

Captiva Community Panel

MINUTES

March 13, 2018

Attending: David Mintz, Tom Rathbone, Mike Boris, Mike Lanigan, Dave Jensen, Antje Baumgarten, Bob Walter, Rene Miville, Mike Mullins, Jay Brown, Mike Kelly

Audience: 18

Meeting convened 9 a.m. Introductions and explanation of meeting schedule. The Feb. 13 minutes were unanimously approved as presented (Mullins/Boris).

CFD: *Chief Jeff Pawul:* Thanks for support and patience with last weekend's MDA boot drive. Very successful, raised just over \$4,000, most ever.

LCSO: *Chris:* Sawicki will talk later.

CEPD: *Jensen:* Meeting tomorrow, interview candidates to fill administrator position. Rich Stegmann has resigned, have opening now. *Mintz:* How to apply? Contact office or board members.

Library: *Colleen Barany:* Nancy Hamilton update to promote book, love your library month. Valentine's Day program, Presidents' Day ran through events and attendance. Upcoming primate talk March 18, March 28 Great Florida invasion. March 29, Author speaking. Kids program – kites and leprechauns. Summary of April programs. Working on summer reading program, for kids and adults.

Captiva Code: *Mintz:* Depew contracts in packet. Met with David Depew Jan. 30, reviewed scope. Response was broader than we wanted, more expensive. General overview of land use planning, assistance with code both not necessary. Major difference was inventory of island density, zoning vs. ordinance. Discussed what we expected. Range of zoning, legacy zoning, platted lots. *Walter:* Current zoning? *Mintz:* What is possible, buildback and redevelopment. Lot by lot inventory. *Miville:* Could find hidden issues that would matter in the future. *Mintz:* Up to board to decide direction. *Brown:* Would he have to go lot by lot anyway? *Mintz:* Discussion of overlays – legacy platting, current zoning, density ordinance – how does that work? What can we presume for future density? *Mullins:* Based on zoning, predict maximum allowable. *Walter:* Would not know history that would encumber the future. *Miville:* Recent downtown issues with hotel site as example. *Baumgarten:* Alternative to lot by lot? *Mintz:* Zone by zone. *Brown:* Count number of units and what's possible. *Mintz:* What it's zoned for, what other conditions, status under buildback. Sense of what zoning will permit vs. inventory of what we have now. *Boris:* Difference in costs? *Mintz:* Explained.

Kelly: Vulnerable zoning, what the county could do to increase density on island. Look at categories, identify what's vulnerable to changes. *Brown:* Assuming they could change zoning against our will. *Mintz:* Explain presentation, ID zones and what is permitted. *Baumgarten:* What is our goal? What are we trying to protect? *Kelly:* Preserving what commercial we still have. Multi-use discussion. DD has reserve of information that would be very helpful, id vulnerabilities. *Brown:* Different scope. What can we do to ensure no expanded density? *Mintz:* Remember Andy Rosse Lane transition. How do we change zoning to guarantee survival of Village amenities? Lot by lot a different investigation, may get into the weeds in

analysis. May need it down the road in a certain zone later. *Brown*: Know we expanded density? *Mintz*: Yes, but not a specific number. Sense of possibilities. *Mullins*: What can we do to harden density restrictions in place now. Look at what zones allow, factor in redevelopment and its impact on resources. *Mintz*: First understand zones, then understand difference between density and intensity. County does things by unit, not considering what could be built on any property. Density in units, intensity in size, county does not deal with that. *Baumgarten*: If you buy the cheaper version first, is there a discount for the next level of work. *Mintz*: Probably not, we may need both. Discussion. *Brown/Walter*: Motion to approve counter proposal. Unanimous. *Hal Miller*: When will the presentation be held? *Mintz*: Hope in April, next season if he cannot pull it together.

