

BOARD OF COUNTY COMMISSIONERS

JANUARY 9, 2024

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 Reverend Kevin Shaw, Sr., First Macedonia Missionary Baptist Church, followed by the Pledge of Allegiance.

Changes to the Agenda

Addition #1: R-5, a) Approve termination of Contract #15-294, Florida Lobbyist Services with Dean, Mead, Egerton, Bloodworth, Capouano & Bozarth, P.A.; and b) Approve Contract #24-234, Florida Lobbyist Services with Jones Walker with a monthly retainer fee of \$5,000 per month plus reimbursement of travel expenses as noted in the contract for the period from date of award, through and including December 31, 2024, with option to renew for additional one-year terms at the same prices, terms, and conditions; and c) Authorize the Chairman to sign Contract #24-234; and d) Authorize the County Administrator to approve additional one-year contract renewals for Florida Lobbyist Services for Charlotte County.

Requested by: Administration

Change #1: Proclamations, Added Proclamation – National Certified Registered Nurses Anesthetists Week.

Requested by: Commission Office

Deletion #1: C-1, Approve the appointment of Scotty Day to fill the unexpired term of Lynn McCulloch on the Pirate Harbor Street & Drainage Advisory Board. This appointment will be effective immediately and will expire on October 31, 2024.

Requested by: Commission Office

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

MOTION CARRIED 5:0.

Proclamations - Commissioner Stephen R. Deutsch

COMMISSIONER DOHERTY MOVED TO APPROVE THE PROCLAMATIONS, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

Arbor Day

The Port Charlotte, Punta Gorda and Lemon Bay Garden Clubs accepted the Proclamation.

Dr. Martin Luther King, Jr. Day

Reverend Haddock, Reverend Shaw, and Zelda Smith accepted the Proclamation.

Native Tree and Shrub Preservation Week

David Wilson accepted the Proclamation.

National Certified Registered Nurses Anesthetists Week

(Change #1) Added Proclamation – National Certified Registered Nurses Anesthetists Week.

Proclamation will be mailed to Lindsey Bell, Florida Association of Resident Registered Nurse Anesthetists President.

Employee Recognition

Service Awards - December 2023

5 Years: Thomas Lloyd III, Public Information; Keith Lodge, Facilities; Xiadong Lu, Budget & Administration Services; James Lynch, Utilities; Anthony Matonis, Utilities; Richard Shewbridge, Public Works; **15 Years:** Jason Fair, Public Safety; **20 Years:** Darren Broom, Utilities; Gregory Soravilla, Budget & Administration Services; Marguerite Yeno, Budget & Administration Services; and **25 Years:** Michael Koenig, Community Services.

Ambassador Program Graduates

Barbara Bales, Facilities; Bryan Beckman, Public Works; Brian Blount, Budget & Administrative Services; Cassandra Bonds, Budget & Administrative Services; Anthony Bugallo, Jr., Budget & Administrative Services; Tina Chavez, Public Safety; Brittany Comrie, Budget & Administrative Services; Gary Davis, Public Works; Thomas Elson Jr, Public Works; Jacob Ehrhardt, Public Works; Leah Feindel, Community Development; Joshua Fulleton, Budget & Administrative Services; Michael Gallagher, Utilities; Ashlyn Gamble, Public Safety; Sean Gray, Facilities; Harold Holder, Public Works; Joele Kirkpatrick, Community Services; Timothy Leake, Utilities; Jessica Lippel, Budget & Administrative Services; Megan Short, Public Safety; David Smith, Community Services; William St. Onge II, Public Works; William Steele, Public Works; Kellie Stewart, Public Works; and Kristen Zeh-Franke, Budget & Administrative Services.

Award Presentations

American Public Works Association (APWA) Accreditation

APWA Director, Robert Garland, presentation of the APWA Accreditation award to Charlotte County Utilities Department.

Dave Watson, Utilities Director introduced Robert Garland, American Public Works Accreditation (APWA) Regional IV Director.

Mr. Garland highlighted APWA Accreditation and presented the Award to the Charlotte County Utilities Department.

PUBLIC INPUT - AGENDA ITEMS ONLY

Gary Shallow spoke against Prosecution of Injunctions to Enforce Code Enforcement Orders.

Dave Kalin spoke against Prosecution of Injunctions to Enforce Code Enforcement Orders.

Dave Kesselring spoke against Clerk's Finance Memorandum, set a Murdock Village Community Redevelopment Agency Meeting on January 23, 2024, Prosecution of Injunctions to Enforce Code Enforcement Orders, and APWA Accreditation.

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 Beaches and Shores Committee is looking for one volunteer to fill the vacant position of Member-At-Large representative Jeff Anlauf. Position will be effective immediately and will expire January 2028. Please contact Claudia.mayo@charlottecountyfl.gov for an application.

