.
5. I move the City Council approve with changes Ordinance 1005 for the proposed Rezoning on first reading.
6. I move the City Council deny Ordinance 1005 for the proposed Rezoning on first reading.

CITY OF ARCADIA AERIAL PHOTO MAP

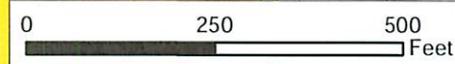


CITY OF ARCADIA EXISTING FUTURE LAND USE MAP ORDINANCE 1004

Legend

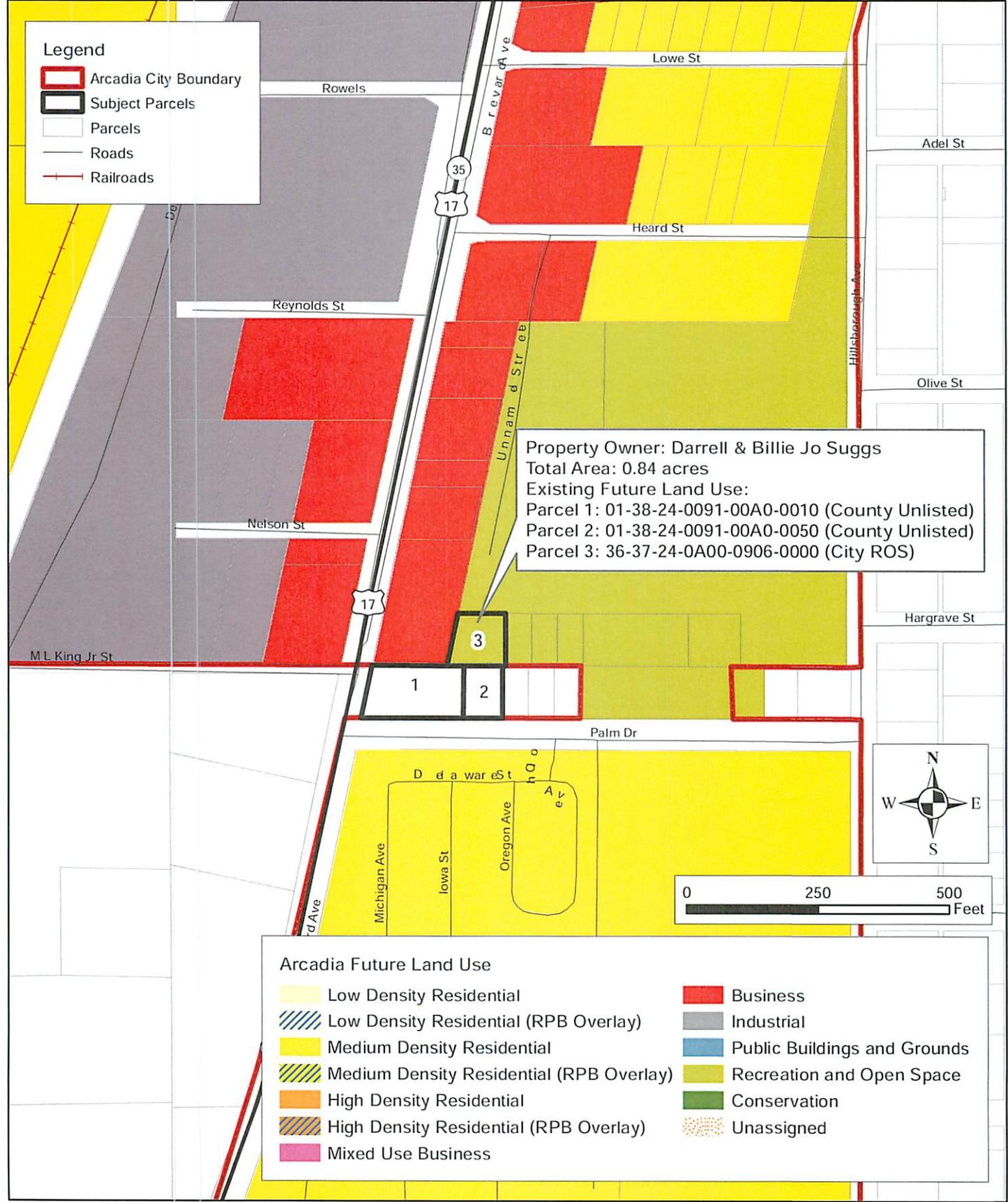
- Arcadia City Boundary
- Subject Parcels
- Parcels
- Roads
- Railroads

Property Owner: Darrell & Billie Jo Suggs
 Total Area: 0.84 acres
 Existing Future Land Use:
 Parcel 1: 01-38-24-0091-00A0-0010 (County Unlisted)
 Parcel 2: 01-38-24-0091-00A0-0050 (County Unlisted)
 Parcel 3: 36-37-24-0A00-0906-0000 (City ROS)



Arcadia Future Land Use

 Low Density Residential	 Business
 Low Density Residential (RPB Overlay)	 Industrial
 Medium Density Residential	 Public Buildings and Grounds
 Medium Density Residential (RPB Overlay)	 Recreation and Open Space
 High Density Residential	 Conservation
 High Density Residential (RPB Overlay)	 Unassigned
 Mixed Use Business	

