

BOARD OF COUNTY COMMISSIONERS

BOOK 77, PAGE 69
FEBRUARY 21, 2019

FEBRUARY 21, 2019

A Pre-Agenda Meeting was held in preparation for the **February 26, 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 (via telephone conference), Commissioner Constance, Commissioner Deutsch, and Commissioner Tiseo. Also in attendance were: County Attorney Knowlton, Deputy County Administrator Flores, Deputy County Administrator Shoemaker, 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:

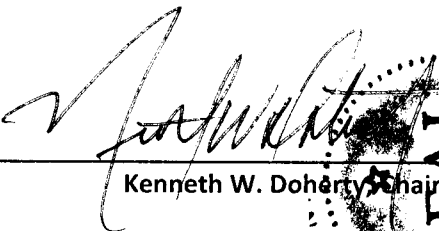
Purchasing: F-2, F-3, F-4, F-5, F-6

Public Safety: M-1

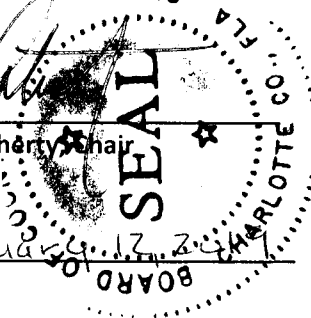
Utilities: P-1

Regular Agenda: R-2

ADJOURNED: 2:02 pm



Kenneth W. Doherty, Chair



DATE ADOPTED: February 17, 2019

ATTEST:

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

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

February 26, 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

Pastor James Stultz
Peace River Baptist Church

Pledge of Allegiance

Changes to the Agenda: See separate sheet.

Proclamations - Commissioner Bill Truex

American Legion Post #110 Centennial Celebration
Fit for Life Senior Games 2019
Flood Awareness Week
Zonta Yellow Rose Day

Employee Recognition

Award Presentations

1. Medal of Valor Award
Medal of Valor
Lieutenant Amy Judy
Firefighter/Paramedic Nicholas Miller
Lieutenant John Kelly
Battalion Chief Michael Clements



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 two members to fill vacant unexpired terms through October 31, 2020 and October 31, 2021.
- **Charlotte Ranchettes 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.
- **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 two members to fill vacant unexpired terms through October 31, 2019 and October 31, 2020.
- **Northwest Port Charlotte Waterway Unit** is seeking two members to fill vacant unexpired terms through October 31, 2020 and October 31, 2021.
- **Rotonda Sands North Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.

Charlotte Harbor Community Redevelopment Agency Advisory Committee is seeking one volunteer who must be a resident of Charlotte County to fill an at-large position. To obtain an application, please contact Lisa Eby at 941.743.1300 or email Lisa.Eby@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:

January 29, 2019 BCC Utilities Quarterly Update Meeting

February 7, 2019 BCC Pre-Agenda

BUDGETED ACTION:

No action needed.

Board of County Commissioners

C. Commission Office

1. Appointment - Boca Grande Street and Drainage MSBU Advisory Board

RECOMMENDED ACTION:

Approve the appointment of William York to the Boca Grande Street and Drainage MSBU Advisory Board. This will be a three year term replacing Edward Siegel who has chosen not to seek reappointment. This appointment will be effective immediately and will expire on October 31, 2021.

BUDGETED ACTION:

No action needed.

D. County Administration

Administration

No Items.

Public Information Office

No Items.

E. County Attorney

1. Red Tide Extension

RECOMMENDED ACTION:

Approve Resolution extending the Red Tide State of Local Emergency.

BUDGETED ACTION:

No action needed.

F. Budget and Administrative Services

Fiscal Services

No Items.

Information Technology

No Items.

Purchasing

1. 19-159, Ranking Burnt Store Water Reclamation Facility Replacement/Expansion (Utilities)

RECOMMENDED ACTION:

- a) Approve ranking of firms for Request for Proposal #19-159, Burnt Store Water Reclamation Facility (WRF) Replacement/Expansion: 1st - McKim and Creed, Inc.; 2nd - Stantec Consulting Services, Inc.; and 3rd - Kimley-Horn and Associates, Inc.; and
- b) Approve start of negotiations; and
- c) Authorize the Chairman to sign the contract after completion of negotiations. This is for a qualified firm to provide professional design services for the preliminary engineering, design, and construction services for the replacement/expansion of the Burnt Store Water Reclamation Facility (WRF), Punta Gorda, Florida.

BUDGETED ACTION:

No action needed. Budgeted in CIP project "Burnt Store WRF Expansion" approved November 27, 2018. Funding for this expenditure will come from debt proceeds to be paid back by Utility rates.

2. 19-259, Award, Purchase of Volvo Wheeled Excavator (Public Works)

RECOMMENDED ACTION:

- a) Approve award of "Piggyback," Purchase, File #19-259, Volvo Wheeled Excavator, from Flagler Construction Equipment LLC of Davey, Florida (Piggyback off the Florida Sheriffs Association, Florida Association of Counties and Florida Chiefs Association, Contract # FSA 18-VEH16.0 Specification #45) to purchase a Volvo Wheeled Excavator model EW180E with options for Public Works - Maintenance and Operations Division at the cost of \$233,644; and
- b) Approve the property deletion of Asset #32411 (Caterpillar M316D Excavator) to be sold via an on-line auction service with Gov-Deals, Inc.

