

**FORT MYERS BEACH  
TOWN COUNCIL MEETING  
APRIL 17, 2000  
NationsBank, Council Chambers  
2523 Estero Boulevard  
FORT MYERS BEACH, FLORIDA**

**I. CALL TO ORDER**

The meeting of April 17, 2000 was opened by Mayor Daniel Hughes at 4:20 p.m.

**Council members present at the meeting:** Anita Cereceda, Daniel Hughes, Ray Murphy and Garr Reynolds.

**Town Staff present:** Town Manager Marsha Segal-George, Pam Houck, Attorney Richard Roosa.

**II. PLEDGE OF ALLEGIANCE**

All assembled recited the Pledge of Allegiance.

**III. INVOCATION**

The invocation was given by Pastor Bob Stuckey.

Daniel Hughes made note of the fact that we have lost Mayor John Mulholland. This morning a beautiful service was held for him and a lot of eloquent things were said about him. We shall all miss him sorely.

**IV. PUBLIC COMMENT ON AGENDA ITEMS**

None.

**V. CONSENT AGENDA**

**A. Review of Financial Reports -- March 2000**

**MOTION:** Moved by Ray Murphy and seconded by Anita Cereceda to approve the Consent Agenda. Passed unanimously.

**VI. ADMINISTRATIVE AGENDA**

**A. Presentation -- Water Bus/Taxi**

Town Manager Marsha Segal-George noted that there would be a gentleman coming to make this presentation.

**B. Draft: Dry Sand Ordinance**

Town Manager Marsha Segal-George gave us a little background on the origin of this ordinance. She advised that she and Deputy Town Manager John Gucciardo had read a law review article that addressed some of these dry sand issues and they felt that it was particularly applicable for us. It was copied, therefore, and circulated to the Council as well as to the Marine Resources Task Force. A copy was also given to Town Attorney Dick Roosa. From that, Dick Roosa has prepared a draft ordinance that's very similar to the ordinance that was done in Destin, Florida. Just today she received information from a council member in Destin that they are going to pass their ordinance within the next 30 days, so it is something that they are also moving forward with.

This season on the beach we've had more issues with dry sand, wet sand, where people can

and cannot walk, if property owners can prevent people from walking along the dry sand. The Mayor was particularly involved in this issue. We had some problems down on the south end that he had looked into. There are places there where we have some sea walls that are situated so that people cannot walk that part of the beach without walking in the water. All of those issues are embedded in this draft ordinance.

This was discussed in a very preliminary way with Marine Resources Task Force, and they would like to place this draft ordinance on their next agenda and start working with the dynamics of the ordinance. There are questions with regards to how great a buffer you would place. We have some areas where this ordinance wouldn't work, such as the area where we have some sea walls. Destin would be the first community in Florida that has this ordinance and we would be the second. There is case law in this and Dick Roosa has reviewed it. The findings of fact 1-5 are all directly from the Supreme Court case and have been placed as the preambles in this draft ordinance.

**MOTION:** Moved by Ray Murphy and seconded by Anita Cereceda to refer this dry sand draft ordinance to the Marine Resources Task Force for discussion.

### **Discussion**

Mayor Hughes asked where in general does the fee title to the property owners go. Town Manager Segal-George said she thinks they go all over the place. You literally have to go all around the beach front and map out everybody's legals, they're not consistent.

Deputy Town Manger Gucciardo said it's probably not consistent, but generally speaking private property legal descriptions that run to the mean high water line would not be unusual.

Mayor Hughes asked if in areas like the Holiday Inn where there are huge accretions that have occurred over the years, do they accrue to the benefit of the property owner or are they public lands? He was advised that the general rule is that if the accretion is natural, it does go to the private property owner.

Councilwoman Anita Cereceda felt there should be some uniform reference to the water.

Councilman Garr Reynolds said we should take a look at the plants at the actual sites, as he believes a lot of those are surveyed as lots and they do give different measurements. Marsha Segal-George said yes, you just have to get each one for each property owner.

