

Mayor

John Gunter

Council Members

District 1: Bill Steinke

District 2: Laurie Lehmann

District 3: Derrick Donnell, Ed.D.

District 4: Jennifer I. Nelson-Lastra

District 5: Joe Kilraine

District 6: Keith E. Long

District 7: Rachel Kaduk

**City Manager**

Michael Ilczyszyn

City Attorney

Aleksandr Boksner

City Auditor

Andrea R. Russell

City Clerk

Kimberly Bruns

AGENDA FOR THE REGULAR MEETING OF THE CAPE CORAL CITY COUNCIL

October 07, 2026

04:00 PM

Council Chambers

PLEDGE OF CIVILITY

We will be respectful of each other even when we disagree.

We will direct all comments to the issues. We will avoid personal attacks.

1. BUSINESS MEETING CALLED TO ORDER

- a. Mayor Gunter

2. INVOCATION/MOMENT OF SILENCE

- a. Councilmember Kilraine

3. PLEDGE OF ALLEGIANCE

- a. Councilmember Kilraine

4. ROLL CALL

- a. Mayor Gunter, Councilmembers Donnell, Kaduk, Kilraine, Lastra, Lehmann, Long, Steinke

5. CHANGES TO AGENDA/ADOPTION OF AGENDA

6. RECOGNITIONS/ACHIEVEMENTS

- a. The Courts - United States Tennis Association (USTA) Outstanding Facility Award
- b. Special Populations – Florida Recreation and Park Association (FRPA) Innovative Programming Award

7. LAST CALL FOR COMMENT CARDS

8. CITIZENS INPUT TIME

A maximum of 60 minutes is set for input of citizens on matters concerning the Consent Agenda and City Government within Council jurisdiction to include Resolutions appearing in Sections other than Public Hearings and Public Input; 3 minutes per individual.

9. APPROVAL OF MINUTES

- a. Special Meeting – September 10, 2026 (First Budget Hearing)
- b. Regular Meeting – September 16, 2026
- c. Special Meeting - September 23, 2026
- d. Special Meeting – September 24, 2026 (Second and Final Budget Hearing)

10. CONSENT AGENDA

- a. Resolution 188-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, approving the creation of the “Lead Network Engineer” classification in the Information Technology Services Department; providing for an effective date.

Department: Human Resources

Dollar Value: N/A

Fund: N/A

Source: N/A

Duration: N/A

Procurement methodology: N/A

b. Resolution 215-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, approving the sublicensing agreement between STB, Inc. doing business as the Stop the Bleed Coalition and the City of Cape Coral, Florida, on behalf of the Cape Coral Fire Department, to provide training and outreach efforts related to the Stop the Bleed program; authorizing the City Manager or their designee to execute the sublicensing agreement and any other related documents; providing for an effective date.

Department: Fire

Dollar Value: N/A

Fund: N/A

Duration: Expires on 10/7/2029

c. Resolution 231-26 (Continued from the 9/2 Regular Meeting)

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, dismissing the protest filed by Superior Landscaping & Lawn Service, Inc. in regards to Invitation to Bid No. BPW2613KMR for Greenspace Median Maintenance Areas 1, 11, 13, and 24; and directing the City Manager or their designee to return Superior Landscaping & Lawn Service, Inc.'s bid protest bond; and further authorizing the award of Bid No. BPW2613KMR to the lowest responsible and responsive bidder; providing for an effective date.

Department: Public Works

Dollar Value: N/A

Fund: N/A

Procurement Methodology: In accordance with Section 2-150(a) of the Cape Coral Code of Ordinances – Protest Procedures

d. Resolution 251-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, awarding Area 1 of Bid No. BPW2613KMR to Grow Care Outdoor Solutions, LLC, for Greenspace Median Maintenance; and approving Amendment No. 1 to Contract No. BPW2613KMR-B between the City of Cape Coral, Florida and Grow Care Outdoor Solutions, LLC, for Greenspace Median Maintenance in Areas 2, 4, 5, 7, 8, 9, 17, 18, 19, 20, 21, and 22, to add maintenance of Area 1, in the amount of \$135,285, for a total contract amount of \$901,045; providing for an effective date.

