



### **III-A. PUBLIC HEARINGS**

1. **ZA-15-08** – An Ordinance of the City of Punta Gorda, Florida, amending Chapter 26 of the City Code of Ordinances known as the ‘Land Development Regulations’, Article 12, ‘Landscaping Standards’, Section 12.3., ‘General Provisions’, adding subsection (n) Artificial Turf, providing criteria for Special Exception application process; providing minimum criteria for materials; providing for maintenance requirements; providing for inspections; providing replacement criteria and requirements; providing for responsibility of property owner if damaged or removed due to work on abutting public properties; providing for conflict and severability and providing an effective date.

**First Reading**  
**APPROVED**

2. **ZA-16-08** – An Ordinance of the City of Punta Gorda, Florida, amending Chapter 26 of the City Code of Ordinances known as “The Land Development Regulations”, amending Article 3, Regulating Districts; Section 3.10; HC, Highway Commercial District, adding outdoor dining as a permitted accessory use; and amending Section 3.11., SP, Special Purpose District, adding outdoor dining as a permitted accessory use; amending Article 8, Standards of General Applicability, adding Subsection 8.27 providing for a local exemption to allow dogs in designated outdoor portions of public food service establishments; providing for definitions; providing for application requirements; providing for conflict and severability; and providing an effective date.

**First Reading**  
**APPROVED**

3. An Ordinance of the City of Punta Gorda, Florida, amending Chapter 17 “Public Utilities” of the City Code of Ordinances, Article III “Water Emergencies”, amending Sections 17-19, 17-22, 17-25, 17-26 to comply with the requirements of Southwest Florida Water Management Code Rule 40D-21; amending Section 17-23 by decreasing penalties for violations; providing for conflict and severability and providing an effective date

**First Reading**  
**APPROVED**

### **III-B. QUASI-JUDICIAL PUBLIC HEARINGS**

1. **V-09-08** – Request to grant a variance to the Land Development Regulations per Section 26-16.10., Page 26-196, of the City Code to allow the maximum building height for the mixed used buildings which are located in the center of the proposed ‘Public Works Campus’ mixed use project to be no greater than 5 stories and 54 feet in height as measured from Base Flood Elevation (BFE) to the top of the roof structure, and to allow the office use buildings located along Maud Street to be no greater than 4 stories and 40 feet in height as measured from BFE to the top of the roof structure; and to allow the multi-family buildings which will face Shreve Street to have no more than 3 habitable floors and be no greater than 40 feet in height as measured from BFE to the top of the tie beam; instead of 2 stories and 35 feet in height as allowed in the Neighborhood Center (NC) zoning

district, per City Code Section 26-3.8.(g)(11), Page 26-18, located on property commonly known as “The City of Punta Gorda Public Works Campus”.

Legal: A portion of Trabue Subdivision, Blocks 51, 52, 53, 55, 56 & 78 as recorded in Plat Book 1, Page 1, Section 12, Township 41 south, Range 22 east, of the public records of Charlotte County, Florida. Long legal description available at the City of Punta Gorda, Urban Design Division, 126 Harvey Street, Punta Gorda, Florida

**Continuance requested**  
**CONTINUED TO 1/21/09**

2. **V-10-08** – Request to grant a variance to the Land Development Regulations per Section 26-16.10., Page 26-196, of the City Code of Ordinances to allow a ground sign that is 19.5 feet in height instead of 15 feet in height as permitted in the Highway Commercial (HC) zoning district, and to allow the ground sign to have 98.6 square feet of signage area for a multi-tenant building instead of a maximum 64 square feet signage area as permitted by City Code Section 26-11.3.(g) on page 26-120. LEGAL: That portion of Tract “I” adjacent to Tamiami Trail South highway frontage including a Portion of Lots 14-25, Punta Gorda Isles Section 15, Charlotte County, Florida. A/K/A 3811 Tamiami Trail, Punta Gorda, Florida.

