

**CITY OF ANNA MARIA  
CITY COMMISSION REGULAR MEETING  
MEETING HELD AT ANNA MARIA COUNCIL CHAMBERS  
10005 GULF DRIVE – ANNA MARIA, FL  
THURSDAY, APRIL 22, 2010  
7:00 P.M.**

**CALL TO ORDER**

Chair Quam called the Regular Meeting to order at 7:00 p.m.

**PLEDGE TO THE FLAG**

**ROLL CALL:** Mayor Fran Barford, Commissioner Jo Ann Mattick, Deputy Chair Dale Woodland, Chair John Quam, Commissioner Chuck Webb, and Commissioner Harry Stoltzfus.

**Staff Present:** City Clerk Alice Baird, Finance Director/Deputy City Clerk Diane Percycoe, City Attorney Jim Dye, Building Official Bob Welch, Public Works Director George McKay, and Minutes Clerk Stacey Johnston.

**Press:** Sun and Islander.

**Also present:** Court Reporter – not being paid by the City of Anna Maria.

**PLEDGE OF CONDUCT:** Read by Chair Quam.

**1. Approve Minutes of:**

**City Commission Special Meeting held March 24, 2010.**

**City Commission Special Shade Meeting held March 25, 2010.**

**City Commission Regular Meeting held March 25, 2010.**

*Commissioner Mattick* asked that the following corrections be made on the Regular Meeting minutes held March 25, 2010:

Pg 4 – Spelling correction for “Hunsicker”.

Pg 4 – Public Comment – Change “Historical Committee” to “Anna Maria Island Historical Society”.

Pg 5 – # 7 – Change “*Commissioner Stoltzfus*” to “*P&Z Chair Randall Stover*”.

Pg 6 - #9 – Correct “precede” to “proceed”.

**MOTION:** Commissioner Mattick moved that the March 24, 2010 City Commission Special Meeting Minutes, and the March 25, 2010 City Commission Special Shade Meeting Minutes be approved as written and that the City Commission Regular Meeting Minutes held March 25, 2010 be approved as amended. Commissioner Woodland seconded the motion. Motion carried – All Aye.

**2. Commissioner Reports**

**Council of Governments Meeting**

*Chair Quam* attended the Council of Governments Meeting on April 6, 2010. The evacuation zones for Manatee County have been redefined. Anna Maria has not been changed; however, portions of the Bradenton’s zones have changed.

**3. Mayor’s Report**

*Mayor Barford* welcomed County Commissioner Carol Whitmore who was in attendance at the meeting.

**Earth Day and Arbor Day**

*Mayor Barford* wished everyone a Happy Earth Day. She announced that an Arbor Day celebration will be held on April 30, 11:00 a.m. at Bayfront Park with a ceremony presented by Keep Manatee Beautiful.

**Resolution – Offshore Drilling**

The City Commission will consider supporting the County's oil and gas drilling efforts. (See Consent Agenda item e.)

**Pier Centennial Committee Update**

The Pier Centennial Committee met on April 12 and approved a pendant for sale.

**ITPO Meeting Update**

Mayor Barford attended the ITPO meeting on April 19, 2010 and learned there is additional grant money available – one grant is 5-years out and another will be 3-years out. The City is looking at applying for grants for beach access improvements. Commission direction will be pursued.

**Bridge Repair Updates**

The Crescent Bridge will reopen on April 26, 2010. The North Bay Bridge will be closed for structural repair from May 6 through May 28, 2010. Both bridges upon repair will have an extended life of twenty-five years.

**Stormwater Project Phase II Update**

Phase II is approximately 99% complete and the City will be soon be closing out the project.

**Dredging Updates**

The City is currently working on obtaining the permitting for the Lake LaVista and Key Royal dredging projects. The spoil (sand) will go to re-nourish the north and south area of the beach near the City Pier.

