



City Council Chamber
735 Eighth Street South
Naples, Florida 33940

City Council Workshop Meeting - April 5, 1993 - 9:00 a.m.

Mayor Muenzer called the meeting to order and presided.

ROLL CALL

ITEM 2

Present: Paul W. Muenzer, Mayor
Fred L. Sullivan, Vice Mayor

Council Members:
Kim Anderson
R. Joseph Herms
Alan R. Korest
Ronald M. Pennington
Peter H. Van Arsdale

Also Present:

Dr. Richard L. Woodruff, City Manager	Burt Saunders, County Commissioner
Maria J. Chiaro, City Attorney	Werner W. Haardt
John Cole, Chief Planner	Justyna Ford
Missy McKim, Comm. Development Director	Tom O'Riley
Jon Staiger, Ph.D., Natural Resources Mgr.	Robert Cadenhead
Terry Fedelem, Parks & Parkways Supert.	Charles Andrews
Mark Thornton, Comm. Services Director	Other interested citizens and visitors
Rebecca Couchman, Recycling Coordinator	Media:
George Henderson, Sergeant-At-Arms	Eric Staats, Naples Daily News
Marilyn McCord, Deputy City Clerk	Traci Griffith, WNOG
	Tim Engstrom, Fort Myers News-Press

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Recycling Coordinator Rebecca Couchman presented each Council Member with a scoop made of recyclable plastic and containing an invitation to the City's recycling program changeover to Waste Management. A brief changeover ceremony will take place on Monday, April 12, 1993.

ITEM 1

ITEMS TO BE ADDED

Mayor Muenzer announced that the following items would be added to the agenda:

- Update: Letter to the City of Naples from Supervisor of Elections Mary Morgan.
- Update: Judge Blackwell's decision with respect to Coastland Mall petitions.

ITEM 2

COUNTY COMMISSIONER BURT SAUNDERS' UPDATE REPORT

Tax Inequity

County Commissioner Burt Saunders told Council that the Commission appeared to be moving slowly in the direction of correcting some of the tax inequities, including the Emergency Medical Services (EMS) issue. In reply to Council Member Van Arsdale's question, Mr. Saunders said, "Periodically there's a discussion about what is the most fair way to charge for various services. We've elected to go to impact fees as much as we practically can and we've elected to go to user fees where it makes sense. There are certain places where it makes a great deal of sense and certain places where it doesn't make any sense at all. I'm trying to accomplish keeping our tax rates as low as we can. We haven't had any significant increase in our millage rate. Now I realize that assessments are going up, so that doesn't give you a great deal of comfort. We have some real practical problems in trying to deal with that. For examples, if we have a millage rate of five mills and the value of someone's house goes from \$1,000,000 to \$2,000,000, there's a huge increase in taxes that family would have to bear. How does the County Commission deal with that? In order to give that person any tax equity we would have to scale the millage rate back to 2.5 mills just to keep

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his taxes at the same amount. What that would do to the County...you can't do it. So we have some real practical problems. The best answer has been The Save Our Homes petition to stop the assessments from going up. That's really the only practical way to get at the problem. We could talk about tax equity and we can take particular services like EMS, police, and all those different services and we can try to come up with unique or different ways to fund those, but our millage rate at four mills, 4.5 mills, is not likely to go down significantly. So we still have the problem, even though we are trying to address it."

Mr. Saunders told Council that it needs to convey its unhappiness with the double taxation issue. Vice Mayor Sullivan commented that with respect to dual services, as long as the present State Charter exists there will probably be a great deal of dissatisfaction. He noted that the present State Charter was designed primarily for rural community arrangements and not for highly urbanized areas such as Naples. Mr. Sullivan requested that the tax equity issue be scheduled as an item for Workshop discussion.

Beach Renourishment

Next Mr. Saunders reported that progress was being made on the beach renourishment matter. He said that the County Commission had committed itself to the project. Mr. Saunders agreed with Council Member Korest's suggestion that Coastal Engineering should proceed with the design profile phase of its contract. He reported that at the April 6th Commission Meeting, County staff would be making a presentation dealing with the permitting phase of the project.

Tourist Development Council

Mr. Saunders said that for each type of grant available through the Tourist Development tax there was a list of general criteria that must be met.

