

City Council Minutes
Regular Meeting 08/02/89

City Council Chambers 735 Eighth Street South Naples, Florida 33940

-SUBJECT-	Ord. No.	Res. No.	Page
ANNOUNCEMENTS: MAYOR PUTZELL: None CITY MANAGER JONES: Advised staff would provide an update on Hurricane Dean at the end of the meeting. He then congratulated Debbie Johnson for her achievement of a Bachelor in Business Administration degree.			1
APPROVAL OF MINUTES: July 19, 1989, Regular Meeting			2-3
-BID AWARD for one compact, four-door automobile.	194195	89-5882	4
-APPROVE ten utility easements in conjunction with the agreements between the City and the golf courses for use of effluentAPPROVE appointment of underwriter for the 1989 Public	00.878 (0.878 (0.287 (0.287) (0.280) (0.280)	89-5883	4
Service Tax Bond IssueAPPROVE amendment to two previously-approved development	TOBAL TOBAL Shoulds	89-5886	
plans, 3777 Tamiami Trail NAPPROVE preliminary subdivision plat for "Mews of Belair-CONSENSUS not to reconsider conditional use permit to allow a four story, 122 room motel, High Point Drive.	 "	89-5888 89-5889 89	
-APPROVE PEBSCO deferred compensation plan for City employees.	d 23 gene	89-5890	14
ORDINANCES - First Reading: -DELAY adoption of the Unified Development Regulations for the City of Naples. -APPROVE issuance of City of Naples, Florida, Hospital	89	1 2226	9-1:
Revenue Bonds.	89		12-
ORDINANCES - Second Reading: -ADOPT increase in contractor's licensing feesADOPT issuance of City of Naples, 1989 Public Service	89-588	4	4-5
Tax BondsADOPT rezone of property, 3777 Tamiami Trail N.	89-588 89-588		5-6 8-9
ORRESPONDENCE AND COMMUNICATIONS: -City Manager Jones advised there was a storm in the Atlantic Ocean that had the potential of impacting South Florida.			
-Discussion about unpaid parking violations.	243 10		14-

City Council Chambers 735 Eighth Street South Naples, Florida 33940



CITY COUNCIL MINUTES Regular Meeting

Time 9:00 a.m.

