



Regular City Council Meeting
CITY OF PUNTA GORDA, FLORIDA
326 West Marion Avenue, Punta Gorda, FL 33950
August 10, 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. Presentations

1. Discussion of Options Related to Best Western Harborwalk Easement
****APPROVAL TO SEND DEMAND LETTER****

B. Introduction of Board/Committee Member Nominees

II. COMMUNITY REDEVELOPMENT AGENCY

A. Approval of Minutes

1. Regular Meeting of July 6, 2011 **APPROVED 7-0**
- B. CRA Project Status Report
 1. August 2011
- C. Other CRA Business
 1. Award of Lease for Bicycle Shop in Herald Court Centre
APPROVED FOR UNIT #1F 6-1
 2. Updated FY 2012-2020 Fiscal Forecast for the Community Redevelopment Area
 3. Invoice of Icard, Merrill, Cullis, Timm, Furen & Ginsburg, P.A., for services rendered to the Community Redevelopment Agency by David M. Levin, Esq. from March 1, 2011 through August 4, 2011.
APPROVED 7-0
- D. Citizen Comments
- E. Commissioner Comments

III-A. PUBLIC HEARINGS

1. **GA-10-11** - An Ordinance of the City of Punta Gorda, Florida, amending Chapter 6, "Boats, Docks and Waterways", Article 1, Section 6-6(c)(4)(d), Punta Gorda Code, requiring all new boat docks or slips to be used for the berthing of boats on a long-term basis and the conversion of existing docks or slips to be used for the berthing of boats on a long-term basis in the Burnt Store Isles Subdivision (PGI Section 15) to have boat lifts or davits; requiring the recording of a restrictive covenant for the construction of new boat docks or slips which are not to be used for the berthing of boats on a long-term basis; adding a grandfather provision for existing boat docks and slips; providing for conflict and severability and providing an effective date.
First Reading
Continued from May 18, 2011
APPROVED 5-0
2. **GA-16-11**- An Ordinance of the City of Punta Gorda, Florida, amending Chapter 17, "Public Utilities", Punta Gorda Code, Article I, "General Provisions: Water Rates", amending Section 17-7, Subsections (a), (b) and (c) by decreasing water system charges; amending Section 17-18, Subsections (a) and (b) by decreasing wastewater system charges; providing for conflict and severability; and providing an effective date.
First Reading
CONTINUED TO 9/7/11 3-2

3. A Resolution of the City Council of the City of Punta Gorda, Florida, approving the 2011 Community Development Block Grant Action Plan for the City of Punta Gorda and authorizing Staff to submit all approved documents to the Department of Housing and Urban Development.

Second Public Hearing
APPROVED 5-0

4. A Resolution of the City of Punta Gorda, Florida, designating those parcels identified on the map attached hereto as Exhibit "A" as a Brownfield Area for the purpose of Environmental Remediation, Rehabilitation, and Economic Redevelopment; naming the Brownfield Area as "The West Henry Street Enhancement Zone"; designating the Community Redevelopment Agency as the Brownfield Advisory Committee; directing the City Clerk to notify the State of Florida Department of Environmental Protection of the designation of the West Henry Street Enhancement Zone as a Brownfield Area; providing for conflicts; providing for severability; and providing for an effective date.

Second Public Hearing
APPROVED 5-0

III -B. QUASI-JUDICIAL PUBLIC HEARINGS

1. **SV-01-11** - A Resolution of the City Council of the City of Punta Gorda, Florida vacating that undeveloped right-of-way being a portion of Block 109, running east to west and lying between Lots 1 through 9 and Lots 10 through 18, Town of Punta Gorda, being an unimproved 41 foot wide street according to the plat thereof as recorded in plat book 1, page 14 of the Public Records of Charlotte County, Florida containing 17,858 square feet; and providing an effective date

Continued from July 13, 2011
DENIED 5-0

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

1. **ZA-08-11** - An Ordinance of the City of Punta Gorda, Florida, amending Chapter 26, Punta Gorda Code known as "The Land Development Regulations", Article 11, "Sign Standards", amending Section 11.3, "Permitted Signs", Subsection 11.3.(c) Changeable Copy Signs, removing provision regulating content and renumbering accordingly; 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 DEPARTMENT

