

MINUTES
CITY COUNCIL
CITY OF ARCADIA
TUESDAY, NOVEMBER 16, 2010
6:00 PM

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

The meeting was called to order at approximately 6:00 PM with the following members and staff present:

Arcadia City Council

Mayor Robert Heine	Councilmember Sharon Goodman
Deputy Mayor Keith Keene	Councilmember Roosevelt Johnson
Councilmember-elect Martha Craven	

Arcadia City Staff

City Administrator Lawrence Miller	City Recorder Dana Williams
Asst. City Administrator Judi Jankosky	City Attorney Jason Henbest
City Marshal Charles Lee	

Deputy Mayor Keene gave the invocation, which was followed by the Pledge of Allegiance and roll call.

As a first order of business, the Mayor opened the floor for nominations to fill the vacant Council seat. **Councilmember Goodman nominated Martha Craven. Councilmember Johnson made a motion to close nominations and the Deputy Mayor provided the second. A voice vote of the Council carried unanimously, 4-0, to install Martha Craven as the fifth seated.**

The City Recorder administered the Oath of Office to Mrs. Craven and she took her seat at the dais.

SPECIAL PRESENTATIONS

1. **EMPLOYEES OF THE MONTH - VALERIE BONETT AND CARRIE TAYLOR**

The City Administrator read certificates recognizing Ms. Valerie Bonett and Ms. Carrie Taylor as employees of the month. The Mayor presented the framed versions to Ms. Bonett and Ms. Taylor.

CONSENT AGENDA

2. **MINUTES OF THE NOVEMBER 2, 2010 REGULAR MEETING**
3. **MOBILE HOME PARK REPORT FOR OCTOBER 2010**
4. **AIR-CADIA FLOWAGE AND HANGER RENT REPORT FOR OCTOBER 2010**
5. **REQUEST FOR STREET CLOSURE ON OAK BETWEEN ORANGE AND VOLUSIA FOR THE ANNUAL CHAMBER CHRISTMAS PARADE ON DECEMBER 4, 2010**
6. **ARCADIA MAIN STREET'S REQUEST TO USE TREE OF KNOWLEDGE PARK AS STAGING AREA FOR ANNUAL HOLIDAY TOUR OF HISTORIC HOMES ON SAT. 12/11/10 FROM 3:30 - 8 PM**
7. **CHECK WARRANTS FOR NOVEMBER 5-9, 2010**

On motion of Deputy Mayor Keene and seconded by Councilmember Johnson, the Council voted unanimously, 5-0, to approve items #2 through #7 of the Consent Agenda printed above.

DISCUSSION ITEMS

8. PUBLIC HEARING ON THE USE OF THE BASEBALL FIELD NEXT TO RICHARD BOWERS STADIUM

The City Administrator stated that as requested from the previous meeting, signs had been posted on the ball fields announcing that a public hearing would take place regarding the change in use of the fields.

Mr. Elmer Johnson, president of the DCYAA spoke saying that he had prepared a basic agreement for the use of the field, which he distributed to each member of Council. The City Attorney asked about an agreement for the current usage, saying all indications are any agreement in place seems to have expired for the baseball fields and that the football fields were covered under an agreement with the School Board. Mr. Johnson seemed to recall that at the time of the dedication to Coach Bowers, the agreement was executed for a 25-year lease at a cost of \$1 per year. The City Attorney added he would review the document provided by Mr. Johnson for legal sufficiency and bring back a more formal agreement for consideration at the next meeting.

The Mayor opened a public hearing to receive comments from the audience but with no one wishing to speak, he then closed the public hearing.

RESOLUTIONS

9. PUBLIC HEARING AND CONSIDERATION OF RESOLUTION 2010-12, GRANTING A VARIANCE TO THE SCHOOL DISTRICT OF DESOTO COUNTY AT 930 E. CYPRESS STREET

The City Administrator briefly covered the agenda memo and the events surrounding the request for an 8' fence variance by the School District of DeSoto County. The City Recorder then read Resolution 2010-12 by title.

On motion of Councilmember Johnson with a second by Deputy Mayor Keene, the Council voted unanimously, 5-0, to approve Resolution 2010-12 as printed below.

RESOLUTION 2010-12

A RESOLUTION GRANTING A VARIANCE TO THE SCHOOL DISTRICT OF DESOTO COUNTY AT 930 E. CYPRESS STREET.

IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF ARCADIA, FLORIDA:

WHEREAS, the School District of DeSoto County has purchased the property at 930 E. Cypress Street, Arcadia, Florida, and

WHEREAS, the School District of DeSoto County has made application for a variance which would allow an eight foot (8') chain link fence as an enclosure to the property where

otherwise the maximum height allowable in residential districts is four feet (4'); and

WHEREAS, the School District believes the added height of the fence will provide additional security for and prevent vandalism to the school property; and

WHEREAS, the Board of Adjustment conducted a public hearing on the request for variance on Tuesday, November 9, 2010, after due consideration and necessary findings did make a favorable and unanimous motion of approval to recommend to the City Council granting the variance.

NOW THEREFORE BE IT RESOLVED by the City Council that said variance be and the same is hereby granted.

SO DONE THIS 16th DAY OF NOVEMBER 2010.

By: /s/ Robert W. Heine, Mayor

ATTEST:

/s/ Dana L.S. Williams, CMC
City Recorder

/s/William S. Galvano, City Attorney

COMMENTS FROM DEPARTMENTS

10. CITY MARSHAL

The City Marshal stated the City Attorney had emailed a draft of the golf cart ordinance along with a request to designate specific streets for their usage. He went on to say he would recommend approval citywide so as to be applied consistently and to avoid having to repeatedly re-do the ordinance should another part of the City desire similar consideration in the future.

