# **Commission Directives to the City Attorney**

Generated: 08 Aug 2023



497 Ord 2023- - Camping Regulations - Out Door Lodging

Status: Completed Michael Golen Manager: Size: Extra Large Priority: High

Description: On Feb 23, 2021 the Commission directed staff to work with Commissioner McDowell to review camping regulations and parking regulations related to sleeping in vehicles. On Jan 4, 2022, the CAO received a draft ordinance for legal review

Last Status update: 30 Jun 2023 Case Study Presentation on Unsheltered Homelessness saved to file to help guide on this issue. Martin v. City of Boise - A municipality cannot criminalize behavior consistent with the 8th Amendment when no sleeping space is practically available in any shelter. As such, the city can't prosecute people for sleeping outside on public property when those people have no home/shelter (Martin, 920 F.3d 603)

Date received: 23 Feb 2021

Date required: 14 Jul 2023

### **Research - Criteria for Noticing a Public Meeting** 1037

Status: Completed Amber Slayton Manager: Size: Medium Priority: High

**Description:** In the May 24, 2022 regular meeting - City Commission did not take a consensus or motion, but the mayor and commissioners indicated in discussion that they would like the legal criteria for when a public meeting is required and further requested that it be delivered after the August break At the Oct 26, 2022 meeting, the City Attorney inquired as to whether the Commission still needed this written memo, as she had discussed the content ....

Last Status update: 25 Jan 2023 SW note on 6/29/22 was mistakenly added to this matter. It does not relate to this matter

Date received: 24 May 2022

Date required: 01 Mar 2023

### 1210 Commission Training 2022-23

Status: Manager: Size:

Completed Amber Slayton

Small High Priority:

**Description:** 

Last Status update: 17 Feb 2023 Training material has been updated on the City Clerk's SharePoint page.

Date received:

01 Oct 2022

Date required: 16 Dec 2022

#### 1286 Ord 2023- - Charter Referendum 2024 - Bonds

Status: Manager: In Progress Amber Slayton

Size: Large Priority: High

Description: At the November 8, 2022 meeting, the City Commission voted to begin the process of ordering a charter referendum for the general election in 2024 to amend Section 1.02(b) of the City Charter. While the motion was general, discussion addressed potential limitations as to amount, frequency, or only in emergency conditions. Considerations included the CIty's limited options to finance an emergency, such as Hurricane Ian.

Last Status update: 05 Jun 2023 Meeting w/ ALS, scheduling meeting w/ ALS, Steve Miller to discuss suggested language. Steve out of office until June 12

Date received:

08 Nov 2022

Date required:

01 Sep 2023



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### 1319 Contract - Termination of Warm Mineral Springs Management Agreement - Resolution of Outstanding Invoices

Status: Manager: Size:

Priority:

Completed Amber Slayton Large

Critical

Description: On September 27, 2022, the City closed WMS park due to Hurricane Ian. The park has stayed closed while the City is working to make it safe for reopening. At December 8, 2022 Commission meeting, Commission voted 4-1 to provide notice to terminate this contract. After City issued notice of termination effection March 9, 2023, vendor requested payment for services as of the date the park was closed. The City began paying for management servic...

Last Status update: 10 Mar 2023 Sandy K in Risk confirmed that Risk does not need to be involved in the resolution of this matter

Date received: 08 Dec 2022

Date required: 01 May 2023

#### 1324 **Research - Commission Authority to Rename Private Streets**

Status: Manager: Size:

Priority:

In Progress Amber Slayton Medium Medium

**Description:** At the 12/13/22 meeting, the Commission took a consensus to have the City Attorney's Office research what authority/limitations the Commission has to rename private roads

Last Status update: 03 May 2023 Deadline extended to provide time for additional research

Date received: 13 Dec 2022

Date required: 09 Aug 2023

### Res 2023-R-24 - Opposing Mosaic Mining Operations in DeSoto County 1440

Status: Manager:

Size:

Priority:

Completed Small

Michael Golen High

Description: At the 2/28/2023 meeting, the Commission considered item no. 23-0362 and voted unanimously: A motion was made by Commissioner McDowell, seconded by Commissioner Stokes, to direct the City Manager and City Attorney to prepare a resolution, using Charlotte Counties approved resolution as a guide, to oppose the Mosiac mining operations in Desoto County due to its impacts on North Port water supply. The motion carried on the follow...

Last Status update: 02 Mar 2023 MG - When resolution is complete, pls deliver it to Anna Duffey. She will handle it from that point and will enter it into Legistar and draft the staff summary for the Commission meeting.

Date received: 01 Mar 2023

Date required: 14 Mar 2023

## 1646 Ord 2023- - Smoking Ban in Public Parks

Status:

Size:

In Progress Manager: Amber Slayton Medium Priority: High

Description: On July 11, 2023, Commission voted 4-1 to Direct CA to draft ordinance prohibiting smoking of cigarettes and vaping in city parks and including a reference to designated smoking areas and direct staff to report back on their input regarding the cost of designated smoking areas and enforcement considerations. Effective July 1, 2022, HB 105 amended FS 386,209, allowing City to prohibit certain smoking. Key language: "...counties and...

Last Status update: 07 Aug 2023 Based on Parks' feedback, schedule has been updated: First reading - November 7 (October 17 Finance deadline); Second reading – November 28 (November 7 Finance deadline)

Date received: 11 Jul 2023

Date required: 28 Nov 2023