



City of Venice

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

Meeting Minutes City Council

Tuesday, January 10, 2017

9:00 AM

Council Chambers

CALL TO ORDER

Mayor Holic called the meeting to order at 9:01 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, Council Member Richard Cautero and Council Member Fred Fraize

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: Development Services Director Jeff Shrum and Assistant City Manager Len Bramble.

INVOCATION AND PLEDGE OF ALLEGIANCE

Ms. Stelzer offered the Invocation followed by the Pledge of Allegiance led by Ms. Gates.

I. RECOGNITION

17-2428

Holiday Card Winner: Aleyda Fowler, Fifth Grade, Venice Elementary School

Mr. Lavallee recognized Aleyda Fowler for being the Holiday card winner.

17-2429

Check Presentation by Tony Clements from the Florida Department of Environmental Protection Florida Recreation Development Assistance Program in the Amount of \$50,000 for the Construction of the Playground at Legacy Park

Mayor Holic accepted this check on behalf of the City of Venice.

17-2430

Proclaim February 10-12, 2017 as Shen Yun Performance Days, Presented to Event Promoters Charmaine Deng and Wade Yang

Mayor Holic presented this proclamation to Charmaine Deng and Wade Yang.

17-2431

10-Year Service Award, Chase Banyas, Recycling Supervisor, Public Works

Mayor Holic presented this award to Mr. Banyas.

II. AUDIENCE PARTICIPATION

Steve Arvey, 2901 26th Street, Bradenton, thanked council for their support of the Venice Blues Festival.

Mayor Holic noted Troll Music and Mr. Arvey have volunteered to help in the selection of the showmobile.

Mike Pachota, Venice Pier Group, spoke on Venice article in the Southern Boating magazine, payment made for parking lot, city setting money aside for capital improvements and repairs, advisory board service, trolley test ride, recommendations from the traffic advisory task force, trolley concept, advertising outside of trolley, and downtown reconstruction project.

Discussion followed regarding trolley advertisement, code restrictions and changes, businesses advertised on the city's website, and addressing code at the next council meeting.

Ruth LeBlanc, 809 Nokomis Avenue, spoke regarding the speed of vehicles traveling on Nokomis Avenue, police radar, speed restrictions, and paving alleyway.

Mayor Holic requested the city manager inquire if the police department's speed radar system is working.

III. CONSENT SECTION:

A motion was made by Council Member Gates, seconded by Council Member McKeon, to approve items on the Consent Agenda with the exception of Item Nos. 17-2433 and 74-2017. The motion carried unanimously by voice vote.

A. MAYOR

17-2432

Reappoint Angela Potier to Serve on the Public Art Advisory Board as a Student Member with a Term of January 12, 2017 until January 11, 2018

This reappointment was approved on the Consent Agenda.

C. CITY MANAGER

Building and Code

17-2434

Approval to Purchase TRAKiT Community Development Software in the Amount of \$276,820

This purchase was approved on the Consent Agenda.

Engineering

- 17-2435 Authorize Mayor to Execute the State of Florida Department of Environmental Protection Florida Recreation Development Assistance Program Grant Agreement for Legacy Park in the Amount of \$50,000
- This authorization was approved on the Consent Agenda.**

Fire

- 17-2436 Authorization to Continue Application Process for the 2016 Assistance to Firefighters Grant Program, if Awarded then Venice Fire Department will Submit Grant Agreement for Council Review and Approval to Accept the Funds
- This Authorization was approved on the Consent Agenda.**

Utilities

- 17-2437 Approval of State Revolving Fund Loan Agreement for City of Venice Wastewater Collection and Reuse and Stormwater Collection Project
- This Agreement was approved on the Consent Agenda.**
- CON. NO.
75-2017 Approval of Contract with Andrew Sitework, LLC in the Amount of \$1,711,490 for Water Main Replacement Phase 4
- This Contract was approved on the Consent Agenda.**

IV. ITEMS REMOVED FROM CONSENT**B. CITY CLERK**

- 17-2433 Minutes of the December 12, 2016 Parks Master Plan Workshop and December 13, 2016 Regular Meeting
- A motion was made by Council Member Daniels, seconded by Council Member Gates, to approve Item No. 17-2433.**
- Discussion followed on modifying the language regarding the Willow Chase dirt road on the Parks Master Plan Workshop meeting minutes, and tracking council consensus items. Ms. Stelzer stated she is providing a list of projects to the city manager's office, and Mayor Holic requested council to be copied on notices.
- An amended motion was made by Council Member Daniels, seconded by Council Member Gates, to remove the December 12, 2016 Parks Master Plan Workshop meeting minutes, to review information on the Willow Chase dirt road, and place minutes on the next agenda. The amended motion carried by voice vote unanimously.**
- The motion carried unanimously by voice vote.**

CITY MANAGER - ContinuedEngineeringCON. NO.
74-2017

Approval of Contract with A2 Group, Inc. in the Amount of \$440,112 for City of Venice Parking Lot, Site 3

A motion was made by Council Member Fraize, seconded by Council Member Gates, to approve Item No. 74-2017.

