



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 the presence of Assistant to the City Manager Wiltsie while City Manager Jones was on vacation			1
-ASSISTANT TO THE CITY MANAGER WILTSIE - None			1
<u>APPROVAL OF MINUTES - 11/07/84</u>			
<u>PURCHASING</u>			
-Award bid - ductile cast iron pipe		84-4601	1
<u>RESOLUTIONS</u>			
-Approve accepting B/S, deed & esmt - water main, <u>Pelican Ridge</u>		84-4602	1
-Approve reappt. Bernard Mooney & Barrie Kee to <u>Police Pension</u> Board		84-4603	2
-Approve readopting Res. 84-4584 - " <u>No Wake</u> " - Naples Bay		84-4604	2
-Approve Nonconformity Pet. 84-N4 w/conditions - <u>Cove Marina</u>		84-4606	4
-Approve sustaining administrative decision to DENY ground <u>sign-Owens Oil Company</u>		84-4607	5
-Approve amending Res. 3058 re legal description correction <u>Blk 15, T.12</u>		84-4608	5
-DENY Variance Pet. 84-V15, Dr. Palmer's wall in front yard setback		84-_____	5 & 6
-Approve requesting <u>Amtrak</u> to extend bus service to Naples		84-4609	6
-Approve auth. CH2M Hill contract for eng. serv. for Phase II - <u>East Golden Gate well field</u> project		84-4610	7
-Approve retroactive adjustment <u>increase</u> for <u>nonbargaining employees</u> from 3.0% to 3.5%		84-4611	7
<u>ORDINANCES - Second Reading</u>			
-Adopt amendment to Code to limit size of fishing reels & floats -Pier	84-4605		2
- <u>First Reading</u>			
-Approve amendment to Code to create statutory cause of action for <u>nuisance (re Cactus Flower)</u>	84-_____		3
-FAIL - amendment to <u>Comprehensive Plan</u> re changing zoning to commercial	84-_____		3 & 4
-FAIL - <u>rezone</u> residential property to "C-2", Ranney	84-_____		3 & 4
<u>DISCUSSION</u>			
-Report by CH2M Hill - Trihalomethane study - Roger Haines			6
-Report by CH2M Hill - Raw Water Master Plan - Greg Tate			6

City Council Chambers
735 Eighth Street South
Naples, Florida 33940



Time 9:05 a.m.

Date November 21, 1984

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

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

R. B. Anderson
William E. Barnett
William F. Bledsoe
Lyle S. Richardson
Wade H. Schroeder
Kenneth A. Wood
Councilmen

Also present:

Mark Wiltsie, Assistant to the City Manager
David W. Rynders, City Attorney
Chris Holley, Parks & Recreation Director
William Savidge, Public Works Director
Roger Barry, Community Development Director
Stewart Unangst, Purchasing Agent
Gerald Gronvold, Utilities Engineer
Steve Cramer, Chief Planner
John R. McCord, City Engineer
Norris Ijams, Fire Chief
Ellen Marshall Weigand, Deputy Clerk

See Supplemental Attendance list - Attachment #1

INVOCATION: Pastor Howard Hugus ITEM 1
Emmanuel Lutheran Church

*** *** ***

ANNOUNCEMENTS ITEM 3

---Mayor Billick - noted the presence of Assistant to the City Manager Wiltsie in City Manager Jones' absence ITEM 3-a

---Assistant to the City Manager Wiltsie - None ITEM 3-b

*** *** ***

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

APPROVAL OF MINUTES - Regular Meeting, 11/07/84 ITEM 4

PURCHASING ITEM 5

---RESOLUTION 84-4601

A RESOLUTION AWARDING THE BID FOR DUCTILE CAST IRON PIPE; AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Title not read.

---RESOLUTION 84-4602 ITEM 6

A RESOLUTION ACCEPTING A BILL OF SALE, DEED AND EASEMENT RELATING TO THE WATER MAIN FOR PELICAN RIDGE, PHASE I; AND PROVIDING AN EFFECTIVE DATE.

Title not read.

MOTION: To APPROVE the minutes and ADOPT the resolutions 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					
Barnett			X		
Bledsoe					
Richardson					
Schroeder				X	
Wood					
Billick					

