

**FORT MYERS BEACH  
TOWN COUNCIL  
Town Hall – Council Chambers  
2523 Estero Boulevard  
Ft. Myers Beach, FL 33931**

**I. CALL TO ORDER**

Mayor Garr Reynolds called a Special Town Council meeting to order at 7:30 PM on Monday, February 27, 2006.

**Members Present:** Mayor Garr Reynolds, Vice Mayor Don Massucco, Councilman Bill Shenko, Councilman Charles Meador, Councilman Dennis Boback

**Excused Absence:** None

**Town Staff Present:** Town Manager Rachel Lambert, Town Attorney Anne Dalton

**II. PLEDGE OF ALLEGIANCE**

All present stood for the recitation of the Pledge of Allegiance.

**III. INVOCATION**

Mayor Reynolds gave the invocation.

**IV. PUBLIC COMMENT**

Pat Smith of Fairview Boulevard, Ft. Myers Beach, came forward. Ms. Smith encouraged all the Council members to vote in favor of the Interlocal agreement to be taken up in Administrative Agenda Item A.

**V. ADMINISTRATIVE AGENDA**

**A. INTERLOCAL AGREEMENT WITH LEE COUNTY AUDITOR'S OFFICE**

Attorney Dalton, having been the Town's liaison with regard to the formulation of the agreement, asked to make a presentation about it to the Council before their discussion ensued.

Ms. Dalton said the Clerk, Charlie Green, had asked to appear before Council at their next meeting to discuss what services his office would be willing to offer within the parameters of the contract, as well as additional services that might be offered and on what basis they would be offered. Mr. Green wished to be invited to the Council meeting by a Council member.

Ms. Lambert indicated that there was room on the March 6<sup>th</sup> agenda for a presentation from Mr. Green.

Regarding the agreement itself, there was included a request for a liaison person to be designated by the Council, and Ms. Dalton had assumed it would be Ms. Lambert, but said it was up to Council to say so.

Ms. Dalton said she had reviewed the agreement, which she said was a simple agreement, and that it did provide the Town and the Clerk's office the opportunity to terminate the agreement upon 30 days notice for any reason; it also provided the ability to extend the agreement beyond one year.

**MOTION:** Councilman Meador made a motion that the Town enter into the Interlocal agreement as presented by Mr. Green's office. Councilman Boback seconded the motion.

The Mayor asked to Councilman Shenko invite Mr. Green to the next Council meeting to make his presentation. Councilman Shenko agreed to do so.

Councilman Meador highly recommended that Rachel Lambert be the liaison to the Clerk's office with regard to the audit, as she had expressed enthusiasm for this action to be done. Councilman Meador said he was keenly interested in the financials, and offered his time if needed. He noted that it would not be a "light-weight" project, and that "spending money with Mr. Green's office" should be anticipated. He said the Town needed an accounting system that was accountable.

Ms. Dalton cautioned that two Council members working on the same project could pose a "Sunshine" problem. It was determined that Councilman Meador would extend the invitation to Mr. Green, and then would participate in whatever additional capacity Ms. Lambert needed him with regard to the audit. Ms. Dalton did not see any conflict with that arrangement.

Councilman Shenko said owing to his accounting background, that Councilman Meador would be the best contact person from the Council with regard to this project. He asked that, if Mr. Green were to appear before Council, that his presentation be placed at the beginning of the agenda, before the first Public Comment item, out of courtesy to Mr. Green.

Vice Mayor Massucco asked about the billing schedule listed on the back page of the Interlocal agreement. Ms. Dalton indicated that all three paid positions mentioned would come into play under the agreement, one full-time, the other two as needed.

Mayor Reynolds asked Ms. Lambert if she felt she and "Amanda" had enough expertise between them to act as the liaison in this project. Ms. Lambert indicated that she could easily do it.

**VOTE:** The motion carried unanimously.

Ms. Dalton offered to provide Councilman Meador with direct contact information for Mr. Green.

**B. EXTENSION OF CONTRACT AGREEMENT WITH GEORGE KNOTT, OUTSIDE COUNSEL**

**MOTION:** Councilman Shenko made a motion to extend the retaining of services of George Knott as additional co-litigation counsel in the UTELCO matter at his stated hourly rate of \$250 per hour. Vice Mayor Massucco seconded the motion.

**VOTE:** The motion carried unanimously.

**C. HARBORAGE AGREEMENT ISSUES**

Ms. Dalton summarized a memo she had furnished to the Council regarding this issue. She noted that Mr. Hanson, Harbormaster, had been invited by Ms. Lambert to attend this meeting regarding this issue, but was not in present.

