

This Final Action Agenda/Minutes is supplemented by electronic recordings of the meeting, which may be reviewed upon request to the Village Clerk. Village Council meetings from June 8, 2016 forward can be viewed online at <http://estero-fl.gov/council/watch-meetings-online/>. Staff reports, resolutions, ordinances, and other documents related to this meeting are available at <https://estero-fl.gov/agendas/> at the corresponding agenda date.

**APPROVED BY COUNCIL
FEBRUARY 14, 2018**

FINAL ACTION AGENDA/MINUTES

Village Council Meeting

Village of Estero Council Chambers

9401 Corkscrew Palms Circle

Estero, FL 33928

February 7, 2018 9:30 a.m.

1. **OPENING EXERCISES:** (Includes call to order, roll call, pledge of allegiance, announcements, proclamations, and ceremonial presentations)

Call to Order: 9:30 a.m.

Pledge of Allegiance: Led by Mayor Boesch.

Invocation: Father Hugh McGuigan from Our Lady of Light Catholic Community.

Proclamation: The Village Council presented a proclamation to Staff Sgt. Christopher F. Lewis, a combat controller with the 23rd Special Tactics Squadron. Staff Sgt. Lewis was honored with a Silver Star Medal for his heroic actions while deployed in Mosul, Iraq, in Operation Inherent Resolve.

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

Also present: Village Manager Steve Sarkozy, Assistant Village Attorney Derek Rooney, Assistant to Village Manager Kyle Coleman, Finance Director Lisa Roberson, Community Development Director Mary Gibbs, and Village Clerk Kathy Hall.

2. **APPROVAL OF AGENDA, ADDITIONS, AND DELETIONS:**

Councilmember Errington stated that Council received a letter for the record related to the January 17, 2018 River Oaks Park workshop from Ryan Binkowski, Senior Vice President, Waldrop Engineering, that was not brought up during the workshop; she believed that the minutes should reflect this information.

Motion: Move to approve the agenda.

Motion by: Councilmember Ribble

Seconded by: Councilmember McLain

Action: Approved the agenda.

Vote:

Aye: Unanimous

Nay:

Abstentions:

3. PUBLIC COMMENT ON NON-AGENDA ITEMS:

Barbara Saxton, The Reserve, River Oaks Park, conveyed disappointment with the outcome regarding the River Oaks Park property that was the topic of a workshop at the January 17, 2018 Council meeting.

Ed Weil, Rookery Pointe, on behalf of Estero High School girls' soccer team, conveyed appreciation to the Council and Marilyn Edwards for the information/publicity posted on the Village website regarding the February 6, 2018 soccer game; they won the game with a final score of 3 to 1 and the team will be going to the region finals in Bradenton.

4. PRESENTATION:

(a) "StormReady Community" Certification by National Weather Service

Daniel Noah, Warning Coordination Meteorologist with the Tampa Bay Area National Weather Service, presented a plaque to the Village Council in recognition of the Village of Estero's StormReady designation. He explained that StormReady is a voluntary community preparedness program sponsored by the National Weather Service that encourages governmental entities to prepare for severe storms. The Estero Fire Rescue submitted the required application and staff from Estero Fire Rescue and the Village visited the Tampa National Weather Service Station to become familiar with its operation. It was also noted that the Village of Estero will receive 25 points toward its flood insurance rating designation.

5. CONSENT AGENDA:

(a) Financial Report for Month Ended December, 2017

(b) January 10, 2018 Council Meeting Minutes

(c) January 17, 2018 Council Meeting Minutes

Public Comment: None.

Motion: Move to approve the Consent Agenda and to include the additional information presented by Councilmember Errington related to the letter from Ryan Binkowski in the January 17, 2018 meeting minutes.

Motion by: Councilmember Levitan
Seconded by: Councilmember Wilson

Action: Approved the Consent Agenda and the additional information presented by Councilmember Errington related to the letter from Ryan Binkowski will be included in the January 17, 2018 meeting minutes.

Vote:

Aye: Unanimous

Nay:

Abstentions:

6. ACTION ITEMS:

- (a) Resolution No. 2018-03 A Resolution of the Village Council of the Village of Estero, Florida, Approving the Road Layout for Estero Parkway and Thereby Establishing the Estero Standard for all Village Roadways, in Accordance with Specific Standards; and Providing an Effective Date

The title of Resolution No. 2018-03 was read by Village Clerk Hall. Village Manager Sarkozy provided an explanation of the resolution, which was a result of the January 17, 2018 Council workshop. Public Works Director David Willems provided information related to the Estero Parkway design and construction schedule.

Questions or Comments: Councilmembers Batos, Levitan, McLain, Wilson, Errington, Vice Mayor Ribble and Mayor Boesch.

