

**BOARD OF COUNTY COMMISSIONERS**

**September 22, 2009**

A meeting was held at the Murdock Administration Complex in Room 119, Port Charlotte, Florida.

Members present were: Chairman Duffy, Commissioner Cummings, Commissioner Starr, Commissioner Loftus, Commissioner Skidmore, County Administrator Baltz, County Attorney Knowlton, Chief Deputy Board Services White, and Deputy Clerk Lansing. The following members were absent: None

The meeting was called to order at **9:00 A.M.**

The Invocation was given by Pastor Gary Clark, Fellowship Church, followed by the Pledge of Allegiance.

Changes to the Agenda:

Change #1: Requested by County Attorney's Office - L-1: Request the Board set a public hearing for October 13, 2009, at 10:00 a.m., or as soon thereafter as may be heard to consider approving an ordinance dissolving the West Charlotte Harbour Community Development District (CDD). The Board of Supervisors of the West Charlotte Harbor CDD is seeking approval for dissolution of the West Charlotte Harbour CDD, pursuant to Chapter 190, Florida Statutes.

**COMMISSIONER LOFTUS MOVED TO APPROVE CHANGES TO THE AGENDA, SECONDED BY COMMISSIONER SKIDMORE**

**MOTION CARRIED 5:0.**

**Proclamations - Commissioner Adam Cummings**

American Business Women's Day Proclamation September 22, 2009.

**COMMISSIONER LOFTUS MOVED TO APPROVE AMERICAN BUSINESS WOMEN'S DAY, SEPTEMBER 22, 2009, PROCLAMATION, SECONDED BY COMMISSIONER STARR**

**MOTION CARRIED 5:0.**

The proclamation was accepted by an unidentified citizen.

*American Legion Day Proclamation September 22, 2009.*

**COMMISSIONER LOFTUS MOVED TO APPROVE AMERICAN LEGION DAY, SEPTEMBER 22, 2009, PROCLAMATION, SECONDED BY COMMISSIONER STARR**

**MOTION CARRIED 5:0.**

*The Proclamation was accepted by three American Legion representatives.*

*Day of Remembrance for Murder Victims Proclamation September 25, 2009.*

**COMMISSIONER LOFTUS MOVED TO APPROVE DAY OF REMEMBRANCE FOR MURDER VICTIMS, SEPTEMBER 25, 2009, PROCLAMATION, SECONDED BY COMMISSIONER STARR**

**MOTION CARRIED 5:0.**

*No one was present to accept the proclamation.*

**Employee Recognition - None**

**Presentations - None**

**I. CITIZEN INPUT - AGENDA ITEMS ONLY**

*Jon Lackie commented on Agenda Item R-1, and requested the item be pulled from the consent agenda.*

*Grace Amodeo spoke in support of Agenda Item H-1.*

*Sandy Slater spoke in support of Agenda Item Z-2.*

*Stephen Deutsch expressed his concerns regarding Agenda Item H-1.*

**II. COMMITTEE VACANCIES**

*Gulf Cove Street & Drainage Advisory Committee - is seeking one volunteer to serve a three year term. Must own property and reside within the unit.*

Lemon Bay Street & Drainage Advisory Committee - is seeking four volunteers; three volunteers to be regular members and one volunteer to be the alternate member. Must be a property owner and live within the unit.

MPO Transportation Disadvantaged Local Coordinating Board (LCB) - is seeking one Charlotte County resident to serve as a representative of the local medical community which may include, but not be limited to, kidney dialysis centers, long term care facilities, assisted living facilities, hospitals, local health department or other home and community based service. Your letter or email of interest stating the position for which you are qualified to represent should be sent to: Charlotte County-Punta Gorda MPO, 25550 Harbor View Road, Suite 4, Port Charlotte, FL 33980. Fax: 941-883-3534 Email: office@ccmpo.com.

Suncoast Waterway Maintenance Municipal Service Benefit Unit - is seeking one volunteer to serve a three year term: effective October 28, 2009 and expiring October 31, 2012. Must own property and live within the unit.

