

ANNOTATED Naples City Council Agenda
City Council Chamber, 735 Eighth Street South, Naples, Florida

Mayor: Paul W. Muenzer

Vice Mayor: Alan R. Korest

City Council: Ronald M. Pennington, Marjorie Prolman, Fred L. Sullivan, Fred Tarrant, Peter H. Van Arsdale

City Manager: Dr. Richard L. Woodruff • City Clerk: Janet Cason • City Attorney: Maria J. Chiaro

Welcome to today's City Council meeting. If you wish to address the Council regarding an item listed on this agenda, please complete a registration form at the rear of the room and place it in the Request Box located to the right of the City Attorney's seat on the Council dais prior to consideration of that item. We ask that speakers limit their comments to 7 minutes and that large groups name a spokesperson whenever possible. (Written materials or other exhibits for entry into the permanent record must be received in the City Manager's Office by noon of the Monday prior to the City Council meeting.) Thank you for your interest and participation in City government.

Regular Meeting
Wednesday, May 18, 1994
CONVENED 9:00 a.m./ADJOURNED 1:50 p.m.

All proposed ordinances and information on other items listed below may be inspected in the office of the City Clerk, Room B, City Hall, or at the Collier County Public Library Research Section, 650 Central Avenue. For further information, call the City Clerk's Office, 434-4701.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

Vicar Richard E. Wagner - Shepherd of the Glades Lutheran Church

2. ROLL CALL - ALL PRESENT

3. ITEMS TO BE ADDED

Item 21 Report on site selection for arts facility. 11:00 a.m.

Item 22 Resolution urging Governor Chiles and DEP Secretary Wetherell to issue an order denying a dredge and fill permit for the Sabal Bay development as requested by Collier Development Corporation.

Item 23 Resolution declaring that rates for basic service and equipment remain subject to review and further reduction and refund.

Item 24 Request from Town of Welaka, Florida, Police Department for assistance in obtaining a back-up vehicle.

Item 25 Resolution granting variance petition 94-V6 to allow the existing house at 707 Riviera Drive to encroach into the side yard setback by five inches.

4. ANNOUNCEMENTS

City Council Special Meeting 5:30 p.m. May 18, 1994.

Three girls' softball teams from the Naples area (Naples High School, Barron Collier High School, St. John Neumann High School) who have won State Championships will be recognized at the June 15, 1994, City Council Meeting.

NOTICE

Formal action may be taken on any item discussed or added to this agenda. Any person who decides to appeal any decision made by the City Council with respect to any matter considered at this meeting (or hearing) will need a record of the proceedings and may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be heard. Any person with a disability requiring auxiliary aids and services for this meeting may call the City Clerk's Office at 434-4701 with requests at least two business days before the meeting date.

Scheduled Agenda Items

Some of the items on the following agenda have been scheduled for a time certain. This schedule will be followed as closely as possible for the convenience of any citizen(s) wishing to address the Council. Items not listed at a time certain will be considered at the discretion of the Council.

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| <p>Resolution</p> <p>Annexation/Development Agreement 94-AXD1</p> <p>Petitioner: Castle Partnership720 Goodlette Road</p> | <p>9:15 a.m.</p> <p>5. Authorization to execute an Annexation Agreement and a Development Agreement with Castle Partnership, a Florida General Partnership, providing for the development of a 2.75 acre parcel of property located at 900 Goodlette-Frank Road.</p> <p>94-7196/Pennington/Van Arsdale/7-0</p> |
| <p>Second Reading of an Ordinance</p> <p>Approved at First Reading 5/04/94</p> <p>Text Amendment 94-T4a</p> | <p>10:00 a.m.</p> <p>6. Public Hearing to consider amending the Comprehensive Development Code to restrict the size of shopping centers and types of parking facilities.</p> <p>94-7198/Sullivan-Prolman/6-1 (Pennington dissenting)</p> |
| <p>Second Reading of an Ordinance</p> <p>Approved at First Reading 5/04/94</p> <p>Text Amendment 94-T3</p> | <p>7. Public Hearing to amend the Comprehensive Development Code to clarify height measurement and delete the two story limitation applicable to certain multifamily zoned properties across a street from single family zoning districts.</p> <p>94-7199/Van Arsdale/Sullivan/5-2 (Prolman, Tarrant dissenting)</p> |
| <p>First Reading of Ordinances (2)</p> <p>Finance Department</p> <p>Recommended for approval by the Police Officers Retirement Board and the Firemen's Retirement Board</p> | <p>8-a Consider a special retirement option for members of the Police Officers' Pension and Retirement System reaching the age of at least 46 years and completing a minimum of 15 years of service during calendar years 1994 and 1995.</p> <p>CONTINUE TO JUNE 1, 1994/Korest/Tarrant/5-2 (Sullivan, Muenzer dissenting)</p> <p>8-b Consider a special retirement option for members of the Firefighters' Pension and Retirement system reaching the age of at least 46 and completing a minimum of 15 years of service during calendar years 1994 and 1995.</p> <p>CONTINUE TO JUNE 1, 1994/Korest/Tarrant/5-2 (Sullivan, Muenzer dissenting)</p> |

- Resolution** 9. Appoint one member to the Community Redevelopment Agency Advisory Board. ***APPOINT GAIL BOORMAN PETTEY 94-7200/Prolman/Van Arsdale/6-1 (Tarrant dissenting)***

Consent Agenda

All matters taken under this item are considered routine, and action will be taken by one motion. There will be no separate discussion of these items. If discussion is desired, that item(s) will be removed from the Consent Agenda and considered separately.

