



City of Venice

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

Meeting Minutes City Council

Tuesday, April 11, 2017

9:00 AM

Council Chambers

CALL TO ORDER

Mayor Holic called the meeting to order at 9:05 a.m.

ROLL CALL

- Present:** 6 - Mayor John Holic, Council Member Kit McKeon, Council Member Jeanette Gates, Council Member Bob Daniels, Council Member Richard Cautero and Council Member Fred Fraize
- Absent:** 1 - Council Member Deborah Anderson

ALSO PRESENT

City Attorney Dave Persson, City Clerk Lori Stelzer, City Manager Ed Lavallee, Recording Secretary Mercedes Barcia, and for certain items on the agenda: Finance Director Linda Senne, Airport Director Mark Cervasio, City Engineer Kathleen Weeden, Director of Administrative Services Alan Bullock, Assistant City Manager Len Bramble, and Assistant City Attorney David Jackson.

INVOCATION AND PLEDGE OF ALLEGIANCE

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

I. RECOGNITION

[17-2608](#)

Proclaim April 2017 as Child Abuse Prevention Month, Presented to Danielle Hughes, Child Protection Team Coordinator, Child Protection Center

Council Member Gates presented this proclamation to Danielle Hughes.

[17-2609](#)

Proclaim April 2017 as Sexual Assault Awareness Month, Presented to Cherie Heasley, Communications Manager, Safe Place and Rape Crisis Center (SPARCC)

Mayor Holic presented this proclamation to Cherie Heasley.

[17-2610](#)

Proclaim April 10, 2017 as Gopher Tortoise Day, Presented to Eric Sievers, Gopher Tortoise Conservation Regional Biologist, Florida Fish and Wildlife Conservation Commission

Council Member McKeon presented this proclamation to Eric Sievers.

II. AUDIENCE PARTICIPATION

Danny Piper, 336 Bayshore Drive, spoke on Bayshore Drive road hazards to include speeding and vehicle parking, meeting with the Venice Police Department, request for speed bumps, bicycle and pedestrian traffic, and request for sidewalks on Bayshore Drive.

Joan Piper, 336 Bayshore Drive, spoke regarding hazards on Bayshore Drive, pedestrian and bicyclist safety, speeding, American with Disabilities Act (ADA) compliance, and compatibility with the city's strategic plan.

Mayor Holic suggested making a one way street from Tarpon Center Drive to Bayshore Drive and Laguna Drive into The Esplanade.

Sandra (Sam) Humphreys, 344 Bayshore Drive, spoke on Bayshore Drive street hazards, traffic and speeding, and pedestrian safety.

Betty Koch, 436 Bayshore Drive, spoke on Bayshore Drive street hazards and having sidewalks.

Pam Mosolino, 452 Bayshore Drive, spoke regarding accidents that occurred in front of her home, street hazards, and the need for sidewalks.

Deborah Loeding, 453 Bayshore Drive, spoke on the increase in traffic, street hazards, comprehensive plan and pedestrian level of service (LOS), and placing item on a future agenda for further consideration.

Evelyn Barritt, 416 Park Boulevard North, spoke regarding a previous accident on Bayshore Drive, request for sidewalks, increased traffic, and pedestrian safety.

Judy Collins, 461 Bayshore Drive, spoke on pedestrian safety, lawn service trucks, street hazards, and adding sidewalks.

Don O'Connell, 500 Hauser Lane, spoke regarding Venice Avenue median, bridal path, John Nolen Plan, and restoring the Parkview Hotel.

Kevin Collins, 313 Bayshore Drive, spoke regarding the John Nolen Plan and interim ideas to assist Bayshore Drive street hazards.

There was no objection from council to deliberate on this topic. Discussion followed on safety issues, requesting the city manager to provide an interim and long term action plan, adding sidewalks on both

sides of the roads, May 5, 2017 capital review process, and addressing the city's needs.

A motion was made by Council Member Gates, seconded by Council Member McKeon, to direct the city manager report to council with alternatives on short and long term solutions for the Bayshore Laguna area. The motion carried by voice vote unanimously.

Discussion continued on needing short and long term solutions, funding, and adding sidewalks.

III. CONSENT SECTION:

A motion was made by Council Member Gates, seconded by Council Member Fraize, to approve items on the Consent Section with the exception of Item Nos. 78-2017, 79-2017, and 17-2616. The motion carried unanimously by voice vote.

