

**AGENDA
ARCADIA CITY COUNCIL
CITY COUNCIL CHAMBERS
23 N. POLK AVE., ARCADIA, FL
TUESDAY, JULY 16, 2013
6:00 PM**

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

CONSENT AGENDA

1. July 2, 2013 City Council Workshop Minutes
2. Check Warrant Reports: 07/10/13, 07/11/13, 07/12/13
3. Lake Katherine Park Improvements
4. Request for Certificate of Appropriateness, 222 East Oak Street, Mosaic Fertilizer, LLC
5. Appointing a member to the Historical Preservation Commission, Cynthia McLeod Ely

DISCUSSION ITEMS

6. Fire Assessments MSBU/MSTU (Administrator)

RESOLUTION

7. **RESOLUTION NO. 2013-16; A RESOLUTION OF THE CITY OF ARCADIA, GRANTING APPLICANTS JUDY KILPATRICK, AND ROY KILPATRICK, DESOTO LAND SURVEYING, A VACATION OF RIGHT-OF-WAY FOR TWO PLATTED BUT UNDEVELOPED ALLEYWAYS AS PROVIDED FOR WITHIN SECTION 86, ARCADIA CODE OF ORDINANCES, ON PROPERTY LOCATED AT BLOCK 39, TOWN OF ARCADIA PLAT, PER PLAT BOOK 1, PAGE 67, DESOTO COUNTY PUBLIC RECORDS, ARCADIA, FLORIDA. (City Planner)**

COMMENTS FROM DEPARTMENTS

8. City Marshal
9. Attorney
10. City Administrator

PUBLIC (PLEASE LIMIT PRESENTATIONS TO FIVE MINUTES)

MAYOR AND COUNCIL MATTERS

ADJOURN

If a person decides to appeal any decision made by the board, agency, or council with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Please TURN OFF or SILENCE all cell phones

**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 severability clause and questioned the date certain. 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 4th and Friday the 5th 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 ___ DAY OF _____, 2013.

By:

Keith Keene, Mayor

ATTEST:

Gia S. Lancaster, City Clerk



07/10/2013 17:05
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City of Arcadia, FL - ** LIVE **
WARRANT LIST BY VOUCHER

PG 13
apwarnt

WARRANT: 20130701 07/10/2013

DUE DATE: 07/10/2013

VOUCHER	VENDOR	VENDOR NAME	INVOICE	PO	TYPE	DUE DATE	AMOUNT	COMMENT
93076	2777	CITY OF ARCADIA	2289051	100	INV	07/08/2013	52.97	REIM GIA CC/AMAZON VOI
93081	10030	W & S ENTERPRISE ACCOUNT	3190623300	100	INV	07/18/2013	248.34	725 N BREVARD AVE
93082	10030	W & S ENTERPRISE ACCOUNT	3190623500	100	INV	07/18/2013	110.58	721 N BREVARD AVE
93083	1535	NAPA AUTO PARTS	207946	100	CRM	07/09/2013	-39.33	RETURN ON DISC BRAKE P
93084	1535	NAPA AUTO PARTS	207854	100	INV	07/09/2013	423.69	CONTROL ARM ASSEMBLY,
93085	130020	MAASSEN OIL CO., INC.	182618	100	INV	07/09/2013	199.60	1 CORENA S4
93086	2608	CITY OF ARCADIA	10069911	100	INV	07/09/2013	138.95	REIMBURSEMENT ON GIA C
93087	1866	BRENNTAG MID-SOUTH, INC.	BMS479046	100	INV	07/19/2013	1,500.00	SULFUR DIOXIDE
93088	2777	CITY OF ARCADIA	081019	100	INV	07/08/2013	29.88	REIM GIA CC ON WALMART
93089	2473	KED GROUP, INC	2929	100	INV	07/08/2013	3,102.00	PA 110 PWG 30X 55# NET
93090	2151	PEACE RIVER SHOPPER	14812	100	INV	07/08/2013	305.00	FULL PAGE -GRAD AD/ AD
93091	2151	PEACE RIVER SHOPPER	14628	100	INV	07/08/2013	75.00	SPRAY TECH/ GARBAGE PI
93092	700837	ARCADIA CHEVROLET GEO	CTCS170431	100	INV	07/08/2013	93.37	PD 2010 CHEVY TAHOE FR
93093	377	COMMUNITY ASPHALT CORP.	505790	100	INV	07/08/2013	2,772.43	2043104 COLD PATCH
93094	80125	LOU'S HYDRAULIC SALES & SER	6869A	100	INV	07/08/2013	265.26	WIPER, ORING, HOSE ZIP
93096	2596	MAULDIN & JENKINS	544000	100	INV	07/08/2013	10,722.50	PROFESSIONAL SERVICES/
93098	2756	PESTGUARD COMMERCIAL SVCS I	111567	100	INV	07/20/2013	4,000.00	WAY BUILDING TENTED FO
93099	2756	PESTGUARD COMMERCIAL SVCS I	111564	100	INV	07/20/2013	1,500.00	WAY BUILDING TENTED FO
93100	2688	SWAINE & HARRIS, PA	13403	100	INV	07/01/2013	3,000.00	MAYS ATTY FEES
93101	2688	SWAINE & HARRIS, PA	13504	100	INV	07/01/2013	3,478.71	JUNES ATTY FEES
93102	2688	SWAINE & HARRIS, PA	13231	100	INV	07/01/2013	4,060.06	DONNA KESSLER LITIGATI
93103	2688	SWAINE & HARRIS, PA	13505	100	INV	07/01/2013	1,996.66	DONNA KESSLER LITIGATI
93104	2688	SWAINE & HARRIS, PA	13502	100	INV	07/01/2013	92.00	CODE ENFORCEMENT
93105	2688	SWAINE & HARRIS, PA	13503	100	INV	07/01/2013	182.00	CEMETERY
93106	2688	SWAINE & HARRIS, PA	13500	100	INV	07/01/2013	205.57	MHP - MOSHKOVSKI EVICT



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City of Arcadia, FL - ** LIVE **
WARRANT LIST BY VOUCHER

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WARRANT: 20130701 07/10/2013

DUE DATE: 07/10/2013

VOUCHER	VENDOR	VENDOR NAME	INVOICE	PO	TYPE	DUE DATE	AMOUNT	COMMENT
93107	2688	SWAINE & HARRIS, PA	13499	100	INV	07/01/2013	242.00	DOH TO REIMBURSE OUR C
93108	2688	SWAINE & HARRIS, PA	13498	100	INV	07/01/2013	812.00	UTILITIES
93109	2688	SWAINE & HARRIS, PA	13497	100	INV	07/01/2013	267.85	GAUSE EVICTION AT MHP
93110	2688	SWAINE & HARRIS, PA	13501	100	INV	07/01/2013	304.50	MHP - MORALES EVICTION
93111	200075	TOTAL PEST CONTROL OF	845795	100	INV	07/08/2013	90.00	PRO SHOP BUILDING SPRA
93112	2982	FLORIDA CRIME PREVENTION AS	101	100	INV	07/08/2013	150.00	SANDY VITELLA AND KELL
93113	10175	ARCADIA ELECTRIC CO	061313	100	INV	07/08/2013	85.00	PRO SHOP SHORT IN COMP
93114	291	ENVIRO-TECH	125321	100	INV	07/08/2013	4,546.75	PX 700 BIOSTIMULANT- W
93115	2096	HAZEN & SAWYER, PC	CA13M-20/000004	100	INV	07/08/2013	950.98	PAYMENT # 4
93116	2096	HAZEN & SAWYER, PC	CA13M-21/000005	100	INV	07/08/2013	5,209.51	PAYMENT # 5
93117	2096	HAZEN & SAWYER, PC	CA13M-22/000006	100	INV	07/08/2013	1,506.79	PAYMENT # 6
93118	10030	W & S ENTERPRISE ACCOUNT	1050589700	100	INV	07/08/2013	386.66	JIM SPACE / 940 ARCADI
93119	10030	W & S ENTERPRISE ACCOUNT	1050582900	100	INV	07/08/2013	30.24	SPEER CENTER
93120	10030	W & S ENTERPRISE ACCOUNT	1050583500	100	INV	07/08/2013	30.24	JIM SPACE / 920 N ARCA
93121	10030	W & S ENTERPRISE ACCOUNT	1070625900	100	INV	07/08/2013	60.84	210 PARKER AVE
93122	2983	FLORIDA IRRIGATION SUPPLY,	3093456-00	100	INV	07/08/2013	748.00	1 CHE-GLYPHOSATE 41.2.
93123	1130	CONSOLIDATED PRODUCTIONS GR	062113	100	INV	07/08/2013	1,000.00	SHELL (6-21-13) SPEER
93124	1535	NAPA AUTO PARTS	207990	100	INV	07/08/2013	69.39	NAPA AIR FILTER
93125	1535	NAPA AUTO PARTS	208014	100	INV	07/08/2013	114.95	OIL/ AIR/ HYDRAULIC FI
93126	1535	NAPA AUTO PARTS	208063	100	INV	07/08/2013	50.82	FLEETRUNKER BELT
93127	1535	NAPA AUTO PARTS	207848	100	INV	07/08/2013	69.39	AIR FILTER
93128	1535	NAPA AUTO PARTS	207845	100	INV	07/08/2013	24.29	NAPAGOLD FUEL FILTER
93129	1535	NAPA AUTO PARTS	307844	100	INV	07/08/2013	130.12	FUEL /OIL FILTERS
93130	222	JEAN-PIERRE LACROIX	WEB000245	100	INV	07/08/2013	282.00	BURNT WINDING IN MOTOR
93131	1405	THE SUN	114862	100	INV	07/08/2013	93.10	PUBLIC NOTICE TO RESID



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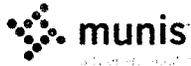
City of Arcadia, FL - ** LIVE **
WARRANT LIST BY VOUCHER

PG 15
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WARRANT: 20130701 07/10/2013

