Regular Meeting 09/01/82

City of Naples

City Council Chambers 735 Eighth Street South Naples, Florida 33940

| ANNOUNCEMENTS - MAYOR BILLICK - None PUBLIC HEARINGS & RESOLUTIONS -Permit Dredging DR 82-6, Walter Keller -Permit Dredging DR 82-7, Ken Main -Permit Dredging DR 82-3, William Schaefer RESOLUTIONS -Authorize bill of sale for River Park Rec Center to Black Betterment Committee | | 82-4091 | |
|--|---|--------------------|----|
| PUBLIC HEARINGS & RESOLUTIONS -Permit Dredging DR 82-6, Walter Keller -Permit Dredging DR 82-7, Ken Main -Permit Dredging DR 82-3, William Schaefer ESOLUTIONS -Authorize bill of sale for River Park Rec Center to Black Retter- | | | |
| -Permit Dredging DR 82-6, Walter Keller -Permit Dredging DR 82-7, Ken Main -Permit Dredging DR 82-3, William Schaefer ESOLUTIONS -Authorize bill of sale for River Park Rec Center to Black Retter- | | | |
| -Permit Dredging DR 82-7, Ken Main -Permit Dredging DR 82-3, William Schaefer ESOLUTIONS -Authorize bill of sale for River Park Rec Center to Black Retter- | | | 1 |
| ESOLUTIONS -Authorize bill of sale for River Park Rec Center to Black Retter- | | 82-4092 82-4093 | 1 |
| ment Committee | | ' | |
| -Accept sidewalk easement from School Board, 22nd Avenue No | | 82-4094 | 2 |
| Project Consultant Selection Committee - REMOVED FROM ACENDA | | 82-9095 | 3 |
| -Rank firms for 16" Force Main -Appoint Brian Giblin and William Kayerman to Firemen's Potizoment D | | 82-4096 82-4097 | |
| -Approve 4 weeks per year vacation for City Attorney | 1 | 82-4098 | 4 |
| -Increase City Manager's salary to \$47,250.00 | | 82-4099 82-4100 | 5. |
| ISCUSSION City Wide Project Ci | | | |
| -City Wide <u>Drainage</u> Study | | | 2 |
| URCHASING -Award Bid - 2 truckster scooters | | 82-4101 | 5 |
| -Award Bid - Air conditioning/heating maintenance contract -Award Bid - Annual drainage material requirements | | 82-4102 | 5 |
| and the state of t | | 82-4103 | 6 |
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City Council Chambers 735 Eighth Street South Naples, Florida 33940



Time 9:13 a.m.

