



1015 Cultural Park Blvd.
Cape Coral, FL

AGENDA FOR THE REGULAR MEETING OF THE CAPE CORAL YOUTH COUNCIL

June 8, 2018

3:00 PM

Council Chambers

PLEDGE OF CIVILITY

We will be respectful of each other even when we disagree.
We will direct all comments to the issues. We will avoid personal attacks.

1. MEETING CALLED TO ORDER

A. Chair Baxter

2. PLEDGE OF ALLEGIANCE

A. Chair Baxter

3. ROLL CALL

A. Chair Baxter, Members Benitez, Bernau, Bevan, Curulli, Dunkle, Gorbanovski, Ico, Molfino, Nguyen, Orozco, Rodriguez, Saunders, and Zivkovic

4. CHANGES TO AGENDA/ADOPTION OF AGENDA

5. APPROVAL OF MINUTES

A. Regular Meeting - May 25, 2018

6. ADVISOR PRESENTATION (30 MINUTES MAXIMUM)

A. City Council Meeting Agenda Report - Advisor Mazurkiewicz

7. CITIZENS INPUT TIME

Input of citizens on matters concerning City Government; 3 minutes per individual.

8. RECOMMENDATIONS TO COUNCIL

9. BUSINESS

- A. Voices for Safe Schools - Member Benitez (postponed from May 25, 2018)
- B. Social Media and Outreach for the Youth Council - Member Saunders
- C. Youth Center Facility - Member Saunders
- D. Discussion of GO (General Obligation) Bond to Fund the Parks Master Plan (Ordinance 38-18)

10. NEXT MEETING AGENDA TOPICS

11. REPORTS

12. REPORTS OF THE COUNCIL LIAISON AND ADVISORS

13. TIME AND PLACE OF FUTURE MEETINGS

- A. A meeting of the Cape Coral Youth Council is scheduled for Friday, June 22, 2018, at 3:00 p.m. in Council Chambers.

14. MOTION TO ADJOURN

GENERAL RULES AND PROCEDURES REGARDING THE CAPE CORAL CITY COUNCIL AGENDA

In accordance with the Americans with Disabilities Act and Section of 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this meeting should contact the Office of the City Clerk at least forty-eight (48) hours prior to the meeting. If hearing impaired, telephone the Florida Relay Service Numbers, 1-800-955-8771 (TDD) or 1-800-955-8770 (v) for assistance.

Persons wishing to address the Youth Council under Citizens Input may do so during the designated times at each meeting. No prior scheduling is necessary. All speakers must have their presentations approved by the City Clerk's office no later than 11:00 AM the day of the meeting. Members of the audience who address the Youth Council shall step up to the speaker's lectern and give his or her full name, address, and whom he or she represents. Proper decorum shall be maintained at all times. Any audience member who is boisterous or disruptive in any manner to the conduct of this meeting shall be asked to leave or be escorted from the meeting room.

Copies of the agenda are available in the main lobby of Cape Coral City Hall and in the City Council Office, 1015 Cultural Park Boulevard. Copies of all back-up documentation are also available for review in the lobby of Council Chambers. You are asked to refrain from removing any documentation. If you desire copies, please request they be made for you.

Copies are 15 cents per page. Agendas and back-up documentation are also available on-line on the City website (capecoral.net) after 4:00 PM on the Wednesday prior to the Youth Council Meeting.

Item Number:	5.A.
Meeting Date:	6/8/2018
Item Type:	APPROVAL OF MINUTES

**AGENDA REQUEST
FORM**
CITY OF CAPE CORAL



TITLE:

Regular Meeting - May 25, 2018

REQUESTED ACTION:

STRATEGIC PLAN INFO:

1. Will this action result in a Budget Amendment?
2. Is this a Strategic Decision?
 - If Yes, Priority Goals Supported are listed below.
 - If No, will it harm the intent or success of the Strategic Plan?

