

**CITY OF PALMETTO
CITY COMMISSION MEETING
April 18, 2016
7:00 PM**

Elected Officials Present:

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

Elected Officials Absent:

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 Donate Life proclamation to Rita Smith, LifeLink Volunteer.

RECOGNITION: Mayor Bryant recognized the following City Employees for their recent nomination for Employee of the Second Quarter during today's Workshop meeting. Deanna Roberts was awarded the Employee of the Second Quarter.

Jessica Becerril	Amber Foley
Deanna Roberts	Penny Johnston
Kathy Riley	Jeff Scott
Scott VanDerMolen	Matt Bloome
Ken Green	Bobby Simpson
Ramon Guerrero	Rudy Guerrero
Lupe Cantu	Captain Stinson
Oscar Kieffer	Det. Rogers
Lola Foy	Ofc. Evans

1. CITY COMMISSION AGENDA APPROVAL

Motion: Commissioner Cornwell moved, Commissioner Davis seconded, and the motion carried 4-0 to approve the April 18, 2016 Agenda.

2. PUBLIC COMMENT

None.

3. CONSENT AGENDA APPROVAL

A. City Clerk's Office

1. Cinco De Mayo Special Function Permit

2. Surplus Property Lots 29-32
 3. Surplus Property Lot 33
 4. Surplus Property Lot 34
 5. Blalock Walters Legal Bill
- B. Public Works
1. Proposed Traffic Regulation
 2. Resolution 2016-11 FDOT Agreement
- C. Police Department
1. Interlocal Agreement for 911 Emergency System

Commissioner Cornwell requested the removal of items 3.B.1 and 3.C.1.; Commissioner Williams requested the removal of items 3.A.3. and 3.B.2. for discussion.

Motion: Commissioner Cornwell moved, Commissioner Williams seconded, and the motion carried 4-0 to approve the April 18, 2016 Consent Agenda with the removal of the above stated items.

3.A.3. Surplus Property Lot 33 Discussion:

It was clarified that there are no computers for surplus on this Lot, the word “computers” at the top of the document is a typo.

3.B.1. Proposed Traffic Regulation Discussion:

Mr. Tusing stated that this proposed traffic regulation is being brought forward for approval at the request of several residents in Tropic Isles Mobile Home Park. This will be an all-way stop at the intersection of 13th Street West, 31st Avenue West, and 12th Street West.

3.B.2. Resolution 2016-11 Florida Department of Transportation (FDOT) Agreement:

Mr. Tusing displayed a map for the area along 14th Avenue West and 17th Street West where the improvements are to take place. FDOT is going to be working to align the intersection along 14th Avenue West. A crosswalk will also be installed across the east side of 14th Avenue and a sidewalk along the radius to the south side of 17th Street.

3.C.1. Interlocal Agreement for 911 Emergency System:

Chief Tyler clarified that this is an agreement prepared by the County to outline which jurisdiction will be responsible for what for the Emergency System.

Motion: Commissioner Williams moved, Commissioner Cornwell seconded, and the motion carried 4-0 to approve items 3.A.3., 3.B.1., 3.B.2. and 3.C.1. of the Consent Agenda.

4. CONCEPTUAL APPROVAL FOR THE RIVERWALK REGATTA 2017

Mike Fetchko, ISM USA, LLC, requested a conceptual approval for the 3rd Annual Riverwalk Regatta to be held on February 4, 2017.

Motion: Commissioner Davis moved, Commissioner Williams seconded, and the motion carried 4-0 to conceptually approve the 3rd Annual Riverwalk Regatta for February 4, 2017.

5. 2ND PUBLIC HEARING COMMUNITY DEVELOPMENT BLOCK GRANT

Corbett Alday, Guardian Community Resource Management, gave a brief presentation to Commission regarding the application for the CDBG. He explained that this public hearing is to allow for public comment regarding funding for neighborhood revitalization. He reminded Commission that the Citizens Advisory Task Force met on March 4th and decided on the funding for neighborhood revitalization. The scope of work will be to provide water main and fire hydrant replacement for low to moderate income households along the following areas: 10th Avenue West through 13th Avenue West, 10th Street West

through 17th Street West, Drift Lane, Elm Lane, Fair Lane, Arch Lane, Beach Lane, and Cedar Lane to include driveway and sidewalk repairs. CDBG funds will also be used for street paving in these areas.

