

MINUTES OF THE REGULAR MEETING OF THE NAPLES CITY COUNCIL HELD IN THE COUNCIL CHAMBERS,
NAPLES, FLORIDA, ON WEDNESDAY, JANUARY 6, 1982, AT 9:13 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, City Manager
David W. Rynders, City Attorney
Roger Barry, Community Development
Director
Reid Silverboard, Chief Planner
Randy Davis, Parks & Recreation Director

Norris Ijams, Fire Chief
John McCord, City Engineer
Mark Wiltsie, Assistant to the
City Manager
Stewart Unangst, Purchasing Agent

Reverend Kay White
Sam Aronoff
Jack Conroy
Lew Parks
Tom Grogan
Robert E. Lee Hall
Thomas Poelker
Fred Vidzes
Jim McGrath

Herb Smith
Charles Andrews
John Walker
Mary Springrose
John H. Dante
Stan Billick
Charles Shick
Gilbert Weil
Robert Palmer

News Media: Dennis Oberstar, TV-9
Jerry Pugh, TV-9
Steve Kaskovich, News Press
Tom Lowe, WEVU-TV

Lynn Levine, TV-9
Tish Gray, Naples Star
James Moses, Naples Daily News

Other interested citizens and visitors

Mayor Anderson called the meeting to order at 9:13 a.m.; whereupon Reverend Kay White of the First Christian Church delivered the Invocation followed by the Pledge of Allegiance to the Flag.

AGENDA ITEM 3. APPROVAL OF MINUTES

Mayor Anderson noted the minutes of the Regular Meeting of December 16, 1981. Since there were no objections or additions, the Mayor noted it was the consensus of Council to approve these minutes as presented.

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

AGENDA ITEM 4-a. PUBLIC HEARING and second reading of ordinance. Rezone Petition No. 81-R10
Petitioner: Jane I. Hunt Location: Immediately north of Grand Central Station Shopping Center, south of Standard Oil Bulk-Storage facility, west of former Seaboard Coast Line Railroad right-of-way, and east of Naples Downtown Mini-Storage Warehouses. Request for a Change of Zone from "I", Industrial, to "PD", Planned Development, and designated for commercial and office uses; for a 1.25 acre parcel of land; in order to facilitate the renovating of warehouses for office and commercial uses.

An Ordinance rezoning a parcel of land consisting of approximately 1.25 acres, located on the west side of Goodlette Road, immediately north of the Grand Central Station Shopping Center, more particularly described herein, from "I", Industrial, to "PD", Planned Development, designated for commercial and office uses; directing that the Zoning Atlas of the City be amended to reflect said rezoning; approving the development plan therefor; and providing an effective date. Purpose: To rezone said property at the request of the owner in order to facilitate the renovation of existing warehouse structures for commercial and office uses and to bring the zoning of said property into compliance with the City's Comprehensive Plan.

Mayor Anderson opened the Public Hearing at 9:16 a.m.; whereupon City Attorney Rynders read the above titled ordinance by title for consideration by Council on Second Reading. There being no one to speak for or against, the Mayor closed the Public Hearing at 9:17 a.m.; whereupon Mr. Thornton moved adoption of Ordinance 3911 on Second Reading, seconded by Mr. Twerdahl 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. Petitioner: National Trust Company/Jack Conroy Location: Portions of former Seaboard Coast Line Railroad right-of-way lying between 1st Avenue South and 14th Avenue North.

(1) PUBLIC HEARING and Naples Planning Advisory Board recommendation to approve: Preliminary Plat Plan No. 81-SD1 Request to approve a proposed Subdivision of approximately 8.33 acres of the former Seaboard Coast Line Railroad right-of-way lying north of 1st Avenue South and south of 5th Avenue North.

(2) PUBLIC HEARING and Naples Planning Advisory Board recommendation to approve: Preliminary Plat Plan No. 81-SD2 Request to approve a proposed Subdivision of approximately 11 acres of the former Seaboard Coast Line Railroad right-of-way lying between 5th Avenue North and 8th Avenue North extended.

