

BOARD OF COUNTY COMMISSIONERS

MAY 10, 2016

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 Duffy. Also in attendance were: County Administrator Sandroock, County Attorney Knowlton, Chief Deputy Board Services White, Minutes Secretary Russo, and Minutes Trainee Cash. The following members were absent: None

The Meeting was called to order at 9:00 am

The Invocation was given by **Chair Truex**, followed by the Pledge of Allegiance.

Changes to the Agenda

Addition #1: R-1 Added 2015 Budget vs Actual attachment.
Requested by: Commission Office

Deletion #1 R-2 Consider an Application, CSZ-15-12-03, for Certification of Density Units by Sage Andress, Holly Andress, Noel Andress, Karen Savulis-Andress, the Andress Family Florida Limited Partnership, and Rotonda-Lakes II Limited Partnership.
Requested by: Community Development

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

MOTION CARRIED 5:0.

Proclamations - Commissioner Ken Doherty

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

MOTION CARRIED 5:0.

Artist of the Month - Gina Battle

Gina Battle accepted the Proclamation.

Hibiscus Day

Dianne and Stan Munson accepted the Proclamation.

National Daughters of the American Revolution

Valerie Colbert and Debi Allen accepted the Proclamation.

National Drug Court Month

Chair Truex accepted the Proclamation.

National Physical Fitness and Sports Month

Marc Solomon, Parks & Recreation Program Supervisor accepted the Proclamation.

National Public Works Week

Rich Allen, John Elias, Dan Quick, Scott Schermerhorn, Venkat Vattikuti, and Joanne Vernon accepted the Proclamation.

National Safe Boating Month

Virginia Bryant and Mary Kennedy accepted the Proclamation.

Peace Officers Memorial Day

Lt. Keri DeHart and the command staff accepted the Proclamation.

Charlotte Trauma Month

Syndi Bultman, Lee Memorial Health System accepted the Proclamation.

Water Safety Month

Marc Solomon accepted the Proclamation.

Employee Recognition - Commissioner Ken Doherty

5 Years: Daniel Daumann, Community Services; Douglas McGee, Public Works; Jacob Strefling, Public Safety; Jeremiah Johnson, Public Safety; Jeremy Strefling, Public Safety; Kyle Phillips, Public Safety; Lee Folkers, Public Safety; Matthew Roberg, Public Safety; Nicholas Wadlinger, Public Safety; Richard Dalton Jr., Community Development; Robert Craft, Public Safety; Ryan Hay, Public Safety; **10 Years:** Antonio Freitas, Facilities; Bradley Fraser, Public Safety; Brett Ducharme, Public Safety; Elaine Lovegrove, Public Safety; Greg O'Connor, Public Works; John Kelly III, Public Safety; Justin Smoak, Public Safety; Matthew Adamo, Public Safety; O'Neal Cunanan, Public Safety; Patricia Stefan, Budget & Administrative Services; Sara Gudmundsen, Utilities; William Hurcomb, Public Works; **20 Years:** Keith Hoover, Facilities; **25 Years:** Jan Sanders Jr., Public Safety

County Administrator Sandrock thanked staff for their dedication and years of service.

Award Presentations

Decade of Support to the Autism Community and Harbour Heights Charities

Presentation of plaque to the Community Services Department from Steve Vieira, 2016 in recognition of a Decade of Support to the Autism Community and Harbour Heights Charities.

Tommy Scott, Community Services Director introduced Steve Vieira, Harbour Heights Charities to present an award to staff.

Mr. Vieira thanked Community Services and presented Tom Henry, Parks & Recreation Foreman with a plaque for his continuous support of the yearly amateur athletic events to raise funds and awareness for Autism.

Mr. Henry thanked his present and past staff.

CITIZEN INPUT - AGENDA ITEMS ONLY

Dave Kesselring spoke Marine Advisory Board expenditures, signs for trails, Harbor Walk phases, experts hired by the county, sewers, Atkins, septic systems, and testing.

COMMITTEE VACANCIES

Construction Industry Licensing Board is seeking a 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, directly or indirectly in the building trades. Length of term is four (4) years. To obtain an application, please contact Diane Whidden at 941.743.1298 or email Diane.Whidden@CharlotteCountyFL.gov.

Construction Industry Licensing Board - seeking one volunteer to represent the "licensed specialty contractor" category. Volunteer must be a resident of Charlotte County for at least two years and be a licensed specialty contractor. Length of term is four years. To obtain an application, please contact Diane Whidden at 941.743.1298 or email Diane.Whidden@CharlotteCountyFL.gov.

