

Liz Alpert
Mayor



Vice Mayor Jen Ahearn-Koch
Commissioner Erik Arroyo
Commissioner Kyle Battie
Commissioner Debbie Trice

REGULAR CITY COMMISSION MEETING OF JULY 1, 2024

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.

LIZ ALPERT
Mayor



AGENDA

REGULAR CITY COMMISSION MEETING

July 1, 2024

CITY HALL

**City Commission Chambers
9:00 AM**

**1565 First Street
Sarasota, Florida**

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

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

PLEDGE OF PUBLIC CONDUCT

APPROVE PROPOSED AGENDA SCHEDULE

Citizens' comments are not permitted on Proposed Agenda Schedule

I. COMMISSION PRESENTATIONS:

- I.1 Presentation Re: Historic Preservation Florida Archaeological Council, Inc., Stewards of Heritage Award; and the notification of the National Park Service officially listed the Newtown Historic District in the National Register of Historic Places.

[I.1 Agenda Request Form.pdf](#)
[Agenda Back-Up 7-1-24.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 May 06, 2024 (CITIZENS COMMENTS ARE NOT PERMITTED ON THIS ITEM)

[IV.1 Agenda Request Form.pdf](#)
[24-05-06 Regular. FINAL.pdf](#)

IV.2 Approval Re: Minutes of the Special Sarasota City Commission Meeting of May 13, 2024 (CITIZENS COMMENTS ARE NOT PERMITTED ON THIS ITEM)

[IV.2 Agenda Request Form.pdf](#)
[24-05-13 Attorney-Client FINAL.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 Municipal Services and Pre-Annexation Agreement between the City of Sarasota and Ordean L Krause and Catherine E. Krause for 3030 Hawthorne Street

[VI.1 Agenda Request Form.pdf](#)
[agenda request 3030 hawthorne backup.pdf](#)

VI.2 Approval Re: Authorize the Mayor and the City Auditor and Clerk to execute the Agreement between the City of Sarasota and Natura FL, LLC (RFP #24-27HR) for DID-funded Downtown Ornamental Plant Installation and Maintenance Services for the Downtown In Bloom Flower Baskets Program with an estimated cost of approximately \$528,111 over a three (3) year period

[VI.2 Agenda Request Form.pdf](#)
[24-27HR Back Up Documents.pdf](#)

VI.3 Approval Re: Authorize the Mayor and City Auditor and Clerk to execute the First Extension of Investment Advisory Agreement between the City of Sarasota and PFM Asset Management, LLC for professional consultant investment services for the City's investment portfolio of approximately \$229 million. The estimated annual cost of this agreement is in the amount of \$140,000.00

[VI.3 Agenda Request Form.pdf](#)
[PFM Investment Agreement Extension.pdf](#)

- VI.4 Approval Re: Final Federal Fiscal Year 2024-25 Annual Action Plan containing recommendations of staff and the submission thereof to the U.S. Department of Housing and Urban Development by signing the required Community Development Block Grant and HOME Investment Partnerships Program Certification Forms and Authorize the City Manager to make minor modifications
[VI.4 Agenda Request Form.pdf](#)
[VI.4 Federal FY 2024-25 Final Annual Action Plan_REVISED.pdf](#)
- VI.5 Approval Re: Authorize the Mayor and City Auditor and Clerk to execute the Contract Agreement between the City of Sarasota and Cacique Utilities, LLC. (24-28JS) for the Small AC Force Main Replacement (FY23) - Phase 1 Construction with a total contract price of \$709,533.00
[VI.5 Agenda Request Form.pdf](#)
[Part.One.Agenda.Packet.Cacique.pdf](#)
[Part.Two.Agenda.Packet.Cacique.pdf](#)
- VI.6 Approval Re: Authorize the Mayor and City Auditor and Clerk to execute the Contract Agreement between the City of Sarasota and Aqua-Aerobic Systems, Inc. (Single Source #2933) for the Rebuild of the Bridge Filters, with a total contract price of \$375,377.00
[VI.6 Agenda Request Form.pdf](#)
[AquaAerobics.FullPacket.pdf](#)
- VI.7 Approval Re: Authorize the Mayor and City Auditor and Clerk to execute the First Amendment between the City of Sarasota and Hazen and Sawyer P.C. (RFP #20-43TS) for Water Treatment Plant Water Quality Improvements
[VI.7 Agenda Request Form.pdf](#)
[Hazen.FullPacket.pdf](#)
- VI.8 Approval Re: Authorize the Mayor and City Auditor and Clerk to execute the Subordination of City Utility Interests between the City of Sarasota and Florida Department of Transportation for a utility easement related to the real property located at 3550 Fruitville Road at the intersection of South Beneva Road
[VI.8 Agenda Request Form.pdf](#)
[FullAgendaPacket.FDOT.Easement.pdf](#)
- VI.9 Approval Re: Direct City Attorney to prepare an Ordinance for School Zone Speed Detection System
[VI.9 Agenda Request Form.pdf](#)
[BACK UP MATERIALS_School Zone Speed Detection System.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. 24R-3251, approving the 2023 Statewide Mutual Aid Agreement; authorizing the City manager to execute the agreement

