

**CITY OF PALMETTO  
CITY COMMISSION MEETING  
December 15, 2014  
7:00 PM**

Elected Officials Present

Shirley Groover Bryant, Mayor  
Jonathan Davis, Vice Mayor, Commissioner-at-Large 1  
Tamara Cornwell, Commissioner-at-Large 2  
Harold Smith, Commissioner, Ward 1  
Tambra Varnadore, Commissioner, Ward 2  
Brian Williams, Commissioner, Ward 3

Staff Present

Mark Barnebey, City Attorney  
Jeff Burton, CRA Director  
Jim Freeman, City Clerk  
Allen Tusing, Public Works Director  
Rick Wells, Chief of Police  
Debra Woithe, City Planner  
Amber Foley, Assistant City Clerk

Mayor Bryant called the meeting to order at 7:00 p.m., followed by a moment of silence and the Pledge of Allegiance.

All persons intending to address City Commission were duly sworn.

RECOGNITION: Chief Wells recognized and thanked Dave Devoss, Administrator, and Dick Ottoawa, Treasurer, Palmetto Moose Lodge for donating 24 Tommy Moose Toys to the Palmetto Police Department.

RECOGNITION: Mayor Bryant recognized and awarded Commissioner Jonathan Davis for his recent completion of the Advanced Institute for Elected Municipal Officials.

PROCLAMATION: Mayor Bryant presented the Manatee Chamber of Commerce 125<sup>th</sup> Anniversary proclamation to Neil Spirtas, Senior Vice President, Manatee Chamber of Commerce.

1. CITY COMMISSION AGENDA APPROVAL

**Motion: Commissioner Varnadore moved, Commissioner Williams seconded, and the motion carried 5-0 to approve the December 15, 2014 Agenda.**

2. PUBLIC COMMENT

None.

3. CONSENT AGENDA APPROVAL

A. Clerk's Office

1. Minutes: December 1, 2014
2. Hernando DeSoto Seafood Festival Special Function Permit
3. Budget Resolution 2014-30
4. Blalock Walter Legal Bills

B. Public Works

1. GDP Modification Riverside Bed and Breakfast

Commissioner Williams removed item A2 from the Consent Agenda for discussion.

**Motion:** Commissioner Davis moved, Commissioner Williams seconded, and the motion carried 5-0 to approve the December 15, 2014 Consent Agenda with the removal of item 3A2 for discussion.

3A2 Seafood Festival Special Function Permit Discussion:

Commissioner Williams questioned if the kid zone area could be closer to the playground at Sutton Park. Pat Bustle, Chair for the Seafood Festival, stated that the equipment that the vendor is bringing to set up the kid zone area is too large to fit between the bathrooms and the playground.

**Motion:** Commissioner Williams moved, Commissioner Davis seconded, and the motion carried 5-0 to approve item 3A2, Seafood Festival Special Function Permit, with the conditions as recommended by staff.

4. PUBLIC HEARING ORDINANCE 2014-16 MAP AMENDMENT

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA; PROVIDING FOR FINDINGS OF FACT; AMENDING ORDINANCE NO. 2010-01, AS AMENDED, TO APPROVE AN AMENDMENT TO THE FUTURE LAND USE MAP TO CHANGE A +/- 13.6 ACRE PARCEL FROM PUBLIC SERVICE FACILITY (PF) TO PLANNED COMMUNITY (PC), FOR A PARCEL OF LAND GENERALLY LOCATED AT 1 HABEN BOULEVARD, PALMETTO, FLORIDA; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (Manatee County, PID#26045.0005)

Mayor Bryant opened the public hearing for Ordinance 2014-16 and Ordinance 2014-17.

