

BOARD OF COUNTY COMMISSIONERS

October 11, 2010

A Pre-Agenda meeting in preparation of the October 12, 2010 Regular Meeting was held at the Murdock Administration Complex in Room B-106, Port Charlotte, Florida.

Members present were: Chairman Starr, Commissioner Duffy, Commissioner Loftus, Commissioner Skidmore, County Administrator Sandroock, Assistant County Administrator Shoemaker, County Attorney Knowlton, and Deputy Clerk Carleton. The following members were absent: Commissioner Cummings. The meeting was called to order at 9:03 AM.

There was Board Discussion held on the following items:

Purchasing

F-4

Real Estate Services

F-5

Utilities

R-1

V. REGULAR AGENDA

Z-3

Z-4

VI. PUBLIC HEARING AGENDA

PH(3)

ADJOURNED: 9:32 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

sfc

**COUNTY OF CHARLOTTE**  
**Board of County Commissioners**  
18500 Murdock Circle  
Port Charlotte, FL 33948  
[www.CharlotteCountyFL.com](http://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



**County Administrator**  
Raymond J. Sandrock

**County Attorney**  
Janette S. Knowlton

**Clerk of the Circuit Court**  
Barbara T. Scott

Regular Meeting  
10/12/2010 9:00:00AM  
18500 Murdock Circle, Administration Building, 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**  
Father Eric Cooter  
St. David's Episcopal Church

**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 Adam Cummings  
Arts and Humanities Council Artist of the Month - Melody Wright  
Community Planning Month  
Corvettes of Charlotte County (CCC) Day  
Dr. David Gayler Day  
Family History Month

Lights On Afterschool Day  
New Day Christian Church Jubilee Celebration

**Employee Recognition** - County Administrator Raymond J. Sandrock

**5 Years**

David Donohew	Human Services
Billy Griffin	Public Works
Catherine Irish	Public Safety
Tracey Jewell	Utilities
Martin Maberino	Utilities
Bryan Peyton	Public Safety
Jim Wantz	Public Works
James Wheeler	Community Services

**10 Years**

Charles Rine	Utilities
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**15 Years**

Marc Davison	Public Works
Stephen Van Vliet	Public Works

**20 Years**

Lindsey Herdez	Public Works
Stanley Irish	Building and Growth Management
Donald Romer	Public Safety
Dianna Stanfield	Real Estate Services

**25 Years**

David Lang	Public Works
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**Not Attending**

Sam Baxter III	5 years	Public Works
Ronald Faubert	5 years	Public Works
Robert Netz	5 years	Public Works
Eddie Tucker	5 years	Public Works
Richard Bokoski	10 years	Facilities

**Presentations**

Charlotte County Government Academy graduation

**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:**

**Affordable Housing Advisory Committee** is seeking three (3) volunteers for serve on the committee. Need one representative for "Home Building Industry" - "For-Profit Provider" and "Charlotte County Essential Service Personnel." Volunteers must be residents of Charlotte County and all are three year terms.

**Manasota Key Street & Drainage Advisory Committee MSTU** is seeking one volunteer to serve a three year term. Volunteer must reside within the boundaries of the MSTU. 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

**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. 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. MPO Board will elect these above positions at its Monday, December 13, 2010

**Recreation and Parks Advisory Committee** is seeking one volunteer to fill an unexpired term for a Member-At-Large position. Appointment is effective immediately and shall expire on June 14, 2012.

**Suncoast Waterway Advisory Committee** is seeking one volunteer; for a three year term. Volunteer must reside within the boundaries of the MSBU. Submit application to Public Works Department, 7000 Florida Street, Punta Gorda , FL 33950 or call 941-575-3600; fax 941-637-9265; or email: msbu@charlottefl.com

### III. REPORTS RECEIVED AND FILED

Minutes from the Charlotte Harbor CRA Advisory Committee Meeting of September 7, 2010.  
Minutes from the Murdock Village CRA Advisory Committee Meeting of September 13, 2010.

