



City Council Agenda

CITY OF PUNTA GORDA, FLORIDA

326 West Marion Avenue, Punta Gorda, FL 33950

March 18, 2009

ANNOTATED AGENDA

CITY COUNCIL

Larry Friedman, Mayor
Harvey Goldberg, Vice-Mayor
Don McCormick, Councilmember
William F. Albers, Councilmember
Charles Wallace, Councilmember

CITY OFFICIALS

Howard Kunik, City Manager
David Levin, City Attorney
Sue Foster, City Clerk

NOTE: Anyone wishing to address the Council on any agenda item may do so at the appropriate time during the meeting. Those who choose to speak must state their name for the record. Each person will be allowed to speak once on each subject up to a maximum of three minutes.

9:00 AM CALL TO ORDER
INVOCATION
PLEDGE OF ALLEGIANCE

I. PROCLAMATIONS/PRESENTATIONS

A. Proclamations

- | | |
|---|-------------------|
| 1. Bike Week | PROCLAIMED |
| 2. Southwest Florida Fashion Week | PROCLAIMED |
| 3. Florida Surveyors & Mappers Week | PROCLAIMED |
| 4. Arts & Humanities Council of Charlotte County | PROCLAIMED |

B. Presentations

- | | |
|--|------------------|
| 1. Introduction of Board / Committee Nominees | |
| 2. Economic Impact – Arts & Humanities Council of Charlotte County
Stephen Wierhake, Board President | PRESENTED |

II-A. PUBLIC HEARINGS

1. **SRC-01-08 Preliminary Plat** – A request by Monroe J. Haltaman, Jr. and Richard Cernoch, Owners, for preliminary plat approval to subdivide a parcel of land containing 117,341 square feet (2.6937 acres) into eight buildable lots with a minimum lot size of 8,840 square feet to create a subdivision to be called 'Punta

Gorda Estates' located in Block 113, Punta Gorda, commonly known as 455 W. William Street, Punta Gorda, Florida. Long Legal Description is available by contacting the Growth Management. **APPROVED**

- 2. SRC-01-08 Final Plat** – A request by Monroe J. Haltaman, Jr. and Richard Cernoch, Owners, for final plat approval to subdivide a parcel of land containing 117,341 square feet (2.6937 acres) into eight buildable lots with a minimum lot size of 8,840 square feet to create a subdivision to be called 'Punta Gorda Estates' located in Block 113, Punta Gorda, commonly known as 455 W. William Street, Punta Gorda, Florida. **APPROVED**

II-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. **Continued from December 17, 2008**
Continuance from January 21, 2009
WITHDRAWN BY APPLICANT
WITHDRAWN

- 2. SE-03-09** – A Special Exception request by Mike Onushco, per Section 26-16.8. of the City Code of Ordinances to allow artificial turf to be installed in the right-of-way, as permitted by Special Exception approval per City Code Section 26-12.3.(n) at 1220 Via Tripoli, in a General Single Family (GS) zoning district. Legal Description: Block 82, Lot 16, PGI Section 7. **APPROVED**

II-C. ORDINANCE/RESOLUTION (No Public Hearing Required)

- 1.** A Resolution of the City Council of the City of Punta Gorda, Florida, amending Resolution No. 2679-07, reducing the fee for Certificate of Appropriateness applications submitted for Historic Preservation Advisory Board review pursuant to amendments to Chapter 26, Land Development Regulations, Article 16.3 Application for Certificate of Appropriateness and providing an effective date. **APPROVED**

III. 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. Regular Meeting of March 4, 2009 **APPROVED**
 - b. Special Meeting of March 9, 2009 **APPROVED**

B. PUBLIC WORKS DEPARTMENT

1. A Resolution of the City of Punta Gorda, Florida approving the Amended Interlocal Agreement between the City of Punta Gorda and Charlotte County for Traffic Signal Maintenance; authorizing the Mayor to execute the agreement; and providing an effective date. **APPROVED**

C. FINANCE DEPARTMENT

1. Award of Amendment #1- Specific Authorization #PLSA33 – Linear Park Phase II – Design, Permitting and Construction Administration Services, in accordance with Agreement #U06120 Public Works Engineering Library, to CPH Engineers. **APPROVED**

