

REGULAR MEETING

BOARD OF COUNTY COMMISSIONERS

MAY 23, 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, and Matthew D. DeBoer. 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 Bonnie Stoner, and Minutes Supervisor Diane J. Nice. **(Commissioner Devos was not present for this portion of the meeting.)** The meeting was called to order at **9:00 A.M.**

The **invocation** was given by Pastor Mark Clark, Grace Bible Church, Port Charlotte, Florida, followed by the Pledge of Allegiance to the Flag.

CHANGES TO THE AGENDA

ADDITIONS:

**Regular
Business**

Agenda Item Y-5, County Attorney, Board to consider the settlement proposal by Mosaic on Altman Tract.

**VIII
Workshop
Agenda**

Agenda Item Z-2, Administration, BCC consideration of coordinator position

CHANGE:

**Commission
Office**

Agenda Item C-1, Approve ~~Carolyn J. Spradlin, Patricia A. Shinske, Martin Redovan and Robert Holm~~ to the Grove City Street & Drainage Advisory Committee for three-year terms expiring in May 2009.

COMMISSIONER DeBOER MOVED APPROVAL OF THE CHANGES TO THE AGENDA, SECONDED BY COMMISSIONER D'APRILE AND DECLARED UNANIMOUS (4:0).

SPECIAL RECOGNITION

Proclamations:

THE BOARD AGREED TO ISSUANCE OF A PROCLAMATION STIPULATING JUNE 8 THROUGH JUNE 14, 2006 AS "JEWISH WAR VETERANS' DAYS" ON MOTION BY COMMISSIONER D'APRILE, SECONDED BY COMMISSIONER CUMMINGS AND DECLARED UNANIMOUS (4:0). Richard Stone, Commander of Jewish War Veterans Post 404, advised the Post has existed in Charlotte County for over 25 years, he is proud to be an American who served in the Armed Forces, and accepted the proclamation.

(Commissioner Devos was present for the remainder of the meeting.)

THE BOARD AGREED TO ISSUANCE OF A PROCLAMATION STIPULATING JUNE 11 THROUGH JUNE 17, 2006 AS "RACE UNITY WEEK IN CHARLOTTE COUNTY" ON MOTION BY COMMISSIONER D'APRILE, SECONDED BY COMMISSIONER DEVOS AND DECLARED UNANIMOUS. Mr. and Mrs. Albert B. Sensley accepted the proclamation on behalf of the Bahai of Port Charlotte; stated the goal is to resolve racial and ethnic problems, the admiration of one God and reconciliation of all major religions, establish world peace, equality of men and women, universal education, and the individual search for truth; and invited everyone to the celebration on June 11, 2006, from 2:00 P.M. to 6 P.M., at the Senior Education Center, off of Pan American Boulevard, in North Port, Florida. **Commissioner DeBoer** commented on the good food and entertainment provided and the opportunity to learn about other people.

Presentation:

None.

I. CITIZEN INPUT - AGENDA ITEMS ONLY

Jack Donkel, from Englewood, commented in support of **Agenda Item L-4, Approve Change Order # to Contract #06-046, Oyster Creek Flow Enhancement**; expressed appreciation to Joanne Vernon and John DeGiovane for their invaluable assistance regarding clean

up of the Newgate, Gondolier, and Oyster Creek Waterway; and wished **Commissioner Devos** good luck.

Joe Dixon, a 20-year County resident, thanked **Commissioner Devos** for serving on the Board and, hopefully, she will finish her term. Mr. Dixon commented on **Agenda Item Y-5, Settlement agreement regarding Altman Tract**, by suggesting it is time to put phosphate issues to bed.

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 Waterway 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 who must be a Florida resident and registered engineer.

Grove City Street & Drainage, MSBU Committee - two (2) additional volunteers who are landowners and full-time residents of the Unit. **(Two (2) appointments on the Agenda.)**

Gulf Cove Waterway Unit - six (6) volunteers needed; five (5) regular members whose terms will be pulled by lot number to serve one (1) to three (3) 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.

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

Parks & Recreation Advisory Committee - two (2) volunteers for At-Large Appointments, for three-year terms, effective June 14, 2006 until June 14, 2009.

Tourist Development Council - one (1) applicant/owner or operator of a motel, hotel, 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 with emphasis on tourist development; not an owner or operator of a motel, hotel, recreational vehicle park, or other tourist accommodation in the County. Both positions are for four-year terms.

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

None.

IV. CONSENT AGENDA

COMMISSIONER DEVOS MOVED APPROVAL OF THE FOLLOWING ITEMS, SECONDED BY COMMISSIONER DeBOER AND 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 May 3 through 16, 2006 in the amount of \$12,931,427.34

B. Minutes Division

Agenda Item B-1, Approval of Minutes

9:00 AM 4/18/06 Land Use Public Hearings
12:00 PM 4/19/06 Special Meeting - Stump Pass Status
9:00 AM 4/25/06 BCC Regular Meeting
8:30 AM 4/27/06 Executive Session - Charlotte County vs. Mosaic
2:00 PM 5/03/06 MSBU Budget Workshop (2006-2007)

BOARD OF COUNTY COMMISSIONERS

C. Commission Office

Agenda Item C-1

Appointments of Martin Redovan and Robert Holm to the Grove City Street & Drainage Advisory Committee for three-year terms expiring in May 2009.

Agenda Item C-2

Appointments to Little Gasparilla Island (LGI) Advisory Committee: Dick Stickle, Representing LGI POA, Rande A. Ridenour, Representing At Large, Barry Hurt, Representing At Large, and Ken Bonds, representing Placida Beach Club Owner's Association for two-years expiring in May 2008.

D. Administration

No items.

E. County Attorney

Agenda Item E-1

Set a public hearing at the Board's regularly scheduled meeting on June 13, 2006, at 10:00 a.m., or as soon thereafter as may be heard, to consider an ordinance amending Section 3-2-1 of the Charlotte County Code to provide for a local license category for a swimming pool shell contractor.

F. Budget Office

Agenda Item F-1

Third Supplement to Standby Bond Purchase Agreement originally approved pursuant to Resolution #2003-124 to extend the agreement for year 4 of the 2003A and 2003B variable rate utility bond issue with Bank of America, N. A., for a fee of 12.5 basis points and to guarantee the rate for years 5 and 6.

G. Community Development

Agenda Item G-1

Tousa Homes, Inc. d/b/a Engle Homes SW Florida, request for Final Plat for Waterford Estates, FP-04-12-24, a project that

was approved as Parkside Preserve on April 19, 2005 for 701 units of mixed use residential development on 196.87± acres located between Carmalita Street and Airport Road in Section 8, Township 41 South, Range 23 East in Punta Gorda and **Agreement #2006-023** with Fidelity and Deposit Company Performance Bond #08825145 in the amount of \$9,878,791.73.

