



**City Council and Community
Redevelopment Agency Agenda
CITY OF PUNTA GORDA, FLORIDA
326 West Marion Avenue, Punta Gorda, FL 33950
December 2, 2009**

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

CITY COUNCIL

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

CITY OFFICIALS

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

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
- B. Presentations
 - 1. Introduction of Board/Committee Nominees
 - 2. 20 Year Service Award - Wanda Arnett, Public Works **PRESENTED**
 - 3. Presentation by Megan Skehan, Charlotte High School Intern regarding Smoking in City Parks **PRESENTED**

II. COMMUNITY REDEVELOPMENT AGENCY

- A. Roll Call
- B. Approval of Minutes
 - 1. Regular Meeting of November 4, 2009 **APPROVED**
- C. CRA Project Status Report

- D. Statement of Icard, Merrill, Cullis, Timm, Furen & Ginsburg, P.A., for services rendered to the Community Redevelopment Agency by David M. Levin, Esq., in October and November 2009

APPROVED

- E. Commissioners' Comments

- F. Citizens' Comments

III-A. PUBLIC HEARINGS

- 1. A Resolution of the City of Punta Gorda, Florida, adopting the City of Punta Gorda Parks & Recreation Master Plan and incorporating the City of Punta Gorda Parks & Recreation Master Plan into the City of Punta Gorda Comprehensive Plan, 2025

APPROVED

- 2. An Ordinance of the City of Punta Gorda, Florida adopting an amendment to the City of Punta Gorda Comprehensive Plan 2025 for the purpose of amending the Capital Improvement Element to update and revise text including the Five-Year Capital Improvement Program as required annually by State Statute; providing for conflict and severability; and providing an effective date

APPROVED

- 3. **ZA-12-09** 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 13, Events; amending Subsections 13.1, 13.2, 13.3, and 13.5 regarding the regulation and permitting of business, grand opening, and temporary promotional events in all commercial zoning districts; providing for conflict and severability; and providing an effective date.

First Reading continued from November 4, 2009

**DENIED, RETURNED TO
STAFF FOR
RECONSIDERATION**

III-B. QUASI-JUDICIAL PUBLIC HEARINGS

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

- 1. **ZA-15-09** – An Ordinance of the City of Punta Gorda, Florida amending Chapter 10, "Solid Waste, Yard Waste, Public Nuisances", Article I, Subsection 10-2. and Subsection 10-2.1., reducing the amount of time provided for correcting a violation of this section; amending Subsection 10-2.2. Chronic Negligence, Penalty, adding a new Subsection 10.2.5 providing for appeals; and amending Section 10-2.4, "City's Mandatory Lot Mowing Program"; amending Sub-subsection 10-2.4.(k), providing a provision to allow the City Manager the discretion to deny a request for exemption from the City's Mandatory Lot Mowing Program to any person who has previously had said exemption revoked for failure to routinely mow and maintain their property; providing for severability; and providing an effective date.

**Second Reading
APPROVED**

2. **ZA-16-09** – 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 17, Non-conformities, amending Subsection 17.5., Signs, removing Sub-subsection (d), Multi-use Complex Signs and renumbering subsequent sub-subsections accordingly; providing for conflict and severability; and providing an effective date.

Second Reading
APPROVED

3. **OE-01-09** – A Resolution of the City of Punta Gorda, Florida, granting an Occupation of Easement to Peace River Baptist Church; authorizing the Mayor to sign the Occupation; and authorizing The City Clerk to record the Occupation

APPROVED

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 November 18, 2009 **APPROVED**
2. A Resolution of the City Council of the City of Punta Gorda, Florida approving amended bylaws governing the function and procedures of the Revitalization Committee. **APPROVED**

B. LEGAL DEPARTMENT

1. Monthly Litigation Report
2. Farr Invoices Statements of the Farr Law Firm for services rendered in October 2009 **APPROVED**

C. POLICE DEPARTMENT

1. Grant Appropriation Request – Byrne/JAG Law Enforcement Grant (Boat Motor Replacement) **APPROVED**

D. PUBLIC WORKS DEPARTMENT

1. A Resolution of the City Council of the City of Punta Gorda, Florida, approving the Federally Funded Subgrant Agreement between the City of Punta Gorda and the State of Florida Department of Emergency Management for Hazard Mitigation Grant Program funds for Federal Emergency Management Project Number 1539-166-R and authorizing the Mayor to execute the Federally Funded Subgrant Agreement on behalf of the City **APPROVED**

REGULAR AGENDA

V. UNFINISHED BUSINESS

VI. NEW BUSINESS

- A. TEAM Punta Gorda Bike Loaner Program **CONCEPTUAL APPROVAL**

VII. RECOMMENDATIONS FROM CITY OFFICERS

- A. City Manager
1. Discussion of agenda items for December 11, 2009 Joint Meeting with Charlotte County Board of County Commissioners
- B. City Attorney
- C. City Clerk

VIII. BOARDS AND COMMITTEES

- A. Announcement of Vacancies
1. Building Board - Alternate (2)
2. Revitalization Committee (2) **ALL VACANCIES ANNOUNCED**
- B. Nominations
1. Code Enforcement Board – Alternate
2. Planning Commission (2) **ALL PARTIES NOMINATED**
- C. Appointments
1. Board of Zoning Appeals – Alternate **MR. SWEEN APPOINTED**

IX. POLICY AND LEGISLATION

- A. Mayor
- B. Councilmember Comments

X. CITIZENS' COMMENTS

Anyone wishing to address the Council may do so at this time. Those who choose to speak must state their name for the record and will be allowed 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.