

BOARD OF COUNTY COMMISSIONERS

FEBRUARY 11, 2025

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

The following members were present: Chair Tiseo, Commissioner Constance, Commissioner Deutsch (departed at 12:37 pm), Commissioner Doherty, and Commissioner Truex. Also in attendance were: County Administrator Flores, County Attorney Knowlton, 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-5, Discussion on Palm Island sand clearing operations.

Requested by: Commission Office

Change #1: F-2, Updated wording in Budgeted Action: No action needed. Budgeted in the Law Enforcement Fund budget as approved in the FY202425 budget process. Funding for the expenditure comes from the Law Enforcement Trust.

Requested by: Budget & Admin Services

Change #2: R-3, Updated wording: Approve award of Request for Bid #25-054, Manasota Key and South Beach Fill Hurricane Recovery Project to West Weeks Marine, Inc of Covington, Louisiana, at the project cost of \$50,717,500. This is maintenance dredging and beach disposal of eroding gulf and inlet shorelines utilizing Navigation Channel sediments, project location is Manasota Key and South Beach.

Requested by: Budget & Admin Services

Deletion #1: F-6, a) Approve award of File #25-229 for the purchase of 28 Courageous Dive Boat and Trailer, per the Florida Sheriff's Association Cooperative Purchasing Contract #FSA230VEF17.0, and award to Metal Shark Boats, of Jeanerette, Louisiana for a purchase price of \$435,990.01; and b) Approve Asset #32575 Boat and Asset #38068 Trailer to be sold via auction.

Requested by: Community Services

Commissioner Constance discussed Palm Island Sand Clearing Operations.

COMMISSIONER TRUEX MOVED TO APPROVE CHANGES TO THE AGENDA, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

Proclamations - Commissioner Ken Doherty

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

MOTION CARRIED 5:0.

Annual Greek Festival Days

Cathy Roy, Holy Trinity Greek Orthodox Church Parish Council Vice President accepted the Proclamation.

Artist of the Month – Jax

Proclamation to be mailed to Jax.

Employee Recognition

Years of Service - January 2025

5 Years: Christie Keyser, Community Development; Marie Valeus Community Development; Samantha DiPiazza, Community Development; Lorrie Gutierrez Jr., Budget & Administrative Services; Matthew Meredith, Public Safety; Kenneth Stecher, Utilities; Andrew Himmelspace, Public Works; Yamel Rodriguez Garcia, Utilities; **10 Years:** Adam Franz, Public Safety; Jefferson Mendel, Public Safety; Michael Slicker, Public Safety; Justin Brown, Public Safety; Trevor Nelson, Public Safety; Jesse Smith, Public Safety; **20 Years:** Regina Riccardi, Utilities; Brian English, Budget & Administrative Services; Kay Tracy Pfisterer, Economic Development; Christine Broughman, Budget & Administrative Services; **25 Years:** Stuart Hobbs, Public Works; David Benfield, Public Safety; Matthew Averbeck, Public Safety; Anthony File, Public Safety; and Jeffrey Keyser, Public Works.

Employee of the Month - December 2024

Tina Powell
Community Services

Tommy Scott, Community Services Director highlighted Ms. Powell's career, qualifications, commitment, accomplishments, and presented the Award.

Award Presentations

PUBLIC INPUT - AGENDA ITEMS ONLY

Linda Cotherman mentioned 25-054 - Manasota Key and South Beach Fill Hurricane Recovery Project Award and Palm Island Sand Clearing Operations.

Jeff Lustig commented on Violation of County Policy 3.45 Investigation.

Betty Barriga remarked on Violation of County Policy 3.45 Investigation.

Joan Fischer spoke to Violation of County Policy 3.45 Investigation.

Diane Allen noted Violation of County Policy 3.45 Investigation.

James Hemingway discussed Violation of County Policy 3.45 Investigation.

Toby Delbridge, Barefoot Trader President mentioned 25-054 - Manasota Key and South Beach Fill Hurricane Recovery Project Award and Palm Island Sand Clearing Operations.

Chuck Broussard commented on 25-054 - Manasota Key and South Beach Fill Hurricane Recovery Project Award.

Maria Lara remarked on Violation of County Policy 3.45 Investigation.

Richard Patrick, Charlotte County National Association for the Advancement of Colored People (NAACP) Vice President spoke to Violation of County Policy 3.45 Investigation.

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.

