



BOARD - COMMITTEE APPLICATION

CITY CLERK

JAN 31 2018

CITY of NORTH PORT

Board Preference: ZONING BOARD of APPEALS

Name: JAM GEORGE Date: JANUARY 31, 2018

Home Address: 5733 White Jasmine Way, North Port Zip Code: 34287

Home Phone: 941-429-5882 How long have you lived in North Port? 12 years

Occupation: RETIRED PHARMACEUTICAL EXC.

Name & Address of Business: _____

Business Phone: _____ Fax # _____ E-Mail _____

Are you retired? Yes ☒ No _____ If yes, from what? PHARMACEUTICAL INDUSTRY

Are you currently serving on a City Board/Committee? PRESENT ZBA Board in Question?

If yes, which Board? ZBA. Letter says Appointment Expires 12/2018

Educational Background: MASTERS Degree IN Public-Community Health.

Florida Supreme Court Certified Pre-Trial Mediator.

Civic Organizations: _____

Three Personal References (Include address and phone number)

1. George OBERG - Heron Creek - White Jasmine Way 941-429-1396
2. PETER Hurley - 800 Tamiami Trail #616 Venice, FL 34285 941-486-5159
3. Joy George 5733 White Jasmine Way, North Port 941-429-5882

Why do you desire to serve on the above Board/Committee?

I Take Supporting our City, Seriously.

****PLEASE FORWARD A SIGNED APPLICATION TO THE CITY CLERK IN PERSON OR BY FAX TO 429-7008****

To Community Economic Development Advisory Board Applicants: Preference will be given to applicants who are also City residents. It is preferred that a majority of the categories be filled by City residents. However, in cases where local residents are unable or unavailable to fill a specific category, applicants who are not City residents will be considered. Please indicate the membership category for which you are applying. ___ Financial Services; ___ Real Estate; ___ Medical and Healthcare; ___ Development, Engineering, Planning; ___ Higher Education/School Board Member; ___ Home Owners Association board member; ___ Tourism; ___ Diversified Light Industrial/Manufacturing; ___ Public Relations; ___ Land Use Attorney ___ North Port resident with no business or specific organizational affiliation.

Members of the Municipal Firefighters' Pension Trust Fund Board of Trustees; Municipal Police Officers' Pension Trust Fund Board of Trustees; Planning & Zoning Advisory Board; and the Zoning Board of Appeals are required to file a Financial Disclosure Form with the Sarasota County Supervisor of Elections when appointed and on/or before July 1st of each year. Please direct your questions relative to Financial Disclosure and Conflicts of Interest to the City Clerk. Telephone (941) 429-7056. Fax (941) 429-7008.

Jam George
Applicant's Signature

Established by Ordinance No. 90-28, adopted 09-17-1990 by the City Commission. Amended by Ordinance No. 93-27 adopted 11-08-1996 and No. 98-31 adopted 09-28-1998. Also governed by Advisory Board general legislation in Ordinance No. 2014-07, adopted 02-10-2014 and Ordinance No. 2017-29 adopted 01-09-2018.

7 Members 2 Alternates
 Members serve a 3-Year Term per Ordinance 93-27
 Meetings monthly on 2nd Friday as needed.
1 year residency requirement.
Financial disclosure required.
 Staff Liaison: Sherry Willette-Grondin 429-7229
swillette@cityofnorthport.com

ZONING BOARD OF APPEALS

<u>TERM EXPIRATION</u>	<u>NAME, ADDRESS, PHONE</u>	<u>DATE APPOINTED</u>
11-09-18	FERNANDO RAMIREZ, JR. CHAIR	11-09-15
01-26-18	SAM GEORGE CHAIR	01-26-15
02-09-18	MILTON REYNOLDS	02-09-15
02-23-18	STEVE BARNHARDT	02-23-15
07-13-18	KENT ANDERSON	07-13-15
09-13-19	JAMES BONSKY	09-13-16
09-13-19	TIMOTHY MARTIN	09-13-16
	AMBER SLAYTON, ATTORNEY 429-7253 Fax: 941-7079	email: aslayton@cityofnorthport.com



