

CITY COUNCIL
CITY OF BONITA SPRINGS
WEDNESDAY, APRIL 19, 2017
9:00 A.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 Bob Douglas, with St. Mary's Church, furnished the invocation.

III. PLEDGE OF ALLEGIANCE:

At the request of Mayor Simmons, Council Member Steve Slachta led in the Pledge of Allegiance.

IV. ROLL CALL:

Mayor Simmons and all Council Members were in attendance.

V. PUBLIC COMMENT ON AGENDA ITEMS

9:03:47 AM Kathy McGrath spoke opposed to the granting of the Petition to Vacate for portions of Riveria Circle as reflected in Agenda Item VIII. A., which she stated will result in a loss of public access to the Imperial River.

9:06:14 AM Bonnie Wittimore addressed a discrepancy in the Wonder Gardens Agreement Greensheet calling for a payment to be made in 2012, with the actual attached agreement reflecting the year 2021.

9:07:35 AM Dallas Revord thanked City Council for supporting the Historic Preservation Board's Demolition Delay Ordinance to allow for up to a 90 day delay.

9:07:58 AM Martha Simons introduced Mauricio Pallares with the Media Vista and thanked City Council for their support of the Fiesta Event. She also addressed Consent Agenda item G., and asked that Council not approve this item, as she believes is a flowway to Spring Creek.

9:11:15 AM Marybeth Anders addressed problems with access into her property as it relates to item C., regarding access on Tennessee Street. She is a CPA and has an office on Tennessee Street and there are no left turns in or out of their street.

9:13:15 AM Don Deflaviv stated he has a construction business on Tennessee Street. He was surprised to find out there would be no access on Tennessee Street.

9:14:55 AM George Beedreautis stated he has a dance studio on Tennessee Street. He also addressed problems with access.

9:16:04 AM Chris Sweara owner of antique shop at Tennessee Street and Old 41 also addressed concerns with access, as there is no way to make a left turn into her shop.

9:17:15 AM The owner of Big Block Pizza was also present to address concerns with access into his business.

9:18:01 AM Bruce Oagg, owner of a building on Tennessee Street echoed comments made relating to access.

9:18:40 AM Mike Roy owner of Decorative Metals on Industrial Street also addressed concerns with access.

VI. PROCLAMATIONS AND PRESENTATIONS:

A. PRESENTATION OF CERTIFICATES OF APPRECIATION TO VILLAGE WALK CDD MEMBERS.

Mayor Simmons next presented Certificates of Appreciation to members of the VillageWalk CDD. In attendance to accept their Certificates and thank Mayor Simmons and City Council were Jim Kauffman, Terry Peters and Mike Hertz.

B. BONITA SPRINGS FILM FESTIVAL CHECK PRESENTATION TO THE CITY'S WATERWAYS CONSERVATION FUND.

Several members of the film festival cast were in attendance to present City Council with a check for funds to go into the waterways conservation fund, including Antonio Correia, Dallas Revord, Janet Martin, Kathy McGrath, and Trish Leonard.

C. PRESENTATION FROM WRIGHT CONSTRUCTION REGARDING OPTIONS TO MODIFY THE DIRECTIONAL MEDIAN ON OLD 41 ROAD AT TENNESSEE STREET IN THE DOWNTOWN REDEVELOPMENT AREA TO ALLOW FOR ADDITIONAL TURNING MOVEMENTS. (GREENSHEET NO. 17-04-0144)

9:29:41 am Norm Treblecock, with Wright Construction, furnished a PowerPoint presentation (copy in Clerk's file) to address available options. Discussion followed.

9:47:33 am Council Member Forbes motioned to defer for one to two meetings.

Council Member Quaremba requested a broader diagram outlining those items brought up today, and for it to show how when you go in either direction on US 41, how that is being corrected – to see the traffic flow. Council Member Forbes suggested superimposing the image of a tractor trailer turning in various configurations. Council Member O'Flinn suggested that input be obtained from the affected business owners as well.

