

APPROVED BY
February 11, 2004
CITY COUNCIL

**CITY COUNCIL MEETING
January 14, 2004**

The City of Bradenton City Council met in regular session in the City Hall Council Chambers, 101 Old Main Street, Bradenton, Florida on January 14, 2004 at 8:30 a.m.

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

City Officials: Wayne Poston, Mayor, 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 and Staci Cross, Information Technology Director

Press: Bradenton Herald and Manatee Herald Tribune

The meeting was called to order by Mayor Poston.
Ecumenical prayer was led by Reverend Sterling Forrester, Southside Baptist Church.
Flag salute was led by Councilman Gallo.
Councilman Ward IV Bemis Smith was excused from the meeting.

APPROVAL OF MINUTES:

Minutes for November 19, 2003 and December 17, 2003.

No discussion followed:

MOTION TO APPROVE the November 19, 2003 and December 17, 2003 minutes was made by Councilwoman Weaver/Councilman Gallo carried 3-0. Vice Mayor Golden was absent from voting.

PROCLAMATION:

(Vice Mayor Golden entered the Chambers)

Tamiami Trail Scenic Highway Day Proclamation

Ingrid McClellan, Executive Director of Keep Manatee Beautiful accepted the proclamation and invited everyone to the unveiling of the Tamiami Scenic Highway January 29, 2004 at 10:00 a.m. at the Manatee Civic Center.

She stated that the Palma Sola Scenic Highway grant had been approved by the Florida Division of Forestry for \$10,000 to plant trees on Palma Sola Causeway.

Shriner's Childrens Hospital Benefit Days Proclamation

Dick Nelson, First Vice - President of Manatee Shriner's Club on behalf of the Shriner's accepted the proclamation proclaiming February 5th, 6th and 7th, 2004 as Shriner's Childrens Hospital Benefit Days.

Arbor Day Proclamation

Sue Sweat, Chairman of the Tree Board accepted the proclamation proclaiming January 16, 2004 as Arbor Day. She invited everyone to attend a tree planting in the City Centre's parking lot.

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| PRESENTATION: |
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Parcels & Permitting Recognition

Staci Cross, Information Technology Director recognized the following people for their diligent work with the implementation of the Eden parcels and permitting application in the Department of Development Services:

Cashiers: **Lillie Trejo** and **Ellen Glenn**. Accounting: **Sheila Lindergren** and **Linda Guth**. Code Enforcement: **Laura MacDonald, Victor Perez, Walter Williams, Volker Reese** and **Jeff Burton**. Building & Inspections: **Tony Assha, Ken Gano, Ron Harris, Mike Moore, Anthony Brondoni, Bonnie Ferron, Alice Gilman** and **Kyra Harwick**. Zoning: **Larna Leonard** and **Ruth Seewer**. Public Works: **Arlan Cummings**. Fire Department: **Sandee McDonald-Weis, Ken Langston** and **Dave Dobrzykowski**. Information Technology: **Chuck Kessler, Diana Rowell, Nate Leduc** and **Steve Pac**.

She reported that Payroll and Human Resources would be implemented next month with Occupational Licensing sometime in the summer and Utility Billing scheduled in the fall.

Larry Frey congratulated **Larna Leonard** as the Department of Development Services "Employee of the Year".

Public Works Recognition

November, 2003 "Employee of the Month" was **Anthony Moore** from the Storm Drainage Department.

December, 2003 "Employee of the Month" was **Glen Yon** from the Sewer Collection.

"Employee of the Year" was **Lonzie Miller** from Parks & Recreation Department.

January, 2004 "Employee of the Month" was **Carolyn Yaudas** Public Works Receptionist.

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

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| PUBLIC COMMENTS: |
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Carol Stronstorff, for the Society for the Prevention of Cruelty to Patients a non-profit patient's rights organization requested the City to create a resolution to the state legislation expressing the concerns and rights of the elderly regarding the wrongful death clause (the unspoken zero cap).

Mayor Poston stated that her concerns regarding Blake Hospital were currently being handled administratively. Her request to change state laws was not appropriate as the City did not have the authority to change state or national laws.

COUNCIL REPORTS:

Councilman Gene Gallo, Ward I: Nothing to report.

Councilwoman Marianne Barnebey, Ward II: In the absence of Councilman Smith, on behalf of the Manatee Players requested in writing a confirmation affirming that the Players had reached the goal required by the City as stated in the contract.

