



City of Venice

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

Meeting Minutes City Council

Tuesday, March 22, 2022

9:00 AM

Council Chambers

[22-5516](#)

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

Broadcast

CALL TO ORDER

There was consensus to continue with the meeting and post the digital audio file due to technical difficulties and the inability to stream video or Zoom.

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

ROLL CALL

Present: 7 - Mayor Ron Feinsod, Vice Mayor Nick Pachota, Dr. Joseph Neunder, Dr. Mitzie Fiedler, Mr. Jim Boldt, Ms. Helen Moore and Mrs. Rachel Frank

ALSO PRESENT

City Attorney Kelly Fernandez, City Clerk Kelly Michaels, City Manager Ed Lavalley, Assistant City Manager James Clinch, and Administrative Coordinator Toni Cone, and for certain items on the agenda: Planning and Zoning Director Roger Clark, and Planning Manager Amy Nelson.

INVOCATION AND PLEDGE OF ALLEGIANCE

Clerk Michaels offered the invocation and Dr. Fiedler led the Pledge of Allegiance.

I. RECOGNITION

[22-5517](#)

Proclaim April 2022 as Child Abuse Prevention Month. Presented to Ariane Beauchamp, Lead Prevention Educator at the Child Protection Center, Lieutenant Jason Adams and Sergeant Sean Hammett

Mayor Feinsod presented this proclamation

[22-5518](#)

5-year Service Recognition, Jonathan Watson, Collections Manager/Curator

Assistant City Manager Clinch presented this award.

II. AUDIENCE PARTICIPATION will be limited to one hour.

Dick Longo, 295 Marsh Creek Road, spoke about road projects, traffic issues in central Venice and ideas forthcoming from the Central Venice Coalition.

Don O'Connell, 433 Menendez Street, spoke regarding zoning regulations, property rights, and against owners being prevented from demolishing their property.

Pat McDonald, 250 Santa Maria Street, expressed concerns with bent street signs in the city, illegal parking, biking rules, pedestrian safety, and against building height increases.

Ruth Cordner, 246 Montelluna Drive, spoke against increasing density and building heights in the Laurel Road area.

Nancy DeForge, 332 Laurel Hollow Drive, spoke in favor of Venice becoming a Certified Local Government (CLG) and against combining the Architectural Review Board (ARB) and Historic Preservation Board (HPB).

III. CONSENT SECTION:

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

A. CITY CLERK

[22-5519](#)

Minutes of the February 16, 2022 Road/Transportation Workshop and March 3, 2022 Strategic Planning Meeting

These minutes were approved on the Consent Agenda.

B. CITY ATTORNEY

[22-5520](#)

Approve Settlement Agreement for Code Enforcement Case No. 11-0461

This item was approved on the Consent Agenda.

C. CITY MANAGER

Engineering

[22-5521](#)

Authorize the Mayor to Sign Acceptance by Grantee for Utility Easement from Casto-CCM MOB1, LLC

This item was approved on the Consent Agenda.

Police

22-5522

Approve Interagency Agreement with Panama City Beach Police Department and Memorandum of Understanding with Flock Group, Inc. for License Plate Reader Services and Technology

This item was approved on the Consent Agenda.

IV. ITEMS REMOVED FROM CONSENT

There were none.

V. PUBLIC HEARINGS**ORDINANCES - FIRST READING**ORD. NO.
2022-06

An Ordinance of the City of Venice, Florida, Amending the 2017-2027 Comprehensive Plan Pursuant to Petition No. 21-64CP by Amending Strategy LU 4.1.1 Transitional Language Specific to Comprehensive Plan Regulatory Language, Figure LU-13: Planning Areas Summary, to Allow a Maximum Building Height for the GCCF Planned Unit Development (PUD) of 55 Feet if Granted by City Council in the South Laurel Neighborhood (Planning Area I); 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 Feinsod opened the public hearing.

There were no written communications.

Planning Manager Nelson provided a staff presentation including timeline and history of the height regulation.

Planning and Zoning Director Clark offered background information regarding the applicant's request and the differing interpretation of the Comprehensive Plan.

Mr. Boone, Boone Law Firm, agent for applicant, indicated he did not believe there needed to be a comprehensive plan amendment, but his client had chosen to submit the application anyway and requested approval.

No one signed up to speak.

Mayor Feinsod closed the public hearing.

