

BOARD OF COUNTY COMMISSIONERS

OCTOBER 24, 2023

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 Administrator Flores, County Attorney Knowlton, and Minutes Clerk Johnston. The following members were absent: None.

The Meeting was called to order at 9:00 am

The Invocation was given by Pastor Bill Frank, First Baptist Church of Punta Gorda, followed by the Pledge of Allegiance.

Changes to the Agenda

Addition #1: R-9, Reappointment – Parks and Recreation Advisory Board. Approve the reappointment of William J Dryburgh as a Member At Large to the Parks and Recreation Advisory Board. Term is effective immediately and will expire December 31, 2027.

Requested by: Commission Office

Change #2: H-1, Added attachment – Placida Parcels.

Requested by: Community Services

Change #1: R-1, Added attachments – 2024 State Legislative Agenda. Presentation, 2024 State Legislative Agenda Items Appropriations Requests, 2024 State Legislative Agenda, Presentation – backup material. Support Letters for Peace River Water Authority – Surface Water Expansion Project, Boys and Girls Club – Englewood Club, and Boys and Girls Clubs Support Request.

Requested by: County Administration

Change #3: R-4, Added attachments – SBC Presentation, Recap Information.

Requested by: Community Services

Change #4: H-2, Added attachment – Position Modification Form.

Requested by: Budget & Admin. Services

Chair Truex commented on 2024 State Legislative Agenda and Letters of Support. **Commissioner Constance** discussed Parks and Recreation Advisory Board Reappointment.

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

MOTION CARRIED 5:0.

Proclamations - Commissioner Joseph Tiseo

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

MOTION CARRIED 5:0.

Operation Green Light for Veterans

Veterans Services team accepted the Proclamation.

Healing Field of Honor Weekend

Alyson Burch accepted the Proclamation.

United States Air Force Thunderbird Days

Denise Dull accepted the Proclamation.

Veterans Day

Commissioner Deutsch accepted the Proclamation.

Filipino-American Society Day in Charlotte County

Ronnie Padilla, Vangie La Rosa, Marly Wagner, and Ann Marie Barnes accepted the Proclamation.

National American Indian Heritage Month

Proclamation will be mailed to Debbie Harrington.

Employee Recognition

Award Presentations

Check Presentation for the Veterans Memorial at the William R. Gaines Jr. Veterans Memorial Park

Commissioner Stephen R. Deutsch to accept donation from Big Boys Toyz; Brian Turner and The Crab House; Bruce Laishley.

Commissioner Deutsch mentioned Big Boys Toyz and Field of Dreamz County Classic Music Festival.

Brian Turner, Big Boys Toyz noted Field of Dreamz County Classic Music Festival and presented check to **Commissioner Deutsch**.

PUBLIC INPUT - AGENDA ITEMS ONLY

Denise Dull spoke to TLDR-23-02, Creation of New Section 3-9-92.

Sam Besase commented on Reappointments – Municipal Service Benefit Unit (MSBU)-Municipal Service Taxing Unit (MSTU) Advisory Board.

Jessica Turner discussed TLDR-23-02, Creation of New Section 3-9-92.

Jim Krause mentioned South Gulf Cove Waterway Advisory Board Appoint by Ballot.

Dawn Mann noted 23-272, Amendment #1, Construction Manager at Risk – Hurricane Ian Recovery – Mid County.

Gary Shallow spoke to Hurricane Idalia Request for Public Assistance.

Angela Hogan, Gulf Coast Partnership commented on TLDR-23-02, Creation of New Section 3-9-92.

Dave Kesselring discussed 23-559, Elevated Walking Paths at William R. Gaines Jr. Veterans Memorial Park – Phase 1, 23-270, Amendment #2, Construction Manager at Risk – Hurricane Ian Recovery – South County, 23-271, Amendment #1, Construction Manager at Risk – Hurricane Ian Recovery – West County, 23-272 Amendment #1, Construction Manager at Risk – Hurricane Ian Recovery – Mid County, Fiscal Year (FY) 23-24 Florida Communities Trust Parks and Open Space Grant Application, Florida Atlantic Watershed Master Planning Extension, New Positions for Community Services to Support Capital Improvement Project (CIP) Projects, and Set a Public Hearing to Consider Ordinance Updating Park Rules.

COMMITTEE VACANCIES

The Marine Advisory Committee is looking for three volunteers to fill a Member at Large position, a Port Charlotte Yacht Club position and a Burnt Store Isles Boat Club position. Terms are effective immediately and will expire on December 31, 2026. Please contact Claudia.Mayo@charlottecountyfl.gov for an application.

MPO - Citizens' Advisory Committee (CAC) is seeking one west County Representative. This individual 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 - Charlotte County Transportation Disadvantaged Local Coordinating Board (LCB) is seeking one volunteer representing the "Children at Risk; a person over sixty representing the "Elderly in Charlotte 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 following **MSBU/TU Advisory Boards** are seeking volunteers who must be both a property owner within and reside within the Unit. Submit applications to Public Works Department, 7000 Florida Street, Punta Gorda, Florida 33950; call 941-575-3600 or e-mail MSBU-TU@CharlotteCountyFL.gov.

- **Alligator Creek Waterway Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Boca Grande Street & Drainage Unit** is seeking three members to fill positions with terms through October 31, 2024, October 31, 2025, and October 31, 2026.
- **Buena Vista Waterway Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Burnt Store Village Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Deep Creek Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Don Pedro & Knight Islands Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Edgewater North Waterway Unit** is seeking two members to fill positions with terms through October 31, 2025, and October 31, 2026.
- **Englewood East Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2024, and October 31, 2026.
- **Gardens of Gulf Cove Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2024, and October 31, 2026.
- **Grove City Street & Drainage Unit** is seeking three members to fill positions with terms through October 31, 2024, October 31, 2025, and October 31, 2026.
- **Gulf Cove Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Gulf Cove Waterway Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Harbour Heights Street & Drainage Unit** is seeking one member to fill a vacant position with a term through October 31, 2024.
- **Manasota Key Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026.

- **Manchester Waterway Utility Unit** is seeking two members to fill positions with terms through October 31, 2024, and October 31, 2026.
- **Mid- Charlotte Stormwater Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Northwest Port Charlotte Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Northwest Port Charlotte Waterway Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Pirate Harbor Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Pirate Harbor Waterway Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Placida Area Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Rotonda Heights Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Rotonda Lakes Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Rotonda Sands Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2025, and October 31, 2026.
- **Rotonda West Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **South Burnt Store Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2024, and October 31, 2026.
- **South Charlotte Stormwater Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **South Gulf Cove Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2025, and October 31, 2026.
- **South Gulf Cove Waterway Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **West Charlotte Stormwater Unit** is seeking one member to fill a position with a term through October 31, 2026.

REPORTS RECEIVED AND FILED

Monthly Housing Division Report - September 2023

Human Services

September 2023 Housing Division Report.

