



City of Venice

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

Meeting Minutes City Council

Tuesday, May 22, 2018

9:00 AM

Council Chambers

CALL TO ORDER

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

ROLL CALL

Present: 7 - Mayor John Holic, Council Member Jeanette Gates, Vice Mayor Bob Daniels, Council Member Richard Cautero, Council Member Fred Fraize, Council Member Charles Newsom and Council Member Margaret Fiedler

ALSO PRESENT

City Attorney Dave Persson, City Clerk Lori Stelzer, City Manager Ed Lavallee, Assistant City Manager Len Bramble, Assistant City Clerk Heather Taylor, Recording Secretary Mercedes Barcia, and for certain items on the agenda: Utilities Director Javier Vargas, Airport Director Mark Cervasio, Public Works Director John Veneziano, Development Services Director Jeff Shrum, Finance Director Linda Senne, City Engineer Kathleen Weeden, and Controller Joe Welch.

INVOCATION AND PLEDGE OF ALLEGIANCE

There was a moment of silence for victims of the Sante Fe, Texas shooting.

Ms. Stelzer offered the Invocation followed by the Pledge of Allegiance led by Coast Guard Auxiliary Flotilla Commander Rick Odato.

I. RECOGNITION

[18-3310](#) Proclaim the Week of May 20-26, 2018 as "National Public Works Week", Presented to Staff from Public Works, Solid Waste, and Utilities

Mr. Fraize presented this proclamation.

[18-3311](#) Presentation to City of Venice Utilities Department - Water Reclamation Facility for Receiving the David W. York Award in the Use of Reclaimed Water and the Reuse System of the Year

Mayor Holic presented this award.

[18-3292](#) Proclaim the Week of May 19-25, 2018 as "National Safe Boating Week", Presented to Commander Rick Odato, Coast Guard Auxiliary Flotilla, and

Commander Susan Parrish, Venice Sail and Power Squadron

Mayor Holic presented this proclamation.

[18-3312](#)

Mayor's Pillar of the Community Award, Presented to Terry Redman

Mayor Holic presented this award.

II. AUDIENCE PARTICIPATION

Allen Speer, CEO Agape Flights, spoke to the Herald Tribune article regarding Agape Flights and the city, and desired land lease.

Tim Montgomery, 229 Cohosh Road, expressed concern with traffic speeds on Laurel Road, safety issues, wearing away of bicycle striping, and utility rate increases.

Debra Schyvinck, 1701 Auburn Lakes Drive, spoke to backflow device management transition, backflow valve replacement, and consideration of associated fees when determining rates during the transition.

Mr. Vargas spoke to the transition effective date and associated monthly fees.

III. CONSENT SECTION:

There were no items approved on the consent agenda.

IV. ITEMS REMOVED FROM CONSENT

A. CITY MANAGER

Airport

[18-3326](#)

Authorize the Mayor to Execute a Lease Amendment Between the City of Venice and Tristate Aviation Group of Florida, LLC.

A motion was made by Vice Mayor Daniels, seconded by Council Member Gates, to approve Item No. 18-3326.

Mr. Cervasio displayed Exhibit D and provided a background to include negotiations, areas removed from the lease, ramp rehabilitation design to maximize parking spaces, facilitation of aircraft movement and plan to purchase an additional fuel tank, and responded to council questions regarding fire prevention, cost of previously proposed fuel farm, and fuel tank anchoring.

The motion carried unanimously by voice vote.

V. PUBLIC HEARINGS

A. ORDINANCES – FINAL READING**ORD. NO.
2018-14**

An Ordinance Amending City of Venice Ordinance No. 2017-31 which Adopted the Official Budget of the City of Venice, Florida for the Fiscal Year Beginning October 1, 2017 and Ending September 30, 2018; by Increasing the Total Revenue by \$2,258,951 and Total Expenditures by \$2,258,951; and Providing for an Effective Date

Ms. Stelzer read the ordinance by title only.

Mayor Holic opened the public hearing.

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

Mayor Holic closed the public hearing.

A motion was made by Vice Mayor Daniels, seconded by Council Member Gates, that Ordinance No. 2018-14 be approved and adopted.

Discussion took place on attachment A for law enforcement budgeted position, the need for a motion to approve the position, prior discussion regarding training requirements and request for approval to hire a trainer, prior motion to hire a school resource officer (SRO), and receiving a position description and cost.

