

**BOARD COUNTY COMMISSIONERS**

**JANUARY 12, 2021**

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. Also in attendance were: County Administrator Flores, Deputy County Attorney Tetreault, and Minutes Clerk Smoleski. The following members were absent: None.

**The Meeting was called to order at 9:00 am**

The Invocation was given by Pastor Brian Hagerty, Cross Church, followed by the Pledge of Allegiance.

**Changes to the Agenda**

**Addition #1:** R-2 a) Provide Information regarding the Edgewater North Waterway MSBU and proposed bathymetric survey; and b) Request Board direction for or against the bathymetric survey.

Requested by: Public Works

**Change #1:** N-1 Updated wording: Approve Resolution to set a public hearing for February 9, 2021, at 10:00 a.m. or as soon thereafter as may be heard, in Commission Chambers, Room 119, First Floor, Building A, The Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida, to consider whether to discontinue maintenance of the roads within the Charlotte Ranchettes Street and Drainage Municipal Services Benefit Unit (MSBU).

Requested by: Public Works

**Change #2:** R-1 Added attachment – CARES Act Expense Report.

Requested by: Budget and Administrative Services

**Change #3:** R-2 Added attachments – Edgewater North Waterway MSBU 12/16/2019 Minutes, Edgewater North Waterway MSBU 2/3/2020 Minutes, Edgewater North Waterway MSBU 12/14/2020 Minutes, Edgewater & Buena Vista map, Edgewater North Water MSBU map, Buena Vista Waterway MSBU map.

Requested by: Public Works

**Change #4:** R-1 Added attachments – COAD Update Presentation.

Requested by: County Administration

**Commissioner Constance** inquired to Community Organizations Active in Disaster (COAD) update speakers.

County Administrator Flores responded to COAD update speakers.

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

**MOTION CARRIED 5:0.**

**Proclamations - Commissioner Christopher Constance**

**COMMISSIONER DOHERTY MOVED TO APPROVE PROCLAMATIONS, SECONDED BY COMMISSIONER TISEO**

**MOTION CARRIED 5:0.**

**Human Trafficking Prevention Month**

Proclamation will be given to **Chair Truex**.

**Native Tree & Shrub Preservation Week**

Proclamation will be mailed to David Wilson.

**Employee Recognition**

**5 Years:** Billy Dennison, Jr., Utilities; Jordan Enriquez, Public Safety; Kenna Hubai, Public Works; Edward Perry, Community Development; Gary Rodehorst, Community Development; Aundrea Siegenthaler, Community Services; **10 Years:** Robert Fair, Community Services; Bonnie Sauer, Utilities; **15 Years:** Jill Boyd, Community Services; Tracy Doherty, Public Works; Arthur Markham, Budget & Administrative Services; Elizabeth Robling, Utilities; Gary Zoia, II, Public Works; **20 Years:** James Anderson, Jr., Community Development; Bruce Schellinger, Utilities; **30 Years:** Denise Caruthers, Utilities.

Ambassador Program

Jared Bickham, Administration; Eunice Cruz Molinary, Utilities; Scott Ford, Utilities; Scott Gordon, Budget & Administrative Services; Robert Hancock, Budget & Administrative Services; Frank Hayes, Budget & Administrative Services; Jocene Henderson, Human Services; Laurie Kimball, Human Services; Thomas Lloyd, Public Information Office; Michelle Long, Community Services; Rebecca Milhoan, Human Resources; Angela Oliver, Community Development; Lucy Palmer, Public Works; Ryan Pieper, Community Development; Edain Santana, Budget & Administrative Services; Brittany Stamer, Budget & Administrative Services; Kenneth Stecher, Utilities; Laura Tourt, Human Resources; Candace White, Budget & Administrative Services.

**Award Presentations**

**PUBLIC INPUT - AGENDA ITEMS ONLY**

Jack Vander Heyden commented on COVID-19 Response Update.

James Clark discussed Edgewater North Waterway - Bathymetric Survey.

Jennifer Clark mentioned Edgewater North Waterway - Bathymetric Survey.

Keith Waltz noted Edgewater North Waterway - Bathymetric Survey.

Tom Vick remarked on Edgewater North Waterway - Bathymetric Survey.

Stephanie King spoke to Edgewater North Waterway - Bathymetric Survey.

Chris Ford commented on Edgewater North Waterway - Bathymetric Survey.

Kevin Woolbert discussed Edgewater North Waterway - Bathymetric Survey.

Jack Cronkwright mentioned Edgewater North Waterway - Bathymetric Survey.

