

**Palmetto City Council**  
**January 6, 2000 4:00 p.m.**

**Elected officials present:**

**Pat Whitesel, Mayor**  
**Brian Williams, Vice Mayor**  
**Shirley Groover Bryant, Councilmember**  
**Tamara Cornwell, Councilmember**  
**Mary Lancaster, Councilmember**

**Absent: Donna Keefer, Councilmember**

**Staff and others present:**

**Alan Prather, City Attorney**  
**Patricia Petruff, City Attorney**  
**Carl Taylor, Public Works Director**  
**Ken Bright, Interim Police Chief**  
**Mary Jean Forrester, Interim City Clerk**  
**Don Patterson, PSG**  
**Paul Cook, PSG**  
**Scott Maloney, CRA**

**Mayor Whitesel asked for a moment of silent prayer for Lari Ann Harris.**

**GENERAL TOPICS:**

**1. DISCUSSION OF WHOLESALE WATER AGREEMENT WITH MANATEE COUNTY-ALAN PRATHER, CITY ATTORNEY:**

**Mr. Prather discussed the Wholesale Water Agreement and the issue of the surcharge that the City would like to charge customers located outside the City. Mr. Prather said that he has been advised by Manatee County that the surcharge issue is a non-negotiable item.**

**Other items discussed by Mr. Prather include:**

- (1) FS 180.191 allows Cities the right to charge customers outside the city limits a surcharge of up to 25 per cent; however it does not say that a the surcharge cannot be contracted away.**

Palmetto City Council  
January 6, 2000

**1. DISCUSSION OF WHOLESALE WATER AGREEMENT WITH MANATEE COUNTY-ALAN PRATHER, CITY ATTORNEY (CONTINUED):**

- (2) The surcharge would help cover the cost and upkeep of lines outside the City.
- (3) Both Sarasota County and the City of Bradenton have the ability to add a surcharge.
- (4) The agreement gives the City a mechanism to obtain a greater volume of water, in the future, than the City presently utilizes.
- (5) Schedule a joint meeting with Manatee County to discuss the surcharge issue.

Council agreed to ask Ms. Amy Stein to attend the administrative meeting on February 3, 2000. If Ms. Stein will not come, Council would like to request another member of the board to attend this meeting.

**2. CDBG FUNDING FOR WARD 1 - MARY LANCASTER:**

Ms. Lancaster requested that CDBG funding be used for Ward 1. She also asked about the contract for Mrs. Deborah Gestner.

Mayor Whitesel read a memo prepared for Council regarding the contract and the request for advertising for the public hearing.

Mr. Scott Maloney, a member of the CRA, spoke about the contract with Mrs. Gestner. The contract has not been finalized.

Ms. Petruff suggested that the contract have very specific language which indicates that Mrs. Gestner is being retained by the CRA and not by the City and that funds will be paid by the CRA.

Ms. Petruff suggested that an interlocal agreement between the City and the CRA be prepared, which sets forth the relationship between the City and the CRA.

Palmetto City Council  
January 6, 2000

**3. GAYLORD CARNEY - 1605 4<sup>TH</sup> STREET WEST:**

Council discussed the December 31, 1999 deadline given for the completion of the burned structure located at 1605 4<sup>th</sup> Street West .

Mr. Carl Taylor reported that the structure has not been completed and referred to the May 13, 1999 council meeting when the Council extended the time to bring the structure into compliance with current building codes until December 31, 1999.

Council requested that a letter be written to Nations Bank, asking that a representative be present for the council meeting to be held on Monday, January 10, 2000. A copy of the letter was requested to be sent to Mr. Carlos Urgarte.

**4. PROPOSED NOTICE OF PUBLIC HEARING-SEC. 108:**

Council discussed information regarding Sec. 108 provided by Mrs. Deborah Gestner. Discussion included fees, risks and availability of funds.

Council agreed to discuss advertising the proposed Notice of Public Hearing on Monday, January 10, 2000.

**5. CITIZENS COMMENT:**

Mrs. Mary Lancaster spoke to Council, as a citizen of the City, regarding the neglect of Ward 1 by the City. Mrs. Lancaster said that the last grant in Ward 1 was in the early 1970's. She added that citizens in Ward 1 are forced to have a poor quality of life because the City has refused to give this ward their fair share. She spoke of flooding in Ward 1 and of the work accomplished West of 8<sup>th</sup> Avenue. Mrs. Lancaster asked Council to consider work needed in Ward 1.

Palmetto City Council  
January 6, 2000

6. AGENDA FOR MONDAY, JANUARY 10, 2000:

Council added to the agenda for Monday, January 10, 2000, the following items:

Discussion of advertising proposed Notice of Public Hearing-Sec. 108  
Schedule time to review changes in the Florida Statutes  
Schedule time for contract negotiations with PSG

Discussion of Fair Booth:

Council discussed the Fair Booth and suggested that businesses be asked to participate in manning the booth during the fair. Council discussed the budget for the City's booth and agreed to ask Mr. Jim Craft to handle setting up of the booth. Council also asked that pins and buttons be ordered for visitors of the City's booth.

