

MINUTES OF THE REGULAR MEETING OF THE NAPLES CITY COUNCIL HELD IN THE COUNCIL CHAMBERS,
NAPLES, FLORIDA, WEDNESDAY, JANUARY 2, 1980 AT 9:02 A.M.

Present: R. B. Anderson
Mayor

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

Also present: Edward C. Smith, Assistant to the City Manager
David W. Rynders, City Attorney
Roger Barry, Community Development Director
Franklin Jones, Finance Director
William Savidge, Public Works Director
Norris Ijams, Fire Chief
Nat Hooper, Senior Engineering Technician
John McCord, City Engineer
Garry Lester, Traffic Engineer
Mark Wiltsie, Purchasing Supervisor

Reverend Walter Lauster
Harold Yegge
James S. Rhoades
Ralph Stewart
Harry Rothchild
David Fuller
William Shearston
Robert Russell
Otus Albright
John Popovic
Mrs. Love
Sarah Dix
Egon Hill
Ted Smallwood
Jan Conner
Ron Hogue

News Media: Ed Warner, TV-9
Gary Baranik, Naples Daily News
Jerry Arnold, WRGI
Paul Stamford, TV-9
Allen Bartlett, Ft. Myers News Press
Bob Barber, WEVU-TV
Steve Fishman, Miami Herald
Tom Lowe, WBBH-TV
Mark Johnson, WBBH-TV

Other interested citizens and visitors

Mayor Anderson noted the presence of Ralph W. Stewart, Canadian Consul, who addressed Council noting that he had purchased property in Naples, but that his consulate office was in Atlanta, Georgia and his territory covered the seven southeastern states. He stressed the amount of trade between Canada and the United States and the number of Canadian tourists in Florida. He presented Mayor Anderson with a book, "Eskimo Sculpture in Canada" and Mayor Anderson presented him with a Key to the City of Naples. Col. James S. Rhoades accompanied Mr. Stewart to the meeting.

Mayor Anderson called the meeting to order at 9:02 a.m.; whereupon he called for a moment of silent prayer for the hostages that are being held in Iran. Reverend Walter Lauster delivered the invocation, including a prayer for the hostages; followed by the Pledge of Allegiance to the Flag.

AGENDA ITEM 3. APPROVAL OF MINUTES

Mayor Anderson called Council's attention to the minutes of the Regular Meeting held on December 19, 1979; whereupon Mr. Twerdahl suggested expanding the minutes to include some rationale to substantiate the vote on a given item. Discussion continued including the availability of the tapes for any review necessary. Harry Rothchild spoke in support of the shortened minutes. The minutes were approved by consensus of Council.

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

AGENDA ITEM 4-a. PUBLIC HEARING and recommendation of Naples Planning Advisory Board to approve Special Exception Petition No. 79-S15 - Request to permit a 49-space off-site parking lot described as Lots 1, 33 and 34, Block A, Lake Forest Lots 1-6, Block D, Lake Forest, located at 10th Street North, between 10th Avenue North and 12th Avenue North. Requested by Naples Church of God, Pastor Walter Lauster. (Continued from December 19th regular meeting.)

Roger Barry, Community Development Director, reviewed this item and the proposed ordinance (Agenda Item 6-b) and suggested that action on Agenda Item 4-a would more properly be addressed after action on Agenda Item 6-b and it was the consensus of Council to take this item up after action on Agenda Item 6-b.

AGENDA ITEM 5. Request by St. John's Episcopal Church for waiver of building permit fees with reference to remodeling project. (Deferred from December 19th regular meeting.)

Mr. Thornton moved that this request be denied, seconded by Mr. Schroeder. After further discussion, Mr. Thornton wished to add to his motion to direct the staff to write a policy statement that would deny this type of request in the future. Mr. Schroeder concurred. Motion passed on roll call vote, 7-0.

AGENDA ITEM 6. PUBLIC HEARING. Second reading of ordinances.

AGENDA ITEM 6-a. An ordinance establishing a fee to be charged for certain fingerprints taken by the Police Department; and providing an effective date. Purpose: To require the payment of a fee for fingerprints taken by the Police Department for non-criminal purposes.