(3) PUBLIC HEARING and second reading of ordinance. Comprehensive Plan Amendment No. 81-CP3 Request to amend the City of Naples Comprehensive Plan to accommodate a proposed office development on a portion of the former Seaboard Coast Line Railroad right-of-way lying between 5th Avenue North and 6th Avenue North extended.

An ordinance amending the Future Land Use Element of the City's Comprehensive Plan to accommodate a proposed office and multi-family development on a portion of the former Seaboard Coast Line Railroad right-of-way lying north of 5th Avenue North and south of 6th Avenue North; and providing an effective date. Purpose: To amend the Future Land Use Element and Future Land Use Plan Map of the Comprehensive Plan to permit a proposed general office and multi-family development on the above-described property.

(5) PUBLIC HEARING and Naples Planning Advisory Board recommendation to approve: Street and Alley Vacation Petition No. 81-A9 Request to vacate unimproved platted streets and alleys lying in a portion of the former Seaboard Coast Line Railroad right-of-way between 5th Avenue North and 8th Avenue North.

Mayor Anderson called Council's attention to the above captioned ordinance for Council's consideration on Second Reading and to the below referenced resolutions.

A RESOLUTION APPROVING THE PRELIMINARY SUBDIVISION PLAT FOR A PROPOSED SUBDIVISION CONSISTING OF APPROXIMATELY 8.33 ACRES, LOCATED BETWEEN 1ST AVENUE SOUTH AND 5TH AVENUE NORTH, BEING A PORTION OF THE FORMER SEABOARD COAST LINE RAILROAD RIGHT-OF-WAY, SUBJECT TO THE CONDITIONS OUTLINED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

A RESOLUTION APPROVING THE PRELIMINARY SUBDIVISION PLAT FOR A PROPOSED SUBDIVISION CONSISTING OF APPROXIMATELY 10.995 ACRES, LOCATED NORTH OF 5TH AVENUE SOUTH AND SOUTH OF 8TH AVENUE NORTH, BEING A PORTION OF THE FORMER SEABOARD COAST LINE RAILROAD RIGHT-OF-WAY, SUBJECT TO THE CONDITIONS SET FORTH HEREIN; AND PROVIDING AN EFFECTIVE DATE.

A RESOLUTION RELATING TO THE VACATION OF CERTAIN UNIMPROVED PLATTED STREET AND ALLEY RIGHTS-OF-WAY (LYING BETWEEN 5TH AVENUE NORTH AND 8TH AVENUE NORTH; PROVIDING THAT FINAL ACTION ON THE PETITION TO VACATE IS NOT APPROPRIATE AT THIS TIME AND THAT THE COUNCIL WILL APPROVE SAID PETITION AT SUCH TIME AS THE CONDITIONS HEREINAFTER REFERRED TO HAVE BEEN MET; AND PROVIDING AN EFFECTIVE DATE.

Mayor Anderson noted the lengthy discussion on this matter held at the Council's Workshop Meeting of January 5, 1982, and the fact that Council had decided to postpone action on these matters for two more weeks. Mayor Anderson then opened the Public Hearing for the above items at 9:19 a.m. In response to a question from Mr. Schroeder about whether or not to close the Public Hearing, City Attorney Rynders noted that the Public Hearing could be closed since it legally met the requirements and that Council could postpone action on the items because they were not required to take action on these items the same day they had the Public Hearing. Mayor Anderson noted that since Council had set a date certain for action, it would be proper to continue the Public Hearing. The City Attorney suggested reading the title of the ordinance, Agenda Item 4-b (4) for First Reading and taking action on the First Reading so that it could be advertised for Second Reading at the January 20th meeting, two weeks hence.

(4) First Reading of an Ordinance and Naples Planning Advisory Board recommendation to approve: Rezone Petition No. 81-R11 Request for a Change of Zone from "C3", Heavy Business, and "R1-7.5", Single-family Residential, to "PD", Planned Development and designated for general office and Multi-family Residential uses, for a portion of the former Seaboard Coast Line Railroad right-of-way lying between 5th Avenue North and 8th Avenue North extended.

