

BOARD OF COUNTY COMMISSIONERS

SEPTEMBER 22, 2020

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

The following members were present: Chair Truex (departed at 12:28 pm), Commissioner 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

The Invocation was given by Pastor John Boutchia, Calvary Baptist Church, followed by the Pledge of Allegiance.

Changes to the Agenda

Addition #1: R-6 Approve Resolution authorizing execution of the Form of Continuing Disclosure Certificate for the upcoming Peace River Water Supply Authority's 2020 Utility System Refunding Revenue Bonds.

Requested by: Utilities

Addition #2: R-7 Authorize participation in the Public Emergency Medical Transportation (PEMT) supplemental program for Medicaid managed care organizations (MCOs); authorize the Chairman to execute the Intergovernmental Transfers Questionnaire from the Agency for Health Care Administration (AHCA); and Authorize the Chairman to execute the Letter of Agreement (LOA) with AHCA relating to intergovernmental transfers to the State.

Requested by: Public Safety

Change #1: H-3 Updated wording – Approve the Cooperative Service Agreement with United States Department of Agriculture Animal and Plant Health Inspection Services for the control of iguanas on ~~Boca~~ **Grande the Charlotte County portion of Gasparilla Island.**

Requested by: Community Services

Change #2: T-2 Added attachment – REVISED – Septic to Sewer Implementation Plan.

Requested by: Other Agencies

Change #3: R-2 Added attachment – Draft Summary Agenda.

Requested by: Utilities

Change #4: H-1 Updated title – Addendum to the Punta Gorda Historical ~~Society~~ **Center** Agreement.

Updated wording – Approve addendum to Lease Agreement between Charlotte County and the Punta Gorda Historical ~~Society~~ **Center** for a portion of the Grace Street Annex, for the use as the Punta Gorda History Center.

Requested by: Community Services

Change #5: R-3 Added attachment – Knowlton, J – Annual Evaluation.

Requested by: County Attorney

Change #6: R-4 Added attachment - Flores, H – Annual Evaluation.

Requested by: Administration

Change #7: R-5 Added attachment – Gammon, D – Annual Evaluation.

Requested by: Economic Development

Change #8: R-1 Added attachments – Presentation, Human Services and Presentation, Economic Development.

Requested by: Administration

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

MOTION CARRIED 5:0.

Proclamations - Commissioner Ken Doherty

COMMISSIONER CONSTANCE MOVED TO APPROVE PROCLAMATIONS, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

Adverse Childhood Experiences Awareness and Action Month

Proclamation will be mailed to Rebecca Francois, Office of Strategic Planning, Communications and Preparedness.

Child Passenger Safety Week

Proclamation will be mailed to Joe Pepe, Florida Department of Health in Charlotte County.

Community Development Month

Proclamation given to Community Development staff.

Employee Recognition

Award Presentations

Commissioners' Award for Customer Service - Commissioner Tiseo

Third Quarter Commissioners' Award FY 2019/20

Colleen Turner - Human Services

Commissioner Tiseo highlighted Ms. Turner's background, professionalism, knowledge, and presented Award.

PUBLIC INPUT - AGENDA ITEMS ONLY

Marlene Oquendo commented on COVID-19 Update Response.

Gene Murtha discussed addendum to the Punta Gorda Historical Society Agreement.

Michael Zarzano mentioned Water Authority Agenda - September 30, 2020.

Tim Ritchie noted Water Authority Agenda - September 30, 2020.

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 during this meeting.

Agricultural and Natural Resources Advisory Committee is searching for (1) one member with expertise in Commodity Production. The term begins immediately and will expire December 31, 2023. Please contact Diane.Clim@charlottecountyfl.gov or phone at 941.743.1956.

Affordable Housing Advisory Committee is searching for one (1) citizen-at-large and one (1) citizen to serve in any of the following capacities:

1. Who is actively engaged in the residential home building industry,
2. Who is actively engaged in the banking or mortgage banking industry,
3. Who is a representative of those areas of labor actively engaged in home building,

4. Who is actively engaged as an advocate for low-income persons,
 5. Who is actively engaged as a for-profit provider of affordable housing,
 6. Who is actively engaged as a not-for-profit provider of affordable housing,
 7. Who represents employers within the jurisdiction, or
 8. Who represents essential services personnel, as defined in the local housing assistance plan.
- Please contact Colleen.Turner@charlottecountyfl.gov or Doreen.Stoquert@charlottecountyfl.gov or call 941-205-2161.

