

BOARD OF COUNTY COMMISSIONERS

OCTOBER 22, 2024

A Regular and Land Use Meeting was held at the Murdock Administration Complex in Commission Chambers; Room 119, Port Charlotte, Florida.

The following members were present: Chair Truex, Commissioner Constance, Commissioner Deutsch, Commissioner Doherty, and Commissioner Tiseo. Also in attendance were: Assistant County Attorney David (arrived at 2:00 pm), County Administrator Flores, County Attorney Knowlton (departed at 1:09 pm), and Minutes Clerk Welsh. The following members were absent: None.

The Meeting was called to order at 9:00 am

The Invocation was given by Pastor Bill Frank, First Baptist Church of Punta Gorda, followed by the Pledge of Allegiance.

Changes to the Agenda

Addition #1: R-7, FEMA DR4834 Hurricane Milton. a) Ratify the authorization of the County Administrator's approval to apply for FEMA DR4834 Hurricane Milton with the Federal Emergency Management Agency; and b) Adopt Resolution authorizing County Administrator, or designee, to execute grant agreements, and other documents relating to Hurricane Milton.

Requested by: Budget & Admin Services

Addition #2: R-8, FEMA DR4608 Hurricane Debby. a) Ratify the authorization of the County Administrator's approval to apply for FEMA DR4608 Hurricane Debby with the Federal Emergency Management Agency; and b) Adopt Resolution authorizing County Administrator, or designee, to execute grant agreements, or other documents relating to Hurricane Debby.

Requested by: Budget & Admin Services

Addition #3: R-9, FEMA DR4828 Hurricane Helene. a) Ratify the authorization of the County Administrator's approval to apply for FEMA DR4828 Hurricane Helene with the Federal Emergency Management Agency; and b) Adopt Resolution authorizing County Administrator, or designee, to execute grant agreements, or other documents relating to Hurricane Debby.

Requested by: Budget & Admin Services

Change #1: D-2, Added attachments – Revised Amendments No. 1, and Grant Agreement. Marked as “Deleted” previously attached Amendment No. 1.

Requested by: County Administration

Change #2: F-3, Added attachment – Resolution.

Requested by: Budget & Admin Services

Change #3: F-11, Added attachment – Previous Lease Agreement.

Requested by: Commission Office

Change #4: F-2, Added attachments – RFP Scope No. 2024000459, 23-503 Johnson Babcock WUP Contract.

Requested by: Commission Office

Change #5: R-1, Added attachments – Presentations from the following departments: Emergency Management, Public Works, Human Services, Community Services, Facilities Management, Community Development, and Budget & Administrative Services: Fiscal.

Requested by: County Administration

Change #6: C-5, Updated wording: Reappointments- MSBU-MSTU Advisory Boards. The following list of Municipal Service Benefit Units & Municipal Service Taxing Units Advisory Board Members terms expire on October 31, 2024 and have requested reappointment. Approve the re-appointments to the following Advisory Boards:

- Boca Grande Street & Drainage: George Castrucci
- Deep Creek Non-Urban Street & Drainage (2 positions): Richard Beierle & Drew Rossi
- Don Pedro & Knight Islands Street & Drainage: David Cohen
- Edgewater North Waterway (2 positions): Anthony Paolicelli & Stephanie King
- Gulf Cove Waterway: James Wernicke
- Greater Port Charlotte Street & Drainage (2 positions): John Carlson & Stephanie King
- Grove City Street & Drainage: John Donovan
- Harbour Heights Waterway: Tom Mettner
- Manchester Waterway: Lamont Whims
- Manasota Key Street & Drainage (2 positions): Michael Beaudoin & Kathi Obendorfer
- Northwest Port Charlotte Street & Drainage: Blair Mcvety
- Pirate Harbor Street & Drainage: Scott Day
- Pirate Harbor Waterway: Robert DiMuzio
- Placida Area Street & Drainage: James Zwetzig
- Rotonda Heights Street & Drainage: Florida O'Day
- Rotonda Lakes Street & Drainage (2 positions): Joseph Finn & David Teitel
- Rotonda Sands Street & Drainage: Michael Courts
- Rotonda West Street & Drainage: Laura Ingrassia
- South Burnt Store Street & Drainage (2 positions): Sandra Funk and Richard Mathis
- South Charlotte Stormwater: Dr. Mary Ellen Kiss
- South Gulf Cove Street & Drainage (2 positions): Crystal Evans & Paul Raymond
- South Gulf Cove Waterway (2 positions): Patrick Gilchrist & John Osanitsch
- Suncoast Waterway (2 positions): David Ferguson & Joanne Grogan
- West Charlotte Stormwater: Hank Killion

Added attachments – SBS SD- Mathis, Richard- Reappointment- 7.22.24, SC SW- Kiss, Dr. Mary Ellen- Reappointment- 8.13.24.

Requested by: County Administration

Deletion #1: F-2, 24-459, Approve Ranking, Babcock Ranch Water Supply Facilities (Utilities). a) Approve for Request for Proposal #24-459, Babcock Ranch Water Supply Facilities: 1st Kimley-Horn, of Sarasota, Florida; 2nd Johnson Engineering of Port Charlotte, Florida; and b) Approve start of negotiations; and c) Authorize the Chairman to sign the contract after completion of negotiations. This is for the engineering services to provide professional services for obtaining a new Babcock Ranch Water Use Permit.

Requested by: County Administration

Deletion #2: R-6, Appoint by Ballot South Charlotte Stormwater Advisory Board. Choose by ballot to fill the expiring term of Dr. Mary Ellen Kiss on the South Charlotte Stormwater Advisory Board. These will be new three-year terms effective November 1, 2024, and will expire on October 31, 2027.

Requested by: County Administration

Commissioner Constance discussed 24-459 Approve Ranking, Babcock Ranch Water Supply Facilities (Utilities).

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

MOTION CARRIED 5:0.

Proclamations - Commissioner Joseph Tiseo

COMMISSIONER DOHERTY MOVED TO APPROVE THE PROCLAMATIONS, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

F-16 Fighting Falcon Days

Denise Dull, Florida International Air Show accepted the Proclamation.

Mobility Week

Transit Staff accepted the Proclamation.

National American Indian Heritage Month

Lory Weisensee accepted the Proclamation.

Filipino American Society Day

Filipino American Society Chairperson Jane Dixon, Auditor Lylin Flock, Treasurer Menchie Calesa, and **Commissioner Deutsch** accepted the Proclamation.

Commissioner Deutsch mentioned Filipino American Society and community impact.

Veterans Day

Commissioner Deutsch accepted the Proclamation.

Employee Recognition

Employee of the Month - September 2024

John Whitney
Community Services

Tommy Scott, Community Services Director highlighted Mr. Whitney's service, commitment, qualifications, dedication, and presented Award.

Award Presentations

PUBLIC INPUT - AGENDA ITEMS ONLY

Jimi Smith Feliciano, Charlotte-Desoto Building Industry Association (CDBIA) President commented on Hurricane Update.

Jeff Lustig spoke in support of Temporary Recreational Vehicles as Living Quarters and Hurricane Update.

Tim Ritchie spoke to noted Amendment No. 1 to Grant Agreement with United Way of Charlotte County and Hurricane Update.

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 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.

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.

