

Palmetto City Council
Minutes
April 21, 2003

Elected Officials Present:

Larry Bustle, Mayor
Shirley Bryant, Vice Mayor
Tamara Cornwell, Council Member
Charlie Grace, Council Member
Mary Lancaster, Council Member
Brian Williams, Council Member

Staff and others present:

Attorney Alan Prather
J. E. Free, Jr., City Clerk
Chief Garry Lowe
Mike Hickey, Public Works Director
Diane Ponder, Administrative Assistant

Mayor Bustle called the meeting to order at 7:00 p.m.

Council Member Mary Lancaster gave the invocation followed by the Pledge of Allegiance to the United States Flag.

1. APPROVAL OF AGENDA

MOTION: Ms. Bryant moved, Mrs. Lancaster seconded and motion carried 5-0 to approve the April 21, 2003 agenda.

2. CONSENT AGENDA

- A) Minutes March 31, 2003 Council Meeting
- B) Minutes April 7, 2003 Council Meeting
- C) Dye, Deitrich, Prather, Petruff & St. Paul billing through February 28, 2003
Professional Services - \$14,489.13, Litigation - \$4,864.50
- D) A. J. Jim Spalla, PA billing through March 28, 2003 - \$360

MOTION: Ms. Bryant moved, Mr. Grace seconded and motion carried 5-0 to approve the Consent Agenda

3. RIVIERA DUNES HOMEOWNER'S PETITION TO RENAME INTERNAL STREETS

Patricia Shafer gave a brief overview of the events surrounding the homeowner's efforts to petition the City to rename the internal streets of Riviera Dunes. Mrs. Shafer supplied a copy of the original petition in its entirety, along with original new petitions signed by 59 property owners representing 66% of total owners to date, which are attached hereto and made a part of these minutes. Mrs. Shafer stated the homeowners are aware and willing to accept any complications resulting from the name change for their streets.

Mr. Williams read into the record letters from three homeowners who signed the petition and are now requesting removal of their signatures on the petitions. The letters are attached hereto and made a part of these minutes.

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Each Council Member discussed safety issues regarding the petition to rename the streets in Riviera Dunes. Also discussed was the fact 100% of the Riviera Dunes homeowners were not represented, previous Councils had denied the petition to rename streets in other parts of the City and the 911 system is going to be requesting mobile home parks revert back to numbered streets and plan to request all planning departments to use a grid system.

MOTION: Mr. Williams moved to approve renaming the streets as stated on the petition from Riviera Dunes homeowners. Motion died for lack of a second.

4. ORDINANCE NO. 03-775 1ST READING AND ADVERTISING APPROVAL
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALMETTO, AMENDING ORDINANCE NO. 387, THE ZONING ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, BY CHANGING THE ZONING OF THE PROPERTY DESCRIBED IN SECTION ONE OF THIS ORDINANCE FROM RS-3 TO GO (GENERAL OFFICE); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (Z0303/Alan Zirkelbach, approximately 0.45 acres/1419 10th St. W.)

Margaret Tusing, Zirkelbach Construction, advised Council the firm has entered into negotiation to purchase an additional abutting property and may be requesting another rezoning in the near future.

MOTION: Ms. Cornwell moved, Ms. Bryant seconded and motion carried 5-0 to approve Ordinance No. 03-775 for advertising and scheduling of a public hearing for May 5, 2003.

5. AGRICULTURAL MUSEUM'S UTILITY & ELECTRIC PAYMENT RENEGOTIATION
Staff will provide the total costs expended at Heritage Park.

MOTION: Mr. Williams moved, Mr. Grace seconded and motion carried 5-0 to approve the City's support of the Manatee County Agricultural Museum, Inc. by continuing the maintenance lawn mowing and paying the electric and water bills for twelve months ending May 1, 2004, not to exceed \$4,000.

6. SPECIAL FENCE PERMIT - 714 15th Ave. W.
Interim Planner Schmitt advised Council the proposed fence would be four feet high and be constructed of PVC material. Mr. Schmitt recommended approval based on the Standard Swimming Pool Code requiring only a four-foot fence. Discussion ensued on the need to amend the City's ordinance to meet Florida Statutes.

MOTION: Ms. Cornwell moved, Mr. Williams seconded and motion carried 5-0 to approve the Special Fence Permit for 714 15th Ave. W.

7. POLICE DEPARTMENT PROMOTIONAL STEP INCREASES
Council discussed the need to re-evaluate the Grade & Step Plan because of the salary disparity. Council also discussed possibly instituting a promotion policy and longevity pay policy. Mayor Bustle will bring Council a proposal to revise the Grade & Step Plan.

