

Palmetto City Council
October 14, 2002 4:00 PM

Elected Officials Present:

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

Elected Officials Absent:

Charlie Grace, Council Member

Staff and others present:

Karen A. Conlon, City Clerk
Garry Lowe, Chief of Police
Mike Hickey, Public Works Director
Diane Ponder, Administrative Assistant

Mayor Bustle called the meeting to order at 4:00 p.m.

Diane Ponder, City of Palmetto, gave the invocation, followed by the Pledge of Allegiance to the Flag of the United States.

Corporal Scott Tyler spoke on behalf of the police officers, thanking Council for the recent salary increases.

Mayor Bustle read a proclamation declaring October 14, 2002 as Aimee Rachel Seward Seheult Day recognizing her being named a finalist in the Miss Jr. Teen USA Pageant and as being named Miss Jr. Teen Manatee County.

1. APPROVAL OF AGENDA

Mr. Williams made a motion for Council to reconsider the salary for the executive director of the CRA approved at the October 7, 2002 meeting. Motion died for lack of a second.

MOTION: Ms. Bryant moved, Mrs. Lancaster seconded and motion carried 4-0 to approve the October 14, 2002 agenda.

2. UNITED WAY OF MANATEE COUNTY

Jerry Koontz, United Way, introduced Campaign Director Kelly Viera and staff member Stephanie Zimerneck and Boys' and Girls' Club of Manatee County Executive Director Carl Weeks. Mr. Koontz briefed Council on the United Way campaign and asked Council's permission to provide information to city employees. Mr. Weeks discussed the programs available to children through the Boys Club and Just For Girls. Council granted Mr. Koontz permission to bring the United Way campaign to city employees.

CITIZEN COMMENT

Nancy Hornsby discussed an alley at 14th Avenue through 16th Avenue between 7th and 8th Streets, where she felt illegal fences had been installed. She also stated she had worked with Code Enforcement and Public Works to get the alley repaired. Mayor Bustle assured Ms. Hornsby the city would address the situation. The topic was placed on the Suspense Log. Mr. Hickey estimated a three week completion date.

3. STATUS REPORT-ROUTE 41/301 ROADWAY IMPROVEMENTS (RIVIERA DUNES DRI)

Mike Hickey updated Council on the roadway improvements to Hwy 301/41 between the DeSoto Bridge and the overpass. The right-turn lane onto Riviera Dunes Way has been designed and is out to bid for construction. The CDBG grant has paid for a significant portion of the engineering for the turn lane. It is estimated it will cost \$1.7 million to widen the road with swales or \$2.9 million to do the construction to code with curb and gutter. Current available grant funding for construction is approximately \$500,000 after the construction of the turn-lane. Mr. Hickey spoke of the developer's responsibility to provide their proportionate share of the construction price as determined by the traffic study. Mr. Hickey advised Council the engineer has been instructed to proceed with the less expensive rural plan (swales). Mr. Hickey stated FDOT will be consulted to determine the ultimate direction of this project, even though it has not been included in its five-year plan.

Discussing the 7th Street intersection and signalization, Mayor Bustle stated MPO has committed to funding \$280,000 of the cost, but the funds will not be forthcoming until 2003 or 2004.

4. DEPARTMENT HEAD REPORTS

Chief Garry Lowe

A Notice of Violation has been issued to Deeper Life Church for panhandling on city streets and sidewalks without a permit.

Mrs. Conlon

Correspondence has gone out to the Charter Review Committee suggesting October 24 or October 29 as initial meeting dates. Committee members have been asked to respond with their date preference and majority will rule.

The SRF loan payment due October 15, 2002 has been authorized. The funds will be taken from the Stormwater Fund and be wire transferred.

Reporter Howard Unger of the Herald Tribune has requested a copy of the videotaped depositions of Pat Whitesel and Kenneth Bright. The Attorney General has issued an opinion the city must provide the information. Staff will work with Mr. Unger to satisfy the public records request.

Reporting on the Spanish Classes, Mrs. Conlon explained the phone calls that had been made and the difficulty in getting a return call. She also discussed the instructions she received differed from the information Diane Ponder received. Staff is currently waiting on a call from Jobs, Etc. to determine the status of the classes.