- **Alligator Creek Waterway Unit** is seeking two members to fill positions with terms through October 31, 2027.
- **Boca Grande Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026, and two members to fill positions with terms through October 31, 2027.
- **Buena Vista Waterway Unit** is seeking one person to fill a position with a term through October 31, 2027.
- **Burnt Store Village Street & Drainage Unit** is seeking one person to fill a position with a term through October 31, 2027.
- **Deep Creek Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2027.
- **Don Pedro Knight Islands Street & Drainage Unit** is seeking one person 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, and two members to fill positions with terms through October 31, 2027.
- **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 position with a term 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, and two members to fill positions with terms through October 31, 2027.

- **Grove City Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2025, and two members to fill positions with terms through October 31, 2027.
- **Gulf Cove Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2025, and two members to fill positions with terms through October 31, 2027.
- **Gulf Cove Waterway Unit** is seeking two members to fill positions with terms through October 31, 2027.
- **Harbour Heights Waterway Unit** is seeking two members to fill positions with terms through October 31, 2027.
- **Manasota Key Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026 and two members to fill positions with terms through October 31, 2027.
- **Manchester Waterway Utility Unit** is seeking two members to fill positions with terms through October 31, 2027.
- **Mid-Charlotte Stormwater Unit** is seeking two members to fill positions with terms through October 31, 2027.
- **Northwest Port Charlotte Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2025, and two members to fill positions with terms through October 31, 2027.
- **Northwest Port Charlotte Waterway Unit** is seeking one member to fill a position with term through October 31, 2027.
- **Pirate Harbor Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2027.
- **Pirate Harbor Waterway Unit** is seeking two members to fill positions with terms through October 31, 2027.
- **Placida Area Street & Drainage Unit** is seeking one member to fill a position with term through October 31, 2027.
- **Rotonda Heights Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2027.
- **Rotonda Lakes Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2027.
- **Rotonda Sands Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2025, and two members to fill positions with terms through October 31, 2027.
- **Rotonda West Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2027.
- **South Burnt Store Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2025 and two members to fill positions with terms through October 31, 2027.
- **South Charlotte Stormwater Unit** is seeking one member to fill a position with a term through October 31, 2027.
- **South Gulf Cove Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2027.
- **South Gulf Cove Waterway Unit** is seeking one member to fill a position with a term through October 31, 2025, and two members to fill positions with terms through October 31, 2027.
- **Suncoast Waterway Unit** is seeking two members to fill positions with terms through October 31, 2027.
- **West Charlotte Stormwater** is seeking two members to fill positions with terms through October 31, 2027.

REPORTS RECEIVED AND FILED

CONSENT AGENDA

Chair Truex noted negotiation and contract process, Agenda items, flexibility, discussion, 911 Emergency Communications Interlocal Agreement and Coordinator Appointment Letter, Laurie Anderson, service, initiatives, and leadership. **Commissioner Constance** discussed 24-498 Approve Ranking, Design Bridge Replacement – Washington Loop Bridge 010009, 24-459 Approve Ranking, Babcock Ranch Water Supply Facilities, 24-427 Approve Ranking, Design Restoration/Repair of Seawall, 24-464 Approve Ranking, Risk and Resilience Assessment and Emergency Response Plan Update, 24-499 Approve Ranking, Design Masterplan Cultural Center, contract negotiations, approval process, taxpayer dollars, policy, and cost. **Commissioner Doherty** mentioned 24-459 Babcock Ranch Water Supply Facilities – Approve Ranking, Johnson Engineering, Board review, and timing. **Commissioner Tiseo** commented on timing, contract, final approval process, administrative authorization, efficiency, transparency, threshold, 24-499 Design Masterplan Cultural Center – Approve Ranking, and Suncoast Professional Firefighters and Paramedics, Local 2546, International Association of Firefighters (IAFF) Bargaining Agreement.

County Administrator Flores responded to turnaround time, project budget, negotiations, Legistar process, and terms.

County Attorney Knowlton interjected on contract process and timing.

Kim Corbett, Purchasing Senior Division Manager replied to contract negotiations, timeframe, process, and workflow.

Assistant County Administrator Claire Jubb responded to Purchasing item process and timeframe.

COMMISSIONER DOHERTY MOVED TO APPROVE THE CONSENT AGENDA WITH THE EXCEPTION OF D-2, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

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:

September 10, 2024 BCC Regular and Land Use Meeting

September 23, 2024 BCC Pre-Agenda

September 24, 2024 BCC Public Hearing on Proposed County Budget FY2024-2025

Budgeted Action: No action needed.

Board of County Commissioners

C. Commission Office

1. Appointment- Gulf Cove Street & Drainage Advisory Board

Recommended Action: Approve the appointment of Scott Cummings to the South Gulf Cove Street & Drainage Advisory Board. This will be a three-year term replacing Christine Carlomany who has chosen not to seek reappointment. This appointment will be effective November 1, 2024, and will expire on October 31, 2027.

Budgeted Action: No action needed.

2. Appointment- Pirate Harbor Street & Drainage Advisory Board

Recommended Action: Approve the appointment of John Pavek to the Pirate Harbor Street & Drainage Advisory Board. This will be a three-year term. This appointment will be effective immediately and will expire on October 31, 2027.

Budgeted Action: No action needed.

3. Appointment- South Gulf Cove Waterway Advisory Board

Recommended Action: Approve the appointment of Roland Coderre to fill the unexpired term of Michael Harkins on the South Gulf Cove Waterway Advisory Board. This appointment will be effective immediately and will expire on October 31, 2025.

Budgeted Action: No action needed.

4. Appointment- Harbour Heights Street & Drainage Advisory Board

Recommended Action: Approve the appointment of Adam Riley to fill a vacant position with an unexpired term, 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.

5. Reappointments- MSBU-MSTU Advisory Boards

(Change #6) Updated wording: Reappointments- MSBU-MSTU Advisory Boards. The following list of Municipal Service Benefit Units & Municipal Service Taxing Units Advisory Board Members terms expire on October 31, 2024 and have requested reappointment. Approve the re-appointments to the following Advisory Boards:

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Added attachments – SBS SD- Mathis, Richard- Reappointment- 7.22.24, SC SW- Kiss, Dr. Mary Ellen- Reappointment- 8.13.24.

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- Suncoast Waterway: David Ferguson & Joanne Grogan
- West Charlotte Stormwater: Hank Killion

These re-appointments will be effective November 1, 2024, and expire on October 31, 2027.

Budgeted Action: No action needed.

D. County Administration

1. BCC Schedule Change

Recommended Action: Approve the following BCC Meeting schedule change: Schedule Utilities Update Meeting on November 19, 2024, at 1:00 p.m. in Room 119 at 18500 Murdock Circle, Port Charlotte, Florida.

Budgeted Action: No action needed.

2. Amendment No. 1 to Grant Agreement with United Way of Charlotte County

(Change #1) Added attachments – Revised Amendment No. 1, and Grant Agreement. Marked as “Deleted” previously attached Amendment No. 1.

Recommended Action: a) Approve the Amendment No. 1 to Grant Agreement between Charlotte County and United Way of Charlotte County; and b) Authorize the Chairman to sign the Amendment No. 1. **A.AGR 2024-166**

Budgeted Action: No action needed. Budgeted in the General Fund - BCC Controlled as approved in the FY2025 budget process. Funding for this expenditure comes from Ad Valorem.