Marine Advisory Committee is seeking one volunteer to serve as Member-at-Large to fill an unexpired term that will expire December 31, 2016. To obtain an application, please call Joann Dillon at 941.743.1309 or email Joann.Dillon@CharlotteCountyFL.gov.

Murdock Village Community Redevelopment Agency Advisory Committee is seeking one volunteer to serve as a Member-at-Large (term will expire November 20, 2018). Applicant must be a resident of Charlotte County. To obtain an application, please call 941.743.1309 or email Joann.Dillon@CharlotteCountyFL.gov.

REPORTS RECEIVED AND FILED - No Items

CONSENT AGENDA

COMMISSIONER CONSTANCE MOVED TO APPROVE THE CONSENT AGENDA WITH THE EXCEPTION OF F-2 AND P-1, 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:

April 7, 2016 BCC Joint Workshop with ECEC Council
April 25, 2016 BCC Pre-Agenda

BUDGETED ACTION: No action needed.

Board of County Commissioners

C. Commission Office

(1) Appointment Marine Advisory Committee

RECOMMENDED ACTION: Approve the appointment of Mr. Ronald Jelliff to the Marine Advisory Committee to replace the unexpired term of Scott Schermerhorn. Mr. Jelliff will serve as the representative of Coast Guard Auxiliary, Flotilla 99 (Rotonda West). This nomination was approved by the Marine Advisory Committee and this term will expire on December 31, 2016. BUDGETED ACTION: No action needed.

D. Administration

Administration - No Items

Public Information Office - No Items

E. County Attorney

(1) Precinct Boundary Changes and Consolidations

RECOMMENDED ACTION: Approve the attached precinct boundary line changes and consolidation/merger of precincts as approved and recommended by the Supervisor of Elections. Attached are the changes to boundary descriptions as well illustrating the changes. Precinct 70 will be consolidated into 68, and 65 into 64, (and corresponding elimination precincts 70 and 65). BUDGETED ACTION: No action needed.

F. Budget and Administrative Services

Fiscal Services

(1) Request approval to apply for the 2016 Bulletproof Vest Partnership Allocation

RECOMMENDED ACTION: a) Request Board approval to apply for the Fiscal Year 2016 Bulletproof Vest Partnership (BVP) award on behalf of the Charlotte County Sheriff's Office; and b) Authorize the County Administrator to execute all the necessary grant documents related to this grant. BUDGETED ACTION: No action needed. Funding for the grant will be budgeted in the Charlotte County Sheriff's Office Operating budget. There is a 50% match requirement that will be met by the Sheriff's Office.

(2) Marine Advisory Committee (MAC) 2017 Funding Recommendation

RECOMMENDED ACTION: a) Approve County Resolution which accepts the Marine Advisory Committee (MAC) recommendations for West Coast Inland Navigation District (WCIND) and Boater Improvement Fund (BIF) expenditures for the 2016-2017 fiscal year in the amount of \$1,725,814; and b) Authorize the County Administrator to sign all necessary grant documents and sub recipient agreements. BUDGETED ACTION: No action needed. Revenues and expenditures will be budgeted in the Boater Revolving Fund in the FY 2016/2017 budget process. **RES2016-059**

COMMISSIONER DOHERTY MOVED TO APPROVE RESOLUTION 2016-059, SECONDED BY COMMISSIONER DEUTSCH

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

(3) Refinancing Charlotte County Florida Utility System Refunding Revenue Bonds

RECOMMENDED ACTION: Approve a resolution authorizing the Charlotte County Florida Utility System Refunding Revenue Bond, Series 2016 and authorizing sale of said bond to Bank of America in an amount not to exceed \$25,000,000 to be used to refund all or a portion of the Utility System Refunding Revenue, Series 2006 and the Utility System Refunding Revenue Bonds, Series 2011. Appoint the Clerk as paying agent and registrar for said bond, authorizing executions and delivery of escrow deposit agreements and appointment of said escrow agents, delivery of an interest rate lock agreement with the bank and delegating certain authority for approval of terms and details of said bond. The refinancing will produce debt service savings exceeding one million dollars over the remaining 8 years the debt is outstanding, an amount exceeding the 3% value savings goal in refinancing long-term debt. This bond note will be issued on or about July 6, 2016. BUDGETED ACTION: Debt service payments are included in the annual budget of the Utility and covered by user rates. **RES2016-060**

Information Technology - No Items

Purchasing

(4) Property Deletions for the month of May, 2016

RECOMMENDED ACTION: Approve deletion of the property inventory items listed on the attached for the month of May, 2016. BUDGETED ACTION: No action needed.

