THE VILLAGE OF ESTERO COUNCIL MEETING
WEDNESDAY, JULY 24, 2019
9:30 A.M.

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09:30:01     >>Mayor Ribble: WE'RE GOING TO CALL OUR JULY 24th VILLAGE COUNCIL MEETING HERE TO ORDER.
09:30:03     I WOULD ASK EVERYONE TO PLEASE SILENCE THEIR CELL PHONES.
09:30:09     WOULD YOU PLEASE JOIN ME IN THE PLEDGE TO THE FLAG.
09:30:11     [PLEDGE OF ALLEGIANCE]
09:30:26     >>Mayor Ribble: WOW.
09:30:31     CONGRATULATIONS.
09:30:35     THAT'S THE BEST FLAG PLEDGE I'VE EVER HEARD AT THE VILLAGE COUNCIL.
09:30:38     WE HAVE A LIVE GROUP HERE TODAY.
09:30:42     I WANT TO WELCOME OUR MANAGER, STEVE SARKOZY, BACK FROM VACATION.
09:30:48     STEVE, YOU LOOK GREAT.
09:30:49     YOU MUST HAVE WALKED 20 MILES A DAY BECAUSE I SEE YOU LOST A COUPLE OF OUNCES.
09:30:51     MAYBE YOU CAN PRESCRIBE THAT DIET FOR ME.
09:30:52     I'D APPRECIATE IT.

09:30:52     THIS MORNING, WE HAVE THE PASTOR TIM CARSON FROM THE ESTERO UNITED METHODIST CHURCH.
09:30:56     PASTOR TIM, WE HAVEN'T SEEN YOU IN A WHILE.
09:31:01     WELCOME BACK.
09:31:01     >> THANK YOU.
09:31:02     LET'S PRAY TOGETHER.
09:31:03     WELL, GOD, I ASK FOR THIS COUNCIL THAT YOU WOULD GIVE THEM WISDOM, THAT YOU WOULD GIVE THEM COURAGE OF THEIR CONVICTIONS AND, LORD, THAT YOU WOULD GIVE THEM HEARTS TOGETHER THAT ARE BOTH UNIFIED IN SEEKING WHAT'S BEST FOR THE PEOPLE WHO LIVE IN ESTERO.
09:31:19     LORD, I PRAY FOR ALSO PROTECTION FOR THEM AS LEADERSHIP IS OFTEN HARD.
09:31:26     SO, LORD, HELP THEM TO DO RIGHT, AND WE PRAY THIS IN YOUR NAME.
09:31:32     AMEN.
09:31:35     >>Mayor Ribble: THANK YOU, PASTOR, THAT WAS GREAT.
09:31:38     MADAM CLERK, WOULD YOU PLEASE CALL THE ROLE?
09:31:40   >>Howard Levitan: HERE.
09:31:41   >>Jon McLain: HERE.
09:31:43   >>Jim Boesch: HERE.
09:31:44   >>Nick Batos: HERE.
09:31:45   >>Jim Wilson: HERE.
09:31:46   >>Vice-Mayor Errington: HERE.
09:31:48   >>Mayor Ribble: HERE.

09:31:49   NEXT ON THE AGENDA IS APPROVAL OF THE AGENDA.
09:31:52   DOES ANYONE HAVE ANY ADDITIONS, DELETIONS OR CHANGES TO THIS
09:31:56   MORNING’S AGENDA?
09:31:57   HEARING NONE, I MAKE A MOTION TO APPROVE THE AGENDA.
09:32:02   >> SO MOVED.
09:32:03   >>Mayor Ribble: BY HOWARD.
09:32:04   >>SECONDED BY MR. BATOS.
09:32:05   WOULD YOU PLEASE CALL THE ROLL, MADAM CLERK.
09:32:08   >>Howard Levitan: AYE.
09:32:10   >>Jon McLain: AYE.
09:32:12   >>Jim Boesch: HERE.
09:32:13   AYE.
09:32:13   >>Nick Batos: AYE.
09:32:15   >>Jim Wilson: AYE.
09:32:16   >>Vice-Mayor Errington: AYE.
09:32:17   >>Mayor Ribble: AYE.
09:32:18   WE’LL NOW TAKE PUBLIC COMMENTS ON ITEMS THAT ARE NOT ON THE
09:32:23   AGENDA.
09:32:24   MADAM CLERK, DO YOU HAVE ANYONE SIGNED UP TO SPEAK?
09:32:28   >>Kathleen Hall: YES, I HAVE A FEW FOLKS SIGNED UP THIS
09:32:30   MORNING.
09:32:31   SUSAN PROCK.
09:32:33   SUSAN WILL BE FOLLOWED BY BARBARA SAXTON.
09:32:37   >> GOOD MORNING.
09:32:38   I’M HERE TO TALK ABOUT THE RIVER OAKS PRESERVE AT THE
09:32:43   VILLAGE OF ESTERO.
09:32:44   I WOULD LIKE TO THANK ALL OF YOU PROFUSELY FOR LISTENING TO
09:32:50   YOUR CONSTITUENTS IN PURCHASING GREENSPACE IN THE PAST FOR
09:32:52   THE VILLAGE OF ESTERO.
09:32:53   FIRST OF ALL, I REPRESENT THE EYES ON CONSERVATION 2020
09:32:58   COALITION.
09:32:59   THE MISSION OF OUR COALITION IS TO MONITOR THE ACTIVITIES OF
09:33:02   OUR LOCAL GOVERNMENT AS THEY RELATE TO THE PURCHASE AND
09:33:05   MANAGEMENT OF CONSERVATION LANDS AS WELL AS IMPORTANT ISSUES
09:33:08   RELATING TO SMART GROWTH.
09:33:11   WE FEEL PUBLIC PURCHASE OF THE 10 ACRES OF RIVER OAKS FULLY
09:33:14   SUPPORTS OUR MISSION AND STRONGLY URGE THIS VILLAGE COUNCIL
09:33:17   TO WORK TOWARDS THIS GOAL.
09:33:18   NOW I’M SPEAKING AS MYSELF, SUSAN PROCK.
I drove to where this magnificent property is located. I drove past the -- and the side road that leads to Bamboo Island. Traveling on Corkscrew Road and encountering speeding traffic, accidents and never-ending development to reach the serene lane leading to this property was well worth my effort as it was so genuinely peaceful. It is the perfect property acquisition to preserve greenspace in our village of Estero. Please reserve money in the capital improvement budget to purchase one of the last remaining properties that is truly Old Florida.

Families in Estero deserve wild places where they can go and connect to both vegetation and animal species, native to our area, in a natural setting. We deserve to have our water quality protected and to not encounter flooding in our neighborhoods. River Oaks Preserve is an exemplary oasis of tranquility that is truly an Old-Florida sanctuary away from the continuous concrete ugly jungle. Additionally it provides an opportunity to expand the greenspace acreage that was purchased at the corner of Corkscrew Road and 41 to preserve diminishing Old-Florida nature. Please purchase this greenspace property gem before it is too late.

I'm going to end with a Native American proverb. We don't inherit the Earth from our ancestors; we borrow it from our children.

Thank you for everything you do.

[Applause]


Thank you for the comments prior. There are a lot of supporters in the room. Today, the Friends of River Oaks and their supporters would like to ask the Village of Estero to fund the purchase and/or to make a financial commitment to secure the property at the end of East Broadway, better known as River Oaks. Currently, the property is listed on the capital improvement plan and is unfunded at 900,000. This indicates that the village knows the importance of purchasing this land.
WE UNDERSTAND THAT THERE MAY BE FUNDS MADE AVAILABLE SOON THAT ARE EARMARKED FOR CONSERVATION LAND PURCHASE AND REQUEST THOSE FUNDS BE USED FOR THE PURCHASE OF RIVER OAKS. AS TAX-PAYING CITIZENS OF ESTERO, WE HAVE THE RIGHT TO WEIGH IN ON WHERE OUR MONEY AND RESOURCES ARE SPENT. THE CONSERVATION FOUNDATION OF THE GULF COAST OPTION TO PURCHASE THE PROPERTY AND TO ASSIST IN ITS PRESERVATION EXPIRES IN SEPTEMBER, AND WE ARE CONCERNED THAT THE DEVELOPER WHO OWNS THE PROPERTY WILL NO LONGER SUPPORT OR FAVORABLY NEGOTIATE ITS PURCHASE FOR CONSERVATION. AS YOU KNOW, THE PROPERTY IS IMPORTANT TO THE PORTFOLIO OF THE VILLAGE. IT PROVIDES A SOLID SOLUTION TO WATER MANAGEMENT AND FLOOD CONTROL IN THE NORTH RANCH. IT ALSO IS A KEY PIECE OF BUFFER TO MANY BACKYARDS AND COMMUNITIES SURROUNDING IT. THEY, TOO, ARE CONCERNED ABOUT WHAT COULD BE DEVELOPED ON THAT PROPERTY. THE PROPERTY IS CURRENTLY ZONED AG-2, WHICH ALLOWS FOR MANY DIFFERENT USES, INCLUDING RESIDENTIAL HOMES, CHURCHES, FARMS, NURSERIES, ET CETERA. IN ADDITION, THE BIGGEST OPPORTUNITY AND RESPONSIBILITY THAT YOU HAVE BEFORE YOU IS IN PROTECTING THOSE HUNDRED-YEAR OLD OAK TREES, NUMEROUS NATIVE PLANTS AND, OF COURSE, WILDLIFE THAT OCCUPIES THAT LAND. THE PROPERTY IS LISTED FOR 1.9 MILLION. AND WE KNOW, ALL OF US KNOW THE PURCHASE PRICE COULD BE MUCH LOWER IF YOU SIMPLY MADE AN OFFER. IN ADDITION YOU KNOW, AND WE KNOW THAT CONSERVATION 2020 HAS RANKED THE PROPERTY HIGH ON THE PRIORITY LIST AT FOR WATER QUALITY. WE ALL KNOW THAT. THEY ARE SUPPORTIVE, AND THEY ARE LOOKING FOR YOU, OR US, THE VILLAGE, TO STEP FORWARD AND MAKE A CONTRIBUTION SO THEY CAN CONSIDER HELPING US OUT IN FUNDING THIS. THE FRIENDS OF RIVER OAKS MOMENTUM IS GROWING, AS YOU CAN SEE. AND WE WILL CONTINUE TO REQUEST THAT YOU PURCHASE THE LAND EVERY SINGLE CHANCE WE GET, UNTIL IT IS NO LONGER AVAILABLE. IT'S THE RIGHT THING TO DO.

IT IS THE OPINION OF THE FRIENDS OF RIVER OAKS AND COMMUNITY SUPPORTERS THAT YOU AS OUR LEADERS MUST ACT PRUDENTLY AND QUICKLY TO ENSURE THAT YOU PROTECT THIS PROPERTY BY PURCHASING THE LAND NOT ONLY FOR US TODAY, BUT FOR FUTURE GENERATIONS.

