



# City of Venice

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

## Meeting Minutes City Council

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Tuesday, November 14, 2017

9:00 AM

Council Chambers

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### CALL TO ORDER

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

### ROLL CALL

**Present:** 7 - Mayor John Holic, Council Member Kit McKeon, Council Member Jeanette Gates, Council Member Bob Daniels, Council Member Deborah Anderson, Vice Mayor Richard Cautero and Council Member Fred Fraize

### ALSO PRESENT

City Attorney Dave Persson, Assistant City Attorney Kelly Fernandez, City Clerk Lori Stelzer, Assistant City Clerk Heather Taylor, City Manager Ed Lavallee, Recording Secretary Mercedes Barcia, and for certain items on the agenda: Fire Chief Shawn Carvey, Police Captain Mike Rose, Development Services Director Jeff Shrum, Planning Manager Roger Clark, City Engineer Kathleen Weeden, and Assistant City Engineer James Clinch.

### INVOCATION AND PLEDGE OF ALLEGIANCE

Ms. Taylor offered the Invocation followed by the Pledge of Allegiance led by Council Member Anderson.

### I. RECOGNITION

[17-2961](#)

Proclaim November 2017 as Family Caregivers Month, Presented to Elder Law Attorney Matthew Rheingans

**Mayor Holic presented this proclamation to Matthew Rheingans.**

[17-2962](#)

Proclaim November 15, 2017 as Geographic Information Systems (GIS) Day and the Week of November 12-18, 2017 as Geography Awareness Week, Presented to City of Venice GIS Employees Will Smith, Damien Stillings, Donald Hubbard, Gillian Carney, and Mike Catalano

**Mayor Holic presented this proclamation to Will Smith, Damien Stillings, Donald Hubbard, Gillian Carney, and Mike Catalano.**

[17-2963](#)

Recognition of Councilmember Kit McKeon in Appreciation of his Service on City Council

**Mayor Holic presented Mr. McKeon with a service plaque.**

[17-2964](#)

Recognition of Councilmember Deborah Anderson in Appreciation of her Service on City Council

**Mayor Holic presented Ms. Anderson with a service plaque.**

## **II. AUDIENCE PARTICIPATION**

James Green, 1070 East Laurel Road, Nokomis, spoke regarding pier fishing to include adding video surveillance, police presence and enforcement, and signage.

Discussion followed on the assistant city clerk providing the pier committee's meeting minutes to council.

Rob Merlino, 252 Glen Oak Road, spoke regarding shark fishing and police presence at the pier.

Discussion followed on the purpose for shark fishing.

Anthony Sellitto, 3041 Markridge Road, Sarasota, commented on shark fishing and medical marijuana dispensaries.

Lawrence Fitzpatrick, 1068 Bradberry Drive, spoke on shark fishing education, conservation, and economic impact.

Mike Pachota, Sharky's Restaurant, spoke regarding fishing regulations and enforcement, the pier committee, and charging a pier fee.

## **III. CONSENT SECTION:**

**A motion was made by Council Member Daniels, seconded by Council Member McKeon, to approve items in the Consent Section. The motion carried unanimously by voice vote.**

### **A. MAYOR**

[17-2965](#)

Appoint George Struble to the Municipal Code Enforcement Board to Serve a Term from November 14, 2017 until November 30, 2020

**This Appointment was approved on the Consent Agenda.**

[17-2966](#)

Reappoint William (Bill) Jervey, Jr. to the Historic Preservation Board to Serve a Term from December 1, 2017 until November 30, 2020

**This Reappointment was approved on the Consent Agenda.**

[17-2967](#)

Reappoint Patrick Reilly to the Municipal Code Enforcement Board to

Serve a Term from December 1, 2017 until November 30, 2020

This Reappointment was approved on the Consent Agenda.

## **B. CITY CLERK**

[17-2968](#)

Minutes of the October 10, 2017 and October 24, 2017 Regular Meetings

These Minutes were approved on the Consent Agenda.

