

**BOARD OF COUNTY COMMISSIONERS**

**JUNE 23, 2020**

A Regular and Land Use 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 Attorney Knowlton, Deputy County Administrator Lewis, and Minutes Clerk Light. The following members were absent: None.

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

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

**Changes to the Agenda**

**Addition #1:** R-5 19-446 Amendment #1, Strategic Plan for Punta Gorda/Englewood Beach Visitor and Convention Bureau (Tourism) a) Approve Amendment #1 to Contract #19-446, Strategic Plan for Punta Gorda/Englewood Beach Visitor and Convention Bureaus with Streetsense Consulting of Bethesda, Maryland, for additional services in the amount of \$45,000; and b) Authorize the Chairman to sign Amendment #1 for services addressing the County's strategic plan and tourism after the Coronavirus (COVID-19).

Requested by: Tourism

**Change #1:** UB-1 Added attachments – Ordinance TCP-20-03, Reduced Size PDF and Ordinance TCP-20-03, pg. 1-4 (No changes, smaller resolution for easier viewing).

Requested by: Community Development

**Change #2:** R-1 Added attachments – Presentation, Department of Health (6/22/2020) and Presentation, Human Services (6/23/2020).

Requested by: County Administration

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

**MOTION CARRIED 5:0.**

**Proclamations - Commissioner Christopher Constance**

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

**MOTION CARRIED 5:0.**

**National Mosquito Control Week**

Proclamation will be mailed to Public Works.

**Parks and Recreation Month**

Proclamation will be mailed to Community Services.

**Employee Recognition**

**Award Presentations**

**CITIZEN INPUT - AGENDA ITEMS ONLY**

Sally Simon commented on mandatory masks and COVID-19 Response Update.

Gerald Donfrio, Sr. discussed COVID-19 Response Update.

Leo E. Faust mentioned Melbourne Street Parcel.

Ruth Zanini noted Melbourne Street Parcel.

Brittany Castillo, AshBritt Environmental CEO spoke to Emergency Debris Removal.

Attorney Derek Rooney commented on Settlement of Claim with Southwest Engineering & Design, Inc. (SED) related to Edgewater Drive Phase II.

Dr. Edeoga discussed COVID-19 Response Update.

Michael Zarzano, Charlotte County Congress Founder mentioned COVID-19 Response Update.

Cynthia Compton noted Charlotte County Utilities (CCU) bill, assessment, and property taxes.

Susan Hutt spoke to Melbourne Street Parcel.

Kathleen Coppola commented on Melbourne Street Parcel.

David Kesselring discussed COVID-19 Response Update.

Izzy Rogner mentioned COVID-19 Response Update.

**COMMITTEE VACANCIES**

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.
- **Gardens of Gulf Cove Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2022.

- **Greater Port Charlotte Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **Gulf Cove 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 Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **Harbour Heights Waterway Unit** is seeking three members to fill vacant unexpired terms through October 31, 2021, October 31, 2022 and October 31, 2023.
- **Northwest Port Charlotte Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2022 and October 31, 2023.
- **Northwest Port Charlotte Waterway Unit** is seeking two members to fill vacant unexpired terms through October 31, 2022, and October 31, 2023.
- **Pirate Harbor Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2022.
- **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 Charlotte Stormwater Unit** is seeking five members to fill vacant unexpired terms through October 31, 2021, October 31, 2022, and October 31, 2023.
- **West Charlotte Stormwater Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.

**REPORTS RECEIVED AND FILED**

**CONSENT AGENDA**

**COMMISSIONER CONSTANCE MOVED TO APPROVE THE CONSENT AGENDA WITH THE EXCEPTION OF E-1, E-2, AND F-3, 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:

May 19, 2020 BCC Special Meeting  
May 26, 2020 BCC Regular and Land Use Meeting  
June 2, 2020 BCC Special Meeting  
June 4, 2020 BCC Pre-Agenda

**Budgeted Action:** No action needed.

## Board of County Commissioners

### C. Commission Office

#### 1. Appointment - Historical Advisory Committee

**Recommended Action:** Approve the appointment of Deborah R. Blair Koontz to the Historical Advisory Committee as a member-at-large. Term is effective immediately and will expire in September 2023.

**Budgeted Action:** No action needed.

### D. County Administration

### E. County Attorney

#### 1. Settlement of Claim with Southwest Engineering & Design, Inc. (SED) Related to Edgewater Drive Phase II

**Recommended Action:** Approve settlement and authorize Chairman to execute the settlement agreement. **AGR 2020-026**

**Budgeted Action:** No action needed.

**Commissioner Constance** mentioned claim, settlement, framework, lawsuit, Owens Ames Kimball (OAK), damage, design, and issues.

County Attorney Knowlton responded to OAK lawsuit, settlement, contribution claim, SED, damage, design, issues, and Attorney Rooney letter.

**COMMISSIONER DOHERTY MOVED TO APPROVE SETTLEMENT AGREEMENT 2020-026 OF CLAIM WITH SOUTHWEST ENGINEERING & DESIGN, INC. RELATED TO EDGEWATER DRIVE PHASE II, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 5:0.**

2. Extension 14 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 2020-080**

**Budgeted Action:** No action needed.

Chair Truex noted Local State of Emergency format, Administration, statute, and meetings. **Commissioner Constance** spoke to Local State of Emergency format and Administration. **Commissioner Deutsch** commented on state statute, State of Emergency, and meetings.

County Attorney Knowlton responded to extension timeline.

**COMMISSIONER CONSTANCE MOVED TO APPROVE RESOLUTION 2020-080 EXTENDING A LOCAL STATE OF EMERGENCY AND PROVIDING FOR EMERGENCY GOVERNMENTAL OPERATIONS RELATED TO THE NOVEL CORONAVIRUS DISEASE 2019 ("COVID-19"), SECONDED BY COMMISSIONER TISEO**

**MOTION CARRIED 5:0.**

**F. Budget and Administrative Services**

Fiscal Services

1. Utilities Uncollectible Accounts through March 31, 2020 Write Off

**Recommended Action:** Approve the write off of accumulated Utilities uncollectible accounts through March 31, 2020.

**Budgeted Action:** No action needed.

2. Interlocal Agreement with City of Punta Gorda - 6 Cent Gas Tax

**Recommended Action:** Approve Interlocal Agreement with the City of Punta Gorda regarding the distribution of the six cents local capital gas tax proceeds. **A.AGR 2010-025**

**Budgeted Action:** No action needed.

Information Technology

Purchasing

3. 20-333 Award, Emergency Debris Removal (Public Works)

**Recommended Action:** a) Award the Request for Proposal #20-333, Emergency Debris Removal to the firms in descending order as follows: AshBritt, Inc. of Deerfield Beach, Florida; CrowderGulf Joint Venture, Inc. of Mobile, Alabama; DRC Emergency Services, LLC of Galveston, Texas; and TFR Enterprises, Inc. of Leander, Texas; to establish pre-qualified Contractors to assist Charlotte County in the management and removal of debris resulting from a catastrophic event or to assist the County with special needs and events for other than full-scale disasters; and b) Authorize the Chairman to sign the contract(s); and c) Authorize the County Administrator to approve renewal the option for one (1) 5-year term at the prices, terms and conditions, as stated in the RFP documents, by mutual consent, for emergency debris removal.

