

BOARD OF COUNTY COMMISSIONERS

SEPTEMBER 22, 2016

A Pre-Agenda Meeting was held in preparation for the **September 27, 2016** Regular and Land Use Meeting at the Murdock Administration Complex in Room B-106, Port Charlotte, Florida.

The following members were present: Chair Truex, Commissioner Constance, Commissioner Deutsch, and Commissioner Duffy. Also in attendance were: County Administrator Sandrock, Deputy County Administrator Shoemaker, County Attorney Knowlton, Minutes Clerk Cash, and various County staff members. The following members were absent: Commissioner Doherty

The Meeting was called to order at 1:30 pm

There was Board discussion on the following items:

Purchasing: F-3, F-4, F-5

Economic Development: I-1, I-2

Facilities Construction and Maintenance: J-1

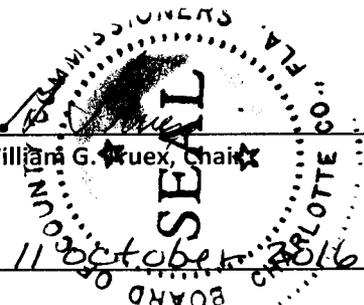
Human Services: L-1

Regular Agenda: R-3, R-4

ADJOURNED: 1:57 pm



William G. Truex, Chair


DATE ADOPTED: 11 October 2016

ATTEST:

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

By: 

Deputy Clerk

COUNTY OF CHARLOTTE

Board of County Commissioners

18500 Murdock Circle
Port Charlotte, FL 33948
www.CharlotteCountyFL.gov

County Commissioners

Bill Truex, District 3, Chairman
Christopher Constance, District 2, Vice-Chairman
Ken Doherty, District 1
Stephen R. Deutsch, District 4
Tricia Duffy, District 5



County Administrator

Raymond J. Sandrock

County Attorney

Janette S. Knowlton

Clerk of the Circuit Court

Barbara T. Scott

Regular and Land Use Meeting

September 27, 2016 9:00 am

18500 Murdock Circle, Commission Chambers, Room #119

Charlotte County Board of County Commissioners does not discriminate on the basis of disability. This nondiscrimination policy involves every aspect of the County's functions, including access to and participation in meetings, programs and activities. FM Sound Enhancement Units for the Hearing Impaired are available at the Front Security Desk, Building A of the Murdock Administration Complex. Anyone needing other reasonable accommodation or auxiliary aids and services please contact our office at 941.743.1381, TDD/TTY 941.743.1234, or by email to David.Lyles@CharlotteCountyFL.gov.

9:00 A.M. Call to Order and Roll Call

Invocation - For those who wish to join, please rise for the invocation

Pledge of Allegiance

Changes to the Agenda: See separate sheet

Proclamations - Commissioner Bill Truex
Florida Native Plant Month

Employee Recognition - Commissioner Bill Truex
Employee of the Month - August 2016
Leah Williams
Community Services

Award Presentations

Combat Wounded Veteran

Award Certificate of Recognition, Combat Wounded Veteran to Charles H. Lawson, United States Army.

CITIZEN INPUT - AGENDA ITEMS ONLY

Anyone wishing to address the Board during this portion of the meeting must fill out a card, state their name for the record, and state which agenda item(s) will be addressed. Remarks shall be limited to 3 minutes (max) and shall be addressed to the Commission as a body, and not to individual members. There will not be any discussion.


COMMITTEE VACANCIES

Charlotte County is seeking volunteers to serve on the following Committees:

Environmentally Sensitive Lands Oversight Committee is seeking the following volunteers' who must be Charlotte County residents: three Environmental Experts, two Business/Land Development Representatives and two Community Representatives. Terms: members to serve a three year term from the date of appointment. To obtain an application, please contact Lisa Eby at 941.743.1300 or email Lisa.Eby@CharlotteCountyFL.gov. Submit a resume and application by regular mail to Board of County Commissioners, Attn: Commission Assistant, 18500 Murdock Circle, Suite 536, Port Charlotte, FL 33948 or by email to same provided above.


