

BOARD OF COUNTY COMMISSIONERS

JUNE 28, 2022

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

The following members were present: Chair Truex, Commissioner Constance, Commissioner Deutsch, Commissioner Doherty, and Commissioner Tiseo. Also in attendance were: County Administrator Flores, County Attorney Knowlton, and Minutes Clerk Welsh. The following members were absent: None.

The Meeting was called to order at 9:00 am

The Invocation was given by **Commissioner Deutsch**, followed by the Pledge of Allegiance.

Changes to the Agenda

Addition #1: Awards & Presentations Commissioner Stephen R. Deutsch to accept donation from Jeff and Debra Anlauf.

Requested by: Commission Office

Addition #2: R-4 Discussion and direction on draft letter to the Public Service Commission in support of septic to sewer project proposed by Environmental Utilities.

Requested by: County Attorney

Change #1: E-2 Updated Wording: Approve rescheduling the Sanitation Municipal Services Benefit Unit (MSBU) public hearing set for June 28, 2022, to July 26, 2022, at 10:00am., or soon thereafter as may be heard, in Room 119 at 18500 Murdock Circle, Port Charlotte, Florida, to consider a Resolution to impose sanitation MSBU assessments for first time assessed properties located in the Charlotte County Sanitation Unit. ~~Gulf Cove Street and Drainage Unit and South Punta Gorda Heights East Street and Drainage Unit.~~

Requested by: County Attorney

Change #2: J-1 Updated Wording: Approve a naming request for the Medical Examiner's Building: "The Riazul H. Imami Medical Examiner's Office."

Requested by: Facilities

Change #3: Reports Received & Filed Added attachment – COVID-19 Update Presentation.

Requested by: County Administration

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

MOTION CARRIED 5:0.

Proclamations - Commissioner Stephen R. Deutsch

COMMISSIONER DOHERTY MOVED TO APPROVE THE PROCLAMATIONS, SECONDED BY COMMISSIONER CONSTANCE

MOTION CARRIED 5:0.

Independence Day

Commissioner Deutsch accepted the Proclamation.

Park & Recreation Month – July

Mike Norton, Recreation Supervisor and William Dryburgh, Parks and Recreation Advisory Board Chairman accepted the Proclamation.

Employee Recognition

Employee of the Month - May 2022

Mike Norton
Community Services

Tommy Scott, Community Services Director highlighted Mr. Norton's career, qualifications, values, service, and presented the Award.

Award Presentations

(Addition #1) Check Presentation for the Veterans memorial at the William R. Gaines Jr. Veterans Memorial Park

Commissioner Stephen R. Deutsch to accept donation from Jeff and Debra Anlauf.

Commissioner Deutsch mentioned community service and support, donations, William R. Gaines Jr. Veterans Memorial Park, and accepted the Award.

PUBLIC INPUT - AGENDA ITEMS ONLY

Richard Van Acker, Property Owners Association (POA) of Gulf Cove, Inc. President and Gulf Cove Street and Drainage Unit Municipal Service Benefit Unit (MSBU) Vice Chair spoke in support of Impact Fees.

Richard Russell spoke in support of Impact Fees.

Bruce Baxter spoke in support of Cultural Center Update.

Christina Andrews remarked on Cultural Center Update.

Louise Hall discussed Cultural Center Update.

Tim Ritchie spoke in support of Impact Fees.

Gary Skillicorn, Charlotte County Computer Group member spoke in support of Cultural Center Update.

COMMITTEE VACANCIES

The committee vacancy list below is for informational purposes only. It is not part of the County Commission agenda upon which action is to be taken, and therefore not a topic on which public input is allowed at the beginning of this meeting.

Tourist Development Council is seeking one volunteer who is involved in the tourist industry (i.e., restaurant, attraction, etc.) and has demonstrated an interest in tourist development but who is not an owner/operator of a hotel/motel/RV park or other tourist accommodation. The volunteer shall either be an elector of Charlotte County or shall reside in a county adjacent to Charlotte County and own a business related to tourism in Charlotte County, have demonstrated an interest in tourist development within Charlotte County and have paid the business tax in Charlotte County. Volunteer will fill a four-year unexpired term which ends on December 12, 2025. To obtain an application, please contact Nina Stamoulis at 941-743-1300 or via email at Janina.Stamoulis@CharlotteCountyFL.gov.