Agenda Item G-2

Set a Board Workshop for Tuesday, June 13, 2006, at 2:00 p.m., or soon thereafter as may be heard to discuss concurrency provisions of Florida's 2005 Senate Bill 360.

Agenda Item G-3

Resolution #2006-079 and Conservation Easement adopting a Certification of a Sending Zone (SZ), petition CSZ-06-04-05, filed by Ms. Christa Williams on property she owns in the Country Club Manor Subdivision, 27 lots located in the South County Planning District, outside the Urban Service Area; the property is also identified as scrub jay habitat on the County's scrub jay mapping layer; and the applicant is removing all development rights and placing the property under a conservation easement.

Agenda Item G-4

Resolution #2006-080 and Conservation Easement adopting a Certification of a SZ, petition CSZ-06-04-06, filed by Ms. Christa Williams, to certify density on property she owns in the Grove City Subdivision located in the West County Planning District, inside the Urban Service Area; because the property is located inside the Urban Service Area, density is based on the square footage divided by the minimum lot size of 7,500 square feet; the total square footage of the property is 15,127, allowing for two units of transferable density; the applicant is removing all development rights and placing the property under a conservation easement; and the units will be quantified as Tropical Storm Surge/13 VE density units.

Agenda Item G-5

Resolution #2006-081 and Restrictive Covenant adopting a Certification of a SZ, petition CSZ-06-04-07, filed by Farajalla Barakat, to certify density on a lot in the South Punta Gorda

Heights Acreage Estates Subdivision, in the South County Planning District, inside the Urban Service Area; the Future Land Use Map (FLUM) designation on the property is Low Density Residential (LDR) and the Zoning designation is Residential Single-Family-5 (RSF-5); the property is approvable as a SZ because it meets the requirement of a platted lot in the Suburban Area of the Urban Service Area without water or sewer.

Agenda Item G-6

Resolution #2006-082 and Conservation Easement adopting a Certification of a SZ, petition CSZ-06-04-08, for Seminole Ranches, LLC, to certify density on property owned in the Lenord Park Subdivision; the property is located in the East County Planning District, outside the Urban Service Area; it is approvable as a SZ as substandard lots; the applicant owns 133 substandard platted lots, which are given a unit of density each; the applicant is certifying all 133 density units; and the restrictive covenant continues to allow agricultural use on the property.

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

a) File #06-255, Banner License/Maintenance Agreement, with Indus, Inc., of Atlanta, Georgia for the term from date of award up to and including January 31, 2007 in the amount of \$95,088 and b) Authorize County Administrator to approve annual renewals at the same terms and conditions by mutual consent.

Agenda Item L-2

"Piggyback" File #06-268, Park Repair Work - Lighting, with Musco Sports Lighting, LLC of High Point, NC, at the unit prices bid on City of Jacksonville Bid #SC-0549-03 for a total cost of \$798,191.80.

Agenda Item L-3

Sixteenth Amendment to Agreement for Combined Parks & Recreation Projects, Group 1 Parks, Contract #99-169, with Johnson Engineering, Inc., for a lump sum amount of \$65,000 for additional professional services related to additions to project scope of work for Oyster Creek Regional Park. COMMISSIONER DeBOER MOVED APPROVAL, WITHOUT DISCUSSION SINCE THE ITEM WAS PULLED INADVERTENTLY, SECONDED BY COMMISSIONER DEVOS AND DECLARED UNANIMOUS.

Agenda Item L-4

Change Order #1 to Contract #06-046, Oyster Creek Flow Enhancement, with Tarheel Specialists, Inc., to increase the contract by \$24,308.30 for a revised total contract of \$213,608.44.

Agenda Item L-5

Amendment #1 for extension of Contract #05-015, Construction Management Services for Hurricane Damage Rebuild Projects, with Mathews Taylor Construction, LLC, extending the construction period through June 30, 2007.

Agenda Item L-6

a) Enter into negotiations on Bid #06-248, Ingraham Bridge Fractured Pile Replacement, with the sole responsive, responsible bidder, Zep Construction Inc., of Fort Myers, Florida; b) Authorize the County Administrator to award the negotiated contract amount, as long as the amount does not exceed \$321,368; c) Approve Budget Transfer #06-030 for \$109,368; and d) Approve CIP amendment #06-C24 for \$167,305. COMMISSIONER DeBOER MOVED TO RECONSIDER APPROVAL OF THIS ITEM,

SECONDED BY COMMISSIONER DEVOS AND DECLARED UNANIMOUS. **Chairman Moore** recalled approximately \$109,000 was to be charged to the South Gulf Cove Street and Drainage MSBU for repairs to the Ingraham Bridge damaged by a barge; subsequent conversations with residents and Risk Management resulted in a determination that the MSBU would not be charged; and expressed no objection to borrowing funds from the MSBU account. Bob Pryor, Risk Management Manager, explained an insurance claim has been filed and it should be a covered item; if it is covered, the insurance carrier will pay for it and then seek recovery from the individual who damaged the bridge; if the insurance carrier does not cover the repairs, the costs would be paid out of the Self-Insurance Fund Loss Reserves with charge backs to Charlotte County Utilities (CCU) and Public Works for the FY07/08 budget year; and then it would be up to the departments to recoup the costs. **Chairman Moore** requested verification the MSBU will not be charged. Mr. Pryor offered 99.9% assurance that the cost will be paid by the insurance carrier with no charge back to the departments. **Commissioner DeBoer** stated no budget transfer or CIP amendment is attached to the agenda item. Thomas F. O'Kane, Public Works Director, stated if the insurance carrier does not pay for the repairs and the County cannot recoup the costs from the individual, the cost is usually charged back to the appropriate MSBU but, in this case, full compensation should be pursued even if it is charged to the MSBU on a temporary basis. **Commissioner DeBoer** questioned the possibility of fronting monies from the Road Revolving Fund for a loan. Linda Free, Public Works Fiscal Supervisor, stated a loan is a temporary gap measure that does not complete the entire transaction and someone will have to pay the bill. **Commissioner DeBoer** stated the Board has the discretion to pay the bill out of the General Fund or for the General Fund to absorb the difference. Ms. Free agreed upfront funds could be allocated from the Road Revolving Fund and reimburse that account; recalled a conversation with Mr. Pryor yesterday that if insurance does not cover the claim, the self-insurance fund would pay the cost and then it would be allocated to CCU and Public Works for reimbursement from the MSBU. **Commissioner DeBoer** requested copies of the budget transfer and CIP amendment. Kimberly Corbett, Purchasing Director, provided the copies. **Commissioner Devos** indicated support. **Commissioner Cummings** stated, hopefully, the insurance will cover the cost but if there is a gap, the Board can identify another fund. **COMMISSIONER CUMMINGS MOVED APPROVAL TO**
A) ENTER INTO NEGOTIATIONS ON BID #06-248, INGRAHAM BRIDGE

