

REGULAR MEETING

OCTOBER 4, 2005

A Regular Meeting of the Arcadia City Council was held on October 4, 2005 at 6:00 p.m. in Room D of the Way Building at 23 N. Polk Avenue. Councilmembers attending were: Heine, Johnson, Goodman, Fazzino, and Whitlock. Also in attendance were: Administrator Strube, City Attorney Holloman, Marshal Lee, Captain Anderson, Acting Fire Chief Wells, Special Projects Coordinator Hewett, Ms. Way and Recorder Baumann.

Mayor Whitlock called the meeting to order.

The Invocation was given by Mayor Whitlock.

Pledge of Allegiance to the Flag.

Old Business:

The minutes of the Regular meeting of September 6, 2005 and the Budget Public Hearing of September 13, 2005 were adopted on motion of Johnson; seconded by Goodman and carried.

New Business:

Old business having been completed, the Council was reorganized.

Goodman moved that Councilman Heine be appointed Mayor and that Councilman Johnson be appointed as Deputy Mayor; seconded by Fazzino and carried. This action was formalized by Resolution No. 2005-21 as follows.

RESOLUTIONS 2005-21

A RESOLUTION APPOINTING MAYOR, DEPUTY
MAYOR AND PRESIDING OFFICERS: SETTING
TERM OF OFFICE

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

SECTION 1. That City Councilmember Robert W. Heine be appointed to the Office of Mayor of the City of Arcadia, Florida and Presiding Officer of City Council.

SECTION 2. That City Councilmember Roosevelt Johnson be appointed to the Office of Deputy Mayor of the City of Arcadia, Florida and Presiding Officer of City Council.

SECTION 3. That said Appointees are hereby charged with all powers, duties, functions and responsibilities of their respective offices as set forth in the Charter and Ordinances of the City of Arcadia, Florida.

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(Resolution 2005-21 continued)

SECTION 4. That their term of Office shall be from the date of the Resolution through the end of the Fiscal Year 2005-2006 or until their successors are appointed.

PASSED BY THE CITY COUNCIL OF THE CITY OF ARCADIA, FLORIDA,
 at Regular Session in Arcadia, Florida, this 4th day of October, 2005.

/s/ RICHARD P. FAZZONE
 RICHARD P. FAZZONE
 Councilmember

/s/ SHARON T. GOODMAN
 SHARON T. GOODMAN, Ed.S.
 Councilmember

/s/ PAUL P. WHITLOCK
 PAUL P. WHITLOCK
 Councilmember

/s/ ROOSEVELT JOHNSON
 ROOSEVELT JOHNSON, Ed. D
 Councilmember

/s/ ROBERT W. HEINE
 ROBERT W. HEINE
 Councilmember

ATTEST:

/s/ RACHELLE M. BAUMANN
 RACHELLE M. BAUMANN, CMC
 CITY RECORDER

Mayor Heine was presented with the gavel by outgoing Mayor Whitlock. Mayor Heine thanked the public in attendance.

City Attorney Holloman then administered the "Oath of Office" to Robert W. Heine and Richard P. Fazzone, each who were elected to serve a four (4) year term on the City Council and to Charles Lee who was elected to serve a four (4) year term as City Marshal.

Donna Hoth with DeSoto County addressed Council to discuss the re-designation of DeSoto County's Rural Enterprise Zone. Fazzone moved to adopt Resolution No. 2005-22 to support the re-designation of DeSoto County's Rural Enterprise Zone; seconded by Johnson and carried.

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RESOLUTION 2005-22

A RESOLUTION OF THE CITY OF ARCADIA FLORIDA, CITY COUNCIL SUPPORTING THE RE-DESIGNATION OF DESOTO COUNTY'S RURAL ENTERPRISE ZONE.

WHEREAS, Ordinance 2001-62 was enacted by the DeSoto County Board of County Commissioners providing for the establishment of a Florida Rural Enterprise Zone in portions of DeSoto County, including the City of Arcadia, with an effective date of December 11, 2001 and

WHEREAS, DeSoto County's rural enterprise zone was designated as Florida Rural Enterprise Zone EZ-1401 by the State of Florida with an effective date of December 11, 2001 through December 31, 2005, and

WHEREAS, Chapter 2005-287, Laws of Florida, amending Chapter 290, Florida Statutes, the Florida Enterprise Zone Act, provides procedures for the re-designation of expiring rural enterprise zones, and

WHEREAS, DeSoto County proposes to continue participation in the Florida Enterprise Zone Program past the expiration date of December 31, 2005, until December 31, 2015, and

WHEREAS, the Arcadia City Council believes that the Florida Rural Enterprise Zone Program has been an economic benefit to the residents of the City of Arcadia and DeSoto County, and supports DeSoto County's application for re-designation of Florida Rural Enterprise Zone EZ-1401.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Arcadia, Florida that the Arcadia City Council supports DeSoto County's application to re-designate Florida Enterprise Zone EZ-1401 from January 1, 2006 to December 31, 2015.