(5) 16-213, Port Charlotte Beach Dock, Seawall and Sidewalk Construction Services (Facilities)

RECOMMENDED ACTION: Approve the award of Bid #16-213, Port Charlotte Beach Dock, Seawall and Sidewalk Construction Services to the lowest responsive, responsible bidder, Innovative Marine Structures LLC, for the

total project amount of \$223,790. BUDGETED ACTION: No action needed. Budgeted in CIP project "Port Charlotte Beach Park", as approved in the FY16 budget process and later amended.

Real Estate Services

(6) Acquisition of Easement Interests

RECOMMENDED ACTION: Request the Board of County Commissioners to authorize the Chairman to execute the attached purchase agreement for the acquisition of additional easement interests for continued and future maintenance of underground utilities. BUDGETED ACTION: No action needed. **AGR2016-021**

(7) Charlotte Harbor Water Quality Initiative Phase II Project Acquisitions

RECOMMENDED ACTION: Approve a Resolution authorizing and directing the acquisition by tax deed auction or by purchase on the open market, of any real property or easement interest in real property that may be required for the future implementation of the Charlotte Harbor Water Quality Initiative Phase II Project. BUDGETED ACTION: No action needed. **RES2016-061**

G. Community Development

(1) Interlocal Agreement for Coordinated Planning and School Concurrency

RECOMMENDED ACTION: Authorize the Chairman of the Board of County Commissioners to execute the amended Interlocal Agreement for Coordinated Planning and School Concurrency between Charlotte County, the City of Punta Gorda, and the School Board. Legislative BUDGETED ACTION: No action needed. **AGR2016-022**

(2) Reschedule the Land Use Meeting

RECOMMENDED ACTION: Reschedule the Regular and Land Use Meeting scheduled for June 28, 2016 at 2: p.m. to June 14, 2016 at 2:00 p.m. BUDGETED ACTION: No action needed.

H. Community Services

Parks and Natural Resources - No Items

Recreation - No Items

Libraries and Historical - No Items

I. Economic Development - No Items

J. Facilities Construction and Maintenance - No Items

K. Human Resource - No Items

L. Human Services - No Items

M. Public Safety

(1) School Board Affiliation Agreement

RECOMMENDED ACTION: Request the Chairman to sign the School Board Affiliation Agreement between The Charlotte County School Board and Charlotte County Board of County Commissioners. BUDGETED ACTION: No action needed. Funding from the General Fund approved in the FY16 Budget Process. **AGR2016-023**

N. Public Works - No Items

O. Tourism Development - No Items

P. Utilities

(1) Florida Atlantic University - Proposal for 2016 Phase 1 Charlotte Harbor Monitoring Program

RECOMMENDED ACTION: Approve Proposal, dated March 28, 2016 from Florida Atlantic University for 2016 Phase I Charlotte Harbor Monitoring Program for \$49,947. BUDGETED ACTION: No action needed. Funding from the Utilities Operations and Maintenance fund approved in the FY16 budget process.

Commissioner Doherty requested clarification from Gary Hubbard, Utilities Director for the scope of work, sampling, and review of past data that has been compiled. **Commissioner Duffy** requested clarification for monitor stations.

Gary Hubbard, Utilities Director confirmed the process for past data and future monitoring.

COMMISSIONER DOHERTY MOVED TO APPROVE PROPOSAL, DATED MARCH 28, 2016 FROM FLORIDA ATLANTIC UNIVERSITY FOR 2016 PHASE I CHARLOTTE HARBOR MONITORING PROGRAM FOR \$49,947.00, SECONDED BY COMMISSIONER CONSTANCE

MOTION CARRIED 5:0.

Q. Other Agencies - No Items

REGULAR AGENDA

R. Regular Agenda

(1) Commission Office

(Addition #1) Added 2015 Budget vs Actual attachment.

Waterfest

RECOMMENDED ACTION: a) Waterfest Presentation; and b) Board Discussion & Direction.

