



City of Naples

City Council Chambers
735 Eighth Street South
Naples, Florida 33940

-SUBJECT-	Ord. No.	Res. No.	Page
<u>ANNOUNCEMENTS</u>			
-MAYOR BILLY - noted that Police Officer S. C. Moore was present to give Councilmen summonses for Easter Seal Cake Auction			1
- directed City Manager Jones to meet with representatives of the Naples Concert Band re support for construction of the band shell and to bring an item to Council for discussion/action			1
-CITY MANAGER JONES - None			1
<u>APPROVAL OF MINUTES</u> - Special Meeting, 01/30/85 Regular Meeting, 02/06/85			1&2
<u>PURCHASING</u>			
-Award bid - solid state computer based automotive engine analyzer		85-4666	1&2
-Award bid - plain bond copier for Police Department		85-4667	1&2
-Waive bids - lease/purchase agreement for telecommunications system - state contract		85-4668	2
<u>RESOLUTIONS</u>			
-Ratify contract w/F.O.P.		85-4669	2
-Approve Coastal construction setback line variance CCL 85-1 Lot 6, Unit 1 Coquina Sands - Eric Yeiser - The Henley		85-4670	2
- REMOVED - Reschedule next meeting - Special Ex Pet 84-S15 installation of gas pumps at Goodlette Food Mart, 499 Goodlette Road		85-_____	3
-Approve Spec Ex Pet 85-S1, allow 3 residential units in commercial/office complex, 1100 Sixth Av So - Dockside Boardwalk		85-4671	4
-Approve Spec Ex Pet 85-S2, allow office unit to be used as office and residential, Moorings Professional Bldg, 2335 Tamiami Trail No		85-4672	5
- DENIED - Variance Pet 85-V1, to permit second story with 13.0 ft. side yard setback, 4304 Cutlass Lane, W. Hamstra		85-_____	5&6
-Approve sewer main extension - The Commons II - east side of Goodlette Road & Seventh Avenue North		85-4673	7
<u>ORDINANCES - First Reading</u>			
-Approve Rezone Pet 85-R1, northwest corner 4th Avenue No & 7th St No - Naples Community Hospital	85-_____		3
- DENY - Comprehensive Plan Amendment Pet 85-CP1 - to change land use to Medium Density, 100 ft west of NW corner of 4th Av So & 2nd St So - Wilson, Stefani & Patrick	85-_____		4
- DENY - Rezone Pet 85-R2, to rezone to "R3-12" Multifamily 100 ft west of NW corner of 4th Av So & 2nd St So - Wilson, Stefani & Patrick	85-_____		4
-Approve - Pre-treatment Standards for Wastewater Disposal	85-_____		6
-Approve increasing salaries - Mayor & Council	85-_____		6&7

City Council Chambers
735 Eighth Street South
Naples, Florida 33940



CITY COUNCIL MINUTES
Regular Meeting

Time 9:05 a.m.

Date February 20, 1985

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

ROLL CALL:	Present: Stanley R. Billick Mayor	ITEM 2	COUNCIL MEMBERS	VOTE			A B S E N C E
				M O T I O N	S E C O N D	Y E S	
	R. B. Anderson William E. Barnett William F. Bledsoe Lyle S. Richardson Wade H. Schroeder Kenneth A. Wood Councilmen						
Also present:	Franklin C. Jones, City Manager David W. Rynders, City Attorney John McCord, City Engineer Roger Barry, Community Development Director Gary Martin, Equipment Management Director	Norris Ijams, Fire Chief Jerry Gronvold, Utilities Engineer Steve Cramer, Chief Planner Stewart Unangst, Purchasing Agent Ellen P. Weigand, Deputy Clerk					
	See Supplemental Attendance list - Attachment #1						
<u>INVOCATION:</u>	Reverend Richard Mapes Naples United Church of Christ	<u>ITEM 1</u>					
***	***	***					
<u>ANNOUNCEMENTS</u>		<u>ITEM 3</u>					
Mayor Billick - noted the presence of	Police Officer S. C. Moore who presented each Councilman with a summons to bake a cake for the Easter Seal Cake Auction. - directed City Manager Jones to meet with Parks & Recreation Director Holley and representatives of the Naples Concert Band regarding their fund drive for the proposed band shell in Cambier Park. He further directed the City Manager to place an item on the agenda for Discussion/Action on this matter at an upcoming meeting.	<u>ITEM 3-a</u>					
<u>City Manager Jones - None</u>		<u>ITEM 3-b</u>					
***	*** -----CONSENT AGENDA-----	***					
<u>APPROVAL OF MINUTES</u> - Special Meeting, 01/30/85 Regular Meeting, 02/06/85		<u>ITEM 4</u>					
<u>PURCHASING</u>		<u>ITEM 5</u>					
--- <u>RESOLUTION 85-4666</u>		<u>ITEM 5-a</u>					
	A RESOLUTION AWARDING THE BID FOR A SOLID STATE COMPUTER BASED AUTOMOTIVE ENGINE ANALYZER FOR THE EQUIPMENT MANAGEMENT DEPARTMENT; AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.						
Title not read.							
***	***	***					
--- <u>RESOLUTION 85-4667</u>		<u>ITEM 5-b</u>					
	A RESOLUTION AWARDING THE BID FOR A PLAIN BOND COPIER FOR THE POLICE DEPARTMENT; AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.						
Title not read.							
***	***	***					