Mayor Anderson opened the Public Hearing at 9:30 a.m.; whereupon City Attorney Rynders read the above titled ordinance by title for Council's consideration on Second Reading. There being no one to speak for or against, the Mayor closed the Public Hearing at 9:31 a.m. Mr. Thornton moved adoption of Ordinance 3419 on Second Reading, seconded by Mr. Holland and carried on roll call vote, 6-1 with Mr. McGrath voting no.

AGENDA ITEM 6-b. An ordinance rezoning Lots 1 through 6, Block D, and Lots 1, 33 and 34, Block A, Lake Forest Subdivision from "R1-7.5", single family residential, and "R-3-12", multi-family residential to "PS", Public Service District; directing that the zoning Atlas be revised to reflect said rezoning; and providing an effective date. Purpose: To rezone the above-described property at the request of owner, The Naples Church of God.

Mayor Anderson opened the Public Hearing at 9:32 a.m.; whereupon City Attorney Rynders read the above captioned ordinance by title for consideration by Council on Second Reading. Rev. Walter Lauster, petitioner, presented himself to answer any questions. There being no one else to speak for or against, the Mayor closed the Public Hearing at 9:33 a.m.; whereupon Mr. Twerdahl moved adoption of Ordinance 3420 on Second Reading, seconded by Mr. Schroeder and carried on roll call vote, 7-0.

RETURN TO AGENDA ITEM 4-a

Mayor Anderson re-opened the continued Public Hearing at 9:34 a.m.; whereupon City Attorney Rynders read the below titled resolution by title for Council's consideration.

A RESOLUTION GRANTING A SPECIAL EXCEPTION TO PERMIT AN OFF-SITE PARKING FACILITY ON LOTS 1, 33 AND 34, BLOCK A, LAKE FOREST, FOR THE CHURCH OF GOD; AND PROVIDING AN EFFECTIVE DATE.

There being no one to speak for or against, the Mayor closed the Public Hearing at 9:35 a.m.; whereupon Mr. Thornton moved adoption of Resolution 3421, seconded by Mr. McGrath and carried on roll call vote, 7-0.

AGENDA ITEM 7. PUBLIC HEARING to hear objections of all interested persons to the confirmation of Resolution No. 3353, passed the the Naples City Council September 19, 1979, which establishes "Water System Improvement Assessment District No. 1" (commonly known as Avion Park) and orders the installation of a water main extension to serve "Water System Improvement Assessment District No. 1", the boundaries of which are as follows: The Southeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 34, Township 49S, Range 25 East, as recorded in Plat Book 4, Page 4, Public Records of Collier County, Florida. The improvements to be constructed shall consist of the installation of approximately 4000 linear feet of 6" water main, various service lines and fittings, and appurtenant facilities required to extend the City Water System to provide water service to the above-described property, in accordance with specifications of the City of Naples.

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

A RESOLUTION CONFIRMING RESOLUTION NO. 3353, RELATING TO CONSTRUCTION OF A WATER MAIN AND EXTENSION OF THE CITY WATER SYSTEM TO PROVIDE WATER SERVICE TO THE AVION PARK SUBDIVISION DESIGNATED AS "WATER SYSTEM IMPROVEMENT ASSESSMENT DISTRICT NO. 1"; AND PROVIDING AN EFFECTIVE DATE.

Mayor Anderson opened the Public Hearing at 9:36 a.m. Mr. John Popovic, property owner in Avion Park asked questions of Council concerning the higher figures contained in the cost estimate presented to the property owners dated December 7, 1979 as opposed to estimates discussed in September 1979. John McCord, City Engineer, explained that the figures in the December 7, 1979 estimate had been more closely figured than the rough estimates discussed in September and also they had been estimated to cover contingencies and inflation. Mayor Anderson noted that the property owners would only be billed for actual work done and actual costs incurred. Mrs. Love, lot owner, objected to the availability of water for a small hook-up fee to an 11 acre tract just south of Avion Park without the owners of that property also being included in the assessment. Mr. McCord responded that the whole 11 acres could not be served without another main extension and that other considerations could be taken under advisement

AGENDA ITEM 8-c. An ordinance repealing Section 1A-4 of the Code of Ordinances of the City of Naples, relating to remuneration paid to clerks and inspectors serving on a municipal election board, and substituting a new Section 1A-4 therefor, and providing an effective date. Purpose: To amend the amount of compensation paid to clerks and inspectors serving on a municipal election board. Requested by City Clerk.

