

CITY COUNCIL  
CITY OF BONITA SPRINGS  
WEDNESDAY, NOVEMBER 7, 2018  
5:30 P.M.  
CITY HALL  
9101 BONITA BEACH ROAD  
BONITA SPRINGS, FLORIDA 34135  
MINUTES

I. CALL TO ORDER:

Mayor Peter Simmons called the meeting to order at 5:30 P.M.

II. INVOCATION:

Pastor Ann Grandell, with Love Inc., furnished the invocation.

III. PLEDGE OF ALLEGIANCE:

At the request of Mayor Simmons, Council Member Amy Quaremba led in the Pledge of Allegiance.

IV. ROLL CALL:

Mayor Simmons and all Council Members were in attendance, with Council Member Laura Carr arriving at 5:33 P.M.

V. PUBLIC COMMENT ON AGENDA ITEMS

5:32:10 PM Mark Generales was in attendance to thank Mayor Simmons and City Council for all their help with the Lover's Key Welcome Center and to invite them to the ground breaking for the welcome and discovery center scheduled for December 6, 2018 at 4:00 P.M.

VI. 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.)

5:34:11 PM Council Member Mike Gibson pulled Item A.

Council Member Greg DeWitt motioned to approve the remainder of the Consent Agenda; Council Member Peter O'Flinn seconded; and the motion carried unanimously.

- A. APPROVE THE 2018-2019 INTERLOCAL AGREEMENT FOR STRAY ANIMAL CONTROL SERVICES BETWEEN LEE COUNTY AND THE CITY OF BONITA SPRINGS. (GREENSHEET NO. 18-11-0378)

5:35:05 pm Council Member Gibson pulled this item to questioned whether Staff received the amount from former Council Member Martha Simons relating to the TNR program, as the City's cost has increased and services decreased. City Manager Arleen Hunter informed Council of conversations with Lee County on the fee structure and how its analyzed, explaining that it's a pro rata basis on service, and so if a service isn't performed then there isn't a fee charged. The last email correspondence she replied to, to former Council Member Simons was that should Council want to continue discussions to look at other vets within

the City they can do that. This contract would ensure that animal services are there for us now. There are other services provided, beyond the TNR. Discussion followed, with Council Member Gibson suggesting payments being made through the City instead of waiting for Lee County to pay. City Manager Hunter stated Staff would have to readdress that with Lee County. If Council would like to talk to vets in the City and create another program, they would not have to go through the County process and there would be no charge for that service. In speaking with former Council Member Simons prior to today's meeting, she indicated she had some ideas she wanted to bring back, but she did not necessarily object to moving forward at this point, but she wanted the opportunity to come back and provide some new ideas. We can go forward with this, and bring forward new ideas and opportunities and she suggested meeting with a couple non-profits, which can be done upon Council's direction to Staff. A brief Council discussion followed.

Council Member O'Flinn motioned to approve the Interlocal Agreement; Council Member Quaremba seconded; and the motion carried unanimously.

5:40:50 PM City Manager Hunter clarified Council consensus for Staff to continue discussions and bring forward additional program ideas.

- B. DIRECT STAFF TO PREPARE A GRANT APPLICATION TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) FOR THE FY2019-2020 RECREATIONAL TRAILS PROGRAM. (GREENSHEET NO. 18-11-0376)
  - C. DIRECT STAFF TO PREPARE A GRANT APPLICATION TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION DIVISION OF WATER RESTORATION ASSISTANCE FOR THE FY2019 FUNDING CYCLE. (GREENSHEET NO. 18-11-0377)
  - D. APPROVAL OF RESOLUTION APPOINTING ONE MEMBER TO THE CITY OF BONITA SPRINGS VETERANS ADVISORY COMMITTEE. (QUAREMBA; GREENSHEET NO. 18-11-0379) **ADOPTED RESOLUTION NO. 18-95**
  - E. AUTHORIZE THE MAYOR TO SIGN A RESOLUTION TO APPROVE THE SELECTION COMMITTEE'S RECOMMENDATION TO ENGAGE NINE (9) FIRMS FOR THE CITY'S MISCELLANEOUS LANDSCAPE ARCHITECT SERVICES CN 18-13, AND AUTHORIZE STAFF TO ENTER INTO NEGOTIATIONS WITH THE FIRMS SELECTED. (GREENSHEET NO. 18-11-380) **ADOPTED RESOLUTION NO. 18-96**
  - F. APPROVE A RESOLUTION APPOINTING A NEW BOARD MEMBER TO THE ART IN PUBLIC PLACES BOARD. (GREENSHEET NO. 18-11-0383) **ADOPTED RESOLUTION NO. 18-97**
  - G. APPROVE FY 2018 BUDGET RESOLUTION TO INCREASE THE BUDGETS OF CERTAIN REVENUE, EXPENDITURE, AND TRANSFER IN AND OUT ACCOUNTS AND TO TRANSFER BUDGET BETWEEN EXPENDITURE ACCOUNTS FOR SPECIAL REVENUE, DEBT SERVICE, AND CAPITAL PROJECTS FUNDS. (GREENSHEET NO. 18-11-0373) **ADOPTED RESOLUTION NO. 18-98**
  - H. APPROVE BUDGET RESOLUTION TO INCREASE THE BUDGETS OF CERTAIN GENERAL FUND ACCOUNTS. (GREENSHEET NO. 18-11-0366) **ADOPTED RESOLUTION NO. 18-99**
- OPPORTUNITY FOR CITY COUNCIL COMMENTS ON CONSENT AGENDA ITEMS

