

BOARD OF COUNTY COMMISSIONERS

APRIL 15, 2025

A Joint Meeting between the Board of County Commissioners of Charlotte County and the Board of County Commissioners of Lee County was held at the Charlotte Harbor Event & Conference Center; 75 Taylor Road, Punta Gorda, Florida.

The following Charlotte County Commissioners were present: Chair Tiseo, Commissioner Constance, Commissioner Deutsch (arrived at 2:05 pm), Commissioner Doherty, and Commissioner Truex.

The following Lee County Commissioners were present: Commissioner Mike Greenwell, Commissioner Brian Hamman, Commissioner David Mulicka, and Commissioner Cecil Pendergrass. The following members were absent: Chair Kevin Ruane.

Also in attendance were: Charlotte County Administrator Flores, Charlotte County Attorney Knowlton, Lee County Manager Dave Harner, Lee County Attorney Richard Wesch, Minutes Clerk Butler, and Minutes Clerk Welsh. The following members were absent: None.

The Meeting was called to order at 2:00 pm, followed by the Pledge of Allegiance.

Changes to the Agenda

Change #1: Item 2, Added attachments (3) – Revised Presentation. 2b) Formatting re: logos, combining both Counties, Slide 6 & 9. 2c) Formatting re: logos, combining both Counties. 2d) Formatting re: logos, combining both Counties.

Requested by: Administration

COMMISSIONER CONSTANCE MOVED TO APPROVE CHANGES TO THE AGENDA, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 4:0., COMMISSIONER DEUTSCH ABSENT

Charlotte County Attorney Knowlton remarked on Florida Statutes and Joint Meeting prohibited actions.

Chair Tiseo discussed Lee County and meeting attendance.

Charlotte County Administrator Flores mentioned opportunity, partnership, and communication.

Lee County Manager Dave Harner commented on partnership.

1. Public Input – Agenda Items Only

Martha Ellis noted Water Quality.

Annette Warren spoke to Vincent Ave.

Rob Hancik remarked on Vincent Ave.

Rita Kitenplan discussed Vincent Ave.

Mary Ellen Kiss mentioned Water Quality, Regional Solid Waste, and Vincent Ave.

Duane Zobrist spoke against Coordination Efforts on Boca Grande.

Rebecca Cleveland commented on Coordination Efforts on Boca Grande.

Gail Cleveland noted Coordination Efforts on Boca Grande.

Van Hubbard spoke to Water Quality.

Tara Jenner remarked on Water Quality.

Chair Tiseo discussed Coordination Efforts on Boca Grande, public comments, freedom of speech, and parking.

2. Discussion Items

(Change #1) Added attachments (3) – Revised Presentation. 2b) Formatting re: logos, combining both Counties, Slide 6 & 9. 2c) Formatting re: logos, combining both Counties. 2d) Formatting re: logos, combining both Counties.

a) Water Quality

Brandon Moody, Charlotte County Water Quality Manager gave a brief overview of Topics, Charlotte County's Water Quality (WQ) Program, Our Shared Population History, Our Shared Challenges: Population Influence on WQ, Nutrient Impairments, Lake Okeechobee System Operating Manual (LOSOM) Our Shared Water Quality Concern, Our Shared Opportunities: Working With Each Other, Learning From Each Other, replied to Board support, enhanced water improvement protections, cost versus benefit, external agency funding, regionalization benefits, common needs, group initiatives, source control, stormwater management requirements, timing, growth, and nitrogen and phosphorous limitations.

Roland Ottolini, Lee County Natural Resources Director gave a brief overview of Lee County's Water Quality Program, Lee County's Water Quality Program – Approach, Lake Okeechobee System Operating Manual (LOSOM) Our Shared Water Quality Concern, Learning from Each Other, responded to regulated releases, flood protection,

water supply, Army Corps of Engineers, Caloosahatchee Estuary, development regulations, and nutrient impairment issues.

Chair Tiseo mentioned discharges, Charlotte Harbor, regulatory agencies, environmentally beneficial and dredging projects, Environmental Protection Agency (EPA), Army Corps of Engineers, Caloosahatchee Estuary, water quality policy and regulations, Florida Association of Counties (FAC), testing locations and results, Population Influence on WQ, Southwest Florida Water Management District (SWFWMD) and South Florida Water Management District (SWFMD) permitting process, Master Stormwater Plan, and treatment standards. **Commissioner Constance** commented on public comments, polluted waters, Mississippi River, Gulf States Council, EPA, impairment sources, SWFWMD LOSOM Technical Report, nitrogen discharge, Caloosahatchee Estuary, negative environmental impacts, Atlantic Ocean, and 16 County Coalition. **Commissioner Doherty** noted LOSOM, 16 County Coalition Meetings, integrated delivery schedule, Army Corps of Engineers, and outflow direction. **Commissioner Truex** spoke to water flow and quality, collaborative relief efforts, and pollutants.