COUNCIL MEMBERS	MOTION	SECTION	VOICE		ABSENT
			YES	NO	
<u>CONSENT AGENDA (Cont)</u>					
	<u>PURCHASING (Cont)</u>				
	<u>RESOLUTION 85-4668</u>				
	A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A LEASE/PURCHASE AGREEMENT UNDER THE FLORIDA STATE-NEGOTIATED CONTRACT FOR A TELECOMMUNICATIONS SYSTEM TO SERVE THE CITY HALL/FIRE DEPARTMENT COMPLEX; WAIVING THE REQUIREMENT FOR COMPETITIVE BIDDING THEREON; AND PROVIDING AN EFFECTIVE DATE.				
	Title not read.				
	*** <u>RESOLUTION 85-4669</u> ***				
	A RESOLUTION RATIFYING AND CONFIRMING THE CONTRACT BETWEEN THE CITY OF NAPLES AND THE FRATERNAL ORDER OF POLICE, COLLIER COUNTY LODGE NO. 38; AND PROVIDING AN EFFECTIVE DATE.				
	Title not read.				
	With reference to <u>Agenda Item 6</u> , Mayor Billick stated his opinion that the media had not been totally accurate in reporting only a 3.5% increase in salaries. He noted merit raises that could be up to an additional 4% were not mentioned.				
	In response to questions from Mr. Bledsoe regarding <u>Agenda Item 5-c</u> , City Manager Jones outlined the lease/purchase plan with <u>RoIm</u> for an electronic telephone system and stated that at the end of the contract the City would own the system. He made reference to a break-even analysis included in the meeting packet (Attachment #2). He further noted that it would utilize the SUNCOM system and would be compatible with any computer system.	Anderson Barnett Bledsoe Richardson Schroeder Wood Billick	X		
	<u>MOTION</u> : To <u>APPROVE</u> the minutes and <u>ADOPT</u> the resolutions as presented.				
	-----END CONSENT AGENDA-----				
	-----ADVERTISED PUBLIC HEARINGS-----				
	<u>RESOLUTION 85-4670</u>				
	A RESOLUTION GRANTING A VARIANCE FROM THE CITY'S MOST RESTRICTIVE COASTAL CONSTRUCTION SETBACK LINE TO PERMIT CONSTRUCTION OF AN EIGHT-STORY MULTIFAMILY BUILDING, LANDSCAPING AND BEACH ACCESS WALKOVER ON LOT 6, UNIT 1, COQUINA SANDS, SUBJECT TO THE STIPULATION SET FORTH HEREIN; AND PROVIDING AN EFFECTIVE DATE.				
	Title read by City Attorney Rynders. Public Hearing: Opened - 9:15 a.m. Closed - 9:20 a.m.				
	Stanley Hole, representing the applicant, noted the presence of George Hermanson, engineer; Dick Grant, counselor; and Mr. Yansen, also representing the applicant. Mr. Hole stated that meetings with the adjacent property owners had resulted in their moving the subject building six (6) feet farther landward. He said he had provided City Engineer McCord with a revised plan (Attachment #3 - Drawing No. 2019-1, Sheet 6 of 6, Project 85.01 - The Henley, dated 02/20/85, Gamble, Gilroy, Martin & Moul).	Anderson Barnett Bledsoe Richardson Schroeder Wood Billick (7-0)	X		
	<u>MOTION</u> : To <u>ADOPT</u> the resolution as per plans most recently given to City Engineer McCord.				
	-----END ADVERTISED PUBLIC HEARINGS-----				

