

MINUTES OF THE REGULAR MEETING OF THE NAPLES CITY COUNCIL HELD IN THE PARKS & RECREATION BUILDING, NAPLES, FLORIDA, WEDNESDAY, AUGUST 15, 1979 AT 9:05 A.M.

Present: James F. McGrath
Vice - Mayor

C. C. Holland
Wade H. Schroeder
Randolph I. Thornton
Edward A. Twerdahl
Kenneth A. Wood
Councilmen

Absent: R. B. Anderson
Mayor

Also Present: George M. Patterson, City Manager
David W. Rynders, City Attorney
Edward C. Smith, Assistant to the City Manager
Janet Cason, City Clerk
Roger Barry, Community Development Director
Randy Davis, Parks & Recreation Director
Mark Wiltsie, Purchasing Supervisor
John McCord, Engineering Director
William Savidge, Public Works Director
Franklin Jones, Finance Director
Nat Hooper, Sr. Engineering Technician
Max Hasse, Parks & Recreation Dept.

Reverend Richard W. Rohrer
Charles Andrews
Harry Rothchild
Sam Aronoff
William Shearston
Willard Merrihue
Thomas Archer
Ron Gill
Robert Tiffany
Robert Forsythe
Robert Russell
Mr. & Mrs. Falch
Dallas Rudrud
Claude Haynes
Bill Garner
Cliff Demaris
Ken DeVane
E. T. Brisson

News Media: David Weakly, TV-9
 Susan Gardner, TV-9
 Paul Stanford, TV-9
 Gary Baranik, Naples Daily News
 Allen Bartlett, Ft. Myers News Press
 Mike Kaplan, Miami Herald
 Tom Lowe, WBBH
 Frank Rinella, Naples Star
 Chuck Faber, TV-20
 Jerry Pugh, TV-9

Other interested citizens and visitors.

Vice-Mayor McGrath called the meeting to order at 9:05 a.m. and noted that he had been asked that Agenda Item 5 be moved up on the agenda. Motion made by Mr. Schroeder to move Item 5 up on the agenda, seconded by Mr. Wood and carried on consensus.

AGENDA ITEM 5, Presentation to the City Council by Collier County Veterans' Organization for Patriotic Celebration, Inc., for its cooperation in assisting their organization with the Fourth of July parade.

Max Hasse introduced Mr. Ron Gill who presented a plaque to Max Hasse and Randy Davis of the Parks & Recreation Dept. and thanked both of them for their help in the July 4th celebration.

Mr. Hasse then introduced E.T. Brisson, President of Collier County Veterans' Organization for Patriotic Celebrations, Inc., who presented plaques to the following:

- City of Naples - Vice-Mayor McGrath
- Board of County Commissioners - Thomas Archer
- Naples Daily News - Gary Baranik
- Ft. Myers News Press - Allen Bartlett
- Naples Star - Frank Rinella
- Miami Herald - Mike Kaplan
- Cablevision - Susan Gardner
- Naples Chamber of Commerce

Mr. Brisson thanked everyone for their help in the celebration.

It was then noted by Vice-Mayor McGrath that there was a resolution which needed to be placed on the agenda as an emergency.

Motion made by Mr. Thornton seconded by Mr. Twerdahl to place the item on the agenda on an emergency basis carried on roll call vote, 6-0.

City Attorney Rynders read the below titled resolution by title for Council's consideration.

A RESOLUTION GRANTING PERMISSION TO THE CITY OF NAPLES TO DO MAINTENANCE DREDGING IN AN EXISTING CHANNEL IN NAPLES BAY, GORDON PASS AND THE GULF OF MEXICO; PROVIDING THAT THIS RESOLUTION IS OF AN EMERGENCY NATURE; AND PROVIDING AN EFFECTIVE DATE.

City Attorney Rynders noted for Council that the letter from the Department Of Environmental Regulation had to be read into the record in its entirety, which he did. (Attachment #1)

Mr. Thornton moved to adopt Resolution 3311, seconded by Mr. Twerdahl, and carried on roll call vote, 6-0.

RETURN TO REGULAR AGENDA

AGENDA ITEM 3. Approval of Minutes

Vice-Mayor McGrath called Council's attention to the minutes of the Workshop Meeting held on July 31, 1979 and the Regular Meeting held on August 1, 1979; whereupon Mr. Wood moved approval of the minutes as presented, seconded by Mr. Schroeder and carried on roll call vote, 6-0.