City of North Port

ORDINANCE NO. 98-31

AN ORDINANCE OF THE CITY OF NORTH PORT, AMENDING CHAPTER 53, ARTICLE XVI, SECTION 53-204 (A) OF THE UNIFIED LAND DEVELOPMENT CODE, RELATING TO THE ESTABLISHMENT AND COMPOSITION OF THE ZONING BOARD OF APPEALS, PROVIDING FOR FINDINGS, PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF NORTH PORT, FLORIDA:

SECTION 1. AMENDMENT TO SECTION 53-204 OF THE UNIFIED LAND DEVELOPMENT CODE:

1.01 - Chapter 53, Article XVI, Section 53.204.A., Establishment and Composition, of the City's Unified Land Development Code is hereby amended to read as follows:

(Note: additions are shown as underlined and deletions shown as ~~stricken~~. These editorial notations shall not appear in the codified text.)

"A. Establishment and composition. A Zoning Board of Appeals is hereby reestablished, which shall consist of ~~five (5)~~ seven (7) regular members and ~~two (2)~~ alternates to be appointed by the City Commission. Each members shall serve a three year term. In case of a vacated position, the new appointment would be for the completion of the vacated term."

ORDINANCE NO. 98-31

SECTION 2 - SEVERABILITY:

2.01 If any section, subsection, sentence, clause, phrase or portion of this Ordinance for any reason is held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions thereof.

SECTION 3 - CONFLICTS:

3.01 - In the event of any conflict between the provisions of this Ordinance and any other Ordinance or portions thereof, the Provisions of this Ordinance shall prevail to the extent of such conflict.

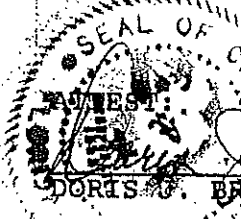
SECTION 4 - EFFECTIVE DATES:

4.01 - This Ordinance shall take effect immediately upon final adoption pursuant to the provisions of Section 9.09, North Port Charter.

Read by title only in public session this 14th day of September, 1998.

PASSED AND ADOPTED on the second and final reading held in public session this 28th day of September, 1998.

CITY OF NORTH PORT, FLORIDA

 PORTIS M. BRIGGS
CITY CLERK

Roy E. Hall, Sr.
ROY E. HALL, SR.,
COMMISSION CHAIRPERSON

Approved as to form and correctness:

DAVID M. LEVIN, CITY ATTORNEY



City of North Port

City Clerk
4970 City Hall Boulevard
North Port, Florida 34286

hrambeau@cityofnorthport.com

(941) 429-7064

Fax: (941) 429-7008

January 27, 2015

Mr. Sam George
5733 White Jasmine Way
North Port, FL 34287

Re: Appointment to the **ZONING BOARD OF APPEALS**

Dear Mr. George:

Please be advised that at the January 26, 2015 North Port City Commission Regular Meeting, the Commission approved your appointment as the Regular member of the **Zoning Board of Appeals**. Your term on the Board is for 3 years, expiring on 12-08-2018.


All Commission-appointed members of North Port Boards or Committees must make every reasonable effort to attend all meetings. An absence is excused if it is the result of personal or family illness, or death in the family as explained in Ordinance No. 2014-07. Additionally, Section 4-5.(A)(C) of the Ordinance states "All board members are required to attend a city-sponsored seminar on sunshine, public records, and ethics law annually. Failure to attend a seminar each year, based on the date of a board member's appointment, shall be treated as a resignation by that board member." A copy is enclosed for your review. Alternate members are expected to attend each scheduled meeting the same as regular members.

A copy of "A Pocket Guide to Florida's Government-in-the-Sunshine Laws: Open Meetings & Public Records" is enclosed with a copy of the Board's Membership List and **Statement of Financial Interest**. Section 112.3145, Florida Statutes, requires that you file, within thirty (30) days of this letter, the enclosed **Statement of Financial Interest** with the Supervisor of Elections. You are also required to file a Statement each year thereafter, no later than July 1, as long as you are serving on this Board.

