

**CITY OF PALMETTO
CITY COMMISSION MEETING
September 28, 2015
7:00 p.m.**

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
Harold Smith, Commissioner, Ward 1
Tambra Varnadore, Commissioner, Ward 2

Staff Present:

Mark Barnebey, City Attorney
Jeff Burton, CRA Director
Jim Freeman, City Clerk
Scott Tyler, Chief of Police
Javier Vargas, Deputy Public Works Director
Deanna Roberts, Administrative Assistant

Mayor Bryant called the September 28, 2015 City Commission 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.

PRESENTATION: Ingrid McClellan, Executive Director of Keep Manatee Beautiful, presented the Public Service Keep Manatee Beautiful Award to the Manatee School for the Arts Action Team.

The Action Team was recognized as the outstanding youth volunteers of 2015 for their work to enhance the parks and preserves. They have also adopted a highway and a shore. Kevin Gush, coordinator of the Action Team, praised the team and thanked all the students. Mayor Bryant said they have made a commitment to the City and are requesting additional ways to help the City.

PRESENTATION: Ingrid McClellan presented the City's Code Enforcement Department with a Public Service Keep Manatee Beautiful Award in the Litter and Law Enforcement category. They were nominated by Keep Manatee Beautiful for surpassing the norm in demonstrating leadership in cleaning up and improving the community environment. The award was accepted by Code Enforcement Officers Joe Fenton and Kathy Riley and Code Enforcement Supervisor Debra Woithe.

Mrs. McClellan passed out a letter to the Commission with the scoring criteria attached. The City achieved a near perfect score. The handout is attached to and made a part of these minutes.

1. CITY COMMISSION AGENDA APPROVAL

Mayor Bryant asked to pull the FPL Solar Agreement from the agenda and Item 3.C.2 [Solid Waste Agreement with Waste Management] for discussion.

MOTION: Commissioner Varnadore moved, Commissioner Smith seconded, and the motion to approve the September 28, 2015 Agenda, as amended, was unanimously approved.

Mr. Barnebey informed Commission that he had not seen the final version of the draft of the solid waste agreement until the agenda came out. He opined there are a couple of items that need to be addressed, and he would make it subject to City Attorney approval.

2. PUBLIC COMMENT

Palmetto resident Ann Marshall addressed some confusion regarding a Palmetto property. It is listed in Plat book 1, Block B, Lot 8. She presented a history of the property: On April 27, 1901, Samuel and Sarah Lamb, in a warranty deed for \$1.00, gave the property to the Presbyterian Church. On May 24, 1921, in a fee simple deed, the Presbyterian Church, for \$1.00, gave it to the City of Palmetto. On June 7, 1921, there was a lease between the City and what is now the Woman's Club of Palmetto. On February 10, 1926, in a warranty deed, the City of Palmetto gave the property to the Woman's Club of Palmetto. This is recorded in Deed Book 106, page 494. The property is located at 910 6th Street West. She wants this to be a dead issue now. The Woman's Club has a warranty deed on 910 6th Street West.

Carole Atkins, Linda Cinque, Jim Brand, Howard McAbee, Linda McAbee and Dr. Dale Burroughs addressed Commission on behalf of Manatee Crime Stoppers. They asked that the Halloween Parade application be amended. They would like the parade to either reverse direction or change time so that children attending their event at the fairgrounds could enter the fairgrounds safely. The access road to their event must be clear.

Mayor Bryant informed Crime Stoppers that the applicant for the parade has been out of town, but she has a scheduled lunch meeting with her tomorrow to discuss the event. She will call Mr. Brand following the meeting.

Commissioner Varnadore commented that there are other events going on that evening; one at First Baptist. She opined that we need a universal calendar with all events going on in the City. Commissioner Cornwell said the City should take a look at our events and events at the fairgrounds to make sure they don't conflict. Mayor Bryant commented that the fairgrounds calendar is on the website and can be accessed when considering Special Function Permits. She asked City Clerk Jim Freeman to add this consideration to the Special Function Permit, and to add it to the next agenda for discussion. She said she will contact Pastor Hamm regarding other events going on in the City that day.

3. CONSENT AGENDA APPROVAL

A. Clerk's Office

1. Minutes: 8/24/2015 and 9/14/2015
2. Special Function Permits:
 - a. Palmetto High School Homecoming Parade 10/16/2015
 - b. National Latino Aids Awareness Day 10/17/2015
 - c. First Baptist Fall Festival 10/31/2015
 - d. Vintage Wheels Car Show 2/7/2016
3. FPL Solar Agreement
4. Legal Bills: Blalock Walters and Fisher & Phillips

B. Police Department

1. Donation of Obsolete Portable Police Radios
2. Surplus of 3 Police Vehicles

C. Public Works

1. Resolution 2015-26 Surcharge
2. Solid Waste Agreement with Waste Management

MOTION: Commissioner Davis moved, Commissioner Smith seconded, and the motion carried 4-1 to approve the Consent Agenda with the items previously removed (FPL Solar Agreement and Solid Waste Agreement with Waste Management) and the removal of Item 3.A.2.C for discussion. Commissioner Davis voted nay.

Chief Tyler said he does not believe the events will impact the First Baptist Fall Festival and therefore it is not necessary to close other roads. He opined the Commission needs to be careful how closely it begins managing these events.