CONSENT AGENDA

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

MOTION CARRIED 5:0.

Clerk of the Circuit Court

A. Comptroller Division

1. Finance

Recommended Action: Approve the Clerk's Finance Memorandum.

Budgeted Action: No action needed.

B. Minutes Division

1. Minutes

Recommended Action: Approve the following Minutes:

September 26, 2023 BCC Regular and Land Use Meeting
October 5, 2023 BCC Pre-Agenda
October 10, 2023 BCC Regular Meeting
October 10, 2023 BCC Utilities Update

Budgeted Action: No action needed.

Board of County Commissioners

C. Commission Office

1. Appointment - Mid-Charlotte Stormwater

Recommended Action: Approve the appointment of Stephen Rabinowitz to the Mid-Charlotte Stormwater Advisory Board. This will be a three-year term replacing Elizabeth Wong who has chosen not to seek reappointment. This appointment will be effective November 1, 2023, and will expire on October 31, 2026.

Budgeted Action: No action needed.

2. Appointment - Construction Industry Licensing Board - Licensed Mechanical Category

Recommended Action: Approve the appointment of Kevin Correll to the Construction Industry Licensing Board representing the licensed mechanical contractor category. Length of term is until June 6, 2026.

Budgeted Action: No action needed.

3. Appointments - Marine Advisory Committee

Recommended Action: a) Approve the appointment of William Moran as the Burnt Store Isles Boat Club representative to the Marine Advisory Committee. Term is effective immediately and will expire December 2026; and b) Approve the appointment of Jimmie Darden as the Member-at-Large representative to the Marine Advisory Committee. Term is effective immediately and will expire December 2026; and c) Approve the appointment of Angus McKinnon as the USCGA Flotilla 98 Charlotte Harbor representative to the Marine Advisory Committee. Term is effective immediately and will expire December 2026; and d) Approve the appointment of Bob Beiter as the Harbour Heights Yacht Club representative to the Marine Advisory Committee. Term is effective immediately and will expire December 2026.

Budgeted Action: No action needed.

4. Reappointment - Buena Vista Waterway Advisory Board

Commission Office

Approve the reappointment of Chuck Witzke to the Buena Vista Waterway Advisory Board. This appointment will be effective immediately and will expire on October 31, 2026.

5. Reappointment - Parks and Recreation Advisory Board

Recommended Action: Approve the reappointment of Debra A. Anlauf as the District 4 representative to the Parks and Recreation Advisory Board. Term is effective immediately and will expire on November 30, 2026.

Budgeted Action: No action needed.

6. Reappointments - MSBU-MSTU Advisory Board

Recommended Action: The following list of Municipal Service Benefit Units & Municipal Service Taxing Units Advisory Board members terms expire on October 31, 2023, and have requested reappointment. Approve the reappointments to the following Advisory Boards:

- Alligator Creek Waterway: Harry Walberg
- Don Pedro & Knight Island Street & Drainage: Lisa Haney

- Edgewater North Waterway: Elizabeth Groth
- Gardens of Gulf Cove Street & Drainage: Martha Vanderbilt
- Grove City Street & Drainage: Rose Gladfelter
- Gulf Cove Street & Drainage: Robert Parkinson
- Gulf Cove Waterway: Donna Draus
- Manchester Waterway: Kevin Peregoy
- Northwest Port Charlotte Waterway: Shawn Joannes
- Pirate Harbor Street & Drainage: Phillip Smallwood
- Rotonda Heights Street & Drainage: John Balas
- Rotonda Sands Street & Drainage: Richard Grunt
- Rotonda West Street & Drainage: Sam Besase
- South Burnt Store Street & Drainage: Dr. Mary Ellen Kiss
- South Gulf Cove Street & Drainage: Frederick Wozniak
- West Charlotte Stormwater: John House

These reappointments will be effective November 1, 2023 and expire on October 31, 2026.

Budgeted Action: No action needed.

D. County Administration

1. BCC Schedule Change

Recommended Action: Approve the following BCC Meeting schedule changes: a) Cancellation of the October 24, 2023, 10:00 a.m. Murdock Village Community Redevelopment Meeting; and b) Schedule Utilities Update Meeting on November 21, 2023 at 10:00 a.m. in Room 119 at 18500 Murdock Circle, Port Charlotte, Florida.

Budgeted Action: No action needed.

E. County Attorney

1. Joint Meeting with Punta Gorda City Council

Recommended Action: Approve Resolution authorizing a Joint Meeting with the Punta Gorda City Council at 1:00 p.m. on November 21, 2023, as required by Section 125.001, Florida Statutes. **RES 2023-198**

Budgeted Action: No action needed.

2. Junior Commission Civics Education Program

Recommended Action: Approve Resolution establishing a Junior Commission Civics Education Program. **RES 2023-199**

Budgeted Action: No action needed.

F. Budget and Administrative Services

Fiscal Services

1. NG911 Rapid SOS Premium - Florida Department of Management Services Grants

Recommended Action: a) Approve grant agreement with the Florida Department of Management Services in the amount of \$298,500 for a regional New Generation (NG) 911 Region E911 Rapid SOS Premium project for Charlotte County Sheriff's Office; and b) Approve Resolution for budget adjustment BA24-058 in the amount of \$298,500; And c) Authorize the Chairman, or designee, to sign any grant related documents. **GRT 2023-091 / RES 2023-200**

Budgeted Action: Approve Resolution for budget adjustment BA24-058 in the amount of \$298,500. Allowable grant expenses will be reimbursed by Florida Department of Management Services. There is no County match of funds required.

2. NG911 Network and Core Services - Florida Department of Management Services Grants

Recommended Action: a) Approve grant agreement with the Florida Department of Management Services in the amount of \$2,271,183 for a regional NG911 Region E911 Network & Core Services project for Charlotte County Sheriff's Office; and b) Approve Resolution for budget adjustment BA24-057 in the amount of \$2,271,183; and c) Authorize the Chairman, or designee, to sign any grant related documents. **GRT 2023-092 / RES 2023-201**

Budgeted Action: Approve Resolution for budget adjustment BA24-057 in the amount of \$2,271,183. Allowable grant expenses will be reimbursed by Florida Department of Management Services. There is no County match of funds required.

3. Hurricane Idalia Request for Public Assistance

Recommended Action: a) Ratify the authorization of the County Administrator's approval to apply for the Hurricane Idalia Request for Public Assistance application through the Federal Emergency Management Agency; and b) Adopt Resolution authorizing County Administrator, or designee, to execute grant agreements, and other documents relating to Hurricane Idalia DR 4734; and c) Authorize the Chairman to sign the Resolution. **RES 2023-202**

Budgeted Action: A budget adjustment will be brought to the board for approval if awarded. Expenses and Revenue will be budgeted in the Hurricane Fund. There is no local match required for Category B expenses, and a 12.5% local match for Category C-G.