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 one member to fill a vacant unexpired term through October 31, 2023.
- **Boca Grande Street & Drainage Unit** is seeking three members to fill vacant unexpired terms through October 31, 2021 and October 31, 2023.
- **Buena Vista Waterway Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021 and October 31, 2023.
- **Burnt Store Village Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2022 and October 31, 2023.
- **Charlotte Ranchettes Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **Deep Creek Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **Don Pedro & Knight Islands Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **Edgewater North Waterway Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021 and October 31, 2023.
- **Englewood East Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **Gardens of Gulf Cove Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2022 and October 31, 2023.
- **Greater Port Charlotte Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.

- **Grove City Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **Gulf Cove Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **Gulf Cove Waterway Unit** is seeking two members to fill vacant unexpired terms through October 31, 2022 and October 31, 2023.
- **Harbour Heights Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **Harbour Heights Waterway Unit** is seeking three members to fill vacant unexpired terms through October 31, 2021, October 31, 2022 and October 31, 2023.
- **Manasota Key Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **Manchester Waterway Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **Mid-Charlotte Stormwater Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **Northwest Port Charlotte Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2022 and October 31, 2023.
- **Northwest Port Charlotte Waterway Unit** is seeking two members to fill vacant unexpired terms through October 31, 2022, and October 31, 2023.
- **Pirate Harbor Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2022 and October 31, 2023.
- **Pirate Harbor Waterway Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **Placida Area Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **Rotonda Heights Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021 and October 31, 2023.
- **Rotonda Lakes Street & Drainage Unit** is seeking five members to fill vacant unexpired terms through October 31, 2021, October 31, 2022, and October 31, 2023.

- **Rotonda Sands North Street & Drainage Unit** is seeking three members to fill vacant unexpired terms through October 31, 2021 and October 31, 2023.
- **Rotonda West Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **South Burnt Store Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **South Charlotte Stormwater Unit** is seeking five members to fill vacant unexpired terms through October 31, 2021, October 31, 2022, and October 31, 2023.
- **South Gulf Cove Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **South Gulf Cove Waterway Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.
- **West Charlotte Stormwater Unit** is seeking one member to fill a vacant unexpired term through October 31, 2023.

REPORTS RECEIVED AND FILED

CONSENT AGENDA

Commissioner Constance spoke to Mr. Murtha's presence and appointments of Sean Doherty as Tourism Director and Ben Bailey as Community Development Director.

COMMISSIONER CONSTANCE MOVED TO APPROVE THE CONSENT AGENDA WITH THE EXCEPTION OF F-1, F-3, AND F-6, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

Clerk of the Circuit Court

A. Comptroller Division

1. Finance

Recommended Action: Approve the Clerk's Finance Memorandum.

Budgeted Action: No action needed.

B. Minutes Division

1. Minutes

Recommended Action: Approve the following Minutes:

September 3, 2020 BCC Pre-Agenda

Budgeted Action: No action needed.

Board of County Commissioners

C. Commission Office

1. Appointment - Marine Advisory Committee

Recommended Action: Approve the appointment of Edward J. Nowak to fill an unexpired Marine Advisory Committee term as representative for the Burnt Store Isles Boat Club, replacing James Ellsworth, term will expire on December 31, 2020. Nominee was approved by the Marine Advisory Committee meeting on September 10, 2020.

Budgeted Action: No action needed.

D. County Administration

1. Tourism Director

Recommended Action: Approve the appointment of Sean Doherty as Tourism Director, effective September 23, 2020.

Budgeted Action: No action needed.

2. Community Development Director

Recommended Action: Approve the appointment of Ben Bailey as Community Development Director, effective September 23, 2020.

Budgeted Action: No action needed.

3. Administrative Code

Recommended Action: Approve revised Administrative Code.

Budgeted Action: No action needed.

E. County Attorney

1. Extension 27 of Local State of Emergency - COVID-19

Recommended Action: Approve Resolution extending the Local State of Emergency related to the Novel Coronavirus Disease 2019 (COVID-19). **RES 2020-141**

Budgeted Action: No action needed.

2. Amendment 1 Virginia B. Andes Coronavirus Aid, Relief, and Economic Security Act Subrecipient Agreement

Recommended Action: a) Approve Amendment 1 to the Virginia B. Andes Subrecipient Agreement; and b) Authorize the Chairman to execute the amendment. **A. AGR 2020-044**

Budgeted Action: No action needed.

F. Budget and Administrative Services

Fiscal Services

1. Health Department Contract FY21

Recommended Action: Approve and authorize the Chairman to execute the FY21 Charlotte County/State of Florida Department of Health contract for the operation of the Charlotte County Health Department. **AGR 2020-069**

Budgeted Action: No action needed. Budgeted in the Health Department Fund - Health Department budget to be approved in the FY2021 budget process. Funding for the expenditure comes from Health Department Fund.

