

BOARD OF COUNTY COMMISSIONERS

BOOK 77, PAGE 285
JUNE 20, 2019

JUNE 20, 2019

A Pre-Agenda Meeting was held in preparation for the **June 25, 2019** Regular and Land Use Meeting at the Murdock Administration Complex in Room B-106, Port Charlotte, Florida.

The following members were present: Chair Doherty, Commissioner Constance, Commissioner Deutsch, Commissioner Tiseo, and Commissioner Truex (via telephone conference). Also in attendance were: Assistant County Administrator Lewis, County Attorney Knowlton, Deputy County Administrator Flores, Minutes Clerk Light, and various County staff members. The following members were absent: None

The Meeting was called to order at 1:30 pm

There was Board discussion on the following items:

Fiscal Services: F-1

Purchasing: F-3, F-6


Real Estate Services: F-8

Community Development: G-1

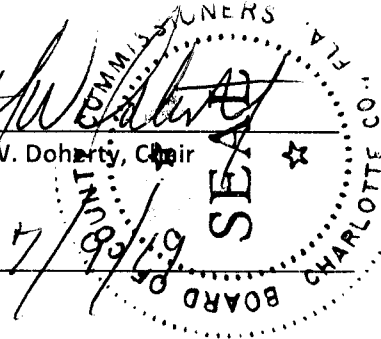
Human Services: L-1

Regular Agenda: R-1

ADJOURNED: 1:58 pm



 Kenneth W. Doherty, Chair

DATE ADOPTED: 7/29/19


ATTEST:

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

By: Michele DiBenedetto
Deputy Clerk

COUNTY OF CHARLOTTE

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

County Commissioners

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



County Administrator

Raymond J. Sandrock

County Attorney

Janette S. Knowlton

Clerk of the Circuit Court

Roger D. Eaton

Regular and Land Use Meeting

June 25, 2019 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

Reverend Dr. R. Brian Stolarczyk
Lutheran Church of the Cross

Pledge of Allegiance

Changes to the Agenda: See separate sheet.

Proclamations - Commissioner Joseph Tiseo

National Mosquito Control Awareness Week
Parks and Recreation Month

Employee Recognition

Employee of the Month
Nicholas Reed-May 2019
Facilities

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.

- **Boca Grande Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2020.
- **Don Pedro and Knight Islands Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.
- **Gardens of Gulf Cove Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through 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, 2021.
- **Grove City Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2020.
- **Harbour Heights 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, 2020.
- **Northwest Port Charlotte Waterway Unit** is seeking two members to fill vacant unexpired terms through October 31, 2019 and October 31, 2020.
- **Pirate Harbor Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2020.
- **Rotonda Sands North Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.
- **West Charlotte Stormwater Utility Unit** is seeking one member to fill a vacant unexpired term through October 31, 2020.



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:

May 21, 2019 BCC Workshop

May 28, 2019 BCC Regular and Land Use Meeting

June 4, 2019 BCC Focus Area Workshop

June 6, 2019 BCC Pre-Agenda

BUDGETED ACTION:

No action needed.

Board of County Commissioners

C. Commission Office

1. Appointment - Don Pedro and Knight Islands Street & Drainage MSTU Advisory Board

RECOMMENDED ACTION:

Approve the appointment of Scott Rockoff to fill the unexpired term of Ralph Artigliere on the Don Pedro and Knight Islands Street & Drainage MSTU Advisory Board. This appointment will be effective immediately and will expire on October 31, 2021.

BUDGETED ACTION:

2. Southwest Florida Planning Council Support Letters

RECOMMENDED ACTION:

Authorize the Chairman to sign the Southwest Florida Planning Council support letters.

BUDGETED ACTION:

No action needed.

D. County Administration

Administration

No Items.

Public Information Office

No Items.

E. County Attorney

No Items.

F. Budget and Administrative Services

Fiscal Services

1. FY20 and FY21 Not For Profit Applications.

RECOMMENDED ACTION:

1) Approve the Not for Profit 2-year funding agreements for Arts & Humanities Council of Charlotte County, Inc. in the amount of \$25,000 per year; Charlotte Behavioral Health Care, Inc. in the amount of \$1,382,676 per year; Charlotte Harbor Environmental Center, Inc. in the amount of \$35,000 per year; and Military Heritage Museum, Inc. in the amount of \$15,000 per year; and

2) Authorize the Chairman to sign the funding agreements; and

3) Authorize the County Administrator to sign documents associated with the approved agreements.

