



City of Venice

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

Meeting Minutes City Council

Tuesday, June 10, 2014

9:00 AM

Council Chambers

CALL TO ORDER

Mayor Holic called the meeting to order at 9:00 a.m.

ROLL CALL

Present: 7 - Council Member Jim Bennett, Council Member Emilio Carlesimo, Council Member Kit McKeon, Council Member David Sherman, Council Member Jeanette Gates, Council Member Bob Daniels and Mayor John Holic

Also Present

City Attorney Dave Persson, City Clerk Lori Stelzer, City Manager Ed Lavallee, Recording Secretary Heather Taylor, and for certain items on the agenda: Community Development Director Jeff Shrum, Senior Planner Scott Pickett, City Engineer Kathleen Weeden, and Planner Roger Clark.

INVOCATION AND PLEDGE OF ALLEGIANCE

Ms. Stelzer offered the Invocation followed by the Pledge of Allegiance led by Mr. Sherman.

I. RECOGNITION

14-0687 Swearing In: Sergeant Aleksander Gregoire

Mayor Holic conducted this swearing in.

14-0688 10-year Service Award, Judith Gamel, Executive Assistant, City Manager's Office

Mayor Holic presented this award.

14-0689 25-year Service Award, Lori Stelzer, City Clerk

Mayor Holic presented this award.

14-0690 Mayor's Pillar of Community Award, Fred and Debi Hammett

Mayor Holic presented this award.

II. AUDIENCE PARTICIPATION

Bob Vedder, Venice Area Beautification Inc. (VABI), commented on the city's effort in making American in Bloom a success, and the nomination for the city to compete in two categories.

Pat Neal, Neal Communities, provided a status update on the Woods of Venice and stated that Neal Communities will continue to work with the community and will have meetings on environmental matters.

III. CONSENT SECTION:

A motion was made by Council Member Gates, seconded by Council Member Daniels to approve items in the Consent Section. The motion carried by voice vote unanimously.

A. MAYOR

14-0691 Reappoint Verna Silk to the Parks and Recreation Advisory Board to Serve Another Term from July 1, 2014 until June 30, 2017

This Reappointment was approved on the Consent Agenda.

14-0692 Appoint Elizabeth Mogford to the Parks and Recreation Advisory Board to Serve a Term from July 1, 2014 until June 30, 2015

Mr. McKeon commented on Elizabeth Mogford's attendance at Student Government Day.

This Appointment was approved on the Consent Agenda.

B. CITY CLERK

14-0693 Approval of Minutes - October 30, 2013 Workshop (Museum Expansion), November 25, 2014 Joint Meeting with Sarasota County and City of North Port, April 9, 2014 Certificate of Election Results, May 27, 2014 Regular Meeting

These Minutes were approved on the Consent Agenda.

C. CITY ATTORNEY

14-0694 Ratify Interlocal Agreement Between City of Venice and Sarasota County Relating to the Curry Creek Utility Service Area with Exhibits

This Agreement was approved on the Consent Agenda.

D. CITY MANAGERAirport

- 14-0695** Approval to Submit an Application for Federal Assistance to the Federal Aviation Administration (FAA) and Accept a Grant Offer of up to \$4,759,145 to Design Runway 13-31 Runway Protection Zone Improvements and/or Construct Taxiway A and C Rehabilitation
- This Agreement was approved on the Consent Agenda.**

Engineering

- 14-05FP** Approve Re-Plat of Venetian Golf & River Club Phase 3F
- This Final Plat was approved on the Consent Agenda.**

Utilities

- 14-0696** Approve Change Order No. 1 to Work Assignment No. 3, Hazen and Sawyer for the Water Main Replacement Program, Phase 1 Project, Construction Inspection Services, \$27,600
- This Work Assignment was approved on the Consent Agenda.**
- CON. NO. 08-2014** Approval of Contract for Eastside Water Reclamation Facility Filter Rehabilitation (ITB # 2983-14) with TLC Diversified, Inc., \$587,800
- This Contract was approved on the Consent Agenda.**
- 14-0697** Approval of Work Assignment No. 07, Atkins North America, Inc., for the Venetian Parkway Water and Sanitary Sewer Relocation Project, \$306,028
- This Work Assignment was approved on the Consent Agenda.**

IV. PUBLIC HEARINGSORDINANCES - FIRST READING

- ORD. NO. 2014-16** Amending the Official Zoning Atlas of the City of Venice, Florida, Relating to Property Located Between Laurel and Border Road, Commonly Referred to as the VICA Property, as Reflected in Rezoning Petition No. 14-1RZ for the Rezoning of the Property Described Therein, from Residential, Multiple-Family-1 (RMF-1) Zoning District to Planned Unit Development (PUD) Zoning District
- Mayor Holic stated this is a quasi-judicial hearing.
- Ms. Stelzer read the ordinance by title only.