CONSENSUS

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>COMMUNITY DEVELOPMENT DEPARTMENT/NAPLES</u> <u>ITEM 8</u> <u>PLANNING ADVISORY BOARD</u></p>					
<p><u>RESOLUTION 85-</u> <u>ITEM 8-a</u></p> <p>A RESOLUTION GRANTING A SPECIAL EXCEPTION TO PERMIT THE INSTALLATION OF TWO GASOLINE PUMPS AND THREE UNDERGROUND STORAGE TANKS AT AN EXISTING COMMERCIAL DEVELOPMENT WHICH HAS APPROXIMATELY 3,150 SQUARE FEET OF TOTAL FLOOR AREA AT 499 GOODLETTE-FRANK ROAD (THE GOODLETTE FOOD MART); AND PROVIDING AN EFFECTIVE DATE.</p> <p>Title not read.</p> <p>Mayor Billick noted a letter from the petitioner's attorney (Attachment #4) asking that this item be removed from this Agenda and rescheduled for the next Regular Council meeting. It was the consensus of Council to do so.</p> <p>*** *** ***</p>					
<p><u>ORDINANCE 85-</u> <u>ITEM 8-b</u></p> <p>AN ORDINANCE REZONING PROPERTY LOCATED AT THE NORTHWEST CORNER OF FOURTH AVENUE NORTH AND SEVENTH STREET NORTH, MORE PARTICULARLY DESCRIBED HEREIN, FROM "R1-10" SINGLE-FAMILY RESIDENTIAL TO "PD" PLANNED DEVELOPMENT DESIGNATED FOR MEDICAL USES; DIRECTING THAT THE ZONING ATLAS OF THE CITY BE AMENDED ACCORDINGLY; AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO REZONE SAID PROPERTY AT THE REQUEST OF THE PROPERTY OWNER IN ORDER TO ALLOW CONSTRUCTION OF A ONE-STORY MEDICAL FACILITY.</p> <p>Title read by City Attorney Rynders.</p> <p>Attorney George Vega, representing the petitioner, noted the presence of John Dyehouse, architect, and William Crone, hospital executive. Mr. Vega noted a problem with the Planning Advisory Board's stipulation not to use the adjacent alley. He noted staff's approval of its use and stated that redesigning the parking lot to eliminate use of the alley would create a parking problem for the building. Mayor Billick suggested "Right Turn Only" signs at the exits to the alley which City Engineer McCord stated was a good idea. Residents of the area, Rosemary Alicoate and Thomas Chancy, addressed Council asking that the use of the alley be prohibited. Citizen James Alicoate made a lengthy statement (Attachment #5) opposing the rezoning. Attorney Benjamin Parks asked if this was "spot zoning" inasmuch as a request by his client, Dr. Moses Howard, for similar rezoning in the same block had been denied. City Attorney Rynders stated his opinion that it was not "spot zoning" and noted that the Comprehensive Plan approved several years ago had designated the subject property for Medical use. He added that property adjacent to a dividing line would not necessarily be rezoned just because it was adjacent. Attorney Douglas Rankin, also representing Dr. Howard, questioned the standards used in preparing the Comprehensive Plan regarding the proposed "Medical Use" of certain property. Mr. Parks stated his opinion that the traffic generated would be more than anticipated.</p> <p><u>MOTION:</u> To <u>APPROVE</u> the ordinance as presented on First Reading.</p> <p>*** *** ***</p>					
Anderson				X	
Barnett			X	X	
Bledsoe			X	X	
Richardson			X	X	
Schroeder	X		X	X	
Wood			X	X	
Billick (7-0)			X	X	

COUNCIL MEMBERS	M O T I O N	S E C T I O N	VOTE		A B S E N T
			Y E S	N O	
<u>COMMUNITY DEVELOPMENT DEPARTMENT/NAPLES</u>					
<u>PLANNING ADVISORY BOARD (Cont)</u>					
<u>ITEM 8 (Cont)</u>					
--- <u>RESOLUTION 85-4672</u>					
<u>ITEM 8-e</u>					
A RESOLUTION GRANTING A SPECIAL EXCEPTION TO PERMIT AN OFFICE UNIT IN AN EXISTING FOUR-STORY BUILDING AT 2335 TAMIAMI TRAIL NORTH (SUITE 310, MOORINGS PROFESSIONAL BUILDING) TO BE UTILIZED AS BOTH AN OFFICE AND A RESIDENTIAL DWELLING UNIT, SUBJECT TO THE CONDITIONS ENUMERATED HEREIN; AND PROVIDING AN EFFECTIVE DATE.					
Title read by City Attorney Rynders.					
In response to Mr. Anderson's inquiry about requests of this type becoming more frequent, Community Development Director Barry noted that Council had control of each individual situation under the Special Exception status.					
<u>MOTION:</u> To accept the Planning Advisory Board's recommendation for approval and <u>ADOPT</u> the resolution as presented.					
Anderson				X	
Barnett				X	
Bledsoe				X	
Richardson				X	
Schroeder			X	X	
Wood	X			X	
Billick				X	
(7-0)					

