



# City of North Port

4970 CITY HALL BLVD  
NORTH PORT, FL 34286

## Meeting Agenda

### City Commission Regular Meeting

#### *CITY COMMISSIONERS*

*Debbie McDowell, Mayor*

*Jill Luke, Vice Mayor*

*Christopher Hanks, Commissioner*

*Pete Emrich, Commissioner*

*Vanessa Carusone, Commissioner*

#### *APPOINTED OFFICIALS*

*Peter Lear, City Manager*

*Amber L. Slayton, City Attorney*

*Heather Taylor, Interim City Clerk*

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Tuesday, January 14, 2020

10:00 AM

City Commission Chambers

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### Amended to Add Items 19-1389 & 20-1745

**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 given by ??? followed by the Pledge of Allegiance led by Alice White.

### 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. 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.)

### **3. ANNOUNCEMENTS**

- A. [20-1713](#) Current Vacancies for Boards and Committees and Upcoming Expiration Dates for Boards and Committees

**Attachments:** [Current Vacancies for Boards and Committees and Upcoming Expiration Dates](#)

### **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. [19-1586](#) Accept the Cash Receipts Summary Report for November 2019

**Attachments:** [Cash Receipts Summary 113019](#)

- B. [19-1354](#) Approve Contract No. 2020-18 for Community Development Block Grant (CDBG) Sidewalks at Various Locations to C-Squared Certified General Contractor, Inc. in the Estimated Amount of \$97,929.20

**Attachments:** [Contract No. 2020-18](#)  
[RFB 2020-18 Notice of Intent](#)  
[RFB 2020-18 Award Recommendation & Bid Tabulation](#)  
[RFB 2020-18 C Squared Certified General Contractor Bid Submittal](#)  
[RFB 2020-18 Bid Document with Addenda](#)  
[Florida Division of Corporations Document](#)

- C. [19-1253](#) Approve the Utilization of the Florida Sheriffs Association Contract FSA18-VEL26.0 and the City of Cape Coral Contract CON-PW18-10MM for the Purchase of Three (3) 2020 Chevrolet Tahoe Police-Pursuit Vehicles and Emergency Vehicle Associated Equipment and Graphics for an Estimated Total of \$139,356.65

**Attachments:**

[Competitive Exemptions Form - Garber Chevrolet Buick GMC, Inc](#)  
[Competitive Exemptions Form - Lightning Wireless Solutions, Inc](#)  
[Garber Chevrolet Buick GMC, Inc. Quote Tahoe Unmarked Version](#)  
[Garber Chevrolet Buick GMC, Inc. Quote Tahoe K-9 Version](#)  
[Lightning Wireless Solutions, Inc. Quote - Unmarked Version](#)  
[Lightning Wireless Solutions, Inc. Quote - Tahoe K-9 Version](#)  
[Florida Sheriffs Association Contract FSA18-VEL26.0 Terms and Conditions](#)  
[City of Cape Coral Contract CON-PW18-10MM](#)  
[Purchase Comparison](#)  
[Vehicle Overview](#)  
[Equipment & Fleet Vehicle Replacement Score Sheet](#)  
[Florida State Division of Corporations - Garber Chevrolet Buick GMC, Inc.](#)  
[Florida State Division of Corporations - Lightning Wireless Solutions, Inc.](#)

- D. [19-1468](#) Approve the Utilization of the Florida Sheriff's Association Contract FSA19-VEL27.0 with Garber Ford, Inc. and the City of Cape Coral Contract CON-PW18-10MM with Lightning Wireless Solutions, Inc for the Purchase of Five (5) 2020 Ford Explorer Police-Rated SUVs and Emergency Vehicle Associated Equipment and Graphics for an Estimated Total of \$280,621.75

**Attachments:**

[Competitive Exemption Form - Garber Ford](#)  
[Competitive Exemption Form - Lightning Wireless](#)  
[Garber Ford, Inc Quote - Explorers](#)  
[Lightning Wireless Quote - Explorers Marked](#)  
[Lightning Wireless Quote - Explorer Slick Top](#)  
[FL Sheriffs Assoc. Contract FSA19-VEL27.0](#)  
[City of Cape Coral Contract CON-PW18-10MM](#)  
[Purchase Comparison](#)  
[Vehicle Overview](#)  
[Equipment & Fleet Vehicle Replacement Score Sheet](#)  
[FL Division of Corporations - Garber Ford, Inc](#)  
[FL Division of Corporations - Lightning Wireless](#)

- E. [19-1485](#) Approve the Utilization of the Florida Sheriffs Association Contract # FSA19-VEL27.0 with Duval Ford, LLC to Purchase One (1) New 2020 Ford Ranger for the Utilities Department Wastewater Division and Two (2) New 2020 Ford F-150 Pickup Trucks for the Utilities Department Field Operations Division for an Estimated Total of \$91,782.00
- Attachments:** [Competitive Exemptions Form - Duval Ford, LLC](#)  
[Duval Ford, LLC Quote - Ranger](#)  
[Duval Ford, LLC Quote - F-150s](#)  
[Florida Sheriffs Association Contract Terms and Conditions](#)  
[Purchase Comparison](#)  
[Vehicle Overview](#)  
[FL Division of Corporations Documents](#)
- F. [20-1607](#) Approve the 2019 Walmart Foundation Grant Application and Acceptance of the Community Grant in the Amount of \$2,500 to be used for Shop with a Cop
- Attachments:** [Walmart Local Giving in the United States.docx.pdf](#)
- G. [19-1558](#) Approve the Sole Source Purchase of Lift Station Pumps, Control Panels and Associated Components from Xylem Water Solutions USA, Inc., for a Total of \$147,941.00
- Attachments:** [Sole Source Procurement Request Form](#)  
[Manufacturer Sole Source Letter](#)  
[Vendor Quote Pricing](#)  
[Florida Division of Corporations Document](#)
- H. [19-1599](#) Approve the Amended Tenant Lease Agreement with American Association of Retired Persons (AARP) for Suite B104 and Suite B105 at the Family Service Center
- Attachments:** [AARP Intent To Lease Additional Space Letter](#)  
[Restated and Amended Lease Agreement City and AARP Foundation Inc](#)
- I. [20-1712](#) Approve Minutes for the November 5, 2019 Commission Joint Meeting with PZAB and ULDC Re-Write, December 2, 2019 Commission Workshop, and December 10, 2019 Commission Regular Meeting
- Attachments:** [11-05-2019 Minutes](#)  
[12-02-2019 Minutes](#)  
[12-10-2019 Minutes](#)

