



City of Venice

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

Meeting Minutes City Council

Tuesday, May 23, 2017

9:00 AM

Council Chambers

CALL TO ORDER

Mayor Holic called the meeting to order at 9:01 a.m.

ROLL CALL

Present: 6 - Mayor John Holic, Council Member Kit McKeon, Council Member Bob Daniels, Council Member Deborah Anderson, Council Member Richard Cautero and Council Member Fred Fraize

Absent: 1 - Council Member Jeanette Gates

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: City Engineer Kathleen Weeden, Development Services Director Jeff Shrum, Senior Planner Scott Pickett, Assistant City Manager Len Bramble, Procurement Manager Peter Boers, and Director of Administrative Services Alan Bullock.

INVOCATION AND PLEDGE OF ALLEGIANCE

Ms. Stelzer offered the Invocation followed by the Pledge of Allegiance led by Staff Sergeant Tim Tramel.

I. RECOGNITION

[17-2704](#)

Swear in: Firefighter/EMT Bryan Homan, Venice Fire Department

Mayor Holic swore in Bryan Homan.

[17-2705](#)

Presentation of the Employer Support of the Guard and Reserve Department of Defense Pro Patria Award to the City of Venice by Roger Trout to Mayor John Holic, City Manager Edward Lavallee and Administrative Services Director Alan Bullock

Mayor Holic, Mr. Lavallee, and Mr. Bullock accepted this award on behalf of the city.

[17-2706](#)

Proclaim the Month of May, 2017 National Preservation Month, Presented to Chair Jean Trammell and Other Members of the Historic Preservation Board

Mayor Holic presented this proclamation to Jean Trammell.

[17-2707](#)

Venice Historic Preservation Board and the City of Venice Recognize J.H. Lord for a Venice Legacy Award

Mayor Holic read a statement by Dennis Lord Hardy and Ms. Trammell presented this award.

[17-2708](#)

Venice Historic Preservation Board and the City of Venice Recognize Historic Spanish Point Chapter No. 1477 for a Venice Legacy Award - Presented to Ruth Ann Dearybury, Treasurer

Ms. Trammell presented this award to Ruth Ann Dearybury.

[17-2709](#)

Venice Historic Preservation Board and the City of Venice Recognize Bertha Honore Palmer Chapter No. 1355 for a Venice Legacy Award - Presented to Ouida Selker, Charter Member

Ms. Trammell presented this award to Ouida Selker.

[17-2710](#)

10 year Service Award, Len Bramble, Assistant City Manager

Mr. Lavallee presented this award to Mr. Bramble.

II. AUDIENCE PARTICIPATION

Henry DeJonge, 3500 Rustic Road, Nokomis, spoke regarding lime sludge pond closure, compliance with contract plan, and project postponement.

Suzanna Krebs, 615 Laguna Drive, spoke on mother's behalf regarding sidewalks and widening of Bayshore and Laguna Drive.

Judy Collins, 461 Bayshore Drive, thanked council for stop signs placed on Bayshore and Laguna Drive.

Kelvin Henderson, ProLime Corporation, commented on the lime sludge project contract, negotiation process, and noted there were no concerns with sand import and rain.

III. CONSENT SECTION:

A motion was made by Council Member Daniels, seconded by Council Member Cautero to approve items on the Consent Section with the exception of Items Nos. 82-2017 and 17-2712. The motion carried unanimously by voice vote.

There was consensus to reorder the meeting agenda 4-2 with Mr. Daniels and Mr. McKeon opposed.

A. CITY CLERK

[17-2711](#)

Minutes of the May 9, 2017 Regular Meeting

These Minutes were approved on the Consent Agenda.

V. PUBLIC HEARINGS

ORD. NO.
2017-15

An Ordinance Amending the Official Zoning Atlas of the City of Venice, Florida, Pursuant to Rezone Petition No. 16-05RZ, Relating to Property in the City of Venice Located at 3496 and 3500 Laurel Road East and Owned by Laurel Road Storage, LLC., for the Rezoning of the Property Described Therein, from Commercial, Intensive (CI) and Commercial, Highway Interchange (CHI) Zoning Districts to Commercial, Intensive (CI) and Commercial, General (CG) Zoning Districts; Providing for Repeal of all Ordinances in Conflict Herewith; and Providing for Severability and Providing for an Effective Date (Quasi-Judicial)

Mayor Holic announced this is a quasi-judicial procedure and all speakers shall sign and submit a request to speak card.