The Beaches and Shores Advisory Committee is seeking a volunteer to fill the unexpired term of the District 1 Representative. The applicant must be a resident of Charlotte County and reside within the boundaries of District 1. The term will be effective immediately upon approval and expire on November 30, 2024. To obtain an application, send an email to Assistant@CharlotteCountyFL.gov. This position will remain open until filled.

The Parks and Recreation Advisory Committee is seeking a volunteer to fill the unexpired term of the District 1 Representative. The applicant must be a resident of Charlotte County and reside within the boundaries of District 1. The term will be effective immediately upon approval and expire on November 30, 2024. To obtain an application, send an email to Assistant@CharlotteCountyFL.gov. This position will remain open until filled.

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, Florida 33950; call 941-575-3600 or e-mail MSBU-TU@CharlotteCountyFL.gov.

- **Alligator Creek Waterway Unit** is seeking one member to fill a vacant unexpired term through October 31, 2025.
- **Boca Grande Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2024.
- **Buena Vista Waterway Unit** is seeking one member to fill a vacant unexpired term through October 31, 2025.
- **Don Pedro Knight Island Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2024.
- **Greater Port Charlotte Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **Grove City Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2025.

- **Gulf Cove Waterway Unit** is seeking one member to fill a vacant unexpired term through October 31, 2025.
- **Harbour Heights Street & Drainage Unit** is seeking one member to fill vacant unexpired terms through October 31, 2023.
- **Harbour Heights Waterway Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **Mid-Charlotte Stormwater Unit** is seeking one member to fill a vacant unexpired term through October 31, 2024.
- **Placida Area Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2025.
- **Rotonda Heights Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2024.
- **Rotonda Lakes Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2025.
- **Rotonda Sands Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2025.
- **South Charlotte Stormwater Unit** is seeking one member to fill a vacant unexpired term through October 31, 2025.
- **South Gulf Cove Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2024.
- **Suncoast Waterway Unit** is seeking five members to fill vacant unexpired terms through October 31, 2023, October 31, 2024, and October 31, 2025.
- **West Charlotte Stormwater** is seeking two members to fill vacant unexpired terms through October 31, 2023, and October 31, 2024.

REPORTS RECEIVED AND FILED

COVID-19 Response Update

(Change #3) Added attachment – COVID-19 Update Presentation.

CONSENT AGENDA

Chair Truex commented on 20-487, Cancel, Reinforced Concrete Culvert Pipe Annual, and 22-518, Award, Concrete Pipe. **Commissioner Constance** noted Charlotte County Legal Aid Society Self Help Center, Charlotte County Clerk of the Circuit Court and County Comptroller Roger D. Eaton, and program. **Commissioner Tiseo** spoke to Charlotte County Legal Aid Society Self Help Center, Charlotte County Clerk of the Circuit Court and County Comptroller Roger D. Eaton, and legal aid.

Kim Corbett, Purchasing Senior Division Manager responded to 20-487, Cancel, Reinforced Concrete Culvert Pipe Annual, and 22-518, Award, Concrete Pipe.

COMMISSIONER CONSTANCE MOVED TO APPROVE THE CONSENT AGENDA, SECONDED BY COMMISSIONER DOHERTY

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 9, 2022 BCC Pre-Agenda

Budgeted Action: No action needed.

Board of County Commissioners

C. Commission Office

1. Appointment- Harbour Heights Waterway Advisory Board

Recommended Action: Approve the appointment of Patrick Bautz to fill the unexpired term of Perrin Peterson on the Harbour Heights Waterway Advisory Board. This appointment will be effective immediately and will expire on October 31, 2023.

Budgeted Action: No action needed.

2. Appointment- Alligator Creek Waterway Advisory Board

Recommended Action: Approve the appointment of Thomas Gramza to fill the unexpired term of Howard Brooks as well as an additional new three-year term on the Alligator Creek Waterway Advisory Board. This appointment will be effective immediately and will expire on October 31, 2025.

Budgeted Action: No action needed.

3. Appointment- Grove City Street & Drainage Advisory Board

Recommended Action: Approve the appointment of Tom O'Keefe to fill the unexpired term of Patricia Samuels as well as an additional new three-year term on the Grove City Street & Drainage Advisory Board. This appointment will be effective immediately and will expire on October 31, 2025.

Budgeted Action: No action needed.

4. Re-Appointment- Construction Industry Licensing Board

Recommended Action: Re-Appointment Ranel Castro to the Construction Industry Licensing Board representing the licensed mechanical category. Length of term is four years expiring on June 26, 2026.

Budgeted Action: No action needed.

