

BOARD OF COUNTY COMMISSIONERS

JULY 24, 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, Commissioner Deutsch, Commissioner Tiseo, and Commissioner Truex. Also in attendance were: County Administrator Sandrock, County Attorney Knowlton, Finance Director Wilder, 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 Reverend Clifton Burritt, Sonrise Baptist Church, followed by the Pledge of Allegiance.

**Changes to the Agenda**

**Addition #1:** R-3 Approve Resolution Adopting Adjusted Rates for Nonresidential Solid Waste Collection and Disposal.  
Requested by: Public Works

**Change #1:** T-2 Updated attachment – Presentation  
Requested by: County Administration

**Change #2:** R-2 Added attachments – PowerPoint, Non-profits Wholly Exempt, Churches Wholly Exempt, Ad Valorem Allocation and 2017 Non-profit Leveraged Resources.  
Requested by: Commission Office

**Change #3:** P-1 Added Public Hearing Location  
Requested by: Utilities

**Change #4:** T-1 Updated attachment – PowerPoint  
Requested by: County Administration

**Change #5:** S-3 Updated background – The paramount objective is to ensure construction and opening of a manufacturing facility in a timely manner and the creation of associated jobs. Amigo Pallets is obligated to construct an approximately 20,000 sq. ft. facility, maintain a \$2 1.9 million investment through 1/2029, compensate new full-time employees at average annual wage of ~~\$45,000~~ **\$40,320** for non-management employees and ~~\$65,000~~ for management employees, and create and maintain between 10 to 12 new jobs.  
Requested by: Economic Development

**COMMISSIONER DEUTSCH MOVED TO APPROVE CHANGES TO THE AGENDA, SECONDED BY COMMISSIONER CONSTANCE**

**MOTION CARRIED 5:0.**

**Proclamations - Commissioner Christopher Constance – No Items.**

**Employee Recognition**

## **Employee of the Month**

June 2018 - Ellen Pinder, Public Safety

Lynne Stickley, Emergency Planning Specialist highlighted Ms. Pinder implementing the Charlotte County Sheltering Program and presented the Award.

## **Award Presentations**

### **1. NACo Achievement Awards Recognition**

**2018 Achievement Award for its program titled "Edgewater Drive Phase II" in the category of Transportation. Due to its exceptional results and unique innovations, your program has been chosen to receive the honor of Best in Category!**

Assistant County Administrator Flores presented Award to Chuck Koons and Kelly Slaughter, Project Managers for Edgewater Drive Phase II project.

**2018 Achievement Award for its program titled "Hurricane Irma Debris Collection" in the category of Risk and Emergency Management.**

Assistant County Administrator Flores presented Award to Dan Quick, John Elias, Tara Musselman, Ravi Kamarajugadda, Karly Greene, Tracy Doherty, Rob Powell, Sean Horan, Patrick Ferriter, Todd Martin, Christopher Andersch, and Robert Netz for Hurricane Irma Debris Collection project.

**2018 Achievement Award for its program titled "Babcock Ranch Partnership" in the category of Community and Economic Development.**

Assistant County Administrator Flores presented Award to Claire Jubb, Shaun Cullinan, Ben Bailey, Maggie Horton, Julia Galofre, Maryann Franks, Chris Perin, Tina Jones, and Jie Shao for Babcock Ranch Partnership project.

**2018 Achievement Award for its program titled "Streaming Meetings on Facebook Live" in the category of Civic Education and Public Information.**

Assistant County Administrator Flores presented Award to Elizabeth Billings, Todd Dunn, and Brian Gleason for Streaming Meetings on Facebook Live.

**2018 Achievement Award for its program titled "Charlotte County Community Services Department Staff Training Plan" in the category of Personnel Management, Employment and Training.**

Assistant County Administrator Flores presented Award Tommy Scott, Mike Koenig, Maureen Broderick, Mike Norton, Tina Powell, and Cynthia DiGiacomo for Charlotte County Community Services Department Staff Training Plan.

### **2. Commissioners' Award for Customer Service - Commissioner Deutsch**

Third Quarter Commissioners' Award FY2017/18 - Tina Powell

**Commissioner Deutsch** highlighted Ms. Powell's career, professionalism, and presented Award.

**CITIZEN INPUT - AGENDA ITEMS ONLY**

Susan Hutt spoke to Initial Assessment Resolution for El Jobean Sewer MSBU, Family Services Center, and Churches and Non-profits Fire Assessments.

Lynette Henk spoke to Churches and Non-profits Fire Assessments.

Larry Taylor spoke to William R. Gaines, Jr. Veterans Memorial Park Update.

David Kesselring spoke to Churches and Non-profits Fire Assessments, Family Services Center, and Criminal Justice Education Fiscal Year 2018.

Andrew Sheets spoke to Churches and Non-profits Fire Assessments and Criminal Justice education Fiscal Year 2018.

David Myers spoke to Initial Assessment Resolution for El Jobean Sewer MSBU and Churches and Non-profits Fire Assessments.

Robert McDuffie spoke to Churches and Non-profits Fire Assessments.

Michael Gaines spoke to William R. Gaines, Jr. Veterans Memorial Park Update.

Tom Dobbs spoke to Family Services Center.

Michael Zarzano spoke to Churches and Non-profits Fire Assessments.

Pastor Bob McDuffie spoke to Churches and Non-profits Fire Assessments and Initial Assessment Resolution for El Jobean Sewer MSBU.

Pastor Devon Andrews spoke to Churches and Non-profits Fire Assessments.

#### **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 both a property owner within 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, 2020 and October 31, 2021.
- **Englewood East Non-Urban Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.
- **Greater Port Charlotte Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2019 and October 31, 2021.
- **Grove City Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2020.
- **Gulf Cove Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.

- **Gulf Cove Waterway Unit** is seeking one member to fill a vacant unexpired term through October 31, 2019.
- **Harbour Heights Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.
- **Mid Charlotte Stormwater Utility Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.
- **Northwest Port Charlotte Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2019.
- **Northwest Port Charlotte Waterway Unit** is seeking two members to fill vacant unexpired terms through October 31, 2019 and October 31, 2020.
- **Rotonda Heights Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2020.
- **South Gulf Cove Beautification Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.

