

BOARD OF COUNTY COMMISSIONERS

DECEMBER 07, 2017

A Pre-Agenda Meeting was held in preparation for the **December 12, 2017** Regular and Land Use Meeting at the Murdock Administration Complex in Room B-106, Port Charlotte, Florida.

The following members were present: Chair Doherty, Commissioner Constance, Commissioner Tiseo, and Commissioner Truex. Also in attendance were: County Administrator Sandrock, Assistant County Administrator Flores, County Attorney Knowlton, Minutes Clerk Light, and various County staff members. The following members were absent: Commissioner Deutsch.

The Meeting was called to order at 1:30 pm

There was Board discussion on the following items:

County Attorney: E-3

Fiscal Services: F-1


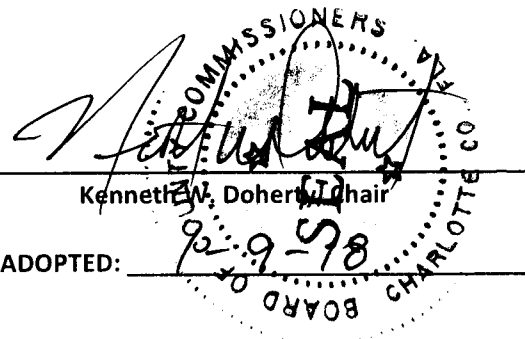
Purchasing: F-2, F-3

Park and Natural Resources: H-1

Regular Agenda: R-5

10:00 A.M. Public Hearing: S-2

ADJOURNED: 1:49 pm


Kenneth W. Doherty, Chair
DATE ADOPTED: 12-9-17


ATTEST:

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

By: Michelle DeBerardino
Deputy Clerk

COUNTY OF CHARLOTTE

Board of County Commissioners
18500 Murdock Circle
Port Charlotte, FL 33948
www.CharlotteCountyFL.gov

County Commissioners

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



County Administrator

Raymond J. Sandrock

County Attorney

Janette S. Knowlton

Clerk of the Circuit Court

Roger D. Eaton

Regular and Land Use Meeting

December 12, 2017 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.

SHOULD ANY AGENCY OR PERSON DECIDE TO APPEAL ANY DECISION MADE BY THE BOARD WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING, A RECORD OF THE PROCEEDING, AND FOR SUCH PURPOSE, A VERBATIM RECORD OF THE PROCEEDING IS REQUIRED, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

9:00 A.M.

Call to Order and Roll Call

Invocation- If you wish to join, please rise for the invocation

Pastor Daniel Dagan
Pentecostals of Englewood

Changes to the Agenda: See separate sheet.

Proclamations/Awards

Pledge of Allegiance

Proclamations - Commissioner Bill Truex

Artist of the Month - Linda Soderquist

Employee Recognition

Name Department

5 Years

<u>Larry Campbell Jr</u>	<u>Utilities</u>
<u>Christopher Carpenter</u>	<u>Utilities</u>
<u>Randy Crowl II</u>	<u>Public Works</u>
<u>Mark Gambrell</u>	<u>Utilites</u>

Brian Greig Public Works
Roger Neumeyer Public Safety
Travis Williams Utilities

10 Years

Harry Kuzel Utilities

15 Years

Debra Biondio Human Services
Maria Conrado Public Works
Kirk Kettler Utilities
April Santos Public Works
Bryan Eric Tiedge Facilities

20 Years

Jon Jensen II Public Safety
Abdool Khaleel Public Works

35 Years

Robert Lucas Public Works

Award Presentations

1. CAPRA Accreditation Recognition

Charlotte County has joined the ranks of elite park and recreation agencies across the country by earning accreditation through the Commission for Accreditation of Park and Recreation Agencies (CAPRA) and the National Recreation and Park Association (NRPA). As one of only 153 agencies throughout the U.S. that are accredited, this distinguished accomplishment measures an agency's overall quality of operation, management and service to the community through the compliance of 151 standards of excellence.



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 one Business/Land Development Representative volunteer who must be a Charlotte County resident. Term will expire three years from the date of appointment. To obtain an application, please contact Lisa Eby at 941-743-1300 or email Lisa.Eby@CharlotteCountyFL.gov.

