

MINUTES FOR THE REGULAR MEETING OF THE
CAPE CORAL CITY COUNCIL

February 13, 2017

Council Chambers

4:30 p.m.

Meeting called to order by Mayor Sawicki at 4:30 p.m.

Moment of Silence – Councilmember Erbrick

Pledge of Allegiance – Chase Williams – Christa McAuliffe Elementary School

Roll Call: Mayor Sawicki, Council Members Burch, Carioscia, Cosden, Erbrick, Leon, Stout, and Williams were present.

CHANGES TO AGENDA/ADOPTION OF AGENDA

Mayor Sawicki requested that Item 10(C) City Auditor Position be moved directly to after Citizens' Input.

Councilmember Williams moved, seconded by Councilmember Cosden to approve the agenda, as amended.

Council polled as follows: Erbrick, Leon, Sawicki, Stout, Williams, Burch, Carioscia, and Cosden voted "aye." Eight "ayes." Motion carried 8-0.

RECOGNITIONS/ACHIEVEMENTS

None.

APPROVAL OF MINUTES

Regular Meeting – January 23, 2017

Councilmember Burch moved, seconded by Councilmember Cosden to approve the minutes for the January 23, 2017 regular meeting as presented. Voice Poll: All "ayes." Motion carried.

BUSINESS

PUBLIC COMMENT - CONSENT AGENDA

No speakers.

CONSENT AGENDA

Mayor Sawicki requested that item 8(B)(7) be pulled for discussion from the Consent Agenda.

Councilmember Stout requested to pull item 8(B)(4).

- (1) Resolution 22-17 Approve Agreement CON-PW16-94-GM for Professional Design Services for Streetscape Improvements SE 47th Terrace in which the intended firm, CPH, Inc., was ranked #1, by the Selection Advisory Committee and the ranking approved by Council on December 12, 2016 via Resolution 207-16 which allowed the City Manager to enter into negotiation; and authorize the City Manager or designee to execute this agreement for \$578,099 with a 10% city controlled contingency of \$57,810 for a total project cost of \$635,909. Department: Public Works; Estimated Dollar Value: \$635,909; (CRA Fund/W&S Fund)

- (2) Resolution 23-17 Approve the Selection Advisory Committee (SAC) ranking of the Request for Proposal (RFP) RFP-PW17-24/GM to engage a firm to provide Construction Manager at Risk (CMAR) Services for the Streetscape Improvements SE 47th Terrace and authorize the City Manager or Designee to enter into negotiation with the number one ranked firm, Chris-Tel Company of Southwest Florida, Inc.; Department: Public Works; Dollar Value: N/A; (Fund: N/A)
- (3) Resolution 30-17 Award ITB-UT17-04/KR South Wellfield Drive Panel Design and Fabrication to Commerce Controls, (FLA), LLC, for work required for the design and fabrication of twenty-six (26) panels used to control raw water wells associated with the Southwest Reverse Osmosis Water Treatment Plant, as the lowest responsive, responsible bidder, in the amount of \$285,008 with a 7.5% City controlled contingency of \$21,376 for a total of \$306,384 and authorize the City Manager or designee to execute the contract; Department: Utilities; Dollar Value: \$306,384; (Water and Sewer Fund)
- (4) Resolution 31-17 Award ITB-PW17-22-GM Del Prado Bridge Coatings to CL Coatings, LLC of Lakeland, Florida, for the recoating of five (5) bridges on Del Prado Boulevard, as the lowest responsive, responsible bidder, in the amount of \$59,950 with a 10% city controlled contingency of \$5,995 for a total of \$65,945, and authorize the City Manager or Designee to execute the contract; Department: Public Works; Dollar Value: \$65,945; (General Fund)
- (5) Resolution 33-17 Renewal of Mutual Aid Agreement (MAA) between the Lee County Sheriff's Office (LCSO) and the City of Cape Coral Police Department (CCPD) for Use of Aviation Section Resources and authorizing the City Manager and Chief of Police to execute the Agreement; Department: Police Department; Dollar Value: N/A; (Fund: N/A)
- (6) Resolution 34-17 Approval of Contract for Purchase of Lots 3 and 4, Block 2898, Unit 41, Cape Coral Subdivision, 1523 NW 8th Terrace, to provide a site for a Canal Pump Station facility for the purchase price of \$13,000 plus closing costs not to exceed \$1,200; Department: Financial Services / Real Estate; Dollar Value: \$14,200; (Water and Sewer Fund)
- (7) ADDENDUM; Resolution 35-17 Approval of Interlocal Agreement Between the City of Cape Coral and the Florida Governmental Utility Authority for Use of an Irrigation Water Interconnect; Department: Utilities; Dollar Value: \$4,000,000; (Water and Sewer Fund)

