

**BOARD OF COUNTY COMMISSIONERS**

**NOVEMBER 8, 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 (via teleconference), Vice Chair Constance, Commissioner Deutsch, Commissioner Doherty, and Commissioner Tiseo (departed at 11:51 am). 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 **Vice Chair Constance**, followed by the Pledge of Allegiance.

**Changes to the Agenda**

**Change #1:** S-1 Added attachment – REVISED, Proposed Ordinance.

Requested by: Community Development

**Change #2:** S-2 Added attachment – Substantial Improvements.

Requested by: Community Development

**Change #3:** R-3 Added attachment – Presentation.

Requested by: Community Development

**Change #4:** Reports Received & Filed Added attachment – COVID Report.

Requested by: Administration

**Change #5:** S-1 Added attachment – Final Proposed Ordinance.

Requested by: Community Development

**Deletion #1:** F-5 Conveyance of Easements from Charlotte County to Florida Power & Light (FPL) for the FPL Storm Secure Underground Program.

Requested by: Budget & Admin Services

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

**MOTION CARRIED 5:0.**

**Proclamations - Commissioner Ken Doherty**

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

MOTION CARRIED 5:0.

**Global Entrepreneurship Week**

Patti Guerzo and Darlene Eckert of Florida Small Business Development Center and Ron Morgan of Complete Auto Repair accepted the Proclamation.

**Veterans Day**

Commissioner Deutsch accepted the Proclamation.

**Employee Recognition**

Years of Service – October

**5 Years:** Jeremy Frost, Utilities; Robert Pacovsky, Public Works; Edward Robinson, III, Community Development;  
**10 Years:** Heather Bacus, Human Resources; Will Soss, Utilities; **15 Years:** Beau Brown, Public Safety; Douglas Marker, Public Safety; **20 Years:** Pamela Bird, Community Services; and Michael Martindell, Utilities.

**Award Presentations**

**PUBLIC INPUT - AGENDA ITEMS ONLY**

Patrick Mostyn spoke to Higher Standards for Flood Maps.

Tim Ritchie spoke in support of Florida Fish and Wildlife Conservation Commission (FWC) Letter of Support.

**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.

**The Construction Industry Licensing Board** is seeking a volunteer to represent the general contractor category. Volunteer must be an active licensed general contractor and be a resident of Charlotte County for at least two years. Length of term is four years. To obtain an application, contact Diane Whidden at 941-743-1298 or via email at Assistant@CharlotteCountyFL.gov.

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.

- **Boca Grande Street & Drainage Unit** is seeking four members to fill positions with terms through October 31, 2024, and October 31, 2025.
- **Buena Vista Waterway Unit** is seeking one member to fill a position with a term through October 31, 2025.
- **Edgewater North Waterway Unit** is seeking two members to fill positions with terms through October 31, 2025.
- **Englewood East Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2024.
- **Gardens of Gulf Cove Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2025.
- **Greater Port Charlotte Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2023.
- **Gulf Cove Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2025.
- **Gulf Cove Waterway Unit** is seeking one member to fill a position with a term through October 31, 2025.
- **Harbour Heights Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2023, and October 31, 2025.
- **Harbour Heights Waterway Unit** is seeking one member to fill a position with a term through October 31, 2024.
- **Manchester Waterway Unit** is seeking one member to fill a position with a term through October 31, 2025.
- **Mid-Charlotte Stormwater Utility Unit** is seeking one member to fill a position with a term through October 31, 2024.
- **Northwest Port Charlotte Waterway Unit** is seeking one member to fill a position with a term through October 31, 2025.
- **Pirate Harbor Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2024.
- **Pirate Harbor Waterway Unit** is seeking two members to fill positions with terms through October 31, 2023, and October 31, 2025.
- **Placida Area Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2025.
- **Rotonda Heights Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2024.
- **Rotonda Lakes Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2025.

- **Rotonda Sands Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2025.
- **South Burnt Store Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2025.
- **South Gulf Cove Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2024.
- **Suncoast Waterway Unit** is seeking five members to fill positions with terms through October 31, 2023, October 31, 2024, and October 31, 2025.
- **West Charlotte Stormwater** is seeking two members to fill positions with terms through October 31, 2023, and October 31, 2025.

