

PALMETTO CITY COMMISSION  
JANUARY 22, 2008 - 7:00 PM

*PLEDGE OF PUBLIC CONDUCT*  
*We may disagree, but we will be respectful to one another.*  
*We will direct all comments to issues.*  
*We will avoid personal attacks.*

516 8th Avenue, West  
Palmetto, Florida

(941) 723-4570  
[www.palmettofl.org](http://www.palmettofl.org)

**Larry Bustle, Mayor**

**Commission Members**

**Tambra Varnadore, Vice Mayor, Commissioner, Ward 2**  
**Eric Ball, Commissioner-at-Large 1**  
**Tamara Cornwell, Commissioner-at-Large 2**  
**Mary Lancaster, Commissioner, Ward 1**  
**Brian Williams, Commissioner, Ward 3**

*Anyone wishing to speak before the Commission must sign in and be sworn-in prior to the meeting, stating name, address and topic to be addressed. All comments will be limited to two minutes.*

Invocation followed by the Pledge of Allegiance to the United States Flag.

Swearing-in of all persons speaking to Commission.

PUBLIC COMMENT (non-agenda items): Comments will be limited to two minutes.

ORDER OF BUSINESS:

1. AGENDA APPROVAL

**Action Request: Motion to approve the January 22, 2008 7:00 PM agenda.**

2. CONSENT AGENDA

A) Minutes: January 7, 2008 (TAB 1)  
B) Noise Exception Permit: S&S Kustom Innovations (TAB 2)

**Action Request: Motion to approve the January 22, 2008 Consent Agenda.**

3. PUBLIC HEARING: ORDINANCE NO. 08-956 (B. Schmitt) (TAB 3)  
AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, AMENDING ORDINANCE NO. 665 AND RENDERING A DEVELOPMENT ORDER PURSUANT TO SECTION 380.06, FLORIDA STATUTES, FOR RIVIERA DUNES, A DEVELOPMENT OF REGIONAL IMPACT, DRI #236; PROVIDING FOR DEVELOPMENT RIGHTS, CONDITIONS AND OBLIGATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**Open public hearing. Close public hearing after public comment.**

**Action Request: Motion to adopt Ordinance No. 08.-956**

4. CONTRACT APPROVAL: SUPERIOR ASPHALT, INC. (C. Lukowiak) (TAB 4)  
Approval of master contract for street resurfacing projects and approval of five work assignments totaling \$86,620.

**Action Request:** **Motion to approve and authorize the Mayor to execute the Superior Asphalt, Inc. contract, based on the unit prices competitively bid and awarded to Manatee County, in an amount not to exceed \$100,000; and approve work assignments #1 through #5 in a total amount not to exceed \$86,620, Job #07-572.**

5. APPROVAL: TAMPA BAY NITROGEN MANAGEMENT CONSORTIUM PARTNERSHIP (C. Lukowiak) (TAB 5)  
Partnership with other agencies in the Tampa Bay Estuary Program's Consortium for Nitrogen Management, which allows for cooperative efforts toward the continuing recovery of the Tampa Bay Estuary.

**Action Request:** **Motion to approve and authorize partnership in the Tampa Bay Nitrogen Management Consortium in an amount not to exceed \$5,000.**

6. APPROVAL GASB 45 (OTHER POST EMPLOYMENT BENEFITS STUDY) (J. Freeman) (TAB 6)  
Proposal for Florida League of Cities to perform the City's GASB 45 actuarial calculation for Other Post Employment Benefits.

**Action Request:** **Motion to approve and authorize Florida League of Cities to perform a GASB 45 actuarial calculation in an amount not to exceed \$3,750.**

7. RESOLUTION NO. 08-01 (J. Freeman) (TAB 7)  
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AUTHORIZING THE EXECUTION AND DELIVERY OF A MASTER LEASE/PURCHASE AGREEMENT WITH BANC OF AMERICA PUBLIC CAPITAL CORP; AUTHORIZING A LEASE OF EQUIPMENT THEREUNDER; AUTHORIZING THE EXECUTION OF SUCH OTHER DOCUMENTS AS MAY BE NECESSARY TO COMPLETE THE TRANSACTIONS CONTEMPLATED HEREBY; AND PROVIDING AN EFFECTIVE DATE.

**Action Request:** **Motion to adopt Resolution No. 08-01**

8. RESOLUTION NO. 08-02 (J. Freeman) (TAB 8)  
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AUTHORIZING THE USE OF A PORTION OF THE AMOUNT FINANCED PURSUANT TO THE MASTER LEASE/PURCHASE AGREEMENT WITH BANC OF AMERICA PUBLIC CAPITAL CORP., EXECUTED IN ACCORDANCE WITH RESOLUTION 08-01; FOR REIMBURSEMENT OF CERTAIN CAPITAL EXPENDITURES ASSOCIATED WITH THE ACQUISITION OF CERTAIN EQUIPMENT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**Action Request:** **Motion to adopt Resolution No. 08-02.**

9. APPROVAL: 2008 COMMISSION LIAISON ASSIGNMENTS (Mayor Bustle) (TAB 9)

**Action Request:** **Motion to approve the 2008 Commission Liaison Assignments, as presented.**

10. APPROVAL: LEGAL COUNSEL FOR BANKRUPTCY MATTERS (J. Freeman)  
(Carried forward from the 4:00 meeting)

**Action Request: Motion to retain Grimes, Goebel, Grimes, Hawkins, Gladfelter & Galvano to represent the City in bankruptcy matters at a rate of \$190 per hour on an as needed basis.**

11. DEPARTMENT HEADS' COMMENTS

12. MAYOR'S REPORT

13. COMMISSIONERS' COMMENTS

14. PUBLIC COMMENTS

Anyone wishing to speak before the City Commission must complete the Speakers Card and be sworn in prior to the meeting, stating name, address, and topic to be addressed. All comments will be limited to two minutes.

15. ADJOURNMENT

If any person desires to appeal any decision of the City Commission or of any other Board of the City, that person will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based (F.S. 286.0105).

The City of Palmetto does not discriminate on the basis of race, color, national origin, sex, religion, age, marital status or handicapped status in employment or in the provision of services. Handicapped individuals may receive special accommodation in services on one working day's notice (F.S. 286.011[6]). Anyone requiring reasonable accommodation for this meeting as provided for in the Americans with Disabilities Act should contact the City Clerk at 941-723-4570, fax 941-723-4576 or e-mail [jfreeman@palmettofl.org](mailto:jfreeman@palmettofl.org) or [dponder@palmettofl.org](mailto:dponder@palmettofl.org).

POSTED: JANUARY 16, 2008