Information Technology

Purchasing

4. 05-193, Approve Amendment 12, Engineering Services-Pirate Harbor Waterway (Public Works)

Recommended Action: a) Approve Amendment #12 to Contract 05-193 Engineering Services - Pirate Harbor Waterway with Coastal Engineering Consultants, Inc. of Bonita Springs, Florida for additional services with a change order to increase contract total by \$13,720; and b) Authorize the Chairman to sign Amendment #12.

Budgeted Action: No action needed. Budgeted in the Pirate Harbor Waterway MSBU as approved in the FY24 budget process. Funding is supplied by Pirate Harbor Waterway MSBU assessments.

5. 23-559, Award, Elevated Walking Paths at William R. Gaines Jr. Veterans Memorial Park - Phase 1 (Community Services)

Recommended Action: a) Approve Award of Request for Bid #23-559, Elevated Walking Paths at William R. Gaines Jr. Veterans Memorial Park - Phase 1 to Thomas Marine Construction, Inc. of Fort Myers, Florida for the total amount of \$564,304.91. This is for construction of Phase 1 of elevated walking paths at William R. Gaines Jr. Veterans Memorial Park, located at 20499 Edgewater Drive, Port Charlotte, Florida; and b) Approve Resolution for budget adjustment BA24-059 in the amount of \$267,592, increasing the Capital Improvements Project "William R. Gaines Jr. Veterans Memorial Park - Phase 1"; and c) Approve amendment to Capital Improvement Project "William R. Gaines Jr. Veterans Memorial Park - Phase 1" to award the construction contract. **RES 2023-203**

Budgeted Action: Approve budget adjustment BA24-059 in the amount of \$267,592 amending the FY24 budget for adopted Capital Improvements Project "William R. Gaines Jr. Veterans Memorial Park - Phase 1" from \$2,515,000 to \$2,782,592. Funding is provided from Capital Projects Fund Ad valorem taxes and reimbursed up to \$296,713 by the State of Florida Department of Environmental Protection. The local cost share increases from \$80,000 to \$347,592.

6. 23-270, Approve Amendment #2, Construction Manager at Risk - Hurricane Ian Recovery - South County (Facilities)

Recommended Action: a) Approve Amendment #2 to Contract #23-270, Construction Manager at Risk - Hurricane Ian Recovery - South County with Florida Premier Contractors, LLC for the Phase 2 Guaranteed Maximum Price (GMP) in the amount of \$3,841,124 for repairs to additional various insured assets; and b) Authorize the Chairman to sign Amendment #2.

Budgeted Action: No action needed. Hurricane costs are being collected in the Hurricane Fund. Funding is supplied from insurance reimbursement and County general reserves.

7. 23-271, Approve Amendment #1, Construction Manager at Risk - Hurricane Ian Recovery - West County (Facilities)

Recommended Action: a) Approve Amendment #1 to Contract #23-271, Construction Manager at Risk - Hurricane Ian Recovery - West County with Jon F. Swift Construction for the Guaranteed Maximum Price (GMP) in the amount of \$5,836,755.21 for repairs to various insured assets; and b) Authorize the Chairman to sign Amendment #1.

Budgeted Action: No action needed. Hurricane costs are being collected in the Hurricane Fund. Funding is supplied from insurance reimbursement and County general reserves.

8. 23-272, Approve Amendment #1, Construction Manager at Risk - Hurricane Ian Recovery - Mid County (Facilities)

Recommended Action: a) Approve Amendment #1 to Contract #23-272, Construction Manager at Risk Hurricane Ian Recovery - Mid County, with Wharton-Smith, Inc. of Sanford, Florida for the first of two Guaranteed Maximum Price (GMP) estimates, in the amount of \$2,243,483; and b) Authorize the Chairman to sign Amendment #1.

Budgeted Action: No action needed. Hurricane costs are being collected in the Hurricane Fund. Funding is supplied from insurance reimbursement and County general reserves.

Real Estate Services

Risk Management

Transit

G. Community Development

1. Florida Atlantic University Watershed Master Planning Extension

Recommended Action: a) Approval to extend Florida Atlantic University contract for Watershed Master Plan to December 31, 2023; and b) Authorize the chairman, or designee, to sign extension of the agreement. **A.AGR 2022-083**

Budgeted Action: No action needed.

H. Community Services

1. FY 23-24 Florida Communities Trust Parks and Open Space Grant Application

(Change #2) Added attachment – Placida Parcels.

Recommended Action: Approval and authorization to submit the Florida Communities Trust Parks and Open Space grant application in the amount of \$5,754,000 to FDEP for the purchase of land in Placida. **GRT 2023-093**

Budgeted Action: No action needed. A budget amendment and amendment of Capital Improvement Project "Placida Passive Park," adopted in the FY24 budget process will be brought to the Board for approval, if awarded. Grant funding will be provided by the Florida Department of Environmental Protection. There is a required 25% match to be provided by In-kind services of lands within the project site that were pre-acquired within 24 months prior to the application in the amount of \$1,142,000. The local cost share in the amount of \$296,500 will be determined at the time of acceptance.

2. New Positions for Community Services to Support CIP Projects

(Change #4) Added attachment – Position Modification Form.

Recommended Action: a) Request approval of an additional 2 full-time positions, 1 part time position and conversion of 1 part time position to a full-time position; and b) Approve Resolution and budget adjustment BA24-056 for \$422,089 for the positions and equipment; and c) Authorize the addition of 3 vehicles; 1 trailer; and one all-terrain vehicle to the County Fleet. **RES 2023-204**

Budgeted Action: Approve Budget Adjustment BA24-056 in the amount of \$422,089 to the General Fund - Parks Maintenance and Natural Resources budget. Funding for this expenditure comes from ad valorem.

3. Set a Public Hearing to Consider Ordinance Updating Parks Rules

Recommended Action: Set a public hearing to be held on November 14, 2023, at 10:00 a.m., or as soon thereafter as can be heard, in Room 119 at 18500 Murdock Circle, Port Charlotte, Florida, to consider an Ordinance Amending and Restating Articles I, II, III, and IV of Chapter 1-11, Governing Parks and Recreation, of the Code of Laws and Ordinances of Charlotte County, Florida.

Budgeted Action: No action needed. No financial impact.

