



City of Naples

City Council Minutes
Regular Meeting 03/16/88

City Council Chamber
735 Eighth Street South
Naples, Florida 339

-SUBJECT-	Ord. No.	Res. No.	Page
<u>ANNOUNCEMENTS:</u> MAYOR PUTZELL: None. CITY MANAGER JONES: None.			1 1
<u>APPROVAL OF MINUTES:</u> March 2, 1988, Regular Meeting			1
<u>PURCHASING</u>			
- <u>BID AWARD</u> for construction of a prefabricated wooden gazebo, Parks and Parkways Division.		88-5505	2
- <u>APPROVE</u> purchase of electronic water meter reading system, waiving competitive bids.		88-5506	2
- <u>APPROVE</u> purchase of seven (7) chemical control systems, ferrous sulphite, Utilities.		88-5507	2-3
- <u>WITHDRAW</u> Bid Award for one marine patrol boat.		88-_____	3
<u>RESOLUTIONS</u>			
- <u>DENY</u> temporary use permit allowing a motorhome to be parked at 1155 Galleon Drive for 90 days.		88-_____	3-4
- <u>APPROVE</u> variance from CCSL to allow an addition to an existing house, 649 Gulf Shore Boulevard, North.		88-5509	5
- <u>WITHDRAW</u> variance request to rezone 15,000 s.f. lot, Seventh Avenue North and Eighth Street.		88-_____	5-6
- <u>APPROVE</u> variance to allow a roof sign to remain at Kelly's Fish House Restaurant, 1302 Fifth Avenue South.		88-5510	6-7
- <u>APPROVE</u> conditional use permit to allow a drive-through window for bank site, 3701 Tamiami Trail North (<u>FAILED</u>).		88-_____	
- <u>APPROVE</u> expansion of a non-conformity to permit improvement at "The Neptune", 601-699 Third Street South.		88-5511	7-8
- <u>APPROVE</u> final subdivision plat of "Belair at Park Shore".		88-5512	8
- <u>APPROVE</u> endorsement of Collier County's Household Hazardous Waste Collection program, April 29, 30 and May 1.		88-5513	9
- <u>APPOINT</u> selection committee to review proposals for a corridor management study.		88-5514	9
<u>ORDINANCES - Second Reading</u>			
- <u>ADOPT</u> bond issue for Naples Community Hospital, Industrial Revenue Bonds.		88-5508	4-5
<u>ORDINANCES - First Reading</u>			
- <u>WITHDRAW</u> ordinance requesting rezone of property from multi-family to medical.		88-_____	6
- <u>APPROVE</u> sale of alcoholic beverages on Sunday, April 24, 1988, Collier County Mental Health Organization.		88-_____	8-9
<u>DISCUSSION/ACTION</u>			
-Action pursuant to the findings of the Contractor's Examining Board at the Board's meeting of March 11, 1988, with reference to:			
-T & D Asphalt Maintenance: no action taken.			10
-Parker Pools: AFFIRM the Board's findings.			10
-Ed's Lawn Service: no action taken.			10
<u>CORRESPONDENCE AND COMMUNICATIONS</u>			
-Discussion of beach renourishment for Lowdermilk Park.			10-11

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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. 88-5505

Item 5-a

A RESOLUTION AWARDED CITY BID #88-35 FOR CONSTRUCTION OF A PREFABRICATED WOODEN GAZEBO AT THE PARKS & PARKWAYS DIVISION; AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Meadowbrook General Contractors, Inc.
Naples, Florida
\$19,170.00

Title not read.

---RESOLUTION NO. 88-5506

Item 5-b

A RESOLUTION AUTHORIZING THE PURCHASE OF AN ELECTRONIC WATER METER READING SYSTEM; WAIVING THE REQUIREMENTS FOR COMPETITIVE BIDS THEREON; AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Itron Corporation
Rayville, Louisiana
\$20,146.00

Title not read.

Mayor Futzell asked staff to identify the cost savings which such a system could provide. Finance Director Hanley said that he believed it would take fewer days to read the meters with this electronic system than it does manually. In addition, a data entry operator, who currently enters all the meter information, could then be available for other duties, Mr. Hanley concluded.

