



**AGENDA
BRADENTON CITY
COUNCIL
February 23, 2005
6:00 p.m.**

FLAG CEREMONY BY GIRL SCOUT TROOP # 602

1. INVOCATION AND APPROVAL OF MINUTES:

- a) Invocation led by Councilman Golden.
- b) Approval of Minutes for February 9, 2005.

2. PROCLAMATION:

3. PRESENTATION:

4. ADMINISTERING THE OATH:

5. CITIZEN COMMENTS:

6. COUNCIL REPORTS:

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

a) **FIRST READING OF ORDINANCE 2776**

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 1, DEFINITIONS; AMENDING SECTION 5, CONTRIBUTIONS; AMENDING SECTION 6, BENEFIT AMOUNTS AND ELIGIBILITY; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE.

b) **FIRST READING OF ORDINANCE 2777**

AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PERTAINING TO PROPERTY LOCATED AT 5716 21ST AVENUE WEST, 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.04.0001) CHANGING THE FUTURE LAND USE DESIGNATION FROM COUNTY RESIDENTIAL 3 TO CITY PROFESSIONAL; PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

CP.04.0001 WARD 1 NEIGHBORHOOD 4.05/4.06 MM

Request of Stephen Thompson, agent for Trotzale Properties, owner for approval of a small scale Comprehensive Plan Map Amendment to change the Future Land Use Map Designation from County RES-3 to Professional, or other appropriate designation for the property located at 5716 21st Avenue West (Zoned County PRM)

c) **FIRST READING OF ORDINANCE 2778**

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 PRM TO CITY PROFESSIONAL FOR THE PROPERTY LOCATED AT 5716 21ST AVENUE WEST AND LEGALLY DESCRIBED.

LU.04.0004 WARD 1 NEIGHBORHOOD 4.05/4.06 MM

Request of Stephen Thompson, agent for Trotzale Properties, owner for approval of a Land Use Atlas Amendment to change the designation from County PRM to Professional, or other appropriate designation for the property located at 5716 21st Avenue West (Zoned County PRM)

d) **AX-04-0004 WARD 4 NEIGHBORHOOD 20.03 LF**

Request of Cedarwood Development, Inc, Agent for Southern Hospitality Associates, L.L.C., owner, for an annexation of 26 acres located at 5055 3rd Ave East (Zoned County A1)

SECOND READING OF ORDINANCE NO. 2774

PUBLIC HEARING

AN ORDINANCE ANNEXING TO THE CITY OF BRADENTON, FLORIDA, CERTAIN LAND CONTIGUOUS THERETO, LOCATED AT 5055 3rd Avenue East AND LEGALLY DESCRIBED.

e) **AX-05-0006 WARD 4 NEIGHBORHOOD 20.03 LF**

Request of White Oak Development, Inc, Agent for Mark Heller, Rosa Heller., Walt Eppard, David McNabb and Florida Coast Development, owners for an annexation of 49.16 acres located at 101 48th St Ct NE (Zoned County A1)

SECOND READING OF ORDINANCE NO. 2775

PUBLIC HEARING

AN ORDINANCE ANNEXING TO THE CITY OF BRADENTON, FLORIDA, CERTAIN LAND CONTIGUOUS THERETO, LOCATED AT 101 48th STREET COURT NORTHEAST AND LEGALLY DESCRIBE:

f) **RESOLUTION NO. 05 - 12**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADENTON, URGING THE 2005 FLORIDA LEGISLATURE TO ADOPT LEGISLATION DURING THIS LEGISLATIVE SESSION WHICH AUTHORIZES LOCAL GOVERNMENTS TO USE PHOTOGRAPHIC TRAFFIC CONTROL SYSTEMS IN THE ENFORCEMENT OF RED LIGHT RUNNING VIOLATIONS; PROVIDING FOR THE READING OF THIS RESOLUTION BY TITLE ONLY; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Carl Callahan

a) GULFCOAST GIRL SCOUT COUNCIL FIVE-YEAR LEASE AGREEMENT

b) **RESOLUTION 05-11**

A RESOLUTION SUBMITTING **NANCY GRANTHAM** AND **ELMER CLAUSSEN** FOR CONSIDERATION FOR APPOINTMENT TO THE CITIZENS ADVISORY COMMITTEE OF THE METROPOLITAN PLANNING ORGANIZATION FOR THE CITY OF BRADENTON, FLORIDA.

c) VEHICLE FOR HIRE – EBS SUNCOAST OF FLORIDA, INC.

d) TWO BID RECOMMENDATIONS

1. Bid #01-05 Miscellaneous Road Construction Materials
2. Bid #02-05 Uniform Rental Service

John Cumming

a) Southwest Water Management District (SWFWMD) Champ Program

9. BUSINESS BY APPOINTMENT:

10. 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.