Village of Estero Council Chambers
9401 Corkscrew Palms Circle
Estero, FL 33928
September 25, 2019 9:30 a.m.

1. CALL TO ORDER: 9:30 a.m.

INVOCATION: Pastor Kevin Morris from Hope Presbyterian Church.

PLEDGE OF ALLEGIANCE: Led by Vice Mayor Errington.

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

Also present: Village Manager Steve Sarkozy, Village Land Use Counsel Nancy Stroud, Community Development Director Mary Gibbs, Public Works Director David Willems, and Village Clerk Kathy Hall.

2. PUBLIC COMMENT ON NON-AGENDA ITEMS:

Gary Israel, The Speakers Assembly of Southwest Florida

3. PUBLIC HEARING:

Consider Adoption of Compliance Agreement to Resolve Administrative Challenge to the Village’s Comprehensive Plan

Staff Presentation/Comments: Community Development Director Gibbs; Village Land Use Counsel Stroud.

Council Questions or Comments: Councilmember Levitan.

Public Comment: None.
Motion:  Move to adopt the Compliance Agreement.

Motion by:  Councilmember Levitan
Seconded by:  Councilmember Boesch

Action:  Adopted the Compliance Agreement.

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

4. ORDINANCE SECOND READING AND PUBLIC HEARING:

Second Reading of Ordinance 2019-24 Relating to Adoption of a Comprehensive Plan Text Amendment to Future Land Use Policy 1.2.3. Wetlands

Ordinance No. 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

Staff Presentation/Comments:  Village Clerk Hall; Community Development Director Gibbs; Village Land Use Counsel Stroud.

Council Questions or Comments:  None.

Public Comment:
Patty Whitehead, Old Estero

Motion:  Move to adopt Ordinance No. 2019-24.

Motion by:  Councilmember Levitan
Seconded by:  Councilmember Boesch


Vote:  (Roll call)
Aye:  Councilmembers Levitan, McLain, Boesch, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble
Nay:
Abstentions:
5. **ORDINANCE SECOND READING AND PUBLIC HEARING:**

Second Reading of Ordinance No. 2019-25 Relating to the Corkscrew Crossing Zoning Amendment

Ordinance No. 2019-25 An Ordinance of the Village Council of the Village of Estero, Florida, Approving with Conditions 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 Severability; and Providing an Effective Date

Mayor Ribble explained the quasi-judicial process. Staff and audience members intending to provide testimony were sworn-in by Village Clerk Hall.

Disclosure of Ex Parte Communications: Councilmember Levitan and Vice Mayor Errington. Conflicts of Interest: None.

**Staff Presentation/Comments:** Village Clerk Hall; Community Development Director Gibbs; Village Land Use Counsel Stroud.

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

**Presentations by:**

Neale Montgomery, Esq., Land Use Attorney, Pavese Law Firm  
Mike Myers, Senior Ecologist, Passarella & Associates  
Mike Delate, P.E., Engineer, Q. Grady Minor & Associates, P.A.  
Jim Banks, P.E., Traffic Engineer, JMB Transportation Engineering, Inc.

The meeting went into recess at 10:53 a.m. and reconvened at 11:05 a.m.

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

**Public Comment:**

Sarah Spector, Roetzel & Andress, representing Wildcat Run  
Patty Whitehead, Old Estero  
Barbara Saxton, The Reserve, representing Friends of River Oaks  
Kelly McNab, Conservancy of Southwest Florida  
Meredith Budd, Florida Wildlife Federation  
Reas Graber, Bella Terra

**Rebuttal:** Neale Montgomery, Esq., Land Use Attorney, Pavese Law Firm

**Council Questions or Comments:** Councilmembers Levitan, Boesch, Batos, and Vice Mayor Errington.
Motion: Move to adopt Ordinance No. 2019-25.

Motion by: Councilmember Levitan
Seconded by: Councilmember Wilson


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

A motion to adjourn was made and duly passed.

6. ADJOURNMENT: 11:39 a.m.

ATTEST: VILLAGE OF ESTERO, FLORIDA

By: ___________________________ By: __________________________
Kathy Hall, MMC, Village Clerk Bill Ribble, Mayor

Many of the documents provided on the Village website are unsigned or in draft form in order to make the documents accessible to screen readers under the Americans with Disabilities Act. Final signed documents are available upon request.