City Council Minutes

Regular Meeting 08/05/87

City of Naples

City Council Chambers 735 Eighth Street South Naples, Florida 33940

 ANNOUNCEMENTS: MAYOR FUTZELL: Presented former City officials with pens commemorating the Founder's Day celebration. CITY MANAGER JONES: None. APPROVAL OF MINUTES: June 10, 1987, CEB Candidate Interviews July 15, 1987, PAB Candidate Interviews July 22, 1987, PAB Candidate Interviews July 22, 1987, Workshop Meeting July 22, 1987, Workshop Meeting July 22, 1987, PAB Candidate Interviews PURCHASING: -BID AWARD for an eight-inch (8") gravity sever main, six (6) manholes and service laterals. -BID AWARD movable walls in the new Criminal Investigation Division area of the Naples Police Department. EISOUTIONS: -WITHDRAW vacation of a portion of Bay Road, Donahue. -WITHDRAW eminent domain proceedings for the East Golden Gate Well field. -APPROVE designation of Rogers, Wood, Hill, Starman & Gustason, P.A., as auditor for fiscal year ending September 30, 1987. -APPROVE reappointment of Joseph Zappavigna to Public Employees Relations Commission. -APPROVE remaining the renovated community center in Cambier Park, "The Norris Community Center." CRDINANCES - First Reading: -APPROVE prohibition of parking on Vedado Way, Via Miramar and 12th Avenue, South at certain times. -APPROVE franchise agreement limitations regarding horse-drawn carriages and pedi-cabs. CRDINANCES - Second Reading: -ADOPT special taxing district, Moorings Bay, for waterways mainter- ance. -ADOPT special taxing district, West Naples Bay, for waterways mainter- ance. 	. Res. . No.	Pag
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 enance. ADOPT special taxing district, East Naples Bay, for waterways maintenance. ADOPT amendment to Section 7-42(g)(2), addressing issuance of permits for certain types of construction seaward of the CCSL. 	5329 5330	3 4 5

CITY COUNCIL MINUTES Regular Meeting

9:00 a.m.

