



**City Council and Community
Redevelopment Agency Agenda
CITY OF PUNTA GORDA, FLORIDA
326 West Marion Avenue, Punta Gorda, FL 33950
March 4, 2009**

*****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 A.M. CALL TO ORDER
 INVOCATION
 PLEDGE OF ALLEGIANCE**

I. PROCLAMATION/PRESENTATIONS

- A. Proclamations
 - 1. Juan Ponce de Leon Conquistador Day

PROCLAIMED
- B. Presentations
 - 1. Introduction of Board / Committee Nominees

II. COMMUNITY REDEVELOPMENT AGENCY

- A. Roll Call
- B. Approval of Minutes
 - 1. Special Meeting of February 18, 2009

APPROVED
- C. CRA Project Status Report

- D. Main Street Punta Gorda Update
- E. Commissioners' Comments
- F. Citizens' Comments

III-A. PUBLIC HEARINGS

III-B. QUASI-JUDICIAL PUBLIC HEARINGS

- 1. **SE-02-09** – A Special Exception request by Kathryn E. Petty, Agent for Sendlak, LLC, owner, per Section 26-16.8., of the City Code of Ordinances to allow an indoor amusement facility with video amusement games to be located at Seminole Lakes Shopping Plaza, 10175 Tamiami Trail, Unit 1133 in a Highway Commercial (HC) zoning district.

APPROVED

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

- 1. An Ordinance of the City of Punta Gorda, Florida, amending Chapter 17 “Public Utilities” of the City Code of Ordinances, Article III “Water Emergencies”, amending Sections ~~17-19, 17-22, 17-25, 17-26~~ to comply with the requirements of ~~Southwest Florida Water Management Code Rule 40D-21~~; amending Section 17-23 by decreasing penalties for violations; providing for conflict and severability and providing an effective date

Second Reading

Continued from February 18, 2009

APPROVED

- 2. **ZA-01-09**– 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 16, Application Review and Approval Requirements, amending Subsection 16.3., Application for Certificate of Appropriateness, clarifying requirements for Certificate of Appropriateness; amending Subsections 16.3.(a), (b), (c), (e) and (f), clarifying the application, review, approval and appeal process; providing for conflict and severability; and providing an effective date.

Second Reading

APPROVED

- 3. **ZA-02-09** – 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 16, Application Review and Approval Requirements, Subsection 16.4 Application for Concurrency by amending Sections 16.4(a); 16.4(b)(1)-(6); 16.4(c)(2)(3); 16.4(d) and adding new subparagraph 16.4.(c)(7) to comply with the provisions of the Florida State Statutes for School Concurrency requirements and to comply with the level of service updates of the City of Punta Gorda Comprehensive Plan 2025 adopted in November 2008; 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 February 18, 2009

APPROVED

B. LEGAL DEPARTMENT

1. Monthly Litigation Report
2. Statement of the Farr Law Firm for services rendered in January 2009.
3. Statement of Allen, Norton & Blue, P.A. for services rendered through January 31, 2009.

APPROVED

APPROVED

C. GROWTH MANAGEMENT

1. Request to allow ponies in Laishley Park for the 2nd Annual Peace River Seafood Festival, March 14-15, 2009.

APPROVED

D. FINANCE DEPARTMENT

1. Award of Amendment #3 Hendrickson Dam Improvements Phase 2 in accordance with Agreement #U05033 – Marine/Dam Engineering Services with Stanley Consultants, Inc.

APPROVED

REGULAR AGENDA

V. UNFINISHED BUSINESS

VI. NEW BUSINESS

- A. Consent to proceed with Phase I Groundwater Project as recommended in the 2009 Water Supply Master Plan Update
- B. Higher Education Feasibility Analysis
- C. City Website Demonstration
- D. Parks Master Plan Charrette Results
- E. Discussion of the Neighborhood Stabilization Program

APPROVED

APPROVED \$2,000 CONTRIBUTION

ESTIMATED MIGRATION PRIOR TO YEAR'S END

VII. RECOMMENDATIONS FROM CITY OFFICERS

- A. City Manager
 - 1. Discussion of agenda items for the March 13, 2009 joint meeting with the Board of County Commissioners
- B. City Attorney
- C. City Clerk

VIII. BOARDS AND COMMITTEES

- A. Announcement of Vacancies
- B. Nominations
 - 1. Firefighter's Pension Board **MR. MOONEY REAPPOINTED**
 - 2. Utility Advisory Board **ALL PARTIES APPOINTED**
 - 3. Historic Preservation Advisory Board (2) **MS. LISBY APPOINTED**
- C. Appointments

IX. POLICY AND LEGISLATION

- A. Mayor
- B. Councilmember Comments

X. 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.

XI. 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.