



City of North Port

4970 CITY HALL BLVD
NORTH PORT, FL 34286

Meeting Agenda

City Commission Regular Meeting

CITY COMMISSIONERS

Vanessa Carusone, Mayor

Linda M. Yates, Vice-Mayor

Christopher B. Hanks, Commissioner

Jill Luke, Commissioner

Debbie McDowell, Commissioner

APPOINTED OFFICIALS

Peter Lear, City Manager

Amber L. Slayton, City Attorney

Kathryn Peto, Interim City Clerk

Tuesday, October 9, 2018

1:00 PM

CITY COMMISSION CHAMBERS

MEETING PROCEDURE: By submitting a "Request to Speak" card to the City Clerk, the public may comment during the course of the meeting: (1) Speakers may comment under Public Comment at the beginning and ending of each meeting on any issue that is related to City Business whether or not the item is scheduled on the Agenda, with the exception of Quasi-Judicial Items; (2) Speakers may comment on all scheduled Agenda Items and Quasi-Judicial items at the time the item is being discussed. Please indicate on the Speaker Card by writing Public Comment if you wish to speak under that portion of the meeting or specify the individual agenda item you wish to speak to. Please wait until you are recognized by the presiding Officer, state your name so that your comments may be properly recorded and limit your remarks to a period of three (3) minutes or less. The City Commission will act on an Agenda Item after comments from the Staff, Petitioner and Public have been heard.

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

The invocation was provided by Commissioner Hanks followed by the Pledge of Allegiance led by the Commission.

PLEDGE OF ALLEGIANCE – LED BY THE COMMISSION

1. APPROVAL OF AGENDA – COMMISSION

2. ANNOUNCEMENTS

- A. [18-707](#) Current Vacancies for Boards and Committees.

Attachments: [Current Vacancies for Boards and Committees](#)

- B. [18-708](#) Upcoming Expiration Dates for Boards and Committees.

Attachments: [Upcoming Expiration Dates for Board Members](#)

3. 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. This comment period shall be limited to three (3) minutes to speak. If there is insufficient time to hear all speakers, the City Commission will hear those wishing to address them, and who have completed speaker cards during the second Public Comment Section.)

4. PUBLIC HEARINGS:

- A. [18-687](#) ANX-18-091, CPA-18-092, REZ-18-093 Public hearings for three petitions: Ordinance 2018-25 (Petition ANX-18-091) Second Reading, Ordinance 2018-26 (Petition CPA-18-092) Second Reading, Ordinance 2018-27 (Petition REZ-18-093) Second Reading, and Petition DMP-18-106. RaceTrac Voluntary Annexation of ±3.00 acres into the City of North Port from Unincorporated Sarasota County, Small Scale Comprehensive Plan Amendment to assign Future Land Use, and Rezone of ±3.00 acres to assign zoning. (QUASI-JUDICIAL)

Attachments: [FINAL Staff Report - Racetrac](#)
 [Ordinance 2018-25 - Commission Edits](#)
 [Ordinance 2018-26 - Commission Edits](#)
 [Ordinance 2018-27 - Commission Edits](#)

- B. [18-688](#) Ordinance No. 2018-16, First Reading, Change of Street Name, Renaming a Section of South West Villages Parkway to Playmore Road

Attachments: [Ordinance 2018-16](#)

- C. [18-613](#) Resolution No. 2018-R-15 consenting to Sarasota County and West Villages Improvement District constructing a reclaimed water transmission main and reclaimed water transmission lines from unincorporated Sarasota County into the West Villages Improvement District located within the City of North Port's corporate limits.

Attachments: [Resolution No. 2018-R-15](#)

- D. [18-715](#) Resolution No. 2018-R-26, Non-Use of Fertilizer

Attachments: [Resolution No. 2018-R-26](#)
 [10-09-2018 City Commission Regular Meeting item 4D Material Passed Out Du](#)

5. GENERAL BUSINESS:

- A. [18-675](#) Discussion, and possible action to award funds from the Special Event Assistance Program to the American Cancer Society Relay for Life, North Port in the amount of \$1,000.00 to cover the cost of City fees and or

resources associated with the April 13, 2019, North Port Relay for Life event.

Attachments: [Application](#)
 [Special Event Assistant Program Guidelines](#)

- B.** [18-678](#) Discussion, and possible action to award funds from the Special Event Assistance Program to the Cranberry PTO in the amount of \$250.00 to cover the cost of City fees and or resources associated with the February 2, 2019, Cranberry Cougars 5K event.

Attachments: [Application](#)
 [Special Event Assistant Program Guidelines](#)

- C.** [18-705](#) Legal non-conforming uses in Commercial Districts and Activity Centers

Attachments: [Memo Re- Nonconforming Uses](#)
 [Memo - Expansion of Nonconforming Uses](#)
 [Florida Bar Journal – The Status of Nonconforming Use Law in Florida](#)
 [CURRENT ULDC ARTICLE XXI. NONCONFORMITY](#)
 [Example](#)
 <https://casetext.com/case/peirce-appeal>

6. 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.** [18-709](#) Approval of minutes for the July 2, 2018 Commission Special Meeting, July 5, 2018 Commission Special Meeting, July 9, 2018 Commission Special Meeting, July 10, 2018 Commission Regular Meeting, July 16, 2018 Commission Budget Workshop, July 17, 2018 Commission Budget Workshop, July 18, 2018 Commission Budget Workshop, July 18, 2018 Commission Special Meeting, July 24, 2018 Commission Special Meeting, July 24, 2018 Commission Regular Meeting, September 20, 2018 Commission Budget Hearing.

