



# 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*

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Tuesday, June 13, 2023

10:00 AM

City Commission Chambers

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**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](http://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. [23-0440](#) 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. [23-0750](#) Approve the Application to the U.S. Department of Justice Community Oriented Policing Services (COPS) Hiring Program Grant for the Hiring of Ten (10) New Sworn Police Officers in the Amount of \$1,250,000, and Authorizing 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](#)

- B. [23-0752](#) Approve the Interlocal Agreement Regarding Distribution Formula for Allocation of Revenue From Local Option Fuel Tax Levied Pursuant to Section 336.025(1)(a), Florida Statutes, Among Sarasota County and Municipalities Within Sarasota County for the 6 Cent Local Option Gas Tax.

**Attachments:** [Interlocal Agreement](#)

- C. [23-0753](#) Approve the Interlocal Agreement Regarding Distribution Formula for Allocation of Revenue From Local Option Fuel Tax Levied Pursuant to Section 336.025(1)(b), Florida Statutes, Among Sarasota County and Municipalities Within Sarasota County for the 5 Cent Local Option Gas Tax.

**Attachments:** [Interlocal Agreement](#)

- D. [23-0756](#) Approve Amendment No. 4 to Construction Contract No. 2022-26 – Water Pipeline Bridge Replacements- Haberland/Woodhaven/N. Toledo Blade with Spectrum Underground, Inc., for an Additional Amount of \$33,335.00, for a Total Contract Price of \$821,211.35.

**Attachments:**      [Fourth Amendment](#)  
[Amendment Form](#)  
[Third Amendment](#)  
[Second Amendment](#)  
[First Amendment](#)  
[Contract No. 2022-26](#)  
[Florida Division of Corporations Document](#)

- E.      [23-0765](#)      Approve Disposition of Surplus Fleet 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 Method of Disposal](#)  
[Property Disposal Forms](#)  
[Mechanics Inspection Forms](#)  
[FY23-FY24 Replacement Score Sheet](#)  
[Vehicle Repair History Reports](#)

- F.      [23-0826](#)      Approve Template for a Connection Payment Agreement Relating to Utility Line Extension Charges, Ratify Connection Payment Agreements Entered with Customers Using the Prior Template Beginning on September 22, 2014, through June 12, 2023, and Authorize the City Manager or Designee to Sign Future Agreements Using the Approved Template.

**Attachments:**      [2023 Connection Payment Agreement Template](#)  
[2014 Connection Payment Agreement Template](#)

- G.      [23-0854](#)      Approve the ProPhoenix MunicIPAY Interface Agreement Authorizing ProPhoenix to Install, Configure and Implement the MunicIPAY Interface Software Module Enabling the Acceptance of Customer Payments through the North Port Police Department Citizens Services Portal.

**Attachments:**      [Agreement](#)  
[Sole Source Form](#)  
[License & Support Agreement](#)  
[Florida Division of Corporations Document](#)

- H.      [23-0867](#)      Accept the Cash Receipts Summary Report for April 2023.

**Attachments:**      [Cash Receipts Summary](#)

- I.      [23-0870](#)      Approve the Memorandum of Agreement Between the Florida Department of Corrections and the City of North Port, Florida with Regard to the Administration of Criminal Justice and Reentry Services in Sarasota County, Florida.

**Attachments:**     [Memorandum of Understanding](#)  
[2018 Memorandum of Understanding](#)

- J.     [23-0873](#)     Approve the Award of Funds From the Special Event Assistance Program to North Port Young Professionals in Support of the Back to School Bash to be Held July 29, 2023, in an Amount up to, and Not to Exceed, \$1,000 to Cover the Costs of City Fees and Resources.

**Attachments:**     [Application for Assistance](#)  
[Fee Overview](#)  
[Community Assistance Account Overview](#)  
[Resolution 2018-R-17](#)

- K.     [23-0895](#)     Approval of Minutes for the April 25, 2023 Commission Regular Meeting, May 4, 2023 Commission Regular Meeting, and May 9, 2023 Commission Regular Meeting

**Attachments:**     [4-25-23 Minutes](#)  
[5-4-23 Minutes](#)  
[5-9-23 Minutes](#)

- L.     [23-0907](#)     Approve the Comcast Business Service Order Agreement and General Terms and Conditions Between Comcast Business and the City of North Port for the Internet Upgrade Service for the Term of 36 Months in the Amount not to Exceed \$7,016.40.

