

**AGENDA
ARCADIA CITY COUNCIL
CITY COUNCIL CHAMBERS
23 N. POLK AVE., ARCADIA, FL
TUESDAY, AUGUST 20, 2013
6:00 PM**

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

- Oak Ridge Cemetery – Mr. James Skinner (Clerk notes - Interpreter scheduled)

PRESENTATION

- ❖ Mr. John Twohig - 20 Years of Service Presentation by Mayor

AUDIT AND BUDGET ITEMS:

- A. Presentation of Audit – Mauldin and Jenkins
- B. 2013/2014 Budget

CONSENT AGENDA

1. Air-Cadia Flowage and Hangar Report for July 2013
2. Check Warrant Reports: 08/02/13, 08/08/13
3. Special Event Permit: Down Home BBQ, Tree of Knowledge, Arcadia Main Street
4. Special Event Permit and Street Closure: Veteran's Day Parade
5. Yearly Special Event Permit: Fourth Saturday Antique Fair

DISCUSSION ITEMS

6. Stormwater Special Assessment Proposal (Administrator)
7. Fire Assessment Special Assessment Proposal (Administrator)
8. Lease of City Hall (Administrator)
9. Utility Discussion with County (Administrator)
10. Grant Funded Change Order #3 WTP (Administrator)
11. Prayer Policy (Attorney)
12. Health Insurance Renewal Update (Administrator)

ORDINANCES

13. **ORDINANCE NO. 990; SECOND READING OF AN ORDINANCE OF THE CITY OF ARCADIA PROVIDING FOR THE AMENDMENT OF CHAPTER 94, LOCAL BUSINESS TAX: ESTABLISHING CONSISTENCY WITH FLORIDA STATUTE FOR THE REGULATION, ADMINISTRATION AND COLLECTION OF LOCAL BUSINESS TAX FEES; ESTABLISHING A LOCAL BUSINESS TAX FEE SCHEDULE TO BE ESTABLISHED BY RESOLUTION; ESTABLISHING A FEE INCREASE FOR CERTAIN BUSINESS CLASSIFICATION OR TYPES; PROVIDING FOR AMENDMENTS TO BE DEPICTED IN A STRIKE THROUGH AND UNDERLINED LEGISLATIVE FORMAT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (City Attorney)**
14. **ORDINANCE NO. 991; SECOND READING OF AN ORDINANCE OF THE CITY OF ARCADIA, FLORIDA; ADOPTING A POLICY FOR INSPECTION AND COPYING OF PUBLIC RECORDS PURSUANT TO CHAPTER 119; FLORIDA STATUTES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN**

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

EFFECTIVE DATE. (Council set at first reading: "extensive" use of time to produce records at 30 minutes)

RESOLUTION

15. **RESOLUTION NO. 2013-13; LOCAL BUSINESS TAX FEE SCHEDULE
(SEE ORDINANCE 990, CHAPTER 94 – CODE OF ORDINANCES)**

COMMENTS FROM DEPARTMENTS

16. City Marshal
17. Attorney
18. 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

OAK Ridge Cemetery 8/16/13



Air-Cadia

2268 SE AC Polk Jr Dr
Arcadia, FL 34266
863-990-9314
863-993-2114

FLOWAGE AND HANGER RENT REPORT July 2013

Aviation Fuel	804.0 GALLONS @ \$0.01/ga	\$	8.04
Lubrication oil.....	0.00Gallons.04/gal	\$.00
Tiedown Fee.....	00.00/50%	\$	0.00
BLDG F...unit 1 and 2.....	650.00/90%	\$	585.00
Bldg F Unit 3.....	433.00/90%	\$	390.00
T-hangers.....	\$4,500.00/90%	\$	4,050.00
Late Fee.....	75.00/90%		67.50

This month 20 of the 20 hangers rented-Building A and B
3 of the 3 hangers rented-Building F

Adjustments	collected-Ring June 2013	\$225.00
	May 2013	\$225.00
	April 2013	\$225.00
	March 2013	\$225.00
	collected-Nicolia June 2013	\$225.00
	Uncollected - Martell July 2013	(\$225.00)
	Southwell July 2013	(\$225.00)
	Futch July 2013	(\$225.00)

Total due City for July 2013 \$ 5,550.54

Paid Check # 2640



08/02/2013 12:41
elarson

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

PG 4
apwarnt

WARRANT: 20130802 08/02/2013

DUE DATE: 08/30/2013

VOUCHER	VENDOR	VENDOR NAME	INVOICE	PO	TYPE	DUE DATE	AMOUNT	COMMENT
93642	10030	W & S ENTERPRISE ACCOUNT	116753	100	INV	08/12/2013	45.36	ACCT # 4230114700
93643	1535	NAPA AUTO PARTS	209549	100	INV	08/02/2013	12.02	NAPA SYN 10W30, NAPAGO
93644	2624	INTERSTATE BATTERIES OF FOR	30013498	100	INV	08/02/2013	35.24	SP-30
WARRANT TOTAL							92.62	

** END OF REPORT - Generated by Erika Larson **



08/08/2013 10:00
elarson

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

PG 15
apwarnt

WARRANT: 20130805 08/08/2013

DUE DATE: 08/08/2013

VOUCHER	VENDOR	VENDOR NAME	INVOICE	PO	TYPE	DUE DATE	AMOUNT	COMMENT
93740	170025	QUILL CORPORATION	4194180	100	INV	08/18/2013	140.77	ADDRESS LABEL, FILE FO
93741	2988	SPECIAL PRODUCTS GROUP	207801	100	INV	08/22/2013	177.00	3 POLO SHIRTS, 3 CROSS
93742	1451	DESOTO AUTO MALL	20022	100	INV	08/09/2013	31.78	BALVE
93743	170025	QUILL CORPORATION	4233194	100	INV	08/22/2013	12.98	EXPO CLEANING WIPES FO
93744	170025	QUILL CORPORATION	4233195	100	INV	08/22/2013	6.79	LAMINATING POUCH, 20/P
93745	40072	DESOTO CNTY SHERIFF'S OFFIC	20130807	100	INV	08/09/2013	850.17	ELECTRONIC MAINTENANCE
93746	70010	GALL'S INC	000752431	100	INV	07/28/2013	112.46	BADGE. STATE SEAL
93748	172	MCGEE TIRE STORES	208859	100	INV	08/09/2013	267.50	TIRE (2)
93749	196	BUFFALO GRAFFIX	418283	100	INV	08/09/2013	27.48	SHIRT
93750	196	BUFFALO GRAFFIX	418359	100	INV	08/15/2013	871.61	21 SHIRTS
93751	1963	BV OIL COMPANY, INC	03-588234	100	INV	08/24/2013	23.98	MYSTIK JT-6 HI TEMP
93752	1358	WURTH USA INC.	94521923	100	INV	08/14/2013	80.01	RUBBER ERASER
93753	1515	HELENA CHEMICAL CO.	23745782	100	INV	08/15/2013	429.00	HONOR INSTRINSIC
93754	50005	E-Z-GO DIV OF TEXTRON	90122205	100	INV	08/28/2013	137.30	ADV BRUSH & TERM
93756	1666	STAPLES BUSINESS ADVANTAGE	3205289032	100	INV	08/25/2013	30.90	1/2" DURABLE VIEW BIND
93757	1666	STAPLES BUSINESS ADVANTAGE	3205289033	100	INV	08/25/2013	100.40	PAPER 24LB LINEN NATUR
93759	2096	HAZEN & SAWYER, PC	000007 SA # 15	100	INV	08/09/2013	5,908.81	PAYMENT #7, PROJECT 41
93760	2608	CITY OF ARCADIA	20130805-1	100	INV	08/09/2013	171.86	REIMBURSEMENT FOR SAND
93761	60090	FLORIDA POWER & LIGHT	44487-359957	100	INV	08/19/2013	191.38	ACCT # 44487-35995
93762	2827	FABTO	20130806	100	INV	08/09/2013	40.00	DUES; FEI # 59-1922100
WARRANT TOTAL							56,781.93	

** END OF REPORT - Generated by Erika Larson **



08/08/2013 10:00
elarson

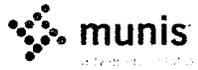
City of Arcadia, FL - ** LIVE **
WARRANT LIST BY VOUCHER

PG 14
apwarnt

WARRANT: 20130805 08/08/2013

DUE DATE: 08/08/2013

VOUCHER	VENDOR	VENDOR NAME	INVOICE	PO	TYPE	DUE DATE	AMOUNT	COMMENT
93714	60090	FLORIDA POWER & LIGHT	34007-369757	100	INV	08/19/2013	7.69	ACCT # 34007-36975
93715	60090	FLORIDA POWER & LIGHT	42569-280967	100	INV	08/19/2013	255.55	ACCT # 42569-28096
93717	60090	FLORIDA POWER & LIGHT	96306-302407	100	INV	08/14/2013	8.08	ACCT # 96306-30240
93718	60090	FLORIDA POWER & LIGHT	89300-241647	100	INV	08/14/2013	121.84	ACCT # 89300-24164
93719	60090	FLORIDA POWER & LIGHT	84164-369657	100	INV	08/14/2013	7.69	ACCT # 84164-36965
93720	60090	FLORIDA POWER & LIGHT	84154-389397	100	INV	08/14/2013	10.76	ACCT # 84154-38939
93721	60090	FLORIDA POWER & LIGHT	84094-359827	100	INV	08/14/2013	197.28	ACCT # 84094-35982
93722	60090	FLORIDA POWER & LIGHT	80428-963687	100	INV	08/14/2013	662.70	ACCT # 80428-96368
93723	60090	FLORIDA POWER & LIGHT	78275-700407	100	INV	08/14/2013	378.70	ACCT # 78275-70040
93724	60090	FLORIDA POWER & LIGHT	24705-329267	100	INV	08/14/2013	80.43	ACCT # 24705-32926
93725	60090	FLORIDA POWER & LIGHT	33392-389117	100	INV	08/14/2013	7.69	ACCT # 33392-38911
93726	60090	FLORIDA POWER & LIGHT	33450-329777	100	INV	08/14/2013	59.42	ACCT # 33450-32977
93727	60090	FLORIDA POWER & LIGHT	43372-309347	100	INV	08/14/2013	416.09	ACCT # 43372-30934
93728	60090	FLORIDA POWER & LIGHT	43412-399397	100	INV	08/14/2013	11.33	ACCT # 43412-39939
93729	60090	FLORIDA POWER & LIGHT	44439-250627	100	INV	08/14/2013	1,084.85	ACCT # 44439-25062
93730	60090	FLORIDA POWER & LIGHT	74824-349127	100	INV	08/14/2013	101.30	ACCT # 74824-34912
93731	60090	FLORIDA POWER & LIGHT	74834-329497	100	INV	08/14/2013	140.24	ACCT # 74834-32949
93732	60090	FLORIDA POWER & LIGHT	16775-874777	100	INV	08/14/2013	7.69	ACCT # 16775-87477
93733	60090	FLORIDA POWER & LIGHT	24837-309707	100	INV	08/14/2013	7.69	ACCT # 24837-30970
93734	2985	DENBY GROUP LLC	53205	100	INV	08/13/2013	1,155.00	JANITORIAL SERVICE WAY
93735	2457	PITNEY BOWES INC	20130807	100	INV	08/07/2013	300.00	ACCT # 8000-9000-0249-
93736	2477	STATE OF FLORIDA	3G-7359	100	INV	08/09/2013	208.79	POLICE DEPT PHONE
93737	2477	STATE OF FLORIDA	24-4875	100	INV	08/09/2013	9.42	AGENT ID R67AR01
93738	70010	GALL'S INC	000794372	100	INV	08/14/2013	141.50	SERGEANT CHEVRONS, COR
93739	70010	GALL'S INC	000786249	100	INV	08/10/2013	47.13	BLACKINTON LARGE LIEUT



08/08/2013 10:00
elarson

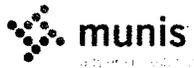
City of Arcadia, FL - ** LIVE **
WARRANT LIST BY VOUCHER

PG 13
apwarnt

WARRANT: 20130805 08/08/2013

DUE DATE: 08/08/2013

VOUCHER	VENDOR	VENDOR NAME	INVOICE	PO	TYPE	DUE DATE	AMOUNT	COMMENT
93686	60015	FEDERAL EXPRESS CORP	2-336-87458	100	INV	08/09/2013	89.25	POSTAGE, SENT BY GIA A
93687	2688	SWAINE & HARRIS, PA	13733	100	INV	08/09/2013	593.12	REGARDING CITY OF ARCA
93688	2688	SWAINE & HARRIS, PA	13717	100	INV	08/09/2013	368.00	REGARDING CITY OF ARCA
93689	2688	SWAINE & HARRIS, PA	13715	100	INV	08/09/2013	3,340.09	REGADING CITY OF ARCAD
93690	2688	SWAINE & HARRIS, PA	13716	100	INV	08/09/2013	390.00	REGARDING CITY OF ARCA
93691	2688	SWAINE & HARRIS, PA	20130716	100	INV	08/09/2013	34.50	MINK EVICTION AND NORT
93694	1666	STAPLES BUSINESS ADVANTAGE	8026230458	100	INV	08/11/2013	111.90	DUST MASK, BATTERIES,
93695	1327	HUMANA MEDICAL PLAN	017442161	100	INV	08/15/2013	351.36	MONTH OF AUG 2013 (GRO
93696	1327	HUMANA MEDICAL PLAN	017442635	100	INV	08/15/2013	1,670.32	MONTH OF AUG 2013 (GRO
93697	2080	KLENECORP	3589	100	INV	08/09/2013	95.00	SET MIKE UP WITH EMAIL
93699	2080	KLENECORP	3573	100	INV	08/09/2013	617.50	FIXED CORRUPT FILES, I
93700	2080	KLENECORP	3576	100	INV	08/09/2013	95.00	WORKED WITH PETER ON S
93701	2080	KLENECORP	3575	100	INV	08/09/2013	142.50	REVIEWED NEW MUCIS NEE
93702	2080	KLENECORP	3602	100	INV	08/09/2013	285.00	22" AND 20" DELL PRO M
93703	2080	KLENECORP	3595	100	INV	08/09/2013	10,000.00	LABOR FROM ANTHONY
93704	2080	KLENECORP	3588	100	INV	08/09/2013	261.25	CREATED WEBSITE FOR PL
93705	2080	KLENECORP	3574	100	INV	08/09/2013	118.75	INSTALLED NEW COMPUTER
93706	2080	KLENECORP	3604	100	INV	08/09/2013	614.70	PARTS
93707	230015	WALMART COMMUNITY BRC	319200544022	100	INV	08/11/2013	30.64	BROOMS, GLOVES, PINESO
93708	230015	WALMART COMMUNITY BRC	317000819340	100	INV	08/11/2013	37.99	STAPLE REMOVERS, SCISS
93709	230015	WALMART COMMUNITY BRC	P9273005Q01AQ1RFJ	100	INV	08/11/2013	57.39	CRIMPING TOOL, ELECTRI
93710	1963	BV OIL COMPANY, INC	20130807ARCPOL	100	INV	08/09/2013	4,942.94	BV OIL STATEMENT 7/31/
93711	60090	FLORIDA POWER & LIGHT	14787-379747	100	INV	08/19/2013	45.70	ACCT # 14787-37974
93712	60090	FLORIDA POWER & LIGHT	24677-329507	100	INV	08/19/2013	376.98	ACCT # 24677-32950
93713	60090	FLORIDA POWER & LIGHT	24764-592237	100	INV	08/19/2013	7.69	ACCT # 24764-59223



08/08/2013 10:00
elarson

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

PG 12
apwarrnt

WARRANT: 20130805 08/08/2013

DUE DATE: 08/08/2013

VOUCHER	VENDOR	VENDOR NAME	INVOICE	PO	TYPE	DUE DATE	AMOUNT	COMMENT
93659	2210	SUN NEWSPAPERS	2920539	100	INV	08/09/2013	153.60	UTILITIES METER READER
93660	1105	ROBIN GREIWE MIDULLA, P.A.	10741	100	INV	08/09/2013	199.50	PROFESSIONAL SERVICES
93661	2219	UNITED AMERICAN INSURANCE C	JULY 2013	100	INV	07/20/2013	479.00	JULY PAYMENT FOR HIRAM
93662	2608	CITY OF ARCADIA	20130403	100	INV	04/03/2013	591.50	REIMBURSE GIA LANCASTE
93663	10025	CID UNIT OF	20130801	100	INV	08/09/2013	600.00	MONEY FOR CID FUND
93664	2420	GUARDIAN COMMUNITY RESOURCE	M1388	100	INV	08/27/2013	5,000.00	FDEO CONTRACT # 13DB-O
93665	701571	WALLER, MICHAEL	20130805	100	INV	08/09/2013	68.11	REIMBURSEMENT FOR GAS
93666	3011	FAMILY AF HAIR	20130805	100	INV	08/09/2013	80.00	APPLIED M. DEPOSIT THE
93667	700354	QUINN JONES	20130805	100	INV	08/09/2013	67.02	REIMBURSEMENT FOR FUEL
93668	3013	UNIVERSITY OF SOUTH FLORIDA	20130805	100	INV	08/09/2013	432.00	CODE ENFORCEMENT CERTI
93669	190090	SMITH'S RANCH & GARDEN, INC	102077118/102077374	100	INV	08/09/2013	24.95	BRUSH WIRE, PADLOCK, A
93671	3014	FPL	81378-390596	100	INV	08/14/2013	7.82	ACCT # 81378-39059
93672	3014	FPL	72435-725396	100	INV	07/29/2013	7.82	ACCT # 72435-72539
93673	3014	FPL	55772-399566	100	INV	08/14/2013	15.40	ACCT # 55772-39956
93674	3014	FPL	55492-339216	100	INV	08/14/2013	10.77	ACCT # 55492-33921
93675	3014	FPL	55132-309946	100	INV	08/14/2013	32.96	ACCT # 55132-30994
93676	3014	FPL	52645-582626	100	INV	08/14/2013	7.82	ACCT # 52645-58262
93677	3014	FPL	45462-369876	100	INV	08/14/2013	9.86	ACCT # 45462-36987
93678	3014	FPL	25662-319796	100	INV	08/14/2013	15.00	ACCT # 25662-31979
93679	3014	FPL	96681-310736	100	INV	08/14/2013	14.20	ACCT # 96681-21073
93680	2141	DISH	82557070805248337	100	INV	08/14/2013	92.00	ACCT #8255707080524833
93681	2974	EXPRESS SERVICES, INC.	12809525-4	100	INV	08/09/2013	771.60	ACCOUNTS PAYABLE CLERK
93682	1507	DM CENTER FOR FAMILY HEALTH	07232013	100	INV	08/09/2013	125.00	DRUG TESTS AND PHYSICA
93683	2687	TYLER TECHNOLOGIES, INC	045-92024	100	INV	07/31/2013	7,934.50	APPLICATION SERVICES 0
93684	2455	CENTURYLINK	3117457678	100	INV	08/14/2013	322.89	ACCT # 311745767



RECEIVED
AUG 9 2013
CITY OF ARCADIA

City of Arcadia
SPECIAL EVENT PERMIT APPLICATION

Date Submitted: 08.08.13 NO ADDRESS, Pin #
Event Name Down Home! BBQ 36-37.24.0A00-1300.0000
Event Location Pavilion (Tree of Knowledge) grass location Hwy 17
Date(s) of Event 11/1 + 11/2 Hours of Event 5-9 (1) 10-3 (2nd) + 70
Expected Attendance 2,000 St
Event Sponsor Arcadia Main St Non-Profit? YES NO

Description of Event
Backyard Competition BBQ

Contact Person Megan McKibben Telephone 863 781.0994
Fax # _____ Email mam1224@gmail.com
Insurance Carrier CNA

Insurance Agent _____ Agent's Phone _____

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

If Yes, please specify locations: _____

Other Pertinent Information: _____

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

Received by: G. S. Lancaster
City Marshal _____ Approved
City Administrator _____ Approved
City Council _____ Approved

Date: 8/9/13
____ Disapproved
____ Disapproved
____ Disapproved
FEE \$25
GSK

INDEMNIFICATION & HOLD HARMLESS

I, Megan McKibben, as Director of Arcadia Main Street, do hereby agree to hold the City of Arcadia, (Club, organization, group, etc)

its agents and employees, harmless and indemnify same from any civil actions or claims of any nature made in connection with the event known as the Down Home BBQ to be held at Pavilion + grass Hwy 17 + 70 on 08.08.13

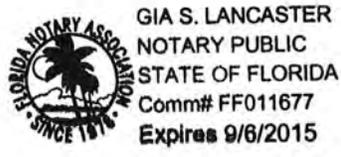
By: Megan McKibben (Signature)
Printed Name: Megan McKibben
Entity Name: Arcadia Main Street
Its: _____
Date: 08.08.13

STATE OF FLORIDA
COUNTY OF DeSoto

Sworn to and subscribed before me this 9th day of Aug., 2013, by Megan McKibben, as Director of MAIN ST, who is personally known to me or [] has produced _____ as identification.

