



**Regular City Council Meeting**  
**CITY OF PUNTA GORDA, FLORIDA**  
**326 West Marion Avenue, Punta Gorda, FL 33950**  
**January 18, 2012**

\*\*\*ANNOTATED AGENDA\*\*\*

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**CITY COUNCIL**

William F. Albers, Mayor  
Carolyn Freeland, Council Member  
Harvey Goldberg, Vice Mayor  
Rachel Keesling, Council Member  
Charles Wallace, Council Member

**CITY OFFICIALS**

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

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*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**

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**I.    PROCLAMATION/PRESENTATIONS**

**A.    Proclamations**

**1.    St. Vincent de Paul Day**

**PROCLAIMED**

**B.    Presentations**

**1.    Citizen Presentation - City Water & Wastewater Systems**

**PRESENTED**

**C.    Introduction of Board/Committee Member Nominees**

## **II -A. PUBLIC HEARINGS**

### **II -B. QUASI-JUDICIAL PUBLIC HEARINGS**

1. **AMEND SE-02-11** – Request by Steve Nelson, Agent for Stock Development, to amend the previously approved Special Exception SE-02-11, pursuant to Chapter 26, Section 16.8(o), to install lighting on three existing tennis courts at a tennis club facility located at 92 Vivante Boulevard in a General Multi-family 15 Units per Acre (GM-15) zoning district.  
**APPROVED WITH  
CONDITIONS 5-0**
  
2. **SE-05-11** - A Special Exception request by Thomas J. Martin, Agent for Punta Gorda Senior Living, LP, pursuant to Chapter 26, Sections 16.8(o), Punta Gorda Code, to amend the previously approved Special Exception SE-08-94, to expand the existing Adult Congregate Living Facility by adding an additional building to accommodate up to an additional 30 units at the Palms of Punta Gorda, 2295 Shreve Street, which is located in a General Multi-Family, 15 units per acre (GM-15) zoning district.  
**APPROVED 5-0**
  
3. **SE-06-11** – A Special Exception request by Casey Jo Kennedy, agent for Souls Harbor Church of God, pursuant to Chapter 26, Section 16.8, Punta Gorda Code, to allow a child care facility to be located at 425 W. Helen Avenue, in a Neighborhood Residential 15 units per acre (NR-15) zoning district; as such use requires Special Exception approval pursuant to Chapter 26, Section 3.7.(f)(6), Punta Gorda Code.  
**APPROVED 5-0**

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

1. **GA-01-12** - An Ordinance of the City of Punta Gorda, Florida, amending Chapter 23, "Traffic", Article II, "Parking Areas", Punta Gorda Code; amending Section 23-13, providing reserved parking spaces for tenants of the Laishley Park Municipal Marina; providing for conflict and severability; and providing an effective date.  
**Second Reading  
APPROVED 5-0**
  
2. **GA-02-12** - An Ordinance of the City of Punta Gorda, Florida, amending Chapter 6, "Boats, Docks and Waterways", Punta Gorda Code, amending Article I, Section 6-6, replacing references to the Code Compliance Division Right-of-Way Permitting Section with Building Division; amending Chapter 20, "Streets and Sidewalks", Punta Gorda Code, amending Section 20-1, replacing references to the Code Compliance Division Right-of- Way Permitting Section with Building Division; providing for conflict and severability and providing an effective date.  
**Second Reading  
APPROVED 5-0**

3. A Resolution of the City Council of the City of Punta Gorda, Florida dividing the City of Punta Gorda into five (5) City Council districts subsequent to the 2010 Census.

**APPROVED WITH  
OPTION F 5-0**

### **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: Regular Meeting of January 4, 2012  
**APPROVED 5-0**

#### **B. CITY MANAGER'S DEPARTMENT**

1. Letter to Florida Congressional Delegation - EPA Approval Needed for Florida's New Nutrient Criteria Rules  
**APPROVED 5-0**

#### **C. FINANCE DEPARTMENT**

1. Amendments to the City's Financial Management Policies  
**APPROVED 5-0**
2. Transfer \$1,000,000 from Utilities Operation to Utilities Capital Improvement Program  
**APPROVED 5-0**

#### **D. POLICE DEPARTMENT**

1. Edward Byrne Memorial Justice Assistance Grant **APPROVED 5-0**
2. Edward Byrne Memorial Justice Assistance Grants **APPROVED 5-0**

#### **E. LEGAL DEPARTMENT**

1. Invoice of Allen, Norton & Blue, P.A. for services rendered in November 2011  
**APPROVED 5-0**

### **REGULAR AGENDA**

#### **IV. UNFINISHED BUSINESS**

**V. NEW BUSINESS**

- A. Discussion regarding permitted accessory uses in the City Center and Neighborhood Center Zoning Districts. **DIRECTION PROVIDED TO STAFF; MORATORIUM ON MOBILE VENDING CARTS**
- B. Discussion regarding the Waiver or Reduction of Park Rental Fees for Active Military Personnel. **DIRECTION PROVIDED TO STAFF**
- C. Proposal to establish interim office space for the Punta Gorda History Center, Inc. in the former Main Street Punta Gorda area. **APPROVED 5-0**

**VI. RECOMMENDATION FROM CITY OFFICERS**

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

**VII. BOARDS AND COMMITTEES**

- A. Announcement of Vacancies
1. Punta Gorda Isles Canal Advisory Committee **VACANCY ANNOUNCED**

**VIII. POLICY AND LEGISLATION**

- A. Mayor
- B. Councilmember Comments

**IX. CITIZENS' COMMENTS**

**X. ADJOURNMENT**

City Council will conduct a shade meeting immediately following the January 18, 2012 City Council meeting 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.*

*If any person decides to appeal any decision made by this Board/Committee with respect to any matter considered at such meeting or hearing, he or she may need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the 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, persons with disabilities needing special accommodations to participate in this proceeding should contact the Office of the City Clerk at (941) 575-3369.*