Discussion of PSG Contract:

City Council discussed questions presented by Ms. Petruff regarding the PSG contract negotiations which included the use of City equipment, electrical services and the I&I projects.

Ms. Petruff was requested to prepare a list of questions regarding the proposed contract for discussion by Council on January 10, 2000.

Mr. Williams entered the meeting at 6:05 p.m. during the discussion of the PSG contract.

Council agreed to ask the Mayor, Don Patterson, Mark Vanagle and the attorneys to negotiate the contract and present the proposed contract to council for discussion.

Attorney:

Ms. Petruff recommended that Council consider scheduling a work shop to review recent changes in Florida Statute laws relating to public officials. Council will set a time for this work shop on Monday night.

Palmetto City Council  
January 6, 2000

7. INDIVIDUAL COMMENTS:

Ms. Bryant:

Ms. Bryant requested information on the landscaping and irrigation at the Wastewater Treatment Plant. It was reported that the mulch will be supplied at no cost to the City.

Ms. Bryant asked about the progress of work on 11<sup>th</sup> Avenue West. Mr. Taylor reported that the asphalt will be installed between 5<sup>th</sup> and Riverside Drive on January 12, 2000. Mr. Taylor was asked to give an update on the progress of this project as often as possible.

Ms. Bryant spoke of problems in certain areas of the City made by noisy vehicles.

Ms. Cornwell:

Ms. Cornwell asked about access for the crosswalk to Lincoln Park for students at Lincoln Middle School. Ms. Cornwell was advised to call Public Works to have the crosswalk opened.

Mr. Petruff reported that the agreement regarding Lincoln Park has been held up because Commissioner Gwen Brown is concerned that there are no restrooms in the park. Mayor Whitesel said she would contact Mr. Ernie Padgett regarding the agreement.

Mr. Taylor reported the use of alcoholic beverages at Lincoln Park. Mr. Bright agreed to patrol the area and enforce the regulations.

Ms. Cornwell reported that Mr. Dan McClure is interested in purchasing the Edenfield property.

Mr. Petruff asked about the letter from DEP requesting additional tests on the Edenfield property. Mr. Taylor reported that the letter has been forwarded to Smith and Gillespie.

Palmetto City Council  
January 6, 2000

Ms. Cornwell (continued):

Ms. Cornwell asked about garbage pickup during the recent holidays.

Council discussed the meeting scheduled with Colonial Mobile Home Park on Saturday, January 15, 2000.

Council discussed the problems with the sewer system during the Christmas holidays and asked that the problem be researched.

Mrs. Lancaster:

Mrs. Lancaster asked about the progress of the work on 14<sup>th</sup> Street West. Mr. Taylor reported that Mr. Darrell Platt of SWFWMD is reviewing the City's plans for the drainage ditch in the area of Oakridge Subdivision.

Mrs. Lancaster asked that the CRA consider distributing grants to citizens who have lived in Palmetto for a long time and to areas that need improvements to drainage.

Mr. Taylor reported on the work being done for Lift Station No. 6 and that he is working with the contractor to resolve problems in this area.

Mr. Williams:

Mr. Williams asked about a new consent order from EPA. Ms. Petruff reported that the City met the SEP deadlines as of December 31, 1999 and that she is working on the next procedure.

Mr. Williams requested a map showing the location of re-use lines for Council and the water department. It was suggested that a message be placed on the water bills regarding the location of these lines.

Mr. Williams discussed pot holes in the vicinity of Old Main Street.

Palmetto City Council  
January 6, 2000

Mr. Williams (continued):

Mr. Williams discussed funding for citizens meetings such as block parties. Ms. Petruff suggested that the next budget include a line item for this type of meeting.

Mayor Whitesel thanked PSG for their contributions to the landscaping in the area of the Wastewater Treatment Plant.

8. CITIZENS COMMENTS

Mrs. Cynthia Fobbs asked about striping the center line of 23<sup>rd</sup> Street West. Mr. Taylor will check on this project.

Mrs. Fobbs commented on the citizens report by Mrs. Lancaster regarding the needs in the community and of her concern for the residents in the Jackson Park area.

Mrs. Fobbs reported that the CRA can be set up for other areas in the City to promote work and identify projects needed within the area.

Mrs. Lancaster spoke of areas that are neglected by the City and asked that these areas be considered for improvements.

9. STAFF REPORTS:

Mr. Bright reported on the Dr. Martin Luther King, Jr. parade to be held on Saturday, January 15, 2000. A copy of the parade route was given to Council.

The meeting ended at 7:30 p.m.

  
Interim City Clerk

Approved: January 24, 2000

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