

Final Action Agenda/Minutes are supplemented by audio and video recordings of the meetings. Video recordings of Village Council meetings from June 8, 2016 forward, as well as agendas, staff reports, resolutions, ordinances, and other documents related to the meetings can be viewed online at <https://estero-fl.gov/agendas/> at the corresponding meeting date.

**APPROVED BY THE COUNCIL
OCTOBER 16, 2019**

FINAL ACTION AGENDA/MINUTES

VILLAGE COUNCIL MEETING

**Village of Estero Council Chambers
9401 Corkscrew Palms Circle
Estero, FL 33928
October 2, 2019 5:30 p.m.**

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

INVOCATION: Pastor Nicholas Weston from River of Life Assembly of God.

PLEDGE OF ALLEGIANCE: Led by Mayor Ribble.

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 Attorney Burt Saunders, Assistant to Village Manager Kyle Coleman, Public Works Director David Willems, Finance Director Lisa Roberson, Community Development Director Mary Gibbs, and Deputy Village Clerk Tammy Duran.

2. APPROVAL OF AGENDA, ADDITIONS, AND DELETIONS

Motion: Move to approve agenda.

Motion by: Councilmember Levitan

Seconded by: Vice Mayor Errington

Action: Approved the agenda.

Vote: (Roll call vote)

Aye: Councilmembers Levitan, McLain, Boesch, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble

Nay:

Abstentions:

3. PUBLIC COMMENT ON NON-AGENDA ITEMS:

Jack Meeker, Copperleaf

4. CONSENT AGENDA:

(a) Financial Report for Month Ended August 31, 2019

(b) September 18, 2019 and September 25, 2019 Council Meeting Minutes

A motion to approve the consent agenda was made and duly passed.

5. CONSIDERATION OF ITEMS DEFERRED FROM CONSENT AGENDA: None

6. ACTION ITEMS:

(a) Resolution No. 2019-21 A Resolution of the Village of Estero, Florida, Establishing a Fee for Electronic Document Filing; and Providing an Effective Date

Staff Presentation/Comments: Village Manager Sarkozy; Deputy Village Clerk Duran; Community Development Director Mary Gibbs.

Public Comment: None.

Council Questions or Comments: None.

Motion: Move to adopt Resolution No. 2019-21 with an effective date of September 1, 2019.

Motion by: Councilmember Boesch

Seconded by: Councilmember McLain

Action: Adopted Resolution No. 2019-21 with an effective date of September 1, 2019.

Vote: (Roll call vote)

Aye: Councilmembers Levitan, McLain, Boesch, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble

Nay:

Abstentions:

7. SECOND READINGS/ PUBLIC HEARINGS OF ORDINANCES:

- (a) Ordinance No. 2019-28 An Ordinance of the Village Council of the Village of Estero, Florida, Approving Updates to the Capital Improvements Element to Update the Capital Improvements Schedule for Fiscal Year 2019/2020 and Adopt the Most Recent Lee County School District Capital Improvement Plan; Providing for Conflict; Providing for Severability; and Providing an Effective Date

Staff Presentation/Comments: Village Manager Sarkozy; Deputy Village Clerk Duran; Community Development Director Mary Gibbs.

Public Comment: None.

Council Questions or Comments: Councilmembers Wilson, Boesch, and Mayor Ribble.

Motion: Move to adopt Ordinance No. 2019-28.

Motion by: Councilmember Wilson

Seconded by: Councilmember Batos

Action: Adopted Ordinance No. 2019-28.

Vote: (Roll call vote)

Aye: Councilmembers Levitan, McLain, Boesch, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble

Nay:

Abstentions:

- (b) Ordinances Amending and Repealing Inapplicable Lee County-only Regulations

Staff Presentation/Comments: Village Manager Sarkozy; Village Attorney Saunders; Community Development Director Gibbs; Deputy Village Clerk Duran read the titles of ordinances 2019-14 through 2019-20.

- (1) Ordinance No. 2019-14 An Ordinance of the Village Council of the Village of Estero, Florida, Amending Gas Franchise Provisions of the Lee County Code Previously Adopted by Reference; and Providing an Effective Date

Public Comment: None.

Council Questions or Comments: None.

Motion: Move to adopt Ordinance No. 2019-14.

Motion by: Councilmember Levitan

Seconded by: Councilmember Boesch

Action: Adopted Ordinance No. 2019-14.

Vote: (Roll call vote)

Aye: Councilmembers Levitan, McLain, Boesch, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble

Nay:

Abstentions:

- (2) Ordinance No. 2019-15 An Ordinance of the Village Council of the Village of Estero, Florida, Repealing Solid Waste Provisions of the Lee County Code Previously Adopted by Reference; and Providing an Effective Date

Public Comment: None.

