



Agenda Item – January 3, 2011	Motion	Batte	Gibson	Kiester	Magel	Recker	Trotter	Waldack	Passed	Failed
DISCUSSION – Cost of Service Study	MOTION by Councilor Waldack to approve the creation of a Cost of Service Subcommittee and direct staff to wait for the results of the Cost of Service report prior to making recommendations to the utility rate structure resolution. Second by Vice-Chair Gibson.	Yes	Yes	No	Yes	Yes	Yes	Yes	6-1	
Agenda Item – February 7, 2011	Motion	Batte	Gibson	Kiester	Magel	Recker	Trotter	Waldack	Passed	Failed
RESOLUTION – Plaque for New Bridge Span to Recognize Posthumously Michael F. Minozzi	MOTION by Councilor Waldack to approve the Resolution to recommend dedication of the second span of the Judge Jolley Bridge to Michael F. Minozzi, Jr. Second by Councilor Trotter.	Yes	Yes	Yes	Yes	Excused	Yes	Yes	6-0	
ORDINANCE(S) – Second Readings – Amendments to Police Officers and Firefighters Pension Plans	MOTION by Councilor Magel to adopt the Ordinance amending the firefighters’ pension plan on second reading. Second by Councilor Trotter.	Yes	Yes	Yes	Yes	Excused	Yes	Yes	6-0	
ORDINANCE – First Reading – Purchasing Ordinance	MOTION by Councilor Kiester to approve on first reading the Ordinance amending the City's purchasing policy requirements.	Yes	Yes	Yes	Yes	Excused	Yes	Yes	6-0	
RESOLUTION – Delegation of Signature Authority	MOTION by Councilor Magel to approve the Resolution to Implement Signature Authority. Second by Councilor Waldack.	Yes	Yes	Yes	Yes	Excused	Yes	Yes	6-0	
DISCUSSION – Award of Community Grants	MOTION by Councilor Waldack to award Community Grants and Service Awards as recommended by the Parks and Recreation Advisory Committee. Second by Councilor Magel.	Yes	Yes	Yes	Yes	Excused	Yes	Yes	6-0	
DISCUSSION – Award of Contract – North Plant Filter Building	MOTION by Councilor Waldack to award Beach Construction Inc. a contract to undertake the construction of the North Water Treatment Plant Membrane Filtration Structure and Site Piping Project (11-014) in the amount not to exceed \$1,477,000 dollars. Second by Councilor Trotter.	Yes	Yes	Yes	Yes	Excused	Yes	Yes	6-0	
	MOTION by Councilor Batte to reconsider the award of a contract for the North Collier Boulevard Phase III Storm Drainage Project at the February 22, 2011 Council Meeting. Second by Councilor Kiester.	Yes	Yes	Yes	Yes	Excused	Yes	Yes	6-0	
Agenda Item – February 22, 2011	Motion	Batte	Gibson	Kiester	Magel	Recker	Trotter	Waldack	Passed	Failed
ORDINANCE – Second Reading and Public Hearing – Purchasing Ordinance	MOTION by Councilor Kiester to approve the Ordinance amending Chapter 2 “Administration” of the City’s Code of Ordinances as presented on second reading, amended to permit the City Manager and Councilor Trotter to expand the language of purchasing methods on page seven of the Ordinance. Second by Councilor Waldack.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
DISCUSSION – Reconsideration of Award of Contract – North Collier Boulevard Phase III Drainage Project	MOTION by Councilor Waldack to award Quality Enterprises, USA, Inc. a contract to undertake the construction of the North Collier Boulevard Phase III Drainage Project for an amount of \$987,479.00, and to authorize staff to transfer \$98,000.00 from the Bridge Replacement Program for inspection services and staff cost allocations. Second by Vice-Chair Gibson.	No	Yes	No	Yes	Yes	Yes	Yes	5-2	
Award of Contract – Phase IV - Improvements to the Marco Island Reclaimed Water Projection Facility (RWPF)	MOTION by Councilor Trotter to award Beach Construction Co., Inc. a contract for an amount not to exceed \$3,920,000.00, for the construction of the Reclaimed Water Projection Facility Phase IV Improvements Project. Second by Councilor Kiester.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
Agenda Item – March 7, 2011	Motion	Batte	Gibson	Kiester	Magel	Recker	Trotter	Waldack	Passed	Failed