**Water Line to be Installed**

Manatee County will be installing a 16-inch water line at 64<sup>th</sup> and Marina Dr. in Holmes Beach. The water will be off May 11 and 12, 2010 from 10:00 p.m. to 6:00 a.m. A water boil will be required after the water is turned back on.

**Road Resurfacing Announced**

Road resurfacing will take place on the northbound lane of Gulf Dr. from White to Willow. The estimated time for resurfacing will be approximately one month in order to account for any weather delays.

**County Emergency Response Team**

Eight volunteers are needed to participate on the County Emergency Response Team. Training will be held in June. Anyone interested should contact Mayor Barford.

**Walker Property – Moratorium Request**

*City Attorney Dye* spoke relating to pending litigation involving the Walker property and relating to the Conservation Land Use category in the City's Comprehensive Plan. Within the Comp Plan, the Conservation Land Use category is set out as being an area of no development. He did not believe, however, that it accurately reflected the intent of the Commission as to properties within the Conservation Future Land Use category – and not traditionally the way the City has treated that property area. He explained that the Conservation Land Use category begins at the Holmes Beach boundary line, stretching around Bean Point. Details of the area followed.

The Comp Plan designating the area as no development creates many issues. The City has been sued by Dr. Friday, neighbor of the Walker property, relating to construction activity by the Walker family. The City is now in a position to be sued by others. As a result, City Attorney Dye suggested that the City implement a moratorium for the

purpose of reexamining the regulations. He also suggested that the City not approve any development during that period within the Conservation Land Use area.

City Attorney Dye noted that the Beach accesses also run through the Conservation Land use area. As the Comp Plan is currently written, there would be an argument that the City would be unable to do any work such as replacing a railing, etc. at the beach access.

*Commissioner Mattick* asked if the property owners impacted by a moratorium would be notified. She suggested that written notice be provided.

*City Attorney Dye* explained that the advertising and noticing was the minimum requirements. The Comp Plan was noticed properly, however, the property owners may not have understood the impact.

City Attorney Dye stated there is an argument that the structures in that area would be grandfathered. *Commissioner Webb* asked if the moratorium could allow for any internal improvements so long as they were staying within the footprint.

*City Attorney Dye* explained that the Comp Plan states no development and it is uncertain if interior remodeling, reroofing, etc. would be included. The intent of the Commission would need to be determined. He felt it would be wise to include an exception to allow normal maintenance, etc., however, no expansion of the footprint, adding a swimming pool, etc. should occur under the current language.

*Commissioner Stoltzfus* asked for clarification relating to the proposed ROR moratorium and the one for the Conservation Land Use. He asked about the Site Plans currently in the pipeline if they would be exempted from the Walker moratorium the same as the Site Plans in the ROR.

Commissioner Stoltzfus stated that City Attorney Dye's concern was that there would be an increase in the possibility of litigation if a moratorium was enacted in the ROR – and if the pipeline projects were a part of that moratorium. He asked how that was different than the Conservation Land Use issue. Commissioner Stoltzfus voiced his concern of the possibility of two lawsuits versus only one.

*City Attorney Dye* explained that the City has already been sued by Dr. Friday and without legal authority to quit processing and put an official halt on the Walker plat, there would be a possibility that the Walker family could sue the City. He explained the argument that could be made before a Judge in the event of an additional lawsuit. Further explanation followed.

City Attorney Dye reminded that the P&Z Board would need to hold a Public Hearing on the moratorium request. He said he had not worked through the details of the Ordinance yet so no moratorium length had been recommended yet. He said he would most likely propose an amount of time based on the amount of time it would take to get the Comp Plan addressed – rather than a specific calendar date.

**ACTION: It was the consensus that City Attorney Dye proceed.**

**4. Proclamation - Municipal Clerks Week – May 2 through May 8, 2010.**

*Mayor Barford* read the proclamation and presented it to City Clerk Alice Baird and Deputy City Clerk Diane Percycoc.