I APPRECIATE YOUR TIME.
09:37:54      THANK YOU.
09:37:56      [ APPLAUSE ]
09:38:03      >>Kathleen Hall: BEVERLY IS NEXT FOLLOWED BY ADELE AMICO.
09:38:09      >> GOOD MORNING, ESTERO COUNCIL.
09:38:10      I'M SO HAPPY TO ADDRESS YOU AS THE ESTERO COUNCIL INSTEAD OF
09:38:15      BONITA SPRINGS, WHICH COULD HAVE BEEN, RIGHT?
09:38:18      WHEN BONITA SPRINGS STARTED ANNEXING AND SO FORTH INTO OUR
09:38:23      PROPERTY.
09:38:24      THE ESTERO COUNCIL OF COMMUNITIES, LED BY DON ESLICK, MADE A
09:38:31      MAJOR MOVE TO BRING THIS PROPERTY INTO ITS OWN FRUITION.
09:38:36      I AM HERE AS A SUPPORTER OF DON ESLICK.
09:38:43      AS YOU KNOW, DON HAS ANNOUNCED HIS RETIREMENT, WHICH HAS
09:38:47      MADE A LOT OF PEOPLE START RUNNING AROUND LIKE CHICKENS WITH
09:38:52      THEIR HEAD CUT OFF.
09:38:54      TO REPLACE DON, A WHOLE NEW -- WHOLE NEW STRATEGY HAS TO
09:38:58      HAVE BEEN SET UP, THAT INCLUDES LIKE 20 DIFFERENT POSITIONS
09:39:01      AND SO FORTH.
09:39:01      AND WE AS THE ECCL WHICH REPRESENT ALL THE MEMBERS, OR MOST
09:39:09      OF THE MEMBERS OF ESTERO, ARE PLANNING A FAREWELL AND A
09:39:15      THANK YOU FOR DON ESLICK AT SHADOW WOOD ON NOVEMBER 16th,
09:39:24      SHADOW WOOD, NOVEMBER 16th.
09:39:25      WE ARE TRYING TO KEEP THE TICKETS DOWN SO OTHER PEOPLE CAN
09:39:31      COME WHO DON'T HAVE THE MONEY.
09:39:32      WE ALSO PLANNED A WONDERFUL EVENT FOR THAT DAY.
09:39:36      I AM HERE TO ASK THE COUNCIL IF THEY WOULD SUPPORT THIS
09:39:41      EVENT BY BECOMING A PLATINUM SPONSOR.
09:39:44      I BELIEVE -- HAVE I SENT THAT ALL TO YOU, THE SPONSORSHIP?
09:39:50      THE SPONSORSHIP FOR A PLATINUM SPONSOR IS $5,000.
09:39:56      YOU GET SEVERAL AMENITIES.
09:39:59      YOU GET A TABLE OF EIGHT AND SO FORTH AND SO ON.
09:40:05      I WILL MAKE SURE THAT I SEND IT TO KATHY AND YOU ALL GET A
09:40:09      COPY OF IT, OR TO STEVE, SO YOU CAN PURSUE IT.
09:40:13      WE NEED YOUR SUPPORT.
09:40:14      I WILL PUT YOU ON THE BACK PAGE WITH ALL YOUR PICTURES, AND
09:40:17      EVERYTHING ELSE, IF YOU SUPPORT THIS, OKAY, BEING THE
09:40:22      GRAPHIC ARTIST THAT WILL PUT THIS PROGRAM TOGETHER.
09:40:24      WHAT ELSE CAN I SAY TO CONVINCE TO YOU SUPPORT THIS?
09:40:28      WE WOULDN'T BE HERE IF IT WASN'T FOR DON ESLICK, CORRECT?
09:40:33      THAT'S CORRECT, RIGHT.
09:40:38      YOU PEOPLE ARE A TOUGH CROWD.
09:40:41      THANK YOU VERY MUCH.
09:40:48      >>Kathleen Hall: ADELE AMICO.
09:40:52      >> GOOD MORNING.
09:40:52      MY NAME IS ADELE AMICO.
09:40:55      I'VE BEEN A RESIDENT FOR 16 YEARS IN ESTERO.
09:40:57      HI, EVERYBODY.
I wasn't sure what I was going to say about the River Oaks project because I wasn't getting into the logistics and the cost and all that because everyone else is doing that part of it. This morning, it was amazing to me, because I just read this article this morning, which is very appropriate, and I'm not going to read it. Don't worry about it. It was a study. The more trees surrounded by the -- lower the stress levels. It is an interesting article. It talks about the protection of forests and trees and how it affects your psychic and the calm continues brings communities and tree -- you know, trees lined on our beautiful streets. But the moral of the story was, spend as much time as you can in the presence of trees, the forest is our natural habitat. So then I was thinking, and I said, oh, my gosh, I just remembered. I just got back from Boston a little while ago, where I'm from and we grew up in the suburbs of Boston. And believe it or not, because it's such a dense area, we have a lot of conservation land. And I grew up about seven miles outside the city. And we very -- very mountainous area, believe it or not. A lot of hills. The top of the street. Lived at a dead end. Top of the street were these woods. That's where we played. And it was awesome. We had trees to climb and we climbed and we were all tomboys. And I fell out of the tree and broke my arm. The whole nine yards. We all did crazy stuff. But that's what we did. I just went up there, and I said I'm going to go back to where I grew up and see what happened. I hope the woods were still there. And they were. They were supposed to be developed. It has this big sign "conservation land." There's a lot of conservation land outside of Boston. And a lot of the reason, the revolutionary war.
09:42:53 A LOT OF THAT.

09:42:53 THIS IS PART OF THE HISTORY.
09:42:54 THE PATH WAS THERE, I SAID, OH, MY GOSH, THE PATH IS THERE.
09:42:57 THE PATH I TOOK TO GO TO SCHOOL.
09:43:00 EVERY DAY WHEN I WAS IN ELEMENTARY SCHOOL, EXCEPT WHEN IT
09:43:02 WAS SNOWING, WE HAD TO WALK AND IT STUNK.
09:43:05 BUT IT BROUGHT SUCH A WONDERFUL, TRANQUIL FEELING THAT IT
09:43:09 WAS STILL THERE, AND IT WAS JUST BEAUTIFUL.
09:43:11 SO THAT WHOLE SECTION OF ESTERO, SANDY LANE, EAST BROADWAY,
09:43:16 THAT TO ME IS ORIGINAL ESTERO.
09:43:18 AND I'D LIKE TO SEE IT PROTECTED BECAUSE THE BEAUTY, ONCE
09:43:22 YOU TAKE IT AWAY, YOU CAN'T GET IT BACK.
09:43:24 THANKS.
09:43:25 [ APPLAUSE ]
09:43:32 >> GOOD MORNING.
09:43:33 MY NAME IS ANONTON NAT.
09:43:38 I AM NOT A DIRECTLY TAX-PAYING CITIZEN FOR VILLAGE OF
09:43:41 ESTERO.
09:43:46 I LIVE IN PELICAN LANDING RIGHT ON THE FRINGE OF THE
09:43:49 VILLAGE.
09:43:46 AND I AM RETIRED ENGINEER FROM THE SOUTH FLORIDA WATER
09:43:49 MANAGEMENT DISTRICT.
09:43:49 I KNOW THE VERY PULSE OF THE HYDRAULICS AND NATURAL SYSTEM
09:43:49 OF THIS WATERSHED.
09:43:59 I AM VOLUNTEERING TO TALK ON THE FLORIDA FRIENDS OF --
09:44:08 AS YOU HAVE HEARD, RIVER OAKS IS A WONDERFUL PIECE OF
09:44:12 PROPERTY RIGHT ON THE NORTH TRIBUTARY OF ESTERO BAY, AND IT
09:44:18 IS THE ONLY PIECE OF SMALL PARCEL OF LAND LEFT SO FAR.
09:44:24 THESE DAYS, YOU HEAR EVERY DAY THE HORROR STORIES IN OUR
09:44:30 NEIGHBORING WATERS, ABOUT THE BLUE-GREEN ALGAE SPROUTING
09:44:33 EVERYWHERE.
09:44:34 ESTERO BAY IS A VERY SHALLOW BAY, AND IT DOESN'T TAKE MUCH
09:44:39 TIME BECAUSE IT DOESN'T HAVE THE TURBULENCE OR THE OTHER
09:44:47 STUFF TO DISSIPATE POLLUTANTS.
09:44:50 THIS PIECE OF LAND ON THE NORTH TRIBUTARY PROVIDES A
09:44:56 WONDERFUL BUFFER TO ATTENUATE THE HIGH FLOWS AND ALSO
09:45:04 FILTERING THE POLLUTANTS.
09:45:06 ALL THE WONDERFUL PROPERTIES OF THE PROPERTY, I WOULD LIKE
09:45:14 TO ENCOURAGE YOU TO CONSIDER PRESERVING THIS LAND FOR OUR
09:45:18 PROSPERITY.
09:45:19 THANK YOU FOR YOUR TIME.
09:45:21 [ APPLAUSE ]
09:45:27 >>Kathleen Hall: JAMIE LEINHARDT ENGLE.
09:45:31 >> GOOD MORNING, EVERYONE, COUNCIL MEMBERS.
09:45:34 I AM JAMIE LEINHARDT ENGLE.
09:45:37 A RESIDENT OF ROOKERY POINT.
AND I HAVE BEEN A RESIDENT OF ESTERO SINCE 2002.
AND I HAVE BEEN A RESIDENT OF LEE COUNTY SINCE 1967.
I HAVE SEEN NUMEROUS CHANGES IN OUR COUNTY, AND I, AS A RESIDENT, WOULD LIKE TO ALSO REPRESENT FRIENDS OF RIVER OAKS.

ROOKERY POINT, AS YOU KNOW, ABUTS THE PROPERTY IN QUESTION, THE TEN ACRES THAT WE'RE SPEAKING ABOUT. WE WOULD LIKE TO ENCOURAGE YOU TO ALSO PURCHASE THE LAND, BASICALLY BECAUSE WE, NOT AS A COMMUNITY, WOULD LIKE TO SEE THAT HAPPEN, BUT JUST AS MYSELF, AS A RESIDENT WOULD LIKE TO SEE NATURE KEPT LIKE MANY OF THE PEOPLE HAVE DISCUSSED.
I ALSO AM PAST PRESIDENT OF THE ROTARY CLUB OF ESTERO.
AND ONE OF THE THINGS THAT WE DO IS REPRESENT THE INTERACT CLUB AT THREE OAKS MIDDLE SCHOOL.
WE ARE TEACHING CHILDREN ABOUT SUSTAINABILITY, AND WE'RE ALSO TEACHING THEM ABOUT COMMUNITY SERVICE.
WE FEEL THAT THIS WOULD BE AN AWESOME OPPORTUNITY FOR THEM TO BE ABLE TO ALSO ENJOY NATURE BUT ALSO LEARN QUITE A BIT FROM THE STUDENTS AT FGCU, WHO ALSO TAKE THEIR TIME FOR COMMUNITY SERVICE TO COME AND HELP US.
I UNDERSTAND THAT THE PROPERTY PRICE IS 1.9 MILLION.
I KNOW THAT WE CAN NEGOTIATE A BETTER PRICE THAN THAT.
I'M A REAL ESTATE AGENT.
I'D LOVE TO REPRESENT YOU.
[ LAUGHTER ]
SO IF YOU NEED A REALTOR WITH OVER 35 YEARS OF EXPERIENCE, I'M OFFERING THAT TO YOU AS WELL.
THANK YOU.
[ APPLAUSE ]
>>Mayor Ribble: OKAY.

MOVING RIGHT ALONG, NEXT ON THE AGENDA IS THE CONSENT AGENDA.
DO ANY COUNCIL MEMBERS HAVE COMMENTS OR QUESTIONS REGARDING THE COUNCIL MEETING MINUTES?
>> MOVE THE CONSENT AGENDA.
>>Mayor Ribble: SECONDED BY MR. BATOS.
WOULD YOU PLEASE CALL THE ROLL.
>>Jim Wilson: AYE.
>>Nick Batos: AYE.
>>Jim Boesch: AYE.
>>Jon McLain: AYE.
>>Howard Levitan: AYE.
>>Vice-Mayor Errington: AYE.
>>Mayor Ribble: AYE.
OKAY.
AS YOU QUIETLY EXIT, AGAIN, I APPRECIATED YOUR ENTHUSIASM
FOR OUR PLEDGE TO THE FLAG, BUT NOW WE WANT TO GET BACK TO BUSINESS WITH ITEM 6A, RESOLUTION 2019-10.

MR. SARKOZY, DO YOU WANT TO TAKE OVER THIS ONE?


IT ALSO SETS FORTH THE DATE AND TIME AND PLACE OF PUBLIC HEARING FOR THE ULTIMATE CONSIDERATION OF OUR BUDGET AND FINAL MILLAGE RATE.

THE PROPOSED MILLAGE RATE THAT WE'RE PUTTING FORTH IS THE SAME AS IT WAS LAST YEAR AT .7750 MILLS PER THOUSAND DOLLARS OF ASSESSED PROPERTY VALUE.

THAT IS THE LOWEST IN LEE COUNTY, AND WE BELIEVE THE LOWEST IN ALL OF SOUTH FLORIDA.

COUNCIL MAY CONSIDER DROPPING THAT, BUT YOU CANNOT INCREASE IT AFTER ESTABLISHING THIS, UNLESS THERE IS A SUPERMAJORITY VOTE OF THE VILLAGE COUNCIL.

WE WILL HAVE TWO PUBLIC HEARINGS AFTER THE SUMMER BREAK. ONE ON WEDNESDAY, SEPTEMBER 4th AT 5:30 P.M. AND THEN THE FINAL ACTION ON THE BUDGET AND THE MILLAGE RATE WOULD BE ON SEPTEMBER 18th, AGAIN AT 5:30, PURSUANT TO THE STATE STATUTE.

SO WE'RE RECOMMENDING APPROVAL OF THIS AS A ROUTINE ITEM AS PART OF THE BUDGET PROCESS.

>>Jim Wilson: I WOULD LIKE TO REQUEST OF STAFF THE FINANCIAL INFORMATION FOR FOUR OTHER RATES, IF WE SHOULD DECIDE TO POTENTIALLY REDUCE THE RATE BELOW WHERE IT WAS LAST YEAR.

AND THOSE RATES ARE .774, .773, .772, AND .771.

IT WOULD BE IMPORTANT, IF WE WERE GOING TO CONSIDER REDUCING THE RATE TO KNOW WHAT THE FINANCIAL IMPACT WOULD BE ON OUR OVERALL BUDGET.

AND IF WE HAD THOSE THEN BY SEPTEMBER 4th, WE CAN BEGIN OUR THOUGHT PROCESS ON THAT.

>>Steven Sarkozy: THAT'S EASY TO COMPUTE, AND WE'LL INCLUDE THAT.

>>Jim Wilson: I'LL MOVE THAT WE MOVE FORWARD.

>> WE DO NEED TO READ THE RESOLUTION.

>> THE CLERK STILL HAS TO READ IT.

09:50:40  FLORIDA STATUTES AND THE RULES OF AND REGULATIONS OF THE
09:50:42  DEPARTMENT OF REVENUE OF THE STATE OF FLORIDA AND PROVIDING
09:50:45  AN EFFECTIVE DATE.
09:50:47  >>Mayor Ribble: NOW WE'RE BACK TO COUNCIL AGAIN.
09:50:49  ANY OTHER COMMENTS OR QUESTIONS?
09:50:59  >>Mayor Ribble: SECOND BY COUNCILMAN BOESCH.
09:51:02  DO WE HAVE ANYBODY FROM THE PUBLIC SIGNED UP TO SPEAK?
09:51:05  >>Kathleen Hall: I HAVE NO ONE SIGNED UP TO SPEAK.
09:51:06  >>Mayor Ribble: OKAY.
09:51:07  DO YOU WANT TO DO ROLL CALL?
09:51:11  >>Howard Levitan: AYE.
09:51:12  >>Jon McLain: AYE.