5:41:17 PM Council Member O’Flinn addressed Item B. above, regarding the application for the recreational trails program. He explained that one thing Council set out to do last year was to hone in on possible grant applications to help financially and with the City’s initiatives. He complimented City Manager Hunter and Assistant City Manager Matt Feeney, and Staff for all their work on this.

VII. PROCLAMATIONS AND PRESENTATIONS:

A. PRESENTATION OF CERTIFICATES TO RECIPIENTS OF THE 2018 BONITA SPRINGS CHAMBER OF COMMERCE AWARDS.

Mayor Simmons next presented Certificates congratulating the below listed recipients on receiving the 2018 Bonita Springs Chamber Awards.

<b>Bonita Chamber of Commerce Award Winners</b>	
TLC Marketing - Trish Leonard	2018 Business of the Year
Mark Suwyn Bonita Springs YMCA	2018 Citizen of the Year
Bonita Springs Chamber of Commerce	Fourth consecutive year as a five-star chamber
Alaina Streblov of Suncoast Credit Union	12th Annual Honorary Pat Lord Award
Dallas Revord and Harlan Parrish, President FineMark Bank	Chamber of Commerce Appreciation Award
Brian Kramer Hyatt Regency Coconut Point	Chairman's Award
Marci Seamples - Naples Zoo	Chairman's Award

B. PRESENTATION BY STANTEC ON THE STORMWATER UTILITY PROJECT. (GREENSHEET NO. 18-11-0388)

Representatives of Stantec were in attendance to address the Stormwater utility project.

C. PRESENTATION BY STAFF ON CITY-WIDE STORMWATER INFRASTRUCTURE. (GREENSHEET NO. 18-11-391)

6:41:17 PM Several City Directors, along with City Manager Hunter, Assistant City Manager Feeney and City Attorney Dereek Rooney provided a Powerpoint presentation (copy in Clerk’s file) to City Council on coordination that will occur between the city departments on the stormwater infrastructure project. City Manager Hunter stated that as Staff updates sections and confirms accurate information they will bring those back to City Council .

D. **ADDENDUM:** PRESENTATION ON LEGISLATIVE PRIORITIES WITH CAPITOL STRATEGIES. (GREENSHEET NO. 18-11-382)

6:44:23 PM City Manager Hunter introduced Carol Green and Ashley Stacel with Capitol Strategies, and referred to the draft list that was included in the addendum. As discussed, the information includes the revisions as requested by City Council. Staff was asked to look at specific projects to come back with, and Staff met with Carol and Ashley and discussed the projects, and discussed focusing on one major project and continuing to carry that project forward in phases, which, as reflected, is the Imperial, Dean and Quinn Street improvements, and maybe looking at Phase 1 for engineering and preliminary work. She further explained, and also addressing the conversion of the septic tanks and conversations with BSU. Staff would like to leave that project as an option, and should it become a priority, and Carol and Ashley informs Staff that the City should move forward on something they would then collaborate with BSU knowing that would be the direction of City Council and bring forward the most appropriate project, recognizing water quality.

[6:46:01 PM](#) Ms. Green addressed City Council on the projects listed, and discussion ensued.

[6:58:30 PM](#) Council Member O’Flinn noted that item 8 (addressing pari-mutuel facilities) will have to be adjusted as a result of the two amendments that just passed.

Council Member O’Flinn motioned approval; Council Member DeWitt seconded; and the motion carried unanimously.

VIII. MAYOR AND COUNCIL MEMBER ITEMS:

- A. DISCUSSION OF EMERGENCY DECLARATION. (MAYOR SIMMONS; GREENSHEET NO. 18-11-0387)

[7:00:56 PM](#) City Manager Hunter furnished a brief overview, requesting a clarification on Council direction on continuing the process, Council thoughts, and direction they would like this to go. Discussion followed. Council Member Quaremba suggested not doing anything, and continue to explore Council’s requested data to see whoever is participating. She would also like to know what the positives/benefits are. In response to Council, City Manager Hunter stated she will do some outreach to Tiffany Esposito of the Chamber and find out where she’s hearing folks are and also get some feedback from her on what is helpful in this process for the businesses. This item can be placed on the November 13, 2018 City Council meeting Budget Retreat agenda for consideration.

IX. PUBLIC COMMENT:

[7:11:45 PM](#) Kathy McGrath provided an overview of the Film Gala and Imperial River Conservancy Pro Challenge events that were held.

