

BOARD OF COUNTY COMMISSIONERS

FEBRUARY 23, 2016

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

Members present were: Chair Truex, Commissioner Constance, Commissioner Deutsch, Commissioner Doherty, and Commissioner Duffy. Also in attendance were: Deputy County Administrator Shoemaker, County Attorney Knowlton, Chief Deputy Board Services White, and Minutes Secretary Russo. The following members were absent: None

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

The Invocation was given by Fr. Ian Hammett, Holy Trinity Greek Orthodox Church, followed by the Pledge of Allegiance.

Changes to the Agenda

Addition #1: R-1 Discussion and Direction on the February 25, 2016 Water Authority Special Meeting Agenda. Requested by: Commission Office

Addition #2: S-2 Approve Resolution after conducting the public hearing on BA16-025 which transfers funds necessary to satisfy the Andress Family et al matter. Requested by: County Attorney

Change #1: C-3 Approve two appointments to the ~~Marine~~ Manatee Advisory Committee. Mr. Derek P. Rooney and Mr. Steve W. Lawrence meet the criteria for appointment as representatives of the fishing and boating community. There are no terms for this committee. Requested by: Commission Office

Change #2: N-1 Updated Requested Motion / Action wording. Request the Board approve and authorize the Chairman to sign the resolution issuing requesting the Board of Trustees of the Internal Improvement Trust Fund to issue an upland easement on Stump Pass State Park to facilitate the construction of the low crested terminal groin and the backfill of the groin. Requested by: Public Works

Change #3: I-1 Updated Page 1 of 15 of the LAP Agreement and Exhibit "A". Requested by: Economic Development

Deletion #1: - F-1 Approve the award of Bid #16-080 Secure Parking Area - Administration Complex, to the lowest responsive, responsible bidder, Tarpon Bay General Contracting, of Port Charlotte, FL, for the total amount of \$166,000. Requested by: Facilities

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

MOTION CARRIED 5:0.

Proclamations - Commissioner Ken Doherty

COMMISSIONER CONSTANCE MOVED TO APPROVE THE PROCLAMATIONS, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

William Alan Akins Day

Mr. Akins accepted the Proclamation and thanked the Board.

National Children's Dental Health Month

Commissioner Doherty presented several representatives the Proclamation.

Employee Recognition - Commissioner Ken Doherty

Employee of the Year 2015 - Maggie Horton, Community Development

Claire Jubb, Community Development Director gave a brief overview of the work history and accomplishments for Maggie Horton.

Award Presentations

Combat Wounded Veteran

Award Certificate of Recognition, Combat Wounded Veteran to James Malin, United States Marine Corps.

Commissioner Doherty presented the award to Mr. Malin. Chair Truex thanked the Veterans for their services.

CITIZEN INPUT - AGENDA ITEMS ONLY

Susan Hutt spoke to the Administration Complex Secure Parking Area, Parkside Community Redevelopment Area, Elkcam Boulevard, and Charlotte County Utilities.

David Kesselring commented on the Administration Complex Secured Parking Area, Government, Economic Development, Sheriff Deputy presence, and Floodplain Administrator involvement.

COMMITTEE VACANCIES:

Construction Industry Licensing Board is seeking one volunteer who must be a resident of Charlotte County for a minimum of 2 years and be a licensed contractor. Terms: serve a four year term. Submit application and resume to Commission Office, 18500 Murdock Circle, Port Charlotte, FL 33948; 941.743.1300 or e-mail Diane.Whidden@CharlottecountyFL.gov.

Greater Port Charlotte Street and Drainage Advisory Board is seeking one volunteer who must be a resident of Charlotte County and reside within the Unit. Terms: one regular member to serve a three year term from the

date of the establishment of the Unit. Submit application to Charlotte County Public Works Department, 7000 Florida Street, Punta Gorda, FL 33950 or call 941-743-3600 or email: Kelly.Louittit@CharlotteCountyFL.gov.

