

**SANIBEL CITY COUNCIL REGULAR MEETING  
MAY 05, 2009**

Mayor Denham called the meeting to order at 9:00 a. m.

Councilman Harrity gave the Invocation and led the Pledge of Allegiance.

**PRESENTATION(S)**

**Proclamation designating May 03-09, 2009 as Municipal Clerks Week**

**Recognition of Pamela Smith, City Clerk**

**Presentation of a Certificate of Achievement for Attaining the Master Municipal Clerk Designation**

**Selectee for the International Institute of Municipal Clerks Quill Award**

Mayor Denham read and presented the proclamation to Pamela Smith, City Clerk. He also recognized Mrs. Smith for achieving the title of Master Municipal Clerk (MMC) and being selected to receive the Quill Award from the International Institute Municipal (IIMC), which would be presented on May 20, 2009 at the IIMC Conference in Chicago.

**Presentation of Certificates Recognizing Quarterly Donors & Contributors to the Recreation Department Programs**

Ms. Zimomra read the names of each person and/or organization that donated and/or made contributions in the last quarter to the Recreation Department Programs.

**Proclamation designating May 10-16, 2009 as Water Reuse Week**

Mayor Denham read and presented a proclamation to Gates Castle, Public Works Director and Deb Teasley, South Florida Management District recognizing May 10 to 16, 2009 as Water Reuse Week.

Barry Roth spoke as a representative of the Sanibel Captiva Kiwanis presented a \$7,000 check for the Recreation Center Scholarship Program.

Mayor Denham noted that Mr. Barry Roth requested that Item (g) of the Consent Agenda be pulled for discussion

**g. RESOLUTION 09-057 APPROVING THE SANIBEL-CAPTIVA KIWANIS CLUB CO-SPONSORSHIP OF A FUNDRAISER FOR WHICH ALL PROCEEDS BENEFIT THE SANIBEL RECREATION CENTER SCHOLARSHIP ASSISTANCE PROGRAM TO BE CONDUCTED AT THE SANIBEL RECREATION CENTER; AND PROVIDING AN EFFECTIVE DATE**

Ms. Zimomra read the title of Resolution 09-057.

Vice Mayor Ruane made a motion, second by Councilman Jennings, to adopt Resolution 09-057.

The motion carried

**Public Comments**

Louise Johnson asked Council to rename Peace Park. She gave the history of the land donation by Bridget Bock. She further suggested the new name be "The Bridged Bock Peace Park."

Ms. Zimomra asked for two weeks for staff to research the proper name of the park, what restrictions the land held.

Council agreed.

Karen Storjohann suggested that Council reconsider the previous decision on the weigh station. She further spoke to the amount and size of trucks that come to Sanibel, which was a deterrent.

Discussion ensued regarding revenues from the weigh station on the Causeway, Florida built as a low tax state, weigh station could be built unnoticed, need all previous data, should discuss the idea again, needs to be unobtrusive, staff did not recommend based on safety issue, eye sore coming on the island, revenues not as optimistic as previous stated, and technology advanced to allow a small building.

Council asked for the discussion of the weigh station be put on an upcoming agenda.

Claudia Burns spoke to the revenue being important and no current deterrent for large vehicles on Sanibel roads.

Ms. Zimomra spoke to an email from the City of Bonita Springs. She stated that the possibility of Sanibel receiving stimulus funds was zero based on the economic status.

Louise Johnson supported the weigh station idea. She further spoke against large trucks on island and that they should unload off island.

### **Council Comments**

Vice Mayor Ruane spoke to the Sanibel School golf outing at the Dunes and part of the money would go to the scholarship fund. He also spoke about attending the Planning Commission and reporting on Council's the goals session. He further spoke to Council consideration of setting a timeline for the Planning Commission's decision regarding Section 86-43. He also asked to be excused from the May 19, 2009 Council meeting due to attending a Council approved pension conference.

Councilman Jennings spoke to Cinco de Mayo, the Swine Flu, attending a MPO Conference in Tampa, and stimulus funds.

Councilman Pappas spoke to someone in the room regarding the pension fund and asked Ms. Zimomra to check the record.

