



# City of Venice

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

## Meeting Minutes City Council

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Tuesday, April 24, 2018

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 - 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

Assistant City Attorney Kelly Fernandez, City Clerk Lori Stelzer, City Manager Ed Lavallee, Recording Secretary Mercedes Barcia, and for certain items on the agenda: Fire Chief Shawn Carvey, Development Services Director Jeff Shrum, Public Works Director John Veneziano, City Engineer Kathleen Weeden, Information Technology Director Christophe St. Luce, and Historical Resources Director Harry Klinkhamer.

### INVOCATION AND PLEDGE OF ALLEGIANCE

Ms. Stelzer offered the Invocation followed by the Pledge of Allegiance led by Assistant City Attorney Kelly Fernandez.

### I. RECOGNITION

18-3259 Venice Historic Preservation Board and the City of Venice Honoring Ron Higel with the Venice Legacy Award Presented to the Higel Family

**Jean Trammell presented this award to Sue Higel.**

18-3252 Proclaim April 29, 2018 as National Arbor Day, Presented to John Veneziano, Public Works Director

**Mayor Holic presented this proclamation to Mr. Veneziano.**

18-3268 Proclaim the Month of May 2018 as Elder Law Month, Presented to Matthew Rheingans, President Elect, Academy of Florida Elder Law Attorneys

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

## II. AUDIENCE PARTICIPATION

Mayor Holic introduced new Information Technology (IT) Director Christophe St. Luce.

Bill and Beth Ahern, 158 Tiziano Way, spoke to removal of an alligator in the Venetian Golf and River Club (VG&RC).

Discussion followed on sharing information with the Community Development District (CDD).

## III. CONSENT SECTION:

**A motion was made by Council Member Gates, seconded by Vice Mayor Daniels, to approve items in the Consent Agenda with the exception of Item No. 18-3267. The motion carried by voice vote unanimously.**

### A. MAYOR

18-3253 Reappoint Jon Preiksats to the Code Enforcement Board to Serve a Term from May 1, 2018 until April 30, 2021

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

18-3254 Reappoint Student Member Sophie Fraser to the Parks and Recreation Advisory Board to Serve a Term from May 1, 2018 until April 30, 2019

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

18-3255 Reappoint Student Member Jillian Alexander to the Economic Development Advisory Board to Serve a Term from May 1, 2018 until April 30, 2019

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

18-3264 Appoint Judith Keeler to the Citizen Tax Oversight Committee to Serve a Term from April 24, 2018 until April 30, 2022

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

18-3265 Appoint George Davis to the Environmental Advisory Board to Serve A Term from April 24, 2018 until April 30, 2021

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

### B. CITY CLERK

18-3266 Minutes of the April 10, 2018 Regular Meeting

**These Minutes were approved on the Consent Agenda.**

**C. CITY MANAGER**

18-3269 Approve Sending a Recommendation Letter, on Behalf of the Mayor and City Council, to the Florida League of Cities 2018 Florida Municipal Achievement Awards to Nominate the City Bicycle Ride for the Florida Citizenship Award

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

18-3270 Approve Sending a Recommendation Letter, on Behalf of the Mayor and City Council, to the Florida League of Cities 2018 Florida Municipal Achievement Awards to Nominate the Venice Hurricane Expo for the City Spirit Award

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

Police

CON. NO. Approve Ranking for RFQ 3079-18 Construction Management at Risk  
117-2018 Services for the City of Venice Public Safety Facility

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

**IV. ITEMS REMOVED FROM CONSENT*****CITY MANAGER - Continued***Planning Department

18-3267 Approve Developer's Agreement Between Pamlico Point Management, LLC, a Limited Liability Company and the City of Venice for the SJMR Planned Unit Development (PUD)

**A motion was made by Council Member Fraize, seconded by Council Member Fiedler, to disapprove Item No. 18-3267.**

Discussion followed regarding concerns with area development, berm, right-of-ways, sending item back to the planning commission, Willow Chase neighborhood, city developed land surrounded by county property, shooting range, discharging firearms in city limits, weapons training, effectiveness of a berm, and discharging firearms adjacent to roadways.

**The motion failed 1-6 by voice vote with Mr. Fraize in favor.**

**A motion was made by Council Member Gates, seconded by Vice Mayor Daniels, to approve Item No. 18-3267. The motion carried by voice vote 6-1 with Mr. Fraize opposed.**

## V. NEW BUSINESS

### A. PRESENTATIONS

18-3263

Kelley Klepper, AICP and Phillip DiMaria, Planner, Kimley-Horn; Jeff Shrum, AICP, Development Services Director and Katie Woellner, Planner, City of Venice: Form Based Code Basics and Discussion - Basics of "Mixed Use Codes" (20 min.)

