

BOARD OF COUNTY COMMISSIONERS

FEBRUARY 27, 2018

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

The following members were present: Chair Doherty, Commissioner Constance (Exited meeting at 12:09 pm), Commissioner Deutsch, Commissioner Tiseo, and Commissioner Truex. Also in attendance were: County Administrator Sandrock, County Attorney Knowlton, Chief Financial Control Officer Larrivee, and Minutes Clerk Cash. The following members were absent: None

The Meeting was called to order at 9:00 am

The Invocation was given by Pastor Bill Frank, First Baptist Church of Punta Gorda, followed by the Pledge of Allegiance.

Changes to the Agenda

Change #1: R-1 Updated ballot.

Requested by: Commission Office

Change #2: R-4 Updated presentation.

Requested by: Administration

County Administrator Sandrock added **Addition #1:** Award Presentations Gulf Coast Partnership Recognition to the Board.

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

MOTION CARRIED 5:0.

Proclamations - Commissioner Christopher Constance

COMMISSIONER TRUEX MOVED TO APPROVE THE PROCLAMATION, SECONDED BY COMMISSIONER CONSTANCE

MOTION CARRIED 5:0.

Zonta Yellow Rose Day

Fran Kowalczyk, Dave Wilson, and Zonta Members accepted the Proclamation.

Employee Recognition - No Items.

Award Presentations

1. Combat Wounded Veteran

Award John J. Coine, United States Army, with this month's Combat Wounded Veteran Certificate of Recognition.

Commissioner Constance gave a brief overview of Mr. Coine's United States Army career and presented Award.

(Addition #1) 2. Gulf Coast Partnership

Award the Charlotte County Board of County Commissioners with a Certificate of Appreciation.

Commissioner Deutsch on behalf of the Gulf Coast Partnership, presented the Charlotte County Board of County Commissioners with a Certificate of Appreciation for supporting their work in addressing Veterans' homelessness.

CITIZEN INPUT - AGENDA ITEMS ONLY

Patrick Jurek spoke to Traffic Calming Policy.

Rolf Andersen mentioned Traffic Calming Policy.

Ceylem Cole noted Traffic Calming Policy.

Marilyn West commented on Traffic Calming Policy.

Fred Pazona discussed Traffic Calming Policy and Parks and Recreation Commission Ambassador Program.

Gerhart Schuebel spoke to Traffic Calming Policy.

Joan Fischer mentioned Resolution Granting Authorities to County Administrator for Charlotte Harbor Community Redevelopment Agency (CHCRA) & Murdock Village Community Redevelopment Agency (MVCRA).

COMMITTEE VACANCIES

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

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.

- **Burnt Store Village Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2019.

- **Charlotte Ranchettes Unit** is seeking one member to fill a vacant unexpired term through October 31, 2019.

- **Deep Creek Non-Urban Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2020.
- **Don Pedro & Knights Island Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2020.
- **Englewood East Non-Urban Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2018 and October 31, 2020.
- **Gardens of Gulf Cove Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2018 and October 31, 2019.
- **Greater Port Charlotte Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2019 and 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 one member to fill a vacant unexpired term through October 31, 2019.
- **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 two members to fill vacant unexpired terms through October 31, 2019 and October 31, 2020.
- **Placida Area Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2019.
- **Rotonda Heights Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2020.

Murdock Village Community Redevelopment Agency Advisory Committee is seeking one volunteer who is a currently licensed general contractor, defined in Chapter 475 FS (Part 1) and a resident of Charlotte County. Meetings are held quarterly at 5:00 p.m. in Murdock. Term will expire in September 2019. For additional information or to obtain an application, please email Joann.Dillon@CharlotteCountyFL.gov or call 941.743.1309.

REPORTS RECEIVED AND FILED - No Items.

