

**BOARD OF COUNTY COMMISSIONERS**

**JANUARY 10, 2023**

A Regular Meeting was held at the Murdock Administration Complex in Commission Chambers; Room 119, Port Charlotte, Florida.

The following members were present: Chair Truex, Commissioner Constance, Commissioner Deutsch, Commissioner Doherty, and Commissioner Tiseo. Also in attendance were: County Administrator Flores, County Attorney Knowlton, and Minutes Clerk Welsh. The following members were absent: None.

**The Meeting was called to order at 9:00 am**

The Invocation was given by Pastor Cliff Washburn, Deep Creek Community Church, followed by the Pledge of Allegiance.

**Changes to the Agenda**

**Change #1:** R-2 Added attachment – 2023 Charlotte County Federal Agenda.

Requested by: Administration

**Change #2:** E-1 Added attachment – Updated Amendment #1 to Employment Agreement.

Requested by: County Attorney

**COMMISSIONER CONSTANCE MOVED TO APPROVE CHANGES TO THE AGENDA, SECONDED BY COMMISSIONER DOHERTY**

**MOTION CARRIED 5:0.**

**Proclamations - Commissioner Stephen R. Deutsch**

**COMMISSIONER CONSTANCE MOVED TO APPROVE THE PROCLAMATIONS, SECONDED BY COMMISSIONER DOHERTY**

**MOTION CARRIED 5:0.**

**Dr. Martin Luther King, Jr. Day**

Proclamation will be mailed to Reverend Ellison Haddock.

**Native Tree and Shrub Preservation Week**

Dave Wilson, Florida Native Plant Society Mangrove Chapter Founding Member accepted the Proclamation.

**Employee Recognition**

Years of Service - December

**5 Years:** Corey Aul, Public Safety; Ralph Feltus, Utilities; Elie Fischhof, Budget & Administration; Derek Hall, Public Safety; Patrick Rowan Jr, Public Safety; Aleta Stadel, Public Safety; **15 Years:** Tavi Cooley, Public Safety; **20 Years:** Brian Bailey, Public Works; Vandy Facey, Community Services; Jennifer Pingleton, Utilities; Jackie Stevens, Human Resources; **25 Years:** Brian Jones, Public Safety; **30 Years:** Linda Free, Budget & Administration; and **35 Years:** Jason Weinmann, Public Works.

**Award Presentations**

**PUBLIC INPUT - AGENDA ITEMS ONLY**

Mickey Beaudoin, Manasota Key Street and Drainage Unit Member spoke against Parking Fees.

Damian Ochab, South Manasota Sandpiper Key Association President spoke against Parking Fees.

Sam Besase, Rotonda West Home Owners Association (HOA) Treasurer remarked on Hurricane Ian Update.

Hank Killion discussed Hurricane Ian Update.

Gary Butler commented on Punta Gorda Community Redevelopment Agency Appointment.

Dave Kesselring spoke against Clerk's Finance Memorandum, Parking Fees, and noted 2023 Federal Legislative Agenda.

**COMMITTEE VACANCIES**

The committee vacancy list below is for informational purposes only. It is not part of the County Commission agenda upon which action is to be taken, and therefore not a topic on which public input is allowed at the beginning of this meeting.

**The Agriculture & Natural Resources Advisory Committee (ANRAC)** is looking for an individual that is a representative of an agriculturally related activity within Charlotte County. The term is to begin immediately and expire on December 31, 2024. This is to replace the term of Mitchell Aman. Please contact Morgan.Cook@charlottecountyfl.gov for an application.

**The Construction Industry Licensing Board** is seeking a volunteer to represent the general contractor category. Volunteer must be an active licensed general contractor and be a resident of Charlotte County for at least two years. Length of term is four years. To obtain an application, contact Diane Whidden at 941-743-1298 or via email at Diane.Whidden@CharlotteCountyFL.gov.

**Construction Industry Licensing Board** is seeking a volunteer to represent the Mechanical/HVAC category. Volunteer must be a licensed, active mechanical/HVAC contractor and be a resident of Charlotte County for at least two years. Length of term is until June 26, 2026. To obtain an application, please call 941-743-1300 or email Diane.Whidden@CharlotteCountyFL.gov.

**The Environmentally Sensitive Lands Oversight Committee (ESLOC)** is looking for a citizen of Charlotte County in the business of land development. The term begins immediately and will expire on December 31, 2025. Please contact [Morgan.Cook@charlottecountyfl.gov](mailto:Morgan.Cook@charlottecountyfl.gov) for an application.

