



# City of Venice

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

## Meeting Minutes City Council

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Tuesday, February 27, 2018

9:00 AM

Council Chambers

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### CALL TO ORDER

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

### ROLL CALL

**Present:** 7 - Mayor John Holic, Council Member Jeanette Gates, Vice Mayor Bob Daniels, Council Member Richard Cautero, Council Member Fred Fraize, Council Member Charles Newsom and Council Member Margaret Fiedler

### ALSO PRESENT

City Attorney Dave Persson, Assistant City Attorney Kelly Fernandez, City Clerk Lori Stelzer, City Manager Ed Lavalley, Recording Secretary Mercedes Barcia, and for certain items on the agenda: Police Lieutenant Eric Hill, Police Sergeant Andy Leisenring, Utilities Director Javier Vargas, City Engineer Kathleen Weeden, and Public Works Director John Veneziano.

### INVOCATION AND PLEDGE OF ALLEGIANCE

Mayor Holic requested a moment of silence for Parkland, Florida shooting victims.

Ms. Stelzer offered the Invocation followed by the Pledge of Allegiance led by Council Member Newsom.

### I. RECOGNITION

[18-3145](#)

Proclaim March 5-12, 2018 as "Up with People Week", Presented to Michelle Aguirre, Promotion Manager, Up With People.

**Mayor Holic presented this proclamation to Michelle Aguirre.**

[18-3131](#)

Council Members Rich Cautero, Chuck Newsom, Mitzie Fiedler, and Fred Fraize Certificate of Completion of the Institute for Elected Municipal Officials

**Mayor Holic presented certificates to Mr. Cautero, Mr. Newsom, Ms. Fielder, and Mr. Fraize.**

## II. AUDIENCE PARTICIPATION

Don O'Connell, 500 Hauser Lane, spoke to the dual check valve system.

Jack Wilson, 233 Montelluna Drive, commented on Habitat for Humanity's request to sell a two-acre parcel of land located proximate to Knights Trail and spoke to the need for a park in the area.

Sandra Nick, 118 Palazzo Court, spoke regarding pickleball and the need for a park in the northeast area.

## III. CONSENT SECTION:

A motion was made by Council Member Gates, seconded by Vice Mayor Daniels, to approve items in the Consent Agenda. The motion carried by voice vote unanimously.

### A. CITY CLERK

[18-3132](#) Minutes of the February 13, 2018 Regular Meeting

These Minutes were approved on the Consent Agenda.

### B. CITY MANAGER

[18-3133](#) Approve the Event Agreement for Epiphany Cathedral's Walk for the Poor Event on March 24, 2018

This Event Agreement was approved on the Consent Agenda.

### Public Works

[18-3134](#) Approval for the Purchase of Two Solid Waste Refuse Vehicles from the Florida Sheriff's Association Bid (FSA17-VEH15.0) not to Exceed Amount of \$432,658

This Item was approved on the Consent Agenda.

## IV. ITEMS REMOVED FROM CONSENT

There were no items removed from the consent agenda.

There was no objection by council to address Item No. 18-3138 next.

## VII. NEW BUSINESS

### C. COUNCIL ACTION/DISCUSSION

[18-3138](#) Request Approval to Secure Funding Immediately for a School Resource Officer (Holic)

Sergeant Leisenring spoke on the School Resource Officer (SRO) program to include officer training.

Lieutenant Hill requested funding for an additional SRO and noted the need for a training manager.

Discussion followed regarding Sarasota County school district resources and replication of services, coordinating with the School Board and sheriff's office, SRO funding, SRO's obligation to charter and public schools, SRO training and availability, training manager position, the School Board's plan to harden schools, protecting the youth, proposed state legislation, and a floating SRO.

Mr. Lavallee noted the budget will need to be amended.

**A motion was made by Mayor Holic, seconded by Vice Mayor Daniels, to authorize funding for the police department to fulfill protection of our schools. The motion carried by voice vote unanimously.**

There was no objection by council to address Item No. 18-3136 next.

18-3136

Discuss Request from Habitat for Humanity to Sell Two-Acre Parcel

Mr. Lavallee spoke to Habitat for Humanity's request and intent.

Recess was taken from 10:03 a.m. until 10:11 a.m.