Mr. Shrum spoke regarding form based codes, comprehensive plan, and mixed use areas.

Kelley Klepper, Kimley-Horn and Associates, commented on the land development code (LDC) and the city's future vision, and provided a presentation on form based codes to include what we want to accomplish, basics of "mixed use codes", definition, difference between conventional zoning and form based codes, predictability, history, codes being a regulation and not a guideline, regulation tool to include the five main elements that make up codes, regulation plan, public space standards, building form standards, administration, benefits and challenges, how it applies to the city, and goals.

Mr. Shrum commented on the form based code, public hearing process, and land development regulations (LDR)s.

Discussion took place regarding addressing public right-of-ways and spaces, encouraging developers to take care of properties through homeowner associations (HOAs), form based code methodology impacting resident feedback on the comprehensive plan, compatibility matrix on future land use, overlays, height restrictions, different area standards, LDRs, and including energy consumption and savings in the LDRs.

## VI. PUBLIC HEARINGS

18-3256

Authorize the Mayor to Execute an Underground Easement to Florida Power & Light Company for Power Service at 300 Nokomis Avenue S. for the Venice Public Library, PID#0408-13-0012

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 Vice Mayor Daniels, seconded by Council Member Fraize, to approve Item No. 18-3256.**

Discussion followed on including the amount of additional revenue in the future.

The motion carried by voice vote unanimously.

Recess was taken from 10:13 a.m. until 10:25 a.m.

#### **A. ORDINANCES – FINAL READING**

ORD. NO.  
2018-12

An Ordinance of the City of Venice, Florida, Extending the City's Consent to the Inclusion of the Incorporated Area of the City of Venice in the Sarasota County Emergency Medical Services Municipal Service Taxing Unit; 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.

Mayor Holic opened the public hearing.

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

Discussion followed on Chief Carvey providing council with alternatives and recommendations prior to renewal, ambulance service calls, evaluating service options, Emergency Management Services (EMS) ambulance crew, Sarasota County's strategic plan, municipal service taxing unit (MSTU) approval, hiring a consultant, fire department revenue and funding, and copying the county's model.

Chief Carvey noted viewing other county models to improve services to include advanced life support (ALS) engines.

Discussion followed regarding relationship with the county, city of North Port's transition period, fire department's equipment, Chief Carvey providing council with the medical director's directive to run engine on calls, EMS impact fees, resident feedback on fire services, fire department's funding, EMS evaluation process, and justifying cause to take over services.

Ms. Gates praised the fire department for their services at the BBQ Bash.

Mayor Holic closed the public hearing.

**A motion was made by Vice Mayor Daniels, seconded by Council Member Gates, that Ordinance No. 2018-12 be approved and adopted. 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

**VII. UNFINISHED BUSINESS****18-3240 Parks Interlocal Agreement Proposal to Submit to Sarasota County**

Mr. Lavallee spoke on initiative, proposal, assumptions to include single entity responsibility maintaining a facility and determination based on the predominant population it serves, regional facilities and local parks, field scheduling, Venetian Waterway Trail, Wellfield Park, areas that may become available for sports fields, Higel and Hecksher Parks, the Venice Community Center (VCC), adopt-a-park, park signage, and naming rights.

**A motion was made by Vice Mayor Daniels, seconded by Council Member Fiedler, to accept Mr. Lavallee's proposal included in the agenda packet.**

Discussion took place regarding Mr. Lavallee's proposal, reviewing contract every three years, Wellfield Park, utilities department expansion and removal of the firing range, land trade, Chuck Reiter field, Venice Little League, use of the term "regional park", including the Venice Fishing Pier in the parks list, adding language to Mr. Lavallee's proposal, transitional time, user survey for Hecksher Park and the VCC, termination language, obtaining a response from the county, shooting range, sharing resources, the Venice Library, Legacy Trail, Venetian Waterway Park, the city providing amenities to the county, and airport festival grounds.

Ed Martin, 409 Everglades Drive, commented on regional parks, reviewing contract every three years, and Legacy Park.

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

**NEW BUSINESS - Continued****B. COUNCIL ACTION/DISCUSSION****18-3261 Direct Staff to Develop a Resolution that Adopts a Target Date for Powering Municipal Operations to 100 Percent Renewable, Zero Emission Energy Sources and Assign the Environmental Advisory Board the Task of Working with City Staff to Devise Strategies for Implementation (Fiedler)**

There was no objection by council to address this item next.