Mayor Holic opened the public hearing.

Ms. Stelzer read the ordinance by title only.

Mr. Persson questioned council on conflicts of interest and ex-parte communications. Mr. Daniels noted several site visits. There were no conflicts of interest.

There was no request for affected party status.

Mr. Pickett, being duly sworn, provided a presentation on the rezone petition to include petition summary information, aerial photograph, photographs of on-site and off-site conditions, surrounding property information, future land use map, existing and proposed zoning maps, zoning analysis, and staff summary/findings of fact.

Discussion took place regarding classification of the side road adjacent to Knights Trail that leads into the wastewater treatment plant.

Ms. Weeden, being duly sworn, noted the road is owned by the utility department and is a publicly used private road.

Discussion followed on road versus driveway classification, road width, Mr. Daniels' communication with the county, roads belonging to the city and county, East Laurel Road, and repavement of the road.

Mr. Persson responded to council questions regarding issue with jurisdiction of the road, and commented on the rezone and site plan process.

Mr. Pickett noted there were no issues or roadway improvements

identified on the site development plan for the self storage facility.

Discussion followed regarding the county's communication process, road jurisdiction, Laurel Road name, Florida Department of Transportation (FDOT) jurisdiction, site and development plan approval by the planning commission, and rezone.

Jeffrey Boone, representing applicant, being duly sworn, spoke on pre-annexation agreement, no access issues, commercial general (CG) rezoning of property, and requested council's approval.

No written communication was received and no one signed up to speak.

Mayor Holic closed the public hearing.

A motion was made by Council Member McKeon, seconded by Council Member Cautero, that Ordinance No. 2017-15 be approved on first reading and scheduled for final reading.

Mr. Daniels requested the access road be revisited.

The motion carried by the following vote:

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

Absent: 1 - Ms. Gates

[17-2713](#)

(Non-Public Hearing) Consider Request from Laurel Road Storage, LLC, to Amend the Pre-Annexation Agreement Relative to a Requirement for the Owner to Convey a Five Foot Area Along the West Side of East Side Plant Road

Mr. Boone spoke regarding the pre-annexation agreement amendment, request to remove the requirement of deeding a five foot strip, rezoning, site and development plan, tax rolls, comments by the Technical Review Committee (TRC), engineering department, and planning division, response to comments received included dedicated easement, sidewalk, and request to amend the pre-annexation agreement.

Discussion took place regarding contract obligation, legal theory on amending contracts, and applicant's request.

Ms. Weeden responded to council questions regarding difference between dedication and an easement.

Mr. Persson clarified the distinction of a dedication and easement.

Discussion followed regarding the property, sidewalk requirement, driveway and street conditions, staff concerns, enlargement of road, pre-annexation agreement and primary use of the road, providing easements for public access to sidewalks, utilities easement, and road

expansions due to new development.

Mr. Boone noted there were no utility department concerns, and spoke regarding sidewalk, road widening, dedicated easement, and 10 foot easement approved by the planning commission.

Ms. Weeden commented on the utility department's concern and accepting the modification.

Discussion took place on staff comments, linear easement, contract amendment, 10 foot easement, pre-annexation agreements, planning commission's approval, and accomplishing the city's goal.

Mr. Lavallee noted agreement with the amendment to the pre-annexation agreement.

Discussion continued on linear easement.

Mr. Persson stated a suggested motion.

A motion was made by Council Member McKeon, seconded by Council Member Fraize, to approve Item No. 17-2713 and direct staff to prepare an ordinance to amend the pre-annexation agreement subject to a 10 foot easement in a form acceptable to the city along the entire easterly border of the property.

Discussion continued regarding changing pre-annexation agreements.

Mr. Persson clarified the city's practice on pre-annexation agreements.

The motion carried by voice vote 4-2 with Mr. Daniels and Ms. Anderson opposed.

Recess was taken from 11:18 a.m. until 11:25 a.m.

IV. ITEMS REMOVED FROM CONSENT

B. CITY MANAGER

Utilities

[CON. NO. 82-2017](#)

Approval of Contract and Amendment #1 with ProLime Corporation in the Amount of \$2,584,945.42 for the Lime Sludge Ponds Closure

Discussion followed regarding project completion, fences and current maintenance, project cost and scope of work, taxpayer money, impact on residents, protection of Pinebrook Park, concern with safety around the lime pit, gopher tortoises, future projects, increase in water bills, necessity of project, and bidding process.

