

**CITY OF ANNA MARIA  
REGULAR CITY COMMISSION MEETING MINUTES  
MEETING HELD AT HOLMES BEACH COMMISSION CHAMBERS  
THURSDAY, MAY 24, 2007  
7:00 P.M.**

**CALL TO ORDER**

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

**PLEDGE TO THE FLAG**

**ROLL CALL:** Deputy Chair Christine Tollette, Chair John Quam, Commissioner Dale Woodland, Commissioner Jo Ann Mattick, and Mayor Fran Barford.

**Absent w/excuse:** Commissioner Duke Miller.

**Staff present:** City Clerk Alice Baird, Deputy City/Finance Director Diane Percycoe, City Attorney Jim Dye, Public Works Director George McKay, Codes Enforcement Officer Gerry Rathvon, and Minutes Clerk Stacey Johnston.

**Press present:** Sun, Islander.

**1. CONSENT AGENDA**

- a. **Minutes** – Regular City Commission Mtg – March 25, 2007  
– Special City Commission Mtg – May 7, 2007  
– Special City Commission Mtg – May 10, 2007
- b. **Approve Agreement with Manatee Community College & City of Anna Maria for Temporary Locations of Operations for Disaster**
- c. **Approve Memorial Day Proclamation – May 28, 2007**
- d. **Special Event: Sandbar Wedding Tent – 7/06/2007, 9AM – 10PM**
- e. **Special Event: Sandbar Wedding Tent – 7/13/2007, 9AM – 10PM**
- f. **Special Event: Sandbar Wedding Tent – 7/20/2007, 9AM – 10PM**
- g. **Special Event: Sandbar Wedding Tent – 7/27/2007, 9AM – 10PM**
- h. **Special Event: Privateers July 4<sup>th</sup> Parade – 10AM – 1PM**  
(MCAT has been notified)
- i. **Approve Line Item Transfer for City Hall Restoration - \$41,537**
- j. **Approve Support for County Wide Ordinance Requiring Licensed Family Day Care Homes**
- k. **Surplus Items – 1988 Dodge Ram & 1992 Sears 5 horse - 30 Gallon Air Compressor – (Item to be added back to Public Works Inventory – 1996 Gravely Lawn Mower)**

*Commissioner Woodland* asked that item # j. be pulled from the Consent Agenda for discussion and consideration separately.

**MOTION:** Commissioner Tollette moved to approve Consent Agenda items a. through i. and k. Commissioner Woodland seconded the motion.  
Motion carried – All Aye.

**j. Approve Support for County Wide Ordinance Requiring Licensed Family Day Care Homes**

*Commissioner Woodland* said he felt this item should be discussed in a work session and should include public comment.

*Chair Quam* informed this item was an agenda item at the Council of Governments meeting the previous day. He stated there are eighty-three day care homes in the County and if all municipalities were included in the County's Ordinance it would allow for each City not having to adopt separate Ordinances.

*Mayor Barford* thanked Chair Quam for attending the meeting on her behalf.

Mayor Barford stated she followed up on this issue with County Commissioner Carol Whitmore. This support is for ensuring fiduciary and programmatic oversight and protection relating to the health and safety of the children in certain situations in child care settings. She noted there is a backlog of children waiting for facilities to open.

Mayor Barford was informed that the age had been increased to seventeen years of age for those not having placement opportunities. She said that Commissioner Whitmore indicated the importance in making sure those placements are secure and protected for the children.

Mayor Barford stated that if Anna Maria is interested in the protection and age component that it would save costs by joining with the county in adopting the Ordinance.

*Commissioner Mattick* asked if the City had the option to opt out of the request or was it a State Ordinance.

*Chair Quam* explained that the key issue in certifying the homes is in making sure the backyard is fenced in.

*Commissioner Woodland* said he had no objection to the safety, background checks, registration, credentials, etc., However he questioned, for example, if home schooling would have an impact.

Discussion followed relating to the time frame required to join in with the County. *Chair Quam* said he did not see the importance to Anna Maria to expend the cost to adopt the Ordinance on its own.

