

RESOLUTION NO. 1042-90

*Fund 608
Centennial
Community Fund*

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA, PROVIDING FOR THE DISPOSITION OF MONIES HELD BY THE VENICE AREA CENTENNIAL COMMITTEE.

WHEREAS, the Venice Area Centennial Committee has possession of certain monies obtained as a result of the centennial celebration held in 1988; and

WHEREAS, the City Council of the City of Venice and the Venice Area Centennial Committee have reached an agreement concerning the disposition of these monies; and

WHEREAS, the disposition provided for herein promotes a proper public purpose by designating these monies for historic preservation and other projects of historical significance to the City of Venice.

NOW, THEREFORE, be it resolved by the City Council of the City of Venice, Florida, as follows:

Section 1. All monies currently held by the Venice Area Centennial Committee shall immediately be delivered to the City of Venice for deposit into the City's central bank account. Internal accounts shall be maintained by the City reflecting the principal amount and all interest earned.

Section 2. Interest earned on the principal amount shall be used for historic preservation and other projects of historical significance to the City. All such expenditures shall require prior approval of the Historic Commission.

Section 3. The City Council of the City of Venice may authorize disbursements from the principal amount for historic preservation and other projects of historical significance to the City. Input shall be obtained from the Historic Commission prior to any such disbursement.

APPROVED AND ADOPTED AT A MEETING OF THE CITY COUNCIL HELD ON THE 11th DAY OF DECEMBER, 1990.

I, BERNARD N. SIMANSKEY, City Clerk of the City of Venice, Florida, a municipal corporation in Sarasota County, Florida, do hereby certify that the foregoing is a full and complete, true and correct copy of a Resolution duly adopted by the City Council of said City at a meeting thereof duly convened and held on the 11th day of December, 1990, a quorum being present.

WITNESS my hand and the official seal of said City this 12th day of December, 1990.

B. N. Simanskey
B. N. SIMANSKEY, CMC
City Clerk

(S E A L)

53,312

IX. CHUCK PLACE, DIRECTOR OF PLANNING: COMPREHENSIVE PLAN, STIPULATED AGREEMENT. COUNCIL AUTHORIZES MAYOR'S SIGNATURE AND DIRECTS PLANNING COMMISSION TO PROCEED WITH PLAN AMENDMENT

Mr. Place reviewed the submission of the Comprehensive Plan to the Department of Community Affairs (DCA) and preparation of recommended revisions. Council was requested to approve a stipulated agreement regarding amendments to be adopted. Mr. Place added that the DCA has offered financial assistance for this additional administration.

Mr. Miller moved to authorize the Mayor to sign the Comprehensive Plan Stipulated Agreement and to direct the Planning Commission to proceed with the plan amendment process upon execution of that agreement by the Secretary of the Department of Community Affairs. Seconded by Mrs. Battey.

ROLL CALL VOTE: Mrs. Battey, NO; Mr. Bogen, YES; Mr. Calamaras, YES; Mayor Case, NO; Mrs. Korwek, YES; Mr. Miller, YES; Mrs. Schmidt, YES. Motion carried.

X. CITY MANAGER AND CITY ATTORNEY: CUSTODIAL ACCOUNT OF CENTENNIAL COMMITTEE. REFERRED TO STAFF

City Manager John MacLean noted that some time ago Council and staff discussed funds remaining from the Centennial events and agreed with the Historical Commission and Centennial Committee that the funds be used for community historical purposes. A Custodial Agreement with First Florida Bank has been drafted. The principal amount of approximately \$50,000.00 would remain intact, and interest earned would be available for community projects. A list of possible projects would be drawn up by the Director of Historic Resources and presented to the Historical Commission which would approve projects and authorize the City Finance Director to write the appropriate check. A list of projects and expenditures would be submitted to Council on a quarterly basis.

Mrs. Korwek pointed out that the Historical Commission is adamant that the principal not be touched and that the Historical Commission be guaranteed some say over how the funds would be spent.

City Attorney Bob Anderson replied to a question by Mrs. Korwek that the City of Venice is the principal and the agent is First Florida. It would be an agency agreement set up between the City of Venice and First Florida Bank concerning funds on deposit there.

Mr. Anderson recommended that the City Council should retain the power to invade principal. Otherwise the fund could never be terminated.

Mr. Calamaras moved that staff work out a solution as to how best to handle the \$50,000.00 Centennial Committee funds. Seconded by Mrs. Korwek.