Department: Public Works

Dollar Value: increase of \$135,285 (total contract of \$901,045)

Fund: General Fund

Duration: Initial three-year term expiring on September 30, 2029, with three additional one-year renewal

Procurement Methodology: Competitive Sealed Bidding and Amendment to BPW2613KMR-B pursuant to Section 11 of the contract.

e. Resolution 252-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, awarding Areas 11 and 24 of Bid No. BPW2613KMR to John Fideli Landscapes, LLC, for Greenspace Median Maintenance; and approving Amendment No. 1 to Contract No. BPW2613KMR-C between the City of Cape Coral, Florida and John Fideli Landscapes, LLC for Greenspace Median Maintenance in Area 25, to add maintenance of Areas 11 and 24, in the amount of \$192,000, for a total contract amount of \$294,121; providing for an effective date.

Department: Public Works

Dollar Value: increase of \$192,000 (total contract of \$294,121)

Fund: General Fund

Duration: Initial three-year term expiring on September 30, 2029, with three additional one-year renewal

Procurement Methodology: Competitive Sealed Bidding and Amendment to BPW2613KMR-B pursuant to Section 11 of the contract.

f. Resolution 253-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, awarding Area 13 of Bid No. BPW2613KMR to P&T Lawn & Tractor Services, Inc., for Greenspace Median Maintenance; and approving Amendment No. 1 to Contract No. BPW2613KMR-D between the City of Cape Coral, Florida and P&T Lawn & Tractor Services, Inc. for Greenspace Median Maintenance in Area 12, to add maintenance of Area 13, in the amount of \$222,352, for a total contract amount of \$282,462; providing for an effective date.

Department: Public Works

Dollar Value: Increase of \$222,352 (total contract of \$282,462)

Fund: General Fund

Duration: Initial three-year term expiring on September 30, 2029, with three additional one-year renewal

Procurement Methodology: Competitive Sealed Bidding and Amendment to BPW2613KMR-B pursuant to Section 11 of the contract.

g. Resolution 247-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, approving Unit Price Contract No. PUT26133LC with Electrical & Mechanical Maintenance, Inc., in accordance with the City of Ormond Beach, Florida, Agreement for utilities motor and pump repair services, for an estimated annual amount of \$367,000, not to exceed budgetary limits; and authorizing the City Manager or their designee to execute the Contract, purchase order(s) and any related documents; providing for an effective date.

Department: Utilities

Dollar Value: Annual estimate of \$367,000, not to exceed budgetary limits

Fund: Water & Sewer Fund

Duration: Expiration date October 7, 2028, with optional two (2) additional one-year renewal periods.

Procurement Methodology: Piggyback

h. Resolution 255-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, approving Staffing and Cost Proposal ("SCP") KH-07 with Kimley-Horn and Associates, Inc., to provide professional engineering services for the development of a fully integrated GIS-based Surface Water Digital Management System, for a not to exceed amount of \$210,860; and authorizing the City Manager or their designee to execute the Staffing and Cost Proposal and purchase order(s); providing for an effective date.

Department: Public Works

Dollar Value: \$210,860

Fund: Stormwater Fund

Duration: 365 Calendar Days

Procurement Methodology: Staffing Cost Proposal governed by Master Agreement #CON-RFQ2323KR-V

i. Resolution 256-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, approving the extension of Contract No. BPW22112SB with Genserve, LLC, doing business as L.J. Power, Inc., for generator maintenance, repair, and installation services; and authorizing the City Manager or their designee to execute the Contract Extension and purchase order(s); providing for an effective date.