Mayor Barford announced that City Clerk Baird just recently celebrated her ten-year anniversary with the City of Anna Maria.

**5. Second Reading and Public Hearing on Ordinance 10-701 – Election Qualifying Dates.**

*Chair Quam* explained the purpose for the change.

*City Attorney Dye* informed that since the First Reading, City Clerk Baird has had discussions with the Election Office who suggested the election qualifying period be moved from the proposed August date to June – ending the second Friday in June.

*City Clerk Baird* read the Ordinance by title. She explained that the qualifying period would be for a period of nine working days due to the Memorial Day Holiday.

*Commissioner Woodland* stated that the qualifying period the prior year was in September through September 15. Changing it to June 1 through June 11 would be a considerable amount of time for a person to make the decision if they want to run for election. He questioned why the drastic change and asked what options was available if the City were to not adhere to the June qualifying period.

*City Clerk Baird* explained that the new qualifying period was based on the time period that the County prints the ballots. The alternate year, a later qualifying period could be held. However, in speaking with the Election Office, it was felt that it would be less confusing to keep the same qualifying dates each year regardless of the even or odd years. She stated that the City could have a later date but would have to pay for the election rather than piggy-backing off the County for the county-wide elections.

*City Attorney Dye* said the intent was to hold the election with the least amount of expense to the City. In order to get on the county-wide ballot, the candidates must be available the day after the primary – when the ballots are sent to the printer. If the qualifying period is after that, the City would be responsible to print its own ballots.

*Finance Director/Deputy City Clerk Percycocoe* informed that the primary election last year was held in January. The qualifying date last year was in September and the City paid for the election. The cost for the election ran \$4,000 to \$5,000. The primary election has now been changed to August.

*Commissioner Woodland* recommended that due to the drastic qualifying period change that no action be taken on the Ordinance that evening.

After discussion, *City Clerk Baird* agreed to contact the County Election office and determine the latest qualifying period date possible.

*Chair Quam* officially opened the Public Hearing for the purpose of hearing public comment. Hearing no public comment, *Chair Quam* closed the public comments portion of the hearing.

**MOTION: Commissioner Woodland moved that the Second Reading of Ordinance 10-710 be continued to May 27, 2010, 7:00 p.m. Commissioner Webb seconded the motion.  
Motion carried – All Aye.**

**6. Proposed Moratorium in ROR District.**

*Chair Quam* announced that the City Commission would not be holding a public hearing on the proposed moratorium in the ROR District that evening. A Public Hearing was recently held by the P&Z Board. General discussion only would be held to determine how the City Commission would like to proceed with the moratorium issue.

*Chair Quam* explained that the issue to propose a moratorium in the ROR was for the purpose of clarifying Chapter 90 to meet the intent of the safety requirements as stated in the Comp Plan – specifically to prevent the safety hazard of backing out across sidewalks. Review followed by *Chair Quam* relating to the Manatee County language relating to backing out onto right-of-ways being prohibited, except from single-family residences and duplexes.

*Chair Quam* presented the following recommendation which he felt would clarify the language in the LDR, and minimize the safety hazard for future development:

In lieu of proceeding with Commission hearings for a moratorium, the Commission should direct their time and resources to amend the codes that could be applied to current and future Site Plan considerations. Simultaneously, the Commission and P&Z Board would work on a workable parking concept.

*Chair Quam* clarified that he proposes a language change in Chapter 90 that would address the clarification problem and to also work with the P&Z to establish a parking plan.

*Commissioner's Mattick and Woodland* agreed noting there would then be no need for a moratorium at all.

*Commissioner Stoltzfus* said it was no secret that he had been asking the Commission since November to try and get the Chapter 90 language changed to conform with the City's Comp Plan. He said if that could be achieved without a moratorium he would be in favor since he had never liked the idea of a moratorium to begin with and would have no problem dropping the moratorium. He then asked for clarification relating to any new language changes and how they would affect Site Plans in the pipeline.