Gasoline Tax

With respect to the gasoline tax, Mr. Saunders told Council that the Commission would probably choose the referendum option if that is possible.

Gordon River Bridge

CH2MHill will present its fatal flaw study at the April 9th Metropolitan Planning Organization Meeting. Five different alignments will be reviewed. Mr. Saunders commented, "Both the County and the City Council will have to work together if this is to be a reality." He said that funding the

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second bridge through the use of tolls was a good potential funding source.

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Burning of horticultural material from land clearing

Council Member Herms told Mr. Saunders that the burner which the City had used for burning material after Hurricane Andrew was probably still available. Mr. Saunders said that burning had not been discussed at the Commission level, however he would bring it to their attention. He did point out that historically the County had not supported disposal by burning, but he will direct County staff to contact Parks & Parkways Superintendent Terry Fedelem for more information about the burner.

In response to Mayor Muenzer's question, Mr. Saunders said that he believed the majority of the County Commissioners had no particular opposition to annexation or incorporation, as long as objective information is provided so that people can make an intelligent decision on that issue. In terms of the working relationship between the City and the County, Mr. Saunders commented that he did not perceive any particular conflict, although there are always issues to be worked out. He said further, "We may not always agree on a particular issue, but we'll move on to the next one. The media perception that there is conflict, I think is more a creation of the media than anything else, in order to generate that conflict, because that's what sells newspapers."

Mayor Muenzer thanked Mr. Saunders for attending the Workshop and reminded everyone that the next City/County Joint Meeting was scheduled for June 9, 1993.

BREAK: 10:00 a.m. - 10:15 a.m.

**BEACH RENOURISHMENT/MAINTENANCE COMMITTEE APPLICANT
INTERVIEW - JOHN WADSWORTH**

Mr. John Wadsworth, who had been unable to attend the previously scheduled interviews, told Council that he was interested in being reappointed to the Beach Renourishment/Maintenance Committee. Mayor Muenzer noted that Mr. Wadsworth had spent considerable time and effort studying the beach situation even before he was a member of the Committee.

ITEM 3

REPORT ON EMERGENCY BEACH RENOURISHMENT--DR. JON STAIGER

Dr. Jon Staiger, Natural Resources Manager, gave a slide presentation of several beach areas which are in need of renourishment, including Lowdermilk Park. Dr. Staiger reported that he had met with the Beach Renourishment/Maintenance Committee and they had recommended that the City proceed with work at Lowdermilk Park. He estimated that approximately 2,700 cubic yards of sand would be needed for that project. Dr. Staiger said that he had already submitted the necessary permit applications to DNR (Department of Natural Resources). He also quoted prices, and showed samples, of three different sand sources. Mr. Robert Cadenhead has offered to donate enough sand for the Lowdermilk Park repairs. That project will require approximately fifty-five truckloads of sand; City staff will spread the sand.

Dr. Staiger reported further that this will be basically a dune repair and not emergency beach restoration. Mayor Muenzer suggested that a sea oat planting program could be instituted as well. The Mayor directed Dr. Staiger to ascertain whether FEMA (Federal Emergency Management Agency) funds were available for this project. City Manager Woodruff told Council that it would cost approximately \$12,000.00 to purchase and truck enough sand for all seven of the beach areas, which are as follows:

- . Horizon Way beach access park
- . La Tour Rivage Condominium
- . Lowdermilk Park
- . Naples Golf Hotel & Beach Club
- . Seventh Avenue North
- . Seventh Avenue South
- . Fourteenth Avenue South

Mr. Cadenhead told Council that he can provide native beach sand. Mr. Cadenhead explained that he was willing to donate the sand so that people can observe its quality. Dr. Woodruff said that not all of the work needed at the beach must wait for extensive permitting, noting, "The thing is to get started." The sand will be dumped directly on the beach at Lowdermilk Park. At other areas the conveyor will be used. Council authorized staff to proceed to work with Mr. Cadenhead in transporting sand to Lowdermilk Park. Staff will also proceed to obtain the necessary permits for one other beach location and test Mr. Cadenhead's conveyor. Staff will report on the project at the

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second Workshop Meeting in May.

BREAK: 11:35 a.m. - 11:45 a.m.