Mayor Holic opened the public hearing.

Mr. Persson queried council on ex-parte communications and conflicts of interest.

Mayor Holic disclosed a site visit and referenced an email to Ms. Rossman dated June 5, 2014 asking for a point of clarification regarding her email.

Mr. Carlesimo disclosed a site visit with students attending Student Government Day and stated there was no discussion.

Mr. Bennett disclosed site visits with out of town guests.

Mr. McKeon disclosed site visits.

Ms. Stelzer stated there were 76 emails provided in the agenda packet, and provided council an email from Ed Martin and Mr. Bennett.

Mr. Shrum, being duly sworn, provided background information on the project to include the zoning map amendment, existing zoning and future land use, Planned Unit Development (PUD) zoning, proposed uses, environmental and open space, landscape buffers, access and roadways, and signage. He answered council questions regarding optional roadways, electrical wire easements, commented on requested modifications to include setbacks, roadway design, building height, and signage; concurrency; staff consideration on use, offsite sign, sidewalk, and well sites, and noted consistencies with the comprehensive plan, Finding of Facts, issues raised in public correspondence, Planning Commission's recommendation for approval with stipulations, and available motions to council.

Discussion ensued on sidewalk and streetlight requirements, wildlife, leverage for administrative approvals, the basis for the concurrency analysis, intersection traffic study, signage, setback reduction, and rezoning from RMF1 to PUD.

Recess was taken from 10:34 a.m. until 10:45 a.m.

Jeff Boone, being duly sworn, Boone Law Firm, provided an overview on the project, a history of the property to include a 1981 Sarasota County future land use map, land donated to the city by the property owner, and previous rezoning.

Jim Collins, being duly sworn, Boone Law Firm, commented on proposed and optional access points, density limits, proposed uses,

buffers, optional gates, signage, and modification proposals.

Discussion followed on the optional access point on Laurel Road.

Millard Yoder, being duly sworn, Engineer, displayed modifications of one sidewalk in comparison to two sidewalks, and commented on reduction of impervious surface, and the functionality of sidewalks on one side.

Alec Hoffner, being duly sworn, ECO Consultants, described the habitats on the project site to include woodland pasture sites, wetlands, pines and oaks, an eagles nest, commented on agricultural use, sustainable environmental practices, and answered council questions on the projects rating in regards to environmental preservation, and tree preservation.

John Henslick, being duly sworn, ECO Consultants, commented on environmental compliance with the comprehensive plan to include native habitat, use of cluster housing to protect native habitats, enhanced open space, corridor preservation, and stormwater management, and noted coordination of project reviews with US Fish and Wildlife and Florida Game and Freshwater Fish Commission.

Leisa Weintraub, being duly sworn, Vice President of Marketing and Creative Director, Neal Communities, commented on the project's architectural design, recreational amenities, and landscaping.

Maryann Grgic, being duly sworn, Neal Communities Community Relations, talked about neighborhood meetings and workshops conducted, and commented on the unanimous vote of support from Venetian Golf and River Club.

Mayor Holic left the dias at 11:40 a.m. and returned at 11:42 a.m.

Pat Neal, being duly sworn, Neal Communities President, commented on Neal Communities commitment to working with the community and the City.

Discussion ensued on previous plans for development of the property, possible use of land for ball parks, the management of water in wetlands and lakes, and retention pond enhancements.

Recess was taken from 11:58 a.m. until 1:30 p.m.

Mayor Holic did not return to the meeting and Mr. Carlesimo took his place at the dias.

Audience Participation

John Scolaro, being duly sworn, 4438 Sintina Court, commented on flooding to existing residents along Border Road.

Marge Chandler, being duly sworn, Venetian Golf and River Club Community Association (VGRCCA), read a letter from Jerry Jasper dated June 3, 2014 noting the VGRCCA Board's unanimous vote in favor of the project under the condition that optional access is only granted if required by the city for public safety purposes.

Nancy Chang, being duly sworn, 707 Brentwood Drive, commented on wildlife currently on the VICA property, and the need for a wildlife corridor.

