

NOTICE OF PUBLIC MEETING
CITY COUNCIL
CITY OF BONITA SPRINGS
OFFICIAL AGENDA
WEDNESDAY, MAY 21, 2008
9:00 A.M.
CITY HALL
9101 BONITA BEACH ROAD
BONITA SPRINGS, FLORIDA 34135

- I. CALL TO ORDER.
- II. INVOCATION.
- III. PLEDGE OF ALLEGIANCE.
- IV. ROLL CALL.
- V. PUBLIC COMMENT ON AGENDA ITEMS:
- VI. PROCLAMATIONS AND PRESENTATIONS:
 - A. A PROCLAMATION RECOGNIZING MAY 15, 2008 AS PEACE OFFICERS MEMORIAL DAY.
 - B. A PROCLAMATION RECOGNIZING MAY 17, 2008 AS BONITA SPRINGS ARMED FORCES DAY.
 - C. PRESENTATION BY THE CITY OF BONITA SPRINGS VETERANS ADVISORY COMMITTEE ON THE HISTORY OF THE BLUE STAR AND GOLD STAR FLAG BANNERS. (GREENSHEET NO. 08-05-0249)
 - D. PRESENTATION OF CERTIFICATES OF ACHIEVEMENT TO THE BONITA SPRINGS MIDDLE SCHOOL BOYS SOCCER TEAM, BOYS TRACK & FIELD TEAM, AND THE BOYS CROSS COUNTRY TEAM, FOR WINNING THE DIVISION II COUNTY CHAMPIONSHIP.
 - E. PRESENTATION BY DON SCOTT WITH LEE COUNTY METROPOLITAN PLANNING ORGANIZATION (MPO) AND TINDALE OLIVER REGARDING REQUEST FOR APPROVAL OF RESOLUTION OF SUPPORT TO HAVE MAYOR EXECUTE INTERLOCAL AGREEMENT FOR TRANSIT AUTHORITY. (GREENSHEET NO. 08-05-0236)
 - F. PRESENTATION AND REQUEST TO APPROVE RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AGREEMENT WITH CH2M HILL IN RESPONSE TO RFP-07-022, OUTSOURCED COMMUNITY DEVELOPMENT, BUILDING PERMITTING AND INSPECTION AND ADMINISTRATIVE SUPPORT SERVICES. (GREENSHEET NO. 08-05-0247)
 - G. STAFF PRESENTATION OF GRAPHICAL INFORMATION SYSTEM (GIS) WITH RESPECT TO STORMWATER MANAGEMENT. (GREENSHEET NO. 08-05-0242)
- VII. CONSENT AGENDA: (NOTE: ITEMS ON THE CONSENT AGENDA WILL BE CONSIDERED AS ONE UNLESS A SPECIFIC ITEM IS REMOVED BY A COUNCIL MEMBER FOR SEPARATE DISCUSSION.)
 - A. APPROVE AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN LEE COUNTY AND CITY OF BONITA SPRINGS REGARDING ANIMAL CONTROL SERVICES. (GREENSHEET NO. 08-05-0250)
 - B. APPROVE CHANGE ORDER NO. 4 TO THE POSEN CONSTRUCTION, INCORPORATED CONTRACT WITH LEE COUNTY FOR THE IMPERIAL STREET WIDENING PROJECT TO

PROVIDE FOR VARIOUS CHANGES AND QUANTITY ADJUSTMENTS TO THE CONSTRUCTION CONTRACT WITH POSEN CONSTRUCTION, WITH A CHANGE ORDER COST OF (\$62,195.47). (GREENSHEET NO. 08-05-0244)