Date 08/02/89

Mayor Putzell called	the meeting to orde	er and preside	ed as Chai:	rmai	1:			
ROLL CALL: Present:		r., <u>1TEM 2</u>					T	
	Mayor			M	S	TOV		
	Kim Anderson-McDona	1d		0	E			A
	William E. Barnett			T	C			B
	Alden R. Crawford,	Jr.		I	0	Y		E
	John T. Graver	and de de de	COUNCIL	0	N	E	N	
	Paul W. Muenzer	of subdect te	MEMBERS	N	D	S	0	
	Lyle S. Richardson,	seemizes he		=				=
	Councilmen					1		
		- 1 C.C 1 C.T 1						
Also Present:	Charletanhan I	11-11		1				1
Franklin C. Jones,	Christopher L.							
City Manager	Community Sv Steven R. Ball							
David W. Rynders, City Attorney	Chief Planne							
Mark W. Wiltsie,	Stewart K. Una							
Assistant City Manag								1
Gerald L. Gronvold,	James L. Chaff							
City Engineer	Utilities Di		i daya da di					
Ann "Missy" McKim	Jon C. Staiger	, Ph.D.,						-
Com. Development Dia								
Norris C. Ijams,	George Henders							
Fire Chief	Sergeant-At-	Arms	2000 m. [511			
Jodie M. O'Driscoll,								
Deputy Clerk								
See Supplemental Atter	ndance List - Attac	hment #1.						
***	***	***						
***						. 1		
INVOCATION: Reverend	Richard M. Mapes	ITEM 1						
	nited Church of Chr.	ist						
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NAME OF THE PARTY		TITIM 2	Beek Broom					
ANNOUNCEMENTS:		ITEM 3						1
MAYOR PUTZELL: 1	None.	Reigalf 35 ys	io do some					
6-4- TARRET-EDITO	. W (ErsoT Umeimr	e crem were						
CITY MANAGER JONI								
provide an update on I	Murricane Dean at t	he end of						-
these proceedings.	THE RESERVED BY SEW.	92983 139393						
Mr Jones then re	ecognized Ms. Debbi	e Johnson			151			
Supervisor of Enterpri								Г
Supervisor of Enterpris	es operations, on	1000110						
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CITY OF NAPLES, FLORIDA City Council Minutes Date 08/02/89	COUNCIL MEMBERS	M O T I O N	E	Y E S	P E S E N N N O T	8 5 5 7
educational achievements through the City's tuition reimbursement program. Ms. Johnson has been attending classes in the evenings to earn her Bachelor of Business Administration degree. After receiving a resounding acclamation from Council and the audience, Ms. Johnson thanked those City officials and management personnel who have made it possible for her to attain this goal.	MANDEAC					
CONSENT AGENDA						
July 19, 1989, Regular Meeting						
Councilman Crawford asked for clarification regarding Council's action at its last meeting notifying the Department of Transportation (FDOT) of its tentative approval to raise the height of the Gordon River Bridge on U.S. 41. City Manager Jones advised FDOT had held several public nearings last year regarding the traffic congestion at Four Corners, and during those discussions, many members of the public had requested FDOT study the feasibility of raising the Gordon River Bridge.						
Mr. Graver said he understood the bridge had to be replaced, and using state-of-the-art materials to replace the old, dilapidated bridge would increase its height by approximately two feet anyway. The actual added clearance under the bridge would be three and one-half feet, he said.						
Referring to his memorandum included in the July 19, 1989 meeting packet, Mayor Putzell said he believed this action inappropriate considering Council's unanimous denial of Sabal Bay. Both projects could have an adverse impact upon the vaterways by increased boat traffic. The Mayor then reiterated his previous comments regarding consideration of a boat moratorium and, further, asked that such discussion be placed on an appropriate council agenda. Councilman Graver said he believed the City should discuss such action with the County before proceeding further so that it would not be a moot cause. Mayor Putzell noted						
-2-						