Joseph Pepe, Florida Department of Health (FDOH) Administrator gave a brief overview of Spending Plan, Total Revenue – Fiscal Year (FY) 2020-2021, Total Expenditures - FY 2020-2021, BOCC Expenditures - FY 2020-2021, Year to Year Revenue Per Source, Annual Expenditure, Expenditure Distribution Per FY: FY 2016-2017 to FY 2020-2021, Excluding Salaries & Benefits and COVID-19, Trust Fund Balances FYE 2019-2020, Revenue vs. Expenditures by County Comparison, and Total full-time equivalent (FTE) Comparison by County FY 2020-2021.

Commissioner Constance commented on budget, request, Total Revenue - FY 2020-2021, BOCC Expenditures - FY 2020-2021, Spending Plan, Trust Fund Balances FYE 2019-2020, Health Department facilities, and temporary employees.

County Administrator Flores replied to Health Department facilities.

COMMISSIONER DOHERTY MOVED TO APPROVE AGREEMENT 2020-069 FISCAL YEAR 2021 CHARLOTTE COUNTY/STATE OF FLORIDA DEPARTMENT OF HEALTH CONTRACT FOR THE OPERATION OF THE CHARLOTTE COUNTY HEALTH DEPARTMENT, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 4:1., COMMISSIONER CONSTANCE OPPOSED

Information Technology

Purchasing

2. 20-633, Award, Dump Truck (Community Services)

Recommended Action: Approve award of File #20-633, Dump Truck for Community Services, as a “Piggyback” off of the Florida Sheriff’s Association Contract #FSA 18-VEH 16.0, Cab and Chassis Trucks and Heavy Equipment, Specification #13 as awarded to Palm Peterbilt Truck Centers of Fort Lauderdale, Florida in the total amount of \$157,925.

Budgeted Action: No action needed. Approved by budget adjustment BA20-007 on January 28, 2020, in the Natural Resources Habitat Conservation Fund. Funding is supplied from Habitat Conservation fees.

3. 20-576, Award, Gasoline and Diesel Fuel, Supply and Deliver - Annual Contract (Fleet Management)

Recommended Action: a) Approve award of Bid #20-576, Gasoline and Diesel Fuel, Supply and Deliver - Annual Contract to the lowest responsive, responsible bidder for Group A: Tankwagon Lots - Edison Oil Company of Fort Myers, Florida and Group B: Transport Lots - Pro Energy LLC of Medley, Florida at the firm differential prices bid with an initial contract term beginning October 1, 2020 through and including September 30, 2021; and b) Authorize the County Administrator, or his designee, to approve renewal options for up to two (2) additional one-year terms at the same prices, terms and conditions, by mutual consent.

Budgeted Action: No action needed. Fuel is stored in inventory and charged out to the Departments/Other Users. Funding for this expenditure comes from various Departments and Other Fuel System Users.

COMMISSIONER CONSTANCE MOVED TO APPROVE AWARD OF BID #20-576, GASOLINE AND DIESEL FUEL, SUPPLY AND DELIVER - ANNUAL CONTRACT TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER FOR GROUP A: TANKWAGON LOTS - EDISON OIL COMPANY OF FORT MYERS, FLORIDA AND GROUP B: TRANSPORT LOTS - PRO ENERGY LLC OF MEDLEY, FLORIDA AT THE FIRM DIFFERENTIAL PRICES BID WITH AN INITIAL CONTRACT TERM BEGINNING OCTOBER 1, 2020 THROUGH AND INCLUDING SEPTEMBER 30, 2021; AND AUTHORIZE THE COUNTY ADMINISTRATOR, OR HIS DESIGNEE, TO APPROVE RENEWAL OPTIONS FOR UP TO TWO (2) ADDITIONAL ONE-YEAR TERMS AT THE SAME PRICES, TERMS AND CONDITIONS, BY MUTUAL CONSENT, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 4:0., COMMISSIONER TISEO ABSTAINED (FORM 8B FILED)

4. 20-578, Award, Sod and HydroSeeding - Annual Contract (Public Works)

Recommended Action: a) Approve award of Bid #20-578, Sod and Hydroseeding - Annual Contract as a multi-award by line item to Ground Level, Inc. of Bowling Green, Florida and Lira and Son Sod Inc. of Lake Placid, Florida at the unit prices indicated on the bid tabulation; and b) Authorize the County Administrator to approve renewal options of up to two (2) additional one-year terms, at the same prices, terms and conditions, by mutual consent. The Contract will be effective from October 1, 2020 through and including September 30, 2021. This is an annual Contract for the supply, delivery, and installation of sod and hydroseeding for various County departments.

