

**PALMETTO CITY COMMISSION
COMMUNITY REDEVELOPMENT AGENCY (CRA)
March 23, 2009 - 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 34221
<http://www.palmettofl.org>

(941) 723-4570

Shirley Groover Bryant, Mayor

**Commission Members
CRA Board Members**

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

Anyone wishing to speak before the City Commission or the CRA Board 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.

Swearing-in of all persons intending to address City Commission or the CRA Board.

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

CITY COMMISSION MEETING ORDER OF BUSINESS

1. CITY COMMISSION AGENDA APPROVAL

Action Request: Motion to approve the March 23, 2009 7:00 p.m. agenda.

2. CITY COMMISSION CONSENT AGENDA

- A) Minutes: March 9 and 10, 2009 (TAB 1)
- B) Legal Fees: Kirk Pinkerton Litigation Billings (TAB 2)
Fisher & Phillips LLP
- C) Noise Exception Permit: Relay for Life (TAB 3)

Action Request: Motion to approve the March 23, 2009 Consent Agenda.

Recess the City Commission meeting to open the CRA Board meeting.

The CRA agenda items for any CRA Board meeting will be set forth in a separate CRA Board agenda and agenda book.

Reconvene the March 23, 2009 City Commission meeting.

3. PUBLIC HEARING: ORDINANCE NO. 08-978 (T. McCollum) (TAB 4)
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-14 (RESIDENTIAL 14 UNITS PER ACRE) TO PD (PLANNED DEVELOPMENT); PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (PA-08-05 Charles Palmer and Jonathan Shute, PID # 2778600003, approx. 0.3+/-acres).

Reopen public hearing continued from February 2, 2009.

Action Request: Motion to continue the public hearing for Ordinance No. 08-978 to May 4, 2009.

4. PUBLIC HEARING: ORDINANCE NO. 08-979 (T. McCollum) (TAB 5)
AN ORDINANCE 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 RM-6 (RESIDENTIAL MULTI-FAMILY) TO PDH (PLANNED DEVELOPMENT HOUSING); APPROVING A CONCEPTUAL/GENERAL DEVELOPMENT PLAN FOR A SINGLE FAMILY RESIDENTIAL PROJECT DEPICTING SIX (6) UNITS; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Z-GDP-08-05 Charles Palmer and Jonathan Shute, PID # 2778600003, approx. 0.3+/- acres).

Reopen public hearing continued from February 2, 2009.

Action Request: Motion to continue the public hearing for Ordinance No. 08-979 to May 4, 2009.

5. PUBLIC HEARING: ORDINANCE NO. 09-986 (T. McCollum) (TAB 6)
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; APPROVING A CONCEPTUAL/GENERAL DEVELOPMENT PLAN FOR MANATEE SCHOOL FOR THE ARTS; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (GDP 08-07 Renaissance Arts and Education, Inc., 700 Haben Blvd., PID# 2608610459, approx. 8.314+ acres).

Open public hearing. Close public hearing after public comment.

Action Request: Motion to adopt Ordinance No. 09-986.

6. PUBLIC HEARING: ORDINANCE NO. 09-987 (T. McCollum) (TAB 7)
AN ORDINANCE OF THE CITY COMMISSION FOR THE CITY OF PALMETTO, FLORIDA, VACATING A PORTION OF 2ND AVENUE WEST RIGHT-OF-WAY SOUTH OF 12TH STREET WEST AS MORE PARTICULARLY DESCRIBED IN SECTION 2 OF THIS ORDINANCE; 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. 09-987.

7. APPROVAL: RICOH AMERICAS CORPORATION LEASE (J. Freeman) (TAB 8)
Approval of a 36-month lease with Ricoh Americas Corporation to replace the copier at City Hall.

Action Request: Motion to approve and authorize the Mayor to execute a lease agreement with Ricoh Americas Corporation in a total amount not to exceed \$11,482.56.

8. CRA ADVISORY BOARD APPOINTMENTS (Mayor Bryant)

Action Request: Motion to approve Mayor Bryant's appointments to the CRA Advisory Board.

