

**SANIBEL CITY COUNCIL REGULAR MEETING  
COUNCIL CHAMBERS (MacKenzie Hall)  
800 DUNLOP ROAD  
MAY 06, 2008**

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**PLEASE NOTE THAT THE CITY COUNCIL AGENDA IS SUBJECT TO  
CHANGE**

**A COPY OF THE AGENDA PACKET IS ON THE CITY'S WEBSITE  
[www.mysanibel.com](http://www.mysanibel.com); AND ON FILE AT SANIBEL LIBRARY**

**“The Rules of Civility for Public Participation” as adopted by City Council can be found on the last page of this agenda. Reminder: Please turn all cell phones on to vibrate while in MacKenzie Hall**

**9:00 A. M.**

1. Call to Order
2. Invocation and Pledge of Allegiance (Councilman Pappas)
3. Public Comments for non-Agenda items (Maximum time allotted, 20 minutes, with a limitation of 3 minutes per speaker.)

**4. PRESENTATION(S)**

a. Recognition of Police Officers Holovacko, Krivas and Williams for obtaining Senior Officer status. Senior Officer status is awarded only to officers who obtain 160 additional hours of training in the areas of Field Officer Training, Line Supervision Training and Middle Management Training; [Click Here For Attachment](#)

b. Recognition of Police Officer George Krivas as “Officer of the Year” by the Lee County Bar Association [Click Here For Attachment](#)

**5. Council Comments**

**6. Planning Commission Report (Commissioner Mike Valiquette)**

**9:30 A. M.**

**7. Second Reading and Public Hearing**

a. City Manager Memorandum – Recommendation to establish an Energy and Water Conservation Task Force and table Ordinance 08-009 [Click Here For Attachment](#)

**b. ORDINANCE 08-009 AN ORDINANCE LEVYING A PUBLIC SERVICE TAX ON THE PURCHASE IN THE CITY OF ELECTRICITY AND WATER**

**SERVICE, EQUAL TO TEN PERCENT (10%) OF THE PAYMENTS RECEIVED BY THE SELLER OF SUCH TAXABLE ITEMS; PROVIDING THAT SUCH PUBLIC SERVICE TAX IS LEVIED PURSUANT TO THE AUTHORITY OF SECTION 166.231, FLORIDA STATUTES; PROVIDING FOR EXEMPTIONS; PROVIDING FOR COLLECTION BY SELLER FROM PURCHASER AND TAX TO BE REMITTED BY SELLER TO CITY; PROVIDING FOR RIGHT OF SELLER TO DISCONTINUE SERVICE FOR FAILURE TO PAY TAX; PROVIDING FOR CONFLICT AND SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE FOR THE ORDINANCE, AND AN EFFECTIVE DATE FOR THE LEVY OF THE TAX OF OCTOBER 1, 2008** [Click Here For Attachment](#)

**8. CONSENT AGENDA** (ANY PERSON MAY REQUEST THAT COUNCIL REMOVE AN ITEM FROM THE CONSENT AGENDA FOR DISCUSSION BY NOTIFYING THE CITY CLERK, OR A COUNCIL MEMBER, PRIOR TO THE MEETING)

a. Approval of Minutes –April 15, 2008 Regular Meeting, and January 15, 2008 Regular Meeting [Click Here For Attachment](#)

b. **RESOLUTION 08-053 AMENDING THE SPECIAL EVENTS SCHEDULE OF FEES FOR THE CITY OF SANIBEL; PROVIDING FOR FEES FOR RENTAL OF VARIOUS EQUIPMENT FROM THE CITY; PROVIDING FOR FEES FOR RENTALS OF CITY FACILITIES AT COMMUNITY PARK AND BOWMAN’S BEACH PARK; AND PROVIDING AN EFFECTIVE DATE** [Click Here For Attachment](#)

c. **RESOLUTION 08-054 APPROVING BUDGET AMENDMENT/TRANSFER NO. 2008-047 AND PROVIDING AN EFFECTIVE DATE** (to appropriate \$576,810 in new funding received from Lee County for a comprehensive study to understand the dynamics of harmful algae growth in the waters of Lee County. The City of Sanibel is contributing \$192,272 of previously allocated funds to the total cost of \$769,082 for this study. Remaining costs are grant funded. A copy of Lee County grant #402118 is attached. This amendment increases FY08 revenue and expense by \$576,810) [Click Here For Attachment](#)

d. **RESOLUTION 08-052 AUTHORIZING THE CITY MANAGER TO DISPOSE OF OBSOLETE OR SURPLUS FIXED ASSETS; AND PROVIDING AN EFFECTIVE DATE** [Click Here For Attachment](#)

e. **RESOLUTION 08-055 APPROVING BUDGET AMENDMENT/TRANSFER NO. 2008-045 AND PROVIDING AN EFFECTIVE DATE** (to appropriate \$1,100 of vending machine royalties and to roll-forward the FY07 fund balance of \$343 for the Scholarship Fund administered by the Community Foundation. This amendment increases the FY08 budget by \$1,453. All funds received from vending machines located at City facilities) [Click Here For Attachment](#)