Town Estates Street & Drainage Unit Advisory Board - is seeking three volunteers; two as regular members and one as the alternate member. Must be property owners and live within the unit.

III. REPORTS RECEIVED AND FILED - No items.

IV. CONSENT AGENDA

**COMMISSIONER LOFTUS MOVED TO APPROVE CONSENT AGENDA EXCEPT ITEMS H-1 AND R-1, SECONDED BY COMMISSIONER STARR**

**MOTION CARRIED 5:0.**

Clerk of the Circuit Court

A. Finance Division

(1) RECOMMENDED ACTION: Approve Clerk's Finance Memoranda.  
BUDGETED ACTION: None

Memorandum #1 - Status of Contingency Reserves - FY 07/08.

Memorandum #1A - Status of Contingency Reserves - FY 08/09.

Memorandum #2 - Total Disbursements for the period September 1, 2009 through September 14, 2009 in the amount of \$6,866,826.19.

**B. Minutes Division**

(1) **RECOMMENDED ACTION:** Approve Minutes for:

5/4/09 2:00 PM Joint Meeting-BCC/Punta Gorda/School Board

5/5/09 10:00 AM MSBU Workshop

**BUDGETED ACTION:** None.

Board of County Commissioners

**C. Commission Office**

(1) **RECOMMENDED ACTION:** Appoint John W. Herston to the Construction Industry Licensing Board representing the "Electrical Contractor" category. Length of term: until 3/2012.  
**BUDGETED ACTION:** None

(2) **RECOMMENDED ACTION:** Approve the appointments/reappointments to the Historical Advisory Committee: Appoint Scot Shively as the Bernice Russell CDC/Blanchard House Museum representative; Approve the reappointment of Mr. Jim Marshall as the El Jobean Community League representative; and Ms. Lynn Harrell as the member-at-large. These three terms are effective immediately and will expire in September 2012. Approve the appointment of Mrs. Esther Horton as the Lemon Bay Historical Society representative. This will fill a vacant position on the committee and this term will expire in September 2011. **BUDGETED ACTION:** None required.

(3) **RECOMMENDED ACTION:** Please re-appoint Fred Prather to serve an additional three year term on the Code Enforcement Board as the Architect Representative. His current term expires Sept. 30, 2009. **BUDGETED ACTION:**

**D. Administration - No items.**

**E. County Attorney - No items.**

**F. Budget and Administrative Services**

(1) *RECOMMENDED ACTION:* Approve the expenditure of Boater Improvement Funds in the amount of \$55,000 to conduct a study to find a long term solution to ensure the integrity of Port Charlotte Beach and to keep sands from constantly shifting into the channel necessitating continual dredging as in Tasks 1 - 3 attached. *BUDGETED ACTION:* If approved, this will be added to the FY 09/10 budget.

Fiscal Services - No items.

Information Technology - No items.

Purchasing

(2) *RECOMMENDED ACTION:* a) Approve Negotiations for Request for Proposal #09-326 Skate Park Management with the Sole Proposer, 688 SkateShop, Inc. of Clearwater, FL; and b) Authorize the Chairman to sign the contract after completion of negotiations to obtain services for the management of the County skate parks; and c) Authorize the County Administrator to approve renewal options. This project is to obtain the services of a firm(s) or individual(s) to manage and operate two (2) Skate Parks at Charlotte County Parks, Recreation and Cultural Resources facilities, inclusive of providing all necessary personnel, materials, and equipment; and have experience in managing skate park/recreational facilities. *BUDGETED ACTION:* None at this time.

(3) *RECOMMENDED ACTION:* a) Approval File #09-359, Datastream 7i Support/Maintenance with Infor Global Solutions, Inc., (formerly known as DataStream Systems, Inc.) of Greenville, South Carolina, in the amount of \$156,768.05 for the annual support and maintenance of the Enterprise Asset Management System/Computerized Maintenance Management (EAMS/CMMS) Solution program for the period of 09/02/09 through 9/01/10 for advanced technical support and product updates; and b) Authorize the Administrator to approve the annual renewals for the Datastream 7i Support/Maintenance program. *BUDGETED ACTION:* None.

