



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 an agreement with the Collier County Historical Society to donate \$30,000 to the City for the proposed Cambier Park bandshell.			1
-CITY MANAGER JONES - announced a Special Meeting December 5 to award the sale of the \$10,000,000 refunding water/sewer revenue bond issue			1
- announced a Special Meeting December 27 to approve the ballot for the February 4 election			1
<u>APPROVAL OF MINUTES</u> - Regular Meeting, 11/20/85			1&2
<u>PURCHASING</u>			
-Waive bidding requirement - purchase parts for sludge pump		85-4882	1&2
<u>RESOLUTIONS</u>			
-Reappoint Brian Giblin to <u>Firemen's Retirement Board</u>		85-4881	1&2
-Approve agreement w/DNR - grant funds for groin removal		85-4883	2
-Approve <u>Dredge</u> & fill request DR 85-11 & 12, 717 & 721 Galleon Dr		85-4884	2
-Approve <u>Dredge</u> & fill request DR 85-10, 860 12th Av So, Carmosino		85-4885	2
-Approve <u>water & sewer main extension</u> , "The Cottages" S/D, Bailey Ln		85-5887	3
-Approve urging State Legislature to pass <u>beverage container deposit</u>		85-4888	4
-Approve declaration that <u>English</u> is the <u>official language</u> of City of Naples		85-4889	5
<u>ORDINANCES</u> - <u>Second Reading</u>			
-Adopt increases in <u>garbage</u> collection <u>fee</u> and change the service	85-4886		3
<u>DISCUSSION</u>			
-Authorize \$7,000 expenditure for <u>marker light</u> at Doctor's Pass			4
-Direct staff to institute citizen education program on <u>house number-</u> <u>ing ordinance</u>			4
-Direct staff to prepare an ordinance to enact a City <u>impact fee</u>			5
-Cancel Regular Meeting <u>January 1</u> and <u>reschedule</u> to coincide with January 15 meeting			5

Date December 4, 1985

Title not read.

-2-

COUNCIL
MEMBERS

M	S		A
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ADVERTISED PUBLIC HEARINGS (Cont)
 SECOND READING OF AN ORDINANCE
 ORDINANCE 85-4886

ITEM 10

AN ORDINANCE RELATING TO CHARGES FOR GARBAGE AND REFUSE PICKUP SERVICE AND CHANGES RELATING TO TYPE II (HORTICULTURAL) TRASH COLLECTION; AMENDING SECTIONS 10-9(B), 1(a)(b)(c)(d), 2(a)(c), AND (C)(1)(2)(8) OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES, FLORIDA; DELETING SECTIONS 10-9(C)(3), 10-9(B)(1)(j), and 10-9(B)(2)(d) OF THE CODE OF ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

PURPOSE: TO INCREASE CHARGES FOR GARBAGE AND REFUSE PICKUP SERVICE FOR RESIDENTIAL, MULTIFAMILY, AND COMMERCIAL CUSTOMERS AND TO CHANGE THE METHOD FOR COLLECTING TYPE II (HORTICULTURAL) TRASH MATERIALS AND RESIDENTIAL GARBAGE.

Title read by City Attorney Rynders.

Citizen J. Sandy Scatena noted his reasons for opposing the proposed increases (Attachment #2); i.e., the increases did not relate to the cost of living rise and what he contended was the relationship of the increase to the salary increases for the Mayor, Council and City Manager, and the cost of the City Manager attending school. City Manager Jones explained that the increased personnel costs in this item related to the personnel in the garbage collection division and Mayor Billick noted the increased tipping fees charged at the County landfill. Citizen Harry Rothchild also spoke against the increased fees, also noting the increased salaries of the Mayor and Councilmen and their inclusion in the general pension plan. In response to citizen Albert Bayer, the City Manager explained that the only change in service was that the horticultural trash would be picked up at the garbage site. Citizen Werner Hart asked if these charges could not be combined with the ad valorem tax so they could be used as deductions on federal income tax. City Attorney Rynders stated that it would be difficult to relate these charges to the value of residential properties in question, and that business people can use these charges as business deductions. Citizen Jim McGrath commented on the satisfactory garbage and trash collection on his block. Dr. William Johnson observed that the cost of disposing of garbage would increase in the future because of tighter landfill regulations or the higher cost of a resource recovery facility.

