



**Regular City Council Meeting**  
**CITY OF PUNTA GORDA, FLORIDA**  
**326 West Marion Avenue, Punta Gorda, FL 33950**  
**September 15, 2010**

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

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**CITY COUNCIL**

Harvey Goldberg, Mayor  
William F. Albers, Vice-Mayor  
Don McCormick, Councilmember  
Charles Wallace, Councilmember  
Lawrence J. Friedman, 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 A.M.      CALL TO ORDER**  
**INVOCATION**  
**PLEDGE OF ALLEGIANCE**

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**I.      PROCLAMATION/PRESENTATIONS**

**A.      Proclamations**

1. American Business Women's Day
2. Constitution Week

**PROCLAIMED**  
**PROCLAIMED**

**B.      Presentations**

1. Presentation of a Certificate of Appreciation to the Punta Gorda Fire Department by St. Vincent de Paul

**PRESENTED**

**II-A.   PUBLIC HEARINGS**

1. An Ordinance of the City of Punta Gorda, Florida, amending Chapter 23, "Traffic", City Code of Ordinances, adding a new Section 23-21, prohibiting the parking of vehicles and trailers with signs, graphics, or printing in certain areas of

non-residential zoned properties; amending Section 23-14 (A) relating to penalties; amending Section 23-14(C) relating to citation contests; amending Section 23-19 holding registered owners responsible for violations; providing for conflict and severability; and providing an effective date. **First Reading**

**APPROVED AS AMENDED 3-2**

2. An Ordinance of the City of Punta Gorda, Florida, amending Chapter 4, "Alcoholic Beverages", of the City Code of Ordinances; amending Section 4-3 to extend the hours for sale of alcoholic beverages; providing for conflict and severability and providing an effective date. **First Reading**

**APPROVED 5-0**

3. An Ordinance of the City of Punta Gorda, Florida, amending the Code of Ordinances, City of Punta Gorda, Florida, Chapter 16, "Park Regulations", Section 16-4, "Regulations"; repealing Subsection (e) prohibiting possession of firearms; renumbering Section 16-4 accordingly; providing for conflict and severability; and providing an effective date. **First Reading**

**APPROVED 5-0**

4. An Ordinance of the City of Punta Gorda, Florida, amending Chapter 1, "General Provisions", amending Sections 1-1 and 1-4 regarding the designation and citing of the Code of Ordinances, City of Punta Gorda, Florida; providing for conflict and severability and providing an effective date. **First Reading**

**APPROVED 5-0**

5. ZA-15-10 - 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, amending Subsection 3.13., SRO, Special Residential Overlay District; amending Sub-subsection 3.13.(p) Temporary Buildings and Above Ground Swimming Pools, adding a definition for 'Kiddie Pools'; providing for conflict and severability; and providing an effective date. **First Reading**

**APPROVED 5-0**

6. An Ordinance of the City of Punta Gorda, Florida, repealing Ordinance 1610-09; and amending Chapter 26, Article 11, "Sign Standards", Code of Ordinances, City of Punta Gorda, Florida; amending Chapter 26, Article 11, Section 11.3, "Permitted Signs", Code of Ordinances, City of Punta Gorda, Florida adding a new Subsection 11.3(r) relating to portable signs; providing permit requirements for portable signs; providing for portable signs within commercially zoned districts; providing standards for the location, design, use and maintenance of portable signs; providing for the discontinuance and removal of nonconforming portable signs; amending Chapter 26, Article 11, Section 11.4, "CC Signage", Subsection 11.4(e)(5), Code of Ordinances, City of Punta Gorda, Florida, deleting references to portable signs, deleting the sunset provision, and allowing the installation of a wall mounted menu sign; providing for conflict and severability; and providing an effective date. **First Reading**

**Continuance Requested by Planning Commission**

**CONTINUED TO 10/06/10**

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

1. CCSP 02-10: Petition for special permit under the provisions of Section 6-6(j) of the Punta Gorda Code of Ordinances to install an eight post boat lift with two (2) pilings outside the 45 degree rule, per Subsection 6-6(c)4, at Lot 43, Block 12, Section 4, AKA 69 Sabal Drive, Punta Gorda, Florida 33950. Owner/Petitioner: William H. Brady **DENIED 5-0**

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

### **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**

1. Approval of Minutes
  - a. Budget Public Hearing Minutes of September 1, 2010 **APPROVED 4-0**
  - b. Regular Meeting of September 1, 2010 **APPROVED 4-0**

#### **B. FINANCE DEPARTMENT**

1. Award of Agreement to L Cobb Construction, Inc. of Wauchula, FL for the Carmalita Roadway and Drainage Improvements. **APPROVED 4-0**
2. Contract award to Allen Norton & Blue, P.A. of Tampa, FL for at will labor attorney services. **APPROVED 4-0**
3. Contract award to Duncan Seawall Dock & Boat Lift LLC of Sarasota, FL for furnishing and installing floating day docks at Laishley Park Marina. **APPROVED 4-0**
4. Piggyback the State of Florida Contract #15-975-163 with Wright Express for fuel card services. **APPROVED 4-0**

#### **C. LEGAL DEPARTMENT**

1. Invoice of the Farr Law Firm for services rendered in July 2010. **APPROVED 4-0**

### **REGULAR AGENDA**

#### **IV. NEW BUSINESS**

- A. Request by St. Mary Primitive Baptist Church for a Lien Reduction on 528 Ida Avenue. **APPROVED TO WAIVE INTEREST & ALLOW 3 YRS. FOR REPAYMENT**

- B. Discussion of possible amendment to allow houses of worship within commercial zoning districts without Special Exception approval.

**CURRENT REGULATIONS TO  
REMAIN**

- C. Discussion regarding demolition permit requirements including the use of the strip sodding method of stabilization after demolitions.

**DIRECTION FOR STAFF TO  
PREPARE ORDINANCE**

- D. Discussion regarding the use of temporary structures within the City.

**CURRENT REGULATIONS TO  
REMAIN**

- E. Discuss ADA Compliance for LAP Project, 420892, Olympia Avenue, between US 41N and US 41S.

**APPROVED**

**V. RECOMMENDATION FROM CITY OFFICERS**

A. City Manager

B. City Attorney

C. City Clerk

**VI. BOARDS AND COMMITTEES**

A. Announcement of Vacancies

1. Board of Zoning Appeals - Alternate
2. Building Board - Alternate
3. Historic Preservation Advisory Board
4. Police Officers' Pension Board
5. Punta Gorda Isles Canal Advisory Committee
6. Utility Advisory Board

**ALL VACANCIES ANNOUNCED**

B. Nominations

1. Board of Zoning Appeals
2. Burnt Store Isles Canal Advisory Committee

**NOMINATIONS MADE**

**THOMAS MAYS NOMINATED,  
APPOINTED**

**VII. POLICY AND LEGISLATION**

A. Mayor

B. Councilmember Comments

**VIII. 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.*

**IX. 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.*