

**FORT MYERS BEACH
TOWN COUNCIL MEETING
APRIL 2, 2001
REGULAR MEETING
Town Hall - Council Chambers
2523 Estero Boulevard
FORT MYERS BEACH, FLORIDA**

I. CALL TO ORDER

The regular meeting of April 2, 2001 was opened by Mayor Daniel Hughes on Monday, April 2, 2001, at 6:30 p.m..

Council members present at the meeting: Mayor Daniel Hughes, Vice Mayor Ray Murphy, Howard Rynearson - Council, Garr Reynolds - Council, Terry Cain - Councilwoman
Excused absence from meeting: None

Staff present at meeting: Town Manager Marsha Segal-George, Deputy Town Manager John Gucciardo, Janeen Paulauskis, Pam Houck, Dick Roosa (Town Attorney) and Dan Folke (Lee County Planner)

II. PLEDGE OF ALLEGIANCE

All assembled and recited the Pledge of Allegiance.

III. INVOCATION BY PASTOR ROBERT WILLAUER, ST. PETER LUTHERAN CHURCH

Pastor Robert Willauer gave the invocation.

IV. PUBLIC COMMENT ON AGENDA ITEMS

None.

V. PRESENTATION OF DONATION BY POOL FOUNDATION

Mike Lund came forward to announce that the Town Council has been very supportive of the pool. The Town maintains the pool and it has been very successful and a very positive item for the Town of Fort Myers Beach. The Pool Foundation was instrumental in getting the pool started. They presented to the Town a check for \$20,000.00.

Mayor Hughes expressed appreciation for the time and effort they spend and the funds that they have provided.

VI. CONSENT AGENDA

A. Review of Financial Reports: February 2001

MOTION: Made by Vice Mayor Ray Murphy and seconded by Councilman Howard Rynearson to approve the Consent Agenda. Motion passes unanimously.

IX. ADMINISTRATIVE AGENDA

A. PUBLIC HEARING: Ordinance 01-02 (Amending CRAB)

Mayor Hughes read the caption of the ordinance. He stated that this is a simple amendment which changes the composition of CRAB from 7 to 9 members. He entertained any comment from the public.

George Repetti came forward and stated that he is President of Islands End Condominium Association. Their property borders Marina Towers and a small piece of property exists between the two properties. They believe that this piece of property is going to be

considered for some type of change in use by CRAB. He has made attempts to contact members of CRAB with no response. He asked how many of the potential 9 members of CRAB will be residents who reside south of Santini Plaza? This is the area that will be effected by whatever happens with the piece of property in question.

Mayor Hughes responded that he did not know the answer to the question. No other Council members seemed to have a response. Mayor Hughes went on to comment that they do not look at their address. If they live on the island and express a desire to serve this is the key criteria.

George Repetti feels that it may be important to have someone on the board that this type of change will directly effect.

Mayor Hughes went on to comment that the members of CRAB are concerned with all areas of the island. They had a difficult time filling the vacancies of CRAB. He informed Mr. Repetti that CRAB will be meeting on Wednesday morning at 9:00 a.m., if he wishes to attend.

MOTION: Made by Councilman Howard Rynearson and seconded by Vice Mayor Ray Murphy to approve Ordinance 01-02. Role call vote was taken with all members and motion passes unanimously.

B. Update of South End Projects by Hans Wilson

Deputy Town Manager John Gucciardo reminded the Council and public that a few weeks back the Town Council approved hiring Hans Wilson and Associates to look into three different projects on the South End. These projects related to some of the residents' problems and concerns pertaining to the water issues. No time limit was given, but it was expressed that there was a sense of urgency on the part of the residents to move these projects along.

Mayor Hughes commended Hans Wilson on a very detailed and good report. He likes the approach that he has taken, but would like him to briefly summarize.