Budgeted Action: No action needed. Items are charged out to the appropriate MSBU/TU or Road & Bridge as used. Budgets/workplans to be approved in the 2021 Budget Process.

5. Approve, Change Order 6, Burnt Store Road Widening Phase II (Public Works)

Recommended Action: Approve Change Order #6, File No. 19-403 Burnt Store Road Widening Phase II in the amount of \$155,620.12. to Wright Construction Group Inc. of Fort Myers, Florida for the required median opening, turn lanes and driveway for Burnt Store Road Fire Station 5.

Budgeted Action: No action needed. Budgeted in the Capital Improvements Project "Station 5 Replacement" approved in the FY20 budget process. Funding is supplied from Capital Projects, ad valorem.

6. Approve 10-281, Renewal, Property & Casualty Insurance Coverage (Risk Management)

Recommended Action: Approve renewal of Contract #10-281 Property & Casualty Insurance Coverage with Florida League of Cities located in Orlando, Florida, for the term October 1, 2020 up to and including September 30, 2021 in the amount of \$3,413,708. This is an annual contract for a comprehensive program of self-insurance.

Budgeted Action: No action needed. Budgeted in the FY21 budget process. Funding for this expenditure comes from the Self Insurance Fund.

Gordon Burger, Budget and Administrative Services Director introduced Raymond Carter, Risk Manager and Rodney Lewis, Gehring Group, discussed Stafford Act, standard operating procedure, Federal Emergency Management Agency (FEMA), Hurricane Charley, Schedule And Process Amendment, adequate insurance coverage, audit process, recommendations, bid process, Florida Municipal Insurance Trust (FMIT), and excess premiums.

Mr. Carter mentioned Stafford Act, catastrophic loss, self-insured fund, excess insurance property placement, FEMA, adequacy, schedule of values, available capacity, premium, funding, experience modification, workers compensation, employee codes, rates, Performance Actuarial Study, expected outstanding liabilities, budgetary projections, premium summary, loss runs, bid process, renewal timeframe, carrier quotes, and underwriter commitments.

Mr. Lewis noted adequacy, 2004 Hurricane Charley claim, deobligation attempts, property value increases, assets, marketplace and coverage availability, irrigation, loss experience, renewal process, Inland Marine deductible, tank insurance renewal, FEMA clawback, carrier quotes, and proposal timeframe.

Chair Truex spoke to insurance cost increase and FMIT. **Commissioner Constance** commented on FMIT, renewal information, quote timeframe, deobligation, Workshop, and enterprise profit margin. **Commissioner Deutsch** discussed insurance companies and premiums, Waste Management, bid process, and Workshop. **Commissioner Doherty** mentioned home insurance premiums. **Commissioner Tiseo** noted adequate and necessary determination, need level, memorandum, Stafford Act, 42US(c)5154, coverages, options, increase, policy decision, renewal package, timing statute, staff recommendations, modification factor, workers compensation, irrigation, self-insurance retention, catastrophic policy, premium summary, loss runs, bid process, FMIT, Inland Marine deductible, tank insurance renewal, FEMA, clawback, and Workshop.

COMMISSIONER DOHERTY MOVED TO APPROVE RENEWAL OF CONTRACT #10-281 PROPERTY & CASUALTY INSURANCE COVERAGE WITH FLORIDA LEAGUE OF CITIES LOCATED IN ORLANDO, FLORIDA, FOR THE TERM OCTOBER 1, 2020 UP TO AND INCLUDING SEPTEMBER 30, 2021 IN THE AMOUNT OF \$3,413,708. THIS IS AN ANNUAL CONTRACT FOR A COMPREHENSIVE PROGRAM OF SELF-INSURANCE, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

Real Estate Services

7. Beach Restoration Easement Release (Public Works)

Recommended Action: Approve Resolution authorizing Real Estate Services to release Beach Restoration Easements on properties where no Erosion Control Line has been established. **RES 2020-142**

Budgeted Action: No action needed.

Risk Management

Transit

G. Community Development

H. Community Services

1. Addendum to the Punta Gorda Historical Society Agreement

(Change #4) H-1 Updated title – Addendum to the Punta Gorda Historical Society **Center** Agreement.

Updated wording – Approve addendum to Lease Agreement between Charlotte County and the Punta Gorda Historical Society Center for a portion of the Grace Street Annex, for the use as the Punta Gorda History Center.

Recommended Action: Approve addendum to Lease Agreement between Charlotte County and the Punta Gorda Historical Society for a portion of the Grace Street Annex, for the use as the Punta Gorda History Center. **A. AGR 2014-030**

Budgeted Action: No action needed. Budgeted in the General Fund - Library budget as approved in the FY2020 budget process. Funding for this expenditure comes from ad valorem.

