

## 2023 City Council ACTION REPORT

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AGENDA ITEM	MOTION	VOTES								
JANUARY 18, 2023 - REGULAR MEETING										
		Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed
Item 3 - Set Agenda.	MOTION by Blankenship to SET THE AGENDA; subject to removing Items 6.A and 8.A for a separate discussion and vote; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
CONSENT AGENDA ITEMS										
Item 7.A - Resolution 2023-15011 - A Resolution for the purpose of approving a Banking Services Agreement with Fifth Third Bank for banking and related services for a period of three years beginning February 1, 2023, with options for two one-year renewals.	MOTION by Blankenship to APPROVE THE CONSENT AGENDA; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 7.B Resolution 2023-15012 - A Resolution for the purpose of approving an extension for banking and related services to First Foundation Bank for an additional period not to exceed 90 days from January 31, 2023 until April 30, 2023.										
Item 7.C Resolution 2023-15013 - A Resolution for the purpose of awarding a contract by purchase order to Insight LPR in the amount of \$134,400, regarding license plate recognition cameras, mounting hardware, and camera licensing.										
Item 7.D Resolution 2023-15014 - A Resolution for the purpose of awarding a contract by purchase order to Symbiont Service Corp., as a sole source provider, in the amount of \$93,191.84 for the replacement of 3 geothermal pool heaters at the River Park Aquatic Center.										
Item 7.E Resolution 2023-15015 - A Resolution amending Resolution 2022-14954 for the purpose of increasing the annual maximum expenditure limit for John Mader Enterprises, Inc., dba Mader-Electric Motors from \$325,000 to \$1,125,000 to allow staff to immediately purchase necessary materials for unexpected repairs needed in order to fully restore the sanitary sewer collections system due to damage caused by Hurricane Ian.										
Item 7.F Resolution 2023-15016 - A Resolution for the purpose of approving a standard grant agreement with the state of Florida Department of Environmental Protection (LPA0343) to provide funding for the Naples Gulf of Mexico Beach Stormwater Outfall Pipe Removal and Water Quality Project in the amount of \$5 million, subject to certain terms and conditions.										
Item 7.G Resolution 2023-15017 - A Resolution for the purpose of approving a standard grant agreement with the state of Florida Department of Environmental Protection (LPA0344) to provide funding for the Naples Stormwater Lake Restoration Improvements Project in the amount of \$1.5 million, subject to certain terms and conditions.										
Item 7.H Resolution 2023-15018 - A Resolution for the purpose of 1) waiving formal bid requirements as authorized by Section 2-666(9) of the City of Naples Code of Ordinances; and 2) approving a contract-by-purchase order between the City of Naples and Merrick Industries, Inc., to provide a direct material purchase for the replacement of pebble lime feed and slaking equipment for use in the city's water treatment plant, in the amount of \$427,500.00.										
Item 7.I Resolution 2023-15019 - A Resolution for the purpose of amending Resolution 2021-14640, as amended by Resolution 2021-14922, containing the Rules of Procedure for City Council meetings, as adopted and previously amended.										
Item 7.J Resolution 2023-15020 - A Resolution amending resolution 2022-15001 approving Amendment No. 2 to the construction services agreement RFP No. 21-036 with quality enterprises USA, Inc., associated with the East Naples Bay Dredging And Rock Removal Project to extend the project for an additional 61 weeks to commence upon the restart of the project.										

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Office of the City Clerk

Patricia L. Rambosk, MMC, City Clerk

Phone: 239-213-1015

prambosk@naplesgov.com

2023 City Council ACTION REPORT

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AGENDA ITEM	MOTION	VOTES									
Item 14.A - First Reading - An Ordinance for the purpose of amending Chapter 58, Zoning, Article II, Zoning Districts, Division 27 - PD Planned Development District of the City of Naples, Code of Ordinances to amend the regulations for Planned Developments; approving Text Amendment 22-T7.	MOTION by McCabe to APPROVE AT FIRST READING subject to amending Section 58-805(5) of the City of Naples Code of Ordinances to read as follows: "... and shall equal or exceed the level of design and construction quality..."; seconded by Petrunoff and carried.	yes	yes	No	No	yes	yes	yes	5-2		
Item 14.B First Reading- An Ordinance for the purpose of amending Chapter 54, Subdivision Standards, Article I, in general, of the City of Naples, Code of Ordinances to amend the lot split and minor subdivision regulations and to provide regulations for the combination of single family lots; approving Text Amendment 22-T8.	MOTION by McCabe to APPROVE AT FIRST READING subject to changes; seconded by Perry and carried.	yes	yes	yes	yes	no	yes	no	5-2		
Item 15.A Ordinance 2023-15028 - An Ordinance amending Chapter 26 "Offenses" to provide a new Section 26-5 "Aircraft: Take-off and Landing"; providing for definitions; providing for regulation of aircraft take-off and landing locations within the City of Naples.	MOTION by Mccabe to ADOPT ORDINANCE 2023-15028; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0		
Item 15.B Ordinance 2023-15029 - An Ordinance amending the City Of Naples Code of Ethics contained in Article IX of Chapter 2 entitled "Administration" in the City of Naples Code of Ordinances; amending Sections 2- 975(f) "Post-Employment Restrictions and 2-975(h) "Bids and Contracts" and creating a new Section 2-975(k) "Cone of Silence" in Article IX of Chapter 2.	MOTION by Blankenship to ADOPT ORDINANCE 2023-15029; subject to correcting Section 2-975(f)(2)(f) of the City of Naples Code of Ordinances to read: "...non-profit, 501(c)(3) organization..."; seconded by Perry and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0		
END OF AGENDA											
JANUARY 30, 2023 - SPECIAL MEETING											
		Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed	
Item 3 - Set Agenda.	MOTION by McCabe to SET THE AGENDA; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0		
Item 12.A Review of Current Parking Pilot Program.	REVIEW only.										
Item 12.B Resolution 2023-15030 - A Resolution for the purpose of approving the resident only and visitor beach parking locations previously authorized by City Council under a pilot project.	MOTION by Blankenship to APPROVE RESOLUTION 2023-15030; seconded by McCabe and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0		
Item 12.C Resolution 2023-15031 - A Resolution for the purpose of increasing parking meter rates; amending Section 36-163 Meter Rates of Chapter 36, Traffic and Vehicles of Appendix "A" Fees and Charges Schedule, of the Code of Ordinances.	MOTION by McCabe to APPROVE RESOLUTION 2023-15031 amending the rate to \$4 per hour effective immediately and \$5 per hour effective 9/1/23; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0		
Item 12.D Resolution 2023-15032 - A Resolution for the purpose of amending the pilot service agreement between Paybyphone Technologies, Inc. and the City of Naples dated April 14, 2022 to extend the terms of the agreement for an additional one year from the date of execution by the last party in order to collect parking data.	MOTION by McCabe to APPROVE RESOLUTION 2023-15032 to include all appropriate beach locations; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0		
Item 12.E General Discussion on Roundabouts.	DISCUSSION only.										
Item 12.F Discussion and direction on a federally funded grant for the construction of a roundabout at Crayton Road and Harbour Drive.	MOTION by McCabe to NOT MOVE FORWARD and to inform the FDOT; seconded by Blankenship and carried.	yes	yes	yes	yes	no	yes	yes	6-1		
Item 12.G. Discuss the roundabout proposal at the intersection of Crayton Road and Mooring Line Drive.	MOTION by McCabe to NOT MOVE FORWARD and to inform the FDOT; seconded by Blankenship and carried.	yes	yes	yes	yes	no	yes	yes	6-1		

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AGENDA ITEM		MOTION	VOTES								
Item 12.H Discuss the potential for an intersection improvement for a roundabout at Broad Avenue and Gordon Drive / 2nd Street South to offset future traffic impacts related to the Old Naples Hotel property located at 1170 3rd Street South.		MOTION by McCabe THAT COUNCIL IS NOT STATING THAT A ROUNDABOUT IS THE DE FACTO OR PREFERRED SOLUTION and that there would be further discussion on this matter; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
END OF AGENDA											
FEBRUARY 1, 2023 - REGULAR MEETING											
Item 3 - Set Agenda.		MOTION by McCabe to SET THE AGENDA subject to removing Items 2, 6, and 7 under Item 8.B for a separate discussion and vote and continuing Item 7.A until the February 16, 2023 City Council Regular Meeting; seconded by Hutchison and carried.	Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed
			yes	yes	yes	yes	yes	absent	yes	6-0	
CONSENT AGENDA ITEMS											
Item 7.B - RESOLUTION 2023- - A Resolution for the purpose of entering into an Interlocal Agreement between the City of Naples, the North Collier Fire Control and Rescue District, the City of Marco Island, the Greater Naples Fire Rescue District, and the Immokalee Fire Control District and in order to obtain licenses for the use of tablet command software.		MOTION by McCabe to APPROVE THE CONSENT AGENDA; seconded by Christman and carried.	yes	yes	yes	yes	yes	absent	yes	6-0	
Item 7.C - RESOLUTION 2023- - A Resolution for the purpose of amending paragraph 7(c) of the first amended and restated public parking garage agreement to provide additional time for the City to finalize its review of title, survey and environmental conditions of the parking garage parcel and provide notice to the landowners identified in the agreement of the City's intent to proceed to closing.											
Item 8.A. Extension of Moratorium for New Special Events Organized by the Public on Public Property to May 1, 2023.											
Item 8.B. - (Please note that events 2,6, and 7 were considered seperately)Consideration of the Repeat Special Event Applications Enumerated Below: 1) Saint Ann School Fundraiser - Saint Ann School - February 11, 2023 3) My Rescue Rescued Me - Baker Park - March 10, 2023 4) Lake Park Association Block Party - Private Residence - April 1, 2023 5) YogaCAN - Baker Park - April 2, 2023 8) Firecracker 5k - Fleischmann Park - July 4, 2023 9) Christmas Eve Service - Cambier Park - December 24, 2023											
Item 8.C. Consideration of the following Special Event Applications Enumerated Below: 1) Coletti Wedding - Private Residence - February 11, 2023 2) Hoeft Wedding - Private Residence - February 25, 2023 3) Networking Event by Gulfshore Life Media - Naples Airport - March 7, 2023 4) Ducks Unlimited Fundraiser - Naples Airport - March 11, 2023 5) Path2Freedom Airport Gala - Naples Airport - March 11, 2023											
Item 8.D. Notice of Proclamations Extending the Declaration of Local Emergency Declared by the Honorable Mayor Teresa Heitmann .as required by Section 14-34 of the City of Naples Code of Ordinances.											
END OF CONSENT AGENDA ITEMS											

