

SEPTEMBER 20, 2018

A Pre-Agenda Meeting was held in preparation for the **September 25, 2018** 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 (via telephone conference), Commissioner Deutsch, and Commissioner Tiseo. 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 Truex.

The Meeting was called to order at 1:30 pm

There was Board discussion on the following items:


Comptroller Division: A-1

Purchasing: F-3


Regular Agenda: R-1, R-2

10:00AM Public Hearing: S-4

ADJOURNED: 1:40 pm




 Kenneth W. Doherty, Chair



DATE ADOPTED: 10/9/2018

ATTEST:

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

By: 
Deputy Clerk

COUNTY OF CHARLOTTE

Board of County Commissioners

18500 Murdock Circle

Port Charlotte, FL 33948

www.CharlotteCountyFL.gov

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SEPTEMBER 20, 2018

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

September 25, 2018 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, please rise for the invocation

Pastor Bill Frank
First Baptist Church of Punta Gorda

Pledge of Allegiance

Changes to the Agenda: See separate sheet.

Proclamations - Commissioner Stephen R. Deutsch

Community Planning Month

Recovery Month

Employee Recognition

Employee of the Month

Employee of the Month - August
Travis Perdue
Facilities Construction & Maintenance

Award Presentations



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:

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.

- **Alligator Creek Waterway Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.
- **Boca Grande Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2020 and October 31, 2021.
- **Buena Vista Area Waterway Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.
- **Burnt Store Village Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.
- **Charlotte Ranchettes Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.
- **Deep Creek Non-Urban Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.
- **Don Pedro and Knight Islands Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.
- **Edgewater North Waterway Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.
- **Englewood East Non-Urban Street & Drainage Unit** is seeking three members to fill vacant unexpired terms through October 31, 2020 and October 31, 2021.
- **Gardens of Gulf Cove 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 three members to fill vacant unexpired terms through October 31, 2019 and October 31, 2021.
- **Grove City Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2020 and October 31, 2021.
- **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 three members to fill vacant unexpired terms through October 31, 2019 and October 31, 2021.
- **Harbour Heights Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.

- **Harbour Heights Waterway Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.
- **Manasota Key Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.
- **Manchester Waterway Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.
- **Mid Charlotte Stormwater Utility Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.
- **Northwest Port Charlotte Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2019 and October 31, 2021.
- **Northwest Port Charlotte Waterway Unit** is seeking four members to fill vacant unexpired terms through October 31, 2019, October 31, 2020 and October 31, 2021.
- **Pirate Harbor Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.
- **Pirate Harbor Waterway Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.
- **Placida Area Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.
- **Rotonda Heights Street & Drainage Unit** is seeking three members to fill vacant unexpired terms through October 31, 2020 and October 31, 2021.
- **Rotonda Sands North Street & Drainage Unit** is two members to fill vacant unexpired terms through October 31, 2021.
- **Rotonda West Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.
- **South Burnt Store Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.
- **South Gulf Cove Beautification Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.
- **South Gulf Cove Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.
- **South Gulf Cove Waterway Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.
- **West Charlotte Stormwater Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.

Murdock Village Community Redevelopment Agency Advisory Committee is seeking two members to serve-one licensed general building contractor and one real estate broker. Must be residents of Charlotte County Meetings are held quarterly in Murdock at 4:00 p.m. To obtain an application call 743-1309 or email joann.dillon@CharlotteCountyFL.gov

Historical Advisory Committee is seeking one member to serve as a member-at-large. Must be a resident of Charlotte County and have a background in disciplines of architecture, history, urban planning, archaeology or related discipline such as American Studies or American Civilization. Term is for three years. Committee meets 2nd Wednesday at 9:00am at the Mid-County Library. To obtain an application, call 743-1309 or email joann.Dillon@CharlotteCountyFL.gov



REPORTS RECEIVED AND FILED



CONSENT AGENDA

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:

September 6, 2018 BCC Pre-Agenda

September 10, 2018 BCC First Budget Public Hearing

BUDGETED ACTION:

No action needed.

Board of County Commissioners

C. Commission Office

1. Appointment - Affordable Housing Advisory Committee

RECOMMENDED ACTION:

Approve the appointment of Kurt Pentelecuc to the Affordable Housing Advisory Committee as the liaison for the Not-for-profit Provider to fill a vacancy, term ending September 25, 2021.

