

**BOARD OF COUNTY COMMISSIONERS**

**MAY 08, 2018**

A Regular Meeting was held at the Murdock Administration Complex in Commission Chambers; Room 119, Port Charlotte, Florida.

The following members were present: Chair Doherty, Commissioner Constance, Commissioner Deutsch, Commissioner Tiseo, and Commissioner Truex. Also in attendance were: County Administrator Sandrock, County Attorney Knowlton, Chief Financial Control Officer Larrivee, and Minutes Clerk Cash. The following members were absent: None

**The Meeting was called to order at 9:00 am**

The Invocation was given by Brian Stolarczyk, Lutheran Church of the Cross, followed by the Pledge of Allegiance.

**Changes to the Agenda**

**Change #1:** Proclamations Added, Peace Officers Memorial Day Proclamation  
Requested by: County Administration

**Change #2:** F-4 Updated title and wording.  
Requested by: Purchasing

**Change #3:** P-1 Updated attachment, Amended & Restated ILA with Englewood Water District.  
Requested by: Utilities

**Commissioner Constance** requested **Addition #1:** R-4 Approve designating Emily Lewis, Legislative Manager to be the Charlotte County Representative at the next Gulf Consortium Meeting and authorize Chairman to execute letter.

**COMMISSIONER TRUEX MOVED TO APPROVE CHANGES TO THE AGENDA, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 5:0.**

**Proclamations - Commissioner Christopher Constance**

**COMMISSIONER TRUEX MOVED TO APPROVE THE PROCLAMATIONS, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 5:0.**

**35th Anniversary of the Master Gardener in Charlotte County Month**

Ralph Mitchell accepted the Proclamation.

**Artist of the Month - Dolores Petrin**

Dolores Petrin accepted the Proclamation.

**Charlotte County Travel and Tourism Week**

Lorah Steiner and Staff accepted the Proclamation.

**Charlotte Trauma Awareness Month**

Deborah Harrington's representative accepted the Proclamation.

**Child Care Provider Appreciation Month**

Anne Bouhebent, Robert McMillian, and Diane Ramseyer accepted the Proclamation.

**Child Welfare Professionals Recognition Month**

Chair Doherty accepted the Proclamation.

**Mental Health Month**

Gina Wynn accepted the Proclamation.

**National Drug Court Month**

Dave Thompson and Sherry Monroe accepted the Proclamation.

**OCEAN's Sunflower Senior Appreciation Month**

Amie Conti, Tanyyah Lockett, and Pam Monnier accepted the Proclamation.

**Paula Hess Day**

Judith Harris, Alyson Burch, and Ceres Austria accepted the Proclamation.

**Unity Day**

L. A. Daniels accepted the Proclamation.

**Water Safety Awareness Day**

Paul DeMello and other Just Against Children Drowning (JACD) members accepted the Proclamation.

**Water Safety Month**

Marc Solomon accepted the Proclamation.

**(Change #1) Proclamation Added, Peace Officers Memorial Day**

**Commissioner Deutsch** accepted the Proclamation.

**Employee Recognition**

**5 Years:** Samuel Jones, Utilities; Theresa Lewis, Human Services; Michael Valenti, Utilities; David Whidden, Public Works; **15 Years:** Amanda Barber, Utilities; Tammy Crabtree, Utilities; David Sipper, Community Development; **20 Years:** Charles Koons, Public Works; **25 Years:** Dave Mathewson, Jr., Community Services; **30 Years:** Richard Allen, Public Works; and Andrew Amendola, Public Works.

**Award Presentations – No Items.**

**CITIZEN INPUT - AGENDA ITEMS ONLY**

Dale Raterink discussed Manasota Key Street and Drainage MSTU Advisory Board.

Ray Orozco spoke to Manasota Key Street and Drainage MSTU Advisory Board.

Damian Ochab mentioned Manasota Key Street and Drainage MSTU Advisory Board.

Mike Beaudoin commented on Manasota Key Street and Drainage MSTU Advisory Board.

