

**CITY OF PALMETTO
CITY COMMISSION MEETING
AND SPECIAL CRA BOARD MEETING
August 24, 2015
7:00 PM**

Elected Officials:

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

Staff Present:

Mark Barnebey, City Attorney
Jim Freeman, City Clerk
Allen Tusing, Public Works Director
Scott Tyler, Chief of Police
Debra Woihe, City Planner
Amber Foley, Assistant City Clerk

Mayor Bryant called the meeting to order at 7:00 p.m., followed by a moment of silence and the Pledge of Allegiance.

All persons intending to address the City Commission were duly sworn.

PROCLAMATION: Mayor Bryant presented the Attendance Awareness Month proclamation to Marilyn Howard, Executive Director of Manatee Community Foundation, Bronwyn Beightol, Senior Vice President of United Way of Manatee County, and Dr. Diana Greene, Superintendent of Manatee County Schools.

1. CITY COMMISSION AGENDA APPROVAL

Mayor Bryant added a discussion of FY2016 Budget to the agenda as item 15.A.

Motion: **Commissioner Varnadore moved, Commissioner Davis seconded, and the motion carried 5-0 to approve the August 24, 2015 Agenda with the addition of the budget discussion.**

2. PUBLIC COMMENT

None.

3. CONSENT AGENDA APPROVAL

- A. Mayor's Office
 - 1. Resolution 2015-21
- B. Clerk's Office
 - 1. Minutes: July 15, July 20, August 3, 2015
 - 2. Special Function Permits:
 - a. Veterans Day Parade
 - b. Hardball Halloween Parade
 - 3. Surplus of Excess Dirt from Boat Ramp Project
 - 4. Resolution 2015-19 Budget Amendment
 - 5. Electronic Billboard
 - 6. Ordinance 2015-10
 - 7. City Sponsored Events List
- B. Police Department
 - 1. Resolution 2015-17 Investigative Equipment Purchase

2. Surplus of a Glock 22 Pistol

Motion: Commissioner Williams moved, Commissioner Varnadore seconded, and the motion carried 5-0 to approve the August 24, 2015 Consent Agenda with the removal of items B.3, B.5, and B.2.b. for discussion.

3.B.2.b. Hardball Halloween Parade Special Function Permit Discussion:

Staff clarified that the proposed route for the parade is for it to begin on 13th Street and travel south to Sutton Park along 10th Avenue West. Commission asked staff to reach out to Palmetto High School and First Baptist Church to inquire if they are doing anything on Halloween that may conflict with the parade.

3.B.3. Surplus of Excess Dirt from Boat Ramp Project Discussion:

Mr. Tusing clarified that the City will go through a bid process to dispose of dirt.

Motion: Commissioner Williams moved, Commissioner Davis seconded, and the motion carried 5-0 to approve item B.2.b and item B.3.

3.B.5. Electronic Billboard Discussion:

Due to a conflict of interest, Attorney Barnebey stepped down and Bill Lisch, City of Bradenton Attorney, filled in to represent the City for this part of the meeting.

Shawn Scott, representing Clear Channel Outdoor, stated that Clear Channel would be interested in partnering with the City for an electronic billboard if the opportunity arose.

Discussion continued from today's workshop meeting. Attorney Bill Lisch was asked to make the following changes to the contract and bring back at the next Commission meeting:

- Article 4, Terms of Agreement, the agreement shall be renewable for successive ten (10) year terms that take effect upon a vote by the City Commission
- Change the word "shall" from the article stated above to "may"

4. SEAWALL EMERGENCY

Motion: Commissioner Davis moved, Commissioner Cornwell seconded, and the motion carried 5-0 to declare the seawall at Riverside Park West to be a hazard to the public based on the information received, and instruct the Department to make the emergency repairs in accordance to Purchasing Section 2-59(a) of the Code of Ordinances.

5. RESOLUTION 2015-20 LOCAL MITIGATION STRATEGY

A RESOLUTION OF THE CITY OF PALMETTO, FLORIDA, SUPPORTING AND ADOPTING THE MANATEE COUNTY LOCAL MITIGATION STRATEGY; REPEALING ALL RESOLUTIONS IN CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

Motion: Commissioner Davis moved, Commissioner Williams seconded, and the motion carried 5-0 to adopt Resolution 2015-20.