09:51:13  >>Jim Boesch: AYE.
09:51:15  >>Nick Batos: AYE.
09:51:16  >>Jim Wilson: AYE.
09:51:16  >>Vice-Mayor Errington: AYE.
09:51:20  >>Mayor Ribble: AYE.
09:51:22  OKAY.
09:51:29  WOULD THE CLERK PLEASE READ THIS RESOLUTION TITLE?
09:51:36  >>Kathleen Hall: 2019-11, A RESOLUTION OF THE VILLAGE
09:51:40  COUNCIL OF THE VILLAGE OF ESTERO, FLORIDA, APPROVING THE
09:51:44  SOVEREIGNTY SUBMERGED LANDS LEASE MODIFICATION TO REFLECT
09:51:48  CHANGE IN OWNERSHIP FOR A PARCEL OF SOVEREIGNTY SUBMERGED
09:51:53  LAND IN SECTION 28, TOWNSHIP 46 SOUTH, RANGE 25 EAST, IN THE
09:51:56  ESTERO RIVER BETWEEN THE VILLAGE OF ESTERO AND BOARD OF
09:51:59  TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND OF THE STATE
09:52:01  OF FLORIDA, AUTHORIZING THE VILLAGE MAYOR TO EXECUTE THE
09:52:07  AGREEMENT, AND PROVIDING AN EFFECTIVE DATE.
09:52:09  >>Steven Sarkozy: THANK YOU, MAYOR, MEMBERS OF COUNCIL.
09:52:07  THIS IS A ROUTINE ITEM.
09:52:09  NOW THAT WE OWN HE THE PROPERTY THAT WE COMMONLY CALL ESTERO
09:52:11  ON THE RIVER, ON THE NORTH SIDE OF THE RIVER, THERE IS A
09:52:16  DOCK THAT IS SUBJECT TO A LAND LEASE FROM THE STATE
09:52:20  DEPARTMENT OF ENVIRONMENTAL PROTECTION.
09:52:23  SO THE STATE REQUIRES AN ANNUAL LEASE FOR THAT DOCK.
09:52:30  WE THINK IT'S APPROPRIATE WE CONTINUE THIS SO IT CAN BE USED
09:52:33  AS A DOCK RELATED TO THE ESTERO OUTFITTERS.
09:52:35  WE WOULD NEED TO DO THIS ON AN ANNUAL BASIS.
09:52:42  THIS IS A MODEST ANNUAL LEASE AMOUNT, BUT IT PROTECTS OUR
09:52:46  INTEREST IN THAT DOCK AND SECURES THE RIGHT TO USE PART OF
09:52:50  THE STATE WATERWAY, WHICH IS THE ESTERO RIVER.
09:52:52  SO THIS COMES TO YOU WITH A RECOMMENDATION FOR APPROVAL,
09:52:58  WHICH WOULD INCLUDE THE ONE-TIME LEASE TRANSFER OF $657 AND
09:53:01  AN ANNUAL LEASE RATE OF $531.
Mayor Ribble: COMMENTS OR QUESTIONS FROM THE COUNCIL?
HOWARD?
>>Howard Levitan: JUST A MINOR QUESTION.
I'M JUST CURIOUS AS TO WHY -- HOW WE GET INVOLVED IN THIS.
DO WE OWN THE DOCK?
>>Steven Sarkozy: WE OWN THE DOCK PILINGS.
>>Howard Levitan: PILINGS.
BUT NOT THE FACE OF THE DOCK.
>>Steven Sarkozy: THAT, I'M NOT SURE ABOUT THE SURFACE OF
THE DOCK.
WE HAVE SECURED INSURANCE FOR THE USE OF THAT DOCK AND ALL
OTHER ASPECTS, A VERY HEALTHY INSURANCE POLICY FROM ANY OF
THE PRIVATE LEASERS OF THE PROPERTY.
SO WE'RE WELL PROTECTED.
>>Howard Levitan: WHO OWNS THE LAND ITSELF?
>>Steven Sarkozy: THE VILLAGE.
>>Howard Levitan: THAT ABUTS THE DOCK?
THE VILLAGE.
>>Howard Levitan: SO THIS IS ON, AND WE LEASE IT TO ESTERO
OUTFITTERS.
>>Steven Sarkozy: CORRECT.
>>Mayor Ribble: ANY OTHER COMMENTS OR QUESTIONS?
I'LL ENTERTAIN A MOTION REGARDING THIS AGENDA ITEM.
>>Vice-Mayor Errington: SO MOVED.
>>Mayor Ribble: OH, PUBLIC COMMENT.
ANYONE SIGNED UP?
>>Kathleen Hall: NO ONE IS SIGNED UP.
>>Mayor Ribble: KATY MADE THE MOTION.
MR. BOESCH SECONDED THE MOTION.
WOULD YOU PLEASE CALL THE ROLL, MADAM CLERK.
>>Jim Wilson: AYE.
>>Nick Batos: AYE.
>>Jim Boesch: AYE.
>>Jon McLain: AYE.
>>Howard Levitan: AYE.
>>Vice-Mayor Errington: AYE.
>>Mayor Ribble: AYE.
THE NEXT ITEM ON THE AGENDA IS THE ESTERO RIVER
SEDIMENTATION ANALYSIS RFQ 2019-01.
MR. WILLIAMS, WOULD YOU LIKE TO INTRODUCE THIS ITEM?
GOOD MORNING.
SO WE HAVE FINISHED THE NEGOTIATIONS WITH COASTAL
ENGINEERING CONSULTANT FOR THEM TO PERFORM RIVER ANALYSIS,
DESIGN AND PERMITTING FOR REMOVING SOME SEDIMENT FROM SOME
KEY AREAS OF THE RIVER.
AS YOU CAN SEE HERE, THE TOTAL COST THAT WE HAVE IS JUST
UNDER $95,000.

THAT WORKS INTO THE BUDGET THAT WE HAVE FOR BOTH MAINTENANCE
ON THE RIVER AND WATER QUALITY OF $225,000.

SO WE WOULD JUST BE LOOKING FOR A MOTION TO APPROVE THAT
CONTRACT AND ALLOW THE MANAGER TO EXECUTE THE CONTRACT.

>>Mayor Ribble: ANY QUESTIONS OR COMMENTS FROM COUNCIL?

>>Vice-Mayor Errington: COULD YOU WALK US THROUGH HOW THIS
DATA WILL BE COLLECTED IN ORDER TO DETERMINE WHERE THIS
SHOULD HAPPEN ON THE RIVER?

>>David Willems: ABSOLUTELY.

>>Vice-Mayor Errington: JUST SO WE CAN VISUALLY SEE.

>>David Willems: THE CONSULTANT WILL TAKE A BOAT.

THEY'LL DO ONE RUN UP THE ENTIRE LENGTH OF THE RIVER GETTING
SURVEY ELEVATIONS AS THEY GO.

>>Vice-Mayor Errington: BEFORE YOU GO ANY FURTHER, WOULD
THAT BE FROM THE BAY ALL THE WAY UP TO WHERE?

>>David Willems: UP TO BASICALLY SANDY LANE, U.S. 41 AREA.

>>Vice-Mayor Errington: UNDERNEATH THE BRIDGE?

>>David Willems: YES, YES.

THEY'LL DO ONE PASS TO GET FAMILIAR WITH THE RIVER AND
UNDERSTAND.

THEY'LL BE ABLE TO SEE WHERE THE PROBLEMS ARE.

THEY ARE GOING TO NOTE THOSE AREAS, AND THEN COME BACK AND
DO A DETAILED SURVEY OF THAT ENTIRE SECTION.

SO IF THEY IDENTIFY THREE OR FOUR AREAS WHERE THERE'S
BUILT-UP SEDIMENT, THEY'LL COME BACK AND DO A DETAILED
SURVEY OF THAT AREA SO THEY CAN UNDERSTAND WHAT THE VOLUMES
THAT WOULD NEED TO BE REMOVED ARE.

>>Jon McLain: JUST A TIMING OF THE SURVEY, I WORRY SINCE
WE'RE JULY, ALMOST AUGUST NOW WITH HURRICANE SEASON AND
COMING ALONG AT A PRETTY HIGH RATE.

IT HAVE A VALUE TO WAIT UNTIL AFTER THE HURRICANE SEASON TO
DO THIS JUST IN CASE?

WHAT CAUSED A LOT OF THE SEDIMENTATION HAS BEEN HURRICANES.

IS THERE VALUE IN MAYBE DELAYING THIS UNTIL THEN, AFTER THAT
PERIOD?

>>David Willems: I DON'T THINK SO.

THE AREAS THAT PEOPLE HAVE BEEN CONCERNED ABOUT, IT SOUNDS
LIKE THEY HAVE PRETTY MUCH BEEN THERE FOR A WHILE.

I THINK THE STORMS REALLY AFFECT THE UPSTREAM AREAS MORE.

I DON'T KNOW THAT IT AFFECTS THE DOWNSTREAM AS MUCH AS THE
UPSTREAM.

>>Howard Levitan: THIS IS DESIGNED TO GIVE US A BASELINE.

>>David Willems: CORRECT.

>>Howard Levitan: IF WE DO HAVE HURRICANES AND THE
SEDIMENTATION BUILDS UP IN DIFFERENT AREAS, WE'RE GOING TO
BE ABLE TO DETERMINE THAT.
SO THIS IS PROBABLY THE BETTER TIME TO --
>>David Willems: YEAH, THAT IS A GOOD POINT.
RIGHT NOW, WE DON'T KNOW WHAT THE BOTTOM OF THE RIVER LOOKS LIKE.
IT'S BEEN A LONG TIME SINCE ANYBODY HAS LOOKED AT IT.
AND THIS WILL PROVIDE A GREAT COMPARISON TO SEE WHERE IT MOVES.
MAYBE IT STAYS IN THE SAME PLACE; MAYBE IT DOES MOVE.
>>Mayor Ribble: ANY OTHER COMMENTS?
NICK.
>>Nick Batos: YOU MENTIONED EITHER SANDY LANE OR 41.
I THINK IT'S IMPORTANT TO GET UP TO AT LEAST SANDY LANE SINCE WE'RE TALKING ABOUT A PIECE OF PROPERTY WE'RE PURCHASE THAT WE MAY USE FOR DIFFERENT THINGS.
>>David Willems: I BELIEVE SANDY LANE, THE CONTRACT SAYS.
Jim Boesch: BEFORE WE EVEN GOT INVOLVED AS A COUNCIL,
THIS HAS BEEN A PROBLEM.
PROBABLY IN 50 YEARS, NOBODY HAS DONE ANYTHING, ESPECIALLY IN ESTERO IN TERMS OF DETERMINING WHAT THE FLOW IS COMING FROM THE NORTH AND WHAT SEDIMENT -- WHERE THE SEDIMENT IS GOING.
IT IS AN EXCELLENT ADVANCEMENT IN OUR OVERALL WATER PROGRAM AND HOW WE'RE SEEING HOW THE WATER AFFECTS NOT JUST ESTERO, BUT ALL THE DIFFERENT AREAS.

IT'S IMPORTANT FOR US TO BE ABLE TO HAVE INFORMATION TO TALK TO PEOPLE THAT ARE INVOLVED IN OUR WATER PROBLEMS, TO SAY WE'VE DONE THIS EXTRA EXAMINATION OF THE WATER, WHERE THE WATER IS COMING FROM, WHERE ITS LAND AND HOW IT'S AFFECTING THE VILLAGE OF ESTERO, AS WELL AS OTHER PEOPLE, BUT ESPECIALLY THE VILLAGE OF ESTERO.
I THINK IT'S VERY IMPORTANT THAT AS WE COMPLETE OUR OVERALL WATER STRATEGY, WE UNDERTAKE THIS PROJECT.
>>Vice-Mayor Errington: ANOTHER QUESTION, AS YOU VENTURE OUT TO DO -- THE COMPANY DOES THE SEDIMENTATION EVALUATION, COULD SIGNS BE PUT UP JUST SAYING WHAT THEY'RE DOING SO PEOPLE CAN BE AWARE THAT THEY ARE JUST CHECKING OUT THE RIVER FOR SOME KIND OF ANALYSIS OF WHERE THE SEDIMENTATION IS AND TO HELP.
PEOPLE ARE VERY CURIOUS, AND THEY WANT TO KNOW, SO THINK ABOUT THAT.
I'M NOT SAYING TO DO IT.
THINK ABOUT IT.
WE HAVE GOTTEN SOME RESPONSES BACK FROM THE FLORIDA DEPARTMENT OF HEALTH THAT UNLESS YOU BATHE IN THE RIVER, SWIM FROM THE RIVER, THEY DON'T DO MUCH WITH IT.

BUT IF ANYBODY FALLS OFF --
09:59:54   >>David Willems: ARE YOU ASKING THAT WE HAVE SOMETHING ON
09:59:56   THE RIVER THAT SAYS WE'RE DOING THIS STUDY OR SOMETHING
09:59:59   ELSE?

