

**CITY OF PALMETTO  
CITY COMMISSION MEETING  
AND CRA BOARD MEETING  
January 9, 2017  
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  
Jeff Burton, CRA Director  
Jim Freeman, City Clerk  
Allen Tusing, Public Works Director  
Scott Tyler, Chief of Police  
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.

Mayor Bryant received a letter from a Savannah Schwartz who was participating in raising livestock for the Manatee County Fair. This letter discussed how this she raised a swine to be entered into the Fair, but before she could put it into the fair, Rocky (the swine) passed away. This did not hinder Ms. Schwartz from continuing her project to see it to completion by going to the fair and participating in the judging.

RECOGNITION: Mayor Bryant recognized Cory Wright for her contribution of the Historical Artwork for the Fair Bags. She is a local artist, who, over the past couple years, has designed and painted the artwork that has been placed on the City's bags that are handed out at the Fair.

RECOGNITION: Chief Tyler recognized Oscar Kieffer as the Police Department's Employee of the Year.

RECOGNITION: Chief Tyler recognized Detective Richard Wilson as the Police Department's Officer of the Year.

Mr. Herman Hempel, coordinator for White Cane Day that was held in October 2016, thanked the Chief and the City for their assistance in this event. He presented a Certificate of Appreciation to the Mayor, the Commission and Chief Tyler.

PRESENTATION: Mr. Deven Bloome and Ms. Hannah Witham, Young Marines, made a presentation to the City Commission regarding their recent community service project. Ms. Witham explained that her project involved locating historical homes within the City and providing a map to showcase those homes. Once the map is uploaded, a user can click on the houses on the map and pull up information about the homes in the City to include the owner's name, the previous owner's name, the year it was built, and the number on the historical list [provided by the Historical Park of Palmetto].

1. CITY COMMISSION AGENDA APPROVAL

**Motion:** Commissioner Davis moved, Commissioner Cornwell seconded, and the motion carried 5-0 to approve the January 9, 2017 Agenda.

2. PUBLIC COMMENT

None

3. CONSENT AGENDA APPROVAL

- A. City Clerk's Office
  - 1. December 5, 2016 Minutes
  - 2. Special Function Permits:
    - a. Relay for Life North River 4/8/2017
    - b. DeSoto Grand Parade 4/2/2017
  - 3. Resolution 2017-01 Anthem Bank and Trust
- B. Public Works
  - 1. Surplus Property
  - 2. Instituform Contract

Mr. Freeman removed item 3.A.3. from tonight's agenda.

Commission removed items 3.A.2.a. and b. and 3.B.2. for discussion.

**Motion:** Commissioner Williams moved, Commissioner Cornwell seconded, and the motion carried 5-0 to approve the January 9, 2017 Consent Agenda with the removal of 3.A.3. and 3.A.2.a. and b. and 3.B.2. for discussion.

3.A.2.a. Relay for Life North River 4/8/2017 Discussion:

It was clarified that this event ends at 10:00 p.m. and that is when the music will be ending. The application states usage of the Park until midnight; however, that is to allow for ample time to clean up after the event shuts down at 10:00 p.m.

3.A.2.b. DeSoto Grand Parade 4/2/2017 Discussion:

Commissioner Williams' comments were discussed with a map being provided in the agenda packet.

3.B.2. Instituform Contract Discussion:

No discussion necessary.

**Motion:** Commissioner Williams moved, Commissioner Cornwell seconded, and the motion carried 5-0 to approve items 3.A.2.a., 3.A.2.b, and 3.B.2.

4. DEPARTMENT HEAD APPOINTMENTS

**Motion:** Commissioner Davis moved, Commissioner Smith seconded, and the motion carried 5-0 to confirm appointments of the Appointed Officials as set forth by the Mayor in the January 9, 2017 agenda memorandum and authorize her to execute the letter with Blalock Walters.

5. SELECTION OF VICE MAYOR

**Motion:** Commissioner Davis moved, Commissioner Cornwell seconded, and the motion carried 5-0 to elect Commissioner Williams as Vice Mayor.

Mayor Bryant left the meeting at 7:29 p.m. and Vice Mayor Williams presided over the rest of the meeting.