#### **REPORTS RECEIVED AND FILED**

Report from the County Administrator Pursuant to Resolution No. 2015-091 Reporting Temporary License Agreements and Trespass Warnings.

Clerk of Court's County Investment Report, June 30, 2018.

#### **CONSENT AGENDA**

**COMMISSIONER TRUEX MOVED TO APPROVE THE CONSENT AGENDA WITH THE EXCEPTION OF P-1, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 5:0.**

#### **Clerk of the Circuit Court**

##### **A. Comptroller 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:

June 19, 2018 BCC Strategic Planning Workshop

June 26, 2018 BCC Regular Meeting  
July 5, 2018 BCC Pre-Agenda  
July 10, 2018 BCC Regular Meeting

BUDGETED ACTION: No action needed.

**Board of County Commissioners**

**C. Commission Office**

**1. Appointment - Gulf Cove Street & Drainage MSBU Advisory Board**

RECOMMENDED ACTION: Approve the appointment of Richard Van Acker to fill the unexpired term of Franz Leppla as well as an additional new three year term on the Gulf Cove Street & Drainage MSBU Advisory Board. This appointment will be effective immediately and will expire on October 31, 2021. BUDGETED ACTION:

**D. County Administration**

**Administration**

**1. Acceptance of RESTORE Act Fisheries Monitoring - Coral Creek Project Grant**

RECOMMENDED ACTION: a) Approve Resolution to accept the Fisheries Monitoring - Coral Creek award for \$185,322; and b) Authorize the County Administrator or his designee to accept the award and execute any related documents through the Treasury Department's online portal; and c) Approve Resolution authorizing Budget Adjustment BA18-034 in the amount of \$185,322. BUDGETED ACTION: Approve Budget Adjustment BA18-034 in the amount of \$185,322. The grant is 100% funded and there is no local match required of the County. **RES 2018-087 / RES 2018-088**

**Public Information Office - No Items.**

**E. County Attorney - No Items.**

**F. Budget and Administrative Services**

**Fiscal Services**

**1. Drug Abuse Trust Fund Fiscal Year 18**

RECOMMENDED ACTION: a) Approve Resolution designating Charlotte Behavioral Health Care as a recipient of the Charlotte County Drug Abuse Trust Fund Grant; and b) Approve the transfer of \$55,000 from the Drug Abuse Trust Fund to Charlotte Behavioral Health Care. c) Approve Resolution designating the Charlotte County Sheriff's Office as a recipient of the Charlotte County Drug Abuse Trust Fund Grant; and d) Approve the transfer of \$20,000 from the fund to the Sheriff on behalf of Drug Free Charlotte. BUDGETED ACTION: No action needed. Budget for Drug Abuse Trust Fund approved in the FY18 Budget Process. **RES 2018-089 / RES 2018-090**

**2. Law Enforcement Trust Fund Fiscal Year 18**

RECOMMENDED ACTION: Approve transfer of \$25,000 from the County Law Enforcement Trust Fund to the Sheriff's Law Enforcement Trust Fund checking account. BUDGETED ACTION: No action needed. Budget for Law Enforcement Trust Fund approved in the FY18 Budget Process.

3. Criminal Justice Education Fiscal Year 18

RECOMMENDED ACTION: Approve the transfer of \$25,000 to the Sheriff for criminal justice education. BUDGETED ACTION: No action needed. Funds are provided in the FY18 budget process.

4. Third Quarter Budget Adjustments

RECOMMENDED ACTION: Approve Resolution to adopt Budget Adjustments that amend the FY17/18 Budget. These adjustments which impact various funds are needed to align the FY17/18 Budget with required changes and actual activity. BUDGETED ACTION: Approve Resolution authorizing the Budget Adjustments as listed on Table 1 of the resolution. These Budget Adjustments impact various funds in the FY17/18 budget. **RES 2018-091**

Information Technology - No Items.

Purchasing

5. 05-193, Pirate Harbor Waterway, Amendment #8 (Public Works)

RECOMMENDED ACTION: a) Approve Amendment #8 to Contract #05-193, Engineering Services - Pirate Harbor Waterway, with Coastal Engineering Consultants in the amount of \$138,125; and b) Authorize the Chairman to sign the Amendment when completed. This is for implementation of the seagrass mitigation plan and completion of the public interest requirements required by State and Federal Permits. BUDGETED ACTION: No action needed. Budgeted in Pirate Harbor Waterway MSBU, as approved in the FY18 budget process. Funding is supplied from assessments in the Pirate Harbor Waterway MSBU.

6. 18-369, Ranking-Professional Debt Collection Services (Public Safety)

RECOMMENDED ACTION: a) Approve ranking of firms for Request for Proposal #18-369 Professional Debt Collection Services: 1st - Creditech Collection Solutions; 2nd - Penn Credit Corporation; and 3rd - United Collection Service, Inc.; and b) Authorize the Chairman to sign the contract with Creditech Collection Solutions. This is for an annual contract with a private provider to perform debt collection services for various departments including Public Safety, Utilities, and Public Works. BUDGETED ACTION: No action needed.

7. 17-324, Change Order #6, Piper Road North Extension (Public Works)

RECOMMENDED ACTION: Approve Change Order #6 for Bid #17-324, Piper Road North Extension with Wright Construction Group, Inc. of Fort Myers, Florida for the water main at Piper Road for \$683,792.71. BUDGETED ACTION: No action needed. Budget in CIP project "Piper Road North/ECAP", as approved in the FY18 budget process, and as later amended.

8. 18-392, Charlotte Ranchettes Road Grading (Public Works)

RECOMMENDED ACTION: Approve award of Bid #18-396, Charlotte Ranchettes Road Grading, to Southern Striping Solutions LLC of Naples, FL in the amount of \$384,625.03. This is for grading of the existing roadways within the Charlotte Ranchettes. BUDGETED ACTION: No action needed. Hurricane costs are being collected in the hurricane fund.

