

City Council Minutes
Regular Meeting 10/07/87

City Council Chambers 735 Eighth Street South Naples, Florida 339

		-SUBJEC	Ten 30 (3)		Ord. No.	Res. No.	Pa
fro nex fro	PUTZELL: Adv om his recent it Town Meetir om 5:00 to 6:3	vised that Mr. Ric surgery and doing ng would be held c 30 p.m. at Fire St	well. He then n Wednesday, Oct	noted that the cober 14, 1987,	1 bad	MGK3	1
CITY M	IANAGER JONES:	: None.					1
PPROVAL	OF MINUTES:	September 10, 198 September 16, 198 September 16, 198 September 23, 198	7, Regular Meeti 7, Special Meeti	.ng .ng			1
-APPRO	WARD for fert OVE purchase of OVE change ord	tilizer, Community of additional cond der for McWerner, d repair of sidewa	rete trash recep Inc. in conjunct	otacles.		87–5399 87–5400	2 2
-APPRO	OVE execution ergovernmenta	of a joint City/C al coordination to	ounty grant appl	ication for or Management	ama 3		
Pla	ns.				.dez.	87-5402	2-
ESOLUTIO		excavate a lake, 5	OF Third Street	North			1
-TABLE	request to e	excavate a lake, 5	95 Inira Street,	North.		87	3
-Petit Ver	sailles.	statement of build	ing permit for R	desidences	1111	Sauta B	3
	S - First Rea VE amendment	ading: to the City of Na	ples electical c	ode.	87-	-	
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CITY COUNCIL MINUTES
Regular Meeting

City Council Chambers 735 Eighth Street South Naples, Florida 33940



Time 9:00 a.m.

Date 10/07/87

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OLL CALL: Present: Edwin J. Putzell, Jr., Mayor	ITEM 2		Т	S E C			A B S
Kim Anderson-McDonald William E. Barnett William F. Bledsoe		COUNCIL MEMBERS	O N	O N D	Y E S	N O	1
Alden R. Crawford, Jr. John T. Graver,							
Councilmen							
Absent: Lyle S. Richardson, Councilman							
Iso Present: ranklin C. Jones,. City Manager avid W. Rynders, City Attorney lark W. Wiltsie, Assistant City Manager/ Acting Comm. Dev. Dir. ierald L. Gronvold, City Engineer il Sherburne, Code Enforcement Ofc. Odie M. O'Driscoll, Deputy Clerk Ces Supplemental Attendance List - Attachment	Dir.						
ee Supplemental Attendance List - Attachment :	***						
	ITEM 1						
**	***						
NNOUNCEMENTS:	ITEM 3						
MAYOR PUTZELL: Advised that Mr. Richardson thome recuperating from his recent surgery oing well. He then noted that the next eeting would be held on Wednesday, October 987, from 5:00 to 6:30 p.m. at Fire Station 6th Avenue, North.	y and Town r 14,						
CITY MANAGER JONES: None.							
**	***						
PPROVAL OF MINUTES	ITEM 4						
September 10, 1987, Special Meeting							
September 16, 1987, Regular Meeting September 16, 1987, Special Meeting September 23, 1987, Special Meeting							
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CITY OF NAPLES, FLORIDA

City Council Minutes

Date 10/07/87

M S A
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COUNCIL O N E N N
MEMBERS N D S O T

---RESOLUTION NO. 87-5399

Item 5-a

A RESOLUTION AWARDING THE BIDS FOR FURNISHING THE CITY'S ANNUAL REQUIREMENTS FOR FERTILIZER USED IN THE NORMAL MAINTENANCE OF TURF GRASSES AND LANDSCAPED AREAS; AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Various Vendors \$30,901.15 annual expenditure

Title not read.

--RESOLUTION NO. 87-5400

Item 5-b

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE ADDITIONAL CONCRETE TRASH RECEPTACLES FROM A PREVIOUSLY AWARDED BID; AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Wausau Tile, Inc. Winter Haven, Florida. \$12,005.00 additional expenditure

Title not read.

Item 5-c

A RESOLUTION AUTHORIZING THE ISSUANCE OF A CHANGE ORDER TO McWERNER, INC., NAPLES, IN CONJUNCTION WITH THE TWO-YEAR CONTRACT FOR THE CONSTRUCTION AND REPAIR OF SIDEWALKS THROUGHOUT THE CITY; AND PROVIDING AN EFFECTIVE DATE.

McWerner, Inc. Naples, Florida \$42,525.00 additional expenditure

Title not read.