## **C. CITY MANAGER**

### Administrative Services

[CON. NO.](#)  
[103-2017](#)

Approve Collective Bargaining Agreement with International Association of Firefighters

This Agreement was approved on the Consent Agenda.

### Fire

[17-2969](#)

Approval to Purchase Replacement Fire Engine Not to Exceed the Amount of \$553,810.00 From Ten-8 as Based on Pierce Bid #557

This Purchase was approved on the Consent Agenda.

## **IV. ITEMS REMOVED FROM CONSENT**

## **VI. NEW BUSINESS**

### **C. RESOLUTIONS**

[RES. NO.](#)  
[2017-28](#)

A Resolution of the City of Venice, Florida, Authorizing the Mayor to Execute Local Agency Program Agreement for Funds from the Florida Department of Transportation for Construction for FPN #435092-1-58-01 for Venice/Miami/Tampa Avenue from Harbor Drive to Business U.S. 41; and Providing an Effective Date

There was no objection by council to address the resolution out of order.

Ms. Taylor read the resolution by title only.

**A motion was made by Council Member McKeon, seconded by Council Member Gates, that Resolution No. 2017-28 be approved and adopted. The motion carried by the following vote:**

**Yes:** 7 - Mayor Holic, Mr. McKeon, Ms. Gates, Mr. Daniels, Ms. Anderson, Mr. Cautero and Mr. Fraize

**V. PUBLIC HEARINGS**[17-2970](#)

Authorize the Mayor to Execute the Quit Claim Deed to Convey a Portion of Laurel Road to Sarasota County

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 Anderson, seconded by Council Member Fraize, to approve Item No. 17-2970. The motion carried unanimously by voice vote.**

[17-2971](#)

Authorize the Mayor to Execute the Quit Claim Deed to Convey a Portion of Pinebrook Road to Sarasota County

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 Gates, seconded by Council Member McKeon, to approve Item No. 17-2971. The motion carried unanimously by voice vote.**

**A. ORDINANCES – FINAL READING**[ORD. NO.  
2017-32](#)

An Ordinance of the City of Venice, Florida, Amending Chapter 86, Land Development Code, Article V, Use Regulations, Division 9, Specific Use Regulations by Adding Section 86-157, Medical Marijuana Treatment Center Dispensing Facilities, to Prohibit Medical Marijuana Treatment Center Dispensing Facilities Within the Boundaries of the City as Authorized by Section 381.986, Florida Statutes; Providing for a Moratorium Contingency; Providing for Conflict with Other Ordinances; Providing for a Severability Clause; and Providing an Effective Date

Ms. Taylor 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. 2017-32 be approved and adopted. The motion carried by the following vote:**

Yes: 7 - Mayor Holic, Mr. McKeon, Ms. Gates, Mr. Daniels, Ms. Anderson, Mr. Cautero and Mr. Fraize

## **NEW BUSINESS - Continued**

### **A. ORDINANCES - FIRST READING**

[ORD. NO.  
2017-34](#)

An Ordinance to be Known as the City of Venice Public Safety Impact Fee Ordinance; Providing Definitions, Rules of Construction and Findings; Providing for the Imposition of Fire Impact Fees on all Fire Impact Construction Within the City of Venice; Adopting a Schedule of Fire Impact Fees and Classifying Uses of Property Subject to such Impact Fees; Providing for The Calculation of Alternative Fire Impact Fees; Providing for the Use of Fire Impact Fee Monies Collected; Providing for the Imposition of Law Enforcement Impact Fees on all Law Enforcement Impact Construction Within the City of Venice; Adopting a Schedule of Law Enforcement Impact Fees and Classifying Uses of Property Subject to such Impact Fees; Providing for the Calculation of Alternative Law Enforcement Impact Fees; Providing for the Use of Law Enforcement Impact Fee Monies Collected; Providing for Exemptions in Connection with Public Safety Impact Fees; Providing for Changes of Size and Use; Providing for Payment and Collection of Public Safety Impact Fees; Providing for Applicability; Providing an Alternative Collection Method for Public Safety Impact Fees; Providing for Credits for Developer Contributions; Providing for Review Hearings; Requiring Review of the Impact Fee Study and the Public Safety Impact Fee Ordinance; Declaration of Exclusion from the Administrative Procedure Act; Providing for Severability; Providing for Notice of Public Safety Impact Fee Rates and Providing an Effective Date

Ms. Taylor read the ordinance by title only.

