



City of Venice

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

Meeting Minutes City Council

Tuesday, September 25, 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 Kelly Fernandez, City Clerk Lori Stelzer, Assistant City Manager Len Bramble, Recording Secretary Mercedes Barcia, and for certain items on the agenda: Marine Patrol Officer Paul Joyce, Development Services Director Jeff Shrum, Planning Manager Roger Clark, Planners Katherine Woellner and Isaac Anderson, Assistant Utilities Director John Monville, Finance Director Linda Senne, and Controller Joe Welch.

INVOCATION AND PLEDGE OF ALLEGIANCE

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

I. RECOGNITION

[18-3495](#)

Proclaim the Month of October 2018 as "National Community Planning Month", Presented to Jeff Shrum, AICP, Development Services Director and Roger Clark, AICP, Planning Manager

Mayor Holic presented this proclamation to Jeff Shrum, Roger Clark, and planning department staff.

II. AUDIENCE PARTICIPATION

Rob Merlino, 252 Glen Oak Road, Venice, commented on Florida Friendly Landscaping initiative, nutrient pollution, Hands Along the Water non profit group, fertilizer ban resolution, stormwater, dead marine life, conducting independent water testing, and requested the city stop all fertilizer and herbicide applications by city workers.

Cindi Smith, 166 Golf Club Lane, Venice, Clean Water Tribe, spoke regarding environmental concerns due to red tide and requested the city use best management practices (BMPs).

Marietta Walton, 12185 Clarendon Avenue, Port Charlotte, Hands Along The Water, spoke to dead marine life and health implications due to red tide, and implementation of BMPs.

William Nelson, 66 5th Avenue, spoke regarding having a solution for red tide and aeration to stormwater outfalls.

Brian Kelly, 1308 Laurel Avenue, Hands Along the Water, commented on finding solutions for red tide, BMPs, nutrient pollution, fertilizer ban, native plant species, and voluntary rain collection system.

Mayor Holic spoke to the state's preemption on fertilizer sales, resolution on voluntary fertilizer ban, Florida Statute 403.9337 regarding model ordinance for Florida friendly fertilizer use on urban landscapes, and Sarasota County's ordinance.

Ms. Fernandez commented on the state's model fertilizer ordinance.

Discussion continued regarding the state's requirement to do an ordinance, the county's fertilizer ordinance, data collection, stormwater outfall monitoring, and voting.

Steve Carr, 149 Avens Drive, inquired on the Sarasota Memorial Hospital project height exception.

Ms. Fernandez clarified the hospital has not submitted any development approval documents and council approved amendment to the pre-annexation agreement.

Darlene Lucas, 1750 6th Street, Englewood, Hands Along the Water, inquired on educating businesses on voluntary fertilizer ban and fast tracking laws during state of emergency, and spoke regarding health concerns.

Mayor Holic spoke to council's letter to Governor Rick Scott requesting additional funding for Mote Marine Laboratory and Aquarium for red tide research.

Valerie Jamesson, 1622 Lis court Drive, Hands Along the Water, thanked council for the educational flyer on fertilizer, and requested council consider evening meetings and encourage developers to use Florida friendly

plantings.

John Merlino, 19651 Quisto Street, Venice, Hands Along the Water, commented on his attraction to Venice, red tide, and Chesapeake Bay article regarding nutrient pollution in the water.

Jan Fennessy, 5914 Plover Road, Venice, Hands Along the Water and The South Florida Clean Water Movement, expressed concern with dead marine life and health implications due to red tide, and spoke to city implementing BMPs.

John Heim, 5613 Estero Boulevard, Ft. Myers Beach, The South Florida Clean Water Movement, spoke regarding water quality, placing caps on pipes, adding beach signage, and providing water quality reports.

Dawn Champiny, 610 Barcelona Avenue, spoke to nutrient problem, city's vision and priorities, and evening meetings.

Kevin Deiter, 5824 Monroe Road, Venice, spoke on Battle of the Bridges event and impact to the boater community.

Sharon DeLuca, 920 Myrtle Avenue, Hands Along the Water, commented on fertilizer sale and ban, red tide effects, and stopping fertilizer use on city property.

Jessika Arman, 3232 Mayflower Street, Sarasota, noted being a realtor and spoke to red tide's effect on real estate sales.

Michael Zarzano, 1375 River Lane, Englewood, spoke regarding red tide causes and solutions.

Tally West, 205 Sorrento Drive, Nokomis, commented on the city's beauty and growth, and year round fertilizer ban.

Ellen Decker, 2700 North Beach, Englewood, noted ideas for the home to help reduce exposure to brevetoxins, and spoke regarding scientist studies, protecting kids, and council reviewing Punta Gorda's ordinance on fertilizer ban.