Ms. Senne spoke to prior discussion, funding agreement with Sarasota County School Board and the sheriff's office and noted the training officer position is separate from the SRO.

Discussion continued regarding approval of a letter from city manager to the school board thanking them for the station at Venice High School, and the school board developing their own police force.

The motion carried by the following vote:

Yes: 7 - Mayor Holic, Ms. Gates, Vice Mayor Daniels, Mr. Cautero, Mr. Fraize, Mr. Newsom and Ms. Fiedler

18-02VR

Petition for Vested Rights for Property Located at 204 Harbor Drive South (Sarah J. Ziebro) Determination for Rezoning from OPI; Office, Professional, Institutional to Residential Use as Done Prior to the Adoption of the 2017 Comprehensive Plan per Section 86-90 (Quasi Judicial)

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

Mr. Persson queried council members on ex-parte communications and conflicts of interest. Mayor Holic disclosed he used to be a client of Ms.

Ziebro. There were no ex-parte communications.

Ms. Stelzer stated no written communications have been received.

Mr. Shrum, being duly sworn, reviewed the petition to include property owner, location and existing development on the property, criteria for review, request to pursue allowable residential uses, comprehensive plan change removing conversion factors, zoning district restrictions, property conversions, and responded to council questions regarding potential future requests.

Sarah Ziebro, 204 Harbor Drive South, being duly sworn, spoke on council's prior approval to open her hair salon, medical conditions that limit her ability to work, improvements made to the building to make the building an attractive rental, bathroom renovations, property designation, and prior residential use.

Mayor Holic closed the public hearing.

A motion was made by Council Member Gates, seconded by Council Member Fiedler to approve Item No. 18-02VR. The motion carried unanimously by voice vote.

Recess was taken from 10:35 a.m. until 10:45 a.m.

VI. NEW BUSINESS

A. COUNCIL ACTION/DISCUSSION

[18-3313](#)

Request Council Direction on Policy On Naming and Renaming of City Facilities and Parks

Mr. Veneziano spoke to the request to include city council and city manager directions, criteria, temporary naming rights, associated costs, current policy, and responded to council questions regarding approval authority of designated and dedicated parks, length of time a park is named before a name change can be requested, and presentation to the parks and recreation advisory board.

Discussion took place regarding holding a public hearing, responsibility of associated costs, non-residential input, maintenance costs, council to structure stakeholder groups, establishing timeline guidelines, determining naming categories, reviewing history of named parks, placing plaques at parks, including a sponsorship statement, funding resources, and corporate branding.

Mr. Persson spoke to the function of a resolution versus an ordinance.

[18-3314](#)

Authorize the Mayor to Execute Lease Amendment #4, between the Venice Pier Group and the City of Venice

A motion was made by Vice Mayor Daniels, seconded by Council Member Newsom, to approve Item No. 18-3314.

Discussion took place regarding the lease.

Ms. Weeden spoke to lease amount.

Discussion followed regarding city priorities.

The motion carried by voice vote 6-1 with Mr. Cautero opposed.

[18-3315](#)

Ideas on Historic Business District LED Conversion and Plant Hangings (Daniels)

Discussion took place on Mr. Bramble addressing this item during his report on Venice street light projects.

[18-3316](#)

Outside Dining Policy for Historic Business District (Daniels)

Discussion took place regarding bicycles on downtown sidewalks, Americans with Disabilities Act clearance, and implementing outside dining policy.

A motion was made by Vice Mayor Daniels, seconded by Council Member Fiedler, to request staff to develop a policy for businesses using the public sidewalk to conduct their business operation to include ADA path, allowable space, maintenance of public space, access fee, and compliance monitoring, with a draft due date of June 26, 2018 to discuss at the city council meeting.

Discussion followed regarding developing an ordinance, working with Venice MainStreet and downtown businesses, restricting bicycle traffic on downtown sidewalks, and code enforcement.

Mr. Bramble commented on the June 26, 2018 draft due date.

Discussion continued regarding outside dining space and parking spots in front of restaurants, associated fees and maintenance, code enforcement, including prohibiting misters and business owners providing cameras in the ordinance, staff providing an update in July before council break, business owners committing to power washing sidewalks, enforcing a minimum clearing from curbs, and guidelines on frequency and cleaning on outdoor dining.

