

**Palmetto City Council
April 3, 2000 – 7:00 PM**

Elected Officials present:

**Tamara Cornwell, Vice Mayor
Shirley Groover Bryant, Council Member
Donna Keefer, Council Member
Mary Lancaster, Council Member
Brian Williams, Council Member**

Absent: Pat Whitesel, Mayor

Staff and others present:

**Alan Prather, Attorney
Dave Meng, City Clerk
Kenny Bright, Chief of Police
Don Patterson, Interim Public Works Director/PSG
Mary Jean Forrester, Deputy City Clerk
Margaret Tusing, City Planner
Diane Ponder, Administrative Assistant**

Chief Bright gave the invocation followed by the pledge to the United States flag.

Vice Mayor Cornwell read a proclamation designating the month of April 2000 as National Child Abuse Prevention Month in Manatee County.

Chief Bright awarded Certificates of Promotion to Corporal Gabe Eckert and Corporal Willie Barton.

Chief Bright presented the Palmetto Police Department's first Lifesaving Award to Detectives Teri Nuwer and Jerome Waiters.

City Clerk Dave Meng introduced new administrative assistant Diane Ponder to the Council.

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1. PUBLIC HEARING – ORDINANCE NO. 669:

Vice Mayor Cornwell opened the public hearing. Ordinance No. 669 was read by title as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALMETTO, AMENDING ORDINANCE NO. 387, THE ZONING ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, TO CHANGE THE ZONING OF THE PROPERTY DESCRIBED IN EXHIBIT 'A' OF THIS ORDINANCE FROM RM-6 TO CG (GENERAL COMMERCIAL); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Z0002/ALBERTSON'S, INC.)

There was no public comment on Ordinance No. 669. Vice Mayor Cornwell closed the public hearing.

MOTION: Mrs. Keefer moved, Ms. Bryant seconded and motion carried unanimously to adopt Ordinance No. 669.

2. PUBLIC HEARING – ORDINANCE NO. 670:

Vice Mayor Cornwell opened the public hearing. Ordinance No. 670 was read by title as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALMETTO, FLORIDA, ANNEXING CERTAIN TERRITORIES TO THE CITY OF PALMETTO, FLORIDA, AND PROVIDING FOR AN EFFECTIVE DATE. (AN 00-01 – V. WILLIAM KAKLIS – 1601 21ST STREET, WEST)

There was no public comment on Ordinance No. 670. Vice Mayor Cornwell closed the public hearing.

MOTION: Ms. Bryant moved, Mrs. Keefer seconded and motion carried unanimously to adopt Ordinance No. 670.

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3. PUBLIC HEARING – ORDINANCE NO. 671:

Vice Mayor Cornwell opened the public hearing. Ordinance No. 671 was read by title as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALMETTO, FLORIDA, AMENDING THE PALMETTO COMPREHENSIVE PLAN; AMENDING THE FUTURE LAND USE MAP FROM RES-3 (RESIDENTIAL/3 UNITS PER ACRE/COUNTY) TO RES-4 (RESIDENTIAL/4 UNITS PER ACRE/CITY) BY INCORPORATING PLAN AMENDMENT NO. PA--1 ATTACHED HERETO AS EXHIBIT "A", PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (PA0001/City of Palmetto/ V. WILLIAM KAKLIS; APPROXIMATELY 5.0 ACRES)

There was no public comment on Ordinance No. 671. Vice Mayor Cornwell closed the public hearing.

MOTION: Mrs. Keefer moved, Mr. Williams seconded and motion carried unanimously to adopt Ordinance No. 671.

4. PUBLIC HEARING – ORDINANCE NO. 672:

Vice Mayor Cornwell opened the public hearing. Ordinance No. 672 was read by title as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALMETTO, FLORIDA, AMENDING ORDINANCE NO. 387, THE ZONING ORDINANCE OF THE CITY OF PALMETTO, FLORIDA, TO CHANGE THE ZONING OF THE PROPERTY DESCRIBED IN SECTION ONE OF THIS ORDINANCE FROM A-1 (COUNTY) TO ER (ESTATE RESIDENTIAL/CITY); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (Z0001/City of Palmetto/V. William Kaklis)

There was no public comment on Ordinance No. 672. Vice Mayor Cornwell closed the public hearing.

MOTION: Ms. Bryant moved, Mr. Williams seconded and motion carried unanimously to adopt Ordinance No. 672.