REPORTS RECEIVED AND FILED

No Items


CONSENT AGENDA

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:
September 8, 2016 Pre-Agenda Meeting
BUDGETED ACTION:
No action needed.

C. Commission Office

- (1) Appointment – Parks and Recreation Advisory Board, District #3
RECOMMENDED ACTION:
Approve the appointment of Holly H. Haynes to the Parks and Recreation Advisory Board representing District #3 with a term expiring on September 27, 2019.
BUDGETED ACTION:
No action needed.

D. Administration

Administration

No Items

Public Information Office

No Items

E. County Attorney

- (1) Set a Public Hearing to consider an Ordinance Repealing Ordinance 81-21
RECOMMENDED ACTION:
Set a public hearing for Tuesday, October 11, 2016 at 10:00 a.m., or as soon thereafter to consider an Ordinance repealing Ordinance 81-21.
BUDGETED ACTION:
No action needed.

F. Budget and Administrative Services

Fiscal Services

- (1) Acceptance of the Department of Justice Edward Byrne Memorial Justice Assistance Grant (JAG) contract award number 2016-DJ-BX-0701

RECOMMENDED ACTION:

- a) Approve the 2016-DJ-BX-0701 US Department of Justice (DOJ) Office of Justice Programs (OJP), Bureau of Justice Assistance (BJA), Edward Byrne Memorial Justice Assistance Grant (JAG) in the amount of \$26,859, with Budget and Administrative Services administering the grant; 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 and the Punta Gorda Police Department's Operating budgets. Funding for the County's portion to administer the grant is included in the budget process for FY16/17, in the Fiscal Services Division's salary and benefits accounts. There is no County match required.

Information Technology

No Items

Purchasing

- (2) 16-412, Ranking, Economic Development Marketing Services (Economic Development)

RECOMMENDED ACTION:

- a) Approve ranking of firms for Request for Proposal #16-412, Economic Development Marketing Services - Annual: 1st - Marketing Alliance, Inc. of Punta Gorda, Florida; 2nd - Redevelopment Management Associates, Inc., and 3rd - Grapevine Communications International, Inc.; and
b) Approve start of negotiations; and
c) Authorize the Chairman to sign the contract after completion of negotiations.

This is for an annual contract with a full service economic development marketing firm that can provide strategic planning, develop and execute marketing initiatives targeted to Site Selectors, Business and Industries considering expansions and relocations, Commercial Developers, and key audiences in an effort to support the Charlotte County Economic Development mission.

BUDGETED ACTION:

No action needed.

- (3) 15-406, Approve, Amendment #1 - Guaranteed Maximum Price, Jail Infirmery Construction Manager at Risk (Facilities)

RECOMMENDED ACTION:

- a) Approve the Resolution authorizing budget adjustment #BA17-011 in the amount of \$1,958,000 to provide additional funding to award the amended contract, and authorize change to the FY17 budget effective October 1, 2016; and
b) Approve Amendment #1 to Contract #15-406, Jail Infirmery Construction Manager at Risk with Wharton-Smith Inc. of Punta Gorda, Florida, for the Guaranteed Maximum Price (GMP) for the management/construction phase railing portion of the project in the amount of \$1,958,000; and
c) Authorize the Chairman to sign Amendment #1 to the Contract for the GMP for the construction phase of this portion of the contract.

BUDGETED ACTION:

Approve the Resolution authorizing budget adjustment #BA17-011 in the amount of \$1,958,000 to provide additional funding to award the amended contract, and authorize change to the FY17 budget effective October 1, 2016. Funding for this phase of the project comes from General Fund, ad valorem.

Purchasing (Continued...)

- (4) 15-441, Approve, Change Order #3 - Utility Improvements-Parkside CRA (Public Works)

RECOMMENDED ACTION:

Approve Change Order #3 to Contract #15-441 Utility Improvements-Parkside CRA with Andrew Sitework LLC of Fort Myers, Florida in the amount of \$729,143.14 and add an additional 150 calendar days to the contract time.

BUDGETED ACTION:

No action needed. Budgeted in CIP project, "Parkside CRA Multi-use Trails & Greenway", Phase 1, West Tarpon to Ambrose Lane, as approved in the FY16 budget process. Funding comes from the Parkside Redevelopment Fund.