**Attachments:**     [General Terms and Conditions](#)  
[Acceptable Use Policy](#)  
[Privacy Policy](#)  
[Competitive Exemptions Form](#)  
[Florida Division of Corporations Document](#)

- M.     [23-0920](#)     Approve the Appointment of Joan Morgan as an Alternate Member of the Parks and Recreation Advisory Board, to Serve a Term from June 13, 2023, to June 13, 2026.

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

## **5. PUBLIC HEARINGS:**

### **Petition:**

- A.     [CC](#)  
[PLF-23-037](#)     Consideration of Petition No. PLF-23-037, Solstice Phase 2 Replat (QUASI-JUDICIAL).

**Attachments:**     [Plat, Solstice Phase 2 Replat](#)  
[Staff Report with Exhibits](#)  
[PZAB Action Report 6-1-23](#)

**Ordinance - Second Reading:**

- B. [ORD. NO. 2023-13](#) An Ordinance of the City of North Port, Florida, Amending the Unified Land Development Code, Chapter 53, Article XVIII. - V Village Section 53-213.A; Adopting and Incorporating the Toledo Village Index Map for ±2,086 Acre Area Generally Located East of Toledo Blade Boulevard and North of Interstate 75; Providing for Findings; Providing for Conflicts; Providing for Severability; Providing for Codification; and Providing an Effective Date. (QUASI-JUDICIAL).

**Attachments:** [Ordinance - Second Reading](#)  
[Updated Index Map 4-25-2023](#)  
[Updated - Staff Report with Exhibits](#)  
[Revised - Ordinance No. 2023-13](#)  
[Ordinance](#)  
[Staff Report with Exhibits](#)  
[Index Map](#)  
[Boone Presentation](#)  
[Staff Presentation](#)  
[05-04-23 PZAB Action Report](#)  
[Exparte](#)

- C. [ORD. NO. 2023-12](#) An Ordinance of the City of North Port, Florida, Amending the Unified Land Development Code, Chapter 53, Article XVIII. - V Village, Section 53-213.B; Adopting and Incorporating the Toledo Village Village District Pattern Book for a ±2,086 Acre Area Generally Located East of Toledo Blade Boulevard and North of Interstate 75; Providing for Findings; Providing for Conflicts; Providing for Severability; Providing for Codification; and Providing for Effective Date. (QUASI-JUDICIAL).

**Attachments:** [Ordinance - Second Reading](#)  
[Updated Toledo Village VDPB 4-25-2023](#)  
[Ordinance - First Reading](#)  
[Proposed Toledo Village Pattern Book](#)  
[Staff Report with Exhibits](#)  
[Boone Presentation](#)  
[Staff Presentation](#)  
[05-04-23 PZAB Action Report](#)  
[Exparte](#)  
[Toledo Village Pattern Book Presentation](#)

**Ordinance - First Reading:**

- D. [ORD. NO. 2023-17](#) An Ordinance of the City of North Port, Florida; Amending the Code of the City of North Port, Florida Section 4-3(e)(2) Providing for Six (6) Absences for Planning and Zoning Advisory Board Members; Providing for Findings; Providing for Conflicts; Providing for Severability; Providing for Codification; and Providing an Effective Date.

**Attachments:** [Ordinance](#)  
[March 14, 2023 Commission Meeting Minutes](#)  
[PZAB Action Report](#)  
[April 6, 2023 PZAB Minutes](#)

**Resolution:**

- E. [RES. NO. 2023-R-39](#) A Resolution of the City Commission of the City of North Port, Florida, Accepting an Exclusive Permanent Access and Lift Station Replacement Easement on ±0.0577 Acres in Section 32, Township 39 South, Range 20 East of Sarasota County, Florida Official Records, on Property Bearing Sarasota County Property ID No. 0784091000; Terminating and Releasing Non-Exclusive Lift Station Easement in Section 32, Township 39 South, Range 19 East and Further Described in Instrument No. 2007158246 in the Official Records of Sarasota County; Terminating and Releasing Ingress and Egress Easement in Section 32, Township 39 South, Range 19 East and Further Described in Instrument No. 2007158251 in the Official Records of Sarasota County; Providing for Incorporation of Recitals; Providing for Termination and Release of Easements; Providing for Agreements Accepting Easement; Providing for Recording; Providing for Conflicts; Providing for Severability; and Providing an Effective Date.

