

**AMENDED**  
**SANIBEL CITY COUNCIL MEETING**  
**COUNCIL CHAMBERS (MacKenzie Hall)**  
**800 DUNLOP ROAD**  
**AUGUST 02, 2005**

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

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

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**8:00 A. M. to 9:00 A. M.      CONTINENTAL BREAKFAST FOR  
INDEPENDENCE DAY COMMUNITY PICNIC  
DONORS**

- 9:00 A. M.**
1.      Call to Order.
  2.      Invocation and Pledge of Allegiance. (Councilman Rothman)
  3.      **PRESENTATIONS:**
    - a.      Recognition of City Employees Debi Almedia, Dave Defonzo, George Krivas, Grant Lipps and Laura Wesserling for taking the Amateur Radio (HAM) class and successfully passing the FCC testing for use in Emergency Preparedness
    - b.      Recognition of the Employee of the Third Quarter.
    - c.      Presentation of Proclamations to Independence Day Community Picnic Donors
  4.      Public Comments for non-Agenda items (Maximum time allotted, 20 minutes, with a limitation of 5 minutes per speaker.)
  5.      Council Comments.
  6.      Second Reading and Public Hearing
    - a.      **ORDINANCE 05-012 GRANTING TO LEE COUNTY ELECTRIC COOPERATIVE, INC., (LCEC) ITS**

**SUCCESSORS AND ASSIGNS, AN ELECTRIC FRANCHISE; IMPOSING PROVISIONS AND CONDITIONS RELATING THERETO; PROVIDING FOR QUARTERLY PAYMENTS TO THE CITY OF SANIBEL, FLORIDA; PROVIDING FOR INCORPORATION, CONFLICT AND SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

7. **CONSENT AGENDA (ANY PERSON MAY REQUEST THAT COUNCIL REMOVE AN ITEM FROM THE CONSENT AGENDA FOR DISCUSSION BY NOTIFYING THE CITY MANAGER/CITY CLERK, OR A COUNCIL MEMBER, PRIOR TO THE MEETING)**
- a. Approval of minutes – April 25, 2005 Budget Workshop and May 03, 2005 Regular Meeting, May 17, 2005 Regular Meeting, and May 19, 2005 Joint City Council/Planning Commission Meeting.
  - b. **RESOLUTION 05-115 APPROVING BUDGET AMENDMENT/TRANSFER NO. 2005-042 AND PROVIDING AN EFFECTIVE DATE** (to appropriate \$113,900 of the \$272,422 building permit revenue collected in excess of the \$314,761 budgeted from this revenue source, (e.g. \$587,183 collected through 7/19/05). These funds have been collected due to the increase in the number of building permits issued in the aftermath of Hurricane Charley and are being used to augment the Building Department staff with two building inspectors, one term employee (term expires 3/31/06) and one contractual building inspector needed in order to perform the increased number of inspections)
  - c. **RESOLUTION 05-098 ACCEPTING THE INTERLOCAL AGREEMENT FOR THE LEE COUNTY METROPOLITAN PLANNING ORGANIZATION; AND PROVIDING AN EFFECTIVE DATE**
  - d. Approval of renewal of an agreement between the City of Sanibel and Sanibel Community Association (SCA) and authorize the City Manager to execute.
  - e. **RESOLUTION 05-097 EXPRESSING THE APPRECIATION OF THE SANIBEL CITY COUNCIL FOR THE SANIBEL BICYCLE CLUB'S PLEDGE OF FINANCIAL SUPPORT FOR THE DEVELOPMENT OF A SHARED USE PATH**