Mayor Holic opened the public hearing.

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

Erick van Malssen, Manager, Stantec Consulting, provided a presentation to include impact fee background and current impact fees for the city.

Discussion followed regarding collection of transportation/mobility fees by Sarasota County, general government impact fees, Legacy Park, impact fee expenditures, and project funding contributions by the county.

Mr. van Malssen spoke on police and fire impact fees to include cost basis, calculations, surveys, full cost recovery, and recommendations and next steps.

Discussion followed on existing equivalent dwelling units (EDU), retail/commercial unit impact fees, occupancy differential, multipliers, cost recovery, and using impact fees for funding personnel.

Chris Roe, Attorney with Bryant, Miller, and Olive, provided clarification regarding growth expansion and impact fees.

Discussion continued on full cost recovery, mitigation fees, revenues, capital expansion, being consistent with the county's methodology, replacement costs, legal challenges, Sarasota County's impact fee ordinance, methodology meeting case law requirements, revenue projections for the finance and building departments, and application of impact fees for new building permits after March 18, 2018.

Chief Carvey commented on the fire assessment fee study, the fire department's ten year capital improvement plan, and utilizing impact fees.

Captain Rose commented on the police department's five year projection plan to include adding personnel, resources, and fleet vehicles.

Discussion ensued on the collection and use of impact fees, the fire department's ten year capital program, ladder trucks, and mutual aid from surrounding cities.

Mayor Holic closed the public hearing.

**A motion was made by Council Member Daniels, seconded by Vice Mayor Cautero, that Ordinance No. 2017-34 be approved on first reading and scheduled for final reading.**

Discussion took place on building permits and impact fees for new homes, general operating budget, tax savings, special mitigation fees, expansion of the public safety building, one-cent sales tax, legal basis to use impact fees, time frame to spend impact fee revenues, and building a fourth fire station.

Chief Carvey commented on building a fourth station and relocation of fire station no. 2.

Discussion followed regarding relocation of fire station no. 2.

**The motion carried by the following vote:**

**Yes:** 7 - Mayor Holic, Mr. McKeon, Ms. Gates, Mr. Daniels, Ms. Anderson, Mr. Cautero and Mr. Fraize

Recess was taken from 10:50 a.m. until 11:00 a.m.

**PUBLIC HEARINGS - Continued**

[CC 17-03VZ](#) Consideration and Action on Appeal by Margaret Schreiber to Planning Commission's Approval of Petition No. 17-03VZ, 422 Beach Park Boulevard, Ron and Lise Juneman (Quasi-Judicial)

Ms. Anderson returned to the dais at 11:03 a.m.

Mayor Holic announced this is a quasi-judicial hearing and opened the public hearing.

Ms. Fernandez questioned council on ex-parte communications and conflicts of interest.

Mr. McKeon and Mr. Daniels disclosed walking by the property. There were no conflicts of interest.

Ms. Stelzer noted written communication is in the record and included in the agenda packet.

Ms. Fernandez provided a brief introduction and explained establishing aggrieved party status.

Ms. Anderson noted speaking with neighborhood residents prior to knowing about the appeal and returning a telephone message. Ms. Anderson confirmed she can be fair and unbiased and base her decision on the evidence presented today.

Margaret Schreiber, 429 Beach Park Boulevard, being duly sworn, spoke regarding appeal, Beach Park subdivision and corner lots, properties identified with front yard pool variances, concern with pool design and features, public hearing notification, meeting with applicants Ron and Lise Juneman, and withdrawing appeal.