The Agricultural & Natural Resources Advisory Committee is searching for (3) three volunteers who must be residents or owners of real property in Charlotte County to include representatives of:

- Range, Timber and Wildlife/Sod, Hay, Aquacultural, or Honey Production
- Vegetable Production
- Livestock Production
- Citrus Production
- Agricultural Economics
- Environmental Conservation
- Agricultural Engineering/Water Management
- Agricultural Realty
- Rural Land Use and Environmental Law

Please contact Morgan Cook at Morgan.Cook@charlottecountyfl.gov for more information.

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 941-833-5602 or email Carole.Thomas@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.

· **Boca Grande Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026, and one member to a fill position with a term through October 31, 2027.

· **Edgewater North Waterway Unit** is seeking one member to fill a position with a term through October 31, 2025.

- **Englewood East Non-Urban 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, 2025, and one member to fill a position with a term through October 31, 2027.
- **Grove City Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2025.
- **Gulf Cove Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2025, and one member to fill a position with a term through October 31, 2027.
- **Gulf Cove Waterway Unit** is seeking one member to fill a position with a term through October 31, 2025, and one member to fill a position with a term through October 31, 2027.
- **Harbour Heights Waterway Unit** is seeking one member to fill a position with a term 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 one member to fill a position with a term through October 31, 2027.
- **Manchester Waterway Utility Unit** is seeking one member to fill a position with a term through October 31, 2027.
- **Northwest Port Charlotte Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2025, and one member to fill a position with a term 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 one member to fill a position with a term through October 31, 2027.
- **South Charlotte Stormwater Unit** is seeking one member to fill a position with a term through October 31, 2025.
- **South Burnt Store Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2025.
- **Suncoast Waterway Unit** is one member to fill a position with a term through October 31, 2025.
- **West Charlotte Stormwater** is seeking one member to fill a position with a term through October 31, 2025.

REPORTS RECEIVED AND FILED

CONSENT AGENDA

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

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:

January 21, 2025 BCC Workshop

January 23, 2025 BCC Pre-Agenda

January 28, 2025 BCC Regular & Land Use Meeting

Budgeted Action: No action needed.

Board of County Commissioners

C. Commission Office

1. Appointment - West Charlotte Stormwater Advisory Board

Recommended Action: Approve the appointment of Benjamin Sinclair to fill the unexpired term of Mario Audia on the West Charlotte Stormwater Advisory Board. This appointment will be effective immediately and will expire on October 31, 2025.

Budgeted Action: No action needed.

2. Appointment - Northwest Port Charlotte Street & Drainage Advisory Board

Recommended Action: Approve the appointment of George Borucki to fill the unexpired term of John Reif on the Northwest Port Charlotte 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

1. Administrative Code

Recommended Action: Approve revised Administrative Code.

Budgeted Action: No action needed.

E. County Attorney

1. Joint Meeting with Lee County

Recommended Action: Approve Resolution authorizing a Joint Meeting with Lee County Commission at 2:00 p.m. on April 15, 2025, as required by Section 125.001, Florida Statutes. **RES 2025-026**

Budgeted Action: No action needed.

2. Traffic Enforcement Interlocal Agreement - West Port Community

Recommended Action: a) Approve the Interlocal Agreement Regarding Traffic Enforcement ("Agreement") between Charlotte County, West Port Community Development District, and West Port Community Association, Inc.; and b) Authorize the Chairman to sign the Agreement. **AGR 2025-022**

Budgeted Action: No action needed.

F. Budget and Administrative Services

Fiscal Services

1. Crime Prevention Fund FY 2025

Recommended Action: Approve the transfer of \$95,500 from the Crime Prevention Fund to the Sheriff's Budget.

Budgeted Action: No action needed. Budgeted in the Crime Prevention Fund budget as approved in the FY2025 budget process. Funding for the expenditure comes from court related fines and fees.

2. Law Enforcement Trust Fund FY 2025

(Change #1) Updated wording in Budgeted Action: No action needed. Budgeted in the Law Enforcement Fund budget as approved in the FY202425 budget process. Funding for the expenditure comes from the Law Enforcement Trust.

Recommended Action: Approve the transfer of \$28,500 from the County Law Enforcement Trust Fund to the Sheriff's Law Enforcement Trust Fund.

Budgeted Action: No action needed. Budgeted in the Law Enforcement Fund budget as approved in the FY2024 budget process. Funding for the expenditure comes from the Law Enforcement Trust.

