

MINUTES OF THE REGULAR MEETING OF THE NAPLES CITY COUNCIL HELD IN THE COUNCIL CHAMBERS,
NAPLES, FLORIDA, ON WEDNESDAY, SEPTEMBER 2, 1981, AT 9:01 A.M.

Present: R. B. Anderson
Mayor

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

Also present: Franklin C. Jones, Acting City Manager
David W. Rynders, City Attorney
Roger Barry, Community Development Director
Reid Silverboard, Chief Planner
Mark Wiltsie, Assistant to the City Manager
John McCord, City Engineer
Randy Davis, Parks & Recreation Director
Stewart Unangst, Purchasing Agent
Norris Ijams, Fire Chief

Reverend Randall Cook
Mr. & Mrs. Charles Pharis
Charles Andrews
Gordon Watson
Oma J. Anderson
Thomas Marshall
Sam Aronoff
Paul Lindabury
Mark Weakley
Allan McPeak
Joel Metts
Jim Ingham
Al Mott
Mrs. Robert Molineaux
Hal Yegge
Bruce Shannon
Frank Rua
Herb Smith
Nick Turner
William Pattison
Lyman Fishburn
Jack Conroy
Edward Hannam
Richard Upham
John Nagel
Rich Gibbons
William Shearston
Dennis Lynch
Judith Chirgwin
Ralph Peterson
Mr. & Mrs. Edward Verdesca
Jack Barr

EAA497

Frank Madanno
 Sue Smith
 James D. Murphy
 Gilbert Weil
 Clyde Quinby
 Chris Cozenza
 Laura Morrison
 Steve Briggs
 David Sexton
 Norman Turner
 Nelson Faerber, Sr.
 Tom Elwood

News Media: Ned Warner, TV-9
 Chad Hautmann, Naples Star
 James Moses, Naples Daily News
 David Bristown, TV-9
 Scott Harrison, Naples Star
 Dory Owen, Miami Herald
 Susan Ornstein, News Press
 Brad Rittner, WBBH-TV
 Tom Lowe, WEVU-TV
 Paul Stanford, WRGI

Other interested citizens and visitors

Mayor Anderson called the meeting to order at 9:01 a.m.; whereupon Reverend Randall Cook of the Church of the Nazarene delivered the Invocation 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 of August 19, 1981. There being no additions or corrections, Mayor Anderson noted that the minutes would be accepted as presented by consensus of Council.

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

AGENDA ITEM 4-a. PUBLIC HEARING and Naples Planning Advisory Board recommendation to deny: Alley Vacation Petition No. 81-A3 Petitioner: Emcor Inc./Weakley and Shurtz/AKA Trails End Motel Location: 309 Ninth Street South Request to vacate portions of two north/south alleys, each 15 feet in width and 150 feet in length in Block 17, Tier 10; bounded by Ninth Street South on the west, Third Avenue South on the north, Tenth Street South on the east, and Fourth Avenue South on the south; in order to accommodate a proposed expansion of the Trails End Motel.

Mayor Anderson opened the Public Hearing at 9:03 a.m. and noted that Item 4-b was closely related and could be discussed at the same time. City Attorney Rynders read the below titled resolution by title for Council's consideration.

A RESOLUTION VACATING AND ABANDONING PORTIONS OF TWO NORTH/SOUTH ALLEYS IN BLOCK 17, TIER 10, LOCATED EAST OF THE TRAILS END MOTEL AT 309 9TH STREET NORTH, NAPLES; AND PROVIDING AN EFFECTIVE DATE.

Mayor Anderson noted that the Planning Advisory Board had voted to deny this petition. Joel Metts, representing the Trails End Motel, spoke in support of the petition and outlined an alternate proposal that he felt might be satisfactory to the adjacent property owners who were objecting to the present proposal. After a lengthy discussion, it was

the consensus of several Council members that at least one alley may be vacated at a later date. There being no one else to speak for or against, the Mayor closed the Public hearing at 9:25 a.m. Mr. Wood moved that Council take no action on Agenda Items 4-a and 4-b and that these items be referred back to the Planning Advisory Board, seconded by Mr. Rothchild and carried on roll call vote, 7-0; Mr. Holland, yes; Mr. Rothchild, yes; Mr. Schroeder, yes; Mr. Thornton, yes; Mr. Twerdahl, yes; Mr. Wood, yes; Mayor Anderson, yes.