**MPO - Citizens' Advisory Committee (CAC)** is seeking one South County Representative; one At-Large Representative; and two Mid-County Representatives. These individuals must be a resident of Charlotte County to serve on the CAC. The CAC reviews and makes recommendations on transportation plans and projects that the MPO Board will consider.

**MPO - Bicycle/Pedestrian Advisory Committee (BPAC)** is seeking one South County Representative; one West County Representatives (applicant must live West of the Myakka River); and two Mid-County Representatives: These individuals must be a resident of Charlotte County to serve on the BPAC. The BPAC reviews and makes recommendations on transportation plans and projects that the MPO Board will consider.

**MPO - Charlotte County Transportation Disadvantaged Local Coordinating Board (LCB)** is seeking one volunteer representing the Economically Disadvantaged (rule: "A person who is recognized by the Florida Association for Community Action (President), representing the economically disadvantaged in the county."); and one "Disabled representative who is Disabled. The purpose of the LCB is to identify local service needs and to provide information, advice, and direction to the Community Transportation Coordination of service to be provided to the transportation disadvantaged.

The deadline for submitting an application is Friday, December 2, 2022. Please go online at [www.ccmmpo.com](http://www.ccmmpo.com) or contact the MPO for an application. The MPO mailing address is Charlotte County-Punta Gorda MPO, P.O. Box 494469, Port Charlotte, FL 33949. Fax: 941-883-3534 Email: [office@ccmmpo.com](mailto:office@ccmmpo.com). The MPO Board will elect the above positions at its Monday, December 15, 2022 Meeting.

#### REPORTS RECEIVED AND FILED

##### 1. COVID-19 Response Update

(Change #4) Added attachment – COVID Report.

#### CONSENT AGENDA

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

**MOTION CARRIED 5:0.**

**Clerk of the Circuit Court**

**A. Comptroller Division**

**1. Finance**

**Recommended Action:** Approve the Clerk's Finance Memorandum.

**Budgeted Action:** No action needed.

**B. Minutes Division**

**1. Minutes**

**Recommended Action:** Approve the following Minutes:

October 11, 2022 BCC Regular & Land Use Meeting

October 20, 2022 BCC Pre-Agenda

October 20, 2022 BCC Special Meeting

**Budgeted Action:** No action needed.

**Board of County Commissioners**

**C. Commission Office**

**1. Appointment - Pirate Harbor Waterway Unit Advisory Board**

**Recommended Action:** Approve the appointment of George W. Herl to the Pirate Harbor Waterway Unit. This will be a three-year term replacing Lynn McCulloch who has chosen not to seek reappointment. This appointment will be effective immediately and will expire on October 31, 2025.

**Budgeted Action:** No action needed.

**D. County Administration**

**1. Letter of Support - Florida Fish and Wildlife Conservation Commission (FWC)**

**Recommended Action:** Approve letter of support for Florida Fish and Wildlife Conservation Commission (FWC) who is requesting funding from National Oceanic and Atmospheric Administration (NOAA). The proposed project will implement a research plan to guide decisions on place-based recreational fishery conservation in Charlotte Harbor, Florida.

**Budgeted Action:** No action needed.

**E. County Attorney**

1. Set a Public Hearing to Consider a Resolution Electing to use the Uniform Method of Collecting Non-Ad Valorem Special Assessments

**Recommended Action:** Set a public hearing to be held on December 13, 2022 at 10 a.m., or soon thereafter as may be heard, in Room 119 at 18500 Murdock Circle, Port Charlotte, Florida, to consider adoption of a Resolution electing to use the Uniform Method of Collecting Non-Ad Valorem Special Assessments.