Date September 1, 1982

| | Reverend Eleanor McMu | llen, East Naples United | | | | VO | TE |
|---|--|---|--------------------------------------|-------------|------------------|-------------|----|
| ROLL CALL: | Methodist Church Present: Stanle M | y R. Billick ayor | | M O T | S E C O | Y | |
| | | Anderson Holland | COUNCIL MEMBERS | 0 N | N D | E S | N |
| | Wade H Randol Kennet | Rothchild . Schroeder ph I. Thornton h A. Wood ouncilmen | | | | | |
| Also Present: | | | | | | | |
| David W. Rynd Mark Wiltsie, City Manage John McCord, Stewart Unang Ellen P. Mars | City Engineer gst, Purchasing Agent shall, Deputy Clerk | William Savidge, Public Works Director Jim Hill, Personnel Director Ruth Engvalson, Personnel Technician | | | | | |
| See Attachment # | 1 - Supplemental Atter | ndance list | | | | | |
| *** | *** | *** | | | | | |
| PUBLIC HEARINGS | | | | 1. | | | |
| RESOLUTION 82 | 2-4091 | ITEM 4 | | | | | |
| BOAT SLIP ADJAG | CENT TO CHAMPNEY BAY AT | VITIES WITHIN AN EXISTING 3901 GORDON DRIVE, SUBJECT D PROVIDING AN EFFECTIVE | | | | | |
| Title read by Ci | ty Attorney Rynders. | | Anderson Holland | x | х | x x | |
| Public Hearing: | Opened - 9:15 a.m. C | losed - 9:16 a.m. | Rothchild | | | x | |
| | | | Schroeder | | | X | |
| | resenting the petition | er presented himself to | Thornton Wood Billick | - | | X X X | |
| Bruce Green, rep answer any quest | resenting the petition | | Thornton Wood | - | | x x | |
| Bruce Green, rep answer any quest | resenting the petition ions. | | Thornton Wood Billick | - | | x x | |
| Bruce Green, repanswer any quest | resenting the petition ions. T the resolution as pr | esented. | Thornton Wood Billick | | | x x | |
| Bruce Green, repanswer any quest MOTION: To ADOP *** RESOLUTION 82 A RESOLUTION AUT SLIP ADJACENT TO | resenting the petition ions. T the resolution as pr *** | esented. *** ITEM 5 CITIES AT AN EXISTING BOAT COVE LANE. SUBJECT | Thornton Wood Billick | | | x x | |
| Bruce Green, repanswer any quest MOTION: To ADOP *** RESOLUTION 82 A RESOLUTION AUT SLIP ADJACENT TO TO THE CONDITION DATE. | resenting the petition ions. T the resolution as pr *** -4092 CHORIZING DREDGING ACTIVITY A MANMADE CANAL AT 300 S SET FORTH HEREIN; AND | esented. *** ITEM 5 CITIES AT AN EXISTING BOAT COVE LANE. SUBJECT | Thornton Wood Billick | | | x x | |
| Bruce Green, repanswer any quest MOTION: To ADOP *** RESOLUTION 82 A RESOLUTION AUT SLIP ADJACENT TO TO THE CONDITION DATE. Citle read by Cit | resenting the petition ions. T the resolution as pr *** -4092 CHORIZING DREDGING ACTIVITY A MANMADE CANAL AT 300 S SET FORTH HEREIN; AND ty Attorney Rynders. | resented. ### ITEM 5 ITIES AT AN EXISTING BOAT COVE LANE, SUBJECT PROVIDING AN EFFECTIVE | Thornton Wood Billick | | x | x x | |
| Bruce Green, repanswer any quest MOTION: To ADOP *** RESOLUTION 82 A RESOLUTION AUT SLIP ADJACENT TO TO THE CONDITION DATE. Citle read by Cit Public Hearing: Bruce Green, repanswer any questi | resenting the petition ions. The resolution as pr *** -4092 PHORIZING DREDGING ACTIVITY A MANMADE CANAL AT 300 S SET FORTH HEREIN; AND ty Attorney Rynders. Opened 9:17 a.m. Close resenting the petitions ions. In answer to a cent onted that the dredeen noted that the dredeen ions. | resented. *** ITEM 5 ITIES AT AN EXISTING BOAT COVE LANE, SUBJECT PROVIDING AN EFFECTIVE sed - 9:19 a.m. | Thornton Wood Billick (7-0) | x | x | XXX | |