Hans Wilson introduced himself and commented that he would be breaking the project into three areas. They are working with the Laguna Shores neighborhood and a feasibility study regarding access alternatives for their development. They would be providing assistance to Marina Towers regarding getting the dredging project squared away. Carlos Point has an erosion problem. It was looked at to see if there was some compatibility in materials between the two projects of Marina Towers and Carlos Point.

He began with Marina Towers and referred to the Council's complete packet, which is a response that was prepared and submitted to the Department of Environmental Protection. They subsequently prepared a site plan, which showed disposal of the material coming from Marina Towers below the mean high water line in front of Carlos Point. The purpose for this is by placing material below mean high water they are actually adding sand to the system, which is what is needed. This is done below mean high water and they can avoid Marina Towers having to pay the State \$2.25 a cubic yard fee for removal of the material. This is a cost savings and gets the sand in front of the Carlos Point development, which is important. Along with Carlos Point they have another project, which also has dredging taking place, where the material will need to be trucked offsite. This material appears to be beach compatible and they are working to try and have this material brought up for an upland disposal in front of Carlos Point. They have two different sand sources for Carlos Point.

A graphic has been put before the Council for Laguna Shores. This is a combination of two ariel overlays. He referred to the black and white as being the Lee County ariel, which gives a sense of where everything is located. The backside refers to the most recent. He has shown on the black and white the two options for this area. The first option is the channel to the north, which follows what the residents are currently using but it shows having to go over the top of a shallow shoal area. The problem with the alternative is that it aligns itself perpendicular to the natural flow of the system. This creates a maintenance problem and is still being evaluated.

The second option would be creating two maintenance areas to the south. One parallel to the shoreline, which would bring the Laguna Shores folks access to the south. The second maintenance area next to the bridge exiting out to the bridge. This brings up a navigational problem that is also being investigated.

Mayor Hughes asked how soon Hans Wilson felt they would be receiving a response from the Environmental Protection and the office of Beaches of Coastal Systems? Hans Wilson responded that they submitted dual applications. They will be processing as a joint coastal permit. He commented that this will take place as soon as he can get them to move on it. Both agencies are backed up with projects.

Councilman Reynolds asked if they will be recommending how the sand will be moved? Hans Wilson replied that for Marina Towers it will be most efficiently handled mechanically. Because of the location immediately offshore of Carlos Pointe they will be able to barge the material around the corner and off load it. For sand that gets placed above the mean high water it will be trucked to the site from the south. This is how they are looking to be handling material at these locations.

Vice Mayor Ray Murphy asked if the folks at Laguna Shores and Marina Towers had been made aware of the progress thus far? Hans Wilson replied that they had. The correspondence gets copied to his contacts at both Marina Towers and Carlos Point. Deputy Town Manager John Gucciardo gets copied on all the e-mails sent to the above.

Deputy Town Manager Gucciardo wanted to thank Hans Wilson for the quality of job being done for the Town. He has established a relationship with each of the three different communities. He appreciates his effort.

C. Presentation of a Comprehensive Transportation Concept Plan

Mohsen Sahei came forward to speak and commented that he was part of the team who had put the Comprehensive Plan together. As part of this plan and the transportation element they had looked at the ultimate goal. It was summarized as trying to improve the peak season mobility, accessibility and safety for the Town of Fort Myers Beach. They came up with two objectives for optimizing parking supply. He commented that they cannot build their way out of congestion. They feel that the time is right to further explore toll bridges. This topic brought up the strategies that were brought up for the Council's review.

They looked at four major objectives. The objectives are reduction of peak demand periods by providing incentives to drivers to travel during periods of less demand, interception or capture of automobile trips prior to them reaching the Town and provision of an alternative means of access, provision of reliable on-street parking, transfer of demand for through trips to alternative facilities better able to accommodate them.

They feel variable tolls are important and he referred to page 3, which indicates how Lee County has achieved a significant diversion among eligible drivers from peak periods to off peak periods. These areas where drivers have transponders are able to use the shoulder peak periods to receive a discount and this has improved the flow of traffic significantly.

