



City of Sanibel

800 Dunlop Road
Sanibel, FL 33957

Meeting Minutes - Draft City Council

Tuesday, February 3, 2015

9:00 AM

City Hall

1. Call to Order

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

Present: 5 - Mayor Kevin Ruane, Vice Mayor Doug Congress, Councilman Mick Denham, Councilman Marty Harrity, and Councilman Jim Jennings

2. Invocation and Pledge of Allegiance (Councilman Denham)

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

3. Presentation(s):

a. Healthy Heart Month Proclamation 2015

Mayor Ruane read the Proclamation and presented to the Chairman of the 2015 Heart Walk. The Chairman spoke to the Healthy Heart Walk festivities.

b. Jennifer Pellechio, MBA Deputy Director/Grants Manager regarding Southwest Florida Regional Planning Liaison Initiative

Ms. Pellechio gave a brief PowerPoint presentation.

4. Planning Commission Report (Vice Chair Chris Heidrick)

Vice Chair Heidrick gave the following report:

January 13, 2015

- Two development permit applications were unanimously approved: 4235 West Gulf Drive for an elevated swimming pool; and 1191 Bird Lane for the demolition of an existing and non-conforming boat dock
- Discussion of the Dark Skies ordinance and recommendations to City Council

January 27, 2015

- Workshop regarding waiver process for existing non-conforming structures within the General Town Center District and the Town Center Limited Commercial District

5. Public Comments for non-Agenda items

Public Comment

- Herb Rubin

- Richard Johnson

6. Council Comments

Councilman Harrity spoke to the Super Bowl and never giving up.

Mayor Ruane spoke to traveling to London on behalf of Florida Municipal Insurance Trust.

Ms. Zimomra requested that an item be added to the agenda under Water Quality regarding staff receiving authorization to proceed with the necessary steps to abate the erosion situation at the location southeast of Blind Pass, if it gets to the point of threatening the roadway.

Moved by Mayor Ruane, seconded by Councilman Denham, to amend the agenda to add an item under Water Quality. The motion carried.

7. First Reading of an Ordinance and scheduling of public hearing.

a.

ORDINANCE 15-004 AMENDING THE SANIBEL CODE OF ORDINANCES, SUBPART B LAND DEVELOPMENT CODE, CHAPTER 126 "ZONING", ARTICLE XIV, "SUPPLEMENTARY DISTRICT REGULATIONS", ADDING, AMENDING AND RENUMBERING SECTIONS IN DIVISION 4 - "OUTDOOR LIGHTING"; AMENDING SECTION 126-996. "DEFINITIONS" - ADDING UNSHIELDED LIGHTING, POLE-MOUNTED LIGHTING, LANDSCAPING LIGHTING, AND PATHWAY LIGHTING DEFINITIONS; CLARIFYING UPLIGHTING DEFINITION; AND AMENDING SECTION 126-997. "OUTDOOR LIGHTING GENERALLY" - REDEFINING APPLICABILITY PROVISIONS, ESTABLISHING NEW CONSTRUCTION STANDARDS AND EXEMPTIONS REGARDING UNSHIELDED POLE-MOUNTED LIGHTING, UPLIGHTING, LANDSCAPE LIGHTING AND PATHWAY LIGHTING, ADDRESSING EXISTING NONCONFORMING LUMINAIRES; PROHIBITING UNSHIELDED POLE-MOUNTED LIGHTING AND UPLIGHTING; PROVIDING A PROHIBITION DATE; AND REPEALING "APPENDIX A" IN SECTION 126-997. "OUTDOOR LIGHTING GENERALLY" GRAPHICALLY ILLUSTRATING NONCONFORMING AND CONFORMING LUMINAIRES AND MODIFYING EXISTING FIXTURES; AND ADDING "APPENDIX A, APPENDIX B AND APPENDIX C - CITY OF SANIBEL DARK SKY LIGHT FIXTURE GUIDE" IN SECTION 126-997. "OUTDOOR LIGHTING GENERALLY" ILLUSTRATING COMPLIANT AND