Mayor Simmons seconded. Council Member DeWitt clarified Council's intent, which is for a left-in/left-out both north and south.

The motion carried unanimously.

D. CONSISTENT WITH THE INTERLOCAL AGREEMENT PERTAINING TO THE DESIGNATION OF THREE OAKS PARKWAY SOUTH EXTENSION (A.K.A., IMPERIAL PARKWAY) AS A CONTROLLED ACCESS FACILITY, REVIEW THE REQUEST BY THE SCHOOL BOARD OF LEE COUNTY TO AMEND TO ALLOW TWO (2) NEW CONNECTION POINTS. (GREENSHEET NO. 17-04-0141)

[9:51:33 am](#) Dana Hume, with Johnson Engineering, was in attendance to furnish a brief presentation to City Council on access to the Bonita Springs High School (photo in Clerk's file). A brief discussion followed.

[9:58:59 am](#) Council Member Peter O'Flinn motioned to approve; Council Member Amy Quaremba seconded; and the motion carried unanimously.

E. BONITA WONDER GARDENS

1. ANNUAL REPORT BY BONITA WONDER GARDENS.
2. PROPOSAL TO AMEND THE FUNDING PARTICIPATION AGREEMENT (GREENSHEET NO. 17-04-0140)

[10:00:12 am](#) Thomas Hecker, Executive Director of the Wonder Gardens, furnished a PowerPoint presentation (copy in clerks file).

[10:25:05 am](#) Ike Lichtenstein, with the Wonder Gardens, read into the record a letter addressing their fundraising plan (copy in Clerk's file).

[10:37:21 am](#) Trish Leonard, President of the Everglades Wonder Gardens also addressed Council.

[10:39:43 am](#) Finance Director Anne Wright furnished a presentation on the loan restructuring terms as set out in the Greensheet. Discussion ensued.

[10:49:02 am](#) Council Member O'Flinn suggested a workshop with a goal of putting the Wonder Gardens in the best position possible to flourish. He addressed a structure with the government owning the property and putting the non-profit side by side, in a place where they can most focus on their goal, which is to make this a flourishing asset for the City of Bonita Springs. He suggested Council think about a concept where they recognize the reality that the City paid \$3 million for this property, and it hasn't been paid, and recognize that reality and have the citizens own the property which they paid for, and then have the 501C3 perk. Also, to address whether it's a facility fee or a lease term to move forward. Overall, his goal is to have a workshop with the goal of putting forward the best position possible.

[10:56:30 am](#) Council Member DeWitt stated he would agree to a workshop. He addressed Council comments made. He feels they are not giving them a chance to do what they want to do. Secondly, he questioned whether the City wants to be in the business of owning this property and being in that business. He feels a workshop is premature. He supports giving them a chance to meet their commitment. What they are asking is to let them go forward and try to make it on their own. Discussion followed.

Council Member Forbes stated the Agreement should state that they can't sell or sub-lease the property.

Council Member Gibson stated that he looks at it one way – that the loan needs to be repaid. People have come to him and talked about other options. He feels a workshop may be a good idea to see how they can make the Wonder Gardens work.

11:05:50 am Mayor Simmons stated a motion has been made for a workshop. Council Member DeWitt seconded for discussion purposes. Treasurer for the Wonder Gardens stated his opinion is that they are the right people to run the Wonder Gardens and that the proposal is one they can meet. Discussion followed.

The motion for a workshop passed 5-2 (Council Members DeWitt and Slachta opposed)

The workshop was scheduled for May 3, 2017 at 3:00 P.M.

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.)

11:25:34 am Items F. and G. pulled.

Council Member DeWitt motioned to approve the remainder of the Consent Agenda; Council Member Slachta seconded; and the motion carried unanimously.

