



City of North Port

4970 CITY HALL BLVD
NORTH PORT, FL 34286

Meeting Agenda City Commission Regular Meeting

CITY COMMISSIONERS

Pete Emrich, Mayor
Barbara Langdon, Vice Mayor
Jill Luke, Commissioner
Debbie McDowell, Commissioner
Alice White, Commissioner

APPOINTED OFFICIALS

Jerome Fletcher, City Manager
Amber L. Slayton, City Attorney
Heather Faust, City Clerk

Tuesday, November 8, 2022

10:00 AM

City Commission Chambers

Amended Adding Updated Ordinance 2022-27 and 2022-28, Adding Attachment to Item No. 22-3689, Updated Title Block on Item No. 22-3689 and removing Item No. 22-3722

PUBLIC COMMENT: Properly submitted comments will be accepted and included in the official record of the meeting pursuant to City Commission Policy No. 2020-04. Any comment received that does not meet the public comment timing and requirements will be rejected and will not be included in the official record of the meeting. **PLEASE NOTE:** Those wishing to provide public comment on quasi-judicial agenda items must appear before the City Commission to give testimony under oath.

Public comment may be submitted in the following ways:

In Person Attendance: Submit a comment card to the City Clerk. Comment cards with completed information may be submitted until the Mayor closes Public Comment for the agenda item. When recognized by the Mayor, the Commenter will approach the podium. Public Comment is limited to three (3) minutes per person.

Online: Submit a written eComment using the eComment link at cityofnorthport.legistar.com/Calendar. The link will be available online at 8:00 a.m. the day before the meeting until one hour prior to the start of the meeting. Your public comment is limited to 2,000 characters. **PLEASE NOTE:** Online public comment cannot be considered as the basis for a quasi-judicial decision and will be read into the record under general public comment.

Voice Mail Message: Leave a voice mail message via telephone at 941-429-1032. Voice Mail messages will be accepted the day before the meeting from 8:00 a.m. until one hour prior to the start of the meeting. Please provide information as listed in the City's outgoing message. The message must not exceed two minutes, fifteen seconds. Voice messages will be forwarded to Commission and played into the record. **PLEASE NOTE:** Comments provided via voice mail cannot be considered as the basis for a quasi-judicial decision and will be played into the record under general public comment.

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. 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.** [22-3229](#) Award RFB No. 2022-16 for Janitorial Services to American Facility Services, Inc., in the Amount of \$182,021.88 and Authorize the City Manager to Approve Renewals in Accordance with the Terms and Conditions in the Solicitation.

Attachments: [Revised Notice of Intent](#)
 [Memo](#)
 [Bid Tabulation](#)
 [American Facilities Service, Inc. Submittal](#)
 [Janitorial Services](#)
 [Unofficial Bid Tabulation](#)
 [Florida Division of Corporations](#)

- B.** [22-3649](#) Approve Contract No. 2022-35 for the Construction of the Marina Park Restrooms With C & T Contracting Services, LLC in the Amount of \$187,770, Plus a Construction Contingency of \$7,460, for an Estimated Construction Amount of \$195,230.

Attachments: [Contract 2022-35](#)
 [Notice of Intent](#)
 [Award Recommendation](#)
 [Bid Schedule Comparison](#)
 [C & T Submittal](#)
 [Bid Document with Addenda](#)
 [Construction Plans](#)
 [Marina Park CIP](#)
 [Florida Dept of Corporations](#)

- C.** [22-3652](#) Approve Interlocal Agreement for Emergency Interconnects and Potable Water Service with Sarasota County.

Attachments: [Interlocal Agreement](#)

D. [22-3552](#) Approve the Cybersecurity and Infrastructure Security Agency (CISA) Cybersecurity Assessments Rules of Engagement Agreement and Provide CISA with Express Approval to Use the City Seal in Furtherance of the Agreement

E. [22-3650](#) Approve Order No. Q-172994 Under Master Subscription Agreement for National Cooperative Purchasing Alliance Contract No. 01-115 with Granicus, LLC for Professional Services for the Redesign and Improvements of the City's Website.

Attachments: [Order Number](#)
[Agreement](#)
[NCPA Vendors - Granicus](#)
[Award Letter](#)
[Granicus Response](#)
[RFP - Software and SaaS Solutions](#)
[Florida Division of Corporations Record](#)
[Competitive Exemption](#)

F. [22-3698](#) Approve the Ratification of Emergency Orders No. 2022-12 Relating to the Waiver of Permits and Fees for Certain Fences on Residential Property; 2022-13 Relating to the Waiver of Permits and Fees for Certain Sheds on Residential Property; 2022-14 Relating to the Temporary Use of Storage Containers on Residential Property; 2022-15 Relating to Tree Protection Regulations; and 2022-16 Terminating Emergency Order 2022-07.