- **ACTION**: *Send counterproposal to Depew, follow up. Promote survey to increase responses.*

CCSL update: *Mintz*: Staff rewrote proposal, reinstated 1978 line as a setback line. Recap of status, grandfathered one septic on North Captiva, but there can be no others. Three hearings, first BoCC hearing. Testified for panel, thanked staff for reinstating setback line, one more hearing to come. *Mullins*: Can't build anything permanent, walkovers and decks. *Mintz*: Debate about that, old provision did not need permit. New ordinance distinguished between private and public use. *Mullins*: DEP notifications?

Financial forms: *Mintz*: Only four of 11 current panel members have not filed forms already. Some ambiguity in requirement to file if you're not getting county funds. Met with commissioners, asked for funding in next budget year. Go back to Manning to determine approach for funding request. If they put money in budget, we will have to submit a proposal with deliverables to secure grants. Disclosure forms will be required with submittal. *Walter*: Very broad disclosure, no numbers. *Mullins*: Wait until we need to do it. *Boris*: Spent time on this, let's decide. Forward forms to panel members. Motion to submit disclosure forms in anticipation of county funding (Mintz/Brown), unanimous.

- **ACTION**: *Send current form to panel members.*

Captiva Drive: *Lanigan*: Incomplete, requested speed study done in December. Had preliminary results in January, low percentage going over limits. Sawicki met with Miller in past few weeks. DOT staff has declined to attend, no concerns at this point. Trimming vegetation, improved signage, expect answers by April meeting. Share answers and data. Cautionary moves with LCSO in requests signs as appropriate. *Lt. Mike Sawicki*: Not seeing a situation as dangerous as described. Cut back brush helps pedestrians, feel safer and offer an escape route. Panel could ask DOT to assert ROW, trim as necessary to open lines of sight. *Walter*: Methodology of data? Data vs. reality. *Lanigan*: Hard to compare roads and dangers. Is current situation good enough? Distracted driving swerving, etc. *Miville*: Areas where sand migrates into shoulder, pushes cyclists into road. Ask properties to blow sand back off the road. *Lanigan*: ROW is property owner responsibilities, asked what ROW actually is. *Mintz*: Email thread sign of county concern. Discussion. At end of workshop process take peoples' concerns, work with them and go back to county DOT with key issues to make roads safer. Meet with experts and develop a set of recommendations for county action. *Sawicki*: Working to define owners' responsibility to maintain ROW and setbacks. Line of sight hard to figure out. Examine what liability you're exposing yourself to if you don't maintain setback. Could be an issue given value of properties here. *Mintz*: Protocol for voluntary compliance. Be careful what you ask for, county will come in with a heavy hand. *Miville*: Easy solutions, need to find easy ways to accomplish them.

- **ACTION**: *Contact Tween Waters about sand in road.*

Break for community workshop (minutes at end).

Attending: Miville gone

Audience: 8

Development: *Lanigan:* Rauschenberg very successful, more than 60 attended. Good interest in Monday After The Masters. *Walter:* Matter Bros top sponsor, Five hospitality sponsors (listed). Maybe three foursomes left. Need volunteers, contact Gooderham. *Jensen:* Sponsorship included foursome, if you know of anyone who doesn't know about panel but will be here, have them call me to join our foursome. Discussion. *Mintz:* Great spread by South Seas at Rauschenberg Bayside Tour event. *Lanigan:* Solicitation letter will go out in April, great response last year.

- **ACTION:** *Promote event, pursue volunteers.*

Communications: *Mullins:* Working on a new website, selected vendor to produce. Get that done, then talk about other elements we need to address. Boris, Walter, Mullins, Lanigan, Libonate on committee. *Mintz:* Large number of people we communicate with, constantly changing data. Is there some company that continually updates these kinds of lists? Discussion. *Lanigan:* Constant job, difficult to stay current with it. *Mullins:* Willing to share databases with us, we can use them. Sherrill Sims willing to share database, might have someone in her office interested in doing that. If not share, would they be willing to send our messages out through them? *Boris:* Service providers who would sort through this data. *Tom Libonate:* Emails addresses change constantly. Discussion. *Lanigan:* Specific zones identified for communications. *Mintz:* Communications is crucial for the role we want to play in the community. Big responsibility, should do it right. *Miller:* How many addresses outside South Seas? Do you have SSIR emails? Can you get lists from them? *Kelly:* Some communities don't require email addresses to be included. *Baumgarten:* Send text to cell phones, people don't change phone number as quickly as emails. *Boris:* Deadline of March 20 to submit app to CFI for website funding. Discussion of process and difficulty.