**Real Estate Services**

**9. Sale of 328 E Virginia Ave to City of Punta Gorda**

RECOMMENDED ACTION: Approve Resolution that authorizes County staff to dispose of county owned real property located at 328 E Virginia Ave in accordance with the provisions of section 125.38, Florida Statutes. BUDGETED ACTION: No action needed. **RES 2018-092**

**Risk Management - No Items.**

**Transit - No Items.**

**G. Community Development - No Items.**

**H. Community Services**

**Parks and Natural Resources**

**1. Hidden Waters Access License Agreement**

RECOMMENDED ACTION: Approve an amendment with the Hidden Water Property Owner's Association to provide access to Oyster Creek Environmental Park. BUDGETED ACTION: No action needed. **A. AGR 2017-041**

**Recreation**

**2. Additional operating expenses and staffing for South County Regional Park and Ann & Chuck Dever Regional Park Pool**

RECOMMENDED ACTION: Approve Budget Adjustment BA18-036 in the amount of \$45,996 to fund the additional operating expenses and staffing through the end of the fiscal year: a) Approve \$20,825 for additional operating expenses; and b) Approve \$25,171 for the addition of 1 new FT Program Assistant (grade 123) position at South County Regional Park and add 2 new PT Lifeguard (grade 123) position at Ann & Chuck Dever Regional Park Pool. BUDGETED ACTION: Approve Budget Adjustment BA18-036 in the amount of \$45,996 to fund through the end of the fiscal year. Annual budget amounts will be \$132,383; \$31,700 for operating expense and \$100,683 for staffing.

**Libraries and Historical - No Items.**

**Environmental Services - No Items.**

**I. Economic Development - No Items.**

**J. Facilities Construction and Maintenance**

**1. Florida Small Community Energy Efficient Lighting Grant Program**

RECOMMENDED ACTION: a) Approve acceptance of grant award from the Florida Department of Agriculture and Consumer Services for the Florida Small Community Energy Efficient Lighting Grant Program to fund three lighting retrofit projects: Harold Avenue gymnasium, South County Regional Park gymnasium, Port Charlotte Library interior. b) Authorize County Administrator or designee to sign and execute Federal Financial Assistance Subrecipient Agreement and related

documents; and c) Approve Resolution authorizing Budget Adjustment BA18-030 in the amount of \$99,900. BUDGETED ACTION: Approve Budget Adjustment BA18-030 in the amount of \$99,900. The required 10% local match is being met at 26% (\$35,100) as submitted in the grant application. **RES 2018-093 / RES 2018-094**

**K. Human Resources - No Items.**

**L. Human Services**

1. Acquisition of Property Located at 15504 Orangeade Drive

RECOMMENDED ACTION: a) Authorize the Chair to execute an Agreement for the acquisition of real property, subject to reservation of a life estate by the seller, for property located at 15504 Orangeade Drive, Punta Gorda, Florida, 33955. b) Authorize the Senior Division Manager for Real Estate or designee to execute any and all documents required to complete the property transfer. BUDGETED ACTION: No action needed. **AGR 2018-034**

2. Conveyance of NSP property at 2610 Lakeshore Circle to Roof Housing Trust, Inc.

RECOMMENDED ACTION: Authorize the Senior Division Manager of Real Estate Services Division to execute the necessary documents to convey property purchased with NSP funds and located at 2610 Lakeshore Circle to Roof Housing Trust, Inc., a Florida not-for-profit entity. BUDGETED ACTION: No action needed.

**M. Public Safety**

1. Punta Gorda Airport Interlocal Agreement

RECOMMENDED ACTION: Approve Interlocal Agreement with the Airport Authority regarding fire services at the Punta Gorda Airport. BUDGETED ACTION: No action needed. Revenue was budgeted in the Fire Rescue Fund during the FY2018 budget Process. **AGR 2018-035**

2. Emergency Preparedness Performance Grant

RECOMMENDED ACTION: Approve the FY18/19 Emergency Management Performance Grant (EMPG) between Charlotte County and the Florida Division of Emergency Management in the amount of \$81,155. BUDGETED ACTION: No action needed. Grant funds are included in the budget process for FY18/19 Emergency Management operating budget. The County match approved budget is \$81,155, and is satisfied by the State Emergency Management Preparedness & Assistance Base Grant. **GRT 2018-010**

**N. Public Works**

1. Approval to Apply for FY19/20 Grant Funding with the FDEP-Beach Management Funding Assistance Program

RECOMMENDED ACTION: a) Authorize submission of a grant application to the Florida Department of Environmental Protection (FDEP) - Beach Management Funding Assistance Program for FY19/20 in the amount of \$11,158,084.00 for the reimbursement of work associated with the Charlotte County Erosion Control Project and Future Manasota Key Beach Re-nourishment; and b) Approve Resolution to apply for funding with the FDEP - Beach Management Funding Assistance Program for FY19/20. c) Authorize the County Administrator to execute the grant application and any necessary documents to apply for funding. BUDGETED ACTION: No action needed. A budget amendment will be brought back to the Board for approval if awarded. There is a Local Cost Share in the amount of \$17,452,387 (57%) and Federal Cost Share in the amount of \$2,226,529 (7%). **RES 2018-095**



2. Resolution Adopting New Tip Fee Schedule for the Charlotte County Landfill

RECOMMENDED ACTION: Approve the Resolution Adopting a New Tip Fee Schedule for the Charlotte County Landfill.  
BUDGETED ACTION: No action needed. **RES 2018-096**

**O. Tourism Development - No Items.**

**P. Utilities**

1. Initial Assessment Resolution for El Jobean Sewer MSBU

**(Change #3)** Added Public Hearing Location

RECOMMENDED ACTION: a) Approve the Initial Assessment Resolution for the El Jobean Sewer MSBU b) Set a Public Hearing for November 13, 2018 at 5:01 P.M. in Room 119 at 18500 Murdock Circle, Port Charlotte, FL, to consider adoption of the Final Assessment Resolution. BUDGETED ACTION: No action needed. **RES 2018-097**

**Commissioner Constance** spoke to subsidy and filing deadline. **Commissioner Deutsch** commented on combining lots and impaired water. **Commissioner Tiseo** inquired about Equivalent Residential Connections (ERC's), Unity of Title, assessment fee, hardship program, and vacant lots. **Commissioner Truex** discussed assessment fee, hardship program, and impaired water.