Motion passes unanimously.

### **C. Petition requesting paving on Lewis Street**

Pam Houck was asked to give us the background on this. She advised that the residents had asked that this street be paved. They've also submitted an estimate from Ajax who is our contractor on Palmetto/Easy Street. The estimate does not include engineering costs.

Pam Houck was told that in her memo she advises that the street itself was conveyed in 1958 to the owner of Lot 4 for unrestricted use by them and the public at large. The petition we have represents that it's "municipally owned property dedicated for right-of-way and street usage." Mayor Hughes said that these seem inconsistent to him. Mrs. Houck said that the petition was done prior to her research. Lot 4 is owned by Mr. Bill Van Duzer, who provided her with the abstract. In the previous deed of the person Mr. Van Duzer purchased it from, Lot 4 was deeded along with the 50 x 150 foot portion of Lewis Road and it was deeded to the public.

**MOTION:** Moved by Ray Murphy and seconded by Anita Cereceda that we approve the petition to go forward with the paving of Lewis Street with the required engineering and whatever needs to be done with consideration given to the estimate by Ajax, but also requiring

that a bid go out.

**Discussion:**

Councilman Murphy stated that this may very well be the most economical way to do it, he has no reason to doubt that. But he believes that in the best interest of the Town it would probably be best to bid it.

Mayor Hughes asked if there was a legal requirement under these circumstances that we should still get competitive bids. Town Manager Segal-George said she believed so. But she asked if this was going to be the same kind of share percentage.

Mayor Hughes told Councilman Murphy that the petition states that it should be cost-shared in the same manner as Easy Street/Palmetto -- 50/50. Mr. Murphy said he was in agreement with that. Ms. Cereceda said that was what she assumed as well.

Bill Van Duzer was called upon. He said he was trying to push this along because he found out that they were going to do Easy and Palmetto. It sounds like we're going to accept a petition and he appreciates that. Mayor Hughes advised that in the Palmetto situation we thought we had a petition from 100% of the people but later found out that we didn't. He asked Mr. Van Duzer if he could represent to us that the signatories of this petition represent 100% of the fee owners of the property. Mr. Van Duzer indicated that it did. We have been given copies of all the paperwork that he has on it.

Mr. Van Duzer also said that there were six properties, unless you include the one that abuts the end of the street. But this wouldn't be of any value to the owners because it runs in the back of the building. The six property owners have all signed an agreement and one of them owns three parcels. They understand that they pay half the share of one for each lot which is very much to their advantage.

Councilman Reynolds asked Mr. Van Duzer if he was asking for the private driveways to go in the agreement also. Mr. Van Duzer advised that they were only going to the right-of-way line.

Mayor Hughes asked if it was implicit in the motion that staff will get the additional bids and was told yes, and that they have to bring an assessment resolution back to us as they had to do with Palmetto and Easy Streets.

Motion passes unanimously.

**VII. COUNCIL MEMBER ITEMS AND REPORTS**

Councilwoman Cereceda reported there had been an MPO meeting on Friday where they voted to add a member from the City of Cape Coral because of the increased population there. She was the dissenting member on that motion. They added another member to represent the new City of Bonita Springs. The City of Cape Coral now has four voting members from their city as well as two commissioners that have areas of representation in their district within the city. Collectively, that outnumbers any other area of the county. She felt the action was premature and dangerous. Right now if the new City of Bonita Springs, the Town of Fort Myers Beach, the City of Fort Myers and the City of Sanibel were all to join together and vote, we would still be outnumbered by the City of Cape Coral. When one city can undo four others, there is a question of equity there that is way out of balance.

Also reported by Councilwoman Cereceda was that she met with representatives from Swim Florida and they have asked her to make a request that totals \$9,723.32 for some equipment for the pool. She will be making copies of this and putting it in our boxes and asking that it be an agenda item for the next meeting. We can look at this as a particular group doing something at the pool that is requesting assistance and equipment, but we can also look at it as improving the overall facility by having equipment like this available for any type of swimming group for the future, which is the perspective she is going to choose to take.

