

BOARD OF COUNTY COMMISSIONERS

September 27, 2010

A Pre-Agenda meeting in preparation of the September 28, 2010 Regular Meeting was held at the Murdock Administration Complex in Room B-106, Port Charlotte, Florida.

Members present were: Chairman Starr, Commissioner Cummings, Commissioner Duffy, Commissioner Loftus, Commissioner Skidmore, County Administrator Sandrock, Assistant County Administrator Shoemaker, County Attorney Knowlton, and Deputy Clerk Lansing. The following members were absent: None. The meeting was called to order at **9:03 AM**.

There was Board Discussion held on the following items:

Administration

D-2

Purchasing

F-2

F-10

F-12

F-13

Public Works

P-1

Utilities

R-1

V. PUBLIC HEARING AGENDA

Z-2

ADJOURNED: 9:38 AM

Signature on file in Commission Minutes
Chairman

ATTEST:

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

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

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COUNTY OF CHARLOTTE
Board of County Commissioners

18500 Murdock Circle
Port Charlotte, FL 33948
www.CharlotteCountyFL.com



County Commissioners

Bob Starr, District 1, Chairman
Robert Skidmore, District 3, Vice-Chairman
Adam Cummings, District 2
Richard Loftus, District 4
Tricia Duffy, District 5

Interim County Administrator

Raymond J. Sandrock
County Attorney
Janette S. Knowlton
Clerk of the Circuit Court
Barbara T. Scott

Regular Meeting
9/28/2010 9:00:00AM
18500 Murdock Circle, Administration Center, Room 119

The Charlotte County Commission meeting room is accessible to the physically disabled. If you need assistance, please contact our office at 941-743-1392. FM Sound Enhancement Units for the Hearing Impaired are available at the Front Desk.

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

Ed Berndtson, Representative
Christian Science Society and Reading Room

Pledge of Allegiance

Changes to the Agenda: See last page

Proclamations/Awards

- I. Citizen Input - Agenda Items Only
- II. Committee Vacancies
- III. Reports Received and Filed
- IV. Consent Agenda
- V. Regular Agenda
- VI. Public Hearing
- 10:00 A.M. VII. Presentation
- VIII. Public Workshop
- IX. Board Workshop
- X. Citizen Input - Any Subject

Proclamations - Commissioner Bob Starr

Bill Coy Day

Employee Recognition - None

Presentations



I. CITIZEN INPUT - AGENDA ITEMS ONLY

Anyone wishing to address the Board during this portion of the meeting must state one's name for the record and what agenda subject is to be discussed. Discussion is limited to matters identified on this agenda and each citizen will be allowed no more than three minutes to express an opinion.



II. COMMITTEE VACANCIES

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

Ackerman Waterway Advisory Committee - is seeking one volunteer to serve as an alternate member with a term expiring March 15, 2012. Volunteers must reside within the boundaries of the MSBU. Submit application to the Public Works Department, 7000 Florida Street, Punta Gorda, FL 33950 or call 941-575-3600; fax 941-637-9265; or e-mail: msbu@charlottefl.com

Children's Services Council - is seeking one volunteer, must be a resident of Charlotte County and has maintained residency for 24 months. The Commissioners will nominate three names to the Governor and one will be selected by the Governor for appointment. Submit resume to: the Charlotte County Commission Office, 18500 Murdock Circle, Port Charlotte, FL 33948, or call 941-743-1300, or e-mail BCC@charlottefl.com or fax 941-743-1310.

Construction Industry Licensing Board - is seeking a volunteer to represent the mechanical contractor category. Volunteer must be a resident of Charlotte County for at least two year and be a licensed mechanical contractor. Length of term until June, 2013. Submit resume to: the Charlotte County Commission Office, 18500 Murdock Circle, Port Charlotte, FL 33948, or call 941-743-1300, or e-mail BCC@charlottefl.com or fax 941-743-1310

MPO - Bicycle/Pedestrian Advisory Committee (BPAC) - is seeking a Charlotte County resident to voluntarily serve on the BPAC, to provide recommendations on bicycle and pedestrian pathways, including their planning and completion. Resident is being sought to be appointed as the South County Representative. Deadline for submitting application is Wednesday, September 29, 2010. The MPO Board will elect the above position at its Monday, October 11, 2010 Meeting. Your letter or email of interest should be sent to: Charlotte County-Punta Gorda MPO, 25550 Harbor View Road, Suite 4, Port Charlotte, FL 33980 or Fax: 941-883-3534/Email: office@ccmpo.com

