



**REVISED AGENDA
BRADENTON CITY COUNCIL
September 13, 2006
8:30 a.m.**

1. INVOCATION AND PLEDGE:

Invocation led by Al Yusko, More than Conquerors International

2. PROCLAMATION:

Fire Prevention Week

3. PRESENTATION:

Representative Bill Galvano – Legislative Update

Public Works Department Employee of the Month

Bradenton Police Department – Major Tokajer – 800 megahertz radio network

4. ADMINISTERING THE OATH:

5. CITIZEN COMMENTS:

6. COUNCIL REPORTS:

7. CONSENT AGENDA:

a) Approval of Minutes for August 16, 2006.

b) **RESOLUTION 06 - 54**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, URGING THE STATE LEGISLATURE TO PROVIDE SPECIAL FUNDING AND PUBLIC PRIVATE PARTNERSHIPS TO ASSIST THE HEARTLAND COAST-TO-COAST EXPRESSWAY CORRIDOR.

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

a) **MOTION PREPARED BY BILL LISCH FOR:**

RV.05.0009 WARD 4 NEIGHBORHOOD 7.03 C

Request of WilsonMiller, agent for Riviera Southshore, owner, for approval of Subdivision Vacation at 1203 Manatee Avenue East (Zoned R-1B, C-1A, C-1 & PDP)

LU.05.0020 WARD 4 NEIGHBORHOOD 7.03 C

Request of WilsonMiller, agent for Riviera Southshore, owner, for Land Use Atlas Amendment from R-1B, C-1A, PDP to PDP for property located at 1203 Manatee Avenue East

PR.05.0017 WARD 4 NEIGHBORHOOD 7.03 C

Request of WilsonMiller, agent for Riviera Southshore, owner, for preliminary approval of a Planned Development Project known as Riviera Southshore located at 1203 Manatee Avenue East (Zoned R-1B, C-1A, C-1 & PDP)

- b) **CP.06.0015 WARD 4 NEIGHBORHOOD 20.03 RS**
Request of Marla Hough, agent for RMC Partners, Ltd, owner, for Small Scale Comprehensive Plan Amendment to change the Future Land Use designation from County ROR to City Commercial for property located at 4455 SR 64 East.

SECOND READING OF PROPOSED ORDINANCE 2839 **PUBLIC HEARING**
AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PERTAINING TO PROPERTY LOCATED AT 4455 SR 64 EAST, BRADENTON, MAKING CERTAIN FINDINGS OF FACT; PROVIDING FOR AMENDMENT TO THE CITY OF BRADENTON COMPREHENSIVE PLAN FUTURE LAND USE ELEMENT/FUTURE LAND USE MAP (SMALL SCALE DEVELOPMENT ACTIVITY AMENDMENT CP.06.0015) CHANGING THE FUTURE LAND USE DESIGNATION FROM COUNTY ROR TO CITY COMMERCIAL; PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

- c) **LU.06.0030 WARD 4 NEIGHBORHOOD 20.03 RS**
Request of Marla Hough, agent for RMC Partners, Ltd, owner, to change the Land Use Atlas designation from County GC to City C-3 for property located at 4455 SR 64 East.

SECOND READING OF PROPOSED ORDINANCE 2840 **PUBLIC HEARING**
AN ORDINANCE AMENDING ORDINANCE NO. 2627, CODE OF ORDINANCES OF THE CITY OF BRADENTON, FLORIDA BY A LAND USE ATLAS AMENDMENT TO CHANGE THE DESIGNATION FROM COUNTY GC TO CITY C-3 FOR THE PROPERTY LOCATED AT 4455 SR 64 EAST AND LEGALLY DESCRIBED.

- d) **LU.06.0032 CITY OF BRADENTON MM**
Request of City of Bradenton for text amendments to the City of Bradenton Land Use Regulations relating to the Architectural Review Board and Design Compatibility Review.