Councilman Reynolds reported on the swearing-in ceremony in Bonita and advised that everyone seemed very pleased about the direction in which Bonita is headed. He was happy to see that Town Manager Marsha Segal-George was assisting there. Also Bob Crip, the attorney from Sanibel has dedicated his service.

Councilman Murphy noted that it has been a very moving day. This morning this was an extraordinarily special room. He complimented the staff and everyone within the Town who made the effort this morning to turn out and give John the send off he was due this morning. It was beautiful and he's very proud of the Town.

Ray Murphy also told the Mayor that he has the same support from him that he's always had and he wishes him the best in his new position. He knows he'll do a fine job and we're all behind him.

Although he won't be able to stay for the Wilson Miller presentation, Councilman Murphy said he wanted to go on record saying that he's supportive of everything that's come forward so far in concept. He knows that there will be more coming forward later as far as more design, but he will have ample opportunity to review the results of this evening's discussion and also what comes forward at the May 1 meeting. He wished us well this evening in our deliberations.

Mayor Hughes echoed Ray Murphy's remarks about the wonderful memorial service and wished to add that he knows that it was something that the family very much appreciated. As Ray said, the staff on very short order put together a scenario here that worked out quite well and we all appreciate that.

#### **VIII. TOWN MANAGER'S ITEMS**

Town Manager Segal-George said she wished to thank the people that worked for her, because all through this she told everybody that they would do the best they could. They had to go and find things that normally they would not have had to find. The staff did an incredible job. When Janeen was on vacation, Mrs. Segal-George realized just how valuable she was to her and to the Town, and she has been incredible getting through this. John Gucciardo has been there to help wherever he could help. At 3:00 p.m. Friday afternoon she and John were looking for bagpipers. Also Pam and Debbie and Janice are people that will pitch in and do whatever needs to be done when it needs to be done, and she thinks that's what is so unusual and unique about our Town. They are not job descriptions that you can write that will cover these kinds of skills and heart and willingness to pitch in. This has been a real hard time for her to get through, and without all of them, she doesn't think she would have been able to.

##### **A. Request to advertise for vacancy on LPA**

We have a resignation on the LPA. Rod Vayo has resigned because of his health. The Council needs to accept the resignation and then authorize Town Manager Segal-George to advertise for that vacancy.

**MOTION:** Moved by Anita Cereceda and seconded by Ray Murphy to reluctantly accept the resignation of Rod Vayo and to advertise for a replacement. Passed unanimously.

Attorney Roosa was asked if it would be appropriate that we fill the LPA vacancy now. Attorney Roosa said we should do this within 30 days.

##### **B. Council appointment**

Town Manager Segal-George advised that the last time there was a vacancy each council member brought forward their recommendation for the position. From those recommendations we chose a candidate.

Attorney Roosa said we should deal first with the Vice Mayor. He felt it would be appropriate to elect a Vice Mayor so that there would be continuity if something were to happen

to our current Mayor.

Councilwoman Cereceda expressed her desire to see Councilman Murphy assume that position for the remainder of the year.

No further nominees were forthcoming and so a vote was called on Councilman Murphy's nomination. All members voted for him.

The new Vice Mayor thanked everyone, saying it has always been his pleasure and honor to serve the Town in whatever capacity he was called upon.

Councilwoman Cereceda recounted how Ted FitzSimon's resignation and replacement had been initially handled and why each council member then brought forward his own recommendation for the position of Vice Mayor.

Mayor Hughes noted that when he became a council member, he had been approached independently by Anita Cereceda and John Mulholland. The question now is do we want to do it that same way or make nominations from among the people who show an interest in this. A supplemental question is at what meeting should we do this?

Councilman Reynolds said he kind of liked the idea of giving others a chance to put their hats in the ring, so to speak. If we don't get the proper response, we can still do what we did last time. But in the meantime there are probably a lot of folks out there who would like a chance to let people know they'd be interested. He'd like to see it advertised.