Dee Danmeyer, Habitat for Humanity Executive Director, spoke regarding the organization's intent, residential property development, certificates of occupancy, and property zoning.

Bill Ahern, Habitat for Humanity Board of Director Vice President, spoke on affordable housing, property use and development, and sale proceeds.

Discussion followed regarding the cost of building affordable housing, building within city limits, and property value.

Mr. Daniels left the meeting at 10:21 a.m.

Discussion continued on building within city limits, city contributions, benefitting city residents, warranty deed, and land reverting back to the city.

Mr. Lavallee spoke to deed restrictions.

Discussion followed regarding property use and development, extension of time frames, and staff reviewing the property's zoning.

**There was council consensus for staff to review the current zoning of the property.**

**V. PUBLIC HEARINGS****A. ORDINANCES – FINAL READING****ORD. NO.  
2018-07**

An Ordinance of the City of Venice, Florida, Further Amending Chapter 50, Personnel, Article III, Pensions and Retirement, Division 3, Municipal Police Officers' Pension Trust Fund, of the Code of Ordinances of the City of Venice, Florida, as Subsequently Amended; Amending Section 50-131, Definitions by Amending the Definitions of "Actuarial Equivalent", "Credited Service" and "Spouse"; Amending Section 50-134, Finances and Fund Management; Amending Section 50-138, Disability; Amending Section 50-145, Maximum Pension; Amending Section 50-158, Deferred Retirement Option Plan; Adding Section 50-161, Share Plan; Use of Chapter 185 Premium Tax Revenues; Providing for Severability of Provisions; Repealing all Ordinances in Conflict Herewith 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 Fraize, that Ordinance No. 2018-07 be approved and adopted. The motion carried by the following vote:**

**Yes:** 6 - Mayor Holic, Ms. Gates, Mr. Causero, Mr. Fraize, Mr. Newsom and Ms. Fiedler

**Absent:** 1 - Vice Mayor Daniels

**B. ORDINANCES – FIRST READING****ORD. NO.  
2018-08**

An Ordinance Amending the Official Zoning Atlas of the City of Venice, Florida, Pursuant to Rezone Petition No. 17-15RZ, Relating to Property in the City of Venice Located at 224 Gulf Drive and Owned by Timothy and Karen Strelau, for the Rezoning of the Property Described Therein, from Sarasota County, Residential Single-Family 3 (RSF-3) to City of Venice, Residential Single-Family 3 (RSF-3); Providing for Repeal of all Ordinances in Conflict Herewith; Providing for Severability; and Providing for an Effective Date (Quasi-judicial)

Mayor Holic announced this is a quasi-judicial procedure.

Ms. Stelzer read the ordinance by title only.

Mayor Holic opened the public hearing.

Ms. Fernandez questioned council on conflicts of interest and ex-parte communications. Mr. Newsom noted site visit and Ms. Gates noted living in the neighborhood. There were no conflicts of interest.

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 Fiedler, that Ordinance No. 2018-08 be approved on first reading and scheduled for final reading. The motion carried by the following vote:**

**Yes:** 6 - Mayor Holic, Ms. Gates, Mr. Cautero, Mr. Fraize, Mr. Newsom and Ms. Fiedler

**Absent:** 1 - Vice Mayor Daniels

ORD. NO.  
2018-09

An Ordinance Amending the Official Zoning Atlas of the City of Venice, Florida, Pursuant to Rezone Petition No. 17-14RZ, Relating to Property in the City of Venice Located at 436 Baynard Drive and Owned by Dale and Melinda Kunz, for the Rezoning of the Property Described Therein, from Sarasota County, Residential Single-Family 3 (RSF-3) To City Of Venice, Residential Single-Family 3 (RSF-3); Providing for Repeal of all Ordinances in Conflict Herewith; Providing for Severability; and Providing for an Effective Date (Quasi-judicial)

Mayor Holic noted this is a quasi-judicial procedure.

Ms. Stelzer read the ordinance by title only.

Mayor Holic opened the public hearing.

Ms. Fernandez questioned council on conflicts of interest and ex-parte communications. Mr. Newsom and Mayor Holic noted site visits and Ms. Gates noted living in the neighborhood. There were no conflicts of interest.