D. County Administration

1. BCC Schedule Change

Recommended Action: Approve the following changes to the BCC Schedule: a) Cancel the MSBU Public Hearing scheduled for July 27, 2022 at 5:01 p.m.; and b) Cancel the MSBU Public Hearing scheduled for July 28, 2022 at 5:01 p.m.

Budgeted Action: No action needed.

E. County Attorney

1. Richard D. Lake v. Charlotte County

Recommended Action: a) Approve the Settlement Agreement and Purchase and Sale Agreements between Charlotte County and Richard D. Lake, in the lawsuit captioned Richard D. Lake, as Trustee of the Richard D. Lake Revocable Living Trust Dated August 24, 2011 v. Charlotte County, Case No. 2:20-cv-00809-JLB-NPM, in the United States District Court, Middle District of Florida; and b) Authorize the Chairman to execute the Settlement Agreement and any related documents necessary to effectuate the settlement; and c) Approve Resolution to authorize the County Administrator and County Real Estate Services Manager to execute documents necessary to close the purchase of property from Lake. **AGR 2022-059 / RES 2022-072**

Budgeted Action: No action needed. Budget for this item comes from the Self Insurance Fund – Self Insurance budget as approved in the FY2022 budget process.

2. Reschedule Sanitation MSBU First Time Assessed Public Hearing

(Change #1) Updated Wording: Approve rescheduling the Sanitation Municipal Services Benefit Unit (MSBU) public hearing set for June 28, 2022, to July 26, 2022, at 10:00am., or soon thereafter as may be heard, in Room 119 at 18500 Murdock Circle, Port Charlotte, Florida, to consider a Resolution to impose sanitation MSBU assessments for first time assessed properties located in the Charlotte County Sanitation Unit. ~~Gulf Cove Street and Drainage Unit and South Punta Gorda Heights East Street and Drainage Unit.~~

Recommended Action: Approve rescheduling the Sanitation Municipal Services Benefit Unit (MSBU) public hearing set for June 28, 2022, to July 26, 2022, at 10:00am., or soon thereafter as may be heard, in Room 119 at 18500 Murdock Circle, Port Charlotte, Florida, to consider a Resolution to impose sanitation MSBU assessments for first time assessed properties located in the Charlotte County Sanitation Unit, Gulf Cove Street and Drainage Unit and South Punta Gorda Heights East Street and Drainage Unit.

Budgeted Action: No action needed.

F. Budget and Administrative Services

Fiscal Services

Information Technology

Purchasing

1. 22-396, Award, San Domingo Boulevard Multi-Use Pathway (Public Works)

Recommended Action: Approve award of Request for Bid #22-396, San Domingo Boulevard Multi-Use Pathway, to V & H Construction, Inc. of Fort Myers, Florida for the total project amount of \$828,305.10. This is for the services of a Contractor to furnish all materials, labor, equipment, and all other appurtenances required to successfully construct a 10-foot concrete pathway along the East side of San Domingo Boulevard from Calumet Boulevard to Calumet Boulevard.

Budgeted Action: No action needed. Budgeted in the Capital Improvements Project "South Gulf Cove Multi-Use Pathway" as approved in the FY22 budget process. Funding is provided by South Gulf Cove Street and Drainage MSBU Assessments.

2. 22-261, Approve, Ranking, Engineering Services-West Port Water Reclamation Facility Expansion (Utilities)

Recommended Action: a) Approve ranking of firms for Request for Proposal 22-261 Engineering Services-West Port Water Reclamation Facility Expansion: 1st - HDR Engineering, Inc.; 2nd - Stantec Consulting Services, 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 engineering services for an expansion to the West Port Water Reclamation Facility (WRF) with Charlotte County Utilities Department (CCUD).

Budgeted Action: No action needed. Budgeted in CIP project "West Port WRF Expansion 1.2 to 3MGD" as adopted in the FY22 budget process. Funding will be supplied from the Wastewater Connection Fee fund.

3. 22-298, Approve Ranking, Sidewalk and Decorative Lighting - North Beach Road (Public Works)

Recommended Action: a) Approve the ranking of Request for Proposals #22-298, Sidewalk and Decorative Lighting - North Beach Road: 1st Johnson Engineering, Inc. of Fort Myers, FL; and 2nd Weiler Engineering Corporation of Punta Gorda, FL; and b) Approve the start of negotiations; and c) Authorize the Chairman to sign the Contract after completion of negotiations. This is for the sidewalk and decorative lighting at North Beach Road.

