



**AGENDA**  
**BRADENTON CITY COUNCIL**  
June 14, 2006  
8:30 a.m.

**1. INVOCATION AND PLEDGE**

Invocation led by Pastor Tom Winter, Elwood Park Baptist Church

**2. PROCLAMATION**

None scheduled

**3. PRESENTATIONS**

**Bradenton Police Department**

- a) Swearing in of New Officers
- b) Commendation Award
- c) 911 Telephone System

**4. ADMINISTERING THE OATH**

**5. CITIZEN COMMENTS**

**6. COUNCIL REPORTS**

**7. CONSENT AGENDA**

- a) Approval of Minutes for May 24, 2006.

b) **RESOLUTION 06- 40**

A RESOLUTION RE-APPOINTING **MIKE ROSARIO** TO THE CENTRAL COMMUNITY REDEVELOPMENT AGENCY FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING HIS TERM.

c) **RESOLUTION 06-41**

A RESOLUTION RE-APPOINTING **RICHARD BARNHILL** TO THE PLANNING COMMISSION FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING HIS TERM.

- d) Bradenton Police budget adjustments

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

a) **AX.06.0016 WARD 4 NEIGHBORHOOD 20.03 RS**

Request of Stephen W. Thompson, Esquire, agent for EU-US, LLC, owner, for annexation of 17.2 acres located at 4915 1<sup>st</sup> Avenue East (Zoned County A1).

**FIRST READING OF ORDINANCE 2829**

*AN ORDINANCE ANNEXING TO THE CITY OF BRADENTON, FLORIDA, CERTAIN LAND CONTIGUOUS THERETO, LOCATED AT 4915 1<sup>st</sup> AVENUE EAST AND LEGALLY DESCRIBED.*

b) **PR.05.0020 WARD 4 NEIGHBORHOOD 20.03 RS** **PUBLIC HEARING**  
Request of Cedarwood Development, Inc., agent, for Preliminary Approval of a Planned Development Project known as Magnolia Lakes located at 415 48th St Ct East (Zoned A1).

c) **CP.06.0014 WARD 4 NEIGHBORHOOD 20.03 RS** **PUBLIC HEARING**  
Request of Stephen W. Thompson, Esquire, agent for Southern Hospitality Associates, LLC, owner, to change the Future Land Use Designation from County Res-6 to City Res-6 for a 20' strip of property located at 245 48th Street Court East.

**SECOND READING OF PROPOSED ORDINANCE 2827**

*AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PERTAINING TO PROPERTY LOCATED AT 245 48<sup>TH</sup> STREET COURT 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.06.0014) CHANGING THE FUTURE LAND USE DESIGNATION FROM RES-6 (COUNTY) TO RES-6 (CITY); PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.*

d) **LU.06.0026 WARD 4 NEIGHBORHOOD 20.03 RS** **PUBLIC HEARING**  
Request of Stephen W. Thompson, Esquire, agent for Southern Hospitality Associates, LLC, owner, to change the Land Use Atlas Designation from County A-1 to City PDP for a 20' strip of property located at 245 48th Street Court East.

**SECOND READING OF PROPOSED ORDINANCE 2828**

*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 A-1 (COUNTY) TO PDP (CITY) FOR THE PROPERTY LOCATED AT 245 48<sup>TH</sup> STREET COURT EAST AND LEGALLY DESCRIBED.*

e) **SECOND READING OF PROPOSED ORDINANCE 2830**  
*AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, ESTABLISHING TIDEWATER PRESERVE COMMUNITY DEVELOPMENT DISTRICT, PURSUANT TO CHAPTER 190, FLORIDA STATUTES, SPECIFYING GENERAL AND SPECIAL POWERS OF THE DISTRICT; DESCRIBING THE BOUNDARIES OF THE DISTRICT; NAMING THE INITIAL MEMBERS OF THE BOARD OF SUPERVISORS FOR THE DISTRICT; PROVIDING FOR THE ADMINISTRATION, OPERATION, MAINTENANCE, AND FINANCING OF THE DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR ACKNOWLEDGEMENT AND AGREEMENT BY THE PETITIONER; AND PROVIDING FOR AN EFFECTIVE DATE.*

