

THE VILLAGE OF ESTERO COUNCIL MEETING
WEDNESDAY, OCTOBER 2, 2019
9:30 A.M.

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THIS FILE REPRESENTS AN UNEDITED VERSION OF REALTIME
CAPTIONING WHICH SHOULD NEITHER BE RELIED UPON FOR COMPLETE
ACCURACY NOR USED AS A VERBATIM TRANSCRIPT.
ANY PERSON WHO NEEDS A VERBATIM TRANSCRIPT OF THE
PROCEEDINGS MAY NEED TO HIRE A COURT REPORTER.

9:29:20AM >>Mayor Ribble: I CALL THE MEETING TO ORDER.
9:29:21AM VERIZON SAYS IT'S 9:29 BUT THE COMPUTER SAYS 9:31.
9:29:26AM SINCE ANTONIO HAS SENIORITY OVER VERIZON, WE'RE GOING TO
9:29:29AM START OUR MEETING.
9:29:31AM I'M GOING TO GO AHEAD AND CALL THE MEETING OF OCTOBER 2nd,
9:29:34AM FOR THE VILLAGE COUNCIL, TO ORDER.
9:29:37AM WITH US THIS MORNING IS PASTOR MARK GOODMAN FROM CHRIST
9:29:44AM COMMUNITY MINISTRIES.
9:29:46AM OKAY.
9:29:55AM YOU'RE NICHOLAS WESTON?
9:29:58AM WE HAVE TWO DIFFERENT NAMES HERE, I GUESS WE HAVE MULTIPLE
9:30:01AM CHOICE.
9:30:01AM I HUMBLY -- WE WANTED YOU -- YOU ARE OUR FIRST PICK, BY THE WAY.
9:30:08AM I JUST WANTED YOU TO KNOW.
9:30:10AM [LAUGHTER]
9:30:11AM PASTOR, IF YOU WOULD PLEASE --
9:30:13AM >> KEEP SHOVELING.

9:30:14AM YOU'RE JUST HANGING YOURSELF.
9:30:16AM >> ARE YOU SURE YOU WANT ME NOW?
9:30:17AM >>Mayor Ribble: ABSOLUTELY.
9:30:18AM IN FACT, HOWARD IS GOING TO JOIN YOUR CONGREGATION RIGHT
9:30:22AM AFTER THE INVOCATION.
9:30:25AM >> ALL RIGHT.
9:30:25AM WE'LL TAKE THAT.
9:30:26AM ALL RIGHT.
9:30:26AM LET'S PRAY.
9:30:27AM LORD JESUS, CREATOR AND SUSTAINER OF ALL THINGS, WE COME TO
9:30:30AM YOU THIS DAY, LORD.
9:30:31AM YOU ARE WORTHY OF ALL PRAISE, GOD.
9:30:33AM WE JUST PRAY THAT YOUR HAND OF BLESSING WOULD JUST CONTINUE
9:30:38AM ON IN THIS COMMUNITY.
9:30:39AM WE THANK YOU FOR THIS COMMUNITY YOU HAVE GIVEN US.
9:30:41AM WE PRAY THAT EVERYONE THEREIN WILL BE BLESSED, LORD, GOD,
9:30:45AM BECAUSE YOUR HAND IS UPON IT, LORD.
9:30:47AM WE PRAY THAT RIGHTEOUSNESS WOULD PROSPER IN THIS COMMUNITY,

9:30:50AM LORD JESUS, THAT WEAKNESS WOULD HAVE NO PLACE, GOD BUT
9:30:53AM RIGHTEOUSNESS WOULD ABOUND IN ESTERO, LORD.
9:30:56AM WE PRAY, GOD FOR OUR LEADERS, LORD JESUS, THAT YOU WOULD
9:30:59AM BLESS THEM, LORD, AND ALL THAT PERTAINS TO THEM, PROTECT
9:31:02AM THEM GOD.
9:31:02AM AND GOD, THE MAYOR, ALL THOSE ON THE COUNCIL, EVERYONE IN
9:31:05AM LEADERSHIP, LORD JESUS THAT YOU GIVE THEM WISDOM, LORD IN

9:31:09AM EVERY DECISION THEY HAVE TO MAKE AND YOU GUIDE THEIR STEPS
9:31:12AM ACCORDING TO YOUR WORD.
9:31:13AM IN THIS MEETING TODAY, PRAY THAT EVERYTHING YOU WANT TO BE
9:31:16AM ACCOMPLISHED WOULD BE ACCOMPLISHED, LORD JESUS AND THAT YOUR
9:31:20AM PRESENCE WOULD FEEL THIS PLACE.
9:31:22AM WE PRAY NOW ACCORDING TO YOUR WORD AS YOU INSTRUCTED TO US
9:31:24AM PRAY, YOUR KINGDOM COME AND YOU WILL BE DONE HERE IN ESTERO
9:31:27AM AS IT IS IN HEAVEN.
9:31:28AM WE PRAY THESE THINGS IN THE NAME OF JESUS, THE ONLY NAME BY
9:31:32AM WHICH MEN MAY BE SAVED.
9:31:36AM AMEN.
9:31:36AM >>Mayor Ribble: THANK YOU, PASTOR.
9:31:39AM APPRECIATE IT.
9:31:40AM PLEASE JOIN ME IN THE PLEDGE TO THE FLAG.
9:31:43AM [PLEDGE OF ALLEGIANCE]
9:31:51AM >>Mayor Ribble: OKAY.
9:31:57AM MADAM CLERK, WOULD YOU PLEASE CALL THE ROLL?
9:32:05AM >>Howard Levitan: HERE.
9:32:05AM >>Jon McLain: HERE.
9:32:07AM >>Jim Boesch: HERE.
9:32:08AM >>Jim Wilson: HERE.
9:32:10AM >>Nick Batos: HERE.
9:32:10AM >>Vice-Mayor Errington: HERE.
9:32:11AM >>Mayor Ribble: HERE.
9:32:12AM OKAY.

9:32:18AM NEXT ON THE AGENDA IS APPROVAL OF THE AGENDA.
9:32:20AM DOES ANYONE HAVE ANY ADDITIONS, DELETIONS OR CHANGES TO THE
9:32:24AM AGENDA?
9:32:24AM HEARING NONE, CAN I HEAR A MOTION TO ACCEPT THE AGENDA AS
9:32:28AM READ?
9:32:29AM >> SO MOVED.
9:32:30AM >>Mayor Ribble: SECONDED BY KATY.
9:32:31AM MADAM CLERK, PLEASE CALL THE ROLL.
9:32:38AM >>Howard Levitan: AYE.
9:32:38AM >>Jon McLain: AYE.
9:32:39AM >>Jim Boesch: AYE.
9:32:40AM >>Nick Batos: AYE.
9:32:41AM >>Jim Wilson: AYE.
9:32:44AM >>Vice-Mayor Errington: AYE.

9:32:45AM >>Mayor Ribble: AYE.
9:32:46AM NOW WE'LL TAKE PUBLIC COMMENT.
9:32:49AM TAMMY, ANYONE SIGNED UP TO SPEAK?
9:32:51AM >>Tammy Duran: YES, JACK MEEKER.
9:32:59AM >> GOOD MORNING AND THANK YOU.
9:33:00AM I'M JACK MEEKER.
9:33:02AM 23701 COPPERLEAF BOULEVARD IN ESTERO.
9:33:06AM THANK YOU FOR THE RECEPTION RECEIVED ON THE 18th.
9:33:12AM I KNOW IT WAS YOUR BUSY DAY WITH THE ESTERO PARKWAY ISSUE
9:33:15AM AND ALSO THE BUDGET.
9:33:17AM IN A FOLLOW-UP TO THAT MEETING, NICK BATOS, COUNCILOR BATOS,

9:33:24AM CALLED ME AND SAID HE WOULD DO WHAT I REQUESTED.
9:33:30AM AND MAKE IT HAPPEN.
9:33:31AM AND THAT WAS ADDITIONAL SIGNAGE AT THE CORNER OF COCONUT
9:33:35AM ROAD AND ROUTE 41.
9:33:39AM IT'S A VERY TROUBLING INTERSECTION, IF YOU'RE TRYING TO FIND
9:33:44AM THE HOSPITAL AND DON'T KNOW WHERE YOU'RE GOING.
9:33:46AM COUNCILMAN BATOS SAID HE WOULD FOLLOW THROUGH ON THAT, AND I
9:33:51AM APPRECIATE THAT.
9:33:52AM SO I'M HERE TO THANK HIM FOR THAT.
9:33:54AM I'M ALSO HERE TO ASK YOU FOR SOMETHING ELSE.
9:33:57AM I READ IN THE PAPER SUNDAY THAT THE TOLLWAY IS BEING
9:34:02AM PROPOSED.
9:34:04AM I THOUGHT WE HAD KILLED THIS EXPRESSWAY IDEA, WHICH WAS A
9:34:09AM TOLL ROAD DOWN THROUGH ESTERO.
9:34:12AM EVIDENTLY, WE HAVE NOT KILLED THAT YET.
9:34:15AM IT RAISES ITS UGLY HEAD.
9:34:19AM THIS ROAD WILL DEFINITELY HAVE AN IMPACT ON THE QUALITY OF
9:34:23AM LIFE IN OUR COMMUNITY.
9:34:24AM I SEE NO NEED FOR HAVING A SPEEDWAY TO GET FROM THE NORTHERN
9:34:31AM PART OF FLORIDA DOWN THROUGH AND TO COLLIER COUNTY.
9:34:34AM I THINK THIS IS THE AGENCY OR GOVERNMENTAL AGENCY THAT IS
9:34:40AM PROMOTING THIS NEW MODE OF TRANSPORTATION.
9:34:44AM I WOULD LIKE TO SEE THIS COUNCIL OPPOSE THIS.
9:34:49AM THE ONLY PERSON'S NAME THAT I RECOGNIZE FROM LEE COUNTY THAT
9:34:53AM IS SUPPORTIVE IS COMMISSIONER PENDERGRASS.

9:34:59AM I KNOW HE'S BEEN A GREAT FRIEND, BUT I THINK A LITTLE
9:35:05AM PRESSURE AND MAYBE HE MIGHT RECONSIDER.
9:35:07AM THIS ROAD IS NOT GOOD FOR US.
9:35:10AM WE DON'T NEED ANY HIGH-SPEED TRANSPORTATION TO GET IN OR OUT
9:35:15AM OF LEE COUNTY.
9:35:16AM I THINK WHAT WE HAVE IS FINE.
9:35:20AM SO I ASK YOU FOR YOUR SUPPORT IN THIS ENDEAVOR.
9:35:25AM I WOULD ALSO LIKE TO SUGGEST SOMETHING FOR ESTERO PARKWAY.
9:35:28AM I NOTICED THE VOTE HERE THE OTHER NIGHT.
9:35:35AM I DON'T THINK IT WAS COMPLETELY SUPPORTIVE OF WHAT YOU DID.

9:35:39AM I WOULD SUGGEST THAT YOU CONTACT THE MEMBERS OF THE
9:35:46AM COMMUNITIES THAT BORDER ESTERO PARKWAY AND SEE IF THEY ARE
9:35:50AM WILLING TO CONTRIBUTE.
9:35:53AM I KNOW THEY WANT THE LIGHTS SO THEY CAN SEE BETTER AT NIGHT.
9:35:58AM I KNOW YOU'RE GOING TO ACCEPT THE GRANT FOR THE LANDSCAPING.
9:36:04AM IT WOULD BE A SHAME TO PUT IN LANDSCAPING AND IN A YEAR OR
9:36:08AM TWO DIG IT UP BECAUSE YOU REALIZE YOU SHOULD HAVE PUT THE
9:36:13AM LIGHTS IN IN THE FIRST PLACE.
9:36:16AM >>Mayor Ribble: CAN YOU WRAP IT UP, PLEASE?
9:36:18AM >> YES.
9:36:18AM I'LL BE GLAD TO.
9:36:19AM I HAVE INFORMATION ON THE COSTS.
9:36:24AM I'M A MEMBER OF THE BROOKS CDD, AND WE HAVE THAT IN OUR
9:36:29AM BUDGET FOR COCONUT ROAD AND FOR THREE OAKS PARKWAY.
9:36:32AM I KNOW WHAT THE NUMBERS ARE, SO IF ANYONE WOULD LIKE TO SEE

9:36:37AM THEM, I'M HERE, AND I'LL STAY THROUGH THE MEETING.
9:36:40AM THANK YOU.
9:36:40AM >>Mayor Ribble: THANK YOU.
9:36:41AM NEXT ON THE AGENDA IS THE CONSENT AGENDA.
9:36:44AM CAN ONE OF THE -- DO ANY OF THE COUNCIL MEMBERS HAVE
9:36:47AM COMMENTS OR QUESTIONS REGARDING THE FINANCIAL REPORT?
9:36:49AM >> MOVE THE CONSENT AGENDA.
9:36:51AM >>Mayor Ribble: DO I HAVE A SECOND?
9:36:53AM SO MOVED.
9:36:54AM THE NEXT ITEM ON THE AGENDA IS RESOLUTION NUMBER 2019-21
9:37:02AM RELATED TO ESTABLISHING A FEE FOR ELECTRONIC DOCUMENT
9:37:05AM FILING.
9:37:05AM WOULD THE CLERK PLEASE READ THE RESOLUTION TITLE?
9:37:10AM >> RESOLUTION NUMBER 2019-21, A RESOLUTION OF THE VILLAGE OF
9:37:16AM ESTERO, FLORIDA, ESTABLISHING A FEE FOR ELECTRONIC DOCUMENT
9:37:20AM FILING AND PROVIDING AN EFFECTIVE DATE.
9:37:23AM >>Mayor Ribble: STEVE, WOULD YOU LIKE TO INTRODUCE THIS?
9:37:26AM >>Steven Sarkozy: THANK YOU, MAYOR, MEMBERS OF COUNCIL.
9:37:28AM THIS IS PART OF OUR EFFORT TO KEEP OUR FEES CURRENT AND
9:37:33AM PROVIDE FOR THE PROPER COST STRUCTURE FOR ANY OF THE FILING
9:37:37AM WITH REGARD TO COMMUNITY DEVELOPMENT.
9:37:38AM THE FEE SCHEDULE IS LISTED IN THE ORDINANCE GENERALLY, AND
9:37:46AM WE'RE OPEN TO ANY QUESTIONS YOU MIGHT HAVE REGARDING THOSE.
9:37:50AM >>Mayor Ribble: ANY QUESTIONS FROM COUNCIL?
9:37:51AM TAMMY, HAS ANYONE SIGNED UP FROM THE PUBLIC TO SPEAK?

9:37:55AM >>Tammy Duran: NO ONE HAS SIGNED UP.
9:37:57AM >>Mayor Ribble: I'LL ENTERTAIN A MOTION.
9:37:59AM >>Mary Gibbs: COULD I JUST MENTION ONE THING?
9:38:01AM WE NEED TO MAKE THE FEE CHANGE RETROACTIVE TO
9:38:09AM SEPTEMBER 1st BECAUSE I THINK WE GOT A LITTLE BIT AHEAD OF
9:38:11AM OURSELVES WITH ONE DOCUMENT.

9:38:13AM >> MAKE THE MOTION THAT WE GO FORWARD WITH THE ADDITION THAT
9:38:16AM MARY GIBBS HAS SUGGESTED.
9:38:20AM >> MR. MAYOR, WHAT WE CAN DO, WE CAN APPROVE THE RESOLUTION
9:38:23AM WITH THAT UNDERSTANDING THAT THERE WILL BE A LANGUAGE CHANGE
9:38:26AM IN HERE TO REFLECT THAT.
9:38:27AM WE'LL PUT ANOTHER SENTENCE IN HERE THAT REFLECTS THE
9:38:30AM EFFECTIVE DATE OF THE FEE IS SEPTEMBER 1, 2019.
9:38:34AM >>Mayor Ribble: MOTION BY MR. BOESCH.
9:38:38AM SECONDED BY MR. McLAIN.
9:38:40AM COULD YOU CALL THE ROLL, PLEASE?
9:38:44AM >>Tammy Duran: COUNCILMAN LEVITAN.
9:38:49AM >>Howard Levitan: AYE.
9:38:54AM >>Mayor Ribble: HE'S AN AYE.
9:38:55AM GO AHEAD.
9:38:55AM >>Tammy Duran: SORRY.
9:38:57AM COUNCILMAN McLAIN?
9:38:59AM >>Jon McLain: AYE.
9:39:01AM >>Jim Boesch: AYE.
9:39:02AM >>Nick Batos: AYE.

9:39:03AM >>Jim Wilson: AYE.
9:39:04AM >>Vice-Mayor Errington: AYE.
9:39:07AM >>Mayor Ribble: AYE.
9:39:08AM WE HAVE ON THE AGENDA A SECOND READING OF ORDINANCE 2019-28
9:39:16AM RELATED TO UPDATING THE CAPITAL IMPROVEMENT ELEMENT AND
9:39:20AM CAPITAL IMPROVEMENT SCHEDULE FOR FISCAL YEAR 2019-2020.
9:39:24AM THIS IS A PUBLIC HEARING.
9:39:25AM PUBLIC COMMENTS WILL BE TAKEN AT THIS HEARING.
9:39:27AM MADAM CLERK, HAS THE ORDINANCE BEEN PROPERLY ADVERTISED?
9:39:31AM >>Tammy Duran: YES, IT HAS.
9:39:32AM >>Mayor Ribble: WOULD THE CLERK PLEASE READ THE TITLE OF THE
9:39:34AM ORDINANCE?
9:39:34AM >>Tammy Duran: ORDINANCE 2019-28, AN ORDINANCE OF THE
9:39:38AM VILLAGE COUNCIL OF THE VILLAGE OF ESTERO, FLORIDA, APPROVING
9:39:41AM UPDATES TO THE CAPITAL IMPROVEMENT ELEMENT TO UPDATE THE
9:39:44AM CAPITAL IMPROVEMENT SCHEDULE FOR FISCAL YEAR 2019-2020 AND
9:39:49AM ADAPT THE MOST RECENT LEE COUNTY SCHOOL DISTRICT'S CAPITAL
9:39:52AM IMPROVEMENT PLAN, PROVIDING FOR CONFLICT; PROVIDING FOR
9:39:57AM SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.
9:40:01AM >>Mayor Ribble: MARY, I BELIEVE YOU HAVE A PRESENTATION?
9:40:07AM >>Mary Gibbs: GOOD MORNING, COUNCIL.
9:40:09AM YOU MAY REMEMBER THIS FROM THE FIRST READING, WHICH IS ON
9:40:13AM JULY 24th. WHEN WE ADOPT OUR CAPITAL IMPROVEMENTS PLAN,
9:40:20AM THE FIVE-YEAR SCHEDULE, WE HAVE TO INCLUDE THAT AND ADOPT BY
9:40:24AM ORDINANCE SO THAT WE CAN NOTIFY THE STATE THAT WE'VE

9:40:28AM COMPLIED WITH PROVISIONS OF THE COMPREHENSIVE PLAN.
9:40:30AM INSTEAD OF DOING A COMPREHENSIVE PLAN AMENDMENT, WE CAN JUST

9:40:33AM ADOPT IT BY ORDINANCE.
9:40:35AM BUT EVERY YEAR WE'LL HAVE TO DO THIS BECAUSE EVERY YEAR WE
9:40:38AM CHANGE THE C.I.P. SCHEDULE.
9:40:40AM IT'S JUST A REQUIREMENT OF THE STATE, AND IT'S PRETTY
9:40:44AM SIMPLE.
9:40:45AM WE ALSO HAVE TO ADOPT THE SCHOOL WORK PLAN THAT APPLIES TO
9:40:48AM OUR AREA, EVEN THOUGH WE DON'T CONTROL THAT WE HAVE TO
9:40:52AM INCLUDE THAT AS WELL.
9:40:54AM >>Mayor Ribble: DOES COUNCIL HAVE ANY QUESTIONS FOR MARY?
9:40:58AM >>Jim Wilson: DO WE HAVE SOME KIND OF -- SYSTEM FOLLOWING ON
9:41:02AM YOUR POINT THAT THIS HAS TO BE DONE EVERY YEAR?
9:41:05AM I MEAN, THERE ARE OTHER THINGS WE HAVE TO DO EVERY YEAR.
9:41:07AM IS IT IN THERE?
9:41:09AM >>Mary Gibbs: I HAVE LIKE A SPREADSHEET OF THINGS THAT WE
9:41:13AM HAVE TO DO FOR THE COMP PLAN, THINGS THAT WE HAVE TO FOLLOW
9:41:18AM UP ON, THINGS WE HAVE TO DO.
9:41:21AM I THINK THAT'S WHAT YOU MEAN, SOMETHING THAT WE WON'T
9:41:23AM FORGET.
9:41:24AM >>Jim Wilson: SO KIND OF DOCUMENT SO THAT ITEMS DO NOT FALL,
9:41:28AM QUOTE, THROUGH THE CRACKS.
9:41:31AM >>Jim Boesch: I HAVE A COMMENT TO MAKE AND THAT IS
9:41:33AM REGARDING THE NEW CHANGE THAT THE BOARD OF EDUCATION HAS
9:41:38AM MADE.

9:41:38AM I BELIEVE THAT COUNCILMAN BATOS PROBABLY SPENT THE LAST TWO
9:41:43AM YEARS TRYING TO -- OF THE RESIDENTS WITH SOME OF THE
9:41:49AM PROPERTIES, ATHLETIC FIELDS AT LEAST.
9:41:58AM HAVING ACCOMPLISHED THAT WITH THE CONCEPT THAT THEY WOULD BE
9:42:00AM INVOLVED WITH THEM IN BRINGING ATHLETIC FIELDS TO THE NEW
9:42:04AM HIGH SCHOOL, MIDDLE SCHOOL AND GRAMMAR SCHOOL, AND NOW THE
9:42:07AM NEW POSITION IS THERE WON'T BE ANY ALLOWANCE THAT WILL BE
9:42:12AM THREE SCHOOLS, PROBABLY NO ATHLETIC FIELDS AND SO FORTH.
9:42:18AM I THINK THE COOPERATION THAT BOTH STEVE AND COUNCILMAN BATOS
9:42:26AM HAS GONE THROUGH FOR THE LAST TWO YEARS IS JUST, IN MY
9:42:28AM OPINION, JUST GONE OUT THE WINDOW.
9:42:31AM WE TALK ABOUT EDUCATION.
9:42:35AM AND EDUCATION IS BASED ON PARENT INVOLVEMENT -- ACTUALLY,
9:42:39AM PEOPLE INVOLVEMENT, AND SHUTTING THE DOOR TO PEOPLE INVOLVED
9:42:43AM TO ME IS NOT DIRECTION FOR THEM TO GO.
9:42:46AM TOTALLY DISAPPOINTED TO HEAR THAT THAT PLAN IS DOWN THE ROAD
9:42:51AM AND OFF THE BOARD AND THE NEW PLAN WILL BE JUST PUT THE
9:42:56AM SCHOOLS IN AND THAT WILL BE IT.
9:42:58AM >>Mayor Ribble: ANY OTHER COMMENTS OR QUESTIONS?
9:43:00AM KATY.
9:43:00AM >>Vice-Mayor Errington: I'M CONFUSED.
9:43:02AM CAN SOMEBODY EXPLAIN THAT?
9:43:07AM >>Mary Gibbs: WELL, THAT COMMENT IS NOT RELATED TO THIS
9:43:12AM ITEM.

9:43:12AM THIS ITEM IS JUST ADOPT THE CAPITAL IMPROVEMENT SCHEDULE BY

9:43:17AM ORDINANCE, WHICH UPDATES THE SCHOOL C.I.P. AND THE VILLAGE

9:43:22AM C.I.P.

9:43:22AM SO I THINK THE COMMENT OF COUNCILMAN BOESCH IS RELATED TO

9:43:26AM SOME OTHER THINGS THAT THE SCHOOL DISTRICT IS LOOKING AT FOR

9:43:29AM DIFFERENT SCHOOL SITES.

9:43:32AM >>Jim Boesch: THE CAPITAL IMPROVEMENT PLAN INCLUDES BUILDING

9:43:34AM SCHOOLS.

9:43:34AM AND THERE IS A CHANGE IN THEIR PHILOSOPHY OF HOW THEY ARE

9:43:38AM BUILDING THE SCHOOLS IN THE HIGH SCHOOL AREA.

9:43:43AM DIRECTLY APPROPRIATE TO BRING THAT.

9:43:48AM I THINK CONCEPT THAT -- COUNCILMAN BATOS AND STEVE HAD GOING

9:43:54AM WAS A GREAT CONCEPT THAT WE BRING IN SCHOOLS, PUT IN

9:43:57AM ATHLETIC FIELDS AND THE NEWEST THING IN THE COMPREHENSIVE --

9:44:01AM INCLUDING THE COMPREHENSIVE PLAN AND BUILDING SCHOOLS, THEY

9:44:04AM WILL ONLY PUT THREE SCHOOLS IN THAT AREA AND WON'T HAVE ANY

9:44:09AM ATHLETIC FIELDS THAT THE RESIDENTS CAN BE USING.

9:44:13AM OVERALL, INCLUDED IN THE NEW COMPREHENSIVE -- OR OLD

9:44:17AM COMPREHENSIVE PLAN OR THE NEW PLAN HOW THEY ARE GOING TO GO

9:44:20AM FORWARD IN THE FUTURE WITH THIS PROJECT IN ESTERO.

9:44:23AM >>Mayor Ribble: STEVE, DID YOU HAVE A COMMENT?

9:44:29AM >>Steven Sarkozy: WE HAD SOME GREAT PROGRESS WITH THE SCHOOL

9:44:31AM DISTRICT, AND IT STARTED ABOUT A YEAR AGO.

9:44:36AM THE SCHOOL DISTRICT LOST A LOT OF THEIR STAFF, IN FACT, ALL

9:44:39AM OF THE STAFF THAT WE WERE DEALING WITH HAS EXITED THE SCHOOL

9:44:43AM DISTRICT.

9:44:43AM ABOUT A MONTH AGO, WE HAD A MEETING WITH THEM AND WE WERE

9:44:48AM BACK TO ZERO.

9:44:51AM BUT WE'RE TRYING TO PUT THAT GENIE BACK IN THE BOTTLE AND

9:44:56AM COLLABORATE WITH THE SCHOOL DISTRICT.

9:44:57AM AS YOU KNOW, THEY ANNOUNCED THAT THEY ARE GOING TO DO TWO

9:44:59AM SCHOOLS ON THAT SITE.

9:45:01AM THE IDEA IS HOW DO WE COLLABORATE SO THAT THE VILLAGE, THE

9:45:04AM COUNTY, AND THE SCHOOL DISTRICT CAN HAVE A FABULOUS FACILITY

9:45:08AM THERE THAT GOES JUST BEYOND SCHOOLS, BEYOND PARKS FOR THE

9:45:12AM GOOD OF THE COMMUNITY AS A WHOLE.

9:45:17AM WE WERE A LITTLE DISAPPOINTED BUT I THINK IT'S JUST A HICCUP

9:45:20AM IN THE PROCESS, AND WE'RE GOING TO TRY TO GET THAT BACK ON

9:45:23AM TRACK.

