



# City of North Port

4970 CITY HALL BLVD  
NORTH PORT, FL 34286

## Meeting Agenda City Commission Regular Meeting

### *CITY COMMISSIONERS*

*Vanessa Carusone, Mayor*  
*Linda M. Yates, Vice-Mayor*  
*Christopher B. Hanks, Commissioner*  
*Jill Luke, Commissioner*  
*Debbie McDowell, Commissioner*

### *APPOINTED OFFICIALS*

*Peter Lear, City Manager*  
*Amber L. Slayton, City Attorney*  
*Patsy Adkins, City Clerk*  
*Kathryn Peto, Deputy City Clerk*

---

Tuesday, December 12, 2017

1:00 PM

CITY COMMISSION CHAMBERS

---

**MEETING PROCEDURE:** By submitting a "Request to Speak" card to the City Clerk, the public may comment during the course of the meeting: (1) Speakers may comment under Public Comment at the beginning and ending of each meeting on any issue that is related to City Business whether or not the item is scheduled on the Agenda, with the exception of Quasi-Judicial Items; (2) Speakers may comment on all scheduled Agenda Items and Quasi-Judicial items at the time the item is being discussed. Please indicate on the Speaker Card by writing Public Comment if you wish to speak under that portion of the meeting or specify the individual agenda item you wish to speak to. Please wait until you are recognized by the presiding Officer, state your name so that your comments may be properly recorded and limit your remarks to a period of three (3) minutes or less. The City Commission will act on an Agenda Item after comments from the Staff, Petitioner and Public have been heard.

Florida's Sunshine Law requires the Commission to discuss this Agenda only in open session. The Commissioners cannot discuss these items with each other before this meeting is called to order. The Commissioners, individually, can however, discuss any item with concerned citizens and staff in preparation for the meeting.

### **CALL TO ORDER/ROLL CALL**

The invocation was provided by Pastor Eddie DeJesus of New Hope Community Church followed by the Pledge of Allegiance led by Pastor DeJesus.

### **PLEDGE OF ALLEGIANCE – LED BY THE COMMISSION**

#### **1. APPROVAL OF AGENDA – COMMISSION**

#### **2. ANNOUNCEMENTS**

A. [17-1547](#) Current Vacancies for Boards and Committees.

**Attachments:** [Current Vacancies for Boards and Committees](#)

B. [17-1548](#) Upcoming Expiration Dates for Boards and Committees.

**Attachments:**      [Upcoming Expiration Dates for Board Members](#)

### **3. PRESENTATIONS**

- A.     [17-1542](#)      Presentation by Representative Julio Gonzalez regarding 2018 Legislative matters
- B.     [17-1541](#)      Presentation by Senator Greg Steube regarding 2018 Legislative matters

### **4. PUBLIC COMMENT:**

(The purpose of the Public Comments Section of the Agenda is for members of the public to speak to the City Commission/District Governing Body on any subject pertaining to City Business whether or not it is on the Agenda, with the exception of Quasi-Judicial Items. The City Commission shall not act, except to direct the City Manager to take action or to schedule the matter for discussion at a later date. This comment period shall be limited to three (3) minutes to speak. If there is insufficient time to hear all speakers, the City Commission will hear those wishing to address them, and who have completed speaker cards during the second Public Comment Section.)

### **5. PUBLIC HEARINGS:**

- A.     [17-1536](#)      Ordinance 2017-44, second reading, Amending City of North Port Administrative Code, Repealing Chapter 34, Article III - Vehicle for Hire

**Attachments:**      [Vehicle for Hire Ordinance - Repeal 2017-44.docx](#)  
[Florida Statute 627.748.pdf](#)

- B.     [17-1485](#)      Ordinance 2017-45, second reading, an Ordinance of the City of North Port, amending the City of North Port Firefighters' Pension - Local Option Plan, by; providing for contributions, benefits and service credits with respect to Qualified Military Service in accordance with Section 414(u) of the Internal Revenue Code, beginning October 1, 2017.

**Attachments:**      [Ordinance 2017-45 Fire Pension](#)  
[Draft Ordinance 2017-45 Fire Pension](#)  
[Attorney Letter - IRS Code](#)  
[Actuary Letter - IRS Code](#)  
[IRS Correspondance and Agreement](#)

- C.     [17-1529](#)      Ordinance No. 2017-46, second reading, amending the Fiscal Year 2017-2018 Non-District Budget.

