



City of Sanibel

800 Dunlop Road
Sanibel, FL 33957

Meeting Agenda - Final Revised City Council

Tuesday, June 2, 2020

9:00 AM

City Hall

PLEASE NOTE THAT THE CITY COUNCIL AGENDA IS SUBJECT TO CHANGE.

**A COPY OF THE AGENDA PACKET IS AVAILABLE ON THE CITY'S WEBSITE AT
WWW.MYSANIBEL.COM**

“The Rules of Civility for Public Participation” as adopted by City Council can be found on the last page of this agenda. Reminder: Please turn all cell phones on to vibrate while in MacKenzie Hall.

ADDITION: 7. OLD BUSINESS ITEM (b) (i.), PUBLIC COMMENT EMAILS ITEM (4) (a.)

ANYONE WISHING TO MAKE A PUBLIC COMMENT IN ADVANCE REGARDING THE SPECIAL MEETING IS ASKED TO PLEASE EMAIL THE CITY CLERK AT pamela.smith@mysanibel.com BY 3:00 P.M. JUNE 01, 2020. COMMENTS RECEIVED BY THAT TIME WILL BE POSTED TO THE AGENDA FOR CITY COUNCIL'S REVIEW IN ADVANCE OF THE MEETING. ALL PUBLIC COMMENTS SUBMITTED TO COUNCIL IN ADVANCE OF THE MEETING WILL BE POSTED ON THE AGENDA FOR THE RECORD. EMAILS WILL NOT BE READ INTO THE RECORD. ADDITIONALLY, ANYONE WISHING TO MAKE PUBLIC COMMENT IN PERSON MAY DO SO, SUBJECT TO A 3 MINUTE MAXIMUM SPEAKING TIME PER PERSON, PER AGENDA ITEM.

TO LISTEN TO CITY COUNCIL'S SPECIAL MEETING GO TO WWW.MYSANIBEL.COM. CLICK “AGENDAS AND MINUTES” IN THE BLUE RIBBON, THEN CLICK ON THE RED “CLICK HERE”; WHEN PAGE OPENS LOOK AT LEFT-TOP SIDE FOR DROP-DOWN ARROW TO CHOOSE 2020 AND IN THE NEXT DROP-DOWN ARROW BOX CHOOSE CITY COUNCIL. THEN LOCATE JUNE 02, 2020. CLICK ON “MEETING IN PROGRESS”

1. CALL TO ORDER**2. INVOCATION AND PLEDGE OF ALLEGIANCE (Vice Mayor Denham)****3. ROLL CALL****4. PUBLIC COMMENTS FOR NON-AGENDA ITEMS**

(Maximum time allotted, 20 minutes, with a limitation of 3 minutes per speaker.)

- a. Public Comment Emails

Attachments: [Emails](#)

5. COUNCIL COMMENTS**6. CONSENT AGENDA**

ANY PERSON MAY REQUEST THAT COUNCIL REMOVE AN ITEM FROM THE CONSENT AGENDA FOR DISCUSSION BY NOTIFYING THE CITY MANAGER, CITY CLERK, OR A COUNCIL MEMBER PRIOR TO THE MEETING.

- a. Approval of April 01 and 29 Special Meeting Minutes

Attachments: [April 01](#)
 [April 29](#)

- b. Acceptance of the City of Sanibel Fiscal Year 2019 Comprehensive Annual Financial Report (CAFR) prepared by the Finance Department and audited by CliftonLarsonAllen LLP

Attachments: [2019 Comprehensive Annual Financial Report](#)

- c. **RESOLUTION 20-031 APPROVING BUDGET AMENDMENT 2020-014 AND PROVIDING AN EFFECTIVE DATE** (To reduce the budget by \$3,552,062 in response to the coronavirus pandemic and anticipated negative effects to certain revenue sources)

Attachments: [Resolution 20-031](#)

