

**AGENDA MINUTES  
CITY COUNCIL  
CITY OF ARCADIA  
TUESDAY, JUNE 19, 2018  
6:00 P.M.**

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

**INVOCATION, PLEDGE CALL TO ORDER AND ROLL CALL**

Deputy Mayor Simons gave the invocation which was followed by the pledge of allegiance. The Mayor called the meeting to order at approximately 6:05 p.m. and the following members and staff were present:

**Arcadia City Council**

Mayor Judy Wertz-Strickland  
Deputy Mayor Jaccarie D. Simons  
Councilmember Robert W. Heine, Jr.

Councilmember Keith Keene – not in attendance  
Councilmember Jerry B. Alexander – not in attendance

**Arcadia City Staff**

City Administrator Terry Stewart	City Planner Jeff Schmucker
City Clerk Penny Delaney	Airport Director Shelley Peacock
City Attorney T.J. Wohl	Marshal Matt Anderson
City Engineer Julie Karleskint	

**PRESENTATIONS**

**Agenda Item 1 – Presentation of Certificate of Recognition to Carol Mahler regarding the Certified Local Government Program**

Mayor Wertz-Strickland presented Carol Mahler with a Certificate of Recognition for her efforts associated with the City of Arcadia being accepted into the Florida Certified Local Government Program.

**Agenda Item 2 – Presentation – Florida Public Utilities Transfer Station Plan**

Ed Sawicki, Engineering Manager of Magnolia River reminded Council that back in April they had appeared before Council representing Florida Public Utilities to request the installation of a regulating station on Hickory and Baldwin. He stated the request was not

approved at that time and Florida Public Utilities was directed to locate an alternative location. He explained they spoke with the Elks Club and were able to obtain an easement for the regulating station. Mr. Sawicki advised a minor site plan application had been provided to Council which indicates the site work that would be necessary. City Attorney Wohl recommended that if Council should approve this it be on the condition that the security fencing be maintained along with the shrubbery (the buffering). Mr. Sawicki agreed to such. After further discussion, the presentation was concluded.

### **CONSENT AGENDA**

**Agenda Item 3 – Special Event Permit – Annual Veterans Day Parade**

**Agenda Item 4 – Special Event Permit – Annual Independence Day Parade**

Councilmember Heine made a motion to approve the Consent Agenda Items 3 and 4 and Deputy Mayor Simons seconded the motion. No discussion followed and it was unanimously, 3/0, approved.

### **ACTION ITEMS**

**Walk-On Item – Assignment and Amendment of the Lease for the Smith Brown Recreation Center**

City Attorney Wohl reminded Council this matter was discussed at the last Council meeting when Ashley Coone of the Smith Brown Community Foundation expressed a desire to transfer the operation at the Smith Brown Community Center to the Boys & Girls Clubs of Sarasota County. He stated that Smith Brown has assigned a lease (provided the City consents to do so) to the Boys & Girls Clubs of Sarasota County and an amendment to the lease with the Boys & Girls Clubs had been prepared. He explained the term of the proposed lease had been shortened to October 31, 2018 which will provide the City time to negotiate with the Boys & Girls Clubs regarding a long term lease for how the Smith Brown Recreation Center will be operated for youth activities. City Attorney Wohl advised the gymnasium had been removed from the lease due to it being in disrepair, but the goal was to include a plan for the gymnasium in the long term agreement with the Boys & Girls Clubs. He advised the City would take on any structure repairs of the other building (not of the gymnasium) should there be any necessary repairs and the Boys & Girls Clubs was being provided with an open space to be used for outdoor activities. He informed Council that both the Smith Brown Community Foundation and the Boys & Girls Clubs had signed the assignment and the Boys & Girls Clubs had signed the amended and restated lease. Bill Sadlo, CEO of the Boys & Girls Clubs of Sarasota County, expressed his appreciation for the opportunity to have their program as a part of the community and thanked many community leaders for their assistance. After further discussion, Deputy Mayor Simons made a motion to approve the assignment of the Smith Brown Recreation Center Lease from the Smith Brown Community Foundation, Inc. to the Boys & Girls Clubs of Sarasota County, Inc. and Councilmember Heine seconded the motion. No discussion followed and it was unanimously, 3/0, approved. Then Deputy Mayor Simons made a motion to approve the Amended and Restated Lease between the Boys & Girls Clubs of Sarasota County, Inc. and the

City of Arcadia for the Smith Brown Recreation Center and Councilmember Heine seconded the motion. No discussion followed and it was unanimously, 3/0, approved.