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

1. FDEP Grant Agreement LPA0486 for Burnt Store WRF Fiber Optic Hardening Project

Recommended Action: a) Approve grant agreement LPA0486 with the Florida Department of Environmental Protection in the amount of \$300,000; and b) Approve Resolution for budget adjustment BA24-054 in the amount of \$300,000; and c) Approve amendment to Capital Improvement Project "Fiber Optic Installs for Utility Plants and Booster Stations" to receive grant funding from the Florida Department of Environmental Protection; and d) Approve Resolution authorizing County Administrator, or designee, to execute future agreements and other grant

documents relating to the State of Florida Department of Environmental Agency for the Burnt Store Water Reclamation Facility Fiber Optic Hardening Project; and e) Authorize the Chair, or designee, to sign all grant documents. **A.GRT 2023-026 / RES 2023-205 / RES 2023-206**

Budgeted Action: Approve budget adjustment BA24-054 in the amount of \$300,000 amending the FY24 Capital Improvement Project “Fiber Optic Installs for Utility Plants and Booster Stations” to advance funding from FY25 to FY24 for the fiber optic installation at Burnt Store Water Reclamation Facility and recognize grant funding in the Utility System-CCU Operating Fund. There is no local match required.

Q. Other Agencies

1. Notice of Award, EPA Assistance Agreement, Grant # CE-02D41623-1, National Estuary Program, CHNEP

Recommended Action: a) Approve grant agreement between Environmental Protection Agency Grant # CE-02D41623-1 and Charlotte County in the amount of \$850,000 for the Coastal & Heartland National Estuary Program; and b) Authorize the County Administrator, or designee, to sign any additional documents necessary to this grant. **GRT 2023-094**

Budgeted Action: No action required. This grant is in FY24 budget for CHNEP 1026 Fund in the amount of \$850,000 for EPA 320 grant funding. The required 100% match is budgeted in the 1026 Fund for the SFWMD projects. The grant funding is provided by United States Environmental Protection Agency.

REGULAR AGENDA

R. Regular Agenda

1. 2024 State Legislative Agenda

County Administration

(Change #1) Added attachments – 2024 State Legislative Agenda Presentation, 2024 State Legislative Agenda Items Appropriations Requests, 2024 State Legislative Agenda, Presentation – backup material. Support Letters for Peace River Water Authority – Surface Water Expansion Project, Boys and Girls Club – Englewood Club, and Boys and Girls Clubs Support Request.

Discussion and approval of the updated 2024 State Legislative agenda.

Eve Sweeting, Legislative Manager gave a brief overview of Guiding Principles, Flood Monitoring & Response Network, Midway / Lakeview Septic-to-Sewer, Harborview Road Right-of-Way (ROW), Flamingo / State Road (SR) 776 Intersection Improvement, Charlotte County Sheriff’s Office (CCSO): Headquarters & Public Safety Communications Center, Pre and Post Disaster Volunteer Host Facility / Dormitory at Charlotte Sports Park, Event Plaza and Activation Space at Charlotte Sports Park, Charlotte County School Board, and Peace River Manasota Regional Water Supply Authority (PRMRWSA).

Chair Truex mentioned Boys and Girls Club support letters, Port Charlotte Middle School, Live Local Act, Florida Association of Counties (FAC), Transfer of Density Units (TDU), and project losses. Commissioner Tiseo noted Port Charlotte Middle School, Boys and Girls Club support letters, Live Local Act, Area of Median Income (AMI), and FAC.

COMMISSIONER DOHERTY MOVED TO APPROVE UPDATED 2024 STATE LEGISLATIVE AGENDA, EDIT TO ADVOCATE FOR BOYS AND GIRLS CLUB, AND LETTERS OF SUPPORT, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

2. Manzhura Bros Coffee Cost Share Project

Utilities

Discussion and direction on the proposed allocation of funds to upsize Force Main for Manzhura Bros Coffee.

Dave Watson, Utilities Director highlighted Manzhura Bros Coffee Cost Share Project.

Commissioner Tiseo spoke to backup material.

COMMISSIONER DOHERTY MOVED TO APPROVE MANZHURA BROS COFFEE COST SHARE PROJECT, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

3. Cabana Bay RV Resort Cost Share Project

Utilities

Discussion and direction on the proposed allocation of funds to upsize Lift Station and Force Main for Cabana Bay RV Resort.

Mr. Watson highlighted Cabana Bay RV Resort Cost Share Project.

Chair Truex commented on white paper and projects.

COMMISSIONER DOHERTY MOVED TO APPROVE CABANA BAY RV RESORT COST SHARE PROJECT, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

4. Snowbird Baseball Classic

Community Services

(Change #3) Added attachments – SBC Presentation, Recap Information.

Discussion and direction on Snowbird Baseball Classic.

Tommy Scott, Community Services Director gave a brief overview of Snowbird Baseball Classic (SBC) Information, Fee Schedule, Annual Un-Invoiced Fees, and highlighted Recap Information.

Chair Truex discussed United States Specialty Sports Association (USSSA), Recap Information, Fee Schedule, and SBC Information. **Commissioner Constance** mentioned Fee Schedule and Recap Information. **Commissioner Deutsch** noted Fee Schedule and Annual Un-Invoiced Fees. **Commissioner Doherty** spoke to Fee Schedule, SBC Information, and Annual Un-Invoiced Fees. **Commissioner Tiseo** commented on Fee Schedule, Recap Information, SBC Information, and USSSA.

County Attorney Knowlton interjected on Fee Schedule.

COMMISSIONER CONSTANCE MOVED TO APPROVE NEW FEE SCHEDULE, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

Taken Out of Order

PUBLIC HEARING AGENDA

S. 10:00 A.M. Public Hearing

1. Amend Certain Sewer and Water Districts of Municipal Service Benefit and Taxing Units No Longer Operative or Necessary

County Attorney

Conduct a public hearing to consider an Ordinance to amend certain provisions of Part IV, Municipal Service Benefit and Taxing Units, Chapter 4-5, titled "Sewer and Water Districts" of the Charlotte County Code by repealing certain outdated provisions which are no longer operative or necessary. **ORD 2023-044**

County Attorney Knowlton highlighted Amend Certain Sewer and Water District of Municipal Service Benefit and Taxing Units No Longer Operative or Necessary.

Public Input

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

MOTION CARRIED 5:0.

COMMISSIONER DOHERTY MOVED TO APPROVE ORDINANCE 2023-044 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, AMENDING THE CODE OF LAWS AND ORDINANCES OF CHARLOTTE COUNTY FLORIDA BY REPEALING CERTAIN ARTICLES OF PART IV, CHAPTER 4-5, OF THE CODE RELATING TO CERTAIN SEWER AND WATER DISTRICTS MUNICIPAL SERVICE BENEFIT AND TAXING UNITS; RESERVING REPEALED SECTIONS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE, SECONDED BY COMMISSIONER CONSTANCE

MOTION CARRIED 5:0.

R. Regular Agenda (Continued)

(Addition #1) 9. Reappointment – Parks and Recreation Advisory Board

Commission Office

Approve the reappointment of William J Dryburgh as a Member At Large to the Parks and Recreation Advisory Board. Term is effective immediately and will expire December 31, 2027.