Budgeted Action: No action needed. Budgeted in the Capital Improvements Project “Manasota Key Community Plan” as approved in the FY22 budget process. Funding is supplied by Manasota Key Street and Drainage MSTU, ad valorem.

4. 22-349, Award, Construction Inspection Services (Utilities)

Recommended Action: Approve award of Request for Letters of Interest (RLI) File #22-349, Construction Inspection Services, to Grady Minor of Bonita Springs, FL at the unit prices negotiated for a not to exceed cost of \$195,000.

Budgeted Action: No action needed. Budget for this item comes from savings in various account lines budgeted in the Utilities Operations and Maintenance Fund - Engineering budget as approved in the FY2022 budget process. Funding for this expenditure comes from rate revenues.

5. 20-487, Cancel, Reinforced Concrete Culvert Pipe Annual, and 22-518, Award, Concrete Pipe (Public Works)

Recommended Action: a) Cancel, Bid # 20-487, Reinforced Concrete Culvert Pipe - Annual with Rinker Materials, of Fort Myers, Florida; and b) Approve the “piggyback” contract for Concrete Pipe, at the attached unit prices, from Brevard County Contract #B-6-21-92, for File #22-518, Concrete Pipe, of which was awarded to Rinker Materials, of Miami, Florida.

Budgeted Action: No action needed.

Real Estate Services

Risk Management

Transit

G. Community Development

H. Community Services

I. Economic Development

J. Facilities Construction and Maintenance

1. Medical Examiner’s Building Renaming

(Change #2) Updated Wording: Approve a naming request for the Medical Examiner’s Building: “The Riazul H. Imami Medical Examiner’s Office.”

Recommended Action: Approve a naming request for the Medical Examiner’s Building.

Budgeted Action: No action needed.

K. Human Resources

L. Human Services

1. Monthly Housing Division Report - May 2022

Recommended Action: Approve the monthly Housing division report for May 2022.

Budgeted Action: No action needed.

M. Public Safety

N. Public Works

O. Tourism Development

P. Utilities

Q. Other Agencies

1. Charlotte County Legal Aid Society Self Help Center

Recommended Action: a) Approve the Charlotte County Legal Aid Society Self Help Center for legal aid; and b) Approve Resolution and Budget Adjustment BA22-158 in the amount of \$30,957 to the Charlotte County legal Aid Fund. **RES 2022-073**

Budgeted Action: Approve Budget Adjustment BA22-158 in the amount of \$30,957 to the Charlotte County legal Aid Fund - Legal Aid Budget. Funding for this expenditure comes from ad valorem.

REGULAR AGENDA

R. Regular Agenda

1. William R. Gaines Kayak Launch

Facilities

Discussion and direction relating to the William R. Gaines Kayak Launch.

Travis Perdue, Facilities Construction and Maintenance Director gave a brief overview of Construction Estimate and Proposed Site Layout.

Chair Truex mentioned land acquisition, project, and funding. **Commissioner Constance** discussed Americans with Disabilities Act (ADA) accessibility, design, data, funding, costs, and Impact Fees. **Commissioner Deutsch** commented on Agreement, community support and value, Paddle for Heroes, funding sources, cost estimates, ADA accessibility and compliance, ground preparation, Senator Rick Scott, inflation, partnerships, and Impact Fees. **Commissioner Doherty** noted funding sources, Construction Estimate, ADA, tower, and design. **Commissioner Tiseo** spoke to funding sources, Impact Fees, infrastructure, construction costs, public private partnership, William R. Gaines Jr. Veterans Memorial Park and Veterans Memorial Fund, land acquisition, kayak launch, and tax payers.

County Administrator Flores replied to Construction Estimate and funding source.

COMMISSIONER DEUTSCH MOVED TO APPROVE MOVING FORWARD WITH THE WILLIAM R. GAINES KAYAK LAUNCH, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

2. Cultural Center Update

County Administration

Update on Cultural Center.

Assistant County Administrator Claire Jubb highlighted Cultural Center Update, responded to historical designation process, July 19, 2022 Workshop, community needs, and programming.

Ashley Maher, Charlotte Community Foundation Executive Director gave a brief overview of Cultural Center Update.