--- <u>RESOLUTION 85-</u>					
<u>ITEM 8-f</u>					
A RESOLUTION GRANTING A VARIANCE FROM THE PROVISIONS OF SECTION 5.2 F(2) OF APPENDIX "A" - ZONING OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES, REDUCING THE REQUIRED 15-FOOT SIDE-YARD SETBACK FOR TWO-STORY STRUCTURES IN THE "R1-15" SINGLE-FAMILY RESIDENTIAL ZONING DISTRICT TO ALLOW CONSTRUCTION OF A SECOND STORY ADDITION OF APPROXIMATELY 1150 SQUARE FEET OF FLOOR AREA AT AN EXISTING ONE-STORY RESIDENCE AT 4304 CUTLASS LANE; AND PROVIDING AN EFFECTIVE DATE.					
Title read by City Attorney Rynders.					
Attorney George Vega, representing petitioner Wilbert Hamstra, noted receipt of a letter from Frederick Shick (Attachment #6) which had been distributed to Council and also a letter he had from Dr. Ralph Peterson (Attachment #7) both of which were in favor of the addition of the second story. He noted that all the neighbors on the cul-de-sac were in favor, except one. He further noted that the main structure had been placed too close to the side property line by the contractor who laid the foundation and who left the job uncompleted and went bankrupt. Local residents Joseph Pew, Kathleen Sherwin, Lanny Sherwin, and Ralph Beckett spoke in support of the petition. Attorney Larry Ingram, representing Mr. & Mrs. Dallas Reach, the adjacent property owners who were objecting, addressed Council and submitted a survey showing the proximity of the subject house to the property line (copy of which is on file in the meeting packet in the Clerk's office). Mr. Ingram also distributed copies of a letter from Property Appraiser Sam Colding stating that the addition of the second story would detract from the value of Mr. Reach's home (Attachment #8).					

City Attorney Rynders left the Council Chamber - 10:22 a.m.					

Ed McMahon, representing the Old Naples Association, asked for clarification on the required setbacks for single story homes and two story homes and indicated the Association's objections to this type of variance. Allen Slaff, Architectural Committee of the Port Royal Association, spoke with regret in opposition to the variance. Architect Dick Morris spoke in favor of the addition and stated his opinion that it would not detract from adjacent properties because it was to be much smaller than the main house. Both Mr. Vega and Mr. Ingram submitted pictures (which are on file in the meeting packet in the Clerk's office) to illustrate their points of view. Mr. Anderson stated his belief that it was a dispute between neighbors and he was not					

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>COMMUNITY DEVELOPMENT DEPARTMENT/NAPLES PLANNING ADVISORY BOARD (Cont)</u> <u>ITEM 8 (Cont)</u></p> <p>---<u>RESOLUTION 85-</u> (Cont) <u>ITEM 8-f (Cont)</u></p> <p>comfortable being "in the middle". He stated his feeling that the addition would not interfere with any line of vision of the adjacent property owners.</p> <p><u>MOTION:</u> To accept the recommendation of the Planning Advisory Board to <u>DENY</u>.</p> <p>-----<u>END COMMUNITY DEVELOPMENT/PAB</u>-----</p> <p>*** *** ***</p> <p><u>BREAK:</u> Recessed - 10:48 a.m. Reconvened - 11:04 a.m. All members of Council present.</p> <p>*** *** ***</p> <p>-----<u>FIRST READINGS</u>-----</p> <p>---<u>ORDINANCE 85-</u> <u>ITEM 9</u></p> <p>AN ORDINANCE PROVIDING FOR PRE-TREATMENT STANDARDS FOR WASTEWATER DISPOSAL; PROVIDING LEGAL AUTHORITY; PROVIDING FOR ENFORCEMENT; PROVIDING FOR REGULATIONS; AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO REQUIRE PRE-TREATMENT OF INDUSTRIAL WASTEWATER.</p> <p>Title read by City Manager Jones.</p> <p>City Manager Jones reviewed the information in City Attorney Rynders' memo dated February 14, 1985 (Attachment #9).</p> <p><u>MOTION:</u> To <u>APPROVE</u> the ordinance as presented on First Reading.</p> <p>*** *** ***</p> <p>---<u>ORDINANCE 85-</u> <u>ITEM 10</u></p> <p>AN ORDINANCE RELATING TO THE SALARIES OF THE MAYOR AND CITY COUNCILMEN; AMENDING SECTION 2.5 OF THE CHARTER OF THE CITY OF NAPLES; AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO PROVIDE FOR AN INCREASE IN THE SALARY OF THE MAYOR FROM \$12,000.00 PER YEAR TO \$18,000.00 PER YEAR, AND THE SALARY OF EACH COUNCILMAN FROM \$9,000.00 PER YEAR TO \$12,000.00 PER YEAR.</p> <p>Title read by City Manager Jones.</p> <p>Mayor Billick made a statement in support of this action stating that he believed an increase would attract more people to run for office. Mr. Wood raised a question of the effective date and Mayor Billick suggested that it become effective the first of the month following an affirmative second reading. Mr. Bledsoe indicated his support of the increase "for services rendered". Ed McMahon, representing the Old Naples Association, spoke against the increase, noting the Association's view that the remuneration should be considered as an "expense account" for additional expenses incurred while in office. He stated the Association's opinion that the "desire to serve" and the "prestige of holding office" were primary attractions. Citizens Charles Andrews and</p>					
Anderson					X
Barnett			X		
Bledsoe		X	X		
Richardson			X		
Schroeder	X		X		
Wood			X		
Billick					X
(5-2)					
Anderson		X	X		
Barnett			X		
Bledsoe			X		
Richardson			X		
Schroeder	X		X		
Wood			X		
Billick					X
(7-0)					

