

Erik Arroyo  
Mayor



Vice Mayor Kyle Battie  
Commissioner Jen Ahearn-Koch  
Commissioner Liz Alpert  
Commissioner Hagen Brody

## **REGULAR CITY COMMISSION MEETING OF JANUARY 3, 2022**

**WELCOME** to a Regular meeting of the City Commission. This Agenda includes all matters scheduled to come before the Commission at this meeting. It is prepared to help you follow the proceedings of the meeting. Your interest is appreciated, and we invite your comments. Input from citizens is important; we need and welcome it.

**If you wish to address the Commission, please fill out a "Request To Speak" Form** located on the table at the back of the Commission Chambers. Fill out the form completely, indicating the Agenda Item to which you intend to speak, and place the form in the box on the table. **If you intend to speak under Citizens' Input Concerning City Topics**, the subject should also be noted on the "Request To Speak" Form. **Agenda Items for which citizens' comments are not permitted are noted.** In general, these will be items on which a public hearing has previously been held. Listed below are the time limits established for speaking:

- **Public Hearings - Quasi-judicial:** A reasonable amount of time to be determined by the City Commission will be provided to Applicants and Affected Persons desiring to speak.
- **Public Hearings - Legislative:** Citizens desiring to speak are allowed five (5) minutes. Petitioners are allowed fifteen (15) minutes with a five (5) minute rebuttal at the close of the public hearing. We will ask you to take an oath that all evidence and testimony presented during the public hearing are truthful.
- **Citizens' Input Concerning City Topics** - Citizens desiring to speak are allowed three (3) minutes. Remember, appearances before the Commission are not a substitute for attempting to resolve your issue(s) through the appropriate administrative channels. **Citizens' Input is to allow citizens the opportunity to present their view on matters concerning City topics but not on items scheduled elsewhere on the Agenda.** Questions and answers shall not be permitted. Matters presented to the Commission may be referred by the Mayor, with consensus of the Commission, to the Administration for action and possible follow-up at a future Commission meeting. We expect that citizens have first attempted to speak directly with the City's Administration.
- **Other Agenda Items permitting citizens' comment** - Citizens desiring to speak are allowed **three (3) minutes.** Agenda items for which citizens' comments are not permitted are noted in the left margin of the Agenda.

The City Auditor and Clerk will forward all Request to Speak forms to the Mayor. When the Mayor calls your name, come to the Commission table, and restate your name for the record. We ask that your comments be limited to the subject of the Agenda Item. Remember, we are always happy to listen to your comments; however, this is not intended to be an extended question and answer session.

Again, the City Commission thanks you for taking the time to participate in our meeting.

**ERIK ARROYO**  
Mayor



## REVISED AGENDA

**REGULAR CITY COMMISSION MEETING**

**January 3, 2022**

**CITY HALL**

**City Commission Chambers  
9:00 AM**

**1565 First Street  
Sarasota, Florida**

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**CALL MEETING TO ORDER  
INVOCATION  
PLEDGE OF ALLEGIANCE**

**\*\* PLEASE NOTE: THE COMMISSION WILL RECESS FOR LUNCH AT APPROX. 12:00 P.M. \*\***

**APPROVE PROPOSED AGENDA SCHEDULE**

Citizens' comments are not permitted on Proposed Agenda Schedule

**I. COMMISSION PRESENTATIONS:**

- I.1 Presentation Re: Citizen Recognition of Dionel Aviles (THIS ITEM WAS ADDED UNDER CHANGES TO THE ORDER OF THE DAY)  
[I.1 Agenda Request Form.pdf](#)

**II. SCHEDULED PRESENTATIONS:**

Scheduled Presentations are limited to 7 minutes. No action may be taken by the Commission other than referral to the administration. Citizens comments are not permitted on Scheduled Presentations

**III. CITIZENS' INPUT CONCERNING CITY TOPICS:**

(Limited to 30 minutes)

Note to the Public:

At this time, citizens may address the Commission on topics concerning the City. (3 minutes per person time limit) Citizens' Input is to allow citizens the opportunity to present their view on matters concerning City topics but not on items scheduled elsewhere on the Agenda or items that were the subject of a previously held public hearing which has been closed and Commission deliberations continued to a future date. Questions and answers shall not be permitted; however, matters presented to the

Commission may be referred by the Mayor, with consensus of the Commission, to the Administration for action and possible follow-up at a future Commission meeting.

**IV. APPROVAL OF MINUTES:**

Citizens' comments are not permitted on Approval of the Minutes items.

