

Charlotte County

Commission Chambers, Room 119
18500 Murdock Circle
Port Charlotte, FL 33948
CharlotteCountyFL.gov



Regular and Land Use Meeting

Tuesday, July 9, 2024
9 a.m.

Board of County Commissioners

COUNTY COMMISSIONERS

Bill Truex, District 3, Chairman

Christopher Constance, District 2, Vice Chairman

Ken Doherty, District 1

Stephen R. Deutsch, District 4

Joseph Tiseo, District 5

COUNTY ADMINISTRATOR

Hector Flores

COUNTY ATTORNEY

Janette S. Knowlton

CLERK OF THE CIRCUIT COURT

Roger D. Eaton

Charlotte County Board of County Commissioners does not discriminate on the basis of disability. This nondiscrimination policy involves every aspect of the County's functions, including access to and participation in meetings, programs and activities. FM Sound Enhancement Units for the Hearing Impaired are available at the Front Security Desk, Building A of the Murdock Administration Complex. Anyone needing other reasonable accommodation or auxiliary aids and services please contact our office at 941.743.1381, TDD/TTY 941.743.1234, or by email to David.Lyles@charlottecountyfl.gov.

Should any agency or person decide to appeal any decision made by the board with respect to any matter considered at such meeting, a record of the proceeding, and for such purpose, a verbatim record of the proceeding is required, which record includes the testimony and evidence upon which the appeal is to be based.

9:00 A.M.

Call to Order and Roll Call

Invocation

If you wish, please rise for the invocation

[Reverend Dr. R. Brian Stolarczyk](#)
[Lutheran Church of the Cross](#)

Pledge of Allegiance

Changes to the Agenda

See separate sheet

Proclamations - Commissioner Joseph Tiseo

[Artist of the Month - Joanne Monaco](#)

Employee Recognition

[Years of Service - June 2024](#)

5 Years

Savanna Tiedge

Victoria Pemberton

Debbie Thibideau

Community Development

Public Safety

Budget & Administrative Services

10 Years

Brian Richardson

Brendan Betancourt

Kevin Mangels

Community Development

Public Safety

Budget & Administrative Services

20 Years

Craig Soosh

Public Safety

35 Years

Christina Perin

Community Development

[Ambassador Program Graduates - Spring 2024](#)

Noelle Allen

Budget & Administration

Anthony Altmeyer

Public Works

Kalvin Bernard

Community Services

Jennifer Carpenter

Utilities

Dustin Cuddy

Community Development

Lisa Duda

Public Works

Stephanie Erdman

County Attorney's Office

Joy Estaris

Human Resource

Rebecca Fleury

Public Works

Lisa Garibay

Utilities

Emily Graham

Public Safety

Chandler Hucknall

Community Development

Donevan Knight

Budget & Administration

Sean Maloney

Public Works

Matthew Mazzoni

Public Safety

Crystal Moore

Public Works

Stephanie Morris

Community Development

Shana Parks

Budget & Administrative Services

Kimberly Powell

Community Development

Jeffrey Powell

Budget & Administrative Services

Brian Richardson

Community Development

Lori Steele

Budget & Administrative Services

Ezequiel Tirado

Human Services

Nicole Tirado

Human Services

Award Presentations[Excellence in Business Award](#)

The United Way of Charlotte County to be awarded Economic Development's Non-Profit Excellence in Business Award.

PUBLIC INPUT - AGENDA ITEMS ONLY

Anyone wishing to address the Board during this portion of the meeting must fill out a card, state their name for the record, and state which agenda item(s) will be addressed. Remarks shall be limited to 3 minutes (max) and shall be addressed to the Commission as a body, and not to individual members.

COMMITTEE VACANCIES

The committee vacancy list below is for informational purposes only. It is not part of the County Commission agenda upon which action is to be taken, and therefore not a topic on which public input is allowed at the beginning of this meeting.

* [Barrier Island Fire Service MSBU-Vacancy](#)

Barrier Island Fire Service Municipal Service Benefit Unit (MSBU) Advisory Board is seeking a volunteer to fill a vacant position with term ending October 31, 2025. Applicants must be residents of Charlotte County and reside within the Unit. Submit applications to Public Safety Department, 26571 Airport Road, Punta Gorda, Florida 33982; call 941-833-5610 or email Todd.Dunn@CharlotteCountyFL.gov.

* [MSBU-MSTU Advisory Board Vacancies](#)

The following **MSBU/TU Advisory Boards** are seeking volunteers who must be both a property owner within and reside within the Unit. Submit applications to Public Works Department, 7000 Florida Street, Punta Gorda, Florida 33950; call 941-575-3600 or e-mail MSBU-TU@CharlotteCountyFL.gov.