Information Technology

Purchasing

3. 25-151, Award, FY25 Annual Regulatory Compliance Services - Water (Utilities)

Recommended Action: Approve award of Request for Letters of Interest File #25-151, Work Order #38 (Contract 21-056), Regulatory Compliance Services to Kimley-Horn & Associates of Sarasota, Florida for the not-to-exceed amount of \$195,000.

Budgeted Action: No action needed. Budgeted in the Utilities Operations and Maintenance Fund - Administrative budget as approved in the FY2025 budget process. Funding for this expenditure comes from rate revenues.

4. 25-152, Award, FY25 Annual Regulatory Compliance Services - Wastewater and Reclaimed Water (Utilities)

Recommended Action: Approve award of Request for Letters of Interest File #25-152, Work Order #39 (Contract 21-056), Annual Regulatory Compliance Services - Wastewater and Reclaimed Water, to Kimley-Horn & Associates of Sarasota, Florida for the not-to-exceed amount of \$195,000.

Budgeted Action: No action needed. Budgeted in the Utilities Operations and Maintenance Fund - Administrative budget as approved in the FY2025 budget process. Funding for this expenditure comes from rate revenues.

5. 25-238, Piggyback, UKG Workforce Management Pro Renewal (Information Technology)

Recommended Action: Approve Piggyback award of File #25-238, UKG Workforce Management Pro Renewal, for a 12-month term, which includes a setup fee per the Omnia Partners Contract #18220, and award to UKG Kronos, LLC, of Lowell, Massachusetts for a total cost of \$195,840. This is for Kronos the automated and integrated hosted timekeeping system utilized by various departments throughout the County.

Budgeted Action: No action needed. Funds are available in the General Fund IT Maintenance budget as adopted during the FY25 budget process.

(Deletion #1) ~~6. 25-229, Award, 28 Courageous Dive Boat (Community Services)~~

~~**Recommended Action:** a) Approve award of File #25-229 for the purchase of 28 Courageous Dive Boat and Trailer, per the Florida Sheriff's Association Cooperative Purchasing Contract #FSA23-VEF17.0, and award to Metal Shark Boats, of Jeanerette, Louisiana for a purchase price of \$435,990.01; and b) Approve Asset #32575 Boat and Asset #38068 Trailer to be sold via auction.~~

~~**Budgeted Action:** No action needed. Budgeted in the Community Services Equipment Replacement Plan as approved in the FY25 budget process. Funding is provided from the General Fund to be reimbursed by Capital Projects, ad valorem.~~

7. 25-100, Approve Ranking, Disaster Recovery Assessments (Facilities)

Recommended Action: a) Approve ranking of firms for Request for Proposal #25-100, Disaster Recovery Assessments: 1st CSA Consulting Group, LLC, of Port Charlotte, Florida, and 2nd DRMP, Inc, of Fort Myers, 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. A 4th quarter budget adjustment will be brought to the Board for approval. Disaster related costs are collected in Hurricane fund 1901. Funding will be supplied by County general revenues, with an anticipated federal cost share/reimbursement of eligible activities from Federal Emergency Management

agency and Florida Division of Emergency Management. Local cost share to be determined at the time of the disaster.

8. 25-142, Approve Ranking, FEMA Management Services - Annual Contract (Fiscal Services)

Recommended Action: a) Approve the ranking of firms for Request for Proposal #25-142, FEMA Management Services - Annual Contract: 1st CSA Consulting Group, LLC, of Port Charlotte, Florida, 2nd AC Disaster Consulting, of Denver, Colorado, and 3rd Hagerty Consulting, Inc., of Evanston, Illinois; b) Approve start of negotiations; and c) Authorize the Chairman to sign the contract after completion of negotiations.

Budgeted Action: No action needed. A 4th quarter budget adjustment will be brought to the Board for approval. Disaster related costs are collected in Hurricane Fund 1901. Funding will be supplied by County general revenues, with an anticipated federal cost share / reimbursement of eligible activities from Federal Emergency Management Agency and the Florida Division of Emergency Management. Local cost share to be determined at the time of the disaster.

9. 25-043, Award, 2024 Erosion Control Project (Public Works)

Recommended Action: Approve award of Request for Bid #25-043, 2024 Erosion Control Project, to Southwind Construction Corporation, of Evansville, Indiana, at the project cost of \$5,841,017.59. This is maintenance dredging and beach disposal of approximately 5,000 feet of eroding gulf and inlet shorelines utilizing Navigation Channel sediments, project location is southern end of Manasota Key and Palm Island.

