

**CITY OF PALMETTO
CITY COMMISSION MEETING
May 20, 2013
7:00 PM**

Elected Officials Present

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

Staff Present

Mark Barnebey, City Attorney
Jim Freeman, City Clerk
Allen Tusing, Public Works Director
Rick Wells, Chief of Police
Amber Foley, Assistant City Clerk

Mayor Bryant called the meeting to order, followed by a moment of silence and the Pledge of Allegiance.

Commissioner Cornwell presented the Civility Month proclamation to City Attorney Mark Barnebey.

Commissioner Davis presented the Memorial Day proclamation to Commissioner Brian Williams on behalf of all veterans.

All persons intending to address City Commission were duly sworn.

Non-agenda Item Public Comment: None

1. CITY COMMISSION AGENDA APPROVAL

Mayor Bryant removed item 3 of the agenda. She informed Commission that the funding for the Tampa Bay Regional Planning Council had been vetoed by the Governor.

Motion: Commissioner Varnadore moved, Commissioner Smith seconded, and the motion carried 5-0 to approve the May 20, 2013 Agenda with the removal of item 3.

2. CONSENT AGENDA APPROVAL

A. City Clerk's Office

1. Minutes: May 6, 2013
2. Public Service Tax (Propane) Annual Agreement
3. Blalock Walters Legal Bills
4. Alltrust Agent Renewal Contract
5. Banking Agreement Extension
6. Disposition of Surplus Property
7. Resolution 2013-15 Veolia Reimbursement
8. Resolution 2013-19 Telemetry Meter Budget Amendment

Motion: Commissioner Varnadore moved, Commissioner Cornwell seconded, and the motion carried 5-0 to approve the May 20, 2013 Consent Agenda.

3. RESOLUTION 2013-20 TAMPA BAY REGIONAL PLANNING COUNCIL

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, IN SUPPORT OF RESTORING AND MAINTAINING FUTURE STATE FUNDING FOR THE TAMPA BAY REGIONAL PLANNING COUNCIL; AND PROVIDING FOR AN EFFECTIVE DATE.

Action Request: Motion to adopt Resolution 2013-20.

No action was taken; this item was removed from the agenda.

4. PUBLIC HEARING ORDINANCE 2013-02 MOBILE FOOD VENDORS AND TEMPORARY USES

AN ORDINANCE OF THE CITY COMMISSION FOR THE CITY OF PALMETTO, FLORIDA, AMENDING CODE OF ORDINANCES, ZONING CODE, TO PROVIDE FOR A DEFINITION OF MOBILE VENDORS; REVISING THE CURRENT TEMPORARY USE PERMIT CRITERIA AND ADDING CRITERIA FOR USE AND OPERATION OF MOBILE VENDORS, INCLUDING PUSH CARTS AND TEMPORARY VENDORS; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Bryant opened the public hearing from April 15, 2013.

Attorney Barnebey informed Commission that the Planning and Zoning Board made their recommendation on this ordinance at their meeting last week. The first public hearing is scheduled for June 3, 2013.

Motion: Commissioner Varnadore moved, Commissioner Williams seconded, and the motion carried 5-0 to continue the second public hearing on Ordinance 2013-02 to June 17, 2013 at 7:00 p.m. or as soon thereafter as same can be heard in these chambers.

5. 1st READ ORDINANCE 2013-06

AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; REZONING APPROXIMATELY 2.72 ACRES OF PROPERTY GENERALLY LOCATED ON THE NORTH SIDE OF 14th STREET WEST, APPROXIMATELY 200 FEET EAST OF 8TH AVENUE WEST, PALMETTO (PARCEL A), FROM SINGLE FAMILY RESIDENTIAL (RS-4) TO DUPLEX AND SINGLE FAMILY RESIDENTIAL (RM-5); REZONING APPROXIMATELY 7.82 ACRES OF PROPERTY GENERALLY LOCATED BETWEEN 13TH STREET WEST AND 14TH STREET WEST AND ON THE SOUTH SIDE OF 13TH STREET WEST, APPROXIMATELY 200 FEET EAST OF 8TH AVENUE WEST, PALMETTO (PARCEL B), FROM MULTIPLE FAMILY RESIDENTIAL (RM-6) TO DUPLEX AND SINGLE FAMILY RESIDENTIAL (RM-5); PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Z-2012-02 Applicant: Top 3% Inc. PID# 262600055/10.54 acres)