(4) *RECOMMENDED ACTION:* Approve File #10-015, Voice Over IP Phone Upgrade, for the total price of \$299,792. This upgrade is available from the Florida State Contract #250-000-09-1, which this portion was awarded to CDW Government, Inc. *BUDGETED ACTION:* None.

(5) RECOMMENDED ACTION: Approve the renewal of Agreement #02-184, Maintenance and Repair of 800 MHz Communication Infrastructure, to Motorola, extending the contract from October 1, 2009 through and including September 30, 2010, for an annual cost of \$154,575.84. This Agreement provides for the maintenance and repair of the County's 800 MHz communication infrastructure. In accordance with the contract documents, the Contractor and the user department have agreed to extend said contract for one (1) year for an annual cost of \$154,575.84. BUDGETED ACTION: None. Funding is provided in the Radio Communications Department operating budget within the Radio Communications Fund.

(6) RECOMMENDED ACTION: Request the Board (a) Approve Award of Bid #09-233, Repair Parts - Fleet, at the percentage discounts bid to Napa Auto Parts of Punta Gorda, Florida. Term of Contract is to be from date of award through and including September 30, 2010. (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: None.

(7) RECOMMENDED ACTION: a) Award Bid #09-335 Volume Reduction Services - Vegetative & Wood Wastes to Consolidated Resource Recovery, Inc. of Sarasota, FL, at the unit prices indicated on the bid form. b) Authorize the County Administrator to approve renewal options up to two additional one-year terms at the same prices, terms and conditions by mutual consent. The contract period will be effective from October 1, 2009 through and including September 30, 2010. BUDGETED ACTION: None.

(8) RECOMMENDED ACTION: a) Approve award of Bid #09-337, Taxi-Cab Services, to multiple vendors - Astor & Company, Inc., of Pt. Charlotte as primary, Jackson Transportation, Inc., of Punta Gorda as secondary for the term October 1, 2009 up to and including September 30, 2010; and b) Authorize County Administrator to approve annual renewals for two additional one-year terms at the same prices, terms & conditions, by mutual consent. This is an annual contract for taxi-cab services for Transportation Disadvantaged, Medicaid and other trips for Charlotte County residents. BUDGETED ACTION: None. Funding is available in both Transportation Disadvantage and Medicaid Services, General Fund.

(9) RECOMMENDED ACTION: a) Approve reactivation of File #06-283, Design/ Build Human Services Building with Mathews Taylor Construction, L.L.C. of Punta Gorda; and b) Authorize the

Chairman to sign the contract. BUDGETED ACTION: No budget action needed. Funding is provided from Impact fee collections; funding for this project is in the FY09/10 budget.

Real Estate Services - No items.

G. Building & Construction Services - No items.

H. Economic Development

(1) RECOMMENDED ACTION: Approve the Charlotte Harbor CRA Residential Rehabilitation Grant Program Guidelines for the Charlotte Harbor Community Redevelopment Area. Approval of this program will further implement the approved Charlotte Harbor CRA 2009 Work Plan. BUDGETED ACTION: None. \$45,000 of Charlotte Harbor CRA tax increment funds have been allocated to this program activity.

**Commissioner Starr** commented on a newspaper article regarding economic development. Board discussion ensued regarding: taxes, the CRA(s), new business, real estate market, restriction and density, TIF funding and the tax base, water needs for fire and central sewers. Debra Forester advised that \$375,000 in grants was received for the CRA. Further discussion and comments ensued regarding listing conditions, community problems, repayment and neighborhood improvement plans, and quality of life. Inquiry as to goals, objectives and plan materialization were responded to by Ms. Forrester in detail. Discussion continued regarding changing property values, improvements, revitalization, grants, and the importance of amenities to bring in development. It was expressed that there is a need to invest and have incentives to improve the areas, along with history and design firms.

