

Amended Annotated
Naples City Council Agenda
Gulfview Middle School Cafetorium, 255 Sixth 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: Kenneth B. Cuyler · 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, June 18, 1997
Convened 9:01 a.m. / Adjourned 1:49 p.m.
Please Note Meeting Location Change Above

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. Roll call - *All Present*
2. Invocation and Pledge of Allegiance - *Rev. Larry G. Sims, 1st United Pentecostal Church*
3. Announcements - *City Manager Richard Woodruff presented a plaque from Lely High School to Police Chief Kevin Rambosk and Police Commander Moore for their participation in the school mentoring program.*
4. Items to be added
 - Item 20** *Approval of Mutual Aid Agreement for the Multi-Jurisdictional Roadway Sobriety Checkpoint Task Force.* (Requested by City Manager Woodruff)
 - Item 21** *Authorize a purchase order for the construction of a sanitary sewer system for Big Cypress Homeowners in the Country Club of Naples.* (Requested by City Manager Woodruff)
 - Item 22** *Authorize a purchase order for construction of a water line in the alley south of 5th Avenue South from Park Street to 9th Street.* (Requested by City Manager Woodruff)
 - Item 23** *Request for conditional use approval of a veterinary office with no long-term boarding in the C-3 zoning district.* (Requested by City Manager Woodruff)
 - Item 24** *Request for approval of legal services contract between the City of Naples and Roetzel & Andress.* (Requested by City Attorney Kenneth Cuyler)

Set Agenda adding Items, 20, 21, 22, 23, and 24 /Van Arsdale/Sullivan/7-0

Scheduled Agenda Items

Consent Agenda

5. 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.

Approve Consent Agenda Items 5-a, 5-b, 5-d, 5-g, 5-h, 5-k, 5-l, 5-m, 5-n, 5-o, and remove Items 5-c, 5-e, 5-f, 5-i, and 5-j for separate discussion/Van Arsdale/Sullivan/7-0

- 5-a. Approval of Minutes - *5/19/97 Workshop; 5/21/97 Regular Meeting*

Approved/Van Arsdale/Sullivan/7-0

- 5-b. Authorize purchase of a Portable Cascade Air System for Fire Operations \ Vendor: Channel Innovations, Inc., Ocala, Florida \ Total Price \$13,125.00 \ Funding: CIP Project #97E17.

Approved/Van Arsdale/Sullivan/7-0

•Purchase Order
•Police & Emergency Services

•Resolution
•City Manager

- 5-c. Authorize an agreement for horse and carriage operations with Calvary Carriage Company relating to the use of city streets and designated carriage stops within the city limits.

Tabled until August 6th Regular Meeting/ MacKenzie/Sullivan/7-0

•Purchase Order
•Development Services

- 5-d. Authorize purchase of a 1997 Ford Taurus (under the Florida Sheriff's Association & Association of Counties annual contract) for use by the Building & Zoning Division\ Vendor: Don Reid Ford, Inc., Maitland, Florida \ Total Cost: \$14,644.00 \ Funding: General Fund Reserves (restricted for Building & Zoning).

Approved/Van Arsdale/Sullivan/7-0

•Resolution
•Development Services

- 5-e. Accept an easement from NET Realty Holding Trust for installation of a backflow preventer at the Books-A-Million Store in the Naples Shopping Center.

97-7992/Van Arsdale/Sullivan/7-0

Resolution

- 5-f. Accept a utility easement from St. Vincent

•Development Services

De Paul Society for installation of a backflow preventer at Shadowlawn Drive and Davis Boulevard.

Amended to apply same landscaping and painting specifications as those required for Books-a-Million Store (Resolution 97-7992 in Agenda Item 5e above)

97-7994/Van Arsdale/Sullivan/7-0

•Purchase Order
•Development Services

- 5-g. Approve an after-the-fact purchase order for a value engineering analysis of roadway design options on Golden Gate Boulevard between CR951 and Wilson Boulevard in order to preserve the City's raw water line \ Contractor: Wilson, Miller, Barton & Peek, Inc., Naples, Florida \ Cost: (not to exceed) \$10,000.00 \ Funding: CIP Project 97L02.

