

1286 > Ord 2024-07 - Charter Referendum Amending Section 1.02(b) Re: Bond and Debt Authority

Status: Completed

Manager: Amber Slayton

Size: Extra Large

Priority: Critical

Category / Sub-Category: Ordinance / Miscellaneous

Description: At the November 8, 2022 meeting, the City Commission voted to begin the process of ordering a charter referendum for the general election in 2024 to amend Section 1.02(b) of the City Charter. While the motion was general, discussion addressed potential limitations as to amount, frequency, or only in emergency conditions. Considerations included the City's limited options to finance an emergency, such as Hurricane Ian.

Last Status Note: 23 May 2024, 04:40 PM: CM asked for revisions to the ballot language to bonding charter amendment. MG working to craft requested language for file 2136

Completion Notes: Delivered legal response today

1324 > Research - Commission Authority to Rename Private Roads and Streets

Status: Completed

Manager: Hillary Ryan

Size: Medium

Priority: High

Category / Sub-Category: Research /

Description: At the 12/13/22 meeting, the Commission took a consensus to have the City Attorney's Office research what authority/limitations the Commission has to rename private roads

Last Status Note: 12 Mar 2024, 11:53 AM: Date required changed to March 14, per discussion bt HAR/ALS

Completion Notes: Memo delivered to City Commission today

1646 > Ord 2023-33 - Smoking Ban in Public Parks

Status: Completed

Manager: Amber Slayton

Size: Large

Priority: High

Category / Sub-Category: Ordinance / Code Amendment

Description: On July 11, 2023, Commission voted 4-1 to Direct CA to draft ordinance prohibiting smoking of cigarettes and vaping in city parks and including a reference to designated smoking areas and direct staff to report back on their input regarding the cost of designated smoking areas and enforcement considerations. Effective July 1, 2022, HB 105 amended FS 386.209, allowing City to prohibit certain smoking. Key language: "...counties and municipalities may further restrict smoking within the boundaries of any public beaches and public parks that they own, except that they may not further restrict the smoking of unfiltered cigars. A municipality may further restrict smoking within the boundaries of public beaches and public parks that are within its jurisdiction but are owned by the county, unless such restriction conflicts with a county ordinance, except that they may not further restrict the smoking of unfiltered cigars. counties and municipalities may further restrict smoking within the boundaries of any public beaches and public parks that they own, except that they may not further restrict the smoking of unfiltered cigars. A municipality may further restrict smoking within the boundaries of public beaches and public parks that are within its jurisdiction but are owned by the county, unless such restriction conflicts with a county ordinance, except that they may not further restrict the smoking of unfiltered cigars. ..."

Last Status Note: 12 Dec 2023, 11:05 AM: Commission adopted the ordinance with a change to specify what areas of city center green are included and excluded

1748 > Research - Live Local Act - Temporary Moratorium for Affordable Housing on Commercial Property

Status: Completed

Manager: Amber Slayton

Size: Large

Priority: Critical

Category / Sub-Category: Research /

Description: At the September 5, 2023 workshop, the Commission unanimously approved the following consensus: Direct the City Attorney to review the legality of issuing a moratorium for a six-month period for affordable housing on commercial property in the City of North Port – passed 4-0 This consensus occurred during discussion of Legistar Item No. 23-1281 re: legislative priorities

Last Status Note: 26 Oct 2023, 04:53 PM: I learned today from Commissioner McDowell that City of Doral settled a claim related to their moratorium. From docs forwarded by FLC, it appears that the City settled an informal dispute after receiving an attorney's letter - the developer had an application on file prior to the effective date of Live Local. MRT spoke with the City Attorney in Sept; there was no mention of this, likely because it was a pending claim.

Completion Notes: Memo sent to Commission today

1796 > Commission Training 2023-24

Status: Completed

Manager: Amber Slayton

Size: Small

Priority: High

Category / Sub-Category: Training /

Description: Annual quasi-judicial training to be delivered, preferably after elections are held, per Commission direction. Item added to rolling agenda for the January 8, 2024, Commission Workshop.

