

BOARD OF COUNTY COMMISSIONERS

November 22, 2010

A Pre-Agenda meeting in preparation of the November 23, 2010 Regular Meeting was held at the Murdock Administration Complex in Room B-106, Port Charlotte, Florida.

Members present were: Chairman Starr, Commissioner Constance, Commissioner Deutsch, Commissioner Duffy and Commissioner Skidmore, County Assistant Administrator Shoemaker, County Attorney Knowlton, and Administrative Secretary Sandra Colon. The following members were absent: County Administrator Sandrock.

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

There was Board Discussion held on the following items:

Commission Office:

Agenda Item C-2

County Attorney:

Agenda Item E-2

Budget and Administrative Services:

Agenda Items F-1 and F-2

Purchasing:

Agenda F-3

Real Estate Services:

Agenda Item F-5

Human Services:

Agenda Items M-1 and M-2

Public Works:

Agenda Item P-1

Regular Agenda:

Agenda Item Z-1

Additional Agenda Item to be added.

Public Hearing Agenda:

Agenda Items 1, 2 and 3 discussed.

Agenda Items 1 and 2 to be deleted.

ADJOURNED: 10:07 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

SC



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
Christopher Constance, District 2
Stephen R. Deutsch, 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

11/23/2010 9:00 AM

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

County Attorney to conduct this portion of the meeting for the purpose of electing a Chairman and Vice-Chair of the Board of County Commissioners

Invocation

*Pastor Aida Fuentes
Centro Christiano El Calvario*

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**
- VII. **Presentation**
- VIII. **Public Workshop**
- IX. **Board Workshop**
- X. **Citizen Input - Any Subject**

Proclamations - Commissioner Tricia Duffy
Charlotte County Chamber of Commerce Christmas Parade Day
El Jobean Community Christmas Parade and Festivities Day
Pearl Harbor Remembrance Day
Shop Charlotte Month

Employee Recognition - None

Presentations - None



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:

Charlotte Harbor-Community Redevelopment Agency Advisory Committee - is seeking one volunteer as a residential representative. Must reside within the community redevelopment area. Effective immediately. **Submit resume to: Charlotte County Commission Office, 18500 Murdock Circle, Port Charlotte, FL 33948 or call 941-743-1300, or e-main BCC@charlottefl.com or fax 941-743-1310.**

MPO - Citizens Advisory Committee MPO - is seeking three (3) individuals to voluntarily serve as a 1) South County Mid-County Representative; 2) Handicapped Interests Representative; and 3) Minority Interests Representative. Deadline for submitting application is Tuesday, November 30, 2010. 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

Murdock Village Community Redevelopment Agency Advisory Committee (MV-CRAAC) - is seeking one volunteer representing the Banking, Financial or Appraisal Sector (as defined in Chapter 475, Florida Statutes) to finish an unexpired term due to a resignation. This term is effective immediately and shall expire September 20, 2012. Submit your resume to the Charlotte County Commission office, 18500 Murdock Circle, Port Charlotte, FL 33948 or call (941) 743-1300; fax number is (941-743-1310)



III. REPORTS RECEIVED AND FILED

Clerk of Court Reports Received and Filed/Informational County Investment Report/Interest on Investments for fiscal year ended September 30, 2010.



IV. CONSENT AGENDA

Clerk of the Circuit Court

A. Finance Division

(1) **RECOMMENDED ACTION:** Approve the Clerk's Memorandum. **BUDGETED ACTION:** None required

B. Minutes Division

(1) **RECOMMENDED ACTION:** 10/26/10 9:00 AM BCC Regular Meeting
10/26/10 2:00 PM Executive Session
10/26/10 2:30 PM Executive Session
10/26/10 3:00 PM Executive Session
11/08/10 9:00 AM Pre-Agenda Meeting

BUDGETED ACTION: None required

Board of County Commissioners

C. Commission Office

(1) **RECOMMENDED ACTION:** Approve the appointment of Clifford Kewley as the District 5 Representative to the Beaches and Shores Advisory Committee. This term is effective immediately and shall expire December 31, 2014. **BUDGETED ACTION:** No action required.

(2) **RECOMMENDED ACTION:** Approve the following three volunteer names to be submitted to the State of Florida Governor to be considered for appointment to the Children's Services Council: Paul Verskik, Roxann Read, Betty Bruer. Of the three names, one person will be appointed by the Governor to finish an unexpired term as a result of a resignation. **BUDGETED ACTION:** No action required.

(3) **RECOMMENDED ACTION:** Approve the appointment of Pat Laurendine to the Construction Industry Licensing Board representing the "General Contractor" category. Length of term: until January 26, 2014. **BUDGETED ACTION:** No action required.