9:45:23AM WE'LL KEEP YOU POSTED AS THAT DEVELOPS.

9:45:25AM >>Mayor Ribble: ANY OTHER COMMENTS OR QUESTIONS FROM

9:45:27AM COUNCIL?

9:45:28AM I'LL NOW OPEN THE HEARING FOR PUBLIC COMMENT.

9:45:33AM IF YOU'D LIKE TO MAKE A COMMENT, PLEASE FILL OUT A SPEAKER

9:45:36AM CARD AND GIVE IT TO THE CLERK.

9:45:38AM WHEN YOU COME TO THE PODIUM, PLEASE STATE YOUR NAME AND

9:45:41AM ADDRESS FOR THE RECORD.
9:45:42AM PUBLIC COMMENT WILL BE LIMITED TO THREE MINUTES PER PERSON.
9:45:44AM HAS ANYONE SIGNED UP?
9:45:46AM >>Tammy Duran: NO ONE HAS SIGNED UP.
9:45:48AM >>Mayor Ribble: OKAY.

9:45:49AM I'LL NOW CLOSE THE PUBLIC COMMENT PORTION OF THIS HEARING.
9:45:52AM THE COUNCIL MEMBERS WANT TO DISCUSS THE ITEM FURTHER?
9:45:56AM DO I HAVE A MOTION FOR ORDINANCE 2019-28?
9:46:00AM >> SO MOVED.
9:46:00AM >>Mayor Ribble: MR. WILSON.
9:46:02AM DO I HAVE A SECOND?
9:46:03AM SECONDED BY MR. BATOS.
9:46:05AM MADAM CLERK, WOULD YOU PLEASE CALL THE ROLL?
9:46:09AM >>Jim Wilson: AYE.
9:46:09AM >>Nick Batos: AYE.
9:46:11AM >>Jim Boesch: AYE.
9:46:12AM >>Jon McLain: AYE.
9:46:13AM >>Howard Levitan: AYE.
9:46:16AM >>Vice-Mayor Errington: AYE.
9:46:17AM >>Mayor Ribble: AYE.
9:46:18AM WE HAVE ON THE AGENDA SECOND READING OF ORDINANCE 2019-14
9:46:25AM THROUGH 2019-20 RELATING TO AMENDING THE REPEALING
9:46:29AM PROVISIONS OF THE LEE COUNTY CODE PREVIOUSLY ADOPTED BY
9:46:32AM REFERENCE.
9:46:32AM THIS IS A PUBLIC HEARING AND PUBLIC COMMENT WILL BE TAKEN AT
9:46:36AM THIS HEARING.
9:46:38AM MADAM CLERK, HAS THE ORDINANCE BEEN PROPERLY ADVERTISED?
9:46:41AM >>Tammy Duran: YES, IT HAS.
9:46:42AM >>Mayor Ribble: EACH ORDINANCE WILL BE ADDRESSED SEPARATELY.
9:46:44AM THE CLERK WILL READ THE TITLE OF THE ORDINANCE FOLLOWED BY

9:46:47AM THE VILLAGE ATTORNEY PROVIDING INFORMATION OR AN EXPLANATION
9:46:50AM REGARDING THE ORDINANCE.
9:46:52AM COUNCIL QUESTIONS AND DISCUSSIONS, PUBLIC COMMENT, A MOTION
9:46:56AM REGARDING THE ORDINANCE, ROLL CALL FOR EACH VOTE.
9:47:01AM PERSONS WISHING TO PROVIDE PUBLIC COMMENT ARE ASKED TO
9:47:04AM COMPLETE A SPEAKER CARD AND GIVE IT TO THE CLERK.
9:47:07AM WHEN YOU COME TO THE PODIUM, PLEASE STATE YOUR NAME AND
9:47:09AM ADDRESS FOR THE RECORD.
9:47:10AM PUBLIC COMMENT WILL BE LIMITED TO THREE MINUTES PER PERSON.
9:47:13AM WOULD THE CLERK PLEASE INTRODUCE THE TITLE OF THE ORDINANCE?
9:47:18AM >>Burt Saunders: MR. MAYOR, IF YOU WANT TO SAVE A LITTLE
9:47:20AM BIT OF TIME, WE CAN CONDUCT ONE PUBLIC HEARING, SO THE CLERK
9:47:23AM CAN READ ALL SEVEN TITLES AND THEN WE'LL TAKE A VOTE
9:47:27AM INDEPENDENTLY ON EACH ONE.
9:47:33AM >>Mayor Ribble: IS THAT THE COUNCIL OKAY WITH THAT?
9:47:35AM >>Burt Saunders: YOU HAVE TO DISCUSS THEM INDIVIDUALLY, BUT

9:47:38AM SHE CAN INTRODUCE ALL OF THEM AT ONE TIME.
9:47:40AM >>Mayor Ribble: OKAY.
9:47:41AM TAMMY.
9:47:41AM >>Tammy Duran: ORDINANCE 2019-14, AN ORDINANCE OF THE
9:47:46AM VILLAGE COUNCIL OF THE VILLAGE OF ESTERO, FLORIDA, AMENDING
9:47:48AM GAS FRANCHISE PROVISIONS OF THE LEE COUNTY CODE PREVIOUSLY
9:47:52AM ADOPTED BY REFERENCE; AND PROVIDING AN EFFECTIVE DATE.
9:47:55AM ORDINANCE NUMBER 2019-15, AN ORDINANCE OF THE VILLAGE
9:47:58AM COUNCIL OF THE VILLAGE OF ESTERO, FLORIDA, REPEALING SOLID

9:48:01AM WASTE PROVISIONS OF THE LEE COUNTY CODE PREVIOUSLY ADOPTED
9:48:04AM BY REFERENCE; AND PROVIDING AN EFFECTIVE DATE.
9:48:07AM ORDINANCE NUMBER 2019-16, AN ORDINANCE OF THE VILLAGE
9:48:10AM COUNCIL OF THE VILLAGE OF ESTERO, REPEALING LOBBYIST
9:48:15AM PROVISIONS OF THE CODE PREVIOUSLY ADOPTED BY REFERENCE; AND
9:48:17AM PROVIDING AN EFFECTIVE DATE.
9:48:18AM ORDINANCE NUMBER 2019-17, AN ORDINANCE OF THE VILLAGE
9:48:22AM COUNCIL OF THE VILLAGE OF ESTERO, AMENDING MOBILE HOMES
9:48:25AM PROVISIONS OF THE LEE COUNTY CODE PREVIOUSLY ADOPTED BY
9:48:28AM REFERENCE; AND PROVIDING AN EFFECTIVE DATE.
9:48:30AM ORDINANCE NUMBER 2019-18, AN ORDINANCE OF THE VILLAGE
9:48:33AM COUNCIL OF THE VILLAGE OF ESTERO, FLORIDA, AMENDING MOTOR
9:48:36AM VEHICLES AND TRAFFIC PROVISIONS OF THE CODE PREVIOUSLY
9:48:39AM ADOPTED BY REFERENCE; AND PROVIDING AN EFFECTIVE DATE.
9:48:41AM ORDINANCE NUMBER 2019-19, AN ORDINANCE OF THE VILLAGE
9:48:45AM COUNCIL OF THE VILLAGE OF ESTERO, AMENDING SPECIAL EVENTS
9:48:48AM PERMITTING PROVISIONS OF THE CODE PREVIOUSLY ADOPTED BY
9:48:51AM REFERENCE; AND PROVIDING AN EFFECTIVE DATE.
9:48:54AM ORDINANCE NUMBER 2019-20, AN ORDINANCE OF THE VILLAGE
9:48:56AM COUNCIL OF THE VILLAGE OF ESTERO, FLORIDA, AMENDING NOISE
9:49:00AM CONTROL PROVISIONS OF THE CODE PREVIOUSLY ADOPTED BY
9:49:03AM REFERENCE; AND PROVIDING AN EFFECTIVE DATE.
9:49:07AM >>Mayor Ribble: OKAY.
9:49:09AM BURT, HOW DO YOU WANT TO HANDLE EACH ONE OF THESE?
9:49:13AM >>Burt Saunders: START OFF WITH ORDINANCE 2019-14 FOR

9:49:17AM DISCUSSION.
9:49:17AM >>Mayor Ribble: ANY DISCUSSION ON NUMBER 14?
9:49:22AM >>Burt Saunders: ALSO ASK FOR PUBLIC COMMENT.
9:49:25AM >>Mayor Ribble: ANY PUBLIC COMMENT ON 14?
9:49:27AM >>Tammy Duran: I HAVE NO ONE SIGNED UP.
9:49:28AM >>Mayor Ribble: HOW ABOUT 15?
9:49:30AM ANY QUESTIONS FROM COUNCIL?
9:49:32AM NO ONE SIGNED UP.
9:49:34AM >>Tammy Duran: NO ONE SIGNED UP.
9:49:36AM >>Mayor Ribble: NUMBER 16, ANY COMMENTS FROM COUNCIL?
9:49:39AM JON.
9:49:43AM >>Jon McLain: WE'RE RESCINDING CODE CHAPTER 22, AND WE'RE

9:49:47AM GOING TO DO SOMETHING IN THE FUTURE.
9:49:49AM IS THERE LIABILITY BETWEEN US RESCINDING US AND US MAKING --
9:49:58AM >> WHICH ONE ARE YOU TALKING ABOUT NOW?
9:50:00AM >>Mayor Ribble: 16.
9:50:01AM >>Jon McLain: 16.
9:50:04AM >> THE LOBBY LAW?
9:50:06AM I THINK WE'VE ALREADY DONE IT.
9:50:07AM THERE IS ONE IN THERE THAT WE'RE GOING TO DO A FEE SCHEDULE.
9:50:12AM >> WHAT STEVE'S COMMENT IS SAYING IS THAT THE PROPOSED
9:50:20AM ORDINANCE REMOVES REMAINING LOBBYIST REGISTRATION
9:50:20AM REQUIREMENTS, PREVIOUSLY -- IN VILLAGE COUNCIL PURSUANT TO
9:50:24AM ORDINANCE 15-03.
9:50:26AM ADDITIONALLY, THE COUNCIL HAS DISCUSSED ADOPTING A

9:50:28AM VILLAGE-SPECIFIC ETHICS ORDINANCE IN THE FUTURE WHICH MAY
9:50:33AM ADDRESS LOBBYING ISSUES AFTER FURTHER FORMULATION.
9:50:35AM MY QUESTION IS, IS THERE LIABILITY BETWEEN NOW AND THE TIME
9:50:38AM WE ADOPT?
9:50:39AM >>Burt Saunders: NO, THERE'S NO LIABILITY IN REPEALING THE
9:50:42AM PROVISION.
9:50:43AM >>Jon McLain: THAT WAS MY ONLY QUESTION.
9:50:45AM >>Mayor Ribble: ANYONE FROM THE PUBLIC?
9:50:46AM >>Tammy Duran: NO ONE.
9:50:47AM >>Mayor Ribble: ANYONE ELSE ON 16?
9:50:48AM MOVING TO 17.
9:50:50AM ANY QUESTIONS ON 17?
9:50:56AM >>Tammy Duran: NO ONE SIGNED UP.
9:50:57AM >>Mayor Ribble: MOVING TO 18.
9:51:01AM ANY COMMENTS ON 18?
9:51:04AM >>Tammy Duran: NO ONE IS SIGNED UP.
9:51:05AM >>Mayor Ribble: 19.
9:51:08AM KATY, 19.
9:51:09AM >>Vice-Mayor Errington: YES.
9:51:10AM SECTION 24 AND ONE-QUARTER DASH 6, EXCEPTIONS.
9:51:19AM I WILL BE ON 283 DOWN THROUGH 289, PAGE 7 OF 9.
9:51:24AM A QUESTION WITH THE NOISE.
9:51:30AM NOISE CREATED BY OPERATION OF EQUIPMENT.
9:51:32AM I SKIP DOWN ON LINE 286 BETWEEN THE HOURS OF 7 A.M. TO
9:51:37AM 10 P.M. FOR SOLID WASTE AND RECYCLING COLLECTION OR ADJACENT

9:51:46AM RESIDENTIAL USES.
9:51:47AM 10 P.M. SEEMS A LITTLE LATE.
9:51:52AM EXPLAIN.
9:51:55AM I GUESS SOME EXPLANATION WILL HELP, BUT I DON'T THINK OUR
9:51:57AM RESIDENTS WOULD BE HAPPY IF THERE ARE CHAINSAWS AND
9:52:00AM TRACTORS.
9:52:01AM I CAN UNDERSTAND STREET SWEEPERS GOING OUT LATE AT NIGHT,
9:52:05AM OTHER OPERATIONS.

9:52:07AM SO I HAD A QUESTION ABOUT THAT.
9:52:09AM ALSO H, WHICH IS 294, GENERATORS, DURING OR AS A RESULT OF
9:52:15AM AN EMERGENCY BETWEEN 10 AND 5.
9:52:17AM EXPLAIN THAT TO ME.
9:52:19AM DOES THAT MEAN IF YOU HAVE A GENERATOR RUNNING, WE'VE HAD A
9:52:22AM HURRICANE, YOU HAVE TO TURN IT OFF AT 5 P.M. -- AFTER
9:52:26AM 5 P.M.?
9:52:29AM >> I DON'T THINK SO.
9:52:30AM >>Vice-Mayor Errington: WELL, EXPLAIN IT.
9:52:32AM >>Mary Gibbs: I THINK I MIGHT BE ABLE TO EXPLAIN A LITTLE
9:52:34AM BIT.
9:52:36AM THE LANGUAGE ON GENERATORS WAS ADDED BECAUSE OF COMPLAINTS
9:52:40AM THAT WE'VE GOTTEN FROM PEOPLE WITH THE GENERATOR STARTING UP
9:52:43AM AT LIKE 8 IN THE MORNING.
9:52:45AM NORMALLY A GENERATOR YOU MIGHT NEED TO RUN IT ONCE A WEEK
9:52:48AM FOR 30 MINUTES JUST TO MAKE SURE IT'S STILL WORKING.
9:52:52AM I ASKED DEREK IF HE COULD CHANGE THAT LANGUAGE SO THAT IT

9:52:57AM WOULD BE 10 A.M. INSTEAD OF I THINK IT WAS 8 A.M. BEFORE.
9:53:01AM YOU WOULDN'T BE ABLE TO START RUNNING YOUR GENERATOR UNTIL
9:53:04AM 10 IN THE MORNING.
9:53:05AM THAT'S THE DIFFERENCE.
9:53:06AM OF COURSE, IN THE HURRICANE, YOU RUN THEM WHENEVER YOU RUN
9:53:09AM THEM BECAUSE THAT'S AN EMERGENCY.
9:53:12AM >>Vice-Mayor Errington: AND STANLEY WOULDN'T WRITE UP A
9:53:15AM CITATION.
9:53:15AM >>Mary Gibbs: NO.
9:53:17AM >>Vice-Mayor Errington: YOU COULD RUN IT FROM 10 A.M. TO
9:53:20AM 5 P.M --
9:53:22AM >> THAT'S NOT WHAT IT SAYS.
9:53:23AM IF YOU LOOK AT IT, IT SAYS DURING AN EMERGENCY, WHICH IS AN
9:53:28AM EXCEPTION COMPLETELY.
9:53:29AM THE SECOND PART OF IT IS, EACH OF THESE GENERATORS ONCE A
9:53:33AM WEEK TURNS ON TO CHARGE THE BATTERY.
9:53:36AM AND THAT OPERATION CAN NOW HAPPEN UNDER THIS ORDINANCE ONLY
9:53:40AM BETWEEN 10 AND 5 AS OPPOSED TO LIKE 7:00 IN THE MORNING OR
9:53:43AM 6:00 IN THE MORNING.
9:53:45AM IT RUNS FOR A COUPLE OF MINUTES.
9:53:47AM >>Mayor Ribble: RIGHT.
9:53:48AM 15 MINUTES.
9:53:49AM >>Howard Levitan: YEAH.
9:53:50AM >>Mary Gibbs: WE HAVE HAD COMPLAINTS FROM PEOPLE ABOUT
9:53:54AM GENERATORS RUNNING TOO EARLY.

9:53:55AM >>Vice-Mayor Errington: WHAT ABOUT --
9:53:59AM >>Mary Gibbs: ON THE OTHER ITEMS, WE HAD ASKED DEREK,
9:54:03AM BECAUSE OF SOME CODE ENFORCEMENT COMPLAINTS, WE WERE GOING
9:54:05AM TO LOOK AT THE HOURS OF OPERATION FOR THE OTHER ITEMS AS

9:54:09AM WELL, BUT IT GOT A LITTLE BIT COMPLICATED.
9:54:11AM SO I THINK WHAT DEREK WANTED TO DO IS GET THIS ORDINANCE IN
9:54:14AM PLACE RIGHT NOW, AND THEN WE'LL GO BACK AND LOOK AT THE
9:54:17AM OTHER ISSUES, LIKE THE SOLID WASTE.
9:54:18AM THERE ARE A FEW OF THESE USES THAT I THINK WE REALLY NEED TO
9:54:24AM MAKE THE HOURS OF OPERATION START LATER IN THE MORNING.
9:54:27AM SO WE NEED TO TAKE ANOTHER LOOK.
9:54:29AM BUT HE WANTED TO GET THE ORDINANCE IN PLACE FOR NOW SO WE
9:54:32AM CAN GO BACK.
9:54:36AM >>Vice-Mayor Errington: 10 P.M. IS VERY LATE.
9:54:38AM >>Mary Gibbs: YEAH.
9:54:39AM BUT AT LEAST WE'LL GET SOMETHING IN PLACE.
9:54:41AM IF YOU WANT, WE'LL HAVE HIM GO BACK.
9:54:43AM THE SOLID WASTE ONE I THINK WAS A LITTLE PROBLEMATIC BECAUSE
9:54:46AM THE COUNTY HAS SOME HOURS OF OPERATION WITH THE WASTE PRO
9:54:51AM CONTRACT.
9:54:52AM WE DIDN'T WANT TO CHANGE THAT.
9:54:53AM WE WANTED TO KEEP IT SIMPLE FOR RIGHT NOW.
9:54:58AM >>Mayor Ribble: THE GATED COMMUNITIES ALREADY HAVE THESE
9:55:00AM RULES IN PLACE.
9:55:02AM THE 8 TO 5 RULE FOR COLLECTING OF WASTE.

9:55:05AM AT LEAST OURS DOES.
9:55:08AM I DON'T KNOW HOW YOU GUYS ARE.
9:55:12AM >>Howard Levitan: THEY COME IN AT 6:00, WASTE PRO.
9:55:16AM >> OURS IS 7.
9:55:18AM >> I THINK THEY COME IN WHENEVER THEY WANT TO COME IN
9:55:20AM BECAUSE I THINK THE COUNTY CONTRACT MAY EVEN SUPERSEDE THE
9:55:25AM HOA REGULATIONS.
9:55:27AM WE ADOPT THE COUNTY CONTRACT.
9:55:29AM THEY ARE A PART OF THE COUNTY CONTRACT, WHICH WE ADOPTED.
9:55:36AM WHATEVER THE HECK LEE COUNTY HAS --
9:55:38AM >>Mary Gibbs: I THINK THE COUNTY CONTRACT IS 6 A.M. FOR
9:55:41AM COMMERCIAL.
9:55:41AM WE'VE HAD SOME PROBLEMS WHERE COMMERCIAL IS RIGHT NEXT TO
9:55:44AM THE RESIDENTIAL AND IT WAKES UP THE PEOPLE, SO WE HAVE HAD
9:55:48AM COMPLAINTS.
9:55:48AM BEFORE WE CHANGED ANYTHING, WE NEEDED TO LOOK INTO THAT
9:55:51AM FURTHER TO SEE IF WE EVEN CAN.
9:55:53AM >> WHEN THEY BACK UP TO A DUMPSTER, YOU CAN HEAR IT FOR A
9:55:56AM MILE.
9:55:56AM >>Mayor Ribble: YOU WANT US TO PASS 19 BUT THEN YOU'RE GOING
9:56:00AM TO BRING IT BACK LATER?
9:56:02AM >>Mary Gibbs: WE MAY BRING IT BACK LATER DEPENDING ON
9:56:04AM WHAT --
9:56:06AM >>Vice-Mayor Errington: IF NO ONE THINKS 10 P.M. IS TOO
9:56:09AM LATE --

9:56:10AM >> IT'S DEFINITELY TOO LATE.
9:56:19AM >> I'M NOT GOING TO COMMENT TO THAT.
9:56:20AM >>Mayor Ribble: IF WE PASS THIS, WE'LL COME BACK TO IT ON
9:56:24AM 19, MARY, OR WHAT?
9:56:27AM >>Mary Gibbs: WE'LL COME BACK.
9:56:28AM BUT IT WON'T BE RIGHT AWAY.
9:56:31AM >>Vice-Mayor Errington: IF SOMETHING HAPPENS AND PEOPLE
9:56:32AM START CUTTING GRASS AND SO FORTH AT 9:00 AT NIGHT, THAT'S
9:56:36AM OKAY?
9:56:38AM IS THAT WHAT WE'RE SAYING?
9:56:39AM >>Mary Gibbs: IT'S USUALLY DARK BY THEN.
9:56:43AM >>Vice-Mayor Errington: MAYBE THEY PUT A HEADLIGHT ON THE
9:56:45AM TRACTOR.
9:56:45AM >>Mayor Ribble: SHOULD WE TABLE 19 AND COME BACK?
9:56:48AM LET'S JUST TABLE 19.
9:56:52AM I THINK KATY BRINGS UP A COUPLE OF GOOD POINTS.
9:56:56AM WE'RE NOT GOING TO HAVE SOMEBODY CUTTING THEIR GRASS AFTER
9:56:58AM 5:00 IN PELICAN LANDING OR THE COLONY.
9:57:03AM >> IF WE DON'T DO THIS, WILL WE STILL HAVE THE COUNTY
9:57:07AM PROVISION?
9:57:08AM >> THAT'S CORRECT.
9:57:09AM >> IF WE DON'T DO THIS, WE'RE GOING TO HAVE THE SAME
9:57:11AM PROVISION.
9:57:13AM IT DOESN'T HELP BY NOT PASSING THIS.
9:57:18AM >> WE CAN MODIFY IT AT A LATER DATE.

9:57:21AM >> IT'S ALREADY THERE.
9:57:22AM IF WE DON'T DO ANYTHING, IT'S GOING TO STILL BE THERE.
9:57:25AM >>Vice-Mayor Errington: CAN YOU MODIFY IT LIKE AT THE NEXT
9:57:28AM MEETING OR YOU HAVE TO WAIT FOREVER?
9:57:31AM >>Burt Saunders: NO, YOU'D HAVE TO MODIFY WITH AN ORDINANCE
9:57:34AM AMENDING.
9:57:35AM YOU'D HAVE TWO READINGS.
9:57:36AM YOU CAN MAKE THE CHANGE NOW.
9:57:38AM I DON'T KNOW WHAT THE IMPLICATION IS IN TERMS OF --
9:57:42AM >>Mary Gibbs: WELL, IF YOU ADOPT IT TODAY, THEN YOU HAVE THE
9:57:44AM GENERATOR CHANGE SO IT CAN'T START UNTIL 10 A.M.
9:57:48AM THAT'S THE ONLY DIFFERENCE.
9:57:49AM SO EITHER YOU ADOPT IT WITH THAT CHANGE NOW AND WE LOOK AT
9:57:54AM THESE OTHER QUESTIONS YOU HAVE AND MAYBE COME BACK LATER OR
9:57:56AM YOU TABLE IT AND THEN THEY CAN RUN THE GENERATORS AT 8 A.M.
9:58:01AM AND WE COME BACK LATER.
9:58:03AM BUT IT WON'T BE THE NEXT MEETING.
9:58:06AM >> AT THIS POINT, AT LEAST YOU'RE GETTING THE CHANGE AND THE
9:58:09AM LATER START OF A GENERATOR IF YOU DO THIS NOW.
9:58:12AM SO YOU GAIN SOMETHING.
9:58:16AM >>Howard Levitan: I GUESS I'LL MOVE THAT ORDINANCE, GO
9:58:20AM FORWARD.

9:58:20AM >>Mayor Ribble: OKAY.
9:58:21AM WE'RE GOING TO 20 NEXT.
9:58:31AM >>Jon McLain: MR. MAYOR, WE HAVE A TYPO ON 18.

9:58:33AM WE WENT THROUGH THESE SO QUICKLY.
9:58:35AM BUT ON PAGE 31 OF 34, LINE 1311 JUST A TYPO.
9:58:43AM WE HAVE FEES AND FINES COLLECTED BY.
9:58:46AM IT ORIGINALLY WAS SHERIFF.
9:58:47AM WE SCRATCHED THAT OUT.
9:58:50AM BY DOING THAT, WE DIDN'T INSERT ANYBODY ELSE.
9:58:54AM BURT AND I TALKED ABOUT THIS.
9:58:55AM IT SHOULD BE THE SHERIFF CONTINUING.
9:58:58AM SO WE SHOULD ELIMINATE THAT OUTSCORE THAT WE HAVE.
9:59:05AM >>Burt Saunders: ELIMINATE DELETION OF SERVICE.
9:59:08AM 1311.
9:59:10AM >>Jon McLain: PAGE 31.
9:59:15AM >>Burt Saunders: WE'LL MAKE THAT CHANGE, ASSUMING THIS IS
9:59:18AM APPROVED TODAY.
9:59:18AM >>Mayor Ribble: SO NOTED ON 18.
9:59:20AM ARE WE READY TO GO TO 20?
9:59:32AM >>Jim Boesch: MARY, SOME OF THE QUESTIONS I HAVE ABOUT THIS
9:59:34AM I WAS FORTUNATE ENOUGH TO PUT A NOISE ORDINANCE IN MY TOWN
9:59:40AM WHEN I WAS INVOLVED THERE.
9:59:43AM OUR ORDINANCES -- SOMEONE SAY YOU ARE VIOLATING NOISE
9:59:49AM ORDINANCE.
9:59:53AM I CAN'T IMAGINE POLICE GOING IN AND CITING THE PERSON, YOU
9:59:58AM ARE BEING CITED BECAUSE YOU ARE IN VIOLATION OF SOUND
10:00:03AM PRESSURE LEVEL, 20 TIMES, LOGARITHM TO THE RATIO, TO THE
10:00:09AM PREFERENCE PRESSURE OF 20 -- SOUND PRESSURE LEVEL IS --

10:00:23AM SOMEBODY SAYS, WELL, HOW CAN I TELL?
10:00:26AM IN OUR TOWN, HERE IS THE DECIBEL LEVEL.
10:00:32AM YOU EXCEED THE DECIBEL LEVEL.
10:00:34AM I CANNOT UNDERSTAND HOW THEY WOULDN'T MAKE SOME COMMON THING
10:00:46AM -- [INAUDIBLE]
10:00:47AM >>Mary Gibbs: THIS NOISE ORDINANCE OF THE COUNTY'S IS VERY
10:00:51AM OLD AND IT WAS BASED ON THE DECIBELS.
10:00:53AM I KNOW THE SHERIFF IS SUPPOSED TO ENFORCE IT.
10:00:55AM I THINK WHEN THEY ENFORCE IT, THEY GO ON COMMON SENSE.
10:00:58AM LIKE IS IT CLEARLY AUDIBLE AND IS IT A NUISANCE?
10:01:01AM AND THAT'S REALLY HOW THEY CITE.
10:01:03AM THE OLD DAYS OF GOING OUT WITH A DECIBEL READER, I DON'T
10:01:07AM BELIEVE THEY DO THAT ANYMORE.
10:01:08AM >>Jim Boesch: I KNOW WE'RE GOING TO PASS THIS TODAY, BUT
10:01:12AM COULD WE LOOK ABOUT AND PUT IT IN SIMPLE THING SO A
10:01:15AM RESIDENT, YOU BRING THE SOUND DECIBEL LEVEL AND SAY, LOOK,
10:01:19AM YOU'RE IN VIOLATION.
10:01:21AM YOU'RE 130 AND BASICALLY THE THING IS 110, SO THEY CAN

10:01:25AM UNDERSTAND WHAT YOU'RE TALKING ABOUT.
10:01:28AM OTHERWISE, MAYBE THEY SAY, OKAY, I'M GOING TO GO BUY A
10:01:32AM DECIBEL METER SO I CAN TELL.
10:01:35AM YOU TELL THEM THIS YEAR --
10:01:42AM >>Burt Saunders: THE SECTION PROVIDES THAT IF AN OFFICER
10:01:44AM ENCOUNTERS A CIRCUMSTANCE WHICH REASONABLY INDICATES A
10:01:46AM PERSON IS VIOLATING THE CHAPTER.

