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**APPROVED BY THE COUNCIL  
DECEMBER 4, 2019**

**FINAL ACTION AGENDA/MINUTES**

**VILLAGE COUNCIL MEETING**

**Village of Estero Council Chambers  
9401 Corkscrew Palms Circle  
Estero, FL 33928  
November 20, 2019 9:30 a.m.**

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

**INVOCATION:** Pastor John Roth from Thrive Community Church.

**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. Absent: Councilmember Jim Wilson - District 7 (excused absence).

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 Village Clerk Kathy Hall.

**Motion:** Move that Council will recognize Councilmember Wilson's absences as excused.

**Motion by:** Councilmember Levitan

**Seconded by:** Councilmember Batos

**Action:** Council will recognize Councilmember Wilson's absences as excused.

**Vote:** (Roll call vote)

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

**Nay:**

**Abstentions:** (Councilmember Wilson absent)

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

**Motion:** Move to waive Council Rules in order to approve the agenda with revisions: move workshop 11 (a) Renewal of Estero Chamber of Commerce Sponsorship to Action Item 6 (f) and replace 11 (a) with another Workshop Item: Estero Forever Foundation.

**Motion by:** Councilmember Levitan

**Seconded by:** Vice Mayor Errington

**Action:** Waived Council Rules in order to approve the agenda with revisions: move workshop 11 (a) Renewal of Estero Chamber of Commerce Sponsorship to Action Item 6 (f) and replace 11 (a) with another Workshop Item: Estero Forever Foundation.

**Vote:** (Roll call vote)

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

**Nay:**

**Abstentions:** (Councilmember Wilson absent)

**3. PUBLIC COMMENT ON NON-AGENDA ITEMS:**

Barbara Drabek, Riverwoods Plantation, support for an aquatic center.

Ed Weil, Rookery, support for an aquatic center and support for the Estero High School girls' soccer team.

Jack Meeker, The Brooks, appreciation to Council for installation of blue emergency signs on Coconut Road; requested that bicyclists be required to use the path once it is built along Williams Road.

Gary Israel, Stoneybrook, 6<sup>th</sup> Annual "Light up Estero."

**4. CONSENT AGENDA:**

**(a)** November 6, 2019 Council Meeting Minutes

**Public Comment:** None.

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)** Lee County Interlocal Agreement for Subgrant Funding via the West Coast Inland Navigation District (WCIND)

**Staff Presentation/Comments:** Village Manager Sarkozy.

**Council Questions or Comments:** None.

**Public Comment:** None.

**Motion:** Move to approve the Lee County Interlocal Agreement for Subgrant Funding via the West Coast Inland Navigation District (WCIND).

**Motion by:** Councilmember Boesch

**Seconded by:** Councilmember McLain

**Action:** Approved the Lee County Interlocal Agreement for Subgrant Funding via the West Coast Inland Navigation District (WCIND).

**Vote:** (Roll call vote)

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

**Nay:**

**Abstentions:** (Councilmember Wilson absent)

**(b)** 2019-2020 Interlocal Agreement between Village of Estero and Lee County for Stray Animal Control Services

**Staff Presentation/Comments:** Village Manager Sarkozy.

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

**Public Comment:** None.

**Motion:** Move to approve the 2019-2020 Interlocal Agreement between Village of Estero and Lee County for Stray Animal Control Services.

**Motion by:** Vice Mayor Errington

**Seconded by:** Councilmember Boesch

**Action:** Approved the 2019-2020 Interlocal Agreement between Village of Estero and Lee County for Stray Animal Control Services.

**Vote:** (Roll call vote)

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

**Nay:**

**Abstentions:** (Councilmember Wilson absent)

**(c)** On-Call Street Light Inspection and Maintenance RFB 2019-08

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

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

**Public Comment:** None.

**Motion:** Move to: (1) Approve award of Request for Bids No. RFB 2019-08, On-Call Street Light Inspection and Maintenance for the Village of Estero to American Infrastructure Services, Inc. to provide on-call street light inspection and maintenance services as provided in the contract for a one-year period, at the rates listed in the contract (including all Options). (2) Authorize the Village Manager to execute the contract documents on behalf of the Village of Estero Council. (3) Grant the Village Manager the authority to renegotiate and execute the renewal of this contract for three (3) additional one (1) year terms under the same terms and conditions, if doing so is in the best interest of the Village of Estero.

**Motion by:** Councilmember McLain

**Seconded by:** Councilmember Batos

**Action:** (1) Approved award of Request for Bids No. RFB 2019-08, On-Call Street Light Inspection and Maintenance for the Village of Estero to American Infrastructure Services, Inc. to provide on-call street light inspection and maintenance services as provided in the contract for a one-year period, at the rates listed in the contract (including all Options). (2) Authorized the Village Manager to execute the contract documents on behalf of the Village of Estero Council. (3) Granted the Village Manager the authority to renegotiate and execute the renewal of this contract for three (3) additional one (1) year terms under the same terms and conditions, if doing so is in the best interest of the Village of Estero.

**Vote:** (Roll call vote)

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

**Nay:**

**Abstentions:** (Councilmember Wilson absent)

**(d)** Miscellaneous Contractor Services Continuing Contract RFQ 2019-03

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

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

**Public Comment:** None.

**Motion:** Move to: (1) Approve the recommendation of Public Works Staff to select all 14 contractors that submitted Qualifications Statements, for a contract period of one year. The firms are: a) American Infrastructure Services, Inc.; b) Big League Builders, Inc.; c) Boyd Irrigation, Inc.; d) Cougar Contracting, LLC; e) DBi Services d/b/a Aquagenix; f) Denco Construction, Inc.; g) Haskins, Inc.; h) Mettauer Environmental, Inc.; i) Novella Limited, Inc.; j) P & T Lawn and Tractor Service, Inc.; k) Pavement Maintenance, LLC;



l) Sisson Contracting, Inc.; m) Stevens & Layton, Inc.; and n) Thompkins Contracting, Inc. (2) Authorize the Village Manager to execute agreements for individual projects as needed at or below \$50,000 (agreements in excess of \$50,000 will require Village Council approval). (3) Grant the Village Manager the authority to execute the renewal of these contracts for four (4) additional one (1) year terms under the same terms and conditions, if doing so is in the best interest of the Village of Estero.

