



City of North Port

4970 CITY HALL BLVD
NORTH PORT, FL 34286

Meeting Agenda 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, MMC, Deputy City Clerk

Monday, September 14, 2015

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) Comments on items not scheduled on the Agenda or Consent Agenda Items that have not been pulled for discussion will be heard under Public Comments; (2) Comments on all scheduled Agenda Items will be heard immediately following the presentation by the Staff or Petitioner. Please wait until you are recognized by the Presiding Officer, state your name and address 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 – RHONDA Y. DIFRANCO, MAYOR

INVOCATION PROVIDED BY DR. GARY BALL, PASTOR OF COASTAL COMMUNITY CHURCH

PLEDGE OF ALLEGIANCE – LED BY THE COMMISSION

APPROVAL OF AGENDA – COMMISSION

1. ANNOUNCEMENTS –CITY CLERK RAIMBEAU

A. [14-1232](#) Current Vacancies for Boards and Committees.

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

B. [14-1233](#) Upcoming Expiration Dates for Boards and Committees.

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

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 not scheduled on the Agenda or Consent Agenda Items that have not been pulled for discussion. 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. 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, and Public input will be allowed on the withdrawn items only.)

- A. [14-1234](#) Approval of Minutes for the July 1, 2015 Joint Meeting with Sarasota City, Venice and Longboat Key Minutes; July 13, 2015 Commission Regular Meeting Minutes; July 23, 2015 Commission Budget Workshop Meeting Minutes; July 23, 2015 Commission Special Meeting Minutes; July 27, 2015 Commission Regular Meeting Minutes; July 28, 2015 Commission Workshop Meeting Minutes; July 31, 2015 Commission Workshop Meeting Minutes.

Attachments: [07-01-2015 Commission Joint Meeting with Sarasota City, Venice, Longboat Ke](#)
 [07-13-2015 Commission Regular Meeting Minutes](#)
 [07-23-2015 Commission Budget Workshop Meeting Minutes](#)
 [07-23-2015 Commission Special Meeting Minutes](#)
 [07-27-2015 Commission Regular Meeting Minutes](#)
 [07-28-2015 Commission Workshop Meeting Minutes](#)
 [07-31-2015 Commission Workshop Meeting Minutes](#)

- B. [14-1177](#) Polling Place Agreements for 2016 Elections between the City of North Port and the Sarasota County Supervisor of Elections.

Attachments: [Letter from Supervisor of Elections](#)
 [Agreement for Precinct # 309](#)
 [Agreement for Precinct # 311](#)
 [Agreement for Precinct # 313](#)
 [Agreement for Precinct # 331](#)
 [Response to Request for Legal Services Legal Review of 4 Polling Place Agree](#)

- C. [14-1151](#) Cash Receipts Summary – June 2015.

Attachments: [Cash Receipts Summary 063015](#)

- D. [14-1194](#) Cash Receipts Summary – July 2015.

Attachments: [Cash Receipts Summary 073115](#)

- E. [14-1216](#) Use of Contingency Funds for Claims Buyout in the amount of \$50,000.

- F. [14-1133](#) Procurement of two (2) additional police vehicles for FY 2015 in the

amount of \$63,050 increasing the not to exceed year to date amount to \$1,271,152.

Attachments: [Piggyback and Other Exemptions'Garber and DSS'070715.docx](#)
[Garber Chevrolet packet](#)
[Dana Safety Supply packet](#)
[Florida Department of State Division of Corporations](#)

- G. [14-1185](#) County-Wide JAG Support Letter

Attachments: [County-Wide JAG Support Letter.doc](#)

- H. [14-1200](#) Agreement between the School Board of Sarasota County, Florida and City of North Port for the School Resource Officer Program.

Attachments: [School Resource Officer Agreement 2015'2016](#)

- I. [14-1138](#) Dell Computer Marketing LP Sole Source Server Purchase in the amount of \$37,641.66.

Attachments: [Purchase Request Dell](#)
[Division of Corporation Dell Computer Marketing Corp.](#)

- J. [14-1192](#) RFB No. 2015-37 Cleaning Services for the City of North Port to ABM Janitorial Services-Southeast, LLC, in an annual amount of \$143,457.60 plus porter services with estimated annual cost of \$4,500.00.

Attachments: [RFB No. 2015-37 and Addendum](#)
[RFB No. 2015-37 Notice of Intent to Award](#)
[Bid Tabulation Sheet](#)
[Award Recommendations](#)
[ABM Submittal](#)
[Florida Division of Corporations Document](#)

- K. [14-1196](#) Utilization of the City of Punta Gorda Joint Cooperative Contract No. N06177 with HD Supply Waterworks, LTD. for the City-wide purchase of infrastructure, plumbing and utility products in an estimated amount of \$151,500

Attachments: [Piggyback Procurement Request Form](#)
[Cooperative Purchasing Agreement No. N016177](#)
[Florida Division of Corporations Document](#)

- L. [14-1199](#) Approval of the single-source procurement for design engineering, permitting, and hydrogeologic services by Cardno for Cycle Test 5 of the Aquifer Storage and Recovery (ASR) Well Project, in an amount not to exceed \$93,600.

Attachments: [Single Source Procurement Exemption Request](#)
[Scope of Service with Rates](#)
[Florida Division of Corporations Document](#)

- M. [14-1213](#) Renewal agreement between Dr. Steven R. Newman, M.D, P.A. as Medical Director for the City of North Port Fire Rescue District for a three-year term, with a cost of \$28,170.52 for the first year.