G S Lancaster
NOTARY PUBLIC

(SEAL)



RECEIVED
AUG 13 2013
CITY OF ARCADIA

FOOD - ALL food and beverage vendors shall provide copies of their State of Florida Health Department license. All food vendors whose cooking creates grease-laden vapors shall have a mounted certified fire extinguisher.

ALCOHOL - Will alcoholic beverages be sold or consumed on the premises? If yes, organizer or sponsor shall submit a copy of the Florida Alcoholic Beverages Permit 15 days prior to the event. You can download a One/Two/Three day alcohol sales permit from the State at http://www.myfloridalicense.com/dbpr/sto/file_download/file-download-abandt.shtml

USE OF CITY PERSONNEL - If city personnel are used for set-up or clean-up, or for security, outside of normal work hours, it will be the responsibility of the event sponsor to pay the salary of those personnel for the time they spend on the event.

By completing and submitting the attached application, I certify that:

- I have read and agree to abide by the terms and conditions set forth above,
- that I will be designated as the (sole) contact person for the event,
- that I will be responsible for applying for and attaching all required permits and documentation, and
- that I am responsible for any fees which may be incurred as a result of this event.

Megan McKibben Arcadio Main St Aug 8, 2013
Signature of Applicant/Event Sponsor Date

Megan McKibben 863.781.0994
PRINTED Name of Above Contact Phone #

RECEIVED
AUG 9 2013
CITY OF ARCADIA



36-37-24-0A00-1300-0000
 CITY OF ARCADIA
 0.482AC

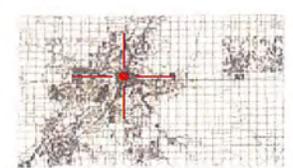
DeSoto County Property Appraiser

PARCEL: 36-37-24-0A00-1300-0000 - VACANT GOV (008030)

LANDS NOT DIVIDED THAT PART OF DESOTO AV LYG W OF FORMER RR R/W
 & N OR OAK ST

Name: CITY OF ARCADIA	LandVal	\$36,750.00
Site: W OAK ST	BldgVal	\$0.00
Mail: PO BOX 351	ApprVal	\$89,684.00
ARCADIA, FL 34265-0000	JustVal	\$89,684.00
Sales	Assd	\$89,684.00
Info	Exmpt	\$89,684.00
	County:	\$0.00 City:
	Taxable	\$0.00
	Other:	\$0.00 School:
		\$0.00

0 39 78 117 ft



This information, GIS updated: 7/25/2013, was derived from data which was compiled by the DeSoto County Property Appraiser Office solely for the governmental purpose of property assessment. This information should not be relied upon by anyone as a determination of the ownership of property or market value. No warranties, expressed or implied, are provided for the accuracy of the



City of Arcadia
SPECIAL EVENT PERMIT APPLICATION

RECEIVED
AUG 13 2013
CITY OF ARCADIA

Date Submitted: 07/30/2013
Event Name: Veteran's Day Parade
Event Location: Down Oak St. from Orange Ave. to Court House
Date(s) of Event: 11/11/2013 Hours of Event: 9-12
Expected Attendance: 2,000+
Event Sponsor: Arcadia ETR & Veterans Organization Non-Profit? YES
Description of Event: Veterans Day Parade to honor our Veterans

Contact Person: Jacki Tucker Telephone: 863-990-6750
Fax #: 863-993-9740 Email: jt2000@desoto.net
Insurance Carrier: Federal Ins. Company
Insurance Agent: Affinity Ins. Serv. Agent's Phone: 800-421-3557

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

If Yes, please specify locations: Oak St. - Orange Ave to Court House

Other Pertinent Information:

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

Received by: G. Stancuta Date: 8/13/13
City Marshal Approved Disapproved
City Administrator Approved Disapproved
City Council Approved Disapproved

INDEMNIFICATION & HOLD HARMLESS

I, Jackie Tucker, as Co-Chairman of ELKs, Amer. Legion Club, Amvets Club do hereby agree to hold the City of Arcadia, (Club, organization, group, etc)

its agents and employees, harmless and indemnify same from any civil actions or claims of any nature made in connection with the event known as the Veteran's Day Parade (Name of Event) be held at Downtown on 11/11/13 (Location) (Date)

By: Jackie W. Tucker (Signature) Printed Name: Jackie W. Tucker Entity Name: ELKs Its: CO-CHAIR Date: 8/13/13

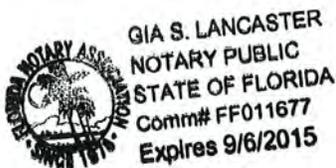
STATE OF FLORIDA

COUNTY OF DeSoto

Sworn to and subscribed before me this 13th day of Aug, 2013, by Jackie Tucker, as CO-CHAIR of ELK'S who is personally known to me or has produced _____ as identification.

G. Lancaster NOTARY PUBLIC

(SEAL)



Receipt #344566
RECEIVED
AUG 13 2013
CITY OF ARCADIA

FOOD - ALL food and beverage vendors shall provide copies of their State of Florida Health Department license. All food vendors whose cooking creates grease-laden vapors shall have a mounted certified fire extinguisher.

ALCOHOL - Will alcoholic beverages be sold or consumed on the premises? If yes, organizer or sponsor shall submit a copy of the Florida Alcoholic Beverages Permit 15 days prior to the event. You can download a One/Two/Three day alcohol sales permit from the State at http://www.myfloridalicense.com/dbpr/sto/file_download/file-download-abandt.shtml

USE OF CITY PERSONNEL - If city personnel are used for set-up or clean-up, or for security, outside of normal work hours, it will be the responsibility of the event sponsor to pay the salary of those personnel for the time they spend on the event.

By completing and submitting the attached application, I certify that:

- I have read and agree to abide by the terms and conditions set forth above,
- that I will be designated as the (sole) contact person for the event,
- that I will be responsible for applying for and attaching all required permits and documentation, and
- that I am responsible for any fees which may be incurred as a result of this event.

Jaqueline W. Tucker
Signature of Applicant/Event Sponsor
Jaqueline W. Tucker
PRINTED Name of Above

07/30/2013
Date
863-990-6750
Contact Phone #



COMMERCIAL INSURANCE BILL

Account Number
1960 1122 8445 001C

BENEVOLENT AND PROTECTIVE ORDER OF ELKS
LODGE NO 1524
1028 West Oak Street
ARCADIA, FL 34266

Invoice Date
JAN 07 2013

Policyholder
BENEVOLENT AND PROTECTIVE

Questions about your bill? Please call:
CHUBB PREMIUM ACCOUNTING SERVICE CENTER
COMMERCIAL DIRECT BILL at 1-800-372-4822

Your CHUBB agent or broker is :
(AON) AFFINITY INSURANCE SERVICES, INC.
1-800-421-3557
Writing Company:
FEDERAL INSURANCE COMPANY

Payment Options
To pay by phone call 1-800-372-4822, Option 1
To pay online, go to www.chubb.com,
select Pay My Bill

Account Summary

Previous Balance	\$675.00
Payments/Adjustments	(675.00)
Premium/Charges	1,367.56
New Balance	<u>\$1,367.56</u>

First Installment Due: JAN 27 2013 \$692.56

See Page 2 for installment schedule. Details concerning your account are shown under "Account Statement."

Page 1

ARCADIA LODGE # 1524 B.P.OE.INC.

4026

Chubb Group of Insurance Companies
350.00 · Officers Expense

1/22/2013

Non-Profit organization liability insurance/taxes & su
Acct #1960-1122-8445-001C (First Installment)

692.56



DECLARATIONS

FEDERAL INSURANCE COMPANY

A stock insurance company, incorporated under the laws of Indiana, herein called the Company

Capital Center, 251 North Illinois, Suite 1100
 Indianapolis, IN 46204-1927

Policy Number: 8222-8145

THE DIRECTORS AND OFFICERS LIABILITY AND ENTITY LIABILITY, FIDUCIARY LIABILITY AND EMPLOYMENT PRACTICES LIABILITY COVERAGE SECTIONS (WHICHEVER ARE PURCHASED) PROVIDE CLAIMS MADE COVERAGE, WHICH APPLIES ONLY TO "CLAIMS" FIRST MADE DURING THE "POLICY PERIOD", OR DURING AN APPLICABLE EXTENDED REPORTING PERIOD. THE LIMIT OF LIABILITY TO PAY DAMAGES OR SETTLEMENTS WILL BE REDUCED AND MAY BE EXHAUSTED UNLESS OTHERWISE PROVIDED HEREIN, BY "DEFENSE COSTS," AND "DEFENSE COSTS" WILL BE APPLIED AGAINST THE RETENTION. IN NO EVENT WILL THE COMPANY BE LIABLE FOR "DEFENSE COSTS" OR THE AMOUNT OF ANY JUDGMENT OR SETTLEMENT IN EXCESS OF THE APPLICABLE LIMIT OF LIABILITY. READ THE ENTIRE POLICY CAREFULLY.

Item 1. Organization: Benevolent & Protective Order of Elks Lodge No. 1524
 Principal Address: 1028 West Oak Street
 Arcadia, FL 34266

Item 2. Policy Period: (A) From: 12:01 A.M. on January 1, 2011
 (B) To: 12:01 A.M. on January 1, 2013
 Local time at the address shown in Item 1.

Item 3. A Combined Maximum Aggregate Limit of Liability is applicable:
 Yes No The Combined Maximum Aggregate Limit of Liability for all **Claims** under all **Liability Coverage Sections** each **Policy Year** shall be: **\$\$\$1,000,000**

Item 4. Coverage is available for the following only:

Yes No Directors & Officers Liability and Entity Liability Coverage Section

Yes No Employment Practices Liability Coverage Section

Yes No Fiduciary Liability Coverage Section

Yes No Crime Non-Liability Coverage Section

Yes No Kidnap/Ransom and Extortion Non-Liability Coverage Section

Item 5. Extended Reporting Period:

(A) Additional Period:

1 year

(B) Additional Premium:

75% of Annual Premium

Item 6. Termination of prior policies: X New Business

In witness whereof, the Company issuing this Policy has caused this Policy to be signed by its authorized officers, but it shall not be valid unless also signed by a duly authorized representative of the Company.

FEDERAL INSURANCE COMPANY

W. Andrew Mason

Secretary

10/08/2010

Date

John J. Dequan

President

[Signature]

Authorized Representative

Fee Paid \$300.00

Receipt No. 344553

RECEIVED
AUG 13 2013
CITY OF ARCADIA

City of Arcadia
Special Event Permit Application

Please print or type application. All sections must be completed. Any questions should be directed to City of Arcadia, Assistant City Administrator at (863) 494-4114. Please return in person, fax: 863-494-4712 or email: jjankosky@arcadia-fl.gov.

General Information

Applicant: Antique Assoc of Arcadia Indi. Corp. 501c3

Contact: Flo Rife

Address: Oak St

City/State/Zip: Arcadia FL 34266

Telephone: Business Phone (863) 493-5105 Home Phone (863) 494-2500

Cell Phone _____ Email Address _____

Fax Number _____

Name of Event: Antique Assoc of Arcadia Fourth Saturday

Date(s) Requested: The 4th Saturday of every month Antique Fair

Location of Event: Park, some sides, behind park by bathrooms

Brief Description of Event: Antique dealers come & set up their
wares on the 4th Saturday from 8-2
(ANTIQUES)

Event Timeframe(s): 4th Saturday of every month

Setup: Date: 8:00 Start: 8:00 am/pm End: 3:00 am/pm

Actual Event Time: Date: Every 4th Sat Start: 8:00 am/pm End: 3:00 am/pm

Cleanup: Date: _____ Start: _____ am/pm End: _____ am/pm

Rain date: no rain dates

Number of Expected Attendees/Participants: 100-125 dealers thousands of visitors

Site plan attached? Yes No

Is the event open to the public? Yes No Fee? no fee for customers

Have you held this event previously? Yes No If yes, list dates ALL
last year on the 4th Saturday ^{4 for} 13 ^{last} years

Does this event differ? Yes No If yes, explain _____

Entertainment: Yes No If yes, see below

A complete detailed listing, including names, must be provided of all entertainment:

_____ n/a

A complete detailed listing of all games, rides and any contractors used for carnival games and/or rides:

_____ n/a

Will you be using a sound system? Yes No If yes, see below

Type of system and name of contractor, if applicable _____
_____ n/a

Special Effects: Yes No If yes, see below

Type of effects and name of contractor, if applicable _____
_____ n/a

Location of special effects: _____
_____ n/a

Parades: Yes No If yes, see below

Who and how many will participate? This includes parade participants and spectators:

_____ n/a

Plan of route attached? Yes No n/a

Proposed Retail Sales: Yes No If yes, see below

How many vendor locations do you plan to accommodate? Summer 35-40

Type of vending (including number of each): Winter 100-110

Clothing _____ **Food/beverage Antiques Jewelry Misc. _____

If miscellaneous, please describe in detail: _____

** Please describe in detail all food vendors (If there is any onsite cooking, the Desoto County Fire Department will need to be notified):

Chicken dinner served from Church (donations)
Eddie Wisdom - has all permits

Alcohol Beverages/Liquor Liability: Yes No If yes, see below

Name of organization licensed to serve alcohol at this event: _____

(Additional liability insurance may be required)

Type of organization serving alcohol: n/a

Do you require City documentation for license? Yes No

Promotion:

At what level will the event be promoted? (For example, local, regional, national)

local, state wide, D.C.

What type of publicity will be used? Road show, Antique Mag, Flyers Website, Brochure

Telephone number to be released for public information: (863)-993-5105

Signage: Yes No If yes, see below

How many? What dimensions? What location(s)? _____

(Banners require scheduling through the City of Arcadia, Public Works Department, (863) 494-4334)

Facility Requirements: Yes No If yes, see below
bathrooms No electric used

Stages stage in park used for a vendor Tents _____ Fences _____ Booths _____

Concession Stands _____ Miscellaneous _____

Describe in detail, including type and location _____

(Special building permits are required for certain temporary structures)

Is electric going to be needed (if available)? Yes No

Are city chairs needed (if available)? (Addt. Fee) Yes No Amt: _____

Use of the city stage (if available)? (Addt. Fee) ^{??} Yes No

Are city tables needed (if available)? (Addt. Fee) Yes No Amt: _____

Port-O-Lets: Yes No If yes, see below

How many port-o-lets will you be providing? (Indicate location(s) on site plan) 2

Name of the private port-o-let company you will be contracting with: Bohannon
 (ADA requires one handicapped restroom in each group of restrooms)

Sanitation Assistance: Yes No If yes, see below

How many waste receptacles (toters) do you request? 1 extra per street corner

Will you need city personnel to assist with clean up? (Addt. Fee) Yes No

If no, how will you be handling garbage and or recycling? _____
 *(Please note that upon post event inspection or complaint due to unsatisfactory post event clean up - the city will charge event organizer for the time it takes to resolve the clean up issue).

connected to a road existing one

Traffic Alterations: Yes No If yes, see below

Describe in detail, including request for road closures n/a

(Requests to close state roads require DOT permit, which needs to be approved by City of Arcadia prior to application to DOT)

Will public parking areas, streets, sidewalks, etc. be restricted or obstructed?

Yes No If yes, see site plans

Does your plan include on-site parking? Yes No

Will you charge for the on-site parking? Yes No

Does your plan include off-site parking? Yes No

Will you charge for off-site parking? Yes No

Will shuttles be used to transport? Yes No

Americans With Disabilities Act:

ADA requires with accessibility guidelines as adopted by the State of Florida are now in effect. The following provisions are to be considered regarding ADA accessibility.

ADA restroom facilities? (One handicapped for each group of port-o-lets) Yes No

Handicap parking provisions? Yes No Yes, see site plan

Handicapped assistance? Yes No Yes, please describe

*We keep in ADA Compliance (dealers renting space
in sidewalks through us WA)*

Security:

What are your plans for providing additional security? _____

Emergency Fire/Medical Services:

What are your plans for providing additional Fire/EMS? _____

* Fire Truck requested at the event? (Addt. Fee) Yes No
* (if available and for show only)

I/We the applicant(s) hereby acknowledge that I/We have read the above policy and procedure for a Special Event Permit within the City of Arcadia. I/We the applicant(s) further agree to reimburse the City for the cost of City Services incurred as a result of this event to include: Police, Fire, Airport, Parks and Recreation, Public Works and Lease of public property. I/we the applicant(s) hereby agree that all the information provided in this application is true and correct and further agree to the indemnification and hold harmless agreement outlined above.

Signature:

I understand this is an application only and does not obligate the City of Arcadia to reserve any facility or approve an event.

Signature of Applicant *Florence Rife* Date *7/29*, 20*13*

Shirley Smith - V.P.
Title of Applicant/Affiliation *President - Antique Assoc. of Arcadia*

Approved By: _____ Date _____, 20__

City of Arcadia

FIRST NATIONAL INSURANCE CO. OF AMERICA
SEATTLE, WASHINGTON

COMMERCIAL GENERAL LIABILITY COVERAGE PART DECLARATIONS

PAGE CG 1

NAMED INSURED: ANTIQUE ASSOCIATION OF ARCADIA POLICY NUMBER: 01-CH-298026-7
FORM OF BUSINESS: ORGANIZATION OTHER THAN A PARTNERSHIP OR JOINT VENTURE

LIMITS OF INSURANCE

COMMERCIAL GENERAL LIABILITY		
GENERAL AGGREGATE LIMIT (OTHER THAN PRODUCTS-COMPLETED OPERATIONS)		\$2,000,000
PRODUCTS-COMPLETED OPERATIONS AGGREGATE LIMIT		\$2,000,000
PERSONAL AND ADVERTISING INJURY LIMIT		\$1,000,000
EACH OCCURRENCE LIMIT		\$1,000,000
DAMAGE TO PREMISES RENTED TO YOU (ANY ONE PREMISES)		\$1,000,000
MEDICAL EXPENSE LIMIT (ANY ONE PERSON)		\$ 10,000
EMPLOYMENT PRACTICES LIABILITY		
AGGREGATE LIMIT		\$ 10,000
EACH CLAIM LIMIT		\$ 10,000

RETROACTIVE DATE OF 09-20-07 APPLIES TO SECTION I OF THE EMPLOYMENT PRACTICES LIABILITY FORM. THIS INSURANCE DOES NOT APPLY TO ANY 'EMPLOYMENT PRACTICES' WHICH OCCURRED BEFORE THE RETROACTIVE DATE.