Anderson			
Barnett		X	X
Bledsoe			X
Richardson	X		X
Schroeder			X
Billick			X
(6-0)			X

MOTION: To ADOPT the ordinance as presented on Second Reading.
 -----END ADVERTISED PUBLIC HEARINGS-----

RESOLUTION 85-4887

ITEM 11

A RESOLUTION APPROVING A SEWER MAIN EXTENSION FOR "THE COTTAGES" ON BAILEY LANE, PURSUANT TO THE CRITERIA FOR SUCH APPROVALS SET FORTH IN RESOLUTION 85-4665; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

Mr. Anderson confirmed with City Manager Jones that the City would keep the connection fees if this area later reverted to the County sewer service area. Citizen J. Sandy Scatena questioned the addition of users from outside the City's sewer service area, to which the City Manager explained that the City had the capacity at the present time and areas like this one would probably revert to the County by the time the City's need for capacity increased. Mr. Scatena also questioned potential rate increases while adding more users.

Anderson	X		X
Barnett			X
Bledsoe			X
Richardson		X	X
Schroeder			X
Billick			X
(6-0)			

MOTION: To ADOPT the resolution as presented.

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><u>REQUEST BY SAVE THE BAYS, INC.,</u> <u>ITEM 12</u> for City assistance in completing the replacement of channel marker at Doctor's Pass.</p> <p>Dan Spina, representing Save the Bays, Inc., showed Council the channel marker light which his group had paid \$700 to have repaired. He explained the Coast Guard's requirement for mounting this light on steel H-beams and that they had been given tentative prices of approximately \$5,700 plus replacing the platform and signs. He noted that about 1500 citizens directly affected by the bays and canals leading to Doctor's Pass had raised \$116,000 to dredge the Pass and he asked the City's help in replacing this marker. City Manager Jones noted that the City had some beams that could used and some funds already allocated to beach projects. Citizen Harry Rothchild spoke in opposition to the City participating in this project or any similar project. Mr. Spina further noted that the Corps of Engineers had Moorings Bay under consideration as a "safe harbor" and, if adopted, the Corps could maintain the Pass and the Coast Guard would be authorized to maintain the light.</p> <p><u>MOTION:</u> To <u>APPROVE</u> City participation in this project up to \$7,000.00 and to accomplish the goal in the most efficient way possible.</p> <p>***</p>					
Anderson			X		
Barnett	X		X		
Bledsoe			X		
Richardson		X	X		
Schroeder			X		
Billick			X		
(6-0)					
<p><u>DISCUSSION/ACTION REGARDING ENFORCEMENT</u> <u>ITEM 13</u> <u>OF SECTION 8-15 OF THE CODE OF ORDINANCES</u> <u>OF THE CITY OF NAPLES RELATING TO THE</u> <u>POSTING OF HOUSE NUMBERS ON STREET CURBS AND DOCKS.</u> Requested by Councilman Schroeder.</p> <p>Mr. Schroeder stated that he had been unable to locate a business on U.S. 41 and consequently observed that several other places did not display the proper numbers. He noted a need for both businesses and residences to display these numbers so they could be located. <u>It was the consensus of Council that an education program be instituted so the citizens will understand this ordinance.</u> Citizen J. Sandy Scatena asked why this ordinance could be enforced retroactively if the ordinance requiring fences around dumpsters could not be. City Attorney Rynders suggested that Mr. Scatena make an appointment to discuss this further with him.</p> <p>***</p>					
<p><u>---RESOLUTION 85-4888</u> <u>ITEM 14</u></p> <p>A RESOLUTION URGING THE STATE LEGISLATURE TO PASS BEVERAGE CONTAINER DEPOSIT LEGISLATION; AND PROVIDING AN EFFECTIVE DATE.</p> <p>Title read by City Attorney Rynders.</p> <p>Mr. Richardson urged support of this resolution along with Herb Andeson, president of the Naples Beautification Council, and citizen Jim McGrath. Mayor Billick noted that the resolution was a recommendation to the State Legislature for final action.</p> <p><u>MOTION:</u> To <u>ADOPT</u> resolution as presented.</p> <p>***</p>					
Anderson			X		
Barnett			X		
Bledsoe		X	X		
Richardson	X		X		
Schroeder			X		
Billick			X		
(6-0)					