**A motion was made by Council Member Fiedler, seconded by Council Member Gates, to approve Item No. 18-3261.**

Discussion took place regarding the comprehensive and strategic plan, reducing use of fossil fuel, passing an ordinance similar to the City of Sarasota, Sarasota's target date, including 75% goal for recyclable, process and resources that may be required, and the city's priorities.

Mr. Lavallee commented on the 75% recyclable goal, renewable energy model, target date, the city's capacity to do it on its own, making all

buildings energy efficient, cost benefit investment of energy conservation, 100% goal, and concern with making a commitment without control of outcome.

Discussion ensued regarding energy plan, reducing kilowatt hours, LDRs, recyclable rate, and measuring yard waste.

Mr. Veneziano spoke to the 75% county wide goal, the county measuring what it collects, not having all the data, and responded to questions regarding 2020 target date.

Discussion ensued on reducing energy consumption over time and developing a plan based on the city's capability and available resources, strategic plan, resolution, having cost figures, City of Sarasota's plan, matrix, merging with strategic and comprehensive plan, Environmental Advisory Board's (EAB)'s request, energy conservation audit, creating a document that organizes accomplishments and future goals, and performance matrix.

Mr. Lavallee spoke to consumption data, establishing a baseline, developing a matrix, and measuring reduction.

Discussion continued on solid waste automation.

Phil Compton, Sierra Club representative, spoke regarding the city obtaining goal, price of solar, leasing solar equipment, energy efficiency, and offered to assist the city in achieving goal.

Tom Jones, EAB Chair, commented on the comprehensive plan and leading by example, recycling goal, moving to renewable energy, and matrix.

**The motion failed by voice vote 2-5 with Mr. Fraize and Ms. Fiedler in favor.**

Recess was taken from 12:14 p.m. until 1:30 p.m.

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

Ed Martin, 406 Everglades Drive, spoke regarding beach parking and feedback received from Facebook post, requested council to reject proposal, commented on funding city priorities and capital projects, and requested Mayor Holic and Ms. Gates recuse themselves.

Mike Pachota, Sharky's Restaurant, spoke on the Giving Challenge and encouraged citizens to stop by the restaurant May 1, 2018 to visit with involved charities.

Mayor Holic and Ms. Gates provided their relationship status and business ties with Sharky's Restaurant. Ms. Fernandez noted there was no legal necessity to recuse themselves.

18-3272

Kathleen Weeden, City Engineer: North Pier Parking Area #3 Presentation of Venice Pier Group and A2 Group, Inc., Responses Including Request for Authorization to Draft Venice Pier Group Lease Amendment #4, Execute Contract With A2 Group, Inc. in the Amount of \$440,112.09 and Future Budget Amendment

Ms. Weeden spoke to north pier parking area #3 project, finance offer, bid, budget amendments, A2 Group contract, and lease amendment, and responded to questions regarding parking and spaces reserved for Sharky's Restaurant, parking lot lighting costs, and previous bid approval.

Discussion followed regarding project revenue, city growth, beach access from the north side parking lot and adding Americans with Disabilities Act (ADA) accessible mobi-mats, irrigation, updating the median, and considering additional bike racks.

**A motion was made by Vice Mayor Daniels, seconded by Council Member Gates, to approve Item No. 18-3272 for the North Pier Parking Area #3 to include authorization to draft Venice Pier Group lease amendment #4, execute contract with A2 Group, Inc. in the amount of \$440,112.09 and future budget amendment.**

Discussion followed regarding Venice Pier Group's loan proposal, capital items and infrastructure needs, business models, parking and mobility study for parking expansion, and city growth.

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

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

18-3260

Direct Staff to Create a Plan to Address Traffic Congestion, Waste Management Problems and General Deterioration on Calle De Las Tiendas and to Meet with the Historic Preservation Board and Place Signage on the Calle de Las Tiendas (Fiedler)

**A motion was made by Council Member Fiedler, seconded by Council Member Newsom, to approve Item No. 18-3260.**

Discussion took place regarding placing historical signage on Calle de Las Tiendas, beautifying the alleyway, addressing traffic congestion, drainage problems, dumpsters, outside storage, delivery trucks, helping business owners, code enforcement issues, alleyway parking, restaurant grease traps, cleaning chemicals going into the storm drain, sidewalk right-of-way, Venice MainStreet (VMS), sign placement, who should take lead in beautifying the alleyway, making the alleyway a one-way street, and SeeClickFix.