NONCOMPLIANT LUMINAIRES; AND ADDING A NEW SECTION 126-998. "CERTIFICATE OF LUMINAIRE COMPLIANCE" - ESTABLISHING A VOLUNTARY CITY DATABASE INDICATING PROPERTY STATUS REGARDING LUMINAIRE COMPLIANCE; AND RENUMBERING SECTION 126-998. "BEACH WALKOVER LIGHTING" AS 126-999; AMENDING SAME TO ESTABLISH ARTIFICIAL LIGHT ILLUMINATION LEVEL LIMITS; AND RENUMBERING SECTION 126-999. "BEACHFRONT LIGHTING FOR MARINE TURTLE PROTECTION - NEWLY INSTALLED ARTIFICIAL LIGHTING SOURCES" AS 126-1000; AMENDING SAME TO UPDATE EXTERIOR ARTIFICIAL LIGHT FIXTURE AND LAMP REQUIREMENTS; AND RENUMBERING SECTION 126-1000. "SAME - EXISTING ARTIFICIAL LIGHTING SOURCES" AS 126-1001; AMENDING SAME TO UPDATE FIXTURE AND LAMP REQUIREMENTS; AND RENUMBERING SECTION 126-1001. "ALTERNATIVE LIGHTING PLAN" AS 126-1002; AND RENUMBERING SECTION 126-1002. "INTERPRETATION" AS 126-1003; AND RENUMBERING SECTIONS 126-1003 - 126-1020. "RESERVED" TO 126-1004 - 126-1020; AND SPECIFYING THAT COMPLIANCE WITH MARINE TURTLE LIGHTING IS CURRENTLY REQUIRED AND IS NOT BEING AFFECTED BY THE AMENDMENT; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

Ms. Zimomra read the title of Ordinance 15-004.

Council set the Second Reading and Public Hearing for March 03, 2015 at 9:10 a.m.

- b. ORDINANCE 15-005 AMENDING THE SANIBEL CODE OF ORDINANCES, SUBPART B, LAND DEVELOPMENT CODE, CHAPTER 90, FEES, ARTICLE II DEVELOPMENT PERMITS, ADDING, AMENDING AND RENUMBERING SECTIONS IN DIVISION 4, ACCESSORY USES AND STRUCTURES; AMENDING SECTION 90-110 TO ESTABLISH A FEE FOR DEVELOPMENT PERMIT APPLICATIONS FILED FOR AN OSPREY NESTING PLATFORM AND RENUMBERING SECTION 90-110, USES AND STRUCTURES NOT SPECIFICALLY LISTED, AS 90-111; PROVIDING FOR REPEAL; PROVIDING FOR CODIFICATION AND SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE**

Ms. Zimomra read the title of Ordinance 15-005.

City Council set the Second Reading and Public Hearing for March 03, 2015 at 9:10 a.m.

8. 9:10 - Second Reading and Public Hearing

- a. **ORDINANCE 15-001 ESTABLISHING THE BASIS AND CRITERIA FOR A RECLAIMED WATER FEE CREDIT; AMENDING THE CODE OF ORDINANCES, CHAPTER 70 - UTILITIES, ARTICLE IV RECLAIMED WATER, BY ADDING A NEW SECTION 70-150 - APPLICATIONS AND CRITERIA FOR A RECLAIMED WATER FEE CREDIT; PROVIDING FOR REPEAL; PROVIDING FOR CODIFICATION AND SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE**

Ms. Zimomra read the title of Ordinance 15-001.

Discussion ensued regarding changing the second whereas to read: "Whereas, the Sanibel City Council finds it necessary and appropriate to establish criteria to address any instances where a reclaimed water customer may apply for a refund for any justifiable reason."