**Budgeted Action:** No action needed.

**F. Budget and Administrative Services**

Fiscal Services

Information Technology

Purchasing

1. 22-554, Award, Sod and Hydro Seeding - Annual Contract (Public Works)

**Recommended Action:** a) Approve award of Request for Bid #22-554, Sod and Hydro Seeding - Annual Contract as a multi-award by Group to: Ground Level Inc. of Bowling Green, Florida and Greenscape Innovations Inc. of Port Charlotte, Florida at the unit prices indicated on the bid tabulation; and b) Authorize the County Administrator to approve renewal options of up to two (2) additional one-year terms, at the same prices, terms and conditions, by mutual consent. This is an Annual Contract for the supply, delivery, and installation of sod and hydro seeding for various County departments.

**Budgeted Action:** No action needed. Budgeted in the Transportation Fund - Maintenance & Operations budget and budgeted in various MSBU budgets as approved in the FY2023 budget process. Funding for the expenditure comes from gas tax and special assessments.

2. 23-088, Award, Piggyback, Purchase of Waste Compactor (Public Works)

**Recommended Action:** a) Approve award of Piggyback purchase, File #23-088, for the purchase of TANA H555 ECO Landfill Waste Compactor, per the Florida Sheriff's Association Contract #FSA20-EQU18.0, and award to National Equipment Dealers, LLC of Tampa, Florida for the total purchase price of \$1,166,374; and b) Authorize Asset #36468, Bomag Waste Compactor to be sold at Auction.

**Budgeted Action:** No action needed. Budgeted in the Heavy Equipment Replacement plan approved in the FY23 budget process. Funding is supplied from Solid Waste Fees.

3. 23-087, Award, Purchase of John Deere Crawler Dozer (Public Works)

**Recommended Action:** Approve award of File #23-087, for the purchase of John Deere Crawler Dozer, per Florida Sheriff's Association Cooperative Purchasing Program Contract #FSA20-EQU18.0, and award to Dobbs Equipment, LLC of Riverview, Florida for the total purchase price of \$529,000.

**Budgeted Action:** No action needed. Budgeted in Capital Improvements Project "Additional Equipment and Replacement of Non Rolling Stock FY22/23" approved in the FY23 budget process. Funding is supplied from Solid Waste Fees.

4. Property Deletions for the Month of November, 2022 (Purchasing)

**Recommended Action:** Approve the deletion of additional property inventory items listed on the attached for the month of November 2022.

**Budgeted Action:** No action needed.

Real Estate Services

(Deletion #1) 5. Conveyance of Easements from Charlotte County to Florida Power & Light (FPL) for the FPL Storm Secure Underground Program

**Recommended Action:** Approve Resolution authorizing the Manager of Real Estate Services to execute easement documents to convey easements to Florida Power & Light (FPL) for the FPL Storm Secure Underground Program.

**Budgeted Action:** No action needed.

Risk Management

Transit

G. Community Development

H. Community Services

I. Economic Development

J. Facilities Construction and Maintenance

K. Human Resources

L. Human Services

M. Public Safety

N. Public Works

O. Tourism Development

P. Utilities

Q. Other Agencies

REGULAR AGENDA

## R. Regular Agenda

### 1. Hurricane Ian Update

#### County Administration

Update on Hurricane Ian.

Patrick Fuller, Emergency Management Director highlighted Tropical Storm Nicole, Executive Order 22-253, Governor Ron DeSantis, sustained winds, landfall point, National Weather Service (NWS), Tropical Storm Watch, effects, rainfall totals, tides, Placida, Charlotte Harbor, vulnerability, compromised homes, Hurricane Ian, Federal Emergency Management Agency (FEMA), travel trailers, Florida Department of Children and Families, Disaster Supplemental Nutrition Assistance Program (D-SNAP), Disaster Recovery Centers (DRC), locations, Ann & Chuck Dever Recreation Center, shelters, options, Human Services, Community Organizations Active in Disaster (COAD), Individual Assistance, process, Blue Roof, vendors, occupancy, permits, and resources.

John Elias, Public Works Director highlighted stop signs and street signs, contract, timeframe, Cityworks, criteria, reflectivity testing, traffic signals, Florida Department of Transportation (FDOT), timing elements, school zone flashers, Charlotte County School Board, Charlotte County Sheriff's Office (CCSO), City of Punta Gorda, Harborview Road, Meadow Park Elementary School, debris haulers, websites, process, data, Hurricane Charley, AshBritt, vegetative and construction and demolition (C&D) totals, productivity, sidewalks, bus stops, parks, zones, efficiency, Disaster Debris Management Sites (DDMS), support, Municipal Services Benefit Unit (MSBU) work programs, recovery, traffic, impacts, paving, and press statement.