Mayor Bryant opened the public hearing. Mayor Bryant closed the public hearing after hearing no public comment.

Motion: **Commissioner Williams moved, Commissioner Smith seconded, and the motion carried 4-0 to accept the Citizens Advisory Task Force recommendation regarding the Neighborhood Revitalization as presented and accept grant funds if awarded.**

5.A. RESOLUTION 2016-12 CDBG APPLICATION

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AUTHORIZING THE MAYOR, OR THE CITY CLERK IN THE MAYOR'S ABSENCE, TO MAKE APPLICATION TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY FOR APPROVAL OF THE CITY OF PALMETTO COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND AUTHORIZE LOCAL REVENUES AS CDBG LEVERAGE, PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

Motion: **Commissioner Cornwell moved, Commissioner Davis seconded, and the motion carried 4-0 to adopt Resolution 2016-12.**

6. PUBLIC HEARING ORDINANCE 2016-04 CHARTER AMENDMENT

AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, AUTHORIZING SUBMISSION OF AMENDMENTS TO THE CITY CHARTER TO THE VOTERS AT THE NOVEMBER, 2016 GENERAL ELECTION PROVIDING FOR AMENDMENT TO SECTIONS RELATING TO COMMISSIONER QUALIFICATIONS AND OFFICE HOLDING, TO THE VICE MAYOR, COMMISSIONER VACANCIES AND REPLACEMENT, TO CHARTER REVIEW; CLARIFYING THE EFFECTIVE DATE OF ANY AMENDMENTS TO THE CHARTER; PROVIDING FOR APPROVAL OF A BALLOT QUESTION; PROVIDING FOR APPROVAL OF BALLOT QUESTION TITLE; PROVIDING FOR PUBLICATION; PROVIDING FOR COORDINATION WITH SUPERVISOR OF ELECTIONS; PROVIDING FOR ELECTION DATE; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Bryant reopened the public hearing from April 4, 2016.

Mayor Bryant closed the public hearing after hearing no public comment.

Motion: **Commissioner Davis moved, Commissioner Williams seconded, and the motion carried 3-1 to adopt Ordinance 2016-04. Commissioner Cornwell voted no.**

7. PUBLIC HEARING ORDINANCE 2016-08 MORATORIUM DOWNTOWN ZONING

AN EMERGENCY ORDINANCE OF THE CITY COMMISSION FOR THE CITY OF PALMETTO, FLORIDA, DECLARING A MORATORIUM AS TO THE FILING AND/OR APPLICATION FOR THE ESTABLISHMENT OF BUSINESSES KNOWN AS SERVICE STATION, AUTOMOTIVE REPAIR-MINOR AND AUTOMOTIVE REPAIR-MAJOR WITHIN AN AREA BOUNDED BY THE CSX RAILROAD TO THE EAST, THE MANATEE RIVER TO THE SOUTH AND BY PROPERTIES BORDERING ON BOTH SIDES OF 11TH AVENUE WEST TO THE WEST AND ON BOTH SIDES OF 10TH STREET WEST TO THE NORTH; PROVIDING SUSPENSION OF ANY SUCH ZONING, PERMITTING AND LICENSING; PROVIDING THAT SAID MORATORIUM SHALL BE IN EFFECT UNTIL APRIL 30, 2017, UNLESS TERMINATED BY THE CITY COMMISSION AT AN EARLIER DATE; PROVIDING FOR LEGISLATIVE FINDINGS, INTENT AND PURPOSE; PROVIDING FOR DEFINITIONS; PROVIDING FOR BOUNDARIES SUBJECT TO THE MORATORIUM; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

Attorney Barnebey explained that this temporary moratorium is for service stations and automotive repair uses, specifically in the downtown area, as they have the potential for aesthetic and operational impacts on the City and nearby properties. This temporary moratorium will allow time for staff to consider and, if appropriate, adopt revisions to the zoning code to better regulate such businesses downtown as well as elsewhere in the City.