Mike Ploskina noted Edgewater North Waterway - Bathymetric Survey.

Paul Roberts remarked on Edgewater North Waterway - Bathymetric Survey.

Christine Scace spoke to Edgewater North Waterway - Bathymetric Survey.

Anthony Paolicelli commented on Edgewater North Waterway - Bathymetric Survey.

Eric Groth discussed Edgewater North Waterway - Bathymetric Survey.

Lance Gilman mentioned Edgewater North Waterway - Bathymetric Survey.

Paul Sharp noted Edgewater North Waterway - Bathymetric Survey.

Liz Groth remarked on Edgewater North Waterway - Bathymetric Survey.

#### 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.

**Agricultural and Natural Resources Advisory Committee** is searching for a Charlotte County resident as a representative of Commodity Production. The term is effective immediately upon approval and will expire December 31, 2022. If you are interested in an application and information, please contact Diane.Clim@CharlotteCountyFL.gov or Morgan.Cook@CharlotteCountyFL.gov.

**Charlotte Harbor Community Redevelopment Agency Advisory Committee** is seeking three volunteers, two business representatives and one resident. Members must be residents of Charlotte County. The resident representative must live within the CRA boundaries and business representatives must represent a business that is located within the CRA boundaries. Meetings are held quarterly in the Administration Center at 18500 Murdock Circle and are generally held on the first Monday at 10:30 am. To obtain an application call 941-743-1300 and select option 1 or email Lisa.Eby@CharlotteCountyFL.gov.

The Board of County Commissioners (BCC) is seeking applicants (15 members and 3 alternates) to serve on the **Charter Review Commission (CRC)**. The CRC reviews the charter and proposes any amendments for placement on the November 2022 general election ballot. Applicants must be registered Charlotte County voters and must have lived in the county for 6 months prior to the appointment and during the appointment. No member may be appointed who has served 3 full terms as a voting member. Applications/resumes should be sent to the County Attorney; Janette S. Knowlton and must be received by February 19, 2021. To obtain an application or for more information, please contact the County Attorney's office at 941-743-1330.

**Construction Industry Licensing Board** is seeking one volunteer to represent the "consumer advocate" category. Volunteer must be a resident of Charlotte County for at least two years and have no financial interest, direct or indirect, in the building trades. The term is 4 years. To obtain an application, please call 941-743-1298 or email Diane.Whidden@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 two members to fill vacant unexpired terms through October 31, 2021.
- **Buena Vista Waterway Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.
- **Grove City Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **Gulf Cove Waterway Unit** is seeking one member to fill a vacant unexpired term through October 31, 2022.
- **Harbour Heights Waterway** is seeking two members to fill vacant unexpired terms through October 31, 2021 and October 31, 2022.
- **Northwest Port Charlotte Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2022.
- **Northwest Port Charlotte Waterway Unit** is seeking one member to fill a vacant unexpired term through October 31, 2022.

- **Pirate Harbor Street & Drainage Unit** is seeking one member to fill vacant unexpired term through October 31, 2022.
- **Pirate Harbor Waterway Unit** is seeking one member to fill vacant unexpired term one through October 31, 2021.
- **Rotonda Heights Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.
- **Rotonda Lakes Street & Drainage Unit** is seeking five members to fill vacant unexpired terms through October 31, 2021, October 31, 2022, and October 31, 2023.
- **Rotonda Sands North Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.
- **South Gulf Cove Waterway Unit** is seeking one member to fill a vacant unexpired term through October 31, 2022.

#### REPORTS RECEIVED AND FILED

December 14, 2020 Finance Committee Meeting Minutes

**Taken Out of Order**

#### REGULAR AGENDA

##### R. Regular Agenda

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

##### **County Administration**

**(Change #2)** Added attachment – CARES Act Expense Report.

**(Change #4)** Added attachments – COAD Update Presentation.

a) Update on Charlotte County's COVID-19 response; and b) Ratify the food program guidelines; and c) Approve the actual spending plan and finding that all of the referenced expenditures were necessary under the CARES Act.

Patrick Fuller, Emergency Management Director highlighted staging area, hospitals, long term care facilities, vaccines, Executive Order 20-315, nursing homes, assisted living facilities, CVS, Walgreens, shot clinics, distribution, Florida Department of Health (FDOH), appointment system and availability, registration site, operations, waiting list, CHARCO Cares app, allocation, Florida Department of Emergency Management (FDEM), methodology, and letter.

