

CITY OF BRADENTON
CITY COUNCIL AND
COMMUNITY REDEVELOPMENT AGENCY MEETING
MINUTES
June 26, 2019
8:30 A.M.

The City of Bradenton City Council met in the City Hall Council Chamber, 101 Old Main Street, Bradenton, Florida, at 8:30 a.m. on Wednesday, June 26, 2019.

Present: Mayor Wayne Poston; Councilman Ward I Gene Gallo; Councilman Ward II Gene Brown; Councilman Ward IV Bill Sanders; and Vice Mayor/Councilman Ward V Harold Byrd, Jr.

City Officials: Carl Callahan, City Administrator/Economic Development Director; Sharon Beauchamp, City Clerk & Treasurer; Catherine Hartley, Planning & Community Development Director; Charles Edwards, Fire Chief; Melanie Bevan, Police Chief, Jim McLellan, Public Works & Utilities Director, and Scott Rudacille, Interim City Attorney.

Councilman Ward III Patrick Roff was out with an excused absence.

The pre-meeting invocation was led by Vice Mayor Harold Byrd.

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

Mayor Wayne Poston led the Pledge of Allegiance and the meeting was opened.

PROCLAMATIONS: - None.

PRESENTATIONS: - None.

Ms. Beauchamp administered the oath to anyone wishing speak during Citizen Comments or Public Hearings.

CITIZEN COMMENTS: - None.

CONSENT AGENDA:

- a) Contract Renewal: Sarasota County Hosting & Technology Services #CA2017-0129
- b) Minutes: June 5, 2019
- c) Minutes: June 12, 2019
- d) Non-Disclosure Agreement: Manatee County Property Appraiser
- e) PB-19-6RW: Piggy Back Contract for H&H Liquid Sludge Disposal
- f) Resolution 19-32: SHIP Housing Rehabilitation Project Funding
- g) Resolution 19-33: Reappointing Christopher Gilbert to the Tree and Land Preservation Board

- h) Resolution: 19-34: Reappointing Selina Wiggins to the Affordable Housing Advisory Board
- i) Resolution 19-35: Appointing Alyssa Vinson to the Tree and Land Preservation Board
- j) Resolution 19-36: Amendment to the Land Use Restriction Agreement between the City and HTG Addison, LLC
- k) School Resource Officer Contract Renewal
- l) Sole Source Vendor: Streetlight System, Public Works Department
- m) Temporary Road Closure: 9th Avenue West from 33rd Street Court West to 26th Street West due to water main improvements

MOTION TO APPROVE CONSENT AGENDA ITEMS a-m was made by Councilman Gallo and seconded by Vice Mayor Byrd. Motion passed 4-0; Councilman Roff was absent.

BUSINESS/ADVERTISING, PETITIONS, HEARINGS & COMMUNICATIONS

ORDINANCE 3046: SECOND READING & PUBLIC HEARING

AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PROVIDING FOR AMENDMENT TO THE CITY OF BRADENTON COMPREHENSIVE PLAN FUTURE LAND USE ELEMENT/FUTURE LAND USE MAP, CHANGING THE FUTURE LAND USE DESIGNATION FROM URBAN COMMERCIAL CORRIDOR TO INDUSTRIAL FOR THE PROPERTY LOCATED AT 878 12TH STREET EAST AND PARTICULARLY DESCRIBED IN EXHIBIT A AND ILLUSTRATED IN EXHIBIT "B" BELOW; PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE 3047: SECOND READING & PUBLIC HEARING

AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PROVIDING FOR AMENDMENT TO THE CITY OF BRADENTON LAND USE ATLAS/REGULATING PLAN, CHANGING ZONING FROM T4-O GENERAL URBAN-OPEN TO INDUSTRIAL FOR THE PROPERTY LOCATED AT 878 12TH STREET EAST AND PARTICULARLY DESCRIBED IN EXHIBIT "A" AND ILLUSTRATED IN EXHIBIT "B" BELOW; PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Myra Schwartz, Planning Coordinator, presented on Ordinance 3046 and 3047. Ms. Schwartz explained the applicant is requesting a zoning change from T4-O to Industrial.