2. Carmalita Park Improvements

Recommended Action: Approve a Memorandum of Understanding between Charlotte County and Charlotte County Chamber of Commerce regarding the funding and construction of a new press box at Carmalita Park. **AGR 2020-070**

Budgeted Action: No action needed.

3. 2020-2021 US Department of Agriculture Service Agreement

(Change #1) H-3 Updated wording – Approve the Cooperative Service Agreement with United States Department of Agriculture Animal and Plant Health Inspection Services for the control of iguanas on Boca Grande ~~Boca Grande~~ **the Charlotte County portion of Gasparilla Island.**

Recommended Action: Approve the Cooperative Service Agreement with United States Department of Agriculture Animal and Plant Health Inspection Services for the control of iguanas on Boca Grande. **AGR 2020-071**

Budgeted Action: Funding is from the Boca Grande Street & Drainage MSBU Unit as approved in the FY20 budget process. Funding for this expenditure will come from Boca Grande Street & Drainage assessments.

4. 2020-2021-US Department of Agriculture Agreement

Recommended Action: Approve the Cooperative Service Agreement with United States Department of Agriculture Animal and Plant Health Inspection Service Wildlife Services for the control of hogs on County conservation lands. **AGR 2020-072**

Budgeted Action: No action needed. Budgeted in the General-Fund - Natural Resources budget as approved in the FY2021 budget process. Funding for this expenditure comes from ad valorem.

5. Charlotte Sports Park Stadium Improvements

Recommended Action: Approve the Charlotte County Sports Park improvements list for a total estimated cost of \$101,589.00. This is an annual process between the County and the Tampa Bay Rays per the Charlotte Sports Park Agreement.

Budgeted Action: No action needed. Budgeted in the Stadium Improvement Fund - Recreation budget as proposed in the FY2021 budget process. Funding for this expenditure comes from ad valorem and contributions.

I. Economic Development

1. Set a Charlotte Harbor Community Redevelopment Agency meeting on October 13, 2020

Recommended Action: Set a Charlotte Harbor Community Redevelopment Agency meeting on October 13, 2020 at 10:00 a.m., or as soon thereafter as may be heard, in Room 119 at 18500 Murdock Circle, Port Charlotte, Florida.

Budgeted Action: No action needed.

J. Facilities Construction and Maintenance

K. Human Resources

L. Human Services

1. Lease Agreement for Boys and Girls Club at Family Services Center

Recommended Action: a) Approve Resolution for new 12-month lease agreement to add Rooms 120 and 203 to Boys and Girls Club tenancy at the Family Services Center; and b) Authorize the Board Chairman to execute the 12-month lease agreement. **AGR 2020-073 / RES 2020-143**

Budgeted Action: No action needed. Budgeted in the Family Services FY 20/21 budget.

2. Disposition of County Surplus Properties to Nonprofit Organizations to Create and Maintain Affordable Housing

Recommended Action: a) Approve Resolution to authorize Real Estate Services to convey surplus properties to Bright Community Trust and to execute related Land Use Restriction Agreements (LURA) for each parcel; and b) Approve Resolution to authorize Real Estate Services to convey surplus properties to Habitat for Humanity and to execute related Land Use Restriction Agreements (LURA) for each parcel; and c) Approve Resolution to authorize Real Estate Services to convey surplus properties to Lee County Housing Development Corporation and to execute related Land Use Restriction Agreements (LURA) for each parcel. **AGR 2020-074 – AGR 2020-089 / RES 2020-144 – RES 2020-146**

Budgeted Action: No action needed.

3. CARES Act Subrecipient Agreement with Harry Chapin Food Bank

Recommended Action: a) Approve the Subrecipient Agreement with the Harry Chapin Food Bank allocating an initial payment of \$125,000 plus a subsequent payment of up to \$125,000 on a reimbursement basis for a total NTE \$250,000; and b) Upon receipt of eligible expenditure plan authorize the Chairman, or his designee, to sign the Subrecipient Agreement. **AGR 2020-090**

Budgeted Action: No action needed. Funding is provided through the CARES Act allocation.

M. Public Safety

N. Public Works

O. Tourism Development

P. Utilities

Q. Other Agencies

Taken Out Of Order

PUBLIC HEARING AGENDA

S. 10:00 A.M. Public Hearing

1. Adoption of the 2021 Capital Improvement Program

Budget & Admin Services

Conduct a public hearing to consider adopting an Ordinance updating and modifying the Capital Improvements Program Schedule FY20/21 through FY25/26. Approve the FY20/21 Capital Improvement Program Schedule. Funding for adopted projects is provided from various funds, as outlined by the Capital Improvement documents. **ORD 2020-035**

Mr. Burger gave a brief overview of the 2021 Capital Improvement Program.

