

**CITY OF PALMETTO  
CITY COMMISSION MEETING  
October 3, 2016  
7:00 PM**

Elected Officials Present:

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

Staff Present:

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

Mayor Bryant call 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 National White Cane Day Proclamation to Mr. and Mrs. Herman Hempel. National White Cane Day is on October 14<sup>th</sup> and will be held here at City Hall where members will gather and walk to the Manatee River and back to City Hall. The event will begin at 9:00 a.m.

1. CITY COMMISSION AGENDA APPROVAL

**Motion:** Commissioner Cornwell moved, Commissioner Williams seconded the motion to approve the October 3, 2016 Agenda.

Mayor Bryant removed items 3.A.4 and 3.B.2 from the agenda.

**Both the maker of the motion and the second agreed to amend the motion to include the approval of the October 3, 2016 Agenda with the removal of the two above items. The motion passed 5-0.**

2. PUBLIC COMMENT

None

3. CONSENT AGENDA APPROVAL

A. City Clerk's Office

1. Hardball Halloween Parade 10/29/2016 Special Function Permit
2. Resolution 2016-24 Yellow Fever Cemetery Grant
3. Blalock Walters Legal Bills
4. ~~Resolution 2016-33 Edenfield Grant~~ *Removed*

B. Public Works

1. Resolution 2016-32 Budget Adjustment
2. ~~Cintas Agreement~~ *Removed*

**Motion:** Commissioner Cornwell moved, Commissioner Davis seconded, and the motion carried 5-0 to approve the October 3, 2016 Consent Agenda (with the items removed as stated earlier.)

Mayor Bryant informed the Commission that November 7th was not previously scheduled as a Commission meeting due to Election Day being the next day. The Planning and Zoning Board has rescheduled their meeting to October 27th for the discussion and hearing on the General Development Plan 2016-01 (Ordinance 2016-12); with that, the Mayor is asking for consideration in scheduling the Commission meeting for November 7th as normal. Discussion ensued regarding canceling the November 21st meeting and having just the November 7th meeting; this was not decided upon at this time.

**Motion: Commissioner Cornwell moved, Commissioner Williams seconded, and the motion carried 5-0 to schedule a Commission meeting on November 7, 2016.**

4. RESOLUTION 2016-31 FY 2017-2021 CAPITAL IMPROVEMENT PLAN

**Motion: Commissioner Williams moved, Commissioner Davis seconded and the motion carried 5-0 to adopt Resolution 2016-31.**

5. PUBLIC HEARING ORDINANCE 2016-12

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, PROVIDING FOR FINDINGS OF FACT; AMENDING ORDINANCE NO. 2006-876 TO APPROVE A CONCEPTUAL/GENERAL DEVELOPMENT PLAN FOR PID # 2580010409 AND 2580010509 ON +/- 6.28 ACRES, ZONED PD-H (PLANNED DEVELOPMENT-HOUSING); PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (GDP 2016-01, RIVIERA WEST LLC, PID#2580010409 AND 2580010509)

Mayor Bryant opened the public hearing.

Commissioner Cornwell questioned how many homes are being proposed and the price and how will this affect the overcrowding in schools. Attorney Barnebey explained that there is a half-cent sales tax on the ballot for the School Board, if this doesn't pass, there is an agreement being proposed and drafted for proportionate share.

**Motion: Commissioner Davis moved, Commissioner Williams seconded, and the motion carried 5-0 to continue the Public Hearing on Ordinance 2016-12 to November 7, 2016 at 7:00 p.m. or as soon thereafter as same can be heard in these Chambers.**

6. PUBLIC HEARING ORDINANCE 2016-13

AN ORDINANCE FOR THE CITY OF PALMETTO, FLORIDA, VACATING A CERTAIN STREET, FIRST AVENUE COURT WEST, APPROXIMATELY 1,154+- FEET IN LENGTH AND LOCATED NORTHWEST OF THE INTERSECTION OF 10<sup>TH</sup> STREET WEST AND US-41 NORTH, AS MORE PARTICULARLY DESCRIBED IN SECTION 2 OF THIS ORDINANCE; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Bryant opened the public hearing.

Debra Woithe, City Planner, informed the Commission that this is a request to vacate the City street within the boundaries of the site. The City street provides access to residential duplexes used for farmworker housing. By allowing this vacation, it will allow the property owners to install a gate to secure access; thus allowing better control of the site for operational and safety reasons. All utility companies have no objection and staff is recommending approval of the vacation of the easements. Mrs. Woithe did note that water and sewer pipes are located with the right of way to be vacated; therefore a non-exclusive utility easement is being established to allow ingress and egress.

