AGENDA

VILLAGE COUNCIL MEETING

9401 Corkscrew Palms Circle, Estero, Florida

January 8, 2020  9:30 a.m.

Village Council: District 1 – Bill Ribble, Mayor; District 2 – Howard Levitan; District 3 – Jon McLain; District 4 – Katy Errington, Vice Mayor; District 5 – James Boesch; District 6 – Nick Batos; District 7 – Jim Wilson

1. CALL TO ORDER

INVOCATION: Pastor Kevin Morris – Hope United Presbyterian Church

PLEDGE OF ALLEGIANCE

ROLL CALL

2. APPROVAL OF AGENDA, ADDITIONS, AND DELETIONS

3. PROCLAMATIONS:

(a) The Bridge Fund

Attachment: Proclamation

4. PUBLIC COMMENT ON NON-AGENDA ITEMS

5. CONSENT AGENDA:

(a) Financial Report for Month Ended November 30, 2019

Attachment: Summary Sheet

Financial Report

(b) December 4, 2019 and December 18, 2019 Council Meeting Minutes

Attachments: December 4, 2019 Minutes

December 18, 2019 Minutes

6. CONSIDERATION OF ITEMS DEFERRED FROM CONSENT AGENDA
7. **ACTION ITEMS:**

(a) River Ranch Road Improvements - Planning, Design, and Permitting Contract (CN-2019-04)

**Recommended Action:** Motion to: (1) Approve the contract with CW3 Engineering, Inc. to provide professional engineering services to proceed with the planning, design and permitting services work required for the River Ranch Road Improvements. (2) Authorize the Village Manager to execute the contract on behalf of the Council.

**Financial Impact:** The contract amount is $266,750. Project costs will be paid using the FY2019/2020 River Ranch Road Improvements budget of $301,450.

**Attachments:**
- Summary Sheet
- Contract
- Ownership Disclosure Form

(b) Consider a Lien Mitigation Request from Celedonio Varela Relating to his Property at 8401 Mockingbird Lane, Located at the Corner of Highlands Avenue and Mockingbird Lane, just East of Estero United Methodist Church

**Recommended Action:** Motion to approve the lien mitigation request releasing any outstanding liens against the Property in exchange for payment of a reduced fine of $2,000.00 and $307.50 for administrative costs as recommended by the Village Attorney.

**Financial Impact:** The Village will recover its out-of-pocket costs for the Code Enforcement Case against the Property.

**Attachments:**
- Summary Sheet
- Code Enforcement Case Overview
- Request for Fine Review
- Order Finding Violation
- Order of Imposition of Fine

(c) Consider Settlement Agreement between CHHCLLA Investments, LLC and the Village of Estero Pertaining to Property at 20170 South Tamiami Trail, at the Intersection of US 41 and Trailside Drive

**Recommended Action:** Council consideration of settlement agreement between CHHCLLA Investments, LLC and the Village of Estero pertaining to property at 20170 South Tamiami Trail, at the intersection of US 41 and Trailside Drive.
**Financial Impact:** The Village will avoid potential further litigation and attorney costs if a settlement is approved. Under Florida Statute Chapter 70.51, the cost of mediation is split between the Village and the applicant.

**Attachments:**
- Summary Sheet
- Draft Settlement Agreement
- Exhibit A Legal Description
- Exhibit B East Landscape Buffer
- Exhibit C Site Plan
- Florida Statute Chapter 70.51
- Applicant’s Request for Relief

8. **ORDINANCE FIRST READING:**

(a) Ordinance No. 2020-01 An Ordinance of the Village Council of the Village of Estero, Florida, Providing for the Prohibition of Micromobility Devices and Motorized Scooters; Providing for Purpose; Providing for Penalty; Providing for Conflict; Providing for Severability; Providing for Codification; and Providing an Effective Date.


**Financial Impact:** Approximately $200 for publication of second reading/public hearing.

**Attachments:**
- Summary Sheet
- Ordinance No. 2020-01

9. **ORDINANCE SECOND READING/PUBLIC HEARING:**

(a) Ordinance No. 2019-30 An Ordinance of the Village Council of the Village of Estero, Florida, Annexing Property Located at 4528 Coconut Road and 4406/4410 Coconut Road, Lee County, Florida, into the Corporate Limits of the Village in Accordance with the Annexation Provisions of Chapter 171, Part II, Florida Statutes; Redefining the Boundary Lines of Said Village in Conformance Therewith; Amending the Official Boundary Map of the Village of Estero, Florida, Providing that Existing Future Land Use and Zoning Designations Remain Until Changed by the Village Ordinance; Providing for Conflicts; Providing for Severability; and Providing an Effective Date.

**Recommended Action:** Motion to adopt Ordinance No. 2019-30 for voluntary annexation of 10 acre property at 4528, 4406 and 4410 Coconut.

**Financial Impact:** The Village will receive annual tax revenue which is dependent upon the housing price, and approximately $125,000.00 in road impact fees which could be used for improvements to Coconut Road.
Attachments:  Summary Sheet  
Ordinance No. 2019-30  
Florida Statute Section 171.044  
Site Plan  
Enlarged Entry Elevation  
Color Entry Rendering  
Landscape Plan

10. PUBLIC COMMENT ON NON-AGENDA ITEMS

11. COUNCIL COMMUNICATIONS / FUTURE AGENDA ITEMS

12. VILLAGE ATTORNEY’S REPORT

13. VILLAGE MANAGER’S REPORT

Adjourn Regular Session and Convene Workshop Item

14. WORKSHOP ITEMS:

   (a) Update on the Land Development Code
   (b) Phil Flood: South Florida Water Management District (SFWMD) Restoration Projects Update

Attachment:  PowerPoint Presentation

15. ADJOURNMENT

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 Kathy Hall, 239-221-5033, 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.”