

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 27, 2021 9:30 a.m.**

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

**INVOCATION:** Pastor Frank Brand of First Baptist Church of Estero

**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 (via Zoom), 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, Village Land Use Counsel Nancy Stroud, Public Works Director David Willems, Community Development Director Mary Gibbs, Deputy Village Clerk Tammy Duran, and Village Clerk Carol Sacco.

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

**Staff Presentation/Comments:**

Burt Saunders, Village Attorney

**Motion:** Motion to permit Councilmembers Levitan, Wilson, and McLain to participate remotely in Zoom Presentation.

**Motion by:** Councilmember Nick Batos

**Seconded by:** Councilmember Jim Boesch

**Action:** Approved to permit Councilmembers Levitan, Wilson, and McLain to participate remotely in Zoom Presentation.

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

**Motion:** Motion to approve agenda.

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

**Action:** Approved agenda.

**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. ACTION ITEMS:**

- (a) Resolution No. 2021-01 a Resolution of the Village Council of the Village of Estero, Florida, Affirming the Appointment of Carol Sacco as Village Clerk, In Addition to her Role as Executive Assistant; and Providing an Effective Date.

**Staff Presentation/Comments:**

Steve Sarkozy, Village Manager

**Council Questions or Comments:**

Councilmember Boesch and Vice Mayor Errington.

**Public Comment:** None.

**Motion:** Motion to approve Resolution No. 2021-01.

**Motion by:** Vice Mayor Errington  
**Seconded by:** Councilmember Batos

**Action:** Approved Resolution No. 2021-01.

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

## **5. SECOND READING OF ORDINANCES:**

### **(a) Land Development Code Second Public Hearing**

Ordinance 2020-10 An Ordinance of the Village Council of the Village of Estero, Florida, Adopting The Village Land Development Code and Official Zoning Map; Repealing The Transitional Land Development Code; Providing A Savings Clause, A General Repealer Clause, and an Effective Date.

#### **Staff Presentation/Comments:**

Steve Sarkozy, Village Manager  
Mary Gibbs, Community Development Director  
Nancy Stroud, Village Land Use Counsel

#### **Council Questions or Comments:**

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

#### **Public Comments:**

##### **In Person:**

Mark Geshwendt, Miromar Development  
Colin Raskin  
Neale Montgomery, Pavese Law Firm  
Dan O'Berski

##### **eComment:**

Thomas Lenz, Pelican Sound

**Motion:** Motion to adopt the Land Development Code Ordinance 2020-10 and Official Zoning Map as amended in the "Addendum of Recommended Changes" document dated January 19, 2021 as well as the addition of a sentence to Table 3-405.C that states "A stand-alone car wash which has applied but has not been determined to be complete for an application for Development Order prior to January 27, 2021, and which submits a complete application for Development Order prior to April 27, 2021, a permitted use and not a special exception use shall apply."

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

**Action:** Adopted the Land Development Code Ordinance 2020-10 and Official Zoning Map as amended in the “Addendum of Recommended Changes” document dated January 19, 2021 as well as the addition of a sentence to Table 3-405.C that states “A stand-alone car wash which has applied but has not been determined to be complete for an application for Development Order prior to January 27, 2021, and which submits a complete application for Development Order prior to April 27, 2021, a permitted use and not a special exception use shall apply.”

**Vote:** (Roll Call)

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

**Nay:** Councilmember Wilson

**Abstentions:**

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

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

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

**8. VILLAGE ATTORNEY’S REPORT:** None.

**9. VILLAGE MANAGER’S REPORT:** None.

**10. ADJOURNMENT at 12:45 pm.**

ATTEST:

VILLAGE OF ESTERO, FLORIDA

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

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

(td/CS)

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