Discussion followed regarding contract approval, need of parking lot, green space, utilizing funds towards a different project, re-evaluating project, adding parking signage, use of parking lots off season, parking lot project reviewed during budget process, paying for parking, postponing item until completion of asset inventory and capital priority ranking, project cost, downtown mobility study, master parks plan study expenses, using study recommendations, taking parking off beach area, re-evaluating prior council decisions, and changes in circumstances and infrastructure needs.

A motion was made by Council Member Cautero, seconded by Council Member Anderson, to postpone item until asset inventory and capital priority ranking is completed.

Discussion continued regarding parking at the Blues Festival, using golf course property for parking options, and city attorney reviewing the contract.

Mr. Persson noted he would review the contract for liability issues.

Discussion ensued on previous downtown study results and council action, city manager placing items on the agenda, golf course lease and use of property for parking, and building conditions and needs.

The motion carried by show of hands 4-3 with Mayor Holic, Ms. Gates, and Mr. Daniels opposed.

Recess was taken from 10:23 a.m. until 10:35 a.m.

V. NEW BUSINESS**A. ORDINANCES - FIRST READING**ORD. NO.
2017-01

An Ordinance of the City of Venice, Florida, Amending Section 1 of Ordinance No. 2006-27, Annexing Certain Lands Lying Contiguous to the City Limits Between Laurel and Border Roads, as Petitioned by Gulf Coast Strategic Investments, Inc, a Florida Not For Profit Corporation, into the Corporate Limits of the City of Venice, Florida, and Redefining the Boundary Lines of the City to Include Said Additions, to Correct a Scrivener's Error in the Legal Description and to Redefine the Boundaries of the City to Include the Legally Described Land Herein;

and Providing 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. 2017-01 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

VI. PUBLIC HEARINGS

A. ORDINANCES - FIRST READING

ORD. NO.
2017-02

An Ordinance of the City of Venice, Florida, Amending Section 2 of Ordinance No. 2008-24, Relating to the Bridges, Rezoning Petition No. 07-3RZ for the Rezoning of the Following Described Property Lying Between Laurel and Border Roads from Sarasota County "Open Use Rural (OUR)" Zoning District to City of Venice "Commercial, Mixed Use (CMU)" Zoning District, to Correct a Scrivener's Error in the Legal Description and to Correct the Official Zoning Atlas of the City of Venice to Provide the Correct Legally Described Land Located Within a Commercial, Mixed Use (CMU) District Classification; and Providing an Effective Date (Quasi Judicial)

Ms. Stelzer read the ordinance by title only.

Mayor Holic opened the public hearing.

There was no written communication 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 Gates, that Ordinance No. 2017-02 be approved on first reading and scheduled for final reading.

Discussion followed on infrastructure and additional costs to accommodate growth.

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

B. RESOLUTIONS

RES. NO.
2017-03

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

Ms. Stelzer read the resolution by title only.

A motion was made by Council Member Gates, seconded by Council Member Daniels, that Resolution No. 2017-03 be approved and adopted. The motion carried by the following vote:

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

No: 1 - Mr. Fraize

C. COUNCIL ACTION/DISCUSSION

17-2438

Consider Establishing a Time Limitation on Oral Presentations and Time Frames for Parties to Submit Written Materials for Quasi Judicial Proceedings (Persson)

Mr. Persson spoke on the ability to establish time limits for quasi-judicial proceedings. Discussion followed on applicant's opportunity to respond, due process, response time, Mr. Persson providing council with a draft in March, affected party standing, being fair to businesses and affected parties, reiterating information already reviewed by council, city presenting their report, effective use of time during presentations, establishing cut-off time, limiting conversations and number of hours, providing all information on the record in case of appeals, and having available date open for continuation of hearings.

Jeff Boone, Boone Law Firm, spoke on supporting time limits during quasi-judicial hearings, delays, establishing adopted rules, witness material submitted in advance, public review of submitted documents, advance responses by opponents, and adopting policies for cross examinations.

Discussion followed regarding Mr. Persson working with other attorneys on proposal, difference between quasi-judicial versus public hearing standards, benchmarking with other municipalities for comparison, and Mr. Persson providing examples used by other jurisdictions.

A motion was made by Council Member Daniels, seconded by Council Member Gates, to have the city attorney draft guidelines for quasi-judicial proceedings. The motion carried by voice vote unanimously.

