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**DRAFT**

**FINAL ACTION AGENDA/MINUTES**

**VILLAGE COUNCIL MEETING**

**Village of Estero Council Chambers  
9401 Corkscrew Palms Circle  
Estero, FL 33928  
September 18, 2019 5:30 p.m.**

**1. CALL TO ORDER: 5:30 p.m.**

**INVOCATION:** Pastor Mark Goodman from Christ Community Ministries.

**PLEDGE OF ALLEGIANCE:** Led by Mayor Ribble.

**ROLL CALL:** Present: Mayor Bill Ribble - District 1, Vice Mayor Katy Errington - District 4, Councilmember Howard Levitan - District 2, Councilmember Jon McLain - District 3, Councilmember Jim Boesch - District 5, Councilmember Nick Batos - District 6, and Councilmember Jim Wilson - District 7.

Also present: Village Manager Steve Sarkozy, Village Attorney Burt Saunders, Assistant to Village Manager Kyle Coleman, Public Works Director David Willems, Finance Director Lisa Roberson, Community Development Director Mary Gibbs, and Village Clerk Kathy Hall.

**2. APPROVAL OF AGENDA, ADDITIONS, AND DELETIONS:**

**Motion:** Move to approve the agenda.

**Motion by:** Councilmember Batos

**Seconded by:** Councilmember Wilson

**Action:** Approved the agenda.

**Vote:** (Roll call)

**Aye:** Councilmembers Levitan, McLain, Boesch, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble

**Nay:**

**Abstentions:**

**3. PRESENTATION:**

- (a) Don Radcliff, Recruiting Manager – The U.S. 2020 Census  
Michelle Malsbury, Partnership Specialist  
(PowerPoint Presentation)

**Council Questions or Comments:** Councilmembers Boesch, Levitan, Wilson, Batos, Vice Mayor Errington, and Mayor Ribble.

**4. PUBLIC COMMENT ON NON-AGENDA ITEMS:**

Jack Meeker, Copperleaf, concern regarding hospital signage.

**5. CONSENT AGENDA:**

- (a) September 4, 2019 Council Meeting Minutes

The Consent Agenda was approved.

**6. CONSIDERATION OF ITEMS DEFERRED FROM CONSENT AGENDA:** None.

**7. PUBLIC HEARINGS:**

- (a) Resolution No. 2019-16 A Resolution of the Village Council of the Village of Estero, Lee County, Florida, Adopting the Final Levying of Ad Valorem Taxes for the Village of Estero, Lee County, Florida, for Fiscal Year 2019-2020; and Providing an Effective Date

**Staff Presentation/Comments:** Village Clerk Hall; Village Manager Sarkozy.

**Council Questions or Comments:** None.

**Public Comment:** None.

**Motion:** Move to adopt Resolution No. 2019-16 with a rate of 0.7726 mills.

**Motion by:** Councilmember Boesch

**Seconded by:** Councilmember Levitan

**Action:** Adopted Resolution No. 2019-16 with a rate of 0.7726 mills.

**Vote:** (Roll call)

**Aye:** Councilmembers Levitan, McLain, Boesch, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble

**Nay:**

**Abstentions:**

- (b) Resolution No. 2019-17 A Resolution of the Village Council of the Village of Estero, Lee County, Florida, Adopting the Final Budget for Fiscal Year 2019-2020; and Providing an Effective Date

**Staff Presentation/Comments:** Village Clerk Hall; Village Manager Sarkozy.

**Council Questions or Comments:** None.

**Public Comment:** None.

**Motion:** Move to adopt Resolution No. 2019-17.

**Motion by:** Vice Mayor Errington

**Seconded by:** Councilmember Batos

**Action:** Adopted Resolution No. 2019-17.

**Vote:** (Roll call)

**Aye:** Councilmembers Levitan, McLain, Boesch, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble

**Nay:**

**Abstentions:**

## 8. ACTION ITEMS:

- (a) Resolution No. 2019-18 A Resolution of the Village Council of the Village of Estero, Lee County, Florida, Establishing Meeting Dates, Time, and Location for Meetings of the Village of Estero Council for 2020; and Providing an Effective Date