Council Questions or Comments: None.

Motion: Move to adopt Ordinance No. 2019-15.

Motion by: Councilmember Batos

Seconded by: Vice Mayor Errington

Action: Adopted Ordinance No. 2019-15

Vote: (Roll call vote)

Aye: Councilmembers Levitan, McLain, Boesch, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble

Nay:

Abstentions:

- (3) Ordinance No. 2019-16 An Ordinance of the Village Council of the Village of Estero, Florida, Repealing Lobbyist Provisions of the Code Previously Adopted by Reference; and Providing an Effective Date

Public Comment: None.

Council Questions or Comments: Councilmember McLain.

Motion: Move to adopt Ordinance No. 2019-16.

Motion by: Councilmember Wilson

Seconded by: Councilmember Levitan

Action: Adopted Ordinance No. 2019-16.

Vote: (Roll call vote)

Aye: Councilmembers Levitan, McLain, Boesch, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble

Nay:

Abstentions:

- (4) Ordinance No. 2019-17 An Ordinance of the Village Council of the Village of Estero, Florida, Amending Mobile Homes Provisions of the Lee County Code Previously Adopted by Reference; and Providing an Effective Date

Public Comment: None.

Council Questions or Comments: None.

Motion: Move to adopt Ordinance No. 2019-17.

Motion by: Vice Mayor Errington

Seconded by: Councilmember Boesch

Action: Adopted Ordinance No. 2019-17

Vote: (Roll call vote)

Aye: Councilmembers Levitan, McLain, Boesch, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble

Nay:

Abstentions:

- (5) Ordinance No. 2019-18 An Ordinance of the Village Council of the Village of Estero, Florida, Amending Motor Vehicles and Traffic Provisions of the Code Previously Adopted by Reference; and Providing an Effective Date

Public Comment: None.

Council Questions or Comments: None.

Motion: Move to adopt Ordinance No. 2019-18 with a correction on line #1311 leaving the word sheriff in.

Motion by: Councilmember McLain

Seconded by: Councilmember Batos

Action: Adopted Ordinance No. 2019-18 with a correction on line #1311 leaving the word sheriff in.

Vote: (Roll call vote)

Aye: Councilmembers Levitan, McLain, Boesch, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble

Nay:

Abstentions:

- (6) Ordinance No. 2019-19 An Ordinance of the Village Council of the Village of Estero, Florida, Amending Special Events Permitting Provisions of the Code Previously Adopted by Reference; and Providing an Effective Date

Public Comment: None.

Council Questions or Comments: Councilmember Levitan, Vice Mayor Errington, and Mayor Ribble.

Motion: Motion to adopt Ordinance No. 2019-19.

Motion by: Vice Mayor Errington

Seconded by: Councilmember Boesch

Action: Adopted Ordinance No. 2019-19.

Vote: (Roll call vote)

Aye: Councilmembers Levitan, McLain, Boesch, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble

Nay:

Abstentions:

- (7) Ordinance No. 2019-20 An Ordinance of the Village Council of the Village of Estero, Florida, Amending Noise Control Provisions of the Code Previously Adopted by Reference; and Providing an Effective Date

Public Comment: None.

Council Questions or Comments: Councilmembers Boesch, Levitan, Vice Mayor Errington, and Mayor Ribble.

Motion: Motion to adopt Ordinance No. 2019-20.

Motion by: Councilmember Levitan

Seconded by: Councilmember Wilson

Action: Adopted Ordinance No. 2019-2020.

Vote: (Roll call vote)

Aye: Councilmembers Levitan, McLain, Boesch, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble

Nay:

Abstentions:

8. PUBLIC COMMENT ON NON-AGENDA ITEMS: None

9. **COUNCIL COMMUNICATIONS / FUTURE AGENDA ITEMS**

Council Questions/Comments: Councilmembers Wilson, Batos, Boesch, Levitan, Vice Mayor Errington, and Mayor Ribble.

10. **VILLAGE ATTORNEY'S REPORT:** None.

11. **VILLAGE MANAGER'S REPORT:** None.

12. **WORKSHOP ITEMS:**

(a) Commercial PACE Program

Staff Presentation/Comments: Village Manager Sarkozy.

Presentation by:

Mike Lingins

Ryan Bartkus

Jeff Baise

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

Public Comment:

Jamie C. Grofik – Coconut Point

(b) US-41 Beautification Grant Update

Staff Presentation/Comments: Village Manager Sarkozy; Public Works Director Willems.

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

13. **ADJOURNMENT:** 11:36 a.m.

ATTEST:

VILLAGE OF ESTERO, FLORIDA

By: Kathy Hall
Kathy Hall, MMC, Village Clerk

By: Bill Ribble
Bill Ribble, Mayor

(td/kh)