

BOARD OF COUNTY COMMISSIONERS

SEPTEMBER 15, 2020

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

The following members were present: Chair Truex (via teleconference), Vice Chair Constance, Commissioner Deutsch, Commissioner Doherty, and Commissioner Tiseo. Also in attendance were: County Administrator Flores, County Attorney Knowlton, and Minutes Clerk Light. The following members were absent: None.

The Meeting was called to order at 9:00 am, followed by the Pledge of Allegiance.

County Administrator Flores gave a brief overview of the Agenda.

1. Impact Fees

Shaun Cullinan, Planning and Zoning Official gave a brief overview of Existing Fees, Current Study, Introduction of Consultants, Study Related Discussion Points, Ordinance Related Discussion Points: How frequently do you want the study updated, Annual Indexing, Independent Impact Fee Analysis, and Traffic Monitoring Report process.

Clancy Mullen, Duncan Associates gave a brief overview of Presentation Summary, Basics of Impact Fees, Project Overview, Geographic Areas, Transportation Benefit Districts, Current Impact Fees, Selected Uses, Changes to Land Use Categories, Updated Impact Fees, Single-Family Fee Changes, Changes in Total Fees, Impact Fee Comparisons: Total Impact Fees per Single-Family Unit, Florida Counties, Total Impact Fees per 1,000 sq. ft. Retail, Florida Counties, and Implementation Options.

Chair Truex commented on category comparisons, surrounding counties, new construction, housing affordability, lumber prices, fees, indexing, and community growth. **Vice Chair Constance** discussed Changes to Land Use Categories, Impact Fee Study, fee schedule, categories, Impact Fee Comparisons: Total Impact Fees per Single-Family Unit, Florida Counties, Total Impact Fees per 1,000 sq. ft. Retail, schools, impact fees, long term budget deficit, How frequently do you want the study updated, Annual Indexing, Independent Impact Fee Analysis, Traffic Monitoring Report process, Sales Tax, and Workshop. **Commissioner Deutsch** mentioned impact fees, effects, population growth, permitting, new construction, Municipal Service Benefit Unit (MSBU), per capita cost, community impacts, in-fill, Traffic Monitoring Report process, and lumber prices. **Commissioner Doherty** noted retail, commercial, Institute of Transportation Engineers (ITE) rates, trip generation, Tindale/Oliver methodology, Changes in Total Fees, Capital Improvements Program (CIP), Capital Needs Assessment (CNA), transportation, vacant lot conversion, services, growth projections, How frequently do you want the study updated, Annual Indexing, Independent Impact Fee Analysis, new construction cost, Traffic Monitoring Report process, data, and Workshop. **Commissioner Tiseo** spoke to Updated Impact Fees, Changes in Total Fees, report, capital needs, school millage, impact fees and revenue, fee schedule, in-fill, threshold, How frequently do you want the study updated, Annual Indexing, Independent Impact Fee Analysis, and Traffic Monitoring Report process.

Gordon Burger, Budget and Administrative Services Director interjected on impact fees, Impact Fee Study comparisons, 2017 Trip Generation Manual, residential, commercial, effects, Babcock Ranch, services, growth, new home incremental cost, long term budget deficit, Municipal Service Taxing Unit (MSTU), MSBU, and in-fill.

2. ROW Ordinance

John Elias, Public Works Director gave a brief overview of History and responded to Board inquiries.

Joanne Vernon, County Engineer gave a brief overview of Charlotte County Right of Way (ROW) Ordinance Status, Charlotte County ROW Ordinance Changes: Added definitions, Added Exemptions from permitting, Prohibited Activities in ROW, If worked without permit, Permits issued in error, Qualifications of Permittee, Design and Construction Standards, Coordination of Work, Hours of Work to match County's project hours, Restoration of ROW after construction, Insurance Requirements, Indemnification Clause, Relocation of permitted facility, Abandoned Facilities, Responsibility of adjacent property owners, Inspections, Surety Bond, Variance and Appeal, Charlotte County Design Manual Changes: Drainage Swales, Pipes, Mitered End Sections, Driveways, Catch Basins, Pavement Repairs, Sidewalks, and Next Steps.

Chair Truex commented on Pipes. **Vice Chair Constance** discussed permit cost, Permits issued in error, Design and Construction Standards, and Pipes. **Commissioner Deutsch** mentioned Permits issued in error. **Commissioner Doherty** noted Permits issued in error, Qualifications of Permittee, Design and Construction Standards, Pipes, Design Manual, and subdivision regulation. **Commissioner Tiseo** spoke to Permits issued in error, Relocation of permitted facility, and Pipes.

County Attorney Knowlton replied to case law, defense, provision, permit, action and reliance, and homeowner responsibility.

3. Earthmoving

Mr. Elias gave a brief overview of Earthmoving.

Ms. Vernon gave a brief overview of Discussion Points, Responsibilities, History of Current Ordinance, Types of Excavation, What do they Excavate for, Areas prohibited from being designated Mineral Resource Extraction, Application Requirements for Commercial and Specific Ag, Other Permits needed, Number of Excavations, Active Specific Excavations, Staffing Levels, Issues, Inspection Enhancements, Proposed Changes to Code, Requested Position: Code Compliance Officer, Excavations, ROW, and Funding for position.

Mr. Cullinan gave a brief overview of Comp Plan Requirements, and Zoning Code Requirements.

Chair Truex commented on proposed changes, quadruple fees, county reimbursement, liens, vacant lots, and right of ways. **Vice Chair Constance** discussed Areas prohibited from being designated Mineral Resource Extraction, Other Permits needed, Number of Excavations, Active Specific Excavations, Issues, Inspection Enhancements, mosquito control, Excavations, Funding for position, and after the fact permits. **Commissioner Doherty** mentioned enforcement, brush cutting cost, vacant lots, and rights of way. **Commissioner Tiseo** noted Other Permits needed, Number of Excavations, Issues, Proposed Changes to Code, and Funding for position.

County Attorney Knowlton replied to liens.

AA. County Administrator Comments

County Administrator Flores spoke to Punta Gorda Lot Maintenance Program, impact fees, implementation period, ROW, Earthmoving, and enforcement.

Vice Chair Constance commented on earthmoving per load charge. **Commissioner Tiseo** discussed earthmoving per load charge.

County Attorney Knowlton interjected on earthmoving per load charge.

BB. County Attorney Comments

County Attorney Knowlton mentioned Bus Bench Agreement, proceeds, Jaycees, and Charlotte Local Education Foundation.

Vice Chair Constance noted Bus Bench Agreement, United Way, and fees. **Commissioner Doherty** spoke to United Way and fee. **Commissioner Tiseo** commented on United Way and fees.

County Administrator Flores responded to United Way.

CC. Economic Development Director Comments - None

DD. County Commissioner Comments - None

ADJOURNED: 11:42 am

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