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
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RESOLUTION 85-4889ITEM 15

A RESOLUTION DECLARING ENGLISH THE OFFICIAL LANGUAGE OF THE CITY OF NAPLES; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

Mayor Billick noted that this resolution was not effectuating English as the official language, but supporting such action by the State Legislature. Mr. Bledsoe suggested sending copies of both this resolution and Resolution 85-4888 just acted upon to the Legislature. Citizen Harry Rothchild stated his opinion that this was an exercise in futility while Jim McGrath, Egon Hill and Jim Flagler spoke in support of the resolution.

Anderson
Barnett
Bledsoe
Richardson
Schroeder
Billick
(6-0)

X

X

X
X
X
X
X
X

MOTION: To ADOPT the resolution as presented.

STAFF REPORT REGARDING ENFORCEMENT
OF THE COLLIER COUNTY IMPACT FEE ORDINANCE.

ITEM 16

Requested by City Council.

City Manager Jones reviewed the information in his memo dated November 27, 1985 (Attachment #3). It was the consensus of Council that the staff continue to work on a report that would closely reflect the future needs for upgrading the City's streets in order to arrive at an impact fee that would fit the City's needs. Citizen J. Sandy Scatena confirmed with the City Manager that these fees may only be used for building roads.

DISCUSSION/ACTION WITH REFERENCE TO
CANCELLATION OF THE CITY COUNCIL REGULAR
MEETING WHICH COINCIDES WITH
NEW YEAR'S DAY.

ITEM 17

Requested by City Manager.

City Manager Jones noted that Council had cancelled a previous meeting that coincided with a holiday and scheduled it to combine with the next meeting. It was the consensus of Council to cancel the Regular Meeting scheduled for January 1, 1986 and to schedule it to coincide with the January 15 meeting.

CORRESPONDENCE AND COMMUNICATIONS - None

ADJOURN: 11:40 a.m.

Stanley R. Billick, Mayor

Janet Cason
City Clerk

Ellen P. Weigand
Deputy Clerk

These minutes of the Naples City Council approved 12/18/85

Supplemental attendance list - Regular Meeting, December 4, 1985

Kevin Killilea
Clinton Cummings
Albert Bayer
Miles Scofield
Charles Reinbolt
Ed McMahon
Martha Kinkaid
Charles Andrews

John McCord
William Johnson
Dan Spina
Kim Anderson-McDonald
Tish Gray
Fred White
Edwin Putzell
Del Ackerman
Jim Flagler

Jim McGrath
J. Sandy Scatena
Harry Rothchild
Robert Russell
Robert Galloway
Egon Hill
Herb Anderson
Jim Hirst

News Media

Bob Del Buono, TV-9
Brian Grinonneau, WNOG
Tom Morgan, Naples Times

Lori Rozsa, Miami Herald
Bob Goldberger, WBBH TV-20
Ted Trulock, WBBH TV-20

Chuck Curry, Naples Daily News
Margaret Minarich, Naples Star

Other interested citizens and visitors.

City Council Meeting - December 4, 1985

Good Morning, Mr. Mayor and City Councilmen:
For the Record: My Name is J. Sandy Gordon and
I reside At 2990 Binnacle Drive.

As A Concerned Citizen and established member
of the business community, I Appear before you
today, At this Public Hearing to Ask you Not to
Approve Agenda Item 10.

