



MINUTES

Monday, March 18, 2013

**FORT MYERS BEACH TOWN COUNCIL
TOWN HALL – COUNCIL CHAMBERS
2523 ESTERO BOULEVARD
FORT MYERS BEACH, FLORIDA 33931**

I. CALL TO ORDER

Acting Mayor Mandel called to order the March 18, 2013 Regular Meeting of the Town Council at 6:30 p.m. Present along with Acting Mayor Mandel: Council Members Andre, List, and Kosinski; Mayor Raymond was excused. Also Present: Town Manager Stewart, Town Attorney Miller, Finance Director Wicks, Public Works Director Lewis, Community Development Director Fluegel, Parks & Recreation Director Evans, and Town Clerk Mayher.

II. INVOCATION – Town Clerk Mayher

III. YOUTH COUNCIL – Fort Myers Beach Elementary School

Council Member List introduced two of the three Carson Scholarship Finalists from the Fort Myers Beach Elementary School. She briefly conveyed that the scholarship was named after the famous African-American neurosurgeon; noted the qualifications necessary to be considered for the scholarship; and reported the three finalists were Tori Braugh, Eliot Lincoln, and Gabrielle Owen.

IV. PLEDGE OF ALLEGIANCE – Eliot Lincoln and Gabrielle Owen of the Fort Myers Beach Elementary School

Gabrielle Owen introduced herself and discussed her scholastic achievements, extra curriculum activities, service on the Student Council, recreational interest in wildlife photography, and ambition to become a wildlife photographer.

Eliot Lincoln introduced himself and discussed his scholastic achievements, extra curriculum activities, position as Vice President in K-Kids, recreational interest in magic, community service in local soup kitchens and cleaning the beach, and ambition to become a biologic chemist.

V. APPROVAL OF FINAL AGENDA

Acting Mayor Mandel requested to add to the Administrative Agenda – a request from the Estero Bay Agency on Bay Management [EBABM] and a proclamation for an achievement related to the Viva Florida 500.

Consensus approved the Agenda as amended.

Town Attorney Miller introduced Attorney, Derek Rooney from her firm and noted he would be attending the next Council Meeting on April 1, 2013 since she and Attorney Humphrey would be unable to attend.

VI. INAUGURATION

A. Oath of Office for Council Members, Seat #1 and Seat #2

Town Attorney Miller, individually, swore in Council Members Andre and Mandel.

B. Reorganization of Council

1. Selection of Mayor and Vice Mayor

Town Attorney Miller reviewed provisions of the Town Charter pertaining to the annual reorganization of the Town Council and appointment of Mayor and Vice Mayor.

Town Attorney Miller opened the floor for nominations for Mayor.

Council Member Andre nominated Acting Mayor Mandel for Mayor.

Town Attorney Miller asked if there were any other nominations; seeing none she closed the floor.

Council Member List explained that the nomination was no reflection on Mayor Raymond who was presently experiencing some health issues; and how having a Mayor rather than an 'Acting Mayor' was best for the Town.

Consensus agreed that Mayor Raymond had been performing a great job as Mayor, and all echoed Council Member List's comments.

Town Attorney Miller asked if Acting Mayor Mandel would accept the nomination.

Acting Mayor Mandel responded in the affirmative.

Town Attorney Miller called for a voice vote on the approval of Acting Mayor Mandel as Mayor.

VOICE VOTE: All 'ayes'; approved 4-0.

Mayor Mandel reported that Council Member Raymond was on the road to recovery and thanked him for all the years of service, dedication, and hard work; and Council took a moment to applaud Council Member Raymond.

Town Attorney Miller opened the floor for nominations for Vice Mayor.

Council Member List nominated Acting Vice Mayor Kosinski for Vice Mayor.

Town Attorney Miller asked if there were any other nominations; seeing none she closed the floor.

Town Attorney Miller asked if Acting Vice Mayor Kosinski would accept the nomination.

Acting Vice Mayor Kosinski responded in the affirmative.

Town Attorney Miller called for a voice vote on the approval of Acting Vice Mayor Kosinski as Vice Mayor.

VOICE VOTE: All 'ayes'; approved 4-0.