- d. **RESOLUTION 20-034 APPROVING BUDGET AMENDMENT 2020-014 AND PROVIDING AN EFFECTIVE DATE** (To adjust FY2020 beginning budgeted fund balances to agree with the audited FY2019 ending fund balances from the CAFR. These amounts increase or decrease beginning FY2020 fund balances and are appropriated to the ending FY2020 fund balances. This amendment increases the FY2020 budget by \$2,004,046; however, there are no new or additional funds being appropriated in connection with this adjustment. No new funds are being appropriated. This budget amendment is adjusting beginning and ending fund balances by fund for the same amount to agree with the audited CAFR balances)

Attachments: [Resolution 20-034](#)

- e. **RESOLUTION 20-032 AUTHORIZING THE CITY MANAGER TO DISPOSE OF OBSOLETE OR SURPLUS CAPITAL ASSETS; AND PROVIDING AN EFFECTIVE DATE**

Attachments: [Staff Memorandum](#)
 [Resolution 20-032](#)

7. OLD BUSINESS

- a. Water Quality Issues
 - i. Report from Director Evans
 - ii. Proposal from Humiston and Moore regarding beach renourishment South of Blind Pass

Attachments: [Proposal](#)
 [General Conditions](#)
 [Fee Schedule](#)

- iii. Manatee speed bouy staff recommendations
 - a. Staff Memo
 - b. Wakulla County Ordinance
 - c. City of Cape Coral Ordinance
 - d. Boat Waterway Marker Guidance

Attachments: [Staff Memo](#)
 [Wakulla County Ordinance](#)
 [City of Cape Coral Ordinance](#)
 [Boat Waterway Guidelines](#)

- iv. Report on Coastal and Heartland National Estuary Partnership (CHNEP) Policy Committee's approval of a resolution supporting a science-based approach for LOSOM that balances all defined project purposes, including beneficial flows to the Caloosahatchee (Vice Mayor Denham)

- b. Discussion regarding Coronavirus Disease 2019 (COVID-19), including consideration of extending, modifying or terminating any or all prohibitions and restrictions related to or concerning the declared State of Local Emergency resulting from the outbreak of COVID-19
 - i. Recreation Center Re-opening

Attachments: [Recreation Center Re-Opening Draft Plan](#)
 [Operating Cost Projections](#)
 [Revised Organization Chart](#)
 [Proposed Signage](#)
 [Summer Camp Rates](#)
 [COVID-19 Waiver](#)
 [Memorandum Of Understanding for CARES Childcare Scholarship](#)
 [CARES Childcare Scholarship Funding Application](#)
 [Financial Assistance Application](#)
 [Weight Room Zone Layout](#)

- ii. Special Events Permitting (Weddings)

Attachments: [Weddings](#)

- c. **RESOLUTION 20-033 OF THE CITY OF SANIBEL, FLORIDA, AUTHORIZING THE ISSUANCE OF ITS NOT TO EXCEED \$15,100,000 CAPITAL IMPROVEMENT REVENUE NOTE, SERIES 2020, FOR THE PURPOSE OF FINANCING THE CONSTRUCTION AND ACQUISITION OF CERTAIN CAPITAL PROJECTS, AS MORE FULLY DESCRIBED HEREIN; AUTHORIZING THE NEGOTIATED SALE OF SUCH NOTE TO STERLING NATIONAL BANK, PURSUANT TO THE TERMS AND CONDITIONS OF A LOAN AGREEMENT BY AND AMONG THE FLORIDA MUNICIPAL LOAN COUNCIL, THE CITY OF SANIBEL, FLORIDA, AND STERLING NATIONAL BANK; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENT; MAKING CERTAIN OTHER COVENANTS AND AGREEMENTS IN CONNECTION WITH THE ISSUANCE OF SUCH NOTE; AND PROVIDING AN EFFECTIVE DATE**

Attachments: [Staff Memorandum](#)
 [Resolution 20-033](#)
 [Exhibit A - Loan Agreement](#)
 [Exhibit B - Sterling Bank Commitment](#)

