

**CITY OF PALMETTO
CITY COMMISSION MEETING
October 19, 2015
7:00 PM**

Elected Officials:

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

Staff Present:

Mark Barnebey, City Attorney
Jeff Burton, CRA Director
Jim Freeman, City Clerk
Allen Tusing, Public Works Director
Scott Tyler, Chief of Police
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 the City Commission were duly sworn.

PROCLAMATION: Commissioner Cornwell presented the Red Ribbon Week proclamation to Young Marines Devin Bloome and Lucky Schmidt. Red Ribbon week is October 23rd to the 31st.

The following two recognitions were removed from the Agenda due to a noticing error to the employees for recognition. It will be placed on the November 2nd Commission Agenda.

RECOGNITION: Mayor Bryant will recognize the following City Employees for their recent nomination for Employee of the Fourth Quarter:

Aubrey Drummond	Nixa Haisley
Tonya Wonderly	Joel Carranza
Kurt Stokke	John Pawlikowski
Jammie Jewell	Jimmy Michener
Detective David Burns	Detective Chris Cavazos
Cpl. Chris Metzger	Officer Richard Wilson

Following the recognition, the winner of Employee of the Quarter will be announced.

RECOGNITION: Chief Tyler will recognize Officer Richard Wilson

1. CITY COMMISSION AGENDA APPROVAL

Motion: Commissioner Varnadore moved, Commissioner Davis seconded, and the motion carried 5-0 to approve the October 19, 2015 Agenda.

2. PUBLIC COMMENT

None.

3. CONSENT AGENDA APPROVAL

- A. Clerk's Office
 - 1. Minutes: Commission and Workshop September 28, 2015
 - 2. Surplus Vehicles-City Hall Vehicles
- B. Mayor's Office
 - 1. Code Enforcement Appointment
- C. Police Department
 - 1. Lex's Automotive Contract Renewal

Motion: Commissioner Davis moved, Commissioner Williams seconded, and the motion carried 5-0 to approve the October 19, 2015 Consent Agenda with the removal of item C.1. for discussion.

3.C.1. Lex's Automotive Contract Renewal Discussion:

Commissioner Williams will approve the contract renewal with Lex, but asked Chief to speak with Lex regarding the portion of the contract that states all police vehicles will be securely stored and out of normal view. He drove by a few nights ago and noticed a police vehicle not out of normal view. Chief will discuss with Lex.

Motion: Commissioner Williams moved, Commissioner Cornwell seconded, and the motion carried 5-0 to approve item 3.C.1. Lex's Automotive Contract.

4. PUBLIC HEARING ORDINANCE 2015-07 MISCELLANEOUS OFFENSES

AN ORDINANCE OF THE CITY COMMISSION FOR THE CITY OF PALMETTO, FLORIDA, AMENDING CHAPTER 20, CITY OF PALMETTO CODE OF ORDINANCES; PROVIDING FOR THE REGULATION OF MISCELLANEOUS OFFENSES; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Mayor Bryant opened the public hearing and closed the public hearing after hearing no comments.

Motion: Commissioner Cornwell moved, Commissioner Williams seconded, and the motion carried 5-0 to adopt Ordinance 2015-07.

5. RESOLUTION 2015-31 PARK OPERATING HOURS

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, ESTABLISHING A CITY OF PALMETTO PARK OPERATING HOURS AS PROVIDED FOR IN ORDINANCE 2015-07; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Attorney Barnebey clarified that both Sutton and Lamb Parks will be open from 30 minutes before sunrise to 10:00 p.m. and the change will be made to Exhibit A of the Resolution.

Motion: Commissioner Cornwell moved, Commissioner Williams seconded, and the motion carried 5-0 to adopt Resolution 2015-31 with the changes made to the hours to Exhibit A.

6. SOLID WASTE AGREEMENT WITH WASTE MANAGEMENT, INC. OF FLORIDA

Mr. Tusing explained that the City went to bid for solid waste and Waste Management was chosen to negotiate with. As the negotiation was being made, Manatee County stated they were proposing an increase in landfill disposal fees. The new fees for the landfill are being increased from \$36 per ton to \$40; for a resident this equates to \$.28. Through the negotiations and the increase in landfill fees the residential rate has decreased by \$.074. Mr. Tusing stated that the new contract also included single stream recycling with each resident receiving a 64 gallon blue recycling cart instead of the two bins currently used. Also, because Waste Management will not have to replace all garbage cans, the City will be rebated \$30,000 for the duration of the agreement and all renewals. Replacement garbage cans will be made as needed.

Mr. Tusing discussed two corrections to be made to the Agreement. The first is in Exhibit A, Service Rates, Option 3 tipping fee should be \$3.82 not \$3.54. The second correction is on page 40 section B. Manatee County tipping fee is \$40.00/ton not \$45.00/ton.