Since November of 1982, I have Spoken
Against these yearly garbage rate increases, but
to no avail. This Council has raised residential
garbage rates from \$62.88 A year in 1982 to
\$84.03 in 1984 which is our current residential
rate. If you pass this Ordinance today, the
new rate will be \$100.00 per year. There is
nothing in this Ordinance to justify such a
large increase - 19% to the city taxpayers.

The City Manager, Frank Jones' justification
for raising these residential rates are personnel
costs, increases due to the cost of living and
merit increases for employees.

In my opinion, the City Manager's
reasons for wanting to raise our residential
garbage rates are not valid for the following
reasons —



AGENDA ITEM #16
12/4/85

City of Naples

--- MEMO ---

TO: HONORABLE MAYOR AND MEMBERS OF CITY COUNCIL
FROM: CITY MANAGER FRANKLIN C. JONES
SUBJECT: IMPACT FEE
DATE: NOVEMBER 27, 1985

BACKGROUND: The Council has asked us to review the City's needs as they pertain to street improvements and other sources of revenue we are currently using to fund our street improvements in the capital improvement program and the general operating budget. I have attached a recent memo from Bill Hanley that identifies those expenses and revenues. In addition, I have attached Roger Barry's memo of October 14, which gives some idea of the volume of revenue we would be talking about from the impact fee if adopted by the County. Also attached for your review are revenue and expenditure schedules from our 1986-1990 capital improvement program.

ANALYSIS: Although we have balanced our capital improvement program, which includes road improvements through the year 1990, that budget would include borrowing \$1.7-million to undertake some large programs such as the expansion of the Police Department and construction of the solid waste transfer station. It would therefore seem appropriate that we consider the use of some revenues from this impact fee to offset the road construction costs.

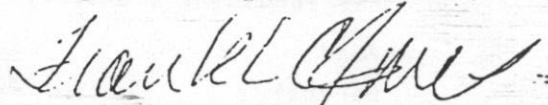
Since this would be a new source of revenue and our estimates are based on construction in the City which can vary from year to year, I would recommend against making it a significant portion of our capital improvement budget but rather would combine it with gas taxes and utility taxes to provide sufficient revenues for the transportation-related expenses.

Mayor and Council
November 27, 1985
Page 2

CONCLUSIONS AND RECOMMENDATIONS: I would recommend implementing an impact fee that would be one-half of the County's rate. Based on the 1985 construction in the City, after eliminating the expansion of Coastland Mall, a full impact fee would generate about \$400,000. An impact fee at a 50% rate would generate approximately \$200,000. That \$200,000, when combined with one-half of our estimated utility tax collections of \$500,000 and the estimated gas tax revenues, should provide sufficient funds for our transportation-related expenses. This would then free up other revenues that may eliminate the need to borrow funds on the long-term to undertake other major capital improvements such as the expansion of the police building.

In order to complete this plan, the staff would need to prepare the ordinance and a detailed plan for the Council to consider at the second meeting in December.

Respectfully submitted,



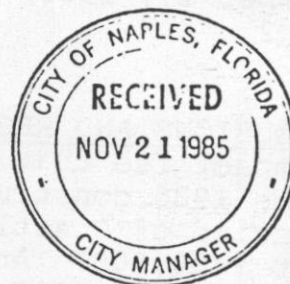
Franklin C. Jones
City Manager

FCJ/tan
encs.



City of Naples

--- MEMO ---



TO: Frank Jones, City Manager
 FROM: Bill Hanley, Finance Director *Bill Hanley*
 SUBJECT: ROAD IMPACT FEES
 DATE: November 20, 1985

Total revenues from the gas tax are projected at \$650,000 for FY '86. We have split these monies between the General and the CIP fund as they are to be spent exclusively for transportation expenses which include road construction and maintenance, street lighting, traffic signalization and engineering. The breakdown on budgeted revenues and expenses for FY '86 in the General and CIP funds for transportation is as follows:

<u>Fund</u>	<u>Revenues</u>	<u>Expenses</u>	<u>Difference</u>
General	\$200,000	\$ 579,604	\$(379,604)
Capital Improvement	450,000	786,500	(336,500)
Totals	\$650,000	\$1,366,104	\$(716,104)

The difference in transportation expenditures and revenues is \$(716,104). This means that revenues from other sources must be used to fund that difference.