AGENDA ITEM 4-b. First Reading of an Ordinance and Naples Planning Advisory Board recommendation to deny: Rezone Petition No. 81-R6 Petitioner: Emcor Inc./Weakley and Shurtz/AKA Trails End Motel Location: 309 Ninth Street South Request for a Change of Zone from "C3", Heavy Business, to "C2", General Commercial, for the easterly 263.5 feet of the existing Trails End Motel and adjacent vacant land; in order to accommodate a proposed expansion of the Trails End Motel. (See related item above).

An ordinance rezoning the hereinafter described property, located in Block 17, Tier 10, Naples Seaboard Replat, from "C3", General Commercial, the same being the easterly 263.5 feet of the existing Trails End Motel facility at 309 Ninth Street South and adjacent vacant property; directing that the Zoning Atlas be amended to reflect said rezoning; and providing an effective date. Purpose: To rezone the property described herein at the owner's request.

See Agenda Item 4-a above.

AGENDA ITEM 4-c. PUBLIC HEARING and Naples Planning Advisory Board recommendation to approve: Easement Vacation Petition No. 81-A4 Petitioner: City of Naples Location: Vacated alley south of Lot 8 through 12 and the west 13.3 feet of Lot 7; and north of Lots 13 through 17, and the west 13.3 feet of Lot 18; all in Block 3, Tier 2, Plan of Naples; between 16th Avenue South and 17th Avenue South on the east side of Gulf Shore Boulevard.

Request to vacate a portion of an east/west easement in exchange for an alternate dedicated easement in Block 3, Tier 2; in order to facilitate the removal of overhead utility lines to be relocated underground in the proposed alternate easement.

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

A RESOLUTION VACATING AND ABANDONING A PORTION OF A UTILITY EASEMENT LOCATED BETWEEN 16TH AVENUE SOUTH AND 17TH AVENUE SOUTH, ON THE EAST SIDE OF GULF SHORE BOULEVARD, IN BLOCK 3, TIER 2, CITY OF NAPLES; ACCEPTING ALTERNATE EASEMENTS THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Mayor Anderson opened the Public Hearing at 9:29 a.m. There being no one to speak for or against, the Mayor closed the Public Hearing at 9:30 a.m.; whereupon Mr. Twerdahl moved to adopt Resolution 3326, seconded by Mr. Schroeder and carried on roll call vote, 7-0; Mr. Holland, yes; Mr. Rothchild, yes; Mr. Schroeder, yes; Mr. Thornton, yes; Mr. Twerdahl, yes; Mr. Wood, yes; Mayor Anderson, yes.

4

AGENDA ITEM 4-d. Recommendation of the Naples Planning Advisory Board to approve: Special Exception Petition No. 81-S9 Petitioner: Barnett Bank of Naples Location: 796 5th Avenue South Request to construct a four (4) station drive-through banking facility; replacing an existing six (6) window drive-through facility at the Barnett Bank

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

A RESOLUTION GRANTING A SPECIAL EXCEPTION TO PERMIT CONSTRUCTION OF A FOUR STATION DRIVE-THROUGH BANKING FACILITY AT 796 5TH AVENUE SOUTH, SUBJECT TO THE CONDITIONS SET FORTH HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Mayor Anderson opened a Public Hearing at 9:31 a.m. and Al Mott, representing Barnett Bank, spoke in support of the petition. Bruce Shannon, citizen, commented on his problems with the Barnett Bank facilities in Olde Naples. There being no one else to speak for or against, the Mayor closed the Public Hearing at 9:37 a.m.; whereupon Mr. Holland moved adoption of Resolution 3827, seconded by Mr. Thornton and carried on roll call vote, 7-0; Mr. Holland, yes; Mr. Rothchild, yes; Mr. Schroeder, yes; Mr. Thornton, yes; Mr. Twerdahl, yes; Mr. Wood, yes; Mayor Anderson, yes.