Let the record show that the presentation by the Collier County Veterans' Organizations for Patriotic Celebrations, Inc. to TV Channel 20, Chuck Faber, was made by Ron Gill at this time.

AGENDA ITEM 4. Community Development Department/Naples Planning Advisory Board:

AGENDA ITEM 4-a. Comprehensive Plan Amendment

Citizen's National Bank has requested a change in land use designation from "Residential Use/Medium Density" to "General Commercial Use" for the property at 3001-3033 Riviera Drive, northwest of Riviera and Ketch Drives.

An ordinance amending the land use element of the Comprehensive Plan for the City of Naples to provide for a change in designation of property located at 3001-3033 Riviera Drive, Naples, Florida, more particularly described as Lots 13 and 14, Block C, Moorings Unit Number 6, from "Residential Use, Medium Density" to "General Commercial Use"; and providing an effective date. Purpose: To amend the City's Comprehensive Plan as set forth herein.

Vice-Mayor McGrath noted that the Planning Advisory Board recommended denial of this request. Robert Forsythe, representing the Citizen's National Bank, showed a map of the Citizen's National Bank and surrounding area. Clarence Falch representing the Camelot Club spoke in support of request. Dallas Rudrud of the Camelot Club also spoke in support of this action; and Claude Haynes of the Citizen's National Bank noted that Scott Foster, president of the Moorings Property Owners Association supported the change. Charles Andrews, resident of the Moorings, spoke against the change. City Attorney Rynders read the above titled ordinance by title for Council's consideration on First Reading. Mr. Holland moved approval of this ordinance on First Reading, seconded by Mr. Schroeder and carried on roll call vote, 5-1 with Mr. Twerdahl voting no.

AGENDA ITEM 4-b. Request for a change of Zone from "R3-12", Multi-Family Residential to "O", Office District (Introduction of Ordinance), by Citizens National Bank for a property at 3001-3033 Riviera Drive, northwest of Riviera and Ketch Drives.

First Reading of Ordinance:

An ordinance rezoning Lots 13 and 14, Block "C", Moorings, Unit No.6, from "R3-12", Residential to "O" Office District; directed that the Zoning Atlas be revised to reflect said rezoning; and providing an effective date. Purpose: To rezone above - described property at request of owner.

City Attorney Rynders read the above titled ordinance by title for consideration by Council on First Reading, whereupon Mr. Holland moved approval of this ordinance on First Reading, seconded by Mr. Schroeder and carried.

AGENDA ITEM 6. Appointment of two members to Board Of Appeals. Requested by Mayor Anderson.

Motion made by Mr. Wood to appoint Dr. James McGee and Mr. Clyde Roth to the Board of Appeals, seconded by Mr. Schroeder and carried by consensus of Council.

City Attorney Rynders read the below titled resolution in its entirety for Council's consideration inserting the names of Dr. McGee and Mr. Roth.

A RESOLUTION APPOINTING TWO MEMBERS TO THE BOARD OF APPEALS;
AND PROVIDING AN EFFECTIVE DATE.

Mr. Holland moved to adopt Resolution 3312, seconded by Mr. Thornton, and carried on roll call vote 6-0.

Vice-Mayor McGrath noted that the Mayor had requested an item be added to the Agenda as an emergency reference to the Senior Girls Little World Series in Waco, Texas. Mr. Holland moved to add this item to the agenda, seconded by Mr. Schroeder and carried on roll call vote 6-0.

City Attorney Rynders read the below titled resolution by title for Council's consideration, inserting the figure of a donation of \$400.00 to be inserted, and noted the emergency nature of this action.

A RESOLUTION COMMENDING THE NAPLES SENIOR LITTLE LEAGUE SOFTBALL TEAM FOR ACHIEVING THE DISTINGUISHED HONOR OF PLAYING IN THE SENIOR GIRLS LITTLE LEAGUE WORLD SERIES IN WACO, TEXAS; PROVIDING FOR A DONATION TO BE MADE BY THE CITY OF NAPLES TO SAID TEAM; AND PROVIDING AN EFFECTIVE DATE.