A. MAYOR

[17-2611](#) Appoint Council Member Daniels as the City's Representative on the Economic Development Corporation and Council Member Gates as the Liaison on the Municipal Code Enforcement Board

These Appointments were approved on the Consent Agenda.

[17-2612](#) Reappoint Tom Jones and Jane Morgan to the Environmental Advisory Board to Serve a Term from April 11, 2017 until March 31, 2020

These Reappointments were approved on the Consent Agenda.

[17-2613](#) Appoint Steve Walther to the Economic Development Advisory Board to Complete the Term of Carol Binette from April 11, 2017 until March 31, 2018

This Appointment was approved on the Consent Agenda.

B. CITY CLERK

[17-2614](#) Minutes of the March 14, 2017 Regular Meeting, March 17, 2017 Fire Fee Assessment Workshop, March 28, 2017 Regular Meeting, and March 30, 2017 Comprehensive Plan Joint Meeting with Planning Commission

These Minutes were approved on the Consent Agenda.

[17-2628](#) Change Time of the Public Hearing for Ordinance No. 2017-12 from after 5:00 p.m. to 9:00 a.m. on May 9, 2017, for Amendment to Land Development Code, Adding "Parking, Principal" and "Childcare" as Permitted Uses in Planned Industrial Development District; Applicant: PGT Industries

This Item was approved on the Consent Agenda.

C. CITY MANAGERPublic Works

[17-2615](#) Request to Purchase One "Front-Loading" Refuse Truck in the Amount of \$292,227

This Purchase was approved on the Consent Agenda.

IV. ITEMS REMOVED FROM CONSENT**CITY MANAGER - Continued**Administrative Services

[CON. NO. 78-2017](#) Approve Contract Extension with Commercial Risk Management to Continue to Provide Workers' Compensation Claims Services to the City for the Final Allowable Year from October 1, 2017 to September 30, 2018

A motion was made by Council Member Daniels, seconded by Council Member Fraize, to approve Item No. 78-2017.

Discussion followed regarding bidding, contract cycle and extension, and implementing policy.

The motion carried unanimously by voice vote.

[CON. NO. 79-2017](#) Approve Contract Extension with Ascension to Continue to Provide Property and Liability Insurance Services to the City for the Final Allowable Year from October 1, 2017 to September 30, 2018

A motion was made by Council Member Daniels, seconded by Council Member Gates, to approve Item No. 79-2017.

Discussion followed regarding second amendment and contract bidding.

The motion carried unanimously by voice vote.

Public Works - Continued

[17-2616](#) Approval for the Disposal of Surplus Vehicles and Equipment

A motion was made by Council Member Daniels, seconded by Council Member Fraize, to approve Item No. 17-2616.

Discussion followed regarding disposal of unused light fixtures.

The motion carried unanimously by voice vote.

Due to an oversight under audience participation, John Kandes, 1181 Colonial Road, spoke at this time and noted being a pilot for skydiving, leaving due to unsafe operations, and his support of the new owner.

A motion was made by Council Member Daniels, seconded by Council Member Gates, that workers' compensation and property liability services be bid out once every five years starting FY 2018. The motion carried unanimously by voice vote.

V. PUBLIC HEARINGS

ORDINANCES – FINAL READING

[ORD. NO.
2017-08](#)

An Ordinance of the City Of Venice, Florida Extending the City's Consent to the Inclusion of the Incorporated Area of the City of Venice in the Sarasota County Emergency Medical Services Municipal Service Taxing Unit; 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 Holic opened the public hearing.

No written communication was received and no one signed up to speak.

Mayor Holic closed the public hearing.

A motion was made by Council Member Daniels, seconded by Council Member Gates, that Ordinance No. 2017-08 be approved and adopted. The motion carried by the following vote:

Yes: 6 - Mayor Holic, Mr. McKeon, Ms. Gates, Mr. Daniels, Mr. Causero and Mr. Fraize

Absent: 1 - Ms. Anderson

[ORD. NO.
2017-09](#)

An Ordinance of the City Of Venice, Florida Amending the Code of Ordinances Chapter 54, Solid Waste, Article II, Administration, Section 54-31, Authority of Director of Public Works; 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.

Mayor Holic opened the public hearing.

No written communication was received and no one signed up to speak.

Mayor Holic closed the public hearing.