VII. PUBLIC COMMENT

Mayor Mandel noted Public Comment was a time for the public to discuss Consent Agenda Items and issues not already on the agenda.

Public Comment opened.

Ceel Spuhler, resident, congratulated the appointment of Mayor Mandel and Vice Mayor Kosinski. On behalf of the Friends of the Mound House, she announced the Friends were presenting a fund raising program on '*Ann Lindberg*' to be held on Thursday at 2:00 p.m. at the library. She reported she was selling tickets for the event.

Fran Myers, resident, discussed the '*Build a Pool Foundation*'; the historical background and work to build a pool for the Town; displayed the '*save a life, build a pool t-shirt*'; the Foundation's work with the Council and County to obtain the pool for the Town in approximately 1996; the Foundation's fund raising efforts to construct the pool; and historical documentation regarding the pool which she would give to the Town Manager. She reported that the Foundation remained, but was not active. She explained how the group went to the bank to determine if there was any funds remaining; that the bank was unable to locate any remaining funds; and how they received the help of Mr. John Albion who located the remaining funds in the State. She presented the Town with a check for \$4,385.38, and added that the pool had been constructed for the right reasons.

Public Comment closed.

VIII. IMAGE OF FORT MYERS BEACH

Council Member Andre reported that his daughter, Lucy Andre, who was a *'back-page girl'* on the Island Sandpaper twice, went to Milan, Athens, and was presently in New York where she appeared in this month's issue of In-Style Magazine.

Vice Mayor Kosinski noted there was a camcorder on the front of Town Hall; and questioned if it could be used to televise events such as the Shrimp Festival Parade on Channel 98.

Town Clerk Mayher reported the camera was a *'live-feed'* camera and his suggestion might be able to be accomplished in the future.

Town Manager Stewart explained how the *'traffic-feed'* worked and its limitations with browser compatibility. He noted that there was an RFP *'on the street'* for fiber optics in order to be able to *'live stream'* the Council meetings on a computer which would enable people who did not have cable to view the meetings.

Vice Mayor Kosinski noted how the Town had demonstrated their support for the Spirit of '45 event, and added that recently he learned of an approval for a jet flyover to honor the World War II veterans for this year's event. He reported the event would take place on August 11, 2013; and that he had contacted Lee County Parks about bringing the Vietnam Veterans Memorial Wall to that event and requested Council's support.

Consensus agreed to support Vice Mayor Kosinski's efforts to have the Vietnam Veterans Memorial Wall as part of the Spirit of '45 event.

Mayor Mandel complimented the Town's recent parades – Shrimp Festival and St. Patrick's Day Parades. He praised Council Member Andre for his idea about what to do with the excess parade beads by giving them to the people in the cars that waited in traffic coming from the south end of the Island. He reported that two couples from Ann Arbor, Michigan informed him that they were thrilled with their experience and visit to the Mound House. He pointed out that since the free offer of *'Every Resident a Member'* began in January that Bay Oaks had added 459 new members which doubled the number of members; and he encouraged all residents to become members.

IX. LOCAL ACHIEVEMENTS AND RECOGNITIONS

A. Recognition of Dan Hughes' Contribution to Mound House Period Room

Mayor Mandel expressed appreciation on behalf of the Mound House and the Town to former Mayor Hughes for his generous donation.

Town Attorney Miller reported she had prepared the proposed Agreement between the Friends of the Mound House and Daniel Hughes.

Town Manager Stewart briefly outlined the donation from former Mayor Hughes in memory of his late wife, Ann Hughes, and how it would cover the costs associated with creating a 'period room' [circa 1909] in the Mound House.

Former Mayor Hughes noted the donation was in memory of his late wife who had been a ballerina. He asked to digress for a moment and retold the story of the opening ceremony for the Town pool. He explained that the gift would also reflect his dedication to the enhancement and development of the Mound House as a cultural, educational, and historical site. He commended the current Town Council for their efforts during the past several years with moving along the development of the Mound House. He stated the proposed contract was acceptable and that Ms. Ceel Spuhler would sign on behalf of the Friends of the Mound House; and he acknowledged the members of the Board for the Friends of the Mound House present in the audience. He congratulated Mayor Mandel and Council Member Andre on their election; and he congratulated Mayor Mandel and Vice Mayor Kosinski for the selection to their respective offices.