Attachments: [Agreement for Director of Emergency Medical Service Systems](#)

4. PUBLIC HEARINGS:

- A. [14-1190](#) DMP-15-030, Lowe's Outparcel, Quasi-Judicial

Attachments: [DMP-15-030, Staff Report](#)

- B. [14-1170](#) Petition No. SPX-14-129, a Special Exception to Construct a ± 21,000 Square Foot Expansion to the Existing ± 12,260 Square Foot First Slavic Pentecostal Church in the North Port Estates

Attachments: [City Commission Staff Report SPX-14-129](#)
[Complete PZAB Packet SPX-14-129](#)

- C. [14-1215](#) Ordinance 2015-31, second reading, modifying the City-Wide Fee Schedule for Fiscal Year 2015-2016.

Attachments: [Ordinance 2015-31](#)
[Appendix A to Ordinance 2015-31](#)
[Summary of changes in strike-through underline format](#)

- D. [14-1176](#) Ordinance No. 2015-29, first reading, file number GEN-15-081, amending the North Port City Code Chapter 58-Planning and Development, Article I. Sec. 58-2 Planning and Zoning Fees.

Attachments: [Ordinance No. 2015-29](#)

- E [14-1188](#) Ordinance No. 2015-37, first reading, CPA-15-099 Update to the Capital Improvement Element

Attachments: [Ordinance No. 2015-37](#)
[Attachment 1 GOP's](#)
[Attachment 2 CIE Text](#)

- F. [14-1171](#) Ordinance No. 2015-22, second reading, TXT-15-072, amending the ULDC relating to Annexation procedures.

Attachments: [Staff Report with Exhibits](#)
[Final Ordinance No. 2015-22 Annexations Moriarty](#)

- G. [14-1172](#) Ordinance No. 2015-23, second reading, Petition TXT-15-073, amending the ULDC, Section 1-33 of Chapter 1 relating to rezoning procedures.

Attachments: [TXT-15-073 Staff Report](#)
[Ordinance No. 2015-23 Amendment ULDC §1-33](#)

- H. [14-1186](#) Ordinance No. 2015-39, first reading, eliminating the alternate positions from boards and committees.

Attachments: [Ordinance No. 2015-39](#)
[05-22-15 Commission Workshop on removing the alternate position](#)
[Ordinance No. 2015-39 Exhibit A](#)
[Ordinance No. 2015-39 Exhibit B](#)
[Ordinance No. 2015-39 Exhibit C](#)
[Ordinance No. 2015-39 Exhibit D](#)

5. RESOLUTIONS

- A. [14-1169](#) Resolution No. 2015-R-20, Petition No. VAC-15-085, Scott B. McLean and Valerie McLean request to vacate a 5.77-foot by 37-foot portion of the platted rear (10) ten-foot utility and drainage easement for the purpose of constructing a swimming pool. The site contains ± 213.49 square feet and is located at 5768 Rhapsody Avenue (Lot 27, Block 1086 Twenty-Third Addition to Port Charlotte Subdivision). (Quasi-Judicial)

Attachments: [Resolution 2015-R-20](#)
[Staff Report](#)

- B. [14-1178](#) Resolution No. 2015-R-21, providing for the adoption and establishment of a Public Records Request Policy.

Attachments: [Resolution No 2015-R-21](#)

- C. [14-1187](#) Resolution number 2015-R-25 permitting the City Attorney to accept service of process and civil summons on behalf of the Mayor, Vice Mayor, and City Commission.

Attachments: [Resolution 2015-R-25 A Resolution Permitting the City Attorney to Accept proce](#)

6. GENERAL BUSINESS:

- A. [14-1179](#) Discussion and possible action regarding appointment of one (1) Regular Member to the Art Advisory Board.

Attachments: [Application and Backup Material](#)

- B. [14-1183](#) Discussion and possible action regarding appointment of two (2) Youth Members to the Art Advisory Board.

Attachments: [Applications and Backup Material](#)

- C. [14-1168](#) Discussion and possible action regarding appointment to the Community Action Agency Board (CAAB)

Attachments: [Letter from Sarasota County re CAAB](#)
[Sarasota County Advisory Council Application](#)

- D. [14-1218](#) Discussion regarding agreement for Purchase and Sale of Real Property described as Lot 14, Block 1428, 29th Addition to Port Charlotte Subdivision, PID # 0954-14-2814 in the amount of \$3,300.00.

Attachments: [Agreement for Purchase and Sale of Real Property - McGraw](#)
[Resolution 07-R-11](#)
[Property Information - McGraw](#)
[Property Location Map - McGraw](#)

- E. [14-1222](#) Discussion regarding Beneficial Communities - Creighton Creek Senior Apartments

Attachments: [Memo CM Lewis Beneficial Communities Creighton Creek Senior Apartments](#)

- F. [14-1224](#) Discussion regarding the 2016 City of North Port State Legislative Priorities

Attachments: [DRAFT 2016 priorities NP](#)
[2016 FLC Action Agenda](#)
[City of Sarasota 2016 Legislative Priorities](#)
[Charlotte County 2016 Appropriations Requests by Department](#)
[Sarasota County 2016 Legislative Priorities](#)

7. PUBLIC COMMENT:

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8. SCHEDULING OF WORKSHOPS:

9. COMMISSION REPORTS:

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. 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.