- IV.1 Approval Re: Minutes of the Regular Sarasota City Commission Meeting of November 15, 2021 (CITIZENS COMMENTS ARE NOT PERMITTED ON THIS ITEM)

[IV.1 Agenda Request Form.pdf](#)  
[21-11-15 Regular FINAL.pdf](#)

- IV.2 Approval Re: Minutes of the Regular Sarasota City Commission Meeting of December 06, 2021 (CITIZENS COMMENTS ARE NOT PERMITTED ON THIS ITEM)

[IV.2 Agenda Request Form.pdf](#)  
[21-12-06 Regular FINAL1.pdf](#)

**V. BOARD ACTIONS:**

**VI. CONSENT AGENDA NO. 1:**

Note to the Public: All matters listed under Consent Agenda No. 1, are considered to be routine by the City Commission and will be enacted by one motion. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

- VI.1 Approval Re: Authorize the Mayor and City Auditor and Clerk to execute the Interlocal Agreement between the City of Sarasota and Sarasota County Board of County Commissioners, to provide reporting services and utilize certain bus shelters for the new Bay Runner Trolley program

[VI.1 Agenda Request Form.pdf](#)  
[Interlocal Trolley and CTC.pdf](#)

- VI.2 Approval Re: Authorize the Mayor and City Auditor and Clerk to execute the Agreement between the City of Sarasota and David W. Johnston Associates, Inc., Kimley-Horn and Associates, Inc. and S&ME, Inc. (RFP #21-43TS) for Professional Landscape Architectural Services

[VI.2 Agenda Request Form.pdf](#)  
[21-43TS Eagenda Backup.pdf](#)

- VI.3 Approval Re: Authorize the Mayor and City Auditor and Clerk to execute the First Amendment and Third Extension Agreement between the City of Sarasota and Wilhelm Brothers, Inc. (RFP # 16-37BK) for Turf Maintenance & Lot Clearing/Mowing Services with an estimated cost of \$218,564.00

[VI.3 Agenda Request Form.pdf](#)  
[Wilhelm-First Amendment to the Third Extension.pdf](#)

- VI.4 Approval Re: Authorize the Mayor and City Auditor and Clerk to execute the Agreements between the City of Sarasota and Insituform Technologies LLC, Ric-Man Construction Florida Inc., and Miller Pipeline LLC (Bid No. 21-50CM) for City

Wide Sanitary Sewer Main Lining and Rehabilitation Services with an annual total estimated cost of \$1,850,000.00

[VI.4 Agenda Request Form.pdf](#)

[RevisedCompletePacket.ITB\\_21-50CM.pdf](#)

## **VII. CONSENT AGENDA NO. 2:**

Note to the Public: All matters listed under Consent Agenda No. 2, are considered to be routine by the City Commission and will be enacted by one motion. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

- VII.1 Adoption Re: Proposed Resolution No. 22R-3068, amending the budget for the fiscal year beginning October 1, 2021 by providing for supplemental appropriations in the amounts identified in exhibit A: providing for severability if any of the parts hereof are declared invalid, etc. (Title Only) to establish a revenue and expenditure budget of \$71,000.00 from the State of Florida Department of Transportation (FDOT) Grant Fund for a Work Zone Safety Subcontract Agreement grant award. There is no matching funds required for this grant

[VII.1 Agenda Request Form.pdf](#)

[Res 22R-3068- backup -01-03-22.pdf](#)

- VII.2 Adoption Re: Proposed Resolution No. 22R-3070, requesting the State of Florida Department of Transportation (FDOT) to modify the light display on the Ringling Causeway Bridge on the Bridge Light Days identified herein, etc. (Title Only)

[VII.2 Agenda Request Form.pdf](#)

[Ringling Bridge Lights Resolution Agenda Back Up 010322.pdf](#)

- VII.3 Adoption Re: Second Reading of Proposed Ordinance No. 21-5351, amending the Sarasota City Code Chapter 10, Beaches and Waterways, Article II, Boating, Division 1, General Regulations, Section 10-20 to update Definitions; amending Division 3, Mooring and Anchoring, to prohibit the mooring and anchoring of liveaboard vessels, floating structures, and commercial vessels, excluding commercial fishing vessels, outside the marked boundaries of a properly permitted mooring field unless within a public or private marina; providing for the severability of the parts hereof if declared invalid or unenforceable, etc. (Title Only)

[VII.3 Agenda Request Form.pdf](#)

[proposed ord. 21-5351.pdf](#)

- VII.4 Adoption Re: Second Reading of Proposed Ordinance No. 22-5392, amending the Sarasota City Code, Chapter 34.5, Vacation Rentals, to delete references to required affidavits and to substitute written declarations which can be submitted on line without notarization; to delete general references to the Florida Building Code; Fire Prevention Code and Residential Swimming Pool Safety Act and to substitute specifically enumerated items that are subject to inspection; to delete the requirement that the legal description of property be submitted with an application for registration and to substitute the parcel identification number; to delete the requirement that advertising of a vacation rental shall display the State Transient Lodging License Number and substitute the City of Sarasota Vacation