Discussion ensued regarding a change in the law that requires that any change must have an actuarial opinion.

### **Report regarding utilization of solar energy for residential homes**

Mayor Denham spoke to recent news broadcast regarding changes in tolls, called Commissioner Janes and assistant advised that the Board of Commissioner was surprised. He further advised that the Commissioners were not considering raising tolls or changing the structure of tolls. He asked that Commissioner Janes office and they agreed to have a presentation to Sanibel Council if this topic was brought to the County Board of Commissioners.

Discussion ensued regarding Councilman Jennings speaking with Commissioner Judah, and Councilman Jennings also spoke to the current discount programs (variable pricing), Ms. Zimomra sent the PowerPoint presentation from Paul Wingard.

Mayor Denham spoke to different parties regarding solar usage and would like to have Council's permission to investigate. He would be meeting with LCEC regarding benefits, as well as discussions with Sarasota County.

Council agreed.

## Planning Commission Report

Dr. Marks gave the following report of April 28<sup>th</sup>, 2009 Planning Commission meeting:

- Variance granted to allow replacement of a deteriorating and damaged boat dock with a single boat lift
- Approve a resolution amending a preliminary plat called Periwinkle Preserve/Rosen to allow a roadway showing a connectivity to a contiguous parcel directly west formerly called the Old School Theater, now called the mark Anderson tract to allow a 2-year extension on the previously approve plans due to environmental issues including a pond mitigation issue
- Land Development Code Subcommittee continued discussion on Section 86-43 and adopted a threshold and trigger point to consider a long-form application and the threshold of the largest home in the community by square footage as noted in City records and/or County records defined as lawfully habitual space (under air) and abutting property owners would be notified

Discussion ensued regarding square footage under air, looked on county website and found 2 different square footage numbers, which were total square feet or living square feet and , Dr. Marks explained that the City could decide what to use, Lee County uses two methods; 1) actual, everything around the perimeter around each floor; 2) effective; Lee County adds in everything that can be taxed, City would use the lawfully habitual living area that City records have on file, Planning Commission would continue discussion, current neighborhood definition in the Sanibel Plan as read by Dr. Marks, “neighbor means a discernable area in which the development scheme is resulted in the erection of structures, which are similar in size exterior design and placement on the parcels whether such development took place in stages or all at one time or in a development where the land area is in common ownership, which is resulted in a discernable scheme or where the structure are of similar size and similar setbacks from the road or there is an evident unity of development,” Mr. Cuyler noted that the neighborhood definition was not finalized, Mr. Jordan, Acting Planning Director stated that the County works off area plans and reviews City construction plans of habitual space and refining the definition of neighborhood, staff good at ascertaining what a neighborhood constitutes, when the proposal comes before Council the definition would be very clear, information was not on-line, Planning Department had old microfiche files at the Sanibel Library, hoping to developing a neighborhood map and a comprehensive list of each neighborhood and average, medium and large home within the neighborhood, migration of developed information to help property owners understand, if someone comes to the Planning Commission could they receive a certified number of square footage, Mr. Jordan stated that if a house came forward that was an oddity that may trigger a review, the need for clarity for property owners and Councilman Pappas asked for the dissenting votes, Mr. Jordan stated he thought there was one dissenting vote and that was Robinson, Dr. Marks that there were two dissenting votes, Commissioners Holly Smith and Mike Valiquette.

Holly Smith stated that she would like to check the minutes for the dissenting votes because there were dissenting votes there was a dissenting vote on 100% and the 110%. Mr. Jordan stated that there was actually two votes, 1) for 100%; and 2) for 110% with a unanimous vote of the previous vote of 100%.

## Second Reading and Public Hearing

**ORDINANCE 09-006 AMENDING THE SANIBEL CODE, SUBPART A, GENERAL ORDINANCES, AMENDING CHAPTER 66, TRAFFIC, ARTICLE II, PARKING, STOPPING AND STANDING, DIVISION 2, BEACH AREA PARKING RESTRICTIONS, SUBDIVISION II, PERMITS, SECTION 66-85 - FEES; HOURS, OF THE CODIFIED ORDINANCES OF THE CITY OF SANIBEL; AMENDING THE FEE SCHEDULE IN SECTION 66-85; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICT AND SEVERANCE; AND PROVIDING AN EFFECTIVE DATE**

Ms. Zimomra read the title of Ordinance 09-006.