Attachments: [07-02-2018 Commission Special Meeting Minutes](#)
[07-05-2018 Commission Special Meeting Minutes](#)
[07-09-2018 Commission Special Meeting Minutes](#)
[07-10-2018 Commission Regular Meeting Minutes](#)
[07-16-2018 Commission Budget Workshop Minutes](#)
[07-17-2018 Commission Budget Workshop Minutes](#)
[07-18-2018 Commission Budget Workshop Minutes](#)
[07-18-2018 Commission Special Meeting Minutes](#)
[07-24-2018 City Commission Special Meeting Minutes](#)
[07-24-2018 City Commission Regular Meeting Minutes](#)
[09-20-2018 Commission Budget Hearing Minutes](#)

- B. [18-648](#) Cash Receipts Summary - August 2018

Attachments: [Cash Receipts Summary 083118](#)

- C. [18-677](#) Appointment of Joan Morgan and Deborah Reynolds as a Regular Members to the Historic and Cultural Advisory Board.

Attachments: [Applications and Backup Material for Historic and Cultural Advisory Board](#)

- D. [18-659](#) Appointment of James Sawyer as a Regular Member to the Planning and Zoning Advisory Board.

Attachments: [Application and Backup Material for PZAB](#)

- E. [18-658](#) Appointment of Laura Pucci for a second term as a Regular Member to the Art Advisory Board.

Attachments: [Application and Backup Material for Art Advisory Board](#)

- F. [18-319](#) Agreement No. 2018-40, site selection and design services for Utilities Administration and Warehouse Facilities with Stantec Inc. in the amount of \$ 887,425 plus site dependent optional services in the amount of \$144,251 for a total amount of \$1,031,676.00.

Attachments: [Agreement No. 2018-40 with Stantec Inc.](#)
[Notice of Intent to Award](#)
[Recommendation to Negotiate and Ranking](#)
[RFP Submittal by Stantec Inc.](#)
[RFP No. 2018-40 and Addendum](#)
[Florida Division of Corporations Documents](#)

- G. [18-595](#) Utilization of Lake County Contract 17-0606B for the purchase of firefighter protective clothing from Bennett Fire Products, Inc. in the FY 2018-19 budgeted amount of \$132,000.

Attachments: [Bennett Fire Products Quote](#)
[18-595 Exemption Form -FN FE](#)
[Lake County Contract 17-0606B](#)
[Florida Division of Corporations](#)

- H. [18-612](#) CJIS Security Supplement to Software License and Services Agreement.

Attachments: [CJIS Security Supplement to Software License and Services Agreement.pdf](#)

- I. [18-635](#) Work Assignment No. 4 with Layne Inliner, LLC. in the amount of \$55,500 and Work Assignment No. 5 with Insituform Technologies, LLC. In the amount of \$769,042.58 for the Inflow & Infiltration Project.

Attachments: [Contract No. 2018-41.002 with Layne Inliner, LLC](#)
[Contract No. 2018-41.001 with Insituform Technologies, LLC.](#)
[Work Assignment #4-Layne Inliner, LLC](#)
[Work Assignment #5-Insituform Technologies](#)
[Bid Tabulation](#)
[RFB Submittal by Layne Inliner LLC.](#)
[RFB Submittal by Insituform Technologies, LLC.](#)
[RFB No. 2018-41 and Addendum](#)
[Florida Division of Corporations Document](#)
[Layne Inliner LLC. application for name change](#)

- J. [18-683](#) 2018 Walmart Foundation Grant Application - Community Grant in the amount of \$2,000 to be used for Shop with a Cop.

Attachments: [Walmart Foundation Community Grant Program.pdf](#)

- K. [18-589](#) Authorization to sole source Neptune AMR Water Meters, reading equipment, software and services for repair and maintenance from Sunstate Meter & Supply, Inc. in accordance with the attached unit pricing sheet.

Attachments: [18-589 AMR Sole Source Form - FN FE](#)
[Manufacturer Sole Source Letter](#)
[Vendor Pricing 2018-2019](#)
[Florida Division of Corporations Document](#)

- L. [18-601](#) Interagency Agreement between the Sarasota Family Youth and Family Services (YMCA) and the City of North Port.

Attachments: [Interagency Agreement*YMCA.pdf](#)

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. This comment period shall be limited to three (3) minutes to speak. If there is insufficient time to hear all speakers, the City Commission will hear those wishing to address them, and who have completed speaker cards during the second Public Comment Section.)

8. COMMISSION 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. These materials include staff reports, which explain in detail the item before the Commission and the reason for the recommendation. The materials may also include resolutions or ordinances, which are proposed for adoption. 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 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.