Manasota and Sandpiper Advisory Committee is seeking three volunteers who must be residents of Manasota Key or Sandpiper Key. Term: three members to serve a two year term from appointment until November 30, 2019. For an application, contact Diane Clim at 941-743-1956 or email Diane.Clim@CharlotteCountyFL.gov

The following **MSBU/TU Advisory Boards** are seeking volunteers who must be residents of Charlotte County and reside within the Unit. Submit applications to Public Works Department, 7000 Florida Street, Punta Gorda, FL 33950; call 941-575-3600 or e-mail MSBU-TU@CharlotteCountyFL.gov.

- **Boca Grande Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2018.
- **Buena Vista Area Waterway Unit** is seeking one member to fill a vacant unexpired term through October 31, 2020.
- **Charlotte Ranchettes Unit** is seeking one member to fill a vacant unexpired term through October 31, 2019.
- **Englewood East Non-Urban Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2018.
- **Gardens of Gulf Cove Street & Drainage Unit** is seeking two members to fill vacant unexpired terms. The length of each term will be drawn at the Advisory Board meeting scheduled for December 11, 2018.
- **Greater Port Charlotte Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2020.
- **Grove City Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2018.
- **Gulf Cove Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2018.
- **Gulf Cove Waterway Unit** is seeking two members to fill vacant unexpired terms through October 31, 2019 and October 31, 2020.
- **Harbour Heights Waterway Maintenance District** is seeking two members to fill vacant unexpired terms through October 31, 2018 and October 31, 2020.
- **Mid Charlotte Stormwater Utility Unit** is seeking one member to fill a vacant unexpired term through October 31, 2019.
- **Northwest Port Charlotte Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2018.
- **Northwest Port Charlotte Waterway Unit** is seeking one member to fill a vacant unexpired term through October 31, 2020.
- **Rotonda Heights Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2020.
- **Rotonda West Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2020.

Tourist Development Council is seeking one member to serve on the council. Member must be a representative of the tourism industry who have demonstrated an interest in tourist development but who are not owners or operators of motels, hotels, recreational vehicle parks or other tourist accommodations in the county. All applicants must be residents of Charlotte County. The Tourist Development Council meets every other month at 9:00 a.m. in Murdock. Terms are for four years. Interested candidates should submit resumes to: Diane.Whidden@CharlotteCountyFL.gov or send to the Charlotte County Board of County Commissioners, ATTN: Diane - 18500 Murdock Circle, Port Charlotte, FL 33948.



REPORTS RECEIVED AND FILED



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:
November 14, 2017 BCC Regular Meeting
November 27, 2017 BCC Pre-Agenda

BUDGETED ACTION:

No action needed.

Board of County Commissioners

C. Commission Office

1. Appointment - Gulf Cove Waterway MSBU Advisory Board

RECOMMENDED ACTION:

Approve the appointment of Donna Draus to the Gulf Cove Waterway MSBU Advisory Board. This will be a three year term replacing J. Steven Eckstrom who has chosen not to seek reappointment. This appointment will be effective immediately and will expire on October 31, 2020.

BUDGETED ACTION:

No action needed.

2. Re-Appointments and Appointments - Marine Advisory Committee

RECOMMENDED ACTION:

Approve the following actions for the Marine Advisory Committee: Reappoint Thomas B. Ireland representing South Gulf Cove Yacht Club, Reappoint Robert L. Mayes representing PGI Fishing Club, Reappoint Anne M. Beach representing Pirate Harbor Yacht Club, Reappoint George Bobko representing Port Charlotte Yacht Club, Reappoint William H. Kumm representing Punta Gorda Boat Club Reappoint Mr. John Davidson, member-at-large; and approve the appointment of new nominations to the MAC: Mr. Henry J. Bauman representing Punta Gorda Boaters Alliance, and Mr. James Ellsworth representing Burnt Store Isles Boat Club. All terms will expire on December 30, 2020.

BUDGETED ACTION:

No action needed.

3. Re-Appointments - Manasota and Sandpiper Key Advisory Committee

RECOMMENDED ACTION:

Approve the re-appointments of Stephen Stump and Alicia Silva as regular members to the Manasota and Sandpiper Key Advisory Committee. These appointments will be effective immediately and expire November 30, 2019.

BUDGETED ACTION:

No action needed.

