

TAB 1

Palmetto City Commission
June 2, 2008 4:00 PM

Elected Officials Present:

Larry Bustle, Mayor
Tambra Varnadore, Vice Mayor
Eric Ball, Commissioner
Tamara Cornwell, Commissioner
Mary Lancaster, Commissioner
Brian Williams, Commissioner

Staff and Others Present:

James R. Freeman, City Clerk
Chief Garry Lowe (entered at 4:15 pm)
Chris Lukowiak, Public Works Director
Tanya Lukowiak, CRA Executive Director
Bob Schmitt, Planning Supervisor/Zoning Administrator
Karen Simpson, Deputy Clerk-Finance
Diane Ponder, Deputy Clerk-Administration

Mayor Bustle called the meeting to order at 4:00 p.m., followed by a moment of silence for military personnel serving in Afghanistan and Iraq and the Pledge of Allegiance.

1. AGENDA APPROVAL

Mayor Bustle requested that item #5, Discussion-Lukowiak Annexation, be moved ahead of item #4, Discussion-Sanctuary Cove, as the Commission and any of the public who wish to attend would be taken to Sanctuary Cove to see how the discussion items relate to the site.

Mr. Williams stated his preference to not amend the order of the agenda to accommodate the public who may be entering the meeting for the two items at the time as stated on the agenda.

MOTION: Mr. Williams moved and Mr. Ball seconded to approve the June 2, 2008 4:00 pm agenda.

Discussion: Mrs. Lancaster confirmed the vote would be on the agenda as printed.

Motion on the floor carried 4-1. Mrs. Lancaster voted no.

2. DISCUSSION: FINANCIAL CONSULTANTS

Mr. Freeman stated the proposed Fund Balance and Debt Policy had been amended pursuant to Commission's comments at the May 5, 2008 workshop meeting. Mr. Freeman introduced Julie Santamaria, a financial consultant with RBC Capital Markets, the firm assisting the City in developing the two financial policies.

Ms. Santamaria narrated a presentation that included data on the City's Direct Debt Capacity, Direct Debt Comparison to surrounding municipalities, and Self Supported Debt Capacity. She confirmed the information in the presentation was based on FY 2007 data.

Outstanding Enterprise Fund debt (Self Supporting Debt secured by user rates and fees) is currently \$13.6 million. Outstanding General Fund debt (Net Direct Debt) is currently \$3.9 million. The current total outstanding debt amounts to \$17,528,729. According to the proposed policy, future Net Direct Debt capacity is \$20,694,062 and future Self Supported Debt capacity is \$56,875,696. Ms. Santamaria stated that while the City has the capability of future debt, all operational obligations must be taken into account when considering any future debt.

Also discussed were the benchmarks for the Fund Balance Policy. Mr. Freeman confirmed the Trail Park Trust Fund was not included in the equation. Based on revenues and expenses, the General Fund and the Road and Bridge Fund are the only funds with a surplus balance. Mr. Freeman stated the FY2009 budget will contain proposals to begin the process of bringing all the funds up to the policy's benchmarks.

Commission reviewed the Fund Balance Policy, as represented by Resolution No. 08-18. Mr. Freeman explained that rather than set a fixed reserve amount, a range of three to six month's of reserve is being proposed. Discussion ensued on the level of reserves that should be maintained and how the reserve would be replenished.

Commission began the review on the Debt Policy, but delayed action until a copy with track changes was made available to Commission. Commission moved Resolution No. 08-18 forward to the 7:00 meeting for action. Resolution No. 08-19 was continued to the next workshop.

3. BABCOCK/EWING CODE ENFORCMENT LIEN APPEAL

Mr. Strollo recommended that Commission forgive the Code Enforcement lien placed on the property owned by Mr. Babcock and Mr. Ewing. He informed Commission he has explained to both property owners that they will be considered repeat offenders if future violations on the property occur and a fine will begin accruing as of the date of the Notice of Violation. Commission agreed the fine should be forgiven and moved the item forward to the 7:00 agenda for action.

