

**MINUTES
 CITY COUNCIL
 CITY OF ARCADIA
 TUESDAY, DECEMBER 21, 2010
 6:00 PM**

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

The meeting was called to order at approximately 6:15 PM with the following members and staff present:

Arcadia City Council

Mayor Robert Heine

Councilmember Martha Craven

Deputy Mayor Keith Keene

Arcadia City Staff

City Administrator Lawrence Miller

City Recorder Dana Williams

Asst. City Administrator Judi Jankosky

City Attorney William Galvano

City Marshal Charles Lee

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

The Mayor announced that both Dr. Johnson and Dr. Goodman were out of town with family emergencies.

SPECIAL PRESENTATION

1. EMPLOYEE OF THE MONTH - JEFF COLLINS

The Mayor announced Jeff Collins had been named employee of the month for December. Steve Underwood, supervisor of the city garage accepted the plaque on behalf of Mr. Collins, who was unable to attend.

(The following item was taken out of order)

12. ATTORNEY

A) PROPOSED LEASE OF THE FORMER LIVESTOCK MARKET TO TURNER REALTY

The City Attorney recommended this item be tabled to no date certain due to issues with the zoning, Comprehensive Plan and environmental issues at the site.

On motion of Deputy Mayor Keene and seconded by Councilmember Craven, the Council voted unanimously, 3-0, to table the proposed lease of the former Livestock Market property.

Having taken the action above, item #15 below (pg 4) became moot.

CONSENT AGENDA

2. MINUTES OF THE DECEMBER 7, 2010 WORKSHOP

3. MINUTES OF THE DECEMBER 7, 2010 REGULAR MEETING
4. AIR-CADIA FLOWAGE AND HANGER RENT REPORT - NOVEMBER 2010
5. REQUEST TO USE TREE OF KNOWLEDGE PARK FOR A WEDDING APRIL 9, 2011
6. REQUEST TO CLOSE OAK STREET BETWEEN POLK & MONROE FOR CAR SHOWS ON THREE FRIDAYS
7. CHECK WARRANTS - DEC. 3 - 16, 2010

The Deputy Mayor questioned the address of the park listed on the additional insured endorsement as being the address of the Way Building. Upon the condition of having the insurance form amended, he made a motion to approve items #2 through #7 of the consent agenda printed above. Councilmember Craven provided a second to the motion, which passed unanimously, 3-0, upon voice vote of the Council.

DISCUSSION ITEMS

8. SELECTION OF AIRPORT CONSULTING FIRM PER RFQ 2010-05

The Assistant City Administrator reported on the recent RFQ for airport consulting services, which was opened on November 29th, saying that eight firms had responded and a bid committee comprised of the City Recorder, Wastewater Plant Supervisor, Asst. Executive Director of Charlotte County Airport and herself had reviewed the credentials of each. The committee ranked the firms Hanson Professional Services, Kimley-Horn, LPA Group, and C&S Companies as the top four; and in accordance with FAA Advisory Circular AC 150/5100-14D, the next step is to issue a Request for Proposals that details a specific project and scope of services that each firm on the short list may respond to. The Assistant Administrator simply asked at this point for approval of the short list as submitted.

On motion of the Deputy Mayor and seconded by Councilmember Craven, the Council voted unanimously, 3-0, to approve the short list of the top four ranked submittals for RFQ 2010-05, Airport Consulting Services.

9. CITY OF ARCADIA EMPLOYEE HEALTH CARE OPTIONS

The City Administrator stated that as a result of the workshop conducted earlier, the upshot was for the City to continue with BC/BS coverage through Gehring Group for a period of one month to allow for continued discussion on the subject. He went on to say that he had just been advised the one-month extension was not possible and that the City would have to renew with Gehring for an annual contract at the same coverage and then enact the opt out provision should a change be decided upon later.

The Deputy Mayor felt it was unfortunate there were two members absent, adding he was uncomfortable moving forward at this point and that he would still like to consider alternative plans. Mr. Keene felt as though the council was under the gun to make a decision, but would like to look at the entire insurance coverage comparisons again.

On motion of Councilmember Craven, with a second by the Deputy Mayor, the Council voted unanimously, 3-0, to accept and acknowledge the negotiated renewal of the 1362 BC/BS plan through Gehring Group for a 12-month contract and to provide notification of the City's intent to terminate based on the contractual provisions should it choose to do so at a later date.

10. DEMOLITION OF BLIGHTED STRUCTURES - CODE ENFORCEMENT

The City Attorney stated he had reviewed the proposal and felt it was a workable option and may even serve to get around the licensing issue; and include, as part of a waiver and permission to demolish, a temporary easement could be granted to the City. He added if it were the Council's direction to move that way, the Marshal and he could make it happen.

A brief discussion followed on the particulars of the process, the costs to be pre-paid, and the Special Master hearings in the instances of non-payment.

COMMENTS FROM DEPARTMENTS

11. CITY MARSHAL

The Marshal also distributed the final rule from the National Highway Traffic Safety Administration (49 CFR Part 571) related to golf cart use. He asked the City Recorder to provide a copy to each of the Councilmembers, the City Attorney and to return a copy to him for consideration as the ordinance permitting golf carts on city streets comes back on January 4, 2011 for second reading.

12. ATTORNEY

A) PROPOSED LEASE OF THE FORMER LIVESTOCK MARKET TO TURNER REALTY

(See page 1 of these minutes)

13. ADMINISTRATOR

A) LETTER OF SUPPORT FOR DESOTO COUNTY HOMELESS COALITION

The City Administrator reported the DeSoto County Homeless Coalition has requested a letter of support from the City of Arcadia in their quest to establish a business incubator within the City and as part of a federal government grant. He mentioned a presentation provided by Ms. Valerie Gilchrist along with other members of the DCHC board regarding the program. A draft of the letter was provided in Council's packet.