The Marine Advisory Committee is looking for one volunteer to fill the vacant position of Member-At-Large representative Susan Bereither. Position is effective immediately and will expire January 2027. Please contact Claudia.mayo@charlottecountyfl.gov for an application.

Construction Industry Licensing Board is seeking one volunteer to represent the "consumer advocate" category. Volunteer must be a resident of Charlotte County for at least two years and have no financial interest, direct or indirect, in the building trades. Length of term is until March 11, 2026. To obtain an application, please call 941-743-1298 or email Diane.Whidden@CharlotteCountyFL.gov.

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.

• **Boca Grande Street & Drainage Unit** is seeking three members to fill positions with terms through October 31, 2024, October 31, 2025, and October 31, 2026.

• **Burnt Store Village Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026.

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

- **Englewood East Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2024, and October 31, 2026.
- **Gardens of Gulf Cove Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2024.
- **Grove City Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2024, and October 31, 2025.
- **Harbour Heights Street & Drainage Unit** is seeking one member to fill a vacant position with a term through October 31, 2024.
- **Manchester Waterway Utility Unit** is seeking one member to fill a position with a term through October 31, 2024.
- **Pirate Harbor Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2024.
- **Pirate Harbor Waterway Unit** is seeking one member to fill a position with a term through October 31, 2025.
- **Placida Area Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Rotonda Lakes Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Rotonda Sands Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2025.
- **South Burnt Store Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2024.

MPO - Bicycle/Pedestrian Advisory Committee (BPAC) is seeking one South County Representative. This individual 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.

MPO - Citizens' Advisory Committee (CAC) is seeking one South County Representative. This individual 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.

Charlotte County Transportation Disadvantaged Local Coordinating Board (LCB) is seeking one volunteer representing the "Disabled representative who is Disabled.; and one experienced representative of the local private for-profit transportation industry. 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 8, 2024. Please go online at www.ccpmpo.gov 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@ccpgmpo.gov. The MPO Board will elect the above positions at its Thursday, March 21, 2024 Meeting.

REPORTS RECEIVED AND FILED

CONSENT AGENDA

COMMISSIONER CONSTANCE MOVED TO APPROVE THE CONSENT AGENDA WITH THE EXCEPTION OF D-1, D-3, E-1, AND P-1, 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 28, 2023 BCC Regular and Land Use Meeting
December 7, 2023 BCC Pre-Agenda
December 12, 2023 BCC Regular and Land Use Meeting & Executive Session

Budgeted Action: No action needed.

Board of County Commissioners

C. Commission Office

(Deletion #1) ~~1. Appointment - Pirate Harbor Street and Drainage~~

~~**Recommended Action:** Approve the appointment of Scotty Day to fill the unexpired term of Lynn McCulloch on the Pirate Harbor Street & Drainage Advisory Board. This appointment will be effective immediately and will expire on October 31, 2024.~~

~~**Budgeted Action:** No action needed.~~

2. Appointment - South Burnt Store Street & Drainage Advisory Board

Recommended Action: Approve the appointment of Richard Mathis to fill the unexpired term of Robert Hancik on the South Burnt Store Street & Drainage. This appointment will be effective immediately and will expire on October 31, 2024.

Budgeted Action: No action needed.

D. County Administration

1. Set a Murdock Village Community Redevelopment Agency Meeting on January 23, 2024

Recommended Action: Set a Murdock Village Community Redevelopment Agency meeting on January 23, 2024, at 10:00 a.m., or as soon thereafter, in Room 119 at 18500 Murdock Circle, Port Charlotte, Florida.

Budgeted Action: No action needed.

Commissioner Constance discussed Murdock Village Community Redevelopment Agency (CRA) Meeting Agenda and tree buffer.

Assistant County Administrator Claire Jubb responded to Murdock Village CRA Meeting Agenda, amendments, and presentations.

COMMISSIONER CONSTANCE MOVED TO APPROVE SETTING A MURDOCK VILLAGE COMMUNITY REDEVELOPMENT AGENCY MEETING ON JANUARY 23, 2024 AT 10:00 A.M., OR AS SOON THEREAFTER, IN ROOM 119 AT 18500 MURDOCK CIRCLE, PORT CHARLOTTE, FLORIDA, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

2. Letter of Support, Airplane Hangar at Charlotte County High School

Recommended Action: Approve letter of support for a state appropriation request for new airplane hangar at Charlotte County High School.

Budgeted Action: No action needed.

3. BCC Schedule Change

Recommended Action: Approve the following BCC Meeting schedule changes: a) Cancel the January 16, 2024 Monthly Workshop; and b) Reschedule the 9:00 a.m. February 20, 2024 Monthly Workshop to 9:00 a.m. on February 27, 2024; and c) Reschedule the 9:00 a.m. February 27, 2024 Regular & Land Use Meeting to 9:00 a.m. on February 20, 2024.

Budgeted Action: No action needed.