- C. APPROVE RESOLUTION REDUCING LIQUIDATED DAMAGES IMPOSED ON MITCHELL AND STARK CONSTRUCTION FOR THE MARNI FIELDS PROJECT. (GREENSHEET NO. 08-05-0246)
- D. APPROVE AN AGREEMENT WITH CHRISTIAN SCIENCE SOCIETY OF BONITA SPRINGS, FLORIDA TO PROVIDE FOR RELOCATION OF THEIR SIGN ON TERRY STREET. (GREENSHEET NO. 08-05-0252)
- E. APPROVE RESOLUTION AWARDDING CONTRACT FOR SOUTHERN PINES DRIVE SIDEWALK IMPROVEMENTS-RED HIBISCUS TO EAST TERRY STREET TO BETTER ROADS, INC., IN THE AMOUNT OF \$39,194.50, AND WAIVING THE PUBLIC CONSTRUCTION BOND REQUIREMENT, UPON APPROVAL OF THE DOCUMENTS BY THE CITY ATTORNEY. (GREENSHEET NO. 08-05-0251)
- F. AUTHORIZE PUBLIC WORKS STAFF TO SIGN ALTERNATIVE MATERIALS CONSTRUCTION, MAINTENANCE AND HOLD HARMLESS AGREEMENT ON BEHALF OF THE CITY OF BONITA SPRINGS, WHERE APPLICANTS FOR RESIDENTIAL DRIVEWAY PERMITS WANT TO USE PAVERS OR OTHER MATERIALS IN THEIR CONNECTION OF THE DRIVEWAY TO THE PUBLIC STREET. (GREENSHEET NO. 08-05-0253)
- G. APPROVE SPECIAL EVENT PERMIT AND CO-SPONSORSHIP FOR THE LEE COUNTY SHERIFF'S OFFICE, BONITA SPRINGS FIRE CONTROL & RESCUE DISTRICT, AND THE CITY OF BONITA SPRINGS FOR NATIONAL NIGHT OUT AGAINST CRIME ON TUESDAY, AUGUST 5, 2008 AT RIVERSIDE PARK FROM 5:00 PM TO 7:00 P.M. (GREENSHEET NO. 08-05-0258)
- H. INFORMATION ITEM ONLY - THE IAFF LOCAL 3444 BONITA SPRINGS PROFESSIONAL FIREFIGHTERS UNION IS SPONSORING THE MDA FILL-THE-BOOT CAMPAIGN ON MAY 30, 2008 THROUGH JUNE 1, 2008 AT THE FOLLOWING INTERSECTIONS: BONITA BEACH ROAD AND IMPERIAL STREET; BONITA BEACH ROAD AND US 41 ROAD; OLD US 41 AND EAST/WEST TERRY STREET; US 41 ROAD AND OLD US 41 ROAD. (GREENSHEET NO. 08-05-0263).
- I. APPROVE SPECIAL EVENT PERMIT FOR THE 4TH OF JULY PARTY AND PARADE TO BE HELD ON FRIDAY, JULY 4, 2008 AT RIVERSIDE PARK AND TEMPORARY ROAD CLOSURES. (GREENSHEET NO. 08-05-0259)
- J. REQUEST APPROVAL OF SPECIAL EVENT PERMIT AND CO-SPONSORSHIP FOR THE BONITA SPRINGS HISTORICAL SOCIETY FOR THE SEMI-ANNUAL MAYOR OF SURVEY ELECTION AND SOCIAL ON JUNE 14, 2008 ATT THE LILES HOTEL PLAZA. (GREENSHEET NO. 08-05-0261)
- K. REQUEST APPROVAL OF SPECIAL EVENT PERMIT AND CO-SPONSORSHIP FOR THE BONITA SPRINGS-ESTERO ASSOCIATION OF REALTORS, INC., HALLOWEEN IN THE PARK EVENT AT RIVERSIDE PARK ON OCTOBER 31, 2008. (GREENSHEET NO. 08-05-0260)
- L. NOTIFICATION TO LEE COUNTY OF INTENT TO TERMINATE CONTRACT NO. BSC-07-08-202, 2007-2008 TRANSITIONAL INTERLOCAL AGREEMENT FOR ZONING, DEVELOPMENT REVIEW, PERMITTING AND INSPECTION SERVICES. (GREENSHEET NO. 08-05-0264)

VIII. PUBLIC HEARING:

- A. ADOPT A RESOLUTION ON PETITION NO. VAC2008-00005 TO VACATE A PORTION OF A 20-FOOT-WIDE DRAINAGE AND MAINTENANCE ACCESS EASEMENT LOCATED ON THE NORTHWESTERLY LOT LINE OF LOT 13, BLOCK 4, SPRING LAKES PHASE

THREE, S 25, T 47S, R 25 E., 11526 FOREST MERE DRIVE, BONITA SPRINGS.
(GREENSHEET NO. 08-05-0243)