Councilmember Leon moved, seconded by Councilmember Burch to approve items 8(B)(1), 8(B)(2), 8(B)(3), 8(B)5, and 8(B)(6), as presented.

Council polled as follows: Erbrick, Leon, Sawicki, Stout, Williams, Burch, Carioscia, and Cosden voted "aye." Eight "ayes." Motion carried 8-0.

Councilmember Stout stated she was in favor of this but believed the City needs to look at the County to take over Del Prado North. The County has Del Prado south of Pine Island Road, and she has always felt that the County should take over the whole road. In talking with County Commissioners in the past, they indicated no one has ever asked to take over the whole road.

City Manager Szerlag stated he would have staff look at a cost benefit analysis of taking over that stretch of Del Prado and report back to Council.

Councilmember Stout stated it made sense for the County to have that whole road.

Councilmember Stout moved, seconded by Councilmember Leon to approve item 8(B)(4), as presented.

Councilmember Leon noted that Councilmember Stout stated she wants the County to take over the road. City Manager Szerlag understood, but he mentioned there were maintenance costs.

Councilmember Leon inquired if it could also be looked into that the City take over the portion that the County controls. City Manager Szerlag responded in the affirmative.

Councilmember Leon stated this was our City and our road and we should own it, after they pave it.

City Manager Szerlag stated they would look at it from that perspective as well.

Councilmember Williams questioned if we were spending this amount on all the bridges in the City for maintenance.

Public Works Director Clinghan deferred the question to Gary Gasparini, who is the bridge maintenance manager.

PW Maintenance Manager Gasparini stated those five bridges in question are the only ones that have decorative painting to be repainted every decade or so.

Council polled as follows: Erbrick, Leon, Sawicki, Stout, Williams, Burch, Carioscia, and Cosden voted "aye." Eight "ayes." Motion carried 8-0.

City Manager Szerlag introduced Mr. Steve Spratt, System Manager, FGUA (Florida Governmental Utility Authority). City Manager Szerlag explained what this Resolution would accomplish. Mr. Spratt stated this was in the best interest of the taxpayers when we collaborate.

Councilmember Burch requested some reassurance that some issues have been addressed. City Manager Szerlag discussed the 30-year agreement with no termination provision.

Councilmember Burch moved, seconded by Councilmember Erbrick to approve item 8(B)(7), as presented.

Council polled as follows: Erbrick, Leon, Sawicki, Stout, Williams, Burch, Carioscia, and Cosden voted "aye." Eight "ayes." Motion carried 8-0.

CITIZENS INPUT TIME

Anne Carney, a volunteer with Save our Recreation, appeared to speak about historic sites in the City: Yacht Club, Rose Garden, and the old golf club course property.

Pam McLenithan spoke about the City's Parks Master Plan and Save our Recreation. She provided handouts to the Council and discussed how the City needs more parks and not more homes. She discussed keeping the green space at the old golf course property.

Diane Staniforth appeared to complain about her new neighbors and their barking dogs. She noted how many times she has called police and she gets nowhere. She stated she has also called Code Enforcement. She stated the stress of this was affecting her health.

Karen Kane appeared to speak about the old golf course property and the no trespassing signs recently installed. She read a letter into the record. She stated the surrounding residents all seem to want it to stay as a park.

