

**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: Kenneth B. Cuyler · City Clerk: Tara A. Norman · City Manager: Dr. Richard L. Woodruff**

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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 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.

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**Regular Meeting**  
**Wednesday, October 1, 1997**  
**Convened 9:00 a.m. / Adjourned 10:44 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. Roll call – *All Present*
2. Invocation and Pledge of Allegiance – *Pastor David Mallory, First Assembly of God presented the invocation and Duke Haardt led the Pledge of Allegiance.*
3. Announcements  
*Training and Development Coordinator Marsha Litsinger introduced members of the City Employee Blue Ribbon Customer Service Committee and commended all the members for outstanding service in creating the program. Blue Ribbon Customer Service tee shirts were then presented to each Council member.*  
*Utilities Director Dan Mercer presented certificates to employees in the Utilities department who had successfully completed state Water Distribution Licensing.*
4. Items to be added  
*City Manager Richard Woodruff requested the following items be added to the Agenda:*  
**Item 18**      *Consider an interlocal agreement with Collier County regarding beach parking for City and County residents.*  
**Item 19**      *Consider authorizing a 10-foot easement for Florida Power and Light through section of Cambier Park for underground electric service to park facilities.*

*Set Agenda adding Items 18 and 19/Van Arsdale/Sullivan/7-0*

**NOTICE**

Formal action may be taken on any item discussed or added to this agenda. Any person who decides to appeal any decision made by the Community Redevelopment Agency with respect to any matter considered at this meeting (or hearing) will need a record of the proceedings and may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be heard. Any person with a disability requiring auxiliary aids and services for this meeting may call the City Clerk's Office at 434-4701 with requests at least two business days before the meeting date.

## Scheduled Agenda Items

Some of the items on the following agenda may have been scheduled for an estimated time. 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 an estimated time will be considered at the discretion of the Council.

	Consent Agenda
	<p>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.</p> <p><i>Approve Consent Agenda/Sullivan/Van Arsdale/7-0</i></p> <p>5-a Approval of Minutes – <i>9/15/97 Workshop Meeting</i></p> <p><i>Approved/Sullivan/Van Arsdale/7-0</i></p>
<p>•Bid #98-01</p> <p>•Community Services</p> <p>•Continued from 9/17/97</p>	<p>5-b. Award a bid for trimming of City-owned palm trees (2-year bid) \ Contractor: A&amp;D Lawn &amp; Tree Service, Naples, Florida \ Estimated Annual Expenditure: \$80,000.00\ Funding: Parks &amp; Parkways (Other Contractual Services)</p> <p><i>Approved/Sullivan/Van Arsdale/7-0</i></p>
<p>•Development Services</p>	<p>5-c. Approve purchase orders, based on an existing Collier County contract, for surveying services on a project to project basis subject to quotation/hourly rate analysis for each project \ Selected Engineers: Agnoli, Barber &amp; Brundage, Coastal Engineering, Johnson Engineering, Wilkison &amp; Associates, Inc., and Wilson-Miller-Barton &amp; Peek, Inc. \ Estimated Annual Cost: \$35,000.00. \ Funding: Applicable CIP Projects.</p> <p><i>Approved/Sullivan/Van Arsdale/7-0</i></p>
<p>•Resolution</p> <p>•Development Services</p>	<p>5-d. Authorize a change order to the Dyer, Riddle, Mills &amp; Precourt, Inc. contract for the "Gateway to Naples" project in order to include post-design services \ Estimated Cost: \$22,500.00 (not to exceed) \ Funding: CIP Project 97110.</p> <p><i>97-8092/Sullivan/Van Arsdale/7-0</i></p>

**•Purchase Order  
•Development Services**

- 5-e. Authorize purchase orders to pre-qualified contractors for emergency underground utility repair work \ Contractors: Kyle Construction, Inc, Mitchell & Stark, Inc., D.N. Higgins, Inc., Haskins, Inc. \ Estimated Annual Expenditure: \$75,000.00 (not to exceed) \ Funding: Applicable CIP Projects.

***Approved/Sullivan/Van Arsdale/7-0***

**•Change Order  
•Development Services**

- 5-f. Authorize an after-the-fact change order for additional City Yard site development \ Contractor: APAC-Florida, Inc., Naples, Florida \ Amount: \$54,319.47 \ Funding: Various Capital Improvement Projects including CIP#97J01, #97U20, and 97I06.

***Approved/Sullivan/Van Arsdale/7-0***

**•Bid #96-56  
•Development Services**

- 5-g. Authorize an after-the-fact addition to the West Boulevard water, sewer, and drainage improvements project for construction of a sidewalk on the west side of West Boulevard from Seagate Drive to Whispering Pines \ Amount: \$29,925.00 (not to exceed) \ Funding: West Boulevard Project.

***Approved/Sullivan/Van Arsdale/7-0***

**•Purchase Order  
•Development Services**

- 5-h. Authorize a purchase order for wooden street signs on an as needed basis \ Vendor: Quality Graphics Signage \ Cost: \$20,000.00 (not to exceed) \ Funding: Traffic Maintenance Budget and neighborhood participation.

***Approved/Sullivan/Van Arsdale/7-0***

**End Consent Agenda**

**•Second Reading of an Ordinance  
•Rezone to Planned Development  
Petition 97-R5 (97-68)  
•Petitioner Lockwood Assoc. and  
Kingsbridge Joint Venture  
•Agent: Dennis P. Cronin, Esquire  
•Approved on First Reading 9/17/97**

6. **Public Hearing** to consider amending the Planned Development Document for Gateway of Naples Shopping Center in order to revise the permitted signage standards to allow the names of up to 4 major tenants on the existing monument sign located on U.S. 41.