Joseph Pepe, FDOH Administrator highlighted second dose process, vaccines, allocation, State process, methodology, timeline, Florida COVID-19 Data and Surveillance Dashboard, and COVID-19 Outlook.

Carrie Walsh, Human Services Director gave a brief overview of Coronavirus Aid, Relief of Economic Security (CARES) Act Household Financial Applications, COAD Financial Assistance by Program, Weekly Government Funds Tracker, Client Headcount and Funding by Zip Code, Charlotte CARES Partners, CARES Act Water/Sewer Reimbursement Update, Eviction Diversion Program, Coronavirus Relief Funds (CRF), CRF Results, Nonprofit CARES Act Recipients, COAD Food Task Force, Program Totals 2020, and Future COVID Relief.

Zinnia Vargas, Financial Manager gave a brief overview of Charlotte County CARES Act 3/1/2020 through 12/30/2020 and Program Guidelines for Food Programs.

Cameron Pennant, Legislative Manager highlighted January 6, 2021 Capitol attack, COVID-19 Relief Bill, funds time extension, Police Reform Bill, body cameras, 2020 Election, 2021/2022 Florida Legislative Session, violent agitators and unruly protestors bill, liability protection bill, and States budget.

**Vice Chair Constance** spoke to letter, death rate, nursing shortages, staffing, hospitals, vaccines, accountability, supply, treatment, Charlotte County CARES Act 3/1/2020 through 12/30/2020, reserves, body cameras, Charlotte County Sheriff's budget, and United States Department of Defense (DOD). **Chair Truex** commented on letter, vaccines, allocations, distribution, and Centers for Disease Control and Prevention (CDC). **Commissioner Deutsch** discussed assisted living facilities, vaccines, and hospital staffing. **Commissioner Doherty** mentioned vaccine allocation, FDEM, timeline, methodology, letter, CARES Act funding, Fiscal Stabilization Reserve, General Fund, and Moderna. **Commissioner Tiseo** noted second dose process, vaccines, allocation, State process, methodology, website, information, transparency, approved authorized vaccines, Governors website, federal strategy, non-profits, food distribution, COAD Food Task Force, Charlotte County CARES Act 3/1/2020 through 12/30/2020, reserves, and incoming administration policy proposals.

County Administrator Flores responded to budget process, reserve levels, and fiscal stabilization.

**COMMISSIONER DOHERTY MOVED TO APPROVE LETTER TO GOVERNOR DESANTIS EXPRESSING AND REINFORCING THE TREMENDOUS NEED OF MORE VACCINES IN CHARLOTTE COUNTY DUE TO DEMOGRAPHICS AND ANY APPROPRIATE EDITS TO RECIPIENTS, SECONDED BY COMMISSIONER TISEO**

**MOTION CARRIED 5:0.**

**COMMISSIONER TISEO MOVED TO APPROVE CHARLOTTE COUNTY CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT (CARES ACT) 3/1/2020 THROUGH 12/30/2020 AS NECESSARY, PROGRAM GUIDELINES FOR FOOD PROGRAMS, AND TO INCLUDE EXHIBIT A OF THE CARES SUBRECIPIENT AGREEMENT, SECONDED BY COMMISSIONER DOHERTY**

**MOTION CARRIED 5:0.**

**(Addition #1) 2. Edgewater North Waterway – Bathymetric Survey**

## Public Works

**(Change #3)** Added attachments – Edgewater North Waterway MSBU 12/16/2019 Minutes, Edgewater North Waterway MSBU 2/3/2020 Minutes, Edgewater North Waterway MSBU 12/14/2020 Minutes, Edgewater & Buena Vista map, Edgewater North Water MSBU map, Buena Vista Waterway MSBU map.

- a) Provide information regarding the Edgewater North Waterway MSBU and proposed bathymetric survey; and
- b) Request Board direction for or against the bathymetric survey.

John Elias, Public Works Director highlighted Edgewater North Waterway - Bathymetric Survey.

**Vice Chair Constance** remarked on dredging, navigational areas, and work program. **Chair Truex** spoke to data. **Commissioner Deutsch** commented on citizen comments, waterfront quality, access, Municipal Service Benefit Units (MSBU's), dredging, property value, seawall, and study. **Commissioner Doherty** discussed canals, funding, maintenance, MSBU, drainage, navigation, survey, dredging, depth, elevation, inventory, and project scope. **Commissioner Tiseo** mentioned drainage ditch, navigational, canal systems, funding, maintenance, 2013 report, Bathymetric Survey, widths, impacts, work scope policy, dredging, process, work limits, silting, assessment, work program, and MSBU.

