



Village of
ESTERO

VILLAGE OF ESTERO
SPECIAL VILLAGE COUNCIL MEETING
PACKET
SEPTEMBER 27, 2022, 10:00 AM



The Village Council Meeting will be conducted physically in Council Chambers at Village Hall, 9401 Corkscrew Palms Circle, with an opportunity for members to participate virtually. The meeting will be broadcasted live via the Village of Estero website <https://estero-fl.gov/council/watch-meetings-online/>. Please see the [bottom of this agenda](#) for further information and instructions for public participation.

AGENDA
SPECIAL VILLAGE COUNCIL MEETING
9401 Corkscrew Palms Circle, Estero, Florida
September 27, 2022, 10:00 am

1. CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

2. APPROVAL OF AGENDA, ADDITIONS, AND DELETIONS

3. PUBLIC COMMENT ON NON-AGENDA ITEMS

4. CONSIDERATION OF ITEMS DEFERRED FROM CONSENT AGENDA

5. ACTION ITEMS

a. Resolution No. 2022-30

A Resolution of the Village Council of the Village of Estero, Florida Declaring a State of Local Emergency and Providing for Emergency Governmental Operations Related to Hurricane IAN if Deemed Necessary and in Conjunction with Lee County and the State of Florida and Providing an Effective Date.

Recommended Action

Motion to approve Resolution No. 2022-30

Financial Impact

None

Attachment: [SS State of Emer IAN.pdf](#)

Attachment: [Resolution 2022-30 State of Emergency--Jan.pdf](#)

6. PUBLIC COMMENT ON NON-AGENDA ITEMS

7. COUNCIL COMMUNICATIONS / FUTURE AGENDA ITEMS

8. VILLAGE ATTORNEY'S REPORT

9. VILLAGE MANAGER'S REPORT

10.ADJOURNMENT

General Attachments

[- Transcript.pdf](#)

VILLAGE OF ESTERO SPECIAL MEETING
TUESDAY, SEPTEMBER 27, 2022, 10:00 A.M.

DISCLAIMER:

THIS FILE REPRESENTS AN UNEDITED VERSION OF REALTIME
CAPTIONING WHICH SHOULD NEITHER BE RELIED UPON FOR COMPLETE
ACCURACY NOR USED AS A VERBATIM TRANSCRIPT.
ANY PERSON WHO NEEDS A VERBATIM TRANSCRIPT OF THE
PROCEEDINGS MAY NEED TO HIRE A COURT REPORTER.

10:00:36 >>Mayor Errington: GOOD MORNING.
10:00:38 WELCOME, EVERYONE, WHO CAME OUT THIS MORNING.
10:00:40 APPRECIATE IT.
10:00:41 WE HAVE A BIG QUORUM HERE TODAY.
10:00:44 ALL COUNCIL MEMBERS HERE.
10:00:45 THANK YOU VERY MUCH.
10:00:46 I WOULD LIKE TO CALL THIS MEETING TO ORDER, AND WE WILL LEAD
10:00:50 WITH THE INVOCATION AND I WILL TRY TO DO THAT.
10:00:55 PLEASE PRAY WITH ME.
10:00:58 O GOD, WE'RE FACING BIG CHALLENGES IN ESTERO TODAY AND ALL
10:01:08 OF FLORIDA.
10:01:08 PLEASE BE WITH US AND GUIDE US.
10:01:11 LEAD US IN THE PATHS THAT YOU HAVE DEEMED APPROPRIATE.
10:01:17 WE ASK YOUR GRACE AND YOUR MERCY WILL BE UPON US, THAT YOUR
10:01:23 WILL WILL BE DONE, AND WE KNOW, DEAR GOD, THAT YOU'RE IN
10:01:27 CONTROL OF EVERYTHING.
10:01:30 WE PRAY IF IT IS YOUR WILL YOU WILL SPARE US FROM ALL KINDS

10:01:34 OF EMERGENCIES THAT MAY ARISE, BUT BE WITH US.
10:01:42 HELP US TO BE SENSIBLE AND KEEP OUR CALM AND HELP US AS
10:01:46 LEADERS TO REACH OUT TO PEOPLE WHO MAY REALLY NEED OUR HELP
10:01:50 AND JUST MAYBE SOME ENCOURAGEMENT AND INSPIRATION TO GET
10:01:54 THEM THROUGH THESE TROUBLING TIMES.
10:01:56 BLESS THOSE WHO WERE UNABLE TO GET OUT OF TOWN.
10:02:01 BLESS THOSE WHO ARE STAYING.
10:02:04 JUST BE WITH US.
10:02:05 WE TRUST IN YOU AND YOU ARE OUR GOD, AND WE TRUST IN WHAT IS
10:02:12 ABOUT TO HAPPEN THAT YOU ARE IN CONTROL.
10:02:16 FOR ALL THESE THINGS WE ASK YOU, IN THE NAME OF GOD OUR
10:02:20 FATHER, GOD THE SON, GOD THE HOLY SPIRIT, AMEN.
10:02:24 >> AMEN.
10:02:26 >>Mayor Errington: ALL RIGHT.
10:02:27 LET'S SEE.
10:02:29 I'VE ASKED COUNCIL MEMBER BOESCH TO LEAD US IN THE PLEDGE.
10:02:34 [PLEDGE OF ALLEGIANCE]
10:02:47 >>Mayor Errington: PLEASE CALL THE ROLL.
10:02:50 >>Joanne Ribble: HERE.