Carl Callahan stated that he would meet with Manatee Players to discuss the terms of the lease agreement and would report back to Council.

Vice-Mayor Michele Weaver, Ward III: Requested that the Manatee Players make a presentation to bring forth the future development site plan and to discuss meeting their goals and lease extension.

Councilman Bemis Smith, Ward IV: Excused from the meeting.

Councilman James Golden, Ward V: Stated that a copy of Senate Bill 1154 sponsored by Senator Mike Bennett had been distributed to the Council and asked the Council members for comments by January 30, 2004 as to what the City's position was regarding regional impact on development.

Mayor Poston: Announced that Councilman Gallo would be serving this year on the MPO—Metropolitan Planning Organization which considers area transportation issues.

Mayor Poston would be serving as President on the Manasota League of Cities this year which represented all the Cities in Manatee and Sarasota County.

Manatee County Commissioners passed the half cent sales tax to be placed on the March, 2003 ballot. If passed the money would be used for environmentally sensitive lands.

The Interlocal Agreement to build the parking garage for the Judicial Center was in draft form.

BUSINESS/ADVERTISING, PETITIONS, HEARINGS AND COMMUNICATIONS:

FIRST READING OF A PROPOSED ORDINANCE # 2747

AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, ADDING TO CHAPTER 62 OF THE CODE OF ORDINANCES AN ARTICLE V PROHIBITING CAMPING: SETTING FORTH FINDINGS AS TO INTENT AND PURPOSE; PROVIDING FOR DEFINITIONS PROHIBITING CAMPING GENERALLY; SETTING FORTH EXCEPTIONS; PROVIDING FOR PENALTIES; PROVIDING FOR SEVERABILITY OF THE PARTS; PROVIDING AN EFFECTIVE DATE.

Bill Lisch stated that language changes would be made to Article V. CAMPING paragraph (1)(c):

Cooking over an open flame or fire out-of-doors. (adding the words) Except within or on a permanently installed cooking device or area such as a barbeque pit which was installed by the City as a park amenity.

To remove the language in Article V. CAMPING paragraph (2):

Camping is prohibited on all public or private property in the City at any time after sunset and before sunrise, ~~except on permit from the City Clerk, or his or her designee,~~ or with the permission and consent of the property owner.

General discussions were held regarding facilities for the homeless.

MOTION TO APPROVE the first reading and set the second reading and public hearing for January 28, 2004 was made by Vice Mayor Golden/Councilwoman Weaver carried 4-0 for approval.

SECOND READING PROPOSED ORDINANCE # 2740 PUBLIC HEARING
AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, AMENDING PART 1, CHARTER AND RELATED LAWS, SUBPART B, RELATED LAWS, ARTICLE IV, POLICE OFFICERS' RETIREMENT SYSTEM, OF THE CODE OF ORDINANCES OF THE CITY OF BRADENTON, FLORIDA; AMENDING SECTION 4, FINANCES AND FUND MANAGEMENT, ESTABLISHMENT AND OPERATION OF FUND; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE.

Public hearing open. Those in favor. Hearing none.

Those in opposition. Hearing none. Public hearing closed.

MOTION TO APPROVE ordinance #2740 as submitted was made by Vice Mayor Golden/Councilwoman Weaver carried 4-0 for approval.

SECOND READING PROPOSED ORDINANCE # 2741 PUBLIC HEARING
AN ORDINANCE AMENDING SECTION 70-160 OF THE CODE OF ORDINANCES FOR THE CITY OF BRADENTON, FLORIDA, RELATING TO IMPACT FEES BY REMOVING EXEMPTIONS FOR EXPANSION OF BUILDINGS OR STRUCTURES AND SUBSTITUTING PROVISIONS THAT PROVIDE WATER AND SEWER IMPACT FEES SHALL BE APPLIED ONLY TO NEW CONSTRUCTION OR EXPANSION OR AN INCREASE IN FIXTURE UNIT COUNTS; PROVIDING AN EFFECTIVE DATE.

Public hearing open. Those in favor. Hearing none.

Those in opposition. Hearing none. Public hearing closed.

Discussion: Impact on Affordable Housing.

MOTION TO APPROVE ordinance #2741 as submitted was made by Vice Mayor Golden/Councilwoman Weaver carried 4-0 for approval.