Walter Rossman, being duly sworn, 203 Highpoint Drive, commented on density areas, sidewalk requirements, establishment of a wildlife corridor, and public road signage.

Kevin Barton, being duly sworn, Wildlife Center of Venice Representative, commented on the proposed modifications, the Joint Planning Agreement's (JPA) establishment of a wildlife corridor, and suggested the corridor be placed along the power line easement.

Sharon Quimby, being duly sworn, 221 High Point Drive, commented on wildlife seen on the VICA property, habitat to the river, the need for a strong wildlife corridor, development infrastructure, and evacuation.

Mr. McKeon commented on the Planning Commission's debate of issues regarding a long term vision for Venice.

Mr. Daniels reminded council that Sarasota Memorial purchased property to build an additional facility, and of Venice Hospital ER expansion plans.

Paul Kochanek, being duly sworn, 403 Peach Street, commented on the proposed sidewalk modification, and American's with Disabilities Act (ADA) accessibility.

Shannon Thinnes, being duly sworn, 195 Palm Drive, commented on density along Border Road, industrial proposal, and preservation.

Anthony Bruno, being duly sworn, 895 North Jackson Road, commented on wetland, flooding of surrounding properties, and suggested development be denied for the east side of the property.

Lisa Caller, being duly sworn, 190 Palm Drive, commented on the lack

of discussion regarding objection emails received by council, and density transition.

Mark Rom, being duly sworn, 1026 North Jackson Road, commented on the growth of Venice, flooding, and conversation with Mr. Neal.

Pat Wayman, being duly sworn, 3071 Border Road, displayed a map provided to Southwest Florida Water Management District (SWFWMD), referenced Ordinance No. 2008-23, and requested a committee be established to work with the developer, and additional disclosure pertaining to funds received by council members.

Mr. Carlesimo provided clarification on hospital diversions.

Mr. Boone provided clarification on the transition of density policy, and preservation along the east side of the Myakka River.

Mr. Neal commented on 4.3 acres of impervious surface, consideration for sidewalks, and right of way signage.

In response to Mr. Sherman's question, Mr. Boone provided clarification on reasons for administrative approval inconsistencies.

Discussion followed on previous land use plans for development, density transition, the protective buffer along the Myakka River, and plans for a 30 foot buffer.

Mr. Carlesimo closed the public hearing.

Mr. Bennett referenced photographs he had taken displaying birds in a developed community, and read a summary of effects regarding wildlife corridors.

Mr. Shrum further detailed the motion and recommendations from the planning commission, stated that council would need to address any changes they would like applied, and added signage to be located at the optional access road if developed.

Recess was taken from 2:49 p.m. until 3:01 p.m.

A motion was made by Council Member Daniels, seconded by Council Member Sherman, that Ordinance No. 2014-16 be approved on first reading and scheduled for final reading.

Following the motion, discussion took place regarding sidewalks, and the increase of nonimpervious area.

A motion was made by Council Member Sherman, seconded by Council Member Daniels, that Section 4, No. 1 of the Ordinance be amended to state "a. Sidewalks will be required on one side of the street only". The motion carried by voice vote

unanimously.

Discussion followed on signage on the public right-of-way.

A motion was made by Council Member McKeon, seconded by Council Member Sherman, that the Ordinance be amended to state "no sign will be placed on the Jacaranda Boulevard median at Laurel Road. Mr. McKeon withdrew his motion.

Discussion took place on the addition of item d to Section 4, No. 1.

A motion was made by Council Member Sherman, seconded by Council Member Gates, that Section 4, No. 1 of the Ordinance be amended to add "d. If the northwest optional access is utilized, developer may construct an additional subdivision sign consistent with the sign code". The motion carried by voice vote unanimously.

The motion as amended carried by the following vote:

Yes: 6 - Council Member Bennett, Council Member Carlesimo, Council Member McKeon, Council Member Sherman, Council Member Gates and Council Member Daniels

Absent: 1 - Mayor Holic

V. NEW BUSINESS

A. PRESENTATIONS

14-0698 Community Development Director Jeff Shrum: Department Update (10 min.)

Mr. Shrum provided an overview of current and pending projects to include projected start/completion dates and project status, referenced discussion with the planning commission regarding the scope of work to move forward on the comprehensive plan update, and the commission's request for a workshop to discuss the comprehensive plan, and commented on staffing within the planning department.

Discussion ensued on the need for more positions in the planning department, next years budget, and Land Development Regulation (LDR) and comprehensive plan revisions.