COMMISSIONER CONSTANCE MOVED TO APPROVE THE REAPPOINTMENT OF WILLIAM J DRYBURGH AS A MEMBER AT LARGE TO THE PARKS AND RECREATION ADVISORY BOARD. TERM IS EFFECTIVE IMMEDIATELY AND WILL EXPIRE DECEMBER 31, 2027, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

6. Appoint by Ballot- Pirate Harbor Waterway Advisory Board

Commission Office

Choose by ballot a member for the Pirate Harbor Waterway Advisory Board. This will be a new three-year term. This appointment will be effective November 1, 2023, and will expire on October 31, 2026.

County Administrator Flores announced ballot majority vote for Phillip Smallwood.

COMMISSIONER CONSTANCE MOVED TO APPOINT BY BALLOT PHILLIP SMALLWOOD TO THE PIRATE HARBOR WATERWAY ADVISORY BOARD, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

7. Appoint by Ballot- South Charlotte Stormwater Advisory Board

Commission Office

Choose by ballot a member for the South Charlotte Stormwater Advisory Board. This will be a new three-year term. This appointment will be effective November 1, 2023 and will expire on October 31, 2026.

County Administrator Flores announced ballot majority vote for Sandy Funk.

COMMISSIONER CONSTANCE MOVED TO APPOINT BY BALLOT SANDY FUNK TO THE SOUTH CHARLOTTE STORMWATER ADVISORY BOARD, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

8. Appoint by Ballot- South Gulf Cove Waterway Advisory Board

Commission Office

Choose by ballot a member for the South Gulf Cove Waterway Advisory Board. This will be a three-year term replacing David Gervais who has chosen not to seek reappointment. This appointment will be effective November 1, 2023, and will expire on October 31, 2026.

County Administrator Flores announced ballot majority vote for James Krause.

COMMISSIONER CONSTANCE MOVED TO APPOINT BY BALLOT JAMES KRAUSE TO THE SOUTH GULF COVE WATERWAY ADVISORY BOARD, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

5. Manchester Cut -Through Design and Permit

Budget & Admin Services

Discussion and direction on the three options submitted by the top ranked firm, Atkins North America, for Request for Proposals #22-631, Manchester Design Cut Through Permit.

Kim Corbett, Purchasing Senior Division Manager highlighted Manchester Cut Through Design and Permit.

Matt Logan, Public Works Projects Manager gave a brief overview of Manchester Waterway Engineering Options.

Chair Truex discussed Option 1(A), environmental impacts, MSTU, and 2024 ballot. **Commissioner Constance** mentioned MSTU, Option 1(A), 2024 ballot, and funding sources. **Commissioner Deutsch** noted Option 1(A). **Commissioner Doherty** spoke to Option 1(A), MSTU, flexibility, scope, Atkins, and funding sources. **Commissioner Tiseo** commented on option 1, funding sources, 2024 ballot, MSTU, and beach renourishment.

Deputy County Administrator Emily Lewis responded to funding sources, costs, and beach renourishment.

County Attorney Knowlton remarked on MSTU, funding sources, and cut-throughs.

COMMISSIONER DEUTSCH MOVED TO APPROVE OPTION 1(A), SECONDED BY COMMISSIONER DOHERTY

COMMISSIONER CONSTANCE MOVED TO POSTPONE R-5 MANCHESTER CUT-THROUGH DESIGN AND PERMIT NOT TIME CERTAIN, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 3:1., COMMISSIONER DEUTSCH OPPOSED AND COMMISSIONER TISEO ABSTAINED (FORM 8B FILED)

PRESENTATION AGENDA

T. 10:00 A.M. Presentations

RECESS: 10:29 AM – 1:00 PM

1 P.M. PUBLIC INPUT - ANY SUBJECT

Jeff Anlauf, Manchester Waterway Civic Association discussed Manchester Waterway, support, and funds allocation.

Kathleen Devaney mentioned Punta Gorda Elks Lodge, permits, work conditions, and community events.

Tim Ritchie, March Against Mosaic noted Sunseekers, proposed marina, rivers, condition, environmental impacts, pollution, Mosaic, and Shallow family property.

Gary Shallow spoke to August 2, 2023 Code Enforcement Meeting, impounded and personal property, destruction, human rights, internally displaced people (IDP), CCSO, arrest, abatement, aid, and Red Cross.

Andrea Languist commented on Manchester Waterway, tax dollars, and funding.

Kasey Shallow discussed personal property, destruction, CCSO, arrest, and human rights.

Taken Out of Order

AA. County Administrator Comments

County Administrator Flores mentioned hurricane season and Emergency Management staff.

BB. County Attorney Comments - None

CC. Economic Development Director Comments - None

DD. County Commissioner Comments

Chair Truex noted nations bridges, Sunseekers, traffic signal, Tallahassee meetings, hurricane resiliency, Federal Emergency Management Agency (FEMA), Federal government, flood zones, and hurricane season. **Commissioner Constance** spoke to Shallow family, issues, Sunseekers, traffic signal, Visual Arts Center, Artist of the Month, and

hurricane season. **Commissioner Deutsch** remarked on Code Enforcement, limitations, Shallow family, personal property, abatement, Hurricane Ian, public health concerns, October 21, 2023 Beirut Anniversary event, and November 11, 2023 Veterans Day Parade. **Commissioner Doherty** commented on Tallahassee trip, meetings, Metropolitan Planning Organization (MPO) meeting, Coalition Against Bigger Trucks, nations bridges, and February 2024 National Association of Counties (NACo) Legislative Meeting. **Commissioner Tiseo** discussed Shallow family, process, Tropical Gulf Acres, task force, property and human rights, Code Enforcement, violations, destruction, citizen e-mails, public health and safety, concerns, compliance, resources, 211, Community Action Agency Advisory Board (CAAAB), Human Services department, and RV Ordinance.

County Administrator Flores interjected on 2024 BCC Meeting calendar.

County Attorney Knowlton replied to Shallow property, Code Enforcement hearing, compliance, property abatement, and Prompt Towing.

Carrie Walsh, Human Services Director responded to Shallow family, offered resources, strike team, rapid rehousing, Gulf Coast Partnership, and 211.

RECESS: 1:55 PM – 2:00 PM

2 P.M. LAND USE AGENDA

PUBLIC INPUT - LAND USE CONSENT AGENDA ITEMS ONLY

Tim Ritchie mentioned DRC-23-00054, Cabana Bay RV Resort, DRC-23-00099, Sir Thomas Carriage Park, FP-15-07-02, Island Lakes at Coco Bay, FP-22-12-26, Harbor East, building permits moratorium, and quality of life.

Tom D'Aprile noted DRC-23-00099, Sire Thomas Carriage Park, turtle removal, and costs.

Consent Agenda

Chair Truex spoke to turtle removal. **Commissioner Constance** remarked on turtle removal. **Commissioner Tiseo** commented on turtle removal.