**Staff Presentation/Comments:** Village Clerk Hall; Village Manager Sarkozy.

**Council Questions or Comments:** None.

**Public Comment:** None.

**Motion:** Move to adopt Resolution No. 2019-18.

**Motion by:** Councilmember Wilson

**Seconded by:** Councilmember Boesch

**Action:** Adopted Resolution No. 2019-18.

**Vote:** (Roll call)

**Aye:** Councilmembers Levitan, McLain, Boesch, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble

**Nay:**

**Abstentions:**

**(b) FDOT Beautification Grant Application**

Resolution No. 2019-19 A Resolution of the Village Council of the Village of Estero, Lee County, Florida, Authorizing Village of Estero Staff to Apply for and Accept a Beautification Grant, and Enter into a Beautification Grant, Landscape Construction, and Maintenance Memorandum of Agreement with the Florida Department of Transportation; and Providing an Effective Date

**Staff Presentation/Comments:** Village Clerk Hall; Village Manager Sarkozy; Public Works Director Willems.

**Council Questions or Comments:** Vice Mayor Errington and Councilmember McLain.

**Public Comment:** None.

**Motion:** Move to adopt Resolution No. 2019-19.

**Motion by:** Councilmember Levitan

**Seconded by:** Vice Mayor Errington

**Action:** Adopted Resolution No. 2019-19.

**Vote:** (Roll call)

**Aye:** Councilmembers Levitan, McLain, Boesch, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble

**Nay:**

**Abstentions:**

**(c) Approval and Award of RFB 2019-06 Estero Parkway Roadway and Landscape Improvements and if, applicable, approve Resolution No. 2019-20 A Resolution of the Village Council of the Village of Estero, Florida approving the second budget amendment for fiscal year 2018-2019 and providing an effective date**

**Staff Presentation/Comments:** Village Clerk Hall; Village Manager Sarkozy.

**Council Questions or Comments:** Councilmembers McLain, Boesch, Levitan, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble.

**Public Comment:**

Ed Mehmel, Rookery Pointe

Judy Werner, The Reserve

Jeanne Donati, Cascades

Jim Copp, Cascades

Marc Gagnon, Cascades

JoAnn Luce, Cascades

Jack Meeker, Copperleaf

Don Foss, The Reserve

Joe Miceli, Rookery Pointe

George Fundich, Belle Lago

Adele Amico, Osprey Cove  
Ralph Williams, Fort Myers  
Stuart Maron, The Reserve  
Bill Carr, Riverwoods Plantation  
Jane Moran, Belle Lago  
Rick Tarin, The Reserve  
Chris Price, Reserve at Estero

**Motion:** Move to approve Option 1: Approve award of Request for Bids No. RFB 2019-06; Estero Parkway Roadway and Landscape Improvements to Cougar Contracting LLC at a Grand Total Cost of \$7,262,000 plus \$997,000 for Roadway Lighting which was bid as an Alternate. Total construction cost including lighting: \$8,259,000. Also approve a contingency fund amount of \$826,000 (an amount equal to 10% of the total construction cost) to cover unforeseen circumstances which may occur. The budget for Estero Parkway is \$9,300,000 and would need to be increased by \$770,000 to fully fund the total project costs of \$10,070,000. Authorize the Village Manager to execute the contract and any other related ancillary documents on behalf of the Village of Estero Council and approve Resolution No. 2019-20 for the second budget amendment for fiscal year 2018-2019. Additionally, within 90 days, have staff come back to Council with the design and a standard for lighting as well as discussions regarding how value engineering can help to fully implement the project at a cost that would hopefully be lower than what is currently projected.