Public Comment
- Sonja Smith

Moved by Councilman Harrity, seconded by Mayor Ruane, to adopt Ordinance 15-001 as amended. The motion carried.

- b. **ORDINANCE 15-002 ESTABLISHING THE BASIS AND CRITERIA FOR A RESIDENTIAL SEWER SYSTEM CONNECTION FEE OR SEWER SERVICE FEE CREDIT; AMENDING THE CODE OF ORDINANCES, CHAPTER 70 - UTILITIES, ARTICLE III SANITARY SEWER SYSTEM, BY ADDING A NEW SECTION 70-121 - APPLICATIONS AND CRITERIA FOR A RESIDENTIAL SEWER SYSTEM CONNECTION FEE OR SEWER SERVICE FEE CREDIT; PROVIDING FOR REPEAL; PROVIDING FOR CODIFICATION AND SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE**

Ms. Zimomra read the title of Ordinance 15-002.

Discussion ensued regarding amending the second whereas to read: "Whereas, the Sanibel City Council finds it necessary and appropriate to establish criteria to address any instances where a reclaimed water customer may apply for a refund for any justifiable reason."

Public Comment
None

Moved by Vice Mayor Congress, seconded by Councilman Harrity, to adopt Ordinance 15-002 as amended. The motion carried.

- c. **ORDINANCE 15-003 AMENDING THE SANIBEL CODE OF ORDINANCES, SUBPART B, LAND DEVELOPMENT CODE, CHAPTER 126 ZONING, ARTICLE XV, OFF-STREET PARKING AND LOADING, DIVISION 4. DESIGN STANDARDS, SECTIONS 126-1404 SERVICE AISLES AND 126-1406 DESIGN SPECIFICATIONS, MODIFYING THE SERVICE AISLES FOR TWO-WAY TRAFFIC AND THE PARKING SPACE DIMENSION AND AISLE WIDTH FOR 90 DEGREE ANGLE PARKING; PROVIDING FOR CONFLICT AND SEVERANCE; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE**

Ms. Zimomra read the title of Ordinance 15-003.

City Attorney Cuyler suggested that Councilman Harryity abstain from the vote on the ordinance.

Public Comment

None

Moved by Councilman Denham, seconded by Vice Mayor Congress, to adopt Ordinance 15-003. The motion carried.

Abstain: 1 - Councilman Harryity

9. CONSENT AGENDA

Vice Mayor Congress pulled agenda items c, d, and e.

- c. **RESOLUTION 15-006 AMENDING THE PERSONNEL RULES AND REGULATIONS MANUAL, CHAPTER 3, SECTION 3-17, EDUCATIONAL ASSISTANCE AND PROVIDING AN EFFECTIVE DATE**

Vice Mayor Congress noted that the resolution related to an expense reimbursement for an educational program for employees. He referred to Section 2d of the resolution which states that the employee must receive a passing grade for the approved courses to be eligible for reimbursement and suggested a sliding scale for reimbursement based on the passing grade; A and B full reimbursement, C 50% reimbursement, and D no reimbursement. Ms. Zimomra noted that an employee has never received a grade of D.

Discussion ensued.

Public Comment

None

Vice Mayor Congress moved, seconded by Councilman Denham, that passing grades of A or B will be eligible for full reimbursement, passing grade of C will be eligible for 50% reimbursement, and below a passing grade of C there will be no reimbursement, and to adopt Resolution 15-006 as amended. The motion carried.

d. **RESOLUTION 15-009 AUTHORIZING THE CITY MANAGER TO DISPOSE OF OBSOLETE OR SURPLUS CAPITAL ASSETS; AND PROVIDING AN EFFECTIVE DATE**

Vice Mayor Congress asked staff for clarification regarding the age of the equipment proposed for disposal. Chief Tomlinson provided an explanation regarding the beach patrol ATV, noting that due to the conditions and environment that the ATVs are used in, they rust out fairly quick and the electronics corrode. Discussion ensued regarding depreciation of the beach equipment.