Councilman Pappas made a motion, seconded by Vice Mayor Ruane, to adopt Ordinance 09-006.

Discussion ensued regarding Council should move slower to adopt Ordinance 09-006, Ms. Zimomra stated that the person today eligible for a “B” sticker would be eligible to purchase an “A” sticker if Ordinance 09-006 were adopted and there would no need for the “B” sticker, Chief Tomlinson stated that property owners and resident whether they are full or part-time would be able to purchase an “A” permit and “B” permit would be available for non-resident taxpayer with a different price, “B” sticker would be for non-resident non-taxpayer, previously there were two different “B” sticker, this ordinance, if adopted would reduce confusion,

#### Public Comment

Karen Storijohan asked about fees of this nature would be frozen by state legislature?

Ms. Zimomra stated that state legislature were considering legislation that would freeze all fees, but this legislation was only considering the eligibility of permits. She further stated that she and Mr. Cuyler had a conversation with the City’s legislative affairs regarding proposed legislation to freeze fees.

Sonia Smith requested clarification of “C”, “AC” and “B” permits. She also asked if you were a non-resident property owner were you entitled to “A” or “B”? Does “C” apply to residents? Does the combination of “A” and “C” exclude Sanibel ad valorem property owner taxpayers

Chief Tomlinson answered that if you were an ad valorem property owner you would be entitled to an “A” permit; and do not need to be a full-time resident. Everyone resident or non-resident pays the same fee for “C” sticker, the total cost would include the cost of an “A” and “C” permits.

Ms. Zimomra read a letter from a property owner opposing the current permit fee structure.

The motion carried with Councilman Jennings voting in opposition.

### **ORDINANCE 09-007 AMENDING THE GENERAL EMPLOYEES’ RETIREMENT PLAN IN ORDER TO INCREASE THE MEMBERSHIP OF THE BOARD OF TRUSTEES BY AN ADDITIONAL TWO MEMBERS; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICT AND SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE**

Ms. Zimomra read the title of Ordinance 09-007.

Vice Mayor Ruane made a motion, seconded by Mayor Denham, to adopt Ordinance 09-007.

The motion carried.

### **ORDINANCE 09-001 AMENDING THE *SANIBEL PLAN* TO ADD A NEW SECTION 3.3.8 PUBLIC SCHOOLS FACILITIES ELEMENT PURSUANT TO SECTION 163.31777, *FLORIDA STATUTES*; TO RENUMBER SECTION 3.3.8 OTHER HUMAN SUPPORT SYSTEMS TO 3.3.9 AND TO AMEND THE SUBSECTION ON EDUCATION IN THAT SECTION; TO AMEND PART 3.3 HUMAN SUPPORT SYSTEMS TO REFERENCE THE PUBLIC SCHOOLS FACILITIES ELEMENT; TO AMEND SECTION 3.3.1 HUMAN SUPPORT SYSTEMS TO INCLUDE PUBLIC SCHOOL FACILITIES IN THE REVIEW OF THE CONCURRENCY MANAGEMENT SYSTEM OF THE LAND DEVELOPMENT CODE; TO AMEND SECTION 3.4.1 INTERGOVERNMENTAL COORDINATION GOALS, OBJECTIVES AND POLICIES TO INCLUDE THE INTERLOCAL AGREEMENT WITH THE LEE COUNTY SCHOOL DISTRICT; TO AMEND SECTION 3.5.1 CAPITAL IMPROVEMENTS GOALS OBJECTIVES AND POLICIES TO INCLUDE THE**

**LEVEL OF SERVICE STANDARDS ESTABLISHED FOR PUBLIC SCHOOL FACILITIES; AND TO AMEND SECTION 3.5.2 IMPLEMENTATION, MONITORING AND EVALUATION TO INCLUDE PUBLIC SCHOOL FACILITIES IN THE ADOPTED FIVE-YEAR SCHEDULE OF CAPITAL IMPROVEMENTS AND TO REFLECT THE ANNUAL UPDATE OF THE ADOPTED FIVE-YEAR SCHEDULE OF CAPITAL IMPROVEMENTS; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICT AND SEVERANCE; AND PROVIDING AN EFFECTIVE DATE**

Ms. Zimomra read the title of Ordinance 09-001.