4. Gulf Consortium Executive Committee

RECOMMENDED ACTION:

Approve a letter of recommendation for Commissioner Constance to seek a position on the executive committee for the Gulf Consortium.

BUDGETED ACTION:

No action needed.

D. County Administration

Administration

1. COPCN for Boca Grande Fire Control District

RECOMMENDED ACTION:

Set a Public Hearing for January 9, 2017 at 10:00 a.m. or as soon thereafter as may be heard, to consider the application of the Boca Grande Fire Control District for a Certificate of Public Convenience & Necessity (COPCN) to provide non-transport Advanced Life Support within the District limits.

BUDGETED ACTION:

No action needed.

2. 2018 Meetings, Workshops and Public Hearings

RECOMMENDED ACTION:

Approve 2018 meeting, workshop and public hearing schedule.

BUDGETED ACTION:

No action needed.

Public Information Office

No Items.

E. County Attorney

1. Resolution for Issuance of Revenue Bonds by the Charlotte County IDA for Town & Country Utilities, Inc. (Babcock Ranch Phase II)

RECOMMENDED ACTION:

Approve the Resolution approving the issuance by the Charlotte County Industrial Development Authority of private activity revenue bonds for Town & Country Utilities, Inc. (Babcock Ranch Phase II).

BUDGETED ACTION:

No action needed, as there are no budgetary implications to the proposed action. The bonds are secured against the interests of the utility and its revenues. Charlotte County has no liability.

2. Resolution for Capital Trust Agency Educational Facilities Revenue Bonds (Babcock Neighborhood School Project)

RECOMMENDED ACTION:

Approve the Resolution for the Capital Trust Agency Educational Facilities Revenue Bonds (Babcock Neighborhood School Project).

BUDGETED ACTION:

No action needed.

3. Finalization and Implementation of Beach Renourishment

RECOMMENDED ACTION:

- a) Authorize the County Attorney to continue the legal services of Nabors, Giblin & Nickerson, P.A. ("Nabors, Giblin") to finalize and implement of the Manasota Key and Don Pedro-Knight Island Beach Renourishment projects; and
b) Authorize the County Attorney to extend the current contract for consulting and expert witness services of Peter A. Ravella Consulting, LLC (PARC) to continue to provide professional services for completion of beach project funding methodology; and
c) Authorize the County Attorney to execute such documents to carry out the above.

BUDGETED ACTION:

No action needed. Budgeted in BCC Controlled, Professional Services account.

F. Budget and Administrative Services

Fiscal Services

1. Utility Bad Debt Write Off

RECOMMENDED ACTION:

Approve to purge the accumulated Utilities uncollectible accounts through September 30, 2017.

BUDGETED ACTION:

No action needed.

Information Technology

No Items.

Purchasing

2. 18-029, Award, Spring Lake Plumbing Contract 5 (Utilities)

RECOMMENDED ACTION:

Approve the award of Bid #18-029, Spring Lake Plumbing Contract 5 to the lowest responsive, responsible bidder, Milorda Pudja Plumbing, LLC of Sarasota, Florida in the amount of \$165,750.

BUDGETED ACTION:

No action needed. Budgeted in CIP project "Spring Lake MSBU Wastewater Expansion" as adopted in the FY18 budget process. Funding is supplied from Utilities Operating Fund.

3. 16-334, Approve Change Order #7, County Right of Way Landscape Maintenance - Annual Contract (Public Works)

RECOMMENDED ACTION:

Approve Change Order #7 to Contract #16-334, County Right of Way Landscape Maintenance - Annual Contract, as awarded to Walkers Service Inc. of Bradenton, Florida for the additional landscape maintenance in South Gulf Cove in the amount of \$57,685.

BUDGETED ACTION:

No action needed. Budgeted in South Gulf Cove Street and Drainage MSBU fund as part of the FY18 budget process. Funding is supplied from MSBU assessments.

4. 17-206, Construction Manager at Risk-Capital Maintenance Repair, Guaranteed Maximum Price (Facilities)

RECOMMENDED ACTION:

a) Approve Amendment #2 to Contract 17-206 Construction Manager at Risk Capital Maintenance Repair - Annual with Florida Premier Contractors, LLC of Punta Gorda, Florida for the Guaranteed Maximum Price (GMP) in the amount of \$4,599,465 for the FY18 projects list; and b) Authorize the Chairman to sign Amendment #2 to the Contract for the GMP for the Construction Manager at Risk Capital Maintenance Repair - Annual.