---RESOLUTION NO. 88-5507

Item 5-c

A RESOLUTION AUTHORIZING THE PURCHASE OF ALL EQUIPMENT, SUPPLIES AND LABOR TO INSTALL SEVEN (7) COMPLETE CHEMICAL CONTROL SYSTEMS AT VARIOUS LOCATIONS FOR THE FEEDING OF FERROUS SULPHATE INTO THE WASTEWATER COLLECTION SYSTEM; AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; WAIVING THE REQUIREMENTS FOR COMPETITIVE BIDS THEREON; AND PROVIDING AN EFFECTIVE DATE.

Davis Water & Waste Industries, Inc.
Tallevast, Florida
\$52,292.00

Title not read.

In response to Mayor Futzell, Utilities Director Chaffee explained that the purchase of this particular system would help reduce the effects of

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			YES	NO	

hydrogen sulphide, a corrosive chemical found in the City's wastewater. As required by State law, the City must add ferrous sulphate to the effluent before it is discharged into Naples Bay. This system would add the ferrous sulphate while it is still in the lines, Mr. Chaffee said.

---RESOLUTION NO. 88- Item 5-d

A RESOLUTION AWARDDING CITY BID #88-29 FOR ONE (1) 20' MARINE PATROL BOAT; AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

Morgan Boats, Inc.
Naples, Florida
\$ 9,834.00

Title not read.

This item was withdrawn from the Consent Agenda.

*** *** ***

---RESOLUTION NO. 88- ITEM 6

A RESOLUTION GRANTING A TEMPORARY USE PERMIT AUTHORIZING THE PARKING OF A MOTORHOME AT 1155 GALLEON DRIVE FOR A PERIOD OF 90 DAYS; AND PROVIDING AN EFFECTIVE DATE.

Title not read.

Mayor Futzell asked if the motorhome would be parked at the petitioner's residence or on the street. City Attorney Rynders advised that the resolution would be amended to indicate parking on the petitioner's property.

Representing Port Royal Property Owners Association, Mrs. John Nagel spoke in opposition to the request and said she believed the existing ordinance prohibiting such use should be upheld. Mr. Crawford and Mrs. Anderson-McDonald asked if the Association was aware that a construction trailer could legally be parked on the property in place of the proposed motorhome. Mrs. Nagel advised that her group was aware of this but nevertheless reiterated opposition.

Assistant City Manager Wiltsie explained that the petitioner was requesting this variance to ensure adequate security while his home was being renovated. Mrs. Nagel, however, pointed out that there is a security force called the Naples Protection Service which is in effect daily from 8:00 p.m. until 6:00 a.m. and which can be hired for a small cost.

Mr. Wiltsie assured Council that the proposed motorhome must be connected to the City's water and sewer system via the petitioner's residence.

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Mayor Putzell restated the motion to withdraw items 5-D and 6 from the Consent Agenda, approving the amended minutes and items 5-A, 5-B, and 5-C, and to deny the petitioner's request for item 6.

MOTION: To APPROVE the Consent Agenda with the aforementioned amendment.

*** **

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

---ADVERTISED PUBLIC HEARINGS---

---ORDINANCE NO. 88-5508 ITEM 7

ORDINANCE AUTHORIZING THE ISSUANCE OF CITY OF NAPLES, FLORIDA, HOSPITAL REVENUE BONDS (NAPLES COMMUNITY HOSPITAL, INC. PROJECT) IN A PRINCIPAL AMOUNT NOT EXCEEDING \$35,000,000 PURSUANT TO THE PROVISIONS OF PART II OF CHAPTER 159, FLORIDA STATUTES, AS AMENDED; PROVIDING FOR THE LENDING OF THE PROCEEDS OF SAID BONDS TO NAPLES COMMUNITY HOSPITAL, INC., TO PAY THE COSTS OF A CAPITAL PROJECT FOR A HEALTH CARE FACILITY; APPROVING THE ISSUANCE OF THE BONDS, THE PLAN OF FINANCING AND THE LOCATIONS AND NATURE OF SUCH PROJECT; AND PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE. PURPOSE: TO ISSUE INDUSTRIAL REVENUE BONDS FOR NAPLES COMMUNITY HOSPITAL.

Title read by City Attorney Rynders.

PUBLIC HEARING: Opened: 9:25 a.m.
Closed: 9:36 a.m.

