



City of Naples

City Council Chambers
735 Eighth Street South
Naples, Florida 33940

-SUBJECT-	Ord. No.	Res. No.	Page
<u>ANNOUNCEMENTS:</u>			
MAYOR PUTZEL: Said that he was pleased to announce and exhibit a plaque given to the City of Naples by the Junior Jaycees in appreciation for the City's involvement with the July 4, 1986 fireworks display.			1
CITY MANAGER JONES: None.			1
<u>APPROVAL OF MINUTES:</u>			
December 17, 1986, Regular Meeting			
December 17, 1986, Workshop Meeting			
January 7, 1987, Regular Meeting			1
<u>PURCHASING:</u>			
-BID AWARD - several types of submersible pumps.		87-5186	2
-BID AWARD - Furnishing "stop" signs to the Traffic Control Div. of Engineering.		87-5187	2
-Authorize purchase of various automobiles and trucks.		87-5188	2
-TABLE bid award for one road maintenance grader.		87-	3-4
-BID AWARD - one trailer-mounted stump cutter.		87-5189	4
-Authorize purchase of three unmarked surveillance vehicles for the Police Department.		87-5190	4
<u>RESOLUTIONS:</u>			
-APPROVE a variance to permit construction of a stairway, reconstruction of a dune, and extensive landscaping.		87-5191	4-6
-APPROVE conditional use permit to allow a "chickee" in the rear yard setback area of Naples Medical Professional Center.		87-5198	8-9
-APPROVE rescheduling the public hearing date for the Collier DRI.		87-5199	9
-APPROVE extension of time for completion of a transient lodging facility on the west side of U.S. 41, The Inn of Naples.		87-5200	9
-APPROVE execution of a Franchise Agreement relative to the operation of horse-drawn Classic carriage rides.		87-5201	10-11
<u>ORDINANCES - SECOND READING:</u>			
-ADOPT Section 9-7, Chapter 9 of the Code relating to fire sprinklers	87-5192		6
-ADOPT amendment to Section 15-01 of the Code relating to misdemeanor laws of the State of Florida.	87-5193		6
-ADOPT amendment to Chapter 23 of the Code ratifying and approving existing parking and traffic regulation signs.	87-5194		7
-ADOPT amendment to Section 11-3.1 of the Code to provide for reimbursement to property owners or developers for costs incurred in installing water or sewer lines larger than 12".	87-5195		7
-ADOPT an omnibus corrections ordinance amending the Code and Charter.	87-5196		7
-ADOPT amendment to Article X of Chapter 8 to the Code pertaining to the National Flood Insurance Program, Flood Insurance Rate Map.	87-5197		8
<u>DISCUSSION/ACTION:</u>			
-With reference to possible items for presentation to the Collier County Legislative Public Hearing.			11
<u>CORRESPONDENCE AND COMMUNICATIONS:</u>			
-Council is taking action to urge the State to adopt English as the official language.			12

City Council Chambers
735 Eighth Street South
Naples, Florida 33940



Time 9:00 a.m.

Date 01/21/87

Mayor Putzell called the meeting to order and presided as Chairman:

ROLL CALL: Present: Edwin J. Putzell, Jr., ITEM 2
Mayor

Kim Anderson-McDonald
William E. Barnett
William F. Bledsoe
Alden R. Crawford, Jr.
John T. Graver
Lyle S. Richardson
Councilmen

Also Present:

Franklin C. Jones, City Manager	Christopher L. Holley, Community Services Dir.
David W. Rynders, City Attorney	Roger J. Barry, Community Devlpmt. Dir.
Mark W. Wiltsie, Assistant City Manager	Stewart K. Unangst, Purchasing Agent
Gerald L. Gronvold, City Engineer	James L. Chaffee, Utilities Director
Norris C. Ijams, Fire Chief	Wayne Martin, Fire Marshal
Jon C. Staiger, Ph.D., Natural Resources Mgr.	Ernie Kerskie, Equipment Service Mgr.
Jodie M. O'Driscoll, Deputy Clerk	Steven C. Brown, Personnel Dir./Assistant City Manager
George Henderson, Sergeant-At-Arms	

See Supplemental Attendance List - Attachment #1.