- A. REQUEST APPROVAL OF SPECIAL EVENT PERMIT FOR THE SPRINGS OF BONITA NATIONAL DAY OF PRAYER EVENT AT RIVERSIDE PARK ON MAY 4, 2017 FROM 12:00 P.M. TO 12:45 P.M. (GREENSHEET NO. 17-04-0137)
- B. REQUEST APPROVAL OF SPECIAL EVENT PERMIT AND RESOLUTION FOR THE CITY TO CO-SPONSOR THE BONITA SPRINGS FILM FESTIVAL GALA TO BE HELD AT THE PRADO STADIUM 12 THEATER, 25251 CHAMBER OF COMMERCE DRIVE, BONITA SPRINGS, FL ON WEDNESDAY, NOVEMBER 2, 2017. (GREENSHEET NO. 17-04-0138)
- C. APPROVE RESOLUTION TO CORRECT RESOLUTION NO. 17-08, ACCEPTING FOR MAINTENANCE THE DEDICATION OF THE RIGHT-OF-WAY LOCATED IN THE NORTH TWENTY-FIVE FEET (25') OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 47 SOUTH, RANGE 25 EAST, LEE COUNTY, FLORIDA. (GREENSHEET NO. 17-04-0139) **ADOPTED RESOLUTION NO. 17-18**
- D. AUTHORIZE CITY MANAGER TO SIGN A LETTER TO THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) REQUESTING MAINTENANCE OF TRAFFIC SIGNALS ON US 41 BE TRANSFERRED TO LEE COUNTY DEPARTMENT OF TRANSPORTATION. (GREENSHEET NO. 17-04-0133)
- E. REQUEST APPROVAL OF SPECIAL EVENT PERMIT FOR MEMORIAL DAY SERVICE AT RIVERSIDE PARK ON MONDAY, MAY 29, 2017. (GREENSHEET NO. 17-04-0146)
- F. APPROVE A SPECIAL EVENT PERMIT AND CO-SPONSORSHIP REQUEST FOR MEDIA VISTA GROUP OF BONITA SPRINGS AND THE BONITA SPRINGS WEST COMMUNITY LIONS CLUB'S FIESTA EVENT AT RIVERSIDE PARK & DEPOT PARK PAVILION ON SATURDAY, MAY 6, 2017 FROM 4:00 P.M. TO 9:00 P.M. (GREENSHEET NO. 17-04-0147)

11:26:16 am Mayor Simmons pulled item F., to furnish a brief overview. To date they've raised approximately \$25,000 in commitments for this event. This is very well underway. The event is in recognition for 22 percent or more of the City's population.

11:27:07 am Council Member O'Flinn motioned approval; Council Member Slachta seconded; and the motion carried unanimously.

- G. **ADOPT A RESOLUTION DECLARING TWO ADJACENT VACANT LOTS LOCATED IN BONITA SPRINGS AS SURPLUS AND AUTHORIZING SALE. THESE PARCELS ESCHEATED TO LEE COUNTY AND WERE RECENTLY CONVEYED BY THE COUNTY TO THE CITY, AS REQUIRED BY STATE STATUTE. (GREENSHEET NO. 17-04-0149)**

[11:27:35 am](#) Council Member Quaremba pulled this item and suggested the City receive these for now and to investigate their use as the headwaters to Spring Creek.

[11:28:32 am](#) Council Member Quaremba motioned to accept these parcels only; Council Member Forbes seconded; and the motion carried unanimously.

VIII. PUBLIC HEARING:

- A. **ERRATA SHEET W/REQUEST TO CONTINUE:** REQUEST TO VACATE PORTIONS OF RIVERA CIRCLE (RIVERSIDE DRIVE) AND RIVERDALE LANE. THIS PART OF THE ARROYAL SUBDIVISION ALONG THE IMPERIAL RIVER. (GREENSHEET NO. 17-04-0145)

[11:29:03 am](#) Council Member Slachta motioned to continue; Mayor Simmons seconded. City Attorney Vance stated that they will re-advertise and reschedule. The motion carried unanimously.

[11:43:56 AM](#) City Attorney Vance asked for reconsideration of the vote after speaking with the Applicant. The request is to continue to May 3, 2017. The vacation has been advertised.

