

# **City of Marco Island Florida**

*51 Bald Eagle Drive  
Marco Island, Florida  
cityofmarcoisland.com*



## **Meeting Minutes - Final**

**Monday, August 6, 2018**

**5:30 PM**

**Community Meeting Room**

### **City Council**

*Chair: Jared Grifoni*

*Vice-Chair: Charlette Roman*

*City Council: Joe Batte, Bob Brown, Larry Honig, Howard Reed, Victor Rios*

*Interim City Manager: Guillermo Polanco*

*City Attorney: Alan L. Gabriel*

*City Clerk: Laura Litzan*

**1. Call to Order**

Chair Grifoni called the meeting to order at 5:30 P.M.

**2. Roll Call**

**Present:** 6 - Councilor Batte, Councilor Reed, Councilor Rios, Vice-Chair Roman, Chair Grifoni and Councilor Honig

**Absent:** 1 - Councilor Brown

**Also Present**

Guillermo Polanco, Interim City Manager  
Laura Litzan, City Clerk  
Alan L. Gabriel, City Attorney  
Mike Murphy, Fire Chief  
Dave Batiato, Deputy Fire Chief  
Al Schettino, Police Chief  
Tim Pinter, Director of Public Works  
Jeff Poteet, General Manager of Water and Sewer  
Daniel Smith, Community Affairs Director  
Jordan Turek, Information Technology Director  
Lisa Smith, Recording Specialist  
Officer Bill Miller, Marco Island Police Detail Officer  
Citizens and Visitors

**3. Invocation - Led By Councilor Reed**

A moment of silence was held in memory of Fallen Officer Adam Jobbers-Miller of the Fort Myers Police Department who was shot and killed in the line of duty.

**4. Pledge of Allegiance - Led by Waterways Advisory Committee Member Sam Young****5. City Manager's Public Update**

Interim City Manager Guillermo Polanco directed Public Works Director Tim Pinter to provide Council an update on the following public works projects:

\*two (2) Florida Department of Transportation (FDOT) on going projects

1. Linear Park Trail Phase 3 - Calusa Park along Winterberry Drive, 99% complete

2. Yellowbird Shared Use Path, 95% complete

\*Roadway Resurfacing Project - Bald Eagle Drive overlay will begin next week and completed by Friday

\*Signal at Winterberry Drive and Collier Boulevard is delayed - waiting final evaluation from utilities

**6. Approval of Agenda and Consent Agenda (\*)**

Councilor Batte requested removing Item 6-B-1 (Resolution Awarding Extension of the Contract with Ronald Book, P.A. for the Lobbying Services on Behalf of the City of Marco Island before the Florida Legislature for an Additional Two-Year Term) from the Consent Agenda.

Councilor Rios requested removing the following items from the Consent Agenda:

*\*Item 6-B-2, Resolution Authorizing the Interim City Manager to Execute a Contract with AECOM in the amount not to exceed \$319,994 for Professional Consulting Services During Construction for the Marco Shores Alternative Water and Sewer Improvements Project*

*\*Item 6-B-3, Resolution Rejecting the Bids Received Pursuant to Invitation to Bid #18-010 for the Rehabilitation of Two Aquifer Storage and Recovery Filters at the City's Water Source Facility, Located at 7130 Collier Blvd., Naples, FL ("Work"); Waiving Competitive Purchasing Requirements, as in the Best Interest of the City; Authorizing the Issuance of a Purchase Order to St. Cloud Welding and Fabrication, Inc., for the Work in an Amount Not to Exceed \$214,590*

*\*Item 6-B-4, Resolution Authorizing the Interim City Manager to Encumber the Remaining Roadway Resurfacing Funds for FY18*

Chair Grifoni requested removing Item 6-A-1 (Approval of the City Council Meeting Minutes of July 16, 2018) from the Consent Agenda.

**MOTION by Councilor Rios, seconded by Councilor Batte, to approve the Agenda as amended. MOTION CARRIED BY THE FOLLOWING VOTE:**

**Yes:** 6 - Councilor Batte, Councilor Reed, Councilor Rios, Vice-Chair Roman, Chair Grifoni and Councilor Honig

**Not Present:** 1 - Councilor Brown

[Approval of Consent Agenda passes all routine items indicated by asterisk (\*). Consent Agenda items are not considered separately unless a council member so requests. In the event of such a request, the item is returned to the Regular Agenda.]