(4) **RECOMMENDED ACTION:** Approve the appointment of Charles Gertner to the Marine Advisory Committee as the representative of the Pirate Harbor Yacht Club. This term is to finish an unexpired term and is effective immediately and shall expire December 31, 2011. **BUDGETED ACTION:** No action required.

D. Administration

Administration

(1)RECOMMENDED ACTION: Approve the following meeting cancellations: December 21, 2010, Land Use Meeting, and December 28, 2010 Board of County Commissioners Regular Meeting due to December holidays. **BUDGETED ACTION:** No action required.

Public Information Office - No Items.

E. County Attorney

(1) RECOMMENDED ACTION: Appoint an individual to serve as the Charlotte County representative to the Governing Board of the Babcock Ranch Community Independent Special District (ISD). **BUDGETED ACTION:** No action imputed.

(2)RECOMMENDED ACTION: Approve a Resolution supporting the repeal of Chapter 57-1219 which makes it unlawful to use an underwater light in the taking of fish from the waters of Charlotte County and requesting that the Florida Fish and Wildlife Conservation Commission (FWC) repeal Chapter 57-1219. **BUDGETED ACTION:** No action imputed.

F. Budget and Administrative Services

Budget and Administrative Services

(1)RECOMMENDED ACTION: a) Approve acceptance of the Criminal Justice Mental Health and Substance Abuse Reinvestment Implementation Grant for \$188,520 per year for three (3) years, for a total of \$565,560; and b) Approve Budget Amendment #11-A05 in the amount of \$188,520; and c) Authorize the County Administration or his designee to sign the MOU, contracts and future documents related to this grant, including amendments. **BUDGETED ACTION:** Budget Amendment #11-A05 in the amount of \$188,520 for FY 2010/2011. This grant will add \$565,560.00 to Community Health Grant Fund over three years and will be passed through to Charlotte Behavioral Health Care on a contractual basis for implementation of the program and services. Charlotte County's in-kind match will be provided by the 211 Call Center to perform monthly jail intake services valued at \$5,146.00 annually. The remainder of the required 100% in-kind match will be coming from our community of partners. The County will also receive \$3,400 in grant funds annually for our grant administrative services.

(2)RECOMMENDED ACTION: Approve Resolution authorizing refinancing of a short term loan that matures December 7, 2010 for an amount not to exceed \$18,000,000 from the Florida Pooled Commercial Paper Loan Program. The original loan was used for the expansion of the Burnt Store Reverse Osmosis Water Treatment Plant (BS WTP) and to finance the acquisition of a utility system from Florida Water Services (FWS), including associated costs. **BUDGETED ACTION:** None – Interest is budgeted in FY10/11 CCU Debt Service Account.

Fiscal Services - No Items.

Information Technology - No Items.

Purchasing

(3)RECOMMENDED ACTION: a) Approve File No. 11-028, to "Piggyback" the Los Angeles County Contract #MA-IS-1140050, Office Supplies, Supply & Deliver, with Independent Stationers Inc. of Indianapolis, IN, per the contract terms as specified on the attached documentation for the period from January 1, 2011 through and including August 31, 2013; and b) Authorize the County Administrator to approve renewal options of two (2) additional one-year terms at the same prices terms and conditions, by mutual consent and only if this option of renewal is exercised by Los Angeles County in accordance with the Contract terms. **BUDGETED ACTION:** Budgeted within each department's budget.

Real Estate Services

(4)RECOMMENDED ACTION: Approve the Resolution authorizing the Board of County Commissioners to approve the Agreement for Exchange of Real Property between Charlotte County and the City of Punta Gorda. **BUDGETED ACTION:** Expenditures associated with the Neighborhood Stabilization Program are 100% grant funded and are budgeted in Fund 1083 for FY10/11.

(5)RECOMMENDED ACTION: Approve the attached Resolution authorizing the release of a portion of a twenty-foot (20') wide utility and drainage easement, located in Port Charlotte Subdivision, Section Ninety-Three, and further authorizing the Senior Division Manager, Real Estate Services Division, to execute a County Deed releasing said portion of said easement. (Owners: Egil Risnes) **BUDGETED ACTION:** None

G. Building and Growth Management

(1)RECOMMENDED ACTION: Approve Amended Developer's Agreement for Centex Homes, for Sawgrass Pointe Unit 3, Petition #FP-04-09-19. **BUDGETED ACTION:** None

(2)RECOMMENDED ACTION: Approve Amended Developer's Agreement for Centex Homes for Sawgrass Pointe Unit 5, Petition #FP-05-03-03. **BUDGETED ACTION:** None

H. Community Services

Parks and Natural Resources - No Items.