- (5) 16-180, Approve, Change Order #3 - 2016 County Paving Program (Public Works)

RECOMMENDED ACTION:

a) Approve the Resolution authorizing budget adjustment #BA17-010 in the amount of \$210,276 to provide additional funding in the Rotonda Meadows & Villas St./Dr. MSBU to award Change Order #3 including contingency, and authorize change to the FY17 budget effective October 1, 2016; and
b) Request the approval of Change Order #3, to Contract #16-180, 2016 County Paving Program as awarded to Ajax Paving Industries of Florida LLC in the amount of \$3,267,380.44 and add an additional 60 days to the contract time.

BUDGETED ACTION:

Approve the Resolution authorizing budget adjustment #BA17-010 in the amount of \$210,276 to provide additional funding in the Rotonda Meadows & Villas St./Dr. MSBU to award Change Order #3 including contingency, and authorize change to the FY17 budget effective October 1, 2016. Funding is supplied from MSBU assessments.

Real Estate Services

No Items

Risk Management

- (6) Revised Tri-Party Confidentiality Agreement

RECOMMENDED ACTION:

Approve the revised Tri-Party Confidentiality Agreement between Charlotte County, BenTek, and CareHere.

BUDGETED ACTION:

No action needed.

G. Community Development

No Items

H. Community Services

Parks and Natural Resources

- (1) USDA Contract for Iguanas

RECOMMENDED ACTION:

Approve and authorize the Chairman to execute a renewal agreement with the United States Department of Agriculture (USDA) to provide Iguana control in the Charlotte County portion of Boca Grande (Gasparilla Island). The MSBU Advisory Committee has requested and approved funding for this contract.

BUDGETED ACTION:

No action needed. Funding from the Boca Grande Streets and Drainage MSBU approved in the FY16 budget process in the amount of \$78,000.

Parks and Natural Resources (Continued...)

(2) USDA Contract Agreement for Feral Swine

RECOMMENDED ACTION:

Approve and authorize the Chairman to renew a Cooperative Service Agreement with United States Department of Agriculture (USDA) for the control of feral hogs on County conservation lands starting October 1, 2016.

BUDGETED ACTION:

No action needed. Funding will come from General Fund - Community Services / Environmental Land Management included in the Proposed FY17 Budget Process.

Recreation

(3) Fifth Amendment to Stadium Lease Agreement

RECOMMENDED ACTION:

Approve the fifth amendment to the Stadium Lease Agreement between Charlotte County and CBI Baseball and authorize the Chairman to sign.

BUDGETED ACTION:

No action needed.

(4) Charlotte Sports Park Improvements

RECOMMENDED ACTION:

Approve the Charlotte Sports Park Improvements list for a total estimated costs of \$105,800. This is an annual process between the County and the Tampa Bay Rays per the Charlotte Sports Park Agreement.

BUDGETED ACTION:

No action needed. Funding from the Stadium Improvement Fund included in the Proposed FY17 Budget Process.

Libraries and Historical

(5) State Aid to Libraries

RECOMMENDED ACTION:

a) Approve the grant agreement application with the Florida Department of State to apply for FY16/17 State Aid to Libraries Program; and

b) Authorize the Chair to sign the State Aid to Libraries Grant Agreement for FY16/17.

BUDGETED ACTION:

No action needed. Grant funds are included in the budget process for FY16/17 in the Library Administration budget. There is no match required by the County.

I. Economic Development

(1) PACE Provider - Ygrene

RECOMMENDED ACTION:

Approve Ygrene as an additional Approved Provider of PACE funding.

BUDGETED ACTION:

No action needed.

(2) PACE Provider - Florida Development Finance Corporation

RECOMMENDED ACTION:

Approve Florida Development Finance Corporation (FDPC) as an additional Approved Provider of PACE funding.

BUDGETED ACTION:

No action needed.

J. Facilities Construction and Maintenance

- (1) Approval of Interlocal Agreement Between the City of Punta Gorda and Charlotte County for Site Remediation at 401 Shreve Street

RECOMMENDED ACTION:

Approve the Interlocal Agreement with Punta Gorda for site remediation work at 401 Shreve Street.