*(IT IS NOTED FOR THE RECORD, THE ITEMS ON THE AGENDA APPEAR IN NUMERICAL ORDER IN THE MINUTES.)*

**A. (\*)Approval of Minutes**

[ID 18-340](#) Approval of the City Council Meeting Minutes of July 16, 2018

*Chair Grifoni removed this item from the Consent Agenda. He is requesting to add verbiage that consensus was reached for rollback, should the COPCN referendum fail.*

**MOTION by Chair Grifoni, seconded by Councilor Rios, to approve the City Council Meeting Minutes of July 16, 2018 as amended. MOTION CARRIED BY THE FOLLOWING VOTE:**

**Yes:** 7 - Councilor Batte, Councilor Brown, Councilor Reed, Councilor Rios, Vice-Chair Roman, Chair Grifoni and Councilor Honig

**B. (\*) Resolutions**

1. [ID 18-415](#) Resolution Awarding Extension of the Contract with Ronald Book, P.A. for the Lobbying Services on Behalf of the City of Marco Island before the Florida Legislature for an Additional Two-Year Term

*(Editorial History: On August 4, 2014 City Council approved Resolution 14-32, authorizing the Lobbying Service agreement with Ronald L. Book, P.A. by piggy-backing on the existing contract between the said firm and City of Marathon, Florida at a monthly fee of \$5,000. On October 17, 2016, City Council extended the said Contract for an additional two-year term (Resolution 16-85). Due to Mr. Book's efforts the City has received the below funding from the State of Florida:*

- Marco Shores Alternative Water Solution Project - \$400,000 in FY16 and \$750,000 in FY17.
  - Bald Eagle/Bayport/Tahiti Drainage Improvement and Outfall Project - \$100,000 in FY16
  - Fire Rescue/EMS Facility - \$250,000 in FY17 and \$750,000 in FY18
  - Storm Water Master Plan Drainage - \$299,140 in FY17 and \$475,000 in FY18
- Either party may terminate the agreement with or without cause upon 30 days written notice.)*

City Clerk Laura Litzan read into the record by title only, Resolution 18-55.

Councilor Batte removed this item from the Consent Agenda. He voiced his concerns that this item should be reviewed by the newly elected Council Members.

Public Comment: None

**MOTION by Councilor Batte, seconded by Councilor Reed, to approve Resolution 18-54, Awarding extension of the contract with Ronald Book, P.A. for the Lobbying Services on behalf of the City of Marco Island before the Florida Legislature for an additional two-year term, amended to extend to the end of the year.**

**NO VOTE TAKEN ON THIS MOTION.**

**MOTION by Councilor Batte, seconded by Councilor Reed, to approve Resolution 18-54, Awarding extension of the contract with Ronald Book, P.A. for the Lobbying Services on behalf of the City of Marco Island before the Florida Legislature for an additional two-year term, amended to a one-year term. MOTION CARRIED BY THE FOLLOWING VOTE:**

**Yes:** 6 - Councilor Batte, Councilor Brown, Councilor Reed, Councilor Rios, Vice-Chair Roman and Chair Grifoni

**No:** 1 - Councilor Honig

2. [ID 18-393](#) Resolution Authorizing the Interim City Manager to Execute a Contract with AECOM in the amount not to exceed \$319,994 for Professional Consulting Services During Construction for the Marco Shores Alternative Water and Sewer Improvements Project

*(Editorial History: The Marco Shores Alternative Water and Sewer Improvements project consists of constructing a 12" diameter sanitary force main and a 16" diameter water main from Marco Island to Marco Shores. The project also includes the construction of a master pump station and associated generator north of the intersection of Collier Blvd. and Isles of Capri Rd. and the demolition of the Marco Shores wastewater treatment plant and existing pump station at the aforementioned intersection. Council approved the award of the construction of the project to the Contractor on 7/16/18. This resolution is to authorize the execution of a contract for professional engineering consulting services during construction for the project. AECOM was selected via the request for qualifications (RFQ) process,*

*prepared the construction plans and specifications, and is the record engineer for the project. AECOM has provided satisfactory consulting services to the City on several occasions. City staff negotiated the consulting services scope and fee. The total fee for all AECOM engineering services during construction is \$319,994 in accordance with the AECOM Scope of Services dated July 23, 2018. Staff has reviewed the AECOM scope and fee and confirms that the level of effort is in accordance with the project requirements and hereby recommends the execution of the contract with AECOM for professional services during construction.)*