**Motion by:** Councilmember McLain  
**Seconded by:** Councilmember Wilson

**Council Questions or Comments:** Councilmembers McLain, Wilson, Boesch, Batos, Vice Mayor Errington, and Mayor Ribble.

**Action:** Motion failed.

**Vote:** (Roll call)  
**Aye:** Councilmembers McLain, Wilson, and Vice Mayor Errington  
**Nay:** Councilmembers Levitan, Boesch, Batos, and Mayor Ribble  
**Abstentions:**

**Motion:** Move to approve Option 2: Approve award of Request for Bids No. RFB 2019-06; Estero Parkway Roadway and Landscape Improvements to Cougar Contracting LLC at a Grand Total Cost of \$7,262,000. Excluding the bid alternate for roadway lighting. Approve a contingency fund amount of \$727,000 (an amount equal to 10% of the total project cost) to cover unforeseen circumstances which may occur. The budget for Estero Parkway is \$9,300,000 which would fully fund the total project costs of \$8,973,000. Authorize the Village Manager to execute the contract and any other related ancillary documents on behalf of the Village of Estero Council. Additionally, within 90 days, have staff come back to Council with information regarding value engineering and direct staff to identify potential streetlight standards and

present potential alternatives and costs, including maintenance costs and information related to solar powered lights.

**Motion by:** Councilmember Levitan  
**Seconded by:** Councilmember Boesch

**Action:** Approved Option 2: Approved award of Request for Bids No. RFB 2019-06; Estero Parkway Roadway and Landscape Improvements to Cougar Contracting LLC at a Grand Total Cost of \$7,262,000. Excluding the bid alternate for roadway lighting. Approved a contingency fund amount of \$727,000 (an amount equal to 10% of the total project cost) to cover unforeseen circumstances which may occur. The budget for Estero Parkway is \$9,300,000 which would fully fund the total project costs of \$8,973,000. Authorized the Village Manager to execute the contract and any other related ancillary documents on behalf of the Village of Estero Council. Additionally, within 90 days, have staff come back to Council with information regarding value engineering and direct staff to identify potential streetlight standards and present potential alternatives and costs, including maintenance costs and information related to solar powered lights.

**Vote:** (Roll call)  
**Aye:** Councilmembers Levitan, McLain, Boesch, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble  
**Nay:**  
**Abstentions:**

**(d)** Approval of Master Interlocal Agreement Local Option Gas Tax Distribution Agreement Regarding Distribution Formula for Allocation of Revenue from Local Option Fuel Tax

**Staff Presentation/Comments:** Village Manager Sarkozy.

**Council Questions or Comments:** Councilmember Levitan.

**Public Comment:** None.

**Motion:** Motion to approve Master Interlocal Agreement Regarding Distribution Formula for Allocation of Revenue from Local Option Fuel Tax among Lee County, City of Bonita Springs, City of Cape Coral, City of Fort Myers, City of Sanibel, Town of Fort Myers Beach and the Village of Estero.

**Motion by:** Councilmember Boesch  
**Seconded by:** Councilmember Wilson

**Council Questions or Comments:** Councilmember Levitan.

**Action:** Approved Master Interlocal Agreement Regarding Distribution Formula for Allocation of Revenue from Local Option Fuel Tax among Lee County, City of Bonita Springs, City of Cape Coral, City of Fort Myers, City of Sanibel, Town of Fort Myers Beach and the Village of Estero.

**Vote:** (Roll call)

**Aye:** Councilmembers Levitan, McLain, Boesch, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble

**Nay:**

**Abstentions:**

**9. PUBLIC COMMENT ON NON-AGENDA ITEMS:** None.

**10. COUNCIL COMMUNICATIONS / FUTURE AGENDA ITEMS:**

Councilmembers Wilson, Batos, and McLain. Councilmembers addressed: inviting a representative from ECCL to attend the Council meetings; and, the annual Veterans Day celebration.

**11. VILLAGE ATTORNEY'S REPORT:** None.

**12. VILLAGE MANAGER'S REPORT:**

Spoke regarding a recent trip to Bartow for a meeting with Florida Department of Transportation; topics included the Corkscrew at I-75 project.

A motion to adjourn was made and duly passed.

**13. ADJOURNMENT:** 7:50 p.m.

ATTEST:

VILLAGE OF ESTERO, FLORIDA

By: \_\_\_\_\_  
Kathy Hall, MMC, Village Clerk

By: \_\_\_\_\_  
Bill Ribble, Mayor