Tommy Scott, Community Services Director gave a brief overview of Updates, Active Use Parks and Environmental Lands: Parks open, Parks open (with some closed amenities), Parks closed, Park amenities, Recreation Centers and Aquatic Facilities, and Library & History Services.

**Chair Truex** mentioned signs, procedures, process, contractors, and installation. **Vice Chair Constance** noted travel trailers, workforce, FEMA, School Board, homeless children, timeframe, infrastructure, assistance, eligibility, Small Business Administration (SBA) loans, applications, value, need, stop signs and street signs, infrastructure, power sources, traffic signals, alternatives, empty lots, logistics, waterway groups, data, debris hauler, cost, contract, and efficiency. **Commissioner Deutsch** commented on tides, Placida, and timeline. **Commissioner Doherty** discussed zones, data, dense population, loads, bus stops, debris haulers, Peachland Boulevard, public safety, and traffic control. **Commissioner Tiseo** commended staff efforts, spoke to assistance, Red Cross, shelters, Ann & Chuck Dever Recreation Center, needs, resources, AshBritt, efficiency, dump sites, contract, pickup timeframe, field conditions, process, feedback, Bachmann Tract, logistics, personal property, debris removal, FEMA, Florida Department of Emergency Management (FDEM), feedback, coordination, funding, timetable, Charlotte Ranchettes, Harold Avenue Recreation Center, standards, and expectations.

### 2. Charlotte HOME (Housing Opportunities Made Easier) Funding Recommendation - Verandas III

#### Human Services

a) Approve the Charlotte HOME Review Committee and Affordable Housing Advisory Committee (AHAC) recommendation for maximum Tier IV fee subsidy award of \$650,000 plus an additional repayable loan in the amount of \$1,463,525 (terms to be determined), for a total award in the amount of \$2,113,525 for The Verandas



of Punta Gorda III, LLLP; and b) Authorize staff to negotiate terms for a BOCC loan, satisfactory to both parties, and bring back to the Board for final approval.

Colleen Turner, Human Services Manager gave a brief overview of Development Summary, Current Financial Partners, Site Plan, Projected Timeline, Development Sources & Uses, Development Cost Escalation, Charlotte County Funding Request, Proposed Charlotte County Board of County Commissioners (BCC) Loan Term, and Additional Factors that Could Impact Loan.

**Chair Truex** mentioned negotiations, funding, lien position, adjustable rate, conditions, needs, repayment, and compounded interest. **Vice Chair Constance** noted Bank of America, interest rate, motion, funding source, Additional Factors that Could Impact Loan, collectability, language, and payments. **Commissioner Deutsch** commented on housing need, funding, tax payer dollars, Punta Gorda Housing Authority, lien position, Proposed Charlotte County BCC Loan Terms, Additional Factors that Could Impact Loan, and input. **Commissioner Doherty** discussed staff efforts, Charlotte County Funding Request, Additional Factors that Could Impact Loan, terms, and options. **Commissioner Tiseo** remarked on description, loan to value, lien positions, Bank of America, appraisal, funding source, equity, Current Financial Partners, Charlotte County Funding Request, Proposed Charlotte County BCC Loan Terms, interest rates, cash flow, principal payments, tax payers, and Hurricane Ian.

Brian Evjen, Norstar Affordable Housing Development Director responded to projected value, appraisal, rental revenues, collectability, lien positions, Additional Factors that Could Impact Loan, low income housing development, cash flow loan, interest and deferred payments, funding, award, primary mortgage, and Proposed Charlotte County BCC Loan Terms.

Gordon Burger, Budget and Administrative Services Director replied to American Rescue Plan Act (ARPA), revenue reimbursement, funding reallocation and sources, reserves, and affordable housing projects.

