

**CITY COUNCIL MEETING
September 27, 2006**

**APPROVED BY
October 11, 2006
CITY COUNCIL**

The City of Bradenton City Council met in regular session in the City Hall Council Chamber, 101 Old Main Street, Bradenton, Florida on September 27, 2006 at 6:00 p.m.

Present: Vice Mayor and Councilman Ward I Gene Gallo; Councilwoman Ward II Marianne Barnebey; Councilman Ward III Patrick Roff; Councilman Ward IV Bemis Smith and Councilman Ward V James T. Golden.

City Officials: Wayne Poston, Mayor; Carl Callahan, City Clerk and Treasurer; John Cumming, Public Works Director; William Lisch, City Attorney; Mark Souders, Fire Chief; Michael Radzilowski, Police Chief; Tim Polk, Department of Planning and Community Development Director; Staci Cross, Information Technology Director, and Carolyn Moore, Human Resources Director.

Press: Bradenton Herald

The meeting was called to order by Mayor Poston.
Ecumenical invocation was led by Minister Sterling Forrester, retired.
Flag salute was led by the young people in the audience from the Manatee County Boys and Girls Club.

PROCLAMATIONS

Literacy Awareness Month Proclamation – September, 2006

Lights on Afterschool! Day Proclamation – October 12, 2006

Code Compliance Month Proclamation – October, 2006

PRESENTATIONS

Housing and Community Development Summer Youth Program

Lesa Ramos, Interim Housing and Community Development Manager acknowledged the 12 young people who successfully completed the Housing and Community Development Department's Summer Youth Program. She recognized **Patrick Porter** with a certificate of completion.

Downtown Development Authority 2006-2007 Budget Review

Mike Kennedy, Downtown Development Authority Executive Director gave a PowerPoint presentation of the 2006-2007 budget.

MOTION TO WAIVE THE RIGHT OF VETO OVER THE INITIAL BUDGET for the Downtown Development Authority Board to move forward with the 2006-2007 budget was made by Councilman Golden/Councilman Smith and carried 5-0 for approval.

Representative Bill Galvano - FRDAP \$200,000 Grant for Norma Lloyd Park

Representative Galvano on behalf of the State of Florida Environmental Protection Department Agency presented a check in the amount of \$200,000 from the Florida Recreation Development Assistance Program (FRDAP) grant with matching funds paid by the Central Community Redevelopment Agency for the Norma Lloyd Park improvements.

Mr. Callahan administered the Oath to any individuals who wished to speak during the public hearings.

CITIZEN COMMENTS

No one came forward.

COUNCIL REPORTS

Vice Mayor/Councilman Gene Gallo, Ward I: Thanked Staci Cross for the tour of the new Computer Automated Dispatch (CAD) system created by Open System Software, Inc. (OSSI) which was recently installed in the Bradenton Police Department.

Councilwoman Marianne Barnebey, Ward II: Stated that at the last Metropolitan Planning Organization meeting discussion was made on the current funding for established road projects for the next 45 years in Manatee County and for the next 97 years in Sarasota County.

Councilman Patrick Roff, Ward III: In observance of the Code Compliance Month proclamation, wished to thank the Code Enforcement Department for their continuous hard work. He stated that he would be working on a letter to be sent out to citizens of Ward III regarding various code violations pertaining to tall grass, overflowing trashcans, oversized vehicles, and noise pollution.

Councilman Bemis Smith, Ward IV: Nothing to report.

Councilman James Golden, Ward V: Voiced his disappointment regarding a memorandum dated September 18, 2006 from Diane Frenz, Director of Manatee County Information Services to Joe McClash, Chairman of the Board of County Commissioners, which had stated that no funds had been allocated for the East Bradenton library.

Mayor Poston stated he would request a more thorough explanation as to how this decision had been made regarding future library locations on the east side of the city.

Vice Mayor/Councilman Gallo stated that he would support an East Bradenton Library but could not support the proposed future site due to crime in the area.

Mayor Wayne Poston: Voiced his concern about transportation problems throughout the state. He stated that he had met with Senator Martinez regarding the small supply of funds earmarked for transportation and the small portion allocated to the City of Bradenton and Manatee County.

CONSENT AGENDA

Approval of Minutes for September 7, 2006.

Approval of Minutes for September 13, 2006.

RESOLUTION 06 - 58

A RESOLUTION APPOINTING **KERRY WARD** TO THE DOWNTOWN DEVELOPMENT AUTHORITY FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING HIS TERM.

RESOLUTION 06 - 59

A RESOLUTION APPOINTING **RICINDA PERRY** AND **CHRISTOPHER PARRA** TO THE HOUSING AUTHORITY BOARD FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING THEIR TERM.

MOTION TO APPROVE THE CONSENT AGENDA consisting of Minutes of September 7, 2006, and September 13, 2006, Resolutions 06-58 and 06-59 was made by Councilwoman Barnebey/Councilman Smith and carried 5-0 for approval.

BUSINESS/ADVERTISING, PETITIONS, HEARINGS AND COMMUNICATIONS

LU.06.0032 MM

Request of City of Bradenton for text amendments to the City of Bradenton Land Use Regulations relating to the Architectural Review Board and Design Compatibility Review.

ORDINANCE NO. 2844

SECOND PUBLIC HEARING AND ADOPTION

AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR TEXT AMENDMENTS TO THE CITY OF BRADENTON LAND USE REGULATIONS TO ADD NEW LANGUAGE RELATING TO THE ARCHITECTURAL REVIEW BOARD (ARB) AND DESIGN COMPATIBILITY REVIEW AND THE REGULATION THEREOF; PROVIDING FOR REPEAL OF PROVISIONS OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

The public hearing was opened; those in favor.