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INVOCATION: Father Donald Walk ITEM 1
St. Ann R.C. Church

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ANNOUNCEMENTS ITEM 3

MAYOR PUTZELL: Said that he was pleased to announce and exhibit a plaque given to the City of Naples by the Junior Jaycees in appreciation for the City's involvement with the July 4, 1986 fireworks display.

CITY MANAGER JONES: None.

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

APPROVAL OF MINUTES: ITEM 4

December 17, 1986, Regular Meeting
December 17, 1986, Workshop Meeting
January 7, 1987, Regular Meeting

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

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	

PURCHASING ITEM 5

---RESOLUTION NO. 87-5186 Item 5-a

A RESOLUTION AWARDDING THE BID FOR SEVERAL DIFFERENT TYPES OF SUBMERSIBLE PUMPS; AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Various Vendors
\$67,134.21 (total expenditure)

Title not read.

In response to Mr. Graver, Utilities Director Chaffee explained that in certain circumstances, it was advisable for the City to replace different types of pumps with ones that would perform better.

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---RESOLUTION NO. 87-5187 Item 5-b

A RESOLUTION AWARDDING THE BID FOR FURNISHING "STOP" SIGNS TO THE TRAFFIC CONTROL DIVISION OF THE ENGINEERING DEPARTMENT; AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Signs on Used Blanks
Municipal Supply & Sign Company
Naples, Florida
\$13,440.00 (total bid)

Signs on New Sign Blanks
Universal Signs & Accessories
Fort Pierce, Florida
\$3,245.00 (total bid)

Title not read.

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---RESOLUTION NO. 87-5188 Item 5-c

A RESOLUTION AUTHORIZING THE PURCHASE OF VARIOUS AUTOMOBILES AND TRUCKS FOR THE CITY OF NAPLES; AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Various Vendors
\$292,385.70 (total expenditure)

Title not read.

Mayor Putzell asked if it was necessary to purchase so many new automobiles and Assistant City Manager Wiltsie advised that according to the Capital Improvement Program, approved last year by Council and reviewed with the Equipment Management Director, this was a necessary expenditure. Mr. Barnett asked

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	

if the local car dealers would honor a warranty from a car dealer in a different City. In response, Mr. Wiltsie explained that the City's service shops are authorized dealers for Ford automobiles and, therefore, would be able to handle car warranty work in-house.

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---RESOLUTION NO. 87-

Item 5-d

A RESOLUTION AWARDING THE BID FOR ONE ROAD MAINTENANCE GRADER FOR THE STREETS AND DRAINAGE DIVISION OF THE ENGINEERING DEPARTMENT; AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

H.F. Mason Equipment Corp.
Fort Myers, Florida
\$41,683.00

Title not read.

Mr. Mark Webb, representing Tri-W Rental, presented each Council member with a brochure delineating the features of their product, TCI-747 (a copy of which is retained in the meeting packet filed with the City Clerk). Mr. Webb argued that his company was the lowest bidder by \$2,583, or 6%, and further that the maintenance grader they were offering was superior to that of the H.F. Mason Equipment Corporation's Huber. He continued that the bid was for a road maintenance grader not a maintainer which is what the H.F. Mason Company was submitting for approval. Mr. Webb suggested that Council reject this bid proposal and rebid the grader in order to allow careful consideration of all types of graders submitted to the City's staff, and further that his company would be available to answer any questions relative to their equipment.

Mr. Webb also pointed out several features of the TCI-747 which were not available on the Huber maintainer and reiterated his belief that their machine was a superior product. In response to Mr. Graver, Mr. Webb advised that the TCI-747, in most cases, met or exceeded the bid specifications and further that during the past five years, the company has received no complaints regarding the maintenance of the equipment.

Mrs. Anderson-McDonald asked if Mr. Webb was of the belief that the TCI-747 was more versatile and less costly than the Huber. Mr. Webb said that he indeed was.

City Manager Jones explained that the TCI-747 exceeded the City's needs and further that the City already had a grader of this type. He continued that the bid specifications called for a small grader that could be transported easily through the City; the Huber maintainer met these qualifications, Mr. Jones said.