**COMMISSIONER DEUTSCH MOVED TO APPROVE POSTPONING THE ITEM, HAVE FISCAL AND LEGAL STAFF REVIEW THE DOCUMENTS, MEET WITH DEVELOPERS, AND THEN BRING BACK FOR CONSIDERATION**

**MOTION FAILED DUE TO LACK OF SECOND.**

**COMMISSIONER DOHERTY MOVED TO APPROVE THE CHARLOTTE HOME REVIEW COMMITTEE AND AFFORDABLE HOUSING ADVISORY COMMITTEE (AHAC) RECOMMENDATION FOR MAXIMUM TIER IV FEE SUBSIDY AWARD OF \$650,000 PLUS AN ADDITIONAL REPAYABLE LOAN IN THE AMOUNT OF \$1,463,525 (TERMS TO BE DETERMINED), FOR A TOTAL AWARD IN THE AMOUNT OF \$2,113,525 FOR THE VERANDAS OF PUNTA GORDA III, LLLP; AUTHORIZE STAFF TO NEGOTIATE TERMS FOR A BOCC LOAN, SATISFACTORY TO BOTH PARTIES, INCLUDING BOARD OF COUNTY COMMISSIONERS (BOCC) BEING IN SECOND LIEN POSITION, AND BRING BACK TO THE BOARD FOR FINAL APPROVAL, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 5:0.**

### 3. Higher Standards for Flood Maps

#### **Community Development**

**(Change #3)** Added attachment – Presentation.

a) Discussion and direction for creating higher standards for the Charlotte County flood maps. New flood maps are set to be effective on December 15, 2022; and b) Set a public hearing to be held on November 22, 2022 at 10 a.m., or soon thereafter as may be heard, in Room 119 at 18500 Murdock Circle, Port Charlotte, Florida.

Ben Bailey, Community Development Director gave a brief overview of New flood maps to become effective December 15, 2022, FEMA allows and encourages communities to craft floodplain regulations to address the unique needs of their community, Common strategies are, New Coastal A Zone, New datum change North Geodetic Vertical Datum of 1929 (NGVD29) vs North American Vertical Datum of 1988 (NAVD88), Preliminary Flood Map changes in elevation, Charlotte County FEMA Flood Zones (Preliminary): Placida 12'-1' = 11' NAVD, North Gasparilla Island 14'-1' = 13' NAVD, Little Gasparilla Island 13'-1' = 12' NAVD, Palm Island 15'-1' = 14' NAVD, Manasota Key 13'-1' = 12' NAVD, Rotonda 10'-1' = 9' NAVD, South Gulf Cove 8'-1' = 7' NAVD, South Burnt Store Area 10'-1' = 9' NAVD, Charlotte Harbor 13'-1' = 12' NAVD, Between 41/75 Bridges 9'-1' = 8' NAVD, Harbor Heights 9'-1' = 8' NAVD, Duncan Road (Rd) over Shell Creek 8'-1' = 7' NAVD, Summary, USGS high water marks: Northern and Southern Sanibel, Northern Fort (Ft) Myers Beach and Southern Ft Myers Beach, Fort Myers Beach, Sanibel Island, Manasota Key, Manasota Key Spot Elevations, Manasota Key exercise, Hurricane Ian - Wednesday, September 28, 2022 11 AM EDT Advisory #24, Manasota Key: Current Flood Map with Coastal Construction Control Line - Elevation 19.8' required, and Options.

**Chair Truex** spoke to data, elevations, anecdotal evidence, modifications, Workshops, stakeholder meetings, Public Hearing, development, standards, safety, and efficiency. **Vice Chair Constance** mentioned New Coastal A Zone, New datum change NGVD29 vs NAVD88, North Gasparilla Island 14'-1' = 13' NAVD, Current Flood Map with Coastal Construction Control Line – Elevation 19.8' required, light detection and ranging (LiDAR) data, Options, time sensitivity, safety, and Workshop. **Commissioner Doherty** noted Manasota Key, Manasota Key exercise, Hurricane Ian, NAVD, Lee County, adjustments, standards, Options, barrier islands, elevation, new development, and data. **Commissioner Tiseo** commented on Hurricane Ian, auto adoption date, data, stakeholder meetings, Options, elevation, barrier islands, Fort Myers, community impact, time sensitivity, deferral, and Workshops.

