



City of Venice

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

Meeting Agenda City Council

Tuesday, November 29, 2022

9:00 AM

Council Chambers

Broadcast

This meeting will re-broadcast the week after the meeting on Access Sarasota (Comcast Channel 19)(Verizon Channel 32). To view the meeting live please log onto www.venicegov.com, click on meetings, find today's meeting and click "in progress".

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[22-5845](#)

Meeting Instructions and Request to Speak Form

Attachments:

[Meeting Instructions](#)

[Request to Speak Form](#)

CALL TO ORDER

ROLL CALL

INVOCATION AND PLEDGE OF ALLEGIANCE

I. RECOGNITION

[22-5846](#)

Recognition of Former Mayor Ron Feinsod in Appreciation of his Service on City Council

[22-5847](#)

5-Year Service Award, Wilberto Acosta, Community Resource Officer

II. AUDIENCE PARTICIPATION will be limited to one hour.

Excluding Public Hearings (Five Minutes Each Speaker for City Residents, City Property Owners, and Owners of Businesses within the City Limits and Two Minutes for all Other Speakers unless Other Time Limits are Established).

III. CONSENT SECTION:

All matters listed under the Consent Section are considered to be routine and will be enacted by one motion unless an item is removed by a council member. There will be no separate discussion of these items. If discussion is desired by a council member, the item(s) will be considered and voted upon at the end of the Consent Section.

A. MAYOR

[22-5848](#) Reappoint Student Member Om Patel to the Parks and Recreation Advisory Board to Serve a Term From 12/1/2022 to 11/30/2023

Attachments: [Memorandum](#)
[Application](#)

[22-5849](#) Reappoint Student Member Olivia Whittaker to the Public Art Advisory Board to Serve a Term From 12/1/2022 to 11/30/2023

Attachments: [Memorandum](#)
[Application](#)

B. CITY CLERK

[22-5850](#) Minutes of the October 25, 2022 Regular Meeting

Attachments: [Minutes](#)

C. CITY MANAGEREngineering

[22-39FP](#) Accept the Developers Completion and Payment Bonds in the Amounts of \$1,203,161.08 for Water and Sewer Completion, \$1,265,349.60 for Hardscape and Landscape Improvements, \$230,134.55 for Final Asphalt Lift and Sidewalk Completion and \$85,648.26 for Infrastructure Completion from FCMMD, LLC, and Authorize the Mayor, City Attorney and City Engineer to Sign the Cassata Lakes Phase 1 Final Plat

Attachments: [Developers Water and Sewer Completion and Payment Bond](#)
[Developers Completion Bond Hardscape and Landscape](#)
[Developers Final Asphalt Lift and Sidewalk Completion and Payment Bond](#)
[Developers Infrastructure Completion and Payment Bond](#)
[Declaration of Maintenance Responsibilities](#)
[Final Plat - Cassata Lakes Phase 1](#)
[Consent to Dedication Cadence Bank](#)
[Consent to Dedication Cassata Funding](#)
[Closure Report Cassata Lakes Lots & Tracts](#)
[Title Certificate](#)

[22-5851](#) Authorize the Mayor to Execute the State of Florida Department of Environmental Protection Standard Grant Agreement Number 22PLN97 for \$60,000 to Update the Existing Vulnerability Assessment and Develop an Adaptation Plan

Attachments: [Memorandum](#)
[Standard Grant Agreement](#)

Human Resources

[22-5852](#) Approve Memorandums of Understanding with the Fraternal Order of Police Sergeants and Lieutenants, Fraternal Order of Police Officers, Local 1718 American Federation of State County and Municipal Employees (AFSCME), and International Association of Firefighters Local Chapter 2546 to Extend the Deadline for Use of 2022 Vacation Accruals to March 31, 2023

Attachments: [Memorandum](#)
[Memorandums of Understanding](#)

Utilities

[22-5853](#) Authorize the Mayor to Execute the Florida Department of Environmental Protection (FDEP) State Revolving Fund (SRF) Amendment 1 to Loan Agreement DW580480, Increasing the Loan by \$8,789,553, Making the Total Loan Amount \$26,251,118, Which Incorporates the Increase of Construction Costs for the Utilities Booster Pump Station Project

Attachments: [Memorandum](#)
[Amendment 1](#)

[22-5854](#) Authorize the Mayor to Execute First Amendment to Agreement Between Southwest Florida Water Management District (SWFWMD) and the City of Venice for the Cooperative Funding of the First Phase of the New Reclaimed Water Aquifer Storage and Recovery (ASR) Well System at the Eastside Water Reclamation Facility for a Total Funding Amount of \$5,489,572

Attachments: [Memorandum](#)
[First Amendment to Agreement](#)

