



City of Venice

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

Meeting Minutes City Council

Tuesday, October 11, 2022

9:00 AM

Council Chambers

[22-5792](#)

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

Broadcast

CALL TO ORDER

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

ROLL CALL

Present: 6 - Mayor Ron Feinsod, Vice Mayor Nick Pachota, Dr. Mitzie Fiedler, Mr. Jim Boldt, Ms. Helen Moore and Mrs. Rachel Frank

Also Present

City Attorney Kelly Fernandez, City Manager Ed Lavalley, City Clerk Kelly Michaels, and Recording Secretary Amanda Hawkins- Brown.

INVOCATION AND PLEDGE OF ALLEGIANCE

City Clerk Michaels provided the invocation and Vice Mayor Pachota lead the Pledge of Allegiance.

I. RECOGNITION

[22-5793](#)

Proclaim the Month of October 2022 as "Domestic Violence Awareness Month", Presented to Sigrid Stang, SPARCC Victim Advocate

Mayor Feinsod presented this proclamation.

[22-5794](#)

Proclaim October 9-15, 2022 as "National Fire Safety Week", Presented to Fire Chief Frank Giddens

Mayor Feinsod presented this proclamation.

[22-5795](#)

Country Club Estates Structure Fire Response

Mayor Feinsod and City Manager Lavalley recognized the Venice Fire Department for response to the Country Club Estates fire.

[22-5796](#)

20-Year Service Award, Roger Clark, Planning and Zoning Director

City Manager Lavallee presented the 20 year service award.

II. AUDIENCE PARTICIPATION will be limited to one hour.

Ron Smith 528 Barcelona Avenue, thanked the City for its storm preparation and recovery efforts, and spoke in favor of neighborhood workshops. He noted his campaigning has given him insight into the community's thoughts on the Land Development Regulations (LDRs) language, planned unit development (PUDs) and perceived developer's influence.

Dick Longo, 295 Marsh Creek Road, thanked the City for its storm preparation and recovery efforts and spoke on support seen in neighborhoods.

III. CONSENT SECTION:

A motion was made by Vice Mayor Pachota, seconded by Dr. Fiedler, to approve items on the consent agenda. The motion carried unanimously by voice vote.

A. MAYOR

[22-5797](#)

Reappoint Fran Valencic to the Public Art Advisory Board to Serve a Term from 11/1/22 Until 10/31/2025

This appointment was approved on the Consent Agenda.

B. CITY CLERK

[22-5798](#)

Minutes of the September 26, 2022 Budget Public Hearing and September 27, 2022 Regular Meeting

These minutes were approved on the Consent Agenda.

C. CITY MANAGER

Engineering

[22-36FP](#)

Accept the Declaration of Maintenance Responsibilities, Developers Completion and Payment Bond in the Amount of \$13,684,611.20 from Border Road Investments, LLC, Vistera Associates, LLC, Blackhawk Capital Management, LLC, Woolridge Investment, LLC and Frank Cassata for Vistera of Venice and Authorize the Mayor, City Attorney and City Engineer to Sign Vistera Phase 1 Final Plat

This declaration was approved on the Consent Agenda.

Human Resources

[22-5799](#)

Approve Collective Bargaining Agreement with Fraternal Order of Police

(Officers) for the Period October 1, 2022 through September 30, 2025

This agreement was approved on the Consent Agenda.

IV. ITEMS REMOVED FROM CONSENT

V. PUBLIC HEARINGS

A. *CONDITIONAL USE PETITION*

[CC 22-32CU](#) Consider and Act Upon Conditional Use Petition No. 22-32CU for Nokomis Groves (53.27± acres) for Additional Building Height of 7' Above the 35' Maximum Allowed for Multi-Family Development in the Commercial, General (CG) District Generally Located at the Northeast Quadrant Intersection of Knights Trail Road and Gene Green Road (Quasi-Judicial)

Mayor Feinsod announced this is a quasi-judicial hearing.

The Clerk read the conditional use petition by title only.

Mayor Feinsod opened the public hearing.

City Clerk Michaels advised written communications were provided to Council in advance of the meeting.

City Attorney Fernandez questioned Council members concerning ex-parte communications and conflicts of interest. There was none.

Mayor Feinsod closed the public hearing.