Councilwoman Cereceda said whoever is going to take that seat is only going to take it for the months of May, June, September and October. We're on vacation for July and August. She is going to nominate someone who she believes John Mulholland would have picked himself and that she and he had discussed in the past. A campaign is generally more divisive than beneficial.

Vice Mayor Murphy said that whether we advertise it or not, if anyone interested would contact a particular council member who could either bring forward that person or not, that might be a way to go. Mayor Hughes said he, too, felt that an interested party could come to any of them and say that he would like to be on the Council, then the council member would make a preliminary decision as to whether he would want to carry that forward to the entire Town Council.

Mayor Hughes asked if we should take a vote on May 1 although Councilman Reynolds won't be present. Councilman Reynolds said he probably wouldn't be back until May 9 or 10, but that he wasn't strongly opposed to our acting on the first. Councilman Murphy said he felt we should vote as soon as possible.

**MOTION:** Moved by Anita Cereceda and seconded by Ray Murphy that this Town Council fill the vacancy due to the passing of Mayor Mulholland with a policy in place and utilized when the vacancy was created by the resignation of then Vice Mayor FitzSimons, and that that vacancy be filled at the May 1 meeting.

**Discussion:**

Councilman Reynolds said even though he doesn't completely agree with the motion because of the possibility of other people wanting to become involved, he will go along with it.

Mayor Hughes said he was asking the press to hopefully have an article about this and that this does not preclude any interested person in the municipality from submitting their name to one or more of the existing Town Council members. Mayor Hughes asked Attorney Roosa if Councilman Reynolds could submit a nominee in absentia. Attorney Roosa said it would have to be done at a meeting in government Sunshine, so it can't be presented to the same extent as if he were present. But if he wanted to write a letter and nominate somebody, it could be presented at the meeting. He couldn't vote but he could ask that somebody be considered.

Councilwoman Cereceda told Councilman Reynolds that she just wanted to know for certain that he's comfortable with not being here on the first so that we don't end up with

something going awry here somewhere down the line. Mr. Reynolds said he'd love to be here, but this is something that has been planned for some time.

Mayor Hughes asked if it would be possible to have a special meeting just for this one purpose. Councilman Reynolds advised he would be leaving tomorrow morning.

Mayor Hughes stated that Councilman Reynolds had talked to him about this and has very legitimate reasons for his absence, and of course he couldn't foresee what was going to occur here. It's obvious to him that we should just go ahead on May 1, otherwise we would be in the same position on the 8th, and again on the 15th with Councilwoman Cereceda being gone, and it would be almost six weeks before we appoint a replacement, and that's not a satisfactory situation.

Motion passes unanimously.

**IX. TOWN ATTORNEY'S ITEMS**

None.

As a point of clarification, Deputy Town Manager Gucciardo said it was his understanding that the existing Council will submit nominees and he asked Attorney Roosa if we needed to advertise those nominees for the May 1 meeting. Attorney Roosa said no, that the nominees would be announced at the meeting and then be voted on. John Gucciardo said that the last time staff got the nominees from the Council for the following week when they prepared the packet and those names were added to the agenda as presenters. If this will be the case again, the names should go to Janeen by Tuesday. Attorney Roosa agreed that nominations should go to the staff by April 25. As a matter of law, however, we couldn't preclude a council member from making a nomination at that meeting.

**X. APPROVAL OF MINUTES: MARCH 13, 2000**

**MOTION:** Moved by Ray Murphy and seconded by Anita Cereceda to approve the minutes of March 13, 2000. Passed unanimously.

