



**REVISED
AGENDA
BRADENTON CITY COUNCIL
May 14, 2008
8:30 A.M.**

SALVATION ARMY – DISASTER RELIEF VEHICLE -21 BARCARROTA BLVD
7:30-9 AM SERVING COFFEE AND DONUTS

1. INVOCATION AND PLEDGE OF ALLEGIANCE:

- a) Major Tony Barrington, Area Coordinator of Manatee County Salvation Army

2. PROCLAMATION:

- a) SALVATION ARMY WEEK
- b) CODE ENFORCEMENT OFFICERS' APPRECIATION WEEK

3. PRESENTATION:

- a) BRADENTON POLICE DEPARTMENT
Officer of the Month – Officer Mark Roberts
- b) PUBLIC WORKS DEPARTMENT
Employee Recognition

4. ADMINISTERING THE OATH:

5. CITIZEN COMMENTS:

6. COUNCIL REPORTS:

7. CONSENT AGENDA:

- a) MINUTES- Approval of April 23, 2008 Council meeting.
- b) RESOLUTION NO. 08-36 Florida Fish & Wildlife Conservation Commission Boating Improvement Grant Program.
- c) RESOLUTION NO. 08-40 Terminating Local Agency Program (LAP) FM # 408067-1.
- d) PUBLIC EVENT-Manatee Players' Volunteer Appreciation Dinner, May 19, 2008.
- e) PUBLIC EVENT-Hearing Dog School Walkathon, November 22, 2008.
- f) CONTRACT-School Resource Officer
- g) BUDGET ADJUSTMENT-Recycling Department

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

- a) **FIRST READING OF PROPOSED ORDINANCE 2891**
AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF BRADENTON, FLORIDA, EXTENDING THE TERM OF THE 14TH STREET COMMUNITY REDEVELOPMENT TRUST FUND AS ESTABLISHED IN ORDINANCE NO. 2504 FOR THAT COMMUNITY REDEVELOPMENT PROJECT AREA AS DESCRIBED IN RESOLUTION NO. 93-62 OF THE CITY OF BRADENTON, FLORIDA EXTENDING THE DURATION OF SAID TRUST FUND AND THE COMMUNITY REDEVELOPMENT AGENCY AS WAS ESTABLISHED IN ORDINANCE NO. 2504 OF THE CITY OF BRADENTON AND AS ESTABLISHED UNDER THE AUTHORITY PROVIDED BY CHAPTER 163, PART III, OF THE FLORIDA STATUTES; PROVIDING AN EFFECTIVE DATE.

FIRST READING OF PROPOSED RESOLUTION NO. 08-38

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA EXTENDING THE DURATION OF THAT COMMUNITY REDEVELOPMENT PLAN FOR THAT COMMUNITY REDEVELOPMENT AREA KNOWN AS THE 14TH STREET COMMUNITY REDEVELOPMENT PROJECT AS ESTABLISHED BY CITY OF BRADENTON RESOLUTION NO. 93-62 AND RESOLUTION NO. 94-45 ADOPTED UNDER THE AUTHORITY PROVIDED BY CHAPTER 163, PART III OF THE FLORIDA STATUTES; PROVIDING AN EFFECTIVE DATE.

- b) **FIRST READING OF PROPOSED ORDINANCE 2892**
AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF BRADENTON, FLORIDA PROVIDING FOR THE EXTENSION OF THAT COMMUNITY REDEVELOPMENT AGENCY TRUST FUND ESTABLISHED IN ORDINANCE NO. 2265 ADOPTED UNDER THE AUTHORITY PROVIDED BY CHAPTER 163, PART III, FLORIDA STATUTES; PROVIDING FOR THE EXTENSION OF THE COMMUNITY REDEVELOPMENT PLAN BY RESOLUTION; PROVIDING AN EFFECTIVE DATE.

FIRST READING OF PROPOSED RESOLUTION NO. 08-39

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA; PROVIDING FOR THE EXTENSION OF THE TERM OF THAT COMMUNITY REDEVELOPMENT PLAN AS PREVIOUSLY APPROVED IN ORDINANCE NO. 2264 AND BRADENTON RESOLUTIONS NO. 79-55, 80-39 AND 81-62; PROVIDING AN EFFECTIVE DATE.

