

MINUTES OF THE REGULAR MEETING OF THE NAPLES CITY COUNCIL HELD IN THE COUNCIL CHAMBERS,  
NAPLES, FLORIDA, ON WEDNESDAY, JULY 2, 1980, AT 9:07 A.M.

Present: R. B. Anderson  
Mayor

C. C. Holland  
Harry Rothchild  
Wade H. Schroeder  
Randolph I. Thornton (arrived 9:12 a.m.)  
Edward A. Twerdahl  
Kenneth A. Wood  
Councilmen

Also present: George M. Patterson, City Manager  
David W. Rynders, City Attorney  
Roger Barry, Community Development Director  
Reid Silverboard, Chief Planner  
Edward Smith, Assistant to the City Manager  
John McCord, City Engineer  
Nat Hooper, Senior Engineering Technician  
Franklin Jones, Finance Director

Jack Conroy  
Mark Rose  
Clayton Bigg  
Harold Yegge  
William Blackwell  
Richard Look  
Stephen Fowler  
J. J. Topinka  
Arnold Lamm  
Sam Aronoff  
Ethel Steinman  
Ruth Brashear  
William Hendry  
Richard Grant  
Robert Tiffany  
Monica Cameron  
Scott Cameron  
Lyle Richardson

News Media: Ed Warner, TV-9  
James Moses, Naples Daily News  
Allen Bartlett, Fort Myers News Press  
Rick O'Reilly, WRGI  
Paul Stanford, TV-9  
Madeline Childs, TV-26  
Phil Lengyel, TV-26

ther interested citizens and visitors





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Let the record show that Mayor Anderson recessed the meeting at 11:16 a.m. and reconvened it at 11:34 a.m. with all members of Council present.

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Mayor Anderson noted the presence of Mr. and Mrs. Cameron who wished to present a petition to Council. Mr. Thornton moved to add this item to the Agenda on an emergency basis, seconded by Mr. Schroeder and carried on roll call vote, 7-0.

Monica Cameron presented a petition to Council (Attachment #1) and explained the feelings of her neighbors. Scott Cameron supported the petition. Mayor Anderson noted that the trimming had been stopped for the moment. Mr. Schroeder moved that the City Attorney and the City Manager be directed to negotiate with Florida Power and Light with respect to perserving the mahogany trees as much as possible, seconded by Mr. Rothchild and carried on roll call vote, 7-0.

#### RETURN TO REGULAR AGENDA

#### AGENDA ITEM 4-b. PUBLIC HEARING and Second Reading of Ordinance:

Rezone Petition No. 80-R5. Petitioner: City of Naples. Location: East side of Sandpiper Street, south of Route 41 (Chlumsky property)

An ordinance rezoning Lots 107-108, Golden Shores, from "C2-A", Waterfront Commercial, to "R3-12", Multi-family Residential; directing that the Zoning Atlas be revised to reflect rezoning; and providing an effective date. Purpose: To rezone the property described herein in conformance with the City's comprehensive plan.

City Attorney Rynders read the above captioned ordinance for Council's consideration on Second Reading; whereupon Mayor Anderson opened the Public Hearing at 11:47 a.m. and noted Mr. Chlumsky's illness and his request to be heard. Mr. Schroeder moved to continue the Public Hearing until August 20, 1980, seconded by Mr. Holland and carried on roll call vote, 7-0.

#### AGENDA ITEM 5. PUBLIC HEARING: Second Reading of ordinance.

An ordinance authorizing the borrowing of \$80,000.00 from the First National Bank and Trust Company of Naples, to be used for the purpose of constructing a water main and extension of the city water system to provide water service to Water System Improvement Assessment District No. 1, within the city limits of the City of Naples (commonly known as the Avion Park Subdivision), in accordance with the provisions of the Charter of the City of Naples, and to be secured by the proceeds from special assessments made against property owners in said district; providing for the security and rights of said bank, its successors or assigns; authorizing the execution of a note as provided herein; and providing an effective date. Purpose: To authorize the borrowing of \$80,000.00 for construction of water improvements in the Avion Park Subdivision and to provide for payment thereof to be secured by the proceeds from special assessments. Requested by Finance Officer.