10:02:51 >>Larry Fiesel: HERE.
 10:02:53 >>Jim Boesch: AYE.
 10:02:54 >>Jim Ward: HERE.
 10:02:56 >>Jim Wilson: HERE.
 10:02:57 >>Vice-Mayor McLain: HERE.
 10:02:58 >>Mayor Errington: HERE.

10:02:59 ITEM NUMBER 2, APPROVAL OF AGENDA ADDITIONS AND DELETIONS.
 10:03:08 IF WE HAVE NOTHING TO SAY, EXCEPT NEED A MOTION.
 10:03:12 >>Joanne Ribble: SO MOVED.
 10:03:13 >>Mayor Errington: MOTION MADE BY COUNCIL MEMBER RIBBLE AND
 10:03:16 SECONDED BY VICE-MAYOR McLAIN.
 10:03:18 PLEASE CALL THE ROLL.
 10:03:20 >>Joanne Ribble: AYE.
 10:03:22 >>Larry Fiesel: AYE.
 10:03:23 >>Jim Boesch: AYE.
 10:03:25 >>Jim Ward: AYE.
 10:03:26 >>Jim Wilson: AYE.
 10:03:28 >>Vice-Mayor McLain: AYE.
 10:03:29 >>Mayor Errington: AYE.
 10:03:30 ITEM NUMBER 3, PUBLIC COMMENT ON NON-AGENDA ITEMS.
 10:03:34 >>Carol Sacco: WE HAVE NONE AND NO E-COMMENTS.
 10:03:37 >>Mayor Errington: WE'LL MOVE ON.
 10:03:39 WE HAVE ITEM NUMBER 4, CONSIDERATION OF ITEMS DEFERRED FROM
 10:03:42 THE CONSENT AGENDA, WE HAVE NONE.
 10:03:45 ITEM NUMBER 5 IS RESOLUTION NUMBER 2022-30.
 10:03:52 MADAM CLERK, WILL YOU PLEASE READ THE RESOLUTION?
 10:03:55 >>Carol Sacco: A RESOLUTION NUMBER 2022-30, A RESOLUTION OF
 10:03:59 THE VILLAGE COUNCIL OF THE VILLAGE OF ESTERO, FLORIDA,
 10:04:02 DECLARING A STATE OF LOCAL EMERGENCY AND PROVIDING FOR
 10:04:05 EMERGENCY GOVERNMENTAL OPERATIONS RELATED TO HURRICANE IAN
 10:04:08 IF DEEMED NECESSARY AND IN CONJUNCTION WITH LEE COUNTY AND

10:04:12 THE STATE OF FLORIDA AND PROVIDING AN EFFECTIVE DATE.
 10:04:15 >>Mayor Errington: STEVE, WOULD YOU INTRODUCE THIS, PLEASE?
 10:04:18 >>Steven Sarkozy: THANK YOU, MAYOR AND MEMBERS OF COUNCIL.
 10:04:20 THIS COMES TO YOU AS A RESULT OF THE GOVERNOR AND ALSO LEE
 10:04:25 COUNTY DECLARING A STATE OF LOCAL EMERGENCY AS A RESULT OF
 10:04:30 HURRICANE IAN.
 10:04:31 THE STATE OF EMERGENCY ALLOWS US TO EXERCISE EMERGENCY
 10:04:37 POWERS AS WE RESPOND TO THE HURRICANE.
 10:04:42 IT ALSO MAKES US ELIGIBLE FOR FEMA REIMBURSEMENT SHOULD THAT
 10:04:46 OCCUR, AND WE ANTICIPATE THAT BEING A POSSIBILITY SO IT
 10:04:53 PROTECTS NOT ONLY EXPENDITURES BY THE VILLAGE BUT ALSO MAY
 10:04:57 HELP OUR RESIDENTS EXPLORE WAYS OF RECOUPING ANY LOSSES THAT
 10:05:03 THEY MAY HAVE.
 10:05:04 THIS COMES TO YOU WITH A RECOMMENDATION FOR APPROVAL, AND
 10:05:07 IT'S VERY SIMILAR TO WHAT WE DID BACK IN HURRICANE IRMA.

10:05:11 >>Mayor Errington: THANK YOU.
 10:05:11 ANY COMMENTS FROM --
 10:05:14 >>Carol Sacco: NO, MAYOR.
 10:05:17 >>Mayor Errington: I NEED A MOTION.
 10:05:18 MOTION MADE BY COUNCIL MEMBER WILSON AND SECONDED BY COUNCIL
 10:05:25 MEMBER WARD.
 10:05:26 PLEASE CALL THE ROLL.
 10:05:28 >>Jim Wilson: AYE.
 10:05:30 >>Jim Ward: AYE.
 10:05:30 >>Jim Boesch: AYE.

