

# Charlotte County

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



## Regular Meeting

Tuesday, April 9, 2024  
9 a.m.

### Board of County Commissioners

#### **COUNTY COMMISSIONERS**

*Bill Truex, District 3, Chairman*  
*Christopher Constance, District 2, Vice Chairman*  
*Ken Doherty, District 1*  
*Stephen R. Deutsch, District 4*  
*Joseph Tiseo, District 5*

#### **COUNTY ADMINISTRATOR**

*Hector Flores*

#### **COUNTY ATTORNEY**

*Janette S. Knowlton*

#### **CLERK OF THE CIRCUIT COURT**

*Roger D. Eaton*

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

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

**9:00 A.M.**

**Call to Order and Roll Call**

**Invocation**

If you wish, please rise for the invocation

[Reverend Jim Cochran](#)  
[Port Charlotte Global Methodist Church](#)

**Pledge of Allegiance**

**Changes to the Agenda**

See separate sheet

**Proclamations - Commissioner Stephen R. Deutsch**

[Administrative Professionals Week](#)  
[GFWC Rotonda West Woman's Club](#)  
[Lou Agosto Day](#)  
[National Donate Life Month](#)  
[Suncoast Remake Learning Days](#)

**Employee Recognition**

[Years of Service Awards - March 2024](#)

<b>Name</b>	<b>Department</b>
<b>5 Years</b>	
Anthony Haas	Community Development
Antonio Chavez	Utilities
Kathleen Duffy	Budget & Admin Services, IT
Scott Ericson	Budget & Admin Services, Fiscal Svcs
Joel Stroude	Utilities
Kalvin Bernard	Community Services
Suzan Gowans	Community Development

**10 Years**

Daniel Foissett

Utilities

**15 Years**

Michael Norton

Community Services

**25 Years**

Colleen Barbour

Human Resources

**30 Years**

Jason Ouimet

Public Works

**35 Years**

Kenneth Robinson

Public Works

[Employee of the Year 2023](#)

Ellen Pinder, Bradley Geelen, Ashlyn Gamble & Brandon Watkins  
Public Safety

**Award Presentations**

[Commissioners' Award for Customer Service - Bill Truex](#)

~~First Quarter Commissioners' Award-~~

~~Zinnia Vargas & Francine Lisby-~~

~~Budget & Administrative Services-~~

**\*\*Deleted, 4/3/2024\*\***

**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.

\* [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](mailto:MSBU-TU@CharlotteCountyFL.gov).

- **Alligator Creek Waterway Unit** is seeking one member to fill a position with a term through October 31, 2025.
- **Boca Grande Street & Drainage Unit** is seeking three members to fill positions with terms through October 31, 2024, October 31, 2025, and October 31, 2026.
- **Buena Vista Waterway Unit** is seeking one member to fill a position with a term through October 31, 2025.
- **Edgewater North Waterway Unit** is seeking one member to fill a position with a

term through October 31, 2025.

- **Englewood East Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2024.
- **Gardens of Gulf Cove Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2024.
- **Greater Port Charlotte Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Grove City Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2024, and October 31, 2025.
- **Harbour Heights Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2024.
- **Manasota Key Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2025.
- **Manchester Waterway Utility Unit** is seeking one member to fill a position with a term through October 31, 2024.
- **Northwest Port Charlotte Waterway Unit** is seeking one member to fill a position with a term through October 31, 2024.
- **Pirate Harbor Waterway Unit** is seeking one member to fill a position with a term through October 31, 2025.
- **Placida Area Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Rotonda Lakes Street & Drainage Unit** is seeking one member to fill a position with a term through October 31, 2026.
- **Rotonda Sands Street & Drainage Unit** is seeking two members to fill positions with terms through October 31, 2025.
- **South Charlotte Stormwater Unit** is seeking two members to fill positions with terms ending October 31, 2024, and October 31, 2025.

\* [Historical Advisory Committee](#)

The Historical Advisory Committee is looking for volunteers to fill three vacant positions. One organization based and two-member at large positions. Organization must be within Charlotte County and must submit a letter of recommendation for the applicant. Terms are effective immediately and will expire in March 2027. Please contact [Claudia.Mayo@charlottecountyfl.gov](mailto:Claudia.Mayo@charlottecountyfl.gov) for an application.

\* [Beaches and Shores Committee](#)

The Beaches and Shores Committee is looking for a volunteer to fill a Member At Large position. Term is effective immediately and will expire March 2028. Please contact [Claudia.Mayo@charlottecountyfl.gov](mailto:Claudia.Mayo@charlottecountyfl.gov) for an application.

