

BOARD OF COUNTY COMMISSIONERS

October 24, 2011

A Pre-Agenda meeting in preparation of the October 25, 2011 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, Commissioner Skidmore, County Attorney Knowlton, County Administrator Sandrock, Assistant County Administrator Shoemaker, and Deputy Clerk Carleton. The following members were absent: None. The meeting was called to order at **9:00 AM**.

There was Board Discussion held on the following items:

Purchasing	F-3, F-4, F-6 F-8 Change #2
Real Estate Services	F-9 Change #3
Public Works	P-1
Regular Agenda	Z-1, Z-2 Z-5 Addition #1
Public Hearing	PH-1

ADJOURNED: 10:09 AM

Chairman

ATTEST:

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

**By: _____
 Deputy Clerk**

sfc

Regular Meeting
10/25/2011 9:00:00AM
18500 Murdock Circle, 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, Pastor Cesar Olivero, St. James 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**
- 10:00 A.M. VI. **Public Hearing**
- 10:00 A.M. VII. **Presentation**
- VIII. **Public Workshop**
- IX. **Board Workshop**
- X. **Citizen Input - Any Subject**

Proclamations - Commissioner Bob Starr

Charlotte Symphony Orchestra Week
El Jobean Veterans' Day Observance
Lung Cancer Awareness Month
Mount Pilgrim Missionary Baptist Association Week
National Hospice Month
Veterans' Appreciation Month

II. COMMITTEE VACANCIES

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

Boca Grande Street and Drainage Advisory Committee - is seeking one volunteer for a regular member with a term expiring on February 27, 2013. 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

Charlotte Ranchettes Street and Drainage Advisory Committee - is seeking one volunteer to serve as an alternate member with a term expiring on January 27, 2014. 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

Construction Industry Licensing Board - is seeking one volunteer to represent licensed general contractor category. Must be a resident of Charlotte County for two years and hold a valid license. Length of term – until 1/26/14.

Grove City Street and Drainage Advisory Committee - is seeking three volunteers; two regular members for a three year term from date of appointment and one alternate member for a two year term from date of appointment. 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

Gulf Cove Street and Drainage Advisory Committee is seeking one volunteer to serve as a regular member with a term expiring May 1, 2013. 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

The Manasota and Sandpiper Key Community Plan Advisory Committee - is seeking one volunteer to fill an unexpired term. Must be a full time resident on either Manasota or Sandpiper Key. Term is effective immediately and shall expire on August 23, 2013. Please send request for appointment and resume to: Roxann Read at roxann.read@charlottefl.com or fax to 941-743-1292.

Rotonda West Street and Drainage Advisory Committee - is seeking one volunteer to fill an unexpired term expiring on February 13, 2013. 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

South Gulf Cove Beautification Advisory Committee - is seeking two members; one regular member with a term expiring on November 16, 2013 and one alternate member with a term expiring November 16, 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

South Gulf Cove Street and Drainage Advisory Committee - is seeking three volunteers; two regular members with terms expiring January 13, 2015 and one alternate member with a term expiring February 2013. 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

III. REPORTS RECEIVED AND FILED

IV. CONSENT AGENDA

Clerk of the Circuit Court

A. Finance Division

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

B. Minutes Division

(1) **RECOMMENDED ACTION:** Approve Minutes for:

August 16, 2011 Land Use Meeting
August 22, 2011 Budget Workshop
August 22, 2011 Pre-Agenda Meeting
BUDGETED ACTION: None

Board of County Commissioners

C. Commission Office

(1) **RECOMMENDED ACTION:** Appoint Rick Halvorson to the Construction Industry Licensing Board representing the General Contractor category. Length of term: until January 26, 2014. **BUDGETED ACTION:** None

- (2) **RECOMMENDED ACTION:** Appoint David Cowan as an alternate member to serve on the Peace River Shores Street & Drainage Committee, for a term of two years. **BUDGETED ACTION:** None

D. Administration

Administration

- (1) **RECOMMENDED ACTION:** Set a strategic planning meeting for November 1, 2011, 1:00 p.m. to 5:00 p.m. at the Port Charlotte Beach Complex. **BUDGETED ACTION:** None

Public Information Office - No Items.

