



City of Venice

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

Meeting Agenda City Council

Tuesday, September 14, 2021

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".

[21-5213](#)

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

Attachments:

[Meeting Instructions](#)

CALL TO ORDER

ROLL CALL

INVOCATION AND PLEDGE OF ALLEGIANCE

I. RECOGNITION

[21-5214](#)

Proclaim the Week of September 17-23, 2021 as "Constitution Week", Presented to Jacqueline Urschel, Myakka Chapter National Society Daughters of the American Revolution

Attachments:

[Proclamation](#)

[21-5215](#)

Swearing in: Fire Chief Frank Giddens

II. AUDIENCE PARTICIPATION will be limited to one hour.

Excluding Public Hearings (Five Minutes Each Speaker for City Residents, City Property Owners, and Owners of Businesses within the City Limits and Two Minutes for all Other Speakers unless Other Time Limits are Established). 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

[21-5216](#) Reappoint Kevin McGrath to the Police Pension Board of Trustees to Serve a Term From October 1, 2021 Until September 30, 2025

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

[21-5217](#) Appoint Bruce Miller to the Environmental Advisory Board to Serve the Unexpired Term of Sandra Petway from September 14, 2021 Until March 31, 2022

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

[21-5218](#) Appoint David Auxier to the Parks and Recreation Advisory Board to Serve the Unexpired Term of Sandra Petway from September 14, 2021 Until December 31, 2022

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

B. CITY CLERK

[21-5219](#) Minutes of the August 24, 2021 Regular Meeting

Attachments: [Minutes](#)

C. CITY MANAGERHuman Resources

[21-5220](#) Memorandum of Understanding with International Association of Firefighters for Pay for Fiscal Year 2022

Attachments: [Memorandum](#)
[Memorandum of Understanding](#)

Engineering

[21-34FP](#) Accept the Declaration of Maintenance Responsibility and Developers Completion and Payment Bond in the Amount of \$2,312,984.65 from Neal Signature Homes, LLC, and Authorize the Mayor, City Attorney and City Engineer to Sign Aria Phase III Final Plat

Attachments: [Memorandum](#)
[Declaration of Maintenance Responsibilities](#)
[Developer Completion & Payment Bond](#)
[Aria Phase III Final Plat](#)
[Supplemental Declaration](#)

Utilities

[21-5221](#) Authorize the Mayor to Sign Acceptance by Grantee for Utility Easement from Sarasota County Public Hospital District

Attachments: [Memorandum](#)
[Utility Easement](#)

[21-5222](#) Approval to Apply for Cooperative Funding with Southwest Florida Water Management District (SWFWMD) in the Amount of \$1.2 Million for the Aquifer Storage and Recovery Well and \$23,900 for the Continuation of the Toilet Replacement Project

Attachments: [Memorandum](#)
[Grant Applications](#)

IV. ITEMS REMOVED FROM CONSENT

V. PUBLIC HEARINGS

A. PRELIMINARY PLAT PETITION

[CC 20-68PP](#) Consider and Act Upon Preliminary Plat Petition No. 20-68PP for Visterra at Venice to Build a Three Hundred Ninety-One Single-Family Residential Unit Subdivision Located Between Border Road and Laurel Road West of Jacaranda Boulevard (Quasi-Judicial)

Attachments: [Development Order](#)
 [Staff Report](#)
 [Staff Presentation](#)
 [Application](#)
 [Narrative and Comprehensive Plan Consistency](#)
 [Preliminary Plat](#)
 [Preliminary Plat page corrected stipulations](#)
 [Residential Products](#)
 [Landscape Plan](#)
 [Lighting Spec Sheets](#)
 [Survey](#)
 [Signed Ordinance No. 2019-19](#)
 [Planning Commission Minutes 8-17-21](#)
 [Jeff Boone Speaker Card 8-17-21](#)
 [John Neal Speaker Card 8-17-21](#)
 [Speaker Card Amy Nelson 8-17-21](#)

B. VESTED RIGHTS PETITION

[21-5223](#) Consider and Act Upon Vested Rights Petition No. 21-34VR for Property Located at 996 Laguna Drive (Gulf View Marina Holdings, LLC.) (Quasi Judicial)

Attachments: [Development Order](#)
 [Staff Report](#)
 [Petition for Vested Rights](#)
 [Request Letter](#)
 [Written Correspondence 8-30-21 to 8-31-21](#)
 [Written Correspondence 9-1-21](#)
 [Written Correspondence 9-6-21 to 9-7-21](#)
 [Written Correspondence 9-8-21](#)