Debra Woithe, City Planner, displayed a map that shows the proposed areas for the moratorium (in blue) as well as the downtown core districts (in orange). She stated that this moratorium will not have any impact to continue existing operations at service stations or automotive repair establishments within the area affected by the moratorium, even if there is a transfer of business or property to another entity.

Mr. Barnebey noted that the public hearing was noticed in the newspaper for April 25, 2016 at 5:30 p.m. and thus this public hearing should be continued until that day after being opened for any public comment that cannot be held until that date.

Mayor Bryant opened the public hearing.

The following people spoke in opposition to Ordinance 2016-08:

- Betsy Keener Voliva
- James Terry
- Raymond Varnadore
- Allen Matthews
- Lucy White

Commissioner Williams opined this Ordinance is not an emergency and did not see the need to schedule it for a special meeting on April 25th.

Motion: **Commissioner Davis moved, Commissioner Cornwell seconded, and the motion carried 3-1 to continue the public hearing on Ordinance 2016-08 to April 25, 2016 at 5:30 p.m. or as soon thereafter as same can be heard in Chambers. Commissioner Williams voted no.**

8. MARCH CHECK REGISTER (*Informational Only*)

9. TRAFFIC UPDATE

Nothing to report at this time.

10. DEPARTMENT HEADS' COMMENTS

Mr. Freeman—displayed the wood carved City Seal that will be hung in chambers after the new wall fabric is installed.

Chief Tyler—the Department had their mock assessment last week with no real issues or compliance problems. The onsite re-accreditation is scheduled July 26th through the 28th.

Mr. Freeman—updated Commission on the salary study that was budgeted this year. Employees have completed their surveys and submitted to the company for their analysis. The City will be comparing salaries as well as insurance and pension.

Attorney Barnebey—Manatee County is updating their noise ordinance. He recently met with the Manatee County Sheriff's office and it was asked if the City of Palmetto would like to enforce the County's ordinance or have our own. The concerns expressed by the State Attorney's Office is that if the City chooses to keep their own ordinance, they would ask that the City adopt standards for decibels and the use of decibel meters would be needed. Chief stated that the Police Department currently has decibel meters so the cost would be minimal (for training and upgrades, if necessary). Attorney Barnebey will be preparing more information to bring to Commission regarding this issue.

In regards to entertainment during special events held on City property either with or without an approved Permit by the Commission, Attorney Barnebey stated that the City cannot limit based on what the entertainment has done in the past or is doing, only base any restrictions on entertainment based on what they are currently doing or not doing on the City property during that specific event.

11. MAYOR'S REPORT

Mayor Bryant read an email from Bob Griendling regarding the recent St. Pete Bicycle Club Spring Classic. He thanked the City for their continued support in allowing their event to be in Palmetto.

Mayor Bryant stated that the presenters of the Central Manatee Corridor Analysis at the Council of Governments meeting reached out to the City of Palmetto, specifically Mr. Burton, and asked for help with having a survey for pedestrians and transit users, as they may not have had the opportunity to participate in the survey the first round.

She announced the Manatee County Area Transit (MCAT) is planning on making improvements to their transfer station here in Palmetto and would like community input for that as well. There will be meetings here, held by MCAT, to facilitate public input.

12. COMMISSIONERS' COMMENTS

Commissioner Cornwell—questioned if the City needed to have specific guidelines for painting of building in the City of Palmetto. She requested a workshop regarding this discussion. Mr. Tusing clarified that the owner of the building on 8th Avenue is going to be repainting his building.

In regards to Ordinance 2016-08, Moratorium, she requested that staff meeting with the business owners who attended this evening to answer/address questions and concerns before the meeting on the 25th.

Commissioner Williams—questioned if there have been any more complaints regarding parking along the street of 13th and 14th Street West (in front of Mary Lancaster's house). Mr. Tusing stated that there have not been any complaints he has heard about; Code Enforcement recently went and met with the property owner and business owner.

He questioned what was being done for traffic blocking intersections, specifically the intersections along 8th Avenue. Chief Tyler stated that his officers having been giving out warnings and tickets.

Mayor Bryant adjourned the meeting at 8:50 p.m.

Minutes approved: May 16, 2016

James R. Freeman

James R. Freeman
City Clerk