Rental Certificate of Registration Number; all as more fully specified herein; providing for the severability of the parts hereof, etc. (Title Only)

[VII.4 Agenda Request Form.pdf](#)

[Vacation Rental Ordinance Back-up 1.3.22 meeting.pdf](#)

- VII.5 Adoption Re: Second Reading of Proposed Ordinance No. 22-5394, amending and restating Article IV, of Chapter 32, of the Sarasota City Code, which establishes a process for consideration of applications for an exemption from certain Ad Valorem Taxation for new businesses and expansions of existing businesses as approved at referendum; providing for additional definitions; providing for updated eligibility criteria; providing for an updated sunset date, etc. (Title Only)

[VII.5 Agenda Request Form.pdf](#)

[ord 22-5394 12-13-21 for backup.pdf](#)

## **VIII. BOARD APPOINTMENTS:**

- VIII.1 Appointment Re: Police Officers' Pension Fund Board of Trustees

[VIII.1 Agenda Request Form.pdf](#)

[1-3-22 PolicePension backup.pdf](#)

## **IX. UNFINISHED BUSINESS:**

- IX.1 Adoption Re: Second Reading of Proposed Ordinance No. 21-5384, to vacate that certain approximately 7,193 +/- square-foot section of the platted 16-foot wide alley right of way bounded on the South by the Northerly right of way line of 10th Street (platted as Prosperity Avenue) extending northward for approximately 449.58 +/- feet, in the block between Cocoanut Avenue and Florida Avenue; all as is more particularly described herein; providing for severability of the parts hereof, etc. (Title Only) (Application No. 21-SV-01, Applicant Joel J. Freedman, AICP of Schumaker Advisors of Florida, LLC as agent representing Tenth Street Living, LLC, owner of adjacent property)

[IX.1 Agenda Request Form.pdf](#)

[Back-Up Material--Luxe on Tenth Alley Vacation \(1-3-22 CC Meeting\).pdf](#)

- IX.2 Adoption Re: Second Reading of Proposed Ordinance No. 21-5385, to rezone that certain approximately 3.15 +/- acre parcel of real property bounded by 10th Street on the south, Cocoanut Avenue on the west, Florida Avenue on the east, and privately owned parcels on the north with street addresses of 1313 and 1315 10th Street, 1030, 1042, 1050 and 1056 Cocoanut Avenue, and 1019, 1037, 1047 and 1051 Florida Avenue from the Residential Multiple Family-3 (RMF-3) and Industrial Light Warehousing (ILW) Zone Districts to the Residential Multiple Family-7 (RMF-7) Zone District; approving Site Plan Application No. 21-SP-03 to allow construction of an up to 157 residential unit apartment complex; all as more particularly set forth herein, etc. (Title Only) (Application Nos. 21-RE-02 and 21-SP-03, Applicant: Joel J. Freedman, AICP of Schumaker Advisors of Florida, LLC, as agent representing Tenth Street Living, LLC, fee simple owner)

[IX.2 Agenda Request Form.pdf](#)

[Luxe on Tenth 2nd Reading Backup.pdf](#)

- IX.3 Approval Re: Authorize the Mayor to execute the Lease Agreement between the City of Sarasota and Sarasota African American Cultural Coalition for the use of the Leonard Reid House as a temporary arts and cultural center

[IX.3 Agenda Request Form.pdf](#)

[Leonard Reid House Lease Agreement Agenda Items MERGED.pdf](#)

**X. LEGISLATIVE PUBLIC HEARINGS:**

Note to the Public: At this time citizens will take an oath if they desire to speak at the following public hearings.

- X.1 Public Hearing Re: Proposed Ordinance No. 22-5399, amending the Code of the City of Sarasota, Chapter 2, Administration, Article V, Division 5, Code Compliance System to update the City Code Compliance Process; providing that a Code Compliance Officer shall initially issue a Notice of Violation in place of an Order to Comply; providing that a hearing shall be conducted prior to the institution of a fine; providing for the removal of the separate expedited process to issue a citation for an alleged public nuisance given the ability to issue a citation pursuant to an expedited process for an alleged threat to public health, safety and welfare; providing clarification regarding the initiation of hearings before the Magistrate; providing for severability; providing for the repeal of Ordinances in conflict, etc. (Title Only)

[X.1 Agenda Request Form.pdf](#)

[backup ord 22-5399 1-3-22.pdf](#)

**XI. QUASI-JUDICIAL PUBLIC HEARINGS:**

Note to the Public: At this time citizens will take an oath if they desire to speak at the following public hearings.