City Council Chambers 735 Eighth Street South Naples, Florida 33940



Date 08/05/87

Time

OLL CALL: Present:	Edwin J. Putzell, Jr	., ITEM 2				VO	CE.	
	Mayor Kim Anderson-McDonal Alden R. Crawford, J John T. Graver Lyle S. Richardson Councilmen	d	COUNCIL MEMBERS	M O T I O N	S E C O N D	Y E S		
bsent:	William E. Barnett William F. Bledsoe Councilmen							
lso Present: ranklin C. Jones, City Manager avid W. Rynders, City Attorney ark W. Wiltsie, Assistant City Mana orris C. Ijams, Fire Chief anet Cason, City Clerk eorge Vukobratovich, Recreation Supr. aul Sireci, Police Captain on C. Staiger, Ph.D. Natural Resources M teven R. Ball, Chief Planner odie M. O'Driscoll, Deputy Clerk	Tara A. Norman, Administrative Linda J. Chello, Secretary I Tom Smith, Asst. Fire Chin Mae Davis, Secretary to t , Frank W. Hanley,	ices Dir. st, nt ctor Asst. ef he Mayor or						
ee Supplemental Atte	ndance List - Attachm	ent #1.						
ing in the second second to the second s	*** Max Cadenhead ptist Church	*** <u>ITEM 1</u>						
**	***	***						
NNOUNCEMENTS		ITEM 3						
nd expressed the ervice to the Commu	ntroduced former City City's thanks for nity. He then voic members were unable ebration.	their past ed regrets						
orman, City Clerk Ja ae Davis, the Mayo	of Administrative Assi net Cason and Mayoral or presented each f commemorating the even	Secretary ormer City						
	asked the record t ations from the Na ent #2).							
CITY MANAGER JON	IES: None.							
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	CITY OF NAPLES, FLORIDA				VO	TE		
236	City Council Minutes Date 08/05/87	COUNCIL	M O T I O	SECON	YE	N	A B S E N	
		MEMBERS	N	D	S	0	T	
	CONSENT AGENDA							B
	APPROVAL OF MINUTES ITEM 4							
	June 10, 1987, CEB Candidate Interviews July 15, 1987, Regular Meeting July 15, 1987, FAB Candidate Interviews July 22, 1987, Special Meeting July 22, 1987, FAB Candidate Interviews July 22, 1987, Workshop Meeting							
	*** *** ***							
	PURCHASING ITEM 5							
	RESOLUTION NO. 87-5326 Item 5-a							
	A RESOLUTION AWARDING THE BID FOR REPLACEMENT OR RECONSTRUCTION OF AN EIGHT-INCH (8") GRAVITY SEWER MAIN, SIX (6) MANHOLES AND SERVICE LATERALS LOCATED ON 8TH STREET SOUTH, 18TH AVENUE SOUTH AND GORDON DRIVE; AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.							
	Title not read.	- Asterna es						
	In response to Mr. Graver, Utilities Director Chaffee advised that the second lowest bid was recommended by staff because it allowed replacement of sewer pipe without the use of conventional methods which require excavation of pavement.							B
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	RESOLUTION NO. 87-5327 Item 5-b							
	A RESOLUTION AWARDING THE BID FOR MOVABLE WALLS IN THE NEW CRIMINAL INVESTIGATION DIVISION AREA OF THE NAPLES FOLICE DEFARTMENT; AUTHORIZING THE CITY MANAGER TO ISSUE A FURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.							
	Title not read.							
	Jonathan James, representing Office Furniture and Design Center, protested the bid award and said that the pre-bid proceedings were not clear. He said that his company's bid was dependent upon the amount of panels to be "powered-up" and, further, that it was his impression, after speaking with the purchasing agent, that the City would need a total of twelve (12) powered panels. The bid specifications, Furchasing Agent Unangst pointed out, require that proposals be submitted for three (3) panels with installed outlets and three (3) with connections to a permanent wall.							
	Mr. Unangst further explained that Weaver's had submitted a proper bid proposal and met all specifications.					2		
	Mrs. Anderson-McDonald asked Mr. James if he had verified, in writing, directions given verbally to him by the purchasing agent and Mr. James advisad that he had not.							
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CITY OF NAPLES, FLORIDA		M	S			A	
City Council Minutes Date 08/05/87	COUNCIL	O T I O	E C O N	Y E	N	B S E N	
	MEMBERS	N	D	s	0	Т	
ty Manager Jones then summarized that the pre-bid onference for this item had been held and an Idendum to the bid specifications was issued at that me. He reiterated that the low bidder had onformed to all the City's requirements.	Anderson- McDonald Barnett Bledsoe Crawford		x	x x		x x	
<u>)TION:</u> To <u>APFROVE</u> the Consent Agenda as presented.	Graver Richardson	x		X X			
** *** ***	Putzell	~		X			
END CONSENT AGENDA	(5-0)						
ADVERTISED PUBLIC HEARINGS							
ADVERTISED FOBLIC HEARINGS							
ITEM 6							
-ORDINANCE NO. 87-5328							
AN ORDINANCE CREATING THE MOORINGS BAY SYSTEM SPECIAL TAXING DISTRICT; DEFINING THE AREA OR BOUNDARIES OF THE DISTRICT; PROVIDING A PURPOSE AND A GOVERNING BODY; PROVIDING FOR FUNDING THROUGH AN AD VALOREM TAX NOT TO EXCEED ONE-HALF MILL ONLY UPON APPROVAL BY A MAJORITY VOTE OF THE QUALIFIED ELECTORS IN THE DISTRICT; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.							
tle read by City Attorney Rynders.		cho sumor	MARK WICKS	0.00			
JBLIC HEARING: Opened: 9:03 a.m. Closed: 9:05 a.m.		the A					
David S. Bennett, president of Park Shore operty Owners Association, advised that his group is in favor of the proposed ordinance and commended be City and "Save the Bays" for their joint efforts.							
aptain Dan Spina, representing "Save the Bays", aid that his group was also in favor of the dinance to maintain the bays.							
Frederic H. White, Jr., chairman of the Moorings aterfront Property Association, expressed his roup's support of the ordinance and thanked Council or its endeavors.							
n response to Mr. Richardson, City Attorney Rynders dvised that there would be a 90 day wait before a becial election date could be pre-cleared with the tate in order to place this referendum on the allot.							
ayor Putzell asked what direction the City had acceived from the County regarding its participation in the special taxing district. City Manager Jones commented that the County has not yet discussed the asue but indications from the County Manager's ffice are that the Commission would support / mplementation of such a district. He further dvised that Council could inform the County of its stion today.	Anderson- McDonald Barnett Bledsoe		x			xxx	
<u>DTION</u> : To <u>ADOPT</u> the ordinance as presented at second reading.	Crawford Graver Richardson Putzell	x		>			
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ZOO <u>CITY OF NAPLES, FLORIDA</u> City Council Minutes Date 08/05,	/87 COUNCIL MEMBERS	M O T I O N	- 1	_	N O	A B S E N T	
ORDINANCE NO. 87-5329 AN ORDINANCE CREATING THE WEST NAPLES SPECIAL TAXING DISTRICT; DEFINING THE OR BOUNDARIES OF THE DISTRICT; PROVID PURPOSE AND A GOVERNING BODY; PROVI FOR FUNDING THROUGH AN AD VALOREM TAX TO EXCEED ONE-HALF MILL ONLY UPON APPE BY A MAJORITY VOTE OF THE QUALI ELECTORS IN THE DISTRICT; PROVI SEVERABILITY; AND PROVIDING AN EFFEC DATE. Title read by City Attorney Rynders. PUBLIC HEARING: Opened: 9:20 a.m. Closed: 9:20 a.m.	Item 6-b BAY. AREA NG A DING NOT COVAL FIED DING						B
<pre>Mr. Graver reiterated the citizens' concerns referendum for a special taxing districts held when the winter population is at its The referendum, he pointed out, would determining factor for implementation districts. <u>MOTION:</u> To <u>ADOFT</u> the ordinance as presented second reading. *** *** <u>ORDINANCE NO. 87-5330</u> AN ORDINANCE CREATING THE EAST NAPLES SPECIAL TAXING DISTRICT; DEFINING THE OR BOUNDARIES OF THE DISTRICT; PROVID FOR FUNDING THROUGH AN AD VALOREM TAX TO EXCEED ONE-HALF MILL ONLY UPON APPF BY A MAJORITY VOTE OF THE QUALI ELECTORS IN THE DISTRICT; PROVI SEVERABILITY; AND PROVIDING AN EFFED DATE.</pre>	should be optimum. Anderson- be the McDonald of the Barnett Bledsoe Crawford I at Graver Richardson Putzell *** (5-0) Item 6-c BAY AREA NG A DING NOT COVAL FIED DING	x	x	x x x x x x		xx	B
<pre>Title read by City Attorney Rynders. FUBLIC HEARING: Opened: 9:23 a.m. Closed: 9:23 a.m. Mr. Richardson asked the record to reflect M LeCureux's comments regarding boat registrat and the use of those monies therein (Attachment #3). City Manager Jones explai the State collects boat fees to operate its Marine Patrol and nanatee program; it then n the County a small portion, approximately this year, to use for County programs. Mrs. Anderson-McDonald asked that the City copy Council with his response to Mr. LeCure MOTION: To ADOFT the ordinance as presented second reading. ####################################</pre>	ion fees collected ned that Florida emits to \$75,000 Anderson- McDonald Barnett Bledsoe Crawford	x	x	x xxxx		xx	

