



*** REVISED AGENDA**
BRADENTON CITY COUNCIL
May 26, 2010
6:00 p.m.

1. INVOCATION AND PLEDGE OF ALLEGIANCE:

Invocation led by Pastor Gerrit Besteman, Bradenton Christian Reformed Church.

2. PROCLAMATION:

CODE ENFORCEMENT OFFICERS' APPRECIATION WEEK – June 7-11, 2010

MOTE MARINE LABORATORY WEEK – June 13-19, 2010
State Representative Bill Galvano to accept the proclamation

3. PRESENTATION:

DOWNTOWN MOBILITY STUDY
Renaissance Planning Group/CT

4. ADMINISTERING THE OATH:

5. CITIZEN COMMENTS:

6. CONSENT AGENDA:

- a) Minutes of May 12, 2010.
- b) Vehicle for Hire – taxi permit.
- c) Public Event – Downtown Bradenton Farmers' Market- October, 2010 – May, 2011.
- d) Public Event – Mainly Art – October, 2010 – April, 2011.
- * e) **RESOLUTION 10-32** – Reappointing Steve Lezman to the Central Community Redevelopment Agency.

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

- a) **SU.10.0077 WARD 5 NEIGHBORHOOD 7.03 RS** **PUBLIC HEARING**
Request of Kimberly Huston, agent for Hilda Zoller, owner; for a Special Use to allow a Child Care establishment at 525 3rd Street East (zoned UCBD, Urban Central Business District).
- b) **CP.09.0027 WARD 4 NEIGHBORHOOD 20.04 RS**
Request of Grimes Goebel et al, agent for Bacon, Bennett & Kezar, owners; for a Comprehensive Plan Amendment to change the designation from County A-1 and RSF-2 to City SCC (Suburban Commercial Corridor) for the property located at 907 57th Street East.

FIRST READING OF PROPOSED ORDINANCE NO 2918/RS

AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PERTAINING TO PROPERTIES LOCATED AT 907 57th STREET EAST AND 5704 SR 64 EAST MAKING CERTAIN FINDINGS OF FACT; PROVIDING FOR AMENDMENT TO THE CITY OF BRADENTON COMPREHENSIVE PLAN FUTURE LAND USE ELEMENT/FUTURE LAND USE MAP (LARGE SCALE DEVELOPMENT ACTIVITY AMENDMENT **CP.09.0027**) CHANGING THE FUTURE LAND USE DESIGNATION FROM COUNTY RES-3 AND RES-6 TO CITY SUBURBAN COMMERCIAL CORRIDOR (SCC), PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

- c) **LU.10.0045 WARD 4 NEIGHBORHOOD 20.04 RS**
Request of Grimes Goebel et al, agent for Bacon, Bennett & Kezar, owners; for a Land Use Atlas Amendment to change the designation from County A-1 and RSF-2 to City SCC (Suburban Commercial Corridor) for the property located at 5704 State Road 64 East.

FIRST READING OF PROPOSED ORDINANCE NO. 2919/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 COUNTY A-1, SUBURBAN AGRICULTURE AND RSF-2, TO CITY SCC, SUBURBAN COMMERCIAL CORRIDOR OR OTHER APPROPRIATE ZONE FOR THE PROPERTIES LOCATED AT 5704 SR 64 EAST AND LEGALLY DESCRIBED.

- d) **SECOND READING OF PROPOSED ORDINANCE 2917/BL PUBLIC HEARING**
AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, DECLARING ZONING IN PROGRESS AND A MORATORIUM AS TO THE FILING AND/OR RECEIVING OF ANY PETITION OR ANY APPLICATION FOR THE ESTABLISHMENT OF PAIN MANAGEMENT CLINICS AS DEFINED HEREIN; PROVIDING THAT ZONING IN PROGRESS AND THE MORATORIUM SHALL BE IN EFFECT FOR A PERIOD OF ONE (1) YEAR OR WHICH SHALL TERMINATE ON THE EFFECTIVE DATE OF THE CITY'S ADOPTION OF LAND USE AND DEVELOPMENT REGULATIONS TO REGULATE PAIN MANAGEMENT CLINICS; PROVIDING FOR LEGISLATIVE FINDINGS, INTENT AND PURPOSE; PROVIDING FOR A DEFINITION OF PAIN MANAGEMENT CLINIC; PROVIDING FOR THE BOUNDARIES SUBJECT TO THE MORATORIUM; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Carl Callahan

- a) **RESOLUTION 10 - 29** **PUBLIC HEARING**
A RESOLUTION OF THE CITY OF BRADENTON, FLORIDA, AUTHORIZING THE EXECUTION AND DELIVERY OF AN INTERLOCAL AGREEMENT AMONG THE CITY OF BRADENTON, FLORIDA, THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, FLORIDA, ORANGE COUNTY HEALTH FACILITIES AUTHORITY, THE CITY OF ST. PETERSBURG HEALTH FACILITIES AUTHORITY AND THE ST. JOHNS COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY PURSUANT TO WHICH THE ST. JOHNS COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY IS AUTHORIZED TO ISSUE ITS REVENUE BONDS FOR THE BENEFIT OF PRESBYTERIAN RETIREMENT COMMUNITIES, INC. AND CERTAIN OTHER CORPORATIONS AFFILIATED WITH IT; GRANTING HOST COMMUNITY APPROVAL PURSUANT TO THE INTERNAL REVENUE CODE; AND PROVIDING FOR AN EFFECTIVE DATE;

Tim Polk

- a) **RESOLUTION 10 - 30**
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, AMENDING VARIOUS BUILDING PERMIT FEES AND CHARGES AND THE METHOD OF CALCULATING NEW CONSTRUCTION BUILDING PERMIT FEES 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 10 - 31**
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, ADOPTING VARIOUS FEES AND CHARGES TO ADDRESS THE EXPENSES AND COSTS OF ADMINISTERING AND DETERMINING COMPREHENSIVE PLAN AND LAND USE AMENDMENT APPLICATIONS, PUBLIC NOTICE, RECORDING, PERMITS, APPROVALS, LETTERS OF DETERMINATION, APPEALS, AND DOCUMENTS.

Claude Tankersley

a) Road Resurfacing/Miscellaneous

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.