Council Member O'Flinn motioned to continue to May 3, 2017; Mayor Simmons seconded; and the motion carried unanimously.

IX. MAYOR AND COUNCIL MEMBER ITEMS:

[11:30:10 am](#) Council Member O'Flinn reported on a meeting with Bonita Bay Bike Club regarding the conditions on Terry Street for road bikers. He addressed physical challenges Terry Street from the middle school to the railroad tracks. The notion of the meeting was to obtain input in connection with the City's initiative – to make things safer for road bikers and casual bikers. He also met with citizens in District 1 about biking who had an idea about applying for a 1C3 they want to look at to assist the government with respect to the initiative on bike safety and mobility. He next updated Council on the US 41 bridge project and a meeting with a bridge engineer, who was very savvy about FDOT rules and regulations. There are a lot of great ideas. Lastly, he addressed an article that appeared in the Naples newspaper about Collier habitat and how they are improving their standards to the benefit of both the habitat communities as well as the general community relating to landscaping and architectural design. He spoke with residents of Bonita Bay who raised money. Overall, there is a lot of good spirit in the community toward making what's good even better!

[11:33:51 AM](#) Council Member Forbes informed Council of a project that is being done to dredge Estero Bay, in the area of Big Hickory Island, which is an approved project of \$1.4 million. They're going to remove 77,000 cubic yards of sand from the area that's filled in that currently obstructs boating. 60,000 cubic yards of that will be redirected to the beach of Big Hickory Island. Additionally, 6,000 cubic yards of fill that is heavily laden with organics to where they can't use it, which is going to the Bonita Grande Mine. Also, the people who own the land directly across from the Barefoot Boat Club are going to dump approximately 11,000 cubic yards of fill into the back bay to widen the strip of land for the creation of a marina.

[11:36:35 AM](#) Council Member Quaremba reported on a great meeting she had with the Citrus Park HOA, in which approximately 75 people attended. She thanked City Manager Schwing for helping

respond to questions. She also addressed a comment made by Council Member O'Flinn regarding Habitat for Humanity along Red Blossom Court. She has been working with that community in addition to Forest Mere, who expressed concerns with Habitat. She further explained. She next invited Council Members to piggyback if they would like on her District 1 Communication project. They can obtain the information from Lora Taylor, the City's Communication Director. Lastly, she addressed the US 41 bridge and questioned the possibility of being allowed to have the open kind of jersey barriers along the Imperial Bridge. She feels it would be a big improvement, and asked Mr. Feeney to explore. She next asked the City Attorney to ask the City's special counsel to make sure that the City is totally protected to ensure that if there is an issue, that property would come to the City. Lastly, she addressed emails she received relating to the Bonita Boat Club area and a discussion with John Dulmer, who informed her that no application has been submitted. Mr. Dulmer clarified that if someone does want to go forward and make this request and receive a development order application for Staff to review it would also be reviewed by DEP and the Water Management District as well. Overall, there would be additional reviews, however to date, he does not have any knowledge of any active application.

11:43:31 AM Council Member Slachta was happy to report that the fire department's boat has arrived on Hickory Island.

X. SECOND READING AND PUBLIC HEARING OF THE FOLLOWING ORDINANCE: (PUBLIC COMMENT ALLOWED)

- A. AN ORDINANCE RESTATING AND AMENDING BONITA SPRINGS ORDINANCE NO. 13-20, AMENDING CHAPTER FIVE OF THE LAND DEVELOPMENT CODE, RELATING TO THE HISTORIC PRESERVATION BOARD, BY AMENDING SECTION 5-3, DEFINITIONS, TO ADD AND AMEND CERTAIN TERMS; AMENDING SECTION 5-50, MEMBERSHIP, COMPENSATION OF MEMBERS, TO REINSTITUTE FINANCIAL DISCLOSURE FILING REQUIREMENTS WITH THE STATE FOR HISTORIC PRESERVATION BOARD MEMBERS; AMENDING SECTION 5-52, POWERS AND DUTIES, TO ADD POWERS AND DUTIES RELATED TO MAINTAINING A LISTING OF RECOGNIZED HISTORIC RESOURCES; ADDING SECTION 5-88 TO ESTABLISH A WAITING PERIOD FOR DEMOLITION OF RECOGNIZED HISTORIC RESOURCES; PROVIDING CERTAIN MINOR UPDATES; PROVIDING FOR CONFLICTS OF LAW, SEVERABILITY, CODIFICATION, SCRIVENER'S ERRORS, INCLUSION IN CODE AND AN EFFECTIVE DATE. (GREENSHEET NO. 17-04-0136)

