

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**

**FEBRUARY 17, 2021**

## **FINAL ACTION AGENDA/MINUTES**

### **VILLAGE COUNCIL MEETING**

**Village of Estero Council Chambers  
9401 Corkscrew Palms Circle  
Estero, FL 33928  
January 20, 2021 9:30 a.m.**

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

**INVOCATION:** Pastor Kevin Morris Hope United 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, Community Development Director Mary Gibbs, Deputy Village Clerk Tammy Duran, and Executive Assistant to the Village Manager Carol Sacco.

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

**Staff Presentation/Comments:**

Burt Saunders, Village Attorney

**Motion:** Motion to permit Councilmembers Levitan, and Wilson to participate remotely in Zoom Presentation, and to combine agenda items 7(a)/6(b).

**Motion by:** Vice Mayor Errington

**Seconded by:** Councilmember Boesch

**Action:** Approved to permit Councilmembers Levitan, and Wilson to participate remotely in Zoom Presentation, and to combine agenda items 7(a)/6(b).

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

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

**4. CONSENT AGENDA**

- (a)** January 6, 2021 Council Meeting Minutes
- (b)** January 13, 2021 Council Meeting Minutes

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

**Motion by:** Councilmember Boesch  
**Seconded by:** Councilmember Batos

**Action:** Approved the Consent Agenda.

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

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

**6. ACTION ITEMS:**

- (a)** RFB 2021-01 Mowing, Landscape, and Irrigation Maintenance

**Staff Presentation/Comments:**

Steve Sarkozy, Village Manager

**Council Questions or Comments:**

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

**Public Comments:** None.

**Motion:** Motion to approve award of Request for Bid No. RFB 2021-01, Mowing, Landscape, and Irrigation Maintenance for the Village of Estero to P & T Lawn and Tractor Service, Inc. to provide mowing, landscape, and irrigation maintenance services as provided in the contract for a one-year period, at a rate of \$127,075.00 per year, authorize the Village Manager to renegotiate and execute the renewal of this contract for three additional one year terms under the same terms and conditions, which would include adding Estero Parkway maintenance and US 41 maintenance, if doing so is in the best interest of the Village of Estero, approve a contingency fund amount of \$13,000 (10% contingency) to cover unforeseen circumstances which may occur, and authorize the Village Manager to execute the contract documents on behalf of the Village of Estero Council.

**Motion by:** Councilmember Levitan

**Seconded by:** Vice Mayor Errington

**Action:** Approved Motion to approve award of Request for Bid No. RFB 2021-01, Mowing, Landscape, and Irrigation Maintenance for the Village of Estero to P & T Lawn and Tractor Service, Inc. to provide mowing, landscape, and irrigation maintenance services as provided in the contract for a one-year period, at a rate of \$127,075.00 per year, authorize the Village Manager to renegotiate and execute the renewal of this contract for three additional one year terms under the same terms and conditions, which would include adding Estero Parkway maintenance and US 41 maintenance, if doing so is in the best interest of the Village of Estero, approve a contingency fund amount of \$13,000 (10% contingency) to cover unforeseen circumstances which may occur, and authorize the Village Manager to execute the contract documents on behalf of the Village of Estero Council.

**Vote:** (Roll Call)

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

**Nay:**

**Abstentions:**

#### **6(b)/7(a). SECOND READING AND PUBLIC HEARING/ACTION ITEM**

Mayor Ribble provided information regarding Board business and quasi-judicial hearings. All audience members and staff providing testimony for the hearing were sworn in by Village Clerk Sacco. Councilmember Boesch stated he spoke to the residents. Vice Mayor Errington stated she spoke to the residents years ago. Councilmember Levitan stated he was involved in the negotiation of the original zoning resolution with Stock and their lawyer, but has had no communication since then other than all the e-mails Council has been receiving. Councilmember Wilson stated he has been receiving emails. Mayor Ribble he stated he has been receiving emails. There were no conflicts of interest.

- 6(b) Estero Crossing - Corkscrew Road/Puente Lane Traffic Signal Agreement
- 7(a) Second reading and public hearing of Ordinance 2020-11

Ordinance No. 2020-11 An Ordinance of the Village Council of the Village of Estero, Florida, Amending Ordinance 2019-29 To Revise Certain Transportation Conditions for The Estero Crossing Mixed Use Planned Development On Property Located 1,000 Feet West of Interstate 75 And South of Corkscrew Road Consisting of Approximately 43 Acres; Providing for Conflicts; Providing for Severability; And Providing an Effective Date.

**Staff Presentation/Comments:**

Steve Sarkozy, Village Manager  
Burt Saunders, Village Attorney  
Mary Gibbs, Community Development Director

**Presentation/Information by:**

Neale Montgomery, Pavese Law Firm  
Keith Gelder, Stock Development  
John Wojdak, Delisi Fitzgerald

**Council Questions or Comments:**

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

**Public Comments:**

**In Person:**

William Savage, Island Club  
Jane Niehaus, Corkscrew Woodlands  
Kenneth Smith, Corkscrew Woodlands  
Jim Zoia, Corkscrew Woodlands  
Sherry Sutton, Corkscrew Woodlands  
Bonnie McIsaac, Corkscrew Woodlands