---RESOLUTION NO. 87-5402

---RESOLUTION NO. 87-5401

ITEM 6

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A JOINT GRANT APPLICATION FOR INTERGOVERNMENTAL COORDINATION TO DEVELOP CORRIDOR MANAGEMENT PLANS FOR THE CITY OF NAPLES AND COLLIER COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

Title not read.

Mr. Graver asked why the City was submitting this request for a joint City/County grant application. Acting Community Development Director Wiltsie explained that the City Council and County

CITY OF NAPLES, FLORIDA				VO	TE	-
City Council Minutes Date 10/07/87	COUNCIL MEMBERS	M O T I O N	S E C O N D	Y E S	N O	
Commission would each be asked to pass resolutions. Grant monies are currently available for joint City/County endeavors, he said, and can be used in this instance to develop corridor management plans. Mayor Putzell asked how this study would be conducted in terms of public input and Mr. Wiltsie explained that once the grant was received, the City/County would hire a consultant whose results would be reviewed by the Planning Advisory Board (PAB) and made available for public review and input. Public participation, however, is just one of the requirements to be met for grant eligibility, City Manager Jones added. MOTION: To APPROVE the Consent Agenda as presented. *** *** END CONSENT AGENDA A RESOLUTION AUTHORIZING MR. AND MRS. JOHN STURGIS TO FILL AN AREA NO GREATER THAN 10 FEET INTO THE LAKE LOCATED AT 595 THIRD STREET NORTH IN ORDER TO CONSTRUCT A NEW ADDITION TO AN EXISTING HOME; AND PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Rynders. City Manager Jones advised that the petitioner was asked to submit a survey of the area to be excavated; since the survey was not yet received, this item should be withdrawn. Mayor Putzell directed staff to study the possibility of precedents being set by approval of this item. It was the consensus of Council to withdraw this item from the agenda.	Anderson- McDonald Barnett Bledsoe Crawford Graver Richardson Putzell (6-0)	x	X	x x x x x x x		The second designation of the second designa
PETITION FOR REINSTATEMENT OF BUILDING PERMIT FOR RESIDENCE VERSAILLES, INC. CONTINUED FROM REGULAR MEETING OF SEPTEMBER 16, 1987. Attorney Jim Siesky referred to his October 1 letter to the City Manager (a copy of which can be reviewed from the meeting packet in the City Clerk's office) and made the following corrections: Page 6, Item 5, delete "the architect"; Page 6, Item 2, add "six piling at the time of the initial driving needed to be redriven"; and various typographical errors. The Council's main objective, Attorney Siesky contended, is to weigh the most prudent course of action on behalf of its constituents against the relative benefit or potential harm to them if this permit is not reinstated. The Residences Versailles project has many creditors in the City, he pointed out, and may not be able to pay its debts if the project is not allowed to continue.						

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City Attorney Rynders asked if the contractor had been paid for completed work to which Ms. Jackeye replied that her company had not received payment because billings occur only after the engineering work had been completed.

Mayor Putzell asked Ms. Jackeye to estimate how long completion of the project would take; approximately 12 months, she said. Attorney Siesky objected to Council's using the estimated completion date as a consideration for reinstatement, but City Attorney Rynders disagreed and said that the time factor was

CITY OF NAPLES, FLORIDA S City Council Minutes Date 10/07/87 0 E T C S OY ONEN N COUNCIL N DS 0 indeed important as it determined whether project could be complete and ready for certificate of occupancy by the expiration of the permit. If the project is not complete by that date, he said, Council would have no other recourse but to extend the permit because it was stated at this meeting that the project would take approximately 12 months. Mayor Putzell pointed out that in view of Mr. Siesky's opening remarks the time factor and proof of financial capability of the project's owners are important conditions upon which Council must make a fair and reasonable decision. City Attorney Rynders then advised that if the developer cannot complete the project within the allotted time frame, it would not be in the best interest of the community to reinstate the permit. Mr. Robert Fenton, Accurate Financial Corporation of Hollywood, Florida, advised that his company was the project mortgagor. He said that his firm, along with Orange State Bank, has loaned approximately \$300,000 secured by second mortgages and various other collateral. Mr. Siesky interjected that financial information was available to the City Attorney, only, because these sensitive documents shouldn't become public record. Mayor Putzell referred to a newspaper article from the Naples Daily News which listed several lawsuits pending against the Versailles owners, but Mr. Fenton denied that the Orange State Bank had filed a suit. A group of investors in the project have filed a lawsuit against the developer, he said. Mr. Irv Zeldman of Continental Companies, a hotel management firm, advised that he had been contacted by the developer to manage the proposed hotel in association with an exclusive chain called "The Grand Bay Hotels." In response to Mr. Graver, Mr. Zeldman confirmed that the name of the hotel would be "Grand Bay Versailles" if it were franchised. In response to Mrs. Anderson-McDonald, Mr. Zeldman indicated he had not entered into a contract with the developer. Mrs. Monique MacGlothlin, president of Residences Versailles, read a prepared statement, paraphrased herein. Mrs. MacGlothlin said that she did not believe work had been abandoned or suspended and her of that the City had not notified dissatisfaction with the progress of the project. She reiterated that documentation of financial stability would be provided to the City Attorney, but not for public review. Mrs. Anderson-McDonald asked why if the funding were in place, the developer did not take measures to clear the site. Mrs. MacGlothlin cited problems with kitchen utensils and appliances from the present structures as one deterrent. Mr. Barnett referred to Ms. Jackeye's estimated completion date (approximately 12 months) and Mrs. MacGlothlin called it a very conservative estimate because if the number of workers were increased, the project could ultimately be accomplished within the next 9 months. Mayor Putzell asked who owned the properties. MacGlothlin said that the developer, along