**Budgeted Action:** No action needed. A budget amendment will be brought to the board for approval in the event of a storm. Funding for this expense will come from General Funds with anticipated reimbursement from Federal Emergency Management Agency and Florida Department of Emergency Management.

Kim Corbett, Purchasing Senior Division Manager gave a brief overview of Emergency Debris Removal and responded to Board inquiries.

**Chair Truex** discussed ranking. **Commissioner Constance** mentioned Hurricane Irma, sole source debris removal, activation, bond, and discussions. **Commissioner Deutsch** noted bonding, Hurricane Irma, timeline, and Federal Emergency Management Agency (FEMA) reimbursement. **Commissioner Doherty** spoke to cost and bond.

COMMISSIONER DEUTSCH MOVED TO APPROVE AWARD THE REQUEST FOR PROPOSAL #20-333, EMERGENCY DEBRIS REMOVAL TO THE FIRMS IN DESCENDING ORDER AS FOLLOWS: ASHBRIIT, INC. OF DEERFIELD BEACH, FLORIDA; CROWDERGULF JOINT VENTURE, INC. OF MOBILE, ALABAMA; DRC EMERGENCY SERVICES, LLC OF GALVESTON, TEXAS; AND TFR ENTERPRISES, INC. OF LEANDER, TEXAS; TO ESTABLISH PRE-QUALIFIED CONTRACTORS TO ASSIST CHARLOTTE COUNTY IN THE MANAGEMENT AND REMOVAL OF DEBRIS RESULTING FROM A CATASTROPHIC EVENT OR TO ASSIST THE COUNTY WITH SPECIAL NEEDS AND EVENTS FOR OTHER THAN FULL-SCALE DISASTERS; AND AUTHORIZE THE CHAIRMAN TO SIGN THE CONTRACT(S); AND AUTHORIZE THE COUNTY ADMINISTRATOR TO APPROVE RENEWAL THE OPTION FOR ONE (1) FIVE-YEAR TERM AT THE PRICES, TERMS AND CONDITIONS, AS STATED IN THE RFP DOCUMENTS, BY MUTUAL CONSENT, FOR EMERGENCY DEBRIS REMOVAL, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

4. 20-412, Award, Dredging - Manchester Waterway (Public Works)

**Recommended Action:** Approve award of Request for Bids #20-412, Dredging - Manchester Waterway, to Marine Contracting Group, Inc. of Punta Gorda, Florida at a total cost of \$298,949.81. This is for the maintenance dredge of Manchester Waterway.

**Budgeted Action:** No action needed. Budgeted in the CIP Project "Manchester Waterway Maintenance Dredging" as approved in the FY20 budget process. Funding is supplied from Manchester Waterway MSBU in the Public Work's Department budget.

5. 20-446, Award, Lake 1 Excavation (Public Works)

**Recommended Action:** Approve award of Request for Bids #20-446, Lake 1 Excavation, to TSI Disaster Recovery, LLC, of Melbourne, Florida at a total cost of \$203,458.50.

**Budgeted Action:** No action needed. Budgeted in the CIP Project "Lake 1 Excavation for Three Lakes Project" as approved in the FY20 budget process. Funding is supplied from Mid-Charlotte Stormwater Utility District in the Public Work's budget.

6. 19-514, Change Order #1, Tringali Park Restroom Construction (Facilities)

**Recommended Action:** Approve Change Order #1 to Contract 19-514, Tringali park restroom construction, with Liberty R&V Construction of Englewood, Florida in the amount of \$23,862.

**Budgeted Action:** No action needed. Budgeted in the Community Services Capital Maintenance Plan as approved in the FY20 budget process, and later amended. Funding is supplied from Capital Projects ad valorem.

Real Estate Services

7. Exchange Agreement (Charlotte County - Charlotte County Habitat for Humanity, Inc.) (Utilities)

**Recommended Action:** Approve Resolution authorizing the Chairman to execute an Agreement for Exchange of Real Property between the County and Charlotte County Habitat for Humanity, Inc. **AGR 2020-027 / RES 2020-081**

**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**

1. Public Emergency Medical Transportation Supplemental Managed Care Organization Program with Letters of Agreements

**Recommended Action:** Authorize the Chairman to execute the Letters of Agreement for each Managed Care Organization (MCO) 6 required for pass through payment. **AGR 2020-028 / AGR 2020-029 / AGR 2020-030 / AGR 2020-031 / AGR 2020-032 / AGR 2020-033**

**Budgeted Action:** A budget adjustment to amend the General Fund - EMS FY2020 budget will be included in the 4th Quarter FY2020 amendments. Revenue and expense from this program will come from the General Fund.

**N. Public Works**

1. Sunrise Channel Dredge - Out of Cycle Funding Request

**Recommended Action:** Approve Out-of-Cycle funding from the Boater Revolving Local Fund in the amount of \$45,000 for the emergency dredging of Sunrise Channel. **RES 2020-082**

**Budgeted Action:** No action needed. Expenditures will be paid for from the BRF Contractual Services account from savings within the BRF Other Current Charges and Obligations account. There is no match funding required.

**O. Tourism Development**

**P. Utilities**

**Q. Other Agencies**

## REGULAR AGENDA

### R. Regular Agenda

#### 1. COVID-19 Response Update

##### County Administration

**(Change #2)** Added attachments – Presentation, DOH (6/22/2020) and Presentation, HS (6/23/2020).

a) Update on Charlotte County's COVID-19 response; and b) Discussion and direction on setting a COVID-19 Special Meeting June 30, 2020 at 9 a.m. and July 7, 2020 at 9 a.m.