The motion carried by voice vote unanimously.

Recess was taken from 2:48 p.m. until 2:56 p.m.

18-3262

Direct Staff and City Attorney to Draft an Ordinance Regulating the Use of Outdoor Misters in the City of Venice (Newsom)

**A motion was made by Council Member Newsom, seconded by Council Member Fraize, to direct staff and city attorney to draft an ordinance regulating the use of outdoor misters in the City of Venice public right-of-way.**

Discussion took place on regulating misters, adding outdoor cafe policy, public right-of-way, and regulations in other municipalities.

The motion carried by voice vote unanimously.

18-3271

Solicitation of Ideas for Repurposing the Temporary Library (Hamilton) Building (Holic)

Discussion took place on building ideas to include first floor museum and second floor staff offices and auxiliary city hall for employee overflow, study of anticipated future staff needs, building annual operating costs space needs assessment, examine use as a multi-use facility, and monetizing building.

Mr. Lavallee spoke regarding the draft space study for city hall, Venice Area Beautification Inc. (VABI) building, cost to operate the Hamilton building and potential revenue, and staffing needs.

Discussion continued on public works relocation, obtaining staff's proposal for the building after council's summer break, VABI building annual operating costs, and studying optimal utilization of both buildings.

Frank Codella, Historic Preservation Board member, commented on the structure and atmosphere of the Hamilton building, and suggested placing museum in the building.

Gary Youngberg, 30 Hatchett Creek Road, supports the use of the Hamilton building for the museum.

Mayor Holic requested Mr. Lavallee return after summer break with direction on how to proceed with the building.

18-3274

Approve Proceeding with an Amendment to the Current Adopted Budget for Purposes of Hiring Four Employees to Clean and Maintain City Facilities (Lavallee)

**A motion was made by Vice Mayor Daniels, seconded by Council Member Gates, to approve Item No. 18-3274.**

Mr. Lavallee commented on in-house janitorial services, having direct

control over city property, and requested council support to hire staff to clean and maintain city facilities.

Discussion followed regarding the buildings cleaned by the previous cleaning contractors, bathroom maintenance during special events, Centennial Park bathrooms and drinking fountains, vetting process, and security measures.

The motion carried by voice vote unanimously.

## VIII. CHARTER OFFICER REPORTS

### City Attorney

18-3273 City Council Member Position Papers

Ms. Gates left the dais at 3:46 p.m.

Ms. Fernandez commented on position papers, using city emails, sunshine law, and communications during election campaigns.

Discussion took place on the interlocal park agreement.

Ms. Gates returned to the dais at 3:49 p.m.

Discussion continued regarding position papers and record of voting being distributed through email by council members or surrogate, and the sunshine law.

Ms. Fernandez provided clarification on recusals.

### City Clerk

Ms. Stelzer had no report.

### City Manager

Mr. Lavallee noted upcoming student government day on Thursday April 26, 2018.

## IX. COUNCIL REPORTS

### ***Council Member Fraize***

Mr. Fraize had no report.

### ***Council Member Newsom***

Mr. Newsom reported on the planning commission and Economic Development Council (EDC) meetings.

**Council Member Fiedler**

Ms. Fiedler commented on speaking at the American Association of University Women (AAUW) state convention, attending the VMS picnic, letter of intent from VMS regarding operating the VCC, thanked Roger Clark for answering community HOA questions, and noted graduating from the police academy.

**Council Member Daniels**

Mr. Lavalley responded to questions regarding scheduling a meeting with Wayne Applebee to speak regarding the homeless and obtaining the county's 2017 vehicle accident report.

Mr. Daniels reported on the Metropolitan Planning Organization (MPO) meeting, Sarasota County Area Transit (SCAT) personnel change, bypass, transportation funding, scheduling a meeting with David Hutchinson to discuss point system, Capri Isle bridge inspection, and traffic signalization.

**Council Member Cautero**

Mr. Cautero reported on the Historic Preservation Board (HPB) and VMS meetings.

**Council Member Gates**

Ms. Gates reported on the BBQ Bash and noted city cell phones should include all employee work phone numbers.

**Mayor Holic**

Mayor Holic reported on Council of Governments (COG) and the Parks and Recreation Advisory Board meeting.

**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 4:32 p.m.

ATTEST:

  
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Mayor - City of Venice

  
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City Clerk