



City of Naples

CITY COUNCIL MINUTES

Workshop Meeting 1-13-92

City Council Chambers
735 Eighth Street South
Naples, Florida 33940

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Date 01-13-92

Mayor Anderson called the meeting to order and presided.

ITEM 1

William E. Barnett
R. Joseph Herms
Alan R. Korest
Paul W. Muenzer
Fred L. Sullivan
Council Members

Also Present:

William Harrison,
Finance Director
Kevin Rambosk,
Interim Community
Services Director
Nick Long,
Dockmaster
Ann Walker,
Planner II
Jeff Whittaker,
Police Lieutenant
Tom Smith,
Fire Chief
Paul C. Reble,
Police Chief
Terry L. Fedelem,
Parks & Parkways
Superintendent
Stew Unangst,
Purchasing Agent
Mary Kay McShane,
Human Resources
Director
George Henderson,
Sergeant-At-Arms

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ITEM 1

DISCUSSION OF THE DOCK EXPANSION REPORT.

Interim Community Services Director Kevin Rambosk reviewed the proposed Dock expansion. In analyzing the situation, staff had determined that a 22 slip expansion was necessary, as well as making both required and voluntary improvements to the surrounding Crayton Cove area. The Department had proposed a number of improvements which would provide for improved pedestrian safety, improved bicycle safety, additional parking for visitors or customers of both the Dock and Crayton Cove business area, and improved lighting, landscaping, and general aesthetics of the area. Mr. Rambosk used visual aids to describe the proposed improvements.

Interim Recreation/Enterprise Operations Supervisor David Lykins explained how State regulations are being adhered to. It was staff's understanding that the Department of Natural Resources (DNR) will seek to renegotiate a land lease in 1998 which will ultimately tie the entire project together. This would mean a surrendering of the deed the City now holds for the main portion of the Dock, and having the entire facility included in one comprehensive submerged land lease.

Staff requested Council's support and approval for implementation of the expansion plan.

ITEM 2

**CITY COUNCIL/CODE ENFORCEMENT BOARD
JOINT WORKSHOP.**

Code Enforcement Board Chairman James McLaughlin introduced other Board Members present: Larry Warner, Tyler Janney, Robert Meister and Ed McMahon. Mr. McLaughlin said that he had polled the Board and the Board Members agreed to

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strongly urge Council, should they have problems with the Board, to come to the Board rather than criticize the Board at an open session. He noted that the Board was very proud of what it has accomplished and hopefully had helped to keep Naples the clean and beautiful City that it is.

Mr. McLaughlin said, "We need to have a channel to communicate with Council to express our concerns about ordinances that are hard to interpret and/or enforce. A few examples would be: 1) The antenna or satellite dish problems. 2) Parking in the area of Crayton Cove and the Dock, where it's hard to fine citizens when the City itself is a violator. 3) What I call daylighting of intersections or the triangle of visibility. Again, the City probably violates this ordinance as much as anyone - Naplescape on the North Trail would be a prime example. This issue came before us over two years ago, and we feel it should be addressed, especially from a safety point. 4) We need a clearer definition of the weed and grass ordinances, as to what is over height, obnoxious, etc."

Mr. McLaughlin publicly thanked former City Attorney David Rynders for his dedicated service to the Board. He also thanked staff, in particular Legal Assistant Pat Rambosk, and said that the Board looked forward to working with the new City Attorney.

Board Member Ed McMahon told Council that he had been asked by Members of the Code Enforcement Board to express their displeasure. Mr. McMahon reviewed a situation concerning a Code violation. He said, "If Joe (Herms) felt we were not performing our duties, he could have contacted us individually, if he felt we were making incorrect calls. We were also disturbed that not a single member of City Council spoke in defense of the Code Enforcement Board. We're not all wise, but we've tried to do our best. Adoption of new State guidelines will end confusion."

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Council Member Sullivan said that he strongly agreed there must be consistency in the interpretation of the codes and ordinances, and that they be applied with fairness. He complimented the Code Enforcement Board for their work, saying, "You've done an excellent job."

Council Member Korest expressed his support for the Code Enforcement Board, noting that it was vital that the Board have Council's full support.