Chair Truex noted assistance need, funding, employees, and community impacts. **Commissioner Constance** spoke to Hurricane Ian and assistance requests.

COMMISSIONER CONSTANCE MOVED TO APPROVE AMENDMENT NUMBER 1 TO GRANT AGREEMENT 2024-166 BETWEEN CHARLOTTE COUNTY AND UNITED WAY OF CHARLOTTE COUNTY, AMENDING THE AMOUNT FOR THE COUNTY EMPLOYEES FROM \$10,000 TO \$50,000, AND AUTHORIZE THE CHAIRMAN TO SIGN THE AMENDMENT NUMBER 1, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

E. County Attorney

1. Amendment to County Loan for Affordable Housing Development - Verandas III

Recommended Action: a) Approve the First Amendment Charlotte County Multi-Family Housing Development Agreement with the Verandas of Punta Gorda III, LLLP; and b) Authorize the Chairman to sign the Amendment. **A.AGR 2023-172**

Budgeted Action: No action needed.

2. Corrective Resolution 2024-138 to Agenda Item F-4 22-298, Approve Amendment 1, Sidewalk and Decorative Lighting - North Beach Road (Public Works)

Recommended Action: Approve Corrective Resolution adjusting the budget for FY 2024-2025. **RES 2024-183**

Budgeted Action: No action needed.

F. Budget and Administrative Services

Fiscal Services

Information Technology

Purchasing

1. 24-498, Approve Ranking, Design Bridge Replacement - Washington Loop Bridge 010009 (Public Works)

Recommended Action: Approve for Request for Proposal #24-498, Design Bridge Replacement - Washington Loop Bridge 010009: 1st Kimley-Horn, of Sarasota, Florida; 2nd DRMP, Inc. of Fort Myers, Florida; 3rd KCI Technologies of Tampa, Florida; and b) Approve start of negotiations; and c) Authorize the Chairman to sign the contract after completion of negotiations. This is for engineering services to design and permit the replacement of the Washington Loop Bridge 010009.

Budgeted Action: No action needed. Budgeted in the Public Works Bridge Capital Maintenance Plan as approved in the FY25 budget process. Funding is supplied from Capital Projects Fund, ad valorem.

~~(Deletion #1) 2. 24-459, Approve Ranking, Babcock Ranch Water Supply Facilities (Utilities)~~

~~(Change #4) Added attachments—RFP Scope No. 2024000459, 23-503 Johnson Babcock WUP Contract.~~

~~**Recommended Action:** a) Approve for Request for Proposal #24-459, Babcock Ranch Water Supply Facilities: 1st Kimley-Horn, of Sarasota, Florida; 2nd Johnson Engineering of Port Charlotte, Florida; and b) Approve start of negotiations; and c) Authorize the Chairman to sign the contract after completion of negotiations. This is for the engineering services to provide professional services for obtaining a new Babcock Ranch Water Use Permit.~~

~~**Budgeted Action:** No action needed. Budgeted in Capital Improvements Project “Babcock Ranch Water Supply” as approved in the FY25 budget process. Funding will be supplied by the Utility Water Connection Fee Fund.~~

3. 24-570, Approve Ranking, Security Services - Annual Contract (Facilities)

(Change #2) Added attachment – Resolution.

Recommended Action: a) Approve Request for Proposals #24-570, Security Services - Annual Contract to St. Moritz Security Services, Inc. of Bonita Springs, Florida at the unit prices submitted. Term of contract is from November 29, 2024 through and including December 31, 2025; and b) Authorize the Chairman to sign the Contract; and c) Authorize the County Administrator to approve the renewal options for up to two additional one-year terms, at the same terms and conditions, by mutual consent. d) Approve Resolution authorizing budget adjustment BA25-137 in the amount of \$489,854. **RES 2024-184**

Budgeted Action: Approve budget adjustment BA25-137 in the amount of \$489,854 charged out to various departments. Funding for this expenditure comes from various funding sources.

4. 24-427, Approve Ranking, Design Restoration/Repair of Seawall (Community Services)

Recommended Action: a) Approve the ranking of firms for Request for Proposal #24-427, Design Restoration/Repair of Seawall: 1st The Weiler Engineering Corporation of Punta Gorda, Florida; 2nd Giffels-Webster Engineers, Inc. of Englewood, Florida; and 3rd HighSpans Engineering, Inc. of Fort Myers, Florida; and b) Approve start of negotiations; and c) Authorize Chairman to sign the Contract after completion of negotiations. This is for the professional design services required to design construction ready plans for the demolition and complete replacement/repair of the vertical seawall at Bayshore Live Oak Park.

Budgeted Action: No action needed. Hurricane costs are being collected in the Hurricane Fund. Funding is supplied from county general revenues, with anticipated cost sharing/reimbursement from FEMA and State.

5. 24-464, Approve Ranking, Risk and Resilience Assessment and Emergency Response Plan Update (Utilities)

Recommended Action: a) Approve ranking of firms for Request for Proposal #24-464, Risk and Resilience Assessment and Emergency Response Plan Update: 1st A2O Consulting, LLC of Brandon, Florida; 2nd AARC Consultants, LLC of Tampa, Florida; and 3rd Veith Engineering & Business Solutions, LLC of Sarasota, 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 the Utilities Operations and Maintenance Fund - Operations budget as approved in the FY2024 budget process. Funding for this expenditure comes from rate revenues.

6. 24-499, Approve Ranking, Design Masterplan Cultural Center (Facilities)

Recommended Action: a) Approve ranking of firms for Request for Proposal #24-499, Design Masterplan - Cultural Center: 1st Harvard Jolly, of Fort Myers, Florida; 2nd TVS Florida, Inc., of Tampa, Florida; 3rd WJ Architects, Inc., of Sarasota, 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 the Capital Improvement Project "Cultural Center Replacement" as approved in the FY25 budget process. Funding is supplied by Capital Projects, ad valorem.

7. **Ratification Required** Approval, License Agreement Seminole Gulf Railway (Information Technology)

Recommended Action: Approve License Agreement with Seminole Gulf Railway for Underground Fiber Installation and Occupation on Airport Road, Punta Gorda to allow Intelligent Infrastructure Solutions (I2 Solutions) to install fiber optic under railroad. **AGR 2024-192**

Budgeted Action: No action needed. Installation costs are budgeted in CIP project "Fiber Optic Installs for Utility Plants and Booster Stations" as adopted in the FY25 budget process. Funding is supplied from Utility Operations and Maintenance fund. Annual Base Rent per year is budgeted in the Utilities Operations and Maintenance Fund - Operations budget.

8. **Ratification Required** 24-568, Award, Grinding Services (Public Works)

Recommended Action: Approve award of Request for Bid #24-568, Grinding Services to the lowest responsive, responsible bidder, Extreme Demolition and Land Clearing, LLC of Fort Myers, Florida at the \$2.75 per cubic yard.

Budgeted Action: No action needed. Budgeted in the Enterprise Fund - Public Works Solid Waste Landfill budget as approved in the FY2025 budget process. Funding for the expenditure comes from Fees.

