



**City Council Agenda**  
**CITY OF PUNTA GORDA, FLORIDA**  
**326 West Marion Avenue, Punta Gorda, FL 33950**  
**July 2, 2008**

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

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**CITY COUNCIL**

Larry Friedman, Mayor  
Harvey Goldberg, Vice-Mayor  
Marilyn P. Smith-Mooney, Councilmember  
William F. Albers, Councilmember  
Charles Wallace, Councilmember

**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 AM      CALL TO ORDER**  
**INVOCATION**  
**PLEDGE OF ALLEGIANCE**

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**I.               PROCLAMATION/PRESENTATIONS**

- A.      Proclamations
- B.      Presentations
  - 1.      Introduction of Board / Committee Nominees

**II.             COMMUNITY REDEVELOPMENT AGENCY**

- A.      Roll Call
- B.      Approval of Minutes
  - 1.      Special Meeting of June 11, 2008

**APPROVED**

- C. CRA Project Status Report
- D. Taylor Road Improvements

**TO BE PLACED ON 8/6/08 AGENDA  
FOLLOWING DEVELOPER REVIEW**

- E. A Resolution of the City Council of the City of Punta Gorda, Florida, Amending the 1990 Downtown Redevelopment Plan (“Plan”) pursuant to Section 163.361(1), Florida Statutes, extending the time certain for Completion of the Implementation Strategy of the “Plan”; and providing an effective date

**RECOMMENDED APPROVAL**

- F. Trabue Woods Mortgage
- G. Award of Agreement for the construction of two (2) pavilions and a ten (10) stall restroom facility in Laishley Park to DeAngelis Diamond Construction, Inc. of Naples, FL

**CLOSING ON FINAL PARCEL IMMINENT**

**APPROVED**

- H. Commissioners’ Comments
- I. Citizens’ Comments

**III-A. PUBLIC HEARINGS**

- 1. A Resolution of the City Council of the City of Punta Gorda, Florida, Amending the 1990 Downtown Redevelopment Plan (“Plan”) pursuant to Section 163.361(1), Florida Statutes, extending the time certain for Completion of the Implementation Strategy of the “Plan”; and providing an effective date

**APPROVED**

- 2. An Ordinance of the City of Punta Gorda, Florida, amending Chapter 23 of the City Code of Ordinances, “Traffic”, Article II, “Parking Areas”, Section 23-13, “Parking in Laishley Park and Ponce De Leon Park”, by adding a new subsection (b) establishing fees on an annual or daily basis for boat trailer parking throughout Laishley Park and Ponce De Leon Park, amending Section 23-14(a), providing a penalty for violation of boat trailer parking fee requirements; providing for conflict and severability and providing an effective date

**FIRST READING**

**APPROVED AS AMENDED**

- 3. A Resolution of the City Council of the City of Punta Gorda, Florida, approving the 2008 Community Development Block Grant Action Plan for the City of Punta Gorda

**APPROVED**

**III-B. QUASI-JUDICIAL PUBLIC HEARINGS**

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

1. **AX-10-07** – An Ordinance of the City of Punta Gorda, Florida, **Annexing** within the Corporate Area of the City Of Punta Gorda, Property described as Parcel No. 0071974-000100-2, being Lots 1 through 40, inclusive, Block 5, Carmalita Heights, as Recorded in Plat Book 7, Page 26 of the Public Records of Charlotte County, Florida and Parcel No. 0071966-000500-8, being Lots 1 through 52, Inclusive, Block 6, Forest Park as Recorded in Plat Book 1, Page 88 of the Public Records of Charlotte County, Florida, together with those portions of Burland Street, Education Avenue and Carmalita Street lying contiguous and adjacent to said lots, commonly known as 1100 Carmalita Street and 1500 Carmalita Street, containing 21.65 Acres+/-, as more particularly described on Exhibit A, and Property described as Parcel Nos. 0080941-000000-4, 0080942-000000-3, 0080943000000- 2,0080944-000000-1,0080945-000000-0,0080946-000000-9,0080947000000- 8,0080947-000000-7, being Lots 1-20 inclusive, Block 9 together with the 60' Right-of-Way of Clemens Avenue lying contiguous to Lot 13, Block 9 of said Forest Park, commonly known as 1014 Cooper Street, 607 Carmalita Street, 611 Carmalita Street, 705 Carmalita Street, 737 Carmalita Street, 600 Allen Street, 608 or 700 Allen Street, 612 Allen Street, containing 3.06 Acres +/-, as more particularly described on Exhibit B, and Property described as Parcel Nos. 0071986-000000-9, 0071988-000000-7, 0071985-000000-0, 0071987-000000-8, being the East 1/2 of Lot 27, Clay's Subdivision of Section 8, Township 41 South, Range 23 East, Recorded in Plat Book 1, Page 14 of the Public Records of Charlotte County, Florida, commonly known as 1420 Henry Street, 1404 Henry Street, 1416 Henry Street, 1450 Education Avenue, containing 5.06 Acres+/-, as more particularly described on Exhibit C in accordance with the Voluntary Annexation Provisions of Section 171.044 Florida Statutes; Redefining the Boundary Lines of said City in conformance therewith; Amending the Official Boundary Map of the City of Punta Gorda, Florida; providing for conflict and severability and providing an effective date **SECOND READING**