A motion was made by Council Member Gates, seconded by Council Member McKeon, that Ordinance No. 2017-09 be approved and adopted. The motion carried by the following vote:

Yes: 6 - Mayor Holic, Mr. McKeon, Ms. Gates, Mr. Daniels, Mr. Causero and Mr. Fraize

Absent: 1 - Ms. Anderson

[ORD. NO.
2017-10](#)

An Ordinance Providing Quasi-Judicial Procedures by Amending the Code of Ordinances of the City of Venice, Florida, Chapter 2, Administration, Article II, Mayor and Council, Division 2, Meetings, Subdivision I, in General, Section 2-53 Addressing Council; 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 Holic opened the public hearing.

No written communication was received and no one signed up to speak.

Mayor Holic closed the public hearing.

A motion was made by Council Member Daniels, seconded by Council Member Gates, that Ordinance No. 2017-10 be approved and adopted.

Discussion followed on the ordinance being applicable to city council and not all quasi-judicial hearings.

The motion carried by the following vote:

Yes: 6 - Mayor Holic, Mr. McKeon, Ms. Gates, Mr. Daniels, Mr. Caution and Mr. Fraize

Absent: 1 - Ms. Anderson

Recess was taken from 10:26 a.m. until 10:35 a.m.

VI. NEW BUSINESS

A. PRESENTATIONS AND AUDIENCE PARTICIPATION WILL BE HEARD AT 10:30 A.M. - AGENDA ITEMS MAY BE DELAYED OR MOVED FORWARD TO ACCOMMODATE PRESENTATIONS

[17-2618](#)

Andy Leisenring, Secretary, Police Pension Board of Trustees, Tim Nash, AndCo Consulting and Doug Lozen, Foster & Foster Actuaries and Consultants: Police Pension Annual Report (20 min.)

Mr. Nash provided a summary of the municipal police officers' pension trust fund as of April 10, 2017, and spoke on total returns, changes in the investment program, equities, target percent, and total fund return.

Discussion took place regarding the city's pension budget, increase in real estate and Garcia Hamilton market values, number of active employees in the plan, benefit investments and returns, plan goals, total fund policy, active fees and management, and new manager combined fees.

Mr. Lozen provided a presentation on changes to unfunded actuarial accrued liabilities since FY 2011 and spoke on annual pay down, experience gain, plan amendment, assumption changes, net change,

funded ratio improvement, funding sources, and summary.

Discussion followed regarding employee and city contributions, budgetary process, funding more than the minimum requirement, 90% fully funded goal, annual required contribution (ARC), investment returns, and assumption changes.

Ms. Gates left the dais at 11:01 a.m.

[17-2617](#)

Keith Frazier, Manager, MAXIMUS Consulting Services, Inc.: Full Cost Allocation Plan (10 min.)

Ms. Senne spoke on the cost allocation fund.

Mr. Frazier provided a presentation on cost allocation to include plan uses and best practices, code requirements, reasons and purpose for plan, process, and data and information requirements.

Ms. Gates returned to the dais at 11:04 a.m.

Mr. Frazier continued to speak regarding direct and indirect costs, and single and multiple step-down allocation approaches.

Discussion followed regarding allocation charges, revenues to the general fund, other entities providing the same services, bidding contract, and workers compensation allocation.

[17-2619](#)

Assistant City Manager Len Bramble: Venice Library Update (5 min.)

Mr. Bramble provided an update on the Venice Library regarding the site and development plan, building plans, Architectural Review Board's (ARB) meeting on April 27, 2017, and parking agreement.

Discussion followed on removal of the old library foundation and council obtaining reports on soil testing samples.

[17-2620](#)

City Engineer Kathleen Weeden: Presenting Initial Conceptual Plans for Downtown Reconstruction Project Including a Proposed Sidewalk within the Median of W. Venice Avenue to be Considered Further at the April 25, 2017, City Council Meeting (10 min.)

Ms. Weeden spoke on the initial conceptual plans to include consideration of sidewalk within the West Venice Avenue median, survey monkey, downtown project boundary, corridor improvement option approved by city council, proposed hardscape development design, promenade layout, streetscape elements, barriers, proposed tree planting and landscaping, specialty paving, and benches and trash receptacles.

Discussion took place regarding downtown project funding and promenade, adding sidewalks on Bayshore Drive, impact and mobility fees, changes to Venice Avenue, road reconstruction, crosswalk safety, project costs, infrastructure needs, cafe restaurant sidewalks, ADA compliance, replacement of street lights, one-cent sales tax funding, Venice Avenue median, reconstructing sidewalk in concrete material, curb stops, light fixtures and poles, irrigation, pedestrian visibility, landscape upgrades and budget, extraordinary mitigation fees, benches at the South Jetty, and adopt a bench program.

