City of Naples

City Council Minutes

Regular Meeting 01/06/88

City Council Chambers 735 Eighth Street South Naples, Florida 33940

-SUBJECT-	Ord. No.	Res. No.	Page
ANNOUNCEMENTS			
MAYOR PUTZELL: None. CITY MANAGER JONES: None.			1
APPROVAL OF MINUTES: December 9, 1987, Workshop Meeting December 9, 1987, Special Meeting December 9, 1987, Special Meeting December 16, 1987, Regular Meeting December 23, 1987, Special Meeting			1
PURCHASING	×		
-BID AWARD for one thermoplastic pavement marking machine. -BID AWARD for 32 two-way portable radios for the Police Dept.		88–5462 88–5463	
RESOLUTIONS			
-APPROVE easement vacation, 312 Seventh Avenue South.	S. Id	88-5465	2-3
<ul> <li>-APPROVE appointment of a selection committee to review engineering proposals for sanitary sewer improvements on Bailey Lane.</li> <li>-APPROVE change order #12 to Twin Construction, Inc., relating</li> </ul>		88-5466	4
-APPROVE change of der #12 to Twin construction, relating to the wastewater treatment plant expansion project. -APPROVE issuance of change orders #7, #8 and #9 to T. A. Forsberg,		88-5467	5
Inc., relating to the reclaimed water distribution system. -APPROVE calling for a referendum for the Moorings Bay System		88-5468	5-4
special taxing district for February 2, 1988. -APPROVE calling for a referendum for the East Naples Bay System		88-5469	6
special taxing district for February 2, 1988. -APPROVE calling for a referendum for the West Naples Bay System		88-5470	6
special taxing district for February 2, 1988.	1	88-5471	6
ORDINANCES - First Reading			
-APPROVE amendment to Section 15-01 of the Code to readopt current misdemeanor laws of the State of Florida. -APPROVE a revenue generation system to receive State grant funds	88		3
under provision of regulatory requirements.	88		3-
ORDINANCES - Second Reading			
-ADOPT ordinance proposing annexation of Sea Gate subdivision.	88-5464		2
DISCUSSION/ACTION			
-Establishment of a sanitary sewer assessment district for propertie abutting Bailey Lane. Acceptance of residents' petition.			4
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CITY COUNCIL MINUTES

Time 9:00 a.m.

Date\_ 01/06/88

Mayor Putzell called the meeting to order and presided as Chairman: ROLL CALL: Present: Edwin J. Putzell, Jr., ITEM 2 VOTE Mayor M S A 0 E В Kim Anderson-McDonald т С S William E. Barnett I C Y E William F. Bledsoe COUNCIL 0 N E N N Alden R. Crawford, Jr. John T. Graver MEMBERS N D S 0 Т Lyle S. Richardson, Councilmen Also Present: Franklin C. Jones, Christopher L. Holley, Community Services Dir. City Manager David W. Rynders, Steven R. Ball, City Attorney Frank W. Hanley, Chief Planner Stewart K. Unangst, Purchasing Agent Finance Director James L. Chaffee, Gerald L. Gronvold, City Engineer Utilities Director Jodie M. O'Driscoll, Jon C. Staiger, Ph.D., Deputy Clerk . Natural Resources Mgr. George Henderson, Sergeant-At-Arms See Supplemental Attendance List - Attachment #1. \*\*\* \*\*\* \*\*\* INVOCATION: Reverend Richard Mapes ITEM 1 . Naples United Church of Christ \*\*\* \*\*\* \*\*\* ANNOUNCEMENTS: ITEM 3 MAYOR PUTZELL: None. CITY MANAGER JONES: None. \*\*\* \*\*\* \*\*\* ----CONSENT AGENDA-----APPROVAL OF MINUTES ITEM 4 December 9, 1987, Workshop Meeting December 9, 1987, Special Meeting December 9, 1987, Special Meeting December 16, 1987, Regular Meeting December 23, 1987, Special Meeting \*\*\* \*\*\* \*\*\* ITEM 5 FURCHASING ---RESOLUTION NO. 88-5462 Item 5-a A RESOLUTION AWARDING CITY BID 88-18 FOR ONE WALK-BEHIND THERMOPLASTIC PAVEMENT MARKING MACHINE; AUTHORIZING THE CITY MANAGER TO ISSUE A FURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE. Pave-Mark Corp. Atlanta, Georgia \$11,446.40 Title not read. -1-