Council discussed the situation which had resulted in this joint meeting. Vice Mayor Passidomo commended the Board Members present for the way they had performed their duties. He noted that as the Board takes final action on a case, it should not be under undue political influence. Mr. Passidomo suggested that Council reflect on the functions of the various boards and how Council and the boards can mutually help one another.

Council Member Muenzer requested that each month a joint meeting be scheduled between one of the City's Advisory Boards and Council. Each Board should meet with Council on an annual basis.

Mayor Anderson directed the Council Members to meet with the City Manager should they have a problem in the future with any of the advisory boards. The Mayor suggested that the City Manager and Chairman of the appropriate board could meet with that Council Member, with a secretary present so that notes could be taken.

ITEM 3

DISCUSSION OF GORDON PASS SPOIL DISPOSITION.

City Manager Woodruff reviewed the background information pertaining to the Gordon Pass spoil disposition. Dr. Jon Staiger, Natural Resources Manager, had explained at the January 6th Workshop that the anticipated cost of moving the

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spoil material approximately one mile north of the Pass would be approximately \$119,000.00, which would become the City's responsibility to finance. The Army Corps of Engineers had indicated that they will not delay this project and that the spoil will either be disposed of to the south, or with the City funding the extra expense, it will be deposited north of the Pass. Council had addressed the question of funding and reaffirmed its previous position that ad valorem property tax could not be used for funding beach renourishment, but clarified their prior position stating that other revenue sources of the City could be used.

The City Manager and Finance Director Bill Harrison had reviewed several options for funding the \$119,000.00. Dr. Woodruff reviewed those options:

Option 1: Local borrowing - Should Council desire to borrow for this project, it had been determined that a one-year note under a tax exempt borrowing could anticipate a competitive rate of between 3.5 and 3.75 percent. A note issued for three to five years would be at 4.5 to 4.75 percent.

Option 2: Revision of approved CIP (Capital Improvement Program) - The approved CIP includes \$21,563 for Gordon Pass sand transfer, therefore, leaving a shortfall of some \$98,000. The following recommendations would result in funding this shortfall.

CIP Contingency Fund	\$41,000
Delay Irrigation System (Computerization)	<u>\$57,000</u>
Total	\$98,000

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The City Manager next listed those items which would be temporarily frozen in this year's CIP with the understanding that they could not be purchased prior to the beginning of the tenth month of this fiscal year (July) and would not be purchased should other items take higher priority and need funding due to the elimination of the contingency fund. Those items are: Building Department replacement vehicle, Building Department file cabinets, Fire Department mobile burn unit, Fire Department - repainting of crash truck, Parks & Parkways - miscellaneous equipment and landscaping, for a total of \$58,000.

Dr. Woodruff emphasized that should Council decide to proceed with the project, it should be funded with existing funds, not with borrowed money. It was staff's recommendation that Council proceed to authorize the sand transfer from Gordon Pass in the northerly direction as per plans of the Army Corps of Engineers. The estimated \$119,000.00 cost to be funded as shown in Option 2.

Council discussed the project and directed staff to contact the Army Corps of Engineers in order to clarify the following: Is the Corps of Engineers contemplating pumping sand in both directions (north and south) and if so, how will they determine how much goes each way? How will it be funded? Was their estimate of 60,000 cubic yards an accurate estimate?

Staff will work out a comparison of ad valorem taxes paid by Key Island property owners versus those paid by property owners in the Gordon Drive area where sand may be pumped.

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ITEM 4

REVIEW OF ITEMS ON JANUARY 15, 1992
REGULAR MEETING AGENDA.

No discussion.

ADJOURN: 10:45 a.m.

Kim Anderson
KIM ANDERSON, MAYOR

Janet Cason
JANET CASON
City Clerk

Marilyn McCord
Marilyn McCord
Deputy Clerk

These minutes of the Naples City Council were
approved on May 6, 1992.

SUPPLEMENTAL ATTENDANCE LIST

City Council Workshop Meeting - January 13, 1992

John Conroy
Walter Olson
Peter Van Arsdale
Werner W. Haardt
Tyler Janney
Edward McMahon
Robert P. Meister

Sue B. Smith
Charles Andrews
Dudley Goodlette
James E. Adams
David Nemore
James A. McLaughlin
Larry Warner

NEWS MEDIA

Eric Staats, Naples Daily News
Tim Engstrom, Fort Myers News-Press