



City of Venice

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

Meeting Minutes City Council

Tuesday, January 26, 2021

9:00 AM

Virtual and Council Chambers

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

[21-4880](#)

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: 6 - Mayor Ron Feinsod, Vice Mayor Richard Cautero, Council Member Helen Moore, Dr. Joseph Neunder, Council Member Brian Kelly and Dr. Margaret Fiedler
Absent: 1 - Council Member Nick Pachota

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: Police Chief Tom Mattmuller, Police Captain Charles Thorpe, Police Department Records Manager Kelli Peyton, Development Services Director Jeff Shrum, Historical Resources Manager Harry Klinkhamer, and Information Technology Director Christophe St. Luce.

In person: Mr. Cautero, Dr. Neunder and Mr. Kelly

Via video conference: Mayor Feinsod, Ms. Moore and Dr. Fiedler

INVOCATION AND PLEDGE OF ALLEGIANCE

Ms. Stelzer offered the Invocation followed by the Pledge of Allegiance led by Dr. Neunder.

Ms. Fernandez advised items that require council action will be continued to the next meeting due to lack of a physical quorum.

Mr. Lavallee noted Item No. 20-4647 fee study presentation, and Ordinance No. 2021-05 relating to building permits and fees, are being pulled from the agenda.

I. RECOGNITION

[21-4870](#) 2020 Holiday Card Winner: Clara Henderson, Grade 5, Venice Elementary School

Mr. Lavallee recognized Holiday card winner Clara Henderson.

[21-4871](#) 2020 Employee of the Year: Kelli Peyton, Records Manager, Police Department

Mr. Lavallee presented this award to Kelli Peyton.

II. AUDIENCE PARTICIPATION will be limited to one hour.

Don O'Connell, 500 Hauser Lane, commented on Item No. 21-4875 direct staff to research what other cities are doing to protect historic structures, demolition of historic structures, the Architectural Review Board's (ARB)'s and Historic Preservation Board (HPB)'s function, Bert Harris Act, and land development regulations (LDR) update.

III. CONSENT SECTION:

In response to council, Ms. Fernandez explained council can come to an agreement on items but should not take action without a physical quorum.

Discussion followed on approving items in the consent section and Item No. 21-4873 impact fee and building permit fee administrator position.

A motion was made by Dr. Neunder, seconded by Vice Mayor Cautero, to approve items in the Consent Agenda with the exception of Item No. 21-4873. The motion carried by the following vote:

Yes: 6 - Mayor Feinsod, Mr. Cautero, Ms. Moore, Dr. Neunder, Mr. Kelly and Dr. Fiedler

Absent: 1 - Mr. Pachota

A. CITY CLERK

[21-4872](#) Minutes of the January 12, 2021 Regular Meeting and January 15, 2021 Convocation of Governments

These Minutes were approved on the Consent Agenda.

B. CITY MANAGER

Engineering

[21-28FP](#) Accept the Developers Completion and Payment Bond in the Amount of \$621,344.48, Developers Final Asphalt Lift Completion and Payment Bond in the Amount of \$52,946.46, Developers Sidewalk Completion and Payment Bond in the Amount of \$69,920.00 from LALP Development,

LLC, and Authorize the Mayor, City Attorney and City Engineer to Sign Toscana Isles, Unit 2, Phase 7 Final Plat

This Item was approved on the Consent Agenda.

Public Works

[21-4874](#)

Execution of Joint Project Agreement 2020-367 By and Between Sarasota County and the City of Venice for the Venice Avenue Bascule Bridge Maintenance Project

This Item was approved on the Consent Agenda.

IV. ITEMS REMOVED FROM CONSENT

CITY MANAGER - Continued

Development Services

[21-4873](#)

Approve New Position of Impact Fee and Building Permit Fee Administrator to be Funded 50% by Building Division Enterprise Funds for Administration of Permit Fees and 50% by the City's General Fund for Administration of Impact Fees

In response to council, Mr. Shrum explained position funding and need, and future cost savings to the city.

Discussion followed regarding council being provided with periodic reports on impact fees, and position need and funding.

A motion was made by Dr. Fiedler, seconded by Dr. Neunder, to approve Item No. 21-4873.

The motion carried by the following vote.

Yes: 6 - Mayor Feinsod, Mr. Cautero, Ms. Moore, Dr. Neunder, Mr. Kelly and Dr. Fiedler

Absent: 1 - Mr. Pachota

Recess was taken at 9:45 a.m. until 9:55 a.m.

Mayor Feinsod noted the agenda items that will be continued to the next council meeting.

V. PUBLIC HEARINGS

A. ORDINANCES – FINAL READING

[ORD. NO.](#)
[2021-01](#)

An Ordinance Amending the Official Zoning Atlas of the City of Venice, Florida, Pursuant to Zoning Map Amendment Petition No. 20-43RZ, to Change the Zoning Designation for the Property Generally Located South

of Rustic Road and West of Knights Trail Road, Commonly Known as 2203 Knights Trail Road (10.12± Acres), from Sarasota County Open Use Estate (OUE) to City of Venice Residential, Multi-Family 3 (RMF-3); Providing for Repeal of all Ordinances in Conflict Herewith; Providing for Severability; and Providing for an Effective Date (Quasi-Judicial)

This Ordinance was continued to February 9, 2021 due to lack of a physical quorum.