**ACTION:** After discussion, it was the consensus of the Commission that City Clerk Baird contact Manatee County to see when Anna Maria's deadline for adopting the Ordinance would be. If still within the deadline it can be placed on the June 28 agenda.

**2. REPORTS AND UPDATES.****a. Commissioners.*****Commissioner Tollette***  
**Community Center Report**

*Commissioner Tollette* informed she recently attended the Community Center's Board meeting. Completion of the new building is ahead of schedule and under budget and it is hoped that classes will resume in the new building in August.

She informed that approximately \$340,000 was raised and of that amount \$100,000 will go to the capital campaign with the remainder to fund the programs.

The Bloodmobile will be parked in front of the Community Center on June 15 – 17. Both last year and again this year, an anonymous donor will be pledging \$100 per pint of blood donated. The Community Center will keep \$75 of each \$100 and the remaining \$25 will be earmarked for other causes. The total pledge retained by the Community Center last year was \$4,700.

***Chair Quam***  
**Liaison to the Emergency Operations Center**

*Chair Quam* reported he attended a five-hour exercise on May 10 of all nine departments. He said the exercise was very organized and Anna Maria will be in good hands in the event the services will be required.

**Council of Governments**

*Chair Quam* informed the issue of having shelters for those persons with special needs was discussed. The number of individuals with special needs has increased since 2004 with 600 registering so far this year. At this time, the capacity at the MTI site only allows for 195 persons. Chair Quam stated that recent legislature requires that shelters must be provided for persons with special needs along with their family members.

The Comprehensive Plan for the Manatee County School facilities was also discussed.

- b. Sheriff's Report (Written).**
- c. Building Department Report (Written).**
- d. Public Works Department Report (Written).**
- e. Code Enforcement Report (Written).**
- f. City Pier Report (Written).**
- g. Ordinance Update (Written).**

**h. Mayor's Report.**  
**Governor's Hurricane Conference**

*Mayor Barford* said she attended the Governor's Hurricane Conference the previous week in preparation for the upcoming hurricane season.

**FEMA Training**

*Mayor Barford* stated she recently attended the FEMA Preparedness Training in Emmitsburg, Maryland in preparation of any hurricane disaster.

**EOC Meetings**

*Mayor Barford* reported she and the City Staff continue to attend the EOC meetings. Three staff members will be attending the May 25 meeting.

**In-house Readiness Meeting**

The City staff-wide in-house readiness discussion would be held on May 25 relating to preparedness for any future disasters.

**Manasota League of Cities**

*Mayor Barford* reported she attended the Manasota League of Cities meeting prior to the Governor's Hurricane Conference. The property tax issue and its going to Special Session was discussed at that meeting. All cities are in the process of estimating their budget process as a result of the proposed property tax issue.

She informed that Anna Maria is ready and knows what they will be doing in a proactive format.

**City Hall Restoration**

*Mayor Barford* informed the City Hall Restoration project would be completed within the next two weeks. She complimented Public Works Director McKay on the great job he has done while being in charge of the project.

**3. Second Reading and Public Hearing of Ordinance No. 07-679--  
Approving the FPL Franchise Agreement.**

City Clerk Baird read the Ordinance by title.

*Mel Klein*, representing FPL, was in attendance to answer any questions. He introduced the representative from FPL's east coast headquarters.

In response to *Commissioner Woodland's* question relating to the power grid issue questioned at the previous meeting, Mr. Klein stated that FPL acknowledges that work needs to be done on the power grid. The work will be completed in conjunction with the upcoming hurricane season preparedness.

***Commissioner Woodland* asked that discussion relating to Anna Maria taking advantage of resources offered by FPL in regard to money and energy savings be added to the Work Session New Business items in October. Commissioner Woodland will be contacting Mr. Klein for further information.**

**MOTION:** Commissioner Woodland moved to approve adopting Ordinance No. 07-679. Commissioner Mattick seconded the motion.