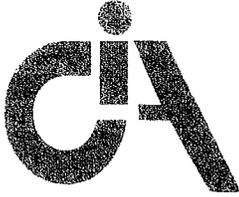
CODE	CLASSIFICATION-PREMIUM BASIS	EXPOSURE	RATE	PREMIUM
------	------------------------------	----------	------	---------

COMMERCIAL GENERAL LIABILITY OTHER THAN PRODUCTS-COMPLETED OPERATIONS

PREMISES 1

41670	CLUBS - CIVIC, SERVICE OR SOCIAL - NO BUILDINGS OR PREMISES OWNED OR LEASED EXCEPT FOR OFFICE PURPOSES - NOT-FOR-PROFIT ONLY PRODUCTS-COMPLETED OPERATIONS ARE SUBJECT TO THE GENERAL AGGREGATE LIMIT (PER MEMBER)	20	3.2880 \$	66.00
	TO MEET COVERAGE MINIMUM			368.00





Charlotte Insurance Agency, Inc.



August 6, 2012

Antique Association of Arcadia
Attn: Flo Rife
P.O. Box 3400
Arcadia, FL 34265

RE: General Liability Policy #01-CH-298026-7
Policy Enclosed

Dear Flo,

We are pleased to enclose the renewal General Liability policy, as written with First National Insurance Company of America (part of the Montgomery/Safeco Group of insurance companies), for the Antique Association of Arcadia, to be effective 09/20/2012 to 09/20/2013. The billing for this policy will be mailed to you directly by Montgomery under separate cover.

I have reviewed the policy and can confirm no significant changes in the coverages provided by the expiring policy. We encourage you to review the enclosed information and, as always, if you have any questions, please feel free to give us a call.

Thank you for the opportunity to be of service. We truly appreciate your business.

Sincerely,

Jason Koszowski
Customer Service Representative
Charlotte Insurance Agency, Inc.
/encl.





CITY COUNCIL AGENDA ITEM

Requested Council Meeting Date: August 20, 2013

DEPARTMENT: Administration/Finance

SUBJECT: Stormwater Services Special Assessment Study

RECOMMENDED MOTION: Approve

SUMMARY:

Currently the city has no fund or funds to repair the stormwater system. The city is allowed by law to assess a stormwater services special assessment to be used for stormwater system repairs. Like the fire service special assessment study any costs associated with preparing the study, legal fees and any other fees can be rolled back into the rate structure. This assessment would also go on the annual property tax bill and we would set up a specific fund for the fees to be put into and used from. This assessment does not expect to be able to reduce the millage as we currently have no associated costs tied to the general fund.

FISCAL IMPACT: unknown total yet but provides a financial mechanism to repair stormwater system issues

- Capital Budget
- Operating
- Other - Stormwater

ATTACHMENTS: Ordinance Resolution Budget Other

Department Head:

Date:

Finance Director (As to Budget Requirements)

Date:

City Attorney (As to Form and Legality)

Date:

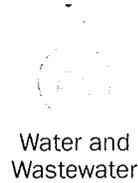
City Administrator

Date: 8/15/13

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



www.WeServeGovernments.com



August 14, 2013

Via Email Transmission

Ms. Judi Jankosky
City Administrator
City of Arcadia
121 W Hickory Street
Arcadia, FL 34266

Re: City of Arcadia – Stormwater Services Assessment Study Proposal

Dear Ms. Jankosky,

This correspondence is written to present a scope of services for Government Services Group, Inc. (“GSG”) to provide professional services and specialized assistance to the City of Arcadia (“City”) and its staff with the development of a stormwater services special assessment program.

The objective of this project is to develop special assessments based on public policy established by the City within the constraints of readily available data and legal precedent. To fulfill this objective, we will provide the following:

- (1) Specialized services that assist the City in developing a legally defensible method of apportioning the assessments;
- (2) An Assessment Report which includes (a) the assessment cost calculations, and (b) the description of the apportionment methodology;
- (3) Billing algorithms necessary to calculate the stormwater assessments pursuant to the proposed methodology; and
- (4) The final stormwater assessment rates.

The proposed scope of services and fees contemplates a phased approach to the assessment program. Phase One of this proposal includes those tasks associated with the development of preliminary proforma assessment rates. An Assessment Report will be prepared and presented at the end of Phase One. It is at the end of Phase One that the City will be able to make an informed decision regarding whether to proceed with implementing the assessment program.

Phase Two would include the specific work effort required for the implementation of the program based on the City’s policy direction as determined from the findings provided in Phase One. Phase Two would be comprised of those steps necessary should the City decide to move forward with any recommended assessment program.

Ms. Judi Jankosky
August 14, 2013
Page 2

Accordingly, attached as Appendix A is the work plan under which GSG will assist the City in developing the assessment program (Phase One services). Upon completion of the attached scope of services, GSG would provide a proposed scope of services and fees to assist the City in implementation of the assessment program.

The scope of services is based on the assumption that the City will be an active participant and provide all of the requisite information and data to develop the assessment methodology. Specifically, this scope assumes that the impervious area data collection such as field measurement, field research, and verification of parcel data needed for the database population will be provided by the City or conducted by City staff. The magnitude of this data collection effort will be dependent on the quality of data available in the County tax roll database.

The amount of field measurement necessary to generate a valid billing file will not be known until this task is initiated. At a minimum, the amount of impervious area on each improved non-residential parcel in the City correlated to each tax parcel identification number must be collected, validated and verified by the City.

In addition, depending on the nature of the available data, various rate classes may require sampling to establish the relative billing units for each class. This involves drawing samples of parcels by rate class and field measuring the impervious area associated with the sample.

Note that while the Property Appraiser's data is a good starting point for many classes of parcels, most appraisal systems do not have adequate information to estimate impervious area for condominium complexes, mobile home parks and government owned parcels.

Upon review and satisfactory determination, please execute where indicated to acknowledge acceptance of the attached proposal and to serve as proper Notice to Proceed. Upon execution, please provide our office with a signed copy for our files.

We look forward to working with the City of Arcadia on this very important project. If you have any questions, please feel free to contact me at jrackley@govserv.com or (850) 681-3717.

Sincerely,



Jeff Rackley
Senior Project Manager

Appendix A

STORMWATER SERVICES ASSESSMENT STUDY

Stormwater Services Assessment Study

The scope of services is based on the following assumptions:

1. At a minimum, the following data must be collected, validated and verified by the City:
 - The Residential Rate Class will require sampling to establish the relative billing units for each square foot tier range. This involves drawing samples of parcels by rate class and field measuring the impervious area associated with the sample. Since it is not uncommon to list the “footprint” of a single-family residence, but not the associated driveway, a sample of driveways will need to be field-measured, should the County Property Appraiser not list the square footage of paved driveways.
 - In addition, for the Non-Residential Rate Classes, the amount of impervious area on each parcel in the service area will need to be obtained.

Note that while the Property Appraiser’s data is a good starting point for many classes of parcels, most appraisal systems do not have adequate information to estimate impervious area for condominium complexes, mobile home parks, and government owned parcels. In addition, commercial and industrial properties will also typically have to be field measured.
 - The GIS boundaries for all stormwater basins or service areas, if required.
 - A list of all parcel numbers with on-site stormwater mitigation facilities which are privately maintained and an estimate of the year in which those facilities were put in place.
2. The City will provide personnel to conduct any other field work necessary to ensure complete data for the purposes of this study.
3. The City will provide the necessary budget information and other data required to develop the assessment methodology and rates.
4. The City will be active participants and provide timely direction for any outstanding issues as they arise.

Task 1: Project Initiation GSG will conduct a kick-off meeting (by telephone conference unless otherwise agreed upon) with City staff to discuss the proposed assessment program, obtain data and information and explain the preliminary approach to the stormwater assessment program and a general method for identifying and apportioning the City’s stormwater costs. Evaluate existing stormwater budget, engineering information, public works data, reports and all other data relating to the provision and proposed provision of stormwater services and facilities in the City.

Task 2: Identify Full Costs (Revenue Requirements) of the Stormwater Program for Fiscal Year 2014-15 and Future Fiscal Years GSG will evaluate the full cost of the proposed stormwater services using the City’s most current budget and financial information. This full cost analysis will include (i) the costs of maintaining and operating the City’s stormwater system based on the identified service requirement scenarios; (ii) capital project costs; (iii) indirect and/or administrative costs and (iv) billing and collection costs associated with using the tax bill collection method. The Fiscal Year 2014-15 full costs will be extrapolated for a three to five-year period.

Task 3: Develop a Method of Identifying and Apportioning the Costs Using the current ad valorem tax roll and the stormwater services data, GSG will develop a method of apportioning the costs and developing rates. Review and revise the assessment methodology for legal sufficiency and compatibility with the tax bill method of collection.

Task 4: Generate Preliminary Field Work Database GSG will develop a preliminary field work database from the County Property Appraiser's records and other data that the City may provide and that is available in a timely manner, in electronic form.

This scope provides for the performance of data collection tasks to be conducted by City staff or, including, but not limited to field measurement, field research, and verification of parcel data needed for database population. The magnitude of this data collection effort will be dependent on the quality of data available in the County tax roll database.

The amount of field measurement necessary to generate a valid billing file will not be known until this task is initiated. At a minimum, the amount of impervious area on each improved non-residential parcel in the City correlated to each tax parcel identification number must be collected, validated and verified by the City. In addition, depending on the nature of the available data, various rate classes may require sampling to establish the relative billing units for each class. This involves drawing samples of parcels by rate class and field measuring the impervious area associated with the sample.

Note that while the Property Appraiser's data is a good starting point for many classes of parcels, most appraisal systems do not have adequate information to estimate impervious area for condominium complexes, mobile home parks, and government owned parcels.

Task 5: Assign Base Billing Units Using the preliminary billing database based on the field work performed by City staff, GSG will assign the billing units for each parcel based on the stormwater assessment methodology and identify the number of such units in the City.

Task 6: Credits/Surcharges Policy and Impacts GSG will assist in developing a policy to provide credits or surcharges to those properties that (1) do not discharge into the City stormwater system, (2) have excessive discharge rate requirements, (3) exceed maximum stormwater discharge volumes or (4) have excessive pollutant concentrations.

Task 7: Develop Pro Forma Assessment Rates GSG will calculate pro forma assessment rates and proforma revenue generation based on data collected through the execution of Task 6.

Task 8: Create Preliminary Billing Units Database Using the proforma assessment rates, GSG will develop a preliminary billing units database based on the County Property Appraiser's records that may be capable of being used as a preliminary assessment roll.

Task 9: Prepare Assessment Report GSG will prepare an Assessment Report that documents the work effort to date and includes (a) the description of the apportionment methodology and (b) the assessment cost calculations.

FEES AND COSTS

For the professional services and specialized assistance described in this Scope of Services, GSG will work under a lump sum fee arrangement of \$14,960. The fee for professional services does not include any on-site visits by GSG staff to the City. Any on-site meetings may be arranged at a flat negotiated fee or at our standard hourly rates provided below with all expenses related to being billed in accordance with section 112.061, Florida Statutes. If necessary, in lieu of on-site visits, periodic telephone conference calls may be scheduled to discuss project status.



CITY COUNCIL AGENDA ITEM

Requested Council Meeting Date: August 20, 2013

DEPARTMENT: Administration/Finance

SUBJECT: Fire Service Special Assessment Study

RECOMMENDED MOTION: Approve

SUMMARY:

Per the Fire Merger Contract with the County, the City will owe \$570,000 next fiscal year and \$520,000 the following year. Currently, the MSBU, which collects approximately \$240,000, does not cover this entire cost and the city has to supplement from general fund revenue. We have options. In speaking to several other cities, they have implemented a fire services special assessment. We have to do a study to determine the different rates between residential, commercial and whatever other classification the study deems necessary but we can also include the cost of the study and legal fees along with a hydrant replacement plan. This would replace the MSBU the county currently collects for us. This assessment would go on the annual property tax bill just the same but the study will determine a fair and equitable rate for everyone. This assessment could help reduce the millage as we currently supplement our contractual costs with general fund revenue.

FISCAL IMPACT: reduce general fund supplement of MSBU and provide for revenue to repair hydrants on an annual basis \$14,960 plus legal fees to implement

- Capital Budget
- Operating
- Other – Fire Services

ATTACHMENTS: Ordinance Resolution Budget Other

Department Head:

Date:

Finance Director (As to Budget Requirements)

Date:

City Attorney (As to Form and Legality)

Date:

City Administrator:

Date: 8/15/13

COUNCIL ACTION: Approved as Recommended

Disapproved

Tabled Indefinitely Tabled to Date Certain _____

Approved with Modifications



www.WeServeGovernments.com



August 14, 2013

Via Email Transmission

Ms. Judi Jankosky
City Administrator
City of Arcadia
121 W Hickory Street
Arcadia, FL 34266

Re: City of Arcadia – Fire Services Assessment Update/Development Proposal

Dear Ms. Jankosky,

This correspondence is written to present a scope of services for Government Services Group, Inc. (“GSG”) to provide professional services and specialized assistance to the City of Arcadia (“City”) and its staff with the update/development of a fire services special assessment program.

The objective of this project is to update/develop special assessments based on public policy established by the City within the constraints of readily available data and legal precedent. To fulfill this objective, we will provide the following:

- (1) Specialized services that assist the City in developing a legally defensible method of apportioning the assessments;
- (2) An Assessment Report which includes (a) the assessment cost calculations, and (b) the description of the apportionment methodology;
- (3) Billing algorithms necessary to calculate the fire services assessments pursuant to the proposed methodology; and
- (4) The final fire assessment rates.

The proposed scope of services and fees contemplates a phased approach to the assessment program. Phase One of this proposal includes those tasks associated with the development of preliminary proforma assessment rates. An Assessment Report will be prepared and presented at the end of Phase One. It is at the end of Phase One that the City will be able to make an informed decision regarding whether to proceed with implementing the assessment program.

Phase Two would include the specific work effort required for the implementation of the program based on the City’s policy direction as determined from the findings provided in Phase One. Phase Two would be comprised of those steps necessary should the City decide to move forward with any recommended assessment program.

Ms. Judi Jankosky
City Administrator
August 14, 2013
Page 2

Accordingly, attached as Appendix A is the work plan under which GSG will assist the City in updating/developing the assessment program (Phase One services). The scope of services is based on the assumption that the City will be an active participant and provide all of the requisite information and data to develop the assessment methodology. Upon completion of the attached scope of services, GSG would provide a proposed scope of services and fees to assist the City in implementation of the assessment program.

Upon review and satisfactory determination, please sign where indicated to acknowledge acceptance of the attached proposal and to serve as proper Notice to Proceed. Upon execution, please provide our office with a signed copy for our files.

We look forward to working with the City of Arcadia on this very important project. If you have any questions, please feel free to contact me at jrackley@govserv.com or (850) 681-3717.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Rackley". The signature is fluid and cursive, written in a professional style.

Jeff Rackley
Senior Project Manager

Appendix A

FIRE SERVICES ASSESSMENT UPDATE/DEVELOPMENT

Fire Services Assessment Update/Development Study

- Task 1: Project Initiation** GSG will conduct a kick-off meeting (by telephone conference unless otherwise agreed upon) with City staff to discuss the proposed assessment program, obtain data and information and explain the preliminary approach to the fire services assessment program and a general method for identifying and apportioning the City's fire services costs. Evaluate existing fire budget, reports, contracts for service and other data relating to the provision and proposed provision of fire services and in the City.
- Task 2: Evaluate Reports and Research Issues** Evaluate the City's ad valorem tax roll information, fire call data, agreements, reports and other data pertaining to the provision of fire rescue services.
- Task 3: Identify Full Costs of Service** Identify the full cost of the fire protection service delivery using the City's most current financial information and identify service delivery issues which may affect the apportionment methodology. Identify the alternative sources of revenue to fund the service delivery costs and determine the net service delivery revenue requirements.
- Task 4: Determine Preliminary Revenue Requirements** Determine the total fire protection assessment revenue requirements to ensure the City recovers the costs of: (a) net fire protection service delivery revenue requirements, (b) implementing the program and (c) collecting the assessments.
- Task 5: Update/Create the Preliminary Assessment Database** GSG will import updated Property Appraiser data to construct the preliminary assessment database for the assessment program. Corrections from the City will be applied to the updated data to determine the billing units for rate calculation purposes.
- Task 6: Update Apportionment Methodology** Using the ad valorem roll and assessment database, updated fire rescue incident data and revenue requirements, revise the apportionment methodology and apply to the assessment database to test the data validity and legal sufficiency. Revise the apportionment methodology, as necessary.
- Task 7: Calculate Proforma Schedule of Rates** Calculate proforma schedule of rates based on the apportionment methodology and revenue requirements for the Fiscal Year 2014-15 assessment program.
- Task 8: Prepare Assessment Report** GSG will prepare an Assessment Report that documents the work effort to date and includes (a) the description of the apportionment methodology and (b) the assessment cost calculations.

FEES AND COSTS

For the professional services and specialized assistance described in this Scope of Services, GSG will work under a lump sum fee arrangement of \$14,960. The fee for professional services does not include any on-site visits by GSG staff to the City. Any on-site meetings may be arranged at a flat negotiated fee or at our standard hourly rates provided below with all expenses related to being billed in accordance with section 112.061, Florida Statutes. If necessary, in lieu of on-site visits, periodic telephone conference calls may be scheduled to discuss project status.

COMMERCIAL LEASE

This is an agreement between **CITY OF ARCADIA**, a Florida municipal corporation (herein called "Owner"), whose mailing address is 23 N. Polk Avenue, Arcadia, Florida 34266 and the **DESOTO COUNTY HISTORICAL SOCIETY and DESOTO ARTS AND HUMANITIES COUNCIL** (herein called "Tenant"), whose mailing address is P.O. Drawer 2000, Arcadia, Florida 34266.

