

Palmetto City Commission
February 27, 2006 7:00 p.m.

Elected Officials Present:

Larry Bustle, Mayor
Mary Lancaster, Vice Mayor
Eric Ball, Commissioner
Tamara Cornwell, Commissioner
Tambra Varnadore, Commissioner
Brian Williams, Commissioner

Staff and Others Present:

James R. Freeman, City Clerk
Chris Lukowiak, Public Works Director
Chief Garry Lowe
Ric Hartman, Planning Supervisor/Zoning Administrator
Tanya Lukowiak, CRA Executive Director
Michele Hall, City Attorney
Frank Woodard, Deputy Public Works Director
Diane Ponder, Deputy Clerk-Administration

Mayor Bustle called the meeting to order at 7:00 p.m. Pastor Matt Simpson, First Baptist Church of Palmetto, offered an invocation which was followed by the Pledge of Allegiance.

All persons wishing to speak before Commission during the meeting were sworn in by Diane Ponder.

1. AGENDA APPROVAL

MOTION: Mrs. Lancaster moved, Mr. Ball seconded and motion carried 5-0 to approve the February 27, 2006 7:00 pm agenda.

2. CONSENT AGENDA (2:00)

- A) Minutes: Commission meetings of February 6 and February 13, 2006
- B) Check Register January 2006
- C) Special Function Permits: Spring Classic
Palmetto Historical Commission 2006 Functions

MOTION: Mr. Ball moved, Mrs. Lancaster seconded and motion carried 5-0 to approve the February 27, 2006 Consent Agenda.

3. PUBLIC HEARING-ORDINANCE NO. 06-875 (3:00)

AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; ANNEXING CERTAIN REAL PROPERTY TO THE CITY OF PALMETTO; PROVIDING FOR AMENDMENT OF CITY BOUNDARIES; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Samuel Asfur, AN0601, PID # 2582900003 – 1550 U.S. Highway 301 North, approximately 7.58 acres).

Mayor Bustle opened the public hearing. After no public comment, Mayor Bustle closed the public hearing.

MOTION: Mrs. Lancaster moved, Mr. Ball seconded and motion carried 5-0 to adopt Ordinance No. 06-875.

4. PUBLIC HEARING-ORDINANCE NO. 06-876 (4:16)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; APPROVING A GENERAL DEVELOPMENT PLAN FOR PID # 2580010003, 2580010102 and 2580000004; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (GDP 0601 Riviera Walk West, PID # 2580010003, 2580010102 and 2580000004 approx. 6.40 acres).

Mayor Bustle opened the public hearing.

Having been duly sworn, Attorney Caleb Grimes summarized the Riviera Walk West project located on the west side of Haben Boulevard, informing Commission the project criteria is the exact same for the project Riviera Walk East project located on the east side of Haben Boulevard.

Mayor Bustle closed the public hearing.

Discussions were held on the following topics/issues:

inverted crown drainage located in the center of the roadways
landscaping criteria contained in the homeowner's documents
traffic study (No traffic was required. A traffic study is necessary when data shows 50 trips per peak hour. The city accepts a letter stating why a traffic study is not required.)

MOTION: Mr. Williams moved, Mrs. Lancaster seconded and motion carried 5-0 to adopt Ordinance No. 06-876.

5) PUBLIC HEARING-ORDINANCE NO. 06-877 (15:46)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR AMENDMENT OF APPENDIX B, ARTICLE IV, SECTION 4.3 OF THE CITY'S ZONING CODE, PERTAINING TO CONSTRUCTION OF SINGLE FAMILY RESIDENTIAL UNITS IN THE RM-5 AND RM-6 ZONING DISTRICTS; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Bustle opened the public hearing. After no public comment, Mayor Bustle closed the public hearing.

MOTION: Mrs. Lancaster moved, Ms. Varnadore seconded, for discussion.