**The Beaches and Shores Committee** is looking for one volunteer to fill the vacant position of Member At Large representative Ed Hill. Position will be effective immediately and term will expire December 31, 2025. Please contact [Claudia.Mayo@charlottecountyfl.gov](mailto:Claudia.Mayo@charlottecountyfl.gov) for an application.

**The Marine Advisory Committee** is looking for two volunteers to fill a Member at Large position to replace Ron Blago and to fill a Harbor Heights Yacht Club position to replace Rebecca Scholl. Terms are effective immediately and will expire December 31, 2025. Please contact [Claudia.Mayo@charlottecountyfl.gov](mailto:Claudia.Mayo@charlottecountyfl.gov) for an application.

**MPO - Citizens' Advisory Committee (CAC)** is seeking one **South County Representative** and one **West County Representative**. These individuals must be a resident of Charlotte County to serve on the CAC. The CAC reviews and makes recommendations on transportation plans and projects that the MPO Board will consider.

**MPO - Bicycle/Pedestrian Advisory Committee (BPAC)** is seeking one **South County Representative** and one **Mid-County Representative**. These individuals must be a resident of Charlotte County to serve on the BPAC. The BPAC reviews and makes recommendations on transportation plans and projects that the MPO Board will consider.

**Charlotte County Transportation Disadvantaged Local Coordinating Board (LCB)** is seeking one volunteer representing the **Economically Disadvantaged** (rule: "A person who is recognized by the Florida Association for Community Action (President), representing the economically disadvantaged in the county."); and one **"Disabled representative who is Disabled**. The purpose of the LCB is to identify local service needs and to provide information, advice, and direction to the Community Transportation Coordination of service to be provided to the transportation disadvantaged. The deadline for submitting an application is Friday, March 3, 2023. Please go online at [www.ccmpto.com](http://www.ccmpto.com) or contact the MPO for an application. The MPO mailing address is Charlotte County-Punta Gorda MPO, 18500 Murdock Circle, Port Charlotte, FL 33948. Fax: 941-883-3534 Email: [office@ccmpo.com](mailto:office@ccmpo.com). The MPO Board will elect the above positions at its Monday, March 20, 2023 Meeting.

The following **MSBU/TU Advisory Boards** are seeking volunteers who must be both a property owner within and reside within the Unit. Submit applications to Public Works Department, 7000 Florida Street, Punta Gorda, Florida 33950; call 941-575-3600 or e-mail [MSBU-TU@CharlotteCountyFL.gov](mailto:MSBU-TU@CharlotteCountyFL.gov).

- **Boca Grande Street & Drainage Unit** is seeking four members to fill vacant unexpired positions with terms through October 31, 2024, and October 31, 2025.

- **Buena Vista Waterway Unit** is seeking one member to fill a vacant unexpired position with a term through October 31, 2025.

- **Edgewater North Waterway Unit** is seeking one member to fill a vacant unexpired position with a term through October 31, 2025.

- **Englewood East Street & Drainage Unit** is seeking one member to fill a vacant unexpired position with a term through October 31, 2024.
- **Gardens of Gulf Cove Street & Drainage Unit** is seeking two members to fill vacant unexpired positions with terms through October 31, 2024, and October 31, 2025.
- **Greater Port Charlotte Street & Drainage Unit** is seeking one member to fill a vacant unexpired position with a term through October 31, 2023.
- **Gulf Cove Street & Drainage Unit** is seeking one member to a fill vacant unexpired position with a term through October 31, 2024.
- **Gulf Cove Waterway Unit** is seeking one member to fill a vacant unexpired position with a term through October 31, 2025.
- **Harbour Heights Street & Drainage Unit** is seeking two members to fill vacant unexpired positions with terms through October 31, 2023, and October 31, 2025.
- **Harbour Heights Waterway Unit** is seeking two members to fill vacant unexpired positions with terms through October 31, 2023, and October 31, 2024.
- **Mid-Charlotte Stormwater Utility Unit** is seeking one member to fill a vacant unexpired position with a term through October 31, 2024.
- **Northwest Port Charlotte Waterway Unit** is seeking one member to fill a vacant unexpired position with a term through October 31, 2025.
- **Pirate Harbor Street & Drainage Unit** is seeking one member to fill a vacant unexpired position with a term through October 31, 2024.
- **Pirate Harbor Waterway Unit** is seeking one member to fill a vacant unexpired position with a term through October 31, 2023.
- **Placida Area Street & Drainage Unit** is seeking one member to fill a vacant unexpired position with a term through October 31, 2025.
- **Rotonda Heights Street & Drainage Unit** is seeking two members to fill vacant unexpired positions with terms through October 31, 2024.
- **Rotonda Lakes Street & Drainage Unit** is seeking one member to fill a vacant unexpired position with a term through October 31, 2024.
- **Rotonda Sands Street & Drainage Unit** is seeking one member to fill a vacant unexpired position with a term through October 31, 2025.
- **South Burnt Store Street & Drainage Unit** is seeking one member to fill a vacant unexpired position with a term through October 31, 2025.