Budgeted Action: No action needed. A budget adjustment and capital maintenance amendment to "Public Works MSBU/TU Dredging" will be brought back to the board for approval. Qualifying expenditures will be reimbursed by the Florida Department of Environmental Protection, Federal Agency of Emergency Management and Florida Department of Emergency Management. The local match required of \$1,271,675 will be supplied by Stump Pass Dredging MSTU, ad valorem.

10. Property Deletions for the Month of February, 2025 (Purchasing)

Recommended Action: Approve the deletion of additional property inventory items listed on the attached for the month of February 2025.

Budgeted Action: No action needed.

Real Estate Services

Risk Management

Transit

G. Community Development

H. Community Services

I. Economic Development

J. Facilities Management

K. Human Resources

L. Human Services

1. Charlotte Housing Opportunities Made Easier (HOME) Program Modifications

Recommended Action: a) Approve Resolution amending the Application, Prioritization Matrix, and Policy Definitions of the Charlotte Housing Opportunities Made Easier (HOME); and b) Authorize the Chairman to sign the Resolution. **RES 2025-027**

Budgeted Action: No action needed.

M. Public Safety

1. Comprehensive Emergency Management Plan Adoption

Recommended Action: Approve Resolution Adopting the 2023-2027 Charlotte County Comprehensive Emergency Management Plan (CEMP) as the current all-hazards plan. **RES 2025-028**

Budgeted Action: No action needed.

N. Public Works

O. Tourism Development

1. Florida Sports Foundation Snowbird Baseball Grant Agreement

Recommended Action: a) Approve the acceptance of the Florida Sports Foundation Grant Agreement in the amount of \$29,415.00; and b) Authorize the Chairman to sign the Florida Sports Foundation Grant Agreement. **GRT 2024-060**

Budgeted Action: No action needed. Budgeted in the Tourism Promo General account during the FY2025 budget process. Grant funding in the amount of \$29,415.00 will be paid by the Florida Sports Foundation. Matching funding in the amount of \$29,415.00 will be paid by the Tourism Development Tax Fund.

P. Utilities

Q. Other Agencies

1. FY25 Southwest Florida Water Management District (SWFWMD) Grant to Coastal & Heartland National Estuary Program (CHNEP)

Recommended Action: a) Approve Cooperative Agreement between the SWFWMD and Charlotte County on behalf of CHNEP; and b) Authorize Chairman to sign Cooperative Agreement. **AGR 2025-023**

Budgeted Action: No action needed. This is budgeted in the FY25 1026 CHNEP Fund. Grant funding is provided by SWFWMD in the amount of \$130,000. There is a \$56,000 County match that will be paid using CHNEP personnel funding.

2. Notice of Award, State of Florida Department of Environmental Protection FY25 Standard Grant Agreement Award, National Estuary Program

Recommended Action: a) Approve Standard Grant Agreement SD016 between Florida Department of Environmental Protection and Charlotte County in the amount of \$75,000 for the Coastal & Heartland National Estuary Partnership (CHNEP), and b) Authorize the Chairman to sign the Standard Grant Agreement. **GRT 2025-003**

Budgeted Action: No action required. Grant funding in the amount of \$75,000 and the required match of \$75,000 are included in the FY25 budget for CHNEP Fund 1026. Grant funding is provided by Florida Department of Environmental Protection. Matching funds in the amount of \$75,000 will be provided from CHNEP EPA320 funding.

3. Notice of Award, U.S. Environmental Protection Agency (EPA) FY25 Grant Award

Recommended Action: Approve the acceptance of the US EPA 320 FY25 Grant Award on behalf of Coastal & Heartland National Estuary Partnership (CHNEP). **A.GRT 2023-094**

Budgeted Action: No action needed. \$850,000 budgeted in the 1026-CHNEP Fund budget and \$850,000 budgeted in the 1026-CHNEP Fund budget as approved in the FY2025 budget process. Funding for the expenditure comes from the United States Environmental Protection Agency.

REGULAR AGENDA

R. Regular Agenda

1. 2025 Federal Legislative Agenda

County Administration

Discussion, direction, and approval on updates to the 2025 Federal Legislative agenda.

Eve Sweeting, Legislative Manager introduced Greg Burns, Thorn Run Partners.

Mr. Burns highlighted 2025 Federal Legislative Agenda, replied to support letters, U.S. Department of Housing and Urban Development (HUD), scriveners' errors, Federal Emergency Management Agency (FEMA), disaster recovery responsibilities, Department of Transportation (DOT), National Oceanic and Atmospheric Administration (NOAA), Community Development Block Grant (CDBG) Program, efficiency, improvements, Office of Intergovernmental Affairs (IGA), The Tax Relief for American Families and Workers Act of 2024 (H.R. 7024), and tax-exempt bonds.