10. Approval of minutes. ***May 2, 1994, Workshop Meeting APPROVE/Korest/Pennington/7-0***

**Resolutions (2)
Natural Resources**

11. Consider support of the application for State funding assistance to implement the Doctors Pass Inlet Management Plan.
94-7191/Korest/Pennington/7-0
12. Authorize execution of a contract with Coastal Planning and Engineering, Inc., to develop an Inlet Management Plan for Gordon Pass.
94-7192/Korest/Pennington/7-0

**Resolution
Engineering**

13. Amendment to the CH2M Hill contract for Phase II of the second Gordon River Bridge preliminary Environmental and Design (PD&E) Study.
94-7193/Korest/Pennington/7-0

**Resolution
Utilities Department**

14. Authorize Amendment No. 2 to Exhibit A-2 of the master agreement between Hartman & Associates, Inc. and the City, to provide consulting work associated with the comprehensive proposal for water audit.
94-7194/Korest/Pennington/7-0

**Budget Amendment
Finance Department**

15. Budget amendment in the amount of \$5,000.00 to provide for the purchase of one floor lift for Equipment Services garage.
APPROVE/Korest/Pennington/7-0

Purchasing Items

- Waive competitive bid** 16. Authorization to waive competitive bids for the purchase of replacement components for continuous flow analyzer. (Utilities Department)
Vendor: Perstorp Analytical, Inc.
Silver Spring, Maryland
Total cost: \$21,000.00
Funding: C.I.P. Projects #94M24 and #93M31
APPROVE/Korest/Pennington/7-0
- Waive competitive bid** 17. Authorization to waive competitive bids for the rehabilitation of two gravity filters. (Utilities/Water Treatment)
Contractor: Douglas N. Higgins, Inc.
Ann Arbor, Michigan
Total Price: \$79,000.00
Funding: C.I.P. Projects #93107 and #94K03
Capital Contingency Fund
APPROVE/Korest/Pennington/7-0
- Bid #94-46** 18. Award bid for an annual contract for tires, tubes and related services (Annual Contract/Utilities)
Contractor: A-Expert Tire & Service, Inc.
Naples, Florida
Estimated Annual
Expenditures: \$45,000.00 Tires, tubes, etc.
9,697.60 Tire service
4,738.90 Road service
APPROVE/Korest/Pennington/6-0 (Van Arsdale absent for vote)
- Bid #94-49** 19. Award bid for utility construction work related to the extension of a gravity sewer in North Naples Estates.
Contractor: Mitchell & Stark Construction Co., Inc.
Naples, Florida
Bid Price: \$19,931.30
Funding: C.I.P. #94N04
APPROVE/Korest/Pennington/7-0
- Bid #94-50** 20. Award bid for utility construction work related to the extension of a reclaimed water main for irrigation purposes into the Commons Office Park off Goodlette Road North.
Contractor: Stevens & Layton, Inc.
Fort Myers, Florida
Bid Price: \$137,003.25
Funding: C.I.P. Project #94N01
APPROVE/Korest/Pennington/7-0

End Consent Agenda

ADDED ITEMS:

21. Report on site selection for arts facility. Approve resolution endorsing Project Compromise recommendations with the following changes: ~~Elimination of specific square foot requirements~~ Show a maximum of 12,000 square feet in sections 8 and 9; eliminate the specific date regarding completion of the public plaza in item 15; insert the words "as soon as possible" in item 13 after the word "completed" (Master Plan should be completed as soon as possible but not later than 1/01/95) **94-7201/Sullivan/Muenzer/6-1 (Van Arsdale dissenting)**
This was amended on motion by Korest, seconded by Pennington to show a maximum of 12,000 square feet relative to section 8 and 9. The amendment was passed 4-3, prior to the vote on the actual motion, with Sullivan, Van Arsdale and Muenzer dissenting on the amendment.
22. Resolution urging Governor Chiles and DEP Secretary Wetherell to issue an order denying a dredge and fill permit for the Sabal Bay development as requested by Collier Development Corporation.
94-7197/Pennington/Sullivan/7-0
23. Resolution declaring that rates for basic service and equipment remain subject to review and further reduction and refund.
94-7190/Korest/Pennington/7-0
24. Request from Town of Welaka, Florida, Police Department for assistance in obtaining a back-up vehicle.
APPROVE/Sullivan/Pennington/7-0
25. Resolution granting variance petition 94-V6 to allow the existing house at 707 Riviera Dr. to encroach into the side yard setback by five inches. **94-7195/Sullivan/Pennington/7-0**

Open Public Input ***Bob Bodine called to the Council's attention a possible problem of traffic light timing; it was determined that a workshop will be scheduled in the future to brief the Council on the City's traffic light program.***

Correspondence/Communications ***Vice Mayor Korest reported that he and Mayor Muenzer had attended the Department of Transportation public hearing on the proposed US 41 pedestrian underpass and that there seemed to be no opposition to the plan.***

Adjourn - ***1:50 p.m.***