**XI. Water/Bus Taxi presentation**

The presenters did not make an appearance at the time scheduled for them. Town Manager Segal-George, therefore, explained what the discussion would have been today. A group of folks from east Florida were moving about five or six boats over here and wanted to set up a water bus or water taxi service on the island. They wanted to run the service like the trolley so that there would be designated times. They have the kind of boats that can run in very shallow water and they could ramp on the sea walls and land you on the beach or a sea wall. They could take people to restaurants and drop them off or drop them off on the beach side. They need a place under the bridge to drop people off and a survey was done on the Old San Carlos/Crescent Street area where there are plans for a park on the bay side. And we do have public property on either side of the area that's owned in the middle by Ed Kusik. We were looking at roping off an area and clearing it so that these water buses could land there, drop people off and then go to the Square. They were also going to go to Bowditch and pick people up on San Carlos Island and bring them. With all the boats that they were bringing, it creates quite an operation.

This is what was going to be explained to us today and it was another one of those things where we had to move faster than we were probably ready for.

Town Manager Segal-George also noted that we also have space over on the other side next to Matanzas, but there are some old bulk heads down there that cause some problems. We're going to have to work with the state and see if we can move them. That's the area we're looking at for the shoreside facilities for the harbor. She and John also met with Ed Kusik and talked

about the area that he owns in the center. He feels that because of his parking requirements he'd like to cooperate with us and try and joint plan something, but he is not amenable to selling it at this time.

Their next step is to try and hire a park designer to see if there's a way to plan all of that and work with what we do have over there and work within some of the boundaries of Ed Kusik's parking. Also, because there's a nice working waterfront there too, that could just be that much more pleasant if we did some things to it. The survey shows a complicated area down there as to who owns what and where, and Marsha and John have been poring over this survey trying to come up with a plan.

Mrs. Segal-George said that's what they were going to present today and that they must have thought that this meeting was going to be canceled.

Councilman Reynolds ascertained that the boat company would just want to drop off and pick up from the bridge but not dock there. There is no dock.

Mayor Hughes noted that Commissioner John Albion had seen the presentation on our agenda and had commented on the fact that there are some grant programs for water taxis, and Mayor Hughes had told him that he would mention this to our staff. Town Manager Segal-George said this would be applicable to our situation, and with regards to that park and the facilities that we're trying to put there, there's grant money available for most of it. Our difficulty is that if we don't have a willing seller, none of those grant programs work if you go to condemnation. That's why we're trying to look at ways to work with what we have over there and see if we can't create a really nice park area with some of the obstacles that we have. And Ed Kusik said that he was very willing to work with us and try and cooperate. He recognizes that whatever we do down there will only help him and he would like to see a lot of that cleaned up.

#### **XIa. OTHER MATTERS**

Councilman Reynolds stated he had asked for a recording of our proceedings about a month ago. He was appalled by the poor condition of the recordings. We need to do something to get a good sound system in here and he understands that Janeen is looking into that. There is a big noise coming out of the recorder and he doesn't see how the person doing the minutes can possibly do them. No wonder there are errors and she misses hearing things. Town Manager Segal-George said she thinks we all liked the system we had when we had the joint meeting with the board of county commissioners and we brought in a temporary system for that meeting just to see how it worked. And it worked wonderfully. She has asked those people to give us a quote and we're just waiting for it. We have had sets for people who are hard of hearing, and they also have the ability with this system to have the walking mikes for people giving presentations. They were trying to see how much they can salvage of what we have and what we would have to add to it. We've been trying to fix it. This is the third place that we've asked for quotes and we just haven't been able to get anybody to give us quotes.

Councilman Reynolds also advised he had got here late because there had been a backup on Estero, but that the real backup came when he got to Connecticut. It took him 12 minutes to get from Connecticut to Donora, as cars were just jumping in. Maybe we should get this on the agenda again and see if there is something that we can do about that. Also, two cars went down the center lane rather fast, which is really dangerous if somebody were trying to cross the street. Maybe we could put up a few flex stakes at certain streets.

The meeting was recessed at 5:30 p.m. to go back into session at 6:30 for the Wilson Miller presentation.

**B R E A K -- 1 Hour**

The meeting was called back to order at 6:34 p.m. by Mayor Dan Hughes.  
Councilmembers present at meeting: Anita Cereceda, Daniel Hughes and Garr Reynolds.  
Absent from meeting: Ray Murphy.

