

REGULAR MEETING

BOARD OF COUNTY COMMISSIONERS

APRIL 25, 2006

A regular meeting of the Board of County Commissioners was held at the Murdock Administration Complex in Room 119, Port Charlotte, Florida. The following members were present: Chairman Thomas G. Moore, and Commissioners Thomas C. D'Aprile, Adam Cummings, Matthew D. DeBoer and Sara J. Devos. Also in attendance were County Administrator Bruce D. Loucks, County Attorney Janette S. Knowlton, Chief Deputy Board Services Tommy Q. White, Executive Assistant to the Board Judy Hunter, and Deputy Clerk Karen S. Mitchell. The meeting was called to order at **9:03 A.M.**

The **invocation** was given by Pastor Peter Burnett, International Church of Port Charlotte, Port Charlotte, Florida, followed by the Pledge of Allegiance to the Flag.

Congressman Foley thanked the Board for providing space for his local office, commended the Board for their work at the State level, commented on the accomplishments over the past two years, and said he will continue to press for resolution of the long-term plan at the Federal level.

CHANGES TO THE AGENDA

ADDITIONS:

Proclamations Small Business Week (Week of May 8, 2006)

Regular Business Agenda Item Y-7, County Attorney - Execute Settlement Agreement in the Olympia LLC v. Charlotte County; Case No. 06-176-CA

COMMISSIONER DeBOER MOVED APPROVAL OF THE CHANGES TO THE AGENDA, SECONDED BY COMMISSIONER D'APRILE AND DECLARED UNANIMOUS.

SPECIAL RECOGNITION

Proclamations:

THE BOARD AGREED TO THE ISSUANCE OF A PROCLAMATION STIPULATING APRIL 26, 2006 AS "ADMINISTRATIVE PROFESSIONALS' DAY" ON MOTION BY COMMISSIONER D'APRILE, SECONDED BY COMMISSIONER DeBOER AND DECLARED UNANIMOUS. Office Coordinator Marie D'Sa, Administrative Legal Assistant Ceres Staniszewski, and Administrative Assistant Carole Hartfelder accepted the proclamation.

THE BOARD AGREED TO THE ISSUANCE OF A PROCLAMATION STIPULATING MAY 7, 2006 THROUGH MAY 13, 2006 AS "NATIONAL DRINKING WATER WEEK" ON MOTION BY COMMISSIONER DeBOER, SECONDED BY COMMISSIONER D'APRILE AND DECLARED UNANIMOUS. Florida Water Pollution and Control Operators Association Executive Director and Region 8 Association Secretary/Treasurer accepted the proclamation.

THE BOARD AGREED TO THE ISSUANCE OF A PROCLAMATION STIPULATING MAY, 2006 AS "NATIONAL PRESERVATION MONTH" ON MOTION BY COMMISSIONER D'APRILE, SECONDED BY COMMISSIONER DeBOER AND DECLARED UNANIMOUS. Historical Center Division Manager Linda Coleman accepted the proclamation.

THE BOARD AGREED TO THE ISSUANCE OF A PROCLAMATION STIPULATING THE WEEK OF MAY 8, 2006 AS "SMALL BUSINESS WEEK" ON MOTION BY COMMISSIONER DEVOS, SECONDED BY COMMISSIONER D'APRILE AND DECLARED UNANIMOUS. Chamber of Commerce President Kevin Russell accepted the proclamation.

Presentation:

James Gamble, Global Scouting Bureau, presented to the Parks, Recreation & Cultural Resources Department a check in the amount of \$2,117.70 to go to the Kids Camp Connection scholarship program. Recreation Division Manager Joanne Larson presented to James Gamble a Certificate of Appreciation.

I. CITIZEN INPUT - AGENDA ITEMS ONLY

Bruce Pomeroy commended the past and current Board members for their efforts over the years to make this County a better place

to live, commented on water preservation, and opined land developers should be responsible for providing all the resource needs for their developments. Robert H. Berntsson, Esq. with the law firm of McKinley, Ittersagen, Gunderson & Berntsson, P.A., spoke on behalf of the applicant, addressed **Agenda Item Y-2, Provide direction for expenditure of uncommitted \$800,000 in the HHR program and \$400,000 in the Emergency SHIP Fund**, explained Charleston Cay was requesting an additional \$500,000 funding, recalled last November they were awarded a \$750,000 grant, and said they were now seeking conversion to a \$1.25 million loan at zero percent interest with no amortization of a 30-year balloon with the right to repay after 15 years. Suzanne Graham, Charlotte/DeSoto Building Industry Association (CDBIA) President, addressed **Agenda Item F-1, Set a Public Hearing for Tuesday, May 9, 2006 at 10:00 AM to consider an Ordinance correcting Impact Fees for new construction in Charlotte County**, expressed the CDBIA's concern that this is the third time the impact fees have been recalculated since December based on mathematical errors, said there were still areas that need to be addressed especially the administration fees, and asked the Board to delay the June 1st implementation until all the equations can be properly evaluated and other funding sources explored. Erv Harris, Grove City Civic Association President, voiced support for **Agenda Item Y-4, Approve Budget Amendment #06-A25 and CIP Amendment #06-C15 for \$3,500,000 from unallocated Sales Tax for Oyster Creek Regional Park**, said there were currently no completed parks and Capital Improvements Program (CIP) project approval was needed. Audrey Shinski, Grove City Planning Committee President, commented in support of **Agenda Item Y-4, Approve Budget Amendment #06-A25 and CIP Amendment #06-C15 for \$3,500,000 from unallocated Sales Tax for Oyster Creek Regional Park**.