- **Boca Grande Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2027.
- **Buena Vista Waterway Unit** is seeking one member to fill a position with a term through October 31, 2027.
- **Edgewater North Waterway Unit** is seeking one member to fill a position with a term through October 31, 2025.
- **Englewood East Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2027.
- **Gardens of Gulf Cove Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2027.
- **Greater Port Charlotte Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Grove City Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2025, and October 31, 2027.
- **Gulf Cove Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2025, and October 31, 2027.
- **Harbour Heights Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2027.
- **Manchester Waterway Utility Unit** is seeking one member to fill a position with a term through October 31, 2027.
- **Northwest Port Charlotte Waterway Unit** is seeking one member to fill a position with a term through October 31, 2027.
- **Pirate Harbor Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2027.
- **Rotonda Heights Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2027.
- **Rotonda Sands Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2025, and October 31, 2027.
- **South Gulf Cove Waterway Unit** is seeking one member to fill a position with a term through October 31, 2025.

REPORTS RECEIVED AND FILED

CONSENT AGENDA

Clerk of the Circuit Court**A. Comptroller Division****1. [Finance](#)****Recommended Action:**

Approve the Clerk's Finance Memorandum.

Budgeted Action:

No action needed.

B. Minutes Division**1. [Minutes](#)****Recommended Action:**

Approve the following Minutes:

June 11, 2024 BCC Regular and Land Use

June 18, 2024 BCC Board Workshop

June 20, 2024 BCC Pre-Agenda

Budgeted Action:

No action needed.

Board of County Commissioners**C. Commission Office****1. [Appointment - Harbour Heights Street & Drainage Advisory Board](#)****Recommended Action:**

Approve the appointment of Brian Fiegel to fill the unexpired term of Maggie Scott as well as an additional new three-year term on the Harbour Heights Street & Drainage Advisory Board. This appointment will be effective immediately and will expire on October 31, 2027.

Budgeted Action:

No action needed.

2. [Appointment - Northwest Port Charlotte Waterway Advisory Board](#)**Recommended Action:**

Approve the appointment of Cheryl Johnson to fill the unexpired term of Ken Ardanowski as well as an additional new three-year term on the Northwest Port Charlotte Waterway Advisory Board. This appointment will be effective immediately and will expire on October 31, 2027.

Budgeted Action:

No action needed.

D. County Administration

1. [BCC Meeting Schedule Change](#)**Recommended Action:**

Approve the following BCC Meeting changes:

- a) Cancel the July 17, 2024 MSBU Public Hearing; and
- b) Cancel the July 18, 2024 MSBU Public Hearing; and
- c) Change the November 19, 2024, 9 a.m. BCC Monthly Workshop to November 19, 2024, 8:30 a.m.

Budgeted Action:

No action needed.

E. County Attorney**F. Budget and Administrative Services****Fiscal Services****Information Technology****Purchasing****1. [24-332, Award Resurface Pool, Diving Well, and Surge Tank at South County Regional Park \(Community Services\)](#)****Recommended Action:**

Approve award of Request for Bid #24-332 Resurface Pool, Diving Well, and Surge Tank at South County Regional Park, to the lowest responsive, responsible, bidder, AuMiller Pools, LLC, Winter Park, Florida in the amount of \$256,800.

Budgeted Action:

No action needed. Budgeted in the Community Services Capital Maintenance Plan approved in the FY24 budget process. Funding is supplied from Capital Projects ad valorem.

2. [24-373, Award, South County Regional Park Pool Tile Replacement \(Community Services\)](#)**Recommended Action:**

Approve waiver of bid procedures and award Request for Quote #24-373, South County Regional Park Pool Tile Replacement, to AuMiller Pools, LLC of Winter Park, Florida, for the total amount of \$185,850.

Budgeted Action:

No action needed. Budgeted in the Community Services Capital Maintenance Plan approved in the FY24 budget process. Funding is supplied from Capital Projects ad valorem.

3. [24-468, Piggyback, Cedar Point Environmental Park Replacement Playground](#)**Recommended Action:**

Approve Piggyback of File #24-468, Cedar Point Environmental Park Replacement

Playground, per the Omnia Partners Contract #2017001135 Playground and Outdoor Fitness Equipment, Site Accessories, Surfacing, and Related Products and Services contract, which was awarded to Kompan, Inc. of Tacoma, Washington for a total cost of \$587,483.74.

Budgeted Action:

No action needed. Budgeted in the Community Services Capital Maintenance Plan approved in the FY24 budget process. Funding is supplied from Capital Projects ad valorem.

4. [19-279, Approve Amendment 2, Design Components - Intersection Improvements](#)

Recommended Action:

Approve Amendment #2 to Contract #19-279, Design Components - Intersection Improvements, with Florida Transportation Engineering (FTE), on Punta Gorda, Florida, for the total amount of \$92,700. This amendment is for additional intersection improvements.

