

**CITY OF PALMETTO  
CITY COMMISSION MEETING  
AND  
JOINT CRA BOARD AND  
CRA ADVISORY BOARD MEETING**

**February 28, 2011  
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.*

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516 8th Avenue West  
Palmetto, Florida 34221

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

**Shirley Groover Bryant, Mayor**

**Commission Members**

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

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*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: Comments shall be limited to two minutes on non-agenda items. Commission does not generally take action on any matter raised during these public comments, but may direct the matter to be placed on the agenda of a future meeting, if appropriate.

**1. CITY COMMISSION AGENDA APPROVAL**

**Action Request: Motion to approve the February 28, 2011 7:00 PM Agenda.**

**2. CONSENT AGENDA APPROVAL**

**A) CITY CLERK'S OFFICE**

1. Minutes; February 7, 2011 (TAB 1)
2. Special litigation billings: (TAB 2)
  - a. Kirk Pinkerton
  - b. Bryant Miller Olive-Police Union
3. Special Function Permit: (TAB 3)
  - a. St. Pete Bicycle Club Spring Classic
  - b. Palmetto B&B Wedding for March 6
  - c. Palmetto B&B Wedding for April 17
4. Physio Control Contract Renewal: (TAB 4)

Service support for Automatic External Defibrillators

**B) PUBLIC WORKS**

1. Lombardo, Foley & Kolarik, Inc. Work Assignment #6 (TAB 5)

Ward I Phase II engineering construction phase services for project, COP Job #05-436

**Action Request: Motion to approve the February 28, 2011 Consent Agenda.**

**3. PUBLIC HEARING: ORDINANCE NO. 2011-01 (L. Lyn)** (TAB 6)  
AN ORDINANCE OF THE CITY COMMISSION FOR THE CITY OF PALMETTO, FLORIDA, AMENDING PROVISIONS RELATED TO THE PROCEDURES OF THE PLANNING & ZONING BOARD; 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. 2011-01.**

**4. PUBLIC HEARING: ORDINANCE NO. 2011-02 (L. Lyn)** (TAB 7)  
AN ORDINANCE OF THE CITY COMMISSION FOR THE CITY OF PALMETTO, FLORIDA, AMENDING SECTION 4-2 OF THE PALMETTO CODE OF ORDINANCES TO AMEND THE LOCATIONS WHERE THE SALE OF ALCOHOLIC BEVERAGES IS PROHIBITED WITHIN THE CITY LIMITS; 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. 2011-02.**

**5. PUBLIC HEARING: ORDINANCE NO. 2011-03 (J. Freeman)** (TAB 8)  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, GRANTING TO FLORIDA POWER & LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC FRANCHISE; IMPOSING PROVISIONS AND CONDITIONS RELATING THERETO; PROVIDING FOR MONTHLY PAYMENTS TO THE CITY OF PALMETTO; 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. 2011-03.**

6. FIRST READING: ORDINANCE NO. 2011-04 (L. Lynn) (TAB 9)

AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; ANNEXING APPROXIMATELY 1.043 ACRES OF REAL PROPERTY INTO THE CITY OF PALMETTO GENERALLY LOCATED AT 735 15<sup>TH</sup> AVENUE DRIVE EAST, PALMETTO; PROVIDING FOR AMENDMENT OF CITY BOUNDARIES; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (Applicant: Renaissance Arts and Education, Inc./dba Manatee School for the Arts (MSA), AN #2011-01)