Harbour Heights Waterway Unit Advisory Board is seeking two volunteers who must be residents of Charlotte County and reside within the Unit. The terms are for two regular members to serve a three year term from the date of the establishment of the Unit. Submit application and resume to Public Works Department, 7000 Florida Street, Punta Gorda, FL 33950; call 941.575.3600 or e-mail Kelly.Louittit@CharlotteCountyFL.gov.

Manasota Key Street and Drainage MSTU Unit Advisory Board is seeking one volunteer who must be a resident of Charlotte County and reside within the Unit. Terms: one regular member to serve a three year term from the date of the establishment of the Unit. Submit application and resume to Public Works Department, 7000 Florida Street, Punta Gorda, FL 33950; call 941.575.3600 or e-mail Kelly.Louittit@CharlotteCountyFL.gov

Manchester Waterway Benefit Unit Advisory Board is seeking one volunteer who must be a resident of Charlotte County and reside within the Unit. Terms: one regular member to serve a three year term from the date of the establishment of the Unit. Submit application and resume to the Public Works Department, 7000 Florida Street, Punta Gorda, FL 33950; call 941.575.3600 or e-mail: Kelly.Louittit@CharlotteCountyFL.gov.

Marine Advisory Committee is seeking one volunteer. Terms: one Member at Large to fill an unexpired term and will expire December 31, 2016. Please call the Commission Office at 941.743.1300 for an application form to turn in with your resume.

Mid Charlotte Stormwater Utility Advisory Board is seeking one volunteer who must be resident of Charlotte County and reside within the Unit. Terms: one regular member to serve a three year term from the date of establishment of the Unit. Submit application and resume to Public Works Department, 7000 Florida Street, Punta Gorda, FL 33950; call 941.575.3600 or e-mail Kelly.Louittit@CharlotteCountyFL.gov.

Northwest Port Charlotte Waterway Unit Advisory Board is seeking one volunteer who must be a resident of Charlotte County and reside within the Unit. Terms: one regular member to serve a three year term from the date of establishment of the Unit. Submit application and resume to Public Works Department, 7000 Florida Street, Punta Gorda, FL 33950; call 941.575.3600 or e-mail Kelly.Louittit@CharlotteCountyFL.gov.

REPORTS RECEIVED AND FILED - No Items

CONSENT AGENDA

COMMISSIONER CONSTANCE MOVED TO APPROVE THE BALANCE OF THE CONSENT AGENDA WITH THE EXCEPTION OF I-1, I-2, N-1, AND P-3, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

Clerk of the Circuit Court

A. Finance 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:

January 19, 2016 Board Workshop
January 26, 2016 Regular and Land Use Meeting
February 8, 2016 Pre-Agenda Meeting

BUDGETED ACTION: No action needed.

Board of County Commissioners

C. Commission Office

(1) Re-Appointment - Rotonda West Streets and Drainage Advisory Board

RECOMMENDED ACTION: Re-appoint Susan Killion as regular member to the Rotonda West Street and Drainage Unit Advisory Board to serve a three year term from the date of establishment of the Unit. BUDGETED ACTION: No action needed.

(2) Appointment - Mid Charlotte Stormwater Utility Advisory Board

RECOMMENDED ACTION: Appoint Peter Gerhardt as a regular member to the Mid Charlotte Stormwater Utility Advisory Board for a three year term from the date of the establishment of the Unit. BUDGETED ACTION: No action needed.

(Change #1) (3) Appointments – ~~Marine~~ Manatee Advisory Committee

RECOMMENDED ACTION: Approve two appointments to the Marine Advisory Committee. Mr. Derek P. Rooney and Mr. Steve W. Lawrence meet the criteria for appointment as representatives of the fishing and boating community. There are no terms for this committee. BUDGETED ACTION: No action needed.