MPO- Citizens Advisory Committee - is seeking three (3) individuals to voluntarily serve as a 1) South County Mid-County Representative; 2) West County Representative; and 3) Handicapped Interests Representative. Send a letter or e-mail of interest to: Charlotte County-Punta Gorda MPO, 25550 Harbor View Road, Suite 4, Port Charlotte, FL 33980. Fax: 941-883-3534. E-mail: office@ccmpo.com. The MPO Board will elect the above positions at its Monday, December 13, 2010

MPO Transportation Disadvantaged Local Coordinating Board - is seeking two (2) individuals to voluntarily serve on the LCB Board. The purpose of the LCB is to identify local service needs and to provide information, advice, and direction to the Community Transportation Coordination of service to be provided to the transportation disadvantaged. The positions are: 1) Citizen Advocate; and 2) Citizen Advocate User. Your letter or email of interest stating the position for which you are qualified should be sent to: Charlotte County-Punta Gorda MPO, 25550 Harbor View Road, Suite 4, Port Charlotte, FL 33980. Fax: 941-883-3534 Email: office@ccmpo.com. The MPO Board will elect these above positions at its Monday, December 13, 2010

Murdock Village Community Redevelopment Agency Advisory Committee - is seeking one volunteer in the category of General Contractor. This is a three year term effective September 20, 2010 and expiring September 20, 2013. Please submit resume to the Charlotte County Commission office, 18500 Murdock Circle, Port Charlotte, FL 33948 or call (941) 743-1300; fax (941) 743-1310.



III. REPORTS RECEIVED AND FILED



IV. CONSENT AGENDA

Clerk of the Circuit Court

A. Finance Division

(1)RECOMMENDED ACTION:

Approve Clerk's Finance Memorandum.

BUDGETED ACTION: None required.

B. Minutes Division: No Items.

Board of County Commissioners

C. Commission Office

Board of County Commissioners

(1)RECOMMENDED ACTION: Approve to appoint Nancy J. Weber to serve on the Peace River Shores Street and Drainage Advisory Committee. Length of term to be decided at the first meeting.**BUDGETED ACTION:** None required.

(2)RECOMMENDED ACTION: Approve to appoint Robin N. Leonard to the Pirate Harbor Streets and Drainage MSBU Advisory Committee. Length of term will be selected by lot at the first meeting.**BUDGETED ACTION:** None required.

(3)RECOMMENDED ACTION: Approve to re-appoint Donna M. Elliott to the Buena Vista Waterway MSBU Advisory Committee with a three year term. **BUDGETED ACTION:** None required.

(4)RECOMMENDED ACTION: Approve to appoint Richard D. Hulet to serve on the Buena Vista Area Waterway Advisory Committee. Length of term: three years. **BUDGETED ACTION:** None required.

(5)RECOMMENDED ACTION: Approve the appointment of Dorli Hausermann to the South Gulf Cove Community Plan Advisory Committee, finishing an unexpired term caused by a resignation, and to serve for two additional years after (serving for a total of two years and five months). This term is effective immediately and shall expire February 2013. **BUDGETED ACTION:** None required.

(6)RECOMMENDED ACTION: Approve to appoint Sarah Wamack, representing Commission District Two, to the Parks and Recreation Advisory Committee replacing Mr. Norman who resigned. Length of term - until November 10, 2012. **BUDGETED ACTION:** None required.

D. Administration

Administration

(1)RECOMMENDED ACTION: Approve the Charlotte Harbor Event & Conference Center fees. **BUDGETED ACTION:** No action required.

(2)RECOMMENDED ACTION: Approve to change the dates and the times of the next two Land Use Meetings from Tuesday, October 19, 2010, at 9:00 a.m. to Monday, October 18, 2010, at 1:00 p.m.; and Tuesday, November 16, 2010, at 9:00 a.m. to Monday, November 15, 2010, at 1:00 p.m.

BUDGETED ACTION: None required.

Public Information Office: No Items.

E. County Attorney: No Items.

F. Budget and Administrative Services

Budget and Administrative Services

(1)RECOMMENDED ACTION: Approve the attached contract with Charlotte Behavioral Healthcare in the amount of \$1,435,140. Each year the Commissioners review the non-profit human services grant applications and award grants to organizations as agreed on by the Commissioners.

BUDGETED ACTION: None. The total amount for the proposed FY 2011 budget is \$1,435,140.

Funds are provided in the General Fund.