Ms. Dalton gave the opinion, after reviewing related materials, and from discussions she had had with Mr. Gucciardo before his departure, that the agreement with Salty Sam's said one thing, but the implementation was different. She said that, per the agreement with Mr. Hanson's marina, the Town was to receive 5% of the total gross revenue – a defined term under the contract. She said there were ambiguities in the contract with regard to the blending of the terms “amenities” and “facilities”.

Ms. Dalton was concerned about the amenities offered by the marina, as stated in the agreement, as there was no indication in the contract as to whether the marina was legally entitled to charge extra for those services, or if the Town was entitled to 5% of those amenity charges.

Ms. Dalton went through the particulars of the agreement as she reviewed her memo, including various accounting reports required to be furnished to the Town at specific intervals. Per her understanding, after meeting with Mr. Gucciardo, and then with him and Mr. Hanson, Ms. Dalton believed that Mr. Hanson provided a one-page profit and loss (P&L) statement to the Town each month. As the figures in those reports didn't match, Ms. Dalton said it appeared there had been a monthly deficit, and the Town had developed the practice of subsidizing the operation, and had written a check to Salty Sam's every month to cover that reported deficit.

Ms. Dalton felt the amenity income needed to be known by the Town, especially if the Town chose to continue subsidizing the monthly deficits. Ms. Dalton had also been advised by Mr. Gucciardo that no supporting documentation had been required of Mr. Hanson with regard to cost figures he submitted to the Town.

Ms. Dalton noted that she was not implying that any malfeasance had occurred.

Vice Mayor Massucco rescinded everything he had said about this issue at the last Town Council meeting, at which he had asked this item to be placed on the agenda. He said he had spoken with a few members of the Anchorage Advisory Committee, and coupled with Ms. Dalton's memo, he felt the Council had to "heavily" investigate the arrangement the Town had with Salty Sam's.

Councilman Meador noted a \$128,000 shortfall between the budgeted expense of operating the harborage, and the reported income from operation of it during the 2004 – 2005 budget year. He pointed out that Mr. Hanson had billed the Town for \$127,044.29 in that same year. He said this information raised serious questions about the billing. He felt someone knew in advance what was available in the budget that year, and had presented statements accordingly.

**MOTION:** Councilman Meador made a motion that the bill presented to Salty Sam's Marina not be paid, and that the Town send Salty Sam's a demand letter for return of the funds that were mistakenly paid since the agreement had first been signed. Councilman Shenko seconded the motion.

Councilman Meador said he had run a spreadsheet from December '04 to September '05, and found that, for marina deficit operations, the Town had paid the following:

Dec '04	over \$17,500
Jan '05	over \$12,300
Feb '05	over \$13,800
Mar '05	over \$12,200
Apr '05	over \$12,100
May '05	over \$13,600
June '05	over \$10,500
July '05	over \$11,700
Aug '05	over \$11,500
Sep '05	over \$11,400

Councilman Meador said these payments "mysteriously" equaled what the projected budget deficit had been for the marina. He said that since September '05, the Town had been billed for thousands of dollars more. He said that in gross employee and management expenses alone, the Town had been billed between \$150,000 and \$198,000 annually. He said the amount billed to the Town in credit card expenses didn't match, in terms of percentages, the amount of sales reported each month.

Councilman Shenko mentioned “landscape maintenance” as being an item billed to the Town. Councilman Meador said additionally, property taxes, alarm charges, bank charges, uniforms, office supplies were billed to the Town. Councilman Shenko said that, at the end of the municipal anchorage agreement, dated July 6, 2004, there appeared a letter dated July 9, 2004, in which the Mayor of Ft. Myers Beach and Hanson Marine Properties acknowledged execution of the agreement, read a section of it, and asked the Town Attorney how this letter impacted the agreement between the Town and the marina.

Ms. Dalton cited the last paragraph of that letter, which she felt that, while ambiguous, indicated that the rights of the parties to modify the agreement after the initial 9-month period would have expired.

Councilman Shenko said the Town’s agreement differed from most municipalities in Florida, with regard to anchorage facilities, in that the Town does not own landside facilities. By virtue of the Town’s lease with the State of Florida as to the bottom land, the Town was required to have those facilities, and if they lost the marina’s services, the Town could be in jeopardy of losing the anchorage. But as he felt no one at this meeting had known how much the anchorage was costing the Town, he was in support of the motion.