BUDGETED ACTION:

No action needed. Project is budgeted in the FY16 approved CIP Project "South County Community Library and Archive".

K. Human Resources

No Items

L. Human Services

- (1) Family Services Tenant Lease Agreement-Charlotte County Public Schools

RECOMMENDED ACTION:

a) Approve the Resolution and new 12-month lease agreement for an existing tenant, the School Board of Charlotte County New Visions Program at the Family Service Center (FSC), with the option of renewing this lease for two separate additional terms of 12-months each; and

b) Authorize the County Administrator, or his designee, to execute amendments, extensions, terminations, and novation changes to the Lease Agreement on behalf of the County.

BUDGETED ACTION:

No action needed.

- (2) Civil Citation Program

RECOMMENDED ACTION:

a) Accept award for community services of the Civil Citation Youth Grant in the amount of \$33,682.50 from the Florida Department of Juvenile Justice; and

b) Authorize the County Administrator, or designee, to sign the agreement and any future extensions, renewals or amendments.

BUDGETED ACTION:

No action needed. Grant funds will be approved in the FY16/17 budget process in the Special Grants Fund. There is no County match required.

M. Public Safety

- (1) 2016 State Homeland Security Grant

RECOMMENDED ACTION:

a) Approve the grant contract between the Florida Division of Emergency Management and Charlotte County in the amount of \$87,632 for planning and training consistent with Homeland Security State Strategy guidelines; and

b) Approve the Resolution authorizing budget adjustment #BA17-002 in the amount of \$87,632 to provide for grant funding, and authorize change to the FY17 budget effective October 1, 2016; and

c) Authorize the Chair, or designee, to sign any grant related documents.

BUDGETED ACTION:

Approve the Resolution authorizing budget adjustment #BA17-002 in the amount of \$87,632 for planning and training, and authorize change to the FY17 budget effective October 1, 2016. The grant is 100% funded and there is no local match required by the County.

M. Public Safety (Continued...)

(2) 2016/2017 CERT Grant

RECOMMENDED ACTION:

- a) Approve the grant agreement between the Florida Division of Emergency Management and Charlotte County in the amount of \$7,600 to fund the Citizen Corps and Community Emergency Response Team (CERT) Program; and
- b) Approve the Resolution authorizing budget adjustment #BA17-003 in the amount of \$7,600 to provide for grant funding, and authorize change to the FY17 budget effective October 1, 2016; and
- c) Authorize the Chair, or designee, to sign any grant related documents.

BUDGETED ACTION:

Approve the Resolution authorizing budget adjustment #BA17-003 in the amount of \$7,600 for training and equipment, and authorize change to the FY17 budget effective October 1, 2016. County match of 100% will be provided by in-kind hours of Emergency Management staff.

N. Public Works

(1) SWFWMD Cooperative Funding Initiative for replacement of Greater Port Charlotte Water Control Structure

RECOMMENDED ACTION:

- a) Approve the 2018 SWFWMD Cooperative Funding Initiative Application requesting \$450,000 (50% match) for replacement of Greater Port Charlotte Water Control Structure ELK 4.56 Located East of Harbor Blvd, at the Elkcam Waterway at Peachland Blvd.; and
- b) Authorize the County Administrator to execute any and all documents related to submission of the grant application.

BUDGETED ACTION:

No action needed. Construction is budgeted in CIP project "Greater Port Charlotte Drainage Control Structure Replacement". The project funding will be amended upon award of the grant. Funding for the match will be provided from assessments in the Mid Charlotte Stormwater unit.

(2) 2016 Charlotte County Erosion Control Project

RECOMMENDED ACTION:

Approve and authorize the Chairman to sign the Resolution supporting the Charlotte County Erosion Control Project and the County's ability to provide matching funds for design, permitting, construction, and annual monitoring of the Erosion Control Project including the new segment on Manasota Key.