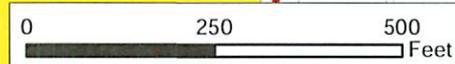


CITY OF ARCADIA PROPOSED FUTURE LAND USE MAP ORDINANCE 1004

Legend

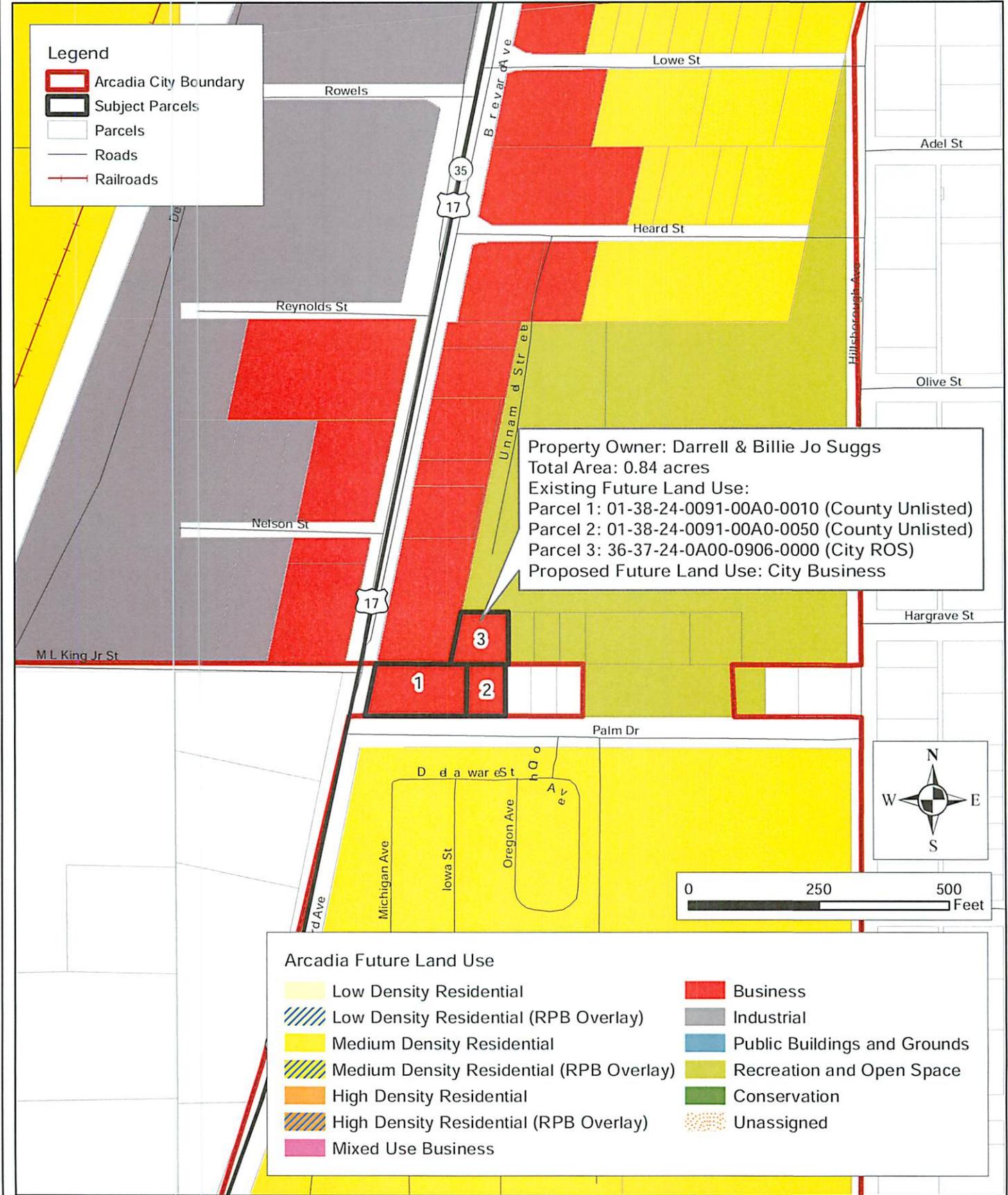
- Arcadia City Boundary
- Subject Parcels
- Parcels
- Roads
- Railroads

Property Owner: Darrell & Billie Jo Suggs
 Total Area: 0.84 acres
 Existing Future Land Use:
 Parcel 1: 01-38-24-0091-00A0-0010 (County Unlisted)
 Parcel 2: 01-38-24-0091-00A0-0050 (County Unlisted)
 Parcel 3: 36-37-24-0A00-0906-0000 (City ROS)
 Proposed Future Land Use: City Business



Arcadia Future Land Use

- | | |
|--|---|
| <ul style="list-style-type: none"> Low Density Residential Low Density Residential (RPB Overlay) Medium Density Residential Medium Density Residential (RPB Overlay) High Density Residential High Density Residential (RPB Overlay) Mixed Use Business | <ul style="list-style-type: none"> Business Industrial Public Buildings and Grounds Recreation and Open Space Conservation Unassigned |
|--|---|

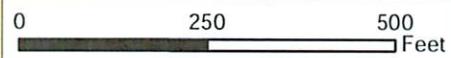


CITY OF ARCADIA EXISTING ZONING MAP ORDINANCE 1005

Legend

- Arcadia City Boundary
- Subject Parcels
- Parcels
- Roads
- Railroads

Property Owner: Darrell & Billie Jo Suggs
 Total Area: 0.84 acres
 Existing Zoning:
 Parcel 1: 01-38-24-0091-00A0-0010 (County CG)
 Parcel 2: 01-38-24-0091-00A0-0050 (County RMF-6)
 Parcel 3: 36-37-24-0A00-0906-0000 (City R-1C)



Arcadia Zoning

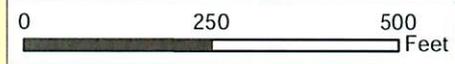
- | | |
|---|---|
| <ul style="list-style-type: none"> R-1A - Single Family Residential Low R-1B - Single Family Residential Medium R-1C - Single Family Residential High R-2A - Medium Density Residential R-2B - Medium Density Residential R-3 - High Density Residential R-4 - High Density Residential MHP - Mobile Home Park RPB - Residential/Professional/Business PUD - Planned Unit Development | <ul style="list-style-type: none"> B-1 - Neighborhood Commercial B-1A - Neighborhood Commercial B-2 - Central Business District B-3 - General Business District C-1 - Commercial P-1 - Professional Office M-1 - Light Industrial M-2 - General Industrial PUD-I - Planned Unit Development - Industrial Unassigned |
|---|---|

CITY OF ARCADIA PROPOSED ZONING MAP ORDINANCE 1005

Legend

- Arcadia City Boundary
- Subject Parcels
- Parcels
- Roads
- Railroads

Property Owner: Darrell & Billie Jo Suggs
 Total Area: 0.84 acres
 Existing Zoning:
 Parcel 1: 01-38-24-0091-00A0-0010 (County CG)
 Parcel 2: 01-38-24-0091-00A0-0050 (County RMF-6)
 Parcel 3: 36-37-24-0A00-0906-0000 (City R-1C)
 Proposed Zoning: City B-3



Arcadia Zoning

- | | |
|---|---|
| <ul style="list-style-type: none"> R-1A - Single Family Residential Low R-1B - Single Family Residential Medium R-1C - Single Family Residential High R-2A - Medium Density Residential R-2B - Medium Density Residential R-3 - High Density Residential R-4 - High Density Residential MHP - Mobile Home Park RPB - Residential/Professional/Business PUD - Planned Unit Development | <ul style="list-style-type: none"> B-1 - Neighborhood Commercial B-1A - Neighborhood Commercial B-2 - Central Business District B-3 - General Business District C-1 - Commercial P-1 - Professional Office M-1 - Light Industrial M-2 - General Industrial PUD-I - Planned Unit Development - Industrial Unassigned |
|---|---|



**CITY OF ARCADIA
COMPREHENSIVE PLAN AMENDMENT APPLICATION**

Please check all boxes that apply to this application.

- Comprehensive Plan Future Land Use Map Amendment
- Comprehensive Plan Text Amendment

GENERAL INFORMATION:

Small Scale Map Amendment (< 10 acres): Yes No

Annexation Required: Yes No

Zoning Action Required: Yes No

PROPERTY OWNER:

Name: Darrell and Billie Jo Suggs¹; and Billie Jo and Sylvia C. Suggs²

Mailing Address: 663 S. Brevard Ave

City: Arcadia State: FL Zip: 34266

Home/Mobile-Phone: 863-494-5705 (Shop) Email Address: dbssuggs@hotmail.com

APPLICANT/AGENT:

Name: Ed Johnson

Mailing Address: 6077 SW County Road 760

City: Arcadia State: FL Zip: 34266

Home/Mobile Phone: 863-303-1374 Office: Home 863-494-0781

Fax: 863-494-2305 Email Address: johnsonfarms@embarqmail.com

Applicant is: Owner Agent Purchaser Lessee

PROPERTY LOCATION:

Property Address or General Location if Vacant: 1018 SW HWY 17 and 1140 SW PALM DR;³

Section: See Exhibit A Township: See Exhibit A Range: See Exhibit A

Lot: See Exhibit A Block: See Exhibit A Subdivision: See Exhibit A

Property Appraiser's Identification Number: See Exhibit A



**CITY OF ARCADIA
COMPREHENSIVE PLAN AMENDMENT APPLICATION**

PROPERTY INFORMATION:

Total Property Acreage: See Exhibit B (.7 acres +/-)

Current Future Land Use Designation of Property: County, not listed; City, Recreational & Open Space
(Proposed Future Land Use is Business)

Current Zoning Designation of Property: County, CG, RMF-6; City, R-1C

Please provide the Future Land Use Designation, Zoning District, and identification of property usage of abutting properties:

Abutting Property	Future Land Use Designation	Zoning District	Use of Neighboring Property (single-family, retail store, etc.)
North			
East			
South			
West			

PLEASE PROVIDE THE FOLLOWING INFORMATION:

A. An explanation and/or description of the amendment: _____

B. If the proposed amendment is a map amendment, provide the following:

1. A location map clearly identifying the subject parcel.
2. Identify the location of existing sewer and potable water facilities to the development site and the impacts of the proposed amendment on public facilities and services:

3. Describe current development trends in the area:

4. Identify any on-site flood zones, wetlands, and threatened and endangered species.

5. Identify any on-site historic or archaeological resources:



**CITY OF ARCADIA
COMPREHENSIVE PLAN AMENDMENT APPLICATION**

6. List the Objectives and Policies of the Comprehensive Plan with which the proposed amendment is consistent:

C. If the proposed amendment is a map amendment, provide the following:

1. Section of text to be amended: _____

2. Reason text should be amended: _____

3. Provide the proposed language for the text amendment: _____

D. As applicable, identify the current Future Land Use maximum allowable density and the maximum allowable density for the proposed Future Land Use classification:

DO NOT WRITE BELOW THIS LINE – OFFICE USE ONLY

Fees:

Filing: \$ _____
Other: \$ _____
Total: \$ _____

Date Filed: _____

Received By: _____

Transmitted to Planning Board: _____

Public Notification Date: _____

Newspaper: _____

Adjacent Property Owners Notified: _____



**CITY OF ARCADIA
COMPREHENSIVE PLAN AMENDMENT APPLICATION**

Planning Board and Public Hearing or Meeting: _____

Planning Board Action: _____

City Council Public Notice: _____ Newspaper: _____

City Council and Public Hearing: _____

City Council Action: _____



CITY OF ARCADIA
COMPREHENSIVE PLAN AMENDMENT APPLICATION

OWNER'S SIGNATURE PAGE

(I) (We), _____ being duly sworn, depose and say that (I)-(we) own one or more of the properties involved in this petition and that (I) (we) authorize the City of Arcadia to process this petition in accordance with all adopted City rules and regulations and in conformance with State law, as applicable.

Further (I) (we) or any agent or lessee of the subject property authorized by (me) (us) to file this petition, deposes and say that the statements and answers contained in the application and any information attached thereto, present the arguments in behalf of this petition to the best of (my) (our) ability; and that the statements and information referred to above are in all respects true and correct to the best of (my) (our) knowledge and belief.

X [Signature of Darrell G. Suggs]

Signature of Owner

Darrell G. Suggs

Printed Name of Owner

X [Signature of Billie Jo Suggs]

Signature of Owner

Billie Jo Suggs on behalf of Sylvia C. Suggs (a minor)

Printed Name of Owner

X [Signature of Billie Jo Suggs]

Signature of Owner

Billie Jo Suggs

Printed Name of Owner

X NA

Signature of Owner

NA

Printed Name of Owner

STATE OF FLORIDA

COUNTY OF DESOTO

OWNER'S NOTARIZATION

The foregoing instrument was acknowledged before me this 17 day of April, 2015, by Darrell Suggs and Billie Jo Suggs, who is personally known to me or who has produced a driver's license as identification and who did not take an oath.



[Signature of Kelli L. Werner]
Notary Public

Notarial Seal and Commission

Expiration Date

Exhibit A : Legal Descriptions

(Exhibit Date: 4-17-2015)

Darrell G. and Billie Jo Suggs

(DBA Darrell's Road and Wrecker Service)

City of Arcadia: Comprehensive Plan Amendment

Properties Subject to the Comprehensive Plan Amendment

- A. Parcel Address: 1018 SW HWY 17 (This parcel is entirely within Desoto County)
Parcel Identification Number (PIN) 01-38-24-0091-00A0-0010,
Legal Description¹: Lots 1, 2, 3, 4, and W1/2 5, Block A, of DeSoto Park, as per maps or
plats thereof recorded in the Public Records of DeSoto County, Florida. LESS State Road
right-of-way as per instrument number. (OR 204/1010)**
- B. Parcel Address: 1140 SW PALM DR (This parcel is entirely within Desoto County)
Parcel Identification Number (PIN): 01-38-24-0091-00A0-0050,
Legal Description: DESOTO PARK E1/2 LOT 5 & ALL LOT 6 BLK A; OR 522/159**
- C. Parcel Address: (This parcel is entirely within the City of Arcadia, no address of
record²)
Parcel Identification Number (PIN): 36-37-24-0A00-0906-0000
Legal Description³: BEGIN at the Southeast corner of Section 36, Township 37 South,
Range 24 East, DeSoto County, Florida; thence S 89 degrees 51'54" W along South line of
said Section 36, 697.00 feet to the Point of Beginning; thence continue same line, 113.13
feet; thence N 11 degrees 40'09" E, 102.21 feet; thence N 89 degrees 51'54" E and parallel
to the South line of said Section 36, 92.0 feet; thence S 00 degrees 08'06" E, 100.0 feet to
the Point of Beginning.**

See attached survey, dated 4-17-2015, by Desoto Land Surveying, LLC, LB# 7796

The Owner does not want to consolidate any of these parcels at this time.

¹ Legal description from the Property Appraiser's Records is as follows: DESOTO PARK LOTS 1 2 3 4 & W1/2 5 BLK A LESS & EXCEPT: COMM AT NW COR OF NE1/4 TH ALG N LI OF SEC 1-38-24 S 89D47M18 S E A DIST OF 1684.07 FT TO SURVEY BASE LI TH ALG BASE LI S 11D58M23S W A DIST OF 102.14 FT TH S 89D47M18S E A DIST OF 33.71 TO INTERSECTION SLY R/W LI & N R/W LI OF PALM DR FOR POB TH ALG SLY R/W LI N 11D58M 23S E A DIST OF 74.99 FT TH S 29D16M37S E A DIST OF 30.07 FT TH S 70D31M37S E A DIST OF 78.83 FT TO PC RADIUS 379.25 FT DELTA 19D15M41S CHORD BEARING S 80D09M28S E TO N R/W LI OF PALM DR AND S LI LOT 6 AND END OF CURVE TH ALG N R/W LI N 89D47M18S W A DIST OF 229.62 FT TO POB; OR 204/1010 (Note: The legal description on the survey should be used in lieu of the Property Appraisers records.

² Listed as SW Palm Ave on the Desoto County Property Appraiser's Records

³ Taken from a survey by Desoto Land Surveying, LLC, LB# 7796



CITY OF ARCADIA
COMPREHENSIVE PLAN AMENDMENT APPLICATION

AGENT, LESSEE, OR BUYER'S SIGNATURE PAGE

(I) (We), Ed Johnson being duly sworn,
depose and say that (I) (we) serve as Agent for the owner(s) in making
(agent or lessee)
this petition and that the owner(s) (has) (have) authorized (me) (us) to act in this capacity.