AGENDA ITEM 4-e. Recommendation of the Naples Planning Advisory Board to approve: Variance Petition No. 81-V12 Petitioner: Mr. and Mrs. Charles Pharis Location: 545 Whispering Pine Court Appeal from Section 5.3F(1) and (2) of the Zoning Ordinances which requires a front yard setback of 30 feet and a side yard setback of 10 feet for a two-story residence; in order to permit portions of a single-story addition (under construction) to a two-story residence to encroach approximately 7 feet into the required front yard setback area and approximately 2 feet into the required side yard setback area

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

A RESOLUTION GRANTING A VARIANCE FROM THE PROVISIONS OF SECTION 5.3F (1) AND (2) OF APPENDIX "A" - ZONING, OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES, FLORIDA, TO PERMIT CONSTRUCTION OF AN ADDITION TO A TWO-STORY RESIDENCE AT 545 WHISPERING PINE COURT, BEING LOT 9, BLOCK 34, PARK SHORE UNIT 4; AND PROVIDING AN EFFECTIVE DATE.

Mayor Anderson opened a Public Hearing at 9:39 a.m.; whereupon petitioner Charles Pharis addressed Council in support of his petition. Dennis Lynch, chairman of the Planning Advisory Board, noted the need for a survey to be presented when applying for a permit in situations like this one. There being no one else to speak for or against, the Mayor closed the Public Hearing at 9:50 a.m.; whereupon Mr. Thornton moved not to accept the recommendation of the Planning Advisory Board to approve this petition, seconded by Mr. Schroeder. Roger Barry, Community Development Director, reviewed permitting and inspection of this project. After further discussion, motion failed on roll call vote, 3-4; Mr. Holland, no; Mr. Rothchild, no; Mr. Schroeder, yes; Mr. Thornton, yes; Mr. Twerdahl, no; Mr. Wood, yes; Mayor Anderson, no. Mr. Rothchild then moved to adopt Resolution 3828 as presented, seconded by Mr. Holland and carried on roll call vote, 5-2; Mr. Holland, yes; Mr. Rothchild, yes; Mr. Schroeder, no; Mr. Thornton, no; Mr. Twerdahl, yes; Mr. Wood, yes; Mayor Anderson, yes.

Let the record show that Mayor Anderson recessed the meeting at 10:02 a.m. and reconvened it at 10:12 a.m. with all members of Council present.

AGENDA ITEM 4-f. Naples Planning Advisory Board recommendation to approve: Non-Conformity Petition No. 81-N4 Petitioner: Ralph E. Peterson, M.D. Location: 49 8th Street North Request to construct a 541 square foot addition to a non-conforming medical office located in the "O", Office district. (The PAB recommended approval of a 380 square foot addition).

Mayor Anderson opened a Public Hearing at 10:13 a.m.; whereupon City Attorney Rynders the below captioned resolution by title for consideration by Council.

A RESOLUTION AUTHORIZING EXPANSION OF A NONCONFORMING MEDICAL OFFICE BUILDING, LOCATED AT 49 8TH STREET NORTH, NAPLES, SUBJECT TO THE CONDITION SET FORTH HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Dr. Peterson addressed Council in support of his petition and a short discussion followed. There being no one else to speak for or against, the Mayor closed the Public Hearing at 10:22 a.m. Mr. Twerdahl moved adoption of Resolution 3829 as presented approving a 380 square foot addition, seconded by Mr. Rothchild and carried on roll call vote, 6-1; Mr. Holland, yes; Mr. Rothchild, yes; Mr. Schroeder, yes; Mr. Thornton, yes; Mr. Twerdahl, yes; Mr. Wood, no; Mayor Anderson, yes.

AGENDA ITEM 4-g. First Reading of an ordinance and Naples Planning Advisory Board recommendation to approve: Amendment to a Previously-Approved Development Plan No. 81-R5 Petitioner: Grand Central Station Shopping Plaza Location: 300-500 Goodlette Road; Northwest corner of Goodlette Road and U.S. 41 Request to accommodate plan modifications for the Grand Central Station Shopping Center.

An ordinance amending the development plan previously approved for the Grand Central Station Shopping Center, subject to the conditions set forth herein; and providing an effective date. Purpose: To permit certain modifications in the development plan as requested by the owners of the Grand Central Station Shopping Center.