Public Input

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

MOTION CARRIED 5:0.

COMMISSIONER TISEO MOVED TO APPROVE ORDINANCE 2020-035 OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA; AUTHORIZING AND APPROVING MODIFICATIONS TO THE CAPITAL IMPROVEMENT SCHEDULE OF THE CHARLOTTE COUNTY COMPREHENSIVE PLAN PURSUANT TO SECTION 163.3177(3)(B), FLORIDA STATUTES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

REGULAR AGENDA

R. Regular Agenda

1. COVID-19 Response Update

County Administration

(Change #8) R-1 Added attachments – Presentation, Human Services and Presentation, Economic Development.

Update on Charlotte County's COVID-19 response.

Patrick Fuller, Emergency Management Director gave a brief overview of FDOH, testing strategy, vaccine, COVID-19 Vaccination Program Interim Playbook, Master at Work Group, Community Organizations Active in Disaster (COAD), Joint Information Center, CharCoCares, schools, long term care facilities, hospitals, Affordable Care Act (ACA), Centers for Medicare and Medicaid systems, hurricane season, and Hurricane Sally.

Mr. Pepe gave a brief overview of Florida COVID-19 Data and Surveillance Dashboard, school impacts, testing, sibling exclusions, hospitals, nursing homes, Intensive Care Unit (ICU) breakdown, and pediatric and overall positivity.

Carrie Walsh, Human Services Director gave a brief overview of COAD Financial Applications, COAD Financial Assistance by Program, Weekly Government Funds Tracker, Client Headcount and Funding by Zip Code, Denial Reason Count, Charlotte Coronavirus Aid, Relief, and Economic Security (CARES) Partners, Organization Name/Funding Request/Services, Charlotte County Utilities (Delinquent Accounts vs Average Amount Owed), and Farmers to Families Food Box Program.

Dave Gammon, Economic Development Director gave a brief overview of Where we are, Sarasota County CARES, Differences, Sarasota County Assistance (Economic Recovery) Application, and Profit & Loss Statement.

Mr. Burger gave a brief overview of Department of Emergency Management (DEM), portal, quarterly report, guidelines, and CARES Act funding.

Tommy Scott, Community Services Director gave a brief overview of County facilities, Port Charlotte Library, library comment cards, and camps.

Cameron Pennant, Legislative Manager gave a brief overview of Supreme Court Justice Ruth Bader Ginsberg's passing, COVID-19 Relief Bill, Unemployment Assistance System, and economy.

Chair Truex spoke to staff time. **Commissioner Constance** commented on Labor Day and school opening increases, COAD website, business expenditures, documentation, categories, audit process, lap swimming, aquatic clubs, South County Regional Park, recreational swimmers, North County Regional Park, West County, capacity, pool usage and hours, and fees. **Commissioner Deutsch** discussed citizen and landlord assistance, communication, and business account. **Commissioner Doherty** mentioned Sarasota County Assistance (Economic Recovery) Application model. **Commissioner Tiseo** noted application approval and process, business program, Payroll Protection Program (PPP), Profit & Loss Statement, audit trail, reimbursables, CARES funding, County facilities staffing, COVID-19 positivity rates, thresholds, lap swimming, and locker room space.

County Attorney Knowlton spoke to landlord assistance, documentation, loss verification, Nabors Giblin, Small Business Administration (SBA), and tenants.

County Administrator Flores interjected on facilities opening thresholds, Centers for Disease Control and Prevention (CDC), and capacity guidelines.

COMMISSIONER DEUTSCH MOVED TO APPROVE TO HAVE DAVE GAMMON IN ECONOMIC DEVELOPMENT MOVE AHEAD WITH THE PROGRAM AS HE OUTLINED, BASED ON THE ONE IN SARASOTA, AND WITH ONE CHANGE ABOUT BUSINESS ACCOUNT, SECONDED BY COMMISSIONER TISEO

MOTION CARRIED 5:0.

Taken Out Of Order

PRESENTATION AGENDA

T. 10:00 A.M. Presentations

2. Punta Gorda Septic to Sewer Presentation

(Change #2) T-2 Added attachment – REVISED – Septic to Sewer Implementation Plan

Punta Gorda City Manager, Howard Kunik to present to Septic to Sewer Implementation Plan.

Howard Kunik, Punta Gorda City Manager gave a brief overview of Objectives, Utility Service Area, Actions Completed, Priority Areas 1-3 Charlotte Park, Build-out Status, and Tentative Schedule of Events.