Joseph Pepe, Florida Department of Health (FDOH) Administrator gave a brief overview of Florida COVID-19 Data and Surveillance Dashboard, US Trend, FL Daily Infections and Testing, Outbreak Model - Florida, Charlotte Model, Current Data, Year To Date (YTD) Charlotte County Trends, Antibody Testing, County Antibody Testing, Charlotte COVID-19 Updates, Testing and Incidence Rates, New Testing Site, and responded to Board inquiries.

Patrick Fuller, Emergency Management Director gave a brief overview of County staging area, Personal Protection Equipment (PPE), community testing sites, mask distribution, safe practices, COVID-19 hurricane response planning, and responded to Board inquiries.

Cameron Pennant, Legislative Manager gave a brief overview of hurricane season, Justice and Policing Act, qualified immunity, Paycheck Protection Program (PPP), and responded to Board inquiries.

Gordon Burger, Budget and Administrative Director gave a brief overview of funding, dollars, documentation, criteria, eligibility, surrounding counties survey, legislature, Charlotte County Sheriff's Office (CCSO), Department of Justice grant, audits, and responded to Board inquiries.

Carrie Walsh, Human Services Director gave a brief overview of Community Organizations Active in Disaster (COAD) Financial Applications, COAD Financial Assistance by Program, Weekly Government Funds Tracker, Client Headcount by Zip Code, Funding Awarded by Zip Code, Case Status by Percentage, Denial Reason Count, and responded to Board inquiries.

**Chair Truex** commented on masks, PPE proper use, educational opportunities, Agreement, audits, concerns, responsibility, FEMA, hurricane season, preparedness, reserves, Small County Coalition, Florida Association of Counties (FAC), timeline, Workshop, Special Meetings, and appropriation. **Commissioner Constance** discussed masks, cases, hospitalizations, YTD Charlotte County Trends, schools, Heating, Ventilation, and Air Conditioning (HVAC) systems, antiviral, Monroe County Ordinance, proper behavior standards, education, face masks website link, Contact Recommended Standard, CCSO, Code Enforcement, distribution, PPE, burn rate, budget, FEMA, paperwork, funding, COAD, small businesses, Coronavirus Aid, Relief, and Economic Security (CARES) Act, loans, grant, options, updates, framework, Client Headcount by Zip Code, appropriation, and Meeting Schedule. **Commissioner Deutsch** mentioned masks, recommendation, risks, flu cases, Ordinance, enforcement, disbursement, and Sahara sand. **Commissioner Doherty** noted Florida Department of Business and Professional Regulation (DBPR), FDOH, businesses, masks, Ordinance, funding, reimbursement, General Fund, reserves, and appropriations. **Commissioner Tiseo** spoke to recommendations, mandate, enforcement, masks, education, Occupational Safety and Health Administration (OSHA), businesses, deadline, COVID-19 impacts, Workshop, eligibility, Lee County, PPP, reimbursement, funding, programs, framework, Special Meetings, business grant component, evictions, income threshold, and CARES Act.



County Attorney Knowlton responded to masks, recommendation, Ordinance, businesses, and Local State of Emergency extension.

Deputy County Administrator Emily Lewis interjected on direction, framework, spending plan, and business grant component.

**(Consensus: Direct Administration to get with the Department of Health, and whoever else we need to, to put something on CC-TV to start reinforcing the fact that we strongly recommend, get the guidelines that were mentioned and whatever media we can encourage to print or televise or whatever to get the word out that this Board just strongly encourages all of those guidelines.)**

**COMMISSIONER TISEO MOVED TO APPROPRIATE \$250,000 TRANSFER TO HUMAN SERVICES FOR THE PROCESS AND THAT WHEN MONEY COMES IN IT WILL BACK FILL THE GENERAL FUND WHAT HAS BEEN SPENT SO FAR, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 5:0.**

**COMMISSIONER CONSTANCE MOVED TO APPROVE GOING BACK TO THE REGULAR TWO WEEK MEETING SCHEDULE AND IF ADMINISTRATION OR THE CHAIRMAN THINK WE NEED AN AD HOC MEETING WE WILL CALL A SPECIAL MEETING, SECONDED BY COMMISSIONER DOHERTY**

**MOTION CARRIED 5:0.**

## 2. Appoint by Ballot: Health Planning Council of SWFL

### **Commission Office**

Vote by ballot to fill the unexpired term of Dan Topp to the Health Planning Council of SWFL as per F.S. 408.003. The appointment is effective immediately and will expire December 31, 2021.

Deputy County Administrator Lewis announced ballot majority vote for Jeffrey Anlauf.

**COMMISSIONER CONSTANCE MOVED TO APPOINT BY BALLOT JEFFREY ANLAUF TO THE HEALTH PLANNING COUNCIL OF SOUTHWEST FLORIDA, SECONDED BY COMMISSIONER DOHERTY**

**MOTION CARRIED 5:0.**

## 3. Melbourne Street Parcel

### **Facilities**

Discussion and direction relating to park options for the Melbourne Street parcel.

Anthony Maddox, Fiscal Manager gave a brief overview of Melbourne Street Parcel and responded to Board inquiries.

**Chair Truex** commented on park, access, Parks and Recreation Master Plan, property cost and value, Sunseeker, and amenities. **Commissioner Constance** discussed access, Sunseeker, amenities, Letter of Intent (LOI), property value, appraisals, and market. **Commissioner Deutsch** mentioned park, waterfront, access, ingress, egress, public safety, best use, Live Oak Point Park, Parks and Recreation Master Plan, and property cost. **Commissioner Doherty** noted Parks and Recreation Master Plan, Live Oak Point Park, access, Sales Tax, opportunities, property cost and value, improvements,

concept plan, and Charlotte Harbor Community Redevelopment Agency Advisory Committee Special Meeting. **Commissioner Tiseo** spoke to Live Oak Point Park, waterfront, access, amenities, Sunseeker, selling strategy, LOI, Parks and Recreation Advisory Committee, marketing, best use, and Sales Tax.

Deputy County Administrator Lewis interjected on Parks and Recreation Master Plan and amenities.

Dave Gammon, Economic Development Director responded to selling strategy, Sunseeker, and LOI.

**RECESS 11:46 am - 12:57 pm**

**Taken Out Of Order**

## **PUBLIC HEARING AGENDA**

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

1. Consider an Ordinance Amending Chapter 3-8, "Waters and Sewers," Article VIII "on-site sewage treatment and disposal systems", Sections 3-8-250 through 3-8-256.