B. RESOLUTIONS

RES. NO. Accepting Utilities and Improvements Installed by WCI Communities,
2014-22 LLC., at Venetian Golf & River Club, a Replat of Phase 5, North Venice,
Florida

Ms. Stelzer read the resolution by title only.

A motion was made by Council Member Gates, seconded by Council Member Bennett, that Resolution No. 2014-22 be approved and adopted. The motion carried by the following vote:

Yes: 6 - Council Member Bennett, Council Member Carlesimo, Council Member McKeon, Council Member Sherman, Council Member Gates and Council Member Daniels

Absent: 1 - Mayor Holic

VI. UNFINISHED BUSINESS

ORDINANCES – FINAL READING AND PUBLIC HEARING

ORD. NO. Amending the Code of Ordinances, Chapter 74, Utilities, Section 74-2, Availability of Water and Sewer Service; Connection to City System and
2014-15 Section 74-10, Water, Sewer and Reclaimed Water Service

Ms. Stelzer read the ordinance by title only.

Mr. Carlesimo opened the public hearing.

Ms. Stelzer stated that no written communication had been received.

Mr. Carlesimo closed the public hearing.

A motion was made by Council Member McKeon, seconded by Council Member Gates, that Ordinance No. 2014-15 be approved and adopted. The motion carried by the following vote:

Yes: 6 - Council Member Bennett, Council Member Carlesimo, Council Member McKeon, Council Member Sherman, Council Member Gates and Council Member Daniels

Absent: 1 - Mayor Holic

VII. CHARTER OFFICER REPORTS

City Attorney

Mr. Persson provided clarification on the timeframe for short term rental approval.

City Clerk

Mr. Daniels requested the dates of executive sessions during council break be reconsidered.

Mr. Lavallee stated the purpose of the meetings are to maintain continuity of discussion, and that no decisions will be made without full participation.

Discussion followed on teleconference options.

City Manager

Mr. Lavallee commented on council's recognition of staff's efforts, upcoming requests for formal approval of additional positions, the

special events process, and approval of the road transfer agreement.

VIII. COUNCIL REPORTS

Mayor Holic

14-0699 Friends of Sarasota County Parks Request for City Work Assignments for Student Volunteers

This item was not discussed during this meeting.

14-0700 Report on Meeting with Community Religious Leaders Regarding Proposal for Service to the Community

This item was not discussed during this meeting.

Other Councilmember Reports

Mr. Bennett commented on the development of language for a resolution to be submitted requesting Florida Department of Transportation (FDOT) to approve a brown sign for I-75.

Mr. McKeon commented on the planning commission's meeting regarding opening the Old Salty Dog Restaurant at Marine Max Inc.

Mr. Daniels commented on the parking strategy used during the Nathan Benderson Park dedication ceremony, staffing of special events, involvement with the Tourist Development Council (TDC), referenced an email received from Virginia Haley regarding the Sarasota event calendar, and distributed a parking layout for the City of Sarasota.

Ms. Gates notified council that Suntrust Bank had placed no parking signs on their property, and that the Economic Development Advisory Board (EDAB) elected a new chair and vice chair, commented on the status of the turn arrow light at the Venice High School intersection, and expressed concern with Boards making motions based on information received by the public instead of having the topics researched by staff.

Mr. Carlesimo commented on Venice Mainstreet Retreat priority projects for next year showing support for a Community Redevelopment Area (CRA).

Mr. McKeon expressed concern regarding traffic choke points at the Chalk Festival temporary grounds.

Mr. Lavalley noted there is a plan for shuttle usage, and commented on potentially widening the gate, peak periods and circulation time.

Mr. Daniels commented on complaints regarding the Brew Bash.

IX. AUDIENCE PARTICIPATION

Jeff Boone distributed a letter addressed to Mr. Lavallee dated May 30, 2014 titled "City Refusal to Allow Utility Connection", commented on efforts made to connect to the city's utility system, inability to obtain a permit, and the agreement between Boone Law Firm and the city, and answered council questions regarding documentation provided to the city, and a flow issue waiver.

Mr. Persson provided options to Mr. Boone to include presenting the case to the Construction Board of Adjustment and Appeals or the city force a conclusion.

Mr. Carlesimo deferred the subject to the city attorney and city manager to determine if further council discussion is needed.

X. ADJOURNMENT

There being no further business to come before Council, the meeting was adjourned at 4:26 p.m.

ATTEST:

Mayor - City of Venice

City Clerk