**Town Staff present:** Town Manager Marsha Segal-George, Pam Houck, Attorney Richard Roosa.

Attorney Roosa advised that with only three council members present, any votes taken must be unanimous.

Mayor Hughes referred once more to the loss of Mayor John Mulholland, who will be sorely missed, and the lovely memorial service that was held for him at Town Hall this morning. At this time the Wilson Miller presentation will be given, and Mayor Mulholland had been very involved in this project as well as many other projects.

### **WILSON MILLER PRESENTATION**

Mayor Hughes asked that we defer our comments until Judith Hintz and Al Blomquist make their presentations.

We were told by Dr. Woodruff that tonight there would be two contracts discussed: the Estero Boulevard Streetscape and the Center Street Fifth Avenue contract, the master plan of which was presented to us two meetings ago. This evening the Council is being asked to consider adopting the master plan for the Center and Fifth Avenue area.

The Wilson Miller staff was asked to stand up and be recognized.

Wilson Miller is now at the point of master plan finalization and presenting the strategic plan for Council to consider moving forward with. Focused on will be the roadway management aesthetic improvements. The Streetscape program covers landscaping, trolley stops, lighting and street furniture, gateway enhancements, cross walks, traffic management, public input and Council direction.

Two weeks from tonight Wilson Miller will be back to discuss financial items with us.

On June 5 they will be back to discuss the master plan based on the directions that the Council gives Wilson Miller this evening and Council will be asked at that time to adopt the master plan.

### **Combination sidewalk, landscaped area and bicycle path:**

Dr. Richard Woodruff suggested going outside the right-of-way and getting an easement for possible additional sidewalks -- 5 feet on both sides would be ideal -- to bring a safe solution to having separate sidewalks and landscaping and bicycles lanes.

### **Master Plan:**

Jeff Perry, design professional with Wilson Miller in their transportation/traffic division, walked us through the master plan that we approved four weeks ago. A few of the loose ends dealt with emergency vehicles. It has been changed to show improvements. One improvement is a continuous right turn lane has been put in that allows not only the emergency vehicles, but also other right turning vehicles to pass from the San Carlos bridge area up into Fifth Street without entering the roundabout. Other improvements were also detailed.

Costs for the roundabout: \$265,000 - \$325,000. Landscaping features could run anywhere from \$80,000 - \$150,000. Median crosswalk area, the long corridor that comes down from the roundabout down into Times Square -- construction costs could be \$125,000 - \$180,000. Landscaping amenities: \$130,000 - \$230,000, including the signal for pedestrian crossing and the traffic concierge's gazebo. A total investment of \$600,000 - \$680,000.

Dr. Woodruff asked that when we see these cost estimates, we should understand that they are based on a series of options.

### **Estero Boulevard Streetscape:**

Anita Jenkins and Jeff Perry walked us through the roadway management and aesthetic improvements for the seven miles of Estero Boulevard.

Anita Jenkins said that her passion is to turn streets into pedestrian friendly zones. A speeding problem exists off season south of the fire station, and this is where a lot of the traffic calming will be focused tonight. We would like better pedestrian management, less jaywalking; better refuge areas, improved lighting and some benches and rest stops. Trolley stops were recognized as inadequate and we would like them well landscaped.

Jeff Perry explained traffic calming. It is needed to mitigate speed, volume problems and safety issues. It is most often used in residential areas, and more frequently we're seeing it in commercial areas where speeds or volumes are a problem. Estero Boulevard is not a local street but an arterial highway. A colored pavement change alerts the driver to the fact that the street is changing and a speed hump calls for the driver to slow down. This is appropriate for Estero Boulevard.

Roundabouts are designed differently for each environment that they're in.

Anita Jenkins said that in planning for traffic calming it is important to maintain a distance of about 400-600 feet in your traffic-calming elements to maintain the slow speeds.

Jeff Perry advised how landscaping and medians can be designed to slow drivers down.