## 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:

March 21, 2024 BCC Pre-Agenda

March 19, 2024 BCC Workshop

March 19, 2024 BCC Budget Process Update Workshop

**Budgeted Action:**

No action needed.

**Board of County Commissioners****C. Commission Office**1. [Appointment - Pirate Harbor Waterway Advisory Board](#)**Recommended Action:**

Approve the appointment of John Schwind to fill the unexpired term of Don Jhonson on the Pirate Harbor Waterway Advisory Board. This appointment will be effective immediately and will expire on October 31, 2025.

**Budgeted Action:**

No action needed.

2. [Appointment - South Charlotte Stormwater Advisory Board](#)**Recommended Action:**

Approve the appointment of Robert Dimuzio to fill the unexpired term of David Servis on the South Charlotte Stormwater Advisory Board. This appointment will be effective immediately and will expire on October 31, 2025.

**Budgeted Action:**

No action needed.

3. [Appointment - Historical Advisory Committee](#)**Recommended Action:**

Approve the appointment of Katherine Adamo to the Historical Advisory Committee as a Member-At-Large representative. Term is effective immediately and will expire March 2027.

**Budgeted Action:**

No action needed.

**D. County Administration**1. [Appointment - Babcock Ranch Advisory Group](#)**Recommended Action:**

The Florida Department of Agriculture/Forest Service Division requests the appointment of an advisory council member to the Babcock Ranch Advisory Group.

**Budgeted Action:**

No action needed.

**E. County Attorney**1. [Wilbur B. Graf v. Charlotte County, Florida](#)**Recommended Action:**

a) Approve the Settlement Agreement and Release in *Wilbur B. Graf v. Charlotte County, Florida*, Case No. 22001387CA in the 20th Judicial Circuit Court in and for Charlotte County, Florida, relating to a motor vehicle accident; and  
b) Authorize the Chairman to sign the Settlement Agreement and Release.

**Budgeted Action:**

No action needed.

**F. Budget and Administrative Services****Fiscal Services****Information Technology****Purchasing**1. [24-248, Award, Sale of County Owned Properties \(Real Estate\)](#)**Recommended Action:**

Approve award of Request for Bids #24-248, Sale of County Owned Properties, to the highest bidder per parcel as identified on the attached tabulation - recommendation of award.

**Budgeted Action:**

No action needed.

2. [24-281, Award, Manhole 3371 Replacement \(Utilities\)](#)**Recommended Action:**

Approve award of Request for Bid #24-281, Manhole 3371 Replacement, to Andrew Sitework LLC of Fort Myers, Florida for the total amount of \$246,281.70. This is for Manhole 3371 Replacement.

**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. [22-439, Novation of Contract, Disposal of Waste Tires - Annual Contract \(Public Works Solid Waste\)](#)

**Recommended Action:**

- a) Approve Novation of Contract #22-439 from Tire Shredders of America of Tampa, Florida to Covanta Environmental Solutions LLC (CES) of Morrison, New Jersey; and
- b) Authorize the Chairman to sign the Novation; and
- c) Authorize County Administrator, or his designee, to approve one additional renewal options at the same prices, terms, and conditions, by mutual consent.

**Budgeted Action:**

No action needed. Budgeted in the Enterprise Fund - Public Works Solid Waste Landfill budget as approved in the FY2024 budget process. Funding for the expenditure comes from Fees.

4. [24-294, Award, Ackerman Vacuum Sewer Connections Zones 1 and 2 - Plumbing Contract 5 \(Utilities\)](#)

**Recommended Action:**

Approve award of Request for Bid #24-294, Ackerman Vacuum Sewer Connections Zones 1 and 2 - Plumbing Contract 5, to the lowest responsive, responsible, bidder, Rohaley and Sons Plumbing Contractors, Incorporated of Fort Myers, Florida in the amount of \$491,583.75.

**Budgeted Action:**

No action needed. Budgeted in the "Ackerman Septic to Sewer and Water Expansion" project as part of the Charlotte Harbor Water Quality Initiative as adopted in the FY24 budget process. Funding will be supplied from the Ackerman MSBU Fund through Ackerman Sewer MSBU Assessments and Base Rates.

5. [15-421, Assignment of Contract, Professional Services Library \(Purchasing\)](#)

**Recommended Action:**

- a) Approve the Assignment of Contract #15-421 from Charlotte Engineering & Surveying, Inc. of Port Charlotte, Florida to Consor Engineers, LLC of Wesley Chapel, Florida; and
- b) Authorize the Chairman to sign the Assignment; and
- c) Authorize County Administrator, or his designee, to approve additional renewal options at the same, terms, and conditions, by mutual consent.

