



City Council Chamber
735 Eighth Street South
Naples, Florida 33940

City Council Workshop Meeting - February 19, 1996 - 8:00 a.m.

Mayor Barnett called the meeting to order and presided.

ROLL CALL

ITEM 1

Present:

Bill Barnett, Mayor
Marjorie Prolman, Vice Mayor

Council Members:

Bonnie R. MacKenzie
John R. Nocera
Fred L. Sullivan (Arrived at 8:06 a.m.)
Fred Tarrant
Peter H. Van Arsdale

Also Present:

Dr. Richard L. Woodruff, City Manager
Maria J. Chiaro, City Attorney
Mark Thornton, Comm. Services Director
Dr. Jon Staiger, Natural Resources Mgr.
Ron Lee, Planner III
Virginia Neet, Deputy City Clerk
George Henderson, Sergeant-at-Arms
Werner Hardt
Charles Andrews
Christopher Dell
Roy Curbow
Dr. Louis Moore
Ted Soliday

Airport Authority Members:

Edwin Putzell
Louis Amato
Joseph Bawduniak
Joseph Freni, Jr.

Other interested citizens and visitors

Media:

Michael Cote, Naples Daily News
David Taylor, Continental Cablevision

ITEMS TO BE ADDED (8:01 a.m.)ITEM 2

Item 6 - Discussion regarding the use of a professional landscape architect for City capital projects (requested by Council Member Van Arsdale)

Item 7 - Discussion regarding rules of procedure at Council Meetings. (requested by Mayor Barnett)

AIRPORT AUTHORITY OVERVIEW (8:01 a.m.).....ITEM 3

Airport Authority Chairman Ned Putzell provided an overview of airport operations and commented that the growth experienced by the airport contributes to the economic health of the community. Mr. Putzell described the benefits of the self-fueling facility and noted the safety precautions currently in place.

It is noted for the record that Council Member Sullivan arrived at the meeting at 8:06 a.m.

Mr. Putzell then explained that the Federal Aviation Administration requires the airport's Master Plan to be updated every five years, the cost of which is 95% reimbursed by the Federal Government and the Florida Department of Transportation. Additionally, he noted that the Airport Authority was not funded by any local taxes. Mr. Putzell reviewed the process by which the consulting firm of Post, Buckley, Schuh, and Jernigan, Inc. was selected to conduct the air service analysis and commented on the series of meetings between the consultants and the Airport Authority's Technical Advisory Committee and Citizens Advisory Committee in addition to the public meetings. He described the analysis as going well beyond F.A.A. requirements and said further analysis would take place in the area of noise abatement. Mr. Putzell then relayed his support for adoption of the Alternative 1, the status quo scenario contained in the analysis.

Council Member Van Arsdale stated that recent newspaper reports mischaracterized the essence of the Master Plan study and requested that the inclusion of a precision approach facility be addressed. He also commented on the need for a noise curfew for the stage-one jets.

Ted Soliday, Executive Director of the Naples Municipal Airport, said a precision approach plan would be an element of the Master Plan and relayed the airport's effort to obtain additional radar and computer information systems. In response to Council, Mr. Soliday also explained how runway 4 could be lengthened without extending outside airport property.

Council Member Tarrant relayed citizen concerns about airport expansion and said he, too, supported the status quo scenario outlined in Alternative 1. Council Member Sullivan credited the study for examining different alternatives which, he said, would assist the Airport Authority in making an informed decision. He also noted that there had neither been the intent nor sufficient property to enlarge the airport and any such growth should instead occur at the County airports. Council Member Van Arsdale took the position that extending the runway would change the character of the airport by allowing larger planes and urged retaining the 5,000 foot length. Mr.

Putzell responded by stating that he also supported limiting the runway to 5,000 feet.

Louis Amato, Airport Authority Vice Chairman, indicated, however, that a longer runway could not only reduce the amount of take-offs, by allowing more passengers per plane, but could also reduce noise. Mr. Amato further stated that the noise impact from both commercial and private planes should be addressed. Airport Authority Member Joseph Bawduniak read a statement into the record (Attachment 1) and Airport Authority Member Joseph Freni noted that since the study indicates only a modest growth scenario, the obvious conclusion was Alternative 1.

Break 8:57 a.m. - 9:08 a.m. It is noted for the record that the same Council Members were present when the meeting reconvened.

REVIEW OF AGENDA ITEM ON

2/21/96 REGULAR MEETING AGENDA (9:08 a.m.)ITEM 3

City Manager Richard Woodruff stated that Item 6, relating to the approval process for special events, would be withdrawn from the agenda and a change order request, Item 20, would be added.

Item 8 - (Recommended Level of Service to Naples Airport Authority) Council Member Van Arsdale requested specific reference to maintaining the 5,000 foot runway length and Council Member Sullivan asked that the resolution specify "status quo".