City Council Chambers

735 Eighth Street South Naples, Florida 33940

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	CITY OF NAPLES, FLORIDA City Council Minutes Date 01/C6/88	COUNCIL	T I O	N	Y E	N
		MEMBERS	N	D	S	0
	****					
	RESOLUTION NO. 88-5463					
	A RESOLUTION AUTHORIZING THE PURCHASE OF 32 TWO-WAY PORTABLE RADIOS FOR THE NAPLES FOLICE DEPARTMENT UNDER THE FLORIDA STATE-NEGOTIATED CONTRACT; WAIVING THE REQUIREMENT FOR COMPETITIVE BIDDING THEREON; AUTHORIZING THE CITY MANAGER TO ISSUE A FURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.					
	Motorola Communications & Electronics, Inc. Fort Myers, Florida \$36,889.28	Anderson- McDonald Barnett Bledsoe Crawford			X X X X	
	Title not read.	Graver Richardson	X	x	X X	
2	MOTION: To APPROVE the Consent Agenda as presented.	Putzell (7-0)			x	
1	*** *** ***	(7-0)			Í	ſ
9	END CONSENT AGENDA				-	
	ADVERTISED FUBLIC HEARINGS					
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a to define a substitute of the function of the product of the	ORDINANCE NO. 88-5464 AN ORDINANCE PROPOSING THE ANNEXATION OF SEA GATE SUBDIVISION, MORE PARTICULARLY DESCRIBED HEREIN; AMENDING SECTION 1.2 OF THE CHARTER OF THE CITY OF NAPLES, RELATING TO THE BOUNDARIES OF THE CITY; PROVIDING FOR A REFERENDUM ON SAID ANNEXATION ON MARCH 8, 1988; PROVIDING FOR A BALLOT QUESTION; AND PROVIDING FOR A BALLOT QUESTION; AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO ANNEX THE SEA GATE SUBDIVISION TO THE CITY OF NAPLES AND TO REDEFINE THE BOUNDARIES OF THE CITY. OF NAPLES TO INCLUDE SAID PROPERTY.					
	Title read by City Attorney Rynders.	Anderson-				
N.5.14 81-41	PUBLIC HEARING: Opened: 9:05 a.m. Closed: 9:05 a.m.	McDonald Barnett Bledsoe	x	x	X X X	
	No one present to speak for or against.	Crawford Graver			X X	
1974 - 1974 - 1974 - 1974 - 1974 - 1974 - 1974 - 1974 - 1974 - 1974 - 1974 - 1974 - 1974 - 1974 - 1974 - 1974 -	MOTION: To ADOPT the ordinance as presented at second reading.	Richardson Putzell (7-0)			X X	
14.3	*** *** ***				1	1
a dia tit	COMMUNITY DEVELOPMENT DEPARTMENT/NAPLES FLANNING ADVISORY BOARD					
	RESOLUTION NO. 88-5465					
Adapta (1997)	A RESOLUTION VACATING AND ABANDONING A TEN FOOT WIDE UTILITY EASEMENT LOCATED AT THE SOUTH SIDE OF 312 SEVENTH AVENUE SOUTH, MORE PARTICULARLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.					
	Title read by City Attorney Rynders.					
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	CITY OF NAPLES, FLORIDA				VOT	2
	City Council Minutes Date 01/06/88	COUNCIL	M O T I O N	SECOND	YEI	A B S E N N T
		MEMBERS				Ŧ
	PUBLIC HEARING: Opened: 9:10 a.m. Closed: 9:10 a.m.					
	City Attorney Rynders advised that the petitioner was willing to relocate this easement to the east side of his property; all the necessary documentation of such action would be presented for Council's review at the January 20, 1988, meeting.					
	Chief Planner Ball explained that the petitioner was not aware of the existing easement until after development was underway and the building foundation had been poured. In response to Messrs. Crawford and Graver, Mr. Ball noted that the developer was responsible for determining the existence of an easement, however, staff only reviews: the final survey which is submitted to the City.	Anderson- McDonald Barnett Bledsoe Crawford Graver	x	x	X X X X X X X	
	MOTION: To <u>APPROVE</u> the resolution as presented.	Richardson Putzell (7-0)			X X	
	*** *** ***				11	1
	END ADVERTISED PUBLIC HEARINGS					
	FIRST READINGS					
	ORDINANCE NO. 88-					
	AN DRDINANCE AMENDING SECTION 15-01 OF THE CODE OF ORDINANCES OF THE CITY OF NAFLES RELATING TO MISDEMEANOR LAWS OF THE STATE OF FLORIDA; AND FROVIDING AN EFFECTIVE DATE. FURPOSE: TO READOPT CURRENT MISDEMEANOR LAWS OF THE STATE OF FLORIDA.	Anderson- McDonald			x	
	Title read by City Attorney Rynders.	Barnett Bledsoe			XX	
	No discussion either for or against.	Crawford Graver		x	x	
	MOTION: To APPROVE the ordinance as presented at . first reading.	Richardson Putzell	x		X X	
		(7-0)				J
	*** *** ***					
	ORDINANCE NO. 88- ITEM 9					
