



# City of Venice

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

## Meeting Minutes City Council

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Tuesday, March 23, 2021

9:00 AM

Council Chambers and Virtual

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

[21-4954](#)

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

### CALL TO ORDER

Mayor Feinsod called the meeting to order at 9:01 a.m.

### ROLL CALL

**Present:** 6 - Mayor Ron Feinsod, Vice Mayor Richard Cautero, Council Member Helen Moore, Council Member Nick Pachota, Council Member Brian Kelly and Dr. Margaret Fiedler

**Excused:** 1 - Dr. Joseph Neunder

Ms. Stelzer advised Dr. Neunder requested his absence be excused.

**A motion was made by Dr. Fiedler, seconded by Council Member Pachota, to excuse Dr. Neunder's absence. The motion carried by the following vote:**

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

**Excused:** 1 - Dr. Neunder

### ALSO PRESENT

City Attorney Kelly Fernandez, City Clerk Lori Stelzer, City Manager Ed Lavallee, Administrative Coordinator Mercedes Barcia, and Information Technology Director Christophe St. Luce.

In person: Mr. Cautero, Dr. Fiedler, Ms. Moore and Mr. Kelly

Via video conference: Mayor Feinsod and Mr. Pachota

### INVOCATION AND PLEDGE OF ALLEGIANCE

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

**I. RECOGNITION**

[21-4955](#) Proclaim the Month of April 2021 as "Child Abuse Prevention Month", Presented to Ariane Beauchamp, Prevention Educator, Child Protection Center, Inc.

Mayor Feinsod acknowledged this proclamation.

[21-4956](#) Proclaim the Month of April 2021 as "Donate Life Month", Presented to Evelyn Colon-Legon, LifeLink Organizer Volunteer

Mayor Feinsod acknowledged this proclamation.

**II. AUDIENCE PARTICIPATION will be limited to one hour.**

Don O'Connell, 500 Hauser Lane, commented on the land development regulations (LDRs) update, replacing non-conforming structures, condominiums at the beach, the historical resources section in the comprehensive plan, and obtaining public input on LDRs.

**III. CONSENT SECTION:**

A motion was made by Dr. Fiedler, seconded by Vice Mayor Cautero, to approve items in the Consent Agenda with the exception of Item No. 21-4959. The motion carried by the following vote:

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

**Excused:** 1 - Dr. Neunder

**A. MAYOR**

[21-4957](#) Reappoint Bruce Weaver to the Architectural Review Board to Serve a Term from April 1, 2021 Until March 31, 2024

This Reappointment was approved on the Consent Agenda.

**B. CITY CLERK**

[21-4958](#) Minutes of the March 9, 2021 Regular Meeting

These Minutes were approved on the Consent Agenda.

**D. CITY MANAGER**Human Resources

[21-4960](#) Approve Memorandum of Understanding with the American Federation of State, County and Municipal Employees (AFSCME), Local 1718, with Reference to 2021 Vacation "Use or Lose" Provision

**This Item was approved on the Consent Agenda.**

[21-4961](#) Approve Memorandum of Understanding with the Florida State Lodge Fraternal Order of Police (FOP), Sergeants and Lieutenants, with Reference to 2021 Vacation "Use or Lose" Provision

**This Item was approved on the Consent Agenda.**

[21-4962](#) Approve Memorandum of Understanding with the Florida State Lodge Fraternal Order of Police (FOP), for Officers, with Reference to 2021 Vacation "Use or Lose" Provision

**This Item was approved on the Consent Agenda.**

[21-4963](#) Approve Memorandum of Understanding with the International Association of Firefighters (IAFF), Local Chapter 2546, with Reference to 2021 Vacation "Use or Lose" Provision

**This Item was approved on the Consent Agenda.**

#### Public Works

[21-4964](#) Approve Electric Vehicle Charging Equipment Agreement by and between the City of Venice and Florida Power & Light Company, a Florida Corporation for Electric Vehicle Charging at Dr. Fred Albee Park

**This Agreement was approved on the Consent Agenda.**

### **IV. ITEMS REMOVED FROM CONSENT**

#### **C. CITY ATTORNEY**

[21-4959](#) Approval of an Agreement with Patrick J. Reilly, Esq., to Provide Professional Legal Services to Serve as a Code Enforcement Special Magistrate

**A motion was made by Dr. Fiedler, seconded by Council Member Moore, to approve Item No. 21-4959.**

In response to council, Ms. Fernandez provided clarification on the intent and role of the special magistrate.