BUDGETED ACTION:

No action needed.

2. Appointment - Manasota Key and Sandpiper Key Advisory Board

RECOMMENDED ACTION:

Approve the appointment of Betsy (Elizabeth) McCallum to the Manasota and Sandpiper Key Advisory Committee to fill a vacancy, term ending November 30, 2022.

BUDGETED ACTION:

No action needed.

D. County Administration

Administration

1. Set a Board Workshop - Sales Tax Extension

RECOMMENDED ACTION:

Approve the Sales Tax Extension Workshop on October 30, 2018 at 3:00 p.m., in Room 119 at 18500 Murdock Circle, Port Charlotte, Florida.

BUDGETED ACTION:

No action needed.

Public Information Office

No Items.

E. County Attorney

1. Beaches and Shores Rules of Procedure

RECOMMENDED ACTION:

Adopt Resolution amending Beaches & Shores Rules of Procedure.

BUDGETED ACTION:

No action needed.

2. Red Tide Extension

RECOMMENDED ACTION:

Approve Resolution extending the Red Tide State of Local Emergency.

BUDGETED ACTION:

F. Budget and Administrative Services

Fiscal Services

No Items.

Information Technology

No Items.

Purchasing

1. 16-218, Amendment #3, Charlotte County Sewer Master Plan (Utilities)

RECOMMENDED ACTION:

a) Approve Amendment #3 to Contract #16-218, Sewer Master Plan, with Jones Edmunds & Associates, for additional services for the not-to-exceed amount of \$48,500 to complete Phase 2, a financing and funding plan for the City of Punta Gorda's Sewer Master Plan; and
b) Authorize the Chairman to sign Amendment #3 for the additional services to complete Phase 2 of the City of Punta Gorda's Sewer Master Plan.

BUDGETED ACTION:

No action needed. Budgeted in CIP project "Charlotte County Utilities Department Sewer Master Plan," as approved in the FY18 budget process. Funding for County portion of the project is provided from SRF and Utility Operating fund. The City will be submitting payment to the Utility Operating fund for the cost associated with their portion of the project.

2. 18-589, Award, Microsoft Enterprise License Agreement (Information Technology)

RECOMMENDED ACTION:

Approve File #18-589, Microsoft Enterprise License Agreement, for the price of \$369,588.45, which this portion was awarded to CDW, LLC by the Sourcewell formerly National Joint Power Alliance (NJPA) # 100614CDW. Year Two of Three Year Microsoft Enterprise Agreement Number E8086011.

BUDGETED ACTION:

No action needed. Funding from the General Fund - IT Operations Budget as approved in the FY18 Budget Process.

3. 18-509, Award, Vehicles - Annual Contract (Fleet)

RECOMMENDED ACTION:

a) Approve award of Bid #18-509, Vehicles - Annual Contract, for a 4.06% discount off of Ford Factory Invoice, and a 0% mark-up on dealer installed options, to Bartow Ford. Term of contract is from October 1, 2018 through and including September 30, 2019; and

b) Authorize the County Administrator to approve the renewal options for up to two additional one-year terms, at the same prices, terms, and conditions, by mutual consent. This annual contract allows for the purchase of Ford vehicles on an 'as needed' basis.

BUDGETED ACTION:

No action needed. Funding was approved during the FY2018 budget process.

4. 18-598, Approve, South County Regional Park Soccer Sports Lighting Upgrade (Facilities)

RECOMMENDED ACTION:

Approve File #18-598, South County Regional Park Soccer Sports Lighting Upgrade, a piggyback off of the Clay County Contract RFP #13/14-8, Various Equipment and Amenities for Parks and Playgrounds, with Musco Sports Lighting, LLC, located in Muscatine, Iowa, for the total amount of \$272,500.

BUDGETED ACTION:

No action needed. Budgeted in the Community Services Capital Maintenance Plan, as approved in the FY19 budget process.