Chair Truex mentioned design, footprint, standards, community service, integration, accommodations, structure, and demolition. **Commissioner Constance** discussed Charlotte Community Foundation, community support and efforts, charrettes, process, historical designation, funding, and Capital Improvements Projects (CIP). **Commissioner Deutsch** commented on contract, community events and impacts, Charlotte Community Foundation, process, and challenges. **Commissioner Doherty** noted Port Charlotte University, General Development Corporation (GDC), structure, and cost. **Commissioner Tiseo** spoke to demolition, footprint, foundation, charrettes, programming, standards, historical designation, Impact Fees, project, code, and funding.

Gordon Burger, Budget and Administrative Services Director interjected on CIP, projects, and cost.

3. Impact Fees

Community Development

a) Discussion and Direction on Impact Fees; and b) Set a Public Hearing for July 12, 2022, at 10 a.m. or as soon thereafter as may be heard, to take place in Room 119, Commission Chambers located at 18500 Murdock Circle, Port Charlotte, Florida, 33948 on June 28, 2022, to hear changes to the Impact Fee Ordinance.

Assistant County Administrator Jubb gave a brief overview of Action items, From June 14th Meeting, What is Functional Population, Where is the data sourced from, 2020 Data - Residential Units, 2020 Data - New Residential Permits, Functional Population - Residential, Service Units, Parks - Equivalent Dwelling Unit, Library - Equivalent Dwelling Unit, Fire - Functional Population, Law - Functional Population, Public Buildings - Functional Population, Current Fee Schedule, 100% Fee Schedule, Comparison of Impact Fees, and Comparable fees.

Chair Truex mentioned Public Hearing, process, categories, transparency, and transportation fees. **Commissioner Doherty** discussed What is Functional Population, 2021 Technical Study, Duncan Associates, trends, explosive growth, June 14, 2022 presentation, uses, MSBU, Lee and Sarasota Counties, Capital Projects and General Fund, and balance. **Commissioner Tiseo** commented on building industry, growth, infrastructure, Florida Statute

163.31801, Impact Fee Act, Charlotte Home, waivers, affordable housing, May 10, 2022 and June 14, 2022 Workshop presentations, and Comparable fees.

COMMISSIONER DOHERTY MOVED TO SET A PUBLIC HEARING FOR JULY 12, 2022, AT 10 A.M. OR AS SOON THEREAFTER AS MAY BE HEARD, TO TAKE PLACE IN ROOM 119, COMMISSION CHAMBERS LOCATED AT 18500 MURDOCK CIRCLE, PORT CHARLOTTE, FLORIDA, 33948 ON JUNE 28, 2022, TO HEAR CHANGES TO THE IMPACT FEE ORDINANCE, WITH ALL CATEGORIES GOING TO THE PUBLIC HEARING AT 100 PERCENT, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

(Addition #2) 4. Public Service Commission Support Letter

County Attorney

Discussion and direction on draft letter to the Public Service Commission in support of septic to sewer project proposed by Environmental Utilities.

County Attorney Knowlton highlighted Public Service Commission Support Letter, interjected on 2021 support letter, attachment reference, and language.

Chair Truex noted 2021 support letter and reference. Commissioner Constance spoke to attachment reference and 2021 support letter. Commissioner Tiseo mentioned 2021 support letter, language, cost, attachment, Comprehensive Plan, Utilities, and revisions.

COMMISSIONER DOHERTY MOVED TO APPROVE LETTER TO THE PUBLIC SERVICE COMMISSION IN SUPPORT OF SEPTIC TO SEWER PROJECT PROPOSED BY ENVIRONMENTAL UTILITIES WITH RECOMMENDED EDITS, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0

PUBLIC HEARING AGENDA

S. 10:00 A.M. Public Hearing

1. Amending the Territory of the South Punta Gorda Heights East Street & Drainage MSBU

Public Works

Conduct a public hearing to consider an Ordinance to amend the territory of the South Punta Gorda Heights East Street and Drainage Municipal Services Benefit Unit (MSBU). **ORD 2022-027**

John Elias, Public Works Director highlighted Amending the Territory of the South Punta Gorda Heights East Street and Drainage MSBU and replied to annual reviews.

Public Input

COMMISSIONER CONSTANCE MOVED TO CLOSE PUBLIC INPUT, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

Commissioner Constance discussed assessments, parcel, maps, and annual reviews. **Commissioner Tiseo** commented on parcel, assessments, and equivalent residential units (ERU).

County Attorney Knowlton responded to annual reviews.