The City Attorney responded he would insert the street designations into the ordinance and schedule it for first reading with the City Recorder on December 7th.

11. ATTORNEY

The City Attorney had no further comments.

12. ADMINISTRATOR

The City Administrator reported that the golf cart lease at the municipal course needs to be renewed since the existing lease requires a \$60,000 balloon payment at the end of the contract. He continued that a new contract has been worked out and reviewed by the City Attorney's office with two items in the agreement being revised; however he was requesting authorization to sign the new contract once those issues are resolved.

On motion of Deputy Mayor Keene with a second by Councilmember Goodman, the Council voted unanimously, 5-0, to direct the City Administrator to execute the lease agreement for golf carts once finalized to the satisfaction of the City Attorney.

The City Administrator also reported on fire suppression issues at the airport saying he has been working to address the issues identified by the Fire Marshal and has approached a fire-engineering firm to do so. The Administrator continued there are two options – to construct a water tower or to bring a water line in from Rt. 31 to the airport. He continued that he had approached the county about this possibility and they are amenable to the latter option. Ms.

Karleskint, consulting engineer from Hazen and Sawyer, has identified ditches at the Watson property that, if available via easement to the county water line, the city would then have a more suitable short and long-term solution to fire suppression. Dr. Miller stated he would keep the Council advised on both the progress and the cost.

The City Administrator next addressed the makeover of the Way Building with the demolition of the front overhang having recently been completed, new doors to be installed in the near future and then proceeding to paint the front of the building. The Administrator added he hopes to soon have bids on the front portion of the building in conjunction with the artist's rendition; and that payment for the doors will be from CDBG funds as part of the ADA compliance for the grant.

Dr. Miller then spoke about an amended consent order with the Florida Department of Environmental Protection related to contamination of ground water at the landfill. The FDEP has requested the City continue monitoring at the landfill, which is currently being contracted for with David Smith Associates. The City Administrator stated he will keep the Council informed of any requirements requested from FDEP to address this problem and a similar one at the golf course.

The City Administrator reported that the Gehring Group, the City's current health insurance broker has yet to provide information on the bids received related to our coverage premiums, but that in the interim he has received a proposal from BC/BS as part of a consortium and from United Healthcare as a standalone, both of which offer lower premiums than BC/BS for Florida as a standalone. It is due to this foreseeable reduction in costs that the Administrator stated he felt comfortable in releasing the funds associated with longevity pay and 20 year service awards. He hopes to have a recommendation as to the preferred health insurance company as of the next regular meeting.

PUBLIC

Dr. Lorenzo Dixon spoke saying the "citizens' voice has not gone unheard with Mrs. Craven's nomination" and that he is "proud and pleased" with the choice for her to fill his vacated seat.

Mr. Larry Sheridan of Red Eye Events requested permission to use the City's portion of DeSoto Park for the 2nd Annual Arcadia Days festival. He spoke briefly about the activities associated with Arcadia Days and said he will be contacting the County for use of their part of the park as well. **It was the consensus of the Council to have the City Administrator provide a letter of support to Mr. Sheridan stating their permission for use of the City portion of DeSoto Park for the event on January 8-9, 2011.**

Ms. Johnnie Bell Johnson Sherman thanked the Council for authorizing the installation of a new ramp at the Speer Center and commented on how nice it was particularly for those who vote at the Center. She also stated her appreciation for the new sidewalks along Polk Street. Ms. Sherman then asked the Council to begin thinking about street repairs on Dickhaut Street (Nursing Home Drive) saying it was a very rough ride, particularly for a patient in an ambulance. The City Administrator answered that he had spoken with the Executive Director of the hospital who will be discussing it with the facilities manager to determine whether it's a city or county maintained road; and that he would also meet with the County Manager on that and other mutual issues.

MAYOR AND COUNCIL MATTERS

Councilmember Craven thanked the Council for their confidence in her; adding she will try to serve the people well.

Deputy Mayor Keene mentioned that he had received calls regarding Tremron and had spoken with the City Administrator about the impact on quality of life issues for the residents in that area. He asked the Administrator to "come up with something outside the box" to facilitate a solution.

Mr. Keene also reported that while on vacation he had received a call from a citizen who took issue with repeated traffic diversions and street closings at Oak Street. The Deputy Mayor felt perhaps activities should be encouraged at McSwain Park rather than at the Tree of Knowledge so as to prevent having to close the street causing disruption to others.

Councilmembers Johnson and Goodman each offered their congratulations to newly elected Councilmember Craven.

The Mayor distributed a copy of an evaluation form used for previous administrators and reminded the Council that Dr. Miller's 6-month probationary period was winding down as of January 12th. He asked for input as to whether the form was to their liking or needed to be amended and what was the consensus for a timeframe to complete the evaluation form. The Deputy Mayor asked about a specific position description questioning whether the criteria included on the form was intended to serve as one. The Council asked the City Recorder to compile components for a position description. Also it was decided to have the evaluation forms completed for discussion at the first meeting in January.

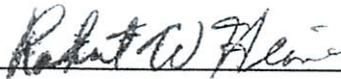
The City Recorder asked the Council to consider designating a representative to serve on the Central Florida Regional Planning Council. **It was the consensus of Council to appoint Martha Craven as the City Council's representative to the CFRPC.**

ADJOURN

Having no further business at this time, the meeting was adjourned at 7:00 PM.

APPROVED THIS 7th DAY OF DECEMBER 2010.

By:



Robert W. Heine, Mayor

ATTEST:



Dana L.S. Williams, CMC, City Recorder