Approved/Van Arsdale/Sullivan/7-0

•Purchase Order
•Development Services

- 5-h. Consider authorizing an after-the-fact purchase order for a condition and life expectancy report on the 36" raw water main on Golden Gate Boulevard (Phase 1a & 2) \ Contractor: Forge Engineering, Inc., Naples, Florida \ Cost: \$48,012.00.

Approved/Van Arsdale/Sullivan/7-0

•Resolution
•Community Services

- 5-i. Approve an amended fee schedule for the Cambier Park Tennis Center.

97-7995/Van Arsdale/Sullivan/6-1 (Tarrant dissenting) A prior motion to Table by Tarrant/MacKenzie/Failed 1-6 (MacKenzie, Nocera, Prolman, Sullivan, Van Arsdale, and Barnett dissenting)

•Purchase Order
•City Manager

- 5-j. Authorize replacement of heating/air conditioning (HVAC) system in the City Council Chamber \ Contractor: Conditioned Air Corporation, Naples, Florida \ Price: \$31,222.00 \ Funding: General Fund Contingency.

Approved/Van Arsdale/Sullivan/7-0 (In addition, Council instructed the City Manager to complete the following in the Council Chambers prior to the July meeting: Clean carpet and chairs and remove mildew from the air conditioner ducts)

- 5-k. Award a bid for emergency standby

<p>•Bid #97-46 •Utilities</p>	<p>generator for the Solana Tank/Booster Station on Burningtreet Drive and Goodlette Road North \ Vendor: Superior Power Equipment, Inc., Ft. Myers, Florida\ Bid Price: \$59,800.00 \ Funding: CIP Project #97K46. <i>Approved/Van Arsdale/Sullivan/7-0</i></p>
<p>•Purchase Order •Police & Emergency Services</p>	<p>5-l. Authorize purchase of self-contained breathing apparatus for use by Fire Operations \ Vendor: Safety Equipment Company of Florida, Inc., Tampa, Florida \ Price: \$19,892.00 \ Funding: CIP Project #97E06. <i>Approved/Van Arsdale/Sullivan/7-0</i></p>
<p>•Purchase Order •Community Services</p>	<p>5-m. Authorize purchase of July 4, 1997 fireworks display \ Vendor: Zambelli Internationale, Boca Raton, Florida \ Cost: \$30,000.00 \ Funding: Naples Beach Fund. <i>Approved/Van Arsdale/Sullivan/7-0</i></p>
<p>•Resolution •City Clerk</p> <p>•Additional information requested by Council Member Nocera on 6/4/96</p>	<p>5-n. Authorize an agreement with the Collier County Supervisor of Elections for services during the February 1998 City General Election. <i>97-7993/Van Arsdale/Sullivan/7-0</i></p> <p>5-o. Authorize a purchase order for one "Poligon" shelter at the Gulfview Middle School Physical Fitness Facility \ Vendor: Contract Connection, Inc., Jacksonville Beach, Florida \ Cost: \$15,865.00 \ Funding: CIP Project #96G04 and CIP Utility Tax Contingency. (Previously considered by City Council on 6/4/96) <i>Approved/Van Arsdale/Sullivan 7-0</i></p>
<p>•Resolution •Mayor</p>	<p>End Consent Agenda</p> <p>6. Consider approving an employment agreement renewal with City Manager Richard Woodruff. <i>97-7996 with Section 5: Personal Leave amended as follows: ". . .The employee shall only be allowed to accumulate up to a maximum of thirty (30) days and provide that any time not used beyond that would be forfeited." Sullivan/Tarrant/7-0</i></p>

