

**Sanibel City Council  
Special Meeting  
August 25, 2004**

Mayor Harrity called the meeting to order at 3: 16 p.m.

Present were: Mayor Harrity, Councilman Brown, Councilman Jennings and Councilmember Workman.  
Vice Mayor Walsh was absent.

Councilman Jennings gave the Invocation and led in the Pledge of Allegiance.

Mr. Cuyler noted that in the fall of 2003 the Attorney General rendered an opinion that it would necessary for a governing body as a whole to find to extraordinary circumstances in order to allow any member of that governing body to participate by telephone. He stated that this meeting was a duly noticed Special Meeting.

Councilman Jennings made a motion, seconded by Mayor Harrity, to find extraordinary circumstances to allow Vice Mayor Walsh to participate by phone.

The motion passed three to two with Councilman Brown and Councilmember Workman voting in opposition of the motion, and Mayor Harrity, Vice Mayor Walsh and Councilman Jennings voting in favor of the motion.

Mr. Cuyler advised that since there was no financial interest all members of Council would be allowed to vote.

**RESOLUTION 04-092 EXTENDING THE STATE OF LOCAL EMERGENCY  
DECLARED BY THE CITY OF SANIBEL FOR AN ADDITIONAL WEEK;  
REVISING AND EXTENDING PROVISIONS OF EMERGENCY  
PROCLAMATION AND RESOLUTION 04-088 AND 04-089; AND PROVIDING  
AN EFFECTIVE DATE.**

Ms. Zimomra read the title of Resolution 04-092.

Mr. Cuyler clarified that Resolution 04-092 would continue the State of Emergency through September 01, 2004, as well as extending the provision previously set forth: 1) curfew time be revised to 9:00 p. m. to 6:00 a. m.; and continuation of the prohibition of the sale, consumption and possession of alcohol beverage except on ones on premises.

Chief Tomlinson spoke regarding the curfew serving the City well and given the tools to ensure proper safety forces and security, as well as an additional tool allowing probable cause to make a stop of suspicious activity. Chief Tomlinson recommended a curfew extension with modifications to begin at 9:00 p. m. through 6:00 a. m.

Councilmember Workman made a motion, seconded by Councilman Jennings, to adopt Resolution 04-092.

Public Comment:  
None.

Discussion ensued regarding support of continuing the prohibition of alcohol sales and service.

The motion passed unanimously.

**RESOLUTION 04-085 APPROVING AGREEMENT WITH LEE COUNTY THROUGH THE WEST COAST INLAND NAVIGATION DISTRICT (WCIND) FOR SUB-GRANT FUNDING FOR IMPLEMENTATION OF THE TARPON BAY DREDGING PROJECT; AND PROVIDING AN EFFECTIVE DATE.**

Ms. Zimomra read the title of Resolution 04-085.

Rob Jeff, Refuge Manager, Ding Darling requested that Council adopt Resolution 04-085.

Councilmember Workman made a motion, seconded by Councilman Brown, to adopt Resolution 04-085.

Public Comment:

None.

The motion passed unanimously.

Discussion ensued regarding the scheduling of a Special Council Meeting prior to September 11, 2004.

Councilmember Workman made a motion, seconded by Councilman Brown, to schedule a Special Meeting Tuesday, August 31, 2004, at 9:00 a.m.

Public Comment

None.

The motion passed unanimously.

City Manager Zimomra gave the following Hurricane Update:

- Utilities, Debris clean-up, Comcast Services, Building Permits,
- Garbage Collection has been extended into next week with double collection dates and construction debris has not been picked up
- FEMA reimbursement is 75% and City pays 25%
- Presidential Declaration that August 11<sup>th</sup> to August 16<sup>th</sup> would be 100 percent reimbursement.
- Local delegates invited to tour the island
- Invitation Poole McKinley & Blosser
- Bowmans' Beach and Blind Pass have Interlocal Agreements that put some burden on Lee County for emergency clean-up
- EOC requested help from SFWMD to assist with debris cleanup out of the Sanibel River

Discussion ensued regarding FEMA packets and calling the 1-800-FEMA for individual claim numbers.

Mr. Lewis Walton from LCEC gave the following report:

- Underground electrical lines damaged as trees were uprooted
- Construction of facilities, clearing the lines and rebuilding facilities
- Approach is restoration of main circuits first
- East of Tarpon Bay most damage caused by vegetation
- West side power should be energized within one week
- East side power should be energized within two weeks
- 45% restored up to today but substantial progress made
- 200 personnel on-island between tree crews and line crews.

Discussion ensued regarding individual property access being individual responsibility, the need the check main breaker, authority to Mayor wavier to match funds.

Public Comment:

Barbara Jo Cooley spoke regarding delivery service on the island

Francine Latofsky asked how long people will be restricted.

Sam Bailey spoke to Council regarding the great job the staff did and how prepared the staff was for this event. He also spoke regarding curfew and prohibition of alcohol.

Barry Latofsky thanked staff and Utility contractors and spoke of Australian Pines and the damage that they caused and phasing them out of island.

Henry Glissman echoed Mr. Bailey's comments.

Councilman Jennings

Discussion ensued regarding Council thanking U. S. Fish and Wildlife Service (USFWS) and the City Manager, City Attorney, Police Chief of Police, City staff, damage assessment on the island, and Baileys and Jerry's.

Ms. Zimomra thanked Council for their leadership and support.

There being no further business the meeting was adjourned at 4:22 p.m.

Respectfully submitted by,

Crystal Mansell,  
Executive Assistant to the City Manager