

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
MARCH 7, 2018**

FINAL ACTION AGENDA/MINUTES

Village Council Meeting

**Village of Estero Council Chambers
9401 Corkscrew Palms Circle
Estero, FL 33928
February 21, 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: Pastor Todd Weston from River of Life Assembly of God.

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, Community Development Director Mary Gibbs, and Village Clerk Kathy Hall.

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

Motion: Move to approve the agenda.

Motion by: Vice Mayor Ribble

Seconded by: Councilmember Levitan

Action: Approved the agenda.

Vote:

Aye: Unanimous (Roll call vote)

Nay:

Abstentions:

3. PUBLIC COMMENT ON NON-AGENDA ITEMS:

4. INTERVIEWS: Planning and Zoning Board and Design Review Board Applicants:

- Marcus T. (Tim) Allen, PhD
- Thomas D. Barber, AICP
- William Campos
- William K. Glass
- Christopher Hasty
- Robert L. King
- Albert O'Donnell
- James E. Scialabba
- Michael K. Sheeley, AIA
- Leonard E. "Scotty" Wood, III
- Edward J. Zachariah

Questions and Comments included: addressing experience working with developers; development/consultant work; recusals; whether applicants have attended a board meeting; the reason for the Village not receiving women applicants for these positions; disclose which communities applicants have worked in; what the incumbents have learned about this board in comparison to other boards they have served on and if they have seen anything that should be changed; describe the biggest challenge they have encountered; and potential for conflicts when board members of the Estero Council for Community Leaders (ECCL) are on a Village board.

The meeting went into recess at 10:20 a.m. and reconvened at 10:25 a.m.

5. CONSENT AGENDA:

(a) February 7, 2018 Council Meeting Minutes

Motion: Move to approve the Consent Agenda.

Motion by: Councilmember Levitan

Seconded by: Councilmember Batos

Action: Approved the Consent Agenda.

Vote:

Aye: Unanimous (Roll call vote)

Nay:

Abstentions:

6. ACTION ITEMS:

- (a) US 41 Landscape Design (CN 2017-02) in Collaboration with Florida Department of Transportation (FDOT)
 - (1) Approval of Contract between the Village of Estero and Kimley-Horn and Associates, Inc.
 - (2) Resolution No. 2018-04 A Resolution of the Village Council of the Village of Estero, Florida, Approving the Second Budget Amendment for Fiscal Year 2017-2018; and Providing an Effective Date

Village Manager Sarkozy reviewed the background regarding the Village's effort to beautify the US 41 corridor within the Village, in collaboration with FDOT, and the information from the February 7, 2018 Village Council meeting. He noted that Councilmember Errington was the liaison for this project; and the contract with Kimley-Horn and Associates, Inc. would be \$144,000.

Questions or Comments: Councilmembers Levitan, Errington, Batos, Wilson, McLain, Vice Mayor Ribble, and Mayor Batos. Discussion included whether this would need to go through the Design Review Board; FDOT requirements and deadlines; there are several design styles along US 41; the Village should have the best looking roadway possible while taking efficiency into consideration; the amount of funding from FDOT; being cognizant of creating the palette for Estero; the proposed type of trees; and Village maintenance and responsibility.

Public Comment: None.

The title of Resolution No. 2018-04 was read by Village Clerk Hall.

Motion: Move to approve the contract between the Village of Estero and Kimley-Horn and Associates, Inc. and adopt Resolution No. 2018-04.

Motion by: Councilmember Errington

Seconded by: Councilmember McLain

Action: Approved the contract between the Village of Estero and Kimley-Horn and Associates, Inc. and adopted Resolution No. 2018-04.

Vote:

Aye: Unanimous (Roll call vote)

Nay:

Abstentions:

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

8. COUNCIL COMMUNICATIONS / FUTURE AGENDA ITEMS:

Councilmember Batos: (1) Success of the Estero High School girls soccer team and requested permission to ask Marilyn Edwards to put information on the Village website if there will be a planned event upon the team's arrival back in the area; permission was granted. (2) He received notice yesterday that Hospital Corporation of America filed an application for a new hospital in Lee County; Lee Health will be requesting that their Board of Directors also file an application for a new hospital per the plans they have had for a period of time to be added to the Coconut Point project. He was asked to attend the Board of Directors meeting tomorrow to support filing the applications. He asked for and received consensus of the Council that he be permitted to represent the Council at the meeting in support of Lee Health's request.