11:45:02 AM Assistant Attorney Alex Boswell-Ebersole read the title block into the Ordinance into the record. He has reviewed the Affidavit of Publication and found it to be legally sufficient.

11:45:50 AM Council Member O'Flinn motioned adoption of the Ordinance; Council Member Gibson seconded.

PUBLIC COMMENT: No public comments were made.

Assistant City Manager Arleen Hunter recognized Chairman of the Historic Preservation Board for his work on the Ordinance.

The motion carried unanimously. **ADOPTED ORDINANCE NO. 17-05**

XI. PUBLIC COMMENT:

11:47:15 AM Bobbi Bird informed and welcome Council to participate in a new event scheduled for June 3, 2017 at 9:00 A.M., to pack meals to feed children during the summer.

11:50:40 AM Kathy McGrath spoke opposed to the Petition to Vacate in Agenda Item VIII. A. She also thanked Assistant City Manager Arleen Hunter for her work with FEMA and the discount that citizens of Bonita Springs are able to get. She also spoke in support of the meal project Bobbi Bird spoke about.

XII. CITY ATTORNEY'S REPORT:

- A. PROVIDE DIRECTION AS TO POTENTIAL CHARTER AMENDMENTS. (GREENSHEET NO. 17-04-0135)

11:54:09 AM City Attorney Vance furnished a brief overview, explaining she is requesting a continuance to May to allow a meeting with the Supervisor of Elections Office to occur.

Council Member O'Flinn motioned to continue to May 17, 2017; Council Member Quaremba seconded; and the motion carried unanimously.

- B. REVIEW AND IF SATISFACTORY, APPROVE THE RESOLUTION TO ESTABLISH THE BONITA SPRINGS OUTREACH ADVISORY COMMITTEE FOR THE CITY OF BONITA SPRINGS. (GREENSHEET NO. 17-04-0150)

11:55:50 AM Council Member Slachta motioned adoption of the Resolution; Council Member Quaremba seconded; and the motion carried 6-1 (Council Member Forbes absent during the vote). **ADOPTED RESOLUTION NO. 17-019**

XIII. CITY MANAGER'S REPORT:

- A. REVIEW OF MONTHLY CAPITAL PROJECTS REPORT. (GREENSHEET NO. 17-04-0142)

Informational.

- B. BRIEFING ON REVENUES IN THE 2011 DEBT SERVICE FUND. (GREENSHEET NO. 17-04-0143)

11:56:38 am Finance Director Anne Wright furnished an overview as set out in the Greensheet, which involves two new revenue streams in the 2011 Debt Service Fund. To date the City has collected \$206,000. Any prepayment would need to be done in the amount of \$500,000, which she further explained. At this point there would need to be a vote by City Council if there is a desire to make a principal pre-payment for May 1st on the 2011 debt.

11:57:39 am Council Member Gibson motioned to make the prepayment; Council Member Slachta seconded.

11:59:34 am Council Member O'Flinn stated he will be voting against it because that is not why it was done. The motion was that they had increased debt service through 2021, and this was meant to track that and help them over time alleviate the cash flow strain that comes from that debt service. If all they do is pay off at the back end, they are having minimal cash flow strain relieved.

12:00:08 pm Council Member Quaremba stated that she feels there should be a presentation in regard to the City's cash flow – where we're having pressures or not, or any anticipated cash flow pressures.