Attorney Caleb Grimes, representing the applicant, respectfully requested the granting of the vacation. The City and the applicant are in the process of providing an easement for the lift station on site as well as access for law enforcement to enter the premises through the secured gate.

Mr. Freeman requested coordination with the property owner regarding access for the meter readers to come in and read each individual meter.

Mayor Bryant closed the public hearing after no public comment.

**Motion: Commissioner Williams moved, Commissioner Davis seconded, and the motion carried 5-0 to adopt Ordinance 2016-13 subject to granting and recording of permanent easement and permanent access of utility easement for the lift station which shall be in a form acceptable to the City Attorney.**

#### 7. TRAFFIC UPDATE

Mayor Bryant stated that she had a meeting with the contractors that are working with the Florida Department of Transportation (FDOT) on Thursday regarding a corridor study and a PD&E on the life of the DeSoto Bridge. It will take time to do all of this; however, they are going to be looking into ways to make things move more quickly and help with the traffic at this point in time. Mayor also stated that they will be looking into a solution for the pedestrians needing to cross 8<sup>th</sup> Avenue east/west over near Palmetto Mobile Home Park.

The timing of the lights in Bradenton, specifically headed south over the Green Bridge as well as heading west on Manatee Avenue, was discussed. Staff was asked to call the City of Bradenton to request the timing of the lights be well managed for flow of morning and afternoon traffic.

#### 8. DEPARTMENT HEADS' COMMENTS

Mr. Tusing—noted that the waste water treatment plant operated very well during all the heavy rain.

Chief Tyler—informed Commission that Lowe's Home Improvement Store came last week to the Police Department and made repairs and painted the Records Department, the training room and the entryway. These improvements were made available through their Local Heroes Program. He and his staff will be working on plaque to thank the store for their help.

Mayor Bryant announced that Secretary Hattaway has resigned from FDOT.

Mr. Freeman— informed Commission and the public that there will be a sales tax meeting on October 6, 2016 at 6:00 p.m. at the Palmetto Library held by County Commissioner Charles Smith. The public was encouraged to attend. In regards to the City's potential uses for the sales tax revenue, if passed, Mr. Freeman wrote a memo to the County addressing the areas of need for the City. He stated that some potential areas would be a new Police Department/potential City Center, infrastructure, and parks.

#### 9. MAYOR'S REPORT

Mayor Bryant announced that the University of South Florida is set to come to make a presentation to the City Commission regarding the linear trail. She requested a motion to be made to schedule a special meeting on October 10, 2016 at 5:30 p.m. to allow them to do so. Mayor Bryant would also like to include the moratorium discussion on this agenda as well. Discussion ensued and it was decided upon a time limit of two hours for this meeting.

**Motion: Commissioner Cornwell moved, Commissioner Williams seconded, and the motion carried 5-0 to schedule a special Commission workshop meeting on October 10, 2016 from 5:30 p.m. to 7:30 p.m. for the two items as mentioned by the Mayor to be held in the Commission Chambers.**

Discussion continued regarding the motion made above and the request to schedule a November 7<sup>th</sup> meeting. It was decided that the meeting on November 7<sup>th</sup> would be a one item 7:00 p.m. agenda only with no workshop at 4:30 p.m.

10. COMMISSIONERS' COMMENTS

Commissioner Williams—asked Mr. Tusing to contact the City's current solid waste company to ask them to place the recycle bin back where they got it. He has received complaints and has experienced that the bins are placed in the road or in the middle of the driveway.

In regards to Mr. William's dead tree complaint along his road, Mr. Tusing has been in contact with Florida Power and Light to cut the limbs from the power line.

Commissioner Cornwell—asked Mr. Freeman to contact FEMA regarding the damages (if any) from the last hurricane.

She asked for a little further explanation regarding the Resolution 2016-32 from the Consent Agenda. Mr. Freeman stated that there was funding included in the Sewer Department's operating budget that was intended to be part of the Capital Improvement Plan for waste water treatment plant facility upgrades.

Mayor Bryant informed the Commission that on October 7<sup>th</sup> through October 9<sup>th</sup> there will be a reef clean up with competitions between divers to see which team can collect the most trash. This will be kicked off at 7:00 a.m. at the Bradenton Yacht Club.

Commissioner Davis—commented on the traffic stating that it appears when the City of Bradenton reduced downtown Manatee Avenue to two lanes the congestion became worse.

Commissioner Varnadore—asked Mr. Tusing to contact the City of Bradenton regarding traffic off both the bridges and would like some feedback. It was also suggested that the County Commission be contacted as well.

Mayor Bryant adjourned the meeting at 8:42 p.m.

Minutes approved: November 7, 2016

*James R. Freeman*

James R. Freeman  
City Clerk