Tim Polk gave a brief summary of the ARB text amendment ordinance and stated that the city had been built out as far as it could be and would have to begin to build upwards while emphasizing compatibility with the existing surrounding areas.

Those in opposition, hearing none; the public hearing was closed.

Mayor Poston stated that this ordinance would set additional steps for establishing and expediting the building process within the City and allow the Council to focus on the design, compatibility, and vision of the city.

MOTION TO APPROVE LU.06.0032, Ordinance 2844 was made by Councilman Smith/Councilwoman Barnebey and carried 5-0 for approval.

NEW BUSINESS BY DEPARTMENT HEADS, CITY ATTORNEY AND COUNCIL

Carl Callahan

Waterfront Park Expansion Plan Presentation by John Moody & Associates

John Moody gave a brief presentation and displayed renderings of Phase II of the Waterfront Park Expansion plan and focused on three components: 1. A new public parking area on the east side adjacent to the railroad right-of-way with a brick turnaround which would be utilized by the public and Manatee Players. 2. A new pergola for entry into the Memorial Park, a new Promenade along the water edge with a viewing arbor, and an entry plaza for the playground area. 3. Renovation of the public parking area on the eastern side of the park.

Mr. Callahan recommended approval of the plan and to move forward with drawings in order to begin the bidding process early in 2007.

General discussion: John Cumming discussed the existing fishing pier and its renovation. Mr. Callahan would discuss this issue with the Manatee Chamber of Commerce to possibly incorporate day boat ramps into the plan.

MOTION TO APPROVE the Waterfront Park Expansion plan as presented with the recommendation made by Mr. Callahan and to have Mr. Callahan report back to the Council regarding the fishing pier and day boat docks was made by Councilwoman Barnebey/Vice Mayor/Councilman Gallo and carried 5-0 for approval.

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**REQUEST FOR APPROVAL** of a lease agreement between the City of Bradenton and Sprintcom, Inc. to place antennas/cellular equipment on the water tower located at 2905 59<sup>th</sup> Street West.

No discussion followed.

**MOTION TO APPROVE the Sprintcom, Inc. lease agreement was made by Vice Mayor/Councilman Gallo/Councilwoman Barnebey and carried 5-0 for approval.**

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REQUEST BY Glenn Swope, President of the Arts Council of Manatee, to hold a public event to advance the arts, and celebrate the culture of the art community to be held at the Art Center of Manatee located at 3rd Avenue West and 9th Street West on Sunday, November 12, 2006 from 10:00 a.m. to 4:00 p.m.

Mr. Callahan stated he had been concerned about the availability of parking due to the nearby construction and had spoken to Mr. Swope to coordinate with Bradenton Riverfront Partners for other potential parking arrangements.

Glen Swope submitted the new parking plan and thanked the city staff for their cooperation and assistance to make this fourth year a successful event.

MOTION TO APPROVE the request by the Arts Council of Manatee was made by Councilwoman Barnebey/Councilman Smith and carried 5-0 for approval.

John Cumming

RESOLUTION 06 - 60

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, AUTHORIZING EXECUTION OF AN AGREEMENT FOR HIGHWAY MAINTENANCE WITH THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION (FDOT); PROVIDING AN EFFECTIVE DATE.

Mr. Cumming stated this was a renewal agreement for maintenance of medians along State Road 64 East and that the state had always requested a quick turn-a-round for acceptance of this agreement. He stated that there was a need to adjust for an increase of the fees at a cost of 3% annually.

General discussion: Concerns for maintenance of the medians, with the growth of trees and landscape.

Vice Mayor/Councilman Gallo stated that the state should pay more due to the high maintenance of these medians.

Mr. Callahan recommended approval of the lease for this year and to request a CPI increase for next year or to strike out certain language in this agreement and add changes as requested by Council.

Mr. Cumming stated that he would write a letter requesting a CPI increase for next year.

MOTION TO APPROVE Resolution 06-60 as recommended by Carl Callahan as presented that authorized the maintenance of various portions of State Road 64 rights-of-way lying within the corporate limits of the city was made by Councilman Roff/Councilman Smith and carried 4-1 for approval. Vice Mayor/Councilman Gallo was in opposition.

DEPARTMENT HEADS

Carl Callahan: Nothing to report.

Chief Souders: Nothing to report.

Staci Cross: Reported that the new Computer Automated Dispatch (C.A.D.) system created by Open System Software, Inc. (OSSI) had been successfully installed in the Bradenton Police Department. She explained that the OSSI system displayed a message on laptops in BPD vehicles telling the officer what was happening, where they needed to go, who they needed to contact, etc. She stated that advanced enhancements would be purchased later to allow a detailed map to be displayed on the laptop showing where the officer needed to go.

She stated that the OSSI system would be installed in the Fire Department within the next 30 days.

Ms. Cross stated she and Dave Beauchamp had attended the Eden User Conference in Phoenix and had brought back very useful information. She stated she had presented two sessions at the conference this year. She reported that the IT Department was now a member of the Southeast User Group which provides a large network of users to discuss problems and solutions of various systems.

Chief Radzilowski: Nothing to report.

John Cumming: Displayed a Verizon Fiber-optic Planned Installation map showing the dates for each installation throughout the city. He stated installation of the lines had been going without problems, but that there were problems with the time frame for installation of the sod, backfill and compacting.

Tim Polk: Announced the Council of Governments would be meeting October 9, 2006 at 2:00 p.m. regarding the Joint Compatibility Study.

Bill Lisch: Nothing to report.

Carolyn Moore: Nothing to report.

ADJOURNMENT

There being no further business, Mayor Poston adjourned the meeting at 7:45 p.m.

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