1. **PROPERTY; LEASE AND DURATION.** Owner hereby leases the building and lands known as the City of Arcadia City Hall, which is located at 121 W. Hickory St., Arcadia, Florida, (herein called the "Premises") to Tenant upon the terms and conditions set forth below for a [REDACTED] year(s) term beginning October 1, 2013 and ending September 30, 20[REDACTED]. This lease maybe extended by mutual agreement of the parties, in writing.
2. **RENT.** As consideration for the terms set forth herein, Tenant agrees to maintain the Premises and to provide supervision for the use of the Premises.
3. **USE.** Tenant shall use the Premises for the purpose of a museum and Tenant will make no unlawful, improper, or offensive use of the Premises.
4. **ALTERATIONS.** Tenant may make additions or alterations in or to the Premises with Owner's approval, which approval will not be unreasonably withheld. Tenant shall be responsible for the cost of any additions or alterations made by the Tenant and shall protect and reimburse Owner against possible mechanics', laborers' and material men's liens upon the Premises. All exterior signage must be approved in advance by Owner, in writing, as to size, location, content, color and material.
5. **REPAIRS; PREMISES.** Tenant will make all repairs required to the Premises including any electrical, air conditioning, plumbing and the replacement of any broken glass. Tenant shall keep the Premises in good order and repair, subject to reasonable and ordinary wear and tear. Tenant shall keep the parking lot presentable condition at all times.
6. **ASSIGNMENT.** Tenant shall not assign this Lease or sublet the Premises without the written consent of Owner. This prohibition does not include temporary rentals which complement the public purpose of this Lease. Any temporary rental of the Premises will be on a non-discriminatory basis.
7. **INSURANCE AND INDEMNITY.** Tenant will at its own expense and at all times during the term of this Agreement, provide and maintain in effect those insurance policies and minimum limits of coverage as designed below, with companies authorized to do business in the state or country in which the Agreement is to be performed. Insurance will be written with carrier/carriers with a minimum rating of "A-, X" by A.M. Best Rating agency or equivalent agency. These minimum insurance requirements shall not be interpreted to in any way limit Tenant's defense and indemnity obligations:
 - A. Specifically recognize and insure the contractual liability assumed by Tenant under this Agreement;

- B. Provide that Tenant's insurance shall be primary to and non-contributory with any and all insurance maintained by or afforded to Owner and its affiliated and subsidiary companies, and their respective officers, directors, shareholders, employees and agents;
- C. Provide that no cancellation or non-renewal will become effective for non-payment of premium;
- D. Specifically waive insurers' rights of subrogation against Owner; and
- E. Should Tenant's policies provide a limit of liability in excess of such Amounts, Owner shall have the right of the benefit to the full extent of the coverage available.

PROPERTY COVERAGE. Tenants shall procure and maintain for the life of the lease, All Risk/Special Form, coverage including sinkhole and wind storm insurance coverage (or its equivalent), to cover loss resulting from damage to or destruction of the building or any improvements. The policy shall cover a minimum of 100% replacement cost, and it is preferred that it include an agreed value endorsement to waive coinsurance. Tenant shall be solely responsible, and its expense, for any insurance coverage for its personal property, including removable trade fixtures and Tenant's leasehold improvements.

LIABILITY INSURANCE. Tenant shall, at its own expense, maintain a policy or policies of comprehensive general liability insurance with respect to the operations conducted on the leased Premises with the premiums thereon fully paid on or before due date, issued by and binding upon some insurance company approved Owner, such insurance to afford minimum protection of not less than \$500,000 for injury to any person or persons, including death, and \$100,000 for damage to property covering the occupancy and use of the demised premises. Owner shall be listed as an additional insured on Tenant's policy or policies of comprehensive general liability insurance and Tenants shall provide Owner with current Certificates of Insurance evidencing Tenant's compliance with this paragraph.

CERTIFICATE OF INSURANCE. Upon execution of this Agreement, Tenant must furnish a Certificate of Insurance to Owner evidencing the insurance required herein, written or translated in English. From thereon, Tenant will furnish a valid Certificate of Insurance to Owner annually at the address in the "Notices" clause of this Agreement.

TENANT'S LIABILITY NOT LIMITED. NOTWITHSTANDING THE PROVISIONS HEREIN, FOR PURPOSES OF THIS LEASE, TENANT ACKNOWLEDGES THAT ITS POTENTIAL LIABILITY IS NOT LIMITED TO THE AMOUNT OF LIABILITY INSURANCE COVERAGE IT MAINTAINS NOR TO THE LIMITS REQUIRED HEREIN.

INVALIDATION OR CONFLICT WITH EXISTING INSURANCE POLICIES: Tenant shall not do, permit or suffer to be done any act, matter, thing or failure to act in respect to the Premises that will a) invalidate or be in conflict with any insurance policies covering the Premises or any part thereof; or b) increase the rate of insurance on the premises or any property located therein. If by reason of the failure of Tenant to comply with the provisions of this Lease, the insurance rate shall at any time be higher than it otherwise would be, then Tenant shall reimburse Owner and any other tenants, on demand, for that part of all premiums for any insurance coverage that shall have been charged because of such actions by Tenant.

TENANT'S NEGLIGENCE. If the leased Premises or any other part of the building is damaged by fire or other casualty resulting from any act nor negligence of Tenant or any of Tenant's agents, employees or invitees, rent shall not be diminished or abated while such damages are under repair, and Tenant shall be responsible for the costs of repair not covered by insurance.

INDEMNIFICATION. Tenant shall indemnify Owner and hold Owner harmless for any and all liability, claims, damages, expenses (including attorney's fees and costs for trial or appeal), proceedings and causes of action of every kind and nature arising out of or connected with the use, maintenance, operation or control the Premises by Tenant, except as may rise out of conditions occurring or present prior to the commencement of this lease or caused by the misconduct or gross negligence of Owner.

8. **UTILITIES.** Owner shall not be obligated to pay any charges for any telephone service, gas, electricity, water, sewer or other utility service or commodity procured or consumed by Tenant.
9. **HAZARDOUS WASTE:** Tenant will not allow any hazardous substances including without limitation , any and all pollutants, wastes, flammables, explosives, radioactive materials, hazardous materials, hazardous wastes, hazardous or toxic substances and all other materials defined by or regulated under any Environmental Law, including those defined by the Comprehensive Environmental Response, Compensation and Liability Act of 1980("CERCLA"), 42 U.S.C. §9604(14), pollutants or contaminants as defined in CERCLA, 42 U.S.C §9604 (A) (2), or hazardous waste as defined in the Resources Conversation and Recovery Act ("RCRA"), 42 U.S.C. §6903 (5), or other similar applicable Federal or State Laws or regulations, to be generated, released, stored, or deposited over, beneath, or deposited over, beneath, or on the Premises or on any structures located on the Premises from any source whatsoever.
10. **RADON GAS.** Radon is a naturally occurring radioactive gas that, when it has accumulated in a building in sufficient quantities, may present health risks to persons who are exposed to it over time. Levels of radon that exceed federal and state guidelines have been found in buildings in Florida. Additional information regarding radon and radon testing may be obtained from your county public health unit. Pursuant to §404.056(8), Florida Statutes.
11. **REMEDIES FOR BREACH.** If Tenant breaches any term of condition of this lease, Owner may bring suit to collect all back rent and taxes and terminate this lease and resume possession of the Premises for Owner's account, but Owner's failure to file suit or so terminate shall not be a waiver of Owner's right to do so in case of a continuing or subsequent default or breach. In any action brought by either party for the enforcement of the obligations of the other party, the prevailing party shall be entitled to recover from the other party all reasonable attorney's fees, paralegal fees, court and other costs, whether incurred before or at trial, on appeal, in bankruptcy or in post judgment collections, from the losing party.
12. **ENTRY BY OWNER.** Tenant shall allow Owner's agent to enter the Premises at all reasonable times and upon reasonable notice for the purpose of inspecting the Premises.
13. **NO LIENS CREATED.** Tenant has no power to incur any indebtedness giving a right to a lien of any kind or character upon the Premises. No third person shall be entitled to any lien against the Premises or any structure thereon, derived through or under Tenant. All persons contracting with Tenant, or furnishing materials or labor to Tenant shall be bound by this provision. Should any such lien be filed, Tenant shall have the same discharged within sixty (60) days thereafter by paying the same or by filing a bond, or otherwise as permitted by law. Tenant is not the agent of Owner so as to confer upon a laborer bestowing labor upon the leased Premises, or upon a material man who furnishes material incorporated in the

construction of improvements upon the leased Premises, a construction lien upon Owner's estate under the provision of Chapter 713, Florida Statutes, or any subsequent revisions of that law.

14. **SUITABILITY OF PREMISES.** Tenant acknowledge having an examined the Premises thoroughly before entering into this lease, and does not rely upon any representations by Owner as to the Premises' suitability for the Tenant's purpose.
15. **NOTICES.** Whenever any notice is required or permitted by this Agreement to be given, such notice shall be by certified mail, overnight delivery or facsimile addressed to:

Tenant	Owner
XXXXXXXXXXXXXXXXXX	City Administrator
XXXXXXXXXXXXXXXXXX	City of Arcadia
XXXXXXXXXXXXXXXXXX	23 N. Polk Avenue
Arcadia, Florida 34266	Arcadia, Florida 34266

16. **PUBLIC FACILITY.** Tenant shall upon Owner's request, allow such other temporary public use of the Premises as shall be compatible with and not in conflict with Tenant's use thereof so long as such other user shall pay its reasonable share of Tenant's expenses of maintenance, upkeep and utilities of the Premises.
17. **SEVERABILITY.** It is the intention of the parties hereto that the provisions of this Lease Agreement shall be severable in respect to a declaration of invalidity of any provisions hereof.
18. **SUCCESSORS AND ASSIGNS.** Except as otherwise provided, the covenants and conditions herein shall be binding upon and shall inure to the benefit of the successors and assigns of the parties hereto.
19. **NO LIABILITY OF LESSOR.** Owner shall not be liable for any damages done to Tenant's personal property by or from plumbing, gas, water, or other pipes or electrical service in, above, on or about the Premises, nor for damage occasioned thereto by water being upon, or coming through the roof or otherwise, nor for any damage occasioned thereto by water being upon, or coming through the roof or otherwise, nor for any damage arising from acts of negligence of Tenant.
20. **AMENDMENT.** No amendment, modification, or alteration of the terms hereof shall be binding unless the same is in writing, dated subsequent to the dated subsequent to the date hereof and duly executed by each party.
21. **RECORDING.** This Lease may not be recorded.
22. **MULTIPLE ORIGINALS.** This agreement is executed in multiple copies, each of which shall be deemed an original.

Two Witnesses as to Owner:

(Printed Name)

(Printed Name)

Owner: CITY OF ARCADIA

By: _____

Keith Keene, Mayor

Attest: _____

Gia Lancaster, City Clerk

(Corporate seal)

Two Witnesses as to Tenant:

(Printed Name)

(Printed Name)

TENANT: DESOTO COUNTY HISTORICAL SOCIETY

By: _____

Printed Name: _____

As its Authorized Representative

Two Witnesses as to Tenant:

(Printed Name)

(Printed Name)

TENANT: DESOTO ARTS AND HUMANITIES COUNCIL

By: _____

Printed Name: _____

As its Authorized Representative

SECTION 00635 - CHANGE ORDER

(Instructions on reverse side)

No. 3

PROJECT: WATER TREATMENT PLANT IMPROVEMENTS
 DATE OF ISSUANCE: _____

OWNER: CITY OF ARCADIA
 (Name, P.O. DRAWER 351
 Address) ARCADIA, FLORIDA 34265

CONTRACTOR: Cardinal Contractors

OWNER's Project No. DW14010
 ENGINEER: Julie Karleskint, PE
 Hazen and Sawyer, P.C.
 2201 Cantu Ct. Suite109
 Sarasota, FL 34232

CONTRACT FOR: City of Arcadia

ENGINEER's Project No. 41070-011

You are directed to make the following changes in the Contract Documents.

Description: Additional time and increase in contract allowance for items described

Purpose of Change Order: See attached.

Attachments: (List documents supporting change) July 29, 2013 memorandum to FDEP

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIME
Original Contract Price \$ <u>5,964,300</u>	Original Contract Time <u>425</u> days or date
Previous Change Orders No. <u>1</u> to No. <u>2</u> \$ <u>847,343</u>	Net change from previous Change Orders <u>215</u> Days
Contract Price prior to this Change Order \$ <u>6,811,643</u>	Contract Time Prior to this Change Order <u>640</u> days or date
Net Increase (decrease) of this Change Order \$ <u>175,000</u>	Net Increase (decrease) of this Change Order <u>150</u> Days
Contract Price with all approved Change Orders \$ <u>6,986,643</u>	Contract Time with all approved Change Orders <u>790</u> days or date

RECOMMENDED: [Signature] by _____ Engineer
 APPROVED: _____ by _____ Owner
 APPROVED: [Signature] by _____ Contractor

City of Arcadia Water Treatment Plant Improvements and New Water Supply Well

The additional work and time for Change Order No. 3 are associated with incorporating improvements are described below.

Cost of work for all items under this Change Order will be paid on a lump sum basis. Since the exact cost of each item is not known, an allowance will be provided for work as described below. The contractor must obtain prior approval by the Engineer and Owner with detailed invoices submitted by the Contractor that includes cost for permits, materials, subcontractors, and percent markup on subcontractors and for overhead, profit, taxes and insurance, as applicable for each item. If all the allowance is not approved by the City and Engineer, a deductive change order will be provided to the city. The City may also request additional work associated with the WTP and wells provided prior approval is obtained by FDEP in lieu of a deductive change order. All work performed on a lump sum basis shall have back-up supporting the cost are to be provided by the contractor. These costs may include overhead associated with extending the contract period an additional one hundred and fifty days which shall include bonds, insurance, jobsite overhead and associated time required for project superintendent and project manager for project oversight during active construction.

Cost of work for any item in this Change Order shall not exceed the noted limit without prior written approval of the Owner and Engineer. Amount left over from the allowance may be used for other work provided approval from FDEP is obtained and Engineer and Owner are in agreement with cost. If all allowances are not utilized, the amount shall be deducted from the contract in the final contract adjustment prior to final payment. It is anticipated this work will include the following:

Well No. 3 Meter- The meter at Well No. 3 will not work with new telemetry and needs to be replaced.

Existing Well Nos. 1,3, 4 and 5 Evaluation and Rehabilitation - Iron bacteria is suspected at the wells which can cause fouling of the new ion exchange plant. Therefore in order to assure the existing wells and casings are not the source of the iron bacteria; geologging of the remaining wells is recommended to verify the condition of the casings followed by as-needed rehabilitation and disinfection of the wells.

Continuous On-line Analyzer - Continuous on-line meters are located at the chlorine contact chamber but the City does not have a way to monitor the water coming out of the ground storage tank which may also be used to blend flush water from DeSoto County; therefore in order to assure the water quality leaving the tank consistently meets water quality standards, an additional on-line meter is requested to monitor water at the point of entry.

In addition to the analyzer, additional funding for reagents and lab equipment is requested to assure that water quality can be monitored that were not included with the lab

Remobilization for Water Storage Tank Demolition - The elevated storage tank demolition was delayed since the telemetry system was not in place and water pressure could not be monitored. Therefore, additional remobilization is required to have storage tank demolished.

HAZEN AND SAWYER

Environmental Engineers & Scientists

MEMORANDUM

To: Gregg Caro, P.E.
From: Julie Karleskint, P.E.
Date: July 29, 2013

Re: Change Order No. 3 Eligibility Determination
Arcadia DW14010

CC: Judi Jankosky, City of Arcadia
Paul Brandl, P.E. FDEP

Attachment: Change Order No. 3 (proposed)

In follow-up to our July 26, 2013 telephone conversation, on behalf of the City of Arcadia, Hazen and Sawyer is requesting an eligibility determination associated with a proposed Change Order No. 3 which is attached. The purpose of this change order will be to provide additional time to complete construction, additional funding for technical services and contingency for contractual changes for completing the project due to unforeseen events.

In reviewing the most recent Amendment 3 to referenced project the following cost and allowances are included in the agreement.

<u>CATEGORY</u>	<u>COST(\$)</u>
Administrative Allowance	40,769
Planning Allowance	66,300
Engineering Allowance	434,871
Construction and Demolition	6,511,643
Contingencies	283,215
Technical Services After Bid Opening	715,906
SUBTOTAL (Disbursable Amount)	8,052,704
Less Principal Forgiveness	(3,620,000)
SUBTOTAL (Loan Amount)	4,432,704
Capitalized Interest	144,600
TOTAL (Loan Principal Amount)	4,577,304

As shown above, the revised construction amount does not include all the change orders and field change orders processed by the City which to date total \$6,792,478. It also does not include any additional funding for Technical Services. At the time of acceptance, it was believed that the amendment would be acceptable and additional funding would not be required. However, due to unforeseen events and delays beyond the control of the City,

July 29, 2013

contractor and engineer; additional time, funding for technical services and contingencies are being requested in order to complete the project.

The Contractor is currently requesting additional time for the rehabilitation of Well No. 2 which was included in Change Order No. 2. This Change Order included geologging the well, extending the casing, replacing the pump along with an allowance for performing additional rehabilitation deemed necessary. The well casing was logged on April 26, 2013 which revealed the casing had significant deterioration due to corrosion. Therefore, discussions with local regulatory authorities, the well driller, city and hydrogeologist were held to develop options for rehabilitating the well. As a result of these consultations, it was determined the best option would be to insert an 8" casing inside the existing 10" casing and extend new casing approximately 5 ft. As a result of the actual conditions which were not known initially, the contractor will need to install a new casing within the existing casing, utilize a smaller pump than originally planned and install a new drop pipe for pump within the new liner. The proposed pump has a 14 to 16 week delivery time which will delay installation. Therefore, the new pump installation and testing is not anticipated to be complete until the end of January, 2014. In order to assure sufficient time for the well pump installation and testing and to perform additional contingency work that may be required as discussed in the table below, an additional 150 days is requested for construction completion.

In addition, to the additional time; we now believe there are issues with the other existing wells that may also require rehabilitation in order to provide a safe, continuous water supply source for the City. Based upon the most recent contract amendment, the contract does not have any remaining funding for contingencies. Therefore in order to assure sufficient funding is available to address the items described below and other issues that may arise, the City is hereby requesting a grant/loan increase of \$275,000.00. This increase will include \$175,000 for construction contingencies and \$100,000 for technical services, resulting in an overall total grant/loan amount 8,302,704 for the referenced project.

Arcadia Water Treatment Plant and Water Supply Well
DW 14010
Change Order No. 3 (proposed)

Item	Purpose	Amount
Well No. 3 Meter	The meter at Well No. 3 will not work with new telemetry and needs to be replaced.	\$5,000
Additional Well Rehabilitation	Iron bacteria is suspected at the wells which can cause fouling of the new ion exchange plant. Therefore in order to assure the existing wells and casings are not the source of the iron bacteria; geologging of the remaining wells is recommended to verify the condition of the casings followed by as-needed rehabilitation and disinfection of the wells.	\$150,000
Analytical Equipment	Continuous on-line meters are located at the chlorine contact chamber but the City does not have a way to monitor the water coming out of the ground storage tank which may also be used to blend flush water from DeSoto County; therefore in order to assure the water quality leaving the tank consistently meets water quality standards, an additional on-line meter is requested to monitor water at the point of entry. In addition to the analyzer, additional funding for reagents and lab equipment is requested to assure that water quality can be monitored that were not included with the lab equipment in the original contract contingency.	\$15,000
Tank Demolition Remobilization	The elevated storage tank demolition was delayed since the telemetry system was not in place and there was no way to monitor water pressure. Therefore, additional remobilization is required to have storage tank demolished.	\$5,000
Total Estimated Construction Contingency Requested		\$175,000
Technical Services	Additional technical services are required to provide continuing project administration, "as-needed" RPR services, analytical testing, geotechnical evaluation and hydrogeological assistance for the wells.	\$100,000
Total Estimated Grant/Loan Increase Requested		\$275,000



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: August 20, 2013

DEPARTMENT: Legal
SUBJECT: Prayer Policy

RECOMMENDED MOTION: None at this time

SUMMARY:

The current invocation procedure followed by the City Council is susceptible to constitutional challenge for violation of the separation of Church and State. The Eleventh Circuit Court of Appeals recently found the City of Lakeland's invocation procedure to be constitutionally permissible. The attached proposed Resolution mirrors that of the Resolution adopted by the City of Lakeland.