**APPROVED**

**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. Approval of Minutes:
  - a. Regular Meeting of June 18, 2008

**APPROVED**

**B. LEGAL DEPARTMENT**

1. Monthly litigation report  
**APPROVED**
2. Statements of the Farr Law Firm in the total amount of \$450.00 dated June 1, 2008 for services rendered to the City in forfeiture matters  
**APPROVED**
3. Estate of Lynn Cord  
**APPROVED**
4. Statement from the law firm of Christiansen & Dehner, P.A., in the amount of \$116.00 dated April 30, 2008 for services rendered to the City.  
**APPROVED**

**C. HUMAN RESOURCES**

1. City Vacation Policy Modifications  
**APPROVED**

**D. GROWTH MANAGEMENT**

1. A Resolution of the City Council of the City of Punta Gorda, Florida repealing Resolution 782-85, which has become obsolete due to the rezoning of property commonly known as Fishermen's Village, establishing Uses Permitted as those Uses Permitted in the Neighborhood Center (NC) Zoning District.  
**APPROVED**

**REGULAR AGENDA**

**V. UNFINISHED BUSINESS**

- A. FY 2009 General Fund Budget Options  
**DIRECTION TO USE RESERVES, EXCESS ELECTION COSTS & NEW CONSTRUCTION AD VALOREM PRIOR TO CONSIDERING CHANGES TO EMPLOYEE MERIT INCREASES**
- B. Utility Rate Study Discussion  
**DIRECTION TO PROCEED WITH 15% INCREASE**
- C. Event Center Docks Opportunities  
**DIRECTION FOR STAFF TO WORK WITH COUNTY TOWARD GRANT FUNDING**

**VI. NEW BUSINESS**

- A. Annexation Update

**VII. RECOMMENDATIONS FROM CITY OFFICERS**

- A. City Manager

- B. City Attorney
- C. City Clerk
  - 1. Designation of voting delegate for Florida League of Cities Conference.

**MAYOR FRIEDMAN DELEGATE;  
COUNCILMEMBER WALLACE ALTERNATE**

**VIII. CITY COUNCIL BUDGET MEETING**

- A. A Resolution adopting a tentative millage rate for the City of Punta Gorda, Florida, for fiscal year 2008/2009.

**APPROVED WITH 2.5689 MILLAGE RATE**

**CITY COUNCIL TO CONVENE AS PUNTA GORDA ISLES CANAL MAINTENANCE ASSESSMENT DISTRICT**

**IX. PUNTA GORDA ISLES CANAL MAINTENANCE ASSESSMENT DISTRICT**

- A. Discussion regarding tentative levy
- B. A Resolution adopting a tentative levy of annual special assessments for the Punta Gorda Isles Canal Maintenance Assessment District for the Fiscal Year 2008/2009.

**APPROVED WITH \$400 ASSESSMENT**

**CITY COUNCIL TO CONVENE AS BURNT STORE ISLES CANAL MAINTENANCE ASSESSMENT DISTRICT**

**X. BURNT STORE ISLES CANAL MAINTENANCE ASSESSMENT DISTRICT**

- A. Discussion regarding tentative levy
- B. A Resolution adopting the tentative levy of annual special assessments for the Burnt Store Isles Canal Maintenance Assessment District for the Fiscal Year 2008/2009.

**APPROVED WITH \$400 ASSESSMENT**

**CITY COUNCIL TO RECONVENE**

**XI. BOARDS AND COMMITTEES**

- A. Announcement of Vacancies
  - 1. Board of Zoning Appeals – Alternate **ANNOUNCED**
  - 2. Building Board – Alternate **ANNOUNCED**
  - 3. Revitalization Committee **ANNOUNCED**
  - 4. Planning Commission – Alternate **ANNOUNCED**

- B. Nominations
- C. Appointments
  - 1. Planning Commission

**MR. ZAJICEK REAPPOINTED**

**XII. POLICY AND LEGISLATION**

- A. Mayor
  - 1. Discussion of Board/Committee Attendance  
**NEW POLICY APPROVED; BYLAWS TO BE AMENDED**
- B. Councilmember Comments

**XIII. 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.*

**XIV. 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.*