At the Certified Municipal Clerk's Institute, Ken Small, FLOC, informed the participants that municipalities' portion of the state shared revenue could be lowered by as much as 30%. If this does occur, the city is looking at approximately \$262,000 less in revenue in the General Fund than anticipated. Discussion ensued on the shortfall, with Mayor Bustle proposing the city undertake a conservative spending approach to items approved in the budget. Mrs. Conlon further stated Mr. Small's willingness to speak to the governing bodies of the state's municipalities. She was charged in determining the cost involved in having Mr. Small at a Council meeting. The Mayor and department heads will address the topic at their next meeting, wherein a plan will be formulated and brought to Council at the October 21, 2002 meeting when discussion on the enterprise funds will begin.

Mr. Williams brought forth the topic wherein Tropicana prevailed and the county and cities will be responsible to return funds. Staff is to determine what, if any, the city will have to pay in connection with the suit.

Also brought forward at the institute was an opinion that gas tax revenue could not be used for sidewalks, only transportation projects. Attorney Prather will be contact to confirm the correct information on gas tax revenue.

5. MAYOR'S REPORT

Comments on the Joint Planning Committee are to be given to Deanna Roberts. The topic will be an agenda item on October 28, 2002.

Mrs. Tusing is working on the draft Urban Development Zone that will be presented to Council for approval at a future date. The zone will cover properties that are potential candidates for annexation. A UDZ listing and map showing the properties is being developed.

6. COUNCILS' COMMENTS

Ms. Bryant

The Palmetto Historical Commission has received a plan for securing the structures at Heritage Park from Manatee County and would like to have them incorporated into the city's EOC plan. The commission has also requested confirmation the structures and contents are delineated in the city's fixed assets. Staff will confirm and provide a report to the commission. Mrs. Conlon will confirm the list prepared for local mitigation to determine if the historical park was included. Staff will also obtain estimates for storm shutters for Carnegie Library.

CRA's Residential Program is now administered by Manatee County. The SERVE payment has been resolved. CRA will move forward with the Special Events Grants Program, designating a \$40,000 line item. Ms. Bryant expressed her opinion CRA should be very careful to stay within statutory requirements.

Mrs. Lancaster

Informed Council the residents around Carr Drain are very pleased with the improvement and encouraged everyone to visit the area.

The Oakridge project is progressing. After the recent rains there was no standing water.

Informed Chief Lowe that police officers are visible in her area and the officers are interacting more with the residents - the windows are down and they are making contact.

Mr. Williams

Inquired why it took so long to issue a warning when it was reported October 5, 2002. Chief Lowe explained a verbal warning had been issued, research on the solicitor was done and then the written citation issued. Discussion ensued on banning panhandling altogether because of safety issues. Staff will research options and contact the attorney about amending the ordinance to prohibit panhandling in the city.

Read a resolution supporting the Water Planning Alliance. A copy is attached hereto and made a part of these minutes. SWFWMD will fund the initial cost to determine if the alliance is worthwhile.

Voiced his opinion Council Members should individually speak with each department head before the end of October about their performance, so if there are concerns the department head has a chance to remedy potential problems. Mrs. Lancaster reminded Council she had previously asked this be done and didn't think there was enough time this late in the year. Mayor Bustle stated he had completed his performance review on Chief Lowe and Mrs. Conlon and placed it in their personnel files for review if Council wished. He is completing Mr. Hickey's review. Mayor Bustle suggested Council Members take the review he completed and set down with the department head to discuss the review and add any comments they wished the department head to be aware of.

Requested the Riverside Plaza traffic study, with drawings and proposed signage be placed on the October 28, 2002 agenda for discussion. Mr. Williams also commented on the need for the records keeper to receive copies of memos.

Ms. Cornwell

Commented on the great deal of parking on city streets. Requested a copy of the law pertaining to this issue. Requested each department provide procedures employees follow when calling in sick

Stated she had been informed Public Works was not informed of the Homecoming Parade in Sutton Park because no employee was present. Mr. Hickey assured her there were employees present at the event. Concern was voiced because horses were in Sutton Park and the event may not have been sufficiently supervised.