Marilyn Miller, Assistant County Attorney spoke to ERC's, Unity of Title, assessment fee, hardship program, and vacant lots.

Travis Mortimer, Capital Projects Manager reviewed the assessment program, filing deadline, and hardship program.

**COMMISSIONER TRUEX MOVED TO APPROVE RESOLUTION 2018-097 APPROVING THE INITIAL ASSESSMENT FOR THE EL JOBEAN SEWER MSBU, SECONDED BY CHAIR DOHERTY**

**MOTION CARRIED 5:0.**

2. Harbor West Offsite Reclaimed Agreement

RECOMMENDED ACTION: Approve Harbor West Reclaimed Water Utility Agreement. BUDGETED ACTION: No action needed. The Utilities cost share is budgeted in CIP project "Reclaimed Water Lines" as adopted in the FY18 budget process. Funding is supplied from Wastewater Connection Fees. **AGR 2018-036**

**Q. Other Agencies - No Items.**

**REGULAR AGENDA**

**R. Regular Agenda**

**Taken Out Of Order**

2. Churches and Non-profits Fire Assessments

**(Change #2)** Added attachments – PowerPoint, Non-profits Wholly Exempt, Churches Wholly Exempt, Ad Valorem Allocation and 2017 Non-profit Leveraged Resources.

Commission Office

Discussion and direction on subsidizing churches and non-profits fire assessments.

Gordon Burger, Budget and Administrative Services Director gave a brief overview of Review of General Fund, Assumptions, General Fund Five Year Financial Plan – Revenue/Expenditures, General Fund Revenues vs. Expenditures, General Fund Revenues vs. Expenditures - Favorable, General Fund Revenues vs. Expenditures - Unfavorable, and responded to Board inquiries.

County Attorney Knowlton noted non ad valorem special assessments law and Fire MSBU Contingency Fund.

**Chair Doherty** commented on essential services, General Fund Revenues vs. Expenditures, and fire fund methodology. **Commissioner Constance** mentioned fire fund methodology. **Commissioner Deutsch** commented on churches and fire fund methodology. **Commissioner Tiseo** discussed essential services, budget, and Assumptions. **Commissioner Truex** spoke to leveraged resources, community impacts, Fire MSBU Contingency Fund, and fire fund methodology.

**RECESS: 10:45 am - 10:58 am**

County Administrator Sandrock referenced relief options.

**Chair Doherty** noted relief options. **Commissioner Constance** mentioned relief options. **Commissioner Deutsch** commented on relief options. **Commissioner Tiseo** spoke to relief options.

**(Consensus: For Staff to look at options for relief to Churches and Non-Profits and present them at the First Budget Hearing in September.)**

**RECESS: 11:01 am – 11:06 am**

## **PUBLIC HEARING AGENDA**

### **S. 10:00 A.M. Public Hearing**

1. Public Hearing to Consider an Ordinance Repealing Ordinance 2003-15 Which Created the Stump Pass Beach Renourishment MSBU

Public Works

Conduct a public hearing to consider an Ordinance repealing Ordinance 2003-15 which created the Stump Pass Beach Renourishment MSBU. **ORD 2018-028**

Ms. Miller gave a brief overview repealing Ordinance 2003-15 which created the Stump Pass Beach Renourishment MSBU.

**Public Hearing – None**

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

**MOTION CARRIED 5:0.**

**COMMISSIONER CONSTANCE MOVED TO APPROVE ORDINANCE 2018-028 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA REPEALING ORDINANCE 2003-025, AS CODIFIED IN CHAPTER 4-3.5, ARTICLE IV, SECTIONS 4-3.5-46 THROUGH 4-3.5-52 OF THE CODE OF LAWS AND ORDINANCES OF CHARLOTTE COUNTY, FLORIDA, IN ORDER TO TERMINATE THE STUMP PASS BEACH RENOURISHMENT BENEFIT UNIT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 5:0.**

2. Myakka Booster Pump Station Water Facilities Plan - DWSRF

Utilities

a) Conduct public hearing to review and consider adoption of the proposed Water Facilities Plan for the Myakka Booster Pump Station; and b) Approve the Water Facilities Plan for the Myakka Booster Pump Station; and c) Approve the Resolution authorizing the loan application and loan agreement for the DWSRF loan for the Myakka Booster Pump Station. **RES 2018-099**

Mr. Mortimer gave a brief overview of the proposed Water Facilities Plan for the Myakka Booster Pump Station.

**Public Hearing – None**

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

**MOTION CARRIED 5:0.**

**COMMISSIONER TRUEX MOVED TO APPROVE THE WATER FACILITIES PLAN FOR THE MYAKKA BOOSTER PUMP STATION AND RESOLUTION 2018-099 AUTHORIZING THE LOAN APPLICATION AND LOAN AGREEMENT FOR THE DWSRF LOAN FOR THE MYAKKA BOOSTER PUMP STATION, SECONDED BY COMMISSIONER CONSTANCE**

**MOTION CARRIED 5:0.**

3. Ad Valorem Tax Exemption - Amigo Pallets

**(Change #5)** Updated background – The paramount objective is to ensure construction and opening of a manufacturing facility in a timely manner and the creation of associated jobs. Amigo Pallets is obligated to construct an approximately 20,000 sq. ft. facility, maintain a \$2.9 million investment through 1/2029, compensate new full-time employees at average annual wage of ~~\$45,000~~ **\$40,320** for non-management employees and ~~\$65,000~~ for management employees, and create and maintain between 10 to 12 new jobs.

Economic Development

a) Conduct a public hearing to consider an Ordinance approving a 10-year 100% ad valorem tax exemption pursuant to Charlotte County Code Chapter 1-7, Article VII, for Amigo Pallets, as an inducement to establish and operate a manufacturing, office and storage 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) Approval of Performance Agreement with Amigo Pallets. **ORD 2018-029 / AGR 2018-038**

Dave Gammon, Economic Development Business Recruitment Supervisor gave a brief overview of agenda corrections, Amigo Pallets, Proposed Facility, Request for Ad Valorem Tax Exemption, Property Appraiser's Estimate, Property Tax Comparison Analysis, Impact Analysis Summary, and responded to Board inquiries.