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	City Council M.	inutes	Date_0	8/05/87		, COUNCIL MEMBERS	O T I O N	ECOND	Y E S	N O	B S E N T
winte the r the C Novem the b Mrs.	r Futzell reite r residents referendum and County is con- mber and possib ballot. Anderson-McDon- referendum unt	should be Mr. Richa sidering ly the Ci ald suppor	e in at rdson poi a special ty could ted waiting	tendance nted out election place this g to sche	for that on dule					-	
Febru		II the cit.	y 5 regula	Prection	10						
date	Attorney Rynd for the ref oved by formal	erendum m	ust be s		tion and					·	
***		***		a n	***						
<u>OR</u>	DINANCE NO. 87	-5331		Item	6-d						
r:+1a	AN ORDINANCE (CODE OF ORDINA BY ADDING A NI AMENDING SEC THE ISSUANCE (OF CONSTRUCTION CONSTRUCTION AN EFFECTIVE)	ANCES OF EW SUBSECT TION 7-42 OF PERMITS ON SEAWARJ SETBACK L DATE.	THE CITY O ION 7-42(f (g)(2), A FOR CERTA D OF THE INE; AND I	F NAPLES)(18) and DDRESSING IN TYPES COASTAL							
PUBL I		ened: 9:30 osed: 9:30									
ordin would desig Mayor Manag	er Councilman (ance should si be responsib nated in the of Putzell, how ger is responsib such permits.	tipulate (ble for p rdinance. wever, exp ble for ap	which memb permitting plained th	ber of s and be hat the	≤0 City	Barnett Bledsoe Crawford	x		x		x x
12206		he ordinan	ce as pres	ented at		Graver Richardson		x	X X		
	N: TO ADOPT th	1.1				Putzell			X		
	IN: To <u>ADOPT</u> the second read	ding.				(5-0)	1				1 1
<u>10TIO</u>		ding. ***			***	(5-0)					
1 <u>0TI0</u> **		***	IC HEARING	65	***	(5-0)					
10TI0 +++ - COMMU	second read	*** RTISED PUBI			***	(5-0)					
10TI0 +** 	Second read	*** RTISED PUB NT_DEPARTME DARD			*** EM_7	(5-0)					
10TI0 +** 	Second read	*** RTISED PUB NT DEPARTME OARD -5332 REZONING TH EAST CORNE FLEISCHMANE FLEISCHMANE FLEISCHMANE NGLE FAMIL' C SERVICE EATMENT PU	ENT/NAPLES HE PROPERTY ER OF 10TH N BOULEVAN Y RESIDEN , RELATIVE LANT PROPEN	IT Y LOCATED H STREET RD FROM TIAL, TO TO THE		(5-0)					
10 T I O	Second read END ADVER INITY DEVELOPMEN ING ADVISORY BO ADINANCE NO. 87 AN ORDINANCE NO. AT THE SOUTHE NORTH AND F "R1-10" - SIN "FS" - FUBLIO CITY WATER TRE	*** RTISED PUB NT DEPARTME OARD -5332 REZONING TH EAST CORNE FLEISCHMANE FLEISCHMANE FLEISCHMANE NGLE FAMIL' C SERVICE EATMENT PU EFFECTIVE 1	ENT/NAPLES HE PROPERTY ER OF 10TH N BOULEVAN Y RESIDEN Y RELATIVE LANT PROPEN DATE.	IT Y LOCATED H STREET RD FROM TIAL, TO TO THE	<u>EM 7</u>	(5-0)					
<u>10TIO</u> *** <u>OR</u> Title	SECOND PEAC SECOND PEAC INITY DEVELOPMENT ING ADVISORY BO AN ORDINANCE NO. 87- AN ORDINANCE NO. 87- AT THE SOUTHE NORTH AND M "R1-10" - SIN "R1-10"	*** RTISED PUB <u>NT DEPARTME</u> OARD -5332 REZONING TH EAST CORNE FLEISCHMANI NGLE FAMIL' C SERVICE EATMENT PU EFFECTIVE 1 Attorney R	ENT/NAPLES HE PROPERTY ER OF 10TH N BOULEVAN Y RESIDEN , RELATIVE LANT PROPEN DATE. ynders. 1 a.m.	IT Y LOCATED H STREET RD FROM TIAL, TO TO THE	<u>EM 7</u>	(5-0)					
10TI0 +** 	SECOND PEAC SECOND PEAC INITY DEVELOPMENT ING ADVISORY BO AN ORDINANCE NO. 87- AN ORDINANCE NO. 87- AT THE SOUTHE NORTH AND F "R1-10" - SIN "R1-10"	*** RTISED PUB NT DEPARTME OARD -5332 REZONING TH EAST CORNE FLEISCHMANI NGLE FAMIL' C SERVICE EATMENT PL EFFECTIVE 1 Attorney R: aned: 9:3 osed: 9:3	ENT/NAPLES HE PROPERT ER OF 10TH N BOULEVAN Y RESIDEN , RELATIVE LANT PROPEN DATE. Ynders. 1 a.m. 1 a.m.	IT Y LOCATED H STREET RD FROM TIAL, TO TO THE	<u>EM 7</u>						