Public Comment

None

Vice Mayor Congress moved, seconded by Councilman Denham, to adopt Resolution 15-009. The motion carried.

e. **RESOLUTION 15-010 APPROVING BUDGET AMENDMENT/TRANSFER NO. 2015-012 AND PROVIDING AN EFFECTIVE DATE**

(To budget and appropriate funding related to the production of a bicycle safety video to explain and educate visitors to the City of Sanibel about the City's Shared Use Path system and bicycle safety by the Sanibel Bicycle Club, in conjunction with the City, as detailed: A - Reclassifying \$4,000 already received by the City into a project account as per the agreement with the Sanibel Bike Club; B - To budget receipt and appropriation of \$6,000 from the Sanibel Trails in Motion Fund; C - To budget and appropriate the City's \$4,000 contribution to the project. This amendment increases the FY2015 by \$6,000)

Vice Mayor Congress stated that the funds being spent on the video would be a legitimate transportation fund expense; he believed that there were surplus funds in the transportation fund, therefore this expenditure would not impact the general fund.

Ms. Zimomra read the titles of Resolution 15-006, Resolution 15-009, and Resolution 15-010.

Public Comment

None

Vice Mayor Congress moved, seconded by Mayor Ruane, to take \$4,000 directly from the transportation fund, rather than taking \$4,000 out of the contingency fund, which is ultimately supplemented by the general fund, and to adopt Resolution 15-010 as amended. The motion carried.

a. **RESOLUTION 15-014 APPROVING BUDGET AMENDMENT/TRANSFER NO. 2015-013 AND PROVIDING AN**

EFFECTIVE DATE (To appropriate and budget \$1,659,683 in grants from the Lee County Tourist Development Council (TDC) for various projects in fiscal year 2014-2015: A) \$1,302,400 for Sanibel beach/facility maintenance; B) \$85,000 for beach dune walkover repairs; C) \$40,000 for beach erosion monitoring activities; D) \$200,000 for construction of a boardwalk

at Bowman's Beach; E) \$20,000 for construction of a shade structure at Gulfside City Park; F) \$12,283 for Sanibel Beach Park habitat protection activities. These are new sources of funds for fiscal year 2014-2015 and collectively increase the FY2015 budget by \$1,659,683).

- b. RESOLUTION 15-005 APPROVING BUDGET AMENDMENT/TRANSFER NO. 2015-011 AND PROVIDING AN EFFECTIVE DATE** (To budget and appropriate \$8,500 in fees and expenditures for the Recreation Fund to cover an additional week of summer camp. Since the passing of the FY2015 budget, the Lee County School District calendar was finalized and included an extra week of summer break. This amendment increases the FY2015 budget by \$8,500)
- f. RESOLUTION 15-011 DESIGNATING THE QUALIFIED CANDIDATES FOR THE OFFICE OF CITY COUNCIL FOR MARCH 3, 2015 CITY OF SANIBEL MUNICIPAL ELECTION; AND PROVIDING AN EFFECTIVE DATE**
- g. RESOLUTION 15-012 APPROVING THE INSTALLATION OF A MARKED CROSSWALK AT 3075 SANIBEL-CAPTIVA ROAD (ENTRANCE TO THE BAILEY-MATTHEWS SHELL MUSEUM); AND PROVIDING AN EFFECTIVE DATE**

Ms. Zimomra read the titles of Resolution 15-014, Resolution 15-005, Resolution 15-011, and Resolution 15-012.

Public Comment

None

Councilman Harrity moved, seconded by Councilman Denham, to adopt Resolution 15-014, Resolution 15-005, Resolution 15-011, and Resolution 15-012. The motion carried.