David Lopez, Amigo Pallets spoke to future growth and salary.

**Commissioner Constance** inquired about Impact Analysis Summary and expansion. **Commissioner Tiseo** spoke to tax base and criteria thresholds. **Commissioner Deutsch** asked about jobs and salary.

**Public Hearing - None**

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

**MOTION CARRIED 5:0.**

**COMMISSIONER CONSTANCE MOVED TO APPROVE ORDINANCE 2018-029 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, APPROVING AN AD VALOREM TAX EXEMPTION PURSUANT TO CHARLOTTE COUNTY CODE CHAPTER 1-7, ARTICLE VII, FOR AMIGO PALLETS PG HOLDINGS, LLC, AND ITS AFFILIATE, AMIGO PALLETS PG, INC. 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 PERFORMANCE AGREEMENT WITH AMIGO PALLETS, SECONDED BY COMMISSIONER TRUEX**

**MOTION CARRIED 5:0.**

**PRESENTATION AGENDA**

**T. 10:00 A.M.**

1. William R. Gaines, Jr. Veterans Memorial Park Update

**(Change #4)** Updated attachment

Update on status of William R. Gaines, Jr. Veterans Memorial Park. Information will be provided on 2008 Sales Tax collections. No action needed at this time.

Kelly Shoemaker, Deputy County Administrator gave a brief overview of William R. Gaines, Jr. Veterans Memorial Park Sales Tax Funding, Sunrise Park, William R. Gaines, Jr. Veterans Memorial Park, 2018 Conceptual Plan, options for Augmenting Funding Phase 1, Discretionary Sales Surtaxes, August 26, 2008, November 4, 2014, 2008 Collections, Potential Projects, and responded to Board inquiries.

**Chair Doherty** spoke to funding and phases. **Commissioner Constance** inquired about 2008 Collections. **Commissioner Deutsch** discussed Riverside Drive and Ellicott Circle sidewalks, Conceptual Plan, community partnerships, and funding. **Commissioner Tiseo** commented on funding and Observation Tower. **Commissioner Truex** mentioned funding.

2. Family Services Center

**(Change #1)** Updated attachment

Presentation of Family Services Center.

County Administrator Sandrock reviewed previous discussions and project update.

David Milligan, Facilities Construction and Maintenance Director gave a brief overview of Points to Cover, Concepts and Phased Approach, Feasibility Concept, and responded to Board inquiries.

Carrie Hussey, Human Services Director gave a brief overview of Together Charlotte Family Services Center Task Force, Organizations Co-located, Re-organization of the Human Services Department aligns with the Integrated Services Model proposed at the Family Services Center, Human Services Department, Integrated Client Services Model, Progress, and responded to Board inquiries.

Mr. Mortimer gave a brief overview of Current Sales Tax Project, Feasibility Concept, Next Steps, 2014 Sales Tax Program Performance, and responded to Board inquiries.

**Chair Doherty** spoke to Concept. **Commissioner Constance** discussed Human Services Department current location and Concept. **Commissioner Tiseo** commented on Human Services Department current office space, Phases, and Concept. **Commissioner Truex** mentioned community services, funding, phases, and Concept.

**RECESS: 12:27 pm - 1:00 pm**

**1 P.M. CITIZEN INPUT- ANY SUBJECT**

Susan Hutt spoke to Lincoln Park.

Joan Fischer discussed Quasi-Judicial hearings.

David Kesselring commented on church taxes, subsidies, and budget.

Amber Hood mentioned Bachman Tract and housing.

Ed Hill, Englewood Chamber of Commerce Director discussed Dogs in Designated Areas of Food Service Establishments.

Cynthia Compton spoke to red tide.

Michael Zarzano, Charlotte County Congress commented on Public Educational and Government (PEG) television, church taxes, and red tide.

David Myers mentioned El Jobean MSBU Unity of Title and church taxes.

Donald Daubenmeyer spoke to advocates.

**R. Regular Agenda (Continued)**

**1. Water Authority Agenda - July 25, 2018**

**Utilities**

Discussion and direction on the Peace River Manasota Regional Water Supply Authority (Authority) Board agendas for the upcoming July 25, 2018 Meeting.

Craig Rudy, Utilities Director gave a brief overview of Peace River Manasota Regional Water Supply Authority (Authority) Board agendas for the upcoming July 25, 2018 Meeting.

**Chair Doherty** discussed budget, agenda amendment, District water permit, and office space. **Commissioner Constance** commented on budget, agenda amendment, and office space.

**Taken Out Of Order**

**(Addition #1) 3. Approve Resolution Adopting Adjusted Rates for Nonresidential Solid Waste Collection and Disposal. RES 2018-098**

Public Works

Ms. Miller gave a brief overview of the Adjusted Rates for Nonresidential Solid Waste Collection and Disposal.

**COMMISSIONER CONSTANCE MOVED TO APPROVE RESOLUTION 2018-098, SECONDED BY COMMISSIONER TRUEX**

**MOTION CARRIED 5:0.**

**AA. County Administrator:**

County Administrator Sandrock conveyed a letter from Charlotte County Public Schools requesting funds related to security.

**Chair Doherty** affirmed asking for funding details.

**BB. County Attorney:**

County Attorney Knowlton explained the Charlotte Harbor Community Revitalization Plan and Unity of Title.

**CC. Commissioner Comments:**

**Chair Doherty** spoke to Desoto County phosphate mine hearing and Building and Construction Services contractor express line. **Commissioner Constance** discussed Lincoln Park, Desoto County phosphate mine hearing, public access channel, and the budget. **Commissioner Deutsch** questioned Lincoln Park. **Commissioner Tiseo** commented on letter from Charlotte County Public Schools requesting funds related to security, red tide, and Desoto County phosphate mine hearing. **Commissioner Truex** mentioned Desoto County phosphate mine hearing and red tide.

