

Palmetto City Commission  
July 18, 2005 4:00 PM

Elected Officials present:

Larry Bustle, Mayor  
Brian Williams, Vice Mayor  
Eric Ball, Commissioner  
Tamara Cornwell, Commissioner (entered at 4:10 pm)  
Mary Lancaster, Commissioner  
Tambra Varnadore, Commissioner

Staff and others present:

Michele Hall, Attorney  
Chief Garry Lowe  
Chris Lukowiak, Public Works Director  
Diane Ponder, Deputy Clerk-Administration

Mayor Bustle called the meeting to order at 4:05 PM.

A moment of silence for overseas military personnel was observed, followed by the Pledge of Allegiance to the United States Flag.

Mayor Bustle presented the Parks & Rec staff members certificates of recognition for their participation preparing for, and during, the July 4th Celebration event.

1. APPROVAL OF WORKSHOP AGENDA

MOTION: Mr. Williams moved, Mrs. Lancaster seconded and motion carried 5-0 to approve the July 18, 2005 4:00 workshop agenda, with the deletion of item #2, Impact Fee Study.

2. DISCUSSION – PROPOSED MILLAGE RATE

Mayor Bustle explained the City must submit the DR420 to the Property Appraiser by August 4, 2005. The DR420 establishes the proposed aggregate tentative millage rate and schedules the City's first budget public hearing. At completion of the budget process the proposed millage rate may be lowered but the City cannot exceed the limit set on the DR420. Mayor Bustle proposed an aggregate tentative millage rate of 5.6645.

Mayor Bustle informed Commission a tentative budget meeting for August 13, 2005 has been scheduled to discuss personnel issues. Because of the numerous proposed reclassifications in the grade and step plan, Cody & Associates has been asked to update the current plan by July 27, 2005. Mayor Bustle reported he and the department heads have met with Nick Pellegrino of Cody & Associates, during which reclassification vs. additional compensation was discussed. Department heads have been instructed to submit justifications for all personnel issues prior to the August 13th meeting.

Commission set the budget's first public hearing for 7:00 pm on September 14, 2005, contingent upon confirmation of advertising. September 10, 2005 at 1:00 pm was selected as an alternate date. The final budget public hearing will be held September 19, 2005 at 7:00 pm.

3. DISCUSSION – PROPOSED FILL ORDINANCE

Mayor Bustle referred to the point paper prepared by Mr. Free, wherein staff recommended approval of the language of the ordinance and sought direction on the following points:

1. Residential and commercial impervious surface

- Attorney Hall advised the consultant reviewing the land development code will recommend a limitation of impervious surface for single-family residences, residential projects and commercial projects. Mayor Bustle recommended the stipulation should apply to all types of construction.
2. Enforcement of the ordinance
    - The City currently requires certification of single-family, residential and commercial projects submitted for building permits. Certification requirements will not be deleted for single-family residences.
    - The Building Official will monitor compliance during the plan review and construction period. If the project does not comply a stop work order will be issued until brought into compliance.
    - Complaints regarding a property not retaining its water may be directed to the Building Official, Stormwater Department or Code Enforcement Department. The existing nuisance ordinance is the current tool for enforcement.
  3. City's recourse for failure to comply
    - City can require specific certifications regarding stormwater and drainage plans.
    - City can hold a certificate of occupancy until the property is in compliance.
    - Code Enforcement procedures can be utilized to force compliance after construction is complete.
    - Existing structures will become a legal nonconformity.
    - The existing stormwater ordinance addresses stormwater issues for existing structures.

Attorney Hall will use Commission's comments to amend the proposed ordinance for Commission's review at a subsequent meeting.

#### 4. DISCUSSION – PROPOSED PORTABLE SANITARY FACILITY ORDINANCE

Commission amended the proposed ordinance as follows:

- Add a special exception for Commission approved City use.
- Constraints as to where the portable restrooms may be located will be added, but actual footage will be removed.

Attorney Hall will use Commission's comments to amend the proposed ordinance for Commission's review at a subsequent meeting.

Discussing other business, the Water and Stormwater Impact Fee Study will be presented by Burton & Associates at the August 1, 2005 Commission workshop meeting. Attorney Hall informed Commission DEP has approved the Regatta Pointe Marina lease.

Mayor Bustle recessed the meeting for ten minutes.

#### 5. CABLE TV CONSORTIUM UPDATE

Rob Eschenfelder, Manatee County attorney, updated Commission regarding the creation of the Manatee County Cable Television Consortium discussed with Commission May 2, 2005. Mr. Eschenfelder discussed the following items:

- Final participation in the consortium has not been determined.
- Language has been added to the agreement to prevent the consortium having the ability to expend any funds.

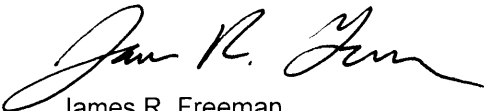
- Manatee County support has been calculated at \$130,000. Additional support for municipalities was determined to be 10% of the \$130,000.
- Municipal dues are calculated by taking just the additional support figure and dividing it by the municipality's population.
- The 90-day withdrawal notice is provided to allow cable companies time to provide for a smooth transition.
- Any dues increase is subject to budgetary authority.

Mr. Eschenfelder confirmed discussion is on-going with Verizon, and they have agreed to a build out in approximately five years. If Palmetto enters the consortium the City will receive Verizon's first TV equipment grant of \$15,000.

The only impact the consortium will have on the existing franchise between the City and Bighthouse will be the administration of the franchise; a consortium-wide franchise will be negotiated at maturity.

Meeting adjourned at 6:00 PM.

Minutes approved: August 15, 2005



James R. Freeman  
City Clerk