**Attachments:**      [Ordinance No 2017-46](#)  
[Ordinance 2017-46 Exhibit A](#)

- D.     [17-1502](#)      Petition No. PLF-17-146, Robert R. Cunningham, PSM, Stantec Consulting Services, Inc., on behalf of Bradford Soule, Vice-President, Thomas Ranch Land Partners Village I, LLLP, a Florida limited liability limited partnership, is requesting approval of the Oasis at the West Villages, Phase I, Final Plat. (Quasi-Judicial)

**Attachments:** [PLF-17-146 staff report with exhibits](#)

- E. [17-1534](#) Petition No. PLF-17-190, Dean L. Paquet, P.E. on behalf of Lennar Homes LLC is requesting approval of the Gran Paradiso, Phase 5B Final Plat

**Attachments:** [PLF-17-190 Staff Report with Exhibits](#)

- F. [17-1537](#) Petition No. PLF 17-180, Michael Woolery, Vice President Land Acquisition, DiVosta Homes, L.P., is requesting approval of the Islandwalk at the West Villages, Phase 5, Final Plat.

**Attachments:** [PLF-17-180 Staff Report with Exhibits](#)

- G. [17-1543](#) Ordinance No. 2017-37, First Reading, Petition No. TXT-16-121, Updating code language related to communication and wireless facilities to be consistent with Florida Statutes, Section 337.401 by creating Chapter 86 - Communication and Wireless Infrastructure Right-of-Way Utilization in the Administrative Code of the City of North Port, Florida and by amending Appendix A - Fee Structure.

**Attachments:** [Ordinance No. 2017-37](#)

[TXT-16-121, Staff Report](#)

[Ordinance No. 17-37 Summary](#)

- H. [17-1533](#) Resolution No. 2017-R-39, which repeals Resolution Nos. 2016-R-21 and 2017-R-19 in their entirety, thereby dissolving the Medical Hospital Task Force.

**Attachments:** [Resolution 2017-R-39 - Repeal Medical Task Force](#)

[2017-R-19](#)

- I. [17-1544](#) Resolution 2017-R-42 authorizing the North Port City Commission to participate in a joint meeting with the Sarasota County Commission

**Attachments:** [Res 2017-R-42 Convocation of Governments](#)

## **6. GENERAL BUSINESS:**

- A. [17-1538](#) Review the City's donation procedures of surplus items to 501(c) organizations.

**Attachments:** [Donation of Surplus Items Procedures](#)

[Donation Request Form](#)

[Internal Revenue Service Publication 557](#)

## **7. CONSENT AGENDA:**

(All matters under the Consent Agenda are considered by the City Commission to be routine and will be enacted by one motion. Any City Commission member may, however, remove an item from the Consent Agenda by request. Items removed for separate discussion will be considered after the motion to approve the Consent Agenda.)

- A. [17-1549](#) Approval of Minutes for the July 18, 2017 Commission Special Meeting;

July 24, 2017 Commission Special Meeting; July 27, 2017 Commission Special Meeting; September 6, 2017 Commission Special Emergency Meeting.

**Attachments:** [07-18-2017 Commission Special Meeting Minutes](#)  
[07-24-2017 Commission Special Meeting Minutes](#)  
[07-27-2017 Commission Special Meeting Minutes](#)  
[09-06-2017 Commission Special Emergency Meeting Minutes](#)

- B.** [17-1540](#) Appointment of Joeann Fraser as a Member of the Public Utility Advisory Board.

**Attachments:** [Application and backup material](#)

- C.** [17-1448](#) Application to the Florida Job Growth Grant Fund in an amount of \$424,000 for the US41 Linear Parking Project.

**Attachments:** [Florida Job Growth Grant Fund Public Infrastructure Grant Proposal](#)  
[PowerPoint Presentation](#)

- D.** [17-1486](#) Closing Agreement on Final Determination Covering Specific Matters between the Internal Revenue Service and the City of North Port

**Attachments:** [Ordinance 2017-45 Fire Pension](#)  
[Attorney Letter - IRS Code](#)  
[IRS Correspondance and Agreement](#)

- E.** [17-1496](#) Application to The Harry Shapiro Charitable Foundation Grant in an amount of up to \$20,000 for the Annual Police Department Awards Banquet and Shop With a Cop Program. Both items are in the FY 2018 Adopted Budget.