IV. ITEMS REMOVED FROM CONSENT

V. NEW BUSINESS

COUNCIL ACTION/DISCUSSION

[22-5855](#) Election of Vice Mayor

VI. PUBLIC HEARINGS

A. ORDINANCES - FIRST READING

[ORD. NO. 2022-31](#) An Ordinance of the City Of Venice, Florida, Amending the Code of Ordinances, Chapter 87, Land Development Code, Section 1.7.2 Specific Application Requirements, Section 1.10.1 Preliminary Plat (Quasi-Judicial Application), Section 1.15.3 Minor Site and Development Plan, Section 1.15.4 Minor Preliminary Plat Amendment, Section 2.2.2 Residential Zoning Districts, Section 3.1.4 Building Placement Requirements, Section 3.5.2 Exempt Signs, Section 3.5.4 Permitted Signs, Section 3.6.2 Electrical Vehicles and Charging Standards, Section 3.7.5 Parking Lot Landscaping Requirements, Section 6.2.2 Exemptions, Section 6.7. Residential Garage Sales, Section 7.3. Manager of Historic Resources, Figure 7.6.3 Architectural Control Districts Overlay Map, Section 7.7. Local Register and Landmarks, Section 7.8.1 Certificate of Architectural Compliance (CAC), Section 7.10.9 Fences and Walls, Section 8.5. Nonconforming Structures, and Chapter 88, Building Regulations, Sections 3.2 and 3.3, Pursuant to Text Amendment Petition No. 22-54AM, by Correcting Clerical Errors, Omissions, and Other Regulatory and Procedural Issues; Providing for Repeal of All Ordinances in Conflict Herewith; Providing for Severability; and Providing an Effective Date

Attachments:

[Ordinance](#)

[Transmittal Memo to City Clerk](#)

[Staff Report](#)

[Application](#)

[Project Narrative - Text Amendments to Land Development Code](#)

[Comprehensive Plan Consistency Report](#)

[Strikethrough Underline Pages](#)

[Clean Copy Version](#)

[Planning Commission Minutes 10.18.22](#)

B. ORDINANCES – FINAL READING

[ORD. NO. 2022-29](#) An Ordinance of the City of Venice, Florida, Amending the 2017-2027 Comprehensive Plan Pursuant to Petition No. 22-36CP by Amending Strategy LU-LR 1.1.1 Mixed Use Corridor (MUC) by Changing the Percent Allocation of Residential and Non-Residential Uses Within the Laurel Road Neighborhood; Providing for Repeal of All Ordinances in Conflict Herewith; Providing for Severability; and Providing an Effective Date

Attachments: [Updated Ordinance](#)
 [Ordinance](#)
 [Staff Memorandum](#)
 [Transmittal Memo to City Clerk](#)
 [Staff Report](#)
 [Applicant - Application and Narrative](#)
 [Applicant - Land Use Map](#)
 [Applicant - Location Map](#)
 [Applicant - Strikethrough and Underline](#)
 [Planning Commission Minutes 9.6.22](#)
 [DEO Comment Letter](#)
 [SFWMD comments](#)
 [DEP Comments](#)

VII. UNFINISHED BUSINESS

[22-5824](#) Charter Officer Pay Increase for Fiscal Year 2023

Attachments: [Updated Memorandum 11.1.22](#)
 [Comparables](#)
 [Memorandum](#)

VIII. NEW BUSINESS - CONTINUED

A. ORDINANCES

[ORD. NO.](#) An Ordinance of the City of Venice, Florida, Amending the Code of
[2022-30](#) Ordinances, Chapter 46, Parks and Recreation, Article III, Conduct in
 Parks, Section 46-62, General Rules and Regulations for All Parks,
 Beaches and Recreational Areas; By Prohibiting Smoking Except as
 Exempted by the Florida Legislature; Providing for Repeal of All
 Ordinances in Conflict Herewith; Providing for Severability; and Providing
 an Effective Date

Attachments: [Ordinance](#)
 [Memorandum](#)

[ORD. NO.](#) An Ordinance Amending the Code of Ordinances of the City of Venice,
[2022-32](#) Florida, Chapter 6, Alcoholic Beverages, Article II, Alcoholic Beverage
 Establishments, Section 6-40, Consumption of Alcoholic Beverages or
 Possession of an Open Container on Public Property and Right-of Way
 Prohibited; Providing for Repeal of All Ordinances in Conflict Herewith;
 Providing for Severability; and Providing an Effective Date

Attachments: [Ordinance](#)
 [Memorandum](#)

ORD. NO. An Ordinance Amending the Code of Ordinances of the City of Venice, Florida, Chapter 2, Administration, Article VIII, Boards, Section 2-383, Public Art Advisory Board, Modifying the Membership Composition; Providing for Repeal of All Ordinances in Conflict Herewith; Providing for Severability; and Providing an Effective Date
2022-33

Attachments: [Ordinance](#)

ORD. NO. An Ordinance of the City of Venice, Florida, Providing an Annual Update of the Five Year Capital Improvement Schedule for Fiscal Years 2023-2027 Including a Long Range Schedule of Capital Improvements for Years 2028-2032 Contained in the Appendix of the City of Venice 2017-2027 Comprehensive Plan; Providing for Repeal of all Ordinances in Conflict Herewith; Providing for Severability; and Providing fan Effective Date
2022-35