II. COMMITTEE VACANCIES

Charlotte County is seeking volunteers to serve on the following committees:

Affordable Housing Advisory Committee

- one (1) volunteer to represent the building industry for a term to expire March 8, 2007 and one (1) volunteer "Member at Large" for a term to expire March 12, 2008

Buena Vista, Grassy Point, ELF Water Unit

- one (1) volunteer resident for a term ending September 7, 2006

Construction Board of Adjustments & Appeals

- one (1) member to serve as the Engineer Representative - must be a Florida resident and registered engineer

Grove City Street & Drainage MSBU Committee

- three (3) volunteers needed - applicants must be landowners and full-time residents residing within the Unit

Gulf Cove Waterway Unit

- six (6) volunteers - five (5) regular members whose terms will be pulled by lot number to serve one to three years, and one(1) alternate member to serve a two-year term

Little Gasparilla Island Advisory Board

- One (1) volunteer for the Hideaway Beach Club Owner's Association to complete an unexpired term through January 22, 2007; one (1) member of the Little Gasparilla Island POA to represent the Association; one (1) member of the Placida Beach Club Owner's Association to represent the Association; and two (2) Members-At-Large

Manchester Waterway Benefit Advisory Committee

- one (1) member to serve on the committee; must be a resident/property owner who lives within the boundary of the Manchester Waterway Benefit Unit

Murdock Village Community Redevelopment Agency Advisory Committee

- one (1) Contractor Representative (applicant on Agenda)

Planning & Zoning Board Representative

- one (1) applicant who resides in District #4 for a term that will expire in May, 2008 (applicant on Agenda)

Tourist Development Council

- one (1) applicant who is an owner or operator of a motel, hotel, or recreational vehicle park or other tourist accommodation located in the County and subject to the tax

levied; and one (1) applicant involved in the tourist industry emphasis on tourist development but not an owner or operator of a motel, hotel, recreational vehicle park, or other tourist accommodation in the County. Both are for a four-year term.

West Charlotte Stormwater Utility Advisory Committee

- one (1) position for a regular member serving a three-year term; and one (1) position for an alternate member serving a two-year term. Applicants must be landowners within the boundaries of the Unit.

III. REPORTS RECEIVED AND FILED

- 2005 CCU Annual Report

IV. CONSENT AGENDA

COMMISSIONER DeBOER MOVED APPROVAL OF THE FOLLOWING ITEMS, SECONDED BY COMMISSIONER D'APRILE. Commissioner Devos referred to Agenda Item P-1 regarding extending the fiber optic cable to West County and commended Public Works Lighting District Superintendent Glen Bond for setting a wonderful example of how departments work together by taking the initiative to obtain this grant funding. Linda Yarchenko, Information Technology Department Director, explained the project contents and reported the County will save over \$1,000,000 due to Mr. Bond's efforts. **Commissioner Cummings** said he thought the County has a compensation program to honor employee efforts that go above and beyond their normal job scope. **Commissioner Devos** referred to Agenda F-1 and requested clarification. Raymond Sandrock, Budget Director, explained this item came before the Board in two previous workshops, the impact fee number was in draft format, at the final public hearing the per dwelling impact fee amount was \$8,838 which hasn't changed since that hearing date, after February 28th Dr. Nichols contacted him about an error in translating the per dwelling impact fee to a square footage cost which was what the County had requested of him, the specific error was caused by using total population instead of functional population which was a larger number using permanent and seasonal population, the net result will be a lower impact fee, and there have been no subsequent errors. **Commissioner Devos** summarized the item today was to set the public hearing for

lower impact fees which will save folks money. Mr. Sandrock concurred. **Commissioner D'Aprile** stated with that explanation he was okay with this item. **Commissioner DeBoer** asked what translating from the flat fee to the square footage has to do with functional population versus the other population number. **CALL ON THE MOTION: DECLARED UNANIMOUS.**

CLERK OF THE CIRCUIT COURT

A. Finance Division

Agenda Item A-1, Adoption of Clerk's Finance Memoranda

Memorandum #1 Status of Contingency Reserves - FY 04/05
Memorandum #1A Status of Contingency Reserves - FY 05/06
Memorandum #2 Total Disbursements for the period April 5, 2006
through April 18, 2006 in the amount of
\$10,328,671.39

B. Minutes Division

No items.

BOARD OF COUNTY COMMISSIONERS

C. Commission Office

Agenda Item C-1

Letter of appreciation from the Board to Mr. Lindsay Harrington regarding the Lindsay Harrington Bill concerning the Local Rule Review Committee.

Agenda Item C-2

Appoint James A. Marshall to the Charlotte County Planning & Zoning Board as the District #4 Representative.

Agenda Item C-3

Appoint Joseph A. Calafiore to the Murdock Village Community Redevelopment Agency Advisory Committee as the Contractor Representative.

D. Administration

Agenda Item D-1

Set a Public Hearing on May 9, 2006 at 10:00 A.M., or as soon thereafter as may be heard, for the purposes of reallocating administrative funds in the CDBG \$9,000,000 Block Grant to a specific housing project.

Agenda Item D-2

Set a Joint Meeting with the City of North Port and Charlotte County on May 15, 2006 from 1:00 P.M. to 5:00 P.M. at the new North Port City Hall Council Chambers located at 4970 City Hall Boulevard, North Port.

E. County Attorney

Agenda Item E-1

Ratify the lawsuit filed on behalf of Charlotte County's vendor, Gulf Coast Collection Bureau, to collect approximately \$75,000 in outstanding "tipping" fees owed by the Big Tuna Salvage Company.

F. Budget Office

Agenda Item F-1

Set a Public Hearing for Tuesday, May 9, 2006 at 10:00 A.M. to consider an ordinance correcting Impact Fees for new construction in Charlotte County.

G. Community Development

Agenda Item G-1

Resolution #2006-058 granting Award Associates, Inc. Partial Final Detail Plan approval (DRC-PD-80-4III) to develop Century 21-Sandhill Branch in the Sandhill DRI/PD.

Agenda Item G-2

Resolution #2006-059 granting First Community Bank/America c/o ADM Office Partial Final Detail Plan approval (DRC-PD-80-4FFF) to develop the First Community Bank within the Sandhill DRI/PD.

Agenda Item G-3

Agreement #2006-017 Developer's Agreement with Centex Homes for Sawgrass Pointe at Riverwood Unit Two; and Performance Bond #564162S issued by Developers Surety and Indemnity Company in the amount of \$1,229,894 to cover the construction costs of Sawgrass Pointe at Riverwood Unit Two.

H. Economic Development

No items.

J. Environmental & Extension Services

No items.

K. Facilities Construction and Maintenance

No items.

L. General Services

Agenda Item L-1

Change Order #3, Contract #05-392, Cleaning Services - Charlotte County Facilities with United States Service Industries of Ft. Myers, FL for the monthly amount of \$2,484 (annual increase of \$29,808) for a total revised contract amount of \$455,202.96.

Agenda Item L-2

Bid #06-188, Eastport Master Lift Station to RTD Construction Inc., of Zephyrhills, FL in the amount of \$784,560.

M. Human Resources/Risk Management

No items.