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240	CITY OF NAPLES, FLORIDA				vo	TE		
	City Council Minutes Date 08/05/87	COUNCIL MEMBERS	MOHHON	SECOND	YES	NO	A B S E N T	
	MOTION: To ADOPT the ordinance as presented at second reading. *** *** *** *** RESOLUTION NO. 87- ITEM 8 A RESOLUTION VACATING AND ABANDONING A PORTION OF BAY ROAD LYING AND BEING WEST OF THE WESTERLY RIGHT-OF-WAY LINE OF GORDON DRIVE, SUBJECT TO THE CONDITION SET FORTH HEREIN; AND PROVIDING AN EFFECTIVE DATE. Title not read.	Anderson- McDonald Barnett Bledsoe Crawford Graver Richardson Putzell (5-0)	x	x	x x x x x x		xxx	B
	City Attorney Rynders pointed out that this vacation had not yet been advertised and further advised that it should be taken off the agenda so that it could be advertised according to Code requirements. City Manager Jones commented that this item had been "in limbo" since December and it was assumed to have been advertised as provided for under the new vacation procedures. It was the consensus of Council to withdraw this item from the agenda. *** *** *** *** END COMMUNITY DEVELOPMENT DEPT./P.A.B ORDINANCE NO. 87- ITEM 9 AN ORDINANCE CREATING SECTION 16-33 OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES PROHIBITING POSSESSION OR CONSUMPTION OF ALCOHOL, ALCOHOLIC BEVERAGES OR INTOXICANTS ON THE PUBLIC, BEACHES OR THE PUBLIC RIGHTS-OF WAY PROVIDING ACCESS TO THE BEACHES; AND PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Rynders. Eor purposes of discussion, Mr. Crawford moved to							0
	<pre>approve the ordinance at first reading and Mr. Richardson seconded. Mayor Putzell reiterated the Council's procedure for speakers and asked that previously stated comments not be repeated. The following members of the public spoke in favor of the proposed ordinance citing several incidents involving alcohol related problems on the beach: Pastor Roland Nelson, Church of the Gate; Reverend Max Cadenhead, First Baptist Church; Marion and John Kennedy; Charles Blankenship; George Furbish; Dottie Scofield; Pastor Grant Thigpen, New Hope Ministries; Robert McMullen; Doris Charleston; Doris Cadenhead; and Darlene Neptune. The following members of the public spoke in opposition to the ordinance stating that there were</pre>							U