- d. Continued discussion regarding the revised **DRAFT ORDINANCE AMENDING THE SANIBEL CODE OF ORDINANCES, CHAPTER 70-UTILITIES, ARTICLE II - WATER; DIVISION 3 - CONSERVATION; AMENDING SECTION 70-66, WATER SHORTAGE**

Attachments: [Island Water Email](#)
 [Island Water Association April 23 Letter](#)
 [Island Water Association May 14 Letter](#)
 [South Florida Water Management District email](#)
 [South Florida Water Management District email 2](#)
 [Department of Natural Resources email](#)
 [Draft Ordinance](#)

8. CITY MANAGER

- a. Informational Items
 i. Retirement of Lieutenant Frank Crandon, Sanibel Police Department after 20 years of dedicated service

Attachments: [Press Release](#)

- ii. Recognizing Roy Gibson, 30 Year Service Award 5/21/1990 - 5/21/2020)

Attachments: [Press Release](#)

- iii. Scholarships for Dependents of City Employees

Attachments: [Press Release](#)

- b. Update on the Donax Rehabilitation Project

Attachments: [PowerPoint](#)

- i. Sewer Fund Cash Flow Analysis Report

Attachments: [Sewer Fund Cash Flow Analysis](#)

- c. Sanibel Causeway Traffic Counts - April 2020

Attachments: [Staff Memorandum](#)

- d. Status Update: Interlocal Agreement with Lee County

- i. Statutory Timeline
- ii. Assessment Collection History
- iii. Proposed Agreement
- iv. May 28, 2020 Response from Lee County regarding Proposed Solid Waste Agreement
- v. Lee County FY 2020 Solid Waste Revenue Sufficiency Study (Rate Study)
- vi. Current Agreements
 - a. Solid Waste Billing and Municipal Waste Disposal Services
 - b. Municipal Solid Waste Disposal Facilities Assessments

Attachments: [Statutory Timeline](#)

[Assessment Collection History](#)

[Proposed Agreement](#)

[Lee County Letter](#)

[Solid Waste Rate Study](#)

[Solid Waste Billing and Municipal Waste Disposal Services](#)

[Municipal Solid Waste Disposal Facilities Assesments](#)

- e. Metropolitan Planning Organization Bicycle Pedestrian Coordinating Committee (BPCC) Member Opening

Attachments: [Press Release](#)

12. CONVENE AN EXECUTIVE SESSION RELATING FRATERNAL ORDER OF POLICE (FOP) TO UNION NEGOTIATIONS

In attendance shall be only the following persons:

Mayor Kevin Ruane

Vice Mayor Denham

Councilman Richard Johnson

Councilman Jason Maughan

Councilwoman Holly Smith

Sanibel City Manager Judie Zimomra

Sanibel City Attorney John Agnew

Jim Isom, Director of Administrative Services (Appearing remotely)

Steve Chaipel, Finance Director (Appearing remotely)

William "Bill" Dalton, Police Chief

Crystal Mansell, Human Resources Generalist (Appearing remotely)

Keith Williams, Community Services Director

Wayne Helsby, Labor Counsel (Allen, Norton & Blue) (Appearing remotely)

14. COUNCIL MEMBER'S REPORT

15. PUBLIC COMMENT

16. ADJOURNMENT

IF A PERSON DECIDES, TO APPEAL A DECISION MADE BY THE COUNCIL ON ANY MATTER CONSIDERED AT THIS MEETING/HEARING, SUCH PERSON MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, TO INCLUDE THE TESTIMONY AND EVIDENCE UPON WHICH ANY SUCH APPEAL IS TO BE BASED.

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT, PERSONS NEEDING A SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS PROCEEDING, TO INCLUDE HEARING IMPAIRMENT, SHOULD CONTACT PAMELA SMITH, CITY CLERK, NO LATER THAN ONE DAY PRIOR TO THE PROCEEDINGS AT (239) 472-3700. FOR ADDITIONAL ASSISTANCE IF HEARING IMPAIRED, TELEPHONE THE FLORIDA RELAY SERVICE AT 711.

