

**CITY COUNCIL MEETING  
July 13, 2005**

**APPROVED BY  
August 10, 2005  
CITY COUNCIL**

The City of Bradenton City Council met in regular session in the City Hall Council Chamber, 101 Old Main Street, Bradenton, Florida on July 13, 2005 at 8:30 a.m.

**Present:** Councilman Ward I Gene Gallo, Councilwoman Ward II Marianne Barnebey, Councilwoman Ward III Michele Weaver, Vice Mayor and Councilman Ward IV Bemis Smith and Councilman Ward V James T. Golden.

**City Officials:** Carl Callahan, City Clerk and Treasurer, John Cumming, Public Works Director, William Lisch, City Attorney, Mark Souders, Fire Chief, Michael Radzilowski, Police Chief, Larry Frey, Development Services Director, Staci Cross, Information Technology Director, and Carolyn Moore, Human Resources Director.

**Press:** Bradenton Herald and Manatee Herald Tribune

The meeting was called to order by Vice Mayor Smith.  
Ecumenical invocation was led by Councilman Golden.  
Flag salute was led by Councilwoman Weaver.

**APPROVAL OF MINUTES:**

**APPROVAL OF MINUTES FOR JUNE 22, 2005.**

No discussion followed.

**MOTION TO APPROVE the JUNE 22, 2005 minutes was made by Councilman Gallo/Councilman Golden and carried 4-0 for approval.** (Councilwoman Weaver absent during the vote.)

**PROCLAMATION:**

**CHILDREN'S SUMMIT DAY PROCLAMATION – AUGUST 6, 2005**

**PRESENTATION:**

**REPRESENTATIVE BILL GALVANO – POST SESSION UPDATE**

Representative Galvano gave a brief update of the 2005 Legislative session listing highlights of the session with the state passing a 63 billion dollar budget without raising taxes. He discussed various issues pertaining to education, Medicaid, Wares Creek flooding, and roads.

He stated that of the 2000 bills submitted for consideration only approximately 270 were passed.

Several items were discussed during his update including the following items of importance to the Council members:

Economic overlays in the Village of the Arts where homeowners also owning a business in the same building were having problems of obtaining insurance. The Bright Future Program, reconstruction of the FCAT testing, the classroom size amendment, the pollution concerns in Tallavast, Florida and the work force affordable housing issues.

## **P.R.I.D.E. AWARDS – HUMAN RESOURCES**

Carolyn Moore introduced the Department Heads to present the P.R.I.D.E. Awards to employees in their department.

Mrs. Moore, on behalf of Staci Cross, presented awards to **Sandy Markman** and **Dianna Rowell** of the Information Technology Department.

Chief Radzilowski presented awards to **Bob Will, Sergeant Tyler Mathews, Officer Jason Nuttal and Officer Brian Thiers.**

Deputy Fire Chief Chuck Edwards presented awards to **Lieutenant Steve Trompke and Firefighter/3C Jeff Schmucker.**

Larry Frey presented an award to **Mary Werley**, Grants and Assistance Division.

John Cumming and John Orlando presented awards to **Markie Weinstein, Tami Barfield, Dave Roberts, Gary Kinder and Sam “BJ” Bailey.**

They presented an award to **William Jennings** who was nominated by the Bradenton Police Department.

Carl Callahan presented awards to **Lillie Mae McCarter, Lillie Trejo, Linda Coker, Janice Maginness and Bill Ackles.**

## **BRADENTON POLICE AWARDS RECOGNITIONS**

Major Tokajer presented a recognition award to **Lieutenant Nancy Castello** for her outstanding shooting achievements at the Police Olympics in Tallahassee, Florida.

Major Lewis presented a recognition award to **Officer Michael Klemkosky** for his outstanding marathon achievements at the Police Olympics in Tallahassee, Florida.

## **SWEARING IN OF BRADENTON POLICE OFFICER**

Vice Mayor Smith administered the oath of office to three new officers: **Chad DaSo, David Grubbs and Anthony Ramdath.**

*Mr. Callahan administered the Oath to any individuals who wished to speak during the public hearings.*

<b>CITIZEN COMMENTS:</b>
--------------------------

**REQUEST BY Mark Runnells**, 1015 12th Avenue West, to vacate a right-of-way between 12<sup>th</sup> Avenue West and 13<sup>th</sup> Avenue West running behind his property and his neighbor's property in the Village of the Arts. He requested to waive the \$600 application fee to vacate the right-of-way.