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CITY OF NAPLES, FLORIDA City Council Minutes Date 10/07/87	COUNCIL MEMBERS	M O T I O N	S E C O N D	Y	N O	A B S E N T
certain investors, own the properties, some of which are under purchase contracts by Residences Versailles. City Attorney Rynders then inquired if any litigation was pending involving those properties; Mrs. MacGlothlin said no. Attorney Siesky concluded by stating that this permit should not have been revoked because evidence was lacking to substantiate the claim that work had either been abandoned or suspended. Citizen Jim McGrath advised of his support for not reinstating the permit. Mayor Putzell suggested that this item be tabled until staff could take the matter under advisement and present its findings to the Council. Mrs. Graver concurred. Mayor Putzell then recommended that an outside source be consulted as to the approximate length of time a project of this stature would take to complete. It was the consensus of Council to table this item until the next regularly scheduled Council meeting. October 21, 1987, at which time it would entertain staff's recommendations. *** *** *** *** AN ORDINANCE RELATING TO THE ELECTRICAL CODE; AMENDING SECTIONS 8-22 THROUGH 8-28 OF THE CODE OF ORDINANCES; AND PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Rynders. Acting Community Development Director Wiltsie advised that every three years the National Electrical Code is amended and this ordinance would adopt the changes. MOTION: To APPROVE the ordinance as presented at first reading. *** *** *** CORRESPONDENCE AND COMMUNICATIONS: City Manager Jones distributed a report from the Naples Parking	Anderson- McDonald Barnett Bledsoe Crawford Graver Richardson Putzell (6-0)	X	X	X X X X X X X X		X
Committee and advised that this item would be discussed at the October 21, 1987, regular meeting. He further noted that there would not be a workshop meeting on October 14. *** ADJOURN: 10:55 a.m FDUIN J. PUTZELL, JR., Mayor JANET CASON CITY CLERK FOU IN J. PUTZELL, JR., Mayor JODIE M. O'DRISCOLL DEPUTY CLERK These minutes of the Naples City Council were approved on OCT 2 1997						

SUPPLEMENTAL ATTENDANCE LIST

Charles Andrews
Ed Beekman
Jim McGrath
Bob Galloway
Robert Forsythe
Irv Zeldman

W. W. Haardt Jim Siesky Hubert Howard C. Lodge McKee Kimberly Jackeye Monique McGlothlin Egon Hill Robert Schroer Bruce Green C. C. Holland Robert Fenton

Other interested citizens and visitors.

NEWS MEDIA

Terry Cerchio, Palmer TV 10 Marty Bonvechio, Naples Daily News Beverly Cameron, WINK-TV Bob Goldberger, WBBH-TV Pete Scovill, Palmer TV-10 Gary Arnold, WEVU-TV Lori Rosza, Miami Herald William Upham, Naples Times

DAILY CONSTRUCTION REPORT TURNER CONSTRUCTION COMPANY CONTRACT NO. REPORT NO. ONTRACT NAME Nevsailles 7 A.M. TOTALS MANPOWER CUM TRADE Today SAFF Cut off piles to 1.0' AIF 7/6/87 Cut off piles to 1.0' tiff 2 17/87 1 Cut off piles to 1.0' AF 2 7/8/87 Rented backhoe 8 1/9/87 2 Cleaned up site - relocate! piles, etc. Vsed Kackhoe to begin 111/87 1 Gult pilling mobilized cogni Sut Piling 3 MANPOWER TOTAL