10:00:00   >>Vice-Mayor Errington: LET THE PUBLIC -- I THINK THE MORE
10:00:03   THAT WE CAN COMMUNICATE WITH THE PUBLIC TO HELP THEM KNOW
10:00:06   INSTEAD OF EVERYBODY CALLING US SAYING, "WHAT ARE YOU DOING
10:00:10   ON THE RIVER?"
10:00:11   IT WOULD JUST HELP.
10:00:11   >>David Willems: I TOTALLY AGREE WITH THAT.
10:00:14   WELL, THE CONSULTANT UNDERSTANDS THAT, TOO.
10:00:17   IN OUR DISCUSSIONS, WE HAVE DISCUSSED PUBLIC MEETINGS,
10:00:20   MAKING SURE WE GET INFORMATION OUT TO THE PUBLIC.
10:00:22   AND WE WANT TO GET INFORMATION IN.
10:00:26   YOU KNOW, THE PUBLIC IS WHO USES THE RIVER ON A DAILY BASIS.
10:00:30   SO THE CONSULTANT DEFINITELY WANTS TO GET THAT INFORMATION.
10:00:33   >>Vice-Mayor Errington: ONLY TWO PLACES I SEE YOU COULD
10:00:36   POSSIBLY DO THAT, THAT YOU COULD ASK WOULD BE THE STATE PARK
10:00:40   AND ALSO AT THE OUTFITTERS, JUST TO SAY, WOULD YOU MIND,
10:00:44   THIS IS WHAT'S GOING ON.
10:00:49   >> WHAT IF WE PUT IT ON THE BOAT?
10:00:51   >>Vice-Mayor Errington: WELL, THE BOAT WON'T BE VISIBLE ALL
10:00:54   THE TIME.
10:00:55   >> IT WOULD BE VISIBLE TO EVERYBODY WHO COMES BY.
10:00:56   >>Vice-Mayor Errington: THAT COULD WORK.
10:00:57   >>David Willems: THEY HAVE DONE THIS A LOT.
10:01:01   IF SOMEBODY ASKS, THEY WOULD EXPLAIN WHAT THEY ARE DOING.
10:01:03   >>Vice-Mayor Errington: KIND OF LIKE DRIVING BESIDE THE LAND
10:01:07   BEING DEVELOPED AND PEOPLE SAYING, WHAT'S GOING ON?
10:01:11   IT REALLY HELPS THE CURIOSITY OF THE PUBLIC TO KNOW WHAT IS
10:01:17   BEING BUILT.
10:01:19   >>Jim Boesch: MAYBE WE SHOULD HAVE A WORKSHOP SESSION.
10:01:22   WE TALK ABOUT ALL THE THINGS THAT WE'VE ACCOMPLISHED IN THIS
10:01:25   THING, I DON'T THINK PEOPLE HAVE REALLY GRASPED EVERYTHING
10:01:28   THAT WE'VE DONE.
10:01:30   PROBABLY MORE THAN ANY OTHER MUNICIPALITY, EVEN THE COUNTY
10:01:34   HAS DONE IN ORDER TO FOCUS ON THE WATER SITUATION IN ESTERO.
10:01:40   MAYBE AFTER THIS, WE FINISH WITH THIS, WE HAVE A WORKSHOP
10:01:44   SESSION OR EVEN JUST A NIGHT WHERE YOU AND THOSE INVOLVED
10:01:49   INFORM THE RESIDENTS OF ESTERO WHERE WE ARE FOR THE
10:01:54   COMMUNITIES NOW MAINTAINING THEIR WATERWAYS, WHICH THEY
10:01:57   NEVER -- WON'T SAY NEVER -- HAS NOT BEEN TRADITION IN THE
10:02:01   PAST.
10:02:01   AND ALL THE THINGS THAT WE PUT TOGETHER IN THIS PROGRAM, I
10:02:05   THINK IN THE SUPPORT OF THE VICE-MAYOR, THAT PEOPLE GET
10:02:12   INFORMED OF ALL THINGS WE'VE DONE IN ORDER TO GET US SET FOR
10:02:15   WATER SITUATIONS IN THE FUTURE.
David Willems: YEAH, WE DEFINITELY HAVE THE PLAN TO DO PUBLIC MEETINGS, AND I THINK IT’S A GOOD POINT IS THAT THIS PROJECT AND THEN FGCU PROJECT ARE BOTH KIND OF TRACKING ON A SIMILAR TIMELINE. SO MAYBE IN SIX MONTHS OR SO, WE’LL HAVE INFORMATION ON BOTH OF THOSE, AND MAYBE WE CAN DO A MEETING LIKE WE DID, I GUESS IT WAS SIX OR EIGHT MONTHS AGO, THE ONE AT PELICAN SOUND WHERE WE JUST BROUGHT EVERYBODY THAT HAD AN INTEREST IN THE RIVER TOGETHER AND EXPLAIN EVERYTHING THAT WE’RE DOING AND THEN GOT INFORMATION BACK FROM THEM. I THINK THAT’S DEFINITELY SOMETHING WE WOULD WANT TO DO. David Willems: THAT IS THE FIRST PART. THE FIRST PART IS IDENTIFYING THE CONCERNS WITH THE RIVER. IN HERE IS THE DESIGN AND PERMIT SOLUTIONS, IF THERE’S SOMETHING THAT NEEDS TO BE DONE. IT’S NOT THE CONSTRUCTION IN HERE, BUT IT’S THE DESIGN AND PERMITTING OF THOSE PROJECTS, IF THEY’RE NEEDED. Jon McLain: OKAY. Mayor Ribble: OKAY. ANY OTHER COMMENTS FROM COUNCIL? PUBLIC COMMENTS? Kathleen Hall: NO ONE IS SIGNED UP. MAKE A MOTION THAT WE APPROVE THIS. Mayor Ribble: WE HAVE A MOTION. SECONDED BY KATY. MADAM CLERK, WOULD YOU PLEASE CALL THE ROLL?

VILLAGE COUNCIL OF THE VILLAGE OF ESTERO, IS FLORIDA,
ADOPTING THE CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEAR
2019-2020 AND PROVIDING AN EFFECTIVE DATE.
>>Mayor Ribble: STEVE.
>>Steven Sarkozy: THANK YOU, MAYOR, MEMBERS OF COUNCIL.
THIS IS PART OF THE BUDGET PROCESS AND A REQUIRED ELEMENT,
ACCORDING TO STATE STATUTES, IN ADOPTING OUR OVERALL BUDGET.
WE HAVE A CAPITAL IMPROVEMENT PROGRAM THAT IS STRUCTURED
AROUND THE PROFESSIONAL STUDIES THAT WE'VE DONE IN EACH OF
THE FUNCTIONAL AREAS OF RESPONSIBILITY FOR THE VILLAGE.
THE CURRENT CAPITAL IMPROVEMENT PROGRAM LISTS TOTAL PROJECTS
OF ABOUT $26 MILLION.
IT ALSO IDENTIFIES LONG TERM OTHER PROJECTS THAT ARE OF
INTEREST TO THE VILLAGE SO THAT THEY ARE IN OUR MEMORY BANK,
IF YOU WILL, AND ARE AVAILABLE FOR FUTURE PRIORITIZATION,
DEPENDING UPON THE INTERESTS OF THE COMMUNITY AND THE
COUNCIL.
THIS IS A DYNAMIC PROCESS.
IT PROVIDES SHORT-TERM DECISION AND ALLOCATIONS OF DOLLARS,
BUT IT ALSO PROVIDES A LONG-TERM FOCUS ON OUR CAPITAL
IMPROVEMENT NEEDS.
WE'RE RECOMMENDING THAT YOU ADOPT THE BUDGET AND THE DETAIL
OF THE BUDGET IS INCLUDED IN YOUR PACKET AND IS AVAILABLE TO
THE PUBLIC ON THE WEB.
>>Mayor Ribble: OKAY.
COUNCIL, QUESTIONS AND DISCUSSION?
HOWARD?
>>Howard Levitan: I JUST WANT TO REMIND STAFF THAT WE HAD A
SERIES OF COMMENTS WHEN WE LAST TALKED ABOUT THE C.I.P. IN
WORKSHOP, DEALING WITH THE FORMATTING AND DEALING WITH
FUTURE YEARS PRIORITIZATION OF THE VARIOUS PROJECTS IN AN
OPEN-TYPE FORUM, PROBABLY A WORKSHOP FOR US, EARLY IN THE
SPRING, SO THAT WE DON'T JUST SEE IT AT ONE POINT IN THE
BUDGET, THAT WE PROVIDE INPUT AS TO PRIORITIES.
AND I THINK THAT'S GOING TO BE VERY IMPORTANT AS WE MOVE
INTO THE ERA WHERE EVERYBODY IS COMPETING FOR A VARIETY OF
PROJECTS THAT THEY MAY FAVOR.
I'M VERY COMFORTABLE WITH ADOPTING THE C.I.P. FOR THIS YEAR,
BUT WILL LOOK FORWARD TO THE PRIORITIZATION PROCESS NEXT
YEAR.
>>Mayor Ribble: ANY OTHER COMMENTS?
NICK?
>>Nick Batos: I WANT TO THANK STAFF FOR MAKING THE
ADJUSTMENTS THAT WERE RECOMMENDED AT THE WORKSHOP AND ALSO
ALONG WITH MR. LEVITAN.
I THINK THE EARLIER THAT WE GET THAT STARTED, THAT PROCESS,
LATE WINTER OF THIS COMING YEAR, I THINK IT WOULD BE AN IMPORTANT THING, AND ESPECIALLY BEFORE STAFF STARTS WORKING AND SPENDING TIME ON DOING THEIR PLANNING THAT WE SHOULD HAVE OUR INPUT INTO IT.

Jim Wilson: I WOULD ALSO LIKE TO THANK STAFF.

THE BEN HILL GRIFFIN PARKWAY LANDSCAPE IMPROVEMENT NOW HAS THE FUNDING IN IT FOR THE COMING YEAR.

IT’S IMPORTANT TO REMEMBER THAT THE SPECIAL SERVICES AREA OF THE SPECIAL ASSESSMENT AREA THAT WAS ASSESSING THE VARIOUS PEOPLE RIGHT AROUND THAT STRETCH WENT AWAY.

I MEAN, IT'S GONE.

ALTHOUGH IT'S STILL A LEE COUNTY ROAD, IT'S AN IMPORTANT PART OF OUR COMMUNITY.

WE JUST LOST A -- [ INAUDIBLE BECAUSE OF COUGH ] -- AND THERE IS A WHOLE SECTION WHERE THE COUNTY REMOVED VEGETATION.

IN FAIRNESS, MOST OF IT WAS DEAD, BUT WE'VE GOT ALL THE IRRIGATION STUFF IN PLACE.

I'M HOPING THAT STAFF CAN START SOME KIND OF A PLAN TO MOVE THIS THING FORWARD SO THAT WE WILL HAVE A LANDSCAPE STRETCH THERE.

THEN IN FUTURE YEARS, WE CAN DO A MORE EXTENSIVE LANDSCAPING.

THANK YOU.

>>Mayor Ribble: WE HAD A CONVERSATION AT THE LAST MEETING, STEVE, ABOUT THEM RIPPING OUT ALL THE VEGETATION AND HOW NASTY THAT WHOLE SECTION LOOKS OVER THERE RIGHT NOW. I KNOW YOU FOLKS WILL HELP US GET THAT FIXED.

>>Jim Wilson: THE SECTION FROM EVERBLADES DRIVE GOING SOUTH DOWN TO MIROMAR OUTLET DRIVE BEFORE YOU GET INTO THE SHOPPING CENTER.

IT NEEDS SOME WORK.

HOPE WE CAN EXPEDITE THAT.

>>Vice-Mayor Errington: I WOULD ALSO LIKE TO THANK STAFF FOR THE WORK ON THE U.S. 41 LANDSCAPING PROJECT, WHICH WILL BEGIN SOON, I HOPE.

AFTER OVER FOUR YEARS, WE’VE LOOKED AT A LOT OF UGLINESS ON THE NORTH END.

I AM SO EXCITED ABOUT WHAT WILL TAKE PLACE THROUGHOUT THE ENTIRE STRETCH OF, I GUESS, THE THREE MILES, THREE, FOUR MILES.

I ALSO WANT TO COMPLIMENT STAFF ON THE FACT THAT WE HAVE TRIED VIGOROUSLY TO HAVE ALL THE LANDSCAPING TO BE NATIVE PLANTS AND ALSO LIMITED WATER USE.

AND I THINK THAT IS EXTREMELY IMPORTANT.

THAT'S WHAT WE WANT TO BE ABLE TO TAKE, TO BE KNOWN AS A
COUNCIL THAT WE WERE THINKING AHEAD.

WE'RE TRYING TO SAVE WATER.

WE WANT TO HAVE BEAUTIFICATION IN THE MEDIANS.

I KNOW THERE'S A STRUGGLE GOING ON NOW IN COLLIER COUNTY
WITH THE LANDSCAPING.

THE BEAUTY OF DRIVING TO COLLIER COUNTY HAS BEEN THE
BEAUTIFUL LANDSCAPING.

AND I THINK I READ IN THE NAPLES DAILY, EITHER TODAY OR
YESTERDAY -- TODAY, THAT HELPS RESALE VALUE OF HOMES.

IT MAKES PEOPLE FEEL -- IT'S LIKE A THERAPEUTIC DRIVE, AND
IT'S VERY IMPORTANT.

ALSO, ANOTHER THING THAT WE EMPHASIZED ON LANDSCAPING ON 41
WAS THE SAFETY OF THE WORKERS AND NOT HAVING SOD RIGHT UP
AGAINST THE AS FAULT AND THE BERMS THERE, SO THAT, AS YOU
REMEMBER, A WORKER WAS KILLED IN BONITA SPRINGS THIS PAST
YEAR, DOING WORK IN THE MEDIAN, I THINK OFF U.S. 41 AND U.S.
41.