**COMMISSIONER DOHERTY MOVED TO APPROVE GOING FORWARD WITH EDGEWATER NORTH WATERWAY - BATHYMETRIC SURVEY, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 5:0.**

**Recess: 11:48 am – 11:57 am**

## COMMUNITY REDEVELOPMENT AGENCY MEETING

At 10 a.m., or soon thereafter the Board will recess for the Murdock Village Community Redevelopment meeting. The Regular Meeting will reconvene upon the conclusion of the Murdock Village Community Redevelopment meeting.

**Taken Out of Order**

## PRESENTATION AGENDA

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

#### 1. Human Trafficking Presentation

Presentation of U.S. Institute Against Human Trafficking.

John Long, United States Institute Against Human Trafficking Executive Director gave a brief overview of Supply County/Demand County, 32,730, Buyers Are Directly and Indirectly Responsible, Who Are The Buyers, A New Way

to Decrease Demand, Join the Movement: Community, Individual, Organization, Trafficking Free Zones, Recap: Call To Action, Refer Victims & Buyers, and References.

Chair Truex noted upcoming Super Bowl, awareness, and education. **Commissioner Deutsch** remarked on policy and guidelines.

## PUBLIC HEARING AGENDA

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

#### 1. School Zone Ordinance for Mauritania Road

##### Public Works

Conduct a Public Hearing to consider approving an Ordinance to add a School Zone on Mauritania Road: from Rio De Janeiro Avenue to 500 feet east of Odessa Lane. The speed limit would be changed from 30 mph to 15 mph.  
**ORD 2021-001**

Mr. Elias highlighted School Zone Ordinance for Mauritania Road.

**Commissioner Tiseo** spoke to improvements and study.

##### Public Input

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

**MOTION CARRIED 5:0.**

**COMMISSIONER TISEO MOVED TO APPROVE ORDINANCE 2021-001 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA; AMENDING SCHOOL SPEED ZONES IN CHARLOTTE COUNTY, FLORIDA; PROVIDING FOR PENALTIES FOR VIOLATION; PROVIDING THAT SPEED LIMITS ARE NOT AFFECTED BY NAME OR ROAD DESIGNATION CHANGE; PROVIDING FOR MAINTENANCE REQUIREMENTS; PROVIDING FOR CONFLICT WITH OTHER ORDINANCES; PROVIDING FOR INCORPORATION OF EXHIBITS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE, SECONDED BY COMMISSIONER DOHERTY**

**MOTION CARRIED 5:0.**

**Taken Out of Order**

## CONSENT AGENDA

**COMMISSIONER DOHERTY MOVED TO APPROVE THE CONSENT AGENDA WITH THE EXCEPTION OF F-4, F-6, F-7, AND H-2, SECONDED BY COMMISSIONER TISEO**



**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:

November 24, 2020 BCC Regular and Land Use Meeting  
December 7, 2020 BCC Pre-Agenda  
December 8, 2020 BCC Regular and Land Use Meeting  
December 15, 2020 BCC Workshop

**Budgeted Action:** No action needed.

**Board of County Commissioners**

**C. Commission Office**

**1. Appointment- Murdock Village Community Redevelopment Agency Advisory Committee**

**Recommended Action:** Approve the appointment of Rocco Pennella to the Murdock Village Community Redevelopment Agency Advisory Committee to fill a vacancy as a representative for the general contractor position for an unexpired term. This appointment is effective immediately and expires October 31, 2022.

**Budgeted Action:** No action needed.

**2. Appointment- Construction Industry Licensing Board**

**Recommended Action:** Approve the appointment of Ranel Castro to the Construction Industry Licensing Board representing the mechanical contractor category. This term expires on June 26, 2022.

**Budgeted Action:** No action needed.

**D. County Administration**

**E. County Attorney**

1. Resolution Supporting High-Speed Internet in Florida

**Recommended Action:** Approve Resolution supporting affordable and reliable high-speed internet throughout Florida. RES 2021-002

**Budgeted Action:** No action needed.

2. Extension 43 of Local State of Emergency - COVID-19

**Recommended Action:** Approve Resolution extending the Local State of Emergency related to the Novel Coronavirus Disease 2019 (COVID-19). RES 2021-003

**Budgeted Action:** No action needed.

**F. Budget and Administrative Services**

**Fiscal Services**

**Information Technology**

**Purchasing**

1. 21-098, Award, Demolition of Commercial/Residential Structures - Annual (Community Development)

**Recommended Action:** a) Approve award of Request for Bid #21-098, Demolition of Commercial/Residential Structures - Annual Contract to the lowest responsive, responsible bidder, Southwest Builders Inc. of Cape Coral, Florida for the period from date of award through and including December 31, 2021, at the unit prices indicated on the bid tabulation; and b) Authorize the County Administrator, or his designee, to approve renewal options for up to two (2) additional one-year terms, at the same prices, terms and conditions, by mutual consent.