- **ACTION:** *Update list with returns, key addresses to zones.*

Wastewater: *Brown:* TKW beginning to write first draft of report. Recap of report scope and focus. Requested meeting to get overview of information, to see if committee had any other input. County instructed no more meetings without county presence, and county wanted review of project one on one. Meeting happening today, TKW will get summary to me after that. Work with us to schedule review meeting with county. *Mullins:* Half full or half empty? Taking interest or admonishing us for involvement? *Brown:* Don't know, no sense of being usurped. Question is why county want to get engaged now? *Boris:* No surprise they'd want to hear from consultant, surprised they did not want you included. *Kelly:* They're paying for their project, want to see if they getting their money's worth. *Mullins:* Jason Maughn, great he's showing interest, said something about firing up the Wulfert plant. Excuse to talk to Sanibel City Council? *Brown:* Wait to see what TKW proposes. *Mintz:* TKW very open beyond scope of RFP, plenty of access to their work. *Mullins:* Funding to panel? *Mintz:* No, to their consultant.

Captiva Drive improvement: *Mintz:* Recap of meetings. Need Century Link meeting ASAP. A lot of cooperation from utilities. *Lanigan:* When would construction commence? *Mintz:* Recap of steps so far and what needs to happen next. Get everyone on board, then see how to pay for it. Fall of 2019? *Jensen:* Any possible issues with property owners? *Mintz:* Rauschenberg Foundation and South Seas are on board, need

to contact strip mall and Bubble Room parking. Only issue could be Island Store and antique store.

- **ACTION:** *Follow up with Century Link.*

Nominating Committee: *Mintz:* Bylaws require appointment of committee for panel position be created in March for nominations to be presented in October. Explanation of need, Mullins only panel nomination coming up, eligible for another three-year term. Recommend Hal Miller, John Dale and David Rohn. Not a big job this year. Motion to form committee with those named (Boris/Jensen), unanimous approval.

CEPD jurisdiction: *Mullins:* At workshop focused on beach issues, discussed bay issues, CEPD has jurisdiction in tidal waters of entire island. Delegation to come to CEPD meeting to make it a workshop on bayfront issues. Beach maintenance also had issues, we charge assessment for that. Get CEPD to address issue within its purview. Fish cleanup discussion. *Mintz:* Money from TDC, could set aside funds to hire someone to act more quickly than county. *Mullins:* CEPD does make requests for TDC funding, could be a source for solutions as well. (Walter left at 11:15 a.m.) Discussion of what CEPD wants to address and can address. *Mintz:* Panel mission is to work closely with island organizations including CEPD, happy to have district address issues it can attack. Community can share concerns with CEPD as well. *Mintz:* Responsibility of panel to hear concerns and ensure action is taken on issues brought forward. *Lanigan:* What is CEPD responsibility? *Mintz:* Beach or bay erosion protection and planning. Maintenance need to determine if it fits under enabling legislation. *Lanigan:* Response by county and others on Irma information. Could CEPD help there? *Mullins:* Also says any construction project or any project relative to beach erosion, responsibility of CEPD. Used to be notified about projects, that seems to have stopped, need to figure out how to reinstate that to keep community informed. *Miller:* When was CEPD established? *Jensen:* Around 1959, citizens concerned about erosion, started with little projects.

Financial: *Rathbone:* Report on financial status. *Mintz:* Doing very well.

New business: *Max Forgey:* March 23 symposium in Punta Gorda. *Mullins:* Your last meeting? *Forgey:* Didn't quite work out, a lot I can do in the next few months. *Baumgarten:* Approached about red tide. Health issues. *Mintz:* Rae Ann Wessel described what causes it and what can be done. Discussion. *Brown:* Natural phenomenon, nothing we can do as panel. *Jensen:* Research groups if you want to support them. *Mintz:* Public comment? Read Lee Childers letter about Mucky Duck beach access point. *Mullins:* Questionnaire included, get us feedback.