SE-03-17 WARD 5 NEIGHBORHOOD 1.03/1.04 RS PUBLIC HEARING
OLD BUSINESS CONTINUED
Request of Paul E. Fields, Jr., owner for Special Exception approval to operate an automotive sales establishment for the property located at 1116 1st Street West. (Zoned C-2)

Public hearing open. Those in favor.

Paul Fields, Jr. requested a continuance to February 11, 2004 in order to give him time to revise his site plan.

Those in opposition. Hearing none. Public hearing closed.

Discussion: Request to have the Department of Development Services staff review the revision to determine whether this issue had to go back to the Planning Commission then to City Council.

MOTION TO CONTINUE the request to February 11, 2004 Council meeting was made by Vice Mayor Golden/Councilwoman Weaver carried 4-0 for approval.

SU-03-22 WARD 5 NEIGHBORHOOD 7.03 RS PUBLIC HEARING

Request of Melondy A. Jones, agent for Pentecostal Church of God of Jesus, owner for Special Use approval to operate a childcare facility located at 900 3rd Street East. (Zoned C1-A)

Public hearing open. Those in favor.

Melondy A. Jones, requested approval for a Day Care facility at 900 3rd Street East.

Larry Frey stated that this request was an expansion of an existing facility. He stated that the Department of Development Services Staff and Planning Commission recommended approval of the request with **three stipulations** as followed:

1. A dumpster may be required; the final determination would be made by the Sanitation Department.
2. Landscaping would be installed around the playground area in accordance with the approved plan.
3. An alarm system would be installed and tied into the church system.

Those in opposition. Hearing none. Public hearing closed.

MOTION TO APPROVE the request with three stipulations as recommended was made by Vice Mayor Golden/Councilwoman Weaver carried 4-0 for approval.

SU-03-23 WARD 5 NEIGHBORHOOD 1.03/1.04 RS PUBLIC HEARING

Request of Clyde Green, owner for Special Use approval to operate an auto sales facility on the property located at 816 11th Avenue West. (Zoned C-3) **<WITHDRAWN>**

LUR-AA-03-06 WARD 3 NEIGHBORHOOD 6.02 JB

Request William E. Lowe, agent for HBKA Enterprises, Inc., owner, for a Zoning Atlas Amendment to change the designation from C-3 to C-1 for the properties located at 1409 17th Avenue West, 1417 17th Avenue West, and 1702 14th Street West. (Zoned C-3).

SECOND READING PROPOSED ORDINANCE # 2742 PUBLIC HEARING

AN ORDINANCE AMENDING ORDINANCE NO. 2627, CODE OF ORDINANCES OF THE CITY OF BRADENTON, FLORIDA BY A ZONING ATLAS AMENDMENT TO CHANGE THE ZONING DESIGNATION FROM CITY COMMERCIAL C-3 TO C-1 FOR THE PROPERTY LOCATED AT 1409 17TH AVENUE WEST, 1417 17TH AVENUE WEST AND 1702 14TH STREET WEST AND LEGALLY DESCRIBED.

Public hearing open. Those in favor.

Mr. Patel, owner of the A1A Discount Food and Beverage requested approval of the zoning changes for his properties.

Those in opposition. Hearing none. Public hearing closed.

Larry Frey stated that the Department of Development Services staff and Planning Commission expressed some concerns regarding the set backs on the property and recommended denial of the request.

Ruth Seewer, Development Review Manager gave a brief report on the various differences of what the law allowed for set backs.

General discussion with changing the zoning and problems that would exist if approved.

Larry Frey stated that the Department of Development Services staff would work with Mr. Patel administratively with the current designation so he would not have to come back to Council with a zoning change.

ACTION: Mr. Patel withdrew his zoning change request to include ordinance #2742.

CPA-M-03-09 WARD 2 NEIGHBORHOOD 12.02 JB

Request of H. Hamilton Rice, Jr., Esq., agent for Christ Episcopal Church of Bradenton, Inc., owner for approval of a small scale Comprehensive Plan Map Amendment to change the Future Land Use Map Designation from County R/O/R to City Commercial or other appropriate designation for the property located at 401 42nd Street West; 411 42nd Street West; 415 42nd Street West; 420 41st Street West and 422 41st Street West. (Zoned RSF 4-1/2)

SECOND READING PROPOSED ORDINANCE # 2743

PUBLIC HEARING

AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PERTAINING TO PROPERTY LOCATED AT 401 42ND STREET WEST, 411 42ND STREET WEST, 415 STREET WEST, 420 41ST STREET WEST, AND 422 41ST STREET WEST 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 CPA-M-03-09) CHANGING THE FUTURE LAND USE DESIGNATION FROM COUNTY RETAIL, OFFICE AND RESIDENTIAL (ROR) TO CITY COMMERCIAL; PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Public hearing open. Those in favor.