Debra Woithe, City Planner, stated that the applicant, Manatee County, is seeking a Comprehensive Plan map and text amendment which could allow potential hotel management groups to develop on the site with proper zoning. While neither the current designation of Public Service Facility nor the proposed designation of Planned Communities allows lodging, this is one step in that process. Manatee County has applied for a Comprehensive Plan Map Amendment and a Text Amendment which would allow lodging on this site. The Comprehensive Plan Amendment package Palmetto 14-1ESR was submitted and reviewed pursuant to Section 163.3184(3), Florida Statutes. Reviewing agencies were required to respond within 30 days of receipt of the amendment package, with a second public hearing to be held within 180 days of the receipt of the agency comments. Responses were as follows:

- Manatee County School District: No concerns
- Florida Department of Education: No concerns
- Florida Department of Transportation, District One: No adverse impacts
- Tampa Bay Regional Planning Council: No adverse effects
- Florida Department of Environmental Protection: No adverse impacts
- Southwest Florida Water Management District: No comments
- Department of Economic Opportunity: No comment

Staff recommends adoption of both Ordinance 2014-16 and 2014-17.

Mayor Bryant closed the public hearing on Ordinance 2014-16 after hearing no further public comment.

**Motion:** Commissioner Williams moved, Commissioner Varnadore seconded, and the motion carried 5-0 to adopt Ordinance 2014-16.

5. PUBLIC HEARING ORDINANCE 2014-17 TEXT AMENDMENT

AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA; AMENDING THE 2030 PALMETTO COMPREHENSIVE PLAN, ORDINANCE 2010-01, AS AMENDED; ADOPTING AMENDMENTS TO THE FUTURE LAND ELEMENT OF THE CITY OF PALMETTO COMPREHENSIVE PLAN; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Mayor Bryant closed the public hearing on Ordinance 2014-17 after hearing no further public comment.

**Motion: Commissioner Williams moved, Commissioner Davis seconded, and the motion carried 5-0 to adopt Ordinance 2014-17.**

6. PUBLIC HEARING ORDINANCE 2013-21 REGULATION OF THE USE AND LOCATION OF PORTABLE STORAGE CONTAINERS

AN ORDINANCE OF THE CITY COMMISSION FOR THE CITY OF PALMETTO, FLORIDA, AMENDING THE PALMETTO CODE OF ORDINANCES; PROVIDING FOR THE REGULATION OF THE USE AND LOCATION OF PORTABLE STORAGE CONTAINERS; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Bryant opened the public hearing.

Attorney Barnebey requested a continuance of the public hearing to allow time to make the changes as requested at today's Workshop. He would like to bring it forward to the last meeting in January.

**Motion: Commissioner Varnadore moved, Commissioner Williams seconded, and the motion carried 5-0 to continue the public hearing on Ordinance 2013-21 to January 19, 2015 at 7:00 p.m. or as soon thereafter as same can be heard in these Chambers.**

Mr. Freeman announced that the last meeting in January is on the 26<sup>th</sup> not the 19<sup>th</sup>.

**Motion: Commissioner Varnadore moved, Commissioner Williams seconded, and the motion carried 5-0 to reconsider the motion on Ordinance 2013-21.**

**Motion: Commissioner Varnadore moved, Commissioner Williams seconded, and the motion carried 5-0 to continue the public hearing on Ordinance 2013-21 to January 26, 2015 at 7:00 p.m. or as soon thereafter as same can be heard in these Chambers.**

7. ELECTRONIC MESSAGE SIGN STANDARDS

Mrs. Woithe explained that updates to the City's sign ordinance are needed and the development of these sign standards is a step in the right direction until the sign code can be updated. The reason for these standards is to provide guidelines for the use of electronic signs in the City. The following standards are being proposed:

- Only one electronic messaging sign (EMS) shall be permitted on a zoning lot for each street on which the development fronts unless additional electronic messaging signs are approved by City Commission.
- Brightness of the EMS display image shall be automatically adjusted to ambient light conditions at all times of day and night. Brightness shall not exceed 5,000 lumens in the daytime and 1,500 lumens at night.
- The EMS display image shall not change more frequently than once every 16 seconds.
- The EMS display image transition from one image to another shall not flash or scroll.
- The EMS display image shall not be used to play video or render animation; the EMS display image shall be static, non-motion.
- No sound shall be emitted from the EMS.
- The EMS shall be made available for City of Palmetto and the Palmetto Community Redevelopment Agency public messages related to emergencies and special events.