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

MOTION CARRIED 5:0.

UA1. DRC-23-00054, Cabana Bay RV Resort

Community Development

Banks Engineering is requesting PD Final Detail Site Plan approval for Cabana Bay RV Resort. The project consists of 170 RV units, ball courts, swimming pool, clubhouse, dog park, and 2.9± acres of commercial space. This project

site is 38.4 ± acres and is located at 311 Rotonda Blvd E, Rotonda West, Florida in Sections 17 and 20, Township 41, Range 21. Located in Commission District III. **RES 2023-207**

Quasi-Judicial

UA2. DRC-23-00099, Sir Thomas Carriage Park

Community Development

Mary Sprague is requesting PD Final Detail Site Plan approval for Sir Thomas Carriage Park. The project consists of two phases. Phase 1 of the project consists of two three-unit multi-family buildings (six units) and Phase 2 consists of a 12,000 square foot auto repair building. This project site is 1.94± acres and is located at 130 Yorkshire Street, Port Charlotte, Florida in Sections 3, Township 40, Range 22. Located in Commission District V. **RES 2023-208**

Quasi-Judicial

UA3. FP-15-07-02, Island Lakes at Coco Bay

Community Development

Approve a Final Plat for a subdivision to be named, Island Lakes at Coco Bay. The applicant also seeks approval of a Developer's Agreement and surety to cover the construction of the plat infrastructure separate and distinct from the Developer's Agreement and surety covering the infrastructure of Coco Bay. The proposed subdivision is a residential development consisting of 222 lots and 17 tracts. The site contains 120.07± acres and is generally located south of San Casa Drive, northeast of Placida Road and west of Winchester Boulevard, in the West County area. Located in Commission District III. **AGR 2023-191**

Quasi-Judicial

UA4. FP-22-12-26, Harbor East

Community Development

Approve a Final Plat for a subdivision to be named, Harbor East. They also seek approval of a Developer's Agreement and surety to cover the construction of the plat infrastructure. The proposed subdivision is a residential development to consist of 82 single-family lots and six tracts. The site contains 31.06± acres and is generally located north of Tate Waterway, southwest of Interceptor Lagoon, and east of Aquarius Waterway, within the Port Charlotte area. Located in Commission District III. **AGR 2023-192**

Quasi-Judicial

Public Hearing

Minutes Clerk Johnston administered the oath for testimony.

UB1. SV-22-01-01, Cupp Portion of E. 4th Avenue and 8th Street

Community Development

Approve a Resolution of Street Vacation to vacate all of 4th Avenue adjacent to Lot 1 and Lot 4, Block N, Rock Creek Park 3rd Addition as per plat thereof recorded in Plat Book 6, Page 1, of the Public Records of Charlotte County, Florida and a portion of the undeveloped 50' Right of Way of 8th Street abutting Lot 1, Block N, Rock Creek Park 3rd Addition, adjacent to the applicant's property located at 836 E. 7th Street, Englewood, Florida. The total area to be vacated is 15,703.2± square feet and is generally located north of E. 7th Street, south of the Sarasota County Line, east of Pine Street and west of Skipper Lane, within the Englewood area. Located in Commission District III. **RES 2023-209**

Legislative

Shaun Cullinan, Planning and Zoning Official gave a brief overview of SV-22-01-01, Location Map, 2020 Aerial Location Map (Full Range), 2020 Aerial Location Map (Mid-Range), Area Image, 2022 Google Earth Image, Future Land Use Map (FLUM) Designations, Zoning Designations, 1000' Buffer Map, Site Image, Proposed Changes, and Proposed Easements.

Commissioner Constance discussed Sarasota County, border, vacation, and easement.

Public Input

Tim Ritchie spoke against SV-22-01-01, Cupp Portion of E. 4th Avenue and 8th Street, mentioned citizens, traffic, public safety, zoning changes, and development.

Angela Cupp, Applicant Representative spoke in favor of SV-22-01-01, Cupp Portion of E. 4th Avenue and 8th Street, noted vacation, and conservation.

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

MOTION CARRIED 5:0.

COMMISSIONER DOHERTY MOVED TO APPROVE RESOLUTION 2023-209 OF STREET VACATION TO VACATE ALL OF 4TH AVENUE ADJACENT TO LOT 1 AND LOT 4, BLOCK N, ROCK CREEK PARK 3RD ADDITION AS PER PLAT THEREOF RECORDED IN PLAT BOOK 6, PAGE 1, OF THE PUBLIC RECORDS OF CHARLOTTE COUNTY, FLORIDA AND A PORTION OF THE UNDEVELOPED 50' RIGHT OF WAY OF 8TH STREET ABUTTING LOT 1, BLOCK N, ROCK CREEK PARK 3RD ADDITION, ADJACENT TO THE APPLICANT'S PROPERTY LOCATED AT 836 E. 7TH STREET, ENGLEWOOD, FLORIDA. THE TOTAL AREA TO BE VACATED IS 15,703.2± SQUARE FEET AND IS GENERALLY LOCATED NORTH OF E. 7TH STREET, SOUTH OF THE SARASOTA COUNTY LINE, EAST OF PINE STREET AND WEST OF SKIPPER LANE, WITHIN THE ENGLEWOOD AREA. LOCATED IN COMMISSION DISTRICT III, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

UB2. PFP-23-05-02, Babcock Ranch Community Crescent Lakes Phase 2

Community Development

Approve a Preliminary and Final Plat for a subdivision to be named, Babcock Ranch Community Crescent Lakes Phase 2. They also seek approval of a Developer's Agreement and surety to cover the construction of the plat infrastructure. The proposed subdivision is a residential development to consist of 173 single-family lots and three tracts. The site contains 39.78± acres and is generally located south of Bermont Road, north of the County line with Lee County, west of the County line with Glades County and east of Bluebird Trail. The proposed subdivision is within the boundary of the Babcock Ranch Community Development of Regional Impact (DRI) Increment 2, the East County area. Located in Commission District I. **AGR 2023-193**

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.

Mr. Cullinan gave a brief overview of PFP-23-05-02, Location Map, 2020 Aerial Location Map (Full Range), 2020 Aerial Location Map (Mid-Range), Aerial Location Map, 2023 Google Earth Image, FLUM Designations, Zoning Designations, 1000' Notification Area Map, Proposed Changes, and Proposed Changes (Aerial).

Carl Barraco, Jr, Applicant Representative joined in Staff Report.

Public Input

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

MOTION CARRIED 5:0.