The following issues were discussed and confirmed:

- The effective date of the ordinance is February 27, 2006; the scrivener's error in the body of the ordinance will be corrected.
- All lots with or without single family homes in RM5 and RM 6 will be considered legally conforming as of the effective date of the ordinance.
- Future construction in an RM5 or RM6 district must meet RS4 yardage, specific to setbacks only.
- All currently existing homes can be rebuilt if more than 50% destroyed.
- The ordinance is applicable city wide.
- Commissioners living in RM5 or RM6 district that may or may not realize a financial gain by the development of their property should recuse themselves from the vote.

Mr. Williams and Mr. Ball recused themselves from voting on the motion on the floor to adopt Ordinance No. 06-877.

Motion on the floor carried 3-0. Mr. Williams and Mr. Ball abstained.

6. PUBLIC HEARING-ORDINANCE NO. 06-878 (30:21)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR AMENDMENT OF APPENDIX B, ARTICLE VI, OF THE CITY CODE OF ORDINANCES, PERTAINING TO A REQUIREMENT OF PROVIDING HAND SANITIZERS IN PORTABLE RESTROOM FACILITIES; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Bustle opened the public hearing. After no public comment, Mayor Bustle closed the public hearing.

MOTION: Ms. Varnadore moved, Ms. Cornwell seconded and motion carried 5-0 to adopt Ordinance No. 06-878.

7. PUBLIC HEARING-ORDINANCE NO. 06-879 (31:27)

AN ORDINANCE OF THE CITY OF PALMETTO PROVIDING FOR REVIEW OF DEVELOPMENT PLANS IN ACCORDANCE WITH THE PRACTICES OF CRIME PREVENTION THROUGH ENVIRONMENTAL DESIGN; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Bustle opened the public hearing. After no public comment, Mayor Bustle closed the public hearing.

MOTION: Mr. Ball moved, Ms. Varnadore seconded and motion carried 5-0 to adopt Ordinance No. 06-879.

8. 1st READING AND ADVERTISING APPROVAL – ORDINANCE NO. 06-880 (36:40)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR AMENDMENT TO ORDINANCE NO. 387, THE ZONING ORDINANCE OF THE CITY OF PALMETTO, TO CHANGE THE ZONING OF THE PROPERTY DESCRIBED IN HEREIN FROM RM-6 (Multi Family) TO RS-4 (Single Family); PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Barbara Mollanazar/Nabs Corporation, PID # 2635500008, 2635600006 and 2635700004 - approximately .69 acres total).

MOTION: Mr. Ball moved, Mrs. Lancaster seconded and motion carried 5-0 to approve Ordinance No. 06-880 for advertising and schedule a Public Hearing for March 20, 2006.

9. 1ST READING AND ADVERTISING APPROVAL – ORDINANCE NO. 06-881 (39:14)

AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR A SMALL SCALE DEVELOPMENT AMENDMENT TO THE CITY OF PALMETTO COMPREHENSIVE PLAN FUTURE LAND USE ELEMENT/FUTURE LAND USE MAP BY REDESIGNATING CERTAIN LANDS FROM LM (Light Manufacturing - County) to PD-MU (Planned Development-Mixed Use – City) PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Samuel Asfur, PA0504, PID # 2582900003 – 1550 U.S. Highway 301 North, approximately 7.58 acres).

MOTION: Mrs. Lancaster moved, Ms. Cornwell seconded and motion carried 5-0 to approve Ordinance No. 06-881 for advertising and schedule a Public Hearing for March 20, 2006.

10. RESOLUTION NO. 06-10 (40:26)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, URGING THE MANATEE COUNTY SCHOOL BOARD TO CONTINUE EXPLORING THE FEASIBILITY OF LOCATING A NEW ELEMENTARY SCHOOL ON CURRENT SCHOOL BOARD PROPERTY.

MOTION: Mr. Williams moved and Mrs. Lancaster seconded to adopt Resolution No. 06-10.