Mr. Lavallee spoke on the bidding process, contract, value engineering, scope of work, and neighborhood concerns.

Mr. Boers commented on project costs and contract.

Discussion continued on bidding process, value engineering, intent to award, legal challenges, and Mr. Hochuli's previous testimony regarding rain concerns.

Randall Dickerson, 1331 Berkshire Court, on behalf of the Friends of Pinebrook Park, noted agreement with the removal of the lime pit and protecting gopher tortoises.

A motion was made by Council Member Daniels, seconded by Council Member Cautero, to approve Item No. 82-2017. The motion carried by voice vote 4-2 with Ms. Anderson and Mr. Fraize opposed.

[17-2712](#)

Execution of Kimley-Horn and Associates Work Assignment 2016-02, in the Amount of \$145,700 for Construction Observation Services

A motion was made by Council Member Fraize, seconded by Council Member Daniels, to approve Item No. 17-2712.

Discussion followed regarding the city hiring an engineer instead of outsourcing consultant services and having staff evaluate option in the future.

The motion carried unanimously by voice vote.

Recess was taken from 11:52 a.m. until 1:00 p.m.

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

[17-2714](#)

Executive Director Erin Silk, Venice MainStreet and Ronni Wood, Florida Main Street Coordinator: Venice MainStreet History and Importance (10 min.)

Ms. Wood provided a presentation on Venice MainStreet (VMS) to include number of communities, return on investment, economic development with historic preservation, why downtown is important, annual cost to the downtown, cumulative new jobs, job gains and losses from 2008-2015, jobs gained to jobs lost ratio, cumulative net new businesses, Florida Main Street business openings/closings, business growth during recession, total private and public investments, good for taxpayers, property tax, what is downtown worth, sales tax revenues to the state, economic impact of Florida Main Street Programs since 1985, and what Main Street has done for Florida.

Ms. Silk continued the presentation on VMS to include mission, district, survey of downtown businesses, marketing, expanding online presence, achievements, sponsored events, Lovin' Our Locals events, looking forward to the next 30 years, creating an experience driven society, and

partners.

Discussion followed regarding Business Sarasota, marketing shops, suggestion for Ms. Silk to contact Virginia Haley, Venice Performing Arts Center, applying for grants, community member partnerships, and the mission of VMS.

[17-2715](#)

Leigh Holt, Planning Manager, Metropolitan Planning Organization (MPO): MPO Project Selection Process (10 min.)

Ms. Holt provided a presentation on Metropolitan Planning Organization (MPO) performance measures and project priorities to include Moving Ahead for Progress in the 21st Century (MAP-21) and Fixing America's Surface Transportation (FAST) Acts, funding, national performance goals and public involvement process, 2040 Long Range Transportation Plan, performance measures/national goals, developing a more mode-neutral process, safety/security, infrastructure conditions, mobility/congestion/reliability, economy/freight, environmental/livability, project delivery, and project prioritization.

Ms. Holt commented on Sarasota County's project priority list, and encouraged council to add Pinebrook Road and East Venice Avenue as an agenda item and mention it is a priority project for the city.

Discussion took place regarding Legacy Trail bike path, Southwest Florida Regional Planning Council, Pinebrook and Edmondson Road project, funding existing projects, Local Agency Program (LAP) agreement, and impact fees.

[17-2716](#)

Joy Mahler, President/CEO, Big Brothers/Big Sisters: Mission of Big Brothers/Big Sisters Program and Need for Volunteers (10 min.)

Ms. Mahler spoke on the Big Brothers/Big Sisters Program to include services provided, mentoring program and partnership with Venice Regional Hospital, decisions to win program, and the opportunity to become a volunteer mentor.

PUBLIC HEARINGS - Continued

[CC 16-4PP](#)

Consider and Act Upon Preliminary Plat Petition No. 16-4PP for the 2.6-Acre Gulf Harbor Estates to Allow for Nine Single-Family Detached Lots and Associated Subdivision Improvements (Quasi Judicial)

There was no objection by council to combine the preliminary plat petition and the ordinance into one hearing.