CONSENT AGENDA

COMMISSIONER TRUEX MOVED TO APPROVE THE CONSENT AGENDA WITH THE EXCEPTION OF I-1, SECONDED BY COMMISSIONER CONSTANCE

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 30, 2018 BCC Utilities Department Quarterly Update Meeting
February 12, 2018 Pre-Agenda

BUDGETED ACTION: No action needed.

Board of County Commissioners

C. Commission Office

1. Re-Appointment - Construction Industry Licensing Board - Consumer Advocate

RECOMMENDED ACTION: Approve the re-appointment of Pamela Alexander to the Construction Industry Licensing Board representing the "Consumer Advocate" category. Length of term is four years - until March 11, 2022. BUDGETED ACTION: No action needed.

2. Re-Appointment - Construction Industry Licensing Board - General Contractor

RECOMMENDED ACTION: Approve the re-appointment of Charles Hackbarth to the Construction Industry Licensing Board representing the "General Contractor" category. Length of term is four years - until February 25, 2022. BUDGETED ACTION: No action needed.

3. Appointment - Gardens of Gulf Cove Street & Drainage Advisory Board

RECOMMENDED ACTION: Approve the appointment of Colleen Carver to the vacant term on the Gardens of Gulf Cove Street & Drainage Unit. This term will be effective immediately and shall expire on October 31, 2019. BUDGETED ACTION: No action needed.

D. County Administration

Administration - No Items.

Public Information Office - No Items.

E. County Attorney

1. 2017-2018 Federal Election Activities Fund

RECOMMENDED ACTION: a) Approve and authorize the Chairman to sign the Certificate Regarding Matching Funds for the Supervisor of Elections to meet the State requirement to receive Charlotte County's share of the 2017-2018 Legislature appropriated funds to be distributed to State Supervisors of Elections for federal election activities; and b) Approve and authorize the Chairman to sign the Certificate of Equipment for Casting and Counting Ballots. BUDGETED ACTION: No action needed.

2. Settlement Agreement of Teresa Gould v. Charlotte County Case No. 2:16-cv-761-FtM-99MRM

RECOMMENDED ACTION: Approve the Settlement Agreement, Waiver and Release ("Settlement Agreement") in the matter of Gould v. Charlotte County, Case No. 2:16-cv-761-FtM-99MRM, authorizing payment to Ms. Gould in the amount of \$62,500 in full settlement of all claims; and authorize the Chairman to execute the Settlement Agreement. BUDGETED ACTION: No action needed. **AGR 2018-006**

F. Budget and Administrative Services

Fiscal Services - No Items.

Information Technology - No Items.

Purchasing - No Items.

Real Estate Services

1. Surplus Property

RECOMMENDED ACTION: Approve the Resolution that declares the real property listed on Exhibit "A" to be surplus to County needs and authorizes County staff to dispose of the real property in accordance with the provisions of Chapter 125, Florida Statutes. BUDGETED ACTION: No action needed. **RES 2018-022**

Risk Management - No Items.

Transit - No Items.

G. Community Development - No Items.

H. Community Services

Parks and Natural Resources - No Items.

Recreation - No Items.

Libraries and Historical - No Items.

Environmental Services - No Items.

I. Economic Development

1. Resolution Granting Authorities to County Administrator for CHCRA & MVCRA

RECOMMENDED ACTION: Approve the Resolution granting authority to the County Administrator and his or her designees to take any necessary act to facilitate development of properties within the Charlotte Harbor Community Redevelopment Agency's and the Murdock Village Community Redevelopment Agency's Community Redevelopment Areas. BUDGETED ACTION: No action needed. **RES 2018-023**

Commissioner Tiseo inquired about County Administrator's role.

Lucienne Pears, Economic Development Director reviewed the County Administrator's role.

County Attorney Knowlton explained CRA's authority and Executive Director.