D. PRESENTATIONS WILL BE HEARD AT 11:00 A.M. - AGENDA ITEMS MAY BE DELAYED OR MOVED FORWARD TO ACCOMMODATE PRESENTATIONS

17-2443

Steve Garcia, Veterans Administration South County Building: Services Offered by the Local Veterans Affairs (15 min.)

Mr. Garcia, Sarasota County Veterans Service Officer, spoke on services provided to veterans and their family members, office locations,

home visits, healthcare and benefits, counseling services, different branches, homeless veterans program, assisted living facilities, pensions, burial services, veteran's court, and mentor program.

Discussion followed on veterans healthcare, accessing services, and homeless program.

COUNCIL ACTION/DISCUSSION - Continued

17-2439

2018 Sarasota County Board of County Commissioners Priorities (Holic)

Mayor Holic spoke in regards to topics being addressed at Council of Governments (COG), communication with County Commissioner Charles Hines regarding land on Laurel Road, prioritizing projects in the strategic plan, staff assignments, periodic updates on priorities, providing staff vision of finished project, identifying important areas of the parks master plan, Wellfield Park, and staff fairness with projects.

Discussion followed regarding communication with county and school board, facilities available to residents, strategic plan in conjunction with comprehensive plan, staff assignments from boards, city manager's priority list, focusing on priority items, differentiating strategic and operational priorities, operational goals, maintenance of sports parks, outstanding board assignments, circus property, tracking staff assignments, transferring park ownership, interlocal agreement with the county, giving up city owned land, assessing parks, and council obtaining priority status report on a monthly basis.

Mr. Lavalley spoke on priority list, goals, and parks maintenance.

Discussion ensued on providing staff a clear vision on projects, budget plan for parks, maintenance of Wellfield Park, working with the county and school board for a vision, Mr. Daniels meeting with the Waterford Homeowners Association, sports program, Nokomis park land, dual responsibilities, strategic planning, interlocal agreement with county, and obtaining county's response on taking over maintenance of sports parks.

Don O'Connell, 500 Hauser Lane, spoke regarding sharing properties and utilizing the courts at the high school.

Discussion continued on Knights Trail, prioritizing sports, and maintenance of parks.

Recess was taken from 12:37 p.m. until 1:45 p.m.

Mayor Holic passed the gavel to Mr. Cautero.

A motion was made by Mayor Holic, seconded by Council Member Gates, to direct the Parks and Recreation Advisory Board to gather all pertinent data and

information on Wellfield Park including number of fields or space used, number of additional fields or space needed, number of participants, number of participants living within city limits, conditional amenities, additional amenities needed, time of day field is in use, season for use, and report back to council by April 15, 2017. The motion carried by voice vote unanimously.

Mr. Cautionero passed the gavel back to Mayor Holic.

17-2440

Pianos on Parade (Holic)

Mayor Holic suggested referring item to the Public Arts Advisory Board for review and determine whether there is an interest doing it in the city.

A motion was made by Council Member Daniels, seconded by Council Member Gates, to direct the Public Art Advisory Board research Pianos in Paradise and report back to council.

Discussion followed regarding concern with taxpayer money, piano art work location, and vetting by the Public Art Advisory Board.

The motion carried by voice vote 5-2 with Mr. McKeon and Ms. Anderson opposed.

A motion was made by Council Member Daniels, seconded by Council Member Gates, to have Mr. Shrum review city ordinance regarding signage on the trolley and report back to council at the next meeting. The motion carried unanimously by voice vote.

17-2441

Use of the Trolley and its Route (McKeon)

Mr. McKeon spoke regarding trolley's use and purpose, tourist attraction, advertising, route covering Miami Avenue, other municipalities that provide trolley services, and trolley expenses.

Discussion followed regarding trolley purpose, trolley services operated by the Chamber of Commerce, historical tourism, advertisement on trolley, asking business district and Chamber of Commerce for contributions, Venice Community Center (VCC) stop, trolley funding, investigating public and private partnerships, determining trolley success, metrics to measure trolley services, taxpayer benefit, golf cart business, Sarasota County Area Transit (SCAT) services to Siesta Key, and stop at the South Jetty.

Mr. Bramble spoke on trolley statistics, VCC stop, and route limited to 30 minutes.

Discussion continued regarding the trolley's mission, parking at the VCC, measuring trolley success, rider feedback on trolley use, stop at the South Jetty, route minutes and rider waiting time, collecting data, Florida Department of Transportation (FDOT) funding, recommending staff obtain council's input for the third year, and competing interests.

Mr. Lavalley spoke in regards to making changes to the trolley route.