### **County Attorney**

Conduct a public hearing to consider an Ordinance Amending Chapter 3-8, "Waters and Sewers," Article VIII "on-site sewage treatment and disposal systems", Sections 3-8-250 through 3-8-256. **ORD 2020-025**

Assistant County Attorney Jean Stasio gave a brief overview of Ordinance Amending Chapter 3-8, "Waters and Sewers," Article VIII "on-site sewage treatment and disposal systems", Sections 3-8-250 through 3-8-256.

**Commissioner Tiseo** commented on Florida Department of Environmental Protection (FDEP), FDOH, changes, pump out, sewers, and ordinance.

### **Public Input**

Susan Hutt discussed Aerobic Treatment Units (ATU), Ordinance language, pump out, FDOH, and sewer expansion.

Kathleen Coppola mentioned sewers, Countryman Avenue, harbor and canal protection, and Rock Creek Drive.

Patricia Harris noted sewer project, timeline, funding, and Sales Tax.

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

**MOTION CARRIED 5:0.**

**COMMISSIONER CONSTANCE MOVED TO APPROVE ORDINANCE 2020-025 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA; AMENDING CHAPTER 3-8 OF THE CODE OF LAWS AND ORDINANCES OF CHARLOTTE COUNTY ENTITLED "WATERS AND SEWERS," ARTICLE VIII, "ON-SITE SEWAGE TREATMENT AND DISPOSAL SYSTEMS," SECTIONS 3-8-250 THROUGH 3-8-255, TO DELETE OBSOLETE AND UNNECESSARY PROVISIONS, TO ADD A DEFINITION FOR AEROBIC TREATMENT UNIT, AMENDING SECTION 3-8-256, "REGULATIONS," TO DELETE UNNECESSARY PROVISIONS, TO CLARIFY THE LANGUAGE IN CERTAIN PROVISIONS, AND TO MODIFY THE CRITERIA FOR DETERMINING WHICH NON-ATU ON-SITE SEPTIC SYSTEMS ARE SUBJECT TO PUMP OUT AND INSPECTION EVERY FIVE (5) YEARS;**

PROVIDING FOR INCLUSION IN THE CHARLOTTE COUNTY CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE, SECONDED BY COMMISSIONER DEUTSCH  
MOTION CARRIED 5:0.

### 1 P.M. CITIZEN INPUT - ANY SUBJECT

Tim Ritchie, March Against Mosaic spoke to Mosaic, renewal, modification, clay settling areas, New Wales sinkhole, and Bartow South gypstack.

Skip Struebing commented on penny sales tax, agenda, and projects.

### 5. 10:00 A.M. Public Hearing (Continued)

#### 2. Charlotte County Sanitation MSBU First Time Assessed Properties

##### **Budget & Admin Services**

Conduct a public hearing to consider Resolution adopting the final assessment for first time assessed properties and an amended assessment roll, to assess for the first time thirteen (13) properties, with a total of 13 ERUs, in the Charlotte County Sanitation Municipal Service Benefit Unit (MSBU) for FY20/21. **RES 2020-084**

Mr. Burger gave a brief overview of Charlotte County Sanitation MSBU First Time Assessed Properties.

##### **Public Input**

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

MOTION CARRIED 5:0.

COMMISSIONER DOHERTY MOVED TO APPROVE RESOLUTION 2020-084 ADOPTING THE FINAL ASSESSMENT FOR FIRST TIME ASSESSED PROPERTIES AND AN AMENDED ASSESSMENT ROLL FOR THE CHARLOTTE COUNTY SANITATION UNIT, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

#### 3. Ambitrans Medical Transport Certificate of Public Convenience and Necessity

##### **Public Safety**

Conduct a public hearing to consider renewing the Certificate of Public Convenience and Necessity (COPCN). **RES 2020-085**

Deputy Chief Michael Davis gave a brief overview of Ambitrans Medical Transport Certificate of Public Convenience and Necessity and responded to Board inquiries.

Commissioner Constance mentioned sole source contract, operators, and Certificate of Public Convenience and Necessity (COPCN). Commissioner Tiseo discussed Agreement, notification, code, process, and Letter of Necessity.

##### **Public Input**

Vanessa Oliver noted COPCN.

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

MOTION CARRIED 5:0.

COMMISSIONER DOHERTY MOVED TO APPROVE RESOLUTION 2020-085 GRANTING AMBITRANS MEDICAL TRANSPORT, INC. A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE IN THE INCORPORATED AND UNINCORPORATED AREAS OF CHARLOTTE COUNTY A NON-EXCLUSIVE , SCHEDULED, NON-EMERGENCY TRANSPORT SERVICE TO AND FROM MEDICAL FACILITIES AND INSTITUTIONS AT THE ADVANCED LIFE SUPPORT LEVEL, SECONDED BY COMMISSIONER CONSTANCE

MOTION CARRIED 5:0.

#### PRESENTATION AGENDA

T. 10:00 A.M. Presentations

R. Regular Agenda (Continued)

4. Authorize Implementation of Payment Plan

Utilities

Approve Resolution to authorize the development and implementation of payment plans for Charlotte County Utilities customers that are delinquent in paying water and /or wastewater bills during a declared state of emergency. RES 2020-083

Craig Rudy, Utilities Director gave a brief overview of Authorize Implementation of Payment Plan.

COMMISSIONER DOHERTY MOVED TO APPROVE RESOLUTION 2020-083 TO AUTHORIZE THE DEVELOPMENT AND IMPLEMENTATION OF PAYMENT PLANS FOR CHARLOTTE COUNTY UTILITIES CUSTOMERS THAT ARE DELINQUENT IN PAYING WATER AND/OR WASTEWATER BILLS DURING A DECLARED STATE OF EMERGENCY, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

(Addition #1) 5. 19-446 Amendment #1, Strategic Plan for Punta Gorda/Englewood Beach Visitor and Convention Bureau (Tourism)

Tourism Development

a) Approve Amendment #1 to Contract #19-446, Strategic Plan for Punta Gorda/Englewood Beach Visitor and Convention Bureaus with Streetsense Consulting of Bethesda, Maryland, for additional services in the amount of \$45,000; and b) Authorize the Chairman to sign Amendment #1 for services addressing the County's strategic plan and tourism after the Coronavirus (COVID-19).

Sean Doherty, Interim Tourism Director gave a brief overview of Amendment #1, Strategic Plan for Punta Gorda/Englewood Beach Visitor and Convention Bureau and responded to Board inquiries.