Mrs. Anderson-McDonald observed that if the TCI-747 was less expensive and performed the same tasks as the Huber, perhaps the Council should reevaluate the bid proposal. City Manager Jones offered to meet with Tri-W Rental to review the

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-McDonald		X	X		
Barnett			X		
Bledsoe			X		
Crawford			X		
Graver			X		
Richardson	X		X		
Putzell (7-0)			X		

specifications of their TCI-747. Mayor Putzell suggested that this item be tabled until the next regular meeting, February 4, 1987.

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---RESOLUTION NO. 87-5189 Item 5-e

A RESOLUTION AWARDDING THE BID FOR ONE (1) TRAILER-MOUNTED STUMP CUTTER; AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Rayco Manufacturing
Company, Inc.
Wooster, Ohio
\$8,183.00

Title not read.

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---RESOLUTION NO. 87-5190 Item 5-f

A RESOLUTION AUTHORIZING THE PURCHASE OF THREE (3) UNMARKED SURVEILLANCE VEHICLES FOR THE POLICE DEPARTMENT; WAIVING THE REQUIREMENTS FOR COMPETITIVE BIDDING THEREON; AUTHORIZING THE CITY PURCHASING AGENT TO NEGOTIATE THE PURCHASE THEREOF; AND PROVIDING AN EFFECTIVE DATE.

Title not read.

MOTION: To APPROVE the Consent Agenda as presented, with the exception of Item 5-d which has been tabled until February 4, 1987.

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

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

---RESOLUTION NO. 87-5191 ITEM 6

A RESOLUTION GRANTING A VARIANCE FROM THE CITY'S MOST RESTRICTIVE COASTAL CONSTRUCTION SETBACK LINE TO PERMIT CONSTRUCTION OF A STAIRWAY, RECONSTRUCTION OF A DUNE SYSTEM AND EXTENSIVE LANDSCAPING AND CONSTRUCTION OF A POOL AND POOL DECK AT A FUTURE DATE AT 55 12TH AVENUE SOUTH, SUBJECT TO THE CONDITIONS SET FORTH HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

PUBLIC HEARING: Opened: 9:18 a.m.
Closed: 9:45 a.m.

Dr. Jon Staiger, Natural Resources Manager, explained that this variance was somewhat more complicated than most, as it required approval of a number of different items: construction of a stairway; reconstruction of a dune system and extensive landscaping; and construction of a pool and pool deck. Dr. Staiger continued that the stairway, when completed, would be within 2-3 feet of the Coastal Construction Setback Line, thus requiring a variance, and further that the extensive

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	

landscaping proposed would entail introducing 80 yards of fill material to reconstruct the dune at the westernmost edge of the property with vegetation. The petitioner has applied for a permit from the Department of Natural Resources for these items. The last part of the request, he said, is for a proposed pool and pool deck; the petitioner has not applied for a permit from the Department of Natural Resources for the pool as of the date of this meeting, Dr. Staiger advised.

In response to Mayor Putzell, Dr. Staiger explained that he had included in the variance a stipulation requiring the petitioner to return to Council for final approval of the pool and the pool deck should the plans submitted to the Department of Natural Resources deviate significantly from the plans submitted to the Council. Dr. Staiger advised that the proposed landscaping is one that is routinely used and quite acceptable with the Department of Natural Resources.

Mr. Crawford said that upon his inspection of the site, the stairway has already been constructed and is within one foot of the Coastal Construction Setback Line. Dr. Staiger, however, advised that during his earlier inspection of the site, the stairway was not there. Mr. Crawford asked if the Council would be setting a precedent regarding variances to the Coastal Construction Setback Line if the construction of the pool and pool deck were approved. Dr. Staiger explained that the Department of Natural Resources established the "Control Line" to enable the regulation of development such as this beyond that line. Mayor Putzell commented that he had the impression the State's policy was hardening with respect to construction within the boundaries of the Coastal Construction Setback Line and further that the State was considering a policy which would move the line landward sometime within the next several years. Mr. Bledsoe expressed concern that approving such a variance might cause some ramifications regarding the State's future policies.