DUE DATE: 07/10/2013

VOUCHER	VENDOR	VENDOR NAME	INVOICE	PO	TYPE	DUE DATE	AMOUNT	COMMENT
93132	222	JEAN-PIERRE LACROIX	WEB000244	100	INV	07/08/2013	117.00	WIRE # 4 EFFLUENT PUMP
93133	60090	FLORIDA POWER & LIGHT	40006-94473-07	100	INV	07/08/2013	8.49	SCHOOL CROSSING
93135	60090	FLORIDA POWER & LIGHT COMPA	15106-36952/07	100	INV	07/08/2013	82.64	GOLDEN AVE # LIFT
93136	60090	FLORIDA POWER & LIGHT	77069-38912/07	100	INV	07/08/2013	109.45	1301 OAK SHPPG CTR SLS
93137	60090	FLORIDA POWER & LIGHT	36020-30979/07	100	INV	07/08/2013	117.25	320 N 10TH AVE SLS 500
93138	60090	FLORIDA POWER & LIGHT	26050-36983/07	100	INV	07/08/2013	79.13	1312 CYPRESS ST LIFT
93139	60090	FLORIDA POWER & LIGHT	14777-39948/07	100	INV	07/08/2013	271.86	645 TURNER RD WATER PL
93141	60090	FLORIDA POWER & LIGHT	28466-69550/07	100	INV	07/08/2013	118.09	STATEMENT
93145	2984	ALL STAR PRO GOLF	680776	100	INV	07/08/2013	197.69	PRO SHOP
93146	190070	SHORT ENVIRONMENTAL	FC83	100	INV	07/08/2013	1.19	FINANCE CHARGES OVERDU
93147	80075	HOME OWNERS SUPPLY	237001	100	INV	07/08/2013	41.00	NEW COUNCIL CHABLES
93148	1405	THE SUN	114862/07	100	INV	07/08/2013	79.80	NOTICE OF PUBLIC HEARI
93149	2658	CINTAS DOCUMENT MANAGEMENT	DD69084262	100	INV	07/08/2013	38.85	OFFSITE SERICE 40"
93150	1424	SUNCOAST MEDIA GROUP, INC	274343/07	100	INV	07/08/2013	173.60	1X.92 ACCOU 2896116
93151	60020	FENDER AUTO PARTS	3995	100	INV	07/08/2013	49.16	TRACTOR BELT
93152	2433	CHANCEY BOHANNAN SEPTIC AND	1406	100	INV	07/08/2013	140.00	PORT A JON AND SERVICE
93153	1515	HELENA CHEMICAL CO.	23730299	100	INV	07/15/2013	1,060.00	ECHELON 4SC
93154	190070	SHORT ENVIRONMENTAL	13-1885	100	INV	07/08/2013	26.00	REUSE
93155	10030	W & S ENTERPRISE ACCOUNT	4250123800	100	INV	08/01/2013	6,444.00	1 MAIN STREET
93156	1535	NAPA AUTO PARTS	207795	100	INV	07/08/2013	18.29	BALANCER PULLER
93157	2624	INTERSTATE BATTERIES OF FOR	30012665	100	INV	07/08/2013	76.40	BATTERIES
93158	2624	INTERSTATE BATTERIES OF FOR	30012367	100	INV	07/08/2013	227.24	BATTERIES
93159	30100	CUMMINGS POWER SOUTH	080-68227	100	INV	07/08/2013	490.59	CONTRACT ON PLANT GENE
93160	172	MCGEE TIRE STORES	207497	100	INV	07/08/2013	643.11	TIRES FOR SYSTEM ANS S
93161	1451	DESOTO AUTO MALL	19376	100	INV	07/08/2013	29.13	SEAL ASY-CR SPO



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City of Arcadia, FL - ** LIVE **
WARRANT LIST BY VOUCHER

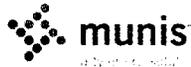
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WARRANT: 20130701 07/10/2013

DUE DATE: 07/10/2013

VOUCHER	VENDOR	VENDOR NAME	INVOICE	PO	TYPE	DUE DATE	AMOUNT	COMMENT
93162	106	BOWLING GREEN SMALL ENGINE	31652	100	INV	07/08/2013	46.72	FLANGED BALL BEARING
93163	431	FLORIDA DEPARTMENT OF LAW E	525772	100	INV	07/08/2013	96.00	FL714001Z
93164	1211	MAX'S WINDOW CLEANING	1266	100	INV	07/08/2013	58.82	WINDOW CLEANING FOR PD
93165	1553	BOWEN & SON ROOFING, INC.	22406	100	INV	07/08/2013	3,118.25	CITY HALL AND FIRE DEP
93166	1257	CENTER FOR FAMILY HEALTH	237719	100	INV	07/08/2013	745.00	DRUG TEST AND PHYSICAL
93167	200075	TOTAL PEST CONTROL OF	845392	100	INV	07/08/2013	45.00	PRO SHOP PEST CONTROLL
93168	1515	HELENA CHEMICAL CO.	23745371	100	INV	07/15/2013	8,144.28	chemicals for GOLF COU
93169	1257	CENTER FOR FAMILY HEALTH	237719-1	100	INV	07/15/2013	500.00	DRUG TEST AND PHYSICAL
93170	2096	HAZEN & SAWYER, PC	CA13M-16	100	INV	07/15/2013	17,055.26	CIP ON WTP
93171	2455	CENTURYLINK	312161469	100	INV	07/15/2013	119.90	PHONE SERVICE AT GOLF
93172	40050	DESOTO AUTOMOTIVE INC	334171B	100	INV	07/15/2013	59.52	MAINT AND TIRES REPAIR
93173	1451	DESOTO AUTO MALL	19488	100	INV	07/15/2013	59.21	TIRE
93174	10015	DISBURSEMENT ACCT PETTY CAS	070313	100	INV	07/08/2013	133.00	REIM KELLY SNYDER CASH
93175	1679	ARCADIA PRINTING, LLC	11905	100	INV	07/08/2013	49.00	ENVELOPES BLANK INK
93176	2587	PITNEY BOWES GLOBAL FINANCI	8364256-JN13	100	INV	07/06/2013	121.88	LEASEING STATEMENT FOR
93177	80075	HOME OWNERS SUPPLY	238434	100	INV	07/06/2013	46.20	NEW UT DEPT
93178	2128	ODYSSEY MANUFACTURING CO.	183510	100	INV	07/06/2013	450.00	HYPOCH SOULTION
93179	2455	CENTURYLINK	312119325	100	INV	06/17/2013	39.95	PHONE SERVICE WWTP
93180	2853	OVIVO USA LLC	8460160	100	INV	07/08/2013	101,358.00	SKIMMER WWTP
93181	2128	ODYSSEY MANUFACTURING CO.	182348	100	INV	07/08/2013	440.25	HYPOCH SOLUTION
93187	1535	NAPA AUTO PARTS	5788A	100	INV	07/08/2013	38.99	GREASE GUN
93189	1535	NAPA AUTO PARTS	206684	100	INV	07/08/2013	133.77	2006 CROW VIC PADS
WARRANT TOTAL							199,269.62	

** END OF REPORT - Generated by Ashley **



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City of Arcadia, FL - ** LIVE **
WARRANT LIST BY VOUCHER

PG 17
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WARRANT: 20130704 07/11/2013

DUE DATE: 08/01/2013

VOUCHER	VENDOR	VENDOR NAME	INVOICE	PO	TYPE	DUE DATE	AMOUNT	COMMENT
93182	60090	FLORIDA POWER & LIGHT	44487-35995	100	INV	07/10/2013	204.82	344 N Mills Ave
93184	60090	FLORIDA POWER & LIGHT	42569-28096	100	INV	07/10/2013	2,723.44	645 ne Turner Rd
93185	60090	FLORIDA POWER & LIGHT	34007-36975	100	INV	07/10/2013	7.69	709 N 10TH AVE #ELEVAT
93186	60090	FLORIDA POWER & LIGHT	24764-59223	100	INV	07/10/2013	7.69	403 N 10TH AVE # FIRE
93188	60090	FLORIDA POWER & LIGHT	24677-32950	100	INV	07/10/2013	409.42	1502 E MAPLE ST # WELL
93190	60090	FLORIDA POWER & LIGHT	14787-37974/06	100	INV	07/10/2013	46.48	645 TURNER RD # WTR PL
93191	60090	FLORIDA POWER & LIGHT	96306-03240/06	100	INV	07/10/2013	8.29	601 OAK RIDGE DR # CEM
93192	60090	FLORIDA POWER & LIGHT	84164-36965/06	100	INV	07/10/2013	7.69	601 OAK RIDGE DR # WIL
93193	60090	FLORIDA POWER & LIGHT	84154-38939/06	100	INV	07/10/2013	10.94	601 OAK RIDGE DR # CEM
93194	60090	FLORIDA POWER & LIGHT	84094-35982	100	INV	07/10/2013	119.33	775 HODGES ST # SLS12
93195	60090	FLORIDA POWER & LIGHT	74834-32949/06	100	INV	07/10/2013	80.91	300 OAK RIDGE DE # WWT
93196	60090	FLORIDA POWER & LIGHT	74824-34912/06	100	INV	07/10/2013	101.30	300 OAK RIDGE DR # WWT
93197	60090	FLORIDA POWER & LIGHT	44439-25062/06	100	INV	07/10/2013	2,160.17	300 OAK RIDGE DR # PUM
93198	60090	FLORIDA POWER & LIGHT	43412-39939-06	100	INV	07/10/2013	11.33	111 HARRIS RD # OL
93199	60090	FLORIDA POWER & LIGHT	43372-30934-06	100	INV	07/10/2013	409.84	121 HARRIS RD # REC BL
93200	60090	FLORIDA POWER & LIGHT	33450-32977	100	INV	07/10/2013	47.97	120 LINCOLN AVE # SLS
93201	60090	FLORIDA POWER & LIGHT	33392-38911-06	100	INV	07/10/2013	7.69	320 ML KING JR ST # TE
93202	60090	FLORIDA POWER & LIGHT	24705-32926-06	100	INV	07/10/2013	79.04	819 N MILLS AVE # HOLT
93203	60090	FLORIDA POWER & LIGHT	16775-87477	100	INV	07/10/2013	7.69	320 ML KING JR ST # RE
93204	60090	FLORIDA POWER & LIGHT	14005-32931-06	100	INV	07/10/2013	87.34	208 BRIDLE PATH SLS 5
93205	60090	FLORIDA POWER & LIGHT	78275-70040	100	INV	07/10/2013	365.84	725 bREVARD AVE POLICE
93206	60090	FLORIDA POWER & LIGHT	89300-24164	100	INV	07/10/2013	121.84	21 N bREVARD OL 1
93207	1963	BV OIL COMPANY, INC	MAY 2013	100	INV	07/10/2013	15,478.79	BV OIL BILL FOR DEPART
93208	2985	DENBY GROUP LLC	1-7/10/13	100	INV	07/10/2013	1,410.00	CLEANING WAY BUILDING
93209	80125	LOU'S HYDRAULIC SALES & SER	5788A	100	INV	07/10/2013	105.36	U SEAL, ORING, BACK UP

07/11/2013 16:27
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WARRANT LIST BY VOUCHERPG 18
apwarnt