Citizen J. Sandy Scatena spoke in favor of the ordinance reiterating his comments from a previous meeting regarding the City's use of a fee charged to the hospital for issuing these bonds. He said the City should not charge the fee as the hospital provides a much needed service to the community. Mr. Scatena then placed several documents into the record (copies of which can be reviewed from the meeting packet in the City Clerk's Office). Referring to Exhibit 3, herein included as Attachment #2, Mr. Scatena asked how a letter dated February 29, could notify the Collier County Commissioners of Council action when the bond issue is just now under consideration at second reading. City Attorney Rynders explained that the original of this letter was held in his files and would be mailed, depending upon the outcome of the meeting, only after this public hearing. He further noted that the date of the letter was an error and would be corrected.

Referring further to the content of the letter, Mr. Rynders explained the Internal Revenue Service requires that industrial revenue bonds issued in a governing body's jurisdiction must be approved by all such administrations. This letter merely advises the County of the City's action and what action, if any, is required of the County.

COUNCIL MEMBERS	MOTION	SECTION	VOTE		A B S E N T
			Y E S	N O	
Anderson-McDonald		X	X		
Barnett					X
Crawford	X		X		
Graver			X		
Muenzer			X		
Richardson			X		
Putzell (6-0)			X		

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			Y E S	N O	
Anderson-McDonald	X		X		X
Barnett				X	
Crawford				X	
Graver				X	
Muenzer				X	
Richardson		X	X		
Putzell			X		
(6-0)					
Anderson-McDonald				X	
Barnett				X	X
Crawford				X	
Graver				X	
Muenzer		X	X		
Richardson	X		X		
Putzell			X		
(6-0)					

MOTION: To ADOPT the ordinance as presented at second reading.

*** *** ***
 ---RESOLUTION NO. 88-5509 ITEM 8

A RESOLUTION GRANTING A VARIANCE FROM THE CITY'S MOST RESTRICTIVE COASTAL CONSTRUCTION SETBACK LINE TO PERMIT CONSTRUCTION OF AN ADDITION TO AN EXISTING HOUSE AT 649 GULF SHORE BOULEVARD NORTH; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

PUBLIC HEARING: Opened: 9:37 a.m.
 Closed: 9:40 a.m.

No one present to speak for or against.

Natural Resources Manager Staiger explained that this request was to extend a proposed addition into the City's Coastal Construction Setback Line (CCSL), however, such addition will not encroach upon the State's control line. The dwelling currently has an existing wing which extends 30 feet into the CCSL, but this request is only for a 16 - 18 foot encroachment. Dr. Staiger further advised that no beach stabilizing vegetation would be impacted. Mrs. Anderson-McDonald observed that the City's CCSL was established so that the local government would have more control over what construction is undertaken in that zone.

Referring to the resolution, Mayor Putzell suggested that dates of the plans, specifications and survey be included under Section 1.

MOTION: To APPROVE the resolution with the inclusion of the plans, specifications and survey dates.

*** *** ***
 ---END ADVERTISED PUBLIC HEARINGS---

COMMUNITY DEVELOPMENT DEPT./NAPLES PLANNING ADVISORY BOARD

---RESOLUTION NO. 88- ITEM 9

A RESOLUTION GRANTING A VARIANCE FROM SECTION 12-A OF APPENDIX "A" - ZONING OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES IN ORDER TO REZONE A 15,000 SQUARE FOOT LOT AT THE SOUTHEAST CORNER OF SEVENTH AVENUE NORTH AND EIGHTH STREET; AND PROVIDING AN EFFECTIVE DATE.

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COUNCIL MEMBERS	MOTION	SECTION	VOTE		ABSEN
			YES	NO	
Anderson-McDonald					
Barnett					
Crawford	X		X		X
Graver				X	
Muenzer				X	
Richardson		X	X		
Putzell				X	
(2-4)					
FAILED					

---ORDINANCE NO. 88---

AN ORDINANCE REZONING THE PROPERTY LOCATED AT THE SOUTHEAST CORNER OF SEVENTH AVENUE NORTH AND EIGHTH STREET FROM "R3-12" MULTIFAMILY TO "M" MEDICAL ZONE DISTRICT; AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO REZONE SAID PROPERTY AT THE REQUEST OF THE PROPERTY OWNER FOR CONSTRUCTION OF A SINGLE STORY FLORIDA TYPE MEDICAL BUILDING.