A motion was made by Dr. Neunder, seconded by Ms. Moore, that Ordinance No. 2022-06 be approved on first reading and transmitted to the Department of Economic Opportunity for review. The motion carried by the following vote:

Yes: 7 - Mayor Feinsod, Vice Mayor Pachota, Dr. Neunder, Dr. Fiedler, Mr. Boldt, Ms. Moore and Mrs. Frank

VI. NEW BUSINESS

A. ORDINANCES - FIRST READING

ORD. NO.
2022-07

An Ordinance Amending City of Venice Ordinance No. 2021-32 Which Adopted the Official Budget of the City of Venice, Florida for the Fiscal Year Beginning October 1, 2021 and Ending September 30, 2022; by Increasing the Total Revenue by \$414,000 and Total Expenditures by \$414,000; and Providing an Effective Date

Clerk Michaels read the ordinance by title only.

No one signed up to speak.

A motion was made by Dr. Fiedler, seconded by Mr. Boldt, that Ordinance No. 2022-07 be approved on first reading and scheduled for final reading. The motion carried by the following vote:

Yes: 7 - Mayor Feinsod, Vice Mayor Pachota, Dr. Neunder, Dr. Fiedler, Mr. Boldt, Ms. Moore and Mrs. Frank

ORD. NO.
2022-08

An Ordinance of the City of Venice, Florida, Amending the Code of Ordinances Chapter 46, Parks and Recreation, Article IV, Marine Activities, Section 46-183, Launching and Docking Watercraft; 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.

No one signed up to speak.

A motion was made by Vice Mayor Pachota, seconded by Mrs. Frank, that Ordinance No. 2022-08 be approved on first reading and scheduled for final reading. The motion carried by the following vote:

Yes: 7 - Mayor Feinsod, Vice Mayor Pachota, Dr. Neunder, Dr. Fiedler, Mr. Boldt, Ms. Moore and Mrs. Frank

B. RESOLUTIONS

RES. NO.
2022-05

A Resolution of the City of Venice, Florida, Accepting Utilities and Improvements Installed by Casto-CCM Pinebrook MOB 1, LLC and Accepting a One Year Developers Maintenance Bond and Bill of Sale, and Providing an Effective Date (Venice Medical)

Clerk Michaels read the resolution by title only.

A motion was made by Ms. Moore, seconded by Dr. Neunder, that Resolution No. 2022-05 be approved and adopted. The motion carried by the following vote:

Yes: 7 - Mayor Feinsod, Vice Mayor Pachota, Dr. Neunder, Dr. Fiedler, Mr. Boldt, Ms. Moore and Mrs. Frank

RES. NO.
2022-06

A Resolution of the City of Venice, Florida, Accepting Utilities and Improvements Installed by Neal Communities of Southwest Florida, LLC and Accepting a One Year Developers Maintenance Bond and Bill of Sale, and Providing an Effective Date (Fiore)

Clerk Michaels read the resolution by title only.

A motion was made by Dr. Neunder, seconded by Dr. Fiedler, that Resolution No. 2022-06 be approved and adopted. The motion carried by the following vote:

Yes: 7 - Mayor Feinsod, Vice Mayor Pachota, Dr. Neunder, Dr. Fiedler, Mr. Boldt, Ms. Moore and Mrs. Frank

RES. NO.
2022-07

A Resolution of the City of Venice, Florida, Imposing a Temporary Reduction on Valuation Based Building Permit Fees of Thirty Percent; and Providing an Effective Date

Clerk Michaels read the resolution by title only.

Discussion took place regarding building permitting fee adjustments.

Building Official Beckman responded to questions from Council regarding fees, code change, the increase in application volume, and revenues.

City Attorney Fernandez answered a question from Council regarding Neal Communities and possible refunds.

Building Official Beckman spoke about being as consistent with the County as possible.

Recess was taken from 10:05 a.m. until 10:15 a.m.

A motion was made by Mrs. Frank, seconded by Dr. Neunder, that Resolution No. 2022-07 be approved and adopted. The motion carried by the following vote:

Yes: 7 - Mayor Feinsod, Vice Mayor Pachota, Dr. Neunder, Dr. Fiedler, Mr. Boldt, Ms. Moore and Mrs. Frank

C. PRESENTATIONS

22-5523

Edward Van Deusen, Chair of the Fire Pension Board of Trustees: Board's Annual Report and Council Feedback (10 min.)

Chair Van Deusen, Chair and Doug Lozen, Foster and Foster Actuaries and Consultants, gave the annual report for the fund and answered Council questions regarding funding, investment assumptions, and funded status.

A motion was made by Dr. Fiedler, seconded by Vice Mayor Pachota, to approve

the proposed agenda of the Fire Pension Board of Trustees. The motion carried by the following vote:

Yes: 7 - Mayor Feinsod, Vice Mayor Pachota, Dr. Neunder, Dr. Fiedler, Mr. Boldt, Ms. Moore and Mrs. Frank

22-5524

Kevin McGrath, Chair of the Police Pension Board of Trustees: Board's Annual Report and Council Feedback (10 min.)