Ralph Young, Waterfest President, gave a brief overview of the Englewood Beach Waterfest 2016 Mission Statement, Organizational Structure, 2015 Economic Impact for Racefest, 2015 Marketing Successes TV, 2015 Marketing Successes Radio, 2015 Marketing Successes Print, 2015 Marketing Successes Print and Signage, Marketing Successes People, 2015 Marketing Successes Website, 2015 Marketing Successes Social Media, Waterfest 2015 Financial Analysis, Waterfest 2015 Income, Waterfest 2015 Expense, Schedule of Events 2016, Water Conservation and Environmental Stewardship, Paddle Sports: Fun and Competition, Manasota Key Race Village, Block Party and Boat Show on Dearborn Street, Two Days of Racing and Activities in Race Village and Englewood Beach, OPA / APBA Offshore World Championship, 2016 Parking and Transportation, 2016 Commitment to Public Safety, 2016 Commitment to Tourism, 2016 Marketing Objectives, Waterfest 2016 Forecast, 2016 Waterfest Income Forecast, 2016 Waterfest Expense Forecast, 2016 Funding Request to Charlotte County, 2016 Financial Highlights, 2016 Additional Funding Sources, 2016 Sponsorship Development, Past Sponsors looking forward, and thanked the Board for their support.

Chair Truex questioned the advertising, revenue, Sarasota County Sheriff In-kind, budgets, spoke to Parks and Recreation involvement, parking, and staff time. **Commissioner Constance** pointed out funds that have been given to date and future dates, requested clarification for income from Sarasota County, Visit Sarasota County, and requested income items detailed. **Commissioner Deutsch** noted the positive community teamwork for the event. **Commissioner Doherty** commented on new guidelines for events, funding request, cash request, application information, and surplus figures. **Commissioner Duffy** commended Mr. Young and his volunteers for doing a great job, thanked the Sheriff's office for cost reductions, pointed out Parks and Recreation high expenses, and requested would like to see the breakdown list.

County Administrator Sandrock spoke to a list of employee expenses that he could provide.

COMMISSIONER DUFFY MOVED TO APPROVE A DRAFT FUNDING AGREEMENT, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

RECESS: 9:55 am 10:08 am

(2) Community Development

~~(Deletion #1) Consider an Application, CSZ 15-12-03, for Certification of Density Units by Sage Andress, Holly Andress, Noel Andress, Karen Savulis Andress, the Andress Family Florida Limited Partnership and Rotonda-Lakes II Limited Partnership.~~

~~RECOMMENDED ACTION: Consider an application, CSZ 15-12-03, for the certification of 257 units of density from property owned by Sage Andress, Holly Andress, Noel Andress, Karen Savulis Andress, the Andress Family Florida Limited Partnership, and Rotonda-Lakes II Limited Partnership, and give the Chair the authority to work with the County Attorney on, and execute, a Resolution that effectuates the Board's decision on this application.~~
Quasi-Judicial

10:00 A.M. Public Hearing

(Taken Out of Order)

(2) Utilities

Fixed Base Meter Replacement Program

a) Conduct public hearing to review and consider adoption of the proposed Water Facilities Plan for Meter Replacement Program; and b) Approve the Water Facilities Plan for Meter Replacement Program; and c) Adopt a resolution authorizing the loan application and loan agreement for the DWSRF loan for the Fixed Base Meter Replacement Program and Parkside CRA Project. **RES2016-062**

Mr. Hubbard gave a brief overview of the Fixed Base Meter Replacement Program.

Public Hearing

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

MOTION CARRIED 5:0.

COMMISSIONER DOHERTY MOVED TO APPROVE WATER FACILITIES PLAN FOR METER REPLACEMENT PROGRAM AND RESOLUTION 2016-062, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

RECESS: 10:15 am - 10:24 am - MURDOCK VILLAGE CRA

PUBLIC HEARING AGENDA

(3) Economic Development

Murdock Village CRA Land Transfer

Approve a Resolution, after conducting a public hearing, to transfer approximately 15.3 acres of land from the Murdock Village Community Redevelopment Agency to Charlotte County Board of County Commissioners. Authorize the Senior Division Manager of Real Estate Services or his designee or the County Attorney or her designee to execute the necessary documents for the conveyance of land owned by the Murdock Village Community Redevelopment Agency, depicted on Exhibit A, to the Charlotte County Board of County Commissioners for Charlotte County Florida.

Debrah Forester gave a brief overview of the Murdock Village CRA Land Transfer.

Commissioner Duffy requested information for 1% Sales Tax for facility expansion in Murdock Village and land needs.

Tommy Scott, Community Services Director spoke to land acreage, pointed out North Charlotte Regional Park acres, and waterway access.

Public Hearing

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

MOTION CARRIED 5:0.

COMMISSIONER CONSTANCE MOVED TO APPROVE RESOLUTION 2016-063, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

RECESS: 10:30 am - 10:42 am

T. 2:00 P.M. Land Use Public Hearing - No Items

PRESENTATION AGENDA

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

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

PUBLIC WORKSHOP AGENDA - Public input permitted.

