



# City of North Port

4970 CITY HALL BLVD  
NORTH PORT, FL 34286

## Meeting Agenda City Commission Regular Meeting

**CITY COMMISSIONERS**  
*Debbie McDowell, Mayor*  
*Jill Luke, Vice Mayor*  
*Pete Emrich, Commissioner*  
*Vanessa Carusone, Commissioner*

**APPOINTED OFFICIALS**  
*Peter Lear, City Manager*  
*Amber L. Slayton, City Attorney*  
*Heather Taylor, City Clerk*

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Tuesday, November 10, 2020

10:00 AM

City Commission Chambers

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**MEETING PROCEDURE:** Online public comment may be submitted using the virtual Public Comment Form, located on the City Commission webpage at [CityofNorthPort.com](http://CityofNorthPort.com). The form will be available online at 8:00 a.m. the day before the meeting until one hour prior to the meeting start. Voicemail messages may be submitted via telephone at 941-429-1032 from 8:00 a.m. the day before the meeting until one hour prior to the meeting start. Online and voicemail comments are pursuant to Policy No. 2020-04. In person comment may be submitted 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**

### **PLEDGE OF ALLEGIANCE**

### **1. APPROVAL OF AGENDA**

### **2. 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.)

**3. ANNOUNCEMENTS**

- A. [20-2879](#) Current Vacancies and Upcoming Expiration Dates for Boards and Committees

**Attachments:** [Announcements](#)

**4. 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. [20-2782](#) Approve the Sole Source Purchase from Parkson Corporation of Two (2) Replacement Bar Screens for the Headworks at the Pan American Wastewater Treatment Plant for a Total of \$305,815.00

**Attachments:** [Sole Source Procurement Request with Quote](#)  
[Manufacturer Sole Source Letter](#)  
[Florida Division of Corporations Document](#)

- B. [20-2789](#) Accept Cash Receipts Summary Report for September 2020

**Attachments:** [Cash Receipts Summary - September 2020](#)

- C. [20-2790](#) Approve the Utilization of Mote Marine Laboratory for the Hydrobiological Monitoring Program Triennial Report for an Additional Cost of \$35,000.00, for a Total Encumbrance of \$134,972.00 for Fiscal Year 2021

**Attachments:** [Procurement Exemption Request Form](#)  
[Mote Marine Laboratory Quote](#)  
[Florida Division of Corporations Document](#)

- D. [20-2797](#) Approve Amendment No. 2 to Contract 2020-38 with Zep Construction, Inc. in the Amount of \$19,015.00 for the Myakkahatchee Creek Water Treatment Plant (MCWTP) Structural Rehabilitation Project Phase 1 - Flocculation Tank No. 1 Repairs, for a Total Project Cost of \$182,245.18

**Attachments:** [Contract Amendment No. 2 with Backup](#)  
[Contract Amendment No. 1](#)  
[Contract No. 2020-38](#)

- E. [20-2812](#) Approve Plan for Decommissioning and Removing the Fountain at Veteran's Park

**Attachments:** [Memorandum Plan for Decommissioning the Fountain at Veteran's Park](#)

- F. [20-2831](#) Approve Sole Source (as the City Standard) Purchase of Nine New LifePak 15 Version 4 Cardiac Monitor Defibrillators and Related Accessories from Stryker Corporation in the Amount of \$169,997.04

**Attachments:**     [Stryker Sole Source Procurement Form](#)  
[Stryker Sole Source Letter](#)  
[Florida Division of Corporations Document](#)

- G.     [20-2857](#)     Approve the Florida Forest Service Cooperative Equipment Loan Agreement

**Attachments:**     [Florida Forest Service Cooperative Equipment Loan Agreement.pdf](#)

- H.     [20-2880](#)     Approve Minutes for the October 13, 2020 Commission Regular Meeting, and October 13, 2020 Commission Joint Meeting with Art Advisory Board

**Attachments:**     [10-13-2020 Commission Regular Meeting](#)  
[10-13-2020 Commission Joint Meeting](#)

- I.     [20-2888](#)     Approve the Presentation of a Key to the City to Commissioner Carusone at the November 14, 2020 Special Meeting

