



City of Venice

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

Meeting Agenda City Council

Tuesday, June 26, 2018

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".

CALL TO ORDER

ROLL CALL

INVOCATION AND PLEDGE OF ALLEGIANCE

I. RECOGNITION

[18-3385](#) Kit McKeon, President, Erin Silk, Jan Kleckner and Judy Braham, Fireworks Committee Members, Sertoma Club of Venice and Erin Duggan, Visit Sarasota: Present a Check in the Amount of \$10,000 to the City of Venice for the 4th of July Fireworks Display

[18-3386](#) American Red Cross 2018 Community Spirit Award to Fire Chief Shawn Carvey and Deputy Fire Chief Frank Giddens

Attachments: [Award](#)

[18-3387](#) Suncoast BBQ & Bluegrass Bash First Responders Annual Challenge Sporting Clays Tournament First Place Trophy to Fire Chief Shawn Carvey, Deputy Fire Chief Frank Giddens, Lt. Derek Lowery, and Fire Battalion Chief Scott Blanchard, Venice Fire Department

[18-3388](#) Florida Planning and Zoning Association 2018 Grass Roots/Public Involvement Award for the City's 2017 Comprehensive Plan Update to Development Services Director Jeff Shrum

[18-3389](#) Council Member Mitzie Fiedler, Certificate of Completion of the Advanced Institute for Elected Municipal Officials

Attachments: [Letter](#)
[Certificate](#)

II. AUDIENCE PARTICIPATION

Excluding Public Hearings (Five Minutes Each Speaker). An Additional Opportunity for Audience Participation will be Observed Immediately Following the Lunch Break for

Meetings that Extend into the Afternoon.

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

[18-3390](#) Appoint Student Member Christopher Miscannon to the Historic Preservation Board to Serve a Term from July 1, 2018 until June 30, 2019

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

B. CITY CLERK

[18-3406](#) Minutes of the June 12, 2018 Regular Meeting

Attachments: [Minutes](#)

C. CITY ATTORNEY

[18-3391](#) Request Private Attorney Client Session on June 26, 2018 at Noon: City of Venice vs. Fibernet Direct Florida, LLC, et al

Attachments: [Mr. Persson's Letter](#)

[18-3392](#) Request Private Attorney Client Session on July 9, 2018 at 11:00 a.m.: Neal Communities of SW FL, LLC, et al. vs. City of Venice

Attachments: [Mr. Persson's Letter](#)

D. CITY MANAGER

[18-3393](#) Approve Special Event Request for the Sand & Surf Festival Event on August 4, 2018

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

Airport

[18-3394](#) Authorization for the Mayor to Execute the Memorandum of Agreement No. 69435Z-18-L-00019 between the City of Venice and Federal Aviation Administration for NAVAID Facilities at Venice Municipal Airport

Attachments: [Memorandum](#)
[Current Land Lease](#)
[Proposed MOA](#)
[Aerial](#)

[18-3395](#) Approval of Change Order No. 6 for Slack Construction, Inc. and Add Twenty-Three Days to Contract Time for Construction of T-Hangar Building No. 901

Attachments: [Memorandum](#)
[Change Order #6](#)

Police

[CON. NO.](#) Approval of an Agreement with Ajax/Tandem Construction, a Joint Venture,
[123-2018](#) In The Amount of \$72,221 for Preconstruction Services for the City of Venice Public Safety Facility

Attachments: [Memorandum and Agreement](#)

IV. ITEMS REMOVED FROM CONSENT

V. PUBLIC HEARINGS

A. ORDINANCES - FIRST READING

[ORD. NO.
2018-19](#)

An Ordinance Amending the Official Zoning Atlas of the City of Venice, Florida, Pursuant to Zoning Map Amendment Petition No. 18-01RZ, Relating to Property in the City of Venice Located on East Venice Avenue Owned by the City of Venice, Rezoning the Property from Sarasota County Open Use Estate (OUE) District to City of Venice Government Use (GU) District and Retaining the City of Venice Venetian Gateway (VG) Overlay District Designation; Providing for Repeal of all Ordinances in Conflict Herewith; Providing for Severability; and Providing for an Effective Date (Quasi Judicial)

Attachments:

[Ordinance](#)

[Power Point Presentation](#)

[Staff Report \(Public Safety Facility\)](#)

[Exhibit A - GU & VG Code Sections](#)

[Pre-Annexation Agreement](#)

[Applicant Materials](#)

[Survey](#)

[ORD. NO.
2018-20](#)

An Ordinance Amending the Official Zoning Atlas of the City of Venice, Florida, Pursuant to Zoning Map Amendment Petition No. 18-04RZ, Relating to Property in the City of Venice Located at 1401 Ringling Drive Owned by the City of Venice, Rezoning the Property from Commercial, Intensive (CI) and Government Use (GU) Districts to Commercial, General (CG) District and Retaining the City of Venice Venetian Urban Design (VUD) Overlay District Designation; Providing for Repeal of all Ordinances in Conflict Herewith; Providing for Severability; and Providing for an Effective Date (Quasi Judicial)

Attachments:

[Ordinance](#)