MOTION: Council Member List moved to approve the form of the Agreement between Friends of the Mound House and Daniel Hughes; second by Vice Mayor Kosinski.

VOTE: Motion approved, 4-0; Council Member Raymond was excused.

X. ADVISORY COMMITTEES ITEMS AND REPORTS

No speakers.

XI. PROCLAMATION

A. National Public Works Week

Town Clerk Mayher read the Proclamation announcing the week of May 19-25, 2013 as "*National Public Works Week*" in the Town of Fort Myers Beach.

Public Works Director Lewis accepted it on behalf of the Town and the Public Works Department.

XII. APPROVAL OF MINUTES

A. February 19, 2013 Town Council Meeting

B. February 19, 2013 Work Session

C. February 20, 2013 Joint Work Session, Town Council and BOCC

MOTION: Council Member Kosinski moved to approve the minutes as presented; second by Council Member Andre.

Council Member Andre noted a typo on Page 1 of the February 19, 2013 Town Council Work Session, Page 1) as follows: "...the BOCC did not agreeed to...".

Mayor Mandel pulled Item C and requested a review of the minutes for the February 20, 2013 Joint Work Session for a consensus of the BOCC for each discussion item.

AMENDMENT: Motion Maker moved to approve items A and B as presented; second agreed.

VOTE: Motion approved, 4-0; Council Member Raymond was excused.

XIII. CONSENT AGENDA

- A. Acceptance of Town of Fort Myers Beach Annual Audit and Adoption of Resolution 13-06
A resolution accepting the Basic Financial Statements and Audit for Fiscal Year 2011-2012

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA, ACCEPTING THE BASIC FINANCIAL STATEMENTS AND AUDIT FOR FISCAL YEAR 2011-2012 AS PRESENTED BY THE TOWN MANAGER, AND PROVIDING AN EFFECTIVE DATE.

Town Manager Stewart reported the audit was presented by the Town's Auditor at the Work Session earlier today; that the action tonight would be to formally 'accept' the audit; and then the Council could forward the audit to the Audit Committee for review and comment. He added that the Town received a 'clean' audit and had a very positive presentation.

MOTION: Council Member Andre to adopt Resolution 13-06 accepting the Basic Financial Statements and Audit for Fiscal Year 2011-2012 as presented by the Town Manager and further move that the Town Manager be authorized to fulfill any administrative functions in filing these documents with the state of Florida as required by Florida Statute; second by Council Member List.

VOTE: Motion approved, 4-0; Council Member Raymond was excused.

XIV. ADMINISTRATIVE AGENDA

- A. First and Only Public Hearing, Ordinance 13-02, Amending Provisions of the Town Code Relating to Town Advisory Committees

Mayor Mandel opened the Public Hearing at 7:19 p.m.

Town Clerk Mayher read the title of Ordinance 13-02:

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE IV, OF THE TOWN OF FORT MYERS BEACH CODE OF ORDINANCES, "BOARDS, COMMISSIONS, COMMITTEES AND OTHER AGENCIES;" AMENDING SECTION 2-97 BY DELETING THE REQUIREMENT THAT MEMBERS MEET SPECIFIC CRITERIA; AMENDING SECTIONS 2-97, 2-145, 2-178, 2-223, 2-270 AND 2-313 BY PROVIDING THAT MEMBERS DO NOT NEED TO BE TOWN RESIDENTS, BUT TOWN RESIDENTS AND OWNERS OF REAL PROPERTY IN THE TOWN WILL BE GIVEN ABSOLUTE PREFERENCE IN APPOINTMENT OVER NON-RESIDENTS; AMENDING

SECTIONS 2-100, 2-180 AND 2-222 BY PROVIDING THAT MEMBERS MAY SERVE AN UNLIMITED NUMBER OF TERMS; AMENDING SECTIONS 2-145, 2-231, AND 2-276 BY PROVIDING THAT MEETINGS SHALL BE HELD AT LEAST QUARTERLY; AMENDING SECTION 2-225 TO CORRECT THE LENGTH OF TERM FOR CELCAB FROM ONE YEAR TO TWO YEARS AND THE TIME OF APPOINTMENT FROM MAY TO OCTOBER OF EACH YEAR; REPEALING ORDINANCE 04-19 AS AMENDED, WHICH ESTABLISHED THE "TRAFFIC MITIGATION AGENCY;" REPEALING SECTIONS 6 THROUGH 13 OF ORDINANCE 99-09, AS THOSE SECTIONS HAVE BEEN AMENDED, WHICH ESTABLISHED THE "TIMES SQUARE ADVISORY COUNCIL;" PROVIDING SEVERABILITY AND AN EFFECTIVE DATE