COMMISSIONER DEUTSCH MOVED TO APPROVE RESOLUTION 2018-023 GRANTING AUTHORITY TO COUNTY ADMINISTRATOR FOR CHARLOTTE HARBOR COMMUNITY REDEVELOPMENT AGENCY (CHCRA) AND MURDOCK VILLAGE COMMUNITY REDEVELOPMENT AGENCY'S COMMUNITY REDEVELOPMENT (MVCRA), SECONDED BY COMMISSIONER TRUEX

MOTION CARRIED 5:0.

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. Appoint by Ballot - Don Pedro & Knight Islands MSTU Advisory Board

(Change #1) Updated ballot

Commission Office

Choose by ballot to fill the unexpired term of Dean Beckstead on the Don Pedro & Knight Islands Street & Drainage MSTU Advisory Board. This appointment will be effective immediately and will expire on October 31, 2020.

County Administrator Sandrock announced the first ballot vote as a tie and the second ballot majority vote for Jeffery Bisgrove.

COMMISSIONER DEUTSCH MOVED TO APPOINT BY BALLOT JEFFERY BISGROVE TO THE DON PEDRO & KNIGHT ISLANDS STREET & DRAINAGE MSTU ADVISORY BOARD, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 4:1., COMMISSIONER TRUEX OPPOSED

2. Sugar Bert Boxing Agreement

Tourist Development

Review and approve Sugar Bert Boxing Amendment Changes. **AGR 2018-007**

Sean Doherty, Tourism Sales and Marketing Manager gave a brief overview of Sugar Bert Boxing Amendment Changes and responded to Board inquiries.

County Attorney Knowlton referenced the Amendment Changes.

Commissioner Constance asked about Amendment Changes. **Commissioner Deutsch** noted a successful event. **Commissioner Tiseo** inquired about Economic Impact Statement.

COMMISSIONER DEUTSCH MOVED TO APPROVE SUGAR BERT BOXING AGREEMENT 2018-007, SECONDED BY COMMISSIONER TRUEX

MOTION CARRIED 5:0.

3. Traffic Calming Policy

Public Works

Approve the Resolution adopting a Traffic Calming Policy. **RES 2018-024**

Venkat Vattikuti, County Transportation Engineer gave a brief overview of current practices, Bonita Drive / Cougar Way – Rotonda Area, Brig Street – Rotonda Area, Broad Ranch Drive – Port Charlotte Area, Burnt Store Village Roads, Encarnacion Street – Deep Creek Area, Frizzell Lane / Hillcrest Ave – Port Charlotte, McCabe St / Hoffner St – NW Port Charlotte, and responded to Board inquiries.

County Attorney Knowlton referenced funding and what roadways are covered.

County Administrator Sandrock noted funding.

Chair Doherty discussed developed property percentage, policy flexibility, what roadways are covered, locations with current requests, MSBU Meeting, funding, and Encarnacion Street. **Commissioner Constance** mentioned developed property percentage, what roadways are covered, and pilot project. **Commissioner Tiseo** inquired about traffic study. **Commissioner Truex** spoke to developed property percentage, policy flexibility, and what roadways are covered.

COMMISSIONER TRUEX MOVED TO APPROVE THE TRAFFIC CALMING POLICY FORWARD AS AMENDED ON THE RECORD, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

COMMISSIONER TRUEX MOVED TO ACT ON ENCARNACION STREET FOR THE PILOT PROJECT AS IT DOES MEET THE CRITERIA MOST READILY AND IS READILY AVAILABLE TO MOVE FORWARD WITH THE TRAFFIC ENGINEERING STUDY, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

4. Florida Gulf Consortium State Expenditure Plan

(Change #2) Updated presentation.

Commission Office

Presentation and Approval of Charlotte County's project in the State Expenditure Plan.

