



Regular Meeting Nov. 16, 1983

*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 he had signed the loan document and the construction contract for the City Dock.			1
-CITY MANAGER JONES - None			
<u>APPROVAL OF MINUTES - 11/02/83 - Regular Meeting</u>			
<u>RESOLUTIONS</u>			
-Approve easement - <u>Florida Power & Light - Coastal Ridge wellfield</u>		83-4369	1
-Approve Var. Pet. CCL 83-6, Aronoff, 626 Gulfshore Blvd So		83-4371	2
-Approve Nonconformity Pet. 83-N3, Aronoff, 626 Gulfshore Blvd So		83-4372	2 & 3
-DENY Variance Pet. 83-V7, Lassiter, bet. 3800 & 3900 Gordon Drive		--	3
-DENY Variance Pet. 83-V6, Wagner, 300 Hawser Lane		--	4
-Approve Variance Pet. 83-V8, St. John's Episcopal Church fence		83-4373	4
-Approve Record Plat - <u>The Point Subdivision</u> , So. end Gordon Drive		83-4374	4
-Approve amendment to Advisory Council on Problems of the Handicapped to increase membership to three and appoint Therese Hill & Bill Burd		83-4375	5
-Approve <u>Dean Witter Reynolds</u> as Financial Advisor - Wastewater treatment plant expansion <u>bond issue</u>		83-4376	6
<u>PURCHASING</u>			
-Award bid for fertilizer & cypress mulch		83-4370	2
<u>ORDINANCES - First Reading</u>			
-Approve amendment to previously approved development plan-W.W. Gilman (west of <u>Airport</u>)	83-		3
-Approve increase in rates for <u>garbage & trash</u> collection	83-		5
<u>DISCUSSION - Correspondence & Communications</u>			
-Mr. Anderson asked for consensus of Council for Mayor Billick to contact City Manager Jones and direct him to ask <u>Camp Dresser & McKee</u> (WWTP expansion consultants) for a final report and recommendations on golf course use of treated effluent at the second meeting in December.			6

City Council Chambers
735 Eighth Street South
Naples, Florida 33940



CITY COUNCIL MINUTES
Regular Meeting

Time 9:10 a.m.

Date November 16, 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:

Franklin C. Jones, City Manager
David W. Rynders, City Attorney
Mark Wiltsie, Assistant to the City Manager
Stewart Unangst, Purchasing Agent
Roger Barry, Community Development Director
John R. McCord, City Engineer
Steve Cramer, Chief Planner
Ellen P. Marshall, Deputy Clerk

See Attachment #1 - Supplemental Attendance list

INVOCATION - Reverend Robert G. Bruce, East Naples ITEM 1
United Methodist Church

ANNOUNCEMENTS ITEM 3

MAYOR BILLICK - noted that he had signed a loan ITEM 3-a
document and a construction contract in connection
with the reconstruction of the City Dock. He commended
Naples Federal Savings & Loan for their repeated cooperation
in City projects.

CITY MANAGER JONES - None ITEM 3-b

-----CONSENT AGENDA-----

Mayor Billick noted the items in the Consent Agenda and Mr.
Rothchild asked that Item 6 be removed from the Consent Agenda.

APPROVAL OF MINUTES - 11/02/83 - Regular Meeting ITEM 4

---RESOLUTION 83-4369 ITEM 5

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN
EASEMENT TO FLORIDA POWER AND LIGHT COMPANY FOR CONSTRUCTION AND
MAINTENANCE OF UTILITY FACILITIES TO PROVIDE SERVICE TO THE CITY'S
NEW GENERATOR BUILDING.

Title not read.

MOTION: To APPROVE the minutes and ADOPT the resolution
as presented.

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

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					
Richardson					
Rothchild					
Schroeder			X		
Thornton			X		
Wood					
Billick					
					C O N S E N S U S

COUNCIL MEMBERS

MOTION SECTION YES NO ABSENT

PURCHASING

ITEM 6

---RESOLUTION 83-4370

A RESOLUTION AWARDING BIDS FOR THE CITY'S ANNUAL REQUIREMENTS FOR FERTILIZER AND CYPRESS MULCH; AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS THEREFOR; REJECTING THE BID SUBMITTED FOR CHELATED IRON; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

Mr. Rothchild again reviewed his reasons for asking that purchasing items be reviewed individually and not as part of the Consent Agenda. Mayor Billick confirmed with City Manager Jones that the purchasing items placed on the Consent Agenda corresponded with the purchasing policy as outlined in the City Charter. Mr. Rothchild asked several questions about this bid; Mr. Anderson pointed out that most of Mr. Rothchild's questions were covered in the City Manager's memo dated November 3, 1983.

MOTION: To ADOPT the resolution as presented.

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-----ADVERTISED PUBLIC HEARINGS-----

---RESOLUTION 83-4371

ITEM 7

A RESOLUTION GRANTING A VARIANCE FROM THE CITY'S MOST RESTRICTIVE COASTAL CONSTRUCTION SETBACK LINE TO PERMIT CONSTRUCTION OF VARIOUS SITE IMPROVEMENTS AT 626 GULFSHORE BLVD. SOUTH, SUBJECT TO THE CONDITIONS ENUMERATED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

Public Hearing: Opened - 9:23 a.m. Closed - 9:39 a.m.

