Kyle Battie
Mayor

Vice Mayor Liz Alpert
Commissioner Jen Ahearn-Koch
Commissioner Erik Arroyo
Commissioner Debbie Trice

REGULAR CITY COMMISSION MEETING OF FEBRUARY 21, 2023

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.

KYLE BATTIE
Mayor

AGENDA

REGULAR CITY COMMISSION MEETING | **February 21, 2023**

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:

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

II.1 Presentation Re: Florida Power and Light's Storm Hardening/Power Delivery and Storm Secure Underground Programs
II.1 Agenda Request Form.pdf

II.2 Presentation Re: Manasota League of Cities Issues Update
II.2 Agenda Request Form.pdf

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 February 06, 2023 (CITIZENS COMMENTS ARE NOT PERMITTED ON THIS ITEM)
IV.1 Agenda Request Form.pdf
23-02-06 Regular FINAL.pdf

IV.2 Approval Re: Minutes of the Special Joint Meeting of the Convocation of Governments of the Sarasota Board of County Commissioners, the City Commissions of the Cities of North Port and Sarasota, the City Council of the City of Venice, the Town Commission of the Town of Longboat Key, and the School Board of Sarasota County of January 20, 2023 (CITIZENS COMMENTS ARE NOT PERMITTED ON THIS ITEM)
IV.2 Agenda Request Form.pdf
23-01-20 Joint-Convocation (COG) FINAL.pdf

IV.3 Approval Re: Minutes of the Special Sarasota City Commission Meeting of January 30, 2023 (CITIZENS COMMENTS ARE NOT PERMITTED ON THIS ITEM)
IV.3 Agenda Request Form.pdf
23-01-30 Attorney-Client.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 City Manager to execute the Standard Grant Agreement between the City of Sarasota and the State of Florida Department of Environmental Protection (FDEP) for FDEP Agreement Number 22SRP75 for a project titled, The Bay Sarasota: Resilient Infrastructure Part I for a total of $1,250,000.00
VI.1 Agenda Request Form.pdf
Back up for The Bay Resilient Infrastructure Part 1.pdf

VI.2 Approval Re: Authorize the Mayor and City Auditor and Clerk to execute the Second Amendment to Agreement between the City of Sarasota and Ceres

Environmental Services, Inc. (RFP # 18-05JS) for Disaster Recovery Services
VI.2 Agenda Request Form.pdf
Ceres_Agenda_Backup 1-18-23.pdf

VI.3 Approval Re: Authorize the Mayor and City Auditor and Clerk to execute the "Piggy Back" Agreement between City of Sarasota and AJAX Paving Industries for Design Build Push Button Services to allow for the completion of 2022/2023 Resurfacing Projects
VI.3 Agenda Request Form.pdf
AJAX Paving Industries backup.pdf

VI.4 Approval Re: Authorize the Mayor and City Auditor and Clerk to execute the Quitclaim Deed dedicating a portion of the City property abutting Orange Avenue south of Dr. Martin Luther King Jr. Way for Orange Avenue right of way purposes
VI.4 Agenda Request Form.pdf
Quitclaim Deed backup.pdf

VI.5 Approval Re: Authorize the Mayor and the City Auditor and Clerk to execute the First Extension of Agreements between City of Sarasota and Ardaman & Associates, Inc., Terracon Consultants, Inc., and Tierra, Inc. (RFP #19-52CM) for Soil and Material Testing Services.
VI.5 Agenda Request Form.pdf
1st Extension Agreements for Soil and Material Testing Services.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. 23R-3166, 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 creating an interfund loan from the General Fund to The Bay Park Construction Fund
VII.1 Agenda Request Form.pdf
Res 23R-3166_backup_02-21-23.pdf

VII.2 Adoption Re: Proposed Resolution No. 23R-3167, amending the budget for the fiscal year beginning October 1, 2022 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 $3,170,598.00 from the Home Initiatives Partnership Program Rescue Plan fund allocation to reduce homelessness and increase housing stability across the County
VII.2 Agenda Request Form.pdf
Res 23R-3167_backup_02-21-23.pdf

VII.3 Adoption Re: Proposed Resolution No. 23R-3168, amending the budget for the

fiscal year beginning October 1, 2022 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 $115,000.00 for a Florida Department of Transportation (FDOT) Speed and Aggressive Driving Grant for police officer overtime, benefits, and to purchase a speed measurement trailer. There is no City match required for this grant
VII.3 Agenda Request Form.pdf
Res 23R-3168_backup_02-21-23.pdf