WARRANT: 20130704 07/11/2013

DUE DATE: 08/01/2013

VOUCHER	VENDOR	VENDOR NAME	INVOICE	PO	TYPE	DUE DATE	AMOUNT	COMMENT
93210	2433	CHANCEY BOHANNAN SEPTIC AND	1360	100	INV	07/10/2013	140.00	PORT A JON GOLF COURSE
93211	2141	DISH	8255707080524933/06	100	INV	07/10/2013	92.00	TV FOR GOLF COURSE
93212	80125	LOU'S HYDRAULIC SALES & SER	5787A	100	INV	07/10/2013	459.02	SEAL KIT
93213	190070	SHORT ENVIRONMENTAL	13-1736	100	INV	07/10/2013	78.00	CBOD/ TSS/ FECAL COLIF
93214	190070	SHORT ENVIRONMENTAL	13-1741	100	INV	07/10/2013	52.00	REUSE
93215	1310	GE CAPITAL	78958264	100	INV	07/10/2013	2,668.29	TORO REELMASTER X 3
93216	1535	NAPA AUTO PARTS	207988	100	INV	07/10/2013	103.96	GAS DELUXE SHOCK X 2
93217	1893	ARCADIA DO-IT-BEST HARDWARE	A354365	100	INV	07/10/2013	38.39	40 # SAND MIX/ 3LB DRI
93218	230045	WESTERN AUTO ASSOC STORE	10069697	100	INV	07/10/2013	101.94	UPSOUT X 3
93219	10030	W & S ENTERPRISE ACCOUNT	3150252900/6	100	INV	07/10/2013	60.84	12 SCHOOL ST-SMITH
93220	10030	W & S ENTERPRISE ACCOUNT	3190623500/06	100	INV	07/10/2013	40.28	721 BREVARD - PD
93221	10030	W & S ENTERPRISE ACCOUNT	3190623300/06	100	INV	07/10/2013	136.77	725 BREVARD AVE - PD
93222	60090	FLORIDA POWER & LIGHT	16067-36906/07	100	INV	07/10/2013	844.99	23 n polk / WAY BUILD
93223	190070	SHORT ENVIRONMENTAL	13-1785	100	INV	07/10/2013	50.00	TOTAL DISSOLVED SOLIDS
93224	1963	BV OIL COMPANY, INC	03-583216	100	INV	07/10/2013	1,051.59	DIESEL / FUEL FOR GOLF
93225	1535	NAPA AUTO PARTS	207125	100	INV	07/10/2013	18.99	BAT CABL
93226	1535	NAPA AUTO PARTS	207433	100	INV	07/10/2013	146.46	2005 FORD EXPLORER
93227	1535	NAPA AUTO PARTS	207416	100	INV	07/10/2013	5.99	NAPA OIL SEAL
93228	1535	NAPA AUTO PARTS	207439	100	INV	07/10/2013	34.18	2005 EXPLORER
93230	826	GOLF VENTURES, INC.	CIT0052	100	INV	07/10/2013	156.03	PIN005822
93231	1535	NAPA AUTO PARTS	206629	100	INV	07/10/2013	553.26	CONTROL ARM ASSEMBLY/
93232	2690	PEPSI BOTTLING COMPANY	33087756	100	INV	07/10/2013	231.80	DRINKS AT GOLF COURSE
93233	278	SUNSTATE METER & SUPPLY, INC	32934	100	INV	07/10/2013	25.93	3' TRU FLO HOUSING GAS
93234	2209	ALEXCAZAM ELECTRIC	842	100	INV	07/10/2013	210.00	NEW YARD LIGHT
93235	60090	FLORIDA POWER & LIGHT	96306-03240/06-1	100	INV	07/10/2013	8.08	601 OAK RIDGE



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City of Arcadia, FL - ** LIVE **
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WARRANT: 20130704 07/11/2013

DUE DATE: 08/01/2013

VOUCHER	VENDOR	VENDOR NAME	INVOICE	PO	TYPE	DUE DATE	AMOUNT	COMMENT
93236	60090	FLORIDA POWER & LIGHT	84164-36995	100	INV	07/10/2013	7.69	601 OAK RIDGE WELL
93237	60090	FLORIDA POWER & LIGHT	84154-38939/06-1	100	INV	07/10/2013	10.06	601 OAK RID GE SHED
93238	60090	FLORIDA POWER & LIGHT	43412-39939/06	100	INV	07/10/2013	11.34	111 HARRIS
93239	60090	FLORIDA POWER & LIGHT	33392-38911/06	100	INV	07/10/2013	7.69	320 ML KING TENNIS
93240	60090	FLORIDA POWER & LIGHT	16775-87477/06	100	INV	07/10/2013	7.69	320 MLK REST ROOMS
93241	60090	FLORIDA POWER & LIGHT	43372-30934/06	100	INV	07/10/2013	383.79	121 HARRIS REC BUILDIN
93242	1451	DESOTO AUTO MALL	19213	100	INV	07/10/2013	66.48	SPARK PLUGS
93243	106	BOWLING GREEN SMALL ENGINE	31013	100	INV	07/10/2013	73.38	MINI CHAIN/ SPROCKET
93244	1451	DESOTO AUTO MALL	19206	100	INV	07/10/2013	26.31	GASKET/BOLT/DOUB
93245	1451	DESOTO AUTO MALL	19220	100	INV	07/10/2013	136.50	CORE HEAT SPO
93246	222	JEAN-PIERRE LACROIX	WEB000227	100	INV	07/10/2013	462.96	MAIN ON SHOP
93247	222	JEAN-PIERRE LACROIX	WEB000226	100	INV	07/10/2013	220.00	WWTP SERVICE
93248	1424	SUNCOAST MEDIA GROUP, INC	5449159	100	INV	07/10/2013	79.00	WTP
93249	60090	FLORIDA POWER & LIGHT	75847-31934/07	100	INV	07/10/2013	7,059.58	STREET LIGHTSQ
93251	2974	EXPRESS SERVICES, INC.	12657572-9	100	INV	07/10/2013	771.60	LARSON, ERIKA 6/23/13
93252	2128	ODYSSEY MANUFACTURING CO.	181950	100	INV	07/10/2013	441.00	HYPOCHLORITE
93253	2128	ODYSSEY MANUFACTURING CO.	181949	100	INV	07/10/2013	497.25	HYPOCHILORITE
93254	2477	STATE OF FLORIDA	24-1892	100	INV	07/10/2013	10.77	APRIL COMM
93255	2477	STATE OF FLORIDA	05/22/13	100	INV	07/10/2013	254.10	MAY COMM
93256	1535	NAPA AUTO PARTS	207194	100	INV	07/10/2013	13.69	AIR FILTER
93257	1535	NAPA AUTO PARTS	207195	100	INV	07/10/2013	4.39	OIL FILTER
93258	1535	NAPA AUTO PARTS	207060	100	INV	07/10/2013	9.99	2009 FORD TRUCK FILTER
93259	2603	B & B TELEPHONE SYSTEMS INC	05271307	100	INV	07/10/2013	175.00	PD NORSTAR PONE SERVIC
93260	2585	ON-SITE ANTIFREEZE RECYCLIN	13364	100	INV	07/10/2013	357.50	55 GL RED / ORANGE / N
93261	190070	SHORT ENVIRONMENTAL	13-1710	100	INV	07/10/2013	225.00	TOTAL COLIFORM / COLIL



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City of Arcadia, FL - ** LIVE **
WARRANT LIST BY VOUCHER

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WARRANT: 20130704 07/11/2013

DUE DATE: 08/01/2013

VOUCHER	VENDOR	VENDOR NAME	INVOICE	PO	TYPE	DUE DATE	AMOUNT	COMMENT
93262	678	SANDERS COMPANY, INC	41275	100	INV	07/10/2013	300.00	WTP TANK / SYSTEMS PRE
93263	60015	FEDERAL EXPRESS CORP	2-285-91751	100	INV	07/10/2013	60.70	TRANSP CHARGES/ SPECIA
93264	1535	NAPA AUTO PARTS	207938	100	INV	07/10/2013	93.32	INNER TIE ROD
93265	1535	NAPA AUTO PARTS	207945	100	INV	07/10/2013	11.68	INNER ROD TIE
93266	1535	NAPA AUTO PARTS	207780	100	INV	07/10/2013	19.08	OIL/FUEL FILTER
93267	1629	EUGENE HICKSON	JULY 2013	100	INV	07/10/2013	150.00	JULY PAYMENT
93268	909155	ROOSEVELT JOHNSON	JULY 13	100	INV	07/10/2013	250.00	JULY PAYMENT
93269	2052	HD SUPPLY WATERWORKS,LTD	9214351	100	INV	07/10/2013	4,013.30	MISC FOR SYSTEMS
93270	2052	HD SUPPLY WATERWORKS,LTD	B081045	100	INV	07/10/2013	250.24	GALV NIPPLE
93271	2776	VERIZON WIRELESS	9706161738	100	INV	07/10/2013	186.52	CELL PHONES
93272	10015	DISBURSEMENT ACCT PETTY CAS	061013	100	INV	07/10/2013	200.00	REIM FRONT DRAW FROM C
93274	2027	SHERWIN-WILLIAMS	3656-4	100	INV	07/10/2013	185.99	PAINT FOR WAY
93275	2657	ELLISON SYSTEMS INC	1367855445	100	INV	07/10/2013	203.18	KEYLESS ENTRY WAY BLDG
93276	1942	CEMEX INC.	9426300640	100	INV	07/10/2013	584.25	TOP DRESSING GOLF COUR
93277	2301	CB LOCKSMITH	050213	100	INV	07/10/2013	110.00	RE KEY OFFICE DOOR
93278	2608	CITY OF ARCADIA	0001	100	INV	07/10/2013	62.00	REIM SANDY CC
93279	2608	CITY OF ARCADIA	046890	100	INV	07/10/2013	20.98	REIM SANDY CC FOR GIA
93280	1893	ARCADIA DO-IT-BEST HARDWARE	B119420	100	INV	07/10/2013	6.08	3/8 ROLLERS
93281	2210	SUN NEWSPAPERS	2910943	100	INV	07/10/2013	386.30	AD SCMG/ SUN/ GREEN SH
93282	2558	CITY OF ARCADIA	3930	100	INV	07/10/2013	44.85	REIM GIA CC - WALMAT
93283	2096	HAZEN & SAWYER,PC	CA13M-17	100	INV	07/10/2013	1,023.91	5/1/13-5/31/13
93284	2096	HAZEN & SAWYER,PC	CA13M-18	100	INV	07/10/2013	6,831.82	PAYMENT 4
93285	701	RML SERVICES	10354	100	INV	07/10/2013	2,700.00	NEW A/C AT GOLF COURSE
93286	2141	DISH	4833/06	100	INV	07/10/2013	99.00	TV SERVICE AT GC
93287	10175	ARCADIA ELECTRIC CO	18874	100	INV	07/10/2013	85.00	SERVICE CALL



