

AGENDA
BRADENTON CITY COUNCIL
6 p.m. Wednesday, Oct. 14, 2015
City Hall Council Chambers, 101 Old Main St.

If you are arriving after 6 p.m., please use the north entrance on Barcarrota Boulevard.

INVOCATION & PLEDGE (The City does not endorse the religious beliefs of any speaker.)

- Invocation by Pastor Mark Childers of Bayside Community Church.

1. MEETING CALLED TO ORDER Mayor Wayne Poston

2. PROCLAMATIONS

- [Domestic Violence Awareness Month: October 2015](#)

- [Red Ribbon Week: October 23-31, 2015](#) (this will be read by a student)

3. PRESENTATIONS

4. ADMINISTERING THE OATH

5. CITIZEN COMMENTS

6. CONSENT AGENDA

- a) [Resolution 15-39](#): Request to vacate existing platted and prescriptive easements on residential property generally located at 109 23rd Street West.
- b) [Resolution 15-40](#): Request for a partial vacation of a 2.1-foot portion of an existing 10-foot platted utility easement along the south side of property generally located at 1008 Pussywillow Lane.
- c) [MB.15.4181](#): Request by Bart De Bruijn, agent for Back Bay Preserve Development, LLC, owner, for a one-year extension of time for PDP project PR.07.0035.
- d) [Final Phase](#) of Meter Install Project.
- e) [Financing agreement](#) for two street sweepers.
- f) [Approval of contract](#) for skatepark improvements at Riverwalk.
- g) [Minutes](#): City Council meeting of Sept. 9.
- h) [Minutes](#): City Council first budget meeting of Sept. 9.
- i) [Minutes](#): City Council second budget meeting of Sept. 16.
- j) [Public Event](#): Children's Fall Festival on Oct. 24 at City Life Church (approving road closure only).
- k) [Public Event](#): Snooty Gala on Nov. 7 at South Florida Museum (approving road closure only).
- l) [Public Event](#): Sounds of the Season on Dec. 12 on Old Main Street.
- m) [Two Forfeiture Fund requests from BPD](#).

7. BUSINESS/ADVERTISING, PETITIONS, HEARINGS & COMMUNICATIONS

[ORDINANCE 2971 FIRST READING](#)

CP.15.3381 WARD 4 NEIGHBORHOOD 7.03 - Request by ZNS Engineering, LC and Vogler Ashton, agents, for the City of Bradenton, owner, and Bradenton Land Group, LLC and O'Reo Farm Two, LLC, applicants, for a Small Scale Comprehensive Plan Map Amendment for properties located at 1205 and 1219 2nd Avenue East, from Residential Medium Density (up to 10 DU/AC) to Urban Village.

[SA.15.3388 WARD 2 NEIGHBORHOOD 4.06 PUBLIC HEARING](#)

Request by ZNS Engineering agent, for Bradenton Christian School, for a Special Use-Amendment to allow for construction of a new 16,642 square foot Middle School building on the property located at 3304 43rd Street West (zoned R-1).

[ORDINANCE 2970 PUBLIC HEARING](#) TABLED FROM PREVIOUS MEETING

AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PERTAINING TO PROPERTY LOCATED AT 1015 MANATEE AVENUE EAST, BRADENTON (ALSO KNOWN AS GLAZIER GATES PARK) 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 COMPREHENSIVE LAND USE PLAN AMENDMENT [CP.15.2887](#)) CHANGING THE FUTURE LAND USE DESIGNATION FROM RECREATION/OPEN SPACE TO URBAN VILLAGE; PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

[SAP.15.2888 WARD 4 NEIGHBORHOOD 7.03 PUBLIC HEARING](#) TABLED FROM PREVIOUS MEETING

Request by ZNS Engineering, LC and Vogler Ashton, agents, for Bradenton Land Group, LLC and O'Reo Farms Two, LLC, owners, for a Special Area Plan (mixed use development) located generally at 1015 Manatee Avenue East (zoned T4-O and T4-R), on real property more particularly described in the application for the Special Area Plan approval.

[RV.15.2892 WARD 4 NEIGHBORHOOD 7.03 PUBLIC HEARING](#) TABLED FROM PREVIOUS MEETING

Request by ZNS Engineering, LC and Vogler Ashton, agents, for Bradenton Land Group, LLC and O'Reo Farm Two, LLC, owners, to vacate plats, alleys, and rights-of-way, confirm the prior vacation of certain plats, alleys, and rights of way, and to release rights of reverter on land generally located north of Manatee Avenue, south of the Manatee River, east of 10th Street East, and west of 12th Street East.