Town Attorney Miller noted her submittal of a spreadsheet at a past Council Work Session that indicated any differences in the boards and committees (i.e. membership requirements, meeting schedule, etc.), and pointed out that the proposed ordinance also 'cleaned-up' items such as the removal of the defunct Traffic Mitigation Agency and Times Square Advisory Council.

Mayor Mandel asked if there was a representative from the LPA or a Town committee/board who wanted to comment on the matter.

No speakers.

Public Comment opened.

Ted Schindler, resident of Siesta Isles, noted his interest to serve on a Town committee for many years such as the Anchorage Advisory Committee, but was unable to do so due to residency requirements. He reviewed some of his concerns such as but not limited the quality of the water surrounding Fort Myers Beach and the general area. He expressed his support and hoped that the proposed ordinance would be adopted; and assured the Council that if adopted, there would be others like himself who would apply to serve on a committee.

Public Comment closed.

MOTION: Council Member Andre moved to adopt Ordinance 13-02, amending Town Code Relating to Advisory Committees; second by Council Member List.

VOTE: Motion approved, 4-0; Mayor Raymond excused.

Public Hearing closed at 7:25 p.m.

XV. ADMINISTRATIVE AGENDA

A. Introduction of Ordinance 13-03, Personnel Manual

Town Clerk Mayher read the title of Ordinance 13-03:

AN ORDINANCE ADOPTING THE TOWN OF FORT MYERS BEACH PERSONNEL MANUAL WHICH INCLUDES PROVISIONS RELATING TO EMPLOYMENT POLICIES AND PROCEDURES; EMPLOYEE BENEFITS; AND EMPLOYEE CONDUCT AND RESPONSIBILITIES; A COPY OF THE PERSONNEL MANUAL IS ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE; PROVIDING THAT ALL PRIOR PERSONNEL RULES OR REGULATIONS ARE HEREBY SUPERSEDED AND REPLACED BY THE ATTACHED PERSONNEL MANUAL; PROVIDING SEVERABILITY AND AN EFFECTIVE DATE.

Town Attorney Miller pointed out that Ordinance 13-03 was being introduced tonight and the one and only Public Hearing would be at the next Council Meeting. She mentioned the change, per Council direction, to move from 'sick and vacation leave' to 'annual leave' which would be considered as 'scheduled or unscheduled leave'. She noted that at the last Work Session it had been unclear if the Town Council wanted the day before Christmas Day and the day before New Year's Day to be a holiday, so that would need to be decided at the meeting on April 1st.

Public Comment opened.

No speakers.

Public Comment closed.

MOTION: Council Member List moved to Introduce Ordinance 13-03, Personnel Manual, and set a Public Hearing date for April 1, 2013 at 9:00 a.m.; second by Vice Mayor Kosinski.

VOTE: Motion approved, 4-0; Council Member Raymond was excused.

B. Appointment(s) to the Marine Resources Task Force

Two Requests – one from Peter Pine and one from Cristina Denegre to be appointed to the Marine Resources Task Force

Town Manager Stewart explained that staff had reviewed the applications to make sure the applicants met the criteria; and pointed out that applicants no longer had to be a resident to serve on the Task Force.

Council Member List recognized Mr. Schindler who spoke earlier. She questioned Mr. Schindler about the application he had submitted to the Town in the past.

Mr. Schindler explained that he had submitted a letter to the Town about a year ago expressing his interest to serve on either or both the Anchorage Advisory Committee or the Marine Resources Task Force. He noted he had not submitted a full resume at that time.

Council Member List encouraged Mr. Schindler to submit an updated letter/resume to the Town for future consideration.

