



City of Venice

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

Meeting Minutes City Council

Tuesday, June 22, 2021

9:00 AM

Council Chambers

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

[21-5118](#)

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

CALL TO ORDER

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

ROLL CALL

Present: 7 - Mayor Ron Feinsod, Vice Mayor Richard Cautero, Council Member Helen Moore, Council Member Nick Pachota, Dr. Joseph Neunder, Council Member Brian Kelly and Dr. Margaret Fiedler

ALSO PRESENT

City Attorney Kelly Fernandez, City Clerk Lori Stelzer, City Manager Ed Lavallee, Administrative Coordinator Mercedes Barcia, and for certain items on the agenda: Development Services Director Jeff Shrum, Planning Manager Roger Clark, Planner Nicole Tremblay, and Information Technology Director Christophe St. Luce.

All council members attended the meeting in person.

INVOCATION AND PLEDGE OF ALLEGIANCE

Ms. Stelzer offered the Invocation followed by the Pledge of Allegiance led by Mayor Feinsod.

I. RECOGNITION

[21-5126](#)

Courtney Green, President, Billy Rhodes and Kit McKeon, Past Presidents, Sertoma Club of Venice: Present a Check in the Amount of \$5,000 to the City of Venice for the 4th of July Fireworks Display

Mayor Feinsod accepted this check on behalf of the city.

[21-5119](#)

30 Year Service Recognition, Paul Joyce, Police Officer/Marine Patrol, Venice Police Department

Mr. Pachota presented this service award to Officer Joyce.

[21-5120](#) Retirement Certificate, Judy Gamel, Executive Assistant, City Manager's Office

Mayor Feinsod presented this certificate to Ms. Gamel.

[21-5121](#) Retirement Certificate, John Short, Utility Mechanic I, Utilities Department

Mayor Feinsod presented this certificate to Mr. Short.

II. AUDIENCE PARTICIPATION will be limited to one hour.

Jeffery Boone, city resident, spoke regarding Ms. Gamel's service to the city.

III. CONSENT SECTION:

A motion was made by Dr. Fiedler, seconded by Dr. Neunder, to approve items in the Consent Agenda. The motion carried by the following vote:

Yes: 7 - Mayor Feinsod, Mr. Cautero, Ms. Moore, Mr. Pachota, Dr. Neunder, Mr. Kelly and Dr. Fiedler

A. CITY CLERK

[21-5122](#) Minutes of the June 8, 2021 Regular Meeting

These Minutes were approved on the Consent Agenda.

IV. ITEMS REMOVED FROM CONSENT

There were none.

V. PUBLIC HEARINGS

A. PRELIMINARY PLAT AMENDMENT

[CC 20-67PP](#) Consider and Act Upon Preliminary Plat Petition No. 20-67PP for Aria Phase 4 to Change the Lot Sizes along a portion of Bocelli Drive in the Milano Planned Unit Development (PUD), Resulting in an Increase of 14 Lots, and Making Minor Associated Changes to Stormwater Facilities (Quasi-Judicial)

Mayor Feinsod announced this is a quasi-judicial procedure and opened the public hearing.

Ms. Fernandez inquired on conflicts of interest and ex-parte communications. There were none.

No written communication was received.

Nicole Tremblay, being duly sworn, provided a presentation and spoke on

project information and description, aerial map, site photographs, future land use map (FLUM), lot details, existing land uses, binding master plan (BMP), proposed density, land development code (LDC), comprehensive plan, concurrency/mobility, and planning commission's report and recommendation to city council.

Council waived applicant's presentation.

No one signed up to speak.

Mayor Feinsod closed the public hearing.

A motion was made by Dr. Fiedler, seconded by Dr. Neunder, to approve Development Order No. 20-67PP for Aria Phase 4.

Discussion followed regarding development and land conservation.