C. ORDINANCES - FIRST READING

[ORD. NO.](#) An Ordinance of the City of Venice, Florida, Amending the Code of
[2021-30](#) Ordinances Chapter 86, Land Development Code, Article V, Use Regulations, Division 9, Specific Use Regulations, by Adding Section 86-158, Mobile Food Vendor; Providing for Repeal of All Ordinances in Conflict Herewith; Providing for Severability and Providing an Effective Date

Attachments: [Ordinance](#)
 [Transmittal Memo to City Clerk](#)
 [Staff Memorandum](#)
 [Application](#)
 [Narrative](#)
 [Proposed Mobile Food Vendor Code](#)
 [Planning Commission Minutes 8-17-21](#)

[ORD. NO.](#) An Ordinance of the City of Venice, Florida, Amending the 2017-2027
[2021-36](#) Comprehensive Plan Pursuant to Petition No. 21-30CP to Include a Private
 Property Rights Element; Providing for Repeal of All Ordinances in Conflict
 Herewith; Providing for Severability; and Providing an Effective Date

Attachments: [Ordinance](#)
 [Transmittal Memo to City Clerk](#)
 [Staff Memorandum](#)
 [Application](#)
 [Planning Commission Minutes 8-17-21](#)

D. ORDINANCES – FINAL READING

[ORD. NO.](#) An Ordinance of the City of Venice, Florida, Amending the 2017-2027 City
[2021-21](#) of Venice Comprehensive Plan Future Land Use Map Pursuant to Petition
 No. 19-01CP to Change the Future Land Use Designation of Specific Real
 Properties Commonly Known as 600 N. Auburn Road (10.08± Acres);
 2341 Kilpatrick Road (11.9± Acres); and 1971 Pinebrook Road (5.5±
 Acres) from City of Venice Low Density Residential to City of Venice
 Institutional Professional; and to Change the Future Land Use Designation
 of Specific Real Properties Commonly Known as 1535 E. Venice Avenue
 (5.06± Acres) and 200 Field Avenue (1.9 ± Acres) from City of Venice
 Moderate Density Residential to City of Venice Institutional Professional;
 and to Provide the Future Land Use Designation of City of Venice Medium
 Density Residential to Parcel ID Nos. 0404-12-0002 and 0404-05-0002
 Located on Albee Farm Road (10.16 ± Acres); Providing for Repeal of all
 Ordinances in Conflict Herewith; Providing for Severability; and Providing
 an Effective Date

Attachments:[Ordinance](#)[Staff Memorandum](#)[Transmittal Memo to City Clerk](#)[Staff Presentation](#)[Staff Report](#)[Application](#)[Narrative](#)[Comprehensive Plan Base Analysis](#)[City Initiated Comprehensive Plan Table](#)[Comprehensive Plan Amendment List of Map Changes](#)[Comprehensive Plan Compliance Report](#)[Strikethrough Underline Combined](#)[Planning Commission Minutes 05-18-21](#)[Speakers card CC Ord 2021-21](#)[DEO Response Letter 21-05ESR](#)[DEP Comments](#)[FDOT Comments](#)[SFWMD Comments](#)

[ORD. NO.
2021-22](#)

An Ordinance Amending the Official Zoning Atlas of the City Of Venice, Florida, Pursuant to Zoning Map Amendment Petition No. 21-04RZ, to Change The Zoning Designation for the Property Commonly Known as 600 N. Auburn Road (10.08± Acres) from City of Venice Residential, Single-Family 1 (RSF-1) to City of Venice Office, Professional and Institutional (OPI); to Change the Zoning Designation for the Properties Commonly Known as 2341 Kilpatrick Road (11.9± Acres) and 1971 Pinebrook Road (5.5± Acres) from City of Venice Residential, Single-Family 3 (RSF-3) to City of Venice Office, Professional and Institutional (OPI); to Change the Zoning Designation for the Property Located at 1535 E. Venice Avenue (5.06± Acres) from City of Venice Residential, Multi-Family 2/Venetian Gateway (RMF-2/VG) to City of Venice Office, Professional and Institutional/Venetian Gateway (OPI/VG); and to Change the Zoning Designation for the Property Commonly Known as 200 Field Avenue (1.9± Acres) from Residential, Multi-Family 2 (RMF-2) to City of Venice Office, Professional and Institutional (OPI); Providing for Repeal of all Ordinances in Conflict Herewith; Providing for Severability; and Providing For An Effective Date (Quasi-Judicial)

Attachments:

[Ordinance](#)
[Transmittal Memo to City Clerk](#)
[Staff Presentation](#)
[Staff Report](#)
[Application](#)
[Comprehensive Plan Compatibility](#)
[Compliance with the LDC](#)
[Planning Commission Minutes 05-18-21](#)

[ORD. NO.
2021-23](#)