SO VERY MANY COMPLIMENTS GO TO YOU, DAVID, FOR WORKING WITH
THE FOLKS IN TAMPA AND WHO WERE OUR CONSULTANTS.

I GUESS IT'S YET TO BE SEEN.

WOULD YOU REFRESH MY MEMORY.

WHEN DO WE START AGAIN?

WHEN WILL THEY START?

I THOUGHT IT WAS AUGUST.

>>Mayor Ribble: WE KNOW ESTERO PARKWAY IS DEFINITELY
OCTOBER 1st.

>>David Willems: U.S. 41, ALL WE'RE WORKING ON IS FINALIZING
THE CONTRACT ITSELF.

WE GOT F.D.O.T. APPROVAL TO WORK ON IT, SIGN THE CONTRACT A
COUPLE OF WEEKS AGO.

WE'RE WORKING WITH GETTING ALL OF OUR SIGNATURES, GETTING
ALL OF THEIR SIGNATURES.

IT'S A MATTER OF A COUPLE OF DAYS PROBABLY TO FINISH THAT.

>>Vice-Mayor Errington: A COUPLE OF DAYS --

>>David Willems: FOR US TO FINISH THE CONTRACT AND THEN
THEY'LL START, I THINK, WITHIN 30 DAYS.

>>Vice-Mayor Errington: IT COULD BE THE END OF AUGUST.

OKAY.

THANK YOU.

>>Mayor Ribble: I'M GOING TO CALL ON MYSELF TO MAKE A
COMMENT BECAUSE I TOTALLY AGREE WITH WHAT KATY JUST SAID.
I'VE BEEN READING THE ARTICLES, AND I DON'T WANT TO PUT YOU
ON THE SPOT HERE, BURT, I DON'T HAVE TO COMMENT ON THIS,
ABOUT THE MONEY GOING FROM 48,000 A SQUARE MILE TO

$68,000 AND EVERYONE HAS TEARS IN THEIR EYES.

AND THERE'S NO SCIENTIFIC STUDY OF, IS THERE A PAYBACK.
I'VE GOT NEWS FOR YA, YOU'VE GOT ALMOST 300 POUNDS OF STUDY RIGHT HERE THAT MOVED DOWN HERE BECAUSE OF THE BEAUTIFUL FOLIAGE, HOW GREAT THE COMMUNITIES LOOK, THE TREES, THE CUTTING OF THE GRASS AND ON AND ON AND ON. I COULD NAME YOU 20 OF MY BEST FRIENDS THAT CAME DOWN HERE FOR THE SAME REASON. I DON'T KNOW IF YOU WANT TO PUT THAT 300-POUND STUDY IN THE -- LET IT BE KNOWN, I TOTALLY AGREE WITH WHAT THE VICE-MAYOR SAID.

ANY OTHER COMMENTS FROM THE COUNCIL?

OKAY.

ANYONE FROM THE PUBLIC SIGNED UP TO SPEAK?

>>Kathleen Hall: I HAVE NO ONE SIGNED UP TO SPEAK.

>>Mayor Ribble: I'LL ENTERTAIN A MOTION.

>> SO MOVED.

>>Mayor Ribble: SECOND BY KATY.

>>Kathleen Hall: I HAVE NO ONE SIGNED UP TO SPEAK ON THIS ITEM.

>>Mayor Ribble: OKAY.

HOWARD, WE'LL START WITH YOU FOR COUNCIL COMMENTS.

HOWARD -- THAT TYPE OF LAWSUIT INVOLVING REAL ESTATE AND CONDEMNATION, THINGS LIKE THAT.

I WASN'T AWARE OF THAT ONE.

I'M PARTICULARLY SENSITIVE TO THAT AREA BECAUSE, WHILE IT'S NOT IN MY DISTRICT, IT'S RIGHT OUTSIDE THE GATES OF -- ONE OF THE GATES OF THE COMMUNITY THAT I LIVE IN.

EVEN THOUGH IT'S A PARTICULARLY SMALL MATTER, THAT WAS A PAPER DEVELOPMENT, WE'LL CALL IT, THAT THEY SOLD OFF LOTS WITHOUT BUILDING STREETS AND ANY PUBLIC UTILITIES.

IT HAS BEEN A SOURCE OF PROBLEMS IN THE PAST AND IT'S GOING TO BE.

EVEN A SMALL SUIT INVOLVING ONE OR TWO LOTS CAN SET A PRECEDENT FOR THE WHOLE DEVELOPMENT AND COULD POTENTIALLY
COME BACK AND HAUNT US.

SO I THINK IT'S SOMETHING THAT COUNCIL NEEDS TO EXERCISE SOME OVERSIGHT ON, AT LEAST IN TERMS OF KNOWING WHAT WAS GOING ON.

THAT WAS SORT OF A SURPRISE TO ME OVER THE WEEKEND.

I'M SURE THAT BURT WILL HANDLE THAT.

>>Mayor Ribble: YEAH, BURT.

WE ALL WERE AMBUSHED ON THAT ARTICLE.

>>Burt Saunders: I CAN ASSURE YOU, WE DID NOT CONTACT THE MEDIA TO GENERATE THE ARTICLE.

>> AND THE MEDIA WON'T TELL US WHO --

>> THE MEDIA, ACTUALLY, THEY ARE TYPICALLY CHECKING TO SEE WHO IS SUING WHO.

IT'S NOT A SURPRISE ONCE A LAWSUIT IS FILED THAT IT'S OUT IN PUBLIC.

WHAT I'LL DO IS DISTRIBUTE OUR MOTION TO DISMISS AND THE COMPLAINT SO YOU'LL HAVE THE FULL STORY FROM BOTH SIDES OF WHAT THE ISSUE IS.

I'LL RATHER NOT GET INTO ANY DETAIL HERE AT THIS POINT BECAUSE ANYTHING -- I DON'T WANT TO CREATE ANY PROBLEMS IN THE LITIGATION.

WHAT WE WILL DO, AFTER YOU COME BACK FROM YOUR BREAK, IF THE MATTER IS STILL PENDING, THEN WE'LL SCHEDULE A CLOSED SESSION TO DISCUSS POSSIBLE ISSUES ASSOCIATED WITH IT AND HOW TO PROCEED GOING FORWARD.

I'LL GET A COPY OF THE MOTION TO DISMISS OUT TO YOU TODAY.

IT MAKES FOR AN INTERESTING READ IN TERMS OF WHAT THE FACTS ARE AND WHAT THE LEGAL ISSUES ARE.

>> I'LL MAKE A COMMENT THAT THIS IS NOT A NEW SITUATION.

I CAN REMEMBER YOU GUYS TALKING ABOUT IT IN THE PLANNING DEPARTMENT.

IT JUST KEEPS ON COMING BACK AND COMING BACK.

MAYBE THIS IS A WAY TO SOLVE THE PROBLEM.

WE'RE AT THE STAGE OF A MOTION TO DISMISS.

OUR POSITION IS THAT THE PLAINTIFFS HAVE NOT EXHAUSTED ALL OF THEIR LOCAL REMEDIES SO THE CASE IS PREMATURE.

WE THINK IT WILL BE DISMISSED.

IT WILL BE REFILED AT A SOME POINT.

IT WILL BE IN FRONT OF YOU AT SOME POINT, EVEN IF THAT HAPPENS.

WE'LL GET THE INFORMATION TO YOU SO YOU KNOW WHAT THE ISSUES ARE AND THEN WE'LL TALK ABOUT HAVING A CLOSED SESSION SOMETIME IN THE FALL TO GET INTO SOME REAL DETAIL ON HOW TO PROCEED GOING FORWARD.

>>Mayor Ribble: KATY.

>>Vice-Mayor Errington: YES.
10:16:56 THE COMP PLAN WITH THE WETLANDS, READING THAT, AND ALSO MY
10:17:04 LOVE FOR THE IMPORTANCE OF WETLANDS AND THE VALUE THAT THEY
10:17:09 BRING, THERE'S A NEW BOOK THAT IF COUNCIL IS INTERESTED,
10:17:13 THAT YOU MAY WANT TO PURCHASE.
10:17:14 IT CAME THROUGH THE ECO MODERATOR.
10:17:19 IT'S CALLED "THE WETLANDS" AND IT'S BY WILLIAM MITSCH.
10:17:22 IN THIS BOOK, HE TALKS ABOUT FREEDOM PARK IN COLLIER COUNTY.
10:17:28 IT'S A 50-ACRE PARK, AND WITH TWO MILES OF BOARDWALK THAT
10:17:32 GOES THROUGH IT, AND HOW IT'S JUST SO BEAUTIFUL AND THE
10:17:37 VALUE IT HAS FOR COLLIER COUNTY FOR STORMWATER MANAGEMENT.
10:17:42 SO YOU NEED TO THINK ABOUT THAT BECAUSE THE MORE WE KNOW
10:17:47 ABOUT WETLANDS AND THE VALUE OF WETLANDS AND IT'S VERY, VERY
10:17:53 IMPORTANT TO THIS AREA.
10:17:54 I THINK ONE OF THE MOST IMPORTANT THINGS THAT WE CAN DO ON
10:17:57 COUNCIL IS TO LEAVE A LEGACY THAT WE REALLY WORKED HARD TO
10:18:02 MAKE THIS COMMUNITY SAFE AND TO HAVE GOOD, CLEAN DRINKING
10:18:05 WATER AND ADEQUATE DRINKING WATER, AND A PLACE WHERE THE
10:18:09 WILDLIFE CAN LIVE.
10:18:10 SO THIS IS AN EXCITING TIME FOR ESTERO.
10:18:16 BUT, AGAIN, THE NAME OF IT IS "THE WETLANDS."
10:18:19 IT WILL PUT TO YOU SLEEP AT NIGHT, BILL.
10:18:21 [ LAUGHTER ]
10:18:24 >>Mayor Ribble: I'M SURE IT WILL.
10:18:25 JIM, YOU'RE UP.
10:18:28 >>Jim Boesch: THE ONLY ANNOUNCEMENT I WOULD LIKE TO MAIN
10:18:30 IS ON MONDAY, THE -- OR TUESDAY, THE PAPERS FOR ESTERO
10:18:36 FOREVER FOUNDATION WERE SIGNED AND FORMALIZED AND WILL BE IN
10:18:41 CONJUNCTION WITH THE SOUTHWEST FOUNDATION COMMUNITY, WHICH
10:18:48 CHARITABLE ORGANIZATION IS WELL KNOWN.
10:18:51 SERVES MANY, MANY COMMUNITIES ALL THROUGH SOUTHWEST AND
10:18:55 SOUTH FLORIDA, AND YOU'LL GET MORE AND MORE NEWS AS WE GO
10:19:02 FORWARD.
10:19:04 >>Mayor Ribble: NICK?
10:19:05 >>Nick Batos: NOTHING.
10:19:06 >>Mayor Ribble: JIM?
10:19:10 >>Jim Wilson: YES, I THINK WE ARE BLESSED WITH STRONG
10:19:12 FINANCIAL HEALTH.
10:19:13 I THINK THE ACTION THAT WE TOOK A FEW MINUTES AGO TO APPROVE
10:19:16 THIS CAPITAL IMPROVEMENT BUDGET PROVES THAT SOME OF THE
10:19:20 MONEY THAT WE'VE ACCUMULATED AND PEOPLE HAVE WONDERED, WELL,
10:19:24 WHAT IS THE VILLAGE GOING TO DO WITH ALL THIS MONEY?
10:19:26 I THINK WE'VE STARTED TO SHOW THEM EXACTLY WHAT WE'RE DOING.
10:19:30 AT OUR LAST COUNCIL MEETING, I ASKED A QUESTION DEALING WITH
10:19:35 THE FIVE-YEAR ASPECT OF THIS PLAN AND THE VARIOUS ITEMS THAT
10:19:38 WERE PLANNED AND ACTUALLY HAD DOLLAR AMOUNTS ASSOCIATED WITH
10:19:41 THEM, AND I ASKED OUR FINANCE DIRECTOR WHETHER OR NOT IN HER
OPINION WE HAD THE SUFFICIENT CASH FLOW TO FUND THAT.
AND I THINK IT'S IMPORTANT TO UNDERSTAND THAT HER ANSWER AT
THAT TIME WAS YES.
AND I'M LOOKING TO HER -- I THINK THAT'S REALLY GOOD.
BECAUSE WITH OUR WONDERFUL TAX BASE AND WITH THE MONEY WE
GET FROM THE STATE AND OTHER SOURCES, WE'RE ABLE TO DO ALL
SORTS OF THINGS THAT FOCUS ON ESTERO INSTEAD OF OTHER AREAS
OF THE COUNTY.
THANK YOU.

