



**AGENDA
BRADENTON CITY
COUNCIL
November 17, 2004
8:30 a.m.**

1. INVOCATION AND APPROVAL OF MINUTES:

- a) Invocation led by Pastor Dee Graham, Transitions Church & Support Group.
- b) Approval of Minutes for October 13, 2004.
- c) Approval of Minutes for October 27, 2004.

2. PROCLAMATION:

3. PRESENTATION:

- a) Public Works Employee of the Month
- b) Bradenton Fire Department - 2004 Hurricane Season

4. ADMINISTERING THE OATH:

5. CITIZEN COMMENTS:

6. COUNCIL REPORTS:

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

a) **FIRST READING OF ORDINANCE #2770**

AN ORDINANCE TO PROVIDE THE BRADENTON FIRE DEPARTMENT WITH RULES AND REGULATIONS TO IMPROVE PUBLIC SAFETY BY PROMOTING THE CONTROL OF FIRE HAZARDS; REGULATING THE INSTALLATION, USE AND MAINTENANCE OF FIRE SAFETY EQUIPMENT; REGULATING THE USE OF STRUCTURES, PREMISES, AND OPEN AREAS; PROVIDING FOR THE ABATEMENT OF FIRE HAZARDS; ESTABLISHING THE RESPONSIBILITIES AND THE PROCEDURES FOR CODE ENFORCEMENT; AND SETTING FORTH THE STANDARDS FOR COMPLIANCE AND ACHIEVEMENT OF THESE OBJECTIVES.

b) **AX-04-0003 SECOND READING OF ORDINANCE 2767** **PUBLIC HEARING**

AN ORDINANCE ANNEXING TO THE CITY OF BRADENTON, FLORIDA, CERTAIN LAND CONTIGUOUS THERETO, LOCATED AT 5716 21ST AVENUE WEST AND LEGALLY DESCRIBED AS FOLLOWS:

c) **PR-04-0005 WARD 4 NEIGHBORHOOD 1.01 RS** **PUBLIC HEARING**

Request of Mark A. Jonnatti, AIA, of Jonnatti Architecture Inc., agent for Point Pleasant Partners, LLC, owner for preliminary approval for a 17 unit residential Planned Development Project on the property located at 1618 and 1720 1st Avenue West. (Zoned R-3B)

d) **MA-04-0004 WARD 4 NEIGHBORHOOD 20.03 RS** **PUBLIC HEARING**

Request of Jerry Zoller, agent for Bright House Networks, owner for a major amendment to a Planned Development Project to allow outdoor storage on the property located at 5413 S.R. 64 East. (Zoned PDP)

- e) **AB-04-0005 WARD 1 NEIGHBORHOOD 4.07 RS** **PUBLIC HEARING**
Request of Robert Woodson of Woodson Brothers' Seafood Grille, owner, for expansion of a 4-COP/SRX license (sale of beer, wine and liquor for consumption on premises) for outdoor seating on the property located at 7423D Manatee Avenue West (Zoned C-1)
- f) **AB.04.0008 WARD 4 NEIGHBORHOOD 1.01 RS** **PUBLIC HEARING**
Request of Michael Gold, agent for John DeLesline, owner, for alcoholic beverage approval for a 2-COP (sale of beer and wine for consumption on premises) on the property located at 440 Old Main Street. (Zoned C-1)
- g) **SU-04-0008 WARD 4 NEIGHBORHOOD 1.01 RS** **PUBLIC HEARING**
Request of Michael Gold, agent for John DeLesline, owner for Special Use approval to operate The B' Towne Coffee Co., a Bar and Lounge for the property located at 440 Old Main Street. (Zoned C-1)
- h) **SU-04-0009 WARD 5 NEIGHBORHOOD 1.03/1.04 MM** **PUBLIC HEARING**
Request of Eugene & Berthenia Mays, owner of the Zion Academy of Florida, for Special Use approval for the church to add a Church Boarding School at the property located at 202 21st Avenue West. (Zoned R-3A)
- i) **MA-04-0005 WARD 4 NEIGHBORHOOD 20.04 RS** **PUBLIC HEARING**
Request of Jerry Zoller, agent for Bradenton 64, Inc., owner for a major amendment to the Planned Development Project located at 5202 S.R. 64 East. (Zoned PDP)
- j) **EV-04-0001 WARD 2 NEIGHBORHOOD 12.02**
Request of David Kocher, agent for Jane C. Weil, owner, for vacation of the two easements located on the east side of Lot 16, Orange Court at 310 25th Street West with the following resolution.