**COMMITTEE VACANCIES**

**Charlotte County is seeking volunteers to serve on the following Committees:**

**Tourist Development Council** is seeking one volunteer to represent the tourism industry. The applicant must be a resident of Charlotte County. Length of term is four years. To obtain an application, please contact Diane Whidden at 941-743-1300 or via email at [Diane.Whidden@CharlotteCountyFL.gov](mailto:Diane.Whidden@CharlotteCountyFL.gov).

The following **MSBU/TU Advisory Boards** are seeking volunteers who must be residents of Charlotte County and reside within the Unit. Submit applications to Public Works Department, 7000 Florida Street, Punta Gorda, FL 33950; call 941.575.3600 or e-mail [MSBU-TU@CharlotteCountyFL.gov](mailto:MSBU-TU@CharlotteCountyFL.gov).

**Boca Grande Street & Drainage Unit** is seeking two members to fill vacant unexpired terms through October 31, 2021.

**Buena Vista Area Waterway Unit** is seeking one member to fill a vacant unexpired term through October 31, 2020.

**Englewood East Non-Urban Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.

**Gardens of Gulf Cove Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.

**Greater Port Charlotte Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2019.

**Grove City Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.

**Gulf Cove Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.

**Gulf Cove Waterway Unit** is seeking one member to fill a vacant unexpired term through October 31, 2019.

**Manasota Key Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.

**Mid Charlotte Stormwater Utility Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.

**Northwest Port Charlotte Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.

**Northwest Port Charlotte Waterway Unit** is seeking two members to fill vacant unexpired terms through October 31, 2019 and October 31, 2020.

**Pirate Harbor Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2019.

**Placida Area Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.

**Rotonda Heights Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2020.

**South Gulf Cove Beautification Unit** is seeking one member to fill a vacant unexpired term through October 31, 2021.

**South Gulf Cove Street & Drainage Unit** is seeking one member to fill a vacant unexpired term through October 31, 2020.

**REPORTS RECEIVED AND FILED**

Clerk of Court's County Investment Report, March 31, 2018.

**CONSENT AGENDA**

**COMMISSIONER TRUEX MOVED TO APPROVE THE CONSENT AGENDA WITH THE EXCEPTION OF D-2, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 5:0.**

**Clerk of the Circuit Court**

**A. Comptroller Division**

**1. Finance**

RECOMMENDED ACTION: Approve the Clerk's Finance Memorandum. BUDGETED ACTION: No action needed.

**B. Minutes Division**

**1. Minutes**

RECOMMENDED ACTION: Approve the following minutes: April 10, 2018 Regular Meeting April 23, 2018 Pre-Agenda BUDGETED ACTION: No action needed.

**Board of County Commissioners**

**C. Commission Office**

**1. Appointment - Pirate Harbor Street & Drainage MSBU Advisory Board**

RECOMMENDED ACTION: Approve the appointment of Andrew Wolf to fill the unexpired term of Lester Patzer on the Pirate Harbor Street & Drainage Advisory Board. This appointment will be effective immediately and will expire on October 31, 2019. BUDGETED ACTION: No action needed.

**2. Appointment - Planning and Zoning Advisory Committee**

RECOMMENDED ACTION: Approve the appointment of Don McCormick as the District 2 Representative to the Planning and Zoning Advisory Committee to fill an unexpired term effective immediately with an expiration date of November 30, 2018. BUDGETED ACTION: No action needed.

**D. County Administration**

**Administration**

**1. Reclass Executive Assistant Position**

RECOMMENDED ACTION: Approve the reclassification of part-time Executive Assistant to BCC to full-time Executive Assistant to BCC effective next pay period (May 16, 2018). Requested by Commissioner Tiseo. BUDGETED ACTION: Approve Budget Adjustment BA18-024 in the amount of \$16,275 for Salaries and Benefits to reclassify the Executive Assistant position in the Commission Office from Part Time to Full Time.

**2. Approve May 17, 2018 BCC Vendor Presentations**

RECOMMENDED ACTION: Approve the May 17, 2018 BCC Vendor Presentations on Fire Station 10 at 2:30 p.m. in Room 119. BUDGETED ACTION: No action needed.

