



City of Venice

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

Meeting Minutes City Council

Tuesday, February 28, 2017

9:00 AM

Council Chambers

CALL TO ORDER

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

ROLL CALL

Present: 6 - Council Member Kit McKeon, Council Member Jeanette Gates, Council Member Bob Daniels, Council Member Deborah Anderson, Council Member Richard Cautero and Council Member Fred Fraize

Absent: 1 - Mayor John Holic

Also Present

City Attorney Dave Persson, City Clerk Lori Stelzer, City Manager Ed Lavallee, Assistant City Clerk Heather Taylor, Recording Secretary Michelle Girvan, and for certain items on the agenda: City Engineer Kathleen Weeden.

INVOCATION AND PLEDGE OF ALLEGIANCE

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

I. RECOGNITION

[17-2515](#)

20-year Service Award, John Parrish, Electrical/Maintenance Technician, Public Works

Mr. Cautero presented this award.

II. AUDIENCE PARTICIPATION

Chief Tom Mattmuller, Venice Police Department, spoke on hosting a law enforcement memorial event on May 16, 2017.

Jackie Mineo, Sovrano Road, spoke on the Venice Library to include the proposed name, donations, county ordinance and county library systems.

Lueanne Wood, 800 Golden Beach Road, expressed her concern with the renaming of the library.

Discussion took place regarding renaming the library, lease terms, legal

issues, not being informed of the name change, and being provided updates in the future.

Mike Sunderland, Auburn Woods HOA president, expressed his concerns regarding the new public safety facility.

Gaetano Candido, 109 Auburn Woods Circle, expressed his concerns regarding the new public safety facility.

Richard Packman, 303 Casa Del Lago Way, expressed his concerns regarding the new public safety facility and referenced an email he sent to city council.

Sarabeth Kalajian, Sarasota County Libraries and Historical Resources, spoke on the progress of the new library to include demolition of the current facility and outreach to business owners, county and city staff working on draft agreement, and stated the county will be seeking city council support of the agreement.

Discussion took place on emails being received by city council regarding construction of a new fire station.

III. CONSENT SECTION:

A motion was made by Council Member Gates, seconded by Council Member McKeon to approve items in the Consent Section with the exception of Item Nos. 17-14FP, 17-2518, 17-2519. The motion carried by voice vote unanimously.

A. CITY MANAGER

Engineering

[17-2516](#) Authorize the Mayor to Execute the Department of the Army Consent to Easement to use Corps of Engineers Right-of-Way for Construction of a Gravel or Crushed Concrete Parking Area Under the Hatchett Creek Bridge (KMI)

This Agreement was approved on the Consent Agenda.

[17-2517](#) Authorize the Mayor to Execute Work Assignment 2017-02 Pursuant to the November 30, 2016 Agreement Between City of Venice, Florida and Atkins North America, Inc. in the Amount of \$145,809 to Complete Professional Engineering Services for Design and Permitting of the Nokomis Avenue & Downtown District Stormwater Project

This Work Assignment was approved on the Consent Agenda.

IV. ITEMS REMOVED FROM CONSENT

Engineering

17-14FP

Accept the Completion and Payment Bond in the Amount of \$227,289.16 and Declaration of Maintenance Responsibilities from LALP Development, LLC, and Authorize the Mayor, City Attorney and City Engineer to Sign Final Plat for Toscana Isles, Units 1 & 2, Phase 2

Discussion took place regarding inclusion of a memorandum in the agenda packet.

Ms. Weeden verified that she will ensure there are memorandums attached in the future and spoke to the urgency for this item to be approved on this agenda.

Alexander Hays, LALP Development, LLC, spoke to the item to include consistency with the preliminary plat previously approved.

Discussion ensued regarding the value of having a memorandum, information provided in the backup material and prior vetting through the planning commission.

A motion was made by Council Member McKeon, seconded by Council Member Daniels to approve Item No. 17-14FP. The motion carried by voice vote unanimously.

17-2518

Authorize the Mayor to Execute Work Assignment 2017-03 Pursuant to the November 30, 2016 Agreement Between City of Venice, Florida and Atkins North America, Inc. in the Amount of \$575,453 to Complete Professional Engineering Services for Design and Permitting of the Downtown Corridor Roadway, Pedestrian, Landscape and Lighting Improvements Project

A motion was made by Council Member Daniels, seconded by Council Member McKeon to approve Item No. 17-2518.

Discussion took place regarding concerns with cost overruns and the impact on businesses and citizens.