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5. PUBLIC HEARING – ORDINANCE NO. 673:

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALMETTO, FLORIDA, ANNEXING CERTAIN TERRITORIES TO THE CITY OF PALMETTO, FLORIDA, AND PROVIDING FOR AN EFFECTIVE DATE.
(AN 00-02 – Palmetto Business Park; 2001 U.S. Highway 301 [approximately 177 acres])**

Mr. Prather read a letter from Attorney Ed Vogler advising Council the request for voluntary annexation was being withdrawn and the public hearing should be cancelled.

No action was taken.

6. MANATEE COUNTY COMMUNITY SERVICES HOME REPELACEMENT PROGRAM – SHIP PROGRAM; RE: CHARLES JACKSON 337 11TH STREET WEST

Denise Thomas, Housing & Community Development Coordinator, Human Services Division and Suzie Dobbs, Neighborhood Rehabilitation Specialist advised Council Charles Jackson has qualified for the SHIP Program, whereby he will be eligible for a maximum of \$55,000 in funds to demolish and construct a home. She presented a time frame for the demolition of the existing home and construction of a new home on said property and asked for an extension of time to complete required documentation under the program.

City Clerk Meng informed Council there are outstanding special assessment and water and sewer liens estimated at \$11,000 on the property under discussion. Ms. Thomas stated under the SHIP Program an additional \$11,500 is available for infrastructure site development, together with \$3,000 for demolition costs. However, under her interpretation of the SHIP Program, accrued interest is not an item that would normally be paid. Deputy Clerk Forrester was instructed to finalize the exact amount of outstanding liens against the property for presentation to Ms. Thomas.

Mr. Prather advised Council the item in violation is the structure. If structure is removed pursuant to county's action, the violation has been addressed.

MOTION: Mrs. Keefer moved, Ms. Bryant seconded and motion carried unanimously to extend the deadline for completion of demolition of the structure located at 337 11th St. W. to July 1, 2000.

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**7. REPORT ON JOINT MEETING BETWEEN CITY COUNCIL MEMBERS
AND PALMETTO HISTORICAL COMMISSION**

Ms. Bryant introduced Ann Marshall of the Palmetto Historical Commission. Ms. Bryant reported areas of concern addressed in the joint meeting; the request of the commission for a full-time employee, development of an operating policy governing the collection of revenue generated by Heritage Park facility rentals, and the City's liability at events where the Park's facilities have been leased for reserved events.

It was the consensus of Council that a letter supporting a full-time employee for the Historical Commission be sent to the county.

Ms. Bryant will assist in creating a draft of the Policy Statement for operating Heritage Park for Council's review at its next meeting. A copy of the statement will be presented to the Historical Commission.

MOTION: Ms. Bryant moved, Mrs. Keefer seconded and motion carried unanimously to approve interim fees established for City parks and instruct Mr. Prather to move forward creating an ordinance covering City park fees.

MOTION: Mr. Williams moved, Mrs. Keefer seconded and motion carried unanimously to establish a City line item account identified as the Heritage Park Fund.

8. VEHICLE POLICY

A general discussion was held concerning the City's personnel policy regarding employees' use of City owned vehicles. It was the consensus of Council said policy needs to be amended to include use by elected officials and contractual employees, an inclusion of an emergency use clause, and a statement regarding use by unauthorized personnel, all subject to Council's approval. City Clerk Meng was instructed to extract from the existing personnel policy the area needing amendment, include the suggested verbiage and forward to Mr. Ron Koper, Risk Management for development.

The proposed amendment to the personnel policy is to be presented for Council's review at the next scheduled meeting.

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**9. DISCUSSION OF MASTER UTILITY SYSTEM REGULATION ORDINANCE
NO. 627**

Staff was instructed to bring this ordinance to the April 27th City Council Administration Meeting. City Clerk Meng was instructed to have a representative of the billing system be in attendance.

**10. INTERLOCAL AGREEMENT BETWEEN THE CITY OF PALMETTO AND
MANATEE COUNTY FOR THE PERPETUAL MAINTENANCE OF
LANDSCAPING FEATURES WITHIN THE RIGHT OF WAY OF STATE ROAD
55 (U.S. 41)**

Mr. Prather reviewed the agreement with Council followed by a discussion.

MOTION: Ms. Bryant moved, Mrs. Keefer seconded and motion carried unanimously approving the City of Palmetto entering into an Interlocal Agreement with Manatee County, limited to landscape maintenance.