*City Clerk Laura Litzan read into the record by title only, Resolution 18-57.*

*Councilor Rios removed this item from the Consent Agenda because he wanted his "No" vote on record.*

*Water and Sewer General Manager Jeff Poteet answered Council's questions and concerns.*

*Public Comment: None*

**MOTION by Councilor Brown, seconded by Councilor Reed, to approve Resolution 18-57, Authorizing the Interim City Manager to Execute a Contract with AECOM in the amount not to exceed \$319,994 for Professional Consulting Services During Construction for the Marco Shores Alternative Water and Sewer Improvements Project. MOTION CARRIED BY THE FOLLOWING VOTE:**

**Yes:** 6 - Councilor Batte, Councilor Brown, Councilor Reed, Vice-Chair Roman, Chair Grifoni and Councilor Honig

**No:** 1 - Councilor Rios

3. [ID 18-394](#) Resolution Rejecting the Bids Received Pursuant to Invitation to Bid #18-010 for the Rehabilitation of Two Aquifer Storage and Recovery Filters at the City's Water Source Facility, Located at 7130 Collier Blvd., Naples, FL ("Work"); Waiving Competitive Purchasing Requirements, as in the Best Interest of the City; Authorizing the Issuance of a Purchase Order to St. Cloud Welding and Fabrication, Inc., for the Work in an Amount Not to Exceed \$214,590

*(Editorial History: The City's aquifer storage and recovery ("ASR") system allows the City to store surface water underground during the rainy season when water is plentiful and recover it during the dry season when needed. The surface water must be filtered, disinfected, and the pH must be adjusted prior to storing underground. There are six media filter tanks, of which the four smaller media filters were rehabilitated last year. The two larger media filters are severely corroded on the inside and needs restoration. These filter tanks are critical to the operation. The City publicly solicited bids for the rehabilitation of the two larger ASR filters, and on June 14, 2018 only one bid was received and opened. The amount of the bid was \$295,880.00 (including a \$20,000.00 contingency), which is materially higher than expected. Therefore, City staff solicited a quote from St. Cloud Welding and Fabrication, Inc. ("SCWF") for the rehabilitation of the two larger media filters. The City used SCWF services last year for the remediation of the smaller media filters. The quality of SCWF's work was very good. SCWF submitted a proposal on June 15, 2018 for \$194,590 (without contingency). To be consistent with the bid and to cover items of cost which are not known, a contingency allowance of \$20,000 is added to the project in the event additional funds are required. Therefore, the total funding request for this project is \$214,590.00. Staff recommends rejecting the bid received by the City on June 14, 2018 pursuant ITB#18-010, as it was*

materially higher than expected. Staff recommends that the City waive further competitive purchasing requirements and award the contract to SCWF using the "the best interest of the City" competitive purchasing exemption in the City Code.)

City Clerk Laura Litzan read into the record by title only, Resolution 18-58.

Councilor Rios removed this item from the Consent Agenda because it is his opinion the language in the Resolution is confusing.

Water and Sewer General Manager Jeff Poteet answered Council's questions and concerns.

Public Comment: None

**MOTION by Councilor Brown, seconded by Councilor Reed, to approve Resolution 18-58, Rejecting the Bids Received Pursuant to Invitation to Bid #18-010 for the Rehabilitation of Two Aquifer Storage and Recovery Filters at the City's Water Source Facility, Located at 7130 Collier Boulevard, Naples, Florida ("Work"); Waiving Competitive Purchasing Requirements, as in the Best Interest of the City; Authorizing the Issuance of a Purchase Order to St. Cloud Welding and Fabrication, Inc., for the Work in an Amount Not to Exceed \$214,590 MOTION CARRIED BY THE FOLLOWING VOTE:**

**Yes:** 7 - Councilor Batte, Councilor Brown, Councilor Reed, Councilor Rios, Vice-Chair Roman, Chair Grifoni and Councilor Honig

**4. [ID 18-419](#) Resolution Authorizing the Interim City Manager to Encumber the Remaining Roadway Resurfacing Funds for FY18.**