Doug Robison, Environmental Science Associates (ESA) Senior Environmental Scientist gave a brief overview of the RESTORE Act State Expenditure Plan for the State of Florida, What is the RESTORE Act, Deepwater Horizon Oil Spill Settlement, What is the State Expenditure Plan, RESTORE Act "Pots", Gulf Consortium, Planning Grant, SEP Requirements, RESTORE Act Eligible Activities, What is Infrastructure, Infrastructure Limitation Exemption, Even-Steven Funding Split and County-Driven Process, Draft SEP Organization, Projects and Programs, Charlotte County – Issues & Goals, Charlotte Harbor Water Quality Improvement Program, Charlotte County – Project Budgets, RESTORE Act Eligible Activities, Project Type, Dollars by Project Type, Project Readiness, Anticipated SEP Completion Schedule, Summary, Questions/Answers, and responded to Board inquiries.

Commissioner Constance spoke to public review process, Gulf Consortium meetings, and funding allocations. **Commissioner Deutsch** spoke to funding allocation.

COMMISSIONER TRUEX MOVED TO APPROVE THE PROGRAM, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

RECESS: 10:11 am - 10:20 am

PUBLIC HEARING AGENDA

S. 10:00 A.M. Public Hearing - No Items.

PRESENTATION AGENDA

T. 10:00 A.M.

1. 2017 Waterfest Review

The Board of Englewood Waterfest would like to provide the Board of County Commissioners with a review of the 2017 Englewood Waterfest.

Lorah Steiner, Tourism Development Director introduced Steven Schroeder, 2018 Englewood Waterfest Chairman.

Mr. Schroeder gave a brief overview of the 2017 Englewood Waterfest.

RECESS: 10:29 am – 1:00 pm

1 P.M. CITIZEN INPUT - ANY SUBJECT

Todd Peres, Waste Management District Manager reviewed Waste Management's 2017 Customer Satisfaction Survey results.

Stephanie Kissinger, Waste Management mentioned Waste Management's C and G Project.

Matthew McNutt, Charlotte Harbor Trinity United Methodist Church Pastor noted a Charlotte County Utility bill.

AA. County Administrator:

County Administrator Sandrock referenced Charlotte Harbor Trinity United Methodist Church Charlotte County Utility bill.

County Attorney Knowlton commented on Charlotte Harbor Trinity United Methodist Church Charlotte County Utility bill.

BB. County Attorney: None

CC. Commissioner Comments:

Chair Doherty discussed landscaping tree requirements. **Commissioner Deutsch** spoke to landscaping tree requirements and Charlotte Harbor Trinity United Methodist Church Charlotte County Utility bill. **Commissioner Tiseo** commented on landscaping tree requirements and Charlotte Harbor Trinity United Methodist Church Charlotte County Utility bill. **Commissioner Truex** mentioned landscaping tree requirements.

County Administrator Sandrock noted upcoming workshop with tree topic.

County Attorney Knowlton discussed Charlotte Harbor Trinity United Methodist Church Charlotte County Utility bill.

RECESS: 1:19 pm - 2:00 pm

LAND USE PUBLIC HEARING AGENDA

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

Minutes Clerk Cash administered oath for testimony.

1. SV-17-10-08, Spanish Mission

Community Development

Approve a Resolution granting a Street Vacation to David and Karen Tomlinson for an undeveloped portion of Spanish Mission Road, under Petition #SV-17-10-08. Legislative **RES 2018-025**

Steven Ellis, Planner II gave a brief overview of SV-17-10-08 – 2017 Aerial Location Map, SV-17-10-08 – Future Land Use Designations, SV-17-10-08 – Zoning Designations, SV-17-10-08 – 2017 Aerial with Affected Ownership, SV-17-10-08 – Result of Proposed Street Vacation, and responded to Board inquiries.

Chair Doherty asked about rights-of-way, original platted lots, Chapter 177, and access. **Commissioner Deutsch** inquired about surrounding lots access.

Thomas David, Assistant County Attorney mentioned Chapter 177.

David Tomlinson, Applicant conveyed no presentation.

Public Hearing – None

COMMISSIONER TRUEX MOVED TO CLOSE THE PUBLIC HEARING, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 4:0.