She said after Hurricane Irma destroyed a portion of the offices at Lynch Oil, the applicant is requesting the zoning change to make appropriate repairs and improvements to the property.

Ms. Schwartz concluded that City Staff recommends the changes in both ordinances.

Discussion: Form Based Code and Comprehensive Plan changes over the years.

The Public Hearing was opened. Those in favor were asked to come forward.

Marla Hough, President, Hough Engineering, 1771 Manatee Avenue West. Ms. Hough explained she is the representative for the applicant and requested Council to approve Ordinances 3046 and Ordinances 3047. If approved, she explained, the rules and regulations for the site would be in line with the City's historical and continued use guidelines for the area.

Those in opposition were asked to come forward and none came.

Due to previous zoning changes made by the City that limited Lynch Oil's building expansion, Council unanimously agreed to reimburse the applicant for any fees incurred while requesting the zoning change.

MOTION TO APPROVE ORDINANCE 3046 was made by Vice Mayor Byrd and seconded by Councilman Brown. Motion passed 4-0; Councilman Roff was absent.

MOTION TO APPROVE ORDINANCE 3047 was made by Vice Mayor Byrd and seconded by Councilman Sanders. Motion passed 4-0; Councilman Roff was absent.

MOTION TO WAIVE APPLICATION FEES MINUS ADVERTISING COSTS FOR OWNERS OF SAID PROPERTY IN ORDINANCES 3046 AND 3047 was made by Vice Mayor Byrd and seconded by Councilman Brown. Motion passed 4-0; Councilman Roff was absent.

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

BUSINESS BY APPOINTMENT – None.

THE CITY COUNCIL MEETING WAS TEMPORARILY RECESSED AT 8:59 A.M. BY MAYOR POSTON AND THE CRA MEETING WAS CALLED TO ORDER.

(Separate Minutes Maintained and Available.)

THE CRA MEETING ADJOURNED AT 9:09 A.M. AND THE CITY COUNCIL MEETING WAS RECONVENED BY MAYOR POSTON.

COUNCIL & DEPARTMENT HEAD REPORTS

Councilman Gene Gallo, Ward I :

Councilman Gallo offered his condolences to the Butler family because of Edith Butler's passing.

Councilman Gallo announced he received several complaints regarding horses at the Palma Sola Causeway and requested Scott Rudacille, Interim City Attorney contact Florida Department of Transportation for clarification on who has authority to ban horses.

Councilman Gallo requested Jim McLellan, Public Works and Utilities Director speak with the County regarding dredging the sand around the boat dock at Palma Sola Causeway.

Mr. McLellan explained because tides push the sand in the corner where the dock is located, dredging would need to occur on a regular basis.

Councilman Gene Brown, Ward II:

MOTION TO PULL THE 2020 REGATTA MEMORANDUM OF UNDERSTANDING OFF THE TABLE was made by Councilman Brown and seconded by Councilman Gallo. Motion passed 4-0; Councilman Roff was absent.

MOTION TO APPROVE THE 2020 REGATTA MEMORANDUM OF UNDERSTANDING was made by Councilman Brown and seconded by Vice Mayor Byrd.

Councilman Sanders stated he believes the Memorandum of Understanding should be changed to a contract. He added that other potential promoters for the Regatta should be encouraged to present to Council and suggested the approval of the Memorandum of Understanding be delayed until Council has seen other promoters' presentations.

Councilman Brown announced the initial payment to the current promoter is due on July 1, 2019. He added this is a pass through payment from the City on behalf of the Tourism Development Council (TDC) and County.

Mayor Poston explained that the Regatta has been very successful for the City and because of timing, suggested Council hear presentations from potential promoters for the 2021 Regatta, not the 2020 event.

Discussion: Managing large events, TDC's involvement with the Regatta.

Mr. Callahan explained there are stipulations in the reimbursement agreement already in place between the TDC, County and City that specifically name ISM-USA, LLC as the promoter for the 2020 Regatta. Mr. Callahan said changing the agreement may result in the need for renegotiations with the County and TDC.