Chair Tiseo noted timing, language, amendments, transparency, public information, consistency, scriveners' errors, FEMA Review Council, Florida Association of Counties (FAC) 2025 Tech Summit, artificial intelligence (AI) uses, technology, audit process, benefits, affordable housing, and tax credits. **Commissioner Constance** discussed deadline, application and reimbursement process, staff efforts, partnerships, scriveners' errors, FEMA, disasters,

Hurricanes Charley and Ian, system functionality, efficiency, debris removal and categorization, CDBG Program, support letter, February 25, 2025 Regular and Land Use Meeting, public information, staffing, and Monroe County Commissioner Michelle Lincoln. **Commissioner Deutsch** mentioned FEMA, response times, improvements, reimbursements, and resiliency. **Commissioner Doherty** commented on opportunities, 2025 National Association of Counties (NACo) Legislative Conference and Transportation Policy Steering Committee, support letter, entitlement community classification, application process, Raintree Boulevard/Yorkshire Street interstate interchange, Metropolitan Planning Organization (MPO) Meeting, February 25, 2025 Regular and Land Use Meeting, and scriveners' errors. **Commissioner Truex** spoke to NACo Intergovernmental Disaster Reform Task Force and 2025 Legislative Conference, compliance costs, debris removal and monitoring, audits, expenses, verification process, staffing, wasteful spending, technology, improvements, disasters, FEMA, Reserves, advocacy, support letters, Hurricanes Charley and Katrina, language, IGA Associate Director William Crozer, and challenges.

Deputy County Administrator Emily Lewis responded to challenges, FEMA, Florida Recovery Obligation Calculation (F-ROC), disasters, efficiency, federal and local tax payer dollars, debris management monitoring requirement, technology, reimbursements, and community practices.

COMMISSIONER CONSTANCE MOVED TO APPROVE THE 2025 FEDERAL LEGISLATIVE AGENDA WITH SCRIVENERS CORRECTIONS AS STATED, SECONDED BY COMMISSIONER TRUEX

COMMISSIONER DOHERTY MOVED TO AMEND THE MOTION TO ADD SUPPORT OF THE DEVELOPMENT OF AN INTERCHANGE BETWEEN EXIT 170 AND 179 ON I-75 TO THE 2025 FEDERAL LEGISLATIVE AGENDA, SECONDED BY COMMISSIONER DEUTSCH

COMMISSIONER CONSTANCE MOVED TO AMEND THE MOTION TO APPROVE THE 2025 FEDERAL LEGISLATIVE AGENDA DRAFT WITH SCRIVENERS CORRECTIONS AS STATED, DIRECT STAFF TO CRAFT SUPPORT LETTERS FOR THE DEVELOPMENT OF AN INTERCHANGE BETWEEN EXIT 170 AND 179 ON I-75 AND FOR TAX-EXEMPT BONDS TO BE ADDED TO THE AGENDA, AND ADD THE 2025 FEDERAL LEGISLATIVE AGENDA TO THE FEBRUARY 25, 2025 REGULAR AND LAND USE MEETING AS A CONSENT ITEM, SECONDED BY COMMISSIONER TRUEX

MOTION CARRIED 5:0.

2. Live Local Update

Community Development

Discussion and direction on the interpretation of Live Local and the County process moving forward.

Shaun Cullinan, Planning and Zoning Official gave a brief overview of What Is It, Tax Exemptions and Funding, Other Provisions, Practical Applications, What Doesn't It Do, Positive Aspect of Live Local, State Housing Initiatives Partnership (SHIP) program, State Apartment Incentive Loan (SAIL) program, Florida Hometown Hero Program, What have we done since November 2023 workshop, Implementation, Process Flow, Live Local Administrative Review, Discussion Points, replied to Coastal High Hazard Areas (CHHA), incentive density, affordable housing, Area Median Income (AMI), usage, neighborhood framework, and Comprehensive Plan and Code changes.

County Attorney Knowlton noted legal opinions, enforcement, Declaratory Relief Action, compliance, Jerry Paul, interpretation, and Transfer of Density Units (TDU) Ordinance.

