

# ***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, August 3, 1994** ***CONVENED 9:00 a.m./ADJOURNED 5:45 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

*Dr. Hal Davenport, Pastor*

*Naples United Church of Christ*

2. ROLL CALL

***ALL PRESENT***

3. ITEMS TO BE ADDED

***Item 25: Award bid for construction of a new Fire Department***

***MOTION: To remove Item 10 from the agenda; remove Item 17 from the Consent Agenda; add Item 25 to the agenda; approve the Consent Agenda, consisting of Items 16, 18, 19, 20, 21, 22-a, 22-b, 23, and 24.***

***Pennington/Sullivan/6-0 (Van Arsdale absent for vote)***

4. ANNOUNCEMENTS

## **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.

---

|   |   |
|---|---|
| <p><b>Resolution</b><br/> <b>Alley Vacation Petition</b><br/> <b>94-AV3</b></p> <p><b>Petitioner:</b><br/> <b>Inge Johnstone/<br/> Suntide Motel</b></p> <p><b>Continued from 7/20/94</b></p> | <p><b>9:15 a.m.</b></p> <p>5. Request for alley vacation, vacating the 25 foot wide, east-west public alley segment commencing at the 7th Street South right-of-way, between 9th and 10th Avenues, South, and ending at the north-south alley right-of-way serving this same block. Applicant: Inge Johnstone/Suntide Motel.</p> <p><b>94-7236/APPROVE WITH MODIFICATIONS</b><br/> <i>Van Arsdale/Sullivan/5-2 (Korest, Muenzer dissenting)</i></p> |
|---|---|

---

|   |   |
|---|---|
| <p><b>Resolution</b><br/> <b>Conditional Use Petition</b><br/> <b>94-CU5</b></p> <p><b>Petitioner:</b><br/> <b>Margaret Cormier</b><br/> <b>Inn By The Sea</b></p> <p><b>Continued from 7/20/94</b></p> | <p><b>9:45 a.m.</b></p> <p>6. Request for conditional use allowing continued operation of the Inn By The Sea bed and breakfast at 281 and 287 11th Avenue South.</p> <p><b>94-7237/APPROVE WITH CONDITIONS</b><br/> <i>Prolman/Sullivan/7-0</i></p> |
|---|---|

---

|  |   |
|--|---|
| <p><b>Second Reading<br/> of an Ordinance</b></p> <p><b>Approved at First Reading</b><br/> <b>6/15/94</b></p> <p><b>Continued from 7/20/94</b></p> | <p><b>10:15 a.m.</b></p> <p>7. <b>Public Hearing</b> to amend the Comprehensive Development Code "C2-A" Waterfront Commercial District and marina parking requirements, to encourage the retention of marine service facilities and public access.</p> <p><b>MOTION TO APPROVE FAILED AT SECOND READING</b><br/> <i>Korest/Pennington/3-4(Prolman, Sullivan, Tarrant, Van Arsdale dissenting)</i></p> <p><b>MOTION TO RECONSIDER ITEM 7 AND TO CONTINUE AT THE<br/> SEPTEMBER 21, 1994, CITY COUNCIL MEETING.</b><br/> <i>Sullivan/Korest/6-1(Tarrant dissenting)</i></p> |
|--|---|

---

|   |  |
|---|--|
| <p><b>Resolution</b><br/> <b>Subdivision Plat</b><br/> <b>Petition 94-SD2</b></p> <p><b>Petitioner:</b><br/> <b>Robert J. Lewis</b></p> <p><b>Planning Advisory Board<br/> recommendation to deny</b></p> | <p><b>11:00 a.m.</b></p> <p>8. Request for a preliminary subdivision plat approval for a proposed four-lot single-family subdivision located at the southwest corner of Gulf Shore Boulevard and North Lake Drive, to be known as Vista del Mar.</p> <p><b>MOTION TO DENY THE RESOLUTION</b><br/> <i>Van Arsdale/Prolman/4-3(Pennington, Sullivan, Muenzer dissenting)</i></p> |
|---|--|

---

|                             |                          |
|-----------------------------|--------------------------|
| <p><b>First Reading</b></p> | <p><b>11:45 a.m.</b></p> |
|-----------------------------|--------------------------|

- 
- |   |   |
|---|---|
| <p><b>of an Ordinance</b></p> <p><b>Fire Department</b></p> | <p>9. Consider an amendment to the Code of Ordinances, "Fire Prevention Code," relating to fire sprinkler requirements in aircraft hangars.</p> <p><b><i>APPROVE AT FIRST READING/REVISE TO INCLUDE AN AMENDMENT TO REVIEW DESIGN ALTERNATIVE FOR ALARM SYSTEM, TO BE PRESENTED AT SECOND READING</i></b></p> <p><b><i>Van Arsdale/Sullivan/7-0</i></b></p> |
|---|---|
- 

- |   |  |
|---|--|
| <p><b>First Reading<br/>of an Ordinance</b></p> | <p><b>1:30 p.m.</b></p> <p>10. Approving a cable television franchise agreement by ordinance with Interactive Cable Vision, Inc.</p> <p><b><i>THIS ITEM WAS REMOVED FROM THE AGENDA.</i></b></p> |
|---|--|

- |   |  |
|---|--|
| <p><b>First Reading<br/>of an Ordinance</b></p> <p><b>Change in Text Petition 94-T9</b></p> | <p>11. Amendment to the Code of Ordinances pertaining to the "R1-15A" (Port Royal) zoning district, to establish a twenty foot minimum setback for driveway gates, measured from the street pavement rather than the property line.</p> <p><b><i>APPROVE AT FIRST READING/Van Arsdale/Pennington/7-0</i></b></p> |
|---|--|

