



**AGENDA
BRADENTON CITY
COUNCIL
December 18, 2002
6:00 p.m.**

1. PRAYER AND APPROVAL OF MINUTES:

- a) Prayer to be led by Reverend Don Carter, Trinity Assembly of God.
- b) Approval of Minutes for November 20, 2002.

2. OATH OF OFFICE:

- a) Chief Michael Radzilowski

3. PROCLAMATION:

- a) Homeless Memorial Day

4. ADMINISTERING THE OATH:

5. PUBLIC COMMENTS:

6. COUNCIL REPORTS:

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

- a) **A-02-03 WARD 4 SECOND READING OF AN ORDINANCE PUBLIC HEARING**
Request of Maurice Healy for annexation of land contiguous to the city limits located at **404 39th Street East.**

AN ORDINANCE ANNEXING TO THE CITY OF BRADENTON, FLORIDA, CERTAIN LAND CONTIGUOUS THERETO, LOCATED AT 404 39TH STREET EAST AND LEGALLY DESCRIBED.

- b) **M-CPA-02-10 WARD 2 RESOLUTION & PUBLIC HEARING**
Request of Clifford Walters, as agent for Episcopal Day Private School, for a Comprehensive Plan amendment to change the Future Land Use Designation from Manatee County Res 6 to City of Bradenton Residential 10 on the property **located at 315 41st Street West.**

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 **M-CPA-02-10, EPISCOPAL DAY PRIVATE SCHOOL**, AMENDING THE FUTURE LAND USE ELEMENT (FUTURE LAND USE MAP); PROVIDING FOR APPLICABILITY AND EFFECT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

- c) **M-CPA-02-11 FIRST READING OF AN ORDINANCE & PUBLIC HEARING**
Request of the City of Bradenton for a Small Scale Comprehensive Plan amendment to change the Future Land Use Map Designation from Residential 10 to Industrial and from Commercial to Industrial for the area located between **9th Avenue and 11th Avenue East and 10th Street to 13th Street East.**
- d) **M-CPA-02-13 FIRST READING OF AN ORDINANCE & PUBLIC HEARING**
Request of the City of Bradenton for a Small Scale Comprehensive Plan amendment to change the Future Land Use Map Designation from Residential 10 to Commercial for the property located on the east side of **15th Street West between 9th Avenue and 17th Avenue West.**
- e) **M-CPA-02-14 RESOLUTION & PUBLIC HEARING**
Request of the City of Bradenton for a Comprehensive Plan text amendment as it relates to transfer of density in the Future Land Use Element and the Coastal Management Element.
- 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 M-CPA-02-14, CITY OF BRADENTON**, AMENDING TEXT IN THE FUTURE LAND USE ELEMENT AND THE COASTAL MANAGEMENT CONSERVATION ELEMENT, PROVIDING FOR APPLICABILITY AND EFFECT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
- f) **SE-02-17 WARD 5 NEIGHBORHOOD 7.03 PUBLIC HEARING**
Request of Melinda Lehoczky for special exception approval to operate a deli\grocery store on the **property located at 311 8th Street East.**
(Zoned C-1).
- g) **SE-02-21 WARD 5 NEIGHBORHOOD 7.03 PUBLIC HEARING**
Request of Steve Parisian for special exception approval to operate a lounge\catering establishment on the **property located at 515 9th Street East** (Zoned C-1).
- h) **ABL-02-07 WARD 5 NEIGHBORHOOD 7.03 PUBLIC HEARING**
Request of Steve Parisian for alcoholic beverage approval for a 4COP License (sale of beer, wine and liquor for consumption on premises) on the property **located at 515 9th Street East** (Zoned C-1).
- i) **SE-02-22 WARD 5 NEIGHBORHOOD 1.01 PUBLIC HEARING**
Request of Lucienne Gaufillet of Zoller, Najjar and Shroyer, agent for Manatee East Corporation, Alliant Partners and McNitt Food Mart, Inc., property owners, for special exception approval to operate an Eckerd's Drug Store on the property **located at 520 1st Street West** (Zoned C-1A\UCBD).
- j) **SE-02-23 WARD 5 NEIGHBORHOOD 1.03\1.04 PUBLIC HEARING**
Request of the City of Bradenton, property owner, for special exception approval to develop a public neighborhood park on the property located **at 509 Martin Luther King Avenue West** (Zoned C-1\UCBD).
- k) **M-02-12 WARD 4 NEIGHBORHOOD 7.03 PUBLIC HEARING**
Request of Gus and Lisa Sokos, Angela Barrett, Kevin and Missy Harlander, and Robert and Lorraine St. Louis, for right of way vacation of that portion of 16th Street Court East located between 1st Avenue East and 2nd Avenue East (Zoned R-1B).

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

- a) Downtown Development Authority request for Thursday evening events.
- b) 2003 City Council meeting dates.
- c) Road Closure Request from Mark Rasmus, Heatherwood Homes, Inc.
- d) A RESOLUTION REAPPOINTING JEFF RAGAN TO THE FIRE PENSION BOARD FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING HIS TERM.
- e) Community Development Block Grant Program
Consolidated Annual Performance Evaluation Report-CAPER
- f) A request from the Neighborhood Leadership Initiative by Cynthia Newell to hold a “Kwanzaa” African American Holiday and Community Celebration at Lazier Park-13th Avenue East on December 28, 2002 from 11:00 a.m. to 6:00 p.m.
- g) A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF BRADENTON, FLORIDA, ADOPTING A FLEXIBLE BENEFIT PLAN FOR THE EMPLOYEES OF THE CITY OF BRADENTON; PROVIDING AN EFFECTIVE DATE.
- h) Winter Wonderland, Inc. is requesting permission to hold their 2003 celebration on Thursday, December 4th, Friday, December 5th and Saturday, December 6th .
- i) The Florida Heritage Festival is requesting permission for their 2003 celebrations for the Seafood Festival, Grand Parade, Sunrise Service, Festival of Flowers and Oktoberfest.

John Cumming

- a) 3rd Avenue West “Part C” Improvements

9. 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.