APPROVED AND DULY ADOPTED by the City of Arcadia, City Council, Arcadia Florida this 4TH day of October, 2005.

/s/ ROBERT W. HEINE
ROBERT W. HEINE, MAYOR

ATTEST:

/s/ RACHELLE M. BAUMANN
RACHELLE M. BAUMANN
CITY RECORDER

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The Police Activity Report for the month of September 2005 was presented. Marshal Lee reported that 310 City Ordinance violations were cited and issued.

Attorney Holloman addressed the Council to request that Council schedule an attorney-client session in accordance with F.S. 286.011(8) with the City Council for advice on settlement negotiations concerning pending action filed in the State of Florida, Office of Judge of Compensation Claims, District "TPA", entitled Anthony Messina, Claimant, vs. City of Arcadia, Florida, Employer, OJCC No. 98-012748 DYB; 04-006121 MIA. Whitlock moved to schedule an attorney-client session on October 18, 2005 at 5:00 p.m. as requested by City Attorney Holloman; seconded by Fazzone and carried.

Administrator Strube addressed Council regarding a recommendation for funding a 211 system. Administrator Strube noted that the 211 Committee had requested funding from the City if the County would commit to \$10,000.00. He stated that the City and County have a split of about 16% being City vs. 84% for the County and based on this split the City would have already contributed \$1,600.00 in taxes. It was noted that the County's budget is four (4) times the City's budget. Administrator Strube requested that this item be deferred until the next Council meeting. Council Member Goodman stated that she thought that the City was to come up with a recommendation at this meeting and was disappointed that an amount was not proposed. Goodman thought that \$5,000.00 would be acceptable rather than \$2,000.00. Administrator Strube proposed \$2,500.00. Fazzone stated that he would like to see the 211 program happen, however we need to know how much it will cost to implement it. Adrian Cline representing the 211 Committee reported that they currently have about \$21,000.00 and need a total of \$45,000.00 in order to be able to begin the program in February 2006. Goodman stated that the school system almost lost the School Readiness Program as the State looks to the County to match State funds and she feels that Council needs to make a decision to move forward. Goodman then moved that the City of Arcadia contribute \$5,000.00 to the 211 System; seconded by Whitlock and carried.

Administrator Strube addressed Council regarding the Historic Properties Survey noting that this will need to be re-bid as responses were not received in time.

Administrator Strube then addressed Council to discuss the proposed ranking of Professional Engineering Services for the Community Development Block Grant (CDBG) Wastewater Project of \$4.5 million noting that only one (1) bid was received that being from Boyle Engineering. Whitlock moved to authorize Administrator Strube to negotiate with Boyle Engineering to provide Professional Engineering Services for the CDBG Wastewater Project; seconded by Goodman and carried.

Administrator Strube then addressed Council stating that the contract for CDBG Housing Rehabilitation will need to be re-bid as all bids received were excessively higher than the estimate for the scope of work.

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The September 2005 Mobile Home Park report was presented. Fazzone asked if an ad had been placed to advertise spaces in the park and was informed no, this is not yet the season and Administrator Strube feels that word of mouth will get the information out.

The September 2005 report of Arcadia Golf Course receipts and number of play was presented.

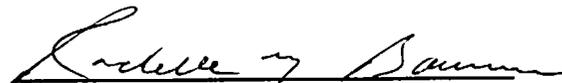
County Commissioner Felton Garner addressed Council regarding the Chamber of Commerce's request to the County for assistance. Mr. Garner requests that a Council Member and Administrator Strube attend a workshop with himself and County Administrator Coffee. Council Member Fazzone will represent the Council.

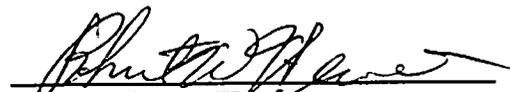
Fazzone requests that the section on the agenda "Council Matters" be moved to after the Public. He than thanked the public for re-electing him to the Council.

Goodman moved that a formal recognition in the form of a plaque be presented to outgoing Mayor Whitlock at the next Council meeting; seconded by Fazzone and carried.

Goodman then inquired where we are in the selection of a new Fire Chief to which Administrator Strube replied that he needs to schedule interviews.

There being no further business the meeting was adjourned.


CITY RECORDER


PRESIDENT