- h.** Approval of Minutes - January 06, 2015 Regular Meeting
- i.** Request from Children's Education Center of the Islands to waive rental fees of Sanibel Community Park for Spring Festival 2015
- j.** Approval of a letter agreement establishing a corporate membership for the Sanibel Sea School inconjunction with a vendor contract for summer snorkeling and Marine Ecosystem education and authorize for the City Manager to execute
- k.** Request by Sanibel Isles Water Shadows Home Owners Association to hold their 24th Annual Picnic and serve alcohol at Bock Park (at the end of Dixie Beach) on March 21, 2015

Public Comment

None

Mayor Ruane moved, seconded by Councilman Denham, to approve Consent Agenda items h, i, j, and k. The motion carried.

10. OLD BUSINESS

- a. Water Quality Issues
- i. Reports from Director Evans
 - 1. Report regarding Lake Okeechobee releases
 - 2. Report from attending the January 13, 2015 Lee County Legislative Delegation meeting
 - 3. Governor Scott's announcement regarding funding in the amount of \$5 billion over 20 years to restore the Everglades
 - 4. South Florida Water Management District approves work to boost Caloosahatchee Water Storage (C-43)
 - 5. Governor Scott's January 15th Press Release regarding restoring Lake Okeechobee
 - ii. Letter thanking Governor Scott and Cabinet for providing funding to acquire the Bond Ranch as part of the Charlotte Flatwoods Initiative
 - iii. Letter of support dated September 20, 2014 from Mayor Ruane and City Council regarding the State's Bond Ranch Land Acquisition, which was approved by the Cabinet and Governor Scott
 - iv. Letter of support from Mayor Carolyn Freland, City of Punta Gorda, regarding the Caloosahatchee Watershed Regional Water Management Issues Paper (Councilman Denham)

Mayor Ruane spoke to the amendment to the agenda that was included at the beginning of the meeting regarding the erosion situation at a location southeast of Blind Pass.

Director Evans stated that, as a result of staff monitoring the erosion of Blind Pass for the past few months, they have noticed quite a bit of erosion occurring adjacent to the curve in the road across from the Lazy Flamingo parking lot. He noted there was a 4 foot escarpment, approximately 30 feet from the shoulder of the road, which will eventually impact trees. He further noted the immediate options available: A) apply for a DEP permit to put approximately 600 cubic yards of beach-compatible sand on the beach, placed in an upland area, which would probably protect the coconut palm and some of the other vegetation; B) obtain a DEP administrative permit, which would allow placement of more than 600 cubic yards of sand above the mean high water line; or C) if the City felt that public safety, infrastructure, or private property was in jeopardy, the City could take advantage of a Florida Statute that allows the City to declare a local emergency in that area and armor the shoreline with boulders.

Director Williams noted that a similar situation occurred in 2005; staff monitored the escarpment through the Winter, however took no action because sand began to deposit as the Spring season came around. He indicated that Public Works staff will monitor the area and take measurements on a daily basis.

Discussion ensued regarding Option A.

Ms. Zimomra noted that Public Works reports would be forwarded to Council on a daily basis. She also spoke to preparations that are being made in advance in order to take imminent action should the situation become critical. Ms. Zimomra requested, in addition to the policy action, authority to utilize beach funds as necessary.

Discussion ensued regarding TDC funds for erosion issues.

Public Comment

- Larry Schopp

Moved by Mayor Ruane, seconded by Councilman Denham, to support Option A - apply for a DEP permit to put approximately 600 cubic yards of beach-compatible sand on the beach, placed in an upland area and to authorize utilizing beach funds and TDC funds, if available, should the situation become critical at Blind Pass. The motion carried.

Director Evans gave a brief report regarding Lake Okeechobee and the Caloosahatchee River. Discussion ensued regarding the Caloosahatchee River C-43 West Basin Reservoir. Director Evans spoke to the \$18 million appropriated by the Legislature last year that would allow construction of a large berm and create up to 5,000 acre feet of semi-permanent water storage. He also spoke to another project in the eastern Caloosahatchee that would store approximately 34,000 acre feet of water.