MOTION: Commissioner Williams moved, Commissioner Smith seconded, and the motion carried unanimously to approve Item 3.A.2.C

City Attorney Mark Barnebey said he has not had a chance to review this draft of the Waste Management Agreement, and there are a couple of things that need to be cleaned up. Conceptually, it is ready to be approved subject to the City Attorney's final approval. Mr. Williams expressed concern that there were things in there the attorney had not seen. Mr. Barnebey said he could have it ready to bring back to the next meeting. He informed Commission that a couple of items that had been recommended had been left out. He does not recall what they are, as Mr. Rudacille has been working on this agreement. Mr. Williams said he would not vote for it tonight. Mr. Vargas informed Commission the current contract expires on September 30. The next meeting is October 5.

Mayor Bryant commented that we need a motion to extend the contract. Mr. Williams said "so moved" and Commissioner Cornwell said she would second.

Bill Gresham of Waste Management said he has no problem with a five-day extension.

MOTION: Commissioner Williams moved, Commissioner Cornwell seconded, and the motion to extend the current contract to October 6 carried unanimously.

The contract will be brought back to the October 5 meeting for approval.

4. PUBLIC HEARING—FINAL MILLAGE RATE AND FINAL FISCAL YEAR 2016 BUDGET

Mayor Bryant opened the public hearing to discuss the final millage rate and final FY 2016 budget.

Mayor Bryant announced that the City will adopt the final millage and budget for FY 2016 that begins on October 1, 2016. The City proposes to adopt a millage of 5.9671 per \$1,000 of taxable value. The taxable value for the FY 2016 budget is \$716,329,546 and the overall citywide budget is \$25,346,531. The General Fund budget is \$10,399,318. Additional revenues are being used to fund capital expenditures, personnel costs, public safety and infrastructure needs within the City.

There being no public comment, Mayor Bryant closed the public hearing.

A. RESOLUTION 2015-27 FINAL MILLAGE RATE (to be read in its entirety)

MOTION: Commissioner Davis moved, Commissioner Williams seconded, and the motion carried unanimously to adopt Resolution 2015-27.

B. RESOLUTION 2015-28 FINAL FY 2016 BUDGET (to be read in its entirety)

MOTION: Commissioner Williams moved, Commissioner Davis seconded, and the motion carried unanimously to adopt Resolution 2015-28.

5. TRAFFIC UPDATE

None

6. DEPARTMENT HEADS' COMMENTS

Jeff Burton

None

Javier Vargas

Reported that there is a sewer line failing in the 1100 block of 8th Avenue. It is not a sinkhole. He expects it to be repaired within the next two days.

Jim Freeman
None

Chief Tyler
None

Mark Barnebey
None

7. MAYOR'S REPORT

Advised Commission that it is time to begin planning the meetings to the mobile home parks, CDDs and wards. She is hopeful that all Commissioners will make all the meetings so that the public can see who their representatives are.

Reported that Elliott Falcione (Convention Center Executive Director) contacted her regarding an Arts Council being set up for Manatee County. He asked for a recommendation for someone to sit on the Council to represent the City of Palmetto. She asked Vicki Moore who has agreed to serve.

Today she attended the Public Transportation Task Force (PTTF) and MPO Board. Reports were presented from Sarasota County Area Transit (SCAT) and Manatee County Area Transit (MCAT). Both are locating benches and trash receptacles throughout their respective counties. In the future, location of sheltered bus stops may be considered in the design phase of proposed developments.

She informed Commission that she was elected Chair of the PTTF for the upcoming year.

The City is ready to form the Charter Review Committee. She asked each Commissioner to provide one name for the committee. Her two appointments are Vicki Moore and Robert Wilson and Commissioner Williams has submitted Alan Zirkelbach's name.

Mayor Bryant reported that the City was awarded the Florida Historic Preservation Grant for the windows at the Carnegie Library in the amount of \$108,000. The City may still be a contender for the Yellow Fever Cemetery grant. We are waiting to hear on another grant request for Hydrant Park. It will not be announced until November.

The basketball and tennis courts will come back to Commission at the next meeting for discussion. The Commission will need to decide between the cost for repairs and the possibility of tearing them down. Commissioner Cornwell said the basketball court is very well used, and she would hate to see it torn down.

8. COMMISSIONERS' COMMENTS

Commissioner Davis
None

Commissioner Varnadore
None

Commissioner Williams

He would like to put a workshop on the calendar next May to work on legislative priorities to submit to the Manasota League of Cities in July.

He passed out a 2008 Miami ordinance for the City to consider. It deals with evaluation, development and publication of unsolicited proposals; proposals that may come to Commission for City property, e.g. a new Public Works facility, a new City Hall, etc. A copy is attached to and made a part of these minutes.

Mayor Bryant interjected that she attended the 122nd anniversary celebration of St. Andrews A.M.E. Church yesterday.

Commissioner Williams reported that he went to St. James A.M.E. Church last week for the second annual recognition of veterans.

Commissioner Smith
None

Commissioner Cornwell
Asked Mr. Burton to bring an update on the theater (Olympia) to the next meeting.

Remarked that now that taxes are better in the County, she would like to readdress the pool. It is time to discuss that with some who may be running for the County Commission. It has been promised to Palmetto for years. She would like to discuss it in conjunction with how the soccer fields will be planned. She thinks it would be best to look for something close to Palmetto High School. She asked to add it to a workshop.

9. ADJOURNMENT

The meeting was adjourned at 8:37 p.m.

Minutes approved: October 19, 2015

James R. Freeman

James R. Freeman, City Clerk