Titles read by City Attorney Rynders.

City Attorney Rynders advised that the petitioner has requested this item be withdrawn from the agenda.

*** **

---RESOLUTION NO. 88-5510

ITEM 10

A RESOLUTION GRANTING A VARIANCE FROM SECTION 6-30 OF APPENDIX "A" - ZONING OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES IN ORDER TO ALLOW A ROOF SIGN TO REMAIN AT KELLY'S FISH HOUSE RESTAURANT, 1302 FIFTH AVENUE SOUTH, SUBJECT TO THE CONDITION SET FORTH HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

Chief Planner Ball explained that the City's current sign ordinance prohibits all roof signs and limits the amount of signs to not more than two per location. The Planning Advisory Board (PAB) recommended approval, providing that one of the roof signs is removed. Mr. Graver pointed out that the recently erected pole sign at this site is legal according to the City's Code.

Attorney George Vega, representing the petitioner, advised that the roof signs had been in place originally since 1960 and were re-erected in 1975. He further said that the location of the restaurant presents a visibility hardship for the petitioner, therefore, the need for roof signs.

Citing a possible precedent, Mr. Graver said that he believed future requests for similar signs would have to be granted if this were approved. Mr. Vega, however, again stressed that his client's location created a unique circumstance inasmuch as the roof of the building is at ground level to U.S. 41.

MOTION: To APPROVE the resolution as presented.

(This motion FAILED by a vote of 2-4).

After a brief discussion, Council decided to reconsider its previous motion. Mr. Muenzer then moved to approve the resolution as presented allowing only the roof sign above the dining room door and the pole sign to remain. Mrs. Anderson-McDonald seconded the motion.

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			Y E S	N O	
Anderson-McDonald		X	X		
Barnett	X		X		X
Crawford			X		
Graver			X		
Muenzer					X
Richardson			X		
Putzell			X		
(5-0)					
<p>MOTION: To APPROVE the resolution as presented.</p> <p>***</p> <p>---RESOLUTION NO. 88-5512</p> <p style="text-align: right;">ITEM 13</p> <p>A RESOLUTION APPROVING THE FINAL SUBDIVISION PLAT OF "BELAIR AT PARK SHORE" FOR A 29 LOT SUBDIVISION LOCATED ON THE EAST SIDE OF BELAIR LANE; AND PROVIDING AN EFFECTIVE DATE.</p> <p>Title read by City Attorney Rynders.</p> <p>Council had previously approved the preliminary subdivision plat for this development, Chief Planner Ball explained, and this is the final plat submission which has been reviewed by the City Attorney, Engineering and Community Development Departments.</p> <p>MOTION: To APPROVE the resolution as presented.</p> <p>***</p> <p>---END COMMUNITY DEVELOPMENT/PAB---</p> <p style="text-align: center;">---FIRST READINGS---</p> <p>---ORDINANCE NO. 88-</p> <p style="text-align: right;">ITEM 14</p> <p>AN ORDINANCE PERMITTING THE SALE OF ALCOHOLIC BEVERAGES ON SUNDAY, APRIL 24, 1988, BETWEEN THE HOURS OF 12:00 NOON AND 4:00 P.M. BY THE COLLIER COUNTY MENTAL HEALTH ORGANIZATION OR THEIR AUTHORIZED AGENTS AT THE "TASTE OF COLLIER" FUND RAISING EVENT HELD IN THE CITY OF NAPLES; AND PROVIDING AN EFFECTIVE DATE.</p> <p>Title read by City Attorney Rynders.</p> <p>City Manager Jones advised that this was the fifth such event to be held in Naples to benefit the Collier County Mental Health Organization. The Code requires approval by the Council via ordinance for the sale of alcoholic beverages on Sunday.</p> <p>Mr. Graver said that he believed the sale of beer and wine would be appropriate but did not condone the sale of other alcoholic beverages like margaritas. He said he would, therefore, vote against this request.</p> <p>Representing the Collier County Restaurant Association, Mr. Tom Jennings pointed out that</p>					
Anderson-McDonald			X		
Barnett			X		X
Crawford	X		X		
Graver		X	X		
Muenzer			X		
Richardson					X
Putzell			X		
(5-0)					

