

**CITY OF PALMETTO  
CITY COMMISSION MEETING  
MARCH 21, 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.*

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.

Proclamation: Water Conservation Month  
Accepting: Terri Behling, Senior Community Affairs Manager, Charlotte, DeSoto,  
Manatee and Sarasota Counties, Southwest Florida Water Management District

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 March 21, 2011 7:00 p.m. agenda.**

**2. CONSENT AGENDA APPROVAL**

**A) CITY CLERK'S OFFICE**

1. Minutes: February 22, 2011 (TAB 1)  
February 28, 2011  
March 7, 2011

2. Budget Resolution No. 2011-12 (TAB 2)  
Resolution No. 2011-12 provides funding for a Police Department Driving Simulator.

**Action Request: Motion to approve the March 21, 2011 Consent Agenda.**

3. PUBLIC HEARING: ORDINANCE NO. 2011-06 (L. Lynn) (TAB 3)  
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)

**Reopen the public hearing continued from March 7, 2011. Close public hearing after public comment.**

**Action Request: Motion to adopt Ordinance No. 2011-06, which is a rezoning of 21.58 acres from PD-MU, RSF 4.5, PD-MU, and PD-MU to PD-MU, as recommended by staff.**

4. PUBLIC HEARING: ORDINANCE NO. 2011-07 (L. Lynn) (TAB 4)  
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)

**Reopen the public hearing continued from March 7, 2011. Close public hearing after public comment.**

**Action Request: Motion to approve with conditions the proposed General Development Plan, and adopt Ordinance No. 2011-07, as recommended by staff.**

5. 1<sup>ST</sup> READ & 1<sup>ST</sup> PUBLIC HEARING: ORDINANCE NO. 2011-10 (L. Lynn) (TAB 5)  
AN ORDINANCE OF THE CITY COMMISSION FOR THE CITY OF PALMETTO, FLORIDA, AMENDING CODE OF ORDINANCES; ZONING CODE, TO ADD COMMERCIAL APARTMENT AS A DEFINED TERM, AND TO ADD COMMERCIAL APARTMENT AS A PERMITTED USE IN THE GO, CN, CC, AND P ZONING DISTRICTS AND AS A CONDITIONAL USE IN THE CG AND CHI ZONING DISTRICTS; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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

**Action Request: Motion to schedule the second public hearing for Ordinance No. 2011-10 for April 4, 2011.**

6. 1<sup>st</sup> READING: ORDINANCE 2011-11 (Mark Barnebey)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AMENDING THE CODE OF ORDINANCES TO REVISE PROVISIONS RELATED TO THE CITY CHECK REGISTER; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**Action Request:           Motion to schedule Ordinance No. 2011-11 for a public hearing  
April 4, 2011.**

7. 23rd STREET REALIGNMENT UPDATE/BASEBALL FIELD UPDATE (A. Tusing)

8. ASR WELL UPDATE

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

POSTED: March 17, 2011