



City of Naples

City Council Minutes
Workshop Meeting 02/14/90

City Council Chambers
735 Eighth Street South
Naples, Florida 33940

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City Manager Jones said that he would be available to any members of Council, at their convenience, and welcomed any questions or comments. He encouraged members of Council to ask questions of individual departments and said that to ensure that all questions have been fully answered, each department routes a form to him advising of Council inquiries.

ITEM 1

AN ORDINANCE AMENDING SECTION 23-9 OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES BY ADDING SUBSECTION (q); AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO PROHIBIT PARKING OF VEHICLES BY CONSTRUCTION WORKERS AND SERVICE WORKERS ON PROPERTY OTHER THAN THAT PROPERTY WHERE SAID WORK IS BEING PERFORMED.

City Manager Jones advised that this item has been before Council twice for discussion in a workshop forum. At the last meeting, Council directed staff to contact the Collier County Builders and Contractors Association (CCBCA) for input relative to this proposed ordinance; staff has yet to receive any feedback from that group.

The proposed ordinance would prohibit contractors and service personnel from parking their vehicles any where other than the job site or adjacent right-of-way. This ordinance was drafted at the request of several property owner associations.

In response to Councilman Passidomo, City Attorney Rynders noted that the ordinance would be enforced by the Police Department but only when someone complained. The Department would not patrol the streets looking for violators as it would be difficult to determine whether the contractor or service worker had permission to park on vacant or adjacent lots.

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City Manager Jones then distributed photographs of vehicles parked in violation of this proposed ordinance. It was the consensus of Council to place this item on its regular agenda for first reading.

ITEM 2

AN ORDINANCE WHICH WOULD REQUIRE MARINAS WITH MOORED LIVEABOARD VESSELS TO INSTALL A SEWAGE PUMP-OUT STATION.

Natural Resources Manager Staiger explained that at the request of Council and the Citizens to Preserve Naples Bay, staff has researched several ways of improving the water quality in Naples Bay. The first in its research focused on the impact that liveaboard vessels have upon the environment. Dade County has recently passed an ordinance which requires an annual operating license be obtained for all marinas exceeding ten slips to provide a means of enforcing required maintenance relative to pollution control and water quality of pump-out facilities. Dr. Staiger pointed out that the City has approximately two dozen slips dedicated to liveaboard activities.

In response to Councilman Barnett, Dr. Staiger noted that this ordinance would provide one mechanism by which to help reduce pollution in Naples Bay. Staff does not anticipate adopting the Dade County ordinance, it merely presented the ideas contained in that mechanism for Council's edification.

Councilman Anderson-McDonald asked how staff could determine compliance with the ordinance. City Attorney Rynders pointed out responsibility would fall under the purview of the Code Enforcement Board.

Mayor Crawford asked if the Department of Environmental Regulation (DER) has adopted the attitude to preclude liveaboards completely in waterfront communities. Natural Resources Manager

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Staiger advised that the DER has adopted some very stringent requirements relative to liveaboards, but it had not yet decided to ban them altogether.

Discussion then ensued as to the current location of liveboard vessels and if any other sites in the City could be used for that same activity.

Councilman Herms asked what the cost would be for marinas with liveaboards to install a pump-out facility. Dr. Staiger estimated the station would cost approximately \$5,000 with an additional expense of \$1,000 per slip for pumping lines. Mr. Herms noted that only three property owners would be affected by this proposed ordinance, and he asked staff to notify each property owner prior to the first reading for their input.

In response to Councilman Passidomo, staff advised that the Comprehensive Plan requires pump-out facilities for all new marina construction.

It was the consensus of Council that staff should prepare all preliminary work relative to the drafting of this ordinance, notify the appropriate property owners, and further discuss the proposed ordinance at a future workshop session. The ordinance should also include tour vessels, as well as facilities such as the Naples Yacht Club, which could easily accommodate liveboard vessels. Staff advised that it would bring this back for Council's consideration sometime in April.