- XI.1 Public Hearing Re: Proposed Ordinance No. 22-5393, amending Rezone Ordinance No. 20-5315 which, pursuant to Application No. 19-RE-01 rezoned that certain approximately 25.26 +/- acres parcel of real property located west of N. Orange Avenue, east of the Seminole Gulf Railroad track, between 17th Street to the north and 11th Street to the south with street addresses of 1501 and 1199 N. Orange Avenue, commonly known as The Pines of Sarasota, from the Office Regional District (ORD) Zone District and the Industrial (I) Zone District to the Downtown Edge (DTE) Zone District so as to amend proffered Site Plan Application No. 19-SP-08 which allowed Phase I of the Redevelopment Plan consisting of replacement of existing facilities as well as improvements to drainage and access so as to allow as Phase II of the Redevelopment Plan construction of an up to a 75-child daycare facility; all as more particularly set forth herein, etc. (Title Only) (Application No. 21-ROA-02, Applicant: Joel J. Freedman, AICP of Shumaker Advisors, as agent representing Pines of Sarasota, Inc. and 100 Central Avenue Corporation, as fee simple owners)

[XI.1 Agenda Request Form.pdf](#)

[Pines of Sarasota Backup 1-3-22 CC.pdf](#)

**XII. NEW BUSINESS:**

- XII.1 Approval Re: Sarasota/Manatee Metropolitan Planning Organization's (MPO) City of Sarasota Project Priorities



[XII.1 Agenda Request Form.pdf](#)

[Back Up for Sarasota-Manatee Metropolitan Planning Organization's \(MPO\)  
City of Sarasota Project Priorities.pdf](#)

XII.2 Direction Re: Consideration to direct staff to evaluate and assess locating dog parks along Sarasota Bay and/or the Gulf of Mexico (Lido Beach) (THIS ITEM WAS ADDED UNDER CHANGES TO THE ORDER OF THE DAY)

[XII.2 Agenda Request Form.pdf](#)

XII.3 Discussion Re: Merchant support during Fresh Fridays through Sip and Shop campaign (THIS ITEM WAS ADDED UNDER CHANGES TO THE ORDER OF THE DAY)

[XII.3 Agenda Request Form.pdf](#)

**XIII. CITIZENS INPUT CONCERNING CITY TOPICS:**

(Limited to 30 minutes) Note to the Public: At this time, citizens may address the Commission on topics concerning the City. (3 minutes per person time limit) Citizens' Input is to allow citizens the opportunity to present their view on matters concerning City topics but not on items scheduled elsewhere on the Agenda or items that were the subject of a previously held public hearing which has been closed and Commission deliberations continued to a future date. Questions and answers shall not be permitted; however, matters presented to the Commission may be referred by the Mayor, with consensus of the Commission, to the Administration for action and possible follow-up at a future Commission meeting.

**XIV. REMARKS OF COMMISSIONERS, ANNOUNCEMENTS AND ITEMS FOR NEXT AGENDA:**

**XV. OTHER MATTERS/ADMINISTRATIVE OFFICERS:**

**XVI. ADJOURN**

**MEETING NOTICE**

Meeting Notice

[1-3-22 Changes to the Order of the Day Notice.pdf](#)

[1-3-22 Regular Meeting Notice.pdf](#)

**CITY COMMISSION RULES OF PROCEDURE**

City Commission Rules of Procedure

[CC.RulesofProcedure.AdoptedSept20-2021.pdf](#)



## Notice to the Public

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The City of Sarasota is committed to providing qualified disabled individuals an opportunity to participate in meetings of the City Commission.

The City of Sarasota prohibits discrimination in all services, programs, or activities on the basis of race, color, national origin, age, disability, sex or gender, marital or familial status, religion, sexual orientation, veteran status, or genetic information. Persons with disabilities who require assistance or alternative means for communication of program information such as Braille, large print, audiotape, etc., should contact: The Office of the City Auditor and Clerk, Sarasota City Hall, 1565 1st Street, Room 110, Sarasota, Florida 34236, (941) 263-6222.

In accordance with the Americans with Disabilities Act of 1990 and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in a meeting should contact the Office of the City Auditor and Clerk at (941) 263-6222 at least two business days prior to the date of the meeting as to the nature of the auxiliary aids and/or service necessary.

Every effort will be made to provide such aid or service to the extent that they are reasonable, do not result in undue financial or administrative burden, and do not alter the fundamental nature of the meeting. Consideration will be given to the individual's preferred aid or service. However, alternatives may be provided if in the City's determination such alternatives provide an effective means of communication. For the benefit of individuals utilizing hearing aids with a T-coil, the City Commission Chambers and SRQ Media Studio are outfitted with a Hearing Induction Loop for enhanced hearing assistance.

Proceedings will be electronically recorded. Should an individual feel that a verbatim transcription of the proceedings may later be needed, said individual has the burden and expense of arranging for same. Copies of the electronic recording may be purchased from the Office of the City Auditor and Clerk.

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**Shayla Griggs**  
City Auditor and Clerk