Attachments: [Ordinance](#)
 [Staff Report](#)
 [Proposed 2023-2027 Capital Improvement Schedule](#)
 [Transportation Improvments 2022](#)
 [2020 Generalized LOS Table Formatted City Only](#)
 [County Transportation Projects - City Response Letter 5.23.22](#)
 [Road Impact and Mobility Fee Project Funding Allocation Letter from County \(1\)](#)
 [2022 Florida Statutes 163.3177 \(3\)\(a\) and \(b\)](#)
 [CIS Letter to Sarasota County BCC](#)
 [CIS Letter to Sarasota Manatee MPO](#)
 [FY22 - Signed Ordinance No. 2021-41](#)
 [Written Correspondence](#)
 [Draft Planning Commission Minutes 11.5.22](#)

B. RESOLUTIONS

RES. NO. A Resolution of the City Council of the City of Venice, Florida Authorizing the City Clerk's Office to Accept Service of process Against the City on Behalf of the Mayor, Vice-Mayor and the Council; and Providing an Effective Date
2022-30

Attachments: [Resolution](#)

C. COUNCIL ACTION/DISCUSSION - CONTINUED

22-5856 Approve Pre-Annexation Agreements Between the City of Venice and 2001 Laurel LLC for Laurel Road Assemblage

Attachments: [Laurel Road West Pre-Annexation Agreement](#)
[Laurel Road East Pre-Annexation Agreement](#)

[22-5857](#) Authorize the Mayor to Execute the Public Ingress and Egress Access Easement Agreement Between Gregory J. Kaplan and the City of Venice for Public Beach Access on Parcel ID 0176110019 and to Restrict Parking on Alhambra Road and Castile Street Adjacent to the Residential Properties (City Engineer Kathleen Weeden)

Attachments: [Memorandum](#)
[Aerial Exhibits](#)
[Public Ingress & Egress Access Easement - 321 The Esplanade](#)

[22-5858](#) Approve Rent Credits and Reductions for Hangars Damaged by Hurricane Ian at the Venice Municipal Airport (Airport Director Mark Cervasio)

Attachments: [Memorandum](#)

[22-5859](#) Approve 2023 Meeting Schedule (Clerk Michaels)

Attachments: [Memorandum and Proposed Calendar](#)
[Minutes 2.21.20](#)

[22-5860](#) Approve 2023 Federal Legislative Priorities

Attachments: [Memorandum](#)
[FY23-24 City of Venice Federal Legislative Priorities](#)

[22-5861](#) Authorize the Mayor to Send Ceremonial and Congratulatory Letters to Newly Elected Officials on Behalf of City Council, and Direct Staff to Draft a Resolution to Implement Process (Mayor Pachota)

[22-5862](#) Mayor and Council Liaison Appointments

Attachments: [2023 Liaison Meeting Dates](#)
[Advisory Committees Overview](#)
[Liaison Appointments 2023](#)

D. PRESENTATION

[22-5863](#) Finance Director Linda Senne: Quarterly Financial Report (10 min)

Attachments: [Quarterly Financial Management Report and Memorandum](#)

IX. CHARTER OFFICER REPORTS

City Attorney

[22-5864](#) Charter Amendment Update

Attachments: [Memorandum](#)

City Clerk

City Manager

X. COUNCIL REPORTS

Council Member Moore

Council Member Fiedler

Council Member Howard

Council Member Longo

Council Member Frank

Council Member Boldt

Mayor Pachota

XI. AUDIENCE PARTICIPATION

Five Minutes Each Speaker for City Residents, City Property Owners, and Owners of Businesses within the City Limits and Two Minutes for all Other Speakers unless Other Time Limits are Established.

XII. ADJOURNMENT

The meeting will not go beyond 5:00 p.m. unless City Council grants an extension.

If you are disabled and need assistance, please contact the City Clerk's office at least 24 hours prior to the meeting.

NOTE: No stenographic record by a certified court reporter is made of this meeting. Accordingly, any person who may seek to appeal any decision involving the matters noticed herein will be responsible for making a verbatim record of the testimony and evidence at this meeting upon which any appeal is based.



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Meeting Minutes City Council

Tuesday, November 29, 2022

9:00 AM

Council Chambers

Broadcast

Submit Your Speaker Card to the Clerk Before the Meeting is Called to Order

[22-5845](#)

Meeting Instructions and Request to Speak Form

CALL TO ORDER

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

ROLL CALL

Present: 7 - Mayor Pachota, Dr. Fiedler, Mr. Boldt, Ms. Moore, Mrs. Frank, Mr. Longo and Mr. Howard

ALSO PRESENT

City Attorney Kelly Fernandez, City Clerk Kelly Michaels, City Manager Ed Lavallee, Assistant City Manager James Clinch, Deputy City Clerk Toni Cone, Recording Secretary Amanda Hawkins-Brown, and for certain items on the agenda: Police Chief Charlie Thorpe, Airport Director Mark Cervasio, City Engineer Kathleen Weeden, Finance Director Linda Senne, Planning and Zoning Director Roger Clark, and Information Technology Director Roger Navarro.