BUDGETED ACTION:

No action needed. Budgeted in the Facilities Capital Maintenance Plan, as approved in the FY18 budget process. Funding comes from various sources and is based on the building occupant.

5. 18-128, Purchase One (1) Peterbilt Tractor (Utilities)

RECOMMENDED ACTION:

a) Approve File # 18-128, for the purchase of one (1) 2018 Peterbilt Model 567-Tractor, from Palm Peterbilt Truck Centers of Fort Lauderdale, FL; piggyback off the Florida Sheriff's Association Contract #FSA17-VEH 15.0, Specification #14, for the total cost of \$164,726; and b) Approve the property deletion of Asset #32404 to be sold via the on-line auction services with Gov-Deals.

BUDGETED ACTION:

No action needed. Funding from the Utility Operations and Maintenance Fund as approved in the FY18 Budget Process.

6. 18-118, Approve, Activity Pool - Oyster Creek/Ann Dever (Community Services)

RECOMMENDED ACTION:

a) Award File #18-119, Activity Pool - Oyster Creek / Ann Dever and South County Regional Park, as a 'piggyback' off of the National Joint Powers Alliance (NJPA) Contract #030117, Recreation and Playground Equipment, Accessories, and Supplies, to Rain Drop Products, LLC of Ashland, OH, in the amount of \$737,102.75; and b) Approve the Resolution and Budget Adjustment BA18-007, in the amount of \$513,000.

BUDGETED ACTION:

Approve budget adjustment BA18-007, in the amount of \$513,000. The adjustment includes \$140,000 transferred from the "Digital Radio System" project to the "Oyster Creek/Ann Dever Splash Pad" project, and \$373,000 transferred from "Fishing Piers & Boardwalks" and "FCT Improvements" projects to the "South County Regional Park" project. The funding allocation includes contingency.

7. 17-237, Approve, Fleet Maintenance Facility Upgrades (Facilities)

RECOMMENDED ACTION:

Approve the award of Bid #17-237, Fleet Maintenance Facility Upgrades, to the lowest, responsive, responsible bidder One Source Construction Company & Builders, Inc., of Fort Myers, Florida, for the total bid price of \$615,000.

BUDGETED ACTION:

No action needed. Budgeted in CIP project "Fleet Maintenance Phase II Improvements", as approved in the FY18 budget process.

8. Property Deletions for the month of December, 2017 (Purchasing)

RECOMMENDED ACTION:

Approve the deletion of the property inventory items listed on the attached for the month of December, 2017.

BUDGETED ACTION:

No action needed.

Real Estate Services

9. Proposed Road Acceptance - Myakka Avenue

RECOMMENDED ACTION:

- a) Approve the Resolution accepting Myakka Avenue for maintenance and public use; and
- b) Accept the Quit Claim Deed to the County for a small portion of Myakka Avenue that was previously vacated.

BUDGETED ACTION:

No action needed at this time. The roadway will be folded into the Greater Port Charlotte work program in the next budget cycle.

10. FPL Easement Charlotte County West Annex

RECOMMENDED ACTION:

Approve the Resolution to execute a Non-Exclusive Utility Easement to Florida Power & Light (FPL) to provide electrical service to the new West County Annex.

BUDGETED ACTION:

No action needed. Budgeted in CIP project "West County Annex Replacement", as approved in the FY18 budget process.

11. Babcock Tower Site and Easement

RECOMMENDED ACTION:

Accept the conveyance by Quit Claim Deed of a .33 acre site and an access easement for the construction of a communication tower by Charlotte County for use by Public Safety staff for radio communication purposes.

BUDGETED ACTION:

No action needed. Budgeted in CIP project, "Digital Radio System", as approved in the FY18 budget process.

Risk Management

No Items.