Supplemental Attendance list - Regular Meeting 02/20/85

Reverend Richard Mapes
 Sergio Montes
 Benjamin Parks
 Ed McMahon
 Douglas Rankin
 Alfred Evans, Rolm
 S. C. Moore
 Wilfred G. Brooks
 Ned Moore
 Ron Hickox
 Herb Anderson
 Richard Grant
 George Hermanson

John Dyehouse
 Fred Scott
 Larry Crider
 Stanley Hole
 Gilbert Weil
 Tish Gray
 Robert Russell
 Robert Galloway
 Jim McGrath
 George Schnakenberg
 Dallas Rudrud
 John McGregor
 Allan P. Slaff
 Mr. Yanson

Charles Andrews
 Mr. & Mrs. Dallas Reach
 Kris Dane
 Mr. & Mrs. James Alicoate
 Thomas Chancy
 Mrs. Moses Howard
 George Vega
 Roger Watson
 Joseph Pew
 Kathleen Sherwin
 Lanny Sherwin
 Ralph Beckett
 Larry Ingram

News Media

Ed Solberg, TV-9
 Anna-Marie Carsello, TV-9
 Randy Sell, TV-9
 Dave Fuller, WNOG

Denes Husty, News Press
 Donna Wares, Miami Herald
 Scott Beyrl, WBBH TV-20
 Curt Johnson, WEVU TV-26

Chuck Curry, Naples Daily News
 Don Goodwin, Naples Star
 Mary Armbruster, WEVU TV-26
 Bev Cameron, WINK TV-11

Other interested citizens and visitors.

ATTACHMENT B

RETURN-ON-INVESTMENT STUDY OF COSTS OF PROPOSED NEW TELECOMMUNICATIONS
SYSTEM VERSUS COSTS OF PRESENT SYSTEM (OVER A TEN YEAR PERIOD)

	YEAR 1	YEAR 2	YEAR 3	YEAR 4	YEAR 5	YEAR 6	YEAR 7	YEAR 8	YEAR 9	YEAR 10	TOTAL
NEW COMMUNICATIONS SYSTEM (48 MONTH LEASE/PURCHASE @ \$1,934.87/MONTH)	\$23,218.44	\$23,218.44	\$23,218.44	\$23,218.44							\$92,873.76
NEW MAINTENANCE (\$102.00/MONTH IN 2ND YEAR)	---	\$4,824.00	\$5,306.00	\$5,836.00	\$6,420.00	\$7,062.00	\$7,768.00	\$8,545.00	\$9,399.00	\$10,399.00	\$65,559.00
* ANTICIPATED LONG DISTANCE CHARGES WITH SUNCOM	(4,200.00)	(4,620.00)	(5,082.00)	(5,590.00)	(6,149.00)	(6,764.00)	(7,440.00)	(8,184.00)	(9,002.00)	(9,902.00)	(\$66,933.00)
TOTAL COSTS WITH NEW SYSTEM	\$19,018.44	\$23,422.44	\$23,442.44	\$23,464.44	\$271.00	\$298.00	\$328.00	\$361.00	\$397.00	\$437.00	\$9,000.76
* EXISTING UTS TELEPHONE SYSTEM COSTS (CURRENT MO. EQUIPMENT RENEWAL CHARGES @ \$888.07/MO.)	\$10,656.00	\$11,721.00	\$12,893.00	\$14,183.00	\$15,601.00	\$17,161.00	\$18,878.00	\$20,766.00	\$22,842.00	\$25,126.00	\$169,827.00
RETURN ON INVESTMENT (FIGURES IN PARENTHESES INDICATE SAVINGS)	\$8,362.44/ YEAR 1	\$11,701.44/ YEAR 2	\$10,549.44/ YEAR 3	\$9,281.44/ YEAR 4	(15,330.00)/ YEAR 5	(16,863.00)/ YEAR 6	(18,550.00)/ YEAR 7	(20,405.00)/ YEAR 8	(22,445.00)/ YEAR 9	(24,689.00)/ YEAR 10	(\$78,327.24) TOTAL 10 YEAR R.O.I.
		\$20,063.88/ 2-YEAR TOTAL	\$30,613.32/ 3-YEAR TOTAL	\$39,894.76/ 4-YEAR TOTAL	\$24,564.76/ 5-YEAR TOTAL	\$7,701.76/ 6-YEAR TOTAL	(10,848.24)/ 7-YEAR TOTAL	(31,253.24)/ 8-YEAR TOTAL	(53,693.24)/ 9-YEAR TOTAL	(78,327.24)/ 10-YEAR TOTAL	

* ASSUME 10% PER YEAR INCREASE
ASSUME TRUNK CHARGES SAME FOR BOTH SYSTEMS

MERSON, SAWYER, JOHNSTON, DUNWODY & COLE

A PARTNERSHIP INCLUDING PROFESSIONAL ASSOCIATIONS

600 FIFTH AVENUE SOUTH
NAPLES, FLORIDA 33940
TELEPHONE (813) 262-7302

MIAMI OFFICE
SOUTHEAST FINANCIAL CENTER
200 SOUTH BISCAYNE BOULEVARD
MIAMI, FLORIDA 33131
TELEPHONE (305) 358-5100

RICHARD C. GRANT, P. A.

