

CITY OF BRADENTON
CITY COUNCIL MEETING
September 10, 2014
8:30 A.M
MINUTES

The City of Bradenton City Council met in regular session in the City Hall Council Chamber, 101 Old Main Street, Bradenton, Florida, at 8:30 a.m. on Wednesday, September 10, 2014.

Present: Mayor Wayne Poston; Councilman Ward I Gene Gallo; Councilman Ward II Gene Brown; Councilman Ward III Patrick Roff; Vice Mayor/Councilman Ward IV Bemis Smith; and Councilman Ward V Harold Byrd, Jr.

City Officials: Carl Callahan, City Clerk & Treasurer/Chief of Staff; Michael Radzilowski, Police Chief; Claude Tankersley, Public Works Director; Chuck Edwards, Fire Chief; Tim Polk, Department of Planning & Community Development Director; and Bill Lisch, City Attorney.

The pre-meeting invocation was given by Julie Robertson, St. Mark Orthodox Church.
(The City does not endorse the religious beliefs of any speaker.)

The Pledge of Allegiance was led by Mayor Poston.

The meeting was called to order by Mayor Poston.

PROCLAMATIONS:

Agnes Grable Day – September 10, 2014

The proclamation was presented to Agnes Grable for 43 years of service to the City of Bradenton with thanks expressed through standing ovation by all. Joe Miller, Utility Billing Manager, presented her with a plaque made from a water meter marked at 43 for perpetuity to memorialize her years with the City.

Arlan Cummings Appreciation Day – September 19, 2014

The proclamation was presented to Arlan Cummings with multiple speakers expressing their memories and appreciation for the service Mr. Cummings has provided for 41 years in the Engineering Department. He was presented with a large plate of cookies by Tim Polk, Fire Marshal Langston, Diane Barcus, and the Planning Commission Staff. At a recent luncheon, he had received a plaque bearing his photo from the 1970's, the decade in which he begun employment with the City.

PRESENTATIONS: None.

Carl Callahan administered the oath to anyone wishing to speak on any non-agenda items and during the public hearings.

CITIZEN COMMENTS:

Joe McClash, 711 89th Street NW, Bradenton, addressed the Council about the Harbour Sound development with his concern about approval having been done inappropriately. He referred to inconsistencies in zoning rules in regard to wetlands. He requested rescission of the approval.

Larry Grossman, 763A St. John's Drive N., Longboat Key, also shared his opposition to the Harbour Sound development. He stated the destruction of this important mangrove buffer would completely remove the remaining visual and habitat protection now left in existence on Perico Island.

Helen Jo Williams, 6501 17th Ave. West, Bradenton, said she was speaking against the Harbour Sound development on behalf of the Natural Resources Committee of the Sierra Club of Manatee County. She implored Council to reexamine its approval of this development as it would remove the last vestiges of invaluable mangrove swamp which protects Florida's health and economics. She felt that mangrove mitigation would not be helpful in this destruction.

CONSENT AGENDA:

- a) Road closure: 3rd St. E. between 12th-13th avenues from October to April for Lift Station 11 Replacement Project.
- b) Requests to use Forfeiture Fund to buy equipment for Bradenton Police Department.
- c) Minutes: Aug. 13 City Council meeting.
- d) Public Event: Grind for Life Skateboard Competition on Oct. 11 at Riverwalk skatepark.
- e) Public Event: Request to close 10th Street West on Nov. 1 for Snooty's Gala.
- f) Public Event: The Big Car Show on March 14 at Riverwalk parking lot next to the pavilion.
- g) Vehicle for Hire Operator's Permit (Pedal Pub).
- h) Resolution 14-38: Reappointing Paul Carr to the Central CRA board.
- i) Resolution 14-36: SHIP Annual Report
- j) Interlocal agreement between City and West Manatee Fire & Rescue District for fire and emergency medical services.
- k) 3rd quarter budget adjustments.
- l) One-year extension of time – Back Bay Preserve PDP.

MOTION TO APPROVE Consent Agenda Items A-L was made by Councilman Gallo, seconded by Vice/Councilman Smith, and approved 5:0.

BUSINESS/ADVERTISING, PETITIONS, HEARINGS AND COMMUNICATIONS

RESOLUTION 14-35 PUBLIC HEARING

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADENTON AMENDING THE CITY'S RATE AND FEE STRUCTURE FOR CITY WATER, SEWER AND RECLAMATION CHARGES BY INCREASING SUCH FEES; PROVIDING FOR AN EFFECTIVE DATE.

