



City Council Chambers
9101 Bonita Beach Road
Bonita Springs, Florida 34135

CITY COUNCIL MEETING MINUTES

June 21, 2023

9:00 a.m.

1. Call to Order

Mayor Rick Steinmeyer called the meeting to order at 9 a.m.

2. Invocation

Rev. Brad Rogers from First Presbyterian Church

3. Pledge of Allegiance

Mayor Steinmeyer led the Pledge of Allegiance

4. Roll Call

The Clerk called the roll:

Present: 7 *Mayor Steinmeyer, Council Member Bogacz, Council Member Purdon,
Council Member Carr, Council Member Corrie, Council Member Fullick,
Deputy Mayor Forbes*

Absent: 0

5. Approval of Agenda

Mayor Steinmeyer asked if there were objections to moving up the presentation under agenda item 9b, to immediately follow Public Comment, in consideration of the many members the Community Policing Unit present in council chambers. There were no objections.

6. Mayor's Welcome

Mayor Steinmeyer welcomed attendees and thanked them for their interest in city government.

7. Public Comment on Agenda Items

Michael Robinson, Chairman of the Outreach Advisory Committee, spoke in favor of the approval of agenda item 10D, the selection of AdVenture SWFL to host the Fiesta Bonita event.

8. Zoning and Land Use Items:

- A. (First Reading and Public Hearing) A zoning ordinance for a variance from LDC Section 4-2399(c)(2), which requires a setback of 5 feet, to allow a setback of 3.1 feet along the northern side property line for a cantilevered structure on a residential property in Bonita Springs; and providing for an effective date. (Green Sheet No. 23-06-137)

The Clerk read the Ordinance title into the record. Mayor Steinmeyer motioned to move to second reading; Council Member Carr seconded. Mayor Steinmeyer asked the Clerk to call the roll. The motion carried unanimously.

9. Proclamations and Presentations:

- A. Presentation on Emergency Preparedness, introduction of partner agencies, and annual distribution of the City's adopted Emergency Operations Plan. (Green Sheet No. 23-06-130)

Chris Campbell of the Neighborhood Services Department presented an overview of the City's adopted Emergency Operation Plan and an update on preparedness for the 2023 hurricane season. Presentations were also provided by the following partner agency representatives: Allen Perry, Bonita Springs Utilities; Benjamin Abes, Lee County Public Safety; Gregory DeWitt, Bonita Springs Fire Control & Rescue District; and Lt. Jeffery Dektas, Lee County Sheriff's Office.

- B. Presentation and update by the Lee County Sheriff's Office Community Policing Unit. (Green Sheet No. 23-06-142)

(Presentation held immediately after Public Comment) Lt. Jeffery Dektas was presented with a Certificate of Recognition for his years of service to the Bonita Springs community. Council Member Purdon read the certificate aloud and council members wished Lt. Dektas happiness in his retirement.

Lt. Dektas presented an update on the Bonita Springs Community Policing Unit.

10. Consent Agenda:

Council Member Carr motioned to approve the consent agenda; Council Member Purdon seconded. The motion carried unanimously.

- A. Approval of the June 7, 2023 City Council Meeting Minutes
- B. Confirm and ratify Resolutions Extending Local State of Emergency due to Hurricane Ian. (Green Sheet No. 23-06-132)

- C. Adopt a Resolution accepting the resignation of a member of the Local Planning Agency. (Green Sheet No. 23-06-128)
 - D. Review and approve AdVenture SWFL of Bonita Springs' proposal for RFP #23-06 for the production and management of the Fiesta Bonita event at Riverside Park on Saturday, September 16, 2023, and September 14, 2024, from 2:00 pm to 8:00 pm. (Green Sheet No. 23-06-129)
 - E. Approve design build contract with Wright Construction Group in the amount of \$1,667,443.33, for the Forrester Drive Drainage Improvement Project. (Green Sheet No. 23-06-131)
 - F. Adopt resolution approving the top-ranked recommendation from the Art in Public Places Board for tenancy of Artist Cottage #3 and authorize City Manager to execute a lease for a term of one year. (Green Sheet No. 23-06-133)
 - G. Approve purchase agreement amendment #1 for the Voluntary Home Buyout Program extending the agreement expiration date from June 28, 2023 to August 25, 2023. (Green Sheet No. 23-06-134)
 - H. Approve Resolution and Change Order No. 1 for FEMA Public Assistance Grant Program Services related to Hurricane Ian reimbursement. (Green Sheet No. 23-06-136)
 - I. Approve Resolution for budget transfer of Land Acquired for Stormwater Purposes funding. (Green Sheet No. 23-06-139)
 - J. Approve contract amendment #3 between the City and the Florida Department of Economic Opportunity (FDEO) for the Community Development Block Grant – Disaster Recovery (CDBGDR) Quinn/Downs/Dean West of Imperial Parkway Voluntary Home Buyout Program (VHBP) – Contract Agreement #I0086 (Green Sheet No. 23-06-140)
- Opportunity for City Council Comments on Consent Agenda