Chair Truex commented on Priority Areas 1-3 Charlotte Park, annexation, septic to sewer, water quality, grant money, programs, Tamiami Trail, and sewer main. **Commissioner Constance** discussed Charlotte Park, public engagement, Property Owners Association (POA), Priority Areas 1-3 Charlotte Park, grants, state money, and annexation. **Commissioner Deutsch** mentioned County support. **Commissioner Doherty** noted consultant, collection technology, and right of way restoration cost. **Commissioner Tiseo** spoke to vacant lot deferral program, Tentative Schedule of Events, and meetings.

1. Harborview Road Update

Harborview Road Update presented by the Florida Department of Transportation.

John Elias, Public Works Director introduced Benjamin Clayton, Florida Department of Transportation (FDOT) Design Project Manager.

Mr. Clayton gave a brief overview of Project Overview, Purpose and Need, Roadway/Geometric Design: Existing Condition, Typical section/horizontal control, Roundabouts, Project Development and Environment Study (PD&E) – Design, Curve 1, PD&E Preferred Alternative, Preferred Alternative, Geotechnical, Pavement Design, Stormwater Management Approach, PD&E Commitments – Wildlife, Conservation Areas, Noise Barriers, and Public Involvement.

Commissioner Constance commented on Stormwater Management Approach and underground utilities. **Commissioner Doherty** discussed Typical section/horizontal control, Veterans Boulevard, speed limit, and right turn deceleration lanes. **Commissioner Tiseo** mentioned Stormwater Management Approach, final design, harbor side property, right of way acquisition, PD&E, Roundabouts, closed system, medians, and right turn lanes.

R. Regular Agenda (Continued)

2. Water Authority Agenda - September 30, 2020

Utilities

(Change #3) R-2 Added attachment – Draft Summary Agenda

Discussion and direction on the Peace River Manasota Regional Water Supply Authority (Authority) Board agenda for the upcoming September 30, 2020 Meeting.

Dave Watson, Utilities Operations Manager gave a brief overview of Water Authority Agenda - September 30, 2020.

Commissioner Constance noted Hydrobiological Monitoring Program Agreement for Environmental Services with Janicki Environmental, Inc. **Commissioner Doherty** spoke to Hydrobiological Monitoring Program Agreement for Environmental Services with Janicki Environmental, Inc. **Commissioner Tiseo** inquired to future Water Quality Director.

County Administrator Flores responded to future Water Quality Director.

3. Performance Evaluation - County Attorney, Janette Knowlton

County Attorney

(Change #5) R-3 Added attachment – Knowlton, J – Annual Evaluation.

Discussion of County Attorney, Janette Knowlton's annual performance evaluation.

COMMISSIONER DOHERTY MOVED TO APPROVE COUNTY ATTORNEY, JANETTE KNOWLTON'S ANNUAL PERFORMANCE EVALUATION WITH FOUR PERCENT SALARY ADJUSTMENT, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

4. Performance Evaluation - County Administrator, Hector Flores

County Administration

(Change #6) R-4 Added attachment - Flores, H – Annual Evaluation.

Discussion of County Administrator, Hector Flores's annual performance evaluation.

COMMISSIONER DOHERTY MOVED TO APPROVE COUNTY ADMINISTRATOR, HECTOR FLORES'S ANNUAL PERFORMANCE EVALUATION WITH FOUR PERCENT SALARY ADJUSTMENT, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

5. Performance Evaluation - Economic Development Director, Dave Gammon

Economic Development

(Change #7) R-5 Added attachment – Gammon, D – Annual Evaluation.

Discussion of Economic Development Director, Dave Gammon's annual performance evaluation.

COMMISSIONER DOHERTY MOVED TO APPROVE ECONOMIC DEVELOPMENT DIRECTOR, DAVE GAMMON'S ANNUAL PERFORMANCE EVALUATION WITH FOUR PERCENT SALARY ADJUSTMENT, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

6. Authorize Execution of a Continuing Disclosure Certificate Form

Utilities

Approve Resolution authorizing execution of the Form of Continuing Disclosure Certificate for the upcoming Peace/River Water Supply Authority's 2020 Utility System Refunding Revenue Bonds. **AGR 2020-091 / RES 2020-154**

Rick Arthur, Fiscal Services Manager gave a brief overview of Execution of a Continuing Disclosure Certificate Form.

Commissioner Constance inquired to late Agenda addition.

