



CITY OF ANNA MARIA

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MINUTES CITY COMMISSION SPECIAL MEETING AUGUST 11, 2016 – 6:00 P.M.

Pledge of Conduct: We may disagree, but we will be respectful of one another. We will direct all comments to the issues. We will avoid personal attacks.

CALL TO ORDER

Chair Copeland called the meeting to order at 6:00 p.m.

PLEDGE TO THE FLAG

ROLL CALL

Present: Mayor Dan Murphy, Vice-Chair Nancy Yetter, Commissioner Dale Woodland, Commissioner Chuck Webb, Commissioner Doug Copeland, and Commissioner Carol Carter.

Also Present: City Clerk Diane Percycoc, Deputy Clerk II/Finance Debbie Haynes, and City Attorney Wade Vose.

Press: Sun and Islander.

General Public Comment regarding non-agenda items and items not scheduled for future agendas will be taken at the beginning of the meeting with a limitation of three minutes. The Commission's intent is that General Public comment is to be used for the public to inform the Commission of new issues within the City. Public Comment regarding agenda items will be taken with each agenda item with a limitation of three minutes.

1. General Public Comment

Anna Maria – Sheriff's Department Update

Sgt. Schnering, Manatee County Sheriff's Office, discussed concerns with heroine issues occurring in Manatee County. He announced the heroine problem, in the past couple of months, seems to be worse than ever. There have been 447 overdoses in Manatee County since June 1, 2016. There were a couple in Holmes Beach the previous Saturday evening.

EMS carries Narcan (drug that brings back life from overdoses) on their units. However, law enforcement does not carry Narcan due to liability purposes, and the expense. A brief history of how heroine began being used more often followed.

Sgt. Schnering informed this year there has been an introduction of the narcotic Fentanyl. Street-level drug abusers are cutting the heroine with Fentanyl. Its felt Fentanyl is what's killing many of the people.

Recent Sheriff's office raids has resulted in finding another drug – Carfentanil – which is an animal-grade Fentanyl, and much more potent.

There have been no drug overdose reports in Anna Maria since June 2015. However, there are many visitors to the City. Sgt. Schnering asked that friends and neighbors be asked to report any suspicious person as soon as possible. No arrests are made, saving their lives and sending them to the hospital is the priority of law enforcement.

Chair Copeland thanked and expressed the City's appreciation to Sgt. Schnering and his department for all they do for Anna Maria.

Sgt. Schnering said he enjoys working for the City. He and his staff all appreciate the support given to them by the community.

Listed as Item # 7 on the Agenda, Mayor Murphy asked that the Agenda be amended to move the item up for discussing the Recommendation for City Clerk Position.

2. Recommendation for City Clerk Position – Mayor Murphy

Mayor Murphy announced, after interviewing four candidates for the position of City Clerk, LeAnne Addy has been chosen to fill the position. A letter outlining the position and offer was sent to Ms. Addy by Mayor Murphy. That

offer has been accepted. Within the offer, there were three contingencies: 1) Background check, 2) Drug screening, and 3) Commission approval. Both the background check and drug screening have successfully been met.

Mayor Murphy stated he has a great deal of confidence that Ms. Addy is the right choice for the position. Both City Clerk Percycoe and John Chambers also agree. Mayor Murphy asked for Commission approval to appoint Ms. Addy as the new City Clerk.

Public Comment – None.

Motion: Move to authorize Mayor Murphy to finalize the hiring of LeAnne Addy as Anna Maria's new City Clerk.

Action: Approved. Moved by Commissioner Carter, Seconded by Commissioner Woodland.

On Roll Call Vote, the motion carried unanimously.

LeAnne Addy was available by phone and was congratulated for her appointment. She responded stating she was honored to accept the offer, and looks forward to working with everyone.

- 3. Ordinance #16-819 - Final Reading – Public Improvement Revenue Refunding Note – Mayor Murphy**
Mayor Murphy informed Ordinance 16-819 is the Ordinance required for the refinancing of the six lots – City Pier Park.

City Attorney Wade Vose read the Ordinance title.

Chair Copeland opened the public comment portion of the Hearing.
Hearing no public comment, he closed the Public Hearing.

Motion: Move that Ordinance 16-819 be approved for Second Reading and adoption.

Action: Approved. Moved by Commissioner Woodland, Seconded by Vice-Chair Yetter.

On Roll Call Vote, the motion carried unanimously.

- 4. Resolution #R16-717 – Re-financing Bank Loan with Hancock Bank – Mayor Murphy**
Mayor Murphy explained the Resolution, corresponding to Ordinance 16-819, accepts Hancock Banks offer for the 1.9% interest rate on the loan. Approval of the Resolution will result in the note being fully acceptable.

City Attorney Wade Vose read the Ordinance title.

Public Comment – None.

Motion: Move that Resolution R16-717 be approved for adoption.

Action: Approved. Moved by Commissioner Woodland, Seconded by Commissioner Webb.

On Roll Call Vote, the motion carried unanimously.