Councilmember Errington: (1) Attended the Estero United Methodist Church grand opening/ribbon cutting on January 28. (2) Regarding road standards, addressed concern that the engineers comply with ADA regulations and the need to make certain that Estero Parkway is in compliance. (3) Requested that a letter extending condolences from the Village Council regarding the recent mass shooting be sent to Parkland High school.

Councilmember McLain: (1) The State Park Ranger provided a tour of the Koreshan State Park. He also met with one of their board members who spoke to a new electronic signage proposal for the intersection of Corkscrew Road and US 41. It was noted that electronic signage was not permitted in the Village. (2) Regarding the Estero Parkway project, HOA Leadership presentations will be held in order to allow for community outreach; there will also be an opportunity for citizen input regarding roundabouts. (3) This year, Veterans Day falls on a Sunday; he believed that a Sunday would not be a good day to celebrate and suggested that the celebration be moved to Saturday. Vice Mayor Ribble indicated that he would check with the Elks Club to find out what their plans were.

Councilmember Levitan: (1) Addressed concern regarding communities attempting to plan removal of Live Oak trees, in particular the street trees that have grown up and created canopies along the streets; due to the nature of those trees, there have been issues. He asked for Councilmembers' thoughts on the issue, whether there was interest in stopping the removal, and whether a moratorium on cutting trees should be established; he would like some kind of consensus. Brief discussion followed concerning confusion with communities needing permits. Councilmember Batos suggested that a workshop be scheduled and that staff send a letter to the communities. Assistant Village Attorney Rooney suggested drafting a zoning in progress ordinance; brief discussion ensued. There was consensus to evaluate drafting a zoning in progress ordinance. (2) Spoke regarding the *Road Impact Fee Study for Lee County, Florida* prepared by Duncan Associates. He suggested scheduling a Council workshop regarding impact fees as well as considering hiring Duncan Associates or someone like them. There was Council consensus to schedule a workshop. Community Development Director Gibbs said she would contact Duncan Associates regarding the difference between adopting the report and having one prepared for the Village.

Mayor Boesch: (1) He and Village Manager Sarkozy visited with the State Legislature to talk about Big Cypress Basin; Senator Benacquisto was possibly going to kill the bill. Prior to his trip, he spoke with Lee County Board of Commissioners regarding \$2M

needed for Estero River; Commissioner Kiker told him there were some federal funds, which he could help Estero apply for. He was notified that the application had been filed; however, there were no promises at this point regarding obtaining federal funds. Councilmember Batos said he heard that the Big Cypress issue was dead for this year. He also mentioned that the Village was paying Lee County for natural resources to take care of the Estero River. Councilmember Levitan responded that the Village was paying Lee County to trim and pull out snags, and other similar things. His belief was that the Village was looking at it as a capacity issue for stormwater, not just navigation. Councilmember Errington noted that she and Assistant to Village Manager Kyle Coleman attended a meeting with the US Coast Guard Auxiliary last Friday; it was reported that the Estero River is in bad shape; rather than “dredging” they are calling it “organic debris removal.” Many people in attendance spoke to trouble in navigating the river. She added that Estero River is key for stormwater management as well as recreation and noted that Assistant to Village Manager Kyle Coleman was working on a grant with the West Coast Inland Navigation District. She suggested scheduling a workshop for an explanation of how bad the river is.

9. **VILLAGE ATTORNEY’S REPORT:** None.

10. **VILLAGE MANAGER’S REPORT:** None.

Adjourn Regular Session and Convene Workshop

11. WORKSHOP ITEMS:

(a) Planning and Zoning Board Annual Report

Planning and Zoning Board Chairman Scotty Wood spoke regarding the work of the Planning and Zoning Board in 2017, highlighting that the Board held 13 public meetings regarding the Comprehensive Plan.

A motion to adjourn was made and duly passed.

11. **ADJOURNMENT:** 12:16 p.m.

ATTEST:

VILLAGE OF ESTERO, FLORIDA

By: Kathy Hall
Kathy Hall, MMC, Village Clerk

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