10:01:48AM I THINK THAT THIS IS PROBABLY SORT OF LIKE PORNOGRAPHY, IF
10:01:52AM YOU SEE IT, CAN'T DEFINE IT BUT YOU KNOW WHAT IT IS.
10:01:56AM THIS ONE, IF THERE'S A LOT OF LOUD NOISE, I THINK AN OFFICER
10:02:00AM CAN REASONABLY DETERMINE THAT.
10:02:03AM THEY HAVE TO DO THE ANALYSIS, BUT PEOPLE WILL KNOW THAT THEY
10:02:08AM ARE VIOLATING THE ORDINANCE.
10:02:10AM >>Jim Boesch: I UNDERSTAND THAT, BURT.
10:02:11AM BEING A LAWYER, YOU WOULD LOVE THAT NAME REASONABLE, LOVE
10:02:14AM THAT TERM.
10:02:15AM GO TO COURT, NOW, I WANT TO KNOW REASONABLE --
10:02:20AM >>Burt Saunders: THAT'S WHY THEY HAVE TO HAVE SOME --
10:02:25AM >>Jim Boesch: THE JUDGE WILL SAY, WAIT A MINUTE, HOW CAN A
10:02:28AM PERSON POSSIBLY KNOW WHAT YOU'RE TALKING ABOUT?
10:02:32AM THERE'S GOT TO BE A SPECIFIC LEVEL THAT THEY ARE IN
10:02:36AM VIOLATION OF, AND WHO'S GOING TO DETERMINE REASONABLE?
10:02:40AM MAYBE SOMEBODY IS DEAF.
10:02:46AM >>Howard Levitan: THE LAW IS BASED ON A REASONABLE MAN.
10:02:48AM WE DON'T KNOW HIM.
10:02:49AM THERE AREN'T ANY OF THEM.
10:02:51AM BUT THE LAW IS BASED ON THAT.
10:02:53AM THE PROBLEM IS -- JIM IS RIGHT, ACTUALLY.
10:02:57AM THESE THINGS DON'T GET ENFORCED.
10:03:00AM ANY LAWYER WORTH HIS SALT CAN BLOW A HOLE THROUGH THAT.
10:03:04AM IF COMES IN AND SAYS, THAT'S TOO LOUD, WITHOUT HAVING A
10:03:09AM DECIBEL METER.

10:03:11AM I SUGGEST WE MOVE FORWARD ON THIS.
10:03:14AM I'M SORT OF SURPRISED THAT IT'S IN THE ADMINISTRATIVE CODE
10:03:16AM AS OPPOSED TO OUR OTHER CODES, BUT I GUESS THERE'S NO OTHER
10:03:23AM PLACE FOR IT.
10:03:29AM NORMALLY WE WOULD PUT PROVISIONS IN LIKE NO 24 HOURS OF
10:03:35AM OPERATION.
10:03:36AM CAN'T DO THE DUMPSTER UP TO A CERTAIN POINT, A COMMERCIAL
10:03:40AM THING, IN A LAND DEVELOPMENT, ZONING.
10:03:43AM >>Mayor Ribble: BURT WHAT DO YOU WANT TO DO WITH 20?
10:03:47AM >>Burt Saunders: I THINK THE BEST THING TO DO IS GO AHEAD
10:03:49AM AND ADOPT THIS.
10:03:50AM IF WE NEED TO MAKE CHANGES, WE CAN COME BACK AND DO THAT.
10:03:54AM >>Jim Boesch: I HAVE NO PROBLEM, EXCEPT I WOULD HOPE THAT WE
10:03:58AM WOULD HAVE FOR OUR PEOPLE -- THEY HAVE A BIG PARTY AND

10:04:02AM EVERYTHING IS BLASTING, AND THE NEIGHBOR CALLS, IT'S 2:00 IN
10:04:05AM THE MORNING, AND AN OFFICER CAN GO AND SAY HERE'S THE
10:04:10AM DECIBEL METER AND YOU ARE IN VIOLATION OF THE THING.
10:04:13AM NOW I'M GOING TO GIVE YOU A PASS THIS FIRST TIME, BUT ANY
10:04:19AM MORE COME UP HERE, THAT'S HOW WE DID IT.
10:04:22AM PEOPLE WOULD EITHER KNOW THAT SOMEBODY IS GOING TO COMPLAIN
10:04:26AM ABOUT TOO LOUD AND MAYBE THEY TAKE IT INTO COMPLIANCE OR
10:04:30AM ELSE WE HAD SOME WAY TO TALK ABOUT IT.
10:04:32AM >>Mayor Ribble: GET STANLEY A DECIBEL METER.
10:04:36AM CAN YOU HELP US OUT WITH THAT?
10:04:39AM >>Vice-Mayor Errington: IF YOU'VE BEEN WATCHING ANYTHING ON

10:04:41AM THE NEWS, ONE OF OUR LOCAL NEIGHBORS, A MUNICIPALITY, FEW
10:04:46AM MUNICIPALITIES HAD THE SAME SITUATION.
10:04:48AM THE MAN PLAYS HIS MUSIC LOUD AT NIGHT.
10:04:51AM THE NEIGHBOR COMPLAINS AND HE'S HAD 15 CITATIONS.
10:04:55AM THE COP COMES UP AND HE HAS HIS LITTLE FLASHLIGHT AND HE
10:04:59AM SAYS YOU'RE PLAYING YOUR MUSIC TOO LOUDLY AND HE SAYS, WHO
10:05:02AM CARES?
10:05:03AM AND WALKS AWAY AND THEY DON'T DO ANYTHING.
10:05:06AM THE WHOLE NEIGHBORHOOD IS UPSET.
10:05:08AM >>Mayor Ribble: THAT'S NOT IN ESTERO.
10:05:11AM >>Vice-Mayor Errington: NO, IT'S NOT IN ESTERO.
10:05:14AM I SAID IN ANOTHER LOCALITY.
10:05:19AM >>Mayor Ribble: WE CALL THE ECCL TO GO OUT.
10:05:21AM MOVING RIGHT ALONG, NO ONE HAS SIGNED UP TO SPEAK, CORRECT?
10:05:24AM >>Tammy Duran: CORRECT.
10:05:25AM >>Mayor Ribble: NOW I'LL ENTERTAIN A MOTION TO ACCEPT ALL
10:05:27AM SIX OF THE ORDINANCES.
10:05:29AM >>Burt Saunders: LET'S DO A SEPARATE MOTION ON EACH ONE.
10:05:32AM THE PUBLIC HEARING IS CLOSED.
10:05:37AM >>Vice-Mayor Errington: READ THE MOTION HOW IT'S GOING TO
10:05:40AM READ, PLEASE.
10:05:40AM >>Burt Saunders: YOU'LL GO TO THE FIRST ORDINANCE, 2019-14,
10:05:44AM MOTION FOR APPROVAL, AND THEN --
10:05:48AM >>Mayor Ribble: WE DON'T NEED TO READ THE TITLE.
10:05:52AM JIM BROUGHT A GOOD POINT UP, THE ONES THAT WE WANT TO HAVE

10:05:55AM FUTURE REVIEW, WE SHOULD PUT IT IN THE MOTION, CORRECT?
10:05:58AM >>Burt Saunders: YOU CAN CERTAINLY DO THAT.
10:06:00AM YOU DON'T REALLY NEED A MOTION ON THAT.
10:06:03AM I THINK IF THERE'S GENERAL CONSENSUS TO BRING THOSE BACK AT
10:06:06AM SOME POINT, THE MANAGER --
10:06:07AM >>Mayor Ribble: 3, 6, 7, WE WANT TO MAKE -- WE WANT TO ADD A
10:06:11AM LITTLE MOTION TO IT, RIGHT?
10:06:13AM >>Burt Saunders: YOU DON'T REALLY NEED --
10:06:16AM >>Mayor Ribble: DON'T NEED IT.
10:06:17AM >>Burt Saunders: I THINK THE MANAGER KNOWS THERE ARE THREE

10:06:20AM THERE THAT YOU WANT SOME FURTHER DISCUSSION ON.
10:06:23AM >>Howard Levitan: SOMETIME AFTER MARCH OF 2020.
10:06:27AM [LAUGHTER]
10:06:28AM >>Mayor Ribble: HOWARD.
10:06:29AM ARE YOU GOING TO MAKE THE MOTION OR WHAT?
10:06:31AM >>Howard Levitan: ABSOLUTELY.
10:06:33AM >>Mayor Ribble: ON 14.
10:06:34AM >>Howard Levitan: YES.
10:06:35AM >>Mayor Ribble: AND SECONDED BY MR. BOESCH.
10:06:37AM PLEASE CALL THE ROLL.
10:06:41AM >>Howard Levitan: AYE.
10:06:42AM >>Jon McLain: AYE.
10:06:43AM >>Jim Boesch: AYE.
10:06:45AM >>Nick Batos: AYE.
10:06:46AM >>Jim Wilson: AYE.

10:06:48AM >>Vice-Mayor Errington: AYE.
10:06:48AM >>Mayor Ribble: AYE.
10:06:49AM AND 15, WE NEED A MOTION.
10:06:55AM MR. BATOS.
10:06:56AM SECONDED BY MS. ERRINGTON.
10:06:58AM PLEASE CALL THE ROLL.
10:07:00AM >>Jim Wilson: AYE.
10:07:02AM >>Nick Batos: AYE.
10:07:03AM >>Jim Boesch: AYE.
10:07:04AM >>Jon McLain: AYE.
10:07:05AM >>Howard Levitan: AYE.
10:07:07AM >>Vice-Mayor Errington: AYE.
10:07:08AM >>Mayor Ribble: AYE.
10:07:09AM AND 16, WE NEED A MOTION.
10:07:13AM >> SO MOVED.
10:07:14AM >>Mayor Ribble: WILSON MADE THE MOTION.
10:07:18AM HOWARD SECONDED.
10:07:19AM WE'RE TALKING ABOUT 16.
10:07:20AM WOULD YOU PLEASE CALL THE ROLL?
10:07:24AM >>Howard Levitan: AYE.
10:07:24AM >>Jon McLain: AYE.
10:07:26AM >>Jim Boesch: AYE.
10:07:27AM >>Nick Batos: AYE.
10:07:29AM >>Jim Wilson: AYE.
10:07:30AM >>Vice-Mayor Errington: AYE.

10:07:31AM >>Mayor Ribble: AYE.
10:07:32AM ORDINANCE 17.
10:07:35AM NEED A MOTION.
10:07:38AM KATY MOTIONED.
10:07:40AM SECONDED BY MR. BOESCH.
10:07:40AM PLEASE CALL THE ROLL ON 17?

10:07:43AM >>Jim Wilson: AYE.
10:07:44AM >>Nick Batos: AYE.
10:07:46AM >>Jim Boesch: AYE.
10:07:47AM >>Jon McLain: AYE.
10:07:50AM >>Howard Levitan: AYE.
10:07:52AM >>Vice-Mayor Errington: AYE.
10:07:52AM >>Mayor Ribble: AYE.
10:07:53AM ORDINANCE NUMBER 18, WE NEED A MOTION.
10:07:58AM MR. McLAIN.
10:08:00AM >>Burt Saunders: THAT MOTION INCLUDES THE CORRECTION ON LINE
10:08:02AM 1311 LEAVING THE WORD SHERIFF IN.
10:08:06AM >>Mayor Ribble: MR. McLAIN MADE THE MOTION.
10:08:08AM IS THERE A SECOND?
10:08:10AM MR. BATOS.
10:08:11AM PLEASE CALL THE ROLL, MADAM CLERK.
10:08:13AM >>Howard Levitan: AYE.
10:08:14AM >>Jon McLain: AYE.
10:08:16AM >>Jim Boesch: AYE.
10:08:17AM >>Nick Batos: AYE.

10:08:19AM >>Jim Wilson: AYE.
10:08:20AM >>Vice-Mayor Errington: AYE.
10:08:22AM >>Mayor Ribble: AYE.
10:08:23AM ORDINANCE NUMBER 19, WE NEED A MOTION.
10:08:26AM KATY ERRINGTON.
10:08:28AM SECONDED BY MR. BOESCH.
10:08:30AM PLEASE CALL THE ROLL.
10:08:34AM >>Jim Wilson: AYE.
10:08:34AM >>Nick Batos: AYE.
10:08:36AM >>Jim Boesch: AYE.
10:08:38AM >>Jon McLain: AYE.
10:08:40AM >>Howard Levitan: AYE.
10:08:41AM >>Vice-Mayor Errington: AYE.
10:08:43AM >>Mayor Ribble: AYE.
10:08:43AM FINALLY, ORDINANCE NUMBER 20, WE NEED A MOTION.
10:08:48AM HOWARD.
10:08:49AM SECONDED BY MR. WILSON.
10:08:50AM PLEASE CALL THE ROLL, MADAM CLERK.
10:08:54AM >>Howard Levitan: AYE.
10:08:55AM >>Jon McLain: AYE.
10:08:56AM >>Jim Boesch: AYE.
10:08:58AM >>Nick Batos: AYE.
10:08:59AM >>Jim Wilson: AYE.
10:09:01AM >>Vice-Mayor Errington: AYE.
10:09:02AM >>Mayor Ribble: AYE.

10:09:04AM HAS ANYONE SIGNED UP FOR NON-AGENDA ITEMS?
10:09:08AM >>Tammy Duran: NO ONE SIGNED UP.

10:09:10AM >>Mayor Ribble: NO ONE SIGNED UP.
10:09:12AM QUITE A CROWD TODAY.
10:09:13AM TIME FOR COUNCIL REPORTS.
10:09:15AM JIM WILSON, WE'LL START WITH YOU.
10:09:18AM >>Jim Wilson: I PREVIOUSLY BROUGHT UP THE ISSUE OF THE
10:09:22AM 80-ACRE PARCEL OUT ON GREEN MEADOW ROAD THAT THE COUNTY WAS
10:09:29AM CONSIDERING PURCHASING.
10:09:30AM I'M PLEASSED TO REPORT THAT IN CHECKING WITH OUR COUNTY
10:09:33AM COMMISSIONERS, THEY ACTUALLY DID APPROVE IT.
10:09:35AM THE REASON THAT THAT'S IMPORTANT TO ESTERO IS THIS IS ONE OF
10:09:40AM THE PARCELS THAT WILL ALLOW THE COUNTY, PROBABLY NOT IN THE
10:09:44AM VERY NEAR FUTURE, BUT AT SOME POINT IN THE FUTURE TO EXTEND
10:09:49AM ALICO ROAD ALL THE WAY TO 82 WHICH WILL BE A MAJOR TRAFFIC
10:09:52AM IMPROVEMENT FOR THE EAST-WEST TRAFFIC IN ESTERO.
10:09:55AM I'M PLEASSED TO REPORT THAT.
10:09:56AM WE NORMALLY KNOCK THE COUNTY, AND THIS TIME I THINK THE
10:10:01AM COUNTY DESERVES CREDIT FOR WHAT THEY DID.
10:10:06AM >>Nick Batos: I WOULD LIKE TO REPORT THAT YESTERDAY I
10:10:08AM ATTENDED A COMMITTEE MEETING FOR THE ANNUAL ESTERO HIGH
10:10:11AM SCHOOL FUND-RAISER.
10:10:13AM IT'S GOING TO BE HELD ON DECEMBER 16th.
10:10:16AM I HOPE THAT EVERYBODY WILL BE ABLE TO ATTEND.
10:10:20AM >>Mayor Ribble: ARE YOU GOING TO HAVE CAROL MANAGE THOSE

10:10:24AM TICKETS?
10:10:25AM >>Nick Batos: I'LL ASK CAROL TO MANAGE IT FOR THE COUNCIL.
10:10:29AM >>Jim Boesch: TWO THINGS.
10:10:30AM THE PEOPLE WHO RAN THE CAR -- HERITAGE CARS, WHATEVER THEY
10:10:40AM CALL THEM, HAVE MET WITH US AND THEY ARE AGREEABLE TO WORK
10:10:42AM ON A FAMILY TYPE.
10:10:46AM THAT IS IN THE FUTURE, AND WE'RE TRYING TO GET TOGETHER WITH
10:10:51AM THEM EARLY.
10:10:55AM IT WAS TWO MONTHS THAT WE DID NOT HAVE A CHANCE AT ANYTHING.
10:10:57AM SO THEY ARE INTERESTED IN WORKING SOME TYPE OF DEAL AT THE
10:11:01AM REC CENTER AND FAMILY.
10:11:04AM IT'S IN THE BEGINNING STAGES.
10:11:06AM I MENTIONED TO JON THAT I WILL MEET WITH THEM.
10:11:12AM AS SOON AS JON IS READY, THAT IS A PROJECT THAT SHOULD BE IN
10:11:17AM HIS PURVIEW AND THAT HE WILL PICK UP --
10:11:19AM >>Mayor Ribble: DO WE HAVE A DATE FOR THAT YET OR NO?
10:11:21AM >>Jim Boesch: THEY ASKED -- HAD SOME IDEAS ABOUT IT.
10:11:27AM I THINK THEY ARE COMING BACK TUESDAY, LOOKING FOR A DATE
10:11:29AM OVER THERE, AND THAT'S THE CASE AND THEY'LL MEET AND THEN
10:11:35AM SOME DAY TALK WITH US ABOUT PLANS.
10:11:37AM THE CONCEPT WOULD BE TO HAVE A FAMILY DAY IN CONJUNCTION
10:11:41AM WITH THAT SO WE CAN HAVE THAT --
10:11:48AM >>Vice-Mayor Errington: I HAVE A FEW THINGS HERE.
10:11:50AM I ATTENDED THE MPO MEETING, AND THE ONE BIG ITEM THAT CAME

10:11:56AM BACK, A LOT OF EXCITING THINGS WERE HAPPENING THERE ON THAT

10:11:59AM DAY, WHICH WERE OUTSIDE OF THE MEETING ITSELF, BUT THE RAMP

10:12:09AM AND THE LANDSCAPING AND EVERYTHING TO START ON THE

10:12:14AM INTERSTATE WILL BEGIN ON OCTOBER 16th.

10:12:17AM WE WERE TOLD THAT THE PYLONS WILL BE PUT OUT AS A WAY OF

10:12:22AM TELLING PEOPLE THAT ROAD WORK WILL BEGIN.

10:12:24AM SO HOW MANY DAYS THEY WILL BE OUT BEFORE THE ACTUAL ROAD

10:12:28AM WORK STARTS, THAT'S ANOTHER THING, BUT THAT WILL BEGIN ON

10:12:32AM THE 16th.

10:12:33AM I WAS REALLY, REALLY IMPRESSED WITH THE EXIT RAMP GOING ONTO

10:12:41AM THE INTERSTATE, I GUESS, THE ENTRANCE RAMP EXIT AND

10:12:46AM ENTRANCE.

10:12:47AM IT WILL BE 1500 FEET.

10:12:49AM I ASKED A QUESTION WHETHER IT'S LIKE THE ONE IN SARASOTA,

10:12:52AM AND I WAS TOLD, YES.

10:12:53AM SO THAT WILL BE VERY, VERY NICE.

10:12:56AM A LONG WAY TO JOURNEY BEFORE YOU GET INTO MAJOR HEAVY

10:13:00AM TRAFFIC.

10:13:00AM DISTRICT 4, WE HAVE THE TEXAS ROADHOUSE SOFT OPENING.

10:13:08AM I GUESS THEY WILL BE OPENING FOR BUSINESS SOMETIME TOWARD

10:13:10AM THE END OF THIS MONTH.

10:13:12AM SO THAT'S COMING RIGHT ALONG.

10:13:14AM SPROUTS SEEMS TO BE DIGGING FOOTERS AND MAKING DIGGING FOR

10:13:20AM THE FOUNDATION.

10:13:20AM SO I DON'T KNOW WHAT THE DATE IS FOR THAT.

10:13:24AM BUT IT'S BEGINNING TO LOOK NICE AND HOPEFULLY IT WILL BE

10:13:28AM SOMETHING THAT EVERYBODY CAN ENJOY.

10:13:32AM U.S. 41, I SENT A TEXT TO DAVID WILLEMS.

10:13:37AM I THINK I SEE HIM HERE.

10:13:39AM HE SAID THEY WERE SUPPOSED TO START IN OCTOBER WITH THE

10:13:44AM MEDIAN LANDSCAPING, AND THERE ARE SOME SIGNS UP.

10:13:47AM IT SAYS ROAD WORK AHEAD BUT I HAVEN'T SEEN ANY ROAD WORK.

10:13:55AM >>Nick Batos: I THINK THEY STARTED ON THE SOUTH END OF IT

10:13:57AM BECAUSE I SAW THEM RIPPING OUT THE LANDSCAPING THAT'S THERE

10:14:01AM YESTERDAY.

10:14:02AM >>Vice-Mayor Errington: OKAY.

10:14:03AM GOOD, GOOD.

10:14:05AM WELL, THAT ANSWERS THAT QUESTION THEN.

10:14:07AM >>Mayor Ribble: IS THAT IT?

10:14:08AM >>Vice-Mayor Errington: YES.

10:14:09AM >>Mayor Ribble: JON.

10:14:10AM >>Jon McLain: I'LL PASS.

10:14:11AM >>Mayor Ribble: HOWARD.

10:14:12AM >>Howard Levitan: JUST A QUESTION FOR MARY.

10:14:14AM I NOTICED IN THE PAPER THAT THERE IS A PROPOSED SETTLEMENT

10:14:17AM ON THE BONITA GRANDE MINE CASE.

10:14:24AM I THINK WE SHOULD TRACK THAT VERY CLOSELY.
10:14:26AM CAN YOU GET THAT INFORMATION TO US?
10:14:28AM I WANT TO MAKE ABSOLUTELY CERTAIN THAT THE ACREAGE,
10:14:34AM APPARENTLY BONITA SPRINGS IS GOING TO BUY 238 ACRES OF THAT
10:14:40AM PROPERTY FOR \$5 MILLION, AT LEAST THAT WAS IN THE PAPER.

10:14:45AM WHO KNOWS WHETHER IT'S TRUE.
10:14:46AM BUT I WANT TO MAKE CERTAIN THAT THIS DOES NOT ALLOW ANY
10:14:53AM ACCESS, ANY MORE DISCUSSION OF SOUTHERLY EXTENSION OF 951 TO
10:14:59AM EDISON FARMS BECAUSE THAT'S THE ROUTE AND THAT'S WHAT NED
10:15:06AM DEWHIRST HAS BEEN TALKING ABOUT AS PART OF HIS PROJECT.
10:15:09AM WE WANT TO MAKE CERTAIN WE'RE ON TOP OF THAT.
10:15:13AM >>Mayor Ribble: IS THAT IT?
10:15:14AM OKAY.
10:15:14AM I HAVE ONE ITEM HERE.
10:15:16AM I THINK IT DESERVES BEING DISCUSSED FOR A COUPLE OF MINUTES.
10:15:19AM AS YOU KNOW, WE HAD THE CENSUS PRESENTATION HERE LAST
10:15:23AM MEETING.
10:15:24AM I THINK EVERYONE LEFT HERE THINKING, WHAT THE HECK DID THEY
10:15:29AM SAY?
10:15:29AM DEL AMICO, I HAVE TO GIVE HER CREDIT.
10:15:34AM SHE WAS IN THE AUDIENCE AND SHE CALLED ME AND SAID LORI
10:15:37AM FAHEY HAD REPRESENTED OR SPEARHEADED THE CENSUS CAMPAIGN TEN
10:15:42AM YEARS AGO.
10:15:43AM SO I HAD A MEETING WITH LORI.
10:15:45AM AND I HAD THE MEETING WITH MICHELLE MALSBURY, WHO IS REALLY
10:15:50AM A VERY, VERY BRIGHT LADY.
10:15:52AM WHY DON HAD TO COME AND DO HIS DOG-AND-PONY SHOW AND CONFUSE
10:15:56AM EVERYBODY.
10:15:57AM SHE BROUGHT HER TWO SUPERIORS WITH HER ON TUESDAY.
10:16:01AM WE SAT THERE ABOUT AN HOUR AND 15 MINUTES AND WENT THROUGH

10:16:04AM THE WHOLE PROGRAM.
10:16:05AM HERE IS THE BOTTOM LINE.
10:16:06AM THE WHOLE PROCESS IS REALLY GOING TO START IN MARCH.
10:16:09AM WHAT THEY ARE GOING TO DO IS EVERY ADDRESS WILL BE GETTING A
10:16:13AM POSTCARD MAILED WITH A WEBSITE TO GO TO OR A CARD TO FILL
10:16:17AM OUT TO COUNT THE FOLKS THAT LIVE IN THE RESIDENCE.
10:16:21AM NOW, THEY KNOW THAT MOST PEOPLE DON'T RESPOND TO THE FIRST
10:16:24AM POSTCARD.
10:16:25AM THEY ARE WILLING TO DO UP TO FIVE MAILINGS ON EACH ADDRESS.
10:16:29AM AND THEN AFTER THE FIFTH MAILING, IF THERE'S STILL NO
10:16:32AM RESPONSE, THEN THEY ARE GOING TO SEND THE AGENT OUT TO THE
10:16:35AM DOOR AND KNOCK ON THE DOOR AND SEE IF THEY CAN GET
10:16:38AM COMPLIANCE FOR A COUNT.
10:16:39AM NOW, IF YOU REMEMBER, THEY ASKED TO HAVE A COMMITTEE PUT IN
10:16:44AM PLACE WHEN THEY WERE HERE.
10:16:47AM IT WAS TOUGH TO FOLLOW THIS WHOLE THING.