4. DISCUSSION: LUKOWIAK ANNEXATION (Moved forward because of the time certain start for item #4)

Discussion on the Lukowiak annexation began with the utilities. City Planner Bob Schmitt stated that statutorily utilities are not an issue; they do not have to be readily available for this application. Mr. Schmitt recalled the conversation with Mr. Lukowiak a year ago when he first approached the City concerning annexation, and the fact it was assumed the closest utility hook-up would be at Sanctuary Cove, which at that point in time was not a CDD. He acknowledged that Mr. Williams may be correct in his statement that a CDD may not sell water outside the CDD boundaries. Mr. Schmitt further stated this annexation application is the easiest application he has processed during his tenure with the City, both as a consultant and employee.

Ms. Varnadore commented on the annexations that have taken place on Canal Road. She stated the City is not obligated to provide utilities to those properties, and commented on the fact it was her understanding from staff that utilities would have to be available within five years, yet she has found no documentation that in a voluntary annexation there is a time limit on providing utilities to the annexed property. She opined that past utility issues has clouded this annexation regarding utilities.

Attorney Hall agreed with Ms. Varnadore's statement regarding the five year time limit and acknowledged there has been confusion regarding this issue. She stated utilities have been discussed in other voluntary annexation public hearings, but because of the confusion again reviewed the "purpose and intent" of providing utilities to voluntary annexations. She opined that utilities are something that should be considered during an analysis of a voluntary annexation. She also opined that over time "consideration for utilities" had become "must be provided within five years", commenting that the attorney for the Canal Road annexations first referred to the five year period.

Commission and staff discussed how other services such as police, garbage and road upkeep would be provided the property.

Referring to the contiguity of the property to City limits and a map included with the Sanctuary Cove agenda material a question arose as to the property's boundary and whether or not it abutted the Sanctuary Cove property or if there was a break between properties. Caleb Grimes, representative for Sanctuary Cove, stated the map under discussion contained a surveyor's outline of the Sanctuary Cove boundary; off-site properties were drawn in, not to scale, and were for informational purposes only. He further stated that to the best of his knowledge, and without a property search, the properties are contiguous. Mr. Schmitt displayed a sealed survey of the Lukowiak property which corroborated that the property is contiguous to City boundaries.

There was no further discussion on the topic.

5. DISCUSSION: SANCTUARY COVE

Tom McCollum, Planner for ZNS and planner for this project, reviewed a very brief history of the project, stating the current item before Commission is to establish zoning for the Rogers and BOMA tracts that were recently annexed into the City and made a part of the Sanctuary Cove project, and to amend the General Development Plan of the entire project to include the Rogers and BOMA tracts. Mr. McCollum turned the topic over to Caleb Grimes, attorney for Sanctuary Cove.

Mr. Grimes narrated an in-depth history of the project as follows:

- June 2004: The main parcel containing 215 acres was annexed.
- October 2004: A Comp Plan designation of PD was established; DCA established a maximum density of 1,189 residential units.
- September 2005: A zoning designation of PD and a General Development Plan (GDP) was approved (containing finger canals on an interior lake system).
- June 6, 2006: A workshop was held to amend the original GDP for the original Sanctuary Cove site to delete the finger canals and have one large lake (as a result of Southwest Florida Water Management's (SWFWMD) direction). The future annexation of the Rogers and BOMA tracts and their inclusion in the Sanctuary Cove project was introduced to Commission.
- June 19, 2006: Commission approved a minor modification to the GDP for the original Sanctuary Cove – the design that is in place for the original site (elimination of the finger canals).
- October 2006: The Rogers and BOMA parcels annexation and a PD Comp Plan designation was approved.
- June 2007: Construction plans were approved for the original Sanctuary Cove site

Mr. Grimes informed Commission that the items that will be before them for action at the 7:00 meeting is the placement of a zoning designation on the Rogers and BOMA parcels and then an amended GDP of the entire Sanctuary Cove project to include the Rogers and BOMA parcels.