1. Approval of Minutes: Regular Meeting of July 13, 2011
APPROVED 5-0

B. CITY MANAGER'S DEPARTMENT

1. Memorandum of Understanding Creating Lieutenants' Positions in the Police Department
APPROVED 5-0

C. FINANCE DEPARTMENT

1. Agreement award to ICMA-RC of Washington, DC for 401A Defined Compensation Plan Services
APPROVED 5-0
2. Award Agreement to Foster & Foster, Inc. to prepare required bi-annual Other Post Employment Benefits actuarial valuation and report.
APPROVED 5-0
3. Award of Amendment #17- Specific Authorization #23 – Forcemain Renewal Literature Review & Survey in accordance with Master Agreement #U06094/Water and Wastewater Master Planning with Carollo Engineers, P.C.
APPROVED 5-0
4. Award of Amendment #2 - Specific Authorization #3 - Design Services for drainage improvements in expanded project area in accordance with Master Agreement #U07078/Downtown Drainage Improvements with Wilson Miller, Inc.
APPROVED 5-0
5. Transfer \$1,000,000 from Utilities Operation to Utilities Capital Improvement Program
APPROVED 5-0

D. GROWTH MANAGEMENT DEPARTMENT

1. A Resolution of the City of Punta Gorda, Florida, granting approval for Old Punta Gorda, Inc., d/b/a Punta Gorda Historical Society to occupy a portion of the vacated Charlotte Avenue right-of-way; authorizing the Mayor to sign the occupation; authorizing the City Clerk to record the occupation; and providing an effective date.
APPROVED AS AMENDED 5-0

E. POLICE DEPARTMENT

1. Charlotte County Marine Advisory Committee Grant Applications
APPROVED 5-0

F. PUBLIC WORKS DEPARTMENT

1. A Resolution of the City Council of the City of Punta Gorda, Florida, approving an Interlocal Agreement between City of Punta Gorda and Charlotte County for construction of sidewalks on Aqui Esta Drive; authorizing the Mayor to execute the Interlocal Agreement; and providing an effective date.
CONTINUED TO 8/17/11

5-0

2. A Resolution of the City of Punta Gorda, Florida, approving Modification Four to Federally Funded Subgrant Agreement 07hm-7@-09-18-02-062 between the City of Punta Gorda and the State of Florida, Department of Emergency Management; authorizing the Mayor of the City of Punta Gorda to sign the Agreement; and proving an effective date.

APPROVED 5-0

G. LEGAL DEPARTMENT

1. Invoice of Allen, Norton & Blue, P.A. for services rendered in June 2011
APPROVED 5-0
2. Invoice of the Farr Law Firm for services rendered in June 2011
APPROVED 5-0
3. Invoice of Henderson Franklin, Starnes & Holts, P.A. for services rendered in June 2011.
APPROVED 5-0
4. Invoice of Icard, Merrill, Cullis, Timm, Furen & Ginsburg, P.A. for services rendered by David M. Levin, Esq. from June 9, 2011 through August 4, 2011.
APPROVED 5-0
5. Monthly Litigation Report August 2011

REGULAR AGENDA

V. UNFINISHED BUSINESS

- A. Aqui Esta Phase III - Right-of-Way Improvements **DIRECTION PROVIDED TO STAFF**

VI. NEW BUSINESS

- A. Shreve Street Lighting - Magdalena Drive to West End Drive
DIRECTION PROVIDED TO STAFF

VII. RECOMMENDATION FROM CITY OFFICERS

- A. City Manager

1. 2012 Charlotte County Legislative Delegation - Local Bill Requests
2. Discussion of agenda items for September 9, 2011 Joint Meeting with the Charlotte County Board of County Commissioners

B. City Attorney

C. City Clerk

VIII. BOARDS AND COMMITTEES

A. Announcement of Vacancies

1. Board of Zoning Appeals
2. Utility Advisory Board
3. Waterfront Development Advisory Committee

ALL VACANCIES ANNOUNCED

B. Nominations

1. Building Board (2)

**MARY FLEENOR, PETER
COCARRO REAPPOINTED**

2. Historic Preservation Advisory Board - Alternate (2)

**TEDDY SHIVELY APPOINTED
REMAINING VACANCY CONTINUED**

IX. POLICY AND LEGISLATION

A. Mayor

B. Council Member Comments

X. CITIZENS' COMMENTS

XI. ADJOURNMENT