Chair Truex commented on February 27, 2024 Regular and Land Use Meeting, attendance, schedule changes, National Association of Counties (NACo), events, and Junior Commission Program. **Commissioner Constance** remarked on attendance and options. **Commissioner Doherty** mentioned options, February 20, 2024 Monthly Workshop, Junior Commission Program, attendance, February 27, 2024 Regular and Land Use Meeting Agenda,

and cost. **Commissioner Tiseo** spoke to schedule change, purpose, renotifications, land use applicants, quorum, Florida Statutes, advertisements, and costs.

County Attorney Knowlton responded to advertisements.

Assistant County Administrator Jubb replied to legal advertisements, applicant postcards, and cost.

COMMISSIONER DOHERTY MOVED TO APPROVE THE FOLLOWING BCC MEETING SCHEDULE CHANGES: CANCEL THE JANUARY 16, 2024 MONTHLY WORKSHOP, RETAIN THE 9:00 A.M. FEBRUARY 20, 2024 MONTHLY WORKSHOP, AND RESCHEDULE THE 9:00 A.M. FEBRUARY 27, 2024 REGULAR & LAND USE MEETING TO START AT 8:00 A.M., WITH LAND USE TO BE ADVERTISED TO START AT 9:00 A.M., OR SOON THEREAFTER, SECONDED BY COMMISSIONER CONSTANCE

MOTION CARRIED 5:0.

E. County Attorney

1. Prosecution of Injunctions to Enforce Code Enforcement Orders

Recommended Action: a) Approve Resolution authorizing the County Attorney or his or her designee to prosecute injunctions to enforce code enforcement orders; and b) Authorize the Chairman to sign the Resolution. **RES 2024-002**

Budgeted Action: No action needed.

Chair Truex noted stop work orders, citizens board, flexibility, special magistrates, memorandums, frequency, appeals, and efficiency. **Commissioner Constance** discussed injunction relief, civil lawsuits, and judge selection. **Commissioner Deutsch** commented on citizens group, special magistrates, decisions, process, and memorandums. **Commissioner Doherty** mentioned frequency, process, violators, and memorandums. **Commissioner Tiseo** spoke to policy, injunctions, authority, code compliance cases, blanket approval, appeals process, legal representation, cost, time savings, violations, Resolution 2022-093, and language.

County Attorney Knowlton interjected on policy, purpose, Mr. Shallow comments, irreparable harm, stop work orders, Resolution 2022-093, injunctions, evidentiary hearings, additional penalties, enforcement, court mandates, legal representation, filing fees, indigent status, and language.

Assistant County Attorney Jean Stasio replied to Judge Geoffrey Gentile and Resolution 2022-093.

COMMISSIONER DEUTSCH MOVED TO APPROVE RESOLUTION 2024-002 AUTHORIZING APPROVAL FOR PROSECUTION OF INJUNCTIONS TO ENFORCE CODE ENFORCEMENT ORDERS, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 4:1., COMMISSIONER TISEO OPPOSED

F. Budget and Administrative Services

Fiscal Services

Information Technology

Purchasing

1. 24-196, Award, Purchase John Deere 650K LGP Dozer (Public Works)

Recommended Action: a) Approve award of File# 24-196, for the purchase of (1) John Deere 650K LGP Dozer, per the Florida Sheriff's Association Cooperative Purchase Program Contract # FSA23-EQU21.0, and award to Dobbs Equipment, LLC of Riverview, Florida for a purchase price of \$206,323; and b) Approve Asset# 33496 to be sold via auction.

Budgeted Action: No action needed. Budgeted in the Heavy Equipment Replacement plan as approved in the FY24 budget process. Funding is supplied from Maintenance Gas Taxes.

2. 24-198, Award, Purchase Menzi Muck Walking Excavators (Public Works)

Recommended Action: a) Approve award of File #24-198, for the purchase of two (2) Menzi Muck Walking Excavators, per Florida Sheriff's Association Cooperative Purchasing Program Contract # FSA23-EQU21.0, and award to Menzi USA Sales, Inc of Lakeland, Florida for a purchase price of \$1,122,553.98 for both units; and b) Approve Asset #35460 to be sold via auction.

Budgeted Action: No action needed. Budgeted in the Capital Improvements Project "Additional Rolling Stock Public Works (FY24/FY25)" and the Heavy Equipment Replacement plan as approved in the FY24 budget process. Funding is supplied from Maintenance Gas Taxes.

3. 24-199, Award, Purchase Peterbilt 567 Tandem Axel Dump Trucks (Public Works)

Recommended Action: a) Approve award File# 24-199, for the purchase of four (4) Peterbilt 567 Tandem Axel Dump Trucks, per Florida Sheriff's Association Cooperative Purchasing Program Contract # FSA23-VEH21.0, and award The Peterbilt Store, of Fort Myers, Florida for a purchase price of \$239,250 per unit; and b) Approve Asset #34402 and #34704 to be sold via auction.