*(Editorial History: The City and Pavement Maintenance, LLC., agreed to Contract 18-005 in March 2018. This contract was for the resurfacing of several major arterial and collector streets as well as Residential Group 2. Based on varying site conditions and value engineering, the Public Works Department and the Contractor completed the contract work under budget, which means that approximated \$615,241.00 in Roadway Resurfacing Funds are still available for use in FY18. Pavement Maintenance, LLC., is currently working on a proposal to complete the additional pavement resurfacing on the following streets:*

- 1. North Collier Boulevard from Rose Court northly to the S.S. Jolley Bridge*
  - 2. North Barfield Drive from San Marco Road northerly to North Collier Boulevard*
- Council is requested to authorize the Interim City Manager to encumber the remaining funds from the FY18 Roadway Resurfacing Program and, if sufficient funds remain, to complete the resurfacing of the listed roadways.)*

City Clerk Laura Litzan read into the record by title only, Resolution 18-59.

Councilor Rios removed this item from the Consent Agenda. He is seeking clarification on when the last time North Collier Boulevard was resurfaced.

Public Works Director Tim Pinter answered Council's questions and concerns.

Public Comment: None

**MOTION by Councilor Rios, seconded by Vice-Chair Roman, to approve Resolution 18-59, Authorizing the Interim City Manager to Encumber the Remaining Roadway Resurfacing Funds for FY18. MOTION CARRIED BY THE FOLLOWING VOTE:**

**Yes:** 7 - Councilor Batte, Councilor Brown, Councilor Reed, Councilor Rios, Vice-Chair Roman, Chair Grifoni and Councilor Honig

## **7. City Council Items**

### **A. Presentations**

[ID 18-401](#) Proclamation Commending Officer Hunter Howell for Outstanding Service

*On behalf of City Council, Chair Grifoni read a proclamation commending Marco Island Police Officer Hunter Howell for saving an individual's life. Police Chief Al Schettino presented Officer Howell with a State of Florida Life Saving Award Pin.*

### **B. Discussion**

[ID 18-420](#) Discussion - Florida City & County Managers Association (FCCMA) Senior Advisor Program - Vice-Chair Roman

*(It is noted for the record, Florida City and County Managers Association Florida (FCCMA) Senior Advisor Ken Parker participated in Council's discussion via telephonic conference.)*

*Vice-Chair Roman held a discussion on her position paper and advised the purpose of tonight's discussion is to agree on a timeline, select the level of background checks to be completed on interested interim candidates and decide if the interim candidate can apply for the permanent City Manager's position.*

*(It is noted for the record, Councilor Brown is now present for the meeting at 5:55 P.M.)*

#### **Public Comment:**

*Bill McMullen, Marco Island Resident, commented on Council wordsmithing the City Charter to determine what a City Manager, Acting or Interim City Manager is. He expressed his disappointment in Vice-Chair Roman's comments and noted the buck doesn't stop with the City Manager, it stops with Council and the fact that the seven members on Council can not get along and some of their actions are deplorable. He questioned why Council has not addressed the employee survey. He is in favor of a search firm and stated to hire a City Manager for three (3) months at a time is incredibly ridiculous.*

*Mr. Sam Young, 191 Lamplighter Drive, agrees that Council's first priority should be to get a City Manager and is in favor of hiring a search firm to start that process. He commented there has been 80 candidates applying for the City of Naples City Manager with the retirement of Mr. Bill Moss. He asked where Marco Island is ranked in the City Manager's Association and if Marco Island is black balled because of its history with City Managers. He said it's time Marco Island gets some real leadership now and not wait to go step by step with the an interim City Managers that gets their feet wet and can not finish the job.*

**MOTION by Vice-Chair Roman, seconded by Councilor Rios, to approve the timeline as presented with the option of background checks to be determined by Council tonight. MOTION CARRIED BY THE FOLLOWING VOTE:**

**Yes:** 5 - Councilor Batte, Councilor Rios, Vice-Chair Roman, Chair Grifoni and Councilor Honig

**No:** 2 - Councilor Brown and Councilor Reed

**MOTION by Councilor Rios, seconded by Vice-Chair Roman, recommended option two (2) for the background checks as presented in Vice-Chair Roman's position paper.**

**MOTION WITHDRAWN**

**MOTION by Vice-Chair Roman, seconded by Councilor Honig, to direct staff not to initiate background checks on August 7, 2018 but wait until the August 20, 2018 City Council meeting and initiate background check option number three (3). MOTION CARRIED BY THE FOLLOWING VOTE:**