N. Human Services

Agenda Item N-1

Resolution #2006-060 authorizing the Transit Division of the Human Services Department to continue to serve as Community Transportation Coordinator for Charlotte County; and **Agreement #2006-018** triennial Memorandum of Agreement with the State of Florida Commission for the Transportation Disadvantaged to assure continued grant funding to Transit programs.

Agenda Item N-2

Grant #2006-018 for the annual Transportation Disadvantaged Trust Fund Grant and the authorizing resolution, **Resolution #2006-061**.

Agenda Item N-3

Indigent Health Care Advisory Board (IHCAB) recommendations of Crystal Rybarczyk to fill the voting membership vacancy in the Community/Service group and Dr. Jay Glynn to fill the voting membership vacancy in the Health Care Professionals category.

P. Information Technology

Agenda Item P-1

Resolution #2006-062 authorizing the Chair to execute a Locally Funded Agreement, **Agreement #2006-019A**, for a joint project with the Florida Department of Transportation (FDOT) for the installation of fiber optic cable to expand the existing fiber optic plant to West County; **Agreement #2006-019B** Memorandum of Agreement; and **Budget Transfer 06-023** in the amount of \$346,000 to cover the work.

Q. Parks, Recreation & Cultural Resources

No items.

R. Public Safety

No items.

S. Public Works

Agenda Item S-1

Resolution #2006-070 authorizing the Chair to execute **Agreement #2006-020** for the Transportation Regional Incentive Program Agreement with the Florida Department of Transportation (FDOT) (Financial Project No. 420979-1-48-01) in the amount of \$4,599,000 for CR 775 (Burnt Store Road) - \$2,599,000 from Charlotte County and \$2,000,000 from the State.

T. Real Estate Services

Agenda Item T-1

Resolution #2006-063 accepting a sidewalk easement and right-of-way (ROW) for the purpose of constructing and maintaining a sidewalk lying in Sandpiper Key Condominium. (Owner: Sandpiper Key Condominium)

Agenda Item T-2

Resolution #2006-064 releasing portions of the non-exclusive easement and right-of-way (ROW) for the purpose of a pedestrian, bicycle and tricycle path lying in Sandpiper Key Condominium. (Owner: Sandpiper Key Condominium)

Agenda Item T-3

Resolution #2006-065 releasing a portion of a recorded twenty-foot (20') wide canal maintenance easement, located on Lot 29, Block 443, Port Charlotte Subdivision, Section 23, in Charlotte County, Florida; and further authorizing the Director of Real Estate Services to execute a County Deed releasing said portion of the above-described easement. (Owner: Stephen H. Weiss)

V. Tourism Development

No items.

X. Building Construction Services

Agenda Item X-1

Hire two Administrative Assistants for the Building Construction Services Department to handle the increased number of calls and visitors, purchasing and procurement requests, general administrative duties, and personnel records; and **Budget Amendment #06-A26 in the amount of \$45,834.**

ITEMS FOR DISCUSSION

W. Utilities

Agenda Item W-1, Approve the adoption of the Initial Assessment Resolution to consider the proposed assessments; and provide notice of the public hearing to consider the proposed assessments for the Rotonda Sands Wastewater MSBU as part of the budget process for Fiscal Year 2006-2007

Agenda Item W-2, Approve the adoption of the Initial Assessment Resolution to consider the proposed assessments; and provide notice of the public hearing to consider the proposed assessments for the Rotonda Meadows Wastewater MSBU as part of the budget process for Fiscal Year 2006-2007

Agenda Item W-3, Approve the adoption of the Initial Assessment Resolution to consider the proposed assessments; and provide notice of the public hearing to consider the proposed assessments for the Pirate Harbor Wastewater MSBU as part of the budget process for Fiscal Year 2006-2007

Agenda Item W-4, Approve the adoption of the Initial Assessment Resolution to consider the proposed assessments; and provide notice of the public hearing to consider the proposed assessments for the West Tarpon to Orange Drive Wastewater MSBU as part of the budget process for Fiscal Year 2006-2007

Commissioner DeBoer asked how they calculate the prepayment amount, recalled this became quite an issue when they did Section 15, they ended up having people who prepaid for the assessments paying more money than those who paid over time, and referred to the definition of 'Prepayment Amount' on page 5 and

Section 3.04(B) on page 15. Debra Smith, CCU Finance Manager, explained each year they try to true-up (balance out) the prepayment amount, this ensures proper calculation and ensures that everyone pays the correct prorated share with no interest from the point of prepayment forward. **Commissioner DeBoer** asked for clarification of page 16 Section 3.05(B). Ms. Smith said a prepayment can be made any time during the 20 year period, and every year they go through calculations to prorate the amount of dollars owed at that immediate point in time for each affected rate payer. **Commissioner DeBoer** asked for clarification on page 19 Section 3.06(C). David G. Schlobohm, CCU Director, explained this provides the ability to go back and present to the Board the need to do a refund if it's a sizable amount but they agree the language could be improved and new language has been drafted they feel improves this. Attorney Gallagher distributed the revised language. Mr. Schlobohm explained what this new language does is there would be a reconciliation at the end of the project to determine if there should be a refund or if an individual needs to pay additional monies. **Commissioner DeBoer** summarized that basically when it's all said and done, property owners will be assessed in a fair and equitable manner. Mr. Schlobohm said yes that's correct. **Commissioner DeBoer** asked if that's something the Board needs to adopt into the proposed resolutions. Daniel E. Gallagher, Jr., Deputy County Attorney, responded the Board needs to adopt the revised language for paragraph (C) on page 19 for the Rotonda Sands and Rotonda Meadows resolutions, the language will also be adopted for the Pirate Harbor and the West Tarpon resolutions with the exception that the language "and Reclaimed Water" doesn't apply to either of those two, with that caveat and stipulation for Pirate Harbor and West Tarpon the language is identical, and reiterated the Board does need to adopt the revised change in paragraph (C) on page 19 for all four resolutions. **Chairman Moore** asked if this matter was time sensitive. Attorney Gallagher said yes and delaying this to the next Board meeting on May 9th would be too late. **Chairman Moore** voiced opposition to being in the position of having to push things through although there are exceptions, opined very soon the Board needs to be more deliberate and look unkindly at changes that come to them at the last minute, and the Board needs to push those items off until staff does the paperwork correctly because this isn't the time to be making these types of changes. **Commissioner DeBoer** agreed but said he would go along with the other Board members. **Commissioner Devos**

