

COUNTY OF CHARLOTTE

Board of County Commissioners

18500 Murdock Circle
Port Charlotte, FL 33948

www.CharlotteCountyFL.gov

County Commissioners

Ken Doherty, District 1, Chairman
Bill Truex, District 3, Vice-Chairman
Christopher Constance, District 2
Stephen R. Deutsch, District 4
Tricia Duffy, District 5



County Administrator

Raymond J. Sandrock

County Attorney

Janette S. Knowlton

Clerk of the Circuit Court

Barbara T. Scott

Regular and Land Use Meeting

June 24, 2014 9:00 AM

18500 Murdock Circle, Commission Chambers, Room #119

Charlotte County Board of County Commissioners does not discriminate on the basis of disability. This nondiscrimination policy involves every aspect of the County's functions, including access to and participation in meetings, programs and activities. FM Sound Enhancement Units for the Hearing Impaired are available at the Front Security Desk, Building A of the Murdock Administration Complex. Anyone needing other reasonable accommodation or auxiliary aids and services please contact our office at 941-743-1381, TDD/TTY 941-743-1234, or by email to Terri.Hendriks@charlottefl.com.

9:00 A.M. Call to Order and Roll Call

Invocation- If you wish to join, please rise for the invocation

Reverend Louis Anderson Jr.
Friendship Missionary Baptist Church

Pledge of Allegiance

Changes to the Agenda: See separate sheet.

Proclamations/Awards

Proclamations

Presented by Commissioner Christopher Constance

Florida SouthWestern State College Day

Employee Recognition

Employee of the Month for May, 2014 - Pamela Kirchner, Budget & Administrative Services

Award Presentations

Combat Wounded Veterans Recognition

Presented by Commissioner Christopher Constance

Commission Office

Combat Wounded Veterans Recognition
Walter R. Levasseur MSG, US Army Retired



CITIZEN INPUT - AGENDA ITEMS ONLY

Anyone wishing to address the Board during this portion of the meeting must fill out a card, state their name for the record, and state which agenda item(s) will be addressed. Remarks shall be limited to 3 minutes (max) and shall be addressed to the Commission as a body, and not to individual members. There will not be any discussion.



COMMITTEE VACANCIES



REPORTS RECEIVED AND FILED



CONSENT AGENDA

Clerk of the Circuit Court

A. Finance Division

1. [Finance](#)
RECOMMENDED ACTION:
Approve Clerk's Finance Memorandum.
BUDGETED ACTION: No action needed.

B. Minutes Division

1. [Minutes](#)
RECOMMENDED ACTION:
Approve minutes for:
May 20, 2014 BCC Workshop
June 5, 2014 Pre-Agenda Meeting
BUDGETED ACTION: No action needed.

Board of County Commissioners

C. Commission Office

1. [Appointment – Grove City Street & Drainage Advisory Committee](#)
RECOMMENDED ACTION:
Appoint John B. Donovan as a regular member of the Grove City Street and Drainage Advisory Committee for a three year term from the date of appointment.
BUDGETED ACTION:
No action needed.
2. [Appointments – Parkside Land Use Advisory Committee-Commercial](#)
RECOMMENDED ACTION:
Appoint Mr. Jerry Mix and Mr. Joseph Tiseo to the Parkside Land Use Advisory Committee as representatives of the Commercial Property Owners in the Parkside CRA.
BUDGETED ACTION:
No action needed.

D. Administration

Administration

No Items.

Public Information Office

No Items.

E. County Attorney

No Items.

F. Budget and Administrative Services

Fiscal Services

1. [Criminal Justice Reinvestment Grant Close Out](#)
[*Added-Updated Criminal Justice Final Program Report, 6/20/14](#)

RECOMMENDED ACTION:

Adopt a Resolution approving the attached final Criminal Justice Mental Health Substance Abuse (CJMHS) Reinvestment Grant Program Report to the Florida Dept. of Children and Families.

BUDGETED ACTION:

No action needed. Grant close-out report only.

Information Technology

No Items.

Purchasing

2. [Novation Contract #08-121 GES-Port Charlotte LLC to Green Gas-Port Charlotte LLC](#)

RECOMMENDED ACTION:

- a) Approve Novation for name change to Contract #2008000121 Methane Gas Collection-Landfill from GES - Port Charlotte, LLC to Green Gas - Port Charlotte, LLC; and
- b) Authorize the Chairman to sign the Novation.