Motion carried by voice vote unanimously.

XI. AIRPORT CONSULTANTS RECOMMENDED BY COMPETITIVE NEGOTIATION COMMITTEE. STAFF AUTHORIZED TO NEGOTIATE A CONTRACT WITH HOWARD NEEDLES TAMMEN & BERGENDOFF

Mr. MacLean presented Howard, Needles, Tammen & Bergendoff as the Competitive Negotiation Committee's first choice for airport consultants to assist with design and construction of airport projects already planned and to detail commercial and aviation development alongside the airport.

Mr. Harry Bertossa, who is in charge of the Florida operations of Howard, Needles, Tammen & Bergendoff, emphasized his firm's

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Mr. Miller moved to withdraw from the agenda the letter from the Department of Community Affairs regarding federal anti-drug abuse grant funds. Seconded by Mrs. Korwek. Motion carried on voice vote unanimously.

XVIII. LETTER FROM SARASOTA COUNTY: CRISIS STABILIZATION UNIT FOR DISTRICT 8. MAYOR AUTHORIZED TO WRITE LETTER TO GOVERNOR

Mrs. Korwek moved that the Mayor send a letter to the Governor requesting that he reinstate in the Governor's Budget the \$1.6 million for the funding of the new Crisis Stabilization Unit for District Eight. Seconded by Mrs. Battey. Motion carried on voice vote unanimously.

XIX. VENICE CHURCH OF NAZARENE ANNEXATION REQUEST. LEFT ON TABLE

It was agreed to leave the Venice Church of the Nazarene annexation request on the table until April 24, at which time the City Manager will report on it.

XX. AUDIENCE PARTICIPATION

Nobody wished to speak on any agenda item.

XXI. REPORT BY CITY ATTORNEY

1. Mr. Anderson reported that a Resolution regarding the Laurel Avenue area improvements would be placed on the next agenda.
2. An evaluation by the City Attorney's office of the Dow Membrane product liability case and recommendations will be available to the Mayor and Council for the next meeting.
3. An ordinance extending the interim historic preservation ordinance has been prepared and is being advertised.
4. Mr. Anderson suggested that to minimize bank fees assessed and to maximize interest income, the Centennial Commission funds should be deposited in a joint C.D./savings account. Mr. Anderson assured Mrs. Korwek that the City's name will be on both the savings account and the C.D.

Mayor Case handed the gavel to Vice Mayor Miller and left the room at 5:10.

Mrs. Korwek moved to accept the City Attorney's recommendation for the Centennial Funds, to direct Staff to set up the joint C.D./savings accounts, and to direct the Centennial Committee to turn over the funds to the City. Seconded by Mr. Calamaras. Motion carried on voice vote unanimously.

5. Mr. Anderson reported that the Art Committee for the New City Hall had been making presentations to financial institutions in the City for contributions towards the lobby mural. Contributions to purchase other art work will be solicited by mail from local citizens and businesses.

XXII. REPORT BY FINANCE DIRECTOR

Mr. Kern had no report.

XXIII. REPORT BY CITY CLERK

Mr. Simanskey reported that a retirement plan started for employees in 1961 or 1962 is not covered by the current Code. Mr. Simanskey recommended increasing the monthly payments to at least \$400.00 for the lone survivor, Mr. Hagar, now 86 years old.

Mayor Case returned to the meeting at 5:14 and took back the gavel from Vice Mayor Miller.

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Item 2 - Increase budget line item 001-0101-511.61-00, in the amount of \$1,421.13, legal fees to Attorneys Foley, Lardner and Hill in connection with the Florida League loan.

Item 3 - Increase Risk Manager's budget line item 001-0420-513.46-01 in the amount of \$9,000.00 to cover the deductible portion of insurance claims.

Item 4 - Deleted by Mr. Kern.

Item 5 - Transfer \$7,000.00 from Special Pay, 001-0401-513.15-00, in the amounts of \$6,500.00 to Finance Overtime, 001-0401-513.14-00, and \$500.00 to Data Processing Overtime, 001-0402-513.14-00; and increase Data Processing Overtime, 001-0402-513.14-00, in the amount of \$2,500.00.

Mrs. Battey moved to approve Finance Director's Report Items No. 1, 2, 3 and 5. Seconded by Mrs. Korwek. Motion carried on voice vote unanimously.

Mr. Kern requested approval to account for Betty Arnall's expenditures for the Historical Commission together with the Centennial Trust Fund, instead of as a separate department.

