



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, June 28, 2022

6:00 PM

City Commission Chambers

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. [22-2917](#) Approve the Release and Indemnification Agreement Regarding Use of the Sheriff's Facilities and/or Equipment between the City of North Port and the Sheriff of Hillsborough County.

Attachments: [Agreement](#)

- B. [22-2509](#) Award RFB No. 2022-16 for Janitorial Services to Emerald Facility Management, LLC., dba Emerald Facility Services, in the Amount of \$179,460.00 For the Initial Term from the Date of Award Through and Including June 21, 2024, with an Option to Renew for Two Additional One-year Terms with 5% Compounded Increases for Second and Third Year Plus Any Additional Services on an "as-Required" Basis per the Terms and Conditions in the Solicitation and Authorize the City Manager to Approve Renewals in Accordance with the Terms and Conditions in the Solicitation

Attachments: [Notice of Intent to Award](#)
[Award Recommendation Memo](#)
[Bid Tabulation](#)
[Bid Submittal](#)
[RFB Janitorial Services](#)
[Due Diligence Review](#)
[Unofficial Bid Tabulation](#)
[Florida Division of Corporations Documents](#)

- C. [22-3002](#) Approve Construction Contract No. 2022-18 - Toledo Blade Boulevard Utility Extensions With DBE Management LLC dba DBE Utility Services in the Amount of \$2,030,075.00, With a Contingency of \$304,511.00, for a Total Amount of \$2,334,586.00.

Attachments: [Contract](#)
[Notice of Intent to Award](#)
[Award Recommendation Memo](#)
[Bid Tabulation](#)
[Bid Submittal](#)
[Bid Document with Addendum](#)
[Florida Division of Corporations Documents](#)

- D. [22-2954](#) Approve the Third Amendment to the City of North Port, Florida and North Port Health Investors, LLC Water and Wastewater System Developer's Agreement.

Attachments: [Amendment 3 to Agreement](#)
[Amendment 2 to Agreement](#)
[Amendment 1 to Agreement](#)
[Agreement](#)

- E. [22-2957](#) Approve the Disposition of Surplus Assets in an Appropriate Fashion Pursuant to Chapter 2 Administration, Article VIII Procurement, Section 2-419, Disposition of City Assets and Property (d), (1) of the Code of the City of North Port, Florida.

Attachments: [Asset Disposition and Recommended Method](#)
[Property Disposal Form](#)

- F. [22-2979](#) Approve the Memorandum of Understanding (MOU) Between Bob Gualtieri, as Sheriff of Pinellas County, and the City of North Port Regarding Florida's Facial Recognition Network, Which Provides the North Port Police Department Access to Florida's Facial Recognition Network (FR-Net), Hosted by the Pinellas County Sheriff's Office.

Attachments: [Memorandum of Understanding](#)
[North Port Police Department Policy](#)

- G. [22-2986](#) Approve Amendment No. 1 to Construction Contract No. 2021-47 - Myakkahatchee Creek Water Treatment Plant (MCWTP) Structural Rehabilitation Project - Phase 2 with Innovative Masonry Restoration, LLC, for an Additional Amount of \$37,125.00, for a Total Contract Price of \$1,231,432.00.

Attachments: [Amendment 1 to Contract](#)
[Contract](#)
[Florida Division of Corporations Documents](#)

- H. [22-2994](#) Approve the Award of the Myakkahatchee Creek Greenway Disc Golf Course Development Project to Jon F. Swift Construction in the Amount of \$149,912.00.

Attachments: [Negotiated Scope and Fees](#)
[CM - Recommendation to Negotiate Memo 2022-03](#)
[RLI No. 2022-03 Cancellation Notice](#)
[NOI to REJECT FQ No. 2021-19](#)
[Florida Division of Corporations](#)

- I. [22-3101](#) Approve the Municipal Election Agreement Between the City of North Port and the Sarasota County Supervisor of Elections for the August 23, 2022, City of North Port Primary Election and the November 8, 2022, City of North Port General Election

Attachments: [Agreement](#)

- J. [22-3109](#) Approval for Commissioner McDowell to Serve on the Florida League of Cities 2023 Advocacy Committee.

Attachments: [Email](#)

- K. [22-2969](#) Approval of Carl Goodrich as a Regular Member on the Environmental Advisory Board to Serve a Two-Year Term From June 28, 2022, to June 28, 2024.

Attachments: [Florida Statutes 112.3143\(6\)](#)
[Application and Backup](#)
[Attendance Spreadsheet 2020](#)
[Attendance Spreadsheet 2021](#)

4. PRESENTATIONS: TIME LIMIT OF 15 MINUTES

- A. [22-3125](#) Sarasota County Commissioner Ron Cutsinger Update to North Port City Commission.