Mayor Putzell asked if the pool would be on pilings and Mr. J.C. Caruthers, architect for the petitioner, advised that the pool would not be on pilings; in fact, he continued, it would be an inground pool with only an eight (8) inch elevation from the ground. Mr. Caruthers added that the deck surrounding the pool would be made of the same wooden material as the stairway and that the pool would become an integral part of the landscaping. In response to Mr. Graver, Mr. Caruthers advised that the pool would be made of concrete. Mr. Graver expressed concern that there was sufficient room to permit the construction of a pool and pool deck.

Mayor Putzell advised that he was in receipt of a letter from a citizen, Mrs. Indiana Earl (Attachment #2), objecting to the construction of the pool and suggesting an alternate method of dealing with the landscaping.

City Attorney Rynders quoted from the Code of Ordinances, City of Naples, Section 7-42(c), page 36.10, which provides the guidelines by which the Council is empowered to make a determination regarding variances of this type.

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>Mrs. Virginia Nulsen, representing the Old Naples Association, advised that the members in her group were strongly opposed to the variance. They believed, she said, that a pool so close in proximity to the public beach access was a safety hazard and should not be allowed.</p> <p>Mr. Richardson suggested that staff develop an acceptable policy for the City of Naples beaches. Mayor Putzell and Mr. Bledsoe concurred. Dr. Staiger advised that currently the Planning Division was recording all the seawalls, revetments, and groins as part of their Comprehensive Plan revision.</p> <p><u>Mr. Barnett moved that the variance be denied and Mr. Graver seconded the motion. Mr. Crawford then suggested that the motion be amended to approve the variance with the deletion of the pool and the pool deck. Mr. Barnett and Mr. Graver both accepted the amendment.</u></p> <p><u>MOTION:</u> To APPROVE the variance with the deletion of the construction of a pool and pool deck.</p> <p>***</p> <p>---ORDINANCE NO. 87-5192</p> <p style="text-align: right;">ITEM 7</p> <p>AN ORDINANCE ADDING SECTION 9-7 TO CHAPTER 9 OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES RELATING TO THE FIRE PROTECTION CODE; AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO ADD A PROVISION TO THE CODE OF ORDINANCES REQUIRING FIRE SPRINKLERS.</p> <p>Title read by City Attorney Rynders.</p> <p>Fire Chief Ijams advised Council that he had no further comments regarding this ordinance.</p> <p>Mr. Graver explained the reason for his opposition, stating that he said he believed this was an infringement of the individual property owners' rights and further that he did not believe small commercial businesses were in need of fire sprinklers due to their construction which conforms with the Standard Building Code.</p> <p><u>MOTION:</u> To ADOPT the ordinance as presented at second reading.</p> <p>***</p> <p>---ORDINANCE NO. 87-5193</p> <p style="text-align: right;">ITEM 8</p> <p>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.</p> <p>Title read by City Attorney Rynders.</p> <p>No one present to speak for or against.</p> <p><u>MOTION:</u> To ADOPT the ordinance as presented at second reading.</p> <p>***</p>	<p>Anderson-McDonald</p> <p>Barnett</p> <p>Bledsoe</p> <p>Crawford</p> <p>Graver</p> <p>Richardson</p> <p>Putzell</p> <p>(7-0)</p>	<p>X</p>	<p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p>	<p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p>	<p></p> <p></p> <p></p> <p></p> <p></p> <p></p> <p></p>
<p>Anderson-McDonald</p> <p>Barnett</p> <p>Bledsoe</p> <p>Crawford</p> <p>Graver</p> <p>Richardson</p> <p>Putzell</p> <p>(5-2)</p>	<p>X</p>	<p>X</p>	<p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p>	<p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p>	<p></p> <p></p> <p></p> <p></p> <p></p> <p></p> <p></p>
<p>Anderson-McDonald</p> <p>Barnett</p> <p>Bledsoe</p> <p>Crawford</p> <p>Graver</p> <p>Richardson</p> <p>Putzell</p> <p>(7-0)</p>	<p>X</p>	<p>X</p>	<p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p>	<p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p>	<p></p> <p></p> <p></p> <p></p> <p></p> <p></p> <p></p>