*City Attorney Dye* explained that the best way to approach it would be by placing an effective date, or what the language actually applies to, in the Ordinance itself. He noted that there's a case stating that once the wheels officially begin turning on changes to codes and regulations is the date that can serve as the effective date. Anything after that date would be officially under notice that the regulations are in flux.

**MOTION: Commissioner Webb moved that the City Commission not proceed with the moratorium Ordinance No. 10-709. Commissioner Mattick seconded the motion. Motion carried – All Aye.**

**7. Amending Permit Fees – Resolution R10-668.**

*City Clerk Baird* read the Resolution by title.

*Building Official Welch* noted that one additional fee adjustment included:

III. Planning, Zoning and Land Use Fees. 13. Miscellaneous – Fences – Property line screening other than that required for a swimming pool. The Fee is proposed at \$75+ and Quantity = \$20 per \$1000 of valuation.

Building Official Welch reviewed the proposed permit fee changes. He informed that once trained, the staff would now be able to do the evaluations.

*Chair Quam* addressed the fee change for Special Events Applications and Special Events with alcohol. The previous fee was set at \$500 and has now been reduced back to \$100. He asked if the actual cost to the City for issuing a Special Events permit had been determined.

*Finance Director Percycoe* explained that the Building Department's Administrative Assistant for the City handled the process. The application is processed through four agencies and creates a lot of work. She was unsure if \$100 would be enough to cover the cost, however, the \$100 would be in line with the other Island cities. She noted that a \$500 bond provision had been added for the Special Events Permit with alcohol.

*Public Works Director McKay* confirmed that the permits go through a process that is tracked by the City. Once the permit has been approved by the required entities, an approximate one hour is spent by the Public Works Department to process it. He recommended the fee be increased from \$100 to \$200.

Discussion followed relating to the fee set for charitable non-profit organizations. *Mayor Barford* pointed out that each of the Special Events will vary.

*Building Official Welch* informed that the schedule includes the following language:  
Note 2: Waiver of after-the-fact fees or any planning & zoning fees requires approval of the City Commission.

He stated he could not waive a fee and therefore any fee waiver requests would be forwarded to the City Commission for their approval. The Commission would also set the bond amount for those events with alcohol.

*Finance Director Percycoe* informed that any bond requirements would be purchased by the applicant. She also noted that the effective date of when the fees would be changed needed to be added in the Ordinance. She asked for clarification on how the new fee would apply to the applicants who have already turned in their Special Event Permit applications.

*Commissioner Webb* explained the purpose for the bond requirement and how it would allow for the City to cover all costs. He discussed the importance of keeping the bond requirement in the Ordinance.

It was noted that the effective date would be the date approved. A caveat could be added, however, that would allow for a future effective date, and even whether or not the applications in the pipeline would be effected. Explanation followed by Building Official Welch.

**ACTION:** It was the consensus of the Commission that the Special Events applications and the Special Events (with alcohol) be set at \$200. The bond requirement will remain for the special Events (with alcohol). The effective date will be May 1, 2010.

#### **Public Comment**

*Lizzie Thrasher*, owners of the General Store, Beach Bums, and the proposed Historic Village on Pine Ave. spoke relating to the new Building Permit evaluation fees and asked for clarification on how the fee would be dealt with in the event of a dispute. Ms. Thrasher stated that based on the new rates, the Building Permit fee for the Historic Village would increase from the current fee of \$3,000 to \$50,000.

Ms. Thrasher asked what the total revenue difference would be between the revenue received from all projects in the City last year versus the new fee schedule.

*Building Official Welch* responded and said he could meet with Ms. Thrasher to explain how the fee schedule worked. Explanation followed on how the proposed fees are comparable to the other Island City fees. He further informed that the City had an overage in revenues the previous year and have decided to break even this year. Explanation followed.

