

**Palmetto City Council  
July 2, 2001 7: 00 PM**

**Elected Officials Present:**

**Pat Whitesel, Mayor  
Tamara Cornwell, Council Member  
Mary Lancaster, Council Member  
Brian Williams, Council Member  
Donna Keefer, Council Member**

**Staff and others present:**

**Karen A. Conlon, City Clerk  
Capt. Kenny Bright, Palmetto Police Department  
Allen Tusing, Public Works Department  
Mary Jean Forrester, Deputy City Clerk  
Tonya Lukowiak, Grant Writer  
Karen Simpson, Finance Director  
Alan Prather, City Attorney  
Joanne Higgins, Administrative Assistant**

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

**Mayor Whitesel suggested that citizens be able to talk before a vote on each matter.**

**Charlie Grace gave the invocation, followed by the pledge of allegiance to the United States flag.**

**Ingrid McClellan presented a plaque for the Trees Florida 2001 Awards Program recognizing Plant Manatee Beautiful in the Millennium program.**

**1. 1<sup>st</sup> READING AND APPROVE MANATEE SCHOOL FOR THE ARTS  
RESOLUTION NO. 01-09**

**Resolution No. 01-09 was read by title.**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMETTO, FLORIDA AUTHORIZING THE ISSUANCE OF THE CITY'S INDUSTRIAL DEVELOPMENT REVENUE BOND, SERIES 2001 (MANATEE SCHOOL FOR THE ARTS PROJECT) IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT EXCEEDING \$2,200,000 FOR THE PURPOSE OF PROVIDING FUNDS TO MAKE A LOAN TO RENAISSANCE ARTS AND EDUCATION, INC., D/B/A MANATEE SCHOOL FOR THE ARTS (THE "BORROWER") TO PROVIDE FUNDS TO REFINANCE INDEBTEDNESS OF THE BORROWER INCURRED IN CONNECTION WITH THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF AN EDUCATIONAL FACILITY OWNED AND OPERATED BY**

**THE BORROWER AND TO PAY A PORTION OF THE COSTS OF ISSUING THE BOND; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION OF A LOAN AGREEMENT, A BOND PURCHASE AGREEMENT, A MORTGAGE, ASSIGNMENT OF RENTS AND SECURITY AGREEMENT, AN ENVIRONMENTAL INDEMNITY AGREEMENT AND AN ASSIGNMENT OF LOAN AGREEMENT, MORTGAGE, PROMISSORY NOTE AND OTHER COLLATERAL; AWARDED THE SALE OF THE BOND BY A NEGOTIATED SALE; AUTHORIZING OFFICIALS OF THE CITY TO TAKE CERTAIN ACTION IN CONNECTION WITH THE ISSUANCE OF THE BOND; MAKING CERTAIN OTHER COVENANTS AND AGREEMENTS IN CONNECTION WITH THE ISSUANCE OF THE BOND; AND PROVIDING AN EFFECTIVE DATE.**

**Mark Raymond, bond attorney for Bank of America, fielded questions about the bond and ensured the City that we would have no liability but was just a conduit for the bond.**

**MOTION: Mr. Bryant moved, Mrs. Keefer seconded and motion was carried unanimously to adopt Resolution No. 01-109.**

**2. 2<sup>ND</sup> READING & PUBLIC HEARING – ORDINANCE NO. 01-709**

**Ordinance No. 01-709 was read by title.**

**AN ORDINANCE OF THE CITY OF PALMETTO AMENDING CHAPTER 22, PERSONNEL, ARTICLE IV, GENERAL EMPLOYEES' RETIREMENT SYSTEM, OF THE CODE OF ORDINANCES OF THE CITY OF PALMETTO; ADDING SECTION 22-108, DEFERRED RETIREMENT OPTION PLAN; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE.**

**MOTION: Ms. Cornwell moved, Mrs. Keefer seconded and motion was carried unanimously to adopt Ordinance No. 01-709.**

**3. AWARD OF BID – SUTTON PARK SOD INSTALLATION**

**Ms. Conlon recommended that the Council award the bid to Anderson.**

**MOTION Ms. Cornwell moved, Mrs. Keefer seconded and motion carried 3-0 (Mr. Williams refrained from voting citing conflict of interest) to award the bid to Anderson not to exceed \$16,535.50.**

**4. AWARD OF BID – CARNEGIE LIBRARY**

Ms. Conlon recommended on discussions with Delbert Reeder and Mike Hickey to award Design Painting the contract in the amount of \$2,600.

**MOTION:** Mrs. Keefer moved, Brian Williams seconded the motion to award Design Painting the contract to seal Carnegie Library not to exceed \$2,600.00

Ms. Lancaster questioned why the City isn't going with the lowest bid.

**MOTION:** Mrs. Keefer and Brian Williams withdrew their original motion to approve Design Painting.

**MOTION:** Mr. Williams moved, Mrs. Keefer seconded and motion was carried to bring back the bids at next meeting in order for Ms. Conlon to contact the lowest bid and get more details, i.e. warranty.

**5. 1<sup>ST</sup> READING & APPROVE FOR ADVERTISING ORDINANCE NO. 01-710**

Ordinance No. 01-710 was read by title.

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALMETTO FLORIDA, RELATING TO THE MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS-4); PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR INTENT; PROVIDING FOR DEFINITIONS; PROVIDING FOR NPDES PERMITS; PROHIBITING AND LIMITING CERTAIN DISCHARGES, SPILLS AND DUMPING TO THE SYSTEM; PROVIDING FOR INSPECTIONS AND MONITORING; PROVIDING FOR ADMINISTRATIVE ORDERS; PROVIDING FOR ENFORCEMENT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**MOTION:** Ms. Cornwell moved, Mrs. Keefer seconded and motion carried unanimously to approve Ordinance No. 01-710 for advertising and schedule a second reading and public hearing July 16, 2001.

