



# City of North Port

4970 CITY HALL BLVD  
NORTH PORT, FL 34286

## Meeting Agenda

### City Commission Regular Meeting

#### *CITY COMMISSIONERS*

*Alice White, Mayor*

*Phil Stokes, Vice Mayor*

*Pete Emrich, Commissioner*

*Barbara Langdon, Commissioner*

*Debbie McDowell, Commissioner*

#### *APPOINTED OFFICIALS*

*Jerome Fletcher, City Manager*

*Amber L. Slayton, City Attorney*

*Heather Faust, City Clerk*

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Tuesday, February 13, 2024

10:00 AM

City Commission Chambers

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### **Amended to remove Item No. 24-0165 & Update Ord. 2024-03**

**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. [24-0205](#) Announcement of Current Advisory Board and Committee Vacancies

**Attachments:** [Vacancy List](#)

**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. [24-0009](#) Approve the Drone Replacement Program Financial Assistance Agreement Between Florida Department of Law Enforcement (FDLE) and City of North Port, and Authorize the City Manager or the Mayor, as Applicable Under the City Charter, to Execute Any Additional Funding Documents After Legal Review, Should the Grant be Awarded to the City.

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

- B. [24-0036](#) Approve Amendment #1 to Work Assignment No. 2022-03 With WSP USA Environmental & Infrastructure, Inc. to Complete a Geotechnical Survey at the Myakkahatchee Creek Environmental Park for an Additional \$11,094.00 for a Total Work Assignment Price of \$106,738.20.

**Attachments:** [Amendment #1 to Work Assignment](#)  
[Work Assignment 2022-03](#)  
[Continuing Contract 2019-23-13 with renewal](#)  
[Florida Division of Corporations Document](#)

- C. [24-0038](#) Approve the Acceptance of The Harry Shapiro Charitable Foundation Grant in the Amount of \$25,000 for Items Purchased at the Discretion of the Chief of Police and Authorize the City Manager or the Mayor, as Applicable Under the City Charter, to Execute all Funding Documents After Legal Review.

**Attachments:** [Grant Application](#)

- D. [24-0049](#) Approve the United States Department of Agriculture Natural Resources Conservation Service Grant Agreement in the Amount of \$1,794,049.98 for

Myakkahatchee Creek Maintenance and Debris Removal and Authorize the City Manager or the Mayor, as Applicable Under the City Charter, to Execute all Funding Documents After Legal Review.

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

- E. [24-0148](#) Accept the Cash Receipts Summary Report for December 2023.

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

- F. [24-0159](#) Approve the Heat Custom Vehicle Upfitting Agreement between Heat Custom Orlando Corporation and the City of North Port, Florida on Behalf of the North Port Police Department, that will Accompany an Approved Purchase in the Amount of \$35,082.88, for Upfitting a City Van into a Community Outreach Vehicle.

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

[Purchase Order](#)

[Florida Division of Corporations Document](#)

- G. [24-0160](#) 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) of the Code of the City of North Port, Florida.

**Attachments:** [Asset Disposition and Recommended Method of Disposal January 2024](#)

[City of North Port Disposal Forms](#)

- H. [24-0162](#) Approve the January 9, 2024 Commission Regular Meeting Minutes and the January 19, 2024 Commission Joint Convocation of Government Meeting Minutes.

**Attachments:** [1-9-24 Minutes](#)

[1-19-24 Minutes](#)

- I. [24-0168](#) Approve a Water Quality Service Agreement With Commercial Energy Specialists, LLC (CES) for the Installation and Upgrade of the Pulsar® Chemical Feed System in an Amount Not to Exceed \$1,445.

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

- J. [24-0275](#) Approve Termination of the Warm Mineral Springs Park Site Access Agreement Between the City of North Port, Florida, and WMS Development Group, LLC.

**Attachments:**      [Agreement](#)  
[Commission Meeting Minutes Nov 22, 2022](#)  
[Commission Meeting Minutes July 25, 2023](#)  
[Commission Meeting Minutes Oct 24, 2023](#)  
[Negotiation Team's Recommendation](#)  
[City Manager Memo to Negotiation Team](#)  
[Florida Statutes Section 255.065](#)  
[City Code Sec 2-420](#)

## **5. PUBLIC HEARINGS:**

### **Petitions:**

- A.      [CC](#)                      Consideration of Petition PLF-23-158, Manasota Beach Road Extension, Plat No. 1. (QUASI-JUDICIAL)

**Attachments:**      [Revised Staff Report w/ Exhibits](#)  
[Staff Report w/Exhibits](#)  
[Manasota Beach Road Extension Plat](#)  
[PZAB Action Report 1-18-2024](#)

### **Resolutions:**

- B.      [RES. NO.](#)                      A Resolution of the City Commission of the City of North Port, Florida, Partially Terminating Grants of Easements in Sections 28, 29, 32, and 33, Township 39 South, Range 21 East Located in Sarasota County Florida; Providing for Incorporation of Recitals; Providing for Partial Termination and Release of Easements; Providing for Recording; Providing for Conflicts; Providing for Severability; and Providing an Effective Date

**Attachments:**      [Resolution](#)

### **Ordinances:**

- C.      [ORD. NO.](#)                      An Ordinance of the City of North Port, Florida, Annexing ± 6.89 Acres of Real Property Located in the Unincorporated Area of Sarasota County, Florida and Contiguous to the Existing City Limits of the City of North Port, Florida; Redefining the Boundary Lines of the City of North Port to Include this Property; Providing for Findings; Providing for Annexation; Amending the Official Zoning Map; Providing for Assessment and Taxation; Providing for Filing of Documents; Providing for Conflicts; Providing for Severability; and Providing an Effective Date.

**Attachments:**      [Ordinance - First Reading](#)  
[Staff Report](#)  
[Property Survey](#)  
[Letter to Sarasota County](#)  
[Legal Ad](#)  
[Notice of Representation](#)

- D.      [ORD. NO. 2024-01](#)      An Ordinance of The City of North Port, Florida, Adopting Certain Standards of the International Property Maintenance Code Related to the Exterior Maintenance of Non-Residential Properties, Buildings, and Structures; Amending the Code of The City of North Port, Florida, Chapter 42, Article V, Sections 42-84 Through 42-86; Providing for Findings; Providing for Conflicts; Providing for Severability; Providing for Codification; and Providing an Effective Date.

**Attachments:**      [Ordinance](#)  
[2021 International Property Maintenance Code - Chapter 3](#)

## **6. GENERAL BUSINESS:**

- A.      [24-0173](#)      Discussion Regarding the Reallocation of Coronavirus State and Local Recovery Funds in the Amount of \$2,000,000 From the Fire Station 81 Remodel Project to the Road Rehabilitation Project.

**Attachments:**      [Memo to Commission](#)

- B.      [24-0180](#)      Discussion and Possible Action Regarding the First Amendment to the City Clerk's Employment Agreement

**Attachments:**      [First Amendment to City Clerk Employment Agreement](#)  
[City Clerk Employment Agreement](#)

- C.      [24-0188](#)      Discussion and Possible Action Regarding Approval of the January 23, 2024 Commission Regular Meeting Minutes.

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

## **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.      [24-0235](#)      Commissioner Langdon's Communications

- B. [24-0252](#) Commissioner McDowell's Communications
- C. [24-0271](#) Vice Mayor Stokes' Communications
- D. [24-0284](#) Commissioner Emrich's Communications
- E. [24-0303](#) Mayor White'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.