



City Council Agenda

CITY OF PUNTA GORDA, FLORIDA

326 West Marion Avenue, Punta Gorda, FL 33950

September 16, 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. American Business Women's Day
2. St. Vincent de Paul Day

**PROCLAIMED
PROCLAIMED**

B. Presentations

1. Introduction of Board / Committee Nominees
2. 15 Year Service Award – Ken Walters, Police Department

PRESENTED

II-A. PUBLIC HEARINGS

1. **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.

Continued from August 19, 2009

CONTINUED TO 10/07/09

II-B. QUASI-JUDICIAL PUBLIC HEARINGS

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

1. An Ordinance of the City of Punta Gorda, Florida, amending Chapter 7 of the City Code of Ordinances, "Building Regulations", Articles II and III, using reserved Section 7-29 as "Building Code Adopted" due to renumbering; amending Section 7-30, adopting the Green Building Program; providing for conflicts and severability; and providing for an effective date
Second Reading
APPROVED

2. 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, restricting vehicle parking on Sullivan Street between West Charlotte Avenue and West Retta Esplanade to the east side of said street; prohibiting parking on Herald Court between U.S. 41 northbound (Tamiami Trail) and Taylor Street in the City of Punta Gorda; providing for conflicts and severability; and providing an effective date
Second Reading
APPROVED

3. A Resolution of the City Council of the City of Punta Gorda, Florida, approving Modification One to Subgrant Agreement between the Division of Emergency Management and the City of Punta Gorda for the Hazard Mitigation Grant Program; authorizing the City Manager to execute the modification on behalf of the City; and providing an effective date
APPROVED

4. An Emergency Ordinance of the City Council of the City Of Punta Gorda amending the City of Punta Gorda General Employees' Retirement System, adopted pursuant to Ordinance 1286-00, as subsequently amended, amending Section 5, Contributions; repealing all ordinances in conflict herewith 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 September 2, 2009 **APPROVED**
 - b. Budget Workshop of September 2, 2009 **APPROVED**

B. GROWTH MANAGEMENT DEPARTMENT

1. A Resolution of the City Council of the City of Punta Gorda, Florida, approving the levy of delinquent user fee liens for the Mandatory Lot Mowing Program for Fiscal Year 2008/2009 **APPROVED**
2. A Resolution of the City Council of the City of Punta Gorda, Florida, approving the Local Agency Program Supplemental Agreement and authorizing the City Manager to sign the Supplemental Agreement **APPROVED**
3. A Resolution of the City Council of the City of Punta Gorda, Florida, reaffirming the Charlotte County/City of Punta Gorda Local Mitigation Strategy as the formal guide for the City of Punta Gorda Hazard Mitigation Activities **APPROVED**
4. Formal Annual Report under the Insurance Service Organization (ISO)/Community Rating Service (CRS) Program **APPROVED**
5. Request to allow ponies in Laishley Park for the Peace River Fall Seafood Festival & Boat Show, October 15-19, 2009 **APPROVED**
6. A Resolution of the City Council of the City of Punta Gorda, Florida, approving the Local Agency Program Supplemental Agreement and authorizing the City Manager to sign the Supplemental Agreement **APPROVED**

C. LEGAL DEPARTMENT

1. Statement of Allen, Norton & Blue, P.A. for services rendered in July 2009 **APPROVED**
2. Statement of Icard, Merrill, Cullis, Timm, Furen & Ginsburg, P.A. for services rendered by David M. Levin, Esq., through September 2009 **APPROVED**

D. FIRE DEPARTMENT

1. Memorandum of Agreement between the City of Punta Gorda and the Charlotte County Health Department **APPROVED**

REGULAR AGENDA

IV. UNFINISHED BUSINESS

- A. Discussion of Non-Conforming Signs **DIRECTION TO STAFF TO ELIMINATE 2010 COMPLIANCE DATE AND INCLUDE SINGLE TENANT PROPERTIES**

V. NEW BUSINESS

- A. Request from East Elementary Parent-Teacher Organization (PTO) to waive tent permit fee associated with upcoming special event **DENIED**
- B. Local Vendor Preference for Formal Sealed Bids
**DIRECTION PROVIDED TO STAFF
TO DRAFT ORDINANCE**
- C. East Retta Esplanade On-street Parking, Sidewalk and Drainage between U.S. 41 and United States Postal Service property **APPROVAL TO MOVE FORWARD**
- D. Approval to develop a Nuisance Abatement Procedure
APPROVAL TO MOVE FORWARD
- E. Scheduling of Town Hall Meetings **TWO MEETINGS APPROVED:
CHARLOTTE COUNTY EVENT &
CONFERENCE CENTER AND BURNT
STORE PRESBYTERIAN CHURCH**

VI. RECOMMENDATIONS FROM CITY OFFICERS

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

VII. BOARDS AND COMMITTEES

- A. Announcement of Vacancies
 - 1. Building Board – Alternate
 - 2. Revitalization Committee
 - 3. Code Enforcement Board – Alternate
 - 4. Board of Zoning Appeals (3) **ALL VACANCIES ANNOUNCED**
- B. Nominations
 - 1. Code Enforcement Board **NOMINATIONS MADE**
 - 2. Burnt Store Isles Canal Advisory Board **NORMAN ASHWORTH APPT.**
 - 3. Punta Gorda Isles Canal Advisory Board **RICHARD KRESGE APPT.**
 - 4. Firefighter’s Pension Board **NOMINATIONS MADE**
- C. Appointments

VIII. POLICY AND LEGISLATION

- A. Mayor

B. Councilmember Comments

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.

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