Discussion: Commission discussed the commitment the City made to the School Board concerning proposed Plan A to keep Palmetto Elementary at its current site. Mrs. Lukowiak updated Commission on staff's efforts to assemble surrounding parcels of property, vacate internal roads and develop alternate traffic routes before the deadline. Mayor Bustle stressed the resolution is only the City's commitment to supply staff to work with the School Board to continue the feasibility study concerning the current site.

Motion on the floor carried 5-0.

Mr. Hartman informed Commission there was a clerical error in Ordinance No. 06-880. Section 2. Zoning Amendment should read "The zoning for the real property described in Exhibit A is hereby rezoned from RM-6 (Multi-family) to RS-4 (Single Family)." Clarification was made to correct the ordinance before advertisement for the public hearing.

Attorney Hall advised Commission of a clerical error in the title of Ordinance No. 06-881. Clarification was made to correct the ordinance before advertisement for the public hearing. Corrected title will read:

AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR A SMALL SCALE DEVELOPMENT AMENDMENT TO THE CITY OF PALMETTO COMPREHENSIVE PLAN FUTURE LAND USE ELEMENT/FUTURE LAND USE MAP BY REDESIGNATING CERTAIN LANDS FROM IL (Light Manufacturing - County) to PUD (Planned Development - City) PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Samuel Asfur, PA0504, PID # 2582900003 – 1550 U.S. Highway 301 North, approximately 7.58 acres).

11. RESOLUTION NO. 06-11 (1:06:43)

A RESOLUTION OF THE CITY OF PALMETTO, FLORIDA, SUPPORTING THE RETENTION OF MANATEE COUNTY AS A MEMBER OF THE TAMPA BAY REGIONAL PLANNING COUNCIL.

MOTION: Mr. Ball moved, Ms. Varnadore seconded and motion carried 5-0 to adopt Resolution No. 06-11.

12. OFFICE OF GREENWAYS AND TRAILS GRANT APPLICATION (1:10:50)

Carried forward from the 4:00 p.m. meeting.

MOTION: Mrs. Lancaster moved, Mr. Williams seconded and motion carried 5-0 to authorize the Grants Coordinator to submit an application for funding from the Office of Greenways and Trails.

13. ASR WELL PIGGY-BACK CONTRACT (1:11:20)

Carried forward from the 4:00 p.m. meeting.

MOTION: Mr. Ball moved, Ms. Cornwell seconded and motion carried 5-0 to approve and authorize the Mayor to execute a contract with Post Buckley for the preliminary design and permitting of the City's ASR Well in an amount not to exceed \$41,628.

Staff confirmed that Veolia and JEA have been involved in the issue, but neither firm was contacted to bid on the project, as PBS&J is considered the leading firm in ASR well development. Phase III of the project will require a new contract.

14. EAR PIGGY-BACK CONTRACT (1:14:15)

Carried forward from the 4:00 p.m. meeting.

Staff confirmed the working documents from Michele Mellgren & Associates will be made available to WRT in an effort to minimize the cost of the project. Staff also confirmed negotiations with three other companies regarding the issue contributed to the delay in requesting a contract to complete the project.

MOTION: Mr. Ball moved, Mrs. Lancaster seconded and motion carried 3-2 to approve and authorize the Mayor to execute a contract with Wallace, Roberts and Todd (WRT) to review and evaluate the City's Comp Plan and prepare the Evaluation and Appraisal Report in an amount not to exceed \$64,910. Ms. Varnadore and Mr. Williams voted no.

15. DEPARTMENT HEADS' COMMENTS

Chief Lowe

Thanked Commission for allowing him to recognize the efforts of Detective Strassner.

PD participated in the Mardi Gras parade; there were no incidents.

Mr. Freeman

Staff is exploring the possibility of engaging Burton & Associates to assist the City in defining storm water rate increases.

Reported he will attend Legislative Action Day with Mayor Bustle and Mr. Ball on March 28 and March 29. Manasota League of Cities is funding his attendance.