10:16:49AM LIKE TO HAVE A COMMITTEE IN PLACE.
10:16:51AM I TALKED TO LORI ABOUT HEADING A COMMITTEE UP.
10:16:53AM SHE'S WILLING TO DO THIS.
10:16:55AM WHAT I'M GOING TO DO NEXT WEEK, UNLESS COUNCIL HAS A
10:17:00AM SUGGESTION WHILE WE'RE SITTING HERE DISCUSSING THIS THING.
10:17:04AM ON FRIDAY I'M GOING TO THE ECCL MEETING.
10:17:07AM I'M BRINGING MICHELLE WITH ME.
10:17:08AM BECAUSE MOST OF THE GATED COMMUNITIES ARE REPRESENTED BY AN
10:17:12AM ECCL PERSON, I THOUGHT IT WOULD BE A GOOD AVENUE FOR THE

10:17:16AM ECCL TO HELP US WITH THIS.
10:17:18AM THEY ARE ALWAYS LOOKING FOR PROJECTS AND THIS WOULD BE A
10:17:20AM GREAT ONE.
10:17:21AM FOR EXAMPLE, VICKY OLSON IS OUR REP FOR THE COLONY.
10:17:25AM SO SHE WOULD BE THE PERSON THAT WOULD HEAD THIS UP.
10:17:27AM GO TO THE HOMEOWNER ASSOCIATION MEETINGS AND TRY TO GET ALL
10:17:31AM THE HOMEOWNERS EXCITED AND THE PRESIDENTS OF THE DIFFERENT
10:17:39AM NEIGHBORHOODS OVER THERE EXCITED ABOUT COMPLYING WITH THE
10:17:42AM FIRST MAILING.
10:17:42AM UNLESS SOMEBODY HAS A PROBLEM WITH THAT, I'M GOING TO DO
10:17:43AM THAT NEXT FRIDAY AND TRY TO MOVE THIS THING ALONG.
10:17:46AM WE'LL NEED A LOT OF VOLUNTEERS FOR THIS.
10:17:49AM ANYTHING YOU CAN DO, WHEN YOU HAVE SOMEBODY WHO IS A
10:17:51AM NEIGHBOR THAT'S AMBITIOUS, MAYBE YOU WANT TO TAP THEM ON THE
10:17:53AM SHOULDER AND HAVE THEM GET INVOLVED AND WE CAN HOOK THEM UP
10:17:56AM WITH MICHELLE.
10:17:57AM SHE REALLY DID A NICE JOB ON TUESDAY.
10:18:00AM I WAS IMPRESSED WITH THE WAY HER AND LORI HIT IT OFF RIGHT
10:18:04AM AT THE GET-GO.
10:18:05AM THAT'S ALL I HAVE.
10:18:07AM I WANTED TO BRING THE CENSUS THING UP BECAUSE IT IS
10:18:09AM IMPORTANT.
10:18:10AM AS YOU WELL KNOW, ANY GRANTS WE GET GOES BY POPULATION.
10:18:14AM IF WE DON'T HAVE A GOOD HEAD COUNT, WE'RE GOING TO BE
10:18:17AM SUBJECT TO NOT GETTING THE MONEY THAT'S DUE US WHEN WE'RE

10:18:20AM APPLYING FOR FUNDING.
10:18:22AM BURT, DO YOU HAVE ANYTHING TO REPORT?
10:18:23AM >>Burt Saunders: NO, SIR.
10:18:24AM >>Mayor Ribble: STEVE?
10:18:25AM >>Steven Sarkozy: TWO QUICK ITEMS.
10:18:27AM PREVIOUSLY MENTIONED BY COUNCIL MEMBERS WITH THE TEXAS
10:18:29AM ROADHOUSE AND SPROUTS.
10:18:33AM COUNCIL MAY BE AWARE THAT IN THE DEVELOPMENT COMMUNITY,
10:18:38AM WE'RE CASTIGATED AT TIMES BECAUSE WE HAVE VERY HIGH
10:18:41AM STANDARDS, AND WE HOLD DEVELOPERS TO THOSE STANDARDS AND
10:18:45AM THINGS TAKE TIME TO GET THROUGH THE PROCESS.
10:18:47AM IN THE CASE OF BOTH THE ROADHOUSE AND PARTICULARLY SPROUTS,

10:18:54AM THOSE TWO FIRMS GAVE US VERY STRIDENT, STRONG TIMELINES THAT
10:18:59AM WE HAD TO GET DONE.
10:19:00AM TO THE CREDIT OF MARY GIBBS AND THE COMMUNITY DEVELOPMENT
10:19:04AM FOLKS, WE GOT THOSE THINGS APPROVED, AND THE PROJECTS
10:19:12AM APPROVED WELL IN ADVANCE OF WHAT THEY HAD ORIGINALLY ASKED
10:19:15AM FOR.
10:19:15AM IN THE CASE OF SPROUTS, THE THREAT THAT THEY WOULD MOVE AWAY
10:19:19AM IF THEY DIDN'T GET APPROVALS, I THINK THEY WERE SHOCKED
10:19:23AM PLEASANTLY THAT MARY DID BACKFLIPS TO MAKE THAT HAPPEN.
10:19:29AM KUDOS TO MARY AND HER STAFF.
10:19:31AM SECONDLY, WE HAVE AN ITEM IN YOUR DESK PACKET THAT TALKS
10:19:38AM ABOUT OPTIONS FOR ADDITIONAL COUNCIL MEETINGS.
10:19:41AM WE'VE HAD A SERIES OF E-MAILS OUT THERE, BUT WE'RE TRYING TO

10:19:46AM GET A COUPLE OF MAJOR PROJECTS ON THE CALENDAR.
10:19:50AM WE THOUGHT RATHER THAN SEND OUT E-MAILS THAT ARE SOMETIMES
10:19:53AM HARD TO TRACK, WE WOULD SIMPLY TALK WITH THE COUNCIL AT THE
10:19:58AM MEETING AND SEE IF YOU ARE AVAILABLE FOR SOME ADDITIONAL
10:20:01AM MEETINGS.
10:20:01AM THIS IS A LITTLE PROBLEMATIC BECAUSE WE'RE PUSHING INTO THE
10:20:05AM HOLIDAYS.
10:20:07AM WE'RE NOT AWARE OF EVERYONE'S TRAVEL SCHEDULES, BUT THE ITEM
10:20:14AM THAT I'M REFERENCING ARE THE COUNCIL ZONING MEETING DATES.
10:20:22AM >> I DON'T HAVE IT HERE.
10:20:25AM >>Steven Sarkozy: I THOUGHT IT WAS IN YOUR COUNCIL PACKET.
10:20:27AM WHOOPS.
10:20:28AM SORRY.
10:20:28AM MARY, MAYBE YOU COULD EXPLAIN IT.
10:20:32AM >>Mary Gibbs: I'M TRYING TO SET A COUPLE OF ZONING HEARINGS.
10:20:35AM I E-MAILED EVERYBODY ABOUT NOVEMBER 13th TO HAVE A SECOND
10:20:39AM READING FOR ESTERO CROSSING TENTATIVELY.
10:20:42AM I HEARD BACK FROM SOME BUT NOT ALL.
10:20:45AM SO I WANTED TO -- I'D LIKE TO SET THAT, IF I CAN HEAR BACK
10:20:50AM FROM EVERYBODY, IS THE 13th OKAY?
10:20:52AM THAT'S YOUR REGULAR ZONING DAY.
10:20:54AM THEN I HAVE AN APPEAL, IF YOU REMEMBER, THE GRANITE BUSINESS
10:20:58AM ON 41.
10:21:00AM IT WENT TO THE PLANNING AND ZONING BOARD.
10:21:02AM THEY DENIED THE VARIANCES.

10:21:04AM THE APPLICANT APPEALED IT.
10:21:06AM SO I HAVE TO SCHEDULE A MEETING FOR COUNCIL TO REVIEW THE
10:21:09AM APPEAL.
10:21:10AM I WAS LOOKING AT NOVEMBER 20th OR DECEMBER 11.
10:21:15AM THAT WAS THE ONE I SENT YOU.
10:21:17AM I THOUGHT WE WOULD DO IT IN OCTOBER, BUT THE APPLICANT
10:21:21AM COULDN'T DO THAT DATE.
10:21:23AM IF I COULD VERIFY NOVEMBER 13th FOR ESTERO CROSSING,

10:21:27AM SECOND READING TENTATIVELY AND THEN EITHER PICK
10:21:33AM NOVEMBER 20th, A REGULAR COUNCIL DAY, OR DECEMBER 11 WHICH
10:21:37AM IS A ZONING DAY, FOR THE GRANITE APPEAL.
10:21:39AM I KNOW BY DECEMBER 11, WE'RE GETTING INTO THE HOLIDAYS, AND
10:21:43AM YOU MIGHT BE ANXIOUS TO NOT DO IT THEN.
10:21:52AM >> I WOULD SUGGEST WE OUGHT TO -- I THINK THIS E-MAILING
10:21:55AM AROUND FOR WHO'S AVAILABLE AND WHO'S NOT, WE SCHEDULE FOUR
10:22:01AM DAYS A MONTH AT THE BEGINNING OF EACH YEAR.
10:22:06AM I THINK YOU SHOULD, EXCEPT FOR HOLIDAY PERIODS AROUND
10:22:12AM THANKSGIVING AND CHRISTMAS, WE SHOULD BE AVAILABLE.
10:22:19AM THAT'S WHAT OUR DEAL IS HERE.
10:22:20AM YOU SHOULD SET THE HEARINGS AND LET EVERYBODY KNOW.
10:22:26AM AND IF SOMEONE ABSOLUTELY CAN'T BE THERE, THEN THEY CAN'T BE
10:22:28AM THERE OR THEY CAN CALL IN.
10:22:33AM >>Steven Sarkozy: WE'VE BEEN VERY PROTECTIVE OF SOME OF
10:22:35AM THOSE DATES.
10:22:37AM >>Howard Levitan: I UNDERSTAND.

10:22:38AM AND WE APPRECIATE THAT.
10:22:39AM THAT'S WHAT OUR DEAL IS.
10:22:41AM WE SET FOUR DAYS A MONTH.
10:22:43AM WE DON'T USE THEM ALL, BUT IF YOU HAVE TO, YOU GUYS SHOULD
10:22:48AM JUST SCHEDULE THEM.
10:22:51AM >> I AGREE.
10:22:51AM LET'S TALK ABOUT NOVEMBER 20th.
10:22:53AM IS EVERYBODY AVAILABLE?
10:22:56AM >>Mayor Ribble: I THOUGHT SHE SAID THE 13th.
10:22:58AM >>Mary Gibbs: THE 13th IS A REGULAR DAY AND I'LL SCHEDULE
10:23:01AM THAT FOR ESTERO CROSSING.
10:23:02AM THE NEXT DAY FOR THE GRANITE ONE WOULD BE DECEMBER 11, WHICH
10:23:05AM IS A REGULAR ZONING DAY.
10:23:10AM >> ESTERO CROSSING, IF IT'S A REGULAR DAY, PROBABLY OUGHT TO
10:23:14AM DO IT IN THE AFTERNOON.
10:23:16AM >>Mary Gibbs: A REGULAR ZONING DAY.
10:23:19AM IT WOULD BE SET BY ITSELF.
10:23:21AM IT SOUNDS LIKE YOU DON'T WANT TO DO THEM ON YOUR REGULAR
10:23:26AM COUNCIL DAYS.
10:23:28AM >> THE 20th IS A COUNCIL.
10:23:29AM >>Mary Gibbs: THE 20th IS A COUNCIL DAY.
10:23:31AM I THOUGHT I HEARD YOU SAY DO IT ON YOUR REGULAR ZONING DAY,
10:23:34AM WHICH WOULD MEAN THE GRANITE CASE WOULD BE DECEMBER 11th.
10:23:39AM >> LET'S GO WITH THAT.
10:23:41AM NOVEMBER 13th WOULD BE THE SECOND READING ON ESTERO

10:23:44AM CROSSING AND DECEMBER 11 WOULD BE THE APPEAL OF THE GRANITE
10:23:50AM PROJECT.
10:24:01AM >>Mary Gibbs: DO YOU WANT BOTH OF THOSE AT 9:30?
10:24:06AM >> I RESPONDED AND TOLD HER I HAVE A DOCTOR'S APPOINTMENT ON

10:24:09AM THE 13th AT 8 A.M. WITH A DOCTOR THAT'S VERY HARD TO GET
10:24:12AM INTO.
10:24:13AM I WILL COME AND PARTICIPATE IN THE HEARING AS SOON AS THAT
10:24:15AM APPOINTMENT IS OVER.
10:24:16AM >>Mayor Ribble: WHAT'S THE DATE ON THAT ONE?
10:24:19AM >>Mary Gibbs: NOVEMBER 13th.
10:24:20AM I CAN START IT AT 9.
10:24:28AM >> IT'S A QUASI-JUDICIAL HEARING.
10:24:32AM >>Mary Gibbs: 10:00?
10:24:36AM >> I'M REASONABLY SURE, KNOWING HOW THIS DOCTOR OPERATES
10:24:40AM THAT I'LL BE OUT OF THERE.
10:24:41AM >> NOVEMBER 13th AT 10?
10:24:51AM >> I'LL PROBABLY HAVE A HIP OPERATION SOMETIME DURING THIS
10:24:54AM PERIOD.
10:25:03AM >>Mayor Ribble: IS THAT IT?
10:25:05AM WE'LL ADJOURN THE REGULAR SESSION AND CONVENE FOR THE
10:25:07AM WORKSHOP.
10:25:08AM THE NEXT ITEM IS THE WORKSHOP REGARDING THE COMMERCIAL PACE
10:25:14AM PROGRAM.
10:25:15AM STEVE?
10:25:17AM >>Steven Sarkozy: YES, PREVIOUSLY, THE COUNCIL HAS LOOKED AT

10:25:19AM THE PACE PROGRAM APPLICABILITY FOR RESIDENTIAL PROPERTIES IN
10:25:25AM ESTERO.
10:25:25AM WE HADN'T HEARD TOO MUCH REGARDING THE POSSIBILITY OF
10:25:31AM COMMERCIAL OPTIONS.
10:25:33AM MORE RECENTLY, THE PACE PROGRAM FOLKS HAVE COME TO US AND
10:25:41AM ASKED ABOUT THIS PACE APPLICATION FOR COMMERCIAL, BOTH FOR
10:25:46AM RETROFITS OF EXISTING PROPERTIES, AND THIS WOULD BE THE CASE
10:25:50AM OF COCONUT POINT DOING THE HVAC, BUT ALSO THE USE OF THE
10:25:57AM PACE PROGRAM THAT HELPED FINANCE NEW CONSTRUCTION.
10:26:03AM THESE ARE KIND OF NEW CONCEPTS FOR US.
10:26:08AM THE MAYOR PARTICULARLY I THINK WANTED THE WHOLE COUNCIL TO
10:26:12AM HEAR THIS PRESENTATION.
10:26:13AM WE'VE INVITED THE PACE FOLKS HERE TO PRESENT TO THE COUNCIL
10:26:16AM TODAY.
10:26:17AM WITH THAT, THERE'S A PowerPoint.
10:26:21AM I THINK IT'S BEST THAT WE TURN THIS OVER TO THE PACE FOLKS
10:26:24AM WITH THE HOPE THAT THEY'LL PROVIDE US A BETTER UNDERSTANDING
10:26:26AM OF HOW THIS WORKS AND WHAT ROLE THE VILLAGE HAS IN THIS
10:26:30AM PROCESS.
10:26:30AM WELCOME.
10:26:39AM >> GOOD MORNING, THANK YOU, MAYOR, COUNCIL, STAFF.
10:26:41AM MY NAME IS MIKE LIGGINS, A LOCAL DEVELOPER HERE WITH OFFICES
10:26:46AM AT COCONUT POINT MALL IN ESTERO.
10:26:49AM WE HAVE PERMITTED THE STAYBRIDGE SUITES EXTENDED STAY HOTEL
10:26:57AM AT 41 AND COCONUT ROAD.

10:27:00AM THROUGH THE COURSE OF FINALIZING OUR FINANCING AND CAPITAL
10:27:06AM STACK, WE HAVE COME TO KNOW MORE ABOUT THE COMMERCIAL PACE
10:27:11AM PROGRAM AND HOW IT COULD HELP OUR PROJECT.
10:27:14AM WHILE DISCUSSING THAT WITH OUR CONTRACTOR, ENVIROSTRUCT, HE
10:27:23AM SAID ONE OF HIS OTHER CLIENTS, THE PHOENIX SENIOR LIVING
10:27:26AM CENTER AT ESTERO WAS ALSO INVESTIGATING COMMERCIAL PACE.
10:27:33AM AFTER A BRIEF MEETING WITH STEVE AND THE MAYOR, IT WAS
10:27:36AM DECIDED THAT A WORKSHOP WOULD BE A GOOD IDEA TO EDUCATE AND
10:27:41AM INFORM THE BOARD, INFORM THE COUNCIL, AND PROVIDE THIS
10:27:46AM OPPORTUNITY FOR ANY QUESTIONS AND ANSWERS.
10:27:52AM TO ACCOMMODATE THAT WE DO HAVE REPRESENTATIVES OF A PACE
10:27:56AM DISTRICT, BOTH RYAN BARTKUS AND MIKE ENTILE, AND WE ALSO
10:28:03AM HAVE OUR CONTRACTOR HERE FROM ENVIROSTRUCT, REPRESENTATIVES
10:28:07AM NEIL SIMON AND JEFF MAAS.
10:28:11AM BEFORE WE GET THEM UP HERE, IF I MAY JUST GIVE YOU A BRIEF
10:28:19AM INTRODUCTION ON THE C PACE.
10:28:22AM IT IS COMMERCIAL PROPERTY ASSESSED CLEAN ENERGY PROGRAM.
10:28:25AM WHAT IT IS IS A FINANCING MECHANISM, MAYBE SIMILAR TO A BANK
10:28:33AM BUT PLACED ON A TAX ROLL.
10:28:36AM IT IS ADMINISTERED BY A SPECIAL DISTRICT, AND IN THIS CASE,
10:28:40AM THE FLORIDA RESILIENCY AND ENERGY DISTRICT.
10:28:44AM IT'S A VOLUNTARY ASSESSMENT PROGRAM FOR COMMERCIAL
10:28:51AM PROPERTIES.
10:28:53AM AND ITS ASSOCIATED COSTS AND ANY COSTS ASSOCIATED WITH IT
10:28:57AM ARE NOT HANDED DOWN TO THE PUBLIC BUT BORNE BY THOSE USING

10:29:02AM THE PROGRAM.
10:29:06AM AS A RESIDENT OF ESTERO FOR THE PAST 15 YEARS, IT'S
10:29:10AM IMPORTANT TO ME THAT COSTS ARE PROPERLY ALLOCATED.
10:29:14AM AND IN THIS CASE, I THINK YOU'LL SEE THAT IT IS.
10:29:18AM ONE OF THE THINGS THAT IT IS NOT, IT IS NOT A RESIDENTIAL
10:29:21AM ASSESSMENT.
10:29:22AM FINALLY, WHAT ARE WE ASKING?
10:29:26AM OBVIOUSLY, THIS IS A WORKSHOP.
10:29:28AM SO IT'S ALL ABOUT THE INFORMATION, ANY QUESTIONS YOU MAY
10:29:30AM HAVE AND ANY ANSWERS WE CAN PROVIDE.
10:29:34AM MOVING FORWARD, WE'RE HOPING TO GET A GREEN LIGHT THAT YOU
10:29:38AM WILL DIRECT STAFF TO ENTER INTO AN INTERLOCAL AGREEMENT AND
10:29:43AM A SUPPORTING RESOLUTION BETWEEN THESE TWO PUBLIC BODIES, THE
10:29:47AM FLORIDA RESILIENCY AND ENERGY DISTRICT AND THE VILLAGE OF
10:29:52AM ESTERO.
10:29:52AM THANK YOU.
10:29:54AM >>Mayor Ribble: MIKE, WHAT IS THE NAME OF THE HOTEL THAT
10:29:56AM YOU'RE WORKING ON OVER ON COCONUT ROAD?
10:30:00AM >> IT IS THE STAYBRIDGE SUITES.
10:30:01AM AT 41 AND COCONUT.
10:30:07AM MY APOLOGIES DURING THE ZONING.
10:30:10AM AT THAT TIME, WE WERE GOING THROUGH BUSINESS TERMS WITH THE

10:30:13AM VARIOUS PRODUCTS.
10:30:15AM MY APOLOGIES, KATY, FOR THAT.
10:30:17AM >> YEAH, WE ALL REMEMBER THAT ONE.

10:30:20AM [LAUGHTER]
10:30:24AM >>Mayor Ribble: THE SECRET HOTEL.
10:30:26AM >> TURNS OUT TO BE A STAYBRIDGE.
10:30:28AM >> GOOD MORNING, MR. MAYOR, VICE-MAYOR, COUNCIL MEMBERS,
10:30:32AM STEVE AND STAFF, I APPRECIATE YOUR TIME.
10:30:34AM I BELIEVE THAT YOU GUYS HAVE HAD A PRESENTATION ON THIS
10:30:38AM BEFORE, AS I SPOKE WITH STEVE.
10:30:40AM I'M NOT UP HERE TO TALK TO YOU ABOUT RESIDENTIAL PACE.
10:30:44AM I KNOW YOU GUYS ARE NOT IN A POSITION TO TAKE THAT UP.
10:30:47AM WHAT I WOULD LIKE TO DO IS PRESENT TO YOU COMMERCIAL PACE,
10:30:51AM BUT VERSING THAT AGAINST RESIDENTIAL PACE.
10:30:55AM I THINK THAT WAS THE IDEA.
10:30:56AM MY NAME IS RYAN BARTKUS.
10:30:59AM I REPRESENT THE FLORIDA RESILIENCY AND ENERGY DISTRICT, BUT
10:31:03AM I AM EMPLOYED THROUGH THE FLORIDA DEVELOPMENT FINANCE
10:31:06AM CORPORATION.
10:31:06AM HOW THAT WORKS IS WE ADMINISTER THE FRED DISTRICT, AND THEN
10:31:12AM I RUN THE PROGRAM THROUGH THE FLORIDA DEVELOPMENT FINANCE
10:31:17AM CORPORATION.
10:31:18AM SO THERE ARE DIFFERENT DISTRICTS.
10:31:21AM AS WE WALK THROUGH THIS PRESENTATION, I'LL PROVIDE THOSE TO
10:31:23AM YOU, BUT THE DISTRICT PROVIDES US THE OPPORTUNITY TO PLACE
10:31:26AM THE ASSESSMENT ON THE TAX ROLL THROUGH A SERVICES AGREEMENT
10:31:30AM WITH THE COUNTY TAX COLLECTOR.
10:31:31AM DOES THAT HELP?

10:31:34AM MAKE SURE I ANSWERED YOUR QUESTION.
10:31:39AM >> YOU'RE NOT AN INTERMEDIARY.
10:31:42AM >> YOU'RE NOT A SALESMAN SELLING --
10:31:44AM >> NO, SIR.
10:31:45AM I ONLY ADMINISTER THE PROGRAM.
10:31:47AM I DO NOT PROVIDE THE FUNDING FOR THIS.
10:31:50AM OUR PROVIDERS DO THAT.
10:31:51AM AND WE HAVE MULTIPLE PACE PROVIDERS UNDERNEATH OUR PROGRAM.
10:31:56AM HOWEVER, I WANT TO REITERATE THAT WE ARE ONLY LOOKING TO
10:31:59AM ENGAGE WITH THE C PACE SIDE OF THIS PROGRAM.
10:32:03AM IT WOULD ONLY BE OUR COMMERCIAL PACE PROVIDERS THAT WOULD BE
10:32:05AM LOOKING AT HAVING A PROGRAM HERE IN ESTERO.
10:32:08AM SO WITH THAT, I'D LIKE TO GET US STARTED ON THIS
10:32:13AM PowerPoint PROGRAM.
10:32:14AM AGAIN, THIS IS THE PROPERTY ASSESSED CLEAN ENERGY PROGRAM.
10:32:20AM WHAT I WANTED TO DO IS, THIS PROGRAM, WHEN I CAME INTO IT,
10:32:27AM IT TOOK ME A LONG TIME TO GET A FULL UNDERSTANDING OF THIS
10:32:30AM PROGRAM.

10:32:30AM I JUST WANT TO MAKE SURE YOU GUYS HAVE AN UNDERSTANDING OF
10:32:34AM WHY PACE IS HERE.
10:32:37AM I DUG INTO THE FLORIDA STATUTES FOR PACE, AND WHAT CAME UP
10:32:40AM WAS THE IDEA THAT THE FLORIDA LEGISLATURE IN 2008, THEY
10:32:44AM AMENDED ENERGY GOALS OF THE STATE COMPREHENSIVE PLAN TO
10:32:48AM REDUCE ENERGY REQUIREMENTS THROUGH ENHANCED CONSERVATION AND
10:32:50AM EFFICIENCY MEASURES.

10:32:52AM THEY ADOPTED NEW ENERGY CONSERVATION AND GREENHOUSE GAS
10:32:55AM REDUCTION REQUIREMENTS FOR LOCAL GOVERNMENTS, AND THEY FOUND
10:32:58AM THE INSTALLATION AND OPERATION OF QUALIFIED IMPROVEMENTS NOT
10:33:01AM ONLY BENEFITED THE AFFECTED PROPERTIES FOR WHICH THESE
10:33:04AM IMPROVEMENTS ARE MADE BUT ALSO ASSISTED IN FACILITATING OR
10:33:08AM FULFILLING THE GOALS OF THE STATE ENERGY AND HURRICANE
10:33:10AM MITIGATION POLICIES.
10:33:12AM SO JUST TO GIVE YOU AN IDEA WHY PACE WAS CREATED.
10:33:16AM THE ENABLING STATUTE FOR PACE WAS UNDER 163.08.
10:33:20AM IT PROVIDED THE AUTHORITY FOR LOCAL GOVERNMENTS.
10:33:22AM THE USE OF SPECIAL ASSESSMENTS TO FINANCE QUALIFYING
10:33:25AM IMPROVEMENTS TO REAL PROPERTIES, AND THIS FINANCING ENABLED
10:33:30AM LOW COST, LONG-TERM FINANCING OR FUNDING FOR QUALIFIED
10:33:34AM ENERGY EFFICIENCY, RENEWABLE ENERGY AND WIND RESISTANCE
10:33:39AM IMPROVEMENTS.
10:33:40AM THOSE ARE THE THREE ITEMS THAT WE CAN FINANCE IN THIS
10:33:42AM PROGRAM.
10:33:44AM WHAT HAPPENED IS CALIFORNIA, THIS PROGRAM BEGAN IN
10:33:49AM CALIFORNIA.
10:33:50AM AND THE PROVIDERS THAT WERE THERE ORIGINALLY WORKED WITH
10:33:53AM LOCAL GOVERNMENTS LIKE YOURSELF TO PLACE THE ASSESSMENTS ON
10:33:56AM THE TAX ROLL AND ADMINISTER THE PROGRAM.
10:33:58AM WHEN THEY CAME TO FLORIDA, THEY FOUND THAT LOCAL
10:34:02AM GOVERNMENTS, LIKE YOURSELF, DID NOT WANT TO TAKE ON THE
10:34:06AM MINISTERIAL ROLE.