Transit

12. Section 5310 Capital & Operating Grant Applications

RECOMMENDED ACTION:

- a) Approve the Resolution and annual Section 5310 Federal Transit Grant FY18/19 requesting Operating funds in the amount of \$52,500 for Charlotte County Transit to perform Transportation Disadvantaged Operations; and
- b) Approve the County Resolution and annual Section 5310 Federal Transit Grant FY18/19 requesting Capital funds in the amount of \$117,683 for one 25' Chevy G4500 Titan II with a lift and ADA accessible, as a replacement vehicle; and
- c) Authorize the Chair or his designee to sign all necessary documents.

BUDGETED ACTION:

No action needed. Grant funds in the amount of \$52,500 and the required match of \$52,500 are included in the FY18/19 Operating budget. Capital grant funds in the amount of \$105,914 and the required 10% cash match of \$11,769 will be included in the FY18/19 budget process for the Budget and Administrative Services Transit Division.

13. Section 5311 Operating Grant Application

RECOMMENDED ACTION:

- a) Approve the Resolution and annual Section 5311 Federal Transit Grant FY18/19 requesting Operating funds in the amount of \$82,000 for Charlotte County Transit to perform Rural and/or Non-Urban trips; and
- b) Authorize the Chair or his designee to sign all necessary documents.

BUDGETED ACTION:

No action needed. Grant funds in the amount of \$82,000 and the required match of \$82,000 are included in the FY18/19 Operating Budget under Budget and Administrative Services Transit Division.

14. Section 5339 Capital Grant Application

RECOMMENDED ACTION:

- a) Approve the Resolution and the annual Section 5339 Federal Transit Grant FY18/19 requesting Capital funds in the amount of \$268,018 for two 25' Glaval Cutaway buses including, lifts, 24 passenger seats, 2 wheelchair positions, and cameras, as replacement vehicles; and
- b) Authorize the Chair or his designee to sign all necessary documents.

BUDGETED ACTION:

No action needed. Grant funds in the amount of \$241,216 and 10% match of \$26,802 will be included in the FY18/19 budget process for the Transit Division.

15. 2018-2019 Transit Grant Summary Resolution

RECOMMENDED ACTION:

- a) Approve the Resolution that summarizes the Federal Section 5300 grants and other associated Transit grants and agreements.

BUDGETED ACTION:

No action needed.

G. Community Development

No Items.

H. Community Services

Parks and Natural Resources

1. Resolution Accepting Rescue Tubes

RECOMMENDED ACTION:

Approve the Resolution accepting a gift of rescue tubes by the Lemon Bay Sunrise Rotary to be used at Englewood Beach.

BUDGETED ACTION:

No action needed. All materials will be supplied by the Lemon Bay Sunrise Rotary Club.

2. Resolution of Continuing Interest for Sunrise Park

RECOMMENDED ACTION:

Approve the Resolution expressing continuing interest in the William R. Gaines Jr. Memorial Park project at Sunrise Park.

BUDGETED ACTION:

No action needed.

Recreation

3. Charlotte Sports Park Message Board

RECOMMENDED ACTION:

Approve an addition to the Charlotte Sports Park 2018 Improvement List for the purchase and installation of an electronic message board for the Charlotte Sports Park.

BUDGETED ACTION:

No action needed.

Libraries and Historical

No Items.

Environmental Services

No Items.

I. Economic Development

No Items.

J. Facilities Construction and Maintenance

No Items.

K. Human Resources

No Items.

L. Human Services

No Items.

M. Public Safety

No Items.

N. Public Works

No Items.

O. Tourism Development

No Items.

P. Utilities

No Items.

Q. Other Agencies

No Items.



REGULAR AGENDA

R. Regular Agenda

1. Compensation and Classification Study from Archer Company
Human Resources
Approve a new Pay Plan based on results of a recent compensation and classification study by Archer Company for Non-Bargaining and IUPAT Bargaining Unit employees.
2. 17-441, Loveland Grand Master Lift Station (Utilities)
Purchasing
 - a) Approve the award of Bid #17-441 Loveland Grand Master Lift Station to the lowest responsive, responsible bidder, Kiewit Infrastructure South Co., of Sunrise, Florida for the total project amount of \$21,739,613.96; and
 - b) Approve the Resolution and Budget Adjustment BA18-008, in the amount of \$4,000,000 increasing FY18 adopted CIP project "Grand Master Lift Station and Gravity Interceptor."
3. Commission Committee Assignments 2017/18
Commission Office
Selection of Commission Committee Assignments for Fiscal Year 2017/18.