The Public Hearing was opened. Those in favor were asked to come forward. None came.

Those in opposition were asked to come forward. None came.

The Public Hearing was closed.

Claude Tankersley, Public Works Director, stated that the City has a 10-year systematic program to replace the aging infrastructure that has already been pushed beyond its life expectancy. This nominal increase in fees would allow the City to keep pace with the necessary improvements. He requested approval of the resolution.

MOTION TO APPROVE Resolution 14-35 was made by Councilman Gene Brown, seconded by Councilman Patrick Roff, and passed 5-0.

ORDINANCE 2965 SECOND READING & PUBLIC HEARING

AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, FURTHER AMENDING PART 1, CHARTER AND RELATED LAWS, SUBPART B, RELATED LAWS, ARTICLE IV, POLICE OFFICERS' RETIREMENT SYSTEM, OF THE CODE OF ORDINANCES OF THE CITY OF BRADENTON, FLORIDA; AMENDING SECTION 4, FINANCES AND FUND MANAGEMENT; PROVIDING FOR CODIFICATION; ESTABLISHMENT AND OPERATION OF FUND; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE.

Mr. Callahan explained that this ordinance would permit the Police Pension Board to make changes and reinvestments through an investment policy statement administrative process rather than requiring a change of the Pension Ordinance.

The Public Hearing was opened. Those in favor were asked to come forward. None came.

Those in opposition were asked to come forward. None came.

The Public Hearing was closed.

MOTION TO APPROVE ORDINANCE 2965 was made by Councilman Roff, seconded by Councilman Byrd, and passed 5-0.

NEW BUSINESS BY DEPARTMENT HEADS, CITY ATTORNEY, AND CITY COUNCIL – None.

BUSINESS BY APPOINTMENT - None.

COUNCIL REPORTS

Councilman Gene Gallo, Ward I: Nothing to report.

Councilman Gene Brown, Ward II: Addressed the ongoing infrastructure replacement and stated that the Public Works personnel are working very hard to get the work done as quickly as possible to keep inconvenience to the citizens at an absolute minimum.

Councilman Patrick Roff, Ward III: Councilman Roff said that last Thursday he had been in attendance at a special Treeboard meeting at Motorworks Brewery to celebrate the preservation of a magnificent historic oak which shades the property. Another oak in the alleyway also seems to have been saved. The survival of the latter tree had been of concern due to infrastructure replacement in that area.

Mr. Roff announced that the bi-annual Ware's Creek Cleanup was scheduled for Saturday, October 4th. He said he had been pleased to see a manatee grazing at the seawall of the creek, implying very healthy conditions.

Vice Mayor/Councilman Bemis Smith, Ward IV: Nothing to report.

Councilman Harold Byrd, Jr., Ward V: Councilman Byrd congratulated retiring employees, Agnes Grable and Arlan Cummings and wished them well. He said that with their leaving, the City would lose a lot of historical knowledge. He thanked them for their public service and said they will be missed.

Mayor Wayne Poston: Mayor Poston said that he had watched the Manatee County Commission meeting yesterday and that Bradenton and the things that Bradenton had done had been frequently mentioned. He said he appreciates the cooperative effort between the City and County.

DEPARTMENT HEADS

Carl Callahan: Reminded everyone that the first Public Hearing on the City budget would be held at 5:01 p.m. this evening. He also congratulated Arlan Cummings and Agnes Grable on their retirement.

Chief Edwards: Invited everyone to the 911 Memorial Service to be held tomorrow morning at 9:00 a.m. at Riverwalk.

Chief Radzilowski: Nothing to report.

Claude Tankersley: Mr. Tankersley said that he had been duly impressed by a 1970's photo of Arlan Cummings.

Tim Polk: Said that he would prepare a response to the concerns which had been brought up about Harbour Sound as the opinions expressed had been inaccurate.

Discussion about the history of the development of Perico Island and mangrove presence.

Bill Lisch: Mr. Lisch extended sympathies to the family of Ralph Pettice, a long-time Bradenton attorney.

There being no further business, Mayor Poston adjourned the meeting at 9:23 a.m.

NOTE: This is not a verbatim record. An audio CD or DVD recording of the meeting is available for a fee upon request.