**Public Comment** – None.

**ACTION:** On roll call vote, the motion carried unanimously.

**4. Application for Relief of Fence in Right of Way--  
101 Maple Avenue (Ref. Sec. 114-423).**

It was noted by *Chair Quam* that the applicant was not in attendance.

*Codes Enforcement Officer Gerry Rathvon* stated on April 20, 2007 she received a complaint regarding the fence at 101 Maple Avenue being on the City right of way. After pulling the survey on the property in the City's file, she inspected the property. In measuring the fence, Ms. Rathvon said the fence was approximately five feet into the City right of way from where the owner's property ends.

Ms. Rathvon informed that the fence, approximately one hundred feet in length, has been there approximately seven years. A permit was pulled in 1997 showing that a new fence would be put up and where it would be placed within the applicant's property line. Mr. Guggino was not the property owner at that time.

Mr. Guggino was sent a notice by Ms. Rathvon and was given a 30-day time frame to comply with the Code, which will end the first part of June.

*Commissioner Mattick* asked if there was any information in the City's file relating to a final inspection as a result of the 1997 Building Permit application.

*Codes Enforcement Officer Rathvon* said there was not.

*Commissioner Tollette* asked what the purpose for the fence was.

*Ms. Rathvon* said she felt it was to keep persons off the owner's property.

Ms. Rathvon informed that she spoke directly to the property owner and informed him the issue would be on the agenda. The property owner had informed her he may not be able to attend but would try and send a neighbor on his behalf.

**MOTION:** Chair Quam moved to deny the Application for Relief of Fence in Right of Way located at 101 Maple Avenue. Commissioner Mattick seconded the motion.

**Public Comment** – None.

**ACTION:** Motion carried – All Aye.

**5. Approve Funds, Not to Exceed \$9,275 to Stabilize the Eroded Bank Between Bridge #135000 and the Pedestrian Bridge (Lake La Vista Inlet Area).**

*George McKay*, Public Works Director, addressed the Commission and provided them with information in regard to the stabilization project.

*Commissioner Woodland* said prior to the pedestrian bridge being built he wrote a letter to the Coast Guard in opposition to the design. He felt from a navigational standpoint the pedestrian bridge should abut the humpback bridge.

It was Commissioner Woodland's opinion that the erosion was a result of the pedestrian bridge being built cockeyed.

Commissioner Woodland felt the City should try and get reimbursed from FDOT due to their bad design for all expenses to correct the eroded bank between the bridges.

*Public Works Director McKay* said he agreed, however, the issue should have been pursued at the time the bridge was first completed.

**MOTION: Commissioner Tollette moved to approve funds in an amount Not to Exceed \$9,275 for the Stabilization of the Eroded Bank Between Bridge #135000 and the Pedestrian Bridge (Lake La Vista Inlet Area. Commissioner Mattick seconded the motion.**

**Public Comment**

*Diane Percycoe*, Deputy City Clerk/Finance Director, informed that the City will be partially reimbursed through some grant monies.

*Public Works Director McKay* reported that dredging would begin prior to Memorial Day.

*Jim Conoly*, N. Shore Drive, referenced that according to the letter received from City Engineer Tom Wilcox; a Purchase Order should be issued in the amount of \$9,275 to get the work started. He asked what amount would be required to complete the work.

*Chair Quam* confirmed that the motion was to approve the funds in amount not to exceed \$9,275.

**ACTION: Motion carried – All Aye.**

**6. Request to Authorize Mayor to Enter into Lease Agreement --  
GEM Electric Car (Budget Line Item No. 169).**

*Mayor Barford* informed this item was removed from the agenda. It was not ready for presentation that evening.

**PUBLIC COMMENT** - None

**PRESS COMMENT** - None

**ADJOURNMENT**

On motion made by Chair Quam and seconded by Commissioner Tollette, the meeting was adjourned at 7:40 p.m. Motion carried unanimously.

The next regular Work Session is scheduled for Thursday, June 14, 2007 and the next regular meeting is scheduled for Thursday, June 28, 2007.

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**Alice Baird, CMC, City Clerk**

**Minutes approved:** \_\_\_\_\_