Budgeted Action: No action needed. Budgeted in the Capital Improvements Project "Additional Rolling Stock Public Works (FY24/FY25)" and the Heavy Equipment Replacement plan approved in the FY24 budget process. Funding is supplied from Maintenance Gas Taxes.

4. 24-181, Award, Purchase of Vactor 2100i PD Sewer Cleaner Trucks (Public Works)

Recommended Action: a) Approve the award of File #24-181, for the purchase of three (3) Vactor 2100i PD Sewer Trucks, per the Sourcewell Contract #101221-VTR, and award to Environmental Products Group, Inc. of Apopka, Florida for a purchase price of \$620,089 per unit; and b) Authorize the Chairman to sign both the Repurchase Agreement and the Turn Key Maintenance Contract; and c) Approve Asset# 34645 to be sold via auction.

Budgeted Action: No action needed. Budgeted in the Capital Improvements Project "Additional Rolling Stock Public Works (FY24/FY25)" as approved in the FY24 budget process. Funding is supplied from Maintenance Gas Taxes.

5. 24-060, Award, Fill Dirt - Annual Contract (Public Works)

Recommended Action: a) Approve award of Request for Bid #24-060, Fill Dirt - Annual Contract to the lowest responsive, responsible bidder, CS Constructors of Punta Gorda, Florida at the unit price indicated on the bid tabulation; and b) Authorize the County Administrator to approve renewal options up to two (2) additional one-year terms at the same prices, terms, and conditions, by mutual consent. The Contract period will be effective from Date of Award through and including December 31, 2024.

Budgeted Action: No action needed. Budgeted in the Enterprise Fund - Public Works Solid Waste Landfill budget as approved in the FY2024 budget process. Funding for the expenditure comes from Fees.

6. 22-479, Approve Change Order 5, Cleaning Services for Charlotte County Facilities - Annual Contract (Facilities)

Recommended Action: Approve Change Order #5 to Contract 22-479, Cleaning Services for Charlotte County Facilities - Annual Contract as awarded to Alba Cleaning LLC of Bradenton, Florida in the amount of \$28,800. This change order is for cleaning services of the new Family Services Building B.

Budgeted Action: No action needed. Services provided and charged out to various departments as services are utilized. Funding for this expenditure comes from various revenue sources.

7. 23-707, Approve Ranking, County Wide Traffic Signal Re-Timing (Public Works)

Recommended Action: Approve ranking of firms for Request for Proposal 23-707, County Wide Traffic Signal Re-Timing: 1st Iteris, Inc. of Tampa, Florida; 2nd MSW Management, LLC dba Ultra Engineering of Altamonte Springs, Florida; and 3rd Kisinger Camp & Associates, Corp. of Fort Myers, Florida; and b) Approve start of negotiations; and c) Authorize the Chairman to sign the Contract after completion of negotiations. This is for County wide Traffic Signal re-timing.

Budgeted Action: No action needed.

8. 24-215, Piggyback, 9-1-1 Next Generation Core Services (Sheriff's Office)

Recommended Action: Approve Piggyback of File #24-215, 9-1-1 Next Generation Core Services, to Motorola Solutions Connectivity, Incorporated (Motorola) of Chicago, Illinois, per Sarasota County, Contract 201921KW for IP Selective Routing, Database Services, Network Services, and Call Handling Equipment and Services for the provision of Emergency Communication, for a total cost of \$2,351,019. This cost includes services for up to five (5) years.

Budgeted Action: No action needed. Grant funding in the amount of \$2,351,019 is included in the FY24 budget for Fund 1055, Enhanced 911 System. Grant funding will be provided by Florida Department of Management Services. There is no local match required.

9. 24-028, Award, Facilities Grounds Maintenance - Annual Contract (Facilities)

Recommended Action: a) Approve award of Request for Bid #24-028, Facilities Grounds Maintenance - Annual Contract to the lowest responsive, responsible bidder for Group 1 - Mid County and Group 2 - West County at the unit prices submitted for each group to Brightview Landscape Services of Port Charlotte, Florida; and for Group 3 - South County at the unit prices submitted to Walkers Services Inc. of Punta Gorda, Florida for the period from Date of Award through and including December 31, 2024; 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. Services provided and charged out to various funds. Funding for this expenditure comes from various funding sources.

10. 24-030, Award, West and South County Right of Way Landscape Maintenance - Annual Contract (Public Works)

Recommended Action: a) Approve award of Request for Bid #24-030, West and South County Right of Way Landscape Maintenance - Annual Contract to the lowest responsive, responsible bidder at the unit prices specified to Walkers Service Inc., of Punta Gorda, Florida for the period from date of award through and including December 31, 2024 at the unit prices indicated on the attached 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. Funding will be provided by the applicable MSBU assessments and gas tax.

