

Charlotte County

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



Regular Meeting

Tuesday, October 8, 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

****CANCELED****

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.

****CANCELED******9:00 A.M.****Call to Order and Roll Call****Invocation**

If you wish, please rise for the invocation

[Pastor Jim Chandler](#)
[Englewood Christian Church](#)

Pledge of Allegiance**Changes to the Agenda**

See separate sheet

Proclamations - Commissioner Stephen R. Deutsch

[Fire Prevention Week](#)
[Imagine a Day Without Water 2024](#)
[National 4-H Week](#)

Employee Recognition

[Years of Service - September 2024](#)

5 Years

Brittany Stamer
Ricknell Honore
Neil Durrant

Budget & Administrative Services
Community Services
Community Services

25 Years

Daniel Sacksteder
Dennis Locker
Timothy Burke

Public Safety
Public Safety
Public Safety

Award Presentations

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.

* [Historical Advisory Committee](#)

The Historical Advisory Committee is looking for three volunteers to fill two Member At Large positions and one Historical Organization position. Historical Organization must be within Charlotte County. Terms are effective immediately and will expire October 2027. Please contact Claudia.Mayo@Charlottecountyfl.gov for an application.

* [Marine Advisory Committee](#)

The Marine Advisory Committee is looking for three volunteers to fill a Member At Large position, a Harbor Heights Yacht Club position, and a USCGA Flotilla 87-Englewood position. Terms are effective immediately and will expire October 2027. Please contact Claudia.Mayo@charlottecountyfl.gov for an application.

* [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.

- **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 Street & Drainage Unit** is seeking one member to fill a position with a term 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 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

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, BCC Regular and Land Use Meeting

September 23, 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 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.

D. County Administration

E. County Attorney

F. Budget and Administrative Services

Fiscal Services

Information Technology

Purchasing

1. [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.

2. [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, FL; and 3rd Veith Engineering & Business Solutions, LLC of Sarasota, FL; 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

3. [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.

4. [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.

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.

5. [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.

6. [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.

7. [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**8. [Emergency Operations Center Storage \(Facilities\)](#)****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.

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.

9. [Acquisition of 80-acre Property, Burnt Store Road \(Community Services\)](#)**Recommended Action:**

Authorize the Chairman to execute the Purchase Agreement for the acquisition of an 80-acre property located within the Burnt Store Road Area Corridor on behalf of Community Services.

****Change, Added attachments (3), 10/3/2024****

Budgeted Action:

No action needed. A 1st quarter budget adjustment will be brought to the board for approval upon execution of the purchase agreement. Funding is available using reserves within the Capital Projects Fund, ad valorem. The project will be part of the FY26 budget process and identified on the Capital Needs Assessment.

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.

Budgeted Action:

No action needed.

H. Community Services**I. Economic Development****J. Facilities Construction and Maintenance****K. Human Resources****1. [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.

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**M. Public Safety****N. Public Works****1. [Set a Public Hearing to Consider a Speed Limit Ordinance Change for All Roads on Don Pedro Island](#)****Recommended Action:**

~~Set a public hearing on October 22, 2024, at 10:00 a.m., or soon thereafter as may be heard, in Room 119 at 18500 Murdock Circle, Port Charlotte, Florida to consider approving an ordinance to reduce the speed limit from 25 miles per hour to 20 miles per hour on all roads on Don Pedro Island.~~

~~**Deleted, 10/4/2024**~~

Budgeted Action:

~~No action needed.~~

2. [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.

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.

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.

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.

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 Fionna 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

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 Fionna 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 Fionna 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.

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 Fionna 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 Helene Update](#)

County Administration

a) Update on Hurricane Helene; and

b) Approve Resolution to extend Resolution 2024-156 State of Local Emergency relating to Hurricane Helene.

2. [Burnt Store Area Plan Update](#)

Commission Office

Update on Burnt Store Area.

3. [Sales Tax Update](#)

County Administration

Update on the Sales Tax Projects.

****Change, Added attachment - Revised Facilities Presentation, 10/3/2024****

4. [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.

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.

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](#)