FRACTURED PILE REPLACEMENT, WITH THE SOLE RESPONSIVE, RESPONSIBLE BIDDER, ZEP CONSTRUCTION INC., OF FORT MYERS, FLORIDA; B) AUTHORIZE THE COUNTY ADMINISTRATOR TO AWARD THE NEGOTIATED CONTRACT AMOUNT, AS LONG AS THE AMOUNT DOES NOT EXCEED \$321,368; C) APPROVE BUDGET TRANSFER #06-030 FOR \$109,368; D) APPROVE CIP AMENDMENT #06-C24 FOR \$167,305, AND TO DIRECT STAFF TO BRING BACK FUNDING SOURCE OPTIONS IF GAP FUNDING IS NECESSARY, SECONDED BY COMMISSIONER DeBOER AND DECLARED UNANIMOUS.

Agenda Item L-7

a) Approve the Guaranteed Maximum Price (GMP) for #04-308B Design/Build Fire Station(s) with Mathews-Taylor Construction, LLC, in the amount of \$1,734,014 to construct Fire Station #15; b) Approve #04-308C Design/Build Fire Station(s) with Mathews-Taylor Construction, LLC, in the amount of \$2,055,579 to construct Fire Station # 16; c) Authorize the Chairman to sign the Amendment to Contracts #04-308B and #04-308C for the GMP; d) Approve Budget Amendment #06-A29, transferring funds from the Capital Projects Fund to Charlotte County Fire Rescue Fund in the amount of \$1,845,000; and e) Approve CIP Amendment #06-C22 increasing the FY06 budget for Fire Station 15 by \$845,000 and Fire Station 16 by \$1,000,000 with monies being repaid in FY07 through collections of Fire Assessments.

Agenda Item L-8

a) Amendment #1 to Contract #05-458, Design - Renovation of Historic County Courthouse, with Rowe Architects in the amount of \$21,700 for a total revised Contract Amount of \$362,700 and b) Authorize the Chairman to sign the Amendment.

Agenda Item L-9

File #06-079, ASR Well Feasibility Study, Work Order #36, to Contract #05-042, Engineers of Record, with Malcolm Pirnie, Inc., in the amount of \$184,900.

Agenda Item L-10

Amendment #4 to Contract #03-456, Oyster Creek Regional Park - Construction Management, with Mathews Taylor Construction, LLC, for the GMP of \$3,172,324 for construction of the regional park,

recreational facilities, and all associated storm water management and infrastructure.

Agenda Item L-11

a) Approve Budget Amendment #06-A27A in the amount of \$3,000,000 to recognize unallocated sales tax collections; **b) Approve** CIP Amendment #06-C20 to add \$3,000,000 to the Charlotte County Event Center budget; and **c) Approve Amendment #1 to Contract #05-223, Charlotte County Event Center - Design/Build Services**, with Mathews/Taylor Construction, LLC, for additional professional and pre-construction services in the amount of \$328,532.

Agenda Item L-12

a) Reduce Phase I to Contract #05-412, ROTONDA WRF - Preliminary Design Report, Work Order #28, with Boyle Engineering Corporation of Sarasota, Fl. in the amount of \$129,992 and **b) Approve** Phase II in the amount of \$1,045,225 for a total revised amount of \$1,226,233.

Agenda Item L-13

a) Approve Second Amendment to Contract #05-399, Design/Build Services - Public Safety Complex, with Mathews/Taylor Construction, LLC for Phase III Shop Drawings/Submittals in the amount of \$80,000 for a revised Contract Amount of \$879,751 and authorize the Chair to sign the Amendment; **b) Approve** Budget Amendment #06-A28 to recognize unallocated Stales Tax (2002) collections in the amount of \$1,075,000; and **c) Approve** CIP Amendment #06-C21 to add \$1,075,000 to the EOC / 911 Public Safety Complex budget.

M. Human Resources/Risk Management

No Items.

N. Human Services

Agenda Item N-1

Approve revisions to the Local Housing Assistance Plan for State Fiscal Years beginning July 1, 2005 and ending June 30, 2008 to:

1) Transfer the Homebuyers Club from an administrative program to a Homeownership Strategy with \$62,837 in funding from the SHIP budget for administrative programs and \$45,963 from the SHIP rental rehabilitation strategy and 2) **revise** the Rehabilitation of Non-Profit Rental Housing Strategy to include new construction. **Commissioner DeBoer** stated he would email questions concerning **Agenda Items N-1, N-2, and N-3.**

Agenda Item N-2

Approve SHIP assistance of \$200,000 to National Church Residence (NCR) for construction of senior housing in Grove City, and **authorize the Chair** to sign a contract, after review by the County Attorney's Office, with NCR for a 50-unit complex to be known as The Preserve at Lemon Creek located south of Grove City Manor in Grove City at 6413 Gasparilla Pines Boulevard. **Commissioner DeBoer** calculated the per unit amount at \$2,000 based on 2-50 unit complexes instead of \$4,000. Loraine Helber, Housing Coordinator, stated that is an error and explained the developer has requested \$200,000 for 50 units and he is in the process of requesting \$200,000 from the HUD 202 program to construct an additional 50 units. **Commissioner DeBoer** questioned the possibility of the developer coming back for additional funding. Ms. Helber stated the developer has other sources to check out first and she is at the maximum that might be allocated to the developer this year. **Commissioner DeBoer** requested the selling price for the 542 square foot one-bedroom unit. Ms. Helber reported these are affordable apartment rental units for seniors. **Commissioner DeBoer** requested the criteria for very low income. Ms. Helber stated very low income in the State of Florida means 50% or less of the area median income and the median income is approximately \$50,400 for a family of four. **Commissioner DeBoer** requested the amount for a senior couple. Ms. Helber estimated \$18,000 or less. **Commissioner Devos** related a conversation with Ms. Helber about the site being sufficient for a second phase and suggested increasing density on the site for seniors and very low-income housing. **Commissioner DeBoer** agreed. Ms. Helber pointed out the property is zoned for 100 units and stated a representative of the developer is present. **Commissioner D'Aprile** requested the funding source for the additional 50 units. Ms. Helber advised the developer is applying for primary financing through the HUD 202 program and the Non-Profit Rehabilitation/Construction rental strategy of the Local Housing Assistance Plan will provide gap financing for the first phase. **Commissioner**