**Motion by:** Councilmember McLain

**Seconded by:** Vice Mayor Errington

**Action:** (1) Approved the recommendation of Public Works Staff to select all 14 contractors that submitted Qualifications Statements, for a contract period of one year. The firms are: a) American Infrastructure Services, Inc.; b) Big League Builders, Inc.; c) Boyd Irrigation, Inc.; d) Cougar Contracting, LLC; e) DBi Services d/b/a Aquagenix; f) Denco Construction, Inc.; g) Haskins, Inc.; h) Mettauer Environmental, Inc.; i) Novella Limited, Inc.; j) P & T Lawn and Tractor Service, Inc.; k) Pavement Maintenance, LLC; l) Sisson Contracting, Inc.; m) Stevens & Layton, Inc.; and n) Thompkins Contracting, Inc. (2) Authorized the Village Manager to execute agreements for individual projects as needed at or below \$50,000 (agreements in excess of \$50,000 will require Village Council approval). (3) Granted the Village Manager the authority to execute the renewal of these contracts for four (4) additional one (1) year terms under the same terms and conditions, if doing so is in the best interest of the Village of Estero.

**Vote:** (Roll call vote)

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

**Nay:**

**Abstentions:** (Councilmember Wilson absent)

**(e)** Estero Parkway Value Engineering and Street Lights

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

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

**Public Comment:**

In favor of lighting:

Jim Copp, The Cascades

Bob Grady, Belle Lago

Joe Miceli, Rookery Pointe

Marc Gagnon, The Cascades

Ed Mehmel, Rookery Pointe

Bill Carr, Riverwoods Plantation

Lou Frattarelli, The Preserve, also representing ECCL

Jack Meeker, The Brooks

**Motion:** Move to approve Option 1: (1) Approve the value engineering changes to the plans and addition of street lights to the project for a total project cost of \$7,948,400 plus a \$794,840 contingency for a total construction cost of \$8,743,240. Approximately \$985,000 has been contracted for design and construction engineering inspections services. The budget for Estero Parkway is \$9,300,000 and would need to increase by \$428,240 to fully fund the total project cost of \$ 9,728,240. (2) Authorize the Village Manager to execute Change Order No. 1 and any other ancillary documents on behalf of the Village of Estero Council; and (3) Adopt Resolution No. 2019-24 for the first budget amendment for fiscal year 2019-2020.

**Motion by:** Councilmember McLain

**Seconded by:** Vice Mayor Errington

The following resolution was read into the record by Village Clerk Hall:  
Resolution No. 2019-24 A Resolution of the Village Council of the Village of Estero, Florida, Approving the First Budget Amendment for Fiscal Year 2019-2020; and Providing an Effective Date

**Action:** (1) Approved the value engineering changes to the plans and addition of street lights to the project for a total project cost of \$7,948,400 plus a \$794,840 contingency for a total construction cost of \$8,743,240. Approximately \$985,000 has been contracted for design and construction engineering inspections services. The budget for Estero Parkway is \$9,300,000 and would need to increase by \$428,240 to fully fund the total project cost of \$9,728,240. (2) Authorized the Village Manager to execute Change Order No. 1 and any other ancillary documents on behalf of the Village of Estero Council; and (3) Adopted Resolution No. 2019-24 for the first budget amendment for fiscal year 2019-2020.

**Vote:** (Roll call vote)

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

**Nay:**

**Abstentions:** (Councilmember Wilson absent)

**(f)** Renewal of Estero Chamber of Commerce Sponsorship

**Staff Comments:** Village Manager Sarkozy.

**Presentation by:** Estero Chamber of Commerce Representatives: Nolen Rollins, Chairman, Sarah Newcomb, President and CEO, and Dr. Gary Bonvillian.

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

**Public Comment:** None.

**Motion:** Move to approve renewal of the Estero Chamber of Commerce sponsorship in the amount of \$25,000.

**Motion by:** Councilmember Levitan

**Seconded by:** Councilmember McLain

**Action:** Approved renewal of the Estero Chamber of Commerce sponsorship in the amount of \$25,000.

**Vote:** (Roll call vote)

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

**Nay:**

**Abstentions:** (Councilmember Wilson absent)

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

8. **COUNCIL COMMUNICATIONS / FUTURE AGENDA ITEMS:**

Councilmembers Levitan, Batos, Vice Mayor Errington, and Mayor Ribble.

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

10. **VILLAGE MANAGER'S REPORT:**

Village Manager Sarkozy spoke regarding the Village, City of Bonita Springs, and Lee County discussions related to Big Cypress being a part of legislative agendas.

### **Adjourn Regular Session and Convene Workshop**

11. **WORKSHOP ITEMS:**

(a) Estero Forever Foundation

**Staff Comments:** Village Manager Sarkozy; Village Attorney Saunders.

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

**Public Comment:**

Nolen Rollins

A motion to adjourn was made and duly passed.

12. ADJOURNMENT: 12:01 p.m.

ATTEST:

By: Kathy Hall  
Kathy Hall, MMC, Village Clerk

VILLAGE OF ESTERO, FLORIDA

By: Bill Ribble  
Bill Ribble, Mayor