Item 9 - (Waiver from Distance Requirements between Liquor Licensees) - City Attorney Chiaro stated that additional advertisement was necessary and staff would request a continuance.

Item 10 (Rescind Previous Decision Regarding the Preferred Alignment for a Second Gordon River Bridge) - City Attorney Chiaro explained that this item was a result of the County's decision to rescind its recommendation regarding alignment for a second Gordon River Bridge and Council could, by motion, determine that its alignment preference would be made if and when the issue is again discussed.

Item 11 (Appointment of Council Members to Various Boards and Committees) - City Manager Richard Woodruff noted that the Juvenile Justice Council's by-laws require the Mayor to serve as Council's representative. It was determined by Council that, should more than one Council Member wish to serve on a particular board or committee, appointments would be conducted through paper ballots.

Item 14 (Consider a Purchase order for Improvements to 12th Avenue South between Gulf Shore Blvd. and the Fishing Pier) - Council Member Van Arsdale requested that Item 14 be removed from the Consent Agenda for separate discussion.

Item 18 (Bid Award for Fry Florida Feed System for the Water Treatment Plant) - Council Member MacKenzie requested more information about the future availability of supplies.

Item 19 (Consideration of Temporary Use Permits for Special Events) - City Manager Richard Woodruff referred to correspondence regarding the location of the Via Colori event and suggested that this item be removed from the Consent Agenda for separate discussion and public input.

Council Member MacKenzie suggested further discussion about limiting special events and Council Member Tarrant expressed concern about expending City funds for non-charity special events. Council Member Sullivan questioned whether the \$200.00 allotted for police and emergency services during the Fillabelly Foundation Fundraiser was sufficient and asked staff to verify this. Council Member Nocera also asked for information regarding the application for a special event for an upcoming 41-10 Redevelopment Fundraiser.

Added Item 20 (Consider a Change Order for Landscape Maintenance) - City Manager Richard Woodruff explained how by expanding this privatization contract, the City would realize an approximate \$17,000.00 savings. He also clarified that the proposed contractors were the low bidders for the specific maintenance areas.

.....ITEM 5
COUNCIL PROCEDURAL ITEMS AS REQUESTED BY COUNCIL MEMBER TARRANT (9:50 a.m.)

City Manager Richard Woodruff referred to Council Member Tarrant's February 7, 1996 memorandum, wherein he requested Council's consideration relating to policy matters and stated that five of these issues had not yet been addressed. (Attachment 2).

Item 3 - Recommend that tape recording be made available for the public record relating to conferences or negotiations between City and other parties providing projects of \$100,000.00 or more.

Council Member Tarrant referred to recent negotiations relating to the \$20 million Wastewater Plant upgrading project and said he was struck by the fact that there were no verbatim transcripts or recordings of the meetings between the City administration and the Department of Environment Protection. Council Member Tarrant then submitted that such transcripts would contain important public information and should be available to the other Council Members and the public. City Attorney Chiaro explained that, with the exception of required meetings, consent of the parties is required prior to tape recording. Vice Mayor Prolman and Council Members Van Arsdale and Nocera stated that such a procedure would be counter-productive and hamper negotiations. Council Member Sullivan also pointed out that prospective contractors could be significantly compromised if their negotiations were recorded and Mayor Barnett added that the contractors may not be as forthcoming under these conditions.

It was the consensus of Council that no additional procedures relating to audio recordings would be implemented.

Item 7-Recommend a single summary page be furnished for each agenda item containing as many pertinent facts as possible

City Manager Richard Woodruff expressed a willingness to implement this recommendation but noted that certain items, such as land use petitions, would be difficult to summarize in one page. Council Member Van Arsdale questioned whether this procedure may duplicate the efforts of the

staff.

It was the consensus of Council that, where applicable, the summary sheet for each agenda item would be contained to one page.

Item 8-Recommend an across the board policy prohibiting the acceptance of gratuities, regardless of the dollar amount

City Attorney Chiaro provided explanation of the applicable State law which defines gratuities as anything of value over \$100.00, excluding meals, and clarified that elected officials are prohibited from accepting anything which is given with the expressed or implied purpose to influence. Council Member Tarrant pointed out that whenever a Council Member accepts something of value, it could imply an obligation or give the appearance of the elected official having opportunities that other citizens do not have.

It was the consensus of Council not to place any further restrictions on the acceptance of gratuities by Council Members.