“Chip” Rice”, agent for the applicant requested approval for the designation change.

Those in opposition. Hearing none. Public hearing closed.

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

Larry Frey stated that a statement with concerns from the surrounding local residents of the properties had been distributed to the Council.

Mr. Rice stated that he and St. Stephen's Church had worked closely with the residents and had addressed most of their concerns.

MOTION TO APPROVE the request with ordinance #2743 as recommended was made by Vice Mayor Golden/Councilman Gallo carried 4-0 for approval.

LUR-AA-03-10 WARD 2 NEIGHBORHOOD 12.02 JB

Request of H. Hamilton Rice, Jr., agent for Christ Episcopal Church of Bradenton, Inc., owner for approval of a Zoning Atlas Amendment to change the designation from County RSF 4 1/2 to City C-2 or other appropriate zone for the property located at 401 42nd Street West; 411 42nd Street West; 415 42nd Street West; 420 41st Street West and 422 41st Street West. (Zoned RSF 4-1/2)

SECOND READING PROPOSED ORDINANCE # 2744

PUBLIC HEARING

AN ORDINANCE AMENDING ORDINANCE NO. 2627, CODE OF ORDINANCES OF THE CITY OF BRADENTON, FLORIDA BY A ZONING ATLAS AMENDMENT TO SINGLE FAMILY 4.5 (RSF 4.5) AND GENERAL COMMERCIAL (GC) TO CITY COMMERCIAL-2 (C-2) FOR THE PROPERTY LOCATED AT 401 42ND STREET WEST, 411 42ND STREET WEST, 415 42ND STREET WEST, 420 41ST STREET WEST, AND 422 41ST STREET WEST AND LEGALLY DESCRIBED.

Public hearing open. Those in favor.

"Chip" Rice", agent for the applicant requested approval of the designation change.

Those in opposition. Hearing none. Public hearing closed.

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

MOTION TO APPROVE the request with ordinance #2744 as recommended was made by Vice Mayor Golden/Councilman Gallo carried 4-0 for approval.

CPA-M-03-10 WARD 2 NEIGHBORHOOD 12.02 JB

Request of Steve Kirk, agent for 950, Inc., owner for approval of a small scale Comprehensive Plan Map Amendment to change the Future Land Use Map Designation from County R/O/R to City Commercial, or other appropriate designation for the property located at 5016 Manatee Avenue, West. (Zoned GC)

SECOND READING PROPOSED ORDINANCE #2745

PUBLIC HEARING

AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PERTAINING TO PROPERTY LOCATED AT 5016 MANATEE AVENUE WEST, 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 CPA-M-03-10) CHANGING THE FUTURE LAND USE DESIGNATION FROM COUNTY RETAIL, OFFICE AND RESIDENTIAL (ROR) TO CITY COMMERCIAL; PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Public hearing open. Those in favor.

Steve Kirk, "Design Team West" 1201 9th Avenue West agent for the applicant requested approval of the land use designation change.

Those in opposition. Hearing none. Public hearing closed.

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

MOTION TO APPROVE the request with ordinance #2745 as recommended was made by Vice Mayor Golden/Councilwoman Weaver carried 4-0 for approval.

SECOND READING PROPOSED ORDINANCE # 2746 **PUBLIC HEARING**
AN ORDINANCE AMENDING ORDINANCE NO. 2627, CODE OF ORDINANCES OF THE CITY OF BRADENTON, FLORIDA BY A ZONING ATLAS AMENDMENT TO CHANGE THE ZONING DESIGNATION FROM COUNTY GENERAL COMMERCIAL (GC) TO CITY COMMERCIAL (C-2) FOR THE PROPERTY LOCATED AT 5016 MANATEE AVENUE WEST AND LEGALLY DESCRIBED.

Public hearing open. Those in favor.

Steve Kirk, "Design Team West" 1201 9th Avenue West agent for the applicant gave a brief report and displayed a site plan depicting the renovation to an existing building for a "Subway Shop."

Those in opposition. Hearing none. Public hearing closed.