**Ms. Schreiber withdrew the appeal.**

Discussion followed regarding neighborhood residents and the appeal.

Ms. Fernandez explained Ms. Schreiber was the only individual who timely appealed and the planning commission's order will be the final order in this matter.

Discussion followed regarding Ms. Anderson's disclosure, site and development plan, variances, and moratorium.

Mr. Shrum, being duly sworn, commented on reviewing plan changes and

obtaining a formal application for development approval.

Discussion ensued on variance approval and plan changes.

Ron Juneman, 422 Beach Park Boulevard, being duly sworn, spoke regarding contact with neighbors and reaching a resolution on the proposed variance.

Lise Juneman, 422 Beach Park Boulevard, being duly sworn, commented on permit, signed agreement with approved developer, application, and changes.

Ms. Fernandez noted council does not need to take any action.

## **NEW BUSINESS - Continued**

### ***B. COUNCIL ACTION/DISCUSSION***

#### [17-2973](#)

Approve First Amendment to Pre-Annexation Agreement Between the City of Venice and Laurel Road Storage, LLC, a Florida Limited Partnership, Successor in Title and Interest to One Putt Associates, Ltd. to Replace a Provision that Required Laurel Road Storage, LLC. to Convey to the City by Warranty Deed a Five Foot Area along the West Side of East Side Plant Road within Thirty Days of the City's Adoption of an Ordinance Annexing the Subject Property with a Provision that Requires Laurel Road Storage, LLC to Simultaneously with the First Amendment to Convey to the City a Ten Foot Easement Along the Entire Easterly Border of the Property

**A motion was made by Council Member Daniels, seconded by Council Member McKeon, to approve Item No. 17-2973.**

Discussion followed regarding prior concern with the proposed drainage.

**The motion carried unanimously by voice vote.**

## ***ORDINANCES - Continued***

#### [ORD. NO.](#) [2017-35](#)

An Ordinance of the City of Venice, Florida, Amending Ordinance No. 2000-91, Which Incorporated a Pre-Annexation Agreement with One Putt Associates, Ltd, a Florida Limited Partnership, by Incorporating a First Amendment to Pre-Annexation Agreement; Providing for Conflicts Herewith; Providing for Severability; and Providing for an Effective Date

Ms. Stelzer read the ordinance by title only.

No one signed up to speak.

**A motion was made by Council Member Gates, seconded by Council Member Daniels, that Ordinance No. 2017-35 be approved on first reading and scheduled for final reading. The motion carried by the following vote:**

**Yes:** 7 - Mayor Holic, Mr. McKeon, Ms. Gates, Mr. Daniels, Ms. Anderson, Mr. Cautero and Mr. Fraize

[ORD. NO.  
2017-36](#)

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 \$441,000 and Total Expenditures by \$441,000; and Providing for an Effective Date

Ms. Stelzer read the ordinance by title only.

No one signed up to speak.

**A motion was made by Council Member Daniels, seconded by Council Member Gates, that Ordinance No. 2017-36 be approved on first reading and scheduled for final reading.**

Discussion followed regarding hurricane cleanup, expenses related to Hurricane Irma, personnel costs, Mr. Lavallee providing council with an expense summary at the next meeting, and estimated Federal Emergency Management Agency (FEMA) reimbursement.

**The motion carried by the following vote:**

**Yes:** 7 - Mayor Holic, Mr. McKeon, Ms. Gates, Mr. Daniels, Ms. Anderson, Mr. Cautero and Mr. Fraize

## ***RESOLUTIONS - Continued***

[RES. NO.  
2017-27](#)

A Resolution of the City of Venice, Florida, Creating a Utility Rate Stakeholder's Work Group and Providing an Effective Date

Ms. Stelzer read the resolution by title only.