The parking issue is in regards to the shortage of desirable parking as opposed to parking in general. They are proposing to put parking in areas where desirability is assured. This may require a parking garage accessible to activity centers on the island. To provide a high level of service there are some components needed by summing them up with convenient and reliable parking at remote locations, short head ways - time between Trolleys' and buses' arrival/departure, preferential treatment for Trolley and buses and good access points in the Town along with reasonable prices for parking and toll system. Providing a Ferry to take a Trolley across the Matanzas Pass would add a novel aspect to the visitor's beach experience and may compensate for some of the areas that may not be as desirable. He emphasized that toll and parking charges are powerful tools in achieving control of traffic demand on the island.

Chris Swenson introduced himself as the President of CRSPE, Inc.. They are a firm that specializes in taking a look at financing aspects and traffic demand aspects for various entities

and looking to integrate them. He began by stating that they are not providing a recommendation for another study. They already have a Comprehensive Plan and Streetscape Plan. Planning is a necessary thing to do. Implementation solves the problem and this is where they will be focusing. They are promoting a design to move forward with an Implementation Plan. They would be looking to develop a revenue engine to finance needed improvements.

Roadway congestion is always caused by too little supply or too much demand. A lot of options exist for meeting roadway demand. They can try to keep the roadway supply ahead of demand. The second would be to accept congestion and this is not an option that he can endorse. They can take a look at balancing demand to supply. Keeping roadway supply ahead of demand is a traditional approach. Unfortunately, in the Town of Fort Myers Beach, this is not physically possible and they do not have the space. They can accept congestion and this is what is being done now. Congestion imposes significant environmental, economic and social costs without returning one benefit to those people suffering the congestions. It costs more in gas, time and frustration.

He is here to discuss the balance demand use and pricing. The pricing or tolls will return a benefit by providing an economic engine to provide additional enhancements to the transportation system. It improves service to users. Everybody wins. It encourages efficient use of the infrastructure. It stabilizes travel time. The stabilization of travel times is one of the key benefits of any travel demand management program. Does this work? In Lee County it does. He showed two different graphs referring to the Mid-Point Bridge before and after they applied variable pricing. A quarter made a significant difference. The goal is to simultaneously improve access, reduce traffic congestion and provide a revenue source for needed improvements. Stay focused on the goal and not on the toll.

The steps in the process are determining that action is needed. He feels that they have already done this. It was suggested that they focus over the next 3 to 4 months on establishing a preferred program of other things that can be used for toll revenues in the State of Florida. Next would be getting the tolls established, get a revenue stream started and continue implementation to start other things they may want to do with the revenue stream available to them.

He recommended two focus groups consisting of town citizens and town business leaders. Strong input is needed before anything is put in stone. Roadside surveys and parking surveys would be helpful. A good balance of what the public is thinking would be created.

Grants and loans are available. TFRTF is an interest free loan and is specifically designed for new revenue producing projects. It is a revolving loan fund and money does continually become available. Other opportunities are available. Ferry funds are available for development of Ferry services.

A feasibility analysis during the next 3 to 4 months would be something that would need to be done. The prioritization of the project needs to be done to determine what needs to be done and the time line it needs to go in.

Vice Mayor Murphy had asked whether or not the feasibility would go first or the economic analysis? Chris Swenson had recommended that the concept be floated in front of the State first. Any agreement that they would receive would be contingent on whether or not they have a solid, viable project. There would be no reason to go forward and spend the money on the economic analysis, if this will not take place. He would like them to get a conceptual agreement first.

Town Manager Segal-George would like to move forward to the next step and have Mohsen Sahei and Chris Swenson talk with FDOT and the County. She has had some informal conversation with the County and they are initially receptive. This information would be brought back to the Council. If there is a favorable response from the State and County a formal contract can be brought forward.

Concern was expressed from Mayor Hughes regarding who will be owning Estero Blvd..

