

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**

**APRIL 21, 2021**

**FINAL ACTION AGENDA/MINUTES**

**VILLAGE COUNCIL MEETING**

**Village of Estero Council Chambers**

**9401 Corkscrew Palms Circle**

**Estero, FL 33928**

**April 7, 2021 9:30 a.m.**

**1. CALL TO ORDER**

**INVOCATION:** Pastor John Roth Thrive Community Church

**PLEDGE OF ALLEGIANCE:** Mayor Errington.

**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 - District 6, and Councilmember Jim Wilson - District 7.

Also present: Village Manager Steve Sarkozy, Village Attorney Burt Saunders, Deputy Village Manager Kyle Coleman, 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 approve agenda.

**Motion by:** Councilmember Boesch

**Seconded by:** Councilmember Fiesel

**Action:** Approved agenda.

**Vote:** (Roll Call)

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

**Nay:**

Abstentions:

**3. PUBLIC COMMENT ON NON-AGENDA ITEMS:**

Mark Novitski, ECCL  
Joe Miceli, Rookery Pointe

**4. CONSENT AGENDA**

- (a) March 24, 2021 Special Council Meeting Minutes
- (b) Financial Report February 2021

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

**Motion by:** Councilmember Fiesel  
**Seconded by:** Councilmember Ribble

**Action:** Approved the Consent Agenda.

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

**Nay:**

**Abstentions:**

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

**6. ACTION ITEMS:**

- (a) Resolution No. 2021-10 of the Village Council of the Village of Estero, Florida, Approving the Second Budget Amendment for Fiscal Year 2020-2021 to Approve Use of Additional Village Funds and Provide a Funding Transfer for Corkscrew Road/Puente Lane Traffic Signal; and Providing an Effective Date.

**Staff Presentation/Comments:**

Steve Sarkozy, Village Manager  
Burt Saunders, Village Attorney

**Council Questions or Comments:**

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

**Public Comments:**

Joe Miceli, Rookery Pointe

**Motion:** Motion to approve Resolution 2021-10.

**Motion by:** Councilmember Boesch

**Seconded by:** Councilmember Ribble

**Action:** Approved Resolution 2021-10.

**Vote:** (Roll Call)

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

**Nay:**

**Abstentions:**

- (b) Resolution No. 2021-12 of the Village Council of the Village of Estero, Florida, Approving the Third Budget Amendment for Fiscal Year 2020-2021 to Approve Use of Additional Village Funds and Provide a Funding Transfer for Williams Road and Atlantic Gulf Boulevard Intersections Improvements; and Providing an Effective Date.

**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 Comments: None.**

**Motion:** Motion to approve Resolution 2021-12.

**Motion by:** Councilmember Wilson

**Seconded by:** Councilmember Boesch

**Action:** Approved Resolution 2021-12.

**Vote:** (Roll Call)

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

**Nay:**

**Abstentions:**

- (c) US 41 Landscape Improvements RFB 2021-02

**Staff Presentation/Comments:**

Steve Sarkozy, Village Manager  
David Willems, Public Works Director  
Burt Saunders, Village Attorney

**Council Questions or Comments:**

Councilmembers Boesch, Fiesel, Ribble, and Mayor Errington.

**Public Comments: None.**

**Motion:** Motion to approve award of Request for Bids No. RFB 2021-02, US 41 Landscape Improvements Broadway East to Vintage Parkway and Coconut Road to Fountain Lakes Boulevard to P & T Lawn and Tractor Service, Inc. at a Grand Total Cost of \$118,075, approve a contingency fund amount of \$11,800 (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 other related ancillary documents on behalf of the Village of Estero Council.

**Motion by:** Councilmember Boesch  
**Seconded by:** Councilmember Ward

**Action:** Approved award of Request for Bids No. RFB 2021-02, US 41 Landscape Improvements Broadway East to Vintage Parkway and Coconut Road to Fountain Lakes Boulevard to P & T Lawn and Tractor Service, Inc. at a Grand Total Cost of \$118,075, approve a contingency fund amount of \$11,800 (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 other related ancillary documents on behalf of the Village of Estero Council.

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

**(d) Williams Road & Atlantic Gulf Drive Intersection Improvement Design Contract – KCA**

**Staff Presentation/Comments:**

Steve Sarkozy, Village Manager  
David Willems, Public Works Director

**Council Questions or Comments: None.**

**Public Comments: None.**

**Motion:** Motion to approve award of Supplemental Task Authorization (STA) – 02 Contract EC 2020-61 to KCA under the Village’s Misc. Service Contract CN 2020-01 in the amount of \$469,099, approve a contingency fund amount of \$47,000 (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 and any other related ancillary documents on behalf of the Village of Estero Council.

**Motion by:** Councilmember Boesch  
**Seconded by:** Councilmember Ward

**Action:** Approved award of Supplemental Task Authorization (STA) – 02 Contract EC 2020-61 to KCA under the Village’s Misc. Service Contract CN 2020-01 in the amount of \$469,099, approve a contingency fund amount of \$47,000 (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 and any other related ancillary documents on behalf of the Village of Estero Council.

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

(e) Williams Road & Atlantic Gulf Blvd. Intersection Improvement Project Management Contract – CW3.

**Staff Presentation/Comments:**

Steve Sarkozy, Village Manager  
David Willems, Public Works Director

**Council Questions or Comments:**

Vice Mayor McLain.

**Public Comments: None.**

**Motion:** Motion to approve award of Supplemental Task Authorization (STA) 06 to Contract EC 2020-48 to CW3 Engineering under the Village’s Misc. Service Contract CN 2020-01 in the amount of \$54,000, approve a contingency fund amount of \$5,400 (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 and any other related ancillary documents on behalf of the Village of Estero Council.