An Ordinance of the City of Venice, Florida, Amending the Code of Ordinances, Chapter 86, Land Development Code, Article V, Use Regulations, Division 4, Business Zoning Districts, Section 86-90, OPI Office, Professional and Institutional District; Providing for Repeal of all Ordinances in Conflict Herewith; Providing for Severability and Providing an Effective Date

Attachments:

[Ordinance](#)
[Transmittal Memo to City Clerk](#)
[Staff Presentation](#)
[Memorandum](#)
[Application](#)
[OPI Code Amendment](#)
[Planning Commission Minutes 05-18-21](#)

[ORD. NO. 2021-29](#) An Ordinance of the City of Venice, Florida, Amending the Code of Ordinances Chapter 42, Miscellaneous Offenses, by Deleting Section 42-5, Security Measure Requirements for Owners and Operators of Retail Gas Pumps, Providing for Repeal of All Ordinances in Conflict Herewith; Providing for Severability and Providing an Effective Date

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

[ORD. NO. 2021-33](#) An Ordinance of the City of Venice, Florida, Amending the Code of Ordinances Chapter 46, Parks and Recreation, Article III, Conduct in Parks, Section 46-66 Certain Parks Closed to Vehicles During Nighttime Hours; Providing for Repeal of All Ordinances in Conflict Herewith; Providing for Severability and Providing an Effective Date

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

[ORD. NO. 2021-34](#) An Ordinance of the City of Venice, Florida, Amending Chapter 74, Utilities, Article I, In General, Section 74-11, Water, Sewer and Reclaimed Water Rates, By Modifying Utility Wholesale Sanitary Wastewater Monthly Charges; Providing For Repeal of All Ordinances in Conflict Herewith; Providing for Severability and Providing for an Effective Date

Attachments: [Revised Ordinance](#)
[Ordinance](#)
[Memorandum](#)
[Presentation](#)
[Study](#)

VI. NEW BUSINESS

A. ORDINANCES

[ORD. NO. 2021-35](#) An Ordinance of the City of Venice, Florida, Amending the Code of Ordinances, Chapter 54, Solid Waste, Article VI, Rates and Charges; Billing Procedure, Section 54-161, Fee Schedule; Deposits; Providing for Repeal of All Ordinances in Conflict Herewith; and Providing for an Effective Date

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

B. RESOLUTIONS

[RES. NO. 2021-26](#) A Resolution of the City Council of the City of Venice, Florida, Amending the City of Venice Personnel Procedures and Rules, 2020 Edition, Section 2.1 Access to Group Health Insurance; and Providing an Effective Date

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

C. COUNCIL ACTION/DISCUSSION

[21-5224](#) Approve Pre-Annexation Agreement Between the City of Venice and FNG Holdings-Land, LLC

Attachments: [Pre-Annexation Agreement](#)

[21-5225](#) Determine City Participation in Legislative Forum, Items to be Addressed for 2022 Legislative Package and Venice City Council Representation

Attachments: [Memorandum](#)
 [Sarasota County Legislative Delegation Annual Meeting and Public Hearing](#)
 [2022 City of Venice State Legislative Priorities](#)

[21-5226](#) Direct Staff to Research Methodologies to Charge Food Establishments for the Use of Public Space in the Downtown District (Feinsod)

D. PRESENTATIONS AND AUDIENCE PARTICIPATION WILL BE HEARD AT 1:00 P.M. - AGENDA ITEMS MAY BE DELAYED OR MOVED FORWARD TO ACCOMMODATE PRESENTATIONS

[21-5227](#) Human Resources Director Alan Bullock and The Gehring Group: Property and Liability Insurance Renewal for Fiscal Year 2022 (10 min.)

Attachments: [Memorandum](#)
 [Property and Liability Insurance Premiums for FY22](#)
 [Property and Liability Insurance Renewal Evaluation FY22](#)

[21-5228](#) Pat Neal, Neal Communities: Laurel Road Expansion Progress Report and Council Direction (30 min.) (Fiedler)

Attachments: [Dr. Fiedler's Request](#)
 [Presentation](#)
 [Professional Services Agreement](#)
 [Mr. Neal's Draft Resolution](#)
 [City Council Minutes 7-13-21](#)

VII. CHARTER OFFICER REPORTS

City Attorney

City Clerk

City Manager

VIII. COUNCIL REPORTS

Council Member Neunder

Council Member Moore

Council Member Fiedler

Council Member Pachota

Council Member Kelly

Council Member Cautionero

Mayor Feinsod

IX. AUDIENCE PARTICIPATION

Five Minutes Each Speaker for City Residents, City Property Owners, and Owners of Businesses within the City Limits and Two Minutes for all Other Speakers unless Other Time Limits are Established.

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.