D'Aprile commented on the possibility of additional funding next year on units for seniors. Alan Patricio reported a 100-unit affordable housing complex for seniors exists near by and it has a waiting list of approximately 60 people, offered to pursue the additional units with the architect and team, stated no one pays more than 30% of their income for rent, and it is permanent housing for the occupants. **Commissioner Cummings** stated he likes the general concept of increasing density in the Infill Area particularly for affordable housing but this might not be the ideal location. **Commissioner Cummings** requested the storm surge category and the integration of special needs shelters for the residents; stated this project would be an ideal arena to be using present value calculations of the loan or grant being provided versus the present value of the reduction in housing cost of the project in the ranking of projects; and the projects that have the widest gap and the greatest benefit would be ranked the highest. **COMMISSIONER DeBOER MOVED APPROVAL OF AWARDING \$200,000 FOR CONSTRUCTION OF SENIOR HOUSING AND AGREEMENT #2006-025, SECONDED BY COMMISSIONER DEVOS AND DECLARED UNANIMOUS.**

Agenda Item N-3

Approve Hurricane Housing Recovery (HHR) assistance of \$300,000 and an additional \$200,000 of HHR funds within six (6) months, contingent upon available expected interest, to Coastal Behavior Healthcare, Inc., to rehabilitate Kelly Hall to serve as transitional housing for homeless adults with mental health and substance abuse disorders, and to **authorize the Chair** to sign **Agreement #2006-026** with Coastal Behavior Healthcare, Inc. after review by the County Attorney's Office.

P. Information Technology

No Items.

Q. Parks, Recreation & Cultural Resources

No Items.

R. Public Safety

No Items.

S. Public Works

No Items.

T. Real Estate Services

Agenda Item T-1

Resolution #2006-083 and County Deed releasing a portion of a canal maintenance easement, located on Lot 471, Block 2091, Replat of a portion of Port Charlotte Subdivision, Section Forty (40) and authorize the Director of Real Estate Services to execute the County Deed releasing the portion of said easement to Barry J. and Sharon F. Dyble.

Agenda Item T-2

Resolution #2006-084 and County Deed authorizing the exchange of the County's interest in Lot 11, Block 2285, Port Charlotte, Subdivision, Section 20, for the interest of The Estate of Ruth M. Steneroden, Deceased, c/o Eric Steneroden, Personal Representative, in Lot 16, Block 1262, Port Charlotte Subdivision, Section 46, lying within the Tippecanoe Scrub Environmental Park II Project Area; authorize the Director of Real Estate Services to execute the Agreement for the exchange of real property pursuant to Resolution No. 2003-023; and rescind Resolution #2006-021.

V. Tourism Development

No Items.

W. Utilities

No Items.

X. Building Construction Services

No Items.

V. REGULAR AGENDA

Y. Regular Business

Agenda Item Y-1, Budget, (a) Authorize renewal of existing short-term loans with Bank of America of \$31,300,000 and \$46,000,000 related to the acquisition of property in the Murdock Redevelopment Area and (b) Authorize additional short-term borrowing of \$11,000,000 under the same terms as renewal loans to complete acquisition of Murdock Village property

Raymond Sandrock, Budget Director, requested authorization to renew existing short-term loans of \$31,300,000 and \$46,000,000 related to the Murdock Village project that will expire June 30, 2006 and for additional short-term borrowing of \$11,000,000 for settlement costs related to Murdock Village. **Commissioner DeBoer** requested costs of acquiring the remaining properties and recalled an amount totaling good faith estimates has already been deposited in the Court Registry. Paul Payette, Real Estates Services Director, advised 455 parcels still require settlement. **Commissioner DeBoer** requested the percentage above the good faith estimate required for settlement and questioned the sufficiency of the additional \$11,000,000. Mr. Payette stated a maximum of 50% above the good faith estimate and the closings should be completed by the end of this calendar year. **COMMISSIONER DeBOER MOVED APPROVAL OF AGENDA ITEM Y-1, SECONDED BY COMMISSIONER D'APRILE.** **Commissioner Devos** requested verification that the \$11,000,000 is already in the budget. Mr. Sandrock stated the \$11,000,000 was in the CIP budget a year ago. **Commissioner D'Aprile** concluded the additional monies would be used as closings are done. Mr. Sandrock agreed. **CALL ON THE MOTION: DECLARED UNANIMOUS.**

Agenda Item Y-2, Budget, Approve mailing the required first-class notification of proposed MSBU assessment rates for FY06/07 for those units with a proposed rate increase above the previously established maximum rate

Mr. Sandrock requested approval to mail notices on proposed MSBU assessment rates for units with proposed rate increases above the established maximum rates and new or first time assessed properties. **COMMISSIONER D'APRILE MOVED APPROVAL OF AGENDA ITEM Y-2, SECONDED BY COMMISSIONER DEVOS AND MOTION CARRIED: 4:1 WITH COMMISSIONER DeBOER OPPOSING.**

Agenda Item Y-3, Utilities, Status update and review - Charlotte County Utilities Water and Wastewater

David G. Schlobohm, Utilities Director, introduced Elizabeth Freemont, staff members, and consultants who are in attendance to answer questions. Mr. Schlobohm gave a slide presentation on the current status of wastewater treatment facilities divided into East County, West County based on the Rotonda and West Port plants and flow diversion of approximately 300,000 to 400,000 gd (with improvements to allow 500,000 gd) to Englewood Water District (EWD) and the West Port plant with system improvements that will allow higher flows to West Port and stay ahead of demand (from 140,000 gd to 300,000 gd), and South County; regulatory requirements for plant expansions; projected wastewater generation rates through 2015 reflecting plant capacities higher than demands; proposed expansion schedules; and CIP projects for East Port, West Port and Rotonda facilities. (Discussion ensued regarding compliance with the consent order on the Rotonda plant and excess flows diverted to West Port and EWD; one larger expansion of the Rotonda plant from .625 to 2 mgd to be operational in 2008 at an approximate cost of \$15,000,000 with future expansion to 3 mgd rather than the phased expansion under the original consent order; new technology will be utilized in the expansion as has been done in facilities located on Marco Island, Lehigh Acres, Jacksonville, Florida and Savannah and Atlanta, Georgia; class A versus class B sludge and regionalism of sludge; dewatering at the East Port facility that has saved approximately \$1,000,000 per year over the cost to contract the service out; expansions of the East Port plant from 6 mgd to 9 mgd to be operational in 2010, West Port plant to 2.4 mgd for operation in 2012 ahead of the 2015 projected equal or exceeded capacity timeline, and the Burnt Store plant to 2.5 mgd for operation in 2008.) Mr. Schlobohm continued the presentation with an overview of the current status of water demands and projected water demands through 2015 of the Peace River Authority and Burnt Store facilities; the current allocation is 12.758 mgd from the Peace River/Manasota Regional Water Supply Authority (PR/MRWSA) of which 2 mgd goes to Sarasota County and should be coming back to Charlotte County in October; the current permitted capacity at the Burnt Store plant is 1.127 mgd and the average demand is about 1.403 mgd; status updates on CIP projects for the Burnt Store Water Treatment Plant expansion which is a Reverse Osmosis (RO) plant is in the design stage with an anticipated preliminary engineering report by the end of May, the associated water use permit application has been submitted to the Southwest Florida Water Management District (SWFWMD) and two responses to requests

