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COVID-19 NOTICE:

The May 5, 2021 Village Council Meeting will be conducted physically in Council Chambers at Village Hall, 9401 Corkscrew Palms Circle, with an opportunity to participate virtually. The meeting will be broadcasted live via the Village of Estero website link: <https://estero-fl.gov/council/watch-meetings-online/>. Access in Council Chambers will be limited in order to comply with the safety instructions relating to COVID-19. Please see page 4 of this agenda for further information and instructions for public participation.

AGENDA

VILLAGE COUNCIL MEETING

9401 Corkscrew Palms Circle, Estero, Florida

May 5, 2021 9:30 a.m.

Village Council: District 1 – Joanne Ribble; District 2 – Larry Fiesel; District 3 – Jon McLain, Vice Mayor; District 4 – Katy Errington, Mayor; District 5 – James Boesch; District 6 – Jim Ward; District 7 – Jim Wilson

1. CALL TO ORDER

INVOCATION – (Father Hugh McGuigan from Our Lady of Light)

PLEDGE OF ALLEGIANCE

ROLL CALL

2. APPROVAL OF AGENDA, ADDITIONS, AND DELETIONS

3. PUBLIC COMMENT ON NON-AGENDA ITEMS

4. CONSENT AGENDA:

(a) April 21, 2021 Council Meeting Minutes

Attachment: [April 21, 2021 Minutes](#)

(b) Financial Report March 2021

Attachments: [Agenda Summary](#)
[Financial Report March 2021](#)

(c) Consultant to Provide Finance Director Services

Attachments: [Agenda Summary](#)
[CLA Connect Contract](#)

5. CONSIDERATION OF ITEMS DEFERRED FROM CONSENT AGENDA

6. ACTION ITEMS:

(a) Septic to Sewer Program Management Contract

Recommended Action: Approve award of Contract to Woodard & Curran in the amount of \$159,000.

Also approve a contingency fund amount of \$15,900 (an amount equal to 10% of the total project cost) to cover unforeseen circumstances which may occur.

Authorize the Village Manager to execute the contract and any other related ancillary documents on behalf of the Village of Estero Council.

Financial Impact: Fiscal impact is \$174,900 which included the contract amount of \$159,000 plus a 10% contingency of \$15,900.

The Fiscal Year 2020-2021 budget for Water & Sewer Expansion is \$257,400.

Attachments: [Agenda Summary](#)
[Contract](#)
[Contract Exhibit](#)
[Vendor Disclosure](#)

(b) Consider acceptance of North Commons Drive and Walden Center Drive North as Village maintained roads, and consider interlocal agreement and Resolution No. 2021-11 to implement these actions.

Resolution No. 2021-11 a Resolution of the Village of Estero Accepting from WCI, North Commons Drive from Coconut Road to Pelican Colony Boulevard; Providing for Impact Fee Credits Pursuant to the DRI; and Providing for an Effective Date.

Recommended Action:

1. (a) Consider acceptance of North Commons Drive from Coconut Road to Pelican Colony Boulevard for maintenance as a Village-maintained road.
- (b) Issue impact fee credits in the amount of \$325,000 upon acceptance of the road.
- (c) Approve Resolution No. 2021-11 providing for impact fee credits for North Commons Drive.
2. (a) Approve Interlocal Agreement with Bayside Community Development District for maintenance of landscaping for North Commons Drive and Walden Center Drive North. Road acceptance would be contingent on meeting standards at time of construction.
- (b) Authorize engagement of engineering services firm to inspect Walden

Center Drive North or alternatively to accept report of Bayside CDD's engineering firm.

Financial Impact: Issuing road impact fee credits will reduce the amount of impact fee collections (revenue) from future development. Accepting North Commons Drive for maintenance will result in some long term costs in future years. The current roadway surface is expected to last 10-15 years. Resurfacing costs are expected to be approximately \$200,000 at that time. Costs for maintenance of Walden Center Drive North are unknown at this time.

Attachments: [Agenda Summary](#)
[Map Showing Road Location](#)
[Resolution 2021-11](#)
[Exhibit 1 Resolution Legal NCD](#)
[Interlocal Agreement- Bayside CDD North Commons And Walden Center](#)
[Letter From Applicant's Attorney Dated October 21, 2019 \(With Attachments\)](#)
[Excerpt From DRI Development Order](#)
[Excerpt From Land Development Code Pertaining To Impact Fee Credits](#)
[North Commons Drive And Pelican Colony Boulevard Final Inspection Findings Report Dated May 6, 2020](#)

(c) Council Liaison Assignments

Recommended Action: Approve Council Liaison Assignments.