Chris Swenson commented that they can move forward and settle this issue at another time. He feels that they should keep all options open with the County and see what can be worked out.

Chris Swenson will begin by speaking at staff level, but feels that it would need to move to the Commission rather quickly. They will need to know what is happening because they will begin receiving telephone calls. The worst thing that could be done would be to leave them without knowledge of what is being discussed. He proposed to move to the Commission level with Lee County. He would like to get as many of the problems up on the table as rapidly as possible, so they can be handled.

At this point Mayor Hughes asked for the people who expressed a desire to speak on this matter to come forward.

Frank Gilani came forward to express if they had considered the backup of traffic on San Carlos that will exist with the tolls? How far will it be? Chris Swenson commented that this is an item that will be addressed. He pointed out with the transponders today they are able to put a lot more vehicles through a lot smaller toll facility without nearly as much backup. It is possible to use "open road tolling". By using this method a person would not even know that they have passed through a toll facility. He feels confident that they could engineer around any cuing problems that might happen.

George Repetti is concerned about the one lane coming in and out of the island. He feels that they need to look into the issue of space to accommodate the toll facility before they begin spending tax payers money. He commented on the EZ Pass that exists in New York. He has one of these passes and says that it is the greatest. No one uses it! He feels that they can not go any further with this project until the questions regarding space have been answered.

Chris Swenson stated that they have taken an initial look and they do feel that they can put in the physical toll facility that would be required. They have a lot of options.

Town Manager Segal-George will proceed with the dialog with the County and State. The Town Council will act as the Task Force.

Councilman Reynolds feels that they need to reach out first before they throw a lot of money behind this project.

Mayor Hughes expressed to Town Manager Segal-George that he saw a consensus among the Council Members to proceed.

D. Resolution: Invoking Smith Vs. Clearwater regarding definition of residential units

Mayor Hughes read that this is a resolution notifying the property owners of land within the corporate limits of the Town of the Council's intention to adopt an ordinance defining a residential unit to include a room with a bath with a door from the room that does not access another residential unit, directing the Town Manager to notify property owners and providing an effective date.

MOTION: Made by Vice Mayor Ray Murphy and seconded by Councilwoman Terry Cain to approve the resolution. Motion passes unanimously.

Discussion: Attorney Dick Roosa commented that this only puts the people on notice that the Town is considering this change and they should make plans accordingly. This involves new construction and does not apply to any one specific person that may not be in compliance.

E. Discussion of Water Utility System

Deputy Town Manager John Gucciardo discussed the documents contained in the Council's packets and they wanted to discuss the progress on the proposed purchase, and to lay out the framework and the timing for the procedural moves that will take place between now

and June 1 when they envision a closing on the utility.

Mr. Roosa suggested that the Council set the utility ordinance down for its first public hearing at the next regular meeting. They should have two public hearings. They are hoping at the second public hearing they will have a resolution. They will sit as the Public Works Agency and determine the public purpose of purchasing the system. The Not for Profit Corporation has not been created and he is asking for authority to create it. The Not for Profit Corporation will own the utility system. It will collect the revenues, borrow the money, pay off the debit and when all the debit is retired it will give the system to the Town of Fort Myers Beach Public Works Agency. The franchise is the authority of the Town Council for the Not for Profit Corporation to operate the utility system within the city. The franchise will be adopted by the Council Members, the resolution will be adopted by them as the Public Works Agency and the actual system will be purchased by them as the Not for Profit Corporation.

Vice Mayor Murphy asked what they are trying to accomplish by having the Not for Profit Corporation? Attorney Roosa replied that they have a limitation on indebtedness. They can not borrow funds for more than three years or without a referendum. This means that the Town is not borrowing the money. They would not be pledging any assets of the Town. The only pledge would be the revenues of the system.

Vice Mayor Murphy needs to be convinced that they are not going through unnecessary hoops to acquire this system. Attorney Roosa replied that there would be only two ways to find the answer to his question. He feels that this is the most economical way to ensure that what is being done is totally within the restriction of the charter.