Requested permission to distribute the March 6, 2006 agenda packets on Thursday, if necessary. Commission agreed to his request.

Mr. Lukowiak

Displayed the trophy the City's softball team won when they played and beat the City of Bradenton. Last year when the two teams met, Palmetto was not the victor.

Mr. Hartman

Attended the Growth Management Conference hosted by the Florida Chamber of Commerce, where concurrency was the overriding issue of the seminars he attended. Reported he has a CD of all the seminars of the conference.

Attorney Hall

Reported she attended the Growth Management Conference with Mr. Hartman. Agreed concurrency and education were the "hot" topics.

16. MAYOR'S REPORT

Reported on the MPO meeting. FDOT District 1 Secretary Stanley Conn received many comments regarding funding issues in the district; \$500 million shortfall, comments regarding the \$3.2 billion non-recurring funds will be entered into the record in Tallahassee March 7, 2006.

Announced he will be attending the Legislative Action Day and will be lobbying for Manasota League of Cities and the City regarding transportation.

Will be attending the Florida League of Mayors' meeting.

17. COMMISSIONERS' COMMENTS

Mr. Ball

Announced he considers it a great honor to be attending Florida's Legislative Action Day.

Inquired the procedure for noticing property owners regarding rezoning hearings. Mr. Hartman stated property owners within 500 feet are mailed notice of the hearing. All ordinance titles are advertised 10 days prior to a public hearing.

Inquired of the time line for the inclusionary housing issue. Attorney Hall stated she will not stall the City's product based on rumor unless she is supplied with factual information. She remains in contact with individuals in Tallahassee and inquired at seminars she attended about any upcoming issues during the legislative session. She stated staff will continue to gather and organize data and move forward as quickly as possible to correctly draft a proposed ordinance.

Ms. Varnadore

Following up with the inclusionary housing issue, inquired how the delay is affecting the developments in the City. Attorney Hall discussed the legislation in progress that was adopted by the Commission in the form of a resolution. Mayor Bustle stated the developers in the City and the Homebuilders Association are supportive of the issue. Ms. Varnadore stated it will assist the Commissioners if they are kept informed of issues affecting the City.

Inquired about the pending traffic study. Mr. Lukowiak stated a scope of work was provided Renaissance Planning and their proposal should be forthcoming in the near future. The three governmental agencies involved in the traffic study will participate in an interlocal agreement for the study. Mayor Bustle discussed how a new Fort Hamer bridge will alleviate some of the gridlock, but the bridge has been dropped from the program.

The dock ordinance will be presented at the March 20, 2006 Commission workshop.

Informed Commission she has spoken with Chief Lowe concerning complaints she is receiving concerning parked cars too close to stop signs. Chief Lowe stated his officers will be issuing warnings to violators parked within 30 feet of a stop sign.

Ms. Cornwell

Inquired if the optic ring has no limitations and is unique to the City, why developers are not preparing their buildings to connect to the ring. Mayor Bustle explained that rather than hard wire the City is looking at wi-fi and wi-max services.

Inquired about the status of the attorney issue. Mayor Bustle stated there have been new developments, but he hoped to be able to bring forward a proposal in the near future. Ms. Cornwell voiced her concern in how the City is progressing and not using the bid process. Debate ensued on the Charter and ordinances' provision for the appointment of the attorney. Ms. Cornwell opined the city attorney is not a department head, it is a contracted entity. Mr. Williams

offered the suggestion that Commission, through the action of the vote, may or may not approve any item brought forward for their action. Ms. Cornwell stated she would like a workshop to discuss the city attorney issue.

MOTION: Ms. Cornwell moved that Commission receive a weekly update on all items of great importance to the City. Motion died for lack of a second.

Mr. Williams suggested a report from the department head meetings would greatly assist Commission. Ms. Cornwell discussed the public informing her that the City was going to bid on the building adjacent to City Hall, as well as the papers served on Riverside Plaza, stressing information needs to be supplied to Commission. Mayor Bustle invited and encouraged Commissioners, one at a time, to attend the department head meetings.