Ashley Rumsey, 3315 Salem Avenue, Sarasota, spoke regarding research to convert styrofoam into activated carbon that can be implemented in the dikes and different filtration methods to clean water.

Joe Kehoe, 1314 Mango Avenue, spoke to red tide causes, nutrient loading, fertilizer ban, and septic tank testing.

Recess was taken from 11:05 a.m. until 11:15 a.m.

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. 18-3496. The motion carried unanimously by voice vote.

A. MAYOR

[18-3493](#)

Appoint Student Member Jonathan Allen to the Parks and Recreation Advisory Board to Serve a Term from September 25, 2018 until May 30, 2019

This Appointment was approved on the Consent Agenda.

B. CITY CLERK

[18-3494](#)

Minutes of the September 5, 2018 Budget Public Hearing and September 11, 2018 Regular Meeting

These Minutes were approved on the Consent Agenda.

C. CITY MANAGER

[18-3498](#)

Approve Letter to Florida Department of Transportation (FDOT) regarding City Council and Venice Police Department Approval of the 2018 Christmas Boat Parade

This Letter was approved on the Consent Agenda.

Finance

[18-3497](#)

Approve Accounts Receivable Write-Offs

This Item was approved on the Consent Agenda.

IV. ITEMS REMOVED FROM CONSENT

CITY MANAGER - Continued

Utilities

[18-3496](#)

Request Permission to Apply for and Accept Funds if Selected from the Southwest Florida Water Management District Cooperative Funding Grant Program for Fiscal Year 2020 Funding for Stormwater Outfall Monitoring, Aquifer Storage Recovery Well System, Toilet Rebate and Retrofit Project - Phase 7, Water Booster Station-Ground Storage Tank and Regional Emergency Interconnect and Reverse Osmosis Water Treatment Plant

Efficiency Improvements

A motion was made by Council Member Fraize, seconded by Vice Mayor Daniels, to approve Item No. 18-3496.

Discussion took place regarding injection wells, having Southwest Florida Water Management District (SWFWMD) provide a presentation to council, amending motion, and the comprehensive plan.

Mr. Bramble spoke to adding storage to reclaim water system and suggested council have utilities and SWFWMD return to council with a presentation on aquifer storage and injection wells.

An amendment was made by Vice Mayor Daniels, seconded by Council Member Fraize, to not include injection wells.

Discussion ensued on obtaining more information on injection wells.

Mr. Monville spoke to study process, expanding the reclaimed water system, best method for storing water, SWFWMD permit, groundwater monitoring, and grant application.

Discussion followed on concern with impacting the aquifer, having a presentation from SWFWMD, and Aquifer Storage Recovery (ASR) wells.

Mr. Monville commented on Sarasota County's deep injection well, water storage capacity, and responded to council questions regarding the difference between storage and deep injection well.

Mr. Bramble spoke on deep injection and ASR wells.

Discussion continued on reclaim water storage and treatment, Curry Creek, Venetian Golf & River Club retention ponds, looking at other retention ponds for storage, grant application, municipal golf course, presentation to council before the end of this calendar year and Mr. Bramble to notify council if unable to meet the timeframe, capacity of retention ponds, utility bills, whether pond capacities can be expanded, making another pond or lake instead of well, comprehensive plan, hydraulic fracking, and funding study.

The amendment failed 2-5 with Mr. Daniels and Mr. Fraize in favor.

The motion carried 5-2 with Mr. Daniels and Mr. Fraize opposed.

V. PUBLIC HEARINGS

A. ORDINANCES – FINAL READING

ORD. NO.
2018-31

An Ordinance of the City of Venice, Florida, Amending Ordinance No. 2002-48, Which Adopted a Pre-Annexation Agreement with Lloyd P. Miller,

as Successor Trustee of Trust Number 1-A and 1-D and Osprey Land Trust, a Florida General Partnership; by Adopting an Amendment to the Pre-Annexation Agreement to Modify Section 2 of the Pre-Annexation Agreement; Providing for Conflicts 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.

Mayor Holic closed the public hearing.

A motion was made by Council Member Gates, seconded by Council Member Fraize, that Ordinance No. 2018-31 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

ORD. NO.
2018-32

An Ordinance Amending the Code of Ordinances of the City of Venice, Florida, Chapter 66, Taxation, to add Article VII, Historic Preservation Ad Valorem Tax Exemption; 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.

Mayor Holic closed the public hearing.

A motion was made by Vice Mayor Daniels, seconded by Council Member Gates, that Ordinance No. 2018-32 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

VI. NEW BUSINESS

A. RESOLUTIONS

RES. NO.
2018-25

A Resolution of the City Council of the City of Venice, Florida, Dissolving the Traffic Advisory Task Force and Providing an Effective Date

Ms. Stelzer read the resolution by title only.

