



REVISED
AGENDA
BRADENTON CITY
COUNCIL
December 15, 2004
6:00 p.m.

1. INVOCATION AND APPROVAL OF MINUTES:

- a) Invocation led by Pastor Dee Graham, Transitions Church & Support Group.
- b) Approval of Minutes for November 10, 2004.
- c) Approval of Minutes for November 17, 2004.

2. PROCLAMATION:

3. PRESENTATION:

- a) Bradenton Police Department - Swearing in of new officers

4. ADMINISTERING THE OATH:

5. CITIZEN COMMENTS:

6. COUNCIL REPORTS:

***7. CONSENT AGENDA:**

a) **RESOLUTION 04-54**

A RESOLUTION REAPPOINTING **JEFF RAGAN** TO THE CODE ENFORCEMENT BOARD FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING HIS TERM.

b) **RESOLUTION 04-55**

A RESOLUTION REAPPOINTING **CHARLES STEARNS** AND **SCOTT KALLINS** TO THE PERSONNEL MERIT BOARD FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING THEIR TERM.

c) **RESOLUTION 04-56**

A RESOLUTION FOR REAPPOINTMENT TO THE GRIEVANCE BOARD FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING THEIR TERM. Councilwoman Michele Weaver, Fire Chief Mark Souders, Ricardo Ramos, Police Major Jeffrey Lewis and Cheryl Landers, with Rebecca Pilsbury and Kelly Beyerlein, as alternates.

d) **RESOLUTION 04-57**

A RESOLUTION REAPPOINTING **JOEL PALMER** TO THE DOWNTOWN DEVELOPMENT AUTHORITY FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING HIS TERM.

e) **RESOLUTION 04-58**

A RESOLUTION APPOINTING **JERRY NEFF** AND **TROY DUGAN** TO THE DOWNTOWN DEVELOPMENT AUTHORITY FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING THEIR TERM.

f) **RESOLUTION 04-59**

A RESOLUTION REAPPOINTING **ANDY GREGORY** TO THE POLICE PENSION BOARD FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING HIS TERM.

g) **RESOLUTION 04-60**

A RESOLUTION REAPPOINTING **RAYMOND PEREZ** TO THE FIRE PENSION BOARD FOR THE CITY OF BRADENTON, FLORIDA AND DEFINING HIS TERM.

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

Carl Callahan

a) **BRADENTON RIVERFRONT PARTNERS, LLC**

Assignment of Amended and Restated Ground Lease
Third Amendment to Memorandum of Ground Lease

b) **RESOLUTION 04-64**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA AUTHORIZING THE ISSUANCE OF THE CITY'S INDUSTRIAL DEVELOPMENT REVENUE BOND, SERIES 2004 (MANATEE GLENS CORPORATION PROJECT) IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$3,800,000 FOR THE PURPOSE OF PROVIDING FUNDS TO MAKE A LOAN TO MANATEE GLENS CORPORATION. (THE "BORROWER") TO PROVIDE FUNDS TO FINANCE THE COST OF ACQUISITION, CONSTRUCTION AND IMPROVING OF HEALTHCARE FACILITIES OWNED AND OPERATED BY THE BORROWER AND TO PAY A PORTION OF THE COST OF ISSUING THE BOND; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION OF A LOAN AGREEMENT, A BOND PURCHASE AGREEMENT, AN ASSIGNMENT OF LOAN AGREEMENT, MORTGAGE, PROMISSORY NOTE AND OTHER COLLATERAL AND APPROVING THE FORM OF A MORTGAGE, ASSIGNMENT OF RENTS AND SECURITY AGREEMENT, AND AN ENVIRONMENTAL INDEMNITY AGREEMENT; AWARDING THE SALE OF THE BOND BY A NEGOTIATED SALE; AUTHORIZING OFFICIALS OF THE CITY TO TAKE CERTAIN ACTION IN CONNECTION WITH THE ISSUANCE OF THE BOND; MAKING CERTAIN OTHER COVENANTS AND AGREEMENTS IN CONNECTION WITH THE ISSUANCE OF THE BOND; AND PROVIDING AN EFFECTIVE DATE.

c) **RESOLUTION 04-65**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA AUTHORIZING A BOND FOR THE JUDICIAL CENTER GARAGE. (To be distributed at a later date.)

Larry Frey

a) **RESOLUTION 04-62**

A RESOLUTION OF THE CITY COUNCIL OF BRADENTON, FLORIDA, TO DESIGNATE THE TAMIAMI TRAIL BUSINESS ASSOCIATION AS THE LOCAL CORRIDOR MANAGEMENT ENTITY TO THE TAMIAMI TRAIL SCENIC HIGHWAY PROGRAM.

b) **PUBLIC HEARING**

2003-04 CONSOLIDATED ANNUAL PERFORMANCE EVALUATION REPORT (CAPER)

John Cumming

a) SWFWMD COOPERATIVE FUNDING AGREEMENT – WARES CREEK BRIDGES

Bill Lisch

a) INDEMNITY AGREEMENT BETWEEN BRADENTON POLICE DEPARTMENT AND MANATEE COUNTY SHERIFF'S OFFICE.

*b) **RESOLUTION 04-67**

A RESOLUTION OF THE CITY COUNCIL OF BRADENTON, FLORIDA TO REVISE THE LARGE INDUSTRIAL FACILITY BUILDING PERMIT AND REVIEW FEES. (To be distributed at a later date.)

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) 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.