 10:05:32 >>Larry Fiesel: AYE.
 10:05:34 >>Joanne Ribble: AYE.
 10:05:35 >>Vice-Mayor McLain: AYE.
 10:05:36 >>Mayor Errington: AYE.
 10:05:37 ITEM NUMBER 6, WE HAVE NO PUBLIC COMMENT.
 10:05:41 >>Carol Sacco: WE HAVE NO PUBLIC COMMENT.
 10:05:44 >>Mayor Errington: ITEM NUMBER 7, START WITH REPORTS.
 10:05:49 START WITH COUNCIL MEMBER WILSON, DO YOU HAVE ANYTHING TO
 10:05:52 REPORT?
 10:05:53 >>Jim Wilson: I DO NOT.
 10:05:55 >> NONE.
 10:05:56 >> NONE.
 10:05:57 >>Joanne Ribble: EVERYBODY STAY SAFE AND I'LL SEE YOU ALL
 10:06:00 HERE NEXT WEEK.
 10:06:01 >>Mayor Errington: YES.
 10:06:05 >>Larry Fiesel: WE REMEMBER BACK TO IRMA, IT STARTED WITH AN
 10:06:09 I, AND NOW WE ARE WITH IAN THAT STARTS WITH AN I.
 10:06:12 I HOPE THERE ARE NO SIMILARITIES TO WHAT THE RESULTS FROM
 10:06:16 THE STORM TURNED OUT TO BE.
 10:06:21 MANY OF YOU KNOW THAT MY COMMUNITY IS STILL IN LITIGATION
 10:06:24 FIGHTING OUR ROOF CLAIM FROM IRMA.
 10:06:28 SO WE'VE -- I'VE HAD CALLS FROM NEIGHBORS WANTING TO KNOW
 10:06:33 WHAT HAPPENS IF WE GET DAMAGE FROM THIS STORM?
 10:06:37 IT IS COVERED UNDER THE ORIGINAL CLAIM.
 10:06:40 JUST ODD THAT WE'RE STILL FIGHTING.

 10:06:43 BUT WE'RE GETTING CLOSE.
 10:06:48 >>Mayor Errington: THANK YOU.
 10:06:50 >>Vice-Mayor McLain: I HAVE NO COMMENT OTHER THAN HOPING
 10:06:52 EVERYBODY WILL BE SAFE AND STAY INDOORS DURING THE MIDDLE OF
 10:06:56 THE STORM AND WE'LL WEATHER THROUGH THIS HOPEFULLY JUST
 10:06:58 FINE.
 10:06:59 >>Mayor Errington: THANK YOU.
 10:07:00 I, TOO, WISH EVERYONE TO BE SAFE AND DILIGENT IN EVERYTHING
 10:07:08 THAT WE DO.
 10:07:10 I WANT TO TELL YOU THAT HERTZ IS SURPRISINGLY, WITH THE NEW
 10:07:17 LEADERSHIP THERE, IS BECOMING SEEMINGLY VERY MUCH INVOLVED

10:07:21 IN THE COMMUNITY.
 10:07:24 I HAD TOUCHED BASE WITH THE CEO -- I FORGOT TO REPORT TO YOU
 10:07:30 -- IN AUGUST, I HAD THE OPPORTUNITY, I WAS INVITED TO LUNCH
 10:07:33 WITH THE CEO AND HAD ONE COUNTY COMMISSIONER THERE, AND
 10:07:36 ANOTHER MAYOR.
 10:07:38 AND SO HE INVITED US TO HAVE LUNCH WITH HIM, AND DURING THAT
 10:07:46 TIME, HE WANTED TO REACH OUT AND DO WHATEVER HE COULD TO
 10:07:52 HELP.
 10:07:54 AND SO WITH THE EXPECTATION, YOU KNOW, THAT HE WOULD DO
 10:07:59 SOMETHING.
 10:08:00 WELL, I CALLED ABOUT VEHICLES, AND CAROL HAD ALREADY GOTTEN
 10:08:05 VEHICLES LINED UP FOR FOUR OF THE STAFF TO USE AFTER THE
 10:08:10 STORM, AND THIS MORNING AT 8:00, HE CALLED ME AND HE SAID,
 10:08:16 DID YOU GET YOUR VEHICLES?

