



City of Naples

City Council Minutes
Regular Meeting Jan. 4, 1984

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City Council Chambers
735 Eighth Street South
Naples, Florida 33940

-SUBJECT-	Ord. No.	Res. No.	Page
<u>ANNOUNCEMENTS</u> -MAYOR BILLICK - None -CITY MANAGER JONES - None			1
<u>APPROVAL OF MINUTES</u> - 12/20/83 - Workshop Meeting 12/21/83 - Regular Meeting			1
<u>RESOLUTIONS</u> -Approve reappointment of Ronald Napier to <u>Mini-PERC</u> -Approve temporary use permit - Honda/Suzuki		84-4394 84-4398	1 3
<u>ORDINANCES - Second Reading</u> -Approve <u>Rezone</u> Pet. 83-R11, Foster-Lechler, sw corner 10th St No & Creech Road -Approve readopting <u>state misdemeanors</u> & increase maximum penalty -Approve uniform regulations w/Collier County for <u>taxicabs</u>	84-9395 84-9396 84-9397		1 & 2 2 2

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Naples, Florida 33940



Time 9:09 a.m.

Date January 4, 1984

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

ROLL CALL:	Present:	ITEM 2	M O T I O N	S E C O N D	VOTE		A B S E N T
					Y E S	N O	
	Stanley R. Billick 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 Roger Barry, Community Development Director	Steve Cramer, Chief Planner Ellen P. Marshall, Deputy Clerk					
	See Attachment #1 - Supplemental Attendance list						
	INVOCATION - Pastor H. Peter Lyberg Shepherd of the Glades Lutheran Church	ITEM 1					
	ANNOUNCEMENTS	ITEM 3					
	MAYOR BILLICK - None	ITEM 3-a					
	CITY MANAGER JONES - None	ITEM 3-b					
-----CONSENT AGENDA-----							
	APPROVAL OF MINUTES - 12/20/83 - Workshop Meeting 12/21/83 - Regular Meeting.	ITEM 4					
	---RESOLUTION 84-4394	ITEM 5					
	A RESOLUTION CONFIRMING THE REAPPOINTMENT OF RONALD L. NAPIER TO THE CITY OF NAPLES PUBLIC EMPLOYEES RELATIONS COMMISSION; AND PROVIDING AN EFFECTIVE DATE.						
	Title not read.						
	MOTION: To APPROVE the minutes as presented and ADOPT the resolution as presented.						
-----END CONSENT AGENDA-----							
-----ADVERTISED PUBLIC HEARINGS-----							
	---ORDINANCE 84-4395	ITEM 6					
	AN ORDINANCE REZONING CERTAIN PROPERTY LOCATED AT THE SOUTHWEST CORNER OF CREECH ROAD AND TENTH STREET, BEING LOTS 1-4, INCLUSIVE, BLOCK "A", SUN TERRACE SUBDIVISION, AND LOT 4, BLOCK 1, TACOMA PARK SUBDIVISION, FROM "R1-7.5" SINGLE FAMILY RESIDENTIAL TO "PD" PLANNED DEVELOPMENT; PROVIDING THAT THE ZONING ATLAS OF THE CITY OF NAPLES SHALL BE AMENDED TO REFLECT SAID REZONING; AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO REZONE SAID PROPERTY AT THE REQUEST OF THE PROPERTY OWNER TO PERMIT CONSTRUCTION OF A PARKING LOT IN CONJUNCTION WITH FUTURE DEVELOPMENT OF THE COMMERCIAL ZONED PROPERTY ABUTTING THE SUBJECT PROPERTY ON THE WEST.						
	Title read by City Attorney Rynders. Public Hearing: Opened - 9:13 a.m. Closed - 9:24 a.m.						