City Attorney Rynders read the above captioned ordinance by title for consideration by Council on First Reading. Mayor Anderson noted that this brought the City into conformance with the County. Mr. Holland moved approval of this ordinance on First Reading, seconded by Mr. Thornton and carried on roll call vote 7-0.

AGENDA ITEM 9. A resolution requesting Collier County to make a good-faith effort to substitute the construction of the Golden Gate Parkway Extension (Coastland Boulevard) lieu of Golden Gate Boulevard in the schedule of projects to be financed from its \$10 million bond issue; supporting a referendum to impose a one cent countywide gasoline tax for the purpose of financing certain other road projects; and providing an effective date. Requested by City Manager.

City Attorney Rynders read the above referenced resolution by title for Council's consideration. Mr. Wood offered his opinion that a 1¢ gasoline tax would not have any continuity over a period of time due to the expected shortage of gasoline. Mr. Thornton moved adoption of Resolution 3422, seconded by Mr. McGrath. Harry Rothchild, citizen, questioned whether this would set a pattern for the County to expect the City to share responsibility on County Roads to which Council members responded that this would pinpoint spending the money on roads that directly benefited the City. John McCord, City Engineer, and Garry Lester, Traffic Engineer, answered Council's questions on the costs of these improvements. Motion carried on roll call vote, 6-1 with Mr. Wood voting no.

Let the record show that Mr. McGrath left the Council Chambers at 11:30 a.m.

AGENDA ITEM 10. Authorization for Mayor and City Clerk to execute Addendum "A" to Reciprocal Emergency Fire Protection Agreement to provide for participation by Everglades City. Requested by Fire Chief.

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

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE ADDENDUM "A" TO THE MUTUAL AID AGREEMENT BETWEEN THE CITY OF NAPLES AND CERTAIN FIRE DEPARTMENTS AND/OR DISTRICTS IN COLLIER COUNTY, PROVIDING FOR THE ADDITION OF THE CITY OF EVERGLADES AS A PARTY THERETO; AND PROVIDING AN EFFECTIVE DATE.

Fire Chief Norris Ijams answered Council's questions confirming that this was an administrative procedure to complete the reciprocity of the County fire departments. Mr. Thornton moved adoption of Resolution 3423, seconded by Mr. Schroeder and carried on roll call vote, 6-0 with Mr. McGrath being absent.

AGENDA ITEM 11. Authorization to execute change order - 16" and 12" water transmission main, Pine Ridge Road and Seagate Drive. Requested by Public Works Director.

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

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE CHANGE ORDER NO. 1, RELATING TO THE CONTRACT WITH SOUTHEAST UNDERGROUND CONSTRUCTION, INC. FOR INSTALLATION OF A TRANSMISSION MAIN ALONG PINE RIDGE ROAD AND SEAGATE DRIVE; AND PROVIDING AN EFFECTIVE DATE.

Mr. Savidge, Public Works Director, explained that it was customary to have a final change order when unit prices are used in a contract. Mr. Thornton moved for adoption of Resolution 3424, seconded by Mr. Schroeder and carried on roll call vote, 6-0 with Mr. McGrath being absent.

AGENDA ITEM 12. Purchasing:

AGENDA ITEM 12-a. Bid Award - New twenty-inch transmission main along Airport Road.

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

A RESOLUTION AWARDED BID FOR INSTALLATION OF A 20" WATER TRANSMISSION MAIN ALONG AIRPORT ROAD; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A CONTRACT THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Mr. Thornton moved adoption of Resolution 3425, seconded by Mr. Holland and carried on roll call vote, 6-0, with Mr. McGrath being absent.

AGENDA ITEM 12-b. Bid Award - Trash collection equipment for Sanitation Division of Public Works Department.

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

A RESOLUTION AWARDED BID FOR TRASH COLLECTION EQUIPMENT; AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Mr. Holland moved adoption of Resolution 3426, seconded by Mr. Schroeder and carried on roll call vote 6-0, with Mr. McGrath being absent.

AGENDA ITEM 12-c. Bid Award - Submersible sewage pump.