***97-8093/Sullivan/Van Arsdale/7-0***

- Resolution
  - Development Agreement Petition  
97-D2(a)
  - Petitioner: City of Naples
  - Recommendation pending Planning  
Advisory Board review on 9/25/97
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- Second Reading of an Ordinance
  - Rezone to Planned Development  
Petition 97-R1
  - Petitioner: City of Naples
  - Approved on First Reading 9/17/97
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- Second Reading of an Ordinance
  - Police & Emergency Services
  - Approved on First Reading 9/17/97
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- First Reading of an Ordinance
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- First Reading of an Ordinance
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7. **Public Hearing** to consider amending a Development Agreement in order to set a time frame for construction of a parking garage on the City parking lot on 4<sup>th</sup> Avenue South between 7<sup>th</sup> and 8<sup>th</sup> Streets South, and to provide access and use by the Naples Players.

*97-8094/Van Arsdale/Sullivan/7-0*

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8. **Public Hearing** to consider amending a Planned Development for a parking garage on the City parking lot on 4<sup>th</sup> Avenue South between 7<sup>th</sup> and 8<sup>th</sup> Streets South, to allow the Naples Players' use of the western 80 feet, to provide for a 4-level parking structure, and to provide access from 4<sup>th</sup> Avenue South to the alley immediately north of Wynn's Market.

*97-8095/Van Arsdale/Sullivan/7-0*

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9. **Public Hearing** to consider amending Section 62-157(b), "Hours of Operation", of the Code of Ordinances in order for the Police & Emergency Services Department to issue parking citations at the County-owned beach access in Seagate and areas of Bayview Park within the City boundaries.

*97-8096/Sullivan/Van Arsdale/7-0*

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10. **This item was deleted from the agenda.**
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11. Consider authorizing not to exceed \$3 million in Redevelopment Revenue Bonds, Series 1997, to finance the City's portion of construction of a parking garage on 4th Avenue South and the 7th Street Plaza.

*Approved/Van Arsdale/Sullivan/7-0*

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12. Consider authorizing a bond issue, not to exceed \$3 million, to enable the Naples Players, Inc., a Florida not-for-profit corporation, to finance the acquisition and construction of a community theater on City-owned property generally located on the right-of-way on 7th Street South, between 4th and 5th Avenues, in the redevelopment area of the City.

*Approved/Van Arsdale/Nocera/5-2 (MacKenzie and Tarrant dissenting)*

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•First Reading of an Ordinance  
•Text Amendment Petition 97-T10 (97-75)  
•Petitioner: City of Naples  
•Planning Advisory Board  
recommendation for approval

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•First Reading of an Ordinance  
•Text Amendment Petition 97-T11 (97-77)  
•Petitioner: City of Naples  
•Planning Advisory Board  
recommendation for approval

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•First Reading of an Ordinance  
•Utilities

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•Resolution  
•City Manager

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•Resolution  
•Conditional Use Petition 97-CU16(97-74)  
•Petitioner: Doug Cahn  
•Agent: John Tarangelo  
•Planning Advisory Board  
recommendation for denial  
•Continued from 9/17/97

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•Resolution  
• City Manager

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13. Consider amending Section 102-121 of the Code of Ordinances in order to allow piers in Port Royal to extend into Naples Bay and Gordon Pass far enough to reach a depth of 5 feet, mean low water.

Approved/Tarrant/Sullivan/7-0

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14. Consider amending Section 82-10, "Definitions", and Section 102 of the Code of Ordinances in order to define "motor vehicle" and to make the rental of motor vehicles and mopeds a conditional use in specific zoning districts, rather than accessory or subordinate to a permitted use.

Approved as amended in Section 1, "Definitions" to add any self-propelled vehicle, "**fuel or electric or otherwise powered**"/Sullivan/Van Arsdale/7-0

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15. Consider amending Section 118-33(f)(1), of the Code of Ordinances in order to revise the rates for meter tapping charges.

Approved/Sullivan/Van Arsdale/7-0

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16. Consider a lease agreement with First Assembly of God Church relative to City-owned property on Shadowlawn Drive.

97-8091/Nocera/Sullivan/7-0

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17. Consider granting a conditional use for staged entertainment and dancing at 2950 Ninth Street North (Hibiscus Center).

Petitioner requested that this item be withdrawn.

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18. Consider approval of Beach Parking Interlocal Agreement.

Extended 30 days pending interlocal workshop to resolve the issue/Barnett/Van Arsdale/7-0

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**Resolution**  
**•Development Services**

19. Consider a resolution to authorize a 10 foot easement to Florida Power and Light through sections of Cambier Park to provide underground electric service to the facilities within the Park.

***97-8097/Sullivan/Van Arsdale/7-0***

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**Correspondence and Communications – *None***

**Open Public Input** *Robert Roland, 827 Myrtle Terrace, submitted a letter to City Manager Woodruff and spoke to Council expressing his objections to the closing of Myrtle Terrace.*

**Adjourn – 10:44 a.m.**

***Items were heard in the following order: 16, 5a, 5b, 5c, 5d, 5e, 5f, 5g, 5h, 6, 7, 8, 9, 11, 12, 13, 14, 15, 17, 18, 19***