**Action Request: Motion to schedule Ordinance No. 2011-04 for a public hearing  
March 7, 2011.**

7. FIRST READING: ORDINANCE NO. 2011-05 (L. Lynn) (TAB 10)

AN ORDINANCE OF THE CITY COMMISSION FOR THE CITY OF PALMETTO, FLORIDA, AMENDING THE CITY OF PALMETTO COMPREHENSIVE PLAN; ADOPTING AN AMENDMENT TO THE FUTURE LAND USE MAP FOR AN AREA OF APPROXIMATELY 1.043 ACRES GENERALLY LOCATED AT 735 15<sup>TH</sup> STREET EAST; REDESIGNATING CERTAIN LANDS FROM COUNTY RES-6 (RESIDENTIAL 6 UNITS PER ACRE) TO CITY PC (PLANNED COMMUNITY); PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (Applicant: Renaissance Arts and Education, Inc./dba Manatee School for the Arts (MSA), PA #2011-01)

**Action Request: Motion to schedule Ordinance No. 2011-05 for a public hearing  
March 7, 2011.**

8. FIRST READING: ORDINANCE NO. 2011-06 (L. Lynn) (TAB 11)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; APPROVING AND AMENDING THE ZONING TO THE PLANNED DEVELOPMENT MIXED USE (PD-MU) ZONING DISTRICT FOR APPROXIMATELY 21.58 ACRES OF PROPERTY GENERALLY LOCATED AT 600, 700 AND 822 HABEN BOULEVARD AND 735 15<sup>TH</sup> AVENUE DRIVE EAST, PALMETTO; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Applicant: Renaissance Arts and Education, Inc./dba Manatee School for the Arts (MSA), approximately 21.58 acres Z#2011-01)

**Action Request: Motion to schedule Ordinance No. 2011-06 for a public hearing  
March 7, 2011.**

9. FIRST READING: ORDINANCE NO. 2011-07 (L. Lynn) (TAB 12)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; AMENDING ORDINANCE NO.09-986 TO APPROVE AN AMENDED GENERAL DEVELOPMENT PLAN FOR A MIDDLE AND HIGH SCHOOL WITH A MAXIMUM OF 1650 STUDENT STATIONS AND AN EDUCATION RELATED GO-KART FACILITY FOR THE PROPERTIES GENERALLY LOCATED AT 600, 700 AND 822 HABEN BOULEVARD AND 735 15<sup>TH</sup> AVENUE DRIVE EAST, PALMETTO, AND LOCATED IN THE PD-MU (PLANNED DEVELOPMENT – MIXED-USE) ZONING DISTRICT; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Applicant: Renaissance Arts and Education, Inc./dba Manatee School for the Arts (MSA), approximately 21.58 acres GDP2011-01)

**Action Request: Motion to schedule Ordinance No. 2011-07 for a public hearing  
March 7, 2011.**

The General Development Plan will be delivered Friday, February 25, 2011.

10. RESOLUTION NO. 2010-08 (J. Freeman)

(TAB 13)

Resolution to adopt the 2011 CIP budget.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AMENDING RESOLUTION NO. 2010-29, WHICH RESOLUTION ADOPTED THE BUDGET FOR FISCAL YEAR 2010-2011, AND PROVIDING FOR AN EFFECTIVE DATE.

**Action Request: Motion to adopt Resolution No. 2010-08.**

11. RESOLUTION NO. 2010-07 (J. Freeman)

(TAB 14)

Resolution to establish budget for the Florida Energy and Climate Commission grant funds.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AMENDING RESOLUTION NO. 2010-29, WHICH RESOLUTION ADOPTED THE BUDGET FOR FISCAL YEAR 2010-2011, AND PROVIDING FOR AN EFFECTIVE DATE.

**Action Request: Motion to adopt Resolution No. 2010-07.**

**Adjourn the City Commission meeting to open the Joint CRA Board and CRA Advisory Board Meeting.**

**Reopen the City Commission Meeting.**

12. RESOLUTION NO. 2011-09 (J. Freeman)

(TAB 15)

Resolution No. 2011-09 was not available at time of agenda distribution. The material will be delivered.

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

14. ASR WELL UPDATE

15. DEPARTMENT HEADS' COMMENTS

16. MAYOR'S REPORT

17. COMMISSIONERS' COMMENTS

18. 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.

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

POSTED: FEBRUARY 3, 2011