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

S. 10:00 A.M. Public Hearing

(1) Public Works

Speed Limit Ordinance

Conduct a public hearing on May 10, 2016 at 10:00 a.m., or 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. **ORD2016-021**

Venkat Vattikuti, County Transportation Engineer gave a brief overview of the Speed Limit Ordinance.

Commissioner Duffy requested clarification if research was received from the Sheriff's Office.

Public Hearing

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

MOTION CARRIED 5:0.

COMMISSIONER DOHERTY MOVED TO APPROVE ORDINANCE 2016-021 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA; AMENDING THE SPEED LIMITS ON CERTAIN PORTIONS OF LUTHER ROAD, NORTH BEACH ROAD, FORESMAN BOULEVARD, JENNINGS BOULEVARD, SULSTONE DRIVE, AND HIGHLANDS ROAD IN CHARLOTTE COUNTY, FLORIDA; PROVIDING FOR PENALTIES FOR VIOLATION; PROVIDING THAT THE SPEED LIMIT IS NOT AFFECTED BY NAME OR ROAD DESIGNATION CHANGE; PROVIDING FOR CONFLICT WITH OTHER ORDINANCES; PROVIDING FOR INCORPORATION OF EXHIBITS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE, SECONDED BY COMMISSIONER CONSTANCE

MOTION CARRIED 5:0.

(3) Commission Office

Board Discussion on Commission Office

RECOMMENDED ACTION: Board Discussion

Chair Truex commented on Assistant training needs, positions, salary, incentives, pay for performance caps, and longevity of Assistants. **Commissioner Constance** questioned the reason for the discussion, noted job description verbiage, training process, and team efforts. **Commissioner Deutsch** spoke to Assistants positions, limitations, maxed out salaries, experience, and expressed support for a future workshop. **Commissioner Doherty** expressed concerns, options, job descriptions, and suggested a future workshop to discuss further. **Commissioner Duffy** mentioned salary pay structures, pointed out comparisons to other Counties, and levels of management.

County Attorney Knowlton pointed out a vote is not necessary but giving a consensus would suffice.

(Consensus: To keep all current Executive Assistant job descriptions as is)

CITIZEN INPUT - ANY SUBJECT

David Arens spoke to sewer proposal, ecological issues, engineering, demographics, and City of Punta Gorda revenues.

Bill Holland commented on Homeowners Associations (HOA), past City Council Meetings, majority votes, HOA bylaws, roads, drainage, project costs, and request for public hearings to take place when snow birds are present.

Leslie Arens commented on HOA process, public hearings, and voiced suggestions.

Gary Marty mentioned process results, response times, assessments, septic systems, failed inspections, and past reports for water testing.

David Johnson spoke to proposals, association responses, commented on votes, support, sewers, benefits, costs for new sewer systems, and fees.

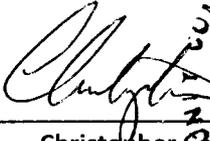
AA. County Administrator: None

BB. County Attorney: None

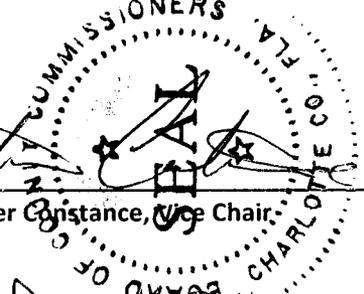
CC. Commissioner Comments:

Chair Truex commented on Olean Boulevard, right of way issues, additional work, sidewalks, mentioned mental health awareness walk results, and commented on the mental health summit on May 26, 2016. Commissioner Constance spoke to Beaches and Shores monthly committee involvement, requested adding to upcoming workshop for further discussion, commented on Murdock Village lots, sewers, TDC event discussions, budget amendments, Airport event, Peace River barbeque, commended Mr. Lehman for doing a great job, Visitor's Center property, Olean Boulevard meeting, and suggested sending Cape Coral a letter for Burnt Store Road. Commissioner Deutsch mentioned Beaches and Shores committee involvement and suggested reaching out to the Chairman. Commissioner Doherty spoke to the Burnt Store Road Phase 2, Visitor's Center, FDOT meeting at the Cultural Center, and requested an update for Olean Boulevard from County Administrator Sandrock. Commissioner Duffy commented on Facelift 41, positive feedback, mentioned tree planting, research, zones, and Advisory Board replacement issues.

ADJOURNED: 12:14 pm



Christopher Constance, Vice Chair



DATE ADOPTED: June 14, 2016

ATTEST:

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

By: Michelle DiBerardino
Deputy Clerk

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