| CITY OF NAPLES, FLORIDA | | | | M | s | - | Г |
|--|--|---|--|-----------------------|-----------------------|----------------------------|--------|
| ' City Council Minutes | Date_Septemb | ber 1, 1982 | COUNCIL MEMBERS | 0 T 1 0 N | E C O N D | Y E S | N O |
| | | | | T | | | |
| RESOLUTION 82-4093 | | ITEM 6 | | | | | |
| A RESOLUTION AUTHORIZING DREDGING RESIDENTIAL DOCK IN VENETIAN BAY AND PROVIDING AN EFFECTIVE DATE. | | | | | | | |
| Fitle read by City Attorney Rynde | ers. | | | | | | |
| Public Hearing: Opened - 9:20 a. | m. Closed - 9: | 39 a.m. | | 1 | | | |
| William Edixon, representing the in support of the petition. In recouncil, Mr. Edixon confirmed that where' Association's Board had at the present petition in addition dechler, citizen, questioned the Shore Association's Board who had council had suggested as an alter petition. Mr. Edixon noted his a findings and conditions usually intermits. MOTION: To ADOPT resolution as a standard provisions regard | response to questat the Park Shore approved the world to DER approval composition of a denied the propositive to the oracceptance of the included in these amended to include amended to include an acceptance of the composition of the included in the second amended to include amended to include a to the composition of the included in the second amended to include a to the composition of the c | tions from e Property k proposed in . Richard the Park posal that riginal e standard e dredging de the | Anderson Holland Rothchild Schroeder Thornton Wood Billick | x | x | x x x x x x | |
| screens and certification pliance and standard fi | ndings. | er of com- | (7-0) | | | Λ | |
| RESOLUTION 82-4094 | | ITEM 7 | | | | | |
| A RESOLUTION AUTHORIZING THE MAYOR A BILL OF SALE CONVEYING TO THE BITHE BUILDING PRESENTLY USED AS THE AND PROVIDING AN EFFECTIVE DATE. | LACK BETTERMENT CO HE RIVER PARK REC | OMMITTEE, INC. | | | | | |
| Title read by City Attorney Rynde | rs. | | | | | | |
| The City Attorney noted that he he atives of the Black Betterment C and from the use thereof delete COTION: To ADOPT the resolution the above words from the | committee to have ded from the Bill as presented and | e the words of Sale. | Anderson Holland Rothchild Schroeder Thornton Wood Billick | х | х | X X X X X | |
| ** *** | | *** | (7-0) | | | | |
| ISCUSSION OF STATUS OF CITY-WIDE equested by Richard Hechler, 525 | | - | | | | | |
| r. Hechler, citizen, addressed Chat had appeared in the Naples Doncerning this matter. He felt eccipt of the study resulted in treet and many others. City Man | aily News (Attac that the delay i improper drainac ager Jones noted 11 concerning ar | chment #2) in the City's ge on his d that the n adjusted poke to | | | | | |
| ost for this study. Bob Ghiotto council in support of the study a cope of work requested and then ould be worked out and objected in Anderson noted that a contract ffort and payment usually had the sensus of the majority of Council sefore Council would not resolve tould continue to work on it. Market to "try" CH2M Hill, but he were council with the sense of the sense of the sense of the majority of Council sefore Council would not resolve tould continue to work on it. | and that it responsions. He felt to the publicity of this type who be made. It was that further dithe matter and the color stated. | the matter y given to it. was for "best was the con- icussion that the staff d that he did not | | | | | |

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| CITY OF NAPLES, FLORIDA | | 1. | 1 | - | VO'I | TE | |
|--|---|----------------------------|-------------|---|---------------------------------------|--------|-------------|
| City Council Minutes Date September 1, 1982 | COUNCIL MEMBERS | M O T I O N | E C C | | Y E S | N O | A B S E N T |
| | | | | | | | |
| RESOLUTION 82-4095 ITEM 9 | | | | 1 | | | |
| A RESOLUTION ACCEPTING AN EASEMENT FROM THE SCHOOL BOARD OF COLLIER COUNTY FOR CONSTRUCTION OF A SIDEWALK ON THE SOUTH SIDE OF 22ND AVENUE NORTH, BETWEEN NAPLES HIGH SCHOOL AND GOODLETTE ROAD; AND PROVIDING AN EFFECTIVE DATE. | | | | | | | |
| Title read by City Attorney Rynders. | | | - | 1 | | | |
| Mike Bruet, representing Collier County, addressed Council in support of their accepting the easement. In response to questions from Council, Mr. Bruet acknowledged that the sidewalk was in place, that it was seven feet wide and that it was contiguous to the curb. Mr. Rothchild noted his concern about the safety of the sidewalk and the possible liability being incurred by the City by accepting the easement. Mr. Anderson noted his objections to the sidewalk being contiguous to the curb. | Anderson Holland Rothchild Schroeder Thornton Wood Billick | X. | x | | . x x x x x x x x x | x | |
| MOTION: To ADOPT the resolution as presented. | (6-1) | | | | * | | |
| · · · · · · · · · · · · · · · · · · · | | | | | | | |
| RESOLUTION ITEM 10 | | 1 | - | 1 | | | |
| A RESOLUTION APPOINTING A MEMBER TO SERVE ON THE CONSULTANT SELECTION COMMITTEE FOR THE PUBLIC WORKS AREA PROJECT; AND PROVIDING AN EFFECTIVE DATE. | | | | - | | | |
| SELECTION COMMITTEE FOR THE PUBLIC WORKS AREA PROJECT; AND PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Rynders. Mayor Billick noted the resignation of Mr. Schroeder from the Committee and that Council had the option of allowing the composition of the Committee to remain at four or to appoint someone to replace Mr. Schroeder. It was the consensus of Council not to appoint anyone at this time. | Anderson Holland Rothchild Schroeder Thornton Wood | x | x | | x x x x x | | |
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| SELECTION COMMITTEE FOR THE PUBLIC WORKS AREA PROJECT; AND PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Rynders. Mayor Billick noted the resignation of Mr. Schroeder from the Committee and that Council had the option of allowing the composition of the Committee to remain at four or to appoint someone to replace Mr. Schroeder. It was the consensus of Council not to appoint anyone at this time. MOTION: To REMOVE Agenda Item 10 from the Agenda *** *** *** *** *** *** *** | Holland Rothchild Schroeder Thornton Wood Billick (7-0) Anderson Holland Rothchild Schroeder Thornton Wood Billick | | | | x x x x x x x x x x x x x x x x x x x | | |