**6. APPROVAL OF BID – ENGINEERING DESIGN SERVICES FOR 301/41**

**MOTION:** Mrs. Keefer moved, Mr. Williams seconded and motion carried unanimously to table discussion of bid to July 16 meeting.

7. 1<sup>ST</sup> READING AND APPROVE STUDY FOR IMPACT FEES -  
RESOLUTION NO. 01-10

Resolution No. 01-10 was read by title.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMETTO, FLORIDA, AUTHORIZING THE MAYOR TO DEVELOP A RECOMMENDATION FOR INITIATING A STUDY AND EVALUATION OF THE ADVISABILITY OF ADOPTING GENERAL DEVELOPMENT IMPACT FEES FOR THE CITY OF PALMETTO; AND PROVIDING AN EFFECTIVE DATE.**

**MOTION:** Ms. Cornwell moved, Ms. Lancaster seconded and motion carried unanimously to adopt Resolution No. 01-10 amending Paragraph 2 from "sixty (60) days" to "ninety (90) days" for the mayor to present her recommendation to the City.

8. DISCUSSION OF KEEP FLORIDA BEAUTIFUL "ADOPT A SHORE"  
AGREEMENT

**MOTION:** Ms. Cornwell moved, Ms. Lancaster seconded and motion carried unanimously to approve the agreement for Mayor's signature.

9. CONSENT AGENDA

A) **Minutes:** June 11, 2001 City Council and County Commissioners Meeting  
June 18, 2001 City Council Meeting

**MOTION:** Ms. Lancaster moved, Ms. Cornwell seconded and motion carried unanimously to approve the Consent Agenda.

10. DEPARTMENT HEAD REPORTS

Chief Bright – Palmetto Police Department

Chief Bright wanted to clarify allegations of some of council members who said he was investigating boat grant that had been turned down behind their backs. The reason he was doing this is a council member asked him to prepare a factual presentation to bring it for budgeting purposes.

Reported that union was voted out.

Requested 3.1% pay raises retroactive to October 2000 for certified officers.

**Karen Conlon – City Clerk**

**Ms. Conlon spoke on the leases for the garbage truck and bucket truck. There is a need to amend the procurement code.**

**Attorney Prather recommended the language of the procurement ordinance be amended so we could view bidding process by other cities.**

**MOTION: Ms. Cornwell moved, Mrs. Keefer seconded and motion carried unanimously to amend the language of the procurement ordinance.**

**Ms. Conlon requested approval from Council to sign the letter from the Supervisor of Elections for expenses the City will owe for services related to the November election.**

**MOTION: Mrs. Keefer moved, Mr. Williams seconded and motion carried unanimously for Ms. Conlon to sign the letter to the Supervisor of Elections.**

**Ms. Conlon asked approval to clean the carpet at City Hall by Stanley Steamer for \$518.00.**

**MOTION: Mrs. Keefer moved to approve to have the carpets cleaned.**

**Discussion was held that three bids should be obtained.**

**MOTION: Mrs. Keefer withdrew her motion.**

**Ms. Conlon will have three bids for the next meeting.**

**Karen Simpson – Finance Director**

**Ms. Simpson reported on the Justice Department Block Grant. Her recommendation was to move \$2,568 from the general fund to the Justice Department Block Grant Fund.**

**MOTION: Ms. Cornwell moved, Mrs. Keefer seconded and motion carried unanimously to transfer \$2,568 from the general fund to the Department Block Grant Fund.**

**11. INDIVIDUAL COMMENTS**

**Ms. Cornwell**

**Ms. Cornwell wanted to make a date certain to amend the procurement ordinance to avoid future errors.**

**Ms. Cornwell opposed the \$3.00 fee to cash paychecks at Bank of America. Suggested looking at other banks.**

**She discussed Mr. Molloy's letter for the \$10.00 garbage pick-up charge and \$610.00 he wants refunded for the pool.**

**Mrs. Keefer**

**Potholes on 5<sup>th</sup> and 6<sup>th</sup> Streets need fixing again.**

**19<sup>th</sup> Avenue and 10<sup>th</sup> Street corner is washing out.**

**Ms. Lancaster**

**Status of setting a council person for review board for reviewing candidates for executive director for CRA.**

**MOTION: Mr. Williams moved, D. Keefer seconded and motion carried unanimously for Ms. Lancaster to represent the Council on the CRA review committee.**

**Ms. Lancaster discussed Anne from Encore Restaurant needs someone to call her to explain the flooding issues at Oakridge. Mr. Tusing agreed to do this.**

**Mr. Williams**

**Discussed the estuary property and the money from the Land and Conservation Grant.**

**Wanted to elect voting delegate for the Florida League of Cities.**

**MOTION: Mr. Williams moved, Ms. Cornwell seconded and motion carried unanimously to elect Mrs. Keefer as voting delegate.**

**Mr. Williams asked for a vote to close Riverside Street for a 4<sup>th</sup> of July gathering.**

**Jan Coleman commented that she feels it's a liability to the City. Her husband is sick and she fears emergency service vehicles will not be able to get to her house.**

**MOTION: Ms. Cornwell moved, Mrs. Keefer seconded and motion carried unanimously to close Riverside Road but keep people out of the road.**

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**Meeting adjourned at 10:10 p.m.**

**Minutes approved: July 16, 2001**



**Karen A. Conlon**  
**City Clerk**

**Audio tapes of the meeting are on file in the city clerk's office.**