12:01:58 pm The motion failed 3-4 (Mayor Simmons and Council Members Quaremba, DeWitt and O'Flinn opposed)

Council Member Quaremba proposed to bring this forward soon in some reasonable timeframe, with some more information with regard to whether the City has a cash flow issue, because if not, she is going to vote in favor of what's being proposed. Council Member DeWitt suggested having a special presentation between now and when they start the budget in May and June since they cannot do a prepayment between now and November anyway. Ms. Wright stated that would be unless there is interest in doing a prepayment sooner. The scheduled payment dates are May 1 and November 1. Council Member O'Flinn clarified that it's what we have for reserves and what we're building up for other projects, etc. Overall, he feels they should have a discussion about it again in the context of the budget.

C. PROVIDE DIRECTION TO STAFF RELATIVE TO THE PROPOSED DRAFT OF THE PARKS AND RECREATION FEE SCHEDULE (GREENSHEET NO. 17-04-0152)

12:02:53 pm Parks and Recreation Director Nicole Perino addressed this item by addressing the proposal for fees related to Parks and Recreation as reflected in the Greensheet. Direction was given by City Council to create a draft fee structure. The biggest feedback was to add more non-resident fees as reflected. She further addressed the proposal. If sufficient, Staff will move forward with an Ordinance.

12:07:21 pm Per Council Member Quaremba, discussion was held on the fee for non-residents, which she feels should be increased above those for residents to perhaps \$150 to prevent congestion for residents. She would leave the amount up to Ms. Perino.

Council Member DeWitt requested that the draft Ordinance reflect the revisions in strike thrus and underlines.

Staff to bring back a draft Ordinance.

D. AUTHORIZE THE CITY MANAGER TO SUBMIT A LETTER TO THE LEE COUNTY DEPARTMENT OF HUMAN SERVICES IDENTIFYING THE PROPOSED ALLOCATION OF CITY OF BONITA SPRINGS COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS /CDBG FOR FY 2017-2018 BUDGET FOR PUBLIC INFRASTRUCTURE WITHIN THE DEFINED ELIGIBLE AREAS. (GREENSHEET NO. 17-04-0151)

12:12:05 pm Assistant City Manager Arleen Hunter furnished a brief overview, informing City Council that the net funding amount of approximately \$308,924 is available for use by the City for eligible projects within the 2017-2018 Fiscal Year. The request today is for approval of a letter to Lee County for their action plan identifying the type of project the City will be working on. Staff is recommending to stay with infrastructure with the hope to continue promoting the Bicycle/Pedestrian Master Plan.

12:13:41 pm Council Member O'Flinn motioned to approve the letter to Lee County; Council Member Quaremba seconded; and the motion carried unanimously.

ADDITIONAL ITEM:

City Manager Schwing next informed Council that in accordance with the City's Financial Policy, he has authorized the transfer of \$11,000 from old CDBG money used for Kentucky Street, to the Mayhood Playground project. Approximately \$11,000 has been budgeted for an entrance to be created from New Moon Court, and they can now use the CDBG funds transferred instead of General Fund money.

XIV. MAYOR AND COUNCIL MEMBER REPORTS:

12:14:52 pm Council Member O'Flinn addressed the City Manager and City Attorney contracts and conversations he had with both. He asked the Mayor to ask Council to develop a consensus and vote on the basic terms of what they see going forward.

CITY MANAGER:

[12:16:04 pm](#) Council Member Slachta motioned for a 3-year contract extension; Council Member DeWitt seconded.

Council Member Quaremba addressed discussions with both and their responsibilities. She feels it's important to develop an action list or an idea of specific responsibilities. She would support a 1-year contract with those items that the City Manager is expected to do over the next year and judge him on that. It's something she feels she was not capable of doing. She has very good relationships with both who have done wonderful work.