158

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>---RESOLUTION 84-4603 ITEM 7</p> <p>A RESOLUTION REAPPOINTING BERNARD MOONEY AND BARRIE KEE TO THE BOARD OF TRUSTEES OF THE CITY OF NAPLES POLICE OFFICERS' RETIREMENT TRUST FUND; AND PROVIDING AN EFFECTIVE DATE.</p> <p>Title read by City Attorney Rynders.</p> <p>MOTION: To <u>ADOPT</u> the resolution as presented.</p> <p>*** *** ***</p> <p>-----ADVERTISED PUBLIC HEARINGS-----</p> <p>---RESOLUTION 84-4604 ITEM 8</p> <p>A RESOLUTION READOPTING RESOLUTION NO. 84-4584 WHICH REQUESTED THE DEPARTMENT OF NATURAL RESOURCES, DIVISION OF MARINE RESOURCES, TO DESIGNATE CERTAIN AREAS ON THE WEST SIDE OF NAPLES BAY, BETWEEN 14TH AVENUE SOUTH AND 17TH AVENUE SOUTH, AS A RESTRICTED ZONE FOR THE PURPOSE OF REGULATING BOAT SPEEDS AND WAKES IN SUCH AREAS; AND PROVIDING AN EFFECTIVE DATE.</p> <p>Title read by City Attorney Rynders.</p> <p>Public Hearing: Opened - 9:12 a.m. Closed - 9:24 a.m.</p> <p>Francis Finch, Ed Shelton, and David Suttle, who live in the vicinity of 17th Avenue South and Naples Bay, all spoke in favor of posting the "No Wake" signs in the area covered in the resolution, and asked that the posted area be extended further south in the Bay. City Attorney Rynders stated that the City could only request the Department of Natural Resources to designate as restricted zones those areas for which an advertised public hearing had been held. Mayor Billick directed Assistant to the City Manager Wiltsie to see that the matter was referred to City Engineer McCord so he could review the requests made by Messrs. Finch, Shelton, and Suttle and take the appropriate action.</p> <p>MOTION: To <u>ADOPT</u> the resolution as presented.</p> <p>*** *** ***</p> <p><u>SECOND READING OF AN ORDINANCE</u> <u>ITEM 9</u></p> <p>---ORDINANCE 84-4605</p> <p>AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF NAPLES BY ADDING TO PARAGRAPH (1) OF SECTION 16-20, ENTITLED "CITY FISHING PIER AND PARKING AREA," NEW ITEMS (s) AND (t); AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO REGULATE THE SIZE OF FISHING REELS AND FISHING FLOATS USED ON THE CITY FISHING PIER.</p> <p>Title read by City Attorney Rynders.</p> <p>Public Hearing: Opened - 9:25 a.m. Closed - 9:27 a.m.</p> <p>Citizen Herb Anderson suggested that the Pier might be closed from 11:00 p.m. to 5:00 a.m. which would effect a curb on shark fishing. Parks & Recreation Director Holley displayed a 4" reel as he had been requested. Mayor Billick noted that the City was not anxious to close the Pier.</p> <p>MOTION: To <u>ADOPT</u> the ordinance as presented on Second Reading</p> <p>-----END ADVERTISED PUBLIC HEARINGS-----</p>					
Anderson Barnett Bledsoe Richardson Schroeder Wood Billick (7-0)	X		X		
Anderson Barnett Bledsoe Richardson Schroeder Wood Billick (7-0)		X			
Anderson Barnett Bledsoe Richardson Schroeder Wood Billick (7-0)		X			
Anderson Barnett Bledsoe Richardson Schroeder Wood Billick (7-0)		X			

COUNCIL MEMBERS

MOTION SECTION YES NO ABSENT

FIRST READING OF AN ORDINANCE

ITEM 10

---ORDINANCE 84---

AN ORDINANCE RELATING TO BUSINESSES WHICH SERVE ALCOHOLIC BEVERAGES; AMENDING THE CODE OF ORDINANCES OF THE CITY OF NAPLES BY ADDING A NEW SECTION 3-3 THERETO; AND PROVIDING AN EFFECTIVE DATE.
 PURPOSE: TO CREATE A STATUTORY CAUSE OF ACTION FOR CERTAIN NUISANCES SUFFERED BY RESIDENTIAL NEIGHBORS OF BUSINESSES SERVING ALCOHOLIC BEVERAGES FOR CONSUMPTION ON THE PREMISES AFTER CERTAIN HOURS AND TO PROVIDE FOR SPECIFIED EQUITABLE RELIEF IN THE EVENT THAT SUCH A CAUSE OF ACTION IS PROVEN IN A COURT OF COMPETENT JURISDICTION.

Title read by City Attorney Rynders.

