

**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

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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.

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**Regular Meeting**

**Wednesday, March 15, 1995**

**CONVENED 9:00 a.m. / ADJOURNED 3:16 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  
*Rev. C. Read Heydt, Trinity-by-the-Cove Episcopal Church*
2. ROLL CALL - *All present (Sullivan arrived 9:20 a.m.)*
3. ITEMS TO BE ADDED
  - *Item 24 - Policy for reconsideration of agenda items; • Item 25 - Declare truck as surplus Korest/Pennington/6-0 (Sullivan absent)*
  - *Set agenda/Korest/Pennington/6-0 (Sullivan absent)*
  - *Reopen agenda/VanArsdale/Tarrant/4-2 (Sullivan absent; Korest and Prolman dissenting)*
  - *Reconsider Coconut Grove PD/VanArsdale/Tarrant/3-3 (Sullivan absent; Korest, Pennington and Prolman dissenting)*
  - *Reconsider Coconut Grove PD on 4/5/95 (motion later in meeting) VanArsdale/Sullivan 4-3 (Korest, Pennington and Prolman dissenting)*
4. ANNOUNCEMENTS  
*City Manager Woodruff recognized Emma Lynn Thornton, who died March 12, 1995, at the age of 93. Mrs. Thornton had been a life-long member of the community and her children have been active in business and charitable organizations locally.*

**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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<b>Resolution</b>	<b>9:15 a.m.</b>
<b>CCSL 95-03</b>	5. Grant a Coastal Construction Setback Line Variance to add approximately 782 square feet of living space to an existing residence at 2976 Gordon Drive and construct a three-car garage with a habitable second floor, a swimming pool and paver-block patio, a wood deck, and replace an asphalt driveway with paver blocks, gulfward of the Coastal Construction Setback Line. <i>95-7386/Pennington/Korest/7-0</i>
<b>Owners:</b> <b>George &amp; Patricia Kraus</b>	

<hr/> <p><b>Resolution</b> <b>CCSL 95-04</b></p>	<p><b>9:30 a.m.</b></p>
<p><b>Owners:</b> <b>Roger &amp; Barbara Smith</b></p>	<p>6. Grant a Coastal Construction Setback Line Variance to add approximately 640 square feet of living space to the ground floor of an existing residence at 4500 Gordon Drive, remodel the residence, construct guest quarters within an existing garage, and replace asphalt pavement with landscaping, gulfward of the Coastal Construction Setback Line. <b>95-7387/Korest/Pennington/7-0</b></p>
<hr/> <p><b>Resolution</b></p>	<p><b>10:00 a.m.</b></p>
<p><b>Planning Department</b></p> <hr/> <p><b>Discussion</b> <b>of Conditional Use</b> <b>Petition 94-CU13</b></p>	<p>7. Submit an amendment to the Community Development Block Grant (CDBG) Final Statement which will reflect the reallocation of \$100,000.00 in CDBG funds. <b><i>AS AMENDED (River Park pool/\$75,000 River Park landscaping/\$25,000)</i></b> <b>95-7388/Korest/Prolman/7-0</b></p>
<p><b>Approved by Council</b> <b>1/04/95</b></p> <hr/> <p><b>Finance Department</b></p>	<p><b>10:30 a.m.</b></p> <p>8. Discussion of amendment to condition of time limit on music at the Mageiro Restaurant, 2840 Ninth Street North. <b><i>(Amend 95-7343)</i></b> <b>95-7389/Sullivan/VanArsdale/5-2 (Korest and Tarrant dissenting)</b></p>
<hr/> <p><b>Fire Department</b></p> <hr/> <p><b>Resolution</b></p>	<p><b>11:00 a.m.</b></p> <p>9. Presentation of Comprehensive Annual Financial Report for the year ending September 30, 1994. <b><i>Accept financial report</i></b> <b>Pennington/Sullivan/7-0</b></p>
<hr/> <p><b>Utilities</b></p>	<p><b>RECESS 11:30 a.m. - 12:30 p.m.</b></p> <p>10. Dedication of City of Naples Fire Department Station One.</p>
<hr/> <p><b>Second Reading</b> <b>of an Ordinance</b></p>	<p><b>2:00 p.m.</b></p> <p>11. Adopt a Use Agreement for the Naples Art Association. <b>95-7398/Approve agreement with Option 1 for Section 4.2(c) to allow serving of wine and champagne, Option 1 for Section 15.5 regarding community standards, and allocating an 8,000 square foot area/Sullivan/Korest/6-1 (Prolman dissenting) (See minutes for individual votes on above options prior to final vote on entire agreement)</b></p>
<p><b>Approved at First Reading</b> <b>3/01/95</b></p> <hr/> <p><b>Utilities</b></p>	<p>12. <b>Public Hearing</b> to establish a procedure to resolve disputes arising from activities associated with the planning, design, construction, and operation of facilities financed by a loan from the Florida Department of Environmental Protection State Revolving Fund Preconstruction Loan Program in connection with the improvement of the City's wastewater treatment, sludge and reuse facilities. <b>95-7390/Pennington/Sullivan/7-0</b></p>
<p><b>Resolution</b> <b>Continued from 3/01/95</b></p> <hr/> <p><b>Finance Department</b></p>	<p>13. Accept a proposal to provide Value Engineering Services to satisfy the conditions of the State Revolving Fund Loan agreement, for the Wastewater Treatment Plant upgrade and expansion. <b>95-7391/Sullivan/VanArsdale/7-0</b></p>
<p><b>Second Reading</b> <b>of an Ordinance</b></p>	