**A motion was made by Council Member McKeon, seconded by Council Member Daniels, that Resolution No. 2017-27 be approved and adopted.**

Discussion took place regarding the sunshine law, Mayor Holic's contact with Florida State Representative Julio Gonzalez, Council of Governments (COG) topic, volunteers, number of stakeholder work group members, and stakeholder's work group completion date.

**A motion was made by Council Member Daniels, seconded by Council Member Gates, to table item to tomorrow.**

Discussion followed on establishing end dates for all stakeholder groups.

**The motion carried unanimously by voice vote.**

Recess was taken from 11:41 a.m. until 1:00 p.m.

## ***PUBLIC HEARINGS - Continued***

[CC 17-03SP](#)

Consideration and Action on Appeal by McLeod Recycling to Planning

Commission's Denial of Petition No. 17-03SP, 700 Gene Green Rd, 700 Gene Green, LLC. (Quasi-Judicial)

Mayor Holic announced this is a quasi-judicial procedure and opened the public hearing.

Ms. Fernandez questioned council on ex-parte communications and conflicts of interest. Mr. McKeon noted hearing presentation at the planning commission meeting and speaking with the applicant's attorney, Vice Mayor Cautero noted living in the Venetian Golf and River Club (VG&RC), Mayor Holic stated he received a legal document from McLeod Recycling, Mr. Daniels noted living in Willow Chase, and Mr. Fraize disclosed riding his bicycle around the area and speaking to one of the Crush-It, Inc. owners to get a better understanding of their operations. Mr. McKeon, Vice Mayor Cautero, Mayor Holic, Mr. Daniels, and Mr. Fraize confirmed they can remain fair and unbiased and base their decision on the evidence presented today.

Ms. Stelzer noted written communications were included in the agenda packet, two emails were received yesterday, and one email was received this afternoon from the VG&RC Community Association that will be added to the packet.

Ms. Fernandez provided a brief introduction to include affected party request was rescinded.

Mr. Clark, being duly sworn, provided a presentation on the site and development plan petition to include background information, aerial photograph, site plan and photographs, surrounding property information, future land use map (FLUM), existing zoning map, comprehensive plan consistency, rezoning ordinance and pre-annexation agreements, compatibility Policy 8.2 Mitigation Techniques, planned industrial development (PID) and land development code (LDC), consistency, concurrency, and summary findings.

Mr. Clark responded to council questions regarding hours of operations, consistency with the comprehensive plan, water reservoir, potable water, environmental impact study, Sarasota County's long term plan, compliance issues, property boundaries, mitigation techniques and enforcement, and emission control measures.

Discussion followed regarding facility inspection by Sarasota County, compliance with environmental ordinances, obtaining information from the county, reservoir, complaints and violations, paved area, Laurel Oaks Road, property acreage, size of lake, and site visit and investigation.

Darenda Marvin, certified land planner with Grimes, Goebel, Grimes, Hawkins, Gladfelter, and Galvano, P.L., being duly sworn, provided a presentation and spoke on McLeod Recycling to include history, June 2004 pre-annexation agreement, February 2009 rezone ordinance, 2017 site and development application, standards of review, property owned by 700 Gene Green LLC, potable water, compliance issues, mobile crusher, and request for site and development approval.

Ms. Marvin responded to council questions regarding length of time McLeod Recycling has been in business, buffering adequacy, and noise test.

Derin Parks, Attorney with Grimes, Goebel, Grimes, Hawkins, Gladfelter, and Galvano, P.L., being duly sworn, spoke on the site preparation permit.

Discussion continued regarding code violations, development regulations, neighborhood meeting, focusing on land development, agenda materials, violations issued, temporary use application, and the planning commission's decision.

Ms. Fernandez stated code enforcement is relevant to the history of the application, and provided clarification on the basis to determine approval or denial of the site and development plan, and notice of violation issued.

Discussion took place regarding imposing fines for failure to comply, reservoir, county's input on environmental concerns and continuing item until information is received from the county, environmental impacts, compatibility, and landscape plan.

Recess was taken from 2:40 p.m. until 2:50 p.m.