Mr. Grimes explained the Planning and Zoning Board made some recommendations to the proposed ordinance presented to them (ordinance approving the GDP). He distributed a red-lined version of the ordinance reviewed by P&Z that incorporates their comments. He commented on the clerical corrections that had been made in the ordinance and then explained the changes to the stipulations, concentrating the discussion to the setback issue as the only substantive change.

Mr. Grimes stated there was confusion on what is a front and side yard and the applicable setback, and P&Z made a recommendation to approve the setbacks as displayed on Exhibit B, the original GDP. Mr. Grimes confirmed the GDP approved setbacks have never changed. Attorney Hall explained the Code says a corner lot on a right-of-way shall be treated as a front

yard, but that is not was depicted on the original approved GDP. She further stated that a prior planner added it to the staff report in the last review; P&Z Board members then granted approval for the lots in question to be treated as one side and one front yard. Mr. Grimes confirmed all prior approval were silent to the setbacks on the prior GDP and construction drawings approval. Mr. Vining also confirmed that none of the corner lots have access to a right-of-way. Mr. Grimes again stressed that the set backs listed on the GDP have not changed since its original approval.

Commission discussed which version of the ordinance should be advertised. Attorney Hall opined Commission can approve either version if they wish to discuss the red-lined version with her or the planner. Mr. Grimes concurred with Attorney Hall, stating only the title of the ordinance is advertised (which will not change).

Mr. Vining confirmed the project has two emergency accesses; one on 15th Street and one into Plantation Bay.

Mayor Bustle announced that the Commission and any of the public that wished to attend would continue the workshop at Sanctuary Cove.

The meeting continued at the Sanctuary Cove. A tour of the site was provided and general discussion was held as questions arose.

Meeting adjourned at 6:45 pm.

Minutes approved:

James R. Freeman
City Clerk

Palmetto City Commission
June 2, 2008 7:00 PM

Elected Officials Present:

Larry Bustle, Mayor
Tambra Varnadore, Vice Mayor
Eric Ball, Commissioner
Tamara Cornwell, Commissioner
Mary Lancaster, Commissioner
Brian Williams, Commissioner

Staff and Others Present:

James R. Freeman, City Clerk
Chief Garry Lowe
Chris Lukowiak, Public Works Director
Tanya Lukowiak, CRA Executive Director
Bob Schmitt, Planning Supervisor/Zoning Administrator
Karen Simpson, Deputy Clerk-Finance
Diane Ponder, Deputy Clerk-Administration

Mayor Bustle called the meeting to order at 7:06 p.m., followed by a moment of silence for overseas military personnel and the Pledge of Allegiance.

Persons planning to address Commission were sworn in.

Public Comment:

Jan Hilker requested that Commission approve a Special Function Permit for a fireworks display off the end of the Green Bridge Pier on June 14, 2008. Mayor Bustle stated the event is a surprise for an individual, who she wished to remain anonymous. Diane Ponder informed Commission the fireworks display company has submitted a permit for the display with North River Fire District. Mr. Lukowiak stated staff does not have a problem with the event. He also described the safety precautions that will be taken. The permit was added to the Consent Agenda.

Shirley Groover Bryant applied for a Special Function Permit for an event to be held in the Historic Park on June 12, 2008. The permit is necessary because more than 50 people are expected to attend. The permit was added to the Consent Agenda.

1. AGENDA APPROVAL

Mrs. Lancaster stated she would make the motion to approve the agenda, but also moved:

MOTION: Mrs. Lancaster moved to approve the June 2, 2008 7:00 agenda and also moved that as a matter of procedure from this point forward that the regular City Commission meeting be adjourned by 9:00 pm unless extended to a time certain by a motion moved and approved by the Commission. Ms. Varnadore seconded for discussion.

Discussion: Mrs. Lancaster discussed the reasons for her motion. Attorney Hall explained how an extension could be made. Discussion ensued on how remaining agenda items would be handled if the agenda were not complete and an extension of time was not approved.

MOTION: Ms. Varnadore moved to change the time certain end to 10:00 pm. Mr. Williams seconded for discussion.