- Second Reading of an Ordinance
- Approved on First Reading 6/4/97

- First Reading of an Ordinance
- Petition: 97-CPI,
City of Naples Comprehensive Plan
- Petitioner: City of Naples
- Planning Advisory Board
recommendation to approve

A motion to include Objective 7 as proposed by Vice Mayor Prolman and including the new language in item 7-1.1/MacKenzie/Nocera/failed 1-6 (Nocera, Prolman, Sullivan, Tarrant, Van Arsdale, and Barnett dissenting)

- First Reading of an Ordinance
- Utilities

7. **Public Hearing** to consider amending Sections 50-206 (d), 50-346 and 50-442 of the Code of Ordinances in order to allow the Boards of Trustees of the General Administration and Management of the Retirement System and the Firefighters' and Police Officers' Pension and Retirement Systems to employ independent legal counsel.

97-7997/Van Arsdale/Sullivan/7-0

8. Consider adopting the 1997 Comprehensive Plan and repealing the 1989 Comprehensive Plan and subsequent amendments. (Final action pending Florida Department of Community Affairs approval.)

Approved as follows:

To include five items contained in the packet for this meeting, as outlined by Planner Ron Lee:

- 1. Staff changes made prior to the PAB meeting*
 - 2. Staff changes made at the PAB meeting*
 - 3. Changes made by City Attorney Cuyler*
 - 4. Changes recommended by the PAB*
 - 5. Changes made by Vice Mayor Prolman; and*
- In addition, to have the recommendations by Vice Mayor Prolman as outlined in Objective 7 (Airport Future Land Use Element) dealt with by Council prior to second reading of the Ordinance/ Van Arsdale/ Sullivan/6-1 (Tarrant dissenting)*

9. Consider amending Section 66-61 "Cross-Connection Control" of the Code of Ordinances adding Subsection 66-66(H) "Customer Responsibility" in order to provide guidelines for landscaping procedures surrounding backflow prevention devices.

Approved with amendment that plantings must be a minimum of 3' and a maximum of 5' from the backflow device and the device must be painted dark green or black/Prolman/Van Arsdale/7-0

<p>•First Reading of an Ordinance •City Manager</p>	<p>10. Consider an ordinance authorizing the imposition and collection of special assessments to fund the cost of capital improvements providing a special benefit to local areas within the City. <i>Approved/Van Arsdale/Nocera/4-2 (Sullivan absent, MacKenzie and Tarrant dissenting)</i></p>
<p>•Resolution •Consultant Selection Committee recommendation</p>	<p>11. Consider ranking the top four firms for professional engineering services to design and provide construction supervision of the Drainage Basin VI stormwater pump station/system improvements and authorize negotiations with the top-ranked firm. <i>97-7998/Van Arsdale/Prolman/7-0 A prior motion to rank Wilson, Miller, Barton & Peek, Inc. as number one on the list /Tarrant/ Nocera/failed 2-5 (MacKenzie, Prolman, Sullivan, Van Arsdale and Barnett dissenting)</i></p>
<p>•Second Reading of an Ordinance •Approved on First Reading 6/4/97</p>	<p>12. Public Hearing to consider issuing \$2.6-million in Utility Tax Revenue Bonds to provide funding for Cambier Park Phase I Redevelopment and the Naples Gateway Project. <i>97-7999/Van Arsdale/Sullivan/5-2 (MacKenzie and Tarrant dissenting)</i></p>
<p>•Resolution •Community Services</p>	<p>13. Consideration of proposed contract options for Cambier Park Phase 1 Redevelopment. <i>97-8003 amended as follows: Option #1 is selected (approve low bid and to increase the proposed bond issue by \$250,000/Van Arsdale/Nocera/4-3 (MacKenzie, Sullivan and Tarrant dissenting)</i></p>
<p>•Temporary Use Permit Petitioner: Gulf Coast Rowing Association •Continued from 6/4/97</p>	<p>14. Consider authorizing placement of two temporary structures on Parcel 7, The Commons Professional Park, for storage of equipment and boats by the Gulf Coast Rowing Association. <i>Approved with amendment that one sign would be permitted/Sullivan/Van Arsdale/7-0</i></p>