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				YES	NO	
the alcohol content of the margaritas was the same as that of beer and wine.	Anderson-McDonald		X	X		X
MOTION: To APPROVE the ordinance as presented at first reading.	Barnett			X		
	Crawford				X	
	Graver			X		
	Muenzer	X		X		
	Richardson			X		X
	Putzell (4-1)			X		

---END FIRST READINGS---						
---RESOLUTION NO. 88-5513						
ITEM 15						
A RESOLUTION ENDORSING AND SUPPORTING THE EFFORTS OF COLLIER COUNTY IN DEVELOPING A PROGRAM FOR HOUSEHOLD HAZARDOUS WASTE COLLECTION AND THEIR PROPER DISPOSAL; ESTABLISHING APRIL 29, 30 AND MAY 1, 1988 AS HAZARDOUS WASTE COLLECTION DAYS; AND PROVIDING AN EFFECTIVE DATE.						
Title read by City Attorney Rynders.						
This program is operated by the Collier County Solid Waste Disposal Department in conjunction with the Conservancy to educate homeowners on the identification and disposal of household hazardous waste material. The Conservancy is requesting that the City Council establish April 29, 30, and May 1, as Hazardous Waste Collection Days, City Manager Jones explained.	Anderson-McDonald		X	X		X
	Barnett			X		
	Crawford			X		
	Graver	X		X		
	Muenzer			X		
	Richardson			X		X
	Putzell (5-0)			X		
Mr. Crawford suggested that this project be implemented earlier next year during the peak visitors season.						
MOTION: To APPROVE the resolution as presented.						

---RESOLUTION NO. 88-5514						
ITEM 16						
A RESOLUTION APPOINTING A SELECTION COMMITTEE FOR THE PURPOSE OF REVIEWING PROPOSALS FOR A CORRIDOR MANAGEMENT STUDY; AND PROVIDING AN EFFECTIVE DATE.						
Title read by City Attorney Rynders.						
Assistant City Manager Wiltsie explained that the resolution presently before Council would appoint two City representatives to a five-member Selection Committee for the purpose of designating a consultant to compile a Corridor Management Study. Mayor Putzell asked how extensive the study could be with only a third of the funding which had been requested. At least two of the corridors could be studied with the monies received by the State, thus far, Mr. Wiltsie explained.	Anderson-McDonald			X		X
	Barnett			X		
	Crawford			X		
	Graver	X		X		
	Muenzer		X	X		
	Richardson			X		X
	Putzell (5-0)			X		
MOTION: To APPROVE the resolution as presented.						

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			Y E S	N O	
Anderson-McDonald	X		X		
Barnett					X
Crawford			X		
Graver		X	X		
Muenzer			X		
Richardson			X		
Putzell (6-0)			X		

ITEM 17

ACTION PURSUANT TO THE FINDINGS OF THE CONTRACTOR'S EXAMINING BOARD AT THE BOARD'S MEETING OF MARCH 11, 1988 WITH REFERENCE TO THE FOLLOWING:

A) T & D ASPHALT MAINTENANCE

Council took no official action on this item.

B) PARKER POOLS

City Attorney Rynders explained that the Contractor's Examining Board has recommended the revocation of Mr. Haymon Parker's (Parker Pools) competency card but that Mr. Parker would be permitted to apply for a new card in the future.

Mr. Parker expressed confusion as to why his card was being revoked because he had taken steps to satisfy this complainant. Mr. Wiltsie, however, pointed out that the Court forced Mr. Parker to make restitution, an action which the Board deemed unacceptable in its determination to revoke his competency card.

Referring to the Board's January 15, 1988, minutes, Councilman Muenzer noted that Mr. Parker was asked to attend the February 12 meeting to present his case but he did not attend.

Mayor Putzell asked if the Council could table this matter, but the City Attorney advised that the Code requires Council to either affirm or disaffirm the Contractor's Examining Board's decision within 5 days. If the Council were to act outside of its own procedures, he said, the Courts could rule in favor of the citizen.

Mr. C. C. "Red" Holland advised Council of contractors who are currently working in the City without competency cards and asked Council to look into the matter. Council then directed staff to study this issue and report their findings.

MOTION: To AFFIRM the Contractor's Examining Board's findings.

