



City Council Chamber  
735 Eighth Street South  
Naples, Florida 33940

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**City Council Workshop Meeting - April 22, 1996 - 8:30 a.m.**

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Mayor Barnett called the meeting to order and presided.

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**ROLL CALL**

**ITEM 1**

**Present:** Bill Barnett, Mayor  
Marjorie Prolman, Vice Mayor (Arrived at 8:36)

Council Members:  
John R. Nocera  
Fred L. Sullivan  
Fred Tarrant  
Peter H. Van Arsdale

**Absent:** Council Member Bonnie R. MacKenzie

**Also Present:**

Dr. Richard L. Woodruff, City Manager  
Maria J. Chiaro, City Attorney  
Missy McKim, Planning Director  
Dr. Jon Staiger, Natural Resources Mgr.  
Kevin Rambosk, Chief of Police &  
Emergency Services  
Ron Lee, Planner III  
Ann Walker, Planner II  
Susan Golden, Planner II  
Virginia Neet, Deputy City Clerk  
George Henderson, Sergeant-at-Arms  
Herbert Marlowe, Ph.D.  
Charles Andrews  
Other interested citizens and visitors

**Media:**

Amy Chodroff, WNOG  
Steve Hart, Naples Daily News

**ITEMS TO BE ADDED .....ITEM 2**

**Item 4** - Discussion regarding Mango's Restaurant. *(Requested by Mayor Barnett)*

**.....ITEM 4**

**DISCUSSION REGARDING MANGO'S RESTAURANT *(Requested by Mayor Barnett)***

City Attorney Chiaro reported that contrary to Council's April 3, 1996 denial of a conditional use petition, Mango's Restaurant, located at 1350 Ninth Street North, continued to present staged entertainment. Despite a lack of supporting case law, the owner's position is that staged entertainment is a "grandfathered" right since it had been offered at this location for a period of years prior to the City's requirement for special permission. In addition to the citation/Notice to Appear process, Ms. Chiaro suggested seeking a declaratory judgment from the court which would determine Mango's right, if any, to offer staged entertainment. She also relayed discussions with Mango's attorney, J. Dudley Goodlette, which indicated that the owners would initiate this declaratory action and would cease staged entertainment during the pendency of the lawsuit. City Attorney Chiaro distinguished this matter from the recent Circuit Court ruling relating to Mageiro's Restaurant, noting that this location had never been granted a conditional use for staged entertainment. Circuit Court procedure was discussed and City Manager Richard Woodruff recommended that the City apprise residents adjacent to Mango's about the matter. He also stated that, in the interim, police would continue to cite the restaurant whenever staged entertainment is offered. Council Member Sullivan questioned the probability of a favorable ruling based on Judge Ted Brousseau's conclusion on Mageiro's; however, Mayor Barnett indicated that he would have no reservations about Judge Brousseau hearing this matter.

***It was the consensus of Council to seek a declaratory judgment regarding this matter from the Collier County Circuit Court.***

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**Break 9:02 a.m. - 9:06 a.m. It is noted for the record that the same Council Members were present when the meeting reconvened.**

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**.....ITEM 3**

**COMPREHENSIVE PLAN UPDATE - VISION 2005 - WITH FACILITATOR HERB MARLOWE (9:06 a.m.)**

Facilitator Dr. Herb Marlowe reviewed major City-wide issues identified during the neighborhood meetings and asked for Council's input regarding future City concerns. Mayor Barnett stated that with 10,000 new residents in Collier County each year, growth was the primary issue and Council Member Van Arsdale noted how County growth strains the City's finite resources, such as the beach and Naples Bay. It was also noted that the City of Naples was essentially Collier County's "downtown." Council Member Sullivan concurred noting that much of Naples' growth had been good; however, further County impact would be invasive and seriously erode the quality of life for

Naples citizens. Council Member Nocera, however, observed how increased development had bolstered City businesses but suggested that future attention be paid to the City's neglected areas. Mayor Barnett stressed the need for City/County cooperation and Council Member Tarrant suggested higher user fees for non-City residents. In response to these discussions, City Manager Richard Woodruff explained that there are currently, 114,000 dwelling units awaiting Collier County building permits and referred to recent studies which estimate that 105,000 people use the City of Naples daily. Additionally, Dr. Woodruff reminded Council that there are 43 public beach accesses in the corporate limits as opposed to only 8 outside of the City. In reviewing other City-wide issues, it was suggested that cleanliness, environmental issues, pedestrian access, and waterway protection be addressed. Mayor Barnett said that while he did not foresee great changes, a more beautiful and spectacular city could be realized. Council Member Van Arsdale stated that the City is close to or beyond its carrying capacity and should concentrate instead on managing its resources. Council Member Sullivan observed that the City could no longer be looked upon as an amenity by County interests.

**CORRESPONDENCE/COMMUNICATIONS.....**

None.

**OPEN PUBLIC INPUT .....**

None.

**ADJOURN.....**

10:21 a.m.

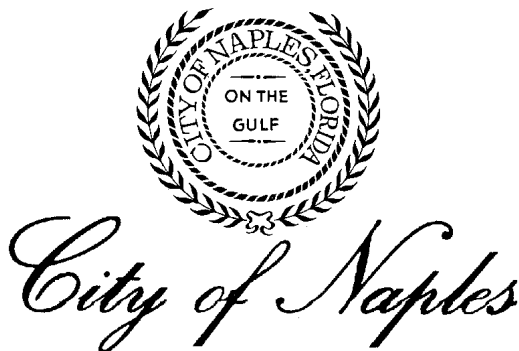
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Bill Barnett, Mayor

Tara A. Norman  
Chief Deputy City Clerk

Prepared by:

Virginia A. Neet  
Deputy City Clerk

Minutes approved: 6/5/96



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**City Council Workshop Meeting**  
**April 22, 1996**  
Convened 8:33 a.m. / Adjourned 10:21 a.m

**ADJOURN..... 3**

**COMPREHENSIVE PLAN UPDATE - Item 3..... 2**

**CORRESPONDENCE/COMMUNICATIONS..... 3**

**DISCUSSION REGARDING MAGEIRO'S RESTAURANT - Item 4 ..... 2**

**ITEMS TO BE ADDED - Item 2..... 2**

**OPEN PUBLIC INPUT..... 3**

**ROLL CALL - Item 1 ..... 1**