

**CITY OF PALMETTO
CITY COMMISSION MEETING
AND CRA BOARD MEETING
DECEMBER 3, 2012
7:00 PM**

Elected Officials Present

Shirley Groover Bryant, Mayor
Brian Williams, Vice Mayor, Commissioner, Ward 3
Tamara Cornwell, Commissioner-at-Large 2
Jonathan Davis, Commissioner-at-Large 1
Charles Smith, Commissioner, Ward 1
Tambra Varnadore, Commissioner, Ward 2

Staff Present

Mark Barnebey, City Attorney
Jeff Burton, CRA Director
Jim Freeman, City Clerk
Javier Vargas, Public Works Superintendent
Rick Wells, Chief of Police
Amber Foley, Assistant City Clerk

Vice Mayor Williams called the meeting to order at 7:00 p.m.

Larry Prichett, Pastor of Palm View First Baptist Church, gave the invocation, followed by the Pledge of Allegiance.

Judge Thomas Gallen, administered the Oath of Office to Mayor Shirley Groover Bryant.

Vice Mayor Williams relinquished the gavel to Mayor Shirley Groover Bryant to preside over the balance of the City Commission meeting.

Mayor Bryant gave her statement, commenting on several accomplishments that have been achieved during her first term as Mayor. She thanked current and past Commissioners and City staff for their hard work and effort in helping to accomplish these projects.

Mayor Bryant recessed the City Commission meeting at 7:13 p.m. for a reception to recognize her reelection.

Mayor Bryant resumed the City Commission meeting at 7:27 p.m.

All persons intending to address City Commission were duly sworn.

Non-agenda Item Public Comment:

Ian Boyle of Waste Service of Florida informed Commission they will be moving their regional office from Sarasota to Palmetto. The office will be located at 1312 16th Avenue East and will create approximately 25 full-time jobs.

1. CITY COMMISSION AGENDA APPROVAL

Mayor Bryant clarified that Item 2.A.1. of the Consent Agenda is for a term of two years, not three years. The attorney for the Board is working on making some changes to their policies and procedures to correct the terms to two years as stated in the Charter.

Mr. Freeman informed Commission that the total litigation related to the PBA Union is \$105,455.22. This amount includes the invoices that are on the agenda tonight.

Regarding 3.A., Mayor Bryant stated that another property owner has provided a written exemption requesting the removal of their property from the brownfields designation.

Motion: Commissioner Williams moved, Commissioner Smith seconded, and the motion carried 5-0 to approve the December 3, 2012 Agenda.

2. CONSENT AGENDA APPROVAL

A. Mayor's Office

1. 2013 General Employees' Pension Board of Trustees Appointments

B. City Clerk's Office:

1. Minutes: November 5, 2012
2. 2013 Holiday Schedule and 2013 Commission Meeting Schedule
3. Bryant Miller Olive and Blalock Walters Special Legal Billings
4. EAP Contract Renewal

Motion: Commissioner Varnadore moved, Commissioner Cornwell seconded, and the motion carried 5-0 to approve the December 3, 2012 Consent Agenda.

3. 2nd PUBLIC HEARING BROWNFIELDS DESIGNATION

This is a second public hearing to designate a portion of the CRA district as a brownfields area, to be called the "Palmetto Economic Enhancement District."

Mayor Bryant opened the public hearing.

A) RESOLUTION NO. 2012-39

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, DESIGNATING THE AREA FOR INCLUSION WITHIN THE PALMETTO COMMUNITY REDEVELOPMENT DISTRICT AS A BROWNFIELD AREA FOR THE PURPOSE OF ENVIRONMENTAL REMEDIATION, REHABILITATION AND ECONOMIC REDEVELOPMENT; AUTHORIZING THE CITY CLERK TO NOTIFY THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION OF SAID DESIGNATION AS REQUIRED; AND PROVIDING FOR AN EFFECTIVE DATE.

The following people spoke with concerns regarding residents not having enough information about the designation of brownfields:

- Ellen Leonard
- Chris Kelly

Mr. Burton explained that the brownfield redevelopment program would make property owners in the brownfield eligible for grants, tax credits, and other benefits.

Mayor Bryant closed the public hearing after no further public comment.

Motion: Commissioner Smith moved, Commissioner Williams seconded the motion to adopt Resolution No. 2012-39 with exemptions requested by five property owners for six pid numbers:
Audrey Fedeles, 257 Melody Lane, Property ID# 2799611807
Michael Fleming, 246 Palm Lane, Property ID# 2799610957
Stephen Guzman, 1250 U.S. 301, Property ID# 2582500134 and #258500159
Keith Stephen, 263 Meloday Lane, Property ID# 2799611500
Richard & Joan Hickson, 171 4th Street West, Property ID# 2799605601

Mr. Burton explained that property owners can come forward at any time to remove their property from the brownfields area. Those properties that have been removed can also have their property designated as a brownfields at a later date if they choose.

Commissioner Williams would like to see a flyer sent out to residents explaining the brownfields process.