City Council Minutes Date 08/02/89 Date T C S	CITY OF NAPLES, FI	ORIDA				VO'	ΓE	
he has had several conversations with the County Chairman who was interested in participating in such discussions. Mr. Crawford said he would feel more comfortable if Council could discuss the matter further before tendering its recommendation to FDOT. Councilman Muenzer concurred. Mrs. Anderson-McDonald asked if staff had already conveyed Council's recommendation of July 19, 1989, to FDOT, and, if so, what implications might occur if Council decided to change its mind. City Attorney Rynders advised that there was very little legal implication, and he further noted this project would not be funded by FDOT for many years to come. Council could reverse its decision without incident, he said. Mr. Muenzer suggested a representative from FDOT be present at the workshop meeting to explain details of this proposal and show how it would affect surrounding areas. Councilman Richardson pointed out that FDOT had been requested at its public hearings last year to raise the Gordon River Bridge. Those appeals came mostly from individuals north of the bridge, he said. During that public hearing process, proposed drawings and plans had been on display for the public to review. Referring to repair of the Gordon River Bridge, Councilman Richardson added that FDOT has determined the 40-year-old bridge must be replaced, and with the new technology, it will be raised somewhat regardless of Council's action. It was the consensus of Council to further discuss the raising of the Gordon River Bridge and a possible boat moratorium at a future workshop meeting. ****		•	08/02/89	O T H O	E C O N	Е		
	Chairman who was is such discussions. Mr. Crawford said hif Council could distendering its recommunity and tendering its recommunity and conveyed Council's 1989, to FDOT, and, occur if Council de Attorney Rynders little legal implithis project would years to come. Council without incident, him. Muenzer suggest be present at the details of this praffect surrounding pointed out that Fublic hearings lariver Bridge. Tho individuals north out that public hearing and plans had been review. Referring to repair Councilman Richard determined the 4 replaced, and with raised somewhat regulated somewhat r	e would feel mosscuss the matter mendation to FDO ald asked if star recommendation if so, what imported to change advised that the cation, and he not be funded by noil could reverse said. ed a representation workshop meeting oposal and show areas. Councill DOT had been rest year to rais se appeals came for the bridge, he g process, proposal and show on display for of the Gordon son added the O-year-old bridge the new technological and show areas. Councill to so of Council to e Gordon River torium at a final substitution of the council torium at a final substitution of the co	rticipating in re comfortable further before T. Councilman If had already of July 19, lications might its mind. City here was very further noted FDOT for many se its decision tive from FDOT ng to explain how it would man Richardson quested at its se the Gordon e mostly from said. During osed drawings the public to River Bridge, at FDOT has dge must be gy, it will be il's action. further discuss Bridge and a uture workshop			_		
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City Council	Minutes	Date08,	/02/89		COUNCIL	MOTHON	0 E C O Z D	YES	N O	A B S E N T
				100000	MEMBERS 	IN		3	$\stackrel{\smile}{\vdash}$	Ė
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***	*:	**		***						
RESOLUTION	NO. 89-5883		Tri	EM 6	71 10 SOMA 1 ST 1046	100				
EASEMENTS AGREEMENT NAPLES AN CITY RELA REPAIR O PIPELINE RECLAIMEI	S ENTERED BI ID VARIOUS (ATING TO TH OF THE EFFI FOR THE DI	UNCTION WIETWEEN THE GOLF COURSES HE MAINTENALUENT DISTELLIVERY AND TON WATER	CITY OF IN THE NCE AND RIBUTION USE OF		Anderson- McDonald Barnett		X.	х		X
Title not read	l.	200			Crawford Graver	X		X		
MOTION: To pres	<u>APPROVE</u> the	e Consent	Agenda	as	Muenzer Richardson Putzell		18 E	X X X		
***	**	*		***	(6-0)		-			
	END CONSEN				AN ET GEBEN		4 4 (1)			
ORDINANCE N	O. 89-5884		IT	EM 7						
THE CODE CONTRACTO PROVIDING TO INCREA FEES FOR	NCE AMENDIA OF ORDINA R'S LICENS AN EFFECTI SE THE CONT MAJOR TRADES	NCES RELAT SING FEES VE DATE. RACTOR'S L , SPECIALTY	8-44 OF ING TO ; AND PURPOSE: ICENSING TRADES							
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Title read by	orel mecorne	11				1	1	1	1	1