6. 1ST READ ORDINANCE 2015-11

AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; ANNEXING APPROXIMATELY 1.50 ACRES OF REAL PROPERTY INTO THE CITY OF PALMETTO GENERALLY LOCATED AT 705, 711, 717 AND 723 15TH AVENUE DRIVE EAST, PALMETTO; MORE PARTICULARLY DESCRIBED IN EXHIBIT "A"; PROVIDING FOR AMENDMENT OF CITY BOUNDARIES; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Motion: Commissioner Varnadore moved, Commissioner Cornwell seconded, and the motion carried 5-0 to schedule Ordinance 2015-11 for a public hearing on September 14, 2015 at 7:00 p.m. or as soon thereafter as same can be heard in these Chambers.

7. 1ST READ ORDINANCE 2015-12

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AMENDING ORDINANCE 2010-01, AS AMENDED; TO APPROVE AN AMENDMENT TO THE FUTURE LAND USE MAP TO CHANGE A +/- 1.5 ACRE PARCEL, FROM COUNTY RESIDENTIAL - 6 DU/GA (RES-6) TO CITY PLANNED COMMUNITY (PC) FOR A PARCEL OF LAND LOCATED GENERALLY AT 705, 711, 717 AND 723 15TH AVENUE DRIVE EAST, PALMETTO, FLORIDA; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Motion: Commissioner Williams moved, Commissioner Davis seconded, and the motion carried 5-0 to schedule Ordinance 2015-12 for a public hearing on September 14, 2015 at 7:00 p.m. or as soon thereafter as same can be heard in these Chambers.

8. 1ST READ ORDINANCE 2015-13

AN ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; REZONING APPROXIMATELY 1.5 ACRES OF PROPERTY GENERALLY LOCATED AT 705, 711, 717 AND 723 15TH AVENUE DRIVE EAST, PALMETTO, FROM COUNTY RESIDENTIAL SINGLE-FAMILY 4.5 DU/GA (RSF-4.5) TO CITY PLANNED DEVELOPMENT – MIXED USE (PDMU); PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Motion: Commissioner Davis moved, Commissioner Smith seconded, and the motion carried 5-0 to schedule Ordinance 2015-13 for a public hearing on September 14, 2015 at 7:00 p.m. or as soon thereafter as same can be heard in these Chambers.

9. 1ST READ ORDINANCE 2015-14

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; APPROVING A REVISED CONCEPTUAL/GENERAL DEVELOPMENT PLAN FOR EDUCATIONAL FACILITIES LOCATED AT 700 HABEN BOULEVARD, PALMETTO; ADDING +/- 5.6 ACRES OF LAND TO THE SITE, FOR A TOTAL SIZE OF +/- 27.2 ACRES; ADDING 197,400 SQUARE FEET OF EDUCATIONAL USES FOR A TOTAL OF 344,929 SQUARE FEET OF EDUCATIONAL USES; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

Motion: Commissioner Williams moved, Commissioner Smith seconded, and the motion carried 5-0 to schedule Ordinance 2015-14 for a public hearing on September 14, 2015 at 7:00 p.m. or as soon thereafter as same can be heard in these Chambers.

10. 1ST READ ORDINANCE 2015-15

AN ORDINANCE OF THE CITY COMMISSION FOR THE CITY OF PALMETTO, FLORIDA, AMENDING THE PALMETTO CODE OF ORDINANCES; AMENDING REGULATIONS RELATED TO THE PALMETTO COMMUNITY REDEVELOPMENT AGENCY AND THE PALMETTO COMMUNITY REDEVELOPMENT ADVISORY BOARD; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Motion: Commissioner Davis moved, Commissioner Cornwell seconded, and the motion carried 5-0 to scheduled Ordinance 2015-15 for a public hearing on September 14, 2015 at 7:00 p.m. or as soon thereafter as same can be heard in these Chambers and direct staff to advertise for same.