While not required for the adoption of a Resolution, City Attorney recommends Council maintain the proposed Resolution on the Agenda for the next 2-3 regular meetings to allow for sufficient public input and solicit recommendations from the general public, especially local religious leaders, as to how the selection procedure will work best for religious leaders in the City of Arcadia, Desoto County and surrounding areas.

FISCAL IMPACT: Minimal Capital Budget
 Operating
 Other

ATTACHMENTS: Ordinance Resolution Budget Other

Department Head: _____ Date: _____

Finance Director (As to Budget Requirements) _____ Date: _____

City Attorney (As to Form and Legality) _____ Date: _____

City Administrator: _____ Date: _____

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

RESOLUTION 2013 – ___

**A RESOLUTION OF THE CITY OF ARCADIA, FLORIDA
RELATED TO CITY COUNCIL MEETINGS; CODIFYING ITS
POLICY REGARDING INVOCATIONS BEFORE MEETINGS OF
THE ARCADIA CITY COUNCIL; MAKING FINDINGS;
PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the City Council of the City of Arcadia (“the Council”) is an elected legislative and deliberative public body, serving the citizens of Arcadia Florida; and

WHEREAS, the Council wishes to maintain a tradition of solemnizing its proceedings by allowing for an opening invocation before each meeting, for the benefit and blessing of the Council; and

WHEREAS, the Council now desires to adopt this formal, written policy to clarify and codify its invocation practices; and

WHEREAS, our country’s Founders recognized that we possess certain rights that cannot be awarded, surrendered, nor corrupted by human power, and the Founders explicitly attributed the origin of these, our inalienable rights, to a Creator. These rights ultimately ensure the self-government manifest in our Council, upon which we desire to invoke divine guidance and blessing; and

WHEREAS, such invocation before deliberative public bodies has been consistently upheld as constitutional by American courts, including the United States Supreme Court; and

WHEREAS, in *Marsh v. Chambers*, 463 U.S. 783 (1983), the United States Supreme Court rejected a challenge to the Nebraska Legislature’s practice of opening each day of its sessions with a prayer by a chaplain paid with taxpayer dollars, and specifically concluded, “The opening of sessions of legislative and other deliberative public bodies with prayer is deeply embedded in the history and tradition of this country. From colonial times through the founding of the Republic and ever since, the practice of legislative prayer has coexisted with the principles of disestablishment and religious freedom.” *Id.*, at 786; and

WHEREAS, the Council desires to avail itself of the Supreme Court’s recognition that it is constitutionally permissible for a public body to “invoke divine guidance” on its work. *Id.*, at 792. Such invocation “is not, in these circumstances, an ‘establishment’ of religion or a step toward establishment; it is simply a tolerable acknowledgment of beliefs widely held among the people of this country.” *Id.*; and

WHEREAS, the Supreme Court affirmed in *Lynch v. Donnelly*, 465 U.S. 668 (1984), “Our history is replete with official references to the value and invocation of

Divine guidance in deliberations and pronouncements of the Founding Fathers and contemporary leaders.” *Id.*, at 675; and

WHEREAS, the Supreme Court further stated, that “government acknowledgments of religion serve, in the only ways reasonably possible in our culture, the legitimate secular purposes of solemnizing public occasions, expressing confidence in the future, and encouraging the recognition of what is worthy of appreciation in society. For that reason, and because of their history and ubiquity, those practices are not understood as conveying government approval of particular religious beliefs.” *Id.*, at 693 (O’Connor, J., concurring); and

WHEREAS, the Supreme Court also famously observed in *Zorach v. Clauson*, 343 U.S. 306, (1952), “We are a religious people whose institutions presuppose a Supreme Being.” *Id.*, at 313-14; and

WHEREAS, the Supreme Court acknowledged in *Holy Trinity Church v. United States*, 143 U.S. 457 (1892), that the American people have long followed a “custom of opening sessions of all deliberative bodies and most conventions with prayer...” *Id.*, at 471; and

WHEREAS, the Supreme Court has determined, “The content of [such] prayer is not of concern to judges where . . . there is no indication that the prayer opportunity has been exploited to proselytize or advance any one, or to disparage any other, faith or belief.” *Marsh*, 463 U.S. at 794-795; and

WHEREAS, the Supreme Court also proclaimed that it should not be the job of the courts or deliberative public bodies “to embark on a sensitive evaluation or to parse the content of a particular prayer” offered before a deliberative public body. *Id.*; and

WHEREAS, the Supreme Court has counseled against the efforts of government officials to affirmatively screen, censor, prescribe and/or proscribe the specific content of public prayers offered by private speakers, as such government efforts would violate the First Amendment rights of those speakers. *See, e.g., Lee v. Weisman*, 505 U.S. 577, 588-589 (1992); and

WHEREAS, in *Pelphrey, et al v. Cobb County, Georgia, et al*, 547 F.3d 1263 (11th Cir., Oct. 28, 2008), the United States Court of Appeals for the Eleventh Circuit, which includes Florida, held that the practice of allowing clergy to offer uncensored religious invocations at the beginning of sessions of a county Council and county planning Council did not violate the Establishment Clause, as long as the invocations did not advance or disparage a belief or affiliate government with specific faith; and

WHEREAS, the Council intends, and has intended in past practice, to adopt a policy that does not proselytize or advance any faith, or show any purposeful preference of one religious view to the exclusion of others; and

WHEREAS, the Council recognizes its constitutional duty to interpret, construe, and amend its policies and ordinances to comply with constitutional requirements as they are announced; and

WHEREAS, the Council accepts as binding the applicability of general principles of law and all the rights and obligations afforded under the United States and Florida Constitutions and statutes.

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

SECTION 1. The foregoing findings are incorporated herein by reference and made a part hereof.

SECTION 2. In order to solemnize proceedings of the Council, it is the policy of the Council to allow for an invocation or prayer to be offered before its meetings for the benefit of the Council.

SECTION 3. The invocation shall not be listed or recognized as an agenda item for the meeting or as part of the public business.

SECTION 4. No member or employee of the Council or any other person in attendance at the meeting shall be required to participate in any invocation that is offered.

SECTION 5. The invocation shall be voluntarily delivered by an eligible member of the clergy, as specified below. To ensure that such person (the “invocation speaker”) is selected from among a wide pool of local clergy, on a rotating basis, the invocation speaker shall be selected according to the following procedure:

- a. The City Clerk (the “Clerk”) shall compile and maintain a database (the “Congregations List”) of the religious congregations with an established presence in the local community of Arcadia and DeSoto County.
- b. The Congregations List shall be compiled by referencing the listing for “churches,” “congregations,” or other religious assemblies in the annual Yellow Pages phone book(s) published for the Arcadia and DeSoto County area, research from the Internet, and consultation with local chambers of commerce. All religious congregations with an established presence in the local community of Arcadia and DeSoto County are eligible to be, and shall be, included in the Congregations List. Any such congregation not otherwise identified for participation may request its inclusion by specific written communication to the Clerk.
- c. This policy is intended to be and shall be applied in a way that is all-inclusive of every diverse religious congregation in the Arcadia and

DeSoto County area. The Congregations List is compiled and used for purposes of logistics, efficiency and equal opportunity for all of the community's religious leaders, who may themselves choose whether to respond to the Council's invitation and participate. Should a question arise as to the authenticity of a religious congregation, the Clerk shall refer to criteria used by the Internal Revenue Service in its determination of those religious organizations that would legitimately qualify for Section 501(c)(3) tax-exempt status.

- d. The Congregations List shall also include the name and contact information of any chaplain who may serve any fire department or law enforcement agency of Arcadia and DeSoto County.
- e. The Congregations List shall also include the name and contact information of any religious congregation located outside the Arcadia and DeSoto County area, if such religious congregation is attended by a resident or residents of Arcadia and DeSoto County, and if such resident requests the inclusion of said religious congregation by specific written communication to the Clerk.
- f. The Congregations List shall be updated, by reasonable efforts of the Clerk, on or about the month of November of each calendar year.
- g. Within thirty (30) days of the effective date of this policy, and on or about December 1 of each calendar year thereafter, the Clerk shall mail an invitation addressed to the "religious leader" of each congregation listed on the Congregations List, as well as to the individual chaplains included on the Congregations List.
- h. The invitation shall be dated at the top of the page, signed by the Clerk at the bottom of the page, and read as follows:

Dear Religious Leader,

The Arcadia City Council makes it a policy to invite members of the clergy in Arcadia and DeSoto County to voluntarily offer an invocation before the beginning of its meetings, for the benefit and blessing of the Council. As the leader of one of the religious congregations with an established presence in the local community, or in your capacity as a chaplain for a local fire department or law enforcement agency, or as the religious leader of one or more Arcadia and DeSoto County residents, you are eligible to offer this important service at an upcoming meeting of the Council.

If you are willing to assist the Council in this regard, please send a written reply at your earliest convenience to the Council Clerk at the

address included on this letterhead. Clergy are scheduled on a first-come, first-serve basis. The dates of the Council's scheduled meetings for the upcoming year are listed on the following, attached page. If you have a preference among the dates, please state that request in your written reply.

This opportunity is voluntary, and you are free to offer the invocation according to the dictates of your own conscience. To maintain a spirit of respect and ecumenism, the Council requests only that the invocation opportunity not be exploited as an effort to convert others to the particular faith of the invocation speaker, nor to disparage any faith or belief different than that of the invocation speaker.

On behalf of the City Council of City of Arcadia, I thank you in advance for considering this invitation.

*Sincerely,
City Clerk*

SECTION 6. As the invitation letter indicates, the respondents to the invitation shall be scheduled on a first-come, first-serve basis to deliver the invocations.

SECTION 7. No invocation speaker shall receive compensation for his or her service.

SECTION 8. The Clerk shall make every reasonable effort to ensure that a variety of eligible invocation speakers are scheduled for the Council meetings. In any event, no invocation speaker shall be scheduled to offer a invocation at consecutive meetings of the Council, or at more than _____ () Council meetings in any calendar year.

SECTION 9. Neither the Council nor the Clerk shall engage in any prior inquiry, review of, or involvement in, the content of any invocation to be offered by an invocation speaker.

SECTION 10. Shortly before the opening gavel that officially begins the meeting and the agenda/business of the public, the Mayor shall introduce the invocation speaker and the person selected to recite the Pledge of Allegiance following the invocation, and invite only those who wish to do so to stand for those observances of and for the Council.

SECTION 11. This policy is not intended, and shall not be implemented or construed in any way, to affiliate the Council with, nor express the Council's preference for or against, any faith or religious denomination. Rather, this policy is intended to acknowledge and express the Council's respect for the diversity of religious denominations and faiths represented and practiced among the citizens of Arcadia and DeSoto County.

SECTION 12. To clarify the Council's intentions, as stated herein above, the following disclaimer shall be included in at least 10 point font at the bottom of any printed Council meeting agenda: "Any invocation that may be offered before the official start of the Council meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council, and the Council is not allowed by law to endorse the religious beliefs or views of this, or any other speaker."

PASSED BY THE CITY COUNCIL OF THE CITY OF ARCADIA, FLORIDA
in regular session this _____ day of _____, 2013.

ATTEST:

CITY OF ARCADIA, FLORIDA

GIA LANCASTER
CITY CLERK

KEITH KEENE
MAYOR

APPROVED AS TO FORM:
THOMAS J. WOHL
CITY ATTORNEY



CITY COUNCIL AGENDA ITEM
Requested Council Meeting Date: AUGUST 20, 2013

DEPARTMENT: CITY CLERK
SUBJECT: ORDINANCE NO. 991 – SECOND READING
COUNCIL SET "EXTENSIVE TIME" AT 30 MINUTES ON FIRST READING

RECOMMENDED MOTION: **MOTION TO ADOPT ORDINANCE NO. 2013- 991 AT SECOND & FINAL READING**

SUMMARY:

Ordinance and attached policy which addresses Public Records Requests with accompanying Inspection and Copying of Public Records. This template was adopted by Resolution from Board of County Commissioners of Highland County and is court tested. Mr. Ken Small, FLC, has suggested we adopt this form as an Ordinance. Citation of case (Board of County Commissioners of Highlands County v. Colby, 976 So.2d31 (Fla. 2d DCA 2008).

Also request the adoption of the Policy and Procedures for producing public records in order for Staff to be aware of the procedures required when dealing with Public Records Requests.

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

ATTACHMENTS: (X) Ordinance () Resolution () Budget (X) Other - Policy

Department Head: *G. S. Lancaster* Date: *8/15/13*

Finance Director (As to Budget Requirements) Date:

City Attorney (As to Form and Legality) Date:

City Administrator: Date:

ORDINANCE No. 990

AN ORDINANCE OF THE CITY OF ARCADIA PROVIDING FOR THE AMENDMENT OF CHAPTER 94, LOCAL BUSINESS TAX; ESTABLISHING CONSISTENCY WITH FLORIDA STATUTE FOR THE REGULATION, ADMINISTRATION AND COLLECTION OF LOCAL BUSINESS TAX FEES; ESTABLISHING A LOCAL BUSINESS TAX FEE SCHEDULE TO BE ESTABLISHED BY RESOLUTION; ESTABLISHING A FEE INCREASE FOR CERTAIN BUSINESS CLASSIFICATIONS OR TYPES; PROVIDING FOR AMENDMENTS TO BE DEPICTED IN A STRIKE THROUGH AND UNDERLINED LEGISLATIVE FORMAT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Arcadia has previously established a business tax imposed by City Ordinance, Chapter 94, that makes it unlawful for any person to engage in, conduct or manage any business within the City without first applying for a local business tax receipt; and

WHEREAS, every person, firm, partnership, or corporation engaged in business within the City of Arcadia must complete an application for local business tax and pay required fees consistent with a local business fee schedule; and

WHEREAS, Chapter 205, Florida Statutes, provides the City of Arcadia with the ability to levy taxes and make amendment to its local business tax fee schedule existing as of October 1, 1971 by an increase of up to 100 percent for business taxes that are \$100 or less; 50 percent for business taxes that are between \$101 and \$300; and 25 percent for business taxes that are more than \$300; and

WHEREAS, the City of Arcadia elected to increase some of the local business tax fees by 100 percent for business taxes that are \$100 or less; 50 percent for business taxes that are between \$101 and \$300 and 25 percent for business taxes that are more than \$300 to all business classifications or types to help off-set administrative costs in land use and business activity regulation by Ordinance 758 effective October 1, 1980; and

WHEREAS, the City of Arcadia elects to increase the remaining local business tax fees by 100 percent for business taxes that are \$100 or less; 50 percent for business taxes that are between \$101 and \$300 and 25 percent for business taxes that are more than \$300 to all business classifications or types to help off-set administrative costs in land use and business activity regulation.

Be it ordained by the City Council of the City of Arcadia, Florida as follows:

Section 1. Creation of a Local Business Tax Fee Schedule. There is hereby created the City of Arcadia Local Business Tax Fee Schedule (hereinafter referred to as the “Fee Schedule”).

Section 2. Adjustment of Local Business Tax Fees. The City of Arcadia is authorized and empowered to increase the local business tax fees. Therefore, each local business classification or type identified in the Local Business Tax Fee Schedule that was not previously increased by Ordinance 758 with an effective date of October 1, 1980 is hereby increased by 100 percent for business taxes that are \$100 or less, 50 percent for business taxes that are between \$101 and \$300 and 25 percent for business taxes that are more than \$300.

Section 3. Article III. – Amended Local Business Tax Ordinance in Legislative Format.

Additions: underlined. Deletions: ~~strikethrough.~~

*****begin revisions*****

OCCUPATIONAL LICENSE LOCAL BUSINESS TAX

Sec. 94-61. - Levy; applicability.

Sec. 94-62. - Dates due and delinquent; penalty for failure to obtain ~~license~~ receipt.

Sec. 94-63. - Term; partial-year ~~license~~ receipt.

Sec. 94-64. - ~~Tax on persons having two or more occupations in same place of business.~~

Prohibition of local business tax receipt without exhibition of state license or registration and federal employer identification or social security number.

~~Sec. 94-65. – Tax on occupations not specifically covered.~~

Sec. 94-66. - Posting of ~~license~~ receipt.

Sec. 94-67. - Transfer of ~~license~~ receipt.

Sec. 94-68. - Compliance with applicable ordinances.

~~Sec. 94-69. – Revocation of license.~~

Sec. 94-70. - Schedule.

Secs. 94-71—94-80. - Reserved.

Sec. 94-61. - Levy; applicability.

The city does hereby levy an ~~occupational license~~ business tax on:

- (1) Any person who maintains a permanent business location or branch office within the city, for the privilege of engaging in or managing any business within its jurisdiction.
- (2) Any person who maintains a permanent business location or branch office within the city, for the privilege of engaging in or managing any profession or occupation within its jurisdiction.
- (3) Any person who does not qualify under subsection (1) or subsection (2) of this section and who transacts any business or engages in any occupation or profession in interstate commerce, if the ~~license~~ business tax is not prohibited by section 8, article I of the United States Constitution.

~~State law reference— Authority to levy occupational license tax, F.S. § 205.042; conditions for levy, F.S. § 205.043.~~

Sec. 94-62. - Dates due and delinquent; penalty for failure to obtain ~~license~~ receipt.

(a) All ~~licenses~~ business tax receipts required by this article shall be sold by the city ~~clerk recorder~~ beginning ~~July~~ August 1 of each year, and ~~license~~ business taxes shall be due and payable on or before September 30 of each year, and ~~licenses~~ receipts shall expire on September 30 of the succeeding year. If September 30 falls on a weekend or holiday, the tax is due and payable on or before the first working day following September 30. Those ~~licenses~~ receipts not renewed by October 1 shall be considered delinquent and subject to a delinquent penalty of ten percent for the month of October, plus an additional five percent for each month of delinquency thereafter until paid; provided that the total delinquency penalty shall not exceed 25 percent of the ~~occupational license fee~~ business tax.

(b) Any person engaging in or managing any business, occupation or profession without first obtaining a ~~local occupational license~~ business tax receipt, if required under this article, shall be subject to a penalty of 25 percent of the ~~license~~ business tax determined to be due, in addition to the penalty provided by section 1-12.

(c) Any person who engages in any business, occupation, or profession covered by this chapter, who does not pay the required business tax within 150 days after the initial notice of tax due, and who does not obtain the required receipt is subject to civil actions and penalties, including court costs, reasonable attorney's fees, additional administrative costs incurred as a result of collection efforts, and a penalty of \$250.

(Code 1986, § 15-1; Ord. No. 861, § 2, 4-1-1997)

State law reference— Similar provisions, F.S. § 205.053.

Sec. 94-63. - Term; partial-year license receipt.

No ~~occupational license~~ business tax receipt shall be issued for more than one year, and all ~~licenses receipts~~ shall expire on September 30 of each year. No license receipt shall be issued for any fractional portion of a year, except that after April 1 a license receipt shall be issued for one-half the amount fixed for such annual license tax.

~~(Code 1986, § 15-2)~~

~~State law reference—~~ Authority to issue partial occupational license, F.S. § 205.053(1).