Department: Public Works

Dollar Value: \$1,381,900

Fund: Facility Maintenance Fund

Duration: October 27, 2027, or until a new contract is in place, whichever comes first

Procurement Methodology: Extension to existing contract

j. Resolution 257-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, awarding Bid No. 2026-ITB-CP-007-JM to Douglas N. Higgins, Inc., for the Northeast Booster Station Project; and approving Contract No. 2026-ITB-CP-007-JM between the City of Cape Coral, Florida and Douglas N. Higgins, Inc., for the Northeast Booster Station Project, in the amount of \$31,343,000; and providing for approval of a City-controlled 5 percent contingency in the amount of \$1,567,150, for a total project amount of \$32,910,150; and further authorizing the City Manager or their designee to execute the Contract, purchase order(s) and certain change order(s); providing for an effective date.

Department: Public Works - CIP

Dollar Value: \$32,910,150

Fund: North 1 East UEP Fund

Duration: 820 calendar days after the Notice to Proceed is issued

Procurement Methodology: Competitive Solicitation - Invitation to Bid

k. Resolution 261-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, approving and ratifying the Collective Bargaining Agreements between the City of Cape Coral, Florida, and the Blue Collar, White Collar, Non-Supervisory Professional, and Supervisory units of the International Union of Painters and Allied Trades, AFL/CIO District Council #78 - Local Union 2301; providing for an effective date.
Department: Human Resources

l. Resolution 262-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, approving an amended and restated interlocal agreement between Bonita Springs Fire Control and Rescue District, Estero Fire Rescue District, Fort Myers Beach Fire Control District, Iona-McGregor Fire Protection and Rescue Service District, San Carlos Park Fire Protection and Rescue Service District, South Trail Fire Protection and Rescue Service District, independent special districts created by the State Legislature of the State of Florida, and the City of Cape Coral, Florida, a Florida municipal corporation, to jointly sponsor and participate in the creation and administration of the Southwest Florida Urban Search and Rescue Team; authorizing the City Manager or their designee to execute the agreement and any other related documents; providing for an effective date.
Department: Fire
Dollar Value: \$88,415
Fund: Fire Operations Fund
Source: N/A
Duration: The initial term is November 1, 2026 through September 30, 2027. After that, it renews automatically each fiscal year (October 1 through September 30) unless a party withdraws or the Team is dissolved.

m. Resolution 264-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, approving a memorandum of understanding between the City of Cape Coral, Florida, on behalf of the Cape Coral Fire Department, and Oasis Charter Schools to designate the City of Cape Coral fire training center as a temporary staging area for Oasis Charter Schools during emergency evacuation events; authorizing the City Manager or their designee to execute the agreement and any other related documents; providing for an effective date.
Department: Fire
Dollar Value: N/A
Fund: N/A
Duration: Ongoing, this MOU may be terminated by either Party, without cause, upon

thirty (30) calendar days written notice to the non-terminating Party.

n. Resolution 265-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, approving Contract Renewal No. 1 and Amendment No. 1 of Contract No. BUT25129LC with Amaya Solutions, Inc., doing business as American Water Chemicals, for the supply and delivery of polyacrylic acid antiscalant, at a unit price of \$1.24 per pound, for an estimated annual cost of \$173,600, and future increases calculated in accordance with the U.S. Bureau of Labor Statistics Producer Price Index for Commodity: Chemicals and Allied Products: Water Treating Compounds (WPU06790961), not to exceed budgetary limits; and authorizing the City Manager or their designee to execute Contract Renewal No. 1 and Amendment No. 1, purchase order(s), and any other related documents; providing for an effective date.

Department: Utilities

Dollar Value: Estimated annual cost of \$173,600, not to exceed budgetary limits

Fund: Water and Sewer Fund

Duration: Effective November 6, 2026, through November 5, 2027

Procurement Methodology: Governed by Contract #BUT25129LC Section 18

o. Resolution 266-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, awarding Bid No. 2026-ITB-PW-031-MR to Southern Striping Solutions, LLC, for the Alley Resurfacing Project; and approving Contract No. 2026-ITB-PW-031-MR between the City of Cape Coral, Florida and Southern Striping Solutions, LLC, for the Alley Resurfacing Project, in the amount of \$632,342.19; and providing for approval of a City-controlled 5 percent contingency in the amount of \$31,617.11, for a total project amount of \$663,959.30; and further authorizing the City Manager or designee to execute the Contract, purchase order(s) and certain change order(s); providing for an effective date.

