



**AGENDA
BRADENTON CITY
COUNCIL
November 20, 2002
6:00 p.m.**

1. PRAYER AND APPROVAL OF MINUTES:

- a) Prayer to be led by Pastor Don Thompson, Transitions Support Group.
- b) Approval of Minutes for October 9, 2002.
- c) Approval of Minutes for October 23, 2002.

2. PROCLAMATION:

- a) Chief Jay Romine Day

3. PRESENTATION:

4. ADMINISTERING THE OATH:

5. PUBLIC COMMENTS:

6. COUNCIL REPORTS:

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

- a) 13th Avenue Community Center Lease Agreement

b) FIRST READING OF AN ORDINANCE

Request of Maurice Healy for annexation of land contiguous to the city limits located at **404 39th Street East**.

AN ORDINANCE ANNEXING TO THE CITY OF BRADENTON, FLORIDA, CERTAIN LAND CONTIGUOUS THERETO, LOCATED AT 404 39TH STREET EAST AND LEGALLY DESCRIBED.

c) R-02-04 WARD 4 NEIGHBORHOOD 7.03

SECOND READING OF AN ORDINANCE

PUBLIC HEARING

Request of Audrey Holst, President of Unlimited Mortgage Resources Inc., owner, for a Zoning Atlas Amendment to change the designation from R-1B to C-1 for the property described as the south 85 feet of Lot 8, excepting any part thereof conveyed by Mrs. English to Flora Orcutt per deed book 118, Page 19, PRMCF, also the north 10 feet of Lot 13, Easterling Subdivision, as per the plat thereof recorded in Plat Book 1, Page 152, PRMCF, and **located at 402 9th Street East**. (Zoned R-1B)

AN ORDINANCE AMENDING ORDINANCE NO. 2627, CODE OF ORDINANCES OF THE CITY OF BRADENTON, FLORIDA BY A ZONING ATLAS AMENDMENT TO CHANGE THE ZONING DESIGNATION FROM R-1B TO C-1 OR OTHER APPROPRIATE ZONE FOR THE PROPERTY LOCATED AT 402 9TH STREET EAST AND LEGALLY DESCRIBED.

- d) **A-02-02 WARD 2 SECOND READING OF AN ORDINANCE PUBLIC HEARING**
Request of Clifford Walters Esq. Of Blalock, Landers, Walters & Vogler P.A., as agent for Episcopal Day Private School DBA St. Stephen's Episcopal School, for annexation of land contiguous to the city limits located at **315 41st Street West and 222-304 37th Street West.**

AN ORDINANCE ANNEXING TO THE CITY OF BRADENTON, FLORIDA, CERTAIN LAND CONTIGUOUS THERETO, LOCATED AT 315 41ST STREET WEST AND 222-304 37TH STREET WEST AND LEGALLY DESCRIBED AS.

- e) **ABL-02-06 WARD 5 NEIGHBORHOOD 1.01 PUBLIC HEARING**
Request of John Droukas of Havana Cabana , as agent for Bill and Alma Keene, for approval of a 2COP Alcoholic Beverage License (beer and wine consumption on premises) on the property **located at 512-514 10th Street West** (Zoned C-1).
- f) **M-02-09 WARD 4 NEIGHBORHOOD 20.03 PUBLIC HEARING**
Request of Stephen Thompson of Porges, Hamlin Knowles & Prouty, as agent for Nordic of Florida Development Inc. and the Hawk Island Homeowners Association Inc., for vacation of that portion of River Point Drive North lying north of Canal Point Drive and **located on Hawk Island in Riverdale Subdivision.**
- g) **SE-02-18 WARD 4 NEIGHBORHOOD 20.04 PUBLIC HEARING**
Request of James A. Scarola of Scarola Associates representing Applebee's Neighborhood Grill and Bar and Benderson Development, property owner, for special exception approval to operate a restaurant on the **property located at 4638 State Road 64 East** (Zoned PDP\C-3).
- h) **ABL-02-05 WARD 4 NEIGHBORHOOD 20.04 PUBLIC HEARING**
Request of James A. Scarola of Scarola Associates representing Applebee's Neighborhood Grill and Bar and Benderson Development, property owner, for alcoholic beverage approval for a 4COP\SRX License (sale of beer, wine and liquor for consumption on premises with 51% food sales) on the property **located at 4638 State Road 64 East** (Zoned PDP\C-3).
- i) **SE-02-19 WARD 1 NEIGHBORHOOD 4.05 PUBLIC HEARING**
Request of John Soloman, agent for Warren Wollheim, property owner, for special exception approval to construct an additional building for use as a warehouse on the property **located at 5302 Cortez Road West** (Zoned C-3).
- j) **SE-02-20 WARD 5 NEIGHBORHOOD 7.03 PUBLIC HEARING**
Request of Karl Brown of SMRT of Florida representing Kimley Horn Engineering and Manatee County, property owner, for special exception approval to replace and expand the existing community center facility **located at the East Bradenton Recreation Complex at 1119 13th Street East** (Zoned R-1C).

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

- a) Rossi Waterfront Bid
- b) Emergency Services Memorial at Rossi Park
- c) Historical Library Lease Agreement
- d) Cape Town Drainage Improvement Bid
- e) A RESOLUTION REAPPOINTING **ROSS HODGES** TO THE POLICE PENSION BOARD FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING HIS TERM.

- f) A RESOLUTION REAPPOINTING **HARRY TALLEY** TO THE HOUSING AUTHORITY BOARD FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING HIS TERM.
- g) Proposed 2003 City Holidays
- h) 2001-2002 Year-End Budget Adjustments
- i) 2002-2003 Budget Adjustments

Larry Frey

- a) Monk Building Report
- b) Perico Harbor Marina Report

Chief Hogle

- a) Forfeiture Funds

9. 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) 708-6200 EXT. 278, 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.