Vice Mayor Massucco had been bothered greatly by the fact that no supporting documentation had been filed with the monthly report from the marina before the Town paid the billed amount to the marina each month.

Councilman Boback said it was obvious that Councilman Meador had spent a lot of time on the issue. He said he had seen a lot of P&L’s, and in looking at the monthly reports submitted by Salty Sam’s, almost every item cost was the same from month to month.

Mayor Reynolds said he had been concerned about the same things as expressed by his fellow Council members. He was concerned about the motion, as he felt the Town may have to continue a relationship with Salty Sam’s because there may not be any other facility that could fulfill the requirements as laid out in the lease agreement with the State of Florida. He asked if there was any other facility.

Ms. Dalton didn’t know that, but in her memo she had suggested that an audit be done, or at least some documentation be required to be furnished by Salty Sam’s regarding accounts payable and receivable.

Mayor Reynolds asked if Ms. Dalton had found any evidence of the Town having received any of the 5% of gross income. Ms. Dalton said she had not,

and had only found evidence of the Town having paid out money to Salty Sam's.

Councilman Meador said the monthly financial reports submitted to the Town from Salty Sam's were irrelevant. He said the marina had signed a harborage management contract with the Town to manage the anchorage, collect fees based on a schedule, and to pay to the Town 5% of the gross receipts. Citing the Harborage Management Plan, Page 10, Section 4b, Councilman Meador said the questions raised as to what was to be charged for was answered in this document. He listed the amenities that were to be furnished to those in anchor at no extra charge, and those services for which the marina could charge.

With regard to the monthly financial reports furnished by Salty Sam's, Councilman Meador said there was no way anyone could justify the numbers on an on-going basis. He said it was beside the point if the marina operated at a loss, because it had no bearing on the agreement with the Town. Councilman Meador said, "I guarantee you these financial statements do not accurately reflect the operation of a harborage."

Councilman Meador said the Town was supposed to have received 5% off the top, and had not. He said within the monies the Town had paid out, Salty Sam's had deducted the Town's 5% from what they billed the Town on their loss, thus it had been accounted for although it hadn't been received. He said Salty Sam's had simply allowed the Town to pay them more than they had been entitled to, less the 5%.

Mayor Reynolds was concerned about pursuing the motion on the table, as it might leave the Town without management of the harbor, and again asked if there were other facilities that could do it.

Councilman Shenko pointed out that Salty Sam's, per the contract, were under an obligation to provide the services for ten years at a certain fee. He didn't feel they needed to address the idea of shopping for another entity to manage the harbor. He felt the Town should hold Salty Sam's to the terms of the contract.

**VOTE:** The motion carried unanimously.

#### **D. BANNER OF ART FOR OLYMPIANS DAY**

Mayor Reynolds gave an overview of this item. He opined that he would have thought the Olympians would have wanted to have the banner in downtown Ft. Myers instead of on Ft. Myers Beach.

Vice Mayor Massucco thought the legend "The Town of Ft. Myers Beach Welcomes Olympian Artists" set to be on the banner was good. He wasn't sure the Olympic logo could be used on the sign, as it could be a trademark

issue. He said he would find out if it could be used. He had called three companies: one had quoted \$500, one had not returned his call, and one had quoted \$220.

Councilman Boback thought it was a good idea to approve the \$220 for the banner to show appreciation to Olympic Gold-medalist Mr. Oerter, organizer of the art show, who with his wife, was a long-time resident of the Beach.

Councilman Meador said he appreciated the Olympians, but it was not a Beach event, as all related activities would occur off-Island. He said he was on the Council to keep costs down, and was not in favor of approving the \$220 for the banner.

Councilman Shenko said there was no indication that the event was non-profit. He said he had a problem with the Town paying for a banner for something that may be for-profit, especially off-Island; he felt it would set a bad precedent to put up a banner at Town expense.

Mayor Reynolds agreed with Councilman Meador and Councilman Shenko. He said the Council's hands were tied, because the Town could not fund a for-profit activity.

Ms. Dalton said she had been advised by Jerry Murphy that if it were to be approved, there would be an additional permit fee as laid out in the LDC under Chapter 37.

With no motion on the floor, Mayor Reynolds closed the discussion of this item.

#### **E. INCENTIVE PROGRAM FOR V.O.I.C.E.**

Vice Mayor Massucco, citing a memo from John Gucciardo in which he recommended various incentives that might be offered to VOICE volunteers, felt the recommendations were noteworthy, as there were already problems in getting volunteers to work on Beach traffic control duty. He said there had been reports that the volunteers felt unappreciated. He reviewed the suggestions made by Mr. Gucciardo.