11. Mayor and Council Member Items:

None

12. Public Hearing:

- A. (Second Reading and Public Hearing) An ordinance of the City of Bonita Springs Florida, Amending the Bonita Springs Land Development Code Chapter 4 – Zoning, to amend Sec. 4-1052-Backyard Hens; providing for conflicts of law, severability, codification, scrivener's errors, and modifications that may arise from consideration at public hearing and an effective date. (Green Sheet No. 23-06-127)

*The Clerk read the Ordinance title into the record. John Dulmer, Director of Community Development, presented. Council Member Carr motioned to approve; Council Member Purdon seconded. Mayor Steinmeyer called for public comments; seeing none, he asked the Clerk to call the roll; the motion carried unanimously. **Ordinance 2023-07 Adopted***

- B. (Second Reading and Public Hearing) A repeal and replacement to the Bonita Springs Land Development Code; Chapter 7 – Environment, Natural Resources and Marine Facilities, Structures and Equipment - Article II – Sea Turtles; providing for conflicts of law, severability, codification, scrivener’s errors, and modifications that may arise from consideration at public hearing and an effective date. (Green Sheet 23-06-138)

The Clerk read the Ordinance title into the record. One public speaker came forward:

Caroline Crew – Stated she is speaking as a representative of Turtle Time, Inc., in support of the proposed ordinance except for Section 7-45 (e). Ms. Crew conveyed her agency’s favor for the higher light transmittance standard of 30 percent recommended by the Florida Fish and Wildlife Commission over the 45 percent in the proposed ordinance.

Laura Gibson, Environmental Planner with Community Development presented, stating that the proposed ordinance is consistent with the State of Florida Model Lighting Ordinance for Sea Turtles. Seeing no additional public speakers, Mayor Steinmeyer motioned to approve as presented by staff; Council Member Fullick seconded. The Clerk called the roll; the motion was approved by a vote of 5-2, as follows:

Steinmeyer	Corrie	Fullick	Forbes	Bogacz	Purdon	Carr
Yes	Yes	Yes	Yes	Yes	No	No

13. City Attorney’s Items:

- A. Approve renewal and extension of mortgage to Pueblo Bonito, Ltd. (Green Sheet No. 23-06-141)

City Attorney Rooney presented. Council Member Carr motioned to approve; Council Member Bogacz seconded. The motion carried unanimously.

14. City Manager’s Items:

- A. Update regarding Hurricane Ian recovery

Community Development Director John Dulmer provided an update on permit activity.

City Manager Hunter informed Council that Recovery Task Force consultant (Hagerty) has requested a meeting to discuss neighborhood planning. Any recommendations that come out of that meeting will be brought back to Council for review.

- B. Presentation and review of the April Financial Report. (Green Sheet No. 23-06-135)

Finance Director Lisa Griggs-Roberson presented the April Financial Report.

15. Mayor and Council Member Reports

Council Member Carr - asked about the process for reviewing RFQ's submitted by artists interested in cottage tenancy. City Manager Hunter stated Council delegated the responsibility to the Art in Public Places Advisory Board.

Council Member Purdon - thanked and congratulated everyone involved with the new Skate Park.

Deputy Mayor Forbes - stated he has attended most of the meetings held by recovery branch committees. Also, discussed initiatives to transmit to the Task Force.

Council Member Fullick - stated he learned a lot at the Florida League of Cities training that he recently attended. Also, asked council for authorization to send a letter in support of state grant funding for the Center for the Arts (see below).

Council Member Bogacz - congratulated staff for the great job with the new Skate Park, and provided an update on Fire Engine 26, which is now in service.

Other Council Business

- *Mayor Steinmeyer motioned to cancel the July 5th City Council meeting in observance of the July 4th holiday; Council Member Carr seconded. The motion carried unanimously.*
- *City Attorney Rooney reminded Council of the mandatory arbitration at the end of June for case 21-CA-004285. A decision by the arbitrator is expected following the arbitration which may require the need for an Executive Session so council can provide direction. If so, the city attorney will work with staff to determine a date/time. (No objections noted).*
- *Council Member Carr motioned to grant authorization to Council Member Fullick to send a letter of recommendation in support of grant funding for the Center for the Arts; Seconded by Deputy Mayor Forbes. The motion carried unanimously. (Letter on file in the Clerk's office).*

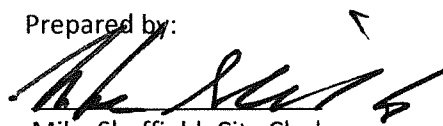
16. Public Comment

None

17. Adjournment

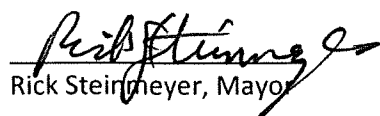
There being no further business, the meeting adjourned at 11 a.m.

Prepared by:


Mike Sheffield, City Clerk

APPROVED BY CITY COUNCIL

Date: 7/19/23


Rick Steinmeyer, Mayor