



Regular City Council Meeting
CITY OF PUNTA GORDA, FLORIDA
326 West Marion Avenue, Punta Gorda, FL 33950
June 15, 2011

ANNOTATED AGENDA

CITY COUNCIL

Harvey Goldberg, Mayor
William F. Albers, Vice-Mayor
Rachel Keesling, Council Member
Charles Wallace, Council Member
Lawrence J. Friedman, Council Member

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

B. Presentations

- 1. Florida City and County Management Association Award for Program Excellence**
PRESENTED
- 2. Introduction of Board/Committee Members Nominees**

II-A. PUBLIC HEARINGS

1. **ZA-06-11** – An Ordinance of the City of Punta Gorda, Florida, amending Chapter 26, Punta Gorda Code, known as “The Land Development Regulations”, Article 12, “Landscaping Standards”, amending Section 12.10, “Prohibited Plants”; providing certain exceptions to removal requirements for existing developed single-family property; providing requirements for hold harmless agreements; providing maintenance requirements for retained prohibited species; providing exceptions for certain banyan and ficus trees; providing modification to the list of prohibited plants and trees; providing for conflict and severability; and providing an effective date.

First Reading

CONTINUED TO 7/6/11 5-0

I-B. QUASI-JUDICIAL PUBLIC HEARINGS

1. **SE-03-11** – A Special Exception request by Beres Powell, P.E., agent for Jacqueline M. Williams, pursuant to Chapter 26, Section 16.8, of the Punta Gorda Code to allow a pre-school daycare facility to be located at 223-227 Dr. Martin Luther King Jr. Blvd., in the City Center (CC) zoning district; as such use requires Special Exception approval pursuant to Chapter 26, Section 3.9(f)(11).

APPROVED 5-0

2. **V-01-11** – Request for a variance to the Land Development Regulations per Chapter 26, Section 16.10, Punta Gorda Code, to allow a newly constructed pool deck on an existing structure to have rear yard setbacks of 18.6 feet and 19.6 feet instead of 20 feet as required by Chapter 26, Section 3.13(d), Punta Gorda Code; and to allow a newly constructed pool deck on an existing structure to have side yard setbacks of 7.2 feet and 7.4 feet instead of 7.5 feet as is required per Chapter 26, Section 3.4.(g)(3), Punta Gorda Code, for property located in the General Single Family (GS) zoning district. LEGAL: Block 4, Lot 14, Punta Gorda Isles Section 4 of the Public Records of Charlotte County, Florida A/K/A: 2281 Bayview Road, Punta Gorda, Florida.

APPROVED 5-0

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

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’S DEPARTMENT

1. Approval of Minutes:
 - a. Regular Meeting of June 1, 2011

APPROVED 5-0

B. GROWTH MANAGEMENT DEPARTMENT

1. Notice of Non-Compliance and Request for Nuisance Abatement at 24368 Airport Road **APPROVED 5-0**
2. Request from Fishermen's Village to install two canopies in the tennis court area. **APPROVED 5-0**

C. PUBLIC WORKS DEPARTMENT

1. Bald Eagle Education Grant **CONTINUED TO 7/6/11 5-0**

D. LEGAL DEPARTMENT

1. Invoice of Icard, Merrill, Cullis, Timm, Furen & Ginsburg, P.A. for services rendered by David M. Levin, Esq. from April 18, 2011 through June 8, 2011. **APPROVED 5-0**

REGULAR AGENDA

IV. UNFINISHED BUSINESS

V. NEW BUSINESS

- A. FY 2012-2016 Pro Formas for the City's Enterprise (Utilities, Sanitation, Building & Laishley Park Marina) and Canal Maintenance District (Punta Gorda Isles/PGI & Burnt Store Isles/BSI) Funds **DIRECTION PROVIDED TO STAFF**

VI. RECOMMENDATION FROM CITY OFFICERS

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

VII. BOARDS AND COMMITTEES

- A. Announcement of Vacancies
 1. Board of Zoning Appeals – Alternate
 2. Building Board
 3. Historic Preservation Advisory Board – Alternate (2)
 4. Utility Advisory Board **ALL VACANCIES ANNOUNCED**
- B. Appointments
 1. Planning Commission (2) **C. ZAJICEK, E. ZAPKE REAPPOINTED**

VIII. POLICY AND LEGISLATION

- A. Mayor
- B. Council Member Comments

IX. CITIZENS' COMMENTS

X. ADJOURNMENT

City Council will conduct a shade meeting at 8:15.m. on June 15, 2011 to discuss collective bargaining matters. Said meeting will be held in the 3rd Floor Conference Room of the City Hall Annex Building, 126 Harvey Street, Punta Gorda.

At meetings in which public hearings are reviewed, any member of the audience who wishes to speak will be recognized and heard. All persons must be sworn in prior to offering testimony. In accordance with the Americans with Disabilities Act and Florida Statute 286.26, persons with disabilities needing special accommodations to participate in this proceeding should contact the Office of the City Clerk at (941) 575-3369.