D. Administration

Administration - No Items

Public Information Office - No Items

E. County Attorney - No Items

F. Budget and Administrative Services

Fiscal Services - No Items

Information Technology - No Items

Purchasing

(Deletion #1) (1) 16-080, Award, Secure Parking Area - Administration Complex

~~RECOMMENDED ACTION: Approve the Award of Bid #16-080, Secure Parking Area - Administration Complex, to the lowest responsive, responsible bidder, Tarpon Bay General Contracting, of Port Charlotte, FL, for the total amount of \$166,000. BUDGETED ACTION: No action needed. Budgeted in CIP Project "Safety & Security Improvements" as approved in the FY16 budget process.~~

(2) 16-207, Piggyback, Wheeled Excavator

RECOMMENDED ACTION: a) Approve the Award of File #16-207, for the Piggyback Purchase of one (1) each 2016 Volvo EW180E Wheeled Excavator to Flagler Construction Equipment under the Florida Sheriffs Association Contract #15-13-0904, Specification #41 for a total cost of \$218,186; and b) Approve the property deletion of Asset #30288 to be sold via an on-line auction service with Gov-Deals, Inc. BUDGETED ACTION: No action needed. Budgeted in CIP Project "Excavator Repl", as approved in the FY16 budget process.

(3) 16-217, Piggyback, Wheel Loader

RECOMMENDED ACTION: a) Approve the Award of File #16-217, for the Piggyback Purchase of one (1) each 2016 Volvo L110H Wheel Loader to Flagler Construction Equipment under the Florida Sheriffs Association Contract #15-13-0904, Specification #29 for a total cost of \$224,925; and b) Approve the property deletion of Asset #30256 to be sold via an on-line auction service with Gov-Deals, Inc. BUDGETED ACTION: No action needed. Budgeted in CIP project "Loader, Front End (Replacement)" as approved in the FY16 budget process. Funding is supplied from gas taxes.

Real Estate Services

(4) Lot Donations

RECOMMENDED ACTION: Accept the donation of the properties as described on the attached sheet (see Exhibit "A") entitled Lot Donations to Charlotte County. Should the Board approve the donation of these properties; staff will work in concert with the County Attorney's Office to complete the ownership transfer. BUDGETED ACTION: No action needed.

G. Community Development

(1) Annual City, County, School Board Workshop

RECOMMENDED ACTION: Approve setting a meeting date for May 2, 2016 at 2 p.m., in Room B-106 for the 13th Annual City, County, and School Board Workshop. Legislative BUDGETED ACTION: No action needed.

(2) Set a public hearing for March 8, 2016 to consider amendments to the county's floodplain management ordinance

RECOMMENDED ACTION: Set a public hearing for March 8, 2016 at 10:00 a.m., or as soon thereafter to consider amendments to the county's floodplain management ordinance. BUDGETED ACTION: No action needed.

H. Community Services

Parks and Natural Resources - No Items

Recreation

(1) Fourth Amendment Charlotte Sports Park Agreement with the Tampa Bay Rays

RECOMMENDED ACTION: Approve an Amendment to the Tampa Bay Rays - Sports Park Agreement to provide for the leasing of field maintenance equipment. BUDGETED ACTION: No action needed. Funding from the Stadium Maintenance and Operations fund approved in the FY16 budget process. **A.AGR2006-053**

Libraries and Historical - No Items

I. Economic Development

(Change #3) (1) Approve LAP Agreement Harbor Walk Phase 1B

RECOMMENDED ACTION: a) Approve a Local Agency Program (LAP) Agreement with the Florida Department of Transportation (FDOT) for the construction of the Charlotte Harbor CRA Gateway Harbor Walk Phase 1B Project; and b) Approve a Resolution authorizing the Chairman to execute the LAP Agreement; and c) Authorize Chairman to sign all necessary documents. BUDGETED ACTION: No action needed. Funding from the Charlotte County CRA fund is approved in CIP project "Charlotte Harbor Gateway" in the FY16 Budget Process. **AGR2016-009 / RES2016-021**

COMMISSIONER DOHERTY MOVED TO APPROVE LAP AGREEMENT HARBOR WALK PHASE 1B, SECONDED BY CHAIR TRUEX

MOTION CARRIED 4:0., COMMISSIONER CONSTANCE ABSTAINED (FORM 8B FILED)