9. **Ratification Required** 24-460, In-Home Elder Care and Support Services (Human Services)

Recommended Action: a) Approve and award of Request for Bids #24-460, In-Home Elder Care and Support Services, to multiple firms as listed on the attached, for the term of October 1, 2024, through and including September 30, 2025, with the option to renew for two (2) additional one-year options with mutual consent; and b) Authorize the County Administrator, or his designee, to approve additional renewals.

Budgeted Action: No action needed. Services are budgeted in the Special Grants fund as part of the FY25 budget process and are reimbursed through the Area Agency on Aging.

10. Property Deletions for the Month of October, 2024 (Purchasing)

Recommended Action: Approve the deletion of additional property inventory items listed on the attached for the month of October 2024.

Budgeted Action: No action needed.

Real Estate Services

11. **Ratification Required Emergency Operations Center Storage (Facilities)**

(Change #3) Added attachment – Previous Lease Agreement.

Recommended Action: Authorize the Chairman to execute the Lease Agreement for the use of storage space on the behalf of Emergency Operations for 12,682 square feet located at 10381 Tamiami Trail, Punta Gorda, Florida. **AGR 2024-193**

Budgeted Action: No action needed. Budgeted in the General Fund - Facilities budget as proposed in the FY2025 budget process. Funding for this expenditure comes from ad valorem.

Risk Management

Transit

G. Community Development

1. Temporary Recreational Vehicles as Living Quarters

Recommended Action: a) Approve Resolution extending the temporary allowance for Recreational Vehicles used as living quarters for hurricane recovery; and b) Authorize the Chairman to sign the Resolution. **RES 2024-185**

Budgeted Action: No action needed.

H. Community Services

I. Economic Development

J. Facilities Construction and Maintenance

K. Human Resources

1. **Ratification Required Suncoast Professional Firefighters and Paramedics, Local 2546, International Association of Firefighters (IAFF) Bargaining Agreement**

Recommended Action: a) Approve the Collective Bargaining Agreement with Suncoast Professional Firefighters and Paramedics, Local 2546, International Association of Firefighters (IAFF), AFL-CIO, for the period beginning on the date of ratification through September 30, 2027; and b) Authorize additional eleven (11) Fulltime Employees (FTE) to provide adequate staffing coverage; and c) Authorize the County Administrator, or designee, to execute the agreement. **AGR 2024-194**

Budgeted Action: No action needed. Budgeted in the Fire Rescue Fund - Fire budget and in the General Fund - EMS budget to be approved in each fiscal year for FY2025, FY2026, and FY2027. Funding for this expenditure comes from Fire Rescue MSBU assessments and ad valorem.

L. Human Services

1. Family Services Center Community Partner Lease Agreements

Recommended Action: a) Approve a Superseding Resolution which authorizes the County Administrator, or his/her designee, to execute amendments, extensions, terminations, renewals, and novation changes to the lease agreements, as necessary; and b) Authorize the Chairman to sign the Resolution. **RES 2024-186**

Budgeted Action: No action needed.

M. Public Safety

1. 911 Emergency Communications Interlocal Agreement and Coordinator Appointment Letter

Recommended Action: a) Approve the 911 Emergency Communications Interlocal Agreement between Charlotte County and the Sheriff of Charlotte County; and b) Authorize the Chairman to sign the Agreement; and c) Authorize the County Administrator to sign the County 911 Coordinator Appointment letter. **AGR 2024-195**

Budgeted Action: No action needed.

N. Public Works

1. Approval of Change Order No. 1 to the FDEP Beach Management Funding Assistance Program (BMFAP) 22CH1 Grant

Recommended Action: a) Approval and acceptance of Change Order No. 1 to our agreement with The Florida Department of Environmental Protection (FDEP) Beach Management Funding Assistance Program (BMFAP) grant award 22CH; and b) Authorize the Chairman, or his designee, to sign the attached Amendment 1 and all necessary grant related documents.

A.GRT 2022-027

Budgeted Action: No budget action required. Funding for this expense will come from the FDEP, and the local cost share will be provided using funds from the Boater Improvement Fund, Tourist Development Council, Stump Pass/Beach nourishment MSTU, Manasota Key MSBU, and Don Pedro-Knight Island MSBU.

2. ****Ratification Required**** Florida Department of Transportation (FDOT) Local Funds Agreement (LFA) No.2 to Grant Agreement No.452967-1

Recommended Action: a) Approve Resolution; and b) Authorize the Chairman to execute LFA No. 2 to Agreement #452967-1 once the resolution is recorded. **AGR 2024-196 / RES 2024-187**

Budgeted Action: No action needed. The Resolution authorizes payment of non-refundable, lump sum payment in the amount of \$679.60. A Q4 budget amendment for the local match in the amount of \$25,387.38 shall be allocated from the Hurricane Fund - General Fund Resources and paid directly to FDOT via wire within 14 days after approval is obtained. Grant funding for design and CEI are managed solely by the FDOT.

O. Tourism Development

P. Utilities

1. Florida Department of Transportation Agreement (Parcel 811.3) for SR 31 Babcock to Lee County Road Widening Project

Recommended Action: Approve execution of a Subordination of County Utility Interest Agreement to allow State of Florida Department of Transportation (FDOT) to move forward with the SR 31 Babcock to Lee County road widening project. **AGR 2024-197**

Budgeted Action: No action needed.

2. Florida Department of Transportation Agreement (Parcel 812.3) for the SR31 Babcock to Lee County Road Widening Project

Recommended Action: Approve execution of Subordination of County Utility Interest Agreement 812.3 to allow State of Florida Department of Transportation (FDOT) to move forward with the SR31 Babcock to Lee County road widening project. **AGR 2024-198**

Budgeted Action: No action needed.

3. East Port Water Reclamation Facility Resilient Florida FDEP Grant Application Ratification

Recommended Action: a) Approve ratification of approval to apply for the Resilient Florida Grant with Florida Department of Environmental Protection (FDEP) in the amount of \$7,500,000; and b) Authorize staff to submit electronically to FDEP the Resilient Florida Grant Application for the East Port Water Reclamation Facility Plant Expansion Project. **GRT 2024-046**

Budgeted Action: No action needed. A budget and project amendment will be brought to the Board for approval, if awarded. Budgeted in the Capital Improvement Project "East Port WRF Expansion" as approved in the FY24 budget process. Proposed county match of \$7,500,000 will be supplied from the Utility Wastewater Connection Fee Fund.

4. Florida Department of Environmental Protection (FDEP) Supplemental Appropriation for Hurricanes Fiona and Ian (SAHFI) Loan Agreement DW0802L0 for South County Improvements

Recommended Action: a) Approve loan agreement DW0802L0 with the State of Florida Department of Environmental Protection (FDEP) in the amount of \$11,000,000.00 with the full loan amount forgiven for the South County Improvements; and b) Approve Resolution for budget adjustment BA25-127 in the amount of \$11,000,000.00; and c) Approve Resolution authorizing the Chairman to execute the agreement and County Administrator, or designee, to execute future loan agreements and documents relating to the FDEP for the South County Improvements Project; and d) Authorize the Chair to execute the Agreement and Resolution. **AGR 2024-200 / RES 2024-188 / RES 2024-189**

Budgeted Action: Approve budget adjustment BA25-127 in the amount of \$4,559,000 amending the FY25 Capital Improvement Project "Potable Water Storage Tank South County" increasing total budget by \$1,275,000 from \$4,225,000 to \$5,500,000 and the Capital Improvement Project "South County Utility Infrastructure Improvements" increasing total budget by \$3,284,000 from \$6,216,000 to \$9,500,000. SRF loan of \$11,000,000 is being applied to both CIP projects at \$5,500,000 each within the Water Connection Fee Fund. Financing will be provided by the Supplemental Appropriation for Hurricanes Fiona and Ian (SAHFI) through the Florida Environmental Protection Agency and Clean Water State Revolving Fund (CWSRF). Upon meeting submission deadlines and final inspection of the project and project records, the Florida Department of Environmental Protection is authorized to allow principal forgiveness on the loan principal.