Further, (I) (we) depose and say that the statements and answers herein contained and other
information attached hereto present the arguments in behalf of the petition herein requested to the
best of (my) (our) ability and that the statements and information above referred to are in all respects
true and correct to the best of (my) (our) knowledge and belief.

X [Signature] NA
Signature of Agent, Lessee, or Buyer(s) Signature of Agent, Lessee, or Buyer(s)
Ed Johnson NA
Printed Name of Agent, Lessee, or Buyer(s) Printed Name of Agent, Lessee, or Buyer(s)
NA NA
Signature of Agent, Lessee, or Buyer(s) Signature of Agent, Lessee, or Buyer(s)
NA NA
Printed Name of Agent, Lessee, or Buyer(s) Printed Name of Agent, Lessee, or Buyer(s)

STATE OF FLORIDA AGENT, LESSEE, OR BUYER(S) NOTARIZATION
COUNTY OF DESOTO

The foregoing instrument was acknowledged before me this 17 day of April,
2015, by Ed Johnson, who is personally known to me
or who has produced a driver's license as identification and who did not take an oath.



[Signature]
Notary Public
Notarial Seal and Commission
Expiration Date



CITY OF ARCADIA COMPREHENSIVE PLAN AMENDMENT APPLICATION

¹ County Parcels 01-38-24-0091-00A0-0010 and 01-38-24-0091-00A0-0050 are owned by Darrell and Billie Jo Suggs, as husband and wife. These parcels lie south of the Township line and entirely within the unincorporated area of Desoto County

² City Parcel 36-37-24-0A00-0906-0000 is owned by Billie Jo Suggs and Silvia Suggs (a minor), as mother and daughter (JT/ROS). This parcel lies north of the Township line and entirely within the incorporated area of the City of Arcadia.

³ The third parcel, 36-37-24-0A00-0906-0000, has no known street address; it is land locked.



CITY OF ARCADIA ZONING AMENDMENT APPLICATION

The following information is required for submission of a zoning amendment application. It is important that all information be complete and accurate when submitted to the City. Please print, type, or electronically submit the required information.

PROPERTY OWNER:

Name: Darrell G. and Billie Jo Suggs¹; and Billie Jo and Sylvia C. Suggs²

Mailing Address: 663 S. Brevard Ave

City: Arcadia State: FL Zip: 34266

Home/Mobile Phone: 863-494-5705 (Shop) Email Address: dsuggs@hotmail.com

APPLICANT/AGENT:

Name: Ed Johnson

Mailing Address: 6077 SW County Road 760

City: Arcadia State: FL Zip: 34266

Home/Mobile Phone: 863-303-1374 Office Home 863-494-0781

Fax: 863-494-2305 Email Address: johnsonfarms@embarqmail.com

Applicant is: Owner Agent Purchaser Lessee

PROPERTY LOCATION:

Property Address or General Location if Vacant: 1018 SW HWY 17 and 1140 SW PALM DR;³

Section: See Exhibit A Township: See Exhibit A Range: See Exhibit A

Lot: See Exhibit A Block: See Exhibit A Subdivision: See Exhibit A

Property Appraiser's Identification Number: See Exhibit A

PROPERTY INFORMATION:

Total Property Acreage: See Exhibit B (.7 acres +/-)

Current Future Land Use Designation of Property: County, not listed; City, Recreational & Open Space

Current Zoning Designation of Property: County, CG, RMF-6; City, R-1C



CITY OF ARCADIA ZONING AMENDMENT APPLICATION

Please provide the Future Land Use Designation, Zoning District, and identification of property usage of abutting properties:

Abutting Property	Future Land Use Designation	Zoning District	Use of Neighboring Property (single-family, retail store, etc.)
North			
East			
South			
West			

PLEASE PROVIDE THE FOLLOWING INFORMATION:

A. Proposed zoning district: _____

B. Identify the reason for the request:

C. Present use of the property:

D. Existing structures on site:

E. If structure or property has been vacant, identify how long:

F. A location map clearly identifying the subject parcel.

G. Identify the location of existing sewer and potable water facilities to the development site and the impacts of the proposed amendment on public facilities and services:

H. Describe current development trends in the area:



**CITY OF ARCADIA
ZONING AMENDMENT APPLICATION**

I. Identify any on-site flood zones, wetlands, and threatened and endangered species.

J. Identify any on-site historic or archaeological resources:

K. Is the proposed amendment consistent with the policies of the Comprehensive Plan? If not, explain:

DO NOT WRITE BELOW THIS LINE – OFFICE USE ONLY

Fees:

Filing: \$ _____
Other: \$ _____
Total: \$ _____

Date Filed: _____

Received By: _____

Transmitted to Planning Board: _____

Public Notification Date: _____ Newspaper: _____

Adjacent Property Owners Notified: _____

Planning Board and Public Hearing or Meeting: _____

Planning Board Action: _____

City Council Public Notice: _____ Newspaper: _____

City Council and Public Hearing: _____

City Council Action: _____



CITY OF ARCADIA
ZONING AMENDMENT APPLICATION

OWNER'S SIGNATURE PAGE

(I) (We), _____ being duly sworn, depose and say that (I) (we) own one or more of the properties involved in this petition and that (I) (we) authorize the City of Arcadia to process this petition in accordance with all adopted City rules and regulations and in conformance with State law, as applicable.

Further (I) (we) or any agent or lessee of the subject property authorized by (me) (us) to file this petition, deposes and say that the statements and answers contained in the application and any information attached thereto, present the arguments in behalf of this petition to the best of (my) (our) ability; and that the statements and information referred to above are in all respects true and correct to the best of (my) (our) knowledge and belief.

X [Signature of Darrell G. Suggs]

Signature of Owner

_____ Darrell G. Suggs _____

Printed Name of Owner

X _____

Signature of Owner

_____ Silvia Suggs (a Minor) _____

Printed Name of Owner

X [Signature of Billie Jo Suggs]

Signature of Owner

_____ Billie Jo Suggs _____

Printed Name of Owner

_____ NA _____

Signature of Owner

_____ NA _____

Printed Name of Owner

STATE OF FLORIDA

COUNTY OF DESOTO

OWNER'S NOTARIZATION

The foregoing instrument was acknowledged before me this 17 day of April, 2015, by Darrell Suggs and Billie Jo Suggs, who is personally known to me or who has produced a driver's license as identification and who did not take an oath.



[Signature of Kelli L. Werner]

Notary Public

Notarial Seal and Commission

Expiration Date



CITY OF ARCADIA
ZONING AMENDMENT APPLICATION

AGENT, LESSEE, OR BUYER'S SIGNATURE PAGE

(I) (We), _____ being duly sworn, depose and say that (I) (we) serve as _____ for the owner(s) in making (agent or lessee) this petition and that the owner(s) (has) (have) authorized (me) (us) to act in this capacity.

Further, (I) (we) depose and say that the statements and answers herein contained and other information attached hereto present the arguments in behalf of the petition herein requested to the best of (my) (our) ability and that the statements and information above referred to are in all respects true and correct to the best of (my) (our) knowledge and belief.