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City of Arcadia, FL - ** LIVE **
WARRANT LIST BY VOUCHER

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WARRANT: 20130704 07/11/2013

DUE DATE: 08/01/2013

VOUCHER	VENDOR	VENDOR NAME	INVOICE	PO	TYPE	DUE DATE	AMOUNT	COMMENT
93288	1424	SUNCOAST MEDIA GROUP, INC	155159	100	INV	07/10/2013	103.00	GOLF DIR
93289	10140	ALERT PLUMBING SERVICE, INC	057207	100	INV	07/10/2013	153.00	PRO SHOP
93290	1191	CAMPBELL SERVICES & TURF PR	5060	100	INV	07/10/2013	1,500.00	AERIFICATION SERVICE
93291	80075	HOME OWNERS SUPPLY	238893	100	INV	07/10/2013	17.99	BREAKR CIRC
93292	2455	CENTURYLINK	312119325/07	100	INV	07/10/2013	39.95	PHONE SERVICE
93293	1679	ARCADIA PRINTING, LLC	11698	100	INV	07/10/2013	321.00	BROCHURES
93294	2657	ELLISON SYSTEMS INC	1368644359	100	INV	07/10/2013	157.50	GLOVES
93295	224	KINARD'S TREE SERVICE	5-713	100	INV	07/10/2013	700.00	REMOVE STUMP AND TREE
93296	1780	EDWARD CARDONA	1019	100	INV	07/10/2013	525.00	PROGRAM COORD
93297	222	JEAN-PIERRE LACROIX	WEB000231	100	INV	07/10/2013	130.00	OAK/BREVARD
93298	2986	UNIVERSITY OF CENTRAL FLORI	0130883	100	INV	07/10/2013	35.00	CARL MCQUAY REIGIST FO
93299	30040	CHENANGO SUPPLY CO INC	190384	100	INV	07/10/2013	252.76	SIT CHAINSAW
93300	120120	LOU'S PAINT SPOT	052413	100	INV	07/10/2013	10.00	FLAT WHITE PAINT
93301	120120	LOU'S PAINT SPOT	052313	100	INV	07/10/2013	43.77	PAINT FOR PARKING LOT
93302	2687	TYLER TECHNOLOGIES, INC	045-91482	100	INV	07/10/2013	587.50	PO, RTD, FINANCIAL
93303	130025	MADER ELECTRIC MOTOR	34849	100	INV	07/10/2013	2,293.00	MOTOR
93304	2868	COAST TO COAST AUTO EQUIPME	12173	100	INV	07/10/2013	750.00	LIFT
93305	80075	HOME OWNERS SUPPLY	238831	100	INV	07/10/2013	58.34	WOOD GLUE, MENDING BRA
93306	80075	HOME OWNERS SUPPLY	238848	100	INV	07/10/2013	79.02	SPRUCE
93307	2608	CITY OF ARCADIA	01205013	100	INV	07/10/2013	180.00	SANDY CC
93308	2052	HD SUPPLY WATERWORKS, LTD	8662413	100	INV	07/10/2013	1,861.98	SWING FLG
93309	1893	ARCADIA DO-IT-BEST HARDWARE	A356012	100	INV	07/10/2013	33.02	FILTER
93310	1893	ARCADIA DO-IT-BEST HARDWARE	A355685	100	INV	07/10/2013	18.70	DUTY TARP
93311	1893	ARCADIA DO-IT-BEST HARDWARE	A355994	100	CRM	07/10/2013	-5.66	DUTP TARP
93312	1666	STAPLES BUSINESS ADVANTAGE	8025632378	100	INV	07/10/2013	146.72	OFFICE SUPPLIES



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City of Arcadia, FL - ** LIVE **
WARRANT LIST BY VOUCHER

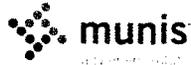
PG 22
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WARRANT: 20130704 07/11/2013

DUE DATE: 08/01/2013

VOUCHER	VENDOR	VENDOR NAME	INVOICE	PO	TYPE	DUE DATE	AMOUNT	COMMENT
93313	1451	DESOTO AUTO MALL	19440	100	INV	07/10/2013	44.00	PADS
93314	2608	CITY OF ARCADIA	001	100	INV	07/10/2013	44.40	SANDY CC
93315	701	RML SERVICES	10486	100	INV	07/10/2013	961.85	REAPIR
93316	701	RML SERVICES	10484	100	INV	07/10/2013	453.00	KNIT
93317	701	RML SERVICES	10485	100	INV	07/10/2013	297.00	BLOWER
93318	701	RML SERVICES	10487	100	INV	07/10/2013	199.00	R22
93319	701	RML SERVICES	10488	100	INV	07/10/2013	217.00	55/5 COMPRESSER
93320	701	RML SERVICES	10379	100	INV	07/10/2013	818.00	CONTROL MOTOR
93321	701	RML SERVICES	10483	100	INV	07/10/2013	928.00	LEAK
93322	2974	EXPRESS SERVICES, INC.	12692877-9	100	INV	07/10/2013	617.28	ERIKA LARSON
93323	1429	SUN STATE INTERNATIONAL TRU	10406	100	INV	07/10/2013	64.94	204 SANITATIO
93324	2477	STATE OF FLORIDA	3386	100	INV	07/10/2013	9.13	COMM
93325	2477	STATE OF FLORIDA	7334	100	INV	07/10/2013	254.14	COMM SERVICES
93326	2839	MORTON SALT INC	5400172079	100	INV	07/10/2013	2,634.45	BULK CRYSTALS
WARRANT TOTAL							78,054.43	

** END OF REPORT - Generated by Ashley **



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City of Arcadia, FL - ** LIVE **
WARRANT LIST BY VOUCHER

PG 7
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WARRANT: 20130705 07/12/2013

DUE DATE: 07/12/2013

VOUCHER	VENDOR	VENDOR NAME	INVOICE	PO	TYPE	DUE DATE	AMOUNT	COMMENT
93328	1666	STAPLES BUSINESS ADVANTAGE	8025774384	100	INV	07/12/2013	174.47	OFFICE SUPPLIES
93330	230015	WALMART COMMUNITY BRC	071213	100	INV	07/12/2013	1,376.03	WALMART SUPLIIES FOR A
93331	1963	BV OIL COMPANY, INC	060113	100	INV	07/12/2013	14,737.87	FUEL /OIL FOR ALL DEPT
93332	1018	WISEMAN WINDOW TINTING	119331	100	INV	07/12/2013	706.42	TINT OFFICE AT NEW WP
93333	80125	LOU'S HYDRAULIC SALES & SER	6872A	100	INV	07/12/2013	26.10	HOSE/ FEMALE JIC
93334	80125	LOU'S HYDRAULIC SALES & SER	6873A	100	INV	07/12/2013	34.14	HOSE FEMALE/MALE O-RIN
93335	2128	ODYSSEY MANUFACTURING CO.	183509	100	INV	07/12/2013	619.50	UN 1791 HYPOCHLORITE
93337	222	JEAN-PIERRE LACROIX	WEB000248	100	INV	07/12/2013	130.00	SERVICE MAGNOLIA AND D
93338	130065	MEYER RADIATOR SERVICE	101243	100	INV	07/12/2013	180.00	CLEAN AND REPAIR REDIA
93339	2625	FLAGLER CONSTRUCTION EQUIPM	P4438381	100	INV	07/12/2013	81.26	HOSE
93340	190168	STEELE TRUCK CENTER	224416	100	INV	07/12/2013	363.41	COMPRESSOR RECVR DRYE
93341	40015	D & B ENTERPRISES, INC	12379	100	INV	07/12/2013	60.00	PICK UP 97 GMC PU
93342	1535	NAPA AUTO PARTS	208532	100	INV	07/12/2013	20.22	LAMP
93344	1287	DOWNTOWN SIGNS	8373	100	INV	07/12/2013	54.00	SIGN FOR UT / ADMIN /
93345	10175	ARCADIA ELECTRIC CO	18885	100	INV	07/12/2013	1,679.45	COIL LABOR/ PVC 3/4 /
93347	2656	PHIL'S AUTOMOTIVE	25208	100	INV	07/12/2013	49.95	FOUR WHEEL ALIGNMENT
93348	2988	SPECIAL PRODUCTS GROUP	28303	100	INV	07/12/2013	541.00	SHIRT FOR C G
93349	2989	RO DON CORPORATION	061316757	100	INV	07/12/2013	953.12	STOP SIGN / BLINKER PA
WARRANT TOTAL							21,786.94	

** END OF REPORT - Generated by Ashley **



City of Arcadia, Florida
Community Development

MEMORANDUM

TO: City Council

FROM: Tom Slaughter, AIPC, City Planner

DATE: July 11, 2013

SUBJECT: Certificate of Appropriateness within Historic District

FILE NO.: 13-04CA

I. Project Information

Petitioner: Earl Hill, Jr., White Sands Construction

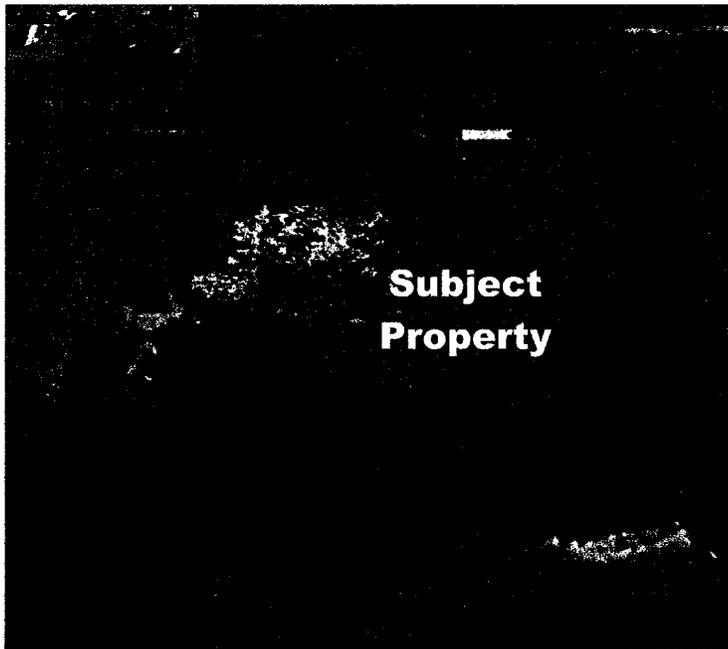
Owner: Mosaic Fertilizer, LLC

Address: Office at 222 East Oak Street, parking lot address unassigned

Prop. ID No.: 25-37-24-0012-0400-0010

Request: Installation of new decorative two-rail fencing in yard area to define parking area limits

Aerial:



Site Photos:

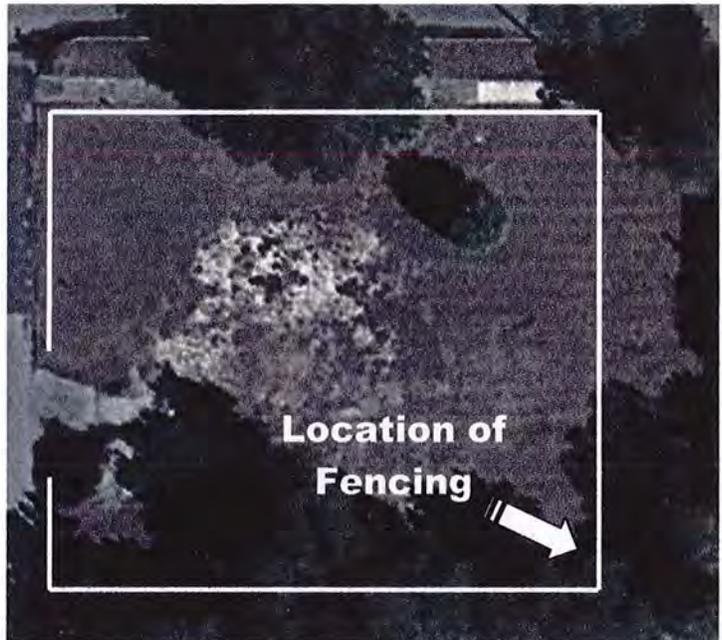


II. Historic Preservation Commission Recommendation:

The Historic Preservation Commission provided a favorable recommendation of approval for the Certificate of Appropriateness to the property owner to install a decorative, perimeter fence within the City's Historic District. The Commission's unanimous recommendation did not include any suggested conditions and restrictions as part of the motion to approve.

III. Proposed Improvements:

Earl Hill, White Sands Construction, on behalf of Mosaic Fertilizer, LLC., the property owner, is requesting approval through the City's Historic Preservation Ordinance "Certificate of Appropriateness" to construct an exterior fence on a vacant lot currently utilized for a parking lot. The fencing will provide vehicle access ingress and egress from Volusia Avenue and help delineate the



parking boundaries of the vacant lot. No primary or secondary building improvements are proposed. Placement of the rail-type fence is depicted on the attached aerial photo. The proposed fence installation

will include a standard two rail fence system approximately four (4) feet in height. Each rail is approximately six (6) inches in height. Each fence rail panel is approximately eight (8) feet in length with corresponding fence posts at the terminus of each eight foot long fence section. No variance, modification or relief from any City land development code standard is proposed.

IV. Code Compliance and Findings:

The property is designated on the City's adopted Future Land Use Map as "Business" land use classification, and zoning designation as "Central Business (B-2) District" as depicted on the Zoning Map. Staff confirms through an on-site visit the existing conditions described in this report. Support of a Certificate of Appropriateness by the City is a prerequisite for the applicant to petition for a City Zoning Certificate (No. 13-14ZC) for the fence permit.

The fence permit has been reviewed by staff for technical compliance and has been found to meet the City's land development code for zoning yard standards. Upon approval of the fence permit by staff, along with a Certificate of Appropriateness by the Historical Preservation Committee, the applicant will be permitted to install the new fence.

V. Historic Preservation Standards of Review:

The City of Arcadia Ordinance No. 955, Historic Preservation, requires any application for the construction, reconstruction, alteration and demolition of a historic structure, historic site or a structure within a historic district to petition for a Certificate of Appropriateness, reviewed by the Historic Preservation Commission and issued by City Council, prior to any construction activities.

The Historic Preservation Commission shall review the application for conformity with the following criteria, and shall recommend to the City Council issuance of the Certificate of Appropriateness, unless:

1. *in the case of a designated historic structure or historic site the proposed work would detrimentally change, destroy, or adversely affect any exterior feature of the improvement or site upon said work is to be done;*
2. *in the case of the construction of a new improvement upon an historic site or within an historic district, the exterior of such improvement would adversely affect or not harmonize with the external appearance of other neighboring improvements on such site or within such district;*
3. *in the case of any property located in an historic district, the proposed construction, reconstruction, exterior alteration or demolition does not conform to the purpose and intent of this chapter and/or to the objectives and design criteria of any historic preservation plan approved for said district;*
4. *the building or structure is of such architectural or historical significance that its demolition would be detrimental to the public interest and contrary to the general welfare of the people of the city and state; or*
5. *in the case of a request for the demolition of a deteriorated building or structure, any economic hardship or difficulty claimed by the owner is self-created or is the result of any failure to maintain the property in good repair.*



CERTIFICATE OF APPROPRIATENESS (Historic Preservation Commission)

Date Stamp



Fee: \$165.00

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

R# 344514

City Website: arcadia-fl.gov

File No.: 13-04 CA

The City's Historic Preservation Ordinance (No. 955) requires all proposed development activity within Arcadia's Historic Preservation District be controlled through a Certificate of Appropriateness application.

APPLICANT'S INFORMATION (Agent or Contractor)

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

Name: Earl Hill
Organization: White Sands Const
Address: PO Box 1381
City: Arcadia
State: FL Zip Code: 34265
Telephone No.: (863) 990-5771
Email: ehill881@gmail.com

Name: Mosaic Fertilizer LLC
Organization:
Address: 13830 Circa Crossing DR
City: Lithia, FL 33547-0000
State: FL Zip Code: 33547-0000
Telephone No.:
Email:

I. Type of Building Structure and Development Activity Proposed

- Radio button options: New Construction, Manufactured, Mobile, Addition, Demolition, Shed, Ground Sign, Fence, Deck, Other

II. Property Information

Parcel Address (if assigned): E Oak St
Parcel Identification Number: 25-37-24-0012-0400-0010
Subdivision, Block and Lot Nos.: Town of Arcadia OS Lots 1, 2 & 3 B/K 40

III. Zoning Information and Development Standards (for New Building Structures only)

Zoning Map Designation: B-2 (VACANT)

Lot Size (sq. ft.): 20100 Lot Length: 150 Lot Width: 134

Zoning Code Yard Setbacks:

Proposed Accessory Structure Setbacks:

0 Front Yard
 (if corner lot) _____ secondary Front Yard
0 Side Yard
0 Side Yard
0 Rear Yard
10' Between Buildings
 (per Code 110-631)

N/A Front Yard
 (if corner lot) _____ secondary Front Yard
 _____ Side Yard
 _____ Side Yard
 _____ Rear Yard
 _____ Between Buildings

Fence to be placed on INSIDE of PROPERTY LINE.

IV. Site Plan and Property Improvement Materials – Please provide a copy of any property survey, site development plans, drawings, renderings, engineered plans, photos, vendor specification sheets for prefabricated materials.

- Yes, please list attached exhibits: _____
- None. I intend to utilize City provided site plan sheet. I understand that I am required to include ALL property information, proposed improvements, and other such project delineations that may be necessary to confirm code compliance and to ensure there are no utility services conflicts.

I understand that an incomplete application will be returned and will delay permit review.

Planning and Zoning Review:

Utility Systems Review:

Notes, Restrictions, and Permit Coordination:

- Approved
- Denied

- Approved
- Denied

 Zoning Inspector Signature

 Utility Inspector Signature

Date: _____

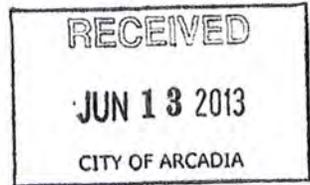
Date: _____



**ZONING CERTIFICATE APPLICATION
(MINOR STRUCTURES)**

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

Date Stamp



Fee: \$65.⁰⁰

R# 344519

City Website: arcadia-fl.gov

File No.: 13 - 14 ZC

The Zoning regulations are used for controlling land use, height, setbacks, and similar concerns with occupying land. A zoning permit authorizes the use of property and building structures, they are typically required when a building permit is not needed for certain minor, low intensity development activity. They are also called "Certificates," as they certify the use or building structure complies with the zoning regulations contained in the Arcadia Land Development Code.

APPLICANT'S INFORMATION

(Agent or Contractor)

Name: Earl Hill
Organization: White Sandh Comit
Address: P O Box 1381
City: Arcadia
State: FL Zip Code: 34265
Telephone No.: (863) 990-5771
Email: ehill881@gmail.com

PROPERTY OWNER'S INFORMATION

(Leave Blank if Same as Applicant)

Name: Mosaic Fertilizer LLC
Organization: _____
Address: 13830 Circa Crossing Dr
City: Lithia, FL 33547-0000
State: FL Zip Code: 33547-0000
Telephone No.: () _____
Email: _____

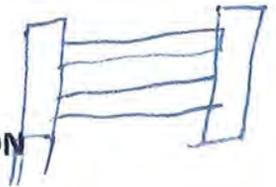
I. Type of Development Activity Proposed (Check all development activities)

- Fence
- Shed (under 1,000 sq. ft.)
- Car Port
- Roofed, Pole Barn (no sides)
- Deck
- Driveway (under 1,000 sq. ft.)
- Culvert
- Curb Cut
- Paved Area/Patio (under 1,000 sq. ft.)
- Other _____

II. Property Information

Parcel Address (if assigned): E OAK ST
Parcel Identification Number: 25-37-24-0012-0400-0010

SITE PLAN INFORMATION SHEET: ZONING CERTIFICATE APPLICATION



I. Site Plan Requirements

1. Applications which lack essential information required by the City's Code of Ordinances cannot be processed for technical utility and zoning compliance review and will be returned to you for completion.
2. Provide site plan information and project details in a clear, legible format. If we are unable to understand or read project details, it may contribute to unnecessarily extending permit review processing time.
3. Reference your survey and plat information to ensure your improvements are within areas of legal ownership, and utility and service access are within approved easements and public right-of-ways.
 - DeSoto County Property Appraiser property search website at: www.desotopa.com/GIS/Search_F.asp
4. Exceeding height allowances or proposed encroachments into required yard setbacks (extending beyond zoning envelope or build-to lines) will require a zoning variance application -- and may not be supported by the City.

