



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, December 13, 2022

10:00 AM

City Commission Chambers

Amended to Add Item No. 22-3872 & Updated Attachment on Item No. 22-3791

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. [22-3786](#) 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. [22-3334](#) 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 Recommended Method of Disposal](#)
[Property Disposal Forms](#)
[Vehicle Inspection Forms](#)
[FY22 Fleet Equipment & Vehicle Replacement-Disposal Score Sheet](#)
[Vehicle Repair History Reports](#)

- B. [22-3664](#) Approve Change Order No. 1 to DEP Agreement No. 22PLN95, Update to Existing Vulnerability Assessment and Critical Asset Inventory Between the City of North Port and the Florida Department of Environmental Protection.

Attachments: [Vulnerability Assessment and Adaptation Plan](#)
[Change Order No. 1](#)

- C. [22-3696](#) Approve Contract Number NPPO0001, a Five (5) Year Licensing Agreement Between TeamDynamix and the City of North Port for Information Technology Service Desk Software, Maintenance, and Implementation in the Amount of \$48,218.51 and Authorize the City Manager to Approve Future Renewals with the Same Terms and Conditions.

Attachments: [Contract](#)
[Procurement Request Form](#)

- D. [22-3697](#) Authorize the Mayor to Sign the .gov Domain Registration Request Letter for the Economic Development Division Website

Attachments: [Letter](#)

- E. [22-3704](#) Approve the Application to the State and Local Cybersecurity Grant Program in the Amount of \$81,000 for Managed SIEM Tool Implementation 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](#)

- F. [22-3725](#) Approve Peter L. Bartolotta to Serve a Second Term as a Regular Member on the Charter Review Advisory Board from December 13, 2022, to December 13, 2024

Attachments: [Application and Backup](#)

- G. [22-3746](#) Approve Quotation #Q-461420 for a Three (3) Year Renewal of the Small Enterprise Agreement County and Municipality Government (E214-3) with ESRI, Inc. for the Comprehensive GIS Products, Services, and Training in the Amount of \$55,000.00 Annually, for a Total Amount of \$165,000.00.

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

- H. [22-3748](#) Approve the Annual Water Demand Projections for Submission to the Peace River Manasota Regional Water Supply Authority

Attachments: [2023-2043 Annual Water Demand Projections](#)
[2022-2042 Commission Approved Water Demand Projections](#)
[Water Demand and Supply Projections Chart](#)
[Master Water Supply Contract](#)
[Amendment 1 to Master Water Supply Contract](#)
[Amendment 2 to Master Water Supply Contract](#)

- I. [22-3750](#) Approve Sarasota County Technology Service Agreement Between Sarasota County and the City of North Port for the County's Continued Provision of Hosting Services for the City of North Port Servers and Network Equipment for the Term of One Year in the Amount Not to Exceed \$12,260.76.

Attachments: [Technology Service Agreement](#)
[Competitive Exemptions Form](#)

- J. [22-3752](#) Ratify City Manager's Approval of Lease Agreement - Debris Management Site with Carlton Sarasota, LLC, Davis Sarasota, LLC, and Pallardy Sarasota, LLC, for Use of Land Located on Toledo Blade Boulevard for Debris Management Due to Hurricane Ian.

Attachments: [DMS Lease Agreement](#)
[Florida Division of Corporations - Carlton Sarasota, LLC](#)
[Florida Division of Corporations - Davis Sarasota, LLC](#)
[Florida Division of Corporations - Pallardy Sarasota, LLC](#)

- K. [22-3759](#) Approve Event Agreement Between the Kiwanis Club of North Port, Inc. and the City of North Port, Florida, for a Marriage Vow Renewal Event at the Garden of the Five Senses Located at 4299 Pan American Boulevard.

Attachments: [Event Agreement](#)
[Florida Division of Corporations Document](#)
[2021-03-23 City Commission Regular Meeting Minutes](#)

- L. [22-3762](#) Approve the Equitable Sharing Agreement and Certification Between the U.S. Department of Justice, the U.S. Department of Treasury and the City of North Port Related to the Use of Federally Forfeited Funds

Attachments: [Equitable Sharing Agreement and Certification](#)

- M. [22-3781](#) Accept the Cash Receipts Summary Report for October 2022.