An Ordinance rezoning property located north of 5th Avenue North and south of 8th Avenue North, being a portion of the former Seaboard Coast Line Railroad right-of-way, from "C3", Heavy Business and "R1-7.5", Single-family Residential, to "PD", Planned Development, designated for general office and Multi-family Residential uses; directing that the Zoning Atlas of the City be amended to reflect said rezoning, and providing an effective date. Purpose: To rezone said property at the request of the owner in order to accommodate a proposed general office and Multi-family development.

City Attorney Rynders read the above titled ordinance by title for Council's consideration on First Reading. Mr. Twerdahl moved to postpone action on Agenda Item 4-b until the January 20th meeting. Mr. Schroeder suggested that Mr. Twerdahl amend his motion to approve 4-b (4) on First Reading and to postpone action on the other items for two weeks. Mr. Rothchild objected to voting on the First Reading without further discussion. Mr. Twerdahl amended his motion to postpone action on Agenda Items 4-b (1), 4-b (2), 4-b (3) and 4-b (5) until the January 20th meeting and to approve Agenda Item 4-b (4) on First Reading, seconded by Mr. Schroeder. In response to a question from Mr. Rothchild, petitioner Jack Conroy explained the basis for his authority to request these various petitions, as owner of a contract to purchase this property from Seaboard Coastline and he stated he had written authority from Seaboard Coastline. Roger Barry, Community Development Director, confirmed that it was proper to accept these requests with the written permission of the owner, Seaboard Coastline Railroad. Mr. Rothchild again objected to action on the First Reading without more discussion than was held at the Workshop Meeting. City Attorney Rynders noted that the First Reading would put people on notice that there would be a Public Hearing at the Second Reading. After further discussion with Mr. Conroy as to whether the dwelling units would be rentals or condominiums, motion 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 5-a. PUBLIC HEARING to hear objections of all interested persons to the confirmation of the assessment roll for water system improvements installed in the area designated as Water System Improvement Assessment District #2, (known as Coach House Lane), the boundaries of which are as follows: The South 1/2 of the Southeast 1/4, also the Southeast 1/4 of the Southwest 1/4, less the Easterly 250 feet of the South 1/2 of the Southeast 1/4, all within Section 23, Township 40 South, Range 25 East, Collier County, Florida.

Mayor Anderson opened the Public Hearing at 9:38 a.m.; whereupon City Attorney Rynders read the below titled resolution for Council's consideration.

A RESOLUTION CONFIRMING THE ASSESSMENT ROLL FOR WATER SYSTEM IMPROVEMENT ASSESSMENT DISTRICT NO. 2, RELATING TO THE CONSTRUCTION OF A WATER MAIN AND EXTENSION OF THE CITY WATER SYSTEM TO PROVIDE WATER SERVICE ON COACH HOUSE LANE; AMENDING RESOLUTION NO. 3725 TO PROVIDE FOR THE PAYMENT OF SAID ASSESSMENTS IN FIVE (5) EQUAL ANNUAL INSTALLMENTS RATHER THAN TEN (10) EQUAL ANNUAL INSTALLMENTS; AND PROVIDING AN EFFECTIVE DATE.

There being no one to speak for or against, the Mayor closed the Public Hearing at 9:39 a.m.; whereupon Mr. Thornton moved adoption of Resolution 3912, 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.

AGENDA ITEM 5-b. Authorization to borrow \$64,000 for construction of above water system improvements.

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

A RESOLUTION AUTHORIZING THE BORROWING OF \$64,000.00 FROM THE SOUTHEAST NATIONAL BANK OF NAPLES, TO BE USED FOR THE PURPOSE OF FINANCING CONSTRUCTION OF A WATER MAIN AND EXTENSION OF THE CITY WATER SYSTEM TO PROVIDE WATER SERVICE ON COACH HOUSE LANE, BEING WATER SYSTEM IMPROVEMENT ASSESSMENT DISTRICT NO. 2, TO BE SECURED BY THE PROCEEDS FROM SPECIAL ASSESSMENTS TO BE MADE AGAINST PROPERTY OWNERS IN SAID DISTRICT; AUTHORIZING THE EXECUTION OF A NOTE THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Mr. Thornton moved adoption of Resolution 3913, 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 6. Amendment of Water System Improvement Assessment District #3 to include 63 of the lots within Coconut Creek Unit #3. Requested by Engineering Department.