BUDGETED ACTION:

No action needed. Budgeted in the Heavy Equipment Plan, as approved in the FY19 budget process. Funding is supplied from "maintenance" gas taxes in Public Works Maintenance & Operations.

3. 19-042, Multi-Use Path South County Regional Park (Community Services)

RECOMMENDED ACTION:

Approve award Bid #19-042, Multi-Use Path, South County Regional Park, to C-Squared Certified General Contractor, Inc. of Sarasota, Florida in the amount of \$493,346.18. This is construction of approximately 9,448 lineal feet of an eight-foot wide multi-use pathway at South County Regional Park (Punta Gorda).

BUDGETED ACTION:

No action needed. Budgeted in CIP projects "FCT Required Improvements" and "Multi-Use Trails", as approved in the FY19 budget process. Funding in "FCT Required Improvements" of \$210,000 is supplied from Capital Projects, Ad Valorem. Funding in "Multi-Use Trails" of \$283,346.18 is supplied from the 2014 Sales Tax Extension.

4. 19-058, Integrated Library System Software (Community Services)

RECOMMENDED ACTION:

- a) Approve ranking of firms for Request for Proposal #19-058, Integrated Library System Software and annual contract with Sirsi Corporation dba SirsiDynix of Lehi, Utah per the rates listed in the attached proposal; and
- b) Authorize the Chairman to sign the agreement; and
- c) Authorize the County Administrator to approve contract renewals.

BUDGETED ACTION:

No action needed. Approved in Florida Department of State, State Aid to Libraries grant in FY19 Budget in the amount of \$84,968. There is no County match required.

5. 19-009, Safety Mowing - Roadway Rights-of-Way (Public Works - Maintenance & Operations)

RECOMMENDED ACTION:

- a) Approve award Bid #19-009, Safety Mowing - Roadway Rights-Of-Way to the overall lowest responsive, responsible bidder: Brightview Landscape Services, Inc., of Port Charlotte, Florida at the unit prices listed on the attached, for the term of date of award through and including September 30, 2019; and
- b) Authorize the County Administrator to approve two (2) additional one-year terms at the same prices, terms and conditions by mutual consent. This is an annual contract for safety mowing of roadway rights-of-way, easements and drainage facilities.

BUDGETED ACTION:

No action needed. Budgeted in various MSBUs and the Transportation Trust Fund as part of the FY19 budget process. Funding is supplied from gas taxes and various street and drainage MSBUs.

6. 18-404, Change Order #1, Insecticides & Herbicides-Supply & Deliver - Annual (Public Works-)

RECOMMENDED ACTION:

Rescind award of the three (3) Altosid Products: Briquets-150 Day, Liquid (5%) and Pellets from Adapco, Inc. of Sanford, Florida; and award to Clarke Mosquito Control Products, Inc. of Kissimmee, Florida at the same unit price(s) of: \$734.80 per case, \$258.00 per gallon and \$1,124.20 per 44-lb case respectively. Approval is for the period from date of award through and including May 31, 2019.

BUDGETED ACTION:

No action needed. Funding from the General Fund/Pest Management Insecticides and Pesticides approved in the FY19 Budget Process.

7. 19-097, Award, Service and Maintenance of Chillers (Facilities)

RECOMMENDED ACTION:

- a) Approve award of Bid #19-097, Service and Maintenance of Chillers, at the unit prices bid to Air Mechanical and Service Corporation of Englewood, Florida. Term of contract is to be from date of award through and including December 31, 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.

BUDGETED ACTION:

No action needed. Funding from various funds approved in the FY19 Budget Process.

Real Estate Services

8. Seventh Lease Addendum - Economic Development

RECOMMENDED ACTION:

Approve the authorization of the Chairman to execute the Seventh Lease Addendum for the use of office space on behalf of Economic Development for 2,118 square feet of office space located at 18501 Murdock Circle, Suite 302.

BUDGETED ACTION:

No action needed.

9. Submerged Lands Easement (Palm Island Bridges)

RECOMMENDED ACTION:

Approve the acceptance of the renewal of a Sovereignty Submerged Lands Easement (easement # 28970) to Charlotte County to use the parcel of land (Michael Kosinski Bridge and the Ann Merry Bridge) for public transportation purposes.

BUDGETED ACTION:

No action needed.

10. Surplus Property

RECOMMENDED ACTION:

Approve Resolution declaring 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

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 to Grant Authority to County Administrator to Close the Sale of Property to Private Equity Group

RECOMMENDED ACTION:

a) Approve Resolution granting authority to the County Administrator and his or her designees to execute documents necessary to close the sale of real property to Private Equity Group, or its assigns; and

b) Authorize the County Administrator to execute a limited assignment of contract rights and duties to Charlotte County.

BUDGETED ACTION:

No action needed.