Mayor Ribble: I WANT TO MAKE IN CLOSING COMMENTS, A LOT OF
YOU FOLKS KNOW I WAS AT A MEETING UP IN ORLANDO ON FRIDAY.
I'M ON THE TRANSPORTATION POLICY COMMITTEE FOR THE STATE
THROUGH THE FLORIDA LEAGUE OF CITIES.
I KNOW JIM AND NICK KNOW FROM BEING ON THE MPO, AND, OF
COURSE, NOW KATY, THE F.D.O.T. HAS A $10.8 BILLION BUDGET
THAT THEY OPERATE OFF OF EVERY YEAR, AND 2.5 BILLION OF THAT
COMES FROM THE FEDERAL GOVERNMENT.
BUT THERE'S SOME TALK -- I KNOW WE'RE TALKING ABOUT LOWERING
THE MILLAGE RATE, BUT ON THE OTHER HAND, THEY ARE TALKING
ABOUT RAISING THE FUEL TAX, OR THE GASOLINE TAX, AND WE
SPENT ABOUT THREE HOURS TALKING ABOUT THAT AND ABOUT THE
FAILING INFRASTRUCTURE THAT WE HAVE NOT ONLY IN THE STATE OF
FLORIDA BUT ALL THE STATES.
THE PERSON FROM F.D.O.T. MAKING THE PRESENTATION HAD A GREAT
ANALOGY.
HE WENT AROUND THE ROOM ASKING EVERYBODY HOW MUCH THEY PAID
FOR INTERNET.
I THINK THE AVERAGE WAS $75.
AND HE SAID, IF I WENT AROUND THE ROOM AND ASKED YOU HOW
MUCH YOU SPENT IN FUEL TAX PER MONTH, IT WOULD BE WAY LESS
THAN $75.
I THINK THE MESSAGE IS OUT THERE.
DON'T BE AFRAID TO SUPPORT IF THEY COME UP WITH A FUEL TAX.

IF YOU LOOK AT SOME OF THE BRIDGES AND SOME OF THE
INFRASTRUCTURE THAT WE HAVE, WE NEED A LOT OF HELP IN THAT
AREA.
The last thing I'll close with is a comment about electric
vehicles and the concern of not being able to collect a tax
on someone that charges their check trick vehicle.
So we need to put some legislation forward.
By 2040, the state is going to have to come up with 20,606
level 2 charging stations.
Those are charging stations that take a couple of hours.
And an additional 2741 additional DC fast-charging stations
for electric vehicles.
BY THAT TIME, 10% OF OUR VEHICLES WILL BE ELECTRIC.
SO IT’S COMING.
I DON’T KNOW IF I’LL SEE IT, BUT IT’S COMING RIGHT AROUND
THE CORNER.
SOMETHING TO KEEP YOUR EYE ON.
OKAY.
BURT?
>>Burt Saunders: I DON’T HAVE ANYTHING TO ADD.
>>Mayor Ribble: STEVE?
>>Steven Sarkozy: NOTHING.
>>Mayor Ribble: OKAY.
MOVING RIGHT ALONG.
WE HAVE ON THE AGENDA THE FIRST READING OF ORDINANCE 2019-23
TO ADOPT AN AMENDMENT TO THE VILLAGE OF ESTERO’S
COMPREHENSIVE PLAN.
THIS IS A PUBLIC HEARING AND PUBLIC COMMENTS WILL BE TAKEN
AT THIS HEARING.
IF THE ORDINANCE IS PASSED ON THE FIRST READING, IT WILL BE
TRANSMITTED TO THE STATE FOR COMMENTS.
AFTER THE VILLAGE RECEIVES STATE COMMENTS, THE ORDINANCE
WILL HAVE A SECOND READING AND PUBLIC HEARING BEFORE IT IS
ADOPTED.
MADAM CLERK, HAS THE ORDINANCE BEEN PROPERLY ADVERTISED?
>>Kathleen Hall: IT HAS.
>>Mayor Ribble: WOULD THE CLERK PLEASE READ THE TITLE OF THE
ORDINANCE.
>>Kathleen Hall: ORDINANCE 2019-23, AN ORDINANCE OF THE
VILLAGE COUNCIL OF THE VILLAGE OF ESTERO, FLORIDA, ADOPTING
AN AMENDMENT TO THE VILLAGE OF ESTERO COMPREHENSIVE PLAN TO
CHANGE THE TEXT TO REFERENCE THE VILLAGE’S 10-YEAR WATER
SUPPLY FACILITIES WORK PLAN AS PROVIDED ON ATTACHMENT A AND
MADE A PART HEREOF; PROVIDING FOR TRANSMITTAL OF THE
AMENDMENT TO THE STATE OF FLORIDA AND OTHER REVIEWING
AGENCIES AS REQUIRED BY STATUTE; PROVIDING FOR SEVERABILITY;
PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.
>>Mayor Ribble: OKAY.
MARY GIBBS, YOU HAVE A PRESENTATION FOR US?
>>Mary Gibbs: GOOD MORNING, COUNCIL.
WE HAVE TWO COMPREHENSIVE PLAN AMENDMENTS FOR CONSIDERATION
TODAY.
The first one is called the water supply facilities work
plan.
Just kind of got a big long name.
I’ll give you a quick background about why we have this
today and other than we’re required to do it.
ALL THIS IS DOING IS CHANGING ONE POLICY IN OUR
COMPREHENSIVE PLAN.

IT'S REQUIRED BY THE STATE, SO THE STATE STATUTE SAYS THAT ONCE YOU ADOPT A COMPREHENSIVE PLAN AND ONCE THE WATER MANAGEMENT DISTRICT HAS DEVELOPED A REGIONAL WATER SUPPLY PLAN THAT WE HAVE 18 MONTHS TO PUT TOGETHER OUR OWN WATER SUPPLY FACILITIES WORK PLAN.

SO BASICALLY, THE STATE REQUIRED THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT HAS ALREADY ADOPTED ITS REGIONAL WATER SUPPLY PLAN 18 MONTHS AGO, SO IT'S TIME FOR US TO ADOPT OUR WORK PLAN.

BUT THERE IS A GOOD THEORY BEHIND IT. THE IDEA BEHIND IT IS THAT YOU SHOULD COORDINATE YOUR LAND USE PLANNING WITH YOUR WATER SUPPLY PLANNING.

SO THAT'S THE PREMISE BEHIND IT.

WE HIRED JOHNSON ENGINEERING TO PUT THIS TOGETHER FOR US BECAUSE IT'S A TECHNICAL DOCUMENT.

IT'S GOT A LOT OF VERY SPECIFIC STATUTORY THINGS THAT HAVE TO BE IN IT.

SO JOHNSON PUT TOGETHER THIS DOCUMENT FOR US.

IT'S IN YOUR PACKET.

IT'S 45 PAGES LONG.

AND I HAVE TO SAY, IT'S PRETTY DRY.

IT WILL PUT YOU TO SLEEP IF YOU WANT TO READ THE WHOLE THING.

BUT -- WE'RE FORTUNATE BECAUSE WE HAVE WATER SUPPLY BY LEE COUNTY UTILITIES AND BONITA SPRINGS UTILITIES.

SO WE DON'T DO OUR OWN WATER SUPPLY.

SO THERE ARE LIMITS TO WHAT WE CAN DO.

BUT WHAT WE HAVE TO DO IN THIS WATER SUPPLY PLAN, AND WHAT JOHNSON ENGINEERING DID FOR US IS THEY TOOK THE POPULATION OF ESTERO, AND YOU HAVE TO PROJECT IT OUT TEN YEARS INTO THE FUTURE, AND THEN FIGURE OUT WHAT THE WATER SUPPLY IS BY THESE TWO ENTITIES, AND WILL THERE BE ENOUGH WATER SUPPLY FOR OUR POPULATION IN TEN YEARS?

AND BASICALLY, THEY SAID, YES, THERE WILL BE ENOUGH WATER SUPPLY TO THE YEAR 2030 IS WHAT WE PROJECTED OUT.

AND THEN THERE ARE A FEW CAPITAL IMPROVEMENTS.

THEY WOULD BE IN BSUs, CIP, AND LEE COUNTY UTILITIES HAS A FEW CAPITAL IMPROVEMENTS TO MAKE SURE THAT THERE'S ENOUGH WATER SUPPLY.

THERE'S ALSO SOME THINGS, IT'S NOT JUST THE WATER SUPPLY,

BUT IT'S CONSERVATION AND REUSE, SO WE'VE GOT A LOT OF POLICIES IN OUR PLAN RIGHT NOW THAT SAY, YOU KNOW, WE ENCOURAGE REUSE.

WE ENCOURAGE CONSERVATION TECHNIQUES.
FLORIDA FRIENDLY LANDSCAPING.

SO ALL WE'VE GOT TO DO IS CHANGE ONE POLICY IN OUR PLAN.

AND THE POLICY IS KIND OF -- I WON'T SAY IT'S SILLY BUT IT'S

KIND OF UNDERSTOOD.

WE HAVE A POLICY IN OUR PLAN THAT SAYS WE WILL DEVELOP A

WATER SUPPLY PLAN WITHIN 18 MONTHS OF WATER MANAGEMENT.

NOW WE'RE GOING TO GO BACK IN THAT POLICY AND SAY WE

DEVELOPED A WATER SUPPLY PLAN WITHIN THE 18 MONTHS.

CHECK.

WE DON'T HAVE TO DO ANY CAPITAL IMPROVEMENTS OF OUR OWN

BECAUSE WE DON'T CONTROL THE WATER SUPPLY.

IN YOUR STAFF REPORT, THE POLICY THAT WE NEED TO CHANGE IS

WRITTEN OUT, AND THAT'S ALL IT SAYS.

WE HAVE ALREADY COORDINATED WITH THE STATE TO TELL THEM THIS

IS COMING.

WE COORDINATED ALREADY WITH THE WATER MANAGEMENT DISTRICT TO

MAKE SURE WE'RE NOT MISSING ANYTHING AND WE'RE DOING THE

RIGHT THING.

WE'VE GOTTEN SOME PRELIMINARY COMMENTS FROM THEM.

WE'VE ALREADY INCORPORATED IT INTO THIS POLICY.

WE TOOK IT TO THE PLANNING AND ZONING BOARD.

THEM THIS IS COMING.

WE COORDINATED ALREADY WITH THE WATER MANAGEMENT DISTRICT TO

MAKE SURE WE'RE NOT MISSING ANYTHING AND WE'RE DOING THE

RIGHT THING.

WE'VE GOTTEN SOME PRELIMINARY COMMENTS FROM THEM.

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RIGHT THING.

WE'VE GOTTEN SOME PRELIMINARY COMMENTS FROM THEM.

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WE TOOK IT TO THE PLANNING AND ZONING BOARD.

THEM THIS IS COMING.

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MAKE SURE WE'RE NOT MISSING ANYTHING AND WE'RE DOING THE

RIGHT THING.

WE'VE GOTTEN SOME PRELIMINARY COMMENTS FROM THEM.

WE'VE ALREADY INCORPORATED IT INTO THIS POLICY.

WE TOOK IT TO THE PLANNING AND ZONING BOARD.

THEM THIS IS COMING.

WE COORDINATED ALREADY WITH THE WATER MANAGEMENT DISTRICT TO

MAKE SURE WE'RE NOT MISSING ANYTHING AND WE'RE DOING THE

RIGHT THING.

WE'VE GOTTEN SOME PRELIMINARY COMMENTS FROM THEM.

WE'VE ALREADY INCORPORATED IT INTO THIS POLICY.

WE TOOK IT TO THE PLANNING AND ZONING BOARD.

THEM THIS IS COMING.

WE COORDINATED ALREADY WITH THE WATER MANAGEMENT DISTRICT TO

MAKE SURE WE'RE NOT MISSIN...
10:28:44 THAT'S SAFER, BUT IN EIGHT OR NINE YEARS, WOULD A NEW
10:28:52 COUNCIL THEN HAVE TO BE ON GUARD TO BE ABLE TO SAY WE NEED
10:28:56 TO HAVE ANOTHER GUARANTEE THAT WE HAVE TEN MORE YEARS.
10:28:59 IS THAT THE WAY IT WORKS?
10:29:01 >>Mary Gibbs: WELL, THE STATUTE ONLY MAKES YOU PROJECT OUT
10:29:04 TO TEN.
10:29:04 THEN THE WATER MANAGEMENT DISTRICT WILL UPDATE ITS WATER
10:29:08 SUPPLY PLAN.
10:29:09 THEN YOU HAVE TO GO BACK AND DO IT AGAIN.
10:29:11 IT'S TEN.
10:29:11 THEN YOU HAVE TO DO IT AGAIN FOR TEN.
10:29:13 BUT I THINK THESE WATER SUPPLY UTILITIES, YOU KNOW, BSU AND
10:29:18 LCU, THEY WILL DO LONGER RANGE PROJECTIONS BECAUSE I DON'T
10:29:22 THINK THEY CAN FUNCTION JUST ON A TEN-YEAR BASIS.
10:29:24 THEY'LL LOOK AT THE LONG RANGE.
10:29:26 AGAIN, ONCE YOU GET PAST 20 YEARS, IT'S REALLY HARD TO
10:29:29 PROJECT.
10:29:29 BUT THEY DO LOOK AT THE LONG TERM.
10:29:31 THIS IS JUST A REQUIREMENT THAT YOU ONLY HAVE TO DO TEN
10:29:34 YEARS.
10:29:34 WE COULD PROJECT IT, BUT I DON'T THINK IT WOULD THAT BE
10:29:38 VALUABLE AT THIS POINT.
10:29:40 >>Vice-Mayor Errington: SO THEN IN ANOTHER TEN YEARS --
10:29:42 >>Mary Gibbs: WE'LL BE DOING ANOTHER UPDATE.
10:29:45 >>Mayor Ribble: ANY OTHER QUESTIONS FROM COUNCIL FOR MARY?
10:29:48 HEARING NONE, WE'LL MOVE ALONG.
10:29:52 I'LL NOW OPEN THE HEARING FOR PUBLIC COMMENT.
10:29:56 IF YOU'D LIKE TO MAKE A COMMENT, PLEASE FILL OUT A SPEAKER
10:29:59 CARD AND GIVE IT TO THE VILLAGE CLERK.
10:30:00 WHEN YOU COME TO THE PODIUM, PLEASE STATE YOUR NAME AND
10:30:02 ADDRESS FOR THE RECORD.
10:30:05 PUBLIC COMMENT WILL BE LIMITED TO FIVE MINUTES.
10:30:07 WE'RE GIVING YOU TWO MORE MINUTES THAN NORMAL.
10:30:09 YOU GET A WHOLE FIVE.
10:30:10 ANYONE SIGNED UP TO SPEAK?
10:30:12 >>Kathleen Hall: NOT ON THIS PARTICULAR ORDINANCE BUT ON THE
10:30:14 NEXT ONE I DO.
10:30:15 >>Mayor Ribble: OKAY.
10:30:16 I WILL NOW CLOSE THE PUBLIC COMMENT PORTION OF THIS HEARING.
10:30:19 COULD I HAVE A MOTION?
10:30:23 >> I MAKE A MOTION WE ACCEPT THIS ORDINANCE 2019-23.
10:30:28 >>Mayor Ribble: SECONDED BY COUNCILMAN ERRINGTON.
10:30:32 >>Howard Levitan: AYE.
10:30:35 >>Jon McLain: AYE.
10:30:36 >>Jim Boesch: AYE.
10:30:38 >>Nick Batos: AYE.
10:30:39 >>Jim Wilson: AYE.
NOW ON THE AGENDA WE HAVE THE FIRST READING OF ORDINANCE

2019-24 TO ADOPT THE AMENDMENT TO THE VILLAGE OF ESTERO
COMPREHENSIVE PLAN.