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	City Council Minutes Date 08/02/89	COUNCIL	м О т О	E C O N	Y E	N	A B S E N	
		MEMBERS	N	D	S	0	T	
	Community Development Director McKim advised staff had surveyed other cities and counties and determined that Naples' fees were well below the norm and should be increased. MOTION: To ADOPT the ordinance as presented at second reading.	Anderson- McDonald Barnett Crawford Graver Muenzer Richardson Putzell (6-0)	х	x	X X X X X		х	
	AN ORDINANCE NO. 89-5885 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NAPLES, FLORIDA, AUTHORIZING THE ACQUISITION AND CONSTRUCTION OF CERTAIN MUNICIPAL IMPROVEMENTS WITHIN THE CITY; AUTHORIZING THE REFUNDING OF ALL PRESENTLY OUTSTANDING PUBLIC SERVICE TAX REVENUE BONDS, SERIES 1983, OF THE CITY; AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$4,700,000 PUBLIC SERVICE TAX REFUNDING REVENUE BONDS, SERIES, 1989, IN ORDER TO FINANCE THE COST OF SAID MUNICIPAL IMPROVEMENTS AND OF SAID REFUNDING; PROVIDING FOR THE PAYMENT OF SAID BONDS FROM THE PROCEEDS OF THE PUBLIC SERVICE TAX; PROVIDING FOR THE RIGHTS OF THE HOLDERS OF SAID BONDS; PROVIDING FOR CERTAIN COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH, AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO FINANCE THE COST OF THE ACQUISITION AND CONSTRUCTION OF CERTAIN MUNICIPAL IMPROVEMENTS AND THE REFUNDING OF THE CITY'S OUTSTANDING PUBLIC SERVICE TAX REVENUE BONDS, SERIES 1983.			AH				
	Title read by City Attorney Rynders.							
	PUBLIC HEARING: Opened: 9:30 a.m. Closed: 9:43 a.m.							
	Finance Director Hanley explained this ordinance would provide for the refunding of a 1983 utility tax bond issue with which the City would realize approximately \$168,000 in savings. The ordinance							-
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CITY OF NAPLES, FLORIDA City Council Minutes Date 08/02/89	COUNCIL MEMBERS	M O T I O N	SECOND	Y E S	N	A B S E N
also provides the issuance of a new 1989 series for \$2-million. In response to Councilman Richardson, City Manager Jones advised that although staff had planned to proceed with the Gordon Drive drainage project in the Capital Improvement Program (CIP) during 1989, a revenue source for that project had never been established. Inasmuch as the project is of significant cost, staff believed it prudent to fund it from a portion of this issue. Citizen J. Sandy Scatena of 2990 Binnacle Drive advised he was in support of the ordinance, but he did have some concerns. Referring to a letter he received in 1979 from Mr. Roger Barry, then Community Development Director, regarding the construction of sidewalks in single-family residential areas, Mr. Scatena advised that Mr. Barry had interpreted the Code to read that sidewalks were not required in such areas. Mr. Scatena asked Council to consider a project which would allow sidewalks to be constructed on Fairway Terrace and to be funded from this issue. There were many elderly citizens along that road who would feel more comfortable walking if there was a sidewalk, he said. Mayor Putzell asked staff to address this issue and make sure that such an expenditure would be in the best interest of the entire community, not just a few. He then suggested Mr. Scatena attend the budget hearings and present his request again at those proceedings. Discussion then ensued relative to the definition of multi-family housing as outlined in the Code requiring construction of sidewalks. MOTION: To ADOPT the ordinance as presented at second reading.	Anderson- McDonald Barnett Crawford Graver Muenzer Richardson Putzell (6-0)	1		x x		X X

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CITY OF NAPLES, FLORIDA				VO	TE		
City Council Minutes Date 08/02/89		M O T I	SECO	Y		A B S E	
	COUNCIL MEMBERS	N	N D	E	N O	NT	
RESOLUTION NO. 89-5886 <u>ITEM 9</u>							
A RESOLUTION APPOINTING AN UNDERWRITER; AUTHORIZING THE CITY MANAGER TO NEGOTIATE A CONTRACT FOR FINANCIAL ADVISORY SERVICES; AND AUTHORIZING THE CITY MANAGER TO NEGOTIATE A CONTRACT FOR BANKING SERVICES FOR THE SALE OF THE 1989 UTILITY TAX SUPPORTED BONDS AND THE REFUNDING OF THE 1983 BOND ISSUE; AND PROVIDING AN EFFECTIVE DATE.							
Title read by City Attorney Rynders.							
Finance Director Hanley explained that in 1987 the City was considering refunding its water and sewer revenue bonds; however, the interest rates increased and that refunding never came about. Proposals were received from several firms, and Council appointed a committee to review and rank the firms. Therefore, staff has recommended that the underwriting firms of Alex Brown & Sons and A.G. Edwards & Sons, Inc., be appointed to serve on this issue. In addition, staff also recommended that the firm of Dean Witter Reynolds, Inc., be appointed financial advisor as was the case in 1987.							
Councilman Crawford asked if the fee for Dean Witter Reynolds, Inc. would be the same as proposed in 1987. Mr. Hanley estimated the fee to be approximately \$130,000. Referring to the underwriters fee, Mr. Crawford said he believed it was reasonable compared to his firm and others in the area.							
The proposals for banking services relating to this issue will be closed by September 14, 1989, Finance Director Hanley noted. He further advised the bond issue would be on the market by September 6, 1989. MOTION: To APPROVE the resolution as presented.	Anderson- McDonald Barnett Crawford Graver Muenzer Richardson	X	X	X X X X		24	
***	Putzell (6-0)	23		X			3