RESOLUTION – Public Hearing – Appeal of Decision of the Building Official Regarding Seawall Placement	MOTION by Councilor Batte to confirm the Building Official's interpretation of Ordinance 10-02 and related regulations in the appeal of its interpretation dated February 16, 2011. Second by	Yes	Yes	Yes	No	Yes	Yes	Yes	6-1	
	MOTION by Councilor Batte to direct review of seawall specifications to the Waterways Advisory Committee and Planning Board. Second	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
RESOLUTION – Declaration of Emergency for Dredging of Collier	MOTION by Councilor Recker to adopt the proposed Resolution to approve the emergency dredging of the entrance to Collier Bay and authorize the City Manager to work jointly with the Collier County Coastal Zone Management Department to obtain the necessary emergency permits. Second by Councilor Trotter.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
DISCUSSION – Award of Contract – Three Bridge Lighting Addition	MOTION by Vice-Chair Magel to award E. B. Simmonds Electrical, Inc., a contract to undertake the construction of the Three Bridge Lighting Addition Project, as modified, for an amount of \$146,060.64. Second by Councilor Waldack.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
Agenda Item – May 2, 2011 (Special-Called)	Motion	Batte	Gibson	Kiester	Magel	Recker	Trotter	Waldack	Passed	Failed
Appointment of Temporary City Attorney	MOTION by Councilor Waldack to appoint Craig Woodward, Esq., as temporary City Attorney. Second by Vice-Chair Magel.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
Interviews with Finalists for Legal Services	MOTION by Councilor Recker to employ one of three firms in the following order, to provide legal services for the City of Marco Island, pending review and negotiation by the City Manager of their proposed fees for professional services: 1) GrayRobinson, P.A., 2) Weiss Serota Helfman Pastoriza Cole & Broniske, P.L., 3) Lewis, Longman & Walker, P.A. Second by Vice-Chair Magel.	Yes	No	Yes	Yes	Yes	No	No	4-3	
Agenda Item – May 2, 2011	Motion	Batte	Gibson	Kiester	Magel	Recker	Trotter	Waldack	Passed	Failed
FY 2010 Comprehensive Annual Financial Report (CAFR)	MOTION by Councilor Recker to accept the Comprehensive Annual Financial Report for the fiscal year ending September 30, 2010. Second by Councilor Waldack.	Yes	Yes	Excused	Yes	Yes	Yes	Yes	6-0	
ORDINANCE – Second Reading & Public Hearing – An Ordinance to Amend Grease Trap Regulations	MOTION by Councilor Recker to approve the proposed amendments to the Code of Ordinances Section 18-99 at second reading. Second by Councilor Waldack.	Yes	Yes	Excused	Yes	Yes	Yes	Yes	6-0	
Agenda Item – May 16, 2011	Motion	Batte	Gibson	Kiester	Magel	Recker	Trotter	Waldack	Passed	Failed
DISCUSSION – Appointment to Utility Advisory Board	MOTION by Councilor Waldack to appoint Mr. William Porter to the Utility Advisory Board for a three year term expiring February 1, 2014. Second by Chairman Gibson.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
DISCUSSION – Change Order for South Water Treatment Plant Site	MOTION by Councilor Recker to approve change order #3 in the amount of \$63,458.96 to G&G Industries for the SWTP Site Piping Improvement Project (City Contract 10-010). Second by Councilor Kiester.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
DISCUSSION – Change Order for Reclaimed Water Production	MOTION by Councilor Kiester to authorize the City Manager to execute change order #5 under Owner's Contingency. Second by Chairman Gibson.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
ORDINANCE – First Reading – Midtown Density Transfers	MOTION by Councilor Recker to approve the ordinance, subject to review and approval by legal counsel, extending the use of waterfront commercial density to any commercial property within the Town Center District through the development agreement process. Second by Chairman Gibson.	No	Yes	No	No	Yes	Yes	Yes	4-3	



Agenda Item – June 6, 2011		Motion	Batte	Gibson	Kiester	Magel	Recker	Trotter	Waldack	Passed	Failed