Chair Truex spoke to Tourist Development Council (TDC), Request for Proposal (RFP), process, timeline, contract, recovery fund, and CARES Act. **Commissioner Constance** commented on Streetsense Consulting, cost, coverage, time period, Aqua Marketing and Communications, Inc., communication, recovery plan, testimony, TDC, and recontract. **Commissioner Tiseo** discussed Aqua Marketing and Communications, Inc., Streetsense Consulting, strategic plan, and process.

County Attorney Knowlton mentioned vote reconsideration and re-contract language.

Ms. Corbett interjected on Aqua Marketing and Communications, Inc. contract, options, re-contract, waiver procedures, RFP, and request for quote.

David Di Maggio, Aqua Marketing and Communications, Inc. President noted COVID-19, framework, TDC, meetings, demand, emergency funds, contract, and RFP.

**COMMISSIONER CONSTANCE MOVED THAT THE BOARD WAIVE ADHERENCE TO THE REQUIREMENTS OF THE ARTICLE OF PROCUREMENT, PREPARE NEW CONTRACT WITH AQUA MARKETING AND COMMUNICATIONS, INC. FOR CREATIVE SERVICES THAT ARE EXACTLY THE SAME PRICES, TERMS, AND CONDITIONS OF THE CONTRACT THAT WAS PREVIOUSLY TERMINATED, AS PART OF THAT AQUA MARKETING AND COMMUNICATIONS, INC. WOULD BE DOING THEIR RECOVERY MARKETING AS PART OF THEIR MONTHLY MARKETING, RENEW THE CONTRACT TO SEPTEMBER 30, 2021, AND AUTHORIZE THE CHAIRMAN TO EXECUTE THE CONTRACT AS SOON AS IT IS PREPARED, SECONDED BY COMMISSIONER TISEO**

**MOTION CARRIED 5:0.**

**RECESS: 1:42 pm - 2:15 pm**

## **2 P.M. LAND USE AGENDA**

### **CITIZEN INPUT - LAND USE CONSENT AGENDA ITEMS ONLY**

#### **Consent Agenda**

**COMMISSIONER DOHERTY MOVED TO APPROVE LAND USE CONSENT AGENDA WITH THE EXCEPTION OF UA3, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 5:0.**

UA1. FP-20-01-07, Babcock Ranch Community Phase 2C, Babcock Property Holdings, LLC and Resolution Authorizing Golf Carts on Certain Public Roads

#### **Community Development**

Babcock Property Holdings, LLC has requested Final Plat approval for a subdivision to be named, Babcock Ranch Community Phase 2C, consisting of two tracts and 195 single-family lots. They also request approval of a Resolution permitting the use of golf carts on all the roads in the subdivisions of Babcock Ranch Community Phase 2C, Babcock Ranch Community Greenway Boulevard, Babcock Ranch Community Cypress Lodge, Babcock Ranch Community Bluebird Trail, and Babcock Ranch Community Cypress Parkway. The site is 59.38 acres, more or less, and is located south of Bermont Road, north of the border with Lee County, east of Babcock Ranch Road, and west of the border with Glades County, in Section 32, Township 42S, Range 26E, in Commission District I. **RES 2020-086**

#### **Quasi-Judicial**

UA2. DRC-20-00033 Port Charlotte Storage

**Community Development**

AM Engineering is requesting Final Detail Site Plan approval for Port Charlotte Storage. The proposed development includes construction of a self-storage building. This project site is 5.14 +/- acres, Tract D of the JC Center and is located at 23950 Veterans Blvd., Port Charlotte, FL., in Section 06, Township 40, Range 23E. This is in the Sandhill DRI. **RES 2020-087**

**Quasi-Judicial**

UA3. DRC-20-00019 West Port Pods B & H

**Community Development**

Morris Engineering is requesting Final Detail Site Plan approval for Pod B (The Isles) & Pod H (The Hammocks). This project consists of 429 residential units with associated infrastructure. This site is 116.92 +/- acres and is part of a 434.68 +/- acre site and generally located at 1190 Centennial Boulevard in Port Charlotte, FL in Section 11, Township 40, Range 21. **RES 2020-088**

**Quasi-Judicial**

Chair **Truex** polled the Board for Ex Parte Disclosures. **Commissioner Deutsch, Commissioner Doherty, and Commissioner Tiseo** advised they submitted the required forms to the Clerk's Office.

**COMMISSIONER CONSTANCE MOVED TO APPROVE RESOLUTION 2020-088 GRANTING MORRIS ENGINEERING FINAL DETAIL SITE PLAN APPROVAL FOR DRC-20-00019 FOR WEST PORT POD B (THE ISLES) AND POD H (THE HAMMOCKS), A TOTAL OF 116.92 ACRES MORE OR LESS AND GENERALLY LOCATED AT 1190 CENTENNIAL BOULEVARD, NORTH OF EL JOBEAN ROAD (SR 776) AND SOUTH OF US 41, PORT CHARLOTTE, FLORIDA, SECONDED BY COMMISSIONER DOHERTY**

**MOTION CARRIED 4:0., COMMISSIONER TISEO ABSTAINED (FORM 8B FILED)**

**Public Hearing**

UB1. Ordinance Approving TCP-20-03, FY 2020 CIP Updates

**Community Development**

**(Change #1)** Added attachments – Ordinance TCP-20-03, Reduced Size PDF and Ordinance TCP-20-03, pg. 1-4 (No changes, smaller Resolution for easier viewing).

Adopt Ordinance approving TCP-20-03, the adoption of the fiscal year 2020 County Capital Improvements Plan Updates, including annual updates of the County Capital Improvements Plan, the Charlotte County School District 5-Year Work Program, and the Charlotte County-Punta Gorda MPO Transportation Improvement Program into the Capital Improvements Element. **ORD 2020-026**

**Legislative**

Shaun Cullinan, Planning and Zoning Official gave a brief overview of Request and Annual Capital Improvement Projects (CIP) Updates.

**Public Input**

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

MOTION CARRIED 5:0.