5. Florida Department of Environmental Protection (FDEP) Supplemental Appropriation for Hurricanes Fiona and Ian (SAHFI) Loan Agreement WW0802K0 for East Port Water Reclamation Facility Plant Expansion

Recommended Action: a) Approve loan agreement WW0802K0 with the State of Florida Department of Environmental Protection (FDEP) in the amount of \$19,832,318.00 with the full loan amount forgiven; and b) Approve Resolution authorizing the Chairman to execute the agreement and County Administrator, or designee, to execute future loan documents relating to the FDEP for the East Port Water Reclamation Facility Plant Expansion; and c) Approve amending to Capital Improvement Project "East Port WRF Expansion." d) Authorize the Chairman to execute the Agreement and Resolution. **AGR 2024-201 / RES 2024-190**

Budgeted Action: No action needed. Amend the FY25 Capital Improvement Project "East Port WRF Expansion" to recognize total SRF funding including \$19,823,318 provided by the Supplemental Appropriation for Hurricanes Fiona and Ian (SAHFI) through the Florida Environmental Protection Department and Clean Water State Revolving Fund (CWSRF).

Upon meeting submission deadlines and final inspection of the project and project records, the Florida Department of Environmental Protection is authorized to allow principal forgiveness on the loan principal.

6. Termination of Liquid Environmental Solutions of Florida, LLC Contract and Lease Site Agreement

Recommended Action: Approve termination of Contract 2011000197 between Charlotte County and Liquid Environmental Solutions of Florida, LLC and the associated January 17, 2012 Site Lease Agreement.

Budgeted Action: No action needed.

Q. Other Agencies

REGULAR AGENDA

R. Regular Agenda

1. Hurricane Update

County Administration

(Change #5) Added attachments – Presentations from the following departments: Emergency Management, Public Works, Human Services, Community Services, Facilities Management, Community Development, and Budget & Administrative Services: Fiscal.

Update on Hurricane Helene and Milton.

Patrick Fuller, Emergency Management Director gave a brief overview of Helene, Helene by the Numbers, Milton, Milton by the Numbers, Damages, Activities, and Helene/Milton County Registration Status.

John Elias, Public Works Director gave a brief overview of Hurricane Milton, Mosquito & Aquatic Weed Control, Solid Waste, Engineering, Maintenance & Operations: Signs, Signal Repairs, Sand recipient site, Business Services, and Debris Map.

Mr. Scott gave a brief overview of Hurricanes Helene and Milton, Emergency Shelters – Helene, Emergency Shelters – Milton, Helene – Boca Grande Fishing Pier, Milton – Boca Grande Fishing Pier, Helene – Placida Fishing Pier, Milton – Placida Fishing Pier, Helene – Placida Boat Ramp, Milton – Placida Boat Ramp, Helene Englewood Beach, Helene/Milton, Milton Englewood Beach, Helene Anger Fishing Pier, Milton Anger Fishing Pier, Helene Lemon Bay Sunrise Park, Milton Lemon Bay Sunrise Park, Helene El Jobean Fishing Pier, Milton El Jobean Fishing Pier, Helene Port Charlotte Beach, Milton Port Charlotte Beach, Helene Bayshore Live Oak Park, Milton Bayshore Live Oak Park, Helene Live Oak Point, Milton Live Oak Point, Helene, Staff worked tirelessly, to get our facilities safe and usable, Points of Distribution, and Comfort station.

Travis Perdue, Facilities Construction and Maintenance Director highlighted building damages, assessments, and repairs, resiliency, preparations, Historical Courthouse, water intrusion, Port Charlotte Beach Complex, Cultural Center, demolition plan, Construction Manager at Risk (CMAR) contract, Cultural Center, staff efforts, partnership, public safety, and insurance coverage.

Ben Bailey, Community Development Director gave a brief overview of Damage Assessments, Levels 2, 3 and 4 Assessment Map, Level 4 Assessment Map, Waterlines, Restoring Power, Permitting, Permit Fees, and Waiving Permit Fee Considerations.

Shaun Cullinan, Planning and Zoning Official gave a brief overview of 79 Destroyed homes on Manasota/Sandpiper Key, Lot Size Issue, Barriers to Recovery, and Discussion Points.

Carrie Walsh, Human Services Director gave a brief overview of Sequence of Delivery – Disaster Assistance, Response to Recovery, Community Organizations Active in Disaster - COAD, and Advocacy.

Rick Arthur, Fiscal Services Manager gave a brief overview of Reserves/Carrying Costs from Hurricane Ian, Hurricane Constraints to County Reserves, Helene and Milton Process Update, Active Federal Emergency Management Agency (FEMA) Events, and Permanent Structure for Recovery.

Chair Truex remarked on Emergency Operations Center (EOC), historical data, improvements, growth, leadership, community support, staff efforts, partnership, Joint Information Center (JIC), misinformation, self-care, mental health, Employee Assistance Programs (EAP), processes, cooperation, Florida Highway Patrol, Little Gasparilla Island, Don Pedro/Knight Island, roadways, debris removal, Manasota Key, traffic, looting, Charlotte County Sheriff's Office (CCSO), public safety, boat ramps, timeline, Damage Assessments, Permitting, Waiving Permit Fee Considerations, Reserves and Capital Improvement Projects (CIP) Funds, qualification criteria, Charlotte Community Foundation, financial hardship, cost, grant process, unlicensed contractors, parking requirements, Manasota Planned Development (PD), Overlay Code, Lot Size Issue, setbacks, language, and erosion control line. **Commissioner Constance** discussed Helene by the Numbers, Damages, staff efforts, preparedness, leadership, Hurricanes Irma and Ian, public safety, facilities, dedication, Florida Power & Light (FPL), transformers, flooding, power restoration, storm surge, evacuation zones, strategy, City of Punta Gorda, Florida Department of Transportation (FDOT) District Secretary LK Nandam, controller boxes, traffic impacts, damage footage and assessments, FEMA, JIC, bridge and road infrastructure, event reimbursement, warehousing facility options, critical technology, Damage Assessments, City of Punta Gorda, Hurricane Ian, Waiving Permit Fee Considerations, Overlay Code, change process, November 19, 2024 BCC Workshop, modifications, height, and setbacks. **Commissioner Deutsch** mentioned weather events, storm surge, Hurricanes Helene and Milton, historical data, water intrusion, states of emergency, FEMA, project reimbursements, announcements, preparedness, staff efforts, dedication, commitment, shelters, psychological impacts, resiliency, and debris. **Commissioner Doherty** commented on staff efforts, leadership, sacrifices, community service, historical data, weather events, National Oceanic and Atmospheric Administration (NOAA), November 6, 2024 Parks and Recreation Advisory Board Regular Meeting, qualifications criteria and process, grant foundation, financial hardship, inspection, process, Code changes, elevation, modifications, and Local State of Emergency. **Commissioner Tiseo** spoke to historical data, intensity, flood maps and insurance, storm surge, climate change, resiliency, infrastructure, FPL Hardening Program, coastal community, damage footage, West County, community impacts, Manasota Key, Public Works staff efforts, traffic, pre and post storm beach surveys, FDOT, critical technology inventory, storage locations, debris removal, Waste Management, waterway and mangrove cleanup, dune and beach restoration, cost, Senator Marco Rubio, efficiency, support letter, resources, shelter operations and staffing, demolition plan, FEMA reimbursements, CIP, Port Charlotte Beach Complex, Waiving Permit Fee Considerations, revenues, fee discount and waiver process, qualification criteria, Melbourne Street, Community Action Agency Advisory Board (CAAB), Family Services Center, community outreach, Barriers to Recovery, Beach Road, public safety, enforcement, Lot Size Issue, Discussion Points, transparency, permit moratorium, Disaster Recovery Manager, and funding.