	AN ORDINANCE PROVIDING FOR THE ADOPTION OF A REVENUE GENERATION SYSTEM PURSUANT TO SECTION 17-50.017, FLORIDA ADMINISTRATIVE CODE; SETTING FORTH SPECIFIC PROVISIONS REQUIRED THEREBY; ESTABLISHING A SEWERAGE SYSTEM CAPITAL IMPROVEMENT ACCOUNT AND PROVIDING A DATE FOR COMMENCEMENT OF DEPOSITS THERETO; AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO ADOPT A REVENUE GENERATION SYSTEM AS A PREREQUISITE TO RECEIVING STATE GRANT FUNDS UNDER PROVISIONS OF REGULATORY REQUIREMENTS.					
	Title read by City Attorney Rynders.					
and by con-	Finance Director Hanley noted that this request was merely a housekeeping function; however, before the City receives 80% of State allocated monies, such a Revenue Generation System Account must first be in place. Mr. Crawford pointed out that the grant					
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City Council Minutes Date 01/06/83 City Council Minutes Date 01/06/83 COUNCIL MEXMENSION monies from the State would be matching funds; City Manager Jones added that State Statutes requires the establishment of a reserve account containing the City funds the State will match. This fund will be utilized in future Casital Improvement Programs for sweer facilities. Mayor Putcell referred to the City Manager's meno dated December 10, 1957, which indicates the monies mould be used for both water end sever projects; however, Mr. Jones advised that this was in error and the funds would be used strictly for sever projects. MOTION: TO APPROVE the ordinance as presented at first reading. *** *** END FIRST READINGS ITEM 10 Item 10-a ESTABLISHMENT OF A SANITARY SEWER ASEESMENT DISTRICT FOR PROPERTIES PROTENTS BALLEY LAWE. ACCEPTANCE. OF RESIDENTS OF PRITION. Council too no formal action on this item as the City Manager had previouely accepted the residents' petition for the City. END ENSITHED A SELECTION Council the substitute Date. Item 10-b A RESOLUTION NO. EB-5466 Item 10-b FROUDE PROFESIONAL SERVICES FOR SANITARY SEWER IMPROVEMENT FOR THE PROPORAL SUBMITTED BY ENGINEERING FIRMS WISHING TO FROUDE PROFESIONAL SERVICES FOR SANITARY SEWER IMPROVEMENT FOR THE PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Rynders. City Attorney Rynders Proporty ABUTINE BALLEY LAWE; AND FROUDING AN EFFECTIVE DATE. Title read by City Attorney Rynders. City Attorney Rynders advised that after the selection Committee had presented its recommendiations to Council, formal action could then be taken to establish an assessment district. In response to M. Graver, City Manager Jones explained that all costs associated with this district would be assessed to the property owners as per their request. M. Richardson sisted which sever lines for this Balley Lane alre					VC	T
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MOTION: TO APPEROVE the ordinance as presented at first reading. **** *** *** **** END FIRST READINGS ITEM 10 Item 10-a ESTABLISHMENT OF A SANITARY SEWER ASSESSMENT DISTRICT FOR PROPERTIES ABUTTING BAILEY LANE. ACCEPTANCE. OF RESIDENTS' PETITION. Council took no formal action on this item as the City Manager had previously accepted the residents' petition for the City. ******** RESOLUTION NO. 68-5466 A RESOLUTION NO. 68-5466 A RESOLUTION NO. 68-5466 A RESOLUTION NO. 68-5466 Item 10-b A RESOLUTION NO. 68-5466 Item 10-b A RESOLUTION APPOINTING A SELECTION COMMITTE FOR THE PURPOSE OF REVIEWING PROPOSALS SUBMITTED BY ENGINEERING FIRMS WIGHTREF FOR THE PURPOSE OF REVIEWING PROPERTY ABUTING BAILEY LANE; AND PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Rynders. City Attorney Rynders advised that after the Selection Committee had presented its recommendations to Council, formal action could then be taken to establish an assessment district. In response to Mr. Graver, City Manager Jones explained that all costs associated with this district would be assessed to the property owners as per their request. Mr. Richardson asked which sewer lines for this district would be connected. Utilities Director REDONAL Barnett X Balley Lane already enjoys City water and sewer Service due to its location. MOTION: TO APPEROVE the resolution as presented. MICTION: TO APPEROVE the resolution as presented. MICTION: TO APPEROVE the resolution as presented.	dated December 10, 1987, which indicates the monies would be used for both water and sewer projects; however, Mr. Jones advised that this was in error and the funds would be used strictly for sewer	McDonald Barnett Bledsoe Crawford	x		X X X	XXX