**Budgeted Action:** No action needed. Funding from the General Fund/Code Compliance approved in the FY21 Budget Process.

2. 21-021, Award, Facilities Grounds Maintenance - Annual Contract (Facilities)

**Recommended Action:** a) Approve award of Bid #21-021 Facilities Grounds Maintenance - Annual Contract, to the lowest responsive, responsible bidder, Brightview Landscape Services Inc. of Port Charlotte, Florida at the unit prices bid, for a total annual contract price of \$ 959,380 for the term from date of award through and including December 31, 2021; and b) Authorize the County Administrator, or his designee, to approve two (2) additional

one-year terms at the same prices, terms, and conditions, by mutual consent. This contract is to secure the services of a Contractor to care for and maintain the landscaped grounds of multiple County facility locations, including parks, providing a high level of service acceptable to the County.

**Budgeted Action:** No action needed. Services provided and charged out to various funds. Funding for this expenditure comes from various funding sources.

3. 21-035, Award, Ready Mix Concrete - Annual (Public Works)

**Recommended Action:** a) Approve award Bid # 21-035, Ready Mix Concrete - Supply & Deliver, to Titan Florida, LLC, of Deerfield Beach, Florida, at the unit costs submitted; and b) Authorize the County Administrator, or his designee, to approve renewal options for up to two (2) additional one-year terms, at the same prices, terms, and conditions, by mutual consent.

**Budgeted Action:** No action needed. Budgeted in Transportation Trust and various MSBU/TU work programs in road and bridge materials.

4. 21-022, Award, Emergency Debris Management Monitoring Services (Public Works)

**Recommended Action:** a) Approve award for Request for Proposal #21-022, Emergency Debris Management Monitoring Services, to Tetra Tech, Inc. of Estero, Florida and; b) Authorize Chairman to sign the Contract. This is for a Consultant to manage/monitor disaster debris recovery.

**Budgeted Action:** No action needed. Budgeted within the Transportation Trust FY21 Budget with anticipation of FEMA reimbursement.

**Vice Chair Constance** commented on pay scale, fee schedule, and utilization monitoring.

Kim Corbett, Purchasing Senior Division Manager discussed price proposal.

Mr. Elias interjected on contract and reimbursement.

**COMMISSIONER DOHERTY MOVED TO APPROVE AWARD FOR REQUEST FOR PROPOSAL #21-022, EMERGENCY DEBRIS MANAGEMENT MONITORING SERVICES, TO TETRA TECH, INC. OF ESTERO, FLORIDA AND AUTHORIZE CHAIRMAN TO SIGN THE CONTRACT, SECONDED BY COMMISSIONER TISEO**

**MOTION CARRIED 5:0.**

5. 20-574, Award, Emil Sweptson Bridge Repairs (Public Works)

**Recommended Action:** Approve award of Request for Bids #20-574, Emil Sweptson Bridge Repairs, to V & H Construction, Inc. of Fort Myers, Florida for the total amount of \$269,608.50. This project consists of bridge repairs to the Beach Road (CR776) Bridge over Lemon Bay (#010087).

**Budgeted Action:** No action needed. Budgeted in the Bridge Capital Maintenance Plan approved in the FY21 budget process. Funding is supplied from Road & Bridge Infrastructure maintenance gas taxes.

6. 17-206, Amendment 6 Construction Manager at Risk-Capital Maintenance Repair, Guaranteed Maximum Price Additions (Facilities)

**Recommended Action:** a) Approve Amendment #6 to the Contract #17-206 Construction Manager at Risk - Capital Maintenance Repair-Annual with Florida Premier Contractors LLC (FPC) of Punta Gorda, Florida for additional items to the Guaranteed Maximum Price (GMP) in the amount of \$286,378 for the Fiscal Year 21 projects list; and b) Authorize the Chairman to sign Amendment #6 to the Contract for the Construction Manager at Risk - Capital Maintenance Repair-Annual.

**Budgeted Action:** No action needed. Port Charlotte Beach Recreation Center Sanitary Repair and the Centennial Park Monument are budgeted in the Community Services Capital Maintenance Plan approved in the FY21 budget process and later amended. Public Safety Security renovations is budgeted in Capital Improvements Project "Public Safety Security Modifications" approved in the FY21 budget process. Funding comes from Capital Projects fund ad valorem.