The Pocket Guide explains how Board Members must comply with the Sunshine requirements; therefore, please review these documents and abide by the restrictions contained therein. This law applies to citizens who serve on Boards and Committees, as well as City Commissioners and other City officers. Also enclosed is "Parliamentary Procedures at a Glance" to help the meeting proceed in an orderly fashion.

This Board normally meets on the 2nd Friday of every month (as needed) at 9:00 a.m. in Room 244. Your Staff Liaison is Michele Norton, from the Planning Division of the Neighborhood Development Services Department, and will contact you regarding future meetings. **Please notify your liaison in sufficient time, if you are unable to attend a scheduled meeting.** We look forward to working with you and please feel free to contact Ms. Norton or the City Clerk if you have any questions.

Sincerely,


Helen M. Raimbeau, MMC
City Clerk

Enclosures

cc: Chair
Staff Liaison
Commission on Ethics
File



City of North Port

4970 CITY HALL BLVD
NORTH PORT, FL 34286

Meeting Minutes City Commission Regular Meeting

CITY COMMISSIONERS

*Rhonda Y. DiFranco, Mayor
Jacqueline Moore, Vice-Mayor
Cheryl Cook, Commissioner
Tom Jones, Commissioner
Linda M. Yates, Commissioner*

APPOINTED OFFICIALS

*Jonathan R. Lewis, City Manager
Mark Moriarty, City Attorney
Helen Raimbeau, MMC, City Clerk
Patsy Adkins, CMC, Deputy City Clerk*

Monday, January 26, 2015

6:00 PM

CITY COMMISSION CHAMBERS

CALL TO ORDER/ROLL CALL

The North Port City Commission Regular Meeting was called to order in the City Commission Chambers at 6:00 p.m. by Mayor DiFranco.

Present: Mayor DiFranco; Vice-Mayor Moore; Commissioners Cook, Jones and Yates; City Manager Lewis; City Attorney Moriarty; City Clerk Raimbeau; Deputy City Clerk Adkins; and Police Chief Vesplia.

A moment of silence was observed.

The Pledge of Allegiance was led by Cub Scout Pack 257.

APPROVAL OF AGENDA – COMMISSION

Mayor DiFranco reported that staff requested that Public Hearing Agenda Item 4.D., be moved prior to 4.A.

A motion was made by Commissioner Cook, seconded by Commissioner Jones, to approve the Agenda, with the revisions as stated by the Mayor. The motion carried by the following vote:

Yes: 5 - Mayor DiFranco, Vice-Mayor Moore, Commissioner Cook, Commissioner Jones and Commissioner Yates

1. ANNOUNCEMENTS –CITY CLERK RAIMBEAU

A. 14-0756 Current Vacancies for Boards and Committees.

City Clerk Raimbeau read the current vacancies for Boards and Committees into the record.

B. 14-0757 Upcoming Expiration Dates for Board Members.

City Clerk Raimbeau read the upcoming expiration dates for Advisory Board Members into the record.

2. PUBLIC COMMENT: 6:05 p.m. -- 6:06 p.m.**3. CONSENT AGENDA:**

A motion was made by Commissioner Cook, seconded by Commissioner Jones to approve the Consent Agenda Items 3A., 3B, 3C, 3E, 3F, 3G, 3H, and 3I, pulling Item 3D for discussion. The motion carried by the following vote:

- A. 14-0755 Approval of Minutes for the December 15, 2015 Commission Special Meeting Minutes; January 8, 2015 Commission Recognition Meeting Minutes.
- B. 14-0720 Cash Receipts Summary -- November 2014.
- C. 14-0705 Memorandum of Understanding with the Sarasota County Sheriff's Office regarding Security and Operation of Court Facilities.
- D. 14-0741 Approve the Draft IFQ for Zoning Hearing Officer

City Attorney Moriarty provided a review that the item is a solicitation for a Hearing Officer who will sit and hear cases for variances and appeals to the City staff's interpretation of the Code only in the event that the Zoning Board of Appeals does not have a quorum. Presently, there is a variance petition in process and to move forward in a timely manner, staff requested that the Commission approve the Informal Quote (IFQ) for a Hearing Officer.