COMMISSIONER DOHERTY MOVED TO APPROVE EXECUTION OF A CONTINUING DISCLOSURE CERTIFICATE FORM AGREEMENT 2020-091 AND RESOLUTION 2020-154 APPROVING THE FORM OF AUTHORIZING THE EXECUTION OF A CONTINUING DISCLOSURE CERTIFICATE IN CONNECTION WITH THE ISSUANCE BY THE PEACE RIVER/MANASOTA REGIONAL WATER SUPPLY AUTHORITY OF ITS UTILITY SYSTEM REFUNDING REVENUE BONDS, SERIES 2020; AND PROVIDING AN EFFECTIVE DATE, SECONDED BY COMMISSIONER DEUTSCH

MOTION CARRIED 5:0.

7. Emergency Medical Transportation Program Letter of Agreement – Supplemental Managed Care Organization Program for SFY 20-21

Public Safety

Authorize participation in the Public Emergency Medical Transportation (PEMT) supplemental program for Medicaid managed care organizations (MCOs); authorize the Chairman to execute the Intergovernmental Transfers Questionnaire from the Agency for Health Care Administration (AHCA); and Authorize the Chairman to execute the Letter of Agreement (LOA) with AHCA relating to intergovernmental transfers to the State. **AGR 2020-092**

Deputy Chief Micheal Davis gave a brief overview of Emergency Medical Transportation Program Letter of Agreement – Supplemental Managed Care Organization Program for SFY 2020-2021.

COMMISSIONER CONSTANCE MOVED TO APPROVE EMERGENCY MEDICAL TRANSPORTATION PROGRAM LETTER OF AGREEMENT 2020-092 – SUPPLEMENTAL MANAGED CARE ORGANIZATION PROGRAM FOR SFY 2020-2021, SECONDED BY COMMISSIONER DOHERTY

MOTION CARRIED 5:0.

PUBLIC INPUT - ANY SUBJECT

Tim Ritchie spoke to Horse Creek, Peace River, Mosaic Bartow chemical plant, discharged gallons, Charlotte County Sheriff Bill Prummell, Florida Governor DeSantis, and Polk County Sheriff Grady Judd.

Kim Hite commented on Southwest Florida Aggregate, Board of Zoning Appeals (BZA), Southwest Florida Water Management District (SWFWMD), well construction permit, existing and proposed monitoring wells, Craig Rudy, sustainable water use, rainfall, and reservoir.

Cynthia Compton discussed masks, COVID-19, San Casa Department of Motor Vehicles (DMV), wrist thermometer, Tax Collector Vickie L. Potts, and Charlotte County Sheriff Bill Prummell.

Michael Zarzano mentioned COVID-19, national deaths, Vickie L. Potts, San Casa DMV, masks, mandate, water testing, and County Attorney and Administrator seating.

AA. County Administrator Comments

Deputy County Administrator Emily Lewis noted Sales Tax outreach efforts and debuted Quality of Life video.

BB. County Attorney Comments

County Attorney Knowlton thanked Board of County Commission for support.

CC. Economic Development Director Comments - None

DD. County Commissioner Comments

Vice Chair Constance commented on Southwest Florida Aggregate existing and proposed monitoring wells placement, right of way, rainy season, rain and data collection, Southwest Florida Aggregate pumping timeframe and amounts, FDOT, SWFWMD, sewer pipe leak, repair, Bayfront Hospital, Harbor Boulevard, Olean Boulevard, replacement, infrastructure age, Community Development staff recommendation verbiage, Board burden, petition criteria and process, Supreme Court Justice Ruth Bader Ginsberg's passing, Supreme Court appointment process and support letter, Tampa Bay Rays, William R. Gaines, Jr. Veterans Memorial Park ribbon cutting, and Final Budget Public Hearing. **Commissioner Deutsch** discussed William R. Gaines, Jr. Veterans Memorial Park ribbon cutting, Southwest Florida Aggregate existing and proposed monitoring wells placement, Community Development staff recommendation verbiage, petition criteria and process, and Supreme Court appointment. **Commissioner Doherty** mentioned performance evaluations, Water Authority, Water Quality Manager, water and data collection, pollutants, communication, Community Development staff recommendation verbiage, petition process, Board burden, and Supreme Court support letter. **Commissioner Tiseo** noted Southwest Florida Aggregate existing and proposed monitoring wells placement, performance evaluations, Community Development staff recommendation verbiage, and expert testimony.

County Administrator Flores responded to Southwest Florida Aggregate pumping timeframe and amounts.

County Attorney Knowlton interjected on Land Use Quasi-Judicial hearings, competent substantial evidence, staff report and recommendation, expert opinion, Community Development staff recommendation verbiage, and Board burden.

ADJOURNED: 1:15 pm

William G. Truex, Chair

DATE ADOPTED: _____

ATTEST:

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

By: _____
Deputy Clerk