Tracy Hill recently relocated from New York and purchased a home on Palm Tree Boulevard. She spoke about the old golf course property. She asked Council to look at the bigger picture of the City and what attracts new families. The revenue from 500 homes on that property is not worth destroying it when the buyer who purchased it knew it was parks and recreation.

Dan Sheppard discussed the old golf course property; hiring a professional for the Bimini Basin project; Matlacha annexation; investing money in a lawsuit that is not in the City. He questioned why we are not using eminent domain to keep the old golf course property as park land.

Mayor Sawicki addressed comments about the Bimini Basin; there has been no talk about eminent domain for that project.

Councilmember Burch addressed comments regarding the old golf course property.

Councilmember Williams addressed Mr. Sheppard's comments regarding Matlacha.

Discussion of City Auditor Position

W.D. Higginbotham, Mercer Group, stated he sent Council a memo regarding the status of the candidate, T. Paul Tomoser. He stated Mr. Tomoser discussed the offer with his wife, and he decided to withdraw. He liked the City, but it was not a good fit in line with his career goals. Mr. Higginbotham notified the other two candidates about the withdrawal of Mr. Tomoser and asked Council for direction.

Mayor Sawicki asked Council how they want to move forward.

Councilmember Burch stated to stay with the two that we have and poll Council like we did last time.

Councilmember Stout stated the two remaining candidates have a lot to offer. She proposed to stay with her first pick but she would not be disappointed with the other.

Councilmember Williams stated to go with the remaining two.

Mayor Sawicki stated to go down the line and have Councilmembers state their preference:

Assistant City Clerk Bruns polled the Councilmembers:

Erbrick/Simmons; Leon/Simmons; Sawicki/Butola; Stout/Butola; Williams/Butola; Burch/Simmons; Carioscia/Butola; Cosden/Simmons.

Assistant City Clerk Bruns stated there were 4 for Butola and 4 for Simmons.

Councilmember Burch spoke in support of Simmons noting the experience he has.

Councilmember Williams spoke in support of Butola, noting she has more education.

Mayor Sawicki spoke in support of Butola, noting her education; she liked that she was even keeled and non-political. She stated Simmons was very nice, but nervous; while he is extremely qualified, it was important for someone to understand the politics.

Councilmember Stout spoke in support of Butola, but Simmons was still number two. She never shifted from Butola.

Councilmember Burch again spoke in support of Simmons. He noted they were both qualified. He stated he would be good either way.

Councilmember Carioscia stated last week he changed his vote but he would not do it this week. He stated this person would be a manager and supported Butola.

Councilmember Leon stated he delved further into the resumes after he heard about the withdrawal. He explained why he was going with Simmons. He noted the Audit

Committee's top choice was Simmons and he has city government experience and understands Sunshine. He noted all the certificates that Simmons has. He stated he is going to go with the recommendation from the advisory board.

Councilmember Erbrick stated Simmons was her number two choice last week. He was highly recommended by the Audit Committee, and we should listen to their recommendations. Simmons had a focus on taxpayers' funds. She had concerns about Butola's resume, having moved around a bit. She stated she was going to stay with Simmons because of his knowledge with Sunshine which will benefit us.

Councilmember Cosden stated she was having trouble last week with all three candidates and noted the point system she used. She was not surprised that we are at 4-4. She spoke in support of Simmons and his experience; the nature of his work is closer to us than Butola's work in Rhode Island. She stated the Audit Committee recommended him. She stated her decision was based on a set of criteria that each candidate meets.

Mayor Sawicki stated when she asked Mr. Simmons about the audits he did, she noted how he did not take the human element into the issue.

Councilmember Cosden stated she felt that was a good quality in an auditor.

Mayor Sawicki requested the City Attorney to explain the process with a deadlock.

City Attorney Menendez explained the options Council had. Are either of the two remaining the right fit for the City? Council could expand beyond the top three and include others in the pool. They could go out again, noting the engagement they have with the Mercer Group.

Mayor Sawicki inquired if a phone interview could be held with both candidates to ask more specific questions.