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>---ORDINANCE NO. 87-5194 ITEM 9</p> <p>AN ORDINANCE AMENDING CHAPTER 23 OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES; ADDING A NEW SUBSECTION 23-6.3; ADDING A NEW SUBSECTION 23-9(N); RATIFYING AND APPROVING EXISTING PARKING AND TRAFFIC REGULATION SIGNS; AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO PROVIDE THAT THE CITY MANAGER CAN DIRECT THE POSTING OF APPROPRIATE PARKING AND TRAFFIC REGULATION SIGNS IN THE CITY OF NAPLES.</p> <p>Title read by City Attorney Rynders.</p> <p>No one present to speak for or against.</p> <p><u>MOTION:</u> To <u>ADOPT</u> the ordinance as presented at second reading.</p> <p>*** *** ***</p>					
Anderson-McDonald				X	
Barnett				X	
Bledsoe	X			X	
Crawford				X	
Graver				X	
Richardson		X		X	
Putzell (7-0)				X	
<p>---ORDINANCE NO. 87-5195 ITEM 10</p> <p>AN ORDINANCE AMENDING SECTION 11-3.1 OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES BY ADDING A NEW SUBSECTION (e); AMENDING SECTION 26-16 OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES BY ADDING A NEW SUBSECTION (h); AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO PROVIDE FOR REIMBURSEMENT TO PROPERTY OWNERS OR DEVELOPERS FOR COSTS INCURRED IN INSTALLING WATER OR SEWER LINES LARGER THAN 12 INCHES.</p> <p>Title read by City Attorney Rynders.</p> <p>No one present to speak for or against.</p> <p><u>MOTION:</u> To <u>ADOPT</u> the ordinance as presented at second reading.</p> <p>*** *** ***</p>					
Anderson-McDonald		X		X	
Barnett				X	
Bledsoe				X	
Crawford				X	
Graver			X	X	
Richardson				X	
Putzell (7-0)				X	
<p>---ORDINANCE NO. 87-5196 ITEM 11</p> <p>AN OMNIBUS CORRECTIONS ORDINANCE AMENDING THE CODE OF ORDINANCES AND THE CHARTER OF THE CITY OF NAPLES, FLORIDA; AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO AMEND OR DELETE INEFFECTIVE OR UNNECESSARY PROVISIONS FROM THE MUNICIPAL CODE AND THE CHARTER OF THE CITY OF NAPLES.</p> <p>Title read by City Attorney Rynders.</p> <p>No one present to speak for or against.</p> <p><u>MOTION:</u> To <u>ADOPT</u> the ordinance as presented at second reading.</p> <p>*** *** ***</p>					
Anderson-McDonald				X	
Barnett				X	
Bledsoe			X	X	
Crawford				X	
Graver				X	
Richardson		X		X	
Putzell (7-0)				X	

