



*City of Naples*

-SUBJECT-	Ord. No.	Res. No.	Pa
<p><u>ANNOUNCEMENTS:</u></p>			
<p>MAYOR PUTZELL: Introduced Naples High School Teacher Steve Casolino and the students who would participate in Student Government Day.</p>			
<p>CITY MANAGER JONES: None.</p>			
<p><u>APPROVAL OF MINUTES:</u> May 4, 1988, Regular Meeting May 4, 1988, Workshop Meeting</p>			
<p><u>PURCHASING:</u></p>			
<p>-BID AWARD for four 24-foot high steel traffic signal poles.</p>		88-5538	
<p><u>RESOLUTIONS:</u></p>			
<p>-APPROVE authorization for temporary office trailer at Naples Airport for Humane Society until May 28, 1989.</p>		88-5539	
<p>-APPROVE alteration to an existing non-conformity, 2201 North Tamiami Trail.</p>		88-5541	
<p>-DENY an Administrative Appeal relating to required parking for physical therapist.</p>		88-5542	5
<p>-APPROVE a conditional use permit for off-site parking, 625 North Tamiami Trail.</p>		88-5543	5
<p>-APPOINT four members to the Contractor's Examining Board.</p>		88-5544	
<p>-APPROVE a temporary use permit for a motor home to park overnight on June 10, 1988.</p>		88-5545	6
<p>-APPROVE ranking of top three firms to provide corridor management plans for the Corridor Management Land Use Study.</p>		88-5546	
<p>-APPROVE contract with the State of Florida Department of Community Affairs for grant to fund Corridor Land Use Study.</p>		88-5547	
<p>-APPROVE cancellation of the July 6, 1988, Regular City Council Meeting.</p>		88-5548	7
<p><u>ORDINANCES - First Reading:</u></p>			
<p>-TABLE rezone for property located Seventh Avenue North and Eighth Street North.</p>	88-		3-
<p>-WITHDRAW ordinance to provide regulations relating to depositing of refuse on private and public property.</p>	88-		
<p><u>ORDINANCES - Second Reading:</u></p>			
<p>-ADOPT ordinance including bottle clubs in the regulation of hours of sale and consumption of alcoholic beverages.</p>	88-5540		2
<p><u>DISCUSSION/ACTION:</u></p>			
<p>-AFFIRM Contractor's Examining Board decision regarding T &amp; D Asphalt Maintenance.</p>			
<p>-CORRESPONDENCE AND COMMUNICATIONS - Comprehensive Plan, Parks, Recreation and Open Space Element.</p>			8-







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VOTE

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Title read by City Attorney Rynders.

Community Development Director McKim explained that the Planning Advisory Board (PAB) recommended approval but staff did not because the existing multi-family residential designation is encouraged by the Comprehensive Plan as a buffer between single-family and commercial.

Citizen Gene Berman spoke in opposition to the ordinance stating that he did not believe in encroaching on the buffer zone.

Mayor Putzell noted that the ordinance did not limit uses to office buildings only and expressed concern about possible uses of the property by subsequent owners as well as a possible precedent of encroachment on existing buffer zones. City Attorney Rynders pointed out that Council has the authority to rezone certain parcels of land but cannot limit the type of use within a specific zoning designation. Although the petitioner had proposed a deed restriction limiting the use to an office building, the Courts do not look kindly upon any type of restrictive covenant as, he said, it believes such restrictions violates the property owner's constitutional rights.

The City Attorney, however, suggested an alternative; namely, the "O" Office District designation which is also designed to buffer residential districts and would provide for office use only. The petitioner would then have to request a variance from the 4500 square foot minimum requirement, inasmuch as the property could only accommodate a 3800 square foot building.

Petitioner Mark Moran displayed artist's renderings of the proposed building and placed into the record pictures of the undeveloped lot and a neighboring convenience store showing trash and debris littering the area.

Messrs. Crawford and Graver asked if the lot were developed multi-family, how many units could be built. Mr. Moran said he believed a four-unit development could be constructed. Community Development Director McKim pointed out, however, that the medical use being proposed would generally create more traffic than a multi-family development.

Referring to the petition, Councilman Muenzer noted that all property owners immediately adjacent to the site were in favor of the proposed rezone. Mayor Putzell, however, reiterated concern about a possible precedent and noted the City Attorney's suggested compromise. Mrs. McKim further noted that the petitioner had actually applied for a medical use rezone but that the PAB recommended denial so the petitioner withdrew before the matter got to Council.

Mr. Richardson moved to table this ordinance for two weeks so that staff could suggest to the petitioner what proposed zoning change it would support and come back to Council with the petitioner's direct request.