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

A RESOLUTION AWARDED BIDS FOR FIVE (5) SUBMERSIBLE SEWAGE PUMPS AND TWO (2) DRY PIT SUBMERSIBLE SEWAGE PUMPS; AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Mr. Twerdahl moved adoption of Resolution 3427, seconded by Mr. Holland and carried on roll call vote 6-0, with Mr. McGrath being absent.

CORRESPONDENCE AND COMMUNICATIONS

Mayor Anderson brought to Council's attention a letter of condolence that he had written to Mr. Norris (Attachment #3) with regard to the recent passing of Mrs. Norris. It was the consensus of Council that they pass a Resolution of Appreciation at the next meeting for Mrs. Norris' participation in the Norris' generosity to the community.

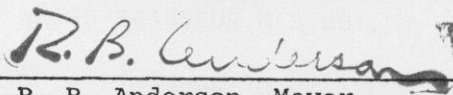
Mr. Wood asked the status of the reflecting pool to which Mayor Anderson replied that the last information he had was that the finishing of the pool was being held up by an electrical connection that had to be made.

Robert Russell, citizen, noted that it appeared to him that the D.O.T. was only going to sign the right hand lanes for right turns at signalized intersections on U.S. 41. He felt that this would indicate six-laning between these signalized intersections and he felt that Council should be aware of this. He referred to a letter from Mr. Murray of the D.O.T. stating that they would not make any changes in the plans as approved by the Council without contacting the City in writing. In response to Mayor Anderson's questions about this, Garry Lester, Traffic Engineer, stated that he had not been here during the preliminary negotiations and agreements and he could not make a statement on the proposed signing. Mayor Anderson asked Mr. Russell for copies of the letters to which he was referring and Mr. Russell said he would provide them.


Mr. Thornton asked if the City had a policy with regard to future expansion to which Mayor Anderson replied there was nothing to be done until the state legislature changed the law on referendum vis-a-vis annexation.

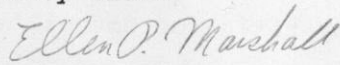
Mr. Twerdahl asked about any progress on the lethal yellowing program with the County. Mr. Schroeder noted that the County would be having a workshop on lethal yellowing and Ed Smith, Assistant to the City Manager, noted that the new date for this workshop would be January 15. He also noted that the County was cooperating with the City staff on this issue.

There being no further business to come before this Regular Meeting of the Naples City Council, Mayor Anderson adjourned the meeting at 11:48 a.m.



 R. B. Anderson, Mayor


 Janet Cason
 City Clerk


 Ellen P. Marshall
 Deputy City Clerk

These minutes of the Naples City Council were approved on 01-16-80



City of Naples

735 EIGHTH STREET, SOUTH - NAPLES, FLORIDA 33940

OFFICE OF THE CITY MANAGER

M E M O

TO: HONORABLE MAYOR AND MEMBERS OF CITY COUNCIL

FROM: EDWARD C. SMITH, ASSISTANT TO THE CITY MANAGER

SUBJECT: TAXICAB RATES

DATE: DECEMBER 28, 1979

By letter dated October 10, 1979, Ronald C. Hogue, Attorney representing Mr. Ocy C. Richardson, owner of the Yellow Cab Company of Naples, Inc., requested an increase in taxicab rates as set forth below:

- | | |
|-------------------------------|-----------|
| A. First mile | \$1.65 |
| B. Each additional mile | 1.00 |
| C. And/or \$12 per hour | |
| D. \$12 per hour waiting time | 12.00/hr. |

(The request is to meter distance while the taxicab is moving and to measure time when the taxicab is motionless.)

The present rates were established by ordinance #3007 passed by City Council on June 21, 1978. These rates are set forth below:

- | | |
|-------------------------|-----------|
| A. First mile | \$1.35 |
| B. Each additional mile | .80 |
| C. Waiting time | 8.00/hour |

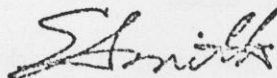
Several discussions were conducted with Mr. Hogue, his client, and other taxicab operators. There is agreement that increases in the base rate for first and additional miles should be increased.