**MASTER PLAN; AND PROVIDING AN EFFECTIVE DATE**

- f. Approval of an agreement with the Department of Protection for a Florida Recreation Development Assistance Program (FRDAP) grant in the amount of \$200,000 for Bowmans' Beach Park and authorizing the City Manager to execute
- g. Approval of an agreement with the Department of Protection for a Florida Recreation Development Assistance Program (FRDAP) grant for the Community Park and authorize the City Manager to execute
- h. **RESOLUTION 05-095 APPROVING BUDGET AMENDMENT/TRANSFER NO. 2005-043 AND PROVIDING AN EFFECTIVE DATE** ( to appropriate the carry-forward from FY 2004 of unspent fund from \$10 million debt proceeds issued 9/30/04 into the Fiscal Year 2005 budget for Hurricane Charley expenses. In addition, Hurricane Charley expenses have exceeded the \$10 million debt proceeds plus other outside grant funds by \$409,900. This Budget Amendment provides a transfer from the General Fund beginning fund balance to pay for these costs. )
- i. **RESOLUTION 05-096 APPROVING BUDGET AMENDMENT/TRANSFER NO. 2005-044 AND PROVIDING AN EFFECTIVE DATE** (To appropriate Federal (FEMA) and State reimbursements received in FY 2005 for payment of Principal and Interest on the \$10 M FLGFC Commercial Paper Note. The amount of principal to be paid in FY 2005 exceeds the FY 2005 debt service requirement of \$2 million by \$1,933,000)
- j. **RESOLUTION 05-090 APPROVING BUDGET AMENDMENT/TRANSFER NO. 2005-045 AND PROVIDING AN EFFECTIVE DATE** (to transfer \$400,000 from the Environmentally Sensitive Land (ESL) department of the Capital Acquisition Fund to the Clam/Dinkin Bayou Fund to provide funding for the land easement acquisition for the Clam/Dinkins Bayou Culvert)
- k. **RESOLUTION 05-091 APPROVING BUDGET AMENDMENT/TRANSFER NO. 2005-046 AND PROVIDING AN EFFECTIVE DATE** (to roll-forward the FY 2004- balance of unspent funds to the grant writer, In-Rem Solutions, into FY 2005 from General Fund beginning fund balance)
- l. **RESOLUTION 05-092 APPROVING BUDGET AMENDMENT/TRANSFER NO. 2005-047 AND PROVIDING AN EFFECTIVE DATE** ( to roll-forward the

balance of the Centex-Rooney contractual appropriation from FY 2004 to FY 2005 for the completion of the Ballfield Reorientation Project))

m. **RESOLUTION 05-093 APPROVING BUDGET AMENDMENT/TRANSFER NO. 2005-048 AND PROVIDING AN EFFECTIVE DATE** (to appropriate the carry-forward of the \$53,700 budgeted in FY 2004, but unspent until FY 2005, for the connection to the sewer system and rental of portable restrooms at the Recreation Center)

n. **RESOLUTION 05-094 APPROVING BUDGET AMENDMENT/TRANSFER NO. 2005-049 AND PROVIDING AN EFFECTIVE DATE.** (to roll-forward the unspent funds from FY 2004 to FY 2005 for the AM Radio Project completed by September 30, 2005)

**LUNCH 12:30 to 2:00 P. M.**

**8. PRESENTATION**

a. Presentation of Results of City of Sanibel Business Survey, Judie Zimomra, City Manager

**9. OLD BUSINESS**

a. Presentation by staff of major points for proposed build back ordinance

b. Status of Options for CHR Housing by City Employees.

**10. NEW BUSINESS**

a. Discussion of segway use by handicap persons. (Councilman Jennings)

**11. COMMITTEES, BOARDS, COMMISSION**

a. Resignation of Wildlife Committee member Jean Hallstead.