COMMISSIONER DOHERTY MOVED TO APPROVE A PRELIMINARY AND FINAL PLAT FOR A SUBDIVISION TO BE NAMED, BABCOCK RANCH COMMUNITY CRESCENT LAKES PHASE 2. THEY ALSO SEEK APPROVAL OF A DEVELOPER'S AGREEMENT 2023-193 AND SURETY TO COVER THE CONSTRUCTION OF THE PLAT INFRASTRUCTURE. THE PROPOSED SUBDIVISION IS A RESIDENTIAL DEVELOPMENT TO CONSIST OF 173 SINGLE-FAMILY LOTS AND THREE TRACTS. THE SITE CONTAINS 39.78± ACRES AND IS GENERALLY LOCATED SOUTH OF BERMONT ROAD, NORTH OF THE COUNTY LINE WITH LEE COUNTY, WEST OF THE COUNTY LINE WITH GLADES COUNTY AND EAST OF BLUEBIRD TRAIL. THE PROPOSED SUBDIVISION IS WITHIN THE BOUNDARY OF THE BABCOCK RANCH COMMUNITY DEVELOPMENT OF REGIONAL IMPACT (DRI) INCREMENT 2, THE EAST COUNTY AREA. LOCATED IN COMMISSION DISTRICT I, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

UB3. PAS-22-00010, Charlotte Harbor Extra Space Storage

Community Development

Approve an Ordinance pursuant to Section 163.3187(1)(C), Florida Statutes, adopting a small-scale Plan Amendment to change Charlotte County Future Land Use Map Series Map #1: 2030 Future Land Use and Charlotte County FLUM Series Map #1A: Charlotte Harbor 2030 Future Land Use, from Charlotte Harbor Commercial (CHC) to Charlotte Harbor Mixed Use (CHMU); for property located at 4536 Tamiami Trail, Port Charlotte, containing

2.06± acres; Commission District I; Petition No. PAS-22-00010; applicant: David M. Davenport, AIA, NCARB, LEED, AP BD&C; providing an effective date. Located in Commission District I. **ORD 2023-045**

Legislative

Mr. Cullinan gave a brief overview of Proposed Changes, Location Map, 1000' Notification Area Map, Area Image, Framework, FLUM Designations, Proposed FLUM Designations, Zoning Designations, Proposed Zoning Designations, Site Plan, Landscape Plan, and Elevation Plans.

David Davenport, Applicant Representative noted current use, development, impervious area, decreased trips, demand, ingress, egress, stormwater, and current system.

Chair Truex spoke to stormwater, retaining walls, and retention. **Commissioner Constance** commented on stormwater and current system. **Commissioner Deutsch** discussed ingress and egress.

Public Input for Petition Number PAS-22-00010, Charlotte Harbor Extra Space Storage and Petition Number PD-22-00017, Charlotte Harbor Extra Space Storage

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

MOTION CARRIED 5:0.

COMMISSIONER DOHERTY MOVED TO APPROVE ORDINANCE 2023-045 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, PURSUANT TO SECTION 163.3187, FLORIDA STATUTES, ADOPTING A SMALL SCALE PLAN AMENDMENT TO CHANGE: (1) CHARLOTTE COUNTY FLUM SERIES MAP #1: 2030 FUTURE LAND USE, FROM CHARLOTTE HARBOR COMMERCIAL (CHC) TO CHARLOTTE HARBOR MIXED USE (CHMU), AND (2) CHARLOTTE COUNTY FLUM SERIES MAP #1A: CHARLOTTE HARBOR 2030 FLU - DETAIL MAP FROM CHARLOTTE HARBOR COMMERCIAL (CHC) TO CHARLOTTE HARBOR MIXED USE (CHMU), FOR PROPERTY LOCATED AT 4536 TAMAIMI TRAIL, IN THE CHARLOTTE HARBOR COMMUNITY REDEVELOPMENT AREA (CRA) AND IN THE PORT CHARLOTTE AREA, CONTAINING 2.06 ACRES MORE OR LESS; CHARLOTTE COUNTY, FLORIDA; COMMISSION DISTRICT I; PETITION PAS-22-00010; APPLICANT, DAVID M. DAVENPORT, AIA, NCARB, LEED, AP BD&C; PROVIDING AN EFFECTIVE DATE, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

UB4. PD-22-00017, Charlotte Harbor Extra Space Storage

Community Development

Approve an Ordinance, pursuant to Section 125.66, Florida Statutes, amending the Charlotte County Zoning Atlas from Commercial General (CG) to Planned Development (PD) to allow for an additional self-storage building, and also adopt a Detailed PD Concept Plan; for property located at 4536 Tamiami Trail, in the Charlotte Harbor Community Redevelopment Area (CRA) and in the Port Charlotte area, containing 1.084± acres; Commission District I; Petition No. PD-22-00017; applicant: David M. Davenport, AIA, NCARB, LEED, AP BD&C; providing an effective date. Located in Commission District I. **ORD 2023-046**

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.

Mr. Cullinan gave a brief overview of Proposed Changes, Location Map, 1000' Notification Area Map, Area Image, Framework, FLUM Designations, Proposed FLUM Designations, Zoning Designations, Proposed Zoning Designations, Site Plan, Landscape Plan, and Elevation Plans.

David Davenport, Applicant Representative noted current use, development, impervious area, decreased trips, demand, ingress, egress, stormwater, and current system.

Chair Truex spoke to stormwater, retaining walls, and retention. **Commissioner Constance** commented on stormwater and current system. **Commissioner Deutsch** discussed ingress and egress.

Public Input for Petition Number PAS-22-00010, Charlotte Harbor Extra Space Storage and Petition Number PD-22-00017, Charlotte Harbor Extra Space Storage

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

MOTION CARRIED 5:0.

COMMISSIONER CONSTANCE MOVED TO APPROVE ORDINANCE 2023-046 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, AMENDING THE CHARLOTTE COUNTY ZONING ATLAS FROM COMMERCIAL GENERAL (CG) TO PLANNED DEVELOPMENT (PD), AND ADOPTING THE DETAILED PD CONCEPT PLAN, IN ORDER TO ALLOW FOR AN ADDITIONAL SELF-STORAGE BUILDING, FOR PROPERTY LOCATED AT 4536 TAMIAMMI TRAIL, IN THE CHARLOTTE HARBOR COMMUNITY REDEVELOPMENT AREA (CRA) AND IN THE PORT CHARLOTTE AREA, CONTAINING 1.084 ACRES MORE OR LESS; CHARLOTTE COUNTY, FLORIDA, COMMISSION DISTRICT I; PETITION PD-22-00017; APPLICANT, DAVID M. DAVENPORT, AIA, NCARB, LEED, AP BD&C; PROVIDING AN EFFECTIVE DATE, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

UB5. PAL-23-00001, Carmalita Park

Community Development

Pursuant to Section 163.3184(3), Florida Statutes, adopt a Large-Scale Plan Amendment; the amendment request is to change Charlotte County FLUM Series Map #1: 2030 Future Land Use, from Public Land & Facilities (PLF) to Parks and Recreation (PKR) to allow the property to be consistent with the use of the site as a County park; for property located at 2505 Carmalita Street, in the Punta Gorda area, containing 55.157± acres; Commission District II; Petition No. PAL-23-00001; Applicant: Tina Powell, Parks & Natural Resources Division Manager; providing an effective date. Located in Commission District II. **ORD 2023-047**

Legislative

Mr. Cullinan gave a brief overview of Proposed Changes, Location Map, 1000' Notification Area Map, Area Image, Framework Designations, FLUM Designations, Proposed FLUM Designations, Zoning Designations, and Proposed Zoning Designations.

