

**CITY OF PALMETTO
CITY COMMISSION MEETING
September 27, 2010
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
(941) 723-4570
Palmetto, Florida 34221
<http://www.palmettofl.org>

Shirley Groover Bryant, Mayor

Commission Members

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

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.

Call to order, followed by a Moment of Silence and the Pledge of Allegiance.

Swearing-in of all persons intending to address City Commission.

Public Comment (non-agenda items): None

1. CITY COMMISSION AGENDA APPROVAL

Action Request: Motion to approve the September 27, 2010 7:00 PM Agenda.

2. CITY COMMISSION CONSENT AGENDA

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| A) Minutes: September 13, 2010 Workshop and Commission | (TAB 1) |
| B) Manatee River Fair Association License Agreement for Exhibitors & Concessionaires | (TAB 2) |
| C) Kirk Pinkerton Legal Billing | (TAB 3) |
| D) Special Function Permit: PHS Homecoming Parade
1 st Baptist Church Fall Festival | (TAB 4) |
| E) Noise Exception Permit: 2 nd Bi-Annual Palmetto Blues Fest | (TAB 5) |

Action Request: Motion to approve the September 27, 2010 Consent Agenda.

3. PUBLIC HEARING – TENTATIVE MILLAGE RATE AND TENTATIVE FISCAL YEAR 2011 BUDGET
(Mayor Bryant) (TAB 6)

Open public hearing to discuss the tentative millage rate and tentative FY 2011 budget.

- o Discuss percentage increase/decrease in proposed tentative millage over rolled-back rate
- o Discuss specific purposes for which ad valorem revenues are being increased/decreased
- o Discuss proposed tentative budget
- o Public Comment

Close public hearing

A) RESOLUTION NO. 2010-28 (to be read in its entirety)

A RESOLUTION OF THE CITY OF PALMETTO OF MANATEE COUNTY, FLORIDA, ADOPTING THE FINAL LEVYING OF AD VALOREM TAXES FOR THE CITY OF PALMETTO FOR FISCAL YEAR 2011; AND PROVIDING FOR AN EFFECTIVE DATE.

Action Request: Motion to adopt Resolution No. 2010-28.

B) RESOLUTION NO. 2010-29 (to be read in its entirety)

A RESOLUTION OF THE CITY OF PALMETTO OF MANATEE COUNTY, FLORIDA, ADOPTING THE FINAL BUDGET FOR FISCAL YEAR 2011; AND PROVIDING FOR AN EFFECTIVE DATE.

Action Request: Motion to adopt Resolution No. 2010-29.

4. LAND CONTRACTS RELATED TO THE BALL FIELDS AND 23RD STREET REALIGNMENT (TAB 7)
Updated materials will be provided upon receipt.

Action Request: Motion to approve and authorize the Mayor to execute the Dedication Agreement Between Manatee Fruit Company, Inc. and City of Palmetto.

Action Request: Motion to approve and authorize the Mayor to execute the Agreement Regarding the Transfer of Lands and Construction and Operation of Park Facilities Among Manatee Fruit Company, Inc., Manatee County, the City of Palmetto, and the School Board of Manatee County.

5. APPOINTMENT: POLICE PENSION BOARD OF TRUSTEES (J. Freeman) (TAB 8)

City Commission appointment to the Police Officers' Pension Plan Board of Trustees and ratification of the Board of Trustees' election of the 5th Trustee.

Action Request: Motion to ratify the election of Michael J. Fuller as the 5th Trustee of the Police Officers' Pension Plan Board of Trustees, for a term ending January, 2012.

Action Request: Motion to appoint Larry Denyes as a Trustee of the Police Officers' Pension Plan Board of Trustees, for a term ending January, 2012.

6. CONTRACT APPROVAL: COVERALL CLEANING CONCEPTS (J. Freeman) (TAB 9)

Approval of the final one-year renewal of the City Hall and Public Works Department contract for janitorial services.

Action Request: Motion to approve and authorize the Mayor to execute the Coverall North America, Inc. d/b/a Coverall Health-Based Cleaning System contracts for City Hall in an amount not to exceed \$6,780 and for Public Works in an amount not to exceed \$7,860, each for a term ending November 1, 2011.

7. CONTRACT APPROVAL: LEX'S AUTOMOTIVE & 4 WHEEL DRIVE REPAIR, INC. (Chief Wells)

(TAB 10)

Approval of a one-year contract for the maintenance and repair services for the Police Department fleet.

Action Request: Motion to approve and authorize the Mayor to execute the Agreement for Automobile Maintenance and Repair Services with Lex's Automotive & 4 Wheel Drive Repair, Inc. for a period ending September 30, 2010 in an amount not to exceed \$45,000.

8. APPROVAL: ONE-TIME PAYMENT IN LIEU OF SALARY INCREASE (J. Freeman)

(TAB 11)

A proposed one-time payment to eligible employees in lieu of salary increase.

Action Request: Motion to approve a one-time payment in lieu of a salary increase to eligible employees as of September 30, 2010 in the net amount of \$1,000 for full time employees, \$500 for part time employees and \$100 for crossing guards, not to exceed \$135,174 and to be funded by projected surpluses in Fiscal Year 2010.

9. RESOLUTION NO. 2010-27 (J. Freeman)

(TAB12)

Budget amendment for the Ward I Phase II funding transfer from CRA to the City.

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. 2010-27.

10. RESOLUTION NO. 2010-30 (Mayor Bryant)

(TAB 13)

A RESOLUTION OF THE CITY OF PALMETTO, FLORIDA OPPOSING THE PROPOSAL BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY TO ENACT NEW NUMERIC NUTRIENT WATER QUALITY STANDARDS TO BE APPLICABLE FOR ALL LAKES, STREAMS AND OTHER FLOWING CLASS III WATERS LOCATED IN AND ADJACENT TO THE STATE OF FLORIDA AS AN AMENDMENT TO 40 CFR PART 131.43 AND THE CLEAN WATER ACT, SECTION 303(c); PROVIDING FOR REPEALER; PROVIDING AN EFFECTIVE DATE.

Action Request: Motion to adopt Resolution No. 2010-30.

11. CDBG CONTACT AWARD-WARD I PHASE II (J. Freeman)

(TAB 14)

Approval of the CDBG contract awarding \$750,000 for partial funding of the Ward I Phase II project.

Action Request: Motion to accept, approve and authorize the Mayor to sign the 2009 Small Cities Community Development contract 11DB-L4-08-51-02 in the amount of \$750,000.

12. POLICE DEPARTMENT COMPUTER AIDED DISPATCH (CAD) UPGRADE

(J. Freeman and and Chief Wells)

(TAB 15)

Proposal for a sole source purchase of new software that will be funded by a Byrne Justice Grant.

Action Request: Motion to approve and accept the sole source proposal from USA software in the amount of \$100,003.45 to purchase the CAD sys upgrades and authorize the Mayor to sign the applicable documents, as required.

13. 23rd STREET REALIGNMENT UPDATE/BASEBALL FIELD UPDATE (A. Tusing)

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, stating name, address, and topic to be addressed and be sworn in prior to the meeting. 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. §286.26) 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: SEPTEMBER 22, 2010