



**City Council Agenda**  
**CITY OF PUNTA GORDA, FLORIDA**  
**326 West Marion Avenue, Punta Gorda, FL 33950**  
**November 5, 2008**

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

---

**CITY COUNCIL**

Larry Friedman, Mayor  
Harvey Goldberg, Vice-Mayor  
Don McCormick, Councilmember  
William F. Albers, Councilmember  
Charles Wallace, Councilmember

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

---

**I.      REORGANIZATION OF CITY COUNCIL**

- A.**      City Attorney Presiding:  
          **1.**      Oath of Office  
          **2.**      Election of Mayor

**MAYOR FRIEDMAN**

- B.**      Mayor Presiding:  
          **1.**      Election of Vice-Mayor

**VICE MAYOR GOLDBERG**

**II. PROCLAMATION/PRESENTATIONS**

- A. Proclamations**
1. Good Shepherd Local Government Day **PROCLAIMED**
  2. Charlotte Symphony Orchestra Week **PROCLAIMED**
  3. Tidewell Hospice and Palliative Care Month **PROCLAIMED**
  4. Defeat Diabetes Month **PROCLAIMED**
- B. Presentations**
1. Introduction of Board / Committee Nominees
  2. David Hilston, Urban Design – 10 Years of Service  
**PRESENTED**
  3. Economic Development - Don Root, Charlotte County EDO Director  
**PRESENTED**
  4. Southwest Florida Intermodal & Logistics Center project - Jeff Weiler,  
Weiler Engineering **PRESENTED**

**III. COMMUNITY REDEVELOPMENT AGENCY**

- A. Roll Call**
- B. Approval of Minutes**
1. Regular meeting of October 1, 2008  
**APPROVED**
- C. CRA Project Status Report**
- D. Statement of Icard, Merrill, Cullis, Timm, Furen & Ginsburg, P.A., for services rendered to the Community Redevelopment Agency by David M. Levin, Esq., through September 30, 2008. **APPROVED****
- E. Statement of Icard, Merrill, Cullis, Timm, Furen & Ginsburg, P.A., for services rendered to the Community Redevelopment Agency by David M. Levin, Esq., through October 28, 2008. **APPROVED****
- F. Presentation of the Evaluation and Selection Committee's Ranking of Offerors for the Parking Garage Retail Property Management and Leasing. **NEGOTIATIONS TO BEGIN w/ CB RICHARD ELLIS****
- G. Commissioners' Comments**
- H. Citizens' Comments**

**IV-A. PUBLIC HEARINGS**

1. An Ordinance of the City of Punta Gorda, Florida, amending Chapter 23 of the City Code of Ordinances, "Traffic", Section 23-10(a) to prohibit certain truck traffic on Royal Poinciana; providing for conflict and severability and providing an effective date **FIRST READING**  
**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 on Municipally Owned Parking Lots and in City Marina, Laishley Park and Ponce De Leon Park" by amending Subsection (c) to provide for limited public parking in boat trailer only parking areas; providing for conflict and severability and providing an effective date **FIRST READING**  
**APPROVED**
  
3. A Resolution of the City Council of the City of Punta Gorda, Florida adopting a Citizen Participation Plan  
**APPROVED**
  
4. A Resolution of the City Council of the City of Punta Gorda, Florida adopting a Residential Anti-Displacement And Relocation Assistance Plan  
**APPROVED**

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

1. A Resolution of the City Council of the City Of Punta Gorda, Florida, approving and accepting the Hazard Mitigation Grant from the State of Florida, Division of Emergency Management (FEMA) and authorizing the City Manager to execute agreements, and Contracts; and providing an effective date  
**APPROVED**

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

1. **CP-06-08** - An Ordinance of the City of Punta Gorda, Florida, amending the City of Punta Gorda Comprehensive Plan Future Land Use Map changing the current designation from Low Density Residential/County (LDR/County) to Professional Office /City (PO/City) on property generally described as 24368 Airport Road as more particularly described on Exhibit "A" attached to the Ordinance providing for conflict and severability; and providing an effective date. **SECOND READING**  
**APPROVED**

2. **Z-05-08** - An Ordinance of the City of Punta Gorda, Florida, rezoning property described on Exhibit “A”, commonly know as 24368 Airport Road, from Agricultural Estates/County (AE/County) to Planned Employment Center/Neighborhood Center/City (PEC/NC/City); providing for conflict and severability; and providing an effective date.

**SECOND READING**  
**APPROVED**

3. **ZA-07-08** – An Ordinance of the City of Punta Gorda, Florida, amending Chapter 26 of the City Code of Ordinances known as “The Land Development Regulations”, Article 11, Sign Standards, Section 11.3. Permitted Signs, Subsection (m) Real Estate Signs, amending Paragraphs (2) and (3) adding provision for On-Premises Open House Signs; creating a new Paragraph (4) adding provision for Off-Premises Open House Signs on developed private property; providing for conflict and severability; and providing an effective date.