A motion was made by Dr. Fiedler, seconded by Mr. Boldt, that based on the evidence in the record, to approve Development Order No. 22-32CU for Nokomis Groves. The motion carried by the following vote:

Yes: 5 - Vice Mayor Pachota, Dr. Fiedler, Mr. Boldt, Ms. Moore and Mrs. Frank

No: 1 - Mayor Feinsod

B. *ORDINANCES - FIRST 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

The Clerk read the Ordinance by title only.

City Clerk Michaels advised written communications were provided to

Council in advance of the meeting.

Mayor Feinsod opened the public hearing.

Discussion took place regarding changes in the neighborhood and the codes and ordinances being living documents to adjust to changes in the community.

A motion was made by Dr. Fiedler, seconded by Mr. Bodlt, that Ordinance No. 2022-29 be approved on first reading and transmitted to the DEO for review. The motion carried by the following vote.

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

VI. NEW BUSINESS

RESOLUTION

[RES. NO.
2022-27](#)

A Resolution of the City of Venice, Florida, Approving a Public Transportation Grant Agreement for Project Number 438750-1-94-02 By and Between the State of Florida Department of Transportation and the City of Venice, Florida for \$3,040,000 to Design and Construct a General Aviation Terminal Building at the Venice Municipal Airport; Authorizing Appropriate City Officials to Execute it; and Providing an Effective Date

The Clerk read the Resolution by title only.

Discussion took place in regards to the grant, importance of airport during disaster and thanked Director Cervasio for his work.

A motion was made by Dr. Fiedler, seconded by Mrs. Frank, that Ordinance No. 2022-27 be approved and adopted. The motion carried by the following vote:

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

[RES. NO.
2022-28](#)

A Resolution of the City Council of the City of Venice, Florida, Adopting an Amended Civil Emergency Pay Policy; Superseding Resolution No. 2019-13; and Providing an Effective Date

The Clerk read the Resolution by title only.

A motion was made by Mr. Bodlt, seconded by Ms. Moore, that Resolution No. 2022-28 be approved and adopted. The motion carried by the following vote:

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

VII. CHARTER OFFICER REPORTS

City Attorney

City Attorney Fernandez had no report.

City Clerk

City Clerk Michaels had no report and thanked Council for the temporary use of their offices.

City Manager

City Manger Lavalee answered Council questions on debris collection, and the effects of staging at Wellfield Park on planned activities. He reported on application submitted for the collection in private areas. Dr. Fiedler questioned whether the two mobile home area that were hit hard could be prioritized. City Manager Lavallee indicated he would take a look at that.

VIII. COUNCIL REPORTS

Council Member Moore

Ms. Moore thanked staff and spoke on the community working together.

Council Member Fiedler

Dr Fiedler spoke on community unity, Baptist Church outreach, and the Metropolitan Planning Organization (MPO) meeting she attended. She noted she is unable to attend the next meeting and asked Vice Mayor Pachota to fill in.

Council Member Frank

Mrs. Frank stated her appreciation for staff's work, and their well being, acute workforce housing crisis, and religious organizations unity and support.

Council Member Boldt

Mr. Bodlt spoke on the support in the community, and recognized Airport Director Cervasio's dedication to safety at the airport.

Vice Mayor Pachota

Vice Mayor Pachota recognized the public works department, utilities department, and all city staff, and spoke on Venice Theater, the volunteers, and community unity seen during this time.

Mayor Feinsod

Mayor Feinsod spoke on leadership of staff, and community.

Meeting went into Recess until 12:00 p.m.

IV. PRIVATE ATTORNEY-CLIENT SESSION

[22-5800](#)

12:00 P.M. - PRIVATE ATTORNEY-CLIENT SESSION, PURSUANT TO FLORIDA STATUTE 286.011(8), TO DISCUSS NEAL COMMUNITIES OF SWF, LLC ET AL V. CITY OF VENICE

In attendance will be City Attorney Kelly Fernandez, Special Counsel Derek Schroth, Mayor Ron Feinsod, Vice Mayor Nick Pachota, Council Members Mitzie Fiedler, Helen Moore, Jim Boldt and Rachel Frank, City Manager Ed Lavallee, and Roberts Court Reporting. (Expected Duration 90 Minutes)

Mayor Feinsod announced the private attorney client session.

X. AUDIENCE PARTICIPATION

There was no one signed up to speak.

XI. ADJOURNMENT

There being no further business to come before Council, the meeting was adjourned at 1:15 p.m.

ATTEST:

Mayor - City of Venice

City Clerk