**COMMISSIONER SKIDMORE MOVED TO APPROVE THE CHARLOTTE HARBOR CRA RESIDENTIAL REHABILITATION GRANT PROGRAM GUIDELINES FOR THE CHARLOTTE HARBOR COMMUNITY REDEVELOPMENT AREA, SECONDED BY COMMISSIONER LOFTUS**

Discussion continued on the importance of investing in economic development and encouraging businesses, the differences between Lee and Charlotte County, SHIP money, priorities and budget, and bringing in businesses that will bring in revenue, businesses interested in the waterfront, the need for increases in density, and property pricing and the financing problems that developers are facing.

**MOTION CARRIED 4:1. COMMISSIONER STARR OPPOSING.**

J. Environmental Services

(1) RECOMMENDED ACTION: Approve the attached contractual agreement with Charlotte County Sheriff's Office to provide helicopter services for Charlotte County's Mosquito Control Program. BUDGETED ACTION: None.

Agreement 2009-239

(2) RECOMMENDED ACTION: Approval by the Board of County Commissioners of the Grant Letter of Agreement and the Unlimited Indemnity Agreement from Fish Florida. Fish Florida has awarded Charlotte County a \$5,000.00 Grant towards the salary and benefits of the Program Assistant. The Program Assistant will serve as liaison with boaters, anglers and related Industries. The Sea Grant program assistant position name has been changed to Marine Program Assistant beginning in FY 2010, to be managed by Natural Resources Division. BUDGETED ACTION: None. Grant will be used to offset FY2010 funding from Boaters' Fund for the Sea Grant Program Assistant.

Grant 2009-046 and Agreement 2009-040

(3) RECOMMENDED ACTION: Approve the Service Contract with (SWFRPC) for \$12,000.00 to offset the Program Assistant position salary. The Program Assistant will serve as a liaison with boaters, anglers and related industries. BUDGETED ACTION: None. Grant will be used to offset FY2010 funding from Boaters' Fund for the Sea Grant Program Assistant.

Grant 2009-047

K. Facilities Construction and Maintenance - No items.

L. Growth Management

(1) RECOMMENDED ACTION: Request the Board set a public hearing for October 13, 2009, at 10:00 a.m., or as soon thereafter as may be heard, to consider approving an ordinance dissolving the West Charlotte Harbour Community Development District (CDD). The Board of Supervisors of the West Charlotte Harbour CDD is

seeking approval for dissolution of the West. Charlotte Harbour CDD, pursuant to Chapter 190, Florida Statutes.

M. Human Resources - No items.

N. Human Services - No items.

P. Parks, Recreation and Cultural Resources

(1) RECOMMENDED ACTION: a) Approve a grant application from the Florida Department of State for State Aid to Libraries Program FY 2010; and b) Authorize the Chair to sign the State Aid to Libraries Grant Agreement for FY 2010. The attached grant application requests funds from the State Aid to Libraries Program. The request is for formula funding based on the local funds expended centrally by the County for the operation and maintenance of the library system. BUDGETED ACTION: None. Funding for this expenditure comes from the Florida Department of State, State Aid to Libraries Grant. Budgeted amount for State Aid to Libraries in the proposed fiscal year 2010 budget is \$74,320.

Grant 2009-048

Q. Public Safety - No items.

R. Public Works

(1) RECOMMENDED ACTION: Approve and authorize the Chair to sign the attached Eighth Amendment of the Cooperative Agreement between Charlotte County and the Southwest Florida Water Management District (SWFWMD) for the Greater Port Charlotte Flood Protection Management Plan - Implementation (K280). BUDGETED ACTION: None. Funding for Charlotte County's portion of the drainage control structure replacements is supplied from the Mid Charlotte Stormwater MSBU. The FY09/10 budget contains funding for drainage control structure replacement in project c390304, Greater Port Charlotte Drainage Control Structure Replacement.