Mayor Billick emphasized that this ordinance would give the aggrieved parties some basis on which to go to court and would not place the Council in the position of having to settle any problems. Lois Kostroski, executive director of the Florida Restaurant Association, spoke in opposition to the proposed ordinance and suggested mediation by the Collier County Restaurant Association between the parties involved. Garland Harris, resident of the Delmar Club, made a statement (Attachment #2) supporting the proposed ordinance. Attorney Henry P. Johnson, representing the residents of the Delmar Club, made a lengthy appeal in support of the ordinance. Richard Sykes, representing the Calusa Club; Robert Stern and G. R. Newman, president and vice-president respectively of the Coquina Sands Property Owners' Association; and Eugene Zytikus and Herb Lund of the Delmar Club all spoke in favor of the proposed ordinance, each noting various reasons, such as their feeling that the late night "Happy Hour" being inappropriate for a residential neighborhood and the noise in the parking lot of the Cactus Flower as causing irritation to the nearby residents and lowered property values on the north side of the adjacent building. Attorney Richard Trieser, representing the Cactus Flower, spoke in opposition to the proposed ordinance as being unnecessary inasmuch as he believed that there were ordinances on the books that could alleviate the problem. He also distributed a list of other restaurants in town that could be affected adversely by the proposed ordinance (Attachment #3). Attorney Larry Ingram, speaking for himself, stated his feeling that the proposed ordinance, as written, was directed at a single case in point and would not hold up in court. Ted Waller, one of the owners of the Cactus Flower, spoke in opposition to the proposed ordinance and expressed his concern about what further type of action the complainants might take if they were not satisfied with the suggested deletion of the 11 p.m. to 1 a.m. "Happy Hour".

Anderson
 Barnett
 Bledsoe
 Richardson
 Schroeder
 Wood
 Billick
 (5-2)

			X	
				X
	X		X	
			X	
X			X	
				X
			X	

MOTION: To APPROVE the ordinance as presented on First Reading.

-----END FIRST READINGS-----

COMMUNITY DEVELOPMENT DEPARTMENT/NAPLES
PLANNING ADVISORY BOARD

ITEM 11

---ORDINANCE 84---

ITEM 11-a(1)

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN OF THE CITY OF NAPLES TO CHANGE THE LAND-USE DESIGNATION FOR PROPERTY LOCATED AT 740 TO 778 FIFTH AVENUE NORTH AND 465 EIGHTH STREET NORTH, MORE PARTICULARLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.
 PURPOSE: TO CHANGE THE CITY'S COMPREHENSIVE PLAN DESIGNATION FOR THE PROPERTY DESCRIBED HEREIN FROM "LOW DENSITY RESIDENTIAL" TO "GENERAL COMMERCIAL".

Title read by City Attorney Rynders.

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COMMUNITY DEVELOPMENT DEPARTMENT/NAPLES
PLANNING ADVISORY BOARD (Cont)

ITEM 11 (Cont)

---ORDINANCE 84---

ITEM 11-a(2)

AN ORDINANCE REZONING PROPERTY LOCATED AT 740 TO 778 FIFTH AVENUE NORTH AND 465 EIGHTH STREET NORTH, MORE PARTICULARLY DESCRIBED HEREIN, FROM "R1-7.5" SINGLE-FAMILY RESIDENTIAL TO "C2" GENERAL COMMERCIAL; DIRECTING THAT THE ZONING ATLAS OF THE CITY BE AMENDED ACCORDINGLY; AND PROVIDING AN EFFECTIVE DATE.
PURPOSE: TO REZONE THE PROPERTY DESCRIBED HEREIN AT THE REQUEST OF THE PROPERTY OWNERS IN ORDER THAT THE RESIDENTIAL LOTS MAY BE USED FOR COMMERCIAL PURPOSES.

Title read by City Attorney Rynders.

Mary Ranney, petitioner, addressed Council in support of her petitions and distributed a sketch of an overhead view of the neighborhood, a copy of a picture showing the adjacent radiology building and a copy of her statement (all of which are on file in the meeting packet in the City Clerk's office). Mrs. Emilia F. Ewing and Mrs. J. B. Donaldson, residents of the neighborhood in question, spoke in opposition to the requested changes. Mayor Billick noted the objections of the City staff to encroaching any further into residential neighborhoods.

(ITEM 11-a(1))

MOTION: To APPROVE the ordinance as presented on First Reading.

Anderson X
Barnett X
Bledsoe X
Richardson X
Schroeder X
Wood X
Billick X
(0-7)

(ITEM 11-a(2))

MOTION: To APPROVE the ordinance as presented on First Reading.

Anderson X
Barnett X
Bledsoe X
Richardson X
Schroeder X
Wood X
Billick X
(0-7)

---RESOLUTION 84-4606

ITEM 11-b

A RESOLUTION AUTHORIZING EXPANSION OF A NONCONFORMITY TO PERMIT THE ADDITION OF TWO FLOATING DOCKS TO AN EXISTING NONCONFORMING FACILITY AT 860 TWELFTH AVENUE SOUTH, SUBJECT TO THE CONDITIONS SET FORTH HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

Consulting engineer Dr. William Johnson and Phillip O'Connor, petitioner, addressed Council asking that the condition prohibiting any overnight use of the dock be deleted from the resolution. They pointed out that their intent was only for overnight-docking one or two nights. Community Development Director Barry noted that if overnight use were allowed, the petitioner would be required to provide even more parking space.