CITY OF NAPLES, FLORIDA	•	м	s	-	-	A
City Council Minutes Date 08/05/87	COUNCIL MEMBERS	O T I O N	ECOND	Y E S	N O	B S E N T
sufficient laws which could be enforced to deal with 'rowdies": Louis S. Erickson, Esq.; Phidias J. Pollis (presented the clerk with a petition a copy of which can be reviewed in the City Clerk's office); Charles Brennan; Ernest Engelsrud; Paul Erickson; Bruce L. Holley, Jr.; and Brenda Hawkins.						
Mayor Putzell referred to a memorandum, dated August 4, 1987, from City Manager Jones (Attachment #4) wherein Mr. Jones explained that out of 21 cities surveyed, 17 had some prohibitions on the use of alcohol and of the 4 counties surveyed, 1 had complete prohibition and 2 had some regulations, including Collier County. The City's beaches are among the few, he said, which have no restrictions regarding alcohol which makes them even more attractive.						
Tr. Crawford said that he personally has not witnessed any alcohol related problems; however, if the City is the only access for people to come and drink freely on the beach, it may be beneficial to place restrictions on such use.						
Ar. Graver asked Captain Faul Sireci what problems the Folice have encountered regarding beach control and Captain Sireci explained that the Folice Department believes the restriction of alcohol would be beneficial to law enforcement on the beach. In response to Mr. Crawford, Captain Sireci further advised that his Department would have no problems enforcing the proposed ordinance. Mr. Richardson then asked what type of tool such an ordinance would provide for the Department and Captain Sireci said that it could help remove some behavioral problems from the beach because the cause, alcohol, would be restricted						
Mrs. Anderson-McDonald asked if there was an ordinance prohibiting public intoxication and City Attorney Rynders advised that there was not; however, he said, there was a restriction for disorderly conduct. Mrs. Anderson-McDonald pointed out that there also is a provision which allows the Police to remove people creating a disturbance with loud radios. City Attorney Rynders noted, however, that the Police must be on site at the time of any disturbance.						
Tr. Crawford asked if it were feasible to ban Alcohol use from sunset to sunrise as most of the Problems occur at night. Captain Sireci pointed out that during the week-ends there are a lot of people with alcohol on the beach and beachends.						
In response to Mr. Graver, Police Chief Reble advised that he concurred and supported Captain Sireci's comments.						
Ars. Anderson-McDonald said that although she has y worked diligently with the residents and youth of the community to provide an alcohol free environment, she supported the stricter enforcement of laws currently in existence, and, further, believed such laws should first be implemented before additional restrictions are established. Mrs. Anderson-McDonald then invited the citizens to write to her with their comments regarding the passage of such an ordinance.						
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	City	Council Minutes	Date()8/05/87	COUNCIL MEMBERS	M O T I O N	SECOND	Y E S	N	A B S E N T
	telephor Circuit and expr the beac driving. such ur waterfro	utzell advised t ne call from a Court requestin ressed concern re ch; such use, he . Mayor Futzell nsatisfactory b ont residents wi nt environment, a To <u>APPROVE</u> the first reading.	Judge in the C g support of t garding the use said, correlat further pointe ehavior is n ll be forced s has already o	ollier County his ordinance of alcohol on es with. drunk d out that if ot modified, to move to a ccurred.	Anderson- McDonald Barnett Bledsoe Crawford Graver Richardson Putzell (2-3) FAILED	x	x	x x	x x x	x x
		NANCE NO. 87-		ITEM 10	Sector Sector Sector					
	TH NA V1 CE	N ORDINANCE AMEND HE CODE OF ORDI APLES, PROHIBITIN IA MIRAMAR AND ERTAIN TIMES; AND ATE.	NANCES OF THE G PARKING ON VE 12TH AVENUE	9 (1) OF CITY OF						
	Title re	ead by City Attor	ney Rynders.							
	to Secti follows:	torney Rynders r ion 1 (1) of : "or on 12th Av South."	the resolution	be made as						
	fisherme at the sleep. City Mar with oth		imit until 6 beach-goers an that time and ained that to t was staff's	:00 a.m. as d joggers park disturb her be consistent	Anderson- McDonald Barnett Bledsoe Crawford	x		x		xx
	MOTION:	To <u>APPROVE</u> the first reading.		esented at	Graver Richardson Putzell		x	X X X		
	***		***	***	(5-0)					
		NANCE NO 87-		ITEM 14						
	AN R4 SE BC CF ES TF CI TC PF Title re No one F	HAPTER 180, STABLISHING A SU HE RATES, FEES AN ITY OF NAPLES FOR CONSUMERS OU ROVIDING AN EFFEC ead by City Attor present to speak	CHARGES FOR W CONSUMERS OUT CITY OF NAPL FLORIDA RCHARGE TO BE D CHARGES LEVIE WATER OR SEWER TSIDE THE CI TIVE DATE. ney Rynders. for or against.	ATER AND SIDE THE ES UNDER STATUTES; ADDED TO D BY THE SERVICES TY; AND	Anderson- McDonald Barnett Bledsoe Crawford Graver Richardson Putzell (5-0)	x		x x x x x x x x		xx
	MOTION:	To <u>APPROVE</u> the first reading.	ordinance as pr	esented at						
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С	City Council Minut	tes Date_	08/05/87	-	COUNCIL MEMBERS	O T I O N	ECOND	Y E S	N	B S E N T	
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<u>0</u> K	DINANCE NO. 87- AN ORDINANCE REL FRANCHISE AGREEM PEDICABS AND HOR CITY OF NAPLES; PEDICABS AND H OPERATION AT AN PEDICABS AND CARRIAGES; AND DATE.	ENTS FOR THE OF SE-DRAWN CARRIA LIMITING THE ORSE-DRAWN CAP Y ONE TIME T FOUR (4)	PERATION OF. AGES IN THE NUMBER OF RRIAGES IN TO TWO (2) HORSE-DRAWN	12							
Title	read by City Att	orney Rynders.									
secon befor repre and C carri Mayor amoun incre becau affor franc sugge Count	Attorney Rynders d recital and sa e the second read aura Davis-Lehma senting Classic C Carriage, requeste ages to service Putzell pointed t of the ordin eased from 4 to 8 se the same op ded to the hisee. Mrs. An isted that Naples y regarding carr try. City Attorn	id that it wou ing. n and Ms. Deb arriage Rides o d permission fo special rese out that the ance would th if such a reque portunity woul other horse-o derson-McDonalo Horse and Carri iage usage at	orah Ferrucci ba Naples Hor two addition ervations only maximum ceilin oen need to l est were grante d have to l frawn carria concurred ar age contact th the Ritz ar	ed o, še al y. ge d, be ge nd he nd							
that	Ms. Davis-Lehman ont to the Council	prepare a for	rmal request		s. "", č.						
In re Rynde a lim been futur M <u>OTIO</u> Mrs.	sponse to Mr. Cra rs pointed out th iting factor and established, th e transit request <u>M</u> : To <u>APPROVE</u> th first reading * Anderson-McDonal	wford's concerr at this ordinar unless an over e Council car s. e ordinance as * ********* d commented	that she ha	as ny	Anderson- McDonald Barnett Bledsoe Crawford Graver Richardson Putzell (5-0)	x	x	x x x x x x		x x	
askin slow- She a	ved a phone call g if drivers wou moving carriage o sked the City Man y his findings to	ld be penalized n a double yel ager to addres	for passing low-lined road	a d.							
* * *		***	**	**							
	END F	IRST READINGS	1 1015 MINU KNIK								
<u>RE</u>	SOLUTION NO. 87-		ITEM	13							
	A RESOLUTION DET	RTAIN PROPE THE EAST GOLDEN THAT NOTICE E RS AS REQUIRED STATUTES, AND, DIRECTING CONDE PROPERTY AND	CESSITY OF RTY FOR GATE WELL BE PROVIDED BY SECTION SUBSEQUENT MNATION OF PROPERTY								
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244	CTEV OF NADLES FLOPIDA			1	VOI	E	
	CITY OF NAPLES, FLORIDA			S			A
	City Council Minutes Date 08/05/87	STORIN TTO	O T	EC			BS
			I		YE	N	E N
	ful -ful a logic atomics of the	COUNCIL MEMBERS	O N	N D	_	0	T
			1				
	Title read by City Attorney Rynders.	1					
	It was the consensus of Council, based on staff's recommendations, to withdraw this item from the agenda.						
	*** *** ***			11			
	RESOLUTION NO. 87-5333 ITEM 14						
	A RESOLUTION DESIGNATING ROGERS, WOOD, HILL, STARMAN & GUSTASON, P.A., CERTIFIED FUBLIC ACCOUNTANTS, TO CONDUCT AN AUDIT OF THE CITY'S FINANCIAL TRANSACTIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 1987, AND PROVIDING AN EFFECTIVE DATE.						
	Title read by City Attorney Rynders.	Philes Server					
	City Manager Jones explained that it was staff's recommendation to appoint the firm of Rogers, Wood, Hill, Starman & Gustason as the City auditors. Mayor Putzell said that it was in keeping with good practice to request proposals from other firms periodically. He then suggested the second recital of the resolution be amended to read: "WHEREAS, after having sought proposals from several accounting firms,"						
	In response to Mr. Richardson, Mr. Jones advised that the City's business is too large for smaller firms to handle, yet too small for large ones.	Anderson- McDonald Barnett	x		x		x
	MOTION: To AFFROVE the resolution with the addition in the second recital as follows: "WHEREAS, after having sought proposals from several accounting firms,"	Bledsoe Crawford Graver Richardson Putzell		x	X X X X X		х
	*** ***	(5-0)					
	RESOLUTION NO. 87-5334 ITEM 15,	and the second					
	A RESOLUTION CONFIRMING THE REAPPOINTMENT OF JOSEPH ZAPPAVIGNA TO THE CITY OF NAPLES PUBLIC EMPLOYEES RELATIONS COMMISSION; AND PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Rynders.	Anderson- McDonald Barnett Bledsoe Crawford Graver		x	x x x		x x
	No one present to speak for or against.	Richardson Putzell	Х		X		
	MOTION: To AFPROVE the resolution as presented.	(5-0)					
	*** *** ***						
	RESOLUTION NO. 87-5335 ITEM 16	1.000					
				1			
	A RESOLUTION RENAMING THE RENOVATED COMMUNITY CENTER IN CAMBIER PARK "THE / NORRIS COMMUNITY CENTER."						
	Resolution read by City Attorney Rynders in its entirety.						
	Mayor Putzell asked the record to reflect that the Lester Norris family purchased and gave to the City	a gran and			and the second se		
	-10-					Ramport Tigs. In Discussion	