February 26, 1985

Mr. John McCord, City Engineer
City of Naples
835 Eighth Street South
Naples, Florida 33940



Re: City Resolution 85-4670 (Item 7 of
February 20, 1985 Agenda)

Dear Mr. McCord:

We represented the applicant in the above matter which resulted in the City Council granting a coastal setback variance as it pertains to the subject property. Enclosed is a copy of the resolution granting this action which I obtained from the City Clerk's office. The resolution is not specific as to exactly what was permitted beyond the applicable lines and where things were to be positioned. A proposed set of minutes of the Council meeting, which is not yet finalized, makes reference to the "most recent" plan submitted.

If you will recall on the morning of the hearing Stanley Hole provided you with a revised drawing which reflected that the building itself, which is proposed to be situated on the property, had been moved back from where it had originally been planned. Enclosed is another copy of that drawing as prepared by Hole, Montes & Associates. The City Clerk would like to have a copy of that drawing on file with this resolution and the minutes of the Council meeting and our client would like to have it on file as well so that in the future when applications for building permits are sought there will be no question as to what has been approved. The City Clerk has asked that your office approve the enclosed drawing and provide it to the City Clerk with your approval indicating that this is in fact the drawing which was submitted to the City and approved by the enclosed resolution. Could you please use the enclosed copy for that purpose?

Mr. John McCord, City Engineer
February 26, 1985
Page 2

If you have any questions concerning this or if I have not made myself clear, I would appreciate it if you would give me a call.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Richard C. Grant', with a horizontal line extending to the right.

Richard C. Grant

RCG:ja
Enclosures

cc: Mr. Oscar F. Yanson
Mr. Stanley W. Hole

HOLE, MONTES & ASSOCIATES, INC.
Consulting Engineers - Land Surveyors

715 TENTH STREET, SOUTH
P. O. BOX 1516
NAPLES, FL 33939-1516
PHONE: 813 / 262-4617

6202 PRESIDENTIAL COURT
SUITE D
FT. MYERS, FL 33907
PHONE: 813 / 481-7874

February 14, 1985

Mr. John R. McCord, P.E.
City Engineer
City of Naples
735 Eighth Street South
Naples, Florida 33940

Re: Coastal Setback Variance Request for Eric Yeiser
(Campbell-Yanson Project), HMA File No. 85.01

HAND DELIVERED

Dear John:

Enclosed are 15 copies of HMA Drawing No. 2008-1 (2 copies sealed) and 13 copies of HMA Drawing No. 2008-2 for the above variance request. The drawings, which were previously submitted in connection with the above request, erroneously showed the location of the building north of the site. The enclosed drawings indicate the correct position of the Whitehall Condominium to the north. This change does not effect any of the conditions concerning the site for the requested setback variance.

By requesting the variance the owner does not seek to build the proposed building beyond the existing and established State of Florida coastal control line recorded July 29, 1980 in Coastal Setback Book 1, Pages 13-25 but rather seeks a variance from the more restrictive City of Naples setback line which is based on the mean high water and vegetation lines. The proposed building will be located seaward of the existing City of Naples setback lines, but will not be located seaward of the state line. None of the substructures or foundations of the building will be located seaward of the state line. The only parts of the project which it is planned will be located seaward of the state line are the landscaping and beach access boardwalk as indicated on the enclosed drawing.

We trust the above is satisfactory to you and will satisfy the requirements for approval on this project. If you have any questions, please do not hesitate to give me a call.

Very truly yours,

HOLE, MONTES AND ASSOCIATES, INC.


George H. Hermanson, P.E.

Enclosures

cc: Tom Campbell
Oscar Yanson
Dick Grant



REVISED PLAN

Drawing No. 2019-1, Sheet 6 of 6, Project
85.01 - The Henley - dated 02/20/85
Gamble, Gilroy, Martin & Moul

On file with the original minutes

QUARLES & BRADY

The Four Hundred Building
400 Fifth Avenue South
Suite 301
Naples, Florida 33940-6597
(813) 262-5959

AGENDA ITEM 8-a
2/20/85

780 North Water Street
Milwaukee, Wisconsin

The Flagler Center
505 South Flagler Drive
West Palm Beach, Florida

First Wisconsin Plaza
1 South Pinckney Street
Madison, Wisconsin

Naples Resident Attorneys

F. Joseph McMackin III
Leo J. Salvatori

February 18, 1985

Mr. Frank Jones
City Manager
City Hall
735 Eighth Street South
Naples, Florida 33940

Re: Sciarrino Family Trust - Special Exception Petition

Dear Mr. Jones:

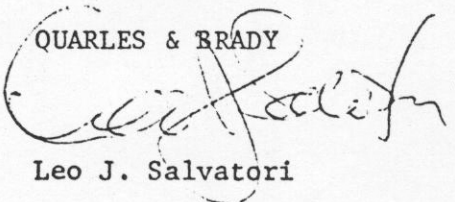
Further to my letter to you of January 30, 1985, please be advised that Mr. Kris Dane is still working on his engineering proposals in an effort to work out any objections that the neighborhood residents may have to the installation of the gas pumps, and he still has not completed this undertaking.