Commissioner Hamman discussed policy input and discussion topics. **Commissioner Mulicka** mentioned on coordination efforts, 16 County Coalition, developers, toxic waste, prevention costs, and water quality. **Commissioner Pendergrass** commented on water quality, spending, House Bill (HB) 7053, Senate Bill (SB) 7040, pollution, and Mississippi River.

b) Coordination Efforts on Boca Grande

John Elias, Charlotte County Public Works Director gave a brief overview of Boca Grande, Charlotte County, Gasparilla Island Bridge Authority (GIBA), Lee County, Existing Coordination Efforts, Formal Agreements: AGR 90-042, and AGR 980201A0.

Robert Price, Lee County Transportation Director gave a brief overview of Boca Grande Hurricane Impacts

Chair Tiseo noted Boca Grande Hurricane Impacts, Lee County Sheriff's Office, staff efforts, utility coordination, partnership, Lee County proposed parking ordinance, Englewood Beach, sand recipient site, public safety, phased reopening approach, amenities, storm surge, and timeframe. **Commissioner Constance** spoke to Lee County proposed parking ordinance, hurricane impacts, county borderline, and public input opportunities. **Commissioner Deutsch** discussed communication, hurricane damages, phased approach, Englewood Beach, Port Charlotte Beach Park, timeframe, fishing pier, and challenges. **Commissioner Truex** mentioned post-hurricane communications, teamwork, staff efforts, Englewood Beach, hurricane damaged boardwalk and asphalt, circulator, parking options, operating hours, Stump Pass State Park, Public Safety Departments, Boca Grande Fire Department Chief C. W. Blosser, Charlotte and Lee County Sheriff's Departments, and coordination.

Commissioner Hamman commented on Englewood Beach and timeframe. **Commissioner Mulicka** noted hurricane impacts, State Parks, and Charlotte County Parks reopening. **Commissioner Pendergrass** spoke to Lee County proposed parking ordinance and April 15, 2025 Public Hearing.

County Administrator Flores replied to Englewood Beach, phased approach, beach access, parking, circulator route, and public safety.

c) Regional Solid Waste

Mr. Elias gave a brief overview of Discussion Points, Vertical Expansion Update, Vertical Expansion, Vertical Expansion Timeline, Zemel Road Landfill Vertical Expansion Conceptual Design and Fill Sequence, Zemel Road Landfill Conceptual Vertical Expansion, New Scale House and Convenience Center, Scale House and Convenience Center, Amended and Restated Interlocal Agreement, Amended and Restated Interlocal Agreement Continued, West Charlotte Mini-Transfer and Recycling Facility, Combined Outreach, replied to recycling efforts, solid waste facility and incinerator challenges, vertical expansion, feasibility study, and timeframe.

Rebecca Rodriguez, Lee County Solid Waste Public Utilities Interim Director gave a brief overview of Buckingham, Lee-Hendry Landfill Final Disposal and Processing Facility, Lee County Integrated Waste System Simplified, and Status Quo.

Chair Tiseo discussed efficiencies, partnerships, joint facility, net benefit, responsibility, and interlocal agreements. **Commissioner Constance** mentioned incineration, environmental concerns, insurance costs, hauler agreement, recycling, best practices, zero packaging options, waste reduction, capacity, growth, building permit moratorium, and traffic impacts.

Commissioner Hamman commented on New Scale House and Convenience Center, future development, Status Quo, Lee County Integrated Waste System Simplified, landfill space, power plant process, growth, Buckingham, garbage, wastewater, and FAC. **Commissioner Mulicka** noted recycling, benefits, cost, and permit timeframe.

d) Vincent Ave

Mr. Elias gave a brief overview of Background, South Burnt Store Street and Drainage (S&D) Municipal Service Benefit Unit (MSBU), Vincent Avenue History, Vincent Avenue, Vincent Avenue Current Condition, Similar Shared Maintenance Locations: City of North Port Interlocal Agreement, Hillsborough Boulevard (Blvd) / Chancellor Blvd, City of Punta Gorda, Colony Court (Ct), Options, responded to methodology, assessments, Municipal Services Taxing Unit (MSTU), assessment analysis, Burnt Store Marina, dedicated not accepted (DNA) roads, and standards.

Mr. Price gave a brief overview of Vincent Avenue (Ave) – Lee and Charlotte County Line, Burnt Store Road (Rd) at Vincent Ave – Lee County, Vincent Ave, Administrative Code 11-7, replied to roadway conditions, paving plan, time limitations, Board decision, public safety, intersection signalization purposes, grant opportunities and funding, speed enforcement challenges, Lee County and Charlotte County Sheriff's Departments, and City of Cape Coral Police Department.