**11. REPORT ON BID FOR DEMOLITION OF STRUCTURE LOCATED AT 512
11TH STREET WEST, PALMETTO, FLORIDA**

City Clerk Meng reported none of bids received for said demolition met City's requirements. Advice of counsel was to reject bids for lack of responsiveness.

MOTION: Ms. Bryant moved, Mrs. Keefer seconded and motion carried unanimously to reject submitted bids due to lack of responsive bids. Staff is to ask for new bids for demolition work at 512 11th Street, West.

**12. DISCUSSION – SIDEWALK REPAIR JUSTIFICATION – 10TH AVENUE
BETWEEN 11TH STREET TO 17TH STREET WEST**

MOTION: Mr. Williams moved, Mrs. Keefer seconded and motion carried to approve a public works expenditure of \$4,917.90.

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13. CONSENT AGENDA: Special Function Permit-Fireworks April 8, 2000; Check Register – March 2000; Approval of minutes – March 13, 16, and March 20, 2000

MOTION: Ms. Bryant moved, Mrs. Lancaster seconded and motion carried to approve the consent agenda.

Mrs. Keefer spoke of the need to adhere to ordinance language requiring all special permits be filed 30 days prior to events requesting special permits.

City Clerk Meng was instructed to bring information regarding expenditures to Linda Stearns to the next meeting.

14. MAYOR'S REPORT

Chief Bright requested authority to apply for a COPS Grant covering three additional police officers.

MOTION: Ms. Bryant moved, Mrs. Keefer seconded and motion carried unanimously instructing Chief Bright to move forward in his submission for a COPS Grant.

15. INDIVIDUAL COMMENTS:

Ms. Bryant:

Ms. Bryant requested that no parking areas on City property be policed and more diligently enforced.

A meeting with the Terra Ceia Golf and County Club scheduled for June 6th has been moved to November.

Mrs. Bryant reported that a citizen within the city limits is having difficulty obtaining access to cable TV. City Clerk Meng will contact Time Warner to determine the status of this complaint.

Mrs. Bryant stated her concern that not all city employees have been properly apprised of the change in health insurance and its effect.

Ms. Bryant reported several contacts she has received concerning the traffic flow on Haben Boulevard. Mr. Patterson reported an engineer's report has been received and is ready to be placed on the April 13, 2000 meeting agenda.

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INDIVIDUAL COMMENTS (continued)

Ms. Bryant reported she had been contacted by Amy Stein regarding the Library lease. This topic will be placed on the agenda of a future Council meeting.

Ms. Bryant thanked Mr. Patterson for his expeditious resolution of a problem at Tropic Isles.

Mrs. Keefer:

Mrs. Keefer expressed her concerns regarding the re-claimed water system to Mr. Patterson. He explained some of the problems the system is experiencing and steps taken to rectify the situation.

Mrs. Keefer asked that when receiving bids the final three be brought to Council for review before selection.

Mrs. Keefer asked Mr. Prather the status of the library lease and the associated costs. Mr. Prather replied that no time has been expended on the lease as the topic is at an impasse until items are resolved between the City and Manatee County.

Mrs. Keefer asked why the 1999 re-claimed water report was showing 2000 dates. The matter will be researched.

Mrs. Lancaster:

Mrs. Lancaster expressed her desire to see seven appointments to the board of the CRA including minorities. Ms. Hartman will be advised and will bring the matter back to the Council's attention.

Mrs. Lancaster reported to Council concerns from citizens regarding situations occurring around Lincoln Middle School. Chief Bright reported steps being taken to protect the citizens and students in the area.

Mr. Williams:

Mr. Williams reported problems citizens adjacent to Riviera Dunes are experiencing due the development not properly protecting against the possibility of blowing sand. City Clerk Meng has been instructed to address the problem with the developer of the project.

Mr. Williams asked that staff bring the total amount of outstanding liens to Council for review.

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INDIVIDUAL COMMENTS (continued)

Mr. Williams asked Mr. Prather the status of the billboard.

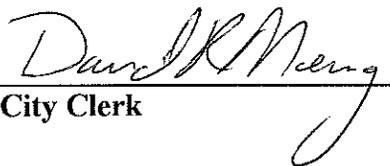
Mr. Williams requested advertisement of all meetings involving Council members.

Ms. Cornwell:

Ms. Cornwell requested information on the status of the City's investments and requested they be closely monitored.

The meeting ended at 10:20 PM.

Approved: April 17, 2000



City Clerk

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