The meeting adjourned at 11:45 a.m.

Ken Gooderham, administrator

Captiva Community Panel
Community Workshop

March 13, 2018

Transportation, Traffic Road and Parking Issues

Attending: David Mintz, Tom Rathbone, Mike Boris, Mike Lanigan, Dave Jensen, Antje Baumgarten, Bob Walter, Mike Mullins, Jay Brown, Mike Kelly

Audience: 20

Mintz: Introduced Jason Maughn with Sanibel City Council... asked to provide a brief water update:

Maughn: Sewer investigations on Captiva, lived on Blind Pass for 40 years and have seen a lot of changes. Encourage panel to study issue, and should decide to explore relationship with the city of Sanibel you have a supporter. Shout out for water quality and a mercenary interest for the city. Presenting 100K check from client to support lift stations at Woodring Point. Side by side work to see what we can do together. Friend at Sanibel City hall, impressed with amount of work going into this so far. *Boris:* More than one friend on council? *Maughn:* No comment, not always well treated, changes in council interests may make a difference. *Brown:* Appreciate support. Glad to hear we have strong supporter.

Mintz: Introduction of workshop issues. Want to hear what you have to say about anything that concerns you.

Hal Miller: Biking on Captiva Drive almost every day, afternoon, shocked at county's number of speeders, general very thoughtful in pulling out, real issue is what's in the roadway – sand, bushes. Obstacle the biggest issue. *Nathalie Pyle:* Back in the dark now in the morning with Daylight Savings Time, I believe we have speeding problem with people on the way to work. Some regular police presence to remind drivers to control their speed. *Jo Sherman:* Live on Captiva Drive. Speeding problem, I witness it all the time. Scariest is passing, slow vs. fast drivers. Question: No passing on double yellow, passing zones on Captiva Drive, people don't always pay attention. Garbage recycling and road debris. *John Dale:* Long straightaways, would it pay to have some traffic calming devices to limit speed? *Sherman:* Loud, *Dale:* Close your windows. Could limit the really fast drivers. *Tom Libonate:* On Wiles, golf carts race there. Looked better until recently. Yolo cart, six kids on it, all underage. Parents think of carts as toy, not public roads. *Elaine Smith:* Big trucks that park close to four-way stop, cuts visibility. delivery trucks. *Mintz:* Any regulations? *Lt. Mike Sawicki:* No. *Sherman:* Next to vacant lot, problems with people parking on vacant lot, coming into my yard for beach access. More owners having to put private property sigs up to control beach access on Cap Drive.

Brown: Is there any prohibition to parking? *Sawicki:* Trespassing issue, cannot ticket them. Contact owner to see if you get permission to act as agent of property. *Mintz:* Trespassing issues, but can't ticket vehicle? What other choices can we have? *Walter:* Does it need to be posted? *Sawicki:* Can post and put letter on file to act. Blanket permission from homeowner for deputies to act. Discussion of beach access... easements vs. public access. *Walter:* How would they know? *Mullins:* If there's a sign they'd know. *Sawicki:* Requirements for posting, can discuss later. *Sherman:* Private property deeded beach access would not necessarily know if renting nearby. *Mintz:* Problem if neighbor doesn't offer permission, limited authority. *Walter:* May not be going to the beach if they park there. *Brown:* Possible to state it's illegal to use someone else private property? *Libonate:* Empty lot next to us. Owner asked me to post no parking sign. *Sawicki:* I

can get you the letter we need on file. *Miller*: More signage, need a balance with that and ambience. Adding more signs a Catch 22.