A motion was made by Vice Mayor Daniels, seconded by Council Member Gates, that Resolution No. 2018-25 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

There was no objection by council to address Resolution No. 2018-27 next.

RES. NO.
2018-27

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

Ms. Stelzer read the resolution by title only.

A motion was made by Vice Mayor Daniels, seconded by Council Member Gates, that Resolution No. 2018-27 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

RES. NO.
2018-28

A Resolution of the City Council of the City of Venice, Florida, Providing for the City of Venice General Municipal Election to be Held on November 6, 2018, to Elect Two Councilmembers, for Three-Year Terms; and Designating Polling Places for the Election; Rescinding Resolution No. 2018-24; and Providing for an Effective Date

Ms. Stelzer read the resolution by title only.

A motion was made by Vice Mayor Daniels, seconded by Council Member Gates, that Resolution No. 2018-28 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

RES. NO.
2018-29

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; Rescinding Resolution No. 2018-09; 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 Fiedler, that Resolution No. 2018-29 be approved and adopted.

Recess was taken from 11:59 a.m. until 1:15 p.m.

Discussion took place regarding workforce housing and developer rezoning expenses.

Mr. Shrum commented on the joint planning agreement (JPA) amendment and establishing maximum densities.

Discussion ensued on workforce housing, the comprehensive plan, interlocal agreement, area density, bonuses in the comprehensive plan, incentives, Knights Trail, Resolution No. 2018-09 and changes, inclusionary zoning, adding the comprehensive plan to a future council agenda, Pinebrook Road, and impact fees.

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

RES. NO.
2018-26

A Resolution of the City Council of the City of Venice, Florida, Dissolving the Venice Fire Department (VFD) Stakeholder's Work Group and Providing an Effective Date

Ms. Stelzer read the resolution by title only.

A motion was made by Council Member Newsom, seconded by Council Member Gates, that Resolution No. 2018-26 be approved and adopted.

Discussion took place regarding the stakeholders work group, fire department funding, consolidation, dissolving the work group, city firefighters, Advanced Life Support (ALS), negotiations with the county, fire fee workshops, calls for service method, obtaining more feedback from residents to include providing survey, Emergency Medical Services (EMS) study, partnership with the county, and having a sustainable source of funding.

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

B. COUNCIL ACTION/DISCUSSION

18-3500

Discuss Suggestion to Hold Evening Meetings (Holic)

Discussion took place on evening meeting attendance, extending meetings for hot topics, scheduling evening meetings on an ad hoc basis, impact on staff, reviewing meeting protocols during strategic planning, audience participation, town hall meetings, and exploring virtual town hall meetings.

Ms. Fernandez noted conducting research over the summer on virtual town hall meetings and spoke to who will be involved in the meeting.

Discussion continued on virtual town hall meeting structure, staffing, evening meetings, concern with panel format turning into a debate, protracted meetings, audience participation, city council's meeting format, and creating a fact sheet on the fire department.

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

[18-3506](#)

Master Patrol Officer Paul Joyce: Annual Higel Anchorage Field Clean-Up (5 min.)

Office Joyce presented pictures and spoke on the 2018 annual Higel Anchorage Field clean-up event, thanked all volunteers, Sea Tow and the Suncoast Reef Rovers for their help, and responded to council questions regarding the training area for the Venice Youth Boating Association and Battle of the Bridges event.

Recess was taken from 2:57 p.m. until 3:03 p.m.

COUNCIL ACTION/DISCUSSION - Continued

[18-3501](#)

Direct the City Manager to Implement Zero Based Budgeting for Fiscal Year 2020 (Cautero)

A motion was made by Council Member Cautero, seconded by Council Member Newsom, to approve Item No. 18-3501.

Discussion took place on implementing zero based budgeting for FY20, starting with the fire department for review, considering a facilitator, no council involvement until data is presented, strategic plan and achieving vision goals, and time and cost involved for each department.

Ms. Senne commented on the personnel budget and spoke to zero based budgeting approach.

Discussion ensued regarding personnel and administrative charges, hiring a facilitator, zero based budgeting approach, budget, achieving the city's vision, strategic plan, employee head count, reviewing revenue and expenses, cost, budget guidelines, modifying approach, justifying personnel for each department, and explanation of line items for each department.

A motion was made by Vice Mayor Daniels, seconded by Council Member Gates, to call the question. The motion carried unanimously by voice vote.

The motion failed by voice vote 2-5 with Mr. Cautero and Mr. Newsom in favor.

Discussion followed on Ms. Senne providing the current salary and personnel increases from FY16 until now, and providing yearly updates to council.

[18-3502](#)

Request Staff to Study the Feasibility of Leasing Vehicles Rather than Purchasing (Fiedler)

Discussion took place regarding keeping option for leasing vehicles open.

