

Annotated
Naples City Council Agenda
City Council Chamber, 735 Eighth Street South, Naples, Florida
Mayor: Bill Barnett
Vice Mayor: Marjorie Prolman

City Council: Bonnie R. MacKenzie, John R. Nocera, Fred L. Sullivan, Fred Tarrant, Peter H. Van Arsdale
City Attorney: Maria J. Chiaro • City Clerk: Tara A. Norman • City Manager: Dr. Richard L. Woodruff

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 4 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 21, 1996
Convened 9:02 a.m. / Adjourned 11:59 a.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 - *Pastor Dr. Charles M. Lewis, Community Congregational Church*
2. Roll call - *All present*
3. Items to be added - *None*
Set Agenda/Van Arsdale/Sullivan/7-0
4. Announcements
Mayor Barnett announced that Jeff Perry, Director of the Metropolitan Planning Organization, would be relocating to Syracuse, New York and presented him with a plaque recognizing his dedicated service to the citizens of Naples.

City Manager Richard Woodruff recognized the efforts of Parks and Parkways Supervisor Phil Buck and Construction Project Coordinator Terry Fedelem regarding the newly completed Seagate Park. Mr. Buck and Mr. Fedelem were also presented with framed aerial photographs of the park provided by the Lutgert Companies.

**•Pursuant to establishment of
assessment district**

5. Convening of Board of Equalization to hear and consider any and all complaints as to establishment of a special assessment district for central sewer installation for Big Cypress Homeowners, Country Club of Naples, and to adjust and equalize the assessments on a basis of justice and right.
No registered speakers.
Close the Equalization Hearing/Sullivan/Van Arsdale/7-0

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6. **This item was deleted from the agenda.**

•Resolution

7. Consider a waiver from Fifth Avenue South

<ul style="list-style-type: none"> •SAC Waiver 96-3 •Petitioner: McBride & Ward •Agent: McWard Architects •SAC recommendation to approve 	<p>Special Overlay District regulations in order to permit a second story facade to extend into the 10-foot setback at 800 Fifth Avenue South.</p> <p>96-7775/Van Arsdale/Sullivan/7-0</p>
<ul style="list-style-type: none"> • Second Reading of 2 Ordinances •Small Scale Comprehensive Plan Amendment 96-CPASS1 •Rezone Petition 96-R4 •Petitioner: Olde Naples Grand Hotel/P.J. Longe •Agent: Boughton Architects •Approved on First Reading 8/7/96 (Related Variance approved 8/7/96) 	<p>9:15 a.m.</p> <p>8. Proposed construction of a 61-unit transient lodging facility on the north side of Seventh Avenue South between Ninth and Tenth Streets:</p> <p>8-a. Public Hearing to consider amendment to the Comprehensive Plan Future Land Use Map from Medium Density Residential to General Commercial.</p> <p>96-7776/Van Arsdale/Sullivan/4-3 (MacKenzie, Prolman, Tarrant dissenting)</p> <p>8-b. Public Hearing to consider rezoning the above property from R3T-12 Residence District to PD Planned Development.</p> <p>96-7777/Van Arsdale/Sullivan/4-3 (MacKenzie, Prolman, Tarrant dissenting)</p>
<ul style="list-style-type: none"> •Second Reading of an Ordinance •Text Amendment Petition 96-T6 •Petitioner: City of Naples •Approved on First Reading 8/7/96 	<p>9. Public Hearing to consider amending Section 86-141 of the Comprehensive Development Code to provide for an alternate member of the Planning Advisory Board.</p> <p>96-7778/MacKenzie/Van Arsdale/7-0</p>
<ul style="list-style-type: none"> • Second Reading of an Ordinance •Natural Resources •Approved on First Reading 8/7/96 	<p>10. Public Hearing to consider amending Sections 46-69 and 78-145 of the Code of Ordinances to eliminate internal inconsistencies regarding vessel operation near Lowdermilk Park and the Naples Pier.</p> <p>96-7779/Van Arsdale/Nocera/7-0</p>
<ul style="list-style-type: none"> •Second Reading of an Ordinance •Development Services •Approved on First Reading 8/7/96 	<p>11. Public Hearing to consider an ordinance amending Chapter 62 of the Code of Ordinances to add exceptions to provide for parking of construction vehicles on additional sites.</p> <p>96-7780 As Amended in Section (A)(2)(b) "Buffering shall be required for adjacent waterways and streets as approved by the Building Official;" Delete Section (A)(8)/ Sullivan/Van Arsdale/6-1 (Tarrant dissenting)</p>