If we look forward to 1990, we could see the following amounts expected to be spent and received for transportation expenses:

<u>*Year</u>	<u>Gas Tax Revenues</u>	<u>Transportation Expenses</u>	<u>Balance Needed From Impact Fees or Other Sources</u>
1987	\$650,000	\$1,411,500	\$761,500
1988	650,000	1,504,100	854,100
1989	650,000	1,457,000	807,000
1990	650,000	1,524,700	874,700

*Each year assumes a constant revenue amount and \$600,000 in General Fund expenses. Actual CIP expenditures from the five-year plan were used for the balance of the expenses.

I will be available to discuss this at your convenience.

*City of Naples*

--- MEMO ---

TC: Frank Jones, City Manager
FROM: Roger J. Barry, Community Development Director
SUBJECT: Impact Fees
DATE: October 14, 1985

Using the fee schedule in Section 4B of the County ordinance, the fees that would have been paid based on developments issued building permits in the city for FY '84-'85 are as follows:

TYPE OF UNIT	NO. OF UNITS (sq.ft.)	FEE/UNIT (sq. ft.)	FEES
Single-Family	30	317.75	\$ 9,532.50
Multi-family	120	166.98	20,037.60
Transient Hotel/Motel	100	301.84	30,184.00
General Office	110,345 (11.345)	386.99/ 1,000 sq. ft	42,702.41
Shopping Center	79,048 (79,048)	1,852.91/ 1,000 sq. ft.	146,468.83
Medical Offices	23,155 (23.155)	2,358.66/ 1,000 sq. ft.	54,614.77
General Commercial	128,632 (128.632)	1,981.45/ 1,000 sq. ft.	254,877.88
Total			558,417.99

Please advise if you need any additional information or clarification.

B/d

Roger

1 -90

----- CAPITAL IMPROVEMENT PROGRAM -----

	1986	1987	1988	1989	1990
Parking Authority	57,600	24,600	15,800	80,000	-0-
Community Development	8,000	-0-	-0-	-0-	-0-
Engineering: Administration	55,000	30,000	30,000	30,000	5,000
Streets & Drainage Division...	767,800	762,100	904,100	857,000	902,000
Traffic Control Division	18,700	49,400	-0-	-0-	22,700
Finance	12,500	7,800	-0-	-0-	-0-
Fire	127,273	181,099	175,273	122,173	110,900
Community Services	492,830	271,696	104,023	61,975	55,677
Police: Administration	753,000	-0-	40,000	-0-	-0-
Criminal Investigation Division ..	-0-	30,000	36,493	-0-	-0-
Patrol Division	110,865	-0-	-0-	-0-	-0-
Sanitation	935,630	205,435	148,250	175,111	183,864
Equipment Management	68,250	15,300	9,750	-0-	-0-
Subtotal	3,407,448	1,577,430	1,463,689	1,326,259	1,280,141
Contingency	-0-	200,000	200,000	200,000	200,000
Debt Service	559,407	558,975	562,582	560,661	561,370
UTILITY TAX FUND TOTAL	3,966,855	2,336,405	2,226,271	2,086,920	2,041,511
Water/Sewer System:					
Water Production Division	299,440	2,635,950	127,439	28,081	30,000
Water Distribution Division	151,840	518,442	264,919	164,950	343,431
Wastewater Treatment Plant Division...	3,392,800	633,382	48,747	3,849,594	24,000
Wastewater Collection Division	126,200	209,226	156,946	191,000	143,520
	3,970,280	3,997,000	598,051	4,233,625	540,951

SOURCES OF FUNDS

Utility Tax	3,966,855	2,336,405	2,226,271	2,086,920	2,041,511
Water/Sewer Divisions	3,970,280	3,997,000	598,051	4,233,625	540,951