Councilman Boback said the VOICE volunteers did a good service for the Town. He felt the Town should consider having its own traffic control personnel, with their training and salary paid by the Town, to manage the traffic during season.

Mayor Reynolds said that there had been no complaints received by the Sheriff's department from the VOICE volunteers, contrary to Vice Mayor Massucco's statement. He thought the Town could work with the County to get parking passes for the volunteers.

Councilman Shenko felt there could be problems with the parking passes, as the twenty volunteers may choose to use them all on the same day. He liked the idea of the Town making a contribution to the VOICE program, via the Sheriff's department, or having the Town buy them each a gift certificate to use at local restaurants for an evening on the Town, as a token of the Town's appreciation. He felt in the long run, it would probably be in the best interests of the Town to look into Councilman Boback's suggestion about the Town having its own traffic control/code enforcement paid personnel. He said it could be the precursor to the Town having its own law enforcement position with regard to misdemeanors as they might relate to the Town's ordinances, which he said was done in many cities throughout the state of Florida. He said this might be a long-term solution, but in the short-term, he suggested again giving gift certificates to the individual VOICE members from a local restaurant, or making a donation to the VOICE program.

Mayor Reynolds said there were many retired law enforcement people living on the Beach, and the long-term idea might appeal to them.

Councilman Meador noted that Mr. Gucciardo's memo stated that there had been no complaints about the Beach detail from the VOICE members, and was happy to have learned that rumors to the contrary had been false. However, he felt the Town should show some appreciation to them.

Councilman Meador noted that traffic had backed up to Chapel Street up through August of last year, long after the VOICE volunteers had ceased their details. For this reason, he was in favor of looking at a long-term solution as suggested by Councilman Boback. Councilman Meador suggested calling the Sheriff's department to see what they would suggest as other incentives for the VOICE volunteers.

Vice Mayor Massucco said the Town was to co-host a prime rib luncheon with the Chamber of Commerce for the volunteers, to be held at the American Legion post, something he said was done each year. He felt the Town should do a little more to show appreciation to them, as he felt they took a lot of abuse on that detail.

Mayor Reynolds asked that Ms. Lambert call to determine what the Sheriff's department had for suggestions with regard to incentives for the volunteers.

Ms. Lambert asked for a dollar amount limit to guide her. She said she would make the phone calls, and liked the idea of the gift certificates. Councilman Meador said the initial calls should be made to see if there were any other suggestions as to what incentives could be offered. Ms. Lambert asked if she should bring back any additional ideas she might be given.

Mayor Reynolds said she should find out how many volunteers were involved. He said the Sheriff might wish to have funds given directly to the VOICE program, which could then be used to purchase gift certificates or parking passes, or whatever he deemed appropriate.

Vice Mayor Massucco told Ms. Lambert that he would furnish her with the number of the woman who gave the volunteers their assignments, and that she might be the proper person to call.

Ms. Lambert indicated she understood the direction from Council.

Mayor Reynolds felt Ms. Lambert should call Mike Scott first as a courtesy.

## **VI. COUNCIL MEMBER ITEMS AND REPORTS**

**Councilman Shenko** thought every member of the Town should be aware that the Town's first Vice Mayor, Ted Fitzsimmons, had passed away. He said had it not been for Ted Fitzsimmons, none of the Council members would be sitting on the dais, as he was "the spark plug that got the Town of Ft. Myers Beach going." He said the Town owed a debt of gratitude to Mr. Fitzsimmons, and that the Town's flag had been lowered to half-staff in honor of him. He announced the funeral service time and location, and encouraged all to attend "to pay tribute to the man and what he did for us."

Councilman Shenko cited a series of articles he had included in the Council packets with regard to the proposed I-75/Coconut Interchange as it related to Ft. Myers Beach. He said another vote on the issue was scheduled for 9:00 AM on March 17<sup>th</sup>, the same day as the Town's St. Patrick's Day parade. He planned to ask, at the March 6<sup>th</sup> Council meeting, for Council's consideration and direction with regard to the issue. He said he had asked Tom Babcock, who had been on the Citizens Advisory Committee with the MPO, and was very familiar with the issue, to bring additional information to the Council at that meeting. He said he would vote as Council directed him to do.

