

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
JULY 3, 2024
VILLAGE COUNCIL REGULAR MEETING**

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

June 19, 2024 9:30 a.m.

1. CALL TO ORDER

INVOCATION

Pastor Kevin Morris-Estero Community Church

PLEDGE OF ALLEGIANCE

Led by Councilmember Lopez

ROLL CALL

Mayor Jon McLain - District 3, Vice Mayor Joanne Ribble - District 1, Councilmember Larry Fiesel - District 2, Councilmember Lori Fayhee – District 4, Councilmember Rafael Lopez - District 5, and Councilmember George Zalucki - District 7. Absent: Councilmember Jim Ward - District 6

Also present

Village Manager Steve Sarkozy, Village Attorney Robert Eschenfelder, Land Use Attorney Nancy Stroud, Community Development Director Mary Gibbs, Public Works Director David Willems, Finance Director Kevin Greenville, 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 Fayhee

Seconded by: Councilmember Fiesel

Action: Approved agenda.

Vote: (Roll Call)

Aye: Councilmembers Fiesel, Fayhee, Lopez, Zalucki, Vice Mayor Ribble, and Mayor McLain.

Nay:

Abstentions:

3. PROCLAMATION

(a) Everblades Kelly Cup Championship

Mike Kelly, Vice President of Business Development and Broadcasting for the Florida Everglades
Brad Ralph, Head Coach of The Florida Everblades
Anthony Peters, Assistant Head Coach

4. PUBLIC COMMENT ON NON-AGENDA ITEMS

None.

5. CONSENT AGENDA

(a) June 5, 2024 Village Council Meeting Minutes

Motion: Motion to approve consent agenda.

Motion by: Councilmember Fiesel
Seconded by: Vice Mayor Ribble

Action: Approved consent agenda.

Vote: (Roll Call)

Aye: Councilmembers Fiesel, Fayhee, Lopez, Zalucki, Vice Mayor Ribble, and Mayor McLain.

Nay:

Abstentions:

6. CONSIDERATION OF ITEMS DEFERRED FROM CONSENT AGENDA

None.

7. ACTION ITEMS

(a) Estero on the River Phase 1 & 2 Construction Manager at Risk Contract

Staff Presentation/Comments

Steve Sarkozy, Village Manager
David Willems, Public Works Director

Council Questions or Comments

Councilmembers Fiesel, Zalucki, Vice Mayor Ribble, and Mayor McLain

Public Comments

Motion: Motion to approve Contract Number 240004 Construction Manager at Risk (CMAR) agreement between Village of Estero and Manhattan Construction Company and to authorize the Village Manager to execute

the agreement and any related documents or amendments as may be necessary, except for the Guaranteed Maximum Price amendment, which will be approved by Council, at a later date.

Motion by: Councilmember Lopez

Seconded by: Councilmember Fayhee

Action: Approved Contract Number 240004 Construction Manager at Risk (CMAR) agreement between Village of Estero and Manhattan Construction Company and to authorize the Village Manager to execute the agreement and any related documents or amendments as may be necessary, except for the Guaranteed Maximum Price amendment, which will be approved by Council, at a later date.

Vote: (Roll Call)

Aye: Councilmembers Fiesel, Fayhee, Lopez, Zalucki, Vice Mayor Ribble, and Mayor McLain.

Nay:

Abstentions:

(b) Tyler Munis Project Management

Staff Presentation/Comments

Steve Sarkozy, Village Manager

Kevin Greenville, Finance Director

Council Questions or Comments

Councilmember Zalucki.

Public Comments

None.

Motion: Motion to approve the engagement for Horizon Solutions Group, Inc. between the Village of Estero and Horizon Solutions Group, Inc and authorize the Village Manager to execute the engagement documents on behalf of the Village of Estero Council.

Motion by: Vice Mayor Ribble

Seconded by: Councilmember Zalucki

Action: Approved the engagement for Horizon Solutions Group, Inc. between the Village of Estero and Horizon Solutions Group, Inc and authorize the Village Manager to execute the engagement documents on behalf of the Village of Estero Council.

Vote: (Roll Call)

Aye: Councilmembers Fiesel, Fayhee, Lopez, Zalucki, Vice Mayor Ribble, and Mayor McLain.

Nay:

Abstentions:

- (c) Annual Comprehensive Financial Report for the Fiscal Year Ended September 30, 2023 by Jeff Tuscan, CPA, Tuscan & Company, PA.

Staff Presentation/Comments

Steve Sarkozy, Village Manager

Council Questions or Comments

Councilmember Fayhee and Mayor McLain.

Public Comments

None.

Motion: Motion to approve Comprehensive Annual Financial Report.

Motion by: Councilmember Lopez

Seconded by: Councilmember Fiesel

Action: Approved Comprehensive Annual Financial Report.

Vote: (Roll Call)

Aye: Councilmembers Fiesel, Fayhee, Lopez, Zalucki, Vice Mayor Ribble, and Mayor McLain.

Nay:

Abstentions:

- (d) Resolution 2024-10 Statewide Mutual Aid Agreement

A Resolution of the Village of Estero, Florida, Adopting the Statewide Mutual Aid Agreement; Making Related Findings; Providing for Severability and an Effective Date.

Staff Presentation/Comments

Steve Sarkozy, Village Manager

Council Questions or Comments

None.

Public Comments

None.

Motion: Motion to approve this Resolution which authorizes the Village Manager to execute the Statewide Mutual Aid Agreement.

Motion by: Councilmember Fayhee

Seconded by: Councilmember Zalucki

Action: Approved this Resolution which authorizes the Village Manager to execute the Statewide Mutual Aid Agreement.