Larry Frey stated that the Department of Development Services staff recommended approval and Planning Commission recommended approval of the request with **five stipulations** as followed:

1. 51st Street entrance/egress widened to 24 feet.
2. Handicapped parking space moved to the nearest space to the front door with the five-foot side directly in front of the door.
3. The parking lot paving equal to the sidewalk elevation as not to create a lip or curb.
4. The addition of parking lot bumpers.
5. Project was approved site specific to the plan submitted by the applicant.

MOTION TO APPROVE the request with ordinance #2746 as recommended with five stipulations was made by Vice Mayor Golden/Councilwoman Weaver carried 4-0 for approval.

NEW BUSINESS BY DEPARTMENT HEADS, CITY ATTORNEY AND COUNCIL:

Carl Callahan

Request by Farmer's Market

Mr. Callahan stated that the Farmer's Market had requested approval to permanently move the market back to Old Main Street as of Saturday, January 3, 2004.

He administratively approved the January 3rd and January 10th market to be allowed back on Old Main Street.

MOTION TO APPROVE the request was made by Vice Mayor Golden/Councilwoman Weaver carried 3-1 for approval with Councilman Gallo in opposition.

Manatee County Historical Records Library

Mr. Callahan stated that Manatee County Clerk of Court in a letter requested the City of Bradenton to provide funds in the amount of \$3,725.00 for landscaping around the Historical Records Library located at 1405 4th Avenue West on the corner of 15th Street West. He recommended approval of the request.

No discussion followed.

MOTION TO APPROVE the request as recommended was made by Councilman Gallo/Councilwoman Weaver carried 4-0 for approval.

De Soto Celebration 2004 events

Mr. Callahan stated that the DeSoto Celebration had requested the following days to hold their 2004 festivals:

Seafood Festival for Friday, April 2nd, Saturday, April 3rd and Sunday April 4th on Barcarrota Boulevard between 12th (Old Main Street) & 15th Streets, and Old Main Street from Barcarrota to Manatee Avenue.

Rob Bell, representing the DeSoto Celeration stated that the Manatee Players was aware of their request with no concerns.

Vice Mayor Golden voiced his disapproval for public event alcohol intoxication.

MOTION TO APPROVE the Seafood Festival was made by Councilwoman Weaver/Councilman Gallo carried 3-1 for approval with Vice Mayor Golden in opposition.

Boat Regatta on Palma Sola Causeway at Bongo's Restaurant on Saturday, April 10th.

Sunrise Service at Rossi Waterfront Park on Sunday, April 11th.

DeSoto Parade on Saturday, April 24th beginning at Manatee High School "Hawkins" Stadium and ending on 9th Street West on the waterfront.

Mr. Callahan requested a provision to include; "should construction begin on the lease property by Bradenton Riverfront Partners on the waterfront that other alternatives would be considered for the Sunrise Service and the DeSoto Parade ending at the waterfront."

Rob Bell stated that he spoke to Bradenton Riverfront Partners who gave the DeSoto Celebration approval to use the leased property.

Discussion: Should any medical emergency arise during the parade in the downtown area the Bradenton Police and Fire Departments would be available. Easier access now that 3rd Avenue was now opened to traffic.

MOTION TO APPROVE the Boat Regatta, Sunrise Service and the DeSoto Parade was made by Vice Mayor Golden/Councilwoman Weaver carried 4-0 for approval.

Occupational License for Taxi Cab

Mr. Callahan stated that White Cab owned by Brian M. Donahoe was requesting approval to license two taxi cabs.

He stated that this did not include the drivers who would have to apply individually to drive the taxi cabs.

Mr. Callahan recommended approval of the request.

MOTION TO APPROVE the request as recommended was made by Councilman Gallo/Vice Mayor Golden carried 4-0 for approval.

John Cumming

FEMA Grant Application

Mr. Cumming requested approval to apply for a FEMA-Federal Emergency Management Agency Preparedness Grant to replace very old generators at the garage and public works annex building and a repeater for the radio system. He stated that the grant was for monies up to \$50,000 with the City matching up to \$6,000.

Request to authorize Mayor Poston to sign the FEMA Grant.

MOTION TO APPROVE authorization for Mayor Poston to sign the FEMA Grant was made by Councilman Gallo/Councilwoman Weaver carried 4-0 for approval.