BUDGETED ACTION:

No action needed.

3. [#14-220, Award, Irrigation Services - Annual Contract](#)

RECOMMENDED ACTION:

- a) Approve Award of Bid #14-220, Irrigation Services - Annual Contract, at the hourly rates bid to Stahlman-England Irrigation, Inc., of Naples, FL. Term of contract is to be from date of award through and including September 30, 2015; and

- b) Authorize the County Administrator to approve the renewal options for up to two additional one-year terms, at the same prices, terms, and conditions, by mutual consent.

BUDGETED ACTION:

No action needed. Budgeted as part of the overall landscape maintenance programs in Road & Bridge, Charlotte Harbor CRA, and various MSBU/TUs during the FY14 budget process.

Purchasing (Continued...)

4. [#14-338 Temporary Personnel](#)

RECOMMENDED ACTION:

a) Approve File #14-338 Temporary Services, City of Punta Gorda ITB #F2013120-SVC-TEMPEMP/1314/2, Temporary Employment, to the lowest, responsive responsible bidder, Snelling Staffing Services, of Port Charlotte, FL at the unit prices bid for positions listed in their submitted proposal that has been accepted by the City of Punta Gorda in accordance with the Joint Cooperative Purchasing Agreement for a period from date of award through and including June 15, 2015 at the same terms and conditions and;

b) Authorize the County Administrator to approve renewal options for up to two (2) additional one (1) year periods at the same terms and conditions, by mutual consent. The purpose of this bid is to secure a firm price for Temporary Personnel Services to be utilized by various Charlotte County Departments on an "as required basis".

BUDGETED ACTION:

No action needed. This item is budgeted in various departmental budgets.

5. [14-282 & 14-283 Harbour Heights](#)

RECOMMENDED ACTION:

a) Award Contract 10-335, Work Order #90, File #14-282, Sidewalk Design - Harbour Heights to Charlotte Engineering & Surveying of Port Charlotte for the not-to-exceed amount of \$99,999; and

b) Award Contract 10-335, Work Order #91, File #14-283, Medians Improvement - Harbour Heights to Charlotte Engineering & Surveying of Port Charlotte for the not-to-exceed amount of \$24,900; and

c) Approve budget adjustment BA 14-31 in the amount of \$125,000, to add funding for design of two new CIP projects.

BUDGETED ACTION:

Approve budget adjustment 14-31 transferring \$100,000 to new CIP "Harbour Heights Sidewalks" for design and \$25,000 to new CIP "Harbour Heights Median Curbing and Irrigation" for design.

Real Estate Services

6. [Grant of Easement to Florida Power & Light - East Port Water Reclamation Facility](#)

RECOMMENDED ACTION:

Resolution approving and authorizing the Chairman to execute a grant of a ten-foot (10') wide utility easement to Florida Power & Light Company (FPL), for new electrical service to be located at the East Port Water Reclamation Facility (East Port WRF).

BUDGETED ACTION:

No action needed.

G. Community Development

1. [Resolution to Approve DRC-PD-09-03pp Final Detail Plan for Tuscany Isles](#)

RECOMMENDED ACTION:

Approve the DRC-PD-09-03pp Final Detail Plan Resolution permitting KB Home Fort Myers, L.L.C. to construct Tuscany Isles.

BUDGETED ACTION:

No action needed.

H. Community Services

Parks and Natural Resources

No Items.

Recreation

No Items.

Libraries and Historical

No Items.

I. Economic Development

1. [Set a Public Hearing Ordinance Amending Chapter 2-5 of the Code to amend the definition of "Developed Lots" in CRAs](#)

RECOMMENDED ACTION:

Set a public hearing for July 22, 2014 at 10:00 a.m., or as soon thereafter as may be heard, to consider approving an Ordinance amending Chapter 2-5 of the Code of Laws and Ordinances to amend the definition of "Developed Lots" in Community Redevelopment Areas.

BUDGETED ACTION:

No action needed.