MOTION: To ADOPT the resolution as presented.

Anderson X
Barnett X
Bledsoe X
Richardson X
Schroeder X
Wood X
Billick X
(5-2)

COUNCIL MEMBERS

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COMMUNITY DEVELOPMENT DEPARTMENT/NAPLES
PLANNING ADVISORY BOARD (Cont)

ITEM 11 (Cont)

---RESOLUTION 84-4607

ITEM 11-c

A RESOLUTION SUSTAINING THE ADMINISTRATIVE DECISION RELATING TO A GROUND SIGN AT THE OWENS OIL COMPANY, 2640 TAMiami TRAIL NORTH; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

Michael Beal addressed Council on behalf of his client, Owens Oil, asking that the administrative decision be reversed to allow the existing ground sign to remain. He disputed the use of the word "business" in the Code of Ordinances, stating that it was inconsistent because it refers to a type of service in one instance and to an owner in another instance. He said he felt the existing sign should be allowed, even though the business had changed hands and the sign would only be changed to reflect that. City Attorney Rynders explained the City's interpretation of the use of the word "business" as it applied in the Code of Ordinances and pointed out why the sign is nonconforming. Mr. Barnett suggested that the Owens Oil Company make a window in the northern wall of the building to display the prices now on the nonconforming sign.

MOTION: To ADOPT the resolution as presented.

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

---RESOLUTION 84-4608

ITEM 12

A RESOLUTION AMENDING RESOLUTION NO. 3058 TO CORRECT THE LEGAL DESCRIPTION OF THE ALLEYWAY VACATED THEREIN; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

City Attorney Rynders noted that this was a housekeeping matter resulting in a decrease of the square footage involved.

MOTION: To ADOPT the resolution as presented.

---RESOLUTION 84-

ITEM 13

A RESOLUTION GRANTING A VARIANCE FROM THE PROVISIONS OF SECTION 6.8(A) OF APPENDIX "A" - ZONING OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES TO ALLOW A TEN FOOT HIGH DECORATIVE WALL IN THE FRONT-YARD SETBACK AREA AT 214 8TH AVENUE SOUTH; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

Councilman Bledsoe spoke on behalf of his request to place this item on the Agenda. He stated his belief that it had been an honest error and that it did enhance the neighborhood. Dr. Palmer presented a list of his neighbors who had no objection to the wall (Attachment #4). He stated that the wall was intended to be a decorative facade to blend the lines of an addition to the home that was on a higher level. Ralph Sexton, citizen, addressed Council in opposition to approval of the wall and cited instances where he had to conform to the zoning. Ed McMahon, representing the Old Naples Association, and Lodge McKee, speaking for himself, objected to approval of the structure after the fact inasmuch as the wall did not appear

Anderson
Barnett
Bledsoe
Richardson
Schroeder
Wood
Billick
(7-0)

X
X
X
X
X
X
X

Anderson
Barnett
Bledsoe
Richardson
Schroeder
Wood
Billick
(7-0)

X
X
X
X
X
X
X

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COUNCIL MEMBERS

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---RESOLUTION 84- (Cont) ITEM 13 (Cont)

on the plans for construction that had been submitted for approval. Mr. McKee asked about the responsibility of the contractor in cases such as this and whether or not the onus should not fall back on those contractors who are remiss in obtaining the proper permits. Elizabeth Guthrie, citizen, also emphasized that point.

MOTION: To ADOPT the resolution as presented.

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---RESOLUTION 84-4609 ITEM 14

A RESOLUTION REQUESTING AMTRAK TO CONSIDER EXTENSION OF ITS BUS SERVICE FROM SARASOTA TO NAPLES, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

Walter Diem, representing the Florida Association of Railroad Passengers, addressed Council in favor of the resolution.

MOTION: To ADOPT the resolution as presented.

*** *** ***

REPORT BY CH2M HILL, CONSULTING ENGINEERS, REGARDING THE TRIHALOMETHANE (THM) CONTROL PROGRAM FOR THE CITY'S WATER SYSTEM. ITEM 15

Roger Haines, CH2M Hill, reported to Council that they had completed both the trihalomethane study and the raw water master plan at a cost of about 75% of what Council had authorized. He noted that a report had been submitted (copy of which is on file in the City Clerk's office) which indicated that the level of trihalomethanes was well below the standard; he recommended that the facilities continue to be operated and be considered a permanent part of the program.