Mayor Holic announced this is a quasi-judicial procedure and all speakers shall sign and submit a request to speak card.

Mayor Holic opened the public hearing.

Ms. Stelzer read the notice of public hearing and ordinance by title only.

Mr. Persson questioned council concerning conflicts of interest and ex-parte communications. Mr. McKeon, Mr. Daniels, Mr. Fraize, and Mayor Holic noted driving by the property. Ms. Anderson noted communication with parties regarding financial interest in the property. There were no conflicts of interest.

Ms. Stelzer noted written communication from Leora Nelson and four emails were included in the agenda packet and noted Ms. Nelson was not in attendance.

Mr. Pickett, being duly sworn, spoke regarding the rezone petition to include city and county zoning, planning commission's approval, zoning amendment, summary of proposed rezone petition, aerial photograph, existing zoning maps, comparison of county residential single-family 2 (RSF-2) and city RSF-3 zoning, district development standards, future land use map, future land use designation, land use compatibility, compliance with the land development code (LDC), concurrency, and staff summary/findings of fact.

Mr. Pickett provided a presentation on the preliminary plat petition to include summary, surrounding property information, aerial photograph, future land use map, existing zoning map, proposed site plan, consistency with the comprehensive plan, surrounding neighborhood lot size study, compliance with LDC, concurrency review, staff findings of fact, stipulation, and city council action.

Discussion followed regarding sidewalk location north side of Gulf Drive, existing zoning map and disclaimer, densities, applicant's request of nine units, loss and removal of trees at the Gully, crossing of the Gully, zoning map amendments, RSF-2 design, protocol of comparing average lot size, proposed site plan, and traffic.

Recess was taken from 2:40 p.m. until 2:45 p.m.

Greg Roberts, being duly sworn, representing applicant on the preliminary plat, noted support of the rezone petitions filed by the city.

Roland Piccone, Gap Engineering and Planning, L.L.C., being duly sworn, spoke on the preliminary plat, lot sizes, square footage, zoning of property, RSF-3 zoning, and proposed density of 3.3 units per acre.

Mr. Roberts commented on the sidewalk stipulation, drainage issues, and history of the preliminary plat.

Discussion followed regarding RSF-2 development, difference in lot sizes and width, changing character of the neighborhood, and density on units per acre.

No one signed up to speak.

Mayor Holic closed the public hearing.

A motion was made by Council Member McKeon, seconded by Council Member Daniels, that Ordinance No. 2017-14 be approved on first reading and scheduled for final reading.

Discussion followed on RSF-2 versus RSF-3 number of units per acre and configuration of homes.

The motion carried by the following vote:

Yes: 4 - Mayor Holic, Mr. McKeon, Mr. Daniels and Mr. Cautero

No: 2 - Ms. Anderson and Mr. Fraize

Absent: 1 - Ms. Gates

A motion was made by Council Member Daniels, seconded by Council Member McKeon, to approve Preliminary Plat Petition No. CC 16-4PP effective with adoption of a city RSF-3 zoning designation and grant the waiver of the sidewalk requirement along unimproved Sunset Drive. The motion carried by the following vote:

Yes: 4 - Mayor Holic, Mr. McKeon, Mr. Daniels and Mr. Cautero

No: 2 - Ms. Anderson and Mr. Fraize

Absent: 1 - Ms. Gates

ORDINANCES - FIRST READING

[ORD. NO. 2017-14](#)

An Ordinance Amending the Official Zoning Atlas of the City of Venice, Florida, Relating to Property Located at the Northwest Corner of Gulf Drive and Harbor Drive, as Reflected in Rezoning Petition No. 17-04RZ, Gulf Harbor Estates, Southbridge Investments, LLC, for the Rezoning of the Property Described Therein, from Sarasota County, Residential Single-Family 2 (RSF-2) Zoning District to City of Venice, Residential Single-Family 3 (RSF-3) Zoning District; Providing for Repeal of all Ordinances in Conflict Herewith; and Providing for Severability and Providing for an Effective Date (Quasi-Judicial)

This ordinance was heard with Preliminary Plat Petition CC 16-4PP.