Discussion ensued on modifying trolley route, subsidizing tourist attraction, Traffic Advisory Task Force's input on route, special event parking at the VCC, selling advertisement, event holders advertising parking, and trolley running period and cost.

Linda Dalton, 219 Rio Terra, Traffic Advisory Task Force Member, spoke on the task force's recommendations to include using trolley as a people mover, route stop at the South Jetty, advertising, and charging riders.

Discussion followed regarding turn around and no parking sign placements at the South Jetty.

A motion was made by Council Member Cautero, seconded by Council Member Anderson, to direct the city manager to adjust the current trolley route to encompass the downtown parking areas to alleviate downtown parking and traffic congestion.

Discussion followed on previous report containing poll results regarding the trolley.

The motion carried by voice vote unanimously.

Recess was taken from 2:47 p.m. until 2:55 p.m.

For clarification, Mr. Lavallee reiterated changes to the trolley route as specified by council.

17-2444

Sports Park Maintenance (Daniels)

This topic was discussed under Item No. 17-2439.

17-2442

Direct Staff to Prepare an Ordinance to Encourage Domestic Partnerships to Become Registered with Sarasota County and Phase out the Domestic Partnership Registry Within a Certain Time Period (Stelzer)

Ms. Stelzer recommended applicants apply to the county's domestic partnership registry program and phase out the city's registry within a certain time period.

Discussion followed on registration and termination fees, whether Sarasota County can deputize city clerk employees to do paperwork, recording fee, simplifying process for residents, sunset ordinance, security measures at south county courthouse, and placing item on a future agenda once more information has been obtained.

VIII. CHARTER OFFICER REPORTSCity Attorney

Mr. Persson spoke on The Woods property and facts in acquiring land.

Discussion followed on type of funding, offering land to Sarasota County, finance and timing challenges, conservation properties and funding, Florida Forever and Conservation Foundation with the Gulf Coast Community Foundations programs, partial sale of land, sensitive lands, property floodplain, timeline, county purchase of the Sleeping Turtle Preserve, investigating alternative funding sources to purchase property for conservation purposes, opponents of The Wood rezone, and residents support of conservation.

A motion was made by Council Member Fraize, seconded by Council Member Anderson, to place The Woods property on the next meeting agenda to discuss financing the purchase of this property through various channels including county, state, and federal. The motion failed 3-4 with Ms. Gates, Mr. McKeon, Mr. Daniels, and Mr. Cautero opposed.

Mr. Persson spoke on legislative session to include resort dwellings, public records and attorney fees, and modification for surtax levy.

There was council consensus to defend and amend the grandfather provision, if possible.

City Clerk

Ms. Stelzer reminded council of the special meetings this Friday.

City Manager

Mr. Lavallee spoke on asset inventory report completed, finance director and financial advisor going to New York City for bonds, status of police radar system, and vehicle speed monitoring on Nokomis Avenue. Mr. Daniels requested a hard copy of the asset inventory report.

IX. COUNCIL REPORTS***Council Member Fraize***

Mr. Fraize spoke on the Southwest Florida Regional Planning Council meeting and their concern with water quality.

Council Member Anderson

Ms. Anderson spoke on the Public Art Advisory Board looking at a triptych of a Venice, Italy church.

Council Member Daniels

Mr. Daniels had no report.

Council Member Cautero

Mr. Cautero spoke on Venice MainStreet's annual meeting to include membership and board members.

Council Member McKeon

Mr. McKeon spoke on attending the skydiving trial jump at the airport, and status of comprehensive plan.

Council Member Gates

Ms. Gates spoke regarding boards reporting to council, Metropolitan Planning Organization (MPO) meeting regarding consolidation of boards, and inquired on bypass completion date.

A motion was made by Council Member McKeon, seconded by Council Member Gates, to discuss combining the Architectural Review Board and the Historic Preservation Board at next available council meeting. The motion carried unanimously by voice vote.

Mayor Holic

Mayor Holic provided an update on Sarasota Memorial Hospital and Venice Regional Medical Center's certificate of necessity and appeal, contractual issues with parks, showmobile, naming event for Bob Vedder, tarpon statue installation at Blalock Park, establishing safe place for exchanges, mullet waste on the beach, changes to Centennial Park regarding homeless issue, adopt a park program, and ordinance on leashed dogs.

X. AUDIENCE PARTICIPATION

John Ryan, Venice Area Chamber of Commerce, spoke on trolley services on Anna Maria Island to include number of trolleys used, chamber of commerce rates for advertisement and sales, riders per year, and rational behind services.

XI. ADJOURNMENT

There being no further business to come before Council, the meeting was adjourned at 4:17 p.m.

ATTEST:



Mayor - City of Venice



City Clerk