Mr. Holland moved to adopt Resolution 3313 congratulating the Naples Senior Little League Softball Team and making a donation of \$400.00, also that a telegram be sent to them by the City Clerk, making them aware of this, motion seconded by Mr. Wood and carried on roll call vote 6-0.

AGENDA ITEM 7. Appointment of Consultant Selection Committee - Beach Erosion Study. Requested by Engineering

City Attorney Rynders read the below titled resolution by title for Council's consideration.

A RESOLUTION APPOINTING A CONSULTANT SELECTION COMMITTEE FOR THE PURPOSE OF EVALUATING CONSULTANTS AND MAKING RECOMMENDATIONS TO COUNCIL REGARDING THEIR QUALIFICATIONS AND ABILITY TO PROVIDE PROFESSIONAL SERVICES RELATIVE TO A BEACH MANAGEMENT STUDY; AND PROVIDING AN EFFECTIVE DATE.

Mr. Holland moved for adoption of Resolution 3314 which accepted the City Manager's recommendation to appoint Roger Barry, John McCord and Ed Smith to this committee, seconded by Mr. Twerdahl and carried on roll call vote, 6-0.

AGENDA ITEM 8. Resolution requesting Collier County to have the 201 consultants review the revised wasteload allocation for the City of Naples sewage treatment plant; and providing an effective date. Recommended by Consulting Engineer.

City Attorney Rynders read the above titled resolution by title for consideration by Council. Mr. Schroeder moved to adopt Resolution 3315, seconded by Mr. Twerdahl and carried on roll call vote, 6-0. Mr. Twerdahl inquired about the procedures to be followed to keep this action moving to which City Manager Patterson replied that after the County's 201 consultant reviewed the resolution, he would refer it back to the City and then the City would go both to Tallahassee and to EPA; and after they have reviewed and approved it, then the City would be in a position to apply for grant funds. The City Manager also stated that he would bring alternatives before Council regarding total costs, noting what would be grant-eligible and not grant-eligible, in the event that City would have to decide whether to fund some or all of the costs. He further noted that he had requested Ted Smallwood to prepare these alternatives.

AGENDA ITEM 9. Purchasing:

AGENDA ITEM 9-a. Sound reinforcement system, City Council Chambers.

City Attorney Rynders read the below titled resolution by title for consideration by Council noting the award to Sound & Signal Systems in the amount of \$12,102.00.

A RESOLUTION AWARING BID FOR THE INSTALLATION OF A SOUND SYSTEM IN THE CITY COUNCIL CHAMBERS; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A CONTRACT THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Discussion was held by Council members and City Manager as to why the bids were so much lower this time than at the first bid. Mr. Wood also noted that he had checked with an expert in this field and that this bid was lower by almost \$4,000.00 than the expert had told him to expect. Mr. Schroeder moved to adopt Resolution 3316, seconded by Mr. Twerdahl, and carried on roll call vote 6-0.

AGENDA ITEM 9-b. Bid Awards - submersible sewage pumps.

City Attorney Rynders read the below titled resolution by title for Council's consideration.

A RESOLUTION AWARDDING BID FOR THE FURNISHING OF FOUR (4) DRY PIT SEWAGE PUMPS AND TWO (2) SUBMERSIBLE SEWAGE PUMPS; AND AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Mr. Holland moved adoption of Resolution 3317, seconded by Mr. Twerdahl, and carried on roll call vote, 6-0.

AGENDA ITEM 9-c. Bid Award - automation of repumping facilities, North Naples and East Naples pumping stations.

City Attorney Rynders read the below titled resolution by title for Council's consideration.

A RESOLUTION AWARDDING BID FOR AUTOMATION OF REPUMPING FACILITIES; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A CONTRACT THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Mr. Holland moved adoption of Resolution 3318, seconded by Mr. Twerdahl, and carried on roll call vote, 6-0.

AGENDA ITEM 9-d Bid Awards - water meters (annual)

City Attorney Rynders read the below referenced resolution by title for consideration by Council.

A RESOLUTION AWARDDING BIDS FOR THE CITY'S ANNUAL REQUIREMENTS FOR WATER METERS; AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Mr. Thornton moved adoption of Resolution 3319, seconded by Mr. Holland, and carried on roll call vote, 6-0.

AGENDA ITEM 9-e. Bid Awards - drainage material (annual)

City Attorney Rynders read the below captioned resolution by title for Council's consideration.