[ORD. NO. 2017-16](#)

An Ordinance Amending the Official Zoning Atlas of the City of Venice, Florida, Pursuant to Rezone Petition No. 17-02RZ, Relating to Property in the City of Venice Located on the East Side of Circle Drive and South of Short Road and Owned by Larry and Kay Combs, for the Rezoning of

the Property Described Therein, from Sarasota County, Residential Single-Family 3 (RSF-3) Zoning District to City of Venice, Residential Single-Family 3 (RSF-3) Zoning District; Providing for Repeal of all Ordinances in Conflict Herewith; and Providing for Severability and Providing for an Effective Date (Quasi-Judicial)

Mayor Holic announced this is a quasi-judicial procedure and all speakers shall sign and submit a request to speak card.

Mayor Holic opened the public hearing.

Ms. Stelzer read the ordinance by title only.

Mr. Persson questioned council on conflicts of interest and ex-parte communication. Mayor Holic noted site visit. There were no conflicts of interest.

There was no request for affected party status.

Mr. Pickett, being duly sworn, provided a presentation to include zoning amendment, summary of proposed rezone petition, aerial photograph, existing zoning map, comparison of county RSF-3 and city RSF-3 zoning, and staff summary/findings of fact.

No one signed up to speak.

Mayor Holic closed the public hearing.

A motion was made by Council Member McKeon, seconded by Council Member Daniels, that Ordinance No. 2017-16 be approved on first reading and scheduled for final reading. The motion carried by the following vote:

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

Absent: 1 - Ms. Gates

ORD. NO.
2017-17

An Ordinance Amending the Official Zoning Atlas of the City of Venice, Florida, Pursuant to Rezone Petition No. 17-03RZ, Relating to Property in the City of Venice Located at 550 Seaboard Avenue and Owned by Mark Richmond Revocable Trust, Mark And Stephany Richmond (Co-TTees), for the Rezoning of the Property Described Therein, from Sarasota County Industrial Light and Warehousing (ILW) Zoning District to City of Venice Industrial, Light and Warehousing (ILW) Zoning District; Providing for Repeal of all Ordinances in Conflict Herewith; and Providing for Severability and Providing for an Effective Date (Quasi-Judicial)

Mayor Holic announced this is a quasi-judicial procedure and all speakers shall sign and submit a request to speak card.

Mayor Holic opened the public hearing.

Ms. Stelzer read the ordinance by title only.

Mr. Persson questioned council on conflicts of interest and ex-parte communications. There were no ex-parte communications or conflicts of interest.

There was no request for affected party status.

Mr. Pickett, being duly sworn, provided a presentation to include zoning amendment, summary of proposed rezone petition, aerial photograph, existing zoning map, comparison of county and city Industrial Light and Warehousing (ILW) zoning, and staff summary/findings of fact.

No one signed up to speak.

Mayor Holic closed the public hearing.

A motion was made by Council Member Daniels, seconded by Council Member McKeon, that Ordinance No. 2017-17 be approved on first reading and scheduled for final reading. The motion carried by the following vote:

Yes: 6 - Mayor Holic, Mr. McKeon, Mr. Daniels, Ms. Anderson, Mr. Cautionero and Mr. Fraize

Absent: 1 - Ms. Gates

ORDINANCES – FINAL READING

[ORD. NO. 2017-12](#)

An Ordinance of the City of Venice, Florida, Amending Chapter 86, Land Development Code, Article V, Use Regulations, Division 8, Planned Development Zoning Districts, Section 86-132, PID Planned Industrial Development District, Subsection (c), Permitted Uses, to add new Subsections (15) Child Care Centers; and Subsection (16) Principal Parking; Amending Article VIII, General Administrative Provisions, Section 86-570, Definitions, Subsection (b), to add a new Definition of Parking, Principal; 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.

Mayor Holic closed the public hearing.

A motion was made by Council Member Daniels, seconded by Council Member McKeon, that Ordinance No. 2017-12 be approved and adopted.

Mr. McKeon commented on the process for PGT's petitions.

The motion carried by the following vote:

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

Absent: 1 - Ms. Gates

[ORD. NO.
2017-13](#)

An Ordinance of the City of Venice, Florida, Amending Ordinance No. 2012-16 Related to Dog Friendly Dining; Amending Section 3 Effective Date, by Deleting the Second Sentence that Provides for a Five-Year Expiration of the Ordinance

Ms. Stelzer read the ordinance by title only.

Mayor Holic opened the public hearing.

Ms. Stelzer noted two emails were received and included in the agenda packet.

No one signed up to speak.

Mayor Holic closed the public hearing.