 10:08:17 AND I SAID, WELL, OUR VILLAGE CLERK MANAGED TO GET THE
 10:08:21 VEHICLES AND HE SAID GREAT.
 10:08:22 HE SAID IF THERE IS ABSOLUTELY ANYTHING THAT WE CAN DO FOR
 10:08:27 YOU AFTER THIS IS OVER, LET US KNOW.
 10:08:30 I THOUGHT THAT WAS INCREDIBLE.
 10:08:32 SO HE'S CALLED ME TWICE.
 10:08:36 A COMPANY LIKE THAT, I JUST GOT GOOSE BUMPS WHEN I THINK
 10:08:40 ABOUT THEM REACHING OUT AND TRYING TO HELP US.
 10:08:44 HE DID OFFER THAT.
 10:08:45 SO THAT'S VERY GOOD.
 10:08:47 BOB PRITT, ANY VILLAGE ATTORNEY REPORT?
 10:08:57 >>Robert Pritt: NO.
 10:08:58 EVERYTHING IS RIGHT HERE.
 10:09:00 >>Mayor Errington: STEVE?
 10:09:02 >>Steven Sarkozy: WE'LL PROVIDE SOME OF THE INFORMATION THAT
 10:09:04 WE'VE HEARD, AND DAVID, IF YOU COULD PULL UP THE EVACUATION
 10:09:08 MAP.
 10:09:08 WE DO KNOW THAT THIS MORNING, ABOUT 7:00, THE COUNTY ISSUED
 10:09:14 AN EVACUATION ORDER FOR ALL OF ZONES A AND B.
 10:09:23 A AND B IN ESTERO ARE BASICALLY EVERYTHING UP TO U.S. 41 AND
 10:09:31 ALSO THE VILLAGES AT COUNTRY CREEK.
 10:09:36 IF YOU'LL RECALL, COUNTRY CREEK IS WHERE WE HAD PROBLEMS
 10:09:39 DURING IRMA, AND WE'VE GOT THAT ONE PROJECT THAT WAS
 10:09:44 INTENDED TO MITIGATE SOME OF THE FLOODING AT COUNTRY CREEK.
 10:09:50 BUT EVERYTHING NOW WEST OF 41 IS UNDER THE MANDATORY

 10:09:55 EVACUATION ORDER.
 10:09:56 THERE'S A LOT OF UNCERTAINTIES IN THIS STORM.
 10:10:02 THINGS TOOK A CHANGE THIS MORNING WHERE THE STORM TOOK A
 10:10:07 NORTH-NORTHEAST TRACK AFTER IT GOT OVER CUBA AND SLOWED DOWN
 10:10:13 CONSIDERABLY.
 10:10:14 IT'S INTENSIFYING.
 10:10:18 BUT THE ACTUAL LANDFALL NOW IS PROJECTED TO BE AT MANATEE

10:10:24 COUNTY.
 10:10:25 FORTUNATELY, THAT'S A LITTLE BIT NORTH.
 10:10:29 BUT WE'RE STILL ANTICIPATING SIGNIFICANT WINDS.
 10:10:33 IF THIS IS A CATEGORY 4, WE WOULD STILL HAVE WINDS WELL IN
 10:10:40 EXCESS OF TROPICAL STORM CATEGORY AND EVEN HURRICANE FORCE
 10:10:44 CATEGORY HERE IN ESTERO.
 10:10:46 WE'RE TELLING PEOPLE TO STAY VERY CLOSE TO THE MEDIA.
 10:10:52 THE LEE COUNTY WEBSITE ALSO HAS UPDATES PERIODICALLY, AND
 10:10:57 THOSE PROVIDE UP TO THE MINUTE INFORMATION.
 10:11:00 AND IT'S BETTER INFORMATION THAT WE HAVE HERE LOCALLY.
 10:11:06 SO WE'RE MONITORING THAT THE SAME WAY AS OUR RESIDENTS DO.
 10:11:10 >>Mayor Errington: THANK YOU.
 10:11:12 >>Steven Sarkozy: DAVID, IF YOU CAN POINT OUT TO SOME OF THE
 10:11:14 AREAS HERE.
 10:11:17 BY THE WAY, WE HAVE TWO SHELTERS HERE IN THE VILLAGE.
 10:11:21 THE ESTERO COMMUNITY CENTER AND ALSO HERTZ ARENA.
 10:11:27 >>David Willems: IF YOU GO TO THE LEE COUNTY WEBSITE, YOU
 10:11:30 CAN GET THIS MAP.