MOTION: Ms. Cornwell moved, Ms. Bryant seconded to approve as recommended by Chief Lowe the following step increases:

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Sgt. Kauffman to Grade 14, Step 4 at \$37,229
Corp. Makeever to Grade 10, Step 13 at \$40,820
Corp. Camacho to Grade 10, Step 6 at \$34,517

MOTION: Mr. Williams moved, Mr. Grace seconded to amend Sgt. Kauffman's salary to Grade 14, Step 3 at \$36,204. Motion failed 3-2 with Ms. Bryant, Ms. Cornwell and Mrs. Lancaster voting no.

The original motion passed 4-1 with Mrs. Lancaster voting no.

8. DEPARTMENT HEAD COMMENTS

Mr. Free

Quotes are being gathered on the ceiling at city hall.

The revised Sanitation Ordinance and the Master Utility Ordinance are scheduled for the April 28, 2003 City Council workshop agenda.

Mr. Hickey

- Final inspection set for the Oakridge project
- Bathrooms are open at the Estuary Park
- 24th Avenue has been repaired north of 10th Street
- Grading at Hidden Lake has begun
- Reuse is being reconnected after resident's plumbing improvements
- Maps are being updated with reuse manholes; the I&I program is also identifying manholes for map updating
- The employee audit is being performed for the CDBG grant
- Irrigation continues on Haben Blvd.
- FDOT filled the sink at 8th Avenue and 10th Street
- Children's Parade resulted in four hours clean-up

Chief Lowe

- No incidents at the Children's Parade
- Speaker of the House responded to correspondence regarding the fee proposal for crime lab services

Mr. Schmitt

Advised Council the Riviera Dunes NOPC Ordinance will have its first reading May 5, 2003, P&Z Board will meet May 12, 2003 and the public hearing on the ordinance will be held May 19, 2003. Both the P&Z Board and Attorney Prather concurred with the schedule.

9. MAYOR'S REPORT

A City-wide trolley tour is scheduled for June 9, 2003 which will replace the regularly scheduled Council workshop meeting. The tour will be open to the public and press and will be properly noticed. Council concurred with the anticipated expenses of approximately \$280 for the vehicle rental.

Mayor Bustle suggested the City continue to utilize the police department to control the noise level rather than amending the Noise Ordinance to the point it is so technical it no longer serves the City. Discussion ensued on purchasing decibel meters for the police

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department's use in documenting complaints and building a track record of repeat offenders. A version of the Noise Ordinance without the technical language will be brought back for Council's consideration.

The General Interlocal Agreement to Implement the ACCORD and the Interlocal Agreement Establishing Joint Planning Committee will be on the May 5, 2003 City Council meeting agenda for Council's vote.

FDOT has fully designed the stop light at 7th Street and Hwy 301 and the City is working to see if FDOT can provide a bid package on the light. Mayor Bustle stated with funding identified locally, he believes the City can begin the project earlier than anticipated. Council will be asked to approve a joint participation agreement, whereby the City will fund the project and then be reimbursed the \$280,000 by FDOT after the first of October.

Longboat Key city hall's open house is scheduled for Thursday evening.

10. COUNCIL MEMBERS' COMMENTS

Mr. Williams

Requested Public Works monitor the sprinklers in the medians on 8th Avenue.

Hopefully the City can achieve the purchase of a speed cart.

Requested Council consider amending the Streets Ordinance to eliminate the portion of Section 25-35 reading "or within subdivisions or planned developments".

Ms. Cornwell

For the safety of mobile home residents, requested FDOT be contacted to perform a study to amend McDonalds' entry to prohibit early entry into the mobile home park's entrance. Mayor Bustle suggested allowing the Community Traffic Safety Team, as part of the MPO process, to review the situation. Chief Lowe stated he would also recommend the extension of the median.

Ms. Bryant

The new athletic signs have been delivered. They are of the design that will allow for the addition of future championships.

Advised Council she spoke with a group of residents from Jackson Park after attending the CRA meeting. As Council has discussed CRA funding improving infrastructure, this group is requesting the infrastructure in the CRA area north of Jackson Park be improved, which will ultimately alleviate flooding in their neighborhood. Mr. Hickey reported he and county personnel reviewed the county area to the north of the City and the county is willing to supply available resources in projects meant to improve the drainage. Ms. Bryant requested Council schedule a walk-through of the area; dates will be developed for Council approval.

Mrs. Lancaster

The City should notify CRA of a date when a presentation can be made on its recent walk-through of Jackson Park. Mrs. Lancaster stated the only way to see some of the problems is to actually walk the area.

Requested Public Works look at the fence on 13th Street that is down.

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Suggested the county is part of the problem in the Jackson Park flooding and should share in the solution.

Stated the noise levels have escalated in her area.

Mr. Williams requested an estimate be obtained for installing permanent restrooms at the soccer fields on 14th Avenue.

Meeting adjourned at 8:30 pm.

Minutes approved: May 5, 2003



J. E. Free, Jr.
City Clerk