Councilman Reynolds asked how the Corporation will finance? They have no money? Attorney Roosa replied that they do. They have 3 ½ million dollars worth of water utility system plus the revenue that come from it.

Councilman Reynolds asked what would happen if the Corporation does not meet its requirements such as payments, etc.? What would be the obligation of the Town? Attorney Roosa replied that this is a separate entity and the Town has no obligation.

A discussion was held regarding the naming of individuals in the resolution. Attorney Roosa indicated that this is required. Councilman Reynolds expressed his concern for this and would rather see it listed as the Town Council, as a whole, rather than limiting to one person.

Attorney Dick Roosa asked if the Council would like to be the incorporators. Councilman Reynolds indicated that it made more sense than having one individual. Attorney Roosa will make this change.

Mayor Hughes went on to comment that this would be continued for public hearing. The first public hearing will be held April 16, 2001 at the regular meeting.

MOTION: Made by Mayor Daniel Hughes and seconded by Vice Mayor Ray Murphy to direct the Town Council to file articles of incorporation with the Secretary of the State Florida to form a Not for Profit Corporation to be known as the Town Of Fort Myers Beach Public Works Services Inc.. It will be naming all of the individual Council Members currently in office as the incorporators. Motion passes unanimously.

Councilman Reynolds wanted to have discussion regarding the ordinance, before it gets into its final form. He referred to page 2, section 9a & 9b regarding written protest to the Town Manager. His concern was if a written protest was submitted and did not go in their favor they would have no choice but to go before the court. He would like to see an appeal process in between. Attorney Dick Roosa replied that their would be at least one public hearing after due notice. The Council is the public hearing and after this hearing the only relief would be through the courts.

F. Discussion of Summer Schedule: Council and Committees

Town Manager Segal-George would like Council direction to close all committees down for July and August. Some like to close down and some do not. The last two years there were quorum problems with the committees that did not close down.

MOTION: Made by Vice Mayor Ray Murphy and seconded by Councilman Howard Rynearson to approve Town Manager Segal-George's recommendation to close all committees for July and August. Motion passes unanimously.

Town Manager Segal-George commented that they would normally meet in June on the 4th and 18th. She is proposing to meet on the 4th and the 28th, so they can certify the tentative millage before they go on break. They would break until August 27th. It was decided that they would try to have the last meeting on June 25th. Mayor Hughes will be out of town and will not be able to be present for a June 28th meeting.

MOTION: Made by Vice Mayor Ray Murphy and seconded by Councilman Howard Rynearson to approve Council summer schedule. Motion passes unanimously.

G. Reconsideration of Council Policy: Opening mail

Mayor Hughes indicated that the Council had received a memo from Councilman Reynolds regarding this issue. He asked Councilman Reynolds to discuss.

Councilman Reynolds began by stating that he has brought this back because he feels that opening someone's mail is an invasion of privacy. He would like to discuss the purpose of opening Council Members US mail as recently approved for the handbook/manual. He would like Council to reconsider this and remove it from the Council Policies and Procedures Manual, which appears on page 11.6.. He does not believe it is ethical and serves no real purpose. He feels that the public will see the Council Members as weak individuals who cannot seek their own directions without guidance of the Town Manager. He believes that the voters elected them to read and learn the facts about issues, and come to their own decisions as to what is best for the community. If this item stays in the manual it will be the same as admitting that they are not capable of carrying out the people's business and making decisions without guidance from a non-elected person. He does not mind advice. He does care if he is told it would be best for someone else to open his mail and respond to it. He feels that this is not a debatable issue. He asked the Council Members to consider what has been done and make a correction to eliminate this item.

Vice Mayor Murphy doubts that the public would consider him a weak person by having the mail opened, and this is a requirement of Florida State Law.