X [Signature]
Signature of Agent, Lessee, or Buyer(s)
Ed Johnson
Printed Name of Agent, Lessee, or Buyer(s)

NA
Signature of Agent, Lessee, or Buyer(s)
NA
Printed Name of Agent, Lessee, or Buyer(s)

NA
Signature of Agent, Lessee, or Buyer(s)
NA
Printed Name of Agent, Lessee, or Buyer(s)

NA
Signature of Agent, Lessee, or Buyer(s)
NA
Printed Name of Agent, Lessee, or Buyer(s)

STATE OF FLORIDA
COUNTY OF DESOTO

AGENT, LESSEE, OR BUYER(S) NOTARIZATION

The foregoing instrument was acknowledged before me this 17 day of April, 2015, by Ed Johnson, who is personally known to me or who has produced a driver's license as identification and who did not take an oath.



[Signature]
Notary Public
Notarial Seal and Commission
Expiration Date



CITY OF ARCADIA ZONING AMENDMENT APPLICATION

¹ County Parcels 01-38-24-0091-00A0-0010 and 01-38-24-0091-00A0-0050 are owned by Darrell and Billie Jo Suggs, as husband and wife. These parcels lie south of the Township line and entirely within the unincorporated area of Desoto County

² City Parcel 36-37-24-0A00-0906-0000 is owned by Billie Jo Suggs and Silvia Suggs (a minor), as mother and daughter (JT/ROS). This parcel lies north of the Township line and entirely within the incorporated area of the City of Arcadia.

³ The third parcel, 36-37-24-0A00-0906-0000, has no known street address; it is land locked.

Exhibit A: Legal Descriptions

(Exhibit Date: 4-17-2015)

Darrell G. and Billie Jo Suggs

(DBA Darrell's Road and Wrecker Service)

City of Arcadia: Zoning Amendment

Properties to Be Zoned to B3

- A. Parcel Address: 1018 SW HWY 17 (This parcel is entirely within Desoto County)
Parcel Identification Number (PIN) 01-38-24-0091-00A0-0010,
Legal Description¹: Lots 1, 2, 3, 4, and W1/2 5, Block A, of DeSoto Park, as per maps or
plats thereof recorded in the Public Records of DeSoto County, Florida. LESS State Road
right-of-way as per instrument number. (OR 204/1010)**
- B. Parcel Address: 1140 SW PALM DR (This parcel is entirely within Desoto County)
Parcel Identification Number (PIN): 01-38-24-0091-00A0-0050,
Legal Description: DESOTO PARK E1/2 LOT 5 & ALL LOT 6 BLK A; OR 522/159**
- C. Parcel Address: (This parcel is entirely within the City of Arcadia, no address of
record²)
Parcel Identification Number (PIN): 36-37-24-0A00-0906-0000
Legal Description³: BEGIN at the Southeast corner of Section 36, Township 37 South,
Range 24 East, DeSoto County, Florida; thence S 89 degrees 51'54" W along South line of
said Section 36, 697.00 feet to the Point of Beginning; thence continue same line, 113.13
feet; thence N 11 degrees 40'09" E, 102.21 feet; thence N 89 degrees 51'54" E and parallel
to the South line of said Section 36, 92.0 feet; thence S 00 degrees 08'06" E, 100.0 feet to
the Point of Beginning.**

See attached survey, dated 4-17-2015, by Desoto Land Surveying, LLC, LB# 7796

The Owner does not want to consolidate any of these parcels at this time.

¹ Legal description from the Property Appraiser's Records is as follows: DESOTO PARK LOTS 1 2 3 4 & W1/2 5 BLK A LESS & EXCEPT: COMM AT NW COR OF NE1/4 TH ALG N LI OF SEC 1-38-24 S 89D47M18 S E A DIST OF 1684.07 FT TO SURVEY BASE LI TH ALG BASE LI S 11D58M23S W A DIST OF 102.14 FT TH S 89D47M18S E A DIST OF 33.71 TO INTERSECTION SLY R/W LI & N R/W LI OF PALM DR FOR POB TH ALG SLY R/W LI N 11D58M 23S E A DIST OF 74.99 FT TH S 29D16M37S E A DIST OF 30.07 FT TH S 70D31M37S E A DIST OF 78.83 FT TO PC RADIUS 379.25 FT DELTA 19D15M41S CHORD BEARING S 80D09M28S E TO N R/W LI OF PALM DR AND S LI LOT 6 AND END OF CURVE TH ALG N R/W LI N 89D47M18S W A DIST OF 229.62 FT TO POB; OR 204/1010 (Note: The legal description on the survey should be used in lieu of the Property Appraisers records.

² Listed as SW Palm Ave on the Desoto County Property Appraiser's Records

³ Taken from a survey by Desoto Land Surveying, LLC, LB# 7796

Exhibit B: Land Areas

(Exhibit Date: 4-17-2015)

Darrell G. and Billie Jo Suggs
(DBA Darrell's Road and Wrecker Service)
City of Arcadia: Zoning Amendment

Land Areas Proposed for Rezoning to B3

Parcel 01-38-24-0091-00A0-0010 (Located in unincorporated Desoto County)

Zoned	Lot Number:	Original SF	Impervious SF	Pervious SF
CG ¹	Desoto Park, Block A, Lot 1 ²	3,434.72 ³	3,434.72	0.00
CG	Desoto Park, Block A, Lot 2 ⁴	3,654.18	3,654.18	0.00
CG	Desoto Park, Block A, Lot 3 ⁵	4,057.68	4,057.68	0.00
CG	Desoto Park, Block A, Lot 4 ⁶	5,000.00	5,000.00	0.00
CG	Desoto Park, Block A, W 1/2 of Lot 5 ⁷	2,500.00	2,500.00	0.00
CG	Sub Total	18,646.58	18,646.59	0.00
CG	Less FDOT Eminent Domain Claim	(5,972.20) ⁸	(5,972.20)	0.00
CG	Sub Totals	12,674.38	12,674.38	0.00

Parcel 01-38-24-0091-00A0-0050 (Located in unincorporated Desoto County)

RMF-6 ⁹	Desoto Park, Block A, E. 1/2 of Lot 5	2,500.00	0.00	2,500.00
RMF-6	Desoto Park, Block A, West Lot 6	5,000.00	0.00	5,000.00
RMF-6	Subtotals	7,500.00	0.00	7,500.00

Subtotals (County)	20,174.38	12,674.38 ^{10 11}	7,500.00 ¹²
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Parcel 36-37-24-0A00-0906-0000 (Incorporated City of Arcadia)

R-1C ¹³	10,236.60	0.00	10,236.60 ¹⁴
Totals	30,410.98 ¹⁵	12,674.38 ¹⁶	17,736.60 ¹⁷

¹ Desoto County zoning designation

² Lot fronts on US17

³ Some rounding in calculations are included in the attached worksheet. The totals were used as for this draft.

⁴ Lot fronts on US17

⁵ Lot fronts on US17 and Palm Avenue

⁶ Lot fronts on Palm Avenue

⁷ Lot fronts on Palm Avenue

⁸ (5972 / 18,646) = 32% land loss

⁹ Desoto County zoning designation

¹⁰ (12674 / 20174) = 63% impervious surface

¹¹ Less than the Maximum Impervious Lot Coverage: 70% Section 2317 B.4, Development Standards:

¹² (7500 / 20174) = 37% pervious surface

¹³ City of Arcadia zoning designation

¹⁴ Property Appraiser's Area = .235 acres x 4350 = 10,236.60 SF

¹⁵ 30,410.98+/- divided by 43,560 sf/acre = .6981 acres, rounded to .70 acres

¹⁶ 41.68% (estimated) impervious areas

¹⁷ 58.32% (estimated) pervious areas

AGENDA No. 14



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: May 5, 2015

DEPARTMENT: Administration

SUBJECT: Work Authorization for Professional Services

RECOMMENDED MOTION: Approval

SUMMARY: This is an authorization for Hanson Professional Services, Inc. regarding coordination with the designated City representative to address subjects related to Airport business and operational activities.