Accordingly, I would respectfully request that this matter be removed from the City Council agenda for February 20, 1985 and be rescheduled for the next City Council meeting.

We look forward to hearing that this matter has been removed from the agenda.

Respectfully,

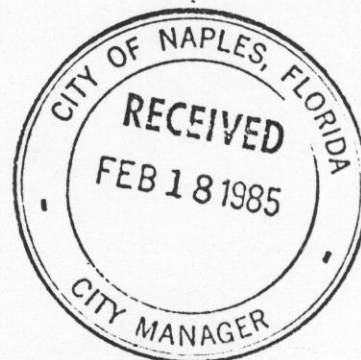
QUARLES & BRADY


Leo J. Salvatori

LJS:mlo

xc: Mr. Herbert Cambridge
Mr. Willie S. Anthony
Mr. Kris Dane
Mr. Dennis Combs
Mr. Anthony Sciarrino

HAND DELIVERED



In Jim Alvarado and
line at 440 Palm Circle & 5th Ave. N.

Good Morning

I will be brief and only have a
few comments.

I am against any rezoning in this
block and feel the questions it will
raise, in the future, if approved,
cannot be answered satisfactorily.

Besides this property, there also is
adjacent property, plots with existing homes that in the
past, attempts have been made to
rezone to Medical and have been
turned down by this Council.
It would be a disaster for our
neighborhood and if this
property was ever approved in the
future by this Board.

There is no one who doesn't consider
a Blood Bank Center as a vital
part of the Hospital Complex but it
should never be in a residential block.
There are many sites along the trail
already zoned for such buildings.

It just takes simple construction
to understand 50 cars a day at this site
in 5 days a week or twice a week

draws 13,000 cars to this quiet area.

What does the future hold for "All of Naples" in a few years if this Local Hospital expansion is not checked. The traffic will create problems on the Trail with no solutions. There should be other Hospitals, at least on the drawing board, near Bonita Springs, Golden Gate and Marco, in areas to expand for this rapidly growing community. It isn't only the Hospital but all the other Medical Clinics, Laboratories, Pharmacies ect that draw in thousands of people for medical care, besides the normal through traffic, as well as shoppers and the usual local ~~to~~ cars.

We have one of the loveliest areas in the country, lets try to keep it this way as best we can with more farsighted planning in the future.

In closing let me say all of you on the City Council have a very difficult job just keeping this city working and we all appreciate the problems you have to solve every working day.

For one would never appreciate any

no intent to be patronizing. If your
decision is not to Our library
~~and~~ so be it.
It is your decision.

We are only concerned citizens
Thank you

ATTACHMENT #6

Frederick W. Shick
P. O. Box 1767
Naples, Florida, 33939



February 18th, 1985

Honorable Stanley Billick
Mayor, City of Naples
City Hall
Naples, Florida, 33940

Dear Mayor Billick;

Unfortunately I am unable to attend the council meeting on February 20th due to another commitment.

I would, however, like to express my opinion on a zoning variance that is to be considered at the meeting.

I have been a resident of Cutlass Lane for thirty-one (31) years and have seen it grow from four (4) homes to what it is today.

When Mr. Hamstra built his home several years ago he built and landscaped a very attractive home. It is my understanding that he now wants to add a second floor over part of the house. I feel certain that any addition he plans to make will be most attractive and I have no objection to the council granting a variance so Mr. Hamstra can carry out his plans.

Sincerely,

A handwritten signature in cursive script that reads "Fred Shick".

xc: Council
Mgr.
Atty.
Clerk

RALPH E. PETERSON, M.D., P.A.
49 Eighth Street North
Naples, Florida 33940-6078
Phone: (813) 262-1119

19 February 1985

Mayor Stanley Billick
and
City Council of Naples
735-8th Street So.
Naples, FL. 33940

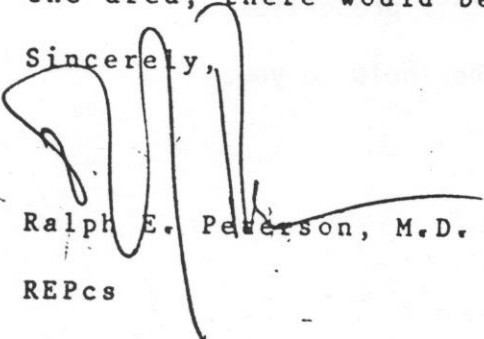
RE: REQUEST OF WILBERT HAMSTRA VARIANCE/CUTLASS COVE

Dear Sirs:

I own a lot and a half in the area of Mr. Hamstra's residence in Cutlass Cove. Mr. Hamstra spoke to me about his requested variance regarding second floor addition to his home. I have no personal objection to Mr. Hamstra's request.

