

**MINUTES  
CITY COUNCIL  
CITY OF ARCADIA  
TUESDAY, JULY 2, 2013  
6:00 PM**

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

**CALL TO ORDER, INVOCATION PLEDGE OF ALLEGIANCE & ROLL CALL**

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

Deputy Mayor Heine gave the invocation which was followed by the Pledge of Allegiance.

**Arcadia City Council**

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

Councilwoman Alice Frierson  
Councilman Joseph E. Fink

**Arcadia City Staff**

City Administrator Judi Jankosky  
City Attorney Thomas J. Wohl

City Clerk Gia Lancaster  
Marshal Matt Anderson

**CONSENT AGENDA**

1. May 28, 2013 City Council Workshop Minutes
2. June 18, 2013 City Council Minutes
3. Check Warrant Reports: 06/20/13, 06/26/13
4. Amendment 1 to Specific Authorization No. 15
5. Special Event Permit and Street Closure for Car Show, Team Arcadia

**A motion was made by Councilman Fink and seconded by Deputy Mayor Heine to approve consent agenda items 1 through 5 as presented. The motion carried 5-0.**

**DISCUSSION ITEMS**

6. School Board Lease (City Attorney)

**A motion was made by Deputy Mayor Heine and seconded by Councilman Fink. Councilman Fink asked about the contract date. Attorney Wohl replied that the lease is for a one year period. Vote on the original motion carried 5-0.**

**RESOLUTION**

7. **RESOLUTION NO. 2013-14; A RESOLUTION ADOPTING THE TENTATIVE MILLAGE RATE TO BE LEVIED BY THE CITY OF ARCADIA, FLORIDA FOR THE FISCAL YEAR 2013-2014. (Finance Director)**

Resolution No. 2013-14 was read by title only. A motion was made by Deputy Mayor Heine and seconded by Councilman Allen to adopt Resolution No. 2013-14 as presented. Councilman Fink stated that this Resolution would raise the City millage to the maximum for the State of Florida and he has not seen a budget at this time. He could not support this Resolution. Mayor Keene stated that he can support this Resolution because he knows the millage can be decreased from 10 mills. The vote on the original motion carried 4-1 with Councilman Fink dissenting.

8. **RESOLUTION NO. 2013-15; STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION UTILITY AGREEMENT. (City Administrator)**

Resolution No. 2013-15 was read by title only. A motion was made by Councilman Allen and seconded by Deputy Mayor Heine to adopt Resolution No. 2013-15 as presented. The motion carried 5-0.

**ORDINANCE**

9. **ORDINANCE NO. 989; AN ORDINANCE OF THE CITY OF ARCADIA PROVIDING FOR THE CREATION OF A UTILITY SERVICE AREA OUTSIDE THE CORPORATE LIMITS; ESTABLISHING SERVICE AREA BOUNDARIES; AUTHORIZING THE EXTENSION OF UTILITIES; PROVIDING FOR FUTURE AMENDMENTS TO THE SERVICE AREA BOUNDARIES; ESTABLISHING THE PURPOSE OF THE SERVICE AREA; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (City Attorney)**

Attorney Wohl explained that upon further research he found a recent case that discouraged adoption without implementing a utility cost analysis simultaneously. Furthermore it was his recommendation to not hold a second reading on this Ordinance.

Mayor Keene asked what the implication in regards to other utility providers? Attorney Wohl replied that there is no procedure in place and no one could come inside the City and disconnect the City. Case Law dictates you must complete in unison. Councilman Fink suggested a Joint Planning Agreement with the County to review utility areas of expansion. Deputy Mayor Heine suggested the area near the Turner Center. Mrs. Jankosky stated she would schedule a meeting with the County. Attorney Wohl stated the City Administrator has put much forethought into the subject looking five to ten years down the road.

### **COMMENTS FROM DEPARTMENTS**

#### 10. City Marshal – June Report Included

Marshal Anderson reported on recently settled narcotic cases. He reported that he would be purchasing new uniform “dry fit” shirts for the Officers.

#### 11. Attorney

Attorney Wohl reported that he met with Marshal Anderson and Code Enforcement to review code issues.

#### 12. City Administrator

The Administrator reminded Council that the Way Building would be closed Thursday for July 4<sup>th</sup> and Friday the 5<sup>th</sup> for termite extermination.

The Administrator reported that the audit is ongoing while awaiting information from the Police Department and FDLE.

The Administrator replied to Mayor Keene that Legislative responses will be sent to the Joint Legislative Audit Committee by July 10, 2013.

The Administrator reported she has received no update regarding Jim Space. She hopes to have information at the next Council Meeting.

### **PUBLIC (PLEASE LIMIT PRESENTATIONS TO FIVE MINUTES)**

Mr. Charles Conklin voiced concerns about potholes on Baldwin and asked the status of McSwain Park. Mrs. Jankosky reported that the City is currently developing a complete list of roads needing repairs and will prioritize the repairs based on many factors. Mayor Keene replied that the McSwain Park Project is awaiting the FDOT road project. Mrs. Jankosky clarified that the McSwain Project is a Leadership DeSoto Project.

MAYOR AND COUNCIL MATTERS

None

ADJOURN

There being no further business the meeting adjourned at 6:35 p.m.

APPROVED THIS 6<sup>th</sup> DAY OF August, 2013.

By:

Keith Keene  
Keith Keene, Mayor

ATTEST:

G. S. Lancaster  
Gia S. Lancaster, City Clerk