**Commissioner Loftus** clarified with Mr. Halfhill the number of storm water drainage units. Commissioner Starr commented on BUS and TUs and the search for funding.

COMMISSIONER LOFTUS MOVED TO APPROVE AND AUTHORIZE THE CHAIR TO SIGN THE ATTACHED EIGHTH AMENDMENT OF THE COOPERATIVE AGREEMENT BETWEEN CHARLOTTE COUNTY AND THE SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT (SWFWMD) FOR THE GREATER PORT CHARLOTTE FLOOD PROTECTION MANAGEMENT PLAN - IMPLEMENTATION (K280) (Agreement 2001-079), SECONDED BY COMMISSIONER STARR

MOTION CARRIED 5:0.

S. Tourism Development - No items.

T. Utilities - No items.

U. Other Agencies - No items.

V. REGULAR AGENDA

Z. Regular Agenda

(1) Purchasing - RECOMMENDED ACTION: a) Provide direction and consider the recommendation of the Professional Services Committee ranking of firms for Request for Proposal #09-293, Placida Road-Construction Manager at Risk: 1st Halfacre Construction Co. located in Punta Gorda, FL; 2nd Wright Construction Group located in Punta Gorda, FL; 3rd Mathews/Taylor Construction LLC located in Punta Gorda, FL; 4th Kraft Construction located in Port Charlotte; and 5th Owen-Ames-Kimball located in Punta Gorda; This is for professional Construction Management services in the widening of Placida Road.

Kim Corbett presented the item per packet material and requested Board direction on how to proceed. **Chairman Duffy, Commissioners Starr and Skidmore** made comment and expressed concerns regarding oral presentations and the presentation process. Board discussion ensued. Attorney Knowlton asked for specific criteria on what oral presentations the Board would hear if not all. Kim Corbett gave detailed explanation of the current Resolution, with Attorney Knowlton making clarification. Commissioner Cummings commented on the value of oral presentations, and the recommendations of the Professional Service Committee. Ms. Corbett fielded questions regarding policy history and viewing of oral presentations. Further Board discussion ensued. **Commissioner Starr** was not prepared to make a recommendation

today. **Commissioner Loftus** suggested the Board bring the item back for a vote on the next agenda.

**COMMISSIONER LOFTUS MOVED TO BRING THE ITEM BACK FOR A VOTE ON OCTOBER 13, 2009, SECONDED BY CHAIRMAN DUFFY**

**Commissioner Skidmore** stated he had time to review the item and felt that the Board should move it forward today.

**MOTION CARRIED 3:2. COMMISSIONER CUMMINGS, COMMISSIONER SKIDMORE OPPOSING.**

Mr. Baltz clarified with the Board that the item will be put back on the October 13 agenda for a decision without an oral presentation. **Commissioner Starr** requested that the Board receive copies of the oral presentation.

**RECESS: 10:32 AM - 10:50**

(2) Purchasing - RECOMMENDED ACTION: a) Provide direction ranking of firms for Request for Proposal #09-251, South Gulf Cove Parks Design: 1st - David M. Jones, Jr. & Associates, located in Punta Gorda, FL; 2nd - Southwest Engineering & Design, located in Punta Gorda, FL; and 3rd - Wilson Miller, located in Port Charlotte, FL; and b) Approve start of negotiations; and c) Authorize the Chair to sign the contract after completion of negotiations. This is for professional services for parks, environmental restoration, marine-related improvements, sidewalks and trails, and related ancillary improvements for the community of South Gulf Cove.

Tara Musselman presented agenda item Z-2.