Chair Tiseo spoke to Similar Shared Maintenance Locations: City of North Port Interlocal Agreement, Administrative Code 11-7, road criteria, Policy decision, road ownership and acceptance, paving timing and costs, and road conditions. **Commissioner Constance** discussed Options, MSBU creation, Burnt Store Marina, roadway

acceptance and access, public safety, Board policy and decision, Vincent Avenue, Burnt Store Rd at Vincent Avenue – Lee County, intersection signalization, Florida Department of Transportation (FDOT), and speed control mechanism. **Commissioner Doherty** mentioned Burnt Store Marina, recorded plat, public dedication and rights, MSBUs, Administrative Code 11-7, Punta Gorda Isles, Options, paving interlocal agreement, MSTU, millage rates, construction traffic, and benefits. **Commissioner Truex** commented on assessment refund, paving timing and postponement, county boundary relocation, public access, MSBU, MSTU creation, funding responsibility, and Burnt Store Marina.

Commissioner Greenwell noted road ownership and acceptance, concern, and Administrative Code 11-7. **Commissioner Hamman** remarked on road ownership and conditions, funding mechanism, MSTU Coordinator, Home Owner's Association (HOA), and solutions. **Commissioner Mulicka** spoke to Burnt Store Marina and private road maintenance. **Commissioner Pendergrass** discussed roadway condition assessment, MSTU creation and process, roadway donation and maintenance, public safety, and boundary relocation.

Lee County Attorney Richard Wesch interjected on road ownership and acceptance, public dedication, standards, county boundary line, Administrative Code 11-7, ownership interest, MSTU Coordinator and creation, Florida Statutes, property owners, maintenance, private road with public access, and multi-function approach.

County Manager Dave Harner responded to MSBU Coordinator and community outreach.

3. Public Input

Dave Evans, Burnt Store Lakes MSBU Chairman mentioned Burnt Store Marina, amenities, Vincent Avenue, Burnt Store Lakes, access pass, paving costs, and public roads.

Jack Vanderhayden remarked on Mid-County Regional Library, Cultural Center, Live Oak Park, parking access, Sunseeker Resort, Port Charlotte Beach Park, Lee County beaches, and fence relocation.

Edie Johnson, Burnt Store Lakes commented on Burnt Store Rd at Vincent Avenue – Lee County, Burnt Store Marina residents, public safety, accidents, traffic, and speed limit signs.

Tara Jenner noted roadway repair and construction, cost, minor modification, and stormwater legislation impacts.

Mary Ellen Kiss, Burnt Store Lakes spoke to Vincent Avenue, solutions, and decision making process improvements.

Marsha Ellis discussed Burnt Store Coalition, overdevelopment concerns, housing market, public safety, biosolids compost, per- and polyfluoroalkyl substances (PFAS) contamination, incineration, Title V of the Clean Air Act, air pollution stationary sources, City of Cape Coral, surrounding neighborhoods, coordination, environmental resources and impacts, Fred C. Babcock/Cecil M. Webb Wildlife Management Area, Yucca Pens Preserve, and Buckingham.

Kathy Banson, Gasparilla Island Bridge Authority Executive Director mentioned Existing Coordination Efforts, hurricanes, mandatory evacuations, and formalized plan.

4. Commissioner Comments

Chair Tiseo commented on Metropolitan Planning Organization (MPO) Joint Meetings, staff efforts, public comments, Florida Statutes, and Ordinances. **Commissioner Constance** spoke to staff efforts, MPO Joint Meetings, projects, opportunities, partnership, and growth. **Commissioner Deutsch** noted Lee County attendance and partnership. **Commissioner Doherty** remarked on staff efforts, meeting topics, FAC, 16 County Coalition, MPO Joint Meetings, relationships, unresolved issues, Vincent Avenue, funding structure, and paving contractor. **Commissioner Truex** discussed teamwork, Lee County attendance, and public comments.

Commissioner Greenwell mentioned combined staff efforts, opportunity, and collaboration. **Commissioner Hamman** commented on partnership, waste energy plant, Lee County Chamber of Commerce, air pollution, and Buckingham. **Commissioner Mulicka** spoke to collaborative staff efforts. **Commissioner Pendergrass** noted Charlotte County Sheriff's Office, growth, changes, Burnt Store Marina, Sergeant Diaz, adjustments, available resources, increased crime, Cheney Brothers, solid waste, and public comments.

ADJOURNED: 4:55 pm

Joseph M. Tiseo, Chair

DATE ADOPTED: _____

ATTEST:

**ROGER D. EATON, CLERK
OF THE CIRCUIT COURT AND
EX-OFFICIO TO THE BOARD
OF COUNTY COMMISSIONERS**

By: _____
Deputy Clerk