Mr. Higginbotham suggested both candidates could be interviewed again, possibly by Skype, if that is what the Council wishes. He suggested that Council structure their interviews with specific questions and offered to help. He noted the candidate should have the opportunity to also ask questions of Council.

Councilmember Burch stated he wanted to see a list of questions and written responses from the candidates but not wanting to take up a lot of time. Mr. Higginbotham agreed that was something he could do.

Councilmember Cosden asked City Auditor Krym to come to the podium. She asked her if she felt comfortable to speak this week about her opinion.

City Auditor Krym stated she has spoken with both candidates, and both are excellent. What makes a difference for her was Mr. Simmons worked alone and has not supervised a staff nor has he worked with a team. Our peer review requires someone to review our work, not saying he can't learn. She noted she had four professionals which needed to be managed professionally, but he would rise to the occasion of fitting in as a team member. Ms. Butola comes having worked with a team, having managed people, and was a supervisor to one of her staff members. She was not opposed to any of them.

Councilmember Cosden stated she would take that into account

Councilmember Leon moved, seconded by Councilmember Stout for Mrs. Butola to extend an offer to become our City Auditor.

City Attorney Menendez requested clarification on the motion: will the same process be followed with regard to this applicant as for the prior one, that the Council is going to have Mr. Higginbotham reach out to do negotiations with her and bring it back to Council?

Councilmember Leon stated his motion included that. Second agreed.

Council polled as follows: Erbrick, Leon, Sawicki, Stout, Williams, Burch, Carioscia, and Cosden voted "aye." Eight "ayes." Motion carried 8-0.

Mr. Higginbotham inquired as to when the next meeting was.

Mayor Sawicki stated the next Council meeting is on March 6th. She asked Mr. Higginbotham to provide her with an update, and she would get with the City Attorney.

Councilmember Burch stated Council could have a special meeting on February 27th right before the Committee of the Whole meeting.

Mayor Sawicki stated they already approved the range and asked if it needed to be voted on.

Mr. Higginbotham stated he assumed the parameters given to him last week were still in place.

City Auditor Krym mentioned it would be good to resolve this on February 27th so that there is a City Auditor in place for March.

Consensus agreed to have a special meeting on February 27th.

City Attorney Menendez understood that Council will be calling a special meeting to occur at a time on February 27th. She suggested that Council start to explore the filling in of the gap between the details with regard to the selected candidate: when that candidate can start, and who would be the acting City Auditor.

Discussion held regarding having Mr. Simmons have the offer if Ms. Butola does not accept.

Mr. Higginbotham stated if he reaches an impasse in negotiations for something beyond what the Council has given him authority to approve, he would still bring it to Council, not so much as a recommendation but for Council's consideration. If that is the case, he did not want to assume Council's decision, he can move ahead to the other candidate for discussion to expedite matters.

Mayor Sawicki responded in the affirmative.

Councilmember Leon asked Ms. Krym who would fill the job as an interim. City Auditor Krym stated there was an Assistant City Auditor in the office. She stated for a short time it could work out.

Councilmember Leon requested that the City Auditor work with the City Attorney to bring back language for the special meeting on the 27th.

Assistant City Auditor Krym stated her plan was to leave on February 28th, but she would give more time if Council wanted to consider that. She proposed an extension of one month.

Mr. Higginbotham stated he suspected that if he came back on the 27th with an agreement the transition would be done within a month.

Mayor Sawicki stated she would work with the two of them to work out the plans.

City Auditor Krym stated she could provide something in writing.

PERSONNEL ACTIONS

None.

PETITIONS TO COUNCIL

None.

APPOINTMENTS TO BOARDS/COMMITTEES/COMMISSIONS

Planning & Zoning Commission - 2 Member vacancies and 2 Alternate vacancies

Assistant City Clerk Bruns announced there were four appointments to the Planning and Zoning Commission: two members and two alternates. All four applicants were present. The Planning and Zoning Commission made their recommendation to reappoint Ryan Peterson and appoint Ron Marmo, who is currently an alternate. P&Z also recommended to appoint Raymond Dezendorf and Giovanni Robinson as alternates.