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

A RESOLUTION AMENDING RESOLUTION NO. 3845 WHICH ORDERED CONSTRUCTION OF A WATER MAIN AND EXTENSION OF THE CITY WATER SYSTEM TO PROVIDE WATER SERVICE ON LORRAINE AVENUE IN COCONUT CREEK UNIT #3, DESIGNATED AS "WATER SYSTEM IMPROVEMENT ASSESSMENT DISTRICT NO. 3"; PROVIDING FOR EXPANSION OF THE BOUNDARIES OF SAID DISTRICT TO INCLUDE ADDITIONAL PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

Mr. Schroeder moved adoption of Resolution 3914, seconded by Mr. Twerdahl 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 7. A resolution accepting a bill of sale and easement from the Moorings, Incorporated and Collier County Health Facilities Authority, relating to the water main extension for Moorings Park Phase II; and providing an effective date. Requested by Engineering Department.

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

A RESOLUTION ACCEPTING A BILL OF SALE AND EASEMENT FROM THE MOORINGS, INCORPORATED AND COLLIER COUNTY HEALTH FACILITIES AUTHORITY, RELATING TO THE WATER MAIN EXTENSION FOR MOORINGS PARK PHASE II; AND PROVIDING AN EFFECTIVE DATE.

Mr. Holland moved adoption of Resolution 3915, seconded by Mr. Twerdahl 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 8. A resolution accepting a bill of sale from Pinewoods Developers of Naples, Inc. for water and sewer lines, force mains and appurtenances, located within the platted rights-of-way of the Pinewoods Subdivision; and providing an effective date. Requested by Engineering Department.

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

A RESOLUTION ACCEPTING A BILL OF SALE FROM PINEWOODS DEVELOPERS OF NAPLES, INC. FOR WATER AND SEWER LINES, FORCE MAINS AND APPURTENANCES, LOCATED WITHIN THE PLATTED RIGHTS-OF-WAY OF THE PINEWOODS SUBDIVISION: AND PROVIDING AN EFFECTIVE DATE.

Mr. Schroeder moved adoption of Resolution 3916. City Manager Jones responded in the affirmative to Mr. Rothchild's question as to whether the City Manager was satisfied that this request came in before the sewer moratorium. Motion was seconded by Mr. Twerdahl 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 9. First Reading of an Ordinance.

An Ordinance amending Section 1A-4 of the Code of Ordinances of the City of Naples, relating to remuneration paid to persons serving on a Municipal Election Board; and providing an effective date. Purpose: To increase the amount of compensation paid to persons serving on a Municipal Election Board. Requested by City Clerk.

City Attorney Rynders read the above referenced ordinance by title for Council's consideration on First Reading. Mr. Rothchild suggested changing the Charter so that this matter could be taken care of with a resolution in the future. Mr. Holland moved approval 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.

In as much as Council was ahead of the Agenda time schedule, it was their consensus to take up Agenda Item 11 at this time to allow for any one from the public who might have intended to be present to speak on Agenda Item 10.

AGENDA ITEM 11. Acceptance of donation of Har-tru tennis courts surfaces (5 courts) at Cambier Park. Requested by City Manager

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

A RESOLUTION ACCEPTING THE OFFER OF A CITIZEN TO FINANCE THE RESURFACING OF FIVE TENNIS COURTS IN CAMBIER PARK WITH HAR-TRU SURFACES AND TO PAY FOR THE MAINTENANCE THEREOF FOR A PERIOD OF TEN YEARS; AND PROVIDING AN EFFECTIVE DATE.

Mr. Thornton moved adoption of Resolution 3917, seconded by Mr. Schroeder. Mr. Twerdahl noted that the total donation was for ten courts, five more than mentioned at this time. It was further noted in discussion that this offer was to surface five existing courts and that the five others would be new courts. Council was not in agreement regarding using up the existing open space in Cambier Park by adding more courts. It was the consensus of Council to ask for a report from the Parks & Recreation Advisory Board regarding the proposed five new courts. In response to a question from Mr. Rothchild about the donor and his motives for the gift, Robert E. Lee Hall, citizen, commented on the donor, Mr. Whiting, and his enjoyment of tennis and his various donations. Motion 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 Mayor Anderson recessed the meeting at 10:00 a.m. and reconvened it at 10:25 a.m. with all members of Council present.