COMMISSIONER DOHERTY MOVED TO APPROVE ORDINANCE 2020-026 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, PURSUANT TO SECTION 163.3177(3)(B), FLORIDA STATUTES, UPDATED THE CAPITAL IMPROVEMENT PLAN (CP), SET FORTH IN CAPITAL IMPROVEMENTS ELEMENT (CIE) APPENDIX II: CONCURRENCY RELATED CAPITAL IMPROVEMENTS SCHEDULE; THE CHARLOTTE COUNTY SCHOOL DISTRICT 5-YEAR DISTRICT FACILITIES WORK PROGRAM, SET FORTH IN CIE APPENDIX III: CHARLOTTE COUNTY SCHOOL DISTRICT 5-YEAR DISTRICT FACILITIES WORK PROGRAM; AND THE CHARLOTTE COUNTY – PUNTA GORDA MPO TRANSPORTATION IMPROVEMENT PLAN, SET FORTH IN CIE APPENDIX IV: CHARLOTTE COUNTY – PUNTA GORDA MPO TRANSPORTATION IMPROVEMENT PROGRAM IN THE CIE OF THE COUNTY'S COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

UB2. PP 20-03-10, Heritage Landing Phase II, Lennar Homes, LLC

### Community Development

Lennar Homes, LLC has requested Preliminary Plat approval for a subdivision to be named, Heritage Landing Phase II, consisting of 256 residential lots. The site is 386.35 acres, more or less, and is located east of the Peace River, north and west of Burnt Store Road, and south of the City of Punta Gorda, in Sections 17, 19 and 20, Township 42, Range 23, in Commission District II.

#### Quasi-Judicial

Minutes Clerk Light administered oath for testimony.

Chair Truex polled the Board for Ex Parte Disclosures. **Commissioner Deutsch, Commissioner Doherty, and Commissioner Tiseo** advised they submitted the required forms to the Clerk's Office.

Mr. Cullinan gave a brief overview of PP-20-03-10, 2017 Aerial Location Map (Full Range), 2017 Aerial Location Map (Mid-Range), 2017 Aerial Location Map, FLUM Designations, Zoning Designations, 500' Buffer Map, 2019 Google Earth Image, and Proposed Changes.

Attorney Rob Berntsson, Applicant Representative accepted Mr. Cullinan as an expert.

#### Public Input

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

MOTION CARRIED 5:0.

COMMISSIONER DOHERTY MOVED TO APPROVE PRELIMINARY PLAT APPROVAL FOR A SUBDIVISION TO BE NAMED, HERITAGE LANDING PHASE II, CONSISTING OF 256 RESIDENTIAL LOTS. THE SITE IS 386.35 ACRES, MORE OR LESS, AND IS LOCATED EAST OF THE PEACE RIVER, NORTH AND WEST OF BURNT STORE ROAD, AND SOUTH OF THE CITY OF PUNTA GORDA, IN SECTIONS 17, 19 AND 20, TOWNSHIP 42, RANGE 23, IN COMMISSION DISTRICT II, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

UB3, NOPC-20-49-18, Revisions to DO for Increment IV of the Murdock Center DRI

**Community Development**

Adopt a Resolution pursuant to Section 380.06(7), Florida Statutes (F.S.) and Section 3-9-10.1, Development of Regional Impact (DRI) Development Order (DO) Amendment Process and Procedure under Chapter 3-9, Zoning, the County's Land Development Regulation, amending Development Order, Resolution Number 2009-167, for Increment IV of the Murdock Center Development of Regional Impact (DRI) to revise Exhibit C: Murdock Center Increment IV Land Uses Table 10-1A-1 Project Description by adding an Land Use Equivalency Matrix; to use the proposed Land Use Equivalency Matrix 1) to exchange 9,581 square feet of approved retail uses for 50 hotel rooms; 2) to exchange 10,237 square feet of approved retail uses for 150 dwelling units of senior adult housing; and 3) to exchange 9,515 square feet of approved retail uses for 125 beds of assisted living, on Parcel 2 within Increment IV of the Murdock Center DRI; to amend Land Uses Table 10-1A-1 Project Description to reflect changes of development rights; and to reflect the extension of the buildout date and expiration date of this Development Order per Governor's Executive Orders; for property generally northeast of Tamiami Trail (U.S.41), southeast of Veterans Boulevard, and west of Cochran Boulevard, containing 98.36± acres, in the Port Charlotte area; Commission District IV, Petition No. NOPC-20-49-18; applicant: Centennial Bank. **RES 2020-089**

**Quasi-Judicial**

Chair Truex polled the Board for Ex Parte Disclosures. **Commissioner Deutsch, Commissioner Doherty, and Commissioner Tiseo** advised they submitted the required forms to the Clerk's Office.

Jie Shao, Principal Planner provided credentials, gave a brief overview of Proposed Change, 1000' Buffer Map, Location Map, Area Image, Framework, FLUM Designations, Zoning Designations, Detailed Changes, Land use Equivalency Matrix, Detailed Changes, Exhibit C, and responded to Board inquiries.

Attorney Rob Berntsson, Applicant Representative recognized Ms. Shao as an expert, provided credentials, spoke to contract, proposed changes, traffic, development rights, requested approval, and responded to Board inquiries.

**Commissioner Constance** commented on Land use Equivalency Matrix, traffic, rooms, Assisted Living Facility (ALF), senior living, open space, and waterway. **Commissioner Tiseo** discussed Land use Equivalency Matrix and open space.

Mr. Cullinan interjected on site plan, waterway, and open space.

**Public Input**

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

**MOTION CARRIED 5:0.**

**COMMISSIONER CONSTANCE MOVED TO APPROVE RESOLUTION 2020-089 PURSUANT TO SECTION 380.06(7), FLORIDA STATUTES (F.S.) AND SECTION 3-9-10.1, DEVELOPMENT OF REGIONAL IMPACT (DRI) DEVELOPMENT ORDER (DO) AMENDMENT PROCESS AND PROCEDURE UNDER CHAPTER 3-9, ZONING, THE COUNTY'S LAND DEVELOPMENT REGULATION AMENDING DEVELOPMENT ORDER, RESOLUTION NUMBER 2009-167, FOR INCREMENT IV OF THE MURDOCK CENTER DEVELOPMENT OF REGIONAL IMPACT (DRI) TO REVISE EXHIBIT C: MURDOCK CENTER INCREMENT IV LAND USES TABLE 10-1A-1 PROJECT DESCRIPTION BY ADDED A LAND USE EQUIVALENCY MATRIX; TO USE THE PROPOSED LAND USE EQUIVALENCY MATRIX; (1) TO EXCHANGE 9,581 SQUARE FEET OF APPROVED RETAIL USES FOR 50 HOTEL ROOMS; (2) TO EXCHANGE 10,237 SQUARE FEET OF APPROVED RETAIL USES FOR 150 DWELLING UNITS OF SENIOR ADULT HOISING; AND (3) TO EXCHANGE 9,515 SQUARE FEET OF APPROVED RETAIL USES FOR 125 BEDS OF ASSISTED LIVING, ON PARCEL 2 WITHIN INCREMENT IV OF THE MURDOCK CENTER DRI; TO AMEND LAND USES TABLE 10-1A-1 PROJECT DESCRIPTION TO REFLECT CHANGES OF DEVELOPMENT RIGHTS; AND TO REFLECT THE EXTENSION OF**