Mr. MacLean responded that Betty Arnall and the Historical Commission were not intended to be part of the Centennial Trust Fund.

Mrs. Korwek added that the interest earned in the Centennial Trust is not to be automatically applied to Betty Arnall's budget and stressed that any use of the interest or principal monies has to be recommended by the Historical Commission and approved by Council.

X. REPORT BY CITY CLERK

Mr. Simanskey had no report.

XI. REPORT BY CITY MANAGER

Item 1 - Amend designated smoking areas policy to include the Venice Municipal Mobile Home Park Recreation Hall.

Item 2 - Permit the Venice Branch of Savings of America to use the Fishing Pier with all fees waived for the Third Annual Father's Day Fishing Tournament from 7:30 A.M. to 1:00 P.M., Saturday, June 16, 1990.

Item 3 - Disposal of four vehicles awarded the Police Department by the Court: 1977 Chevrolet Impala VIN: 1L69U71242138, 1979 Ford Mustang VIN: 9F03T278290, 1976 Chevrolet Caprice VIN: 1N39V6S142260 and 1982 Isuzu VIN: JABAT69PXC0820530.

Item 4 - Purchase of a dedication plaque for the new Venice Police Station, at an estimated budget of \$650.00. (Source of funds not determined.)

Item 5 - Transfer funds in an amount not to exceed \$1,067.50 from the Storm Drainage and Paving Account to the Ridgewood Avenue Extension Project to cover Change Order No. 1 for that project.

Mrs. Battey moved to approve Items No. 1, 2, 3, 4 and 5 on the City Manager's Report. Seconded by Mrs. Korwek.

Regarding Item 4, Mr. MacLean mentioned that some former Council members would like to have their names included on the plaque. Staff recommends that the plaque list only the names of the current Council.

Mr. Calamaras noted that if it were done on this plaque, it would have to be done on others and could be a problem on long range

ROLL CALL VOTE: Mr. Bogen, YES; Mr. Calamaras, YES; Mayor Case, YES; Mrs. Korwek, YES; Mr. Miller, YES; Mrs. Schmidt, YES; Mrs. Battey, YES. Motion carried.

XX. REPORT BY DOROTHY KORWEK

1. Mrs. Korwek requested permission to attend a seminar December 6, \$25.00 registration fee, sponsored by the Cooperative Extension Service of Sarasota County and the Florida House Foundation.

Mrs. Schmidt moved that Mrs. Korwek be allowed to attend the seminar December 6. Seconded by Mrs. Battey. Motion carried on voice vote unanimously.

2. Mrs. Korwek reported that the Historical Commission had received a grant to do the survey of the downtown district for possible application to the National Register.

3. Mrs. Korwek presented an update of the Triangle Inn project, including a commitment by the Historical Commission to transfer the interest earned on the Centennial funds to this project.

Mrs. Schmidt left the meeting at 6:03 p.m. and did not return.

XXI. REPORT BY DEAN CALAMARAS

Mr. Calamaras reported that he and Betty Arnall, Director of Historical Resources, would be surveying a collection of fossils and artifacts to be donated to the City.

XXII. REPORT BY MAYOR CASE

Mayor Case reported that the Centennial Committee fund has been settled to everyone's satisfaction and that the City Clerk will prepare a resolution essentially putting the money in the possession of the City, the interest to be used as described by Mrs. Korwek.

XXIII. REPORT BY MR. MILLER

Mr. Miller requested that New Business be placed ahead of Administrative Reports on future agendas.

XXIV. REPORT BY MRS. BATTEY

Mrs. Battey reported that the City of Sarasota may charge for false fire alarms beyond a set minimum number. She wondered if the City of Venice would want to do likewise.

XXV. REPORT BY MR. BOGEN

Mr. Bogen had no report.

XXVI. AUDIENCE PARTICIPATION

Mr. Alf Weidner, representing St. Mark's Episcopal Church, reported that abnormally high water bills had been received for the rectory, in which nobody was living at that time, and for the church building. After some delay, the City was able to test the meters and found them to be accurate. Because the readings are now back to normal and there have been no leaks detected, Mr. Weidner requested that the excess sewer portion of the bills be waived.

Responding to Mayor Case, Mr. Kern noted that he had checked Mr. Weidner's figures and that it was impossible for that amount of water to have run through a couple of leaking toilets. Mr. Kern indicated that he could calculate the normal sewer usage so that credit could be given for the excess.