In response to an inquiry regarding the Tamiami Trail Bridging project, Director Evans stated that one mile of bridging was complete. Discussion ensued.

Director Evans spoke to attending the January 13, 2015 Lee County Legislative Delegation meeting and the acquisition of the Bond Ranch as part of the Charlotte Flatwoods Initiative.

Councilman Denham spoke to mailing the water quality strategy along with a letter and a sample resolution to the members of the Energy and Environmental Committee. He noted that he had received two written replies as well as verbal replies, indicating that they would be introducing the information to their Councils. Councilman Denham also spoke to the Sanibel Comprehensive Nutrient Management Plan Phase II Report and Recommendations that was presented at the January 6, 2015 Council meeting. Brief discussion ensued.

The meeting went into recess at 10:23 a.m. and reconvened at 10:37 a.m.

- b.** Continued discussion of Scope of Services for Shared Use Path pavement markings and signage

Ms. Zimomra provided background information related to the Scope of Services.

Director Williams stated that, to achieve the goals as directed by Council in January, staff met with representatives of the bike club. He then spoke to the following tasks as outlined in the revised scope:

- Task #1 Review appropriate background information
- Task #2 Consultant to prepare recommendations
- Task #3 Present recommendations for a representative sample of intersections at a public open house
- Task #4 Prepare draft report of recommendations to include input from the open house
- Task #5 Present to City Council

Discussion ensued, including contacting the MPO for consultant recommendations; avoiding giving the consultant the solution; identifying the unique requirements that a consultant should know; the need for a public open house; eliminating references to markings and signage in the project title; the bike club's support of the scope of services; and revising the title of the scope to City of Sanibel Shared Use Path Intersection Project.

Public Comment

- Mike Miller
- Karen Storijohan
- Gloria Hannan
- Candy Mather

Mayor Ruane moved, seconded by Vice Mayor Congress, to accept the revised scope entitled City of Sanibel Shared Use Path Intersection Project, contact the MPO to obtain at least 3 consultant recommendations, and to come up with a timeline for the project. The motion carried.

11. COMMITTEES BOARDS COMMISSION

- a. RESOLUTION 15-008 APPOINTING A LICENSED FLORIDA ELECTRICAL CONTRACTOR TO THE CITY OF SANIBEL CONTRACTOR REVIEW BOARD; AND PROVIDING AN EFFECTIVE DATE**

Ms. Zimomra read the title of Resolution 15-008.

Councilman Jennings noted that he interviewed both candidates and either one would be a good candidate for the Contractor Review Board. His

recommendation to fill the position was Kent Reisdorph.

Moved by Councilman Jennings, seconded by Mayor Ruane, to adopt Resolution 15-008 appointing Kent Reisdorph to the Contractor Review Board. The motion carried.

b. RESOLUTION 15-013 APPOINTING AN ADJUNCT MEMBER TO THE VEGETATION COMMITTEE AND PROVIDING AN EFFECTIVE DATE

Ms. Zimomra read the title of Resolution 15-013.

Councilman Jennings noted that he interviewed the candidate and recommended Lori Chrisman be appointed as an adjunct member to the Vegetation Committee.

Moved by Councilman Jennings, seconded by Councilman Denham, to adopt Resolution 15-013 appointing Lori Chrisman an adjunct member to the Vegetation Committee. The motion carried.

c. Report regarding Lee County Human Services Committee by Jean Ann DeWalt

Ms. Zimomra stated that Ms. DeWalt reported that she is traveling today and could not attend the meeting.

12. CITY MANAGER

a. Informational Items

i. Traffic Consultant offered to install speed and volume tubes in the Dunes at no cost.