**Agenda Item 5 – Request for Approval of Amendment 1 to Specific Authorization 28 – General Consulting Services**

Julie Karleskint of Hazen and Sawyer requested approval of Amendment 1 to the general consulting services agreement, Specific Authorization 28, due to additional time and materials expended due to additional projects this year and issues regarding Hurricane Irma. After further discussion, Councilmember Heine made a motion to approve Amendment 1 to Specific Authorization 28 for Hazen and Sawyer in the additional amount of Sixty-Thousand and 00/100 Dollars (\$60,000.00) to continue providing City engineering assistance and Deputy Mayor Simons seconded the amended motion. No discussion followed and it was unanimously, 3/0, approved.

**Agenda Item 6 – First Reading of Ordinance 1042 – Amending the Future Land Use Element of the City’s Comprehensive Plan Specifically Adding Goals, Objectives and Policies Consistent with the City’s Economic Diversification Strategic Plan**

Jeff Schmucker of the Central Florida Regional Planning Council provided a power point regarding this matter (a copy of said power point is on file in the office of the City Clerk). He advised this was the first reading of Ordinance 1042 and also a public hearing transmittal hearing which afterward it will go to the Florida Department of Economic Opportunity and then it will come back to the City Council for adoption. He provided a summary overview of the goals, objectives and policies within the ordinance and asked if there were any questions. There were none, but City Administrator Stewart stated that by making and adopting these changes, it will be beneficial when applying for grants related to economic development. It was discussed that since it had to be sent to the Florida Department of Economic Opportunity for review, it would probably not come back to the Council for second reading until August. Deputy Mayor Simons made a motion to approve Ordinance 1042 on first reading and Councilmember Heine seconded the motion. After further discussion, the City Clerk read Ordinance 1042 by title only. No discussion followed and it was unanimously, 3/0, approved.

**Agenda Item 7 – Request for Approval to Execute Piggyback Contract for Pump and Motor Repair and Replacement**

City Administrator Stewart informed that in the past staff had brought before Council requests to purchase pumps from Electro Mechanical South on an individual basis. He explained the company carries the specific type of pumps that the City uses and staff had secured the necessary approval from the City of Frostproof (the city who had the original request for proposal) and they had authorized the City of Arcadia to use it as a piggyback. He stated all the requirements had been met and staff was asking Council to approve the piggyback contract for future purchases of pumps and equipment from Electro Mechanical South. Councilmember Heine made a motion to approve entering into an agreement with Electro Mechanical South, Inc. for pump and motor repair and replacement by piggybacking on their agreement with the City of

Frostproof and Deputy Mayor Simons seconded the motion. No discussion followed and it was unanimously, 3/0, approved.

**Agenda Item 8 – Request for Approval of Commercial Lease for Wingman Aviation, LLC**

Airport Manager Shelley Peacock requested the approval for a commercial lease for Wingman Aviation. She advised Wingman Aviation had a lease with the City in 2012 and the current lease included updates which had been reviewed by the City Attorney. City Administrator Stewart asked if it included the updated fair market value of rent per the appraisal which had been obtained and Ms. Peacock stated that it did. Mr. Stewart explained that a market analysis had been done and explained what such entailed. Mayor Wertz-Strickland asked if Wingman Aviation was named in the 2012 lease. City Attorney Wohl explained that Rickey Hilton was actually the tenant under the lease, but he is now incorporated and has chosen to have the lease under his LLC and has signed a personal guarantee. Deputy Mayor Simons made a motion to approve the Commercial Lease Agreement with Wingman Aviation commencing on July 1, 2018 and ending June 30, 2023 unless extended or sooner terminated as herein provided. Councilmember Heine seconded the motion. No discussion followed and it was unanimously, 3/0, approved.

**COMMENTS FROM DEPARTMENTS**

Marshal Anderson provided the monthly report and asked if the Council or the general public had any concerns or questions and there were none. He addressed the matter discussed at the last City Council meeting regarding the 4<sup>th</sup> of July weekend event at Louis C. Anderson Park. He advised he had spoken with Sheriff Potter who had expressed his concern regarding not having enough manpower. Marshal Anderson advised he failed to consider the staffing in his jail division when the number of officers was discussed at the last City Council meeting. He also addressed the Friday event which was listed on the flyer, but stated he understood the applicant to state such was a misprint. Additionally, he noted that the times of the events for Saturday were not on the flyer. The subject of payment regarding the presence of law enforcement at the event was discussed to include when payment was to be made prior to the event. Sheriff Potter was in attendance and stated the Sheriff's Department was there to support the Marshal, but the attendance and traffic issues were not clear which makes it difficult to plan for the event such as manpower. From a law enforcement perspective, he stated it would involve dispatch, jail, number of deputies on the road, how much traffic would be on US 17, emergency personnel, etc. After much further discussion regarding expected attendance, security and the arrangements for payment of the fees and costs, City Attorney Wohl referred to the special event ordinance which states if payment is not received, the event can be cancelled without the need for a City Council meeting and it also states that if the event becomes a threat to the public or endangers public health safety welfare, the Marshal is authorized to shut the event down. He also stated that also covered in the ordinance is going outside of the perimeters of what was applied for, i.e., days applied for versus actual days of event. Based upon the uncertainty of the Friday night issue, City Administrator Stewart suggested he contact Ms. Peterson, but he stated that would still not resolve the Marshal and Sheriff's concerns regarding manpower. He recommended not

