



# City of Venice

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

## Meeting Minutes City Council

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Monday, October 17, 2016

9:00 AM

Council Chambers

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### Continuation of October 11, 2016 Regular Meeting

#### CALL TO ORDER

Mayor Holic reconvened the meeting at 9:00 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: Development Services Director Jeff Shrum, Planner James Koenig, and Assistant City Manager Len Bramble.

#### INVOCATION AND PLEDGE OF ALLEGIANCE

Pledge of Allegiance was led by Council Member Daniels.

#### I. AUDIENCE PARTICIPATION

Luanne Wood, 800 Golden Beach Boulevard, spoke on the library at the Cultural Center and property maintenance.

Don O'Connell, 500 Hauser Lane, spoke on development of affordable housing on Hauser Lane.

Discussion followed on public and private road right-of-ways.

#### II. NEW BUSINESS

##### A. ORDINANCES

##### [ORD. NO.](#) [2016-19](#)

An Ordinance of the City of Venice, Florida, Amending Chapter 86, Land Development Code, Article V, Use Regulations, Division 2, Resource and Conservation Zoning Districts, Sections 86-70 and 86-71; Division

4, Business Zoning Districts, Sections 86-90, 86-91 and Sections 86-94 Through 86-97; Division 5, Industrial Zoning Districts, Section 86-100; Division 6, Community Facilities Zoning Districts, Section 86-110; Division 7, Special and Overlay Zoning Districts, Section 86-120; Division 8, Planned Development Zoning Districts, Sections 86-130, 86-131 and 86-132 Regarding Special Exceptions and Prohibited Uses; Amending Division 9, Specific Use Regulations by Adding Section 86-155, Pain Management Clinics; Amending Article VIII, General Administrative Provisions, Section 86-570(B), Definitions; Amending Chapter 122, Zoning, Article V, Supplementary Zoning District Regulations, Division 2, Off-Street Parking and Loading Vehicular Facilities, Section 122-434, Number of Parking Spaces; Providing for Conflict with Other Ordinances; Providing for a Severability Clause 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.

Mr. Shrum provided background information on the ordinance to include history, language, prohibited and allowable sections, unidentified areas by the planning commission, proposed use, special exceptions, regulated uses and locations, state regulations, parking requirements, definition, and application.

Discussion followed on expiration of ordinance, department procedures for expiring legal documents, sunset clause, code section changes, including language on ordinances prompting staff review, and suggestion for city management to bring up ordinances in certain number of years for review, and electronic notifications to remind staff when ordinances are set to expire.

Ms. Stelzer commented on working with the city attorney and staff on identifying expiring ordinances, program to assist with notifications, and implementing procedure.

Mr. Shrum responded to council questions regarding operating hours, stipulations on displaying licenses, requirement to post state or county licensing, and medical marijuana referendum.

Mr. Persson noted a moratorium on medical marijuana will be presented to council on October 25, 2016 for first reading.

Discussion ensued on referencing marijuana referendum on this ordinance, planning commission's vote on operating hours, special exceptions, flexibility on hours, extended hours, police department

monitoring, Winter Park, Florida ordinance, operating on weekends, reviewing other state ordinances, and timeframe for council approval.

Mr. Persson spoke on changes to the ordinance.

No one signed up to speak.

Mayor Holic closed the public hearing.

**A motion was made by Council Member Daniels that Ordinance No. 2016-19 be approved on first reading and schedule it for final reading. The motion failed due to lack of a second.**

**A motion was made by Council Member Daniels, seconded by Council Member Gates, that Ordinance No. 2016-19 be approved on first reading and schedule it for a final reading with the hours changing to 8:00 a.m. to 5:00 p.m. Monday through Friday.**

Discussion continued on the Winter Park ordinance.

**An amendment to the motion was made by Council Member Cauero, seconded by Council Member Daniels, to include an exception that the business may be open beyond the above stated hours for quantified medical emergency reported by an established patient who has been previously treated at the pain management clinic.**

Mr. Persson clarified the verbage for the motion.

**The amendment to the motion carried unanimously by voice vote.**

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

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

**Absent:** 1 - Ms. Anderson

Recess was was taken from 9:54 a.m. until 10:06 a.m.