- **South Gulf Cove Street & Drainage Unit** is seeking one member to fill a vacant unexpired position with a term through October 31, 2024.
- **Suncoast Waterway Unit** is seeking five members to fill vacant unexpired positions with terms through October 31, 2023, October 31, 2024, and October 31, 2025.
- **West Charlotte Stormwater** is seeking two members to fill vacant unexpired positions with terms through October 31, 2023, and October 31, 2025.

#### REPORTS RECEIVED AND FILED

Monthly Housing Division Report - November 2023

#### CONSENT AGENDA

COMMISSIONER CONSTANCE MOVED TO APPROVE THE CONSENT AGENDA WITH THE EXCEPTION OF D-1 AND D-2, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

#### Clerk of the Circuit Court

##### A. Comptroller Division

##### 1. Finance

**Recommended Action:** Approve the Clerk's Finance Memorandum.

**Budgeted Action:** No action needed.

##### B. Minutes Division

##### 1. Minutes

**Recommended Action:** Approve the following Minutes:

November 22, 2022 BCC Regular and Land Use Meeting

December 8, 2022 BCC Pre-Agenda

December 13, 2022 Regular and Land Use Meeting

**Budgeted Action:** No action needed.

#### Board of County Commissioners

##### C. Commission Office

##### 1. Appointment - Pirate Harbor Waterway Advisory Board

**Recommended Action:** Approve the appointment of Phillip Smallwood to fill the unexpired term of Jeffrey Nilsson on the Pirate Harbor Waterway Advisory Board. This appointment will be effective immediately and will expire on October 31, 2023.

**Budgeted Action:** No action needed.

2. Appointment - West Charlotte Stormwater Advisory Board

**Recommended Action:** Approve the appointment of John House to fill the unexpired term of Stuart Peterson on the West Charlotte Stormwater Advisory Board. This appointment will be effective immediately and will expire on October 31, 2023.

**Budgeted Action:** No action needed.

3. Appointment - Punta Gorda Community Redevelopment Agency

**Recommended Action:** Charlotte County Board of County Commissioners recommends the appointment of Gary P. Butler to the Punta Gorda Community Redevelopment Agency (Agency). Mr. Butler shall serve for William Dryburgh's unexpired term which begins upon the approval by the Agency and will expire on January 1, 2024.

**Budgeted Action:** No action needed.

4. Appointment - Marine Advisory Committee

**Recommended Action:** Approve the appointment of Laura Gassett-Shoemaker as the USCGA Flotilla 99 Cape Haze representative replacing Larry Piper, to the Marine Advisory Committee. Position is effective immediately and will expire December 31, 2025.

**Budgeted Action:** No action needed.

5. Reappointment - Board of Zoning Appeals

**Recommended Action:** Approve the reappointment of Blair McVety as District 4 representative for the Board of Zoning and Appeals. Term is effective immediately and will expire December 31, 2026.

**Budgeted Action:** No action needed.

**D. County Administration**

1. Administrative Code

**Recommended Action:** Approve revised Administrative Code.

**Budgeted Action:** No action needed.

Chair Truex spoke to acceptance, limits, purpose, and Proclamations. Commissioner Constance noted Proclamations, guidelines, limits, amendment, motion, and purpose. Commissioner Deutsch discussed

Proclamations, guidelines, limitations, and notice. **Commissioner Doherty** commented on limits, Proclamations, and notice. **Commissioner Tiseo** mentioned limits, Proclamations, amendments, and purpose.

County Attorney Knowlton interjected on Administration, timing, deadlines, and Proclamation Guidelines.

**COMMISSIONER CONSTANCE MOVED TO APPROVE ADMINISTRATIVE CODE AS NOTICED AND PUBLISHED WITH THE FOLLOWING AMENDMENT: THAT THE NUMBER OF PROCLAMATIONS THAT ARE READ BE LIMITED TO NO MORE THAN 5 FOR EACH MEETING, ADDITIONAL PROCLAMATIONS CAN BE REQUESTED FOR APPROVAL, SECONDED BY COMMISSIONER DOHERTY**

**MOTION CARRIED 5:0.**

## 2. BCC Schedule Change

### **County Administration**

Approve the following change to the BCC Schedule: a) Add BCC Monthly Workshop on March 21, 2023 at 9:00 a.m. in Room 119 at 18500 Murdock Circle, Port Charlotte; and b) Add a joint meeting of BCC with the city of Punta Gorda on March 21, 2023 at 2 p.m. Room 119 at 18500 Murdock Circle, Port Charlotte; and c) Reschedule the Strategic Focus Area Review meeting scheduled for February 7, 2023 at 9:00 a.m. to February 21, 2023 at 9:00 a.m. at the Centennial Park Recreation Center, 1120 Centennial Blvd, Port Charlotte; and d) Reschedule the Board Workshop- Capital Projects (CNA) from February 21, 2023 at 9:00 am to February 7, 2023 at 9:00 a.m. in Room 119 at 18500 Murdock Circle, Port Charlotte.