(2)RECOMMENDED ACTION: Approve applying for the Criminal Justice, Mental Health and Substance Abuse Reinvestment Implementation Grant and authorize the Chairman or his designee to sign all related documents. Applying for the implementation grant is the next phase of the funding cycle for establishing a Comprehensive Jail Diversion System, that is consistent with the adopted strategic plan. Attached is a draft copy of the grant's project narrative describing the problem our project will address and our proposed approach to ensure the successful implementation of such efforts. **BUDGETED ACTION:** None, if grant is awarded budget will be amended at that time. The grant administrative reimbursements will be posted to the general fund.

Fiscal Services

(3)RECOMMENDED ACTION: Approve the contracts for the Arts and Humanities Council of Charlotte County Inc., in the amount of \$29,750; the Charlotte Harbor Environmental Center in the amount of \$35,000; and the Military Heritage Museum in the amount of \$17,850. Each year the Commissioners review the non-profit non-human services grant applications and

award grants to organizations as agreed on by the Commissioners. **BUDGETED ACTION:** None, total amount budgeted for these items is \$82,600. These items are budgeted in the FY10/11 budget in the General Fund.

(4)**RECOMMENDED ACTION:** Approve Budget Transfer #10-022 in the amount of \$150,000 to close out the Sheriff's FY09/10 budget. The transfer is necessary to properly close the books for the year September 30, 2010. **BUDGETED ACTION:** Approve Budget Transfer #10-022. These monies are budgeted in the Sheriff's budget. This transfer has a net effect of zero and does not change the total original FY09/10 budget. This action is needed to close out the Sheriff's books for FY09/10 and the money will be returned to the Board at the end of the Fiscal Year.

(5)**RECOMMENDED ACTION:** Approve to set a Public Hearing for October 12, 2010, or soon thereafter as may be heard, to consider adopting an ordinance updating the Capital Improvements Program FY2010/2011 through FY2014/2015. **BUDGETED ACTION:** None. Adopted FY2010/2011 total CIP Budget is \$225,270,000. Funding is provided through various county funds as referenced in the CIP.

(6)**RECOMMENDED ACTION:** Approve the contract awarding \$613,507 to United Way to be distributed as agreed upon at the April 22, 2010 Budget Workshop. **BUDGETED ACTION:** None, amount budgeted is \$613,507. This item is budgeted in the FY10/11 budget in the General Fund.

Information Technology: No Items.
Purchasing

(7)**RECOMMENDED ACTION:** Approve and authorize the chairman to sign an amendment to Contract #2008000248 with Boston Culinary Group, now doing business as Centerplate, having the effect of establishing 13 accounting periods in year one of the contract and extending the total contract term by 31 days. **BUDGETED ACTION:** None. No additional financial impact at this time.

(8)**RECOMMENDED ACTION:** a) Approve the split "per item" Award of Bid #10-292, Sand, Rock, and Rock Screening, to four firms--Sitework Suppliers of Port Charlotte, FL, Grippo Pavement Maintenance, Inc., of Leigh Acres, FL, JJJ Enterprises, LLC, of Port Charlotte, FL, and The Konnection, of Fort Myers, FL, at the unit prices below, with an initial contract term beginning October 1, 2010, through and including September 30, 2011; and b) Authorize the County Administrator to approve renewal options for up to two additional one-year terms at the same prices, terms, and conditions, by mutual consent. This is for procurement of the sand, rock, and rock screenings utilized by Charlotte County Public Works' Maintenance & Operations Department. **BUDGETED ACTION:** None. FY10 purchases to date for the above items are approximately \$40,000. Items will be placed into inventory and charged to the appropriate MSBU/TU or gas tax when used.

(9)**RECOMMENDED ACTION:** a) Approve award of Bid #10-214, Fencing Maintenance & Repairs - Annual Contract to the lowest responsive, responsible bidder, Tarpon Bay General Contracting, Inc. of Port Charlotte, Florida at the unit prices on the attached bid tabulation; and b) Authorize the County Administrator to approve renewal options up to two (2) additional one-year terms, at the same prices, terms and conditions, by mutual consent. Contract period will be effective from date of award through and including December 31, 2011. This is an annual contract to provide services to remove, repair, replace and install fencing throughout Charlotte County on various lands owned or maintained by the County. **BUDGETED ACTION:** The budget for FY11 for fencing maintenance and repairs is located in various departmental budgets under the r/m buildings account line. Funding is provided by various Funds.