General Information to Provide on Site Plan

- North arrow
- Street names
- Property lines
- Right-of-ways
- Utility easements
- Identify primary building structures or points of reference
- Show measurement details in feet/inches

Fences and Walls

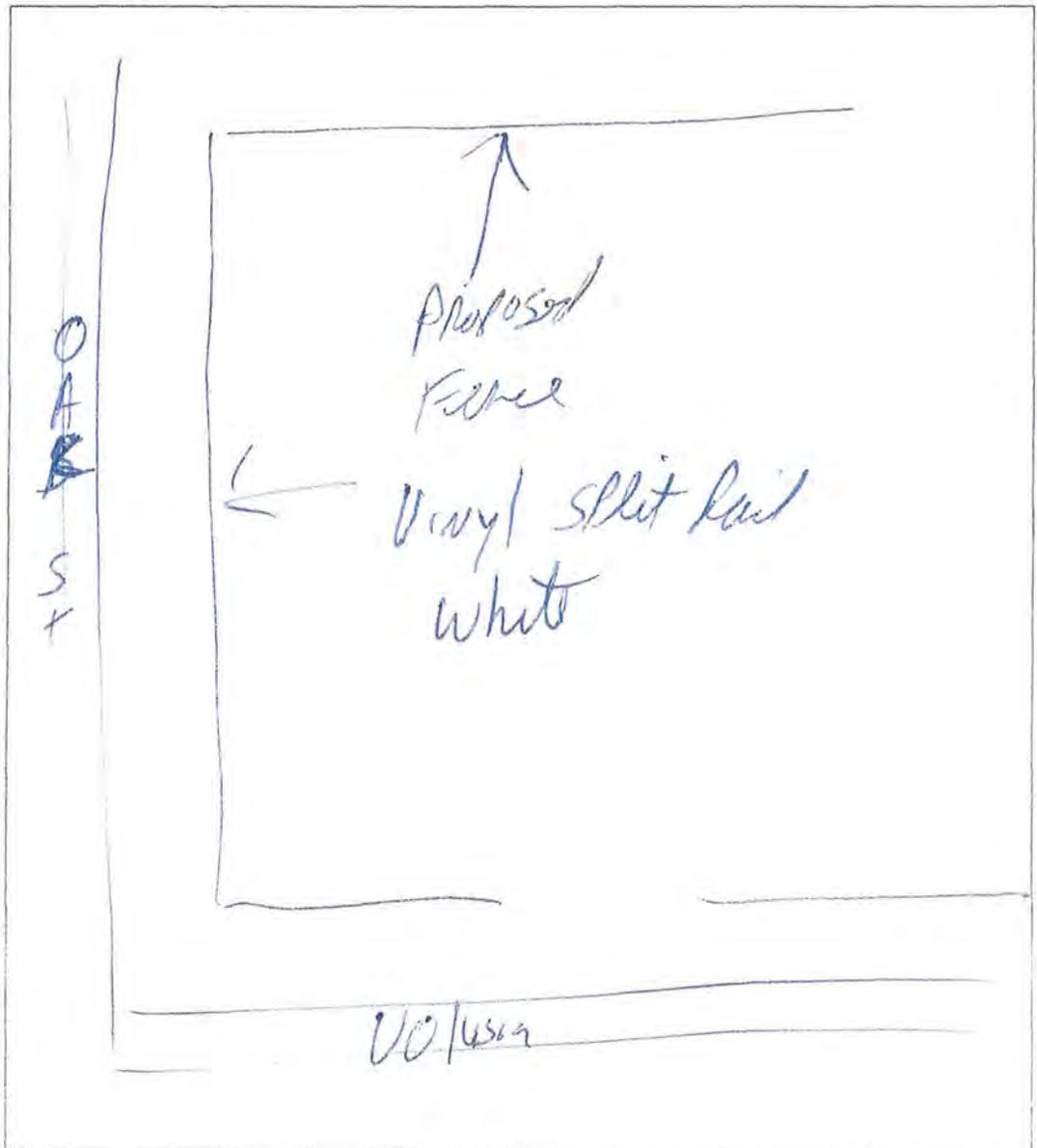
- Types of material
- Height of structure
- Location and linear runs of all fence lines

Sheds and Detached Covered Structures

- Placement in yard
- Footprint
- Height
- Length
- Width

Driveways, Sidewalks and Other Curb-Cuts

- Types of all surface stabilizing material
- Location, including length and width of infrastructure area
- Impervious surface coverage estimate
- Detailed cross-section depicting sub grade soils, base materials, and binder or surface courses





BOARD APPLICATION



Please Print

Board Preference: Historic Preservation Commission

Name: CYNTHIA McLeod Ely Date: 6-27-13

Home Address: 140 N. Polk Ave, Arcadia FL Zip: 34266

Phone: 863-990-7899 Yrs of Arcadia residency: 42 yrs

Occupation: Medical Reception Name of Business: _____

Business Address: _____
() Home
() Mobile

Business Phone: _____ Bus. Fax _____ Email: CMELY26@hotmail.com

Are you retired? () Yes (X) No If yes, from what?

Are you currently serving on a City Board? () Yes (X) No
If yes, which one? _____

Educational Background: _____

Civic Organizations: DeSoto County Historical Society

Why do you desire to serve on this Board? Preserve the history of Arcadia's buildings and its beauty for the future generations of DeSoto County.

List Name, Address & Phone Number for three personal references:

- 1) CAROL MAHLER, PO Box 1644, Nocatee FL 34268 863-445-0789
- 2) Harold McLeod, 437 N. Lee Ave, Arcadia FL 34266 863-494-2616
- 3) Arlene Conlay 5173 NE Masters Ave, Arcadia FL 34266 863-993-3861

Cynthia McLeod Ely
Applicant's Signature

Howard Melton
DeSoto Health and Rehab
475 Nursing Home Drive
Arcadia, FL 34266
863-494-5637

RECEIVED
6/29/13

June 26, 2013

Judi Jankosky, City Administrator
City of Arcadia
23 N. Polk Avenue
Arcadia, FL 34266

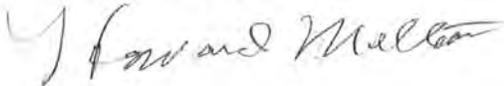
Dear Ms. Jankosky:

Please accept my resignation from the Historic Preservation Commission. My health no longer allows me to participate in the Commission's important work. I am grateful to have had the honor of serving the City and my community.

Yours sincerely and respectfully,



Howard Melton





MEMORANDUM

TO: Arcadia City Council
FROM: Judi Jankosky, City Administrator 
DATE: July 11, 2013
SUBJECT: Fire Assessments MSBU/MSTU

Per the Fire Merger Contract with the County, the City will owe \$570,000 next fiscal year. The following increases have been proposed by the county and they are requesting to combine fire districts so both the increased MSBU and MSTU can be assessed within the City just like in the County, which will generate an additional \$1.2 million to the county. By allowing this combining of fire districts and the increased MSBU and MSTU, the County has offered to terminate the Fire Merger Contract. This would wipe out the \$570,000 the City owes and all future payments. However, what was not clear in our meetings was the County's intent to build a fire/EMS station on the old Coke property and if the property would still revert back to the City if they did not by 2016. The City may increase our MSBU without combining fire districts until all the details of the termination of the contract can be clarified; however, we cannot impose the MSTU. Approximately \$498,000 would be generated by the increased MSBU from city taxpayers through the following proposal (remember the City owes \$570,000 so this is going to get paid somehow by whatever revenue stream Council approves):

MSBU	Current	Proposed
Residential	\$77.00	\$152.35
Hotel/Motel/RV Park/Campground	\$6 per space or room	\$25 per space or room
Vacant Agricultural	\$30 per parcel	\$0.13 per acre \$8.50 min
Vacant Lot	\$30 per lot	\$13 per lot
Non-Residential	Depended on sq. ft. but anywhere between \$155 to \$15,432	\$0.04 cents a square foot (under heat and/or air)

The MSTU would generate about \$126,000 from city taxpayers.

MSTU	Current	Proposed
County	0.4514 mils	0.7125 mils
City	0.0 mils	0.7125 mils

The below table is an example of what a few city taxpayers would pay in MSTU:

SUMMERS RUSSELL	127313	0.0007125	90.71
PARKER MARY M &	152866	0.0007125	108.91
MARTIN REALTY F	129851	0.0007125	92.51
REEVES WILLIAM	157695	0.0007125	112.35
NECKEL JOHN H T	133131	0.0007125	94.85
BRUNET GWENDOLY	159064	0.0007125	113.33
BAXLEY GEORGE	135591	0.0007125	96.60
PLYMALE BARTON	162152	0.0007125	115.53
RAINERI BARRY K	167682	0.0007125	119.47
WATSON JANE E	169058	0.0007125	120.45
GREENE JAMES I	148785	0.0007125	106.00
2 G RANCH LLC	154928	0.0007125	110.38
MIZELL JOHN E	155094	0.0007125	110.50
DURFEE KEVIN L	181397	0.0007125	129.24
ZHANG RU CHENG	158322	0.0007125	112.80
REINOWSKI DEBOR	187011	0.0007125	133.24
SHEDD BEVERLY A	187194	0.0007125	133.37
HARRISON CHARLE	192983	0.0007125	137.50
HOLTZENDORF HOW	186001	0.0007125	132.52
SIMS GEORGE O I	210477	0.0007125	149.96
APPLETON ROSE E	213881	0.0007125	152.39
PINES-CYPRESS L	525000	0.0007125	374.06
PINES-CYPRESS L	600000	0.0007125	427.50
LEVINE ROBERT M	715000	0.0007125	509.43
WOODSIDE VILLAS	895000	0.0007125	637.68
O'LEARY JAMES M	1000000	0.0007125	712.50
WOOD PARK POINT	1025000	0.0007125	730.31
WOOD PARK POINT	1025000	0.0007125	730.31
JACARANDA TRAIL	1340000	0.0007125	954.75
JACARANDA TRAIL	1340000	0.0007125	954.75
OAKS TRAIL ASSO	3445000	0.0007125	2454.56



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: July 16, 2013

DEPARTMENT: Planning and Zoning

SUBJECT: Vacation of Right-of-Way petition (No. 13-01VR)

RECOMMENDED MOTION: Approval of Resolution No. 2013-16

SUMMARY:

Vacation of two, sixteen (16') foot wide platted alleys located in Block 39, Town of Arcadia Plat, per Plat Book 1, page 67, Desoto County Public records. The subject property proposed for vacating (see Figure 1) from the subdivision plat are both unimproved right-of-ways which are each 16 feet wide by approximately 300' in length. While included in the original plat of the City, the companion right-of-ways were never improved for vehicular use as an alleyway or utilized by the City for potable water and sanitary sewer utility systems.

Planning and Zoning Board confirms that there are no inconsistencies in the petitioner's application with regulatory standards found within the City's Comprehensive Plan, Land Development Code, and capital improvement plan programming which would conflict with the applicant's vacation request (No. 13-01VR). Staff also confirms that no public or private utility provider has made known as to future need or objection to the release of the two right-of-ways to the adjacent property owners consist with plat drawings provided by Desoto Land Surveying.

Planning and Zoning Board provided a unanimous and favorable recommendation to the City Council in support of the petitioner's request to vacate the two public alley right-of-ways on Block 39. There were no members of the public who spoke on behalf of the petition. The Planning and Zoning Board advisory recommendation included a recommendation to provide legal notice as required by Chapter 86, Code of Ordinances, and prepare resolution for City Council action of the petition request.