C) ED'S LAWN SERVICE

Council took no official action on this item.

CORRESPONDENCE AND COMMUNICATIONS:

Mayor Putzell referred to his correspondence, dated March 14, 1988, to the City Manager (Attachment #3) and said that he believed something had to be done immediately to renourish the Lowdermilk Park beach as many of the beautiful palms are being threatened by erosion. He suggested possibly using Mr. William "Billy" Parker's net system to accumulate the sand.

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			Y E S	N O	

Another method of renourishment, Mr. Jones said, is to truck the sand in; the cost of which is estimated to be \$10.00 per per cubic yard. He also pointed that the results of Mr. Parker's net method have not yet been verified but had been estimated to also cost \$10.00 per cubic yard. It is the staff's determination, Mr. Jones said, that the sand should be brought in via truck for the first renourishment effort.

City Manager Jones also pointed out that regardless of the method the Council chose to implement, a State permit must be obtained and suggested that the City apply for a ten-year permit to ensure continued maintenance of the park. It will take approximately two months for the permitting process.

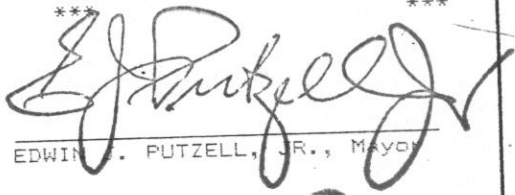
It was the consensus of Council to direct staff to begin immediately the State permit approval process for the beach renourishment program.

Mayor Putzell referred to a publication by Florida Shore & Beach Preservation Association which outlines funds the State Department of Natural Resources is asking the legislature for renourishment projects but surmised that it would be approximately two years before the City could obtain it.

Mr. Crawford suggested that staff prepare the necessary paperwork for Council's review at an informal workshop meeting and Mrs. Anderson-McDonald recommended that staff write to the beachfront property owners advising them of future plans.

Also in response to Mrs. Anderson-McDonald, Natural Resources Manager Staiger advised that he would have his report outlining the condition of Naples beaches for Council's review at its next meeting.

ADJOURN: 11:28 a.m.


 EDWIN . PUTZELL, JR., Mayor


 JANET CASON
 CITY CLERK


 JODIE M. O'DRISCOLL
 DEPUTY CLERK

These minutes of the Naples City Council were approved on April 6, 1988.

SUPPLEMENTAL ATTENDANCE LIST

Reverend Mel Mueller
W. W. Haardt
Joe Hines
C.C. "Red" Holland
C. Lodge McKee
George Vega

Charles Andrews
Jack Sturgis
Harry Hoffmeister
Joe Boggs
Robert Galloway
Tom Jennings

Ed McMahon
Mrs. John Nagel
Kelly Ellis
Haymon Parker
J. Sandy Scatena

Other interested citizens and visitors.

NEWS MEDIA

Terry Cerchio, Palmer TV-10
Don Germaise, WEVU-TV
Marty Bonvechio, Naples Daily News

Dennis Husty, Ft. Myers News-Press
Lori Rosza, Miami Herald



City of Naples

EDWIN J. PUTZELL, JR.
MAYOR

(813) 649-3448

Board of Commissioners
Collier County Courthouse
3301 East Tamiami Trail
Naples, FL 33962

Attention: Neil Dorrill, County Manager

Gentlemen:

Naples Community Hospital, Inc. has requested that the City of Naples issue its Hospital Revenue Bonds (being "industrial development bonds" to be issued under Part II of Chapter 159, Florida Statutes) in an amount not to exceed \$35,000,000 for the purpose of financing all or part of the cost of a health care facilities Project consisting of two components: (1) a medical education building to be located at the Hospital's campus in the City of Naples, together with furniture, furnishings and equipment to be located at such campus; and (2) a new 50 bed acute care general hospital building to be located in the northern part of Collier County at a site which is located in the unincorporated area of the County, together with furniture, furnishings and equipment to be located in such building. Pursuant to the provisions of the federal tax laws, there was published a Notice of Public Hearing. A copy of that Notice is enclosed.

The public hearing was held on March 16, 1988. A copy of the minutes of such public hearing (extracted from the minutes of the meeting of the City Council at which that hearing was held) is enclosed.