(10) **RECOMMENDED ACTION:** a) Approve Award Bid #10-278, Collection of Hazardous Waste, to EQ Florida, Inc., of Tampa, FL, at the unit prices listed on the attached for the period October 1, 2010 up to and including September 30, 2011; and b) Authorize County Administrator to approve renewals for two additional one-year terms at the same prices, terms, and conditions, by mutual consent. This is for services for the collection of household hazardous waste. **BUDGETED ACTION:** Budget amount FY2011 - \$131,477. Funding for this expenditure comes from the Solid Waste Enterprise Fund.

(11)**RECOMMENDED ACTION:** a) Approve award Bid #10-286 Water/Wastewater Chemicals, to various vendors as listed below for the term from October 1, 2010 up to and including September 30, 2011; and b) Authorize County Administrator to approve two additional one-year renewals at the same prices, terms, and conditions by mutual consent. This is an annual contract for water and wastewater chemicals. **BUDGETED ACTION:** None. Funding for these expenditures come from CCU Operations and Maintenance Fund under various cost centers.

(12)**RECOMMENDED ACTION:** Approve award Request for Proposal #10-281 Property & Casualty and Workers Compensation Insurance Coverage to Florida League of Cities located in Orlando, FL, for the term October 1, 2011 up to and including September 30, 2010 with option to renew for additional one-year terms, by mutual consent. This is an annual contract for a firm to provide a comprehensive program of self-insurance to cover its workers' compensation, property, and liability exposures. **BUDGETED ACTION:** None. Budgeted in the Self Insurance Fund.

(13)**RECOMMENDED ACTION:** a) Approve award Bid #10-267, Gasoline & Diesel Fuels, Supply and Deliver, to the lowest responsive, responsible bidder Evans Oil Company of Naples, FL, at the unit prices bid with an initial contract term beginning October 1, 2010 through and including September 30, 2011; and b) Authorize the County Administrator to approve renewal options for up to two additional one-year terms at the same prices, terms and conditions, by mutual consent. This is an annual

contract to supply all of Charlotte County's fuel by delivering gasoline and diesel to various County fueling facilities. **BUDGETED ACTION:** None. Budgeted in the Vehicle Maintenance Fund. FY10 year-to-date purchases are \$1,139,468. Fuel will be placed into inventory and charged to the individual departments as used.

Real Estate Services - No Items.

G. Building and Growth Management

(1) RECOMMENDED ACTION:

Approve to set a public hearing for October 12, 2010, at 10:00 a.m., or as soon thereafter may be heard, to adopt an ordinance amending sections 3-3-7 through 3-3-10 of the Charlotte County Code of Laws and Ordinances.

BUDGETED ACTION: None

(2) RECOMMENDED ACTION: Approve the DRC-PD-80-4BBBB Preliminary & Final Detail Plan Resolution permitting Bank of America, N.A. to develop the Bank of America located at 24051 Veterans Boulevard. **BUDGETED ACTION:** None

(3) RECOMMENDED ACTION: Approve to set a public hearing for October 12, at 10 AM, or as soon thereafter, as the matter may be heard, to consider amendments to Impact Fee Ordinance, Section 3-3.5 of the Code of Laws and Ordinances. **BUDGETED ACTION:** None

(4) RECOMMENDED ACTION: Approve new resolution, correcting a scrivener's error in legal description and providing a reservation of easement as the sole remaining condition.

BUDGETED ACTION: None

H. Community Services

Parks and Natural Resources - No Items.

Recreation - No Items.

Libraries and Historical - No Items.

J. Economic Development - No Items.

K. Facilities Construction and Maintenance - No Items.

L. Human Resources - No Items.

M. Human Services - No Items.

N. Public Safety

(1) RECOMMENDED ACTION:

Approve the attached agreement between Little Gasparilla Island Fire and Rescue Inc., a Florida non-profit corporation and Charlotte County for fire protection and emergency rescue services on Little Gasparilla Island.

BUDGETED ACTION: No budget action required. Funding is provided by the newly created MSBU - Little Gasparilla Island Fire Unit.

P. Public Works

(1) RECOMMENDED ACTION:

a) Approve to set a Public Hearing for October 12, 2010, at 10:00 a.m., or as soon thereafter as may be heard, to consider an ordinance amending the South Gulf Cove Street and Drainage MSBU ordinance to remove language allowing for beautification projects to be funded from that MSBU; and b) Approve budget amendment 11-A01 for \$350,421, establishing the South Gulf Cove Beautification Unit Fund. **BUDGETED ACTION:** Approve Budget Amendment #11-A01 in the amount of \$350,421. Costs of recording fees of approximately \$40 will be available in the South Gulf Cove Street and Drainage Unit fund budget to record the new ordinance. After approval of Budget Amendment #11-A01, the funding will be in the South Gulf Cove Beautification Unit fund for beautification related items.