COMMISSIONER DOHERTY MOVED TO APPROVE ORDINANCE 2022-027 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, AMENDING SECTION 4-6-342 OF THE CODE OF LAWS AND ORDINANCES OF CHARLOTTE COUNTY, FLORIDA; AMENDING THE TERRITORY OF THE SOUTH PUNTA GORDA HEIGHTS EAST STREET AND DRAINAGE UNIT BY ADDING CERTAIN PROPERTY TO THE MUNICIPAL SERVICE BENEFIT UNIT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE, SECONDED BY COMMISSIONER CONSTANCE

MOTION CARRIED 5:0

2. MSBU First Time Assessed Public Hearings

Budget & Admin Services

Conduct two separate public hearings to consider resolutions to adopt final assessments for first time assessed properties and amend the assessment rolls for: a) Gulf Cove Street and Drainage Unit Municipal Service Benefit Unit (MSBU) for FY22/23 (One (1) property with a total of one (1) unit); and b) South Punta Gorda Heights East Street and Drainage Unit Municipal Service Benefit Unit (MSBU) for FY22/23 (One (1) property with a total of twenty and one half (20.5) units). **RES 2022-074 / RES 2022-075**

Mr. Burger highlighted MSBU First Time Assessed Public Hearings.

Chair Truex noted public hearings and motions. **Commissioner Constance** spoke to parcels, MSBU, assessment, public hearings, agenda items, and motion. **Commissioner Tiseo** mentioned agenda items.

Public Input

COMMISSIONER CONSTANCE MOVED TO CLOSE PUBLIC INPUT, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

COMMISSIONER CONSTANCE MOVED TO APPROVE RESOLUTION 2022-074 ADOPTING THE FINAL MAINTENANCE ASSESSMENT FOR FIRST TIME ASSESSED PROPERTIES AND AN AMENDED ASSESSMENT ROLL FOR THE GULF COVE STREET AND DRAINAGE UNIT, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

Assistant County Attorney Pooja Patel discussed public hearings.

County Attorney Knowlton interjected on public hearings and motion.

Public Input

COMMISSIONER CONSTANCE MOVED TO CLOSE PUBLIC INPUT, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

COMMISSIONER CONSTANCE MOVED TO APPROVE RESOLUTION 2022-075 ADOPTING THE FINAL MAINTENANCE ASSESSMENT FOR FIRST TIME ASSESSED PROPERTIES AND AN AMENDED ASSESSMENT ROLL FOR THE SOUTH PUNTA GORDA HEIGHTS EAST STREET AND DRAINAGE UNIT, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

3. Amending the Territory of the Cook & Brown Street MSBU

Public Works

Conduct a public hearing to consider an ordinance to amend the territory of the Cook & Brown Street Municipal Services Benefit Unit (MSBU). **ORD 2022-028**

Mr. Elias highlighted Amending the Territory of Cook & Brown Street MSBU.

Commissioner Tiseo commented on location and funding.

Public Input

COMMISSIONER CONSTANCE MOVED TO CLOSE PUBLIC INPUT, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

COMMISSIONER CONSTANCE MOVED TO APPROVE ORDINANCE 2022-028 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, AMENDING SECTIONS 4-6-186 AND 4-6-187 OF THE CODE OF LAWS AND ORDINANCES OF CHARLOTTE COUNTY, FLORIDA; AMENDING THE TERRITORY OF THE COOK AND BROWN STREET UNIT BY REMOVING CERTAIN PROPERTIES FROM THE MUNICIPAL SERVICE BENEFIT UNIT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

4. Prohibit Parking on U.S. 41 Access Road from Chamberlain Boulevard to the Bayshore Waterway, Chamberlain Boulevard from U.S. 41 Access Road to Bamboo Drive, and Indian Trail Drive from Taylor Road to Springwater Boulevard

Public Works

Conduct a public hearing to consider approving an ordinance to prohibit parking on U.S. 41 Access Road from Chamberlain Boulevard to the Bayshore Waterway, Chamberlain Boulevard from U.S. 41 Access Road to Bamboo Drive, and Indian Trail Drive from Taylor Road to Springwater Boulevard. **ORD 2022-029**

Mr. Elias highlighted Prohibit Parking on U.S. 41 Access Road from Chamberlain Boulevard to the Bayshore Waterway, Chamberlain Boulevard from U.S. 41 Access Road to Bamboo Drive, and Indian Trail Drive from Taylor Road to Springwater Boulevard.