The motion carried by the following vote:

Yes: 7 - Mayor Feinsod, Mr. Cautero, Ms. Moore, Mr. Pachota, Dr. Neunder, Mr. Kelly and Dr. Fiedler

B. ORDINANCES - FIRST READING

[ORD. NO. 2021-20](#)

An Ordinance of the City of Venice, Florida, Establishing the Rustic Oaks Community Development District; Establishing the Boundaries of that District; Appointing the Initial Board of Supervisors; Providing for Powers of the Board; Consenting to Exercise of Certain Special Powers by the Board; Providing for Repeal of all Ordinances in Conflict Herewith; Providing for Severability and Providing for an Effective Date

Ms. Stelzer read the ordinance by title only.

Mayor Feinsod opened the public hearing.

No written communication was received.

Council waived staff's and applicant's presentation.

No one signed up to speak.

Mayor Feinsod closed the public hearing.

A motion was made by Dr. Neunder, seconded by Dr. Fiedler, that Ordinance No. 2021-20 be approved on first reading and scheduled for final reading. The motion carried by the following vote:

Yes: 7 - Mayor Feinsod, Mr. Cautero, Ms. Moore, Mr. Pachota, Dr. Neunder, Mr. Kelly and Dr. Fiedler

VI. NEW BUSINESS

A. ORDINANCES**ORD. NO.**
2021-24

An Ordinance of the City of Venice, Florida, Amending the Code of Ordinances Chapter 90, Building and Building Regulations, by Amending Article I, In General, Section 90-7, Hurricane Protection; Article II, Administration, Deleting Division 1, Construction Board of Adjustment and Appeals in its Entirety; Amending Article III, Contractors, Division 2, Contractor Registration, Section 90-165, Issuance of Citations for Unlicensed Contracting and/or Unpermitted Work and Section 90-167, Appeals; Deleting Section 90-171, Proceedings by the Construction Board of Adjustment and Appeals; Amending Article IV, Technical Codes, Section 90-202, Supplements to the Florida Building Code, Housing; Amending Chapter 98, Floods, Article II, Floodplain Management, Division 1, Administration, Section 98-35, Site Plans and Construction Documents and Section 98-37, Variances and Appeals; Division 2, Definitions, Section 98-40, Definitions; Division 3, Flood-Resistant Development, Section 98-41, Buildings and Structures, Section 98-43, Site Improvements, Utilities and Limitations, Section 98-44, Manufactured Homes, and Section 98-46, Tanks; Division 4, Administrative Amendments to the Florida Building Code, Building, Section 98-48, Florida Building Code, Building; Division 5, Technical Amendments to the Florida Building Code, Building, Existing Building and Residential, Section 98-49, Florida Building Code, Building, and Section 98-51, Florida Building Code, Residential; to Provide a Fiscal Impact Statement to Provide Criteria for Accessory Structures in Flood Hazard Areas; Specify Elevation of Manufactured Homes in Flood Hazard Areas; Providing for Repeal of all Ordinances in Conflict Herewith; Providing for Severability and Providing an Effective Date

Ms. Stelzer read the ordinance by title only.

Council waived staff's presentation.

No one signed up to speak.

A motion was made by Dr. Fiedler, seconded by Council Member Kelly, that Ordinance No. 2021-24 be approved on first reading and scheduled for final reading. The motion carried by the following vote:

Yes: 7 - Mayor Feinsod, Mr. Cautero, Ms. Moore, Mr. Pachota, Dr. Neunder, Mr. Kelly and Dr. Fiedler

B. COUNCIL ACTION/DISCUSSION**21-5123**

Request Council Approval to Appoint Deputy Fire Chief Frank Giddens as Fire Chief

NP/RC

Discussion took place regarding succession planning, Chief Carvey's retirement, the fire department taking over Emergency Medical Services (EMS), and the deputy fire chief's transition.

Mr. Lavallee thanked council for their support on Deputy Fire Chief Gidden's appointment as Fire Chief.

A motion was made by Council Member Pachota, seconded by Vice Mayor Cautero, to approve Item No. 21-5123. The motion carried by the following vote:

Yes: 7 - Mayor Feinsod, Mr. Cautero, Ms. Moore, Mr. Pachota, Dr. Neunder, Mr. Kelly and Dr. Fiedler

[21-5124](#)

Council Discussion and Direct Staff to Create the Appropriate Ordinances/Resolutions to Establish Term Limits for Boards to be Consistent with City Council Term Limits (Fiedler)

Dr. Fiedler spoke on basis of her request.