----- UTILITY TAX REVENUES -----

	Florida Power & Light	United Telephone	Propane	Interest on Investments	Gas Tax (Sales Tax)*	Other	Total
Fiscal Year 1980	751,189	189,337	51,694	218,135			1,210,355
1981	677,233	199,747	55,844	218,441			1,151,265
1982	900,820	202,934	60,375	227,283			1,391,412
1983	893,552	220,557	62,420	128,607	*129,801		1,434,937
1984	1,059,562	203,026	61,752	220,332	226,006		1,770,678
Budget - Fiscal Year 1985	998,000	235,000	69,000	115,000	300,000		1,717,000
Actual - March 31, 1985	457,621	91,336	37,108	64,821	147,821	31,000	829,707
Estimated Actual -							
September 30, 1985	1,100,000	219,000	66,000	115,000	340,000	91,000	1,931,000
Fiscal Year 1986	1,155,000	223,000	72,000	115,000	450,000	1,700,000	3,715,000
1987	1,212,000	227,000	76,000	115,000	450,000		2,080,000
1988	1,273,000	232,000	80,000	115,000	450,000		2,150,000
1989	1,337,000	237,000	84,000	115,000	450,000		2,223,000
1990	1,404,000	242,000	88,000	115,000	450,000		2,299,000

----- SOURCES and USE OF FUNDS -----

	1986	1987	1988	1989	1990
Bond Proceeds	1,700,000				
Utility Tax Revenue	1,450,000	1,515,000	1,585,000	1,658,000	1,734,000
Gas Tax	450,000	450,000	450,000	450,000	450,000
Interest on Investments	115,000	115,000	115,000	115,000	115,000
TOTAL REVENUE	3,715,000	2,080,000	2,150,000	2,223,000	2,299,000
Contingency	-0-	200,000	200,000	200,000	200,000
Utility Tax Expenditures	3,966,855	2,136,405	2,026,271	1,886,920	1,841,511
	(251,855)	(256,405)	(76,271)	136,080	257,489
Surplus	341,044	84,639	8,368	144,448	401,937

September 3, 1985

----- UTILITY TAX REVENUE -----

	Actual 82-83	Actual 83-84	Budget 84-85	Actual 3/31/85	Estimated to 9/30/85	85-86	86-87	87-88	88-89	89-90
Florida Power & Light	893,552	1,059,562	998,000	457,621	1,100,000	1,155,000	1,212,000	1,273,000	1,337,000	1,404,000
United Telephone System	220,557	203,026	235,000	91,336	219,000	223,000	227,000	232,000	237,000	242,000
Other (Propane)	62,420	61,752	69,000	37,108	66,000	72,000	76,000	80,000	84,000	88,000
Subtotal	1,176,529	1,324,340	1,302,000	586,065	1,385,000	1,450,000	1,515,000	1,585,000	1,658,000	1,734,000
Sales Tax	129,801	-0-	-0-	-0-	-0-	-0-	-0-	-0-	-0-	-0-
Gas Tax	-0-	226,006	300,000	147,821	340,000	450,000	450,000	450,000	450,000	450,000
Interest	128,607	220,332	115,000	64,821	115,000	115,000	115,000	115,000	115,000	115,000
Other	-0-	-0-	-0-	31,000	31,000	-0-	-0-	-0-	-0-	-0-
Bond Proceeds	2,000,000	-0-	-0-	-0-	-0-	1,700,000	-0-	-0-	-0-	-0-
Grant Proceeds	-0-	122,325	-0-	-0-	60,000	-0-	-0-	-0-	-0-	-0-
Surplus (Beginning Cash)	-0-	2,644,989	948,924	-0-	1,913,002	592,899	341,044	84,639	8,368	144,448
Total Available	3,434,937	4,537,992	2,665,924	829,707	3,844,002	4,307,899	2,421,044	2,234,639	2,231,368	2,443,448
Revenues Utilized for Expenses		2,624,990		718,904	2,691,696	3,966,855	2,336,405	2,226,271	2,086,920	2,041,511