D. UTILITIES DEPARTMENT

1. A Resolution of the City Council of the City of Punta Gorda, Florida, approving the Amended Peace River Manasota Regional Water Supply Authority, Charlotte County, and City of Punta Gorda Kings Hwy/Shell Creek Regional Interconnect Agreement; authorizing the Mayor to execute the agreement; and providing an effective date. **APPROVED**

E. GROWTH MANAGEMENT

1. **SCA-02-09** – Request by White Line Magazine to hold Punta Gorda Bike Night II “Takin’ it to the Streets” Event by utilizing W. Marion Ave., Taylor St., Herald Ct. and Sullivan St. right-of-ways on Saturday, May 9, 2009. **APPROVED CONDITIONED UPON NO IMPACT TO THE FARMER’S MARKET & MARION AVE NOT TO BE CLOSED UNTIL 2:00 P.M.**

2. **SCA-03-09** – Request by Punta Gorda Days, Inc. to hold the Annual Block Party utilizing W. Marion Ave., Taylor St., Herald Ct. and Sullivan St. rights-of-way on Saturday, April 18, 2009. The event organizer is also requesting approval for special signage for this event two weeks prior to the date of the event.

**APPROVAL OF EVENT WITHOUT CITY FUNDED
IN-KIND SERVICES**

3. A request by Punta Gorda Land Holdings, LLC to allow the Project Coordination Unit to remain in place at 2950 W. Marion Avenue to allow for pre-sales of residential units for the Vivante Development.

APPROVED

4. A Resolution of the City Council of the City of Punta Gorda, Florida, approving a Temporary Right of Entry for Charlotte County to access City owned property; authorizing the Mayor to execute the agreement; and providing an effective date.

APPROVED

F. HUMAN RESOURCES

1. A Resolution of the City of Punta Gorda, Florida amending the Deferred Compensation Plan with Nationwide Retirement Solutions to allow plan participants to enter into loan agreements with the Plan Administrator; authorizing the Mayor to sign the amendment; and providing an effective date.

APPROVED

2. A Resolution of the City of Punta Gorda, Florida amending the Deferred Compensation Plan with The Hartford Company to allow plan participants to enter into loan agreements with the Plan Administrator; authorizing the Mayor to sign the amendment; and providing an effective date.

APPROVED

3. A Resolution of the City of Punta Gorda, Florida amending the Deferred Compensation Plan with ICMA-RC to allow plan participants to enter into loan agreements with the Plan Administrator; authorizing the Mayor to sign the amendment; and providing an effective date.

APPROVED

G. LEGAL DEPARTMENT

1. Statement of Icard, Merrill, Cullis, Timm, Furen & Ginsburg, P.A. for services rendered by David M. Levin, Esq., through March 10, 2009.

APPROVED

REGULAR AGENDA

IV. UNFINISHED BUSINESS

V. NEW BUSINESS

- A. Fiscal Year 2008 Comprehensive Annual Financial Report **ACCEPTED**
- B. Fiscal Year 2010 Budget Alternatives **DIRECTION PROVIDED TO STAFF**

VI. RECOMMENDATIONS FROM CITY OFFICERS

- A. City Manager
- B. City Attorney
- C. City Clerk

VII. BOARDS AND COMMITTEES

- A. Announcement of Vacancies
 - 1. Historic Preservation Advisory Board (2)
 - 2. Punta Gorda Housing Authority (2)
 - 3. Utility Advisory Board (2) **ALL VACANCIES ANNOUNCED**
- B. Nominations
- C. Appointments
 - 1. Utility Advisory Board **MR. J. WEILER APPOINTED**

VIII. POLICY AND LEGISLATION

- A. Mayor
- B. Councilmember Comments
 - 1. Request by Councilmember McCormick to change the order of the agenda for regularly scheduled City Council meetings
TO BE DISCUSSED AT A FUTURE MEETING

IX. 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.*

X. 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.

j:\annotated agendas-council\2009\march 18, 2009.doc