ITEM 4

REVIEW OF HORTICULTURAL COLLECTION PROCEDURES

Community Services Director Mark Thornton and Parks & Parkways Superintendent Terry Fedelem reviewed the chipping and composting options. Mr. Fedelem said that chipping and composting with City owned equipment would cost approximately the same as chipping and composting with contracted equipment. Contracted chipping could begin immediately, he said, and would allow the City to reduce its operational staff from eight to six employees.

City Manager Woodruff told Council that staff would recommend signing a contract at the same price the County secured, and for a specific time period. In reply to Council Member Herms' question, Dr. Woodruff said that staff would continue to use the existing chipper, which works well on hardwood. He also explained that in order to utilize a private contractor, it would be necessary to have a set of scales. The City had purchased a set of scales in 1989, however it was never installed. The scales were purchased with recycling grant money and will cost approximately \$6,800.00 to install.

Staff will proceed to negotiate a contract for the tub grinder. Council authorized staff to spend the necessary funds to install the scales at the landfill area. Staff will report on the condition of the chipper currently being used. Dr. Woodruff told Council that staff would report within thirty to forty-five days on how to handle the commercially generated chipped material.

UPDATE: LETTER TO THE CITY OF NAPLES FROM SUPERVISOR OF ELECTIONS MARY MORGAN

City Manager Woodruff reported that under State law, Supervisor of Elections Mary Morgan was not required to conduct the City's elections. She has the right to sign or reject a contract with the

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City. Mrs. Morgan charges the City for the total cost of the election and those costs are included in the City's budget. Dr. Woodruff said that a special election would cost between \$25,000.00 and \$35,000.000.

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Dr. Woodruff reported that Mrs. Morgan has informed him that she would not handle any election concerning Coastland Mall. He said, "We've let her know our preference is that she run the elections. I'm confident we'll be able to handle our own elections in a competent fashion."

Staff will research and report to Council: What will be needed in order for the City to handle its own elections? Contact the Florida League of Cities: How do other municipalities handle their own elections?

UPDATE: JUDGE BLACKWELL'S DECISION WITH RESPECT TO COASTLAND MALL PETITIONS

City Attorney Chiaro reported that Judge William Blackwell had determined that Council acted appropriately on the rezoning of Coastland Mall. With respect to the petition drive, Judge Blackwell determined that the petitions should be sufficient and that the procedures as set forth in the Charter should go forward. The rezone ordinance will return to Council for reconsideration. Should Council fail to repeal the ordinance, it will go to a general election within sixty to ninety days. Attorney Chiaro confirmed that the only way an election can be avoided at this point is if Council overturns its own ordinance.

ITEM 5

REVIEW OF AGENDA ITEMS FOR WEDNESDAY, APRIL 7, 1993 REGULAR COUNCIL MEETING

Item 5/First Reading/Palm Cottage Historic House Museum: Staff should report to Council: Is the Palm Cottage tax exempt?

Item 13/Adopt 1993 State Energy Efficiency Code for Building Construction: This item will be removed from the April 7th Council agenda and be scheduled for Workshop discussion so that staff can report on changes to the Code.

Item 17/EMS Trust Fund Grant Monies: What is the Trust Fund balance? Staff will report on how the funds are split.

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Item 18/Appoint Member to Two Advisory Boards: In the future, a list of applicants should be included in the Council packet. Staff should provide a list of applicants at the April 7th Council Meeting.

Item 21/Trail's End Motel/Use of a Temporary Facility: Staff will provide original blueprints at the April 7th Council Meeting.

Item 24/Bid Award/Seven Flow Meters: Staff should report on whether the meters are pumping properly. Also report to Council: How much water gets from the wellfield to the water plant?

Item 27/Upgrade Pumps at Port Royal Tank Site: Report on status of the tanks. Why are all of the pumps not being replaced?

ANNOUNCEMENTS/CORRESPONDENCE/COMMUNICATIONS

None.

ADJOURN: 1:45 p.m.

PAUL W. MUENZER, MAYOR

Janet Cason
City Clerk

Marilyn McCord
Deputy City Clerk

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These minutes of the Naples City Council were approved on April 21, 1993.



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Convened 9:00 a.m. / Adjourned 1:45 p.m.

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