5. 15-403, Amendment #2, Design Recreation Centers - Ann Dever Memorial and North Charlotte Regional Park (Facilities)

RECOMMENDED ACTION:

a) Approve Amendment #2 to Contract #15-403 Design Recreation Centers-Ann Dever Memorial and North Charlotte Regional Parks with FleischmanGarcia of Sarasota, Florida for a not to exceed amount of \$221,000 for the Aquatic Center at North Charlotte Regional Park; and
b) Authorize the Chairman to sign Amendment #2 to the contract in the amount of \$221,000; and
c) Approve Resolution and budget adjustment BA19-002 in the amount of \$250,000 to provide funding in a new CIP project entitled "North Charlotte Regional Park Aquatic Center", to include supplemental funding in FY20, and authorize change to the FY19 budget effective October 1, 2018.

BUDGETED ACTION:

Approve budget adjustment BA19-002 in the amount of \$250,000, allocating 2014 Sales Tax reserves to the North Charlotte Regional Park Aquatic Center and authorize change to the FY19 budget effective October 1, 2018. Additional committed funds will be allocated in a future budget action or with the FY20 budget process.

6. 16-349, Amendment #2, Construction Manager At Risk - Ann Dever Memorial and North Charlotte Regional Parks (Facilities)

RECOMMENDED ACTION:

a) Approve Amendment #2 to Contract #16-349 Construction Manager at Risk - Ann Dever Memorial and North Charlotte Regional Parks with P.J. Hayes, Inc. d/b/a Tandem Construction of Sarasota, Florida for the North Charlotte Aquatic Center and the management/construction phase of the project in the amount of \$30,396.68; and
b) Authorize the Chairman to sign Amendment #2 to the Contract for the North Charlotte Aquatic Center.

BUDGETED ACTION:

No action needed. Budgeted in CIP project "North Charlotte Regional Park Aquatic Center", as approved in amendment BA19-002, on September 25, 2018.

Real Estate Services

No Items.

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

1. Execution of State Aid to Libraries Grant by the County Administrator

RECOMMENDED ACTION:

Approve Resolution authorizing the County Administrator to execute State Aid to Libraries Grant applications, agreements and related documents.

BUDGETED ACTION:

No action needed.

Environmental Services

No Items.

I. Economic Development

1. Set a Meeting of the Murdock Village CRA for October 9, 2018 at 10:00 a.m.

RECOMMENDED ACTION:

Set a Murdock Village Community Redevelopment Agency meeting on October 9, 2018 at 10:00 a.m., or as soon thereafter in Room 119 at 18500 Murdock Circle, Port Charlotte, Florida.

BUDGETED ACTION:

No action needed.

J. Facilities Construction and Maintenance

No Items.

K. Human Resources

No Items.

L. Human Services

1. Execution of Grant Applications by the County Administrator

RECOMMENDED ACTION:

Approve Resolution authorizing execution of all designated Human Services grant applications, agreements and any related documents by the County Administrator or his or her designee.

BUDGETED ACTION:

No action needed.

M. Public Safety

No Items.

N. Public Works

1. Approval to Apply for Grant Funding from Southwest Florida Water Management District (SWFWMD) – Cooperative Funding Initiative (CFI) for FY 2020

RECOMMENDED ACTION:

- a) Request approval and authorization to apply for South West Florida Water Management District (SWFWMD) Fiscal Year 2020 Cooperative Funding Initiative for construction/replacement of the Mid County Stormwater Control Unit Elkcum Water Control Structure (ELK 4.56), located east of Harbor Blvd., at the Elkcum waterway at Peachland Blvd.; and
- b) Authorize the County Administrator or his designee to sign all necessary documents related to submission of the grant application, and electronic submittal of application via SWFWMD portal.

BUDGETED ACTION:

No action needed. A budget amendment and CIP will be brought back to the Board for approval if awarded. The grant requires a 50% Local Cost Share in the amount of \$450,000.00.

O. Tourism Development

No Items.

P. Utilities

No Items.

Q. Other Agencies

1. Property Appraiser Request to Extend 2018 Tax Roll

RECOMMENDED ACTION:

Approve Tax Collector's request (on behalf of the Property Appraiser) to extend the 2018 Tax Roll to the Tax Collector before the Value Adjustment Board completes its final meetings.

BUDGETED ACTION:

No action needed.



