

**CITY OF PALMETTO  
CITY COMMISSION MEETING  
AND  
CRA BOARD MEETING  
AUGUST 15, 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**

*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: Children's Summit Day – August 27, 2011  
Accepting: Lynn Anderson, Human Services Analyst & Summit Committee Chair

Women's Equity Day  
Accepting: Dorothy Middleton, Dr Mona Jain and Marianne Barnebey  
Manatee and Sarasota Commissions on the Status of Women

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 August 15, 2011 7:00 PM Agenda.**

**2. CONSENT AGENDA APPROVAL**

**A) CITY CLERK'S OFFICE**

1. Minutes: August 1, 2011 (TAB 1)
2. Special Litigation Billing: Kirk Pinkerton (TAB 2)  
Persson & Cohen

3. Manatee River Fair Association License Agreement for Exhibitors (TAB 3)
4. Budget Resolution 2011-23: Police Department budget amendment to transfer funds from Reserves for Law Enforcement for special investigation for final DNA testing expenses. (TAB 4)
5. FY2011 Audit Engagement Letter with Mauldin & Jenkins (fka CPA Associates) (TAB 5)
6. School Board of Manatee County Agreement to extend the initial agreement allowing the City's continued storage of personal equipment in a building the School Board purchased from the CRA. (TAB 6)

**B) POLICE DEPARTMENT**

1. Contract Renewal: Lex's Automotive and 4-Wheel Drive Repair, Inc. (TAB 7)
2. Declaration of PD vehicles #623, 627 and 638 as surplus property and authorize consignment to Tampa Machinery Auction for auction. (TAB 8)

**C) PUBLIC WORKS**

1. Engineering Continuing Contract extensions for one year for: (TAB 9)
  - a. Lombardo, Foley & Kolarik, Inc. (City Engineer) to expire August 18, 2012
  - b. Wade Trim, Inc. to expire August 16, 2012
2. Award of Bid: Wastewater Treatment Plant Energy Improvements to Veolia Water In an amount not to exceed \$167,315. (TAB 10)

**Action Request: Motion to approve the August 15, 2011 Consent Agenda.**

3. PUBLIC HEARING: ORDINANCE NO. 2011-15 (M. Barnebey) (TAB 11)  
AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, AMENDING THE CODE OF ORDINANCES TO REVISE THE NOTICE REQUIREMENTS FOR CITY COMMISSION AND PLANNING AND ZONING BOARD; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR REAFFIRMATION AND RATIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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

**Action Request: Motion to adopt Ordinance No. 2011-15.**

4. PUBLIC HEARING: ORDINANCE NO. 2011-16 (J. Freeman) (TAB 12)  
AN ORDINANCE OF THE CITY OF PALMETTO AMENDING CHAPTER 22, PERSONNEL, ARTICLE IV, GENERAL EMPLOYEES' RETIREMENT SYSTEM, OF THE CODE OF ORDINANCES OF THE CITY OF PALMETTO; AMENDING SECTION 22-83, BOARD OF TRUSTEES; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE.

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

**Action Request: Motion to adopt Ordinance No. 2011-16.**

5. PUBLIC HEARING: ORDINANCE NO. 2011-17 (L. Lynn) (TAB 13)  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; AMENDING ORDINANCE NO. 2011-09 TO APPROVE AN AMENDED GENERAL DEVELOPMENT PLAN FOR TEN SINGLE-FAMILY DETACHED DWELLING UNITS GENERALLY LOCATED AT 4009 11<sup>TH</sup> STREET COURT WEST, PALMETTO, AND LOCATED IN THE PD-H (PLANNED DEVELOPMENT-HOUSING) ZONING DISTRICT; PROVIDING FOR REPEAL OF

ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Applicant: BMR Funding LLC, approximately 1.66 acres).

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

**Action Request: Motion to adopt Ordinance No. 2011-17.**

6. PUBLIC HEARING: ORDINANCE NO. 2011-18 (TAB 14)  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AMENDING THE CODE OF ORDINANCES TO REMOVE THE SPECIAL PERMIT EXCEPTION TO THE CITY'S NOISE RESTRICTIONS; ADDING EXCEPTIONS TO THE NOISE LIMITATIONS FOR NOISE GENERATED AT THE MANATEE COUNTY FAIR AND GOVERNMENTALLY HELD EVENTS; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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

**Action Request: Motion to adopt Ordinance No. 2011-18.**

7. COMMUNITY REDEVELOPMENT AGENCY 2011-2015 PLAN (J. Burton)  
Item carried forward from the workshop meeting.

**Action Request: Motion to adopt the Community Redevelopment Agency 2011-15 Plan.**

8. COMMUNITY REDEVELOPMENT AGENCY MAP (J. Burton)  
Item carried forward from the workshop meeting.

**Action Request: Motion to adopt the Community Redevelopment Agency Map.**

Recess the City Commission meeting to open the CRA Board meeting.

Reconvene the City Commission meeting.

10. JULY CHECK REGISTER (Informational purposes only) (TAB 15)

11. 23rd STREET REALIGNMENT UPDATE/BASEBALL FIELD UPDATE

12. ASR WELL UPDATE

13. DEPARTMENT HEADS' COMMENTS

14. MAYOR'S REPORT

15. COMMISSIONERS' COMMENTS

16. 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.

17. 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: AUGUST 9, 2011