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: 05/05/15

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

CITY OF ARCADIA

Work Authorization for Professional Services

(Project Identification No.)

(Work Authorization No.)

It is agreed to undertake the following work in accordance with the provisions of our Prime Agreement for Professional Services dated April 5, 2011.

Description of Assignment:

Coordination with the designated City representative to address subjects related to Airport business and operational activities. See Exhibit "A" – Scope of Work for Details.

Basis of Compensation/Period of Services:

<u>Task Description</u>	<u>Fee Type</u>	<u>Amount</u>
On-Call Services	Hourly	\$30,000.00
Total Fee		\$30,000.00

Professional services will be invoiced on an hourly basis in accordance with Fees shown under Compensation in Exhibit "A", direct expenses will be invoiced at actual costs. The total NOT TO EXCEED fee is **Thirty Thousand Dollars and 00/100 cents (\$30,000.00)**.

The Period of Service shall begin upon a receipt of Notice to Proceed from the City of Arcadia.

Agreed as to scope of services, time schedule, and budget*

For CITY OF ARCADIA


HANSON PROFESSIONAL SERVICES INC.

Date: _____

Date: April 8, 2015

Attachment: Exhibit "A" Scope of Work

* Budget will not be exceeded without a Supplemental Work Authorization.

EXHIBIT "A"

SCOPE OF WORK

ARCADIA MUNICIPAL AIRPORT Miscellaneous On-Call Services

The CITY OF ARCADIA, (hereinafter referred to as the "CITY") and **HANSON PROFESSIONAL SERVICES, INC.** (hereinafter referred to as the "CONSULTANT") (Collectively, the "Parties") agree to undertake the following work in accordance with the provisions of the Aviation Master Continuing Consultant Agreement for Planning and Engineering Professional Consulting Services dated April 5, 2011.

Description of Assignment:

The CITY requires the services of the CONSULTANT for an indefinite period of time to assist with monitoring business and operational activities at Arcadia Municipal Airport. The tasks may include but may not be limited to the following:

- Coordination with the designated City representative to address subjects related to airport business and operations activities, such as:
 - Coordination with Florida Department of Transportation (FDOT) in accordance with Chapter 330.30(2), F.S. and Rule 14-60.007, F.A.C. Airport Licensing, including assistance with the preparation for and participation on inspections requested by the FDOT Aviation and Spaceports Office.
 - Airfield civil and general civil design services.
 - Assistance and coordination with the Fire Marshal inspections.
 - Review of documents provided by the City related to current airport activities and operations to determine which items require immediate attention and those that it may be more appropriate to defer until the a new City Administrator and new FBO are hired.
 - Coordination with the Airport Fixed Base Operator (FBO) to identify and document day-to-day airport monitoring tasks that are the responsibility of the City due to the FBO leaves as of March 31, 2015.
 - Assist with advertisement, review of submittals and recommendations for new FBO that meets City's minimum standards.
 - Assistance and support services with City of Arcadia's JACIP (Joint Automated Capital Improvement Program).
 - Identification and completion of required status reports and tracking of and submittal deadlines for Federal Aviation Administration (FAA) grants and FDOT Joint Participation Agreements (JPAs).
 - Assistance with the development of language for Notices to Airmen (NOTAMs) and coordination with the FBO and FAA Flight Service Stations (FSS) for the issuance of NOTAMs. The need for the NOTAM shall be directed through the FBO and coordinated with the appropriate City/Hanson contact. The FBO will be the primary contact with FSS.
 - Preparation and submittal of Form(s) 7460-1 and -2 to the Orlando FAA Airports District Office for on-airport structure evaluations, if needed.
 - Monitoring of the FAA Obstruction Evaluation/Airport Airspace Analysis notification system for applicable airport hazard area.

- Formulation of an action plan to address any potential issues with an airport hazard, and assistance with plan implementation including FAA and FDOT coordination and negotiation, technical review of potential airspace impacts, review of airspace permit/zoning variance application, and recommended actions.
- Assistance with and preparation for Airport Advisory Board meetings.
- Stormwater Permit Inspections.

The CITY may require other general consulting services in the conduct of its business over the period of this agreement. The CONSULTANT shall perform these services on an as needed basis in a timely, efficient and cost effective manner and in accordance with the generally accepted standards of the applicable profession.

Basis of Compensation:

The above described activities will be performed by appropriate Hanson staff members on an on-call basis as directed by City staff. Compensation to complete the work will be in accordance with hourly rates as specified in the Agreement for Professional Services Between City of Arcadia and Hanson Professional Services Inc., see Exhibit "B" for the rate schedule. For each on-call service request made by the CITY, the CONSULTANT shall provide an estimate of the anticipated fee and obtain written approval from the CITY before performing any of the work.

Professional services will be invoiced on an hourly basis; direct expenses will be invoiced at actual costs. The total NOT TO EXCEED fee is **Thirty Thousand Dollars and 00/100 cents (\$30,000.00)**.

BASIS OF PAYMENT CONSULTING SERVICES

The following schedule is for normal design and consulting services provided on an hourly basis.

1. **ENGINEER/ARCHITECT/SCIENTIST POSITIONS:**

ENGINEER/ARCHITECT/SCIENTIST I	\$103.00
ENGINEER/ARCHITECT/SCIENTIST II	\$114.00
ENGINEER/ARCHITECT/SCIENTIST III	\$129.00
ENGINEER/ARCHITECT/SCIENTIST IV	\$139.00
ENGINEER/ARCHITECT/SCIENTIST V	\$154.00
ENGINEER/ARCHITECT/SCIENTIST VI	\$171.00
ENGINEER/ARCHITECT/SCIENTIST VII	\$204.00
ENGINEER/ARCHITECT/SCIENTIST VIII	\$237.00
PRINCIPAL	\$306.00

2. **TECHNICAL POSITIONS:**

AIDE	\$52.00
TECHNICIAN I	\$70.00
TECHNICIAN II	\$74.00
TECHNICIAN III	\$85.00
TECHNICIAN IV	\$96.00
TECHNICIAN V	\$106.00
TECHNICIAN VI	\$123.00
TECHNICIAN VII	\$130.00
MANAGER/DESIGNER	\$148.00

3. **ADMINISTRATIVE:**

ADMINISTRATIVE I	\$41.00
ADMINISTRATIVE II	\$57.00
ADMINISTRATIVE III	\$73.00
ADMINISTRATIVE IV	\$96.00
ADMINISTRATIVE V	\$117.00
ADMINISTRATIVE VI	\$130.00
ADMINISTRATIVE VII	\$171.00

4. Charges for special services, expert testimony, etc., will be negotiated.

5. The above rates cover straight time only. Overtime directed by the client will be surcharged by 25 percent.

6. Charges for outside consultants and contractors will be at invoice cost plus 10 percent.

7. All direct job expenses and materials other than normal office supplies will be charged at cost plus 10 percent.

8. Mileage charges for automobile = 57.5 cents per mile. Mileage charges for mobile lab or truck = 67 cents per mile.

Charges for vehicles that will remain assigned to a specific job will be \$60.00 per day or \$825.00 per month for automobiles, and \$67.00 per day or \$1,005.00 per month for mobile labs or trucks, plus the cost of fuel in lieu of mileage charges.