f) **LU.06.0027 WARDS 3&5 NEIGHBORHOODS 1.03/1.04, 6.01, 6.02 MM**  
Request of City of Bradenton to amend Land Use Atlas from C-1, C-3, R-3A, R-2B, and R3-B to Urban Village for properties identified in Map Exhibit, generally located immediately south of 9th Avenue West to 18th Avenue West (north to south) and 13th Street West to 15th Street West (east to west) in the City of Bradenton, Florida. The Urban Village district will provide for a mixture of land uses as recommended in the City's adopted Future Land Use Element with a maximum residential density of 30 dwelling units per acre and a potential density bonus of up to 10 dwelling units per acre contingent upon certain requirements being met relating to the creation of affordable housing. Non-residential land uses will be limited to a maximum floor area ratio of 0.70. In addition, the City proposes to increase the maximum residential density inside the currently adopted Urban Central Business District overlay, as shown on Map Exhibit, from 25 dwelling units per acre to 40 dwelling units per acre plus a potential density bonus of up to 10 dwelling units per acre contingent upon certain requirements being met relating to the creation of affordable housing. Concurrently, the floor area ratio for non-residential land uses in the C-1 district is proposed to be reduced from its current maximum of 10.0 to 5.0.

**SECOND READING OF PROPOSED ORDINANCE 2836 PUBLIC HEARING**  
*AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, AMENDING ORDINANCE NO. 2627, CODE OF ORDINANCES OF THE CITY OF BRADENTON, FLORIDA AND AMENDING ITS LAND USE ATLAS FOR PROPERTIES GENERALLY LOCATED IMMEDIATELY SOUTH OF 9<sup>TH</sup> AVENUE WEST TO 18<sup>TH</sup> AVENUE WEST (NORTH TO SOUTH) AND 13<sup>TH</sup> STREET WEST TO 15<sup>TH</sup> STREET WEST (EAST TO WEST) FROM CURRENT LAND USE DESIGNATIONS TO URBAN VILLAGE; PROVIDING FOR INCREASE IN DENSITY; PROVIDING FOR POTENTIAL DENSITY BONUSES FOR AFFORDABLE HOUSING; PROVIDING FOR INCREASED RESIDENTIAL DENSITY IN THE URBAN CENTRAL BUSINESS DISTRICT OVERLAY WITH POTENTIAL BONUSES FOR AFFORDABLE HOUSING; REDUCING FLOOR AREA RATIOS FOR NON-RESIDENTIAL USES IN THE C-1 DISTRICT; AMENDING PERMITTED AND SPECIAL USES; AND PROVIDING AN EFFECTIVE DATE.*

- g) **SU.06.0023 WARD 3 NEIGHBORHOOD 6.01 RS PUBLIC HEARING**  
Request of John Taylor, owner, for Special Use approval for seven (7) room Bed and Breakfast to be called "The Lazy Manatee" for property located at 304 15th Street West (Zoned R-3B).
- h) **PR.06.0023 WARD 4 NEIGHBORHOOD 20.04 RS PUBLIC HEARING**  
Request of Jerry N. Zoller, AIA, agent for Richard Bennett, owner, for preliminary approval of a Commercial Planned Development Project for a two-story 9,976 square foot office building with a 994 square foot bank drive-thru, associated parking and retention areas located at 5310 SR 64 East.

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

**Carl Callahan**

Public Event Application by Leon Harris, President, Manatee/Sarasota Democratic Black Caucus to hold a voter education and awareness activity in the amphitheater at Rossi Waterfront Park on July 1, 2006 from 11:00 a.m. to 6:00 p.m.

**John Cumming**

**RESOLUTION 06-36**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, AUTHORIZING THE MAYOR OR VICE MAYOR TO EXECUTE AGREEMENTS FOR THE ROADWAY LIGHTING SYSTEM MAINTENANCE AGREEMENT AT MANATEE AVENUE EAST (S.R.64); PROVIDING AN EFFECTIVE DATE.

**Major Tokajer**

- a) School Resource Officer recommendation
- b) Forfeiture Fund expenditure request

**Tim Polk**

- a) Request by Terry Clekis, Animal Hospital of East Manatee Inc., for extension of time for site plan approval.
- b) Florida Planning and Zoning Association Award for Tamiami Trail Revitalization.

**10. BUSINESS BY APPOINTMENT**

Request by Chris Hayo, Hayo Construction, for road closure on 4<sup>th</sup> Avenue West.

**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 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) 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, 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.