Discussion included road width indicated in the resolution at 11 feet rather than 10.5 feet that was the consensus at the workshop; where the concrete curb barrier would be placed; whether inquiries had been made with the Reserve and Cascades communities regarding the roundabouts and requiring “sign-off” by both communities; removal of Section 2 from the resolution regarding road standards; an option for a second roundabout being promoted for safety reasons for The Rookery community; whether 10.5 foot roadway was considered safe; obligation to protect students; slowing traffic down; church traffic; discussion at the last Council meeting in comparison to what staff suggested; and revisions to Resolution No. 2018-03.

Public Comment:

Alden McGee, The Cascades, whether Council would consider installing a traffic signal rather than a roundabout; the need for a place where people can cross; ADA requirements; adequate room for signal installation; and cost of signal and maintenance.

Bill Carr, Riverwoods Plantation, agreed with updating Estero Parkway; concern regarding lane width; safety, health and welfare issues; the need for a physical barrier on the road; suggested that pictures be included for the next Council presentation.

Bill Williams, Cascades at Estero, he recalled there being no decision that the roundabout was supported by the Cascades community.

Doug Saxton, The Reserve, allocate the public space for safety for all roadway users; inquiry regarding refusal to review the entire project; if everyone was asked their opinion about roundabouts there would not be any; data proves roundabouts are safer.

Robert King, Bella Terra, was excited for passing of the resolution; however, was disappointed that the resolution did not include Council consensus from the previous meeting.

JoAnn Susko, Cascades, was appreciative about the meeting with Cascades regarding drainage and the progress to date; the community is looking forward to working with the Village; agreed that a traffic signal would be a better option and urged Council not to look so much at dollar factor, but rather safety.

Council discussion ensued, including the barrier; preserving the safety zone; crosswalk on all four sides including ADA ramps; safety features; improving a road that also helps the county; and possible revisions to Resolution No. 2018-03.

Motion: Move to adopt Resolution No. 2018-03 with revisions: Section 1 to read: “The road layout of Estero Parkway is to be designed and constructed in accordance with the following standards:

- a.) Establishment of 10 ½ foot driving lanes.
- b.) Establishment of a seven (7) foot on-road buffered bike lane with curbing where permissible.
- c.) As an option, establishment of one (1) roundabout, to be placed at the intersection of Estero Parkway and Reserve Estero Tract Court/Cascades Isle Boulevard.
- d.) Installation of irrigation and electrical conduit along the length of the road, to support potential future projects.”

Delete Section 2. Renumber Section 3 to Section 2. Revise the resolution title to read: “Resolution No. 2018-03 A Resolution of the Village Council of the Village of Estero, Florida, Approving the Road Layout for Estero Parkway; and Providing an Effective Date.”

Motion by: Councilmember Levitan

Seconded by: Councilmember McLain

Action: Adopted Resolution No. 2018-03 with revisions.

Vote:

Aye: Unanimous (Roll call vote)

Nay:

Abstentions:

(b) US 41 Landscape Design CN 2017-02

Village Manager Sarkozy explained that this was for the entire length of US 41 in the Village limits; in collaboration with Florida Department of Transportation (FDOT); design work done up front and submitted to FDOT for approval. The bid process resulted in the Village receiving 3 bids. Mr. Sarkozy noted that Councilmember Errington was the designated liaison for this project. He also noted that the contract would be brought back to Council for approval.

Questions or Comments: Councilmember Levitan spoke regarding the ranking process and noted that, through their presentation, Kimley-Horn displayed their interest in the project. He noted that the project leader resides in Estero. Councilmembers Levitan and Errington commented that the Village was very lucky to have Bob Franceschini as part of the staff, and stated that he was excellent, professional, and respectful.

Public Comment: None.

Motion: Move to: (1) Concur with the ranking of consultants for CN 2017-02 US 41 Landscape Design as follows: Number 1 – Kimley-Horn; Number 2 – Genesis; Number 3 – Land Architects. (2) Authorize staff to negotiate a contract with the Number 1 ranked firm, Kimley-Horn, to provide professional consulting services for the landscape design for improvements to US 41.

Motion by: Councilmember Errington

Seconded by: Vice Mayor Ribble

Action: (1) Concurred with the ranking of consultants for CN 2017-02 US 41 Landscape Design as follows: Number 1 – Kimley-Horn; Number 2 – Genesis; Number 3 – Land Architects. (2) Authorized staff to negotiate a contract with the Number 1 ranked firm, Kimley-Horn, to provide professional consulting services for the landscape design for improvements to US 41.