*** *** ***

REPORT BY CH2M Hill, CONSULTING ENGINEERS REGARDING THE RAW WATER MASTER PLAN FOR THE CITY OF NAPLES. ITEM 16

Gregory Tate, CH2M Hill, distributed a chart regarding the raw water project through 1990 (Attachment #5). He noted that it was their recommendation that additional facilities, such as an additional storage tank or a booster pump, would not have to be built at the East Golden Gate wellfield before 1990 if the County takes over the North Naples area on schedule. He further stated that their recommendation was to proceed with the construction of three new wells to bring the raw water capacity slightly in excess of the projected raw water demand by 1989. He further suggested additional storage of treated water in a tank adjacent to the existing storage tanks in East Naples and in a tank to be constructed near the northern part of the service area near Airport Road where there were existing transmission mains. He mentioned a perplexing corrosion problem with two or three wells in the East Golden Gate wellfield that had been brought to their attention by the Utilities Division.

*** *** ***

Anderson
Barnett
Bledsoe
Richardson
Schroeder
Wood
Billick
(3-4)
FAILED

X

X

X

X

X

X

X

X

X

Anderson
Barnett
Bledsoe
Richardson
Schroeder
Wood
Billick
(6-1)

X

X

X

X

X

X

X

X

X

X

	COUNCIL MEMBERS	M O T I O N	S E C O N D	Y E S	N O	A B S E N T
<p>---RESOLUTION 84-4610</p> <p style="text-align: right;">ITEM 17</p> <p>A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A CONTRACT WITH CH2M HILL RELATING TO ENGINEERING SERVICES FOR PHASE II OF THE EAST GOLDEN GATE WELL FIELD EXPANSION PROJECT (WELL DESIGN/ CONSTRUCTION AND PIPELINE CORROSION STUDY); AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR ENGINEERING PROPOSALS TO PERFORM SERVICES RELATING TO PHASE III OF SAID PROJECT AND APPOINTING A CONSULTANT SELECTION COMMITTEE RELATIVE TO SECURING SAID SERVICES; AND PROVIDING AN EFFECTIVE DATE.</p> <p>Title read by City Attorney Rynders.</p> <p>City Attorney Rynders noted that the resolution should be corrected to show the name of Charles Thomas, rather than Thomas Hoffman as one of the members of the Consultant Selection Committee. In response to questions about the travel expense in the proposed agreement, Roger Haines, CH2M Hill, explained that the success of the East Golden Gate wellfield was mainly due to having their geologist on the site each day drilling was underway.</p> <p>MOTION: To <u>ADOPT</u> the resolution as corrected.</p> <p>***</p>	<p>Anderson Barnett Bledsoe Richardson Schroeder Wood Billick (7-0)</p>	<p>X</p>	<p>X</p>	<p>X X X X X X</p>	<p>X X X X X</p>	
<p>---RESOLUTION 84-4611</p> <p style="text-align: right;">ITEM 18</p> <p>A RESOLUTION PROVIDING FOR AN ADJUSTMENT IN THE SALARY INCREASE FOR NON-BARGAINING UNIT EMPLOYEES FROM 3.0% TO 3.5%; AND PROVIDING AN EFFECTIVE DATE.</p> <p>Title read by City Attorney Rynders.</p> <p>Mayor Billick noted a telegram received at the beginning of the meeting (Attachment #6) opposing the resolution. He further noted that negotiations with the general employees' bargaining group would begin shortly and a further increase for them would be considered at that time.</p> <p>MOTION: To <u>ADOPT</u> the resolution as presented.</p> <p>***</p>	<p>Anderson Barnett Bledsoe Richardson Schroeder Wood Billick (7-0)</p>	<p>X</p>	<p>X</p>	<p>X X X X X</p>	<p>X X X X X</p>	
<p>CORRESPONDENCE & COMMUNICATIONS - None</p> <p>***</p> <p>ADJOURN: 12:35 p.m.</p> <p style="text-align: center;"><i>Stanley R. Billick</i> Stanley R. Billick, Mayor</p> <p><i>Janet Cason</i> Janet Cason City Clerk</p> <p><i>Ellen Marshall Weigand</i> Ellen Marshall Weigand Deputy Clerk</p>						
<p>These minutes of the Naples City Council approved <u>12/05/84</u></p>						

Supplemental Attendance List - Regular Meeting, November 21, 1984

Pastor Howard Hugus
 Charles Andrews
 Fish Gray
 Walter Diem
 Francis Finch
 Ed Shelton
 David Suttle
 Ed McMahon
 Herb Anderson
 Herb Lund
 Lois Kostroski
 Garland Harris
 Henry P. Johnson

G. R. Newman
 Richard O. Sykes
 Eugene H. Zytikus
 Richard M. Treiser
 Robert Russell
 Larry Ingram
 Robert W. Stern
 Ron Smith
 Tony Ridgeway
 Dr. Wm. Johnson
 Ted Waller
 Elizabeth Guthrie
 Henry P. Johnson