Mr. Cuyler explained the process and approval by DCA.

Mr. Jordan spoke to courtesy information list available with the City Clerk.

Councilman Jennings made a motion, seconded by Vice Mayor Ruane, to adopt Ordinance 09-001.

The motion carried.

**CONSENT AGENDA**

- a. **RESOLUTION 09-048 TO FIX A TIME, DATE AND PLACE FOR A PUBLIC HEARING TO DETERMINE THE PROPRIETY AND ADVISABILITY OF ESTABLISHING AND IMPLEMENTING THE JUNONIA STREET PAVING PROJECT ASSESSMENT DISTRICT, WHICH INCLUDES ALL LOTS AND LANDS WITHIN THE ASSESSMENT DISTRICT AS DESCRIBED IN THIS RESOLUTION WITHIN THE CITY OF SANIBEL, AS TO THE COST AND FUNDING THEREOF, THE MANNER OF PAYMENT THEREFOR, AND AS TO THE AMOUNT TO BE ASSESSED EACH PROPERTY SO IMPROVED, PURSUANT TO SECTIONS 170.07 AND 170.08, FLORIDA STATUTES; AND PROVIDING AN EFFECTIVE DATE**
  
- b. **RESOLUTION 09-054 APPROVING BUDGET AMENDMENT/TRANSFER NO. 2009-034 AND PROVIDING AN EFFECTIVE DATE** (To transfer \$13,200 from the General Fund reserve for contingencies for a certified property appraisal of buildings and structures valued at \$100,000 or greater. The Florida League of Cities Municipal Insurance Trust will reimburse the City \$75 for each inspection, not to exceed 30 inspections. This amendment does not increase the FY09 budget.)
  
- d. **RESOLUTION 09-055 APPROVING BUDGET AMENDMENT/TRANSFER NO. 2009-035 AND PROVIDING AN EFFECTIVE DATE** (To transfer \$3,500 from the General Fund reserve for contingencies for drug screens and physicals for contract personnel serving on the Damage Assessment Team. This amendment does not increase the FY09 budget.)
  
- e. **RESOLUTION 09-051 A RESOLUTION ACCEPTING A PERPETUAL UTILITY EASEMENT, BILL OF SALE AND GRANTOR'S AFFIDAVIT FOR WASTEWATER FACILITIES, FROM SHELL MUSEUM & EDUCATIONAL FOUNDATION, INC., 3075 SANIBEL-CAPTIVA ROAD, SANIBEL, FLORIDA; AUTHORIZING THE CITY MANAGER TO RECORD SAME IN**

**THE OFFICIAL RECORDS OF LEE COUNTY, FLORIDA; AND  
PROVIDING AN EFFECTIVE DATE.**

- f. **RESOLUTION 09-056 APPROVING BUDGET AMENDMENT/TRANSFER NO. 2009-036 AND PROVIDING AN EFFECTIVE DATE** (To budget and appropriate a \$13,200 donation from Royal Shell Vacations and Royal Shell Properties to underwrite the City's annual 2009 Independence Day fireworks display. This amendment increases FY09 budgeted revenue by \$13,200.)
  
- h. **RESOLUTION 09-053 APPROVING BUDGET AMENDMENT/TRANSFER NO. 2009-033 AND PROVIDING AN EFFECTIVE DATE** (To budget and appropriate \$35,000 from the West Coast Inland Navigation District for maintenance dredging and repair at the boat ramp. This amendment increases the FY09 budget by \$35,000.)
  
- i. **RESOLUTION 09-058 APPROVING BUDGET AMENDMENT/TRANSFER NO. 2009-037 AND PROVIDING AN EFFECTIVE DATE** (To budget and appropriate \$53,500 from ending fund balance; \$50,000 to be used toward the \$60,000 purchase of cardiovascular equipment and \$3,500 for staff time required for expanded hours. The additional \$10,000 required for the cardiovascular purchase is already budgeted in the Recreation Center Capital Project Fund. This amendment does not increase the FY09 budget.)