VII.4 Adoption Re: Second Reading of Proposed Ordinance No. 23-5459, amending the Code of the City of Sarasota; Chapter 33, Traffic and Motor Vehicles; Article IV, Stopping, Standing or Parking; to allow back-in parking in non angle parking spaces located in surface parking lots and in public parking garages as provided herein; providing for the severability of the parts hereof if declared invalid; providing for the repeal of Ordinances in conflict, etc. (Title Only)
VII.4 Agenda Request Form.pdf
23-5459 (Back-In-Parking.pdf

VIII. BOARD APPOINTMENTS:

VIII.1 Appointment Re: Citizens with Disabilities Advisory Board
VIII.1 Agenda Request Form.pdf
CWD backup.pdf

VIII.2 Appointment Re: Parks, Recreation and Environmental Protection Advisory Board
VIII.2 Agenda Request Form.pdf
PREP Brd backup.pdf

VIII.3 Appointment Re: Police Officers' Pension Fund Board of Trustees
VIII.3 Agenda Request Form.pdf
Police Pension Brd backup.pdf

IX. UNFINISHED BUSINESS:

IX.1 Adoption Re: Second Reading of Proposed Ordinance No. 23-5458, amending Rezone Ordinance No. 12-4995 which, pursuant to Application No. 11-RE-02 rezoned that certain approximately 16.5 +/- acre parcel of real property abutting the southern right of way line of Desoto Road and the eastern right of way line of the Seaboard Air Line Railway right of way, with a street address of 1400 Desoto Road, from the Sarasota County Residential Multiple Family-2 (RMF-2) and Sarasota County Commercial Intensive (CI) Zone Districts to the City of Sarasota Residential Multiple Family - 4 (RMF-4) Zone District so as to amend proffered Site Plan Application No. 11-SP-07 which allowed construction of up to 280 residential dwelling units with a community building of up to 2,335 square feet plus off-street parking so as to allow construction of an up to 280-unit multi-family development with associated amenities such as club house, community swimming pool and outdoor spaces plus off-street parking; all as more particularly set forth herein, etc. (Title Only) (Application Nos. 22-ROA-03 and 22-SP-11) (Applicant Stephen D. Rees, Jr. Esq of Icard Merrill, as agent representing MMI

Development, contract purchaser)
IX.1 Agenda Request Form.pdf
CC Backup 2-21 2nd reading.pdf

IX.2 Discussion Re: Use of on street parking spaces for private dining ("Parklets")
IX.2 Agenda Request Form.pdf
Dining in parklets.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. 23-5467, amending the Code of the City of Sarasota, Section 2-1, City Seal, to provide for the adoption of a new City Seal; providing for the repeal of Ordinances in conflict, etc. (Title Only)
X.1 Agenda Request Form.pdf
23-5467 (New City Seal).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: Major Conditional Use Application No. 22-CU-05 and Site Plan Application No. 22-SP-21, to allow the existing approximately 1,200 +/- square-foot commercial space located at 127 South Pineapple Avenue to operate as a 67-seat restaurant/nightclub, to be known as La Petite Brasserie, as a nightclub requires a Major Conditional Use in the Downtown Core (DTC) Zone District (Application Nos. 22-CU-05 and 22-SP-21) (Applicant: Joel Freedman, AICP of Freedman Consulting & Development as agent representing 127 Pineapple Partners, LLC, owner)
XI.1 Agenda Request Form.pdf
Le Petite Brasserie City Commission Backup.pdf

XII. NEW BUSINESS:

XII.1 Approval Re: Authorization for the City Attorney to prepare an ordinance amending and reinstating Ordinance Nos. 16-5167 and 21-5362 to extend the time for the developer of the proposed Sarasota Station development to obtain the first building permit for vertical construction by an additional two years as the developer is unable to meet the current deadline of July 7, 2023 and for staff to bring the ordinance forward to public hearing before the City Commission; Provide authorization for City Staff to process a Comprehensive Plan Text Amendment to update the text in Future Land Use Action Strategy 1.10(4) as well as any corresponding amendments to Ordinance 21-5362 and bring back to the City Commission for consideration at a future public hearing; Additionally, a previously approved escrow agreement will require revision and approval by the City Commission separate from the public hearing
XII.1 Agenda Request Form.pdf
Agenda Backup for Sarasota Station time extension request.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
2-21-23 Regular Meeting Notice.pdf

CITY COMMISSION RULES OF PROCEDURE

City Commission Rules of Procedure
CC.RulesofProcedure.AdoptedSept20-2021.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, (941) 263-6299.

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.



Shayla Griggs
City Auditor and Clerk