Ms. Bryant read an excerpt from a letter from Cheri R. Coryea, Manager of Human Services Division, Community Services Department, stating \$100,000 is targeted for redevelopment in the CRA area beginning with 12th Street West. The project has a three-year window. A copy of the letter is attached hereto and made a part of these minutes.

Mr. Williams advised Council Mr. Frank A. Schumacher has requested a handicapped spot be moved at the Regatta Point Condo. The topic was placed on the October 28, 2002 agenda.

Mr. Williams also asked that a letter be sent to Manatee County asking that the city be notified when a water break will interrupt water to the city.

Palmetto City Council
October 14, 2002

Mrs. Lancaster asked that the fencing around Lone Oak Trailer Park on Hwy 301 be mowed. Mr. Hickey will notify appropriate personnel.

Ms. Bryant informed Council the Mayor has been asked to be a judge at the tomato cook-off on November 23, 2002.

7. CITIZEN COMMENT

Martin Lawson reported the retention pond on 8th Avenue needs to be addressed. Mr. Hickey will follow-up on the situation.

Meeting adjourned at 6:00 pm.

Minutes approved: October 21, 2002



Karen A. Conlon
City Clerk

WATER PLANNING ALLIANCE

RESOLUTION of SUPPORT "REGIONAL SYSTEM PLANNING AND ENGINEERING STUDY"

The Water Planning Alliance (Alliance) is a voluntary planning body formed by resolution and comprised of: Charlotte, DeSoto, Manatee and Sarasota counties; the cities of Bradenton, Palmetto, Sarasota, Venice, North Port, Punta Gorda and Arcadia; the Town of Long Boat Key; and the Englewood Water District. The Alliance Board consisting of one elected official from each member appointed by their respective governing body has met and finds that:

WHEREAS, the Southwest Florida Water Management District (SWFWMD) declared the Southern Water Use Caution Area (SWUCA) in 1992 as an area where water resources are or will become critical in the next twenty years; and,

WHEREAS, the SWUCA encompasses an area of about 5,100 square miles including all of Manatee, Sarasota, and DeSoto counties and that portion of Charlotte county within the SWFWMD; and,

WHEREAS, public water supply is a critical issue to the citizens of our communities; and,

WHEREAS, public water supply planning is an issue of regional concern; and,

WHEREAS, the SWFWMD has issued the "*Regional Water Supply Plan*" (August, 2001) that provides reasonable concepts that water users in the region can pursue in their water supply planning; and,

WHEREAS, cooperative planning is in the best interest of our communities; and,

WHEREAS, the mission of the Alliance is to plan for water resource development, including new traditional and alternative water supplies and to facilitate collaboration and resolve conflicts among members and other stakeholders; and,

WHEREAS, the Peace River/Manasota Regional Water Supply Authority has provided an administrative home for the Alliance and funding for the initial administrative operation of the Alliance.

NOW, THEREFORE, BE IT RESOLVED:

Section 1. The Water Planning Alliance supports the cooperative development of a "*Regional System Planning and Engineering Study*" for the region comprised of the Alliance members.

Section 2. The Alliance seeks the support, assistance and participation of its member governments, Peace River/Manasota Regional Water Supply Authority, SWFWMD and other local, regional, state and federal agencies for the development of a "*Regional System Planning and Engineering Study*".

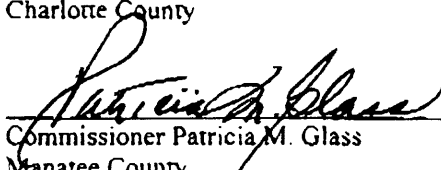
Section 3. The Alliance endorses the Peace River/Manasota Regional Water Supply Authority to contract the services of a consultant for the development of the "Regional System Planning and Engineering Study" to include:

- identify current water usage, projects, and future customers of the Alliance members;
- review and generally inventory existing facilities;
- identify an overall capital improvement program for the region;
- identify proposed new supply sources, facilities, and the feasibility of resource development;
- identify reclaimed water and conservation projects that will offset the need for potable water supply development;
- evaluate present and future sources and treatment requirements in terms of capacity, reliability and economy; and
- establish a priority list of water supply facilities and configurations to meet the needs of the Alliance members for the next twenty years.