2. Memorandum of Understanding regarding Community Development Districts

RECOMMENDED ACTION:

a) Approval of Memorandum of Understanding with Private Equity Group; and

b) Authorize the Chairman of the Board of County Commissioners to execute.

BUDGETED ACTION:

No action needed.

3. Resolution to Release Subsurface Rights

RECOMMENDED ACTION:

Approve Resolution to release certain subsurface rights to real property located within Murdock Village.

BUDGETED ACTION:

No action needed.

J. Facilities Construction and Maintenance

No Items.

K. Human Resources

No Items.

L. Human Services

No Items.

M. Public Safety

1. Airport Rescue and Firefighters Training Prop

RECOMMENDED ACTION:

a) Approve intent to Fund agreement between the Florida Department of Financial Services and Charlotte County Board of County Commissioners for site preparation and construction of control facilities for an airport rescue and firefighting training prop; and

b) Authorize the Chairman to execute the "Intent to Fund Agreement"; and

c) Authorize County Administrator to execute any future associated grant documents including renewals and amendments.

BUDGETED ACTION:

No action needed. This project is funded in the adopted FY19 budget. No match is required.

N. Public Works

No Items.

O. Tourism Development

No Items.

P. Utilities

1. Hillsborough Potable Water Transmission System

RECOMMENDED ACTION:

Approve Resolution and budget adjustment BA19-020, in the amount of \$872,000 increasing the FY19 adopted budget for new CIP project "Hillsborough Potable Water Transmission System."

BUDGETED ACTION:

Approve budget adjustment BA19-020, in the amount of \$872,000 increasing the FY19 adopted budget for new CIP project "Hillsborough Potable Water Transmission System." Funding is supplied from Utility Water Connection Fees.

2. Cape Haze Sewer & Reclaim Transmission System CIP FY19

RECOMMENDED ACTION:

Approve Resolution and budget adjustment BA19-021, in the amount of \$3,051,116 increasing the FY19 adopted budget to add new CIP project "Cape Haze Sewer & Reclaim Transmission System" (\$2,100,000) and adjusting the Utility Renewal and Replacement Fund beginning balance to actual, adding remainder to reserves (\$951,116).

BUDGETED ACTION:

Approve Reesolution and budget adjustment BA19-021, in the amount of \$3,051,116 increasing the FY19 adopted budget to add new CIP project "Cape Haze Sewer & Reclaim Transmission System" (\$2,100,000) and adjusting the Utility Renewal and Replacement Fund beginning balance to actual, adding remainder to reserves (\$951,116).

Q. Other Agencies

No Items.



REGULAR AGENDA

R. Regular Agenda

1. Appoint by Ballot - Construction Industry Licensing Board - Consumer Advocate

Commission Office

Select by ballot, a volunteer, to serve on the Construction Industry Licensing Board representing the "Consumer Advocate" category. Term expiration is March 11, 2022, filling an unexpired term vacated by Ms. Pam Alexander who resigned.

2. Impact Fees

Commission Office

Discussion and direction on Impact Fees.



PUBLIC HEARING AGENDA

S. 10:00 A.M. Public Hearing

No Items.



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. FP-17-06-05, Casper I
Community Development
Approve Preliminary and Final Plat for Ainger Landing, Inc., for a four-lot minor subdivision to be named Casper I, under Petition #FP-17-06-05.
Quasi-Judicial
2. FP-18-11-09, Pine Valley Lakes
Community Development
Approve Preliminary and Final Plat for Rotonda Golf Partners II, LLC, for a 3-lot Minor Subdivision to be named Pine Valley Lakes Subdivision, under Petition #FP-18-11-09.
Quasi-Judicial
3. PP-16-11-07, Loveland
Community Development
Approve a two-year extension of the Preliminary Plat approval for Sevilla Homes, LLC, for a subdivision to be named Loveland Residential Subdivision, under Petition #PP-16-11-07.
Quasi-Judicial
4. SV-18-11-07, HHREI
Community Development
Approve Resolution granting a Street Vacation to Harbour Heights Real Estate, Inc., for an undeveloped portion of an unnamed alley running through the center of Block 31 of Harbour Heights Section 5 Subdivision, under Petition #SV-18-11-07.
Legislative

5. Local Amendment to the Sandhill DRI DO, Petition Number LADO-18-11-43

Community Development

Approve Resolution pursuant to Section J(1)(k) of the Sandhill Development of Regional Impact (DRI) Development Order (DO), Resolution Number 2018-051, and Section 380.06 (7)(a), F.S., amending the Sandhill DRI DO by 1) using the approved equivalency matrix to exchange 13,446 square feet of approved commercial development on Parcel 5-13 of Tract 5 of the Sandhill DRI for 83 hotel rooms, which property contains a total of 7.11± acres and is located southeast of Kings Highway, northwest of Sandhill Boulevard, and northeast of I-75; 2) revising Exhibit B, Map H Note #1 and Map H, Exhibit #2 Notes; and 3) amending item (k) under Section(J)(1) to reflect the recent amendments to Chapter 380.06, Florida Statutes; Commission District I; Petition No. LADO-18-11-43; Applicant: Kings Holdings, 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