Mary Ranney
 Emilia F. Ewing
 Mrs. J. B. Donaldson
 Phillip O'Connor
 Robert Galloway
 Lodge McKee
 Michael F. Beal
 Mr. & Mrs. Owens
 Dr. & Mrs. Palmer
 Roger F. Haines, CH2M Hill
 Gregory L. Tate, CH2M Hill
 Ralph F. Sexton

News Media

Dorothy Yacobocci, TV-9
 Brian Grinonneau, TV-9
 Anna Marie Carsello, TV-9
 Randy Sell, TV-9

Todd Holzman, Naples Daily News
 Bev Cameron, WINK, TV-11
 Mary Armbruster, WEVU, TV-26

Other interested citizens and visitors.

1 M GARLAND HARRIS

1300 GULF SHORE BLVD(N)

I RESIDE AT THE DEL MAR CLUB

1
 MR. MAYOR, ON PAST OCCASIONS I HAVE RECITED TO COUNCIL THE ANNOYANCES, THE
 NUISANCES, THE DISCOMFORTS TO WHICH WE HOMEOWNERS, IN A PREDOMINATELY
 RESIDENTIAL AREA, ARE SUBJECTED BY THE PATRONS OF THE CACTUS FLOWER BAR AND
 LOUNGE OPERATION. THEIR LATE NIGHT "HAPPY HOUR" IS REPREHENSIBLE. IT IS A
 CANCER ON OUR NEIGHBORHOOD, A DETRIMENT TO OUR RESIDENTIAL INVESTMENTS, AND
 A REPROACH TO THE INTENDED TONE OF OUR NAPLES ENVIRONMENT. THE IMAGE OF
 GULF SHORE BLVD. IN THIS AREA IS BEING DESECRATED. THE ONLY THING LACKING
 IS A NEON SIGN.

2
 MR. MAYOR LET ME EMPHASIZE HERE AND NOW, WE HAVE NO COMPLAINT WITH THEIR
 RESTAURANT BUSINESS WITH A REASONABLE CLOSING HOUR. OUR GRIEVANCE IS THEIR
 LATE HOUR LIQUOR OPERATION.

3
 OUR RESIDENTIAL CLUBS AND HOMES WITHIN THIS AREA ARE MULTI-MILLION DOLLAR
 INVESTMENTS WITH A SUBSTANTIAL TAX BASE. I BELIEVE COUNCIL SHOULD ALWAYS
 CONSIDER THE WISHES OF NEIGHBORING PROPERTY OWNERS. YOU HAVE ENACTED ORDI-
 NANCES PROHIBITING LATE NIGHT ACTIVITIES AT THE VARIOUS BEACH ACCESSES ALONG
 GULF SHORE BLVD., AT THE PIER AND IN LOWDERMILK PARK, BECAUSE OF DISTURBANCES
 TO SURROUNDING RESIDENTS.

4
 IT WAS NEVER INTENDED THAT ACTIVITIES WITHIN C - 1 ZONING WOULD BE DISRUPTIVE
 OF THE SURROUNDING RESIDENTIAL AREA. TO THE CONTRARY, PRESTIGIOUS TYPE
 BUSINESSES COMPATIBLE WITH THE RESIDENTIAL NEIGHBORHOOD. A LATE NIGHT BAR AND
 LOUNGE OPERATION IS CERTAINLY NOT PRESTIGIOUS NOR COMPATIBLE.

5
 AT THE OCTOBER 17TH COUNCIL MEETING MEMBERS WENT TO GREAT PAINS TO INSURE THE
 WELFARE OF TRUFFLES. TRUFFLES' PRIMARY AND SOLE OBJECTIVE IS FINE DINING FROM
 11 A.M. 'TIL 11 P.M., AND THEY SO ADVERTISE. THEY DO NOT PROMOTE OR CATER TO
 LATE NIGHT LIQUOR BUSINESS. CONVERSELY, THE CACTUS FLOWER BOLDLY SOLICITS
 SUCH BUSINESS THROUGH THEIR ADVERTISING OF "HAPPY HOUR" FROM 11 PM. 'TILL 1 A.M.
 THIS IN A C-1 ZONE WHICH IS SUPPOSED TO BE SOMEWHAT RESTRICTIVE.