Bill Lisch stated that the city could not waive the fee but gave an alternative solution. He suggested that the city initiate the vacation with the consent of all the property owners involved.

John Cumming stated that this would help the overall situation in that area and supported the vacation. He stated that the north part of the right-of-way would be maintained to service public utilities and fire rescue.

**MOTION TO APPROVE that the city initiate a petition to vacate the right-of-way from 12<sup>th</sup> Avenue West to 13<sup>th</sup> Avenue West, east of 12<sup>th</sup> Street West pending consent of all the property owners was made by Councilman Golden/Councilwoman Barnebey and carried 5-0 for approval.**

**COUNCIL REPORTS:**

**Councilman Gene Gallo, Ward I:** Nothing to report.

**Councilwoman Marianne Barnebey, Ward II:** Reminded everyone of Snooty's Birthday Bash, in honor of his fifty-seventh birthday would be held July 16<sup>th</sup> at the South Florida Museum.

**Councilwoman Weaver, Ward III:** Thanked Larry Frey, Matt McLachlan, and Bill Theroux for their presentation of the Tamiami Trail Revitalization Project at the Tamiami Trail Association meeting held Monday, July 11, 2005.

**Vice Mayor Bemis Smith, Ward IV:** Apologized for not attending the Tamiami Trail meeting as he had a family emergency with his six year old son.

Vice Mayor Smith stated that there were several people passing rumors in his ward that if land owners did not sell their property, the city would take over their property by eminent domain. He stated this was a false accusation and that the city had no plans to take over land by eminent domain.

**Councilman James Golden, Ward V:** Thanked the Fire and Police Departments for their Honor Guard and Color Guard presence at the funeral for A.K. "Abby" Leach, past Mayor of the City of Bradenton.

**Mayor Wayne Poston:** Absent from the meeting.

**BUSINESS/ADVERTISING, PETITIONS, HEARINGS AND COMMUNICATIONS:**

**7a) PROPOSED ORDINANCE NO. 2786**

**FIRST READING**

*AN ORDINANCE ANNEXING TO THE CITY OF BRADENTON, FLORIDA, CERTAIN LAND CONTIGUOUS THERETO, LOCATED AT APPROXIMATELY 407 48<sup>TH</sup> STREET COURT EAST AND LEGALLY DESCRIBED.*

**MOTION TO APPROVE the first reading and set the second reading and public hearing for August 10, 2005 was made by Councilman Golden/Councilwoman Weaver and carried 5-0 for approval.**

**7b) 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.*

**MOTION TO APPROVE the first reading and set the second reading and public hearing for August 10, 2005 was made by Councilman Golden/Councilwoman Weaver and carried 5-0 for approval.**

**7c) 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 Retail Office Residential (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.***

Public hearing was opened, those in favor, hearing none.

Those in opposition, hearing none, the public hearing was closed.

Larry Frey gave a brief staff report stating that this request did not include the K-Mart Store in Beachway Plaza. He stated the Department of Development Services and Planning Commission recommended approval to be forwarded to the Department of Community Affairs (DCA).

**MOTION TO APPROVE request CPA-M-04-03 with Resolution 05-32 as recommended by the Department of Development Services staff and Planning Commission was made by Councilman Gallo/Councilwoman Weaver and carried 5-0 for approval.**

-----  
**REQUEST BY Councilman Golden to make an exception to the ruling on the banner code and allow certain banners to be displayed on light posts throughout the Village of the Arts.**

Discussion: Ruling on the display of banners and that when Council approved the creation of the Village of the Arts, the artists at that time, requested an artistic expression to designate the location of the Village of the Arts.

**Bonnie Lee Brown**, representing the Village of the Arts, submitted and displayed illustrations of the proposed banner designs.

Larry Frey stated that because of the code restrictions on the display of banners he needed Council approval to allow hanging of the banners.

**Mark Runnells**, with the Village of the Arts, stated the street lights were similar to the lights in front of City Hall and that there was a time constraint to submit the Enhancement Grant Program agreement.

**Stipulation:** John Cumming requested to review the height of the banners and how they would be mounted to the light posts.

Discussion: That ANY banner request such as this would come before the Council.

