



City of Naples

City Council Chambers
735 Eighth Street South
Naples, Florida 33940

-SUBJECT-	Ord. No.	Res. No.	Page
<u>ANNOUNCEMENTS</u> -MAYOR BILLICK - noted presence of people from <u>Royal Harbor</u> who were objecting to the elimination of left turn onto <u>Sandpiper St.</u> -CITY MANAGER JONES - absent			1
<u>APPROVAL OF MINUTES</u> - Regular Meetings 03/16/83 & 04/06/83 Workshop Meeting 04/05/83			1
<u>RESOLUTIONS</u> -Approve Variance CCL 83-1 adjacent to 40 9th Av So. - Donald Keller		83-4261	3
<u>ORDINANCE - First Reading</u> -Rezoning Petition 83-R1, <u>Darlene Stoneburner</u> , Lots 1-4, Block A, Sun Terrace and Lot 4, Block 1, Tacoma Park S/D- <u>ACCEPTED PLANNING ADVISORY BOARD'S RECOMMENDATION TO DENY</u>	83-		2
<u>ORDINANCE - Second Reading</u> -Adopt amendment to <u>Handicapped Parking</u>	83-4262		3
<u>PURCHASING</u> -Award bid - street sweeper		83-4260	2
<u>DISCUSSION</u> -Proposed change in text - <u>Airport zoning</u> - RECOMMENDED FORWARDING TO PLANNING ADVISORY BOARD -Scheduling of meeting with <u>The Conservancy</u> re <u>rock revetment</u> construction			3 3 & 4

City Council Chambers
735 Eighth Street South
Naples, Florida 33940



CITY COUNCIL MINUTES
Regular Meeting

Time 9:02 a.m.

Date April 20, 1983

Mayor Billick called the meeting to order and presided as Chairman.

ROLL CALL: Present: Stanley R. Billick ITEM 2
Mayor

- R. B. Anderson
 - Lyle S. Richardson
 - Harry Rothchild
 - Wade H. Schroeder
 - Randolph I. Thornton
 - Kenneth A. Wood
- Councilmen

Also present:

- David W. Rynders, City Attorney
- Roger Barry, Community Development Director
- Ray McGhee, Equipment Management Director
- Pat Park, Assistant Public Works (Service) Director
- Stewart Unangst, Purchasing Agent
- John McCord, City Engineer
- Reid Silverboard, Chief Planner
- Max Hasse, Assistant Parks & Recreation Director
- Randy Davis, Parks & Recreation Director
- Ellen P. Marshall, Deputy Clerk

See Attachment #1 - Supplemental Attendance List

INVOCATION - Reverend Eleanor McMullen, East Naples ITEM 1
United Methodist Church

ANNOUNCEMENTS ITEM 3

MAYOR BILLICK ITEM 3-a
---noted the number of people present who were interested in D.O.T.'s suggested elimination of the left turn onto Sandpiper from the westbound lane of U.S. 41; and he stated that City Engineer John McCord was planning on meeting with D.O.T. in the near future. Mrs. Jeanette Brodhead, resident of Sandpiper, read into the record a letter sent to Mr. William Fowler of the D.O.T. (Attachment #2).

CITY MANAGER JONES ITEM 3-b
---absent

CONSENT AGENDA

Mr. Rothchild again noted his objections to placing purchasing items on the consent agenda and he quoted his comments in the minutes of the April 6, 1983 meeting regarding the same subject. Mayor Billick noted City Manager Jones' position that if the City's published bidding procedures have been followed and Council is fully informed as to all the facts that there is no need to have long discussions. Mr. Rothchild asked that Item 5 be removed from the consent agenda.

APPROVAL OF MINUTES - March 16, 1983 & ITEM 4
April 6, 1983 - Regular Meetings

Mayor Billick noted there were three sets of minutes, those noted above and Workshop Meeting of April 5, 1983.

MOTION: To APPROVE the minutes as presented.

-----END OF CONSENT AGENDA-----

Mr. Anderson outlined his position that major items of capital improvement equipment such as the item on this Agenda should have individual discussion. He added that it was not just the dollar amount that he was concerned about but rather the significance of the item involved; because routine purchases such as sand, gravel etc. could also be expensive.