**Commissioner Constance** noted March 14, 2023 Regular Meeting Agenda and Florida Association of Counties (FAC) Legislative Conference.

**COMMISSIONER CONSTANCE MOVED TO APPROVE THE FOLLOWING CHANGE TO THE BCC SCHEDULE: ADD BCC MONTHLY WORKSHOP ON MARCH 21, 2023 AT 9:00 A.M. IN ROOM 119 AT 18500 MURDOCK CIRCLE, PORT CHARLOTTE; AND ADD A JOINT MEETING OF BCC WITH THE CITY OF PUNTA GORDA ON MARCH 21, 2023 AT 2 P.M. ROOM 119 AT 18500 MURDOCK CIRCLE, PORT CHARLOTTE; AND RESCHEDULE THE STRATEGIC FOCUS AREA REVIEW MEETING SCHEDULED FOR FEBRUARY 7, 2023 AT 9:00 A.M. TO FEBRUARY 21, 2023 AT 9:00 A.M. AT THE CENTENNIAL PARK RECREATION CENTER, 1120 CENTENNIAL BLVD, PORT CHARLOTTE; AND RESCHEDULE THE BOARD WORKSHOP- CAPITAL PROJECTS (CNA) FROM FEBRUARY 21, 2023 AT 9:00 AM TO FEBRUARY 7, 2023 AT 9:00 A.M. IN ROOM 119 AT 18500 MURDOCK CIRCLE, PORT CHARLOTTE, SECONDED BY COMMISSIONER DOHERTY**

**MOTION CARRIED 4:1., COMMISSIONER DEUTSCH OPPOSED**

### **E. County Attorney**

#### 1. Amendment #1 to Agreement Between Charlotte County and David A. Gammon for Employment - Director of Economic Development

**(Change #2)** Added attachment – Updated Amendment #1 to Employment Agreement.

**Recommended Action:** a) Approve Amendment #1 to the Agreement Between Charlotte County and David A. Gammon for Employment - Director of Economic Development (the "Employment Agreement"), revising the Employment Agreement to reflect the payment of Paid Time Off in lieu of sick and annual leave, where appropriate; and b) Authorize the Chairman to execute the Amendment. **A.AGR 2019-054**

**Budgeted Action:** No action needed.

## **F. Budget and Administrative Services**

### **Fiscal Services**

#### **1. FEMA DR-4673 Hurricane Ian Grant Agreement (Z3280)**

**Recommended Action:** a) Approval to accept FEMA DR-4673 Hurricane Ian Federally Funded Subaward and Grant Agreement (Agreement Number Z3280); and b) Authorize the Chairman to execute the Hurricane Ian Grant Agreement; and c) Approve Resolution authorizing the County Administrator or his/her designee to execute amendments and any other grant-related documents. **GRT 2023-002 / RES 2023-002**

**Budgeted Action:** No action needed. A quarterly Budget Adjustment will be brought to the board if accepted. Funding is anticipated to be 75% reimbursable from FEMA with a 25% match local and state match required.

### **Information Technology**

#### **Purchasing**

#### **2. 23-008, Award, Sand Road Maintenance Grooming - Don Pedro Knights Island - Annual Contract (Public Works)**

**Recommended Action:** a) Approve award of Request for Bid #23-008, Sand Road Maintenance Grooming - Don Pedro Knights Island - Annual Contract to Kelley Enterprises Inc. of Englewood, Florida at the unit prices indicated on the bid tabulation for the period from Date of Award through and including December 31, 2023; and b) Authorize the County Administrator, or his designee, to approve renewal options for up to two (2) additional one-year terms, at the same prices, terms and conditions, by mutual consent.

**Budgeted Action:** No action needed. Budgeted in the Don Pedro Knight Island Street and Drainage MSTU as approved in the FY23 budget process. Funding is supplied by Don Pedro Knight Island Street and Drainage MSTU ad valorem.