In regards to the tipping fee being changed over the life of the Agreement, Mr. Tusing read Section B of page 40 that addresses that. He suggested to remove the other two sentences from the first paragraph leaving the language as "The Solid Waste disposal fee components of the service rates shall be adjusted if and when the tipping fee charged at the Designated Facility or the City's Solid Waste Changes." Commission agreed.

Motion: Commissioner Cornwell moved, Commissioner Davis seconded, and the motion carried 5-0 to approve and authorize the Mayor to execute the contract between the City of Palmetto and Waste Management, Inc. of Florida, with the modifications mentioned above, for solid waste services for a term ending September 30, 2025.

7. 1st Read ORDINANCE 2015-17

AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR AMENDMENTS TO CHAPTER 15 OF THE CODE OF ORDINANCES RELATED TO SOLID WASTE; PROVIDING FOR AMENDED REGULATIONS RELATED TO SOLID WASTE COLLECTION; PROVIDING FOR AN AMENDED FEE SCHEDULE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Motion: Commissioner Varnadore moved, Commissioner Williams seconded, and the motion carried 5-0 to schedule Ordinance 2015-17 for a public hearing on November 2, 2015 at 7:00 p.m. or as soon thereafter as same can be heard in these Chambers and direct staff to advertise for same.

8. RESOLUTION 2015-32 FY 2016-2020 CAPITAL IMPROVEMENT PLAN

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, ADOPTING THE 2016 – 2020 CAPITAL IMPROVEMENT PROGRAM AND ADOPTING THE CAPITAL IMPROVEMENT BUDGET FOR FISCAL YEAR 2015-2016, AND PROVIDING FOR AN EFFECTIVE DATE.

Motion: Commissioner Williams moved, Commissioner Smith seconded, and the motion carried 5-0 to adopt Resolution 2015-32.

9. TRAFFIC UPDATE

Mayor Bryant discussed the Green Bridge turn lane addition at the intersection of 3rd Avenue in Bradenton. The Florida Department of Transportation (FDOT) will not be funding that improvement until 2017-2018.

Mr. Tusing discussed the improvement being made to 17th Street and 14th Avenue, stating that it is being funded by FDOT and will begin once the Agreement is received and approved by Commission.

Mayor Bryant informed Commission that the Blackstone Park 14th Avenue and 23rd Street sidewalk project should begin next year; designs will be made this year with construction in 2016.

10. DEPARTMENT HEADS' COMMENTS

Mr. Burton—will be printing out a packet for each Commissioner with the new CRA Plan and Incentives to be discussed at the next meeting. He announced two dates for a "Town Hall" meeting: November 14th at 9:00 a.m. and November 17th at 5:30 p.m. The notice will be posted at City Hall as well as advertised in the newspaper. Both meetings will occur at City Hall Commission Chambers. He said that the Commissioners are welcome to attend; Attorney Barnebey advised if any Commissioner attends they should only listen, not speak.

Mr. Tusing—thanked Commission for adopting both the solid waste agreement and the FY2016-2020 Capital Improvement Plan.

Chief Tyler—thanked Mr. Tusing and the Public Works Staff that helped clean-up the Police Department parking lot by re-edging it and re-striping.

Attorney Barnebey—informed Commission that Ms. Foley is working on scheduling the Charter Review Committee Organizational Meeting.

11. MAYOR'S REPORT

Mayor Bryant attended the AG Museum Agriculturalist Appreciation Breakfast that was very nice and she met several people from the agricultural community.

She stated that this week she and Commissioner Williams will be graduation from the Florida Redevelopment Association.

Mayor Bryant stated that the Historical Park's Halloween event went over well this year with great attendance, she thanked Commissioner Davis for attending.

12. COMMISSIONERS' COMMENTS

Commissioner Davis—commented on the Historical Park's Halloween Social this past weekend, stating that the attendance was very good with lots of great events going on inside the park.

He questioned where the City was at regarding the bid for the seawall construction. Mr. Freeman stated that the RFP/Invitation to Bid (ITB) is with purchasing for final review and he is hopeful it will be out this week.

Commissioner Varnadore—wished everyone a safe and Happy Halloween.

Commissioner Williams—asked Mr. Tusing what the latest is on the survey on the 24th Avenue right of way. Mr. Tusing stated that he is moving forward with it.

Commissioner Cornwell—congratulated Mayor Bryant and Commissioner Williams on graduating this year at the Florida Redevelopment Association.

Mayor Bryant adjourned the meeting at 7:45 p.m.

Minutes approved: November 2, 2015

James R. Freeman

James R. Freeman
City Clerk