



City of Venice

401 West Venice Avenue
Venice, FL 34285
www.venicegov.com

Meeting Agenda

City Council

Tuesday, May 23, 2023

9:00 AM

Council Chambers

[23-6101](#)

Meeting Instructions and Request to Speak Form

Attachments:

[Meeting Instructions](#)

[Request to Speak Form](#)

Broadcast

This meeting will re-broadcast the week after the meeting on Access Sarasota (Comcast Channel 19)(Verizon Channel 32). To view the meeting live please log onto www.venicegov.com, click on meetings, find today's meeting and click "in progress".

CALL TO ORDER

ROLL CALL

INVOCATION AND PLEDGE OF ALLEGIANCE

I. AUDIENCE PARTICIPATION will be limited to one hour.

Excluding Public Hearings (Five Minutes Each Speaker for City Residents, City Property Owners, and Owners of Businesses within the City Limits and Two Minutes for all Other Speakers unless Other Time Limits are Established).

II. CONSENT SECTION:

All matters listed under the Consent Section are considered to be routine and will be enacted by one motion unless an item is removed by a council member. There will be no separate discussion of these items. If discussion is desired by a council member, the item(s) will be considered and voted upon at the end of the Consent Section.

A. CITY CLERK

[23-6102](#)

Minutes of the Regular Council Meeting May 9, 2023

Attachments:

[Minutes](#)

[23-6103](#)

Appoint Jon Preiksats to the Planning Commission to Complete the Unexpired Term of Lissa MacDonald from May 23, 2023 to January 31, 2026

Attachments:

[Memorandum](#)

[Applications](#)

B. CITY MANAGERAirport

[23-6104](#) Approval to Submit an Application for Federal Assistance to the Federal Aviation Administration (FAA) for a Bipartisan Infrastructure Law (BIL) Grant and Accept a Grant Offer to Assist with the Design Cost for the Airport Terminal Administration Building at the Venice Municipal Airport in the Amount of \$300,000

Attachments: [Memorandum](#)
[Application](#)

[23-6105](#) Approval to Submit an Application for Federal Assistance to the Federal Aviation Administration (FAA) and Accept a Grant Offer to Design and Construct the Runway 13-31 Rehabilitation Project at the Venice Municipal Airport in the Amount of \$3,857,294

Attachments: [Memorandum](#)
[Grant Application](#)

[23-6106](#) Authorize the Mayor to Execute Second Amendment to the Lease Between the City of Venice and Swift Group, Inc.

Attachments: [Memorandum](#)
[Second Amendment to Lease](#)

Police

[23-6107](#) Approve Utilization of Forfeiture Funds to Purchase FARO Zone 3D Laser Imaging Scanner and Software for Traffic and Crime Scene Analysis

Attachments: [Memorandum](#)

III. ITEMS REMOVED FROM CONSENT**IV. PUBLIC HEARINGS****A. ORDINANCE - FIRST READING**

[ORD. NO.](#)
[2023-16](#) An Ordinance Amending the Official Zoning Atlas of the City of Venice, Florida, Pursuant to Zoning Map Amendment Petition No. 23-02RZ, to Change the Zoning Designation for the Venice Theatre Located at 140 Tampa Avenue West (1.3+ Acres) from Venice Avenue (VA) to Downtown Edge (DE); Providing for Repeal of all Ordinances in Conflict Herewith; Providing for Severability; and Providing an Effective Date (Quasi-judicial)

Attachments: [Ordinance](#)
[Transmittal Memo to City Clerk](#)
[Staff Report](#)
[Staff Presentation](#)
[Applicant - Application and Narrative](#)
[Applicant - Decision Criteria](#)
[Applicant - Location Map](#)
[Applicant - Zoning Map](#)
[Applicant - Survey](#)
[Planning Commission Minutes 5.2.23](#)
[Written Correspondence 5.2.23](#)
[Written Correspondence 5.20 to 5.21.23](#)