11. INDEPENDENT FINANCIAL AUDITORS-RFP RECOMMENDATION

Mr. Freeman explained that the City issued a RFP for audit services and received eight proposals. The eight submissions were shortlisted to three and the selection was made from the top three firms which were Mauldin Jenkins, CS&L, and Cherry Bekaert. After the presentations, the committee ranked CS&L with three first place and two second place and Mauldin Jenkins was ranked with two first place and three second place, placing CS&L in the top position.

Motion: **Commissioner Davis moved, Commissioner Smith seconded, and the motion carried 5-0 to approve the Mayor to execute the contract for financial auditing services to CS&L CPAs for fiscal years 2015, 2016, and 2017 for \$49,000, \$50,500, and \$52,000 respectively with the option for three one-year extensions.**

12. JULY CHECK REGISTER (Informational Only)

Mayor Bryant recessed the City Commission meeting at 8:16 p.m. to open the August 24, 2015 Special CRA Board meeting.

Mayor Bryant reconvened the City Commission meeting at 8:49 p.m.

13. REGATTA 2016 FESTIVAL UPDATE

Mayor Bryant stated that there is work being done to contract with some performers for the event. She met with the Hernando DeSoto Historical Society regarding their part in the event and they explained that they will have more information after discussions with Mike Fetchko. Commission asked for a report from Mayor after her next meeting with DeSoto.

14. TRAFFIC UPDATE

Mayor Bryant received an update from the Florida Department of Transportation (FDOT) regarding the Haben Boulevard and US 301 construction. FDOT has listened to the concerns expressed at the meeting and will be adding another turn lane headed east on US 301 to turn onto Haben Boulevard.

Mayor received an email from Claude Tankersley, City of Bradenton Public Works Director, regarding school start and end times and the traffic related to that.

Mayor asked Attorney Barnebey to obtain a copy of the presentation and/or report that FDOT made to the Manatee County Commission regarding traffic solutions.

15. DEPARTMENT HEADS' COMMENTS

Chief Tyler—stated that today was the first day of school and everything went well here in Palmetto.

Attorney Barnebey—is working on filing an Amicus Brief in the case of Miami Dade County versus Dade County Police Benevolent Association. There was a court decision that is now in front of the Supreme Court in regard to the home rule powers of the city and how that applies to vetoes by the mayor and whether or not a veto can be applied to a collective bargaining situation. The brief will support Miami Dade County unless Commission objects. No objections were made.

16. MAYOR'S REPORT

Mayor Bryant asked that, after the new fiscal year begins, discussion be placed on workshops for Commission to have the opportunity to discuss different line items from the budget for next fiscal year.

17. COMMISSIONERS' COMMENTS

Commissioner Cornwell—attended the Florida League of Cities (FLC) conference last week and was the voting delegate for the City. She brought back a delegate packet that has information on what was discussed. Mrs. Cornwell will put it in the Commission office for review.

Commissioner Williams—asked Mr. Tusing to look into a boat that appears to be abandoned on the east side of the Green Bridge.

He asked staff to also look into a dock paver that appears to be eroding at the new boat ramp.

Mr. Williams also requested that staff look into the parking that is occurring on the right-of-way off of 14th Avenue West.

Commissioner Williams attended the FLC conference and discussed information he received at the different meetings he attended while there. The most important information that he received while there was regarding the use of über cars. He stated that our City may need to start thinking about having an ordinance in place regarding this practice.

Commissioner Davis—stated he will provide some über car information that has been discussed at the Tampa Bay Regional Planning Council to the Commission.

Mr. Davis complimented the drainage project along 13th Street West; there have been no complaints.

FY2016 Budget Discussion:

Discussion ensued regarding the millage increase and a balanced budget. Mayor Bryant reminded Commission that staff is diligently working on ways to find revenue and “lost money” i.e. revenue that will be generated from the electronic billboard, property sales, etc.

Commissioner Varnadore requested a copy of the millage increase impact on the average household.

The consensus of Commission was to cancel the special set budget meeting on September 1, 2015.

Mayor Bryant adjourned the meeting at 9:30 p.m.

Minutes approved: September 28, 2015

James R. Freeman

James R. Freeman
City Clerk