Planning & Zoning/Staff Recommendations:

SUMMARY EXPLANATION AND BACKGROUND:

LEGAL REVIEW:

EXHIBITS:

PREPARED BY:

Division- Department-

SOURCE OF ADDITIONAL INFORMATION:

ATTACHMENTS:

Description	Type
<input type="checkbox"/> May 25, 2018 meeting minutes	Backup Material

**MINUTES FOR THE MEETING
OF THE CAPE CORAL YOUTH COUNCIL**

Friday, May 25, 2018

Chair Baxter called the meeting to order at 3:02 p.m.

Pledge of Allegiance – Chair Baxter

Roll Call: Chair Baxter, Members Benitez, Bernau, Bevan, Curulli, Ico, Orozco, Rodriguez, Saunders, and Zivkovic were present. Dunkle and Molfino were absent.

Also in attendance: Rick Williams, Council Liaison
Joe Mazurkiewicz, Advisor
Jodie Costello, Staff Advisor
Connie Griglin, Youth Council Administrative Contact
Maureen Buice, Public Information Specialist

APPROVAL OF AGENDA

Chair Baxter stated there was a request to remove item 9D from the agenda.

Member Benitez moved, seconded by Vice Chair Bernau, to postpone item 9D, Voices for Safe Schools, to the June 8, 2018 meeting.

Council polled as follows: Benitez, Bernau, Bevan, Curulli, Ico, Orozco, Rodriguez, Saunders, and Zivkovic voted “aye.” All “ayes.” Motion carried.

Member Benitez moved, seconded by Member Rodriguez, to approve the agenda, as amended.

Council polled as follows: Benitez, Bernau, Bevan, Curulli, Ico, Orozco, Rodriguez, Saunders, and Zivkovic voted “aye.” All “ayes.” Motion carried.

APPROVAL OF MINUTES

Member Saunders moved, seconded by Member Bevan, to approve the Regular Meeting Minutes from May 11, 2018, as presented. Voice Poll: All “ayes.” Motion carried.

ADVISOR PRESENTATIONS

**City Council Meeting Agenda Report
Advisor Mazurkiewicz**

Advisor Mazurkiewicz stated the following items will be coming forth that may be of interest to the Youth Council.

- At the last City Council workshop, City Council discussed the creation of the Oasis Sports Park adjacent to the area of Ida Baker High School and Oasis High School. This is a \$10 million improvement that will be looked at further.
- At the June 4th Council meeting, an Ordinance will be introduced, followed by a public hearing on June 18th, regarding a Parks Master Plan GO (General Obligation) Bond Referendum. If the Ordinance passes, will the citizens be willing to vote to tax themselves ½ mil, 50 cents on \$1,000 of value, to make the improvements outlined in the Master Plan? The Parks Master Plan was available on the City's website. If the Youth Council wanted to put this on the June 8th agenda for discussion, they could possibly take a position and make a recommendation to City Council.
- At the May 22nd Committee of the Whole, City Council looked at alternatives for developing the D&D Boat Ramp on Pine Island Road. The following was discussed: enhanced boat ramps, increased safety, better parking, and the possibility of looking at a P3 facility for a restaurant.

CITIZENS INPUT TIME

No speakers

RECOMMENDATIONS TO COUNCIL

None

BUSINESS

Youth Center Facility - Member Saunders

Chair Baxter stated Member Saunders asked to have this item on the agenda. She turned the floor over to Member Saunders.

Member Saunders stated she sent an email to Jodie Costello regarding having a place for teenagers on a designated day. She was not sure about the frequency, maybe every two weeks or monthly. She wanted to have an area for teens to perform music. She could have the Music Honor Society volunteer to give free music lessons, depending on the instrument. She also wanted to do an arts center and have separate rooms, one for music and one for art. She also mentioned having a set day to watch movies and the use of a DVD player, TV, and CD's. She would try to tour the Facility within the next week or so.

Chair Baxter questioned if her intent was to plan activities at the existing Youth Center.

Member Saunders stated she wanted to use the facility as a way to organize events for

kids to keep them occupied, noting that there is not much for our age group to do.