THE BUILDOUT DATE AND EXPIRATION DATE OF THIS DEVELOPMENT ORDER PER GOVERNOR'S EXECUTIVE ORDERS; FOR PROPERTY GENERALLY NORTHEAST OF TAMiami TRAIL (U.S. 41), SOUTHEAST OF VETERANS BOULEVARD, AND WEST OF COCHRAN BOULEVARD, CONTAINING 98.36± ACRES, IN THE PORT CHARLOTTE AREA, COMMISSION DISTRICT IV, PETITION NO NOPC-20-49-18; APPLICANT: CENTENNIAL BANK; PROVIDING AN EFFECTIVE DATE, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

UB4. TCP-20-01, Future Land Use (FLU) Appendix VI: Developments of Regional Impact

#### **Community Development**

Pursuant to Section 163.3184(3), Florida Statutes, transmit a Large Scale Plan Amendment to the Department of Economic Opportunity (DEO) and other State agencies for review and comment; this request is to revise Future Land Use (FLU) Appendix VI: Developments of Regional Impact by adding a Land Use Equivalency Matrix to Increment IV of the Murdock Center Development of Regional Impact (DRI) which will allow the conversion of approved commercial square footage to other uses within the DRI; and by amending the Murdock Center DRI development rights to 1) reduce the range of square footage for Retail/office from 2,714,000 - 2,729,924 square feet to 2,669,667 - 2,685,591 square feet; 2) increase the hotel rooms from 100 to 150 within Increment IV; 3) add 150 units of Senior Adult Housing within Increment IV; and 4) add 125 beds of Assisted Living within Increment IV; Petition No. TC-20-01; applicant: Centennial Bank.

#### **Legislative**

Ms. Shao gave a brief overview of Proposed Changes, Charlotte County Developments of Regional Impact (DRI's), Increment IV of the Murdock Center DRI Area Image, Proposed Detailed Changes, Land Use/Development Right, Murdock Center Land Use Increment IV Equivalency Matrix, and responded to Board inquiries.

Commissioner Constance mentioned Land Use/Development Right.

Attorney Rob Berntsson, Applicant Representative accepted Ms. Shao as an expert and requested approval.

#### **Public Input**

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

MOTION CARRIED 5:0.

COMMISSIONER DOHERTY MOVED TO APPROVE LARGE SCALE PLAN AMENDMENT TO THE DEPARTMENT OF ECONOMIC OPPORTUNITY (DEO) AND OTHER STATE AGENCIES FOR REVIEW AND COMMENT; THIS REQUEST IS TO REVISE FUTURE LAND USE (FLU) APPENDIX VI: DEVELOPMENTS OF REGIONAL IMPACT BY ADDING A LAND USE EQUIVALENCY MATRIX TO INCREMENT IV OF THE MURDOCK CENTER DEVELOPMENT OF REGIONAL IMPACT (DRI) WHICH WILL ALLOW THE CONVERSION OF APPROVED COMMERCIAL SQUARE FOOTAGE TO OTHER USES WITHIN THE DRI; AND BY AMENDING THE MURDOCK CENTER DRI DEVELOPMENT RIGHTS TO 1) REDUCE THE RANGE OF SQUARE FOOTAGE FOR RETAIL/OFFICE FROM 2,714,000 - 2,729,924 SQUARE FEET TO 2,669,667 - 2,685,591 SQUARE FEET; 2) INCREASE THE HOTEL ROOMS FROM 100 TO 150 WITHIN INCREMENT IV; 3) ADD 150 UNITS OF SENIOR ADULT HOUSING WITHIN INCREMENT IV; AND 4) ADD 125 BEDS OF ASSISTED LIVING WITHIN INCREMENT IV; PETITION NO. TC-20-01; APPLICANT: CENTENNIAL BANK, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

UB5. PAL-20-00003, San Casa

## Community Development

Pursuant to Section 163.3184(3), Florida Statutes, transmit a Large Scale Plan Amendment to the Department of Economic Opportunity (DEO) and other State agencies for review and comment; the amendment request is to add an annotation to Charlotte County FLUM Series Map #1: 2030 Future Land Use to limit the overall density of the subject property to five units; for property located at 6530, 6600, 6640, and 6650 San Casa Drive, in the Englewood area; containing 19.9± acres; Commission District III; Petition No. PAL-20-00003; Applicants: Casa Sand, LLC, Lake Hurst Holdings, LLC, and San Casa Investments, LLC.

### Legislative

Ms. Shao gave a brief overview of Proposed Change, 1000' Buffer Map, Location Map, Area Image, Framework, FLUM Designations, Zoning Designations, and responded to Board inquiries.

Attorney Rob Berntsson, Applicant Representative accepted Ms. Shao as an expert, provided credentials, noted zoning, acreage parcels, single family homes, units, Planned Development (PD), roads, comprehensive plan, lots, deeds, wetlands, environmental report, Oyster Creek, uses, special exception, spill, FDEP, restrictions, utilities, Department of Economic Opportunity (DEO), requested approval, and responded to Board inquiries.

**Chair Truex** spoke to units, PD, reduction, density, DEO, and timeline review. **Commissioner Constance** commented on 1000' Buffer Map, acres, PD, density, Area Image, oil spill area, opportunity zone, zoning, deed restriction, notification, and Board of Zoning Appeals (BZA). **Commissioner Deutsch** discussed zoning, units, single-family housing, house square footage, lots, density, notification, and procedural steps. **Commissioner Doherty** mentioned zoning, large-scale plan amendment, units, and DEO. **Commissioner Tiseo** noted environmental issue, No Action letter, clean-up fund, PD, units, zoning, single family housing, BZA, ALF, property rights, process, and DEO.

Mr. Cullinan replied to plat, Winchester Boulevard, Geographic Information System (GIS), Comprehensive Plan Amendment, units, PD, rezoning, concept plan, final detail site plan, process, plan amendment, DEO, single family housing, lot coverage, special exception, BZA, ALF, regulations, environmental issue, opportunity zone, deed restrictions, procedural steps, timeline review, and notification.