| CITY OF NAPLES | , FLORIDA | | | | | VO | TE |
|--|--|---|---|----------------------------|----------------------------|----------------------------|--------|
| City Council M | inutes Date <u>s</u> | September 1, 1982 | COUNCIL MEMBERS | M O T I O N | S E C O N D | Y E S | N O |
| | | | | T | | | |
| THE FIRE DEPARTMENT | OT NTING A RESIDENT OF THE CI TO SERVE ON THE BOARD O MEN'S RETIREMENT TRUST FU | OF TRUSTEES OF THE | | | | | |
| RESOLUTION 82-409 | 98 | ITEM 14 | | | | | |
| BOARD OF TRUSTEES OF | NG A RESIDENT OF THE CITY THE CITY OF NAPLES POLICE DING AN EFFECTIVE DATE. | TO SERVE ON THE OFFICERS' RETIREMENT | | | | ٠ | |
| | City Attorney Rynders. uncil should, as per Cit | ry Ordinance | | | | | |
| appoint the fireman | elected by his peers to | serve on this Board. | | | | | |
| MOTION: To ADOPT the Brian Giblin | e part of Resolution <u>409</u> n to the Firemen's Pensi | 97 appointing ion Board. | Anderson Holland Rothchild Schroeder Thornton Wood Billick (7-0) | x | х | X X X X X X | |
| interviews for the ap Firemen's Pension Boo Board. | Bernard Mooney presente oppointments to serve as ard and the Police Offic e balance of Resolution | citizens on the cers' Retirement | Anderson Holland | | х | x | |
| William Kave to ADOPT Res | erman to the Firemen's P solution 4098 appointing ce Officers' Retirement | Pension Board and Bernard Mooney | Rothchild Schroeder Thornton Wood Billick (7-0) | х | | X X X X | |
| ** | ** | *** | | | | | |
| RESOLUTION 82-409 | 9 | ITEM 15-a | | | | | |
| A RESOLUTION PROVID | ING FOR A SALARY INCREASE DING AN EFFECTIVE DATE. | | | | | | |
| Title not read by Cit | ty Attorney Rynders. | | | | | | |
| Mayor Billick reported Attorney concerning at there be no increase for an additional week against the incompose against the present the accation. Craig & Attorney and the City therefore had no care noted that other governoted. | ed on his discussions wi any salary increase and in salary or fringe ben ek of vacation. Egon Hi creased vacation. Sandy esent salary and against diser, citizen, noted the Manager did not have comer security protection. | suggested that sefits except all, citizen, Scatena, citizen, any increase set the City contracts and He further seemingly | | | | | |
| protection. Richard of some occurances du | employees who had no c Hechler, citizen, noted aring the past year. | his criticism | Anderson Holland Rothchild Schroeder | х | х | x x | х |
| no change in for an addit | resolution as amended a salary or fringe beneficional week of vacation of vacation a year effec | its except allowing | Thornton Wood Billick (6-1) | | | X X X | |