**Chair Doherty** inquired about presentation format. **Commissioner Constance** asked about presentation format. **Commissioner Tiseo** referenced presentation format.

Kim Corbett, Purchasing Senior Division Manager explained presentation process.

**COMMISSIONER TRUEX MOVED TO APPROVE THE MAY 17, 2018 BCC VENDOR PRESENTATIONS ON FIRE STATION 10 AT 2:30 P.M. IN ROOM 119, SECONDED BY COMMISSIONER CONSTANCE**

**MOTION CARRIED 5:0.**

**Public Information Office - No Items.**

#### **E. County Attorney**

##### 1. 2018 Florida International Air Show In-Kind Event Funding Agreement

RECOMMENDED ACTION: Approve the In-Kind Services Event Funding Agreement between Charlotte County and Florida International Air Show, Inc., for in-kind services not to exceed \$31,823.00. BUDGETED ACTION: No action needed. **AGR 2018-024**

##### 2. 2018 Englewood Beach Waterfest In-Kind Event Funding Agreement

RECOMMENDED ACTION: Approve the In-Kind Services Event Funding Agreement between Charlotte County and Englewood Beach Waterfest, Inc., for in-kind services not to exceed \$50,000.00. BUDGETED ACTION: No action needed. **AGR 2018-025**

##### 3. Release of Liability Quidnet Media, LLC

RECOMMENDED ACTION: a) Approve the Release with Quidnet Media, LLC, Critical Content and its subsidiaries, employees and On-Camera Talent in exchange for payment to the County of \$5,161.28 regarding an incident on or about July 13, 2017 at Indian Midden Mound; b) Authorize the County Attorney to execute the Release (and any other documents necessary to resolve the matter) on behalf of the County. BUDGETED ACTION: No action needed. **AGR 2018-026**

#### **F. Budget and Administrative Services**

##### **Fiscal Services**

##### 1. Marine Advisory Committee FY 2019 Funding Recommendation

RECOMMENDED ACTION: a) Approve County Resolution which accepts the Marine Advisory Committee (MAC) recommendations for West Coast Inland Navigation District (WCIND) and Boater Improvement Fund (BIF) expenditures for fiscal year 2019 in the amount of \$1,028,072; and b) Authorize the County Administrator to sign all necessary grant documents and subrecipient agreements. BUDGETED ACTION: No Action Needed. Funding will be budgeted in the Boater Revolving Fund in the FY2019 budget process.

There are no matching requirements for the WCIND projects included in the recommendation. **RES 2018-054**

**Information Technology - No Items.**

**Purchasing**

2. 18-344, Award, Purchase of Fuel & Lube Truck (Public Works - M&O)

RECOMMENDED ACTION: a) Approve the award of a "Piggyback" Purchase, File #18-344, Fuel & Lube Truck, from Nextran Truck Centers, of Fort Myers, Florida ("Piggyback off the Florida Sheriffs Association, Florida Association of Counties and Florida Chiefs Association, Contract # FSA 17-VEH15.0 Specification #15) for a total cost of \$248,235 to purchase a 2019 Mack Granite 64F Tandem Fuel & Lube Truck with options for Maintenance & Operations; and b) Approve the property deletion of Asset #32115 (2008 Ford F-750 Fuel & Lube Truck) to be sold via an on-line auction service with Gov-Deals, Inc. BUDGETED ACTION: No action needed. Utilizing savings from the delay of purchasing budgeted equipment as part of the "Heavy Equipment Replacement Plan", approved in the FY18 budget process. Funding is supplied from Gas Taxes.

3. 18-359, Piggyback Purchase, One (1) Bomag Waste Compactor (Public Works-Solid Waste)

RECOMMENDED ACTION: a) Approve the award of a "Piggyback" Purchase, File #18-359, Bomag Landfill Compactor, from Dobbs Equipment LLC (fka Nortrax, Inc.) of Riverview, Florida, Piggyback off the Florida Sheriffs Association and Florida Association of Counties, Contract # FSA 17- VEH15.0 Specification #62, for a total cost of \$579,097 to purchase a Bomag BC772RB-4 Landfill Compactor with options for Solid Waste; and b) Approve the property deletion of Asset #34033 (Bomag BW772RB Waste Compactor) to be sold via an on-line auction service with Gov-Deals, Inc. BUDGETED ACTION: No action needed. Budgeted Heavy Equipment Replacement Plan, as approved in the FY18 budget process. Funding comes from the Charlotte County Landfill Fund.

