



# City of Venice

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

## Meeting Agenda City Council

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Tuesday, October 25, 2022

9:00 AM

Council Chambers

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[22-5815](#)

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

[22-5835](#)

Recognition Presentation to Tampa General Hospital AEROMED

[22-5816](#)

Proclaim November 16, 2022 as "Geographic Information Systems (GIS) Day" and the Week of November 14-18, 2022 as "Geography Awareness Week", Presented to City of Venice GIS Employees Donald Hubbard, Will Smith, Kelsey Shope, Steven Berens and Christina Rimes

**Attachments:**

[Proclamation](#)

[22-5817](#)

America in Bloom Update and Award Presentation to the City of Venice and Public information Officer Lorraine Anderson, Presented by Bob Vedder

**Attachments:**

[Judges' Recommendations and Suggestions](#)

### 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**[22-5818](#)

Reappoint John Holic to the Venice Housing Authority to Serve a Term from 11/1/22 Until 10/31/2026

**Attachments:**

[Memorandum](#)[Applications](#)**B. CITY CLERK**[22-5819](#)

Minutes of the October 11, 2022 Regular Meeting

**Attachments:**

[Minutes](#)**C. CITY ATTORNEY**[22-5820](#)

Request Private Attorney Client Session: Neal Communities of SWF, LLC, et al v. City of Venice

**Attachments:**

[Memorandum](#)**D. CITY MANAGER**Engineering[CON. NO.  
156-2022](#)

Authorize the Mayor to Execute the Locally Funded Agreement for Use of Park Impact Fees Between Sarasota County, Florida and the City of Venice for Design and Construction of the New Public Park in Northeast Venice in the Amount of \$2,750,000

**Attachments:**

[Memorandum](#)[Locally Funded Agreement](#)[22-37FP](#)

Accept the Developers Completion and Payment Bonds in the Amounts of \$8,042,380.71 for Infrastructure Improvements and \$164,525.00 for Landscape and Irrigation Improvements from Meritage Home of Florida, Inc., and Authorize the Mayor, City Attorney and City Engineer to Sign the Magnolia Bay North Phase 1 Final Plat

**Attachments:**     [Developers Completion & Payment Bond - Infrastructure](#)  
[Developers Completion & Payment Bond - Landscape & Irrigation Bond](#)  
[Final Plat Magnolia Bay North Phase 1](#)  
[Declaration of Covenant, Conditions and Restrictions for Magnolia Bay](#)  
[Ownership & Encumbrances Report](#)

[22-38FP](#)     Accept the Developers Completion and Payment Bonds in the Amounts of \$9,612,145.06 for Infrastructure Improvements and \$535,950.00 for Landscape and Irrigation Improvements from Meritage Home of Florida, Inc., and Authorize the Mayor, City Attorney and City Engineer to Sign the Magnolia Bay South Phase 1 Final Plat

**Attachments:**     [Developers Completion & Payment Bond - Infrastructure](#)  
[Developers Completion & Payment Bond - Landscape & Irrigation Bond](#)  
[Final Plat Magnolia Bay South Unit 1](#)  
[Declaration of Covenant Magnolia Bay](#)  
[Ownership & Encumbrances Report](#)

[22-5821](#)     Authorize the Mayor to Accept Utility Easement Agreement Between Wisdom Properties, LLC, and the City of Venice for a Portion of Tract 14 and Tract 17, Toscana Isles (PID 0366130002)

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

## Human Resources

[22-5822](#)     Approve Collective Bargaining Agreement with Local 1718 American Federation of State County and Municipal Employees (AFSCME) for the Period of October 1, 2022 through September 30, 2025

**Attachments:**     [Memorandum](#)  
[Collective Bargaining Agreement](#)  
[AFSCME FY23 Appendix A](#)

[22-5823](#)     Approve Collective Bargaining Agreement with Fraternal Order of Police (FOP) Sergeants and Lieutenants for the Period of October 1, 2022 through September 30, 2025

**Attachments:**     [Memorandum](#)  
[Collective Bargaining Agreement](#)

## Police

[22-5825](#)     Approve Interagency Agreement Between Sarasota County Sheriff's Office and the City of Venice for Use of Driving Simulators at the Knights Trail Park Facilities

Attachments:     [Memorandum](#)  
                              [Interagency Agreement](#)

#### IV. ITEMS REMOVED FROM CONSENT

#### V. PUBLIC HEARINGS

[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 JANUARY 24, 2023 COUNCIL MEETING

**Attachments:** [Memorandum Dated 10.19.22](#)  
[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](#)

## VI. NEW BUSINESS

### RESOLUTIONS

**RES. NO.**  
**2022-29**      A Resolution of the City Council of the City of Venice, Florida, Amending the City of Venice Personnel Procedures and Rules, 2020 Edition, Section 2.1, Access to Group Health Insurance, and Section 2.2, Vacation Leave; and Providing an Effective Date

**Attachments:**      [Resolution](#)

## VII. PRESENTATIONS

[22-5826](#)      Captain Andy Leisenring and Assistant City Manager James Clinch: Update on Ordinance No. 2022-05, Sale, Possession and Consumption of Alcoholic Beverages at Public Beaches, and Council Direction on Renewal of Ordinance (10 min.)

**Attachments:**      [City Manager's Office Memorandum](#)  
[Police Department's Memorandum](#)  
[Ordinance No. 2022-05](#)

[22-5827](#)      Finance Director Linda Senne, Building Official Stephen Beckman, and Director of Public Works Ricky Simpson: Budget Impacts, Building Permits and Inspection Process, and Collection of Storm Debris Post Hurricane Ian (15 min.)

**Attachments:**      [Finance Department's Memorandum and Cost Summary Estimate](#)  
[Building Department's Memorandum](#)  
[VuSpex Virtual Inspections](#)  
[FEMA Public Assistance Program and Policy Guide](#)

## VIII. COUNCIL ACTION/DISCUSSION

[22-5828](#)      Discuss Storm Debris Collection from Private Roadways (Dr. Fiedler)

**Attachments:**      [Dr. Fiedler's Request](#)

[22-5829](#)      Public Art Advisory Board Membership (Attorney Fernandez and Clerk Michaels)

**Attachments:**      [Memorandum](#)

[22-5824](#)      Charter Officer Pay Increase for Fiscal Year 2023

**Attachments:**      [Memorandum](#)

## IX. CHARTER OFFICER REPORTS

City Attorney

City Clerk

City Manager

## X. COUNCIL REPORTS

***Council Member Frank***

***Council Member Boldt***

***Council Member Moore***

***Council Member Fiedler***

***Council Member Vice Mayor Pachota***

***Mayor Feinsod***

## **XI. PRIVATE ATTORNEY-CLIENT SESSION**

[22-5830](#)

10:30 A.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 Lavallee, and Roberts Court Reporting. (Expected Duration 30 Minutes)

## **XII. 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.*

## **XIII. 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.*