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CITY OF NAPLES, FLORIDA City Council Minutes Date 08/02/89	COUNCIL MEMBERS	M O T I O N	Y E S	И	A B S E N T
COMMUNITY DEVELOPMENT DEPARTMENT/ NAPLES PLANNING ADVISORY BOARD ORDINANCE NO. 89-5887 AN ORDINANCE REZONING PROPERTY AT 3777 NORTH TAMIAMI TRAIL, LOCATED ON THE EAST SIDE OF BELAIR LANE SOUTH OF PARK SHORE DRIVE, FROM A RESIDENTIAL PLANNED DEVELOPMENT AND A COMMERCIAL PLANNED DEVELOPMENT TO A MIXED USE PLANNED DEVELOPMENT TO ALLOW FOR TWO OFFICE BUILDINGS TOTALLING 44,000 SQUARE FEET INCLUDING AN ELEVATED WALKWAY BETWEEN THE BUILDINGS AND THREE DRIVE-UP WINDOWS AND A THIRTEEN UNIT VILLA-TYPE RESIDENTIAL SUBDIVISION; AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO REZONE THE PROPERTY AT THE PROPERTY OWNER'S REQUEST TO ALLOW FOR A MIXED USE					
DEVELOPMENT.		43			
RESOLUTION NO. 89-5888	2.5.500				
A RESOLUTION APPROVING AN AMENDMENT TO TWO PREVIOUSLY-APPROVED DEVELOPMENT PLANS (BRENTWOOD DEVELOPMENT, PHASE II, ON U.S. 41 NORTH, AND BELAIR AT PARK WEST, ON BELAIR DRIVE) BY APPROVING A NEW PLANNED DEVELOPMENT FOR A LARGER PARCEL WHICH INCLUDES THESE SITES TO ALLOW FOR THE CONSTRUCTION OF TWO OFFICE BUILDINGS WITH SUPPORTIVE PARKING, AND A THIRTEEN UNIT, LUXURY RESIDENTIAL, VILLA-ESTATE DEVELOPMENT; AND PROVIDING AN EFFECTIVE DATE.					
A RESOLUTION NO. 89-5889 A RESOLUTION APPROVING THE PRELIMINARY SUBDIVISION PLAT FOR A PROPOSED SUBDIVISION TO BE KNOWN AS "MEWS OF BELAIR", LOCATED ONE LOT SOUTH OF PARK SHORE DRIVE, ON THE EAST SIDE OF BELAIR LANE; AND PROVIDING AN EFFECTIVE DATE.	10 10 20 30 20 30 20 30 30 30 30 30 30 30 30 30 30 30 30 30				