FISCAL IMPACT: None

Capital Budget

Operating

Other

ATTACHMENTS: Ordinance Resolution Budget Other

Department Head: Tom Slaughter, Planning

Date: 7-1-13

Finance Director (As to Budget Requirements)

Date:

City Attorney (As to Form and Legality)

Date:

City Administrator:

Date:

COUNCIL ACTION: Approved as Recommended

Disapproved

Tabled Indefinitely Tabled to Date Certain _____

Approved with Modifications

RESOLUTION NO. 2013-16

A RESOLUTION OF THE CITY OF ARCADIA, GRANTING APPLICANTS JUDY KILPATRICK, AND ROY KILPATRICK, DESOTO LAND SURVEYING, A VACATION OF RIGHT-OF-WAY FOR TWO PLATTED BUT UNDEVELOPED ALLEYWAYS AS PROVIDED FOR WITHIN SECTION 86, ARCADIA CODE OF ORDINANCES, ON PROPERTY LOCATED AT BLOCK 39, TOWN OF ARCADIA PLAT, PER PLAT BOOK 1, PAGE 67, DESOTO COUNTY PUBLIC RECORDS, ARCADIA, FLORIDA.

WHEREAS, Judy Kilpatrick, and Roy Kilpatrick, Desoto Land Surveying, Inc., (hereinafter referred to as the 'Applicant') have requested Vacation of Public Right-of-Way (hereinafter referred to as the 'Vacation') approval to allow the closure and transfer of public ownership of two unimproved alleyways to private property owners of all lots included within Block 39, Town of Arcadia Plat (see Exhibit A); and

WHEREAS, the Applicant represents property owners (hereinafter referred to as the 'property owners') Charlie Mercer, Frederick Ropke, Michael Morris, Emily Morris, Mattie Sutphin, and Jon Sutphin of said property, adjacent and directly abutting the Vacation request; and

WHEREAS, the property owners are identified through Desoto County Property Appraisers Office of having ownership and control of lands which will be effected by City action taken in regards to the Vacation; and

WHEREAS, the Applicant has provided proof of ownership and control of all private properties and has identified the public lands to be vacated through a property survey conducted by Desoto Land Surveying, Inc. and have provided the City with the following legal description for the proposed Vacation:

All that part of a 16.00 feet wide platted alley lying south of lots 1, 2, 3, 4, 5, and 6 and north lots 7 and 8 , block 39, original survey of the town of Arcadia, Florida as recorded in plat book 1, page 67.

and

All that part of a 16.00 feet wide platted alley lying south of lots 7 and 8 , and north of lots 9, 10, 11, 12, 13 and 14, block 39, original survey of the town of Arcadia, Florida as recorded in plat book 1, page 67; and

WHEREAS, the Applicant represents certain property owners through other professional service relationships, and has discovered numerous zoning setback infringements and numerous building encroachments within the public right-of-way which have had a negative effect on private real estate transactions at the title search stage of said real estate transaction; and

WHEREAS, in an attempt to overcome known parcel specific zoning setback infringements and known building structure encroachments into said public right of ways, the re-assignment of the subject public property to private ownership through a Vacation request will provide relief and consistency with zoning setback standards and will expunge existing public right of way encroachments; and

WHEREAS, Article II, Chapter 86; Vacation Of Roads, Alleys, Streets And Easements, Arcadia Code of Ordinances, establishes permissibility for property owners to petition the local government for Vacating certain public properties, and establishes the rules, requirements, processes, and legal notice requirements to renounce and disclaim any right of the city and the public in and to and land for streets, alleyways, roads or easements with the city; and

WHEREAS, Chapter 86, Code of Ordinances; establishes rules, regulations, and processes for filing of petition, providing for contents of petition; establishing the payment of costs, and establishing determination of sufficiency of petition; and

WHEREAS, City staff, through its development review authorities and responsibilities, have reviewed the Applicant's petition to ensure that the filing, contents, payment of costs, and determination of petition sufficiency do meet and are in compliance with the standards and regulations contained in Chapter 86, Code of Ordinances;

WHEREAS, City staff have reviewed the Applicant's letters of "no objection" from all private utility providers which currently service this subdivision and have made formal renouncement and disclaim any right for private utilities to be located with the subject public right of way; and

WHEREAS, City staff have examined existing and future utility and infrastructure needs of the City for said public right of way and provide "no objection" to the Vacation petition request and hereby renounce and disclaim any right for public use and utilities to be located with the subject public right of way; and

WHEREAS, the Planning and Zoning Board, conducted a public meeting on the Vacation petition (File No.13-01VR) request on Tuesday, June 25, 2013, and after due consideration and necessary findings did make a favorable and unanimous motion of approval to recommend to the City Council the granting of the Vacation approval; and

WHEREAS, Consistent with Chapter 86, Code of Ordinances, public notice of the City Council Public Hearing for the consideration of the Vacation request was advertised in the Arcadia Sun Herald; and

WHEREAS, based on the evidence, testimony, exhibits, comments of the City of Arcadia City Council, and comments from all interested parties and the Planning and Zoning Board input and recommendation, this Council finds as follows:

1. That the public notice of this hearing was provided as required by law.
2. The City confirms that private utility providers and essential services provided by the City have reviewed the request and have provided “no objection” to the vacation request.
3. The City Council, in abandoning subject property, disclaims any rights to land delineated on the recorded plat map for future use, and the title of the fee owner shall be freed and released there from and granted to the property owners included in the petition, consistent with the legal description provided herein.

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

Section 1. The right of way vacation request is hereby granted for those public lands identified in the attached legal description and depicted on the Block 39, Town of Arcadia Plat,

Section 2. Effective Date. This Resolution shall become effective immediately upon its passage.

Section 3. The proof of publication of notice of the public hearing, the Resolution as adopted, and the proof of publication of the notice of the adoption of such resolution shall be recorded in the deed records of Desoto County, Florida by the City Clerk.

INTRODUCED AND PASSED by the City Council of the City of Arcadia, Florida, in regular session, this 16th day of July, 2013.

CITY OF ARACDIA

By:

Keith Keene, Mayor

ATTEST:

Gia S. Lancaster, City Recorder

Approved as to form:

Thomas J. Wohl, City Attorney



City of Arcadia, Florida
Community Development

MEMORANDUM

TO: City Council
FROM: Tom Slaughter, AIPC, City Planner
DATE: June 19, 2013
SUBJECT: Vacation of an Unimproved Public Right-of-Way
FILE NO.: 13-01VR

I. Project Information

Petitioner: Roy and Judy Kilpatrick, Desoto Land Surveying

Business Address: 3300 NW Coker Street, Arcadia, FL 34266

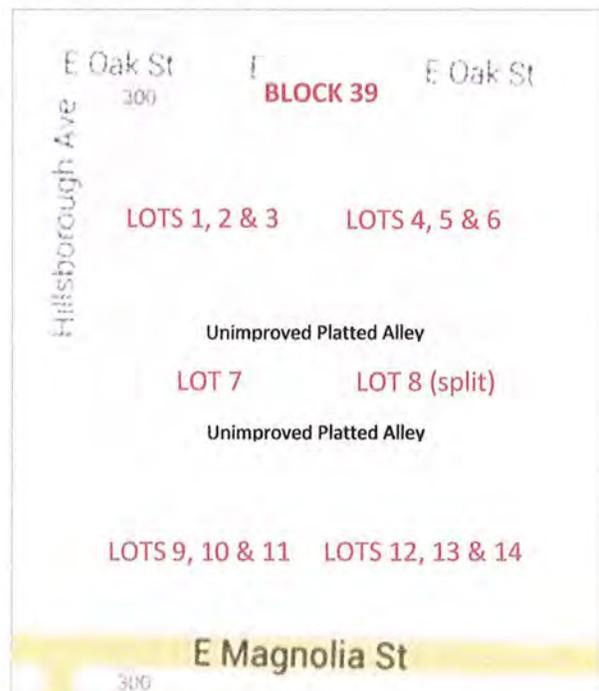
Parcel. ID No.: 25-3724-0012-0390-0010 25-3724-0012-0390-0040 25-3724-0012-0390-0070
25-3724-0012-0390-0080 25-3724-0012-0390-0090

Request: Vacation of two, sixteen (16') foot wide platted alleys located in Block 39, Town of Arcadia Plat, per Plat Book 1, page 67, Desoto County Public records.

Aerial:



Subdivision Plat Map:



II. Petition Overview:

Roy and Judy Kilpatrick, Desoto Land Surveying, on behalf of property owners Charlie Mercer, Frederick Ropke, Michael Morris, Emily Morris, Mattie Sutphin, and Jon Sutphin request consideration of a vacation of two platted alleyways which bisect a single-family residential block. The five property owners represent the entire ownership group of Block 39 of the Original Survey of the Town of Arcadia, a subdivision plat recorded in the Public Records of Desoto County.

The subject property proposed for vacating (see Figure 1) from the subdivision plat are both unimproved right-of-ways which are each 16 feet wide by approximately 300' in length. While included in the original plat of the City, the companion right-of-ways were never improved for vehicular use as an alleyway or utilized by the City for potable water and sanitary sewer utility systems.

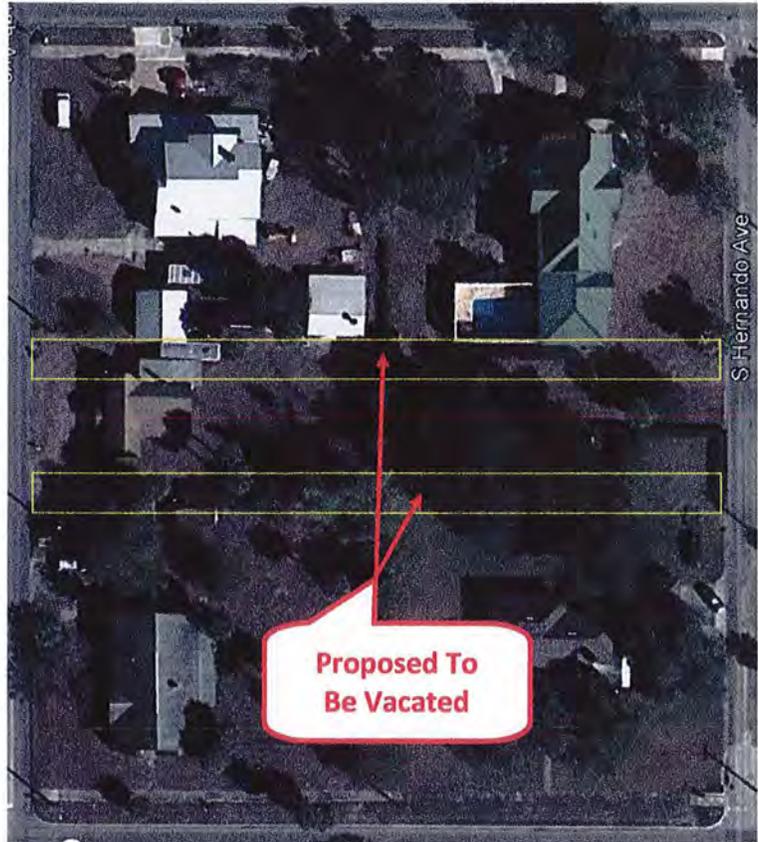


Figure 1 - Aerial with Public ROWs Identified

The applicant's primary purpose for vacating the two public right-of-ways is to clean up the title work which is hindering private real estate transactions due to numerous building encroachments within the public right-of-way. A recorded subdivision plat establishes legal ownership by specifying lot boundaries, right-of-ways for streets and alleys, and public and private easements for the placement of utility systems. The City's zoning code, consistent with the Zoning District Map, provides building setback lines which control the massing, placement and types of improvements which may be placed on private property. A review of the aerial (Figure 1), and the boundary survey (see Figure 2 inset, full attachment is included within application packet) confirms the location of numerous private building structures and other improvements which do not comply with zoning yard setback requirements and identifies several building encroachments into the two public right-of-ways.

