

Final Action Agenda/Minutes are supplemented by audio and video recordings of the meetings, as well as transcripts. 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 SEPTEMBER 23, 2020**

## **FINAL ACTION AGENDA/MINUTES**

### **VILLAGE COUNCIL MEETING**

**Village of Estero Council Chambers  
9401 Corkscrew Palms Circle  
Estero, FL 33928  
September 9, 2020 5:30 p.m.**

#### **1. CALL TO ORDER**

**INVOCATION:** Pastor Nolen Rollins – Legacy Church

**PLEDGE OF ALLEGIANCE:** Led by Mayor Bill Ribble

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

Also present: Village Manager Steve Sarkozy, Village Attorney Burt Saunders, Deputy Village Manager Kyle Coleman, Public Works Director David Willems, Finance Director Lisa Roberson, Deputy Village Clerk Tammy Duran, and Executive Assistant to the Village Manager Carol Sacco.

#### **2. PROCLAMATIONS AND RECOGNITIONS:**

- (a)** Annual Government Finance Officers Association (GFOA) Distinguished Budget Preparation Award

**Council Questions or Comments:**

Mayor Ribble

#### **3. APPROVAL OF AGENDA, ADDITIONS, AND DELETIONS**

**Motion:** Move to approve the Agenda.

**Motion by:** Vice Mayor Katy Errington  
**Seconded by:** Councilmember Jim Boesch

**Action:** Approved the Agenda.

**Vote:** (Roll Call)

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

**Nay:**

**Abstentions:**

#### **4. PUBLIC COMMENT ON NON-AGENDA ITEMS**

**In Person:**

Jack Meeker, Copperleaf Brooks

#### **5. CONSENT AGENDA:**

**(a)** July 15, 2020 Council Meeting Minutes

**(b)** July 22, 2020 Council Meeting Minutes

**(c)** Lee County Interlocal Agreement for Sub Grant Funding via the West Coast Inland Navigation District (WCIND).

**(d)** Sub award and Grant Agreement with the State of Florida for COVID-19 Expenses

**(e)** Small Project Completion and Certification Form

**Public Comment:**

**eComment**

Bob Dion, Pelican Sound

**Motion:** Move to approve the Consent Agenda.

**Motion by:** Councilmember Nick Batos

**Seconded by:** Councilmember Jon McLain

**Action:** Approved the Consent Agenda.

**Vote:** (Roll Call)

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

**Nay:**

Abstentions:

**6. CONSIDERATION OF ITEMS DEFERRED FROM CONSENT AGENDA**

**7. PUBLIC HEARINGS:**

- (a) Resolution No. 2020-15 a Resolution of the Village Council of the Village of Estero, Lee County, Florida, Adopting the Tentative Levying of Ad Valorem Taxes for the Village of Estero, Lee County, Florida, for Fiscal Year 2020-2021; Establishing the Date, Time and Place for a Final Hearing to Adopt the Final Ad Valorem Taxes for Fiscal Year 2020-2021; and Providing an Effective Date.

**Staff Presentation/Comments:**

Steve Sarkozy, Village Manager

**Council Questions or Comments:**

Councilmembers McLain, Boesch, Batos, and Vice Mayor Errington

**Public Comment:** None.

**Motion:** Motion to adopt Resolution No. 2020-15.

**Motion by:** Councilmember Jim Wilson

**Seconded by:** Vice Mayor Katy Errington

**Action:** Adopted Resolution No. 2020-15

**Vote:** (Roll Call)

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

**Nay:**

**Abstentions:**

Resolution No. 2020-15 passed at 5:41 pm.

- (b) Resolution No. 2020-16 a Resolution of the Village Council of the Village of Estero, Lee County, Florida, Adopting the Tentative Budget for Fiscal Year 2020-2021; and Providing an Effective Date

**Staff Presentation/Comments:**

Steve Sarkozy, Village Manager

Lisa Roberson, Finance Director

**Council Questions or Comments:**

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

**Public Comment:**

**eComment**

Bob Dion, Pelican Sound

**Motion:** Motion to adopt Resolution No. 2020-16 with the addition of budgeting an additional \$35,000 for extra marine patrol on the Estero River and \$10,000 to upgrade the audio equipment Village Council Chambers.

**Motion by:** Councilmember Jim Boesch

**Seconded by:** Councilmember Nick Batos

**Action:** Adopted Resolution No. 2020-16 with the addition of budgeting an additional \$35,000 for extra marine patrol on the Estero River and \$10,000 to upgrade the audio equipment Village Council Chambers.

**Vote:** (Roll Call)

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

**Nay:**

**Abstentions:**

Resolution No. 2020-16 passed at 5:46 pm.

**8. SECOND READING OF ORDINANCES:**

- (a) Ordinance No. 2020-06 an Ordinance of the Village Council of the Village of Estero, Florida, providing for the Authority to Establish Special Assessments; Establishing Procedures Imposition and Collection of Special Assessments; Authorizing the Issuance of Obligations Secured by such Assessments; Providing for Severability; Providing for Codification; and Providing for an Effective Date.

