



AGENDA
BRADENTON CITY COUNCIL
SEPTEMBER 12, 2007
8:30 A.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE:

Invocation led by Councilman Golden, City Chaplain.

2. PROCLAMATION:

- a) NATIONAL LITERACY MONTH
- b) FIRE PREVENTION WEEK
- c) CONSTITUTION WEEK

3. PRESENTATION:

- a) Norma Lloyd Park Grant Check by Representative Galvano
- b) Bradenton Police Department
 - Commendation Awards
 - Twenty Years of Service
 - Officer of the Month
- c) Bradenton Fire Department – Life Saving Award
- d) Information Technology – “Better Place”

4. ADMINISTERING THE OATH:

5. CITIZEN COMMENTS:

6. COUNCIL REPORTS:

7. CONSENT AGENDA:

- a) Approval of Minutes of July 18, 2007.
- b) Resolution 07- 40 supporting passage of the Florida Senate Joint Resolution 436.
- c) Resolution 07-41 firefighting responsibilities for annex property located at 3904 Cortez Road West.
- d) Resolution 07-42 authorizing the Mayor to execute the Wade-Trim, Inc. agreement.
- e) Resolution 07-44 revising the term expiration dates for the CCRA.
- f) Acceptance of 2007 Project Safe Neighborhood Grant.
- g) Acceptance of 2007 Justice Assistance Grant.
- h) Acceptance of 2008 Flood Mitigation Assistance Grant.
- i) Public Event: Request by the Boys & Girls Clubs of Manatee County to hold the “Carnivale for Kids Dinner and Auction” outside north of the auditorium entrance in conjunction with the rental of the Bradenton Auditorium on November 17, 2007.

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

a) **CP.07.0019/Zeris**

Request of Kim Mills, realtor, agent for Stamatis and Sharon Zeris, et al, owners, for approval of a Comprehensive Plan Amendment Application (Large Scale) to change the Future Land Use designation from Res-10 to UCBD (Urban Central Business District) for property located at 1503 to 1625 9th Avenue West. (Zoned R-3A)

SECOND READING OF PROPOSED ORDINANCE 2871 PUBLIC HEARING

AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PERTAINING TO PROPERTIES LOCATED AT 1503 9TH AVENUE WEST, 1519 9TH AVENUE WEST, 1527 9TH AVENUE WEST, 1601 – 1611 9TH AVENUE WEST, 1613 9TH AVENUE WEST, 1619 9TH AVENUE WEST AND 1625 9TH 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 (LARGE SCALE DEVELOPMENT ACTIVITY AMENDMENT CP.07.0019) CHANGING THE FUTURE LAND USE DESIGNATION FROM CITY RESIDENTIAL 10 TO CITY UCBD (URBAN CENTRAL BUSINESS DISTRICT); PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

b) **LU.07.0036/Zeris**

Request of Kim Mills, realtor, agent for Stamatis and Sharon Zeris, et al, owners, to change the Land Use Atlas designation from Residential 3-A (R-3A) to Urban Central Business District Overlay/Downtown Fringe District (UCBD/C-1) for property located at 1503 9th Avenue West, 1519 9th Avenue West, 1527 9th Avenue West, 1601 – 1611 9th Avenue West, 1613 9th Avenue West, 1619 9th Avenue West and 1625 9th Avenue West. (Zoned R-3A)

SECOND READING OF PROPOSED ORDINANCE 2872 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 RESIDENTIAL-3A (R-3A) TO URBAN CENTRAL BUSINESS DISTRICT OVERLAY/DOWNTOWN FRINGE DISTRICT (UCBD/C-1) OR OTHER APPROPRIATE ZONE FOR THE PROPERTY LOCATED AT 1503 9TH AVENUE WEST, 1519 9TH AVENUE WEST, 1527 9TH AVENUE WEST, 1601-1611 9TH AVENUE WEST, 1613 9TH AVENUE WEST, 1619 9TH AVENUE WEST AND 1625 9TH AVENUE WEST, AND LEGALLY DESCRIBED.

c) **CP.07.0020/Morgan Johnson**

Request of Barbara Levin, Esquire, agent for Morgan Johnson Associates, LLC, and Bradenton Baptist Church, Inc., owners, for approval of a Comprehensive Plan Amendment Application (Large Scale) to change the Future Land Use designation from County Res-6 to City Commercial for property located at 5412, 5520, 5526 and 5530 SR 64 East.

SECOND READING OF PROPOSED ORDINANCE 2873 PUBLIC HEARING

AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PERTAINING TO PROPERTIES LOCATED AT 5412, 5520, 5526, 5530 SR 64 EAST MAKING CERTAIN FINDINGS OF FACT; PROVIDING FOR AMENDMENT TO THE CITY OF BRADENTON COMPREHENSIVE PLAN FUTURE LAND USE ELEMENT/FUTURE LAND USE MAP (LARGE SCALE DEVELOPMENT ACTIVITY AMENDMENT CP.07.0020) CHANGING THE FUTURE LAND USE DESIGNATION FROM COUNTY RESIDENTIAL 6 TO CITY COMMERCIAL, PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

d) **LU.07.0037/Morgan Johnson**

Request of Barbara Levin, Esquire, agent for Morgan Johnson Associates, LLC, and Bradenton Baptist Church, Inc., owners, to change the Land Use Atlas designation from County Suburban Agriculture and Neighborhood Commercial – Medium (A-1 and NC-M) to City PDP (Planned Development Project) or other appropriate zone for property located at 5412, 5520, 5526 and 5530 SR 64 East.

SECOND READING OF PROPOSED ORDINANCE 2874 **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 SUBURBAN AGRICULTURE AND NEIGHBORHOOD COMMERCIAL- MEDIUM (A-1 AND NC-M) TO CITY PDP (PLANNED DEVELOPMENT PROJECT) OR OTHER APPROPRIATE ZONE FOR THE PROPERTIES LOCATED AT 5412, 5520, 5526, 6630 SR 64 EAST AND LEGALLY DESCRIBED.

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

Carl Callahan

- a) Public Event request by the Rotary Club to hold the first “Rotary’s Taste of Manatee” on Saturday and Sunday, November 3 & 4, 2007 on Old Main Street and Barcarrota Boulevard West to 15th Street West.
- b) Public Event request by the Florida Fundraiser to hold a “Bradenton Beer Festival” on Old Main Street on Saturday, November 3, 2007.

Tim Polk

- a) NOTICE OF AVAILABILITY OF STATE HOUSING INITIATIVES PARTNERSHIP (SHIP) ANNUAL REPORT FISCAL YEARS 2004-05, 2005-06, & 2006-07

RESOLUTION 07-45 **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 2004-2005, 2005-2006, AND 2006-2007.

- b) Request by Elbert A. Barnes, Traffic Control Devices, to install a Traveler Information System Sign, approximately 37 square feet, on the westbound Manatee Avenue West/SR 64 right of way, 219 feet west of the Village Green Parkway intersection.

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: An 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.