Deputy County Administrator Emily Lewis replied to beach surveys and restoration, Beach Management Funding Assistance Program, nesting season, timing, infrastructure, intersection hardening project, cost delineation, tracking process, homeowner impacts, resources, FEMA disaster projects,

Assistant County Administrator Jubb responded to Discussion Points, Code change, process, restrictions, and November 12, 2024 Regular Meeting, November 19, 2024 Workshop, and November 26, 2024 Regular and Land Use Meeting.

County Administrator Flores replied to November 12, 2024 Regular Meeting, disaster recovery manager position request, and process.

COMMISSIONER DOHERTY MOVED TO APPROVE A LETTER TO ADVOCATE FOR CHARLOTTE COUNTY TO RECEIVE A DIRECT ALLOCATION OF COMMUNITY DISASTER BLOCK GRANT – DISASTER RECOVERY (CDBG-DR) FUNDING, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

Taken Out of Order

AA. County Administrator Comments

County Administrator Flores noted staff appreciation, commitment, Amendment Number 1 to Grant Agreement with United Way of Charlotte County, and CDBIA.

BB. County Attorney Comments – None

Taken Out of Order

3. Appoint by Ballot - Alligator Creek Waterway Advisory Board

Commission Office

Choose by ballot to fill the two expiring terms of Alan Reichert and David Johnston on the Alligator Creek Waterway Advisory Board. These will be new three-year terms effective November 1, 2024, and will expire on October 31, 2027.

County Administrator Flores announced ballot majority vote for Alan Ritcher.

COMMISSIONER DOHERTY MOVED TO APPOINT BY BALLOT ALAN REICHERT TO THE ALLIGATOR CREEK WATERWAY ADVISORY BOARD, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

County Administrator Flores announced ballot majority vote for David Johnston.

COMMISSIONER CONSTANCE MOVED TO APPOINT BY BALLOT DAVID JOHNSTON TO THE ALLIGATOR CREEK WATERWAY ADVISORY BOARD, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

1 P.M. PUBLIC INPUT - ANY SUBJECT

Jeff Lustig remarked on Amendment 4, consequences, and prohibition.

Tim Ritchie discussed Mosaic Fertilizer, beneficiation plants, clay settling areas, discharges, Peace River, Polk County, Bartow and Green Bay gypstacks, and acidic wastewater.

Recess: 1:09 pm – 2:00 pm

2 P.M. LAND USE AGENDA

PUBLIC INPUT - LAND USE CONSENT AGENDA ITEMS ONLY - None

Consent Agenda

COMMISSIONER DOHERTY MOVED TO APPROVE THE LAND USE CONSENT AGENDA, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

UA1. FP-23-01-01-B, Coral Lakes - Phase IB

Community Development

Approve a Final Plat for a subdivision to be named Coral Lakes - Phase IB, consisting of 93 single-family lots and 6 tracts. They also seek approval of a Developer's Agreement and surety to cover the construction of the plat infrastructure. This site contains 19.85± acres and is generally located north of Zemel Road, south of Scham Road, east of Burnt Store Road, and west of Green Gulf Boulevard. The property is in the Punta Gorda area, within the boundary of the Burnt Store Area Plan area. Located in Commission District II. **AGR 2024-199**

Quasi-Judicial

UA2. DRC-22-00171, Boca Grande Peninsula Resort & Marina

Community Development

Hole Montes is requesting a PD Final Detail Site Plan approval for Boca Grande Peninsula Resort & Marina. The project consists of four 3-story buildings totaling 210,044 SF with 155 hotel rooms, 4,000 SF ballroom/meeting area, 4,000 SF of retail space, six 3-story multi-family buildings totaling 258,726 SF with 99 dwelling units, 4,500 SF restaurant within the main hotel building, 4,000 SF free standing restaurant, two swimming pool/amenity areas, and 79-slip marina. This project site is 15.65± acres and is located at 13000, 13110, 13120, and 13140 Fishery Rd, Placida, Florida. Located in Commission District III. **RES 2024-194**

Quasi-Judicial

UA3. FP-22-05-11, Park Villas IV Neighborhood at Heritage Lake Park

Community Development

Approve a Bond Release for the Final Plat of a residential subdivision named, Park Villas IV Neighborhood at Heritage Lake Park. The site contains 5.57± acres and is generally located south of Rampart Boulevard, north of Harborview Road, east of Nuremberg Boulevard and west of Luther Road, in the Port Charlotte area. Located within Commission District I.

Quasi-Judicial

Public Hearing

Minutes Clerk Welsh administered oath for testimony.

UB1. PP-24-03, Willow Phase 2

Community Development

Approve a Preliminary Plat for a subdivision to be named, Willow Phase 2, consisting of 281 residential lots and seven tracts. This site contains 77.96± acres and is generally located north of Tuckers Grade, east of Tamiami Trail, west and south of I-75, within the South County area. Located in Commission District II.

Quasi-Judicial

Chair Truex polled the Board for Ex Parte Disclosures. **Commissioner Deutsch, Commissioner Doherty, and Commissioner Tiseo** advised they submitted the required forms to the Clerk's Office.

Jenny Shao, Planner provided qualifications, gave a brief overview of PP-24-03: Location Map, 2024 Aerial Location Map (Full Range), 2024 Aerial Location Map (Mid-Range), Aerial Location Map, 2024 Eagle View Image, Future Land Use Map (FLUM) Designations, Zoning Designations, 1,000 Mailed Notice Area Map, Proposed Changes, and Proposed Change (Aerial).

Public Input

COMMISSIONER CONSTANCE MOVED TO CLOSE PUBLIC INPUT, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

COMMISSIONER DOHERTY MOVED TO APPROVE A PRELIMINARY PLAT FOR A SUBDIVISION TO BE NAMED, WILLOW PHASE 2, CONSISTING OF 281 RESIDENTIAL LOTS AND SEVEN TRACTS. THIS SITE CONTAINS 77.96± ACRES AND IS GENERALLY LOCATED NORTH OF TUCKERS GRADE, EAST OF TAMIAMI TRAIL, WEST AND SOUTH OF I-75, WITHIN THE SOUTH COUNTY AREA. LOCATED IN COMMISSION DISTRICT II, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

UB2. PP-24-06, Midtown Parcel 4

Community Development

Approve a Preliminary Plat for a subdivision to be named, Midtown Parcel 4, consisting of 216 lots and 19 tracts. This site contains 30.62± acres and is generally located south of Cypress Parkway, north of Saw Palmetto Parkway, west of the County line with Glades County and east of Babcock Trail. The site is within the boundary of the Babcock Ranch Community Development of Regional Impact (DRI) Increment 2, the East County area. Located in Commission District I.