(2) Parkside CRA Projects

RECOMMENDED ACTION: a) Approve an increase of the Parkside Multi-Use Trails and Greenway Project to include construction of Phase 3 - Aaron Street (West Side) and Phase 4 -Elkcam (East Side); and b) Approve a Resolution adopting Budget Amendment #BA16-020 in the amount of \$100,000 from the Parkside Loan out of the Parkside CRA Fund reserves; and c) Authorize the Parkside CRA to appropriate the remaining \$9 million dollars to Parkside CRA projects to further implement the Parkside CRA Redevelopment Plan. BUDGETED ACTION: Approve Budget Amendment Number BA16-020 in the amount of \$100,000. Partial funding in the amount of \$2,549,000 in the Parkside CRA Fund has been approved in CIP Parkside CRA Multi-use Trails & Greenway project during the FY16 budget process. Budget Amendment #BA16-020 will allocate the necessary additional funding. **RES2016-022**

Debrah Forester, Redevelopment Manager provided project information to the Board in detail.

Commissioner Duffy requested clarification for increase of multi-use phase 3 and capital improvement sheets.

COMMISSIONER DUFFY MOVED TO APPROVE PARKSIDE MULTI-USE TRAILS AND GREENWAY PROJECT INCREASE AND RESOLUTION 2016-022, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

(3) Authorization for Lien Release

RECOMMENDED ACTION: Approve a resolution authorizing the Chairman to sign Satisfaction and Release of Lien documents following receipt of payment based on the Lot Maintenance Agreement for the Charlotte Harbor Community Redevelopment Area (CRA) Vacant Lot Property Maintenance Program. BUDGETED ACTION: No action needed. **RES2016-023**

J. Facilities Construction and Maintenance - No Items

K. Human Resources - No Items

L. Human Services - No Items

M. Public Safety

(1) EMS County Grant Award

RECOMMENDED ACTION: a) Approve acceptance of the Emergency Medical Services County Grant in the amount of \$20,585; and b) Approve Resolution for budget adjustment #BA16-022 in the amount of \$20,585; and c) Authorize the Chairman to sign any grants related documents. BUDGETED ACTION: Approve budget adjustment BA16-022 in the amount of \$20,585.00. **RES2016-024**

N. Public Works

(Change #2) (1) Charlotte County Erosion Control-Stump Pass

RECOMMENDED ACTION: Request the Board approve and authorize the Chairman to sign the resolution issuing an upland easement on Stump Pass State Park to facilitate the construction of the low crested terminal groin and the backfill of the groin. BUDGETED ACTION: No action needed. Sign easement only. The dredging and groin construction are budgeted in CIP project "Stump Pass Maintenance Dredging" approved in the FY16 budget process. **RES2016-025**

Commissioner Deutsch commended staff, volunteers, Governor Scott, West Coast Inland Navigation District (WCIND), the Board, and the State for their support and hard work displayed with Stump Pass.

COMMISSIONER DEUTSCH MOVED TO APPROVE RESOLUTION 2016-025, SECONDED BY COMMISSIONER CONSTANCE

MOTION CARRIED 5:0.

(2) Greater Port Charlotte Watershed Agreement (N740)

RECOMMENDED ACTION: Approve and authorize the Chairman to sign a Cooperative Funding Agreement between the Southwest Florida Water Management District and Charlotte County for the Implementation of Best Management Practices in the Greater Port Charlotte Watershed (N740). BUDGETED ACTION: Construction is budgeted in CIP "Greater Port Charlotte Drainage Control Structure Replacement", as approved in the FY16 budget process. **AGR2016-010**

(3) FDOT Maintenance Agreement (SR 776 - US41 to Cornelius Boulevard)

