



Regular City Council Meeting
CITY OF PUNTA GORDA, FLORIDA
326 West Marion Avenue, Punta Gorda, FL 33950
October 6, 2010

ANNOTATED AGENDA

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

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. | Fire Prevention Week | PROCLAIMED |
| 2. | National Financial Planning Week | PROCLAIMED |

B. Presentations

- | | | |
|----|---|------------------|
| 1. | Introduction of Board/Committee Members Nominees | |
| 2. | 20 Year Service Award - David Meyers, Public Works | PRESENTED |
| 3. | 2010 Award of Merit for the City of Punta Gorda Parks and Recreation Master Plan | PRESENTED |
| 4. | Recognition of Main Street Punta Gorda Board and Volunteers & Presentation of Awards received at the Florida Main Street Conference | PRESENTED |

II. COMMUNITY REDEVELOPMENT AGENCY

- A. Roll Call
- B. Approval of Minutes
 - 1. Regular Meeting of September 1, 2010 **APPROVED 7-0**
- C. CRA Project Status Report
 - 1. October 6, 2010 CRA Status Report
- D. Other CRA Business
 - 1. Request by Holiday Boat Rentals/Creator's Touch to move the existing signs on pilings to their new tenant space
APPROVED BY CONSENSUS
 - 2. A Resolution of the Community Redevelopment Agency of the City of Punta Gorda, Florida, amending the Environmental Best Management Practices for the Punta Gorda Municipal Marina A/K/A Laishley Park Marina, and providing an effective date.
APPROVED 7-0
- E. Citizen Comments
- F. Commissioner Comments

III -A. PUBLIC HEARINGS

- 1. ZA-12-10 - An Ordinance of the City of Punta Gorda, Florida, repealing Ordinance 1610-09; 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 reference 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

Continued from 9/15/10

APPROVED 5-0

III -B. QUASI-JUDICIAL PUBLIC HEARINGS

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

- 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 23-19 holding registered owners responsible for violations;

providing for conflict and severability; and providing an effective date.

Second Reading
**CONTINUED TO 11/03/10; STAFF DIRECTED
TO DRAFT ORDINANCE SIMILAR TO THAT
REMOVED FROM CODE IN 2005**

2. 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.
Second 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 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.
Second Reading
APPROVED 5-0

4. An Ordinance of the City of Punta Gorda, Florida, amending the Code of Ordinances, City of Punta Gorda, Florida, 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.
Second 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 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.
Second Reading
APPROVED 5-0

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

1. Approval of Minutes
 - a. Budget Public Hearing of September 14, 2010 **APPROVED 5-0**

 - b. Regular Meeting of September 15, 2010 **APPROVED 5-0**

2. A Resolution of the City Council of the City of Punta Gorda, Florida, approving amended bylaws governing the function and procedures of the Historic Preservation Advisory Board. **APPROVED 5-0**

B. CITY MANAGER

1. Amendment to City Manager's Contract **APPROVED 5-0**
2. Next Generation Enrollment: Retiree Benefit Administration Services **APPROVED 5-0**

C. GROWTH MANAGEMENT DEPARTMENT

1. A Resolution of the City Council of the City of Punta Gorda, Florida, authorizing the City Manager or his designee to enter into Construction Agreements with the State of Florida Department of Transportation on behalf of the City; and providing an effective date. **APPROVED 5-0**

D. POLICE DEPARTMENT

1. Byrne/JAG Grant (OSSI Improvement Program) – Appropriation **APPROVED 5-0**
2. Byrne/JAG Grant Appropriation - T3 Personal Mobility Vehicle and Dispatch Monitors **APPROVED 5-0**

E. LEGAL DEPARTMENT

1. Approval of Second Modification of Commercial Lease Agreement for History Park **APPROVED 5-0**
2. Invoice of Allen, Norton & Blue, P.A. for services rendered in August 2010 **APPROVED 5-0**
3. Invoices of the Farr Law Firm for services rendered in August 2010 **APPROVED 5-0**
4. Invoice of Icard, Merrill, Cullis, Timm, Furen & Ginsburg, P.A. for services rendered by David M. Levin, Esq., from August 24, 2010 through September 30, 2010 **APPROVED 5-0**
5. Invoice of John A. Makholm, P.A. for services rendered in August 2010 **APPROVED 5-0**
6. Monthly Litigation Report

REGULAR AGENDA

V. UNFINISHED BUSINESS

- A. FY 2011 Strategic Plan **APPROVED AS AMENDED 5-0**
- B. Presentation of concept plans for Shreve Street Multi Use Recreational Trail (MURT 4)

- C. Harborwalk West 90% Design Plans - Project Update
- D. Discussion of School Resource Officer Program
REQUEST TO BE MADE TO INCREASE SCHOOL BOARD'S FUNDING TO 50%
- E. School Transportation for Middle School Students in Punta Gorda
CITY TO CORRESPOND WITH SCHOOL BOARD & COUNTY RE ALTERNATIVES

VI. NEW BUSINESS

- A. Request by the Historic Preservation Advisory Board to establish a fund raising account
APPROVED 5-0
- B. Carmalita/US 41 Intersection Mobility Improvement and Ring-Around-the-City Funding
APPROVED 5-0

VII. RECOMMENDATIONS FROM CITY OFFICERS

- A. City Manager
- B. City Attorney
- C. City Clerk

VIII. BOARDS AND COMMITTEES

- A. Announcement of Vacancies
 - 1. Building Board Alternate
 - 2. Burnt Store Isles Canal Advisory Committee
 - 3. Utility Advisory Board **ALL VACANCIES ANNOUNCED**
- B. Nominations
 - 1. Board of Zoning Appeals Alternate **NOMINATIONS MADE**
 - 2. Historic Preservation Advisory Board **MS. C. BEAUFORD- JOHNSON APPT**
 - 3. Police Officers' Pension Board **NOMINATIONS MADE**
 - 4. Punta Gorda Isles Canal Advisory Committee **MR. D. McBRIDE APPT**
- C. Appointments
 - 1. Board of Zoning Appeals **MR. R SWEEN APPT**

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

Announcement: The Ribbon Cutting for Linear Park Phase I will be held at 4 p.m. on October 6, 2010, at the Retta Esplanade entrance nearest to Fishermen's Village.

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.