Ms. Zimomra read the titles of the above-mentioned Resolutions.

Mayor Denham made a motion, seconded by Vice Mayor Ruane, to adopt the above-mentioned Resolutions.

Mr. Cuyler stated that Resolution 08-048 include the time of 9:15 a.m. on July 21, 2009 for the Junonia Street paving public hearing.

The motion carried.

- c. Request for approval of Special Event dates for Sanibel Music Festival, Inc., at the Sanibel Congregational Church, 2050 Periwinkle Way, to be held on March 02, 06, 09, 13, 16, 20, and 23, 2010

Councilman Jennings made a motion, seconded by Councilman Pappas, to approve the request.

The motion carried.

Councilman Jennings asked if Council could put an automatic escalator in fee legislation and would that be a way to circumvent the possibility of freezing fees?

Mr. Cuyler stated yes there could be an escalator for fees. He also stated that some of this legislation could include not allowing that escalator.

**OLD BUSINESS**

**Water Quality Issues**

**Reports from City Council members**

**Report on the passage of the Healthy Beaches Legislation**

Mayor Denham noted that the Healthy Beach legislation was adopted by the legislature. He also mentioned that the fertilizer legislation was also adopted giving standards for municipalities to adopt their own legislation, but if a municipality had an ordinance it would be grandfathered.

Discussion ensued regarding a surprise that off-shore drilling was attached to another bill, Representative Aubuchon voting against the legislation, Council should call legislatures, should send a letter, Council had not taken a previous position, Council's position should be no off-shore drilling off Sanibel, Dr. Loflin stated that the state boundary only reaches to mean high water to about 9 miles off-shore and to make money it would need to be right off-shore. He further stated this would be a potential for environmental concerns, Dr. Loflin stated that Council had previously passed resolutions, bring discussion back at a later date.

## **Staff Reports**

### **Analysis of the potential map footprints for use of U.S. Sugar lands in a flow way south**

Dr. Loflin spoke to the following:

- Water Resources Advisory Committee (WRAC) with SFWMD taken the Boards called for open and public participation if and when U. S. Sugar land was purchased and puts together a flow way and redesign the state interior
- Invited all stake holders to review plans
- Group meeting and established study groups how the land would be shown on a map

Discussion ensued regarding the participation, would come up for review during the WRAC subcommittee, "River of Grass Planning."

Dr. Loflin showed a brief PowerPoint presentation regarding the maps already completed by the subcommittee.

#### **Public Comment**

Rae Ann Wessell stated the next meeting of the WRAC May 7<sup>th</sup> in Palm Beach; May 11<sup>th</sup> full governing Board for public comment, workshop on May 13<sup>th</sup> and May 14<sup>th</sup> SFWMD, the next River of Grass Planning meeting was scheduled for the 19<sup>th</sup>.

Dr. Loflin spoke to the TDC meeting and a presentation from DEP regarding the Total Maximum Daily Load (TMDL) program and in July the "B" map process would begin for the lower Caloosahatchee River. He explained further that:

- A maximum daily load would be set

## **Update on off-shore drilling**

### **Discussion regarding the State of Florida interest in off-shore drilling**

Discussed earlier.

## **News-Press editorial regarding HB 1219**

### **Legislative Update**

### **Legislative Watch List**

### **Letter from City of North Port Supporting HB 707 and SB 1296**

Mr. Cuyler gave a brief update of bills that passed. He stating staff would be getting a report.

Council asked for a summary of bills adopted.

**COMMITTEES, BOARDS, COMMISSION  
RESOLUTION 09-049 CONFIRMING THE APPOINTMENT OF A MEMBER  
TO THE SANIBEL GENERAL EMPLOYEES' RETIREMENT PLAN BOARD  
OF TRUSTEES RESULTING FROM THE RESIGNATION OF ONE MEMBER;  
AND PROVIDING AN EFFECTIVE DATE**

Ms. Zimomra read the title of Resolution 09-049.