VI. NEW BUSINESS

A. RESOLUTIONS

[RES. NO.
2021-04](#)

A Resolution of the City Council of the City of Venice, Sarasota County, Florida, Creating an Auditor Selection Committee; and Providing an Effective Date

This Resolution was continued to February 9, 2021 due to lack of a physical quorum.

B. PRESENTATIONS

[21-4877](#)

Dave Hutchinson, Executive Director, Sarasota/Manatee Metropolitan Planning Organization (10 min.)

Dave Hutchinson, Executive Director, Sarasota/Manatee Metropolitan Planning Organization (MPO), provided a presentation and spoke on origins of MPOs, Sarasota/Manatee MPO Board, MPO planning area and structure, project priorities process, 2045 long range transportation plan (LRTP) to include cost feasible project list, and responded to council questions regarding local impact fee revenue generated, working with staff on projects, state funding and grants impacted by COVID-19, bus routes, roundabouts, gas tax revenue funding road expansion, and safety for pedestrians and bicyclists at roundabouts.

Vice Mayor Cautero noted resident comments received on roundabouts.

Dr. Fiedler requested Mr. Hutchison's presentation be included in the agenda packet.

Mr. Hutchinson responded to council questions on projected rate of gas tax revenue loss, and commented on ownership of cars and curb spaces.

[20-4647](#)

Planning Manager Roger Clark, Building Official Greg Schneider, and Bruce Cowans, MGT Consulting Group: Review Development Services Fee Study and Request Approval for Staff to Draft a Fee Schedule Resolution (30 min.)

This Item was pulled from the agenda.

C. ORDINANCES[ORD. NO.
2021-05](#)

An Ordinance of the City of Venice, Florida, Amending the Code of Ordinances, Chapter 90, Buildings and Building Regulations, Article IV, Technical Codes, Section 90-204, Permits and Fees; Providing for Repeal of all Ordinances in Conflict Herewith; Providing for Severability and Providing an Effective Date

This Ordinance was pulled from the agenda.

D. COUNCIL ACTION/DISCUSSION[21-4875](#)

Direct Staff to Research what Other Cities are Doing to Protect Historic Structures (Feinsod)

In response to council, Ms. Fernandez explained council can provide direction to staff.

Discussion followed on staff researching actions taken by other jurisdictions in protecting historic structures, whether staff has begun process as part of the LDR updates, and HPB's engagement in a historic preservation ordinance.

Mr. Shrum confirmed the consultant was asked to research other jurisdictions.

Vice Mayor Cautero commented on the draft historic preservation ordinance and advisory board initiatives.

Mayor Feinsod called for a point of order noting advisory boards are a separate discussion, then withdrew his point of order.

Discussion ensued on council postponing action on this item and obtaining information through the LDR process.

Recess was taken at 10:55 a.m. until 11:03 a.m.

[21-4876](#)

Direct City Attorney to Research Potential Legal Remedies for Land Clearing/Open Burning (Cautero)

Vice Mayor Cautero spoke on purpose of his request.

Discussion followed regarding coordinating with the county for a countywide initiative.

Dr. Fiedler noted Ronald Doering, Friends of Pinebrook Park, spoke at the Parks and Recreation Advisory Board meeting on working with the Florida

Fish and Wildlife Conservation Commission (FWC) to chip the underbrush at Pinebrook Park.

Dr. Neunder advised of his communication with State Representative Vern Buchanan on the city's concern with open burning.

The city attorney agreed to work with staff to research potential additional strategies for addressing land clearing/open burning and report back to council.

VII. CHARTER OFFICER REPORTS

City Attorney

Ms. Fernandez had no report.

City Clerk

Ms. Stelzer notified council of items on the next agenda.

City Manager

Mr. Lavallee had no report.

VIII. COUNCIL REPORTS

Council Member Pachota

Mr. Pachota was absent.

Council Member Neunder

Dr. Neunder reported on the MPO meeting and requested Ms. Stelzer send Mr. Hutchinson's presentation to council.

Council Member Kelly

Mr. Kelly had no report.

Council Member Cautero

Vice Mayor Cautero requested council consider a rotation of members for virtual meeting attendance for a physical quorum.

Ms. Fernandez suggested to add item to the next agenda for discussion along with a copy of the remote meeting attendance resolution.

Council Member Moore

Ms. Moore reported on the Tourist Development Council (TDC) meeting.

Council Member Fiedler

Dr. Fiedler requested an alternate council member be identified on the rotation, and reported touring the public safety facility and attending the Parks and Recreation Advisory Board meeting.

Mayor Feinsod

Mayor Feinsod commented on residents inquiring on a COVID-19 vaccination site in the city.

Dr. Neunder noted he advised the county commissioners of the city's willingness to assist with distribution of the COVID-19 vaccine.

IX. AUDIENCE PARTICIPATION

There was none.

X. ADJOURNMENT

There being no further business to come before Council, the meeting was adjourned at 11:23 a.m.

ATTEST:

Mayor - City of Venice

City Clerk