

**CITY OF PALMETTO
CITY COMMISSION MEETING
December 13, 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 December 13, 2010 7:00 PM Agenda.

2. CITY COMMISSION CONSENT AGENDA

A) Minutes: December 6, 2010	(TAB 1)
B) November Check Register	(TAB 2)
C) Purchase of new City Phone System	(TAB 3)
D) Purchase of new City Hall Generator	(TAB 4)
E) Approval of final year of contract with Pyrotecnico for 2011 Fireworks Display	(TAB 5)
F) Noise Exception Permit: Olympia Performing Arts Center	(TAB 6)

Action Request: Motion to approve the December 13, 2010 Consent Agenda.

3. PUBLIC HEARING: ORDINANCE NO. 2010-18 (L. Lynn) (TAB 7)
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; AMENDING ORDINANCE NO. 08-972 TO APPROVE AN AMENDED GENERAL DEVELOPMENT PLAN FOR THE PROPERTIES DESCRIBED IN THE ATTACHED EXHIBIT "A", LOCATED IN THE PDMU (PLANNED DEVELOPMENT – MIXED-USE) ZONING DISTRICT; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (GDP 05-03 Rev II (2010) Sanctuary Residential Partners, LLC/ Sanctuary Development Partners East, L.L.C./Sanctuary Development Partners, L.L.C./Manatee Island Partners, LLC, approx. 225.22 acres).

Action Request: Motion to schedule Ordinance No. 2010-18 for public hearing on December 13, 2010

4. PUBLIC HEARING: MANATEE SCHOOL FOR THE ARTS INDUSTRIAL DEVELOPMENT REVENUE BONDS (J. Freeman - Attorney Barnebey) (TAB 8)

RESOLUTION NO. 2010-40
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA AUTHORIZING THE ISSUANCE OF THE CITY'S INDUSTRIAL DEVELOPMENT REVENUE AND REVENUE REFUNDING BONDS (MANATEE SCHOOL FOR THE ARTS PROJECT), IN TWO OR MORE SERIES (COLLECTIVELY, THE "BONDS") IN THE AGGREGATE PRINCIPAL AMOUNT DESCRIBED HEREIN FOR THE PURPOSE OF PROVIDING FUNDS TO MAKE A LOAN TO RENAISSANCE ARTS AND EDUCATION, INC. D/B/A MANATEE SCHOOL FOR THE ARTS (THE "BORROWER") TO PROVIDE FUNDS FROM THE BONDS TO FINANCE THE NEW PROJECT AS DEFINED HEREIN, REFINANCE THE CITY'S OUTSTANDING INDUSTRIAL DEVELOPMENT REVENUE BONDS, (MANATEE SCHOOL FOR THE ARTS PROJECT), SERIES 2007, REFINANCE THE CITY'S OUTSTANDING INDUSTRIAL DEVELOPMENT REFUNDING REVENUE BOND (MANATEE SCHOOL FOR THE ARTS PROJECT), SERIES 2008, MAKE A SWAP TERMINATION PAYMENT RELATED TO A PRIOR HEDGE AGREEMENT, AND PAY THE COSTS OF ISSUING BOTH SERIES OF BONDS; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION OF A LOAN AGREEMENT, A BOND PURCHASE AND CONSTRUCTION FINANCING AGREEMENT, A MORTGAGE, ASSIGNMENT OF RENTS AND LEASES AND SECURITY AGREEMENT, AN ASSIGNMENT OF LOAN AGREEMENT, MORTGAGE, PROMISSORY NOTE AND OTHER COLLATERAL AND A SATISFACTION OF MORTGAGE; AWARDING THE SALE OF THE BONDS BY A NEGOTIATED SALE TO REGIONS BANK; AUTHORIZING OFFICIALS OF THE CITY TO TAKE CERTAIN ACTION IN CONNECTION WITH THE ISSUANCE OF THE BONDS; MAKING CERTAIN OTHER COVENANTS AND AGREEMENTS IN CONNECTION WITH THE ISSUANCE OF THE BONDS; AND PROVIDING AN EFFECTIVE DATE.

Open public hearing. Close public hearing after public comment.

Action Request: Motion to adopt Resolution No. 2010-40.

5. RESOLUTION NO. 2010-22 (J. Freeman) (TAB 9)
Adoption of a formal Budgetary Policy.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, TO ESTABLISH POLICY SETTING GUIDELINES FOR THE ESTABLISHMENT OF THE CITY'S BUDGET FOR THE PURPOSES OF ENSURING THE FINANCIAL STABILITY OF THE CITY.

Action Request: Motion to adopt Resolution No. 2010-22.

6. RESOLUTION NO. 2010-41 (J. Freeman)

(TAB 10)

Authorization to execute documents for the lease/purchase of City capital equipment.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AUTHORIZING THE EXECUTION AND DELIVERY OF A MASTER LEASE/PURCHASE AGREEMENT WITH BRANCH BANKING AND TRUST (BB&T) AUTHORIZING A LEASE OF EQUIPMENT THEREUNDER; AUTHORIZING THE EXECUTION OF SUCH OTHER DOCUMENTS AS MAY BE NECESSARY TO COMPLETE THE TRANSACTIONS CONTEMPLATED HEREBY; AND PROVIDING AN EFFECTIVE DATE.

Action Request: Motion to adopt Resolution No. 2010-41.

7. BID AWARD FOR THE 10TH ST. AT 10TH AVE. INTERSECTION IMPROVEMENT PROJECT

(A. Tusing)

(TAB 11)

Action Request: Motion to award the bid for the 10th St. W. at 10th Ave. Intersection Improvement Project to Highway Safety Devices, Inc. in an amount not to exceed \$189,102.60.

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.

15. 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: DECEMBER 9, 2010