10:34:08AM WHAT WAS CREATED WERE SPECIAL DISTRICTS.
10:34:10AM THESE SPECIAL DISTRICTS TOOK ON THAT ROLE FROM YOU.
10:34:15AM YOU GUYS AS A COUNCIL, WHAT WE'RE ASKING FOR TODAY IS FOR
10:34:19AM YOU TO LOOK AT THE IDEA OF A C PACE PROGRAM, LOOK AT THE
10:34:23AM RESOLUTION WHICH WOULD APPROVE OUR PROGRAM AND THE OTHER
10:34:27AM DISTRICTS TO MOVE FORWARD.
10:34:28AM WITHIN THAT, IT TAKES EVERYTHING OFF OF YOUR PLATE AND PUTS
10:34:31AM IT ON OURS.
10:34:32AM WE HAVE AN ASSESSMENT ADMINISTRATOR WITHIN OUR PROGRAM THAT
10:34:36AM WOULD WORK WITH YOUR TAX COLLECTOR TO PLACE THE ASSESSMENT,
10:34:39AM AND THEN ANYTHING ADMINISTRATIVELY HAPPENS WITH THE PROGRAM
10:34:43AM IS TAKEN CARE OF THROUGH THE FDFC.
10:34:48AM I WANTED TO GIVE YOU A QUICK BREAKDOWN OF THE SPECIAL
10:34:50AM DISTRICTS THAT ARE LOCATED IN FLORIDA.

10:34:51AM AS YOU CAN SEE, THERE ARE FOUR OF THEM.
10:34:53AM OURS IS THE FLORIDA RESILIENCY AND ENERGY DISTRICT.
10:34:56AM THE WAY WE BREAK DOWN IS OUR COMPANY, THE FLORIDA
10:34:58AM DEVELOPMENT FINANCE CORPORATION WOULD THEN ADMINISTER THE
10:35:02AM MULTIPLE PROVIDERS THAT ARE BOTH COMMERCIAL AND RESIDENTIAL.
10:35:05AM UNDERNEATH THE COMMERCIAL PACE PROGRAM, THE COMMERCIAL
10:35:08AM PROPERTIES THAT ARE AVAILABLE CAN BE AGRICULTURAL.
10:35:11AM THEY CAN BE RETAIL, OFFICE SPACE, ASSISTED LIVING
10:35:14AM FACILITIES, SENIOR CARE CENTERS, HOSPITALITY, INDUSTRY, AND
10:35:18AM ANY MULTIFAMILY UNITS THAT ARE GREATER THAN FOUR UNITS AND
10:35:21AM NONPROFIT PROPERTIES.

10:35:23AM THESE BENEFITS INCLUDE INCREASES TO PROPERTY VALUE.
10:35:29AM THEY LOWER DIRECT AND INDIRECT OPERATING COSTS AND
10:35:32AM MAINTENANCE COSTS FOR THESE PROPERTIES.
10:35:37AM AND I HAD SOME NOTES HERE FOR YOU ON THAT.
10:35:40AM I APOLOGIZE.
10:35:41AM UNDERNEATH THE INCREASE OF PROPERTY VALUE, MAKING THESE
10:35:45AM IMPROVEMENTS, OF COURSE, THIS WOULD PUT YOU IN A POSITION
10:35:48AM WHERE YOUR TENANTS WOULD THEN EXPERIENCE A PROPERTY THAT IS
10:35:54AM ONE THAT THEY WOULD LIKE TO STAY IN AND IT WOULD EXTEND THE
10:35:58AM TIME THE TENANT WOULD BE IN THE PROPERTY.
10:36:01AM THIS APPLIES TO A BUILDING WHERE IF YOU'RE DOING A RETROFIT,
10:36:06AM YOU'RE IMPROVING THE PROPERTY, THE TENANT WOULD LIKE TO STAY
10:36:09AM LONGER, YOU'RE INCREASING YOUR TAX BASE HERE.
10:36:11AM YOU'RE INCREASING EMPLOYMENT WITHIN YOUR TOWN OR WITHIN YOUR
10:36:16AM VILLAGE.
10:36:17AM SO IT HELPS YOUR TAX BASE HERE.
10:36:20AM AND THEN, OF COURSE, THIS COULD BE TREATED FOR THE PROPERTY
10:36:23AM OWNER AS AN EXPENSE VERSUS A CAPITAL EXPENDITURE, AND IT
10:36:27AM ALSO PRESERVES THEIR CAPITAL.
10:36:30AM I THINK AS YOU SEE WHEN YOU GET THESE DEVELOPERS UP HERE,
10:36:34AM YOU GET THE FOLKS BUILDING THESE BUILDINGS, THEY'LL BE ABLE
10:36:36AM TO GIVE YOU SOME KIND OF IDEA OF HOW THAT'S HELPING THEM
10:36:40AM OUT.
10:36:44AM >>Jim Boesch: OLD AND NEW?
10:36:46AM >> THAT'S CORRECT.

10:36:47AM YES, SIR.
10:36:47AM THE PROJECTS THAT WE'RE COMING TO YOU WITH AS A DISTRICT
10:36:50AM WOULD BE NEW PROJECTS AT THIS POINT IN TIME, BUT IT CAN ALSO
10:36:55AM RETROFIT EXISTING BUILDINGS.
10:36:58AM IF THEY NEEDED TO REPLACE WINDOWS, FOR INSTANCE.
10:37:02AM IF THEY NEEDED TO REPLACE HVAC, THE CHILLER SYSTEM,
10:37:06AM DEPENDING ON THE SIZE OF THE BUILDING.
10:37:07AM THE ABILITY FOR THESE PROPERTY OWNERS TO IMPROVE THE VALUE
10:37:12AM OF THEIR PROPERTY AND THEN PLACE THAT ON THE TAX ROLL AS
10:37:16AM REPAYMENT ALLOWS THEM TO PASS THAT THROUGH TO TENANTS IN

10:37:20AM SOME OF THE CASES.
10:37:21AM SO IT PROVIDES OPTIONS FOR THESE PROPERTY OWNERS, NOT ONE,
10:37:25AM BUT A COUPLE IN THE FACT THAT IF THEY WERE TO GO TO A BANK,
10:37:29AM YOU'RE IN A POSITION WHERE THOSE TERMS ARE USUALLY SEVEN TO
10:37:32AM TEN YEARS.
10:37:33AM IN THIS CASE, WE CAN PROVIDE TERMS UP TO 20 TO 25 YEARS.
10:37:38AM SO IT ALSO PROVIDES THEM A LOW-COST FINANCING OPTION.
10:37:42AM >>Jim Boesch: ALSO INCLUDE CHURCHES?
10:37:45AM >> I BELIEVE SO.
10:37:47AM >> WHAT WAS THE QUESTION?
10:37:48AM >> CHURCHES.
10:37:50AM >> YEAH, I'M NOT SURE, WITHOUT BEING -- I'M NOT SURE BECAUSE
10:37:56AM IT'S BASED ON THE TAX BILL.
10:37:58AM I'M ASSUMING THAT COULD HAPPEN.
10:38:00AM YES, SIR, I CAN GET YOU AN ANSWER TO THAT QUESTION.

10:38:05AM I JUST KNOW A LOCAL GOVERNMENT, IF IT IS A LOCAL GOVERNMENT
10:38:07AM BUILDING, OF COURSE, YOU CAN'T TAX YOURSELF.
10:38:10AM IN THAT CASE, THAT IS A BUILDING THAT WOULD NOT BE ABLE
10:38:12AM TO --
10:38:13AM >> [INAUDIBLE]
10:38:16AM >> THEY MAY HAVE CERTAIN OPERATIONS THAT ARE TAXABLE.
10:38:20AM >> I CAN DEFINITELY CHECK AND FIND OUT FOR YOU.
10:38:23AM WHAT I WANTED TO DO QUICKLY, THERE ARE TWO PROJECTS THAT
10:38:28AM HAVE HAPPENED IN FLORIDA, JUST TO GIVE YOU AN IDEA OF WHAT'S
10:38:31AM HAPPENING WITH COMMERCIAL PACE.
10:38:32AM THE SOUTHERN OAKS FACILITY.
10:38:37AM IT IS A NURSING FACILITY.
10:38:39AM THEY REPLACED WINDOWS.
10:38:40AM THESE WERE IMPACT WINDOWS.
10:38:42AM IN THIS CASE IN FLORIDA, IT'S VERY IMPORTANT, ESPECIALLY
10:38:45AM HERE IN SOUTHWEST FLORIDA.
10:38:46AM YOU HAVE A HURRICANE THAT ROLLS THROUGH HERE, YOU WOULD LIKE
10:38:48AM A FACILITY THAT'S SECURE FROM A WIND-HARDENING PERSPECTIVE.
10:38:53AM IF YOU CAN PROVIDE THE OPPORTUNITY FOR THESE BUILDINGS TO
10:38:55AM REPLACE WINDOWS, NOT ONLY ARE YOU PREVENTING THE OPPORTUNITY
10:38:59AM FOR SOMEBODY TO GET HURT BUT ALSO PROVIDING ENERGY
10:39:02AM EFFICIENCY TO THAT BUILDING.
10:39:04AM THE OTHER FACILITY COMPLETED WAS A HOTEL IN OCALA.
10:39:08AM AND THIS IS WHERE THEY REPLACED THE HVAC.
10:39:11AM IT WAS A CHILLER.

10:39:12AM AS YOU CAN SEE IN THIS TRANSACTION, THEY WERE ABLE TO GO OUT
10:39:18AM 30 YEARS ON THAT TRACTION.
10:39:19AM REALLY QUICK.
10:39:20AM I KNOW WE'RE NOT ASKING FOR THIS, BUT TO GIVE YOU AN IDEA OF
10:39:23AM WHAT OUR PACE IS.
10:39:25AM IT'S A LITTLE BIT DIFFERENT ON PROPERTIES.

10:39:26AM SINGLE-FAMILY HOMES, CONDOMINIUMS AND ONE TO FOUR UNITS.
10:39:29AM AND THEN BENEFITS TO THESE FOLKS, THEY GET THE SAME STORM
10:39:33AM RESILIENCY THAT WOULD GET UTILITY BILLS REDUCED.
10:39:37AM BUT WHAT I REALLY WANTED TO GET TO HERE WAS THE IDEA, WHAT
10:39:41AM ARE THE DIFFERENCES BETWEEN COMMERCIAL AND RESIDENTIAL PACE?
10:39:46AM IF YOU LOOK AT THIS, THE SIMILARITIES, OF COURSE, ARE THE
10:39:48AM QUALIFICATION IS BASED ON THE PROPERTY.
10:39:51AM THE REPAYMENT IS DONE THROUGH THE TAX BILL, AND THE
10:39:53AM IMPROVEMENTS THAT CAN BE MADE ARE ALL THE SAME.
10:39:56AM THEY HAVE TO BE RENEWABLE ENERGY, ENERGY-EFFICIENT PRODUCTS
10:39:59AM OR WIND RESILIENCY PRODUCTS.
10:40:02AM THOSE ARE THE ONLY ITEMS THAT WE CAN FINANCE THROUGH THIS
10:40:05AM PROGRAM.
10:40:06AM SO THE DIFFERENCES HERE WOULD BE PROPERTY TYPES.
10:40:11AM ONE WHERE YOU HAVE A PROPERTY OWNER VERSUS A COMMERCIAL
10:40:15AM PROPERTY WHICH IS TENANT OWNED.
10:40:17AM SO THE PROPERTY OWNER ON THE RESIDENTIAL SIDE IS JUST
10:40:21AM THEMSELVES, WHERE THE COMMERCIAL SIDE, YOU HAVE TENANT OWNED
10:40:23AM -- EXCUSE ME, NOT TENANT OWNED BUT TENANTS THAT ARE INVOLVED

10:40:27AM IN THAT PROPERTY.
10:40:28AM THE PROJECT SIZE DIFFERENCES ON A RESIDENTIAL SIZE, WE
10:40:31AM AVERAGE ABOUT \$20,000 PER ASSESSMENT.
10:40:34AM ON THE COMMERCIAL SIDE, THEY CAN BE AS LOW AS 250,000, BUT
10:40:37AM IN THE MAJORITY OF THE CASES, YOU'RE OVER A MILLION DOLLARS.
10:40:40AM SO WITH THAT, YOU'RE TALKING ABOUT PROPERTY OWNERS THAT ARE
10:40:45AM EITHER PERSONAL OR YOU'RE TALKING ABOUT BUSINESS OWNERS.
10:40:48AM AND IF THEY ARE BUSINESS OWNERS, THE COMMERCIAL SIDE COMES
10:40:50AM WITH A BUSINESS TEAM.
10:40:52AM SO THE BIG DIFFERENCE HERE IS THAT A PROPERTY OWNER, WHILE
10:40:56AM LOOKING AT ALL THESE DOCUMENTS, HAS TO GO THROUGH THAT
10:40:58AM INDIVIDUALLY BY THEMSELVES AND DECIDE IF THEY WANT TO MAKE
10:41:01AM THIS MOVE FOR PACE THIS PACE FINANCING.
10:41:04AM ON THE COMMERCIAL SIDE, THE BENEFIT HERE TO A COMMERCIAL
10:41:08AM PROPERTY OWNER IS THAT THEY HAVE A PROJECT TEAM SO THEY HAVE
10:41:12AM COUNCIL LOOKING AT THEIR DOCUMENTS.
10:41:15AM MOST CASES THEY HAVE A FINANCIAL ADVISOR THAT'S LOOKING OVER
10:41:18AM THE FINANCING FOR THIS PROJECT.
10:41:20AM THIS IS NOT A ONE-OFF SCENARIO WHERE YOU HAVE A PROPERTY
10:41:23AM OWNER SIGNING A DOCUMENT THEY DON'T KNOW ANYTHING ABOUT.
10:41:26AM ON THE COMMERCIAL SIDE, THIS IS PURELY A TEAM THAT CAN GET
10:41:30AM THEM THROUGH THE PROCESS AND HAVE AN UNDERSTANDING OF THE
10:41:32AM FINANCING.
10:41:35AM >> HOAs, COMMERCIAL OR RESIDENTIAL?
10:41:38AM HOA ASSOCIATIONS.

10:41:41AM >> ANY HOA OR ASSOCIATION HAS TO GIVE APPROVAL FOR PACE.
10:41:44AM IN A RESIDENTIAL CASE, IF IT HAS AN HOA THAT'S INVOLVED, THE

10:41:51AM PROPERTY OWNER WOULD HAVE TO GO TO THE HOMEOWNER
10:41:53AM ASSOCIATION, PROVIDE THAT THEY WOULD LIKE TO DO PACE AND GET
10:41:56AM APPROVAL BEFORE IT CAN BE DONE.
10:41:57AM >> THAT'S NOT WHAT HE WAS ASKING.
10:42:00AM HE WAS ASKING IF THE HOA, IF BILL LIVES IN A HIGH-RISE AND
10:42:06AM WANT TO PUT A NEW ROOF ON, ENERGY EFFICIENT, THE HOA WOULD
10:42:10AM DO IT, NOT THE INDIVIDUAL CONDOMINIUM UNIT OWNERS.
10:42:14AM AND THEY WOULD ASSESS FOR THAT.
10:42:16AM THAT'S A COMMERCIAL --
10:42:19AM >> THAT WOULD HAVE TO GO COMMERCIAL.
10:42:20AM WE'VE DISCUSSED THAT IN THE PROGRAM.
10:42:22AM IT WOULD HAVE TO GO COMMERCIAL.
10:42:24AM IT'S SUPPOSED TO BE TO THE INDIVIDUAL PROPERTY OWNER.
10:42:28AM HOW THAT WOULD ACTUALLY WATER FALL AND WE HAVEN'T DONE ONE
10:42:32AM OF THE PROJECTS YET, BUT IT WOULD START AS A COMMERCIAL AND
10:42:34AM THEN IT WOULD GO ON EACH INDIVIDUAL PROPERTY OWNER OR UNIT
10:42:38AM OWNER'S TAX BILL.
10:42:39AM WE HAVE NOT DONE ONE OF THOSE YET, AND HOW THAT WOULD
10:42:43AM ACTUALLY WORK, WE WOULD HAVE TO WORK WITH OUR COUNSEL TO
10:42:46AM MAKE SURE THAT CAN BE DONE.
10:42:48AM >> WE HAVE A LOT OF HOAs ASK US QUESTIONS AND WE WOULD BE
10:42:54AM ABLE TO TELL THEM THEY COULD --
10:42:56AM >> SURE.

10:42:56AM IF WE GET TO THAT POINT, IF YOU HAVE HOAs INTERESTED IN
10:43:00AM THAT, WE CAN SURELY PROVIDE COUNCIL TO HAVE DISCUSSION ON
10:43:03AM THAT.
10:43:04AM >> I HAVE A QUESTION HERE.
10:43:06AM YOU SAID BANK FINANCING, A BANK WOULD PROVIDE THE MONEY.
10:43:09AM WHO ACTUALLY PROVIDES THE DOLLARS, LIKE IN THE \$600,000,
10:43:15AM 30-YEAR DEAL.
10:43:16AM >> THESE ARE INVESTORS.
10:43:19AM >> DOES IT COME THROUGH THE FLORIDA RESILIENCY ENERGY
10:43:22AM DISTRICT?
10:43:23AM >> ACTUALLY, WHAT HAPPENS, THERE ARE PACE PROVIDERS.
10:43:26AM SO UNDERNEATH, IF I WERE TO GO BACK AND WE HAD EACH ONE OF
10:43:29AM THOSE DISTRICTS AND YOU SAW THE FLORIDA DEVELOPMENT FINANCE
10:43:32AM CORPORATION, UNDERNEATH US, WE HAVE MULTIPLE PROVIDERS.
10:43:34AM SO THEY ARE BOTH RESIDENTIAL AND THEY ARE BOTH COMMERCIAL
10:43:38AM PROVIDERS.
10:43:39AM UNDERNEATH THAT SCENARIO, THOSE PROVIDERS HAVE INDIVIDUAL
10:43:42AM INVESTORS THAT WOULD LIKE TO INVEST IN THIS PROGRAM, AND
10:43:45AM THEY POOL MONEY TOGETHER.
10:43:48AM AND IN THAT POOL, THAT PROVIDER THEN UNDERWRITES THAT
10:43:51AM PARTICULAR PROJECT.
10:43:52AM IF THEY DECIDE THAT THAT PROJECT IS AN APPROVAL PROJECT,
10:43:56AM THEY WILL BRING IN AN ENGINEER, AND THAT ENGINEER ON THE
10:44:00AM COMMERCIAL SIDE WILL LOOK AND SAY, WHAT ARE THE ELIGIBLE

10:44:03AM PRODUCTS WITHIN THIS BUILDING?

10:44:05AM AND ONCE THAT'S DETERMINED, YOU CAN GET AN AMOUNT THAT'S
10:44:08AM NECESSARY.
10:44:09AM AND THEN IF THE UNDERWRITING PROVIDES APPROVAL, THE PROVIDER
10:44:13AM THEN WILL BRING THE MONEY TO PAY THOSE CONTRACTORS.
10:44:17AM >> -- SECURITIZED YET?
10:44:21AM >> THEY HAVE NOT BEEN SECURITIZED.
10:44:24AM BUT THEY CAN BE.
10:44:25AM WHAT HAPPENS WITH THE FLORIDA DEVELOPMENT FINANCE
10:44:27AM CORPORATION IS WE ARE A CONDUIT ISSUER.
10:44:29AM SO IN THAT CASE, THEY NEED A BOND OR A NOTE.
10:44:33AM THEY COME THROUGH US.
10:44:34AM THEY NOW PAID THE CONTRACTOR.
10:44:36AM AND THEN WHAT WILL HAPPEN IS THE PROVIDER COMES BACK AND
10:44:39AM BUYS THAT IN A COMMERCIAL CASE, THEY ARE BUYING THE NOTE.
10:44:42AM AND THEN AT THAT POINT IN TIME, THEY ARE HOLDING A NOTE, IF
10:44:45AM THEY WOULD LIKE TO TAKE THAT AND GO SECURITIZE IT, THEY CAN.
10:44:50AM >> YOU ARE NOT AN AGENCY OF THE STATE OF FLORIDA, RIGHT?
10:44:53AM >> WE ARE A QUASI-GOVERNMENTAL AGENCY.
10:44:56AM >> WHAT IS THAT?
10:44:58AM [LAUGHTER]
10:44:59AM >> I'M SURE MY BOSS IS WATCHING.
10:45:08AM >> ARE YOU A FOR-PROFIT CORPORATION?
10:45:10AM >> WE ARE A FOR-PROFIT.
10:45:12AM >> YOU ARE NOT A NONPROFIT.
10:45:14AM YOU ARE A FOR-PROFIT.

10:45:17AM >> LET ME MAKE SURE I GET THIS FOR YOU RIGHT BECAUSE I KNEW
10:45:19AM YOU WERE GOING TO ASK THIS QUESTION.
10:45:22AM THE FDFC IS A STATEWIDE FINANCING AUTHORITY AND IS TASKED TO
10:45:27AM ASSIST FOR-PROFIT AND NONPROFIT BUSINESSES.
10:45:29AM AND AS A CONDUIT ISSUER, THE FDFC PROVIDES QUALIFYING
10:45:32AM PROJECTS AND ACCESS TO CAPITAL AND SUPPORTS, JOB CREATION IN
10:45:36AM FLORIDA.
10:45:36AM THE FDFC IS NOT AN EXTENSION OF THE EXECUTIVE OFFICE OF THE
10:45:41AM GOVERNMENT, BUT IT IS A PUBLIC AGENCY OF THE STATE OF
10:45:43AM FLORIDA, AND IT IS NOT A DIVISION OF WHAT WE USED TO BE,
10:45:47AM WHICH IS THE FLORIDA -- THE ENTERPRISE FLORIDA --
10:45:52AM >> YOU'RE INCORPORATED BY THE LEGISLATURE OR YOU ARE --
10:45:54AM >> WE WERE FORMED IN 1993.
10:45:58AM AND AS PART OF CHAPTER 288 PART 10.
10:46:02AM WHAT HAPPENS IS OUR BOARD MEMBERS ARE SAT BY THE GOVERNOR,
10:46:06AM BUT ONCE THEY ARE SAT, THEN THEY MAKE DECISIONS
10:46:09AM INDEPENDENTLY OF THE GOVERNOR.
10:46:11AM >> WHO PAYS YOUR FEES?
10:46:12AM >> THE PROVIDERS WOULD PAY OUR FEE.
10:46:15AM WE LOOK OVER EACH ONE OF THESE PROJECTS, AND THEN WE HAVE

10:46:20AM UNDERNEATH US OUR COUNCIL, WE HAVE AN ASSESSMENT
10:46:23AM ADMINISTRATOR, AND THEN WE HAVE A FINANCIAL ADVISOR.
10:46:27AM >>Howard Levitan: IF THERE WAS A PROJECT THAT COST A MILLION
10:46:32AM BUCKS, JUST TO MAKE IT SIMPLE, WHAT WOULD THE FEES BE,
10:46:36AM UP-FRONT COSTS TO THE PERSON, I ASSUME THEY GET ADDED.

10:46:43AM >> THEY DO GET ADDED THERE.
10:46:44AM AGAIN, DEPENDING --
10:46:47AM >>Howard Levitan: JUST ON AVERAGE.
10:46:49AM >> YOU'RE PROBABLY TALKING IN BETWEEN THREE TO FIVE OR MAYBE
10:46:52AM THREE TO SIX PERCENT, SOMEWHERE IN THERE IN FEES.
10:46:59AM >> 6% OF A MILLION, 60,000 BUCKS.
10:47:02AM >> YEAH.
10:47:02AM AGAIN, I WANT TO REMIND YOU, THIS IS ON THE COMMERCIAL SIDE,
10:47:08AM RIGHT?
10:47:08AM THESE ARE SOPHISTICATED BORROWERS WHO ARE LOOKING AT THIS
10:47:11AM AND HAVE A FINANCIAL ADVISOR.
10:47:15AM >>Howard Levitan: THAT'S AN INTERESTING THING.
10:47:17AM IF I HAD A SMALL BUSINESS, BUT I WAS DOING COMMERCIAL, MAYBE
10:47:22AM I OWNED A LITTLE RESTAURANT OR A GAS STATION, SOMETHING LIKE
10:47:27AM THAT, THAT PUTS ME CLEARLY ON THE COMMERCIAL SIDE, NOT THE
10:47:31AM RESIDENTIAL SIDE.
10:47:32AM >> THAT IS CORRECT.
10:47:33AM >>Howard Levitan: WHO IS PROTECTING THOSE GUYS?
10:47:36AM THEY DON'T HAVE A DEVELOPMENT TEAM.
10:47:37AM >> IN OUR CASE, I CAN'T SPEAK FOR EVERY DISTRICT, BUT THIS
10:47:40AM IS WHERE THE FLORIDA DEVELOPMENT FINANCE CORPORATION LOOKS
10:47:43AM AT IT AND SAYS WE HAVE A COUNCIL REVIEWING EACH ONE OF THE
10:47:49AM DOCUMENTS.
10:47:49AM YES, WE'RE MAKING FEES FROM THAT, I UNDERSTAND THAT.
10:47:51AM WE'RE NOT PROVIDING MONEY.

10:47:52AM WE'RE IN THE BUSINESS OF ENSURING THIS MEETS THE STATUTE OF
10:47:56AM FLORIDA, AND THAT WE PROVIDE A PROGRAM THAT IS CLEAR AND
10:48:00AM CONCISE AND UNDERSTANDABLE AND PROTECTS THE CONSUMER.
10:48:03AM WE HAVE OUR OWN STAFF.
10:48:04AM >>Howard Levitan: RESIDENTIAL SIDE, TOO.
10:48:07AM WE KNOW THAT ISN'T CLEAR AND CONVINCING EITHER.
10:48:11AM >> MR. SAUNDERS, I KNOW WE DEALT WITH THIS DOWN IN COLLIER
10:48:14AM COUNTY.
10:48:15AM LISTEN, I THINK THERE HAVE BEEN SOME BAD ACTORS ON THE
10:48:18AM RESIDENTIAL SIDE, AND THAT HAS CREATED --
10:48:21AM >>Howard Levitan: I'M WANTING TO PROTECT THE SMALL BUSINESS
10:48:24AM PEOPLE AS WELL, AND ALL OF THOSE, BECAUSE MR. BOESCH ALREADY
10:48:29AM ASKED THE QUESTION ABOUT HOAs.
10:48:32AM WELL, I LOOK AT MY HOA, AND MAYBE THE MASTER BOARD HAS
10:48:38AM TALENT IN THE ABILITY TO GET KNOWLEDGE AND TO GET
10:48:44AM REPRESENTATION OF LAWYERS AND ALL THAT KIND OF STUFF.

10:48:47AM BUT THE INDIVIDUAL CONDOMINIUM PROJECTS THAT ARE UNDER THAT
10:48:50AM MASTER ASSOCIATION, THEY DON'T KNOW ANYTHING.
10:48:52AM THEY ARE INDIVIDUALS, RETIRED GUYS LIKE ME.
10:48:56AM BUT THOSE GUYS ARE STILL GOING TO HAVE TO DEAL WITH ALL OF
10:49:00AM THIS STUFF AND MAY NOT HAVE THAT KIND OF PROTECTION.
10:49:04AM >> I UNDERSTAND.
10:49:06AM >>Howard Levitan: HOW DO YOU PROTECT THE SMALL BUSINESS GUY?
10:49:08AM YOU SAY YOU'RE GOING TO DO THE PROTECTION, BUT YOU GET 60
10:49:13AM GRAND.