Department: Public Works

Dollar Value: \$663,959.30

Fund: Six Cent Gas Tax Fund & Water and Sewer Fund

Duration: 120 calendar days after the Notice to Proceed is issued

Procurement Methodology: Invitation to Bid

p. Resolution 267-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, approving the Local Agency Program (LAP) Supplemental Agreement between the City of Cape Coral, Florida, and the Florida Department of Transportation, in order to amend the schedule of financial assistance associated with the construction and construction engineering inspection services of a five-foot-wide sidewalk on the west side of Santa Barbara Place from Nicholas Parkway to SW 20th Street and continues on the north side of SW 20th Street to match the existing sidewalk along Santa Barbara Boulevard; authorizing the City Manager or their designee to execute the Supplemental Agreement and any and all documents related to this project and required to receive funding; providing for an effective date.

Department: Public Works

Dollar Value: N/A

Fund: FDOT Grant (Reimbursement Grant)

Source: Florida Department of Transportation

Duration: Grant expires December 30, 2030

q. Resolution 268-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, approving the Permissive Use Agreement for the Cape Coral Animal Shelter Improvement Project between the City of Cape Coral, a Florida municipal corporation and the Cape Coral Animal Shelter Corporation, a Florida not-for-profit corporation, for the temporary use by the Cape Coral Animal Shelter Corporation and its contractor(s), of a portion of City owned property adjacent to the current leased premises for the Cape Coral Animal Shelter Improvement Project; authorizing the City Manager or their designee to execute the Permissive Use Agreement; providing for an effective date.

Department: Public Works / Real Estate Division

Dollar Value: N/A

Fund: N/A

Duration: Through March 27, 2027 or upon completion of the CCAS Project, whichever occurs first.

r. Resolution 269-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, approving the emergency purchase and Staffing and Cost Proposal ("SCP") AIM-06 with AIM Engineering & Surveying, Inc., to provide professional engineering services for the design of the Weir 15 Replacement Project, for a not to exceed amount of \$447,789.94; and authorizing the City Manager or their designee to execute the Staffing and Cost Proposal and purchase order(s); providing for an effective date.

Department: Public Works

Dollar Value: \$447,789.94

Fund: Stormwater Fund

Duration: 720 calendar days after the Notice to Proceed is issued

Procurement Methodology: Staffing Cost Proposal governed by Master Agreement

#CON-RFQ2323KR-B

s. Resolution 271-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, awarding Bid No. 2026-ITB-PW-018-KR to Quantum Marine Construction, LLC, for the Units 44 & 64 Maintenance Dredging Project; and approving Contract No. 2026-ITB-PW-018-KR between the City of Cape Coral, Florida and Quantum Marine Construction, LLC, for the Units 44 & 64 Maintenance Dredging Project, in the amount of \$910,240; and providing for approval of a City-controlled 5 percent contingency in the amount of \$45,512, for a total project amount of \$955,752; and further authorizing the City Manager or their designee to execute the Contract, purchase order(s) and certain change order(s); providing for an effective date.

Department: Public Works

Dollar Value: \$955,752

Fund: Stormwater Fund

Duration: 120 calendar days after the Notice to Proceed

Procurement Methodology: Competitive Solicitation – Invitation to Bid

t. Resolution 272-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, approving Staffing and Cost Proposal ("SCP") JE-23 with Johnson Engineering, LLC, to provide Construction, Engineering, and Inspection ("CEI") services for the Units 44 & 64 Maintenance Dredging Project, for a not to exceed amount of \$170,964; and authorizing the City Manager or their designee to execute the Staffing and Cost Proposal and purchase order(s); providing for an effective date.