Town Clerk Mayher reported there were currently four vacancies on the Marine Resources Task Force; one vacancy on the Anchorage Advisory Committee; one vacancy on the Bay Oaks Committee; once vacancy on CRAB; and the remaining Town committees were full.

MOTION: Council Member Andre moved to appoint Peter Pine and Cristina Denegre to the Marine Resources Task Force; second by Vice Mayor Kosinski.

VOTE: Motion approved, 4-0; Council Member Raymond excused.

Mayor Mandel suggested that now that the Marine Resources Task Force had sufficient membership that the Task Force should take on the Mulholland Award.

Council Member Andre suggested a Joint Meeting with the members of MRTF.

Mayor Mandel encouraged Mr. Schindler to consider applying for the Anchorage Advisory Committee which currently had an opening. He noted the upcoming Leadership Conference on April 5-6, 2013 and his hope that many of the attendees would become interested to serve on the Town committees.

C. Amendment #5 to the Service Provider Agreement with Central Parking Systems of Florida, Inc.

A request for the approval of Amendment #5 to the service provider agreement between the Town and Central Parking Systems of Florida, Inc. to extend the term of the agreement for one month ending on May 31, 2013.

Town Manager Stewart reviewed the request to approve an amendment that would extend the term of the current agreement for one month in order to give the Town sufficient time to get through the RFP process; and he added the current service provider was agreeable to the amendment.

Public Comment opened.

No speakers.

Public Comment closed.

Council Member Andre questioned the enforcement capabilities on the beach of the service provider.

Town Attorney Miller explained that the current service provider was unable to perform animal control services.

Public Works Director Lewis explained that it was her understanding that Central Parking did perform the following service:

- Issued the standard citation that the Town uses for things such as 'live shelling', animal control, and littering.

Council Member Andre asked what happened to the citations after they were issued.

Public Works Director Lewis explained that, usually, the person who received the ticket came in and satisfied the citation.

Council Member Andre questioned where he could find the information about the price of the various citations.

Town Attorney Miller reported that in Section 6-32 it stated there was a Town resolution pertaining to fees.

Council Member Andre questioned if the required database of the scope of citations issued by the service provider was available.

Public Works Director Lewis responded in the affirmative; and reported she had forwarded Council Member Andre's request from earlier today to Central Parking.

Council Member Andre questioned the amount of revenue from parking citations in comparison from prior years to the current year.

Public Works Director Lewis explained that during the past few years the Town had fallen short in those revenues, but staff believed it had to do with the downturn in the economy. She added that the shortfall appeared to begin the year the Town increased the parking fees which was simultaneous with the downturn in the economy.

Discussion ensued concerning revenues budgeted in the past and current fiscal years as it related to parking fees; and collection methods for parking citation fees.

MOTION: Council Member List moved to approve Amendment #5 to the Service Provider Agreement with Central Parking Systems of Florida, Inc. to extend the term of the agreement for one month ending on May 31, 2013; second by Vice Mayor Kosinski.

VOTE: Motion approved, 4-0; Council Member Raymond was excused.

Mayor Mandel suggested that questions regarding this item be forwarded to the Town Manager prior to the next discussion of this matter.

D. Bay Oaks Corporate Membership Fees

Town Manager Stewart told of how the Council had asked staff to research and establish a Corporate Rate Structure for presentation and consideration by the Mayor and Council.

Parks & Recreation Director Evans reviewed the highlights of the proposed Corporate Membership Fee Schedule:

- Six different plans within the rate structure
- Non-refundable \$50 administration fee per corporate plan

- Utilization of the current ‘fobs’
- Memberships renewed annually and term begins upon receipt of paperwork
- Available to hotels and condos; no distinction between resident and non-resident

Council Member Andre asked if there would be a conflict with voting on this matter as it pertained to his ownership of a bed and breakfast establishment.

Town Attorney Miller noted Council Member Andre would be in the same position as any other corporate entity; and added that he could abstain if he felt there was an appearance of conflict but she did not believe he would legally be required to abstain.

Discussion was held concerning the proposed non-refundable \$50 administration fee per Corporate Plan; and potential businesses that could utilize the membership other than hotels or condos.

Public Comment opened.

No speakers.

Public Comment closed.

