

**CITY OF PALMETTO
CITY COMMISSION MEETING
AND SPECIAL CRA BOARD MEETING**

**June 18, 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
Jeff Burton, CRA Director
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.

1. CITY COMMISSION AGENDA APPROVAL

Motion: Commissioner Davis moved, Commissioner Varnadore seconded, and the motion carried 5-0 to approve the June 18, 2018 Commission Agenda.

2. PUBLIC COMMENT

Ray Wolfe, resident of the City, made several comments on the minutes as posted to the City's Website, would like the City to consider video recording their minutes. He also opined that the City needs to look further into a TIF incentive rebate and why it may not be a good idea for the proposed hotel on the Pinzon Parcel.

3. CONSENT AGENDA APPROVAL

A. City Clerk's Office

1. Minutes: 6/4/2018
2. Blalock Walters Legal Invoice
3. Special Magistrate Agreement with Attorney Lisch

4. Bridging the Gap Special Function Permit 7/12/2018
5. Resolution 2018-18 Infrastructure Sales Tax

B. Police Department

1. Surplus of Department Issued Sidearm

Motion: Commissioner Davis moved, Commissioner Williams seconded, and the motion carried 5-0 to approve the June 18, 2018 Consent Agenda with the removal of item 3.A.3. and 3.B.1. for discussion.

3.A.3. Special Magistrate Agreement with Attorney Lisch Discussion:

Commissioner Williams identified a typo on page 2, Section 5 of the Agreement that indicates a cost exceeding “On Hundred” it should say “One Hundred”. Also, he questioned the not to exceed amount of Twenty Five Thousand Dollars; does it have a time limit? Attorney Barnebey stated it is for the term of the agreement, which is two years.

Motion: Commissioner Williams moved, Commissioner Davis seconded, and the motion carried 5-0 to approve item 3.A.3.

3.B.1. Surplus of Department Issued Sidearm Discussion:

Chief Tyler stated that this is not an uncommon request nor is it an uncommon choice that police departments give to an officer in good standing that is departing from service.

Motion: Commissioner Cornwell moved, Commissioner Davis seconded, and the motion carried 5-0 to approve item 3.B.1.

Commissioner Williams questioned if a ten percent contingency needs to be considered for the Hydrant Park playground equipment. Staff reminded Commission that Resolution 2018-18 established the Budget Amendment for the funding of the Hydrant Park Playground. If this needs to be changed, then a motion needs to be made to reconsider the Resolution.

Motion: Commissioner Williams moved, Commissioner Cornwell seconded the motion to reconsider item 3.A.5.

After further discussion, both Commissioner Williams and Commissioner Cornwell withdrew the motion. The contingency amount can be brought forward in a new resolution at the July Commission meeting.

4. FIRST READING ORDINANCE 2018-14 ANNEXATION

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, ANNEXING A .2984 ACRE PARCEL OF UNINCORPORATED MANATEE COUNTY, FLORIDA INTO THE CITY OF PALMETTO WHICH PARCEL IS LOCATED ON THE SOUTH SIDE OF POMPANO LANE IN THE GULF & BAY ESTATES SUBDIVISION, AT 4315 POMPANO LANE, AND WHICH IS REASONABLY COMPACT AND IS LOCATED IN AN ENCLAVE CONTIGUOUS TO THE CITY OF PALMETTO; REDEFINING THE BOUNDARY LINES OF THE CITY OF PALMETTO, FLORIDA TO

INCLUDE SAID PARCEL; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE. (LASSEN).

Karla Owens, Development Services Director, informed Commission that this property is the second lot east of Tarpon Road on Pompano Lane in the Gulf & Bay Estates Subdivision. This Subdivision immediately abuts the Amberwynd Subdivision to the east and to the Heritage Bay Subdivision to the south, which is in the City of Palmetto limits. The property, however, is currently located in the unincorporated area of Manatee County. Dr. Lassen, the applicant, is currently constructing his house on the lot and desires to have both central water and central sewer at his new house. All properties in this area are used for single family residential use.

