



AGENDA
BRADENTON CITY COUNCIL
July 15, 2009
8:30 a.m.

1. INVOCATION AND PLEDGE ALLEGIANCE:

Invocation led by Reverend Tony Miller, First Church of the Nazarene.

2. PROCLAMATION:

WOMEN'S EQUITY DAY – AUGUST 22, 2009

FIREFIGHTER APPRECIATION MONTH – AUGUST, 2009

3. PRESENTATION:

4. ADMINISTERING THE OATH:

5. CITIZEN COMMENTS:

6. CONSENT AGENDA:

- a) Minutes of June 24, 2009.
- b) Resolution 09-44–SHIP reconstruction contract – Diane Schwendtner.
- c) Resolution 09-45–SHIP reconstruction contract – Ralph Hamilton.
- d) Resolution 09-50-Adopting CDBG January 1, 2009 – April, 30, 2009 CAPER.
- e) Resolution 09-52-EV.09.0004 canal easement vacation Riverdale subdivision.
- f) Resolution 09-53–Update Statewide Mutual Aid Agreement.
- g) Bid Recommendation Award to Close Construction, Inc.
- h) MB.09.0039 Request for a PDP one-year extension of time for 1201 27th Street East, South Braden Castle Camp.

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

- a) **FIRST READING OF PROPOSED ORDINANCE# 2907**
AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, MAKING CERTAIN FINDINGS OF FACT; PROVIDING FOR AMENDMENT TO THE CITY OF BRADENTON COMPREHENSIVE PLAN (LARGE SCALE DEVELOPMENT ACTIVITY AMENDMENT CP.08.0024) EVALUATION AND APPRAISAL REPORT (EAR) BASED AMENDMENTS TO THE COMPREHENSIVE PLAN, INCLUDING THE DESIGN ELEMENT, FUTURE LAND USE ELEMENT, TRANSPORTATION ELEMENT, COASTAL MANAGEMENT ELEMENT, HOUSING ELEMENT, PUBLIC FACILITIES ELEMENT, RECREATION AND OPEN SPACE ELEMENT, HISTORIC PRESERVATION ELEMENT, INTERGOVERNMENTAL COORDINATION ELEMENT, AND CAPITAL IMPROVEMENTS ELEMENT; PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

- b) **SECOND READING OF PROPOSED ORDINANCE 2906 PUBLIC HEARING**
AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, AMENDING SECTION 18-240 AND SECTION 18-241 OF THE CODE OF ORDINANCES OF THE CITY OF BRADENTON BY ADOPTING THE 2009 ADDITION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE AND REVISING SECTION 112.4 OF SAID CODE TO READ \$75.00 AND \$250.00; PROVIDING AN EFFECTIVE DATE.
- c) **SA.09.0014 WARD 5 NEIGHBORHOOD 7.02B RS PUBLIC HEARING**
Request of David Bishop of Ugarte & Associates, agent for United Community Center and the City of Bradenton, owner, for a Special Use Amendment to increase the size of the Norma Lloyd Park and provide for certain park amenities for the property located at 1024 24th Street East (zoned R-1C).
- d) **SU.08.0059 WARD 2 NEIGHBORHOOD 12.02 RS & TC PUBLIC HEARING**
Request of William Robinson of Blalock Walters Held & Johnson, agent for Episcopal Day Private School, owner, for a Special Use to allow a drive-thru restaurant for the property located at 3816 Manatee Ave. West (zoned C-3).
- e) **SU.09.0062 WARD 3 NEIGHBORHOOD 1.01 RS PUBLIC HEARING**
Request of Robert Woodring, agent for the Arthritis Foundation, owner, for a Special Use to allow a lounge on the property located at 406 12th Street West (zoned C-1A).
- f) **AB.09.0015 WARD 3 NEIGHBORHOOD 1.01 RS PUBLIC HEARING**
Request of Robert Woodring, agent for the Arthritis Foundation, owner, for a 4-COP alcoholic beverage license and outdoor seating for a lounge on the property located at 406 12th Street West (zoned C-1A).

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

Carolyn Moore

2009-2010 Employee Health Insurance

Carl Callahan

Budget Update and Public Comments

Brighthouse Banner request

Tim Polk

Revised Neighborhood Stabilization Program Grant Application

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 Thursday 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 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.