CITY OF NAPLES, FLORIDA				vo	TE	Π	245
City Council Minutes Date 08/05/87	COUNCIL MEMBERS	M O T I O N	SECOND	YES	NO	A B S E N T	
its first Community Center, and they have also generously contributed \$50,000 for renovations to the present facility.	Anderson- McDonald Barnett			x		x	
MOTION: To APPROVE the resolution as presented.	Bledsoe Crawford Graver Richardson Putzell	x	x	X X X X		X	
CORRESPONDENCE AND COMMUNICATIONS: None.	(5-0)						
ADJOURN: 11:06 a.m.							
Hance Cash DANET CASON CITY CLERK				533			
JODIE M. O'DRISCOLL DEPUTY CLERK							
These minutes of the Naples City Council were approved on AUG 1 9 1987 .					5		
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Attachment #1

SUPPLEMENTAL ATTENDANCE LIST

Jack Sturgis Dan Spina Frederic H. White, Jr. Rev. Max Cadenhead Charles A. Blankenship Grant Thigpen Doris Cadenhead Phidias Pollis Paul Erickson Laura Davis-Lehman Harry Crede Ed Beekman Jonathan James Marion Kennedy George W. Furbush Robert McMullen Darlene Neptune Charles Brennan Bruce L. Holly, Jr. Charles Andrews David S. Bennett Rev. Roland Nelson John Kennedy Dottie Scofield Doris Charleston Louis S. Erickson Ernest Engelsrud Brenda Hawkins

Other interested citizens and visitors.

