

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 BY COUNCIL
NOVEMBER 3, 2021**

VILLAGE COUNCIL MEETING

**Village of Estero Council Chambers
9401 Corkscrew Palms Circle
Estero, FL 33928**

SEPTEMBER 22, 2021 9:30 a.m.

1. CALL TO ORDER

INVOCATION: Pastor Kevin Morris Hope United Presbyterian Church

PLEDGE OF ALLEGIANCE: Led by Councilmember Ribble

ROLL CALL: Present: Mayor Katy Errington - District 4, Vice Mayor Jon McLain - District 3, Councilmember Joanne Ribble - District 1, Councilmember Larry Fiesel - District 2, Councilmember Jim Boesch - District 5, Councilmember Jim Ward, (via Zoom)- District 6, and Councilmember Jim Wilson - District 7.

Also present: Village Manager Steve Sarkozy, Village Attorney Burt Saunders, Deputy Finance Director Chris Phillips, Community Development Director Mary Gibbs, Public Works Director David Willems, Deputy Village Clerk Tammy Duran, and Village Clerk Carol Sacco.

2. APPROVAL OF AGENDA, ADDITIONS, AND DELETIONS

Motion: Motion to permit Councilmember Ward to participate remotely in Zoom Presentation.

Motion by: Councilmember Ribble

Seconded by: Councilmember Fiesel

Action: Motion to permit Councilmember Ward to participate remotely in Zoom Presentation.

Vote: (Roll Call)

Aye: Councilmembers Boesch, Fiesel, Ward, Wilson, Ribble, Vice Mayor McLain, and Mayor Errington.

Nay:

Abstentions:

Motion: Motion to approve agenda with the correction of the typo in 8a.

Motion by: Councilmember Ribble

Seconded by: Councilmember Wilson

Action: Approved agenda with the correction of the typo in 8a.

Vote: (Roll Call)

Aye: Councilmembers Boesch, Fiesel, Ward, Wilson, Ribble, Vice Mayor McLain, and Mayor Errington.

Nay:

Abstentions:

3. PUBLIC COMMENT ON NON-AGENDA ITEMS:

In-Person

Mark Novitski, ECCL

Allan Bowditch, ECCL

James Shields, ECCL

4. INTRODUCTION

Steffanie Pierce Gulf Shore Opera

Staff Presentation/Comments:

Steve Sarkozy, Village Manager

Council Questions or Comments:

Mayor Errington.

5. CONSENT AGENDA

- a. September 9, 2021 Council Meeting Minutes
- b. Resolution No. 2021-16 Amending Ordinance No. 2016-09 Adopting Personnel Policies
- c. Resolution No. 2021-20 Establishing Meeting Dates, Time, and Location for Village Council Meetings for 2022

Motion: Motion to approve the Consent Agenda.

Motion by: Councilmember Boesch

Seconded by: Vice Mayor McLain

Action: Approved the Consent Agenda.

Vote: (Roll Call)
Aye: Councilmembers Boesch, Fiesel, Wilson, Ward, Ribble, Vice Mayor McLain, and Mayor Errington.
Nay:
Abstentions:

6. **CONSIDERATION OF ITEMS DEFERRED FROM CONSENT AGENDA:** None.

7. **ACTION ITEMS**

(a) Lobbying Services

Staff Presentation/Comments:

Steve Sarkozy, Village Manager

Council Questions or Comments:

Councilmembers Boesch and Ward.

Public Comments:

None.

Motion: Motion to approve the contracts with Ronald L. Book, P.A. (annual cost: \$35,000) and JEJ & Associates, Inc. (annual cost: \$36,000) to provide professional State Legislative and Executive Branch Lobbying Services for a one-year period. Grant the Village Manager the authority to renegotiate and execute the renewal of these contracts for three additional one-year terms under the same terms and conditions, if doing so is in the best interest of the Village of Estero, approve a contingency fund amount of \$7,000 (an amount equal to 10% of the total project cost) to cover unforeseen circumstances which may occur, and authorize the Village Manager to execute the contracts on behalf of the Village of Estero Council.