**Yes:** 4 - Councilor Rios, Vice-Chair Roman, Chair Grifoni and Councilor Honig

**No:** 3 - Councilor Batte, Councilor Brown and Councilor Reed

*Following the vote, FCCMA Senior Advisor Ken Parker advised he will be present at the August 20, 2018 City Council meeting, forward materials tomorrow to the City Clerk and prepare a detailed memorandum outlining the next steps on how to proceed.*

*City Clerk Laura Litzen will forward previous resumes received from interested candidates to FCCMA Senior Advisor Ken Parker and his team to review.*

**8. Citizens' comments on agenda items not scheduled for public hearing and items other than those appearing on the agenda.**

*Mr. Bob Olson, 900 Montego Court, commented on the red tide and noted Collier County could get a permit to remove the toxic bloom and purchase or hire a boat to skim or vacuum the toxic bloom. He spoke about the COPCN and urged the Marco Island residents to research this issue.*

*Mr. Sam Young, 191 Lamplighter Drive, Waterways Advisory Committee Member, believes there is a major problem with waterways with dead fish rising from red tide. He said nitrogen is the biggest enemy for Marco's waterways which comes from fertilizer. He is asking for a joint workshop between Waterways Advisory Committee, Beautification Advisory Committee and Beach and Coastal Resources Committee to revise fertilizer ordinance.*

*Ms. Maria Lamb, 1565 Ludlow Road, Vice-Chair of the Beach and Coastal Resources Advisory Committee, responded to Mr. Sam Young's comments on the fertilizer ordinance. She remarked on the dead fish on the beach and advised Council that Collier County will not remove them unless it is a health issue. She is asking Council in their upcoming budget discussions to establish a protocol to hire someone to take care of the dead fish. She gave a special thanks to Marco Island Marine Officer Clayton Smith for disposing of several large dead Goliath Groupers on the beach.*



Mr. Rick Woodworth, 908 North Barfield Drive, Waterways Advisory Committee Member, believes the most pressing issue for Marco Island is the water quality and asked how members of the committees can communicate with each other, what is the process to get items on the agenda and what role does staff play. He displayed photos of an Affordable Landscape employee that appears to be blowing grass clippings into the stormwater drains on Collier Boulevard.

Ms. Debbie Roddy, 1860 Watson Road, Vice-Chair of Collier County Coastal Advisory Committee, provided an update on the Aids to Navigation (ATONS) green marker five (5) in Caxambas Pass. She said she set up a petition with the boating community and was unsuccessful in obtaining enough signatures. She advised Council that she will continue to work with Collier County to find a solution and will keep them informed.

Ms. Nancy Scios, General Manager for Duane Thomas Marine Construction, spoke about permitting issues. She noted it is impossible to get anyone on the phone requiring her to make a visit. She suggested the following; hire extra people to answer the phones, walk in permits, trained receptionist, two (2) designated customer service clerks, allow emergency permits due to storm related damages, permits that require licensed engineer stamped drawing, allow special circumstances for neighboring seawalls and allow contractors to work with the building department to help expedite permitting.

Mr. Duane Thomas, 296 Rockhill Court, Owner of Duane Thomas Marine Construction, expressed his concerns in a Marco Island Ordinance that prohibits marine contractors from using steel sheet pilings in anything other than commercial applications. He is hoping Council will fast track this issue.

Mr. Andrew Kirlin, Chair of Beautification Advisory Committee, believes the Waterways Advisory Committee should look at the fertilizer ordinance and is seeking clarification on conducting joint workshops between the committees. He suggested Council establish an Ad Hoc committee for emergency permits.

Dr. Jerry Swiacki, 667 Thursh Court, believes it was inappropriate for Mr. Bob Olson to speak about the COPCN since it is an agenda item tonight and that Mr. Olson made many erroneous and misleading comments. He gave several reason to vote yes for the COPCN.

Mr. Jay Santiago, 378 Bald Eagle Drive, remarked on the A-rated schools on Marco Island, especially the high school and suggested the City not charge the students via community service for the use of the athletic facilities. He also said it would be nice to have a wooden bridge to cross Tigertail Lagoon.