On motion of Deputy Mayor Keene and seconded by Councilmember Craven, the Council voted unanimously, 3-0, to authorize the submission of a letter of support to the DeSoto County Homeless Coalition as requested upon correction of errors in the draft version.

The City Administrator also spoke about having contacted the Florida Department of Agriculture's Nell Tyner and Zoe Kulkowsky regarding the cattle dipping vats at the former Livestock Market and clean up of the site. Ms. Tyner was non-committal about the clean up issue, though did suggest the City could seek mitigation funds through the federal brownfield program.

Lastly, the City Administrator talked about the employee Christmas party, thanking staff for the coordination effort and everyone who attended for their participation.

14. OTHER DEPARTMENTS

The Assistant City Administrator wanted to clarify for the record that the request of the Airport Advisory Committee from the last meeting was for their participation as individuals and that the City would be coordinating and sponsoring the event. She brought this to the Council's attention in order to avoid any appearance of impropriety with regard to the Sunshine Law.

On motion of Deputy Mayor Keene and seconded by Councilmember Craven, the Council voted unanimously, 3-0, to clarify the Airport Advisory Committee as a whole was not undertaking the organization of Aviation Day but would be participating as individuals in the City sponsored event.

PUBLIC

15A. CONCERNED CITIZENS OPPOSED TO ROCK CRUSHING OPERATION

See page one of these minutes.

15B. OTHER CITIZENS

Ms. Valerie Gilchrist, Director of the Homeless Coalition, thanked the Council for approving a letter of support in connection with a grant she was pursuing (item #13a) and requested permission for the Administrator to approve others as needed, particularly in light of the fact the Coalition was not requesting funding from the City.

The Deputy Mayor stated his preference for all letters of support to be brought before the Council as needed. Councilmember Craven agreed. Mrs. Gilchrist stated she was requesting another letter to HUD due by December 31st which would be prior to the Council meeting again.

Deputy Mayor Keene made a motion for the City Administrator to provide a letter of support for the DeSoto County Homeless Coalition grant application to HUD in conjunction with the request above. Councilmember Craven provided a second to the motion, which passed unanimously, 3-0, upon voice vote of the Council.

Mrs. Anne Pepper requested that Messrs. Phil and Gene Turner be notified if/when the rock-crushing proposal at the livestock market comes back, adding they were both upset by the proposal and are adamantly opposed to it.

16. DOWNTOWN MASTER PLAN

Mr. Dennis Tyson, of Arcadia Main Street, introduced Jeff Nagle of *Simply Verde* who had prepared concept boards for the Downtown Master Plan. Mr. Nagle presented the conceptual design for downtown and explained many of the components contained therein. He stated the target area of the plan was along Highway 70 from Orange to Volusia, and that the plan thus far had been through a series of workshops and meetings, with financial assistance from the Health Department. He talked about the elements included in the plan such as sidewalks, alleys, streetscape, café (outdoor dining), site furnishings, and lighting among others, noting that once a plan is adopted, the next step will be to secure grant funding for its implementation. Mr. Nagle also

touched on angled parking along Oak Street, bump outs at the intersections as a traffic calming measure, a "gateway entrance" at Highway 17, landscape buffers, visual cues, paver style scored concrete, and rest areas (benches and trash receptacles).

Mr. Bart Arrington, DeSoto County Engineer, then discussed the cooperative effort with the County and how phasing of the project would occur with Transportation Enhancement dollars administered through the DOT, for the work program, the design phase, and finally construction. He also added that once complete, an Interlocal agreement would come before the Council for continued maintenance. The City Administrator asked about the cost of that maintenance, to which Mr. Arrington stated he did not have those figures, but that future transportation enhancement funding could be set aside for them as the Council decides what and where to do next.

Both Councilmember Craven and Deputy Mayor Keene thanked everyone involved for the design and cooperative spirit. Mr. Keene added this "is planting a seed of opportunity here in Arcadia" and that we should worry more about getting something done before worrying about maintenance costs.

On motion of Deputy Mayor Keene and seconded by Councilmember Craven, the Council voted unanimously, 3-0, to adopt the Downtown Improvement Conceptual Plan as presented.

Mr. Rasheed Jahaludin asked if after this plan was implemented, would Arcadia still be a small town and not a "city", adding he enjoyed the wide open feel of Arcadia as it is now. The Council assured Mr. Jahaludin, the small town feel would still exist.

MAYOR AND COUNCIL MATTERS

Holiday wishes were expressed by the City Attorney, Council, Administrator and Recorder.

The City Recorder also requested a date be set for Step 3 in a personnel appeal as noticed in a memo and transcript recently provided. It was the consensus of Council to set a special meeting on Tuesday, January 11, 2011, at 6 PM for the quasi-judicial hearing of Dwight Smith's termination appeal.

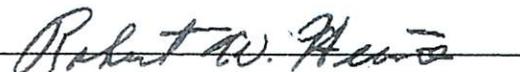
The Mayor added that evaluations for the City Administrator were due to the City Recorder by Thursday, December 30th in order to be compiled and placed on the January 4th agenda.

ADJOURN

Having no further business at this time, the meeting was adjourned at 7:45 PM.

APPROVED THIS 4th DAY OF JANUARY 2011.

By:


Robert W. Heine, Mayor

ATTEST.


Dana L.S. Williams, CMC, City Recorder