**MOTION TO APPROVE the request with one stipulation was made by Councilman Golden/Councilwoman Barnebey was carried 5-0 for approval.**

**7d) 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 Residential 6 to City Residential 6 for the property located at 5055 3<sup>rd</sup> 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.

Public hearing was opened, those in favor.

**Stephen Thompson**, attorney for the owners, gave a brief overview of the request and stated that this request was consistent with the current county classification and with the Accord.

Those in opposition, hearing none, the public hearing was closed.

Larry Frey stated the request was consistent with the city's comprehensive plan and that the Planning Commission and Department of Development Services staff recommended approval to be forwarded to the Department of Community Affairs (DCA).

**MOTION TO APPROVE CPA-M-04-03 with Resolution 05-33 as recommended by the Planning Commission and Department of Development Services staff was made by Councilman Golden/Councilman Gallo and carried 5-0 for approval.**

**7e) 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 48<sup>th</sup> Street Court Northeast.

**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.

Public hearing was opened, those in favor.

**Stephen Thompson**, attorney for the owners, gave a brief overview of the request and stated it was consistent with the current county classification and with the Accord.

Those in opposition, hearing none, the public hearing was closed.

Larry Frey stated the request was consistent with the city's comprehensive plan and that the Planning Commission and Department of Development Services staff recommended approval to be forwarded to the Department of Community Affairs (DCA).

**MOTION TO APPROVE CP-05-0003 with Resolution 05-34 as recommended by the Planning Commission and Department of Development Services staff was made by Councilman Golden/Councilwoman Weaver and carried 5-0 for approval.**

**7f) 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.

Public hearing was opened, those in favor, hearing none.

Those in opposition, hearing none, the public hearing was closed.

Larry Frey gave an overview of the request and stated that the request was a state requirement regarding a ten-year water supply facility.

He stated that the request was for text amendment changes regarding Coastal Management/Conservation Element, Intergovernmental Element, Potable Water Sub-element and Capital Improvements Element relating to a Ten-Year Water Supply Facilities Work Plan.

He stated that the Department of Development Services staff and Planning Commission recommended approval of the request.

**Matt McLachlan**, Department of Development Services Assistant Director, stated that this resolution addressed the following two amendments: (1) South Perico Island's changing the designation of approximately seven (7) acres from Conservation to Residential 3. (2) A requirement by the state to strengthen coordination of water supply planning and local land use planning.

**Seth Kohn**, Stormwater Manager/Special Projects Engineer gave a brief overview of the 2002 legislature requirement to strengthen the link between land use planning and water supply planning. He stated that the Public Works staff recommended approval of the request.

**MOTION TO APPROVE the CP-05-0004 with Resolution 05-35 as recommended by the Department of Development Services staff, Planning Commission and the Public Works Department staff was made by Councilman Golden/Councilwoman Weaver and carried 5-0 for approval.**

**7g) CP-05-0005 WARD 1 NEIGHBORHOOD 11.03 MM PUBLIC HEARING/RESOLUTION**

Request of James T. Farr, agent for CABE LLP, 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.

Public hearing was opened, those in favor.

**James Farr** displayed renderings and gave a brief overview of the proposed amendment changing the designation from Commercial to Residential-15 which was consistent with the neighborhood.

He stated that his client was Cabe LLP not LLC.

Those in opposition, hearing none, the public hearing was closed.

Larry Frey gave a brief overview of the existing neighborhood which consisted of commercial and residential zoning. He stated that the Department of Development Services staff and Planning Commission recommended approval to be forwarded to the Department of Community Affairs (DCA).

**MOTION TO APPROVE CP-05-0005 with Resolution 05-38 as recommended by the Department of Development Services staff and Planning Commission was made by Councilman Gallo and carried 5-0 for approval.**

Vice Mayor Smith recognized Senator Les Miller in the audience.

Councilman Golden requested to be excused from the meeting.

<b>NEW BUSINESS BY DEPARTMENT HEADS, CITY ATTORNEY AND COUNCIL:</b>
---------------------------------------------------------------------

Carl Callahan

***RESOLUTION 05-40 APPOINTING ROCCO SALVATORI TO THE FIRE PENSION BOARD FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING HIS TERM.***

Councilman Gallo requested that Mr. Salvatori keep the retired firefighters informed of any changes in the Fire Pension Plan.