MOTION: Vice Mayor Kosinski moved to approve the Bay Oaks Corporate Fee Structure as presented; second by Council Member ~~List~~ *Andre*.

VOTE: Motion approved, 4-0; Council Member Raymond was excused.

Parks & Recreation Director Evans reported she would forward the information about the Bay Oaks Corporate Membership to the Chamber of Commerce. She announced that there were tickets (\$30 per ticket) available for an upcoming Boston Red Sox game.

Council Member List pointed out that even though it might seem to some people that the Council ‘zipped’ through some agenda topics that they spend hours in work sessions prior to a regular meeting where they ‘hash out’ much of the item details.

E. Selection of Council Representatives and Alternates to Outside Committees

Discussion ensued regarding the committees and their topics of concern; and the following Council Representatives and Alternates to outside committees were decided:

- Charlotte Harbor National Estuary Program – Council Member Andre; Vice Mayor Kosinski, Alternate
- Coastal Advisory Committee - Council Member Andre; Vice Mayor Kosinski, Alternate
- Horizon Council – Mayor Mandel; Council Member List, Alternate
- ~~Human Services Council - removed~~
- Metropolitan Planning Organization – Vice Mayor Kosinski, Council Member Raymond, Alternate

- Southwest Florida Regional Planning Council - Vice Mayor Kosinski, Council Member Raymond, Alternate
- Fort Myers Beach Elementary School Youth Council – Council Member List

F. Selection of Council Liaison and Alternate to Town Advisory Committees & Boards

Discussion continued and the following Council Representatives and Alternates to outside committees were decided:

- Anchorage Advisory Committee – Council Member Andre, Liaison
- Audit Committee – Mayor Mandel, Liaison
- Bay Oaks Recreational Campus Advisory Board – Council Member List, Liaison
- Community Resource Advisory Board – Council Member Andre, Liaison
- Cultural and Environmental Learning Center Advisory Board – Council Member List, Liaison
- Marine Resources Task Force – Council Member Andre, Liaison
- Public Safety Committee – Vice Mayor Kosinski, Liaison

MOTION: Council Member List moved to approve the various selections and representations to the committees as listed by the Town Clerk; second by Vice Mayor Kosinski.

VOTE: Motion approved, 4-0; Council Member Raymond was excused.

XVI. PUBLIC COMMENT

Public Comment opened.

No speakers.

Public Comment closed.

XVII. TOWN MANAGER'S ITEMS

A. Mound House Update

Town Manager Stewart noted the Council was given a copy of the most recent report entitled “Town of Fort Myers Beach – Public Works Mound House Projects Update Report” dated March 6, 2013 in the agenda packet. He acknowledged Council’s approval of the gracious donation of Mr. Hughes to fund the ‘period room’ within the Mound House; and he again thanked former Mayor Hughes for his generosity.

Town Manager Stewart reported he spoke with the leasing agent for the Town Hall building today; and that the leasing agent wanted to know if the Town wanted a ‘build-out allowance’ included in the leasing agreement which meant they would give the Town an allowance of money to place the capital infrastructure into the building which would be spread out in the lease over a number of years.

Consensus agreed to approve the 'build-out allowance' as presented by the Town Manager.

Town Manager Stewart addressed the Agenda Management topic of 'beach raking' and mentioned that the Town's Environmental Sciences Coordinator was reaching out to the businesses that would be impacted and to let them know this matter would be coming forward for discussion by Council. He asked for direction from Council concerning the check received from the '*Build a Pool Foundation*'; and noted a reserve fund for the pool could be created with the check.

Discussion ensued regarding the check received from the '*Build a Pool Foundation*'; and consensus agreed the donation should be used for the pool and not be placed in the General Fund.

Council Member List suggested the possibility of using the funds for lifeguard training or swimming classes.

XVIII. TOWN ATTORNEY'S ITEMS

Town Attorney Miller – no items or reports.

XIX. COUNCILMEMBER ITEMS AND REPORTS

Vice Mayor Kosinski – no items or reports.

Council Member Andre – no items or reports.

Council Member List – requested the maintenance staff go to Crescent Street and take note of the empty lot, which was at the same point where people came off the trolley, and how the lot was loaded with garbage and overgrowth.