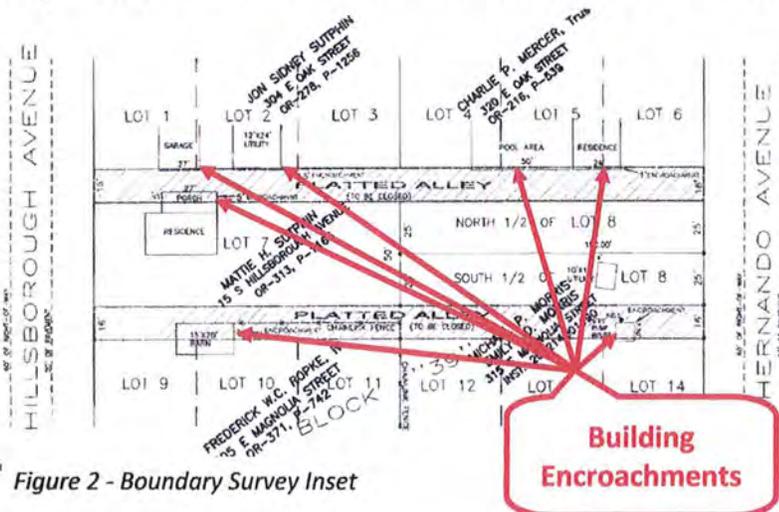


Figure 2 - Boundary Survey Inset

The property owner's agents have provided application materials in support of the vacation request. These include application (No. 13-01VR),

project narrative and code consistency analysis, listing of property owners and agent authorization letters, legal description depicting existing ownership patterns, property survey depicting ownership and all existing private building structures and other private improvements, and proposed subdivision plat (re-plat with new ownership lines) plan that may be used in recording City approval with the Desoto County Property Appraisers Office. The applicant has also included letters of “no objection” from all private utility providers which currently service this subdivision.

The City has reviewed the vacation petition through its Development Review Committee for technical compliance with code requirements, and to confirm that there are no utilities within either of the two right-of-ways. City staff has also evaluated the need for future use of these unimproved public areas for access and utility needs. The City’s management team representing water, sewer and street systems have no objection to the release of the public right-of-way to private property owners listed on Block 39 of the Original Town of Arcadia Plat.

III. Legal Description of Right-of-Ways to be Vacated

Description of alleys to be vacated:

All that part of a 16.00 feet wide platted alley lying south of lots 1, 2, 3, 4, 5, and 6 and north lots 7 and 8 , block 39, original survey of the town of Arcadia, Florida as recorded in plat book 1, page 67.

and

All that part of a 16.00 feet wide platted alley lying south of lots 7 and 8 , and north pf lots 9, 10, 11, 12, 13 and 14, block 39, original survey of the town of arcadia, florida as recorded in plat book 1, page 67.

IV. Code Requirements and Standards of Review:

ARTICLE II. - VACATION OF ROADS, ALLEYS, STREETS AND EASEMENTS

Sec. 86-41. - Authority of city council.

The city council, with respect to property under its control within the territorial limits of the city, may, in its own discretion, and at its own motion, or upon the request of any agency of the state or of the federal government, or upon petition of any person:

(1) Vacate, abandon, discontinue and close any existing public or private street, alleyway, road, easement or other place used for travel, or any portion thereof, other than a state, county or federal highway, and renounce and disclaim any right of the city and the public in and to any land in connection therewith;

(2) Renounce and disclaim any right of the city and the public in and to any land or interest therein acquired by purchase, gift, devise, dedication or prescription for streets, alleyways, roads or easements other than lands acquired for state, county or federal highways; and

(3) Renounce and disclaim any right of the city and the public in and to any land, other than land constituting or required for state, county or federal highways, delineated on any recorded map or plat as a street, alleyway, road or easement.

Sec. 86-42. - Filing of petition.

Before any request for vacation is placed on the city council agenda, a petition for vacation shall be filed with the city recorder, along with payment of the filing fee to be established, but subject to modification from time to time by resolution of the city council and completion of appropriate staff review.

Sec. 86-43. - Contents of petition; payment of costs.

(a) The petition required by section 86-42 shall be signed by the petitioner or his attorney and shall include the following:

(1) A legal description of the street, road, alleyway or easement to be vacated, along with a map or plat indicating the street, road, alleyway or easement thereon.

(2) A list of the names and addresses of all property owners abutting upon the described lands and a statement of what effect, if any, the vacation of such street, alleyway, easement or road may have upon other property owners in the area.

(3) Letters from appropriate officials of each utility company and cable TV company operating in the general area, stating their objections, if any, to the vacation. If there are no objections, the letter shall so state.

(4) Letters of objection or no objection from all owners of record of lots or parcels of land that would be affected by the vacation, including the legal description of the properties owned by such abutting property owners or other affected property owners.

(b) In addition to the filing fee, all costs and expenses of surveys and preparation of plats, costs of publication, mailing expenses, recording costs, legal expenses and other costs and expenses incurred in the processing of the petition to vacate by the petitioner and/or the city shall be paid by petitioner prior to setting the public hearing and placing the petition on the city council agenda.

Sec. 86-44. - Determination of sufficiency of petition.

Upon the filing of a petition pursuant to this article, the city recorder shall furnish a copy thereof to the city attorney, who shall examine the petition for completeness and notify the city recorder in writing as to his opinion thereon. If the petition is found incomplete by the city attorney, the city recorder shall notify the petitioner in writing, and the petitioner shall be given a reasonable time to make the petition complete.

Sec. 86-45. - Review of petition.

Upon the filing of a petition and a determination of sufficiency in accordance with section 86-44, or upon motion of the city council, the city recorder shall furnish a copy to the city engineer, the city building official and the planning and zoning board of the city, which shall, within a 90-day period of time, review the petition and file their recommendations with regard thereto. If the petition is rejected by the persons or board named in this section, the objections shall be outlined and the reasons given to the petitioner.

Sec. 86-46. - Mailing of copy of petition to owners of affected properties.

Upon the filing of a petition pursuant to this article, the petitioner shall also mail a copy of the petition to each abutting property owner or other owner of record of lots or parcels that may be affected by the vacation, or as directed from preliminary staff review or from council action, by certified mail with return receipt requested. The return receipts shall be filed with the city recorder prior to the setting of the public hearing to be held upon the petition.

Sec. 86-47. - Hearing.

After the filing of all information and required recommendations and opinions as outlined in this article, and the payment by the petitioner of the incurred and projected public hearing costs, the city recorder shall place the petition, motion of the city council or request of agency of the state or federal government made pursuant to section 86-41(1) through (3) upon the agenda of the city council for the purpose of holding a public hearing thereon. The city recorder shall publish notice of the public hearing one time in a newspaper of

general circulation in the county at least two weeks prior to the date stated therein for such public hearing, and the recorder shall also mail notice of the public hearing to all affected property owners.

Sec. 86-48. - Adoption of resolution; recording of resolution and proof of publication.

(a) During or after the public hearing provided for in section 86-47, any action of the city council vacating any road, street, alleyway or easement shall be evidenced by a resolution duly adopted and entered upon the minutes of the city council.

(b) Notice of the adoption of such resolution of the city council shall be published one time within 30 days following its adoption in one issue of a newspaper of general circulation published in the county.

(c) The proof of publication of notice of the public hearing, the resolution as adopted, and the proof of publication of the notice of the adoption of such resolution shall be recorded in the deed records of the county by the city recorder.

Sec. 86-49. - Refund of unexpended funds advanced by petitioners.

Any unexpended funds advanced by petitioners under this article, excluding filing fees, shall be refunded to petitioners.

Sec. 86-50. - Previous actions of council ratified.

The actions by the city council heretofore taken closing, vacating or abandoning any road, street, alleyway or easement as described in this article and appearing in the minutes of the city are hereby ratified, approved and confirmed in all respects, and such roads, alleyways, streets and easements are declared closed, vacated and abandoned, consistent with the provisions of the resolution or other action of such city council as shown by its minutes.

Sec. 86-51. - Title to vacated space.

The act of the city council in closing or abandoning any road, street, alleyway or easement or in renouncing or disclaiming any rights in any land delineated on any recorded map as a road, street, alleyway, or easement shall abrogate the easement, alleyway, street or road theretofore owned, held, claimed or used by or on behalf of the public and the title of the fee owner shall be freed and released therefrom; and if the fee or road, street, alleyway or easement space has been vested in the city, it will be thereby surrendered and will vest in the abutting fee owners in accordance with the laws of the state.

V. Findings:

Planning and Zoning Board confirms that there are no inconsistencies in the petitioner's application with regulatory standards found within the City's Comprehensive Plan, Land Development Code, and capital improvement plan programming which would conflict with the applicant's vacation request (No. 13-01VR). Staff also confirms that no public or private utility provider has made known as to future need or objection to the release of the two right-of-ways to the adjacent property owners consist with plat drawings provided by Desoto Land Surveying.

VI. Planning and Zoning Board Recommendation:

Planning and Zoning Board provided a unanimous and favorable recommendation to the City Council in support of the petitioner's request to vacate the two public alley right-of-ways on Block 39. There were no members of the public who spoke on behalf of the petition. The Planning and Zoning Board advisory recommendation included a recommendation to provide legal notice as required by Chapter 86, Code of Ordinances, and prepare resolution for City Council action of the petition request.