Vice Mayor Ruane made a motion, seconded by Mayor Denham, to adopt Resolution 09-049.

Public Comment  
None

The motion carried.

**RESOLUTION 09-052 APPOINTING MEMBERS TO THE SANIBEL GENERAL  
EMPLOYEES' RETIREMENT PLAN BOARD OF TRUSTEES RESULTING  
FROM THE EXPANSION OF THE BOARD FROM SEVEN TO NINE  
MEMBERS; AND PROVIDING AN EFFECTIVE DATE**

Ms. Zimomra read the title of Resolution 09-052.

Ms. Zimomra passed out ballots.

Mr. Cuyler explained that Council should vote for 2 of the 3 applicants and put the applicant name in 1 of 2 spaces noting the term of each appointee.

Public Comment  
None

Mr. Cuyler read the votes as follows:

David Bath                    1

Doug Congress   4   expired 093010

Richard Holmes   5

It was noted that Richard Holmes term would end September 30, 2009 and Doug Congress' term would end September 30, 2010

Mayor Denham made a motion, seconded by Vice Mayor Ruane, to adopt Resolution 09-052 and appoint Richard Holmes with a term expiration of September 30, 2009 and Doug Congress with a term expiring September 30, 2010.

Discussion ensued regarding the experience on island.

The motion carried.

**RESOLUTION 09-050 AMENDING THE SCOPE OF DUTIES AND  
RESPONSIBILITIES OF THE PARKS AND RECREATION ADVISORY  
COMMITTEE TO INCLUDE REVIEW AND ADVISE ON THE  
IMPLEMENTATION OF THE SHARED USE MASTER PLAN AND**

**INCREASING THE PARKS AND RECREATION COMMITTEE MEMBERSHIP TO THIRTEEN MEMBERS; AND PROVIDING AN EFFECTIVE DATE**  
**Ms. Zimomra read the title of Resolution 09-050.**

Councilman Jennings made a motion, seconded by Vice Mayor Ruane, to adopt Resolution 09-050.

Discussion ensued regarding the committee not asking for an increase in the committee.

**Public Comment**

Doug Dietrich spoke to not understanding the change in the scope of the committee.

Ms. Zimomra stated that the change would not mean that the committee would not have complete authority, but would have an advisory roll in the Shared Master Plan as requested by the committee in their annual report.

The motion carried

**City Council liaison to Planning Commission proposed rotation**

Mayor Denham spoke to a previous decision by Council to have a rotation system to attend Planning Commission meetings as follows:

- 5/26/09 Mayor Denham
- 6/9/09 Councilmember Pappas
- 7/14/09 Councilmember Jennings
- 8/11/09 Councilmember Harrity
- 9/8/09 Vice Mayor Ruane

Council agreed by consensus of the rotation schedule.

**Recommendation to appoint Sanibel Bicycle Club member Doug Dietrich to the Lee County MPO Bicycle Pedestrian Coordinating Committee**

Councilman Pappas made a motion, seconded by Mayor Denham, to recommend to the Lee County Board of Commissioner that Doug Dietrich be appointed as the Sanibel committee member.

**Public Comment**

Doug Dietrich spoke to an opportunity for funding.

Ms. Zimomra noted that a letter would be mailed to the Board of Commissioner advising them of the above vote and recommendation by Council.

Discussion ensued regarding \$6 million in stimulus money for bike paths and one was to be used connect McGregor to Sanibel Causeway, other money may be available, and may want to attend MPO meetings.

The motion carried.

Councilman Pappas spoke to the award of a post-employment contract and he did not agree with those types of contracts.

Ms. Zimomra spoke to this contract approved earlier in the meeting was for 2 specific purposes.

## **CITY MANAGER**

### **Informational Items**

#### **Financial Status Update**

##### **Economic Indicators**

Ms. Zimomra stated that staff was gathering economic indicators to show a more accurate financial picture for the City. She also spoke to expanding the economic outlook section in the CAFR. She spoke to a requirement to have a financial discussion with a mayor-type member of council, and in the next year to offer additional training for Council regarding fraud prevention.