Mr. McKeon returned to the dais at 2:51 p.m.

Discussion took place regarding environmental concerns and crushing demonstration.

Ms. Fernandez clarified character is not a basis for determination of the application.

Mr. Shrum, being duly sworn, spoke to crush testing and temporary use permit application.

Discussion followed regarding compatibility, environmental and noise impacts, and the appellant reaching an agreement with neighborhood residents.

James McLeod, appellant, being duly sworn, spoke regarding contact with the homeowner's association president, the distance between his office and crushing operation, noises, environmental and air quality permits, Sarasota County's report, environmental hazard, dust, Southwest Florida Water Management District (SWFWMD), Florida Department of Environmental Protection (FDEP) permit, communication with city staff, and permit application.

Ms. Marvin commented on the permit issued December 2016 to expand the water storage facility.

Mr. McLeod spoke to the Dona Bay project.

Discussion took place regarding Crush-It, Inc. testing and operations, noise, buffering, berm, parties reaching an agreement, and reservoir.

Mr. Clinch, being duly sworn, provided an update on the Dona Bay project.

Discussion followed on recycling water, surface water, dust, issuing a temporary use permit for demonstration purposes, noise test for buffering, machine backup alarms, truck exhaust breaks, and scheduling demonstration.

Jerry Jasper, 130 Burano Court, on behalf of the VG&RC Community Association, being duly sworn, spoke regarding affected party status waiver, opportunity to meet with appellant and reach an agreement, and Section 86-132 (c)(7) Planned Industrial Development (PID) District and Policy 16.24 Gene Green Sector Uses of the comprehensive plan.

John Moeckel, 185 Treviso Court, on behalf of the VG&RC Community Association, being duly sworn, spoke regarding proposed arrangement with the appellant, crushing demonstration, planning commission meeting, lawsuit, meeting with Mr. McLeod, proposed operations, and mitigating impacts.

Carol Barbieri, 230 Padova Way, making statement on behalf of the VG&RC Community Association, being duly sworn, commented on 700 Gene Green, LLC meeting with the association to reach an agreement, the association working with companies operating in the Gene Green Sector, and the association's agreement with Crush-It, Inc. and support of their site and development plan.

David Lusty, 109 Asti Court, being duly sworn, noted his property is the most northern in the VG&RC and closest to the proposed plan, and spoke

to the conditions in the pre-annexation agreement, noise from Crush-It, Inc., and Mr. McLeod's operations.

Marshall Happer, 117 Martellago Drive, being duly sworn, spoke on the pre-annexation agreement and noted involvement with the stipulations in the agreement.

Mr. Shrum commented on the applicant's landscape plans, clarifying language in the pre-annexation agreement regarding recycled materials produced on site, zoning ordinance, special exception approval, allowable and existing uses identified in the pre-annexation agreement, concrete recycling, and staff's report.

Mr. Clark provided clarification on the southern boundary buffer, and noted project was reviewed by the county's arborist, and the county was notified of the petition.

Discussion followed regarding materials being crushed and generated on site, and language in the pre-annexation agreement.

Ms. Fernandez commented on the language in the pre-annexation agreement.

Discussion ensued on crushing demonstration and parties reaching an agreement, postponing item until the next council meeting, scheduling a special meeting, adding stipulations, and residents response for a timeline.

Mr. Jasper spoke to crushing operations, material handling, berm, operating conditions, demonstration, and timeline.

Discussion continued on crushing demonstration and timeline.

Discussion ensued on continuing hearing to December 12, 2017 council meeting, mitigating compatibility issues, and holding property owner accountable.

Mr. Parks spoke regarding berms, landscaping buffers, concrete operations, site and development plan, and evidence in the record.

Discussion followed on protecting compatibility, parties meeting and reaching an agreement, conditions of approval, city noise ordinance, postponing hearing to December 12, 2017 council meeting, Mr. McLeod's contact with the VG&RC community association president, resident feedback, permit process, test approval, competitors, code enforcement, stipulations, conducting demonstration and council postponing action until

conclusion of test, noise ordinance, berm, comprehensive plan Policy 8.2, and site and development plan.