Motion: Commissioner Varnadore moved, Commissioner Williams seconded, and the motion carried 5-0 to approve the first reading of Ordinance 2018-14.

5. FIRST READING ORDINANCE 2018-15 MAP AMENDMENT

AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA APPROVING A SMALL SCALE FUTURE LAND USE MAP AMENDMENT TO THE CITY'S COMPREHENSIVE PLAN; CHANGING THE FUTURE LAND USE MAP DESIGNATION FOR THE TERRITORY HEREINAFTER DESCRIBED FROM COUNTY FUTURE LAND USE MAP DESIGNATION RES-3 (Residential 3 du/a), TO CITY FUTURE LAND USE MAP DESIGNATION RES-4 (Residential 4 du/acre), CONSISTENT WITH THE GOALS, OBJECTIVES, AND POLICIES OF THE ADOPTED COMPREHENSIVE PLAN, AS REQUIRED BY SECTION 163.3187, FLORIDA STATUTES; PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE. (LASSEN PROPERTY)

Mrs. Owens explained that the lots at the Gulf & Bay Estates Subdivision are currently zoned RSF-3 with a maximum density at 3 dwelling units per acre. Staff is recommending a future land use map amended to City RES-4 with a density cap of 3 dwelling units per acre to remain consistent with the surrounding properties. Also, staff is recommending that the future land use map amendment be conditioned on: approval of Ordinance 2018-14 annexing the property, as well as any use of the subject property shall not exceed a density of 3 dwelling units per acre, and any construction must comply with all of the dimensional regulations of the RSF-3 zoning district.

Motion: Commissioner Cornwell moved, Commissioner Varnadore seconded, and the motion carried 5-0 to approve the first reading of Ordinance 2018-15.

6. FIRST READING ORDINANCE 2018-16 REZONE

AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA REZONING APPROXIMATELY .2984 ACRE OF PROPERTY GENERALLY LOCATED AT 4315 POMPANO LANE, PALMETTO, FLORIDA, FROM COUNTY ZONING RSF-3, SINGLE FAMILY RESIDENTIAL, TO CITY ZONING RS-2, SINGLE FAMILY RESIDENTIAL, AND AS MORE PARTICULARLY DESCRIBED IN THIS ORDINANCE; PROVIDING FOR SEVERABILITY, AND AN EFFECTIVE DATE. (LASSEN PROPERTY)

Motion: **Commissioner Cornwell moved, Commissioner Williams seconded, and the motion carried 5-0 to approve the first reading of Ordinance 2018-16.**

7. MAY CHECK REGISTER (INFORMATIONAL ONLY)

Mayor Bryant recessed the City Commission meeting at 7:28 p.m. to open the June 18, 2018 Special CRA Board meeting.

Mayor Bryant reconvened the City Commission meeting at 8:30 p.m.

8. TRAFFIC UPDATE

Mayor Bryant discussed her attendance at the Metropolitan Planning Organization (MPO) meeting today. The potential flyover option and the impact on the community were discussed. A representative from both Riviera Dunes and the NAACP were present. It was mentioned that perhaps there was not enough information distributed by the City regarding this option. Mayor Bryant reiterated that information has been on the City of Palmetto's website as well as the survey's regarding traffic as prepared by the Florida Department of Transportation (FDOT) were discussed, handed out, and received back by the City at the City of Palmetto's Fair Booth this past January. She indicated a meeting at the Palmetto Youth Center may be helpful and asked that Commissioner Smith help to facilitate that.

Another topic discussed at the MPO meeting today was regarding the Manatee County Area Transit (MCAT) mobile ticketing option to purchase bus tickets on your phone and view the location of your bus in real time on the phone application. There is also a summer youth bus pass program for \$25. In the near future, MCAT will be working on the City of Palmetto bus transfer station.