#### **3. 20-530, Approve, Amendment 2, Construction Manager at Risk, Public Works Maintenance Yard (Facilities)**

**Recommended Action:** a) Approve Amendment #2 to Contract #20-530, Construction Manager (CM) at Risk, Public Works Maintenance Yard with Wharton-Smith, Inc. for the Guaranteed Maximum Price (GMP) in the amount of \$1,901,524; and b) Authorize the Chairman to sign Amendment #2 to the Contract for the Construction Manager (CM) at Risk, Public Works Maintenance Yard; and c) Approve Resolution for



budget adjustment BA23-181 in the amount of \$2,000,000, increasing the Capital Improvements Project "JB Maintenance Yard Relocation-Murdock." RES 2023-003

**Budgeted Action:** Approve budget adjustment BA23-181 in the amount of \$2,000,000 amending the FY23 budget for adopted Capital Improvements Project "JB Maintenance Yard Relocation-Murdock" from \$1,497,000 to \$3,497,000. Funding is provided from Capital Projects Fund Ad Valorem Taxes.

4. 23-009, Award, Demolition of Commercial/Residential Structures - Annual Contract (Community Development)

**Recommended Action:** a) Approve award of Request for Bid #23-009, Demolition of Commercial/Residential Structures - Annual Contract to the lowest responsive, responsible bidder, Southwest Builders Inc. of Cape Coral, Florida for the period from Date of Award through and including December 31, 2023, at the unit prices indicated on the bid tabulation; and b) Authorize the County Administrator, or his designee, to approve renewal options for up to two (2) additional one-year terms, at the same prices, terms and conditions, by mutual consent.

**Budgeted Action:** No action needed. Budgeted in the General Fund - Code Compliance budget as approved in the FY2023 budget process. Funding for the expenditure comes from ad valorem.

5. 23-171, Award, Purchase of Two (2) E-One Level 1 Custom Pumpers (Public Safety)

**Recommended Action:** a) Approve File 23-171, for the purchase of two (2) 2024 E-One Level 1 Custom Pumpers, from Hall-mark RTC, Inc., of Ocala, Florida; piggybacking off the Florida Sheriff's Association Contract #FSA20-VEF14.2, at the unit cost of \$844,616.85; and b) Authorize the Trade In of two (2) E-One Cyclone II Pumpers (PN# 28882 and 30713) for a trade-in allowance of \$15,000 each, for a total trade in allowance of \$30,000.

**Budgeted Action:** No action needed. Budgeted in the Heavy Equipment Replacement plan approved in the FY23 budget process. Funding is supplied from assessments in the Fire/Rescue Municipal Service Benefit Unit.

6. 22-529, Award, Insecticides and Herbicides - Annual Contract (Public Works)

**Recommended Action:** a) Approve Multi-Award by line item, Request for Bid #22-529, Insecticides and Herbicides - Annual Contract to the following vendors as indicated on the attached bid tabulation: Clarke Mosquito Control Inc. of Kissimmee, Florida, Red River Specialties LLC of Americus, Georgia, Adapco LLC of Lake Mary, Florida, Nutrien Ag Solutions Inc. of Parrish, Florida, Siteone Landscape Supply of Port Charlotte, Florida, and ES Opco USA LLC dba Vesperis of Orlando, Florida for the period from Date of Award through and including December 31, 2023; and b) Authorize the County Administrator, or his designee, to approve renewal options for up to two (2) one-year terms, at the same prices, terms and conditions, by mutual consent.

**Budgeted Action:** No action needed. Budgeted in the General Fund - Public Works Mosquito Control budget as approved in the FY2023 budget process. Funding for the expenditure comes from Ad Valorem.

7. 21-515, Rescind Award, Cleaning Services, Charlotte County Parks Restrooms - Annual (Community Services)

**Recommended Action:** Request to rescind the award of Request for Bid #21-515 Charlotte County Parks Restrooms - Annual Services with High Sources Inc., Riverview, Florida for the annual contract.

**Budgeted Action:** No action needed. Financial impact will be addressed upon award of the new contract.

8. 22-554, Rescind Award - Group A, Sod and Hydroseeding - Annual Contract (Public Works)

**Recommended Action:** Request to rescind award of Group A of Contract #22-554, Sod and Hydroseeding - Annual Contract as awarded to Ground Level Inc. of Bowling Green, Florida. A new Request for Quote for this portion of the contract will be re-solicited.

**Budgeted Action:** No action needed. Budgeted in the Transportation Fund. Publics Works Budget as approved in the FY 2023 Budget process. Funding for the expenditure come from gas tax.

9. Property Deletions for the Month of January, 2023 (Purchasing)

**Recommended Action:** Approve the deletion of additional property inventory items listed on the attached for the month of January 2023.