COMMISSIONER TRUEX MOVED TO APPROVE RESOLUTION 2018-025, SECONDED BY CHAIR DOHERTY

MOTION CARRIED 4:0.

2. FP-17-11-07, Santa Lucia Cove

Community Development

Approve Preliminary and Final Plat for a five-lot Minor Subdivision to be named Santa Lucia Cove, for DM Dean, Inc., under Petition #FP-17-11-07. Quasi-Judicial

Chair Doherty polled the Board for Ex Parte Disclosures and **Chair Doherty, Commissioner Deutsch, Commissioner Tiseo, and Commissioner Truex** advised they submitted the required forms to the Clerk's Office.

Mr. Ellis gave a brief overview of FP-17-11-07 – 2017 Aerial Location Map, FP-17-11-07 – 2017 Aerial Location Map (Mid-Range), FP-17-11-07 – Future Land Use Designations, FP-17-11-07 – Zoning Designations, and FP-17-11-07 – Proposed Changes.

Attorney Rob Berntsson, representing the Applicant commented on the original plat and joined in Staff report.

Public Hearing – None

COMMISSIONER TRUEX MOVED TO CLOSE THE PUBLIC HEARING, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 4:0.

COMMISSIONER TRUEX MOVED TO APPROVE PRELIMINARY AND FINAL PLAT FOR A MINOR SUBDIVISION TO BE NAMED SANTA LUCIA COVE PETITION #FP-17-11-07, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 4:0.

3. FP-17-04-03, Harbor West

Community Development

Approve Final Plat and Developer's Agreement for Lennar Homes, LLC, for Harbor West Subdivision, under Petition #FP-17-04-03. Quasi-Judicial **AGR 2018-008**

Chair Doherty polled the Board for Ex Parte Disclosures and **Chair Doherty, Commissioner Deutsch, Commissioner Tiseo, and Commissioner Truex** advised they submitted the required forms to the Clerk's Office.

Mr. Ellis gave a brief overview of FP-17-04-03 – 2017 Mid-Range Aerial Location Map, FP-17-04-03 – 2017 Aerial Location Map, FP-17-04-03 – Future Land Use Designations, FP-17-04-03 – Zoning Designations, and FP-17-04-03 – Proposed Changes.

Attorney Ty Gremaux, Kimley-Horn and Associates, Inc. representing the Applicant noted no objections and agreement with Staff report.

Public Hearing – None

COMMISSIONER TRUEX MOVED TO CLOSE THE PUBLIC HEARING, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 4:0.

COMMISSIONER TRUEX MOVED TO APPROVE AGREEMENT 2018-008 AND FINAL PLAT FOR LENNAR HOMES, LLC, FOR HARBOR WEST SUBDIVISION, UNDER PETITION #FP-17-04-03, SECONDED BY CHAIR DOHERTY

MOTION CARRIED 4:0.

4. DRC-17-00082, Bert's Black Widow Phase 1

Community Development

Approve a Resolution for a Final Detail Site Plan for Bert's Black Widow Harley Davidson Phase I for a paved riding area for a riding academy, adjacent parking lot and associated utilities. This 7.53 +/- acre site is located at 2224 El Jobean Rd. in Section 14, Township 40 South, Range 21 East, in Port Charlotte, Florida. Quasi-Judicial **RES 2018-026**

Chair Doherty polled the Board for Ex Parte Disclosures and **Chair Doherty, Commissioner Deutsch, Commissioner Tiseo, and Commissioner Truex** advised they submitted the required forms to the Clerk's Office.

Maryann Franks, Zoning Coordinator gave a brief overview of DRC-17-00082 – 2017 Aerial Image, DRC-17-00082 – Future Land Use Designations, DRC-17-00082 – Zoning Designations, Site Plan, and Landscape Plan.

Attorney Geri Waksler, representing the Applicant indicated available for questions.

Public Hearing – None

COMMISSIONER TRUEX MOVED TO CLOSE THE PUBLIC HEARING, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 4:0.