Mayor Bryant attended the Public Transportation Task Force Meeting whereby a discussion was had regarding sidewalks. It was mentioned that communities need to pay better attention to parking on the sidewalks as this prohibits pedestrians from walking on them as necessary. She indicated it was discussed that municipalities need to plan for more parking options as planning goes on to ensure there is adequate parking and, therefore, eliminating the excessive parking on sidewalks.

Speaking of sidewalks, Mayor Bryant stated that the work on the sidewalks for 23rd Street has begun. She asked that the 23rd Street intersection be included in the MPO safety study along with crosswalks on 8th Avenue West.

9. PALMETTO POOL UPDATE

Mr. Burton informed Commission that the ranking on the vendors who submitted proposals for the pool was completed about a month ago. Manatee County staff should be bringing their

rankings forward to the County Commission and, once approved, negotiations will occur. This information will be brought forward to the CRA Board for discussions.

Mayor Bryant informed the Commission that the County may be asking for the City to contribute to the interest that may be charged on the funding towards the pool. She reminded everyone that the City is already contributing \$850,000 plus four acres of land where the pool is to be located at Lincoln Park.

Commissioner Smith questioned why the City was contributing \$850,000 to the pool; he stated that his motion was to contribute \$750,000. Mrs. LaRowe researched the minutes from April 24, 2017 where Commissioner Smith made the motion as stated below:

Mr. Smith amended the motion on the floor. Mr. Smith moved to have the Palmetto CRA contribute \$850,000 over 15 years to combine with Manatee County to develop an Olympic size competition pool at Lincoln Park with accessories thereafter and to transfer of approximately four (4) acres to the County from the City property (where the proposed pool is to be built), and to include diving. Mr. Davis agreed with the amended motion.

Commissioner Smith stated that the record is incorrect, he did not move for \$850,000. Mrs. LaRowe was tasked with completing verbatim minutes of the April 24, 2017 CRA Board discussion surrounding the pool.

10. DEPARTMENT HEADS' COMMENTS

Mr. Tusing—he informed the Commission that he will be attending a pre-construction meeting on July 10th in regards to the lane extension on the south side of the Green Bridge into the City of Bradenton. After the meeting, Mr. Tusing will report back to the Commission. Most of the work should be completed at night.

He discussed the “flyover” concept that FDOT has been considering, along with other options, for the DeSoto Bridge. He reminded Commission that this is not a definite project that will occur, it is just one of a few ideas that have been mentioned.

Mayor Bryant encouraged the Commission to watch today’s MPO meeting.

11. MAYOR’S REPORT

Mayor Bryant informed the Commission that she is still unsure of whether the City of Palmetto can sign off on the FDOT bridge closure for the Sunshine Skyway as requested by Shane Henry for his Sunshine Skyways Marathon in 2019.

Commissioner Varnadore would like a report on what staff has determined while meeting with the applicant and each other.

Shane Henry, applicant for the event, stated that he has letters of approval from the Florida Department of Environmental Protection (DEP), Florida Highway Patrol, and the Toll Commission for reimbursement of lost revenue at the toll booths and the fishing pier.

Mr. Henry was asked why the County did not approve his event for 2018. He explained that he never got it on the agenda for the County Commission to discuss. Mr. Henry was encouraged to attend a County Commission meeting and speak for his public comment as he has done at the City of Palmetto. Commissioner Smith asked Mr. Henry to meet with him so that Commissioner Smith can help Mr. Henry understand why the County appears to be against his event. Attorney Barnebey was also asked to find out, from the County, why Mr. Henry's event never made it through staff level. Attorney Barnebey was also asked to inform the City Commission what the City of Palmetto can do and cannot do as far as this event is concerned.

The Commission asked for information from staff on which agency(s) sign on the FDOT bridge and road closure permit.