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

- F. [RES. NO. 2023-R-43](#) A Resolution of the City Commission of the City of North Port, Florida, Approving the Termination and Conveyance of Easement Agreement for Utility and Drainage Easements Located on Lots 1, 2, 3, and 4 of Block 349, of the 3rd Addition to Port Charlotte Subdivision, as Recorded in Plat Book 11, Pages 31, 31a-31d of Sarasota County Florida Official Records; Providing for Incorporation of Recitals; Providing for Approving Agreement; Providing for Recording; Providing for Conflicts; Providing for Severability; and Providing an Effective Date.

**Attachments:** [Resolution with Exhibits](#)

- G. [RES. NO. 2023-R-42](#) 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 for Utilities Costs Due to Hurricane Ian, An Autocar for Solid Waste, Four Full-Time Equivalents (FTEs) and Associated Costs for the New Natural Resources Division, Temporary Space for the Parks Maintenance Division, Land and Design for a Police Headquarters, and Construction, Engineering and Inspection (CEI) Services for Price

Widening Phase 1 in the Amount of \$5,347,140; Providing for Findings; Providing for Posting; Providing for Conflicts: Providing for Severability; and Providing an Effective Date.

**Attachments:**     [Resolution](#)  
                          [Fund Balance Report \(001\)](#)  
                          [CIP Sheet PD21PE](#)  
                          [CIP Sheet R15PW1](#)

- H.     [RES. NO. 2023-R-25](#)     A Resolution of the Commission of the City of North Port, Florida, Establishing the North Port Non-Profits United (NP2) Advisory Committee to Make Recommendations to the City Manager of Those Applicants Under the North Port Non-Profits United Program that Qualify to Receive a Mission Support Item; Providing for Incorporation of Recitals; Providing for Conflicts; Providing for Severability; and Providing an Effective Date.

**Attachments:**     [Resolution](#)

## **6. GENERAL BUSINESS:**

- A.     [23-0856](#)     Discussion and Possible Action Regarding a Possible Transfer in the Amount of \$3,000 From Commission Contingency to the Community Assistance/Special Event Assistance Program to Support Fee Assistance Requests Through Fiscal Year 2023.

**Attachments:**     [Request for Budget Transfer Form](#)  
                          [Community Assistance Account Overview](#)  
                          [Resolution 2018-R-17](#)

- B.     [23-0866](#)     Discussion and Possible Direction Regarding the Prohibition of Smoking in Public Parks and Recreation Areas.

**Attachments:**     [HB No. 105](#)  
                          [City Code Section 46-1](#)  
                          [Ordinance No. 2019-38](#)  
                          [City Code Section 50-6](#)  
                          [9-13-22 Minutes](#)

- C.     [23-0896](#)     Discussion and Possible Action Regarding Approval of the May 1, 2023 Commission Workshop Meeting Minutes

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

- D.     [23-0916](#)     Discussion and Possible Action Regarding Sending a Letter to Sarasota County Requesting Support of Identified Items From the May 18, 2023, Joint Meeting Between Sarasota County Board of Commissioners and the City of North Port Including On Demand Needs, Cost of North Port Aquatic

Center Lifeguards, Establishing a Mosquito Management Services Task Force, and Letter of Support for the I-75 Interchange

Attachments:     [Letter of Support 2018](#)

## **7. 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.)

## **8. COMMISSION COMMUNICATIONS:**

- A.     [23-0421](#)       Commissioner Stokes' Communications
- B.     [23-0420](#)       Commissioner McDowell's Communications
- C.     [23-0419](#)       Commissioner Emrich's Communications
- D.     [23-0418](#)       Vice Mayor White's Communications
- E.     [23-0417](#)       Mayor Langdon's 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.