said she endorsed getting information in a timely manner, she felt the proposed language doesn't change the intent of what the Board is being asked to do but the proposed change does make for greater clarity, and she felt they should move forward. **Commissioner DeBoer** said he disagreed with that because he felt the wording was a huge difference. **Commissioner Devos** responded she was okay with continuing this if that's the will of the Board. Ms. Smith stated part of the MSBU calendar was the MSBU workshop on May 3rd and these need to be included if at all possible so these are on the same MSBU calendar that follows their budget calendar. Bruce D. Loucks, County Administrator, asked if these need to be adopted to have the May 3rd workshop. Mr. Sandrock said no. **Chairman Moore** asked if there would be Board action at that workshop. Mr. Sandrock said the May 3rd workshop was informational only on proposed rate increases per MSBU working toward the notices and July public hearings. **Commissioner DeBoer** stated he finds it embarrassing that things are brought to them in this manner where the Board doesn't have time to make a decision except for today. **Commissioner Devos** asked if the Commissioner would support a motion if it included the new language. **Commissioner DeBoer** said he'd go along with that. **COMMISSIONER DeBOER MOVED APPROVAL OF THE AMENDED LANGUAGE AS READ INTO THE RECORD BY ATTORNEY GALLAGHER FOR AGENDA ITEMS W-1, W-2, W-3 AND W-4, SECONDED BY COMMISSIONER DEVOS. COMMISSIONERS CUMMINGS, D'APRILE, DeBOER AND DEVOS VOTED "YES" AND CHAIRMAN MOORE VOTED "NO." MOTION CARRIED: (4:1).** **COMMISSIONER DeBOER MOVED APPROVAL OF RESOLUTION #2006-066 (W-1), RESOLUTION #2006-067 (W-2), RESOLUTION #2006-068 (W-3) AND RESOLUTION #2006-069 (W-4) AS AMENDED, SECONDED BY COMMISSIONER DEVOS. COMMISSIONERS CUMMINGS, D'APRILE, DeBOER AND DEVOS VOTED "YES" AND CHAIRMAN MOORE VOTED "NO." MOTION CARRIED: (4:1).**

RECESS: 10:20 A.M. - 10:31 A.M.

VI. PUBLIC HEARING AGENDA

Z. 10:00 A.M.

Agenda Item Z-1, Public Works - Consider an Ordinance to create the Little Gasparilla Island Waterway Unit (Proof of Publication was in Order.)

Tara Musselman, Municipal Services District Representative, explained the proposed ordinance would create a new MSBU requested by the island residents for the installation and annual marine maintenance of markers going from the Intercoastal Waterway (ICW) to the north end of the island. **THERE BEING NO ONE WISHING TO SPEAK FOR OR AGAINST, COMMISSIONER DEVOS MOVED TO CLOSE THE PUBLIC HEARING, SECONDED BY COMMISSIONER DeBOER AND DECLARED UNANIMOUS. COMMISSIONER DeBOER MOVED APPROVAL TO ENACT ORDINANCE #2006-046, SECONDED BY COMMISSIONER D'APRILE.** **Chairman Moore** said he has grave concerns about this because he feared part of the MSBU's function was to pay for the manatee speed markers in that portion of Lemon Bay and if that's the case he felt it was grossly inappropriate to the people on the island. Ms. Musselman explained the County has a permit from Fish & Wildlife to install the channel going to the north end of the island, the County Administrator applied for the permit on behalf of the County based on requests by the residents of Little Gasparilla Island because they wanted to be able to access their island quickly by not having to go through the manatee zone. Ms. Musselman advised the Public Works Sign Shop was instructed by Ron Rosiere of our Survey Department to move forward with the installation of the pilings, the Sign Shop then asked what to charge this to and Public Works decided to create the MSBU at the request of the residents to get this done because there was no other funding. Ms. Musselman noted other MSBUs pay for the maintenance of the markers going into their channels, since this was solely for the benefit of Little Gasparilla Island residents to get to and from their island it was decided the installation and future maintenance of their markers would be paid for by an MSBU, and added the Marine Advisory Committee (MAC) denied her request for funding of the installation of the markers. **Chairman Moore** reiterated he felt it was inappropriate to charge the island residents for signs. **Commissioner Devos** pointed out it was the people on the island that generated this request because they were very upset at how

slow they had to travel. **Chairman Moore** said he'd received a lot of complaints about this, agreed the markers were needed, and he had no problem taking this to the West Coast Inland Navigation District (WCIND) which was an appropriate entity to handle this. **Commissioner D'Aprile** asked who normally pays for these markers. Thomas F. O'Kane, Jr., P.E., Public Works Director, responded the MSBUs pay in these situations and the County also gets some money from WCIND for channel markings out in the harbor but this doesn't qualify. **Commissioner D'Aprile** summarized there are no monies available for this particular project, the people in this community say they want it, and are willing to pay for it. Mr. O'Kane agreed but said apparently there must be some who don't want to pay for it. **Commissioner D'Aprile** said he understood the Chair's point that it wasn't fair to have those people pay for these markers but if the people want them and are willing to pay for them, then fine. Mr. Loucks said initially he felt creating an MSBU appeared to be a heavy-handed way to pay for some markers which lead him to feel this highlights the need for a policy on channel and water markings, and his recommendation was to use Florida Boaters Improvement Program (FBIP) funds which weren't as restrictive as WCIND. **Commissioner DeBoer** asked the cost. Ms. Musselman said there were 790 ERUs and the proposed budget was \$16,886 or \$31 per ERU. **Commissioner Cummings** clarified that breaks down to \$23.50 for the installation portion and the balance would be for maintenance. Ms. Musselman added the \$31 was just for the first year and it would go down to whatever the regular maintenance would cost. **Commissioner DeBoer** opined based on the long-term needs having a taxing unit out there was probably a good idea but if they're going to argue about \$17,000 they should just do a transfer from the General Fund and pay to put the markers in, but he still felt they needed the taxing unit because this isn't the end of it, the bigger problem with these folks is they're looking for a land base in order to get off that island and be able to have either a ferry service or a place to park their boats, those kind of things, and he didn't think those costs are going to be captured by the whole rest of the County - that's going to have to come from their unit. **Commissioner Devos** agreed there's no time like now to begin that process because the residents need to know they're going to have to pay for what they want. **Chairman Moore** stated he's not opposed to creating the MSBU but he is violently opposed to the issue of the signs.

CALL ON THE MOTION: COMMISSIONERS CUMMINGS, D'APRILE, DeBOER

AND DEVOS VOTED "YES" AND CHAIRMAN MOORE VOTED "NO." MOTION CARRIED" (4:1). Commissioner DeBoer said he's assuming they will discuss the assessment rates when they get to that part of the process because they will need some kind of taxing authority.