authorizing events such as this magnitude in City parks in the future. City Administrator Stewart confirmed with Sheriff Potter that he would speak to Ms. Peterson about the need for an additional five (5) officers (City Council was in agreement). City Attorney Wohl spoke of Ms. Peterson taking ownership of the event and he emphasized the number allowed in attendance regarding the Friday event. City Administrator Stewart stated the additional day was not authorized by the Council; she could have her events on Saturday and Sunday, but she is not authorized otherwise and Council agreed. It was agreed that City Administrator Stewart and Marshal Anderson would have a conference with Ms. Peterson together. Marshal Anderson reemphasized that half of the amount should be paid by June 29<sup>th</sup> and the other half by the Friday before, but before noon.

City Attorney Wohl advised the International Property Maintenance Code ordinance would be on the agenda for first reading at the next meeting. He further advised a lien reduction resolution would also be placed on the agenda for the next meeting.

City Administrator Stewart advised the Junior Golf Camp began the day before at the Arcadia Golf Course and he provided a status update regarding such. He advised Council that he also did another "Day in the Life" events in which he works with the crew and he did so mowing the grass at the golf course. He spoke of the compliments he has received regarding the improvements made to the course.

Mr. Stewart then spoke of a meeting he had with Mr. Walker and Mr. Creel regarding the possibility of having an art gallery in the City of Arcadia. He provided them with a tour of the north side of the old Police Department building as a possible location for their gallery. He explained they would like to explore the possibility of them providing the manpower to operate the gallery at no cost to the City. Mr. Stewart stated he would put a project together for Council's review to determine the cost involved and he felt it would be a fantastic draw for the City. He asked if Council was in agreement with him proceeding to do so and they were in agreement for him to proceed with such.

Regarding the Chamber of Commerce Leadership Program, City Administrator Stewart expressed his interest in going through the program and Council supported his request to do so. He then advised that the City Engineer had been working on the design piece of the sewer rehabilitation that Council had approved. He informed Council that staff had received the beginning specifications for the contract piece of it and would start putting the specifications to go out on the street for it and was hoping to begin in August. Mr. Stewart shared that he had been contacted by a housing developer who had asked if the City had housing needs. He replied that work force housing was a need and he stated he would keep Council advised as to what may come of the discussions. Mr. Stewart then advised that his performance evaluation was scheduled for the next Council meeting.

Councilmember Heine spoke of the maintenance of the Chamber of Commerce building and referred to things that needed to be done to the building. City Administrator Stewart advised that he and Public Works Director Underwood had meetings with the Chamber of Commerce regarding such. After further discussion, he advised that he would share with the Chamber of

Commerce the Council's concern and that Council was looking to them for movement on their part.

**PUBLIC**

None

**MAYOR AND COUNCIL REPORTS**

Mayor Wertz-Strickland spoke of those who attended the Ridge League Dinner in Lakeland and the scholarship that had been provided to a student from Arcadia. She then advised that she and Mr. Stewart, along with three (3) members of the Chamber of Commerce, would be attending a summit meeting set up by the Ridge League and the Florida League of Cities regarding advocacy for Home Rule in the next legislative season.

She advised that the City had applied for a Fifteen Hundred and 00/100 Dollars (\$1500.00) grant regarding a Citizen's Academy. She also advised that she had a meeting with members of the Farm Credit regarding cost sharing to get the road paved between First State Bank and Farm Credit (Imogene). She stated it cost approximately Thirty-Two Thousand and 00/100 Dollars (\$32,000.00) and Farm Credit wanted to pay Fifteen Hundred and 00/100 Dollars (\$1500.00) per year for the next three (3) years. Mayor Wertz-Strickland commended Farm Credit for their contribution to the cost of the road repair. She also advised that Farm Credit had agreed to be a sponsor for the Ridge League Cities Dinner Meeting which will be held in December at the Mosaic Arena.

**ADJOURN**

Councilmember Heine made a motion to adjourn and Deputy Mayor Simons seconded the motion. No discussion followed and it was unanimously, 3/0, approved. Having no further business at this time, the meeting was adjourned at approximately 7:49 P.M.

ADOPTED THIS 17<sup>th</sup> DAY OF July, 2018.

By: Judy Wertz Strickland  
Judy Wertz-Strickland, Mayor

ATTEST:

Penny Delaney  
Penny Delaney, City Clerk