Regarding eminent domain, inquired if appraisals offer a stronger stance in a taking. Stated the School Board obtains two appraisals and suggested that if the City does not, inquiries to other governmental agencies should be made and the City apply the findings as to how to approach eminent domain appraisals. Attorney Hall recommended not developing a policy concerning appraisals, as they are strategic and tactical decisions for both the City and the property owner.

Commented on the appearance of the houses being constructed at the end of 24th Avenue, and the fact they do not blend with their surroundings. Attorney Hall stated the City probably has no recourse over design guidelines if it is a permitted use of right. Mr. Lukowiak stated he will research the issue and contact Ms. Cornwell and Mr. Williams.

Mrs. Lancaster

Commenting on the prior issue raised by Ms. Cornwell, Mrs. Lancaster discussed the Habitat for Humanity metal building that was placed in a residential area where Commission understood two homes would be built. When she brought the matter to staff's attention she was told the item did not have to come before Commission.

Inquired if Rinker Concrete has an obligation for the roads in their area. Mr. Lukowiak informed Commission that as part of the expansion of the plant, Rinker has agreed to make 9th Street improvements. Mr. Williams inquired if they will be repairing the railroad crossings. Mr. Lukowiak stated he will inform Rinker of Commission's concerns.

Reported the speeding on 8th Avenue. Chief Lowe stated citations are being written.

Mr. Williams

The clear site at the Sheriff's office on 7th Avenue will be addressed by Code Enforcement.

Suggested that after the department head's meeting staff could contact their liaison.

Referring to Olympia Theater, Mr. Williams stated he would like to receive a plan before going to eminent domain.

Referring to the "Old Florida Look" inquired the City's intention of how far the façade would be taken in new projects. Mayor Bustle opined the waterfront is the appropriate area for the raised seam metal roof and Key West type of façade. Attorney Hall discussed the drafted ordinance dealing with the designation of neighborhoods of distinction and/or overlays that will control what types of architectural design will be allowed in designated areas. Mrs. Lukowiak confirmed the Waterfront Plan, based on citizen input and existing buildings developed an eclectic mix of building designs. Mrs. Lancaster opined the citizens of the City should have input as to what the City should look like.

Requested staff notify him of any pending changes at Regatta Condominiums so appropriate individuals at the condos are kept informed. Mr. Williams informed Commission he has received four calls regarding potential condominiums being constructed at Regatta Pointe on the south side of Riverside Drive.

Encouraged staff to revisit the dock ordinance. Opined all the City needs to concentrate on is the construction of the docks, not their placement; allow individuals with issues to privately resolve them. Mayor Bustle stated it is government's obligation to create laws that will provide for harmony.

The public informed Commission they could not be heard at the rear of the chamber. Staff will look at the sound system.

Meeting adjourned at 9:25 PM.

Minutes approved: **March 20, 2006 with correction. Correction shall reflect the vote for item #14 passed 3-2, with Ms. Cornwell and Mr. Williams voting no.**

A handwritten signature in black ink, appearing to read "James R. Freeman", with a long horizontal flourish extending to the right.

James R. Freeman
City Clerk

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Eric Ball, hereby disclose that on February 27, 20 06 :

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Adoption of Ordinance No. 06-877.
Manage investment property in RM-6 zoning district

3/7/06

Date Filed



Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME William, Brian T.	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE City Commission
MAILING ADDRESS 610 Riverside Dr.	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:
CITY COUNTY Palmetto, FL Manatee	<input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
DATE ON WHICH VOTE OCCURRED February 27, 2006	NAME OF POLITICAL SUBDIVISION: City of Palmetto
	MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTEE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Brian Williams, hereby disclose that on February 27, 2006:

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Adoption of Ordinance No. 06-877.
Own property in RM-6 zoning district that may be considered for development.

3/6/06
Date Filed

Brian Williams
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.