Vote: (Roll Call)

Aye: Councilmembers Fiesel, Fayhee, Lopez, Zalucki, Vice Mayor Ribble, and Mayor McLain.

Nay:

Abstentions:

(e) Resolution No. 2024-11 Adopting the Procurement Procedures and Requirements

A Resolution of the Village Council of the Village of Estero, Florida, Adopting the Procurement Procedures and Requirements Contained in 2 C.F.R. § 200.318-327 for any Procurement Activity Engaged in by the Village Which is to be Funded by Federal CDBG Funds; Authorizing the Village Manager or to Administratively Adopt any Supplemental Procurement Procedures or Forms Which the Village is Required to use by the Department of Housing and Urban Development or any Subrecipient Including Lee County When Engaging in Procurement Activities to be Supported by CDBG Fund; Making Related Findings; Providing for Severability and for an Effective Date.

Staff Presentation/Comments

Steve Sarkozy, Village Manager

Council Questions or Comments

None.

Public Comments

None.

Motion: Motion to approve this Resolution in partnership with the County in deploying grant funds in a manner required by law.

Motion by: Vice Mayor Ribble

Seconded by: Councilmember Lopez

Action: Approved this Resolution in partnership with the County in deploying grant funds in a manner required by law.

Vote: (Roll Call)

Aye: Councilmembers Fiesel, Fayhee, Lopez, Zalucki, Vice Mayor Ribble, and Mayor McLain.

Nay:

Abstentions:

8. FIRST READING AND PUBLIC HEARING

(a) First Reading and Public Hearing for Ordinance No. 2024-09, Comprehensive Plan Amendment Water Supply Facilities Work Plan

An Ordinance of the Village Council of the Village of Estero, Florida, Adopting an Amendment to the Village of Estero Comprehensive Plan to Change the Text to Reference the Village's 10-Year Water Supply Facilities Work Plan as Provided on

Attachment “A” and Made a Part Hereof; Providing for Transmittal of the Amendment to the State of Florida and Other Reviewing Agencies as Required by Statute; Providing for Severability; Providing for Conflicts; and Providing an Effective Date.

Staff Presentation/Comments

Steve Sarkozy, Village Manager
Mary Gibbs, Community Development Director

Council Questions or Comments

Councilmembers Zalucki, Fiesel, Lopez, and Mayor McLain.

Public Comments

None.

Motion: Motion to Transmit Ordinance No. 2024-09 to State and other required review agencies.

Motion by: Councilmember Fiesel

Seconded by: Councilmember Lopez

Action: Passed to Transmit Ordinance No. 2024-09 to State and other required review agencies.

Vote: (Roll Call)

Aye: Councilmembers Fiesel, Fayhee, Lopez, Zalucki, Vice Mayor Ribble, and Mayor McLain.

Nay:

Abstentions:

9. SECOND READING AND PUBLIC HEARING

(a) Ordinance No. 2024-06 Capital Improvement Program

An Ordinance of the Village Council of the Village of Estero, Florida, Approving with Conditions an Amendment to the Commercial Planned Development for Property Located at 8111 Broadway East, East of U.S. 41 and North of Estero United Methodist Church Consisting of Approximately 1 Acre; Providing for Conflicts; Providing for Severability; and Providing an Effective Date.

Land Use Attorney Stroud provided information regarding Board business and quasi-judicial hearings. All audience members and staff providing testimony for the hearings were sworn in by Village Clerk Sacco.

No ex parte communication or conflicts of interest were noted.

Staff Presentation/Comments

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

Presentation/Information by
Veronica Martin, TDM Consulting
Dean Martin, P.E., TDM Consulting
David Moore, Moore & Spence Architects

Council Questions or Comments
Councilmembers Zalucki, Fayhee, and Mayor McLain.

Public Comments
None.

Motion: Motion to approved Ordinance No. 2024-07 with the revised condition 9 to add the following sentence: The colors must be consistent with the proposed rendering.

Motion by: Councilmember Zalucki
Seconded by: Vice Mayor Ribble

Action: Approved Ordinance No. 2024-07 with the revised condition 9 to add the following sentence: The colors must be consistent with the proposed rendering.

Vote: (Roll Call)
Aye: Councilmembers Fiesel, Fayhee, Lopez, Zalucki, Vice Mayor Ribble, and Mayor McLain.
Nay:
Abstentions:

10. COUNCIL COMMUNICATIONS / FUTURE AGENDA ITEMS

Councilmembers Fiesel, Fayhee, Lopez, Zalucki, Vice Mayor Ribble, and Mayor McLain.

11. VILLAGE ATTORNEY'S REPORT

Robert Eschenfelder, Village Attorney

12. VILLAGE MANAGER'S REPORT

None.

Adjourn Regular Session at 11:08 am and Convene Workshop Items at 11:08 am.

13. WORKSHOP

(a) Emergency Response Plan

Staff Presentation/Comments
Steve Sarkozy, Village Manager

Council Questions or Comments

Councilmember Zalucki, Vice Mayor Ribble, and Mayor McLain.

Public Comments

None.

(b) FEMA Update

Staff Presentation/Comments

Steve Sarkozy, Village Manager

Council Questions or Comments

Councilmembers Zalucki, Lopez, Vice Mayor Ribble, and Mayor McLain.

Public Comments

None.

14. ADJOURNMENT at 11:59 am

Motion by Councilmember Fiesel and seconded by Councilmember Zalucki.

ATTEST:

VILLAGE OF ESTERO, FLORIDA

By: _____

By: _____

Carol Sacco, CMC, Village Clerk

Jon McLain, Mayor

(td/CS)

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