4. Debris Clean-up Update
County Administration
Update on County Hurricane Irma debris clean-up.



PUBLIC HEARING AGENDA

S. 10:00 A.M. Public Hearing

1. Resolution Electing to Use the Uniform Method of Collecting Non-Ad Valorem Special Assessments
County Attorney
 - a) Conduct a public hearing to consider adoption of a Resolution electing to use the Uniform Method of Collecting Non-Ad Valorem Special Assessments; and
 - b) Approve the Resolution.
2. Megal Corporation - Ad Valorem Tax Exemption
Economic Development
 - a) Conduct a public hearing to consider approving an Ordinance approving an ad valorem tax exemption pursuant to Charlotte County Code Chapter 1-7, Article VII, for Megal Corporation, as an inducement to establish and operate a manufacturing facility and create new jobs in Charlotte County throughout the term of the ad valorem tax exemption and providing for an effective date; and
 - b) Approve the Resolution recommending Megal Corporation be approved as qualified business pursuant to section 288.106, Florida Statutes; providing for local financial support in the form of either an ad valorem tax exemption or through an Economic Development incentive pursuant to Section 125.045, Florida Statutes, and Charlotte County Code Chapter 1-7, Article V, Section 1-7-61 throughout Section 1-7-69, of the Code of Laws and Ordinances of Charlotte County; and providing for an effective date.



PRESENTATION AGENDA

T. 10:00 A.M.

No Items.



1 P.M. CITIZEN INPUT - ANY SUBJECT

Anyone wishing to address the Board during this portion of the meeting must state their name for the record. Remarks, on any County related subject, 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.



LAND USE PUBLIC HEARING AGENDA

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

1. A rezoning from Office, Medical, Institutional (OMI) to Commercial General (CG) for property located at 2560 Placida Rd., Z-17-09-31

Community Development

The Comprehensive Planning Division recommends approval of application Z-17-09-31 to amend the Charlotte County Zoning Atlas from Office, Medical, Institutional (OMI) to Commercial General (CG). This recommendation is based on the findings and analysis documented in the staff report dated November 6, 2017, the application submitted by the applicant, existing and proposed land uses for subject property and the surrounding area, and Charlotte County's Comprehensive Plan.

Quasi-Judicial

2. Ordinance Adopting Z-17-09-32, PEG Murdock Village

Community Development

Approve an Ordinance pursuant to Section 125.66, Florida Statutes, amending the Charlotte County Zoning Atlas from Residential Multi-family 10 (RMF-10), Residential Single-family 3.5 (RSF-3.5), and Commercial General (CG) to Planned Development (PD), for property bound by Franklin Avenue to the north, O'Donnell Boulevard and the Flamingo Waterway to the east, El Jobean Road (SR 776) to the south, and Crestview Waterway to the west, in the Port Charlotte area, containing 434.68±acres; Commission District IV; Petition No. Z-17-09-32; Applicant: Private Equity Group, LLC; providing an effective date.

Quasi-Judicial

3. Development Agreement Between Charlotte County and Private Equity Group, L.L.C.

Community Development

- a) First of two required public hearings to consider a Development Agreement between Charlotte County and Private Equity Group for property in the Murdock Village Community Redevelopment Area; and
- b) Set the second required public hearing for January 23, 2018, at 2 p.m. or as soon thereafter as may be heard.

Legislative

4. Large Scale Plan Amendment to amend the Harper-McNew Rural Community Mixed Use Master Development Plan, PA-16-12-26-LS

Community Development

Transmit a Large Scale Plan Amendment to the Department of Economic Opportunity (DEO) and other State review agencies for review and comment; this request is to revise Future Land Use (FLU) Appendix VIII: Rural Community Mixed Use Master Plans by amending the Harper-McNew Rural Community Mixed Use Master Development Plan; for property located north of the Lee County Line, south of Zemel Road, east of Tamiami Trail (US 41) and west of I-75, in the South County area, containing 1554.51± acres; Commission District II; Petition No. PA-16-12-26-LS; Applicants: Ron Inge, Harper Property Holdings, LLC and McNew Property Holdings, LLC.