RETURN TO REGULAR AGENDA

AGENDA ITEM 10. Permit to distribute commercial handbills under Chapter 2, Article II, Code of Ordinances of the City of Naples. Requested by Elmer Shard, General Manager, Interval Promotions, Inc., Ft. Myers, Florida.

City Manager Jones noted that the actual permit is issued by the Police Department and they have completed the investigation as required by the ordinance and the petitioner had complied with the other provisions of the ordinance. He also noted that this permit would be only for the petitioner and each individual who will be participating in this promotional campaign is required to obtain an individual permit. City Attorney Rynders pointed out that the City's ordinance only pertained to distributing handbills to private homes or to people on public property. He noted that their activities on private property such as the shopping centers were the responsibility of the property owner. Thomas Poelker, the individual applying for the permit, presented himself to Council to answer questions about this operation. Mr. Rothchild referred several times to a letter from Interval Promotions outlining the proposed activities of the petitioner (Attachment #1). During a lengthy discussion, City Attorney Rynders noted that under the City's existing ordinance, Council would find it difficult not to approve this request at least for a limited period of time. Mr. Holland moved to approve the permit for a period of three months. Motion died for lack of a second. Mr. Thornton moved to approve the permit for a period of two months for the purpose of monitoring the situation, seconded by Mr. Schroeder. Mr. Rothchild suggested it should be for an even shorter period of time. Motion 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. Mr. Thornton asked City Attorney Rynders to recommend some changes between now and the next meeting to the City's present ordinance that could preclude this type of activity.

AGENDA ITEM 12. Purchasing:AGENDA ITEM 12-a. Reject Bid - Water treatment Plant Modifications

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

A RESOLUTION REJECTING ALL BIDS RECEIVED FOR MODIFICATIONS TO THE WATER TREATMENT PLANT; AND PROVIDING AN EFFECTIVE DATE.

In response to questions from Mr. Holland about the lapse of time between the bid opening and the action requested today, City Manager Jones referred to his memorandum dated December 24, 1981 (Attachment #2). He further noted that the low bid was not a valid bid and had been withdrawn and the other two bids had been excessively high. He continued, stating that Mr. Savidge, Public Works Director, and Ted Smallwood, Consulting Engineer from CH₂M Hill, had decided that it would be possible to do the work in-house and to only put out bids for the materials; and that they probably should have rejected all bids last May. After further discussion by Council, which included the possibility of the City recouping damages from the bid bond of the bidder who had withdrawn his bid and which bond the City still had, members of the Council decided not to take action in case it might jeopardize the possibility of collecting on the bid bond. Mr. Holland suggested asking for damages from CH₂M Hill because of the higher cost of the materials at this time as opposed to last May. Mr. Schroeder moved to remove this item from the Agenda and refer it back to the City Manager to check on the possibility of the City obtaining some relief from the bid bond, seconded by Mr. Twerdahl 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. Mr. Holland repeated his request for an explanation for the lapse of time from the bid opening until now.

AGENDA ITEM 12-b. Reject Bid - Ferrous Sulfate

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

A RESOLUTION REJECTING ALL BIDS RECEIVED FOR PROVIDING THE CITY'S ANNUAL REQUIREMENTS FOR FERROUS SULPHATE; AUTHORIZING THE CITY MANAGER TO READVERTISE FOR BIDS BASED ON REVISED SPECIFICATIONS; AND PROVIDING AN EFFECTIVE DATE

In answer to questions from Council, City Manager Jones referred to his memo dated December 24, 1982 (Attachment #3). Mr. Thornton moved adoption of Resolution 3918, seconded by Mr. Twerdahl. In response to a question by Mr. Holland, Stewart Unangst, Purchasing Agent, noted that the original specifications had been written by CH₂M Hill. Motion carried on roll call vote, 5-2; Mr. Holland, no; Mr. Rothchild, no; Mr. Schroeder, yes; Mr. Thornton, yes; Mr. Twerdahl, yes; Mr. Wood, yes; Mayor Anderson, yes.