ORDINANCE – First Reading – An Ordinance amending Chapter 8 of the Code of Ordinances to Adopt Fertilizer Regulations	MOTION by Councilor Waldack to table further consideration of the fertilizer ordinance pending final action on the issue by Collier County. Second by Councilor Trotter.	No	Yes	No	No	No	No	Yes	Yes		4-3
ORDINANCE – First Reading - Seawall Ordinance	MOTION by Councilor Recker to approve the Ordinance pertaining to seawalls, pending the City Attorney's review of suggested language changes as noted above. Second by Councilor Kiester.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
ORDINANCE – Second Reading and Public Hearing – An Ordinance to Establish Density Credits	MOTION by Councilor Recker to approve the Ordinance extending the use of waterfront commercial density to any commercial property within the Town Center District through the development agreement process, with a word change from "shall" to "may" on line 148 of the Ordinance. Second by Chairman Gibson.	No	Yes	No	Yes	Yes	Yes	Yes	Yes	5-2	
RESOLUTION – A Resolution Urging the Board of County Commissioners to adopt a more Stringent Fertilizer Ordinance	MOTION by Councilor Recker to adopt the Resolution urging Collier County to adopt stringent fertilizer regulations. Second by Councilor Trotter.	Yes	No	No	Yes	Yes	Yes	Yes	Yes	5-2	
DISCUSSION – Racquet Center Tennis Court Renovations	MOTION by Vice-Chair Magel to authorize the City Manager to provide \$12,000 dollars toward the cost of renovating tennis courts 3 and 4 at the City Racquet Center. Second by Councilor Waldack.	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	6-1	
ORDINANCE – First Reading – An Ordinance amending Chapter 30 of the Land Development Code to Adopt a Landscape Ordinance to Promote Florida Friendly Landscaping	MOTION by Councilor Waldack to adopt the Florida Friendly Landscape Ordinance at first reading. Second by Councilor Kiester.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
RESOLUTION – Local Agency Program (LAP) Agreement - Safe Routes to School	MOTION by Councilor Waldack to adopt the Resolution and authorize the City Manager to execute the Safe Routes to School Perimeter Path Project Local Agency Program Agreement with FDOT. Second by Councilor Recker.	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	6-1	
DISCUSSION – Award of Contract – Surveying Services	MOTION by Councilor Waldack to authorize the City Manager to enter into professional survey and mapping contracts with the specified firms for a three year time period, and also to include a renewal clause of an additional three years. Second by Councilor Kiester.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
DISCUSSION – General Construction Services	MOTION by Vice-Chair Magel to authorize the City Manager to enter into contracts with the specified firms for a three year time period. Second by Councilor Batte.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
Agenda Item – July 18, 2011		Motion	Batte	Gibson	Kiester	Magel	Recker	Trotter	Waldack	Passed	Failed
RESOLUTION – Initial Assessment Resolution to add Vacant Lots to Non Ad-Valorem Assessment Rolls	MOTION by Councilor Trotter to approve the initial assessment Resolution to levy non-ad valorem assessments on undeveloped lots within the City to fund water system improvements. Second by Councilor Waldack.	No	Yes	Yes	Excused	Yes	Yes	Yes	Yes	5-1	
	MOTION by Councilor Trotter to approve the initial assessment Resolution to levy non-ad valorem assessments on undeveloped lots within the City to fund wastewater system improvements. Second by Councilor Waldack.	No	Yes	Yes	Excused	Yes	Yes	Yes	Yes	5-1	



ORDINANCE - Second Reading and Public Hearing - Adopting the final budget for the Hideaway Beach Special Taxing District or the fiscal year commencing October 1, 2011 and ending September 30, 2012	MOTION by Vice-Chair Magel to move final adoption on second reading of the Ordinance adopting the budget for the Hideaway Beach Taxing District as outlined and recommended by the Hideaway Beach Special Taxing District Board of Supervisors. Second by Councilor Recker.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