ITEM 3

AN ORDINANCE WHICH WOULD ALLOW STAFF TO PERMIT REPAIR AND RESTORATION OF EXISTING SHORE PROTECTION STRUCTURES WHICH ARE SEAWARD OF THE COASTAL CONSTRUCTION SETBACK LINE.

Natural Resources Manager Staiger advised that this ordinance was very similar to the one previously passed by Council allowing staff to administratively permit certain kinds of construction seaward of the Coastal Construction

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Setback Line (CCSL). This proposed ordinance would permit the repair and restoration of shore protection structures providing such repair does not add to the existing edifice.

Councilman Anderson-McDonald asked that a clause be added to require all permits be brought before Council under the Consent Agenda so that it can review such applications without aberrating its responsibility. Mayor Crawford concurred and asked staff to make the necessary amendment to the ordinance prior to first reading. It was the consensus of Council to proceed with the consideration of this ordinance at a future regular meeting.

ITEM 4

FIFTH AVENUE SOUTH PARKING; THE INTERSECTIONS OF FIFTH AVENUE SOUTH AT NINTH AND EIGHTH STREETS; AND THE TRAFFIC FLOW THROUGH THESE INTERSECTIONS.

Councilman Muenzer advised that he had asked this item be placed on the agenda after Mr. Ed Verdesca, Fifth Street South merchant, had requested Council revisit this discussion. Mr. Muenzer explained that the sunseting of the Fifth Avenue Parking Committee concerned several of these merchants as they did not believe the parking situation in the 800 block would be reviewed as promised.

Referring to the intersection of Fifth Avenue South at Eighth Street, South, Councilman Muenzer noted that during certain hours, traffic backs up along Eighth Street, South, which infringes upon the adjacent block and impedes traffic flow. He asked staff to research the possibility of installing a limited left turn arrow to improve traffic flow at that intersection.

Mayor Crawford noted that he had received a letter dated February 8, 1990 from Mr. Ed Verdesca

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dispelling his concerns about traffic flow and the parking situation (Attachment #2).

Discussion then ensued relative to the existing traffic flow and previous action taken to remove parking along the 800 block in order to construct a full stacking left turn lane. Councilman Muenzer said that while he has visited the site frequently and counted the number of cars utilizing that lane, he has never seen more than three cars at any one time. He further believed that some parking spaces could be reinstated along the north side of Fifth Avenue South as requested by the merchants.

Assistant City Manager Wiltsie brought the Council up-to-speed relative to the history of this item and advised that last summer, Council directed staff and the Fifth Avenue South Parking Committee to seek alternatives to the Four Corners traffic/parking problem. A consulting firm from Tallahassee, Florida, was hired to review the situation and report its findings. After considerable deliberation of the many alternatives offered by the consultant, the Committee voted to change the Four Corners traffic signal from a four phase system to a three phase system thereby eliminating left turns, excepting traffic travelling south on U.S. 41. This improvement necessitated the removal of on-street parking along the 800 block of Fifth Avenue South. At the insistence of the merchants, parking was reinstated along the south side of that block.

Staff further expressed concern that reinstating parking along the north side of Fifth Avenue South would create a snake-like traffic pattern which could be more conducive to accidents. The City would be liable for any accidents resultant from traffic flow patterns. City Manager Jones pointed out that during the Committee's and Council's deliberations, it was clear that these improvements would remain through one season to provide an accurate accounting of their effects on traffic flow. Councilman Barnett concurred with that recollection.

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ITEM 5

DISCUSSION OF A PENDING FEDERAL COMMUNICATIONS COMMISSION NOTICE OF INQUIRY REGARDING CABLE TELEVISION RATES, QUALITY OF SERVICE, AND OTHER ISSUES.

City Manager Jones advised that the FCC (Federal Communications Commission) has invited comments relative to several issues affecting cable television services. There will be a public hearing in Orlando, Florida, on March 2, 1990 to hear those comments.

It was the consensus of Council that staff should prepare a report for submission to the FCC relative to its position regarding cable television rates, quality of service, etc., and provide the Council with a copy of said report prior to March 2, 1990.

ITEM 6

LOCAL OPTION SALES TAX.

