



**AGENDA
BRADENTON CITY
COUNCIL
July 13, 2005
8:30 a.m.**

1. INVOCATION AND APPROVAL OF MINUTES:

- a) Invocation led by Rev. Bill Pierson, from J.O.Y. Fellowship.
- b) Approval of Minutes for June 22, 2005.

2. PROCLAMATION:

- a) Children's Summit Day Proclamation

3. PRESENTATION:

- a) Representative Bill Galvano – Post Session Update
- b) P.R.I.D.E. Awards – Human Resources
- c) Swearing In of Bradenton Police Officer and Awards Recognitions

4. ADMINISTERING THE OATH:

5. CITIZEN COMMENTS:

6. COUNCIL REPORTS:

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

- a) **PROPOSED ORDINANCE NO. 2786** **FIRST READING**
AN ORDINANCE ANNEXING TO THE CITY OF BRADENTON, FLORIDA, CERTAIN LAND CONTIGUOUS THERETO, LOCATED AT APPROXIMATELY 407 48TH STREET COURT EAST AND LEGALLY DESCRIBED.
- b) **PROPOSED ORDINANCE 2789** **FIRST READING**
AN ORDINANCE AMENDING CHAPTER 1 OF THE FLORIDA BUILDING CODE RELATING TO BUILDING PERMITS AND BUILDING PERMIT EXTENSIONS AND EXPIRATION TIMES AND SETTING FORTH CONDITIONS UNDER WHICH BUILDING PERMITS WILL EXPIRE; ADDING A SECTION 18-35 TO THE CODE OF ORDINANCES WITH THE CITY OF BRADENTON, FLORIDA; PROVIDING AN EFFECTIVE DATE.
- c) **CPA-M-04-03 WARD 1 NEIGHBORHOOD 4.07 PUBLIC HEARING RESOLUTION**
Request of Matt Campo, Burcaw & Assoc, agent for Beachway Associates for a Large Scale Comprehensive Plan Amendment changing the Future Land Use from County ROR to City Commercial for property located at 7208 Manatee Ave West.

RESOLUTION 05-32 OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, TRANSMITTING TO THE DEPARTMENT OF COMMUNITY AFFAIRS PROPOSED COMPREHENSIVE PLAN AMENDMENTS TO THE CITY'S COMPREHENSIVE PLAN; MAKING CERTAIN FINDINGS OF FACT; AUTHORIZING TRANSMITTAL OF COMPREHENSIVE PLAN AMENDMENT **APPLICATION CPA-M-04-03, BEACHWAY ASSOCIATES**, AMENDING THE FUTURE LAND USE ELEMENT (FUTURE LAND USE MAP); PROVIDING FOR APPLICABILITY AND EFFECT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

d) **CP-05-0002 WARD 4 NEIGHBORHOOD 20.03 PUBLIC HEARING/RESOLUTION**

Request of Cedarwood Development Inc, Agent for Southern Hospitality Associates, LLC, Owner for a Large Scale Comprehensive Plan Amendment changing the Future Land Use from County Res 6 to City Res 6 for the property located at 5055 3rd Avenue East.

RESOLUTION 05-33 OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, TRANSMITTING TO THE DEPARTMENT OF COMMUNITY AFFAIRS PROPOSED COMPREHENSIVE PLAN AMENDMENTS TO THE CITY'S COMPREHENSIVE PLAN; MAKING CERTAIN FINDINGS OF FACT; AUTHORIZING TRANSMITTAL OF COMPREHENSIVE PLAN AMENDMENT **APPLICATION CP-05-0002, CEDARWOOD DEVELOPMENT**, AMENDING THE FUTURE LAND USE ELEMENT (FUTURE LAND USE MAP); PROVIDING FOR APPLICABILITY AND EFFECT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

e) **CP-05-0003 WARD 4 NEIGHBORHOOD 20.03 PUBLIC HEARING/RESOLUTION**

Request of White Oak Development Inc, Agent for Mark Heller, Rosa Heller, Walt Eppard, David McNabb and Florida Coast Development, Owners for a Large Scale Comprehensive Plan Amendment changing the Future Land Use from County Residential 6 to City Residential 6 for the property located at 101 48th St Ct NE

RESOLUTION 05-34 OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, TRANSMITTING TO THE DEPARTMENT OF COMMUNITY AFFAIRS PROPOSED COMPREHENSIVE PLAN AMENDMENTS TO THE CITY'S COMPREHENSIVE PLAN; MAKING CERTAIN FINDINGS OF FACT; AUTHORIZING TRANSMITTAL OF COMPREHENSIVE PLAN AMENDMENT **APPLICATION CP-05-0003, WHITE OAK DEVELOPMENT**, AMENDING THE FUTURE LAND USE ELEMENT (FUTURE LAND USE MAP); PROVIDING FOR APPLICABILITY AND EFFECT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

f) **CP-05-0004 PUBLIC HEARING/ADOPT RESOLUTION**

Request of the City of Bradenton for Comprehensive Plan Amendment changes to Future Land Use, Public Facilities, Intergovernmental Coordination and Capital Improvements Elements.