Discussion: Mr. Williams questioned if the amended motion should also include a procedure for completing an unfinished agenda. Commission discussed the possibility of adding unfinished business to the next agenda.

The amended motion carried 5-0.

The motion on the floor carried 5-0.

2. CONSENT AGENDA

A) Minutes: May 19, 2008

B) Special Function Permit: Sickle Cell Anemia Event
Praise & Deliverance Ministries International (Youth Picnic)

The Sickle Cell Anemia Special Function Permit was removed from the Consent Agenda.

MOTION: Ms. Cornwell moved, Mr. Williams seconded and motion carried 5-0 to approve the June 2, 2008 Consent Agenda with the two additional Special Function Permits.

Mayor Bustle recognized County Commissioner Carol Whitmore.

Ms. Cornwell questioned whether the Sickle Cell Foundation would be required to obtain insurance for the planned event listed in the Special Function Permit. Mr. Lukowiak stated staff would work with the foundation regarding the insurance.

MOTION: Ms. Cornwell moved, Mrs. Lancaster seconded and motion carried 5-0 to approve the Sickle Cell Anemia Special Function Permit.

3. PUBLIC HEARING: ORDINANCE 08-969

AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; ANNEXING CERTAIN REAL PROPERTY INTO 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-08-04 – Christopher & Tanya Lukowiak. PID # 2607800109, approximately 0.44 acres).

Mayor Bustle opened the public hearing. After no public comment, Mayor Bustle closed the public hearing.

MOTION: Mr. Ball moved, Mr. Williams seconded and motion carried 5-0 to adopt Ordinance No. 08-969.

4. PUBLIC HEARING: ORDINANCE NO. 08-970

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-6 – RESIDENTIAL 6 UNITS PER ACRE (COUNTY), TO – RES-6, RESIDENTIAL 6 UNITS PER ACRE (CITY); PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (PA-08-04 Christopher & Tanya Lukowiak., PID # 2607800109, approximately 0.44 acres).

Mayor Bustle opened the public hearing. After no public comment, Mayor Bustle closed the public hearing.

MOTION: Mr. Ball moved, Mr. Williams seconded and motion carried 5-0 to adopt Ordinance No. 08-970.

5. PUBLIC HEARING: ORDINANCE NO. 08-971

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 RSF-4.5 (Residential Single Family-4.5 units per acre) (County) TO RS-2, Residential Single Family-4.36 units per acre (City); PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Z-08-04, Christopher & Tanya Lukowiak., PID # 2607800109, approximately 0.44 acres).

Mayor Bustle opened the public hearing. After no public comment, Mayor Bustle closed the public hearing.

MOTION: Mr. Ball moved, Mr. Williams seconded and motion carried 5-0 to adopt Ordinance No. 08-971.

6. DEMOLITION OF 9TH AVENUE WEST PROPERTIES

Approval of Commission's informal action on April 28, 2008, to demolish the vacant buildings assembled for a potential elementary school. Manatee County School Board has agreed to reimburse the City the demolition expense and the CRA Board has approved the demolition.

MOTION: Ms. Cornwell moved, Mr. Williams seconded and motion carried 5-0 to ratify City Commission's informal action of April 28, 2008, approving the demolition of properties located at 835, 835A, 821, 821.5 and 823 9th Avenue, West, in an amount not to exceed \$18,850.

7. RESOLUTION NO. 08-17

Budget amendment to fund tax abatement payments to Albertson's for tax years 2005 and 2006.

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.

MOTION: Ms. Cornwell moved, Mrs. Lancaster seconded and motion carried 5-0 to adopt Resolution No. 08-17.

8. APPROVAL: APPOINTMENT OF COUNSEL FOR SPECIAL PROJECT AND EMPLOYMENT LAW ADVICE

Formalization of appointment of Wendy Smith of Fisher & Phillips LLC as special counsel regarding legal issues related to background testing of current and prospective employees, vendors and licensees. Commission discussed and concurred with this appointment at the May 19, 2008 meeting.