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>---ORDINANCE NO. 87-5197 ITEM 12</p> <p>AN ORDINANCE AMENDING ARTICLE X OF CHAPTER 8 OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES, FLORIDA, PERTAINING TO THE NATIONAL FLOOD INSURANCE PROGRAM (FIP) FLOOD INSURANCE RATE MAP; AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO ADOPT CERTAIN CONSTRUCTION-RELATED FLOODPLAIN MANAGEMENT REGULATIONS.</p> <p>Title read by City Attorney Rynders.</p> <p>No one present to speak for or against.</p> <p><u>MOTION</u>: To <u>ADOPT</u> the ordinance as presented at second reading.</p> <p>*** *** ***</p> <p>-----END ADVERTISED HEARINGS-----</p> <p>-----END SECOND READINGS-----</p> <p>---RESOLUTION NO. 87-5198 ITEM 13</p> <p>A RESOLUTION GRANTING A CONDITIONAL USE PERMIT TO ALLOW A "CHICKEE" IN THE REAR YARD SETBACK AREA OF THE NAPLES MEDICAL PROFESSIONAL CENTER LOCATED AT 400 8TH STREET NORTH; SUBJECT TO THE CONDITION SET FORTH HEREIN; AND PROVIDING AN EFFECTIVE DATE.</p> <p>Title read by City Attorney Rynders.</p> <p>Community Development Director Barry advised that the petitioners were requesting permission to build a shade structure, "chickee", on their property in the rear setback area which will be used by their employees who "brown bag" their lunch. Mr. Barry continued that the staff recommends approval, however, the Planning Advisory Board, due to a split vote, gave no recommendation.</p> <p>Mr. Bledsoe asked if the proposed "chickee" would encroach the alley and if the alley had been vacated. Mr. Barry advised that the alley had not been vacated and that the "chickee" would not encroach upon it.</p> <p>In response to Mr. Richardson, Mr. Barry advised that the structure would be approximately 12' x 16' and probably would accommodate 8-12 people. Mr. Crawford observed that the Medical Center already had picnic tables there and the "chickee" would be an aesthetic improvement.</p> <p>Mr. Graver asked where the structure would be located in relation to the entrance on the north side of the building. Mr. Barry explained that the structure would be located near the center of the building next to a large utility pole.</p> <p>Mr. Bledsoe noted that according to the Planning Advisory Board's minutes, Mr. Jerry Ruttman of the Medical Center assured the Board that they would plant more bushes in the vicinity of the "chickee".</p>					
Anderson-McDonald		X	X		
Barnett			X		
Bledsoe			X		
Crawford			X		
Graver			X		
Richardson	X		X		
Putzell			X		
(7-0)					

	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>Mr. Crawford expressed concern that the maintenance of the structure would not be adequate. Mr. Barry suggested that Council include a stipulation empowering the City to inspect the structure and require maintenance.</p> <p>Mayor Putzell commented that this may set a precedent and further that other businesses in the area might also consider requesting a permit to construct a "chickee".</p> <p>Mr. Jerry Ruttman, who arrived after the discussion had ended, thanked Council for their support.</p> <p><u>MOTION:</u> To <u>APPROVE</u> the resolution as presented with the stipulation that the City has the power to assure the structure is well-maintained.</p> <p>***</p> <p>---<u>RESOLUTION NO. 87-5199</u> <u>ITEM 14</u></p> <p>A RESOLUTION RESCHEDULING THE PUBLIC HEARING DATE IN CONJUNCTION WITH THE "COLLIER DRI" APPLICATION FOR DEVELOPMENT APPROVAL/DRI #10-8586-59; AND PROVIDING AN EFFECTIVE DATE.</p> <p>Title read by City Attorney Rynders.</p> <p>No one present to speak for or against.</p> <p><u>MOTION:</u> To <u>APPROVE</u> the resolution as presented.</p> <p>***</p> <p>---<u>RESOLUTION NO. 87-5200</u> <u>ITEM 15</u></p> <p>A RESOLUTION AMENDING RESOLUTION NO. 85-4841 BY GRANTING AN EXTENSION OF TIME FOR THE COMPLETION OF A TRANSIENT LODGING FACILITY ON THE WEST SIDE OF U.S. 41, 285 FEET NORTH OF PARK SHORE DRIVE, KNOWN AS THE INN OF NAPLES; SUBJECT TO THE CONDITIONS SET FORTH HEREIN; AND PROVIDING AN EFFECTIVE DATE.</p> <p>Title read by City Attorney Rynders.</p> <p>City Engineer Gronvold advised that the petitioner had filed an application with the Department of Transportation but had not yet received a permit for the median redesign. The staff recommended a requested extension of time to April 15 be granted, therefore, due to the heavy flow of traffic during the peak tourist season. Construction should be completed by July 1, 1987, Mr. Gronvold explained.</p> <p>Mr. Crawford asked if the State actually had any intention of granting a permit for this storage bay and Mr. Gronvold advised his contact with the Department of Transportation indicated they would grant the permit.</p> <p><u>MOTION:</u> To <u>APPROVE</u> the resolution as presented.</p> <p>***</p>	<p>Anderson-McDonald</p> <p>Barnett</p> <p>Bledsoe</p> <p>Crawford</p> <p>Graver</p> <p>Richardson</p> <p>Putzell</p> <p>(7-0)</p>	<p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p>	<p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p>	<p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p>	<p></p> <p></p> <p></p> <p></p> <p></p> <p></p> <p></p>
<p>Anderson-McDonald</p> <p>Barnett</p> <p>Bledsoe</p> <p>Crawford</p> <p>Graver</p> <p>Richardson</p> <p>Putzell</p> <p>(7-0)</p>	<p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p>	<p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p>	<p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p>	<p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p>	<p></p> <p></p> <p></p> <p></p> <p></p> <p></p> <p></p>
<p>Anderson-McDonald</p> <p>Barnett</p> <p>Bledsoe</p> <p>Crawford</p> <p>Graver</p> <p>Richardson</p> <p>Putzell</p> <p>(7-0)</p>	<p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p>	<p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p>	<p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p>	<p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p> <p>X</p>	<p></p> <p></p> <p></p> <p></p> <p></p> <p></p> <p></p>