Questions and discussion ensued: (1) clarification was provided that the petition procurement was changed to a Request for Proposal (RFP) process because it fell under the dollar value of the procurement ordinances and an RFP was the best way to stay within those guidelines for this solicitation; (2) due to the nature of the Commission-appointed position, the solicitation could also be accomplished through an application process; (3) the weighted values of the evaluating criteria could be distributed to place additional importance on the general qualifications of the individual; (4) the point score rankings notwithstanding, the attorney is ultimately a Commission choice; (5) clarifying verbiage may be added to state the position would be on an as-needed basis and the Ordinance will accompany the RFP; (6) one attorney could handle all land-use issues however, North Port has bifurcated it into two offices; (7) the hearing officer solicitation process is not limited to an RFP process and next time it may be solicited by an application course of action.

A motion was made by Commissioner Cook, seconded by Commissioner Jones, to approve Consent Agenda Item 3.D.. The motion carried by the following vote:

- E. 14-0748 Lakeside Plantation Community Development District Traffic Enforcement Agreement
- F. 14-0727 Agreement No. 2015-06 between the City of North Port and Public Resources Management Group, Inc. for a Utilities User Rate, Cost of Service, Capacity Fee and Guaranteed Revenue Charge Analysis in the amount of \$37,080.

- G. 14-0625 Procurement of a replacement specialty truck off of Florida Sheriffs Contract 14-12-0904, Spec #12, with Rush Truck Center, Tampa, Florida in the amount of \$117,340.60 which includes a trade in allowance of \$20,000 for an anticipated cost of \$97,340.60.
- H. 14-0703 Procurement of two (2) Caterpillar M313 Wheeled Excavators from Ring Power Corporation in the amount of \$360,015.60, which includes a trade-in allowance of \$58,000, for an anticipated cost of \$302,015.60.
- I. 14-0642 Utilization of Florida State Contract No. 490-000-12-ACS and Florida Statute §287.056(2), for the Replacement of Self-Contained Breathing Apparatus and Associated Equipment with Fisher Scientific Company, L.L.C. in the amount of \$521,785, upon approval of Ordinance No. 2015-06.

4. PUBLIC HEARINGS:

- D. 14-0693 Ordinance No. 2014-40, first reading, Petition No. REZ-14-111, Islandwalk Rezoning (Change the permitted use of) ± 251.51 acres from Sarasota County Open Use Estate (OUE) zoning district designation to City of North Port Village (V) zoning district designation. (Quasi-Judicial)

Commissioner Yates disclosed exparte communications in December, 2014, with various IslandWalk representatives and thereafter City Clerk Raimbeau, as a Notary Public for the State of Florida, swore in those wishing to provide testimony.

A motion was made by Commissioner Yates, seconded by Commissioner Jones, to read Ordinance No. 2014-40 by title only. The motion carried by the following vote:

Yes: 5 - Mayor DiFranco, Vice-Mayor Moore, Commissioner Cook, Commissioner Jones and Commissioner Yates

City Clerk Raimbeau read Ordinance No. 2014-40 into the record by title only and Planning Division Manager Norton provided a brief overview and history of the petition. Thereafter, Attorney Boone, representing DiVosta Homes, reported that the rezoning is consistent with City Codes.