Commissioner Davis opined that a community meeting could be beneficial to further educate the residents on what a brownfield is.

Motion on the floor carried 5-0.

Mr. Burton said he will mail fact sheets about the program to residents and hold a community meeting sometime in February.

4. EXTENSION OF THE TEMPORARY OR PORTABLE FOOD VENDORS MORATORIUM-RESOLUTION NO. 2012-40

A RESOLUTION OF THE CITY COMMISSION FOR THE CITY OF PALMETTO, FLORIDA EXTENDING THE MORATORIUM AS TO THE FILING AND/OR PROCESSING OF APPLICATIONS FOR TEMPORARY AND PORTABLE FOOD VENDORS ADOPTED PURSUANT TO ORDINANCE 2012-08; PROVIDING THAT SAID MORATORIUM SHALL

BE IN EFFECT ENDING JUNE 30, 2013 OR SHALL TERMINATE ON THE EFFECTIVE DATE OF THE CITY'S ADOPTION OF LAND USE AND DEVELOPMENT REGULATIONS TO REGULATE TEMPORARY AND PORTABLE FOOD VENDORS; AND PROVIDING AN EFFECTIVE DATE.

Attorney Barnebey explained that this is a resolution to extend the moratorium for another six months while he works on drafting a new ordinance regarding temporary and portable food vendors.

Motion: Commissioner Cornwell moved, Commissioner Varnadore seconded, and the motion carried 5-0 to adopt Resolution No. 2012-40 extending the moratorium on temporary or portable food vendors for six (6) additional months ending June 30, 2013.

Mayor Bryant recessed the City Commission meeting at 8:09 p.m. to open the December 3, 2012 CRA Board meeting

Mayor Bryant reconvened the City Commission meeting at 8:22 p.m.

Commissioner Smith entered the meeting at 8:22 p.m.

5. BASEBALL FIELD UPDATE

Mr. Vargas informed Commission that a site plan should be coming to them at the first meeting in 2013.

6. ASR WELL UPDATE

Mr. Vargas stated the subcontractor has drilled down 280 feet of the main well. The main well will be drilled to a depth of 525 feet. He has met with the engineer and is happy with the progress.

7. DEPARTMENT HEADS' COMMENTS

Mr. Barnebey—Received a draft agreement for the ball fields last Friday. He is in the process of reviewing that and will be bringing it to Commission shortly.

He has sent out an email to Mr. Freeman and Mr. Tusing regarding a new case that came out related to utility collections and the City's ability to require the property owner to maintain utility accounts rather than tenants.

Chief Wells—Congratulated the Mayor on another four-year term.

Mr. Freeman—Staff is still working on determining a usage fee for the use of electricity on 5th Street. He is proposing a \$25 dollar usage fee for the First Friday's event on December 7th. He is working with FPL to determine the actual usage fee and will have a better estimate of the cost to the City after the event on the 7th. The Special Function Permit will then be modified with the actual usage fee.

Staff is going to be purchasing iPads to create a paperless work environment. Agenda books will no longer be created once the iPad is in place. The goal is to have them for the January meeting. Mr. Freeman will be using funds from the IT Department and City Commission with a cost of approximately \$7,100.00.

Mr. Freeman reminded Commission of the special PBA meeting on December 18th at 5:30 p.m.

He congratulated the Mayor on another four-year term

Mr. Vargas—Congratulated the Mayor on her reelection.

8. MAYOR'S REPORT

Mayor Bryant informed Commission of the Mobile Home Park Community Meeting dates.

She stated that she attended the Christmas in the Park event on Friday, and it was a success. She read a card from a citizen that stated he was very pleased with the Christmas in the Park event.

Mayor Bryant said it has been a pleasure working with everyone, and she looks forward to working another four years with everyone.

9. COMMISSIONERS' COMMENTS

Commissioner Varnadore—Has received requests from citizens on the development of a dog park. Mr. Burton stated that the CRA could enhance Taylor Park located on 7th Street. He will bring more information back to Commission.

Stated she received an email from County Commissioner Whitmore regarding a meeting to be held in Alabama by the Gulf Coast Ecosystem Restoration Council. The meeting will be to discuss the allocation of funds related to the Deepwater Horizon oil spill. She asked that staff follow up with this email and inform Commission what information they find out related to the fund allocation.

Commissioner Williams—Would like to see a letter sent to the County regarding the membership requirements for the Tourist Development Council. He would like to have the County add a requirement for an elected official from the City of Palmetto be on the Council.

Commissioner Davis—Suggested that the Commission draft a letter to the County addressing the fact that they are not pleased with the rebranding of the Manatee County Civic Center. Mayor Bryant said she will write a letter and have each Commissioner sign it.

Commissioner Davis congratulated the Mayor on her reelection.

Commissioner Cornwell—Thanked the Mayor for her positive comments she made tonight during her opening statement.

Commissioner Smith—Congratulated the Mayor on four more years.

Mayor Bryant adjourned the meeting at 8:54 p.m.

Minutes approved: January 7, 2013

James R. Freeman

James R. Freeman
City Clerk