11. 24-089, Award, Shell/Rock Material - Annual Contract (Public Works)

Recommended Action: a) Approve the split "per line item" award for Request for Bid #24-089, Shell/Rock Material - Annual Contract to three (3) firms: CS Constructors LLC of Punta Gorda, Florida, Nickale Corporation of Naples, Florida, and Grippo Pavement Maintenance Inc. of Lehigh Acres, Florida at the unit prices attached, with a contract term from date of award through and including December 31, 2024; 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 Public Works Road and Maintenance and MSBU/TU as approved in the FY24 budget process. Items will be placed into inventory and charged out to appropriate MSBU/TU or Road & Bridge when used with funding from assessments or gas tax.

12. 23-294, Approve Amendment 2 and 3, Hurricane Ian Recovery Assessments (Facilities)

Recommended Action: a) Approve Amendment #2 to Contract #23-294, Hurricane Ian Recovery Assessments, with CSA Consulting Group LLC of Wayne, New Jersey, for a total amount of \$812,500. This amendment is to perform next-level assessments and reports on the current conditions of the timber and concrete structures within Community Services' parks affected by Hurricane Ian; and b) Approve Amendment #3 to Contract #23-294, Hurricane Ian Recovery Assessments, with CSA Consulting Group LLC of Wayne, New Jersey, for a total amount of \$693,327. This amendment is for the design, permitting, and construction oversight phases of work for the Mid County Regional Library; and c) Authorize the Chairman to sign Amendment #2 to Contract #23-294; and d) Authorize the Chairman to sign Amendment #3 to Contract #23-294.

Budgeted Action: No action needed. Hurricane costs are being collected in the Hurricane Fund. Funding is supplied from County general revenues, with anticipated cost sharing/reimbursement from FEMA and State.

13. 24-094, Award, Regulatory Compliance Services-Wastewater & Reclaimed Water (Utilities)

Recommended Action: Approve award of Request for Letters of Interest for File #24-094, Work Order #23 (Contract #21-056), Regulatory Compliance Services-Wastewater & Reclaimed Water, to Kimley-Horn & Associates of Sarasota, Florida for the not-to-exceed amount of \$190,000.

Budgeted Action: No action needed. Budgeted in the Utilities Operations and Maintenance Fund - Operations budget as approved in the FY2024 budget process. Funding for this expenditure comes from rate revenues.

14. 24-104, Award, Regulatory Compliance Services - Water, (Utilities)

Recommended Action: Approve award of Request for Letters of Interest File #24-104, Work Order #24 (Contract #21-056), Regulatory Compliance Services, to Kimley-Horn & Associates of Sarasota, Florida for the not-to-exceed amount of \$195,000.

Budgeted Action: No action needed. Budgeted in the Utilities Operations and Maintenance Fund - Operations budget as approved in the FY2024 budget process. Funding for this expenditure comes from rate revenues.

15. 24-117, Award, Engineering Services-Greater Port Charlotte Bridges (Public Works)

Recommended Action: Approve award of Request for Letters of Interest for File #24-117, Work Order #289 (Contract #15-421), Engineering Services-Great Port Charlotte Bridges with Kimley-Horn & Associates of Sarasota, Florida for the not-to-exceed amount of \$189,895.

Budgeted Action: No action needed. Budgeted in the Public Works MSBU/TU Bridges Capital Maintenance Plan as approved in the FY24 budget process. Funding is supplied from the Greater Port Charlotte Street and Drainage MSBU assessments.

16. 24-170, Award, Horizontal Directional Drilling Services - Annual Contract (Utilities)

Recommended Action: a) Approve award of Request for Bid #24-170, Horizontal Directional Drilling Services - Annual Contract, to Scott Commercial Contracting, LLC of Moore Haven, Florida at the unit prices bid. Term of the contract is to be from date of award through and including December 31, 2024; and b) Authorize the County Administrator, or his designee, to approve the renewal options for up to two additional one-year terms, at the same prices, terms and conditions, by mutual consent.

Budgeted Action: No action needed. Budgeted in the Utilities Operations and Maintenance Fund - Operations budget as approved in the FY2024 budget process. Funding for this expenditure comes from rate revenues.

17. 24-229, Award, Purchase Alpha Eagle Boom Mowers (Public Works)

Recommended Action: Approve award of File #24-229 for the purchase of two (2) Alpha Eagle Boom Mowers, per the Florida Sheriff's Association Cooperative Purchasing Program Contract #FSA23-EQU21.0, and award to Energreen America, Inc. of Aiken, South Carolina for a purchase price of \$300,189.20 per unit.

Budgeted Action: No action needed. Budgeted in Capital Improvements Project "Additional Rolling Stock Public Works (FY24/FY25)" approved in the FY24 budget process. Funding is supplied from gas taxes and MSBU reimbursements in the Maintenance & Operations Division.