Recess was taken from 4:58 p.m. until 5:05 p.m.

Mayor Holic closed the public hearing.

A motion was made by Council Member Gates, seconded by Council Member Daniels, to approve Petition No. 17-03SP site and development plan for the McLeod Recycling Yard with the following stipulations: 1) yearly neighborhood meeting to be held between January and April, 2) no operation during hours of darkness, 3) maintain an average berm of 15 to 20 feet between the crushing operation and southern boundary line, 4) Ordinance No. 2008-07 incorporates the pre-annexation agreement, 5) no Sunday hours, and 6) receipt of a notice of violation would cease operations until the violation is resolved.

Discussion followed regarding the average berm height, and removing the last stipulation on ceasing operations upon receipt of a notice of violation.

**Mr. Daniels withdrew his second to the motion.**

Discussion continued on the berm height and changing the wording on the third stipulation to include "perform noise level test on site for a period not to exceed 30 days and provide a berm if necessary up to a maximum of 30 feet".

**Ms. Gates moved to approve the above stated changes and Mr. Daniels seconded the motion.**

Discussion continued regarding adding a qualifier to what is "necessary" to meet the city's noise ordinance, and council having the stipulations in writing.

**Ms. Gates withdrew her motion and Mr. Daniels withdrew his second.**

Discussion ensued on addressing item at 10:00 a.m. tomorrow, Mr. McLeod communicating with VG&RC community association representative John Moeckel, stipulation language, and audience participation.

### ***COUNCIL ACTION/DISCUSSION - Continued***

[17-2974](#) Appoint Members to the Venice Fire Department (VFD) Stakeholder's Work Group

This item will be discussed November 15, 2017.

[17-2975](#) Council Direction Regarding a Resolution Urging Parques Reunidos Servicios Centrales, S.S., the Owner and Operator of Miami Seaquarium,

to Retire Lolita, the Endangered Orca Whale, from her Small Tank at Miami Seaquarium, and Move her to a Sea Pen in the Pacific Northwest (Holic)

This item will be discussed November 15, 2017.

[17-2976](#)

Direct Staff to Draft an Ordinance for Pier Uses, Conduct on Fishing Pier and Parking Area (Holic)

This item will be discussed November 15, 2017.

[17-2977](#)

Discuss Repurposing the Hamilton Building (Holic)

This item will be discussed November 15, 2017.

[17-2978](#)

Topics for Convocation of Government Agenda (Lavallee)

This item will be discussed November 15, 2017.

## **VII. CHARTER OFFICER REPORTS**

### City Attorney

This item will be discussed November 15, 2017.

### City Clerk

This item will be discussed November 15, 2017.

### City Manager

[17-2979](#)

Emergency Stormwater Pipe Repairs-Madrid Avenue, Armada Road South, and Avenue des Parques South

This item will be discussed November 15, 2017.

## **VIII. COUNCIL REPORTS**

### ***Council Member Gates***

This item will be discussed November 15, 2017.

### ***Council Member Daniels***

[17-2980](#)

Sports Parks

This item will be discussed November 15, 2017.

### ***Council Member McKeon***

This item will be discussed November 15, 2017.

***Council Member Cautero***

This item will be discussed November 15, 2017.

***Council Member Fraize***

This item will be discussed November 15, 2017.

***Council Member Anderson***

This item will be discussed November 15, 2017.

***Mayor Holic***

This item will be discussed November 15, 2017.

**IX. AUDIENCE PARTICIPATION**

No one signed up to speak.

**X. ADJOURNMENT**

The meeting was recessed at 5:28 p.m. until Wednesday November 15, 2017 at 9:00 a.m.

ATTEST:

\_\_\_\_\_  
Mayor - City of Venice

\_\_\_\_\_  
City Clerk