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AGENDA ITEM	MOTION	VOTES								
Item 7.A. RESOLUTION 2023- - A Resolution for the purpose of awarding a contract to U.S.Tennis and recreation in the amount of \$179,277 to resurface 12 clay tennis courts, resinstall the lines and fix the irrigation damaged by Hurricane Ian at the Arthur Allen Tennis Center.	CONTINUED (See Item 3 above).									
Item 8.B - CONSIDER - Repeat Special Event Applications Enumerated Below: 2) Craft Beer Festival - Bayfront - March 3, 2023 6) Evenings on Fifth (Recurring) - April 13, 2023 7) Pride Fest - Cambier Park - June 10, 2023	MOTION by McCabe to APPROVE the Craft Beer Festival event; seconded by Christman and carried.	yes	yes	yes	yes	yes	absent	yes	6-0	
	MOTION by Petrunoff to APPROVE the Evenings on Fifth subject to the following: 1) the Police Department will adequately staff the event to prevent incremental hawkers at the locations that were identified; and 2) the petitioner will provide a revised Site Plan indicating the locations of approved outdoor entertainment; seconded by McCabe and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
	MOTION by Christman to CONTINUE the consideration of the Pride Fest event until the February 15, 2023 City Council Regular Meeting; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 9.A. RESOLUTION 2023 - A Resolution for the purpose of determining a request to compromise and reduce the required payment and release liens for previously accumulated fines under Code Enforcement Board case nos. cepm201900887, cepm201900889, cepm201900887 and 18-406936, for property located at 1100 Sandpiper Street and owned by Frank K. Stier.	MOTION by McCabe to DENY ITEM 9.A based on the petitioner's failure to complete the City's Lien/Fines Reduction Request adequately for the City Council to render a decision; seconded by Petrunoff and unanimously carried.	yes	yes	no	no	yes	no	yes	4-3	
Item 12.A. RESOLUTION 2023 - A Resolution for the purpose of approving the Naples Urban Forest Plan for the year 2023 as required in Section 38-3 of the Code of Ordinances, City of Naples, Florida.	MOTION by Blankenship to APPROVE the 2023 Urban Forest Plan; seconded by Christman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 13.A. Executive Session - Dye v. City of Naples (3:00PM TIME CERTAIN).	No action announced.									
Item 14.A. First Reading of a proposed ordinance amending the site plan process. An ordinance for the purpose of amending the site plan review regulations of the City of Naples as proposed in text amendment Petition 22-t9; amending subsections (b)(1), (e), and (g) (4)(d) and adding subsection (g)(4)(h) of Article II, administrative procedures, of Chapter 46, administration, procedures and enforcement of the Code of Ordinances, City of Naples; providing a severability clause; providing a repealer provision.	MOTION by McCabe to APPROVE ITEM 14.B subject to changes; seconded by Hutchison and carried.	yes	yes	no	no	yes	no	yes	4-3	
Item 14.B. First Reading of an ordinance related to temporary uses during recovery from a natural disaster. An ordinance of the city of naples amending section 46-39 and creating a new Section 46-39(b)(3) in Chapter 46, Article II, to provide for approval of temporary uses on residential and commercially zoned property during recovery from a natural disaster during and subsequent to termination of a local state of emergency; providing for criteria, and approval by the City Manager for a specific duration.	MOTION by McCabe to APPROVE ITEM 14.B subject to retaining the following sentence under Section 46-39(4)(a) of the City of Naples Code of Ordinances: "... and the time for which the permit is requested, shall be submitted to the city manager." Motion seconded by Blankenship and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
END OF AGENDA										



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AGENDA ITEM		MOTION	VOTES								
Item 15.A ORDINANCE 2023-15040 - Second Reading of a proposed Ordinance for the purpose of amending Chapter 58, Zoning, Article II, Zoning Districts, Division 27 – PD Planned Development District of the City of Naples, Code of Ordinances to amend the regulations for Planned Developments; approving Text Amendment 22-T7.		MOTION by McCabe to ADOPT ORDINANCE 2023-15040 subject to the following changes; 1) Sec.58-805. Standards for approval of PD zoning..."shall deny the request if a) <u>any</u> of the following..."; 2) Sec.58-508(7) "a <u>minimum of 10 percent of</u> open space..." and 3) 58-810(b) "Upon application...by super majority approval <u>at a public hearing</u> ..."; and 3) seconded by Hutchison and carried.	yes	yes	yes	yes	yes	absent	yes	6-0	
Item 15.B ORDINANCE 2023-15041 - Second Reading of a proposed Ordinance for the purpose of amending Chapter 54, Subdivision Standards, Article I, In General, of the City of Naples, Code of Ordinances to amend the lot split and minor subdivision regulations and to provide regulations for the combination of single family lots; approving Text Amendment 22-T8.		MOTION by McCabe to ADOPT ORDINANCE 2023-15041 subject to the following changes : 1) amending the title of Section 54-5 to read as follows: Lot split or Minor subdivision of single-family residential lots; 2) eliminating Sec.54-5(4); and 3) adding a reference to attached Diagrams One and Two under Sec.54-8(c); seconded by Blankenship and carried.	yes	yes	yes	yes	absent	absent	yes	5-0	
Item 15.C ORDINANCE 2023-15042 - Second Reading of a proposed Ordinance amending the City of Naples Comprehensive Plan; to add a Property Rights Element.		MOTION by Blankenship to ADOPT ORDINANCE 2023-15042 ; seconded by Christman and carried.	yes	yes	yes	yes	absent	absent	yes	5-0	
END OF AGENDA											
FEBRUARY 27, 2023 - SPECIAL MEETING											
			Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed
Item 1 - Call To Order and Roll Call.		MOTION by Hutchison to ALLOW Council Member Perry to participate by Zoom; seconded by Blankenship and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 3 - Set Agenda.		MOTION by Christman to SET THE AGENDA; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 5.A - Memo of Understanding (MOU) between the City of Naples and the Naples Beach Club concerning utility upgrades for the Beach Outfall Stormwater System along Gulf Shore Boulevard North adjacent to the Naples Beach Club.		MOTION by Blankenship to CONTINUE to the March 1, 2023 City Council Regular Meeting; seconded by McCabe and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 5.B - Discussion of the small cell wireless applications within the City of Naples, related history, requirement and potential health issues.		CONSENSUS for staff to: explore the macro cell tower concept in locations not impactful to residential areas and the potential to generate revenue, provide information on possible health effects, and determine the merits of pursuing legal remedy with regard to the towers.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 6.A - Discussion of the Interlocal Agreement with Collier County related to beach parking and parks and recreation fees.		CONSENSUS for staff to present additional information to Council at an upcoming meeting to begin developing a cost and revenue-based approach prior to meeting with County representatives.	yes	yes	yes	yes	yes	yes	yes	7-0	
END OF AGENDA											



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AGENDA ITEM		MOTION	VOTES								
MARCH 1, 2023 - REGULAR MEETING											
			Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed
Item 1 - Call To Order and Roll Call.		MOTION by McCabe to ALLOW Council Member Perry to participate by Zoom; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 3 - Set Agenda.		MOTION by McCabe to SET THE AGENDA subject to adding Items 13.A and 12.B to the Regular Agenda; adding Item 8.E to the Consent Agenda with a request to continue the item for a separate discussion at a future meeting, removing Items 8.A and 8.D from the Consent Agenda for a separate discussion and vote, and considering Item 12.A prior to Item 10; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 4 - Monthly Collier County Update from Commissioner Kowal.		MOTION by Blankenship to ALLOCATE an additional \$50,000 for cleanup efforts relating to red tide issues if needed; seconded by Hutchison and unanimously carried.									
CONSENT AGENDA ITEMS											
Item 6.A - APPROVE - of Various City Council Meeting Minutes.		MOTION by Blankenship to APPROVE THE CONSENT AGENDA; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 7.A - RESOLUTION 2023-15043 - A resolution for the purpose of awarding a contract by purchase order to bliss products and services, inc. In the amount of \$98,941.70 for the purchase and installation of two gazebos at the Naples Dog Park; acceptance of a donation from the O'brien family to offset the cost of the gazebos.											
Item 7.B - RESOLUTION 2023-15044 - A resolution for the purpose of awarding a contract to Hannula Landscaping and Irrigation, Inc. in the amount of \$380,828 for the planting, maintenance and warranty of new trees and palms within City rights-of-way, medians, and parks.											
Item 7.C - RESOLUTION 2023-15045 - A resolution for the purpose of establishing the “163 Opioid Settlement Fund” for the purpose of depositing all proceeds (revenue) and recording all transactions (expenditures) related to activities defined under the terms of the Opioid Settlement(s) MOU previously authorized by City Council.											
Item 7.D - RESOLUTION 2023-15046 - A resolution for the purpose of approving a Third Amendment to the use agreement, as amended, between City of Naples, Florida and the Naples Players, Inc. To amend paragraph 10 of the Use Agreement, as previously amended, to allow for the financing of improvements to Sugden Theater.											
Item 7.E - RESOLUTION 2023-15047 - A resolution for the purpose of awarding a contract to the University of Florida in the amount of \$49,989.00 to update, enhance, and maintain service of the adaptation of coastal urban and natural ecosystems (ACUNE) tool, and to provide training; authorizing the City Manager to execute a contract subject to legal sign off to complete tasks 1 through 6.											
Item 8.B - Notice of Proclamations Extending the Declaration of Local Emergency Declared by the Honorable Mayor Teresa Heitmann as Required by Section 14-34 of the City of Naples Code of Ordinances.											

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AGENDA ITEM	MOTION	VOTES								
<b>Item 12.A</b> - Appoint Two Regular Members and One Alternate Member to the Community Services Advisory Board, One Regular Member and One Alternate Member to the East Naples Bay Citizens Advisory Committee, and One City Resident to the Board of Trustees of the General Retirement System.	<b>MOTION</b> by Blankenship to CERTIFY the ballot and appoint Brian Smith as a regular member for the balance of a three-year term and Christina Muracco as alternate for the balance of a three-year term on the Community Services Advisory Board; seconddd by McCabe and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
	<b>MOTION</b> by Blankenship to CERTIFY the ballot and appoint Gary Gregg as a regular member for a three-year term and Forrest Milkowski as alternate for a three-year term on the East Naples Bay Citizens Advisory Committee; seconded by McCabe and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
	<b>MOTION</b> by McCabe to CERTIFY the ballot and appoint John Chadwick as a City resident member for a four-year term on the Board of Trustees of the General Retirement System; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
<b>Item 13.A - RESOLUTION 2023-15056</b> - Acknowledgment and Discussion of a Resolution Approving a Special Magistrate’s Recommendation of Settlement of a Florida Land Use and Environmental Dispute Resolution Act (“FLUEDRA”) Claim Filed by Mr. Richard L. Schulze and Mrs. Margaret O’Brien Schulze.	<b>MOTION</b> by Blankenship to APPROVE RESOLUTION 2023-15056; seconded by Petrunoff and carried 4-3 (Christman, Perry, and Hutchison dissenting).	yes	yes	yes	no	no	no	yes	4-3	
<b>Item 13.B - RESOLUTION 2023-15057</b> - A Resolution For The Purpose Of Authorizing The City Manager To Execute An Engagement Letter With Cooley.	<b>MOTION</b> by Petrunoff to APPROVE RESOLUTION 2023-15057; seconded by Hutchison and carried 5-2 (Blankenship and Perry dissenting)	yes	yes	yes	yes	yes	yes	yes	7-0	
<b>Item 13.C - RESOLUTION 2023-15058</b> - A Resolution For The Purpose Of Amending The Fiscal Year (Fy) 2022-23 Budget Adopted By Resolution 2022-14943 To Appropriate Funds From The General Fund To The Fy 2022-23 City Attorney’s Office Budget For Other Legal Services In The Amount Of \$120,000.	<b>MOTION</b> by McCabe to APPROVE RESOLUTION 2023-15058; seconded by Hutchison and carried.	yes	yes	no	yes	yes	yes	yes	6-1	
<b>Item 14.A - First Reading</b> of an Ordinance Amending the Signage Regulations for Gas Service Stations.	<b>MOTION</b> by McCabe to APPROVE at First Reading seconded by Petrunoff and carried.	yes	yes	yes	yes	abstain	yes	yes	6-0-1	
<b>Item 14.B - First Reading</b> of an Ordinance to Establish Maximum Density Limitations for Transient Lodging Units.	<b>MOTION</b> by McCabe to CONTINUE directing staff to prepare revisions pursuant to Council direction for another First Reading; seconded by Hutchison and carried.	yes	yes	yes	no	yes	no	yes	5-2	
<b>Item 14.C - First Reading</b> of an Ordinance Amending Maximum Lot Coverage Regulations for Single Family Residences in Multifamily Zoning Districts.	<b>CONTINUED.</b>									
<b>Item 14.C - First Reading</b> of an Ordinance Amending Maximum Lot Coverage Regulations for Single Family Residences in Multifamily Zoning Districts.	<b>CONTINUED.</b>									
END OF AGENDA										