Councilmember Burch inquired if a motion could be made on all four that were recommended by P&Z.

City Attorney Menendez stated Council did not need to interview the applicants; they could move forward with P&Z recommendation.

Councilmember Leon agreed with the idea of one motion, but asked that the candidates come forward and introduce themselves.

Applicants

Ryan Peterson
Ronald Philip Marmo
Raymond Dezendorf
Giovanni Robinson

Councilmember Burch moved, seconded by Councilmember Williams to re-appoint Ryan Peterson as a regular member, appoint Ron Marmo to a regular member, and Raymond Dezendorf, and Giovanni Robinson as alternates.

Council polled as follows: Erbrick, Leon, Sawicki, Stout, Williams, Burch, Carioscia, and Cosden voted "aye." Eight "ayes." Motion carried 8-0.

Youth Council - 14 Vacancies.

Mayor Pro Tem Williams discussed the appointments to the Youth Council. He stated he sent an email on the process, noting it would be best to take one school at a time, seniors first, followed by juniors.

Councilmember Burch noted the recommendations from the school and how close his choices were with them. He stated we should go with their recommendations.

Discussion held regarding the At Large nominations.

Assistant City Clerk Bruns began with **Cape Coral High School seniors**: Shreeya Desai, Javier Diaz. Erbrick/Diaz; Leon/Diaz; Sawicki/Diaz; Stout/Diaz; Williams/Diaz; Burch/Diaz; Carioscia/Diaz; Cosden/Desai. 1 – Desai; 7 – Diaz

Discussion held regarding to do all nominations and make one motion.

Assistant City Clerk Bruns continued with **Cape Coral High School juniors**: Jocelyn Arroyo, Maxwell Slafer, Tuan Tran. Erbrick/Tran; Leon/Slafer; Sawicki/Tran; Stout/Tran; Williams/Slafer; Burch/Slafer; Carioscia/Tran; Cosden/Slafer. Mayor Sawicki switched to Slafer. 5 – Slafer; 3 – Tran; Arroyo - 0

Assistant City Clerk Bruns continued with **Ida Baker High School seniors**: Tabatha Lehman (only candidate). She continued with **Ida Baker High School juniors**: Alexis Ellsworth, Sophia Kukla (withdrew), Helena Shawver. Erbrick/Ellsworth; Leon/Ellsworth;

Sawicki/Ellsworth; Stout/Ellsworth; Burch/Ellsworth; Carioscia/Ellsworth;
Cosden/Ellsworth; Williams/Shawver. 7 – Ellsworth; 1 - Shawver

Assistant City Clerk Bruns continued with **Island Coast High School seniors**: Janelle Flecha, Max McArdle Sykes. Erbrick/Sykes; Leon/Flecha; Sawicki/Flecha; Stout/Flecha; Williams/Flecha; Burch/Sykes; Carioscia/Sykes; Cosden/Sykes. 4 – Sykes; 4 – Flecha. Councilmember Stout switched to Sykes. 5 – Sykes; 3 - Flecha

Assistant City Clerk Bruns continued with **Island Coast High School juniors**: Riley Hare, Michael Nallon. Erbrick/Hare; Leon/Hare; Sawicki/Hare; Stout/Hare; Williams/Hare; Burch/Hare; Carioscia/Nallon; Cosden/Hare. 7 – Hare; 1 – Nallon

Assistant City Clerk Bruns continued with **Mariner High School seniors**: Michael Gibbs, Joseph LaMountain, Olivia Olsen. Erbrick/Gibbs; Leon/LaMountain; Sawicki/Gibbs; Stout/Gibbs; Williams/LaMountain; Burch/LaMountain; Carioscia/Gibbs; Cosden/LaMountain. 4 – Gibbs; 4 – LaMountain. Councilmember Leon switched to Gibbs. 5 - Gibbs; 3 - LaMountain

Assistant City Clerk Bruns continued with **Mariner High School juniors**: Madeline Miller, Malik Reid. Erbrick/Miller; Leon/Miller; Sawicki/Miller; Stout/Miller; Williams/Miller; Burch/Miller; Carioscia/Reid; Cosden/Reid. 6 – Miller; 2 - Reid

Assistant City Clerk Bruns continued with **North Fort Myers High School seniors**: Sofia Pultro (only candidate).