I feel that it is his property and if it meets the aesthetics of the area, there would be no objection on my part.

Sincerely,



Ralph E. Peterson, M.D.

REPCs

SAM J. COLDING
COLLIER COUNTY PROPERTY APPRAISER
3301 TAMiami TRAIL EAST
NAPLES, FLORIDA 33962-4902

February 6, 1985

Mr. Charles Dallas Reach
4305 Cutlass Lane
Naples, Florida 33940

Re: Cutlass Cove Section Port Royal Block B Parcel 12

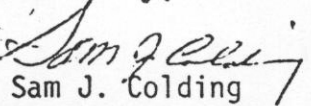
Dear Mr. Reach:

Per your request, I have checked your property described above at 4305 Cutlass Lane and it is my opinion that should an additional storey be added to the existing structure on the adjacent property immediately to your south and west, your value would be affected. The addition to this structure would greatly detract from the value of your property.

All property values in the area would be affected since this structure would not be in conformity with the other properties.

Please contact this office if we may be of further help to you.

Sincerely,


Sam J. Colding
Property Appraiser

SJC/c



AGENDA ITEM #9
20/20/85

City of Naples

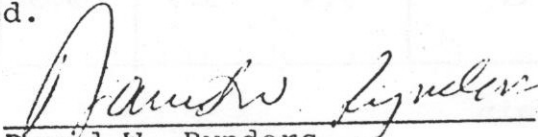
MEMO

February 14, 1985

TO: Mayor and Members of City Council
FROM: David W. Rynders, City Attorney
RE: Ordinance providing for pretreatment standards for wastewater disposal

The City of Naples is required by federal law, General Pretreatment Regulations, 40 CFR 403, to develop a local pretreatment program to regulate industrial waste which may be deposited or introduced into our sewer system. As of now there are no industrial users connected to the City's system. However, the potential for future industrial users to connect to the City's system exists; and, additionally, the City has applied for a grant from the State of Florida Department of Environmental Regulation and that department requires as a condition of the grant that the federally mandated pretreatment program be established in Naples.

Our Utility Engineer, Gerald L. Gronvold, has drafted regulations which comply with the federal requirements and the attached ordinance authorizes and adopts said regulations in a manner we believe to be appropriate and in compliance with the above cited provision of the Code of Federal Regulations. The ordinance states its purpose and authorizes the preparation of the regulations, adopts the regulations, and provides for enforcement. The attached regulations detail the administration of the pretreatment program. Generally the regulations require pretreatment of pollutants so that they are not incompatible with the treatment system. Adoption of the ordinance on first reading is recommended.


David W. Rynders
City Attorney

WASTEWATER
DAILY AVERAGE FLOW - M.G.D.

	1978	1979	1980	1981	1982	1983	1984	1985
OCT.	3.5	5.0	4.1	4.4	5.1	5.2	4.3	
NOV.	4.4	4.9	4.3	4.8	5.0	5.6	4.5	
DEC.	4.4	5.1	4.3	4.9	5.0	5.3	4.4	
JAN.		5.1	5.2	4.4	5.1	5.5	5.5	4.5
FEB.		5.0	5.5	5.4	5.4	6.6	5.7	
MAR.		5.2	5.5	5.4	5.6	6.6	5.6	
APR.		4.8	4.7	4.9	5.1	5.7	4.7	
MAY		4.6	3.6	4.2	4.7	4.6	4.1	
JUNE		4.1	3.4	4.4	5.8	5.0	4.1	
JULY		4.1	3.8	4.7	5.1	4.8	4.1	
AUG.		4.4	4.1	5.2	5.3	5.1	3.9	
SEPT.	3.5	4.7	4.6	4.8	5.0	5.8	4.3	

PEAK DAY

	1978	1979	1980	1981	1982	1983	1984	1985
OCT.	5.2	7.3	4.6	4.7	5.7	5.7	5.4	
NOV.	4.7	5.3	4.8	5.0	5.4	7.6	4.7	
DEC.	5.5	5.7	5.0	5.5	5.8	6.3	4.9	
JAN.		5.5	6.3	4.9	5.6	6.4*	5.8	4.8
FEB.		5.5	5.7	6.3	5.8	7.4*	6.2	
MAR.		5.9	6.2	5.9	5.9	7.5	6.6	
APR.		5.1	5.7	5.2	5.7	6.8	5.1	
MAY		5.2	4.2	4.6	5.5	5.0	4.7	
JUNE		4.3	3.6	4.9	8.5	5.5	4.9	
JULY		4.3	4.6	5.5	5.7	5.8	5.6	
AUG.		4.7	4.8	6.6	6.9	5.8	4.3	
SEPT.	3.9	5.9	5.3	6.1	6.7	9.3*	6.1	

* rain