 10:11:31 IT IS A GIS MAP THAT SHOWS THE EVACUATION AREAS.
 10:11:34 RIGHT NOW IT'S A AND B, WHICH ON HERE IS RED AND ORANGE.
 10:11:38 SO THAT IS EVERYTHING WEST OF U.S. 41 AND THEN IT INCLUDES
 10:11:42 SOME AREAS SOUTH OF ESTERO PARKWAY, BASICALLY FROM ESTERO
 10:11:46 PARKWAY TO CORKSCREW ROAD, WEST OF THREE OAKS PARKWAY WHICH
 10:11:50 IS ROOKERY POINT, CASCADES, COUNTRY CREEK, AND IT ALSO
 10:11:54 INCLUDES THE VINES.
 10:11:56 AND THEN AREAS SOUTH OF COCONUT ROAD, WHICH IS BASICALLY
 10:12:00 SPRING RUN.
 10:12:02 SO THOSE ARE THE AREAS CURRENTLY IN EVACUATION FOR MANDATORY
 10:12:06 EVACUATION RIGHT NOW.
 10:12:11 >>Vice-Mayor McLain: YOU'RE SAYING SOUTH OF ESTERO PARKWAY,
 10:12:14 THE CASCADES, NOT NORTH.
 10:12:16 SO THE RESERVE AND BELLE LAGO SHOULD BE --
 10:12:19 >>David Willems: CORRECT.
 10:12:20 THOSE ARE IN ZONE C.
 10:12:21 IF THEY EVER CALL FOR ZONE C, THEN THOSE WOULD BE.
 10:12:26 RIGHT NOW IT'S A AND B.
 10:12:27 >>Vice-Mayor McLain: THAT'S MANDATORY EVACUATION.
 10:12:28 >>David Willems: YES.
 10:12:30 >>Vice-Mayor McLain: DO WE NOTIFY LIKE THE ESTERO COUNTRY
 10:12:32 CLUB OR HOW DO THEY UNDERSTAND?
 10:12:37 THERE'S A LOT OF NEWS OUT THERE.
 10:12:38 SOME OF IT I'VE SEEN ON MY PHONE THIS MORNING IS ACTUALLY
 10:12:41 FROM YESTERDAY.

 10:12:42 IT'S NOT THE MOST CURRENT.
 10:12:44 >>David Willems: THE ONE WE JUST GOT HERE MAYBE 15, 20
 10:12:48 MINUTES AGO WAS FOR THE A AND B.

10:12:50 IT SPECIFICALLY CALLED OUT ZONES A AND B.
 10:12:56 >>Vice-Mayor McLain: I CAN NOTIFY BOTH OF THOSE.
 10:13:01 IT'S OBVIOUSLY MANDATORY, BUT PEOPLE MAKE THEIR OWN
 10:13:03 DECISIONS ON THAT.
 10:13:04 >>David Willems: RIGHT.
 10:13:05 THIS WEBSITE HERE ALLOWS YOU TO PUT IN YOUR OWN ADDRESS SO
 10:13:07 YOU DON'T HAVE TO NAVIGATE BY THE MAP.
 10:13:09 IF YOU PUT IN YOUR HOME ADDRESS, IT WILL SHOW YOU EXACTLY
 10:13:12 WHERE YOU ARE LOCATED AND WHICH ZONE YOU'RE IN.
 10:13:16 >>Mayor Errington: SO WHAT THIS MAP IS SHOWING THEN, 41 WILL
 10:13:20 BE UNDERWATER ALL THE WAY DOWN TO WHERE?
 10:13:28 >>David Willems: IT'S JUST AN EVACUATION ZONE.
 10:13:31 IT DOESN'T MIMIC EXACTLY WHAT'S GOING TO HAPPEN, WITH THE
 10:13:34 DATA THAT THE LEE COUNTY EOC HAS RECEIVED, THEY ARE SAYING
 10:13:38 THAT THE RESIDENTS WITHIN THOSE AREAS SHOULD EVACUATE.
 10:13:47 >>Vice-Mayor McLain: THE VILLAGE AT COUNTRY CREEK, THE
 10:13:48 REASON THEY ARE IN THAT IS BECAUSE OF THE NORTH FORK OF THE
 10:13:52 ESTERO RIVER AND ALL THE WATER THAT CONGREGATES THERE?
 10:13:55 >>David Willems: SO THE REASON THEY ARE IN, THEY HAVE THE
 10:13:58 NORTH AND SOUTH BRANCH OF THE ESTERO RIVER THAT CUT RIGHT
 10:14:00 THROUGH THE COMMUNITY.
 10:14:02 THAT LITTLE RED AREA THAT'S THE BULB OUT THAT COMES OUT FOR

 10:14:05 THE ZONE A, THAT IS BECAUSE THE ESTERO RIVER BASICALLY RUNS
 10:14:09 THROUGH THE MIDDLE OF THAT AREA.
 10:14:11 SO THAT'S THE CONDUIT FOR STORM SURGE TO GET UP INTO THE
 10:14:16 VILLAGE.
 10:14:20 >>Jim Ward: DAVID, WHAT IS THE DIFFERENCE BETWEEN THE COLORS
 10:14:22 THAT YOU HAVE, WHERE SPRING RUN IS A LIGHTER COLOR AND
 10:14:25 ESTERO PARKWAY IS A LIGHTER COLOR VERSUS THE DARKER REDDISH?
 10:14:29 >>David Willems: THIS IS THE LEGEND.
 10:14:31 THESE ARE THE EVACUATION ZONES.
 10:14:33 SO THE RED IS A.
 10:14:34 THE ORANGE IS B.
 10:14:36 THE YELLOW IS C.
 10:14:37 THE GREEN IS D.
 10:14:38 AND THEN THE PURPLE THAT'S ALL THE WAY -- I DON'T THINK WE
 10:14:41 HAVE ANYTHING IN THE VILLAGE WITHIN E.
 10:14:44 THEY JUST GO IN ORDER.
 10:14:46 THE A AND THE B WOULD BE THE FIRST, AND THEN IF IT GETS BAD
 10:14:50 ENOUGH, THEY'LL EVACUATE C.
 10:14:54 >>Jim Ward: ARE YOU SAYING POTENTIAL EVACUATION?
 10:14:56 >>David Willems: A AND B IS MANDATORY EVACUATION.
 10:14:59 >>Jim Ward: -- ANYTHING IN SPRING RUN AS TO SPRING RUN BEING
 10:15:02 IN AN EVACUATION.
 10:15:03 >>David Willems: THE TEXT WE JUST RECEIVED WAS WHAT PUT ZONE
 10:15:09 B IN WHILE WE WERE SITTING HERE.
 10:15:11 THAT'S WHEN SPRING RUN CAME INTO THE EVACUATION.