**9. OLD BUSINESS**

a. Updates on Financial Issues

1. Update regarding meeting with Chief Financial Officer(CFO) Alex Sink, Vice Mayor Ruane and staff Monday, April 07, 2008 (Vice Mayor Ruane)

i. Letter of April 23, 2008 to Dr. James Francis, Senior Investment Policy Officer and Economist with the State Board of Administration (SBA) (Vice Mayor Ruane) [Click Here For Attachment](#)

ii. Letter of April 29, 2008 to Chief Financial Officer Sink (Vice Mayor Ruane) [Click Here For Attachment](#)

iii. Release from the State Board of Administration (SBA) (Vice Mayor Ruane) [Click Here For Attachment](#)

2. Status of Building Department Staffing Levels [Click Here For Attachment](#)

3. Discussion regarding option of redirecting previously allocated funding from the Independence Day Fireworks display towards shade structure over Community Park playground equipment

**i. RESOLUTION 08-056 APPROVING BUDGET AMENDMENT/TRANSFER NO. 2008-048 AND PROVIDING AN EFFECTIVE DATE** (to transfer \$36,902 from the General Fund to the Community Park Improvement Fund to furnish and install playground shade structures. This transfer will be offset by the reduction of \$12,500 budgeted for the July 4 fireworks display in the following departments: 1) \$11,500 in the legislative department; 2) \$750 in the police overtime and 3) \$250 in the public works overtime. The remaining \$24,402 will be transferred from the General Fund Reserve for contingencies line. This amendment does not increase either revenue or expense. No new or additional funds are being appropriated by this amendment. The balance in the General Fund Contingency Reserve after this amendment is \$61,930) [Click Here For Attachment](#)

ii. Approve Playmore Recreational Products & Services to furnish and install the Community Park playground shade structures for \$36,901.95, based upon the City of Jacksonville bid SC-0511-06 [Click Here For Attachment](#)

4. Proposed Program to Recapture Crash Investigation Cost from At-Fault-Drivers [Click Here For Attachment](#)

5. Status report on City of Sanibel funding request to Lee County Tourism Development Council (TDC) [Click Here For Attachment](#)

**6. RESOLUTION 08-057 APPROVING A CDARS DEPOSIT PLACEMENT AGREEMENT WITH EDISON NATIONAL BANK FOR THE PLACEMENT OF CITY FUNDS IN TIME DEPOSITS (“CDs”) WITH VARIOUS APPROVED DEPOSITORY INSTITUTIONS; AND PROVIDING AN EFFECTIVE DATE** and authorize the City Manager to execute the agreement [Click Here For Attachment](#)

b. Water Quality Issues

1. Reports from City Council members

i. Draft letter to stakeholders regarding City Council Caloosahatchee River Watershed Protection Plan Management Measures [Click Here For Attachment](#)

2. Staff Reports [Click Here For Attachment](#)

c. Report regarding Council's position on Town Center District Re-development Principle and Policy Report [Click Here For Attachment](#)

d. Revised FY2007-2008 Redevelopment Planning Work Program, Schedule and Reports [Click Here For Attachment](#)

**10. COMMITTEES BOARDS COMMISSION**

a. Appointment of Barry Alan Roth to the Parks and Recreation Advisory Committee [Click Here For Attachment](#)

b. Discussion regarding Advisory Committees meeting the Future Demands of the Community [Click Here For Attachment](#)

**11. CITY MANAGER**

a. Informational Items

1. Hurricane Season Preparedness

i. Update on Hurricane Pass Distribution [Click Here For Attachment](#)

ii. Priority List of Staff's Pre-Season Projects [Click Here For Attachment](#)

iii. State of Florida and FEMA notification the City of Sanibel has submitted required documentation for Hazard Mitigation Grant Projects [Click Here For Attachment](#)

2. Revised Council liaison assignments as of April 15, 2008 [Click Here For Attachment](#)

3. Causeway Count for February and March, 2008 [Click Here For Attachment](#)

4. Correspondence regarding Dog Park [Click Here For Attachment](#)

5. Iguana Management Update [Click Here For Attachment](#)

6. Quarterly Financial Report [Click Here For Attachment](#)

7. Code Enforcement Activity Report for March, 2008 [Click Here For Attachment](#)

8. Development Permit Activity Report for March, 2008 Permit Applications Second Quarter Comparison Chart [Click Here For Attachment](#)