**Tom Turner**, N. Shore Dr. informed that the Commission signature block in the Ordinance needed updated to reflect the current Commission.

**MOTION: Commissioner Woodland moved that Resolution 10-668 be approved as amended with an effective date of May 1, 2010. Commissioner Webb seconded the motion.**

**Randall Stover**, 815 N. Shore Dr., said that a million dollar structure would be a \$20,000 Building Permit fee plus all additional required fee amounts. He felt a fee reduction by way of a scale should be established for the different structure costs and that an absolute profit source to the City was not necessary.

**ACTION: Motion carried – All Aye.**

## 8. **Budget Concerns.**

*Mayor Barford* brought the Commission up-to-date relating to administrative concerns in City Hall. She informed that the City is overwhelmed with lawsuits and record requests. The computer capacity has maxed out and many days no emails can be received due to all the emails being collected. The City Clerk has been consumed with records requests and staff members have pitched in to assist with her duties.

Mayor Barford provided the following information:

- Eight meetings were scheduled in January and February 2010 - versus only two Commission meetings that are normally held.
- City Attorney, City Planner, and Building Official have attended all eight meetings due to the nature of the agendas.
- Four meetings were held in March – two being Special Meetings.
- The Sergeant has been in attendance for four meetings.
- For the month of January, the City Attorney billed the City for 33 ½ hours. 25 ½ of those hours were regarding parking, safety, PAR, and the ROR issues.
- In February, the City Attorney billed the City for 39 hours. 34 of the hours were for parking, safety, PAR, and the ROR issues.

Mayor Barford explained that the City staff is behind in their workload and that the City is currently in the process of being audited. She recommended that the City Hall be closed to the public on Friday April 30, May 7, and May 14, 2010 to allow staff an opportunity to attend to the workload without interruption of walk-in customers or phone calls. However, the Building Official and Public Works Director would be working with the public on those days.

*Finance Director/Deputy City Clerk Percycoe* discussed the current budget concerns. She informed that in 2007 - 2008 the City reduced its millage rate from 2.0 to 1.7882 where it has remained since causing a drop in ad valorem revenues from 2007 – 2010 of

approximately \$415,900. She said the City could experience another drop in ad valorem revenues the next fiscal year due to declining assessed values. The City is seeing a decline in State revenues, and a decline in FPL Franchise Revenues due to a decrease in their rates starting this month.

Line item expenses in overtime and part-time help have been decreased all while the staff workload has increased tremendously. Explanation followed relating to when overtime and part-time help is utilized. She stated that there has been a bombardment of records requests with no foresight as to when the records requests will stop. Since the majority of the requests must be dealt with by the City Clerk and her staff, all other work is placed on hold. Duties such as copying, answering phones, dealing with walk-ins, etc. could be handled by a part-time employee with some instructional assistance.

Explanation followed relating to the biggest share of the expenses coming from consultant expenses. She noted that if a moratorium is done it would result in increased staff time and decreased revenues (site plans). If a moratorium is not done, there still needs to be research, ordinance revisions, etc. and preparation, advertising, consultants' attendance, and other staff time expense.

Ms. Percycoc presented the following recommended solutions:

- Close the City Hall offices to the public each Friday, beginning April 30 through May 14.
- Bring in part-time help to assist if absolutely necessary – using contingency funds if needed.
- Authorize over-time only if absolutely necessary – and use contingency funds if needed.
- Reduce the meetings where consultants need to be present – no overtime costs – and possibly a need to use reserve funds.

*Commissioner Webb* reminded that a fee can be charged to anyone obtaining documents from a records request in order to cover staff costs. He said all costs should be passed on to the requestor.

*City Clerk Baird* informed that a very large records request was received on March 10, 2010. Attempting to charge for the request, as she had been doing in the past, she was then informed about an Attorney General Opinion regarding e-mails. City Clerk Baird stated that from March 10 through today the City has received 34 records requests. She said in her tenure as City Clerk she had never seen something of this magnitude.