Mr. Mortimer advised on Lincoln Park site used for Spring Lakes' sewer project.

County Administrator Sandrock opined letter from Charlotte County Public Schools requesting funds related to security.

**LAND USE PUBLIC HEARING AGENDA**

County Attorney Knowlton explained inadvertent errors to Ordinance 2018-027 regarding Petition Z-18-04-15, Revising the Development Requirements for Accessory Structures, approved on June 12, 2018, recommended amendments, re-advertisement, and reconsideration at a future Land Use Meeting.

Shaun Cullinan, Planning and Zoning Official clarified motion to reconsider and correct language.

**Chair Doherty** summarized reconsideration process. **Commissioner Constance** inquired about amendment. **Commissioner Tiseo** highlighted existing language. **Commissioner Truex** noted reconsideration of Z-18-04-15, Revising the Development Requirements for Accessory Structures.

**COMMISSIONER TRUEX MOVED TO APPROVE A MOTION FOR RECONSIDERATION OF ORDINANCE 2018-027, PETITION Z-18-04-15, REVISING THE DEVELOPMENT REQUIREMENTS FOR ACCESSORY STRUCTURES, LAND USE ITEM U-16 APPROVED ON JUNE 12, 2018 TO BE BROUGHT BACK AT A FUTURE LAND USE MEETING FOR RECONSIDERATION, SECONDED BY CHAIR DOHERTY**

**MOTION CARRIED 5:0.**

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

1. FP-18-03-02, Babcock 1B1-NE

Community Development

Approve Final Plat for Babcock Property Holdings, LLC for a subdivision to be named Babcock Ranch Community Phase 1B1 Northeast, under Petition #FP-18-03-02.

**Quasi-Judicial**

**Chair Doherty** inquired about combining discussion and public hearings for items FP-18-03-02, Babcock 1B1-NE and Operation of Golf Carts within Babcock Ranch Community Subdivision, Phase 1B1 Northeast.

County Attorney Knowlton affirmed combining discussion and public hearings for items FP-18-03-02, Babcock 1B1-NE and Operation of Golf Carts within Babcock Ranch Community Subdivision, Phase 1B1 Northeast.

**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.

Steven Ellis, Planner II gave a brief overview of FP-18-03-02, Aerial Location Map (Full Range), 2017 Aerial Location Map (Mid-Range), 2017 Aerial Location Map, Proposed Changes, and responded to Board inquiries.

**Commissioner Constance** inquired about the original plat and lot changes.

Attorney Robert Berntsson, representing the Applicant spoke to lot reconfigurations, plat, and operation of golf carts.

**Public Hearings for FP-18-03-02, Babcock 1B1-NE and Operation of Golf Carts within Babcock Ranch Community Subdivision, Phase 1B1 Northeast – None**

**COMMISSIONER CONSTANCE MOVED TO CLOSE THE PUBLIC HEARINGS, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 5:0.**

**COMMISSIONER TRUEX MOVED TO APPROVE FINAL PLAT FOR BABCOCK PROPERTY HOLDINGS, LLC FOR A SUBDIVISION TO BE NAMED BABCOCK RANCH COMMUNITY PHASE 1B1 NORTHEAST, UNDER PETITION #FP-18-03-02, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 5:0.**

2. Operation of Golf Carts within Babcock Ranch Community Subdivision, Phase 1B1 Northeast

Community Development

Approve Resolution designating all roads in the Babcock Ranch Community Subdivision, Phase 1B1 Northeast, as roads where golf carts may be operated, provided such golf cart operation follows Section 2-4-10, Operation of Golf Carts on Public Roads, of the Charlotte County Code of Laws and Ordinances; Applicant: Babcock Ranch Community Independent Special District; providing for an effective date. RES 2018-100

**Legislative**

**COMMISSIONER TRUEX MOVED TO APPROVE RESOLUTION 2018-100 DESIGNATING ALL ROADS IN THE BABCOCK RANCH COMMUNITY SUBDIVISION, PHASE 1B1 NORTHEAST, AS ROADS WHERE GOLF CARTS MAY BE OPERATED, SECONDED BY CHAIR DOHERTY**

**MOTION CARRIED 5:0.**

3. PP-18-04-04, Murdock Village

Community Development

Approve Preliminary Plat for Private Equity Group, LLC, for a subdivision to be named Murdock Village, under Petition #PP-18-04-04.

**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 Location Map for PP-18-04-04, 2017 Aerial Location Map (Mid-Range), Future Land Use Designations, Zoning Designations, Proposed Changes, and responded to Board inquiries.

**Chair Doherty** asked about future development. **Commissioner Constance** inquired about tracts.

Attorney Geri Waksler, representing the Applicant spoke to preliminary plat and tracts.

**Public Hearing – None**

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

**MOTION CARRIED 5:0.**

**COMMISSIONER TRUEX MOVED TO APPROVE THE PRELIMINARY PLAT FOR PRIVATE EQUITY GROUP, LLC, FOR A SUBDIVISION TO BE NAMED MURDOCK VILLAGE, UNDER PETITION #PP-18-04-04, SECONDED BY COMMISSIONER CONSTANCE**

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

4. PP-18-04-05, Lake Emily

Community Development



Approve Preliminary Plat for Karl Kokomoor, for a subdivision to be named Lake Emily, under Petition #PP-18-04-05.

**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 PP-18-04-05 – 2017 Aerial Location Map, Future Land Use Designations, Zoning Designations, Proposed Changes, and responded to Board inquiries.

**Commissioner Constance** inquired about tracts.

Attorney Robert Berntsson, representing the Applicant noted proposed changes and tracts.