RESOLUTION 04-50

A RESOLUTION VACATING AN EASEMENT LOCATED AT 310 25TH STREET WEST, BRADENTON, FLORIDA AND LEGALLY DESCRIBED.

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

Carl Callahan

- a) A request from Saint Stephens School and the Bradenton Runners Club to hold a 5K "Falcon Run" on February 12, 2005 with partial street closures throughout the neighborhood to start and finish on 1st Avenue West.
- b) A request from Pastor John Nolte with Lighthouse Gospel Fellowship, to hold Worship Services at the Amphitheater at Rossi Park each Sunday morning from 10:00 a.m. to 11:30 a.m. for the boater's at Twin Dolphin Marina and the Riverside Marina in Palmetto.
- c) MBV Transport, Inc. – Vehicle for Hire
- d) **RESOLUTION 04-48**
A RESOLUTION APPOINTING ALLEN PREWITT, ALLEN YEARICK AND CARLOS ESCALANTE TO THE PLANNING COMMISSION FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING THEIR TERM.
- e) **RESOLUTION 04-51**
A RESOLUTION REAPPOINTING GERALD FISHER TO THE CODE ENFORCEMENT BOARD FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING HIS TERM.
- f) MANATEE GLENS CORPORATION REVENUE BOND

Larry Frey

- a) **RESOLUTION 04-49** **PUBLIC HEARING**
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA
(ACTING AS THE SECTION HOUSING AGENCY BOARD) ADOPTING THE CITY OF
BRADENTON SECTION 8 FIVE-YEAR ANNUAL STREAMLINED PLAN AND
ADMINISTRATIVE PLAN.
- b) INTERLOCAL AGREEMENT FOR ANALYSIS OF IMPEDIMENTS FOR FAIR HOUSING
- c) **NOTICE OF AVAILABILITY**
2003-04 CONSOLIDATED ANNUAL PERFORMANCE EVALUATION REPORT – CDBG

9. BUSINESS BY APPOINTMENT:

10. DEPARTMENT HEADS:

***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 for Department Heads, and all other interested parties must be submitted before 5:00 p.m. on the Thursday preceding the Council meeting. Anyone wishing to be placed on the agenda must contact the City Clerk's Office at City Hall, 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 to last five (5) minutes. If more time is needed, the Mayor or Council person in charge of the Ward involved should be contacted. If they feel 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 American 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) 708-6200 EXT. 278, not later than seven (7) days prior to the proceeding.

AT COUNCIL MEETING: If a person (or agent) wishes to address the City Council, he shall first request recognition by the Mayor. After being recognized, he should approach the City Clerk, giving his name and address and stating whether he is a resident taxpayer of the City of Bradenton (in the case of an agent, he shall then identify his clients by name, give their address and whether they are resident taxpayers of Bradenton) and identify the agenda item with which he is concerned, state whether he is in favor of or against the item and then proceed to state his position or present his information. A maximum of five (5) minutes will be allowed unless the Mayor rules otherwise. If it appears the matter about which the person wishes to speak is not on the agenda, he shall clearly state the emergency circumstances justifying Council consideration at this time, and the Council shall determine whether he shall be permitted to proceed. (Note: If handouts are being distributed please provide a minimum of ten (10) copies.)

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.