**SECOND READING**  
**APPROVED**

4. **ZA-08-08** – An Ordinance of the City of Punta Gorda, Florida, amending Chapter 26 of the City Code of Ordinances known as “The Land Development Regulations”, Article 3, Regulating Districts, Section 3.13, SRO, Special Residential Overlay District, Subsection (s) Real Estate Signs, clarifying signs are for residential property; adding provision for a second real estate sign to be located waterside or golf course side; adding a provision for an On-Premises Open House Sign; adding a provision for Off-Premises Open House Signs on developed property; providing for conflict and severability; and providing an effective date.

**SECOND READING**  
**APPROVED**

5. **ZA-12-08** – An Ordinance of the City of Punta Gorda, Florida, amending Section 26-11.3.(k)(6) of the City Code of Ordinances requiring removal of political signs within five (5) days after an election, excepting those candidates who progress from the general election primary to the general election; adding a new Subsection 26-11.3(k)(7), of the City Code of Ordinances providing allowance for the erection of political signs relating to candidates and issues the day after the general election primary when there are more than forty-five (45) days between the general election primary and general election; providing for conflict and severability and providing an effective date.

**SECOND READING**  
**APPROVED**

V. **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 October 15, 2008  
**APPROVED**
  - b. Town Hall Meeting of October 27, 2008  
**APPROVED**

B. **LEGAL DEPARTMENT**

1. Monthly Litigation Report
2. A Resolution of the City of Punta Gorda, Florida, approving the Multi-Jurisdictional Traffic Task Force Voluntary Cooperation Mutual Aid Agreement; authorizing the Mayor and City Manger to sign the agreement; and providing an effective date.  
**APPROVED**
3. A Resolution of the City of Punta Gorda, Florida, approving the Public Waterways Designation Agreement; authorizing the Mayor to sign the agreement; and providing an effective date.  
**APPROVED**
4. Statement of Icard, Merrill, Cullis, Timm, Furen & Ginsburg, P.A. for services rendered by David M. Levin, Esq., through September 30, 2008.  
**APPROVED**
5. Statement of Icard, Merrill, Cullis, Timm, Furen & Ginsburg, P.A. for services rendered by David M. Levin, Esq., through October 28, 2008.  
**APPROVED**

C. **FINANCE DEPARTMENT**

1. City of Punta Gorda Identity Theft Prevention Program  
**APPROVED**

**D. GROWTH MANAGEMENT**

1. Interlocal Agreement between Charlotte County and the City of Punta Gorda for Geographical Information Support services.

**APPROVED**

2. Exchange of easements with Fishermen's Village

**APPROVED**

**E. UTILITIES DEPARTMENT**

1. A Resolution of the City Council of the City of Punta Gorda, Florida, requesting a utility easement from the Board of Trustees of the Internal Improvement Trust Fund, and authorizing Greeley and Hansen, LLC to act as agent preparing application materials.

**APPROVED**

**REGULAR AGENDA**

**VI. UNFINISHED BUSINESS**

- A. Options for Economic Development Incentives

**DIRECTION TO STAFF FOR  
ORDINANCE AMENDMENTS**

**VII. NEW BUSINESS**

- A. Appeal of Local Business Tax Receipt fee for the Downtown Merchants' Association Farmer's Market

**DENIED**

- B. Tourism Bureau Appointment – Discussion

**APPROVAL TO DELEGATE  
ONE SEAT TO MR. JOHN  
PEREZ, WYVERN HOTEL**

- C. City Council discussion of Park rental fees.

**DIRECTION TO STAFF TO  
AMEND EVENT MANUAL**

**VIII. RECOMMENDATIONS FROM CITY OFFICERS**

- A. City Manager

1. Performance Objectives – FY 2009

- B. City Attorney

- C. City Clerk

**IX. BOARDS AND COMMITTEES**

- A. Announcement of Vacancies
1. Board of Zoning Appeals - Alternate
  2. Utility Advisory Board
  3. Planning Commission (2) **ALL VACANCIES  
ANNOUNCED**
- B. Nominations
1. Revitalization Committee **J. WEILER APPT.**
- C. Appointments
1. Punta Gorda Housing Authority **J. MURDOCK APPT.**
  2. Punta Gorda Isles Canal Advisory Committee **M. STRUNK APPT.**

**X. POLICY AND LEGISLATION**

- A. Mayor
- B. Councilmember Comments

**XI. 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.*

**XII. 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.*

**City Offices will be closed on Tuesday, November 11, 2008  
in observance of Veteran's Day.**