Larry Frey

City of Bradenton Sustaining Neighborhood Strategy by Jeff Burton

Jeff Burton, Planning Manager gave a brief report on the guidelines, management, development and implementation of the Code Enforcement Strategic Plan for the next five years.

Jeff Ragan, Chairman of the Code Enforcement Board stated that the Code Enforcement Department was on the cutting edge and looked forward with great improvements in the future.

Mr. Burton requested the following resolution to adopt the plan.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA REQUESTING APPROVAL OF THE CITY OF BRADENTON SUSTAINING NEIGHBORHOOD STRATEGY:

WHEREAS, the City of Bradenton Code Enforcement Board requests the City Council of the City of Bradenton, Florida, approve by resolution the Sustaining Neighborhood Strategy;

WHEREAS, this strategy promotes a cleaner, code compliant city through staff enhancements, cooperative department teamwork, added innovative methodologies and corrective code changes;

WHEREAS, all interested persons having been heard by the City Council in open session, and it appearing to said Council regarding the document known as the Code Enforcement Sustaining Neighborhood Strategy.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, that upon the said request and of its own motion, the following document known as the: **Code Enforcement Sustaining Neighborhood Strategy** and is hereby adopted by resolution.

General discussion: Guidelines of the Code Enforcement Department.

MOTION TO APPROVE the resolution was made by Councilman Gallo/Councilwoman Weaver carried 4-0 for approval.

Jerry West

CCRA sign placement for future East Bradenton Library <WITHDRAWN>

Chief Radzilowski

FORFEITURE FUNDS – SRT EQUIPMENT

Requested the purchase of equipment for two new SRT members and to replace worn out items at a cost of \$1,908.78.

No discussion followed.

MOTION TO APPROVE the expenditures from the forfeiture fund for SRT Equipment was made by Councilman Gallo/Vice Mayor Golden carried 4-0 for approval.

Bill Theroux

Requested a street closure on 9th Street East between 4th Avenue East and Manatee Avenue East.

Mr. Theroux stated that this street closure was to work on the Antique District sidewalk replacement with an estimated time commencing January 19, 2004 for about three weeks.

Questions were asked and answers given regarding the reconstruction.

MOTION TO APPROVE the request was made by Councilwoman Weaver/Vice Mayor Golden carried 4-0 for approval.

DEPARTMENT HEADS:

Carl Callahan

Mr. Callahan stated that a petition had been received from several residents residing at the Waterfront Condominium on 15th Street and Barcarrota Boulevard. They voiced their concern after last year's Veteran's Parade that they could not egress the downtown area. They requested in the future to designate a parade route so they would have the freedom to leave the area.

Mayor Poston stated that Chief Razilowski and he would go to the Condominium Association and discuss this issue with them.

Mr. Callahan stated in response to Carol Stronstoff concerns, he was currently in the process working with the Blake Memorial Staff regarding any deficiencies regarding occupational licenses or related companies.

Chief Souders

Stated that this Saturday, January 17th the Fire Department would participate in the Martin Luther King Parade which would begin at noon at Lincoln Middle School in Palmetto.

Staci Cross

Nothing to report.

Chief Radzilowski

Nothing to report.

John Cumming

Requested a road closure to begin the streetscape improvement at 4th Avenue East and 15th Street East with work to begin January 20, 2004 to February 13, 2004.

Discussion: Storm drain replacement would not be included with this improvement.

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

Announced that the City garbage collection would not be collected on any of the Manatee County holidays that fall on a Monday as the landfill would be closed. The holidays are as followed: President's Day-February 16th, Memorial Day-May 31st, Independence Day-July 5th (when observed) and Labor Day-September 6th.

Discussion: Inconvenience with one collection for Monday pick up customers.

Larry Frey

Stated that he would be attending legislative workshops February 18th and 19th in Tallahassee as there were a lot of Senate activity regarding growth, Code Enforcement, citation fees, annexation fees and impact fees. He would report later on these issues.

Mayor Poston

Requested if any of the Council members could lobby in Tallahassee on behalf of the Manasota League of Cities. He stated the league would pay expenses.

Bill Lisch

Requested substitution on the lease for the 10 parking spaces for Harrison Law Firm to be switched over from the First Baptist Church parking lot to the new parking lot.

Discussion: Harrison Law Firm agreed with the changes.

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

Mr. Lisch stated that the 13th Avenue (Bill Edwards) Law Suit was in the process to begin proceedings.

ADJOURNMENT:

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

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