



# City of Venice

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

## Meeting Agenda City Council

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Tuesday, September 27, 2022

9:00 AM

Council Chambers

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[22-5776](#)

Instructions on How to Watch and/or Participate in the Meeting

**Attachments:**

[Meeting Instructions](#)

### 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](http://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. RECOGNITION

[22-5777](#)

Proclaim the Month of October 2022 as Cybersecurity Awareness Month, Presented to Roger Navarro, Director of Information Technology and IT Staff

**Attachments:**

[Proclamation](#)

[22-5778](#)

Retirement Tribute, Ruth Terry, Police Officer

#### II. 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). An Additional Opportunity for Audience Participation will be Observed Immediately Following the Lunch Break for Meetings that Extend into the Afternoon.*

#### III. 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. MAYOR**

[22-5779](#) Appoint Robert Daniels to the Environmental Advisory Board to Serve a Term from 10/1/2022 Until 9/30/2025

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

[22-5780](#) Appoint Peter Boers and Reappoint James Kraut to Venice Housing Authority to Serve Terms from 10/1/2022 Until 9/30/2026

**Attachments:** [Memorandum](#)  
[Applications](#)

[22-5781](#) Reappoint Barbara Fraser to the Fire Pension Board to Serve a Term from 10/1/2022 Until 9/30/2026

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

**B. CITY CLERK**

[22-5782](#) Minutes of the September 12, 2022 Budget Public Hearing and the September 13, 2022 Regular Meeting

**Attachments:** [09-13-22 Minutes](#)  
[09-12-22 Budget Public Hearing](#)

**C. CITY ATTORNEY**

[22-5788](#) Request Private Attorney-Client Session on October 11, 2022: Neal Communities of SWF, LLC, et al v. City of Venice

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

**D. CITY MANAGER**Finance

[22-5783](#) Approve Accounts Receivable Write-Offs of \$29,127 from the Utilities System and \$9,224 from EMS Accounts Receivable

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

Utilities

[22-5784](#) Approval to Apply for Cooperative Funding with Southwest Florida Water Management District (SWFWMD) for \$414,750 for Continuation of the Aquifer Storage and Recovery Well Project and \$33,000 for the Continuation of the Toilet Replacement Project

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

**IV. ITEMS REMOVED FROM CONSENT**

**V. PUBLIC HEARINGS**

**A. APPEAL**

[CC 21-56SP](#)     Consider and Act on Appeal of Planning Commission's Approval of Site and Development Plan Amendment Petition No. 21-56SP for Development of Three Pickleball Courts at the Existing Venetian Golf and River Club Site (Quasi-Judicial) - BOTH PARTIES REQUEST A CONTINUANCE TO THE OCTOBER 25TH CITY COUNCIL MEETING

**Attachments:**      [Memorandum](#)  
[Harvey Feltquate's Request for a Continuance](#)  
[Ed Willmer's Request for a Continuance \(VCDD\)](#)  
[Notice of Appeal by Harvey Feltquate](#)  
[Mr. Feltquate's Request for a Hearing Delay](#)  
[Tyler Cassell's Request for Affected Person Status](#)  
[Documents Submitted by Tyler Cassell](#)  
[Approved Development Order](#)  
[Staff Report](#)  
[Applicant - Application and Narrative](#)  
[Applicant - Site and Development Plans](#)  
[Applicant - Site Plan - No Aerial](#)  
[Applicant - Original Approved Phase 3 Site Plan - 02-14SP.2](#)  
[Applicant - Full Binding Master Plan with Appendices](#)  
[Applicant - Landscape Plan](#)  
[Applicant - Survey](#)  
[Applicant - Policy 8.2](#)  
[Applicant - Section 86-23\(m\)](#)  
[Request for Affected Person Status](#)  
[Written Correspondence](#)  
[Additional Written Correspondence After Agenda Posted](#)  
[Planning Commission Minutes 5.17.22](#)  
[Written Correspondence from Tyler Cassell Received 5.20.22](#)  
[Correspondence 5.23.22](#)  
[Written Correspondence 6.13.22 to 6.15.22](#)  
[Written Correspondence 6.16.22 to 6.17.22](#)  
[Written Correspondence 6.20.22 to 6.22.22](#)  
[Correspondence from Barbara Puccia](#)  
[Written Correspondence 6.13-6.27.22](#)  
[Correspondence 6.28.22](#)