Anthony Maddox, Facilities Construction and Maintenance Director highlighted Amendment Six Construction Manager at Risk-Capital Maintenance Repair, Guaranteed Maximum Price Additions.

**Vice Chair Constance** mentioned Centennial monument sign, cost, independent sign companies, procedure, Port Charlotte Beach Recreation sanitation repair, and Public Safety security modifications. **Chair Truex** noted concrete, steel, cost, and design. **Commissioner Deutsch** remarked on design, cost, private public partnership, and State purchase policy. **Commissioner Doherty** spoke to proposal, design, and cost. **Commissioner Tiseo** commented on cost, Centennial monument sign, independent sign companies, timeline, process, and design.

Ms. Corbett replied to policy, procedures, letters of interest, and process.

Deputy County Attorney Lori Tetreault interjected on contract, design, and cost.

**COMMISSIONER DEUTSCH MOVED TO APPROVE AMENDMENT SIX TO THE CONTRACT #17-206 CONSTRUCTION MANAGER AT RISK - CAPITAL MAINTENANCE REPAIR-ANNUAL WITH FLORIDA PREMIER CONTRACTORS LLC OF PUNTA GORDA, FLORIDA FOR ADDITIONAL ITEMS TO THE GUARANTEED MAXIMUM PRICE (GMP) IN THE AMOUNT OF \$286,378 FOR THE FISCAL YEAR 2021 PROJECTS LIST; AND AUTHORIZE THE CHAIRMAN TO SIGN AMENDMENT SIX TO THE CONTRACT FOR THE CONSTRUCTION MANAGER AT RISK - CAPITAL MAINTENANCE REPAIR-ANNUAL**

**MOTION FAILED DUE TO LACK OF SECOND**

**COMMISSIONER DEUTSCH MOVED TO APPROVE AMENDMENT SIX TO THE CONTRACT #17-206 CONSTRUCTION MANAGER AT RISK - CAPITAL MAINTENANCE REPAIR-ANNUAL WITH FLORIDA PREMIER CONTRACTORS LLC OF PUNTA GORDA, FLORIDA FOR ADDITIONAL ITEMS TO THE GUARANTEED MAXIMUM PRICE (GMP) IN THE AMOUNT OF \$286,378 FOR THE FISCAL YEAR 2021 PROJECTS LIST; AND AUTHORIZE THE CHAIRMAN TO SIGN**

**AMENDMENT SIX TO THE CONTRACT FOR THE CONSTRUCTION MANAGER AT RISK - CAPITAL MAINTENANCE REPAIR-ANNUAL, AND TO HAVE THE CENTENNIAL MONUMENT SIGN BROUGHT BACK AT ONE ON ONES, SECONDED BY CHAIR TRUEX**

**MOTION CARRIED 5:0.**

7. 21-054, Award, West and South County Right of Way Landscape Maintenance - Annual (Public Works)

**Recommended Action:** a) Approve award of Request for Bid #21-054, West and South County Right of Way Landscape Maintenance - Annual Contract to the lowest responsive, responsible bidder for West County including Additional Services at the unit costs specified to Walkers Service Inc. of Punta Gorda, Florida; and for South County including Additional Services at the unit costs specified to Brightview Landscape Services of Port Charlotte, Florida for the period from date of award through and including December 31, 2021 at the unit prices indicated on the attached bid tabulation; and b) Authorize the County Administrator, or his designee, to approve renewal options for up to two (2) additional one-year terms, at the same prices, terms and conditions, by mutual consent.

**Budgeted Action:** No action needed. Budgeted in various Municipal Service Benefit Unit work programs and Road & Bridge Infrastructure, as approved in the FY21 budget process. Funding is supplied from MSBU assessments or gas taxes, depending on the location of the work.

**Vice Chair Constance** inquired to awarded bidder.

Ms. Corbett responded to awarded bidder.