## **B. COUNCIL ACTION/DISCUSSION**

### [16-2284](#)

Direct Staff to Complete the Necessary Applications and Forms to Apply for a Grant from Sarasota County to Update the Seaboard Area Community Redevelopment Area (CRA) (Holic)

**A motion was made by Council Member Daniels, seconded by Council Member Gates, to direct staff to complete the necessary applications and forms to apply for a grant from Sarasota County to update the Seaboard Area Community Reinvestment Program (CRP) by January 1, 2017.**

Mayor Holic spoke on the new Community Redevelopment Area (CRA) program, bypass construction in the Seaboard area, helping businesses relocate, obtaining grant from Sarasota County, prioritizing areas for revitalization, and directing staff to get taxable values of the affected area.

Discussion continued on having a workshop with the county, county's position on CRAs, project support, filing application to conduct study, tax increment financing, comprehensive plan update, coordinating with the planning commission and planning department, obtaining business feedback on relocation, Seaboard area meeting its potential, widening of the bypass, brownfield, including the Economic Development Advisory Board (EDAB), project plan, concern with potential concepts changing Venice Avenue, CRP, support of businesses, changing CRA to CRP, grants and tax incremental financing, approving funding for non profit events, defining the Seaboard area, and future discussion on funding.

Janine Joyner, 817 Riviera Street, questioned if businesses were notified about this hearing, and spoke on public announcements, feasibility study, available funding, and being in favor of redeveloping the Seaboard area.

The motion carried unanimously by voice vote.

### III. CHARTER OFFICER REPORTS

#### City Attorney

Mr. Persson spoke on the upcoming medical marijuana moratorium.

#### City Clerk

Ms. Stelzer had no report.

#### City Manager

Mr. Lavallee had no report.

### IV. COUNCIL REPORTS

#### ***Mayor Holic***

##### [16-2285](#)

Consider Alternate Uses for Site of Old Venice Public Library at 300 S. Nokomis Avenue

Discussion followed on site location for the new library and the old library's lease.

Mr. Persson spoke on the status of the library's lease.

Discussion continued regarding lease agreement, re-establishing communication with the county, Community Center parking lot area, citizen feedback, obtaining an update on the design phase, alternative uses for building, directing staff to find out status from the county, original library funding, and previous studies done on the building.

Don O'Connell spoke on replicating the Parkview hotel, think tank, construction of library, and relocation of the post office transfer station.

Discussion continued on obtaining clarification on validity of lease, and Mr. Persson noted confirming with the county attorney that the lease is valid. Mr. Persson clarified the terms of the lease are valid if construction occurs at the same site.

Discussion ensued on the city manager contacting the county administrator for a status update on the site.

Ms. Joyner spoke on the letter dated August 16, 2016 from the county administrator to the city manager, deterioration of building, and knowing the county's decision for the site.

Discussion ensued on the city manager obtaining an update from the county, and Mr. Bramble spoke regarding communication between staff and the county.

#### ***Council Member Fraize***

Mr. Fraize provided an update on meetings attended and participation at Make a Difference day.

#### ***Council Member Daniels***

Mr. Daniels had no report.

#### ***Council Member Cautero***

Mr. Cautero noted attending upcoming meetings this week and commented on the Venice MainStreet beach party attendance.

#### ***Council Member Gates***

Ms. Gates reported meeting with the Economic Development Advisory Board chair Bill Ahern.

Mr. Lavalley responded to council questions regarding selling the showmobile and its usage outside of city limits.

Discussion ensued on replacing the showmobile, sound stage, and showmobile condition.

**Council Member McKeon**

Mr. McKeon had no report.

**Council Member Anderson**

Ms. Anderson was absent.

**Mayor Holic - Continued**

Mayor Holic reported on attending the Tuscan Gardens open house and the Florida Neighborhood Conference, participating at Make a Difference day, Boy Scout chili cook-off, Yacht Club foundation, and Council of Governments (COG).

**V. AUDIENCE PARTICIPATION**

No one signed up to speak.

**VI. ADJOURNMENT**

There being no further business to come before Council, the meeting was adjourned at 11:21 a.m.

ATTEST:

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Mayor - City of Venice

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City Clerk