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AGENDA ITEM		MOTION	VOTES								
April 3, 2023 - SPECIAL MEETING											
		Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed	
Item 1 - Call To Order and Roll Call	MOTION by Petrunoff to ALLOW Council Member Perry to participate by Zoom; seconded by Christman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0		
Item 3 - Set Agenda.	MOTION by McCabe to SET THE AGENDA; seconded by Hutchisonand unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0		
Item 6.A - REVIEW - Status of the water quality projects including anticipated water quality discharge improvements into the Gulf of Mexico.	NO ACTION taken.										
Item 6.B - UPDATE - on Naples Beach Club overall project schedule.	NO ACTION taken.										
7.A - RESOLUTION 2023-15059 - Approve resolution amending sections 3(a), 6(D) (3) (i) 9(C) and 10(B) of Res. 2023-15019 as amended containing the rules of procedure for Council Meetings to modify rules related to public comment at the beginning and end of council meetings.	MOTION by Petrunoff to APPROVE the Resolution as submitted; seconded by Perry and carried.	no	yes	no	yes	no	yes	yes	4-3		
END OF AGENDA											
April 5, 2023 - REGULAR MEETING											
		Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed	
Item 1 - Call To Order and Roll Call.	MOTION by Petrunoff to ALLOW Council Member Perry to participate by Zoom; seconded by Christman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0		
Item 3 - Set Agenda.	MOTION by Hutchison to SET THE AGENDA subject to removing Item 7.A from the Consent Agenda for a separate discussion and vote; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0		
CONSENT AGENDA ITEMS											
Item 6.A - APPROVE - various City Council meeting minutes.	MOTION by Christman to APPROVE THE CONSENT AGENDA; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0		
Item 7.B - RESOLUTION 2023-15061 - Increase the annual maximum expenditure limits for outside contracts to purchase of goods and services with Tamiami Ford Inc and Thompson Pump and Maunfacturing Inc to purchase replacement fleet vehicles and pumping equiment needed to fully restore operations due to damage caused by Hurricane Ian.											
Item 7.C - RESOLUTION 2023-15062 - Waive the competitive bid process and accept a proposal from Beyond Audio Visual to upgrade the audio/video equipment in the Chamber and supporting control room in an amount not to exceed \$130,000.											
Item 7.D - RESOLUTION 2023-15063 - Approve a supplemental local agency program agreement with the FI. Dept of Transportation to accept additional grant funding for the South Golf Drive Improvement Project.											
Item 8.A - ACCEPT - the donation of public art from Juan Diaz named, "Skate On" and place at Fleischmann park. (Clerk tracking 2023-00067).											
Item 8.B - CONSIDER - the following repeat special event applications: 1) Project Help - April 27, 2023; 2) Epilepsy Florida's Walk the Talk - April 29, 2023; 3) Pay and Neuter Initiative Program Collire 5K - May 29, 2023; 4) Fourth of July fireworks - July 4, 2023.											
END OF CONSENT AGENDA ITEMS											

## 2023 City Council ACTION REPORT

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AGENDA ITEM	MOTION	VOTES								
<b>Item 10 (Item 7.A) - RESOLUTION 2023-15060</b> - Award a contract by purchase order to Lou's Police Distributor's Inc for \$77,311.76 regarding agency handguns, weapons systems and holsters. (Item was pulled from consent agenda).	<b>MOTION</b> by Christman to APPROVE RESOLUTION 2023-15060; seconded by Petrunoff and carried.	yes	no	yes	yes	no	yes	yes	5-2	
<b>Item 11.A - RESOLUTION</b> - Approve site plan with deviations petition 23-SPD1 for property at 852 Gulf Shore Blvd. North for a number of deviations and to allow for a reduction in off-street loading spaces for property owned by the Naples Beach Club.	<b>MOTION</b> by Petrunoff to ALLOW Greg Myer's statement to be read into the record; seconded by McCabe and approved.	yes	yes	no	yes	yes	no	yes	5-2	
	<b>MOTION</b> by Blankenship to APPROVE ITEM 11.A subject to attaching the document included in that day's meeting packet labeled as "Exhibits A through F" and referencing the electronic presentation presented that day in Section 2 of the Resolution as one of the exhibits that the approval is based; seconded by Perry and failed.	no	no	yes	yes	no	yes	no		3-4
	<b>MOTION</b> by McCabe to CONTINUE ITEM 11.A until the May 1, 2023 City Council Regular Meeting based on the following reasons: 1) more information regarding the underground garage and overall parking strategy, stormwater plan, the recording of restricted covenants, and the Memorandum of Understanding (MOU) for Stormwater is needed for City Council to determine whether Standards for Approval B, D, and F have been met; 2) scheduling an Executive Session on April 19, 2023 for City Council to discuss pending litigation relating to Standard for Approval G; and 3) the North American Land Trust (NALT) will provide a presentation update regarding the status of the Conservation Easement; seconded by Hutchison and carried.	yes	yes	no	no	yes	no	yes	4-3	
<b>Item 12.A - DISCUSS</b> - the formation of the Fifth Avenue South Business Improvement District.	No action taken.									
<b>Item 12.B - RESOLUTION 2023-15065</b> - Award a contract by purchase order to Fieldturf USA Inc. for installation of synthetic turf at the football field at Fleischmann Park for \$1,199,685.00.	<b>MOTION</b> BY Blankenship to APPROVE RESOLUTION 2023-15065; seconded by McCabe and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
<b>Item 13.B - CONSIDER</b> - the repeat special event application for the Fitness Challenge Triathlon on June 4, 2023.	<b>MOTION</b> by Christman to CONTINUE ITEM 13.B for staff to work with the organizer on a revised plan to be presented to City Council at the April 19, 2023 City Council Regular Meeting; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
<b>END OF AGENDA</b>										

## 2023 City Council ACTION REPORT

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AGENDA ITEM		MOTION		VOTES								
April 17, 2023 - WORKSHOP MEETING												
Item 3 - Set Agenda.		MOTION by Christman to SET THE AGENDA subject to considering Item 6.A at a time certain of 2:00 p.m., and hearing Items 5 and 6.C immediately after Item 4.A; seconded by Hutchison and unanimously carried, all members present and voting.		yes	yes	yes	yes	yes	yes	yes	7-0	
Item 6.D - DISCUSS - The Interlocal Agreement with Collier County related to beach parking and parks and recreation fees.		CONSENSUS to revise the interlocal agreement in a way that takes into account the impact on public spaces by non-City residents; for staff to have a preliminary meeting with County staff followed by a meeting between staff, the Mayor and the Board of County Commission Chair; and for staff to email Council with an update and provide a follow up presentation in May.										
Item 9 - Communications from the Mayor/City Council/Staff.		CONSENSUS to allow for a presentation regarding microcell towers during the April 19, 2023 Council Meeting.										
		CONSENSUS to direct staff to generate 3-D modeling that depicts the potential future built environment on Gulf Shore Boulevard North.										
END OF AGENDA												
APRIL 19, 2023 - REGULAR MEETING												
				Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed
Item 1 - Call To Order and Roll Call		MOTION by Petrunoff to ALLOW Council Member Perry to participate by Zoom; seconded by Christman and unanimously carried.		yes	yes	yes	yes	yes	yes	yes	7-0	
Item 3 - Set Agenda		MOTION by McCabe to SET THE AGENDA subject to adding Item 4.B (Cell Tower Presentation by Nicholas Del Rosso); seconded by Hutchison and unanimously carried.		yes	yes	yes	yes	yes	yes	yes	7-0	
4.B - CELL TOWER PRESENTATION		MOTION by Hutchison to DIRECT the City Attorney and City Manager to bring back to City Council through an agenda item answers to the concerns presented that day along with options the City may have if the health and safety of residents are at risk; seconded by Blankenship and unanimously carried.		yes	yes	yes	yes	yes	yes	yes	7-0	
		MOTION by Hutchison to DIRECT staff to begin the process of placing a moratorium or pause on further deployment of microwave towers until City Council has been provided with answers relevant to the previous motion from the City Attorney; motion failed due to a lack of second.										



Office of the City Clerk

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2023 City Council ACTION REPORT

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AGENDA ITEM	MOTION	VOTES									
13.A DISCUSSION - related to amending the term limits of members of the design review board.	MOTION by McCabe to TABLE ITEM 13.C until later that day; seconded by Blankenship and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	yes	7-0	
13.A DISCUSSION - related to amending the term limits of members of the design review board.	MOTION by Blankenship to APPROVE the recommended actions outlined on Page 3 of the Agenda Memorandum [Approval from Council to support the following: 1) FDOT District One will continue with all phases of the drainage project; and 2) FDOT District One will continue to work with the City of Naples staff through the PD&E process: 1) Complete one PD&E encompassing the drainage project along U.S.41, most closely identified as between the terminus points of Golden Gate Parkway and 4th Ave South. This may include any mobility enhancements that are within this area, while not impeding the capacity of the corridor; and 2) The second PD&E is project to include review of mobility enhancement possibilities along the east-west stretch of U.S.41 generally starting at the four-corners area moving east toward Davis Boulevard, while not impeding the capacity of the corridor. This PD&E is a City of Naples staff request to meet community bike and pedestrian desires along the US-41 corridor through the City of Naples.]); seconded by Christman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 15.A)ORDINANCE 2023-15075 - Second reading of an Ordinance amending the signage regulations for gas service stations.	MOTION by McCabe to ADOPT ORDINANCE 2023-15075; seconded by Petrunoff and carried.	yes	yes	yes	yes	Abstain	yes	yes	yes	6-0-1	
Item 13.B) RESOLUTION 2023-15074 - Ranking the top two firms for the repair of the Naples Pier that was damaged by Hurricane Ian.	MOTION by McCabe to APPROVE RESOLUTION 2023-15074; seconded by Blankenship and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 14.A)FIRST READING - Ordinance amending maximum lot coverage regulations for single family residences in multifamily zoning districts.	MOTION by McCabe to APPROVE ITEM 14.A AT FIRST READING; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 14.C)FIRST READING - Ordinance for providing a one-time 5 percent COLA adjustment to the monthly benefit for current retirees.	MOTION by McCabe to APPROVE ITEM 14.C AT FIRST READING; seconded by Christman and carried.	yes	yes	yes	yes	no	yes	yes	yes	6-1	
Item 14.D) FIRST READING - Amend Chapter 29 of Fire Retirement System providing a percent COLA adjustment to the monthly benefit for current retirees not otherwise eligible for a COLA increase.	MOTION by McCabe to APPROVE ITEM 14.D AT FIRST READING; seconded by Christman and carried.	yes	yes	yes	yes	no	yes	yes	yes	6-1	
Item 14.E) FIRST READING - Ordinance for the purpose of amending Chapter 29 of Police Retirement System providing a 5 percent COLA adjustment to the monthly benefit for current retirees not otherwise eligible for a COLA increase.	MOTION by McCabe to APPROVE ITEM 14.C AT FIRST READING; seconded by Christman and carried.	yes	yes	yes	yes	no	yes	yes	yes	6-1	





## 2023 City Council ACTION REPORT

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**2023 City Council ACTION REPORT**