Public Input

COMMISSIONER CONSTANCE MOVED TO CLOSE PUBLIC INPUT, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

COMMISSIONER DOHERTY MOVED TO APPROVE ORDINANCE 2022-029 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA; AMENDING SECTION 2-4-79 OF THE CODE OF LAWS AND ORDINANCES OF CHARLOTTE COUNTY, FLORIDA, TO PROHIBIT PARKING OF VEHICLES ALONG PORTIONS OF U.S. 41 ACCESS ROAD, CHAMBERLAIN BOULEVARD, AND INDIAN TRAIL DRIVE IN CHARLOTTE COUNTY, FLORIDA; PROVIDING FOR PENALTIES FOR VIOLATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE, SECONDED BY COMMISSIONER CONSTANCE

MOTION CARRIED 5:0.

5. Speed Limit Ordinance Change on a Segment of Foresman Boulevard and Holton Terrace from David Boulevard to Gillot Boulevard

Public Works

Conduct a public hearing to consider approving a Speed Limit Change on a segment of Foresman Boulevard and Holton Terrace from David Boulevard to Gillot Boulevard. **ORD 2022-030**

Mr. Elias highlighted Speed Limit Ordinance Change on a Segment of Foresman Boulevard and Holton Terrace from David Boulevard to Gillot Boulevard.

Commissioner Tiseo noted House Bill (HB) 41 Sidewalks, bus stop, Charlotte County School Board, and Code.

Public Input

Richard Van Acker, POA of Gulf Cove, Inc. President and Gulf Cove Street and Drainage Unit MSBU Vice-Chair spoke in support of Speed Limit Ordinance Change on a Segment of Foresman Boulevard and Holton Terrace from David Boulevard to Gillot Boulevard, remarked on petitions, and residents.

George Pierce spoke in support of Speed Limit Ordinance Change on a Segment of Foresman Boulevard and Holton Terrace from David Boulevard to Gillot Boulevard, commented on petition, public safety, traffic, Charlotte County Sheriff's Office (CCSO), and enforcement.

Dave McReynolds spoke in support of Speed Limit Ordinance Change on a Segment of Foresman Boulevard and Holton Terrace from David Boulevard to Gillot Boulevard, mentioned bus stop, public safety, and speeding.

Dave Missoff spoke in support of Speed Limit Ordinance Change on a Segment of Foresman Boulevard and Holton Terrace from David Boulevard to Gillot Boulevard, discussed traffic, CCSO, enforcement, and traffic study.

COMMISSIONER CONSTANCE MOVED TO CLOSE PUBLIC INPUT, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

COMMISSIONER CONSTANCE MOVED TO APPROVE ORDINANCE 2022-030 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA; PURSUANT TO SECTION 2-4-41, OF THE CODE OF LAWS AND ORDINANCES OF CHARLOTTE COUNTY, FLORIDA; AMENDING THE SPEED LIMITS ON CERTAIN PORTIONS OF FORESMAN BOULEVARD AND HOLTON TERRACE IN CHARLOTTE COUNTY, FLORIDA; PROVIDING FOR PENALTIES FOR VIOLATION; PROVIDING THAT THE SPEED LIMIT IS NOT AFFECTED BY NAME OR ROAD DESIGNATION CHANGE; PROVIDING FOR CONFLICT WITH OTHER ORDINANCES; PROVIDING FOR INCORPORATION OF EXHIBITS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

6. No Through Trucks Over 6 Wheels Ordinance on a Segment of Foresman Boulevard and Holton Terrace from David Boulevard to Gillot Boulevard

Public Works

Conduct a public hearing to consider approving an Ordinance to add "No Through Trucks Over 6 Wheels" on a segment of Foresman Boulevard and Holton Terrace from David Boulevard to Gillot Boulevard. **ORD 2022-031**

Mr. Elias highlighted No Through Trucks Over 6 Wheels Ordinance on a Segment of Foresman Boulevard and Holton Terrace from David Boulevard to Gillot Boulevard.

Public Input

Richard Van Acker, Gulf Cove Street and Drainage Unit MSBU Vice-Chair spoke in support of No Through Trucks Over 6 Wheels Ordinance on a Segment of Foresman Boulevard and Holton Terrace from David Boulevard to Gillot Boulevard, commented on CCSO, traffic, enforcement, and assessments.

Dave Missoff spoke in support of No Through Trucks Over 6 Wheels Ordinance on a Segment of Foresman Boulevard and Holton Terrace from David Boulevard to Gillot Boulevard and remarked on public safety.