B. ORDINANCES – FINAL READING

ORD. NO.
2023-12

An Ordinance of the City of Venice, Florida, Amending the Code of Ordinances, Chapter 87, Land Development Code, by Amending Section 1.1.2. Planning Commission (Commission), Section 1.1.3. Historic and Architectural Preservation Board (HAPB), Table 1.2. Summary of Application Types with Administrative Approvals, Section 1.2. Common Review Procedures, Adding a New Section 1.15.7. Zoning Determination, Renumbering Existing Section 1.15.7. Certificate of Concurrence, Renumbering Existing Section 1.15.8. Engineering Permit, Amending Section 2.2.4.4. Planned Districts Open Space/Common Area Standards, Table 2.3.4. Downtown Edge Development Standards, Table 2.3.5.1. South Trail Development Standards, Table 2.3.7. Seaboard Improvement Development Standards, Amending and Renumbering Existing Section 2.3.14. Mixed Use Districts Use Table, Amending Section 3.1.8. Access Management Requirements, Section 3.7.2. Plant Materials, Section 3.7.5. Parking Lot Landscaping Requirements, Figure 3.7.5.3 Divider Medians, Amending and Renumbering Existing Figure 3.7.5.4 Interior Parking Area Standards Combined, Amending Table 4.3. Perimeter Buffer Type Key - Traditional Districts, and Section 7.8.1. Certificate of Architectural Compliance (CAC), Pursuant to Text Amendment Petition No. 23-22AM, to Correct Clerical Errors, Clarify Certain Provisions, and Address Other Regulatory and Procedural Issues; Providing for Repeal of All Ordinances in Conflict Herewith; Providing for Severability; and Providing an Effective Date

Attachments: [Ordinance](#)
[Transmittal Memo to City Clerk](#)
[Strikethrough Underline with Revisions from PC](#)
[Clean Copy with Revisions from PC](#)
[Staff Report](#)
[Application](#)
[Narrative](#)
[Comprehensive Plan Consistency Report](#)
[Clean Copy](#)
[Strikethrough-Underline](#)
[Planning Commission Minutes 4.4.23](#)
[Speaker Card](#)

[ORD. NO.](#)
[2023-13](#) An Ordinance of the City of Venice, Florida, Amending the Code of Ordinances Chapter 30, Emergency Services, Article II, Alarm Systems, Section 30-31, Penalty, Section 30-32, Findings, Section 30-33 Designation of Persons Authorized to Deactivate Alarm; Failure to Deactivate Alarm, and Section 30-34, False Alarms; Providing for Repeal of all Ordinances in Conflict Herewith; Providing for Severability and Providing an Effective Date

Attachments: [Ordinance](#)
[Memorandum](#)

V. NEW BUSINESS

A. ORDINANCE - FIRST READING

[ORD. NO.](#)
[2023-15](#) An Ordinance of the City of Venice, Florida, Amending Ordinance No. 2023-05 to Correct a Scrivener's Pertaining to an Amendment to Chapter 87, Land Development Code, Section 7.8.1. Certification of Architectural Compliance (CAC); Providing for Repeal of all Ordinances in Conflict Herewith to the Extent of Such Conflict; Providing for Severability; and Providing an Effective Date

Attachments: [Ordinance](#)

B. RESOLUTIONS

[RES. NO.](#)
[2023-15](#) A Resolution of the City Council of the City of Venice, Florida, Adopting the City of Venice 2023-2028 Floodplain Management Plan, Inclusive of the Updated City of Venice Project List, Which Constitutes the City's Section of the Sarasota County Unified Local Mitigation Strategy, to Serve as the Formal Guide for the City of Venice's Floodplain Management and Hazard Mitigation Activities in Accordance with the National Flood Insurance Program for the Community Rating System and 42 U.S.C . §5165, 44.