A motion was made by Commissioner Yates, seconded by Commissioner Jones, to continue Ordinance No. 2014-40 to the February 9, 2015 Commission Regular Meeting for second reading. The motion carried by the following vote:

Yes: 5 - Mayor DiFranco, Vice-Mayor Moore, Commissioner Cook, Commissioner Jones and Commissioner Yates

- A. 14-0711 VPA-14-050 Village C - IslandWalk Village District Pattern Plan Amendment. (Quasi-Judicial)

Commissioner Yates disclosed exparte communications in December, 2014, with various IslandWalk representatives and thereafter City Clerk Raimbeau, as a Notary Public for the State of Florida, swore in those wishing to provide testimony. Ms. Norton presented a brief overview of the changes and updates to the development. Attorney Boone, representing the applicant, was present to answer questions.

Following a request, clarification was provided that the Condition of Approval was a

Traffic Analysis from Public Works and the applicant performed that analysis. Staff along with an independent review have examined and approved the study, therefore the condition of approval has been met. There was no public comment.

A motion was made by Commissioner Cook, seconded by Commissioner Jones, to approve Petition No. VPA-14-050, Village C-IslandWalk Village District Pattern Plan Amendment. The motion carried by the following vote:

Yes: 5 - Mayor DiFranco, Vice-Mayor Moore, Commissioner Cook, Commissioner Jones and Commissioner Yates

B. 14-0739 Ordinance No. 2015-08, second reading, amending North Port Code Chapter 6, Article 1, Section 5 Alcoholic Beverages Hours of Sale

City Clerk read Ordinance No. 2015-08 into the record by title only, and thereafter, City Manager Lewis provided a brief review. There were no questions or comments from the Commission and there was no public comment.

A motion was made by Commissioner Cook, seconded by Commissioner Yates, to approve Ordinance No. 2015-08. The motion carried by the following vote:

Yes: 5 - Mayor DiFranco, Vice-Mayor Moore, Commissioner Cook, Commissioner Jones and Commissioner Yates

C. 14-0740 Ordinance No. 2015-06, second reading, amending the Fiscal Year 2014-2015 Non-District Budget.

City Clerk Raimbeau read Ordinance No. 2015-06 into the record by title only, and thereafter, City Manager Lewis provided a brief overview. It was reported that funds for the SCBA gear were set aside in the previous and current budget and therefore, the Fire Rescue District Budget will not be increased as a result. There were no questions or comments from the Commission and there was no public comment.

A motion was made by Vice-Mayor Moore, seconded by Commissioner Cook, to approve Ordinance No. 2015-06. The motion carried by the following vote:

Yes: 5 - Mayor DiFranco, Vice-Mayor Moore, Commissioner Cook, Commissioner Jones and Commissioner Yates

5. RESOLUTIONS

A. 14-0753 Resolution No. 2015-R-03, urging the Florida Legislature to amend the Florida Statute, Chapter 790, to address reasonable restrictions and limitations on firearm ranges in residential areas and on the discharge of firearms in residential areas.

City Clerk Raimbeau read Resolution No. 2015-R-03 into the record by title only, and Commissioner Yates presented an overview of the changes to a 2011 Florida State Statute, Chapter 790, which declares null and void, any municipal ordinance that regulates the discharge of firearms in residential areas. Because there is no State provisions or guidelines regarding distance from other dwellings, etc., the Resolution defines the City's parameters regarding firearm ranges and the need to address changes at the State level.

Questions ensued: (1) the City of Sunrise and the City of Lauderhill have similar resolutions; (2) residential gun ranges and residential firearms discharge are part of a wide-spread problem in Florida and the Resolution emphasizes the ways to advocate reasonable restrictions; (3) the Resolution also addressed a request for Home Rule to allow local governments to tailor reasonable legislation. Public comment was held.

Discussion ensued: (1) Mayor DiFranco will support the motion but the Resolution verbiage needs to stress stronger authority; (2) Commissioner Cook voiced concern that the Resolution did not have sufficient weight to enforce the concerns addressed in the document. Additionally, as a Second Amendment matter, an individual's Constitutional rights should not be restricted; and the Resolution should petition the State for Home Rule.

A motion was made by Commissioner Yates, seconded by Commissioner Jones, to approve Resolution No. 2015-R-03. The motion carried by the following vote, with Commissioner Cook dissenting for reasons previously stated.