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AGENDA ITEM	MOTION	VOTES									
Item 13.E - Executive Session Request (Added Item).	<b>MOTION</b> by McCabe to APPROVE the request to schedule an Executive Session for the discussion of settlement negotiations related to litigation expenditures in Brian Dye v. City of Naples, Case No. 2022-CA-001689, 20th Judicial Circuit in and for Collier County, Florida, on May 15, 2023 at 4:30 p.m.; seconded by Blankenship and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 14.A - <b>ORDINANCE</b> to amend various sections of the Code to remain consistent with Federal Emergency Management Act (FEMA) regulations as well as Florida Department of Emergency Management Office of Floodplain Management (FDEM OFM) requirements in order to maintain the City's standing in the National Flood Insurance Program (NFIP) and Community Rating System (CRS) Program.	<b>MOTION</b> by McCabe to APPROVE ITEM 14.A AT FIRST READING; seconded by Petrunoff and unanimously carried, all members present and voting.	yes	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 14.B - Continued - first reading of an Ordinance to amend the Code of Ordinances of the City of Naples to provide for the pass-through of costs to applicants and property owners.	<b>MOTION</b> by Blankenship to CONTINUE Item 14.B until the May 17, 2023 City Council Regular Meeting; seconded by Hutchison and carried.	yes	yes	yes	no	yes	yes	yes	yes	6-1	
Item 15.A Ordinance 2023-15082 - Second reading of an ordinance amending maximum lot coverage regulations for single family residences in multifamily zoning districts.	<b>MOTION</b> by McCabe to ADOPT ORDINANCE 2023-15082; seconded by Perry and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 15.B Ordinance 2023-15083 - Second Reading of an Ordinance for the purpose of amending Chapter 29 of General Retirement System.	<b>MOTION</b> by Blankenship to ADOPT ORDINANCE 2023-15083; seconded by McCabe and carried.	yes	yes	yes	yes	no	yes	yes	yes	6-1	
Item 15.C Ordinance 2023-15084 – Second Reading of an Ordinance for the purpose of amending Chapter 29 of Police Retirement System.	<b>MOTION</b> by Blankenship to ADOPT ORDINANCE 2023-15083; seconded by McCabe and carried.	yes	yes	yes	yes	no	yes	yes	yes	6-1	
Item 15.D Ordinance 2023-15085 - Second Reading of an Ordinance amending Chapter 29 of Fire Retirement System.	<b>MOTION</b> by Blankenship to ADOPT ORDINANCE 2023-15085; seconded by McCabe and carried.	yes	yes	yes	yes	no	yes	yes	yes	6-1	
END OF AGENDA											
MAY 15, 2023 - WORKSHOP MEETING											
		Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed	
Item 3 - Set Agenda.	<b>MOTION</b> by Christman to SET THE AGENDA	yes	yes	yes	yes	yes	yes	yes	7-0		
	<b>CONSENSUS</b> to move the Sewer Collections System Master Plan (\$500,000) to the current fiscal year.										
	<b>CONSENSUS</b> for proceeding with the proposal for the Streets Fund budget as presented.										
END OF AGENDA											
MAY 17, 2023 - REGULAR MEETING											
		Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed	
Item 3 - Set Agenda.	<b>MOTION</b> by McCabe to SET THE AGENDA subject to removing the April 3, City Council Special Meeting Minutes (under Item 6.A) for a separate discussion and vote and adding Item 13.I (Request for Executive Session); seconded by Christman and carried.	yes	yes	yes	yes	absent	yes	yes	6-0		

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AGENDA ITEM		MOTION	VOTES								
CONSENT AGENDA ITEMS											
Item 7.A - City Council 6 month review of Resolution 2022-14981		MOTION by McCabe to APPROVE the Consent Agenda; seconded by Christman and carried.	yes	yes	yes	yes	absent	yes	yes	6-0	
Item 7.B - RESOLUTION 2023-15086 - A resolution for the purpose of accepting a cash donation of \$52,800 from the Gulf Shore Association of Condominiums.											
Item 7.C - RESOLUTION 2023-15087 - A resolution for the purpose of approving a purchase order to Insight LPR.											
Item 7.D - RESOLUTION 2023-15088 - A resolution amending Resolution 2022-14954 for the purpose of increasing the annual maximum expenditure limit for CDW Government LLC for fiscal year 2022-23.											
Item 8.A - CLERK TRACKING 2023-00097 AND 2023-00098 - Acknowledge the reappointment of Kevin Palmer and Voncile Whitaker to the Board of Trustees of the General Retirement System.											
END OF CONSENT AGENDA ITEMS											
Item 13.A PRESENTATION - on insurance market conditions and risk management overview.		MOTION by McCabe to APPROVE an extension of the current agreement with Brown & Brown (PRIA) and Johns Eastern Company for FY2023-2024 subject to considering the option to conduct a competitive bid for insurance brokerage and consulting services and third party claims administration services for FY 2024-2025; seconded by Blankenship and carried.	yes	yes	yes	yes	absent	yes	yes	6-0	
Item 10.A APPROVAL of the April 3, 2023 City Council Special Meeting minutes.		MOTION by Christman to DIRECT the City Clerk to review the April 3, 2023 City Council Special Meeting minutes for corrections and bring back to City Council for approval; seconded by McCabe and carried.	yes	yes	yes	yes	absent	yes	yes	6-0	
Item 11.A RESOLUTION - determining live entertainment the AC Marriott Hotel.		MOTION by McCabe to CONTINUE Item 11.A until the June 5, 2023 City Council Special Meeting; seconded by Blankenship and carried.	yes	yes	yes	yes	absent	yes	yes	6-0	
Item 11.B RESOLUTION - determining outdoor dining for the AC Marriott Hotel on property located at 455 12th Street South.		MOTION by McCabe to CONTINUE Item 11.B until the June 5, 2023 City Council Special Meeting; seconded by Christman and carried.	yes	yes	yes	yes	absent	yes	yes	6-0	
Item 11.C RESOLUTION - determining live entertainment at Ciao Bella Shop located at 779-785 5th Avenue South.		MOTION by McCabe to CONTINUE Item 11.C until the June 21, 2023 City Council Regular Meeting; second by Christman and carried.	yes	yes	yes	yes	absent	yes	yes	6-0	
Item 11.D RESOLUTION - determining live entertainment at Hyatt House Naples located at 1345 5th Avenue South.		MOTION by McCabe to CONTINUE Item 11.D until the June 21, 2023 City Council Regular Meeting; seconded by Christman and carried.	yes	yes	yes	yes	absent	yes	yes	6-0	
Item 11.E RESOLUTION - determining outdoor dining at Ridgeway Bar and Grill on property located at 1300 3rd Street South.		MOTION by McCabe to CONTINUE Item 11.E until the June 21, 2023 City Council Regular Meeting; seconded by Christman and carried.	yes	yes	yes	yes	absent	yes	yes	6-0	
Item 11.F RESOLUTION - determining outdoor dining at Olde Naples Building on property located at 1148 3rd Street South.		MOTION by McCabe to CONTINUE Item 11.F until the June 21, 2023 City Council Regular Meeting; seconded by Christman and carried.	yes	yes	yes	yes	absent	yes	yes	6-0	

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AGENDA ITEM	MOTION	VOTES									
Item 11.H RESOLUTION - vacating a portion of a platted drainage easement located on Lot 2, Block D, Ridgeview Lakes subdivision.	MOTION by Blankenship to CHANGE the June 19, 2023 City Council Workshop Meeting to a Special Meeting; seconded by Petrunoff and carried.	yes	yes	yes	yes	absent	yes	yes	6-0		
	MOTION by McCabe to CONTINUE Item 11.H until the June 19, 2023 City Council Special Meeting; seconded by Petrunoff and carried.	yes	yes	yes	yes	absent	yes	yes	6-0		
Item 13.I REQUEST - for an Executive Session.	MOTION by Perry to APPROVE the request to schedule an Executive Session for the discussion of settlement negotiations related to litigation expenditures in, Case No. 2022-CA-001705, 275 Gulf Shore Boulevard LLC v. City of Naples, 20th Judicial Circuit in and for Collier County, Florida, at the June 19, 2023 City Council Special Meeting at 4:30 p.m.; seconded by Christman and carried.	yes	yes	yes	yes	absent	yes	yes	6-0		
Item 13.D LITIGATION EXECUTIVE SESSION - Ryan Harp V. City Of Naples.	MOTION by Perry to APPROVE the Settlement Agreement as discussed that day during Risk Management Executive Session - Ryan Harp v. City of Naples, OJCC Caser No. 23-010444FJC (Item 13.D) subject to authorizing the Mayor to execute the agreement as well as sign any required documents related thereto; seconded by Christman and carried.	yes	yes	yes	yes	absent	yes	yes	6-0		

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AGENDA ITEM	MOTION	VOTES									
<b>Item 11.G RESOLUTION 2023-15090</b> - for the purpose of determining live entertainment for the restaurant known as The Kitchen located at 1200 Central Avenue.	<b>MOTION</b> by McCabe to APPROVE RESOLUTION 2023-15090 subject to the following changes: 1) amending Section 1 of the Resolution as follows: "...to establish amplified outdoor live entertainment...Monday through Wednesday 5:00 p.m.to 8:00 p.m., Thursday from 5:00 p.m. to 8:30 p.m., Friday through Saturday from 11:00 a.m. to 3:00 p.m. and 4:00 p.m.to 10:00 p.m., and Sunday from 11:00 a.m.to 3:00 p.m. and 4:00 p.m.to 8:30 p.m.; 2) amending Section 2 as follows: removing Condition Five; adding the criteria contained in the Acoustical Evaluation of Amplified Music prepared by RLM Acoustics, LLC dated 2.21.2023; amending Condition Six as follows: "City Council will review all new permits approximately six months following the first date of approval the restaurant opening..."; and adding the following conditions listed in the Summary of Facts [3. Drums will be prohibited with the exception of a steel drum; 5. Tall landscape hedges will be added to buffer and self-contain the sound from operations and live entertainment; 7. The majority of the exterior walls internal to the project will be covered in faux greenery materials to help subside noise transfer and create a better acoustic environment; and 8. All live entertainment shall be played thru the permanent speaker system located at the property so as to regulate the maximum decibel of sound being produced and to remain in compliance with the City of Naples Noise Ordinance. Motion seconded by Blankenship and carried.	no	yes	yes	yes	absent	yes	no	4-2		
<b>Item 13.F APPROVAL</b> - of a declaration of restrictive covenant for the Naples Beach Club redevelopment project.	<b>MOTION</b> by McCabe to CONTINUE Items 13.F and 13.G until the June 7, 2023 City Council Regular Meeting; seconded by Christman and carried.	yes	yes	yes	yes	absent	yes	yes	6-0		
		<b>Item 13.G STATUS REPORT</b> - on the Gulf Shore Boulevard North and 8th Avenue North utilities, stormwater improvement and easement agreement between the City of Naples and the Naples Beach Club Phase II and III.									
<b>Item 12.A RESOLUTION 2023-15092</b> - for the purpose of approving and authorizing the City Manager to execute an engagement letter for specialized cell tower legal services.	<b>MOTION</b> by Petrunoff to ENGAGE the services of Attorney Andrew Campanelli and Attorney Robert Schef Wright for specialized cell tower legal services; failed due to lack of second.										
	<b>MOTION</b> by Christman to APPROVE RESOLUTION 2023-15092 engaging the services of GrayRobinson, P.A.; seconded by Blankenship and carried.	absent	no	yes	yes	absent	yes	no	3-2		

