

## **ROLL CALL**

**Present:** Kim Anderson, Mayor

John M. Passidomo, Vice Mayor

William E. Barnett

R. Joseph Herms

Alan R. Korest

Paul W. Muenzer

Fred L. Sullivan

Council Members

## **Also Present:**

Dr. Richard L. Woodruff, City Manager

Norris Ijams, Assistant City Manager

David Rynders, City Attorney

Ann (Missy) McKim, Community Dev. Dir.

Jon Staiger, Ph. D., Natural Resources Mgr.

Tom Smith, Fire Chief

Tara Norman, Public Information Officer

Sheldon P. Reed, Fire Marshal

Kevin Rambosk, Interim Community Services  
Director

David Lykins, Enterprises/Recreation  
Operations Supervisor

Dan Mercer, Utilities Manager

George Henderson, Sergeant-At-Arms

Marilyn McCord, Deputy Clerk

See Supplemental Attendance List - Attachment #1

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## **ITEM 1**

### **REPORT FROM THE BEACH RENOURISHMENT COMMITTEE REGARDING POSSIBLE FUNDING SOURCES.**

Chairman of the Beach Renourishment/Maintenance  
Committee Ron Pennington made the presentation  
for the Committee. Using visual aids, Mr.

Pennington outlined the various funding sources, noting that federal funding took a minimum of seven years to accomplish. There are many local funding possibilities including the institution of special taxing districts, user fees, the TDC (Tourist Development Commission) tax and a sales surtax. The Committee recommends using a combination of TDC and sales taxes. It is important to maintain flexibility, said Mr. Pennington, in order to work around the availability of funds. He said that the Committee was respectfully requesting Council's support.

Staff will provide some preliminary indications of where funds would come from should a mail ballot be scheduled relative to a sales surtax.

Mayor Anderson suggested that Committee Chairman Ron Pennington and Finance Director Bill Harrison act as liaisons for the City in attending County Commission meetings with respect to the TDC and sales tax issues.

Council Member Muenzer suggested that staff ask what the County's plans are with respect to its share of the proposed sales tax.

It was the consensus of Council to make a strong statement that it wants TDC funds to go towards beach renourishment.

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## ITEM 2

### OVERVIEW OF CITY'S RESCUE SERVICE AS COMPARED TO COLLIER COUNTY'S EMERGENCY MEDICAL SERVICES.

City Manager Woodruff informed Council that prior to adopting the County EMS impact fees, staff was directed to analyze the existing rescue services.

Fire Chief Tom Smith used visual aids to describe the two-tiered rescue program.

Dr. Woodruff said that when an ordinance is adopted, the district within which EMS impact fees will be spent must be shown. He asked, "Do impact fees collected within the City go County-wide or would they go into escrow for improvements within the City only?" Dr. Woodruff also asked, if the County has the right to impose the tax inside the City if in fact it's going to be used on a County-wide basis? City Attorney Rynders said that in his opinion the County would survive any double-tax challenge.

Staff will identify the County's EMS service districts. Staff will research whether or not the City could decline to adopt the EMS impact fees. Staff will also research whether the County has the right to pass on impact fees to the City, where spending those funds inside the City cannot be documented.

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### ITEM 3

#### DISCUSSION OF LAWN MAINTENANCE HOURS OF OPERATION.

Council Member Korest pointed out that as a matter of policy, this item should be initiated at the PAB (Planning Advisory Board) level. After thorough discussion by PAB, it should be scheduled to go before Council. Council Member Barnett concurred, adding that perhaps Council was infringing on the PAB's process. Council Member Sullivan said that he agreed in theory, however, he noted, "When we are discussing matters of policy and staff goes to the PAB, then staff is accused of trying to establish policy. If Council hears it first, staff has the ability to go to PAB and say Council is considering the matter of policy."

Vice Mayor Passidomo reminded Council that traditionally PAB deals with certain issues. It was the consensus of Council to direct Items 4 and 6 of today's agenda to the Planning Advisory Board. Council Member Herms disagreed, noting that it was important for Council to spend some time in discussion. City Attorney Rynders suggested that Council give the PAB some clear procedural guidelines.

Vice Mayor Passidomo suggested that Council Members should put requests for discussion items discussion in writing, identifying the issues. Unless anyone on Council objects, that item should be scheduled for Council discussion. Mr. Passidomo reminded Council that certain issues need to go to their advisory boards first.

Council next discussed lawn maintenance hours of operation. City Manager Woodruff explained that a request was made for a later starting time on Saturdays. He told Council that clear language pertaining to the beginning hour allowed was needed. Council Member Sullivan remarked that Council should provide some relief to City residents on weekends. He recommended an 8:00 a.m. starting time on Saturdays.