Member Benitez stated since we were using our resources, was there any way that we can have local volunteer groups such as the YMCA to help us out with that?

Member Saunders stated she was thinking more in the way of school honor societies and other groups at school.

Council Liaison Williams noted to involve students at your school and to solicit ideas from them.

Chair Baxter suggested that a junior work with Member Saunders in order to keep this going the following year.

Member Saunders read the email response she received from Jodie Costello. She noted the suggestions from Ms. Costello: open mike night on a Saturday, there is a full sound system that could be used for performances with wi-fi, and to charge an entrance fee that would go towards complimentary concessions. All of this will be worked out as time goes on. She stated she would start out first with music and branch out from there.

Updating the Cape Coral City Website to be more User Friendly - Member Curulli

Chair Baxter introduced Maureen Buice from the Public Information Office.

Public Information Specialist Buice provided background on how the Public Information Office works. The City's website is one tool used in conjunction with I.T. to reach our community. We are in the process of working with an outside company, one that we are currently under contract with, to redesign the City's website. She has seen one design so far, but they are going back to the drawing board and working out some details. The new website will have a fresh, modern look and have improved navigation and interactive tools. She welcomed any suggestions from the Youth Council.

Member Curulli stated it would help to make it more mobile-friendly. She noted that accessing the agendas and videos are very difficult on a mobile device. She suggested having more color to the website.

Member Ico noted designing an app may help for easier access.

Chair Baxter stated City Council members have descriptions on the website. On the Youth Council page, there is just a description as a body. She asked if it would be possible for us to have a description of each member so that teenagers would see who represents their school.

Ms. Buice stated that was certainly possible since they do that for the CRA Board.

Chair Baxter stated that would be something to consider when the City's website is updated.

Member Saunders stated the website was very complicated for her to navigate and asked for it to be simplified.

Ms. Buice stated the mobile view is one of the big parts of this project, adding to make pictures more mobile friendly. She agreed the agenda page has a separate link in a mobile view.

Member Bevan asked how long is it expected that the remodel would take.

Ms. Buice stated it was hoped it would be done in a couple months. One of the designs we received is much more modern, fresh, and bright; however, the pictures used do not look like Cape Coral, and those details are being worked on.

Member Saunders offered her assistance to Member Curulli.

Chair Baxter stated over the next month or so we should all be writing brief summaries of who we are, where we go to school, and what we are involved in. In the event the opportunity arises, our biographies will be ready for posting on the website.

Social Media and Outreach for the Youth Council – Member Bevan

Chair Baxter stated Member Bevan asked to have this item on the agenda. She turned the floor over to Member Bevan.

Member Bevan asked if anyone had any ideas for general outreach.

Member Ico stated we needed to create a twitter profile and Instagram that is user friendly.

Chair Baxter stated they already have a twitter, but it is probably not well known and could be the problem of outreaching. She did not know what the handle was for twitter.

Member Benitez stated each of us should try to get other students to promote us on their own pages. Using school newspapers is an effective way, but there are not many schools in Cape Coral that have that program. What would be the possibility of looking into our research when it comes to school newspapers?

Chair Baxter stated it was a great idea, but it is limited. It would be a good idea for everyone to reach out to each other and figure out what you can do to promote it. School newspapers are good since everyone gets a copy.

Member Curulli stated a lot of people do not know about our social media which ties in with the design of the website. Can you advertise the icon on the front page right at the top?

Member Saunders announced that our capecoral twitter is cape_yc. At our subcommittee meeting, Member Bevan looked into a website about our neighborhood.

Member Bevan discussed the website called www.nextdoor.com. She looked into it and certain neighborhoods have an entry code which required an invitation to that group.

Chair Baxter agreed this would be a positive for the Youth Council and to keep it in mind for the future. She noted it would be appropriate to bring this up at our June 8th meeting when Mr. DeLong is here.

Member Bevan moved, seconded by Vice Chair Bernau to add the Social Media Outreach topic to the June 8th meeting agenda.