Budgeted Action:

No action needed. Budgeted in Capital Improvements Project "Various Intersection Improvements" approved in the FY24 budget process. Funding is supplied from capital gas taxes, reimbursed from road impact fees.

5. [24-420, Award, Englewood East MSBU Bridge Rehabilitations \(Public Works\)](#)

Recommended Action:

Approve award of Request for Bid #24-420, Englewood East MSBU Bridge Rehabilitations, to Villa-Fuerte Construction LLC of Arcadia, Florida for the total project amount of \$1,047,835.95. This is for the bridge repairs on Gulfstream Boulevard over Memorial Waterway (Bridge #014083); Gulfstream Boulevard over Sea Mist Waterway (Bridge #014091); Marathon Boulevard over Sioux Waterway (Bridge #014084); Wilmington Boulevard over Gondolier Waterway (Bridge #014096); and Ocean Spray Boulevard over March Waterway (Bridge #014097).

Budgeted Action:

No action needed. Budgeted in the Public Works MSBU/TU Bridges Capital Maintenance Plan as approved in the FY24 budget process. Funding is supplied from Englewood East Street and Drainage MSBU assessments.

6. [24-401, Approve Ranking, Design - Gasparilla Road Intersections Signalization](#)

Recommended Action:

- a) Approve ranking of firms for Request for Proposal #24-401, Design - Gasparilla Road Intersections Signalization: 1st Kimley-Horn, of Orlando, Florida; 2nd CPH Consulting, LLC, of Sanford, Florida; 3rd Caltran Engineering Group, Inc., of Tampa, Florida; and
- b) Approve start of negotiations; and
- c) Authorize the Chairman to sign the Contract after completion of negotiations.

Budgeted Action:

No action needed. Budgeted in Capital Improvements Project "Various Intersection Improvements " approved in the FY24 budget process. Funding is supplied from capital gas taxes, reimbursed from road impact fees.

7. [24-394, Approve Ranking, Burnt Store Area Drainage Study](#)

Recommended Action:

- a) Approve ranking of firms for Request for Proposal #24-394, Burnt Store Area Drainage Study: 1st Kimley-Horn, of Fort Myers, Florida; 2nd McKim & Creed, of Tampa, Florida; 3rd RESPEC, of Sarasota, Florida; and
- b) Approve start of negotiations; and
- c) Authorize the Chairman to sign contract after completion of negotiations.

Budgeted Action:

No action needed. A budget adjustment will be brought to the board amending the South Charlotte Stormwater MSBU budget. Funding is available using reserves within the South Charlotte Stormwater MSBU fund.

8. [Property Deletions for the Month of July, 2024 \(Purchasing\)](#)

Recommended Action:

Approve the deletion of additional property inventory items listed on the attached for the month of July 2024.

Budgeted Action:

No action needed.

Real Estate Services

9. [Direct Sale - Parcel ID# 412304104004](#)

Recommended Action:

Approve Resolution declaring parcel surplus to County needs and authorizing a direct sale of property in accordance with the provisions of Florida Statute 125.35(2).

Budgeted Action:

No action needed.

Risk Management

Transit

G. Community Development

H. Community Services

I. Economic Development

J. Facilities Construction and Maintenance

K. Human Resources

L. Human Services

1. [Community Services Block Grant - Disaster Recovery Supplemental Funding \(CSBG-DRSF\) - Disaster Needs Assessment](#)

Recommended Action:

- a) Approve the Community Services Block Grant - Disaster Recovery Supplemental Funding (CSBG-DRSF) Disaster Needs Assessment; and
- b) Authorize the Chairman to sign CSBG-DRSF Disaster Needs Assessment.

Budgeted Action:

No action needed.

M. **Public Safety**

N. **Public Works**

O. **Tourism Development**

P. **Utilities**

1. [Ackerman Zones 3, 4 & LPS EPA Community Grant Ratification](#)

Recommended Action:

- a) Approve ratification of changes in cost share of the EPA Community Grant for the Ackerman Zones 3,4 & LPS Project with Environmental Protection Agency (EPA) increasing the local match contribution to \$800,000; and
- b) Approve ratification of the Ackerman Septic to Sewer Zones 3, 4, & LPS Grant agreement with the US Environmental Protection Agency in the amount of \$4,000,000.

Budgeted Action:

No action needed. Grant funding in the amount of \$3,200,000 and the required match in the amount of \$800,000 are included in the FY24 CIP project "Ackerman Septic to Sewer and Water Expansion." Allowable grant expenses will be reimbursed by US Environmental Protection Agency. Matching funds are included in the budget for the project and will be provided from State Revolving Fund loan proceeds anticipated to be repaid by MSBU assessments.