A RESOLUTION AWARDDING BIDS FOR THE CITY'S ANNUAL REQUIREMENTS FOR DRAINAGE MATERIALS; AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Mr. Holland moved adoption of Resolution 3320, seconded by Mr. Twerdahl, and carried on roll call vote, 6-0.

AGENDA ITEM 9-f. Bid Awards - two garbage trucks

City Attorney Rynders read the below titled resolution by title for consideration by Council, noting the award to H.F. Mason Equipment Corporation for one 35 yard front-end loading garbage truck, in the amount of \$67,531.00 and the award to Southland Equipment Corporation for one 25 yard rear-loading garbage truck in the amount of \$49,534.00.

A RESOLUTION AWARDDING BIDS FOR ONE 35 YARD FRONT-END LOADING GARBAGE TRUCK AND ONE 25 YARD REAR-LOADING GARBAGE TRUCK; AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Mr. Thornton moved adoption of Resolutoin 3321, seconded by Mr. Schroeder.

Cliff Demaris for H. F. Mason Equipment Corporation spoke in support of also awarding the bid for the 25 yard rear-loading garbage truck to his company. At Mr. Holland's request, Mr. Savidge reported his knowledge of the equipment in that, the truck from H. F. Mason did perform as noted; however he deferred to Mark Wiltsie of Purchasing who confirmed that the Southland truck did meet specification. Mr. Ken DeVane of South Florida Engineering Company of Tampa spoke in reference to Item #1 in support of the front-end loading truck they had bid. Motion carried on roll call vote 6-0.

CORRESPONDENCE AND COMMUNICATION

Mr. Twerdahl inquired about the indication in the Water Summery about the decreasing water supply. City Manager explained that the activation of the Golden Gate water fields would take care of this.

There being no further business to come before this Regular Meeting of the Naples City Council, Vice-Mayor McGrath adjourned the meeting at 10:40 a.m.

James E. McGrath, Vice-Mayor

Janet Cason
Janet Cason
City Clerk

These minutes of the Naples City Council were approved on 09-05-79

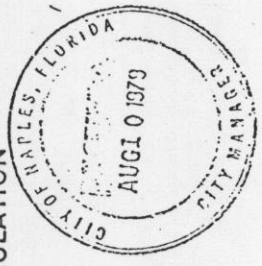
TWIN TOWERS OFFICE BUILDING
2600 BLAIR STONE ROAD
TALLAHASSEE, FLORIDA 32301



BOB GRAHAM
GOVERNOR
JACOB D. VARN
SECRETARY

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL REGULATION

August 6, 1979



City Manager
City of Naples
Naples, Florida 33940

Dear Sir:

File No: 11-19518, Collier County
City of Naples

The Department of Environmental Regulation staff has performed a biological survey for the above project and offers the following comments to be considered by the Board of Commissioners as required by Subsection 253.124(3), Florida Statutes.

The U. S. Army Corps of Engineers proposes to maintenance dredge an existing channel in Naples Bay, Gordon Pass, and the Gulf of Mexico. The purpose of construction is to provide the original dimensions of the channel.

The project encompasses 11,000 ft. beginning in Naples Bay, about 1,100 ft. north of Marker 21, and ending in the Gulf of Mexico, about 400 ft. west of Marker 3 (please see map). The cut design features depths of 12 ft. in Naples Bay increasing to 14 ft. in Gordon Pass and the Gulf. The increase begins about 300 ft. east of Marker 5. 5:1 slopes will be provided. Width of channel is from 100 ft. in the bay to 225 ft. in the Gulf allowing room for sand settling.

Approximately 185,000 cubic yards of material will be dredged and spoiled on a beach adjacent to Gordon Pass and south of an existing rip-rap revetment. Approximately 30 percent of the spoil will be placed below mean high water. A hydraulic dredge with pipeline will be used to facilitate dredging. Turbidity will not be contained but State Water Quality Standards are not to be exceeded.

The general biophysical features of site include location of project in Naples Bay extending into the Gulf of Mexico. Naples Bay is a natural estuarine area which has been heavily encroached upon by development in the past. Significant portions of mangrove forests have been eliminated by dredging/fill operations to provide areas for commercial and residential construction. Northern portions of the Bay and Gordon River have and are receiving municipal discharges.