Sec. 94-64.—~~Tax on persons having two or more occupations in same place of business.~~
Prohibition of local business tax receipt without exhibition of state license or registration and federal employer identification number or social security number.

~~Whenever, in any reasonable construction of this article, two or more license taxes shall be collected from the same person for carrying on any business, profession or occupation, where the businesses, professions or occupations are jointly conducted at the place of business, then the only license required shall be the one calling for the higher license tax, and where the sums to be collected are identical in the amount, then either one shall be required, except as may be otherwise provided.~~

- (1) Any person applying for or renewing a local business tax receipt to practice any profession or engage in or manage any business or occupation regulated by the Department of Business and Professional Regulation, the Florida Supreme Court, or any other state regulatory agency, including any board or commission thereof, must exhibit an active state certificate, registration, or license, or proof of copy of the same, before such local receipt may be issued.
- (2) This section shall not apply to Florida Statute s. 489.113, s. 489.117, s. 489.119, s. 489.131, 2. 489.511, s. 489.513, s. 489.521, or s 489.537.
- (3) A receipt may not be issued unless the federal employer identification number or social security number is obtained from the person to be taxed.

~~(Code 1986, § 15-3)~~

~~Sec. 94-65. —Tax on occupations not specifically covered.~~

~~Any business, profession, industry and occupation not referred to in section 94-70 shall pay an annual license tax of \$50.00.~~

~~(Code 1986, § 15-4)~~

Sec. 94-66. - Posting of license receipt.

Every person holding a license receipt under this article must keep such license receipt posted in a conspicuous place on the premises where the business or occupation ~~so licensed~~ is conducted, except that any license receipt for any machine or device shall be posted conspicuously in or upon such machine or device.

~~(Code 1986, § 15-5)~~

~~State law reference—Vending and amusement machines, F.S. § 205.0537.~~

Sec. 94-67. - Transfer of license receipt.

(a) Transfer to new owner. All business licenses receipts may be transferred to a new owner where there is a bona fide sale of the business upon payment of a transfer fee of ten percent of the annual license business tax, but not less than \$3.00 and not more than \$25.00, and presentation of evidence of the sale and the original license receipt.

(b) Transfer to different location. Upon written request and presentation of the original license receipt, any license receipt may be transferred from one location to another location in the city upon payment of a transfer fee of ten percent of the annual license business tax, but not less than \$3.00 and not more than \$25.00.

~~(Code 1986, § 15-6)~~

~~State law reference—Transfer of original license, F.S. § 205.043(2), (3).~~

Sec. 94-68. - Compliance with applicable ordinances.

All ~~occupational~~ license business taxed establishments must comply with all applicable ordinances of the city.

~~Sec. 94-69. — Revocation of license.~~

~~The right to revoke any license issued under the provisions of this article for cause, such as any violation of this Code, is reserved to the city, and such revocation shall be made at the direction of the city council.~~

~~(Code 1986, § 15-7)~~

Sec. 94-70. - Schedule.

See Local Business Tax Fee Schedule - Resolution No. 2013-13

The following enumerated license taxes shall be paid annually on September 30 of each year, or as otherwise specified by the city, and a license obtained from the city recorder and tax collector by any person engaged in the various occupations, professions, businesses and classifications set forth in this section:

~~Abstract or title insurance companies \$ 50.00~~

~~Accountants and auditors 50.00~~

~~Advertising:~~

~~(1) Each person advertising on the streets with banners, floats, cartoons or exhibitions or any other means, except merchants of the city who are licensed as such 50.00~~

~~(2) Agents, firms, associations or corporations or other persons distributing circulars or other advertising matter, except merchants of the city who are licensed as such 30.00~~

~~Agents and agencies:~~

~~(1) Advertising: See "Advertising."~~

~~(2) Truck and tractor: See "Automotive."~~

~~(3) Automobile: See "Automotive."~~

~~(4) Book: See "Book or magazine agents."~~

~~(5) Magazine: See "Book or magazine agents."~~

~~(6) Claim and collection: See "Claim and collection agencies."~~

~~(7) Insurance: See "Insurance."~~

~~(8) Real estate: See "Real estate."~~

~~(9) Safes: See "Safes."~~

~~(10) Sewing machines: See "Sewing machines."~~

~~(11) Securities: See "Stocks, bonds."~~

~~Alcoholic beverages, beer parlors, liquor dealers, package stores, spirituous liquor, wine dealers: Pursuant to state law, F.S. § 561.342(2).~~

~~Amusement devices, game boards, not otherwise specified, each (see also "Pinball machines") 50.00~~

~~Amusements: See "Amusement devices," "Pinball machines," "Shows," "Dancehalls," "Moving picture shows," "Ferris wheels," "Flying jennies or merry go rounds," "Games and devices," "Ball games," and "Skating rinks."~~

~~Apartment houses with two or more apartments, for each apartment available for rent at any time during the year, per apartment 5.00~~

~~Appliances: See "Electricity."~~

~~Architects 50.00~~

~~Attorneys: See "Lawyers."~~

~~Auction shops or stores, or managers of such stores: See "Merchants."~~

~~Auctioneers 50.00~~

~~Auditors: See "Accountants and auditors."~~

~~Automatic vending machines and scales designed for weighing persons for compensation. Any vending machines located on public rights of way shall be subject to the approval of the city marshal.~~

~~(1) Each machine where the price is under \$0.05 1.00~~

~~(2) Each machine where the price is from \$0.05 up to but not including \$0.10 3.00~~

~~(3) Each machine where the price is \$0.10 or more 10.00~~

~~All food or beverage vending machines for the sole use of an individual, firm, corporation or its employees shall not be subject to this tax.~~

~~Automotive (see also "Locksmiths and truck repairers"):~~

~~(1) Truck or tractor agencies: Persons engaged in the sale of automobiles, trucks, and tractors alone or in connection with a garage or repair shop and sale of any equipment 100.00~~

~~(2) Agencies: Persons representing agencies whose headquarters are not in the city 100.00~~

~~(3) Garages, alone or in connection with repair shop 50.00~~

~~(4) Top manufacturers or repairs of tops 30.00~~

~~(5) Paint shops 20.00~~

~~(6) Washing and greasing, separate from other business 20.00~~

~~(7) Batteries: See "Batteries."~~

~~(8) Vulcanizing: See "Vulcanizing plants."~~

~~Bakeries 30.00~~

~~Ball games, knife racks, cane racks, or other similar amusements, per day 10.00~~

~~Balloons: See "Rubber balloons."~~

~~Banks, commercial 100.00~~

~~Barbershops (see also "Beauty parlors" and "Manicurists"):~~

~~(1) First chair 20.00~~

~~(2) Each additional chair 10.00~~

~~Baths, owners or managers, Turkish, Russian or others, with or without swimming pools 20.00~~

~~Batteries:~~

~~(1) Service stations 20.00~~

~~(2) Manufacturing or selling 30.00~~

~~Beauty parlors and hairdressers (see also "Barbers" and "Manicurists"):~~

~~(1) First chair 20.00~~

~~(2) Each additional chair 10.00~~

~~Beer parlors: See "Alcoholic beverages."~~

~~Bicycle shops 10.00~~

~~Billboards: Billposting companies or person in charge of billboards:~~

~~(1) For each four or less billboards used 20.00~~

~~(2) For each additional billboard used 5.00~~

~~For the purpose of this subsection, one billboard shall be considered as any surface whereon bills, signs, pictures, or other advertising matter is posted, painted or otherwise attached, on which the posting surface is 250 square feet or less; provided that when several billboards are used together the total square footage shall be computed to determine the number of billboards for the purpose of this subsection. This subsection shall not apply to signs advertising any~~

~~business, occupation or profession licensed under this section and attached to the building wherein the business, occupation or profession is conducted. No license for any billboard shall be issued until the plans and specifications therefor have been submitted to the city council and approved by the council as to appearance, strength, and safety.~~

~~Billiard or pool tables, for public use or profit:~~

~~(1)First table 50.00~~

~~(2)Each additional table 20.00~~

~~Boardinghouses: See "Hotels."~~

~~Bonds: See "Brokers."~~

~~Book or magazine agents, taking orders for future delivery or selling from stock 50.00~~

~~Bookkeepers, office 20.00~~

~~Boot and shoe repair shops 20.00~~

~~Bootblack stands 10.00~~

~~Bottling works and water factories 100.00~~

~~Bowie knives: See "Guns."~~

~~Bowling alleys:~~

~~(1)First alley 50.00~~

~~(2)Each additional alley 10.00~~

~~Brick and cement yards and factories, wholesale and retail 50.00~~

~~Brokers:~~

~~(1)Stocks and bonds 50.00~~

~~(2)Lumber and other timber products 50.00~~

~~(3)Futures and options 150.00~~

~~Building and loan associations, local 50.00~~

~~Building contractors: See "Contractors."~~

~~Bus lines operating in and out of the city in interstate commerce 50.00~~

~~Business colleges 20.00~~

~~Butcher shops: See "Meat dealers."~~

~~Cabinetmakers: See "Carpenters."~~

~~Cafes: See "Restaurants."~~

~~Candy (see also "Ice cream, cold drinks and confectionaries"):~~

~~(1) Stands or shops 10.00~~

~~(2) Manufacturing, including right to sell wholesale or retail 50.00~~

~~Cane racks: See "Ball games."~~

~~Canning and juice plants 50.00~~

~~Canvassers, salesmen, door-to-door peddlers, not otherwise specified (see also chapter 34, article II, pertaining to peddlers and solicitors) 50.00~~

~~Carbonated beverages: See "Bottling works."~~

~~Card directories 100.00~~

~~Card writing or metal stamping, cutting or engraving when not connected with regular licensed business 20.00~~

~~Carnivals: See "Shows."~~

~~Carpenters, cabinetmakers, woodworkers, self-employed 40.00~~

~~Cement or concrete:~~

~~(1) Yards: See "Brick and cement yards."~~

~~(2) Cement blocks and other precast concrete items, manufacture and sale 50.00~~

~~Chemical engineers: See "Engineers."~~

~~Chiropractors 50.00~~

~~Cigar and tobacco dealers 20.00~~

~~Circulars: See "Advertising."~~

~~Circuses: See "Shows."~~

~~Civil engineers: See "Engineers."~~

~~Claim and collection agencies 50.00~~

~~Clairvoyants 150.00~~

~~Clothing, cloaks, dress goods, each agent or traveling representative selling direct to consumer from samples: See "Solicitors and canvassers."~~

~~Coal: See "Wood, coal, coke and other fuels."~~

~~Coin-operated devices: See "Amusements," "Pinball machines," and "Automatic vending machines."~~

~~Cold drink stands 10.00~~

~~Cold storage plants, each 50.00~~

~~Colleges: See "Business colleges."~~

~~Commission merchants and wholesale produce merchants 50.00~~

~~Concrete: See "Cement or concrete."~~

~~Confectionaries: See "Candy" and "Ice cream, cold drinks and confectionaries."~~

~~Contest companies: Persons conducting contests by offering inducements for securing subscriptions to newspapers, magazines or other periodicals 40.00~~

~~Contractors and subcontractors:~~

~~(1)General building 100.00~~

~~(2)Concrete, stone, brick or terrazzo 40.00~~

~~(3)House wreckers and movers 20.00~~

~~(4)Sidewalk and curbing builders 40.00~~

~~(5)Paving 100.00~~

~~(6)Tinsmith and sheetmetal work 40.00~~

~~(7)Refrigeration and air conditioning 50.00~~

~~(8)Roofing 40.00~~

~~(9)Lathing, drywall or plastering 40.00~~

~~(10)Awnings and prefabricated carports, etc. 40.00~~

~~(11)Painters, paperhangers, interior decorators 40.00~~

~~(12)Not otherwise specified 50.00~~

~~Curio dealers 10.00~~

~~Curiosity shows 20.00~~

~~Dairies (see also "Milk"): Each person selling milk in the city:~~

~~(1)Having more than one and not more than five cows or goats 20.00~~

~~(2)Having more than five and not more than ten cows or goats 30.00~~

~~(3)Having more than ten and not more than 20 cows or goats 50.00~~

~~(4)Having more than 20 cows or goats 80.00~~

~~Dancehalls, operated for profit (see also "Amusements") 100.00~~

~~Deadly weapons: See "Guns."~~

~~Delicatessens, not restaurants or lunchstands 30.00~~

~~Dentists 50.00~~

~~Detectives: Each detective, investigator or other person guaranteeing protection for compensation or making a personal or commercial investigation 30.00~~

~~This tax shall not apply to detectives working solely for any municipality, county or state or the United States.~~

~~Divine healers: See "Mental healers."~~

~~Drive-in theaters: See "Moving picture shows."~~

~~Dry cleaners and pressing clubs, each plant or receiving station where work is received or distributed, or doing business in the city without depot 50.00~~

~~Dye works and steam cleaners (see also "Laundries") 50.00~~

~~Dynamite or other explosives, dealers in 20.00~~

~~Electricity:~~

~~(1)Wholesale distributors or manufacturers 100.00~~

~~(2)Machinery, appliances or supplies, dealers in 40.00~~

~~(3)Electricians, self-employed 50.00~~

~~Embalmers: See "Funeral directors."~~

~~Employment agencies 50.00~~

~~Engineers, civil, mechanical, mining and chemical, engineers or surveyors 50.00~~

~~This tax does not apply to engineers and surveyors employed on salary and not holding themselves out to the public for general employment.~~

~~Engraving: See "Card writing."~~

~~Express companies 50.00~~

~~Exterminators or pest control 30.00~~

~~Ferris wheels (see also "Amusements"): Owner or operator, each 50.00~~

~~Fertilizer, each agent selling, offering for sale or taking orders for fertilizer 50.00~~

~~Finance: See "Money lenders."~~

~~Fish and oyster dealers 30.00~~

~~Florists 40.00~~

~~Flying jennies or merry-go-rounds (see also "Amusements"), owner or operator 50.00~~

~~Fortunetellers, phrenologists, palmists, or soothsayers, each 150.00~~

~~Foundries:~~

~~(1)Alone 50.00~~

~~(2)Machine shop, operated together 70.00~~

~~Fruit:~~

~~(1)Dealers or stands, each 20.00~~

~~(2)Dealers, door-to-door: See "Peddlers."~~

~~(3)Fruits or vegetables, or other farm produce: Each person selling or offering for sale from trucks or cars or railroad tracks (such trucks or cars not permitted to park on city right-of-way), per truck or car 50.00~~

~~(4)Dealers selling from samples to be shipped as directed 30.00~~

~~State law reference—Occupational license tax exemption when products are grown or produced in the state, F.S. § 205.064.~~

~~Fuels: See "Gas plants," "Gasoline and oils" and "Wood, coal, coke and other fuels."~~

~~Funeral directors, embalmers and morticians 80.00~~

~~Furniture:~~

~~(1)Dealers: See "Merchants."~~

~~(2)Repair: See "Repairers of furniture."~~

~~(3)Upholsters: See "Upholsterers."~~

~~Futures: See "Brokers."~~

~~Games and devices, automatic or otherwise, such as shuffleboard, throwing balls, and the like, not otherwise specified, each (see also "Amusements") 20.00~~

~~Garages, public, not otherwise provided for (see also "Automotive") 50.00~~

~~Gas plants or distributors of liquified petroleum gas 70.00~~

~~Gasoline and oils:~~

~~(1)Retail dealers 40.00~~

~~(2)Wholesale dealers 100.00~~

~~Guns (see also "Shooting galleries," "Deadly weapons"): Each dealer in guns, pistols, Bowie knives or other deadly weapons, when no other stock is carried 100.00~~

~~Hat cleaning or blocking, including depots and receiving stations 10.00~~

~~Hawkers or street vendors of medicines, drugs or other patent medicine, expedient or device for use in or treatment of any disease, injury or deformity (see also "Medicine vendors") 100.00~~

~~Hospitals and sanitariums 100.00~~

~~Hotels, boardinghouses and roominghouses, motor courts and motels:~~

~~(1)With accommodations for five and up to and including 15 persons 20.00~~

~~(2)With accommodations for 16 and up to and including 25 persons 30.00~~

- ~~(3)With accommodations for 26 and up to and including 50 persons 40.00~~
- ~~(4)With accommodations for 51 and up to and including 75 persons 50.00~~
- ~~(5)With accommodations for 76 and up to and including 100 persons 70.00~~
- ~~(6)With accommodations for 101 and up to and including 200 persons 100.00~~
- ~~(7)With accommodations for more than 200 persons 150.00~~

~~State law reference—Public lodging establishment exclusions, F.S. § 509.013(4)(b).~~

~~House movers and wreckers 20.00~~

~~Hypnotists, professional 150.00~~

~~Ice:~~

~~(1)Depots, with no delivery service 10.00~~

~~(2)Sale of, at either retail or wholesale, and using vehicles for delivery:~~

~~a.First two vehicles 20.00~~

~~b.Each additional vehicle 5.00~~

~~(3)Manufacturing, with right to sell at retail or wholesale, with or without cold storage connected therewith 70.00~~

~~Ice cream, cold drinks and confectionaries (see also "Candy"):~~

~~(1)Selling at retail on the streets from carts or wagons, each cart or wagon 10.00~~

~~(2)Manufacturers, selling at wholesale 50.00~~

~~(3)Parlors, not connected with other business 20.00~~

~~Iceing: Establishment doing business iceing or reicing cars, either express, freight or refrigerator 50.00~~

~~Insurance (see also "Abstract or title insurance companies"):~~

~~(1)Each person doing any kind of insurance in the city, including those engaged in the business of insurance against loss by fire, indemnity, accident to persons, loss, theft or destruction of property, acting as surety on bonds, guaranteeing the fidelity of employees, insuring employees against accidents, plate glass insurance, life insurance, and sickness and benefit insurance,~~

~~including all persons as referred to in this subsection soliciting business in the city through agents or otherwise, whether the home office is local or foreign 20.00~~

~~(2) Agents and solicitors:~~

~~a. Representing less than five companies and soliciting insurance in this city on behalf of any company, association or the like referred to in this subsection 20.00~~

~~b. Representing five or more companies 30.00~~

~~It is the intention of this subsection that each company, association, society, firm or corporation usually known as an "insurance company" shall pay a license tax of \$20.00 as set forth in this subsection, and each agent or solicitor representing less than five companies and writing or soliciting insurance for them in the city shall pay an agent's or solicitor's license tax of \$20.00, and if such agent or solicitor represents five or more companies he shall then pay an annual license tax of \$30.00.~~

~~Investigators: See "Detectives." Jewelry: See "Watchmakers and jewelry repair shops."~~

~~Junk dealers:~~

~~(1) Housed in a permanent building, and keeping their property, such as secondhand automobiles and parts, within an enclosure out of public view; buildings shall be constructed in accordance with fire prevention ordinances and building codes 50.00~~

~~(2) Where property is not housed as specified in subsection (1) of this subsection 100.00~~

~~Dealers in junk shall hold their stock of this class of goods subject to inspection by the chief of police, and shall keep a record of all purchases, the price paid for such purchases and the name of the party from whom purchased.~~

~~Knife and scissors sharpeners 10.00~~

~~Knife racks: See "Ball games" and "Amusements."~~

~~Knives: See "Guns."~~

~~Laundries (see also "Dry cleaners and pressing clubs" and "Dye works and steam cleaners"):~~