An amendment was made by Vice Mayor Daniels, seconded by Council Member Fiedler, to change the draft due date to July 10, 2018 with the final after the summer break. The amendment carried unanimously by voice vote.

The motion carried unanimously by voice vote.

VII. CHARTER OFFICER REPORTSCity Manager[18-3324](#)

Assistant City Manager Len Bramble: Status of Venice Street Light Projects

Mr. Bramble spoke to street light inventory, percentage of city and Florida Power and Light (FPL) owned lights, conversion to LED, current street light projects, capital costs to update and replace lightbulbs, project phases, and responded to council questions regarding turtle lighting.

Discussion followed regarding shielding lights, light poles on Venice Avenue, downtown charm, cost for hanging plants and irrigation, cost analysis, article on FPL funding conversion of LED lights, painting bridge lights, savings, capital expense and monthly cost, and staff providing a cost analysis on the city keeping decorative downtown lights.

Recess was taken from 11:56 a.m. until 1:15 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

No one signed up to speak.

Mr. Lavallee replaced Mr. Bramble at the dais.

[18-3317](#)

Utilities Director Javier Vargas and Andrew Burnham, Stantec Consulting Services, Inc.: Utilities Rate Study Stakeholders' Work Group Recommendation for Utility Rate Adjustment (15 min.)

Mr. Vargas commented on the study performed by the utility rate stakeholder's work group and thanked members for their work.

Andrew Burnham, Stantec Consulting Services, Inc., provided a presentation on the rate study and spoke to goal, summary of recent activities, cost recovery, five year capital improvement program, capital funding sources, financial planning parameters, financial model including rate adjustments, overall Consumer Price Index (CPI) versus water/sewer CPI, fiscal year (FY) 2018 residential water and sewer bills, reclaimed water cost analysis, support from all stakeholder group members, reclaimed water cost recovery plan, proposed residential monthly bills, FY18 residential reclaimed bills, and responded to council questions regarding maturity of bonds.

Mr. Vargas responded to council questions regarding capital spending,

project delays, scale of water plant infrastructure improvements, and including cross connection fee in billing charge.

Discussion followed regarding rate increase, utility infrastructure improvements, selling reclaimed water to Sarasota County, assessment of future needs, utility department's proactive approach, and water quality.

Mr. Vargas responded to council questions regarding solidity, reverse osmosis, longevity of wells, and booster station.

A motion was made by Council Member Newsom, seconded by Vice Mayor Daniels, to approve the five year financial plan and direct staff to proceed with scheduling first reading of the ordinance for council consideration on August 28, 2018. The motion carried by voice vote 6-1 with Mr. Fraize opposed.

[18-3318](#)

Dennis Ragosta, Government Affairs Regional Manager, Southwest Florida Water Management District: Solving the Water Puzzle (10 min.)

This Item was rescheduled to June 12, 2018.

[18-3319](#)

Finance Director Linda Senne: Quarterly Financial Report (10 min.)

Ms. Senne reviewed projected general fund revenues and responded to council questions regarding the building fund's projected revenues.

Ms. Senne reviewed estimated general fund balance, expenses, and reserves, and responded to council questions regarding Hurricane Irma's Federal Emergency Management Agency (FEMA) reimbursement.

Discussion followed on the general fund's reserves to include 30% target rate, reviewing other city reserves, and the building fund's reserves.

Ms. Senne reviewed the one-cent sales tax fund to include estimated expenditures, balance, and reserves, and responded to council questions regarding building reserves.

Ms. Gates left the dais at 2:28 p.m.

Ms. Senne spoke to the airport, utilities, solid waste and recycling, and stormwater funds, and responded to council questions regarding Friends of the Library donation.

Recess was taken from 2:34 p.m. until 2:45 p.m.

[18-3322](#)

City Engineer, Kathleen Weeden: Downtown Corridor Improvements Project; Review Funding Options for Alternates E (Future Use Lighting Conduit) and F (Plant Hangers) and Authorize the Mayor to Execute Change Order #1 to Quality Enterprises USA, Inc., for Alternates E and F in

the Amounts of \$110,730 and \$184,800

Mr. Welch spoke on downtown project funding.

Ms. Weeden responded to council questions regarding base bid, alternates, replacing Capri Isles bridge, using road impact and mobility fees, and widening Capri Isles Boulevard.