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

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

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

Mr. Twerdahl moved adoption of Resolution 3919, 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 12-d. Bid Award - Water Meter Test Bench

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

A RESOLUTION AWARDING THE BID FOR A WATER METER TEST BENCH; AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Mr. Twerdahl moved adoption of Resolution 3920, 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 12-e. Bid Waiver - Pump parts

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

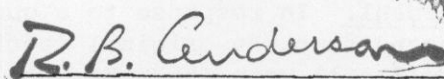
A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE REPLACEMENT PARTS FOR THE PUMPS AT THE COVE LIFT STATION, WAIVING THE REQUIREMENTS FOR COMPETITIVE BIDDING THEREON; AND PROVIDING AN EFFECTIVE DATE.


Mr. Twerdahl moved adoption of Resolution 3921, 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.

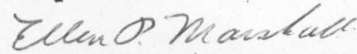
CORRESPONDENCE AND COMMUNICATIONS

Mr. Holland stated that he had been requested by Virginia Corkran, citizen, and others to have an item put on the agenda of the next meeting of the Big Cypress Basin Board to discuss wastewater disposal. Basin Administrator Fred Vidzes noted that the Board could hold a workshop on this item at their next meeting and have it open to the public. He also suggested that the next meeting, scheduled for January 22, could be held in the City Council Chambers. It was the consensus of Council that this item be requested and that the meeting be held in Council Chambers.

There being no further business to come before this Regular Meeting of the Naples City Council, Mayor Anderson adjourned the meeting at 11:41 a.m.


R. B. Anderson, Mayor


Janet Cason
City Clerk


Ellen P. Marshall
Deputy Clerk

These minutes of the Naples City Council were approved on 01/20/82

RECEIVED NOV 12 1981

INTERVAL PROMOTIONS, INC.
6651 McGregor Blvd. #20
Ft. Myers, Florida 33907

9 November 1981

CITY COUNCIL
City of Naples
Collier County
Naples, Florida

Dear Councilmen:

As per your city code, Article II, Handbills, Sec. 2-10 and Sec. 2-11 we are submitting this request in order that our company, Interval Promotions, Inc., a Florida corporation can receive the proper permits necessary for the distribution of commercial handbills in your community.

It is our intention to disribute our handbills in the following described manner. We do not deposit, place, throw, scatter or cast any commercial handbills in or upon any public place within this city. We do not place these handbills in or upon any automobile or other vehicle. We do not distribute these handbills door to door. Our sole means of distribution of these handbills is done by our individual employees, each of whom will fill out the proper forms and get their individual permits as required by law.

Our people work in shopping centers under the auspicious of, and in complete coopration with, the landlord and merchants of each shopping center. We pay rent just like the other merchants in a given plaza and represent a promotional effort between the merchants and the Vanderbilt Resort and Harbour Club, a licenced Interval Ownership Resort.

All of our employees are adult, low key people who are properly instructed in both appearance and behavior. They confront people within the confines of each plaza and, on a one on one basis, give the prospect an Invitation Gift Certificate to visit, under no obligation, the Resort and see what it has to offer. Whether or not they make a purchase, they are then given a check back to any merchant in the plaza from which they were generated. The check is for merchandise and the merchants all like and enjoy the program for obvious reasons.

CITY COUNCIL

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9 November 1981

We do this in many communities all over this state and we handle ourselves in a professional non-harassing and inoffensive manner. We fully realize the value of tourist goodwill and our efforts are executed in good taste.

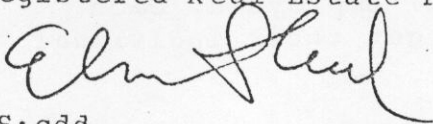
With this request we are submitting samples of the Certificates we will distribute. The printing material complies with all local laws and is also in full compliance with restrictions specifically mentioned by state laws as controlled by the Florida Board of Professional Regulations.

It is my understanding that each of our solicitors is to fill out a form issued by the Naples Police Department and upon proper investigation, each person will be issued an individual permit.