E. County Attorney

- (1) **RECOMMENDED ACTION:** Approve the Mediated Settlement Agreement as to the parties Sabbia & Monti Trust, Trustee James E. Moore III, and Bruno Bouckaert, in reference to the civil lawsuits captioned Sabbia & Monti Trust v. Charlotte County, et al., Case No. 08-3534-CA and Veteran's Peachland Plaza v. Sabbia & Monti Trust, et al., Case No. 09-2318-CA. **BUDGETED ACTION:** None

F. Budget and Administrative Services

Budget and Administrative Services

- (1) **RECOMMENDED ACTION:** Approve extension of the 2011 Tax Roll from the Property Appraiser to the Tax Collector in accordance with Section 197.323 F.S. prior to Value Adjustment Board completion of its final meetings. **BUDGETED ACTION:** None
- (2) **RECOMMENDED ACTION:** Set a public hearing on Tuesday, November 8, 2011 at 10:00 a.m., or as soon thereafter as may be heard, to consider adopting an Ordinance updating and modifying the Capital Improvements Program FY2011/2012 through FY2014/2015. **BUDGETED ACTION:** No action needed. The first year of the program (FY2011/2012) is aligned with the budget adopted at the Final Public Hearing, September 29, 2011 and budgeted in various funds.

Fiscal Services - No Items.

Information Technology - No Items.

Purchasing

- (3) **RECOMMENDED ACTION:** Approve Change Order #2 to Contract #10-179 Burnt Store Road Widening with Bonness, Inc. in the amount of \$222,963.16 for a revised Contract Amount of \$10,386,650.32. This is for the widening of Burnt Store, Phase 1, originally approved by the Board on June 22, 2010. This change is requested and funded by the City of Punta Gorda and consists of installing a new 18-inch water line to replace an existing line which is in conflict with Seminole Gulf Railroad's second track. **BUDGETED ACTION:** No action needed. Budgeted in approved CIP project C419901 Burnt Store Road.
- (4) **RECOMMENDED ACTION:** a) Approve ranking of firms for Request for Proposal #11-330 Design - Burnt Store Road, Phase 3: 1st Kimley-Horn and Associates, Inc., of Sarasota, FL; 2nd Johnson Engineering of Port Charlotte, FL; and 3rd WilsonMiller/Stantec of Port Charlotte, FL; b) approve start of negotiations with top ranked firm; and c) authorize Chairman to sign the contract after completion of negotiations. This is for a firm to design the widening of Burnt Store Road. **BUDGETED ACTION:** No action needed. Budgeted in approved CIP project c410915, Burnt Store Rd Phase 3.

- (5) **RECOMMENDED ACTION:** Approve the award of Bid# 11-309, Sidewalk Construction - Collingwood Boulevard, to the lowest responsive, responsible bidder: General Contracting Services, Inc. of Port Charlotte, Florida at the project amount of \$592,440.35 for the construction of concrete sidewalks on Collingswood Boulevard (from Toledo Blade Boulevard or Cochran Boulevard to Edgewater Drive). **BUDGETED ACTION:** No budget action needed. Budgeted in approved CIP project C410918, Sidewalks 2009 Sales Tax Extension. Funding is provided from the 2009 Sales Tax Extension.
- (6) **RECOMMENDED ACTION:** a) Approve Award Bid #11-327, Sod - Supply, Deliver and/or Install and Hydroseeding, to the lowest responsive, responsible bidder, Maloney's Sod Inc., of Punta Gorda, Florida, at the unit prices submitted. Terms of the contract are from November 1, 2011, through and including September 30, 2012; 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 for supply, delivery and/or installation of sod and hydroseeding on an "as required" basis for various County departments. **BUDGETED ACTION:** No action needed. Items will be placed into inventory and charged to gas taxes or the appropriate MSBU/TU when used.
- (7) **RECOMMENDED ACTION:** a) Approve Novation for Contract #09-259.b, Construction/Geotechnical Testing Services from current vendor Stantec Consulting Services, Inc. to Lomski Engineering and Testing, Inc.; and b) Authorize Chairman to sign the Novation. **BUDGETED ACTION:** None. Funding is budgeted in the Utilities O&M Fund.
- (8) **RECOMMENDED ACTION:** Approve deletion of the property inventory items listed on the attached for the month of October, 2011. The fourth listing is the standard property deletions. The fifth listing is a list of equipment for trade-in. **BUDGETED ACTION:** None

Real Estate Services

- (9) **RECOMMENDED ACTION:** Approve the attached 103 Resolutions of Necessity authorizing the acquisition of real property and/or easement interests by any legal means for the CR 775(Placida Road) Rotonda Boulevard West to Cape Haze Drive Project. **BUDGETED ACTION:** No budget action needed. The FY12 budget contains \$4,981,000 for right of way acquisitions in Approved CIP project c410521 CR 775/(Placida Rd) Rotonda Blvd West to Cape Haze Drive. Funding is supplied from the 2009 Sales Tax Extension.