MOTION: Mr. Williams moved and Ms. Varnadore seconded to approve the appointment of Wendy Smith of Fisher & Phillips for Special Project and Employment Law Advice, with terms as set forth in the letter of engagement dated May 27, 2008.

Discussion: Mrs. Lancaster stated that at the May 19, 2008 meeting she stated Commission was hearing for counsel representing employers and she wanted to hear from counsel that represents the employee, and she still wanted to hear that side. Ms. Cornwell discussed the fact that it had been her experience that counsel representing employers also considered the employee when making an opinion' Attorney Hall concurred. Commission also discussed the fact that the action was only to retain counsel to provide an opinion on the City implementing background checks for all employees.

Public Works employee George Fountain addressed Commission, relaying Public Works employees concerns regarding the issue. He requested that the Public Works liaison meet with the employees to explain Commission's intention. Mr. Fountain stated the employees would like to be heard before a vote is taken on background checks. Commission explained that the only action they were considering at this time is whether or not to retain counsel to provide the legal opinion on the issue.

Motion on the floor carried 4-1. Mrs. Lancaster voted no.

9. APPROVAL: FDOT HIGHWAY LIGHTING, MAINTENANCE AND COMPENSATION AGREEMENT

Annual renewal contract for maintaining agencies of street lights on state roads.

MOTION: Ms. Cornwell moved and Mr. Williams seconded, for discussion, to approve and authorize the Mayor to execute the FDOT Highway Lighting, Maintenance and Compensation Agreement, AM860.

Discussion: Mr. Lukowiak estimated there is no real revenue derived from the compensation FDOT provides. He was instructed to question FDOT of the impact to the City if the agreement is not approved by Commission at the next renewal.

Motion on the floor carried 5-0.

10. APPROVAL: FINANCIAL POLICIES (J. Freeman – Carried forward from the 4:00 meeting)

A) RESOLUTION NO. 08-18 (FUND BALANCE POLICY)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, TO ESTABLISH A POLICY PERTAINING TO THE RESERVING OF FUND BALANCE FOR PURPOSES OF ENSURING THE FINANCIAL STABILITY OF THE CITY.

MOTION: Mr. Ball moved, Mrs. Lancaster seconded and motion carried 5-0 to adopt Resolution No. 08-18.

B) RESOLUTION NO. 08-19 (DEBT POLICY)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, TO ESTABLISH A POLICY PERTAINING TO THE ISSUANCE OF DEBT FOR PURPOSES OF ENSURING THE FINANCIAL STABILITY OF THE CITY.

MOTION: Ms. Varnadore moved, Mrs. Lancaster seconded and motion carried 5-0 to continue Resolution No. 08-19 to June 16, 2008.

11. BABCOCK/EWING APPEAL OF CODE ENFORCEMENT FINE

MOTION: Ms. Varnadore moved, Mrs. Lancaster seconded and motion carried 5-0 to authorize the Mayor to execute a release of the Code Enforcement lien for Babcock/Ewing, case 07-11.

12. 1st READ & ADVERTISING APPROVAL - ORDINANCE NO. 08-972

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; AMENDING ORDINANCE NO. 387, THE ZONING ORDINANCE OF THE CITY OF PALMETTO, TO DESIGNATE THE ZONING OF THE PROPERTIES DESCRIBED IN EXHIBIT "A" AS PDMU (PLANNED DEVELOPMENT-MULTI-USE); AMENDING THE ZONING MAP OF THE CITY OF PALMETTO PERTAINING TO THE PROPERTIES DESCRIBED HEREIN; APPROVING AN AMENDED GENERAL DEVELOPMENT PLAN FOR THE PROPERTIES DESCRIBED HEREIN; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (GDP 05-08 Sanctuary Residential Partners, LLC/Sanctuary Development Partners East, L.L.C./Sanctuary Development Partners, L.L.C./Manatee Island Partners, LLC, PID # 1015725159, # 1015725259, # 1015725209, # 2607800159, # 1016400359, and # 1016400409, approx. 225.22 acres).