for additional information have been submitted, pilot testing will begin in June and is expected to be completed within three months, and the plant expansion is expected to be completed and on line around April 2008; outlined the status on regional interconnects including three potential emergency interconnects with the Cities of North Port and Cape Coral and Lee County, and potential interconnects with the City of Punta Gorda and EWD, as directed by the Board in November 2004 and January 2005; he has been advised that the Cape Coral and Lee County interconnects would only be temporary interconnects over a three-to-four year period and then revert to emergency interconnects; a County-wide RO plant; and the PR/MRWSA expansion. **Commissioner DeBoer** indicated he has been advised that Charlotte County should stop pursuing interconnects down south. **Commissioner DeBoer** pointed out, as of April 25, 2006, the projected water demand will be 16.88 mgd in 2012 and the CCU allocated capacity will be only 16.102 mgd but he has been assured that water will be provided pursuant to the PR/MRWSA contract. Mr. Schlobohm explained the current expansion is for 3.342 mgd and the original request was for an additional 5 mgd. **Commissioner DeBoer** suggested the chart be revised to reflect the future commitment for additional water sources to meet the demand. Mr. Schlobohm offered to modify the chart. **Commissioner DeBoer** requested Patrick Lehman, PR/MRWSA Executive Director, be allowed to comment on the Water Authority's intent to provide for Charlotte County's water needs pursuant to the contract. Mr. Lehman highlighted negotiations in 2004 for the numerous expansion demands and the need to build future supplies beyond the Peace River to meet demands; reported the Authority's Board recently had a discussion on moving forward to meet future demands; the on-going master planning study will address future supplies; by the end of this year, the next source will be identified to meet regional demands; the Authority is actively pursuing development of supplies to meet future demands on a sequential basis to reduce costs; and the master plan and CIP will be in place by the end of this year. **Commissioner DeBoer** stated misunderstandings have stemmed from the inability to provide for demands presented in 2004 based on the capacity of the Peace River, there are other plans to attach additional water sources, and the Water Authority intends to meet all demands beyond that. Mr. Lehman concurred. **Commissioner DeBoer** requested an explanation on any benefit Charlotte County might derive to have its water demands met as a result of becoming an exclusive user of the Authority to further regionalization as DeSoto County did. Mr. Lehman stated that

would mean that Charlotte County would depend upon the Authority to develop all future water supplies instead of being in competition with the Authority and its members. **Commissioner Cummings** asked if the County would receive a higher priority to receive water in the event of a crisis. Mr. Lehman stated by being an exclusive provider, the Authority would guarantee that water would be supplied. **Commissioner Cummings** pointed out under the current contract, the County must give seven years notice and the Authority has an obligation to meet those flows; asked if exclusive providers would receive allocations first over non-exclusive providers in the event the Authority's facilities reach maximum capacities and there is not enough water to go around or if water would be prorated equally. Mr. Lehman expressed understanding that all customers would be prorated down. **Commissioner Cummings** concluded the difference between an exclusive provider and the County's current status is that the County must give the Authority seven years notice to get the guarantee, there is no greater certainty that water will be available, and if the County were an exclusive provider, the Authority would determine the amount of water and own all of the facility. **Commissioner Cummings** stated an interconnect with Cape Coral could provide alternating excess flows to the partner entities when needed. Mr. Schlobohm agreed and stated it could also work on a temporary basis and revert to an emergency interconnect in times of need. **Commissioner Cummings** reported discussion was held at the last Authority meeting to establish the Authority as a unitary water supply entity but Charlotte County has some issues that should be resolved first and the County would need to be brought in as a partner and a pier. Mr. Schlobohm explained prior to 2004, Charlotte County was an exclusive member and received 100% of its water from the Authority but now it receives 95% from an operational standpoint. Mr. Schlobohm continued the presentation by giving a synopsis on the status concerning the Lee County interconnect, a Countywide RO facility, and Babcock Ranch permits for Charlotte County water, Kitson for the development, and agricultural uses; and the Peace River Plant expansion. Mr. Schlobohm related staff needs direction on the interconnect and the three-party agreement with the City of Punta Gorda and the exclusive member issue and informed the Board that the latest draft on the interconnect agreement provides only a percentage of water going to the County and the Authority instead of first right of refusal to the County. **Commissioner DeBoer** commented in support of a unitary approach and regionalism and developing

enforcement regulations. **Commissioner Cummings** expressed a willingness to explore the unitary approach for a true cooperative partnership but Charlotte County's issues need to be resolved first because of continuing trust violations at the expense of Charlotte County citizens. **Commissioner DeBoer** commented in support of extending the olive branch and moving towards a unitary approach.

RECESS: 10:58 A.M. - 11:10 A.M.