INVOCATION AND PLEDGE OF ALLEGIANCE

Clerk Michaels provided the invocation and Ms. Moore led the Pledge of Allegiance.

I. RECOGNITION

[22-5846](#)

Recognition of Former Mayor Ron Feinsod in Appreciation of his Service on City Council

Mayor Pachota and City Manager Lavallee presented this recognition.

[22-5847](#)

5-Year Service Award, Wilberto Acosta, Community Resource Officer

Mayor Pachota, City Manager Lavallee, and Police Chief Thorpe presented this recognition.

II. AUDIENCE PARTICIPATION will be limited to one hour.

Recess was taken from 9:10 a.m. until 9:15 a.m.

Dave Wimberly, 101 Inlet Blvd, Nokomis introduced the new Venice Aviation Society, Inc. (VASI) president, Mike McRoberts.

Mike McRoberts, 617 Tamiami Trail North, spoke regarding VASI, and his role.

Anna Boncha, 267 Lookout Point Drive, spoke against the Venice Pride festival.

Rhonda Eynon, 203 Vista Del Lago Way, against the Venice Pride festival.

Marcia Snyder, 280 Garden Road, spoke against the Venice Pride festival.

Michelle Pozzie, 2195 Park Road, spoke against the Venice Pride festival.

Melissa Bakandy, 1724 Pinyon Pine Drive, spoke against the Venice Pride festival.

Steve Carr, 149 Avens Drive, North Venice, FL 34275, spoke regarding the Capital Improvement Schedule (CIS) and Central Venice Coalition (CVC) requested changes.

Barbara Vaughn, 178 Venice East Boulevard, spoke against the Venice Pride festival.

John Scolaro, 4438 Sintina Court, spoke against the Venice Pride festival and rules for parks.

III. CONSENT SECTION:

Recess was taken from 9:43 a.m. until 9:50 a.m.

A motion was made by Mr. Boldt, seconded by Dr. Fiedler that items on the Consent Agenda be approved. The motion carried unanimously by voice vote.

A. MAYOR

[22-5848](#)

Reappoint Student Member Om Patel to the Parks and Recreation Advisory Board to Serve a Term From 12/1/2022 to 11/30/2023

This reappointment was approved on the Consent Agenda.

[22-5849](#)

Reappoint Student Member Olivia Whittaker to the Public Art Advisory Board to Serve a Term From 12/1/2022 to 11/30/2023

This reappointment was approved on the Consent Agenda.

B. CITY CLERK

[22-5850](#)

Minutes of the October 25, 2022 Regular Meeting

These Minutes were approved on the Consent Agenda.

C. CITY MANAGER

Engineering

[22-39FP](#)

Accept the Developers Completion and Payment Bonds in the Amounts of \$1,203,161.08 for Water and Sewer Completion, \$1,265,349.60 for Hardscape and Landscape Improvements, \$230,134.55 for Final Asphalt Lift and Sidewalk Completion and \$85,648.26 for Infrastructure Completion from FCMMD, LLC, and Authorize the Mayor, City Attorney and City Engineer to Sign the Cassata Lakes Phase 1 Final Plat

This item was approved on the Consent Agenda.

[22-5851](#)

Authorize the Mayor to Execute the State of Florida Department of Environmental Protection Standard Grant Agreement Number 22PLN97 for \$60,000 to Update the Existing Vulnerability Assessment and Develop an Adaptation Plan

This item was approved on the Consent Agenda.

Human Resources

[22-5852](#)

Approve Memorandums of Understanding with the Fraternal Order of Police Sergeants and Lieutenants, Fraternal Order of Police Officers, Local 1718 American Federation of State County and Municipal Employees (AFSCME), and International Association of Firefighters Local Chapter 2546 to Extend the Deadline for Use of 2022 Vacation Accruals to March 31, 2023

This item was approved on the Consent Agenda.

Utilities

[22-5853](#)

Authorize the Mayor to Execute the Florida Department of Environmental Protection (FDEP) State Revolving Fund (SRF) Amendment 1 to Loan Agreement DW580480, Increasing the Loan by \$8,789,553, Making the Total Loan Amount \$26,251,118, Which Incorporates the Increase of Construction Costs for the Utilities Booster Pump Station Project

This item was approved on the Consent Agenda.

- [22-5854](#) Authorize the Mayor to Execute First Amendment to Agreement Between Southwest Florida Water Management District (SWFWMD) and the City of Venice for the Cooperative Funding of the First Phase of the New Reclaimed Water Aquifer Storage and Recovery (ASR) Well System at the Eastside Water Reclamation Facility for a Total Funding Amount of \$5,489,572

This item was approved on the Consent Agenda.

IV. ITEMS REMOVED FROM CONSENT

There were none.