between the City of Sarasota, Florida and the State of Florida Division of Emergency Management and authorizing the City Manager to execute any supplemental or ancillary documents; providing for conflicts, etc. (Title Only)

[VII.1 Agenda Request Form.pdf](#)
[resolution 24R-3251.pdf](#)

- VII.2 Adoption Re: Proposed Resolution No. 24R-3252, amending the budget for the fiscal year beginning October 1, 2023 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 in the amount \$67,828.00 for Sidewalk Cafe sidewalk cleaning

[VII.2 Agenda Request Form.pdf](#)
[Res 24R-3252_backup_07-01-24.pdf](#)

- VII.3 Adoption Re: Proposed Resolution No. 24R-3253, amending the budget for the fiscal year beginning October 1, 2023 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 increase the expenditure budget in the amount \$250,000.00 for judgements and claims in the Fleet and Liability Fund

[VII.3 Agenda Request Form.pdf](#)
[Res 24R-3253_backup_07-01-24.pdf](#)

- VII.4 Adoption Re: Proposed Resolution No. 24R-3254, calling for the First Municipal Election to be held on Tuesday, August 20, 2024, and the General Municipal Election to be held on Tuesday, November 5, 2024 for the purpose of electing three District City Commissioners for a term of four years; setting forth the location of the polling places; authorizing the mayor to appoint the clerks, inspectors and officers for the election, etc. (Title Only)

[VII.4 Agenda Request Form.pdf](#)
[Resolution No. 24R-3254 Designating Polling Places.pdf](#)

- VII.5 Adoption Re: Proposed Resolution No. 24R-3255, indicating support for the Lido Shoreline Protection and Erosion Control Project, and in support of an Inlet Management Plan with the Florida Department of Environmental Protection, and ability to provide the necessary local fund match; setting forth findings, etc. (Title Only)

[VII.5 Agenda Request Form.pdf](#)
[Res No 24R-3255_Agenda Backup.pdf](#)

- VII.6 Adoption Re: Proposed Resolution No. 24R-3256, amending the budget for the fiscal year beginning October 1, 2023 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 in the amount of \$2,214,000.00 for the completion of Concept Design for the Performing Arts Center

[VII.6 Agenda Request Form.pdf](#)
[Res 24R-3256_backup_07-01-24.pdf](#)