4. 18-119, Approve Change Order 1, Activity Pool - Oyster Creek/AnnDever (Community Services) (Change #2) Updated title and wording

RECOMMENDED ACTION: Request the Board approve Change Order #1 to File #18-119, Activity Pool-Oyster Creek / Ann Dever, with Rain Drop Products, LLC, in the amount of \$24,248. BUDGETED ACTION: No action needed. Funding from project "Park Repairs and Upgrades" (\$17,248) and "Oyster Creek Splash Pad"(\$7,000) approved in the FY18 budget process. Funding is supplied from the Capital Projects Fund (\$17,428) and 2014 Sales Tax Extension (\$7,000).

5. Property Deletions for the month of May, 2018 (Purchasing)

RECOMMENDED ACTION: Approve the deletion of the property inventory items listed on the attached for the month of May, 2018. BUDGETED ACTION: No action needed.

**Real Estate Services**

6. El Jobean Sewer Project

RECOMMENDED ACTION: Approve a Resolution authorizing and directing the acquisition by voluntary purchase of any real property or easement interest in real property that may be required for the future implementation of the Charlotte Harbor Water Quality Initiative Phase II El Jobean Project. BUDGETED ACTION: No action needed. A budget adjustment will be necessary at the time of purchase of property. Funding for this expenditure will come from the Utilities Operating Fund. **RES 2018-055**

7. Utility Easement West County Annex

RECOMMENDED ACTION: Approve attached resolution approving and authorizing the Chairman to execute a Utility Easement to Englewood Water District for the new waterline at the West County Annex. BUDGETED ACTION: No action needed. **RES 2018-056**

8. FPL Easement McGuire Park

RECOMMENDED ACTION: Approve attached resolution approving and authorizing the Chairman to execute a Non- Exclusive Utility Easement to Florida Power & Light (FPL) to provide electrical service to McGuire Park. BUDGETED ACTION: No action needed. **RES 2018-057**

**Risk Management - No Items.**

**Transit - No Items.**

**G. Community Development - No Items.**

**H. Community Services**

**Parks and Natural Resources - No Items.**

**Recreation - No Items.**

**Libraries and Historical - No Items.**

**Environmental Services - No Items.**

**I. Economic Development**

1. Set a meeting of the Murdock Village CRA for May 22, 2018 at 10:00 a.m.

RECOMMENDED ACTION: Set a Murdock Village Community Redevelopment Agency meeting on May 22, 2018 at 10:00 a.m., or as soon thereafter in Room 119 at 18500 Murdock Circle, Port Charlotte, FL. BUDGETED ACTION: No action needed.

**J. Facilities Construction and Maintenance - No Items.**

**K. Human Resources - No Items.**

**L. Human Services - No Items.**



**M. Public Safety**

1. Statewide Mutual Aid Agreement

RECOMMENDED ACTION: Request Commission approval of the 2018 Statewide Mutual Aid Agreement with the County Administrator designated as the primary authorized representative, Gerard Mallet designated as the first alternate authorized representative, and Patrick Fuller designated as the second alternate authorized representative. The SMAA, which all 67 Florida counties have approved, has been updated to include smaller, non-declared events, and will automatically renew each year. BUDGETED ACTION: No action needed. **AGR 2018-027**

**N. Public Works - No Items.**

**O. Tourism Development - No Items.**

**P. Utilities**

1. Amended and Restated Interlocal Agreement with Englewood Water District

**(Change #3)** Updated attachment, Amended & Restated ILA with Englewood Water District

RECOMMENDED ACTION: Approve the Amended and Restated Interlocal Agreement with Englewood Water District. BUDGETED ACTION: No action needed. **A.AGR 2014-033**

**Q. Other Agencies - No Items.**

**REGULAR AGENDA**

**R. Regular Agenda**

1. Appointment by Ballot - Manasota Key Street & Drainage MSTU Advisory Board

Commission Office

Choose by ballot to fill the unexpired term of Joan Dunham-Card as well as an additional new three year term on the Manasota Key Street & Drainage Advisory Board. This appointment will be effective immediately and will expire on October 31, 2021.