**Attachments:** [The Harry Shapiro Charitable Foundation Grant Application.pdf](#)

- F.** [17-1498](#) Amendment to Florida Department of Environmental Protection Agreement No. LP58022 (General Appropriations Act)

**Attachments:** [LP58022 Amendment 1 and attachments](#)

- G.** [17-1499](#) Contract No. 2018-02 with E.T. MacKenzie of Florida, Inc. for the Spring Haven Drive Reclaimed water pipeline project, in the amount of \$421,916.25 plus a 10% contingency amount of \$42,192.00, for a total amount of \$464,108.25. This project was approved in the fiscal year 2015 budget.

**Attachments:**      [Contract No. 2018-02 with E.T. MacKenzie of Florida, Inc.](#)  
[Notice of Intent to Award](#)  
[Award Recommendation Memo](#)  
[Bid Tabulation](#)  
[RFB Submittal by E.T. MacKenzie of Florida, Inc.](#)  
[RFB 2018-022 Solicitation and Addenda 1-5](#)  
[Florida Division of Corporations Document](#)

- H.      [17-1526](#)      Memorandum of Agreement between the Suncoast Partnership to End Homelessness and the City of North Port Social Services Division to coordinate services to individuals and families experiencing homelessness.

**Attachments:**      [MOU between City of North Port and the Suncoast Partnership to End Homeles](#)  
[Access Point Agreement Final](#)

- I.      [17-1527](#)      2017-18 Gulf Coast Community Foundation Grant Application - Community Grant in the amount of \$2,000 to be used for Shop With a Cop.

**Attachments:**      [2017-18 Gulf Coast Community Foundation Grant Application - Community Gra](#)

- J.      [17-1535](#)      Annual water demand projections

**Attachments:**      [2018-2038 Annual Water Demand Projections](#)  
[2017-2037 Commission approved Water Demand Projections](#)  
[North Port Water Demand and Supply Projections Chart](#)  
[PRMRWSA Master Water Supply Contract](#)  
[Amendment 1 to PRMRWSA Master Water Supply Contract](#)  
[Amendment 2 to PRMRWSA Master Water Supply Contract](#)

## **8. PUBLIC COMMENT:**

(The purpose of the Public Comments Section of the Agenda is for members of the public to speak to the City Commission/District Governing Body on any subject pertaining to City Business whether or not it is on the Agenda, with the exception of Quasi-Judicial Items. The City Commission shall not act, except to direct the City Manager to take action or to schedule the matter for discussion at a later date. This comment period shall be limited to three (3) minutes to speak.)

## **9. COMMISSION COMMUNICATIONS:**

## **10. ADMINISTRATIVE AND LEGAL REPORTS:**

## **11. ADJOURNMENT:**

**NOTICE OF AVAILABILITY OF REPORTS** - The Agenda is a summary of the proposed actions to be taken by the City Commission. For almost every agenda item, the City staff has prepared materials for Commission consideration. These materials include staff reports, which explain in detail the item before the Commission and the reason for the recommendation. The materials may also include resolutions or ordinances, which are proposed for adoption. All of these materials are available at the City Clerk's Office, during normal business hours, for inspection and (for a fee) copying. Questions on these materials may be directed to the staff member who prepared them, or to the City Clerk's Office, who will refer you to the appropriate person.

**AMERICAN WITH DISABILITIES ACT OF 1990** - The North Port City Hall is wheelchair accessible. Special parking is available on the west side of City Hall and the building may be accessed from the parking area. Persons with hearing difficulties should contact the City Clerk to obtain a hearing device for use during meetings.

**NONDISCRIMINATION:** The City of North Port does not discriminate on the basis of race, color, national origin, sex, age, disability, family or religious status in administration of its programs, activities or services.

No stenographic record by a certified court reporter is made of these recordings. Accordingly, anyone seeking to appeal any of the decisions involving the matters herein will be responsible for making a verbatim record of the meeting/testimony and evidence upon which any appeal is to be based. Copies of the recordings are available (for a fee) at the City Clerk's Office.