[Presentation](#)

[Staff Report & Exhibit A](#)

[Exhibit B - VUD, GU, CG, and CI Code Sections](#)

[Applicant Materials](#)

[Airport Survey](#)

B. ORDINANCES – FINAL READING

[ORD. NO. 2018-16](#) An Ordinance of the City of Venice, Florida, Amending Chapter 46, Parks and Recreation, Article III, Conduct in Parks, Section 46-62 General Rules and Regulations for all Parks, Beaches and Recreational Areas to Allow Cooking Fires in Certain Parks and Prohibiting them in Others; Providing for Repeal of all Ordinances in Conflict Herewith; Providing for Severability and Providing for an Effective Date

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

[ORD. NO. 2018-17](#) 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 50-136, Benefit Amounts and Eligibility; Providing for Severability of Provisions; Repealing all Ordinances in Conflict Herewith and Providing an Effective Date

Attachments: [Ordinance](#)
[City Council Minutes](#)
[Police Pension COLA - Jim Linn](#)
[Police Pension COLA - Mark Levitt](#)
[Police Pension COLA - FOP](#)
[Police Pension - Foster & Foster](#)
[Impact Statement - Foster & Foster](#)

VI. NEW BUSINESS**A. COUNCIL ACTION/DISCUSSION**

[18-3396](#) Rescind Action Taken May 9, 2018 Denying Ordinance No 2018-13 on First Reading, Rezone Petition No. 16-04RZ Amending the Pinebrook South Planned Unit Development (PUD) and Resolution 518-74, as Amended, to Add Residential as a Permitted use up to 18 Dwelling Units Per Acre on Property Located at 1220 Pinebrook Road, Owned by Pinebrook Park, LLC; Providing that all Future Amendments to Resolution 518-74 Shall be Adopted by Ordinance; Providing for Repeal of all Ordinances in Conflict Herewith; Providing for Severability; and Providing for an Effective Date (Gates)

Attachments: [Notification to Property Owners](#)
[May 8, 2018 Council Meeting Minutes](#)
[May 9, 2018 Council Meeting Minutes](#)

[18-3397](#) Approve Agreement Between the School Board of Sarasota County, Florida and City of Venice for the School Resource Officer Program from July 1, 2018 to June 30, 2019

Attachments: [Memorandum](#)
[Agreement - July 1, 2018 to June 30, 2019](#)
[Agreement - July 1, 2017 to June 30, 2018](#)

[18-3398](#) Direct Staff to Research Done with a Gun Program (Fiedler)

[18-3399](#) Direct the City Clerk to Schedule all Regularly Occurring Meetings (Council, Budget, Strategic Planning, Etc.) for FY19 by September 11, 2018 taking into Consideration Council Members' Schedules Provided to the City Clerk by July 10, 2018 (Holic)

Attachments: [Email Request](#)

[18-3400](#) Direct City Manager to Research and Provide Specific Requirements to City Council Regarding a "Home Rule Tax Increment District" (Cautero)

Attachments: [Mr. Cautero's Request](#)

[18-3401](#) Discuss Open Burning of Land Clearing Debris from Development and Direct the City Attorney to Determine Whether Venice Can Influence the Management of this Activity Within City Limits (Cautero)

Attachments: [Mr. Cautero's Request](#)
[Mr. Fraize's Request](#)
[Mr. LeBlanc's Email](#)

[18-3402](#) Direct Staff to Revise the Noise Ordinance (Fiedler)

Attachments: [Existing Code - Noise Control](#)

B. PRESENTATIONS AND AUDIENCE PARTICIPATION WILL BE HEARD AT 1:30 P.M. - AGENDA ITEMS MAY BE DELAYED OR MOVED FORWARD TO ACCOMMODATE PRESENTATIONS

[18-3403](#) 12:00 P.M. OR SHORTLY THEREAFTER - PRIVATE ATTORNEY-CLIENT SESSION, PURSUANT TO F.S. 286.011(8), TO DISCUSS CITY OF VENICE VS. FIBERNET DIRECT FLORIDA LLC, ET AL.

In attendance will be Assistant City Attorney Kelly Fernandez, Assistant City Attorney David Jackson, Special Counsel Steve Chase, Mayor John Holic, Vice Mayor Bob Daniels, Council Members Rich Cautero, Mitzie Fiedler, Jeanette Gates, Chuck Newsom, and Fred Fraize, City Manager Ed Lavallee, and Roberts Court Reporting. (Expected Duration 1 1/2 hours)

[18-3404](#) Daniel Barret, Assoc. AIA, Project Manager, Dewberry Architects, Inc.: Public Safety Facility Concept Design (15 min.)

Attachments: [Schematic Design](#)

VII. CHARTER OFFICER REPORTS

City Attorney

City Clerk

City Manager

[18-3405](#) Update on Outdoor Dining

VIII. COUNCIL REPORTS

Council Member Daniels

Council Member Newsom

Council Member Fraize

Council Member Gates

Council Member Fiedler

Council Member Cautionero

Mayor Holic

IX. AUDIENCE PARTICIPATION

Five minutes each speaker.

X. 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.