~~(1) Commercial 30.00~~

~~(2) Coin-operated laundries:~~

~~a. Having not more than 15 machines (washers and dryers) 30.00~~

~~b. Each additional machine (washer or dryer) 2.00~~

~~Lawyers 50.00~~

~~Liquor dealers: See "Alcoholic beverages."~~

~~Locksmiths and truck repairers (see also "Automotive") 10.00~~

~~Lumber:~~

~~(1)Dealers 100.00~~

~~(2)Brokers: See "Brokers."~~

~~(3)Dealers, including the manufacture and sale of cement blocks and other precast concrete items
120.00~~

~~Lunchstands, having no provision for seating 20.00~~

~~Lung testers, when operated for profit, each machine 5.00~~

~~Machine shops or repair shops, general (see also "Foundries") 50.00~~

~~Manicurists (see also "Barbershops" and "Beauty parlors") 30.00~~

~~Manufacturers, not otherwise specified 100.00~~

~~Marble yards 20.00~~

~~Masonry contractors: See "Contractors."~~

~~Masseurs 30.00~~

~~Mattress renovating 50.00~~

~~Meat dealers in fresh meats selling at retail and paying no other license tax 30.00~~

~~Mechanical engineers: See "Engineers."~~

~~Medicine vendors (patent) (see also "Hawkers"):~~

~~(1)Advertising by means of minstrels, shows or vaudeville acts, per day 100.00~~

~~(2)Advertising by vehicles on the streets by means of banners, floats, cartoons or any other
means not otherwise specified, per day 50.00~~

~~Mental healers and all persons claiming to heal by absent treatment (not including members of
the Christian Science faith) 200.00~~

~~Merchants:~~

~~(1)Wholesale, not otherwise specified 40.00~~

~~(2)Retail:~~

~~a.For first \$1,000.00 of stock, per \$1,000.00 20.00~~

~~b.For next \$2,000.00 of stock, per \$1,000.00 10.00~~

~~c.For next \$7,000.00 of stock, per \$1,000.00 4.00~~

~~d.For each additional \$1,000.00 of stock or major fraction thereof over \$10,000.00 2.00~~

~~The provisions of this subsection as to retail merchants apply to drugstores, food stores, and all stores and mercantile establishments not more specifically covered elsewhere in this section.~~

~~Merry-go-rounds: See "Flying jennies" and "Amusements."~~

~~Metal stamps: See "Card writing."~~

~~Milk:~~

~~(1)Depots, each 20.00~~

~~(2)Processing plants, each 80.00~~

~~(3)Distributors:~~

~~a.One truck 50.00~~

~~b.Each additional truck 20.00~~

~~(4)Dairies: See "Dairies."~~

~~Mining engineers: See "Engineers."~~

~~Money lenders: Persons lending money at interest, other than legal banking businesses 50.00~~

~~Monuments and tombstones, carving and sale of 20.00~~

~~Morticians: See "Funeral directors."~~

~~Motels and motor courts: See "Hotels."~~

~~Motorcycles: All persons engaged in sale of motorcycles, along or in connection with a motorcycle repair shop 10.00~~

~~Moving picture shows or theaters, including drive-in theaters (see also "Amusements") 100.00~~

~~Musicians, per day 10.00~~

~~Newsstands, not part of another licensed business 10.00~~

~~Novelty works 50.00~~

~~Nursery stock or forest trees, agents for or dealers in 40.00~~

~~Oculists, opticians or optometrists 50.00~~

~~Options: See "Brokers."~~

~~Oriental goods, dealers in 30.00~~

~~Osteopaths 50.00~~

~~Package stores, spirituous liquors: See "Alcoholic beverages."~~

~~Packing companies, fruits and vegetables 50.00~~

~~Paint shops (see also "Automotive") 20.00~~

~~Painters and paper hangers, self-employed 40.00~~

~~Palmists: See "Fortunetellers."~~

~~Pawnbrokers or pawnshops, permanent 100.00~~

~~State law reference—Recordkeeping requirements for pawnshops, F.S. § 538.04.~~

~~Peat moss, sale of from trucks 20.00~~

~~Peddlers, engaged in the selling of produce such as fruits, eggs, vegetables and other farm products from wagon or pushcart, for each wagon or pushcart, whether retail or wholesale 50.00. State law reference—Occupational license tax exemption when products are grown or produced in the state, F.S. § 205.064.~~

~~Pest control: See "Exterminators."~~

~~Photographers, stationary, each 40.00~~

~~Phrenologists: See "Fortunetellers."~~

~~Physicians, each 50.00~~

~~Pinball machines (see also "Amusements" and "Amusement devices"), each machine 20.00~~

~~Pipefitters, each firm, person or corporation 40.00~~

~~Pistols: See "Guns."~~

~~Plumbers, self-employed 50.00~~

~~Podiatrists, each 50.00~~

~~Pool tables: See "Billiard and pool tables."~~

~~Popcorn and peanut stands 10.00~~

~~Pre-cooling of trucks or railroad cars 50.00~~

~~Pressing clubs: See "Dry cleaners."~~

~~Printing:~~

~~(1)Newspaper and job printing (power) 50.00~~

~~(2)Persons doing job printing (hand) 20.00~~

~~Produce merchants: See "Commission merchants."~~

~~Public garages: See "Automotive" and "Garages, public."~~

~~Radiator shops (see also "Automotive") 50.00~~

~~Radio repairing, not connected with other business, each person in business 30.00~~

~~Railroad companies 100.00~~

~~Real estate:~~

~~(1)Agents or brokers 50.00~~

~~(2)Associates or salesman, each 30.00~~

~~Refrigeration contractors: See "Contractors" and "Cold storage plants."~~

~~Repairers of furniture or small articles not paying any other license tax (see also "Upholsterers") 10.00~~

~~Restaurants and cafeterias (see also "Lunchstands," "Cold drink stands," "Cafes" and "Delicatessens"):~~

~~(1)With seats or accommodations for 15 or more persons 50.00~~

~~(2)With seats or accommodations for less than 15 persons 30.00~~

Roominghouses: See "Hotels."

Rubber balloons, dealers in 3.00

Russian baths: See "Baths."

Safes, sale or exchange, each agent for 10.00

~~Salvaging and reclaiming: Any person engaged in salvaging or reclaiming any materials or substances erected or deposited above ground level, upon the ground or beneath the ground, including the cleaning of all such deposit areas. This classification shall include all cleaning of septic tanks, cesspools and sewer systems 50.00~~

Sanitariums: See "Hospitals."

Schools: See "Business colleges."

Scissors sharpeners: See "Knife and scissors sharpeners."

Seafoods: See "Fish and oyster dealers."

Sewing machines, each agent or member of agency 30.00

Shoe repair shops: See "Boot and shoe repair shops."

Shoeshine stands: See "Bootblack stands."

Shooting galleries, owner or manager of (see also "Guns") 50.00

Shows of all kinds (see also "Amusements"):

(1) Vaudeville, minstrel, theatrical or any other kind except street carnivals giving performances under tents or temporary structures of any kind, covered or uncovered 100.00

(2) Circuses 100.00

(3) Circus parades through the streets when performing outside the city 200.00

(4) Concerts or parades or other exhibitions given inside the city 100.00

(5) Shows or carnivals 250.00

(6) Lunchstands or lunch counters, cane racks, knife racks, candy stands, popcorn stands, peanut stands, or any other booth, stand or counter of like or similar nature, where articles are sold or games are played within the enclosure of carnival grounds, for each and every stand, counter rack or booth 20.00

~~(7)Side shows 20.00~~

~~Signs (see also "Billboards"):~~

~~(1)Erectors, neon 50.00~~

~~(2)Painters 30.00~~

~~Skating rinks, roller or ice (see also "Amusements") 100.00~~

~~Soda water or mineral fountains 20.00~~

~~Solicitors or canvassers (see also chapter 34, article II, pertaining to peddlers and solicitors) 50.00~~

~~Soothsayers: See "Fortunetellers."~~

~~Stocks, bonds, debentures, or certificates or any other evidence of interest in corporations, associations or common law trusts: Each person or agent or broker selling or offering for sale, barter or exchange any of such items 50.00. This subsection does not apply to the sale of stock in corporations whose principal place of business is in the county and which only sell stocks, bonds or certificates in such corporation.~~

~~Surveyors: See "Engineers."~~

~~Swimming pools: See "Baths."~~

~~Tailors 30.00~~

~~Taxis:~~

~~(1)First taxi or automobile for hire operating in the city 30.00~~

~~(2)Each additional taxi 20.00~~

~~Telegraph companies 70.00~~

~~Telephone companies, per phone 0.12½~~

~~Theaters: See "Moving picture shows."~~

~~Timber brokers: See "Lumber and timber brokers."~~

~~Tire recapping: See "Vulcanizing."~~

~~Title insurance companies: See "Abstract or title insurance companies."~~

~~Tobacco: See "Cigar and tobacco dealers."~~

~~Tombstones, carving and sale 20.00~~

~~Towel supply companies 20.00~~

~~Trailers:~~

~~(1)Sales 50.00~~

~~(2)Park 50.00~~

~~Tree removing or tree surgeons 20.00~~

~~Trucks:~~

~~(1)Each truck doing interurban hauling over the streets of the city and not paying a license tax in the city 30.00~~

~~(2)Each additional truck 20.00~~

~~(3)Truck and tractor agencies: See "Automotive."~~

~~Turkish baths: See "Baths."~~

~~Upholsterers of furniture and repair shops 40.00~~

~~Vehicles for hire: See "Bus lines" and "Taxis."~~

~~Veterinary surgeons 20.00~~

~~Vulcanizing plants, tire recapping not run in connection with other businesses (see also "Automotive") 30.00~~

~~Wagons:~~

~~(1)Used for selling candy, drinks, peanuts, confectionaries or popcorn, per wagon 10.00~~

~~(2) Used for selling other articles not otherwise classified, per wagon 20.00~~

~~Warehouse storage, owners or managers of 10.00~~

~~Watchmakers and jewelry repair shops, not run in connection with other business 20.00~~

~~Water factories: See "Bottling works."~~

~~Weapons: See "Guns."~~

~~Wholesale produce merchants: See "Commission merchants."~~

~~Wine dealers: See "Alcoholic beverages."~~

~~Wood, coal, coke and other fuels not specified, dealers in 20.00~~

~~(Code 1986, § 15-8)~~

Secs. 94-71—94-80. - Reserved.

*****end of revisions*****

Section 4. Constitutionality. All ordinances, agreements, or resolutions and parts thereof in conflict herewith to the extent of such conflicts are hereby repealed. If any phrase, clause, sentence, paragraph, section or subsection of this ordinance shall be declared unconstitutional or invalid by a court of competent jurisdiction, such unconstitutionality or invalidity shall not affect the remaining phrases, clauses, sentences, paragraphs, sections or subsections of this ordinance.

Section 5. Effective Date. This Ordinance shall become effective immediately upon its adoption.

Section 6. Recording. A certified copy of the ordinance shall be filed with the Clerk of the Circuit Court of Desoto County, Florida, and duly recorded among the Public Records of Desoto County.

PASSED BY THE CITY COUNCIL OF THE CITY OF ARCADIA, FLORIDA, IN REGULAR SESSION AT CITY COUNCIL CHAMBERS, ARCADIA, FLORIDA, on this _____ day of _____, 2013.

Keith Keene, Mayor

ATTEST:

By: _____

Gia Lancaster, City Clerk

FIRST READING:

SECOND READING:

APPROVED AS TO FORM:

Thomas J. Wohl, City Attorney

ORDINANCE NO. 991

AN ORDINANCE OF THE CITY OF ARCADIA, FLORIDA, ADOPTING A POLICY FOR INSPECTION AND COPYING OF PUBLIC RECORDS PURSUANT TO CHAPTER 119, FLORIDA STATUTES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Arcadia, Florida, (“Council”) is the governing body of and for City of Arcadia, a political subdivision of the State of Florida; and

WHEREAS, Chapter 119, Florida Statutes, authorizes the collection of certain fees, costs, expenses, and special service charges in connection with the production, inspection, and copying of public records; and

WHEREAS, the City would like to implement a policy pertaining to requests for information and public records.

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

SECTION 1. The above recitals are true and correct.

SECTION 2. The City hereby adopts the policy attached to this Ordinance having the caption Inspection and Copying of Public Records, to be effective upon and after adoption of this Ordinance.

SECTION 3. Codification. The publisher of the City’s Code of Laws, the Municipal Code Corporation, is directed to incorporate the amendments included in Section 2 above into the Code of Ordinances.

SECTION 4. Severability. The sections, subsection, paragraphs, sentenced, clauses and phrases of this Ordinance and of the policy for Inspection and Copying of Public Records, attached to this Ordinance are severable, and if any phrase, clause, sentence, paragraph, subsection, or section of this Resolution or of the policy for Inspection and Copying of Public Records, attached to this Resolution shall be declared invalid, unconstitutional or unenforceable by the valid judgment or decree of a court of competent jurisdiction, such invalid, unconstitutionally or unenforceability shall not affect any of the remaining phrases, clauses, sentences, paragraphs, subsection, and section of this Ordinance or of the policy for Inspection an Copying of Public Records attached to this Ordinance.

SECTION 5. Effective Date. This ordinance shall be effective immediately upon final passage by the City Council.

PASSED BY THE CITY COUNCIL OF THE CITY OF ARCADIA, FLORIDA, on this
____ day of _____, 2013.

CITY OF ARCADIA, FLORIDA

KEITH KEENE, MAYOR

ATTEST:

By: _____
GIA LANCASTER, CMC
CITY CLERK

PASSED ON FIRST READING: **AUGUST 6, 2013**

PASSED ON SECOND READING: _____

APPROVED AS TO FORM:

THOMAS J. WOHL, CITY ATTORNEY

Inspection and Copying of Public Records

- (1) Requests for inspections of public records and copies of public records of the City of Arcadia herein after "City" staff may be directed to its City Clerk, 23 N. Polk Ave, Arcadia FL 34266.
- (2) There will be a charge of \$0.15 per page for standard one-sided legal or letter size copies. There will be a charge of \$0.20 per page for standard two-sided legal or letter size copies. For all other copies of public records, the actual cost of duplication of the public record will be charged. An additional fee of \$1 per copy will be charged for a, the actual cost of duplication of the public record will be charged. An additional fee of \$1 per copy will be charged for a certified copy of a public record. The cost of requested packaging and mailing or other requested delivery of the requested public records will also be charged.
- (3) If the nature of the volume of public records requested to be inspected or copied is such as to require extensive use of information technology resources or extensive clerical or supervisory assistance by personnel of the City of Arcadia, Florida. In addition to the actual cost of the duplication, a special service charge, which shall be reasonable and shall be based on the cost incurred for such extensive use of information technology resources or the labor cost of the personnel providing the service that is actually incurred by the City, or attributable to the City, for the clerical and supervisory assistance required, or both. For purposes of this policy, "extensive" means that it will take more than 30 minutes to locate, review for confidential information, copy, and re-file the requested public records and also includes the time, if any, for clerical personnel to remain with an individual inspecting public records to ensure that no records are altered, destroyed or removed. The special service charge will be computed to the nearest quarter of an hour exceeding 30 minutes based on the current rate of pay, including wages, overtime, the employer portion of federal and state payroll taxes, unemployment compensation taxes, workers compensation insurance, retirement plan contributions, and health insurance costs for the person who performed the service and will be assessed regardless of whether any copies are made and regardless of the number of individual copies made.
- (4) Where provision of another room or place is necessary to photograph public records, the expense of providing that other room or place shall be paid by the person desiring to photograph the public records. The person making the photographs will also be charged for supervision services. Those supervision charges will be computed to the nearest quarter of an hour exceeding 15 minutes based on the current rate of pay, including wages, overtime, the employer portion of federal and state payroll taxes, unemployment compensation taxes, workers compensation insurance for, retirement plan contributions, and health insurance costs for the person who performed the service.
- (5) Payment of copying costs assessed pursuant to paragraph (2) of this policy must be received before copies will be made. Payment of certification costs assessed pursuant to paragraph (2) of this policy must be received before copies will be certified. Payment of packaging and delivery costs assessed pursuant to paragraph (2) of this policy must be received before copies will be packaged and delivered.
- (6) Prior to directing, performing or providing extensive use of information technology resources or extensive clerical or supervisory assistance by personnel as described in paragraph (3) of this

policy or directing or providing supervision services as described in paragraph (4) of this policy, the city clerk shall make a reasonable estimate of the expected cost of that extensive use of information technology resources or extensive clerical or supervisory assistance by personnel as described in paragraph (3) of this policy or that use of supervision services as described in paragraph (4) of this policy and shall deliver a written statement of that estimate to the requestor for approval. No extensive use of information technology resources or extensive clerical or supervisory assistance by personnel as described in paragraph (3) of this policy or supervisory services as described in paragraph (4) of this policy shall be performed or provided until the requestor has paid all past due fees, costs, expenses, and special service charges incurred pursuant to this policy and has delivered to the office of the Public Information Coordinator a deposit in the amount of the reasonable estimate made by the Public Information Coordinator and a written authorization to proceed, which shall include a statement accepting responsibility to promptly pay all costs assessed pursuant to paragraphs (3) and (4) of this policy which exceed that deposit. If the deposit exceeds the costs assessed pursuant to paragraphs (3) and (4) of this policy, that excess may, at the request of the payer, be applied to the costs assessed pursuant to paragraph (2) of this policy and the balance, if any, shall be promptly paid to the payer.

- (7) When copies requested pursuant to this policy are available to be picked up or for mailing or other delivery, the requestor shall be notified, and that notification shall also indicate if any information is redacted from the copies provided as required by state law.
- (8) The City clerk is merely a coordinator of public records and information requests for the convenience of the public and to assure compliance with Florida law by coordinating responses to public records requests.

This policy is adopted by Ordinance NO. 991 pursuant to and for the purpose of implementing Section 119 Florida Statutes, and the definitions found in Section 119, Florida Statutes, are hereby adopted when used in this policy.