Tim Ritchie spoke in support of No Through Trucks Over 6 Wheels Ordinance on a Segment of Foresman Boulevard and Holton Terrace from David Boulevard to Gillot Boulevard, noted traffic, CCSO, and growth.

George Pierce spoke in support of No Through Trucks Over 6 Wheels Ordinance on a Segment of Foresman Boulevard and Holton Terrace from David Boulevard to Gillot Boulevard.

COMMISSIONER CONSTANCE MOVED TO CLOSE PUBLIC INPUT, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

COMMISSIONER TISEO MOVED TO APPROVE ORDINANCE 2022-031 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA; AMENDING ARTICLE II, CHAPTER 2-4, OF THE CODE OF LAWS AND ORDINANCES OF CHARLOTTE COUNTY, FLORIDA; AMENDING SECTION 2-4-24 TO PROVIDE FOR THE PROHIBITION OF VEHICLES OVER SIX WHEELS ON FORESMAN BOULEVARD AND HOLTON TERRACE FROM DAVID BOULEVARD TO GILLOT BOULEVARD IN CHARLOTTE COUNTY, FLORIDA; PROVIDING FOR PENALTIES FOR VIOLATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION AND PROVIDING FOR AN EFFECTIVE DATE, SECONDED BY COMMISSIONER CONSTANCE

MOTION CARRIED 5:0.

PRESENTATION AGENDA

T. 10:00 A.M. Presentations

PUBLIC INPUT - ANY SUBJECT

Tim Ritchie discussed Regional Phosphate Mining Sites in the Horse Creek Watershed Area handout, Mosaic beneficiation plant, acidic radioactive wastewater, and Peace River.

Carolyn Chamberlain mentioned 4488 Harbor Boulevard, Harbor Home Builders, code violation, public safety, and hazards.

Richard Russell remarked on Harbor Boulevard, public safety, accommodations, Supreme Court, elected officials, Port Charlotte Beach Complex, parking, access points, and renovations.

Robert Elie, Elie Electric Services commented on Longshoreman Insurance (USL&H), enforcement, contractors, risk, cost, requirement, employees, permits, qualifications, and workers compensation.

Richard Van Acker, Gulf Cove Street and Drainage Unit MSBU Vice-Chair noted sidewalk and community plan, Foresman Boulevard, funding, Florida trail, and Community Liaison Kimberly Kelley.

AA. County Administrator Comments - None

BB. County Attorney Comments

County Attorney Knowlton spoke to North Charlotte Waterworks, Inc., Central States Water Resources, MSBU reappointment process, and revised forms.

CC. Economic Development Director Comments - None


DD. County Commissioner Comments


Chair Truex discussed marine contractors, surrounding counties, board support letter, trespassing, property destruction, sidewalk closure, bicycle lane, public safety, liability, and solutions. **Commissioner Constance** mentioned USL&H, enforcement, marine contractors, health, welfare, safety, housing crisis, SharePoint Health Chief Executive Officer (CEO) Andy Romine, master leases, Affordable Housing Advisory Committee (AHAC),

community outreach, CCSO, Florida Association of Counties (FAC), National Association of Counties (NACo), board support letter, infrastructure, and opportunities. **Commissioner Deutsch** commented on USL&H, requirements, enforcement, licensing, verification, insurance, Economic Development Director Dave Gammon, community outreach, healthcare and law enforcement industries, vested property rights, Declaration of Independence, Harbor Boulevard, public safety, construction site, permits, limitations, and Independence Day events. **Commissioner Doherty** noted Phil Flood, South Florida Water Management District (SFWMD), C-43 Reservoir, Caloosahatchee River, and estuary. **Commissioner Tiseo** spoke to statutory requirements, prohibition, USL&H, surrounding counties, Ordinance, AHAC, CCSO, assistance programs, resources, American Rescue Plan Act (ARPA) funding, growth, limitations, property and vested rights, eminent domain, construction, platted lots, rezoning and planned development applications, permits, Impact Fees, Grants, traffic, CIP, Port Charlotte Beach Complex, GDC, public access and amenities, community needs, and opportunities.

Assistant County Administrator Jubb replied to USL&H, statutory requirements, roundtable discussion, Charlotte Desoto Building Industry Association (CDBIA), navigable waters, marine contractors, licensing, and general liability and workers compensation insurance verification.

ADJOURNED: 11:52 am



William G. Tiseo, Chair *
DATE ADOPTED:  

ATTEST:

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

By: 

Deputy Clerk