**Planning Advisory Board  
recommendation to  
approve**

- 
- |   |   |
|---|---|
| <p><b>First Reading<br/>of an Ordinance</b></p> <p><b>Change in Text Petition<br/>94-T8</b></p> | <p>12. Amendment to the Code of Ordinances pertaining to the "R1-15A" (Port Royal) zoning district, to establish maximum pier dimensions and setback requirements.</p> <p><b><i>APPROVE AT FIRST READING/Pennington/Prolman/7-0</i></b></p> |
|---|---|

**Planning Advisory Board  
recommendation to  
approve**

- 
- |   |  |
|---|--|
| <p><b>Resolution</b></p> <p><b>Community Services</b></p> | <p>13. Endorse a program for the refurbishment and enhancement of playground equipment, facilities and surfacing to playgrounds located within City parks.</p> <p><b><i>APPROVE WITH AMENDED LANGUAGE</i></b></p> <p><b><i>94-7238/Sullivan/Pennington/7-0</i></b></p> |
|---|--|
- 

- |  |  |
|--|--|
| <p><b>Second Reading<br/>of an Ordinance</b></p> | <p>14. <b>Public Hearing</b> to consider an amendment to the Code of Ordinances to revise the rates for sewer service.</p> <p><b><i>94-7239/Korest/Sullivan/6-1 (Tarrant dissenting)</i></b></p> |
|--|--|

**Approved at First Reading  
7/20/94**

|  |     |   |
|--|-----|---|
| <b>Second Reading<br/>of an Ordinance</b>    | 15. | <b>Public Hearing</b> to consider an amendment to the Code of Ordinances for the purpose of clarifying the General Employees Retirement System's definition of "Actuarial Equivalent" and satisfying the qualification requirements of the Internal Revenue Code. |
| <b>Approved at First Reading<br/>7/20/94</b> |     | <b>94-7240/Sullivan/Pennington/7-0</b>  |

**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.**

|  |     |   |
|--|-----|---|
| <b>7/18/94 Workshop Mtg<br/>7/20/94 Regular Mtg<br/>7/25/94 Workshop Mtg<br/>7/25/94 Budget Review<br/>7/26/94 Budget Review</b> | 16. | Approval of Minutes<br><b><i>APPROVE/Pennington/Sullivan/6-0 (Van Arsdale not present for vote)</i></b>   |
| <b>Resolution<br/>Planning</b>   | 17. | Authorization to submit final statement funding application to U.S. Department of Housing & Urban Development for Community Development Block Grant (CDBG) Funds.<br><b><i>94-7241/Sullivan/Korest/6-1(Tarrant dissenting)</i></b>                      |
| <b>Resolution<br/>Engineering</b>  | 18. | Authorize execution of a proposal for engineering services for a potable water master plan, between Hartman & Associates, Inc. and the City.<br><b><i>94-7233/Pennington/Sullivan/6-0 (Van Arsdale not present for vote)</i></b>                        |
| <b>Resolution<br/>Utilities</b>  | 19. | Expansion of the water reuse line into the condominium parcels at Bear's Paw County Club.<br><b><i>94-7234/Pennington/Sullivan/6-0 (Van Arsdale not present for vote)</i></b>   |
| <b>Resolution<br/>Utilities</b>  | 20. | Accept a grant of easement between Southland Corporation and the City for installation of a fire hydrant to extend water service to the 7-11 store on Airport Road.<br><b><i>94-7235/Pennington/Sullivan/6-0 (Van Arsdale not present for vote)</i></b> |
| <b>Temporary Use Permit<br/>Community Services</b>   | 21. | Consider approval of a Temporary use Permit for the 1994 Downtown Criterium bike racing event to be held on August 14, 1994.<br><b><i>APPROVE/Pennington/Sullivan/6-0 (Van Arsdale not present for vote)</i></b>  |

---

**Budget Amendments (2)**    22.    Consider two budget amendments:

**Finance**                      22-a    Solid Waste Fund: Increase contract services by \$50,000.00,  
offset by increasing the revenue budget by a like amount.

***APPROVE/Pennington/Sullivan/6-0 (Van Arsdale not present for vote)***

22-b    City Dock Fund: Increase fuel purchases and resale supplies,  
offset by increased revenues.

***APPROVE/Pennington/Sullivan/6-0 (Van Arsdale not present for vote)***

**Purchasing**

**Bid #94-60**    23.    Award Bid #94-60 to purchase two emergency/standby power  
systems. (Utilities Department)

Vendor:                      Cummins S.E. Power, Inc., Tampa, FL

Funding:                    CIP Projects #94X10 and #94X09

***APPROVE/Pennington/Sullivan/6-0 (Van Arsdale not present for vote)***

**Bid #94-61**    24.    Award Bid #94-61 to purchase three booster pumps to be installed at  
the East Naples water storage/pump booster site.

Vendor:                      Tampa Armature Works, Inc., Tampa, FL

Funding:                    CIP Project #94K09

***APPROVE/Pennington/Sullivan/6-0 (Van Arsdale not present for vote)***

---

**End Consent Agenda**

ADDED ITEM:

25.    Award bid for construction of a new Fire Department  
***94-7242/Korest/Van Arsdale/6-1 (Prolman dissenting)***

Open Public Input

Correspondence/Communications

Adjourn                      ***5:45 p.m.***