The motion failed 5-2 (Mayor Simmons and Council Members O'Flinn, Gibson, Forbes and Quaremba opposed)

Council Member DeWitt stated he feels that a one year contract is not appropriate, as it should be for 3 years. His proposal would also include alternating the two positions. He doesn't feel this is fair to them, the citizens, and Staff. Council discussion followed.

[12:41:01 pm](#) Council Member Gibson stated he agrees with the 1 year extension to address the evaluation issue.

[12:41:49 pm](#) Council Member Forbes entered a motion to extend both contracts for 1 year, to the next meeting.

Mayor Simmons suggested addressing the City Manager first. Council Member Forbes amended his motion to extend the City Manager's Contract for 1 year, plus starting negotiations. City Attorney Vance stated it may be easier if it's extended to May 31st, which would be one year from the date of expiration.

Council Member Quaremba suggested an amendment that we would spend the first six months developing the first six months developing some performance criteria, and the next six months working on the particulars of the contracts. Council Member Forbes suggested making it 120 days on negotiations. Council Member Quaremba agreed.

Council Member Quaremba seconded the motion.

[12:43:36 pm](#) Council Member DeWitt addressed problems he has with this in that the only reason they are extending this for one year and not voting on this is because of the unsatisfactory evaluation process.

The motion passed 5-2 (Council Members Slachta and DeWitt opposed)

CITY ATTORNEY:

[12:46:37 pm](#) Council Member O'Flinn commended the City Attorney on the good job she does. He did have some constructive comments which they discussed.

[12:47:54 pm](#) Council Member Gibson entered the same motion as they did for the City Manager for the City Attorney – for one year while they re-do the metrics on the evaluations; Council Member Forbes seconded.

Council Member DeWitt reiterated previous comments in that he feels they are not getting the contract they deserve, which makes it appear as though they are not doing a good job. Mayor Simmons disagreed.

The motion passed 5-2 (Council Members DeWitt and Slachta opposed)

[12:50:23 pm](#) City Attorney Vance requested a modification for her cell phone.

Council Member O'Flinn suggested increasing the City Attorney's compensation by \$10,000 and for a stipend for a cell phone of \$90.

[12:51:18 pm](#) Council Member DeWitt questioned a wage increase with the 1-year extension. Council Member Gibson stated the same as the City Attorney.

Council Member Forbes motioned to give both the City Manager and the City Attorney a \$10,000 raise with the 1-year extension, and to include the stipend for the City Attorney's cell phone; Council Member Quaremba seconded; and the motion carried unanimously.

City Attorney Vance stated she will work on refinements to the performance goals and work on the evaluation process. Council Member Quaremba suggested a mechanism for more frequent formal reviews of the work that's done by both the City Manager and City Attorney.

[12:57:27 pm](#) Council Member Forbes suggested pushing legislators to provide for Executive Sessions when negotiating contracts and discussions with senior ranking administration.

XV. APPROVAL OF MINUTES: 04/05/17

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

XVI. PUBLIC COMMENT:

[12:59:05 pm](#) Kathy McGrath spoke in support of the Meals of Hope program.

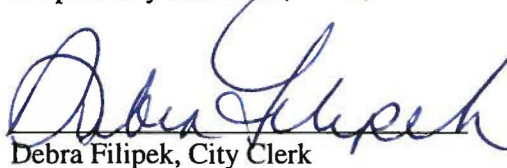
ADDITIONAL ITEM:

[12:59:34 pm](#) Council Member O'Flinn addressed the Everglades Wonder Gardens, after which he made a motion to allow City Council Members to be able to speak to members of the Everglades Wonder Gardens, including the Board Members; Council Member Gibson seconded; and the motion carried unanimously.

XVII. ADJOURNMENT:

There being no further items to discuss the meeting adjourned at 1:01 P.M.

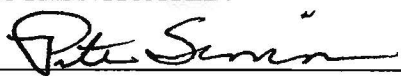
Respectfully submitted,



Debra Filipek, City Clerk

APPROVED:
BONITA SPRINGS CITY COUNCIL:

Date: 5/19/17

AUTHENTICATED:


Peter Simmons, Mayor