**Budgeted Action:**

No action needed. No financial impact

6. [24-315, Piggyback, RapidSOS Premium \(Sheriff's Office\)](#)

**Recommended Action:**

- a) Approve Piggyback of File #24-315, to Geo-Comm Incorporated of St. Cloud, Minnesota, per GSA Contract GS-35F-0594S, for a total cost of \$298,500. This cost includes services for five (5) years; and
- b) Authorize Chairman to sign Statement of Work.

**\*\*Change, Added attachment - Revised Contract, 4/3/2024\*\*****Budgeted Action:**

No action needed. Grant funding in the amount of \$298,500 is included in the FY24 budget for Fund 1055, Enhanced 911 System. Grant funding will be provided by Florida Department of Management Services. There is no local match required.

7. [Property Deletions for the Month of April, 2024 \(Purchasing\)](#)**Recommended Action:**

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

**Budgeted Action:**

No action needed.

**Real Estate Services**8. [Third-party Agreements - Pre-identified Disaster Sites](#)**Recommended Action:**

a) Approve Resolution authorizing use of third-party agreements for use of pre-identified property as designated disaster sites during a declared local state of emergency; and

b) Authorize the County Administrator, or his/her designee, to execute related documents; and

c) Authorize the Chairman to sign the Resolution.

**Budgeted Action:**

No action needed. No financial impact at this time.

**Risk Management****Transit**9. [Transit Coordinated Partner\(s\) Agreements](#)**Recommended Action:**

a) Approve Resolution allowing the County Administrator, or his/her designee, to enter into third-party Agreements with Coordinated Partners who provide transit services in Charlotte County; and

b) Authorize the Chairman to sign the Resolution.

**Budgeted Action:**

No action needed.

10. [FY23 5311 "Formula Grants for Rural Areas" Public Transportation Grant Agreement \(PTGA\) & Resolution](#)**Recommended Action:**

a) Approve and accept the PTGA between the State of Florida, Department of Transportation (FDOT) and Charlotte County Board of County Commissioners in the amount of \$82,800 for the purpose of providing public transportation in the rural service area of Charlotte County; and



- b) Approve Resolution authorizing the County Administrator or his designee to enter into, modify or terminate the PTGA; and  
c) Authorize the Chairman to execute the PTGA and Resolution.

**Budgeted Action:**

No action needed. Grant funding in the amount of \$82,800 and the required match of \$82,800 are included in the FY24 budget for 1088 Fund Transit. Grant funding will be provided by the Florida Department of Transportation. Matching funds of \$82,800 will be provided by Local Funds.

**G. Community Development**

**H. Community Services**

**1. [Park Concession Stand Naming - Lou Agosto Concessions](#)**

**Recommended Action:**

- a) Approve Resolution naming the baseball concession stand at Harold Avenue Regional Park the "Lou Agosto Concessions;" and  
b) Authorize the Chairman to sign the Resolution.

**Budgeted Action:**

No action needed.

**2. [Amendment 1 - Department of Commerce Grant - Beirut Memorial Tower Grant](#)**

**Recommended Action:**

- a) Approve an amendment to a grant from the ~~Department of Economic Opportunity~~ **Department of Commerce** for construction of the Beirut Tower at William R. Gaines Jr. Veterans Memorial Park, amending the scope of work and extending the agreement period; and  
b) Authorize the Chairman to execute the amendment.

**\*\*Change, Updated wording (Department of Economic Opportunity to Department of Commerce), 4/4/2024\*\***

**Budgeted Action:**

No budget action needed. Grant funding is provided by the ~~Department of Economic Opportunity~~ **Department of Commerce**, as a pass through the county to the Gaines Foundation. Funding in the amount of \$2,000,000 for the expenditures will come from the general fund. Expenses in excess of \$2,000,000 will be covered directly by the Gaines Foundation. There is no local match required.

**3. [Overflow Parking Lot License Agreement](#)**

**Recommended Action:**

- a) Approve the Parking Lot Use Agreement between Charlotte County and West Coast Inland Navigation District; and  
b) Authorize the Chairman to sign the Agreement.

**Budgeted Action:**

No action needed. Maintenance budgeted in the General Fund - Parks Maintenance budget as approved in the FY2024 budget process. Funding for this expenditure comes from ad valorem.

- I. Economic Development
- J. Facilities Construction and Maintenance
- K. Human Resources
- L. Human Services
- M. Public Safety
- N. Public Works

1. [Set a Public Hearing - Amend the Purpose of the Rotonda Heights Street & Drainage MSBU](#)

**Recommended Action:**

Set a public hearing on May 28, 2024, at 10:00 a.m., or as soon thereafter as may be heard, to consider an ordinance to amend the purpose of the Rotonda Heights Street and Drainage Municipal Services Benefit Unit (MSBU) to include beautification and landscape projects, to take place in Room 119, Commission Chambers located at 18500 Murdock Circle, Port Charlotte, Florida 33948.