**COMMISSIONER SKIDMORE MOVED TO APPROVE AGENDA ITEM Z-2 LIMITING IT TO THE FIRST PROJECT WORK ASSIGNMENT WHICH IS ANTICIPATED TO BE THE DESIGN OF SAN DOMINGO PARK, RANKED BY OUR PROFESSIONAL SERVICE COMMUNITY FOR THE SOUTH GULF COVE AREA. THIS FIRST WORK ASSIGNMENT IS NOT ANTICIPATED TO EXCEED \$25,000, SECONDED BY COMMISSIONER STARR**

Kim Corbett clarified that any additional items for the projects would be brought back for approval. Discussion ensued regarding intent of the motion, the South Gulf Cove contract, MSBUs, work orders, work assignments, and the scope and budget for the project, the history relating to Item Z-2 and how the decisions were made.

**MOTION FAILED 2:3.**

**COMMISSIONER CUMMINGS MOVED TO A) PROVIDE DIRECTION RANKING OF FIRMS FOR REQUEST FOR PROPOSAL #09-251, SOUTH GULF COVE PARKS DESIGN: 1ST - DAVID M. JONES, JR. & ASSOCIATES, LOCATED IN PUNTA GORDA, FL; 2ND - SOUTHWEST ENGINEERING & DESIGN, LOCATED IN PUNTA GORDA, FL; AND 3RD - WILSON MILLER, LOCATED IN PORT CHARLOTTE, FL; AND B) APPROVE START OF NEGOTIATIONS; AND C) AUTHORIZE THE CHAIR TO SIGN THE CONTRACT AFTER COMPLETION OF NEGOTIATIONS, SECONDED BY COMMISSIONER LOFTUS**

*Commissioner Skidmore* stated that he would support the motion only so that the community can move forward with their park.

**MOTION CARRIED 5:0.**

(3) Purchasing - **RECOMMENDED ACTION:** Discussion and direction for approval of award of Bid #09-269, Sandhill DRI/Wetland Restoration to Lodge Construction, Inc. of Fort Myers, Florida in the amount of \$157,908.87. This project is for a Contractor to provide services for the clearing of approximately 14 acres of land. Included in the work is clearing, removal, and disposal of all nuisance and exotic vegetation including, but not limited to, Brazilian pepper, primrose willow, cattails, dead vegetation, and trash. Optional work includes berm reconstruction/repairs as well as weir and baffle reconstruction/repairs.

**COMMISSIONER SKIDMORE MOVED TO DENY AGENDA ITEM Z-3 AND ASK STAFF TO SEND IT BACK FOR BID, SECONDED BY COMMISSIONER LOFTUS**

*Commissioner Skidmore* explained his opposition. Discussion ensued regarding additional bidders, lack of general contractors on the list, problems with the process and licensing, and sending the item back for bid. Mr. Baltz responded when asked about improvements in communication that it is a general contractor issue and he would meet with Ms. Corbett. **Chairman Duffy** expressed concerns regarding giving work to outside firms.

**MOTION CARRIED 4:1. COMMISSIONER CUMMINGS OPPOSING.**

**COMMISSIONER SKIDMORE MOVED THAT ITEM Z-3, WHICH DEALS WITH SANDHILL DRI/WETLAND RESTORATION BE DIRECTED TO GO BACK OUT TO BID THROUGH PURCHASING AND THE SCOPE OF VENDOR FIRMS BE EXPANDED TO THOSE INCLUDING THE ORIGINAL NOTIFIED, AS WELL AS THOSE THAT**

**HOLD A GENERAL CONTRACTOR LICENSE THAT WE KNOW, SECONDED BY COMMISSIONER LOFTUS**

**MOTION CARRIED 4:1. COMMISSIONER CUMMINGS OPPOSING.**

Mr. Halfhill responded to questions from **Commissioner Skidmore** regarding optional bid items and prices.

VI. PUBLIC HEARING AGENDA - 10:00 A.M.

(1) Growth Management - **RECOMMENDED ACTION:** Review and comment on the Smart Charlotte 2050 draft Future Land Use Element and draft Public Schools Element. This action is necessary to gather public input for the comprehensive planning process, since the planning horizon ends in 2010 for the existing Comprehensive Plan.

Jim Fendricks opened the presentations and introduced speakers.

Steven Ellis gave a presentation on the Public School Facilities Element per packet material and visual slides.