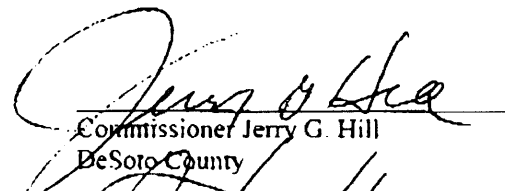
Done at Sarasota, Florida, this **Twenty-Fourth** day of **May, 2002**.

Attest:

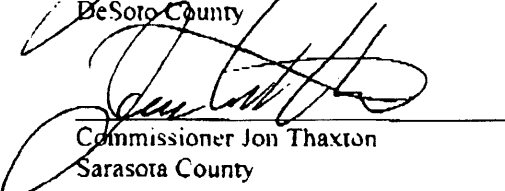
Commissioner Mac Horton
Charlotte County



Commissioner Patricia M. Glass
Manatee County

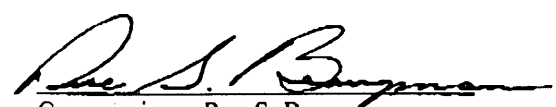


Commissioner Jerry G. Hill
DeSoto County



Commissioner Jon Thaxton
Sarasota County

Councilman Richard Fazzone
City of Arcadia

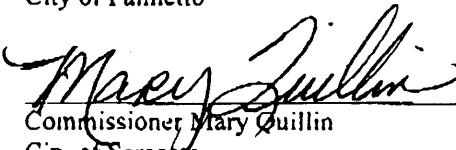


Commissioner Rue S. Berryman
City of North Port

Vice Mayor Michelle Weaver
City of Bradenton

Councilman Brian Williams
City of Palmetto

Mayor Marilyn P. Smith
City of Punta Gorda



Commissioner Mary Quillin
City of Sarasota

Councilman Rick Tacy
City of Venice

Mayor John Redgrave
Town of Long Boat Key

Vice Chairman Paul J. Phillips
Englewood Water District



MANATEE COUNTY GOVERNMENT

COMMUNITY SERVICES DEPARTMENT

October 9, 2002

Ms. Tanya Lukowiak
Palmetto Community Redevelopment Agency
P. O. Box 1209
Palmetto, FL 34221

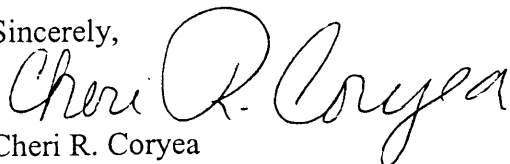
Dear Ms. Lukowiak:

Thank you for the opportunity to speak to the Community Redevelopment Agency (CRA) Board at the September meeting. Based on a review of the State Housing Initiative Partnership (SHIP) Program expenditures for the last six (6) years, the preliminary amount of funds expended in the Enterprise Zone area were \$1,222,925. Statistics depicting the CRA and City of Palmetto expenditures are within this figure. In the future, a monthly report of projects completed in the CRA Area will routinely be provided to your office. A compilation of the six (6) year expenditures in the CRA is pending finality and will be forwarded to you when complete. Guidelines for reporting and a database of persons served with addresses is being completed.

Additionally, Manatee County has identified \$100,000 as being targeted for redevelopment in the CRA Area. It is our understanding that the CRA will also provide \$100,000 in order to enhance redevelopment over the next year. The proposed area to be targeted encompasses the area East of 8th Avenue in Palmetto and West of the railroad tracks. The proposed streets begin with 12th Street West then moves to 11th Street Drive West and concludes with 12th Street Drive West. This area is being proposed to coincide with future CRA and City of Palmetto improvement projects. Qualification of applicants and projects will follow the current Manatee County Local Housing Assistance Plan(attached). Formal procedures of notice and process can be developed to provide a guide for applicants. Manatee County will make every effort to formalize County SHIP funds for this purpose.

Thank you for your generous proposal to begin exploring this concept. I am currently exploring two possible options in order to solidify the project, the use of a Memorandum of Understanding (MOU) would be our first option with an Interlocal Agreement as the second. Please notify me of the CRA Board's decision pertaining to this matter.

Sincerely,



Cheri R. Coryea
Manager
Human Services Division

*Current SHIP fiscal year
begins July this year.
Time your submission
of applications*

CRC:jw