This is a public hearing and public comments will be taken
at this hearing.

If the ordinance is passed on first reading, it will be
transmitted to the state for comments.

After the village receives state comments, the ordinance
will have a second reading and a public hearing before it's
adopted.

Madam Clerk, has this ordinance been properly advertised?

>>Kathleen Hall: Yes, it has.

Mayor Ribble: Would the Clerk please read the title of the
ordinance?

>>Kathleen Hall: Ordinance 2019-24, an ordinance of the
Village Council of the Village of Estero, Florida, adopting
an amendment to the Village of Estero Comprehensive Plan to
change the text of future land use policy 1.2.3, relating to
wetlands; providing for transmittal of the amendment to the
state of Florida and other reviewing agencies as required by
statute; providing for severability; providing for
conflicts; and providing an effective date.

Mayor Ribble: Mary, you are up again.

>>Mary Gibbs: Good morning again.

This amendment is a wetlands policy language amendment to
the comprehensive plan.

It was initiated by the staff as a result of the legal
challenge to our new comprehensive plan.

So this is an amendment to one policy, 1.2.3, that we are
proposing.

If you recall when the Council approved a settlement
agreement on this legal challenge on May 1st, there was
language in the settlement agreement that said we would
consider a comprehensive plan amendment.

So that's what this amendment is.

It clarifies language about when you get to transfer
dizziness from preserve to wetlands.

To adjacent properties.

If you preserve wetlands, the premise is you can get a
higher density.

But you cannot count the density on impacted wetlands or
filling the wetlands.

You would not be able to count that in this language.

Unless there's an exception, this is very specific that says
UNLESS YOU HAVE A ZONING THAT'S APPROVED BY LEE COUNTY BEFORE THE YEAR 2010, AND ONLY IF THE VILLAGE FINDS THAT THE DEVELOPMENT HAS SUFFICIENTLY ADDRESSED ADVERSE IMPACTS TO THE WETLANDS.

SO THIS IS OUTLINED ON PAGE 3 AND 4 OF THE STAFF REPORT. THE PLANNING AND ZONING BOARD REVIEWED IT AT THEIR LAST MEETING.

THEY RECOMMENDED APPROVAL. AND THE STAFF IS RECOMMENDING WE TRANSMIT THIS TO THE STATE. AGAIN, ONCE YOU TRANSMIT IT, THAT MEANS THE STATE AGENCIES REVIEW IT.

THERE'S PROBABLY EIGHT OR NINE DIFFERENT AGENCIES THAT IT GOES TO. AND THEN THEY SUBMIT THEIR REVIEW COMMENTS BACK TO US. THEN ONCE WE RECEIVE THOSE COMMENTS, WE SEE IF WE NEED TO MAKE MODIFICATIONS.

WE BRING IT BACK TO THE COUNCIL FOR WHAT WE CALL THE ADOPTION PUBLIC HEARING. WE'RE LOOKING AT TENTATIVELY, I DON'T HAVE A DATE BECAUSE IT REALLY DEPENDS ON HOW LONG IT TAKES THE STATE TO GET US COMMENTS.

BUT WE'RE TENTATIVELY THINKING THAT WILL BE AROUND SEPTEMBER 25th. BUT AGAIN, IT DEPENDS ON WHEN WE GET THE COMMENTS.

THAT'S REALLY ALL I HAVE, UNLESS YOU HAVE ANY PARTICULAR QUESTIONS.

>>Mayor Ribble: ANY QUESTIONS FOR MARY OR NANCY? HOWARD?

>>Howard Levitan: I JUST HAD ONE PARTICULAR QUESTION.

IN THE EXCEPTION LANGUAGE WITH RESPECT TO AN RPD APPROVED PRIOR TO OCTOBER 20th, 2010, THE CONDITION THAT YOU HAVE ADDED TO THAT OR THAT IS IN THERE SAYS THAT THE VILLAGE HAS TO MAKE A FINDING THAT THE DEVELOPMENT SUFFICIENTLY ADDRESSED ADVERSE IMPACTS TO WETLANDS.

THAT WILL BE MADE AT THE ZONING.

>>Mary Gibbs: CORRECT.

AT THE REZONING, CORRECT.

>>Howard Levitan: SO THAT'S SOMETHING WE HAVE YET TO TAKE UP.

>>Mary Gibbs: RIGHT.

>>Mayor Ribble: ANY OTHER QUESTIONS OR COMMENTS?

I'LL MOVE THIS ALONG.

FOR THE AUDIENCE, I JUST WANT YOU TO KNOW I'M REALLY NOT AN IDIOT BUT BY LAW I HAVE TO READ THIS.

I'LL READ THE SAME THING AGAIN.

I'LL NOW OPEN THE HEARING FOR PUBLIC COMMENT.
IF YOU'D LIKE TO MAKE A COMMENT, PLEASE FILL OUT A SPEAKER CARD AND GIVE IT TO THE CLERK. WHEN YOU COME TO THE PODIUM, PLEASE STATE YOUR NAME AND YOUR ADDRESS FOR THE RECORD. PUBLIC COMMENT WILL BE LIMITED TO FIVE MINUTES PER PERSON.

MADAM CLERK, ANYONE SIGNED UP?

>>Kathleen Hall: THE FIRST PERSON IS PATTY WHITEHEAD.

>> GOOD MORNING, COUNCIL.

I'M HERE TO REMARK ON THIS ORDINANCE, AND I REALIZE THE PURPOSE OF THIS ORDINANCE IS ESSENTIALLY A CARVE-OUT OF RULES PERTAINING TO WETLANDS TO ALLOW A CERTAIN DEVELOPER TO

DEVELOP A CERTAIN TRACT OF LAND.

I GUESS I'M NOT SUPPOSED TO COMMENT ON THAT RIGHT NOW, BUT LET'S DISCUSS THE IMPACTS TO WETLANDS CAUSED BY THIS ORDINANCE -- THE LANGUAGE OF THIS ORDINANCE. WHAT CONCERNS ME IS THAT, AS WE OFTENTIMES KNOW, WETLANDS THAT DEVELOPERS WISH TO OBLITERATE ARE PART OF LARGER SLOUGHS OR FLOW WAY SYSTEMS.

SO THE GEOGRAPHICAL CONTEXT OF THE WETLAND IS SIGNIFICANT. AND DISPLACING THAT WETLAND THROUGH LAND CONVERSION CANNOT BE OFFSET THROUGH RESTORATION EFFORTS, EVEN ON ADJACENT PIECES OF LAND.

HERE'S WHAT YOU NEED TO KNOW. WE HAVE A SLOUGH WAY IN ESTERO CALLED THE FLINT PEN STRAND SLOUGH.

IT TRAVERSES FROM THE WILD BLUE PROPERTY ACROSS CORKSCREW ROAD THROUGH UNNAMED PROPERTY TO EDISON FARMS. WE KNOW FULL WELL THAT POTENTIAL IMPACT TO ANY WETLAND THAT FALLS WITHIN THAT SLOUGH WAY WILL POTENTIALLY CREATE FLOODING.

IT WILL POTENTIALLY IMPACT WATER QUALITY. IT WILL POTENTIALLY AFFECT DRAINAGE.

SO I'M ASKING YOU WHY ARE YOU DOING THIS? I ALSO HAVE SOME OTHER INFORMATION FOR YOU.

IS IT OKAY IF I HAND THIS OUT, BURT, TO THE COUNCIL MEMBERS? I'D LIKE TO YOU READ ALONG WITH ME ON THIS.

THIS IS A VERY IMPORTANT WHITE PAPER THAT THE AUDUBON PUT OUT.

IT'S CALLED "MELALEUCA AND EVALUATIONS OF WETLAND FUNCTIONS."

IT'S SOME NEW SCIENCE THAT'S OUT THERE, RIGHT?

I REALLY WOULD FOCUS ON THE TWO PASSAGES THAT I HIGHLIGHTED IN -- I DON'T HAVE A COLOR PRINTER, SO I PUT BLACK BOXES AROUND THEM.

I'LL READ FROM THOSE PASSAGES.

WHILE LONG ASSUMED TO DRAIN WETLANDS, MELALEUCA HAS NOT BEEN
DEFINITIVELY SHOWN TO LOWER GROUNDWATER LEVELS THROUGH
EVAPOTRANSPIRATION AT ANY GREATER RATE THAN NATIVE SPECIES.
CONSEQUENTLY, MELALEUCA-INVADED WETLANDS RETAIN MOST OF
THEIR NATURAL CAPACITIES TO STORE AND ATTENUATE FLOODWATERS,
RECHARGE AQUIFERS, CLEANSE POLLUTANTS, AND REGULATE BASE
FLOW IN WATERSHEDS.
RECENT RESEARCH HAS CLEARLY ESTABLISHED THE INCREASING
BIOLOGICAL FUNCTIONALITY OF MELALEUCA-INVADED WETLANDS AS A
RESULT OF SUCCESSFUL INTRODUCTION OF BIOLOGICAL CONTROL
AGENTS, STARTING IN 1997 THROUGHOUT SOUTH AND SOUTHWEST
FLORIDA.
FURTHER DOWN ON THE NEXT PAGE, IT SAYS, MANY HYDROLOGICAL
FUNCTIONS REMAIN IN MELALEUCA-INVADED WETLANDS AND REPLACING
THEM WITH DEVELOPMENT WOULD DAMAGE THE OVERALL ECOLOGY OF
SOUTH FLORIDA.

HERE WE ARE TALKING ABOUT WATER QUALITY.
RESTORATION OF OUR WATERWAYS.
YOU KNOW, MITIGATING OR TRYING TO SOLVE THIS BLUE-GREEN
ALGAE ISSUE, YET WE'RE DOING ALL THE WRONG THINGS OVER AND
OVER AGAIN.
HOW ARE WE GOING TO EXPECT TO -- THAT WE'RE GOING TO MAKE
ANY STRIDES IN IMPROVEMENT IF WE'RE DOING BUSINESS AS USUAL
TYPE OF PERMITTING DECISIONS.
I FEAR AS MUCH AS, YOU KNOW, YOUR HEARTS ARE IN THE RIGHT
PLACE, YOUR ACTIONS SPEAK A DIFFERENT OUTCOME.
I KNOW TO SOME EXTENT THAT MY WORDS HERE TODAY ARE PRETTY
USELESS.
I BELIEVE THIS IS A FAIT ACCOMPLI BECAUSE THERE WAS ALREADY
A LEGAL CHALLENGE AND LOTS OF TAXPAYER MONEY WAS PUT OUT FOR
THIS -- TO SOLVE THIS CHALLENGE, AND I'M JUST TELLING YOU,
WE'RE NOT GOING IN THE RIGHT DIRECTION WITH THIS.
THOSE ARE MY CONCLUDING COMMENTS.
THANK YOU.
>>Kathleen Hall: THE NEXT PERSON SIGNED UP IS DAVID.
IS DAVID STILL HERE?
LAST CALL FOR DAVID.
HE MUST HAVE HAD TO LEAVE.
>>Mayor Ribble: NO ONE ELSE SIGNED UP TO SPEAK?
I'LL NOW CLOSE PUBLIC COMMENT PORTION OF THE HEARING.
DO COUNCIL MEMBERS WISH TO DISCUSS THE ORDINANCE FURTHER?

