



**City Council and Special
Community Redevelopment
*** Amended Agenda *****

CITY OF PUNTA GORDA, FLORIDA

326 West Marion Avenue, Punta Gorda, FL 33950

July 8, 2009

*****ANNOTATED AGENDA*****

CITY COUNCIL

Lawrence J. 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. National Night Out

- B. Presentations
 - 1. Introduction of Board / Committee Nominees

PROCLAIMED

II. COMMUNITY REDEVELOPMENT AGENCY

- A. Roll Call

- B. Approval of Minutes
 - 1. Regular Meeting of July 1, 2009

APPROVED

- C. Herald Court Centre Property Management Agreement
 - \$24,000 FEE WITH 4% OF GROSS REVENUES**

*** D. Commissioners' Comments

STAFF TO PURSUE 2 HR. PARKING ON SULLIVAN

*** E. Citizens' Comments

III-A. PUBLIC HEARINGS

- 1. An Ordinance of the City of Punta Gorda, Florida, amending Chapter 17 "Public Utilities" of the City Code of Ordinances, Article I "General Provisions: Water Rates", amending Section 17-7 (a), (b) and (c) by increasing water system charges; amending Section 17-18 (a) and (b) by increasing wastewater system charges; providing for conflict and severability; and providing an effective date.

First Reading

APPROVED

- 2. **ZA-10-09** – 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 11, Sign Standards, amending Subsection 11.4., CC Signage, amending Sub-Subsection (e)(5), Portable Signs; adding Subsection 11.11., Creative Signs, providing for creative sign review, providing for applicability, providing for application requirements, providing for design criteria; providing for conflict and severability; and providing an effective date.

First Reading

APPROVED W/CONDITIONS & 1 YEAR REVIEW

- 3. An Ordinance of the City of Punta Gorda, Florida, amending Chapter 7 of the City Code Ordinances, Article III, amending Section 7-33 Building Permit Fees, by clarifying the permit fees associated with certain activities; providing for conflict and severability; and providing an effective date

First Reading

APPROVED

- 4. An Ordinance of the City of Punta Gorda, Florida, amending Chapter 7, Article II, of the City Code Ordinances, amending Section 7-12, Application and Fees for a Certificate of Competency, amending Subsection (a) by implementing an optional file maintenance fee for contractors who hold a state issued certificate of competency; providing for conflict and severability; and providing an effective date

First Reading

APPROVED

III-B. QUASI-JUDICIAL PUBLIC HEARINGS

1. **SE-05-09** – A Special Exception request by Steve Cianflone, agent, per Section 26-16.8 of the City Code of Ordinances to allow artificial turf to be installed as permitted by Special Exception approval per City Code Section 26-12.3.(n) on private property addressed as 1401 Thrasher Drive and on the City right-of-way that directly abuts this private property, all of which is located in a General Single Family (GS) zoning district. Legal Description: Block 204, Lot 16, PGI Section 14

Continued from June 17, 2009

APPROVED

2. **V-01-09** – Request for a variance to the Land Development Regulations per Section 26-16.10. of the City Code of Ordinances to allow a new screen enclosure to be constructed on an existing pool deck with a rear yard setback of no less than 5.1 feet instead of 20 feet as required by City Code Section 26-3.13(d), and to allow a side yard setback of no less than 7.42 feet instead of 7.5 feet as required by City Code Section 26-3.4(g)(3). Said structure is located in the General Single Family 3.5 (GS 3.5) zoning district in the Special Residential Overlay District. LEGAL: Block 2, Lot 21, Punta Gorda Isles Section 1, of the Public Records of Charlotte County, Florida. A/K/A 197 Maria Court, 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. Regular Meeting of July 1, 2009

APPROVED

B. CITY ATTORNEY

1. Renewal of City Attorney Agreement

APPROVED

C. UTILITIES DEPARTMENT

1. A Resolution of the City of Punta Gorda, Florida, approving the License Agreement for Underground Pipe Installation and Occupation with Seminole Gulf Railway, LP; and authorizing the Mayor to execute the agreement on behalf of the City

APPROVED

REGULAR AGENDA

V. UNFINISHED BUSINESS

VI. NEW BUSINESS

- A. Electronic Agenda Management

APPROVED

VII. RECOMMENDATIONS FROM CITY OFFICERS

- A. City Manager

*** 1. American International College Letter of Support

APPROVED

- B. City Attorney

- C. City Clerk

VIII. CITY COUNCIL BUDGET MEETING

- A. A Resolution of the City of Punta Gorda, Florida, adopting a tentative millage rate for Fiscal Year 2010

APPROVED 2.6996 MILLAGE RATE

LESSER HMO NOT APPROVED

CITY COUNCIL TO CONVENE AS PUNTA GORDA ISLES CANAL MAINTENANCE ASSESSMENT DISTRICT

IX. PUNTA GORDA ISLES CANAL MAINTENANCE ASSESSMENT DISTRICT

- A. A Resolution adopting a tentative levy of annual special assessment for the Punta Gorda Isles Canal Maintenance Assessment District for the Fiscal Year 2010.

APPROVED \$500 ASSESSMENT

CITY COUNCIL TO CONVENE AS BURNT STORE ISLES CANAL MAINTENANCE ASSESSMENT DISTRICT

X. BURNT STORE ISLES CANAL MAINTENANCE ASSESSMENT DISTRICT

- A. A Resolution adopting the tentative levy of annual special assessment for the Burnt Store Isles Canal Maintenance Assessment District for the Fiscal Year 2010.

APPROVED \$400 ASSESSMENT

CITY COUNCIL TO RECONVENE

XI. BOARDS AND COMMITTEES

- A. Announcement of Vacancies

1. Historic Preservation Advisory Board (2)

ANNOUNCED

2. Building Board – Alternate

ANNOUNCED

- B. Nominations
- C. Appointments
 - 1. Code Enforcement Board (2) **MESSRS. ASHWORTH & WIKER**
 - 2. Planning Commission **MR. BURRAGE**

XII. POLICY AND LEGISLATION

- A. Mayor
- B. Councilmember Comments

XIII. 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.

XIV. 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.