Agenda Item Z-2, Public Works - Consider an Ordinance creating the Grove City Waterway Unit (Proof of Publication was in Order.)

Tara Musselman, Municipal Services District Representative, explained the purpose of this MSBU is for the design and engineering for proposed dredging of areas and canals in Grove City. **Chairman Moore** agreed these steps were necessary to be able to move forward, said there are plans for a town hall meeting so people will better understand what's being planned and to see if they want to financially participate, and he will support this. **THERE BEING NO ONE WISHING TO SPEAK FOR OR AGAINST, COMMISSIONER D'APRILE MOVED TO CLOSE THE PUBLIC HEARING, SECONDED BY COMMISSIONER DEVOS AND DECLARED UNANIMOUS. COMMISSIONER D'APRILE MOVED APPROVAL TO ENACT ORDINANCE #2006-047, SECONDED BY COMMISSIONER DeBOER AND DECLARED UNANIMOUS.**

V. REGULAR AGENDA

Y. Regular Business

Agenda Item Y-1, Administration - Legislative update on specific proposed bills

Kelly Shoemaker, Assistant County Administrator, distributed a handout that highlighted several different bills which she reviewed.

Agenda Item Y-2, Human Services - Provide direction for expenditure of uncommitted \$800,000 in the HHR program and \$400,000 in the emergency SHIP fund

Lorraine Helber, Housing Coordinator, explained this was a request to use the remaining uncommitted funds of \$800,000 in the HHR and \$400,000 in the Emergency SHIP Fund, reviewed the prioritized summary of needs and options in the material titled Anticipated Future Community Needs, said the requests for use of

the remaining SHIP funds total \$1.7 million less the \$400,000 remaining leaves a deficit of \$1.3 million, and the requests for use of the remaining HHR funds total \$1.25 million less the \$800,000 remaining leaves a deficit of \$450,000. Ms. Helber recommended using the remaining \$400,000 Emergency SHIP dollars to assist the Punta Gorda Housing Authority with \$200,000 and Coastal Behavior with \$250,000; and the remaining \$800,000 HHR dollars to assist Coastal Behavior with \$250,000 for a total of \$500,000 and Charleston Cay with \$500,000. Ms. Helber clarified regarding Charleston Cay staff is seeking a 30-year affordability period on the requested loan to protect the rent affordability for 30 years should the loan be paid off earlier. **(Discussion ensued regarding the Charleston Cay request for an additional \$500,000 and conversion of the previous \$750,000 grant to an interest free loan totaling \$1.25 million.)** **Commissioner Cummings** opined it was better for the County to give Charleston Cay an interest free loan than the grant dollars. **Commissioner Devos** concurred. **Commissioner D'Aprile** asked if this would impact the rent rates. Ms. Helber said no because the rents are controlled by the limits the Housing Finance Corporation (HFC) sets for affordable projects. **Commissioner DeBoer** stated he had no problem with the Charleston Cay request and asked staff to provide the Board with information on each of the remaining projects listed. **COMMISSIONER DeBOER MOVED APPROVAL TO GRANT CHARLESTON CAY THE ADDITIONAL \$500,000 FOR A TOTAL REQUEST OF \$1,250,000 AT ZERO PERCENT (0%) INTEREST, SECONDED BY COMMISSIONER DEVOS.** **Commissioner Devos** said she supports the motion but she still didn't fully understand the options listed and asked to put off the other issues until their next meeting on May 9, 2006 to give Ms. Helber time to meet with each of the Board members to more fully explain what's going on with each of these projects. Ms. Helber said she's comfortable postponing the other items even beyond May 9th. **Commissioner Cummings** said he'd support the motion. **Chairman Moore** asked if the motion needed to include a loan payment time. Ms. Helber stated staff wants a 30 year affordability period, they had no problem with the loan being paid off in 15 years, the affordability period is different than the actual term of the loan, and a 30 year affordability period prevents the rent restrictions from being removed after 15 years. **Commissioner DeBoer** said he would consider that as clarification to his motion. Attorney Berntsson clarified the land use restrictions run with the land but they're asking that

they run with the term of the loan to allow the property to be updated or rehabbed when the loan is paid off. **Commissioner Devos** clarified when she seconded the motion she thought they were approving making the entire \$1.25 million a loan at 0% with a 15 to 30 year repayment option. Ms. Helber stated that was her understanding as well. **Commissioner DeBoer** agreed that's part of it but what staff is arguing for is the requirement for it to be a 30 year affordability. Ms. Helber said yes she was seeking direction on that as well. **Commissioner DeBoer** asked Attorney Berntsson to summarize what he's looking for. Attorney Berntsson explained they were asking that they have the right to terminate the Land Use Restrictions Agreement (LURA) when the loan is repaid whether that be at 15 years or 17 years or whatever, as long as the loan is outstanding the land use restriction on affordability and the rents set by the State remain in effect, and when the loan is repaid basically the County's involvement in the project is removed as well. **Commissioner DeBoer** asked the minimum amount of time for loan payment under LURA. Attorney Berntsson said 15 years. **Commissioner DeBoer** summarized when the period of affordability ends depends on when the loan is paid off. Attorney Berntsson concurred. **Commissioner DeBoer** asked **Commissioner Devos** if including the payback of 15 to 30 years and that the actual affordability is a 15 year minimum but the affordability requirement would end when the loan is paid off was acceptable. **Commissioner Devos** said yes she thought that was fine. **CALL ON THE MOTION: DECLARED UNANIMOUS.**

Agenda Item Y-3, Parks Recreation & Cultural Resources - Approve site concept plan for Charlotte County Event Center and authorize design/build team to initiate preparation of design and construction documents pursuant to the approved concept plan (Budget Action: \$12,700,000 Memorial Auditorium Funding comes from 2002 Sales Tax, FEMA, Insurance, and Ad Valorem Taxes)

Laura Kleiss Hoeft, Parks, Recreation & Cultural Resources Director, said they were ready to make some decisions to move forward with this Event Center, on February 28th the Board requested more direction on the consideration of a parking garage as a result of Punta Gorda City Manager Howard Kunik's presentation, and the packet material contained a matrix with the true cost figures for the parking garage. Mrs. Hoeft stated the decision needed today was on the final site plan, reviewed