A motion was made by Council Member McKeon, seconded by Council Member Cautionero, for the city manager to cease and desist all work on the downtown promenade sidewalk. The motion carried unanimously by voice vote.

B. RESOLUTIONS

[RES. NO. 2017-07](#)

A Resolution of the City of Venice, Florida, Accepting Utilities and Improvements Installed by LALP Development, LLC (Toscana Isles), and Accepting a One Year Developers Maintenance Bond, and Bill of Sale, and Providing an Effective Date

Ms. Stelzer read the resolution by title only.

A motion was made by Council Member Gates, seconded by Council Member McKeon, that Resolution No. 2017-07 be approved and adopted. The motion carried by the following vote:

Yes: 6 - Mayor Holic, Mr. McKeon, Ms. Gates, Mr. Daniels, Mr. Cautionero and Mr. Fraize

Absent: 1 - Ms. Anderson

Recess was taken from 11:47 a.m. until 1:00 p.m.

D. COUNCIL ACTION/DISCUSSION

[17-2621](#)

Termination of Commercial Skydiving Parachute Drop Zone Access Agreement Between the City of Venice and Skydive Venice Beach, Inc.

Mr. Cervasio spoke on skydiving operations, landings outside of the drop zone, notice of default to flight maintenance company, incident with jump master employee, transfer or ownership, and termination of the agreement.

Discussion followed regarding incidents, operating procedures, radio reports on jumpers, Federal Aviation Administration (FAA) approval, change of ownership, city agreement with company, terminating agreements when there is a change of ownership, landing incidents, Mr. Cervasio's communication with previous owner on drop zones, risk assessment, FAA funding, liability concerns and responsibility, and repeated safety violations.

Mr. Lavalley spoke regarding the safety analysis that was conducted

and presented to the FAA, determined drop zones, and liability.

Arne Kruihof, 1610 Hammock, Nokomis, spoke on aircraft maintenance, skydiving operations, previous owner, and safety.

Leslie Wells, Owner of Skydive Venice Beach, spoke on skydiving operations, safety record and measures taken, amendments implemented, drop zones, GPS installation in airplanes, consistency with pilots, attending pilot meetings, and requested an extension to remedy the problem.

Paul Hollowell, 628 Armada Road South, President of Venice Aviation Society, spoke regarding safety concerns, pilot operations, and support of terminating the agreement.

Chuck Schmieler, 137 Valencia Lakes Drive, spoke regarding change of ownership notification, liability, skydiving operations, FAA safety analysis, and support of terminating the agreement.

A motion was made by Council Member Daniels, seconded by Council Member Cautero, to approve Item No. 17-2621.

Discussion followed regarding Venice Airport location, safety concerns, landings and missing drop zones, non-compliant company employees, weakness in contract, and principals listed in the agreement.

Discussion followed on the city manager providing council with frequent updates on incidents instead of waiting until council meetings.

The motion carried unanimously by voice vote.

[17-2622](#)

Direct the City Manager to Contact Sarasota County to Determine Whether Sarasota County has Funding Available for a 10-acre Parcel on Knights Trail Road (Holic)

A motion was made by Council Member Gates, seconded by Council Member Daniels, to direct the city manager to contact Sarasota County to determine whether Sarasota County has funding available for a 10-acre parcel on Knights Trail Road or other suitable parkland in the vicinity of northeast Venice.

Discussion followed regarding parcel on Knights Trail, parkland, county owned land, park impact fees, developing a park with the county, master parks plan, additional park space, need for open space, sport parks, city ownership of land, partnership with the county, park maintenance, community interest having a park in northeast Venice, utilizing land that the city and county already own, Ajax property, Gene Green Road, and the county providing community access to parks.

The motion carried unanimously by voice vote.

Recess was taken from 2:15 p.m. until 2:22 p.m.

[17-2623](#)

Approval for the Disposal or Sale of the Showmobile

Mr. Lavallee spoke on solicitations received for the showmobile and recommended developing a request for proposal (RFP) to dispose of the vehicle.

Discussion followed regarding the showmobile to include cost for disposal, vehicle condition, competing interest, placing vehicle out for bid, junking vehicle, staff determination of vehicle safety, interested parties, and bidding process.

Mr. Persson recommended following the city's policy and process.

Danny Swain, Troll Music, spoke on his involvement, familiarity, and offer on the showmobile.

Pam and Roger Syx, PR Audio, LLC, spoke on sealed bid submission, experience with showmobile stages, and requested their sealed bid be honored.

