

REGULAR MEETING

APRIL 15, 2008

A Regular Meeting of the Arcadia City Council was held on April 15, 2008, at 6:00 pm. in the Margaret Way Building at 23 North Polk Avenue. Council members present were Goodman, Fazzone, Johnson, Heine, and Dixon. Also in attendance were Administrator Strube, Attorney Holloman, City Marshall Lee, Special Projects Coordinator Hewett, Public Works Supervisor Reed, Parks and Recreation Supervisor Waters, Ms. Way and Recorder Baumann.

Mayor Goodman called the meeting to order.

The Invocation was given by Mr. Sam Morgan, President of the local N.A.A.C.P.

Pledge Allegiance to the Flag.

Councilman Dixon requested a change to the minutes of April 1, 2008 to expound on the hiring of a new Finance Director for the CFRPC due to the previous director having been convicted of embezzlement. Heine then moved to adopt the minutes of the Regular Meeting of April 1, 2008 with the change as requested; seconded by Fazzone and carried.

Mayor Goodman presented a proclamation on behalf of the Arcadia Elks Lodge 1524, to Mr. Bob Miller, proclaiming May 4th through 10, 2008 as Elk's National Youth Week. Fazzone moved to endorse this action; seconded by Dixon and carried.

A request by Mr. Mark Maida, Vero Auto, to discuss future auto tent sales was tabled due to the absence of Mr. Maida.

Mrs. Kathryn Hill, Tax Collector for DeSoto County addressed the Council with concerns regarding recent auto tent sales stating that two (2) official complaints have been filed by her office as a result of vehicles that were purchased at the Sweetbay tent sale. Mrs. Hill reported that she has received other complaints including expired temporary tags, a vehicle that broke down stranding a local woman and her children and improper registration papers. Mrs. Hill stated that as an agent for the Department of Motor Vehicles it is her job to make sure the citizens of DeSoto County and Arcadia are protected. Mrs. Hill asked that the Council be attentive to these concerns when approving tent sales in the City.

Mr. Mark Schlundt, General Manager of DeSoto Auto Mall and Mr. Bob Miller addressed the Council stating that they are opposed to auto tent sales in Arcadia or DeSoto County noting that these sales take income away from local employees. Mr. Miller reported that he checked on a vehicle at the tent sale and stated that it was over \$4,000.00 higher at the tent sale than it would be at DeSoto Auto Mall. Councilman

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Johnson believes that there is a lack of education within the community regarding these tent sales and suggested a class be held to explain and educate the public on purchasing a vehicle from a tent sale or local dealer. Mr. Miller stated he would teach the class free of charge.

Mayor Goodman stated that she appreciated the comments noting that the Ford dealership is where she has purchased her vehicles. She then referred to a memo given to the employees at the local Ford dealership speaking against auto tent sales and stated that she was offended and very disappointed regarding the content of the memo.

Mr. Richard Bowers, President of the DeSoto County Community Development Corporation addressed the Council with a request to have a parade for the opening of a commercial center on Martin Luther King Street, to coincide with the May 26, 2008 Memorial Day Parade. Marshall Lee stated Mr. Bowers had discussed this with him, and the Police Department would be able to provide assistance. Fazzone moved to grant the request to hold a parade on May 26, 2008; seconded by Johnson and carried.

Mr. Kyle Whaley of ETC Promotions addressed the Council with a request for a waiver of applicable noise ordinance provisions in conjunction with holding a monster truck show on May 9th - 10th, 2008 from 7:00 p.m. to 10:30 pm. at the Rodeo Arena. Attorney Holloman cited Sec. 50-71 of the City Code, asking if this event was in compliance. Councilman Johnson asked if the event would be advertised in order for the public to know where the noise would be coming from to which Mr. Whaley stated there would be sufficient media coverage. Councilman Dixon feels it is a wonderful idea and gave his support to the event. Heine moved to grant the request for waiver of the noise ordinance and to approve a Monster Truck Show on May 9th - 10th, 2008, 2008 at the Rodeo Grounds; seconded by Dixon and carried.

The Fines and Forfeitures Report for the month of March 31, 2008 was presented showing fines in the amount of \$3,484.84.

The Recorders Report of Revenues and Expenditures through March 31, 2008 was presented.

Administrator Strube addressed the Council regarding the responses for bids on the Water Treatment Plant Disinfection Conversion Project. Four (4) bids were received. Administrator Strube recommends going with the lowest bidder Odyssey manufacturing Company. Heine moved to award the Water Treatment Plant Disinfection Conversion Project contract to Odyssey Manufacturing Company in the amount of \$209,700.00; seconded by Fazzone and carried.

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Administrator Strube then addressed the Council regarding Amendment No. 2 to Specific Authorization No. 47 for engineering Services relating to wastewater collection system repair and damage assessment associated with Hurricane Charley. Fazzone moved to approve Amendment No. 2 to Specific Authorization No. 47 with Boyle Engineering Corporation providing for design and construction services for sewer repairs, inspections and services to assist the city in obtaining contracts for miscellaneous sewer repairs not to exceed \$49,260.00; seconded by Heine and carried.

Mr. Lonnie Ward of Fedco Investment Corporation addressed the Council with a request for mitigation of expenses for a septic tank replacement at 107 M. L. King Street. Mr. Ward contends the City should have known about a utility easement and about the lateral connection. Councilman Johnson stated that he was aware of the connection from the time of construction and he asked if this easement was noted on City or County records. Administrator Strube stated it was not, noting that when the property was developed it was not in the City. Administrator Strube then reported that Mr. Ward has received \$1,754.50 or 37% towards the sharing of the septic tank replacement. Councilman Dixon asked Mr. Ward if he was requesting 100% reimbursement to which Mr. Ward said yes. Administrator Strube recommends that Mr. Ward receive another 13% which would make the amount compensated at 50% of the incurred cost. Fazzone moved to compensate Mr. Ward 13% for a total of 50% of the incurred cost; seconded by Johnson and carried.

The Golf Course Report for the month of March 2008 was presented.

The Public Works Report for the month of March 2008 was presented.

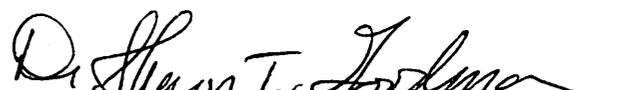
City Attorney applicants Mr. Paul Seusy and Mr. James Carter appeared before the Council. Each applicant gave a brief history and background of themselves in addition to their current positions. Applicants for City Attorney will be interviewed on May 6, 2008 beginning at 4:00 p.m.

Councilman Dixon thanked Tax Collector Hill for attending the Council Meeting and for her input and information.

Councilman Johnson reported that he recently attended the Ridge League of Cities meeting noting that it was very informative and pertained to legislative issues.

There being no further business the meeting was adjourned.


CITY RECORDER


PRESIDENT