6. PUBLIC HEARING ORDINANCE 2016-18 GENERAL EMPLOYEE PENSION PLAN

AN ORDINANCE OF THE CITY OF PALMETTO AMENDING CHAPTER 22, PERSONNEL, ARTICLE IV, GENERAL EMPLOYEES' RETIREMENT SYSTEM, OF THE CODE OF ORDINANCE OF THE CITY OF PALMETTO; AMENDING SECTION 22-81, DEFINITIONS; AMENDING SECTION 22-82 MEMBERSHIP; AMENDING SECTION 22-84, FINANCES AND FUND MANAGEMENT; AMENDING SECTION 22-86, BENEFIT AMOUNTS AND ELIGIBILITY; AMENDING SECTION 22-88, DISABILITY; AMENDING SECTION 22-89, VESTING; AMENDING SECTION 22-90, OPTIONAL FORMS OF BENEFITS; AMENDING SECTION 22-94, MAXIMUM PENSION; AMENDING SECTION 22-95 MINIMUM DISTRIBUTION OF BENEFITS; AMENDING SECTION 22-107, PRIOR GOVERNMENT SERVICE; AMENDING SECTION 22-108, DEFERRED RETIREMENT OPTION PLAN; AMENDING SECTION 22-109, REEMPLOYMENT AFTER RETIREMENT; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE.

Vice Mayor Williams opened the public hearing continued from December 19, 2016.

Vice Mayor Williams closed the public hearing after public comment.

**Motion: Commissioner Davis moved, Commissioner Cornwell seconded, and the motion carried 5-0 to adopt Ordinance 2016-18.**

7. PUBLIC HEARING CONDITIONAL USE PERMIT 2016-04

Vice Mayor Williams opened the public hearing.

Felicia Tappan, applicant, spoke regarding the attached email complaint. She is surprised to hear that a neighbor is displeased but is hopeful that, if approved, the neighbors will see that things will not be as they think. She explained the nature of her business and stated that no large deliveries will be occurring; if there happens to be anything significantly large, requiring a much larger than the average Fed Ex/UPS Truck, she has an agreement with Church on the Rock to allow for her deliveries to be submitted there for her to pick up. She respectfully requested approval of the Conditional Use Permit.

Amanda Tappan, applicant's daughter and business partner, respectfully requests approval of the Permit.

Commissioner Varnadore questioned the day to day activities that Ms. Tappan conducts. Ms. Tappan explained that the product she sells are raw, organic foods made by dehydrators set up in her kitchen. There are no employees and no restaurant style equipment. If sales pick up and they grow, the business will be moved to a bigger facility to allow for heavier equipment and employees.

**Motion: Commissioner Davis moved, Commissioner Smith seconded, and the motion carried 5-0 to continue the Public Hearing on Conditional Use Permit 2016-04 to January 23, 2017 at 7:00 p.m. or as soon thereafter as same can be heard in these Chambers.**

8. 1<sup>ST</sup> PUBLIC HEARING ORDINANCE 2016-17 REGULATION OF MOTOR VEHICLE SERVICE AND REPAIR

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, REGARDING THE REGULATION OF VEHICLE REPAIR, MOTOR VEHICLE REPAIR USES, SERVICE STATIONS AND INDUSTRIAL USES; AMENDING APPENDIX B (THE ZONING CODE); AMENDING THE PALMETTO DOWNTOWN DESIGN CODE; DEFINING AND AMENDING THE DEFINITION OF CERTAIN TERMS; ESTABLISHING THE LIMITATIONS ON THE LOCATION OF VEHICLE REPAIR, MOTOR VEHICLE REPAIR, SERVICE STATIONS AND INDUSTRIAL USES; CREATING A "TENTH AVENUE/OLD MAIN" CHARACTER DISTRICT AREA; PROVIDING FOR PENALTIES; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR TERMINATION OF THE MORATORIUM RELATED TO MOTOR VEHICLE REPAIR-MINOR AND MOTOR VEHICLE REPAIR-

MAJOR AND SERVICE STATIONS (ADOPTED JUNE 2016); AND PROVIDING FOR AN EFFECTIVE DATE.