**COMMISSIONER DOHERTY MOVED TO APPROVE AWARD OF REQUEST FOR BID #21-054, WEST AND SOUTH COUNTY RIGHT OF WAY LANDSCAPE MAINTENANCE - ANNUAL CONTRACT TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER FOR WEST COUNTY INCLUDING ADDITIONAL SERVICES AT THE UNIT COSTS SPECIFIED TO WALKERS SERVICE INC. OF PUNTA GORDA, FLORIDA; AND FOR SOUTH COUNTY INCLUDING ADDITIONAL SERVICES AT THE UNIT COSTS SPECIFIED TO BRIGHTVIEW LANDSCAPE SERVICES OF PORT CHARLOTTE, FLORIDA FOR THE PERIOD FROM DATE OF AWARD THROUGH AND INCLUDING DECEMBER 31, 2021 AT THE UNIT PRICES INDICATED ON THE ATTACHED BID TABULATION; AND B) AUTHORIZE THE COUNTY ADMINISTRATOR, OR HIS DESIGNEE, TO APPROVE RENEWAL OPTIONS FOR UP TO TWO (2) ADDITIONAL ONE-YEAR TERMS, AT THE SAME PRICES, TERMS AND CONDITIONS, BY MUTUAL CONSENT, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 5:0.**

8. Property Deletions for the Month of January, 2021 (Purchasing)

**Recommended Action:** Approve the deletion of additional property inventory items listed on the attached for the month of January 2021.

**Budgeted Action:** No action needed.

**Real Estate Services**

9. Parcel Sale - 1322 Delano Drive

**Recommended Action:** Approve Resolution authorizing a direct sale of property in accordance with the provisions of Florida Statute 125.35(2). **RES 2021-004**

**Budgeted Action:** No action needed.

10. First Amendment to Land Lease Agreement for Fire-EMS Services at Babcock Ranch (Facilities)

**Recommended Action:** Approve First Amendment to Land Lease Agreement for Fire Station # 9 EMS Services at Babcock Ranch. **A.AGR 2020-111**

**Budgeted Action:** No action needed. Budget for this item comes from savings in various account lines budgeted in the General Fund - Emergency Medical Services budget as approved in the FY2021 budget process. Funding for this expenditure comes from the General Fund.

11. Rescind Resolution 2011-228 (Community Services, Natural Resources)

**Recommended Action:** Approve the rescission of Resolution 2011-228 related to a prior real estate purchase agreement creating a potential cloud on the title of the subject property which the County is currently attempting to acquire for Habitat Conservation Plan purposes. **RES 2021-005**

**Budgeted Action:** No action needed.

**Risk Management**

**Transit**

**G. Community Development**

**H. Community Services**

1. Recreation Trails Program Grant Agreement for William R. Gaines Jr. Veterans Memorial Park

**Recommended Action:** a) Approve a grant agreement with Florida Department of Environmental Protection in the amount of \$400,000 for the William R. Gaines Jr. Veterans Memorial Park and authorize the Chairman to sign; and b) Approve Resolution for BA21-070 in the amount of \$400,000; and c) Approve amended Capital Improvements Project "Wm R Gaines Jr Veterans Memorial Park" increasing total budget from \$2,050,000 to \$2,450,000; and d) Authorize the County Administrator, or his designee, to sign grant-related documents. **GRT 2021-001 / RES 2021-006**

**Budgeted Action:** Approve budget adjustment BA21-070 in the amount of \$400,000 amending the FY21 budget for Capital Improvements Project "Wm R Gaines Jr Veterans Memorial Park" from \$2,050,000 to \$2,450,000.

Additional funding is needed to construct the trails and amenities described in the grant agreement. Grant funds of \$320,000 represent 80% of the project total with a required match of 20% in the amount of \$80,000. Funding for the expenditures will come from Capital Projects Fund ad valorem and are reimbursed at 80%, not to exceed \$320,000, by the State of Florida Department of Environmental Protection.

## 2. Global Music Rights Agreement

**Recommended Action:** Approve an Agreement between Charlotte County and Global Music Rights for use of music included in their catalog for Charlotte County programs and events. **AGR 2021-002**

**Budgeted Action:** No action needed. Budgeted in the General Fund-Recreation budget as approved in the FY2021 budget process. Funding for this expenditure comes from ad valorem.

**Vice Chair Constance** mentioned previous music rights contracts, cost, licenses, uses, catalogs, and liability. **Chair Truex** inquired to facility music uses and liability. **Commissioner Deutsch** noted music. **Commissioner Doherty** remarked on contracts, renewals, and licenses. **Commissioner Tiseo** spoke to catalogs and music uses.

Tommy Scott, Community Services Director responded to previous music rights contracts, costs, music, licenses, entities, risk, liability, uses, and catalogs.

Assistant County Attorney Ryan Maher interjected on artist representation and facility music uses.

