

CITY COUNCIL
CITY OF BONITA SPRINGS
WEDNESDAY, DECEMBER 6, 2017
5:30 P.M.
CITY HALL
9101 BONITA BEACH ROAD
BONITA SPRINGS, FLORIDA 34135
MINUTES

I. CALL TO ORDER:

Deputy Mayor Peter O'Flinn called the meeting to order at 5:30 P.M.

II. INVOCATION:

Pastor Rob Sparrows, with Integrity Church, furnished the invocation.

III. PLEDGE OF ALLEGIANCE:

At the request of Deputy Mayor O'Flinn, Council Member Steve Slachta led in the Pledge of Allegiance.

IV. ROLL CALL:

Deputy Mayor O'Flinn and all Council Members were in attendance, except for Mayor Peter Simmons and Council Member Fred Forbes.

V. PUBLIC COMMENT ON AGENDA ITEMS: No public comments were made.

VI. PROCLAMATIONS AND PRESENTATIONS: No items.

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.)

Council Member Amy Quaremba requested items C. and F. be pulled. Deputy Mayor O'Flinn pulled item B.

Deputy Mayor O'Flinn motioned to approval the remainder of the Consent Agenda; Council Member Amy Quaremba seconded; and the motion carried unanimously.

A. AUTHORIZE MAYOR TO SIGN FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AGREEMENT NO. T1703, THE RECREATIONAL TRAILS PROGRAM (RTP) GRANT, IN THE AMOUNT OF \$200,000.00 (GREENSHEET NO. 17-12-0443) **ADOPTED RESOLUTION NO. 17-73**

B. REVIEW AND APPROVE THE REQUEST FOR QUALIFICATIONS (RFQ) SCOPE OF WORK FOR DESIGN SERVICES OF THE US 41 & BONITA BEACH ROAD QUADRANT PLANS' NORTHEAST AND NORTHWEST PHASE 1 ROADWAYS. (GREENSHEET NO. 17-12-0439)

5:34:06 pm Deputy Mayor O'Flinn pulled item B. to thank Public Works Director Matt Feeney. Director Feeney next furnished a brief overview of item B.

- C. REVIEW AND APPROVE REQUEST FOR PROPOSALS FOR CREATION OF A STORM WATER UTILITY. (GREENSHEET NO. 17-12-0442)

5:37:30 PM Council Member Amy Quaremba pulled item C. to address timing, which Staff responded.

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

- D. AMEND THE LEASE AGREEMENT WITH VICTOR DARAI FOR THE USE OF ARTIST COTTAGE #3 TO EXTEND THE USE FOR RENEWAL OF TWO (2) ONE (1) YEAR OPTIONS OF LEASE RENEWAL AND APPROVE THE RENEWAL OF ANOTHER ONE YEAR TERM. (GREENSHEET NO. 17-12-0449)
- E. APPROVAL THE AGREEMENT BETWEEN THE CITY OF BONITA SPRINGS AND JEFF ELLIS AND ASSOCIATES, INC., FOR OUR BONITA SPRINGS COMMUNITY POOL SAFETY AUDIT AND RISK MANAGEMENT SERVICES. (GREENSHEET NO. 17-12-0448)
- F. AUTHORIZE MAYOR TO SIGN THE RESOLUTION TO APPROVE RECOMMENDATION TO ENGAGE THE TEN (10) FIRMS FOR THE CITY'S MISCELLANEOUS OUTDOOR RECREATIONAL FACILITY DESIGN & ENGINEERING SERVICES CN 17-20. (GREENSHEET NO. 17-12-0451)

5:38:24 pm Council Member Quaremba pulled this item for a clarification on the process. Parks and Recreation Director Nicole Perino responded.