G. Community Development - No Items.

H. Community Services

Parks and Natural Resources

- (1) **RECOMMENDED ACTION:** Approve and authorize the Chairman to execute a renewal agreement with the United States Department of Agriculture (USDA) to provide Iguana control in the Charlotte County portion of Boca Grande. The MSBU Advisory Committee has requested and approved funding for this contract. **BUDGETED ACTION:** No Action Needed. Funded in the Boca Grande Streets and Drainage MSBU.

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 - No Items.

P. Public Works

- (1) **RECOMMENDED ACTION:** Approve & execute Arthropod Control Budget Amendments #11-A42 and #12-A02; to adjust the State Mosquito Control Certified budget as required by the Florida State Department of Agriculture to reflect actual FY2010/2011 interest earned and grant revenue and adjust FY 2011/2012 Beginning Balance.
BUDGETED ACTION: Approve Budget Amendments #11-A42 in the amount of \$4,175 and #12-A02 in the amount of (\$583.87). Increase Mosquito Control Budget by \$4,175 in FY 2010/2011. Decrease Mosquito Control Budget by \$583.87 in FY 2011/2012

Q. Tourism Development - No Items.

R. Utilities - No Items.

S. Other Agencies - No Items.

V. REGULAR AGENDA

Z. Regular Agenda

- (1) Economic Development - Approve a Resolution to name the new Melbourne Street Bridge the Dick Loftus Bridge in recognition for his service to the Charlotte Harbor Community Redevelopment Area.
- (2) Commission Office - a) Discussion and direction on the Historical Advisory Committee's request for \$30,000 for the County to fund the first phase of the preservation plan for the Bunk House. b) If approved, Board authorizes staff to transfer \$30,000 from Capital Projects reserves (Transfer # 12-01)
- (3) Human Services - Board discussion and staff direction regarding the lease between the County and Peace Lutheran Church for the Stillwater Home property.
- (4) Commission Office - Board discussion of County Administrator's evaluation.

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

- (1) Community Development - Conduct a Public Hearing to approve an ordinance amending Chapter 1-10 of Charlotte County Code regulating fortunetellers, clairvoyants, palmists, taxicab vehicles and drivers.
- (2) Economic Development - Conduct the first of two public hearings to authorize revisions to the boundary of the Enterprise Charlotte Airport Park (ECAP) Enhancement Zone to include a county-owned parcel.

VII. PRESENTATION AGENDA - 10:00 A.M.

- (1) Presentation by Public Works Solid Waste Operations Division recognizing the 10 year anniversary of "Keep Charlotte Beautiful" and its accomplishments as a certified affiliate of the nationally recognized, Keep America Beautiful program.
- (2) Presentation by Pat Lehman, Executive Director of the Peace River/Manasota Regional Water Supply Authority, followed by discussion on its request to enter Charlotte County to construct Segment B of the Phase 2 Interconnect Pipeline for the City of North Port.

VIII. PUBLIC WORKSHOP AGENDA - No Items

IX. BOARD WORKSHOP AGENDA - 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
Tricia Duffy, District 5, Vice-Chairman
Christopher Constance, District 2
Robert Skidmore, District 3
Stephen R. Deutsch, District 4

**Board of County Commissioners
Schedule of Future Closures/Hearings/Workshops**

Tuesday, November 8, 2011, 9:00 a.m., Board of County Commissioners Regular Meeting, Murdock Administration Building, Room #119

Friday, November 11, 2011, All County Building Closed in Observance of Veterans Day

Tuesday, November 15, 2011, 9:00 a.m., Board of County Commissioners Land Use Meeting, Murdock Administration Building, Room #119

Tuesday, November 22, 2011, 9:00 a.m., Board of County Commissioners Regular Meeting, Murdock Administration Building, Room #119

Thursday, November 24, 2011, All County Building Closed in Observance of Thanksgiving Day

Friday, November 25, 2011, All County Building Closed in Observance of Thanksgiving Holiday

Friday, December 9, 2011, 10:00 a.m., **Joint Meeting**, Board of County Commissioners and City of Punta Gorda, Murdock Administration Building, Room #119

Tuesday, December 13, 2011, 9:00 a.m., Board of County Commissioners Regular Meeting, Murdock Administration Building, Room #119

Tuesday, December 20, 2011, 9:00 a.m., Board of County Commissioners Land Use Meeting, Murdock Administration Building, Room #119

Friday, December 23, 2011, All County Building Closed in Observance of Christmas Holiday

Monday, December 26, 2011, All County Building Closed in Observance of Christmas Holiday