**Staff Presentation/Comments:**

Steve Sarkozy, Village Manager

**Council Questions or Comments:**

Councilmember Batos and Vice Mayor Errington

**Public Comment:**

**eComment**

Dell Jones, The Groves

**Motion:** Motion to adopt Ordinance 2020-06.

**Motion by:** Councilmember Jon McLain

**Seconded by:** Vice Mayor Errington

**Action:** Adopted Ordinance 2020-06.

**Vote:** (Roll Call)

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

**Nay:**

**Abstentions:**

**9. ACTION ITEMS:**

- (a)** CN-2018-02 Misc. Professional Services Change Order (Construction Engineering Inspection (CEI) Services for Estero Parkway Roadway and Landscape Improvements)

**Staff Presentation/Comments:**

Steve Sarkozy, Village Manager

David Willems, Public Work Director

**Council Questions or Comments:**

Councilmembers Boesch, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble

**Public Comment:** None.

**Motion:** Motion to Approve Change Order one to Contract No. EC 2018-50-STA3 for CEI services for Estero Parkway Roadway and Landscape Improvement Project. Authorize the Village Manager to execute the amendment and any other ancillary documents on behalf of the Council.

**Motion by:** Councilmember Jon McLain

**Seconded by:** Vice Mayor Errington

**Action:** Approved Change Order one to Contract No. EC 2018-50-STA3 for CEI services for Estero Parkway Roadway and Landscape Improvement

Project. Authorize the Village Manager to execute the amendment and any other ancillary documents on behalf of the Council.

**Vote:** (Roll Call)

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

**Nay:**

**Abstentions:**

**(b) Corkscrew Road/Puente Lane Traffic Signal Interlocal Agreement – Modified**

**Staff Presentation/Comments:**

Steve Sarkozy, Village Manager

David Willems, Public Work Director

Burt Saunders, Village Attorney

**Council Questions or Comments:**

Councilmembers McLain, Batos, Wilson, Levitan, and Mayor Ribble

**Public Comment:** None.

**Motion:** Motion to approve the modified Interlocal Agreement between Lee County and the Village of Estero for Corkscrew Road/Puente Lane Traffic Signal with the two corrections to the contract. Authorize the Mayor to execute this agreement on behalf of the Village of Estero Council including any minor revisions to the agreement requested by Lee County which do not alter the scope or intent of the agreement.

**Motion by:** Councilmember Nick Batos

**Seconded by:** Vice Mayor Errington

**Action:** Approved the modified Interlocal Agreement between Lee County and the Village of Estero for Corkscrew Road/Puente Lane Traffic Signal with the two corrections to the contract. Authorize the Mayor to execute this agreement on behalf of the Village of Estero Council including any minor revisions to the agreement requested by Lee County which do not alter the scope or intent of the agreement.

**Vote:** (Roll Call)

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

**Nay:**

**Abstentions:**

- (c) Resolution No. 2020-17 a Resolution of the Village Council of the Village of Estero, Florida, Amending Resolution No. 2016-09 Adopting personnel policies; and Providing an Effective Date.

Modification to Paid Time Off (PTO) Accrual Policy for fiscal years 2019-2020 and 2020-2021 only.

**Staff Presentation/Comments:**  
Steve Sarkozy, Village Manager

**Council Questions or Comments:**  
Vice Mayor Errington

**Public Comment:** None.

**Motion:** Motion to adopt Resolution No. 2020-17.

**Motion by:** Councilmember Jon McLain  
**Seconded by:** Councilmember Nick Batos

**Action:** Adopted Resolution No. 2020-17.

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

- (d) Resolution No. 2020-18 A Resolution of the Village Council of the Village of Estero, Florida, authorizing the Village Manager to procure personal protective gear for distribution to Village residents; and Providing an Effective Date.

**Staff Presentation/Comments:**  
Steve Sarkozy, Village Manager  
Kyle Coleman, Deputy Village Manager

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

**Public Comment:** None.

**Motion:** Motion to adopt Resolution No. 2020-18, waive the competitive bidding procedure and approve the award of the lowest of three bids received electronically to Custom Earth Promos at a cost of \$55,598.00.

**Motion by:** Vice Mayor Errington  
**Seconded by:** Councilmember Jim Boesch

**Action:** Adopted Resolution No. 2020-18, waived the competitive bidding procedure and approve the award of the lowest of three bids received electronically to Custom Earth Promos at a cost of \$55,598.00.

**Vote:** (Roll Call)  
**Aye:** Councilmembers Levitan, McLain, Boesch, Batos, Wilson, Vice Mayor Errington, and Mayor Ribble

**Nay:**

**Abstentions:**

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

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

Councilmembers McLain, Boesch, Wilson, Vice Mayor Errington, and Mayor Ribble

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

**13. VILLAGE MANAGER'S REPORT**

**(a) Logo Update**

Consensus of the Council on getting cards with the new logo.

**(b) Building Record Digitization**

**Staff Presentation/Comments:**

Steve Sarkozy, Village Manager

Kyle Coleman, Deputy Village Manager

**Council Questions or Comments:**

Mayor Errington, and Mayor Ribble

**13. ADJOURNMENT 7:01 p.m.**

ATTEST:

By:   
Steve Sarkozy, Acting Village Clerk

(td/SS)

VILLAGE OF ESTERO, FLORIDA

By:   
Bill Ribble, Mayor