Ms. Weeden spoke to the design and permitting phase, project costs, monitoring throughout the project, and impact inclusion in scope designs, and responded to council questions regarding providing information to business owners and residents, impacts on businesses, providing council with the conceptual plan of the promenade pathway design, road paving, and funding sources.

The motion carried by voice vote unanimously.

Utilities17-2519

Request Approval to Execute Hazen and Sawyer, Work Assignment No. 2016-01, State Revolving Fund (SRF) Compliance Monitoring in the Amount of \$109,080

A motion was made by Council Member Daniels, seconded by Council Member Gates to approve Item No. 17-2519.

Discussion took place regarding previous approval of capital funding and same item requests being combined in the future.

In response to council questions, Mr. Lavallee spoke to there being no interest rate on the loan and compliance requirements.

Mr. Daniels requested a point of order. Mr. Cautero overruled the point of order.

Mr. Lavallee further commented on the use of American products not being a requirement.

The motion carried by voice vote unanimously.

V. PUBLIC HEARINGS

ORDINANCES – FINAL READING AND PUBLIC HEARING

**[ORD. NO.](#)
[2017-04](#)**

An Ordinance of the City of Venice, Florida Amending the Code of Ordinances Chapter 54, Solid Waste, Article III, Preparation, Collection and Disposal, Division 1, Generally, Section 54-51, Storage Areas to be Screened; Division 2, Containers, Section 54-73, Location, Design and Maintenance of Dumpsters; Designating Property Owner Responsibilities for Construction and Maintenance of Screenings and Enclosures and Providing and Maintaining Location Access; Providing for Repeal of all Ordinances in Conflict Herewith; Providing for Severability; and Providing an Effective Date

Ms. Stelzer read the ordinance by title only.

Mr. Cautero opened the public hearing.

Ms. Stelzer stated no written communication has been received and no one signed up to speak.

Mr. Cautero closed the public hearing.

A motion was made by Council Member Daniels, seconded by Council Member McKeon, that Ordinance No. 2017-04 be approved and adopted.

Mr. Lavallee spoke to the purpose of the initiative and language restrictions that inhibit the inclination to construct a more enhanced and attractive enclosure, and suggested that Section 54-53 of the ordinance be amended to state "Minimum standards provide that screens and enclosures shall be constructed of vinyl fencing or vinyl coated chain link with vinyl slats except properties in an architectural control district shall comply with the requirements set forth in the Architectural Guidelines

Handbook. In lieu of vinyl fencing or vinyl coated chain link with vinyl slats screening, enhanced architectural designs including vegetative buffering, masonry facing, and other aesthetically upgraded fencing may be substituted, as approved by the city".

A motion was made by Council Member Daniels, seconded by Council Member Gates to amend the ordinance as stated by Mr. Lavallee.

The amendment carried by voice vote unanimously.

The motion as amended carried by the following vote:

Yes: 6 - Mr. McKeon, Ms. Gates, Mr. Daniels, Ms. Anderson, Mr. Cautero and Mr. Fraize

Absent: 1 - Mayor Holic

[ORD. NO.
2017-05](#)

An Ordinance Amending City of Venice Ordinance No. 2016-15 Which Adopted the Official Budget of the City of Venice, Florida for the Fiscal Year Beginning October 1, 2016 and Ending September 30, 2017; by Increasing the Total Revenue by \$224,118 and Total Expenditures by \$224,118; and Providing for an Effective Date

Ms. Stelzer read the ordinance by title only.

Mr. Cautero opened the public hearing.

Ms. Stelzer stated no written communication have been received and no one signed up to speak.

Mr. Cautero closed the public hearing.

A motion was made by Council Member Gates, seconded by Council Member McKeon, that Ordinance No. 2017-05 be approved and adopted.

Discussion took place regarding splitting the requests into two agenda items and health and life insurance costs.

The motion carried by the following vote:

Yes: 4 - Mr. McKeon, Ms. Gates, Mr. Daniels and Mr. Cautero

No: 2 - Ms. Anderson and Mr. Fraize

Absent: 1 - Mayor Holic

VI. NEW BUSINESS

A. RESOLUTIONS

[RES. NO.
2017-04](#)

A Resolution of the City of Venice, Florida; to Request the State Legislature to Allow Local Municipalities to Regulate Single-Use Plastic Bags; Providing for an Effective Date

Ms. Stelzer read the resolution by title only.

A motion was made by Council Member Daniels, seconded by Council Member Fraize, that Resolution No. 2017-04 be approved and adopted.