Resolution 2013-13
Local Business Tax Fee Schedule
(see Ordinance No. 990, Chapter 94 – Code of Ordinances)

The following enumerated business taxes shall be paid annually on September 30 of each year, or as otherwise specified by the city, and a receipt obtained from the city clerk and tax collector by any person engaged in the various occupations, professions, businesses and classifications set forth in this section:

Local Business Classification or Type	Existing Fee	Proposed Fee
Any business, profession, industry and occupation not referred to in this listing schedule shall pay an annual license tax of:	\$50.00.	\$50.00
Abstract or title insurance companies	50.00	50.00
Accountants and auditors	50.00	50.00
Advertising:	1) 50.00	50.00
(1) Each person advertising on the streets with banners, floats, cartoons or exhibitions or any other means, except merchants of the city who are licensed as such	2) 30.00	30.00
(2) Agents, firms, associations or corporations or other persons distributing circulars or other advertising matter, except merchants of the city who are licensed as such		
Alcoholic beverages, beer parlors, liquor dealers, package stores, spirituous liquor, wine dealers: Pursuant to state law, F.S. § 561.342(2).	Collected by state	Collected by state
Amusement devices, game boards, not otherwise specified, each	50.00	50.00
Apartment houses with two or more apartments, for each apartment available for rent at any time during the year, per apartment	5.00	5.00
Architects	50.00	50.00
Auction Shops or Stores (<u>E-Bay</u>)	500.00	750.00
Auctioneers	50.00	50.00
Automatic vending machines and scales designed for weighing persons for compensation. Any vending machines located on public rights-of-way shall be subject to the approval of the city marshal.	1) 1.00	2.00
(1)Each machine where the price is under \$0.05	2) 3.00	6.00
(2)Each machine where the price is from \$0.05 up to but not including \$0.10	3) 10.00	20.00
(3)Each machine where the price is \$0.10 or more		
All food or beverage vending machines for the sole use of an individual, firm, corporation or its employees shall not be subject to this tax.		
Automotive (see also "Locksmiths and truck repairers"):	1) 100.00	100.00
(1)Truck or tractor agencies: Persons engaged in the sale of automobiles, trucks, and tractors alone or in connection with a garage or repair shop and sale of any equipment	2) 100.00	100.00
(2)Agencies: Persons representing agencies whose headquarters are not in the city	3) 50.00	50.00
	4) 30.00	30.00
	5) 20.00	20.00

(3)Garages, alone or in connection with repair shop	6) 20.00	20.00
(4)Top manufacturers or repairs of tops	7) 20.00	20.00
(5)Paint shops	8) 20.00	20.00
(6)Washing and greasing, separate from other business		
(7)Batteries: See "Batteries."		
(8)Vulcanizing: See "Vulcanizing plants."		
Bakeries	30.00	30.00
Ball games, knife racks, cane racks, or other similar amusements, per day	10.00	10.00
Banks, commercial	100.00	100.00
Barbershops (see also "Beauty parlors" and "Manicurists"):	1) 20.00	20.00
(1) First chair	2) 10.00	10.00
(2)Each additional chair		
Baths, owners or managers, Turkish, Russian or others, with or without swimming pools	20.00	20.00
Batteries:	1) 20.00	20.00
(1)Service stations	2) 30.00	30.00
(2)Manufacturing or selling		
Beauty parlors and hairdressers (see also "Barbers" and "Manicurists"):	1) 20.00	20.00
(1)First chair 20.00	2) 10.00	10.00
(2)Each additional chair 10.00		
Bicycle shops	10.00	10.00
Billboards: Billposting companies or person in charge of billboards:	1) 20.00	20.00
(1)For each four or less billboards used	2) 5.00	5.00
(2)For each additional billboard used		
Billiard or pool tables, for public use or profit:	1) 50.00	50.00
(1) First table	2) 20.00	20.00
(2) Each additional table		
Book or magazine agents, taking orders for future delivery or selling from stock	50.00	50.00
Bookkeepers, office	20.00	20.00
Boot and shoe repair shops	20.00	20.00
Bootblack stands	10.00	10.00
Bottling works and water factories	100.00	100.00
Bowling alleys:	1) 50.00	50.00
(1)First alley	2) 10.00	10.00
(2)Each additional alley		
Brick and cement yards and factories, wholesale and retail	50.00	50.00
Brokers:	1) 50.00	50.00
(1)Stocks and bonds	2) 50.00	50.00
(2)Lumber and other timber products	3) 150.00	225.00
(3)Futures and options		
Building and loan associations, local	50.00	50.00
Bus lines operating in and out of the city in interstate commerce	50.00	50.00
Business colleges	20.00	20.00

Candy (see also "Ice cream, cold drinks and confectionaries"):	1) 10.00	10.00
(1) Stands or shops	2) 50.00	50.00
(2) Manufacturing, including right to sell wholesale or retail		
Canning and juice plants	50.00	50.00
Canvassers, salesmen, door-to-door peddlers, not otherwise specified (see also chapter 34, article II, pertaining to peddlers and solicitors)	50.00	50.00
Card directories	100.00	100.00
Card writing or metal stamping, cutting or engraving when not connected with regular licensed business	20.00	20.00
Cement or concrete:		
(1) Yards: See "Brick and cement yards."	1) --	--
(2) Cement blocks and other precast concrete items, manufacture and sale	2) 50.00	50.00
Chiropodist (<u>Podiatrist</u>)	50.00	50.00
Chiropractors	50.00	50.00
Cigar and tobacco dealers	20.00	20.00
Claim and collection agencies	50.00	50.00
Clairvoyants	150.00	625.00
Cold drink stands	10.00	10.00
Cold storage plants, each	50.00	50.00
Commission merchants and wholesale produce merchants	50.00	50.00
Contest companies: Persons conducting contests by offering inducements for securing subscriptions to newspapers, magazines or other periodicals	40.00	40.00
Contractors and subcontractors:	1) 100.00	100.00
(1) General building	2) 40.00	40.00
(2) Concrete, stone, brick or terrazzo	3) 20.00	20.00
(3) House wreckers and movers	4) 40.00	40.00
(4) Sidewalk and curbing builders	5) 100.00	100.00
(5) Paving	6) 40.00	40.00
(6) Tinsmith and sheetmetal work	7) 50.00	50.00
(7) Refrigeration and air conditioning	8) 40.00	40.00
(8) Roofing	9) 40.00	40.00
(9) Lathing, drywall or plastering	10) 40.00	40.00
(10) Awnings and prefabricated carports, etc.	11) 40.00	40.00
(11) Painters, paperhangers, interior decorators	12) 50.00	50.00
(12) Not otherwise specified		
Curio dealers	10.00	10.00
Curiosity shows	20.00	20.00
Dairies (see also "Milk"): Each person selling milk in the city:	1) 20.00	20.00
(1) Having more than one and not more than five cows or goats	2) 30.00	30.00
(2) Having more than five and not more than ten cows or goats	3) 50.00	50.00
(3) Having more than ten and not more than 20 cows or goats	4) 80.00	80.00
(4) Having more than 20 cows or goats		
Dancehalls, operated for profit (see also "Amusements")	100.00	200.00
Delicatessens, not restaurants or lunchstands	30.00	30.00

Dentists	50.00	50.00
Detectives: Each detective, investigator or other person guaranteeing protection for compensation or making a personal or commercial investigation	30.00	30.00
Dry cleaners and pressing clubs, each plant or receiving station where work is received or distributed, or doing business in the city without depot	50.00	50.00
Dye works and steam cleaners (see also "Laundries")	50.00	50.00
Dynamite or other explosives, dealers in	20.00	20.00
Electricity:	1) 100.00	200.00
(1)Wholesale distributors or manufacturers	2) 40.00	40.00
(2)Machinery, appliances or supplies, dealers in	3) 50.00	50.00
(3)Electricians, self-employed		
Employment agencies	50.00	50.00
Engineers, civil, mechanical, mining and chemical, engineers or surveyors	50.00	50.00
Express companies	50.00	50.00
Exterminators or pest control	30.00	30.00
Ferris wheels (see also "Amusements"): Owner or operator, each	50.00	50.00
Fertilizer, each agent selling, offering for sale or taking orders for fertilizer	50.00	50.00
Fish and oyster dealers	30.00	30.00
Florists	40.00	40.00
Flying jennies or merry-go-rounds (see also "Amusements"), owner or operator	50.00	50.00
Fortunetellers, phrenologists, palmists, or soothsayers, each	150.00	625.00
Foundries:	1) 50.00	50.00
(1)Alone	2) 70.00	70.00
(2)Machine shop, operated together		
Fruit:	1) 20.00	20.00
(1)Dealers or stands, each	2) --	--
(2)Dealers, door-to-door: See "Peddlers."	3) 50.00	50.00
(3)Fruits or vegetables, or other farm produce: Each person selling or offering for sale from trucks or cars or railroad tracks (such trucks or cars not permitted to park on city right-of-way), per truck or car	4) 30.00	30.00
(4)Dealers selling from samples to be shipped as directed		
Funeral directors, embalmers and morticians	80.00	80.00
Games and devices, automatic or otherwise, such as shuffleboard, throwing balls, and the like, not otherwise specified, each (see also "Amusements")	20.00	20.00
Garages, public, not otherwise provided for (see also "Automotive")	50.00	50.00
Gas plants or distributors of liquified petroleum gas	70.00	70.00
Gasoline and oils:	1) 40.00	40.00
(1)Retail dealers	2) 100.00	100.00
(2)Wholesale dealers		
Guns (see also "Shooting galleries," "Deadly weapons"): Each dealer in guns, pistols, Bowie knives or other deadly weapons, when no other stock	100.00	100.00

is carried		
Hawkers or street vendors of medicines, drugs or other patent medicine, expedient or device for use in or treatment of any disease, injury or deformity (see also "Medicine vendors")	100.00	200.00
Hospital and Sanitariums	50.00	100.00
Hotels, boardinghouses and roominghouses, motor courts and motels:	1) 20.00	20.00
(1)With accommodations for five and up to and including 15 persons	2) 30.00	30.00
(2)With accommodations for 16 and up to and including 25 persons	3) 40.00	40.00
(3)With accommodations for 26 and up to and including 50 persons	4) 50.00	50.00
(4)With accommodations for 51 and up to and including 75 persons	5) 70.00	70.00
(5)With accommodations for 76 and up to and including 100 persons	6) 100.00	100.00
(6)With accommodations for 101 and up to and including 200 persons	7) 150.00	150.00
(7)With accommodations for more than 200 persons		
House movers and wreckers	20.00	20.00
Hypnotists, professional	150.00	625.00
Ice:	1) 10.00	10.00
(1)Depots, with no delivery service		
(2)Sale of, at either retail or wholesale, and using vehicles for delivery:	2a) 20.00	20.00
a.First two vehicles	2b) 5.00	5.00
b.Each additional vehicle	3) 70.00	70.00
(3)Manufacturing, with right to sell at retail or wholesale, with or without cold storage connected therewith		
Ice cream, cold drinks and confectionaries (see also "Candy"):	1) 10.00	10.00
(1)Selling at retail on the streets from carts or wagons, each cart or wagon	2) 50.00	50.00
(2)Manufacturers, selling at wholesale		
(3)Parlors, not connected with other business	3) 20.00	20.00
Icing: Establishment doing business icing or reicing cars, either express, freight or refrigerator	50.00	50.00
Insurance (see also "Abstract or title insurance companies"):	1) 20.00	20.00
(1)Each person doing any kind of insurance in the city, including those engaged in the business of insurance against loss by fire, indemnity, accident to persons, loss, theft or destruction of property, acting as surety on bonds, guaranteeing the fidelity of employees, insuring employees against accidents, plate glass insurance, life insurance, and sickness and benefit insurance, including all persons as referred to in this subsection soliciting business in the city through agents or otherwise, whether the home office is local or foreign	2a) 20.00	20.00
(2)Agents and solicitors:	2b) 30.00	30.00
a.Representing less than five companies and soliciting insurance in this city on behalf of any company, association or the like referred to in this subsection		
b.Representing five or more companies		
It is the intention of this subsection that each company, association,		

society, firm or corporation usually known as an "insurance company" shall pay a license tax of \$20.00 as set forth in this subsection, and each agent or solicitor representing less than five companies and writing or soliciting insurance for them in the city shall pay an agent's or solicitor's license tax of \$20.00, and if such agent or solicitor represents five or more companies he shall then pay an annual license tax of \$30.00.		
Junk dealers: (1)Housed in a permanent building, and keeping their property, such as secondhand automobiles and parts, within an enclosure out of public view; buildings shall be constructed in accordance with fire prevention ordinances and building codes (2)Where property is not housed as specified in subsection (1) of this subsection Dealers in junk shall hold their stock of this class of goods subject to inspection by the chief of police, and shall keep a record of all purchases, the price paid for such purchases and the name of the party from whom purchased.	1) 50.00 2) 100.00	50.00 100.00
Knife and scissors sharpeners	10.00	10.00
Laundries (see also "Dry cleaners and pressing clubs" and "Dye works and steam cleaners"): (1)Commercial (2)Coin-operated laundries: a.Having not more than 15 machines (washers and dryers) b.Each additional machine (washer or dryer)	1) 30.00 2a) 30.00 2b) 2.00	30.00 30.00 2.00
Lawyers	50.00	50.00
Locksmiths and truck repairers (see also "Automotive")	10.00	10.00
Lumber: (1)Dealers (2)Brokers: See "Brokers." (3)Dealers, including the manufacture and sale of cement blocks and other precast concrete items	1) 100.00 2) -- 3) 120.00	100.00 -- 120.00
Lunch stands, having no provision for seating	20.00	20.00
Lung testers, when operated for profit, each machine	5.00	5.00
Machine shops or repair shops, general	50.00	50.00
Manicurists (see also "Barbershops" and "Beauty parlors")	30.00	30.00
Manufacturers, not otherwise specified	100.00	100.00
Marble yards	20.00	20.00
Masseurs	30.00	30.00
Mattress renovating	50.00	50.00
Meat dealers in fresh meats selling at retail and paying no other license	30.00	30.00
Medicine vendors (patent) (see also "Hawkers"):	1) 100.00	200.00

(1)Advertising by means of minstrels, shows or vaudeville acts, per day	2) 50.00	100.00
(2)Advertising by vehicles on the streets by means of banners, floats, cartoons or any other means not otherwise specified, per day		
Mental healers and all persons claiming to heal by absent treatment (not including members of the Christian Science faith)	200.00	200.00
Merchants:	1) 40.00	40.00
(1)Wholesale, not otherwise specified		
(2)Retail:		
a.For first \$1,000.00 of stock, per \$1,000.00	2a) 20.00	20.00
b.For next \$2,000.00 of stock, per \$1,000.00	2b) 10.00	10.00
c.For next \$7,000.00 of stock, per \$1,000.00	2c) 4.00	4.00
d.For each additional \$1,000.00 of stock or major fraction thereof over \$10,000.00	2d) 2.00	20.00
Milk:	1) 20.00	20.00
(1)Depots, each	2) 80.00	80.00
(2)Processing plants, each	3a) 50.00	50.00
(3)Distributors:	3b) 20.00	20.00
a.One truck	4) --	--
b.Each additional truck		
(4)Dairies: See "Dairies."		
Money lenders: Persons lending money at interest, other than legal banking businesses	50.00	50.00
Monuments and tombstones, carving and sale of	20.00	20.00
Motorcycles: All persons engaged in sale of motorcycles, along or in connection with a motorcycle repair shop	10.00	10.00
Moving picture shows or theaters, including drive-in theaters (see also "Amusements")	100.00	100.00
Musicians, per day	10.00	10.00
Newsstands, not part of another licensed business	10.00	10.00
Novelty works	50.00	50.00
Nursery stock or forest trees, agents for or dealers in	40.00	40.00
Oculists, opticians or optometrists	50.00	50.00
Oriental goods, dealers in	30.00	30.00
Osteopaths	50.00	50.00
Packing companies, fruits and vegetables	50.00	50.00
Paint shops (see also "Automotive")	20.00	20.00
Painters and paper hangers, self-employed	40.00	40.00
Pawnbrokers or pawnshops, permanent	100.00	200.00
Peat moss, sale of from trucks	20.00	20.00
Peddlers, engaged in the selling of produce such as fruits, eggs, vegetables and other farm products from wagon or pushcart, for each wagon or pushcart, whether retail or wholesale	50.00	70.00
Photographers, stationary, each	40.00	40.00
Physicians, each	50.00	50.00

Pinball machines (see also "Amusements" and "Amusement devices"), each machine	20.00	20.00
Pipefitters, each firm, person or corporation	40.00	40.00
Plumbers, self-employed	50.00	50.00
Podiatrists, each	50.00	50.00
Popcorn and peanut stands	10.00	10.00
Pre-cooling of trucks or railroad cars	50.00	50.00
Printing:		
(a) Newspaper and job printing (power)	50.00	50.00
(b) Persons doing job printing (hand)	20.00	20.00
Radiator shops (see also "Automotive")	50.00	50.00
Radio repairing, not connected with other business	30.00	30.00
Railroad companies	100.00	100.00
Real estate:	1) 50.00	50.00
(1) Agents or brokers	2) 30.00	30.00
(2) Associates or salesman, each		
Repairers of furniture or small articles not paying any other license tax (see also "Upholsterers")	10.00	10.00
Restaurants and cafeterias (see also "Lunchstands," "Cold drink stands," "Cafes" and "Delicatessens"):	1) 50.00	50.00
(1) With seats or accommodations for 15 or more persons	2) 30.00	30.00
(2) With seats or accommodations for less than 15 persons		
Rubber balloons, dealers in	3.00	3.00
Safes, sale or exchange, each agent for	10.00	10.00
Salvaging and reclaiming. This classification shall include all cleaning of septic tanks, cesspools and sewer systems	50.00	50.00
Sewing machines, each agent or member of agency	30.00	30.00
Shooting galleries, owner or manager of (see also "Guns")	50.00	50.00
Shows of all kinds (see also "Amusements"):	1) 100.00	200.00
(1) Vaudeville, minstrel, theatrical or any other kind except street carnivals giving performances under tents or temporary structures of any kind, covered or uncovered	2) 100.00	200.00
(2) Circuses	3) 200.00	300.00
(3) Circus parades through the streets when performing outside the city	4) 100.00	100.00
(4) Concerts or parades or other exhibitions given inside the city	5) 250.00	375.00
(5) Shows or carnivals	6) 20.00	20.00
(6) Lunchstands or lunch counters, cane racks, knife racks, candy stands, popcorn stands, peanut stands, or any other booth, stand or counter of like or similar nature, where articles are sold or games are played within the enclosure of carnival grounds, for each and every stand, counter rack or booth	7) 20.00	20.00
(7) Side shows		
Signs (see also "Billboards"):	1) 50.00	50.00
(1) Erectors, neon	2) 30.00	30.00

(2)Painters		
Skating rinks, roller or ice (see also "Amusements")	100.00	150.00
Soda water or mineral fountains	20.00	20.00
Solicitors or canvassers (see also chapter 34, article II, pertaining to peddlers and solicitors)	50.00	100.00
Stocks, bonds, debentures, or certificates or any other evidence of interest in corporations, associations or common law trusts: Each person or agent or broker selling or offering for sale, barter or exchange any of such items	50.00	50.00
Tailors	30.00	30.00
Taxis:	1) 30.00	30.00
(1)First taxi or automobile for hire operating in the city	2) 20.00	20.00
(2)Each additional taxi		
Telegraph companies	70.00	70.00
Telephone companies, per phone	0.125	0.25
Tombstones, carving and sale	20.00	20.00
Towel supply companies	20.00	20.00
Trailers:	1) 50.00	50.00
(1)Sales	2) 50.00	50.00
(2)Park		
Tree removing or tree surgeons	20.00	20.00
Trucks:	1) 30.00	30.00
(1)Each truck doing interurban hauling over the streets of the city and not paying a license tax in the city	2) 20.00	20.00
(2)Each additional truck	3) --	--
(3)Truck and tractor agencies: See "Automotive."		
Upholsterers of furniture and repair shops	40.00	40.00
Veterinary surgeons	20.00	20.00
Vulcanizing plants, tire recapping not run in connection with other businesses (see also "Automotive")	30.00	30.00
Wagons:	1) 10.00	10.00
(1)Used for selling candy, drinks, peanuts, confectionaries or popcorn, per wagon	2) 20.00	20.00
(2)Used for selling other articles not otherwise classified, per wagon		
Warehouse storage, owners or managers of	10.00	10.00
Watchmakers and jewelry repair shops, not run in connection with other business	20.00	20.00
Wood, coal, coke and other fuels not specified, dealers in	20.00	20.00

PASSED AND ADOPTED by the City Council this ____ day of _____, 2013.

By:

Keith Keene, Mayor

ATTEST:

Gia Lancaster, CMC
City Clerk

The foregoing has been reviewed and
Approved for legal sufficiency by:

Thomas J. Wohl, City Attorney