**Attachments:**     [Request Form](#)

- J.     [20-2832](#)     Appoint Victor Boyd as a Regular Member on the Parks & Recreation Advisory Board to Serve a Two-Year Term from November 10, 2020 to November 10, 2022

**Attachments:**     [Application and Backup](#)

- K.     [20-2805](#)     Appoint Tony Kelly as an Alternate I Member to the Art Advisory Board, to Serve a Term from November 10, 2020 to November 10, 2022

**Attachments:**     [Application and Backup](#)

## **5. PUBLIC HEARINGS:**

### **ORDINANCE - Second Reading**

- A.     [ORD. NO. 2020-23](#)     An Ordinance of the City of North Port, Florida, Amending the Code of the City of North Port, Florida to Establish a Buy American Preference, by Amending Section 2-402 – Definitions and Creating Section 2-421 – Buy American Preference; Providing for Conflicts; Providing for Severability; Providing for Codification; and Providing an Effective Date

**Attachments:**     [Ord 2020-23. First Reading. Buy American Preference](#)  
[Ord 2020-23. Second Reading. Buy American Preference](#)  
[Comparable Agency Examples](#)  
[Publisher's Affidavit](#)

- B.     [ORD. NO. 2020-27](#)     An Ordinance of the City of North Port, Florida, Amending the Code of the City of North Port, Florida, Appendix A - City Fee Structure to Change Certain Building, Fire, Police, Parks and Recreation, Facility Rental, Solid Waste, and Road and Drainage Fees; Providing for Severability; Providing for Conflicts; Providing for Codification; and Providing an Effective Date

**Attachments:**      [Ordinance 2020-27](#)  
[Appendix A to Ordinance 2020-27](#)  
[List of Changes to City-Wide Fee Ordinance](#)  
[Updated Fee Schedules for Credit Card Processing Fee](#)  
[Ordinance 2020-27 Version A](#)  
[Appendix A to Ordinance 2020-27 Version A](#)  
[Ordinance 2020-27 Version B](#)  
[Appendix A to Ordinance 2020-27 Version B](#)  
[List of Fees Excluded from One Percent Increase](#)

- C.      [ORD. NO. 2020-41](#)      An Ordinance of the City of North Port, Florida Supplementing Ordinance No. 92-30, as Previously Amended and Supplemented, which Ordinance No. 92-30, Among Other Things, Authorizes the Issuance From Time to Time of City of North Port, Florida Utility System Revenue Bonds; Authorizing the Issuance by the City of not Exceeding \$16,500,000 Principal Amount of a City of North Port, Florida Utility System Revenue Bond, Series 2020 In Order to Refinance all the City's Outstanding Loans with the Florida Department Of Environmental Protection in Order to Achieve Debt Service Savings; Providing Parameters for Certain Terms and Details of Such Bond and Authorizing the Negotiated Sales of Said Bond to TD Bank, N.A. Pursuant to its Proposal and in Accordance with Such Parameters; Delegating Certain Authority to the City Manager and Other Officers of the City for the Authorization, Execution, and Delivery of the Series 2020 Bond and Various Other Documents with Respect Thereto; Providing Certain Other Provisions with Respect to such Series 2020 Bond; Providing for Conflicts; Providing for Severability; and Providing an Effective Date

**Attachments:**      [Ordinance No. 2020-41 with Exhibit A](#)  
[Request for Proposals - Utility System Refunding Revenue Bond, Series 2020](#)  
[Ordinance 92-30](#)  
[Publisher's Affidavit](#)

- D.      [ORD. NO. 2020-47](#)      An Ordinance of the City of North Port, Florida, Renaming the Neighborhood Development Services Department to Building and Code Enforcement Services and the Activation of the Department of Development & Environmental Affairs; Providing for Conflicts; Providing for Severability; Providing for an Effective Date