COMMISSIONER TRUEX MOVED TO APPROVE RESOLUTION 2018-026, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 4:0.

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

Community Development

Approve an Ordinance pursuant to Section 163.3177(3) (b), updating the Capital Improvements Plan (CIP), the Charlotte County School Board 5-Year Work Program, and 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 **ORD 2018-006**

Matthew Trepal, Principal Planner gave a brief overview of the Capital Improvements Plan (CIP) update, the School Board's 5-Year Work Program, and the MPO's Transportation Improvement Program.

Public Hearing – None

COMMISSIONER TRUEX MOVED TO CLOSE THE PUBLIC HEARING, SECONDED BY CHAIR DOHERTY

MOTION CARRIED 4:0.

COMMISSIONER TRUEX MOVED TO APPROVE ORDINANCE 2018-006 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, PURSUANT TO SECTION 163.3177(3) (B), FLORIDA STATUTES, UPDATING THE CAPITAL IMPROVEMENTS PLAN (CIP), THE CHARLOTTE COUNTY SCHOOL BOARD 5-YEAR DISTRICT FACILITIES WORK PROGRAM, AND THE CHARLOTTE COUNTY – PUNTA GORDA MPO TRANSPORTATION IMPROVEMENTS ELEMENT (CIE) OF THE COUNTY'S COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 4:0.

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

Community Development

Approve an Ordinance adopting Petition Number PA-16-12-26-LS, a Large Scale Plan Amendment 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; Applicant: Ron Inge, Harper Property Holdings, LLC and McNew Property Holdings, LLC. Legislative **ORD 2018-007**

Jie Shao, Principal Planner gave a brief overview of PA-16-12-26-LS, PA-16-12-26-LS Aerial View, PA-16-12-26-LS Framework, PA-16-12-26-LS Existing FLU Designations, PA-16-12-26-LS Existing Zoning Designations, Constraints and Opportunities Map, and Conceptual Development Plan.

Attorney Geri Waksler, representing the Applicant explained project, water flow, and proposed changes.

Commissioner Truex highlighted environmental stewardship.

Public Hearing – None

COMMISSIONER TRUEX MOVED TO CLOSE THE PUBLIC HEARING, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 4:0.

COMMISSIONER TRUEX MOVED TO APPROVE ORDINANCE 2018-007 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, PURSUANT TO SECTION 163.3184(3), FLORIDA STATUTES, AMENDING FUTURE LAND USE (FLU) APPENDIX VIII: RURAL COMMUNITY MIXED USE MASTER PLAN OF THE COUNTY'S COMPREHENSIVE PLAN BY REVISING 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 (US41) AND WEST OF I-75, IN THE SOUTH COUNTY AREA, CONTAINING 1554.51 ACRES MORE OR LESS; PETITION PA-16-12-26-LS; APPLICANTS: RON INGE, HARPER PROPERTY HOLDINGS, LLC; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR TRANSMITTAL OF ADOPTED ORDINANCE, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 4:0.

7. Ordinance Adopting Z-17-09-28-TDU, a Rezoning from AG and PD to PD

Community Development

Approve an Ordinance adopting Petition Z-17-09-28-TDU amending the Charlotte County Zoning Atlas from Agriculture (AG) and Planned Development (PD) to PD, 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. Z-17-09-28-TDU; Applicant: Ron Inge, Harper Property Holdings, LLC and McNew Property Holdings, LLC; Commission District II. Quasi-Judicial **ORD 2018-008**

Chair Doherty polled the Board for Ex Parte Disclosures and Chair Doherty, Commissioner Deutsch, Commissioner Tiseo, and Commissioner Truex advised they submitted the required forms to the Clerk's Office.