**12. CITY MANAGER'S REPORT**

a. Informational items:  
1. Hurricane Recovery Update.  
2. CHR Quarterly Financial Statement

**13. CITY ATTORNEY'S REPORT.**

14 COUNCILMEMBERS' REPORT.

15 PUBLIC COMMENT.

After The  
Scheduled  
Meeting

**EXECUTIVE SESSION RELATING TO UNION NEGOTIATIONS.**

In attendance shall be only the following persons:

**Sanibel City Council  
Sanibel City Manager Judie Zimomra  
Sanibel City Attorney Kenneth Cuyler  
Jim Isom, Director of Administrative Services  
Wayne Helsby, Labor Counsel (Allen, Norton & Blue)  
Renee Lynch, Finance Director**

16 ADJOURNMENT.

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 SHOULD CONTACT JIM ISOM, DIRECTOR OF ADMINISTRATIVE SERVICES NO LATER THAN ONE DAY PRIOR TO THE PROCEEDINGS AT (239) 472-3700. FOR 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**

### **August 16, 2005**

City Council Meeting  
MacKenzie Hall – 9:00 a. m.

### **August 17 to 21, 2005**

Florida League of Cities Annual Meeting  
Orlando

### **September 05, 2005**

City Hall Closed  
Observance of Labor Day

### **September 06, 2005 -**

City Council Meeting  
MacKenzie Hall – 9:00 a. m.

### **September 10, 2005**

First Budget Hearing  
MacKenzie Hall – 9:00 a. m.

City Council Regular Meeting  
MacKenzie Hall – following the budget hearing

### **September 20, 2005**

City Council Meeting  
MacKenzie Hall – 9:00 a. m.

Second Budget Hearing  
MacKenzie Hall – 5:01 p. m.

### **October 04, 2005**

City Council Meeting  
MacKenzie Hall – 9:00 a. m.

### **October 18, 2005**

City Council Meeting  
MacKenzie Hall – 9:00 a. m.

### **November 01, 2005**

City Council Meeting  
MacKenzie Hall – 9:00 a. m.

## **HORIZON – UPCOMING IMPORTANT DATES**

### **November 11, 2005**

City Hall Closed in  
Observance of Veterans Day

### **November 15, 2005**

City Council Meeting  
MacKenzie Hall – 9:00 a. m.

### **November 24 & 25, 2005**

City Hall Closed in Observance  
of Thanksgiving

### **December 06, 2004**

City Council Meeting  
MacKenzie Hall – 9:00 a. m.

### **December 20, 2005**

City Council Meeting  
MacKenzie Hall – 9:00 a. m.

### **December 26, 2005**

City Hall Closed in  
Observance of Christmas

### **January 01, 2006**

New Year's Day

### **January 02, 2006**

City Hall Closed in  
Observance of New Year's Day

### **January 03, 2005**

City Council Meeting  
MacKenzie Hall – 9:00 a. m.

### **January 17, 2006**

City Council Meeting  
MacKenzie Hall – 9:00 a.m.

## **HORIZON – UPCOMING IMPORTANT DATES**

### **February 07, 2006**

City Council Meeting  
MacKenzie Hall – 9:00 a. m.

### **February 21, 2006**

City Council Meeting  
MacKenzie Hall – 9:00 a. m.

### **March 07, 2006**

City Council Meeting  
Committee Annual Reports  
MacKenzie Hall – 9:00 a. m.

### **March 21, 2006**

City Council Meeting  
Election of Mayor/Vice Mayor  
Appointment of Committee Members  
MacKenzie Hall – 9:00 a. m.

### **April 04, 2006**

City Council Meeting  
Committee member Appointments  
MacKenzie Hall – 9:00 a. m.

### **April 18, 2006**

City Council Meeting  
MacKenzie Hall – 9:00 a. m.

### **May 02, 2006**

City Council Meeting  
MacKenzie Hall – 9:00 a. m.

### **May 16, 2006**

City Council Meeting  
MacKenzie Hall – 9:00 a. m.

### **June 06, 2006**

City Council Meeting  
MacKenzie Hall – 9:00 a. m.

## HORIZON – UPCOMING IMPORTANT DATES

### June 20, 2006

City Council Meeting  
MacKenzie Hall – 9:00 a. m.

### July 04, 2006

City Council Meeting  
MacKenzie Hall – 9:00 a. m.

City Hall Closed in Observance of Independence Day

## 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.

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 5 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. Everyone 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.