A motion was made by Council Member Daniels, seconded by Council Member McKeon, that Ordinance No. 2017-13 be approved and adopted. The motion carried by the following vote:

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

Absent: 1 - Ms. Gates

VI. UNFINISHED BUSINESS

[17-2683](#)

Appoint Council Member and/or Staff Member to the Legacy Trail Master Plan Stakeholders Group (Gates)

Mayor Holic restated the motion from the May 9, 2017 meeting which was a motion was made by Council Member Gates, seconded by Council Member McKeon, to appoint Mr. Fraize to the Legacy Trail Master Plan Stakeholders Group.

Ms. Weeden noted speaking with Bicycle Pedestrian Coordinator Darlene Culpepper and her interest in being appointed.

An amendment to the motion was made by Council Member Daniels, seconded by Council Member Anderson, to remove Mr. Fraize and add Darlene Culpepper's name to the motion. The amendment carried unanimously by voice vote.

An amendment to the motion was made to modify the language on the motion to include "recommend" the appointment of Darlene Culpepper to the Legacy Trail Master Plan Stakeholders Group. The amendment carried unanimously by voice vote.

The motion as amended carried unanimously by voice vote.

VII. NEW BUSINESS

A. ORDINANCES

[ORD. NO.
2017-11](#)

An Ordinance Amending the Code of Ordinances of the City of Venice, Florida, Chapter 98, Floods, Article II, Floodplain Management, Division 1, Administration, Sections 98-32, Applicability and Section 98-33, Duties and Powers of the Floodplain Administrator; Division 2, Definitions, Section 98-40, Definitions; Division 4, Administrative Amendments to the Florida Building Code, Building, Section 98-48, Florida Building Code, Building; Division 5, Technical Amendments to the Florida Building Code, Building, Existing Building and Residential, Section 98-49 Florida Building Code, Building; and Section 98-50, Florida Building Code, Existing Building; to Adopt Flood Hazard Maps, to Amend the Definition of Substantial Improvement and for Other Purposes; to Adopt Local Administrative and Technical Amendments to the Florida Building Code; Providing for Repeal of all Ordinances in Conflict Herewith; Providing for Severability and Providing for an Effective Date

Ms. Stelzer read the ordinance by title only.

No one signed up to speak and no written communication was received.

A motion was made by Council Member McKeon, seconded by Council Member Cautero, that Ordinance No. 2017-11 be approved on first reading and scheduled for final reading. The motion carried by the following vote:

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

Absent: 1 - Ms. Gates

[ORD. NO.
2017-18](#)

An Ordinance Amending the Code of Ordinances of the City of Venice, Florida, Chapter 74, Utilities, Article III, Sewer and Sewage Disposal, Section 74-127, Maintenance Responsibilities of City and Property Owner; Providing for Repeal of all Ordinances in Conflict Herewith; Providing for Severability and Providing for an Effective Date

Ms. Stelzer read the ordinance by title only.

No one signed up to speak and no written communication was received.

A motion was made by Council Member Daniels, seconded by Council Member Fraize, that Ordinance No. 2017-18 be approved on first reading and scheduled for final reading. The motion carried by the following vote:

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

Absent: 1 - Ms. Gates

C. RESOLUTIONS**RES. NO.**
2017-11

A Resolution of the City of Venice, Florida, Accepting Utilities and Improvements Installed by Neal Communities of Southwest Florida, LLC, and Accepting a One Year Developers Maintenance Bond, and Bill of Sale, and Providing an Effective Date (Villages of Milano, Phase 2, Subphases 3 and 4)

Ms. Stelzer read the resolution by title only.

A motion was made by Council Member Daniels, seconded by Council Member McKeon, that Resolution No. 2017-11 be approved and adopted. The motion carried by the following vote:

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

Absent: 1 - Ms. Gates

D. COUNCIL ACTION/DISCUSSION**17-2717**

Direct the Parks and Recreation Advisory Board to Research the Playground Area of Hecksher Park to Determine if it is Suitable for Pickleball as a Replacement and Report Back to City Council (Holic)

Mayor Holic noted request was submitted based upon an email received.

A motion was made by Council Member Daniels, seconded by Council Member McKeon, to approve Item No. 17-2717.

