

**CITY OF PALMETTO
CITY COMMISSION MEETING
April 16, 2018
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
Jim Freeman, City Clerk
Allen Tusing, Director of Public Works
Scott Tyler, Chief of Police
Amber LaRowe, 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 Davis presented the Small Business Week Proclamation to Michael Gallen and Jacki Dezelski, Manatee Chamber of Commerce.

PROCLAMATION: Commissioner Varnadore presented the National Day of Prayer Proclamation to Jim Corbett, Palmetto Build. He invited everyone to come to the National Day of Prayer Event at Sutton Park on May 3rd at 9:00 a.m.

PROCLAMATION: Commissioner Cornwell read the National Women's Lung Health Week Proclamation.

RECOGNITION: Mayor Bryant recognized the following City Employees for their recent nomination of the Employee of the 2nd Quarter:

Penny Johnston
Scott Vander Molen
Ryan Johnson
Kristin Hutton

Rick Pittman
Olga Wilson
Frankie Romo
Det. Richard Wilson

Mayor Bryant recognized Scott Vander Molen, Public Works, as Employee of the 2nd Quarter.

1. CITY COMMISSION AGENDA APPROVAL

Motion: Commissioner Davis moved, Commissioner Williams seconded, and the motion carried 5-0 to approve the April 16, 2018 Commission Agenda.

2. PUBLIC COMMENT

Shane Henry discussed his event, the Skyway Half Marathon. This is an event he previously applied for with the City and was approved for January 2018; however, Manatee County did not approve the event so it was cancelled. Manatee County has since approved another marathon event over the Skyway Bridge, but Mr. Henry has not had success with the County for his proposed event. With that being said, Mr. Henry would like to discuss his event with the City for 2019 and ask that the City take the “lead” by signing the road closures necessary for the Florida Department of Transportation. Mayor asked that Mr. Henry forward a copy of his presentation to the Clerk and that it be distributed to the Commission. After Commission and Mayor review the presentation, it may be added to a future agenda for discussion and consideration.

3. CONSENT AGENDA APPROVAL

A. City Clerk’s Office

1. Minutes: 2/26/2018, 3/5/2018, 3/19/2018, 4/2/2018
2. Special Function Permits
 - a. TriCounty Jeep Social 5/5/2018
 - b. Alvarez Cinco De Mayo 5/5/2018
3. Resolution 2018-11 Capitalization Policy
4. 2018 OPEB Evaluation

Commissioner Cornwell asked for the Special Function Permits to be removed for discussion.

Motion: Commissioner Cornwell moved, Commissioner Varnadore seconded, and the motion carried 5-0 to approve the April 16, 2018 Consent Agenda with the removal of the two Special Function Permits for discussion.

3.A.2.a. and b. TriCounty Jeep Social and Alvarez Cinco De Mayo Discussion:

It was clarified that these events are on the same day; however, on opposite ends of 8th Avenue West. Alvarez’s event is on their restaurant property, while the Jeep event is at Riverside Park West. The Jeep event ends by 8:00 p.m., to last 4 hours, Cinco De Mayo begins around 6:00 p.m. to conclude around 11:00 p.m. The Jeep event does not require any staff or police officer presence

and Alvarez requires 3 officers at their event. Commissioner Williams requested that the police officers that work the event be staggered so that at least one officer remains after the event ends at 11:00 p.m.

Motion: Commissioner Cornwell moved, Commissioner Williams seconded, and the motion carried 5-0 to approve both the TriCounty Jeep Social and the Alvarez Cinco De Mayo Special Function Permit.

5. 1ST READ ORDINANCE 2018-03 FENCE

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, SUBSTANTIALLY AMENDING AND REPLACING CHAPTER 7, ARTICLE II, SECTIONS 7-181 THROUGH 7-188 OF THE PALMETTO CITY CODE OF ORDINANCES REGULATING FENCES; PROVIDING REGULATIONS FOR FENCES IN RESIDENTIAL AND COMMERCIAL DISTRICTS; PROVIDING FOR EXISTING NON-CONFORMING FENCES; PROVIDING FOR MEASUREMENT OF FENCE HEIGHT; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Motion: Commissioner Cornwell moved, Commissioner Williams seconded, and the motion carried 5-0 to schedule Ordinance 2018-03 for a public hearing on May 7, 2018 and May 21, 2018 at 7:00 p.m. or as soon thereafter in these Chambers.

6. 1ST READ ORDINANCE 2018-04 JUNKED, WRECKED, ABANDONED VEHICLES

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AMENDING AND SUBSTANTIALLY REWRITING CHAPTER 18, ARTICLE I, SECTIONS 18-1 THROUGH 18-6 REGULATING JUNKED, WRECKED AND/OR ABANDONED VEHICLES; PROVIDING FOR PURPOSE AND DEFINITIONS; PROHIBITING STORAGE ON PRIVATE OR PUBLIC PROPERTY; PROVIDING FOR EVIDENCE AND CRITERIA TO DETERMINE AN ABANDONED OR DERELICT VEHICLE; PROVIDING FOR ENFORCEMENT PROCEDURES AND FOR RESPONSIBILITY FOR VEHICLE OWNERSHIP; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Motion: Commissioner Cornwell moved, Commissioner Williams seconded, and the motion carried 5-0 to schedule Ordinance 2018-04 for a public hearing on May 7, 2018 at 7:00 p.m. or as soon thereafter as same can be heard in these Chambers.