Staff reminded Commission that at the last Workshop, the consensus was to remove "special events" from the Standards.

**Motion:** Commissioner Davis moved, Commissioner Cornwell seconded, and the motion carried 4-1 to approve the Electronic Messaging Sign (EMS) Policy and Standards as recommended by staff with the removal of “special events”. Commissioner Varnadore voted no.

8. NOVEMBER 2014 CHECK REGISTER

9. REGATTA BOAT FESTIVAL 2015 UPDATE

An update was provided during the Workshop meeting.

10. ASR WELL UPDATE

Mr. Tusing stated that the testing has been going well. Due to not enough usage of the reclaimed water, no testing will be performed this week.

11. DEPARTMENT HEADS' COMMENTS

Mr. Tusing—wished everyone a Happy Holiday.

Mr. Burton—will be receiving \$5,000 from Pat Neal for the kiosk at the boat ramp.

The City has been awarded a \$15,000 grant for Estuary Park. The funds will primarily be used on consulting for the plans on redevelopment of the Park.

The boat ramp is coming along; red brick pavers will be arriving this week.

Mr. Freeman—has been working with Manatee County to interconnect the fiber rings; there are minimal costs associated with this. He will keep Commission updated as he provided with more information. The interconnection of fiber rings will gain the City connection with the EOC Building.

Chief Wells—wished everyone a Happy Holiday and thanked everyone for the gifts.

He congratulated Commissioner Williams on his 20 year award presented at the Workshop.

Attorney Barnebey—wished everyone a Happy Holiday and congratulated both Commissioners who were recognized today.

12. MAYOR'S REPORT

Mayor Bryant attended the MPO meeting today. She will be scanning and emailing Commission the highlights of the discussion that took place regarding plans for road improvements and sidewalks in the City of Palmetto.

13. COMMISSIONERS' COMMENTS

Commissioner Smith—wished everyone a Happy Holiday and congratulated Commissioners Williams and Davis for being recognized today.

Commissioner Cornwell—wished everyone a Happy Holiday.

She stated that a group of some of her handicapped students went to lunch at Hungry Howie's in Palmetto and a resident of the City paid for all of their lunches anonymously. She was very proud and thankful for that.

She announced that the fair is coming soon and encouraged everyone to participate and attend.

Commissioner Davis—has enjoyed being on the Commission with everyone this year. He wished everyone a Merry Christmas.

Mayor Bryant announced that Sutton Park is in need of twenty-four more trees to complete the line of trees around the sidewalk. She displayed a form that will be handed out and on the City's website. This form allows for someone to pay \$300 to purchase a tree and a plaque that will be placed under the tree with up to 50 characters total.

Commissioner Varnadore—congratulated both Commissioners and wished everyone a safe and Merry Christmas.

Commissioner Williams—asked Mr. Burton when the Board should expect to see the conceptual plans for the pavilion located at Riverside Park West. Mr. Burton stated that the plan will first go to the CRA Advisory Board in January and then in front of the CRA Board after that.

Mr. Williams questioned how the solid waste RFP process was going. Mayor Bryant stated that it is still in the process and will be in front of Commission with a recommendation shortly.

In regards to Haben Boulevard, Mr. Tusing stated that staff has located the pipe 21 feet down that was leaking. Using a camera they were able to determine that the leak is in the middle of 301. At this time, no immediate repairs need to be made; it will be an expensive and important project to undertake. The crew will start backfilling the hole and patching it up for the holidays. Due to the location of the leak, he and his staff are thinking of creative ways to fix it [the leak is located in the pipe underneath the eastbound, inside turn lane on 301].

Commissioner Williams wished everyone a Happy Holiday and thanked everyone for the gifts. He told the Mayor that he would like to sponsor a tree and will be in contact with Ms. Roberts.

Mayor Bryant adjourned the meeting at 8:03 p.m.

Minutes approved: January 5, 2015

*James R. Freeman*

James R. Freeman  
City Clerk