Councilman Shenko said he had been at a joint MPO meeting with Lee and Collier County, and had sat next to County Commission Chairman Hall, who had indicated that there was going to be a Mayor's Meeting on March 17<sup>th</sup> at noon, downtown Ft. Myers, and asked that the Mayor attend. Because of the St. Patrick's Day parade time conflict, Mayor Reynolds asked Councilman Shenko to attend in his stead.

**Councilman Meador** mentioned a conversation he had had with Ms. Lambert regarding the Hurricane Preparedness Seminar scheduled at the end of March. He proposed a Council workshop on hurricane preparedness, where he hoped a consensus could be reached with regard to re-entry after evacuation issues; further, he said the Town Attorney had some serious questions relative to the various ordinances under which the Town operates in connection with

hurricane plans of evacuation, post-evacuation, etc., which he felt the Council needed to pay serious attention to before August.

Ms. Lambert proposed Saturday, March 11<sup>th</sup>, as a possible date for such a workshop, which would give them time in advance of the hurricane preparedness seminar. Councilman Boback pointed out that that was the date of the Shrimp Parade, which rendered that date unworkable. Ms. Lambert said if the seminar were to be held on March 26<sup>th</sup>, the other date proposed by the PSTF, then the workshop could be scheduled on March 18<sup>th</sup>. Ms. Lambert said she would confirm the date of the seminar, and get back to Council immediately as to having the workshop on March 18<sup>th</sup>.

**Councilman Boback** mentioned an ordinance a previous Council member had begun working on with regard to the newspaper dispenser boxes located around the Island, as it pertained to hurricane preparedness. He said he would be working on the materials he had obtained from Ms. Lambert, in conjunction with Jerry Murphy, about a possible regulation, not in terms of aesthetics, but in terms of safety, to ensure the boxes are secured in case of a hurricane. Additionally, Councilman Boback said there were existing ordinances with regard to dumpsters on the Island that had not been enforced for various reasons, which he said he would be working through so as to correct that situation.

**Vice Mayor Massucco** reported he had attended the Coastal Advisory Council (CAC) meeting that morning. He said he had been asked about the beach renourishment issue at that meeting, and had told them that Beach residents were reluctant to sign the easements. He said there was great interest in what the Town intended to do with regard to beach renourishment.

Vice Mayor Massucco said he had thrown out the first ball at the Little League game and it had been a thrill, and that he had been given the game ball, which he said belonged to the Town.

Vice Mayor Massucco mentioned the memo in the Council packets regarding the meeting that had been set up with FEMA on March 8<sup>th</sup> at 9:00 AM. He said Mr. Loar had originally intended to bring two other people with him, but subsequently had told the Vice Mayor that he would be alone. Mr. Loar had told Vice Mayor Massucco in a phone conversation that morning that he could answer any questions the Council had, but that he wanted to finish the meeting with Council by noon, as he had other engagements; Vice Mayor Massucco felt that would be sufficient time. He hoped it would be televised. Ms. Lambert said she would have to check to ensure it would not override something the County needed to televise; otherwise, it should be okay.

**Mayor Reynolds** said a representative of Sanibel's mayor had called him, and had asked if the Town wanted to co-host a meeting with Senator Nelson on

March 28<sup>th</sup>. He asked the Council for direction, and added that he thought it was a great idea. Councilman Meador hoped the Sanibel officials had been invited to attend the FEMA meeting on March 8<sup>th</sup>. Mayor Reynolds said he had mentioned that to the person who had called, but they didn't seem particularly interested. He said the process had already been initiated by them to have Senator Nelson come to Sanibel. He noted that the Town had often partnered with Sanibel. When asked the purpose of Senator Nelson's visit to Sanibel, Mayor Reynolds said the Senator would discuss the FEMA maps and water releases from Lake Okeechobee. Consensus was that the Town's participation in a meeting with Senator Nelson was a great idea. Councilman Massucco noted that Sanibel was more involved than FMB with regard to the water release problem, and felt more useful information could be gleaned from such a partnering with Sanibel. Mayor Reynolds said he would contact the Mayor of Sanibel, and would give Ms. Lambert's name and number as the contact person.

Mayor Reynolds mentioned Council policy, specifically naming Councilman Meador, and said that when there is a motion on the floor, the Council members should speak to that at least once, and not make additional comments until each member had had the opportunity to speak. He felt the Council should speak about issues before bringing the Town Attorney or the Town Manager into the discussion. Before asking for comments or information from people in attendance, including the Town Attorney and Town Manager, the Mayor wanted the Council members to ask permission of the Chair before doing so.