CITY OF NAPLES, FLORIDA				VO'	re
City Council Minutes Date 08/02/89	COUNCIL MEMBERS	M O T O N		Y E S	N O
Titles read by City Attorney Rynders.					
PUBLIC HEARING: Opened: 9:50 a.m. Closed: 9:51 a.m.					
Community Development Director McKim explain this request was to allow an amendment to previously approved development and combine third parcel to the project. The first parcels are proposed for office development the third for villa-type residential.	to a line a two				
Referring to the landscaping requirement Councilman Crawford asked staff to request petitioner place mature plantings in the pararea to mask the lot. Mr. Graver, who attended the Planning Advisory Board (meeting, advised the petitioner at the proceedings had agreed to such a stipulation also to make sure the driveway was directly line with that of Hidden Lakes for easier ingrand egress.	the rking had (PAB) chose and vin gress the Anderson- McDonald Barnett Crawford Graver Muenzer Richardson	x		X X X X X	
MOTION: To ADOPT the ordinance as presented a second reading.	Anderson-				
MOTION: To APPROVE the resolution as presente	Barnett	X		Х	
MOTION: To APPROVE the resolution as presente	Graver		Х	X	
***	*** Muenzer Richardson			X X	
ORDINANCE NO. 89-	Putzell			X	
AN ORDINANCE ADOPTING UNIFIED DEVELOPMENT REGULATIONS FOR THE CITY OF NAPLES, FLORIDA; AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO COMPLY WITH STATUTORY REQUIREMENTS FOR THE CODIFICATION OF UNIFIED DEVELOPMENT REGULATIONS, WHICH INCLUDE CONE OF INFLUENCE - GROUNDWATER PROTECTION; MIXED USE OVERLAY DISTRICT; WATERFRONT DISTRICT; AND REVISED PLANNING PETITION FEES.	(6-0) Anderson- McDonald Barnett Crawford Graver Muenzer Richardson Putzell (6-0)	x	X	X X X X X	
Title read by City Attorney Rynders.					
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City Council Minutes Date 08/02/89		M O T I	SECO	Y		ABSE
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PUBLIC HEARING: Opened: 9:55 a.m. Closed: 10:15 a.m.		L.				
After distributing a memorandum to Council dated August 2, 1989 (Attachment #2), Community Development Director McKim advised staff recommended Council continue this public hearing along with those delayed for 90 days to its second regular meeting in October. This will provide the public ample opportunity to address areas of concern at those public hearings, as well as give staff time to prepare a complete Code for submission to the State. While this delay puts the City past the State deadline of August 1, 1989, it would still be within the time constraint of the 120 days prior to action by the State Department of Community Affairs (DCA) for non-compliance.						
Mayor Putzell noted that there has been some "loose" conversation by the public regarding this ordinance and its subsections. He urged each interested citizen to stop by or call City Hall and obtain a copy of those sections of concern prior to the public hearings.					4	
Citizen J. Sandy Scatena recited an excerpt from a newspaper article wherein Planner II Fernandez was quoted as saying "would enable the City to better see the character of what the City is getting", and asked for clarification. Mayor Putzell suggested Mr. Scatena meet with Planner II Fernandez after these proceedings for an interpretation.	HAND HOUSE HAND HOUSE HAND HOUSE HAND HAND					
Attorney Kim Kobza, representing several business owners in the proposed waterfront district, spoke at great length reiterating his clients' objections to the Comprehensive Plan and, most recently, to this waterfront district. He said he believed the language used in the Unified Development Regulations (UDC) to be vague. Councilman Crawford noted that the UDC could not be so specific to address every circumstance, otherwise, there would not be a need for a government body to interpret the Code. Mayor Putzell suggested that Mr. Kobza meet with the City Attorney to discuss his concerns further.						
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CITY OF NAPLES, FLORIDA				VO	TE		
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Mr. Duke Turner of Turner Marine then spoke briefly and said he believed the City should send out notices to all those affected by the proposed waterfront district. Mrs. McKim advised that a change such as this does not require individual property owner notification. Staff had posted notices in the newspaper regarding this change, she said. Discussion then ensued relative to the proper notification for these hearings. Mayor Putzell advised the public would be notified through the							
newspaper via articles and legal notices. In addition, staff has agreed to make an extra effort to notify individuals of upcoming hearings, but it is also the responsibility of the citizen to make sure that he reviews the appropriate vehicles for such information. It was the consensus of Council to continue this second reading of an ordinance until its October 18, 1989 regular meeting.							
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A RESOLUTION GRANTING A CONDITIONAL USE PERMIT TO ALLOW A FOUR STORY, 122 ROOM MOTEL, IN THE "HC", HIGHWAY COMMERCIAL, ZONING DISTRICT ON A 2.16 ACRE SITE ON THE EAST SIDE OF U.S. 41 APPROXIMATELY 215 FEET SOUTH OF ITS INTERSECTION WITH HIGH POINT DRIVE, SUBJECT TO THE CONDITION SET FORTH HEREIN; AND PROVIDING AN EFFECTIVE DATE.					57.		
Title not read.							
City Attorney Rynders advised it would not be appropriate at this time to read the title of the resolution until Council decides whether it wants to reconsider its previous decision.							
Councilman Muenzer said he had asked this item be reconsidered inasmuch as the petitioner did not					24		
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CITY OF NAPLES, FLORIDA				VO	TE	I	9
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have adequate representation at the previous meeting to appropriately address Council's concerns.			•				
Discussion then ensued relative to reconsideration of this petition. Mr. Crawford said he would have been more sympathetic if new information had been supplied; however, since there has been no change to Council's original concerns, he would not support reconsideration.							
Mr. Richardson said he believed the petitioner could develop that property without the need for two curb cuts along U.S. 41, and he, therefore, would not support this request.							
Councilman Graver said he believed such an intense use inappropriate to the area and asked the City Attorney to address whether Council had the right to deny this request on the criteria upon which it did. City Attorney Rynders advised that Council can deny conditional use requests if the petitions do not meet all the criteria outlined in the Code. He further said he believed Council had addressed each criterion and had legitimate concerns and reasons for denial. Mr. Graver then concluded by stating he would not reconsider the petition without some substantial changes in its design. Councilman Anderson-McDonald concurred.							
It was the consensus of Council, excepting Mr. Muenzer, not to reopen this petition for reconsideration.						3	