Edward Kant, representing the petitioner, addressed Council in support of the petition. He noted the petitioner's poor health was the reason for requesting the walkways. In response to Mr. Anderson's inquiry about the landscaping, Mr. Kant replied that there was extensive landscaping proposed and that a plan would be submitted. Mr. Kant also noted that the petitioner agreed with the conditions listed in the resolution.

MOTION: To ADOPT the resolution as presented.

-----END ADVERTISED PUBLIC HEARINGS-----

Mayor Billick noted that Agenda Item 8-b was related to Item 7 and asked Council's permission to proceed to Item 8-b at this time. It was the consensus of Council to do so.

---RESOLUTION 83-4372

ITEM 8-b

A RESOLUTION AUTHORIZING EXPANSION OF A NONCONFORMING STRUCTURE AT 626 GULF SHORE BLVD. SOUTH, TO PERMIT THE RECONSTRUCTION OF A CARPORT; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

Anderson
Richardson
Rothchild
Schroeder
Thornton
Wood
Billick
(7-0)

X

X
X
X
X

Anderson
Richardson
Rothchild
Schroeder
Thornton
Wood
Billick
(6-1)

X
X
X
X
X
X
X

COUNCIL MEMBERS

M	S		A
O	E	Y	B
T	C		S
I	O		E
O	N		N
N	D	S	O
			T

COMMUNITY DEVELOPMENT DEPARTMENT/NAPLES
PLANNING ADVISORY BOARD (Cont)

ITEM 8 (Cont)

---RESOLUTION 83---

ITEM 8-d

A RESOLUTION GRANTING A VARIANCE FROM THE PROVISIONS OF SECTION 5.2F(4) OF APPENDIX "A" - ZONING OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES TO PERMIT THE REDUCTION OF A FRONT YARD SETBACK AT 300 HAWSER LANE; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

MOTION: To accept the recommendation of the Planning Advisory Board to DENY the petition, thereby defeating the resolution.

Anderson
Richardson
Rothchild
Schroeder
Thornton
Wood
Billick
(7-0)

X			
	X		
		X	
		X	
		X	
		X	
	X	X	
		X	

---RESOLUTION 83-4373

ITEM 8-e

A RESOLUTION GRANTING A VARIANCE FROM THE PROVISIONS OF SECTION 6.8 OF APPENDIX "A" - ZONING OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES TO PERMIT A CHAIN LINK FENCE IN A FRONT YARD SETBACK AREA AT ST. JOHN'S EPISCOPAL CHURCH, LOCATED AT 500 PARK SHORE DRIVE, SUBJECT TO THE CONDITIONS SET FORTH HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

John Walker, representing St. John's Episcopal Church, addressed Council in support of the petition, noting that the chain link fence would be covered with green vinyl. Council concurred that this property was peculiarly located, resulting in two front yards. Mr. Schroeder and Mr. Rothchild suggested that the ordinance be amended to allow for this type of fence in similar situations. Community Development Director Barry stated that he would bring the suggestion to the attention of the Planning Advisory Board inasmuch as all amendments to Appendix "A" - Zoning were reviewed by them. In response to a suggestion from Mr. Anderson, Mr. Walker stated that the proposed landscaping would be about the same height as the proposed fence.

MOTION: To ADOPT the resolution as presented.

Anderson
Richardson
Rothchild
Schroeder
Thornton
Wood
Billick
(6-1)

		X	X
X		X	X
		X	X
			X
		X	
		X	
		X	

---RESOLUTION 83-4374

ITEM 8-f

A RESOLUTION APPROVING THE RECORD PLAT FOR THE POINT SUBDIVISION; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

City Attorney Rynders noted that the City was in receipt of an irrevocable letter of credit from the petitioner's bank which provides the security for the construction of the improvements as required under the City's ordinance. In response to Mr. Anderson's questions about the drainage, Joseph Boggs, representing the engineer for the project, Bruce Green & Associates, stated that the drainage problems should be solved in about 30 days. City Engineer McCord confirmed that the drainage plan would be approved by the Collier County Water Management Board and that the City staff would approve the developer's rebuilding of Bay Road.

MOTION: To ADOPT the resolution as presented.