Attachments: [Emergency Order 2022-12](#)
[Emergency Order 2022-13](#)
[Emergency Order 2022-14](#)
[Emergency Order 2022-15](#)
[Emergency Order 2022-16](#)

4. PUBLIC HEARINGS:

Ordinance - First Reading:

A. [ORD. NO. 2022-26](#) An Ordinance of the City of North Port, Florida, Establishing a Schedule and Location of City Commission Regular Meeting and Workshops for the 2023 Calendar Year; Providing for Findings; Providing for conflicts, Providing for Severability; and Providing and Providing and Effective Date.

Attachments: [Ordinance - First Reading](#)

B. [ORD. NO. 2022-27](#) An Ordinance of the City of North Port, Florida, Repealing and Replacing Chapter 59 of the Unified Land Development Code Regarding Public Art;

Providing for Findings; Providing for Conflicts; Providing for Severability; Providing for Codification; and Providing an Effective Date

Attachments: [Staff Report with Exhibits](#)
[Ordinance - First Reading](#)
[Presentation](#)
[4-26-2022 Minutes](#)
[12-8-2020 Minutes](#)

- C. [ORD. NO. 2022-28](#) An Ordinance of the City of North Port, Florida, Repealing and Replacing Chapter 4, Article III of the Code of the City of North Port, Florida Relating to the Art Advisory Board; Providing for Findings; Providing for Conflicts; Providing for Severability; Providing for Codification; and Providing an Effective Date

Attachments: [Ordinance - First Reading](#)

Resolution - Third Reading

- D. [RES. NO. 2022-R-43](#) A Resolution of the City Commission of the City of North Port, Florida, Amending the Non-District Budget for Fiscal Year 2021-2022 for the Interlocal Agreement for a Joint County/Municipality Economic Development Program in the Amount of \$151,213: Providing for Findings; Providing for Conflicts: Providing for Severability: and Providing an Effective Date.

Attachments: [Resolution - First Reading](#)
[Resolution - Second Reading](#)
[Resolution - Third Reading](#)
[Fund Balance Report](#)

5. GENERAL BUSINESS:

- A. [22-3689](#) Discussion and Possible Action Regarding Federal Emergency Management Agency (FEMA), Florida Building Code, and Unified Land Development Code of the City of North Port Requirements to Repair and/or Rebuild Damaged Structures in the City of North Port, and Requirements for the Continued Payment of City Water and Wastewater Base Facility Charges.

Attachments: [SW Florida Realtors Article](#)
[Sample Charlotte County Permitting Package](#)
[Sample Lee County Permitting Package](#)
[North Port ULDC Section 17-17\(1\)](#)
[North Port ULDC Section 25-4 \(B\) 2](#)
[North Port ULDC Section 61-3 Substantial Improvement Definition](#)
[Current FEMA Flood Zones Map](#)

- B. [22-3690](#) Discussion and Possible Action Regarding a Possible Referendum Question to Amend Section 1.02 (b) of the Charter of the City of North Port to Allow for the Issuance of General Obligations or Revenue Bonds Up to a Specific Amount in Certain Circumstances.

Attachments: [North Port City Charter Section 1.02 \(b\)](#)

- C. [22-3643](#) Discussion and Possible Action Regarding the Display of the Roseate Spoonbill Sculpture in City Hall.

Attachments: [Roseate Spoonbill Display Options](#)
[Public Works Cost Estimate](#)
[04-26-22 Commission Minutes](#)
[02-08-22 Art Board Minutes](#)
[07-20-21 Art Board Minutes](#)
[03-02-21 Commission Minutes](#)
[04-23-19 Commission Minutes](#)
[06-28-22 Commission Minutes](#)
[02-02-22 Update on Spoonbill Sculpture Display Memo](#)

- D. [22-3646](#) Discussion and Possible Action Regarding the Community Economic Development Advisory Board Composition, Organization, and Term Limits

Attachments: [Memorandum 03.22.2022](#)
[Memorandum 05.12.2022](#)
[Board Details](#)
[CEDAB Code](#)

6. 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.)

7. COMMISSION COMMUNICATIONS:

- A. [22-3699](#) Mayor Emrich's Report
- B. [22-3700](#) Vice Mayor Langdon's Report
- C. [22-3701](#) Commissioner Luke's Report
- D. [22-3702](#) Commissioner McDowell's Report
- E. [22-3703](#) Commissioner White's Report

8. ADMINISTRATIVE AND LEGAL REPORTS:

9. 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.