Last Status Note: 26 Dec 2023, 05:10 PM: Quasi-judicial training - Legistar item complete and review sequence started. Item 24-0031, scheduled for January 8, 2024 workshop

Completion Notes: QJ training for City Commission conducted at January 8, 2024 workshop

1806 > Contract - First Amended - City Manager Alfred Jerome Fletcher, II

Status: Completed

Manager: Amber Slayton

Size: Small

Priority: High

Category / Sub-Category: Contract / Miscellaneous

Description: On September 26, 2023, the City Commission directed this item. Per Clerk's notes: A motion was made by Commissioner Stokes, seconded by Commissioner Emrich, to direct the City Attorney to draft amendments to the City Manager's contract relating to term and notice requirements for termination and resignation. The motion carried on the following vote: all yes. Per Deputy CA, who attended meeting, the Commission focused on two terms and is expecting a draft contract to be presented for discussion and approval. Terms: Allow CM to provide 30 days notice when leaving without cause to allow for transition time Make it an annual contract and not 4 year

Last Status Note: 22 Nov 2023, 12:13 PM: Executed contract received from CC; saved to NDs. CC sent it to CM.

1945 > Contract - First Amended - City Clerk Heather Faust (formerly Heather Taylor)

Status: Completed

Manager: Amber Slayton

Size: Small

Priority: Medium

Category / Sub-Category: Contract / Miscellaneous

Description: #CAOInitiatedFile Discussion re: this item is on the December 12, 2023 Commission meeting agenda, item 23-1695. Commission voted to "direct the City Attorney to work with the City Clerk to amend the City Clerk's employment agreement to reflect an annual evaluation date of no later than November 1 and to bring back creative suggestions for a potential salary increase in the interim". Fully-executed version of First Amendment to City Clerk Employment Agreement has been saved to the matter in NetDocs. Matter complete.

Last Status Note: 29 Feb 2024, 10:00 AM: Fully-executed version of First Amendment to City Clerk Employment Agreement has been saved to the matter in NetDocs. Matter complete.

Completion Notes: Fully-executed version of First Amendment to City Clerk Employment Agreement has been saved to the matter in NetDocs. Matter complete.

2045 > Research - Use of Impact Fees for New Police PD Headquarters Building - General Government Impact Fees - Law Enf...

Status: Completed

Manager: Amber Slayton

Size: Small

Priority: Critical

Category / Sub-Category: Research / Miscellaneous

Description: At the February 26, 2024 workshop, the Commission took the following consensus, 5-0: "Consensus to instruct City Attorney to conduct legal analysis on usage of [general] government impact fees and how it relates to the [new] North Port Police Department station [headquarters]" Response requested in advance of March 5 Commission meeting. See definition in City Code Sec. 58-101: General government system improvement. The planning, engineering, construction, or acquisition of land and buildings that add capital improvement capacity serving new development benefitting from the city's general government facilities. General government facilities consist of buildings and land used to provide city services to new development, which are not self-supporting or covered by an impact fee other than the general government impact fee .

Last Status Note: No Status Notes

Completion Notes: Memo sent to Commission tonight

2165 > Analysis - Sign in Right of Way

Status: Awaiting Action

Manager: Amber Slayton

Size: Extra Small

Priority: High

Category / Sub-Category: Land Use /

Description: #ULDCRewrite There were consensus items for CAO from the Commission workshop on April 22nd: YouTube @3:40:00 – McDowell’s motion: To have the CA perform a legal opinion to allow issuing permits for signs in the right of way when the applicant has a special event permit applied for using public property. Summary of Issue – The City previously had an administrative policy or practice of allowing those with an approved special event permit to post signs in the right-of-way advertising their permitted events. At some point this practice changed and permit holders were no longer allowed to advertise their events in the right of way. The commission would like a legal opinion on the legality of allowing permit holders to post signs advertising their events in the right of way, to the exclusion of everyone else. CAO notified the commission from the dais that WS were the legal experts in this area and were likely to be engaged to analyze the question. This led commission to add the words “and staff” to the next consensus item. YouTube @3:45:00 – McDowell’s motion: To have CA and staff work together to come up with other viable options to allow event signage to be placed somewhere someplace within the city. Summary of Issue – Staff explained to commission that allowing the posting of signs in the right of way was an all or nothing position, as long as the sign met size limitations. Either the city must allow every sign or it must prohibit every sign in the right of way. However, staff provided an alternative approach where signs would be allowed within the right of way but only in designated areas. For example, in the right of way located between two named roads. This is not something staff supports but did present it as an option. The Commission is looking for a legal analysis and “viable options” to allow for this scheme to allow signs in certain right or ways.

Awaiting Action - External Resource 13 May 2024: Per discussions with Development Services, they will have 1:1 meetings with each Commissioner and special counsel Susan Trevarthan will be present to address these issues. These meetings should fulfill this Commission direction.

Last Status Note: No Status Notes