Agenda Item Y-4, Utilities, Approval by the Charlotte County Board of County Commissioners prior to the Authority's Board Meeting on August 2, 2006, when they are scheduled to vote on the proposed budget. Utility staff recommends Board approval of the Authority's proposed budget with changes made to the Regional Transmission System Hydraulic Capacity Re-Allocation

Mr. Schlobohm requested approval of the Authority's Board budget as submitted based upon operational and engineering analyses that indicate the change in the allocation of the regional transmission system hydraulic capacity from .4 mgd to .8 mgd will impact Charlotte County very little. Mr. Schlobohm stated Resolution 2006-05 of the PR/MRWSA is consistent with the master water supply agreement and it establishes a conservation charge or penalty for exceeding the allocated amount. **COMMISSIONER DEVOS MOVED APPROVAL OF THE AUTHORITY'S BUDGET AS SUBMITTED, SECONDED BY COMMISSIONER D'APRILE.** Chairman Moore recalled the Authority requested 1 mgd from Charlotte County for the pool. Mr. Schlobohm stated originally the request for the pool was 1 mgd, discussions were held for .5 mgd and a change was made to the budget reflecting the reduction because Charlotte County will be getting 2 mgd back from Sarasota in October 2006 and this will reduce the need to absorb costs associated with excess water. Mr. Schlobohm clarified the .8 mgd hydraulic capacity of the line will allow conveyance of the .5 mgd of water. **Commissioner DeBoer** indicated support for the budget but he has concerns about giving away hydraulic capacity within the distribution system and the need to meet peak flows when the demand exists. Mr. Schlobohm reported the increase from .4 to .8 mgd hydraulic capacity will only affect the County by .5 pound per square inch and staff is working on system improvements including getting three booster stations back on line within the next 18 months and line improvements to enhance pressure and flow. Mr. Schlobohm recommended deletion of "with

changes made to the Regional Transmission System Hydraulic Capacity Re-Allocation" in the requested motion (#3) on the golden rod. **COMMISSIONER DEVOS ACCEPTED THE AMENDMENT, SECONDED BY COMMISSIONER D'APRILE. CALL ON THE MOTION AS AMENDED: DECLARED UNANIMOUS.**

Agenda Item Y-5, County Attorney, Board to consider the settlement proposal by Mosaic on the Altman Tract

Janette S. Knowlton, County Attorney, summarized prior discussions and the settlement between Charlotte County, Florida Department of Environmental Protection (FDEP), and Mosaic as of February 28, 2006 on the State permit language; staff was to continue on the Federal permit with settlement contingent upon FDEP signing this agreement; on the next day, staff filed comments on the Federal permit and requested a public hearing; Mosaic interpreted the County's actions as a breach to this settlement agreement because they understood both Federal and State permits for the Altman Tract were settled; subsequently some of the language and permit conditions agreed to by the Board were changed and FDEP would not sign the settlement agreement. Attorney Knowlton recalled an executive session was held on April 27, 2006 to discuss withdrawal of comments and the request for public hearing and the consensus was for the comments to remain in place, staff would request the parties abide by the original commitment and sign the settlement agreement, and ask Mosaic to make their Army Corp permit application consistent with the State FDEP permit conditions in order to make the Federal and State permit conditions the same; the intent to have FDEP sign the agreement was to eliminate the risk of modifications; referenced the April 19, 2006 letter from Richard Cantrell indicating the permit would be issued with the agreed upon language; and stated the letter is not as enforceable as a legally binding agreement signed by FDEP. Attorney Knowlton introduced Attorney Edward de la Parte of de la Parte, Gilbert & Bales, to provide options discussed at the last executive session. Edward de la Parte outlined the following options:

1. Accept Mosaic's offer, sign settlement agreement without FDEP, and withdraw the request for a public hearing on the Federal Clean Water Act (Army Corps of Engineers - ACOE) permit.

2. Request FDEP to issue the State permit with the agreed-upon conditions, then withdraw the petition for an administrative hearing after issuance of the permit and leave in place the request for a public hearing on the ACOE permit.
3. If FDEP does not issue the State permit with the agreed-upon conditions, file a challenge for a limited recommendation to FDEP and the Administrative Law Judge to adopt the permit conditions. This option would probably involve a one or two-day administrative hearing.
4. Proceed to a full blown administrative hearing on FDEP's issuance of the State permit, with the hope of maintaining gains made in the Ona case on requiring installation of recharge wells before commencement of mining. The option would leave in place the request for a public hearing on the ACOE permit.

Attorney Knowlton concluded options 1 and 2 include the settlement language agreed upon at the February 28, 2006 meeting and leave in place the request for public hearing on the ACOE permit. **Commissioner D'Aprile** questioned the importance of Mr. Cantrell signing the settlement agreement since his April 19, 2006 letter indicates FDEP's willingness to revise the permit to replace existing Specific Conditions 4 and 11 with revised Specific Conditions 4 and 11 and to delete Specific Condition 3c in its entirety and the importance of holding the public hearing on the ACOE permit. Attorney Knowlton explained FDEP would be less likely to back out if they join in signing the agreement and the agreement would be more enforceable and commented on the need to have Mosaic make the Federal permit application consistent with the State permit to avoid inconsistencies. Attorney de la Parte explained the only issue the ACOE might consider in making a decision on a Federal permit is the information submitted by applicants, written letters or comments submitted during a specific time period, and information submitted at an opened public hearing; the time period expired on the Altman permit prior to reaching a settlement on the State permit; and a settlement on the State permit and cumulative regional impacts could be provided during the public hearing on the ACOE permit. **Commissioner D'Aprile** concurred with the settlement agreement and stated he would take steps necessary to protect Charlotte County waters. **Commissioner Devos** recalled the settlement agreement with FDEP and Mosaic was applicable to the State permit and the Federal challenge would continue;

opined the County did not breach the settlement agreement; and commented in support of options 1 and 2. **Commissioner Cummings** stated he voted against the original settlement but he is willing to support options 1 and 2 as a compromise and to bring consensus to the Board. **Commissioner DeBoer** stated approval of a settlement agreement today would benefit Charlotte County in building a better working relationship with other counties, FDEP, SWFWMD, the Legislature, and the phosphate industry in future reclamation development for reservoirs and lakes out of mined areas and provide water supplies and amenities for neighboring counties, creating a heritage corridor along Horse Creek and the Peace River, expanding FDEP's Environmental Impact Study (EIS), and developing a resource management plan to address Charlotte County concerns. **COMMISSIONER DeBOER MOVED APPROVAL TO ACCEPT MOSAIC'S OFFER, SIGN SETTLEMENT AGREEMENT #2006-024 WITHOUT FDEP, AND WITHDRAW THE REQUEST TO THE ACOE FOR A PUBLIC HEARING ON THE FEDERAL CLEAN WATER ACT PERMIT FOR THE ALTMAN MINE, SECONDED BY COMMISSIONER D'APRILE.** **Commissioner D'Aprile** requested verification of the option number. **Commissioner DeBoer** advised option 1 as outlined by Attorney de la Parte. **Commissioner D'Aprile** expressed concern about Charlotte County continuing to fight the phosphate industry alone and, hopefully, backing will be forthcoming from the Federal government. **CALL ON THE MOTION: MOTION CARRIED 3:2 WITH COMMISSIONERS CUMMINGS AND DEVOS OPPOSING.** Attorney Knowlton requested direction for staff to request Mr. Cantrell to reissue the letter to include the new language that all three parties have agreed to since the February 28, 2006 meeting. **(Board consensus.)**

VI. Public Hearing Agenda

None.

