

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

MARCH 3, 2021

FINAL ACTION AGENDA/MINUTES

VILLAGE COUNCIL MEETING

**Village of Estero Council Chambers
9401 Corkscrew Palms Circle
Estero, FL 33928
February 3, 2021 9:30 a.m.**

1. CALL TO ORDER

INVOCATION: Pastor Mark Goodman/Christ Community Ministries

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) left meeting at 11:00 am- District 2, Councilmember Jon McLain - District 3, Councilmember Jim Boesch - District 5 left meeting at 11:00 am, Councilmember Nick Batos - District 6, and Councilmember Jim Wilson (via Zoom).

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 and Wilson to participate remotely in Zoom Presentation.

Motion by: Vice Mayor Errington

Seconded by: Councilmember Batos

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

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

Nay:

Abstentions:

Motion: Motion to approve agenda with the moving items of 7A and 8A up to be heard after the Consent Agenda.

Motion by: Councilmember Levitan

Seconded by: Councilmember Boesch

Action: Approved agenda with the moving items of 7A and 8A up to be heard after the Consent Agenda.

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

Nay:

Abstentions:

3. PUBLIC COMMENT ON NON-AGENDA ITEMS:
Ed Weil, Estero High School

4. CONSENT AGENDA

(a) Financial Report for the Month Ended December 2020

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: None.

7. PUBLIC HEARING

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 Batos stated he met with the developer and his team and they explained the project. Councilmember McLain stated he had a phone conversation with the developer's sales team and discussion centered around the Lowe's Plaza, and not the application for Firestone. There were no conflicts of interest.

(a) Estero Town Center Zoning Case (Firestone) continued from January 6, 2021

Continued Second Reading of Ordinance 2020-09, An Ordinance of the Village Council of the Village of Estero, Florida, Considering A Zoning Amendment to the Estero Town Center Commercial Planned Development, to Allow Auto Repair and Service, Group I, as A Stand-Alone Use On Property Located in the Southeast Quadrant of Corkscrew Road and Three Oaks Parkway and Consisting of Approximately 1.14 Acres; Providing for Conflicts; Providing for Severability; and Providing an Effective Date.

Staff Presentation/Comments:

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

Presentation/Information by:

Neale Montgomery, Pavese Law Firm
Brendan Sloan, P.E., Avalon Engineering, Inc.
Doug Kirby, Property Owner
Wayne Arnold, Q. Grady Minor and Associates

Council Questions or Comments:

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

Public Comments:

eComment:

Mark Novitski, ECCL

Motion: Motion to deny request to amend the zoning for the Estero Town Center CPD for a Firestone Complete Auto Care, and adopt Ordinance 2020-09.

Motion by: Councilmember Levitan

Seconded by: Vice Mayor Errington

Action: Denied request to amend the zoning for the Estero Town Center CPD for a Firestone Complete Auto Care, and adopt Ordinance 2020-09.

Vote: (Roll Call)

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

Nay: Councilmember Batos

Abstentions:

8. ACTION ITEM – ITEM PULLED FROM AGENDA

(a) Estero Town Center Pedestrian/Open Space Amenity Area Agreement

6. ACTION ITEMS:

(a) Williams Road Bicycle & Pedestrian Improvements – Concept Design Contract

Staff Presentation/Comments:

Steve Sarkozy, Village Manager

David Willems, Public Works Director

Council Questions or Comments: None.

Public Comments:

eComment:

Patrick McGarry

Motion: Motion to approve the Williams Road Bicycle and Pedestrian Improvements – Concept Design contract with Banks Engineering under Supplemental Task Authorization (STA) – 01 Contract EC 2020-56 Miscellaneous Professional Services to perform a suite of design services for the Bicycle & Pedestrian improvements along Williams Road, between US 41 and Three Oaks Parkway, 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: Councilmember Boesch

Seconded by: Vice Mayor Errington

Action: Approved the Williams Road Bicycle and Pedestrian Improvements – Concept Design contract with Banks Engineering under Supplemental Task Authorization (STA) – 01 Contract EC 2020-56 Miscellaneous Professional Services to perform a suite of design services for the Bicycle & Pedestrian improvements along Williams Road, between US 41 and

Three Oaks Parkway, 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 Levitan, McLain, Wilson, Boesch, Batos, Vice Mayor Errington, and Mayor Ribble

Nay:

Abstentions:

(b) Ben Hill Griffin Landscape Design

Staff Presentation/Comments:

Steve Sarkozy, Village Manager

David Willems, Public Works Director

Council Questions or Comments:

Councilmembers McLain and Wilson.

Public Comments:

In Person:

Brian Schultz, Savona of Grandezza

Motion: Motion to approve Ben Hill Griffin Parkway Preliminary Landscape Design contracts with Bruce Howard and Associates under EC2020-42 and RWA Engineering under EC2020-67 to perform a suite of design services for the proposed landscape improvements along Ben Hill Griffin Parkway from Corkscrew Road to Estero Parkway, approve a 10% contingency for additional services that may be required to complete the project, and Authorize the Village Manager to sign the Supplemental Task Authorization (STA) and other additional implementing documents within the scope of the STAs on behalf of the Village of Estero Council.

Motion by: Councilmember Boesch

Seconded by: Vice Mayor Errington

Action: Approved Ben Hill Griffin Parkway Preliminary Landscape Design contracts with Bruce Howard and Associates under EC2020-42 and RWA Engineering under EC2020-67 to perform a suite of design services for the proposed landscape improvements along Ben Hill Griffin Parkway from Corkscrew Road to Estero Parkway, approve a 10% contingency for additional services that may be required to complete the project, and Authorize the Village Manager to sign the Supplemental Task Authorization (STA) and other additional implementing documents within the scope of the STAs 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:

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

10. COUNCIL COMMUNICATIONS / FUTURE AGENDA ITEMS

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

11. VILLAGE ATTORNEY'S REPORT:

Burt Saunders, Village Attorney
Nancy Stroud, Land Use Attorney

12. VILLAGE MANAGER'S REPORT: None.

Adjourn Regular Session at 10:57 am and Convene Workshop Item at 11:01 am

13. WORKSHOP ITEM:

(a) Williams/Via Coconut RAB Landscape Design

Staff Presentation/Comments:

Steve Sarkozy, Village Manager
David Willems, Public Works Director

Council Questions or Comments:

Councilmembers McLain, Wilson, Batos, Vice Mayor Errington, and Mayor Ribble.

13. ADJOURNMENT at 11:17 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](#).