18. Property Deletions for the Month of January, 2024 (Purchasing)

Recommended Action: Approve the deletion of additional property inventory items listed on the attached for the month of January 2024.

Budgeted Action: No action needed.

Real Estate Services

Risk Management

Transit

G. Community Development

H. Community Services

I. Economic Development

J. Facilities Construction and Maintenance

K. Human Resources

L. Human Services

M. Public Safety

1. Emergency Medical Services County Pre-Hospital Grant Application

Recommended Action: a) Approve application and Resolution for the FY24 Emergency Medical Services (EMS) Pre-Hospital county grant from the Florida Department of Health; and b) Authorize the County chairman, or designee, to sign grant related documents. **GRT 2024-001 / RES 2024-003**

Budgeted Action: A budget amendment in the amount of \$29,198.18 will be returned to the Board once reimbursement requests are processed by the Florida Department of Health/Emergency Medical Services (EMS) section. Advanced funding for the expenditures will come from the Emergency Medical Services operating budget. The grant is 100% funded and there is no local match required by the County.

N. Public Works

1. State Appropriation Agreement No. 452858-1-54-01 with the Florida Department of Transportation (FDOT) for the Veterans Blvd and Cochran Blvd Intersection Improvements

Recommended Action: a) Approve grant agreement between FDOT and Charlotte County in the amount of \$3,525,243 for intersection improvements at Veterans Boulevard and Cochran Boulevard; and b) Approve Resolution for budget adjustment BA24-086 in the amount of \$3,525,243; and c) Approve new Capital Improvement Project "Veterans Boulevard/Cochran Boulevard intersection improvements"; and d) Approve the Resolution authorizing the County Administrator, or designee, to sign grant related documents. **AGR 2024-002 / RES 2024-004**

Budgeted Action: Approve budget adjustment BA24-086 in the amount of \$3,525,243 adding a new project titled "Veterans Boulevard/Cochran Boulevard Intersection Improvements" to the adopted FY24 Capital Improvements Program. Funding will be supplied using the Road Improvements Fund to be reimbursed by FDOT, up to 94.18% of total project costs. The local match of 5.82% will be funded from Road Impact Fees.

O. Tourism Development

P. Utilities

1. Cabana Bay RV Resort Off-Site Utility Agreement

Recommended Action: a) Approve Off-Site Utilities Agreement between Charlotte County and the Developer, Tarpon Grove, LLC; and b) Authorize the Chairman to sign the Off-Site Utilities Agreement. **AGR 2024-003**

Budgeted Action: No action needed. Budgeted in the Utilities Operations and Maintenance Fund - Administrative budget as approved in the FY2024 budget process. Funding for this expenditure comes from rate revenues.

Commissioner Constance noted infrastructure, cost, lift station, ownership, and Equivalent Residential Connections (ERC).

Mr. Watson responded to requirements, lift station, force main, upsizing, and service area.

COMMISSIONER CONSTANCE MOVED TO APPROVE OFF-SITE UTILITIES AGREEMENT 2024-003 BETWEEN CHARLOTTE COUNTY AND THE DEVELOPER, TARPON GROVE, LLC; AND AUTHORIZE THE CHAIRMAN TO SIGN THE OFF-SITE UTILITIES AGREEMENT, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

2. Fiscal Sustainability Plan Resolution for Deep Creek Force Main Project

Recommended Action: a) Approve Resolution adopting the Deep Creek Force Main Capital Project Fiscal Sustainability Plan (FSP) for inclusion into the County's Capital Maintenance Program; and b) Authorize the Chairman to sign the Resolution. **RES 2024-006**

Budgeted Action: No action needed.

Q. Other Agencies

1. Notice of Award, State of Florida Department of Environmental Protection FY24 Grant Agreement Award, National Estuary Program

Recommended Action: a) Approve grant agreement SD015 between Florida Department of Environmental Protection and Charlotte County in the amount of \$75,000 for the Coastal & Heartland National Estuary Partnership (CHNEP); and b) Authorize the Chairman to sign the grant agreement; and c) Authorize the County Administrator, or designee, to sign any additional documents necessary to this grant. **GRT 2024-002**

Budgeted Action: No action required. Grant funding in the amount of \$75,000 and the required match in the amount of \$75,000 are included in the FY24 budget for CHNEP Fund 1026. Grant funding is provided by Florida Department of Environmental Protection. Matching funds in the amount of \$75,000 will be provided from CHNEP EPA320 funding.