Citizens may request to receive Sanibel City Council and Planning Commission meeting agenda directly via e-mail. Citizens wishing to receive a copy of the agenda via e-mail may do so by visiting the City's website at www.mysanibel.com. Additionally, citizens may register to receive City announcements such as press releases.

Prior to requesting the agendas, the website reminds citizens that all e-mail addresses and requests submitted to the City are public information and governed by the applicable Florida Statute.

HORIZON - UPCOMING IMPORTANT DATES

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| a. | Sunday | June 14, 2020 | Flag Day |
| | Friday | July 03, 2020 | City Hall Closed in Observance of Independence Day |
| | Saturday | July 04, 2020 | Independence Day |

Tuesday	July 14, 2020	City Council Meeting Set Proposed Millage Rate	MacKenzie Hall	9:00 a.m.
Tuesday	August 18, 2020	City Council Meeting Solid Waste Assessment Public hearing	MacKenzie Hall	9:00 a.m.
Friday	August 14, 2020	Victory Over Japan Day		
Monday	September 07, 2020	City Hall Closed in Observance of Labor Day		
Saturday/Sunday	September 19/20, 2020	Rosh Hashana		
Friday	September 11, 2020	Patriot Day		
Monday	September 14, 2020	City Council Meeting First Budget Hearing	MacKenzie Hall 5:01 p.m.	9:00 a.m.
Monday	September 28, 2020	Yom Kippur		
Tuesday	September 29, 2020	Final Budget Hearing	MacKenzie Hall	5:01 p.m.
Tuesday	October 06, 2020	City Council Meeting	MacKenzie Hall	9:00 a.m.
Monday	October 12, 2020	City Hall Closed in Observance of Columbus Day		
Tuesday	November 03, 2020	City Council Meeting	MacKenzie Hall	9:00 a.m.
Wednesday	November 11, 2020	City Hall Closed in Observance of Veterans Day		
Wednesday	November 11, 2020	Veterans Day Celebration - City Hall Flagpole		11:00 a.m.
TBD	TBD	Student Government Day	MacKenzie Hall	9:45 a.m.
Thursday/Friday	November 26/27, 2020	City Hall Closed in Observance of Thanksgiving		
Tuesday	December 01, 2020	City Council Meeting	MacKenzie Hall	9:00 a.m.
Monday	December 07, 2020	Pearl Harbor Day		
Friday to Friday	December 11/18	Chanukah		
Friday	December 25, 2020	City Hall Closed in Observance of Christmas		
Friday	January 01, 2021	City Hall Closed in Observance of New Year's Day		

“RULES OF CIVILITY FOR PUBLIC PARTICIPATION”

In recognition that public discourse is essential to the democratic system of government on April 16, 2002, Sanibel City Council adopted a Proclamation embracing civility in public deliberations. These rules were updated February 22, 2007.

Therefore, Sanibel City Council sanctioned these rules for public participation while conducting meetings and workshops:

1. Speakers are permitted to deliver his or her comments without interruption.
2. Speakers and debates should focus on issues, not on persons or personalities.
3. Persons are encouraged to participate in the governmental process.
4. To allow time to hear all points of view, speakers are allotted 3 minutes each time they are recognized.
5. Sidebar discussions while others are speaking are not permitted in Council Chambers. These discussions are to be removed from the chamber so as not to be disruptive to those conducting and following Council business.
6. Only the speaker recognized by the Chairperson has the floor. Speakers should raise their hand to be recognized. Speakers should identify themselves for the record. Speakers should utilize the microphone so that their comments can be recorded.
7. Anyone wishing to speak on an issue is given an opportunity to speak before speakers are recognized for an opportunity to speak a second time on an issue.
8. We seek to understand one another's points of view.
9. Anger, rudeness, ridicule, impatience and lack of respect for others are not acceptable behavior. Demonstrations in support or opposition to a speaker or idea such as clapping, cheering, booing or hissing or intimidating body language are not permitted in Council Chambers or workshop facilities.
10. We should all take initiative to make things better. Our goal is to foster an environment, which encourages a fair discussion and exchange of ideas without fear of personal attacks.