VII. PRESENTATION AGENDA

None.

IX. CITIZEN INPUT - ANY SUBJECT

Eugene Leapley, a Harbour Heights resident, suggested the County look at how to save water and improve processes for more efficient use e.g. use specific toilets to reduce water

consumption and questioned the need to spend a lot of money for sewers when septic work and fertilize grass and plants.

David Goodrich referenced an old editorial he had written on phosphate mining, recalled a breach up River in the 1980's that caused the killing of a lot of fish and the bottom habitat of the channel, and stated the settlement agreement should contain language to prevent this from occurring again.

Joe Dixon wondered at Board Members' feelings on phosphate spending that totaled \$9,640,859 in 2005 and \$4,762,453 on attorneys' fees.

AA. County Administrator

Mr. Loucks reported Charlotte County is doing a great job of water conservation because the average household consumption is 146 gd versus Charlotte County's consumption at less than 80 gd based on 2.2 per capita. **Commissioner DeBoer** advised Charlotte County is the lowest county per capita for water consumption in Florida. **Commissioner Cummings** calculated less than 73 gd on a 2.0 per capita basis for Charlotte County whereas the SWFWMD target is 110 gd.

BB. County Attorney

None.

CC. Commissioner Comments

Commissioner DeBoer recalled discussions about creating a MSTU for the Sheriff's Office to stand alone in the budget, stated he is a proponent of creating the MSTU, and questioned the status. **Commissioner DeBoer** reported he has received a request for an exception to the rules governing metal buildings and the basis of the request is displacement from the Murdock Village area. **Commissioner Cummings** advised, during a conversation with the individual, he would support for whatever the law allows. **Commissioner DeBoer** requested discussion at a future meeting on establishing a site selection committee for Florida Gulf Coast University to bring back alternative sites since issues exist regarding the property located on S.R. 74. **Commissioner DeBoer** requested input on providing releases to owners of property on U.S. 41 adjacent to Murdock Village so they can sell or develop

their properties. **Commissioner DeBoer** read a portion of a letter from the Agricultural and Natural Resources Advisory Committee (ANRAC) that "at its regularly scheduled meeting on March 20, 2006, ANRAC unanimously adopted a motion to recommend to the Board of County Commissioners that Charlotte County should encourage the adoption of Rural Lands Stewardship Plan over a Sector Plan for agricultural lands lying in the following boundaries: Desoto County on the north and U.S. 17 on the west." **Commissioner DeBoer** suggested Sector Plans include the best parts of Rural Lands Stewardship in order to protect the value of agricultural lands and incorporate a policy similar to 20%/80% implemented on Babcock Ranch to require 80% of the land be placed in conservation easements or public ownership. **Commissioner DeBoer** requested input from Board Members on the Board meeting as the Charlotte Harbor Community Redevelopment Agency (CRA) to ascertain and discuss construction issues of local business owners in the CRA area. **Commissioner Devos** commented in support of meeting with the business owners. **Commissioner DeBoer** suggested staff bring back both sides of issues prior to meeting with business owners. **Commissioner D'Aprile** stated a lot of hurricane damage was incurred in the CRA area; he provided an option to the CRA Advisory Committee regarding a certain business owner's reconstruction because of issues on setback and septic locations, and businesses impacted by hurricanes should be given special consideration. **Commissioner Devos** pointed out McDonald's has not reopened because the required traffic flow pattern for the drive thru would be detrimental to the business operation. **Commissioner DeBoer** suggested staff bring back options to use hurricane recovery funds for Code upgrades in the CRA area. **Commissioner Cummings** expressed a preference to pursue ways for the business owners to comply with CRA standards rather than grant variances. **Chairman Moore** stated the money spent on phosphate issues has helped to change viewpoints. **Chairman Moore** opined sewers work better than septic and reuse water is utilized for parks and golf courses throughout the County. **Chairman Moore** updated the Board on staff's efforts to purchase 65 acres west of Placida Road on Buck Creek in conjunction with a Florida Communities Trust grant and stated the property is a Planned Development consistent with commercial center and 120 density units. **Chairman Moore** requested reconsideration of **Agenda Item Y-2** relating to the Grove City Waterway MSBU notice in order to hold town hall meetings and ascertain waterfront owners' desires regarding the work program. **COMMISSIONER DEVOS MOVED TO**

RECONSIDER AGENDA ITEM Y-2 AND DELETE GROVE CITY WATERWAY UNIT FROM THE MAILING OF NOTICES, SECONDED BY COMMISSIONER CUMMINGS AND DECLARED UNANIMOUS.

RECESS: 12:25 P.M. - 2:00 P.M.

VIII. WORKSHOP AGENDA

Z. 2:00 P.M.

Agenda Item Z-1, Board of Commissioners Children's Services Council Report and Agenda Item Z-2, Administration, BCC consideration of approval of tenant list, tenant leases for Youth Center, budget, permanent name, and coordinator position

Commissioner Devos introduced Sue Sifrit to present the Children's Services Council (Council) report. Sue Sifrit, Charlotte County School Board Chairman and Council Chairman, introduced Abbey Dooey, Department of Children and Family, Sue Brooke, Children's Network of Florida, Victoria Carpenter, Human Services Director, and the 10 voting members as listed in Section One of the report. Mrs. Sifrit expressed appreciation for the Board's interest on children and family issues; explained the Council was reformed in 2004 and data has been collected to show the greatest needs of children, families, available services, and adequacy of the services; and data was collected in Punta Gorda, Port Charlotte, and Englewood including 2-1-1 calls and a formal needs assessment report based on agencies currently providing these services in Charlotte County. Mrs. Sifrit advised the needs are clear and the new center at the former Port Charlotte Church will be able to address many of the needs identified with available services; a director hired for the center might also help with the mission of the Council; an ideal way to address funding needs would be through a referendum; stated none of the voting members have the time or expertise to run a full blown campaign for a successful referendum; the potential benefits to the County for addressing needs relating to drug and substance abuse, mental health, family support, child care, housing, physical abuse, and use activities are high; and requested assistance from the County. **Commissioner DeBoer** stated the referendum would be approximately 2.5 years from now plus the actual taxation timeline to occur. **Commissioner Devos** recalled the last referendum target was a spring during Presidential primaries and it would probably be