Item 9 - Recommend that no public funds shall be approved or granted to any organization without a majority vote on a City-wide referendum

Council Member Tarrant stated that it was inappropriate and bad policy for Council to hand thousands of dollars of taxpayers' money to any organization or group when there is no direct benefit to the City. Vice Mayor Prolman and Council Member Van Arsdale stated that Council should retain this discretion and noted the inefficiency of going to the taxpayers every time an organization makes a request for contributions. Council Member Sullivan agreed and commented on the expense of City-wide referendums.

It was the consensus of Council not to implement the recommendation of Council Member Tarrant.

Item 10- Recommend that no future annexation of any geographic area be approved without a majority vote on a City-wide referendum

City Manager Woodruff described recent changes to the State law relating to the "5% Rule". If the area to be annexed constitutes less than 5% of the municipality's geographic area and less than 5% of its population, the area may be annexed through City Council's approval of an ordinance and the majority affirmative vote by the voters living in the area to be annexed. Dr. Woodruff also explained the voluntary annexation process and clarified that an area as large as Pelican Bay would require referenda with a majority affirmative vote within the City and in Pelican Bay.

Council Member Tarrant stated that he was opposed to the City's "piecemeal" policy of annexation and referred to citizens' comments when Council designated a portion of Cambier Park for use by the Naples Art Association. Vice Mayor Prolman commented that the upcoming Comprehensive Planning Process would provide a forum for citizens to express their views on annexation. Council Member Van Arsdale said there were sufficient safeguards in the State law; however, Council Member MacKenzie expressed support for Council Member Tarrant's recommendation.

It was the consensus of Council not to implement the recommendation of Council Member Tarrant.

Break 10:20 a.m. - 10:27 a.m. It is noted for the record that the same Council Members were present when the meeting reconvened.

.....ITEM 7
**DISCUSSION REGARDING RULES OF PROCEDURE AT COUNCIL MEETINGS.
(REQUESTED BY MAYOR BARNETT)**

Mayor Barnett stated that he was not in favor of adopting Roberts Rules of Order as a whole but requested that when a motion to table is made, discussion stop and the motion to table be voted upon immediately.

It was the consensus of Council to adopt Roberts Rules of Order only as applied to a motion to table.

.....ITEM 6
DISCUSSION REGARDING THE USE OF A PROFESSIONAL LANDSCAPE ARCHITECT FOR CITY CAPITAL PROJECTS (REQUESTED BY COUNCIL MEMBER VAN ARSDALE)

Council Member Van Arsdale referred to the various City streetscape and landscape projects in progress and recommended that the City retained a landscape architect of record to plan or review the landscape aspect of future projects. It should be a part of the planning process for capital projects, Council Member Van Arsdale added, with professional's fee incorporated into the total cost. He also pointed out that there is no professional landscape architect on the City staff.

Currently, City Manager Richard Woodruff explained, the City has retained engineers of record for water and sewer issues and utility rate studies and explained the bidding process by which a landscape architect of record could be selected. He clarified, however, that the architect's fee for future projects would still be subject to Council's approval. Vice Mayor Prolman concurred with Council Member Van Arsdale's recommendation and further suggested that it include the element of curbing and sidewalk design.

Further Council discussion focused on the status of the landside portion of the fishing pier restoration and it was determined that a landscape architect would review the proposed plan. Council Member Tarrant, however, objected to this type of expenditure and stated that City staff was more than qualified. Council Member Sullivan agreed and said this would go against the City trend toward eliminating consulting fees. Council Member Nocera, however, recommended that the City have a professional landscape architect on staff and Council Member MacKenzie suggested more continuity in the projects and more involvement by the Community Services Advisory Board.

Staff was directed to research Council's comments and provide additional information.

CORRESPONDENCE and COMMUNICATIONS (10:48 a.m.).....

Council Member Sullivan commented on the recent letters to the editor of the Naples Daily News regarding the loud music from automobiles. He said that his neighborhood had also experienced the same problem and called for proper enforcement of applicable City Codes by the Police and Emergency Services.

OPEN PUBLIC INPUT (10:51 a.m.)

Christopher Dell, Mariners Cove

(Name is spelled phonetically; no speaker registration slip provided.)

Mr. Dell stated that the Airport Authority had presented a "wrong base case" and said its official planning study only supported wealthy corporate jet owners. Mr. Dell called for the orderly shut down of the Naples Municipal airport since Naples is well within the service area of Southwest International Airport in Fort Myers.

ADJOURN.....
10:55 a.m.

MOTION by Sullivan to ADJOURN; seconded by Nocera and unanimously carried, all members present and voting. (MacKenzie-yes, Nocera-yes, Prolman-yes, Sullivan-yes, Tarrant-yes, Van Arsdale-yes, Barnett-yes)

Bill Barnett, Mayor

Tara A. Norman
Chief Deputy City Clerk

Prepared by:

Virginia A. Neet
Deputy City Clerk

Minutes approved: 3/20/96



City of Naples

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