9. Quarterly Report for the Alternative Transportation in Parks and Public Lands (ATPPL) grant study in partnership with the City of Sanibel, Lee Tran and J. N. "Ding" Darling Wildlife Refuge [Click Here For Attachment](#)

**12. CITY ATTORNEY'S REPORT**

**13. COUNCIL MEMBERS' REPORT**

**14. PUBLIC COMMENT**

**15. ADJOURNMENT**

**12:15 P. M. THE LUNCH BREAK MAY BE RE-SCHEDULED; ITEMS SHOWN AFTER LUNCH MAY BE DISCUSSED PRIOR TO THE LUNCH BREAK, UNLESS LISTED TO BE HEARD AT A SPECIFIED TIME**

2:00 P. M. Goals Setting Discussion

1. Goal Setting [Click Here For Attachment](#)

a. Report on status of City Council's 2007-2008 Goals

i. Review Previous Years' Goals

ii. Establishing & Prioritizing Goals FY 2008-2009

2. Council Discussion.

3. Next Steps.

4. Public Comment.

**IF A PERSON DECIDES TO APPEAL A DECISION MADE BY THE COUNCIL ON ANY MATTER CONSIDERED AT THIS MEETING/HEARING, SUCH PERSON MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS**

IS MADE, TO INCLUDE THE TESTIMONY AND EVIDENCE UPON WHICH ANY SUCH APPEAL IS TO BE BASED.

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT, PERSONS NEEDING A SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS PROCEEDING, TO INCLUDE HEARING IMPAIRMENT, SHOULD CONTACT JIM ISOM, DIRECTOR OF ADMINISTRATIVE SERVICES, NO LATER THAN ONE DAY PRIOR TO THE PROCEEDINGS AT (239) 472-3700. FOR ADDITIONAL ASSISTANCE IF HEARING IMPAIRED, TELEPHONE THE FLORIDA RELAY SERVICE AT 711.

Citizens may request to receive Sanibel City Council and Planning Commission meeting agenda directly via e-mail. Citizens wishing to receive a copy of the agenda via e-mail may do so by visiting the City's website at [www.mysanibel.com](http://www.mysanibel.com). Additionally, citizens may register to receive City announcements such as press releases. Prior to requesting the agendas, the website reminds citizens that all e-mail addresses and requests submitted to the City are public information and governed by the applicable Florida Statute.

## **HORIZON – UPCOMING IMPORTANT DATES**

### **NOTICE – CALENDAR SUBJECT TO CHANGE**

Wednesday May 14, 2008 Island Night Lee County Sports 6:15 p.m. Complex – Hammond Stadium

Tuesday May 20, 2008 City Council Meeting MacKenzie Hall 9:00 a. m.

Monday May 26, 2008 City Hall Closed in Observance of Memorial Day

Tuesday, June 03, 2008 City Council Meeting MacKenzie Hall 9:00 a. m.

Tuesday June 17, 2008 City Council Meeting **CANCELED**

Tuesday July 01, 2008 City Council Meeting **CANCELED**

Friday July 04, 2008 City Hall Closed in Observance of Independence Day

Tuesday July 15, 2008 City Council Meeting MacKenzie Hall 9:00 a. m. Proposed Millage Rate Set

Tuesday August 05, 2008 City Council Meeting **CANCELED**

Tuesday August 19, 2008 City Council Meeting MacKenzie Hall 9:00 a. m.

Monday September 01, 2008 City Hall Closed in Observance of Labor Day

Tuesday September 02, 2008 City Council Meeting **RESCHEDULED TO Saturday, September 06**

Saturday September 06, 2008 First Budget Hearing MacKenzie Hall 9:00 a. m.

Saturday September 06, 2008 City Council Meeting MacKenzie Hall 1:00 pm

Tuesday September 16, 2008 City Council Meeting MacKenzie Hall 9:00 a. m.

Tuesday September 16, 2008 Final Budget Hearing MacKenzie Hall 5:01 p. m.

Tuesday October 7, 2008 City Council Meeting MacKenzie Hall 9:00 a. m.

Tuesday October 21, 2008 City Council Meeting MacKenzie Hall 9:00 a. m.

Tuesday November 04, 2008 City Council Meeting MacKenzie Hall 9:00 a. m.

Thursday November 06, 2008 Student Government Day MacKenzie Hall 10:15 a. m.

Tuesday November 11, 2008 City Hall Closed in Observance of Veterans Day

Tuesday November 18, 2008 City Council Meeting MacKenzie Hall 9:00 a. m.

Thursday & Friday November 27 & 28, 2008 City Hall Closed in Observance of Thanksgiving

Tuesday December 02, 2008 City Council Meeting MacKenzie Hall 9:00 a. m.