- J. [CC](#)  
[SAP-20-002](#) Award Funds from the Special Event Assistance Program to Kiwanis Club of North Port to Cover the Costs of City Fees and/or Resources Associated with the January 18, 2020, Kiwanis Bike Rodeo Event

Attachments: [Application for Assistance](#)  
[Resolution 2018-R-17, adopted Special Event Assistance Program Application :](#)

- K. [19-1598](#) Appoint Dee Dee Gozion as a Regular Member to the Art Advisory Board to Serve a Term from January 14, 2020 to January 13, 2022

Attachments: [Application and Backup](#)

- L. [20-1673](#) Appoint Gail Stevens to the Parks & Recreation Advisory Board to Serve from January 14, 2020 to January 14, 2022

Attachments: [Application and Backup](#)

- M. [19-1389](#) Appoint James Hersh as a Regular Member on the Parks & Recreation Advisory Board.

Attachments: [Application and Backup](#)

## **5. PROCLAMATIONS:**

- A. [20-1670](#) Proclaim January 17, 2020 as Arbor Day; Presented to City Arborists, George Murphy and David Jayroe

Attachments: [Arbor Day Proclamation](#)

## **6. PRESENTATIONS:**

- A. [20-1745](#) Alice White: People for Trees

Attachments: [Presentation](#)  
[Public Comment](#)

## **7. PUBLIC HEARINGS:**

## **PETITIONS:**

- A. [CC](#)  
[DMP-19-225](#) Development Master Plan, Watercress Cove, 67-lot Single-family Residential Development (QUASI-JUDICIAL)

Attachments: [Watercress Cove Development Master Plan](#)  
[Watercress Cove Staff Report](#)  
[Ex Parte Communications](#)

## **ORDINANCES - Second Reading:**

- B. [ORD. NO. 2020-01](#) An Ordinance of the City of North Port, Florida Amending Section 2-419 of the Code of the City of North Port, Florida, Relating to Disposition of City Assets and Property; Providing for Severability; Providing for Conflicts; Providing for Codification; and Providing an Effective Date

Attachments: [Ordinance 2020-01](#)

#### **ORDINANCES - First Reading:**

- C. [ORD. NO. 2020-03](#) An Ordinance of the City of North Port, Florida, Amending the Code of the City of North Port, Florida, to Create Section 34-56 - Makers Market Vendor Permit; Amending Section 34-54 - Definitions; and Amending Appendix A - City Fee Structure; Providing for Adoption; Providing for Conflicts; Providing for Severability; Providing for Codification; and Providing an Effective Date

Attachments: [Ordinance 2020-03](#)  
[Ordinance 2020-03 Staff Report](#)

- D. [ORD. NO. 2020-06](#) An Ordinance of the City of North Port, Florida, Repealing Section 2-362 of the Code of the City of North Port, Florida, Entitled "Public Records Requests," in its Entirety; Providing for Conflicts; Providing for Severability; Providing for Codification; and Providing an Effective Date

Attachments: [Ordinance](#)  
[October 7, 2019 Minutes](#)

#### **8. GENERAL BUSINESS:**

- A. [20-1653](#) Discussion and Possible Action Regarding the City's Public Art Contribution Program

Attachments: [Summary of Florida Public Art Requirement Examples](#)  
[Sample Project Public Art Calculations](#)  
[Example Public Art Ordinances](#)

- B. [19-1584](#) Discussion Regarding Communication for Charter Officer Time Off

Attachments: [Charter Officer Time Off](#)

- C.     [19-1590](#)           Discussion and Possible Action Related to the Dedication Plaque for the North Port Aquatic Center

**Attachments:**

[Resolution 03-R-09](#)

[7-16-2019 Meeting Minutes](#)

[Capital Improvement Program Project P17NPP](#)

[Budget Amendment 12-13-10](#)

[Change Requests-Infrastructure Improvements-Morgan Center.pdf](#)

[Summary of Budgeted and Actual Expenditures](#)

- D.     [20-1724](#)           Discussion and Possible Direction Regarding Tobacco and Vaping Ordinance

**9. PUBLIC COMMENT:**

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**10. COMMISSION COMMUNICATIONS:**

- A.     [20-1718](#)           Commissioner Emrich's Communications
- B.     [20-1719](#)           Commissioner Carusones Communications
- C.     [20-1720](#)           Commissioner Hanks' Communications
- D.     [20-1721](#)           Vice Mayor Lukes Communications
- E.     [20-1722](#)           Mayor McDowell's Communications

**11. ADMINISTRATIVE AND LEGAL REPORTS:**

**12. 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.