County Administrator Sandrock announced the ballot majority votes for Dale Raterink.

**COMMISSIONER TRUEX MOVED TO APPOINT BY BALLOT DALE RATERINK TO THE UNEXPIRED TERM OF JOAN DUNHAM-CARD AS WELL AS AN ADDITIONAL NEW THREE YEAR TERM ON THE MANASOTA KEY STREET & DRAINAGE MSTU ADVISORY BOARD, SECONDED BY CHAIR DOHERTY**

**MOTION CARRIED 5:0.**

County Administrator Sandrock advised Board of a ballot tie and requested a revote.

**COMMISSIONER TRUEX MOVED TO RECONSIDER THE APPOINTMENT BY BALLOT - MANASOTA KEY STREET & DRAINAGE MSTU ADVISORY BOARD, SECONDED BY CHAIR DOHERTY**

**MOTION CARRIED 5:0.**

County Administrator Sandrock announced the ballot majority revote for Dale Raterink.

**COMMISSIONER TRUEX MOVED TO APPOINT BY BALLOT DALE RATERINK TO THE UNEXPIRED TERM OF JOAN DUNHAM-CARD AS WELL AS AN ADDITIONAL NEW THREE YEAR TERM ON THE MANASOTA KEY STREET & DRAINAGE MSTU ADVISORY BOARD, SECONDED BY COMMISSIONER TISEO**

**MOTION CARRIED 5:0.**

2. Habitat Conservation Plan Reserve Alternative

Community Services

Presentation and direction for the proposed County-wide Florida Scrub-jay Habitat Conservation Plan (HCP) Reserve alternative.

Tina Powell, Parks and Natural Resources Manager gave a brief overview of the Density Model Timeline, Density Model Update, Recap from December Workshop, Alternative Reserve Parcel, HCP Acquisition Alternative, Alternative Reserve Parcel: Status to Date, Alternative Reserve Parcel: Financials, Alternative Reserve Parcel: Next Steps, and responded to Board inquiries.

County Administrator Sandrock conveyed funding sources.

**Chair Doherty** discussed Threatened and Endangered Species Act, HCP, permits, and funding. **Commissioner Constance** spoke to funding and scrub-jay counts. **Commissioner Deutsch** commented on funding, HCP, and scrub-jay counts. **Commissioner Tiseo** discussed HCP, scrub-jay counts, funding, and restoration. **Commissioner Truex** spoke to HCP.

**COMMISSIONER TRUEX MOVED TO APPROVE OPTION 3: THE FLORIDA SCRUB-JAY RESERVE ALTERNATIVE FOR THE HABITAT CONSERVATION PLAN (HCP) AS OUTLINED BY STAFF, OBTAIN SURETY FROM THE U.S. FISH AND WILDLIFE SERVICES THAT THE DENSITY MODEL WILL BE APPROVED BEFORE MONEY IS SPENT, AND IDENTIFY THE FUNDING NEEDED OVER TIME, SECONDED BY COMMISSIONER TISEO**

**MOTION CARRIED 3:2., COMMISSIONER CONSTANCE AND COMMISSIONER DEUTSCH OPPOSED**

3. 18-216, Ranking, Gulf Cove Sidewalk Design (Public Works)

Purchasing

a) Approve the ranking of firms for Request for Proposal #18-216, Gulf Cove Sidewalk Design: 1st - Johnson Engineering, Inc.; 2nd - DMK Associates, Inc., and 3rd - CES/American; and b) Approve start of negotiations; and c) Authorize the Chairman to sign the contract after completion of negotiations. This is

for a qualified firm to provide Engineering services in the design, permitting and construction management of the Gulf Cove Sidewalk design within the Gulf Cove MSBU, Englewood, Florida.