OKAY.
DO I HAVE A MOTION TO PASS ORDINANCE 2019-24 FOR THE FIRST
READING AND TRANSMITTAL TO STATE.
JIM.
KATY, YOU HAVE TO SECOND IT BECAUSE YOU'VE BEEN SECONDING
ALL OF HIS MOTIONS.
WE'RE ON A ROLL HERE TODAY.
SECOND BY MS. ERRINGTON.
WOULD YOU PLEASE CALL THE ROLL.
>>Jim Wilson: AYE.
>>Nick Batos: AYE.
>>Jim Boesch: AYE.
>>Jon McLain: AYE.
>>Howard Levitan: AYE.
>>Vice-Mayor Errington: AYE.
>>Mayor Ribble: AYE.
FIRST READING OF ORDINANCE 2019-25, RELATED TO APPROVING
WITH CONDITIONS A ZONING AMENDMENT WITH DEVIATIONS FOR
PROPERTY LOCATED AT 12840 AND 12970 CORKSCREW ROAD.
THIS IS NOT A PUBLIC HEARING.
THE SECOND READING AND PUBLIC HEARING WILL TAKE PLACE AFTER
THE STATE REVIEW OF THE COMPREHENSIVE PLAN AMENDMENT IN
WILL THE VILLAGE CLERK PLEASE READ THE TITLE OF THE
ORDINANCE?
>>Kathleen Hall: ORDINANCE NUMBER 2019-25, AN ORDINANCE OF
THE VILLAGE COUNCIL OF THE VILLAGE OF ESTERO, FLORIDA,
APPROVING THE CONDITIONS -- I THINK A WORD IS MISSING -- OF
A ZONING AMENDMENT WITH DEVIATIONS TO PERMIT A PROPOSED
590-UNIT RESIDENTIAL PROJECT KNOWN AS CORKSCREW CROSSING FOR
PROPERTY LOCATED AT 12840 AND 12970 CORKSCREW ROAD IN THE
VILLAGE OF ESTERO, FLORIDA, AND COMPRISING APPROXIMATELY
395.6 ACRES IN THE RESIDENTIAL PLANNED DEVELOPMENT;
PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND
PROVIDING AN EFFECTIVE DATE.
>>Mayor Ribble: MARY, YOU'RE UP.
>>Mary Gibbs: JUST TO GIVE YOU A QUICK OVERVIEW, THIS IS THE
CORKSCREW CROSSING REZONING AMENDMENT FIRST READING.
THE PROPERTY IS -- I THINK EVERYBODY KNOWS, BUT FOR THE
PEOPLE IN THE STUDIO AUDIENCE, 395 ACRES.
IT'S ON CORKSCREW ROAD AND IT'S BETWEEN WILDCAT RUN AND THE
PRESERVE AND BELLA TERRA.
AND THEY ARE PROPOSING 590 RESIDENTIAL UNITS AND A CLUBHOUSE
ON THE PROPERTY.
SO JUST A QUICK HISTORY.
THIS PROPERTY WAS REZONED BY LEE COUNTY AROUND THE END OF
The project was known as MONTE CRISTO at that time.
IT WAS APPROVED FOR 724 UNITS THEN.
IT WAS NEVER BUILT.
AND SO IT'S BEEN PURCHASED BY THE APPLICANT WHO HAS
SUBMITTED THIS REQUEST.
WE WILL BE REVIEWING THIS AMENDMENT AT THE SECOND READING, AND THIS WILL BE UNDER OUR NEW COMPREHENSIVE PLAN THAT WAS ADOPTED LAST YEAR, BUT IS NOT EFFECTIVE YET BECAUSE OF THE ADMINISTRATIVE CHALLENGE. AGAIN, AT THE SETTLEMENT AGREEMENT, THAT THE COUNCIL APPROVED ON MAY 1st, THE SETTLEMENT AGREEMENT SAYS WILL CONSIDER THE REZONING AMENDMENT. SO THE SECOND READING IS GOING TO BE SCHEDULED. WE ARE GOING TO WAIT UNTIL WE GET COMMENCE BACK ON THE WETLANDS POLICY AMENDMENT. WHEN IT GOES TO THE STATE AND IT COMES BACK AND WE GET THE COMMENTS, WE'RE GOING TO PACKAGE EVERYTHING UP AND COME BACK AT THE SAME TIME WITH THE WATER SUPPLY PLAN, THE WETLANDS AMENDMENT AND THE ZONING CASE. SO WE'LL COME BACK AGAIN. I'M LOOKING AT TENTATIVELY THE END OF SEPTEMBER, BUT WE'LL HAVE TO SEE, AGAIN, WHEN WE GET THE COMMENTS. THE PLANNING AND ZONING BOARD DID REVIEW THIS CASE AT THEIR MEETING ON JUNE 18th. THEY RECOMMENDED APPROVAL WITH THE STAFF CONDITIONS. AND SO SINCE THIS IS THE FIRST READING, IF THERE ARE ANY QUESTIONS THAT YOU ALL HAVE, THAT WE WANT THE APPLICANT TO ADDRESS AT THE SECOND READING, THIS WOULD BE THE TIME. I DO WANT TO SAY THERE WERE A FEW QUESTIONS THAT CAME UP AT THE PLANNING AND ZONING BOARD MEETING THAT I AM GOING TO ASK THE APPLICANT TO MAKE SURE THEY ADDRESS THAT WHEN THEY COME BACK AT THE SECOND READING. >>Mayor Ribble: COUNCIL, NICK?

HYPOTHETICALLY, IF THIS GOES TO THE STATE, OUR COMPREHENSIVE PLAN, GOES TO THE STATE AND COMES BACK THE END OF AUGUST, AND THEN WE VOTE ON IT AND WE ADOPT IT, DO WE HAVE TO WAIT THE 30 DAYS BEFORE TAKING ANOTHER ACTION SO WHAT WE'VE ADOPTED GOES THROUGH THAT 30-DAY PERIOD WHERE PEOPLE CAN CHALLENGE IT? >>Mary Gibbs: WELL, THIS MIGHT BE A GOOD QUESTION FOR NANCY. AFTER A COMPREHENSIVE PLAN IS ADOPTED, THERE IS A 30-DAY PERIOD DURING WHICH A CHALLENGE CAN BE BROUGHT. WHAT WE PLAN TO DO IS BRING THE COMPREHENSIVE PLAN AMENDMENT AND THE REZONING BACK AT THE SAME HEARING FOR ADOPTION, AND THEN THERE IS A 30-DAY PERIOD, AND THEN IT BECOMES EFFECTIVE ASSUMING IT'S ADOPTED. WE LINED IT UP SO THAT THINGS COULD FALL IN PLACE AFTER THE 30-DAY PERIOD. >>Nick Batos: WE CAN PASS THIS AT THE SAME TIME THE ADOPTION IS PASSED.
10:44:48  >>Nancy Stroud: RIGHT.
10:44:50  IT IS THE EFFECTIVE DATE.
10:44:51  THAT IS THE IMPORTANT THING.
10:44:52  YOU CAN ADOPT IT AND MAKE IT EFFECTIVE, YOU KNOW, DEPENDING
10:44:55  ON THE COMP PLAN BECOMING EFFECTIVE AND EVERYTHING ELSE THAT
10:44:58  NEEDS TO HAPPEN.
10:44:59  >>Nick Batos: OKAY.
10:45:00  THANK YOU.
10:45:00  >>Mayor Ribble: ANY OTHER COMMENTS FROM COUNCIL?
10:45:05  >> IT MIGHT BE HELPFUL TO KNOW WHAT QUESTIONS WERE RAISED AT
10:45:09  THE PLANNING, BUILDING AND ZONING COMMITTEE THAT YOU'RE
10:45:11  GOING TO ASK THE DEVELOPER OR THE PETITIONER TO --
10:45:14  >>Mary Gibbs: OKAY.
10:45:15  I'M TRYING TO THINK BACK NOW BECAUSE IT WAS A COUPLE OF
10:45:18  WEEKS AGO.
10:45:19  BUT A COUPLE OF THINGS THAT COME TO MIND.
10:45:23  THERE WERE SOME QUESTIONS FROM THE NEIGHBORS ABOUT THE
10:45:25  WILDLIFE AND THE WILDLIFE CROSSING, WHICH I THINK WAS
10:45:31  SETTLED BUT THERE WERE QUESTIONS ABOUT WILDLIFE COMING ON TO
10:45:33  BELLA TERRA AND SOMEBODY SHOULD BUILD A FENCE.
10:45:37  AND THAT WAS DISCUSSED.
10:45:38  I THINK I WOULD LIKE THE APPLICANT TO ADDRESS, I THINK I
10:45:41  KNOW WHAT THE ANSWER WOULD BE.
10:45:42  BUT I WOULD LIKE THE APPLICANT IS ADDRESS ALL THOSE
10:45:45  QUESTIONS THAT WERE BROUGHT UP, BECAUSE THEY WERE LEFT A
10:45:47  LITTLE BIT HANGING.
10:45:54  >> THERE WAS A QUESTION ABOUT WHETHER OR NOT THE APPLICANT
10:45:57  SHOULD OR SHOULD NOT BUILD A FENCE ALONG THE SOUTHEAST
10:46:03  CORNER WITH THE PRESERVE TO KEEP THE ANIMALS OUT OF BELLA
10:46:06  TERRA.
10:46:07  >>Mary Gibbs: RIGHT.
10:46:11  >>Howard Levitan: THE APPLICANT I THOUGHT RESPONDED TO THAT.
10:46:14  >>Mary Gibbs: WELL, THOSE ARE THINGS THAT I WOULD LIKE TO BE
10:46:16  RESTATED AT THE HEARING, BECAUSE I THINK, WHAT I'M ASSUMING
10:46:19  IS THAT THE PEOPLE, SAME PEOPLE WILL COME BACK TO THE SECOND
10:46:23  READING AND ASK THOSE QUESTIONS AND THERE WERE A FEW I DON'T
10:46:28  THINK WERE TOTALLY CLEAR ABOUT THE ANSWER, WHICH I'LL GET
10:46:31  WITH THE APPLICANT AND MAKE SURE.
10:46:34  >> MARY, COULD YOU LIST THE QUESTIONS THAT WERE BROUGHT UP
10:46:36  IN OUR NEXT BOOK THAT WE'RE GOING TO BE GETTING?
10:46:39  >>Mary Gibbs: YEAH.
10:46:40  IN FACT, I CAN PROBABLY HAVE LIKE AN EXCERPT FROM THE
10:46:43  MINUTES OF THE MEETING THAT MIGHT LIST SOME OF THOSE
10:46:46  QUESTIONS, AND WHEN WE UPDATE YOUR BOOKS, BECAUSE YOU'RE
10:46:52  GOING TO GIVE US OUR BOOKS BACK TO UPDATE, WE'LL PUT THAT IN
10:46:55  THERE.
WOULD IT BE BETTER TO ASK THE APPLICANT TO RESPOND TO
THOSE TWO?

Mary Gibbs: YEAH.

Howard Levitan: I JUST WANTED TO MENTION THAT THIS IS THE
FIRST TIME I HAD SEEN THE FINAL ZONING CONDITIONS, AND I

HAVE A COUPLE OF COMMENTS THAT I'LL MAKE TO STAFF, AND YOU
CAN CONVEY THAT TO THE APPLICANT.
I DON'T THINK THERE'S ANYTHING IN THERE THAT MERITS EVEN ANY
CONCERN.
BUT I HAVE A COUPLE OF QUESTIONS.

Mayor Ribble: KATY?
Vice-Mayor Errington: YES, MARY.

I THINK ONE OF THE AREAS THAT I BELIEVE WAS MENTIONED WAS
THE CULVERT FOR THE WILDLIFE TO GO UNDER THE CORKSCREW ROAD.

Mary Gibbs: THERE'S A WILDLIFE CROSSING THAT'S FURTHER
EAST.

Vice-Mayor Errington: UNDERNEATH, THROUGH A CULVERT.
I THOUGHT THAT WAS --

Mary Gibbs: RIGHT, RIGHT.
THAT'S NOT ON THIS PROPERTY.
IT'S FURTHER EAST OF THIS PROPERTY.

Vice-Mayor Errington: OH, IS IT?

Mary Gibbs: IT'S NOT PART OF THIS.

Mary Gibbs: NO, BUT THE QUESTIONS CAME UP.
SO THERE WAS A LITTLE CONFUSION ABOUT THAT AND WHETHER THE
COUNTY WAS FUNDING THAT.

THAT I THINK WOULD BE HELPFUL TO BE CLARIFIED AT THAT
HEARING.

Vice-Mayor Errington: IT'S VERY IMPORTANT, BECAUSE YOU

HAVE TO KNOW HOW THE WILDLIFE CAN GET ACROSS THE ROAD.

Mary Gibbs: RIGHT.

AND I THINK THE APPLICANT WILL BE -- WHEN THEY DO THE WHOLE
PUBLIC HEARING PRESENTATION, I THINK THEY WILL BE TALKING
ABOUT THAT.

Mayor Ribble: OKAY.

ANY OTHER QUESTIONS?

MAKE A MOTION WE PASS THIS ORDINANCE FIRST READING,
2019-25.

Mayor Ribble: JON, YOU'LL SECOND THAT?
OKAY.

MADAM CLERK, WILL YOU PLEASE CALL THE ROLL?

Howard Levitan: AYE.
Jon McLain: AYE.
Jim Boesch: AYE.
Nick Batos: AYE.
10:48:36   >>Jim Wilson: AYE.
10:48:38   >>Vice-Mayor Errington: AYE.
10:48:39   >>Mayor Ribble: AYE.
10:48:40   OKAY.
10:48:43   WE'RE AT ADJOURNMENT.
10:48:44   I'D LIKE TO ENTERTAIN A MOTION TO ADJOURN.
10:48:46   >> MAKE THAT MOTION.
10:48:48   >>Mayor Ribble: NICK.
10:48:48   SECONDED BY MR. BOESCH.
10:48:49   MR. BOESCH, WOULD YOU PLEASE NOTATE THAT WE ADJOURNED AT
10:48:56   OR 10:49.

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