9. Services will be billed monthly and at the completion of the project. There will be an additional charge of 1 1/2 percent per month compounded monthly on amounts outstanding more than 30 days.

10. Rates are subject to change and may be superseded by a new schedule on or about January 1, 2016.

15 Rev. 0



AGENDA No. 15



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: May 5, 2015

DEPARTMENT: Administration
SUBJECT: Road Paving - Wilson Avenue (W. Gibson Street to Bridle Path), N. Baldwin Avenue (W. Hickory Street to State Road 70), and Glendora Avenue.

RECOMMENDED MOTION: Approve the proposed Agreement and Resolution for paving Wilson Avenue (W. Gibson Street to Bridle Path), N. Baldwin Avenue (W. Hickory Street to State Road 70), and Glendora Avenue.

SUMMARY:

Council previously approved Resolution 2015-02 to have Ajax Paving Industries of Florida, LLC (hereinafter, "Ajax") perform road paving work in the Bridle Path subdivision. This road paving work was approved via "piggyback" bid off of Charlotte County's Bid #15-024 for road paving services.

To take advantage of Ajax's mobilization under the Bridle Path road paving Agreement, staff consulted with the City Engineer and Ajax to identify certain roads requiring paving which would also permit the City to stay within its budget constraints.

This Agreement and Resolution will allow the City to "piggyback" off the Charlotte County contract to meet the paving needs on Wilson Avenue (W. Gibson Street to Bridle Path), N. Baldwin Avenue (W. Hickory Street to State Road 70), and Glendora Avenue.

FISCAL IMPACT: Capital Budget
 Operating
 Other

ATTACHMENTS: Ordinance Resolution Budget Other

Department Head: _____ Date: _____
Finance Director (As to Budget Requirements) _____ Date: _____
City Attorney (As to Form and Legality) _____ Date: 4/27/15
Interim City Administrator: _____ Date: 4/24/15

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

**AGREEMENT TO PIGGYBACK A CONTRACT FOR SERVICES
BID BY ANOTHER GOVERNMENTAL ENTITY**

WHEREAS, Ajax Paving Industries of Florida, LLC, a Florida limited liability company (hereinafter "Ajax"), entered into an agreement dated March 10, 2015, with Charlotte County, a political subdivision of the State of Florida (hereinafter, "Charlotte County"), for road paving services procured pursuant to F.S. §287.057 (hereinafter, the "Contract"),

WHEREAS, the City of Arcadia, a Florida municipal corporation (hereinafter, the "City") has the legal authority under Section 6 of the City of Arcadia's Purchasing Policy, adopted by the Arcadia City Council, to "piggyback" onto a contract procured pursuant to F.S. §287.057 by another governmental entity when seeking to utilize the same or similar services provided for in the said contract; and

WHEREAS, the City desires to "piggyback" onto the above referenced Contract between Ajax and Charlotte County for utilization of the same or similar services for paving Wilson Avenue (W. Gibson Street to Bridle Path), N. Baldwin Avenue (W. Hickory Street to State Road 70), and Glendora Avenue (hereinafter, the "Work") and Ajax consents to the aforesaid "piggybacking."

NOW THEREFORE, having found it to be in the best interests of the City,

1. Ajax affirms and ratifies the terms and conditions of the above referenced Contract with Charlotte County and agrees to perform the services set forth therein for the City in accordance with the terms of said Contract until the Work is completed.

2. The City agrees to utilize the services of Ajax in a manner and upon the terms and conditions as set forth in the Contract with Charlotte County until the Work is completed.

AJAX PAVING INDUSTRIES OF FLORIDA, CITY OF ARCADIA
LLC

By: _____

By: _____

Interim City Administrator

Witness

Attest:

Witness

City Clerk

RESOLUTION NO. 2015-____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARCADIA, FLORIDA PIGGYBACKING CHARLOTTE COUNTY'S BID #15-024 AND APPROVING THE PURCHASE OF ROAD PAVING SERVICES FROM AJAX PAVING INDUSTRIES OF FLORIDA, LLC FOR WILSON AVENUE (W. GIBSON STREET TO BRIDLE PATH), N. BALDWIN AVENUE (W. HICKORY STREET TO STATE ROAD 70), AND GLENDORA AVENUE; AUTHORIZING THE INTERIM CITY ADMINISTRATOR TO EXECUTE NECESSARY DOCUMENTS; AUTHORIZING THE FINANCE DIRECTOR TO EXPEND FUNDS; PIGGYBACKING A COMPETITIVE BID; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Arcadia (hereinafter, the "City Council") has identified Wilson Avenue (W. Gibson Street to Bridle Path), N. Baldwin Avenue (W. Hickory Street to State Road 70), and Glendora Avenue (collectively, the "Road Paving Project") as roads that require paving; and

WHEREAS, in accordance with Section 6 of the City of Arcadia's Purchasing Policy, the City of Arcadia (hereinafter, the "City") can purchase goods and services in cooperation with other public agencies, if in the opinion of the City Council, it is in the City's best interest to do so; and

WHEREAS, similar road paving work was competitively bid by Charlotte County, Florida under Bid #15-024 and Ajax Paving Industries of Florida, LLC (hereinafter, "Ajax") currently has the Charlotte County contract (hereinafter, the "Contract"); and

WHEREAS, the City Council desires to approve the purchase of road paving services for the Road Paving Project through Ajax at a cost not to exceed the amount set forth in Exhibit "A" attached hereto; and

WHEREAS, Charlotte County has granted the City access to "Piggyback" off Charlotte County's Bid #15-024 and the Contract as set forth in the letter dated March 30, 2015 attached hereto as Exhibit "B"; and

WHEREAS, the City desires to "Piggyback" Charlotte County's Bid #15-024 and the Contract and accept the competitive bid submitted by Ajax for road paving in response thereto; and

WHEREAS, the City Council finds that the purchase of road paving services for the Road Paving Project is in the best interests of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ARCADIA, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above recitals are true and correct and incorporated into this Resolution by this reference.

Section 2. Approval of Piggyback Purchase. The City Council hereby piggybacks Charlotte County's Bid #15-024 and accepts the bid submitted by Ajax for the purchase of road paving services for the Road Paving Project, at a cost not to exceed \$109,294.75, as set forth in Exhibit "A" attached hereto.

Section 3. Authorization of City Officials. The Interim City Administrator and the City Attorney are authorized to take all actions necessary to implement the terms and conditions of the Agreement.

Section 4. Execution of Agreement. The Interim City Administrator and the City Attorney are authorized to execute any required agreements on behalf of the City and/or documents to implement the terms and conditions of any required Agreements and to execute any amendments thereto, subject to the approval as to form and legality by the City Attorney.

Section 5. Authorization of Fund Expenditure. Notwithstanding the limitations imposed upon the Interim City Administrator pursuant to the City's Purchasing Policy, the Finance Director is authorized to expend funds to purchase road paving services for the Bridle Path Subdivision.

Section 6. Effective Date. This Resolution shall take effect immediately upon adoption.

PASSED BY THE CITY COUNCIL OF THE CITY OF ARCADIA, FLORIDA, in regular session this ____ day of May, 2015.