Chair Tiseo discussed Jerry Paul, legal opinions, TDU Ordinance, Senate Bill 102, language, interpretation, clarification, funding, Housing Opportunities Made Easier (HOME), application process, Affordable Housing Advisory Committee (AHAC), policy, land development regulations, authority, and preemption. **Commissioner Constance** mentioned Declaratory Relief Action. **Commissioner Doherty** commented on clarification, legal opinions, Live Local Act, density cap and units, Department of Community Affairs (DCA), Department of Economic Opportunity (DEO), Department of Commerce, compliance, opportunity, interpretation, CHHA, affordable housing, application process, incentive density policy, and Declaratory Relief Action. **Commissioner Truex** spoke to affordable housing programs and projects, funding, compliance, Senate Bill 102, language, exemptions, Department of Commerce, declaration, incentive density units, Live Local Act, exception, concerns, and clarification.

3. 25-054, Award, Manasota Key and South Beach Fill Hurricane Recovery Project

(Change #2) Updated wording: Approve award of Request for Bid #25-054, Manasota Key and South Beach Fill Hurricane Recovery Project to West Weeks Marine, Inc of Covington, Louisiana, at the project cost of \$50,717,500. This is maintenance dredging and beach disposal of eroding gulf and inlet shorelines utilizing Navigation Channel sediments, project location is Manasota Key and South Beach.

Budget & Admin Services

Approve award of Request for Bid #25-054, Manasota Key and South Beach Fill Hurricane Recovery Project to West Marine, Inc of Covington, Louisiana, at the project cost of \$50,717,500. This is maintenance dredging and beach disposal of eroding gulf and inlet shorelines utilizing Navigation Channel sediments, project location is Manasota Key and South Beach.

John Elias, Public Works Director highlighted 25-054 Manasota Key and South Beach Fill Hurricane Recovery Project, responded to bid tabulations, Sarasota County, Milton Pass, project costs, and funding allocation and sources.

Chair Tiseo noted project cost, Governor DeSantis, proposed budget, shorelines, advocacy efforts, beach renourishment cycle, funding strategy, Municipal Service Taxing Unit (MSTU), FEMA, Reserves, berms, mitigation, reimbursements, sand recipient site, and unit pricing. **Commissioner Constance** discussed bid tabulations, benchmark, affordability, FEMA, Reserves, hurricane season, beach renourishment costs, Sarasota County Commissioner Ron Cutsinger, January 24, 2025 West Coast Inland Navigation District (WCIND) Board Meeting, collaborative project, Milton and Midnight Pass, fill in, funding sources, Department of Commerce, funding allocation, and disasters. **Commissioner Deutsch** mentioned bid tabulation, timeline, and turtle nesting season. **Commissioner Doherty** commented on funding. **Commissioner Truex** spoke to funding sources and plan, advocacy, costs, shorelines, and Governor DeSantis.

Deputy County Administrator Lewis replied to Beach Management Funding Assistance Program, Department of Environmental Protection (DEP) formula, storm damaged shorelines, hurricanes, supplemental and park funding, advocacy efforts, beach renourishment cycle, state park projects, Stump Pass, Milton Pass fill in, FEMA, eligibility, strategies, compressed timeline, and Community Disaster Block Grant – Disaster Recovery (CDBG-DR).

Gordon Burger, Budget and Administrative Services Director responded to hurricanes repairs cost and reimbursement.

Chuck Broussard, Weeks Marine Senior Vice President remarked on funding and time constraints, Procurement Code 1-2-186, low responsive bidder negotiations, turtle nesting season, and cost savings.

Kim Corbett, Purchasing Senior Division Manager replied to Procurement Code, project cost, negotiations, bid intent, deviations, engineering component, quantity reductions, funding, and timing.

COMMISSIONER DOHERTY MOVED TO REJECT THE AWARD OF BID 25-054 MANASOTA KEY AND SOUTH BEACH FILL HURRICANE RECOVERY PROJECT, SECONDED BY COMMISSIONER CONSTANCE

MOTION CARRIED 5:0.

4. Violation of County Policy 3.45 Investigation

Commission Office

Discussion and direction regarding investigative report.