City Attorney Rynders read the above referenced ordinance by title for consideration by Council on Second Reading and further requested that it be removed from the Agenda. Inasmuch as it had been advertised for a Public Hearing for this date, Mayor Anderson opened the Public Hearing at 11:50 a.m. There being no one to speak for or against, the Mayor closed the Public Hearing at 11:51 a.m.; whereupon Mr. Thornton moved that the item be removed from the Agenda and be readvertised when the City Attorney indicates that it is in order, seconded by Mr. Schroeder and carried on roll call vote, 7-0.

AGENDA ITEM 6. A resolution ordering construction of a water main and extension of the City water system to provide water service to the Avion Park subdivision within the City limits of the City of Naples, designated as "Water System Improvement Assessment District No. 1"; providing for the payment of all costs relating thereto by levying and collecting special assessments on the abutting, adjoining, contiguous or other specially benefitted property, pursuant to Chapter 170, Florida Statutes; designating the lands upon which the special assessments shall be levied and describing the boundaries thereof; and providing an effective date. Requested by City Attorney.

City Attorney Rynders read the above titled resolution by title for consideration by Council. Mr. Twerdahl moved adoption of Resolution 3560, seconded by Mr. Holland and carried on roll call vote, 7-0.

AGENDA ITEM 7. Authorization to execute easement to Florida Power and Light Company on airport property. Requested by City Attorney.

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

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN EASEMENT TO FLORIDA POWER AND LIGHT COMPANY FOR CONSTRUCTION, OPERATION AND MAINTENANCE OF ELECTRIC UTILITY FACILITIES ON PROPERTY LOCATED AT THE NAPLES AIRPORT AUTHORITY; AND PROVIDING AN EFFECTIVE DATE.

Mr. Holland moved adoption of Resolution 3561, seconded by Mr. Rothchild and carried on roll call vote, 7-0.

AGENDA ITEM 8. Resolution accepting the dedication of water mains along Gail Boulevard. Requested by Engineering Department.

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

A RESOLUTION ACCEPTING A BILL OF SALE FROM ROBERT I. BECKLER FOR A WATER MAIN CONSTRUCTED ALONG GAIL BOULEVARD; AND PROVIDING AN EFFECTIVE DATE.

Mr. Holland moved adoption of Resolution 3562, seconded by Mr. Twerdahl and carried on roll call vote, 7-0.

AGENDA ITEM 9. Resolution accepting the dedication of a potable water transmission system - Lakewood Unit 6. Requested by Engineering Department

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

A RESOLUTION ACCEPTING A BILL OF SALE FROM U. S. HOME CORPORATION FOR A POTABLE WATER TRANSMISSION SYSTEM LYING WITHIN LAKEWOOD, UNIT NO. 6; AND PROVIDING AN EFFECTIVE DATE.

Mr. Wood moved adoption of Resolution 3563, seconded by Mr. Holland and carried on roll call vote, 7-0.



AGENDA ITEM 10. Authorization to execute water permit agreement with Edith Collier Sproul Trust regarding Geitz Pit. Requested by City Manager.

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

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A WATER PERMIT AGREEMENT BETWEEN THE CITY OF NAPLES AND TRUSTEES OF THE EDITH COLLIER SPROUL TRUST, PROVIDING FOR EXTENSION OF THE AGREEMENT DATED JUNE 5, 1974, TO PERMIT THE CITY TO PUMP WATER FROM THE GEITZ PIT THROUGH DECEMBER 31, 1982; AND PROVIDING AN EFFECTIVE DATE.

Mr. Thornton moved adoption of Resolution 3564, seconded by Mr. Twerdahl and carried on roll call vote, 7-0.

AGENDA ITEM 11. Resolution authorizing the City Manager to transfer funds from the contingency Fund to various departments as outlined on the attached summary; and providing an effective date. Requested by City Manager.

City Attorney Rynders read the above referenced resolution by title for Council's consideration. City Manager Patterson reviewed his memorandum to Council date June 27, 1980 (Attachment #2) and noted that salary increases would probably not need to be transferred next year because the contracts negotiated this year were for a two year period. Mr. Holland moved adoption of Resolution 3565, seconded by Mr. Schroeder. It was the consensus of Council that an "Amended Budget" column be added rather than to change the "Budget" column of any department because of these transfers. Motion carried on roll call vote, 7-0.