RECOMMENDED ACTION: a) Approve Maintenance Agreement Supplemental #1, to an existing Maintenance Agreement (BDW03) with the Florida Department of Transportation (FDOT). The Maintenance Agreement Supplemental provides for the County to assume maintenance of the SR 776 corridor from US 41 to Cornelius Boulevard to include mowing, litter removal, and edging/sweeping; and b) Approve a Resolution authorizing the Chair to execute the Agreement. BUDGETED ACTION: No action needed. Adequate funding is available within the Road & Bridge budget. **RES2016-026 / A.AGR2013-027**

(4) Edgewater Phase II-FPL License Agreement

RECOMMENDED ACTION: Approve and authorize the Chairman to execute the license agreement between Charlotte County and Florida Power and Light (FPL). BUDGETED ACTION: No action needed. **AGR2016-011**

(5) Speed Limit Ordinance for Various County Roadway Sections

RECOMMENDED ACTION: Set a public hearing on Tuesday, March 8, 2016 at 10:00 a.m., or as soon thereafter as may be heard, to consider approving an ordinance setting new or modifying existing speed limits on various sections of Charlotte County Roadways. BUDGETED ACTION: No action needed. Signing and Marking materials were budgeted in the FY16 budget process. Funding is provided from assessments from the corresponding Street and Drainage MSBUs, or gas taxes as appropriate.

O. Tourism Development - No Items

P. Utilities

(1) Request for Inclusion for FDEP Clean Water SRF

RECOMMENDED ACTION: a) Authorize staff to submit Request for Inclusion (RFI) Forms to the Florida Department of Environmental Protection (FDEP) to be placed on the priority funding list for Clean Water (wastewater) State Revolving Fund (SRF) projects in Charlotte County; and b) Staff will subsequently bring back to the Board a request for authorization to submit the applications to the program as part of the FDEP submittal process. BUDGETED ACTION: No action needed. Subsequent approval of the loan will require a budget amendment.

(2) Resolution Consenting to Construction of the Phase I Interconnect Pipeline in Charlotte County

RECOMMENDED ACTION: Approve a resolution that provides Charlotte County's consent to construction, by the Peace River Manasota Regional Water Supply Authority, of the Phase I Interconnect pipeline in Charlotte County. BUDGETED ACTION: No action needed. **RES2016-027**

(3) Utilities Strategic Plan

RECOMMENDED ACTION: Approve the Strategic Plan which is result of the KPMG audit of February 2015. The Utility Department has developed a Strategic Plan to define key goals, objectives, and strategies that provide a framework for organizational accountability. BUDGETED ACTION: No action needed.

Gary Hubbard, Utilities Director gave a brief overview of the Utilities Strategic Plan.

Commissioner Deutsch commented on the plan being aggressive, and requested staff clarification that no additional positions would be needed. **Commissioner Doherty** spoke to the Waters of the United States, suggested flexibility in the Strategic Plan, and verbiage changes.

COMMISSIONER DEUTSCH MOVED TO APPROVE WITH SOFTENING LANGUAGE CHANGES TO THE AGREEMENT, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

Q. Other Agencies - No Items

R. Regular Agenda - No Items

(Addition #1) (1) Discussion and Direction on the February 25, 2016 Water Authority Special Meeting Agenda. Requested by: Commission Office

Mr. Hubbard gave a brief overview of the Water Authority Special Meeting Agenda in detail.

Commissioner Constance spoke to looking forward to the upcoming Southwest Florida Water Management District (SWFWMD) Meeting, and commended staff for all their hard work. **Commissioner Doherty** commented on everything looking good and congratulated everyone who has been involved.

Recess: 9:39 am 10:00 am

PUBLIC HEARING AGENDA

S. 10:00 A.M. Public Hearing

(1) Community Development

An Ordinance to update the Capital Improvements Plan (CIP), the School Board's 5-Year Work Program, and the MPO's Transportation Improvement Program.

