



REVISED *
AGENDA
BRADENTON CITY COUNCIL
July 21, 2010
8:30 a.m.

1. INVOCATION AND PLEDGE OF ALLEGIANCE:

Invocation led by Pastor Gary Eldred, Faith United Methodist Church.

2. PROCLAMATION:

* World Breastfeeding Week – August 1-7, 2010

3. PRESENTATION:

4. ADMINISTERING THE OATH:

5. CITIZEN COMMENTS:

6. CONSENT AGENDA:

- a) Minutes of June 23, 2010.
- b) Resolution 10-40 Reappointment of **Richard Coury** to the Code Enforcement Board.
- c) Resolution 10-41 Reappointment of **Joseph Thompson** to the Planning Commission.
- d) Resolution 10-42 Reappointment of **William Swan III** and **Peter Keenan** to the Tree & Land Preservation Board.
- e) Resolution 10-43 Appointment of **Gene Bay** to the Architectural Review Board.
- f) Department of Corrections Work Squad Contract Renewal.
- g) Pipeline Rehabilitation – 18th Avenue West and 34th Street West.
- h) Two Budget Adjustments – Contribution to the Fire Pension Plan and reallocation of reserve funds for the Pipeline Rehabilitation Project.
- i) 2010-2011 Health Insurance Plans.
- j) Resolution 10-46 - J. McKinney SHIP Housing Rehab Project Contract.
- k) Resolution 10-47 – 2007-2008 SHIP (LHAP) Program Year.
- l) LBT Rolloff Express, LLC Franchise Agreement.
- m) Public Event - Unity In the Community Back to School Resource & Wellness Rally, Saturday, August 14, 2010 at the Just For Girls Center.
- n) Public Event – Get Down Downtown End of Summer Bash, Saturday, August 21, 2010 on Old Main Street.
- o) Public Event – Thanksgiving Eve Celebration, Wednesday, November 24, 2010 on Old Main Street.

7. BUSINESS/ADVERTISING, PETITIONS, HEARINGS AND COMMUNICATIONS:

- a) **FIRST READING OF PROPOSED ORDINANCE 2921 CP.10.0028/RS**
AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PERTAINING TO PROPERTY LOCATED AT 800 & 816 57th STREET EAST (MORGAN JOHNSON ROAD), BRADENTON, MAKING CERTAIN FINDINGS OF FACT; PROVIDING FOR AMENDMENT TO THE CITY OF BRADENTON COMPREHENSIVE PLAN FUTURE LAND USE ELEMENT/FUTURE LAND USE MAP (SMALL SCALE DEVELOPMENT ACTIVITY AMENDMENT CP.10.0028) CHANGING THE FUTURE LAND USE DESIGNATION FROM COUNTY RES-6 TO CITY SUBURBAN COMMERCIAL CORRIDOR; PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

- b) **FIRST READING OF PROPOSED ORDINANCE 2922 LU.10.0046/RS**
AN ORDINANCE AMENDING ORDINANCE NO. 2913, CODE OF ORDINANCES OF THE CITY OF BRADENTON, FLORIDA BY A LAND USE ATLAS AMENDMENT TO CHANGE THE DESIGNATION FROM MANATEE COUNTY A-1 TO SUBURBAN COMMERCIAL CORRIDOR, OR OTHER APPROPRIATE ZONE FOR THE PROPERTY LOCATED AT 800 & 816 57TH AVENUE EAST (MORGAN JOHNSON ROAD) AND LEGALLY DESCRIBED.

- c) **FIRST READING OF RESOLUTION 10 - 44**
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, FINDING THAT THERE EXISTS AN AREA IN WHICH DETERIORATED CONDITIONS AND BLIGHTED CONDITIONS EXISTS; PROVIDING AN EFFECTIVE DATE.
 - FIRST READING OF PROPOSED ORDINANCE 2923/BL**
A ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA AMENDING THE EXISTING COMMUNITY REDEVELOPMENT PLAN FOR THE DOWNTOWN BRADENTON COMMUNITY REDEVELOPMENT AREA BY CHANGING THE BOUNDARIES OF THE REDEVELOPMENT AREA TO ADD CERTAIN PROPERTIES AND TO SPECIFICALLY INCORPORATE THAT PLAN KNOWN AS "DOWNTOWN BY DESIGN: NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA" INTO THE CURRENT PLAN; PROVIDING AN EFFECTIVE DATE.

- *d) **FIRST READING OF PROPOSED ORDINANCE 2924/BL**
AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, AMENDING SUB-PART A SECTION 59 OF THE CHARTER BY CHANGING THE DATE OF ELECTIONS OF OFFICIERS FROM THE FIRST TUESDAY AFTER THE FIRST MONDAY IN NOVEMBER OF ODD NUMBERED YEARS TO THE FIRST TUESDAY AFTER THE FIRST MONDAY IN NOVEMBER OF EACH EVEN NUMBERED YEAR TO COINCIDE WITH STATE AND COUNTY WIDE ELECTIONS; ADJUSTING TERMS OF OFFICE NECESSITATED BY SUCH ELECTION DATE CHANGES; PROVIDING AN EFFECTIVE DATE.