Recreation

(1)RECOMMENDED ACTION: Approve a grant application to Wal-Mart in the amount of \$5,174 to support the community's efforts to develop and promote the sport of pickleball as part of the 2011 Charlotte County Fit for Life Senior Games. **BUDGETED ACTION:** This is not a budgeted item however there is no County match required and it will not appreciably increase staffs work load. It will add a new dimension to Charlotte County's Senior Games.

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: a) Approve acceptance of a \$24,999.44 grant awarded by the Florida Department of Juvenile Justice to Charlotte County Human Services to provide Juvenile Reentry - Aftercare and Wrap-Around services for post-commitment youth in Charlotte County. The initial grant award is for the period of 12/1/2010 - 11/4/2011 and is eligible for renewal not to exceed three years; and b) Approve the part-time, contracted Program Specialist II position associated with the delivery of service necessary for this program; and c) Approve Budget Amendment No. 11-A04 in the amount of \$24,999.44; and d) Authorize the County Administrator, or his designee to sign the contract and any future renewals or amendments. **BUDGETED ACTION:** Grant funds of \$24,999.24 will be added to the FY 2011 County Budget. No County matching funds are required.

(2)RECOMMENDED ACTION: Approve the Affordable Housing Advisory Committee Ad Hoc Committee's recommendations on reallocation of \$975,000 to Habitat for Humanity from the Hurricane Housing Recovery (HHR) funds grant. The Ad Hoc Committee considered three applications for the remaining grant funds and is making its recommendation to the Board of County Commissioners for decision by the Board. **BUDGETED ACTION:** These funds are budgeted in the HHR grant in the amount of \$975,000. No County funds are included. These are 100% HHR grant funds.

N. Public Safety - No Items.

P. Public Works

(1)RECOMMENDED ACTION: Approve and execute the State of Florida, Division of Agricultural Environment Service Budget Amendment 11-A06 in the Mosquito Control local budget to carry over unspent Fiscal Year 2009/2010 budgeted funds to Fiscal Year 2010/2011 as required by Florida Administrative Code 5E-13. **BUDGETED ACTION:** Approve budget amendment 11A-03 in the amount of \$325,859.63. Funds are supplied from general revenues.

Q. Tourism Development - No Items.

R. Utilities

(1)RECOMMENDED ACTION: Approve Cooperative Funding Applications between the Southwest Florida Water Management District (SWFWMD) and Charlotte County for three projects, as required each year by SWFWMD to (1) continue funding for projects approved and initiated in previous years and (2) begin funding for new projects. **BUDGETED ACTION:** None

S. Other Agencies - No Items.



V. REGULAR AGENDA

Z. Regular Agenda

(1) Community Services

RECOMMENDED ACTION: Board approval of one time grant to BMX for \$23,833. **BUDGETED ACTION:** Funding from the capital projects fund.



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

(1) Economic Development

RECOMMENDED ACTION: Discuss amending Chapter 1-7, Article V, Economic Development Incentive Program, of the Code of Laws and Ordinances of Charlotte County to offer new and revised incentives to new and expanding businesses.

(2) Economic Development

RECOMMENDED ACTION: Discuss and adopt an ordinance pursuant to Section 125.35, Florida Statutes; creating new section 1-1-16 to the Code of Laws and Ordinances of Charlotte County, Florida; providing for alternative disposition standards and procedures for County-owned lands for economic development purposes; providing competitive qualifying standards; providing for public notice; providing for form of acquisition; providing for negotiation procedures; providing for adherence to local land use regulations; providing for severability; and, providing for an effective date.

(3) County Attorney

RECOMMENDED ACTION: Consider approving an ordinance amending Chapter 2-4, Charlotte County Code, relating to Parking and Parking violations in Charlotte County.



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

Robert Skidmore, District 3

Christopher Constance, District 2

Stephen R. Deutsch, District 4

Tricia Duffy, District 5

Schedule of Future Closures/Hearings/Workshops

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

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

*Friday, December 10, 2010, **Joint City County Meeting**, Administration Building, 18500 Murdock Circle, Room #119*

Tuesday, December 14, 2010, 9:00 a.m. - Board of County Commissioners Regular Board Meeting, Administration Building, 18500 Murdock Circle, Room #119

*Tuesday, December 21, 2010, 1:00 p.m. - Board of County Commissioners **Land Use Meeting**, Administration Building, 18500 Murdock Circle, Room #119 - **CANCELLED PENDING BOARD APPROVAL***

Friday, December 24, 2010, Christmas Eve Observed All County Buildings Closed

Monday, December 27, 2010 After Christmas Holiday Observed All County Buildings Closed