BUDGETED ACTION:

No action needed. Budgeted in the General Fund to be approved in the FY20 and FY21 budget process.

Information Technology

No Items.

Purchasing

2. 19-282, Change Order #1, Air Vacuum Equipment EL Jobean Sewer (Utilities)

RECOMMENDED ACTION:

Approve Change Order #1 to Contract #19-282 Air Vacuum Equipment EL Jobean Sewer with Aqseptence Group Inc., of Rochester, Indiana in the amount of \$3,039 for a revised cost of \$329,961.

BUDGETED ACTION:

No action needed. Budgeted in CIP project "Charlotte Harbor Water Quality Initiative Phase II - El Jobean," as adopted in the FY19 budget process and subsequently amended. Funding for the expenditure comes from the BP Settlement Fund and Grants.

3. 19-408, Award, Baseball Dugout Renovations - Harold Avenue Park (Community Services)

RECOMMENDED ACTION:

a) Approve award of Bid #19-408, Baseball Dugout Renovations - Harold Avenue Park to the lowest responsive, responsible bidder, Compass Construction, Inc. of Cape Coral, Florida for a total project cost of \$245,609; and

b) Approve budget adjustment BA19-032 in the amount of \$246,000, amending the adopted Community Services 2019 Capital Maintenance Plan.

BUDGETED ACTION:

Approve budget adjustment BA19-032 in the amount of \$246,000, amending the Community Services Capital Maintenance Plan. Funding is supplied from Capital Projects, ad valorem.

4. 19-354, Award, South Gulf Cove Pathway Phase 3 and Intersection Improvements (Public Works)

RECOMMENDED ACTION:

Approve award of Bid #19-354, South Gulf Cove Pathway Phase 3 and Intersection Improvements to the lowest responsive, responsible bidder C-Squared Certified General Contractor, Inc. of Sarasota, Florida for a total project amount of \$3,284,452.94.

BUDGETED ACTION:

No action needed. Phase 3 of the pathways is budgeted in South Gulf Cove S/D MSBU, as approved in the FY19 budget process and funding of \$3,198,266.27 is supplied from assessments in the South Gulf Cove S/D MSBU. The intersection improvement is budgeted in the Gasparilla Widening CIP, and \$86,186.67 is funded from Capital Gas Taxes.

5. 17-424, Change Order #3, Turf Maintenance - Various County Facilities - Annual Contract (Facilities)

RECOMMENDED ACTION:

Approve Change Order #3 to Contract #17-424, Turf Maintenance - Various County Facilities - Annual Contract, as awarded to Brightview Landscape Services, Inc. of Port Charlotte, Florida for additional turf maintenance at three (3) locations within the County in the amount of \$33,810.

BUDGETED ACTION:

No action needed. Funding from the General Fund approved in the FY19 Budget Process.

6. 19-351, Award, Babcock Ranch Communications Tower Site (Public Safety)

RECOMMENDED ACTION:

Approve award of Bid #19-351, Babcock Ranch Communications Tower Site, to Expert Construction Manager, Inc., of Brandon, Florida, at the project amount of \$574,000.

BUDGETED ACTION:

No action needed. Budgeted in CIP project, "Digital Radio System", as approved in the FY19 budget process. Funding is supplied from the 2014 Sales Tax Extension.

7. 18-149, Firing Range Facility (Facilities)

RECOMMENDED ACTION:

- a) Declare a contractor default and authorize termination of Contract #18-149, Firing Range Facility, with A2 Group, Inc. pursuant to the terms of the Contract and the provisions of Section 3.2 of Performance Bond No. 9269755, based on Contractor's failure to comply with material provisions of the Contract; and
- b) Authorize the initiation of a claim against the Performance Bond with Fidelity and Deposit Company of Maryland (the "Surety"); and
- c) Authorize the County Attorney or designee to execute all documents necessary to formalize the default, terminate the Contract and initiate the claim against the Surety.

BUDGETED ACTION:

No action needed.

Real Estate Services

8. Declare Real Properties as Surplus

RECOMMENDED ACTION:

Approve 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 Florida Statute 125.

BUDGETED ACTION:

No action needed.

Risk Management

No Items.

Transit

No Items.

