

**CITY OF BRADENTON
CITY COUNCIL MEETING
March 23, 2011**

The City of Bradenton City Council met in regular session in the City Hall Council Chamber, 101 Old Main Street, Bradenton, Florida, at 6:00 p.m. on March 23, 2011.

Present: Councilwoman Ward II Marianne Barnebey; Vice Mayor and Councilman Ward III Patrick Roff; Councilman Ward IV Bemis Smith, and Councilman Ward V Harold E. Byrd, Jr.

City Officials: Carl Callahan, City Clerk and Treasurer/Chief of Staff; Claude Tankersley, Public Works Director; William Lisch, City Attorney; Chuck Edwards, Fire Chief; Michael Radzilowski, Police Chief; Tim Polk, Department of Planning and Community Development Director; and Staci Cross, Information Technology Director.

The meeting was called to order by Vice Mayor Patrick Roff.
Ecumenical invocation was led by Reverend Don Glenney, Light to the World Ministry.
Pledge of Allegiance was led by Vice Mayor Roff.

Mayor Wayne Poston, Councilman Ward I Gene Gallo and Claude Tankersley, Public Works Director were excused from the meeting.

PROCLAMATIONS

National Tartan Day – April 6, 2011
Local Business Tax Officials Week - April 11-15, 2011

PRESENTATIONS -_None

Mr. Callahan administered the oath to any individuals who wished to speak on any non-agenda items and during the public hearings.

CITIZEN COMMENTS

Alice Payne, 2217 9th Ave. East, addressed the council about problems she had experienced with the city's SHIP program regarding delay in the repair of her home which had been damaged in a fire six years ago. Councilman Byrd stated he will meet with Ms. Payne to review her case and will report back to Council. Tim Polk, PCD Director, said he will provide the background documentation of the case.

CONSENT AGENDA

- a) Minutes of March 9, 2011
- b) Florida Boating Improvement Program Application with a Resolution 11-18/JW
- c) Recreational Trail Program Application with a Resolution 11-19/JW
- d) Budget Adjustment – Law Enforcement
- e) Public Event - DeWayne Thomas AMC, requests permission to hold ECO-FEST on Sat., April 16, 2011 on Old Main Street in conjunction with Farmers' Market and Realize Bradenton
- f) Public Event – Bradenton Christian School requests permission to hold the PANTHER PROWL 5k RUN on Saturday, April 16, 2011, on Southern Parkway near the school vicinity
- g) Road Closure Request by Old Main Street Merchants to close Old Main Street on Friday, April 29, 2011 from 8:00 p.m. to 2:30 a.m. to ensure safe passage down Old Main Street for patrons of the DeSoto Ball which will be held in the Bradenton Municipal Auditorium

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- h) Public Event – Care Net Manasota Pregnancy Center requests permission to hold the WALK FOR LIFE 2011 on Sat., May 7, 2011, to include a pancake feed in Rossi Park
- i) Public Event – The Arthritis Foundation requests permission to hold the “BONE” APPÉTIT COCKTAIL PARTY on Friday, May 13, 2011, on Old Main Street to raise funds to fight arthritis
- j) Public Event – Jetski Junkies USA requests permission to hold SEADOOFORUM & PWCMUSCLE MEET & GREET on Sunday, May 15, 2011, on Palma Sola Causeway
- k) EECBG Award Amendment/JW

Vice Mayor Roff requested that item j be discussed further. The Council stressed the need for sufficient security on both land and sea. It was also stated that as this is a first-time event, the outcome would be reviewed and taken into consideration for any future requests of similar nature.

MOTION TO APPROVE CONSENT AGENDA ITEMS a-k was made by Councilman Byrd, seconded by Councilman Smith, and passed 4-0 for approval.

BUSINESS/ADVERTISING, PETITIONS, HEARINGS AND COMMUNICATIONS

FIRST READING OF PROPOSED ORDINANCE 2929/TC PUBLIC HEARING

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 ACTIVITY CP.10.0029) PROVIDING FOR TEXT AMENDMENTS RE-ESTABLISHING THE LEVEL OF SERVICE STANDARDS FOR SCHOOLS IN THE PUBLIC SCHOOLS FACILITY AND CAPITAL IMPROVEMENTS ELEMENTS, PROVIDING FOR CONSISTANCY WITH THE STATE COMPREHENSIVE PLAN; PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

The Public Hearing was opened to anyone in favor of the ordinance. No one came forward.
 The Public Hearing was opened to anyone in opposition to the ordinance. No came forward.
 The public hearing was closed.

MOTION TO APPROVE the first reading and set the second reading of Ordinance 2929 for April 13, 2011 was made by Councilwoman Barnebey, seconded by Councilman Smith, and passed 4-0 for approval.