V. NEW BUSINESS

COUNCIL ACTION/DISCUSSION

- [22-5855](#) Election of Vice Mayor

Mayor Pachota opened the nominations for Vice Mayor.

Mr. Howard nominated Mr. Boldt for Vice Mayor, seconded by Mr. Longo. Mr. Boldt accepted the nomination.

Mrs. Frank nominated Ms. Moore for Vice Mayor, seconded by Ms. Moore. Ms. Moore accepted the nomination.

Mr. Boldt was elected Vice Mayor by a show of six hands.

VI. PUBLIC HEARINGS

A. ORDINANCES - FIRST READING

- [ORD. NO. 2022-31](#) An Ordinance of the City Of Venice, Florida, Amending the Code of Ordinances, Chapter 87, Land Development Code, Section 1.7.2 Specific Application Requirements, Section 1.10.1 Preliminary Plat (Quasi-Judicial Application), Section 1.15.3 Minor Site and Development Plan, Section 1.15.4 Minor Preliminary Plat Amendment, Section 2.2.2 Residential Zoning Districts, Section 3.1.4 Building Placement Requirements, Section 3.5.2 Exempt Signs, Section 3.5.4 Permitted Signs, Section 3.6.2 Electrical Vehicles and Charging Standards, Section 3.7.5 Parking Lot Landscaping Requirements, Section 6.2.2 Exemptions, Section 6.7. Residential Garage Sales, Section 7.3. Manager of Historic Resources, Figure 7.6.3 Architectural Control Districts Overlay Map, Section 7.7. Local Register and Landmarks, Section 7.8.1 Certificate of Architectural Compliance (CAC), Section 7.10.9 Fences and Walls, Section 8.5. Nonconforming Structures, and Chapter 88, Building Regulations, Sections 3.2 and 3.3, Pursuant to Text Amendment Petition No. 22-54AM, by Correcting Clerical Errors, Omissions, and Other Regulatory and Procedural Issues; Providing for Repeal of All Ordinances in Conflict

Herewith; Providing for Severability; and Providing an Effective Date

Clerk Michaels read the ordinance by title only.

Mayor Pachota opened the public hearing.

There were no written communications to present.

Planner Tremblay answered Council questions regarding electric vehicles (EV) and charging stations and being mid-level in the state as far as what other communities are doing.

Planning and Zoning Director Clark answered Council questions regarding EV charging standards.

Council commented on the LDRs being a living, breathing document, continually being adjusted and commended the Planning Department for their work on revisions.

Mayor Pachota closed the public hearing.

A motion was made by Ms. Moore, seconded by Vice Mayor Boldt to approve Ordinance No. 2022-31 on first reading and schedule it for final reading. The motion carried by the following vote.

Yes: 7 - Mayor Pachota, Dr. Fiedler, Mr. Boldt, Ms. Moore, Mrs. Frank, Mr. Longo and Mr. Howard

B. ORDINANCES – FINAL READING

[ORD. NO. 2022-29](#)

An Ordinance of the City of Venice, Florida, Amending the 2017-2027 Comprehensive Plan Pursuant to Petition No. 22-36CP by Amending Strategy LU-LR 1.1.1 Mixed Use Corridor (MUC) by Changing the Percent Allocation of Residential and Non-Residential Uses Within the Laurel Road Neighborhood; Providing for Repeal of All Ordinances in Conflict Herewith; Providing for Severability; and Providing an Effective Date

Clerk Michaels read the ordinance by title only.

There were no written communications to present.

Planning Manager Nelson provided an update and requested approval as an adoption with changes.

No one signed up to speak.

Mayor Pachota closed the public hearing.

A motion was made by Dr. Fiedler, seconded by Mrs. Frank, that Ordinance No. 2022-29 be approved as updated. The motion carried by the following vote:

Yes: 7 - Mayor Pachota, Dr. Fiedler, Mr. Boldt, Ms. Moore, Mrs. Frank, Mr. Longo and Mr. Howard

VII. UNFINISHED BUSINESS

22-5824

Charter Officer Pay Increase for Fiscal Year 2023

Discussion took place regarding data from the Human Resources Director, concerns about a 9% increase on larger salaries, a 4-5% suggestion, acknowledging longevity, being in sync with directors at 9%, suggestion of between 4-9% for Clerk, a possible stipend for the City Manager, the quality of staff, qualifications and experience, separating the charter officer amounts, and the median household income in the city being \$62,000 per year.

Recess was taken from 10:24 a.m. until 10:36 a.m.

A motion was made by Dr. Fiedler, seconded by Vice Mayor Boldt, to approve charter officer salaries as presented.