Motion by: Councilmember Boesch

Seconded by: Vice Mayor McLain

Action: Approved the contracts with Ronald L. Book, P.A. (annual cost: \$35,000) and JEJ & Associates, Inc. (annual cost: \$36,000) to provide professional State Legislative and Executive Branch Lobbying Services for a one-year period. Grant the Village Manager the authority to renegotiate and execute the renewal of these contracts for three additional one-year terms under the same terms and conditions, if doing so is in the best interest of the Village of Estero, approve a contingency fund amount of \$7,000 (an amount equal to 10% of the total project cost) to cover unforeseen circumstances which may occur, and authorize the Village Manager to execute the contracts on behalf of the Village of Estero Council.

Vote: (Roll Call)
Aye: Councilmembers Boesch, Fiesel, Wilson, Ward, Ribble, Vice Mayor McLain, and Mayor Errington.

Nay:

Abstentions:

(b) Disposal of Surplus Computers

Staff Presentation/Comments:

Steve Sarkozy, Village Manager

Council Questions or Comments:

Vice Mayor McLain

Public Comment:

None.

Motion: Motion to authorize staff through the Village Manager to dispose of, or donate, the inoperable computers that remain in Village possession. Grant the Village Manager the authority to execute any ancillary documents related to the responsible disposal of computer equipment on behalf of the Village of Estero Council.

Motion by: Councilmember Ribble

Seconded by: Councilmember Wilson

Action: Authorized staff through the Village Manager to dispose of, or donate, the inoperable computers that remain in Village possession. Grant the Village Manager the authority to execute any ancillary documents related to the responsible disposal of computer equipment on behalf of the Village of Estero Council.

Vote: (Roll Call)
Aye: Councilmembers Boesch, Fiesel, Wilson, Ward, Ribble, Vice Mayor McLain, and Mayor Errington.

Nay:

Abstentions:

(c) Estero Bay Village, Sunny Groves, & Cypress Bend Utility Expansion Design & Permitting Contract

Staff Presentation/Comments:

Steve Sarkozy, Village Manager

David Willems, Public Works Director

Council Questions or Comments:

Councilmembers Boesch, Fiesel, Ribble, Vice Mayor McLain, and Mayor Errington.

Public Comment:

None.

Motion: Motion to approve award of Supplemental Task Authorization (STA) - 01 Contract EC 2020-37 with Tetra Tech, Inc. to provide Design and Permitting services for utility expansion projects under the Village's Misc. Service Contract CN 2020-01 for a not to exceed contract amount of \$371,013, approve a contingency fund amount of \$38,000 (an amount equal to 10% of the total project cost) to cover unforeseen circumstances which may occur, and authorize the Village Manager to execute the STA with Tetra Tech, Inc. and any other related ancillary documents on behalf of the Village Council.

Motion by: Councilmember Ribble

Seconded by: Councilmember Fiesel

Action: Approved award of Supplemental Task Authorization (STA) - 01 Contract EC 2020-37 with Tetra Tech, Inc. to provide Design and Permitting services for utility expansion projects under the Village's Misc. Service Contract CN 2020-01 for a not to exceed contract amount of \$371,013, approve a contingency fund amount of \$38,000 (an amount equal to 10% of the total project cost) to cover unforeseen circumstances which may occur, and authorize the Village Manager to execute the STA with Tetra Tech, Inc. and any other related ancillary documents on behalf of the Village Council.

Vote: (Roll Call)

Aye: Councilmembers Boesch, Fiesel, Wilson, Ward, Ribble, Vice Mayor McLain, and Mayor Errington.

Nay:

Abstentions:

(d) US 41 & Three Oaks Monument Sign Construction Plans & Permitting Contract

Staff Presentation/Comments:

Steve Sarkozy, Village Manager

David Willems, Public Works Director

Council Questions or Comments:

Councilmember Boesch, Vice Mayor McLain, and Mayor Errington.

