

**PALMETTO CITY COMMISSION**  
**May 18, 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

(941) 723-4570  
<http://www.palmettofl.org>

**Shirley Groover Bryant, Mayor**

**Commission 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 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.

**PROCLAMATION:** Small Business Week  
Accepting: Debbie DeLeon, Manatee County Neighborhood Services  
Rebekah Brightbill, Central Community Redevelopment Agency

**POLICE DEPARTMENT RECOGNITION:** Chris Metzger as 2008 Officer of the Year; Lorna White for Relay for Life, Corporal Garrett Makeever, Officer Joe Rodgers, Officer Luis Martinez, Officer Chris Metzger, Officer Jeffrey Lewis

Swearing-in of all persons intending to address City 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 May 18, 2009 agenda.

**2. CONSENT AGENDA**

A) Minutes: May 4, 2009 (TAB 1)  
B) April Check Register (TAB 2)  
C) Special Function Permits & Noise Exception Permit: July 4th Celebration (TAB 3)  
D) Noise Exception Permit: Bradenton Yacht Club (TAB 4)

**Action Request:** Motion to approve the May 18, 2009 Consent Agenda.

3. PALMETTO ELEMENTARY SCHOOL SITE PLAN (T. McCollum) (TAB 5)

**Action Request:** Motion that based upon the City Comprehensive Plan and Zoning Code and the Amended and Restated Interlocal Agreement for Public School Facility Planning, I hereby move to find the proposed School Site Plan is consistent with the City Comprehensive Plan and Zoning Code and other land development regulations and approve the minimal dimensional requirements for the new Palmetto Elementary School, (08-587) as set forth in the School Site Plan provided at the May 18, 2009 City Commission meeting.

4. BOYS & GIRLS CLUB-PALMETTO BRANCH GENERAL DEVELOPMENT PLAN (T. McCollum) (TAB 6)

**Action Request:** Motion that based upon the City Comprehensive Plan and Zoning Code, I hereby move to approve the minimal dimensional requirements for the proposed Boys and Girls Club (09-595) as set forth on the General Development Plan provided at the May 18, 2009 City Commission meeting.

5. PUBLIC HEARING: ORDINANCE NO. 09-992 (M. Barnebey) (TAB 7)  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AMENDING THE CODE OF ORDINANCES TO REVISE THE REQUIREMENTS FOR THE DISPOSITION OF SURPLUS PROPERTY BY THE CITY; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; 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. 09-992.

6. PUBLIC HEARING: ORDINANCE NO. 09-993 (M. Barnebey) (TAB 8)  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, VACATING 15<sup>TH</sup> AVENUE DRIVE WEST RIGHT-OF-WAY BETWEEN THE NORTH RIGHT-OF-WAY LINE FOR 10<sup>TH</sup> STREET WEST AND THE SOUTH RIGHT-OF-WAY LINE FOR 12<sup>TH</sup> STREET WEST; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**Open public hearing.**

**Action Request:** Motion to continue the public hearing for Ordinance No. 09-993 to June 1, 2009.

7. PUBLIC HEARING: ORDINANCE NO. 09-994 (M. Barnebey) (TAB 9)  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, VACATING THE 8<sup>TH</sup> STREET WEST RIGHT-OF-WAY BEGINNING 217.5 FEET EAST OF THE EASTERN RIGHT-OF-WAY LINE FOR 10<sup>TH</sup> AVENUE WEST TO THE EASTERN RIGHT-OF-WAY LINE FOR 9<sup>TH</sup> AVENUE WEST; VACATING 9<sup>TH</sup> AVENUE WEST FROM THE SOUTHERN RIGHT-OF-WAY OF 9<sup>TH</sup> STREET WEST TO THE SOUTHERN RIGHT-OF-WAY LINE FOR 8<sup>TH</sup> STREET WEST; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**Open public hearing.**

**Action Request:** Motion to continue the public hearing for Ordinance No. 09-994 to June 1, 2009.

8. RESOLUTION NO. 09-22 (J. Freeman) (TAB 10)  
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, AMENDING RESOLUTION NO. 08-32, WHICH RESOLUTION ADOPTED THE BUDGET FOR FISCALYEAR 2008-2009, AND PROVIDING FOR AN EFFECTIVE DATE.

**Action Request: Motion to adopt Resolution No. 09-22.**

9. RESOLUTION NO. 09-23 (J. Freeman) (TAB 11)  
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, AMENDING RESOLUTION NO. 08-32, WHICH RESOLUTION ADOPTED THE BUDGET FOR FISCALYEAR 2008-2009, AND PROVIDING FOR AN EFFECTIVE DATE.

**Action Request: Motion to adopt Resolution No. 09-23.**

10. EDENFIELD PROPERTY-WORK ASSIGNMENT #1 (A. Tusing) (TAB 12)  
Malcolm Pirnie, Inc. Work Assignment #1, Change Order #1 to proceed with the development of a site assessment plan as required by FDEP.

**Action Request: Motion to approve and authorize the Mayor to execute the Malcolm Pirnie, Inc. Work Assignment #1, Change Order #1 for development of the Edenfield property site assessment plan in an amount not to exceed \$22,240.**

11. RIVERSIDE DRIVE CLOSURE (A. Tusing)  
Closure of Riverside Dr. from 10th Avenue to 11th Avenue May 18 – 22 and May 25 – 29, 2009.

**Action Request: Motion to approve the closure of Riverside Drive from 10th Avenue to 11th Avenue on May 18 – 22 and May 25-29, 2009.**

1. DEPARTMENT HEADS' COMMENTS

1. MAYOR'S REPORT

1. COMMISSIONERS' COMMENTS

1. 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.

1. 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 (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](mailto:jfreeman@palmettofl.org) or [dponder@palmettofl.org](mailto:dponder@palmettofl.org).