Council polled as follows: Benitez, Bernau, Bevan, Curulli, Ico, Orozco, Rodriguez, Saunders, Zivkovic, and Baxter voted "aye." Ten "ayes." Motion carried 10-0.

Chair Baxter stated we needed to notify Mr. DeLong that it will be on the next meeting agenda so that he can bring some more insightful information.

Member Bevan stated she would be out of town for the June 8th meeting. She asked Member Saunders to look more into that site.

Member Saunders asked Member Bevan to send her the link in an email and questioned if that would be okay without violating Sunshine Law.

Advisor Mazurkiewicz stated sending a link and sharing information is fine as long as it does not go back and forth with opinions. He reminded them to copy the City Clerk with their internal emails.

Member Benitez asked if creating a monthly newsletter pertaining to the Youth Council would be a possibility in order to distribute them within the schools.

Advisor Mazurkiewicz stated with the permission of the Chair that could be done. Social media platforms without new content reoccurring on a regular basis go dormant. Whatever you want to do and whatever you start needs a commitment to be consistent with putting in new content. That will pump it up in new searches.

Member Saunders opined that it would be more effectively done in school news or announcements, especially at the beginning of the school year.

Chair Baxter stated at Cape Coral High, the news is on U-tube and it is up to the teacher on whether they play it or not. There would not be a clear way to do it for every single school. It will be up to each individual and to each group of students from this school to decide what is going to be best for that school. She noted to come prepared to the next meeting with what you think will work best at your school and what will work overall.

NEXT MEETING AGENDA TOPICS

Chair Baxter stated there are already two topics set for the next meeting: Social Media and the Voices for Safe Schools. She asked if there were any other topics to be added to the next meeting agenda.

Member Saunders moved, seconded by Member Ico to add the Youth Center Facility as an agenda topic to the June 8, 2018 meeting.

Council polled as follows: Benitez, Bernau, Bevan, Curulli, Ico, Orozco, Rodriguez, Saunders, Zivkovic, and Baxter voted "aye." All "ayes." Motion carried 10-0.

Advisor Mazurkiewicz stated if the Youth Council was interested in taking a position on the upcoming legislation for the GO Bond to fund the Parks Master Plan, it will have to be done at the next meeting. He noted a copy of the Ordinance and the power point that will be presented to City Council will be available. He stated a representative from Parks and Rec could also be present to support that and make a presentation to the group.

Chair Baxter stated this is something we should discuss since it targets a younger population.

Member Benitez moved, seconded by Member Bernau to add the GO (General Obligation) Bond to fund the Parks Master Plan as an agenda topic to the June 8, 2018 meeting.

Council polled as follows: Benitez, Bernau, Bevan, Curulli, Ico, Orozco, Rodriguez, Saunders, Zivkovic, and Baxter voted "aye." All "ayes." Motion carried 10-0.

REPORTS

<u>Member Benitez:</u>	Topic: no report
<u>Vice Chair Bernau:</u>	Topic: no report
<u>Member Bevan:</u>	Topic: no report
<u>Member Curulli:</u>	Topic: no report
<u>Member Dunkle:</u>	absent
<u>Member Ico:</u>	Topic: no report
<u>Member Molfino:</u>	absent

Member Orozco: Topic: no report
Member Rodriguez: Topic: no report
Member Saunders: Topic: no report
Member Zivkovic: Topic: no report

Chair Baxter: Topic: She will be presenting the recommendation from the Youth Council to mandate commercial recycling for new businesses at the June 4th City Council meeting. She requested support from the members of the Youth Council to be present.

REPORTS OF COUNCIL LIAISON AND ADVISORS

Council Liaison Williams congratulated the Council on getting the Florida League of Cities Award which will be presented in August at the Annual Conference. That conference will be held on Saturday, August 18, 2018, in Hollywood, Florida. A bus will be shared with the Fort Myers Youth Council. The City pays for the registration. He asked how many wanted to go to that Conference. (Several raised hands.) He stated Connie will guide everyone to HR to pick up badges today. He stressed using emails since that is the only form of communication. He asked who was attending the Youth Citizens Academy.