Vice Mayor Williams opened the public hearing continued from December 19, 2016.

Vice Mayor Williams closed the public hearing after hearing no public comment.

9. 2<sup>ND</sup> PUBLIC HEARING ORDINANCE 2016-17 REGULATION OF MOTOR VEHICLE SERVICE AND REPAIR

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, REGARDING THE REGULATION OF VEHICLE REPAIR, MOTOR VEHICLE REPAIR USES, SERVICE STATIONS AND INDUSTRIAL USES; AMENDING APPENDIX B (THE ZONING CODE); AMENDING THE PALMETTO DOWNTOWN DESIGN CODE; DEFINING AND AMENDING THE DEFINITION OF CERTAIN TERMS; ESTABLISHING THE LIMITATIONS ON THE LOCATION OF VEHICLE REPAIR, MOTOR VEHICLE REPAIR, SERVICE STATIONS AND INDUSTRIAL USES; CREATING A "TENTH AVENUE/OLD MAIN" CHARACTER DISTRICT AREA; PROVIDING FOR PENALTIES; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR TERMINATION OF THE MORATORIUM RELATED TO MOTOR VEHICLE REPAIR-MINOR AND MOTOR VEHICLE REPAIR-MAJOR AND SERVICE STATIONS (ADOPTED JUNE 2016); AND PROVIDING FOR AN EFFECTIVE DATE.

Vice Mayor Williams opened the public hearing.

Commissioner Varnadore read the minutes from April 16, 2007. She explained from the minutes, it can be interpreted that the Guidelines were subjective not actual Code. Attorney Barnebey clarified that these Guidelines were adopted as Code.

**Motion:**            **Commissioner Cornwell moved, Commissioner Davis seconded, and the motion carried to continue the Second Public Hearing on Ordinance 2016-17 to January 23, 2017 at 7:00 p.m. or as soon thereafter as same can be heard in these Chambers.**

10. DECEMBER CHECK REGISTER (Informational Only)

*Vice Mayor Williams recessed the City Commission meeting at 7:56 p.m. to open the January 9, 2017 CRA Board meeting.*

*Vice Mayor Williams reconvened the City Commission meeting at 8:41 p.m.*

11. TRAFFIC UPDATE

12. PALMETTO POOL UPDATE

Vice Mayor Williams informed the Commission that Mayor is in conversations with the County and should have an update at the next meeting.

13. DEPARTMENT HEADS' COMMENTS

Mr. Tusing—informed Commission that the Guidelines were adopted on April 15, 2013 with a vote 4-1 to make them Code.

Mr. Freeman—thanked Commission for the reappointment and deferred his time to Ms. Foley to address the River Regatta Special Function Permit for their event on February 4, 2017.

Ms. Foley—explained that the City received the Special Function Permit for the Third Annual River Regatta to be held on February 4, 2017. It was received within the 60 day timeframe; however, because of delayed meetings with the City of Bradenton and Manatee County, it has taken staff longer to gather the necessary documents to bring to Commission for approval. Instead of providing an incomplete application, it was decided to wait until all documents were gathered to provide to Commission for a vote. The Permit will be placed on the January 23<sup>rd</sup> agenda for approval. The event will be basically similar to the last two years; with a small change that the entertainment stage will be in Riverside Park West instead of along Riverside Drive West.

Chief Tyler—thanked Commission for his reappointment as Chief of Police.

Attorney Barnebey—thanked Commission for his reappointment.

#### 14. MAYOR'S REPORT

#### 15. COMMISSIONERS' COMMENTS

Commissioner Cornwell—reminded everyone that the Manatee County Fair will be opening on Thursday January 12, 2017 at 5:00 p.m.

Staff and Commission were reminded about the community meeting at the Palmetto Library with the residents of the Palms of Terra Ceia Bay.

Vice Mayor Williams—suggested a meeting to discuss and outline what things need to be done in the City as far as Ordinances go.

Vice Mayor Williams adjourned the meeting at 8:49 p.m.

Minutes approved: February 6, 2017

*James R. Freeman*

James R. Freeman  
City Clerk