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 Fraize, that Ordinance No. 2018-09 be approved on first reading and scheduled for final reading. The motion carried by the following vote:**

**Yes:** 6 - Mayor Holic, Ms. Gates, Mr. Cautero, Mr. Fraize, Mr. Newsom and Ms. Fiedler

**Absent:** 1 - Vice Mayor Daniels

There was no objection by council to address Item No. 18-3135 next.

**NEW BUSINESS - Continued****A. PRESENTATIONS**18-3135

City Engineer Kathleen Weeden: Downtown Roadway Corridor Improvements Scope Discussion to Address Bids Received Above Approved Budget Appropriation

Ms. Weeden spoke regarding bids, funding sources, one cent sales tax, road bond, alternatives to include deducting flower basket poles, median electrical, conduit for lighting poles, and adding stormwater funds, irrigation and landscaping, project boundary, drainage project, discussion with downtown merchants, suggestion to change detour schedule, and requested council direction.

Discussion took place on Nokomis Avenue, downtown merchants, reducing project scope, road closures, pipe replacements, drainage, stormwater funds, bids, protecting the best interest of the business community, Venice Avenue median fence, Florida Department of Environmental Protection (FDEP) monitored sites, postponing drainage project, bond funds, project budget, and contingency.

Bob Vedder, Venice Area Beautification Inc., noted concern with watering hanging baskets.

**A motion was made by Council Member Fiedler, seconded by Council Member Cautionero, for Ms. Weeden to proceed with Option No. 2, recommending to FDOT to reject all bids and remove Nokomis Avenue drainage project. The motion carried unanimously by voice vote.**

**VI. UNFINISHED BUSINESS**18-3116

Mayor Holic: State of the City

Discussion took place regarding the post office transfer station, knowledge sharing between council members, beach parking, growth, petitions for development in the northeast area, land development code (LDC) to include lot coverage, affordable housing, impact fee methodology, park and mobility fees, neighborhood parks and connectivity, draft parks master plan, including beach parking and impact fees on the next meeting agenda, state referendum on homestead exemption, requesting Mr. Lavalley to have Bill Furst make a presentation to council, Argus Foundation letter regarding homestead exemption, and knowing estimated future impact to the city.

**NEW BUSINESS - Continued****B. ORDINANCES**ORD. NO.  
2018-10

An Ordinance of the City of Venice, Florida, Amending Ordinance No. 2008-10, Which Adopted a Pre-Annexation Agreement with SJMR Limited Partnership, a Florida Limited Partnership, and Sandra S. Hurt, as Trustee of the Carlton J. Hurt Trust; by Adopting a Second Amendment to the Pre-Annexation Agreement, to Remove a Provision that Required Havana Road be Improved and Extended from Border Road to Laurel Road as a County/Public Road; Providing for Conflicts Herewith; Providing for Severability; and Providing for an Effective Date

Ms. Stelzer read the ordinance by title only.

Jeffery Boone, representing the applicant, commented on the ordinance and requested council's approval.

Pat Wayman, 3071 Border Road, showed a conceptual plan of the Hurt property and spoke regarding supporting city businesses, protecting bicyclists, and entrances to Border Road.

Mr. Boone commented on sidewalks and bike lanes on Border Road and Havana Road connectivity.

**A motion was made by Council Member Newsom, seconded by Council Member Gates, that Ordinance No. 2018-10 be approved on first reading and scheduled for final reading.**

Discussion took place regarding bike lanes on Border Road, providing an alternate access road connecting Laurel Road to Border Road, Havana Road, and the comprehensive plan.

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

**Yes:** 5 - Mayor Holic, Ms. Gates, Mr. Cautero, Mr. Newsom and Ms. Fiedler

**No:** 1 - Mr. Fraize

**Absent:** 1 - Vice Mayor Daniels

Recess was taken from 11:53 a.m. until 1:00 p.m.

**AUDIENCE PARTICIPATION**

Walt Jennings, 601 Alhambra Road, spoke regarding commercial yard sales in residential areas.

Discussion followed regarding cones placed in city right-of-ways and cars parked in bicycle paths.

Mr. Daniels returned to the meeting at 1:03 p.m.

***COUNCIL ACTION/DISCUSSION - Continued***

18-3137 Discussion on Dual Check Valve (Holic)

Discussion took place on dual check valve permit fees.

Mr. Vargas spoke to state mandate, installation by licensed plumbers, and providing council with a plan on testing, repair, and replacement within 30 days.