## **B. ORDINANCES – FINAL READING**

[ORD. NO. 2022-27](#)      An Ordinance Amending the Official Zoning Atlas of the City of Venice, Florida, Pursuant to Zoning Map Amendment Petition No. 22-15RZ, to Change the Zoning Designation for the Property Generally Located at Knights Trail Road South of Laurel Oaks Road (71± Acres), From Sarasota County Open Use Estate (OUE) to City of Venice Knights Trail (KT); Providing for Repeal of All Ordinance in Conflict Herewith; Providing for Severability; and Providing an Effective Date (Quasi-judicial)

**Attachments:** [Ordinance](#)  
[Transmittal Memo to City Clerk](#)  
[Staff Presentation](#)  
[Staff Report](#)  
[Applicant - Application](#)  
[Applicant - Project Narrative](#)  
[Applicant - Survey](#)  
[Applicant - Decision Criteria Statement](#)  
[Planning Commission Minutes 8.16.22](#)  
[22-15RZ Speaker Card](#)

**ORD. NO.** An Ordinance of the City of Venice, Florida, Providing for Placement of the  
**2022-28** Structure Located at 404 Warfield Avenue North on the Local Register of  
Historical Resources Pursuant to Section 86-28, Historic Preservation, of  
the City of Venice Code of Ordinances; and Providing an Effective Date

**Attachments:** [Ordinance](#)  
[Transmittal Memo to City Council](#)  
[UMBC Nomination Staff Presentation](#)  
[Local Register of Historic Places Nomination](#)  
[Historic Preservation Board Minutes 8.19.22](#)  
[Email and Aerial Photograph](#)

## VI. NEW BUSINESS

### RESOLUTIONS

**RES. NO.** A Resolution Providing for the City of Venice General Municipal Election to  
**2022-23** be Held on November 8, 2022, to Elect Three Councilmembers for  
Three-Year Terms, and one Councilmember for a One-Year Term;  
Designating Polling Places for the Election; and Providing an Effective  
Date

**Attachments:** [Resolution](#)  
[City of Venice Map of Polling Places](#)

**RES. NO.** A Resolution of City Council of the City of Venice, Florida, Amending the  
**2022-26** Guidelines for City Commissions, Boards and Committees (Board) and  
Establishing a Legislative Referral Process for the Effective Order of  
Business; Superseding Resolution No. 2022-03 and all Policies in Conflict  
Herewith; and Providing an Effective Date

**Attachments:** [Revised Resolution and Council Memo](#)  
[Resolution](#)

**VII. PRESENTATIONS**

[22-5785](#) Human Resources Director Alan Bullock and The Gehring Group: Property and Liability Insurance Renewal for Fiscal Year 2023 (10 min.)

**Attachments:** [Memorandum](#)  
[5 Year Venice Premium History for FY23](#)  
[Workers Compensation Insurance Renewal Evaluation 2022-2023](#)

[22-5786](#) Captain Andy Leisenring and Assistant City Manager James Clinch: Staff Update on Noise Ordinance (10 min.)

**VIII. CHARTER OFFICER REPORTS**

City Attorney

City Clerk

City Manager

**IX. COUNCIL REPORTS**

***Council Member Moore***

***Council Member Fiedler***

***Council Member Frank***

***Council Member Boldt***

***Vice Mayor Pachota***

***Mayor Feinsod***

**X. PRIVATE ATTORNEY-CLIENT SESSION - THIS SESSION HAS BEEN CANCELED DUE TO HURRICANE IAN**[22-5787](#)

12:00 P.M. - PRIVATE ATTORNEY-CLIENT SESSION, PURSUANT TO FLORIDA STATUTE 286.011(8), TO DISCUSS NEAL COMMUNITIES OF SWF, LLC ET AL V. CITY OF VENICE

In attendance will be City Attorney Kelly Fernandez, Special Counsel Derek Schroth, Mayor Ron Feinsod, Vice Mayor Nick Pachota, Council Members Mitzie Fiedler, Helen Moore, Jim Boldt and Rachel Frank, City Manager Ed Lavalley, and Roberts Court Reporting. (Expected Duration 2 Hours)

**XI. 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.*

**XII. ADJOURNMENT**

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*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.*