NEWS MEDIA

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Curt Johnson, WEVU-TV Marty Bonvechio, Naples Daily News Racheal Kearns Tim Hass, WINK-TV Lori Rosza, Miami Herald Kevin Parks, News-Press Chris Wallace, Palmer TV-10 Dave Fuller, WNOG Gary Arnold, WEVU-TV William Upham, Naples Times Beverly Cameron, WINK-TV

FORMER CITY OFFICIALS

R.B. Anderson, Mayor Gilbert V. Blanquart, Council C. Palmer Harris, Council Arnold E. Lamm, Council Fred A. Miller, Council Philip C. Morse, Jr., Council George H. Reardon, Jr., Council Randolph I. Thornton, Council Charles K. Allan, City Attorney Wayne Roark, City Manager Harold E. Williams, City Manager Stanley R. Billick, Mayor Virginia B. Corkran, Council C.C. Holland, Council James F. McGrath, Council Mrs. M.J. Miller, wife of Councilman Miller J. Thad Moss, Council Wade H. Schroeder, Council Archie Turner, Council/Mayor Benjamin G. Parks, City Attorney William F. Savidge, Public Works Dir. Vincent P. Wood, City Manager



GREATER NAPLES CIVIC ASSOCIATION

²² FIRST AVENUE, SOUTH APLES, FLORIDA 33940 313) 262-2424

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August 3, 1987

Mayor Edwin J. Putzell, Jr. Mayor of the City of Naples Naples City Hall 735 Eighth Street South Naples, Florida 33940

Dear Mayor Putzell:

On behalf of the Greater Naples Civic Association, please accept our very best wishes for Naples 62nd Birthday celebration.

1

Though 62 years of human life would be nearing the senior years, as a City, we are just beginning to walk.

Because of the unselfish devotion to what is right and good on the part of our past City leaders, today we continue to enjoy the pleasures of our beautiful City.

To you Mayor Putzell, the City Council and the City Staff, we extend our appreciation for your past, present and future endeavors for the City's preservation.

Sincepelv Brad C. Estes

BCE:t

-13-

Serving all of Collier County

Attachment #3 - Page #1 Wayne A. LeCureux 2165 Shad Court Naples, Florida 33862,0 July 27, 1987 To: Hon. Ned Putzell, Mayor Office of the Mayor and CITY OF NAPLIS, FIA City Council Members City of Naples, Florida

Subject: Waterway Maintenance Funding

I find there has been a lack of information reguarding the means for funding waterway maintenance. The present plan for property taxing districts is a quick fix method, out of date, unrealistic and discriminatory. There is a lack of awairness of marine tax revenues now being collected but are being misappropriated.

No. 1 There is about \$600,000. in boat registration fees collected each year in Collier County. As near as I can determine the City of Naples has only been getting \$50,000.share of this money. Then I find to my amazement that this \$50,000. per year for the past two years has been going into the City Dock fund. This is a blatant misuse of tax payer money going into the City Dock. It was mandated in the Dock rebuilding program a few years ago that the Dock was not to use tax payer money. Mr. Bledsoe will be interested in this form of Dock financing.

If this \$50,000.(the City/entitled to more) were legally applied to waterway maintenance plus the City share of the new 50% increase in boat registration fees, could add up to \$350,000 or more over the next 5 years. Probably sufficient for the proposed waterway maintenance program. I hope the City will be more aggressive in getting it's share of the now total \$900,000. per year of boat tax.

No. 2 Property taxing is an outmoded method of financing transportation, be it highways or waterways. The more appropriate method is user taxes. Naples waterfront property owners already pay higher taxes because of their location. The local tax assessors office estimates these taxes to be from 2 to 3 times higher than comparable property not on the water.

No. 3 Fuel taxes are being paid by boat owners the same as is being paid by auto owners. However, again boat owners and waterway people are being cheated by misappropriation of their tax money. All of the boat fuel tax money goes into highway funds. I realise this is a state function but what has the City of Naples done to get this unfairness corrected.

This boat fuel tax amounts to a sizeable sum. For example in 1986 boat fuel sales at the City Dock was \$244,982. of which about \$20,000. Was tax which the City had to send away to the highway fund. A local marina owner said, his fuel tax collection would be more than this amount. The yacht clubs and marinas in Naples could be collecting \$200,000, or more per year in boat fuel tax revenue and all going to none waterway use.

If fairness is to prevail, I believe the City should move to correct the misappropriation of tax revenues now being paid by waterfront property owners and boaters before thinking of adding on more taxes, especially property taxes.

Sincerely,

mel. Bluny

NAPLES DAILY NEWS

Tues., April 14, 1987

Collier OKs 50% Raise In Boat Fees

By ED O'DONOGHUE Staff Writer

Boat registration fees are going up 50 percent, but probably not before June 1, 1988.

The Collier County Commission today decided to take advantage of a state law allowing counties with populations of more than 100,000 to collect the additional fee.

The \$600,000 in boat registration fees paid in Collier County each year goes to Tallahassee and is administered by the state for various waterway projects. The \$300,000 to be realized by the increase approved today will stay in Collier County for local dredging projects.