#### **Fiscal Year Ending 9/30/08 Comprehensive Annual Financial Report (CAFR) Distribution (to be distributed as a supplement)**

Marty Redovan, CPA spoke to the following:

- Report complete by the Finance Department
- Unqualified opinion issued by auditors
- No findings of material weaknesses or non-compliance
- Management letter follows the rules of the Auditor General
- Gap in recalculation of the actuarial report, but was corrected
- Mandated letter

Discussion ensued regarding

Mayor Denham made a motion, seconded by Vice Mayor Ruane, to accept the audit as presented.

The motion carried.

#### **Status of Vendor Contract Re-Negotiations**

Ms. Zimomra stated that in light of the economic climate staff would be going back to vendors to decrease agreements.

#### **Discussion ensued regarding waste collector agreed gas surcharge had been removed and on City accounts a 10% reduction would be realized by Waste Pro,**

#### **2<sup>nd</sup> Quarter Financial Report**

Ms. Zimomra stated that the City was within budget constraints.

#### **City of Sanibel Continues Personnel Reductions Through Attrition**

##### **Budget Calendar**

Ms. Zimomra stated that the budget calendar and canceled City Council meetings was included in the packet and staff was following that schedule.

#### **Status of Police Response Time**

Ms. Zimomra stated that the Police Department was able to reduce response time and the best in Lee County. She spoke to the implementation of computerization of vehicles.

### **Memorandum from Chief Tomlinson regarding the Solicitor's Ordinance**

Ms. Zimomra spoke to changes in door-to-door solicitor activity and would be bringing an ordinance for Council consideration.

### **Status of Website Usage and Viewership**

Ms. Zimomra noted that the City had over 7,000 emails and over 600 people accessed the Council agenda.

### **Discussion of City of Sanibel representation on the Tourist Development Council**

Ms. Zimomra stated that there was a rotating seat available for Sanibel, which would go to the Lee County Board of Commissioners. She stated it was typically a Councilmember.

Discussion ensued regarding recommending Vice Mayor Ruane as the Sanibel representative.

Mayor Denham made a motion, seconded by Councilman Harrity, to appoint Vice Mayor Ruane to the rotating seat on the Tourism

Public Comment

None

The motion carried.

### **CITY ATTORNEY'S REPORT**

None

### **COUNCIL MEMBERS' REPORT**

Councilman Harrity spoke to hurricane pass issue available to property managers.

Ms. Zimomra stated there was a category for property managers and need to contact Chief Tomlinson.

Vice Mayor Ruane stated that the financial information received was encouraging, but the trends were discouraging.

Councilman Jennings congratulated the Finance and Police Departments

Councilman Pappas stated that he will not be present at the May 19<sup>th</sup> Council meeting. He also spoke to the importance of having Council meeting televised. He further spoke to post-employment contract implies that we are paying for personnel that were unsupervised. He noted that Council should know how the employee would be used. He also spoke to the previous town center discussion and was not allowed because there was no increase density, but the town center was not economically viable. He further stated he spoke with Joe St. Cer before his passing and the project was heavily considered without fruition and the project did injury to volunteering on the island, B.I. G. Arts. He asked when Council would discuss resort housing.

Ms. Zimomra stated that Council's direction was to finish the 86-43 discussion and the resort housing development would be considered by the Planning Commission.

Discussion ensued regarding Council considering guidelines on resort housing development for the Planning Commission to consider at the next meeting all Council would be together, concern by community, discussion on resort housing on the June 02 Council meeting, Councilman Pappas stated that density was determined by ecological zone and resort housing discussion would be challenges, would like to have TV cameras by June, TV camera issue as part of the budget discussion, need a timeline for discussion, and predisposed opinions often times end discussions.

**PUBLIC COMMENT**

Karen Storjohann spoke to the need of a webcam rather than TV camera in MacKenzie Hall. She suggested a joint Council/Planning Commission meeting. She also spoke to the Planning Commission's work on Section 86-43 and large house issue.

There being no further discussion the meeting was adjourned at 12:10 p.m.

Respectfully submitted by,

Pamela Smith, MMC  
City Clerk