<p>•2 Resolutions •Pursuant to 7/24/96 workshop</p>	<p>12. Establishment of Joint Advisory Committee on Youth Activities:</p> <p>12-a. Authorization to execute an interlocal agreement with Collier County <i>96-7781 Amending the Interlocal Agreement in Section 3 (2nd full sentence) "Youth-related activities could occur on weekends or during the week, with a <u>continuing program being established</u>" and in Section 4 (1st sentence) "The Joint Advisory Committee on Youth Activities shall also prepare and present to each of the three elected bodies an official <u>activity</u> program for the upcoming fiscal year"/Van Arsdale/Nocera/6-1 (Tarrant dissenting)</i></p> <p>12-b. Appointment of one Council Member to the Committee <i>96-7782 Appointing Vice Mayor Prolman/Tarrant/MacKenzie/6-1 (Van Arsdale dissenting) A prior motion by Van Arsdale to appoint Council Member Nocera failed for lack of second.</i></p>
<p>•Resolution •Pursuant to discussion at 8/5/96 workshop</p>	<p>13. Consider support of guidelines, regulations and legislation for anchorage points within the waterways of the City of Naples and other jurisdictions. <i>96-7783/Van Arsdale/Sullivan/7-0</i></p>
<p>•Community Services</p>	<p>10:15 a.m.</p> <p>14. Consider use of Naples Landing facilities for the following groups:</p> <p>14-a. Naples Rowing Club <i>96-7784 Amended as follows: 1) any rowing vessels can be no larger than a 4-man rowing shell; 2) the term of the resolution will be on a month to month permit (30-day notice); 3) adequate insurance will be provided as required by the City; 4) no one will be denied membership in the Naples Rowing Club (non-discriminatory membership policies), and; 5) trailer will be located east of the existing Sailing Center storage shed/Van Arsdale/Nocera/7-0.</i></p> <p><i>A prior motion by Van Arsdale relating to 14-a was withdrawn pending presentation of 14-b; "Approve the resolution as amended to allow the positioning of a temporary trailer, to be approved</i></p>

by staff, east of the existing Sailing Center storage shed. Vessels to be limited to 4-man shell.

14-b. Gulf Coast Rowing Association
96-7785 Amended as follows: 1) any rowing vessels can be no larger than a 4-man rowing shell; 2) the term of the resolution will be on a month to month permit (30-day notice); 3) adequate insurance will be provided as required by the City; 4) no one will be denied membership (non-discriminatory membership policies), and; 5) storage of the wooden boat rack will be in the area east of the Naples Rowing Club rack; 6) instead of a trailer, it will be a "non-permanent wooden rack" which can be easily removed upon termination of the agreement/Sullivan/Van Arsdale/7-0.

Consent Agenda

All matters taken under this section 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.

Approved Consent Agenda as submitted/Sullivan/Van Arsdale/7-0

15. Approval of Minutes
7/24/96 Workshop Meeting; 8/5/96 Workshop Meeting (as corrected)/Sullivan Van Arsdale/7-0

•Resolution
•Administrative Grant of Variance 96-AGV2
•Petitioner: Patricia Runnion
•Agent: Dennis Cronin

16. Endorsement of an administrative grant of variance to permit a 7½ inch building encroachment into the front yard setback at 430 Second Avenue South.
96-7786/Sullivan/Van Arsdale/7-0

•Special Events Committee

17. Special event approval for amplified music at Lowdermilk Park for Shelton Jaguar Company picnic 8/25/96
Approved/Sullivan/Van Arsdale/7-0

<hr/> <div>•Bid 97-03 •Utilities/Equipment Services</div> <hr/>	18. Award of bid for fluids and lubricants for preventive maintenance on City vehicles / Vendor: Evans Oil Company, Naples, Florida / Estimated expenditure \$8,000.00 / Funding: Equipment Services operating supplies account <i>Approved/Sullivan/Van Arsdale/7-0</i>
<hr/> <div>•Resolution •Planning</div> <hr/>	19. Approval of parking credits for Dockside Boardwalk shopping area. <i>96-7787/Sullivan/Van Arsdale/7-0</i>
<hr/> <div>•Resolution •City Attorney</div> <hr/>	20. A resolution regarding the settlement of a lawsuit, Mary G. and Francis Ball vs. City of Naples. <i>96-7788/Sullivan/Van Arsdale/7-0</i>

End Consent Agenda

Correspondence and Communications - None

Open Public Input - None

Adjourn - 11:59 a.m.

Items were considered in the following order:

1,2,3,4,5,7,8a,8b,9,10,11,12a,12b,13,14a,14b,15,16,17,18,19,20

PLEASE NOTE: An Executive Session was conducted after the meeting pertaining to labor negotiations (originally scheduled after 8/19/96 Workshop Meeting)