City Attorney Rynders read the above titled ordinance by title for Council's consideration on First Reading. Mr. William Blackwell, representing the developer, addressed Council concerning the amendments contained in the ordinance. Discussion revolved around the vacation petition for 2nd Avenue South in the area. Mr. Blackwell stated that the developer was not going to pay the City any consideration for this vacation, because he felt the City had requested them to petition for the vacation. He stated that they will develop the part that they intend to use and will maintain that portion. John McCord, City Engineer, confirmed that the City had suggested the vacation so that the developer would be free to develop it and would assume the responsibility for the maintenance of it and Mr. Holland noted that they would then also pay taxes on it. City Attorney Rynders noted that since it was to be used by the public as egress and ingress to the shopping center it was unlikely that the City could vacate it based on the criteria used for such vacations; i.e. no foreseeable use by the public for a particular street or alley being considered for vacation. It was the consensus to amend the proposed ordinance by deleting any reference to a vacation. The City Attorney did, however, note that an agreement could be made concerning the developer assuming the maintenance. Tom Elwood, owner of the other adjacent property, noted that if it were vacated, he intended to landscape the half that would revert to him. Frank Madonna, architect, assisted Mr. Blackwell in describing the diagrams on the bulletin board. James Dennis Murphy, citizen, noted his objections to any vacations. Mr. Holland moved approval of this ordinance as amended on First Reading, seconded by Mr. Schroeder and carried on roll call vote, 7-0; Mr. Holland, yes; Mr. Rothchild, yes; Mr. Schroeder, yes; Mr. Thornton, yes; Mr. Twerdahl, yes; Mr. Wood, yes; Mayor Anderson, yes.

AGENDA ITEM 4-h. First Reading of an ordinance and Naples Planning Advisory Board recommendation relative to: Change of Text Petition No. 81-4 Petitioner: City of Naples An amendment to Appendix "A" - Zoning of the Code of Ordinances of the City of Naples; amending Section 6 Supplementary District Regulations relative to "For Sale", "For Lease", "For Rent" and "Open House" signs.

An ordinance amending Section 6(22)(D)(9) of Appendix "A" - Zoning, of the Code of Ordinances of the City of Naples relating to signs; and providing an effective date. Purpose: To permit one on-site "Open House" sign in addition to one "For Sale", "For Lease" or "For Rent" sign on each parcel of property.

City Attorney Rynders read the above titled ordinance by title for Council's consideration on First Reading. Roger Barry, Community Development Director, noted that the Planning Advisory Board did not agree with the recommendation of Council to allow this change to the zoning ordinance. He requested a policy statement from Council concerning this. Jack Conroy, of the Board of Realtors, addressed Council in support of this and noted that they were still requesting that the name, address and phone number of one realtor be allowed on one sign per parcel of property. After a short discussion Mr. Twerdahl moved to approve this ordinance on First Reading as amended to include the addition of the name, address and phone number of one realtor, seconded by Mr. Holland and carried on roll call vote, 7-0; Mr. Holland, yes; Mr. Rothchild, yes; Mr. Schroeder, yes; Mr. Thornton, yes; Mr. Twerdahl, yes; Mr. Wood, yes; Mayor Anderson, yes.

Mayor Anderson asked Council's indulgence to go to Agenda Item 6 inasmuch as he felt many people were present to speak on it. It was the consensus of Council to go to Item 6 at this time.

AGENDA ITEM 6. PUBLIC HEARING and second reading of ordinance. An ordinance regulating parking; amending Section 23-9 of the Code of Ordinances by adding new Subsections (l) and (m); amending Section 23-12.2, relating to penalties for parking violations; and providing an effective date. Purpose: To prohibit parking on street-ends adjoining the public beach between the hours of 11:00 P.M. and 5:00 A.M. and on specified areas of Gulf Shore Boulevard at any time; to provide for the towing away of vehicles found in violation thereof; to provide penalties therefor and to increase penalties for violation of Section 23-7, relating to parking in the direction of traffic, and Section 23-9(a) and (b), relating to obstruction of traffic and parking in No Parking areas marked by yellow paint, from \$5.00 to \$15.00. (Continued from regular meeting of August 19, 1981).