**MOTION TO APPROVE Resolution 05-40 was made by Councilwoman Barnebey/Councilwoman Weaver and carried 4-0 for approval.**

**METRO PCS LEASE AGREEMENT**

Carl Callahan gave a brief overview of the standard terms in the Metro PCS Lease Agreement to place wireless communication equipment on the City of Bradenton water tank located at 2901 59<sup>th</sup> Street West.

Mr. Callahan recommended approval of the Metro PCS Lease Agreement and stated that to date, with this agreement, the total annual collection of revenue from wireless leasing agreements was approximately \$155,000.

No discussion followed.

**MOTION TO APPROVE the Metro PCS Lease Agreement was made by Councilman Gallo/Councilwoman Weaver and carried 4-0 for approval.**

-----  
**REQUEST BY the Resource Connection for Kids to hold the Manatees Run for Children – 5k Run/Walk to raise funds to assist families in our community with children’s needs. The run would 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.**

Stipulation: That the City Clerk resolve any issues regarding the following concerns of the Council:

- (1) Had the Farmer’s Market on Old Main Street been contacted?
- (2) Would the run route cutting through the City Centre parking lot hinder any day events scheduled in the auditorium on September 17, 2005?

**MOTION TO APPROVE the request by the Resource Connection for Kids with one stipulation was made by Councilwoman Barnebey/Councilwoman Weaver and carried 4-0 for approval.**

-----  
**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. with start and finish on 1<sup>st</sup> Avenue West.**

No discussion followed.

**MOTION TO APPROVE the request by Saint Stephens School was made by Councilwoman Weaver/Councilman Gallo and carried 4-0 for approval.**

Larry Frey

**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.**

Mr. Frey gave a brief overview of the fee schedule on building permits and re-inspection applications.

Mr. Frey stated that on larger projects the contractors had the following option listed in the fee schedule: “That a reduction in building permit fees up to 25% may be allowable when the applicant/contractor provided third party inspections for the associated permit as approved by the Building Official. Third party inspection entities shall require review and approval by the Building Official as determined in the Department of Development Services Procedures Manual.”

No discussion followed.

**MOTION TO APPROVE Resolution 05-41 was made by Councilwoman Weaver/Councilman Gallo and carried 4-0 for approval.**

**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.**

Mr. Frey gave a brief overview of the fee schedule for development service applications.

The Council suggested the following:

Have the fee schedule available on the city's website.

Research service fees for development scenarios regarding existing enclaves for businesses on Manatee Avenue East.

Research the service fee on street renaming applications.

Study the fee schedule for repeat code violation offenders.

Mr. Frey stated he would study and follow up on these suggestions.

**MOTION TO APPROVE Resolution 05-42 was made by Councilwoman Weaver/Councilwoman Barnebey and carried 4-0 for approval.**

-----  
**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.**

Larry Frey stated that Resolution 05-43 was to participate in a landscape grant for ten (10) medians on Cortez Road between 59<sup>th</sup> Street West and 43<sup>rd</sup> Street West within the city limits. He stated this was a portion of a match grant with a time constraint.

Discussion: This request had been reviewed and was supported by the Metropolitan Planning Organization (MPO).

**MOTION TO APPROVE Resolution 05-43 was made by Councilwoman Barnebey/Councilwoman Weaver and carried 4-0 for approval.**

**DEPARTMENT HEADS:**

**Carl Callahan:**

**REQUESTED APPROVAL to authorize Mayor Poston to enter into an agreement with USA Bradenton, LLC for the city to sell the existing Main Street Apartments property in the amount of \$3,500,000.**

Mr. Callahan gave a brief overview of the existing 99-year lease for the Main Street Apartment complex and stated that the purchaser wanted to convert the apartments into condominiums.

He recommended approval of the request and stated there were several positive benefits for the city, listing the 3.5 million dollars and additional ad valorem taxes.

Mr. Callahan stated that Mayor Poston was in agreement with this request.

Bill Lisch stated that the city would receive 3.5 million dollars with no extra expenses, no obligations with only minimal closing fees and recommended the agreement to buy out the lease.

Mr. Lisch stated there were a few problems concerning drainage easements and rights-of-way that needed to be addressed.