Chair Tiseo noted member decorum, Rules of Procedure, Policy 3.45 Discrimination, Harassment, and Offensive Behavior Prohibited, complaint process, DSK Law Lindsay N. Greene, offensive and inflammatory commentary, public reprimand, management training classes, MPO Director D’Juan Harris’ service and performance, staff efforts, professionalism, transparency, accountability, expectations, higher standard, elected officials, judgement, work meetings, tax payer dollars, childhood experiences, judgement, intent, and conversation topics. **Commissioner Constance** spoke to MPO Director D’Juan Harris performance and knowledge, servant leaders, mission, public service, empathy, sensitivity, higher standards, Policy 3.45 Discrimination, Harassment, and Offensive Behavior Prohibited, employee responsibilities, compliance, equal opportunity employment, reporting process, language, third party adjudication, and recommendation. **Commissioner Deutsch** discussed MPO Director D’Juan Harris, performance evaluations, childhood experiences, unsegregated community, language, clarification, and political correctness. **Commissioner Doherty** mentioned effectiveness, intent, language, public apology, MPO Director D’Juan Harris, circumstances, and resignation. **Commissioner Truex** commented on MPO Director D’Juan Harris, performance, respect, equality, dignity, principles, communication, coexistence, racial oppression, hierarchy, and insensitivity, enslavement, dehumanization, discrimination, segregation, historical trauma, systemic racism, negative stereotypes, disrespect, inequality, context, privilege, power dynamics, societal issues, impacts, language, violation, communication, collaboration, trust, value, safe and professional work atmosphere, hostile environment, elected officials, tolerance, decorum, subordinate employees, human rights, integrity, harmful language, racial slurs, professionalism, discriminatory behavior, ethical and moral responsibilities, and resignation.

COMMISSIONER CONSTANCE MOVED TO ACCEPT THE DSK LAW INVESTIGATIVE REPORT DATED JANUARY 29, 2025 ALONG WITH ITS FINDINGS AND RECOMMENDATIONS. FURTHERMORE, FOR THE RECORD, THIS AGENDA ITEM SERVES AS A PUBLIC REBUKE OF COMMISSIONER DEUTSCH’S BEHAVIOR AND ACTIONS, AND HE WILL BE REQUIRED TO COMPLETE BOTH MANAGEMENT TRAINING COURSES RECOMMENDED BY THE HR DEPARTMENT BEFORE THE NEXT BOARD MEETING ON FEBRUARY 25, 2025. THE COURSE COMPLETION CERTIFICATES SHALL BE SUBMITTED TO ADMINISTRATION TO BE POSTED ON THE CONSENT AGENDA UNDER THE SECTION TITLED BOARD OF COUNTY COMMISSIONERS, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

(Addition #1) 5. Palm Island Sand Clearing Operations

Commission Office

Discussion on Palm Island sand clearing operations.

Mr. Elias highlighted Palm Island Sand Clearing Operations, responded to maintenance and operations (M&O), public safety, sand removal and drop off locations, roadways, Don Pedro Island, Chadwick Park, erosion, stabilization efforts, debris removal, sifting operation, and Englewood Beach.

Commissioner Constance noted construction debris, sand removal and relocation, ferry launch, and sifting machinery. **Commissioner Truex** spoke to erosion, sand relocation, stabilization efforts, and Englewood Beach parking lot.

PUBLIC HEARING AGENDA

S. 10:00 A.M. Public Hearing

PRESENTATION AGENDA

T. 10:00 A.M. Presentations

PUBLIC INPUT - ANY SUBJECT

Jeff Lustig remarked on **Commissioner Truex**, Violation of County Policy 3.45 Investigation, intent, public apology, diversity training,

AA. County Administrator Comments

Mr. Scott gave a brief overview of Englewood Beach, discussed Public Works, staff efforts, sand operation, public safety and access, Chadwick Park facilities and amenities, boardwalks, dunes, fencing, equipment, driveways, demolition, stormwater system, repairs, timing, site conditions, permanent sea turtle lighting, operating hours, parking lot, evaluation, funding, FEMA project sheets and reimbursements, insurance coverage, procurement process, Risk Management, responded to accessibility, community impacts, tax payer dollars, Port Charlotte Beach (PCB), damage assessments, funding sources, timelines, and Capital Maintenance Program.

Ms. Sweeting mentioned 2025 Federal and State Legislative Agendas, Combined Workgroup on Vetoed Water Programs Budget Issues, immigration, policy differences and issues, legislation improvements, Representative Danny Nix, Representative Vanessa Oliver, Senate President Ben Albritton, Agriculture and Natural Resources Budget Subcommittee, U.S. Senate Committee on Appropriations, Appropriations Committee on Transportation, Tourism, and Economic Development, Appropriations Committee on Agriculture, Environment, and General Government, Hurricane Resiliency and Recovery Panel, septic to sewer conversion and intersection hardening projects, flood monitoring, high water vehicles, appropriation requests, South Gulf Cove Lock, and deadline.