10:15:15 IF YOU GO INTO LEEGOV.COM AND THEN LOOK FOR EVACUATION
 10:15:25 ZONES, YOU CAN NAVIGATE TO THOSE.
 10:15:27 I WAS GOING TO BRING UP LEE GOV, BUT IT'S NOT LOADING.
 10:15:32 >>Vice-Mayor McLain: YOU'LL END US TO THE LINK?
 10:15:34 >>Carol Sacco: I WILL.
 10:15:35 IT WILL TAKE YOU DIRECTLY TO THIS PAGE AND YOU CAN PUT YOUR
 10:15:38 ADDRESS IN.
 10:15:38 >>Mayor Errington: AT THIS POINT IN TIME, IT REMINDS ME --
 10:15:42 IT'S NOT EXACTLY ABOUT THIS -- WHEN WE HAD IRMA, I KNOW THAT
 10:15:47 FIRE CHIEF TOLD US TO SAVE ON OUR BATTERIES, ON OUR PHONES
 10:15:54 TO TEXT INSTEAD OF CALLING.
 10:15:56 I CALLED HIM IN THE MIDDLE OF THE STORM.
 10:16:00 HE SAID IT WILL SAVE YOUR BATTERY IF YOU TEXT.
 10:16:02 SO THAT'S A REMINDER TO TEXT.
 10:16:05 BECAUSE THE PEOPLE LISTENING TO TEXT INSTEAD OF CALLING, SO
 10:16:09 YOU CAN KEEP YOUR BATTERIES IN YOUR PHONES CHARGED.
 10:16:13 I ALSO WATCHED THAT THIS MORNING WITH THE LEE COUNTY
 10:16:20 COMMISSIONERS MAKING THAT DECISION, AND THE COUNTY MANAGER
 10:16:25 SAID MANDATORY EVACUATION, ALTHOUGH THEY COULD NOT ENFORCE
 10:16:29 IT.
 10:16:29 MANDATORY MEANING THAT --
 10:16:35 >> GOOD LUCK.
 10:16:36 >>Mayor Errington: YEAH.
 10:16:37 ANYTHING ELSE?
 10:16:43 >>Vice-Mayor McLain: I SEE HERTZ ARENA AND ESTERO COMMUNITY

 10:16:46 REC CENTER WHICH IS RIGHT HERE.
 10:16:49 FLORIDA GULF COAST USUALLY OPENS THEIR ALICO AREA.
 10:16:54 IS THAT NOT AN EVACUATION ANYMORE?
 10:16:56 >>David Willems: IT COULD BE AT SOME POINT.
 10:16:59 >>Steven Sarkozy: THEY DID JUST OPEN.
 10:17:01 SO THERE WERE ORIGINALLY TEN SHELTER AREAS.
 10:17:06 EIGHT OF WHICH I BELIEVE WERE AT SCHOOLS, AND THEN THE --
 10:17:11 OUR COMMUNITY CENTER AND HERTZ ARENA.
 10:17:15 THEY JUST ADDED ANOTHER FIVE LOCATIONS TO THE SHELTER
 10:17:19 AVAILABILITY, INCLUDING ALICO.
 10:17:23 >>David Willems: AND THIS MAP SHOWS THE SHELTERS AS WELL.
 10:17:26 IT HASN'T BEEN UPDATED YET FOR THE NEW ONES, BUT IT SHOULD
 10:17:29 BE SHORTLY.
 10:17:32 >>Vice-Mayor McLain: OBVIOUSLY IT'S DEVELOPING.
 10:17:33 DO ANY OF THESE ALLOW PETS?
 10:17:36 >>Carol Sacco: THEY ARE ALL PET FRIENDLY.
 10:17:38 >>Vice-Mayor McLain: THEY ARE ALL PET FRIENDLY.
 10:17:40 >>Carol Sacco: THAT'S WHAT I WAS TOLD YESTERDAY FROM THE
 10:17:42 EOC, BUT THE RESIDENT IS RESPONSIBLE FOR THEIR PET.
 10:17:44 THEY HAVE TO BRING THEIR OWN FOOD, WHATEVER THE DOG LIKES.
 10:17:49 THEY DIDN'T SAY IT HAS TO BE CAGED, BUT YOU HAVE TO BE

10:17:52 RESPONSIBLE FOR YOUR PET.
 10:17:54 >>Mayor Errington: ANY PAPERS THAT GO WITH THE PET.
 10:17:57 >>Carol Sacco: THEY DIDN'T SAY ANYTHING ABOUT PAPERS.
 10:17:59 JUST SAID THEY HAD TO BE RESPONSIBLE.