## **9. Quasi-Judicial Public Hearing - None**

## **10. Ordinances - None**

(THE MEETING WENT INTO RECESS AT 7:34 P.M. IT IS NOTED FOR THE RECORD THE SAME COUNCILORS WERE PRESENT WHEN THE MEETING RECONVENED AT 7:40 P.M.)

## **11. Resolutions for Adoption**

- a. [ID 18-399](#) Resolution Authorizing a Temporary Moratorium on the Enforcement of Construction Repair Activities taking place on Sundays

(Editorial History: In an attempt to expedite the completion of post Hurricane Irma construction repairs throughout the City of Marco Island, Florida, City Council has determined it is in the best interest of its residents and the public to establish a temporary moratorium on the enforcement of construction repair activities on Sundays between the hours of 12 P.M. and 6 P.M.)

City Clerk Laura Litzan read into the record by title only, Resolution 18-56 and advised Council they need to insert a date certain in paragraph two (2) of the Resolution in their motion.

Public Comment: None

**MOTION by Councilor Batte, seconded by Councilor Rios, to approve Resolution 18-56, Authorizing a Temporary Moratorium on the Enforcement of Construction Repair Activities taking place on Sundays till the end of the year. MOTION CARRIED BY THE FOLLOWING VOTE:**

**Yes:** 5 - Councilor Batte, Councilor Brown, Councilor Rios, Chair Grifoni and Councilor Honig

**No:** 2 - Councilor Reed and Vice-Chair Roman

- b. [ID 18-391](#) Resolution Accepting and Approving the County Commission's Proposed Interlocal Agreement for the Issuance of a Certificate of Public Convenience and Necessity with Conditions Approved by the Collier County Commission on June 28, 2018

*(Editorial History: Attached you will find Staff's proposed Resolution and Interlocal Agreement as per the discussion of City Council at their July 16, 2018 meeting. This Interlocal Agreement reflects the County's actions as per the County's June 26, 2018 meeting. The agreement indicates that the City agrees that "this doesn't, at least in the first year of the COPCN, effect any taxation that the County will have County wide for EMS services on Marco Island." The City understands that the County will be providing services to the City at least until the start-up of operations and should be compensated for those services. In addition, the below provisions have been included in the City's revised Interlocal Agreement:*

- The City shall not request reimbursement or reduction of ad valorem taxes collected by Collier County from the City for the first year of the COPCN.*
- That a referendum is passed by voter approval on August 28, 2018.*
- This Interlocal Agreement shall be effective on the condition that the County issues the City a COPCN, that is acceptable to both the City and the County.)*

City Clerk Laura Litzan read into the record by title only, Resolution 18-47.

Council engaged in discussions and Marco Island Fire Rescue Chief Mike Murphy clarified comments made regarding transportation fees and County billing.

Public Comment:

Mr. Jerry Swiacki, 667 Thrush Court, Chair of Our City Our Ambulance, believes the parties have been working hard to reach an agreement for the betterment of the citizens and supports the COPCN.

**MOTION by Councilor Rios, seconded by Councilor Batte, to approve Resolution 18-47, Accepting and Approving the County Commission's Proposed Interlocal Agreement for the Issuance of a Certificate of Public Convenience and Necessity (COPCN) with Conditions Approved by the Collier County Commission on June 28, 2018.**

**NO VOTE TAKEN ON THE MOTION**

**MOTION by Councilor Rios, seconded by Councilor Batte, to approve Resolution 18-47, Accepting and Approving the County Commission's Proposed Interlocal Agreement for the Issuance of a Certificate of Public Convenience and Necessity (COPCN) with Conditions Approved by the Collier County Commission on June 28, 2018, amended to add the following language to Item 15 "with conditions not inconsistent with Items 13 and 14". MOTION CARRIED BY THE FOLLOWING VOTE:**

**Yes:** 6 - Councilor Batte, Councilor Brown, Councilor Rios, Vice-Chair Roman, Chair Grifoni and Councilor Honig

**No:** 1 - Councilor Reed

## **12. Council Reports - None**

## **13. Council Communications**

*Councilor Batte had no comment.*

*Councilor Brown had no comment.*

*Councilor Honig had no comment.*

*Councilor Rios inquired on the status of the Endangered Species Ordinance. He advised Council he is attending a Florida Fish and Wildlife Conservation (FWC) regional workshop regarding the Gopher Tortoise tomorrow at 9:00 A.M. in Naples and is seeking consensus to speak on behalf of Marco Island. Council unanimously concurred. He then asked if Affordable Landscape is aware of the Fertilizer Ordinance.*