Ms. Zimomra noted that, when Council authorized and directed staff to lower the speed limits and install speed limit signs in The Dunes at the January meeting, Council had asked the residents to come back in March to provide input regarding whether implementation had been effective. At the January meeting, Director Williams asked Council if they wanted actual speed and volume counters reinstalled and Council direction was "no" and they would rely on resident's input. In the interim, the consultants working with the City on the recommendations offered to install volume and speed counters at no cost, in order to evaluate the effectiveness of the recommendations. Ms. Zimomra stated that since it would be contrary to what Council had previously said, she did not want to proceed with this even though there was no cost involved.

Discussion ensued including implementation and impacts to the neighborhood; possibility of noise; the ability to obtain a traffic count to find out if there is a reduction of traffic cutting through the Dunes. Director Williams anticipated that there would be one set of tube counters for less than one week on the south section of Sand Castle and on one of the straight-aways to evaluate whether there had been an impact from the sign installation and the consultants would provide a basic memorandum noting what they had observed from the count and

speed data.

Mayor Ruane noted that the people he has heard from in The Dunes were opposed to the speed and volume tubes and they did not think that it was necessary. Consensus was to not move forward with the offer from the consultants.

Public Comment

None

- ii. Response from Don Scott, Executive Director, Metropolitan Planning Organization (MPO) to be included in the Lee County Roundabout Feasibility Study

Ms. Zimomra noted that staff was directed to contact the MPO regarding the possibility of the City becoming a member of the Lee County Roundabout Feasibility Study, particularly with the intersection at Periwinkle and Causeway Boulevard. She reported that Director Williams has been added to the study group.

Public Comment

None

- iii. Discussion regarding Farmer's Market lease, expiring on April 20, 2015

Ms. Zimomra spoke to the Farmer's Market lease and recommended extending the term of the lease from 3 years to 5 years. She further noted that an RFQ would need to be let and past experience could be considered as one of the evaluation criteria.

Public Comment

None

- iv. PowerPoint presentation of the 2014 Traffic Study
<http://www.mysanibel.com/Media/Files/Public-Works-Department-2015>

Director Williams gave a PowerPoint presentation highlighting the type of conclusions available for the recently-compiled traffic counts that were taken last year.

Brief discussion ensued.

Public Comment

None

- v. 2014 Crime Stats for Sanibel Police Department
- Chief Tomlinson gave a PowerPoint presentation.
- Brief discussion ensued.
- Public Comment
- None
- vi. Public Works Staff Reports
1. Capital Improvement Projects
 2. Grease Trap Monthly Report
- vii. Recreation Staff Report
1. Recreation Revenue and Membership Report as of December 31, 2014
- viii. Legislative Department December/2014 Year End Report
- ix. Building Department Monthly Permit and Revenue Report
- x. Planning Department Reports
1. Permit Activity Report
 2. Code Enforcement Activity Report
 3. Project Task List
- xi. Causeway Counts October and November, 2014
- xii. Staff report regarding the status of the Eastern Screech Owls and recommendations
- Ms. Zimomra noted that a situation was brought up recently by a resident regarding the Eastern Screech Owl mortality rates on Sanibel-Captiva Road.
- Discussion ensued regarding the report and recommendations; signs to slow down for low flying owls; alerting drivers to the specific threat to owls.
- Acting Director Milbrandt spoke to the problem and determining an effective solution. She noted that this is common throughout the Screech Owl range and spoke to sharing the information with local partners, SCCF and "Ding" Darling, to find out if anyone else had dealt with this issue. She also noted that the staff memo included an immediate short-term recommendation for a small number of temporary signs to bring immediate awareness of the owl activity in the area to drivers. Consensus was to bring the issue back next month.

Public Comment
- Doris Hardy

xiii. Sanibel Historical Museum & Village, Inc. Financial Report - October through December 2014

xiv Community Housing Resources (CHR) Financial Report

xv. Press Release regarding Iguanas

xvi Approval of an agreement with Christian Hanners for Adult Softball League Umpire in the amount of \$55.00 per game and authorize Mayor Ruane to execute same.

xvii Interim Entry Level Pay Increase Lifeguard Positions

xvii Temporary over-time authorization for the Planning Department
i

Ms. Zimomra noted that the temporary over-time is due to peak demands and less personnel.