Yes: 4 - Mayor DiFranco, Vice-Mayor Moore, Commissioner Jones and Commissioner Yates

No: 1 - Commissioner Cook

Recess 7:54 p.m. -- 8:09 p.m.

6. GENERAL BUSINESS:

A. 14-0752 Discussion and possible action regarding Suncoast Technical College in North Port.

City Manager Lewis provided a brief overview and introduced Deputy Superintendent of Sarasota County School District Scott Lempe, who gave a PowerPoint presentation regarding an update for the Suncoast Technical College satellite campus in North Port.

Questions and concerns ensued: (1) the site covers 24 acres and 19-20 acres will be used for buildings and parking; (2) concerns were expressed regarding the footprint required for a fire tower and where it would be located on the premises; (3) currently, there is no conference center planned for the North Port campus; (4) the culinary program is planned for Phase 2 and is scheduled in the Capital Improvement Program for Fiscal Year 2017-18; (5) Phase 1 is the technical college only. Public comment was held.

A motion was made by Commissioner Yates, seconded by Commissioner Jones, to direct staff to work with the Sarasota County School Board in regard to designing a conference center similar to the one at the Beneva Road campus with the possibility of moving up the dining area to an earlier phase for joint funding possibilities. The main motion as amended carried by the following vote:

Yes: 5 - Mayor DiFranco, Vice-Mayor Moore, Commissioner Cook, Commissioner Jones and Commissioner Yates

A motion was made by Commissioner Yates, seconded by Vice-Mayor Moore, to amend the main motion to direct staff to explore the possibilities of a police and fire training tower on the property. The motion carried by the following vote:

Yes: 5 - Mayor DiFranco, Vice-Mayor Moore, Commissioner Cook, Commissioner Jones and Commissioner Yates

B. 14-0742 Discussion and possible action regarding recommending appointment of a North Port Representative to the Sarasota County Bicycle/Pedestrian/Trail Advisory Committee.

City Clerk Raimbeau provided a brief overview.

A motion was made by Vice-Mayor Moore, seconded by Commissioner Cook, to recommend the appointment of Douglas Minich as the North Port Representative to the Sarasota County Bicycle/Pedestrian/Trail Advisory Committee. The motion carried by the following vote:

Yes: 5 - Mayor DiFranco, Vice-Mayor Moore, Commissioner Cook, Commissioner Jones and Commissioner Yates

- C. 14-0743** Discussion and possible action regarding the appointment of a Regular Member to the Art Advisory Board.

City Clerk Raimbeau provided an overview.

A motion was made by Vice-Mayor Moore, seconded by Commissioner Cook, to approve the appointment of Jon Terhune as a Regular Member of the Art Advisory Board. The motion carried by the following vote:

Yes: 5 - Mayor DiFranco, Vice-Mayor Moore, Commissioner Cook, Commissioner Jones and Commissioner Yates

- D. 14-0744** Discussion and possible action regarding the appointment of a Regular Member to the Citizens Tax Oversight Committee.

City Clerk Raimbeau provided a brief overview.

A motion was made by Commissioner Yates, seconded by Commissioner Jones, to approve Jessica Trimmer as a Regular Member of the Citizens' Tax Oversight Committee. The motion carried by the following vote:

Yes: 5 - Mayor DiFranco, Vice-Mayor Moore, Commissioner Cook, Commissioner Jones and Commissioner Yates

- E. 14-0745** Discussion and possible action regarding the appointment of Two (2) Regular Members to the Zoning Board of Appeals.

City Clerk Raimbeau provided a brief overview.

A motion was made by Commissioner Cook, seconded by Vice-Mayor Moore, to approve Sam George and Jennifer Cohen to the Zoning Board of Appeals. The motion carried by the following vote:

Yes: 5 - Mayor DiFranco, Vice-Mayor Moore, Commissioner Cook, Commissioner Jones and Commissioner Yates

- F. 14-0746** Discussion and possible action regarding the appointment of a Tourism Representative to the Community Economic Development Advisory Board.