Adopt an Ordinance to update the Capital Improvements Plan (CIP) and the School Board 5-Year Work Program, and adding the Charlotte County-Punta Gorda MPO's Transportation Improvement Plan in the Capital Improvements Element (CIE) of the County's Comprehensive Plan. The updates are required on an annual basis

as stated in the County's Comprehensive Plan and Section 163.3177 (3)(b), Florida Statutes. Legislative.
ORD2016-010

Matthew Trepal, Principal Planner gave a brief overview of the CIP School Board 5 Year Work Program in detail.
Public Hearing

**COMMISSIONER DOHERTY MOVED TO CLOSE THE PUBLIC HEARING, SECONDED BY COMMISSIONER
CONSTANCE**

MOTION CARRIED 5:0.

**COMMISSIONER CONSTANCE MOVED TO APPROVE 2016-010 AN ORDINANCE OF THE BOARD OF COUNTY
COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, PURSUANT TO SECTION 163.3177(3)(B), FLORIDA
STATUTES, AUTHORIZING AND APPROVING MODIFICATIONS TO THE CAPITAL IMPROVEMENTS ELEMENT OF
THE CHARLOTTE 2050 COMPREHENSIVE PLAN BY INCLUDING UPDATES OF THE CONCURRENCY RELATED
CAPITAL IMPROVEMENTS SCHEDULE AND THE CHARLOTTE COUNTY PUBLIC SCHOOLS' FIVE-YEAR WORK
PROGRAM AND ADDING APPENDIX IV: CHARLOTTE COUNTY – PUNTA GORDA METROPOLITAN PLANNING
ORGANIZATION TRANSPORTATION IMPROVEMENT PROGRAM; PROVIDING FOR SEVERABILITY; AND
PROVIDING AN EFFECTIVE DATE, SECONDED BY COMMISSIONER DOHERTY**

MOTION CARRIED 5:0.

**(Addition #2) (2) Approve Resolution after conducting the public hearing on BA16-025 which transfers funds
necessary to satisfy the Andress Family et al matter. RES2016-028**

County Attorney Knowlton gave a brief overview of BA16-025.

Public Hearing

**COMMISSIONER CONSTANCE MOVED TO CLOSE THE PUBLIC HEARING, SECONDED BY COMMISSIONER
DOHERTY**

MOTION CARRIED 5:0.

COMMISSIONER DOHERTY MOVED TO APPROVE RESOLUTION 2016-028, SECONDED BY CHAIR TRUEX

MOTION APPROVED 5:0.

RECESS: 10:04 am - 1:00 pm

1:00 PM CITIZEN INPUT - ANY SUBJECT

Marsha Sherman spoke to breed discriminatory laws and pointed out an analysis by John Dunham and Associates for Best Friends Animal Society.

Susan Hutt commented on sewers, septic problems, landscaping, suggested Pre-Agenda, Workshops, and Charter Review Meetings be held in Room 119, spoke to elected Charter Review Members, clauses in contracts, maintenance contracts, and costs.

AA. County Administrator:

BB. County Attorney:

CC. Commissioner Comments:

Chair Truex commented on the effects of the estuary, suggested close monitoring of the waterways for contamination, Gulf Coast Rail tour, Justice of Public Safety body camera discussion, regulations, Criminal Justice Reform, Juvenile Justice Reform, Veterans Military Services Committee, Gulf Coast Caucus, FEMA, Arlington Cemetery visit, Community Task Force, and announced that on April 16, 2016 at 9:00 am Laishley Park Peace Justice Community Unity will hold a walk, and pointed out concerns for teen suicides, behavioral health, juvenile issues for awareness of resources available. **Commissioner Constance** spoke to released water, contamination, Health Department Director, lobby needs for our neighbors to the south, strategy, past discussions with the Surgeon General, thanked Ms. Lewis for her work with the Juvenile Justice issues, and mentioned upcoming schedule changes. **Commissioner Deutsch** requested clarification for involvement and impacts. **Commissioner Doherty** spoke to Harbor Walk Phase 1A, Regional Planning Council discussion, Army Corps of Engineers requirements, and requested strategy for Tallahassee trip. **Commissioner Duffy** commented on red tide and past Health Director Interaction, citizen input, process for proclamation consistency, and Facelift 41.