Dale: Road kill... Who is supposed to pick it up? ????: Bunnies on road, stay there until they disintegrate. Unpleasant. Not major problem, but problem. Golf carts, not only kids, they become a recreational vehicle. Is there a limit to how many carts on the road? Eliminate gas-powered carts? *Mintz*: Cars have emission controls, and are quiet. Carts have no emission control and are loud, not environmentally friendly. Most resident have electric carts, commercial outlets rent gas to make it easier for tourists. *Brown*: Told that gas carts are evolving to being more quiet. Vendors prefer gas since visitors may not keep them charged, have to go and retrieve them. Support quiet gas cart technology. *Libonate*: Limit to number of rentals available. *Dale*: Worry about too many regulations, unless something is really needed. *Richard*: We do have a problem, kids driving too fast. Not just noise but gas fumes as well. Encourage more electric carts. *Sherman*: Think there are more carts, so many that Yolo has to park them off-site.

Mullins: Calls from neighbors, noise from construction. What can be done to response to noise? *Sherman*: Day trippers no place to park or wait, Traffic from them adds to snarl. Let them know there's no place to park, no place for motor homes. *Boris*: People who want a trip up and down San Cap Road. *Brown*: Causeway traffic problem this time of year, we suffer from that as well. City has some way to notify them before they come across the causeway. *Mullins*: Put "Island Full" sign on Blind Pass bridge? *Kelly*: Captiva closed, *Mullins*: Our own toll booth. *Walter*: Visitors become owners, be careful what you ask for. *Brown*: Day trippers vs. vacationers. *Mintz*: Parking issues? *Mullins*: Avoid Andy Rosse if possible, Someone asked if McCarthy's is renting out its lot for parking, brings a lot of traffic to Andy Rosse Lane. *Baumgarten*: Constriction, where the contractors park. *Mintz*: Protocol for parking violations by contractors. *Sawicki*: Run them off unless they're actively loading or unloading. Deliveries OK, parking is not. Try to be reasonable with contractors to keep worksite moving. *Walter*: Captiva is first one on many delivery routes, hit us first to avoid traffic issues.

Mintz: Blind Pass bridge? *Mullins*: Has not been solved, issue for years. Move fishing to one side of the bridge if possible. *Walter*: Closing one side for dredging made a big difference. *Brown*: Other issue people bringing in underage snook, a lot of die-off. *Mullins*: Fishing line a mess, LCEC has worked to free birds and reduce snags. Fishermen see private docks as opportunity. *Lanigan*: Bind Pass is only bridge in county you can fish from? *Sawicki*: Can fish from Matlacha, Cape Coral has banned fishing from city bridges. *Baumgarten*: Biking on the road, not on sidewalk. *Mintz*: off island fishermen? *Sawicki*: Yes. *Mullins*: When Cape Coral prohibited fishing from bridges, our numbers out here went through the roof. *Dale*: Don't lose sight of over-regulation. Don't deny unless it's really a problem. *Jensen*: Live on sharp curve, try to trim back, cars always go over that white line. Illegal? *Sawicki*: Could issue, would not fly in court. Discuss with DOT about width of lanes or maintenance of curves. *Dale*: Rumble strips or knock downs? *Sawicki*: Putting something in road could make it dangerous for bikers or pedestrians.

Sawicki: texting in secondary violation in Florida. *Chris*: Difficult to enforce. *Sawicki*: Dangerous but difficult to enforce effectively. ????: Live in Brookline MA, one-lane road subject to safety concerns for years. After a pedestrian fatality, everything was accelerated and problem solved. *Mintz*: Problem, a lot of near misses, DOT asks about injuries and because people have avoided damage we don't see action. *Sawicki*: Limited resources, need to back it up with data. ????: What do we tell people who ask us where to park? *Sawicki*: Sanibel. *Mintz*: Explained options, we have limited resources for parking and public access.

Boris: Foot traffic on Andy Rosse, daytrippers park at McCarthy's, no toilet facilities.

Mintz: On March 28 we will hold the last workshop on drones, signs, outside speakers, fireworks, leaf blowers, dark sky, seven-day rentals. What we want with dark skies. Building heights, lizards, iguanas, rabbits, and trees. Prelim results from survey in April. Bring all these comments together, research over the summer, come back in the fall to discuss what's possible. *Chris:* Get our cell phones, we can solve some of your issues now.