If any further information is required, please contact our company at 6651 McGregor Blvd, Fort Myers, Florida 33907.

Sincerely,

Elmer Shard
General Manager
Interval Promotions, Inc.
Registered Real Estate Proker



ES:cdd
Enclosures

481-1900



City of Naples

--- MEMO ---

TO: HONORABLE MAYOR AND MEMBERS OF CITY COUNCIL
 FROM: FRANKLIN C. JONES, CITY MANAGER
 SUBJECT: WATER TREATMENT PLANT MODIFICATIONS (PROJECT #NA 30500.J1)
 DATE: DECEMBER 24, 1981

On May 12, 1981, bids were received and opened by CH2M Hill Engineers for modifications to the Water Treatment Plant. These modifications would involve the complete rebuilding and refurbishing of filters #1 and #2 and updating the instrumentation of the accelerators.

Bid invitations were forwarded to eleven (11) potential bidders with three (3) responses being received. Following submittal of their low bid of \$165,000.00, Hydro Construction of Bloomfield, Michigan requested that their bid be rejected. They did not receive a written copy of the bid invitation and misinterpreted verbal information given to them over the telephone by CH2M Hill. The other bid respondents far exceeded the budgeted figure of \$182,700.00.

Based on this information, I respectfully request authorization to formally reject all bids received for this project. We have determined that the best way to accomplish this task will be to bid the necessary materials separately from the labor and to install the equipment with City employees. We feel this approach will allow us to stay within budget.

With the new filters in operation, we have sufficient time to accomplish this task.

We have attached a bid tabulation sheet for your information.

Respectfully submitted,

Franklin C. Jones
 Franklin C. Jones,
 City Manager

Attachment

ATTACHMENT #3 - page 1



City of Naples

--- MEMO ---

TO: HONORABLE MAYOR AND MEMBERS OF CITY COUNCIL
FROM: FRANKLIN C. JONES, CITY MANAGER
SUBJECT: AUTHORIZATION TO REJECT BIDS - FERROUS SULPHATE, BID #81-20
DATE: DECEMBER 24, 1981

On November 5, 1981, bids were received and opened for the establishment of an annual contract for providing ferrous sulphate, to the City Wastewater Treatment Plant.

This liquid chemical has been effective in the following areas:

1. Reduces Hydrogen Sulfide (This reduces odors and corrosion of machinery)
2. Conditions sludge for more efficient disposal, resulting in less sludge hauling.
3. Allows the Wastewater Plant to treat more sewage.

Bid invitations were forwarded to sixteen (16) potential suppliers. Nine (9) companies indicated they do not provide this product and two (2) responded with bid proposals.

After reviewing these proposals with both William F. Savidge, Public Works Director and Ted Skallwood, P.E., of CH2M Hill, it is our recommendation that these bids be rejected and new bid invitations be issued. This recommendation is being made based on the fact that the two bids received were not based on the same materials.

Davis Water & Waste Industries of Tallahassee, FL, offered ferrous sulphate containing by-products from the steel industry. This was in compliance with the bid specifications. By-Products, Inc., of Schererville, Indiana bid ferrous sulphate containing by-products of the paint industry. While this did not meet the specifications, we feel it can meet our requirements for the wastewater plant. The sales representative from Davis Water & Waste Industries agrees with this assessment and has requested an opportunity to offer the same product to the City.

Considering the fact that the City purchases an annual estimated total of 210,000 gallons of Ferrous Sulphate, a minimum price reduction of 34 cents per gallon (the difference between the two bids) will result in an annual savings of \$7,466.67.

For your information, the City is currently paying 374 cents per gallon for this product from our present supplier, Davis Water & Waste Products.

Honorable Mayor and Members of City Council
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Based on this information, I respectfully request the authorization to reject all bids received for ferrous sulphate and re-issue bid invitations based upon revised specifications permitting bidders to bid a "base" bid and an "alternate" bid so that we have costs for comparable materials. These revised bid specifications may also allow more bidders to offer their particular product.

We have attached a bid tabulation sheet for your review.

Respectfully submitted,

Franklin C. Jones
Franklin C. Jones,
City Manager

Attachment