G. Community Development

1. Resolution Approving CSZ-19-01-01, Certification of Density Units by Blackridge Capital Investments LLC

RECOMMENDED ACTION:

Adopt Resolution approving CSZ-19-01-01, the certification of 27 units of density from property owned by Blackridge Capital Investments LLC.

BUDGETED ACTION:

No action needed.

H. Community Services

Parks and Natural Resources

No Items.

Recreation

No Items.

Libraries and Historical

No Items.

Community Services

No Items.

I. Economic Development

No Items.

J. Facilities Construction and Maintenance

No Items.

K. Human Resources

No Items.

L. Human Services

1. Resolution Rescinding Resolution 2018-133 and Adding Additional Grant Programs

RECOMMENDED ACTION:

Approve Resolution that rescinds Resolution 2018-133 and authorizes the County Administrator to execute grant applications for fourteen (14) grant programs.

BUDGETED ACTION:

No action needed.

2. TANF Grant

RECOMMENDED ACTION:

- a) Approve grant agreement between Gulf Coast Partnership and the Board of County Commissioners in the amount not to exceed \$45,878.54 for the Temporary Assistance for Needy Families Grant (TANF); and
- b) Approve budget adjustment #BA19-033 in the amount of \$45,878 to provide grant funding, and authorize change to the FY19 budget; and
- c) Authorize the County Administrator, or designee, to sign any grant related documents.

BUDGETED ACTION:

Approve Budget Adjustment BA19-033 in the amount of \$45,878. There is no required match as the grant is 100% funded.

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. Ackerman Sewer MSBU Initial Assessment Resolution
Utilities
 - a) Presentation of Akerman Septic to Sewer Conversion Project; and
 - b) Approve Initial Assessment Resolution for the Ackerman Sewer MSBU; and
 - c) Set a public hearing for November 12, 2019 at 5:01 p.m., in Room 119 at 18500 Murdock Circle, Port Charlotte, Florida to consider adoption of the Final Assessment Resolution.

2. Charlotte County Department of Health Administrator
Commission Office

Recommendation to the Florida Surgeon General for the appointment of the Charlotte County Department of Health Administrator.



PUBLIC HEARING AGENDA

S. 10:00 A.M. Public Hearing

1. Manasota Key Beach Renourishment MSBU First Time Assessed Properties
Budget and Administrative Services

Conduct a public hearing to consider a resolution adopting the final assessment for first time assessed properties and an amended assessment roll, to assess for the first time twenty-one (21) properties, with a total of 12.705 Points and 21 Rec Units, in the Manasota Key Beach Renourishment Municipal Service Benefit Unit (MSBU) for FY19/20.



PRESENTATION AGENDA

T. 10:00 A.M.

1. Department of Health Update

Joseph Pepe to present the Department of Health Update.



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-18-00059

Community Development

Morris Engineering is requesting Final Detail Site Plan approval for 114 modular home site including a swimming pool and associated infrastructure. The project site is 31.28+/- acres and the project area to be developed is 13.30 +/-, located at 24750, 24770 & 24790 Sandhill Blvd., Port Charlotte, Florida in Section 06, Township 40, Range 23.

Quasi-Judicial

2. Local Amendment to the Sandhill DRI DO, Petition Number LADO-19-03-03

Community Development

Approve a Resolution pursuant to Section J(1)(k) of the Sandhill Development of Regional Impact (DRI) Development Order (DO), Resolution Number 2019-031, and Section 380.06(7) (a). F.S., amending the Sandhill DRI DO by 1) using the approved equivalency matrix to exchange 24,382 square feet of approved commercial development on Parcels C-21 and C-25 of Tract 1 of the Sandhill DRI for 146 multi-family residential units, which property contains a total of 51.07± acres and is bounded on the north and east by Veterans Boulevard, on the south by Peachland Boulevard, on the west by Loveland Boulevard, in the Port Charlotte area; 2) revising Exhibit B, Map H Note #1 and Map H, Exhibit #2 Notes; and 3) amending the DO to reflect the new buildout date; Commission District I; Petition No. LADO-19-03-03; Applicant: Charlotte Commons Venture, LLC; providing for an effective date. The Sandhill DRI is located south of the DeSoto County Line, north of Rampart Boulevard, east of Loveland Boulevard and west of the Deep Creek area; Section 7, Township 40 South, and Range 23 East, in the Port Charlotte area, currently containing a total of 713.12± acres.

Quasi-Judicial

AA. County Administrator

BB. County Attorney

CC. Commissioner Comments

County Commissioners

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