COUNCIL MEMBERS	M O T I O N	S E C O N D	VOTE		A B S E N T
			Y E S	N O	
Anderson			X		I
Richardson					I
Rothchild					I
Schroeder			X		I
Thornton					I
Wood					I
Billick (7-0)					I

CITY OF NAPLES, FLORIDA

City Council Minutes

Date April 20, 1983

COUNCIL MEMBERS	M O T I O N	S E C O N D	VOTE		A B S E N T
			Y E S	N O	
<p><u>PURCHASING</u> <u>ITEM 5</u></p> <p>---RESOLUTION 83-4260</p> <p>A RESOLUTION AWARDING THE BID FOR A STREET SWEEPER; AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.</p> <p>Title read by City Attorney Rynders.</p> <p>Jerry Leverne, representing Waste Equipment of Jacksonville, spoke in support of his bid for the street sweeper. Ed Rooney, representing Tymco, spoke in support of his successful bid and emphasized the superiority of his equipment.</p> <p>MOTION: To ADOPT the resolution as presented awarding the bid for the Tymco sweeper.</p> <p>***</p>					
Anderson	X		X		
Richardson			X		
Rothchild			X		
Schroeder			X		
Thornton			X		
Wood		X	X		
Billick (7-0)			X		
<p><u>COMMUNITY DEVELOPMENT DEPARTMENT/NAPLES</u> <u>ITEM 6</u></p> <p><u>PLANNING ADVISORY BOARD</u></p> <p>---ORDINANCE 83-_____</p> <p>AN ORDINANCE REZONING LOTS 1 THRU 4, INCLUSIVE, BLOCK A, SUN TERRACE SUBDIVISION AND LOT 4, BLOCK I, TACOMA PARK SUBDIVISION, LOCATED ON THE SOUTHWEST CORNER OF TENTH STREET NORTH AND CREECH ROAD, FROM "R1-7.5", SINGLE-FAMILY RESIDENTIAL, TO "PD", PLANNED DEVELOPMENT, AND DESIGNATED FOR "R3-12", MULTI-FAMILY RESIDENTIAL USES; AND PROVIDING AN EFFECTIVE DATE.</p> <p>PURPOSE: TO FACILITATE THE CONSTRUCTION OF AN ELEVEN-UNIT MULTI-FAMILY DEVELOPMENT ON A .9 ACRE PARCEL OF LAND.</p> <p>Title read by City Attorney Rynders.</p> <p>Joe Grimm, architect for the petitioner, spoke in support of the petition and the proposed development. Council referred to the minutes of the Planning Advisory Board's April 7, 1983 meeting and the Board's reasons for recommending denial of the rezone petition.</p> <p>MOTION: To ACCEPT the recommendation of the Planning Advisory Board to DENY the petition.</p> <p>***</p>					
Anderson				X	
Richardson				X	
Rothchild				X	
Schroeder		X		X	
Thornton				X	
Wood				X	
Billick (7-0)				X	
<p>Recessed: 10:05 a.m. Reconvened: 10:19 a.m. All Councilmen present.</p> <p>***</p>					
<p><u>ITEM 10</u></p> <p>Mr. Rothchild asked that Agenda Item 10 be removed from the Agenda inasmuch as he wished to have this discussion at a meeting when City Manager Jones was present. It was the consensus of Council to remove Agenda Item 10.</p> <p>***</p>					
<p>Mr. Rothchild noted that he has requested an item to be placed on the Agenda of the May 4, 1983 meeting regarding the recent increase in water and sewer rates. (Attachment #3).</p> <p>***</p>					

CITY OF NAPLES, FLORIDA

City Council Minutes

Date April 20, 1983

COUNCIL MEMBERS

51	VOTE		A B S E N T
	M O T I O N	S E C O N D	

CORRESPONDENCE AND COMMUNICATIONS

Mr. Anderson noted that City Manager Jones had indicated plans to have a Workshop Meeting on April 27, 1983 to conduct a mid-year financial review. Because he would be out of town on that date, Mr. Anderson suggested that it be scheduled for the regular Workshop Meeting of May 3, 1983. He further suggested that the proposed meeting with The Conservancy also be scheduled for that date.

ADJOURN: 10:55 a.m.

Janet Cason
 Janet Cason
 City Clerk

Stanley R. Billick
 Stanley R. Billick, Mayor

Ellen P. Marshall
 Ellen P. Marshall
 Deputy Clerk

These minutes of the Naples City Council approved on 05-03-83

Supplemental Attendance List - Regular Meeting 04/20/83

Reverend Eleanor McMullen
 Charles Andrews
 Marvin Bell
 Mrs. Simpson
 Mr. & Mrs. Gary Brodhead
 Mark Tull
 Chester Parsons
 Walter Olson
 Ed Ranney

Ed Kant
 Lou Baldo
 Joe Grimm
 Jerry Leverne
 Herbert Anderson
 Ed Rooney
 Gilbert Blanquart
 Jack Miller
 Bruce Green

William Shearston
 Toivo Tammerk
 Gilbert Weil
 Robert Tiffany
 Mr. & Mrs. Richard Grant
 Mr. & Mrs. Glenn Mackay
 Sam Aronoff
 Lloyd Sarty

News Media:

Laurie Fugitt, TV-9
 Susan Gardner, TV-9

Tish Gray
 Leslie Wyatt, Naples Star

James Moses, Naples Daily News
 Gary Arnold, WEVU, TV-26

Other interested citizens and visitors.