6
 MR. MAYOR, COUNCIL HAS NOT TAKEN THE INITIATIVE IN THIS PROBLEM THAT WE AREA
 RESIDENTS HAD HOPED, THEREFORE WE DO SOLICIT YOUR CO-OPERATION IN THE ADOPTION
 OF THE PROPOSED ORDINANCE WHICH WILL AT LEAST, WITH HEAVY EXPENSE, GIVE US AN
 AVENUE THROUGH WHICH WE MAY SEEK RELIEF

THANK YOU

MR. MAYOR, AT THE OCTOBER 17TH SESSION OF COUNCIL, ARNOLD LAMM A MEMBER OF COUNCIL
 IN 1974 STATED THE COUNCIL AT THAT TIME HAD ERRED IN NOT PASSING A 11 P.M. CLOSING
 ORDINANCE FOR GULF SHORE SQUARE. IN 1974 THE CITY CONTROLLED BEVERAGE LICENSES,
 AND THE OWNERS OF THE CONTINENTAL CAFE AGREED TO THE 11 P.M. CLOSING STIPULATION
 AND NO LIVE ENTERTAINMENT IN ORDER TO SECURE THEIR BEVERAGE PERMIT. THIS SATISFIED
 WE RESIDENTS AND COUNCIL AND AN ORDINANCE WAS OVERLOOKED. THE CONTINENTAL LIVED
 UP TO THEIR AGREEMENT FOR 10 YEARS AND NOW WE ARE FACED AGAIN WITH THE PROBLEM.
 PLEASE DON'T LET THIS COUNCIL ERR - WE EARNESTLY ASK YOU TO ENACT THIS PROPOSED
 ORDINANCE.

KELLY'S
CACTUS FLOWER
TRUFFLES/CHEF'S GARDEN
SQUIRES CLUB
ISLAND CLUB
ELEPHANT WALK
THE DOCK
THE RIVERWALK
MERRIMANS
LA VERSAILLE
MASON JAR
PICADILLY PUB
ST. GEORGE AND THE DRAGON
SPOONBILL
WHISTLE STOP
NICK'S DRIVE-THRU/SWAMP BUGGY LOUNGE
THE SHORE CLUB
THE BRASSIE
THE BEACH CLUB
LUMS
PADDLEWHEEL
CLAM SHACK
CHICKEN EXPRESS
SUTTON HOUSE
PIZZA HUT
MAMA MIAS
FRANCOS
HOFFBRAU HOUSE
THE GALLEY
PIPPIN'S RESTAURANT
CHRISTOPHER'S
SEASONS
HOWARD JOHNSONS
HOSPITALITY HOUSE
CARLOS PIZZARIA
THE SPICE OF LIFE
THE MOORINGS COUNTRY CLUB
NAPLES YACHT CLUB
BEI JING
NAPLES SAILING AND YACHT CLUB
BUD'S DINER
PORT ROYAL CLUB
CAZZOLI'S PIZZARIA
EDGEWATER BEACH INN
FUJIAMA STEAK HOUSE
PORKY'S RESTAURANT
PATE'S MARKER FOUR
HAROLD'S
RAYMOND'S
HOLIDAY INN
DIRECTOR'S ONE
TOKYO RESTAURANT
PASTRAMI DANS
PERKIN'S RESTAURANT
STEAK ROOM
SAMMY'S
OLD WORLD CHEESE SHOP

Dr. and Mrs. U. Grant Palmer III
214 Eighth Avenue South
Naples, Florida 33940

Franklin D. ...

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Dr. and Mrs. U. Grant Palmer III
214 Eighth Avenue South
Naples, Florida 33940

November 15, 1984

We, neighbors of the Palmers, who have signed our names below feel that the decorative arches on the 2nd. Street side of Dr. Palmer's residence at 214 8th Ave. So. are not an obstructive nuisance but rather an enhancement to the 2nd. St. corner and the Community.