4.9

| A RESOLUTION 82-4100 A RESOLUTION PROVIDING FOR A SALARY INCREASE FOR THE CITY MANAGER; AND PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Rynders. Mr. Wood made a statement in support of City Manager Jones' tenure and entitlement to an increase. Mr. Rothchild made a lengthy statement opposing any increase and cited many comparisons of salaries in other cities. Mr. Anderson suggested the standard increase of 8% and the merit increase of 3%. Sandy Scatena, citizen, spoke against any increase, also citing comparisions with other cities. Richard Hechler, citizen, noted his opinion of some of the City Manager's actions during the past year, both critical and commendable in his estimation. MOTION: To ADOPT the resolution as presented increasing the City Manager's salary to \$47,250.00 effective October 1, 1982. *** *** *** *** *** *** *** | derson lland thichild chroeder fornton bod llick (5-2) | O T I O | N | Y E S | x |
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| | nderson olland othchild chroeder nornton ood ollick 7-0) | x | х | X X X X X X | |
| | Anderson | x | | | X |
| Title read by City Attorney Rynders. | Holland Rothchild | | |) | X |
| MOTION: To ADOPT the resolution as presented | Schroeder Thornton Wood Billick | | x | , | X X |
| *** *** | (7-0) | | | 1 | |

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Supplemental Attendance list - Regular Meeting - September 1, 1982

Reverend Eleanor McMullen
Charles Andrews
Mr. & Mrs. Craig Kiser
George Mohlke
Bruce Green
Sam Aronoff
Walter Keller
Jim McRae
Mary Springrose
Virginia Newman

Walter Olson
Richard Hechler
Herb Cambridge
Egon Hill
Mary Brandt
William Shearston
Bill Edixon
Lyle Richardson
Robert Russell
Richard Hahn

Gilbert Weil
Bob Ghiotto
Mike Bruet
George Hermanson
Ray Miller
Fermin Diaz
George Wise
William Kaverman
Bernard Mooney
Sandy Scatena

News Media:

Pat Comerford, TV-9 Lynn Levine, TV-9 Jerry Pugh, TV-9 Ellen Graham, WSGL James Moses, Naples Daily News Jeff Leen, Miami Herald

Other interested citizens and visitors.

City Considers Lawsuit On Storm Drain Study

By JAMES MOSES Staff Writer

sulting engineers, for a the council. storm drainage study that a Naples resident and a city should rebuild drain- drainage study. Patterson Hill should either repay city official say was tardy age swales (ditches) along died in August and Mc- Naples \$28,000 for the reand incomplete.

The Naples City Council according to the study, but kind of a report is that?" might decide Wednesday the report was so late that to sue for a \$28,000 refund the city fixed his street be- John McCord and the late from CH2M Hill, city con- fore the report was sent to City Manager George Pat-

Last year, City Engineer Hechler. "THE STUDY said the a partial refund for the for the study, so CH2M my street, but by the time Cord later asked new City port or explain the delay Manager Frank Jones to and refusal to pay, Hechler bill CH2M Hill for \$28,136 of the original \$34,000 study cost. On Friday, Finance Director Bill Hanley Naples office, was not said the invoice was sent to CH2M Hill on Feb. 19, but the bill hasn't been paid.

> THE COUNCIL retained CH2M Hill for the study in February of 1980 and the report was due the following September. It arrived at City Hall in December and was rejected as incomplete by McCord in February, 1981.

CH2M Hill resubmitted the report a year later with one added page showing information from a different study-a stormwater runoff report, paid for with federal funds, commissioned by the Southwest Florida Regional Planning to determine Council, pollution impact Naples Bay.

The Norris Marine Reasearch Laboratory is conducting the study for the regional planning council and it subcontracted some CH2M Hill, work to according to David Burr, the drainge study project director for the regional planning council. The page added to the report to

Richard Hechler, 525 13 the report went to City Naples was a duplicate of Ave. S., said he is in a Hall, the city had done the a page in the report to the "flood-prone" area, job," Hechler said. "What planning council, according to Burr, McCord and

> THE CITY HAD made terson decided to demand payments "in good faith" added.

> > Robert Ghiotto, man-CH2M Hill's ager of available for comment on Friday.

> > The City Council meets at 9 a.m. Wednesday in its chamber at City Hall.