City Attorney Rynders read the above captioned ordinance by title for Council's consideration on Second Reading; whereupon Mayor Anderson opened the Public Hearing at 11:20 a.m. Chris Cozenza of Golden Gate objected to decreasing the parking at night because she and her husband work late. Laura Morrison and Judith Chirgwin asked for relief for those residents of Gulf Shore Boulevard who did not have driveways for parking and were parking on the right-of-way. Mr. Rothchild asked that the statement Mrs. Chirgwin read be made a part of the minutes (Attachment #1) Steve Briggs, resident of Olde Naples, noted that there were driveways platted on the Chirgwin property, but they had been landscaped. Jack Conroy, president of the Board of Realtors, suggested that the City and County form a joint committee to work out the beach problems more equitably. David Sexton, representing Neapolitan Enterprises, noted that the parking lot on Second Street between Broad and 13th Avenue South was private property and he cautioned the City against assuming that it could absorb any of the parking overflow created by prohibiting the parking on the beach ends and Gulf Shore Boulevard. James Dennis Murphy, citizen, objected to the increase in the fines. Sue Smith, resident of the area, spoke in favor

of the proposed ordinance. There being no one else to speak for or against, the Mayor closed the Public Hearing at 11:58 a.m.; whereupon Mr. Thornton moved adoption of Ordinance 3830 on Second Reading, seconded by Mr. Twerdahl and carried on roll call vote, 6-1; Mr. Holland, yes; Mr. Rothchild, no; Mr. Schroeder, yes; Mr. Thornton, yes; Mr. Twerdahl, yes; Mr. Wood, yes; Mayor Anderson, yes.

RETURN TO REGULAR AGENDA

AGENDA ITEM 5. Discussion of Comprehensive Plan amendments. Requested by Community Development Department.

Mayor Anderson called Council's attention the memo dated August 24, 1981 (Attachment #2) from Roger Barry, Community Development Director. Mr. Schroeder noted that there had been much discussion on these items and that the staff was prepared to initiate public hearings consistent with the recommendations in the memo. Mr. Schroeder moved that the staff be directed to proceed along those lines, seconded by Mr. Twerdahl and carried by consensus of Council.

AGENDA ITEM 7. First reading of ordinances

AGENDA ITEM 7-a. An ordinance relating to the pension and retirement system for police officers of the City of Naples, amending Article V of Section 18 of the Code of Ordinances; and providing an effective date. Purpose: To change the vesting and eligibility requirements for retirement from ten years of credited service to five years.

City Attorney Rynders read the above titled ordinance by title for consideration by Council on First Reading. In response to a question from Mr. Rothchild, Franklin Jones, Acting City Manager, explained how this would be funded. Mr. Rothchild also asked who this would benefit among the police officers and further voiced his objections to the merit of this change in the case of police officers. Mr. Thornton moved approval of this ordinance on First Reading, seconded by Mr. Twerdahl and carried on roll call vote, 6-1; Mr. Holland, yes; Mr. Rothchild, no; Mr. Schroeder, yes; Mr. Thornton, yes; Mr. Twerdahl, yes; Mr. Wood, yes; Mayor Anderson, yes.

AGENDA 7-b. An ordinance relating to the pension and retirement system for firemen of the City of Naples, amending Article IV of Section 18 of the Code of Ordinances; and providing an effective date. Purpose: To change the vesting and eligibility requirements for retirement from ten years of credited service to five years.

City Attorney Rynders read the above titled ordinance by title for consideration by Council on First Reading. Mr. Rothchild voiced similar objections as he had in Agenda Item 7-a. Mr. Twerdahl moved approval of this ordinance on First Reading, seconded by Mr. Thornton and carried on roll call vote, 6-1; Mr. Holland, yes; Mr. Rothchild, no; Mr. Schroeder, yes; Mr. Thornton, yes; Mr. Twerdahl, yes; Mr. Wood, yes; Mayor Anderson, yes.

AGENDA ITEM 7-c. An ordinance relating to the City of Naples pension and retirement system for general employees of the City, amending Article III of Section 18 of the Code of Ordinances; and providing an effective date. Purpose: To delete the minimum age requirement of 40 years for entitlement to a deferred pension; to provide for final average compensation to be computed on the basis of the employee's total compensation during the last 36 consecutive months of service rather than the last 60 months; and to change the vesting and eligibility requirements for retirement from ten years to five years.