**Budgeted Action:**

No action needed.

2. [Set a Public Hearing - Amend the Purpose of the Rotonda Lakes Street & Drainage MSBU](#)

**Recommended Action:**

Set a public hearing on May 28, 2024, at 10:00 a.m., or as soon thereafter as may be heard, to consider an ordinance to amend the purpose of the Rotonda Lakes Street and Drainage Municipal Services Benefit Unit (MSBU) to include beautification and landscape projects, to take place in Room 119, Commission Chambers located at 18500 Murdock Circle, Port Charlotte, Florida 33948.

**Budgeted Action:**

No action needed.

3. [2024 RAISE Grant Application for the Construction to Widen Harborview Road](#)

**Recommended Action:**

- a) Ratification of administrative approval to apply for the 2024 Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant application for the construction to widen Harborview Road; and
- b) Board approval to apply for the same.

**Budgeted Action:**

No action needed. A budget adjustment and Capital Improvement Program amendment will be brought to the board for approval, if awarded. Adjustment will be to adopted Capital Improvements Project "Harborview Road Widening - Melbourne to I75". Local grant funding of \$12,839,000 will come from the 2020 Sales Tax Extension

and Road Impact Fees.

4. [Charlotte County Coastal Storm Risk Management Feasibility Study Agreement between the Army Corps of Engineers and Charlotte County](#)

**Recommended Action:**

- a) Approve the Charlotte County Coastal Storm Risk Management Study Agreement between The Department of the Army Corps of Engineers and Charlotte County; and
- b) Authorize the chairman to sign the agreement for Charlotte County Coastal Storm Risk Management Study.

**Budgeted Action:**

Upon execution, a budget adjustment will be brought back to the Board for approval. Funding will be supplied by the Capital Projects Fund, ad valorem.

O. **Tourism Development**

P. **Utilities**

Q. **Other Agencies**

1. [Highlands County ILA with Charlotte County on behalf of the Coastal & Heartland National Estuary Partnership \(CHNEP\)](#)

**Recommended Action:**

- a) Approve, on behalf of CHNEP, the ILA with Highlands County; and
- b) Authorize the Chairman to sign the ILA; and
- c) Authorize the County Administrator or his designee to sign associated work orders.

**Budgeted Action:**

No action needed. Grant funding in the amount of \$200,000 is included in the FY24 budget for 1026 CHNEP Fund. Grant funding will be provided by United States Environmental Protection Agency. There is no local match required.

2. [FY24 SWFWMD \(Southwest Florida Water Management District\) Grant to CHNEP \(Coastal & Heartland National Estuary Partnership\)](#)

**Recommended Action:**

- a) Approve Cooperative Agreement between the SWFWMD and Charlotte County on behalf of CHNEP; and
- b) Authorize Chairman to sign to sign Cooperative Agreement.

**Budgeted Action:**

No action needed. This is budgeted in the FY24 1026 CHNEP Fund. Grant funding is provided by Southwest Florida Water Management District in the amount of \$130,000. There is a \$56,000 county match that will be paid using CHNEP personnel funding.

3. [9-1-1- Letter of Agency, Motorola Solutions Connectivity, Inc.](#)

**Recommended Action:**

- a) Approve the issuance of the 9-1-1- Letter of Agency with Motorola Solutions Connectivity, Inc., authorizing Motorola to act as the 9-1-1 System service provider in Charlotte County and to undertake certain service-related activities on behalf of Charlotte County, including, but not limited to, interconnections, database services,

routing services and text to 9-1-1- services; and  
b) Authorize the Chairman to execute the Letter of Agency

**Budgeted Action:**

No action needed.

## REGULAR AGENDA

### R. Regular Agenda

#### 1. [Discussion and Direction on the Eastern Portion of Murdock Village](#)

**Commission Office**

~~a) Discussion and Direction on the future of the eastern most portion of Murdock Village; and~~

~~b) If needed – Consider a Motion of the Board of County Commissioners approving the Fifth Amendment to the Purchase and Sale Agreement for the eastern portion of Murdock Village.~~

**\*\*Deleted, 4/3/2024\*\***

## COMMUNITY REDEVELOPMENT AGENCY MEETING

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

## PUBLIC HEARING AGENDA

### S. 10:00 A.M. Public Hearing

## PRESENTATION AGENDA

### T. 10:00 A.M. Presentations

## PUBLIC INPUT - ANY SUBJECT

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

### 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](#)