Department: Public Works

Dollar Value: \$170,964

Fund: Stormwater Fund

Duration: 112 calendar days after the Notice to Proceed is issued

Procurement Methodology: Staffing Cost Proposal governed by Master Agreement
#CON-RFQ2323KR-T

11. APPOINTMENTS TO BOARDS / COMMITTEES / COMMISSIONS - None

12. UNFINISHED BUSINESS

- a. Follow Up Items for Council
- b. Follow Up Items from City Management

13. ORDINANCES/RESOLUTIONS

- a. Public Hearings - Quasi-Judicial Hearings - None
- b. Public Hearings - Legislative Hearings

(Note: Input received as follows: 1. City Staff presentations are limited to five (5) minutes; 2. Applicant(s) presentations are limited to five (5) minutes; and 3. Resident input is limited to three (3) minutes per individual with a maximum of sixty (60) minutes total. All three are subject to the following statement: Unless otherwise extended by City Council.)

1. Ordinance 53-26 Public Hearing

An Ordinance of the Mayor and City Council of the City of Cape Coral, Florida, approving and granting to Lee County Electric Cooperative, Inc., a Florida not for profit organization, an easement for a right-of-way to be used for the construction, operation, and maintenance of one or more overhead and underground electric distribution or transmission lines over, under, in, on, upon, and across certain real property owned by the City as more particularly described herein; and authorizing and directing the Mayor to execute the easement; providing for severability and an effective date. (Brought forward by City Management)

Note: Location: Tract R-2 of Liberty Health Park Subdivision located at the NE corner of Pine Island Road and NE 24th Avenue and Size: 1.08 Acres

2. Ordinance 55-26 First Public Hearing; Set Second and Final Public Hearing for October 21, 2026; (Continued from the September 16, 2026 Regular Meeting)

An Ordinance of the Mayor and City Council of the City of Cape Coral, Florida, authorizing and approving the declaration of certain real property, as more particularly described herein, as surplus property; and approving the Development Agreement by and between the City of Cape Coral, a Florida municipal corporation, Crown Development, Inc., a North Dakota profit organization and Bimini Basin Redevelopment Company, LLC, a Florida limited liability company, for a mixed-use project known as "Bimini East," generally located south of Cape Coral Parkway East, east of the Versaille Canal, west of Coronado Parkway, and north of Victoria Drive; and authorizing the City Manager or their designee to execute the Development Agreement, Purchase and Sale Agreement, and any other related documents set forth within the Development Agreement; providing for severability and an effective date. (Brought forward by City Management)

c. Introductions

1. Ordinance 57-26 (TXT26-000012) Set Public Hearing for October 21, 2026

An Ordinance of the Mayor and City Council of the City of Cape Coral, Florida, amending the City of Cape Coral, Florida, Land Development Code, by amending Section 7.3.1., Temporary Signs, as set forth within Article 7, Signs, Chapter 3, Temporary Signs, authorizing the display of feather banners at multi-family rental complexes; providing for severability and an effective date.

(Brought forward by Councilmember Kaduk)

City Planning Staff Recommendation: Approval

Planning and Zoning Commission Recommendation: To be determined after the 10/7/26 P&Z Hearing

14. NEW BUSINESS

a. Resolution 284-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, authorizing the continuation of the contract award process, without any further delay, in order to avoid an immediate and serious danger to the public health, safety or welfare, directly pertaining to the formal award issued pursuant to solicitation RPW2664KMR for solid waste, recyclables, horticulture and bulk franchise collection services, consistent with Section 2-150(a)(4) of the City of Cape Coral, Florida, Code of Ordinances; and affirmatively denying the formal protest submitted by Coastal Waste

& Recycling, Inc.; and providing for an effective date.

b. Resolution 285-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, authorizing the continuation of the contract award process, without any further delay, in order to avoid an immediate and serious danger to the public health, safety or welfare, directly pertaining to the formal award issued pursuant to solicitation RPW2664KMR for solid waste, recyclables, horticulture and bulk franchise collection services, consistent with Section 2-150(a)(4) of the City of Cape Coral, Florida, Code of Ordinances; and affirmatively denying the formal protest submitted by Waste Pro of Florida, Inc.; and providing for an effective date.