Discussion followed regarding using road bond funds for Capri Isles, plant hangers, downtown light poles, irrigated poles, Capri Isles bridge inspection, downtown project, Florida Department of Transportation (FDOT) funding, adding weight limit on the bridge, one-cent sales tax fund, cost of hanging planters, manually watering hanging planters, Ms. Weeden's suggestion for potted plants, and volunteers.

A motion was made by Vice Mayor Daniels, seconded by Council Member Fraize, to authorize the Mayor to execute Change Order #1 to Quality Enterprises USA, Inc. for alternates E, future use lighting conduit, and F, plant hangers, in the amounts not to exceed \$110,730 and \$184,800.

Discussion continued regarding plant hangers.

The motion carried unanimously by voice vote.

C. RESOLUTIONS

[RES. NO. 2018-09](#)

A Resolution of the City Council of the City of Venice, Sarasota County, Florida, Approving Amendment No. 3 to the Amended and Restated Joint Planning and Interlocal Service Boundary Agreement (JPA/ILSBA) Between the City of Venice and Sarasota County Dated October 26, 2010, Relating to Adding Property to the Category of 'Potential Annexation Areas'; Providing for Execution of the Amendment by the Mayor; and Providing an Effective Date

Ms. Stelzer read the resolution by title only.

Mr. Shrum spoke to property owner's request, 2017 comprehensive plan, annexation areas, FDOT four acre parcel, resolution, amendment revisions, and responded to council questions regarding purpose of request, annexing property into the city, and roadway jurisdiction.

Discussion followed regarding reasons to approve request, potential annexation areas, Rustic Road, roadway maintenance, concurrency, residential development next to gun range, and maximum area density.

A motion was made by Council Member Gates, seconded by Vice Mayor Daniels, that Resolution No. 2018-09 be approved and adopted. The motion carried by the following vote:

Yes: 6 - Mayor Holic, Ms. Gates, Vice Mayor Daniels, Mr. Cautero, Mr. Newsom and Ms. Fiedler

No: 1 - Mr. Fraize

CHARTER OFFICER REPORTS - Continued

City Attorney

Mr. Persson had no report.

City Clerk

Ms. Stelzer had no report.

City Manager

Mr. Lavallee had no report.

VIII. COUNCIL REPORTS

Council Member Daniels

Mr. Daniels spoke regarding Savor Sarasota, FY19 Tourist Development Council (TDC) grant award recommendations, Memorial Day proclamation presentation, and the Venice roundabout.

Council Member Gates

Ms. Gates commented on supporting downtown businesses.

Council Member Cautionero

Mr. Cautionero reported on Venice MainStreet's new website, Historic Preservation Board meeting, and downtown alleyway tour.

Council Member Fiedler

Ms. Fiedler reported on the Manasota League of Cities and Southwest Florida Regional Planning Council meetings.

Council Member Fraize

Mr. Fraize had no report.

Council Member Newsom

Mr. Newsom reported on the planning commission and Economic Development Advisory Board meetings, and meeting with Dennis Ragosta from Southwest Florida Water Management District (SWFWMD).

Mayor Holic

[18-3321](#)

Employee Picnic Saturday June 30, 2018

Mayor Holic spoke to the BBQ Bash, the Giving Challenge, June 30, 2018 employee picnic, Sarasota County's Community Reinvestment Program (CRP), May 19, 2018 ride with the mayor, and hurricane preparedness.

Discussion followed regarding hurricane shelters, Fire Chief Shawn Carvey creating an inventory of residents needing assistance evacuating, and Mr. Lavallee reporting back to council on the county establishing a corridor from Knights Trail to Clark Road.

IX. AUDIENCE PARTICIPATION

Jeffery Boone, representing Pinebrook Park LLC, distributed a copy of Florida Statute 166.041, section from the city's Code of Ordinances, and spoke to revised Pinebrook Park proposal for condominiums, and requested scheduling a second reading for Ordinance No. 2018-13 and provide proper notice, or alternatively, add motion to rescind on the next council agenda.

Mr. Persson spoke to scheduling a second hearing, motion to rescind, hearing notice and advertisement, and responded to Mr. Boone's questions regarding vote to rescind and public hearing.

Discussion followed on agreement between parties, hearing notice and advertisement, and Ms. Gates' request to add the motion to rescind on the June 26, 2018 city council agenda.

X. ADJOURNMENT

There being no further business to come before Council, the meeting was adjourned at 4:48 p.m.

ATTEST:

Mayor - City of Venice

City Clerk