2. [Approve LAP for Harbor Walk Phase IA](#)
[*Added-Updated Resolution, 6/20/14](#)

RECOMMENDED ACTION:

- a) Approve a Local Agency Program (LAP) Agreement with the Florida Department of Transportation (FDOT) for the construction of the Charlotte Harbor CRA Gateway Harbor Walk Phase 1A Project; and
- b) Approve a Resolution authorizing the Chairman to execute the LAP Agreement.

BUDGETED ACTION:

No action needed. Funding from Charlotte Harbor CRA fund approved in CIP Charlotte Harbor Gateway in the FY14/15 Budget Process.

J. Facilities Construction and Maintenance

1. [Lease - Punta Gorda History Center](#)

RECOMMENDED ACTION:

Approve Lease, Renovation and Usage Agreements for the Grace Street Annex, 512 Grace Street, for long-term use by the Punta Gorda History Center, and approve a Resolution authorizing the Chairman to execute the Lease, Renovation and Usage Agreements.

BUDGETED ACTION:

No action needed.

K. Human Resources

No Items.

L. Human Services

No Items.

M. Public Safety

1. [EMS State Grant](#)

RECOMMENDED ACTION:

a) Approve and authorize the Board Chairman to sign an application for an Emergency Medical Services County Grant from the Florida Department of Health for EMS training, equipment and supplies in the amount of \$19,143; and

b) Approve a Resolution certifying that the EMS county grant funds received shall be used to improve and expand the County's pre-hospital EMS system and will not be used to supplant existing County EMS budget allocations.

BUDGETED ACTION:

A budget amendment will be returned to the Board once the letter of award is received. No match is required.

N. Public Works

No Items.

O. Tourism Development

No Items.

P. Utilities

1. [EWD East Interlocal Agreement](#)

RECOMMENDED ACTION:

Approve and execute the Interlocal Agreement for Provision of Utility Service to "Englewood East" between Charlotte County and The Englewood Water District (EWD).

BUDGETED ACTION:

No action needed.

2. [TMDL Grant Application](#)

[*Added-Updated Exhibit J, 6/20/14](#)

RECOMMENDED ACTION:

Board of County Commissioners (Board) approval and authorization for Charlotte County Utilities (CCU) staff to submit TMDL (Total Maximum Daily Load) Water Quality Restoration Grant Proposal Application in the amount of \$2,071,324 to the Florida Department of Environmental Protection (FDEP) for the Wastewater Expansion Program benefiting the impaired waterways of Charlotte Harbor, including the East/West Spring Lake Wastewater Pilot Program, to offset a portion of the project cost to provide central wastewater service to this area.

BUDGETED ACTION:

No action needed. Funding will be provided by a FDEP grant.

Q. Other Agencies

No Items.



REGULAR AGENDA

R. Regular Agenda

1. [Appoint By Ballot - Parkside Land Use Advisory Committee-Residential Commission Office](#)
Commission Office
Appoint by ballot one member to the Parkside Land Use Advisory Committee to serve as a representative owner of residential property who resides in the Parkside CRA.
2. [Appoint by Ballot - Parkside Land Use Advisory Committee-Professional Commission Office](#)
Commission Office
Appoint by ballot two members to the Parkside Land Use Advisory Committee to serve as representatives from land use, planning or construction (this would include a licensed architect, registered landscape architect, general contractor, AICP Planner, or an individual with five (5) years of work experience in land use planning and design).
3. [Execution of Traffic Signal Maintenance and Compensation Agreement with Florida Department of Transportation](#)
Public Works
Approve the 2014 Traffic Signal Maintenance and Compensation Agreement with the Florida Department of Transportation (FDOT). FDOT has proposed a new agreement with all maintaining agencies statewide. County staff recommends approval with reservations.
4. [Budget Adjustment and Reimbursement Resolution - CCU](#)
Utilities
 - a) Approve Budget Amendment #14-28 in the amount of \$17,396,261; and
 - b) Approve a resolution regarding the reimbursement of costs relating to the acquisition, construction and equipping of certain water and sewer utility capital improvements.
5. [14-209 Utility Drainage & Sidewalk Improvements](#)
[*Added-Project Funding Breakdown, 6/20/14](#)
Purchasing
Award Bid #14-209 Utility Drainage & Sidewalk Improvements to the lowest responsive, responsible firm, OAK/Florida, Inc. dba Owen-Ames-Kimball of Punta Gorda, for the total amount of \$4,234,842.23. This is for complete construction of Elkcam Boulevard/Gertrude Avenue utility improvements, multi-use path sidewalks, and the Gertrude Avenue crossing at Sunrise Waterway.
6. [Affordable Housing Advisory Committee Triennial Report](#)
[*Added-Final Triennial Affordable Housing Advisory Committee \(AHAC\) Report, 6/20/14](#)
Human Services
 - a) Receive the Triennial Affordable Housing Advisory Committee (AHAC) Report; and
 - b) Consider the recommendations contained in the Report.
7. [Super Boat Grand Prix Post Event Summary](#)
[*Added-Super Boat Presentation and Financial Report, 6/20/14](#)
Tourist Development
Summary of the 2014 Charlotte Harbor Super Boat Grand Prix.