Youth Council Administrative Contact Griglin noted seven people signed up for the Youth Citizens Academy to be held on June 6 and June 7.

Council Liaison Williams stated we needed to get at least ten people to make it worthwhile of the City's effort in order to justify the cost. He introduced Juan Diaz who was the first Chair of the Youth Council.

Advisor Mazurkiewicz stated in order to get more people involved, every time the Chair asks for a motion and gets a second, there should be discussion before the vote.

Staff Advisor Costello stated July is National Parks and Recreation month. The Youth Center will be hosting an event this year. Mr. Cagle wanted to know if anyone was interested in participating. She would bring supplemental materials to the next meeting.

Chair Baxter asked if anyone was interested in volunteering. (Several raised hands.)

Ms. Griglin distributed a pamphlet concerning the Citizens Academy.

TIME AND PLACE OF FUTURE MEETINGS

A regular meeting of the Cape Coral Youth Council was scheduled for Friday, May 25, 2018, at 3:00 p.m. in Council Chambers.

MOTION TO ADJOURN

There being no further business, the meeting adjourned at 3:44 p.m.

Submitted by,

Barbara Kerr
Recording Secretary

Subject to approval

Item Number:	9.D.
Meeting Date:	6/8/2018
Item Type:	BUSINESS

AGENDA REQUEST FORM
CITY OF CAPE CORAL



TITLE:

Discussion of GO (General Obligation) Bond to Fund the Parks Master Plan (Ordinance 38-18)

REQUESTED ACTION:

STRATEGIC PLAN INFO:

1. Will this action result in a Budget Amendment?
2. Is this a Strategic Decision?
 - If Yes, Priority Goals Supported are listed below.
 - If No, will it harm the intent or success of the Strategic Plan?

Planning & Zoning/Staff Recommendations:

SUMMARY EXPLANATION AND BACKGROUND:

LEGAL REVIEW:

EXHIBITS:

PREPARED BY:

Division- Department-


SOURCE OF ADDITIONAL INFORMATION:




ATTACHMENTS:

Description	Type
<input type="checkbox"/> Memo GO Bond for November 2018 General Election	Backup Material
<input type="checkbox"/> Revised Ordinance 38-18	Backup Material

MEMORANDUM

CITY OF CAPE CORAL CITY MANAGER'S OFFICE

TO: John Szerlag, City Manager 

FROM: Jay Murphy, Business Manager 
Victoria Bateman, Finance Director 
Kerry Runyon, Parks and Recreation Director 

DATE: May 31, 2018

SUBJECT: Consideration of General Obligation Bond Referendum Question for the November 2018 General Election

RECOMMENDATION

The City Council adopted the Parks Master Plan in December 2016. The master plan identified various parks and recreation deficiencies and developed a strategic course to address these deficiencies. The plan includes parks and recreational improvements, athletic facilities, trails, boat ramps, protection of wildlife habitat and natural areas.

The cost to address the parks and recreation needs identified in the Parks Master Plan is about \$57 million. Trying to fix these deficiencies on a "pay as you go" plan is not a feasible option and could take decades to complete. Because of the need to move forward and begin implementing the Master Plan, City staff is recommending City Council ask the voters to approve a General Obligation (GO) bond not to exceed \$60 million. The term of the bond will be 15 years. Please know that bond proceeds will not be used for recurring "Operation and Maintenance" costs or future personnel costs (see Financial Considerations).

GO bonds cannot be issued without the approval of the voters. By placing this referendum on the November ballot, our residents will have the opportunity to decide if they want these parks and recreation projects to be completed. If they vote in the affirmative, the \$60 million bond will be repaid with ad valorem taxes via a debt service millage rate, which is estimated in the range of 0.4 mils.

PARKS MASTER PLAN OVERVIEW

City staff first met in August 2015 to begin the process of developing a master plan for the City's parks and recreation needs. In January 2016, a group of residents were assembled to assist in the development of the plan. The stakeholders provided

valuable input, which was instrumental in the final product presented to City Council in December 2016.

