

**PALMETTO CITY COMMISSION  
OCTOBER 19, 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 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.*

Moment of Silence, followed by the Pledge of Allegiance.

**PROCLAMATION:** 2010 Census  
Accepting: Barbara Maybee, Partnership Specialist  
Linda Flores, Partnership Assistant

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 October 19, 2009 7:00 PM Agenda.

**2. CITY COMMISSION CONSENT AGENDA**

- A) Minutes: September 21, 28; October 5, 2009 (TAB 1)
- B) September Check Register (TAB 2)
- C) Kirk Pinkerton Special Litigation (TAB 3)
- D) Special Function Permit: Palmetto Historic Commission (TAB 4)  
A Toast to the Tomato  
Christmas in the Park
- E) Verizon In-Building Cell Phone Antenna Agreement (TAB 5)

**Action Request:** Motion to approve the October 19, 2009 Consent Agenda.

**3. PUBLIC HEARING: ORDINANCE NO. 09-998 (J. Freeman)** (TAB 6)

AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, AMENDING CHAPTER 22, PERSONNEL, ARTICLE V, POLICE OFFICERS' RETIREMENT PLAN, OF THE CODE OF ORDINANCES OF THE CITY OF PALMETTO; AMENDING SECTION 22-171, DEFINITIONS; AMENDING SECTION 22-174, FINANCES AND FUND MANAGEMENT; AMENDING SECTION 22-175, CONTRIBUTIONS; AMENDING SECTION 22-176, BENEFIT AMOUNTS AND ELIGIBILITY; AMENDING SECTION 22-178, DISABILITY BENEFITS; AMENDING SECTION 22-180, OPTIONAL FORMS OF BENEFITS; AMENDING SECTION 22-185, MAXIMUM PENSION; AMENDING SECTION 22-186, MINIMUM DISTRIBUTION OF BENEFITS; AMENDING SECTION 22-187, MISCELLANEOUS PROVISIONS; AMENDING SECTION 22-188; REPEAL OR TERMINATION OF SYSTEM; AMENDING SECTION 22-189, EXEMPTION FROM EXECUTION AND NON-ASSIGNABILITY; AMENDING SECTION 22-191, FORFEITURE OF PENSION; AMENDING SECTION 22-194, DIRECT TRANSFERS OF ELIGIBLE ROLLOVER DISTRIBUTIONS, ELIMINATION OF MANDATORY DISTRIBUTIONS; AMENDING SECTION 22-195, PRIOR POLICE SERVICE; AMENDING SECTION 22-198, DEFERRED RETIREMENT OPTION PLAN; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE.

**Reopen the public hearing continued from September 14, 2009.**

Steve Palmquist, Actuary with Gabriel, Roeder, Smith & Company, will be available via telephone to discuss the ordinance with Commission.

**Close the public hearing after public comment.**

**Action Request: Motion to adopt Ordinance No. 09-998.**

**4. PUBLIC HEARING: ORDINANCE NO. 09-997 (J. Freeman-Carried forward from 4:00 workshop)**  
AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, PERTAINING TO THE AMENDMENT OF THE PROVISIONS RELATING TO THE REQUIREMENTS FOR AND ISSUANCE OF SPECIAL FUNCTION PERMITS; UPDATING CODE LANGUAGE FOR INTERNAL CONSISTENCY; 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. 09-997.**

**5. RESOLUTION NO. 09-46 (J. Freeman)** (TAB 7)  
FY 2010 Budget amendment to carry forward the outstanding purchase orders from FY 2009.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AMENDING RESOLUTION NO. 09-38, WHICH RESOLUTION ADOPTED THE BUDGET FOR FISCAL YEAR 2009-2010, AND PROVIDING FOR AN EFFECTIVE DATE.

**Action Request: Motion to adopt Resolution No. 09-46.**

6. CONTRACT RENEWAL: COVERALL CLEANING CONCEPTS (J. Freeman) (TAB 8)  
Annual renewal of City Hall and Public Works janitorial services contract.

**Action Request:** Motion to approve and authorize the Mayor to execute the Coverall Cleaning Concepts contract for City Hall in an annual amount not to exceed \$6,770 and Public Works in an annual amount not to exceed \$7,860, each contract for a term ending October 31, 2010.

7. RESOLUTION NO. 09-47 (J. Freeman) (TAB 9)  
FY 2010 Budget amendment to establish budget for receipt of donated funds and the associated expense account to purchase replacement K-9 unit.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AMENDING RESOLUTION NO. 09-38, WHICH RESOLUTION ADOPTED THE BUDGET FOR FISCAL YEAR 2009-2010, AND PROVIDING FOR AN EFFECTIVE DATE.

**Action Request:** Motion to retire and declare K-9 Canto as surplus property, and authorize his sale to Officer Liester for \$1.00.

**Action Request:** Motion to accept the donation of one replacement K-9 unit.

**Action Request:** Motion to adopt Resolution No. 09-47.

8. 23rd STREET REALIGNMENT UPDATE/BASEBALL FIELD UPDATE (A. Tusing)

9. DEPARTMENT HEADS' COMMENTS

10. MAYOR'S REPORT

11. COMMISSIONERS' COMMENTS

12. PUBLIC COMMENTS FOR CITY COMMISSION

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

13. 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. §286.26) 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: OCTOBER 14, 2009