REGULAR AGENDA

R. Regular Agenda

1. Family Services Center Annual Report and Partner Leases

Human Services

a) Approve Resolution authorizing the leasing of designated space at the Family Services Center (FSC) to: 1. Children's Advocacy Center of Southwest Florida, Inc.; and 2. Charlotte County Early Childhood Program (Head Start); and 3. Gulf Coast Partnership. b) Authorize the Community Action Agency Advisory Board (CAAAB) to review, score and provide recommendations to the BCC for tenancy of additional partners; and c) Approve and Authorize the DRAFT Request for Application (RFA) for tenancy of additional partners. **AGR 2024-004 / AGR 2024-005 / AGR 2024-006 / RES 2024-007**

Carrie Walsh, Human Services Director gave a brief overview of Family Services Center (FSC) Annual Report 2022-2023, Family Services Center, FSC Benefits and Impacts, Family Services Center Benefits, Family Services Center Impacts, 2023 Family Services Center Zip Codes Served by Leased Partners, 2023 FSC in Review, Family Services Center Logic Model, Upcoming FSC Goals, What Our Partners Say, New Partner Agencies, and Ribbon Cutting and Open House.

Chair Truex discussed community impact, Human Services staff, Board goals, efficient, and effective. **Commissioner Constance** commented on FSC Annual Report 2022-2023 and rental rates. **Commissioner Deutsch** mentioned forensic examination and interview room and amenities. **Commissioner Tiseo** spoke to 2023 FSC in Review, benefits, volunteer groups, Boys & Girls Clubs of Charlotte County Executive Director Lynn Dorler, afterschool programs, outreach events, meetings, return on investment (ROI), Charlotte County Sheriff's Office (CCSO) Deputy Bill Miller, office space, accountability, and FSC Annual Report 2022-2023.

COMMISSIONER TISEO MOVED TO APPROVE RESOLUTION 2024-007 AUTHORIZING THE LEASING OF DESIGNATED SPACE AT THE FAMILY SERVICES CENTER (FSC) TO: CHILDREN'S ADVOCACY CENTER OF SOUTHWEST FLORIDA, INC. AGREEMENT 2024-004; CHARLOTTE COUNTY EARLY CHILDHOOD PROGRAM (HEAD START) AGREEMENT 2024-005; AND GULF COAST PARTNERSHIP AGREEMENT 2024-006; AUTHORIZE THE COMMUNITY ACTION AGENCY ADVISORY BOARD (CAAAB) TO REVIEW, SCORE AND PROVIDE RECOMMENDATIONS TO THE BCC FOR TENANCY OF ADDITIONAL PARTNERS; AND APPROVE AND AUTHORIZE THE DRAFT REQUEST FOR APPLICATION (RFA) FOR TENANCY OF ADDITIONAL PARTNERS, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

2. North Charlotte Water Works - Bulk Water Connection Request

Utilities

Discussion and direction regarding the Central States Water Resources (CSWR) request for North Charlotte Water Utility to enter into a bulk water connection agreement and to utilize part of the Peace River Allocation to provide water to a new development and private utility.

Mr. Watson highlighted North Charlotte Water Works – Bulk Water Connection Request.

Chair Truex noted North Charlotte Water Utility, acquisition, allocation, solution, recreational area, commercial parcels, Peace River Manasota Regional Water Supply Authority (PRMRWSA), options, utility provider, water supply, Central States Water Resources (CSWR), and receivership. **Commissioner Constance** discussed service area and charges, challenged citizens, connections, acquisition, PRMRWSA, municipal customers, and allocation request. **Commissioner Deutsch** commented on Charlotte County Utilities (CCU), challenges, benefits, and allocation request. **Commissioner Doherty** mentioned daily allocation, January 9, 2024 Utilities Quarterly Update Meeting, water supply and allocation, million gallons per day (MGD), Master Water Supply Agreement, request, and PRMRWSA. **Commissioner Tiseo** spoke to rates, cost, service areas, bulk agreement, North Charlotte Water Utility, exposure, daily allocation, demands, options, operational compliance, receivership, MGD, calculations, proportionate share, uses, interconnect, and PRMRWSA.

County Attorney Knowlton interjected on premium and bulk rates, bond covenants, receivership, CSWR, acquisition, and compliance.

3. Coral Lakes Cost Share Project

Utilities

Discussion and direction regarding the proposed allocation of funds to upsize Water Main for Coral Lakes Project.

Mr. Watson highlighted Coral Lakes Cost Share Project.

Chair Truex noted effective and efficient operations and cost.

COMMISSIONER DOHERTY MOVED TO APPROVE PROPOSED ALLOCATION OF FUNDS TO UPSIZE WATER MAIN FOR CORAL LAKES PROJECT, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

4. BMX Lease Agreement

County Administration

Discussion and direction on the BMX Lease Agreement.

Assistant County Administrator Jubb highlighted BMX Lease Agreement.

Chair Truex discussed Charlotte BMX President Amanda Carr email, self-insure, building maintenance, cost, and responsibility. **Commissioner Doherty** commented on Ms. Carr email, self-insure, building maintenance, lease, and responsibility. **Commissioner Tiseo** mentioned Ms. Carr, self-insure, language, lease, reimbursement, liability coverage, and hold harmless.

County Attorney Knowlton interjected on reimbursement, lease, and insurance costs.