The final Parks Master Plan contains 46 recommendations within the seven following categories:

Neighborhood, Community, and Nature Parks

Special Venues

Beach and Water Access

Trails and Bikeways

Signage and Wayfinding

Programs and Special Events

Maintenance and Operations*

**This category references only the development of a comprehensive maintenance plan and establishing maintenance facilities. This is not related to the ongoing annual operating and maintenance costs and future personnel costs.*

The Parks Master Plan did not consider the 175 acres of property formerly known as the Golf Club, which the City now is negotiating to purchase. A recent request also was advanced to build athletic fields by the Oasis Charter Schools. Due to these two, new variables, we have reassembled the Parks Master Plan stakeholders. They have been tasked to determine if there is a need or desire to amend the plan taking these variables into consideration as to how they might impact Yacht Club venue facilities, Four Freedoms Park and Festival Park.

The stakeholders have been challenged to complete this task by mid-August. Any suggested changes to the Master Plan will be presented to City Council for adoption.

FINANCIAL CONSIDERATIONS

Recurring Costs Associated with Operations and Maintenance

The Master Plan estimates construction costs amounting to \$42 million, while planning and design costs are about \$14.7 million. The total is \$56.7 million. The plan estimates recurring operating and maintenance costs of \$3 million upon completion of all projects. Future personnel costs will be determined based on the venue. These costs are not included in the \$60 million GO bond.

Grant Fund Revenues

If voter approval is received and the GO bond issued, the City will move forward with the projects immediately. The City also will identify and seek numerous grant opportunities that may be available. Most of these grants are limited to specific uses and require matching funds. They also are released on a specific schedule. While we are optimistic that grant funds can be acquired, because of the specific guidelines, we cannot include grants as a known source of funding.

Other Revenues

Many of these future venues will generate revenues via concessions, admission fees, rentals and contracts. While not expected to be substantial, these revenues will offset some of the future costs.

Bond Market

The City's financial markets advisor, Julie Santamaria, Director, RBC Capital Markets, has prepared a proforma for issuance of a \$60 million GO bond for 15 years. Based on current market conditions these bonds will be sold at a premium and will provide the City with \$58.4 million in total capital revenue with an expected interest rate about 3.58%.

The following is a summary prepared by RBC that offers further information.

SOURCES AND USES OF FUNDS

City of Cape Coral General Obligation Bonds, Series 2019

Dated Date 02/01/2019
Delivery Date 02/01/2019

Sources:

Bond Proceeds:	
Par Amount	54,200,000.00
Net Premium	5,797,049.65
	<hr/>
	59,997,049.65
	<hr/>

Uses:

Project Fund Deposits:	
Project Fund	58,400,234.31
Other Fund Deposits:	
Capitalized Interest Fund	1,281,315.34
Delivery Date Expenses:	
Cost of Issuance	180,000.00
Underwriter's Discount	135,500.00
	<hr/>
	315,500.00
	<hr/>
	59,997,049.65
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Figure 1 Table prepared by RBC, Julie Santamaria, Director Capital Markets

ORDINANCE 38 - 18

AN ORDINANCE ORDERING AND CALLING FOR A BOND REFERENDUM ELECTION TO BE HELD ON NOVEMBER 6, 2018 IN THE CITY OF CAPE CORAL, FLORIDA TO DETERMINE IF THE QUALIFIED ELECTORS RESIDING IN THE CITY APPROVE THE ISSUANCE BY THE CITY OF GENERAL OBLIGATION BONDS WHICH SHALL MATURE NOT LATER THAN FIFTEEN (15) YEARS FROM THEIR DATE OF ISSUANCE IN AN AGGREGATE PRINCIPAL AMOUNT NOT EXCEEDING \$60,000,000 PAYABLE FROM AD VALOREM TAXES LEVIED IN AMOUNTS SUFFICIENT TO PAY DEBT SERVICE ON SUCH BONDS ON ALL TAXABLE PROPERTY WITHIN THE CITY TO FINANCE COSTS RELATING TO THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF VARIOUS PARKS, NATURAL AREAS, RECREATIONAL AND ATHLETIC FACILITIES; TRAILS, BOATING, FISHING AND SWIMMING FACILITIES, AND WILDLIFE HABITAT AND SHORELINE PROTECTION IMPROVEMENTS; PROVIDING SEVERABILITY AND AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CAPE CORAL, FLORIDA:

SECTION 1. FINDINGS. The City Council of the City of Cape Coral Florida (the "City") hereby finds and determines that:

(a) It is necessary and desirable and in the best interests of the City to acquire, construct and equip various parks, natural areas, recreational and athletic facilities, trails, boating, fishing and swimming facilities, and wildlife habitat and shoreline protection improvements (as generally described in Exhibit A hereto and more particularly described in the plans and specifications on file with the City, the "Project"), in order to promote, improve, maintain and protect the health, safety and welfare of the residents of the City.

(b) The most efficient and fair method of financing costs of the Project is through the issuance of general obligation bonds (the "Bonds") maturing not later than fifteen (15) years from their date of issuance, and secured by and payable from ad valorem taxes levied in amounts sufficient to pay debt service on such Bonds on all taxable property within the City (the "Ad Valorem Taxes").

(c) In accordance with the Constitution of the State of Florida and the Charter of the City, the question as to whether or not such Bonds should be issued to finance costs of the Project must be submitted to the qualified electors of the City.

SECTION 2. BOND REFERENDUM ELECTION. A bond referendum election of the qualified electors in the City is hereby ordered and called to be held on November 6, 2018, to determine whether or not the City shall issue the Bonds in one or more series to finance costs of the Project. Such Bonds shall mature not later than fifteen (15) years from their date of issuance, shall be issued in an aggregate principal amount of not exceeding \$60,000,000, shall bear interest at a rate not in excess of the maximum lawful rate and shall be secured by and payable from the Ad Valorem Taxes. If the issuance of

the Bonds is approved by the qualified electors, the specific provisions of the Bonds shall be set forth in a resolution or ordinance subsequently adopted by the City Council.

SECTION 3. MANNER OF VOTING. The referendum election shall be conducted in accordance with applicable law at the same time and places as the general election to be held on November 6, 2018, coordinated by the Supervisor of Elections of Lee County and, to the extent required, the City Clerk. Early voting may be utilized to the extent allowable by, and in accordance with, applicable law.

SECTION 4. OFFICIAL BALLOT. The form of ballot to be used shall be in substantially the form as attached hereto as Exhibit B. The ballots to be used in the referendum election, including any required sample ballots, shall be prepared and distributed by the Supervisor of Elections of Lee County in accordance with applicable law. Electronic balloting may be utilized to the extent allowable by, and in accordance with, applicable law.

SECTION 5. VOTE BY MAIL. Adequate provision shall be made by the Supervisor of Elections of Lee County for "Vote by Mail". Ballots to be used in the referendum election for "Vote by Mail" shall be in substantially the same form as those ballots utilized at the polling places on the day of the referendum election. Ballots for "Vote by Mail" shall be distributed, collected and canvassed in accordance with applicable law.

SECTION 6. ELECTION RESULTS. Returns of the votes cast at the referendum election shall be certified by the City Council in accordance with Article IX of the City's Charter. If a majority of the votes cast at such election in respect to the aforestated proposition shall be "YES - For Bonds" votes, such proposition shall be approved and the Bonds may be issued by the City. If a majority of the votes cast at such election in respect to the aforestated proposition shall be "NO - Against Bonds" votes, such proposition shall be defeated and the Bonds may not be issued by the City.

SECTION 7. NOTICE OF BOND REFERENDUM ELECTION. A public notice, substantially in the form attached hereto as Exhibit C, shall be published in full in a newspaper of general circulation in the City in the manner provided by law. The notice shall be published at least 30 days prior to the bond referendum election, once in the fifth week prior and once again in the third week prior to the week in which the bond referendum election is held, all in the manner provided in Section 100.342, Florida Statutes. The City Clerk is hereby charged with the responsibility of this notice procedure.