- *e) **FIRST READING OF PROPOSED ORDINANCE 2925/BL**
AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, AMENDING SUB-PART A OF SECTION 59 OF THE CHARTER OF THE CITY OF BRADENTON, AND CHAPTER 30, SECTION 11 OF THE CODE OF ORDINANCES REPEALING THE REQUIREMENT OF MAJORITY VOTE AND REPEALING THE REQUIREMENT OF RUN-OFF ELECTION; PROVIDING FOR THE CANDIDATE(S) RECEIVING THE MOST VOTES TO ELECTED TO AN OPEN SET; PROVIDING AN EFFECTIVE DATE.

- f) **RESOLUTION 10 - 45**
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, AMENDING THE COMMUNITY REDEVELOPMENT PLAN FOR THAT COMMUNITY REDEVELOPMENT AREA KNOWN AS THE 14TH STREET COMMUNITY REDEVELOPMENT PROJECT/AREA BY INCORPORATING WITHIN SUCH PLAN THAT PLAN KNOWN AS THE TAMIAMI TRAIL REVITALIZATION STRATEGY; PROVIDING AN EFFECTIVE DATE.

- g) **SECOND READING OF PROPOSED ORDINANCE 2920** **PUBLIC HEARING**
AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, REPEALING THE CITY OF BRADENTON TRAFFIC LIGHT SAFETY ACT AS CODIFIED IN CHAPTER 50, SECTIONS 50-81 THROUGH 50-95 OF THE CODE OF ORDINANCES OF THE CITY OF BRADENTON, FLORIDA; PROVIDING AN EFFECTIVE DATE.

- h) **SU.10.0076 WARD 4 NEIGHBORHOOD 20.04 RS** **PUBLIC HEARING**
Request of Grimes Goebel et al, agent for Bennett and Kezar, owners; for a Special Use to allow an Adult Living Facility at 1015 57th Street East (zoned SCC, Suburban Commercial Corridor).

8. NEW BUSINESS BY DEPARTMENT HEADS, CITY ATTORNEY AND COUNCIL:

Tim Polk

Recommendation to Negotiate the Form-Based Codes Contract

Carl Callahan

* Tentative Millage Rate

9. BUSINESS BY APPOINTMENT:

10. COUNCIL REPORTS:

11. DEPARTMENT HEAD REPORTS:

**RULES OF PROCEDURE FOR AGENDA AND PUBLIC
APPEARANCES BEFORE CITY COUNCIL**

PLEASE PLACE CELL PHONES ON SILENT MODE

PRIOR TO COUNCIL MEETING: Agenda will be prepared and available to the public by 5:00 p.m. of the Friday preceding the Council meeting. Appointments on the agenda, all items from Department Heads, and all other interested parties must be submitted before 5:00 p.m. on the Tuesday preceding the Council meeting. Anyone wishing to be placed on the agenda must contact Beverly Chapin, CMC Deputy City Clerk at City Hall, by phone 941-932-9445, email: bev.chapin@cityofbradenton.com or fax 941-932-9547 giving their name, business name (if applicable), whether they are resident taxpayers of the City and must state their business. Appearances before Council will be scheduled per the Mayor or Council person in charge of the meeting. NOTE: The Mayor may ask a city department to look into the issue prior to the meeting to see if the issue can be resolved. If the Mayor or Councilperson in charge of the meeting feels the request is justified, they will instruct the City Clerk as to how much time to allow on the agenda. Be advised that, in accordance with the Americans With Disabilities Act, persons needing a reasonable accommodation to participate in this proceeding should contact the City Clerk & Treasurer of the City of Bradenton at 101 Old Main Street, Bradenton, Florida 34205, telephone (941) 932-9445, not later than seven (7) days prior to the proceeding.

AT COUNCIL MEETING: If a person (or agent) wishes to address the City Council, they shall first complete a comment card available at the back of the Chamber. To discuss items listed on the agenda, the *Public Hearing Comment* (green) card should be completed. *(Please circle "In Favor" or "Opposed" on the card as you will be summoned by that category.)* To discuss non-agenda items, the *Citizen Comment* (yellow) card should be completed. *(Please state topic you would like to comment on.)* Submit the card to the Deputy City Clerk, who will then forward it to the Mayor. At the appropriate portion of the meeting, under *Citizen Comment* or at the time of the *Public Hearing* the Mayor will call your name to come forward. After being recognized by the Mayor, the person should come to the podium and, for the public record, state their name, address, whether they are a resident taxpayer of the City of Bradenton, and whether they are in favor of or against the item they wish to address. In the case of an agent, they shall identify themselves, then identify their clients by name, their clients' address, whether their clients are resident taxpayers of the City of Bradenton, and whether their clients are in favor of or against the topic they wish to address. They should then proceed to state their position or present their information. Appearance on all items will be limited to three (3) minutes unless the Mayor rules otherwise. (Note: If handouts are being distributed, please provide a minimum of ten (10) copies to the City Clerk. If you wish to display a drawing or rendering, contact the Deputy City Clerk prior to the meeting.) Any submissions commented on, photographs, letters, renderings, etc. will be kept by the City Clerk for the record.

PURSUANT TO FLORIDA STATUTE 286.0105: If a person decides to appeal any decision made by the board, council, agency, or commission at this meeting, such person will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

PLEDGE OF PUBLIC CONDUCT: We, the Mayor, City Council and Employees of the City of Bradenton agree to: * Establish a process to promote positive interaction among ourselves and the citizens of Bradenton in a positive and non-threatening environment. * Encourage visible, involved and active participation among all.* Promote improved communication through active listening, providing feedback and honest expression of ideas. * Utilize consensus for decision making. * We realized that though we may disagree, we will be respectful of each other. * We will direct all comments to the issues and will avoid personal attacks.