Discussion followed regarding intent and timing of request, advisory board ranking system, term limit policies used in other jurisdictions, staff researching item after land development regulations (LDRs) are completed, public perception on appointments, Planning Commission Chair Barry Snyder, board vacancies, Charter Review Committee, community engagement, researching process from surrounding communities, advertisement of vacant positions, and selection of advisory board members.

There was consensus to have staff research advisory board term limits and postpone action to a future date.

[21-5125](#)

Direct the City Manager to Initiate a Study of the Various Incentive Programs Operating in Florida Communities Directed at the Preservation of Historic Properties, Including a Survey of Local Property Owners to Determine Their Interest and Level of Support for Such Incentive Programs, and, if Appropriate, Include Projected Costs Associated with Specific Private Property Incentive Programs, and Report Findings to the City Council (Feinsod)

Mayor Feinsod spoke on basis of his request.

Vice Mayor Cautero provided handouts to council.

Discussion followed on having Historical Resources Manager Harry Klinkhamer make a presentation to council on research conducted relating to preservation of historic properties, HPB's priorities, owner incentives, Ordinance No. 2018-32 Historic Preservation Ad Valorem Tax Exemption, Mr. Klinkhamer's email to the HPB dated November 17, 2020 on historic preservation incentives, utilizing the HPB to survey property owners and

conduct research, and creating a public outreach education program.

Mr. Lavallee advised he will have Mr. Klinkhamer and the HPB chair make a presentation to council on research conducted, and commented on the city charter.

Discussion ensued regarding surveying property owners to determine their interest in having their property included in a historic register.

Ms. Moore commented on the LDRs addressing historic properties.

Mayor Feinsod clarified LDRs are not addressing properties in East Gate.

Mr. Pachota called for a point of order and noted Ms. Moore has the floor.

Discussion continued regarding houses specific to certain eras, and considering Legacy Award recognition for houses.

Mr. Kelly left the dais at 10:30 a.m.

Discussion ensued on homeowner awareness.

Mr. Kelly returned to the dais at 10:32 a.m.

Mr. Lavallee advised he will schedule a presentation before council.

There was consensus to have Mr. Klinkhamer and the Historic Preservation Board chair make a presentation to council on research conducted relating to preservation of historic properties.

VII. CHARTER OFFICER REPORTS

City Attorney

Ms. Fernandez had no report.

City Clerk

Ms. Stelzer reminded council of the Charter Review Committee's organizational meeting this Friday at 9:30 a.m.

City Manager

Mr. Lavallee commented on Ms. Gamel's retirement.

VIII. COUNCIL REPORTS

Council Member Kelly

Mr. Kelly had no report.

Council Member Cautero

Vice Mayor Cautero inquired if requests were made on council's rankings for the Charter Review Committee.

Ms. Stelzer advised there were two requests.

Vice Mayor Cautero requested rankings be distributed to council members.

Council Member Moore

Ms. Moore noted Venice Housing Authority recently became aware of the Sadowski fund and they are wondering if the city has any interest or capacity to explore the use of funds at the local level, and commented on event permits.

Dr. Neunder left the dais at 10:43 a.m.

Mr. Lavallee provided an update on event permits.

Ms. Moore suggested a police officer station be considered during council chamber renovations.

Dr. Neunder returned to the dais at 10:45 a.m.

Mr. Lavallee confirmed he will research the use and purpose of the Sadowski fund.

Council Member Fiedler

Dr. Fiedler had no report.

Council Member Pachota

Mr. Pachota requested an earlier staff presentation on filling the city clerk position.

Ms. Stelzer advised Human Resources Director Alan Bullock is making a presentation at the next council meeting.

Council Member Neunder

Dr. Neunder had no report.

Mayor Feinsod

Mayor Feinsod commented on special events.

IX. AUDIENCE PARTICIPATION

There was none.

X. ADJOURNMENT

There being no further business to come before Council, the meeting was adjourned at 10:49 a.m.

ATTEST:

Mayor - City of Venice

City Clerk