C.F.R. §201.6, Part 1 of Chapter 252, Florida Statutes, and Florida Administrative Code Chapter 27P-22; Superseding all Resolutions in Conflict Herewith; and Providing an Effective Date

Attachments:

[Resolution](#)

[Memorandum](#)

[Updated Venice LMS Project List](#)

RES. NO.
2023-19

A Resolution of the City Council of the City of Venice, Florida, Amending the City of Venice Personnel Procedures and Rules, 2020 Edition, by Adding Section 1.7a, Work Location; Amending Section 1.8, Time Records; Section 1.12 Classification and Compensation; Section 1.13, Performance Review; Section 1.19, Exit Interviews; Section 1.29, Family and Medical Leave Act (FMLA); Section 1.31, Employment of Relatives; Section 2.2, Vacation Leave; Section 2.4, Sick Leave; Section 2.21, Retirement Plan Benefit; and Section 3.7, Safety Policies and Procedures; and Providing an Effective Date

Attachments:

[Resolution](#)

[Memorandum](#)

RES. NO.
2023-20

A Resolution of the City of Venice, Florida, Accepting Utilities and Improvements Installed by 2705 Venice Properties, LLC and Accepting a one Year Developers Maintenance Bond and Bill of Sale, and Providing an Effective Date (Curry Lane)

Attachments:

[Resolution](#)

[Affidavit No Liens](#)

[Certification No Advance Contributions](#)

[Warranty](#)

[FDEP Clearance](#)

[Record Drawings](#)

RES. NO.
2023-21

A Resolution of the City of Venice, Florida Adopting a Revised Schedule of Violations and Penalties Consistent with Section 2-333 of the City Code of Ordinances; Superseding Resolution No. 2023-16; and Providing and Effective Date

Attachments:

[Resolution](#)

[Memorandum](#)

RES. NO.
2023-22

A Resolution of the City of Venice, Florida, Approving a Public Transportation Grant Agreement for Project Number 452977-1-94-01 by and Between the State of Florida Department of Transportation and the City of Venice, Florida for \$39,250 for the Venice Municipal Airport Master Plan Update; Authorizing Appropriate City Officials to Execute it; and Providing an Effective Date

Attachments: [Resolution](#)
 [Memorandum](#)
 [Grant Agreement](#)

LUNCH BREAK 11:00 A.M. TO 12:30 P.M.

VI. THE PUBLIC HEARING FOR ORDINANCE NO. 2023-11 MILANO PUD ZONING MAP AMENDMENT WILL BEGIN AT 12:30 P.M.

ORDINANCES - FIRST READING

[ORD. NO. 2023-11](#) An Ordinance of the City of Venice, Florida, Granting Zoning Map Amendment Petition No. 22-38RZ for the Milano Planned Unit Development (PUD) Located at Laurel Road and Jacaranda Boulevard, by Changing the Land Use Designation for an Approximately 10.42 Acres Parcel from Open Space to Commercial and Amending the Milano PUD Binding Master Plan (BMP) to Allow for Commercial Development; Providing for Repeal of all Ordinances in Conflict Herewith; Providing for Severability; and Providing an Effective Date (Quasi-judicial)

Attachments:

[Ordinance](#)

[Transmittal Memo to City Clerk](#)

[Staff Memo 3.16.23](#)

[Staff Report](#)

[Staff Presentation](#)

[Consultant - Transportation Compliance \(submitted after 1-17-23\)](#)

[Approved Milano PUD Binding Master Plan](#)

[Applicant - Application](#)

[Applicant - Project Narrative](#)

[Applicant - Environmental Narrative](#)

[Applicant - Environmental Review Response Letter](#)

[Consultant - Environmental Summary \(Wade Trim\)](#)

[Consultant - Environmental Review \(Earth Resources via Wade Trim\)](#)

[Consultant - Environmental Review Comments and Responses](#)

[Applicant - Kimley-Horn Response to Environmental 2nd Round Comments \(su](#)

[Consultant - WadeTrim EarthResources - 3rd Round Comments \(submitted aft](#)

[Applicant - Kimley-Horn Response to Environmental - 3rd Round \(submitted aft](#)

[Consultant - Wade Trim Env Review 03-16- 23 \(submitted after 1-17-23\).](#)

[Consultant - Environmental Responses 03-16-23 \(submitted after 1-17-23\)](#)

[Applicant - Binding Master Plan](#)

[Applicant - Buffer Exhibit](#)

[Applicant - Survey](#)

[Applicant - Policy 8.2 Analysis](#)

[Applicant - Sec. 86-47\(f\)](#)

[Affected Person - Request for Affected Person Application \(Olen Thomas\)](#)

[Affected Person - Request for Affected Person Application \(Steve Thomaston\)](#)