Chair McGrath and Doug Lozen, Foster and Foster Actuaries and Consultants, provided the annual report for the fund and answered Council questions regarding funding, investment assumptions, and funded status.

A motion was made by Dr. Fiedler, seconded by Vice Mayor Pachota, to approve the proposed agenda for the Police Pension Board of Trustees. The motion carried by the following vote:

Yes: 7 - Mayor Feinsod, Vice Mayor Pachota, Dr. Neunder, Dr. Fiedler, Mr. Boldt, Ms. Moore and Mrs. Frank

22-5526

Barry Snyder, Chair of the Planning Commission: Commission's Annual Report and Council Feedback (10 min.)

Chair Snyder, reported on Planning Commission activities, past and future, and answered Council questions regarding Comprehensive Plan amendments related to Land Development Regulations (LDRs), timetable and consulting firm with Council. Council offered compliments to the Planning Commission for their service on the LDRs.

A motion was made by Dr. Fiedler, seconded by Vice Mayor Pachota, to approve the proposed agenda for the Planning Commission. The motion carried by the following vote:

Yes: 7 - Mayor Feinsod, Vice Mayor Pachota, Dr. Neunder, Dr. Fiedler, Mr. Boldt, Ms. Moore and Mrs. Frank

22-5525

Mark Beebe, Chair of the Architectural Review Board: Board's Annual Report and Council Feedback (10 min.)

Mr. Beebe presented the annual report, including number of meetings and petitions, Certificate of Architectural Compliance (CAC), Section 7 of the LDRs, demolitions, and building heights. He accepted compliments from Council on the expertise of the AREB.

A motion was made by Dr. Fiedler, seconded by Ms. Moore, to approve the proposed agenda for the Architectural Review Board. The motion carried by the following vote:

Yes: 7 - Mayor Feinsod, Vice Mayor Pachota, Dr. Neunder, Dr. Fiedler, Mr. Boldt, Ms. Moore and Mrs. Frank

22-5527

Roger Clark, Planning and Zoning Director: Comprehensive Plan Development Data Revised Methodology

Planning and Zoning Director Clark presented the new data methodology

and answered Council questions regarding residential and non-residential percentages versus density. He noted his department received two applications which they will only be able to approve one, due to the maximum percentage of residential in the mixed use area.

Chair Snyder answered question from Council regarding methodology.

City Attorney Fernandez clarified that staff was not looking for direction, but offering Council the opportunity to discuss different options for the future and Comprehensive Plan amendments.

A motion was made by Vice Mayor Pachota, seconded by Dr. Fiedler, to direct staff to evaluate the number of unit types in mixed use areas specifically the Knights Trail area and develop a Comprehensive Plan Amendment to be presented to Council. The motion carried unanimously by voice vote.

VII. CHARTER OFFICER REPORTS

City Attorney

City Attorney Fernandez had no report.

City Clerk

City Clerk Michaels had no report.

City Manager

City Manager Lavallee noted that the City internet was down and there may be limited staff availability. He reported on the advisory board chair meeting with the mayor and charter officers, which covered the new legislative referral process, the council liaison role, annual board report and frequency of the board chair meeting. He stated April 25th is Student Government Day.

VIII. COUNCIL REPORTS

Council Member Frank

Mrs. Frank commented on the cancellation of the Venice Housing Authority meeting and the birth of her son.

Council Member Boldt

Mr. Boldt reported on the quarterly meeting of the Southwest Florida Planning Commission and noted they are reexamining their mandate.

Council Member Moore

Ms. Moore reported on the Public Art Advisory board meeting and murals

around Venice, including a new mural planned near the Venice theater.

Council Member Neunder

Mr. Neunder congratulated Mrs. Frank and her family on their newest member.

Council Member Fiedler

Dr. Fiedler congratulated Mrs. Frank on the arrival of her son.

Vice Mayor Pachota

Vice Mayor Pachota reported on the HPB meeting and noted there is confusion about direction and interaction from Council. He also commented on the HPB local register toolkit, the Corvette show, wished City Manager Lavalley a happy birthday, and congratulated Mrs. Frank on her son.

Mayor Feinsod

Mayor Feinsod reported on the Council of Governments (COG) meeting, noted growth of the Sarasota-Bradenton International Airport. He also noted the productivity of the advisory board chair meeting.

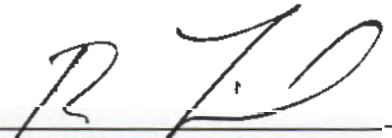
IX. AUDIENCE PARTICIPATION

Mr. Boone, 1001 Avenida del Circo, commented on the building height issue in downtown Venice and the difference between facts and opinions surrounding the topic.

X. ADJOURNMENT

There being no further business to come before Council, the meeting was adjourned at 12:03 p.m.

ATTEST:



Mayor - City of Venice



City Clerk