City Attorney Rynders read the above captioned ordinance by title for Council's consideration on First Reading and then noted that a request had been made for an amendment to define the compensation to be used for figuring the pension as not including over-time pay. Mr. Thornton moved approval of this ordinance as amended on First Reading, seconded by Mr. Schroeder and carried on roll call vote, 7-0; Mr. Holland, yes; Mr. Rothchild, yes; Mr. Schroeder, yes; Mr. Thornton, yes; Mr. Twerdahl, yes; Mayor Anderson, yes.

AGENDA ITEM 8. Approval of plaque - Lester J. Norris. Requested by Mayor Anderson.

Mayor Anderson noted that he had been in contact with the Norris family and they were in concurrence with the City's putting up a bronze plaque as a memorial to Lester Norris. It was the consensus of Council that Mayor Anderson proceed along those lines.

AGENDA ITEM 9. A resolution authorizing the Mayor and City Clerk to execute a franchise agreement between the City of Naples and the Naples Transit Company, Inc., relative to the operation of a passenger trolley in the City. Requested by Naples Transit Company, Inc.

City Attorney Rynders read the above referenced resolution by title for Council's consideration. In response to an inquiry by Mr. Rothchild concerning the City's liability, the City Attorney noted Florida statute 728.65 concerning the \$300,000 limit of liability for the City. Mr. Holland moved adoption of Resolution 3831, seconded by Mr. Schroeder and carried on roll call vote, 7-0; Mr. Holland, yes; Mr. Rothchild, yes; Mr. Schroeder, yes; Mr. Thornton, yes; Mr. Twerdahl, yes; Mr. Wood, yes; Mayor Anderson, yes.

AGENDA ITEM 10. Discussion of Code 3 Electronics, Inc, lease. Requested by Nelson A. Faerber, Jr., Counsel to Code 3 Electronics, Inc.

Mayor Anderson noted the presence of Nelson Faerber, Sr., who came forward to discuss this with Council. He noted the time period used to work out the installation of this system and the renewal of the lease contracts and the terms of the contract regarding the payment of the insurance premiums. Mayor Anderson directed City Attorney Rynders to investigate the possibility of including this insurance with the City's policy. In response to an inquiry from Mr. Rothchild, Norris Ijams, Fire Chief, concurred that the system was a valuable adjunct to the signalization in the City.

AGENDA ITEM 11. Discussion/action regarding City Manager recruitment. Pursuant to Council discussion at regular meeting of August 19, 1981.

Mayor Anderson asked Council what they wanted to do about this matter. Mr. Holland spoke favorably of the fulfillment of this office by Franklin Jones as Acting City Manager and recommended leaving the situation as it is for 60 days before deciding whether to stay in-house or to recruit from outside. Mr. Twerdahl stated his feeling that there were two good candidates in-house and that 60 days was waiting too long. Mr. Wood expressed his desire to stay in-house rather than advertising for applications to come from other places. Mr. Schroeder felt that he would like to review a whole range of applications and recommended some sort of recruitment program. Mr. Rothchild also felt that to restrict recruitment to in-house would not provide the best range of selection and recommended professional help in recruiting. He suggested using Mr. Sittig from the Florida League of Cities to screen applications. Mr. Thornton did not agree with that but felt that a professional firm should be hired. Mr. Holland moved that Council leave things as they are for 60 days, seconded by Mr. Thornton. After further discussion, motion carried on roll call vote, 4-3; Mr. Holland, yes; Mr. Rothchild, no; Mr. Schroeder, no; Mr. Thornton, yes; Mr. Twerdahl, yes; Mr. Wood, yes; Mayor Anderson, no. Mr. Rothchild indicated his dissatisfaction with the action just taken. Mayor Anderson noted that a member of Council could bring up something at the next meeting. Mr. Twerdahl noted the qualifications of Roger Barry, Community Development Director. Mr. Schroeder voiced his feelings that the motion precluded Council's looking at any outside applications for 60 days. City Attorney Rynders expressed his interpretation that it was a 60-day testing period for Frank Jones. Mr. Twerdahl stated his feeling that it was an action to keep things running smoothly for 60 days and something could happen within that period of time to cause Council to take another action. Mr. Rothchild noted that Council could pass a different motion at the next meeting.