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AGENDA ITEM		MOTION									
		VOTES									
<b>Item 13.C RESOLUTION</b> - determining a request to compromise and reduce the required payment and release a lien for previously accumulated fines for property located at 1111 Galleon Drive.		MOTION by McCabe to ENFORCE the lien in the amount of \$78,000.00; seconded by Petrunoff and carried.	absent	yes	yes	yes	absent	yes	yes	5-0	
<b>Item 13.H ANNUAL PERFORMANCE REVIEW OF CITY MANAGER.</b>		MOTION by Blankenship to APPROVE the following: 1) a five percent increase in base salary for the City Manager and 2) the proposed modifications to his Employment Agreement as outlined in the Agenda Memorandum; seconded by McCabe and carried.	absent	yes	yes	yes	absent	yes	yes	5-0	
<b>Item 14.A FIRST READING OF AN ORDINANCE</b> - Amending setback zone regulations in front yards and authorized street trees in the D-Downtown Zoning District.		MOTION by Perry to APPROVE ITEM 14.A AT FIRST READING as revised by the City Attorney [see "Revised Ordinance (Staff/Added Attachment)"]; seconded by Petrunoff and carried.	absent	yes	yes	yes	absent	yes	yes	5-0	
<b>Item 14.B FIRST READING - AN ORDINANCE</b> - For the purpose of amending the definition of market value in Chapter 16-144 concerning value based on a reasonable percentage adjustment of the Collier County Property Appraiser's assessment value.		MOTION by Christman to APPROVE ITEM 14.B AT FIRST READING; seconded by Blankenship and carried.	absent	yes	yes	yes	absent	yes	yes	5-0	
<b>END OF AGENDA</b>											
<b>JUNE 5, 2023 - SPECIAL MEETING</b>											
			Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed
<b>Item 3</b> - Set Agenda.			MOTION by McCabe to SET THE AGENDA (Supplement 1); seconded by Christman and unanimously carried, all members present and voting.	yes	yes	yes	yes	yes	yes	7-0	
<b>Item 6.A FIRST READING ORDINANCE</b> - For the purpose of determining the future land use designation from low density residential to institutional on a portion of the property owned by Naples Historical Society.			MOTION by McCabe to APPROVE ITEM 6.A at First Reading; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	7-0	
<b>Item 6.B FIRST READING - AN ORDINANCE</b> - For the purpose of determining rezone petition for the property owned by Naples Historical Society.			MOTION by McCabe to APPROVE ITEM 6.B at First Reading; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	7-0	
<b>Item 6.C RESOLUTION</b> - For the purpose of allowing for a minimum lot width of 100 feet where code requires a minimum lot width of 150 feet for the Naples Historical Society.			MOTION by McCabe to CONTINUE to the June 21, 2023 Council Meeting; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	7-0	
<b>Item 6.D RESOLUTION</b> - to allow Smith Exhibit Hall to be associated with the existing historic Palm Cottage and Norris Gardens on property owned by Naples Historical Society.			MOTION by McCabe to CONTINUE to the June 21, 2023 Council Meeting; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	7-0	
<b>Item 6.E RESOLUTION 2023-15096</b> – For the purpose of determining site plan petition 22-SP24 for a new three-story municipal parking garage on property owned by Gulfshore Playhouse.			MOTION by Blankenship to INCORPORATE by reference the prior discussion the Council had heard at the June 5, 2023 CRA meeting as part of the record for this meeting; seconded by McCabe and unanimously carried.	yes	yes	yes	yes	yes	yes	7-0	



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AGENDA ITEM	MOTION	VOTES								
	<b>MOTION</b> by McCabe to APPROVE RESOLUTION 2023-15096 with the following amendments: 1) correcting scrivener's error of "12th Avenue South" to "12th Street South" in the title and Section 1; 2) inserting "(private road)" after each reference to 12th Street; 3) updating the site plans to reference 12th Street as a private road; 4) adding in Section 2 "...relies upon and incorporates by reference the following attachments, copies of which are on file in the City Clerk's office as part of the site plan approval;" and 5) adding in Section 2"... subject to the following condition: Execution of an access easement in favor of the public over 12th Street, private road, as shown in the site plan."; seconded by Christman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
<b>Item 6.F RESOLUTION</b> - For the purpose of determining live entertainment for the AC Marriott Hotel.	<b>MOTION</b> by Blankenship to CONTINUE to an August Council meeting; seconded by Christman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
<b>Item 6.G RESOLUTION</b> - For the purpose of determining outdoor dining petition for the AC Marriott Hotel on property.	<b>MOTION</b> by Blankenship to CONTINUE to a future date; seconded by Christman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
<b>Item 7.A PRESENTATION</b> - regarding stormwater lakes and stormwater lake restoration efforts.	<b>CONSENSUS</b> to replant the littorals, and to revisit this issue in six months at which time the residents could provide feedback on the new plantings and Council could render a decision regarding dredging.									
<b>Item 7.B CONSIDERATION</b> - of the repeat special event application for Y not Tri Reverse Sprint Triathlon, september 24, 2023	<b>MOTION</b> by Petrunoff to APPROVE removing the bicycle race portion of the event; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
<b>Item 7.C RESOLUTION 2023-15099</b> – A resolution for the purpose of providing professional engineering services for a downtown traffic study analysis for David Plummer & Associates, Inc.	<b>MOTION</b> by McCabe to APPROVE RESOLUTION 2023-15099; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
<b>Item 8.A UPDATE AND DISCUSSION</b> - Update and discussion of 30% Design Concept options for 9th Street South and 10th Avenue South intersection improvements.	<b>CONSENSUS</b> to proceed with Exhibit 3 and to determine whether the assembly can be established in a way that would enable adding turn lanes in the event there is adequate capacity and space.									
<b>8.B DISCUSSION</b> - Of the repeat Special Event Application for the annual Fourth of July Parade - July 4, 2023.	<b>CONSENSUS</b> to proceed with the Fourth of July Parade.									
<b>END OF AGENDA</b>										

Office of the City Clerk

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2023 City Council ACTION REPORT

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AGENDA ITEM		MOTION	VOTES								
JUNE 7, 2023 - REGULAR MEETING											
			Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed
Item 1 - Call To Order and Roll Call.	MOTION	by Christman to ALLOW Council Member Perry to participate by Zoom; seconded by Petrunoff and unanimously carried	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 3 - Set Agenda.	MOTION	by McCabe to SET THE AGENDA subject to adding Item 4.G, removing Items 7.D, 7.G, 8.A, and 8.B from the Consent Agenda for a separate discussion and vote, and setting a 3:00 p.m. Time Certain for Item 7.G; seconded by Blankenship and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 4.F UPDATE - On Senate Bill 250 and its potential impact on City of Naples land use matters.	CONSENSUS	reached to DIRECT the City Manager to draft and send a letter to Governor DeSantis expressing City Council's opposition of Senate Bill 250 as well as other pending legislative bills that would limit Home Rule authority.									
Item 4.G DISCUSSION - Of the upcoming 4th of July Celebration.	CONSENSUS	reached to POSTPONE the City's Fourth of July Fireworks Celebration until the City's Centennial Celebration in December due to safety concerns at the beach as a result of Hurricane Ian.									
CONSENT AGENDA ITEMS											
Item 6.A APPROVAL - of various City Council meeting minutes.	MOTION	by McCabe to APPROVE the Consent Agenda; seconded by Hutchison and carried.	yes	yes	yes	absent	yes	yes	yes	6-0	
Item 7.A RESOLUTION 2023-15100 - for the purpose of awarding a contract to Motorola Solutions for portable radios.											
Item 7.B RESOLUTION 2023-15101 - for the purpose of amending water and sewer rates, stormwater management utility fees and solid waste collection rates.											
Item 7.C RESOLUTION 2023-15102 - for the purpose of waiving the competitive bid process and approving a purchase order for nine 2023 Ford Explorer Police Interceptor vehicles.											
Item 7.E RESOLUTION 2023-15104 - for the purpose of approving purchase orders to lightning fleet solutions for emergency vehicle lighting equipment, technological items, and required accessories.											
Item 7.F RESOLUTION 2023-15105 - of the City Council of the City of Naples, florida, in support of the Collier Community Foundation as a central agent for the receipt and distribution of financial donations during times of local crises or disaster.											
Item 8.C) CONSIDERATION - of the following repeat special event applications: 1) NAACP Collier Juneteenth - River Park - June 17, 2023; and 2) Back to School Bash - River Park - July 29, 2023.											
END OF CONSENT AGENDA ITEMS											
Item 7.D RESOLUTION 2023-15103 - for the purpose of approving an agreement between the Florida Department of Transportation and the City of Naples for reimbursing the City for maintaining 20 traffic signals along U.S. 41 between Neapolitan Way and Sandpiper Street.	MOTION	by McCabe to APPROVE RESOLUTION 2023-15103; seconded by Petrunoff and carried.	yes	yes	yes	absent	yes	yes	yes	6-0	

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AGENDA ITEM	MOTION	VOTES									
Item 8.A CLERK TRACKING 2023-00104 – Approve flood insurance renewal on thirty-three (33) essential city properties located in flood zones "A" and "V" through the national flood insurance program.	MOTION by Blankenship to APPROVE CLERK TRACKING 2023-00104; seconded by McCabe and carried.	yes	yes	yes	absent	yes	yes	yes	6-0		
Item 8.B CONSIDERATION - to extend the Special Event Moratorium to September 7, 2023, on new special events organized by members of the public on public property.	MOTION by Petrunoff to EXTEND the Special Event Moratorium on new Special Events organized by members of the public on public property through September 7, 2023 subject to excluding new events for the City's Centennial Celebration; seconded by McCabe and carried.	yes	yes	yes	absent	yes	yes	yes	6-0		
Item 13.D UPDATE AND DISCUSSION - of 30 percent design concept options for the Naples Pier.	MOTION by McCabe to SELECT Design Concept Option One for the Naples Pier; seconded by Hutchison and carried.	yes	yes	no	yes	yes	yes	no	5-2		
Item 12.A APPOINT - appoint three regular members to the Community Redevelopment Agency Advisory Board; three regular members and one alternate member to the Design Review Board; and one regular member to the Moorings Bay Citizens Advisory Committee.	MOTION by Blankenship to CERTIFY THE BALLOT appointing Natalia Hester, Anthony Matonti, and Mary Waller as Regular Members to the Community Redevelopment Agency Advisory Board, each for the balance of a three-year term commencing June 7, 2023 and expiring January 23, 2024; and Patrick Ruff as an Alternate Member for the balance of a three-year term commencing June 7, 2023 and expiring December 13, 2025; seconded by Christman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0		
	MOTION by McCabe to CERTIFY THE BALLOT appointing Doug Haughey and Stephen Hruby, each for a three-year term commencing June 1, 2023 and expiring April 30, 2026; Sabrina McCabe as a Regular Member for the balance of a three-year term commencing June 1, 2023 and expiring May 31, 2025; and David Driapsa as an Alternate Member for a three-year term commencing June 1, 2023 and expiring May 31, 2026 seconded by Petrunoff and unanimously carried	yes	yes	yes	yes	yes	yes	yes	7-0		
	MOTION by McCabe to CERTIFY THE BALLOT appointing Cynthia Russell to the Moorings Bay Citizens' Advisory Committee as a Regular Member for a three-year term commencing June 17, 2023 and expiring June 16, 2026; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0		
Item 12.B APPROVAL - of a declaration of restrictive covenant for the Naples Beach Club Redevelopment Project.	MOTION by McCabe to APPROVE the Final Declaration of Restrictive Covenant between Naples Beach Club Land Trust Trustee, LLC, and the City of Naples subject to striking the last sentence in Paragraph Five; seconded by Christman and carried.	no	yes	yes	yes	yes	yes	yes	6-1		

