



City Council Agenda
CITY OF PUNTA GORDA, FLORIDA
326 West Marion Avenue, Punta Gorda, FL 33950
September 1, 2010

*** 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

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. PROCLAMATION/PRESENTATIONS

A. Proclamations

B. Presentations

1. 2012 Combined World Disabled Sailing Championships - Brian Gleason

II. COMMUNITY REDEVELOPMENT AGENCY

A. Roll Call

B. Approval of Minutes

1. Special Meeting of August 18, 2010

APPROVED 6-0

C. CRA Project Status Report

1. September 2010 CRA Status Report

D. Other CRA Business

1. Herald Court Centre Camera System **CONSENSUS TO DELAY PURCHASE**
2. Statement of Icard, Merrill, Cullis, Timm, Furen & Ginsburg, P.A., for services rendered to the Community Redevelopment Agency by David M. Levin, Esq. from June 1, 2010 through August 18, 2010 **APPROVED 6-0**

E. Citizen Comments

F. Commissioner Comments

III - A. PUBLIC HEARINGS

III - B. QUASI-JUDICIAL PUBLIC HEARINGS

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

1. An Ordinance of the City of Punta Gorda, Florida, amending Chapter 24, Code of Ordinances, City of Punta Gorda, Florida, titled "Trailers and Trailer Parks", correcting the reference to Chapter 518, Florida Statutes; amending Chapter 24, Article I, Section 24-1, Code of Ordinances, City of Punta Gorda, Florida to provide a new definition for the term trailers; amending Chapter 24, Article I, Section 24-2, Code of Ordinances, City of Punta Gorda, Florida relating to time and use restrictions for parking trailers on public streets; amending Chapter 24, Article I, Section 24-3, Code of Ordinances, City of Punta Gorda, Florida relating to parking of detachable trailers on public streets; amending Chapter 24, Article I, Section 24-4, Code of Ordinances, City of Punta Gorda, Florida relating to interference with traffic; amending Chapter 24, Article I, Section 24-6, Code of Ordinances, City of Punta Gorda, Florida relating to use of trailers for office or business purposes; amending Chapter 24, Article I, Section 24-7, Code of Ordinances, City of Punta Gorda, Florida relating to application of provisions to trailers within the Special Overlay District and on commercially zoned property; providing for conflict and severability; and providing an effective date. **Second Reading**

APPROVED AS AMENDED 5-0

2. An Ordinance of the City of Punta Gorda, Florida, amending Chapter 14, Code of Ordinances, City of Punta Gorda, Florida, regarding "Noises" by amending Section 14-4, "Application", providing allowances for normal and customary operation of various electrical or mechanical equipment, limiting the hours that such equipment may be operated, providing limits to the application of noise regulations, and providing for uses that may occur at all hours; providing for conflict and severability; and providing an effective date. **Second Reading**

APPROVED 5-0

3. An Ordinance of the City of Punta Gorda, Florida, amending, Chapter 26, Code of Ordinances, City of Punta Gorda, Florida, known as "The Land Development Regulations", amending, Chapter 26, Article 8, Section 8.10, Code Of Ordinances, City of Punta Gorda, Florida section relating to the parking of trucks, trailers and travel trailers, correcting an outdated reference and scrivener's error therein; clarifying prohibitions against the parking of certain vehicles on the right-of-way within residentially zoned property; clarifying prohibitions against overnight parking in non-residential zoning districts; providing exemptions from the parking prohibitions; allowing for the issuance of a temporary use permit to authorize parking otherwise prohibited; providing for conflict and severability; and providing an effective date.

Second Reading
APPROVED 5-0

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. Regular Meeting of August 18, 2010 **APPROVED 5-0**

B. GROWTH MANAGEMENT DEPARTMENT

1. Consultant/designer to complete space plans for the City's parks and various public facilities. **DENIED 4-1**

C. LEGAL DEPARTMENT

1. Statement of Icard, Merrill, Cullis, Timm, Furen & Ginsburg, P.A. for services rendered by David M. Levin, Esq., from June 28, 2010 through August 23, 2010
APPROVED 5-0
2. Statement of John A. Makholm, P.A. for services rendered in July 2010
APPROVED 5-0
3. Statement of Martella Law Firm, P.L. for services rendered in July 2010
APPROVED 5-0
4. Monthly Litigation Report **APPROVED 5-0; DISCUSSION OF
LEGAL COSTS & ALTERNATIVES
TO BE ADDED TO FUTURE AGENDA**

REGULAR AGENDA

V. UNFINISHED BUSINESS

- A. Discussion regarding Sewage Pump-out Boat and Clean Vessel Act Grant Application

- B. Evaluation & Appraisal Report Update **SUBMITTAL TO DCA APPROVED**
- C. Discussion regarding permitted fence materials in all residential districts to include the Special Residential Overlay District.
DIRECTION PROVIDED TO STAFF
- D. Application to Florida Department of Environmental Protection (FDEP) for Variance for Total Dissolved Solids (TDS) **STAFF AUTHORIZED TO MEET WITH DEP STAFF**

VI. NEW BUSINESS

- A. Contract award to Maddox Construction Company of Fort Myers, FL for the renovations of the Laishley Park Community Room. **APPROVED 4-0**
- B. Review of FY 2011 Strategic Plan Objectives

VII. RECOMMENDATION FROM CITY OFFICERS

- A. City Manager
 - 1. NovusAGENDA Public View Demonstration
- B. City Attorney
- C. City Clerk

VIII. BOARDS AND COMMITTEES

- A. Announcement of Vacancies
 - 1. Building Board - Alternate
 - 2. Burnt Store Isles Canal Advisory Committee
 - 3. Historic Preservation Advisory Board
 - 4. Utility Advisory Board **ALL VACANCIES ANNOUNCED**
- B. Nominations
 - 1. Board of Zoning Appeals **ALL PARTIES NOMINATED**
 - 2. Code Enforcement Board (2) **CAROL PERRY, CHARLES COUNCIL NOMINATED, APPT'D**
- C. Appointments
 - 1. Board of Zoning Appeals **GENE MURTHA APPOINTED**

IX. POLICY AND LEGISLATION

- A. Mayor
- B. Council Member 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.