**Councilman Meador** said as long as Mayor Reynolds held the position of Mayor, he would follow his wishes.

Mayor Reynolds mentioned a request from Councilman Shenko dated February 1, 2006, and a response from the Town Attorney, regarding the ordinances having to do with the terms of office of Mayor and Vice Mayor. The Mayor said both ordinances should have been updated updated three months ago, per a recommendation from former Town Attorney Roosa. He had waited for Councilman Shenko to initiate that, but because he hadn't, Mayor Reynolds said he had brought it forward. He said the election of Mayor and Vice Mayor had already been done in November.

At the Mayor's request, Ms. Dalton had drafted language for amendments to the ordinances that would put both ordinances in line with the Town Charter, and that an introduction of these draft ordinances was on the March 6<sup>th</sup> agenda.

Councilman Shenko said he had no intention of supporting an ordinance based upon Mr. Roosa's recommendation. In his opinion, there would be an election for Mayor and Vice Mayor on March 6<sup>th</sup>.

Mayor Reynolds said he hoped to see the Council get the Town straightened out and going in the right direction and “not continue this bickering that we’ve had over most of the past ten years”.

Councilman Meador asked if Mayor Reynolds planned to introduce an ordinance prior to the March 6<sup>th</sup> meeting that would put off the March 6<sup>th</sup> reorganization.

Mayor Reynolds said he could call one, but had not planned to do that. He said he planned to present the proposed ordinance amendments on March 6<sup>th</sup>. He said if, at that time the Council so desired, it could go in either direction, but it would give Council the opportunity to “right a wrong”. He said the current ordinances were ‘ghost’ or ‘rogue’ ordinances and should never have been brought forth.

**MOTION:** Councilman Meador made a motion that no such ordinance be introduced at the March 6<sup>th</sup> meeting.

Mayor Reynolds said it was not time to make a motion. Councilman Meador said he realized that, but as the Mayor had noted before, a majority of the Council could override procedure. Councilman Shenko didn’t think it could be done at a special meeting. Councilman Meador thought the Council could reach a consensus.

Mayor Reynolds said there were only two people who could call special meetings – the Town Manager and the Mayor. He said he called one, and Councilman Meador had insisted on voting it down. He said that was not appropriate. Mayor Reynolds said he was trying to have a fluid exchange of information, without having to be dictatorial as the Chair. He felt the Council had been doing a good job, and that the new Council members had brought a lot of valuable things forward that should have been done all along. He said he had been very careful about cutting the Council members short on their presentations, and that he had no problem with overriding Roberts Rules of Order if it furthered the work of Council.

Councilman Meador mentioned the Coastal Advisory Council (CAC) meeting at which Vice Mayor Massucco had been asked many questions with regard to the Town’s intentions for the beach restoration project. Councilman Meador felt Vice Mayor Massucco could tell the CAC that the citizens of Ft. Myers Beach didn’t want to pay for beach renourishment; but if and when the County came to the Town with a plan that was fair, the Council would talk with them about that. Vice Mayor Massucco remarked that that was essentially what he had told them.

Councilman Meador felt there was no reason to give a mixed message with regard to the Town's position on the beach renourishment project, in that it was not about the easements, it was about the sand placement design. He believed a lot more residents would sign the easements if the sand placement were changed. Mayor Reynolds agreed.

**VII. TOWN MANAGER ITEMS**

Ms. Lambert had no items.

**VIII. TOWN ATTORNEY ITEMS**

Ms. Dalton had no items.

**IX. PUBLIC COMMENT**

**Pat Loffreno** of Ft. Myers Beach came forward. Mr. Loffreno gave the Council suggestions with regard to the anchorage. He felt a harbormaster could be housed at the Mound House. He also gave suggestions as to how the pedestrian crossing at Seafarers Mall could be improved. He felt the left turn to North Estero Boulevard from that intersection should be closed, except to emergency vehicles. He said if he were appointed to a position on the Traffic Mitigation Agency, traffic problems would be solved in the first few months. He said the Mound House was a beautiful property, and it should be opened as a marina.

Public Comment was closed when no one else came forward.

**X. ADJOURNMENT**

**MOTION:** Councilman Shenko made a motion to adjourn.

Mayor Reynolds said he wanted to do it a different way, then asked if there was no objection to closing the meeting. Hearing no objection, the Mayor pronounced the meeting closed at 9:14 PM.

Respectfully submitted,

Jo List  
Transcribing Secretary