- VII.7 Adoption Re: Proposed Resolution No. 24R-3257, amending the budget for the fiscal year beginning October 1, 2023 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 an expenditure budget in the amount of \$268,000.00 for additional unexpected claims in the Workers' Compensation Fund
[VII.7 Agenda Request Form.pdf](#)
[Res 24R-3257_backup_07-01-24.pdf](#)
- VII.8 Adoption Re: Second Reading of Proposed Ordinance No. 24-5516, to specifically repeal Ordinance 13-5052; to amend Chapter 20 of the Sarasota City Code, Sound Regulations, by deleting those provisions that were added to the Code by Ordinance 13-5052 when the former Section 316.3045 Florida Statutes was declared invalid by the Florida Supreme Court so as to allow law enforcement to return to enforcing regulations pertaining to sound emanating from motor vehicles in accordance with State law rather than in accordance with City Ordinance; providing for the severability of the parts hereof if declared invalid; providing for repeal of ordinances in conflict, etc. (Title Only)
[VII.8 Agenda Request Form.pdf](#)
[Ord. 24-5516 \(Noise.Motor.Vehicles\).pdf](#)
- VII.9 Adoption Re: Second Reading of Proposed Ordinance 24-5517, amending Chapter 20 of the Sarasota City Code, sound regulations , to clarify and confirm that the Code Compliance Special Magistrate shall have jurisdiction to hear and decide alleged violations of Chapter 20 of the City Code, also known as the City Sound Control Ordinance; repealing Section 20-10 of the City Code, providing that a person may appeal a citation to county court; providing penalties for violations; authorizing lesser fines for uncontested violations as required by law; providing for the severability of the parts hereof if declared invalid; providing for the repeal of ordinances in conflict, etc. (Title Only)
[VII.9 Agenda Request Form.pdf](#)
[24-5517\(Amend.Sound.Ord.Special.Magistrate\).pdf](#)
- VII.10 Adoption Re: Second Reading of Proposed Ordinance No. 24-5524, to rezone that certain vacant parcel of real property totaling approximately 14,473 +/- square feet located on the west side of N. Pompano Avenue between 6th Street and 8th Street from the Residential Single Family 3 (RSF-3) zone district to the Residential Single Family 4 (RSF-4) zone district; all as more particularly set forth herein, etc. (Title Only) (Application No. 24-REN-02, Applicant Tesha Wood, as agent representing KT Homes, LLC, fee simple owner)
[VII.10 Agenda Request Form.pdf](#)
[Agenda Item Back Up.pdf](#)
- VII.11 Adoption Re: Affirmation the Planning Board Resolution recommending approval of Major Conditional Use Application No. 23-CU-03 to revise a previously approved Major Conditional Use in order to amend the permitted uses to include standards for community rentals as an accessory use to the religious institution; approving Site Plan Application No. 23-SP-22 regarding said use; providing for conditions of approval, etc. (Applicant Robert Lincoln, Esq. as agent representing Harvest Tabernacle of Sarasota, Inc.)

[VII.11 Agenda Request Form.pdf](#)
[Agenda Item Backup.pdf](#)

VIII. BOARD APPOINTMENTS:

IX. UNFINISHED BUSINESS:

- IX.1 Approval Re: Authorize the Mayor and the City Auditor and Clerk to execute the Agreement between the City of Sarasota and Ballard Partners, Inc. (RFP #23-30JS) for State Lobbying Services, in the amount of \$75,000.00 per year
[IX.1 Agenda Request Form.pdf](#)
[Cover Sheet and Back Up Material Ballard Partners.pdf](#)
- IX.2 Approval Re: Authorize the Mayor and City Auditor Clerk to execute the Agreement between the City of Sarasota and Karins Engineering Group, Inc. (RFP 24-14PB) for Consulting Engineering Services (Van Wezel Performing Arts Hall Building Assessment) in the amount of \$292,100.00
[IX.2 Agenda Request Form.pdf](#)
[VWPAH Buidling Assessment_Agenda Backup.pdf](#)
- IX.3 Discussion Re: Payment of attorney's fees for Commissioner Battie's legal counsel in excess of amount previously authorized (\$15,000.00)
[IX.3 Agenda Request Form.pdf](#)
[Comm.Battie.Legal.Fees.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. 24-5528, amending Chapter 24, Personnel, Article II, Pensions, Division 3, Police Officers' Pension Plan; amending Section 24-65, Finances and Fund Management; providing for severability of provisions; repealing all Ordinances in conflict herewith, etc. (Title Only)
[X.1 Agenda Request Form.pdf](#)
[City of Sarasota Police Officers Pension Fund - Ordinance 24-5528 Backup Material.pdf](#)
- X.2 Public Hearing Re: Proposed Ordinance No. 24-5536, amending Chapter 24, Personnel, Article II, Pensions, Division 4, General Employees' Defined Benefit Pension Plan, of the Code of Ordinances of the City of Sarasota; amending Section 24-95, Definitions; repealing all Ordinances in conflict herewith; providing for severability of the parts hereof if declared invalid, etc. (Title Only)
[X.2 Agenda Request Form.pdf](#)
[City of Sarasota General Employees Pension Fund - Ordinance 24-5536 Backup Material.pdf](#)
- X.3 Public Hearing Re: Proposed Ordinance No. 24-5523, amending the Zoning Code (2002 Edition), Article II, Definitions and Rules of Construction, Division 2, Definitions, Section II-201, Definitions, to add definitions for Solar Utility, Glare