(Addition #1) 5. Florida Lobbyist Services

Budget & Admin Services

a) Approve termination of Contract #15-294, Florida Lobbyist Services with Dean, Mead, Egerton, Bloodworth, Capouano & Bozarth, P.A.; and b) Approve Contract #24-234, Florida Lobbyist Services with Jones Walker with a monthly retainer fee of \$5,000 per month plus reimbursement of travel expenses as noted in the contract for the period from date of award, through and including December 31, 2024, with option to renew for additional one-year terms at the same prices, terms, and conditions; and c) Authorize the Chairman to sign Contract #24-234; and d) Authorize the County Administrator to approve additional one-year contract renewals for Florida Lobbyist Services for Charlotte County.

Eve Sweeting, Legislative Manager highlighted Florida Lobbyist Services.

Chair Truex spoke to retirement, services, and changes. **Commissioner Constance** noted service provider, bid history, and options. **Commissioner Tiseo** discussed costs and contract.

COMMISSIONER DOHERTY MOVED TO APPROVE TERMINATION OF CONTRACT #15-294, FLORIDA LOBBYIST SERVICES WITH DEAN, MEAD, EGERTON, BLOODWORTH, CAPOUANO & BOZARTH, P.A.; APPROVE CONTRACT #24-234, FLORIDA LOBBYIST SERVICES WITH JONES WALKER WITH A MONTHLY RETAINER FEE OF \$5,000 PER MONTH PLUS REIMBURSEMENT OF TRAVEL EXPENSES AS NOTED IN THE CONTRACT FOR THE PERIOD FROM DATE OF AWARD, THROUGH AND INCLUDING DECEMBER 31, 2024, WITH OPTION TO RENEW FOR ADDITIONAL ONE-YEAR TERMS AT THE SAME PRICES, TERMS, AND CONDITIONS; AND AUTHORIZE THE CHAIRMAN TO SIGN CONTRACT #24-234; AND AUTHORIZE THE COUNTY ADMINISTRATOR TO APPROVE ADDITIONAL ONE-YEAR CONTRACT RENEWALS FOR FLORIDA LOBBYIST SERVICES FOR CHARLOTTE COUNTY, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

PUBLIC HEARING AGENDA

S. 10:00 A.M. Public Hearing

PRESENTATION AGENDA

T. 10:00 A.M. Presentations

PUBLIC INPUT - ANY SUBJECT - None

AA. County Administrator Comments - None

BB. County Attorney Comments - None

CC. Economic Development Director Comments - None

DD. County Commissioner Comments


Chair Truex commented on San Casa football fields, lighting, dog attack, police report, breed specific, training, owner responsibility, security detail, G4S Security, fireworks, designated holidays, agricultural usage, affidavit, CCSO, and enforcement. **Commissioner Constance** mentioned lap swimming, North County Regional Pool, options, Hurricane Ian, Animal Control, pediatric dog bites, responsible pet owners, public safety, leash law, dog parks, requirements, signage, Tourist Development Tax report, revenues, Sunseeker, effects, rental stock, and City of Punta Gorda. **Commissioner Deutsch** spoke to workshop, alternatives, CCSO, Animal Control, process, owner responsibility, training, security detail, churches, Sunseeker, feedback, fireworks, and agricultural uses. **Commissioner Doherty** noted County Code, boundaries, urban, suburban, rural classifications, and laws. **Commissioner Tiseo** discussed Junior Commission, application deadline extension, schedule, anti-Semitism, threats, security details, cost, CCSO, funding, Federal Bureau of Investigation (FBI), language, fireworks, Senate Bill 140, Florida Statutes, affidavit, and enforcement.

Tommy Scott, Community Services Director replied to operating hours, Centennial Pool, water levels, lighting, alternatives, scheduled use, and San Casa football fields.

County Attorney Knowlton interjected on breed specific restrictions, County Code, threatening, dangerous or vicious animals, Animal Control, and Senate Bill 140.

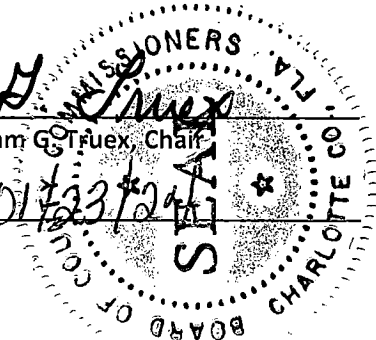
Ms. Sweeting responded to Senate Bill 140 and designated holidays.

ADJOURNED: 11:25 am



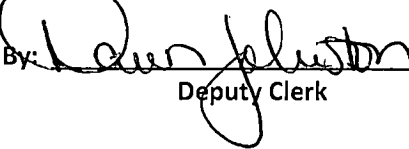
William G. Truex, Chair

DATE ADOPTED: 01/23/24



ATTEST:

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

By: 

Deputy Clerk