AGENDA ITEM 12. Purchasing:

AGENDA ITEM 12-a. Master card filing system, Police Department - bid award

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

A RESOLUTION AWARDDING BID FOR A MASTER CARD FILING SYSTEM FOR THE POLICE DEPARTMENT; AUTHORIZING THE ACTING CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Mr. Holland moved adoption of Resolution 3832, seconded by Mr. Wood and carried on roll call vote, 7-0; Mr. Holland, yes; Mr. Rothchild, yes; Mr. Schroeder, yes; Mr. Thornton, yes; Mr. Twerdahl, yes; Mr. Wood, yes; Mayor Anderson, yes.

AGENDA ITEM 12-b. Safety shoes - annual bid

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

A RESOLUTION AWARDDING THE BID FOR THE CITY'S ANNUAL REQUIREMENTS FOR SAFETY SHOES; AUTHORIZING THE ACTING CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Mr. Thornton moved adoption of Resolution 3833, seconded by Mr. Wood and carried on roll call vote, 7-0; Mr. Holland, yes; Mr. Rothchild, yes; Mr. Schroeder, yes; Mr. Thornton, yes; Mr. Twerdahl, yes; Mr. Wood, yes; Mayor Anderson, yes.

AGENDA ITEM 12-c. Drainage material - annual bid

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

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

Mr. Thornton moved adoption of Resolution 3834, seconded by Mr. Schroeder and carried on roll call vote, 7-0; Mr. Holland, yes; Mr. Rothchild, yes; Mr. Schroeder, yes; Mr. Thornton, yes; Mr. Twerdahl, yes; Mr. Wood, yes; Mayor Anderson, yes.

Let the record show that Mr. Schroeder left the Council table at 1:30 p.m.

AGENDA ITEM 12-d. Roofing replacement, Cambier Park Center - bid award

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

A RESOLUTION AWARING THE BID FOR REPLACEMENT OF THE FLAT GRAVEL ROOF AT THE CAMBIER PARK RECREATION CENTER; AUTHORIZING THE ACTING CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

In response to questions from Council members, Stewart Unangst, Purchasing Agent, noted the specifications he had used and stated that there was only a two year guarantee, which Roger Barry, Community Development Director, corroborated was the standard guarantee. After further discussion, Mr. Wood moved adoption of Resolution 3835, seconded by Mr. Twerdahl and carried on roll call vote, 4-2; Mr. Holland, no; Mr. Rothchild, no; Mr. Schroeder, absent from the table; Mr. Thornton, yes; Mr. Twerdahl, yes; Mr. Wood, yes; Mayor Anderson, yes.

Let the record show that Mr. Schroeder returned to the Council table at 1:34 p.m.

AGENDA ITEM 12-e. 4-door sedan, Police Department - bid award

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

A RESOLUTION AWARING THE BID FOR ONE 4-DOOR AUTOMOBILE TO BE USED BY THE POLICE DEPARTMENT; AUTHORIZING THE ACTING CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Mr. Thornton moved adoption of Resolution 3836, seconded by Mr. Wood and carried on roll call vote, 7-0; Mr. Holland, yes; Mr. Rothchild, yes; Mr. Schroeder, yes; Mr. Thornton, yes; Mr. Twerdahl, yes; Mr. Wood, yes; Mayor Anderson, yes.

CORRESPONDENCE AND COMMUNICATIONS

Franklin Jones, Acting City Manager, noted the memorandum regarding the Planning Advisory Board's review of the proposed Capital Improvement Program was included in the packet for Council's information only.

Council reviewed the ambulance report referred to in the memorandum from Acting City Manager Franklin Jones dated August 28, 1981,, a copy of which is on file in the Meeting packet in the City Clerk's office. Norris Ijams, Fire Chief, answered various questions.

There being no further business to come before this Regular Meeting of the Naples City Council, Mayor Anderson adjourned the meeting at 1:47 p.m.