City Clerk Raimbeau provided an overview.

Discussion ensued: (1) concerns were expressed that although the applicant is a realtor, there was no experience disclosed pertaining to tourism and it was decided to wait for a qualified person; (2) a suggestion was proffered to specifically define the parameters of the tourism position. No action was taken by the Commission.

- G. 14-0747** Discussion and possible action regarding the appointment of a Youth

Member to the Parks and Recreation Advisory Board.

City Clerk Raimbeau provided an overview. After Commissioner Cook reported that Parks & Recreation Advisory Board Alternate 1, Helen Marchese verbally requested to be appointed as a Regular Member, City Clerk Raimbeau stated that the information was received after the deadline for agenda item submissions and could be added on a subsequent Commission agenda. City Attorney Moriarty affirmed that the agenda was approved as presented and the request should be to amend it. Secondly, if it is a diminimus change and there are two slots and two applicants, it is within the purview of the Commission to take the appropriate action. Deputy City Clerk Adkins clarified there is one Regular Member position open at this time, and the position tonight is to consider an applicant for one of the two positions for a Youth Member. Additionally, it is unknown whether the current Alternate 2 Member has had an opportunity to submit an application to be a Regular Member. It was decided to place the request of Helen Marchese on a subsequent agenda. Following a question, clarification was provided that Mr. Schmucker attends Venice High School, but is a resident of North Port. Commissioner Jones did not support the appointment due to his attendance at Venice High School.

A motion was made by Commissioner Cook, seconded by Vice-Mayor Moore, to appoint Ethan Schmucker as the Youth Member of the Parks & Recreation Advisory Board. The motion carried by the following vote with Commissioner Jones dissenting for reasons previously stated:

Yes: 4 - Mayor DiFranco, Vice-Mayor Moore, Commissioner Cook and Commissioner Yates

No: 1 - Commissioner Jones

H. 14-0677 **Discussion and possible action regarding Myakkahatchee Creek Greenway - Land Acquisition.**

City Manager Lewis provided a review of the history of land acquisitions along the Myakkahatchee Creek corridor. There are 79 parcels previously identified, only 14 are developed. It was recommended to send a Letter of Interest to each owner of the 79 properties, offering the current Sarasota County Property Appraiser's just value and after a response, the City could acquire as many of the 65 vacant properties as possible. Thereafter, direction from the Commission was requested on how to proceed.

Discussion ensued: (1) additional costs including appraisals, recording fees, closing costs, etc., were not included in the approximated total to acquire all of the properties being considered; (2) the acquisition firm would handle concerns regarding the parcels in arrears with taxes; (3) the finite funding allocated for property acquisition would be distributed on a first-come, first-served basis because it is not a binding contract; (4) Commissioner Yates articulated concern that the properties under consideration are located on the second and third tiers located across the street and they do not impede the City from moving forward in creating a trail and greenway improvements. There is adequate funding (\$434,419) from the Florida Department of Environmental Protection Grant Award, should all properties located directly along the Creek decide to sell. She does not support acquiring the 79 parcels and hiring a firm to acquire them. There is also concern that any property purchases should not be delegated to City staff and the motion authorizes the City Manager and City Attorney to negotiate, enter into, and consummate the purchase; (5) City Manager Lewis affirmed that only the Commission may approve contracts and the verbiage "perform all actions delegable" indicates the parameters granted to the City Manager and City Attorney. Public comment was held.