Tuesday December 16, 2008 City Council Meeting MacKenzie Hall 9:00 a. m.

Thursday December 25, 2008 City Hall Closed in Observance of Christmas

Thursday January 01, 2009 City Hall Closed in Observance of New Year's

Tuesday January 06, 2009 City Council Meeting MacKenzie Hall 9:00 a. m.

Monday January 19, 2009 City Hall Closed in Observance of Martin Luther King Birthday

Tuesday January 20, 2009 City Council Meeting MacKenzie Hall 9:00 a. m.

Tuesday February 03, 2009 City Council Meeting MacKenzie Hall 9:00 a. m.

Tuesday February 17, 2009 City Council Meeting MacKenzie Hall 9:00 a. m.

Tuesday March 03, 2009 City Council Meeting MacKenzie Hall 9:00 a. m.

Tuesday March 03, 2009 City Council Elections 7:00 am to 7:00 pm

Tuesday March 17, 2009 City Council Meeting MacKenzie Hall 9:00 a. m. Oath of Office New Councilmembers Election of Mayor/Vice Mayor

Thursday March 19, 2009 Volunteer Luncheon Recreation Center 11:30 a. m.

Tuesday April 07, 2009 City Council Meeting MacKenzie Hall 9:00 a. m.

Tuesday April 21, 2009 City Council Meeting MacKenzie Hall 9:00 a. m.

Tuesday May 05, 2009 City Council Meeting MacKenzie Hall 9:00 a. m.

Tuesday May 19, 2009 City Council Meeting MacKenzie Hall 9:00 a. m.

Monday May 25, 2009 City Hall Closed in Observance of Memorial Day

Tuesday June 02, 2009 City Council Meeting MacKenzie Hall 9:00 a. m.,

Tuesday June 16, 2009 City Council Meeting MacKenzie Hall 9:00 a. m.

Friday July 03, 2009 City Hall Closed in Observance of Independence Day

Saturday July 04, 2009 Independence Day

Tuesday August 04, 2009 City Council Meeting MacKenzie Hall 9:00 a. m.

Tuesday July 07, 2009 City Council Meeting MacKenzie Hall 9:00 a. m.

Tuesday July 21, 2009 City Council Meeting MacKenzie Hall 9:00 a. m. Proposed Millage Rate Set

Tuesday August 18, 2009 City Council Meeting MacKenzie Hall 9:00 a. m.

Tuesday September 01, 2009 City Council Meeting MacKenzie Hall 9:00 a. m.

Saturday September 05, 2009 City Council 1st Budget Hearing MacKenzie Hall 9:00 a.m.

Monday September 07, 2009 City Hall Closed in Observance of Labor Day

Tuesday September 08, 2009 City Council Meeting MacKenzie Hall 9:00 a. m.

Tuesday September 15, 2009 City Council Meeting MacKenzie Hall 9:00 a. m.

Tuesday October 06, 2009 City Council Meeting MacKenzie Hall 9:00 a. m.

Tuesday October 20, 2009 City Council Meeting MacKenzie Hall 9:00 a. m.

As approved 022007

**Sanibel City Council**

## **“RULES OF CIVILITY FOR PUBLIC PARTICIPATION”**

In recognition that public discourse is essential to the democratic system of government on April 16, 2002, Sanibel City Council adopted a Proclamation embracing civility in public deliberations. These rules were updated February 22, 2007.

Therefore, Sanibel City Council sanctioned these rules for public participation while conducting meetings and workshops:

1. Speakers are permitted to deliver his or her comments without interruption.
2. Speakers and debates should focus on issues, not on persons or personalities.
3. Persons are encouraged to participate in the governmental process.
4. To allow time to hear all points of view, speakers are allotted 3 minutes each time they are recognized.
5. Sidebar discussions while others are speaking are not permitted in Council Chambers. These discussions are to be removed from the chamber so as not to be disruptive to those conducting and following Council business.
6. Only the speaker recognized by the Chairperson has the floor. Speakers should raise their hand to be recognized. Speakers should identify themselves for the record. Speakers should utilize the microphone so that their comments can be recorded.
7. anyone wishing to speak on an issue is given an opportunity to speak before speakers are recognized for an opportunity to speak a second time on an issue.
8. We seek to understand one another's points of view.
9. Anger, rudeness, ridicule, impatience and lack of respect for others are not acceptable behavior. Demonstrations in support or opposition to a speaker or idea such as clapping, cheering, booing or hissing or intimidating body language are not permitted in Council Chambers or workshop facilities.
10. We should all take initiative to make things better. Our goal is to foster an environment, which encourages a fair discussion and exchange of ideas without fear of personal attacks.