



AGENDA
BRADENTON CITY COUNCIL
January 11, 2006
8:30 A.M.

1. INVOCATION AND PLEDGE:

Invocation led by Pastor Paul Scheele, Congregational United Church of Christ.

2. PROCLAMATION:

a) Florida Arbor Day

3. PRESENTATION:

- a) Information Technology – On-line Utility Billing
- b) Department of Development Services Recognition

4. ADMINISTERING THE OATH:

5. CITIZEN COMMENTS:

6. COUNCIL REPORTS:

7. CONSENT AGENDA:

- a) **RESOLUTION 06 - 01**
A RESOLUTION OF THE CITY OF BRADENTON, FLORIDA URGING MEMBERS OF THE FLORIDA LEGISLATURE TO SUPPORT THE FOLLOWING ISSUES DURING THE 2006 LEGISLATIVE SESSION.
- b) **RESOLUTION 06 - 02**
A RESOLUTION REAPPOINTING GUS SOKOS AND TROY DUGAN TO THE DOWNTOWN DEVELOPMENT AUTHORITY FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING THEIR TERM.
- c) **RESOLUTION 06 - 04**
A RESOLUTION FOR APPOINTMENT TO THE GRIEVANCE BOARD FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING THEIR TERM.
- d) **RESOLUTION 06 -05**
A RESOLUTION REAPPOINTING INGRID MCCLELLAN TO THE TREE BOARD FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING HER TERM.
- e) **RESOLUTION 06 - 06**
A RESOLUTION APPOINTING ROBERT C. GAUSE TO THE ARCHITECTURAL REVIEW BOARD FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING HIS TERM.
- f) **RESOLUTION 06 - 07**
A RESOLUTION REAPPOINTING LUCILLE O. HYMES TO THE POLICE PENSION BOARD FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING HER TERM.

- g) **RESOLUTION 06 - 08**
A RESOLUTION OF THE CITY OF BRADENTON, FLORIDA DECLARING TAMPA BAY EMERGENCY PLANNING AND COMMUNITY RIGHT-TO-KNOW (EPCRA) AWARENESS WEEK.
- h) **RESOLUTION 06 - 09**
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADENTON FLORIDA, ESTABLISHING IRS REIMBURSEMENT RATE FOR CITY OF BRADENTON EMPLOYEES USING PERSONAL VEHICLES TO TRAVEL ON CITY BUSINESS; PROVIDING AN EFFECTIVE DATE.
- i) **RESOLUTION 06 - 10**
A RESOLUTION APPOINTING ASHLEY CANESSE TO THE ENTERPRISE ZONE BOARD FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING HER TERM.
- j) **RESOLUTION 06 - 11**
A RESOLUTION REAPPOINTING RAYMOND FELSKE AND STEPHEN CARLSEN TO THE CONSTRUCTION BOARD OF RULES AND APPEALS FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING THEIR TERM.
- k) **RESOLUTION 06 - 12**
A RESOLUTION APPOINTING KEN GREEN, KAREN KLOSKY AND ABRAHAM EPSTEIN TO THE TREE BOARD FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING THEIR TERM.
- l) **RESOLUTION 06 - 13**
A RESOLUTION REAPPOINTING JOANNE VANESKA, O.M. GRIFFITH, H. EUGENE BAY AND CHRIS PENNEWILL TO THE GRANTS AND ASSISTANCE COMMUNITY RELATIONS BOARD FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING THEIR TERM.