Quasi-Judicial

Chair Truex polled the Board for Ex Parte Disclosures. **Commissioner Deutsch, Commissioner Doherty, and Commissioner Tiseo** advised they submitted the required forms to the Clerk's Office.

Ms. Shao provided credentials, gave a brief overview of PP-24-06: Location Map, 2023 Aerial Location Map (Full Range), 2023 Aerial Location Map (Mid-Range), Aerial Location Map, 2024 Google Earth Image, FLUM Designations, Zoning Designations, 1,000 Mailed Notice Area Map, Proposed Changes, and Proposed Changes (Aerial).

Attorney Rob Berntsson, Applicant Representative accepted Ms. Shao as an expert and requested approval.

Public Input

COMMISSIONER CONSTANCE MOVED TO CLOSE PUBLIC INPUT, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

COMMISSIONER DOHERTY MOVED TO APPROVE A PRELIMINARY PLAT FOR A SUBDIVISION TO BE NAMED, MIDTOWN PARCEL 4, CONSISTING OF 216 LOTS AND 19 TRACTS. THIS SITE CONTAINS 30.62± ACRES AND IS GENERALLY LOCATED SOUTH OF CYPRESS PARKWAY, NORTH OF SAW PALMETTO PARKWAY, WEST OF THE COUNTY LINE WITH GLADES COUNTY AND EAST OF BABCOCK TRAIL. THE SITE IS WITHIN THE BOUNDARY OF THE BABCOCK RANCH COMMUNITY

DEVELOPMENT OF REGIONAL IMPACT (DRI) INCREMENT 2, THE EAST COUNTY AREA. LOCATED IN COMMISSION DISTRICT I, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

UB3. PV-24-02 Lots 9 through 11 and 52, Block 10 Portion of Harbour Heights Section 1

Community Development

Approve a Resolution of Plat Vacation to vacate portion of Harbour Heights Section 1 consisting of Lots 9 through 11 and 52, Block 10, as recorded in Plat Book 3, Pages 21A through 21D, of the Public Records of Charlotte County, Florida. The total area to be vacated is 20,000± square feet and is located at 2289 Talbrook Terrace. Located in Commission District I.

RES 2024-195

Legislative

Ms. Shao gave a brief overview of PV-24-02: Location Map, 2024 Aerial Location Map (Full Range), 2024 Aerial Location Map (Mid-Range), Aerial Location Map, 2024 Google Earth Image, FLUM Designations, Zoning Designations, 1,000 Mailed Notice Area Map, Proposed Changes, Property Ownership, and Proposed Changes (Aerial).

Commissioner Constance mentioned PV-24-02.

Public Input

COMMISSIONER CONSTANCE MOVED TO CLOSE PUBLIC INPUT, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

COMMISSIONER DOHERTY MOVED TO APPROVE RESOLUTION 2024-195 OF PLAT VACATION TO VACATE PORTION OF HARBOUR HEIGHTS SECTION 1 CONSISTING OF LOTS 9 THROUGH 11 AND 52, BLOCK 10, AS RECORDED IN PLAT BOOK 3, PAGES 21A THROUGH 21D, OF THE PUBLIC RECORDS OF CHARLOTTE COUNTY, FLORIDA. THE TOTAL AREA TO BE VACATED IS 20,000± SQUARE FEET AND IS LOCATED AT 2289 TALBROOK TERRACE. LOCATED IN COMMISSION DISTRICT I, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

UB4. Z-24-13, Centennial Park

Community Development

Hold the first of two public hearings to discuss a Rezoning application; and request the Board to set the second public hearing for November 26, 2024, at 2:00 p.m., in accordance with Section 125.66, Florida Statutes (F.S.). Pursuant to Section 125.66, F.S., this rezoning is to amend the Charlotte County Zoning Atlas from Residential Single-family 3.5 (RSF-3.5) (109.767± acres) and Residential Multi-family 10 (RMF-10) (9.58± acres) to Parks and Recreation (PKR), for properties located at 1120 and 1185 Centennial Boulevard, in the Port Charlotte area, within the Murdock Village Community Redevelopment Area (CRA), containing 119.347± acres; Commission District IV; Petition No. Z-24-13; Applicant: Tina Powell, Charlotte County Parks & Natural Resources Division Manager; providing an effective date. Located in Commission District IV.

Quasi-Judicial

Chair Truex polled the Board for Ex Parte Disclosures. **Commissioner Deutsch, Commissioner Doherty, and Commissioner Tiseo** advised they submitted the required forms to the Clerk's Office.

Jie Shao, Principal Planner provided qualifications, gave a brief overview of Proposed Change, Z-24-13: 1,000' Mailed Notice Map, Location Map, Area Image, Framework, FLUM Designations, Existing Zoning Designations, and Proposed Zoning Designations.

Chair Truex commented on density and zoning designations. **Commissioner Constance** spoke to Existing Zoning Designations and Area Image. **Commissioner Tiseo** noted rezoning application, Parks and Recreation (PKR), and park construction date.

Public Input

Jeff Lustig remarked on purpose.

COMMISSIONER CONSTANCE MOVED TO CLOSE PUBLIC INPUT, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

COMMISSIONER CONSTANCE MOVED TO APPROVE SETTING THE SECOND PUBLIC HEARING FOR NOVEMBER 26, 2024, AT 2:00 P.M., IN ACCORDANCE WITH SECTION 125.66, FLORIDA STATUTES (F.S.). PURSUANT TO SECTION 125.66, F.S., THIS REZONING IS TO AMEND THE CHARLOTTE COUNTY ZONING ATLAS FROM RESIDENTIAL SINGLE-FAMILY 3.5 (RSF-3.5) (109.767± ACRES) AND RESIDENTIAL MULTI-FAMILY 10 (RMF-10) (9.58± ACRES) TO PARKS AND RECREATION (PKR), FOR PROPERTIES LOCATED AT 1120 AND 1185 CENTENNIAL BOULEVARD, IN THE PORT CHARLOTTE AREA, WITHIN THE MURDOCK VILLAGE COMMUNITY REDEVELOPMENT AREA (CRA), CONTAINING 119.347± ACRES; COMMISSION DISTRICT IV; PETITION NO. Z-24-13; APPLICANT: TINA POWELL, CHARLOTTE COUNTY PARKS & NATURAL RESOURCES DIVISION MANAGER; PROVIDING AN EFFECTIVE DATE. LOCATED IN COMMISSION DISTRICT IV, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

R. Regular Agenda (continued)

Taken Out of Order

4. Appoint by Ballot- Burnt Store Village Street & Drainage Advisory Board

Commission Office

Choose by ballot to fill the expiring term of Craig Williams on the Burnt Store Village Street & Drainage Advisory Board. These will be new three-year terms effective November 1, 2024, and will expire on October 31, 2027.