9. RESOLUTION NO. 09-15 (J. Freeman) (TAB 9)
Budget amendment resolution to recognize the grant income from the Department of Emergency Management for the installation of new garage doors in the fleet building.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AMENDING RESOLUTION NO. 08-32, WHICH RESOLUTION ADOPTED THE BUDGET FOR FISCAL YEAR 2008-2009, AND PROVIDING FOR AN EFFECTIVE DATE.

Action Request: Motion to adopt Resolution No. 09-15.

10. RESOLUTION NO. 09-16 (J. Freeman) (TAB 10)
Budget amendment resolution to allocate budget for general liability, auto & property insurance premiums for the 3rd and 4th quarter, based on Florida League of Cities revised adjustments.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AMENDING RESOLUTION NO. 08-32, WHICH RESOLUTION ADOPTED THE BUDGET FOR FISCAL YEAR 2008-2009, AND PROVIDING FOR AN EFFECTIVE DATE.

Action Request: Motion to adopt Resolution No. 09-16.

11. RESOLUTION NO. 09-17 (J. Freeman) (TAB 11)
Budget amendment to establish revenue budget for the sale 17th Street of right-of-way at the entrance of the Public Works compound.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AMENDING RESOLUTION NO. 08-32, WHICH RESOLUTION ADOPTED THE BUDGET FOR FISCAL YEAR 2008-2009, AND PROVIDING FOR AN EFFECTIVE DATE.

Action Request: Motion to adopt Resolution No. 09-17.

12. RESOLUTION NO. 09-18 (J. Freeman) (TAB 12)
Budget amendment to establish budget for the 10th Street and 10th Avenue and the 10th Street and 14th Avenue projects.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AMENDING RESOLUTION NO. 08-32, WHICH RESOLUTION ADOPTED THE BUDGET FOR FISCAL YEAR 2008-2009, AND PROVIDING FOR AN EFFECTIVE DATE.

Action Request: Motion to adopt Resolution No. 09-18.

13. 1st READ & ADVERTISING APPROVAL-ORDINANCE NO. 09-988 (J. Freeman) (TAB 13)
AN ORDINANCE OF THE CITY OF PALMETTO AMENDING CHAPTER 22, PERSONNEL, ARTICLE IV, GENERAL EMPLOYEES' RETIREMENT SYSTEM, OF THE CODE OF ORDINANCES OF THE CITY OF PALMETTO; AMENDING SECTION 22-81, DEFINITIONS; AMENDING SECTION 22-85, CONTRIBUTIONS; AMENDING SECTION 22-86, BENEFIT AMOUNTS AND ELIGIBILITY; AMENDING SECTION 22-87, PRE-RETIRMENT DEATH; AMENDING SECTION 22-88, DISABILITY; AMENDING SECTION 22-90, OPTIONAL FORMS OF BENEFITS; AMENDING SECTION 22-94, MAXIMUM PENSION; AMENDING SECTION 22-95, MINIMUM DISTRIBUTION OF BENEFITS; AMENDING SECTION 22-96, MISCELLANEOUS PROVISIONS; AMENDING SECTION 22-97, REPEAL OR TERMINATION OF SYSTEM; AMENDING SECTION 22-98, EXEMPTION FROM EXECUTION, NON-ASSIGNABILITY; AMENDING SECTION 22-100, FORFEITURE OF PENSION; AMENDING SECTION 22-102, DIRECT TRANSFERS OF ELIGIBLE ROLLOVER DISTRIBUTIONS, ELIMINATION OF MANDATORY DISTRIBUTIONS; DELETING SECTION 22-104, SEPARATION FROM EMPLOYMENT FOR MILITARY SERVICE; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE.

Action Request: Motion to approve Ordinance No. 09-988 for advertising and schedule a public hearing April 6, 2009.

14. DEPARTMENT HEADS' COMMENTS

15. MAYOR'S REPORT

16. COMMISSIONERS' COMMENTS

17. PUBLIC COMMENTS FOR CITY COMMISSION

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.

18. ADJOURNMENT

If any person desires to appeal any decision of the City Commission, the CRA, 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 (Fla. Stat. §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 (Fla. Stat. §286.011(6)). Anyone requiring reasonable accommodation for this meeting as provided for in the Americans with Disabilities Act should contact the City Clerk by telephone at 941-723-4570, fax 941-723-4576 or e-mail jfreeman@palmettofl.org or dponder@palmettofl.org.

POSTED: March 18, 2009