



City of North Port

4970 CITY HALL BLVD
NORTH PORT, FL 34286

Meeting Agenda City Commission Regular Meeting

CITY COMMISSIONERS

Barbara Langdon, Mayor
Alice White, Vice Mayor
Pete Emrich, Commissioner
Debbie McDowell, Commissioner
Phil Stokes, Commissioner

APPOINTED OFFICIALS

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

Tuesday, April 11, 2023

10:00 AM

City Commission Chambers

Adding attachment to Item No. 23-0469 and Adding Item No. 23-0670

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. ANNOUNCEMENTS

- A. [23-0436](#) Current Vacancies and Upcoming Expirations for Advisory 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. [23-0340](#) Approve the Application to the Energy Efficiency and Conservation Block Grant Program and Authorize the City Manager or the Mayor, as Applicable Under the City Charter, to Execute all Funding Documents After Legal Review

Attachments: [PreAward Information](#)

- B. [23-0360](#) Approve the Application to the Assistance to Firefighters Grant in the Amount of \$1,272,727.27 for a Fire Rescue Mobile Command Unit and Authorize the City Manager or the Mayor, as Applicable Under the City Charter, to Execute all Funding Documents After Legal Review, Should the Grant be Awarded to the City.

Attachments: [Application](#)
[New Grant Memo to Commission](#)

- C. [23-0378](#) Approval of Agreement for Inspection With Whitewater West Industries, Ltd. to Perform an Inspection of the Aqualoop Slide Tower and Drop Slide at the North Port Aquatic Center, in the Amount of \$4,200.

Attachments: [Procurement Request Forms](#)
[Agreement](#)
[Florida Division of Corporations](#)

- D. [23-0468](#) Approve the Application to the State of Florida Department of Transportation Highway Safety Concept Paper Grant for Work Zone Enforcement in the Amount of \$100,000, and Authorize the City Manager or the Mayor, as Applicable Under the City Charter, to Execute all Funding Documents After Legal Review, Should the Grant be Awarded to the City

Attachments: [Grant Application](#)
[Memo to Commission](#)
[FY2024 Highway Safety Matrix](#)

- E. [23-0574](#) Approve the Contract Terms Acknowledgement Agreement Between Vigilant Solutions, LLC and the City of North Port.

Attachments: [Contract Terms Acknowledgement](#)
[Master Customer Agreement](#)

- F. [23-0575](#) Approve the Online Terms Acknowledgement between Motorola and the City of North Port for Watchguard Products.

Attachments: [Online Terms Acknowledgment](#)
[Master Customer Agreement](#)
[Notice to Proceed form](#)
[Purchase Order and Supporting Documents](#)
[Florida Division of Corporations](#)

- G. [23-0576](#) Approve Third Amendment to Contract No. 2022-26 - Water Pipeline Bridge Replacements - Haberland/Woodhaven/N. Toledo Blade for Change in Scope and Time Extension With Spectrum Underground, Inc., for an Additional Amount of \$81,222.50, for a Total Contract Price of \$787,866.35.

Attachments: [Amendment No. 3](#)
[Amendment Form](#)
[Amendment No. 2](#)
[Amendment No. 1](#)
[Contract](#)
[Florida Division of Corporations Document](#)

- H. [23-0577](#) Approve the Sole Source Purchase of Lift Station Pumps, Control Panels and Associated Components From Xylem Water Solutions USA, Inc., for a Total of \$370,133.00.

Attachments: [Procurement Form](#)
[Manufacturer Letter](#)
[Vendor Quote Pricing](#)
[Florida Division of Corporations Document](#)

- I. [23-0600](#) Approve the Organized Crime Drug Enforcement Task Forces (OCDETF) FY 2023 Agreement for the Use of the State & Local Overtime and Authorized Expense/Strategic Initiative Program for Reimbursement of Overtime Costs and Authorized Investigative Expenses Incurred on OCDETF Narcotics Related Investigations.

Attachments: [Overtime Agreement](#)

- J. [23-0537](#) Ratification of City Manager's Use of Emergency Authorization to Enter Into a Contract with Persons Services Corporation for Temporary Roof Work and Mitigation at 5845 Greenwood Ave, Under Purchase Order No. 049859 in an Amount Not to Exceed \$14,179.41.

Attachments: [Emergency Term Forms](#)
[Competitive Procurement Memorandum](#)
[Requisition](#)
[Purchase Order](#)
[Emergency Exigency Request](#)
[Persons Services Corporation Quote](#)
[N&D Restoration Quotes](#)
[Joe Taylor Restoration Quote](#)

- K. [23-0540](#) Ratification of City Manager's Use of Emergency Authorization to Enter into a Contract with N&D Restoration for Temporary Roof Work at 1867 Clarinet Avenue, Under Purchase Order No. 049858 in an Amount Not to Exceed \$900.00.