END COMMUNITY DEVELOPMENT/PAB							
FIRST READINGS							
ORDINANCE NO. 89- ITEM 13							
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							
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VOTE CITY OF NAPLES, FLORIDA S Date 08/02/89 0 E City Council Minutes В C T I 0 COUNCIL 0 N E N N D S 0 **MEMBERS** CHAPTER 159, FLORIDA STATUTES, AMENDED; PROVIDING FOR THE LENDING THE PROCEEDS OF SAID BONDS TO NAPLES COMMUNITY HOSPITAL, INC., TO PAY 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; PROVIDING FOR SEVERABILITY, CONFLICTS AND. AN EFFECTIVE DATE. PURPOSE: TO ISSUE INDUSTRIAL REVENUE BONDS FOR NAPLES COMMUNITY HOSPITAL. Title read by City Attorney Rynders. City Manager Jones advised this request was to authorize the issuance of City of Naples, Florida, Hospital Revenue Bonds, similar to those issued in December, 1986. In response to Councilman Crawford, City Attorney Rynders advised the City would not be obligated in any way should the hospital or their bond insurors responsible for this issue fail. In a worst case scenario, Attorney Rynders explained, the City could lose its superior credit rating, but could eventually recover from such an incident. Citizen J. Sandy Scatena advised he was in favor of the ordinance; however, he expressed concern that the fee charged by the City was excessive. Since the hospital is of a community benefit, Mr. Scatena suggested the City waive its fee. He then asked if the Economic Development Council (EDC) would receive a portion of this fee as it did 1986. City Manager Jones advised Council had determined during last fiscal year's hearings, it would not support the private organization EDC. During the budget hearing process, City membership in the EDC will be discussed once again, Mr. Jones noted. -13-