**MOTION TO AUTHORIZE Mayor Poston to sign a purchase and sale agreement for the Main Street Apartment property as recommended by Carl Callahan and Bill Lisch was made by Councilman Gallo/Councilwoman Weaver and carried 4-0 for approval.**

Mr. Callahan stated that there had been several articles in the newspaper regarding rapidly increasing high real estate values in Manatee County, the Gulf Islands and in Sarasota County at an astounding rate of around 20%. He stated that the County commented that there may potentially be a millage rate roll back because of the high property values in the county. He stated that this was not the case in the City of Bradenton with the rate increase in property value being about 8%. He asked that the Council consider this as the City goes into the budget process for next year.

**Chief Souders:** Thanked everyone involved for preparing for Hurricane Dennis and commented that we were again spared another hurricane.

He stated that a six man rescue team was dispatched to Pensacola which had sustained minimal damage from Hurricane Dennis.

Chief Souders stated that as a result of a new law regarding any annexed land that was protected by a county fire district, a resolution was needed stating that the city would negotiate with that fire district regarding the financial loss caused by annexation. He stated each district would be handled independently by a resolution.

Bill Lisch read a draft of the following:

**A RESOLUTION** *STATING THE CITY OF BRADENTON INTENT TO PROVIDE FIRE SERVICES TO LANDS ANNEXED INTO THE EAST MANATEE/BRADEN RIVER FIRE DISTRICT AND ALLOWS THE CITY OF BRADENTON FIRE CHIEF TO ENTER INTO NEGOTIATIONS WITH THE EAST MANATEE/BRADEN RIVER FIRE DISTRICT.*

Discussion: On-going negotiations with the East Manatee/Braden River Fire District regarding their financial loss.

Chief Souders stated that by approving this resolution, the Council recognized that the city had taken over an area by annexation and that the city's fire department would negotiate with the other fire district to come to an agreement.

Councilman Gallo stated that the city needed to address annexation issues prior to approving this agreement. He stated he would never approve an undisclosed financial amount to the existing fire district for loss revenue. He stated this should be paid for by the developer.

Chief Souders agreed with Councilman Gallo and stated that he would not bind the city with any financial burden.

**MOTION TO APPROVE the draft of a resolution addressing fire services to lands annexed into the East Manatee/Braden River Fire District to be negotiated by the Fire Chief, and to bring back to the Council a negotiated agreement was made by Councilman Gallo/Councilwoman Weaver and carried 4-0 for approval.**

**Carolyn Moore:** Reminded everyone of the Employee Health Fair to take place in the City Centre Auditorium on Thursday, July 14, 2005.

**Chief Radzilowski:** Welcomed home for a brief stay, his son and several of his military companions, who had been stationed at Herbert Field Air Force Base in the Panhandle but had to be evacuated due to Hurricane Dennis.

**John Cumming:** Distributed a brochure regarding Solid Waste and Recycling which would be provided in English and Spanish in those areas that have continued problems with solid waste and recyclables piling up prior to pick up.

Mr. Cumming stated that a lift station serving the Wares Creek area and residential areas along Manatee River lost power as Hurricane Dennis neared our gulf coastline. He stated that the hurricane brought heavy rains and the Public Works Department was able to bring in a portable generator to eliminate the excess water without any sewage overflow.

He stated that Jones, Edwards and Associate Engineers were completing the study on the impact of projected demands on water and sewage system prior to and after annexation and requested a workshop to discuss the study.

Chief Souders commented that he had already discussed the fire district impact concerns with the Mixon property developer and that the developer had agreed to pay the cost regarding the annexation into that fire district.

ACTION: Carl Callahan would coordinate a special meeting the last week in July or first week of August.

Councilman Gallo requested an update on the street lighting on Manatee Avenue.

John Cumming stated that he would discuss this issue at a future Council meeting before the establishment of next year's budget.

**Larry Frey:** Thanked **Ellen Glenn** and **Barbara Hogan** for their special project researching historical floods in Bradenton to be used in preparing flood documents and future flood programs.

**Bill Lisch:** Nothing to report.

**Staci Cross:** Excused absence.

Carl Callahan announced that the first stage preparations were now under way with demolition at the Walcade parking lot for the future Judicial Center Parking Garage.

Ruth Sewer clarified that the City had been sued twice because of enclaves and had won both times.

<b>ADJOURNMENT:</b>
---------------------

There being no further business, Vice Mayor Smith adjourned the meeting at 11:35 a.m.

NOTE: This is not a verbatim record. An audio CD or video tape recording of the meeting is available upon request.