Allen Summerlin

John L. Cipolla

Margaret E. Evans

Ed Evans

Virginia M. Capello

Elton Jundheim

Louise Fleming

Bruce S. Fleming

Bob Kin Wypok

Hendrika W. Van Wypok

Walter A. Stand

Jan F. Stand

John P. England

Bill England

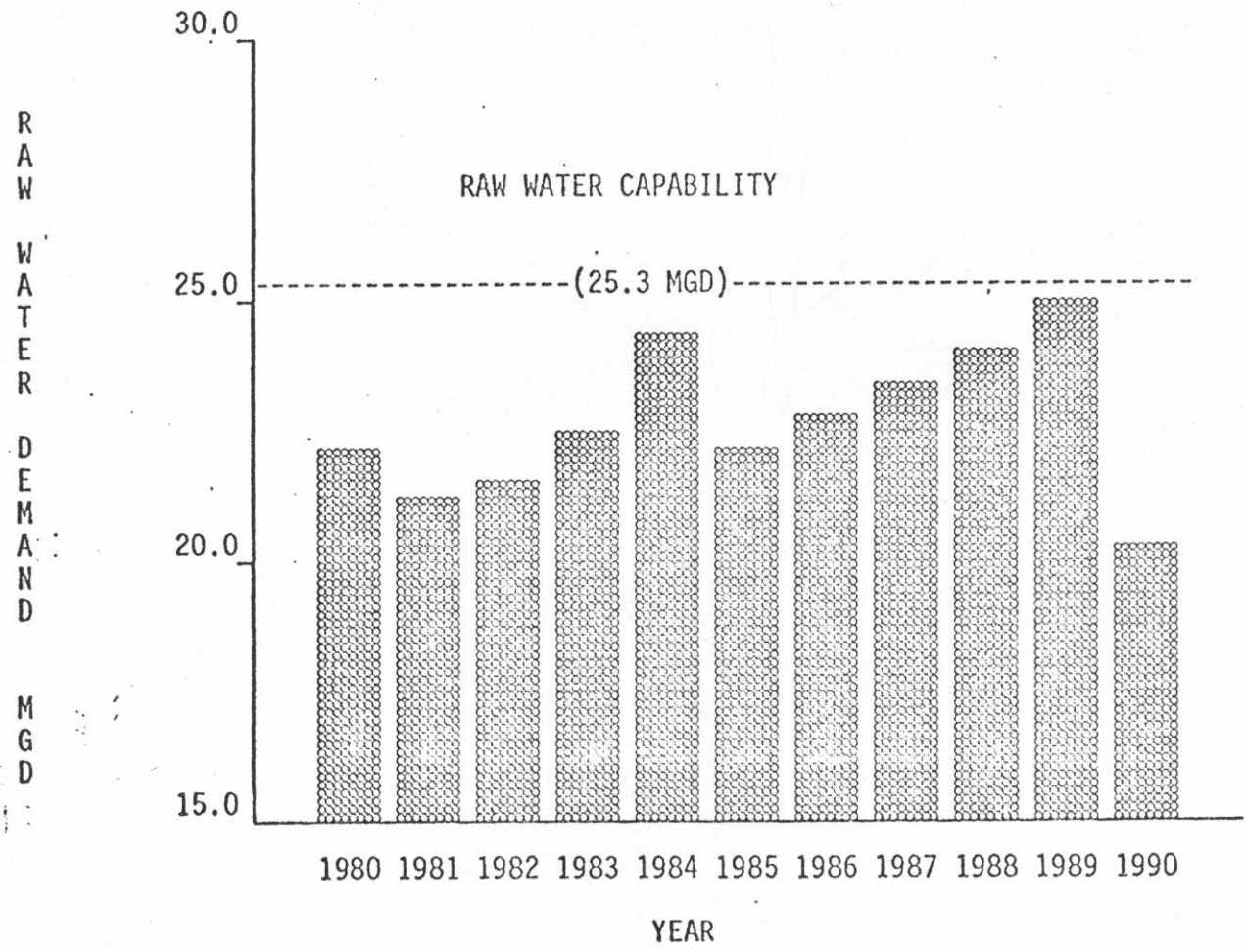
Rich S. Murray

W.H. Dickinson

R.D. Skyles

Emore W. Taylor

Margaret Jundheim



160 5 ST NORTH
NAPLES FL 33940 20AM

ATTACHMENT #6

Western Union Mailgram

169

400141978325 11/20/84 ICS IPKMYZZ CGP TPAB
8132617428 MOMB TDMY NAPLES FL 116 11-20 1130A EST

Re: Item #18

MAYOR STANLEY BILLYCK AND COUNCIL MEMBERS
CARE CITY HALL
735 8 ST SOUTH
NAPLES FL 33940



DEAR MAYOR,

THOUGH I CANNOT BE IN ATTENDANCE AT NOVEMBER 21 COUNCIL MEETING I RESPECTFULLY REQUEST THAT THE PROPOSAL TO RETROACTIVELY INCREASE MANAGERIAL PAY FROM 3 PERCENT TO 3.5 PERCENT BE DENIED; FOR THE FOLLOWING REASONS. THOUGH LOWER THAN THE 3.5 GRANTED POLICE PRESENT 3 PERCENT IS SUBSTANTIALLY HIGHER THAN THE 10 CENTS PER HOUR GRANTED PUBLIC WORKS BARGAINING UNION EMPLOYEES, MANY OF WHICH ARE NON UNION MEMBERS.

AS A CITY TAX PAYER, I TAKE EXCEPTION TO PAYING FOR WHAT IS ALREADY BOUGHT. WHY WOULD ANY SANE PERSON OFFER TO PAY MORE AFTER THE PURCHASE.

RESPECTFULLY SUBMITTED,
LILLIAN STOLL KELLY
160 5 ST NORTH
NAPLES FL 33940

11137 EST

MGMCOMP

Note:
Lillian Kelly is a
City Public Works
employee.

MD