 10:18:00 BECAUSE I SAID, ARE ALL THE AREAS THAT ARE OPEN, ARE THEY
 10:18:04 PET FRIENDLY?
 10:18:04 AND THEY SAID EVERY ONE IS PET FRIENDLY AND THAT INCLUDED
 10:18:05 HERTZ AND THE ESTERO REC.
 10:18:07 >>Mayor Errington: I CAN TELL YOU, I'M SO PROUD OF THIS
 10:18:13 COUNCIL.
 10:18:14 EVERYBODY IS HERE.
 10:18:16 THANK YOU.
 10:18:16 WE'RE UNITED.
 10:18:19 WE'RE A TEAM.
 10:18:20 WE'LL GET THROUGH THIS.
 10:18:21 THANK YOU, THANK YOU, THANK YOU.
 10:18:22 STAFF, IF THERE'S ANYTHING WE CAN DO, PLEASE REACH OUT TO
 10:18:30 US.
 10:18:30 WE'LL DO WHAT WE CAN.
 10:18:32 WE CAN MAKE CALLS.
 10:18:34 WHEN THE TIME COMES, WE CAN VISIT, WHEREVER YOU NEED US.
 10:18:41 THE LAST TIME PEOPLE NEEDED ICE.
 10:18:44 THAT WAS SO CRITICAL.
 10:18:45 >>Steven Sarkozy: YOU MIGHT WANT TO TAKE A LOOK AT THE
 10:18:49 WEBSITE, AND WITHIN YOUR DISTRICT, CALL UP YOUR ASSOCIATION
 10:18:53 TO LET THEM KNOW THEY ARE IN THE MANDATORY EVACUATION AREA.
 10:19:01 AND THAT'S ALL WE CAN DO IS JUST PASS ON THE INFORMATION.
 10:19:06 THE ALERTS THAT CAME THROUGH, EVERYBODY SHOULD HAVE GOTTEN
 10:19:09 THOSE ON YOUR CELL PHONE.

 10:19:14 >>Mayor Errington: ANY OTHER --
 10:19:16 >>Vice-Mayor McLain: WE'LL HAVE THAT LINK ON OUR WEBSITE,
 10:19:18 THE LEE COUNTY --
 10:19:19 >>Carol Sacco: THAT IS ON THERE ALREADY.
 10:19:21 IT'S UNDER THE HURRICANE.
 10:19:22 THERE IS A HURRICANE PAGE.
 10:19:23 JUST GO IN THERE, AND IT SHOWS YOU EVERYTHING LINKED, WHAT
 10:19:27 YOUR ZONE IS, WHERE THE SHELTERS WILL BE AND ALL THAT.
 10:19:29 THAT'S ON THERE.
 10:19:30 YES.
 10:19:32 >>Vice-Mayor McLain: THAT'S ONE OF THE REASONS --
 10:19:34 >>Carol Sacco: WE ADDED POWER SURGES, WHAT HAPPENS BETWEEN
 10:19:36 THE POWER SURGE, WHAT YOU SHOULD DO, WE ADDED THAT
 10:19:39 YESTERDAY.
 10:19:39 >>Vice-Mayor McLain: I WAS TAKING MY GARBAGE OUT THIS
 10:19:41 MORNING, I HAD THREE NEIGHBORS APPROACH ME OUT THERE.
 10:19:45 ARE WE GOING TO GET FLOODED?

10:19:47 I JUST SAID COME TO OUR WEBSITE -- I DIDN'T USE THE LEE
10:19:51 COUNTY -- AND WE'LL KEEP YOU UPDATED BECAUSE I KNOW AS MUCH
10:19:55 AS YOU DO.
10:19:55 >>Mayor Errington: YOU WEREN'T LATE.
10:19:56 YOU GOT HERE RIGHT ON TIME.
10:19:58 >>Vice-Mayor McLain: I GOT HERE RIGHT ON TIME.
10:20:00 >>Mayor Errington: ANYTHING ELSE?
10:20:02 IS THAT IT?

10:20:06 DO I HEAR A MOTION?
10:20:09 [SOUNDING GAVEL]
10:20:10 MEETING ADJOURNED.
10:20:12 >> GOD BLESS.
10:20:13

DISCLAIMER:
THIS FILE REPRESENTS AN UNEDITED VERSION OF REALTIME
CAPTIONING WHICH SHOULD NEITHER BE RELIED UPON FOR COMPLETE
ACCURACY NOR USED AS A VERBATIM TRANSCRIPT.
ANY PERSON WHO NEEDS A VERBATIM TRANSCRIPT OF THE
PROCEEDINGS MAY NEED TO HIRE A COURT REPORTER.