Attachments: [Emergency Term Forms](#)
[Competitive Procurement Memorandum](#)
[Requisition](#)
[Purchase Order](#)
[Emergency Exigency Request](#)
[N&D Restoration Quote](#)
[MHI Roofing Quote](#)
[Persons Services Corporation Quote](#)

- L. [23-0570](#) Authorize City Manager to Submit Sumter Boulevard/I-75 Interchange and New Police Headquarters Projects for Consideration Under the Fiscal Year 2024 Federal Community Projects Funding Request.

- M. [23-0559](#) Accept the Cash Receipts Summary Report for February 2023.

Attachments: [Cash Receipts Summary](#)

- N. [23-0604](#) Approval of Minutes for the February 28, 2023 Commission Regular Meeting, March 2, 2023 Commission Special Meeting, and March 2, 2023 Commission Regular Meeting

Attachments: [2-28-23 Regular Meeting Minutes](#)
[3-2-23 Special Meeting Minutes](#)
[3-2-23 Regular Meeting Minutes](#)

5. PROCLAMATIONS AND RECOGNITIONS

- A. [23-0469](#) Presentation of a Key to the City and Proclamation to Eugene Matthews

and his Family

Attachments: [Request](#)
 [Proclamation](#)

6. PRESENTATIONS: TIME LIMIT OF 15 MINUTES

- A. [23-0549](#) Presentation on the New Gene Matthews Boys & Girls Club, Presented by Bill Sadlo, CEO.

Attachments: [Schematic Design](#)
 [Renderings](#)

- B. [23-0648](#) Sarasota County Schools Presentation Regarding the Design of a New High School in Wellen Park

Attachments: [Presentation](#)

7. PUBLIC HEARINGS:

ORDINANCE - First Reading

- A. [ORD. NO. 2023-10](#) An Ordinance of the City of North Port, Florida, Repealing Criteria Relating to the Playful City USA Program from the Parks and Recreation Advisory Board Powers and Duties; Amending the Code of the City of North Port, Florida, Section 4-162, Regarding Powers and Duties of the North Port Parks and Recreational Advisory Board; Providing for Findings; Providing for Conflicts; Providing for Severability; Providing for Codification; and Providing an Effective Date.

Attachments: [Ordinance - First Reading](#)
 [Ordinance No. 2014-14](#)

- B. [ORD. NO. 2023-11](#) An Ordinance of the City of North Port, Florida, Relating to the Citizen Tax Oversight Committee; Repealing Resolution No. 97-R-14; Amending the Code of the City of North Port, Florida, Chapter 4 – Boards and Committees to Create Article V - Citizen Tax Oversight Committee; Providing for Findings; Providing for Conflicts; Providing for Severability; Providing for Codification; and Providing an Effective Date.

Attachments: [Ordinance - First Reading](#)
 [Commission Direction](#)

- C. [ORD. NO. 2023-16](#) An Ordinance of the City of North Port, Florida, Reducing and Eliminating Certain Fees Related to Warm Mineral Springs Park; Amending the Code of the City of North Port, Florida, Appendix A, Section G - Parks and Recreation Fees; Providing for Findings; Providing for Conflicts; Providing for Severability; Providing for Codification; and Providing an Effective Date.

Attachments: [Ordinance](#)
[2023-03-30 Regular Meeting Notes](#)
[2022-12-08 Special Meeting Minutes](#)
[Warm Mineral Springs Park Admission Sales FY22](#)

ORDINANCE - Third Reading:

- D. [ORD. NO. 2023-03](#) An Ordinance of the City of North Port, Adopting City Commission Policy No. 2023-01 Related to the Inventory, Disposal, and Acquisition of Real Property; Providing for Findings; Providing for Conflicts, Providing for Severability; and Providing an Effective Date

Attachments: [Ordinance - Third Reading](#)
[Commission Policy No. 2023-01 - Third Reading](#)
[City Manager Policy on Real Property 4-11-2023](#)
[Ordinance - Second Reading](#)
[Policy No. 2023-01 - Second Reading](#)
[City Manager Policy on Real Property](#)
[Draft Ordinance No. 2021-26](#)
[5-11-21 Minutes](#)
[12-5-19 Minutes](#)
[Ordinance - First Reading](#)
[Policy No. 2023-01 with line numbers](#)
[1-24-23 Minutes](#)

RESOLUTION:

- E. [RES. NO. 2023-R-10](#) A Resolution of the City Commission of the City of North Port, Florida, Amending City Commission Policy No. 2021-03 Related to the Rules of Order and Rules of Decorum for Boards; Providing for Incorporation of Recitals; Providing for Conflicts; Providing for Severability; and Providing an Effective Date.