ALAN S. FOSTER
R E A L T O R

GRAND CENTRAL STATION

A. BRUCE DURKEE
 REALTOR ASSOCIATE*

Mr. W.M. Fowler
 Department of Transportation
 780 S.W. 24th St.
 Ft. Lauderdale, FL 33315

Dear Mr. Fowler,

The enclosed petitions represent the great majority of opinion RE: the proposed removal of the left turn traffic light from US 41 onto Sandpiper Street in Naples. The addition of a U turn light further west on 41 has been publicised and does not alter the meaning of the petitioners.

Although neither I nor, I suspect, any of the petitioners are traffic engineers we do have the benefit of year round daily observation of the problem. It simply makes no sense to remove a 15 second traffic light to allow more traffic to proceed west only to meet three more traffic lights before 41 turns north. As it is now the traffic on 41 backs up past the Gordon River bridge waiting for the signal change at the Goodlette Road intersection. Increasing westbound traffic would only seem to add to the problem here.

Removal of the left turn signal would create real danger for Sandpiper Street users returning from Davis Boulevard. We would have to cross two lanes of westbound traffic on 41 to reach the safety of the U turn lane a short distance away.

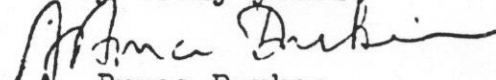
Our feeling is to leave the whole thing alone unless it is feasible to lengthen the present left turn lane which is, at times, too short to hold the number of cars waiting to turn onto Sandpiper. When this occurs thru traffic on 41 is restricted and presents a dangerous situation.

Thank you for your consideration.

April 19, 1983

copies:
 James Wolfe
 Joe Yesbeck
 Mayor Stanley Billick
 Chairlady Mary Frances Kruse

Very truly yours,


 A. Bruce Durkee
 1200 Cherrystone Court

Col. Commissioner
629 signatures

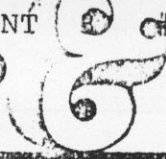
CITY OF NAPLES

735 Eighth Street, South
State of Florida
33940

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ATTACHMENT #3

READ



REPLY

PRIORITY

URGENT

SOON AS POSSIBLE

NO REPLY NECESSARY

TO: City Manager Frank Jones

DATE April 20, 1983
SUBJECT Council Agenda for
May 4, 1983

10-156

MESSAGE

Please place the following items on the agenda for the Regular Council meeting to be held on May 4, 1983.
" Discussion/Action with respect to adverse public reaction to the recently adopted ordinance relating to Rates and Charges for Water Service and Sewer Service."

SIGNED

Henry Rothchild

REPLY

SIGNED _____

DATE _____

SENDER: DETACH AND FILE THIS COPY FOR FOLLOW UP.

The Conservancy

Offices and Nature Center • 1450 Merrihue Drive • Naples, Florida 33942 • 813-262-0304

(located off Goodlette Road at 14th Avenue North)

April 19, 1983

The Honorable Stanley R. Billick
and Members of the City Council
City Hall
735 8th Street South
Naples, Florida 33940

Dear Mayor Billick and Council Members:

In reviewing the agenda for your meeting of April 20, we note a request for a variance to the coastal construction setback line (Agenda Item 7) by Mr. D. B. Keller. The variance would place rock riprap against and immediately seaward of an existing vertical seawall approximately 109 feet in front of the City's setback line.

As we review the above application from an environmental viewpoint, two concerns present themselves:

1. In early February of this year, The Conservancy conducted a two-day symposium entitled the Crisis of Our Beaches. One of the important points that emerged was the need to manage the beach as a unit. Such a management program would identify and establish the forces that shape and maintain the beach such as natural cycles of shoreline fluctuation, natural sources of sand for replenishing the beach, wave and current forces that move sand to and from the shore and perhaps most importantly the boundaries of the beach unit (or units) that constitute the beach resources within City jurisdiction. Failure to recognize the existence and integration of these forces in shaping and maintaining the beach can lead to both short and long term losses of the beach resource that are avoidable with a proper management approach. Reference to the importance of regarding the beach as a unit was set forth in our letter to you of March 2, 1983. In the current application, we notice what appears to be a clear trend to use riprap in the active beach zone. We raise the question of the usefulness of granting such variances without full knowledge of how our Naples beach unit functions and what will ultimately become of the rocks that constitute the riprap reinforcement. This latter point leads us to our second concern.