A motion was made by Dr. Fiedler, seconded by Ms. Moore to amend the motion for charter officer pay increase to a 7% increase for the City Clerk and a 5% increase for the City Manager with a \$2,500 one time pay incentive. The motion carried by the following vote:

Yes: 6 - Mayor Pachota, Dr. Fiedler, Mr. Boldt, Ms. Moore, Mrs. Frank and Mr. Howard

No: 1 - Mr. Longo

VIII. NEW BUSINESS - CONTINUED

A. ORDINANCES

ORD. NO. 2022-30

An Ordinance of the City of Venice, Florida, Amending the Code of Ordinances, Chapter 46, Parks and Recreation, Article III, Conduct in Parks, Section 46-62, General Rules and Regulations for All Parks, Beaches and Recreational Areas; By Prohibiting Smoking Except as Exempted by the Florida Legislature; Providing for Repeal of All Ordinances in Conflict Herewith; Providing for Severability; and Providing an Effective Date

Clerk Michaels read the ordinance by title only.

A motion was made by Mrs. Frank, seconded by Mr. Longo, that Ordinance No. 2022-30 be approved on first reading and scheduled for final reading. The motion carried by the following vote:

Yes: 7 - Mayor Pachota, Dr. Fiedler, Mr. Boldt, Ms. Moore, Mrs. Frank, Mr. Longo and Mr. Howard

ORD. NO. 2022-32

An Ordinance Amending the Code of Ordinances of the City of Venice, Florida, Chapter 6, Alcoholic Beverages, Article II, Alcoholic Beverage

Establishments, Section 6-40, Consumption of Alcoholic Beverages or Possession of an Open Container on Public Property and Right-of Way Prohibited; Providing for Repeal of All Ordinances in Conflict Herewith; Providing for Severability; and Providing an Effective Date

Clerk Michaels read the ordinance by title only

Police Chief Thorpe answered Council questions regarding impact on residents at Jetty Villas.

Discussion took place regarding littering, cleaning by Jetty Jack's staff, having an ordinance making issues more enforceable.

A motion was made by Ms. Moore, seconded by Mr. Howard, that Ordinance No. 2022-32 be approved on first reading and scheduled for final reading. The motion carried by the following vote:

Yes: 7 - Mayor Pachota, Dr. Fiedler, Mr. Boldt, Ms. Moore, Mrs. Frank, Mr. Longo and Mr. Howard

[ORD. NO.
2022-33](#)

An Ordinance Amending the Code of Ordinances of the City of Venice, Florida, Chapter 2, Administration, Article VIII, Boards, Section 2-383, Public Art Advisory Board, Modifying the Membership Composition; Providing for Repeal of All Ordinances in Conflict Herewith; Providing for Severability; and Providing an Effective Date

Clerk Michaels read the ordinance by title only.

Council noted the logic of having the Venice Art Center Executive Director seated on the Public Art Advisory Board.

A motion was made by Ms. Moore, seconded by Vice Mayor Boldt, that Ordinance No. 2022-33 be approved on first reading and scheduled for final reading. The motion carried by the following vote:

Yes: 7 - Mayor Pachota, Dr. Fiedler, Mr. Boldt, Ms. Moore, Mrs. Frank, Mr. Longo and Mr. Howard

[ORD. NO.
2022-35](#)

An Ordinance of the City of Venice, Florida, Providing an Annual Update of the Five Year Capital Improvement Schedule for Fiscal Years 2023-2027 Including a Long Range Schedule of Capital Improvements for Years 2028-2032 Contained in the Appendix of the City of Venice 2017-2027 Comprehensive Plan; Providing for Repeal of all Ordinances in Conflict Herewith; Providing for Severability; and Providing an Effective Date

Clerk Michaels read the ordinance by title only.

Discussion took place regarding transportation and Dr. Fiedler's recommendations, the missing link, the East Corridor, Metropolitan Planning Organization (MPO) plans, and the option of holding a transportation workshop.

Planning and Zoning Director Clark explained the schedule and traffic studies by traffic engineers, concurrency, not a funding document, and rankings based on traffic studies.

A motion was made by Mr. Longo, seconded by Mr. Boldt to approve Ordinance No. 2022-35 on first reading and schedule it for final reading.

A motion was made by Dr. Fielder, seconded by Mrs. Frank to amend the motion to include expansion of Jacaranda Boulevard to four lanes and change Pinebrook Road from Edmondson to East Venice from widening to traffic mitigation. The amendment to the motion carried by the following vote:

Yes: 6 - Mayor Pachota, Dr. Fiedler, Mr. Boldt, Mrs. Frank, Mr. Longo and Mr. Howard

No: 1 - Ms. Moore

The motion as amended carried by the following vote:

Yes: 7 - Mayor Pachota, Dr. Fiedler, Mr. Boldt, Ms. Moore, Mrs. Frank, Mr. Longo and Mr. Howard

B. RESOLUTIONS

[RES. NO. 2022-30](#)

A Resolution of the City Council of the City of Venice, Florida Authorizing the City Clerk's Office to Accept Service of Process Against the City on Behalf of the Mayor, Vice-Mayor and the Council; and Providing an Effective Date

Clerk Michaels read the resolution by title only.

Discussion took place regarding the efficiency of having the City Clerk's office accept service on behalf of city council, mayor, and vice mayor.