Council Member Quaremba motioned to approve; Deputy Mayor O'Flinn seconded; and the motion carried unanimously. **ADOPTED RESOLUTION NO. 17-74**

- G. AUTHORIZE THE CITY MANAGER TO SIGN THE AGREEMENT WITH THE SKY FAMILY YMCA FOR THE BONITA SPRINGS RECREATION CENTER AFTERSCHOOL AND SUMMER CAMP PROGRAMS FOR THE REMAINDER OF THE 2017-2018 SCHOOL YEAR, WHICH WILL ALSO INCLUDE SUMMER CAMP FOR 2018. (GREENSHEET NO. 17-12-0450)
- H. **ERRATA SHEET:** AUTHORIZE THE MAYOR TO EXECUTE A LETTER OF SUPPORT FOR THE MULTI-USE TRAIL AND RAILS TO TRAILS FEASIBILITY STUDY ALONG THE SEMINOLE GULF RAILROAD CORRIDOR AND A LETTER FO SUPPORT FOR THE COASTAL LOOP MULTI USE TRAIL FEASIBILITY STUDY ALONG ESTERO BOULEVARD TO THE LEE COUNTY MPO STAFF TO SUPPORT THE SUBMITTAL FO THE CITY'S TWO FDOT SUN TRAIL FUNDING REQUESTS. (GREENSHEET NO. 17-12-0455)

(AGENDA ITEM XIII. C. WAS ADDRESSED NEXT: DISCUSSION OF HURRICANE IRMA IMPACT ON CASH FLOW. (GREENSHEET NO. 17-12-0445)

5:41:20 pm Finance Director Anne Wright furnished a PowerPoint (copy in Clerk's file), addressing her executive summary, the impact on cash flow, preliminary cash flow projections, and Staff recommendations for moving forward. She further addressed.

6:00:48 pm Deputy Mayor O'Flinn stated he suggested to the City Manager Carl Schwing that it might be worth having a conversation with Lee County with respect to the squeeze we might have for cash flow.

6:01:29 pm City Manager Schwing informed Council that Staff had looked into a program they heard about with regard to loans to governments (cities and counties) for capital needs, but also in hurricane situations for expending monies on expenses for debris and for improving/repairing items. There are cities that have been with this program for over 25 years who use and reuse it. He further explained the loan program and discussion followed.

6:04:14 pm Deputy Mayor O'Flinn addressed Hurricane Irma and stated that the big elephant is the debris part, and looking to FEMA, he feels it would be good between now and Council's next meeting to go back and have that conversation with Lee County and also look into what Carl's looked into, regarding the program that entails a monthly charge tied to the commercial paper rates. City Attorney Vance stated she would start on an ordinance.

6:06:37 pm Council Member Quaremba stated she would like to verify what the underwriting costs would be, because this is a bearable interest rate loan and is different from a line of credit. Staff to get information on both scenarios.

VIII. MAYOR AND COUNCIL MEMBER ITEMS:

6:10:01 PM Deputy Mayor O'Flinn next questioned the status of the little league lights, to which Ms. Perino responded. Danco Electric gave her a price of \$3,200 to get the lights down within the next week or two. However, getting new lights will be based on the information she receives from the insurance company based on costs, etc. Once Danco gets the lights down they feel there may be a way they can fix them instead of replacing them.

6:14:14 pm Deputy Mayor O'Flinn reported on Mayor Simmons and Council Member Forbes trip to Tallahassee and listed all the Representatives they met with to discuss the City's legislative priorities. Lastly, he informed Council that for their next meeting he will be bringing a Greensheet on the Art League's contract.

IX. PUBLIC HEARING (PUBLIC COMMENT ALLOWED):

- A. ADOPT THE FOLLOWING RESOLUTION CREATING THE BONITA SPRINGS ADMINISTRATIVE CODE FOR TRAFFIC IMPACT STATEMENT GUIDELINES FOR REZONINGS, SPECIAL EXCEPTIONS AND LOCAL DEVELOPMENT ORDER APPLICATIONS; AND PROVIDING FOR AN EFFECTIVE DATE. (GREENSHEET NO. 17-12-0437)

6:18:36 PM City Attorney Vance read the title of the Resolution into the record, after which Jay Sweet, Community Development, furnished a brief overview of the intent.

6:26:34 PM Council Member Gibson motioned approval; Council Member Slachta seconded.

No public comments were made.