[Affected Person - Request for Affected Person Application \(Dan Lobeck - Jan N](#)

[Affected Person - Request for Affected Person Application \(Kevin Markow\)](#)

[Affected Person - Request for Affected Person Status Application \(Gary Scott\)](#)

[Written Correspondence - Affected Person Gary Scott](#)

[Written Correspondence - Affected Person Dan Lobeck](#)

[Written Correspondence](#)

[Written Correspondence After January 17, 2023 Meeting \(submitted after 1-17-](#)

[Speaker Cards 1.17.23](#)

[Planning Commission Minutes 1.17.23](#)

[Affected Party Consultant Presentation](#)

[Applicant's Presentation](#)

[Gary Scott's Withdrawal for Affected Party](#)

[Affected Parties Presentation](#)

[Milano PUD Amendment; Request for Continuance](#)

[Dan Lobeck Continuance Response Email](#)

[Speaker Card 2.21.23](#)

[Planning Commission Minutes 2.21.23](#)

[Applicant's Request to Continue](#)

[Planning Commission Minutes 3.21.23](#)

[Written Correspondence 4.23.23 to 5.1.23](#)

[Written Correspondence 3.7.23 and 3.20.23](#)

[Written Correspondence 5.2.23 to 5.5.23](#)

[Written Correspondence 5.8.23 to 5.9.23](#)

[Written Correspondence 5.9.23](#)

[Written Correspondence 5.10.23 to 5.12.23](#)

[Written Correspondence 5.15.23 to 5.16.23](#)

[Written Correspondence 5.17.23 to 5.18.23](#)

[Written Correspondence 5.17.23 to 05.18.23](#)

[Documents Provided by Mr. Boone Dated 5.17.23](#)

[Affected Person Request - Gary Scott](#)

[Correspondence on Affected Person Requests by Mr. Lobeck 5.17.23](#)

[Affected Person Request - Identified Cielo Homeowners](#)

[Affected Person Request - North Venice Neighborhood Alliance \(NVNA\)](#)

[Affected Person Request - VG&RC Property Owners Association](#)

[Correspondence from Gary Scott 5.18.23](#)

[Planning Analysis Report Provided by Mr. Lobeck 5.18.23](#)

[Mr. Lobeck's Memo to Council 5.18.23](#)

[Planning Commission Excerpts from 1.17.23 Applicant's Presentation](#)

[Mr. Lobeck's Correspondence on Documentary Exhibits](#)

[Documentary Exhibits Provided by Mr. Lobeck 5.18.23](#)

[Sarasota County Property Appraiser Records for Milano Subdivision](#)

[Sarasota County Property Appraiser Records for Aria Subdivision](#)

[VICA PUD Rezoning Application](#)

[Timothy Kenny Home Purchase Agreement](#)

[Cielo Subdivision Recorded Plat](#)

[Cielo Covenants](#)

[Neal Graphic of Shopping Center](#)

[Council Memo and Additional Exhibits from Mr. Lobeck 5.19.23](#)

[Planning Commission Excerpts from 3.21.23 Provided by Mr. Lobeck](#)

[Written Correspondence 5.19.23 to 5.21.23](#)

VII. CHARTER OFFICER REPORTS

City Attorney

City Clerk

City Manager

VIII. COUNCIL REPORTS

Council Member Howard

Council Member Moore

Council Member Fiedler

Council Member Longo

Council Member Frank

Vice Mayor Boldt

Mayor Pachota

IX. AUDIENCE PARTICIPATION

Five Minutes Each Speaker for City Residents, City Property Owners, and Owners of Businesses within the City Limits and Two Minutes for all Other Speakers unless Other Time Limits are Established.

X. ADJOURNMENT

The meeting will not go beyond 5:00 p.m. unless City Council grants an extension.

If you are disabled and need assistance, please contact the City Clerk's office at least 24 hours prior to the meeting.

NOTE: No stenographic record by a certified court reporter is made of this meeting. Accordingly, any person who may seek to appeal any decision involving the matters noticed herein will be responsible for making a verbatim record of the testimony and evidence at this meeting upon which any appeal is based.