REGULAR AGENDA

R. Regular Agenda

1. Water Authority Agenda - October 5, 2018

Utilities

Discussion and direction on the Peace River Manasota Regional Water Supply Authority Board agenda for the upcoming October 5, 2018 Meeting.

2. Health Department Contract FY19

Budget and Administrative Services

Request the Board give direction and discussion on the FY19 Charlotte County/State of Florida Department of Health contract for the operation of the Charlotte County Health Department.

3. Appoint by Ballot - Marine Advisory Committee

Commission Office

Appoint by ballot one member to serve as member-at-large on the Marine Advisory Committee, to fill the unexpired term of Mr. John Davidson, who resigned. The committee reviewed two applications and voted to nominate Ms. Susan Bareither. Recommendation is attached as well as ballot.



PUBLIC HEARING AGENDA

S. 10:00 A.M. Public Hearing

1. 2019 Capital Improvement Program Schedule

Budget and Administrative Services

Conduct a public hearing to consider adopting an Ordinance updating and modifying the Capital Improvements Program Schedule FY18/19 through FY23/24.

2. Water and Sewer Municipal Code 3-8

County Attorney

Conduct a public hearing to consider an Ordinance repealing and amending certain provisions in Chapter 3-8 of the Charlotte County Code of Laws and Ordinances relating to mandatory connections.

3. Retail Gas Pump Security Measures, Section 2-5-9

Community Development

Conduct a public hearing to approve the creation of Section 2-5-9 of the Charlotte County Code of Laws and Ordinances entitled Retail Gas Pump Security Measures, establishing security measures and requirements for owners and operators of retail gas pumps.

4. Tourism Development Tax

County Attorney

Conduct a public hearing to consider adopting an Ordinance updating and modifying Sections 1-7-46(d) and 1-7-48(a) to correct references to Florida Statutes Chapter 212, to Delete Provisions Concerning the County Tax Collector's Promulgation of Rules and Forms and to Expand the Eligibility Requirements for the membership of the Charlotte County Tourist Development Council.



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. DRC-18-00026 Tire Kingdom

Planning and Zoning

Approve Final Detail Site Plan for Foresite Group for a 6,488 sq. ft. Tire Kingdom with 8-service bays and associated infrastructure.

Quasi-Judicial

2. A Small-scale Plan Amendment, PA-18-06-30.

Community Development

Approve an Ordinance adopting Petition # PA-18-06-30, a small-scale plan amendment to Charlotte County FLUM Series Map #1: 2030 Future Land Use, from Resource Conservation (RC) to Commercial (COM); for property located at 13000 and 13012 Fishery Road, and 14001 Gasparilla Road, in the Placida Revitalizing Neighborhood; containing 0.78± acres; Commission District III; Petition No. PA-18-06-30; Applicant: Placida Point LLC.

Legislative

3. PD Rezoning, Z-18-06-31-TDU

Community Development

Approve an Ordinance adopting Petition # Z-18-06-31-TDU, a rezoning to the Charlotte County Zoning Atlas from Industrial Intensive (II)(6.07± acres), Residential Multi-family (RMF-5)(5.03± acres), Residential Single-family 3.5 (RSF-3.5)(0.92± acres), and Environmentally Sensitive(ES) (1.18± acres) to Planned Development (PD); increasing the density from 23 units to 60 units; for property located at 13000, 13010, 13012, 13050, 13060, 13070, 13080, 13090, 13100, 13120, and 13130 Fishery Road, 13120 Pier Road, and 14001 Gasparilla Road, in the Placida Revitalizing Neighborhood; containing 13.20± acres; Commission District III; Petition No. Z-18-06-31-TDU; Applicant: Placida Point LLC.

Quasi-Judicial

4. Large Scale Plan Amendment to FLU Policies 1.2.3 & 1.2.6, PA-18-05-26-LS

Community Development

Approve an Ordinance adopting Petition # PA-18-05-26-LS, a large-scale plan amendment to Future Land Use (FLU) Policy 1.2.3: Service Area Delineation and FLU Policy 1.2.6: Expansion of the Urban Service Area; Applicant: Charlotte County Board of County Commissioners.

Legislative

AA. County Administrator

BB. County Attorney

CC. Commissioner Comments

County Commissioners

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