Assistant City Clerk Bruns continued with **North Fort Myers High School juniors**: Brittany Dubois, Austin Wilson. Erbrick/Wilson; Leon/Wilson; Sawicki/Wilson; Stout/Wilson; Williams/Wilson; Burch/Wilson; Carioscia/Wilson; Cosden/Wilson. 8 – Wilson; 0 - Dubois

Assistant City Clerk Bruns continued with **Oasis High School seniors**: Shane Broadstone, Alec Dopkins, Melaine Lowe, Branden Pearson. Erbrick/Dopkins; Leon/Dopkins; Sawicki/Pearson; Stout/Pearson; Williams/Broadstone; Burch/Pearson; Carioscia/Pearson; Cosden/Broadstone. 2- Broadstone; 2- Dopkins, 0 – Lowe; 4- Pearson.

Assistant City Clerk Bruns continued with **Oasis High School juniors**: Madison Bouthillette, Oriana Troche. Erbrick/Troche; Leon/Troche; Sawicki/Troche; Stout/Troche; Williams/Troche; Burch/Troche; Carioscia/Troche; Cosden/Troche. 0 – Bouthillette; 8 – Troche

Assistant City Clerk Bruns continued with the **At Large seniors**: Jacob Williamson (only candidate).

Assistant City Clerk Bruns continued with the **At Large juniors**: Olivia Cerretani (only candidate).

Councilmember Williams moved, seconded by Councilmember Burch to appoint the majority winners of that selection process.

Councilmember Williams inquired if they need to be named in the motion.

City Attorney Menendez stated it was not necessary to name them. She clarified using the word "majority" versus "plurality."

Councilmember Williams stated he meant to say "plurality."

Councilmember Williams amended his motion, seconded by Councilmember Burch, that we accept the plurality votes for these candidates.

Council polled as follows: Erbrick, Sawicki, Stout, Williams, Burch, Carioscia, and Cosden voted "aye." Leon voted "nay." Seven "ayes." One "nay." Motion carried 7-1.

Assistant City Clerk Bruns inquired if Council would consider any of the applicants that were not chosen tonight to remain on the eligibility list in the event that there is a conflict for one of the appointed. **Consensus agreed.**

City Attorney Menendez stated there is currently no alternate position for this Youth Council. If Council wants to agree, they can maintain the eligibility list. However, Council will need to appoint again if someone does drop out.

Mayor Pro Tem Williams agreed to maintain the list if needed. He stated the first meeting will be held on Friday, February 24, 2017, at 2:30 p.m. until 4:30 p.m. and held every other Friday in Council Chambers. The students not selected should stay involved and come to the meetings and speak.

ORDINANCES/RESOLUTIONS PUBLIC HEARINGS

None.

INTRODUCTIONS

Ordinance 1-17 Case #LU16-0008 Set Public Hearing date for March 6, 2017

WHAT THE ORDINANCE ACCOMPLISHES:

An ordinance amending the Future Land Use Map from Pine Island Road District (PIRD) to Multi-Family Residential (MF) land use for property located at 409-411 Hancock Bridge Parkway.

P&Z Recommendation: At the February 1, 2017 meeting, the Planning and Zoning Commission/Local Planning Agency voted (7-0) to recommend approval of Ordinance 1-17.

City Management Recommendation: City Management recommended approval of the requested amendment.

Assistant City Clerk Bruns read the title of the Ordinance.

The public hearing was scheduled for March 6, 2017 in Council Chambers.

Planner Boyko stated a presentation would be done at the public hearing, and he was available for any questions.