Anderson
Richardson
Rothchild
Schroeder
Thornton
Wood
Billick
(7-0)

X			
	X		
		X	
		X	
		X	
		X	
	X	X	
		X	

-----END PLANNING ADVISORY BOARD-----

COUNCIL MEMBERS	MOTION	S E C O N D	VOTE		A B S E N T
			Y E S	N O	
-----FIRST READINGS-----					
<p>---ORDINANCE 83- ITEM 9</p> <p>AN ORDINANCE RELATING TO CHARGES FOR COLLECTION AND DISPOSAL OF GARBAGE AND REFUSE; AMENDING SECTION 10-9(B) AND (C) OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES; AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO INCREASE THE FEES FOR COLLECTION AND DISPOSAL OF GARBAGE AND REFUSE FOR SINGLE-FAMILY AND MULTI-FAMILY RESIDENCES AND TO REVISE THE RATE SCHEDULE FOR COMMERCIAL ESTABLISHMENTS.</p> <p>Title read by City Attorney Rynders.</p> <p>City Manager Jones reviewed the background and the rate structure used to recover the capital costs of the sanitation operation. In response to a question from Mr. Anderson, he noted that there had been about a 5% increase in the costs. Mr. Anderson noted that the proposed increase in rates was minor; however, Mr. Rothchild responded that it followed a much larger increase imposed last year. City Manager Jones noted that last year's increase had been the first one is about five years.</p> <p>MOTION: To <u>APPROVE</u> the ordinance as presented on First Reading.</p>					
Anderson				X	
Richardson				X	
Rothchild				X	
Schroeder	X			X	
Thornton		X		X	
Wood				X	
Billick				X	
(7-0)					
-----END FIRST READINGS-----					
<p>---RESOLUTION 83-4375 ITEM 10</p> <p>A RESOLUTION APPOINTING A MEMBER TO THE ADVISORY COUNCIL ON PROBLEMS OF THE HANDICAPPED TO FILL THE VACANCY CREATED BY THE RESIGNATION OF BETTY ROSE; AND PROVIDING AN EFFECTIVE DATE.</p> <p>Title read by City Attorney Rynders.</p> <p>Council interviewed Therese Hill and Bill Burd as candidates for appointment to fill the unexpired term. It was the consensus of Council that both individuals were highly qualified and that it would be advisable to expand the Advisory Council to three regular members so that both could serve.</p> <p>MOTION: To <u>AMEND</u> the resolution to have three members on the Advisory Council on Problems of the Handicapped with both new members' terms to expire in June 1984.</p> <p>MOTION: To <u>ADOPT</u> the amended resolution and appoint Therese Hill and Bill Burd to terms to expire in June 1984.</p>					
Anderson				X	
Richardson				X	
Rothchild	X			X	
Schroeder				X	
Thornton				X	
Wood		X		X	
Billick				X	
(7-0)					
Anderson				X	
Richardson				X	
Rothchild	X			X	
Schroeder				X	
Thornton				X	
Wood	X			X	
Billick				X	
(7-0)					

COUNCIL MEMBERS

MOTION
S E C O N D
Y E S
N O
A B S E N T

---RESOLUTION 83-4376

ITEM 11

A RESOLUTION SELECTING A FIRM TO SERVE AS THE CITY'S FINANCIAL ADVISOR ON THE WASTEWATER TREATMENT PLANT EXPANSION PROJECT; DIRECTING THE CITY MANAGER TO NEGOTIATE A CONTRACT WITH SAID FIRM; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

Mayor Billick asked each Councilman to express his preference for one of the financial advisors who had made a presentation at the Workshop Meeting. Inasmuch as the interest seemed mainly with either Dean Witter Reynolds or Shearson/American Express, Mayor Billick called for a vote.

MOTION: To NAME Dean Witter Reynolds as financial advisor.

Anderson	X	X		
Richardson		X	X	
Rothchild			X	
Schroeder				X
Thornton				X
Wood				X
Billick		X		
(4-3)				

Mayor Billick suggested that the vote be made unanimous. It was the consensus of Council to record the vote as unanimous in favor of Dean Witter Reynolds.

Anderson		X		
Richardson		X		
Rothchild		X		
Schroeder		X		
Thornton		X		
Wood		X		
Billick		X		
(7-0)				

*** CORRESPONDENCE & COMMUNICATIONS ***

Mr. Anderson asked the Mayor to direct City Manager Jones to contact Camp Dresser & McKee (CDM), consultants for the wastewater treatment plant expansion project, to have them report to Council at the second meeting in December on the exact status of the negotiations with the golf courses for the reuse of the treated effluent and other appropriate recommendations. It was the consensus of Council that the Mayor do so.

*** ADJOURN: 11:00 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 12-07-83

Supplemental Attendance list - Regular Meeting, 11/16/83

Reverend Robert G. Bruce
 W. W. Gilman
 Kit Strietzel
 Charles Andrews
 Sheldon Reed
 Edward Kant
 Peter Zendt
 Walter Olson
 Mr. & Mrs. Egon Hill
 Sam Aronoff

Ed McMahon
 Bob Russell
 Mr. & Mrs. Richard Hahn
 Chuck Mohlke
 Herb Anderson
 Thomas E. Kraus
 William Bledsoe
 Bruce Green
 Larry Ingram

John Walker
 Lloyd Sarty
 Gilbert Blanquart
 Mary Springrose
 William Klohn
 Joseph Boggs
 Gilbert Weil
 Bob Galloway
 Bill Burd
 Lois Wroble

News Media:

Jim Forner, TV-9
 Susan Gardner, TV-9

Matt Spina, Naples Daily News
 Randy Sell, TV-9

Other interested citizens and visitors