Site Plan A which is 36,000 FT² with the building in the northern half of the site with the Tentatorium and surrounding parking remaining in place as long as possible and an option for an additional 10,000 FT² at a cost of \$3 million, and Site Plan B which is 36,000 FT² with the building at the southern edge of the site and an option for an additional 10,000 FT² at a cost of \$3 million. Mrs. Hoeft summarized staff recommends Site Plan A and direction was also needed on future expansion space. **Commissioner Cummings** asked if the dotted area represented the 10,000 FT² for future expansion. Mrs. Hoeft explained the dotted area represented 4,000 FT² for the classroom/breakout rooms and the remaining 6,000 FT² would be incorporated in a larger version of the building footprint shown. **Commissioner Cummings** said he supported 36,000 FT² plus the additional 10,000 FT² based on lifecycle demand, and he felt it should be towards the back of the site so they can keep the potential for a promenade in the future. **Commissioner D'Aprile** asked how much money was available for the original option with the building in the north half of the site that staff recommends. Mrs. Hoeft said \$12.5 million total. **Commissioner D'Aprile** said he didn't favor spending an additional \$3 million for the expansion, he doesn't like the location to begin with, he was okay with the range of 250 to 300 parking spaces, and he just wants this done because he's tired of playing with this. **COMMISSIONER DeBOER MOVED APPROVAL OF AND DIRECT STAFF TO PROCEED WITH OPTION A, SECONDED BY COMMISSIONER D'APRILE.** **Commissioner Devos** said she will oppose the motion because she wants to include the \$3 million because of the lifecycle demand mentioned by **Commissioner Cummings**, she felt it was right and best since just Option A gets us only what we had, we all know that was insufficient, and we've been told the \$3 million was available in sales tax dollars to build something that will cover the current as well as future needs. **Commissioner DeBoer** agreed with **Commissioner D'Aprile** this wasn't the most central location for the County, if they want to discuss what's better for the long-term future of Charlotte County they need to find an appropriate site of the right size, originally we said we were going to build but stay within the budget amount of money they had and anything above and beyond was to be made up by the City, if we're going to look at a bigger building then he hoped the Board would look at the proper site as well which he would support, and it appeared the Board wanted to keep to the original commitment which was the reason he made the motion he did. **Chairman Moore** agreed with

Commissioner Devos on the site design and the additional 10,000 FT². **Commissioner D'Aprile** said an additional 10,000 FT² meant more parking, throwing another \$3 million at this was wrong and he would support going to a new location. **CALL ON THE MOTION: COMMISSIONERS D'APRILE AND DeBOER VOTED "YES" AND CHAIRMAN MOORE AND COMMISSIONERS CUMMINGS AND DEVOS VOTED "NO."** MOTION FAILED: (2:3). **COMMISSIONER CUMMINGS MOVED APPROVAL OF CONCEPT A SITE PLAN PLUS THE ADDITIONAL 10,000 SQUARE FEET AT \$3,000,000, SECONDED BY COMMISSIONER DEVOS. CALL ON THE MOTION: CHAIRMAN MOORE AND COMMISSIONERS CUMMINGS AND DEVOS VOTED "YES" AND COMMISSIONERS D'APRILE AND DeBOER VOTED "NO."** MOTION CARRIED: (3:2).

Agenda Item Y-4, Parks Recreation & Cultural Resources - a) Review the currently funded Sales Tax Project; and b) Approve Budget Amendment #06-A25 and CIP Amendment #06-C15 for \$3,500,000 from unallocated Sales Tax for Oyster Creek Regional Park

Raymond Sandrock, Budget Director, recalled during the revenue workshop they discussed the sales tax extension and the projected excess collections of about \$8.5 million, referred to the sales tax project chart in the material, and explained this list shows the funding requests which total \$29.6 million. Mr. Sandrock clarified at the last meeting the Board allocated \$1.1 million to the South County Regional Park for the diving wells, today the Board has allocated \$3 million for the Auditorium which leaves a balance of \$4.4 million to consider allocating to some of the other project requests listed, and that leads to this item which was a request by Parks Recreation & Cultural Resources for \$3.5 million for Oyster Creek Regional Park. **Commissioner Devos** asked why there was an additional \$3.5 million requested for West County Regional Park on the list. Mr. Sandrock said that was really the second part of this item but his point today is they only have \$4.4 million available to allocate to other projects, and two priority projects have been identified - Oyster Creek and the EOC/911 Public Safety Building. **Commissioner Devos** asked if they expect to have \$25 million in sales tax revenues available to cover the additional requests. Mr. Sandrock said no there's only \$4.4 million left for allocation. **Commissioner Devos** asked for clarification on the \$3.5 million for Oyster Creek. Mr. Sandrock said if the Board approved the \$1.075 million for the EOC/911 and \$3.5

million for Oyster Creek there would be a shortfall of \$175,000, he recommended using the Capital Projects Fund Reserves for that difference because the EOC/911 Building was one of the priority projects funded through the Capital Projects Fund, and the reserve was set aside for those projects in case a situation such as this arose. **COMMISSIONER DeBOER MOVED APPROVAL TO GO WITH STAFF RECOMMENDATION CHANGING THE BUDGET ADDING \$1,075,000 TO PUBLIC SAFETY, \$3,325,000 TO WEST COUNTY REGIONAL PARK A/K/A OYSTER CREEK PARK, AND \$3,000,000 TO THE AUDITORIUM, SECONDED BY COMMISSIONER DEVOS.** Commissioner DeBoer said he just wanted them to know he disagrees with the \$3 million but he made it just so they can get going. **CALL ON THE MOTION: CHAIRMAN MOORE AND COMMISSIONERS CUMMINGS AND DEVOS VOTED "YES" AND COMMISSIONERS D'APRILE AND DeBOER VOTED "NO." MOTION CARRIED: (3:2).**

Agenda Item Y-5, Budget - Update the Board on initiatives taken to improve communication and understanding to the public related to the County's MSBU/TU system

Raymond Sandrock, Budget Director, said the MSBU system in Charlotte County was fairly unique in that it allows community involvement, they felt it was important to provide ongoing communication about the current system and reviewed the new initiatives which include an enhanced MSBU brochure, a 'Neighborhood Benefits' newspaper insert, enhanced descriptions on public hearing notices, and a new video 'Your Money, Your County: What are MSBU/TUs' with a preview clip which was played for the Board.

