



AGENDA
BRADENTON CITY COUNCIL
January 9, 2008
8:30 a.m.

1. INVOCATION AND PLEDGE:

2. PROCLAMATION:

FLORIDA ARBOR DAY PROCLAMATION

3. PRESENTATION:

BRADENTON POLICE DEPARTMENT

- Officer of the Month – Officer Carlos Houston
- Two Sergeant Promotions

P.R.I.D.E. AWARDS

4. ADMINISTERING THE OATH:

5. CITIZEN COMMENTS:

6. COUNCIL REPORTS:

7. CONSENT AGENDA:

- a) Approval of Minutes of December 12, 2007.
- b) Approval of Minutes of January 2, 2008.
- c) Resolution 08-02 } First Responder for annexed property 5300 Manatee Avenue West.
- d) Resolution 08-03 } First Responder for annexed property 5412, 5520, 5526 and 5530 State Road 64 East.
- e) Resolution 08-04 } **Jeff Ragan** reappointment to the Code Enforcement Board.
- f) Resolution 08-05 } **Walter “Charlie” Grace** appointment to the Housing Authority Board.
- g) Resolution 08-07 } **Peter Keenan, Linda Perez, Robert Egolf and Lucile Capo-Miller** reappointment to the Tree and Land Preservation Board.
- h) Budget Adjustments for MLK Roadway Improvement project.
- i) Public Event – Pirate Fest requested by Pittsburgh Pirates at McKechnie Field March 8, 2008 with a street closure on 9th Street West.

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

a) **CP.07.0023 WARD 4 NEIGHBORHOOD 7.08/8.03 RS**

Request of Michael Pendley, agent for School Board of Manatee County, owner, for a Large Scale Comprehensive Amendment to change the Future Land Use designation from County IL (Industrial Light) to City I (Industrial) for property located at 2802 27th Street East.

RESOLUTION 08-01

PUBLIC HEARING

A RESOLUTION 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.07.0023, SCHOOL BOARD OF MANATEE COUNTY**, AMENDING THE FUTURE LAND USE ELEMENT (FUTURE LAND USE MAP); PROVIDING FOR APPLICABILITY AND EFFECT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

- b) **SU.07.0043 WARD 5 NEIGHBORHOOD 1.03/1.04 RS** **PUBLIC HEARING**
Request of Yumicsey Hernandez, d/b/a West Coast Seafood, Inc., owner for Special Use approval for a grocery store for property located at 2201 14th Street West in the Bantam Shopping Center. (Zoned C-3)
- c) **SU.07.0048 WARD 5 NEIGHBORHOOD 1.01 RS** **PUBLIC HEARING**
Request of Ralf Heseler, agent, for Manatee County Board of County Commissioners through Manatee County Area Transit, owner, for Special Use approval for intermodal transit facility for property located at 1301-1313 8th Avenue West. (Zoned C-1/UCBD)
- d) **LU.07.0041 PROPOSED LAND USE REGULATIONS TEXT AND ATLAS AMENDMENTS**
Request of Tim Polk, agent, for City of Bradenton, owner, to change the Land Use Atlas designation from C-1A/UCBD to C-1/UCBD in the Ballard Park neighborhood and text amendments relating to the ARB, Health Services, Outdoor Display and Storage, Sheds, and Definitions for the Land Use Regulations of the City of Bradenton.

FIRST READING ORDINANCE NO. 2884 RS **FIRST PUBLIC HEARING**
AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR AMENDMENTS TO THE CITY OF BRADENTON LAND USE AND DEVELOPMENT REGULATIONS PERTAINING TO ATLAS AMENDMENT FOR BALLARD PARK NEIGHBORHOOD FROM C-1A/UCBD TO C-1/UCBD, TEXT AMENDMENTS PERTAINING TO PROCEDUES FOR TECHNICAL REVIEW BY THE ARCHITECTURAL REVIEW BOARD, HEALTH SERVICES, OUTDOOR DISPLAY AND STORAGE, UTILITY SHEDS UNDERS 120 SQUARE FEET AND DEFINITIONS; PROVIDING FOR REPEAL OF PROVISIONS OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

- 9. NEW BUSINESS BY DEPARTMENT HEADS, CITY ATTORNEY AND COUNCIL:
- 10. BUSINESS BY APPOINTMENT:
- 11. 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 from 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 Beverly Rhodes, CMC Deputy City Clerk at City Hall, by phone 941-932-9445, email: bev.rhodes@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 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) 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.