

**CITY OF PALMETTO
CITY COMMISSION MEETING
MARCH 5, 2012
7:00 PM**

Elected Officials Present

Brian Williams, Vice Mayor, Commissioner, Ward 3 (entered at 7:04 p.m.)
Tamara Cornwell, Commissioner-at-Large 1
Alan Zirkelbach, Commissioner-at-Large 2
Charles Smith, Commissioner, Ward 1
Tambra Varnadore, Commissioner, Ward 2

Elected Official Absent

Shirley Groover Bryant, Mayor

Staff Present

Mark Barnebey, City Attorney
Jim Freeman, City Clerk
Allen Tusing, Public Works Director
Rick Wells, Chief of Police
Diane Ponder, Deputy Clerk-Administration

Commissioner Cornwell called the meeting to order at 7:00 p.m., followed by a Moment of Silence and the Pledge of Allegiance.

PROCLAMATION: National Safe Place Week March 18-24, 2012
Accepting: DeEtt M. Bailey, MSW
Manatee County Community Relations Specialist

Swearing-in of all persons intending to address City Commission.

Non-agenda Item Public Comment: None

1. CITY COMMISSION AGENDA APPROVAL

MOTION: Commissioner Cornwell moved, Commissioner Zirkelbach seconded and motion carried 5-0 to approve the March 5, 2012 Agenda.

2. CONSENT AGENDA APPROVAL

A. CITY CLERK'S OFFICE

1. Minutes: February 27, 2012
2. Appointment of Patricia Persson to the General Employees' Pension Plan Board of Trustees for a term ending January, 2014.

Mrs. Ponder asked that the February 27, 2012 Workshop Meeting minutes be corrected to show that Commissioner Cornwell entered the meeting late rather than Commissioner Varnadore.

MOTION: Commissioner Varnadore moved, Commissioner Zirkelbach seconded and motion carried 5-0 to approve the March 5, 2012 Consent Agenda with the correction to the Workshop Meeting minutes.

3. FIRST READ: ORDINANCE NO. 2012-05 (Carried forward from Workshop Meeting)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AMENDING THE CODE OF ORDINANCES TO REVISE PROVISIONS RELATED TO CRIMINAL PUBLIC

NUISANCES AND THE CRIMINAL NUISANCE ABATEMENT BOARD; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION: Commissioner Zirkelbach moved, Commissioner Smith seconded and motion carried 5-0 to schedule Ordinance No. 2012-05 for public hearing on March 19, 2012.

4. FIRST READ: ORDINANCE NO. 2012-06 (Carried forward from Workshop Meeting)

AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA; PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR REDISTRICTING OF VOTING WARDS; ADDING SECTION 12-13 OF THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

MOTION: Commissioner Smith moved, Commissioner Varnadore seconded and motion carried 4-1 to schedule Ordinance No. 2012-06, for public hearing on March 19, 2012., with Option A. Commissioner Cornwell voted no.

MOTION: Commissioner Smith moved, Commissioner Williams seconded and motion carried 4-1 that five years from the date of this motion Commission revisits the boundaries of the City of Palmetto, together with Ward seats. Commissioner Cornwell voted no.

5. BASEBALL FIELD UPDATE

A meeting is scheduled Friday for the conceptual plan and costs.

6. ASR WELL UPDATE

No report.

7. DEPARTMENT HEADS' COMMENTS

Chief Wells

No report.

Mr. Freeman

Staff is revisiting the project log in anticipation of bringing it back to Commission. Mobile businesses, specifically food vendors, will be added to the project log so Commission can determine if they should continue to be allowed in the City and, if so, under what conditions.

Mr. Freeman will have Code Enforcement look at the property north of town that opened as a business and now operates as a residence.

The Verizon cell tower under construction and should be completed by the end of the week, but the operational date is not known at this time.

Mr. Barnebey

The political and temporary signs will be put on the next workshop for discussion. An issue Mr. Freeman brought up will be researched, which may mean the topic will be updated.

The Shell station property is undergoing the Phase 2 environmental study. An answer should be available next month.

8. MAYOR'S REPORT

The 7th Street light issue will be on the Council of Governments meeting in April. Experts have recommended solutions. Charettes will be held.

A recommendation on the Sutton Park renovation bid will be on the March 19, 2012 agenda.

9. COMMISSIONERS' COMMENTS

Mr. Smith

Mr. Tusing explained the problems incurred in the Ward 1 Phase 2 project, stating the contractor will be back on the project on March 6, 2012. He also discussed the grant funding of the northern portion and the funding from the bid process. Staff will have to come back to the CRA Board and request an adjustment to totally fund the project. He discussed the contingency he now requests when seeking approval for a project, which avoids having to submit change orders for approval.

Mr. Tusing stated Jackson Park is the next scheduled place to be working. Mr. Smith commented on the different dates he has given his constituents regarding when the work would have occurred and the City has not responded.

Ms. Cornwell

Mr. Tusing reported the Roundabout is still one direction of traffic from Hwy 301 to Hwy 41. The city should have the landscaping completed by Monday, after which the final lift of asphalt will be applied. Ms. Cornwell suggested that Mr. Tusing and Chief Wells look at how training can be provided for navigating the roundabout.

Reported she attended the Evening of Excellence for the EdVantage Educators Award. The winner was from Palm View.

There is a Fair board meeting tomorrow.

Ms. Varnadore

Attorney Barnebey will report back next meeting on the open burn ordinance. The state regulates open burning; he doesn't know if the City has designated someone to receive the state's training.

Mr. Freeman hasn't pursued the signage at City Hall. He will update Commission before proceeding with the project.

Mr. Williams

Referring to the cars on 5th St. with no fencing, Mr. Freeman reported Code Enforcement has been in contact with the business and is looking at other areas of the City. Mr. Williams opined, and Mr. Smith agreed, that some action has to be taken on a business on which complaints are being received. Mr. Freeman will update Commission on the status of the issue this week. Discussion ensued on complaints received by Commissioners that are not being addressed. Ms. Varnadore suggested that if a Commissioner has been given a date of completion on a received complaint and that date is not met, the Commissioner should be updated.

Chief Wells reported no complaints have been received, but the Police Department will look at the traffic on 17th Street west of 14th Avenue after school hours.

Commented on the CBI building being down. Looking forward to seeing the area's development.

Thanked Mr. Tusing for taking CRA sign off the trailer.

Meeting adjourned at 7:40.

Minutes approved: March 19, 2012

James R. Freeman
City Clerk