#### CORRESPONDENCE AND COMMUNICATIONS

Mr. Rothchild noted the two hour discussion on Agenda Item 4-a and that most of it centered around traffic problems. He requested that some action be initiated concerning another bridge crossing the Gordon River. Mayor Anderson requested City Manager Patterson to explore this matter and report to Council the steps necessary to bring this project to fruition.

There being no further business to come before this Regular Meeting of the Naples City Council, Mayor Anderson adjourned the meeting at 12:16 p.m.

*R. B. Anderson*

R. B. Anderson, Mayor

*Janet Cason*  
Janet Cason  
City Clerk

*Ellen P. Marshall*  
Ellen P. Marshall  
Deputy Clerk

These minutes of the Naples City Council were approved on 07-16-80

We, the people of First Avenue North, protest the wanton over-cutting of the beautiful mahogany trees along our street by the Florida Power and Light Company, thus ruining the appearance of our street. We concede that it is legal to do necessary trimming, but in view of the fact that there have been only two outages in the past three years, only a minimum of trimming is needed. We maintain that the desires and wishes of the residents should be respected.

Monica Cameron 456 1st Ave North  
 Scott Cameron 456 1st Ave No.  
 George Fisher 271 1st AVE N.  
 Florence Sinka 271 1st Ave. N.  
 C. O. Ludwig 131-3<sup>rd</sup> St N cor 1st Ave  
 Jerry Robinson 250 1st AVE N  
 R. Huckstef. 211 1ST AVE NO.  
 Joe Greenwood 240 - 1st Ave N.  
 Art Greenwood 240 - 1st Ave N.  
 James E. Tubley 157- 1ST. AVE. N.  
 Florence R. M. Gill 127 1st Ave N.  
 Mildred Heidner 130 First Ave. North  
 DuThouars 255 1ST AVE N  
 Margaret K. Thomas 255 First Ave. North  
 Lonnie E. Green  
 Geo. W. Anderson 150 FIRST AVE. N.





# City of Naples

735 EIGHTH STREET, SOUTH - STATE OF FLORIDA 33940

OFFICE OF THE CITY MANAGER

## M E M O

TO: HONORABLE MAYOR AND MEMBERS OF CITY COUNCIL  
FROM: CITY MANAGER GEORGE M. PATTERSON  
SUBJECT: CONTINGENCY FUND TRANSFERS  
DATE: JUNE 27, 1980

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Attached to the proposed resolution on this agenda item is a list of the contingency fund transfers necessary. These are the figures contained in the column "Over Budget".

There are two principal reasons for the transfers; namely, the salary increases approved and higher than anticipated expenses in our Equipment Management Department, principally for fuel. The cost of the salary increases were substantially more than the contingency transfer but, due to savings within the various departments, only the amount listed is required.

The amounts in the "Over Budget" column are what we estimate would be over-spent by the end of the fiscal year without transferring. In most instances, they are not over budget in the salary accounts except for the adjustments that have been made due to the Cody & Associates study and the negotiated salary increases which are now included in the contract. That, of course, is one of the reasons for having a contingency account in order to cover those expenses which cannot be accurately anticipated at the beginning of each fiscal year.

Sincerely,

*George M. Patterson*  
George M. Patterson  
City Manager

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COST TO COMPLETE  
SUMMARY  
FY 1979-80

<u>DEPARTMENT</u>	<u>BUDGETED</u>	<u>COST TO COMPLETE</u>	<u>OVER BUDGET</u>	<u>UNDER BUDGET</u>
Mayor & City Council	\$ 62,312	\$ 62,835	\$ 523	\$
City Attorney	85,549	99,977	14,428	
City Clerk	53,496	50,753		2,743
City Manager	105,371	113,275	7,904	
Community Development	221,644	232,463	10,819	
Engineering	549,980	547,048		2,932
Finance	277,576	298,114	20,538	
Fire	544,949	542,294		2,655
Parks & Recreation	754,620	755,028	408	
Personnel	60,728	63,141	2,413	
Police	1,229,716	1,269,264	39,548	
Public Works	1,532,508	1,560,956	28,448	
Non Departmental	185,802	185,802	-0-	
Debt Service	122,382	122,382	-0-	
Contingency:	346,624	-0-		346,624
Art Exhibit	-0-	6,300	6,300	
<b>TOTAL</b>	<b>\$6,133,257</b>	<b>\$5,909,632</b>	<b>\$ 131,329</b>	<b>\$ 354,954</b>