A motion was made by Ms. Moore, seconded by Mrs. Frank, that Resolution No. 2022-30 be approved and adopted. The motion carried by the following vote:

Yes: 7 - Mayor Pachota, Dr. Fiedler, Mr. Boldt, Ms. Moore, Mrs. Frank, Mr. Longo and Mr. Howard

C. COUNCIL ACTION/DISCUSSION - CONTINUED

[22-5856](#)

Approve Pre-Annexation Agreements Between the City of Venice and 2001 Laurel LLC for Laurel Road Assemblage

Recess was taken from 11:25 a.m. until 11:35 a.m.

Mr. Boone congratulated the new council and mayor.

Ms. Boone, agent, provided the presentation on pre-annexation agreements to include location, county water and sewer service, and answered Council question regarding the county water and sewer being permanent due to the Joint Planning Agreement (JPA).

Recess was taken from 11:42 a.m. until 12:45 p.m.

A motion was made by Dr. Fiedler, seconded by Vice Mayor Boldt, to approve the pre-annexation agreements between the City of Venice and 2001 Laurel LLC for Laurel Road Assemblage. The motion carried by the following vote:

Yes: 7 - Mayor Pachota, Dr. Fiedler, Mr. Boldt, Ms. Moore, Mrs. Frank, Mr. Longo and Mr. Howard

[22-5857](#)

Authorize the Mayor to Execute the Public Ingress and Egress Access Easement Agreement Between Gregory J. Kaplan and the City of Venice for Public Beach Access on Parcel ID 0176110019 and to Restrict Parking on Alhambra Road and Castile Street Adjacent to the Residential Properties (City Engineer Kathleen Weeden)

City Engineer Weeden and Assistant City Manager Clinch updated Council on the access public easement agreement, provides permanent pedestrian access to beach, adjustment to parking, answered questions on street parking, improvements to the access, parking signs, and extending bike lanes.

A motion was made by Ms. Moore, seconded by Vice Mayor Boldt, to authorize the Mayor to execute the public ingress and egress access easement agreement between Gregory J. Kaplan and the City of Venice for Public Beach Access on Parcel ID 0176110019 and to restrict parking on Alhambra Road and Castile Street adjacent to the residential properties. The motion carried by the following vote:

Yes: 7 - Mayor Pachota, Dr. Fiedler, Mr. Boldt, Ms. Moore, Mrs. Frank, Mr. Longo and Mr. Howard

[22-5858](#)

Approve Rent Credits and Reductions for Hangars Damaged by Hurricane Ian at the Venice Municipal Airport (Airport Director Mark Cervasio)

Airport Director Cervasio spoke on rent credits for the month of October, engineer assessments of hangars, adjustment of rent for damaged hangars, one building a total loss and to be demolished. City Manager Lavallee answered Council question as to whether there were similar situations at any other city buildings and stated there were not.

A motion was made by Dr. Fiedler, seconded by Mr. Howard, to approve rent credits and reductions for hangars damaged by Hurricane Ian at the Venice Municipal Airport. The motion carried by the following vote:

Yes: 7 - Mayor Pachota, Dr. Fiedler, Mr. Boldt, Ms. Moore, Mrs. Frank, Mr. Longo and Mr. Howard

[22-5859](#)

Approve 2023 Meeting Schedule (Clerk Michaels)

Clerk Michaels noted the option of scheduling two meetings in November 2023 and suggested the Council make any changes to the calendar they wish.

Discussion took place regarding adding a transportation workshop after

the transportation presentation on February 14th and City Manager Lavallee spoke on the expert data provided for the Capital Improvement Schedule (CIS).

Discussion continued regarding the benefit of the Council meeting agenda submitted deadlines being on the calendar, ability to add workshops and meetings, and including deadlines for charter officer evaluations due before the budget workshop.

A motion was made by Dr. Fiedler, seconded by Ms. Moore, to approve the 2023 meeting schedule with the addition of a February 15th transportation workshop, and charter officer evaluations due by the June 22 budget workshop. The motion carried by the following vote:

Yes: 7 - Mayor Pachota, Dr. Fiedler, Mr. Boldt, Ms. Moore, Mrs. Frank, Mr. Longo and Mr. Howard

22-5860

Approve 2023 Federal Legislative Priorities

Discussion took place regarding the City supporting the creating of programs versus voicing support for policies and programs, funding requests listed in top three, and communication channels with legislators.

A motion was made by Mr. Longo, seconded by Ms. Moore, to approve the 2023 Federal Legislative Priorities. The motion carried by the following vote:

Yes: 7 - Mayor Pachota, Dr. Fiedler, Mr. Boldt, Ms. Moore, Mrs. Frank, Mr. Longo and Mr. Howard

22-5861

Authorize the Mayor to Send Ceremonial and Congratulatory Letters to Newly Elected Officials on Behalf of City Council, and Direct Staff to Draft a Resolution to Implement Process (Mayor Pachota)

Mayor Pachota passed the gavel to Vice Mayor Boldt.

Discussion took place regarding setting parameters in the resolution to add protections, creating relationships with ceremonial letters, restricting to elected officials, and concerns about giving blanket authority.