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Community Development Director McKim explained. Many citizens have expressed the desire to bring recreational vehicles home for one or two days prior to a trip in order to clean and pack it. She suggested that staff review the ordinance to provide a possible permit handled by the staff to accommodate these overnight requests.

Councilman Muenzer suggested that Council discuss the ordinance in a workshop. Citizen Robert Ott concurred and further suggested that the Police Department be empowered to issue permits and be held responsible for enforcement.

MOTION: To APPROVE the resolution as presented.

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ITEM 14

---RESOLUTION NO. 88-5546 : Item 14-a

A RESOLUTION RANKING THE TOP THREE FIRMS IN ORDER OF PREFERENCE TO PROVIDE CORRIDOR MANAGEMENT PLANS IN CONJUNCTION WITH THE CORRIDOR MANAGEMENT LAND USE STUDY; DIRECTING THE CONSULTANT SELECTION COMMITTEE TO NEGOTIATE A CONTRACT WITH THE TOP RANKED FIRM; AND PROVIDING AN EFFECTIVE DATE.

---RESOLUTION NO. 88-5547 Item 14-b

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A CONTRACT WITH THE STATE OF FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS FOR A GRANT TO FUND A CORRIDOR MANAGEMENT LAND USE STUDY; AND PROVIDING AN EFFECTIVE DATE.

Titles read by City Attorney Rynders.

Community Development Director McKim advised that the Consultant Selection Committee had reviewed the top three firms' proposals and recommends that Council engage A. Gail Boorman and Associates. In response to Mr. Richardson, staff confirmed that Golden Gate Parkway and Goodlette-Frank Road were the two traffic corridors to be studied.

MOTION: To APPROVE the resolution as presented.

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Referring to the proposed contract between the State of Florida Department of Community Affairs and the City, Mayor Putzell confirmed with the City Attorney that he had read and approved the contract.

MOTION: To APPROVE the resolution as presented.

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---RESOLUTION NO. 88-5548 ITEM 15

A RESOLUTION CANCELLING THE JULY 6, 1988, REGULAR CITY COUNCIL MEETING; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

COUNCIL MEMBERS	MOTION	SECTION	VOTE		ABSENT
			YES	NO	
Anderson-McDonald			X		
Barnett	X		X		
Crawford			X		
Graver			X		
Muenzer			X		
Richardson	X		X		
Putzell (7-0)			X		
Anderson-McDonald			X		
Barnett	X		X		
Crawford			X		
Graver			X		
Muenzer			X		
Richardson			X		
Putzell (7-0)			X		
Anderson-McDonald	X		X		
Barnett		X	X		
Crawford			X		
Graver			X		
Muenzer			X		
Richardson			X		
Putzell (7-0)			X		





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COUNCIL MEMBERS	MOTION	SECTION	VOTE		ABSENTEE
			Y	N	

believed some of the suggestions were not necessary now and could be deleted, such as Policy 5-4 as illustrated on Parks 6 of the Plan.

After a brief discussion regarding present City facilities and how to correct deficiencies in the level of service, Mayor Putzell asked if the City would be obligated to establish neighborhood parks in the areas outlined on Parks 13 of the Plan. Community Services Director Holley explained that those were potential areas and not binding. Mr. Jones also pointed out that several years ago the City had proposed a neighborhood park, but due to lack of citizen interest, the project was abandoned. Mr. Muenzer suggested that the City undertake maintenance of the County's Sea Gate park which could possibly ease the City's deficiency. He further suggested a joint workshop between the Council, Parks & Recreation Advisory Board and a representative from the Collier County School Board to discuss possible use of school facilities for recreation activities. This might also reduce the City's need for additional facilities, he said.

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ADJOURN: 11:50 a.m.

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

*[Signature]*  
 JANET CASON  
 CITY CLERK

*[Signature]*  
 JODIE M. O'DRISCOLL  
 DEPUTY CLERK

These minutes of the Naples City Council were approved on June 1, 1988.

Attachment #1

SUPPLEMENTAL ATTENDANCE LIST

Jack Sturgis  
Reverend Edward Gammon  
Wayne LeCureuz  
Harry Boyce  
Mrs. Sarah Sauer  
Richard J. Aaron

Neno J. Spagna  
W. W. Haardt  
Cyril Keane  
Charles Reinbolt  
Terry Tragesser  
Robert Ott

Gene Berman  
Charles Andrews  
Robert Galloway  
Robert Schroer  
C. C. Holland  
Mork Moran

Other interested citizens and visitors.

NEWS MEDIA

Jeff Reble, Palmer Cablevision  
Denis Husty, Ft. Myers News-Press  
Tim Hass, WBBH-TV

Pete Scovill, Palmer Cablevision  
Marty Bonvechio, Naples Daily News