**Budgeted Action:** No action needed.

Real Estate Services

Risk Management

Transit

**G. Community Development**

**H. Community Services**

1. Amendment #1 to Recreation Trails Program Grant Agreement T1901

**Recommended Action:** a) Approve an amendment to the agreement with the Florida Department of Environmental Protection, Recreation Trails Program to extend the period of performance to January 20, 2024; and b) Authorize the Chairman to sign the amendment to the agreement. **A.GRT 2021-001**

**Budgeted Action:** No action needed. This is only an extension of the period of performance of the grant agreement. Funding is already in place.

**I. Economic Development**

**J. Facilities Construction and Maintenance**

**K. Human Resources**

**L. Human Services**

**M. Public Safety**

**N. Public Works**

**O. Tourism Development**

**P. Utilities**

**1. Amendment #1 Resiliency and Modernization Agreement**

**Recommended Action:** a) Approve Amendment #1 of the State of Florida Department of Economic Opportunity Community Development Block Grant Mitigation Program Subrecipient Agreement Number MT003; and b) Approve Resolution authorizing the County Administrator, or his designee, to execute amendments and any other documentation related to the Agreement. **A.AGR 2021-141 / RES 2023-004**

**Budgeted Action:** No budget action needed. A Q1 budget amendment will be brought to the Board for approval. Grant expenses will be reimbursed by Florida Department of Economic Opportunity. There is no local match required.

**Q. Other Agencies**

**REGULAR AGENDA**

**R. Regular Agenda**

**1. Hurricane Ian Update**

**County Administration**

Update on Hurricane Ian.

County Administrator Flores discussed Local State of Emergency, extensions, Governor's State Declaration, flexibility, Federal Emergency Management Agency (FEMA) Disaster Recovery Center (DRC), and Cultural Center.

Patrick Fuller, Emergency Management Director mentioned registrations, assistance, deadlines, Hurricane Charley, Small Business Administration (SBA), extensions, living conditions, damage, qualifications, process, programs, DRC, Hazard Mitigation Grant, Department of Children and Families (DCF), transitional sheltering, eligibility, housing, feasibility inspections, locations, State Unmet Needs Portal, Gulf Coast Community Foundation, Long Term Recovery Survey, vulnerability, task forces, funding, and resources.

John Elias, Public Works Director remarked on Rotonda West, rehabilitation program, design, construction, FEMA, Florida Department of Emergency Management (FDEM), Florida Department of Transportation (FDOT), options, timeframe, canals, debris, removal and drop off sites, eligibility, projects, deadlines, lighting, repairs, Harbor Boulevard, Piper Road (Rd), Burnt Store Rd, Punta Gorda Bridge, traffic signals, regulatory and warning signs, navigational aids, TetraTech, contractor, trees, private property, and process.

**Chair Truex** spoke to vacant lots, trees, and private property. **Commissioner Constance** discussed canals, debris removal, Gulf Cove, code enforcement, Cultural Center, infrastructure, salvage and reconstruction, Justice Center, and generator. **Commissioner Deutsch** remarked on cost, debris, cleanup, canals, Rotonda West, navigable waterways, Hurricane Charley, depth, and Como and Manchester Waterways. **Commissioner Doherty** commented on Rotonda West, contract, and Army Corps of Engineers. **Commissioner Tiseo** mentioned sport fields, lighting elements, ancillary structures, reimbursements, debris removal, funding, Cultural Center, Justice Center, and generator.

Tommy Scott, Community Services Director responded to Synergy Insurance, facilities, sports lighting, Musco Lighting, assessments, process, fencing, FEMA, projects, Centennial Park, and challenges.

Deputy County Administrator Emily Lewis replied to FEMA, reimbursements, expenses, cost share, funding appropriation, debris removal, process, Cultural Center, Hurricane Charley, condition assessment, Gulf Coast Community Foundation, and community needs.

Assistant County Administrator Claire Jubb responded to code enforcement, debris, cleanup, Special Magistrate hearings, complaints, process, vacant lots, tree removals, generator, and Justice Center.

## 2. 2023 Federal Legislative Agenda

### **County Administration**

**(Change #1)** Added attachment – 2023 Charlotte County Federal Agenda.

Discussion and approval of the 2023 Federal Legislative Agenda.

Deputy County Administrator Lewis introduced Greg Burns, Thorn Run Partners.

Mr. Burns highlighted 2023 Federal Legislative Agenda.