Mrs. LaRowe—informed the Commission that the Supervisor of Elections has asked if the City can put the vote by mail flyers (as placed at their seat this afternoon) into the utility bills. They will be paying for the cost to mail these out.

Motion: Commissioner Cornwell moved, Commissioner Smith seconded, and the motion carried 5-0 to approve the Supervisor of Elections vote by mail flyer.

Mrs. LaRowe explained that staff will be moving forward with the utility rate impact fee study for water, sewer, reuse, and stormwater as budgeted. The vendor that will be used will be Stantec who acquired Burton and Associates (the vendor who completed the last utility rate impact fee study). Mr. Freeman would like to do a study on impact fees; however, that will require a budget amendment. It has been ten years since the City implemented the impact fees and we have not revisited the fee structure. Attorney Barnebey agreed with Mr. Freeman's thought on an impact fee study and Mrs. LaRowe was asked to place the budget amendment on the July 16th Commission meeting.

The City is not moving forward with the reuse State Revolving Fund (SRF) loan of \$500,000. Mr. Tusing has indicated that it will be more cost effective to perform the installation of reuse lines in house rather than try and meet the engineering requirements that DEP requires. The City is still moving forward with the SRF equalization basin construction loan that is \$4.3 million. Engineering plans are complete and staff expects this project will go out for bid this summer. Both of these projects were approved as part of the Capital Improvement Plan (CIP).

Mrs. LaRowe informed Commission that FDOT and the contractor will be present at the July 16th Workshop Meeting to provide a schedule and answer questions for the Green Bridge improvements.

Finance should be providing a copy of Version One of the FY 2018-2019 budget to the Commission by July 6th.

Mayor Bryant reminded the Commission of the June 25th Police Benevolent Association (PBA) Shade meeting at 5:30 p.m. There will be another shade meeting sometime in July after the City and PBA discuss proposals.

Commissioner Cornwell expressed her opinions with special set meetings being scheduled without Commission being called to determine if they are available or not; Commissioner Cornwell is unavailable and opined she would like to schedule this for another date when she is available. Mayor Bryant indicated there is no other date available, as the discussions between the City and PBA have been pushed back several times; they are scheduled to meet on June 28th. Discussion continued regarding the meeting date.

12. COMMISSIONERS' COMMENTS

Commissioner Williams—He attend a meeting on Thursday with the Manasota League of Cities where it was discussed about the IRS and the U.S. Treasury creating “opportunity zones”, or federal tax breaks.

He would like to have a discussion on a workshop on the amendments that will be on the ballot for voting this November.

He reminded the Commission that there is a vision planning meeting at the Palmetto Library on Thursday from 6:00 p.m. to 8:00 p.m.

Commissioner Williams questioned the School Resource Officer Contract? Chief Tyler indicated that the City was waiting on the City of Bradenton City Council to determine what they were proposing in regards to the cost share between the Police Department and School Board. Mayor Bryant stated that the City of Bradenton proposed an 80/20 share with 80 percent coming from the School Board and 20 percent from the City of Bradenton for the cost of the officer. Included with the 80/20 is the cost for expenses like uniforms, cars, etc. If you recall, the City of Palmetto originally discussed having a 70/30 cost share with the School Board and the City of Palmetto.

Attorney Barnebey was directed to draft an agreement based on the discussion.

Motion: **Commissioner Varnadore moved, Commissioner Williams seconded, and the motion carried 5-0 to propose an 80/20 cost share with the Manatee County School Board’s share being the 80 percent and the City’s cost sharing being 20 percent of the total cost of the position(s) with three existing School Resource Officers this includes the administrative costs for the positions (i.e. cars, uniforms, etc.).**

Commissioner Davis—commented on his boat motor being stolen recently and asked if Chief could increase patrol on the west side of the City.

Mayor Bryant adjourned the meeting at 9:30 p.m.

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Minutes approved: July 16, 2018

James R. Freeman

James R. Freeman
City Clerk