**APPROVED**

### **III-C. ORDINANCE/RESOLUTION (No Public Hearing Required)**

#### **IV. CONSENT AGENDA**

*All matters listed under this item are considered to be routine and action will be accomplished by one motion without separate discussion of each item. If a member of the Council desires discussion, that item(s) will be removed from the Consent Agenda and considered separately.*

##### **A. CITY CLERK**

1. Approval of Minutes:
  - a. Town Hall Meeting of December 1, 2008 **APPROVED**
  - b. Regular Meeting of December 3, 2008 **APPROVED**

##### **B. CITY MANAGER**

1. A Resolution of the City Council of the City of Punta Gorda, Florida, opposing any change to the City’s rate-setting authority as established by Section 180.191, Florida Statutes, and specifically the efforts of Miami-Dade County to prohibit municipal water and sewer utilities from levying a surcharge on consumers located outside its municipal boundaries unless an equal surcharge is levied on consumers located inside its municipal boundaries **APPROVED**

##### **C. GROWTH MANAGEMENT**

1. A Resolution of the City Council of the City of Punta Gorda, Florida, approving submission of an application for recertification as a Tree City USA and authorizing the Mayor to sign the application.

**APPROVED**

2. A Resolution of the City Council of the City of Punta Gorda, Florida, approving submission of an application for the Tree City USA Growth Award and authorizing the Mayor to sign the application.

**APPROVED**

**D. LEGAL DEPARTMENT**

1. Statement of Icard, Merrill, Cullis, Timm, Furen & Ginsburg, P.A. for services rendered by David M. Levin, Esq., through December 10, 2008.

**APPROVED**

**E. FINANCE DEPARTMENT**

1. Continuing Engineering Services Agreement – MWH Americas, Inc. to provide engineering services for the Shell Creek Water Treatment Plant Off-Line Reservoir.

**APPROVED**

**F. HUMAN RESOURCES**

1. Approval of an agreement between the City of Punta Gorda and the Suncoast Professional Firefighters and Paramedics, Local 2546, International Association of Firefighters.

**APPROVED**

**REGULAR AGENDA**

**V. UNFINISHED BUSINESS**

- A. Approval of Land Swap Agreements between the City and Southwest Land Developers regarding the Henry Street property and Airport Commerce Center property.

**Continuance requested**

**CONTINUED TO 1/21/09**

- B. Infrastructure Sales Surtax (ISS) Funding Options

**STAFF TO EXPLORE LINE OF CREDIT  
AND/OR FINANCING OPTIONS**

- C. A Resolution of the City Council of the City of Punta Gorda, Florida approving the City of Punta Gorda Declared State of Emergency (D.S.E) Reporting and Pay Policy as amended and providing an effective date.

**APPROVED**

**VI. NEW BUSINESS**

- A. **SV-03-08** – The Royal Order of Juan Ponce de Leon Conquistadors have requested that the application fee to rename a street be reduced and/or waived.  
**FEE REDUCED TO \$250.00**

- B. Discussion of Neighborhood Stabilization Program  
**CONSENSUS TO WORK WITH COUNTY**

**VII. RECOMMENDATIONS FROM CITY OFFICERS**

- A. City Manager
  - 1. Charlotte Harbor National Estuary Program Climate Ready Estuaries Pilot Program  
**CITY TO PARTICIPATE**
- B. City Attorney
- C. City Clerk

**VIII. BOARDS AND COMMITTEES**

- A. Announcement of Vacancies
  - 1. Board of Zoning Appeals - Alternate
  - 2. Waterfront Development Advisory Committee
  - 3. Planning Commission – Alternate**ALL VACANCIES ANNOUNCED**
- B. Nominations
  - 1. Board of Zoning Appeals
  - 2. Punta Gorda Isles Canal Advisory Committee (2)**ALL PARTIES NOMINATED**
- C. Appointments

**IX. POLICY AND LEGISLATION**

- A. Mayor
- B. Councilmember Comments

**X. CITIZENS' COMMENTS**

*NOTE: Anyone wishing to address the Council may do so at this time. Those who choose to speak must state their name for the record. Citizens will be allowed no more than three (3) minutes to express their opinion.*

**XI. ADJOURNMENT**

*At public hearings, any member of the audience who wishes to speak will be recognized and heard.*

*If a person decides to appeal any decision made by the City Council, such person will need a record of proceedings, and for such purpose the person may need to ensure that a verbatim record of proceedings is made which record includes the testimony and evidence upon which the appeal is to be based.*

*In accordance with the Americans with Disabilities Act and Florida Statute 286.26, special accommodations may be made by contacting the Office of the City Clerk at (941) 575-3369.*

**\*\*\*Reminder – There will be a Strategic Plan Workshop  
held today at 2 p.m. in the Laishley Park Community Room\*\*\***

j:\annotated agendas-council\2008\december 17, 2008.doc