MOTION TO TABLE THE PRIOR MOTION TO APPROVE THE 2020 REGATTA MEMORANDUM OF UNDERSTANDING was made by Vice Mayor Byrd and seconded by Councilman Sanders. The vote was 2-2; Councilman Roff was absent, and Mayor Poston broke the tie with a "no" vote. Motion remained open on the floor.

Vice Mayor Byrd announced he supports speaking to other promoters for future events, but because of time constraints, agrees with moving forward between the City and current promoter.

Further discussion led to a vote on the original motion to approve the Memorandum of Understanding for the 2020 Bradenton Area River Regatta. Motion passed 4-0; Councilman Roff was absent.

Mr. Callahan announced he will request the promoter provide copies of all reimbursable expense contracts, proof of liability insurance and inclement weather insurance, if applicable.

MOTION FOR A WORKSHOP TO BE HELD ON JULY 3, 2019 was made by Councilman Gallo and seconded by Councilman Brown. After a subsequent discussion regarding the availability of a prospective promoter presenting at the Workshop, the motion was subsequently withdrawn without a vote.

Councilman Brown concluded his Council Report by wishing everyone a safe and happy 4th of July.

Councilman Bill Sanders, Ward IV:

Councilman Sanders announced residents have advised him there's a large algae growth along the Manatee River and presented pictures of the affected areas.

Discussion: Local and federal agencies that may assist with clean-up efforts

Councilman Sanders requested Jim McLellan, Public Works & Utilities Director, contact the Department of Environmental Protection regarding clean-up efforts. Mr. Callahan volunteered to contact representatives with the County as well and provide an update on their clean-up efforts.

Mr. McLellan explained that the Tampa Bay Nitrogen Consortium is currently evaluating the waters around Tampa Bay, including the Manatee River.

Discussion: Lack of rainfall and subsequent algae blooms

In conclusion, Councilman Sanders thanked Melanie Bevan, Police Chief for the Police Department's participation in the Kiwanis Club's upcoming event *Christmas in August*.

Vice Mayor Harold Byrd, Ward V:

Vice Mayor Byrd announced a board member resigned from the Bradenton Housing Authority and a new board member will be needed to fill the seat. He requested Council update him with any volunteers that may be interested in serving on the board.

In conclusion, Vice Mayor Byrd wished everyone a safe holiday.

Mayor Poston:

Mayor Poston also wished everyone have a safe holiday.

Sharon Beauchamp, City Clerk and Treasurer: Nothing to report.

Catherine Hartley, Planning & Community Development Director: Nothing to report.

Chuck Edwards, Fire Chief:

Chief Edwards requested the public to be careful around fireworks during the holiday.

Due to a number of recent structure fires, Chief Edwards announced smoke detectors have been given out and installed in the affected neighborhoods.

Melanie Bevan, Police Chief:

Chief Bevan announced she will be absent from the next Council Meeting.

Chief Bevan reported an arrest was made for statues that were stolen out of a resident's yard by utilizing a Ring camera and social media.

Chief Bevan announced as part of Law Enforcement Appreciation Night, the Marauders hosted *Battle of the Badges* at LECOM Park between the Bradenton Police Department and Manatee County Sherriff Office. Chief Bevan added the event raised money for various charities.

Chief Bevan said the Police Department recently acquired test kits to identify THC as opposed to Hemp and announced Jason Nuttall has provided several Active Shooter trainings to local businesses.

Chief Bevan invited Council to attend Sergeant John Negron's retirement and new officers' swearing-in ceremony on June 27, 2019 at 10:00 a.m. in the Police Department Training Room.

Jim McLellan, Public Works and Utilities Director:

Mr. McLellan announced GPS units have been installed in street sweeper vehicles to assist in making the process more efficient. He added Public Works staff is reviewing the data generated and he will present the information to Council at a later date.

Carl Callahan, City Administrator/Economic Development Director:

Mr. Callahan announced a tentative millage rate will be presented to Council for adoption at the July 24, 2019 City Council Meeting. He added the most recent version of the budget is being reviewed and will be discussed during Workshops in July.

Scott Rudacille, Interim City Attorney: Nothing to report.

The City Council meeting adjourned at 10:19 a.m.

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