### Public Input

Robert Waldren spoke to pandemic, moratorium, notification, zoning, Casa Sand LLC, ground water restriction area, FDEP, multifamily housing, Florida Water Management District, swampland, lots, report, and Oyster Creek.

Donna Waldren commented on accountability, Environmental Protection Agency (EPA) restrictions, land of opportunity zone, zoning, Oyster Creek, parcel, plat, land use, density, public notification, multi-family housing, incentives, 2030 FLUM, drainage, and budget.

Dan Hudson discussed residential neighborhood, Oyster Creek, zoning, property uses, exceptions, density, variance, EPA violation, impacts, and marshland.

Ken Folberg mentioned zoning, lots, applicant, Planning and Zoning Committee hearing, and Oyster Creek.

Marlene Folberg noted Englewood, demands, Oyster Creek, zoning, PD, lots, San Casa Drive property, landscape company, and Winchester Boulevard.

Nancy Bingaman spoke to environment, wetland, red tide, water, filtration, oil spill, flooding, roads, sidewalks, lots, and zoning.

Scott Haranda commented on property, zoning, single-family housing, and swampland.

Jennifer Haranda discussed plats, zoning, and uses.

**COMMISSIONER CONSTANCE MOVED TO CLOSE PUBLIC INPUT, SECONDED BY COMMISSIONER TISEO**

**MOTION CARRIED 5:0.**

**COMMISSIONER DOHERTY MOVED TO APPROVE LARGE SCALE PLAN AMENDMENT TO THE DEPARTMENT OF ECONOMIC OPPORTUNITY (DEO) AND OTHER STATE AGENCIES FOR REVIEW AND COMMENT; THE AMENDMENT REQUEST IS TO ADD AN ANNOTATION TO CHARLOTTE COUNTY FLUM SERIES MAP #1: 2030 FUTURE LAND USE TO LIMIT THE OVERALL DENSITY OF THE SUBJECT PROPERTY TO FIVE UNITS; FOR PROPERTY LOCATED AT 6530, 6600, 6640, AND 6650 SAN CASA DRIVE, IN THE ENGLEWOOD AREA; CONTAINING 19.9± ACRES; COMMISSION DISTRICT III; PETITION NO. PAL-20-00003; APPLICANTS: CASA SAND, LLC, LAKE HURST HOLDINGS, LLC, AND SAN CASA INVESTMENTS, LLC, SECONDED BY CHAIR TRUEX**

**MOTION CARRIED 5:0.**

UB6. TLDR-20-01, Keeping of Chickens

### **Community Development**

Consider the revisions to the Land Development Regulations referencing Accessory Chicken Keeping as a Special Exception use, based on the findings and analysis in the Planning Division staff report dated May 26, 2020, and the evidence presented at the public hearing, and request the Board to set the second public hearing on July 14, 2020 at 2:00PM or as soon thereafter as may be heard, in accordance with Section 125.66, Florida Statutes.

#### **Legislative**

Mr. Cullinan gave a brief overview of Current Regulations, Reason for Proposed Regulations, What do our neighbors do, Proposed Changes, Proposed Differences, and responded to Board inquiries.

**Chair Truex** mentioned registration, cost, education, citizen survey, BZA, modifications, surrounding counties, and fee. **Commissioner Constance** noted surrounding counties, requirements, research, implementation, process, deed restricted areas, fees, code enforcement, sunset provision, by right, training, complaints, and notification. **Commissioner Deutsch** spoke to survey, participants, results, diseases, pets, and surrounding counties. **Commissioner Doherty** commented on Home Owners Association (HOA), Property Owners Association (POA), fee, cost, BZA, special exception, by right, zoning, notification, process, sunset provision, education, and pilot program. **Commissioner Tiseo** discussed surrounding counties, by right, fees, BZA, screening, sunset provision, and disease outbreak.

#### **Public Input**

Melissa Aniskewicz, Charlotte Cluck Founder mentioned survey, results, diseases, spread, Centers for Disease Control and Prevention (CDC), hygiene, apparel, by right, permit, City of Fort Myers, sunset provision, and dogs.

Anmarie Smith noted eggs, feed, pesticides, fertilizers, pets, education, apparel, and by right.

Marilyn Paris spoke to eggs, protein source, shortage, independence, license, fee, and dogs.

Markie Aniskewicz commented on chickens, care, eggs, 4-H, fee, and pets.

Sandy B. Sohl discussed chickens, training, care, clean-up, sanitization, dogs, and eggs.

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

MOTION CARRIED 5:0.

**AA. County Administrator Comments**

Deputy County Administrator Lewis mentioned mosquito control requests.

John Elias, Public Works Director noted mosquito control, requests, missions, and notifications.

Commissioner Constance spoke to aerial application.

**BB. County Attorney Comments**

County Attorney Knowlton commented on Murdock Village previously used marketed website.

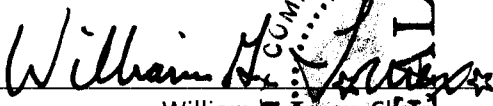
**CC. Economic Development Director Comments**

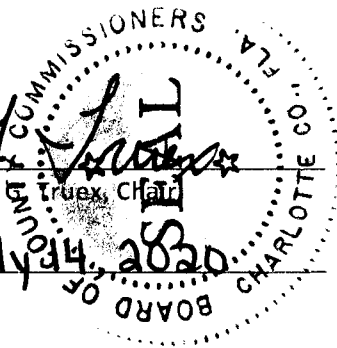
**DD. County Commissioner Comments**

Chair Truex discussed ranking process, scoring, complaints, tabulation sheet, AshBritt, Inc., rankings, and Workshop. Commissioner Constance mentioned purchasing tabulation sheets, scoring, rankings, Streetsense, process, and recusals. Commissioner Deutsch noted disclaimer, purchasing, Workshop, and process. Commissioner Doherty spoke to process, Review Committee, scoring, tabulation sheets, Water Authority, and HDR Engineering, Inc. Commissioner Tiseo commented on ethics, bidders, staff recommendations, scoring, and ballots.

Deputy County Administrator Lewis discussed recusal, purchasing, process, Administration, and ballots.

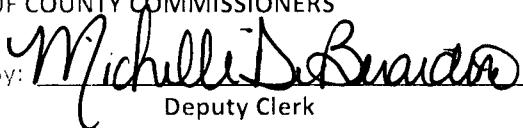
ADJOURNED: 5:22 pm

  
 William G. Truex, Chair  
 DATE ADOPTED: July 24, 2020



ATTEST:

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

By:   
Deputy Clerk