**eComment:**

Heidi & Kenneth Smith, Corkscrew Woodlands  
Jill Gill, Corkscrew Woodlands  
Sarah Logan, Corkscrew Woodlands  
Barbara Collette, Corkscrew Woodlands  
John Slayton, Corkscrew Woodlands  
Linda Umansky, Island Club  
Donna Pogliano, Island Club  
Sandra Linkey, Corkscrew Woodlands  
Cynthia & Will Lecrone, Corkscrew Woodlands  
Arthur Fisher, Corkscrew Woodlands  
Paul Mandelaro, Corkscrew Woodlands  
Lee Kaldor, Island Club at Corkscrew Woodlands HOA  
Laura DelPercio, Island Club

Arthur & Carol Schneider, Island Club  
Joan Stout, Corkscrew Woodlands  
Cathy Stephens, Island Club  
Michael T McCarty, Corkscrew Woodlands  
Michelle Michaels, Corkscrew Woodlands  
Dana Malone, Corkscrew Woodlands  
Maureen Smith, Island Club at Corkscrew Woodlands HOA  
Peter Thompson, Island Club  
Trisha Reinking, Corkscrew Woodlands  
Holly Bruzina, Island Club  
Mary O'Connell, Corkscrew Woodlands  
Sherrill Natzke, Island Club  
Darcie Finan-Morgan, Corkscrew Woodlands  
Nancy & Bill Crow, The Island Club  
Kathy Ellis, Corkscrew Woodlands  
Barbara Nelson, Island Club  
Richard Godesky, Island Club  
Janice Clapp, Corkscrew Woodlands & Island Club  
Tony and Peggy Lafata, Island Club  
Joy Steller, Corkscrew Woodlands  
Marla Burkland, Corkscrew Woodlands  
Harold and Darlene Boyle, Island Club  
Lynn Kimball, Corkscrew Woodlands  
Anita Miller, Corkscrew Woodlands  
James Kline, Corkscrew Woodlands  
Vicky and Joel Ward, Corkscrew Woodlands  
Gail Klamer, Corkscrew Woodlands  
Paul DiModica, Island Club  
Marie Singer, Corkscrew Woodlands  
Richard Singer, Corkscrew Woodlands  
Denise Gunckle, Corkscrew Woodlands  
Paul Mandelaro, Corkscrew Woodlands  
Jim & Dory Oravez, Island Club  
Carol Woodman, Corkscrew Woodlands  
Nancy Buchhop, Island Club  
Tama Smith, Corkscrew Woodlands  
Chris Rogers, Island Club  
Rosemary Christensen, Corkscrew Woodlands  
Joan Horan, Corkscrew Woodlands  
Carolyn DeLong, Corkscrew Woodlands  
Richard Knepper, Island Club  
Donna Pogliano, Island Club  
Judy McGinnis

**Adjourn for recess at 10:59 am and Reconvene at 11:11 am**

7(a) Second reading and public hearing of Ordinance 2020-11

**Motion:** Motion to approve Ordinance 2020-11 with the change to Section 2, adding one additional condition that says the Village Manager may waive the agreement that the traffic light be operational prior to the first certificate of completion for the vertical development, if the Village Manager determines that the light will be operational within four months.

**Motion by:** Councilmember Levitan

**Seconded by:** Councilmember Batos

**Action:** Approved Ordinance 2020-11 with the change to Section 2, adding one additional condition that says the Village Manager may waive the agreement that the traffic light be operational prior to the first certificate of completion for the vertical development, if the Village Manager determines that the light will be operational within four months.

**Vote:** (Roll Call)

**Aye:** Councilmembers Levitan, Batos, Wilson, and Mayor Ribble

**Nay:** Councilmembers McLain, Boesch, and Vice-Mayor Errington

**Abstentions:**

6(b) Estero Crossing - Corkscrew Road/Puente Lane Traffic Signal Agreement

**Motion:** Motion to approve Estero Crossing - Corkscrew Road/Puente Lane Traffic Signal Agreement with the revision to remove the last sentence of paragraph 5 to be consistent with Ordinance 2020-11.

**Motion by:** Councilmember Levitan

**Seconded by:** Councilmember Wilson

**Action:** Motion to approve Estero Crossing - Corkscrew Road/Puente Lane Traffic Signal Agreement with the revision to remove the last sentence of paragraph 5 to be consistent with Ordinance 2020-11.

**Vote:** (Roll Call)

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

**Nay:**

**Abstentions:**

7. (b) Second reading and public hearing of Ordinance 2021-01, updating the Capital Improvements Schedule for Fiscal Year 2020/2021 and adopting the most recent Lee County School District CIP.

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 2020/2021 And Adopt the Most Recent Lee County School District Capital Improvement Plan; Providing for Conflict; Providing for Severability; And Providing an Effective Date.

**Presentation/Comments:**

Steve Sarkozy, Village Manager  
Mary Gibbs, Community Development Director

**Council Questions or Comments:**

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

**Public Comments:** None.

**Motion:** Motion to approve Ordinance 2021-01.

**Motion by:** Councilmember Wilson  
**Seconded by:** Councilmember McLain

**Action:** Approved Ordinance 2021-01.

**Vote:** (Roll Call)

**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**

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

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

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

**12. ADJOURNMENT at 11:41 am.**

ATTEST:

VILLAGE OF ESTERO, FLORIDA

By: \_\_\_\_\_  
Carol Sacco, Village Clerk

By: \_\_\_\_\_  
Bill Ribble, Mayor

(td/CS)

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