Public Input for Petition Number PAL-23-00001, Carmalita Park and Petition Number Z-23-41-12, Carmalita Park

**COMMISSIONER CONSTANCE MOVED TO CLOSE PUBLIC INPUT, SECONDED BY COMMISSIONER DEUTSCH
MOTION CARRIED 5:0.**

COMMISSIONER TISEO MOVED TO APPROVE ORDINANCE 2023-047 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, PURSUANT TO SECTION 163.3184, FLORIDA STATUTES, AMENDING THE COUNTY'S COMPREHENSIVE PLAN BY AMENDING CHARLOTTE COUNTY FLUM SERIES MAP #1: 2030 FUTURE LAND USE, FROM PUBLIC LAND & FACILITIES (PLF) TO PARKS AND RECREATION (PKR); FOR PROPERTY LOCATED AT 2505 CARMALITA PARK, IN THE PUNTA GORDA AREA; CONTAINING A TOTAL OF 55.157 ACRES MORE OR LESS; CHARLOTTE COUNTY, FLORIDA, COMMISSION DISTRICT II; PETITION PAL-23-00001; APPLICANT, BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR TRANSMITTAL OF ADOPTED ORDINANCE, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

UB6. Z-23-41-12, Carmalita Park

Community Development

Approve an Ordinance, pursuant to Section 125.66, Florida Statutes, amending the Charlotte County Zoning Atlas from Residential Estate (RE1) to Parks and Recreation (PKR) to allow the property to be consistent with the use of the site as a County park; for property located at 2505 Carmalita Street, in the Punta Gorda area, containing 55.157± acres; Commission District II; Petition No. Z-23-41-12; applicant: Tina Powell, Parks & Natural Resources Division Manager, providing an effective date. Located in Commission District II. **ORD 2023-048**

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.

Mr. Cullinan gave a brief overview of Proposed Changes, Location Map, 1000' Notification Area Map, Area Image, Framework Designations, FLUM Designations, Proposed FLUM Designations, Zoning Designations, and Proposed Zoning Designations.

Public Input for Petition Number PAL-23-00001, Carmalita Park and Petition Number Z-23-41-12, Carmalita Park

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

MOTION CARRIED 5:0.

COMMISSIONER DOHERTY MOVED TO APPROVE ORDINANCE 2023-048 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, AMENDING THE CHARLOTTE COUNTY ZONING ATLAS FROM RESIDENTIAL ESTATE 1 (RE-1) TO PARKS AND RECREATION (PKR), FOR PROPERTY LOCATED AT 2505 CARMALITA STREET, IN THE PUNTA GORDA AREA; CONTAINING A TOTAL OF 55.157 ACRES MORE OR LESS; COMMISSION DISTRICT II, CHARLOTTE COUNTY, FLORIDA; PETITION Z-23-41-12; APPLICANT, BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA; PROVIDING AN EFFECTIVE DATE, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

UB7. TLDR-23-02, Creation of New Section 3-9-92

Community Development

Hold the first of two public hearings to discuss new Section 3-9-92. Affordable Housing/Accessory Dwelling Unit; and request the Board of County Commissioners to set the second public hearing for November 28, 2023, at 2:00 p.m., in accordance with Section 125.66, Florida Statutes. The proposed text amendment is to amend Charlotte County Code Chapter 3-9: Zoning, Article III. Special Regulations, by creating new Section 3-9-92. Affordable Housing/Accessory Dwelling Unit, providing for purpose and intent; providing for requirements for an affordable housing unit or accessory dwelling unit; providing for standards for an accessory dwelling unit; providing for standards for an affordable duplex; providing for conflict with other Ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners. Applicant: Charlotte County Board of County Commissioners.

Legislative

Mr. Cullinan gave a brief overview of History, Proposed Change, Detail Changes, Process, Residential Single Family (RSF) Zoning Outside of Coastal High Hazard Area (CHHA) and Managed Neighborhoods, and Discussion Points.

Chair Truex mentioned affordability, monitoring, enforcement, restrictions, duplexes, spot zoning, construction costs, existing structure modifications, and Community Redevelopment Agency (CRAs). **Commissioner Constance** noted duplexes, concerns, septic, control, Parkside CRA, affordable housing, restrictions, sewer map, and Planning and Zoning Meeting. **Commissioner Deutsch** spoke to trial program timeframe, monitoring, affordability, existing structure modifications, and duplexes. **Commissioner Doherty** commented on RSF Zoning Outside of CHHA and Managed Neighborhoods, Planning and Zoning Board, structure modifications, second reading, duplexes, zoning, septic, and sewer. **Commissioner Tiseo** discussed affordability, enforcement, monitoring, Live Local Act, zoning, duplexes, rights, quality of life, multi-family use, and Planning and Zoning Meeting.

Colleen Turner, Human Services Manager remarked on monitoring, affordability, second reading, Florida Housing Coalition, implementation, support, and Reasonable Attainable Housing Coalition.

County Attorney Knowlton responded to spot zoning and CRAs.

Public Input

Jessica Turner, Regional Housing Coalition spoke in favor of TLDR-23-02, Creation of New Section 3-9-92, mentioned housing crisis, property rights, partnership, and affordability.


Denise Dull, Peace River Community Housing Partners (PRCH) spoke in favor of TLDR-23-02, Creation of New Section 3-9-92, noted CRA, housing needs, AMI, and proposed pilot projects.

**COMMISSIONER CONSTANCE MOVED TO CLOSE PUBLIC INPUT, SECONDED BY COMMISSIONER TISEO
MOTION CARRIED 5:0.**

**COMMISSIONER CONSTANCE MOVED TO POSTPONE TLDR-23-02, CREATION OF NEW SECTION 3-9-92 NOT TIME
CERTAIN, SECONDED BY COMMISSIONER DOHERTY**


MOTION CARRIED 5:0.

ADJOURNED: 3:20 pm



William G. Trufex, Chair

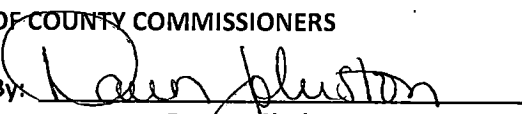
DATE ADOPTED: November 14, 2023



ATTEST:

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

By:



Deputy Clerk