Ms. Shao provided credentials, asked to be accepted as an expert planner, gave a brief overview of Z-17-09-28-TDU, Z-17-09-28-TDU – Location Map, Z-17-09-28-TDU – Site Image, Z-17-09-28-TDU – Framework, Z-17-09-28-TDU – FLUM Designations, and Z-17-09-28-TDU – Zoning Designations.

Attorney Geri Waksler accepted Ms. Shao as a planning expert, spoke to rezoning, and concept plan.

Public Hearing – None

COMMISSIONER TRUEX MOVED TO CLOSE THE PUBLIC HEARING, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 4:0.

COMMISSIONER TRUEX MOVED TO APPROVE ORDINANCE 2018-008 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, AMENDING THE CHARLOTTE COUNTY ZONING ATLAS FROM AGRICULTURE (AG) AND PLANNED DEVELOPMENT (PD) TO PLANNED DEVELOPMENT (PD), FOR PROPERTY LOCATED NORTH OF THE LEE COUNTY LINE, SOUTH OF ZEMEL ROAD, EAST OF TAMIAMI TRAIL (US 41) AND WEST OF I-75M IN THE SOUTH COUNTY AREA, CONTAINING 1554.51 ACRES MORE OR LESS, COMMISSION DISTRICT II, CHARLOTTE COUNTY, FLORIDA; PETITION Z-17-09-28-TDU; APPLICANTS, RON INGE, HARPER PROPERTY HOLDINGS, LLC AND MCNEW PROPERTY HOLDINGS, LLC; PROVIDING AN EFFECTIVE DATE, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 4:0.

8. Ordinance Adopting a Large Scale Plan Amendment to amend Future Land Use (FLU) Appendix II: Future Land Use Map (FLUM) Series, PA-17-06-19-LS

Community Development

Approve an Ordinance adopting Petition PA-17-06-19-LS, a Large Scale Plan Amendment to amend Future Land Use (FLU) Appendix II: Future Land Use Map (FLUM) Series, by revising FLUM Series Map #14: Coastal High Hazard Areas and Evacuation Routes; Applicant: Charlotte County Board of County Commissioners. Legislative **ORD 2018-009**

Ms. Shao gave a brief overview of PA-17-06-19-LS (Adoption Hearing) and Future land Use Map Series Map #14: Coastal High Hazard Areas and Evacuation Routes.

Commissioner Tiseo inquired about Federal Emergency Management Agency (FEMA) Letter of Map Amendment (LOMA).

Claire Jubb, Community Development Director mentioned LOMA provisions and National Flood Insurance program.

Public Hearing – None


COMMISSIONER TRUEX MOVED TO CLOSE THE PUBLIC HEARING, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 4:0.

COMMISSIONER TRUEX MOVED TO APPROVE ORDINANCE 2018-009 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, PURSUANT TO SECTION 163.3184(3), FLORIDA STATUTES, AMENDING THE COUNTY'S COMPREHENSIVE PLAN BY AMENDING THE FUTURE LAND USE (FLU) APPENDIX II: FUTURE LAND USE MAP SERIES BY REVISING THE FLUM SERIES MAP #14: COASTAL HIGH HAZARD AREAS AND EVACUATION ROUTES; PETITION PA-17-06-19-LS; APPLICANT: BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR TRANSMITTAL OF ADOPTED ORDINANCE, SECONDED BY COMMISSIONER DEUTSCH

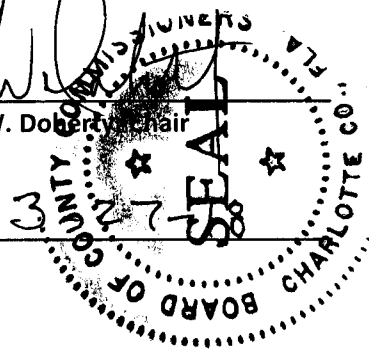
MOTION CARRIED 4:0.

ADJOURNED: 2:37 pm




Kenneth W. Doherty, Chair

DATE ADOPTED: 3/2/18



ATTEST:

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

By: 
Deputy Clerk