

Palmetto City Commission
August 6, 2007 4:00 p.m.

Elected Officials Present:

Larry Bustle, Mayor
Tamara Cornwell, Commissioner
Mary Lancaster, Commissioner
Brian Williams, Commissioner

Elected Officials Absent:

Eric Ball, Vice Mayor
Tambra Varnadore, Commissioner

Staff and Others Present:

James R. Freeman, City Clerk
Chief Garry Lowe
Chris Lukowiak, Public Works Director
Tanya Lukowiak, CRA Executive Director
Diane Ponder, Deputy Clerk-Administration

Mayor Bustle called the meeting to order at 4:00 pm. A moment of silence and appreciation was observed for overseas military personnel.

Mayor Bustle commented on the time certain limit he had placed on each item. He also informed Commission and the public that they were invited to tour the new break room at Public Works, which will also serve as the City's emergency operation center.

1. AGENDA APPROVAL

MOTION: Mr. Williams moved, Mrs. Lancaster seconded and motion carried 3-0 to approve the August 6, 2007 4:00 pm agenda, as presented.

2. DISCUSSION OF THE PROPOSED DOCK ORDINANCE

Mr. Lukowiak narrated a presentation on sections of the proposed dock ordinance that will be amended or require further direction from Commission. Commission concurred with the following:

1. Section 10-105 will list activities requiring a permit and exceptions to acquiring a permit.
2. Section 10-106(b) will be deleted
3. Section 10-107(1)(b) will be further discussed. Counsel will research the transfer of riparian rights on a vacant lot.
4. Section 10-103 will be amended to allow the mooring of two boats greater than 16 feet.
5. Section 10-107(2)(g) will be amended by deleting language pertaining to the river; language regulating the number of boats allowed for canals will remain as written.
6. Section 10-107(2)(a)(4) will be amended by deleting language pertaining to the river; language regulating the number of boats moored in canals and at the headlands will be based on the calculation as proposed for Section 10-107(2)(g).
7. Section 10-107(1)(d) will be written to allow for the regulation of community docks by a Homeowner's Association.
8. Section 10-107(2)(e) will prohibit boat houses and canopies in the canals.
9. Section 10-107(2)(f) and (g): Duncan Seawall representative described how DEP defines one structure. Mr. Lukowiak referred to the length and width of docks addressed in another section of the ordinance. Individuals in the audience familiar with the dock permitting process stated that canal docks must be approved by DEP, which regulates the maximum surface area, as well as required water depths necessary for a permit.

10. Section 10-107(3) will be written to allow other agencies the responsibility of regulating water quality in commercial marinas.
11. Section 10-101 will be written to allow non-conforming docks to remain unless 51% of the value is replaced; new non-conforming conditions cannot be created.

The ordinance will be placed on the August 20, 2007 workshop agenda to consider the one outstanding issue. If the issue is resolved at that meeting, the ordinance will be moved forward to the 7:00 agenda for first reading

3. PROPOSED INTERLOCAL AGREEMENT FOR OPERATION AND MAINTENANCE OF THE PALMETTO HISTORICAL PARK

Mr. Lukowiak introduced the interlocal agreement between the Palmetto Historical Commission, Inc., Manatee County Clerk of the Circuit Court and the City. He stated the document formally sets forth the duties and responsibilities of each entity.

Palmetto Historical Commission representative Col. Pack discussed two proposed changes, as follows:

- Insurance on the contents of the buildings in the Park cannot be purchased. He proposed amending paragraph 6(l) to read: Provide liability insurance coverage for the Palmetto Historic Park in accordance with Exhibit E (the insurance exhibit).
- Col. Pack distributed a new document titled Insurance Requirements for the Palmetto Historical Park, as approved by Ron Koper, the City's risk manager. He requested that it replace the current Exhibit E. Col. Pack stated the Historical Commission agrees with the current coverage requirements. Referencing the Manatee County Agricultural Museum, he recommended deleting the proposed coverage requirements and amend the language to read: Manatee County Agricultural Museum will maintain insurance in accordance with the Lease Agreement with the City of Palmetto.
- Coordination meetings: Col. Pack requested that routine maintenance be added as item d to the agenda.

Attorney Hall referred to item 6d regarding alcohol consumption. Ms. Cornwell suggested the item should read that no alcohol is permitted on the premises and stated she would not support the document until the amendment is made. Mr. Williams concurred.

Palmetto Historical Commission President Cis Paulsen clarified the insurance issue, stating the contents of the buildings in the park, other than some Manatee County furniture, is owned by the Commission. She opined the alcohol issue is a moot point, because they are too close to a school to serve alcohol.

Attorney Hall confirmed with Commission the document can be amended as discussed. Mr. Williams stated he wished language be added to item 6d that conforms to Section 4-3 of the City Code. Mr. Lukowiak suggested striking the entire sentence and reference the Code. Mayor Bustle confirmed 6d is to be deleted.

4. FY2007-2008 BUDGET DISCUSSION

Mr. Freeman reviewed the supplemental budget information requested by Commission at the prior budget workshop.

Tuition Reimbursement: Reduced from \$10,000 to \$5,000

Fairs and Festivals: Commission requested information for each event detailing what is in-kind services and what is a cash donation from the City and any revenue received from the event.

Legal Fees: Total Olympia Theater expenses will be confirmed.

Code Enforcement

No Changes were made to the budget.

Meeting adjourned at 6:00 pm.

Minutes approved: August 20, 2007



James R. Freeman
City Clerk