and Glint; Article VI, Zone Districts, Division 6, Production Intensive Commercial Zone Districts, Table VI-601, to add Solar Utility as a permitted use in the Industrial General (IGD) and Industrial Heavy (IHD) Zone Districts; and Article VII, Regulations of General Applicability, Division 2, Off-Street Parking, Section VII-204, Number of Parking Spaces Required Bicycle Standards, and Alternative Parking Ratios, and Division 3, Transitional Buffers, Landscaping and Vegetation, Section VII-303, Buffer Requirements and installation Standards, and Division 6, Additional Use and Development Standards, Section VII-602, Specific Standards for Certain Uses, all to add development standards specific to development of a solar utility; providing for severability of the parts hereof, etc. (Title Only) (Application No. 24-ZTA-03, Applicant: City of Sarasota)

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

[24-ZTA-03 for City Commission public hearing, July 2024.pdf](#)

- X.4 Public Hearing Re: Proposed Ordinance No. 24-5525, amending the Comprehensive Plan of the City of Sarasota [The Sarasota City Plan], Future Land Use Chapter, to revise the text of the Production-Intensive Commercial Future Land Use Classification so as to identify Solar Utilities as an additional Existing and Planned Primary Use within the Classification and to provide a definition of "Solar Utility"; repealing ordinances in conflict; providing for severability of the parts hereof, etc. (Title Only) (Application No. 23-PA-01, Applicant: City of Sarasota)

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

[Plan Amendment Staff report, 23-PA-01, Solar Utilities, CC Adoption, 07.01.2024.pdf](#)

- X.5 Public Hearing Re: Proposed Ordinance No. 24-5526, to correct and modify projects related to level of service standards in the Capital Improvements Chapter of the Comprehensive Plan of the City of Sarasota [a/k/a the Sarasota City Plan]; stating findings of fact; adopting by reference an updated schedule of level of service projects into the Capital Improvements Chapter of the Sarasota City Plan; repealing ordinances in conflict; providing for the severability of the parts hereof, etc. (Title Only)

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

[Ordinance No 24- 5526 for City Commission, 07.01.2024.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. 24-5530, to rezone that certain vacant parcel of real property totaling approximately 7.51 +/- acres located on the east side of Beneva Road north of its intersection with Circus Boulevard with a street address of 930 N. Beneva Road from the Residential Multiple Family 1 (RMF-1) zone district to the Residential Multiple Family 3 (RMF-3) zone district; all as more particularly set forth herein, etc. (Title Only) (Application Nos. 24-REN-01, Applicant Philip DiMaria, AICP, CNU-A of Kimley-Horn, Inc. as agent representing D.R. Horton Inc., contract purchaser)

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

[CC Backup.pdf](#)

XI.2 Continued Public Hearing Re: Proposed Ordinance No. 24-5514, amending Rezone Ordinance 18-5252 which, pursuant to Application No. 18-REN-01 rezoned six parcels of real property totaling approximately 1.01 acres, more or less, located on the north side of Fruitville Road and the south side of 4th Street east of their intersections with Tamiami Trail, having street addresses of 1240, 1250, 1258 and 1266 4th Street, as well as 1233 and 1241 Fruitville Road, from the Downtown Edge (DTE) Zone District to the Downtown Core (DTC) Zone District subject to certain proffered conditions so as to modify the proffered conditions which limit the height of any buildings on two certain portions of said real property; all as more particularly set forth herein, etc. (Title Only) (Application No. 23-ROA-01) (Applicant Philip DiMaria, AICP, CNU-A, as agent representing Fourth & Trail Developments, LLC, contract purchaser)

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

[XI.2 REVISED CC_Backup.pdf](#)

XII. NEW BUSINESS:

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

[7-1-24 Additional Backup Material Notice.pdf](#)

[7-1-24 Regular Meeting Notice.pdf](#)

CITY COMMISSION RULES OF PROCEDURE

City Commission Rules of Procedure

[CC.RulesofProcedure.AdoptedApril15-2024.pdf](#)



Notice to the Public

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 City of Sarasota ADA Coordinator, Jake Brown, at (941) 263-6299 or by email at adacoordinator@sarasotafl.gov.

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 ADA Coordinator at (941) 263-6299 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.

Shayla Griggs
City Auditor and Clerk