AGENDA ITEM SUMMARY SHEET
VILLAGE COUNCIL MEETING
September 27, 2022

Agenda Item:

Resolution No. 2022-30

A Resolution of the Village Council of the Village of Estero, Florida Declaring a State of Local Emergency and Providing for Emergency Governmental Operations Related to Hurricane IAN if Deemed Necessary and in Conjunction with Lee County and the State of Florida and Providing an Effective Date.

Motion to approve Resolution No. 2022-30

Background:

Description:

State Of Florida Office of the Governor Executive Order Number 22-219 (Amending Executive Order 22-218, Emergency Management – Tropical Depression Nine) Governor Ron DeSantis issued on September 23, 2022 Executive Order 22-218 and declared a state of emergency exists for several counties in Florida's Peninsula and the Florida Keys due to Tropical Depression Nine.

Florida Division of Emergency Management, working together with the National Hurricane Center to evaluate weather predictions, has determined there is a continuing risk of dangerous storm surge, heavy rainfall, flash flooding, strong winds, hazardous seas, and isolated tornadic activity for Florida's Peninsula and portions of the Florida Big Bend, North Florida, and Northeast Florida.

Action Requested:

Motion to approve Resolution No. 2022-30

Process and Timeline:

Financial Impact:

None

Page 1 of 2

Prepared by: Steve Sarkozy

Attachments:

1. Resolution No. 2022-30

VILLAGE OF ESTERO, FLORIDA

RESOLUTION NO. 2022 – 30

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE
VILLAGE OF ESTERO, FLORIDA DECLARING A
STATE OF LOCAL EMERGENCY AND PROVIDING
FOR EMERGENCY GOVERNMENTAL OPERATIONS
RELATED TO HURRICANE IAN IF DEEMED
NECESSARY AND IN CONJUNCTION WITH LEE
COUNTY AND THE STATE OF FLORIDA AND
PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the Village of Estero places the highest premium on safety of life and property in the Village during storm events; and

WHEREAS, Hurricane IAN poses a serious potential threat to the residents and property of the Village of Estero; and

WHEREAS, Hurricane Ian has the potential for causing extensive damage to public utilities, public buildings, public communication systems, public streets and roads, public drainage systems, commercial and residential buildings, and other areas; and

WHEREAS, the Governor of the State of Florida has promulgated Executive Order No. 22-218, wherein he found that a State of Emergency exists within certain counties within the state of Florida, including Lee County; and Executive Order No. 22-219, in which he added the State of Emergency throughout the entire State of Florida;

WHEREAS, Chapter 252, Florida Statutes, and the Executive Orders of the Governor authorize municipalities to declare a state of local emergency and to waive procedures and formalities otherwise required of municipalities to take whatever prudent action is necessary to ensure the health, safety, and welfare of the Village in the event of a state of local emergency; and

WHEREAS, the Village of Estero, through its Charter, assigns the Village Council and the Village Manager and staff the duties of leadership during storm events; and

WHEREAS, there may be instances when it is unsafe, difficult or impossible to obtain a quorum of Council membership for the purpose of convening emergency meetings during a state of local emergency; and

WHEREAS, the Village Council desires to recognize, to designate and to delegate to the Village Manager the authority provided under Chapter 252 to respond to the emergency should a quorum of the Village Council be physically unable to meet.

Resolution No. 2022-30

Page 1 of 2

NOW, THEREFORE, be it resolved by the Village Council of the Village of Estero, Florida that the Village of Estero hereby declares a State of Local Emergency within the Village and further provides the following:

Section 1. The Village Council of the Village of Estero, Florida, if deemed necessary and in conjunction with Lee County, hereby declares a state of local emergency and the Council desires the Village Manager to avail himself of all powers available to Village government provided in Chapter 252, Florida Statutes, or the Executive Orders of the Governor.

Section 2. The Village Manager is provided plenary authority on behalf of the Village Council of the Village of Estero to take all actions necessary for health, safety, welfare and protection of persons and property as authorized by law.

Section 3. As provided in Chapter 252 and in the Executive Orders of the Governor, all normal formalities related to procurement, incurring of obligations, and expenditure of public funds usually followed or required by law are hereby waived.

Section 4. All actions taken by the Village Manager, or taken at the direction of the Village Manager pursuant to this Resolution are hereby ratified.

Section 5. This Resolution shall take effect immediately upon adoption.

ADOPTED BY THE VILLAGE COUNCIL of the Village of Estero, Florida this 27th day of September, 2022.

Attest:

VILLAGE OF ESTERO, FLORIDA

By: _____
Carol Sacco, Village Clerk

By: _____
Katy Errington, Mayor

Reviewed for legal sufficiency:

By: _____
Robert D. Pritt, Esq., Interim Village Attorney