Letter to City Manager, Naples
August 6, 1979
Page Two

Presently, the Bay is showing signs of recovery. Extensive sampling has yielded data revealing an increase in productivity. Several portions of the Lower Bay and Doctor's Pass remain undeveloped. Naples Bay is designated as a Class II waterbody as is Gordon Pass and the Gordon River.

The specific site consists of the existing channel in Naples Bay through Gordon Pass to the Gulf of Mexico. Ten sampling stations were selected to determine biological and geological bottom types and physical parameters. All stations are located in the channel on a rising tide. Station location and complete results are listed on attached sheet. A bucket dredge was used to obtain samples.

The sampling began near Marker 22 on an overcast day. The area between Marker 22 and 600 ft. east of Marker 18 yielded sediments consisting of silt, sand, shell fragments, and organic detritus. Abundant epibenthic and benthic organisms included smphipods (Gammarus sp.), polychaetes (Lumbrinereidae, Terebellidae, Glyceridae, Serpuliidae), bivalves (Massarius sp., Tellina sp.). Other organisms included molluscs (Arca sp., Turricella sp.), polychaetes (Onuphis sp.), phoronids and crustacea (Emerita talpoides, Pagurus longicarpus Xanthidae), fish (Mugil sp., Syngnathus sp.) and tunicates. Located to the north, adjacent to the channel, are several small inlets developed for residential homesites and, to the south, mangrove islands and Doctor's Pass. Depths ranged between 8 - 10 ft. mean low water.

From Marker 18 to Marker 7A the bottom sediments consist of limerock and shell. Organisms were not as abundant but included some gammarid amphipods, crustaceans (P. longicarpus), serpulid polychaetes and molluscs (Crassostrea virginicus, Fissurella sp., Crepidula sp., Marginella sp.) and brittle stars (Ophiotrix sp.). Depths range from 14 ft. mean low water (near Marker 18) to 12 ft. (near Marker 13) to 20 ft. (near Marker 7A).

From Marker 7A into the Gulf to Marker 2 a highly dynamic area exists. Sands continuously shift throughout the channel area and along the coast. Expectedly, faunal types are minimal and no organisms were collected. Depths recorded averaged 13 ft. mean low water near Marker 2 to 8 ft. mean low water near Marker 5.

The spoil area consists of a 2,500 ft. by 3 ft. stretch of beach along Keewaydin Island. Looking south along the shore, observations reveal a high energy beach where several Australian pines have been undermined by wave action. Major fauna consists of coquina (Donax sp.).

In summary, the first 2,400 ft. of the project consist of a highly diversified and productive bottom essential in estuarine maintenance. Productivity rapidly decreases on the bottom from approximately Marker 18 to Marker 2. A change in sediments from silt/sand to hard/rock bottoms suggests scouring by stronger currents due to construction of the waterway and the daily tides.

Letter to City Manager, Naples
August 6, 1979
Page Three

ATTACHMENT # 1

The proposed construction will eliminate about 240,000 ft.² of highly productive benthic habitat. In turn this will adversely interfere with the ability of a Class II waterbody to support fish and marine organism propagation and population.

Denial of the project is recommended because of violation of Chapter 17-4, Florida Administrative Code, and Chapter 253, Florida Statutes.

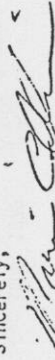
However, a permittable project is feasible if the northernmost 2,400 ft. of project were eliminated from dredging and design depths were maintained for remainder of project.

The U. S. Army Corps of Engineers have agreed to shorten the limits of the project to include only the area from Gordon Pass to Station 1 plus 50 ft. of Cut 5. This northeastern most limit corresponds approximately with Marker R-16.

Pursuant to the requirements of Subsection 253.124(3), Florida Statutes, the preceding comments should be duly considered and read into the minutes of the meeting at which time a determination of local approval and a set of project drawings are enclosed (Attachment I, II).

A sample resolution (Attachment III) prepared by the Department's legal staff is also enclosed. This document is provided to assist the Board of Commissioners in preparing a resolution that will meet the requirements of Subsection 253.124(3), Florida Statutes. The Board of Commissioners is not obligated to use this format so long as the Department is made aware that the requirements of the statute have been fulfilled.

Sincerely,



Marvin Collins, Ph.D.
Environmental Specialist
Standard Permitting Section

MC/ch

Enclosures