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AGENDA ITEM	MOTION	VOTES									
Item 13.B RESOLUTION 2023-15107 - approving, ratifying and confirming the Memorandum of Understanding between the City of Naples and the Collier County Lodge 38 of the Fraternal Order of Police, Officer's Bargaining Unit.	MOTION by Hutchison to APPROVE RESOLUTION 2023-15107; seconded by Christman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 13.C RESOLUTION 2023-15108 - approving, ratifying and confirming the Memorandum of Understanding between the City of Naples and the Fraternal Order of Police, Collier County Lodge 38, Supervisor's Bargaining Unit.	MOTION by Hutchison to APPROVE RESOLUTION 2023-15108; seconded by Christman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 13.E RESOLUTION 2023-15109 - approve filling of a lake on private property located at 2790 Gordon Drive.	MOTION by McCabe to APPROVE RESOLUTION 2023-15109 subject to the petitioner installing a stormwater management system that meets the standards of the Stormwater Code's highest level of retention of one-inch; seconded by Hutchison and carried.	yes	yes	no	no	yes	no	yes		4-3	
Item 13.F RESOLUTION 2023-15110 - approve filling of a lake on private property located at 2800 Gordon Drive.	MOTION by McCabe to APPROVE RESOLUTION 2023-15110 subject to the petitioner installing a stormwater management system that meets the standards of the City of Naples Stormwater Management Code; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes		7-0	
Item 7.G RESOLUTION 2023-15106 - for the purpose of ranking firms in order of preference and thereafter approving a Construction Manager at Risk contract between the City of Naples Community Redevelopment Agency (CRA) and Kaufman Lynn Construction.	MOTION by Blankenship to APPROVE RESOLUTION 2023-15106; seconded by Christman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes		7-0	
Item 15.A ORDINANCE 2023-15111 - Second reading of an ordinance amending setback zone regulations in front yards and authorized street trees in the d-downtown zoning district.	MOTION by Blankenship to ADOPT ORDINANCE 2023-15111; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes		7-0	
Item 15.B ORDINANCE 2023-15112 - Second reading of an ordinance for amending the definition of market value.	MOTION by McCabe to ADOPT ORDINANCE 2023-15112; seconded by Blankenship and unanimously carried.	yes	yes	yes	yes	yes	yes	yes		7-0	
Item 14.A ORDINANCE - first reading to establish maximum density limitations for transient lodging units.	MOTION by McCabe to CONTINUE ITEM 14.A until a future date to be determined by the City Manager; seconded by Christman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes		7-0	
Item 14.B ORDINANCE - Amending Chapter 56 Supplemental Standards related to recreational facilities.	MOTION by McCabe to CONTINUE ITEM 14.B until a future date to be determined by the City Manager; seconded by Christman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes		7-0	
Item 14.C ORDINANCE - Amending the parking regulations for outdoor dining in the 5th Avenue South Special Overlay District.	MOTION by Blankenship to CONTINUE ITEM 14.C until a future date to be determined by the City Manager; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes		7-0	
Item 14.D ORDINANCE - Amending the parking regulations for outdoor dining in the 5th Avenue South Special Overlay District.	MOTION by Christman to CONTINUE ITEM 14.D until a future date to be determined by the City Manager; seconded by Perry and FAILED.	no	no	yes	yes	no	yes	no			3-4

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AGENDA ITEM	MOTION	VOTES								
<b>Item 11.O RESOLUTION 2023-15142</b> - for the purpose of determining outdoor dining on property owned by Michael G. Elden and Marie C. Elden and located at 210 9th Street North.	<b>MOTION</b> by Blankenship to APPROVE RESOLUTION 2023-15142; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
<b>Item 12.A CLERK TRACKING 2023-00122 AND 2023-00123</b> - appoint members to the Planning Advisory Board.	<b>MOTION</b> by McCabe to CERTIFY THE BALLOT appointing Andrew Mair as a Regular Member to the Planning Advisory Board for a three-year term commencing May 1, 2023 and expiring April 30, 2026; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
	<b>MOTION</b> by Hutchison to APPOINT John Crees as an Alternate Member to the Planning Advisory Board for a three-year term commencing May 1, 2023, and expiring April 30,2026; seconded by Petrunoff and carried.	yes	yes	no	no	yes	no	yes	4-3	
<b>Item 12.B CLERK TRACKING 2023-00118</b> - appoint Code Enforcement Board Attorney.	<b>MOTION</b> by McCabe to CERTIFY THE BALLOT appointing Matthew McConnell (Dickman Law Firm) to serve as the Code Enforcement Board Attorney; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
	<b>MOTION</b> by Blankenship to AUTHORIZE the City Attorney to draft an agreement with Matthew McConnell (Dickman Law Firm), based upon the same rate and the same terms and conditions as the previous Code Enforcement Board Attorney, and authorize the City Manager to sign that agreement; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
<b>Item 13.B RESOLUTION 2023-15144</b> - approving, ratifying and confirming the Memorandum of Understanding between the City of Naples and the American Federation of State, County, and Municipal Employees, Council no. 79, Local No. 2017 bargaining unit.	<b>MOTION</b> by McCabe to APPROVE RESOLUTION 2023-15144; seconded by Blankenship and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
<b>Item 11.P CONTINUED - RESOLUTION</b> - for the purpose of determining outdoor dining for Ridgway Bar and Grill front porch and garden seating and Tony's Off 3rd courtyard seating located at 1300 3rd Street South.	<b>MOTION</b> by McCabe to GRANT the petitioner's request to continue Item 11.P until the August 16, 2023 City Council Regular Meeting; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
<b>Item 11.Q CONTINUED - A RESOLUTION</b> - to establish amplified indoor live entertainment for the Hyatt House Naples on property located at 1345 5th Avenue South.	<b>MOTION</b> by McCabe to GRANT the petitioner's request to continue Item 11.Q until the August 16, 2023 City Council Regular Meeting; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
<b>Item 11.R CONTINUED - A RESOLUTION</b> - determining live entertainment for the business known as Ciao Bella Shop located at 779-785 5th Avenue South.	<b>MOTION</b> by McCabe to GRANT the petitioner's request to continue Item 11.R until a date uncertain; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
END OF AGENDA										

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AGENDA ITEM		MOTION	VOTES								
JULY 11, 2023 - SPECIAL MEETING											
			Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed
Item 2.A - CONSIDERATION of the repeat special event application for Cars on 5th to be held February 3, 2024.		Acting on behalf of City Council pursuant to Section 2.4 of the City of Naples Charter, Section 2-57 of the Code of Ordinances and Resolution 2023-15122, Mayor Heitmann approved the Cars on 5th Repeat Special events application for February 3, 2024 and noted that this approval would be brought forth to City Council to be ratified after summer recess.									
Item 3.A - RESOLUTION for the purpose of waiving competitive bids for the purchase of a live fire and confined space USAR training facility.		Acting on behalf of City Council pursuant to Section 2.4 of the City of Naples Charter, Section 2-57 of the Code of Ordinances and Resolution 2023-15122, Mayor Heitmann approved Resolution 2023-15145.									
END OF AGENDA											
AUGUST 14, 2023 - SPECIAL MEETING											
			Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed
Item 3 - Set Agenda.		MOTION by McCabe to SET THE AGENDA, seconded by Perry and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
AUGUST 16, 2023 - SPECIAL MEETING											
Item 7.A. RESOLUTION - For the purpose of approving contractor’s services agreements for the supply and installation of city decorative street signs.		MOTION by McCabe to APPROVE THE SET AGENDA subject to removing the June 7, 2023 City Council Regular Meeting Minutes (under Item 6.A) and Item 7.H for a separate discussion and vote; seconded by Christman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 7.B. RESOLUTION - For the purpose of adopting an Annual Special Assessment roll for The Fifth Avenue South Business Improvement District for Fiscal Year 2023-24.											
Item 7.C. RESOLUTION - for the Purpose of Approving the Fiscal Year 2023-24 Non-Ad Valorem Assessment Roll for the Aqualane Shores Utility Line Extension Assessment Area.											
Item 7.D. RESOLUTION - A Resolution for the Purpose of Approving the Fiscal Year 2023-24 Non-Ad Valorem Assessment Roll for the Bembury Assessment Area.											
Item 7.E. RESOLUTION - A Resolution for the Purpose of Approving the Fiscal Year 2023-24 Non-Ad Valorem Assessment Roll for the Gulf Acres/Rosemary Heights Assessment Area.											
Item 7.F. RESOLUTION - A Resolution for the Purpose of Approving the Fiscal Year 2023-24 Non-Ad Valorem Assessment Roll for the Seagate Undergrounding Assessment Area.											
Item 7.G. RESOLUTION - A Resolution for the Purpose of Approving the Fiscal Year 2023-24 Non-Ad Valorem Assessment Roll for the Curlew Canal Assessment Area.											
Item 7.I. RESOLUTION - A Resolution Authorizing the City Manager to Issue Purchase Orders for Payment to Cigna Health and Life Insurance Company.											
Item 7.J. RESOLUTION - A Resolution Amending Resolution 2022-14954 for the Purpose of Increasing the Annual Maximum Expenditure Limits for Outside Contracts with ACF Standby Systems, LLC.											
Item 8.A. REQUEST - for Approval of \$1,000 Donation by City to Collier County Veterans Council, Inc.											

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AGENDA ITEM	MOTION	VOTES								
Item 11.F. A RESOLUTION - for the Purpose of Determining Outdoor Dining for a Restaurant Known as Casa Neri Located at 382 5th Avenue South.	MOTION by McCabe to APPROVE RESOLUTION 2023-15159; seconded by Blankenship and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 13.A. REVIEW AND APPROVAL - of the 2024 Legislative Priorities and Appropriation Requests for the City of Naples.	MOTION by Christman to APPROVE the Legislative Priorities as revised that day; seconded by Blankenship and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 13.B. A RESOLUTION - for the Purpose of Authorizing the City Manager to Execute an Engagement Letter with Addendum, with Greenberg Traurig, LLP.	MOTION by Petrunoff to APPROVE RESOLUTION 2023-15160; seconded by Perry and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 13.C ANNOUNCEMENT - of an Executive Session Related to a U.S. Equal Employment Opportunity Commission Charge Filed in Troy Law v. City of Naples.	MOTION by Petrunoff to APPROVE the request to schedule an Executive related to a U.S. Equal Employment Opportunity Commission Charge Filed in Troy Law v. City of Naples, EEOC Charge 510-2021-06830, U.S. Equal Employment Opportunity Commission, Miami District Office, at the September 5, 2023 City Council Special Meeting at 12:30 p.m.; seconded by Christman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 14.A FIRST READING - of an Ordinance to Amend the Code of Ordinances to Provide for the Pass-through of costs to Applicants and Property Owners, which may be Incurred by the City.	MOTION by Petrunoff to TABLE Item 14.A and SCHEDULE a Workshop discussion at a later date; seconded by Christman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 12.A UPDATE - Naples Pier 30 Percent Design Plans Update.	MOTION by Blankenship to APPROVE Option Two at the 80 percent design and to provide answers to the questions asked that day when the 90 percent design is presented; seconded by Petrunoff and carried.	yes	no	yes	yes	yes	yes	yes	6-1	
12.B DISCUSSION - Related to Implementation of Section 14, SB 250.	MOTION by Perry to INSTRUCT the City Manager and City Attorney to follow Interpretation One included in the Agenda Memorandum; seconded by Christman and FAILED.	no	no	yes	yes	no	yes	no		3-4
	MOTION by Hutchison to INSTRUCT the City Manager to come back to Council at a Time Certain on a future agenda to outline the ways in which the City proposes to identify and verify property damage as it applies to Senate Bill 250. Furthermore, to INSTRUCT the City Manager and City Attorney to identify current ordinances which are applicable to Senate Bill 250 and which are considered void ab initio and provide Council with alternative ordinances and procedures which would be applied to the land development process; seconded by Petrunoff and FAILED.	yes	no	no	no	yes	no	yes		3-4