c. Resolution 246-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, electing to refer to the Department of Administrative Hearings the formal protest submitted by Coastal Waste & Recycling, Inc., with respect to Request For Proposal No. RPW2664KMR for solid waste, recyclables, horticulture and bulk franchise collection services, pursuant to Section 2-150(a) of the City of Cape Coral, Florida, Code of Ordinances; providing for an effective date.

d. Resolution 254-26

A Resolution of the Mayor and City Council of the City of Cape Coral, Florida, electing to refer to the Department of Administrative Hearings the formal protest submitted by Waste Pro of Florida, Inc., with respect to Request For Proposal No. RPW2664KMR for solid waste, recyclables, horticulture and bulk franchise collection services, pursuant to Section 2-150(a) of the City of Cape Coral, Florida, Code of Ordinances; providing for an effective date.

e. Non-Bargaining Employee Salary Increase Discussion

15. REPORTS OF THE MAYOR AND COUNCIL MEMBERS

16. REPORTS OF THE CITY ATTORNEY AND CITY MANAGER

17. TIME AND PLACE OF FUTURE MEETINGS

- a. A Committee of the Whole is scheduled for Wednesday, October 14, 2026, beginning at 9:00 a.m. in Council Chambers.

18. MOTION TO ADJOURN

GENERAL RULES AND PROCEDURES REGARDING THE CAPE CORAL CITY COUNCIL AGENDA

In accordance with the Americans with Disabilities Act and Section of 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this meeting should contact the Office of the City Clerk at least forty-eight (48) hours prior to the meeting at (239) 574-0411. If hearing impaired, telephone the Florida Relay Service Numbers, 1-800-955-8771 (TDD) or 1-800-955-8770 (v) for assistance.

Persons wishing to address Council under Citizens Input may do so during the designated time at each meeting. Any citizen may appear before the City Council at the scheduled PUBLIC HEARING/INPUT to comment on the specific agenda item being considered. No prior scheduling is necessary.

When recognized by the presiding officer, a speaker shall address the City Council from the designated speaker's lectern, and shall state his or her name and whom, if anyone, he or she represents. An address shall only be required if necessary to comply with a federal, state or local law.

Copies of the agenda are available in the main lobby of Cape Coral City Hall and in the City Council Office, 1015 Cultural Park Boulevard. Copies of all back-up documentation are also available for review in the lobby of Council Chambers. You are asked to refrain from removing any documentation. If you desire copies, please request they be made for you. Copies are 15 cents per page. Agendas and back-up documentation are also available on-line on the City website (www.capecoral.gov) after 4:00 PM on the Thursday prior to the Council Meeting.

***Quasi-Judicial Hearings - Department of Development Services Cases**

For all quasi-judicial hearings for the Department of Development Services cases, the following procedures shall be used to afford all parties a full opportunity to be heard on matters relevant to the application.

1. The applicant, as well as witnesses offering testimony, or presenting evidence, will be required to swear or affirm the testimony they provide is the truth.
2. The order of presentation will begin with the city staff report, followed by the presentation by the applicant or their representative, followed by witnesses called by the applicant. City staff may also call witnesses and experts. The members of the public will be offered an opportunity to speak after all witnesses and experts. (Note: The Mayor may change the order of presentations)
3. The applicant or their representatives and the city staff may cross examine individuals offering testimony.
4. Members of the City Council may question any question any witness on relevant issues raised by the applicant or applicant's representatives, city staff, or by any member of the public.
5. The Mayor may impose reasonable time limitations on the offer of testimony or evidence and refuse to hear testimony or evidence that is not relevant to the issue being heard. The Mayor may also impose reasonable limitations on the number of witnesses heard when such witnesses become repetitive or are introducing duplicate testimony or evidence. The Mayor may also call witnesses and introduce evidence on behalf of the City Council if it is believed that such witnesses and/or evidence are necessary for a thorough consideration of the subject.
6. After the introduction of all relevant testimony and evidence and conclusion of cross examination, the applicant shall have the opportunity to present a closing statement.
7. If any person decides to appeal any decision made by the City Council with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.