BUDGETED ACTION:

No action needed. Funding from three projects "Manasota Key Beach Restoration", "Stump Pass Dredging" and "Stump Pass Monitoring", approved in the FY17 budget process. Funding is supplied from the Stump Pass/Beach Renourishment MSBU, Stump Pass/Beach Renourishment MSTU, and the BP Settlement Fund

O. Tourism Development

No Items

P. Utilities

(1) SWFWMD Grant Funds Reclaimed Water Expansion Phase III

RECOMMENDED ACTION:

Authorize staff to apply to Southwest Florida Water Management District (SWFWMD) for \$311,250 in matching funds to be received in FY18 to continue the Charlotte County Reclaimed Water Expansion.

BUDGETED ACTION:

No action needed. Grant revenue will be recognized during the FY18 Budget Process.

P. Utilities (Continued...)

(2) Clean Water SRF Construction Loan - Loveland Grand Master Lift Station & Interceptor

RECOMMENDED ACTION:

Approve the Resolution authorizing the Charlotte County Utilities department to submit an application to the Florida Department of Environmental Protection (FDEP) for a construction loan from the State Revolving Fund (SRF) program to finance the construction of the Loveland Grand Master Lift Station & Interceptor project and authorizing the County Administrator to execute the loan agreement and any other documents required by the loan agreement and any amendments thereto.

BUDGETED ACTION:

No action needed. Upon execution of loan a budget amendment will be necessary.

(3) Clean Water SRF Construction Loan - Burnt Store Phase 2 Widening Project

RECOMMENDED ACTION:

Approve the Resolution authorizing the Charlotte County Utilities department to submit an application to the Florida Department of Environmental Protection (FDEP) for a construction loan from the State Revolving Fund (SRF) program to finance the construction of the Burnt Store Phase 2 Widening Project and authorizing the County Administrator to execute the loan agreement and any other documents required by the loan agreement and any other amendments thereto.

BUDGETED ACTION:

No action needed. Upon execution of loan a budget amendment will be necessary.

(4) Clean Water SRF Construction Loan - Morningstar Force Main Project

RECOMMENDED ACTION:

Approve the Resolution authorizing the Charlotte County Utilities department to submit an application to the Florida Department of Environmental Protection (FDEP) for a construction loan from the State Revolving Fund (SRF) program to finance the construction of the Morningstar Force Main Project and authorizing the County Administrator to execute the loan agreement and any other documents required by the loan agreement and any other amendments thereto.

BUDGETED ACTION:

No action needed. Upon execution of loan a budget amendment will be necessary.

Q. Other Agencies

No Items



REGULAR AGENDA

R. Regular Agenda

(1) Utilities

Water Authority Meeting Agenda

RECOMMENDED ACTION: Board

Discussion and direction on Peace River Manasota Regional Water Supply Authority (Authority) Board agenda items to be discussed on Oct. 5, 2016 during the Authority Board of Directors Meeting.

(2) Community Services

Construction and Operational Costs of MSBU parks

RECOMMENDED ACTION:

Discussion and direction on the construction and operational costs of MSBU parks.

(3) County Administration

Performance Evaluation - County Administrator, Raymond J. Sandrock

RECOMMENDED ACTION:

Discussion of County Administrator, Raymond Sandrock's annual performance evaluation.

(4) County Attorney

Performance Evaluation - County Attorney, Janette Knowlton

RECOMMENDED ACTION:

Discussion of County Attorney, Janette Knowlton's annual performance evaluation.

R. Regular Agenda (Continued...)

- (5) County Administration
LED Lighting
RECOMMENDED ACTION:
Discussion and direction on LED Lighting.