SECOND READING OF PROPOSED ORDINANCE NO. 2844 **FIRST PUBLIC HEARING**
AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR TEXT AMENDMENTS TO THE CITY OF BRADENTON LAND USE REGULATIONS TO ADD NEW LANGUAGE RELATING TO THE ARCHITECTURAL REVIEW BOARD (ARB) AND DESIGN COMPATIBILITY REVIEW AND THE REGULATION THEREOF; PROVIDING FOR REPEAL OF PROVISIONS OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

- e) **RV.06.0013 WARD 4 NEIGHBORHOOD 7.02A RS** **PUBLIC HEARING**
Request of Roy Fairbrother, agent for Yaron Divald, owner, for reversion of subdivision of 28 lots within Blocks 3 and 4 of the South Braden Castle Camp Subdivision for property located at 1201 27th Street East.

RESOLUTION 06 - 53
A RESOLUTION PURSUANT TO SECTIONS 200.G and 200.J.6, CITY LAND USE REGULATIONS, "PLAT VACATION AND REVERSION OF SUBDVISION" LEGALLY DESCRIBED.

- f) **LU.06.0031 WARD 4 NEIGHBORHOOD 7.02A RS**
Request of Roy Fairbrother, agent for Yaron Divald, owner, to change the Land Use Atlas designation from R-1B to PDP for property located at 1201 27th Street East.

SECOND READING OF PROPOSED ORDINANCE NO. 2845 **PUBLIC HEARING**
AN ORDINANCE AMENDING ORDINANCE NO. 2627, CODE OF ORDINANCES OF THE CITY OF BRADENTON, FLORIDA BY A LAND USE ATLAS AMENDMENT TO CHANGE THE DESIGNATION FROM R-1B to PDP FOR PROPERTY LOCATED AT 1201 27TH STREET EAST AND LEGALLY DESCRIBED.

- g) **PR.06.0024 WARD 4 NEIGHBORHOOD 7.02A RS** **PUBLIC HEARING**
Request of Roy Fairbrother, agent for Yaron Divald, owner, for preliminary approval of a Planned Development Project known as Forest Green Village for property located at 1201 27th Street East

- h) **PR.06.0026 WARD 4 NEIGHBORHOOD 7.02A RS** **PUBLIC HEARING**
Request of Fred Munn, owner, for preliminary approval of a Planned Development Project known as Hidden Lagoon Phase II for property located at 701 Oak Street (Zoned PDP)
- i) **SP.06.0006 WARD 4 NEIGHBORHOOD 7.02A RS**
Request of Fred Munn, owner, for preliminary subdivision approval of a project known as Hidden Lagoon Phase II for property located at 701 Oak Street (Zoned PDP)

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

Carl Callahan

- a) A request by Mark Eubanks with Bradenton Downtown Progress on behalf of the “Old Main Street Market” to hold the market each Saturday from October 7, 2006 through April 14, 2007 on Old Main Street between Manatee Avenue and Barcarrota Boulevard.
- b) A request by Mark Eubanks with Bradenton Downtown Progress to hold the “Get Down Downtown” events each third Thursday of the month from September 21, 2006 through June 21, 2007 on Old Main Street from Manatee Avenue to 3rd Avenue West.
- c) A request by Rick Coffey with “Taste of Manatee” to hold their annual fundraiser event for Meals on Wheels, Saturday, November 4th and Sunday, November 5th on Old Main Street and Barcarrota Boulevard.
- d) **RESOLUTION 06 - 56**
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, ESTABLISHING SUPPORT FOR THE CITY OF BRADENTON’S APPLICATION FOR CERTIFICATION OF RETAINED SPRING TRAINING FACILITIES; PROVIDING AN EFFECTIVE DATE.

Tim Polk

- a) **RESOLUTION 06 - 55**
A RESOLUTION OF THE CITY COUNCIL OF BRADENTON, FLORIDA, SUPPORTING MAKING APPLICATION TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION THROUGH ITS FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM TO FUND THE NEW DEVELOPMENT AND ENHANCEMENT OF NORMA LLOYD PARK.
- b) Notice of Availability of SHIP ANNUAL REPORT for FY 2003-04, 2004-05 and 2005-06.

RESOLUTION 06 - 57 **PUBLIC HEARING**
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, ADOPTING THE CITY’S LOCAL HOUSING ANNUAL REPORT FOR STATE FISCAL YEARS 2003- 004, 2004-2005, AND 2005-2006.

10. BUSINESS BY APPOINTMENT:

11. 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 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 Rhodes, CMC Deputy City Clerk at City Hall, by phone 941-932-9445, email: bev.rhodes@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.