County Administrator Flores announced ballot majority vote for Craig Williams.

COMMISSIONER DOHERTY MOVED TO APPOINT BY BALLOT CRAIG WILLIAMS TO THE BURNT STORE VILLAGE STREET AND DRAINAGE ADVISORY BOARD, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

5. Appoint by Ballot- Mid-Charlotte Stormwater Advisory Board

Commission Office

Choose by ballot to fill the two expiring terms of Carmen Salome and Dianne Quilty on the Mid-Charlotte Stormwater Advisory Board. These will be new three-year terms effective November 1, 2024, and will expire on October 31, 2027.

County Administrator Flores announced ballot majority vote for Dianne Quilty.

COMMISSIONER DOHERTY MOVED TO APPOINT BY BALLOT DIANNE QUILTY TO THE MID-CHARLOTTE STORMWATER ADVISORY BOARD, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

County Administrator Flores announced ballot majority vote for Carmen Salome.

COMMISSIONER DOHERTY MOVED TO APPOINT BY BALLOT CARMEN SALOME TO THE MID-CHARLOTTE STORMWATER ADVISORY BOARD, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

2. SR776 Landscape FDOT Project

Public Works

a) Presentation; and b) Discussion and direction regarding the SR776 Florida Department of Transportation (FDOT) landscape project 444907-1.

Mr. Elias gave a brief overview of Background, FDOT Letter, Background Continued, Discussion – Current Level of Service, Project 444907-1 Details, Moving Forward, and Considerations.

Chair Truex discussed debris removal, Project 444907-1 Details, enhancements, design cost, and mowing schedule. **Commissioner Constance** mentioned Project 444907-1 Details, reimbursement, and funding mechanism. **Commissioner Doherty** commented on cost, affordability, Project 444907-1 Details, commitment levels, postponement, and spending. **Commissioner Tiseo** spoke to funding distribution, Florida friendly landscaping, maintenance costs, Project 444907-1 Details, postponement, spending, time sensitivity, commitment, and roadway improvements.

COMMISSIONER DOHERTY MOVED TO APPROVE GOING UP TO THE \$852,000 FOR THE SR776 FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) LANDSCAPE PROJECT 444907-1, ALLOWING STAFF TO MOVE FORWARD WITH THE DESIGN, AND AGREE TO THE MAINTENANCE COSTS, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

~~(Deletion #2) 6. Appoint by Ballot – South Charlotte Stormwater Advisory Board~~

~~**Commission Office**~~

~~Choose by ballot to fill the expiring term of Dr. Mary Ellen Kiss on the South Charlotte Stormwater Advisory Board. These will be new three-year terms effective November 1, 2024, and will expire on October 31, 2027.~~

~~(Addition #1) 7. FEMA DR4834 Hurricane Milton~~

Budget & Admin Services

a) Ratify the authorization of the County Administrator’s approval to apply for FEMA DR4834 Hurricane Milton with the Federal Emergency Management Agency; and b) Adopt Resolution authorizing County Administrator, or designee, to execute grant agreements, and other documents relating to Hurricane Milton. **RES 2024-191**

Deputy County Administrator Lewis highlighted FEMA DR4834 Hurricane Milton.

COMMISSIONER DOHERTY MOVED TO APPROVE RATIFYING THE AUTHORIZATION OF THE COUNTY ADMINISTRATOR’S APPROVAL TO APPLY FOR FEMA DR4834 HURRICANE MILTON WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY; AND ADOPT RESOLUTION 2024-191 AUTHORIZING COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE GRANT AGREEMENTS, AND OTHER DOCUMENTS RELATING TO HURRICANE MILTON, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

(Addition #2) 8. FEMA DR4608 Hurricane Debby

Budget & Admin Services

a) Ratify the authorization of the County Administrator’s approval to apply for FEMA DR4608 Hurricane Debby with the Federal Emergency Management Agency; and b) Adopt Resolution authorizing County Administrator, or designee, to execute grant agreements, and other documents relating to Hurricane Debby. **RES 2024-192**

COMMISSIONER CONSTANCE MOVED TO APPROVE RATIFYING THE AUTHORIZATION OF THE COUNTY ADMINISTRATOR’S APPROVAL TO APPLY FOR FEMA DR4608 HURRICANE DEBBY WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY; AND ADOPT RESOLUTION 2024-192 AUTHORIZING COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE GRANT AGREEMENTS, AND OTHER DOCUMENTS RELATING TO HURRICANE DEBBY, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

(Addition #3) 9. FEMA DR4828 Hurricane Helene

Budget & Admin Services

a) Ratify the authorization of the County Administrator’s approval to apply for FEMA DR4828 Hurricane Helene with the Federal Emergency Management Agency; and b) Adopt Resolution authorizing County Administrator, or designee, to execute grant agreements, and other documents relating to Hurricane Helene. **RES 2024-193**

COMMISSIONER DOHERTY MOVED TO APPROVE RATIFYING THE AUTHORIZATION OF THE COUNTY ADMINISTRATOR’S APPROVAL TO APPLY FOR FEMA DR4828 HURRICANE HELENE WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY; AND ADOPT RESOLUTION 2024-193 AUTHORIZING COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE GRANT AGREEMENTS, AND OTHER DOCUMENTS RELATING TO HURRICANE HELENE, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

PUBLIC HEARING AGENDA

S. 10:00 A.M. Public Hearing

PRESENTATION AGENDA

T. 10:00 A.M. Presentations

CC. Economic Development Director Comments - None

DD. County Commissioner Comments

County Administrator Flores remarked on community partnership.

Chair Truex noted funding formulas, hurricane recovery, Boca Grande, Joint Meeting, pre and post storm assessments, Lee County Commissioner Kevin Ruane, Municipal Service Taxing Unit (MSTU), and Municipal Service Benefit Unit (MSBU). **Commissioner Constance** discussed funding allocation and distribution, October 30, 2024 Metropolitan Planning Organization (MPO) Special Meeting: Director Interviews, October 21, 2024 MPO Board Meeting, Vincent Avenue, roadway acceptance and conditions, Lee County Department of Transportation (DOT) Director Rob Price, Joint Meeting, criteria, Burnt Store Marina, Tourist Development Tax, and hurricanes. **Commissioner Deutsch** mentioned Lee County, funding options, Vincent Avenue, Joint Meeting, and MSTU. **Commissioner Doherty** commented on October 21, 2024 MPO Board Meeting, Lee County DOT Director Rob Price, Joint Meeting, FDOT, roadway design, MSTU, MSBU, Burnt Store Marina, benefits, and funding sources. **Commissioner Tiseo** spoke to October 21, 2024 MPO Board Meeting, FDOT District Secretary LK Nandam, roadway improvements, funding allocation, MPO Director, applicants, affordable housing, Babcock Ranch, thresholds, language, Developers Agreement, determination, and October 24, 2024 Metropolitan Planning Organization Advisory Council (MPOAC) Governing Board Meeting.

Deputy County Administrator Lewis responded to transportation federal and formula funding, discretionary grant programs, timing, and criteria.

Assistance County Attorney David interjected on MSTU creation process.

ADJOURNED: 2:57 pm

William G. Truex, Chair

DATE ADOPTED: _____

ATTEST:

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

By: _____
Deputy Clerk