Mayor Mandel – noted that it was discussed earlier at the Work Session and had received consensus to support the TDC's Program in conjunction with Viva Florida 500 for the person who was paddling from Tallahassee and would arrive in Fort Myers tomorrow; and he requested a motion.

MOTION: Vice Mayor Kosinski moved to approve the preparation of the Proclamation and for the Mayor to present the Proclamation to the paddler as requested; second by Council Member List.

VOTE: Motion approved, 4-0; Council Member Raymond was excused.

Mayor Mandel – reported he would be attending a Mayors' Luncheon this coming Thursday. He indicated it was his understanding that Nemo's was having a ribbon cutting ceremony on Wednesday at 11:00 a.m.

Council Member List stated she would attend the ribbon cutting ceremony to represent the Council.

Mayor Mandel – reported he sent a letter to the Army Corps of Engineers to thank them for meeting with the Town when he was in Jacksonville. He added that the Town needed to prepare a request to the Army Corps of Engineers to begin working on a permit so that the next time the Town had to dredge the north end the Town could make the decision as to where to place the sand. He noted the request from the Estero Bay Agency on Bay Management [EBABM – a committee of Southwest Regional Planning] for \$1,000 to fund research and monitoring water quality.

MOTION: Vice Mayor Kosinski moved to approve a donation of \$1,000 to the Estero Bay Agency on Bay Management as requested; second by Council Member Andre.

VOTE: Motion approved, 4-0; Council Member Raymond was excused.

Council Member Raymond – was excused.

XX. AGENDA MANGEMENT

Town Manager Stewart noted:

- Staff was preparing to move forward on the ‘beach raking’ issue and the topic was scheduled for April 15th.
- The Water Utility Rate Study and Bonding was already discussed at one workshop and the Council gave GAI direction; however, the Town staff was still awaiting that information; and once received it would be scheduled for a workshop. Consensus agreed that when staff received the information and was prepared to present the topic that the Town Manager could schedule it for a workshop.
- Initial discussion of bridge alternatives was discussed today, and the next step would be the discussion of the report, so the topic remained on the Agenda Management List (consensus agreed).
- Personnel Manual was discussed at a workshop, was introduced tonight for the next meeting, and consensus agreed to remove the item from the Agenda Management List.
- Mooring Field Management, Revenues & Expenditure had its initial discussion today and additional information was forthcoming.
- Bay Oaks Corporate Membership was approved today, and it would be removed from the Agenda Management List.

He requested moving up Item 23, Funding for Stormwater, on the Agenda Management List in order to find a way to fund stormwater on a long-term basis (i.e. installation and maintenance). He stated he wanted to discuss with Council different or alternative types of funding mechanisms; consensus agreed to allow the Town Manager to move up Item #23 on the Agenda Management List.

Council Member Andre explained his belief that Item #7, Code Amendment for Short/Long-Term Rentals could be removed from the Agenda Management List since it would be addressed in Item #24, Discussion Regarding Short-Term Rentals Ordinance.

Town Manager Stewart acknowledged the removal of Item #7 from the Agenda Management List.

XXI. RECAP OF ACTION ITEMS

Town Manager Stewart recapped the Action Items added during the meeting:

- Congratulations to the new Mayor and Vice Mayor
- Donation from the 'Build a Pool Foundation' would be deposited and utilized as prescribed
- Staff would need to work on some projects prior to investigating Vice Mayor Kosinski's suggestion about the exterior building cameras
- Staff would process the Agreement between the Friends of the Mound House and Mr. Hughes accordingly
- Staff would process the Minutes as requested
- Ordinance 13-02 was adopted and would be processed accordingly
- Staff would process the appointments to the Marine Resources Task Force accordingly
- Staff would process Consent Agenda Items accordingly
- Staff would prepare the response to the information requested concerning the parking enforcement and revenues
- Staff would prepare an updated list for the Council Liaisons and Committee Representatives/Alternates
- Staff would address the concerns about the vacant lot on Crescent Street

Motion by Council Member Andre; second by Council Member List to adjourn. Meeting adjourned at 8:12 p.m.

Adopted 4-15-13 With/Without changes. Motion by Kosinski/Andre

Vote: 5-0

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Michelle D. Mayher, Town Clerk

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