Vote:

Aye: Unanimous (Roll call vote)

Nay:

Abstentions:

The meeting went into recess at 11:05 a.m. and reconvened at 11:17 a.m.

(c) Big Cypress Basin Boundary

Village Manager Sarkozy reviewed that this agenda item was continued from the January 17, 2018 Council meeting and noted that Village Attorney Saunders recommended continuing it again; however, Mayor Boesch was interested in getting Council direction. He also noted that Attorney Saunders indicated that some legislators were interested in this and the county was still firmly advocating a transfer to Big Cypress Basin; it was not clear where Bonita Springs was on the issue.

Questions or Comments: Mayor Boesch, Councilmembers Batos, Wilson, Errington, Levitan, and Vice Mayor Ribble. Discussion included Estero River silt problems; representatives of South Florida Water Management District have never tried to help Estero or Bonita Springs; Representative Caldwell was seeking input from Estero and was willing to move a bill forward; the county believes that Governor Scott will sign the bill; in a meeting last Friday, representatives of South Florida Water Management District indicated this would be a big mistake and they wanted the bill pulled back; however, they could not offer any promises; Mayor Boesch believed that Estero should be supportive of the county; the need for assurance that funds would be spent in south Lee county; the state would set the boundaries; Big Cypress Basin has 5 board members and South Florida Water Management District has 11 board members; and an inquiry regarding 3D imaging of Estero River.

There was Council consensus regarding supporting action on moving the Village of Estero into Big Cypress Basin and requesting equal representation.

Public Comment: None.

7. PUBLIC COMMENT ON NON-AGENDA ITEMS: None.

8. COUNCIL COMMUNICATIONS / FUTURE AGENDA ITEMS:

Vice Mayor Ribble: Reported that he spent two days in Tallahassee last week; many of the items were already voted on; it was a learning experience; it was recommended that Councilmembers show up during committee week.

Councilmember Levitan: Stated that, in dealing with volunteers on behalf of Estero and continually looking at the performance of the Village's two advisory boards, he would like to have Council review the January 24, 2018 Design Review Board meeting due to discussion that troubled him involving board members' treatment of staff. He also addressed concern regarding ethics from various board members; lack of professionalism; and board members not being hospitable to the public.

Councilmember Errington: 1) Conveyed appreciation to staff for their assistance controlling dust from the Estero Grande project during a recent windstorm. 2) Reported that she wrote a letter to Governor Scott asking if he would acknowledge the lady in Estero that turned 110 years old in December, which he did. 3) Preparation of a grant request through West Coast Inland Navigation District, requesting funds for patrol of Estero River by Lee County Deputies Association. 4) Related to the River Oaks Park presentation at the January 17, 2018 meeting, she believed that this property should be kept on the "radar" due to its importance and value to the Village and the river. She also addressed concern regarding the placement of the gate and flashing lights that were installed.

Councilmember Batos: 1) Reported that Congressman Rooney attempted to get legislation to give Estero their own zip code; however, it did not move forward again. 2) Briefly spoke regarding the SUNTrail matter; he will let council know when new information is available. 3) Lee Health Coconut Point construction is ahead of schedule; there are plans to increase the number of doctors in our area.

Councilmember Wilson: 1) Reported that there are two places along Via Coconut Point Road where the white picket fence is broken. 2) Commented regarding the impressive reserves in the financial report ending December 31, 2017. 3) Inquired regarding the Planning & Zoning Board and Design Review Board application process and deadline.

Mayor Boesch: Spoke briefly regarding a copy of a Transportation Trends PowerPoint Presentation from the Metropolitan Planning Organization that was distributed to the Council.

9. VILLAGE ATTORNEY'S REPORT: None.

10. VILLAGE MANAGER'S REPORT:

Reported that there has been a series of meetings with the leadership of the neighborhood associations to encourage village-wide stormwater management on a collaborative basis to do the cleaning and snagging of waterways in order to maximize flood protection. Watershed district agencies will be encouraged to take enforcement action if necessary.

Adjourn Regular Session and Convene Workshop

11. WORKSHOP ITEM:

(a) Community Development Project Update

Community Development Director Gibbs offered a PowerPoint Presentation regarding Community Development recent and upcoming projects: Comprehensive Plan status and next steps; Land Development Code and next steps; Bicycle & Pedestrian Master Plan, contents and schedule; Parks, Recreation & Open Space Master Plan, contents, next steps, and schedule.

Questions or Comments: None.

Public Comment: None.

A motion to adjourn was made and duly passed.

12. ADJOURNMENT: 12:04 p.m.

ATTEST:

VILLAGE OF ESTERO, FLORIDA

By: Kathy Hall
Kathy Hall, MMC, Village Clerk

By: James R. Boesch
James R. Boesch, Mayor