*Vice-Chair Roman asked if Council should consider reaching out to the Collier County Clerks Office for them to do an audit or sampling of a few of the City's contracts in lieu of recent events involving a City Employee. Following discussion, the majority of Council concurred (vote 5-2) and Vice-Chair Roman will reach out to the Clerks Office for their input on the situation and she will forward it for further discussion. She updated Council on the Committee orientation and training program is now completed. She will work with the City Manager and City Attorney to schedule a date to be held in chambers, video taped as soon as possible and a make up session in February 2019, after the election.*

*Councilor Reed responded to Vice-Chair Roman's earlier comments where she placed the failings of City government on the lack of a City Manager and he disagrees on the cause and effect. He believes Council is starving City staff with the resources needed to do their job and Council should take responsibility.*

*Chair Grifoni noted that water quality is a tremendous issue not only for Marco Island but across the state of Florida and Council should look to include that as a legislative priority. He commented on giving the committees clear direction from Council and clarify their policies and procedures.*

## **14. Future Agenda**

[ID 18-341](#) Future Agenda Items

*Councilor Rios is requesting a discussion on water quality and committee and staff responsibilities.*

*Councilor Reed is requesting a discussion on a methodology for improving the turn around time for permits.*

## **15. City Manager's Report**

[ID 18-342](#) City Manager's Report

*Interim City Manager Guillermo Polanco provided his report and answered Council's questions and concerns.*

## **16. City Attorney's Report - None**

**MOTION by Councilor Rios, seconded by Vice-Chair Roman, to extend the meeting fifteen (15) minutes to 9:45 P.M. MOTION CARRIED BY THE FOLLOWING VOTE:**

**Yes:** 5 - Councilor Reed, Councilor Rios, Vice-Chair Roman, Chair Grifoni and Councilor Honig

**No:** 2 - Councilor Batte and Councilor Brown

## **17. Departmental Reports**

### [ID 18-343](#) Monthly Departmental Reports

*Council has agreed to forego the departmental reports by staff unless Council has a specific question for the department head.*

*Public Works Report- Public Works Director Tim Pinter*

*Water & Sewer Report - General Manager Jeff Poteet*

*Building Department Report - Chief Building Official Raul Perez*

*Police Department Report - Chief Al Schettino*

## **18. Citizens' Comments**

*Ms. Yvette Benarroch, 847 Rose Court, Owner of Affordable Landscape, responded to comments made by Mr. Woodworth. She advised Council she met with Mr. Woodworth and Mr. Young two (2) weeks ago and believed there was no issue since she committed to finding solutions to the problem. She expressed her anger with Mr. Woodworth following and harassing her employees. She noted she is aware of the Fertilizer Ordinance but the City needs to educate the public and everyone needs to work together.*

*Ms. Maria Lamb, 1565 Ludlow Road, displayed "Gopher Tortoise" signs given by the state to the Beach and Coastal Resources Advisory Committee at no cost and asked Council to allow her to place them in the Right-Of-Way.*

*Mr. Sam Young, 191 Lamplighter Drive, commented on the joint workshops between the committees along with Affordable Landscape representative. He said the Fertilizer Ordinance needs education and an enforcement component.*

*Mr. Joseph Oliverio, 1340 Caxambas Court, spoke about being a commercial property owner on Marco Island and noted there is no signature line for the property owner on a zoning certificate or grease trap certificate or a permit.*

**MOTION by Councilor Rios, seconded by Councilor Larry Honig, to extend the meeting ten (10) minutes to 9:55 P.M. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Yes:** 7 - Councilor Batte, Councilor Brown, Councilor Reed, Councilor Rios, Vice-Chair Roman, Chair Grifoni and Councilor Honig

*Mr. Joseph Oliverio continued his comments. He invited Council to attend the Ad Hoc Parking Solutions Committee meeting on August 15, 2018 at 3:00 P.M. There will be a presentation given by Nickle Ride on a taxi type service.*

## **19. Adjournment**

*There being no further business to come before City Council, the meeting adjourned at 9:47 P.M.*

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*Jared Grifoni, Council Chairman*

ATTEST:

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*Laura Litzan, City Clerk*

PREPARED BY:

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*Lisa Smith, Recording Specialist*