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MOTION: To APPROVE the resolution as presented. Putzell (7-0)	district would be connected. Utilities Director Chaffee advised Airport-Pulling Road lines would be used. Mr. Chaffee further noted that Lot 210 on Bailey Lane already enjoys City water and sewer	McDonald Barnett Bledsoe Crawford Graver	x			>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>
	MOTION: To AFFROVE the resolution as presented.	Putzell			1	2
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CITY OF NAPLES, FLORIDA City Council Minutes Date 01/06/88	COUNCIL MEMBERS	0 T I O	SECOND	YES	
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<u>REBOLUTION NO. 88-5467</u> A RESOLUTION AUTHORIZING THE ISSUANCE OF CHANGE ORDER NO. 12 TO TWIN CONSTRUCTION, INC. IN CONJUNCTION WITH THE WASTEWATER TREATMENT PLANT EXPANSION PROJECT; AND PROVIDING AN EFFECTIVE DATE.					
Title read by City Attorney Rynders.					
Mayor Futzell suggested that the resolution be amended to include the verbiage "no cost" before the words "Change Order #12." Messrs. Richardson and Barnett, who moved and seconded for approval, accepted the amendment. Utilities Director Chaffee explained that this change order was necessary to complete the final paperwork for the wastewater treatment plant expansion project although construction has been					-
completed. The total cost for the project was \$4,486.41 above the original quote, but still lower than the second lowest bid.					
In response to Mr. Richardson, Mr. Chaffee explained that portions of the plant have been in operation for several months but the effluent reuse system would not be operable until the latter part of the following week. Mayor Futzell confirmed that the reuse system would include the U. S. 41 medians.					
In response to Mr. Crawford, Mr. Chaffee advised that under normal circumstances, the contractor could be penalized up to \$1,000 per day but protection from such penalties was provided in previous change orders.	Anderson- McDonald Barnett Bledsoe Crawford		x	x x x x x	
MOTION: To <u>APPROVE</u> the resolution with the addition of "no cost" before the words "Change Order #12."	Graver Richardson Putzell (7-0)	x		X X X	
*** *** * ***					
RESOLUTION NO. 88-5468 ITEM 12 A RESOLUTION AUTHORIZING THE ISSUANCE OF CHANGE ORDERS 7, 8 AND 9 TO T. A. FORSBERG, INC. OF FLORIDA IN CONJUNCTION WITH THE RECLAIMED WATER DISTRIBUTION SYSTEM; AND PROVIDING AN EFFECTIVE DATE.					
Title read by City Attorney Rynders.					
Utilities Director Chaffee explained that these change orders were necessary due to field conditions and additional service areas requested by the City such as: Bears Paw, The Moorings, and Naplescape medians. Mayor Putzell asked if the Council would be provided with a total cost accounting for the wastewater treatment plant expansion and for the reclaimed water distribution project and Mr. Chaffee assured him it would indeed be provided. Mr. Chaffee also explained that the City was able to effect a substantial savings in construction costs due to converting existing pipe line facilities for reuse.					
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Title read t	y City Attorney	Rynders.							

	CITY OF NAPLES, FLORIDA				vo	TE	
	City Council Minutes Date 01/06/88	COUNCIL MEMBERS	M O T I O N	SECOND	Y E S	NO	A B S F
	No discussion either for or against. MOTION: TO <u>APPROVE</u> the resolution as presented. *** *** *** <u>CORRESPONDENCE AND COMMUNICATIONS</u> : None. *** *** *** <u>ADJOURN</u> : 9:36 a.m. <u>HANET CASON</u> CITY CLERK <u>JUDIE M. O'DRISCOLL</u>	MEMBERS Anderson- McDonald Barnett Bledsoe Crawford Graver Richardson Putzell (7-0)	X		x x x x x x x x x x		
	DEPUTY CLERK These minutes of the Naples City Council were approved on <u><u><u></u><u><u></u><u><u></u><u><u></u><u></u><u></u><u><u></u><u><u></u><u></u><u></u><u></u><u></u><u></u><u></u><u></u><u></u></u></u></u></u></u></u></u>						
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