10:49:14AM WHAT ABOUT THE PROVIDERS?
10:49:15AM WHAT ABOUT THEIR COSTS?
10:49:18AM >> YOU ASKED ABOUT FEES, I WAS TRYING TO GIVE YOU AN AVERAGE
10:49:21AM OF THE FEES FOR EVERYBODY.
10:49:22AM THIS IS NOT US BRINGING IN \$60,000.
10:49:25AM AND ON TOP OF THAT, WE HAVE DIFFERENT PARTIES.
10:49:28AM THESE PARTIES, WHAT I'M TRYING TO GET TO WITH YOU.
10:49:34AM WE HAVE A COUNCIL, WE HAVE A FINANCIAL ADVISOR AND
10:49:37AM ASSESSMENT ADMINISTRATOR.
10:49:38AM IN THAT, I WOULD SAY THOSE ARE PROTECTIONS TO THE SMALL
10:49:41AM BUSINESS MEN OR WOMEN BECAUSE WE ARE NOT A PROGRAM JUST
10:49:45AM SIGNING OFF ON A FINANCE AGREEMENT.
10:49:47AM WE HAVE PROFESSIONALS REVIEWING EACH ONE OF THOSE DOCUMENTS,
10:49:50AM AND WE'RE NOT A CORPORATION THAT WOULD LIKE TO HAVE OUR NAME
10:49:56AM DRAGGED THROUGH THE MUD.
10:49:57AM I THINK THIS PROVIDES THOSE PROTECTIONS TO THOSE SMALL
10:50:00AM BUSINESS OWNERS.
10:50:00AM >>Howard Levitan: LET ME CONTINUE.
10:50:06AM >>Mayor Ribble: HANG ON.
10:50:07AM CAN I ASK A QUESTION?
10:50:08AM I WAS IN THE SESSION THE OTHER DAY.
10:50:09AM I THINK WE'RE MAKING THIS A LOT MORE DIFFICULT THAN WHAT IT
10:50:12AM NEEDS TO BE.
10:50:13AM FRANKLY, I'M DISAPPOINTED THAT EVEN BROUGHT UP THE R WORD.
10:50:17AM I DIDN'T ALLOW THE R WORD, WHICH IS [INAUDIBLE] TO BE

10:50:21AM DISCUSSED IN MY MEETING.
10:50:22AM I TOLD SIMON THAT WHEN HE CALLED ME AND GAVE ME THE PITCH
10:50:25AM THAT I WASN'T INTERESTED IN RETAIL.
10:50:27AM HEARD ALL KIND OF HORROR STORIES.
10:50:31AM RESIDENTIAL.
10:50:33AM ANYWAY, HEARD ALL KIND OF HORROR STORIES.
10:50:37AM I WASN'T EVEN INTERESTED IN TALKING ABOUT THIS AGAIN.
10:50:40AM STEVE, LET ME ASK YOU THIS QUESTION.
10:50:42AM IF WE AGREE TO THESE TWO PROJECTS, THE SKY BRIDGE AND THE
10:50:46AM PHOENIX, DOES THAT MEAN THAT THE OTHER PROJECTS THEY COME UP
10:50:49AM WITH HAVE TO BE APPROVED BY COUNCIL?
10:50:51AM THEY ALL HAVE TO BE APPROVED, CORRECT, OR NOT?

10:50:55AM >> WE SIGN AN AGREEMENT WITH THEM, THEY TAKE OVER.
10:50:58AM THESE TWO PROGRAMS THAT ENVIROSTRUCT IS PUSHING, THEY MAY BE
10:51:06AM FINE BECAUSE THEY ARE LARGE, BIG GUYS.
10:51:08AM THEY CAN TAKE CARE OF THEMSELVES.
10:51:11AM IT'S THE MOM-AND-POP SHOPS AND EVERYONE ELSE THAT CAN COME
10:51:15AM IN UNDER THIS THING THAT --
10:51:15AM >>Mayor Ribble: SEE, WE DIDN'T TALK ABOUT THAT.
10:51:18AM WHAT I WAS TOLD WAS YOU GUYS WERE ONLY 25% OF THE DEAL.
10:51:22AM THERE WERE THREE OTHER BANKS.
10:51:24AM THESE THREE BANKS BLESS THE DEAL OF MAKING YOU A FOURTH
10:51:28AM PARTNER.
10:51:28AM I FELT COMFORTABLE WITH THAT.
10:51:31AM THREE BANKS THAT ARE VETTING YOU FOLKS AND SAYING, YEAH,

10:51:34AM YOU'RE GOING TO BE ALLOWED TO BE PART OF THEIR DEAL, I
10:51:40AM THOUGHT THAT WAS CREDIBLE.
10:51:43AM NOW IT SOUNDS LIKE WE'RE GIVING THE KEYS TO THE KINGDOM
10:51:47AM HERE.
10:51:47AM >>Howard Levitan: LET ME ASK MORE QUESTIONS.
10:51:49AM MAYBE THAT WILL HELP YOU.
10:51:50AM DO YOU REQUIRE ALL THE LENDERS' CONSENT, ALWAYS?
10:51:54AM >> ON THE COMMERCIAL SIDE, YES.
10:51:56AM LENDER CONSENT IS REQUIRED.
10:51:58AM >>Howard Levitan: IF THE LENDERS -- THAT GIVES ME SOME
10:52:03AM COMFORT BECAUSE YOU'RE RIGHT, IF THERE IS A BANK INVOLVED
10:52:06AM AND THEY ARE AGREEING TO IT.
10:52:08AM SO WHAT I WOULD DO IF I WERE -- I THINK THERE CAN BE SOME
10:52:13AM GOOD THAT COMES OUT OF THIS.
10:52:15AM I'M NOT EXACTLY SURE ABOUT THE NEW CONSTRUCTION PART BECAUSE
10:52:18AM THAT TO ME SEEMS TO BE, LET'S GET A LOW RATE ON AS MUCH AS
10:52:23AM WE CAN SQUEEZED UNDER THIS PROGRAM.
10:52:25AM FIGURE THAT OUT BASED ON WHAT THE COSTS ARE GOING TO BE AND
10:52:29AM ADD THAT ON TO THE SAVINGS IN INTEREST RATE.
10:52:35AM BUT FOR THE SMALL BUSINESSES, I WOULD GO AHEAD AND THINK
10:52:40AM THIS WOULD BE OKAY IF WE EXCLUDE ALL SMALL BUSINESS AND
10:52:45AM EXCLUDE THE SMALL CONDOMINIUMS AND MULTIFAMILY PROPERTIES
10:52:52AM AND ALFs AND NURSING HOMES.
10:52:55AM WE SOMEHOW CREATE -- WE'LL DO THOSE KIND OF GUYS THAT ARE
10:53:03AM BIG ENOUGH, WITH BIG ENOUGH BANKS TO PROTECT THEMSELVES ON

10:53:09AM THE COMMERCIAL SIDE.
10:53:11AM BUT I ALSO WOULD WANT TO NOT BE INVOLVED IN A FORECLOSURE ON
10:53:16AM THESE THINGS BECAUSE THEN IT GETS STICKY.
10:53:19AM NOT ONLY WE'RE GIVING THESE GUYS THE SAME LEVEL OF SECURITY
10:53:26AM AS OUR OWN TAXES AND THE COUNTY TAXES.
10:53:30AM THAT SEEMS TO ME TO BE CRAZY, UNLESS THERE'S SOME
10:53:33AM PROTECTION.
10:53:34AM THE CORRECT PROTECTION WOULD BE TO REQUIRE THAT EVERY ONE OF

10:53:38AM THESE DEALS ESCROW THE ANNUAL CONTRIBUTION.
10:53:43AM >> I WANT TO MAKE SURE.
10:53:44AM SO ON THAT PROTECTION THAT YOU'RE TALKING ABOUT WITH THE
10:53:48AM TAXES, YOU ARE CORRECT.
10:53:50AM LET'S SAY THIS IS A 20-YEAR TERM.
10:53:52AM >>Howard Levitan: YOU CAN ONLY PUT A LIEN ON FOR YOUR ANNUAL
10:53:55AM CONTRIBUTION.
10:53:55AM >> THAT IS WHAT HAPPENS.
10:53:56AM THERE IS ONLY A LIEN FOR THAT ONE --
10:53:59AM >>Howard Levitan: WHAT I'M SUGGESTING IS EVERY ONE OF THESE
10:54:01AM DEALS HAS TO HAVE A REQUIREMENT IN IT THAT THE LENDER ESCROW
10:54:08AM THE ANNUAL CONTRIBUTION ON A MONTHLY BASIS SO THAT THERE
10:54:11AM NEVER CAN BE A LIEN.
10:54:14AM THAT'S POINT NUMBER ONE.
10:54:17AM POINT NUMBER TWO IS, SINCE YOU FUND UP FRONT, AM I CORRECT?
10:54:21AM YOU FUND ON CLOSING THE WHOLE THING, THAT THAT MONEY COULD
10:54:25AM BE PUT IN ESCROW AS WELL AND DISBURSED ALONG WITH THE

10:54:31AM CONSTRUCTION.
10:54:32AM I THINK YOU CAN DO THAT AND NOT AFFECT ENVIROSTRUCT'S DEAL
10:54:38AM AND NOT AFFECT ANYTHING.
10:54:39AM I WOULD TAKE AND LIMIT THIS TO REALLY BIG BUSINESS, TO BIG
10:54:44AM BUSINESS, BIG COMMERCIAL PROJECTS, AND I WOULD PROVIDE SOME
10:54:48AM PROTECTIONS IN THERE SO THAT WE DON'T HAVE TO GET INVOLVED
10:54:51AM IN A PROFICIENCY, AND THAT WE CLEARLY PROTECT THE SMALL
10:54:56AM BUSINESSES AND SMALL HOAs AND ALL THAT.
10:54:58AM SO I THINK YOU COULD STRUCTURE A DEAL THAT WE COULD LIVE
10:55:05AM WITH.
10:55:06AM >> QUESTION.
10:55:07AM ON THE ENABLING LEGISLATION -- WE'RE GETTING INTO AN AREA
10:55:10AM WHERE WE'RE NOT EXPERT ON THE PACE PROGRAM, FRANKLY.
10:55:13AM AND WE'RE TRYING TO RESPOND TO A COMMUNITY INTEREST IN AN
10:55:18AM APPROPRIATE WAY.
10:55:19AM A KEY QUESTION IS, CAN WE PUT CAVEATS OR EXCEPTIONS OR
10:55:24AM LIMITATIONS ON OUR ENABLING ORDINANCE TO ALLOW THIS TO
10:55:28AM PROCEED?
10:55:29AM OR WHEN THE COUNCIL ADOPTS THIS, IS IT FOR A WHOLE CATEGORY
10:55:34AM OF PROPERTY?
10:55:35AM CASE IN POINT --
10:55:40AM >>Howard Levitan: THE LEGISLATURE GAVE THEM THE POWER TO DO
10:55:43AM THIS ON ANYTHING THAT IS COMMERCIALY RELATED.
10:55:45AM >>Steven Sarkozy: CAN THE VILLAGE, THOUGH, LIMIT THAT
10:55:47AM FURTHER?

10:55:48AM >> YOU CAN GET WITH COUNSEL ON THE RESOLUTION AND WORK
10:55:53AM THROUGH THAT.
10:55:54AM I'M NOT AN ATTORNEY, BUT IF YOU GUYS WOULD LIKE TO WORK
10:55:57AM THROUGH THAT RESOLUTION OR YOU CAN DO THAT THROUGH THE

10:55:59AM AGREEMENTS.
10:56:00AM I'M NOT QUITE SURE WHAT'S LEGALLY ALLOWABLE.
10:56:03AM I WOULD LEAVE THAT TO MR. SAUNDERS TO GIVE YOU SOME
10:56:06AM DIRECTION ON THAT.
10:56:08AM >>Howard Levitan: YOU'RE JUST ONE OF FOUR.
10:56:09AM >> THAT'S CORRECT.
10:56:10AM WHAT WE TRY TO DO EVEN THOUGH I'M JUST PRESENTING TO YOU,
10:56:14AM WHAT WOULD HAPPEN WITH MR. SAUNDERS IS HE'S PRESENTED A
10:56:17AM RESOLUTION THAT WOULD ENABLE THE STAFF TO WORK WITH EACH OF
10:56:20AM THE DISTRICTS ON THEIR AGREEMENTS.
10:56:22AM SO THIS ONE RESOLUTION --
10:56:25AM >> ONLY WITH YOU.
10:56:25AM >> NO, NO.
10:56:26AM THIS ONE RESOLUTION WOULD BRING ALL THE DISTRICTS TO THE
10:56:28AM TABLE AND ALLOW STAFF TO WORK WITH THOSE AGREEMENTS.
10:56:32AM >>Mayor Ribble: HOW SOON ARE YOU GUYS LOOKING TO HAVE -- YOU
10:56:37AM NEED THIS TOMORROW?
10:56:39AM >> THIS IS A WORKSHOP ANYWAY.
10:56:40AM >>Mayor Ribble: I KNOW THAT.
10:56:41AM I WANT TO HEAR FROM THEM, HOWARD.
10:56:44AM THANKS.

10:56:44AM >> WE HAVE COMPLETED THE ENTITLEMENT, THE PERMITTING.
10:56:47AM OUR BUILDING PERMITS ARE SITTING ACROSS THE HALL HERE READY
10:56:50AM FOR PICKUP.
10:56:51AM WE'RE READY TO START CONSTRUCTION.
10:56:54AM THE FINANCING, WE HAVE OUR BANK LOAN, AND THEN AS THIS PACE
10:57:01AM WOULD FIT IN AS PART OF THE MEZZANINE DEBT OR ADDITIONAL
10:57:06AM EQUITY.
10:57:07AM IT FILLS A VOID THAT THE BANK DOES NOT PROVIDE.
10:57:12AM AND THE BANK IS IN FULL COMPLIANCE.
10:57:16AM THEY ARE IN AGREEMENT WITH C PACE.
10:57:20AM >> JUST OUT OF CURIOSITY, ARE THEY GOING TO REQUIRE AN
10:57:22AM ESCROW?
10:57:23AM >> YES.
10:57:24AM OH, YES.
10:57:28AM >>Howard Levitan: I ASKED HIM IF HIS BANK WAS GOING TO
10:57:31AM REQUIRE AN ESCROW OF THE ANNUAL MONEY?
10:57:33AM BECAUSE IT'S AHEAD OF THE BANK AND THE ANSWER WAS, OF
10:57:36AM COURSE.
10:57:41AM >>Mayor Ribble: BURT, HOW LONG WOULD IT TAKE TO YOU PUT
10:57:44AM SOMETHING TOGETHER FOR US TO LOOK AT?
10:57:47AM >>Burt Saunders: THE FIRST QUESTION WOULD BE WHETHER UNDER
10:57:50AM THE STATE LAW YOU CAN ADD ADDITIONAL LIMITATIONS.
10:57:52AM WE CAN FIND THAT OUT PRETTY QUICKLY.
10:57:54AM I WOULD THINK WE COULD HAVE SOMETHING TOGETHER IN A COUPLE
10:57:56AM OF WEEKS, ASSUMING THAT YOU HAVE THE AGREEMENT.

10:58:01AM THIS PARTICULAR AGREEMENT IS A GENERAL ONE THAT HAS
10:58:04AM RESIDENTIAL AND COMMERCIAL.
10:58:07AM >> THE RESOLUTION PROVIDED IS THE ONE I THINK WE EVEN USED
10:58:11AM IN COLLIER.
10:58:13AM >> THE RESOLUTION YOU GAVE US INCLUDES RESIDENTIAL.
10:58:22AM >> THAT'S PROVIDED BY THE GREATER GROUP OF THE PROVIDERS.
10:58:25AM C PACE ROLE NOW IS FINE.
10:58:28AM CHANGE THE RESOLUTION SO WE CAN PRESENT IT THAT WAY.
10:58:31AM FOR THIS MEETING --
10:58:37AM >>Howard Levitan: I'M TRYING TO GIVE YOU A WAY TO MOVE
10:58:40AM FORWARD THAT PROTECTS SMALL BUSINESSES, SMALL SITUATIONS AND
10:58:48AM GIVES US PROTECTION THAT WE AREN'T GOING TO GET INVOLVED IN
10:58:52AM A FORECLOSURE.
10:58:54AM YOU MENTIONED THE PHOENIX HOUSE.
10:58:56AM WE ALREADY HAD A BANKRUPTCY AND FORECLOSURE OF A NEW ALF IN
10:59:00AM ESTERO.
10:59:01AM I'M NOT REALLY TOO HOT ABOUT GETTING INVOLVED IN ANOTHER
10:59:05AM ONE.
10:59:09AM WE FOUND OUT ABOUT THAT DURING THE SUMMER.
10:59:11AM WHAT HAPPENS IN THOSE SITUATIONS WHERE THE ECONOMICS OF THE
10:59:15AM DEAL, NO ONE IS LOOKING REALLY AT THE ECONOMICS BECAUSE, AND
10:59:20AM WHAT HAPPENS TO ALL THE OLD FOLKS IN THE ALF WHEN THE THING
10:59:24AM GOES BANKRUPT?
10:59:25AM THEY ARE STILL OPERATING.
10:59:26AM HOPEFULLY THAT'S NOT GOING TO BE A PROBLEM WITH A BIG

10:59:28AM COMPANY LIKE PHOENIX.
10:59:32AM I UNDERSTAND WHY YOU WANT TO DO THIS BECAUSE YOU'RE GOING TO
10:59:35AM SAVE SOME MONEY ON INTEREST.
10:59:37AM EVEN AFTER ALL THE \$60,000 OF EXPENSES.
10:59:41AM AND COSTS.
10:59:43AM AND THAT'S AN ECONOMIC DECISION.
10:59:45AM BUT I THINK OUR JOB, IF WE'RE GOING TO GET INVOLVED, IS TO
10:59:48AM PROTECT THE PEOPLE THAT CAN'T HELP THEMSELVES.
10:59:52AM I UNDERSTAND YOU SAY, WELL, WE'LL PROTECT THEM BECAUSE WE
10:59:54AM HAVE THE BIG TEAM.
10:59:56AM AND MAYBE YOU WILL.
10:59:58AM I'M NOT SURE THAT GOVERNMENT SHOULD BE INVOLVED AND JUST
11:00:02AM TAKE THAT ON FULL FAITH.
11:00:05AM >>Mayor Ribble: JON, YOU'RE UP.
11:00:07AM >>Jon McLain: GO AHEAD AND ANSWER HIS QUESTION.
11:00:10AM >> WELL, JUST A POINT OF INFORMATION, AND WE MAY DIFFER A
11:00:14AM LITTLE ON THIS OPINION.
11:00:16AM I THINK MANY OF THE SMALL BUSINESSES ARE VERY ASTUTE AND
11:00:20AM SENSITIVE TO THEIR BOTTOM LINE AND CASH-FLOW POSITIONS.
11:00:24AM IF THE VILLAGE CAN OFFER A PROGRAM THAT CAN HELP THEM
11:00:29AM CONTINUE THEIR OPERATIONS IN A MORE COST-EFFECTIVE WAY, I DO
11:00:34AM THINK THAT IS THE ROLE OF THE VILLAGE TO HELP THEM.

11:00:39AM >> I'D LIKE TO TAKE BABY-STEPS FIRST.
11:00:45AM >>Jon McLain: AS A BUSINESS ENTERPRISE, IS YOUR PRIME
11:00:47AM MOTIVATION FOR THIS PROGRAM REDUCTION IN YOUR INTEREST

11:00:50AM COSTS?
11:00:51AM IS THAT THE REAL MOTIVATION THAT YOU HAVE IN THIS?
11:00:55AM I'M HAVING A HARD TIME UNDERSTANDING WHERE THAT BENEFIT IS.
11:00:59AM >> YOU'VE GOT TO SAY YES TO THAT.
11:01:01AM >> YES, AND THERE ARE ECONOMIC HEADWINDS.
11:01:06AM >>Mayor Ribble: LISTEN TO HOWARD, WHATEVER HE SAYS -- BUT
11:01:12AM THAT'S THE ONLY REASON?
11:01:13AM >> YOU'RE DOING THIS LARGE PROJECT, MULTIMILLIONS, YOU'VE
11:01:17AM GOT A PRIMARY BANK THAT'S FINANCING.
11:01:19AM >> WE HAVE AN EQUITY PARTNER THAT HAS PROVIDED EQUITY TO DO
11:01:23AM THE DEAL.
11:01:24AM >>Jon McLain: THE WHOLE PROJECT, INCLUDING WHEN THOSE AIR
11:01:27AM CONDITIONING AND ROOFS, NOW WHAT YOU'RE DOING IS CARVING OUT
11:01:31AM A PORTION OF THOSE BENEFITS THAT PACE COULD OFFER TO YOU.
11:01:37AM THE ULTIMATE REASON FOR THE COMPLEXITY OF THE FINANCING IS
11:01:42AM YOUR OPERATING COSTS ARE GOING TO BE REDUCED.
11:01:45AM >> SIMILAR TO A HOUSE MORTGAGE.
11:01:49AM WE CANNOT GET 100% FINANCING.
11:01:53AM SO THE PACE FINANCING HELPS WITH REPLACING EITHER A
11:01:58AM MEZZANINE DEBT, WHICH IS MORE EXPENSIVE OR AN ADDITIONAL
11:02:02AM EQUITY POSITION.
11:02:04AM THAT'S WHERE THE SAVINGS IS.
11:02:05AM BECAUSE THE MEZZANINE IS GOING TO BE MORE EXPENSIVE.
11:02:08AM YOUR BANK ISN'T GOING TO FUND A HUNDRED PERCENT.
11:02:10AM CURRENTLY, THE BANKS ARE PULLING BACK.

11:02:15AM THEY ARE BEING A LITTLE MORE RESERVED.
11:02:20AM >> I CAN UNDERSTAND THAT POSITION.
11:02:21AM HEY, YOU'LL PUT UP 20%, WHATEVER IT IS.
11:02:24AM GROWING FINANCING, 80%, LET'S SAY.
11:02:27AM NOW YOU'RE GOING IN AND YOU SAY, WELL, WE HAVE A NEW METHOD
11:02:30AM THAT SAYS WE'RE NOT GOING TO FINANCE ONLY 80.
11:02:35AM WE'RE GOING TO FINANCE, LET'S SAY, 90 TO MAKE IT EASY.
11:02:39AM DOESN'T THAT REDUCE -- IT INCREASES THE RISK TO YOUR PRIMARY
11:02:46AM FINANCIAL INSTITUTION.
11:02:51AM IT LOOKS LIKE YOU ARE OVER LEVERAGED, POTENTIALLY.
11:02:55AM >> TO ME, IF YOU HAVE A PROJECT, A REAL ESTATE PROJECT, YOU
11:02:59AM CAN'T FINANCE ON A NORMAL BASIS WHATEVER THAT IS IN THE
11:03:02AM MARKET TODAY, THAT MEANS IT'S GOT MORE LEVERAGE THAN -- AND
11:03:11AM THAT'S RISKY, TOO.
11:03:13AM ESPECIALLY IN PROJECTS THAT ARE RESIDENTIAL IN CHARACTER,
11:03:17AM LIKE ALFs, NURSING HOMES, AND EVEN HOAs IN SOME CASES.
11:03:24AM >> I THINK THIS IS MORE OF A REPLACEMENT, ONE FOR ONE FOR
11:03:28AM DIFFERENT FINANCING MECHANISM.

11:03:29AM IT'S NOT CHANGING THE LEVERAGE.
11:03:33AM IT'S NOT CHANGING THOSE ITEMS.
11:03:35AM IT'S JUST REPLACING DIFFERENT PLAYERS ON THE BALL FIELD.
11:03:39AM MAYBE A BANK OF AMERICA VERSUS A CHASE BANK.
11:03:41AM YOU'RE LOOKING AT DIFFERENT PLAYERS, THEY ALL HAVE A
11:03:43AM POSITION IN IT.
11:03:44AM THEY ALL HAVE THEIR RIGHTS AND THEIR SENIORITY BASED ON

11:03:50AM WHERE THEY ARE POSITIONED.
11:03:53AM PERSONALLY, I DON'T NECESSARILY --
11:03:57AM >>Nick Batos: I HAVE TWO THINGS.
11:03:58AM ONE, TO CLARIFY IN MY OWN MIND, WHEN THESE FEES OR THIS
11:04:02AM CHARGE WE PUT ON THE TAX ROLL.
11:04:05AM SO WE WOULD END UP COLLECTING IT HERE IN THE VILLAGE.
11:04:09AM >> LEE COUNTY TAX COLLECTOR.
11:04:12AM >>Nick Batos: IT WOULDN'T COME THROUGH US AT ALL.
11:04:14AM >> NO, SIR.
11:04:16AM >>Howard Levitan: WE'RE OUT OF IT.
11:04:17AM ALL WE DO IS SIGN THAT AGREEMENT AND MAKE SURE THAT IT NEVER
11:04:21AM CAN COME BACK TO US.
11:04:24AM THE LAWYERS TO SAY -- ALMOST OUR FIRST ZONING ACTION WAS THE
11:04:34AM CONTINUING CARE FACILITY AT THE CORNER OF THREE OAKS AND
11:04:39AM CORKSCREW.
11:04:42AM IN THAT BIG FIELD THAT IS STILL A BIG FIELD.
11:04:46AM A WEEK LATER AND SAID, WELL, YOU HAVE TO SIGN UP AND GET US
11:04:50AM \$160 MILLION BOND ISSUE.
11:04:53AM WELL, THAT'S STILL A FIELD.
11:04:57AM THAT WAS THE SAME KIND OF DEAL THAT THIS IS.
11:05:01AM THIS IS GOVERNMENT FACILITATING A PRIVATE FINANCING ON SOME
11:05:08AM KIND OF BASIS TO SAVE SOMEBODY SOME MONEY.
11:05:10AM NOT US.
11:05:11AM AND I JUST WONDER IF THAT'S THE APPROPRIATE ROLE OF
11:05:14AM GOVERNMENT.