City Manager Jones advised staff had placed this item on the agenda to gain additional input from Council as to its position relative to the local option sales tax.

Councilman Muenzer said that he has been quoted several times relative to this matter and would like to set the record straight. He supported the tax with the following restrictions: the school board should impose impact fees; the City and County should jointly push for a bed tax; the tax should initially be for a seven year period and brought to the voters every five years thereafter for consideration; the use of this money for capital items should reduce a certain percentage of the millage rate from property taxes; project priorities should be established; accountability of fund expenditures should be provided via a

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Mayor Crawford then explained that after numerous discussions with Natural Resources Manager Staiger, he believed staff may have come up with a plan to reduce the monies required for beach renourishment. Instead of placing 150 feet of sand throughout the proposed renourishment area, it might be prudent to place 50 feet, 70 feet, or

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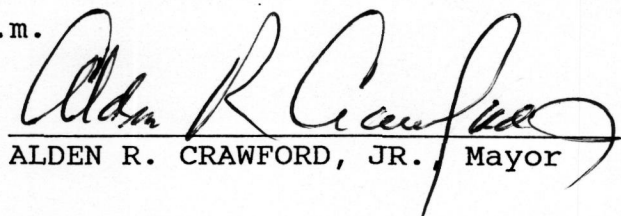
option sales tax and to offer the City's services in reaching that decision; however, the City shall not, at this time, take a firm position one way or the other relative to the local option sales tax. City Manager Jones advised that he could schedule a meeting with the County Commission as soon as possible to begin discussions among the two governmental bodies.


ITEM 7

THE STRATEGIC PLANNING PROCESS.

It was the consensus of Council to begin discussions relative to the Strategic Planning Process on March 14, 1990 after their informal workshop session. An alternate date for those sessions was scheduled for March 28, 1990.

ADJOURN: 11:45 a.m.


ALDEN R. CRAWFORD, JR., Mayor


JANET CASON
CITY CLERK

JODIE O'DRISCOLL
RECORDING SECRETARY

These minutes of the Naples City Council were approved on March 7, 1990.

SUPPLEMENTAL ATTENDANCE LIST

W.W. Haardt
Ann Colabrese
John Remington

Jim Grace
Phil Morse

Molly Root
Ed Verdesca

Other interested citizens and visitors.

NEWS MEDIA

Dave Bristow, WNOG Radio
Michelle Mendleson, News-Press
Gina Binole, Naples Daily News

Jami's

Contemporary Clothing • Accessories

New store
on 3rd St
probably draw
ing vol. away

February 8, 1990

The Honorable Alden R Crawford Jr.
Mayor
City of Naples
8th Street South
Naples, Florida 33940

Dear Mayor Crawford :

Congradulations on your overwhelming vote of confidence as mayor of this city. I have been a resident for 20 years and as you, feel confident in the future of this city.

There is one major area of concern which will affect the downtown area and especially the businesses in the 800 block of Fifth Ave South which I would appreciate your addressing immediately.

The Fifth Ave South business district has been the business that the city has been promoting. The removal of the parking lot that block would be reviewed in the January meeting. Needless to say we were extremely dissapointed and even shocked to learn that these promises would not be kept due to the actions of the previous Mayor. (The consequences of that committee is that the left turn lane on 5th Ave South would be the same as the left turn lane on 5th Ave North that is, no right of way.)

I believe that simple modifications can still be tested before the end of season which will help considerably in the sustaining of our businesses. City of Naples has been adding to this is the planned major renovations to the Telephone building.

The left turn lane on 5th Ave South is not utilized and the consequences are that the left turn lane is not utilized. Over half of the vehicles in the left turn lane are there due to lack of signs and believe that it is a second lane for 5th Ave traffic.

The impact of these current (unwarrented) changes if not modified could very well jeopardize my entire business that I have spent 19 years building.

Thank you for your consideration.

A handwritten signature in dark ink, appearing to read "Ed Verdesca".

Edward F. Verdesca

863-B Fourth Ave. S., Naples, Fla. 33940

(813) 262-4209 •