Financial Impact: None

Attachments: [Agenda Summary](#)
[Council Liaison Assignments and Areas of Strategic Concerns](#)

7. SECOND READINGS

(a) Ordinance No. 2021-05 Year-round landscape irrigation conservation measures.

Ordinance No. 2021-05 an Ordinance of the Village Council of the Village of Estero, Florida; Providing for the Intent and Purpose; Providing Definitions; Providing for Applicability; Providing for Local Implementation of the Mandatory Year-Round Landscape Irrigation Conservation Measures Rule of the South Florida Water Management District (40E-24, F.A.C.); Providing for Variances; Providing for Enforcement; Providing for Codification; Providing for Conflicts; Providing for Severability; and Providing an Effective Date.

Recommended Action: Approve Ordinance No. 2021-05

Financial Impact: Minor cost associated with enforcement.

Attachments: [Agenda Summary](#)

[Ordinance No. 2021-05](#)
[Rules of South Florida Water Management District](#)
[Mandatory Year-Round Landscape Irrigation Conservation](#)
[Measures](#)
[PowerPoint Presentation](#)

(b) Ordinance No. 2021-06 Water Shortage or Water Shortage Emergency
Declarations

Ordinance No. 2021-06 an Ordinance of the Village Council of the Village of Estero, Florida; Providing for the Intent and Purpose; Providing Definitions; Providing for Applicability; Providing for The Declaration of Water Shortage or Water Shortage Emergency; Providing for Variances; Providing for Enforcement; Providing for Codification; Providing for Conflicts; Providing for Severability; and Providing an Effective Date.

Recommended Action: Approve Ordinance No. 2021-06

Financial Impact: Minor cost associated with enforcement.

Attachments: [Agenda Summary](#)
[Ordinance No. 2021-06](#)
[Florida Statute 373.246](#)
[Florida Administrative Code 40E-21 Water Shortage Plan](#)
[PowerPoint Presentation](#)

8. PUBLIC COMMENT ON NON-AGENDA ITEMS
9. COUNCIL COMMUNICATIONS / FUTURE AGENDA ITEMS
10. VILLAGE ATTORNEY'S REPORT
11. VILLAGE MANAGER'S REPORT

Adjourn Regular Session and Convene Workshop Items

12. WORKSHOP ITEMS

(a) Corkscrew Road Improvements Project Update

Attachments: [Agenda Summary](#)
[PowerPoint Presentation](#)

(b) Community Development Software

Attachments: [Agenda Summary](#)
[RFI Package](#)
[RFI Package 2](#)
[PowerPoint Presentation](#)

13. ADJOURNMENT

COVID-19 INFORMATION AND INSTRUCTIONS

To view and/or participate in the Village Council Meeting, the following options are available:

- 1) View the meeting online, but not participate: You may watch the meeting via the Village of Estero website link: <https://estero-fl.gov/council/watch-meetings-online/>.
- 2) View the meeting online as indicated above and provide public comment prior to the meeting by utilizing the eComment Card on the Village website: <https://estero-fl.gov/ecomment-cards/>. Please fill out all required information. Comments must be received by noon on Tuesday, May 4th and they will be distributed to the Council but will not be read at the meeting.
- 3) Council Chambers will be open to the public during the meeting, in accordance with social distancing orders. Public who attend in person may speak during scheduled public comment periods. Participants are recommended to wear their own-supplied mask.

For additional information or for special assistance prior to the meeting, please contact Carol Sacco, Village Clerk at, sacco@estero-fl.gov or 239-221-5035.

If you desire to address the Council, please complete a Public Comment Card and return it to the Village Clerk. Citizens desiring to speak must step up to the podium, state their full name and address, and whom he or she represents.

ADA Assistance – Anyone needing special assistance at the Board meeting due to a disability or physical impairment should contact Village Clerk/Executive Assistant, Carol Sacco, 239-221-5035, at least 48 hours prior to the meeting.

Pursuant to Section 286.0105, Florida Statutes: “If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a recording of the proceeding, and that, for such purpose, he or she may need to ensure that a verbatim recording of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.”