



AGENDA
BRADENTON CITY COUNCIL
February 10, 2010
8:30 a.m.

1. INVOCATION AND PLEDGE ALLEGIANCE:

Invocation led by Pastor Don Sturiano, Kingdom Life Christian Church.

2. PROCLAMATION:

3. PRESENTATION:

4. ADMINISTERING THE OATH:

5. CITIZEN COMMENTS:

6. CONSENT AGENDA:

- a) Minutes of January 27, 2010.
- b) Public Event – Care Net Manasota’s Walk for Life, Saturday, May 8, 2010.
- c) Public Event – Manatee County CROP Hunger Walk, Sunday, February 28, 2010.
- d) Public Event–Pirate Fest Saturday, March 27, 2010 with 9th Street closure.
- e) Request from the City of Palmetto for Mayor Poston to sign off on FDOT permit application to close the Green Bridge for the 4th of July Fireworks event.

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

a) **LU-09-0044**

Request of the City of Bradenton for certain Land Use Regulation amendments based on the Comprehensive Plan EAR Based amendments, including but not limited to land use atlas designations, development standards, tree protection, level of service standards, design and compatibility standards, public art murals, lighting, signage, food and ice vending, and definitions.

SECOND READING OF ORDINANCE 2913 RS PUBLIC HEARING

AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PROVIDING FOR THE ADOPTION OF LAND USE REGULATIONS AND LAND USE ATLAS; PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR CHANGES IN THE PERMITTED, CONDITIONAL OR PROHIBITED USES OF VARIOUS LAND USE ATLAS DISTRICTS/CATEGORIES; PROVIDING FOR ADOPTION OF THE OFFICIAL LAND USE ATLAS; PROVIDING FOR GENERAL PROVISIONS; PROVIDING FOR ADMINISTRATION AND PROCEDURES, PROVIDING FOR DISTRICT REGULATIONS; PROVIDING FOR GENERAL REGULATIONS; PROVIDING FOR ACCESSORY USES AND STRUCTURES; PROVIDING FOR SIGNAGE; PROVIDING FOR DESIGN GUIDELINES; PROVIDING FOR LIGHTING GUIDELINES; PROVIDING FOR DEFINITIONS; PROVIDING FOR AUTHORITY TO PROMULGATE RULES AND REGULATIONS IMPLEMENTING AND INTERPRETING THE LAND USE REGULATIONS; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

- b) **SECOND READING OF ORDINANCE 2914** **PUBLIC HEARING**
AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, AMENDING PART 1, CHARTER AND RELATED LAWS, SUBPART B, RELATED LAWS, ARTICLE IV, POLICE OFFICERS' RETIREMENT SYSTEM; AMENDING SECTIONS 1 THROUGH 29 INCLUSIVE OF THE CODE OF ORDINANCES OF THE CITY OF BRADENTON, FLORIDA; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE.

- c) **SU.09.0071 WARD 5 NEIGHBORHOOD 7.03 RS** **PUBLIC HEARING**
Request of Harry Bakker, agent for HTB Properties, owner; for a Special Use to allow an automotive repair establishment at 704 Manatee Avenue East (zoned C-1).

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

Tim Polk

- a) **RESOLUTION NO.R-10-01**
A RESOLUTION APPOINTING **PETER KEENAN** TO THE **PLANNING COMMISSION** FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING HIS TERM.

Councilman Gene Gallo

- a) City Clerk and Treasurer Job Description

- b) Charter Review

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.