<hr/> <p>•Resolution •Planning</p> <hr/>	<p>15. Consider amending Resolution 97-7930, granting a conditional use to permit a city park at Naples Landing, in order to correct the legal description. <i>97-8000/Van Arsdale/Sullivan 4-3 (Nocera, Prolman and Tarrant dissenting)</i></p>
<hr/> <p>•Planning</p> <hr/>	<p>16. Consider allowing the porte-cochere of the Olde Naples Grand Hotel, on the north side of 7th Avenue South between 9th and 10th Streets, to extend 2' 8 ¾" closer to the front property line than originally proposed. <i>Approved/Tarrant/Van Arsdale/7-0</i></p>
<hr/> <p>•Resolution •Consultant Selection Committee</p> <hr/>	<p>17. Consider ranking the top three firms for professional engineering services to design and provide construction supervision of the municipal parking garage. <i>97-8001/Sullivan/Van Arsdale/7-0</i></p>
<hr/> <p>•Pursuant to 12/18/96 City Council Action</p> <hr/>	<p>18. Confirmation of City's acceptance of a gift of 6.9 acres of land, east of Goodlette Road near City's present Utilities and Police & Emergency Services Departments, known as the Pulling Property. <i>Approved/Van Arsdale/Nocera/7-0</i></p>
<hr/> <p>•City Manager</p> <hr/>	<p>19. Consider parking plans proposed for Lowdermilk Park. <i>Approved the following:</i> • <i>Permit parking only, rows 1,2,3, and 4 (Option 2)</i> • <i>Metered parking in remote north lot</i> • <i>Arrive at an equitable and acceptable method with Collier County of making up the revenue lost from removal of the meters</i> • <i>Appoint a joint City/County Advisory Board to explore water and sun opportunities/</i> <i>MacKenzie/Sullivan/7-0</i></p>
<hr/> <p>•Resolution •Police and Emergency Services</p> <hr/>	<p>20. Approval of Mutual Aid Agreement for the Multi-Jurisdictional Roadway Sobriety Checkpoint Task Force. <i>97-8004/Sullivan/Nocera/7-0</i></p>

•Bid #97-37
•Development Services

21. Authorize a purchase order for the construction of a sanitary sewer system for Big Cypress Homeowners in the Country Club of Naples \ Vendor: Haskins Inc. \ Expenditure: \$529,535.75 \ Funding: CIP 97N19.

Approved/Sullivan/Van Arsdale/7-0

•Bid
•Development Services

22. Authorize a purchase order for construction of a water line in the alley south of 5th Avenue South from Park Street to 9th Street \ Vendor: Cross County Pipe & Rail, Inc. \ Expenditure: \$49,975.20 \ Funding: 1997 Water, Repair and Replacement budget.

Approved/Sullivan/Van Arsdale/7-0

•Resolution
•Conditional Use Petition 97-CU10
•Petitioner: Walter O. Young, Jr., DVM
•Planning Advisory Board
recommendation for Approval

23. Request for conditional use approval of a veterinary office with no long-term boarding in the C-3 zoning district.

97-8002 to include Planning Director McKim's amendments as follows: No long term boarding and no outside kennels on premises/Van Arsdale/Nocera/7-0

•City Attorney

24. Request for approval of legal services contract between the City of Naples and Roetzel & Andress.

Approved to retain Roetzel & Andress on a month-to-month basis/Sullivan/MacKenzie/7-0

Correspondence and Communications - None

Open Public Input - None

Adjourn - 1:49 p.m.

Items were considered in the following order: 1, 2, 4, 3, 5-a, 5-b, 5-d, 5-e, 5-g, 5-h, 5-k, 5-l, 5-m, 5-n, 5-o, 5f, 5c, 5i, 5j, 6, 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, 18, 23, 19, 13, 20, 21, 22, and 24.