**The motion carried by the following vote:**

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

**Excused:** 1 - Dr. Neunder

### **V. PUBLIC HEARINGS**

#### **A. ORDINANCES – FINAL READING**

ORD. NO.  
2021-02

An Ordinance of the City of Venice, Florida, Amending the 2017-2027 Comprehensive Plan; Providing an Annual Update of Data on Development Activity within Mixed Use Future Land Use Categories in Each Comprehensive Plan Neighborhood; Providing for Severability; Providing for Repeal of All Ordinances in Conflict Herewith to the Extent of Such Conflict; and Providing an Effective Date

Ms. Stelzer read the ordinance by title only.

Mayor Feinsod opened the public hearing.

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

Mayor Feinsod closed the public hearing.

**A motion was made by Dr. Fiedler, seconded by Vice Mayor Cautero, that Ordinance No. 2021-02 be approved and adopted. The motion carried by the following vote:**

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

**Excused:** 1 - Dr. Neunder

## **VI. NEW BUSINESS**

### **A. RESOLUTIONS**

RES. NO.  
2021-10

A Resolution of the City Council of the City of Venice, Sarasota County, Florida, Adopting the Sarasota County Local Mitigation Strategy and the City of Venice Floodplain Management Plan as the Formal Guide for the City of Venice's Hazard Mitigation Activities in Accordance with the National Flood Insurance Program for Community Rating System and 42 U.S.C. §5165, 44. C.F.R. §201.6, Part 1 Of Chapter 252, Florida Statutes, and Florida Administrative Code Chapter 27P-22; Superseding Resolution No. 2020-26; and Providing an Effective Date

Ms. Stelzer read the resolution by title only.

**A motion was made by Council Member Moore, seconded by Vice Mayor Cautero, that Resolution No. 2021-10 be approved and adopted. The motion carried by the following vote:**

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

**Excused:** 1 - Dr. Neunder

RES. NO.  
2021-11

A Resolution of the City Council of the City of Venice, Florida, Establishing a Charter Review Committee and Providing an Effective Date

Ms. Stelzer read the resolution by title only.

**A motion was made by Dr. Fiedler, seconded by Vice Mayor Cautero, that Resolution No. 2021-11 be approved and adopted.**

Vice Mayor Cautero suggested clarifying the committee's role and expectations, and recommended staff prepare a synopsis of the project scope and workflow prior to nominating candidates.

Mr. Lavallee spoke regarding the previous charter review process.

Ms. Stelzer noted the previous committee's timeframe to review the entire charter.

Discussion followed regarding clarifying the committee's scope of work and timeframe for staff to prepare a document.

**The motion carried by the following vote:**

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

**Excused:** 1 - Dr. Neunder

Discussion continued on defining the committee's scope of work, scheduling a workshop on this item, and considering each council member nominate two candidates.

**There was consensus to hold a workshop on the Charter Review Committee.**

**[RES. NO.  
2021-13](#)**

A Resolution of the City Council of the City of Venice, Florida, Amending the City of Venice Personnel Procedures and Rules, 2020 Edition, Section 1.27, Drug Free Workplace Policy; and Section 2.2, Vacation Leave; and Providing an Effective Date

Ms. Stelzer read the resolution by title only.

**A motion was made by Council Member Moore, seconded by Vice Mayor Cautero, that Resolution No. 2021-13 be approved and adopted. The motion carried by the following vote:**

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

**Excused:** 1 - Dr. Neunder

## **VII. CHARTER OFFICER REPORTS**

### City Attorney

Ms. Fernandez had no report.

### City Clerk

Ms. Stelzer had no report.

City Manager

Mr. Lavallee had no report.

**VIII. COUNCIL REPORTS*****Council Member Kelly***

Mr. Kelly had no report.

***Council Member Cautero***

Vice Mayor Cautero reported on the Auditor Selection Committee meeting.

***Council Member Moore***

Ms. Moore reported on the Venice Housing Authority (VHA) meeting.

***Council Member Fiedler***

Dr. Fiedler commented on the April 30, 2021 Capital Improvement Program (CIP) workshop.

***Council Member Pachota***

Mr. Pachota had no report.

***Council Member Neunder***

Dr. Neunder was absent.

***Mayor Feinsod***

Mayor Feinsod encouraged council members pay attention to state legislation.

**IX. AUDIENCE PARTICIPATION**

There was none.

## **X. ADJOURNMENT**

There being no further business to come before Council, the meeting was adjourned at 9:48 a.m.

ATTEST:

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Mayor - City of Venice

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City Clerk