Anderson
Richardson
Rothchild
Schroeder
Thornton
Wood
Billick

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COUNCIL MEMBERS

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ADVERTISED PUBLIC HEARINGS (Cont)

---ORDINANCE 84-4395 (Cont) ITEM 6 (Cont)

Alan Foster, Jr., petitioner, presented himself to Council answer any questions. Mr. Schroeder asked about the maintenance of the landscaping that would be included in this development. Community Development Director Barry noted that enforcement of the maintenance did come under the zoning ordinances, but that it was difficult to enforce. City Attorney Rynders suggested that a requirement for maintenance be included in the accompanying resolution approving the development plan which would be under consideration at the next meeting; he noted that the ordinance under discussion only referred to the rezoning of the property. Herb Anderson, Naples Beautification Council, noted problems with getting lots cleared because of the backlog of work at the Public Works Department and he supported the inclusion of a requirement for maintenance of any landscaping in the approving resolution.

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

MOTION: To ADOPT the ordinance as presented on Second Reading.

SECOND READING OF ORDINANCES ITEM 7

---ORDINANCE 84-4396 ITEM 7-a

AN ORDINANCE AMENDING SECTION 15-01 OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES RELATING TO MISDEMEANOR LAWS OF THE STATE OF FLORIDA; AND PROVIDING AN EFFECTIVE DATE.
 PURPOSE: TO READOPT CURRENT MISDEMEANOR LAWS OF THE STATE OF FLORIDA AND TO INCREASE THE MAXIMUM FINE FOR VIOLATION THEREOF TO \$300.00 AS PROVIDED IN THE CITY CHARTER.

Title read by City Attorney Rynders.
 Public Hearing: Opened - 9:25 a.m. Closed - 9:26 a.m.
 No one present to speak for or against.

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

MOTION: To ADOPT the ordinance as presented on Second Reading.

---ORDINANCE 84-4397 ITEM 7-b

AN ORDINANCE REPEALING DIVISION 1 OF ARTICLE I AND ARTICLE II OF CHAPTER 25 OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES RELATING TO TAXICABS; AND PROVIDING THAT COLLIER COUNTY ORDINANCE NO. 83-50, WHICH PROVIDES FOR THE REGISTRATION AND REGULATION OF OPERATORS OF MOTOR VEHICLES FOR HIRE WITHIN COLLIER COUNTY, SHALL BE EFFECTIVE WITHIN THE CITY OF NAPLES.
 PURPOSE: TO PROVIDE UNIFORM REGULATIONS FOR MOTOR VEHICLES FOR HIRE THROUGHOUT COLLIER COUNTY AND THE CITY OF NAPLES.

Title read by City Attorney Rynders.
 Public Hearing: Opened - 9:28 a.m. Closed - 9:29 a.m.
 No one present to speak for or against.

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

MOTION: To ADOPT the ordinance as presented on Second Reading.

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

COUNCIL MEMBERS

M	S		A
O	E		B
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---RESOLUTION 84-4398

ITEM 8

A RESOLUTION GRANTING A TEMPORARY USE PERMIT FOR A MOTOR HOME TO BE UTILIZED FOR SECURITY PURPOSES AT HONDA/SUZUKI OF NAPLES, 965 FIFTH AVENUE NORTH; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

Mr. Schroeder voiced his opinion that there should be a penalty charge for any permitting done "after the fact" inasmuch as this motor home has been in place for quite some time. Community Development Director Barry noted that the petitioner did have other alternatives for security than the use of the motor home and an individual employed for security. In response to a question from Mr. Rothchild, Mr. Barry stated that the petitioner had not submitted a building plan to solve any of his problems. Walter Olson, owner of a local security company, addressed Council and noted that the occupant of the motor home was probably not, in his opinion, an authorized security person. Mr. Richardson noted that the existence of the motor home had been a violation and the temporary use permit would limit how much longer the situation could continue.

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

MOTION: To ADOPT the resolution as presented.

ADJOURN: 9:40 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 01-18 84

Supplemental Attendance List - Regular Meeting, January 4, 1984

Pastor H. Peter Lyberg	Alan Foster, Sr.	Chuck Mohlke
Walter Olson	Joe Young	Tish Gray
Charles Andrews	Bill Hill	Alan Foster, Jr.
Fred Yoder	Herb Anderson	Bob Russell
	William Bledsoe	

News Media

Jim Forner, TV-9	Matt Spina, Naples Daily News
Susan Gardner, TV-9	Ben Garrett, TV-20, WBBH
Jerry Pugh, TV-9	Cynthia Glicken, TV-20, WBBH

Other interested citizens and visitors.