

**CITY OF SANIBEL
RESOLUTION 25-034**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANIBEL, FLORIDA, AMENDING COST ESTIMATES RELATED TO PROPOSED DREDGING WITHIN AN AREA REFERRED TO AS THE "WULFERT CHANNEL AREA DREDGING ASSESSMENT DISTRICT"; TO FIX A TIME, DATE, AND PLACE FOR A PUBLIC HEARING IN ACCORDANCE WITH SECTIONS 170.07 AND 170.08, FLORIDA STATUTES, TO DETERMINE THE PROPRIETY AND ADVISABILITY OF ESTABLISHING AND IMPLEMENTING THE WULFERT CHANNEL AREA DREDGING ASSESSMENT DISTRICT; AND, IF DETERMINED TO BE PROPER AND ADVISABLE TO ESTABLISH SUCH DISTRICT, TO FURTHER DETERMINE THE COST OF SUCH DREDGING-RELATED EFFORTS, THE MANNER OF PAYMENT FOR SUCH EFFORTS, AND THE AMOUNT OF SUCH COSTS TO BE ASSESSED AGAINST EACH PROPERTY WITHIN THE DISTRICT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Sanibel adopted Resolution 25-024, which expressed the City's intent to declare a special assessment to finance a public improvement as authorized by the Home Rule provision of the Florida Constitution, Chapter 170, Florida Statutes, and other provisions of General Law and the Sanibel Charter, for the purpose of implementing dredging within an area referred to as the "Wulfert Channel Dredging Assessment District," more accurately described in Exhibit A hereto (the "Assessment District"), and to make assessments against property within the Assessment District to aid in the funding of such public improvement; and

WHEREAS, the assessment amounts in Resolution 25-024 were premised on an estimated dredging cost of \$446,065 but with the understanding additional areas within the Dinkins Bayou area of the Assessment District may require dredging to allow the dredging barge, once filled with dredge material, to navigate between Wulfert Channel and the Henderson Boat Ramp; and

WHEREAS, upon further review and investigation, it has been determined that additional dredging within the area within the Dinkins Bayou area of the Assessment District is, in fact, required, such that the amended estimated costs of dredging-related work within the Assessment District now totals \$748,065; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SANIBEL, FLORIDA;

SECTION 1. The amended estimated assessment cost for the dredging-related work within the proposed Wulfert Channel Dredging Assessment District for Fiscal Year 2024-2025 is Seven Hundred Forty-Eight Thousand, Sixty-Five Dollars (\$748,065).

SECTION 2. A public hearing is hereby established and scheduled as required by Sections 170.07 and 170.08, Florida Statutes, for 9:10 A.M. on Tuesday, August 19, 2025 in the City of Sanibel, at MacKenzie Hall, Sanibel City Hall, 800 Dunlop Road, Sanibel, Florida, to provide a time and place for the owners of the property to be assessed or any other persons interested appear before the City Council and be heard as to the propriety and advisability of implementing the Assessment District and if determined to be proper and advisable to establish such Assessment District, to further determine the cost of such dredging-related efforts, the manner of payment for such efforts, and the amount of such costs to be assessed against each property within the Assessment District through invoicing by the City of Sanibel.

SECTION 3. Effective date. This Resolution shall take effect immediately upon adoption.

PASSED IN OPEN AND REGULAR SESSION OF THE CITY COUNCIL OF THE CITY OF SANIBEL, FLORIDA, THIS 15TH DAY OF JULY 2025.

Attest:

The seal is circular with a dotted border. Inside the border, the text "CITY OF SANIBEL, FLORIDA" is written in a circle. In the center, the word "SEAL" is written in bold capital letters. Below the seal, the text "Incorporated Nov. 8, 1988" is written in a smaller font.
Scotty Lynn Kelly, City Clerk
Scotty Lynn Kelly, City Clerk

Mike Miller
Mike Miller, Mayor

Approved as to form and legality:

John D. Agnew
John D. Agnew, City Attorney

Date filed with City Clerk: 7/18/25

Vote of Council Members:

Miller	<u>Aye</u>
Smith	<u>Aye</u>
DeBruce	<u>Aye</u>
Henshaw	<u>Aye</u>
Johnson	<u>Aye</u>

EXHIBIT A

Any and all land adjoining, abutting or contiguous to waters generally known as Wulfert Channel, Sunset Bay and Dinkins Bayou, or with legal access rights within that area generally bounded by Starling Way and Dinkins Bayou to the north, Wulfert Channel and Blind Pass to the west, Pine Ave. and Sanibel Captiva Rd. to the south, and Dinkins Bayou and Los Colony Rd. to the east, excluding properties without development rights.