- c) **CP.07.0023 WARD 5 NEIGHBORHOOD 7.02B/8.03**
Request of Michael Pendley, agent for School Board of Manatee County, owner, for a Large Scale Comprehensive Amendment to change the Future Land Use designation from County IL (Industrial Light) to City I (Industrial) for property located at 2802 27th Street East.

SECOND READING OF PROPOSED ORDINANCE 2888 PUBLIC HEARING

AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PERTAINING TO PROPERTY LOCATED AT 2802 27TH STREET EAST MAKING CERTAIN FINDINGS OF FACT; PROVIDING FOR AMENDMENT TO THE CITY OF BRADENTON COMPREHENSIVE PLAN FUTURE LAND USE ELEMENT/FUTURE LAND USE MAP (LARGE SCALE DEVELOPMENT ACTIVITY AMENDMENT CP.07.0023) CHANGING THE FUTURE LAND USE DESIGNATION FROM COUNTY IL (INDUSTRIAL LIGHT) TO CITY I (INDUSTRIAL); PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

- d) **LU.07.0042 WARD 5 NEIGHBORHOOD 7.02B/8.03 RS**
Request of Michael Pendley, agent for School Board of Manatee County, owner, to change the Land Use Atlas designation from County A-1, LM, PDI to City I (Industrial) for property located at 2802 27th Street East.

SECOND READING OF PROPOSED ORDINANCE 2889 **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 A-1, LM, PDI TO CITY I (INDUSTRIAL) OR OTHER APPROPRIATE ZONE FOR THE PROPERTY LOCATED AT 2802 27TH STREET EAST, AND LEGALLY DESCRIBED.

- e) **RV.08.0022 WARD 5 NEIGHBORHOOD 1.03**
Request of Michael Pendley, agent for School Board of Manatee County, owner, for right-of-way vacation for the northern portion of 6th Street West between 13th and 17th Avenues for property located at approximately 515 13th Avenue West. (Zoned R3A)

RESOLUTION NO. 08-34 **PUBLIC HEARING**
A RESOLUTION PURSUANT TO SECTIONS 200.G and 200.J.6, CITY LAND USE REGULATIONS, "VACATION OF PUBLIC RIGHT-OF-WAY" OF THE NORTHERN PORTION OF 6TH STREET WEST BETWEEN 13TH AVENUE WEST AND 17TH AVENUE WEST LOCATED AT 515 13TH AVENUE WEST AND LEGALLY DESCRIBED.

- f) **SU.08.0052 WARD 5 NEIGHBORHOOD 1.03 RS** **PUBLIC HEARING**
Request of Michael Pendley, agent for School Board of Manatee County, owner, for Special Use approval for an elementary school referred to as "E" for property located at 515 13th Avenue West (Zoned R3A)

- g) **SU.07.0040 WARD 5 NEIGHBORHOOD 1.01 RS** **PUBLIC HEARING**
Request of Matt Kezar, agent for L.H. Glasgow, owner, for Special Use approval for outdoor storage for property located at 802, 803, 805, 808 6th Street West (Zoned C1/UCBD)

- h) **SECOND READING OF PROPOSED ORDINANCE 2890** **PUBLIC HEARING**
AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, AMENDING PART 1, CHARTER AND RELATED LAWS, SUBPART B, PRELATED LAWS, ARTICLE III, FIREFIGHTERS' RETIREMENT SYSTEM, OR THE CODE OF ORDINANCES OF THE CITY OF BRADENTON, FLORIDA; AMENDING SECTION 4, FINANCES AND FUND MANAGEMENT; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISION; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE.

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

Carl Callahan

- a) MANATEE GLENS CORPORATION BOND ISSUE / **PUBLIC HEARING**

John Cumming

- a) CDBG Sidewalk Replacement Program – 2008 Award of Contract
RESOLUTION 08-37 Authorizing Mayor to sign a construction contract
- b) CMS PROJECT FOR MAST ARMS INTERSECTION IMPROVEMENTS

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 Councilperson 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.