Attachments: [Resolution](#)
[Policy](#)
[Commission Direction](#)

- F. [RES. NO. 2023-R-23](#) A Resolution of the City Commission of the City of North Port, Florida, Amending City Commission Policy No. 2021-04 Related to City Commission Minutes and Records; Providing for Incorporation of Recitals; Providing for Conflicts; Providing for Severability; and Providing an Effective Date.

Attachments: [Resolution](#)
[Amended Policy](#)
[Commission Direction](#)

- G. [RES. NO. 2023-R-27](#) A Resolution of the City Commission of the City of North Port, Florida, Amending City Commission Policy No. 2020-04 Related to the Procedures and Methods for Public Comment in City Commission Meetings and Workshops; Providing for Incorporation of Recitals; Providing for Conflicts; Providing for Severability; and Providing an Effective Date.

Attachments: [Resolution](#)
[Amended Policy](#)
[Policy](#)
[Commission Direction](#)

- H. [RES. NO. 2023-R-26](#) A Resolution of the City Commission of the City of North Port., Florida, Amending the Non-District Budget and Capital Improvement Budget for Fiscal Year 2022-2023 Relating to Hurricane Ian Utilities Purchases, Increase to Utilities Building Project U18UAB, Utilities Lift Station Project, an Additional Assistant City Attorney, a Mobile Lift System and Maintenance Costs for Fleet, Six John Deere Mowers for Road and Drainage, Cranberry and Toledo Blade Improvements Project R23CTI, I75 Interchange at Toledo Blade Project R22I75, I75 Interchange at Sumter Project R2275S, Price Widening Phase II Project R25PW2 and Yorkshire Raintree Interchange Project R23YRI in the Amount of \$16,210,747; Providing for Findings; Providing for Posting; Providing for Conflicts; Providing for Severability; and Providing an Effective Date.

Attachments: [Resolution](#)
[General Fund Balance](#)
[Related CIP Sheets](#)

8. GENERAL BUSINESS:

- A. [23-0471](#) Discussion and Possible Action Regarding the Lease Agreement Between the City of North Port and the Jockey Club of North Port Property Owners Association, Inc.

Attachments: [1981-06-01 Regular Meeting Minutes](#)
[Ordinance No. 81-96](#)
[Ordinance No. 80-82](#)
[1981-12-21 Workshop Meeting Minutes](#)
[2021-07-27 PRAB Letter to City Commission](#)
[2021-09-28 Regular Meeting Minutes](#)
[2022-02-17 Jockey Club Letter](#)
[2022-02-18 Jockey Club Letter](#)
[Attachments A through E to 2022-02-18 Jockey Club Letter](#)
[2023-01-16 Jockey Club Letter](#)
[Lease Agreement](#)
[CIP #P26DOG Dog Park East of Toledo Blade Boulevard](#)

- B. [23-0670](#) Discussion and Possible Action Regarding the Warm Mineral Springs Park Experience Vintage Florida Welcome Back Celebration From April 12, 2023, Through April 25, 2023.
- C. [23-0561](#) Discussion and Possible Direction Initiating a New Project: Activity Center 3 (Gateway) Master Plan.
- D. [23-0653](#) Discussion and Possible Action Regarding Possible Topics for Joint Meeting with Sarasota County Commission on May 18, 2023.
- E. [23-0599](#) Discussion and Possible Action Regarding the Termination of the Agreement Between the Kiwanis Club of North Port, Inc., and the City of North Port, Florida, Regarding Children's Community Clothing Closet and the Approval of the Tenant Lease Agreement Between the City of North Port and Kiwanis Club of North Port, Inc. for \$1.00 per Month for Space at the Al Goll Ancillary Building for Kiwanis Club Outreach Efforts.

Attachments: [Termination Letter](#)
[Current Executed Agreement with Kiwanis Club of North Port, Inc.](#)
[Tenant Lease Agreement with Kiwanis Club of North Port, Inc.](#)

9. PUBLIC COMMENT:

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10. COMMISSION COMMUNICATIONS:

- A. [23-0397](#) Mayor Langdon's Communications
- B. [23-0398](#) Vice Mayor White's Communications
- C. [23-0399](#) Commissioner Emrich's Communications

- D. [23-0400](#) Commissioner McDowell's Communications
- E. [23-0401](#) Commissioner Stokes' Communications

11. ADMINISTRATIVE AND LEGAL REPORTS:

12. 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.