SECTION 8. SUPERVISORS OF ELECTIONS. The City Clerk is hereby authorized and directed to coordinate with and through the Supervisor of Elections of Lee County in carrying out the purposes of this Ordinance.

SECTION 9. CONFLICTS. If there is conflict between the provision of this Ordinance and any other ordinance or resolution or portions thereof, the provisions of this Ordinance shall prevail to the extent of such conflict.

SECTION 10. SEVERABILITY. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions.

SECTION 11. EFFECTIVE DATE. This Ordinance shall take effect immediately upon its adoption by the City Council of the City of Cape Coral, Florida.

ADOPTED AT A REGULAR COUNCIL MEETING THIS ____ DAY OF JUNE, 2018.

JOE COVIELLO, MAYOR

VOTE OF MAYOR AND COUNCILMEMBERS:

COVIELLO
GUNTER
CARIOSCIA
STOUT

NELSON
STOKES
WILLIAMS
COSDEN

ATTESTED TO AND FILED IN MY OFFICE THIS ____ DAY OF JUNE, 2018.

REBECCA VAN DEUTEKOM, CITY CLERK

APPROVED AS TO FORM:

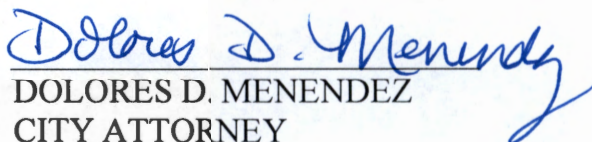

DOLORES D. MENENDEZ
CITY ATTORNEY
6/4/18

EXHIBIT A

The Project consists of various park and recreational capital improvements, including but not limited to, parks, natural areas, recreational and athletic facilities, trails, boat ramps, piers, swimming and fishing facilities and improvements and facilities to protect wildlife habitat and improve shoreline protection, all as more particularly described in the City of Cape Coral Parks Master Plan and other plans and specifications on file with the City, as the same may be amended and supplemented from time to time by the City.

EXHIBIT B

**Official Ballot
City of Cape Coral, Florida
Bond Referendum Election
November 6, 2018**

**Cape Coral General Obligation Bonds For Parks, Wildlife Habitat and
Shoreline Protection and Recreational Facilities**

To finance costs of various parks, natural areas, recreational and athletic facilities, trails, boat ramps, piers, swimming and fishing facilities, and improvements for wildlife habitat and shoreline protection, shall the City of Cape Coral issue general obligation bonds not exceeding \$60,000,000, maturing within 15 years of issuance, with interest not exceeding the maximum legal rate, and payable from ad valorem property taxes levied in amounts sufficient to pay debt service on such Bonds?

INSTRUCTIONS TO VOTERS:

☐ **YES - FOR BONDS**

☐ **NO - AGAINST BONDS**

EXHIBIT C

**Notice to Electors of the City of Cape Coral
of a Bond Referendum Election to be held on November 6, 2018
Regarding Cape Coral General Obligation Bonds For Parks, Wildlife Habitat and
Shoreline Protection and Recreational Facilities**

Notice is hereby given that a bond referendum election will be held on November 6, 2018, to determine whether the City of Cape Coral may finance the acquisition, construction and equipping of various parks, natural areas, recreational and athletic facilities, trails, boat ramps, piers, swimming and fishing facilities, and improvements for wildlife habitat and shoreline protection by issuing general obligation bonds maturing not later than fifteen (15) years from their issuance date in a principal amount not exceeding \$60,000,000, with interest not exceeding the maximum legal rate, which bonds shall be payable from ad valorem property taxes levied in amounts sufficient to pay debt service on such Bonds on all taxable property within the City.

As required by Ordinance No. _____, this Notice is given by publishing said Ordinance No. _____ in full as follows:

[copy Ordinance]