**Public Hearing - None**

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

**MOTION CARRIED 5:0.**

**COMMISSIONER TRUEX MOVED TO APPROVE PRELIMINARY PLAT FOR KARL KOKOMOOR FOR A SUBDIVISION TO BE NAMED LAKE EMILY, UNDER PETITION #PP-18-04-05, SECONDED BY COMMISSIONER CONSTANCE**

**MOTION CARRIED 5:0.**

5. FP-18-03-03, Calusa Creek B

Community Development

Approve Final Plat and Developer's Agreement for D.R. Horton, for a subdivision to be named Calusa Creek Section B, under Petition #FP-18-03-03. **AGR 2018-037**

**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-18-03-03 – 2017 Aerial Location Map (Full Range), 2017 Aerial Location Map (Mid-Range), 2017 Aerial Location Map, Future Land Use Designations, Zoning Designations, Proposed Changes, and responded to Board inquiries.

**Commissioner Constance** inquired about lots.

Attorney Geri Waksler, representing the Applicant spoke to re-platting.

**Public Hearing - None**

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

**MOTION CARRIED 5:0.**

**COMMISSIONER TRUEX MOVED TO APPROVE FINAL PLAT AND DEVELOPER'S AGREEMENT FOR D.R. HORTON, FOR A SUBDIVISION TO BE NAMED CALUSA CREEK SECTION B, UNDER PETITION #FP-18-03-03, SECONDED BY COMMISSIONER CONSTANCE**

**MOTION CARRIED 5:0.**

6. DRC-18-00031, Extended Stay Hotel

Planning and Zoning DRC-18-00031; Avid Group is requesting Final Detail Site Plan for 120 Key Extended Stay Hotel (14,016 sq. ft.) and associated infrastructure. This 2.04 +/- acre site is located at 24100 Beatrix Blvd., Port Charlotte, Florida in Section 06, Township 40 South, Range 22 East. This project is located within the Sandhill DRI. (PD-80-4) **RES 2018-101**

**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. Cullinan gave a brief overview of DRC-18-00031, 2017 Aerial Image, Zoning Designations, FLU Designations, Horizontal Control Plan, Utility Plan, Landscape Plan, Elevation, and responded to Board inquiries.

Venkat Vattikuti, County Transportation Engineer discussed Loveland Boulevard and Peachland Boulevard intersection traffic signal.

**Chair Doherty** mentioned Veterans Boulevard and Kings Highway Intersection turn lanes. **Commissioner Constance** asked about design, timeline, and entrance points. **Commissioner Tiseo** asked about Loveland Boulevard and Peachland Boulevard intersection traffic light.

Charlie Potter, representing the Applicant spoke to extended stay hotel, design, and timeline.

**Public Hearing - None**

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

**MOTION CARRIED 5:0.**

**COMMISSIONER TRUEX MOVED TO APPROVE RESOLUTION 2018-101 PLANNING AND ZONING DRC-18-00031; AVID GROUP REQUESTING FINAL DETAIL SITE PLAN FOR 120 KEY EXTENDED STAY HOTEL AND ASSOCIATED INFRASTRUCTURE, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 5:0.**

7. PA-18-04-25-LS, Charlotte Harbor Community 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 IV: Revitalization Plans by amending existing FLU App IV Policy 1.1.6: CHC Petition Review; Commission District I; Applicant: Charlotte County Board of County Commissioners; providing an effective date. **ORD 2018-030**

**Legislative**

Mr. Cullinan gave a brief overview of PA-18-04-25-LS Charlotte Harbor Community Revitalization Plan.

**Public Hearing**

Joan Fischer spoke to phosphate mining impacts on Charlotte Harbor water.

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

**MOTION CARRIED 5:0.**

**COMMISSIONER CONSTANCE MOVED TO APPROVE ORDINANCE 2018-030 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, PURSUANT TO SECTION 163.3184(3), FLORIDA STATUTES, AMENDING FUTURE LAND USE (FLU) APPENDIX IV: REVITALIZATION PLANS, OF THE COUNTY'S COMPREHENSIVE PLAN, BY REVISING THE EXISTING FLU APPENDIX IV POLICY 1.1.6: CHC PETITION REVIEW; PETITION PA-18-04-25-LS; COMMISSION DISTRICT 1; 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 CHAIR DOHERTY**

**MOTION CARRIED 5:0.**

8. Large Scale Plan Amendment to Amend FLU Policies 1.2.3 & 1.2.6, PA-18-05-26-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; the request is to amend Future Land Use (FLU) Policy 1.2.3: Service Area Delineation and FLU Policy 1.2.6: Expansion of the Urban Service Area; Petition No. PA-18-05-26-LS; Applicant: Charlotte County Board of County Commissioners.

**Legislative**

Jie Shao, Principal Planner gave a brief overview of PA-18-05-26-LS, FLU Policy 1.2.3: Service Area Delineation, FLU Policy 1.2.6: Expansion of the Urban Service Area, and responded to Board inquiries.

Mr. Cullinan spoke to Florida Statute, amendment, and Comprehensive Plan.

**Commissioner Constance** inquired about Florida Statute, amendment and Comprehensive Plan.

**Public Hearing**

Attorney Geri Waksler, representing OB4, LLC spoke to Comprehensive Plan and amendment.

Attorney Robert Berntsson spoke to Comprehensive Plan, Future land Use Map Series #3: 2030 Service Area Delineation, and amendment.

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

**MOTION CARRIED 5:0.**

**COMMISSIONER TRUEX MOVED TO APPROVE TRANSMITTAL OF A LARGE SCALE PLAN AMENDMENT TO THE DEPARTMENT OF ECONOMIC OPPORTUNITY (DEO) AND OTHER STATE REVIEW AGENCIES FOR REVIEW AND COMMENT;**

**THE REQUEST IS TO AMEND FUTURE LAND USE (FLU) POLICY 1.2.3: SERVICE AREA DELINEATION AND FLU POLICY 1.2.6: EXPANSION OF THE URBAN SERVICE AREA; PETITION NO. PA-18-05-26-LS, SECONDED BY CHAIR DOHERTY**

**MOTION CARRIED 5:0.**

9. A Large-Scale Plan amendment to amend 2050 Framework Map and 2030 Future Land Use Map, PA-18-05-27-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; the amendment request is to 1) change Charlotte County FLUM Series Map #2: 2050 Framework, from Economic Corridor to Revitalizing Neighborhood; and 2) change Charlotte County FLUM Series Map #1: 2030 Future Land Use, from Public Lands and Facilities (PL) to High Density Residential (HDR); for property located northwest of Veterans Boulevard, south of Hillsborough Boulevard, and east of Morningstar Waterway, in the Port Charlotte area, containing 67.54± acres; Commission District V; Petition No. PA-18-05-27-LS; Applicants: Charlotte County Board of County Commissioners and Charlotte County School Board. Legislative

Claire Jubb, Community Development Director reviewed background, maximum flexibility, Comprehensive Plan, and next steps.