A motion was made by Mayor Pachota, seconded by Ms. Moore, to authorize the Mayor to send ceremonial, congratulatory and thank you letters to newly elected officials and other persons as deemed appropriate by the Mayor's office on behalf of council and direct staff to draft a resolution to implement the process. The motion carried by the following vote:

Yes: 7 - Mayor Pachota, Dr. Fiedler, Mr. Boldt, Ms. Moore, Mrs. Frank, Mr. Longo and Mr. Howard

Vice Mayor Boldt passed the gavel back to Mayor Pachota.

Recess was taken from 1:30 p.m. until 1:45 p.m.

22-5862

Mayor and Council Liaison Appointments

Discussion took place regarding the liaison appointments.

A motion was made by Dr. Fiedler, seconded by Mr. Longo, to approve the Mayor and Council Liaison appointments as discussed today. The motion carried by the following vote:

Yes: 7 - Mayor Pachota, Dr. Fiedler, Mr. Boldt, Ms. Moore, Mrs. Frank, Mr. Longo and Mr. Howard

ORD. NO.
2022-29

An Ordinance of the City of Venice, Florida, Amending the 2017-2027 Comprehensive Plan Pursuant to Petition No. 22-36CP by Amending Strategy LU-LR 1.1.1 Mixed Use Corridor (MUC) by Changing the Percent Allocation of Residential and Non-Residential Uses Within the Laurel Road Neighborhood; Providing for Repeal of All Ordinances in Conflict Herewith; Providing for Severability; and Providing an Effective Date

City Attorney Fernandez stated that the updated Ordinance 2022-29 approved earlier in the meeting did not have all the points needed to take action and requested Council rescind approval and continue the ordinance to the December meeting.

A motion was made by Ms. Moore, seconded by Dr. Fiedler, that approval of Ordinance No. 2022-29 be rescinded. The motion carried by the following vote:

Yes: 7 - Mayor Pachota, Dr. Fiedler, Mr. Boldt, Ms. Moore, Mrs. Frank, Mr. Longo and Mr. Howard

A motion was made by Dr. Fiedler, seconded by Vice Mayor Boldt, that Ordinance No. 2022-29 be continued to the December 13, 2022 meeting. The motion carried by the following vote:

Yes: 7 - Mayor Pachota, Dr. Fiedler, Mr. Boldt, Ms. Moore, Mrs. Frank, Mr. Longo and Mr. Howard

D. PRESENTATION

22-5863

Finance Director Linda Senne: Quarterly Financial Report (10 min)

Finance Director Senne provided a presentation of the Financial Management report for FY 2022, not audited yet, including taxes revenues, expenses, reserves, hurricane expenses in FY23, debris removal being less than anticipated, and answered Council questions regarding Federal Emergency Management Agency (FEMA) reimbursement.

IX. CHARTER OFFICER REPORTS

City Attorney

City Attorney Fernandez welcomed the new Council Members, and provided a Charter amendment update noting that action will take place at the December meeting. A legal opinion on the Land Development Regulations (LDRs) referendum expected this week.

[22-5864](#)

Charter Amendment Update

City Clerk

City Clerk Michaels noted Council will receive the updated annual calendar electronically and looks forward to working with all the Council Members.

City Manager

City Manager Lavalley will bring summary on Hurricane Ian experience, commented on Pride Festival issues, and answered Council question regarding the permit application process and noted new events or events with past issues will it come before Council.

Discussion took place regarding the process of special events permitting.

X. COUNCIL REPORTS***Council Member Moore***

Council Member Moore welcomed the new council members, and reported on Venice MainStreet (VMS), art fest, online marketplace for members, the Venice Area Beautification, Inc. (VABI) boat parade, thanked the volunteers of VMS and VABI, and expressed concert at the tree loss due to the storm.

Council Member Fiedler

Dr. Fiedler offered congratulations to the new Council Members and reported on the Metropolitan Planning Organization (MPO) committees.

Council Member Howard

Council Member expressed his excitement to learn and work together.

Council Member Longo

Council Member Longo thanked everyone and stated the holiday parade was very uplifting.

Council Member Frank

Council Member Frank reported on the Venice Housing Authority (VHA) and noted the Community Action Agency (CAA) meeting was cancelled.

Council Member Boldt

Vice Mayor Boldt welcomed new members, thanked fellow Council Members for electing him Vice Mayor, and reported on Planning Commission, Parks and Recreation, the Manasota League of Cities, and noted that the City of Venice is well-positioned for emergency funding.

Mayor Pachota

Mayor Pachota thanked everyone for the welcome, recognized his mentors, and reported on Council of Governments (COG), the County Commission swearing in, Venice holiday parade, and upcoming boat parade.

XI. AUDIENCE PARTICIPATION

No one signed up to speak.


XII. ADJOURNMENT

There being no further business to come before Council, the meeting was adjourned at 2:50 p.m.

ATTEST:



Mayor - City of Venice

Deputy 
City Clerk