X. CITY ATTORNEY’S ITEMS:

**ADDENDUM:** PERMISSION TO ADVERTISE THE FOLLOWING ORDINANCE: AN ORDINANCE OF THE CITY OF BONITA SPRINGS, FLORIDA, EXTENDING ORDINANCE NO. 17-21 PERTAINING TO LAND DEVELOPMENT REGULATIONS NECESSARY FOR GOLF COURSE CONVERSIONS; EXTENDING THE TEMPORARY MORATORIUM ON THE PROCESSING OF ANY APPLICATIONS FOR GOLF COURSE CONVERSIONS TO OTHER USES IN THE CORPORATE BOUNDARIES OF BONITA SPRINGS FOR THE SHORTER OF (1) 6 MONTHS OR (2) THE ENACTMENT OF A REPLACEMENT ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING FOR SCRIVENER’S ERRORS; AND PROVIDING AN EFFECTIVE DATE. DRAFT ORDINANCE TO BE PROVIDED VIA ADDENDUM (GREENSHEET NO. 18-11-390)

[7:16:36 PM](#) Council Member Forbes motioned to move forward with advertising the Ordinance for adoption December 19, 2018; Council Member Quaremba seconded; and the motion carried 5-2 (Council Members Gibson and DeWitt opposed)

XI. CITY MANAGER’S ITEMS:

- **ADDENDUM:** PROVIDE DIRECTION REGARDING ACCEPTANCE OF PROPOSAL PREPARED BY DPZ CODESIGN TO DESIGN AND IMPLEMENT A FORM-BASED CODE FOR THE OLD 41 OVERLAY. (GREENSHEET NO. 18-11-392)

[7:16:36 PM](#) City Manager Hunter furnished an overview, Staff is recommending that we move forward with Phase 1, which is a continuation of the temperature gauge of where we want to be with the form-based

code and determination and analysis of the existing code. Phase 1 consists of tasks 1 through 6, at a cost of \$50,000., before they get into the drafting of the zoning regulations.

Council Member O’Flinn motioned approval; Council Member Quaremba seconded; and the motion carried unanimously.

- A. PROVIDE DIRECTION ON SELECTION COMMITTEE’S RECOMMENDATIONS ON LOI 18-14 REGARDING THE WONDER GARDENS CAFÉ, AND AUTHORIZE STAFF TO BEGIN NEGOTIATIONS WITH THE PREFERRED PARTY. (GREENSHEET NO. 18-11-385)

7:17:47 PM City Manager Hunter provided a brief overview, explaining that Staff is requesting further direction on the Wonder Gardens Café, in which Staff received 3 viable applications, very different and unique in nature. Staff would like direction on what Council sees as the character. Additionally, Staff would suggest you allow Staff to rank them based on information received this evening, and allow them to begin negotiations based on the ranked order of the Staff recommendation.

Council Member O’Flinn stated that they all look like good ideas and feels Staff should address and bring back a recommendation to Council. City Manager Hunter stated Staff can bring this back and continue to do an analysis on the feasibility of each of these and continue conversations on what improvements they need in the structures, and then Staff can rank them and bring them back. Council Member Gibson stated he was happy with the order they are shown – 1, 2 and 3. City Manager Hunter stated Staff will continue the vetting process and request additional information.

The motion carried unanimously.

- B. APPROVE FEDERALLY-FUNDED SUBAWARD AND GRANT AGREEMENT WITH THE FLORIDA DIVISION OF EMERGENCY MANAGEMENT FOR RECEIPT OF FEMA FUNDING FOR HURRICANE IRMA DAMAGES. (GREENSHEET NO. 18-11-0386)

7:25:56 PM Finance Director Anne Wright furnished a brief overview. Future Grants received will be placed on the Consent Agenda.

Council Member O’Flinn motioned approval, and authorizing Mayor Simmons to sign future Agreements that come in; Council Member Carr seconded; and the motion carried unanimously.

Council Member Carr left the meeting.

## XII. MAYOR AND COUNCIL MEMBER REPORTS:

Council Member Quaremba thanked Antoino Correia for the great work he did with the Bonita Film festival. She also asked that we support our Jewish community to recognize the tragedy that they experienced and to know that everyone in Bonita Springs stands with them and extend our prayers to the families and the wounded. She looks forward to the Veterans celebration this Sunday, which will be the 100<sup>th</sup> anniversary.

Council Member Carr reported that the Historic Preservation Society welcomed a new home and it was a great event!

Council Member Forbes addressed work he is assisting with on the Dixie Moon relating to the windows.

## XIII. APPROVAL OF MINUTES: 10/17/18

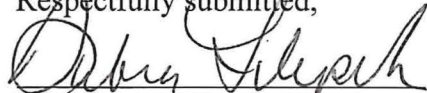
Council Member DeWitt motioned approval of the Minutes; Council Member O'Flinn seconded; and the motion carried unanimously.

XIV. PUBLIC COMMENT: No comments made.

XV. ADJOURNMENT.


There being no further items to discuss, the meeting adjourned at 7:48 P.M.

Respectfully submitted,

  
Debra Filipek, Deputy City Clerk

APPROVED:  
CITY COUNCIL

Date: 12/11/18

AUTHENTICATED:  
  
Peter Simmons, Mayor