Legislative

5. Ordinance Adopting Z-17-09-33, Waterfront Property

Community Development

Approve an Ordinance pursuant to Section 125.66, Florida Statutes, amending Section 3-9-88 Waterfront property; exempting the Charlotte Harbor Community Development Code from meeting the standards of Section 3-9-88(c); providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

Quasi-Judicial

6. PA-17-07-20-LS, Parkside Revitalization Plan

Community Development

Pursuant to Section 163.3184(3), Florida Statutes, adopt a Large Scale Plan Amendment; the request is to amend the Future Land Use (FLU) Element, FLU Appendix II: Future Land Use Map Series, by adding FLUM Series Map #26B: Parkside Community Redevelopment Area; and to amend FLU Appendix IV: Revitalization Plans to create the Parkside Community Revitalization Plan; Petition No. PA-17-07-20-LS; Applicant: Charlotte County Board of County Commissioners

Legislative

7. Ordinance Adopting PA-17-08-25, Family Services Center

Community Development

Approve an Ordinance adopting Petition PA-17-08-25, a Small Scale Plan Amendment to change Charlotte County FLUM Series Map #1: 2030 Future Land Use, from Public Lands and Facilities (PL) (3.13± acres) and Low Density Residential (LDR) (3.16± acres) to High Density Residential (HDR); for property located at 21450 and 21500 Gibraltar Drive, in the Port Charlotte area, containing 6.29± acres; Commission District V; Applicant: Charlotte County Board of County Commissioners.

Legislative

8. Ordinance Adopting Z-17-08-26, Family Services Center

Community Development

Approve an Ordinance adopting Petition Z-17-08-26, amending the Charlotte County Zoning Atlas from Office, Medical and Institutional (OMI) (3.13± acres) and Residential Single-Family 3.5 (RSF-3.5) (3.16± acres) to Residential Multi-family 15 (RMF-15), for property located at 21450 and 21500 Gibraltar Drive, in the Port Charlotte area, containing 6.29± acres; Commission District V; Petition No. Z-17-08-26; Applicant: Charlotte County Board of County Commissioners.

Quasi-Judicial

9. Resolution to Reserve Incentive Density

Community Development

Approve a Resolution of the Board of County Commissioners of Charlotte County, Florida, reserving 83 Incentive Density units for property located at 21450 and 21500 Gibraltar Drive, in the Port Charlotte area; and approving criteria for when and how the Incentive Density units will be granted to the subject site.

Legislative

10. Ordinance Adopting Petition No. Z-17-09-34, Revisions to Chapter 3-2-73, Hours of Construction Activity

Community Development

Approve the amendments to Charlotte County Code Chapter 3-2, Buildings and Building Regulations; Article IV, Building Regulations; by amending Section 3-2-73, Hours of Construction Activity in Residential Areas, based on the findings and analysis in the Planning Division staff memorandum dated October 31, 2017 and the evidence presented at the public hearing.

Legislative

11. Revisions to the ECAP Code

Community Development

- a) Conduct the first of two public hearings to discuss Section 3-9-48, Enterprise Charlotte Airport Park (ECAP), Petition Number is Z-17-11-36, in accordance with Section 125.66, F.S.; and
- b) Set the second public hearing for January 23, 2018 at 2:00 p.m., or as soon thereafter as may be heard, for adoption of Ordinances approving Z-17-11-36.

Legislative

12. Settlement Agreement - for DOAH Case Number 17-004480GM

Community Development

Approve a Settlement Agreement between Friends of Cape Haze, Inc., 11000 Placida Road, Placida, Florida 33946, Charlotte County, Florida, a political subdivision of the State of Florida, 18500 Murdock Circle, Port Charlotte, Florida 33948, and Rotonda Meadows/Villas Conservation, Inc., whose principal address is 3754 Cape Haze Drive, Rotonda West, Florida 33946 regarding DOAH Case Number 17-004480GM, in which Friends of Cape Haze, Inc. filed a Petition for Formal Administrative Hearing with the Division of Administrative Hearings (DOAH) challenging a Text Amendment to Charlotte County's Comprehensive Plan, Ordinance Number 2017-039, and authorize Chairman to execute the settlement agreement on behalf of the Board of County Commissioners of Charlotte County, Florida.

Legislative

AA. County Administrator

BB. County Attorney

CC. Commissioner Comments