- IX. FIRST READING OF THE FOLLOWING ZONING ORDINANCE: (NO PUBLIC COMMENTS)
- A. A ZONING ORDINANCE OF THE CITY OF BONITA SPRINGS, FLORIDA; APPROVING A REQUEST BY EAGLE BAY, LLC. IN REFERENCE TO EAGLE BAY RPD; REZONING FROM MOBILE HOME DISTRICT (MH-2) TO RESIDENTIAL PLANNED DEVELOPMENT (RPD) WITH 200 MULTI-FAMILY DWELLING UNITS; LOCATED AT 12585 EAST TERRY STREET, BONITA SPRINGS, FLORIDA, (STRAP 30-47-26-B3-00001.2010), ON 20 +/- ACRES; PROVIDING FOR AN EFFECTIVE DATE.
- X. MAYOR AND COUNCIL MEMBER ITEMS AND REPORTS:
- A. AUTHORIZE MAYOR TO SIGN, ON BEHALF OF CITY COUNCIL, AN AGREEMENT SPONSORED BY THE U.S. CONFERENCE OF MAYORS RELATIVE TO CLIMATE PROTECTION. (NELSON; GREENSHEET NO. 08-05-0238)
- B. DISCUSSION OF POSSIBLE CHANGE OF RIVERSIDE PARK TO RIVERSIDE MEMORIAL PARK. (FERREIRA; GREENSHEET NO. 08-05-0241)
- C. DISCUSSION CONCERNING COUNCIL ON AGING AND TRANSPORTATION RELATED ISSUES. (FERREIRA; GREENSHEET NO. 08-05-____)
- D. DISCUSSION OF A SUGGESTION FOR ESTABLISHING A REGULARLY SCHEDULED CONFERENCE MEETING ON A WEEK DAY PRIOR TO REGULARLY SCHEDULED COUNCIL MEETINGS TO INVESTIGATE AND DISCUSS UPCOMING AGENDA ITEMS. (LONKART; GREENSHEET NO. 08-05-____)
- E. UPDATE ON ACTIVITIES OF THE ART IN PUBLIC PLACES BOARD. (MARTIN; GREENSHEET NO. 08-05-0256)
- F. UPDATE ON THE ACTIVITIES OF THE TREE ADVISORY BOARD. (MARTIN; GREENSHEET NO. 08-05-0257)
- G. DISCUSSION OF THE 2ND ANNUAL BONITA SPRINGS RIVERFEST. (SIMONS; GREENSHEET NO. 08-05-0262)
- XI. PUBLIC COMMENT:
- XII. CITY ATTORNEY'S REPORT:
- A. PERMISSION TO ADVERTISE THE FOLLOWING ORDINANCE: AN ORDINANCE AMENDING AND RESTATING BONITA SPRINGS ORDINANCE NO. 02-02, THE CITY OF BONITA SPRINGS SPECIAL EVENTS ORDINANCE; REGULATING OUTDOOR ENTERTAINMENT EVENTS; DEFINING SPECIAL EVENT ACTIVITIES; ESTABLISHING PERMIT REQUIREMENTS AND APPLICATION PROCEDURES FOR DIFFERENT TYPES OF CLASSES OF SPECIAL EVENT PERMITS; PROVIDING APPEAL AND REVOCATION HEARING PROCESS; PROVIDING FOR VIOLATIONS AND ENFORCEMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. (GREENSHEET NO. 08-05-0245)
- B. PERMISSION TO ADVERTISE THE FOLLOWING ORDINANCE: AN ORDINANCE RELATING TO GREASE MANAGEMENT IN BONITA SPRINGS; PROVIDING FOR SHORT TITLE, PURPOSE AND TERRITORIAL SCOPE; PROVIDING DEFINITIONS; PROVIDING FOOD SERVICE ESTABLISHMENTS; PROVIDING FOR ENTRY, INSPECTION AND SAMPLING; PROVIDING FOR ENFORCEMENT, REVIEW COMMITTEE, MEETINGS, CITATION, INJUNCTIVE RELIEF AND DAMAGE ASSESSMENTS PLAN; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION, INCLUSION IN CODE AND SCRIVENER'S ERRORS; AND PROVIDING FOR AN EFFECTIVE DATE. (GREENSHEET NO. 08-05-0255)