18-3503

Request Council Reconvene the Solid Waste and Recycling Rate Stakeholders Work Group to Determine Alternatives to Reduce the Cost of Solid Waste and Recycling Including Outsourcing (Fiedler)

Discussion followed regarding the request to reconvene the solid waste stakeholders group.

A motion was made by Council Member Fiedler, seconded by Council Member Fraize, to approve Item No. 18-3503.

Discussion took place on Sarasota County's landfill tipping fees, outsourcing recycling, once a week trash pickup, trash pickup on one side of the street, developing fees for extra cans and yard waste, and requiring contractors to use city dumpsters.

Mayor Holic noted the meeting will end at 5:00 p.m.

Discussion ensued regarding hiring a consultant, privatization, stakeholders group reviewing and reporting on new rate structure, recycling challenges, and new automated collection system, projected dump fees and pending changes, Superintendent of Solid Waste and Recycling Bob Moroni and Interim Public Works Director Travis Hout working on a plan to present to the city manager, and staff informing council of the appropriate time to reconvene the stakeholder group.

An amendment was made by Council Member Cautero, seconded by Council Member Fiedler, to include "at such time solid waste feels is necessary" to the end of the motion. The amendment carried unanimously by voice vote.

Discussion followed on one side of the street pickup and yard waste fees.

The motion carried unanimously by voice vote.

18-3504

Downtown Parking and Beautification Project (Newsom)

Mr. Newsom spoke regarding the business survey that was conducted by Venice MainStreet (VMS) and the Venice Area Chamber of Commerce regarding red tide impact on area businesses during the month of August 2018 compared to August 2017.

Mayor Holic left the dais at 4:26 p.m.

Discussion followed on covering 2 and 3 hour parking limit signs in the downtown area from now until January 1, 2019, removing parking limitation and enforcement, survey, and supporting businesses.

Mayor Holic returned to the dais at 4:29 p.m.

A motion was made by Council Member Newsom, seconded by Council Member

Fiedler, to cover 2 and 3 hour parking limit signs in the downtown area from now until January 1, 2019.

Discussion followed on extending the date to January 7, 2019.

An amendment was made by Council Member Gates, seconded by Vice Mayor Daniels, to extend the date to January 7, 2019.

Discussion ensued regarding reasons for parking limit signs, business support, and employee parking.

The amendment carried unanimously by voice vote.

The motion carried unanimously by voice vote.

18-3505

Three Axle Plus Trucks Passing through Downtown with no Downtown Destination (Newsom)

Mr. Newsom commented on previously approved council motion directing staff to evaluate the prohibition or limitation of multi-axle vehicle traffic in the downtown area and spoke to re-routing multi-axle vehicles that have no business in downtown.

VII. CHARTER OFFICER REPORTS

City Attorney

18-3508

Noise Regulations

Ms. Fernandez opined noise regulations are legally sufficient as is, and noted certain targeted sounds can be enforced by the Venice Police Department.

Discussion followed regarding the City of Sarasota's noise control ordinance and updating City of Venice's regulations on noise control to include DBC levels.

18-3509

Air Quality

Ms. Fernandez noted state and federal preemption, Sarasota County has been delegated by the state to issue air permits for the entire county, and there is no avenue for city to participate or regulate.

Discussion followed on air quality and permits, open burning, and nuisance ordinance.

City Clerk

Ms. Stelzer had no report.

City Manager

Mr. Bramble reported on the Chalk Festival postponement due to red tide, downtown beautification project, outfall monitoring plan, and street lights status.

A motion was made by Vice Mayor Daniels, seconded by Council Member Fiedler, to adjourn the meeting. The motion carried unanimously by voice vote.

VIII. COUNCIL REPORTS***Council Member Fraize***

This item will be discussed on October 9, 2018.

Council Member Fiedler

This item will be discussed on October 9, 2018.

Council Member Daniels

This item will be discussed on October 9, 2018.

Council Member Gates

This item will be discussed on October 9, 2018.

Council Member Newsom

This item will be discussed on October 9, 2018.

Council Member Caufero

This item will be discussed on October 9, 2018.

Mayor Holic

This item will be discussed on October 9, 2018.

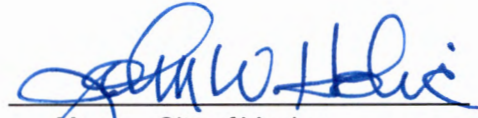
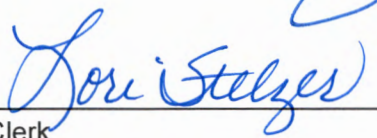
IX. AUDIENCE PARTICIPATION

No one signed up to speak.

X. ADJOURNMENT

There being no further business to come before Council, the meeting was adjourned at 5:02 p.m.

ATTEST:


Mayor - City of Venice
City Clerk