TURNER CONSTRUCTION COMPANY DAILY CONSTRUCTION REPORT CONTRACT NO. REPORT NO. Le Vorsailles 5 P.M. 7 A.M. MANPOWER TOTALS CUM BRIEF DESCRIPTION OF DAY'S WORK TRADE Today To Date Cut of piles to FFE Exposed reintending strain's 7/13/87 Crave on site Cut of piles to FFE Exposed reinforcing of 19 nds 7/14/87 15 Croine on site Cut of piles to FFE Exposed reinforcing stran 16 Crance on Site Cut of piles to FFE Exposed veinforcing stran 116/87 Crane on site Cet of piles to FFE Exposed reinforcing Stran 18 7/17/87 Crane removed

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MANPOWER TOTAL

TURNER CONSTRUCTION COMPANY

DAILY CONSTRUCTION REPORT

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1/2487		1			2	24	Cut of (Expas	Piles to F	ing stan
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27/87	/	1			2	29	Machine exeavored around pile				
128/87	/	1			2.	3/	Formed pile caps				
29/87	/	1			2	33	Formed pile caps				
130/87	1	/			2.	BS	Formed pile caps				
131/87		1			2	37	Formed pile caps				
MANPOWER TOTAL	5	5			10	37	Milly Davis SI PT.				

MANPOWER TOTAL

DAILY CONSTRUCTION REPORT TURNER CONSTRUCTION COMPANY REPORT NO. CONTRACT NO. ONTRACT NAME Versailles TEMP: DATE 1 P.M. 5 P.M. 7 A.M. TOTALS MANPOWER CUM BRIEF DESCRIPTION OF DAY'S WORK Today To Date 3AFF 13/87 38 no uork uark 39 no work 3/5/87 40 42 Hand excavated around piles 16/87 44 Hand excavated avound piles 2 5

MANPOWER TOTAL

TURNER CONSTRUCTION COMPANY DAILY CONSTRUCTION REPORT CONTRACT NO. REPORT NO. Versailles 7 A.M. TOTALS MANPOWER STAGE CUM Today To Date 46 Hand excavated avoing piles 3/11/87 Hard excalated around piles Hand excavated a wound piler 50 112/87 52 Hard excalated around piles 3/13/87 14/80 Hand excavated around piles 1.

TURNER CONSTRUCTION COMPANY

DAILY CONSTRUCTION REPORT

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illet				1	1	56	Hard excavata		les	
1/19/87				1	1	57	Hand excauge	let around p	piles	
3/20/87		88		1	1	58	Hand excalate	around pr	les.	
121/87.				1	1	59	Hand excaran	ld around	piles	
MANPOWER TOTA				5	- 5	59		Kutuli Jo	LL SUPT.	

TURNER CO	NSTRU	CTIC)N C	MO	PAN	Υ	DAILY CONSTRUCTION REPORT				
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						,	47.775				
26/87				1	/	62	Hand excavated around pile				
127/87	1			/	2	64	Hand excalated around fi a				
122/27	1			1	1	65	Hand excalaited around pila				
3					l l						
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TURNER CONSTRUCTION COMPANY

DAILY CONSTRUCTION REPORT

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SUBCONTRACTOR	THATE	F	J	Α	Today	CUM · To Date	BRIEF DESCRIPTION OF DAY'S WORK
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1/87		A S		1	1	67	Hand excavated around piles
12/27	1			1	2	69	Hand excavated around piles -
13/87					/	76	Hard excavorted avoired piles
14/87					1.	7/	Hand excavated around pile
MANPOWER TOTAL	. 1		1	5	6	71	Klinky & Dongsupt.

TURNER CO	NSTRU	CTIC	ON C	OM	PAN	Υ	DAILY CONSTRUCTION REPORT			
PACT NAME 2 Veusail	les						CONTRACT NO. REPORT NO.			
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T.C. CO. OR SUBCONTRACTOR	TRADE	F	J	'A	Today	CUM To Date	BRIEF DESCRIPTION OF DAY'S WORK			
1/1/27							Holiday - Cabor Day			
18/07				/	/	72	Hand excavated around piles			
, ./e7							No work due to building permit being wed-tassid			
110/87							No work due to birilding permit being red-lessed			
/4/87							No work due to building			
MANPOWER TOTAL				1	1.	72	Loudell Consupt.			