Emily Lewis, Legislative Manager spoke to Division of Juvenile Justice (DJJ) timeline, millage rates, and appropriations.

RECESS: 1:41 pm - 2:00 pm

Commissioner Duffy exited the meeting.

T. 2:00 P.M. Land Use Public Hearing

(1) Community Development

Ordinance Adopting Petition No. PA-15-10-11 Approve an Ordinance adopting Petition PA-15-10-11, a Small Scale Plan Amendment to change Charlotte County FLUM Series Map #1: 2030 Future Land Use, from Commercial (COM) to Medium Density Residential (MDR); for property located at 3426, 3430, 3432, 3434, and 3436 Taylor Road, in the Punta Gorda area, containing 6.27± acres; Petition No. PA-15-10-11; Applicant: Newfoundland Five, Inc.; Commission District II. Legislative **ORD2016-011**

Mr. Trepal gave a brief overview of Petition PA-15-10-11 (Oath Given).

Minutes Secretary Russo administered oath for testimony.

Commissioner Constance spoke to planning & zoning recommendations, storm water impacts, and questioned RMF, and Commercial areas. **Commissioner Doherty** requested clarification for commercial zoning designation.

Attorney Geri Waksler spoke to boundaries and the small scale amendment in detail.

Public Hearing – T-1 & T-2

COMMISSIONER CONSTANCE MOVED TO CLOSE THE PUBLIC HEARING, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 4:0.

COMMISSIONER DOHERTY MOVED TO APPROVE ORDINANCE 2016-011 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, PURSUANT TO SECTION 163.3187 (1)(C), FLORIDA STATUTES, ADOPTING A SMALL SCALE AMENDMENT TO THE CHARLOTTE COUNTY FLUM SERIES MAP #1: 2030 FUTURE LAND USE, FROM COMMERCIAL (COM) TO MEDIUM DENSITY RESIDENTIAL (MDR), FOR PROPERTY LOCATED AT 3426, 3430, 3432, 3434, AND 3436 TAYLOR ROAD, IN THE PUNTA GORDA AREA, CHARLOTTE COUNTY, FLORIDA, COMMISSION DISTRICT II, CONTAINING 6.27 ACRES MORE OR LESS; PETITION PA-15-10-11; APPLICANT, NEWFOUNDLAND FIVE, INC.; PROVIDING AN EFFECTIVE DATE, SECONDED BY COMMISSIONER CONSTANCE

MOTION CARRIED 4:0.

(2) Community Development

Ordinance Adopting Petition No. Z-15-10-12

Approve an Ordinance adopting Petition Z-15-10-12, amending the Charlotte County Zoning Atlas from Residential Estates 1 (RE-1) to Residential Multi-family 10 (RMF-10) for 6.27± acres and from RE-1 to Commercial General (CG) for 0.93± acres, for property located at 3426, 3430, 3432, 3434, and 3436 Taylor Road, in the Punta Gorda area, containing 7.20± acres; Applicant: Newfoundland Five, Inc.; Commission District II. Quasi-Judicial **ORD2016-012**

Mr. Trepal gave a brief overview of Petition No. Z-15-10-12. (Oath given during T-1)

COMMISSIONER CONSTANCE MOVED TO APPROVE ORDINANCE 2016-012 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, APPROVING AN AMENDMENT TO THE CHARLOTTE COUNTY ZONING ATLAS FROM RESIDENTIAL ESTATES 1 (RE-1) TO RESIDENTIAL MULTI-USE FAMILY 10 (RMF-10) FOR 6.27 ACRES MORE OR LESS, AND FROM RE-1 TO COMMERCIAL GENERAL (CG) FOR 0.93 ACRES MORE OR LESS, FOR PROPERTY LOCATED AT 3426, 3430, 3432, 3434, AND 3436 TAYLOR ROAD, IN THE PUNTA GORDA AREA, CHARLOTTE COUNTY, FLORIDA, CONTAINING 7.20 ACRES MORE OR LESS; COMMISSION DISTRICT II; PETITION Z-15-10-12; APPLICANT, NEWFOUNDLAND FIVE, INC.; PROVIDING AN EFFECTIVE DATE, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 4:0.