City Clerk Baird said many of the requests require use of the City's IT professional. She said the Attorney General's opinion states that if the City receives the email requests from an outside source, the amount charged by the Company providing the service cannot be passed on to the requester.

*Commissioner Webb* stated that Attorney General Opinions are not law and asked that City Clerk Baird provide him with a copy of the opinion so he can review it with City Attorney Dye. Mayor Barford had no objection. Commissioner Webb said his goal was to get the funds that will allow the City to get the assistance necessary to help with the requests.

*Chair Quam* stated the Commission could assist be addressing the ROR and the Conservation Land Use issue and would only be utilizing the consultants for that purpose.

*Commissioner Woodland* said he had no objection to the proposed solutions except for the use of Reserve Funds. *City Clerk Baird* confirmed for *Commissioner Woodland* that the Florida League of Cities had been contacted to see if any insurance reimbursement would be available. She, along with *City Attorney Dye*, have been informed that the City is only insured up to \$100,000 per year for legal fees only – and only when the City is sued and money is requested as part of the lawsuit.

#### 10. Consent Agenda

- a. **Special Event – Sandbar July 4<sup>th</sup> Fireworks – 6:00 p.m. to 10:00 p.m.**
- b. **Proclamation – Declaring April 30, 2010 as National Arbor Day**
- c. **Special Event – Old Salt & Galati Yachts Tournament – May 27 thru May 30, 2010**
- d. **Engineer LOI Recommendation from Committee.**
- e. **Resolution R10-669 – Opposing Offshore Drilling.**

*Mayor Barford* asked that Consent Agenda c. be removed from the Consent Agenda and considered separately.

*Commissioner Woodland* asked that Consent Agenda item e. be removed and considered separately.

**MOTION: Commissioner Webb moved that Consent Agenda items a., b., and d., be approved. Commissioner Woodland seconded the motion. Motion carried – All Aye.**

#### c. **Special Event – Old Salt & Galati Yachts Tournament – May 27 thru May 30, 2010**

*Commissioner Webb* announced he had a voting conflict relating to the Special Event request. The appropriate documents have been filed with the *City Clerk* and he announced he would abstain from discussion and voting.

*Chair Quam* noted there were parking agreements with various places in the City and asked if signs would be put up. He said he had a concern relating to the parking on the *Fiske* property and if a vehicle did not stop at a parking lot prior to getting that far. If the *Fiske* property is full then a traffic situation would occur.

*Chris Galati*, *Galati Yacht Sales*, and *Tom Verdensky*, *Star Graphics* – Event President, addressed and explained the proposed details about the event. The details and discussion was as follows:

- The event is completely volunteered based and all proceeds will be donated to the All Children's Hospital.
- Only the vehicles owned and operated by the Galati staff will be parked at the *Fiske* property. There will be no in and out traffic at that location.
- The parking lot at *Pine Ave.* and *N. Shore Dr.* will be utilized for overflow parking. The church and the church on *Pine Ave.* have also been secured for parking purposes.
- Shuttle services will be provided. They are coordinating services with the Police Department to block one lane and poll the vehicles going through the residential area. Once the parking towards the Marina is full, the Police Department will assist in making sure the vehicles park in the offsite parking lots.

- It was noted that the City Commission can waive certain restrictions on properties for a Special Event such as allowing the use of a vacant lot for parking.
- Letters of agreement have been received from the property owners regarding the use of their property for parking. Insurance has been obtained and the City of Anna Maria has been listed as an additional insured.
- Outside security will be working all parking lots to insure they are properly maintained and for working alongside the Sheriff's Department.
- All vessels will arrive by water. Approximately 30 to 35 vessels are estimated and approximately 1,000 spectators are expected.
- Anglers and anyone needing to drive to the facility will be provided a placard so they may enter.