Attachments: [Cash Receipts Summary](#)

- N. [22-3788](#) Approve Work Assignment 2023-01 with Stantec Consulting Services, Inc., in the Amount of \$163,041.82, for the 2023 Water Distribution Improvements & Pipeline Bridge Replacement Project

Attachments: [Work Assignment with Scope and Fee Schedule](#)
[RLI 2023-01 Evaluation & Ranking](#)
[Letter of Interest 2023-01 Submittal](#)
[Request for Letters of Interest 2023-01](#)
[RLI 2023-02 Evaluation & Ranking](#)
[Letter of Interest 2023-02 Submittal](#)
[Request for Letters of Interest 2023-02](#)
[Continuing Contract No. 2020-58-12](#)
[Florida Division of Corporations Documents](#)

- O. [22-3789](#) Approve Work Assignment 2023-07 with Kimley-Horn & Associates, Inc., for the Hillsborough Water Main Replacement and Relocation Project, in the Amount of \$164,950.00.

Attachments: [Work Assignment with Scope and Fee Schedule](#)
[Continuing Contract No. 2020-58-10](#)
[Florida Division of Corporations Documents](#)

- P. [22-3790](#) Approve Modification No. 4 to the Sub-Grant Agreement Between the Division of Emergency Management and the City of North Port Extending the Period of Agreement to May 31, 2023 and Increasing the Federal Funding by \$80,735.25.

Attachments: [Modification No. 4 to Sub-Grant Agreement](#)
[Modification No. 3 to Sub-Grant Agreement](#)
[Modification No. 2 to Sub-Grant Agreement](#)
[Modification No. 1 to Sub-Grant Agreement](#)
[FEMA Generator Grant H0131 Contract](#)

- Q. [22-3801](#) Approve the Agreement for the Delivery and Use of Irrigation Quality Water Between the West Villages Improvement District and the City of North Port for Irrigation Water at the Public Safety Building.

Attachments: [Irrigation Quality Water Agreement](#)

- R. [22-3833](#) Approval of Minutes for the November 8, 2022 Commission Regular Meeting and November 7, 2022 Commission Workshop Meeting

Attachments: [11-8-22 Minutes](#)
[11-7-22 Minutes](#)

- S. [22-3858](#) Approve the Ratification of Emergency Order No. 2022-18 Order Related to the Temporary Waiver of the Five-Year Cumulative Substantial Improvement

Attachments: [Emergency Order No. 2022-18](#)

- T. [22-3872](#) Approve the Operation Underground Railroad (O.U.R.) Domestic Law Enforcement Support Mutual Agreement for the Receipt of Contributions Between the City of North Port, on Behalf of the North Port Police Department and Operation Underground Railroad for Acceptance of Donations.

Attachments: [Mutual Agreement Document](#)

5. PRESENTATIONS: TIME LIMIT OF 15 MINUTES

- A. [22-3828](#) Presentation on the Value of Arts and Culture in North Port Presented by DeeDee Gozion, Director of North Port Art Center and Jim Shirley, Executive Director of the Arts and Cultural Alliance of Sarasota County

6. PUBLIC HEARINGS:

PETITION:

- A. [CC](#)
[PLF-22-115](#) Consideration of Petition No. PLF-22-115, Wellen Park Golf & Country Club Phase 1C (QUASI-JUDICIAL)
- Attachments:** [Plat, Wellen Park Golf & Country Club Phase 1C](#)
[Staff Report with Exhibits](#)
[West Villages Improvement District Letter of Approval](#)
[Wellen Park Golf and Country Club Master Homeowner's Association Letter of /](#)
[11-17-22 PZAB Action Report](#)

ORDINANCE: Second Reading:

- B. [ORD. NO.](#)
[2022-25](#) An Ordinance of the City of North Port, Florida, Amending Ordinance No. 2011-10 and the North Port Gardens Development of Regional Impact Development Order Related to Land Use, Transportation Conditions, and the Master Development Plan; Providing for Findings; Providing for Enforcement; Providing for Filing of Documents; Providing for Conflicts; Providing for Severability; and Providing an Effective Date. (QUASI-JUDICIAL)
- Attachments:** [Ordinance - Second Reading](#)
[Ordinance - First Reading](#)
[Staff Report with Exhibits](#)
[11/03/22 PZAB Action Report](#)

ORDINANCE: First Reading:

- C. [ORD. NO.](#)
[2023-01](#) An Ordinance of the City of North Port, Florida, Adopting the FY 2022 - FY 2026 Five-Year Schedule of Capital Improvements of the Capital Improvements Element of the North Port Comprehensive Plan; Providing for Findings; Providing for Conflicts; Providing for Severability; and Providing an Effective Date.
- Attachments:** [Ordinance - First Reading](#)
[FY 2022-FY 2026 Capital Improvement Program](#)
[SC School District 2022-2023 Five-Year Capital Improvement Plan](#)
[Legal Advertisement](#)
- D. [ORD. NO.](#)
[2023-02](#) An Ordinance of the City of North Port, Florida, Amending the Unified Land Development Code Regarding Unified Control Requirements and Related Definitions by Amending Sections 37-6, 37-7, 53-117, 53-205, 53-220, 53-240, 54-3, and 61-3; Providing for Findings; Providing for Conflicts; Providing for Severability; Providing for Codification; and Providing an Effective Date
- Attachments:** [Ordinance - First Reading](#)
[Staff Report with Exhibits](#)