At the north end of the boulevard there is a 60-foot right-of-way and the approved cross-section is two travel lanes with bike lanes, landscaping and sidewalks. There is a trolley stop at Bowditch Point and they are also recommending a primary stop with a shelter at the Pink Shell. There are secondary trolley stops at Carlos Circle and Matanzas Street. The cross walks are located in conjunction with either trolley stops and/or beach access points.

At the Times Square area there is a 50-foot right-of-way. There are three travel lanes and a 10-foot area that's designated for combination landscaping, sidewalk and bicycle usage. This is also an activity area. There are many primary trolley stops in this location, which is a high density area. There is one secondary trolley stop located at Caroline Avenue. The cross walks are in conjunction with the beach access points and trolley stops and in some instances they can be found in conjunction with the traffic management techniques.

In the civic complex we are again dealing with a limited right-of-way of 50 feet. The located beach access points are Virginia Avenue, Mango Street, School Street, Lover's Lane. When you see an activity node, you have primary traffic management techniques to frame that activity node. Those are the areas where you would expect more pedestrian volumes mixing with automobiles. You want to slow the cars down to an appropriate pedestrian activity level and keep them slowed down through secondary techniques throughout the activity node. We will see the continuance of primary trolley stops within this area and there are secondary trolley stops in this area. The pedestrian cross walks are located in conjunction with our beach access points, trolley stops and traffic management devices.

In the northern portion of the quiet center is a 65-foot right-of-way and a 3-lane cross section. Bicycle lanes are on the outside edge, and there is a center turn lane and pedestrian and landscaping areas on the perimeter. There are also a number of beach access points: one at Connecticut, one at Hercules and at other points. There is one primary primary traffic management technique they believe would be appropriate at Publix and there are a number of secondary traffic management techniques spaced north of there. There are a couple of trolley stops, one in conjunction with Publix and one at Bayview Avenue. Then there are a few more trolley stops located in this zone.

The remaining part of the quiet center is a two-lane cross section with bike lanes and landscaping and sidewalk treatment on the edges. There are a number of beach access points and a number of traffic management techniques, primarily because of safety hazards.

South of the fire station is the area they were told needs more traffic calming off season, and this is where we will start to see more traffic calming devices. The three trolley stops were

outlined. Cross walks are in conjunction with the trolley stops and traffic management and beach accesses.

Moving down a little further into the high rise zone, we see our median treatment that was approved by Council with the single travel lane on either side of the bike lanes, landscaping and sidewalk areas to the outer edge. The center median lane is already a built-in device in the cross section to help us maintain our desired speeds.

There are a number of activity nodes, such as the movie theater, Santini Plaza. Traffic management techniques are spaced evenly throughout these activity areas in order to frame them and keep speeds at a measured pace. We will want to locate our primary trolley stops in these activity centers and the secondary stops outside of the centers, as well as provide adequate cross walks in conjunction with them.

South end: A much larger right-of-way and a two-lane cross section with bike lanes on either side, ample landscaping treatments and pedestrian ways on the edges. There are no beach access points along here. It is primarily a single-family residential area. Recommended is that there be primary management techniques at Lagoon Street and also at Tarpon Road and Estralita at the end of the island.

At Estralita that particular traffic management technique can be included in our gateway treatment. The rest of these secondary techniques are again to maintain the low speeds. And since this is primarily a residential area, we'll see that many of the stops are secondary stops with just the bench, the shade trees and other street furniture. There is a very wide 100-foot right-of-way at Estralita Drive and we have an opportunity to put a primary trolley stop there with a shelter.

Dana Fendrick, landscape architect, talked about how community character was created. The first impression someone receives when coming over the bridge should give them a clear idea of what the place is about. Street lighting: a high level of illumination is needed where there is the most activity. At commercial activity centers, a medium high level is needed. In residential areas, we can drop down to a lower level. In some areas we may want lights on tall posts and in others we may want the lighting lower.