The motion carried unanimously. **ADOPTED RESOLUTION NO. 17-76**

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

- A. AN ORDINANCE OF THE CITY OF BONITA SPRINGS, FLORIDA, PERTAINING TO LAND DEVELOPMENT REGULATIONS NECESSARY FOR GOLF COURSE CONVERSIONS; ESTABLISHING A 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) 12 MONTHS OR (2) THE ENACTMENT OF A REPLACEMENT ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING FOR SCRIVENER'S ERRORS; AND PROVIDING AN EFFECTIVE DATE. (GREENSHEET NO. 17-12-0438)

[6:27:27 pm](#) City Attorney Vance read the title block of the Ordinance into the record.

Council Member DeWitt motion to move forward with a second reading and public hearing of the Ordinance on December 20, 2017; Council Member Slachta seconded.

No public comments were made.

The motion carried unanimously.

XI. PUBLIC COMMENT:

[6:29:14 PM](#) Alex Grantt addressed a problem which he stated was now solved regarding getting the last portion of debris cleared from his property. He also addressed road work on East Terry Street and suggested a few deputies be there between 5 and 7 to direct traffic.

[6:31:08 pm](#) Kathy McGrath commented on the Great Holiday in the Park event!

[6:32:32 pm](#) Anne Grandell was in attendance to address efforts made to date as a result of Hurricane Irma.

XII. CITY ATTORNEY'S REPORT:

- A. RESOLUTION OF THE CITY OF BONITA SPRINGS, FLORIDA, CALLING FOR AN ORDERING AN ELECTION ON MARCH 20, 2018. (GREENSHEET NO. 17-12-0446)

[6:37:31 PM](#) City Attorney Vance read the title block of the Resolution into the record.

Deputy Mayor O'Flinn motioned to adopt the Ordinance, without early voting for the election or any run-off election; Council Member DeWitt seconded; and the motion carried unanimously. **ADOPTED RESOLUTION NO. 17-77**

- B. PERMISSION TO ADVERTISE AN ORDINANCE RELATED TO PRIVATE PROPERTY DEBRIS REMOVAL, EVIDENCING AUTHORITY TO FEMA THAT THE CITY OF BONITA SPRINGS HAS THE LEGAL AUTHORITY TO ENTER PRIVATE PROPERTY FOR DEBRIS REMOVAL IN THE EVENT OF EMERGENCIES. IF APPROVED, THE ORDINANCE WILL BE SCHEDULED ON JANUARY 3, 2018 FOR THE FIRST READING AND JANUARY 17, 2017 FOR ITS SECOND READING AND PUBLIC HEARING. (GREENSHEET NO. 17-12-0440)

City Attorney Vance read the title block into the record.

Deputy Mayor O'Flinn motioned to move forward with a first reading on January 3, 2018; Council Member Quaremba seconded; and the motion carried unanimously.

- C. **ERRATA SHEET:** PERMISSION TO ADVERTISE AN ORDINANCE RELATED TO TELECOMMUNICATIONS, AS PREPARED BY TERRELL K. ARLINE, ESQUIRE, THERIAQUE & SPAIN. IF APPROVED, THE ORDINANCE WILL BE SCHEDULED ON

DECEMBER 20, 2017 FOR THE FIRST READING AND JANUARY 3, 2018 FOR ITS SECOND READING AND PUBLIC HEARING. (GREENSHEET NO. 17-12-0447)

City Attorney Vance read the title block of the Ordinance into the record.

Council Member DeWitt motioned to move forward with a first reading of the Ordinance on December 20, 2017; Council Member Slachta seconded; and the motion carried unanimously.

XIII. CITY MANAGER'S REPORT:

A. REVIEW OF MONTHLY FINANCIAL REPORTS. (GREENSHEET NO. 17-12-0444)

Informational.

B. REVIEW OF MONTHLY CAPITAL PROJECTS REPORT. (GREENSHEET NO. 17-12-0447)

Informational.

C. DISCUSSION OF HURRICANE IRMA IMPACT ON CASH FLOW. (GREENSHEET NO. 17-12-0445)

Addressed above.

ADDITIONAL ITEMS:

[6:44:36 pm](#) City Manager Schwing thanked Staff who participated and helped with Holiday in the Park!