Discussion followed regarding cost estimate, county maintenance on sports parks and facilities, considering pickleball at Legacy Park and adding item on the next agenda, reviewing other possible sites, pickleball lines on tennis and basketball courts, and the master parks plan.

The motion carried by voice vote unanimously.

17-2718

Approve Policy Changes for Special Events Including Recognition of Heritage Events, Establishing a Fee Schedule for the Rental of Public Space and Adjustments in the Schedule of Allowable Concessions of Cost for City Services During Special Events (Lavallee)

Mr. Lavallee spoke on the recommended policy changes for special events to include cost for city services on heritage events, charging a fee for the use of public space, and referring first time applications to the Economic Development Advisory Board (EDAB) for review and recommendations.

A motion was made by Council Member McKeon, seconded by Council Member Daniels, to approve Item No. 17-2718.

Discussion followed regarding the fee schedule for rental of public

property, gazebo at Centennial Park, clarifying policy, non-revenue generating events, location of events, rental space subsidy, defining heritage events, goal is to generate revenue, terminology and interpretation of the policy, EDAB's responsibility on marketing for the city, producing list of heritage events, Maxine Barritt Park, and defining special events.

Erin Silk, Executive Director of VMS, spoke on proposed special event fee and how policy will affect VMS.

Barbara Quinn, Women's Sertoma Club of Venice, spoke on concerns with proposed rental fees.

Mr. Lavallee reviewed the criteria for relief of rental space.

Discussion took place regarding VMS and policy provisions.

The motion carried by voice vote 5-1 with Ms. Anderson opposed.

A motion was made by Council Member Fraize, seconded by Council Member Cautero, to extend the meeting beyond 5:00 p.m. if necessary. The motion failed by voice vote 3-3 with Mr. McKeon, Mr. Daniels, and Ms. Anderson opposed.

VIII. CHARTER OFFICER REPORTS

City Attorney

Mr. Persson had no report.

City Clerk

Ms. Stelzer requested to discuss the scheduled comprehensive plan transmittal public hearing and noted there were concerns by council members as to the format and date of the meeting and requested council direction.

Discussion followed regarding the concern with combining hearing input from residents and council's vote, audience participation time, workshop discussions, presentation of draft version to residents, transmittal hearing, and audience participation at the last workshop.

Mayor Holic left the dais at 4:37 p.m.

Discussion continued regarding joint meeting with the planning commission, number of public meetings held, and length of comprehensive plan project.

Mayor Holic returned to the dais at 4:40 p.m.

Mr. Shrum responded to council questions regarding changes to the

draft comprehensive plan and public input.

Discussion followed on transmittal meeting flexibility, allocating more time to review public comments, scheduling a community workshop at 9:30 a.m. on June 12, 2017 prior to the transmittal meeting, input on affordable housing, and keeping the transmittal public hearing at 1:30 p.m.

City Manager

Mr. Lavallee had no report.

IX. COUNCIL REPORTS

Council Member Fraize

Mr. Fraize provided an update on the Charlotte Harbor National Estuary Program (CHNEP) meeting.

Council Member McKeon

Mr. McKeon provided an update on the Florida League of Cities.

There was council consensus for the City Manager or City Attorney to send a letter, on behalf of the city, to Governor Rick Scott requesting to veto House Bill (HB) 687 Utilities.

Council Member Daniels

Mr. Daniels commented on supporting sending a letter to Governor Scott regarding veto, and provided an update on the Tourist Development Council (TDC) meeting.

A revote was taken to extend the meeting beyond 5:00 p.m. The voice vote carried 5-1 with Ms. Anderson opposed.

Ms. Anderson left the meeting at 5:02 p.m. and did not return.

Council Member Gates

Ms. Gates was absent.

Council Member Anderson

Ms. Anderson was absent.

Council Member Cautionero

Mr. Cautionero provided an update on the Historic Preservation Board (HPB) meeting.

Mayor Holic

Mayor Holic provided an update on Council of Governments (COG), Parks and Recreation Advisory Board, HPB, and EDAB meetings.

Mayor Holic spoke on an email received from Sarasota County Commissioner Charles Hines regarding a tentative ordinance from Sarasota County relating to quality of life serving homelessness.

X. AUDIENCE PARTICIPATION

No one signed up to speak.

XI. ADJOURNMENT

There being no further business to come before Council, the meeting was adjourned at 5:10 p.m.

ATTEST:

Mayor - City of Venice

City Clerk