5. GENERAL BUSINESS:

- A. [22-3086](#) Discussion and Possible Action Regarding the Interlocal Agreement Providing for the Administration of a Joint County/Municipality Economic Development Program.

Attachments: [Interlocal Agreement](#)
[2020 Interlocal Agreement](#)
[Legislative Text Summary and Notes](#)
[Background History](#)
[2005 Interlocal Agreement](#)
[EDCSC FY2023 Agreement with Sarasota County with Exhibits](#)
[EDC Sarasota County City of North Port](#)
[Presentation](#)

6. PUBLIC HEARINGS:**RESOLUTION:**

- A. [RES. NO. 2022-R-37](#) A Resolution of the City of North Port, Florida, Approving the Expenditure of \$10,000 of Forfeiture Funds to the Florida FBI National Academy Associates, inc., for its Re-Trainer Conference to Provide Training for Attending Members; Providing for Incorporation of Recitals; Providing for Conflicts; Providing for Severability; and Providing an Effective Date.

Attachments: [Resolution](#)
[Donation Letter](#)

RESOLUTION: Second Reading

- B. [RES. NO. 2022-R-31](#) A Resolution of the City of North Port, Florida, Amending the Non-District Budget and Capital Improvement Budget for Fiscal Year 2021-22 for Myakkahatchee Creek Greenway Trail Project P10MCG in the Amount of \$319,400 and for the First Floor Lobby Piece of Art in the Amount of \$1,750; Providing for Findings; Providing for Conflicts; Providing for Severability; and Providing an Effective Date.

Attachments: [Resolution - Second Reading](#)
[Resolution - First Reading](#)
[Resolution - Strike Thru Version](#)
[CIP Detail Sheet](#)
[Legal Request](#)

7. GENERAL BUSINESS: Continued

- A. [22-2953](#) Discussion and Possible Action Regarding the Approval of the Award of Request for Bid (RFB) No. 2022-23 for Construction of the Myakkahatchee Creek Greenway Trail to Gale Construction Company of Illinois for the Amount of \$1,908,812.07 and Contingency in the Amount of \$133,000 for the Total Amount of \$2,014,812.07.

Attachments: [Contract](#)
[Notice of Intent to Award](#)
[Award Recommendation](#)
[Comparison Bid Tabulation](#)
[Bid Submittal](#)
[Bid Document with Addenda](#)
[Florida Division of Corporations Documents](#)

- B. [22-2977](#) Discussion and Possible Action Regarding the Approval of the May 24, 2022 Commission Regular Meeting Minutes

Attachments: [Draft Minutes](#)
[Amended Draft Minutes](#)
[Correspondence](#)

- C. [22-2918](#) Discussion and Possible Action Regarding the Selection of a Name for the New Veterans Memorial Park and Consideration of the Proposed Park Concept Plan.

Attachments: [Resolution](#)
[2-23-2022 Veterans Park Advisory Minutes](#)
[2-1-2022 Commission Minutes](#)
[Concepts](#)

- D. [22-2935](#) Discussion and Possible Action Regarding the Display of the Roseate Spoonbill Sculpture in City Hall.

Attachments: [Display Options](#)
[Public Works Cost Estimate](#)
[04-26-22 Commission Minutes](#)
[03-02-21 Commission Minutes](#)
[04-23-19 Commission Minutes](#)
[02-08-22 Art Board Minutes](#)
[07-20-21 Art Board Minutes](#)

- E. [22-2992](#) Discussion and Possible Action Regarding Florida League of Cities Legislative Policy Committee Appointments.

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.)

9. COMMISSION COMMUNICATIONS:

- A. [22-2496](#) Mayor Emrich's Report
- B. [22-2497](#) Vice Mayor Langdon's Report

Attachments: [Housing Summit Summary](#)

- C. [22-2498](#) Commission Luke's Report

Attachments: [Communications](#)

- D. [22-2499](#) Commissioner McDowell's Report

- E. [22-2500](#) Commissioner White's Report

10. ADMINISTRATIVE AND LEGAL REPORTS:

- A. [22-2966](#) City Manager Report
- Attachments: [Report](#)
- B. [22-3107](#) City Attorney Report
- Attachments: [Commission Directives to the City Attorney](#)
 [Matter List Redacted](#)
- C. [22-3110](#) City Clerk Report
- Attachments: [Commission Update](#)
 [Public Records Request FY Log](#)
 [Closed FY Records Chart](#)
 [Open Status FY Records Chart](#)

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 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.