R. Regular Agenda (Continued...)

8. [Ratify Charlotte County's joinder in DJJ Rule Challenge](#)

County Attorney

Approve and ratify Charlotte County's joinder with the Florida Assoc. of Counties (FAC) and other counties in FAC's administrative challenge to the Fla. Dept. of Juvenile Justice (DJJ) proposed new Rule and authorize payment to the FAC in an amount not to exceed \$3500 (see attached fee schedule from FAC detailing costs) for Charlotte County's cost share for the Rule challenge. The FAC will be represented by the Nabors Giblin law firm in the Rule Challenge.



PUBLIC HEARING AGENDA

10:00 A.M. Public Hearing

1. [Conduct a public hearing on proposed CCU rate increases](#)

Utilities

- a) Conduct a public hearing to consider revising current Charlotte County Utilities (CCU) rates, fees and charges pursuant to rate study findings and financial forecast presentation from May 20, 2014 Board of County Commissioners (Board) workshop; and
- b) Approve a Resolution adopting and putting into effect the proposed schedule fixing water and sewer utility rates, fees and charges for customers within the Charlotte County water and sewer districts number 1 and 2, effective with utility bills issued on or after October 1, 2014.

2. [Public Hearing for Buena Vista Area Waterway Municipal Service Benefit Unit \(MSBU\) for FY14/15](#)

Budget and Administrative Services

Conduct a public hearing to consider approving a Resolution to assess for the first time one property in the Buena Vista Area Waterway Municipal Service Benefit Unit (MSBU) for FY14/15.

3. [Public Hearing for Greater Port Charlotte Street and Drainage Municipal Service Benefit Unit \(MSBU\) for FY14/15](#)

Budget and Administrative Services

Conduct a public hearing to consider approving a Resolution to assess for the first time eight properties in the Greater Port Charlotte Street and Drainage Municipal Service Benefit Unit (MSBU) for FY14/15.

4. [Public Hearing for Charlotte Co. Sanitation Unit MSBU for FY14/15](#)

Budget and Administrative Services

Conduct a public hearing to consider a Resolution adopting the final assessment for first-time assessed properties and an amended assessment roll, to assess for the first time five (5) properties in the Charlotte County Sanitation Municipal Service Benefit Unit (MSBU) for FY14/15.

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

5. [Public Hearing to Adopt an Ordinance for Annual Updates of the CIP Schedules and the School Board 5-Year Working Plan](#)

Community Development

Conduct a public hearing to adopt an Ordinance to update the Capital Improvements Plan (CIP) and the School Board 5-Year Working Plan in the Capital Improvements Element (CIE) of the Smart Charlotte 2050 Comprehensive Plan. The updates are required on an annual basis as stated in the County's Comprehensive Plan and Section 163.3177 (3)(b), Florida Statutes. PA-13-12-14-LS.

Legislative

2:00 P.M. Land Use Public Hearing

1. [PA-14-04-06-LS, Revisions to the Smart Charlotte 2050 Comprehensive Plan](#)

Community Development

Transmit a Large Scale Plan Amendment to the Department of Economic Opportunity (DEO) for review and comments; the amendment request is to amend the Future Land Use (FLU) Element, Natural Resources (ENV) Element, Coastal Planning (CST) Element, FLU Appendix I: Land Use Guide and FLU Appendix III: Definitions; Petition No. PA-14-04-06-LS; Applicant: Charlotte County Board of County Commissioners; providing an effective date.

Legislative



PRESENTATION AGENDA

10:00 A.M.