[6:46:44 pm](#) Assistant City Manager Arleen Hunter furnished Council with a copy of a property tax ID page and photo of a house (copy in Clerk's file) for property located at 10730 Goodwin Street and addressed Council on a request the Mayor asked that she bring forward relating to the Demolition Delay Ordinance. This is an outreach of a member of the Historic Preservation Board Alan Glazier.

[6:52:52 pm](#) John Dulmer, Community Development, next addressed the Downtown White Paper and workshop scheduled for December 18, 2017.

[6:55:59 PM](#) Deputy Mayor O'Flinn informed Council that Alta Design was here and spent the day on Terry Street and held meetings in Room 118. Public Works Director Matt Feeney provided an overview of their meeting and project, and Assistant City Manager Hunter addressed public input, outreach, etc.

XIV. MAYOR AND COUNCIL MEMBER REPORTS:

[7:04:17 pm](#) Council Member Quaremba reported on a Horizon Council meeting she attended and in attendance was the Detroit Tigers Manager. She next informed Council of a meeting she attended in Pelican Landing with stakeholders of people who were interested in getting together an advocacy group for biking entities. She requested Council's support to work on a process, i.e., maintenance along bike routes, etc., and meeting with Staff to see if they can coordinate how maintenance is done and then to commit to doing a better job. She next addressed an email from Barbara Craig regarding parking permits for Barefoot Beach, and an attorney general opinion sent by the City Attorney that mentioned that the tourist tax can be used from transit projects. Additionally, she addressed the bus route the City is losing along our beach and she feels that all these things seem to be coming together in a way they might be able to develop an initiative – to see if we can marry all these things to try to get an efficient and useful transportation system that handles the beach traffic in season. Deputy Mayor O'Flinn agreed that it would be great to come up with ideas, and

added that Lee County is clearly who should be paying for it. Council consensus for Council Member Quaremba take the lead.

City Manager Schwing next addressed the bus route previously discussed. The cost to put that portion of the route back into service would cost approximately \$64,000., of which the County has historically paid half, leaving the City’s portion about \$32,000. To put that route back on would cost \$64/\$66,000 with the County stating they are not in the position to move forward since it was not budgeted and they cannot budget until budget time next year. Deputy Mayor O’Flinn stated he will call Commissioner Larry Kiker. Staff to look into vouchers for the bus route. Assistant City Manager Hunter addressed the program Tiffany Esposito was working on – Chariots, which is currently being tested through the Tampa Department of Transportation. It’s for ride share that works through a phone app and is similar to Uber. Staff to discuss with the Chamber.

7:15:28 pm Council Member DeWitt reminded Council of a meeting tomorrow in Ruskin tomorrow for the City’s Storm Ready Certification. He also informed Council that he’s been contacted by the Estero High School Environmental Club who is working towards the preparation of Municipal Legislation regarding development and zonings specifically for new development. The focus is raising the minimum height on ground surface to 3 feet. They asked him to come in with their environmental club. That’s December 12, 2017. Lastly, he reported that January 16 and 17, 2018 he will be in Tallahassee.

Deputy Mayor O’Flinn reminded everyone that the boat parade is the second Saturday in December. He also reported on a meeting he and Nick Batos had with Senator Benacquisto to discuss SUN Trail. He concluded by addressed taxes in Bonita Springs.

XV. APPROVAL OF MINUTES: 11/08/17 & 11/15/17

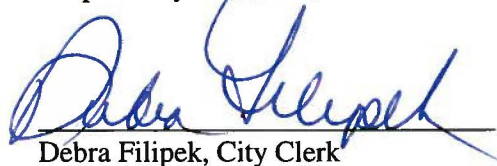
Council Member DeWitt motioned approval of the Minutes; Council Member Slachta seconded; and the motion carried unanimously.

XVI. PUBLIC COMMENT: No public comments were made.

XVII. ADJOURNMENT.

There being no further items to discuss the meeting adjourned at 7:21 P.M.

Respectfully submitted,


Debra Filipek, City Clerk

APPROVED:
BONITA SPRINGS CITY COUNCIL:

Date: 12/27/17
AUTHENTICATED:


Peter O’Flinn, Deputy Mayor