Agenda Item Y-6, Environmental & Extension Services - Review Land Acquisition polling results and, based on the Board's findings that the polling results are sufficient, 1) direct staff to bring a Land Acquisition Referendum Resolution to the Board and 2) authorize the expenditure of funds to develop informational fact sheets

James A. Thomson, Environmental and Extension Services Director, explained the material contained the polling results for the land acquisition referendum issues done by the Nature Conservancy through a private polling company, based on the Board's findings of those results staff would like permission to spend \$15,000 through the Communication and Marketing Department

to produce fact sheets and then in June staff would bring back to the Board a land referendum resolution. Andy Stevens, Natural Resources Manager, highlighted a few of the polling results detailed in the material. **Commissioner D'Aprile** opined staff had done a great job and he was happy to see the results because it appears the referendum would pass. **COMMISSIONER DEVOS MOVED APPROVAL THAT BASED ON THE LAND ACQUISITION POLLING RESULTS AND BASED ON THE BOARD'S FINDINGS THAT THE POLLING RESULTS ARE SUFFICIENT, TO DIRECT STAFF TO BRING A LAND ACQUISITION REFERENDUM RESOLUTION TO THE BOARD AND AUTHORIZE THE EXPENDITURE OF FUNDS TO DEVELOP INFORMATIONAL FACT SHEETS, SECONDED BY COMMISSIONER CUMMINGS.** **Commissioner DeBoer** said he was going to oppose the motion, he didn't have any problem putting this issue on a ballot for the voters to decide but he didn't have a lot of faith in the polling results because the way these questions were worded led to skewed results, and pointed out the need to include the cost to maintain this land in perpetuity. **CALL ON THE MOTION: CHAIRMAN MOORE AND COMMISSIONERS CUMMINGS, D'APRILE AND DEVOS VOTED "YES" AND COMMISSIONER DeBOER VOTED "NO." MOTION CARRIED: (4:1).**

Agenda Item Y-7, County Attorney - Execute Settlement Agreement previously approved in the lawsuit captioned Olympia LLC v. Charlotte County; Case No. 06-176-CA

Janette S. Knowlton, County Attorney, explained this is one of the Manasota Key matters, as a result of the Interim Development Control (IDC) Ordinance the terms of the settlement were previously approved by the Board in February 2006, Olympia LLC had received final Development Review Committee (DRC) approval for a project called The Fountains but they let their building permits expire, they had gone from 15 units down to 10 units after the IDC Ordinance, one of the terms of the settlement is a compromise to allow them to build 14 units but they're still required to meet all of the other design criteria including meeting the height restrictions, there is no out-of-pocket payment by the County to this company, this will require Court approval because they did have a perfected Burt Harris claim, and at this point all that's being asked is for authorization for the Chair to execute the settlement agreement according to the terms that were previously approved. **COMMISSIONER DEVOS MOVED APPROVAL OF SETTLEMENT AGREEMENT #2006-021 FOR CASE NO.**

06-176-CA, SECONDED BY COMMISSIONER CUMMINGS AND DECLARED UNANIMOUS.

VII. PRESENTATION AGENDA

No items.

VIII. PUBLIC WORKSHOP

No items.

IX. CITIZEN INPUT - ANY SUBJECT

Charlotte Ventola said she felt the Board made the wrong decision on the Auditorium, parking will be a real problem, she has a feeling the Board will regret what they've done, opined the decision should have been postponed because people of the age of this community just won't walk to these affairs, especially at night.

BB. County Administrator

No items.

CC. County Attorney

No items.

DD. Commissioner Comments

No items.

RECESS: 12:26 P.M. - 2:00 P.M.

VI. PUBLIC HEARING AGENDA

Z. 2:00 P.M.

Agenda Item Z-3, General Services - Professional Service Committee's recommendation on the Murdock Village Redevelopment Initiative - Sale and Disposition of Real Property (RFP No. 2006000119 (Proof of Publication was in Order.))

Kimberly A. Corbett, Purchasing Director, explained today they were here to request the Board of County Commissioners and the Ex-Officio as the governing body of the Murdock Village Community Redevelopment Area (CRA) to consider the Professional Services Committee's recommendation on Request For Proposal (RFP) 06-119, Murdock Village Redevelopment Initiative-Sale and Disposition of Real Property. Mrs. Corbett stated they will begin with 15 minute presentations by each of the developers followed by Board questions with a five minute recess between presentations, and upon conclusion of all of the presentations the public hearing will be open for public comment. Mrs. Corbett said the previous presentations were held in alphabetical order, today's presentations will be held in reverse alphabetical order as follows: Stock Development, Kitson & Partners, and Forest City Land Group. Mrs. Corbett announced that Falcon-Tramell-Webb had withdrawn from the process and would not be present today. **Chairman Moore** explained the Board will be voting by ballot to rank the developers in order of 1=first, 2=second and 3=third; the votes will be tallied by how many first, second or third place votes each developer receives not by any protracted mathematical progression of summation of scores, etc.

Stock Development

The following individuals participated in the presentation of their concept plan for the Murdock Village Redevelopment Initiative:

- Stock Development (Master Developer)
 - Brian Stock, CEO
 - Bill Bullock, P.E., Vice President of Land Acquisition & Development

- Moore & Waksler, P.L. Law Firm (Legal)
Geris L. Waksler, Esq., Partner
- Architectural Network, Inc. (Architecture)
Matthew Kragh, AIA, Partner
- Banks Engineering (Civil Engineering)
Todd Rebol
- Armalavage & Associates (Development Consultant)
Richard L. Armalavage, MAI
- Miley, Gallo & Associates, LLC (Economic & Financial)
Lucy L. Gallo, CPA, Founding Partner

Discussion ensued on the following topics: Florida Gulf Coast University's (FGCU) intent, commitment and the renaissance center; financial capital; development history; residential and commercial compatibility; Camp Murdock; Comprehensive Plan (Comp Plan) amendment; acquisition of gateway parcels; CR 776 & U.S. 41 intersection control improvements; traffic planning and level of service; Town Center retail areas; affordable housing; and Tax Increment Financing (TIF) projections.

RECESS: 2:50 P.M. - 2:56 P.M.