County Attorney Knowlton interjected on concerns, December 13, 2022 Meeting, modeling, and supporting data.

**COMMISSIONER DOHERTY MOVED TO APPROVE GOING FORWARD TEMPORARILY WITH OPTION 1, STAFF TO START PROCEEDING WITH SETTING UP A WORKSHOP, AND FIND OUT WHAT WE WOULD NEED FOR EXPERTS TO COME IN AND HELP IDENTIFY WHETHER OR NOT SOME OF THE OTHER OPTIONS ARE APPROPRIATE IN THE FUTURE, SECONDED BY COMMISSIONER TISEO**

**MOTION CARRIED 5:0.**

**Taken Out of Order**

## **PUBLIC HEARING AGENDA**

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

**1. Proposed Phase Out of Certain Local Specialty Contractor Licenses**

**Community Development**

**(Change #1) Added attachment – REVISED, Proposed Ordinance.**

Adopt an ordinance amending Charlotte County Code 3-2 to phase out certain local specialty contractor licenses to be consistent with Florida Statutes 489.117. **ORD 2022-054**

Mr. Bailey gave a brief overview of Effects of House Bill (HB) 735, Licenses that substantially match and will remain a local registered license include, These Charlotte County licenses will remain but sunset July 1,2023, and The affect of passing this ordinance.

**Public Input**

**COMMISSIONER DOHERTY MOVED TO CLOSE PUBLIC INPUT, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 4:0., COMMISSIONER TISEO ABSENT**

**COMMISSIONER DOHERTY MOVED TO APPROVE ORDINANCE 2022-054 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA AMENDING CERTAIN PROVISIONS OF CHAPTER 3-2, TITLED "BUILDINGS AND BUILDING REGULATIONS" OF THE CODE OF LAWS AND ORDINANCES OF CHARLOTTE COUNTY, FLORIDA, TO UPDATE CERTAIN CONTRACTOR LICENSING REQUIREMENTS ELIMINATED OR PREEMPTED BY STATE REGULATION; TO PROVIDE FOR INCLUSION IN THE CHARLOTTE COUNTY CODE; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR AN EFFECTIVE DATE, SECONDED BY COMMISSIONER TISEO**

**MOTION CARRIED 5:0.**

**2. Amend Substantial Damage and Improvement Cumulative Timeframe**

**Community Development**

**(Change #2) Added attachment – Substantial Improvements.**

Amend Charlotte County Code Section 3-2 Article XI to remove the one year cumulative in a substantial damage/improvement determination. **ORD 2022-055**

Mr. Bailey gave a brief overview of Substantial Improvement/Damage (SI/SD), Substantial Improvement/Damage Look back timeframe: Current Definition, and New Definition.

**Public Input**

**COMMISSIONER DOHERTY MOVED TO CLOSE PUBLIC INPUT, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 5:0.**

**COMMISSIONER TISEO MOVED TO APPROVE ORDINANCE 2022-055 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA AMENDING CERTAIN PROVISIONS OF CHAPTER 3-2, "BUILDING AND BUILDING REGULATIONS" SECTION 3-2-274.5, TITLED "DEFINITIONS," OF THE CODE OF LAWS AND ORDINANCES OF CHARLOTTE COUNTY, FLORIDA, TO UPDATE THE DEFINITION OF "SUBSTANTIAL IMPROVEMENT"; TO PROVIDE FOR INCLUSION IN THE CHARLOTTE COUNTY CODE; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR AN EFFECTIVE DATE, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 5:0.**

## **R. Regular Agenda (Continued)**

### **4. Habitat Conservation Plan Update**

#### **Community Services**

Presentation and direction for the indexing of the Scrub-jay Habitat Conservation Plan (HCP) permitting fees.

Tina Powell, Parks and Natural Resources Manager gave a brief overview of Overview, Density Model Timeline, Density Model Update, Habitat Conservation Plan (HCP) Implementation, HCP Target Objectives, Implementation Status: Acquisition and Permitting, HCP Fee Indexing, and HCP Fee Indexing Options.