the same for this referendum. Mrs. Sifrit pointed out options for election cycles might be studied later but the most important thing at this time is assistance in the form of a paid person and/or staff support or a search be conducted for a volunteer with the expertise. **Commissioner Devos** reported the Council has no budget and commented on the extensive time and efforts of Council members. Mrs. Sifrit reiterated the needs of children and families in the County. **Commissioner Devos** explained substance abuse and mental health programs will be provided at the new center; the Boys and Girls Club, PALs, and 4-H will be providing child supervised activities; a mentoring RSVP will have an on-site office at the center and provide food and nutrition information; the Health Department can provide physicals at the beginning of school years along with immunizations; and the Sheriff's Office will have an on-site office at the center for crime prevention purposes. **Commissioner Devos** agreed with **Commissioner DeBoer's** suggestion to have an individual manage the center and advised the YMCA has expressed an interest in providing evening activities at the site for teens. **Commissioner D'Aprile** requested an estimate of program costs. Mrs. Sifrit advised the Council's efforts were focused on identifying specific needs and available services. **Commissioner D'Aprile** stated the data provided justifies the needs and questioned the need for workshops. Mrs. Sifrit suggested, since it is unlikely the County would establish a line item in the budget for funding, personnel would be necessary to run a referendum campaign. **Commissioner D'Aprile** requested input from Mr. Loucks. Mr. Loucks indicated staff would pursue Board direction, pointed out the ANRAC referendum is scheduled for the November election, and ballot language for a referendum to fund the Council would probably be on the March 2007 Countywide Presidential ballot. **Commissioner Cummings** stated the purpose of the referendum would be to establish a specific millage dedicated to the Council. Mrs. Sifrit concurred. **Commissioner DeBoer** pointed out General Fund monies might also be used for the Council. **Commissioner Cummings** stated the Board has the discretion to fund this on a needs basis and also in the future to create a line item and move for a referendum. **Chairman Moore** requested the service sites. Mrs. Sifrit indicated sites should be geographically as close as possible to residences and reiterated the three sectors of the County; the Tringali Center serves as a site for many uses in the West County area; the new center could serve for Port Charlotte or Mid County; and Cooper Street for the Punta Gorda

area along with school sites. Mrs. Sifrit stated monies allocated from the General Fund would be easier and more expeditious than going through a referendum. **Commissioner Devos** stated the role of the Council is a facilitator, not a provider of services and a Request for Proposals (RFP) could be put out for specific services including accountability for a true contract for services. **Commissioner D'Aprile** stated other communities have similar programs; suggested evaluating such programs and ascertaining the costs on a per capita basis; commented on the importance of identifying needs, costs, locations, and establishing criteria for the various programs; and funding is the bottom line. Mrs. Sifrit offered to secure information from other Childrens Services Councils operating in Florida. **Commissioner Devos** stated Sarasota County has a Human Services Council that evolved from a Childrens Services Council and a resolution was adopted to allocate up to two mills on an annual basis for these types of services. Mrs. Carpenter expressed uncertainty about the two mills but a cap was established and numerous counties have similarly set caps. Mrs. Carpenter explained Lee County established a type of Human Services Council with a cap and agreed on the need to implement an RFP to contract out services to meet the needs. **Chairman Moore** questioned the similarity of services to be offered at this site with the Englewood one-stop shopping for social and medical services. Ms. Carpenter explained the Englewood facility is co-located with similar types of services, it could serve as an alternative site, and it is similar to the Port Charlotte one-stop center being done in conjunction with the Department of Children and Families and youth activities. **Commissioner DeBoer** concluded the center could serve as one of three regional family support service centers; specific services to be offered have not been identified; suggested the County fund a director position for the center; the director should review the Council's report and identify current services and bring back programs to address identified needs; Brenda Balla should have input on the number of staff that might be located in the three centers to address housing needs; and requested a full time director's position be funded in addition to the part time maintenance technician as part of the budget process. **COMMISSIONER DeBOER MOVED APPROVAL OF THE TENANT LIST, THE TENANT LEASES, AND PROPOSED BUDGET WITH A POSITION FOR A FULL TIME DIRECTOR, SECONDED BY COMMISSIONER D'APRILE.** Attorney Knowlton clarified the leases have not been prepared and a resolution with a finding of public purpose must be brought back

with each individual lease. **COMMISSIONER DeBOER ACCEPTED THE AMENDMENT TO THE MOTION TO APPROVE THE FORMAT OF THE TENANT LEASES, ACCEPTED BY COMMISSIONER D'APRILE.** Commissioner DeBoer stated the leases will set out different circumstances and levels of liability for the County for the numerous services and it will be important to have a full time director for coordination purposes and to bring back a future program encompassing all of the centers. Mr. Loucks requested clarification on when to create the director's position. **Commissioner Cummings** expressed understanding that staff would first work with the Council and bring back timelines and specific proposals for implementation. **COMMISSIONER DeBOER AMENDED THE MOTION TO INCLUDE FUNDING FOR THE FULL TIME DIRECTOR POSITION NOW, SECONDED BY COMMISSIONER D'APRILE. CALL ON THE MOTION AS AMENDED: DECLARED UNANIMOUS.** Commissioner DeBoer suggested adding to the budget a Fire Suppression System and any other CIP requirements for the center. Robert Hebert, Recovery Director, stated the budget submittal included a CIP item for the sprinkler system for next fiscal year. Mr. Hebert informed the Board that he met with RSVP and Edison Community College officials yesterday; as a student function, fire marshals will be checking the building at certain checkpoints until sprinklers are installed; and the estimated cost for sprinklers is \$110,000. Mr. Loucks pointed out the back up information indicates the cost estimate at \$150,000. **Commissioner DeBoer** expressed a preference to fund the sprinkler system for tenant occupancy. Mr. Loucks stated monies would be identified in the CIP. **Commissioner Devos** recalled the original name suggested was the Charlotte County Center for Children and Youth but now the center will be providing services for family support and housing and suggested Port Charlotte Family Center. **Commissioner DeBoer** expressed a preference for Family Service Center. **Commissioner D'Aprile** indicated a preference for Charlotte County Family Service Center. **Commissioner Cummings** suggested the center be named in recognition of an individual's efforts in these areas. **Commissioner DeBoer** suggested naming it Family Service Center or Family Support Service Center and designating an individual's name for this site or a second site in the future. Mrs. Sifrit indicated a preference for Family Service Center. **COMMISSIONER DEVOS MOVED APPROVAL TO NAME THE SITE AS THE FAMILY SERVICE CENTER, SECONDED BY COMMISSIONER DeBOER AND DECLARED UNANIMOUS.**

MEETING ADJOURNED: 2:50 P.M.

Book 64, Page 487
May 23, 2006

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

djn