C. PERMISSION TO ADVERTISE THE FOLLOWING ORDINANCE: AN AMENDMENT TO BONITA SPRINGS LAND DEVELOPMENT CODE, AMENDING AND REPLACING IN ITS ENTIRETY THE SIGN ORDINANCE, CREATING CHAPTERS 6 OF THE CITY OF BONITA SPRINGS LAND DEVELOPMENT CODE; REPEALING CHAPTER 30 OF THE TRANSITIONAL LAND DEVELOPMENT REGULATIONS; PROVIDING FOR PURPOSE AND INTENT; DEFINITIONS AND RULES OF CONSTRUCTION; VIOLATION AND PENALTIES; SETTING FORTH PROHIBITED SIGNS, PERMITTED SIGNS, PARKING OF ADVERTISING VEHICLES, REMOVAL OF UNLAWFUL OR DANGEROUS SIGNS; PROVIDING FOR ADMINISTRATION AND ENFORCEMENT, COMPLIANCE, VARIANCES, PERMITS AND INSPECTIONS; ESTABLISHING TERMS FOR NON-CONFORMING SIGNS; ESTABLISHING MEASUREMENT; CONSTRUCTION AND MAINTENANCE STANDARDS, INCLUDING MEASUREMENT OF SIGN AREA, HEIGHT, LOCATION, CONSTRUCTION STANDARDS, LANDSCAPING, SIGN IDENTIFICATION, MARKING AND MAINTENANCE; PROVIDING FOR RESTRICTIONS BASED ON LOCATION OF ON-SITE SIGNS, TEMPORARY SIGNS, PERMANENT SIGNS IN RESIDENTIAL AREAS, COMMERCIAL AND INDUSTRIAL AREAS, INTERSTATE HIGHWAY AND INTERCHANGE AREA, AND IN THE BONITA BEACH ROAD CORRIDOR, OFF-SITE SIGNS, BENCH SIGNS AND BILLBOARDS; PROVIDING FOR CONFLICTS OF LAW, SEVERABILITY, CODIFICATION, SCRIVENER'S ERRORS, INCLUSION IN CODE AND AN EFFECTIVE DATE. (GREENSHEET NO. 08-05-0254)

D. PROVIDE DIRECTION ON WHETHER TO AMEND THE CITY OF BONITA SPRINGS COMMERCIAL USE OF RIGHTS-OF-WAY ORDINANCE SO AS TO PREVENT IMPROPER USAGE OF "VISITOR CENTERS". (GREENSHEET NO. 08-05-0248)

XIII. CITY MANAGER'S REPORT:

A. REVIEW MONTHLY FINANCIAL REPORT. (GREENSHEET NO. 08-05-0239)

B. REVIEW OF MONTHLY PROJECTS REPORT.

C. DISCUSSION AND DIRECTION TO STAFF ON THE LUKE STREET FINGER CANAL PROJECT. (GREENSHEET NO. 08-05-0240)

D. CONSIDER OPTIONS FOR THE USE OF THE PROPERTY ON IMPERIAL PARKWAY ACQUIRED BY LEE COUNTY AS PART OF THE CONSTRUCTION CONTRACT AND TO BE TURNED OVER TO THE CITY. (GREENSHEET NO. 08-05-0265)

E. A RESOLUTION OF THE CITY OF BONITA SPRINGS APPOINTING A MEMBER TO THE CITY OF BONITA SPRINGS COMMUNICATIONS ADVISORY BOARD; AND PROVIDING AN EFFECTIVE DATE. (GREENSHEET NO. 08-05-0211)

XIV. APPROVAL OF MINUTES: 05/07/08

XV. PUBLIC COMMENT

XVI. ADJOURNMENT

ANY PERSON REQUIRING SPECIAL ACCOMMODATIONS AT ANY OF THE MEETINGS BECAUSE OF A DISABILITY OR PHYSICAL IMPAIRMENT SHOULD CONTACT GARY A. PRICE, CITY MANAGER AT 239-949-6262, AT LEAST 48 HOURS PRIOR TO THE MEETING. IF A PERSON DECIDES TO APPEAL A DECISION MADE BY THE COUNCIL IN ANY MATTER CONSIDERED AT THIS MEETING/HEARING, SUCH PERSON MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING IS TO BE MADE, TO INCLUDE THE TESTIMONY AND EVIDENCE UPON WHICH ANY SUCH APPEAL IS TO BE BASED.

NOTE: THIS MEETING IS TELEVISED ON COMCAST, CHANNEL 12. AGENDAS ARE AVAILABLE FOR VIEW, AND THE MEETING CAN BE VIEWED AT WWW.CITYOFBONITASPRINGS.ORG

NEXT MEETING: TUESDAY, MAY 27, 2008 (CITY COUNCIL ZONING)