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	

---RESOLUTION NO. 87-5201

ITEM 16

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A FRANCHISE AGREEMENT BETWEEN THE CITY OF NAPLES AND CLASSIC CARRIAGE RIDES, RELATIVE TO THE OPERATION OF HORSE-DRAWN CLASSIC CARRIAGE RIDES IN THE CITY; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

City Manager Jones explained that this Franchise Agreement had previously been discussed at the last workshop meeting and that the purpose of today's discussion was for Council to decide if the proposed Agreement was acceptable for approval.

Because he had been absent during that discussion, Mr. Crawford asked for the general consensus of the Third Street Merchants regarding potential traffic problems. City Manager Jones advised that the Merchants Association was in favor; however, they did express concern regarding a possible "jam-up" in traffic. Mr. Jones further advised that the Agreement was proposed on a trial basis for one season, approximately 14 weeks.

Mrs. Anderson-McDonald asked if they would be serving drinks and hors d'oeuvres during the ride and carriage ride operator Ms. Davis-Lehman said that they would like Council's permission to serve cheese, crackers and perhaps lemonade and in response to Mayor Putzell, she indicated preference for a local area restaurant handling the hors d'oeuvres. Mr. Graver pointed out that alcoholic beverages would not be permitted.

Ms. Davis-Lehman then discussed the changes her company would like to make regarding the Franchise Agreement as presented: two horse-drawn carriages, instead of one; length of contract to be 14 weeks from commencement; permit for night rides; and permission to pick-up passengers at their homes for special events (weddings, anniversaries, birthdays, etc.) Mayor Putzell added that before they could begin any type of operation, they would however have to supply the City with a Certificate of Insurance.

Mr. Crawford expressed concern regarding the night rides and the route that the horses would be travelling. Ms. Davis-Lehman advised that the carriages are equipped with headlamps and tail lights and that they had planned on bringing the horses to town to "test drive" the routes to determine which routes would be the safest for day and night.

Mr. Graver asked where the horses would be kept when the carriages were not in operation and Ms. Davis-Lehman advised that the merchants were in the process of suggesting various places where the horses would be visible.

Mayor Putzell suggested that Ms. Davis-Lehman meet with the City Engineer to survey an acceptable route and further that it might be wise

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-McDonald					
Barnett			X		
Bledsoe				X	
Crawford				X	
Graver				X	
Richardson		X			
Putzell (7-0)				X	

to include the City Pier, one of the City's major tourist attractions, in their route. Mr. Bledsoe suggested that they keep the horses off Broad Avenue and Gulf Shore Boulevard due to the fast moving traffic.

Ms. Davis-Lehman advised Council that should there be any traffic delays due to the carriages, they would pull over and give the right-of-way. In their past experiences, she added, motorists have never complained about the slow moving horses.

Mrs. Anderson-McDonald asked how many changes of horses would be required during the course of a day and Ms. Davis-Lehman explained that the draft horses used are bred for this type of work, therefore would be able to easily handle a full day's work.

Mr. Charles Andrews expressed his opinion that the carriages would be an asset to the City and that the route past the Third Street merchants was an excellent idea.