Public Comment:

None.

Motion: Motion to approve award of Supplemental Task Authorization (STA) - 01 Contract EC 2020-72 with DRMP, Inc. to provide Construction Plan and Permitting services for Village of Estero monument signs under the Village's Misc. Service Contract CN 2020-01 for a not to exceed contract amount of \$59,960.00, approve a contingency fund amount of \$6,000 (an amount equal to 10% of the total project cost) to cover unforeseen circumstances which may occur, adding two additional signs with the additional budget to be determined, and authorize the Village Manager to execute the STA with DRMP, Inc. and any other related ancillary documents on behalf of the Village Council.

Motion by: Councilmember Boesch

Seconded by: Vice Mayor McLain

Action: Approved award of Supplemental Task Authorization (STA) - 01 Contract EC 2020-72 with DRMP, Inc. to provide Construction Plan and Permitting services for Village of Estero monument signs under the Village's Misc. Service Contract CN 2020-01 for a not to exceed contract amount of \$59,960.00, approve a contingency fund amount of \$6,000 (an amount equal to 10% of the total project cost) to cover unforeseen circumstances which may occur, adding two additional signs with the additional budget to be determined, and authorize the Village Manager to execute the STA with DRMP, Inc. and any other related ancillary documents on behalf of the Village Council.

Vote: (Roll Call)

Aye: Councilmembers Boesch, Fiesel, Wilson, Ward, Ribble, Vice Mayor McLain, and Mayor Errington.

Nay:

Abstentions:

(e) Architectural Services for PreK-8 School on Three Oaks Parkway

Staff Presentation/Comments:

Steve Sarkozy, Village Manager

David Willems, Public Works Director

Council Questions or Comments:

Councilmembers Ward, Ribble, and Vice Mayor McLain.

Public Comment:

None.

Motion: Motion to approve a contract, via a piggybacking of the School District's bid, with Harvard Jolly Architecture in the amount of \$98,000 to provide architectural and engineering services for additional athletic facilities at the proposed new School District of Lee County PreK-8 School on Three Oaks Parkway, approve a contingency fund amount of \$9,800 (an amount equal to 10% of the total project cost) to cover unforeseen circumstances which may occur, and authorize the Village Manager to execute the contract and any ancillary paperwork which may be required on behalf of the Village of Estero Council.

Motion by: Councilmember Fiesel

Seconded by: Councilmember Wilson

Action: Approved a contract, via a piggybacking of the School District's bid, with Harvard Jolly Architecture in the amount of \$98,000 to provide architectural and engineering services for additional athletic facilities at the proposed new School District of Lee County PreK-8 School on Three Oaks Parkway, approve a contingency fund amount of \$9,800 (an amount equal to 10% of the total project cost) to cover unforeseen circumstances which may occur, and authorize the Village Manager to execute the contract and any ancillary paperwork which may be required on behalf of the Village of Estero Council.

Vote: (Roll Call)

Aye: Councilmembers Boesch, Fiesel, Wilson, Ward, Ribble, Vice Mayor McLain, and Mayor Errington.

Nay:

Abstentions:

(f) Village of Estero Water Monitoring Contract

Staff Presentation/Comments:

Steve Sarkozy, Village Manager

David Willems, Public Works Director

Council Questions or Comments:

Councilmembers Boesch, Ward, Vice Mayor McLain, and Mayor Errington.

Public Comment:

None.

Motion: Motion to approve award of Supplemental Task Authorization 09 to Contract EC 2020-32 to Johnson Engineering to provide water monitoring services for The Village of Estero for \$83,780, approve a 10% contingency for additional services that may be required to complete the project, and authorize the Village Manager to sign the STA and other additional implementing documents within the scope of the STA on behalf of the Village of Estero Council.