Attorney Dick Roosa commented that the mail that comes to Council Members at the Town Hall is a public record. It belongs to the people of the Town of Fort Myers Beach. If it is intended to be personal it should be sent to their homes. If mail is sent to your home and contains issues that will be considered at a future Council Meeting it should be taken to the Town Hall and made a matter of public record. Council Members are part-time people. They do not have secretaries. When a staff member prepares a draft answer they are not obligated to sign it. It can be changed if they choose to do so. This is offered as assistance.

Councilman Reynolds disagrees 100% and feels that Attorney Dick Roosa is incorrect. He believes that it is not ethical to open another person's mail without their consent. This is his objection.

MOTION: Made by Councilman Garr Reynolds and seconded by _____ to strike opening Council Members mail from the Council Policies and Procedures Manual. **Motion fails due to lack of second.**

Mayor Hughes commented that he does not have any objection to others opening his mail. He feels that this is a service and he does not come to Town Hall everyday for his mail. There could be something in the mail that is urgent and requires immediate action. He does not feel that they were elected to have to do this. He appreciates the staff doing this. This is his personal view.

Councilwoman Cain expressed that she is part-time and the mail that comes to Town Hall is public. She has no problem with others opening her mail. This is part of the community and helps her serve the community. She appreciates this because it is time consuming for her to do this at her home. She takes a bit of offense to the comment that others will imply that she cannot make her own decisions, because someone else is opening her mail.

Councilman Rynearson commented that much of the mail is addressed to Town Council. It needs to be opened and copied in order for it to get to everyone. He likes his mail to be opened and given to all other Council Members, so they are aware of what everyone is doing.

Vice Mayor Murphy mentioned that staff contacts him at his other office when something important comes in so he can come in and pick it up. He appreciates this and thanks staff for this.

Councilman Reynolds respects everyone's comments and feels that they should have their mailed opened. They have given permission. He does not want his mail opened. It is a matter of ethics.

VIII. COUNCIL MEMBER ITEMS AND REPORTS

Councilwoman Terry Cain - The Mound House has their alarm system on and working. You can now tune to 1640 AM and hear the test pattern. It has a great signal. They hope to soon have their license and have the tape on.

Vice Mayor Ray Murphy - He had some inquires from others after a storm on Little Estero Island. The Gulf brought up a lot of cans and misc items. He is not sure of the status, but he had hoped one of the County people could assess the situation. Last week he went to Florida Gulf Coast University and participated in a simulcast between Florida Gulf Coast and Edison with Tallahassee. It was very interesting. He brought back information that he received at the convention he attended up in Washington. He will leave the information with staff.

Councilman Howard Rynearson - He updated on the Sheriff's substation. They are moving along and the County is keeping an open mind. It is started and hopefully some progress will be made.

Councilman Garr Reynolds - He mentioned that the 40 m.p.h. winds coming off the Gulf took away about 2 feet of sand at the Dakota public access.

Mayor Daniel Hughes - The day after their last meeting on March 20, 2000 was Child's Day. This was the proclamation that was adopted as a Town Council. Councilman Howard Rynearson attended with him. It was quite a moving program. The children were in very good hands with the program.

He was on radio WINK on the 21st. He has had no comment, so he feels no one heard him. Curfew and Town/County relations were discussed.

He mentioned the memo regarding the evaluation of the Town Manager, Town Clerk and LPA attorney. He asked that they complete their evaluations and get them submitted by April 16th. He will be making a recommendation for their consideration in regard to her salary and/or bonus at this same meeting.

He commented on an article regarding Beach Restoration in Bonita Springs. Some very interesting information is contained and he would like them to read it if they have the opportunity.

The results of the census have appeared in the News-Press. It stated that the Town of Fort Myers Beach had approximately 2,700 less people than they had in 1990. In another area it referred to Estero Island North and South increasing their population by a modest percentage. They have not received anything official from the US Government regarding the population.

IX. TOWN MANAGER'S ITEMS

Town Manager Marsha Segal-George - None.