Ms. Shao gave a brief overview of PA-18-05-27-LS (Transmittal Hearing), Location Map, Site Image, Framework, FLUM designations, Zoning Designations, Permitted & Proposed Uses, and Timeline.

County Administrator Sandrock noted property history.

**Chair Doherty** mentioned property flexibility. **Commissioner Constance** asked about future county property needs. **Commissioner Deutsch** opined property options.

**Public Hearing - None**

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

**MOTION CARRIED 5:0.**

**COMMISSIONER TRUEX MOVED TO APPROVE TRANSMITTAL OF A LARGE SCALE PLAN AMENDMENT TO THE DEPARTMENT OF ECONOMIC OPPORTUNITY (DEO) AND OTHER STATE REVIEW AGENCIES FOR REVIEW AND COMMENT; THE AMENDMENT REQUEST IS TO 1) CHANGE CHARLOTTE COUNTY FLUM SERIES MAP #2: 2050 FRAMEWORK, FROM ECONOMIC CORRIDOR TO REVITALIZING NEIGHBORHOOD; AND 2) CHANGE CHARLOTTE COUNTY FLUM SERIES MAP #1: 2030 FUTURE LAND USE, FROM PUBLIC LANDS AND FACILITIES (PL) TO HIGH DENSITY RESIDENTIAL (HDR); FOR PROPERTY LOCATED NORTHWEST OF VETERANS BOULEVARD, SOUTH OF HILLSBOROUGH BOULEVARD, AND EAST OF MORNINGSTAR WATERWAY, IN THE PORT CHARLOTTE AREA, PETITION NO. PA-18-05-27-LS, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 4:1., COMMISSIONER CONSTANCE OPPOSED**

10. Z-18-04-16, Revisions to Section 3-9-87, Temporary Uses

Community Development

Approve an Ordinance revising the Land Development Regulations referencing Section 3-9-87, Temporary Uses, based on the findings and analysis in the Planning Division staff report dated July 2, 2018, and the evidence presented at the public hearing. **ORD 2018-031**

**Legislative**

Mr. Cullinan gave a brief overview of Z-18-04-16 Temporary Use Permits (TUPs), Current Regulations, Proposed Regulations, and responded to Board inquiries.

**Commissioner Constance** inquired about non-profits.

**Public Hearing – None**

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

**MOTION CARRIED 5:0.**

**COMMISSIONER CONSTANCE MOVED TO APPROVE ORDINANCE 2018-031 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, AMENDING CHAPTER 3-9, ZONING, ARTICLE III, SPECIAL REGULATIONS OF THE CODE OF LAWS AND ORDINANCES OF CHARLOTTE COUNTY, FLORIDA, BY REVISING SUBSECTIONS UNDER SECTION 3-9-87, TEMPORARY USES; PETITION Z-18-04-16; APPLICANT, BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA; PROVIDING FOR CONFLICT WITH OTHER ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 5:0.**

**11. Z-18-04-23; Amendments to Chapter 3-5, "Dogs in Designated Areas of Food Service Establishments"**

**Community Development**

Request the Board of County Commissioners consider the revisions to Chapter 3-5, Planning and Development referencing the permitting standards for dogs to be allowed in designated areas of food service establishments based on the findings and analysis in the Planning Division staff report dated June 26, 2018, and the evidence presented at the public hearing.

**ORD 2018-032**

**Legislative**

Mr. Cullinan gave a brief overview of Z-18-04-23 and what is accomplished.

**Commissioner Truex** mentioned surrounding area consistency.

**Public Hearing**

Joe Reichart, Stump Pass Marina and Lighthouse Grill commented on family environments and regulations.

Patrick Carter discussed family dogs in food establishments.

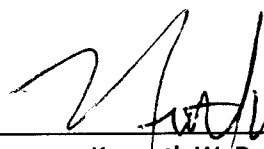
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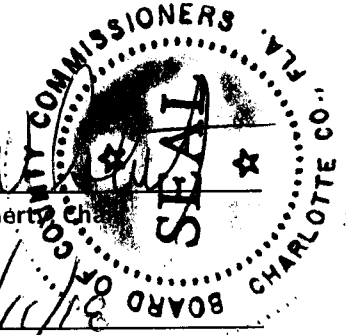
**MOTION CARRIED 5:0.**

COMMISSIONER TRUEX MOVED TO APPROVE ORDINANCE 2018-032 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, AMENDING PART III, LAND DEVELOPMENT AND GROWTH MANAGEMENT, CHAPTER 3-5, PLANNING AND DEVELOPMENT, OF THE CODE OF LAWS AND ORDINANCES OF CHARLOTTE COUNTY, FLORIDA, BY ADDING NEW ARTICLE VIII, ALLOWING DOGS IN DESIGNATED OUTDOOR AREAS OF FOOD SERVICE ESTABLISHMENTS; PROVIDING FOR NEW SECTION 3-5-206, DEFINITIONS; PROVIDING FOR NEW SECTION 3-5-207, REQUIREMENTS OF FOOD SERVICE ESTABLISHMENTS WHICH ALLOW DOGS; PROVIDING FOR NEW SECTION 3-5-208, COMPLAINTS AND REPORTING PROVIDING FOR NEW SECTION 3-5-209, ENFORCEMENT AND PENALTIES; PROVIDING FOR CONFLICT WITH OTHER ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE; APPLICANT: BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

ADJOURNED: 3:26 pm

  
\_\_\_\_\_  
Kenneth W. Doherty, Chair



DATE ADOPTED: 9/14/18

ATTEST:

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

By: Michelle DiBernardino  
Deputy Clerk