MOTION: To APPROVE the resolution as presented with the following changes: "two" horse-drawn carriages, length of contract to be fourteen (14) weeks "after commencement", permission for "special" trips, and permit night rides with the proper safety equipment.

DISCUSSION/ACTION

ITEM 17

DISCUSSION/ACTION WITH REFERENCE TO POSSIBLE ITEMS FOR PRESENTATION TO THE COLLIER COUNTY LEGISLATIVE PUBLIC HEARING. PURSUANT TO COUNCIL DISCUSSION AT WORKSHOP OF JANUARY 14, 1987.

Title read by City Attorney Rynders.

City Manager Jones explained that there have been three proposed Special Acts filed with local Legislative Delegation, all from the County, and further that the City anticipates no problems with these proposals. Mr. Jones also advised that the County's proposal to reestablish the County water/sewer boundaries involved no changes that would affect the City.

Council took no official action on this matter.

CORRESPONDENCE AND COMMUNICATIONS:

Mayor Putzell noted a letter from Mr. Egon Hill (Attachment #3) asking Council to support declaration of English as the official language in Florida and referenced a previous Council resolution making English the official language of the City of Naples.

CITY OF NAPLES, FLORIDA

City Council Minutes Date 01/21/87

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-McDonald	X		X		
Barnett		X	X		
Bledsoe			X		
Crawford			X		
Graver			X		
Richardson			X		
Putzell			X		
(7-0)					

Mrs. Anderson-McDonald moved that the Council urge the State to adopt English as the official language.

MOTION: To URGE the State to adopt English as the official language and that this be communicated to the appropriate officials.

*** *** ***

ADJOURN: 10:17 a.m.

[Signature]
EDWIN J. PUTZELL, JR., Mayor

[Signature]
JANET CASON
CITY CLERK

[Signature]
JODIE M. O'DRISCOLL
DEPUTY CLERK

FEB 04 1987

These minutes were approved on _____.

Attachment #1

SUPPLEMENTAL ATTENDANCE LIST

Lonnie Strickland,
Tri-W Rental
John Rice
Mark Webb,
Tri-W Rental

Virginia Nulsen,
Old Naples Assoc.
Father Donald Walk
Jerry Ruttman,
Naples Medical Center

Mr. Kixmiller
Charles Andrews
Herb Anderson

And other interested citizens and visitors.

NEWS MEDIA

Donna Winn, Palmer Cablevision, TV-9
Gary Arnold, WEVU-TV
Kevin Parks, News Press
Marty Bonvechio, Naples Daily News
Lori Rozsa, Miami Herald

Indiana M. Earl
2485 Lantern Lane
Naples, Florida 33940

To his honor the Mayor—
in regard to the requested
variance for a planted dune, pool
and deck at the house by the pier,
these laws are made for great good
reason, this is not a hardship case,
and the other property owners in the
neighborhood feel that we should
abide by the set back rules.

I personally examined the
property on Tuesday. A good land-
scape firm could provide screening
and a pool without a variance. This
is a new house. All needs should
have been pre planned.

Ind. Earl

January 19th



EGON HILL
430 PUTTER POINT COURT
NAPLES, FLORIDA 33940
(813) 261-0569

January 7, 1987.



Honorable Edwin J. Putzell, Jr
Mayor, City of Naples
City Hall
735 - 8th Street South
Naples, Florida 33940

Dear Mayor Putzell:

On January 6, 1987, the Board of County Commissioners, Collier County, upon my suggestion, passed unanimously a resolution requesting our representatives in Tallahassee to work for a law making "English the official language of the State of Florida". In all States where such a law was presented to the population, it was approved by an overwhelming majority.

Such a law is not aimed against any nationality or race. As you know, I have worked for many years for the U.S. Department of State as a foreign service officer and found that the knowledge of foreign languages is a definite asset in our relations with foreign countries, our commerce and our social dealings.

If "English, the official language of the United States" is ultimately passed, it will do away with the superfluous requirements to translate all voting documents, school notifications and other public announcements into several languages at substantial cost to the public.

I urge the Naples City Council to pass an "English, the official language of the State of Florida" resolution and thereby support our Board of County Commissioners in their request to our State Representatives.

Respectfully yours,

Egon Hill