

PALMETTO CITY COMMISSION
APRIL 7, 2008 - 4:00 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

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 April 7, 2008 4:00 PM regular meeting agenda.

2. CONSENT AGENDA

- A) Minutes: March 3, March 24 and March 17, 2008 (TAB 1)
- B) March 2008 Check Register (TAB 2)
- C) Noise Exception Permit: S&S Kustoms (TAB 3)
- D) Special Function Permit: Memorial Day Church Picnic (TAB 4)

Action Request: Motion to approve the April 7, 2008 Consent Agenda.

3. APPROVAL OF SETTLEMENT (M. Hall)

Approval of an offer of settlement in the Thornton litigation case.

Action Request: Motion to approve the settlement offer in the matter of City of Palmetto v. Thornton.

4. APPROVAL OF SETTLEMENT (M. Hall)

Approval of an offer of settlement in the Hegarty, Inc. litigation case.

Action Request: Motion to approve the settlement offer in the matter of Hegarty, Inc. v. City of Palmetto.

5. 1st READING & ADVERTISING APPROVAL-ORDINANCE NO. 08-965 (B. Schmitt) (TAB 5)
AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; ANNEXING CERTAIN REAL PROPERTY TO THE CITY OF PALMETTO; PROVIDING FOR AMENDMENT OF CITY BOUNDARIES; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (AN-08-01 – Sunnydale Properties, LLC. PID #'s 2436200006, 2435900002, 2436500009, approximately 0.89 acres).

Action Request: Motion to approve Ordinance No. 08-965 for advertising and schedule a public hearing April 21, 2008.

6. 1st READING & ADVERTISING APPROVAL-ORDINANCE NO. 08-966 (B. Schmitt) (TAB 6)
AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR A SMALL SCALE DEVELOPMENT AMENDMENT TO THE CITY OF PALMETTO COMPREHENSIVE PLAN FUTURE LAND USE ELEMENT/FUTURE LAND USE MAP BY REDESIGNATING CERTAIN LANDS FROM RES-9 – RESIDENTIAL 9 UNITS PER ACRE (COUNTY), TO – RES-10, RESIDENTIAL 10 UNITS PER ACRE (CITY); PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (PA-08-01 Sunnydale Properties, LLC., PID#'s, 2436200006, 2435900002, 2436500009 approximately 0.89 acres).

Action Request: Motion to approve Ordinance No. 08-966 for advertising and schedule a public hearing April 21, 2008.

7. 1st READING & ADVERTISING APPROVAL-ORDINANCE NO. 08-967 (B. Schmitt) (TAB 7)
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR AMENDMENT TO ORDINANCE NO. 387, THE ZONING ORDINANCE OF THE CITY OF PALMETTO, TO CHANGE THE ZONING OF THE PROPERTY DESCRIBED HEREIN FROM GC (General Commercial) (County) TO RM-6, Residential Multi-Family -10 units per acre (City); PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Z-08-01, Sunnydale Properties, LLC., PID #'s 2436200006, 2435900002, 2436500009, approximately 0.89 acres).

Action Request: Motion to approve Ordinance No. 08-967 for advertising and schedule a public hearing April 21, 2008.

8. DISCUSSION: NEW ELEMENTARY SCHOOL SITE (C. Lukowiak) (TAB 8)
Discussion of the School Board's proposal to site the new elementary school at the city-owned property currently leased to the Boys and Girls Club.

9.UPDATE REGARDING CITY/COUNTY JOINT MEETING APRIL 7, 2008 (C. Lukowiak) (TAB 9)

10. CITY HALL AIR QUALITY UPDATE (Jim Freeman) (TAB 10)
Staff to review HVAC report and quote to address the results of the air quality study.

Action Request: Motion to approve and authorize the Mayor to execute the contract with West Coast Air Conditioning in an amount not to exceed \$7,357 and authorize City staff to purchase and install ceiling tiles at a cost not to exceed \$500.

11. RESOLUTION NO. 08-12 (Jim Freeman)

(TAB 11)

Resolution to transfer CIP dollars from Public Works break room project to City Hall CIP air quality repairs.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AMENDING RESOLUTION NO. 07-39, WHICH RESOLUTION ADOPTED THE BUDGET FOR FISCAL YEAR 2007-2008, AND PROVIDING FOR AN EFFECTIVE DATE.

Action Request: Motion to adopt Resolution No. 08-12.

12. DEPARTMENT HEADS' COMMENTS

13. MAYOR'S REPORT

14. COMMISSIONERS' COMMENTS

15. 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.

16. 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 or dponder@palmettofl.org.

POSTED: APRIL 2, 2008