Discussion took place regarding educating locally opposed to addressing the state, gaining local support, environmental concerns, impact on sea turtles, affirmation of home rule, future discussions, the need for clarity on details, concerns with bag fees, procedure for follow up with the state, and working with state representative.

Ms. Stelzer confirmed the city clerk's office will send a letter with the resolution to state representatives with no follow up planned.

Tom Jones, Economic Advisory Board (EAB) chair, commented on the resolution being sent to representatives, the EAB taking responsibility of communication with state representatives and EAB discussion regarding steps the city could take to assist in solving environmental problems.

Discussion continued regarding consistency with the county, requesting the mayor mention the issue at Council of Governments to possibly obtain support of other municipalities, and single stream landfill not being financially viable.

The motion carried by the following vote:

Yes: 6 - Mr. McKeon, Ms. Gates, Mr. Daniels, Ms. Anderson, Mr. Cautero and Mr. Fraize

Absent: 1 - Mayor Holic

Recess was taken from 10:25 a.m. until 10:35 a.m. Mr. Persson returned at 10:40 a.m.

B. COUNCIL ACTION/DISCUSSION

[17-2520](#)

Direct the City Manager to Contact the Sarasota County Administrator for a Homeless Update Presentation (Daniels)

A motion was made by Council Member Daniels, seconded by Council Member Gates, that Item No. 17-2520 be approved.

Discussion took place regarding previous updates from Wayne Applebee, new county administrator procedures, discussion between the City of Sarasota and Sarasota County on Housing First versus essential emergency shelter, and having a county representative provide an update on workforce housing and homelessness.

Mr. Lavallee spoke to the process for obtaining county updates.

Discussion ensued regarding consideration of a police holding facility.

A motion was made by Council Member Daniels, seconded by Council Member Gates, that the motion be amended to include workforce housing. The amendment carried by voice vote unanimously.

The motion as amended carried by voice vote unanimously.

VII. CHARTER OFFICER REPORTS

Mr. Cautero noted the mayor is in Washington, D.C. discussing the city's legislative priorities with representatives.

City Attorney

Mr. Persson had no report.

City Clerk

Ms. Stelzer had no report.

City Manager

Mr. Lavallee commented on previous council discussion regarding Charlotte Harbor National Estuary Program (CHNEP) membership, presentation by CHNEP representative at previous council meeting, and dues allocated in the current budget.

Discussion took place regarding previous discussion to remain in the program with Mr. Fraize as the liaison and the value of the program.

A motion was made by Council Member Daniels, seconded by Council Member Gates, to continue the city's membership with CHNEP and for Mr. Fraize to be the city's liaison. The motion carried by voice vote unanimously.

Mr. Lavallee reminded council of student government day on March 6, 2017.

Discussion took place regarding ongoing dispute between the Venice Golf Association and utilities regarding reclaimed water and city council being provided an update at the March 28, 2017 or April 11, 2017 meeting.

Mr. Persson stated that he will follow up with Attorney Steve Chase.

VIII. COUNCIL REPORTS

Mayor Holic

Mayor Holic was not present.

Council Member Fraize

Mr. Fraize commented on Costa Rica's environmental concerns.

Council Member Anderson

Ms. Anderson had no report.

Council Member Daniels

Mr. Daniels reported on Laurel Road/I-75 gateway trees that have been planted and suggested a ribbon cutting celebrating the grant from Florida Department of Transportation (FDOT).

Council Member McKeon

Mr. McKeon reported on upcoming meetings and his attendance at Venetian Golf and River Club town hall meeting with one of the topics being affordable housing.

Council Member Gates

Ms. Gates reported on Dean Calamaras' fossil collection to be placed within the city and requested an update on the library design phase.

Mr. McKeon spoke to Bob Vedder potentially facilitating communication with the county regarding history of the library.

Discussion continued regarding the city being included in the process and the need to verify concerns of constituents.

Ms. Gates continued her report on Economic Development Council (EDC) providing a presentation to city council.

Council Member Cautero

Mr. Cautero reported on the historic preservation board (HPB) discussion regarding historic landmark designation applications and Venice MainStreet and Venice Area Beautification, Inc.'s clay planters project on Miami Avenue.

In response to council questions, Mr. Lavalley spoke on staff meetings with county staff and confirmed that council is requesting direct communication updates from the county.

Discussion continued on pocket park signage.

IX. AUDIENCE PARTICIPATION

No one signed up to speak.

X. ADJOURNMENT

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

ATTEST:

Mayor - City of Venice

City Clerk