FIRST READING OF PROPOSED ORDINANCE 2930/RS PUBLIC HEARING

AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR ADOPTION OF A FORM-BASED CODE LAND USE REGULATIONS (FBC); PROVIDING FOR TRANSECT DESIGNATIONS; PROVIDING FOR ARTICLES FOR IMPLEMENTATION, INCLUDING GENERAL PROVISIONS, NEW COMMUNITY SCALE PLANS, INFILL COMMUNITY SCALE PLANS, BUILDING SCALE PLANS AND URBAN STANDARDS, ARCHITECTURAL STANDARDS, THOROUGHFARE STANDARDS, LANDSCAPE STANDARDS, LIGHTING STANDARDS, LIGHT IMPRINT STORMWATER MANAGEMENT, SUSTAINABILITY, PUBLIC ART, DEFINITIONS AND APPENDICES; PROVIDING FOR REPEAL OF PROVISIONS OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

The Public Hearing was opened to anyone in favor of the ordinance. No one came forward.
 The Public Hearing was opened to anyone in opposition to the ordinance. No came forward.
 The public hearing was closed.

MOTION TO APPROVE the first reading and set the second reading of Ordinance 2930 for April 13, 2011 was made by Councilman Smith, seconded by Councilwoman Barnebey, and passed 4-0 for approval.

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RESOLUTION 11-17/TC

PUBLIC HEARING

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, APPROVING HOUSING OPPORTUNITIES FOR PEOPLE WITH AIDS (HOPWA) GRANTEE RE-DESIGNATION AGREEMENT.

The Public Hearing was opened to anyone in favor of the ordinance. No one came forward.
The Public Hearing was opened to anyone in opposition to the ordinance. No came forward.
The public hearing was closed.

MOTION TO APPROVE Resolution 11-17 and authorize Mayor Poston to sign and transmit the redesignation agreement was made by Councilman Smith, seconded by Councilwoman Barnebey, and passed 4-0 for approval.

NEW BUSINESS BY DEPARTMENT HEADS, CITY ATTORNEY AND COUNCIL

Carl Callahan

One Stop Film Commission Application

The executive director of the Visitors Bureau and Convention Center gave a presentation about the advantages of having a universal application process established within Manatee County for use by the film industry which oftentimes needs access on a spur-of-the-moment basis. This would make the area very appealing to the creative arts community. Within Bradenton, a designated person would expedite the application to all appropriate city departments.

MOTION TO APPROVE the One Stop Film Commission Application was made by Councilwoman Barnebey, seconded by Councilman Byrd, and passed 4-0 for approval.

COUNCIL REPORTS

Councilman Gene Gallo, Ward I: Excused from the meeting.

Councilwoman Marianne Barnebey, Ward II: Reminded everyone that the Women’s Resource Center would be holding the 1st annual **Downtown Diva Derby** on Saturday, March 26th, on Old Main Street.

Councilwoman Barnebey also stated she had been honored to have been able to participate in an induction ceremony of members into the Women’s Hall of Fame which was held at the state capitol on March 22nd. She applauded recipients Mary Carl of Daytona Beach, who was awarded posthumously for her work in providing educational opportunities to the east coast in the 1920’s-1940’s and Anna Rodriguez of Ft. Meyers who has fought very hard against human trafficking.

Vice Mayor and Councilman Patrick Roff, Ward III: Had received a complaint from a downtown resident about the number and length of events being held in the downtown area. Councilman Roff suggested that policies for events be reviewed at a future workshop.

Councilman Bemis Smith, Ward IV: Nothing to report.

Councilman Harold Byrd, Jr., Ward V: Reminded everyone that RibFest, the main fundraiser for the United Community Center, would be held on April 8-10. A headliner from American Idol, as well as many other local talents, will be providing plenty of great entertainment. He encouraged everyone to come out and show support.

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Mayor Wayne Poston: Excused from the meeting.

DEPARTMENT HEADS

Carl Callahan: Following up on a presentation to Council on the Pink Hotel, Carl invited additional questions, either individually or at a future workshop.

Chuck Edwards: The Fire Department will be conducting its annual MDA Boot Drive this weekend, March 24-26, to raise funds to fight muscular dystrophy.

Staci Cross: Nothing to report.

Chief Radzilowski: Thanked Pastor Don Sturiano of Kingdom Life Christian Church for his work with other local churches to help feed the homeless at either the Salvation Army or the One Stop Resource Center.

Claude Tankersley: Excused from the meeting.

Tim Polk: The Enterprise Zone program, established in 1983, was now being threatened at the state level with budget cuts or total elimination.

REQUEST by Mr. Polk to authorize the Vice Mayor send a letter to Senator Bennett in support of the continuance of the Enterprise Zone program and with two additional options:

1. Lower the threshold for sales tax refunds on business property from \$5000.
2. To allow businesses to claim part-time employees for job tax credits.

MOTION TO AUTHORIZE the Vice Mayor to sign a letter to Senator Bennett support of the continuance of the Enterprise Zone program with 2 additional options was made by Councilwoman Barnebey, seconded by Councilman Byrd, and passed 4-0 for approval.

Bill Lisch: Wished good luck to the Gators basketball team!

ADJOURNMENT

There being no further business, Vice Mayor Roff adjourned the meeting at 6:43 p.m.

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