A motion was made by Commissioner Cook, seconded by Commissioner Jones, (1) to approve the staff recommended steps to acquire the remaining 79 properties identified previously by the City Commission; (2) to authorize the City

Manager and City Attorney to perform all actions delegable to him by law that are necessary to negotiate, enter into and consummate the purchase, exchange or donation of the properties identified; and (3) to approve the use of American Acquisition Group, LLC, a land acquisition firm, to assist with the purchase of the remaining Myakkahatchee Creek Greenway land purchases using budgeted funds. The motion carried by the following vote with Commissioner Yates dissenting for reasons previously stated:

Yes: 4 - Mayor DiFranco, Vice-Mayor Moore, Commissioner Cook and Commissioner Jones

No: 1 - Commissioner Yates

I. 14-0749

Discussion and possible action authorizing the Mayor to send a letter to Sarasota County Commission regarding Municipal Services Taxing Unit

City Manager Lewis provided a brief overview of the request for a letter to be signed by the North Port Commission Mayor; to the Sarasota County Commission regarding the creation of a Municipal Services Taxing Unit which would pay a portion of the Sheriff's law enforcement budget. It was reported that the City of Venice declined to send a letter, Long Boat Key conceded not to do anything, and the City of Sarasota will consider the issue tomorrow. A brief discussion ensued.

A motion was made by Commissioner Cook, seconded by Vice-Mayor Moore, to reject the request to send a letter to the Sarasota County Commission regarding a Municipal Services Taxing Unit. The motion carried by the following vote:

Yes: 5 - Mayor DiFranco, Vice-Mayor Moore, Commissioner Cook, Commissioner Jones and Commissioner Yates

7. PUBLIC COMMENT: None.

8. SCHEDULING OF WORKSHOPS:

Commissioner Yates - requested a Workshop regarding the vehicle parking ordinance and regulations.

9. COMMISSION REPORTS:

Commissioner Jones: (1) attended a Community Health Action Team (CHAT) meeting in January; (2) attended the North Port Public Works Road-E-O on January 24, 2015.

Commissioner Cook: (1) attended the Road-E-O.

Mayor DiFranco: (1) attended a meeting for the Southwest Florida Regional Planning Council; (2) attended a Conference of Mayors from January 20-24, 2015 in Washington D.C.; (3) reported that Sarasota County Openly Plans for Excellence (SCOPE) conducted a community report and will meet in North Port on Tuesday, January 27, 2015 at 5:30 p.m. at the Morgan Family Community Center.

Vice-Mayor Moore: (1) attended training meetings at the Institute for Municipal Elected Officials on January 23, 24, and 25, 2015; (2) learned about an individual of the Baha'i Faith group who started a monthly conversation at the George Mullen Activity Center regarding understanding poverty; (3) attended a joint MPO meeting for Charlotte County/Punta Gorda and Sarasota/Manatee chapters; (4) attended the Convocation of Governments in conjunction with Suncoast Central College

Commissioner Yates: (1) attended various community events; (2) met with Sally Tibbets

from Congressman Vern Buchanan's office last week; (3) attended two FEMA meetings, one for officials and one for the community; (4) attended the joint meeting for the MPO with Vice-Mayor Moore, and the regular MPO meeting today; (5) there is a meeting at the Lighthouse Baptist Church on Chancellor Boulevard on Tuesday, January 27, 2015 at 4:30 p.m., regarding the Florida Department of Transportation (FDOT) widening of U.S. 41 to six lanes from Charlotte County Enterprise Drive to Salford Boulevard in North Port; (6) received notice that she was reappointed to the National League of Cities Transportation Infrastructure Steering Committee.

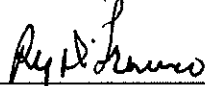
10. ADMINISTRATIVE AND LEGAL REPORTS:

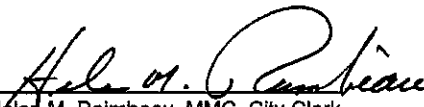
City Manager Lewis: (1) forwarded FEMA documents and staff summary to the Commission concerning the public officials' meeting for review. Thereafter, a brief report was provided regarding the new FEMA maps and how they may affect North Port.

11. ADJOURNMENT:

Mayor DiFranco adjourned the North Port City Commission Regular Meeting at 10:09 p.m.

City of North Port, Florida

By: 
Rhonda Y. DiFranco, Mayor

Attest: 
Helen M. Raimbeau, MMC, City Clerk

Minutes approved at the City Commission Regular Meeting this 23 day of March, 2015.