**COMMISSIONER SKIDMORE MOVED TO CLOSE THE PUBLIC SCHOOL FACILITIES ELEMENT PUBLIC HEARING, SECONDED BY COMMISSIONER LOFTUS**

**MOTION CARRIED 5:0.**

Mr. Hendricks briefly explained the Future Land use Element. Frances Marino recapped the purpose of the Smart Charlotte Future Land Use 2050 Element, discussed policies, changes, priorities, strategies, platted neighborhoods, and the next steps.

**Commissioner Cummings** commented on the scrivener's error, the intent of the 1% per year, impacts, showing need to develop the area, small scale issues at the airport, and density issues. Ms. Marino commented on the density transfer.

Charlotte Ventola commented on a Marion County newspaper article that provided an option to the access of platted lots, and noted solutions.

Rob Berntsson commented on the Development of Regional Impact ("DRI") and the Comprehensive Plan.

Dan DeLisi commented on economic development strategies and industrial development, US 17 corridor study, and applauded staff for their work.

Geri Waksler spoke in support of the 2050 plan and the US 17 plan.

Suzanne Graham spoke in support of the 2050 Plan.

Debra Highsmith spoke in opposition to free transfer of density (TDU).

Andy Dodd spoke in support of the 2050 Plan and bonus density, and commended staff.

**COMMISSIONER LOFTUS MOVED TO CLOSE THE FUTURE LAND USE ELEMENT PUBLIC HEARING, SECONDED BY COMMISSIONER STARR**

**MOTION CARRIED 5:0.**

**Commissioner Cummings** clarified his position related to the 2050 plan, expressed concerns regarding the urban service area extension, and commented on citizen input, new development and property rights, and its value.

Mr. Fendrick noted comments can still be taken on line until October 1st and that the transmittal hearing will be December 15th. **Commissioner Starr** commented on the ECAP section and communication towers in the airport area.

VII. PRESENTATION AGENDA - No items.

VIII. PUBLIC WORKSHOP AGENDA - No items.

IX. BOARD WORKSHOP AGENDA - No items.

X. CITIZEN INPUT - ANY SUBJECT

Grace Amodeo spoke in regard to the Marina Advisory Committee and suggested that Board support is needed.

Joe Blais spoke in regard to Englewood East sewer system and provided handout on the laws related to sewers, and spoke in opposition to being between two utilities.

Jack Donkel spoke in regard to assets in Englewood East, commended **Commissioner Cummings** for his service, and commented on the ESD budget and a map.

Jon Lackie discussed the one cent sales tax, its projects and MSBUs.

Frank Price commented on the decision made last week allowing botanical gardens to move forward and expressed opposition to deed restrictions in the private sector.

AA. County Administrator:

Mr. Baltz commented that Capital Improvement Projects ("CIP") can be found on the County Website and directed the public to the site.

BB. County Attorney:

Attorney Knowlton updated the Board on the Regional Conflict Counsel litigation.

CC. Commissioner Comments:

**Commissioner Skidmore** addressed Ms. Amodeo's comments on the Marine Advisory Committee, Mr. Lackie's comments on the one cent sales tax projects, Messrs. Blais and Donkel's comments regarding the water situation in Englewood, stated he asked the County Attorney to follow up, and that no agreement is on the table at this time.

**Chairman Duffy** commented she is set to sign the agreement with SMG, but questioned the status of the negotiations. Mr. Baltz responded in detail regarding the content of the contract, noted that the Commissioners will be briefed in the future, mentioned incentive fees and percentages, and that **Commissioner Duffy** would be updated prior to signing.

**ADJOURNED: 1:15 PM**

Signature on file in Commission Minutes  
Chairman

**ATTEST:**

**BARBARA T. SCOTT, CLERK  
OF THE CIRCUIT COURT AND  
EX-OFFICIO TO THE BOARD  
OF COUNTY COMMISSIONERS**

**By: Signature on file in Commission Minutes  
Deputy Clerk**