Kitson & Partners

The following individuals participated in the presentation of their concept plan for the Murdock Village Redevelopment Initiative:

- Kitson & Partners
Sydney W. Kitson, Chairman & CEO
Thomas M. Hoban, Jr., President & COO
- WilsonMiller (Land Planner/Civil Engineer)
Matthew D. Horton, Landscape Architect, Urban Designer
and Manager of WilsonMiller's Fort Myers Design Studio

Discussion ensued on the following topics: staff sufficiency due to involvement with Babcock Ranch; financial backing; FGCU Campus; donations to FGCU and Charlotte County Schools; Tax

Increment Financing (TIF) projections; traffic flow through the Town Center; flexibility of Master Plan regarding location of the Town Center, residential areas, and waterways; mass transportation; affordable housing; housing products; assessment fees; parcels involved in eminent domain challenge; cash commitment; impact fees; bike paths; removal of the elementary school; trip generation resulting from FGCU; and funding sources and payment schedule.

RECESS: 4:00 P.M. - 4:10 P.M.

Forest City Land Group

The following individuals participated in the presentation of their concept plan for the Murdock Village Redevelopment Initiative:

- Forest City Land Group
Leonard "Len" B. Jaffee, Vice President
- McMahan Associates, Inc.
Michael D. Spitz, P.E., Senior Project Manager
- Gulfshore Engineering, Inc.
Joss Nageon de Lestang, P.E.

Discussion ensued on the following topics: development history; cash commitment; business office; home pricing; lack of commercial nodes; Town Center anchors; Toledo Blade layout; housing designs; assessment fees; Tax Increment Financing (TIF) projections; debt retirement; road alignments; waterway connections; 1.25% sales kicker; and affordable housing.

Citizen Input

David Goodrich commented on the County's \$93 million debt; and voiced concern regarding diverting waterways, eminent domain challenge on 72 lots, the elementary school, and hurricane evacuation routes. Mr. Goodrich opined the County needs to find the fastest route to solvency and the auditorium could be placed right in the middle of the development at double the current size. Garry Bernardo, Charlotte County Public Schools, said he represents the students at the Technical Center and the County

high school students, he was in support of any proposal that provides opportunities for business in our County, his concern was his construction and drafting program, our business partners are the builders sitting in this room right now, and asked the Board to encourage partnerships so these students can get some real-time learning in all these construction areas. Julie Mathis, Charlotte County Chamber of Commerce Executive Director, asked the Board to please make using local contractors and vendors a priority. Richard Sinclair, Sinclair Custom Homes President and Board of Director Member for the Florida State and Local Builders Association, said he was the originator the Charlotte County Contractors and Builders Collaborative now known as the 4-Cs, commended **Commissioner Devos** for her support of local builders, and opined there was a way to pay our public servants more money so they are able to afford to live here. Suzanne Graham, Charlotte/DeSoto Building Industry Association (CDBIA) President, asked the Board to emphasize the use of local labor and services in the development of Murdock Village and the developers who commit to this approach should be given added weight during the Board's decision process. Ray Rose opined the Board really needs to consider the value of bringing FGCU to Charlotte County, it will generate good paying jobs and asked the Board not to underestimate the value of having FGCU here. Douglas Tucker encouraged the Board to base their decision on two important things - first, he is a local mortgage banker who deals with local builders and he hoped the Board would try to keep as much business locally as possible; and second, the need for schools. Mr. Tucker agreed **Commissioner Devos'** concern regarding the elementary school was valid but said he would also like to see his children have a top-notch University located here in Charlotte County. Mr. Tucker said regarding affordable housing there was a way to get that together and offered to speak with **Commissioner DeBoer** about it. **Commissioner DeBoer** said he was looking forward to that phone call. Ron Struthers said he's a local commercial real estate agent and resident, opined the people that come up with the biggest amount of money and give the County the quickest return on their investment was the one to look at, said his favorites were Stock and Kitson, opined bringing higher education to Charlotte County has a very strong positive effect to this community, Kitson brings more to the table, and said he appreciated all the Boards' work on this project. Suzy Hackett opined it would be a major disservice if they don't provide for education and use of local contractors.

COMMISSIONER DeBOER MOVED TO CLOSE THE PUBLIC HEARING, SECONDED BY COMMISSIONER D'APRILE AND DECLARE UNANIMOUS. Commissioner DeBoer said there were extremely good points in all three proposals and whoever is selected he would like to see the Board require them to address as many of the parts of all three proposals the Board likes best as possible. **Commissioner Devos** agreed. **Commissioner Cummings** said he'd reviewed each proposal thoroughly, the staff's cash flow analysis was very good, commented on the good points of each presentation, and opined Stock's financial package posed the least risk and was hands down the best. **Commissioner Cummings** summarized his ranking was #1 Stock, #2 Forest City, and #3 Kitson. **(Ballots were distributed and tallied.)**

RECESS: 5:25 P.M. - 5:30 P.M.

Chairman Moore announced the first ballot resulted in a tie for first place between two firms and would necessitate a second ballot. **Commissioner Devos** said shouldn't they be voting on those two then. **Chairman Moore** said he hoped the second ballot would give them a first place winner, and asked the Board to please vote again because they need a 1-2-3 placement vote. **Commissioner D'Aprile** asked why. **Chairman Moore** explained should the firm ranked number one fail to complete the negotiations for any reason, they would then go to the second ranked firm. **(Ballots were completed and passed to Mr. Loucks.)** **Chairman Moore** announced the following results: #1 Stock Development, #2 Forest City, and #3 Kitson. **COMMISSIONER CUMMINGS MOVED APPROVAL OF THE RANKING AS READ INTO THE RECORD BY THE CHAIR, SECONDED BY COMMISSIONER DEVOS. CALL ON THE MOTION: CHAIRMAN MOORE AND COMMISSIONERS CUMMINGS AND DEVOS VOTED "YES" AND COMMISSIONERS D'APRILE AND DeBOER VOTED "NO." MOTION CARRIED: (3:2).** **Commissioner DeBoer** asked to be provided with a copies of all the ballots. **COMMISSIONER CUMMINGS MOVED APPROVAL TO PROCEED WITH THE NEGOTIATIONS WITH THE TOP RANKED FIRM, SECONDED BY COMMISSIONER DEVOS. CALL ON THE MOTION: CHAIRMAN MOORE AND COMMISSIONERS CUMMINGS AND DEVOS VOTED "YES" AND COMMISSIONERS D'APRILE AND DeBOER VOTED "NO." MOTION CARRIED: (3:2).** **Commissioner Devos** asked how long does staff expect this next phase to last. Debrah Forester, Redevelopment Manager, responded they hope to get something done within 90 to 180 days.

MEETING ADJOURNED: 5:38 P.M.

Signature on file in Commission Minutes
Thomas G. Moore
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

/ksm