**Commissioner Constance** spoke to Harborview Road, funding, FDOT, Medicaid Inmate Exclusion Policy, children, National Association of Counties (NACo), Health Steering Committee, regulatory agencies, and meetings. **Commissioner Doherty** discussed NACo Transportation Steering Committee, exemptions, Environmental Protection Agency (EPA), Clean Water Act, Capital Improvements Projects (CIP), Capital Needs Assessment (CNA), impacts, and permits. **Commissioner Tiseo** commented on Harborview Road, Bermont Road, critical infrastructure, FDOT, cost, and funding.

**RECESS: 10:29 am – 10:35 am**

### **COMMUNITY REDEVELOPMENT AGENCY MEETING**

At 10 a.m., or soon thereafter the Board will recess for the Murdock Village Community Redevelopment meeting. The Regular Meeting will reconvene upon the conclusion of the Murdock Village Community Redevelopment meeting.

### **R. Regular Agenda (continued)**

3. Kolter Group Acquisitions, LLC First Amendment to Agreement for Sale and Purchase, Resolution Authorizing County Administrator and His or Her Designees to Execute Documents to Close Sale, and Resolution Authorizing the Release of Subsurface Rights Subject to Sale to Kolter Group Acquisitions

**Economic Development**

a) Authorize the Chairman to sign the First Amendment to the Agreement for Sale and Purchase among CHARLOTTE COUNTY, a political subdivision of the State of Florida ("County") and MURDOCK VILLAGE COMMUNITY REDEVELOPMENT AGENCY, a public body corporate and politic under the laws of the State of Florida established pursuant to Part III of Chapter 163, Florida Statutes ("MVCRA"), and KOLTER GROUP ACQUISITIONS, LLC, a Florida limited liability company, and/or its assigns ("Buyer") dated December 14, 2021. The property of interest is within Murdock Village Community Redevelopment Area and is of approximately 186± acres; and b) Approve Resolution authorizing the County Administrator and his or her designees to execute documents necessary to close the sale of real property to Kolter Group Acquisitions, LLC or its assigns; and c) Approve Resolution releasing certain subsurface rights to real property located in Murdock Village Community Redevelopment Area. **A.AGR 2021-142 / RES 2023-005 / RES 2023-006**

Assistant County Attorney Thomas David highlighted Kolter Group Acquisitions, LLC First Amendment to Agreement for Sale and Purchase, Resolution Authorizing County Administrator and His or Her Designees to Execute Documents to Close Sale, and Resolution Authorizing the Release of Subsurface Rights Subject to Sale to Kolter Group Acquisitions

Commissioner Constance mentioned subsurface rights and process.

**COMMISSIONER DOHERTY MOVED TO APPROVE THE FIRST AMENDMENT TO AGREEMENT 2021-142 FOR SALE AND PURCHASE AMONG CHARLOTTE COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA ("COUNTY") AND MURDOCK VILLAGE COMMUNITY REDEVELOPMENT AGENCY, A PUBLIC BODY CORPORATE AND POLITIC UNDER THE LAWS OF THE STATE OF FLORIDA ESTABLISHED PURSUANT TO PART III OF CHAPTER 163, FLORIDA STATUTES ("MVCRA"), AND KOLTER GROUP ACQUISITIONS, LLC, A FLORIDA LIMITED LIABILITY COMPANY, AND/OR ITS ASSIGNS ("BUYER") DATED DECEMBER 14, 2021. THE PROPERTY OF INTEREST IS WITHIN MURDOCK VILLAGE COMMUNITY REDEVELOPMENT AREA AND IS OF APPROXIMATELY 186± ACRES; APPROVE RESOLUTION 2023-005 AUTHORIZING THE COUNTY ADMINISTRATOR AND HIS OR HER DESIGNEES TO EXECUTE DOCUMENTS NECESSARY TO CLOSE THE SALE OF REAL PROPERTY TO KOLTER GROUP ACQUISITIONS, LLC OR ITS ASSIGNS; AND APPROVE RESOLUTION 2023-006 RELEASING CERTAIN SUBSURFACE RIGHTS TO REAL PROPERTY LOCATED IN MURDOCK VILLAGE COMMUNITY REDEVELOPMENT AREA, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 5:0.**

4. Parking Fees

**Commission Office**

Discussion and direction on parking fees.

Chair Truex spoke to Sarasota County, Englewood Beach, Placida Boat Ramp, utilization, taxes, supplemental income, parking, beach access, part-time residents, and alternatives. Commissioner Constance discussed user fees, costs, residents, non-residents, taxpayers, and utilization. Commissioner

**Deutsch** commented on parking, Beach Road, budget, impacts, utilization, boat ramps, and General Fund. **Commissioner Doherty** noted taxes, purpose, usage, assistance, simplistic system, and gated parking. **Commissioner Tiseo** mentioned parking fees, Port Charlotte Beach Complex, Englewood Beach, maintenance and operations costs, revenue, budget, McGuire Park, Capital Improvement Budget, impacts, Placida West Boat Ramp, beach nourishment, General Fund, suspension, Sarasota County, residency, exemptions, and taxes.