Mayor Murphy expressed his gratitude to Mr. John Chambers for all his services and recommendations relating to the refinancing of the loan.

- 5. Ordinance #16-817 – Final Reading – Special Events Ordinance – City Attorney Vose**
City Attorney Wade Vose read the Ordinance title.

Commissioner Webb asked if there was a provision in the Ordinance asking for landowner approval. He further noted in the past, except for the wedding arch and chairs for the infirm and elderly, the City prohibited furniture on the beach. He asked that language be inserted into the proposed Ordinance.

Chair Copeland pointed out where the landowner approval provision was located in the Ordinance. He also recommended adding allowance for a Chuppah for Jewish weddings.

Commissioner Carter suggested the following be added to the proposed Ordinance: “No more than one wedding per day, on the beach.” Noting the City has both the Gulf and Bay beaches, she questioned if that language was important.

Chair Copeland opened the public comment portion of the Hearing.
Hearing no public comment, Chair Copeland closed the Public Hearing.

Motion: Move to approve Ordinance 16-817 for Second Reading and adoption, to include the following amendments: Language addressing furniture on the beach, and clarifying ‘No more than one wedding per day, on all beaches within the City limits of Anna Maria.’

**Action: Approved. Moved by Commissioner Webb, Seconded by Commissioner Carter.
On Roll Call Vote, the motion carried unanimously.**

6. Discussion: Ordinance – Prohibiting Marijuana – Growing, Cultivation, Processing and Sale – *City Attorney Vose.*

City Attorney Wade Vose explained the Ordinance was drafted based upon prior discussions in order to prohibit the sale, growing, cultivation, and processing of Marijuana within the Anna Maria City limits. It also includes language concerning the possession of Marijuana or Marijuana paraphernalia.

Chair Copeland asked if law enforcement should be instructed to issue a citation versus a criminal charge, or at their discretion.

Attorney Vose informed there are a number of programs have been rolled out across Florida with regard to using civil citations - rather than arresting for misdemeanor possession.

Chair Copeland noted the Charlotte Webb, a/k/a THC law was passed, which exempts it due to it being primarily used to stop children’s seizures. He pointed out the proposed Ordinance is due to this year’s constitutional ballot authorizing Medical Marijuana, as prescribed by a Doctor. Should the Medical Marijuana amendment be passed, he suggested the Commission consider exempting possession by person’s holding a legitimate Doctor’s prescription. Discussion and further explanation followed.

Public Comment

Sgt. Schnering cautioned that based on how issuing only civil citations for marijuana use is portrayed and perceived by the public, it may result in an increase of the amount of marijuana in the City of Anna Maria.

Commissioner Webb felt the Ordinance gives the Sheriff’s Department the discretion.

Action: There was consensus to place the Ordinance, as amended, on an upcoming Agenda for First Reading.

7. Discussion: Drafting an Ordinance on Formula Retail Permitting - Following Temporary Moratorium – *City Attorney Vose*

City Attorney Wade Vose informed the Emergency Ordinance, recently adopted by the Commission, states that an Ordinance establishing a Moratorium would be adopted within 60-days. He asked the Commission to make the determination whether or not to move forward.

Public Comment – None.

Action: It was the consensus of the Commission that the City Attorney be directed to proceed with drafting an Ordinance establishing a Moratorium on Formula Retail Permitting.

8. Mayor’s Comments

Hiring of new City Clerk

Mayor Murphy stated he was anxious for the new City Clerk to begin employment the first week in September, and to begin the new transition.

Budget Sessions

Mayor Murphy feels very comfortable with the productive 2016-2017 Budget Sessions that have been held. He does not envision any changes to the proposed budget figures.

9. Commissioners Comments

Priority Agenda Items

Commissioner Woodland referred to the March 28, 2016 meeting where he brought up the right-of-way parking issue. The issue was then scheduled for a Special Work Session, however, it was not fully discussed.

Commissioner Woodland felt the right-of-way parking issue still needs discussed, and asked that it be placed on a future Work Session.

Action: There was Commission consensus that Right-of-Way Parking Discussion is placed as the only item on the September 8, 2016 Commission Work Session Agenda. Also, that the map showing the number of parking spaces required for beach renourishment is included.

10. Attorney's Comments – None.

11. Staff Comments – None.

12. CONSENT AGENDA: The following items are considered routine in nature and should be considered in a single motion. Items which warrant individual discussion should be removed from this list prior to the motion to adopt. Such items will be discussed separately.

a. BP#16-000361 – Issue Permit to Island Players for Exterior Repairs – Waive Fees

b. Authorization for City Attorney to Sign Professional Services Agreement with Burton & Associates, Inc.

Public Comment – None.

Motion: Move that the Consent Agenda be approved as presented.

Approved. Moved by Commissioner Carter, Seconded by Commissioner Woodland.

On Roll Call Vote, the motion carried unanimously.

Press Comment – None.

Adjournment

Chair Copeland adjourned the meeting at 6:37 p.m.



Diana L. Percycoe, CMC, City Clerk

Minutes approved: August 25, 2016