Motion by: Vice Mayor McLain

Seconded by: Councilmember Fiesel

Action: Approved award of Supplemental Task Authorization 09 to Contract EC 2020-32 to Johnson Engineering to provide water monitoring services for The Village of Estero for \$83,780, approve a 10% contingency for additional services that may be required to complete the project, and authorize the Village Manager to sign the STA and other additional implementing documents within the scope of the STA on behalf of the Village of Estero Council.

Vote: (Roll Call)
Aye: Councilmembers Boesch, Fiesel, Wilson, Ward, Ribble, Vice Mayor McLain, and Mayor Errington.
Nay:
Abstentions:

8. FIRST READING

(a) Via Coconut Rezoning

Ordinance 2021-10 of the Village Council of the Village of Estero, Florida, Considering a Rezoning from Agriculture (AG) to Estero Planned Development (EPD) For A 19.53-Acre Parcel On the West Side of Via Coconut, South of Corkscrew Road; Providing for Conflicts; Providing for Severability; and Providing an Effective Date.

Staff Presentation/Comments:

Steve Sarkozy, Village Manager
Mary Gibbs, Community Development Director

Council Questions or Comments:

Councilmembers Boesch, Wilson, Ward, Vice Mayor McLain, and Mayor Errington.

Public Comment:

None.

Motion: Motion to pass First Reading and schedule Second Reading for October 20, 2021.

Motion by: Councilmember Ribble
Seconded by: Councilmember Fiesel

Action: Passed the First Reading and scheduled Second Reading for October 20, 2021.

Vote: (Roll Call)
Aye: Councilmembers Boesch, Fiesel, Wilson, Ward, Ribble, Vice Mayor McLain, and Mayor Errington.
Nay:
Abstentions:

9. SECOND PUBLIC HEARING AND READINGS

(a) Resolution No. 2021-21 a Resolution of the Village Council of the Village of Estero, Lee County, Florida, Adopting the Final Levying of Ad Valorem Taxes for the Village of Estero, Lee County, Florida, for Fiscal Year 2021-2022; and Providing an Effective Date.

Staff Presentation/Comments:

Steve Sarkozy, Village Manager
Chris Phillips, Finance Director

Council Questions or Comments:

Councilmembers Boesch and Wilson.

Public Comment:

None.

Motion: Motion to approve Resolution No. 2021-21 with the Mill rate of 0.77.

Motion by: Councilmember Boesch
Seconded by: Councilmember Wilson

Action: Approved Resolution No. 2021-21 with the Mill rate of 0.77.

Vote: (Roll Call)

Aye: Councilmembers Boesch, Fiesel, Wilson, Ward, Ribble, Vice Mayor McLain, and Mayor Errington.

Nay:

Abstentions:

(b) Resolution No. 2021-22 A Resolution of the Village Council of the Village of Estero, Lee County, Florida, Adopting the Tentative Budget for Fiscal Year 2021-2022; and Providing an Effective Date.

Staff Presentation/Comments:

Steve Sarkozy, Village Manager
Chris Phillips, Finance Director

Council Questions or Comments:

Councilmember Fiesel and Vice Mayor McLain.

Public Comment:

None.

Motion: Motion to approve Resolution No. 2021-22.

Motion by: Councilmember Ribble

Seconded by: Councilmember Fiesel

Action: Approved Resolution No. 2021-22.

Vote: (Roll Call)

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

Nay:

Abstentions:

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

11. COUNCIL COMMUNICATIONS / FUTURE AGENDA ITEMS

Councilmembers Boesch, Wilson, Ward, Vice Mayor McLain, and Mayor Errington.

12. VILLAGE ATTORNEY’S REPORT: None.

13. VILLAGE MANAGER’S REPORT: None.

14. ADJOURNMENT at 7:04 pm.

ATTEST:

VILLAGE OF ESTERO, FLORIDA

By: _____
Carol Sacco, Village Clerk

By: _____
Katy Errington, Mayor

(td/CS)

For an official copy of the signed minutes, please submit a [Public Record Request](#).