ADDENDUM

Ordinance 13-17 Set Public Hearing Date for March 6, 2017

WHAT THE ORDINANCE ACCOMPLISHES:

An ordinance approving Master Equipment Lease No. TSM04511 between the Cape Coral Charter School Authority and DDI Capital for the lease of Lenovo N22 Chromebooks.

Assistant City Clerk Bruns read the title of the Ordinance.

The public hearing was scheduled for March 6, 2017 in Council Chambers.

Assistant City Manager Ilczyszyn explained what the Ordinance would accomplish and was available for any questions.

Councilmember Burch inquired as to why this issue came out now.

Danielle Jensen, Director of Procurement and Food Services for the Charter School System, explained this needed to be phased in by 2019 for the 3200 students. She stated it has been a directive going on during the past year.

UNFINISHED BUSINESS

Water Quality

None.

Legislative Issues - Update

None.

Discussion of City Auditor Position (moved to after Citizens' Input)

NEW BUSINESS

None.

REPORTS OF THE MAYOR AND COUNCIL MEMBERS

Councilmember Erbrick – Topics: Attended Tourist Development Council meeting last Thursday; reminder joint meeting in March of the Horizon Council, Tourist Development Council, Port Authority, and the Board of County Commissioners; Bill Buztrey retired last week and she wished him well.

Councilmember Leon – Topic: No report.

Councilmember Stout – Topic: Attended Bill Buztrey's retirement.

Councilmember Williams – Topic: No report.

Councilmember Burch – Topics: Wished Bill Buztrey well on his retirement. This week Regional Planning Council, MPO, and the local Florida League of Cities.

Councilmember Carioscia – Topic: No report.

Councilmember Cosden – Topic: Burrowing Owl Festival February 25th.

Mayor Sawicki – Topics: Received Memo from the City Manager on February 10th regarding recommendations concerning medical marijuana; she asked the City Manager when he was going to bring this forward; she suggested adding it to the next meeting agenda. She stated she saw a sign on Del Prado.

City Manager Szerlag asked the DCD Director to come to the podium.

Planning Manager Pederson stated staff was aware of the mentioned location; it was his understanding that a doctor has put up a sign; not opening a dispensary, may be looking for patients.

Mayor Sawicki questioned when we would be talking about the recommendations.

City Manager Szerlag stated he did not have a sense of timing on the topic. We will make sure that it is time sensitive and there is enough time to have Council give us direction.

Councilmember Burch stated it would be good to look into this, but we don't need to rush on this. He stated to watch the legislative sessions and what other communities are doing.

Mayor Sawicki requested that the City Manager let her know when it can be placed on an agenda.

Mayor Sawicki – Mayors of Lee County quarterly dinner last Thursday in Cape Coral at Big Blue; Governor Scott was in Cape Coral today at Marine Concepts discussing Enterprise Florida.

REPORTS OF THE CITY ATTORNEY AND CITY MANAGER

City Attorney – Topic: Bill Buztrey was very touched on how many people came to his retirement event in the office last week.

City Manager – Topic: Parks and Recreation Director Pohlman sent him an email along with an artistic rendering of a dolphin that is provided by the Cape Coral Community Foundation. It was his understanding that this artwork would be donated to the City of Cape Coral, and the Foundation wanted to know if the dolphin should be located at City Hall or at the Yacht Club.

Parks and Recreation Director Pohlman stated this program “Dancing with the Dolphins” came out of the Cape Coral Art League. The Community Foundation bought one and thought it would be the right place within the City, the Yacht Club or City Hall. He displayed a rendering of the dolphin. He inquired if Council would like to accept the donation, and if so, its location.

Consensus agreed to accept the donation of the Dolphin Structure and place it at the Yacht Club.

TIME AND PLACE OF FUTURE MEETINGS

A Committee of the Whole Meeting/Joint City Council and Cape Coral Charter School Governing Board was scheduled for Monday, February 27, 2017 at 4:30 p.m. in Council Chambers.

MOTION TO ADJOURN

There being no further business, the meeting adjourned at 6:31 p.m.

Submitted by,


Rebecca van Deutekom, MMC
City Clerk