(3) Community Development

Revisions to Section 3-9-85, Signs

Approve an Ordinance to amend Charlotte County Code Chapter 3-9, Zoning, by amending Section 3-9-85. Signs; providing for revised Signs on public property under subsection 1.1.3. General provisions; providing for revised subsection 1.1.10. Signs exempt from permits; providing for conflict with other ordinances; providing for

severability; and providing an effective date. Applicant: Charlotte County Board of County Commissioners. Legislative **ORD2016-013**

Shaun Cullinan, Planning and Zoning Official gave a brief overview of the Revisions to Section 3-9-85.

Commissioner Constance requested staff clarification for sign ordinances, spoke to sign pollution on US 41 and SR 776.

Public Hearing

COMMISSIONER CONSTANCE MOVED TO CLOSE THE PUBLIC HEARING, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 4:0.

COMMISSIONER CONSTANCE MOVED TO APPROVE ORDINANCE 2016-013 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, AMENDING CHAPTER 3-9, ZONING, BY AMENDING SECTION 3-9-85, SIGNS, OF THE CODE OF LAWS AND ORDINANCES OF CHARLOTTE COUNTY, FLORIDA; BY REVISING SUBSECTION 1.1.3 TO PROVIDE FOR CLARIFICATION OF SIGNS ON PUBLIC PROPERTY; AND BY REVISING SUBSECTION 1.1.10 TO PROVIDE FOR SIGNS EXEMPT FROM PERMITS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE, SECONDED BY COMMISSIONER DOHERTY

Commissioner Constance spoke to sign pollution, past discussions for signage, and suggested a future workshop to discuss. **Commissioner Doherty** questioned US 41 overlay.

MOTION CARRIED 4:0.

(4) Community Development

PA-15-10-10-LS, Revisions to the Potable Water and Sanitary Sewer subelement of the Infrastructure Element of the Comprehensive Plan

Transmit a Large Scale Plan Amendment to the Department of Economic Opportunity (DEO) for review and comment; the request is to amend the Potable Water and Sanitary Sewer (WSW) subelement of the Infrastructure Element to clarify County policy with regard to utility extensions through the Rural Service Area, the requirement to connect to existing or extended utility lines, and the expansion of the service areas of utility companies regulated by the Florida Public Service Commission, and to correct certain terminology; Petition No. PA-15-10-10-LS; Applicant: Charlotte County Board of County Commissioners. Legislative

Mr. Trepal spoke to the Revisions for PA-15-10-10-LS.

Public Hearing

COMMISSIONER CONSTANCE MOVED TO CLOSE THE PUBLIC HEARING, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 4:0.

COMMISSIONER DOHERTY MOVED TO APPROVE PA-15-10-10-LS, SECONDED BY COMMISSIONER CONSTANCE

MOTION CARRIED 4:0.

PRESENTATION AGENDA

U. 10:00 A.M. - No Items

V. 2:00 P.M. - No Items

PUBLIC WORKSHOP AGENDA

W. 10:00 A.M. - No Items

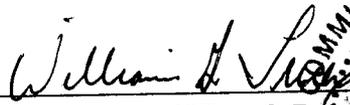
X. 2:00 P.M. - No Items

BOARD WORKSHOP AGENDA - No public input.

Y. 10:00 A.M. - No Items

Z. 2:00 P.M. - No Items

ADJOURNED: 2:22 pm


William G. Truex, Chair

DATE ADOPTED: March 22, 2016



ATTEST:

BARBARA T. SCOTT, CLERK
OF THE CIRCUIT COURT AND
EX-OFFICIO TO THE BOARD
OF COUNTY COMMISSIONERS

By: Michelle D. Bernardino
Deputy Clerk