DISCUSSION – FEMA Grant for 269 2 nd Avenue	MOTION by Councilor Waldack to approve the Federally Funded Subgrant Agreement, direct staff to request Advance Payment from the FEMA Program, direct the City Attorney to prepare an agreement between the property owner and the of City of Marco Island to indemnify the City from any losses and additional costs incurred by the City not outlined in the Federally Funded Subgrant Agreement and to authorize the Chairman of City Council to execute the agreement. Second by Chairman Gibson	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
Agenda Item – October 3, 2011	Motion	Batte	Gibson	Kiester	Magel	Recker	Trotter	Waldack	Passed	Failed
RESOLUTION – Candy Flavored Tobacco Products	MOTION by Vice-Chair Magel to table further discussion regarding candy flavored tobacco products until the next meeting on October 17, 2011. Second by tacit agreement.	Yes	Yes	Yes	Yes	Excused	Yes	Yes	6-0	
DISCUSSION – Award of Contract – Annual Insurance	MOTION by Councilor Batte to authorize the City Manager to execute agreements for health, dental, life and disability insurance for FY 2012. Second by Councilor Waldack.	Yes	Yes	Yes	Yes	Excused	Yes	Yes	6-0	
	MOTION by Vice-Chair Magel to authorize the City Manager to execute agreements for property, liability and workers' comp insurance for FY 2012, as modified to increase the crime limit to \$1 million. Second by Councilor Batte.	Yes	Yes	Yes	Yes	Excused	Yes	Yes	6-0	
DISCUSSION – Award of Contract – Raw Water Security Fence	MOTION by Chairman Gibson to table the discussion regarding Award of Contract for Raw Water Security Fence until the next meeting on October 17, 2011. Second by Councilor Trotter.	Yes	Yes	Yes	Yes	Excused	Yes	Yes	6-0	
DISCUSSION - Wastewater Treatment Plant Phase III Change Order 9	MOTION by Councilor Kiester to authorize the City Manager to execute Change Order #9 under Owner's Contingency in the amount of \$57,905. Second by Councilor Waldack.	No	Yes	Yes	No	Excused	Yes	Yes	4-2	
Agenda Item – October 17, 2011	Motion	Batte	Gibson	Kiester	Magel	Recker	Trotter	Waldack	Passed	Failed
DISCUSSION – Water Source Facility Security Fence	MOTION by Vice-Chair Magel to award the Water Source Facility Fence Contract (11-022) in the amount of \$149,632 to Carter Fence. Second by Councilor Waldack.	Yes	Yes	Excused	Yes	Excused	Yes	Yes	5-0	
ORDINANCE – First Reading – FY2011 Budget Re-appropriation	MOTION by Vice-Chair Magel to approve the Budget Re-appropriation Ordinance for the fiscal year commencing October 1, 2010 and ending September 30, 2011 on first reading. Second by Councilor Waldack.	Yes	Yes	Excused	Yes	Excused	Yes	Yes	5-0	
ORDINANCE – First Reading - FY2012 Utility Rates	MOTION by Councilor Batte to implement a 9% reduction in water/sewer utility surcharges/rates. Second by Councilor Trotter.	Yes	No	Excused	No	Excused	Yes	No		3-2
	MOTION by Councilor Waldack to approve the Utility Rate Ordinance establishing water and wastewater utility rates for fiscal year 2012. Second by Vice-Chair Magel.	Yes	Yes	Excused	Yes	Excused	Yes	Yes	5-0	



	MOTION by Councilor Trotter to consider, as part of the rate analysis process, reducing the water/sewer utility surcharges/rates by 9% or to the greatest extent possible. Second by Councilor Batte.	Yes	Yes	Excused	Yes	Excused	Yes	Yes	5-0	
Agenda Item – November 1, 2011	Motion	Batte	Gibson	Kiester	Magel	Recker	Trotter	Waldack	Passed	Failed
ORDINANCE - Second Reading and Public Hearing - Budget Reappropriation	MOTION by Councilor Waldack to approve the Budget Re-appropriation Ordinance for the fiscal year commencing October 1, 2010, and ending September 30, 2011. Second by Councilor Recker.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