R. B. Anderson

R. B. Anderson, Mayor

Janet Cason

Janet Cason
City Clerk

Ellen P. Marshall

Ellen P. Marshall
Deputy City Clerk

These minutes of the Naples City Council were approved on 09-16-81

Copy of statement read to Council during Agenda Item 6 by Judith Chirgwin - Regular Meeting 09/02/81

In order to develop a workable solution to the need of peace and privacy in Naples, it is necessary to stop identifying the situation as a problem between the "haves" and the "have nots". Naples has a long history of respect between persons. The wealthy and the working class have always been concerned, caring and courteous to each other. The beaches and pier are legally open to all because of this mutual understanding. We need the help of Council and the media to re-enforce this concept which most people in Olde Naples still adhere to. Most of these people are not speaking up publicly. Maybe some kind of permits will be necessary for parking. It is in everyone's best interest to preserve the fine quality of Naples which attracts us. Maybe some of the regulations concerning parking are necessary, but hopefully you are going to protect the character and life style which brought us here. At one end of the spectrum are people who want no change at all, and they are many, while some suggest vacating the right-of-way to abutting property owners. Resort communities in other areas have developed parking regulations to meet their needs. The City can more imaginatively do so than with parking bans and meters. Whatever you initiate now will be the beginning of Naples' character for a long time to come. From a ban on the beach and Gulf Shore Boulevard parking to parking meters, the possibility of retaining and developing a charming, attractive residential neighborhood will be destroyed. The presence of responsible, considerate people on our beaches is our best protection. Enforcing present laws is essential. If a 5-year plan is carefully thought out and implemented by stages, the County has time to understand the need of preserving areas for use before it is too late. A large recreational and cultural park is needed by all, not only the County but the City. Maybe the City and County could work together for our mutual benefit. Please allow sufficient time for adequate study of alternatives and feed back from all of us, not just a few people in each association. I have no problem with the night time ban at the beach, but I certainly do oppose the beginning of the parking ban by going onto Gulf Shore Boulevard. Thank you very much.



City of Naples

--- MEMO ---

TO: City Council
FROM: Roger J. Barry, Community Development Director
SUBJECT: Proposed Comprehensive Plan Amendments
DATE: August 24, 1981

The City Council discussed the existing Comprehensive Plan land use designations on the properties identified in the attached Figures 1-3, at their June 17, 1981 meeting. At the conclusion of the discussion, the Council directed staff to contact the property owners that were not yet aware of the proposed changes, and to include a discussion of the land use designation on the Blue Caribbean Golf Driving Range property at the next PAB meeting.

The PAB, at their August 13, 1981 meeting, discussed all of the subject properties, the attached staff report, and the attached letters from Elaine Finklestein and Dr. Wise; and reached the following conclusions:

1. Anchor Rode Drive & Binnacle (Fig. 1)

a. Northeast Corner of Anchor Rode & Binnacle

The PAB recommends that the use on this property be limited to "General and/or Medical Offices".

The property owner has no objection to such a limitation.

b. Southeast Corner of Anchor Rode & Binnacle

The PAB recommends that the use of this property also be limited to "General and/or Medical Offices."

The property owner does object to this limitation and would prefer to have the opportunity to develop the property within the full range of Highway Commercial uses. (See attached letter from Dr. Wise).

2. Park Shore Drive & Belair Lane (Fig. 2)

a. Northeast Corner of Park Shore & Belair

The PAB recommends that the use on this property be limited to "General and/or Medical Offices".

The property owner has no objection to such a limitation.

b. Southeast Corner of Park Shore & Belair

The PAB recommends that the use on this property also be limited to "General and/or Medical Offices".

We have informed the property owner - Naples Federal Savings & Loan - of the proposed change in the land use designation, but they have not responded.

TO: City Council
 FROM: Roger J. Barry

Page 2.
 8/24/81

The existing banking facility is a permitted use under a "General Office" designation.

3. Neapolitan Way & West Road (Fig. 3)

The PAB recommends that there be no change in the existing land use designation for these subject properties, pending the disposition of the proposed cul-de-sac on Neapolitan and the resolution of the legal question as to whether or not the City can unilaterally change the designation on a "PD" zoned property.

The property owner has no objection to this recommendation and indicated his acceptance of the existing "Multi-family Residential" land use designation for a portion of the property at the northeast corner of Neapolitan & West Blvd.

4. Blue Caribbean Golf Driving Range Property (Fig. 4)

The PAB recommends that the existing land use designations on this property remain unchanged; that is, that the western-most 250 feet be designated for "Highway Commercial" use, and that the balance of the property be designated for "Multi-family Residential" use.

Council Action

The staff is prepared to initiate the required public hearings consistent with the above recommendations of the PAB, unless directed otherwise by the City Council.

RJB:d