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AGENDA ITEM	MOTION	VOTES									
	<b>MOTION</b> by McCabe to MAINTAIN the laws that the City currently has in place but to suspend the enforcement thereof and to either file a lawsuit against the State or ask it to explain Senate Bill 250 in its entirety and the implications and intent in which it was done because it is unclear; seconded by Hutchison and carried.	yes	yes	no	no	yes	no	yes	4-3		
<b>12.C DISCUSSION</b> - Continued Discussion Regarding Below-Ground Parking.	<b>DISCUSSION</b> Only										
<b>END OF AGENDA</b>											
<b>SEPTEMBER 5, 2023 - SPECIAL MEETING</b>											
		<b>Heitmann</b>	<b>McCabe</b>	<b>Blankenship</b>	<b>Christman</b>	<b>Hutchison</b>	<b>Perry</b>	<b>Petrunoff</b>	<b>Passed</b>	<b>Failed</b>	
<b>Item 3</b> - Set Agenda.	<b>MOTION</b> by Christman to SET THE AGENDA subject to removing Items 7.C and 10.A from the agenda and rescheduling them on a future agenda; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0		
<b>Item 7.B UPDATE</b> - on 1st Avenue Parking Garage Real Estate Transaction.	<b>MOTION</b> by Blankenship to APPROVE Amendment Four to the Amended and Restated Public Parking Garage Agreement; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0		
	<b>MOTION</b> by Petrunoff to PROCEED with the transaction based on the information provided by the City Manager regarding the need for soil boring testing; seconded by Christman and unanimously carried	yes	yes	yes	yes	yes	yes	yes	7-0		
<b>Item 7.C RESOLUTION 2023-15162</b> - Relating to the Annual Fee for Outdoor Dining on Public Property.	No action taken - continued.										
<b>Item 8.A EXECUTIVE SESSION</b> - Regarding Troy Law v. City of Naples.	No action announced.										
<b>Item 7.D DISCUSSION AND DIRECTION</b> - Discussion and Direction on Status of City Council Priorities	No action taken										
<b>Item 8.B REVIEW AND DISCUSSION</b> - of Article V, Division 4, Sections 2-471 to 2-478 - Design Review Board.	No action taken.										
<b>8.C REVIEW AND DISCUSSION</b> - Related to a Proposed Porte Cochere for the Naples Beach Club Hotel.	<b>CONSENSUS</b> reached to send the request to the Planning Advisory Board (PAB) for its recommendation before bringing it to City Council for approval, and finally to Design Review Board (DRB) for Final Design Approval.										
<b>8.D REVIEW AND DISCUSSION</b> - Regarding the Selection of a City Attorney due to the Resignation Letter received by the City Council from the Vose Law Firm	No action taken.										
<b>Item 9.A FIRST READING</b> - of an Ordinance Amending the Aesthetic Design Standards, for Permitting of Construction and Maintenance in the Public Rights-of-Way, Public Sidewalks and Ways, Public Utility Easements, and Other Public Property.	<b>MOTION</b> by McCabe to APPROVE ITEM 9.A AT FIRST READING; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0		

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AGENDA ITEM		MOTION	VOTES								
		MOTION by McCabe to AUTHORIZE Attorney Resnick to further investigate ways to strengthen the City's Code of Ordinances as well as incorporating the three regulation proposals; seconded by Hutchison and unanimously approved.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 10.A - SECOND READING 2023-15163 - of an Ordinance Amending Regulations for Outdoor Dining on Public Propert.		No action taken.									
END OF AGENDA											
SEPTEMBER 5, 2023 - SPECIAL BUDGET MEETING											
			Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed
Item 5.A RESOLUTION 2023-15164- Determining and Fixing the 2023 Tax Levy and Tentative Millage Rate.		MOTION by Perry to APPROVE RESOLUTION 2023-15164; seconded by McCabe and carried.	yes	yes	no	yes	no	yes	yes	5-2	
Item 5.B RESOLUTION 2023-15165 - Adopt the tentative budget for the City exclusive of dependent taxing districts for FY 2023-24.		MOTION by McCabe to APPROVE RESOLUTION 2023-15165; seconded by Perry and carried.	yes	yes	no	yes	yes	yes	yes	6-1	
Item 5.C RESOLUTION 2023-15166 - Determine and fix the 2023 tax levy and tentative millage rate for East Naples Bay.		MOTION by McCabe to APPROVE RESOLUTION 2023-15166; seconded by Perry and unanimously carried.	yes	yes	yes	yes	no	yes	yes	7-0	
Item 5.D RESOLUTION 2023-15167 - Determine and fix the 2023 tax levy and tentative millage rate for Moorings Bay.		MOTION by McCabe to APPROVE RESOLUTION 2023-15167; seconded by Perry and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 5.E RESOLUTION 2023-15168 - Adopt the tentative budget for the East Naples Bay Special Taxing District.		MOTION by McCabe to APPROVE RESOLUTION 2023-15168; seconded by Perry and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 5.F RESOLUTION 2023-15169 - Adopt the tentative budget for the Moorings Bay Special Taxing District.		MOTION by McCabe to APPROVE RESOLUTION 2023-15169; seconded by Perry and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
END OF AGENDA											
September 7, 2023 - REGULAR MEETING											
			Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed
Item 3 - Set Agenda.		MOTION by Christman to SET THE AGENDA; continuing the August 16, 2023 minutes from Item 6.A, removing Item 7.F from the Consent Agenda, and adding Item 13.E seconded by Perry and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
CONSENT AGENDA ITEMS											
Item 6.A. APPROVAL - of the June 7, 2023, Regular Meeting Minutes and the August 14, 2023, Workshop Meeting Minutes.		MOTION by Blankenship to APPROVE the Consent Agenda, continuing the August 16, 2023 minutes under Item 6.A, and removing Item 7.F for separate discussion and vote; seconded by Christman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 7.A. RESOLUTION 2023-15170 - for the Purpose of Awarding Annual Service Agreements to Herc Rentals Inc., Synergy Rents LLC, and United Rentals North America, Inc.,											
Item 7.B RESOLUTION 2023-15171 - for the Purpose of Accepting and Approving the Ranking of the Top Three Firms in Order of Preference.											
Item 7.C RESOLUTION 2023-15172 - for the Purpose of Approving a Non-Recurring Standard Grant Agreement.											

# 2023 City Council ACTION REPORT

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AGENDA ITEM	MOTION	VOTES									
Item 7.D RESOLUTION 2023-15173 - for the Purpose of Approving a Non-Recurring Standard Grant Agreement with the State of Florida Department of Environmental Protection (HA010) and the City of Naples.											
Item 7.E RESOLUTION 2023-15174 - Waiving the Competitive Bidding Process and Accepting a New Three-year Agreement with ESRI, Inc											
Item 8.A CONSIDERATION - of the Repeat Special Event Applications.											
Item 8.B CLERK TRACKING 2023-00141 - ACCEPTANCE of a donation and installation of a “Revolutionary War Patriots” Marker in Cambier Park by the Daughters of the American Revolution.											
END OF CONSENT AGENDA ITEMS											
Item 7.F RESOLUTION 2023-15175 - Approving the Renewal of Property, Liability and Workers’ Compensation Insurance	MOTION by Blankenship to APPROVE RESOLUTION 2023-15175; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 12.A RESOLUTION 2023-15176 - for the Purpose of Approving a Professional Services Agreement Between the Naples Community Redevelopment Agency (CRA), The City of Naples and CBRE, INC. for the Provision of Annual Professional Real Estate Services Required by the City of Naples in an Annual Amount Not-to-Exceed \$100,000.00 Through Fiscal Year 2025-2026.	MOTION by Perry to ACCEPT added Exhibits A through D; seconded by Christman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	yes	7-0	
	MOTION by Blankenship to APPROVE RESOLUTION 2023-15176; seconded by Hutchison and unanimously carried. Staff is directed to return to Council after meetings with CBRE, Inc. representatives with the scope of work for individual projects.	yes	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 12.B UPDATE AND DIRECTION - Regarding Proposed Underground Utility Projects in Aqualane Shores, Port Royal, and Royal Harbor.	MOTION by Blankenship to AUTHORIZE the City Manager to move forward with the RFQ process, return to Council with a methodology for paying for the consultant, and secure a written commitment from each homeowner association to fully cover all non-assessment costs incurred in the event no assessment is imposed; seconded by Christman and carried 5-2 (McCabe and Heitmann dissenting).	no	no	yes	yes	yes	yes	yes	yes	5-2	
Item 13.A RESOLUTION 2023-15177 - for the Purpose of Amending the Contract with Zambelli Fireworks Manufacturing Company.	MOTION by McCabe to APPROVE RESOLUTION 2023-15177; seconded by Hutchison and unanimously carried. Consensus to proceed with December 31, 2023 fireworks.	yes	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 13.B ANNOUNCEMENT - of an Executive Session for the Purpose of Advice and Discussion of Settlement Negotiations Related to Litigation in Donna Burns v. City of Naples.	ANNOUNCEMENT of Executive Session on September 20, 2023 at 12:30 p.m.										
Item 13.C RESOLUTION 2023-15178 - for the Purpose of Amending Appendix “A”, Fees and Charges Schedule of the Code of Ordinances to Reflect Fee Market Research Adjustments Effective October 1, 2023, for the Cambier Park Tennis Fees and Waterways (City Dock).	MOTION by McCabe to APPROVE RESOLUTION 2023-15178; seconded by Hutchison and carried 6-1 (Petrunoff dissenting)	yes	yes	yes	yes	yes	yes	yes	no	6-1	

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AGENDA ITEM		MOTION	VOTES								
Item 15.B ORDINANCE 2023-165180 - Second Reading of an Ordinance Amending the Aesthetic Design Standards, for Permitting of Construction and Maintenance in the Public Rights-of-Way, Public Sidewalks and Ways, Public Utility Easements, and Other Public Property.		MOTION by McCabe to ADOPT Ordinance 2023-15180; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 15.C ORDINANCE 2023-165181 - Second Reading of an Ordinance Amending Special Event Permit Regulations.		MOTION by McCabe to ADOPT Ordinance 2023-15181; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
END OF AGENDA											
September 20, 2023 - SPECIAL MEETING											
			Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed
Item 5.A RESOLUTION 2023-15206 - Determining and Fixing the 2023 Tax Levy and Final Millage Rate for the City of Naples.		2023 Tax levy and Operating Millage Rate for the City of Naples, Florida is adopted at 1.1700mills as set forth in Resolution 2023-15206; carried.	yes	yes	no	yes	no	yes	yes	5-2	
Item 5.B RESOLUTION 2023-15207 - Adopting the Final Budget for the City of Naples.		The Final Budget of the City of Naples for Fiscal Year 2023-24 is adopted as set forth in Resolution 2023-15207; unanimously carried.	yes	yes	no	yes	yes	yes	yes	6-1	
Item 5.C RESOLUTION 2023-15208 - Determining and Fixing the 2023 Tax Levy and Final Millage Rate for the East Naples Bay Special Taxing District.		The 2023 tax levy and millage rate for the East Naples Bay Special Taxing District is adopted at 0.5000 mills as set forth in Resolution 2023-15208; unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 5.D RESOLUTION 2023-15209 - Determining and Fixing the 2023 Tax Levy and Final Millage Rate for the Moorings Bay Special Taxing District.		The 2023 tax levy and millage rate for the Moorings Bay Special Taxing District is adopted at 0.0125mills as set forth in Resolution 2023-15209; unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 5.E RESOLUTION 2023-15210 - Adopting the Final Budget for the East Naples Bay Special Taxing District.		The Final Budget of the East Naples Bay Special Taxing District is adopted as set forth in Resolution 2023-15210; unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 5.F RESOLUTION 2023-15211 - Adopting the Final Budget for the Moorings Bay Special Taxing District.		The Final Budget of the Moorings Bay Special Taxing District is adopted as set forth in Resolution 2023-15211; unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
END OF AGENDA											
October 4, 2023 - REGULAR MEETING											
			Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed
Item 3 - Set Agenda.		MOTION by Blankenship to SET THE AGENDA with the changes as outlined; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
CONSENT AGENDA ITEMS											
Item 6.A - APPROVAL - of the September 7, 2023 Regular Meeting Minutes and the September 20, 2023 Special (Budget) Meeting Minutes.		MOTION by Blankenship to APPROVE THE CONSENT AGENDA; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 7.A - RESOLUTION 2023-15112 - A Resolution Approving an Agreement with the Collier Community Foundation for the Purpose of Establishing a Designated Pass-Through Fund for the Naples Pier Project.											