ATTEST:

CITY OF ARCADIA, FLORIDA

Penny Delaney, City Clerk

Judy Wertz-Strickland, Mayor

APPROVED AS TO FORM:

Thomas J. Wohl, City Attorney



Ajax Paving Industries of Florida, LLC.
 510 Gene Green Road, Nokomis, FL 34275
 Phone: 941-486-3600
 Fax: 941-486-3500
 www.ajaxpaving.com

The Future is Riding on Ajax.™

To:	City Of Arcadia	Contact:	
Address:	P.O. Box 351 Arcadia, FL 34265	Phone:	863-494-4114
		Fax:	863-494-4712
Project Name:	CO Bridle Path Subdivision - Arcadia Piggy Back	Bid Number:	2015000024
Project Location:		Bid Date:	4/23/2015

Item #	Item Description	Estimated Quantity	Unit	Unit Price	Total Price
Wilson Street (Gibson - Bridle Path)					
101	Mobilization	1.000	LS	\$3,000.00	\$3,000.00
102	Maintenance Of Traffic	1.000	LS	\$3,000.00	\$3,000.00
120	Pavement Removal	1,550.000	SY	\$5.15	\$7,982.50
280-9	Optional Base Group 6	1,550.000	SY	\$18.10	\$28,055.00
331-2B	Type S-III Asphalt Concrete	130.000	TON	\$82.45	\$10,718.50
Total Price for above Wilson Street (Gibson - Bridle Path) Items:					\$52,756.00
Baldwin Street (SR 70 - Hickory)					
101	Mobilization	1.000	LS	\$2,500.00	\$2,500.00
102	Maintenance Of Traffic	1.000	LS	\$2,500.00	\$2,500.00
120	Pavement Removal	950.000	SY	\$5.15	\$4,892.50
280-9	Optional Base Group 6	950.000	SY	\$18.10	\$17,195.00
331-2B	Type S-III Asphalt Concrete	85.000	TON	\$82.45	\$7,008.25
Total Price for above Baldwin Street (SR 70 - Hickory) Items:					\$34,095.75
Glendora					
101	Mobilization	1.000	LS	\$2,500.00	\$2,500.00
102	Maintenance Of Traffic	1.000	LS	\$2,500.00	\$2,500.00
0327 70 6	MILLING EXIST ASPH PAVT (1 1/2" AVG DEPTH)	1,950.000	SY	\$2.18	\$4,251.00
331-2B	Type S-III Asphalt Concrete	160.000	TON	\$82.45	\$13,192.00
Total Price for above Glendora Items:					\$22,443.00

Total Bid Price: \$109,294.75

Notes:

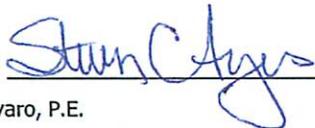
- This Proposal includes ONLY those items and services specifically described above. Ajax is not responsible for site cleanup following underground work.
- This Proposal is based on ONE (1) Mobilization. Additional Mobilizations will require negotiation of price.
- Acceptance of this proposal confirms agreement with and incorporation of the standard terms of contract of Ajax Paving Industries of Florida, LLC. This proposal is binding on customer when signed and transmitted to Ajax by mail, PDF, or facsimile.
- The prices on this quotation are firm for 30 days from the date of this quote.



Ajax Paving Industries of Florida, LLC.
 510 Gene Green Road, Nokomis, FL 34275
 Phone: 941-486-3600
 Fax: 941-486-3500
 www.ajaxpaving.com

The Future is Riding on Ajax.™

To:	City Of Arcadia	Contact:	
Address:	P.O. Box 351 Arcadia, FL 34265	Phone:	863-494-4114
		Fax:	863-494-4712
Project Name:	CO Bridle Path Subdivision - Arcadia Piggy Back	Bid Number:	2015000024
Project Location:		Bid Date:	4/23/2015

<p>ACCEPTED: The above prices, specifications and conditions are satisfactory and are hereby accepted.</p> <p>Buyer: _____</p> <p>Signature: _____</p> <p>Date of Acceptance: _____</p>	<p>CONFIRMED: Ajax Paving Industries Of Florida, LLC</p> <p>Authorized Signature: </p> <p>Estimator: Christie Alvaro, P.E. 941-486-3600 calvaro@ajaxpaving.com</p>
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Charlotte County Government

"To exceed expectations in the delivery of public services."

www.CharlotteCountyFL.gov

March 30, 2015

City of Arcadia
PO Box 1000
Arcadia, FL 34265
Attn: Beth Carsten

Dear Ms. Carsten:

Per your request, please accept this letter as authorization from Charlotte County for the City of Arcadia to "piggyback" Bid #15-024, 2015 County Paving Program. It is understood that City of Arcadia will establish its own contract with the successful bidder(s), place its own orders, be invoiced therefrom and make its own payments to the successful bidder in accordance with the terms of the contract established between the City of Arcadia and the successful bidder. It is also hereby mutually understood and agreed that Charlotte County is not a legally bound party to any contractual agreement made between a successful bidder and any local entity other than Charlotte County Board of County Commissioners.

If you have any questions, please feel free to contact the Charlotte County Purchasing Division at 941-743-1374.

Sincerely,

A handwritten signature in black ink that reads "Kimberly A. Corbett".

Kimberly A. Corbett, C.P.M., CPPB
Senior Division Manager – Purchasing

/at

PURCHASING DIVISION
BUDGET & ADMINISTRATIVE | SERVICE DEPARTMENT
18500 Murdock Circle, Suite 344 | Port Charlotte, FL 33948-1068
Phone: 941.743.1378 | Fax: 941.743.1384

MEMORANDUM

TO: Elizabeth Carsten, Interim City Administrator
FROM: Julie Karleskint, P.E.
SUBJECT: Ajax Paving Proposal
DATE: April 24, 2015

Per our discussion, I have reviewed the unit cost provided in the Ajax proposal for paving Wilson Street (Gibson – Bridle Path), Baldwin Street (SR 70 – Hickory) and Glendora. The unit cost provided in the proposal are those included in the Charlotte County unit price annual contract; which were determined to have the best pricing for roadway repair when evaluated against similar contracts in DeSoto County and Sarasota County that were competitively bid. Therefore, we recommend the City proceed to piggy back off the Charlotte County contract at this time.

AGENDA No. 16



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: May 5, 2015

DEPARTMENT: Administration

SUBJECT: Update on City Administrator Search

RECOMMENDED MOTION:

SUMMARY:

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: 05/05/15

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

DEPARTMENT REPORTS

City Marshal
Matthew A. Anderson



State of Florida
City of Arcadia

**ARCADIA POLICE DEPARTMENT
COUNCIL REPORT**

TOTALS FOR THIS REPORT PERIOD: APRIL 2015

ARREST ACTIVITIES

FELONY ARREST	15	MISDEMEANOR ARREST	21
JUVENILE ARREST	3	TRAFFIC ARREST	4
WARRANT ARREST	6		

TRAFFIC ACTIVITIES

ACCIDENT REPORTS	22	TRAFFIC CITATIONS	75
		WARNING CITATIONS	42

PATROL

COMPLAINTS	726
CITY ORDINANCE VIOLATIONS	2

CRIMINAL INVESTIGATIONS

CASES TOTAL	13
CASES UNDER INVESTIGATION	2
CASES CLOSED	11

A handwritten signature in cursive script that reads "Matt A. Anderson".

CITY MARSHAL
4/28/2015