MOTION: Mrs. Lancaster moved and Mr. Williams seconded and motion carried 5-0 to approve Ordinance No. 08-972 for advertising and schedule a public hearing June 16, 2008.

Discussion: Commission agreed that the ordinance containing the P&Z Board's recommendations in track changes as discussed at the 4:00 meeting is the ordinance that will be advertised

13. 1st READ & ADVERTISING APPROVAL - ORDINANCE NO. 08-973

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; AMENDING ORDINANCE NO. 387, THE ZONING ORDINANCE OF THE CITY OF PALMETTO, TO DESIGNATE THE ZONING OF THE PROPERTIES DESCRIBED IN EXHIBIT "A" AS PDMU (PLANNED DEVELOPMENT-MULTI USE); AMENDING THE ZONING MAP OF THE CITY OF PALMETTO PERTAINING TO THE PROPERTIES DESCRIBED HEREIN; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Z0803, Sanctuary Development Partners, L.L.C. PID # 2607800159, approx. 1.15 acres).

MOTION: Mrs. Lancaster moved, Mr. Cornwell seconded and motion carried 5-0 to approve Ordinance No. 08-973 for advertising and schedule a public hearing June 16, 2008.

14. 1st READ & ADVERTISING APPROVAL - ORDINANCE NO. 08-974

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; AMENDING ORDINANCE NO. 387, THE ZONING ORDINANCE OF THE CITY OF PALMETTO, TO DESIGNATE THE ZONING OF THE PROPERTIES DESCRIBED IN EXHIBIT "A" AS PDMU (PLANNED DEVELOPMENT-MULTI USE); AMENDING THE ZONING MAP OF THE CITY OF PALMETTO PERTAINING TO THE PROPERTIES DESCRIBED HEREIN; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Z0802, Sanctuary Development Partners East, L.L.C. and Sanctuary Residential Partners, LLC, PID # 1016400359 and # 1016400409 respectively, approx. 8.44 acres).

MOTION: Ms. Cornwell moved, Mrs. Lancaster seconded and motion carried 5-0 to approve Ordinance No. 08-974 for advertising and schedule a public hearing June 16, 2008.

15. DISCUSSION: PALMS OF TERRA CEIA CDD CONFLICT RESOLUTION

Commission discussed who the participants in an initial conflict assessment with representatives of the Palms of Terra Ceia Community Development District. Because of Mr. Freeman's responsibility for the utility billing and any resolution's potential effect, it was decided he should also attend the meeting. Mr. Ed Bennett, Chairman of the Board of the CDD stated he anticipated Attorney Hall would be in attendance and did not object to Mr. Freeman participating in the meeting.

RESOLUTION NO. 08-20

RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA PERTAINING TO CONFLICT RESOLUTION PROCEEDINGS WITH THE PALMS OF TERRA CEIA COMMUNITY DEVELOPMENT DISTRICT; PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR INTENT; DESIGNATING REPRESENTATIVES TO PARTICIPATE IN AN INITIAL CONFLICT ASSESSMENT MEETING; PROVIDING FOR AUTHORIZATION; SUPERSEDING RESOLUTIONS IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION: Mrs. Lancaster moved, Ms. Cornwell seconded and motion carried 5-0 to adopt Resolution No. 08-20, with the addition of Mr. Freeman to the resolution.

16. DISCUSSION: BUDGET MEETING SCHEDULE

Commission set the following initial budget meeting schedule:

June 23	5:00 to 7:00 pm	June 24	5:00 to 7:00 pm
July 21	4:00 pm	July 22	5:00 to 7:00 pm
July 28	4:00 pm	July 29	5:00 to 7:00 pm
August 4	4:00 pm	August 5	5:00 to 7:00 pm
August 18	4:00 pm	August 19	5:00 to 7:00 pm

17. DEPARTMENT HEADS' COMMENTS

Mr. Schmitt

Reported he and Mrs. Lukowiak will be making door-to-door calls to solicit input on the sign ordinance. He also reported signage is causing limitations for the business community and there is a problem with banners businesses are using. He informed Commission he would like the new owner of the Saints and Sinners restaurant to be able to apply for a conditional use permit for additional signage.