<hr/> <b>Approved at First Reading</b> <b>3/01/95</b>	14. <b>Public Hearing</b> to amend the Code of Ordinances, Chapter 66, "Utilities," Section 66-108, to clarify the rate schedule for sewer service. <b>95-7392/Pennington/Sullivan/7-0</b>
<hr/> <b>Second Reading</b> <b>of an Ordinance</b> <b>Text Amendment 95-T3</b> <b>Approved at First Reading</b> <b>3/01/95</b>	15. <b>Public Hearing</b> to amend Chapter 62 "Traffic and Vehicles" of the Code of Ordinances by adding Subsection 62-39 "Vehicular Backing Onto Public Right-Of-Way." <u><b>CONTINUE</b></u> to 4/5/95 regular meeting/Prolman/Tarrant/7-0
<hr/> <b>Resolution</b>	16. Appoint two members to the Beach Renourishment/Maintenance Committee. <b>95-7393 (R. Bruce Anderson) Korest/Sullivan/7-0</b> <b>95-7394 (Robin C. Thomes) Prolman/Korest/5-2 (Sullivan and VanArsdale dissenting)</b>
<hr/> <b>Finance Department</b>	17. Establish April 5, 1995, at 9:15 a.m. as the time, and the City Council Chamber as the place, for receiving comments from all interested parties relative to an assessment district for central sewer improvements, canal dredging, and curb and gutter improvements within Avion Park Subdivision. <b>95-7395/Pennington/Sullivan/7-0</b>
<b>Resolution</b>	
<hr/> <b>Finance Department</b>	18. Establish April 5, 1995, at 2:00 p.m. as the time, and the City Council Chamber as the place, for receiving comments from all interested parties relative to an assessment district for lighting, sidewalks, and streetscape improvements on Fifth Avenue South between Third Street and Ninth Street. <b>95-7396/Korest/Pennington/7-0</b>
<b>Resolution</b>	
<hr/> <b>Resolution</b>	19. Support and endorse the Alico site as the location in Lee County for the Florida Gulf Coast University. <b>95-7385/VanArsdale/Pennington/6-0 (Sullivan absent)</b>
<hr/> <div style="text-align: center;"> <b>Consent Agenda</b>  <b>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> </div>	
<hr/> <b>2/27/95 Workshop Mtg</b> <b>3/01/95 Regular Mtg</b> <b>3/06/95 Workshop Mtg</b> <b>Purchasing</b>  <b>Bid #92-82</b>	20. Approval of Minutes. <b>Pennington/VanArsdale/6-0 (Sullivan absent)</b>  21. Authorization to issue a purchase order for 320 multi-family recycling containers for expanded recycling program. Vendor: Toter, Inc., Charlotte, North Carolina Total Price: \$14,041.60. Funding: Solid Waste 898 Account <b>Pennington/VanArsdale/6-0 (Sullivan absent)</b>

**Bid #94-68**

22. Award bid for furnishing and installing one lime slaker at the Water Treatment Plant, and purchase of a second slaker.  
Contractor: Coffman Industries, Inc., Clearwater, Florida  
Total Price: \$141,250.00  
Funding: C.I.P. Project #95K04

**Bid #95-19**

- Pennington/VanArsdale/6-0 (Sullivan absent)***
23. Award bid for a three-year contract to provide water meter reading services to the City.  
Contractor: MBR Services, Inc., Miami, Florida  
Estimated Annual Costs: \$29,879.76  
Funding: Customer Service Division Operational Budget  
***Pennington/VanArsdale/6-0 (Sullivan absent)***
- End Consent Agenda**
24. Adopt policy for reconsideration of agenda items.  
***95-7397/Pennington/Korest/7-0***
25. Declare truck as surplus. ***APPROVED/Pennington/Sullivan/7-0***

Open Public Input - *None*

Correspondence/Communications - *Mayor announced 3/20/95 special meeting regarding City Clerk appointment*

Adjourn - *3:16 p.m.*