Ms. Zimomra referred to a memorandum from the City Attorney regarding Charter Section 3.03 relating to actual and necessary expenditures for Council Members. She apologized for following the long-standing policy for adhering to a reimbursement schedule for Council that was the same for City employees, which was clearly not consistent with the Charter and not the intention of the administration to hinder any Council member from performing their duties or hindering them from reimbursement that they are entitled to. She introduced a new reimbursement form which would have the Council member attest that the expenses meet the standard of actual and necessary.

Mayor Ruane stated that he appreciated the reimbursement form and his interpretation of the Charter indicated all necessary and reimburseable expenses were to be paid for. He said that his objective was to get this rectified from an expense point of view and was never to have a stipend or compensation, but rather reasonable expenditures reimbursed. He stated with that in mind, he wanted to pull his motion for Council compensation.

Discussion ensued regarding reimbursement of reasonable expenses incurred while traveling on City business and the basis for the Mayor pulling back the motion for Council compensation. Vice Mayor Congress disagreed and believed that it should move forward.

Public Comment
- Mike Gillespie
- Karen Storijohan

Moved by Mayor Ruane, seconded by Councilman Denham, to pull the Mayor's motion for Council compensation and not pursue the ballot measure. The motion carried.

Opposed: 1 - Vice Mayor Congress

13. CITY ATTORNEY'S REPORT

No additional report.

14. COUNCIL MEMBER'S REPORT

- a.** Attendance at the Metropolitan Planning Organization (MPO) meeting (Councilman Denham)

Councilman Denham gave a brief report, noting that he spoke to the roundabout study and bicycle safety at the MPO meeting.
- b.** Attendance at the Regional Planning Council (RPC) meeting (Vice Mayor Congress)

Vice Mayor Congress gave a brief report, noting that Solar Ready was one of the items discussed at the RPC. He suggested that Council may want to contemplate at some point in time whether this topic should be placed on the Planning Commission's priority list due to ramifications to land development codes.

Brief discussion ensued.
- c.** Report regarding the Bike Friendly Ride and visit with Stephen Clark, Bike League on January 12, 2015 (Vice Mayor Congress)

Vice Mayor Congress gave a brief report, noting that Stephen Clark had a number of nice things to say regarding Sanibel's biking community as well as some recommendations.
- d.** Request from Captiva Yacht Club for a letter of support regarding a floating dock (Councilman Harrity)

Councilman Harrity spoke to the Captiva Island Yacht Club Sailing School Program, which has become part of the youth programs offered by the Sanibel Recreation Center. He noted that although the agenda indicated the Yacht Club was requesting a letter of support from the City regarding a floating dock, they were actually requesting a letter of support and endorsement for the Sailing School Program expanding the program by permitting Sanibel children to be involved on a more frequent and flexible schedule as well as offering additional courses.

Public Comment
- Ed Stringer

Moved by Councilman Harrity, seconded by Councilman Jennings, to approve the draft letter in the agenda packet to be signed and sent. The motion carried.

Mayor Ruane spoke to an item that was not on the agenda, which was to proceduralize the process for evaluation of the City Manager and City Attorney. He noted that the Charter states the Council is to perform an annual evaluation. Brief discussion ensued regarding an email he sent to the Council related to an evaluation form, which is to be forwarded to Director Isom. The Director will compile the information and provide it to the Mayor for one-on-one discussions with the City Manager and City Attorney.

15. PUBLIC COMMENT

None

16. ADJOURNMENT

No further business. Therefore, the City Council February 3, 2015 regular meeting was adjourned at 12:16 p.m.

Respectfully submitted,

Pamela Smith, MMC
Sanibel City Clerk