**Motion by:** Councilmember Ward  
**Seconded by:** Councilmember Ribble

**Action:** Approved award of Supplemental Task Authorization (STA) 06 to Contract EC 2020-48 to CW3 Engineering under the Village’s Misc. Service Contract CN 2020-01 in the amount of \$54,000, approve a contingency fund amount of \$5,400 (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 and any other related ancillary documents on behalf of the Village of Estero Council.

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

**(f) Village of Estero Water Monitoring Contract - 2021**

**Staff Presentation/Comments:**

Steve Sarkozy, Village Manager  
David Willems, Public Works Director

**Council Questions or Comments:**

Councilmembers Boesch, Fiesel, Ribble, and Mayor Errington.

**Public Comments: None.**

**Motion:** Motion to approve award of Supplemental Task Authorization 06 to Contract EC 2020-32 to Johnson Engineering to provide water monitoring services for The Village of Estero for \$41,352, approve a 10% contingency for additional services that may be required to complete the project, and authorize the Village Manger 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 Wilson

**Action:** Approved award of Supplemental Task Authorization 06 to Contract EC 2020-32 to Johnson Engineering to provide water monitoring services for The Village of Estero for \$41,352, approve a 10% contingency for additional services that may be required to complete the project, and authorize the Village Manger 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 Wilson, Boesch, Fiesel, Ward, Ribble, Vice-Mayor McLain, and Mayor Errington.  
**Nay:**  
**Abstentions:**

**7. PUBLIC HEARINGS**

**(a)** Resolution No. 2021-08 a Resolution of the Village of Estero, Florida, Vacating A Portion of a Drainage Easement of That Part of the Plat for Shadow Wood at the

Brooks Unit One, According to The Plat Thereof Recorded in Plat Book 61, Page 38, Public Records of Lee County, Florida, Lying and Being in Sections 3 And 10, Township 47 South, Range 25 East, Village Of Estero, Lee County, Florida; and Providing for an Effective Date.

**Staff Presentation/Comments:**

Steve Sarkozy, Village Manager

**Council Questions or Comments:** None.

**Public Comments:** None.

**Motion:** Motion to approve Resolution 2021-08.

**Motion by:** Councilmember Fiesel

**Seconded by:** Councilmember Ward

**Action:** Approved Resolution 2021-08.

**Vote:** (Roll Call)

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

**Nay:**

**Abstentions:**

**(b)** Resolution No. 2021-09 a Resolution of the Village of Estero, Florida, Vacating A Portion of the Public Utility Easements and Drainage Easements of that Part of the Plat of Lots 9 Through 14, Marshall's Estero River Groves, Unit 1, According to the Plat Thereof as Recorded in Plat Book 12, Page 131, Public Records of Lee County, Florida, Lying and being in Section 28, Township 46 South, Range 25 East, Village of Estero, Lee County, Florida

**Staff Presentation/Comments:**

Steve Sarkozy, Village Manager

**Council Questions or Comments:** None.

**Public Comments:** None.

**Motion:** Motion to approve Resolution 2021-09.

**Motion by:** Councilmember Ward

**Seconded by:** Councilmember Fiesel

**Action:** Approved Resolution 2021-09.

**Vote:** (Roll Call)

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

Nay:

Abstentions:

**8. FIRST READING**

- (a) Ordinance 2021-03 An Ordinance of the Village Council of the Village of Estero, Florida, Readopting and Correcting Ordinance No. 2021-01 Capital Improvement Element Schedule Update Due to Omission of Two Pages of the Village of Estero Fiscal Year 2020-2021 Capital Improvement Projects in Exhibit A; Providing for Conflict; Providing for Severability; and Providing an Effective Date.

**Staff Presentation/Comments:**

Steve Sarkozy, Village Manager  
Mary Gibbs, Community Development Director

**Council Questions or Comments:** None.

**Public Comments:** None.

**Motion:** Motion to Pass First Reading and set Second Reading for April 21, 2021 at 9:30 a.m.

**Motion by:** Councilmember Boesch

**Seconded by:** Councilmember Ward

**Action:** Passed First Reading and set Second Reading for April 21, 2021 at 9:30 a.m.

**Vote:** (Roll Call)

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

Nay:

Abstentions:

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

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

Councilmembers Wilson, Boesch, and Mayor Errington.

**11. VILLAGE ATTORNEY'S REPORT**

Burt Saunders, Village Attorney



**12. VILLAGE MANAGER’S REPORT**

Steve Sarkozy, Village Manager

**Adjourn Regular Session at 11:00 am and Convene Workshop Item at 11:10 am**

**13. WORKSHOP ITEMS:**

**a) FGCU Estero River Water Quality Report**

**Staff Presentation/Comments:**

Steve Sarkozy, Village Manager

**Presentation:**

Dr. Donald Duke, FGCU

**Council Questions or Comments:**

Councilmembers Ward, Boesch, and Mayor Errington.

**Public Comments:**

Joe Miceli, Rookery Pointe  
Patty Whitehead, Old Estero

**(b) Cypress Bend RV Resort Wastewater Treatment Plant**

**Staff Presentation/Comments:**

Steve Sarkozy, Village Manager  
David Willems, Public Works Director

**Council Questions or Comments: None.**

**Public Comments:**

Joe Miceli, Rookery Pointe

**14. ADJOURNMENT at 12:02 pm**

ATTEST:

VILLAGE OF ESTERO, FLORIDA

By: \_\_\_\_\_

By: \_\_\_\_\_

Carol Sacco, Village Clerk

Katy Errington, Mayor

(td/CS)