Mr. Scott responded to user fees, revenues, General Fund, parking fees, funding allocation, operations, utilization, Centennial Park Pool, Budget and Administrative Services Director Gordon Burger, cost, fee schedule, and Ordinance.

**COMMISSIONER TISEO MOVED TO ELIMINATE PARKING FEES IN CHARLOTTE COUNTY AT THE EIGHT PARKS**

**MOTION FAILED DUE TO LACK OF SECOND**

**PUBLIC HEARING AGENDA**

**S. 10:00 A.M. Public Hearing**

**PRESENTATION AGENDA**

**T. 10:00 A.M. Presentations**

**PUBLIC INPUT - ANY SUBJECT**

Joan Fischer remarked on Cultural Center, location, COVID-19, impacts, taxpayer funding, One Cent Sales Tax, temporary closure, programs, donation center, events, volunteers, reopening, value, and Hurricane Ian.

Matt Rhineberger, Septic Sucks spoke to septic systems, water quality, algae blooms, red tide, health impacts, pollutants, contaminants, sea grass, discharges, hurricane impacts, Florida Springs Protection Act, Clean Waterways Act, Governor Ron DeSantis, funding, Water Quality Manager Brandon Moody, Florida Department of Health (FDOH), Florida Department of Environmental Protection (FDEP), Florida Administrative Code Chapter 64E-6, nutrient removal technology, and sewer systems.

**Chair Truex** mentioned Senator Ben Albritton, Legislative Aide Martha Martin, and Delegation Meeting.

**AA. County Administrator Comments**

County Administrator Flores discussed Citizen Budget Input Meetings, budget process, Senate and House Committees, Solutions for Hurricane Recovery, and State Legislative Agenda.

**BB. County Attorney Comments - None**

**CC. Economic Development Director Comments - None**

**DD. County Commissioner Comments**

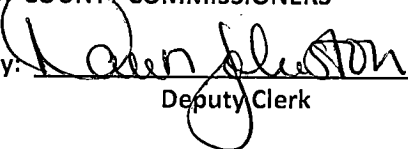
**Chair Truex** commented on opportunities, reimbursements, The Center for Abuse and Rape Emergencies (C.A.R.E.), Human Trafficking Symposium, training, debris, removal, TetraTech, AshBritt, complaints, marine cleanup, canals, roof improvements, insurance companies, public adjusters, Department of Consumer Services (DCS), complaint process, FEMA, option, congregate location, housing alternatives, displaced county residents, requirements, and mobile homes. **Commissioner Constance** noted Charlotte County Public Safety Coordinating Council and Criminal Justice Behavioral Health Advisory Council meetings, Charlotte County Sheriff's Office (CCSO), comparable booking data, inmate population, federal inmates, Drug and Mental Health Court, Judge Bell, Tourism Meeting, Tourists Development Tax (TDT), Amendments to Florida's Boating Laws, handout, City of Punta Gorda, and location. **Commissioner Deutsch** remarked on Cultural Center, public comments, impacts, Hurricane Ian, community needs, inspections, programs, reconstruction, water quality, sewer study, and septic to sewer conversion. **Commissioner Doherty** spoke to community, partnership, elected officials, schedule, Southwest Florida Regional Planning Council (SWFRPC) Workshop, requirements, and mandatory participation. **Commissioner Tiseo** mentioned Murdock Village Community Redevelopment Agency (MVCRA) Meeting, commercial paper and bond debt, balances, Tax Incremental Financing (TIF) revenue, interest rate, debris, cleanup, private property, Charlotte Ranchettes, State Revolving Fund (SRF) Loan Program, inflation, flexibility, AshBritt, improvements, Hurricane Charley, Emergency Operations Center (EOC), City of Punta Gorda, and coordination.

ADJOURNED: 11:27 am

The seal is circular with a dotted border. The outer ring contains the text "BOARD OF COUNTY COMMISSIONERS" at the top and "CHARLOTTE COUNTY, FLORIDA" at the bottom. In the center, there is a signature of William G. Truex and the text "William G. Truex, Chair".  
\_\_\_\_\_  
William G. Truex, Chair  
DATE ADOPTED: 01/24/23

ATTEST:

ROGER D. EATON, CLERK  
OF THE CIRCUIT COURT AND  
EX-OFFICIO OF THE BOARD  
OF COUNTY COMMISSIONERS

By: \_\_\_\_\_  
Deputy Clerk