X. TOWN ATTORNEY'S ITEMS

Attorney Dick Roosa reported that the Law firm of Henderson & Franklin decided that they would accept the \$3,000.00 offer as full payment.

XI. APPROVAL OF MINUTES: SEPTEMBER 11, 2000 AND (pulled from previous meeting), FEBRUARY 5, 2001

Mayor Hughes began discussion regarding the September 11, 2000 minutes. He listened to the tapes to try and clarify a few items. He found that around page 8 the tape ended and picked up somewhere on page 10. One of the areas that Councilman Reynolds was concerned with was not on the tape.

Corrections and changes to minutes:

1. Page 3, under discussion following the motion, drop to the bottom strike on - 2 lines down replace Murphy with Hughes. (Changes by Mayor Hughes)
2. Page 7 - should read counsel not council. (Change by Mayor Hughes)
3. Page 7 - Last paragraph. Should read "The park was bought by both taxpayers money and impact fees." (Changes by Councilman Reynolds)
4. Page 9 - Item 8, 3rd paragraph - were stated " This evidently grew out of.... the letter from the Sawyers." Councilman Reynolds did not say this. This was stated by Town Manager Segal-George. Councilman Reynolds indicated that it should read " Councilman Reynolds asked the Town Manager if such a letter had been sent from Town Hall. She responded no." (Change by Councilman Reynolds.)
5. Page 10 - middle of page - should indicate after "Mayor Hughes ruled him out of order" he ruled Councilman Reynolds out of order because he disagreed. He feels that his is pertinent and should be included in minutes. (Councilman Reynolds)

MOTION: Made by Mayor Daniel Hughes and seconded by Vice Mayor Ray Murphy to approve the minutes of September 11, 2000 with the corrections and changes #1 thru #4 above only. Motion passes unanimously.

MOTION: Made by Vice Mayor Ray Murphy and seconded by Councilman Howard Rynearson to approve the minutes of February 5, 2001. Motion passes unanimously.

XII. PUBLIC COMMENT

Sam Greco came forward and indicated that he is a registered voter. He addressed the Council in the past regarding beach raking. He had given research data accumulated on Estero Island beach erosion and beach renourishment. His first suggestion would be a Town Hall sign on Estero Blvd.. He purchased a condominium on Fort Myers Beach in 1987, and has seen the transformation into Coney Island. The development has been enormous. He goes back to New

Jersey in February, because he cannot stand to be grid locked. The bridge should have been better developed. Everyone in his condominium complex now is a renter. He heard that they were wanting to put beach access next to Phase III at Islands End. He is tired of the beach access they presently have. He is hoping that something can be done to control the massive growth and transformation.

Joe Croker came forward to discuss the summer recess. He sits on the PSTF and they are one of the primary organizations that have difficulty getting quorum in the summer. They did attempt to meet twice a month last year. At this year's organizational meeting they did decide to meet no fewer than 10 times per year. His concern is during peak hurricane season. He wanted to reassure the Council that in the event of an emergency there will be enough members to meet to handle any situation. He also commented that he had the privilege of sitting on the Charter Review Committee. One of the areas which created the greatest field of discussion was putting some type of constraint on the Town Council not to allow them to put the city in debt for a period of more than 3 years. With tonight's water situation, he feels that they should be able to explain during the public hearing what the intention and reasoning is. He sees nothing wrong with what they are doing. A lot of people on the beach are going to read it as a way of circumventing the charter. They need to be aware of this.

George Repetti commented on the traffic plan. He feels for this Council to go forward and spend money for a company to come up with a plan for the toll bridge is unnecessary. They need to present the Council with a plan to show where they will put the booths.

XIII. ADJOURNMENT

The meeting was adjourned at 9:40 p.m..

If a person decides to appeal a decision made by the Council in any matter considered at this meeting/hearing, such people may need to ensure that verbatim record of the proceeding is made, to include the testimony and evidence upon which any such appeal is to be based.

Respectfully Submitted,

Shannon Miller
Transcribing Secretary