### IV. CONSENT AGENDA

#### Clerk of the Circuit Court

##### A. Finance Division

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

##### B. Minutes Division

(1)RECOMMENDED ACTION: Approve Minutes for:

September 13, 2010, 9:00 a.m. Pre-Agenda Meeting

September 14, 2010, 9:00 a.m. Regular Meeting

September 14, 2010, 2:00 p.m. Executive Session

September 15, 2010, 5:01 p.m. First Budget Public Hearing

BUDGETED ACTION: None

#### Board of County Commissioners

##### C. Commission Office

(1)RECOMMENDED ACTION: Appoint John Damon to the Construction Industry Licensing Board representing the licensed mechanical contractor category replacing Chuck Hackbarth who resigned. Length of term is until June 9, 2013. BUDGETED ACTION: None

(2) **RECOMMENDED ACTION:** Appoint Samuel Kiburz to Pirate Harbor Street & Drainage Advisory MSBU Committee. Term will be selected at first meeting. **BUDGETED ACTION:** None

(3) **RECOMMENDED ACTION:** Appoint Randall Jenkins to the Peace River Shores Street & Drainage Advisory Committee. Term will be selected at first meeting. **BUDGETED ACTION:** None

**D. Administration**

**Administration - No Items.**

**Public Information Office - No Items.**

**E. County Attorney - No Items.**

**F. Budget and Administrative Services**

**Budget and Administrative Services - No Items.**

**Fiscal Services**

(1) **RECOMMENDED ACTION:** Approve budget transfer #S10-01 to align budgeted funds for the Supervisor of Elections for year-end closeout. **BUDGETED ACTION:** Approve Budget Transfer #S10-01 to align budgeted funds for the Supervisor of Elections for year-end closeout. There is no net change in the budget.

**Information Technology - No Items.**

**Purchasing**

(2) **RECOMMENDED ACTION:** Approve Award of Bid #10-204, Loader Backhoes for the purchase of two (2) Volvo Loader Backhoes to the lowest responsive, responsible bidder, Flagler Construction Equipment, LLC of Fort Myers, FL at the unit cost of \$70,747 each, for a total cost of \$141,494. The purpose of the bid is to secure a firm price for the purchase and delivery of two (2) Volvo Loader Backhoes, model BL70 to be utilized in daily operations by the Charlotte County Public Works Department, Maintenance & Operations Division. **BUDGETED ACTION:** None. Funding is supplied from gas taxes. \$141,700.00 is budgeted in the Transportation Trust Fund.

(3) **RECOMMENDED ACTION:** Award Bid #10-291, Burnt Store Villages Sewer Project to the lowest responsive, responsible bidder Wright Construction Group, Inc. of Punta Gorda, Florida for a total project cost of \$1,760,417.31. **BUDGETED ACTION:** Total Amount budgeted \$1,770,000. Lift Stations CIP - \$1,610,000, Force Main CIP - \$100,000 and Water Distribution CIP - \$60,000.

(4) **RECOMMENDED ACTION:** Approve Change Order #3 to Contract #09-361 Manasota Key Drainage Improvements as awarded to BJ Enterprises, Inc. in the amount of \$36,152.10 for a revised total of \$1,082,143.80 with an additional 40 calendar days added to the contract completion time. **BUDGETED ACTION:** None. Funds are available in project n064108 Manasota Key Drainage, project budget total \$1,367,814.