Following that public hearing, the City Council adopted an Ordinance approving the issuance of the bonds, the plan of financing and the locations and nature of the Project. A certified copy of that Ordinance is enclosed.

Because the 50 bed acute care general hospital component of the Project is to be located outside the City limits in the unincorporated area of Collier County, it is necessary, in order for the bonds to be issued on a tax exempt basis, for the Board of County Commissioners (as "applicable elected representative" of the County) to adopt a

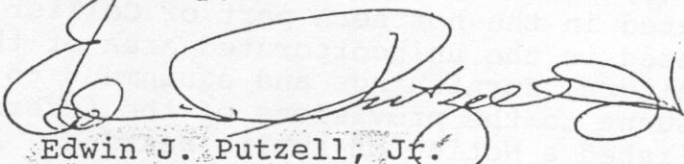
Board of Commissioners
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resolution approving the issuance of the bonds, the plan of financing and the locations and nature of the Project. The Board of County Commissioners is expressly authorized by Section 125.01(1)(z), Florida Statutes, to give such approval.

The City hereby requests that you adopt a resolution approving the issuance of the bonds, the plan of financing and the locations and nature of the Project as reflected in the Notice and enclosed Ordinance. Our bond counsel, Squire, Sanders & Dempsey, has prepared, and we enclose, a proposed resolution granting such approval.

The granting of approval by the Board of County Commissioners is solely for the purpose of satisfying a technical requirement of the federal income tax laws relating to tax exempt "private activity bonds". We are advised that approval will not make the County a party to the bonds or impose any liability on the County. If you have any legal questions relating to this request, please contact Griffith F. Pitcher at Squire, Sanders & Dempsey at (305) 577-8700. Please be so kind as to place this resolution on your agenda. Following adoption of this resolution, please send a certified copy to Mr. Pitcher at 100 Chopin Plaza, Suite 300, Miami, Florida 33131.

Sincerely,



Edwin J. Putzell, Jr.
Mayor

Enclosures: Notice of Public Hearing
City Council Minutes
Bond Ordinance
Proposed Resolution



City of Naples

--- MEMO ---

TO: FRANKLIN C. JONES, CITY MANAGER
 FROM: EDWIN J. PUTZELL, JR., MAYOR
 DATE: MARCH 14, 1988
 SUBJECT: BEACH EROSION

As we all know, the Naples beach, probably its prime and most highly prized physical asset, is rapidly eroding in many areas. One such area is the beach in front of Lowdermilk Park, where even palm trees are now being threatened.

I have recently been pressured by many owners of residences along the Gulf whose beaches are eroding, with respect to the slow pace at which the County is undertaking its program for planned beach renourishment and the apparent lack of effort by the City government to do anything at this time.

Some time ago, I spoke with Chris Holley about the possibility of the City working out an arrangement with Mr. Parker, who recently concluded his test of sand accumulation by the use of nets at the Seventh Avenue South beach. My suggestion was that we have him undertake a similar effort on part or all of the beach in front of Lowdermilk Park.

Chris now tells me that discussions are underway with Mr. Parker, but that they are not moving at a rapid pace, largely because of Parker's desire to be compensated in some form for such an effort.

I recognize, of course, that Parker's method is not a fully proven one for large scale use, and that the experiment he did undertake was not subject to very heavy weather, for whatever impact on the sand accumulation the weather might have.

Nevertheless, I believe it important that the City government, at some reasonable cost to it, commence immediately to arrange to use Mr. Parker's system on part or all of the Lowdermilk Park beach without delay. Obviously, I fervently hope such a trial run on larger scale than used heretofore will be successful. In the unhappy event it is not, at the least, the City's effort to do something promptly on its own and to the best of its present resources, should reassure the many residents whose beaches are now being threatened as well as the citizenry at large, that we are truly concerned about the matter and anxious to move forward, pending any more elaborate and definitive programs that may or may not be put into place by the County/State, in the foreseeable future.

Because of the nature of the matter, I therefore am planning to bring it up at this Wednesday's Council meeting and would appreciate your assistance in having any appropriate staff comments available at that time, as well as in taking whatever procedural moves (such as calling a very brief special meeting to follow the regularly planned one, if that is deemed necessary), or by taking the matter up under "communications and correspondence" on our regular agenda.

xc: City Council