Staff will return to Council with recommended verbiage, separating lawn maintenance into its own section of the ordinance. The following language will be included in the ordinance: "Operation of power equipment not to begin until 8:00 a.m. on Saturdays".

**BREAK:** 10:05 a.m. - 10:15 a.m.

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#### ITEM 4

#### DISCUSSION OF STRUCTURES/OBSTRUCTIONS IN SIDE-YARD SETBACKS.

Deferred to the Planning Advisory Board.

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## ITEM 5

### DISCUSSION OF REGULATIONS FOR SPECIAL EVENTS.

Public Information Officer Tara Norman, representing the Special Events Committee, reviewed the item and made recommendations. The Committee suggest that all events be divided into two groups: one group would consist of those events that need Council approval and the other group would consist of events that Council simply needs to be advised of. Ms. Norman asked Council to keep in mind the fact that special events in the City had become part of the fabric of the community.

Using visual aids, Ms. Norman reviewed the following topics as recommended by the Committee: collect more pertinent data; keep a calendar of events; provide standards and guidelines; establish a policy of co-sponsorship; monitor special events in progress; establish a follow-up mechanism and establish a file. The Committee also determined that there was no definition of "special event" in the Code and recommended that language be included to do so.

Ms. Norman said further that the Committee had delineated the area where most special events took place. Last year, there were nine main special events. The Committee also quantified the types of impacts created when special events took place, including crowd size, offsite parking, noise factor, use of City personnel, occasional use of City facilities or emergency vehicles to stand-by and restroom facilities.

Council discussed the Committee's report and

recommendations. With reference to proposed forms entitled Conditional Use Permits for Special Events, staff will add the following language: "Applicant understands that closure of the event could occur if violations of the special event criteria exist." A line should be added to the form to specify what surface exists, in such instances where tents will be utilized. Remove the word "decoration" from the short form.

Special events will be placed on the consent agenda for the first year. After the initial year, that event will be placed on the agenda again only if there were problems relating to the event.

Staff will meet with "Taste of Collier" representatives to discuss alternative sites for their annual event. Council Member Muenzer suggested using Park Street.

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#### ITEM 6

##### DISCUSSION OF POSSIBLE REGULATIONS WITH REGARD TO THE STORAGE OF BOATS, SWAMP BUGGIES AND OTHER RECREATIONAL VEHICLES.

Deferred to the Planning Advisory Board.

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#### ITEM 7

##### DISCUSSION OF DATES FOR COUNCIL WORKSHOPS AND MEETINGS IN JANUARY DUE TO HOLIDAYS.

There will be one Regular City Council Meeting in January, to be held on January 15, 1992. Workshops will be scheduled for January 13 and January 27.

A City Council Special Meeting will be scheduled for Tuesday, December 17, 1991 at 9:00 a.m. relative to the FOP (Fraternal Order of Police) negotiations.

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#### ITEM 8

##### OVERVIEW OF CITY'S WATER SYSTEM AND DISCUSSION OF CONNECTION POLICY.

City Manager Woodruff briefly reviewed the City's water production data. Utilities Manager Dan Mercer described water and sewer service locations.

Staff will review the City ordinance and policy pertaining to water and sewer connections. It was the consensus of Council that it must be made very clear that only City employees can tap City water and/or sewer lines.

Council Member Sullivan requested that a complete re-evaluation be made pertaining to the City's abilities and commitments to its present water and sewer areas, determine the potential for buildout in those areas and then take a stand. For example, what is the Grey Oaks development going to mean to the City?

Staff was directed to further research the matter of City/County contracts as they apply to water and/or sewer.

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#### ITEM 9

##### DISCUSSION OF AMENDMENTS TO SECTION 10-4, FLOODPLAIN MANAGEMENT, OF THE COMPREHENSIVE DEVELOPMENT CODE.

Council Member Herms noted that a copy of the

followup letter of August 7, 1990 from the State Assistance Office for the National Flood Insurance Program was not included in the staff report and requested a copy of same.

Council agreed with City Manager Woodruff that State and Federal regulations pertaining to this issue would be scheduled for a Council Workshop in December, after which time a meeting with State representatives will be arranged. Staff will meet with the Old Naples Association and send notice to Stoney's Mobile Home Park relative to this issue.

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#### ITEM 10

#### REVIEW OF ITEMS ON NOVEMBER 20, 1991 REGULAR MEETING AGENDA.

Council had no questions pertinent to the November 20th agenda.

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ADJOURN: 12:05 p.m.

KIM ANDERSON, MAYOR

JANET CASON  
CITY CLERK

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Marilyn McCord  
Deputy Clerk

These minutes of the Naples City Council were approved on \_\_\_\_\_.