PUBLIC HEARING AGENDA

S. 10:00 A.M. Public Hearing

- (1) Utilities
Burnt Store Phase 2 Project - DWSRF
a) Conduct public hearing to review and consider adoption of the proposed Water Facilities Plan for the Burnt Store Phase 2 Project; and
b) Approve the Water Facilities Plan for the Burnt Store Phase 2 Project; and
c) Approve the Resolution authorizing the loan application and loan agreement for the DWSRF loan for the Burnt Store Phase 2 Project.
- (2) Utilities
Myakka River Bridge Crossing - DWSRF
a) Conduct public hearing to review and consider adoption of the proposed Water Facilities Plan for the Myakka River Bridge Crossing; and
b) Approve the Water Facilities Plan for the Myakka River Bridge Crossing; and
c) Approve the Resolution authorizing the loan application and loan agreement for the DWSRF loan for the Myakka River Bridge Crossing
- (3) Utilities
Ingraham 24" Water Main - DWSRF
a) Conduct public hearing to review and consider adoption of the proposed Water Facilities Plan for the Ingraham 24" Water Main; and
b) Approve the Water Facilities Plan for the Ingraham 24" Water Main; and
c) Approve the Resolution authorizing the loan application and loan agreement for the DWSRF loan for the Ingraham 24" Water Main.
- (4) Utilities
North Myakka River 24" Water Main Crossing - DWSRF
a) Conduct public hearing to review and consider adoption of the proposed Water Facilities Plan for the North Myakka River 24" Water Main; and
b) Approve the Water Facilities Plan for the North Myakka River 24" Water Main; and
c) Approve the Resolution authorizing the loan application and loan agreement for the DWSRF loan for the North Myakka River 24" Water Main.



PRESENTATION AGENDA

T. 10:00 A.M.

No Items



1 P.M. CITIZEN INPUT – ANY SUBJECT

Public input permitted.


LAND USE PUBLIC HEARING AGENDA

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

- (1) Community Development
SV-16-04-03, Calderaro
Approve a Resolution granting a Street Vacation to Gary Calderaro for Petition SV-16-04-03.
Legislative
- (2) Community Development
FP-16-05-03, RaceTrac at Winchester
Approve Preliminary and Final Plat for a Minor Subdivision to be named, RaceTrac at Winchester, for RaceTrac Petroleum, Inc., for Petition FP-16-05-03.
Quasi-Judicial
- (3) Community Development
PP-16-06-04, Babcock Ranch Community Phase 1B1
Approve Preliminary Plat for a subdivision to be named, Babcock Ranch Community Phase 1B1, for Babcock Property Holdings, LLC, for Petition PP-16-06-04.
Quasi-Judicial
- (4) Community Development
SV-16-05-04, Fleming
Approve a Resolution granting a Street Vacation for Donel and Susan Law, for Petition SV-16-05-04.
Legislative
- (5) Community Development
An Ordinance Adopting PA-16-02-01-LS, an Amendment to Future Transportation Series Map #7: Bicycle and Pedestrian Ways (South and East County)
Pursuant to Section 163.3184(3), Florida Statutes, adopt a Large Scale Plan Amendment to amend the Future Transportation Series Map #7: Bicycle and Pedestrian Ways (South and East County) to add the Babcock Trail Alignment; Petition No. PA-16-02-01-LS; Applicant: Charlotte County Board of County Commissioners.
Legislative
- (6) Community Development
PA-16-06-10-LS, Revisions to FLU Appendix VI: Developments of Regional Impact
Approve an Ordinance adopting Petition PA-16-06-10-LS, a large scale plan amendment to revise Future Land Use (FLU) Appendix VI: Developments of Regional Impact by amending the Sandhill Development of Regional Impact (DRI) development rights and adding Equivalency Matrix to be consistent with the Sandhill DRI Development Order Resolution Number 2014-174; Petition No. PA-16-06-10-LS; Applicant: Charlotte Commons Venture, LLC.
Legislative
- (7) Community Development
PA-16-06-11-LS, Revisions to the Future Land Use Element
Approve Ordinances adopting Petition PA-16-06-11-LS, a Large Scale Plan Amendment to rename "Revitalizing Neighborhoods Incentive Density" in the County's Comprehensive Plan to "Incentive Density"; revise Future Land Use (FLU) Policy 1.2.16: Incentive Density (new name); add new FLU Policy 1.2.17: Incentive Density Usage; Petition No. PA-16-06-11-LS; Applicants: Charlotte Commons Venture, LLC & Charlotte County Board of County Commissioners.
Legislative

AA. County Administrator:

BB. County Attorney:

CC. Commissioner Comments:

Bill Truex, District 3, Chairman

Christopher Constance, District 2, Vice-Chairman

Ken Doherty, District 1

Stephen R. Deutsch, District 4

Tricia Duffy, District 5

Board of County Commissioners

Schedule of Future Closures/Hearings/Workshops