[RESOLUTION NO. 15-35 TABLED FROM PREVIOUS MEETING](#)

A RESOLUTION PURSUANT TO SECTION 2.2.7, CITY LAND USE REGULATIONS, "VACATION OF PUBLIC RIGHTS-OF-WAY" LEGALLY DESCRIBED AS FOLLOWS: The real property identified and legally described in OR Book 1872, Page 658, and OR Book 2222, Page 5227, of the Public Records of Manatee County, Florida. TOGETHER WITH: Lot 13 [a/k/a Wiggins Street], E. M Thorpe's Subdivision, as per plat thereof recorded in Plat Book 2, Page 60, of the Public Records of Manatee County, Florida. TOGETHER WITH: A portion of a 20 foot wide alley as shown on the Plat of Paradise Farm, a Subdivision, as recorded in Plat Book 1, Page 281 of the Public Records of Manatee County, Florida, Lying Between Lots 7 and 22 and Between Lots 10, 11, 12, 17, 18, and 19 of Said Plat, Less the Northerly 20 Feet Between Said Lots 10 and 19. WHEREAS, the applicants, City of Bradenton, Bradenton Land Group, LLC, and O'Reo Farms Two, LLC, have jointly made a request pursuant to Section 2.2.7, City Land Use Regulations and applicable law, to vacate a certain rights-of-way, to confirm the prior vacation of certain alleys, and rights of way, and to release rights of reverter, if any; and WHEREAS, the real property identified and legally described in OR Book 1872, Page 658, and OR Book 2222, Page 5227, of the Public Records of Manatee County, Florida, was previously vacated by the City of Bradenton pursuant to Resolution No. 03-30 recorded in Official Records Book 1872, Page 658, and Resolution No. 07-25 recorded in Official Records Book 2222, Page 5227, of the Public Records of Manatee County, Florida, and is confirmed herein; and WHEREAS, a recommendation of approval of this Resolution was provided by the City of Bradenton Planning Commission following public notice, a public hearing before the City of Bradenton Planning Commission, and receipt of the favorable recommendation of the director of public works; and WHEREAS, all interested persons having been heard by the Council in open session at a public hearing following public notice, and it appearing to said Council that the right-of-way vacation is in the public interest, is not detrimental to the public health, safety, and welfare, and will not affect the ownership or right of convenient access of persons owning other parts of the subdivision or deprive the right of access of persons to or from their lands; and all members of the Council having been fully advised in the premises; NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, that upon the said request and of its own motion, the following described rights-of-way vacation lying within the City of Bradenton, Florida which are more particularly described as follows: The real property identified and legally described in OR Book 1872, Page 658, and OR Book 2222, Page 5227, of the Public Records of Manatee County, Florida. TOGETHER WITH: Lot 13 [a/k/a Wiggins Street], E. M Thorpe's Subdivision, as per plat thereof recorded in Plat Book 2, Page 60, of the Public Records of Manatee County, Florida. TOGETHER WITH: A portion of a 20 foot wide alley as shown on the Plat of Paradise Farm, a Subdivision, as recorded in Plat Book 1, Page 281 of

the Public Records of Manatee County, Florida, Lying Between Lots 7 and 22 and Between Lots 10, 11, 12, 17, 18, and 19 of Said Plat, Less the Northerly 20 Feet Between Said Lots 10 and 19. is hereby approved, granted and that said rights-of-way are closed, abandoned and vacated; any rights of reverter retained by the City of Bradenton are hereby released; and further that every right of said City of Bradenton and of the public in general is hereby renounced and disclaimed in and to the rights-of-way hereinabove described; and furthermore, the City Clerk is hereby instructed to cause a certified copy of this Resolution to be recorded in the Public Records of Manatee County, Florida. Notice hereof shall be published and recorded as required by law.

RESOLUTION NO. 15-36 TABLED FROM PREVIOUS MEETING

A RESOLUTION PURSUANT TO SECTION 2.2.11.6, CITY LAND USE REGULATIONS, REVERSION OF SUBDIVISION LEGALLY DESCRIBED AS FOLLOWS: The plats identified and described in OR Book 2222, Page 5226, of the Public Records of Manatee County, Florida. WHEREAS, the applicant, Bradenton Land Group, LLC and O'Reo Farms Two, LLC, have made a request pursuant to Section 2.2.11.6, City Land Use Regulations and pursuant to Section 177.101(4), F.S. for vacation of the identified and described plats and the reversion of the subdivision to acreage; and WHEREAS, the plats identified and described in OR Book 2222, Page 5226, of the Public Records of Manatee County, Florida, were previously vacated by the City of Bradenton pursuant to Resolution No. 07-23 recorded in Official Records Book 2222, Page 5226, of the Public Records of Manatee County, Florida, and such vacation is confirmed herein; and WHEREAS, a recommendation of approval of this Resolution was provided by the City of Bradenton Planning Commission following public notice and a public hearing before the City of Bradenton Planning Commission; and WHEREAS, all interested persons having been heard by the Council in open session at a public hearing following public notice, and it appearing to said Council that the vacation of the plats and reversion of the subdivision to acreage is in the public interest and will not affect the right of convenient access of persons owning other parts of the subdivision or deprive the right of access of persons to or from their lands; and all members of the Council having been fully advised in the premises; NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, that upon the said request and of its own motion, the vacation of the following described plats lying within the City of Bradenton, Florida and more particularly described as follows, and the reversion of the described subdivision to acreage: The plats identified and described in OR Book 2222, Page 5226, of the Public Records of Manatee County, Florida. is hereby approved, granted and that said plats are vacated and are reverted to acreage; and further as required by Section 177.101(4), F.S., the City Clerk is hereby instructed to furnish to the Board of County Commissioners of Manatee County, Florida a certified copy of this Resolution, and further still, the said Clerk is instructed to cause a certified copy of this Resolution to be recorded in the Public Records of Manatee County, Florida. Notice hereof shall be published and recorded as required by law.

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

9. BUSINESS BY APPOINTMENT

10. COUNCIL REPORTS

11. DEPARTMENT HEAD REPORTS