



**City Council & Special Community
Redevelopment Agency Agenda
CITY OF PUNTA GORDA, FLORIDA
326 West Marion Avenue, Punta Gorda, FL 33950
August 19, 2009**

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 A.M. CALL TO ORDER
 INVOCATION
 PLEDGE OF ALLEGIANCE**

I. PROCLAMATION/PRESENTATIONS

A. Proclamations

-  **1. Florida Water Professionals Week**

B. Presentations


- 1. Introduction of Board / Committee Nominees**
2. 25 Year Service Award - Cindy English, Billing & Collections

II. COMMUNITY REDEVELOPMENT AGENCY


A. Roll Call

 **B. Approval of Minutes**


- 1. Regular Meeting of August 5, 2009**


-  C. Florida Main Street 2010 Annual Conference
- D. Commissioners' Comments
- E. Citizens' Comments

III-A. PUBLIC HEARINGS

-  1. **ZA-13-09** – 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 3, Regulating Districts, amending Subsection 3.13., SRO, Special Residential Overlay District, amending Sub-Subsection 3.13.(h) Front Yard Parking to prohibit parking in side and rear yards; amending Sub-Subsection 3.13.(i) clarifying parking on vacant land or right-of-way; providing for conflicts and severability; and providing an effective date.


First Reading


-  2. **SRC-01-09** – A request by Richard Cavalieri, as agent for Punta Gorda Housing Authority, for approval of the final plat for Gulf Breeze Apartments. Short Legal: 06 41 23 P-1 – That part of the SE ¼ of the SE ¼ lying south of ACL RR right-of-way west of Cooper Street less four 1 acre tracts fronting on Rail Road on Cooper Street Side, containing 12.13 acres, more or less.


-  3. **ZA-11-09** – 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 3, providing for development plan approval for all development and uses, except single family and two family uses; providing for conflict and severability; and providing an effective date.

First Reading

III-B. QUASI-JUDICIAL PUBLIC HEARINGS

-  1. **CCSP-02-09** - Petition for Special Permit under the provisions of Section 6-6(j) of the Punta Code of Ordinances to install a four post boat lift with two (2) pilings outside the 45 degree rule per Subsection 6-6(c)4 at Lot 2, Block 83, Section 7 aka 901 Francesca Court, Punta Gorda Florida 33950.

-  2. **CCSP-03-09** - Petition for Special Permit under the provisions of Section 6-6(j) of the Punta Code of Ordinances to install a four post boat lift with two (2) pilings outside the 45 degree rule per Subsection 6-6(c)4 at Lot 3, Block 180, Section 14 aka 3221 White Ibis Court, Punta Gorda Florida 33950.

-  3. **V-02-09** - Request for a variance to the Land Development Regulations per Section 26-16.10, of the City Code of Ordinances to allow an existing water well to be used for irrigation for the Punta Gorda Isles Section 14 Property Owners Association greenbelt area. This is a variance to City Code Section 26-3.13(o), which prohibits water wells in the Special Residential Zoning District. Legal: A parcel of land bounded on the South by Aqui Esta Drive, on the East by Magdalena Drive, on the North by Conecta Drive and on the West by Guadalupe Drive, consisting of Blocks 164, 165, 166, 167, 168 and a portion of Block 75, Punta Gorda Isles Section 14 of the Public Records of Charlotte County, Florida.

4. **SE-10-09** – A Special Exception request by Randy Dunn, Agent for the Charlotte County Family YMCA, pursuant to Section 26-3.10.(f)(6) of the City Code of Ordinances, to allow a child care facility to operate at a new YMCA Fitness and Community Center to be located at 10169 Tamiami Trail, Punta Gorda, Florida, in a Highway Commercial (HC) zoning district.

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

1. An Ordinance of the City of Punta Gorda, Florida, amending the City Code of Ordinances, Chapter 23, “Traffic”, Article II, “Parking Areas”, amending Section 23-17, limiting on-street parking on Sullivan Street between Olympia Avenue and Virginia Avenue; providing for posting of signs advising of parking time limits; providing for means for the enforcement of the parking time limit; providing for conflicts and severability; and providing an effective date

Second Reading

2. An Ordinance of the City of Punta Gorda, Florida, amending the City Code of Ordinances, Chapter 23, “Traffic”, Article II, “Parking Areas”, using reserved Section 23-12 to be entitled “Herald Court Centre Rules and Regulations”; amending Section 23-14, to provide penalties for violations; providing for enforcement; providing for conflicts and severability; and providing an effective date

Second Reading

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’S OFFICE


1. Approval of Minutes:
 - a. Regular Meeting of August 5, 2009

B. GROWTH MANAGEMENT DEPARTMENT


1. A Resolution of the City of Punta Gorda, Florida, designating certain public lands commonly known as the Mangrove Park area as Trabue Park in the City of Punta Gorda
2. A Resolution of the City of Punta Gorda, Florida, designating certain public lands as Herald Court Plaza; and designating certain public lands as Sculpture Park

C. FINANCE DEPARTMENT

1. Award of Forfeiture Attorney Services Agreement to the Farr Law Firm of Punta Gorda, FL

-  2. Award of Code Enforcement Board and Building Board Attorney Services Agreement to Berntsson, Ittersagen, Gunderson, Waksler & Wideikis, LLP of Port Charlotte, FL.

D. POLICE DEPARTMENT





-  1. Grant Approval Request – Byrne/JAG Law Enforcement Grant (Boat Motor Replacement)

E. LEGAL DEPARTMENT



-  1. Statement of Allen, Norton & Blue, P.A. for services rendered in May & June 2009

REGULAR AGENDA

V. UNFINISHED BUSINESS

-  A. Holiday Tree Proposal from Downtown Merchants Association
-  B. Ring-Around-the-City Funding Plan
-  C. Waterfront Sports Activities Center (Waterfronts Master Plan Discussion)
-  D. Award of Amendment #4-Design/Engineering Services – Harborwalk/Best Western to Fishermen’s Village to Weiler Engineering Corporation in accordance with the Master Agreement U2008007/Harborwalk and Amenities Design.




VI. NEW BUSINESS

-  A. Request for placement of dedication plaque at Hounds on Henry
-  B. Consent to expend funds to determine the capital and annual cost to fluoridate the City’s drinking water.

VII. RECOMMENDATIONS FROM CITY OFFICERS

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

VIII. BOARDS AND COMMITTEES

- A. Announcement of Vacancies
 -  1. Revitalization Committee (4)
 -  2. Building Board – Alternate
 -  3. Historic Preservation Advisory Board

- B. Nominations
 - 1. Code Enforcement Board – Alternate
 - 2. Building Board - Alternate
- 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.