No Items.

2:00 P.M.

No Items.



PUBLIC WORKSHOP AGENDA

Public input permitted.

10:00 A.M.

No Items.

2:00 P.M.

No Items.



BOARD WORKSHOP AGENDA

No public input.

10:00 A.M.

No Items.

2:00 P.M.

No Items.



CITIZEN INPUT - ANY SUBJECT

Anyone wishing to address the Board during this portion of the meeting must state their name for the record. Remarks, on any County related subject, shall be limited to 3 minutes (max) and shall be addressed to the Commission as a body, and not to individual members. There will not be any discussion.

AA. County Administrator

BB. County Attorney

CC. Commissioner Comments

Ken Doherty, District 1, Chairman
Bill Truex, District 3, Vice-Chairman
Christopher Constance, District 2
Stephen R. Deutsch, District 4
Tricia Duffy, District 5

Board of County Commissioners Schedule of Future Closures/Hearings/Workshops

Thursday, July 03, 2014	01:30 p.m.	**CANCELED** Board of County Commissioners Pre-Agenda Meeting	Murdock Administration Center, 18500 Murdock Circle, Building B, Room #106-B, Port Charlotte
Tuesday, July 08, 2014	09:00 a.m.	**CANCELED** Board of County Commissioners Regular Meeting	Murdock Administration Center, 18500 Murdock Circle, Commission Chambers Room #119, Port Charlotte
Tuesday, July 15, 2014	09:00 a.m.	Board of County Commissioners Monthly Workshop	Murdock Administration Center, 18500 Murdock Circle, Building B, Room #106-B, Port Charlotte
Thursday, July 17, 2014	01:30 p.m.	Board of County Commissioners Pre-Agenda Meeting	Murdock Administration Center, 18500 Murdock Circle, Building B, Room #106-B, Port Charlotte
Monday, July 21, 2014	01:30 p.m.	Presentation of Tentative Budget	Murdock Administration Center, 18500 Murdock Circle, Commission Chambers Room #119, Port Charlotte
Tuesday, July 22, 2014	09:00 a.m.	Board of County Commissioners Regular and Land Use Meeting	Murdock Administration Center, 18500 Murdock Circle, Commission Chambers Room #119, Port Charlotte
Wednesday, July 23, 2014	05:01 p.m.	**CANCELED** MSBU Public Hearing	Murdock Administration Center, 18500 Murdock Circle, Commission Chambers Room #119, Port Charlotte
Thursday, July 24, 2014	05:01 p.m.	MSBU Public Hearing	Tringali Community Center, 3460 N. Access Road, Unit #1, Englewood
Thursday, August 07, 2014	01:30 p.m.	**CANCELED** Board of County Commissioners Pre-Agenda Meeting	Murdock Administration Center, 18500 Murdock Circle, Building B, Room #106-B, Port Charlotte
Tuesday, August 12, 2014	09:00 a.m.	**CANCELED** Board of County Commissioners Regular Meeting	Murdock Administration Center, 18500 Murdock Circle, Commission Chambers Room #119, Port Charlotte
Tuesday, August 19, 2014	09:00 a.m.	**CANCELED** Board of County Commissioners Monthly Workshop	Murdock Administration Center, 18500 Murdock Circle, Building B, Room #106-B, Port Charlotte