**COMMISSIONER DOHERTY MOVED TO APPROVE AGREEMENT 2021-002 BETWEEN CHARLOTTE COUNTY AND GLOBAL MUSIC RIGHTS FOR USE OF MUSIC INCLUDED IN THEIR CATALOG FOR CHARLOTTE COUNTY PROGRAMS AND EVENTS BRINGING IT BACK FOR BETTER UNDERSTANDING, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 5:0.**

### **I. Economic Development**

### **J. Facilities Construction and Maintenance**

### **K. Human Resources**

### **L. Human Services**

### **M. Public Safety**

### **N. Public Works**

1. Set a Public Hearing to Consider Whether to Discontinue Maintenance within the Charlotte Ranchettes Street and Drainage MSBU.

**(Change #1)** Updated wording: Approve Resolution to set a public hearing for February 9, 2021, at 10:00 a.m. or as soon thereafter as may be heard, in Commission Chambers, Room 119, First Floor, Building A, The Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida, to consider whether to discontinue maintenance of the roads within the Charlotte Ranchettes Street and Drainage Municipal Services Benefit Unit (MSBU).

**Recommended Action:** Set a public hearing for February 9, 2021, at 10:00 a.m. or as soon thereafter as may be heard, in Commission Chambers, Room 119, First Floor, Building A, The Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida, to consider whether to discontinue maintenance of the roads within the Charlotte Ranchettes Street and Drainage Municipal Services Benefit Unit (MSBU). **RES 2021-007**

**Budgeted Action:** No action needed. An adjustment may be brought back to the board based on board direction from the public hearing.

#### **O. Tourism Development**

#### **P. Utilities**

#### **Q. Other Agencies**

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

Tim Ritchie commented on January 6 and 7, 2021 Citizen Budget Input Public Meetings, water testing, funding, Mosaic Desoto 2023 Beneficiation Plant, surrounding counties Legislative Meetings, and Desoto County Phosphate Meeting.

Michael Zarzano discussed **Commissioner Tiseo** Legislative Delegation comments, big tech, censorship, freedom of speech, January 6, 2021, Navarro Report, and countycongress.com.

Cynthia Compton mentioned Congressmen, COVID-19, masks, vaccines, pharmaceuticals, and vitamin D.

#### **AA. County Administrator Comments**

County Administrator Flores noted Desoto Mosaic Workshop and FDOH partnership.

#### **BB. County Attorney Comments - None**

#### **CC. County Commissioner Comments**

**Vice Chair Constance** remarked on Program Guidelines for Food Programs Appendix A, Desoto Mosaic Meeting, former Commissioners death, Environmental Protection Agency (EPA), phosphate paving, and Washington. **Chair Truex** spoke to Desoto Mosaic Meeting, virtual participation, COVID-19, crosswalks, and lights. **Commissioner Deutsch** commented on Heritage Oak Park, proposed crosswalk location, Publix and YMCA entrances, politics, Washington, Freedom 5k, Paddles for Hero's, William R. Gaines Veterans Park, kayak launch, Charlotte County


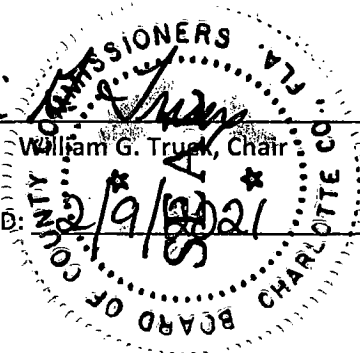


Veterans Council, Cape Coral Veterans Hospital, November 6, 2021 Veterans Parade, May 31, 2021 and Nov 11, 2021 Veterans programs, March 2021 Welcome Home Vietnam Veterans Event, and former Commissioner Matt DeBoer passing. **Commissioner Doherty** discussed Committee Vacancies, Charter Review Commission (CRC), applications, deadline, former Commissioners death, Heritage Oak Park, request letter, and proposed crosswalk. **Commissioner Tiseo** mentioned Mosaic, rezone request, process, land appeals, phosphate paving, Metropolitan Planning Organization (MPO), Heritage Oak Park, request letter, proposed crosswalk, big tech, free speech, Washington, policy support suppression, and COVID-19.

County Administrator Flores responded to Program Guidelines for Food Programs Appendix A and CARES Subrecipient Agreement.


Deputy County Attorney Tetreault interjected on land appeals process.

ADJOURNED: 1:32 pm

  
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William G. Truck, Chair  
DATE ADOPTED:  2/9/21  
\_\_\_\_\_  
BOARD OF COUNTY COMMISSIONERS  
FLORIDA  
CHARLOTTE COUNTY

ATTEST:

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

By:   
\_\_\_\_\_  
Deputy Clerk