**Real Estate Services**

(5) **RECOMMENDED ACTION:** Approve a resolution establishing the ability to place residential fences in County easements without a formal occupation of easement application. **BUDGETED ACTION:** None

(6) **RECOMMENDED ACTION:** Approve a Resolution authorizing the Chairman of the Board of County Commissioners to execute the Agreement for Purchase and Sale of Real Property described as "Tract C", Harborside Wood Subdivision. **BUDGETED ACTION:** Amount budgeted \$13,000.00. Funding for this expenditure comes from CCU R & R Fund. C350603.610.35136.307 4034.378401.535.61.0001

**G. Building and Growth Management**

- (1) **RECOMMENDED ACTION:** Approve Amended Developer's Agreement for Centex Homes, Petition FP-03-08-04. **BUDGETED ACTION:** None
- (2) **RECOMMENDED ACTION:** Approve Amended Developer's Agreement for Centex Homes, Petition FP-04-05-08. **BUDGETED ACTION:** None
- (3) **RECOMMENDED ACTION:** Approve Amended Developer's Agreement for Centex Homes, Petition FP-04-09-20. **BUDGETED ACTION:** None
- (4) **RECOMMENDED ACTION:** Approve Amended Developer's Agreement for Centex Homes, Petition FP-04-12-23. **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**

- (1) **RECOMMENDED ACTION:** Approve partners for the disposition of Neighborhood Stabilization Program properties acquired to enable end user occupation. The three agencies proposed are: Charlotte County Habitat for Humanity, The Punta Gorda Housing Authority, and The New Paradigm Foundation. **BUDGETED ACTION:** None at this time

**N. Public Safety**

- (1) **RECOMMENDED ACTION:** Request Board approval to submit the application for the E911 State Grant Program in the amount of \$117,000 for the Sheriff's Office. **BUDGETED ACTION:** No budget action required at this time.
- (2) **RECOMMENDED ACTION:** Approve an Agreement with the Florida Division of Emergency Management for the Hazards Analysis Update Grant in the amount of \$2,715. **BUDGETED ACTION:** No budget action required at this time.

**P. Public Works - No Items.**

**Q. Tourism Development - No Items.**

**R. Utilities**

- (1) **RECOMMENDED ACTION:** Approve Budget amendment #11 -A02, which reduces CCU's Operation and Maintenance budget to reflect the September 28, 2010 BCC approval of the elimination of the 3% increase in the rates for Fiscal Year 2011. **BUDGETED ACTION:** FY2011 CCU Operating budget is reduced by \$1,487,247. The total budget will be amended to \$76,694,837.
- (2) **RECOMMENDED ACTION:** Approve Chairman signing the Form of Continuing Disclosure Certificate for the upcoming Peace River/Manasota Regional Water Supply Authority's 2010 Utility System Revenue Bonds. **BUDGETED ACTION:** None

**S. Other Agencies - No Items.**

**V. REGULAR AGENDA**

**Z. Regular Agenda**

- (1) Commission Office - Choose by ballot 2 property owner/residents to serve as a member on the Buena Vista Waterway MSBU Advisory Committee. An alternate member to serve a

two year term.

- (2) Commission Office - Choose by ballot 6 property owner/residents to serve as members of the South Gulf Cove Beautification MSBU Advisory Committee. Five regular members with terms to be drawn at the first meeting and one alternate member with a term of 2 years.
- (3) County Administration - Update and discussion of options related to Area 1 water/sewer project in light of SB 550.
- (4) Growth Management - Board discussion and direction regarding Charlotte County's participation in the Areawide Environmental Impact Study being conducted on phosphate mining.

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

- (1) Budget and Administrative Services - Conduct a public hearing to consider adopting an ordinance updating the Capital Improvements Program FY2010/2011 through FY2014/2015.
- (2) Public Works - Conduct a Public Hearing to consider approving 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.
- (3) Growth Management - Conduct a Public Hearing to consider approving an ordinance amending Section 3-3-7(b) of the County Code of Ordinances - Fire Prevention Bureau-Created; administration; employees.
- (4) Growth Management - Conduct a public hearing to consider approving an ordinance amending Section 3-3.5 of the Charlotte County Code - Impact Fees.

**VII. PRESENTATION AGENDA - No Items.**

**VIII. PUBLIC WORKSHOP AGENDA - No Items**

Public input permitted.

**IX. BOARD WORKSHOP AGENDA - No Items**

No public input.

**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**

**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**