RESOLUTION 05-35 OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, TRANSMITTING TO THE DEPARTMENT OF COMMUNITY AFFAIRS PROPOSED COMPREHENSIVE PLAN AMENDMENTS TO THE CITY'S COMPREHENSIVE PLAN; MAKING CERTAIN FINDINGS OF FACT; AUTHORIZING TRANSMITTAL OF COMPREHENSIVE PLAN AMENDMENT **APPLICATION CP-05-0004, CITY OF BRADENTON**, AMENDING THE FUTURE LAND USE ELEMENT (FUTURE LAND USE MAP, PUBLIC FACILITIES ELEMENT, CAPITAL IMPROVEMENTS ELEMENT AND INTERGOVERNMENTAL COORDINATION ELEMENT); PROVIDING FOR APPLICABILITY AND EFFECT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

g) **CP-05-0005 WARD 1 NEIGHBORHOOD 11.03 MM PUBLIC HEARING/RESOLUTION**

Request of James T. Farr, agent for CABE LLC, owner for a Large Scale Comprehensive Plan Amendment changing the Future Land Use from Commercial to Residential-15 for the property located at 5501 Cortez Rd West (Zoned PDP)

RESOLUTION 05-38 OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, TRANSMITTING TO THE DEPARTMENT OF COMMUNITY AFFAIRS PROPOSED COMPREHENSIVE PLAN AMENDMENTS TO THE CITY'S COMPREHENSIVE PLAN; MAKING CERTAIN FINDINGS OF FACT; AUTHORIZING TRANSMITTAL OF COMPREHENSIVE PLAN AMENDMENT **APPLICATION CP-05-0005, CABE CONDOS**, AMENDING THE FUTURE LAND USE ELEMENT (FUTURE LAND USE MAP); PROVIDING FOR APPLICABILITY AND EFFECT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Carl Callahan

- a) **RESOLUTION 05-40** APPOINTING **ROCCO SALVATORI** TO THE **FIRE PENSION BOARD** FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING HIS TERM.
- b) METRO PCS LEASE AGREEMENT
- c) A request by the Resource Connection for Kids to hold "Manatee's Run for Children – 5k run/walk to raise funds to assist families in our community with children needs. The run will be held Saturday, September 17, 2005 from 7:00 a.m. to 11:00 a.m. with the start/finish in front of the Twin Dolphin Restaurant on Barcarrota Boulevard.
- d) A request by Saint Stephens School to hold a Family Fitness Fun Run on Saturday, October 22, 2005 from 8:00 a.m. to 9:00 a.m. start and finish on 1st Avenue West.

Larry Frey

- a) **RESOLUTION 05-41** OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, AMENDING VARIOUS BUILDING PERMIT FEES AND CHARGES TO ADDRESS THE EXPENSES AND COSTS OF ADMINISTERING AND DETERMINING COMPLIANCE WITH STATE AND LOCAL BUILDING STANDARDS AND REQUIREMENTS PURSUANT TO THE FLORIDA BUILDING CODE AND ALL OTHER APPLICABLE BUILDING AND DEVELOPMENT CODES.
- b) **RESOLUTION 05-42** OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, ESTABLISHING VARIOUS FEES AND CHARGES TO ADDRESS THE EXPENSES AND COSTS OF ADMINISTERING AND DETERMINING APPLICATIONS FOR DEVELOPMENT PERMITS AND DEVELOPMENT ORDERS PURSUANT TO THE CITY'S LAND USE REGULATIONS.
- c) **RESOLUTION 05-43** BY THE CITY OF BRADENTON, FLORIDA, AUTHORIZING TO ENTER INTO AN URBAN AND COMMUNITY FORESTRY GRANT MEMORANDUM OF AGREEMENT WITH THE STATE OF FLORIDA, DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, DIVISION OF FORESTRY.

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.