Chair Tiseo commented on Port Charlotte Beach Complex, Englewood Beach, boardwalk, demolition, public access and safety, phased approach, options, funding mechanisms and requests, cost, financial decisions, community and business impacts, parking lot, timing, project prioritization, transparency, and public information. **Commissioner Constance** spoke to South Gulf Cove Lock, permitting issues, and prioritization. **Commissioner Doherty** noted beach access, Capital Maintenance Dollars, Parks and Recreation Advisory Committee, fishing piers, accommodations, Request for Proposal (RFP) process, FEMA reimbursement, South Gulf Cove Lock, project

prioritization, and needs. **Commissioner Truex** remarked on beach access, parking options, equipment consolidation and relocation, Englewood Chamber of Commerce, community and business impacts, Mr. Delbridge, FEMA, reimbursement process, public safety, Englewood Beach, periodic updates, Port Charlotte Beach Complex, Combined Workgroup on Vetoed Water Programs Budget Issues members, South Gulf Cove Lock, permitting issues, ancillary improvements, costs, vetoed projects, septic to sewer conversion, funding sources, Basin Management Action Plans (BMAP), water monitoring equipment, intent, and benefit.

County Administrator Flores replied to Englewood Beach and data.

Deputy County Administrator Lewis responded to Englewood Beach, earth moving equipment, time constraints, South Gulf Cove Lock, prioritization, appropriation request, funding, Municipal Service Benefit Unit (MSBU) project, 2025 Federal and State Legislative Agendas, and public information.

BB. County Attorney Comments - None

Taken Out of Order

DD. County Commissioner Comments

Chair Tiseo discussed AI, permit review process and application, specifications, inspections, FAC 2025 Tech Summit, implementation, efficiency, Finance Department, job security, public service, Full Time Equivalent (FTE), FEMA, Rotonda Bridge, denial letter, policy decision, options, deferred maintenance, appeal and arbitration strategy, documentation, and member decorum. **Commissioner Constance** mentioned Community Development, operating hours, contractors, AI permit review, Tourism Development Trust (TDT), Economic Development Director Kay Tracy, Bachmann Tract, property uses and interest, growth, projects, resiliency, climate change, sea level rise, Information Technology (IT) Senior Division Manager Kevin Mangels, benefits, consequences, job security, efficiency, Florida Local Government Information Systems Association (FLGISA), NACo, implementation, and appeal process. **Commissioner Truex** commented on online permit submittal, paving programs and quality, road striping, inspections, AI, account receivable and payable, benefits, time savings, IT Senior Division Manager Kevin Mangels, implementation, appeal process, Rotonda Bridge, and pathways.

Assistant County Administrator Claire Jubb replied to Community Development, operating hours, Building Industry Oversight Committee, contractors, online submittals, time constraints, and public meetings.

Mr. Elias responded to paving program, costs, project elements and process, phased approach, inspectors, road conditions and restoration, and contractors.

County Administrator Flores replied to IT Department, AI Policy and usage, and service impacts.

Deputy County Administrator Lewis responded to appeal process and pathways, eligibility, program guidelines, and legal action.

CC. Economic Development Director Comments

Kay Tracy, Economic Development Director spoke to Bachmann Tract, staffing, community engagement and partnerships, Excellence in Business Awards, 40 Under 40, Veterans Spotlight, Entrepreneur Support Organization (ESO), Childcare Conversation webinar, salaries, employee retention, benefits, business expansion, retention, and

recruitment, workforce and affordable housing, skilled workforce training, NAS MRO Services, and employment opportunities.

Chair Tiseo noted Bachmann Tract, West Port, The Kolter Group LLC, Capital Improvement Projects (CIP), property uses, affordable housing, AHAC, Economic Development Strategic Plan, organization, standards, goals, and Charlotte County Board of Education Superintendent Mark Vianello. **Commissioner Constance** discussed Economic Development Strategic Plan, staff efforts, educational and community partnerships, Florida SouthWestern State College (FSW), needs, programming, goals, healthcare employment opportunities, ShorePoint Health Punta Gorda, and workforce expansion. **Commissioner Deutsch** mentioned Bachmann Tract and property uses. **Commissioner Doherty** commented on Bachmann Tract, affordable and workforce housing component, proposals, and property value. **Commissioner Truex** spoke to Economic Development Strategic Plan, professionalism, and staff efforts.

ADJOURNED: 12:56 pm

Joseph M. Tiseo, Chair

DATE ADOPTED: _____

ATTEST:

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

By: _____
Deputy Clerk