Discussion followed regarding solicitations, opportunity to compete, open bids, restoration proposition, public process, postponing item, and city's bidding process.

Mr. Persson suggested the city manager solicit bids with certain terms and conditions.

Discussion continued on the city manager providing a chronology regarding the solicitation of the showmobile, staff communication, online auction with stipulations, RFP, public solicitation, proposals from the two interested parties and bids submitted, and the city manager making a presentation at the next council meeting.

There was council consensus for the city manager to make a chronological presentation on the solicitation of the showmobile at the next council meeting.

[17-2593](#)

Post Office Relocation Update (Holic)

Mayor Holic spoke regarding the post office pictures in the agenda packet shown to legislators, scheduling a meeting with the postmaster, Harbor Drive two hour parking limit, parking study at Hecksher Park, suggested bidding process for a developer, and the Ajax property.

A motion was made by Council Member Gates, seconded by Council Member Fraize, for staff to place a request for information on the post office site with a deadline of September 1, 2017.

Discussion continued on economics, city purchase of property, having an interested developer, Parkview Hotel, community outreach, solicit potential use of property, request for information, ideas for parcel, and

facility maintenance.

The motion carried unanimously by voice vote.

[17-2624](#)

Direct Staff to Prepare a Budget Amendment to Proceed with the Planned Parking Lot at North Brohard Park Beach (Holic)

Mayor Holic spoke regarding budget amendment for parking lot, item postponement, property asset inventory, and project funding.

A motion was made by Council Member Daniels, seconded by Council Member Gates, to approve Item No. 17-2624.

Discussion followed on the master parks plan, council's previous decision to postpone the item, and parking lot funding.

Ms. Senne spoke on the budget amendment and parking lot funding.

Discussion continued on reviewing the capital priority list and ranking before taking action, and beach parking lots.

Mayor Holic left the dais at 3:32 p.m.

Discussion ensued regarding beach parking, council's previous decision, and asset inventory.

Mayor Holic returned to the dais at 3:34 p.m.

Ms. Weeden spoke regarding permit, bids, contract, end of May deadline, and money already spent on the project.

Discussion followed on ordinance time frame, budget amendment, money spent on project permit and design, permitting delays, increasing parking capacity, beach staging area, construction costs, and project funding.

Dan Boone, speaking on behalf of the Venice Golf Association (VGA), commented on triggering settlement for the city and VGA, building parking lot on the property directly across from Sharky's Restaurant and Maxine Barritt Park, and ongoing negotiations.

The motion failed by voice vote 3 to 3 with Mr. Fraize, Mr. McKeon, and Mr. Caetero opposed.

Discussion followed regarding project funding, adopted ordinance, budget amendment, and elimination of project.

Ms. Gates left the dais at 3:55 p.m.

VII. CHARTER OFFICER REPORTSCity Attorney

Mr. Persson spoke on the airport's skydiving company transfer of ownership agreement.

City Clerk

Ms. Stelzer had no report.

City Manager

Mr. Lavallee spoke on property acquisitions for the public safety facility and museum and archives.

Ms. Gates returned to the dais at 3:59 p.m.

Discussion took place regarding maintenance of buildings, Code Red notifications, improving public safety process and communication, utility department's emergency phone line, courtesy calls, improving calling system, updating the city's website, director level responses, and city email on personal cell phones.

VIII. COUNCIL REPORTS***Council Member Daniels***

Mr. Daniels spoke on the Metropolitan Planning Organization's (MPO) FY 2017 priorities.

Council Member Fraize

Mr. Fraize commented on the Citizens Police Academy graduation.

Council Member Gates

Ms. Gates spoke regarding the Student Advisory Council (SAC) meeting at the Venice High School, school capacity and future expansion, school movie night, and this weekend's Suncoast BBQ and Bluegrass Bash event.

Council Member McKeon

Mr. McKeon noted the planning commission's meeting on the comprehensive plan, and commented on the Economic Development Advisory Board's (EDAB) work on special events and emails from Venice MainStreet.

Council Member Anderson

Ms. Anderson was absent.

Council Member Cautionero

Mr. Cautionero noted Venice MainStreet has membership cards that provide discounts for various businesses.

Mayor Holic

Mayor Holic spoke regarding his meeting with Venice MainStreet, sunshine law constraints, and Meet the Champion at Snook Haven for the BBQ Bash.

IX. AUDIENCE PARTICIPATION

No one signed up to speak.

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