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AGENDA

VILLAGE COUNCIL MEETING

9401 Corkscrew Palms Circle, Estero, Florida

July 13, 2016

9:30 a.m.

Village Council: District 1 – Bill Ribble; District 2 – Howard Levitan, Vice Mayor; District 3 – Donald Brown; District 4 – Katy Errington; District 5 – Jim Boesch; District 6 – Nick Batos, Mayor; District 7 – Jim Wilson

1. **OPENING EXERCISES:** (Includes call to order, roll call, pledge of allegiance, announcements, proclamations, and ceremonial presentations)

Call to Order

Pledge of Allegiance

Invocation: Pastor Mark Goodman – Christ Community Ministries

Roll Call

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

3. **PROCLAMATION:** Industry Appreciation Week

Attachment: [Proclamation](#)

4. **CONSENT AGENDA:**

- (a) Resolution No. 2016-18 A Resolution of the Village Council of the Village of Estero, Florida, Approving the Tidewater Phase 2 Replat; and Providing an Effective Date

Tidewater Replat Phase 2 – (District 5) (PLT2016-E001)

A replat of a part of University Highlands located north of Everblades Parkway, south of Estero Parkway, east of I-75 and west of Ben Hill Griffin, for 115 lots from Tracts F-1 and F-2.

Recommended Action: Adopt Resolution No. 2016-18.

Attachment: [Resolution 2016-18](#)

5. PUBLIC HEARING:

- (a) Proposed Capital Improvement Program and Adoption of Resolution No. 2016-19 A Resolution of the Village Council of the Village of Estero, Florida, Adopting the Capital Program; and Providing an Effective Date

Recommended Action: Adopt Resolution No. 2016-19.

Attachment: [Capital Improvement Program Budget and Resolution No. 2016-19](#)

6. ACTION ITEMS:

- (a) Resolution No. 2016-20 A Resolution of the Village Council of the Village of Estero, Florida, Determining the Proposed Millage Rate for Fiscal Year 2016-2017, Setting the Date, Time and Place for the Public Hearings Required by State Law; Directing Staff to Transmit Necessary Documentation Pursuant to the Requirements of Florida Statutes and the Rules and Regulations of the Department of Revenue of the State of Florida; and Providing an Effective Date

Recommended Action: Adopt Resolution No. 2016-20.

Attachment: [Resolution 2016-20](#)

- (b) Resolution No. 2016-21 A Resolution of the Village Council of the Village of Estero, Florida, Establishing a Defined Contribution Plan and Deferred Compensation Plan; Providing for Execution of Trust Joinder Agreement; Providing for Adoption of Defined Contribution Plan and a Deferred Compensation Plan; Providing for Acknowledgement of Master Trustees; Providing for Execution of an Adoption Agreement; Providing for Abiding by Terms and Acceptance of Services; Providing for Termination of Participation; Providing for Acknowledgement Regarding Assets; Providing for Approval by Master Trustees; Providing for Full Force and Effectiveness; Providing for Repeal of Conflicting Resolutions; and Providing an Effective Date

Financial Ramifications Note: The retirement plan is a requirement of the Personnel Policies adopted via Resolution 2016-09. The village will contribute 7.5% of the employee's base pay contingent upon the employee contributing 2.5% of the employee's base pay.

Recommended Action: Adopt Resolution No. 2016-21.

Attachment: [Resolution 2016-21](#)

- (c) Competitive Negotiation CN 2016-01 Miscellaneous Professional Services

Recommended Action: Appoint a staff review committee consisting of Steve Sarkozy, Kyle Coleman, Mary Gibbs and Lisa Pace to evaluate proposals submitted by 14 consulting firms for miscellaneous engineering related professional services; staff to return to the Council with a recommendation in August.

7. ZONING HEARING AND SECOND READING OF ORDINANCE:

(a) Case No. DCI 2014-00023 Via Coconut

Ordinance No. 2016-09 An Ordinance of the Village Council of the Village of Estero, Florida, (Approving) (Denying) A Rezoning from Agricultural District (AG-2) and Community Facilities (CFD) to Estero Planned Development District (EPD) to Allow a Maximum 297 Unit Multifamily Residential Units and 30,000 Square Feet of Commercial Use with Associated Amenities for Property Located at the Southwest Corner of Via Coconut Point and Corkscrew Road Consisting of Approximately 19.3 Acres; Denying the Application for a Rezoning to Residential Planned Development District (RPD); (Approving) (Denying) a Master Concept Plan, (Certain Deviations and Conditions of Development); Providing Findings; Denying the Application for a Comprehensive Plan Amendment from Primarily Suburban Land Use Category to a New Land Use Category to be Known as Via Coconut Urban Place; Providing for Conflicts; Providing for Severability; and Providing an Effective Date

Recommended Action: Continue this case to a future date.

Attachments: (1) [Ordinance No. 2016-09](#)
(2) [Planning and Zoning Board Staff Report](#)
(3) [Attachment to Staff Report \(part 1\)](#)
(4) [Attachment to Staff Report \(part 2\)](#)

(b) Case No. DCI 2015-00009 Genova

Ordinance No. 2016-08 An Ordinance of the Village Council of the Village of Estero, Florida, Approving a Rezoning from Agricultural District (AG-2) and Commercial Planned Development District (CPD) to Estero Planned Development District (EPD) to Allow a 205 Unit Multifamily Residential Project with Associated Amenities for Property Located at 9050 Corkscrew Road Consisting of Approximately 16.95 Acres; Denying the Application for a Rezoning to Residential Planned Development District (RPD); Approving a Master Concept Plan, Certain Deviations and Conditions of Development; Providing Findings; Denying the Application for a Comprehensive Plan Amendment from Suburban Land Use Category to Intensive Development Land Use Category; Providing for Conflicts; Providing for Severability; and Providing an Effective Date

Recommended Action: Adopt Ordinance No. 2016-08 if Council determines that the project meets the criteria of the Village Center and Land Development Code.

Attachments: (1) [Ordinance No. 2016-08](#)
(2) [Planning and Zoning Board Staff Report](#)
(3) [Attachment to Staff Report](#)

- 8. PUBLIC COMMENT ON NON-AGENDA ITEMS**
- 9. COUNCIL COMMUNICATIONS / FUTURE AGENDA ITEMS**
- 10. VILLAGE ATTORNEY’S REPORT**
- 11. VILLAGE MANAGER’S REPORT**
- 12. ADJOURNMENT**

If you desire to address the Council, please complete a Public Comment Card and return it to the Village Clerk. Citizens desiring to speak must step up to the podium, state their full name and address and/or whom he or she represents.

ADA Assistance – Anyone needing special assistance at the Board meeting due to a disability or physical impairment should contact Village Clerk Kathy Hall, 239-221-5033, at least 48 hours prior to the meeting.

Pursuant to Section 286.0105, Florida Statutes:

“If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a recording of the proceeding, and that, for such purpose, he or she may need to ensure that a verbatim recording of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.”