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

- a) **SP.05.0003 WARD 4 NEIGHBORHOOD 7.02A RS**
Request of Cyrix Engineering, Inc., agent for Pinnacle Group of Sarasota, Inc., owner, for Subdivision Preliminary Application for property located at 2801 11th Avenue East. (Zoned R-1B)
- b) **LU.05.0021 WARD 3 NEIGHBORHOOD 6.01 RS**
Request of Stephen W. Thompson, Esq., agent for Bradenton Palm Trace Apartments, LLC, owner, to amend the Land Use Atlas Designation to include the Wares Creek overlay exemption for the property located at 2309 Manatee Avenue West. (Zoned P/R-1C)

FIRST READING OF PROPOSED ORDINANCE 2813

AN ORDINANCE AMENDING ORDINANCE NO. 2627, CODE OF ORDINANCES OF THE CITY OF BRADENTON, FLORIDA BY A LAND USE ATLAS AMENDMENT TO INCLUDE THE WARES CREEK OVERLAY EXEMPTION FOR THE PROPERTY LOCATED AT 2309 MANATEE AVENUE WEST AND LEGALLY DESCRIBED.

- c) **RV.05.0010 WARD 4 NEIGHBORHOOD 20.03 RS**
Request Stephen W. Thompson, Esq., agent for Bradenton Land Co./Southern Hospitality, LLC, owner, to vacate the Virginia Heights platted subdivision located at 407 48th Street Court East. (Zoned PDP)

RESOLUTION NO. 06-03

PUBLIC HEARING

A RESOLUTION PURSUANT TO SECTIONS 200.G and 200.J.6, CITY LAND USE REGULATIONS, "PLAT VACATION" LEGALLY DESCRIBED.

- d) **SU.05.0018 WARD 5 NEIGHBORHOOD 7.03 RS** **PUBLIC HEARING**
Request of Phyllis Mays, owner, for Grasshopper Academy, for Special Use approval to operate a daycare center located at 1300 Manatee Avenue East. (Zoned C1A)

- e) **MA.05.0010 WARD 5 NEIGHBORHOOD 1.03 1.04 RS** **PUBLIC HEARING**
Request of Fawley Bryant Architects, Inc., agent for William DeSue, Bradenton Housing Authority, owner, for Planned Development Major Amendment Application at property located at 104 17th Avenue West (Zoned R-3B)
- f) **MA.05.0011 WARD 1 NEIGHBORHOOD 4.07** **PUBLIC HEARING**
Request of Zoller, Najjar & Shroyer, L.C., agent, for Scott Clark, Lago Investments, owners, for approval of a Major Amendment to a Planned Development Project at 1401 Village Green Parkway. (Zoned PDP)
- g) **FIRST READING OF PROPOSED ORDINANCE 2814**
AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA PROHIBITING THE USE OF PUBLIC OR PRIVATE PLACES OUT-OF-DOORS FOR LODGING; PROVIDING DEFINITIONS; PROVIDING STANDARDS FOR VIOLATION AND ENFORCEMENT; PROVIDING FOR THE SEVERABILITY OF THE PARTS HEREOF; PROVIDING FOR READING BY TITLE ONLY; AND PROVIDING FOR AN EFFECTIVE DATE.
- h) **FIRST READING OF PROPOSED ORDINANCE 2815**
AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA ESTABLISHING VERIZON CABLE FRANCISE AND AGREEMENT.

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

Carl Callahan

- a) Request by Resource Connection for Kids to hold “Manatee’s Run for Children” fundraiser on Saturday, February 11, 2006 start/finish in front of the Twin Dolphin Restaurant on Barcarrota Boulevard, with a street closure on 3rd Avenue West at the intersections on 10th Street and 12th Street running through Rossi Park and returning to the finish line.
- b) Request by Larry Hibbs to hold the “Crop Walk” fundraiser on Sunday, February 26, 2006 with the start/finish in Rossi Park walking on the walkway over the Green Bridge to Palmetto and returning to the finish line in Rossi Park.
- c) Request by Family Resources to hold the “Run for Runaways” fundraiser on Saturday, March 18, 2006 with the start/finish in front of the Twin Dolphins Restaurant on Barcarrota Boulevard running through Rossi Park and returning to the finish line at the Twin Dolphin Restaurant.

Chief Souders

- a) Big, Breath, and Bark

Chief Radzilowski

- a) Forfeiture Funds

Tim Polk

- a) Final Revised 2002-03, 2003-04, 2004-05 Annual SHIP Report
- b) Budget Adjustments

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: 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.