Q. Tourism Development - No Items.

R. Utilities

(1) RECOMMENDED ACTION: Approve a new "Corporate Resolution, Delegation and Special Power of Attorney" form authorizing designated Charlotte County Utilities (CCU) staff members to sign for CCU as Utility Agency Owner (UAO) on specific utility permits required by the Florida State Department of Transportation (FDOT) relating to State Utility Permits needed specifically for utility pipelines in State right-of-way. **BUDGETED ACTION:** None

S. Other Agencies - No Items.



V. REGULAR AGENDA

Z. Regular Agenda

(1) Budget and Administrative Services

RECOMMENDED ACTION: Update and discussion of Information Technology Department projects.

2) Public Works **RECOMMENDED ACTION:** Select, by ballot, two property owners/residents to serve as members of the Gulf Cove Street & Drainage MSBU Advisory Committee. One will serve as a regular member, with a term to start immediately and expire in May 2012. The other will serve as an alternate member, replacing Randy Roberson for missing over three meetings, with a term starting immediately and expiring in February 2011.



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

(1) Utilities

RECOMMENDED ACTION: Consider amending the current Charlotte County Utilities ("CCU") Rate Resolution by eliminating the scheduled 3% increase to FY11 Water & Sewer Rates.

(2) Public Safety

RECOMMENDED ACTION: Consider approving an ordinance amending the purpose of the Little Gasparilla Island Fires Services MSBU to include rescue services.

(3) County Attorney

RECOMMENDED ACTION: Consider approving an ordinance amending the hours of sale and consumption of alcoholic beverages in the unincorporated areas of Charlotte County.



VII. PRESENTATION AGENDA - No Items.



VIII. PUBLIC WORKSHOP AGENDA

Public input permitted. - No Items



IX. BOARD WORKSHOP AGENDA

No public input. - No Items.



X. CITIZEN INPUT - ANY SUBJECT

Anyone wishing to address the Board during this portion of the meeting must state his/her name for the record and may address his/her comments to items that were or were not discussed during the meeting. Each citizen will be allowed no more than three minutes to express his/her opinion.

AA. County Administrator:

BB. County Attorney:

CC. Commissioner Comments:

Bob Starr, District 1, Chairman
Robert Skidmore, District 3, Vice-Chairman
Adam Cummings, District 2

Richard Loftus, District 4
Tricia Duffy, District 5

Schedule of Future Closures/Hearings/Workshops

Tuesday, September 28, 2010, 10:00 a.m., or soon thereafter - **Public Hearings** - Little Gasparilla Island Fire Unit to include rescue services; CCU Rate Resolution by eliminating the scheduled 3% increase to FY11 Water & Sewer Rates, Amending hours of sale and consumption of alcoholic beverages in the unincorporated areas of Charlotte County, Administration Building, 18500 Murdock Circle, Room #119

Wednesday, 29, 2010, 5:01 p.m. - **Final Budget Public Hearing**, Administration Building, 18500 Murdock Circle, Room #119

Tuesday, October 12, 2010, 9:00 a.m. - Board of County Commissioners Regular Board Meeting, Administration Building, 18500 Murdock Circle, Room #119

Friday, October 15, 2010, 7:00 a.m. - **Early Voting Begins - General Election**, 18500 Murdock Circle, Room 106-B

Tuesday, October 19, 2010, 9:00 a.m. - Board of County Commissioners **Land Use Meeting**, Administration Building, 18500 Murdock Circle, Room #119

Monday, October 25, 2010, 9:00 a.m. - **Public Pre-agenda**, 18400 Murdock Circle, "C" Building, BCS Conference room

Tuesday, October 26, 2010, 9:00 a.m. - Board of County Commissioners Regular Board Meeting, Administration Building, 18500 Murdock Circle, Room #119

Tuesday, November 9, 2010, 9:00 a.m. - Board of County Commissioners Regular Board Meeting, Administration Building, 18500 Murdock Circle, Room #119

Thursday, November 11, 2010, Veterans Day All County Buildings Closed

Tuesday, November 16, 2010, 9:00 a.m. - Board of County Commissioners **Land Use Meeting**, Administration Building, 18500 Murdock Circle, Room #119

Tuesday, November 23, 2010, 9:00 a.m. - Board of County Commissioners Regular Board Meeting, Administration Building, 18500 Murdock Circle, Room #119

Thursday, November 25, 2010, Thanksgiving Day All County Buildings Closed

Friday, November 26, 2010, Day after Thanksgiving Observed All County Buildings Closed