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AGENDA ITEM	MOTION	VOTES									
	MOTION by McCabe to APPOINT Timothy Moffitt, Debbie Groover, and Joy Spivak for three-year terms on the Citizens' Police Review Board; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	yes	7-0	
	MOTION by McCabe to APPOINT Mike Faucett, John Krol, and Nicholas Spahr for three-year terms on the Code Enforcement Board; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	yes	7-0	
<b>Item 13.A DISCUSSION AND DIRECTION</b> - Consider Approval of a Right-of-Way Permit to Install a Monumental Mailbox at 1675 Gordon Drive.	No action taken.										
<b>Item 14.A FIRST READING</b> - First Reading of an Ordinance amending the minimum lot size in the PS Public Service District.	MOTION by Blankenship to APPROVE ITEM 14.A AT FIRST READING; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	yes	7-0	
<b>Item 15.A ORDINANCE 2023-15224</b> - Second Reading of an Ordinance Amending Sections of the Public Art Advisory Committee, Community Services Advisory Board, Public Art, and the Design Review Board.	MOTION by McCabe to ADOPT ORDINANCE 2023-15224; seconded by Blankenship and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	yes	7-0	
<b>END OF AGENDA</b>											
<b>October 30, 2023 - SPECIAL MEETING</b>											
		<b>Heitmann</b>	<b>McCabe</b>	<b>Blankenship</b>	<b>Christman</b>	<b>Hutchison</b>	<b>Perry</b>	<b>Petrunoff</b>	<b>Passed</b>	<b>Failed</b>	
<b>Item 3</b> - Set Agenda.	MOTION by Perry to APPROVE adding Item 7.D; seconded by Petrunoff and carried 6-1.	yes	no	yes	yes	yes	yes	yes	6-1		
<b>Item 6.A REVIEW AND DISCUSSION</b> - of Article V, Division 4, Sections 2-471 to 2-478 - Design Review Board.	Consensus reached to strike Sec. 58-1134 (5) Adjacent preexisting setbacks in the 5th Ave. South Special Overlay District and replace it with the requirement that adjustments to a setback would be make through the variance process.										
<b>Item 6.B FOURTH AMENDMENT</b> - CLERK TRACKING 2023-00166 - to Interlocal Agreement Between Collier County and the City of Naples, Governing the Use of City of Naples Beach Parking Facilities and Parks and Recreation Programs.	MOTION by Christman to APPROVE CLERK TRACKING 2023-00166; seconded by Perry and carried.	yes	no	yes	yes	no	yes	no	4-3		
<b>Item 7.A DISCUSSION</b> - for the Purpose of Obtaining Direction on the Updated Interlocal Agreement Between the Collier County Public Schools and the City of Naples Related to the Use of Seagate Park, Naples High School Tennis Courts, and a Request to Use Fleischmann Park's Sand Volleyball Courts.	Discussion only.										
<b>Item 7.B CONSIDERATION (FAILED)</b> - Request to Waive Facility Rental Fees at Fleischmann Park for The Gulf Coast Veterans & Friends.	MOTION by Hutchison to WAIVE the facility rental fees; seconded by Heitmann and failed.	yes	no	no	no	yes	no	no		2-5	
<b>Item 7.C ANNOUNCEMENT</b> - of an Executive Session Related to Neapolitan Enterprises, LLC vs. The City of Naples, Olde Naples Building LLC and Broad Avenue LLC.	Announcement made.										
<b>Item 7.D - (ADDED ITEM)</b> Request for approval to Reconsider a Motion for Denial of Petition 23-V2 which was heard at the October 18, 2023 Regular Meeting.	MOTION by Blankenship to RECONSIDER vote to deny Petition 23-V2; seconded by Christman and carried.	yes	no	yes	yes	no	no	yes	4-3		
<b>Item 9. Communications from the Mayor, City Council, and Staff.</b>	Consensus reached to schedule a half hour presentation regarding the 2023 Collier County Community Assessment at a future City Council										
<b>END OF AGENDA</b>											

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AGENDA ITEM		MOTION	VOTES								
November 1, 2023 - REGULAR MEETING											
Item 3 - Set Agenda.		MOTION by Blankenship to SET THE AGENDA subject to adding Item 4.C and considering Item 13.A immediately after Item 11.A; seconded by Hutchison and unanimously carried.	Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed
			yes	yes	yes	yes	yes	yes	yes	7-0	
CONSENT AGENDA ITEMS											
Item 6.A - MINUTES - Approval of the September 5, 2023, Special Meeting Minutes.		MOTION by Blankenship to APPROVE THE CONSENT AGENDA; seconded by Perry and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 7.A RESOLUTION 2023-15245 - A Resolution for the Purpose of Approving a Three-year Contractor's Services Agreement, with an Option of Two One-Year Renewals, Between the City of Naples and Earth Tech Environmental LLC.											
Item 7.B RESOLUTION 2023-15246 - A Resolution for the Purpose of Amending the Fiscal Year (FY) 2023-24 Budget Adopted by Resolution 2023-14943.											
Item 7.C RESOLUTION 2023-15247 - A Resolution Accepting a Five-Foot-Wide Easement for Access, Ingress and Egress Over and Across the Property Owned by TAG 331, LLC											
Item 7.D RESOLUTION 2023-15248 - A Resolution for the Purpose of Approving a Contract by Purchase Order to Ten-8 Equipment, Inc.											
Item 7.E RESOLUTION 2023-15249 - A Resolution For the Purpose of Approving an the Annual Professional Real Estate Services											
Item 8.A SPECIAL EVENTS - Consideration of the Repeat Special Event Applications Enumerated Below: 1) Annual Fleet Review & Commissioning Ceremony - Naples Yacht Club; 2) Holiday Stroll - Naples Design District; and 3) the 8th Annual Red Gala - Naples Airport.											
END OF CONSENT AGENDA ITEMS											
Item 11.A RESOLUTION 2023-15250 - Consider a Resolution Determining Outdoor Dining Petition 23-OD17, Approving 15 Tables, 64 Chairs, and 12 New Planters, for Le Colonial.		MOTION by McCabe to APPROVE RESOLUTION 2023-15250; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 12.A UPDATE ONLY - on the 1st Avenue South Public Parking Garage Project.		Update only.									
Item 13.A RESOLUTION 2023-15251 - Consider a Resolution Authorizing a Temporary Use Pursuant to Section 46-39(b)(3), Natural Disaster Recovery, of the City of Naples Code of Ordinances, for the Port Royal Club.		MOTION by McCabe to APPROVE RESOLUTION 2023-15251; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 13.B RESOLUTION 2023-15252 - Consider a Resolution Approving an LED Lighting Agreement with Florida Power & Light Company (FPL) for the Conversion of Existing Light Emitting Diode (LED) Lighting Fixtures Throughout Residential Areas of the City.		MOTION by Petrunoff to APPROVE RESOLUTION 2023-15252 subject to the condition that a shielding test be conducted and that additional light shields may be requested by the City; seconded by McCabe and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 13.C SPECIAL EVENTS - Consideration of the New Special Event Applications Enumerated Below: 1) UAC Gala – Naples Airport; 2) Pet Lovers Dance Party – Naples Airport; and 3)YogaCAN – Baker Park.		MOTION by Blankenship to APPROVE ITEM 13.C, seconded by Perry and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 15.A ORDINANCE 2023-15253 - Second Reading of an Ordinance Amending the Minimum Lot Size in the PS Public Service District.		MOTION by McCabe to ADOPT ORDINANCE 2023-15253; seconded by Blankenship and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
END OF AGENDA											

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AGENDA ITEM		MOTION	VOTES								
Item 12. A DISCUSSION - Short-term Airport Noise Mitigation Measures.		Consensus reached for designated City officials to continue meeting with Naples Airport Authority (NAA) staff monthly and provide a written summary of these meetings with a joint meeting with the NAA planned for this spring.									
Item 13.A UPDATE - Community Rating System (CRS) Cycle Review.		Review and discussion only.									
Item 13.B SPECIAL EVENTS - Consideration of a Repeat Special Event Application from Naples Pride to Host Naples Pride Fest at Cambier Park.		MOTION by Christman to APPROVE; seconded by Perry and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 13.C DISCUSSION AND DIRECTION - Discussion Regarding the Search and Selection Process for City Attorney.		Majority direction for staff to: perform the search process, begin updating the recruitment brochure (draft to be presented in mid-January), provide prior city attorney contracts for review, and explore how paralegals might assist the legal dept. Final selection to be made after the March 19, 2024 election.									
Item 13.D PERFORMANCE REVIEW - Performance Review of the City Clerk.		MOTION by McCabe to APPROVE an increase in the same amounts as previously approved for all non-bargaining employees over the past 3 years (13% total) retroactive to October 1, 2023; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
END OF AGENDA											
December 6, 2023 - REGULAR MEETING											
			Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed
		MOTION by McCabe to SET THE AGENDA subject to adding Item 4.B, continuing Item 9.A until January 18, 2023, and removing Event Applications 4 and 5 From Item 8.B on the Consent Agenda for a separate discussion; seconded by Perry and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
CONSENT AGENDA ITEMS											
Item 6.A MINUTES - Approval of Various City Council Meeting Minutes											
Item 7.A RESOLUTION 2023-15259 - Consider a Resolution Awarding a Contract for the Installation of 62 Wapro Stormwater Backflow Preventers											
Item 7.B RESOLUTION 2023-15260 - Consider a Resolution Approving an Interlocal Agreement with Collier County for a Joint Stormwater and Water Utility Project within the Big Cypress Golf and Country Club Estates Community.											



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AGENDA ITEM	MOTION	VOTES									
END OF AGENDA											
December 18, 2023 - REGULAR MEETING											
		Heitmann	McCabe	Blankenship	Christman	Hutchison	Perry	Petrunoff	Passed	Failed	
Item 3 - Set Agenda	MOTION by Petrunoff to SET THE AGENDA removing Items 7.B and 7.D from the Consent Agenda; seconded by McCabe and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0		
CONSENT AGENDA ITEMS											
Item 6.A MINUTES APPROVAL - of October 18 City Council Meeting Minutes.	MOTION by McCabe to APPROVE THE CONSENT AGENDA removing Items 7.A, 7.B, and 7.D; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	Yes	7-0		
Item 7.C RESOLUTION 2023-15270 - Approve a standard grant agreement LPA0590 with the Fl. Dept. of Environmental Protection accepting \$2.4 million funding for the stormwater outfall check valve installation project.											
Item 7.E RESOLUTION 2023-15272 - Approve task order No. 1 with Humiston and Moore Engineers to provide seall design, permitting and construction oversight for 5 beach ends as part of Hurricane Ian recovery. (amount - \$205,143.75)											
Item 7.F RESOLUTION 2023-15273- Approve a first amendment to agreement with Naples Fire Protection Inf to consent to assignment of the agreement to											
Item 7.G RESOLUTION 2023-15274 - Declare the Council shall not be in session from 8 am 12/19/23 to 8:30 a.m. 1/11/24.											
Item 8.A APPROVAL - Approval of the Park Shore Fund Public Art Designed by Raymond Lutgert.											
Item 8.B ACKNOWLEDGE CLERK TRACKING 2023-00188- the Selection of John Heinze on the Board of Trustees of the Firefighters' Retirement Trust Fund.											
Item 8.C CONSIDERATION - of the Repeat Special Event Applications Enumerated Below: 1) Private Party – 40 32nd Ave 2) Private Party – 40 32nd Ave 3) MLK Day Parade and Celebration											
END OF CONSENT AGENDA ITEMS											
Item 7.A RESOLUTION 2023-15268 - Amend Appendix A Fees and Charges schedule to add a fee for restricted charters to drop off/pick up 6 passengers maximum per day at the City Dock for those restricted charters approved for landside use at the Dock.	MOTION by Christman to APPROVE RESOLUTION 2023-15268 to increase the fees as proposed but maintaining the maximum number of passengers stipulated by the Code; seconded by Perry and carried 5-2 (Hutchison and Heitmann dissenting).	no	yes	yes	yes	no	yes	yes	5-2		
Item 7.B RESOLUTION 2023-15269 - Approve Amendment No. 1 to standard grant agreement LPA0343 with the Fl. Dept. of Environmental Protection accepting an additional \$10 million for the Gulf of Mexico stormwater outfall removal and water quality project for total funding of \$15 million.	MOTION by Petrunoff to APPROVE RESOLUTION 2023-15269; seconded by McCabe and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0		

## 2023 City Council ACTION REPORT

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## Office of the City Clerk

Patricia L. Rambosk, MMC, City Clerk

Phone: 239-213-1015

prambosk@naplesgov.com

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