Motion: Commissioner Cornwell moved, Commissioner Williams seconded, and the motion carried 5-0 to schedule the first public hearing for Ordinance 2013-06 for June 3, 2013 at 7:00 p.m. or as soon thereafter as same can be heard in these chambers and direct staff to advertise for same.

6. APRIL 2013 CHECK REGISTER (Informational Only)

7. BASEBALL FIELD UPDATE

Mr. Freeman said he has started receiving monthly updates from Manatee County regarding the use of funds for this project. He will continue to forward those updates to Commission as he receives them.

Mr. Tusing stated he has received complaints regarding the removal of trees from Blackstone Park. The removal of the trees was necessary for the construction of the fields. There are plans to install several trees at the park to compensate for the trees that had to be removed.

8. ASR WELL UPDATE

Mr. Tusing said he is working on the alignment of funds to continue the project and will be updating Commission on the progress.

9. DEPARTMENT HEADS' COMMENTS

Mr. Tusing—Stated he received a letter complimenting a Public Works employee and the outstanding job he performed. He'll provide Commission with a copy of the letter.

Mr. Freeman—Provided a budget update to Commission stating that department budgets are due to Finance by Friday. He explained that the estimates from the Property Appraiser show property values will be flat; there may be a small increase. Mr. Freeman will bring tentative budget hearing dates to Commission at the next meeting.

Chief Wells—Stated that the Department is ready for the last day of school, and he will have bicycle patrols out.

Attorney Barnebey—Said he is still working on the litigation related to the Shell property. He stated that the person who may have a right to the property is not working with him, so he is moving ahead to resolve this issue through the court system.

He is working on a stray shopping cart ordinance that will be coming to Commission at the next workshop meeting for discussion.

10. MAYOR'S REPORT

Mayor Bryant informed Commission that Mr. Burton was a speaker at the National Brownfields Conference in Atlanta last week. The City of Palmetto was recognized for the 5th Street Project and the low impact design implementation.

The Mayor did not receive any complaints regarding the First Friday event held this month. She approved the closure of 10th Avenue from 4th to 5th Street for the June 7th event only. After the June event, she will discuss closing 10th Avenue for the event in July.

11. COMMISSIONERS' COMMENTS

Commissioner Smith—Discussed legislative bills that were not passed in Tallahassee. He will be talking with Mr. Barnebey about these.

Commissioner Davis—Thanked Jim and the Finance Department for their work on the budget and congratulated them on receiving the budget award.

Commissioner Varnadore—Attended the Historical Commission meeting on Saturday. They would like to set up a meeting with the Mayor and staff for ideas and discussions coming up. Mayor Bryant confirmed that a meeting has been set up with them for May 22nd.

Commissioner Varnadore informed Commissioner Cornwell that the Historical Commission will not have a meeting in June.

Commissioner Williams—Asked Mr. Tusing to put some information in the News in Brief regarding the removal and planting of trees at the ball fields at Blackstone Park.

In regard to a new legislative bill on public comments, Attorney Barnebey explained that the legislation is requiring public comments on an item before Commission acts on it. The City currently allows public comment at the beginning of the meeting and before any motions are made on an item.

Commissioner Williams thanked everyone for their condolences on the passing of his father.

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Mayor Bryant adjourned the meeting at 7:26 p.m.

Minutes approved: June 3, 2013

James R. Freeman

James R. Freeman
City Clerk