Thursday, August 21, 2014	01:30 p.m.	**CANCELED** Board of County Commissioners Pre-Agenda Meeting	Murdock Administration Center, 18500 Murdock Circle, Building B, Room #106-B, Port Charlotte
Tuesday, August 26, 2014	09:00 a.m.	**CANCELED** Board of County Commissioners Regular Meeting and Land Use Meeting	Murdock Administration Center, 18500 Murdock Circle, Commission Chambers Room #119, Port Charlotte
Thursday, September 04, 2014	01:30 p.m.	Board of County Commissioners Pre-Agenda Meeting	Murdock Administration Center, 18500 Murdock Circle, Building B, Room #106-B, Port Charlotte
Tuesday, September 09, 2014	09:00 a.m.	Board of County Commissioners Regular Meeting	Murdock Administration Center, 18500 Murdock Circle, Commission Chambers Room #119, Port Charlotte
Wednesday, September 10, 2014	05:01 p.m.	Board of County Commissioners First Budget Public Hearing	Murdock Administration Center, 18500 Murdock Circle, Commission Chambers Room #119, Port Charlotte
Tuesday, September 16, 2014	09:00 a.m.	Board of County Commissioners Monthly Workshop	Murdock Administration Center, 18500 Murdock Circle, Building B, Room #106-B, Port Charlotte
Thursday, September 18, 2014	01:30 p.m.	Board of County Commissioners Pre-Agenda Meeting	Murdock Administration Center, 18500 Murdock Circle, Building B, Room #106-B, Port Charlotte
Tuesday, September 23, 2014	09:00 a.m.	Board of County Commissioners Regular and Land Use Meeting	Murdock Administration Center, 18500 Murdock Circle, Commission Chambers Room #119, Port Charlotte
Wednesday, September 24, 2014	05:01 p.m.	Board of County Commissioners Second Budget Public Hearing	Murdock Administration Center, 18500 Murdock Circle, Commission Chambers Room #119, Port Charlotte
Thursday, October 09, 2014	01:30 p.m.	Board of County Commissioners Pre-Agenda Meeting	Murdock Administration Center, 18500 Murdock Circle, Building B, Room #106-B, Port Charlotte
Tuesday, October 14, 2014	09:00 a.m.	Board of County Commissioners Regular Meeting	Murdock Administration Center, 18500 Murdock Circle, Commission Chambers Room #119, Port Charlotte

Tuesday, October 21, 2014	09:00 a.m.	Board of County Commissioners Monthly Workshop	Murdock Administration Center, 18500 Murdock Circle, Building B, Room #106-B, Port Charlotte
Thursday, October 23, 2014	01:30 p.m.	Board of County Commissioners Pre-Agenda Meeting	Murdock Administration Center, 18500 Murdock Circle, Building B, Room #106-B, Port Charlotte
Tuesday, October 28, 2014	09:00 a.m.	Board of County Commissioners Regular and Land Use Meeting	Murdock Administration Center, 18500 Murdock Circle, Commission Chambers Room #119, Port Charlotte
Tuesday, November 11, 2014	09:00 a.m.	**RESCHEDULED** Board of County Commissioners Regular Meeting	Murdock Administration Center, 18500 Murdock Circle, Commission Chambers Room #119, Port Charlotte
Wednesday, November 12, 2014	09:00 a.m.	Board of County Commissioners Regular Meeting	Murdock Administration Center, 18500 Murdock Circle, Commission Chambers Room #119, Port Charlotte
Tuesday, November 18, 2014	09:00 a.m.	Board of County Commissioners Monthly Workshop	Murdock Administration Center, 18500 Murdock Circle, Building B, Room #106-B, Port Charlotte
Thursday, November 20, 2014	01:30 p.m.	Board of County Commissioners Pre-Agenda Meeting	Murdock Administration Center, 18500 Murdock Circle, Building B, Room #106-B, Port Charlotte
Tuesday, November 25, 2014	09:00 a.m.	Board of County Commissioners Regular and Land Use Meeting	Murdock Administration Center, 18500 Murdock Circle, Commission Chambers Room #119, Port Charlotte
Thursday, December 04, 2014	01:30 p.m.	Board of County Commissioners Pre-Agenda Meeting	Murdock Administration Center, 18500 Murdock Circle, Building B, Room #106-B, Port Charlotte
Tuesday, December 09, 2014	09:00 a.m.	Board of County Commissioners Regular Meeting	Murdock Administration Center, 18500 Murdock Circle, Commission Chambers Room #119, Port Charlotte
Tuesday, December 16, 2014	09:00 a.m.	Board of County Commissioners Monthly Workshop	Murdock Administration Center, 18500 Murdock Circle, Building B, Room #106-B, Port Charlotte

Thursday, December 18, 2014	01:30 p.m.	**CANCELED** Board of County Commissioners Pre-Agenda Meeting	Murdock Administration Center, 18500 Murdock Circle, Building B, Room #106-B, Port Charlotte
Tuesday, December 23, 2014	09:00 a.m.	**CANCELED** Board of County Commissioners Regular Meeting and Land Use Meeting	Murdock Administration Center, 18500 Murdock Circle, Commission Chambers Room #119, Port Charlotte