**Chair Truex** discussed rates, acreage, and fees. **Vice Chair Constance** mentioned Fred C. Babcock/Cecil M. Webb Wildlife Management Area, scrub habitat, preservation lands, HCP Fee Indexing Options, cost, deficits, General Fund, proportions, rate structure, and fee schedule. **Commissioner Deutsch** spoke to scrub jays. **Commissioner Doherty** noted acreage methodology, HCP, density model, timelines, permit modification, property acquisition, Fish and Wildlife Service (FWS), funding, and HCP Fee Indexing Options. **Commissioner Tiseo** commented on density model, HCP Fee Indexing Options, and fees.

**COMMISSIONER DOHERTY MOVED TO APPROVE GOING FORWARD WITH OPTION 1: 3-YEAR PHASED INDEXING, SECONDED BY COMMISSIONER CONSTANCE**

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

#### **PRESENTATION AGENDA**

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

#### **1. Airport Rescue and Firefighting Update**

Update on the Airport Rescue and Firefighting (ARFF).

Deputy Chief John Molenda gave a brief overview of Airport Rescue and Firefighting (ARFF) History, Minimum Federal Requirements, Southeast and Florida Training Locations, Benefits of a Charlotte County ARFF Simulator, Florida Recognized Airports, Progression Timeline, Work Plan, Program Development, ARFF Training Programs, Internal and External Assistance Site Features, Simulator Specifications, Exterior Fire Scenarios, Interior Fire Scenarios, Program Implementation Timeline, and Ribbon Cutting Event.

**Vice Chair Constance** discussed program, accreditation, training, revenue, workforce, benefits, Hurricane Ian, Emergency Operation Center (EOC), and bunking facilities. **Commissioner Deutsch** mentioned training, facility, and locations. **Commissioner Doherty** spoke to program, funding, and opportunities. **Commissioner Tiseo** noted program, financial impacts, and efforts.

Chief Jason Fair, Public Safety Director responded to Mr. Molenda's efforts and presentation.

#### **PUBLIC INPUT - ANY SUBJECT**

Tim Ritchie remarked on North Port, Commissioner Jill Luke, Sunseeker, Mosaic, fracking and phosphate mining ban, Peace River, water basin report, Peace River Manasota River Water Supply Authority (PRMRWSA), Hardee County, Senator Ben Albritton, discharging outfalls, sediment testing, Myakka River, Charlotte Harbor, Charlotte Sun, and Richard Russell.

Robert Kruzel, Tringali Sports League commented on Community Services, staff efforts, parks, debris, and Community Center meetings.

Nadia Mahshie, Crown Royal Plaza Treasurer discussed road closure, Public Works, temporary road and lot access, parking lot, accessibility, McCloud Group, Kittle Properties, litigation, Franklin Avenue, and Centennial Boulevard.

**AA. County Administrator Comments - None**

**BB. County Attorney Comments - None**

**CC. Economic Development Director Comments - None**

**DD. County Commissioner Comments**

**Vice Chair Constance** mentioned Metropolitan Planning Organization (MPO) vacancies, State of Emergency, authority, Tropical Storm Nicole, Veterans Day, Military Heritage Museum, Election Day, freedom, United States Constitution, military service, voting, and rights. **Commissioner Deutsch** spoke to William R. Gaines Jr. Veterans Memorial Park, Blue Star Memorial, National Garden Clubs, Inc., Veterans Day Parade and program, Charlotte County Veterans Council, Punta Gorda Christmas Parade, Military Heritage Museum, debris, traffic lights and signs, and timeframe. **Commissioner Doherty** noted MPO Transportation Disadvantaged Local Coordinating Board (LCB) meeting, attendance, Hurricane Ian, community volunteers, Virginia B. Andes Volunteer Community Clinic Chief Executive Officer (CEO) M. Suzanne Roberts, Habitat for Humanity CEO Mike Mansfield, vacancy, and Economically Disadvantaged Representative.

**ADJOURNED: 12:30 pm**

DATE ADOPTED:

William G. Truex, Chair

ATTEST:

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

By:

Deputy Clerk