Mr. Lukowiak

Reported he had met with county representatives concerning the 7th Street extension. Dan Schlant has agreed with Attorney Hall's position on the converter clause. A design has been agreed upon with the county's design team and Mr. Lukowiak stated he will send it to Commission prior to it being placed on a workshop agenda.

The Jackson Park agreement has been reviewed by Attorney Hall. It will be forwarded to Dan Schlant for comments and will then be brought to Commission. The project is in the \$750,000 to \$800,000 range and Manatee County will contribute a total of \$378,000.

The School Board has had an appraisal of the property done, and valued the property at \$83,000 to \$84,000 per acre. The School Board wants only nine acres, not including the Boys & Girls and Just for Girls property. This falls short of the \$900,000 to build a baseball field; however, the boys & Girls Club will approach their board concerning a plan to make up the difference. A full traffic study for the new school location will be performed and a joint meeting with the School Board is

being scheduled. Mr. Lukowiak estimated it could take 12-16 weeks to build the ball fields. Mr. Lukowiak stated he is aware that the fields are a key component of the location of the new school. Ms. Varnadore reminded Mr. Lukowiak she would like a written report of his prior meetings.

Reported he has the meeting dates for the public meetings regarding the traffic study. Commission requested the schedule in memo form.

Mrs. Lukowiak

Saints and Sinners is co-sponsoring the 4th July VIP reception from 7:30 – 9:30 pm. Volunteers are being recruited to man a ticket booth for beverage sales.

The Water Horse is the Movie in the Park on Friday, June 6th.

Camps are soon going to be available.

The CRA meeting this month will again be noticed as a joint meeting with the City Commission and Planning and Zoning Board.

Mr. Freeman

No report.

Attorney Hall

Requested Commission call her should they have any questions concerning the memo regarding recent election laws.

18. MAYOR'S REPORT

Reported he had attended the meeting of Renaissance Senior Enrichment Center serving Bradenton and Palmetto citizens.

Reported he had represented the City at the groundbreaking of the new VA Cemetery on Clark Road in Sarasota. The cemetery will work on a 75-mile radius and eventually serve 600,000 veterans.

19. COMMISSIONERS' COMMENTS

Mr. Williams

Opined that every document that has to come back to Commission should automatically be in track changes. Ms. Varnadore stated that when a document has multiple changes, she wants it in track changes with a clean copy.

Ms. Cornwell

Confirmed with Chief Lowe the police department will assist with the last day of school on Thursday and will be providing additional traffic during the summer months. Mrs. Lancaster reported that children are not using the crosswalk at 8th Ave. and 10th Street.

Confirmed with Mr. Lukowiak that the fence is in place around the pond. He reported his department is back on graffiti patrol.

Stated she spoke with FPL concerning tennis shoes on power lines and they will work quickly to remove them; this is a flag for drug sales.

Mr. Ball

Agreed with Ms. Varnadore's request regarding documents with track changes.

He was invited to the Just For Girls' graduation on Wednesday and how lucky the City is to have that program and the Boys Club. He acknowledged the efforts of Mr. Lukowiak and Mr. Freeman in putting the school project together.

He reported he had attended the last CRA meeting that was noticed so City Commission and Planning and Zoning could participate. The topic was the waterfront and reported it to be excellent.

Ms. Varnadore

Inquired about the copy of the application from the event held Saturday at The Hall. Mr. Lukowiak reported there were no incidents during the event.

Requested a copy of the Verizon cell tower contract. Mr. Freeman will supply.

Apologized that she did not realize the CRA meeting was a joint meeting.

Mrs. Lukowiak

Mrs. Lukowiak confirmed the notice to proceed has been completed; engineering has not yet begun.

Reported a DEA agent had said during a visit with a Congressman that shoes on power lines did mark where drug sales occur, and foil on windows usually indicated illegal activities.

Meeting adjourned at 8:45 pm.

Minutes approved:

James R. Freeman
City Clerk