11:05:16AM >>Nick Batos: LET ME FINISH MY SECOND THOUGHT.
11:05:20AM IT'S A THOUGHT RATHER THAN A QUESTION.
11:05:21AM WE HAVE SINCE, I GUESS, THE EARLY 2000s AS AN AREA AND
11:05:29AM ESPECIALLY SINCE WE BECAME A CITY, WE REQUIRE DEVELOPERS TO
11:05:35AM MEET A CERTAIN HIGHER STANDARD.
11:05:37AM WE EXPECTED THAT OF THEM, AND THERE WAS SOME RELUCTANCE AT
11:05:44AM TIMES AND THEY HAVE COME THROUGH.
11:05:46AM THOSE PEOPLE WHO DEVELOP HERE HAVE COME UP WITH BETTER
11:05:49AM PROJECTS, SOMETIMES COSTING MORE MONEY.
11:05:52AM I THINK THAT ONE OF THE THINGS WE CAN DO IS THAT IF THERE
11:05:58AM ARE THOSE BUSINESSES, WHETHER IT BE COCONUT POINT OR
11:06:02AM PROJECTS THAT ARE BEING BROUGHT IN FRONT OF US TODAY, IF
11:06:05AM THERE ARE THINGS THAT WE CAN DO TO HELP MAKE THOSE
11:06:08AM BUSINESSES MORE SUCCESSFUL, I THINK THAT IS PART OF WHAT WE

11:06:12AM SHOULD DO, LIVING UP TO OUR SIDE OF WHAT WE ASKED THEM TO BE
11:06:16AM AS FAR AS COMING TO ESTERO.
11:06:19AM >>Mayor Ribble: STEVE, YOU HAVE --
11:06:21AM >>Steven Sarkozy: YEAH.
11:06:22AM YOU KNOW, I'VE HAD THE OPPORTUNITY TO MEET WITH THE
11:06:25AM APPLICANTS HERE AND ALSO THINK THROUGH THE PACE PROGRAM.
11:06:28AM I THINK WE'RE ALL STRUGGLING WITH WHAT IS A PUBLIC PURPOSE
11:06:32AM HERE.
11:06:33AM BECAUSE THAT'S REALLY WHAT IS THE ISSUE BEFORE THE VILLAGE.
11:06:37AM AND CERTAINLY, THE PRIMARY PUBLIC PURPOSE THAT THE
11:06:41AM APPLICANTS ARE LOOKING FOR IS THE FINANCING MECHANISM.

11:06:45AM BUT ALTERNATIVELY, ON OUR SIDE OF THE LEDGER, IF WE CAN
11:06:53AM REQUIRE OF THE APPLICANTS WHETHER IT'S NEW CONSTRUCTION OR
11:06:57AM RETROFITS, CERTAIN THINGS THAT ARE BENEFICIAL TO THE
11:07:01AM COMMUNITY, MAYBE NOT DIRECTLY TO THE VILLAGE BUT DIRECTLY TO
11:07:05AM THE COMMUNITY AT-LARGE, THERE MAY BE -- THAT MAY BE THE
11:07:09AM NEXUS THAT WE LOOK AT.
11:07:10AM AT LEAST THAT'S WHAT I'M LOOKING AT.
11:07:12AM IN THIS CASE, IF A NEW HOTEL IS MORE RESILIENT TO A
11:07:16AM HURRICANE, AND WE DON'T HAVE TO DEAL WITH PEOPLE THAT HAVE
11:07:20AM TO VACATE AND, ALTERNATIVELY, IF WE HAVE A SAFE HAVEN DURING
11:07:24AM A HURRICANE IN THAT LOCATION, THAT'S A PLUS.
11:07:27AM THE SAME THING WOULD BE TRUE FOR A NURSING HOME.
11:07:32AM THAT'S ON THE NEW CONSTRUCTION SIDE.
11:07:36AM ON THE UPGRADE SIDE, FOR AN EXISTING BUSINESS, WE'VE HAD
11:07:40AM SOME DISCUSSIONS WITH COCONUT POINT MALL, AS I'VE MENTIONED
11:07:43AM TO YOU IN THE PAST, ABOUT THEM CONTRIBUTING TO SOME OF THE
11:07:47AM PUBLIC IMPROVEMENTS ON PUBLIC LAND BUT ADJACENT TO THEIR
11:07:51AM FACILITY.
11:07:51AM WE'RE NOT THERE WITH A PROPOSAL YET, BUT THAT IS ONE WAY OF
11:07:56AM AT LEAST PROVIDING A NEXUS BETWEEN YOUR ACTIONS AND WHAT'S
11:08:05AM OUR PURPOSE HERE.
11:08:06AM THAT'S THE WAY I'M THINKING ABOUT IT.
11:08:10AM THAT'S NOT NECESSARILY THE RIGHT WAY TO THINK ABOUT IT, BUT
11:08:13AM I'M LETTING YOU KNOW HOW --
11:08:20AM >>Nick Boesch: I THINK PERSONALLY WE'RE IN AGREEMENT TO

11:08:25AM THE -- HOWARD IS TRYING TO MAKE SURE WE DON'T GET INVOLVED
11:08:28AM AND ALREADY BEEN BURNT, NOT BURNT BUT ALREADY HAD THE
11:08:33AM OCCASION OF ONE GOING OUT OF BUSINESS.
11:08:36AM AND WE DON'T WANT TO GET INVOLVED IN FORECLOSURES AND THAT
11:08:39AM KIND OF STUFF.
11:08:43AM I THINK HOWARD IS SUGGESTING WE MAKE A RESOLUTION, A
11:08:45AM RESOLUTION THAT WOULD BE IN ACCORDANCE WITH THAT.
11:08:48AM THAT'S WORKABLE AND HOWARD CAN WORK WITH YOU ON THAT, I
11:08:53AM THINK MAYBE WE CAN TALK ABOUT GOING FORWARD WITH THE
11:08:56AM PROGRAM.

11:08:58AM WE CERTAINLY DON'T WANT TO GET INVOLVED WITH FORECLOSURES
11:09:02AM FOR SURE, BUT WE DO WANT TO HELP ANY DEVELOPER WHO IS GOING
11:09:09AM TO COME IN AND DO A PROJECT HERE.
11:09:12AM I THINK THIS CAN EASILY BE SOLVED BY MAYBE, STEVE, YOU AND
11:09:17AM HOWARD AND YOU GUYS SITTING DOWN AND WORKING OUT SOMETHING
11:09:22AM IN A RESOLUTION, WHATEVER THE CASE, THAT WOULD BE WORKABLE
11:09:26AM FOR US TO HELP THE PEOPLE WHO WANT TO BUILD HERE, DEVELOP
11:09:30AM HERE OR FIX HERE, WHICH WOULD BE GOOD.
11:09:34AM ALSO, YOU WANT TO MAKE SURE THAT WE -- BUT SOMEDAY, IF IT
11:09:40AM HAPPENS LIKE HOWARD SAYS, THEY ARE NOT GOING TO GO TO YOU.
11:09:45AM THEY'LL COME TO US AND SAY, HOW DID YOU THREAT HAPPEN?
11:09:49AM >> UNDERSTOOD.
11:09:50AM >>Vice-Mayor Errington: HOW MANY MUNICIPALITIES ARE
11:09:53AM PARTICIPATING WITH YOU IN THE STATE OF FLORIDA?
11:09:55AM >> I DON'T HAVE THE NUMBER DIRECTLY OFF THE TOP OF MY HEAD.

11:09:59AM RIGHT NOW, FROM I-4 SOUTH, AS THE PROVIDERS CAME HERE, THEY
11:10:04AM BEGAN IN SOUTHEAST FLORIDA.
11:10:06AM SO YOU HAVE MIAMI-DADE, BROWARD, PALM BEACH COUNTY, AND
11:10:11AM MOVING NORTHWARD IT CAME OVER HERE TO THE WEST, AND THEN
11:10:14AM IT'S OVER IN HILLSBOROUGH, PASCO COUNTY, AND MOVING ALONG
11:10:18AM THE I-4 CORRIDOR AND THEN IT'S ALSO -- WE'RE LOOKING AT A C
11:10:22AM PACE ONLY PROGRAM TRYING TO WORK TOWARDS THAT IN
11:10:25AM JACKSONVILLE AND ALSO IN POLK COUNTY.
11:10:27AM I COULDN'T GIVE YOU THE DIRECT NUMBER OFF THE TOP OF MY
11:10:31AM HEAD, BUT IT'S ONLY BEEN AVAILABLE HERE IN FLORIDA FOR ABOUT
11:10:34AM FIVE YEARS.
11:10:35AM SO WE HAVE TO GO THROUGH THIS PROCESS WITH EACH COUNCIL OR
11:10:40AM EVERY COUNTY THAT WE GO INTO.
11:10:43AM IT'S A LITTLE BIT OF A SLOW PROCESS.
11:10:45AM IT'S OKAY.
11:10:46AM HOWARD IS HERE TO PROTECT HIS PROPERTY OWNERS.
11:10:53AM >> [INAUDIBLE]
11:10:53AM >> NO.
11:10:54AM AND WE'RE DEALING WITH WORKING WITH LEE COUNTY RIGHT NOW.
11:10:57AM IN ALL HONESTY, YOU GUYS KNOW IN COLLIER COUNTY --
11:11:02AM >> NEVER BEEN A COMMISSION MORE PRODEVELOPMENT THAN LEE
11:11:04AM COUNTY, AND THEY HAVE ...
11:11:08AM >>Vice-Mayor Errington: IS THE FLORIDA LEAGUE OF CITIES
11:11:10AM INVOLVED IN THIS AT ALL?
11:11:11AM >> I'M NOT AWARE OF THAT.

11:11:15AM >> INVOLVED IN WHAT WAY?
11:11:17AM >>Vice-Mayor Errington: PRESENTING.
11:11:19AM LETTING THEM KNOW --
11:11:20AM >> THEY HAVEN'T ENDORSED YOU AS FAR AS I KNOW.
11:11:23AM >> NOT THAT I KNOW OF.
11:11:24AM I'M NOT HEAVILY INVOLVED IN THAT SIDE.

11:11:26AM IF THEY HAVE, I WOULD NOT HAVE KNOWN.
11:11:28AM >>Vice-Mayor Errington: I WOULD THINK THAT AFTER LISTENING
11:11:30AM TO THIS DISCUSSION, THAT IF YOU EXCLUDE SMALL BUSINESSES,
11:11:34AM THAT WOULD BE KIND OF AN ACT OF DISCRIMINATION.
11:11:37AM I THINK FOLKS NEED TO HAVE -- I MEAN, BIG COMPANIES FAIL
11:11:42AM JUST AS BADLY AS SMALL COMPANIES.
11:11:45AM THIS NURSING HOME, IS IT A BIG GRIEF TO US?
11:11:50AM IT'S PROBABLY A GRIEF TO PEOPLE WHO ARE RESIDENTS THERE.
11:11:55AM THEY HAVE A BIG COMPANY.
11:11:57AM THAT'S MY UNDERSTANDING.
11:11:58AM THEY OUGHT TO BE ABLE TO TAKE CARE -- THEY ARE GOING TO STAY
11:12:01AM IN BUSINESS FOR A WHILE ANYWAY.
11:12:03AM BUT JUST BECAUSE YOU'RE BIG DOESN'T MEAN YOU'RE GOING TO
11:12:06AM SUCCEED.
11:12:07AM WE'VE SEEN THIS OVER AND OVER AND OVER.
11:12:09AM AND JUST BECAUSE YOU'RE SMALL, DOESN'T MEAN YOU DON'T KNOW
11:12:12AM WHAT YOU'RE DOING AND NOT KNOW HOW TO HANDLE YOUR FINANCES.
11:12:16AM I FEEL THAT IF WE DO SOMETHING, IT SHOULD BE -- I THINK IT
11:12:22AM WAS KIND OF WHAT NICK REFERRED TO.

11:12:25AM IT SHOULD BE EVERYBODY IN THE COMMUNITY OUGHT TO FEEL LIKE
11:12:28AM THEY HAVE AN OPPORTUNITY OR ELSE WE HAVE TO HAVE THE
11:12:33AM DIFFICULT TASK OF SAYING, WELL, YOU'RE TOO SMALL.
11:12:37AM YOU DON'T FIT.
11:12:38AM YOU CAN'T DO THIS.
11:12:41AM I DISAGREE WITH THAT ANALOGY.
11:12:43AM SO I THINK WE NEED TO HAVE -- LOOK AT IT AS A WAY, IF WE DO
11:12:47AM IT, WE DO IT FOR ALL.
11:12:50AM I THINK IT'S A GOOD IDEA BECAUSE YOU ARE SUSTAINING -- I
11:12:53AM LIKE THE IDEA.
11:12:54AM YOU'RE MAKING STRUCTURES STRONGER AND GIVING PEOPLE THE
11:12:58AM OPPORTUNITY AND UNDERSTANDING THE BUILDING COSTS HAVE GONE
11:13:02AM UP, UP, UP LIKE THREE TIMES THIS YEAR.
11:13:06AM IS THAT CORRECT?
11:13:07AM THAT WHAT YOU'RE HEARING?
11:13:08AM THE CONSTRUCTION COSTS THREE TIMES WHAT IT WAS THIS TIME
11:13:14AM LAST YEAR.
11:13:14AM WHATEVER WE COULD DO TO HELP YOU, HELP NOT YOU, BUT HELP US,
11:13:19AM OUR COMMUNITY.
11:13:23AM >> AS A NEW PROJECT, WOULD YOU NOT PUT IN IMPACT GLASS
11:13:26AM WINDOWS IF YOU DON'T HAVE ACCESS TO THIS PROGRAM?
11:13:29AM JUST PUT IN STANDARD WINDOWS?
11:13:31AM IS THAT PART OF THE DECISION PROCESS?
11:13:33AM >> WE WANT TO PROVIDE A HIGH-QUALITY PRODUCT.
11:13:36AM WE'RE PUTTING IN THE IMPACT GLASS REGARDLESS.

11:13:41AM WE DO WANT TO PROVIDE SOME OF THE MORE ADVANCED REFRIGERANTS
11:13:45AM SYSTEMS FOR THIS PARTICULAR HOTEL.

11:13:47AM IN PARTICULAR, IT IS A VARIABLE REFRIGERANT FLOW SYSTEM THAT
11:13:52AM IS GOING TO BE HIGHLY EFFICIENT.
11:13:54AM MUCH MORE EFFICIENT THAN THE WINDOW UNITS THAT YOU MIGHT SEE
11:13:57AM IN SOME OF THE OTHER PLACES.
11:13:58AM SO THERE ARE SOME THINGS THAT WE WOULD LIKE TO INCLUDE THAT
11:14:01AM ARE PART OF THIS PACE PROGRAM THAT WE WOULDN'T INCLUDE
11:14:05AM OTHERWISE.
11:14:07AM >>Howard Levitan: WHAT DO YOU DO IF WE DON'T HAVE A PACE --
11:14:10AM >> GO BACK TO THE DRAWING BOARD?
11:14:14AM >>Howard Levitan: AND WOULD YOU ELIMINATE THE TWO FEATURES
11:14:16AM YOU JUST TALKED ABOUT?
11:14:17AM >> THE IMPACT GLASS WE'RE DEFINITELY DOING.
11:14:22AM BUT MAYBE NOT THE HIGHER QUALITY REFRIGERANT SYSTEM.
11:14:27AM >> EVEN THOUGH IT'S MORE EFFICIENT FOR YOU ON A LONG-TERM
11:14:29AM BASIS.
11:14:30AM >> EXACTLY.
11:14:30AM EXACTLY.
11:14:31AM >>Mayor Ribble: HAS ANYONE SIGNED UP TO TALK ABOUT THIS?
11:14:34AM NO.
11:14:38AM >>Jim Boesch: NO COST OR LIABILITY, LIABILITY TO THE
11:14:43AM GOVERNMENT WHICH, OF COURSE, IS US.
11:14:46AM SO WHAT KIND OF A STATEMENT DO YOU GIVE WHEN WE HAVE NO
11:14:50AM LIABILITY AT ALL --

11:14:52AM >> SO WHAT WE DO, AGAIN, I'M NOT A COUNSELOR.
11:14:56AM WHAT I WOULD SAY TO YOU IS WE WORK WITH BURT AND THERE IS AN
11:14:59AM INDEMNIFICATION SECTION THAT YOU GUYS WOULD HOLD ONTO AND GO
11:15:02AM TO BURT ABOUT AND SAY, DOES THIS PROTECT US?
11:15:07AM THAT'S WHAT YOU GUYS WOULD NEED TO LOOK TOWARDS.
11:15:09AM >>Mayor Ribble: AT THE END OF THE DAY, YOU AND BURT WOULD
11:15:11AM GET TOGETHER?
11:15:13AM IS THAT WHAT I'M HEARING?
11:15:14AM >>Burt Saunders: I'D LIKE TO GET A LITTLE BIT OF GUIDANCE
11:15:17AM FROM THE COUNCIL AS TO WHETHER YOU WANT TO HAVE A COMMERCIAL
11:15:20AM PROGRAM THAT'S NOT RESTRICTED OR IF YOU WANT TO GO ALONG THE
11:15:25AM LINES OF COUNCILOR LEVITAN'S COMMENTS ABOUT TRYING TO
11:15:31AM RESTRICT THIS.
11:15:32AM IF YOU WANT TO RESTRICT IT, WE NEED TO MAKE SURE YOU CAN DO
11:15:35AM THAT AND THEN WE HAVE TO FIGURE OUT WHAT THOSE RESTRICTIONS
11:15:38AM ARE.
11:15:38AM IF THAT'S NOT THE DIRECTION YOU WANT TO GO IN, YOU WANT TO
11:15:41AM GO IN A REGULAR COMMERCIAL PROGRAM, THEN THAT MAKES THINGS A
11:15:44AM LITTLE SIMPLER IN TERMS OF COMING BACK TO YOU.
11:15:47AM THE ISSUE OF WHETHER THERE'S ANY POTENTIAL LIABILITY, I
11:15:50AM THINK THERE IS SOME LITIGATION OUT IN CALIFORNIA WHERE LOCAL
11:15:54AM GOVERNMENTS HAVE BEEN KIND OF BROUGHT IN AS A DEFENDANT IN
11:15:57AM SOME LITIGATION BECAUSE OF SOME ISSUES DEALING WITH A
11:16:01AM RESIDENTIAL PROGRAM.

11:16:02AM I'M NOT SURE ABOUT THE COMMERCIAL SIDE.

11:16:04AM >>Howard Levitan: THE FACT THAT THEY MAY INDEMNIFY US
11:16:10AM DOESN'T GIVE ME A WHOLE LOT OF CONFIDENCE BECAUSE WE DON'T
11:16:11AM KNOW WHAT KIND OF FINANCIAL POSITION THEY HAVE OR THE OTHER
11:16:13AM THREE OR FOUR THAT DO THIS.
11:16:15AM YOU CAN GET SUED BY ANYBODY FOR ANY REASON.
11:16:18AM WE LIVE IN THE UNITED STATES.
11:16:20AM WE'RE AT LEAST OPENING OURSELVES UP TO LITIGATION COSTS AS
11:16:24AM WE DID ON THAT BOND ISSUE, WITH NO BENEFIT TO US OTHER THAN
11:16:29AM GET THE PROJECT DONE FOR THEM.
11:16:32AM >> THAT WHY I WANTED TO MENTION --
11:16:35AM >> ALSO, IN THE AGREEMENTS, IF I MAY POINT OUT, IN THE
11:16:37AM PREAMBLES OF THE AGREEMENT, BURT WILL, WHEN HE IS ABLE TO
11:16:41AM HAVE THE OPPORTUNITY TO GO THROUGH IT, HE'LL SEE THE
11:16:44AM RECOGNITION IN THE PREAMBLE OF THE VILLAGE'S SOVEREIGN
11:16:48AM IMMUNITY.
11:16:48AM SO THERE ARE ACKNOWLEDGMENTS REGARDING THE INDEMNIFICATIONS
11:16:54AM AND LIABILITIES AND THE SOVEREIGN IMMUNITY OF THE VILLAGE.
11:17:00AM >> HOWARD BROUGHT UP A POINT ABOUT NO ADVANTAGE TO US.
11:17:02AM I REALLY DON'T AGREE WITH THAT.
11:17:06AM THE ADVANTAGE TO US IS IF WE CAN HAVE A HEALTHIER AND MORE
11:17:09AM VIBRANT BUSINESS COMMUNITY THAT IS LIVING UP TO THE HIGHER
11:17:12AM STANDARDS THAT WE HAVE, IT IS AN ADVANTAGE TO THE RESIDENTS
11:17:15AM OF ESTERO AND TO US AS A GOVERNMENT.
11:17:18AM >> ADDS JOBS TO THE COMMUNITY.
11:17:21AM >>Nick Batos: I THINK IT IS AN ADVANTAGE TO US.

11:17:23AM >>Mayor Ribble: I AGREE, NICK.
11:17:24AM >> COUNCIL, MAYOR, VICE-MAYOR, JEFF MAAS, CFO FOR
11:17:29AM ENVIROSTRUCT.
11:17:30AM I THINK THIS PROGRAM, I UNDERSTAND HOWARD'S CONCERNS
11:17:36AM REGARDING THE SMALLER, BUT THEN AS KATY SAID, A PROGRAM LIKE
11:17:40AM THIS HANDLED PROPERLY CAN BE OF BENEFIT TO THE SMALLER
11:17:45AM BUSINESSES.
11:17:46AM YOU CAN LOOK AT IT AND SAY, OKAY, MAYBE THIS PERSON DOESN'T
11:17:49AM HAVE ACCESS TO GET A BANK LOAN TO DO THEIR AIR-CONDITIONING
11:17:53AM THAT THEY NEED.
11:17:54AM RATHER THAN MAYBE PUTTING THIS ON THEIR CREDIT CARD DEBT AT
11:17:57AM 15, 20 PERCENT, THEY CAN GO GET A FACILITY LIKE THIS AND IT
11:18:00AM COULD BE A BENEFIT.
11:18:01AM I UNDERSTAND WHAT YOU'RE SAYING, HOWARD.
11:18:03AM HAS TO BE HANDLED CORRECTLY.
11:18:05AM I DEFINITELY UNDERSTAND THAT.
11:18:06AM MAYBE FOR CLARITY ALSO, IN DEFENSE OF OUR POTENTIAL CLIENT
11:18:11AM CUSTOMER ON THE ASSISTED LIVING, I THINK THE FACILITY THAT
11:18:16AM IS HAVING THE DIFFICULTIES IS THE MEMORY CARE UNIT THAT IS
11:18:20AM ON 41.

11:18:21AM IT'S NOT AN ASSISTED LIVING FACILITY.
11:18:24AM IT'S OUR UNDERSTANDING FROM THEIR MARKET STUDIES THAT THESE
11:18:27AM -- ALL THESE ALFs ARE OPERATING AT A 90% CAPACITY RIGHT
11:18:30AM NOW.
11:18:30AM AS FAR AS BUILDING A NEW FACILITY THERE, ANY CONCERN OF IT,

11:18:35AM AGAIN, GOING INTO SOME TYPE OF FORECLOSURE, BANKRUPTCY, I
11:18:39AM JUST WANTED TO MAKE THAT CLARIFICATION.
11:18:42AM THANK YOU.
11:18:44AM >> IF I COULD CLARIFY ONE THING, THOSE BONDS WOULD BE IN
11:18:47AM FDFC'S NAME.
11:18:50AM THOSE BONDS ARE NOT ON THE VILLAGE OF ESTERO.
11:18:52AM I JUST WANTED TO MAKE SURE THAT WAS CLARIFIED.
11:18:55AM >> LOOKING AT THE LARGE VERSUS SMALL, I THINK I'M IN FAVOR
11:18:58AM OF GIVING IT TO ANYBODY WHO CAN QUALIFY.
11:19:00AM PART OF YOUR FEES ARE 3 TO 6 PERCENT YOU HAVE.
11:19:02AM YOU'RE GOING THROUGH AN APPROVAL PROCESS.
11:19:04AM YOU'RE NOT JUST HANDING OUT MONEY.
11:19:06AM >> THAT'S CORRECT.
11:19:08AM >> YOU'RE GOING TO LOOK AT A SMALL BUSINESS JUST LIKE A
11:19:10AM LARGE BUSINESS AND SAY, CAN YOU FINANCIALLY RETURN --
11:19:14AM >> THAT'S RIGHT.
11:19:14AM THE SENIOR LENDER WOULD BE LOOKING AT THIS DEAL AND MAKING A
11:19:18AM DETERMINATION, IF THAT IS VIABLE FOR THEM TO APPROVE OR GIVE
11:19:21AM CONSENT ON.
11:19:22AM >>Mayor Ribble: OKAY.
11:19:23AM SO IT'S THE APPETITE OF THE COUNCIL, THE WAY IT SOUNDS, NO
11:19:27AM TO THE RESTRICT THIS UNDER THE COMMERCIAL UMBRELLA.
11:19:29AM >> IT WOULD BE A STRAIGHT COMMERCIAL PROGRAM.
11:19:32AM THAT WOULD BE SIMPLER, OBVIOUSLY, TO PUT TOGETHER.
11:19:36AM I'LL WORK WITH THE PACE FOLKS.

11:19:43AM THE ISSUE WHEN TO BRING IT BACK, I THINK THE SECOND MEETING
11:19:45AM IN NOVEMBER.
11:19:45AM DOES THAT SOUND REASONABLE?
11:19:48AM >>Steve Sarkozy: I'M NOT SURE ABOUT THAT.
11:19:50AM LET ME CLARIFY, BECAUSE THE FIRST THRESHOLD QUESTION WAS FOR
11:19:55AM ALL COMMERCIAL OR RESTRICTED.
11:19:57AM WHAT YOU'RE SUGGESTING IS THAT IT BE ALL COMMERCIAL.
11:20:04AM >> YES.
11:20:04AM >>Steven Sarkozy: WHAT ABOUT SOME OF THE ADDITIONAL
11:20:08AM PROTECTIONS IN THERE OR CRITERIA?
11:20:14AM ONES THAT HAVE BEEN MENTIONED IS, WHAT ABOUT A FORECLOSURE
11:20:19AM WAIVER SO THAT WE'RE PROTECTED, WHAT ABOUT NEW VERSUS
11:20:25AM RETROFITS.
11:20:26AM THIS IS NEW CONSTRUCTION, COCONUT POINT MALL WOULD BE A
11:20:30AM RETROFIT.
11:20:31AM AND THEN WHAT ABOUT SOME TYPE OF INDEMNIFICATION TO THE

11:20:34AM VILLAGE.
11:20:35AM ARE THOSE THE CRITERIA THAT YOU WOULD LIKE US TO LOOK AT?
11:20:41AM >> I THINK WE WANT TO DO BOTH NEW AND RETROFIT.
11:20:45AM >> YES, YES.
11:20:47AM >> THAT WOULD PROBABLY BE PART OF THE STANDARD PROGRAM.
11:20:49AM >> PART OF THE REGULAR PROGRAM.
11:20:50AM >> WHAT ARE THE OTHER ONES?
11:20:51AM >>Steven Sarkozy: INDEMNIFICATION, PROTECTING THE VILLAGE.
11:20:57AM >> ISN'T THAT SOMETHING THAT THEY BROUGHT UP ALREADY?