The increase will raise fees from \$2 to \$3 for the smallest boats to \$114 a year for the largest. Fees are based on the length of boats.

Commissioner John Pistor pressed to have collections start immediately, but he was told that the county tax collector needs a year's start-up time to properly collect the fee.

Pistor complained that the county needs the money this year for the dredging of Wiggins Pass.

"It's an unfortunate thing that this can't be figured (faster) with modern computers," he said.

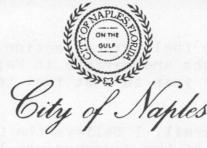
Adam Addison, the assistant tax collector, said his department will try to institute the new tax by this July, but he offered no guarantees.

The commission intends to apply the funds for periodic dredging of Wiggins Pass, Gordon Pass and other navigable channels.

Pistor also complained that \$1 of every registration is to be used for manatee protection, but he was reminded that the state requires it.

Wayne A. LeCureux, Royal Harbor (LeCure)

Attachment #4 - Page #1



MEMO

TO: HON. EDWIN J. PUTZELL, JR., MAYOR, AND MEMBERS OF CITY COUNCIL

FROM: FRANKLIN C. JONES, CITY MANAGER DATE: AUGUST 4, 1987

250

RE: SURVEY OF ALCOHOL RESTRICTION ON BEACHES

During the past week, there has been considerable publicity regarding the proposed ordinance which would prohibit the use of alcohol on the City's public beaches. In order to give you a clearer picture of what other jurisdictions have done, we have made a survey of cities and counties in south Florida (copy enclosed). The survey shows that of the 21 cities surveyed, 17 have some prohibition of the use of alcohol on the beaches. Of the 4 counties surveyed, 1 has a complete prohibition, while 2 others have a partial prohibition. Included as a partial prohibition is the action that Collier County has taken to identify its beach parking and access areas as county parks, which carries with that the prohibition of the use of alcohol.

There also appears to be some confusion concerning the reasons for considering an ordinance prohibiting the use of alcohol on the beaches. During our workshop, we addressed three separate areas of concern. One of the issues was resident complaints about activities at the City Pier. Our recommendations concerning that were to step up enforcement and prohibit parking at 12th Avenue South between the hours of 11:00 p.m. and 5:00 a.m.. You will consider an ordinance enacting that parking prohibition at the meeting on Wednesday, August 5. The issue of prohibition of the use of alcohol was not specifically concerned with the activities at the pier.

The other two issues which we addressed were complaints concerning inappropriate behavior on our beaches and at the beach ends, and the intensity of use which we are seeing this summer at those beach ends and on the beaches. These two issues seem to be affected by the permitted use of alcohol on the beach.

Since more and more jurisdictions in south Florida are choosing to prohibit the use of alcohol, our beaches become more and more attractive to those people who find the use of alcohol an important beach activity. In the future, we would certainly find that this would add to the number of beach users who would travel to Naples to use the beaches.

We also feel that the use of alcohol on the beaches contributes to both litter problems and problems associated with inappropriate behavior. Although these problems could be addressed by spending more on beach cleanup and beach enforcement, cleanup and enforcement do not eliminate the problems. It seems that at least one of the causes for these types of problems is the fact that alcohol use is permitted on the beach. Memorandum to Mayor and City Council August 4, 1987 Page 2

I hope that this information will eliminate some of the confusion on this issue. If you should need more information for this week's meeting, please feel free to contact me.

Fiai

Franklin C. Jones City Manager

FCJ/vv

Enclosure As stated

Attachment #4 - Page #3

SURVEY OF SOUTHERN FLORIDA CITIES/COUNTIES

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Name of City	Alcohol Allowed on Beach	Miles of Beach	# Access Pts.
Town of Long Boat Key	No	11	14*
City of Sarasota	Yes	10	7*
City of Miami Beach	Yes	7.1	50*
Town of Surfside	No	1	9
City of Hallandale	No	.08	1
City of Hollywood	No	4	50
City of Ft. Lauderdale	No	6	*
City of Pompano Beach	Alcohol allowed in picnic areas only	5	8*
City of Deerfield Beach	No	2.5	*
City of Boca Raton	No	5	18
City of Del Ray Beach	No	3	*
City of Boynton Beach	No	3.5	*
City of Lake Worth	No	.25	1
Town of Palm Beach	No	12	6*
City of Riviera Beach	No	.19	3
City of No. Palm Beach	All of oceanfront	is in State Park	
Town of Jupiter	Yes	2.5	5
City of Fort Pierce	No	3.5	12
City of Madeira Beach	Yes	15	15
City of Indian Rocks Bea	ach No	3	26
City of Clearwater Beach	h No	5	*

*These cities have parking lots or large open areas to park at the beach.

me of County	Alcohol Allowed on Beach	Miles of Beach	# Access Pts.
rasota County	Yes	35 (5 under County jurisdiction)	10*
Charlotte County	Yes (Alcohol allowe between sunrise & sunset)	ed.3	1
Collier County***	Yes Except in County pa	17** arks	7*
Lee County	No	Figure not avail	able 58*

* These counties have parking lots or large open areas to park at the beach.

**This figure does not include the City of Naples nor the state park.

***Collier County's miles of beach reported includes beachfront from the Lee County line to Gordon Pass and also Marco Island.