



REVISED *
AGENDA
BRADENTON CITY COUNCIL
March 28, 2007
6:00 p.m.

1. INVOCATION AND PLEDGE:

Invocation led by Councilman Golden, City Chaplain.

2. PROCLAMATION:

- * a) Fair Housing Month

3. PRESENTATION:

4. ADMINISTERING THE OATH:

5. CITIZEN COMMENTS:

6. COUNCIL REPORTS:

7. CONSENT AGENDA:

- a) Approval of Minutes of March 14, 2007.
- b) Request by the Performing Arts of Manatee to hold a fund-raiser event "Spring Fling" on Saturday, April 14, 2007, from 12 p.m. to 3:00 p.m. in the Village of the Arts with a street closure on 11th Avenue and 12th Street.
- c) Request by Ruth Lyerly, Manatee County Substance Abuse Coalition to hold an event at G.T. Bray Amphitheater on Saturday, April 21, 2007 from 4:00 p.m. to 8:00 p.m. to hold a family event promoting education against drug and alcohol abuse.
- d) Request by Ruth Lyerly, Manatee County Substance Abuse Coalition to hold an event at McKechnie Field on Sunday, April 22, 2007 from 1:00 p.m. to 2:30 p.m. for public awareness of serious county wide drug problems.
- e) **MB.07.0012**
Request by the Housing Authority of the City of Bradenton for a one-year extension of time for the Bradenton Village Phase IIIB, for the Senior Housing Facility located at 104 17th Avenue West. (Formerly the DMV site.)
- f) **RESOLUTION 07-20**
A Resolution appointing **Sam Hershfield** to the Citizens Advisory Committee of the Metropolitan Planning Organization for the City of Bradenton, Florida and defining his term.

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

- a) **FIRST READING OF PROPOSED ORDINANCE 2861**
AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PROVIDING FOR INTERIM DEVELOPMENT CONTROLS AFFECTING CERTAIN DEVELOPMENT APPLICATIONS IN THE POINT PLEASANT NEIGHBORHOOD; PROVIDING FOR EXCEPTIONS; PROVIDING FOR EXPIRATION AND EXTENSIONS OF SUCH INTERIM DEVELOPMENT CONTROLS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

- b) **CP.06.0017 WARD 1 NEIGHBORHOOD 4.07 RS** *PH continued from 2-14-07 meeting*
Request of Marie McCaughan, agent for Yullara II, LLC/Renee Healey, owner, for Small Scale Comprehensive Plan Amendment to change the Future Land Use designation from County Res-6 to City Res-10 for a project known as Pebble Trace Apartments for property located at 701 63rd Street West

SECOND READING OF PROPOSED ORDINANCE 2856 PUBLIC HEARING
AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PERTAINING TO PROPERTY LOCATED AT 701 63rd STREET WEST, 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.06.0017) CHANGING THE FUTURE LAND USE DESIGNATION FROM COUNTY RES-6 TO CITY RESIDENTIAL-10 PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

- c) **LU.06.0035 WARD 1 NEIGHBORHOOD 4.07** *PH continued from 2-14-07 meeting*
Request of Marie McCaughan, agent for Yullara II, LLC/Renee Healey, owner, to change the Land Use Atlas designation from County RSF 4.5 to City PDP for a project known as Pebble Trace Apartments for property located at 701 63rd Street West

SECOND READING OF PROPOSED ORDINANCE 2857 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 RSF-4.5 TO CITY PDP (PLANNED DEVELOPMENT PROJECT) FOR THE PROPERTY LOCATED AT 701 63RD STREET WEST AND LEGALLY DESCRIBED.

- d) **PR.06.0029 WARD 1 NEIGHBORHOOD 4.07 RS** *PH continued from 2-14-07 meeting*
Request of Marie McCaughan, agent for Yullara II, LLC/Renee Healey, owner, for preliminary approval of a Planned Development Project known as Pebble Trace Apartments for property located at 701 63rd Street West.

- e) **AX.06.0017 WARD 4 NEIGHBORHOOD 20.04**
Request of Barbara Levin, Esquire, agent for Morgan Johnson Associates, LLC, and Bradenton River Baptist Church, Inc. of Manatee County, owners, and City of Bradenton, agent/owner for annexation of 17.87 more or less acres located at 5412, 5520, 5526 and 5530 SR 64 East. (Zoned County A-1/NC-M)

SECOND READING OF PROPOSED ORDINANCE 2859 PUBLIC HEARING
AN ORDINANCE ANNEXING TO THE CITY OF BRADENTON, FLORIDA, CERTAIN LAND CONTIGUOUS THERETO, LOCATED AT 5412, 5520, 5526 and 5530 SR 64 EAST AND LEGALLY DESCRIBED.

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

Tim Polk

- a) CDBG Carry Forward with Public Notice

Bill Lisch

- a) Neil Communities agreement to purchase surplus land

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 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 Council person 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.