7. 1ST READ ORDINANCE 2018-06 639 8th AVE WEST VACATION

AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, VACATING TWO SECTIONS OF AN ALLEY, ONE SECTION IS APPROXIMATELY 207 FEET IN LENGTH AND 12 FEET

WIDE, THE OTHER APPROXIMATELY 55 FEET IN LENGTH AND 6 FEET WIDE; BOTH LYING SOUTH OF 7TH STREET WEST, WEST OF 8TH AVENUE WEST. SAID PARCEL IS LOCATED BETWEEN 639 8TH AVENUE WEST, 811 7TH STREET WEST, 815 7TH STREET WEST, 625 8TH AVENUE WEST, 810 PARKWAY DRIVE, 814 PARKWAY DRIVE, AND 818 PARKWAY DRIVE, PID#'S 2740500000, 2740700055, 2740700105, 2741300004, 2741200006, 2741100057, 2741100008, AND AS MORE PARTICULARLY DESCRIBED IN THIS ORDINANCE; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Motion: Commissioner Williams moved, Commissioner Davis seconded, and the motion carried 5-0 to schedule Ordinance 2018-06 for a public hearing on May 7, 2018 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. 1ST READ ORDINANCE 2018-11 LIVESTOCK AND FOWL

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AMENDING CHAPTER 6, ARTICLE I, SECTION 6-1 OF THE PALMETTO CODE OF ORDINANCES, BIRD SANCTUARY, TO PROHIBIT THE HARBORING OR KEEPING OF CHICKENS EXCEPT IN CONFORMANCE WITH CITY REGULATIONS, AMENDING CHAPTER 6, ARTICLE II, SECTION 6-31 OF THE PALMETTO CITY CODE OF ORDINANCES, TO REGULATE CHICKEN-KEEPING WITHIN CITY LIMITS; PROVIDING DEFINITIONS; PROHIBITING ROOSTERS, FOWL, OR POULTRY OTHER THAN CHICKENS; PROVIDING GENERAL REQUIREMENTS FOR ENCLOSURES, LOCATION, AND MAINTENANCE; PROVIDING FOR EXCEPTIONS; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Motion: Commissioner Varnadore moved, Commissioner Williams seconded, and the motion carried 5-0 to schedule Ordinance 2018-11 for a public hearing on May 7, 2018 and May 21, 2018 at 7:00 p.m. or as soon thereafter as same can be heard in these Chambers and direct staff to advertise for same.

9. PUBLIC HEARING ORDINANCE 2018-05 904 11TH AVE WEST VACATION

AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, VACATING A RIGHT-OF-WAY APPROXIMATELY 114 FEET IN LENGTH AND 20 FEET WIDE, LYING EAST OF 11TH AVENUE WEST, NORTH OF 9TH STREET WEST. SAID PARCEL IS LOCATED GENERALLY AT 904 11TH AVENUE WEST, PID#2693600005, AND AS MORE PARTICULARLY DESCRIBED IN THIS ORDINANCE; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Mayor Bryant opened the public hearing.

Attorney Barnebey made the following change to Section 4 of the Ordinance which will now read as follows:

“This Ordinance shall take effect upon the later of the granting of a drainage, parking, and access easement, in a form acceptable to the City Attorney, to the City, over the western 10 feet of the area vacated; and execution by the Mayor or, if disapproval occurs, upon reconsideration by the City Commission and passage of the Ordinance by at least four votes.”

Jeff Lawson, property owner, discussed why the vacation is necessary for the redevelopment of the property.

Garry Roberts, architect for the project, reiterated the need for the vacation of 10 feet with the western 10 feet being granted back to the City.

Brian Sellars, representing Leo Mills Surveying, stated that the survey has been completed and will be providing the Attorney with the survey regarding the western 10 foot piece of property that belongs to the City.

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

Motion: Commissioner Davis moved, Commissioner Williams seconded, and the motion carried 5-0 to adopt Ordinance 2018-05 with the change to Section 4 as mentioned by Attorney Barnebey.

10. MARCH CHECK REGISTER (Informational Only)

11. TRAFFIC UPDATE

Mayor Bryant informed the Commission that there will be a presentation at the Metropolitan Planning Organization in June regarding traffic, she will provide information to the Commission as she receives it.

12. NOISE

Nothing new to report.

13. PALMETTO POOL UPDATE

Mayor Bryant stated that Mr. Burton has been involved in the meetings with the County.

14. DEPARTMENT HEADS' COMMENTS

Attorney Barnebey—will be bringing forth proposals of Special Magistrates for Code Enforcement at the next meeting.

15. MAYOR'S REPORT

Mayor Bryant informed Commission that she will be attending a roast of Sheriff Well on Thursday April 19th at the Manatee County Fairgrounds. The proceeds will benefit the Early Learning Coalition. If anyone would like to attend, please see the Mayor for tickets.

16. COMMISSIONERS' COMMENTS

Commissioner Davis-attended the April 5th Sexual Assault Awareness rally that was at Centerstone and it was a nice event. He brought back their itinerary for the Commission to review. It will be emailed to the Commission.

He also attended the Tampa Bay Regional Planning Council meeting. He brought back some information regarding their upcoming Redevelopment Economic Opportunity at the Civic Center on April 26th from 5:30 p.m. to 7:30 p.m. The information will be emailed to the Commission.

Mayor Bryant adjourned the meeting at 8:05 p.m.

Minutes approved: May 7, 2018

James R. Freeman

James R. Freeman
City Clerk