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	City Council Minutes Date 08/02/89	11.00	0	E		В	-
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		COUNCIL	0	N		N N	1
		MEMBERS	N	D	S	OT	
_		Anderson-		x	x		1
	MOTION: To APPROVE the ordinance as presented at	McDonald Barnett		^	^	x	
	first reading.	Crawford			X		1
	***	Graver	x		X		1
	The state of the s	Muenzer Richardson	^		X		1
	END FIRST READINGS	Putzell (6-0)			X		1
	<u>RESOLUTION NO. 89-5890</u> <u>ITEM 14</u>	(6-0)			1	1	1
	A RESOLUTION ESTABLISHING THE PEBSCO						
	PLAN, AN ADDITIONAL DEFERRED				3.0		
	COMPENSATION PLAN FOR THE CITY OF NAPLES; AND PROVIDING AN EFFECTIVE DATE.						
	Title read by City Attorney Rynders.	15-7-90 (12.5) 1-13-90 (12.5)					
	City Manager Jones advised there would be no City	Anderson-	100				1
	contribution to this fund. The PEBSCO Plan	McDonald			x		1
	provides a voluntary deferred compensation plan for City employees in addition to their City of	Barnett			-)	
	Naples retirement fund.	Crawford Graver			X		1
	MOTION: To APPROVE the resolution as presented.	Muenzer	X		X		-
	MOTION: To APPROVE the resolution as presented.	Richardson		Х	X		-
		Putzell (6-0)			X		
	***	(0-0)					
	CORRESPONDENCE AND COMMUNICATIONS:						
	City Manager Jones advised there was a storm in						
	the Atlantic Ocean that had the potential of						
	impacting South Florida sometime Sunday or Sunday evening.						
	Referring to the Legislative Update, Councilman Muenzer said there was an interesting article						
	relating to parking violations. City Manager						
	Jones advised that at the S.T.A.R. luncheon on						
	August 4, 1989, Council would see a video of an actual team working on that same issue. The						
	Dollars and Sense S.T.A.R team has developed a						
	problem statement regarding unpaid parking						
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CITY OF NAPLES, FLORIDA				- Company	VO	ΓE		
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violations and are now in t solving that particular situatio	he processing of n.							
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SUPPLEMENTAL ATTENDANCE LIST

Kim Kobza
Cottie Morse
LInda Graham
Chrisse Menarich
Ron Bell
Sarah Sauer
J. Dudley Goodlette
Michael McComas
Darla M. Romfo

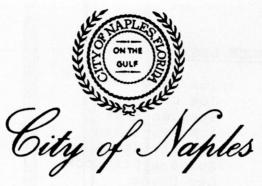
Joe Herms
Joe Cox
Stephen Erek
A.M. Papineau
Kit Strietzel
Suzzane Braddock
Lee Layne
Duke Turner

Bill Nebe
Bruce Graham
Jim Logie
Charles Andrews
Rev. Richard Mapes
William Crone
J. Sandy Scatena
Falconer Jones, Jr.

Other interested citizens and visitors.

NEWS MEDIA

Gina Binoule, Naples Daily News Donna Howell, WEVU-TV



--- MEMO ---

To: Honorable Mayor and Members of City Council

From: City Manager Franklin C. Jones

Subject: Adoption of Unified Development Code

Date: August 2, 1989

As you know, we have been processing an ordinance adopting a Unified Development Code as required by the new Growth Management Act. At the outset, we knew that our time frames were very restrictive and had hoped that the state would delay our deadline of August for at least six months. When that didn't happen, we continued on our fairly short time line to meet the deadlines in the Growth Management Act.

At our last Council meeting we learned that there were several elements of the Unified Development Code that seem to require additional public discussion. As a result, we delayed a second reading on a number of the provisions for 90 days to be taken up at the second meeting in October. Since there now seems to be some interest in another element, and there is the potential for questions to come up on the balance of them, I would suggest that we delay today's second reading until the second meeting in October and allow us to extend to the public another opportunity to participate in this final adoption.

My real concern is that we need complete and absolute confidence in our growth management plan and the codes that implement that plan. I believe the City has done an excellent job in developing that plan and it would be extremely unfortunate for us to move ahead on any portion of the implementation without complete understanding on the part of the public.

This extension to the second meeting in October puts us past our original deadline of compliance with the state Growth Management Act, but puts us well within the time frames Mayor and Council August 2, 1989 Page 2

established when that initial deadline is not met. We would have a maximum of 120 days before any action would be taken by the Department of Community Affairs, and during that time we have ample opportunity to provide them with our current time frames for adopting the Unified Development Code.

In the mean time, at our discussion during the workshop today, we could begin to outline our plan to carry the information concerning the implementation of our plan to the public.

Sincerely,

Franklin C. Jønes

City Manager

FCJ/tan