Ms. Corbett gave a brief overview of the ranking of firms for Request for Proposal #18-216, Gulf Cove Sidewalk Design: 1st - Johnson Engineering, Inc.; 2nd - DMK Associates, Inc., and 3rd - CES/American, start of negotiations, authorize the Chairman to sign the contract after completion of negotiations, and responded to Board inquiries.

**Chair Doherty** commented on the ranking process. **Commissioner Constance** mentioned ranking process. **Commissioner Deutsch** discussed the ranking process. **Commissioner Tiseo** spoke to the ranking process. **Commissioner Truex** discussed the ranking process.

**COMMISSIONER TISEO MOVED TO APPROVE STAFF'S RECOMMENDATION IN RANKING OF FIRMS FOR REQUEST FOR PROPOSAL #18-216, GULF COVE SIDEWALK DESIGN: 1ST - JOHNSON ENGINEERING, INC.; 2ND - DMK ASSOCIATES, INC., AND 3RD - CES/AMERICAN; APPROVE START OF NEGOTIATIONS, AND AUTHORIZE THE CHAIRMAN TO SIGN THE CONTRACT AFTER COMPLETION OF NEGOTIATIONS, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 4:1., COMMISSIONER CONSTANCE OPPOSED**

**(Consensus: To put the Ranking of Firms Request for Proposal process on a Workshop Agenda for discussion).**

**(Addition #1) R-4 Approve designating Emily Lewis, Legislative Manager to be the Charlotte County representative at the next Gulf Consortium Meeting and authorize the Chairman to execute letter**

**Commissioner Constance** noted he is unavailable to attend the May 17, 2018 Gulf Consortium meeting.

**COMMISSIONER CONSTANCE MOVED FOR EMILY LEWIS, LEGISLATIVE MANAGER TO BE THE REPRESENTATIVE FOR CHARLOTTE COUNTY AT THE MAY 17, 2018 GULF CONSORTIUM MEETING AND AUTHORIZE THE CHAIRMAN TO EXECUTE LETTER, SECONDED BY COMMISSIONER DEUTSCH**

**MOTION CARRIED 5:0.**

**PUBLIC HEARING AGENDA**

**S. 10:00 A.M. Public Hearing - No Items.**

**PRESENTATION AGENDA**

**T. 10:00 A.M. - No Items.**

**CITIZEN INPUT - ANY SUBJECT**

Bernadina Edwards discussed park on San Casa Drive, Charlotte County Utilities' bill pay phone option, scrub-jay preservation, and BCC meeting times.

Joan Cabolla spoke to Charlotte County Utilities sewer line notification.

AA. County Administrator: None.

BB. County Attorney: None.

CC. Commissioner Comments:


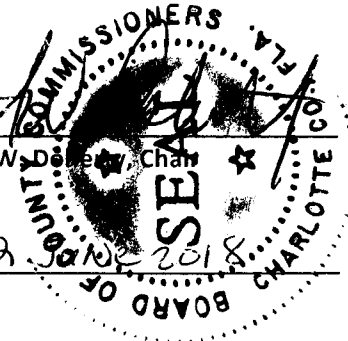
**Chair Doherty** commented on River Road, Proclamation Policy, and Peace River Manasota Regional Water Supply Authority Water Use Permit. **Commissioner Constance** mentioned River Road. **Commissioner Deutsch** discussed River Road and Proclamation Policy. **Commissioner Tiseo** spoke to non-profit taxes.

County Attorney Knowlton explained Proclamation process.

County Administrator Sandrock accepted Carrie Hussey, Human Services Director to review the 2017 Non-Profits Leveraged Resources chart.

Carrie Hussey, Human Services Director gave a brief overview of the 2017 Non-Profits Leveraged Resources chart.

ADJOURNED: 10:52 am

  
\_\_\_\_\_  
Kenneth W. Doherty, Chairman  


DATE ADOPTED: 12 June 2018

ATTEST:

ROGER D. EATON, CLERK  
OF THE CIRCUIT COURT AND  
EX-OFFICIO TO THE BOARD  
OF COUNTY COMMISSIONERS

By:   
Deputy Clerk