- E. [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 - First Reading](#)
[Commission Policy No. 2023-01](#)
[Draft Ordinance No. 2021-26](#)
[Commission Meeting Minutes, May 11, 2021](#)
[Commission Meeting Minutes, December 5, 2019](#)

RESOLUTION:

- F. [RES. NO. 2022-R-69](#) A Joint Resolution of the City of North Port, Florida, and the Board of County Commissioners of Charlotte County, Florida, In Support of the Florida Department of Transportation Constructing Interchanges on Interstate 75 at North Yorkshire Street and Interstate 75 at North Raintree Boulevard; Providing for Incorporation of Recitals; Providing for Conflicts; and Providing an Effective Date.

Attachments: [Joint Resolution](#)

- G. [RES. NO. 2022-R-70](#) A Resolution of the City Commission of the City of North Port, Florida, Granting to the Antigua at Wellen Park Homeowners Association, Inc. a Non-Exclusive Perpetual Easement as Described in a Portion of Tract 508 of the Plat of Wellen Park Village E, Recorded as Plat Book 55, Page 401 of Sarasota County Official Records; Providing for Incorporation of Recitals; Providing for Agreement Granting Non-Exclusive Perpetual Easements; Providing for Recording; Providing for Conflicts; Providing for Severability; and Providing an Effective Date.

Attachments: [Resolution](#)

- H. [RES. NO. 2022-R-74](#) A Resolution of the City Commission of the City Of North Port, Florida, Amending Resolution No. 2022-R-25 to Extend the Duration of the Temporary Marketing of Activity Center 1: Mediterranea as Activity Center 1: Trailside, Activity Center 4: Panacea as Activity Center 4: Innovation Park, Activity Center 5: Midway as Activity Center 5: The Crossings, Activity Center 6: The Shire as Activity Center 6: Yorkshire, Activity Center 7: the Springs as Activity Center 7: Warm Mineral Springs, and Activity Center 8: The Gardens as Activity Center 8: Myakka Connection; Providing for Incorporation of Recitals; Providing for Conflicts; Providing for Severability; and Providing an Effective Date.

Attachments: [Resolution No. 2022-R-74](#)
[Resolution No. 2022-R-25](#)
[January 16 2020 Workshop Minutes](#)
[Voting Results](#)

- I. [RES. NO. 2022-R-75](#) A Resolution of the City Commission of the City of North Port, Florida Supporting the Identification of Warm Mineral Springs and Little Salt Spring as Florida Department of Environmental Protection's Outstanding Florida Springs; Urging Members of the Local Delegation of the Florida Legislature to Support These Springs for Funding of Springs Protection; Providing for Incorporation of Recitals; Providing for Transmittal; Providing for Conflicts; Providing for Severability; and Providing an Effective Date.

Attachments: [Resolution](#)

7. GENERAL BUSINESS:

- A. [22-3791](#) Discussion and Possible Direction Regarding the North Port and Non-Profits United (NP2) Program

Attachments: [NP2 Administrative Plan.pdf](#)
[NP2 Application.pdf](#)
[NP2 Standard Operating Procedure.pdf](#)

- B. [22-3839](#) Discussion and Possible Action to Rename Stauffenberg Lane

Attachments: [City Code Section 70, Article III](#)
[Legislative Text for Item 17-0763 April 11, 2017](#)
[Draft Ordinance 2017-03 Amending Chapter 70, Article III](#)
[Minutes from April 11, 2017 Commission Meeting](#)
[Ordinance 2016-25](#)
[Ordinance 2018-16](#)
[Map of Stauffenberg Lane Area](#)
[Spartacus Educational Article on Claus von Stauffenberg](#)

- C. [22-3832](#) Discussion and Possible Action Regarding Commissioner McDowell's Request for Improving Her Relationship with City Manager

- D. [22-3830](#) Discussion and Possible Action with Regard to Format, Topics and Desired Outcomes of 2023 Commission Retreat

- E. [22-3866](#) Discussion and Possible Action Regarding Approval of the November 19, 2022 Commission Special Meeting Minutes

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

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:**10. ADMINISTRATIVE AND LEGAL REPORTS:****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.