Ms. Fendrick also discussed trolley shelters, benches, litter receptacles, bicycle racks and how those start to tie together. Landscaping and maintenance were also discussed. Shrubs and ground covers should be chosen for low maintenance. Trees should be our basic elements and different varieties should be considered. The gateway could start from the bridge with decorative landscaping.

Dr. Woodruff said that this evening they are asking the Council to look again at the Center Street/ Fifth Avenue master plan vote that we took approximately four weeks ago. They will specifically ask the Council to give them direction on features that have to do with road management: proposed locations for traffic calming, for trolleys and for cross walks.

There was a question and answer period that basically dealt with traffic. A member of the public, Mrs. French, advised she wanted to see trees that children couldn't climb. She asked if the Town would be liable if a child was injured falling out of a tree and was told no.

## **XII. PUBLIC COMMENT**

### **A. DON BLOMQUIST**

Don BLOMQUIST spoke on the disadvantages of roundabouts. Dr. Woodruff said he wished to stress that in all of the recommendations that they have given tonight other than for Center and Fifth, they are not saying which technique to use at any of the locations.

Mayor Hughes noted that there were very many issues here and it would be virtually impossible to have the electorate vote on them. He expressed his feeling that we should continue this presentation, which had been a long one, to May 1. Furthermore, he was not comfortable voting on anything with only three council members present. Councilwoman Cereceda also felt

that the meeting should be continued.

**XIII. ADJOURNMENT**

The meeting was adjourned at 9:07 p.m. The next meeting will be held on May 1.

Respectfully submitted,

Lorraine Calhoun  
Transcribing Secretary

### Items for Action April 17, 2000

1. Moved by Ray Murphy and seconded by Anita Cereceda to refer the dry sand draft ordinance to the Marine Resources Task Force for discussion. Passed unanimously.
2. Moved by Ray Murphy and seconded by Anita Cereceda that we approve the petition to go forward with the paving of Lewis Street with the required engineering and whatever needs to be done with consideration given to the estimate by Ajax, but also requiring that a bid go out. Passed unanimously.  
Mayor Hughes asked if it was implicit in the motion that staff will get the additional bids and was told yes, and that they have to bring an assessment resolution back to us as they had to do with Palmetto and Easy Streets.
3. Councilwoman Cereceda said that she met with representatives from Swim Florida and they have asked her to make a request that totals \$9,723.32 for some equipment for the pool. She will be making copies of this and putting it in our boxes and asking that it be an agenda item for the next meeting.
4. Moved by Anita Cereceda and seconded by Ray Murphy to reluctantly accept the resignation of Rod Vayo and to advertise for a replacement. Passed unanimously. Attorney Roosa was asked if it would be appropriate that we fill the LPA vacancy now. Attorney Roosa said we should do this within 30 days.
5. Attorney Roosa felt it would be appropriate to elect a Vice Mayor so that there would be continuity if something were to happen to our current Mayor. Councilwoman Cereceda expressed her desire to see Councilman Murphy assume that position for the remainder of the year. Whoever is going to take that seat is only going to take it for the months of May, June, September and October. We're on vacation for July and August. No further nominees were forthcoming and so a vote was called on Councilman Murphy's nomination. All members voted for him.
6. Moved by Anita Cereceda and seconded by Ray Murphy that this Town Council fill the vacancy due to the passing of Mayor Mulholland with a policy in place and utilized when the vacancy was created by the resignation of then Vice Mayor FitzSimons, and that that vacancy be filled at the May 1 meeting.
7. Councilman Reynolds advised there had been a backup on Estero, but that the real backup came when he got to Connecticut. It took him 12 minutes to get from Connecticut to Donora as cars were just jumping in. Maybe we should get this on the agenda again and see if there is something that we can do about that.
8. Two weeks from tonight Wilson Miller will be back to discuss financial items with us. On June 5 they will be back to discuss the master plan based on the directions that the Council gives Wilson Miller this evening and Council will be asked at that time to adopt the master plan.
9. Wilson Miller's presentation will be continued on May 1.