2. [Water Quality Improvement Grant Cape Haze Septic to Sewer Construction Project](#)

Recommended Action:

- a) Approve the electronic submittal of the Water Quality Improvement Grant application to the Florida Dept. of Environmental Protection (FDEP) in the amount of \$2,500,000.00 to assist with funding the Cape Haze Septic to Sewer Construction Project through the Protecting Florida Together portal; and
- b) Approve Resolution authorizing the County Administrator, or designee, to prepare and execute a grant agreement and any amendments thereto to FDEP for the Water Quality Improvement Grant Cape Haze Septic to Sewer Construction Project; and
- c) Authorize the Chairman to execute the Resolution.

****Change, Added attachments (2), 7/8/2024****

Budgeted Action:

No action needed. A budget and project amendment to Capital Improvement Project

“Cape Haze S2S Water Quality Improvement” will be brought to the Board for approval, if awarded. Grant funding in the amount of \$2,500,000 will be provided by the Florida Department of Environmental Protection. Matching funds in the amount of \$3,000,000 will come from the Utility Repair and Replacement Fund, and future MSBU assessments upon establishment by the Board. The grant application can be withdrawn if the project does not obtain all necessary approvals for the establishment of the MSBU.

Q. Other Agencies

REGULAR AGENDA

R. Regular Agenda

1. [Hurricane Recovery Facility Update](#)

Facilities

Update on hurricane recovery related to damaged facilities.

2. [Fifth Amendment to Agreement for Purchase and Sale Among Murdock Village Community Redevelopment Agency; Lost Lagoon Development, LLLP; Charlotte County and Kolter Group Acquisitions, LLC for purchase of MVCRA-owned land in the Murdock Village Area](#)

Commission Office

a) Approve the Fifth Amendment to Agreement for Purchase and Sale among Murdock Village Community Redevelopment Agency; Lost Lagoon Development, LLLP; Charlotte County; and Kolter Group Acquisitions LLC; and
b) Authorize the Chairman to sign the Fifth Amendment to Agreement for Purchase and Sale.

****Change, Added attachments #1 & #4 - Amended Presentation, Updated Fifth Amendment to Agreement for Purchase and Sale and Renamed attachments #20-23, 7/3/2024****

3. [Reappointment - Historical Advisory Committee](#)

Commission Office

Approve the reappointment of Theresa Murtha as the Punta Gorda Historical Center representative to the Historical Advisory Committee. The term is effective immediately and will expire on May 11, 2027.

****Added, 7/3/2024****

4. [Mosquito Control Update](#)

Public Works

Update on Mosquito Control.

****Added, 7/8/2024****

COMMUNITY REDEVELOPMENT AGENCY MEETING

At 10 a.m., or soon thereafter the Board will recess for the Murdock Village Community Redevelopment meeting. The Regular Meeting will reconvene upon the conclusion of the Murdock Village Community Redevelopment meeting.

PUBLIC HEARING AGENDA

S. 10:00 A.M. Public Hearing

PRESENTATION AGENDA

T. 10:00 A.M. Presentations

PUBLIC INPUT - ANY SUBJECT

Anyone wishing to address the Board during this portion of the meeting must state their name for the record. Remarks on any County related subject, shall be limited to 3 minutes (max) and shall be addressed to the Commission as a body, and not to individual members. There will not be any discussion.

2 P.M. LAND USE AGENDA

PUBLIC INPUT - LAND USE CONSENT AGENDA ITEMS ONLY

Anyone wishing to address the Board during this portion of the meeting must fill out a card, state their name for the record, and state which agenda item(s) will be addressed. Remarks shall be limited to 3 minutes (max) and shall be addressed to the Commission as a body, and not to individual members.

Consent Agenda

UA1. [DRC-24-022, STOR NOW](#)

Community Development

- a) Approve a Resolution relating to applicant RESPEC Company, LLC’s request for a Final Site Plan approval for STOR NOW Florida LLC. This project consists of a 141,000 SF self-storage facility. This project site is 2.36± acres and is located at 12921 Gulfstream Boulevard, Port Charlotte, Florida, in Section 05, Township 41, Range 21. Located in Commission District IV; and
- b) Authorize the Chairman to sign the Resolution.

Quasi-Judicial

Public Hearing

AA. County Administrator Comments

BB. County Attorney Comments

CC. Economic Development Director Comments

DD. County Commissioner Comments

County Commissioners

Bill Truex, District 3, Chairman

Christopher Constance, District 2, Vice Chairman

Ken Doherty, District 1

Stephen R. Deutsch, District 4

Joseph Tiseo, District 5

Board of County Commissioners

Schedule of Future Closures/Hearings/Workshops

The schedule linked below is for informational purposes only. It is not part of the County Commission agenda upon which action is to be taken, and therefore not a topic on which public input is allowed at the beginning of this meeting.

[Schedule](#)