The recommended increase represents an average rate slightly higher than in effect in a representative sampling of other area Florida cities. There is disagreement on the request to meter both time and distance. This proposal has been rejected by the City negotiator on the basis that it is not a common feature in municipal taxi rate ordinances and could result in excessive charges unfair to the customer. The percentage increases provided in the proposed ordinance seem reasonable considering the increases in fuel costs. The rates contained in the ordinance before you are recommended by this office. The waiting time is interpreted as before, to the effect that this compensates the taxicab company for "waiting time" after the passenger has been picked up and for delays requested by the passenger - for example, at the grocery store or pharmacy while the passenger shops.

The ordinance rates as proposed will not permit the taxi operator to charge both on a distance basis and for waiting time while in transit - for example, while stopped at traffic lights or in a traffic jam. The recommended \$10 an hour waiting time rate represents an average rate in effect in a representative sample of other Florida cities. None of those cities permit both time and distance metering. The recommended rates, as set forth in the proposed ordinance, are as follows:

	<u>Rate</u>	<u>Percentage Increase Over Present Rates</u>
A. First mile	\$ 1.65	22%
B. Each additional mile	1.00	25%
C. Waiting time for passengers after initial pickup (Passengers have left the cab and asked the driver to wait.)	10.00/hr.	25%
D. Other rates same as Ordinance 3007 passed 6/7/78		

Respectfully submitted,



Edward C. Smith
Assistant to the City Manager

ECS:nm

Enclosure

International Taxicab Association ⁸⁵

11300 ROCKVILLE PIKE • ROCKVILLE, MARYLAND 20852 • TELEPHONE (301) 881-1333

ATTACHMENT # 2 - page 1

OFFICERS

Richard Hunt, President
Donald Somers, Sr. Vice President
Alfred B. LaGasse, III, Ex. V. President
Thomas L. White, Treasurer

September 11, 1979

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William Lazar

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OPERATING COSTS SURVEY RESULTS

Thank you for taking the time to participate in our Operating Costs Survey. We received approximately 50 responses to the questionnaire and they were split evenly between lease and commission operations. The drivers cost per mile reflects only the cost of commission operations, because lease operations do not have a drivers cost.

In reviewing operating costs you will notice that gasoline cost per mile has increased 188% over 1972 and 32% over 1978. The cost of insurance has increased 156% over 1972 and 50% over 1978. These are just a few of the comparisons that can be made from the enclosed chart.

I hope that you find the enclosed information of value and that you will continue to participate in ITA surveys.

Sincerely,

Alfred B. LaGasse, III
Executive Vice President

Enclosure

ABL:dd

International Taxicab Association

11300 ROCKVILLE PIKE • ROCKVILLE, MARYLAND 20852 • TELEPHONE (301) 881-1333

September 5, 1979

CAB RESEARCH
NATIONAL AVERAGES 1972 - 75 - 78 - 79
(Cents per Mile)

	<u>1972</u>	<u>1975</u>	<u>1978</u>	<u>1979*</u>
Drivers Cost per Mile	.1769	.1902	.220	.232
Tires Cost per Mile	.0028	.0039	.005	.008
Gasoline Cost per Mile	.0229	.0447	.050	.066
Labor Cost per Mile	.0144	.0231	.030	.036
Parts Cost per Mile	.0078	.0151	.020	.026
Insurance Cost per Mile	.0176	.0231	.030	.045
Depreciation Cost per Mile	.0150	.0187	.020	.022
Dispatching Cost per Mile	.0502	.0513	.060	.050
Total Operating Cost per Mile	<u>.3031</u>	<u>.3701</u>	<u>.435</u>	<u>.485</u>

* The 1979 operating costs are based on the first six months of the year.



City of Naples

735 EIGHTH STREET, SOUTH - NAPLES, FLORIDA 33940

OFFICE OF THE MAYOR

December 31, 1979

Mr. Lester J. Norris
Keewaydin Club
Naples, Florida 33940

Dear Mr. Norris:

The City Council joins me, and indeed the people of the City of Naples join me, in expressing our deepest sympathy to you upon the death of Mrs. Norris.

You have both been so closely associated with the fortunes and misfortunes of the City of Naples that Mrs. Norris' death is mourned by all of us. Please convey our sympathy to the other members of your family.

With best personal regards,

Most sincerely,

R. B. Anderson
Mayor

cc: Council