18-3139 Review Proposal on Parks Interlocal Agreement in Preparation of Joint Meeting with Sarasota County

Discussion took place regarding changes to Pinebrook Park, assessing conditions of local parks, the city being responsible for capital improvements and park assessments, the county taking over responsibility of Wellfield Park, the city taking over responsibility of local parks, transition period, and the county's request for a deed.

Mr. Persson provided clarification on having a deed versus a lease.

Discussion continued regarding county master parks plan, providing more athletic fields, needs assessment, Pinebrook Park, having a deed versus a lease, Chuck Reiter Park, pocket parks, park assessments and repairs, city park expenditures, the city's age demographic population, Pinebrook Road reconstruction, termination of the parks interlocal agreement, obtaining a comprehensive analysis of near and long term costs, county and citizens coming to an agreement, the city taking over responsibility of the Venice Community Center (VCC), staff providing input on generating revenue to offset the VCC's operational costs, continuing discussions with the county, city's cost to maintain local parks, impact fees, the county's plan for Wellfield Park, lacrosse, residential spending, the county's parks master plan including municipalities, hiring a consultant to study the VCC, county joint partnership with the school board on playgrounds, Venetian Waterway Trail, and the capital improvement plan (CIP).

Mr. Veneziano commented on park expenditures.

Discussion continued on park assessments and maintenance, and impact fees.

Mr. Lavalley spoke to elements in the parks interlocal agreement, city's responsibility for local parks and beaches, and capital obligations.



Discussion continued regarding the parks interlocal agreement, park conditions, Chuck Reiter Park, regional parks, city maintaining a county-wide park, impact fee use, park restrooms, county master parks plan, Chuck Reiter field little league scheduling, staffing costs, transition timeframe, park maintenance costs, rescinding termination of the interlocal agreement, festival grounds, and joint meeting schedule and agenda.

Mr. Lavalley commented on the interlocal agreement, Wellfield Park, city taking over responsibility of local parks, Chuck Reiter Park, regional field criteria, and rescinding the county's termination letter.

Discussion continued on rescinding the termination of the interlocal agreement and discussing ways to improve the agreement.

Dick Longo, 295 Marsh Creek Road, commented on preserving Pinebrook Park.

Discussion continued on incorporating a timeframe in the motion, developing a better interlocal agreement, joint meeting agenda, audience participation format, and Mayor Holic requesting the county rescind the termination letter at the joint meeting.

**A motion was made by Council Member Causero, seconded by Vice Mayor Daniels, to respectfully request the county rescind the termination of the interlocal agreement related to parks and to continue discussions on a possible future agreement. The motion carried by voice vote unanimously.**

## VIII. CHARTER OFFICER REPORTS

### City Attorney

Mr. Persson had no report.

### City Clerk

Ms. Stelzer had no report.

### City Manager

Mr. Lavalley noted the upcoming Army Field Band performance at the Venice Performing Art Center (VPAC) on March 13, 2018.

## IX. COUNCIL REPORTS

### ***Council Member Causero***

Mr. Causero reported on the coastal advisory committee and Venice MainStreet.

**Council Member Fiedler**

Ms. Fiedler reported on the Southwest Florida Regional Planning Council (SWFRPC) meeting to include affordable housing.

**Council Member Daniels**

Mr. Daniels reported on the Metropolitan Planning Organization (MPO) meeting.

**Council Member Gates**

Ms. Gates requested Mr. Lavallee provide council with an update on the airport's hotel negotiations and the Jetty concession stand.

**Council Member Fraize**

Mr. Fraize commented on the Edmondson Road sidewalk project.

**Council Member Newsom**

Mr. Newsom reported on the Economic Development Corporation (EDC) and planning commission meetings.

**Mayor Holic**

Mayor Holic had no report.

**X. AUDIENCE PARTICIPATION**

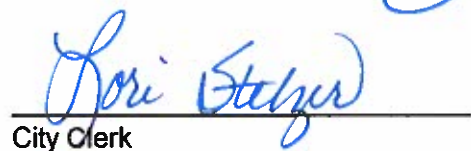
No one signed up to speak.

**XI. ADJOURNMENT**

There being no further business to come before Council, the meeting was adjourned at 3:46 p.m.

ATTEST:

  
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Mayor - City of Venice

  
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City Clerk