**Attachments:**      [Ord 2020-47 Organizational Restructure](#)  
[Publisher's Affidavit](#)

## **ORDINANCE - First Reading**

- E. [ORD. NO. 2020-46](#) An Ordinance of the City of North Port, Florida, Amending the Non-District Budget for Fiscal Year 2019-20 by Transferring \$1,073,612 from the Road Reconstruction Fund Balance, Transferring \$2,208,870 from the Road Reconstruction Bond Debt Service Fund Balance; Providing for Findings; Providing for Conflicts; Providing for Severability; and Providing an Effective Date

**Attachments:** [Ordinance No. 2020-46 First Reading](#)  
[Ordinance No. 2020-46 Second Reading](#)

- F. [ORD. NO. 2020-43](#) An Ordinance of the City of North Port, Florida, Amending Section 2-24 of the Code of the City of North Port, Florida, Related to City Commissioner Expenses and Supplies; Providing for Conflicts; Providing for Severability; Providing for Codification; and Providing an Effective Date

**Attachments:** [Ordinance](#)  
[Commission Direction](#)

- G. [ORD. NO. 2020-44](#) An Ordinance of the City of North Port, Florida, Amending the Code of the City of North Port, Florida, by Amending Chapter 74, Article VI, Related to Golf Carts and Low Speed Vehicles; Providing for Adoption; Providing for Conflicts; Providing for Severability; Providing for Codification; and Providing an Effective Date

**Attachments:** [Ord 2020-44. First Reading. Golf Carts and Low Speed Vehicles](#)  
[Memorandum to City Attorney](#)  
[May 5, 2020 Commission Meeting Minutes](#)

### **RESOLUTION - Second Reading**

- H. [RES NO 2020-R-38](#) A Resolution of the City Commission of the City of North Port, Florida, Designating a Brownfield Area for Rehabilitation and Redevelopment to be Known as the "Sabal Trace Redevelopment Area" Pursuant to Section 376.80, Florida Statutes; Enabling the Environmental Rehabilitation and Economic Development of +/- 207.0 Acres Located at 5456 Greenwood Avenue within the City of North Port, Florida; Providing for Notice; Providing for Conflicts; Providing for Severability; Providing for Codification; and Providing an Effective Date.

**Attachments:** [Resolution No 2020-R-38](#)  
[Request for Brownfield Designation to City of North Port](#)  
[DMP-18-071](#)  
[FL statutes 376.80](#)  
[Florida Brownfields Redevelopment Program Brochure 2020](#)  
[Application to City](#)  
[Hillsborough County Public Meeting Court Transcript 10-21-2020](#)

**6. GENERAL BUSINESS:**

- A. [20-2807](#) Discussion and Possible Action to Appoint Gid Pool or Joseph Majorino on the Charter Review Advisory Board to Serve a Term from November 10, 2020 to November 10, 2022
- Attachments:** [Applications and Backup](#)
- B. [20-2787](#) Discussion and Possible Action Regarding Agenda Items for the 2021 Convocation of Governments Based on the Interlocal Agreement for School Facility Planning
- Attachments:** [Letter from Sarasota County Schools Regarding 2021 Convocation](#)  
[Convocation Agenda 2020](#)  
[Convocation Agenda 2019](#)  
[Convocation Agenda 2018](#)
- C. [20-2854](#) Discussion and Possible Action Regarding Maker's Market Permit Application and Fee
- Attachments:** [Sec. 34-56 - Maker's Market Vendor Permit](#)
- D. [20-2856](#) Discussion and Possible Action on the Creation of an Archaeological Right-of-Way Use Permit
- Attachments:** [State of Florida Fossil Collecting Permit Application](#)
- E. [20-2882](#) Discussion and Possible Action Regarding Request for Assistance from McDowell Housing Partners for Arbor Park Affordable Housing Development
- Attachments:** [North Port Request](#)  
[MHP Presentation - Arbor Park](#)

**7. PUBLIC COMMENT:**

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**8. COMMISSION COMMUNICATIONS:****9. ADMINISTRATIVE AND LEGAL REPORTS:****10. 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 and provided a staff recommendation. 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, marital status, sexual orientation, gender identity or expression, or physical characteristic 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.