2. Historically, the beaches of Collier County north of Caxambas Point have been an interesting and valuable mixture of sand and shell that stretched north without interruption (except for passes) into Lee County and beyond. These beaches were generally safe, uncluttered (except for the interesting objects and animals washed up from the sea) and represented the most valuable natural resource in a

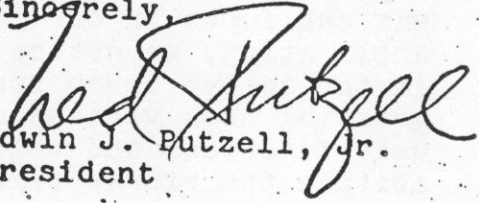
county that is richly endowed with such resources. At any tide stage, visitors and residents alike could walk for miles along an uninterrupted low beach dune system. Today many of these same beaches are interrupted by seawalled extensions of private property or a boulder zone of riprap rocks. In many places, it is no longer possible to legally walk the beach dry shod. The beach stroller must either trespass on private property or wade in front of seawalls or clamber over riprap rock piles. It is important to note that many of the seawalls and riprap structures that now represent impediments to the beach walker had broad expanses of beach in front of them a few years ago. Thus the fact that the structures proposed today are above the water line may be of little consolation tomorrow.

As a final point, we note that riprap stone installed well above the high water line at the South Seas condominium on Marco was thoroughly scattered over the whole beach by the No Name storm in June of last year. It is our view that boulders and large rocks imbedded in the beach and shallow water areas are unattractive and constitute a hazard that places severe restraints on the potential for recreation on the beach and the shallows. We would also raise the question of who is responsible to clean up the mess when foreign objects like rocks are scattered far and wide on our beaches and perhaps more to the point, who is liable for injuries that are certain to result from the presence of the rocks.

In summary, The Conservancy feels that rock riprap poses a threat to the beach as a community resource. While it may not represent an immediate problem when it is installed, the inexorable rise of sea level may overtake the rocks and eliminate the beach in a few short years. If this does not happen, there is the distinct possibility that a storm will scatter the stones creating a different type of problem. In any event, it becomes apparent that man-made structures in the active beach zone create problems that may lead to a greater loss of resources that are already in short supply.

If you have further questions, please feel free to call.

Sincerely,


Edwin J. Putzell, Jr.
President

EJP:eh



City of Naples

AIRPORT AUTHORITY

100 AVIATION DRIVE SOUTH • NAPLES, FLORIDA 33942

15 April 1983

Honorable Mayor and Members of the City Council
City of Naples
735 Eighth Street South
Naples, Florida 33940

Re: Airport Zoning

Gentlemen:

The Naples Airport Authority has an obligation to maximize its available resources for greatest public benefit. Unlike most airports, ours is limited in its ability to use its assets to full potential by a restrictive zoning ordinance which effectively confines the Airport's revenue base to aviation-related sources. A continuation of such a constraint will delay or even curb the Authority's plans to provide Airport services and facilities at a level consistent with the standards of this community.

Development of Airport property surplus to aviation needs is common practice. Those airports that operate without the help of tax generated revenues frequently broaden their revenue bases in this manner in order to remain financially self-sustaining. Airports that have adequate funding often use the method to reduce their user fees and charges. Many airports use developers as third parties to finance and construct facilities to supply a demand when the Airport has neither those resources nor the inclination to do so.

At present, there is a shortage of available office space at Naples Airport. The Authority has no plans to invest capital in buildings, but to meet this need, would prefer to make land available to those developers that could. The land would be leased at no less than the prevailing market rate, as the Authority has no intention of competing unfairly with the private sector.

Attached is a copy of the City approved developmental plan showing areas designated for non-aviation related commercial use. Although this plan delineates approximately thirty-five acres for these purposes, the Authority's foreseen requirements call for less than one half that amount.

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Honorable Mayor and Members of the City Council
15 April 1983
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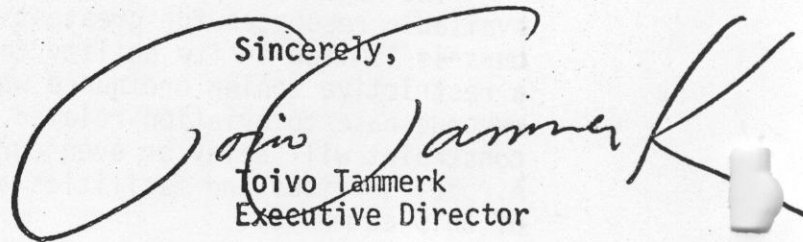
An amended text of the existing ordinance containing proposed permissible uses is submitted for your review. The uses listed have been taken from the C1-A District, a high grade commercial category.

Adoption of the revisions to the ordinance will not affect the City's right to approve any subsequent developmental plan or alter the City's zoning powers. Adoption of the revisions will, however, make possible new facilities for airport tenants, and provide needed income for future Airport improvement programs.

I, therefore, respectfully request that the City Council initiate action to amend the text of the Airport Zoning District ordinance to permit limited non-aviation related commercial development at the Airport.

Thank you for your consideration of this matter.

Sincerely,



Toivo Tammerk
Executive Director

TT/lb

Enclosures