11:21:00AM >> YES, THAT'S CONTAINED IN THE DRAFT AGREEMENT.
11:21:03AM >> SO THAT'S ALREADY IN THERE.
11:21:06AM >>Steven Sarkozy: AND PROTECTIONS ON FORECLOSURE.
11:21:09AM SOME OF THAT IS ALREADY PROTECTED.
11:21:13AM >>Howard Levitan: I'M GOING TO VOTE AGAINST THIS ON THAT
11:21:16AM BASIS.
11:21:16AM >>Mayor Ribble: WE'RE NOT VOTING TODAY.
11:21:18AM >>Howard Levitan: I SAID, WHEN IT COMES UP, I WOULD NOT BE
11:21:21AM SUPPORTING IT.
11:21:23AM >>Mayor Ribble: YOU MIGHT BE HAVING YOUR HIP OPERATION.
11:21:24AM [LAUGHTER]
11:21:25AM ARE YOU ALL SET TO GO?
11:21:32AM >>Burt Saunders: I THINK I UNDERSTAND.
11:21:33AM IN TERMS OF THE FORECLOSURE WAIVER, I'M NOT SURE THAT WOULD
11:21:36AM BE POSSIBLE.
11:21:39AM WHAT WE'RE LOOKING AT IS COMING BACK WITH A STANDARD
11:21:42AM COMMERCIAL PACE PROGRAM.
11:21:44AM WE'LL EMPHASIZE THE INDEMNIFICATION PROVISION --
11:21:47AM >>Mayor Ribble: DON'T BRING BACK ANYTHING WITH RESIDENTIAL
11:21:49AM WORDS IN THERE BECAUSE I'LL GO NUTS.
11:21:52AM >>Burt Saunders: SO THEN TIMING.
11:21:55AM >>Mayor Ribble: CAN WE DO IT BEFORE?
11:21:57AM IS IT GOING TO TAKE THAT LONG TO DO THIS?
11:22:01AM >> YOU PROBABLY HAVE A TIMING ISSUE WITH THE PROJECTS.
11:22:04AM LET'S TRY TO COME BACK AT THE NEXT COUNCIL MEETING WITH A

11:22:06AM FIRST DRAFT OF AN ORDINANCE.
11:22:08AM >>Mayor Ribble: THAT WOULD BE GOOD.
11:22:09AM >>Vice-Mayor Errington: THEY ARE READY TO GO.
11:22:11AM >>Mayor Ribble: HE WANTS TO BUILD THE HOTEL THERE.
11:22:14AM QUITE FRANKLY, I WANT TO SEE THEM GET STARTED.
11:22:18AM >> WE'RE ONLY APPROVING A RESOLUTION.
11:22:20AM >>Tammy Duran: I HAVE A COMMENT CARD FOR THIS.
11:22:22AM JAMIE GROFIK.
11:22:30AM >> I'M JAMIE GROFIK, THE GM AT COCONUT POINT.
11:22:35AM BECAUSE THESE GENTLEMEN ALL TALKED ABOUT NEW, I'LL THROW OUT
11:22:38AM WHAT WE'RE LOOKING AT SO YOU HAVE AN IDEA OF RECONSTRUCTION
11:22:41AM OR RENOVATION.

11:22:42AM OBVIOUSLY, WE'RE VERY SUPPORTIVE OF THE VILLAGE ADOPTING A
11:22:47AM PACE PROGRAM AND CREATING A DISTRICT.
11:22:50AM AS A POINT OF REFERENCE FOR YOU, OUR PROJECT WOULD BE TO
11:22:53AM REPLACE THE REMAINING MAMMOTH AIR-CONDITIONERS THAT I HAVE
11:22:57AM ON MY BUILDING.
11:22:58AM I HAVE SIX OF THEM LEFT TO REPLACE.
11:23:00AM WE ESTIMATE THE TOTAL COST OF THAT IS ABOUT \$2.5 MILLION.
11:23:04AM SO IT'S A SUBSTANTIAL LAYOUT FOR US, AND WHAT IT DOES IS IF
11:23:10AM WE CAN DO THIS ALL AT ONE TIME, IT ALLOWS US TO, OBVIOUSLY,
11:23:15AM LESSEN OUR ELECTRIC BILLS, WE HOPE, BE A MORE EFFICIENT
11:23:18AM OPERATING PROPERTY BUT ALSO CREATE ECONOMIES OF SCALE SO WE
11:23:21AM DON'T HAVE TO GEAR UP FOR EVERY BUILDING YEAR AFTER YEAR.
11:23:25AM WE CAN JUST BLOW THESE UNITS OUT AND DO IT ALL TOGETHER.

11:23:29AM THANK YOU.
11:23:31AM >>Mayor Ribble: THANK YOU.
11:23:32AM ANY OTHER COMMENTS?
11:23:34AM >>Tammy Duran: THAT'S THE ONLY CARD.
11:23:40AM >> WE'RE TALKING ABOUT OCTOBER 16th.
11:23:42AM I'M NOT GOING TO BE AT THAT MEETING.
11:23:45AM WE'LL HAVE IT COVERED --
11:23:47AM >>Mayor Ribble: YOU'LL HAVE DEREK.
11:23:50AM >>Burt Saunders: DEREK MAY HAVE A CONFLICT AS WELL.
11:23:53AM WE'LL HAVE THE MEETING COVERED.
11:24:00AM >> THIRD STRING.
11:24:06AM >>Burt Saunders: WHETHER THAT AFFECTS TO PUT IT ON THAT
11:24:08AM MEETING OR THE FIRST MEETING IN NOVEMBER.
11:24:10AM >>Mayor Ribble: I THINK IT WILL AFFECT IT BECAUSE I WANT TO
11:24:12AM HEAR FROM YOU.
11:24:14AM I DON'T WANT TO SWITCH HORSES.
11:24:16AM THIS IS TOO IMPORTANT.
11:24:21AM >>Burt Saunders: THE FIRST MEETING IN NOVEMBER.
11:24:27AM >> WHAT IS THAT DATE?
11:24:29AM >> IT IS THE 6th.
11:24:30AM >> I DON'T HAVE A PROBLEM WITH THE 6th.
11:24:32AM MY SUGGESTION MAY BE IF WE WANT TO GET THIS DONE QUICKER, WE
11:24:37AM CAN WORK WITH MR. SAUNDERS AND DEVELOP A FORM THAT WE WOULD
11:24:41AM FEEL WOULD BE AGREEABLE TO EVERYBODY.
11:24:44AM AND THE NEXT MEETING, I THINK WHAT WE'VE DONE IN OTHER

11:24:46AM JURISDICTIONS IS IF THERE'S SOMETHING THAT COULD BE WORKED
11:24:49AM OUT, WHILE WE GO THROUGH THAT FIRST READING, IF YOU GUYS
11:24:55AM WANTED TO MAKE THOSE AMENDMENTS, YOU LEAVE THAT TO STAFF.
11:24:57AM WE MAKE THE AMENDMENTS AND THEN WE SIGN SO WE DON'T HAVE TO
11:24:59AM DO TWO DIFFERENT MEETINGS.
11:25:01AM >> ARE YOU OKAY WITH THAT, BURT?
11:25:03AM >>Burt Saunders: YES, SIR.
11:25:03AM I WILL BE IN WASHINGTON.

11:25:04AM I MAY BE ABLE TO CALL IN ON THAT PARTICULAR ITEM.
11:25:08AM >>Mayor Ribble: EVERYONE ELSE OKAY WITH THAT?
11:25:10AM EXCEPT FOR HOWARD.
11:25:12AM OKAY.
11:25:17AM DO I HAVE A MOTION TO ADJOURN?
11:25:19AM >>Tammy Duran: WE HAVE ONE MORE.
11:25:25AM >>Mayor Ribble: OH, THE LANDSCAPING.
11:25:28AM >> BILL MUST BE GETTING HUNGRY.
11:25:32AM >>Mayor Ribble: BEAUTIFICATION GRANT UPDATE.
11:25:35AM MR. SARKOZY.
11:25:36AM >>Steven Sarkozy: I'LL TURN IT OVER TO DAVID WILLEMS.
11:25:38AM THIS HAS TO DO WITH THE U.S. 41 BEAUTIFICATION PROJECT AND
11:25:42AM THE EXTRA WORK THAT IS BEING PROPOSED THERE AS A RESULT OF A
11:25:45AM NEW GRANT WITH D.O.T.
11:25:47AM DAVID.
11:25:47AM >>David Willems: I JUST WANTED TO UPDATE YOU ON THE STATUS
11:25:49AM OF WHERE WE'RE AT ON THE GRANT APPLICATION AND WHAT THE

11:25:54AM PROJECT MAY LOOK LIKE.
11:25:55AM WE HAVE A RENDERING OR A SITE PLAN FROM THE LANDSCAPE
11:25:58AM ARCHITECT THAT I'M GOING TO SHOW YOU.
11:26:00AM THEY SELECTED THE LOCATIONS WHERE THEY THINK THEY SHOULD BE.
11:26:04AM WHAT WE TRIED TO DO WAS GET THEM AS CLOSE TO THE NORTHERN
11:26:08AM AND SOUTHERN BOUNDARIES AS WE COULD BUT ALLOW FOR A
11:26:13AM SUBSTANTIAL PLANTING AREA.
11:26:15AM AS YOU GET FURTHER NORTH AND SOUTH, THERE ARE A LOT OF TURN
11:26:19AM LANES, AND WITH THE TURN LANES AND THE POWER LINES, IF YOU
11:26:23AM GET RIGHT UP TO THE VILLAGE BOUNDARIES, THERE'S NOT MUCH
11:26:26AM ROOM TO REALLY DO ANYTHING SO WE WOULD HAVE ENDED UP WITH NO
11:26:30AM TREES.
11:26:30AM SO THE TWO LOCATIONS ARE THE NORTHERN ONE IS GOING TO BE
11:26:33AM RIGHT AT THE WALMART JUST NORTH OF ESTERO PARKWAY.
11:26:37AM THE SOUTHERN ONE IS GOING TO BE LOCATED JUST NORTH OF
11:26:40AM COCONUT ROAD RIGHT ACROSS FROM -- RIGHT IN FRONT OF THE
11:26:43AM COCONUT POINT MALL.
11:26:45AM WHAT THEY ARE LOOKING AT RIGHT NOW --
11:26:50AM >> ON THE SOUTHERN PART, WHAT PART OF COCONUT, THE MALL?
11:26:54AM >>David Willems: THE SOUTHERN PART.
11:26:55AM IT'S DOWN AT THE SOUTHERN END OF THE MALL, DOWN AT THE --
11:27:02AM YEAH, JUST NORTH OF COCONUT ROAD.
11:27:05AM >> THERE ARE NO PLANTINGS BETWEEN COCONUT ROAD AND THE
11:27:08AM ENTRANCE.
11:27:08AM >> HE'S NOT TALKING ABOUT THE MEDIAN.

11:27:10AM HE'S TALKING ABOUT PUTTING ON THE SHOULDERS.
11:27:12AM >>David Willems: BOTH.
11:27:13AM BOTH.
11:27:14AM >> ISN'T THE MEDIAN COVERED UNDER THE OTHER ORIGINAL

11:27:18AM CONTRACT?
11:27:19AM >>David Willems: THERE ARE NO TREES IN THE ONE THAT WE'RE
11:27:21AM WORKING ON RIGHT NOW.
11:27:22AM WHAT WE'RE TRYING TO DO IS WE'RE WORKING WITH F.D.O.T. FOR
11:27:25AM THEM TO ALLOW US TO PUT TREES IN THE MEDIAN IN THESE TWO
11:27:30AM LOCATIONS, AND THEN ALSO PROVIDE LANDSCAPING ON THE
11:27:33AM SHOULDERS.
11:27:34AM THE IDEA IS THAT IT MAKES IT LOOK BETTER, BUT WHEN YOU START
11:27:37AM TO INSTALL PLANTINGS ALONG THE SIDES AND IN THE MEDIAN, THE
11:27:42AM HOPE IS IT WILL START SLOWING PEOPLE DOWN.
11:27:44AM WHAT WE ULTIMATELY WANT TO DO IS CHANGE THE CHARACTER, GET
11:27:47AM THAT ROAD TO CHANGE THE CHARACTER TO THE POINT THAT THE
11:27:50AM DESIGN SPEED GETS TO 45 MILES AN HOUR, AND THEN WE'LL BE
11:27:55AM ABLE TO PUT TREES ALONG THE ENTIRE CORRIDOR.
11:27:57AM THIS IS KIND OF A STEP PROCESS.
11:27:59AM >>Vice-Mayor Errington: AT THE NORTH END, DOES THAT INCLUDE
11:28:02AM PLANTINGS IN FRONT OF WALMART?
11:28:03AM >>David Willems: YES.
11:28:04AM >>Vice-Mayor Errington: AND THEN ON THE OTHER SIDE OF THE
11:28:06AM ROAD, THE WEST SIDE OF THE ROAD, DOES THAT INCLUDE PLANTINGS
11:28:08AM IN FRONT OF NEW SPROUTS?

11:28:11AM >>David Willems: YES.
11:28:12AM IT'S JUST -- I THINK IT'S JUST NORTH OF THAT AREA.
11:28:14AM >>Vice-Mayor Errington: OKAY, NORTH OF THAT.
11:28:17AM SO IT WOULD MAYBE IN FRONT OF THE SHOPPING CENTER.
11:28:24AM >>David Willems: YES, KIND OF IN THAT AREA.
11:28:26AM THIS IS WHAT THE NORTHERN ONE WOULD LOOK LIKE.
11:28:28AM IT'S REALLY ZOOMED IN.
11:28:29AM I WANTED TO SHOW YOU WHAT THE PLANT PALETTE IS LOOKING LIKE.
11:28:32AM A LOT OF THE PLANT MATERIAL IS THE SAME THAT WE'RE USING
11:28:35AM WITHIN THE MEDIAN.
11:28:36AM THE SHRUBS ARE THE SAME.
11:28:37AM THE ONLY ADDITION THAT THEY ADDED WAS SEA GRAPE, WHICH
11:28:41AM REALLY DOESN'T WORK WITHIN THE MEDIAN, BUT IT CAN WORK
11:28:45AM BECAUSE OF THE EXTRA ROOM ON THE SIDES.
11:28:46AM THE WAY WE'RE PROCEEDING RIGHT NOW IS WE'RE GOING TO USE
11:28:50AM BISMARCK PALMS, WHICH IS A LARGE PALM TREE.
11:28:53AM IT'S GOT KIND OF THE SILVER PALM FRONDS.
11:28:57AM WE'RE GOING TO PUT THOSE ON THE SIDES AND IN THE MIDDLE.
11:29:00AM THERE IS SOME QUESTION ABOUT WHAT F.D.O.T. IS GOING TO
11:29:03AM ALLOW, WHETHER THEY ARE GOING TO ALLOW THAT BIG OF A TREE.
11:29:06AM SO THEY ARE PROPOSING AN ALTERNATIVE, AND THIS IS IN THE
11:29:10AM GRANT APPLICATION, WHICH WOULD BE A HIBISCUS, WHICH IS
11:29:14AM BASICALLY A SHRUB THAT CAN GROW INTO A TREE, BUT IT WOULD
11:29:17AM PROVIDE THE SAME THING.
11:29:18AM IT WOULD PROVIDE MORE OF A TREE -- PROVIDE SOME HEIGHT

11:29:22AM WITHIN BOTH THE ISLAND AND ALONG THE SIDES OF THE ROAD.
11:29:25AM WHAT IT'S GOING TO DO IS, IT'S GOING TO FURTHER BUFFER THOSE
11:29:30AM SIDEWALKS.
11:29:30AM IF YOU'RE WALKING ALONG U.S. 41, THE SIDEWALKS ARE BACK AWAY
11:29:34AM FROM THE ROAD, BUT YOU STILL FEEL THE TRAFFIC JUST BECAUSE
11:29:38AM THERE'S SO MUCH TRAFFIC.
11:29:40AM WE'RE GOING TO HAVE SOME HIGHER SHRUBS AND SOME TREES THAT
11:29:44AM WILL FURTHER SEPARATE YOU IN THAT LOCATION.
11:29:47AM IN THE SOUTHERN AREA, WE'RE GOING TO USE THE EXACT -- WE'RE
11:29:51AM NOT PROPOSING TO CHANGE THE PALETTE AT ALL.
11:29:54AM IT'S JUST IN A DIFFERENT LOCATION.
11:29:56AM HERE, THIS IS IMPORTANT, BECAUSE THIS IS A MEDIAN THAT
11:30:00AM ACTUALLY HAS NO TREES IN IT.
11:30:02AM EVERY OTHER MEDIAN AT LEAST HAS SOME PALMS OR SOMETHING IN
11:30:06AM IT.
11:30:06AM THIS MEDIAN NORTH OF CORKSCREW ROAD ACTUALLY HAS NO TREES.
11:30:09AM >> AND NO PLANTS.
11:30:10AM >>David Willems: RIGHT.
11:30:11AM NO PLANTS AT ALL.
11:30:13AM >> NORTH OF COCONUT.
11:30:14AM >> YEAH, COCONUT.
11:30:16AM BUT NOW IT WILL HAVE SOME TREES THAT WILL HAVE THE BISMARCK
11:30:20AM PALMS IN THE MEDIAN AND ALONG THE SIDES OF THE ROAD.
11:30:24AM >>Vice-Mayor Errington: HOW MANY FEET WILL YOU GO IN EACH
11:30:26AM DIRECTION WITH THIS?

11:30:27AM >>David Willems: IT'S JUST A COUPLE HUNDRED FEET.
11:30:29AM WE'RE LIMITED BY THE BUDGET.
11:30:33AM BUT WHAT IT IS, KIND OF GET IT STARTED, SEE WHAT IT WOULD
11:30:37AM LOOK LIKE, AND HOPEFULLY WE CAN GET F.D.O.T. TO ALLOW US TO
11:30:43AM EXPAND THAT ALONG THE ENTIRE ROADWAY INSTEAD OF JUST IN TWO
11:30:43AM LOCATIONS.
11:30:44AM >> HOW DOES THE TIMING OF THIS PROJECT INTERFACE WITH THE
11:30:47AM CURRENT PLAN, JUST ABOUT WHERE WE STARTED -- AN EASY PLUG IN
11:30:53AM OF TREES LOOKS LIKE AFTER THE FACT?
11:30:55AM >>David Willems: I DON'T KNOW THAT IT WILL BE FULLY AFTER
11:30:57AM THE FACT, ESPECIALLY ON THE NORTH END, SINCE THEY ARE
11:31:00AM STARTING ON THE SOUTH END.
11:31:02AM IT'S GOING TO BE SEVERAL MONTHS BEFORE THEY GET TO THE NORTH
11:31:05AM END.
11:31:06AM WE'LL SEE HOW QUICKLY THEY CAN APPROVE THE APPLICATION AND
11:31:09AM THEN WE CAN GET IT OUT AND SEE IF WE CAN DO A CHANGE ORDER
11:31:13AM OR DO ANOTHER BID.
11:31:17AM >> I WOULD HATE TO BE THE MUNICIPALITY THAT DOES A PROJECT
11:31:20AM --
11:31:20AM >>David Willems: WELL, THE WORST CASES, WE ADD THREE TREES
11:31:24AM TO TWO ISLANDS.
11:31:26AM IT'S NOT LIKE DOING A WHOLE LOT OF REWORK.

11:31:28AM THREE TREES TO TWO ISLANDS.
11:31:30AM >>Vice-Mayor Errington: -- SHOWING THE NORTH AND -- WE'RE
11:31:34AM GUARANTEED ENOUGH, THE HUNDRED THOUSAND IN THE PLANTINGS,

11:31:37AM WE'RE GUARANTEED TO DO THE NORTH AND THE SOUTH?
11:31:41AM >>David Willems: WELL, IT'S NOT GUARANTEED.
11:31:43AM THEY HAVEN'T APPROVED THE GRANTS YET.
11:31:44AM BUT EACH GRANT IS FOR A HUNDRED THOUSAND DOLLARS.
11:31:48AM THERE ARE TWO SEPARATE APPLICATIONS.
11:31:49AM SO WE HAVE A NORTHERN LOCATION, WHICH THE APPLICATION IS FOR
11:31:52AM \$100,000.
11:31:53AM AND THE SOUTHERN LOCATION, THE APPLICATION IS FOR \$100,000.
11:31:57AM THE SOUTH IS GOING FIRST.
11:32:07AM >>Vice-Mayor Errington: WHY DID YOU NOT START AT THE NORTH
11:32:10AM FIRST?
11:32:10AM [LAUGHTER]
11:32:11AM >>David Willems: THAT'S WHERE THE CONTRACT HAD US START IT.
11:32:13AM THE CONTRACTOR WILL GET THINGS DONE QUICKER IF YOU START AT
11:32:17AM THE SOUTH.
11:32:18AM THE REASON BEING, THE NORTHERN END, WE'RE ACTUALLY REMOVING
11:32:21AM SIX INCHES OF SOIL AND THEN PUTTING IN GOOD SOIL SO THE
11:32:25AM PLANTS GROW BETTER BECAUSE THEY ARE NOT GROWING VERY WELL ON
11:32:27AM THE NORTH END.
11:32:28AM ON THE SOUTH END, THE SOIL THERE IS GOOD, SO WE DON'T HAVE
11:32:32AM TO DO THAT.
11:32:32AM WE'RE ACTUALLY GOING TO GET MORE DONE QUICKER WHEN WE START
11:32:35AM AT THE SOUTH END.
11:32:37AM >> GET RID OF THE COUNTY'S ROCKS FIRST.
11:32:39AM >>David Willems: YES, THAT IS CORRECT.

11:32:41AM >> HOW DOES THIS AFFECT, IF IT DOES AT ALL, ARE ANY OF THESE
11:32:46AM GOING TO BE PLANTED IN EXISTING SWALES THAT WE NOW HAVE,
11:32:51AM WHATEVER THOSE --
11:32:52AM >> YOU'RE A "SWALE" GUY.
11:32:55AM >> NICK IS RIGHT ABOUT THAT.
11:32:59AM >> HE BRINGS THIS UP EVERY MEETING.
11:33:01AM >>Howard Levitan: BONITA SPRINGS, THEY PLANTED THE BISMARCK
11:33:04AM PALMS IN THE SWALES, AND THEY ARE NOT DOING WELL.
11:33:06AM >>David Willems: NO.
11:33:07AM THAT'S WHY YOU HAVE THE DAHOON HOLLY.
11:33:11AM THAT WORKS IN A DRY AND WET CONDITION.
11:33:13AM AND THOSE ARE THE ONES THAT ARE PLANTED DOWN IN THE SWALE.
11:33:16AM THE PALMS ARE UP ON THE SLOPES.
11:33:18AM BUT THESE ARE NOT THE AREAS WHERE THE -- THE SWALES ARE
11:33:27AM ALWAYS WET.
11:33:28AM THAT AREA IS MORE THE WILLIAMS ROAD AREA.
11:33:30AM THERE'S PROBABLY TWO FEET OF WATER IN THOSE SWALES, A LOT OF
11:33:33AM THE WET SEASON.

11:33:34AM BUT THAT'S NOT IN THESE TWO AREAS.
11:33:37AM NOT AS WET.
11:33:39AM >> THESE TWO AREAS ARE RELATIVELY FLATTER.
11:33:42AM >>David Willems: THEY ARE DRIER.
11:33:52AM >> IF I'M NOT MISTAKEN, F.D.O.T. WILL DO A LITTLE MORE
11:33:55AM LANDSCAPING.
11:33:55AM >>Steven Sarkozy: YES, THAT PROCESS HASN'T STARTED.

11:33:57AM AS I MENTIONED AT A PREVIOUS COUNCIL MEETING, THE UPGRADE OF
11:34:00AM THE INTERSECTION AT CORKSCREW AND I-75 WILL START WITHIN THE
11:34:05AM NEXT 30 OR 45 DAYS.
11:34:08AM AND THAT WILL TAKE ABOUT A YEAR, AND THEY'VE GIVEN US
11:34:12AM APPROVAL TO DO THE LANDSCAPING PROJECT ON THE HEELS OF THAT
11:34:19AM UPGRADE.
11:34:20AM SO AS SOON AS THEY ARE DONE WITH THE ROAD WORK, THEY'LL COME
11:34:23AM IN AND DO THE LANDSCAPING PROJECT.
11:34:26AM THEY'VE ALSO COMMITTED -- FIRST OFF, THEY COMMITTED THAT
11:34:29AM THIS PROJECT IS A PROGRAMMED PROJECT, SO THE MONEY IS IN
11:34:33AM THEIR BUDGET AT D.O.T.
11:34:37AM THE SECOND COMMITMENT THAT THEY MADE IS THAT WHEN THEY GET A
11:34:39AM LITTLE FURTHER ALONG, THEY'LL COORDINATE WITH US ON THE
11:34:44AM GUIDELINES FOR LANDSCAPING.
11:34:45AM WE MAY WANT TO COME IN AND SUPPLEMENT THEIR PLAN WITH MORE
11:34:50AM LANDSCAPE MATERIALS, BUT THE GOOD NEWS ALSO ON THIS IS NOT
11:34:54AM ONLY PAYING FOR IT, BUT THE D.O.T. WILL ALSO BE MAINTAINING.
11:34:59AM THEY DON'T WANT US IN THEIR RIGHT-OF-WAY, WHICH IS JUST FINE
11:35:02AM BY US.
11:35:06AM >>Nick Batos: DAVID, IF I'M NOT MISTAKEN, WHAT YOU'RE
11:35:09AM TRYING TO CREATE HERE, AT LEAST THE INITIAL TWO STEPS YOU'RE
11:35:13AM TAKING IS A MORE ATTRACTIVE GATEWAY TO THE BEGINNING.
11:35:17AM ARE WE GOING TO BE ABLE TO WORK INTO THIS THE GATEWAY SIGNS?
11:35:24AM >>David Willems: WELL, THE SIGNS WOULD BE FURTHER SOUTH THAN
11:35:28AM NORTH.

11:35:29AM THESE ARE MAYBE A QUARTER MILE ON THE SOUTH END INTO THE
11:35:33AM VILLAGE.
11:35:33AM YOU'D WANT IT RIGHT AT THE VILLAGE BOUNDARY IS WHERE YOU DO
11:35:37AM THE SIGNAGE.
11:35:42AM >> [INAUDIBLE]
11:35:43AM >>David Willems: YES.
11:35:44AM YES.
11:35:46AM BOTH CASES.
11:35:47AM SO JUST KIND OF -- NOT EXACTLY ON THIS PROJECT BUT ON THE
11:35:53AM MEDIAN PART, THEY ARE MOVING PRETTY QUICKLY.
11:35:57AM THEY ALREADY HAVE THE SOUTHERN ONE ALL REMOVED, ALL THE
11:36:00AM VEGETATION IS REMOVED.
11:36:01AM THEY ARE ACTUALLY GETTING THE PLANTS DELIVERED TOMORROW FOR
11:36:04AM THE MEDIAN, AND YOU SHOULD -- IT SHOULD BE FINISHED -- THE

11:36:09AM SOUTHERN MEDIAN SHOULD BE FINISHED NEXT WEEK.
11:36:11AM SO THEY ARE GOING TO KEEP DOING MEDIAN TO MEDIAN TO MEDIAN.
11:36:15AM YOU'LL SEE THEM CLEAR IT, FINISH IT AND THEN MOVE TO THE
11:36:17AM NEXT ONE.
11:36:18AM >> THEY ARE STAYING OUT OF THE SWALES THEN, IS THAT RIGHT?
11:36:22AM >>David Willems: YEP, NO SWALES.
11:36:26AM >>Mayor Ribble: IS THAT IT?
11:36:28AM >>Vice-Mayor Errington: I MOVE --
11:36:29AM >>Mayor Ribble: I STILL WANT TO KEEP THE MEETING GOING.
11:36:32AM OKAY.
11:36:33AM MEETING ADJOURNED.

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