ORDINANCE - Second Reading and Public Hearing - Water and Sewer Rate Modifications	MOTION by Councilor Waldack to approve the Utility Rate Ordinance establishing water and wastewater utility rates for fiscal year 2012. Second by Councilor Recker.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
RESOLUTION - Public Hearing - Annual Uniform Collection for Tax Bills	MOTION by Councilor Waldack to approve the Resolution authorizing the use of the uniform collection method for non-ad valorem assessments. Second by Councilor Kiester.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
DISCUSSION – Authorization of Contract – Smokehouse Bay Bridge D	MOTION by Councilor Trotter to authorize the City Manager to execute the final purchase order for the completion of the design of the Smokehouse Bay Bridge Project to T.Y LIN, International for an amount not to exceed \$750,000.00. Second by Councilor Kiester.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
DISCUSSION – Renaming Tracts C and D	MOTION by Councilor Waldack to rename Tracts C and D to Calusa Park, subject to the City Attorney’s review regarding liability responsibility. Second by Councilor Kiester.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
Agenda Item – December 5, 2011	Motion	Batte	Gibson	Kiester	Magel	Recker	Trotter	Waldack	Passed	Failed
South Collier Boulevard Sidewalk Project Change Orders	MOTION by Councilor Recker to authorize the City Manager to execute a change order in the amount of \$23,308.27 for the final payment of the South Collier Boulevard Sidewalk Project. Second by Councilor Kiester.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
RESOLUTION – Intent to Reimburse for Capital Projects	MOTION by Vice-Chair Magel for approval of the Resolution establishing intent to reimburse capital expenditures with proceeds from future financing. Second by Councilor Recker.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
DISCUSSION – Approval of Grant from the Southwest Florida Water Management District for Water and Sewer	MOTION by Councilor Waldack to authorize the City Manager to accept the FY12 Water and Sewer Department grants from the South Florida Water Management District. Second by Councilor Recker.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
DISCUSSION – Approval of Grant from Southwest Florida Water Management District for Stormwater Drainage	MOTION by Vice-Chair Magel to authorize the City Manager to accept the FY12 Public Works Department grant from the South Florida Water Management District. Second by Councilor Kiester.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	7-0	
DISCUSSION – Fireworks Funding	MOTION by Councilor Recker for the City to fund the 2012 fireworks and to seek outside contributions to offset the City’s contribution. Second by Councilor Waldack.	No	Yes	No	No	Yes	No	Yes		4-3
	MOTION by Vice-Chair Magel for the City to match private contributions, not to exceed \$20,000.00, to fund the fireworks. Second by Councilor Batte.	Yes	Yes	No	Yes	Yes	Yes	Yes	6-1	



DISCUSSION – Proposed “Big Flag”	MOTION by Councilor Batte to establish a “Big Flag Committee” and appoint Mr. David Rice, Mr. Leo Sutera, Mr. Richard Shanahan, Mr. Keith Dameron and Ms. Litha Berger to serve on the committee. Second by Councilor Waldack.	Yes	7-0							
Request for Inclusion on January 9, 2012 Agenda - First Reading of the Ordinance to Repeal the Ordinance Establishing the Utility Advisory Board	MOTION by Councilor Recker to include on the January 9, 2012 City Council Agenda, the first reading of an Ordinance to repeal the Ordinance establishing the Utility Advisory Board. Second by Councilor Waldack.	No	Yes	Yes	Yes	Yes	No	Yes	5-2	
Request for Inclusion on January 9, 2012 Agenda - Review of Second Phase of the Cost of Service Study	MOTION by Councilor Recker to not deviate from the cost of service study plan as outlined by the City Manager and to not include a review of the study on the January 9, 2012 agenda. Second by Vice-Chair Magel.	No	Yes	Yes	Yes	Yes	No	Yes	5-2	