### **PUBLIC COMMENT**

**Frank Pytel**, 832 S. Bay Blvd (neighbor to Galati's) asked how many vehicles were expected and wanted assurance that there would be enough parking spaces to accommodate them all.

*Chris Galati* informed that the majority of vehicles would be spectators. However, when the parking has reached the maximum, the lots will be closed and the public will be turned away at that point. He estimated approximately 100 to 150 cars. A Sheriff's vehicle will be placed at the end of Magnolia to poll the traffic to ask if they are spectators for the event or if they are residents that need to be let through to their home. Parking lot site maps will be presented to the spectators and they will not be traveling down Bay Blvd.

*Sheriff's Deputy Stewart* informed that Sergeant Turner has confirmed that all parking and alcohol outside the event area will be strictly enforced and citations will be issued as required. Deputy Stewart agreed to make sure spectators keep off the neighboring private properties. He noted that two additional Deputies will be there on Thursday and Friday of the event – for a total of four, and three additional Deputies on Saturday for total of five.

*Mr. Pytel* questioned why the neighbors were not notified of the event. He noted that his grandchildren will be visiting that weekend and inquired as to how the noise issues would be handled.

*Mayor Barford* informed that the Public Works Department requested that the neighbors be notified as part of the approval stipulations. She asked that residents all the way down S. Bay Blvd. to Magnolia be notified of the event.

*Mr. Verdensky* agreed to notify the residents. He further explained that they try and keep any noise at a low decibel. The direction of the wind will be taken into consideration. Sound technicians will be on staff at all times.

*Commissioner Stoltzfus* said he would approve the Special Events Permit contingent upon the City receiving signed notarized agreements within 72 hours from the property owners offering the parking lots. He felt it was important that the agreements be notarized.

*Mr. Galati* informed that he had signed agreements; however, they had not been notarized.

**MOTION:** Commissioner Woodland moved that Consent Agenda item c. be approved. Commissioner Mattick seconded the motion.  
 Motion carried on a vote of 3 to 1 with Commissioner Stoltzfus voting No.  
 Commissioner Webb abstained from voting.

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**MOTION:** Noting it 9:00 p.m., Chair Quam moved that the meeting be continued until the agenda was complete. Commissioner Woodland seconded the motion.  
 Motion carried – All Aye.

**e. Resolution R10-669 – Opposing Offshore Drilling.**

*Commissioner Woodland* stated that America has served as the producers of the technology for exploration and extraction and that far too much of the oil is received from foreign countries. He voiced his opposition to stating that there is no drilling. He used the example of there being no damage as a result of the 2004 Hurricanes Katrina and Rita. Commissioner Woodland said he did not support the Resolution.

*City Clerk Baird* confirmed that R10-669 was based on the Resolution recently approved by Manatee County.

*Commissioner Webb* clarified that State waters are from the shoreline to three miles out and that Federal waters begin three miles out.

*Chair Quam* felt that three to twenty-five miles offshore was very close and was opposed to drilling that close.

**MOTION:** Commissioner Webb moved that Resolution R10-669 be approved. Chair Quam seconded the motion.  
 Motion failed on a vote of 3 to 2 with Chair Quam and Commissioner Webb voting in favor and Commissioners Stoltzfus, Woodland, and Mattick opposed.

**11. Written Reports and Updates:**

- a. Sheriff's Report.
- b. Building Department Report.
- c. Public Works' Department Report.
- d. Code Enforcement Report.
- e. City Pier Report.
- f. Ordinance Update.
- g. Financial Report.
- h. Line of Credit Report.

**Public & Press Comment – None.**

**Adjournment**

**On motion made by Chair Quam and seconded by Commissioner Woodland, the meeting was adjourned at 9:07 p.m.**

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**Alice Baird, CMC, City Clerk**

**MINUTES APPROVED:** \_\_\_\_\_