

Naples City Council Agenda
City Council Chamber, 735 Eighth Street South, Naples, Florida

Mayor: Bonnie R. MacKenzie

Vice Mayor: Gary Galleberg

City Council: Joseph Herms, William MacIvaine, Clark Russell, Penny Taylor, Tamela Wiseman

City Attorney: Robert D. Pritt · City Clerk: Tara A. Norman · City Manager: Kevin J. Rambosk

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 Speaker Request Box located on the Council dais prior to consideration of that item. We ask that speakers limit their comments to 5 minutes and that large groups name a spokesperson whenever possible. Thank you for your interest and participation in City government.

Regular Meeting
Wednesday, May 1, 2002
9:00 a.m.

All proposed ordinances and information on other items listed below, which have been provided in advance of this meeting, 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. See also City of Naples home page <http://www.naplesgov.com> or call the City Clerk's Office, 213-1015. All written, audio-visual and other materials presented to the City Council in conjunction with deliberations during this meeting will become the property of the City of Naples and will be retained by the City Clerk.

1. Roll call
2. Invocation and Pledge of Allegiance
3. Announcements
 - Proclamation – Great Dock Canoe Race
 - National Drinking Water Week
4. Set agenda (*add or remove items*)
5. Public Comment

City Council will recess from 12:00 noon – 1:30 p.m.

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 City Council 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 213-1015 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, however, none of the items will be considered EARLIER than the scheduled 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, including the Consent Agenda, will be considered at the discretion of the Council and may be taken out of numerical order.

	Scheduled Items
<ul style="list-style-type: none"> •Resolution •Planning •Street Vacation Petition 02-SV1 •Petitioner: Mary Kremer •Planning Advisory Board recommendation for approval 	<p>9:30 a.m.</p> <p>6. Consider a request for approval to remove conditions included in a street vacation dated April 30, 1956 at 960 17th Avenue South.</p>
<ul style="list-style-type: none"> •Resolution •Fence and Wall Waiver Petition 02-FWW4 •Petitioner: Thomas White •Agent: Christian Andrea •Staff recommendation for approval 	<p>10:00 a.m.</p> <p>7. Consider a fence and wall waiver, in accordance with Section 110-37 of the Code of Ordinances, in order to allow walls up to 6 feet 9 ¾ inches, a gate of 6 feet 11 inches, and gateposts of 10 feet 1 inch in the front yard setback at 2 Gulf Shore Boulevard South</p>
<ul style="list-style-type: none"> •Resolution •Fence and Wall Waiver Petition 02-FWW5 •Petitioner: R. Jeffrey Landscape for First United Methodist Church •Agent: Jeff Petry •Staff recommendation for approval 	<p>10:45 a.m.</p> <p>8. Consider a fence and wall waiver, in accordance with Section 110-37 of the Code of Ordinances, in order to allow a 10 foot 9 inch gate in the rear yard setback at 388 1st Avenue South</p>
<ul style="list-style-type: none"> •Resolution •Variance Petition 01-V9 •Petitioner: Rockwell Gust, Jr. Agents: Brooks Swanson & Clay Brooker •Planning Advisory Board recommendation for denial •Continued from 4/03/02 	<p>11:30 a.m.</p> <p>9. Consider a variance from Section 110-45(b) of the Code of Ordinances in order to permit a pool to encroach 15 feet into the 20-foot rear yard requirement at 1493 Blue Point Avenue.</p>

•City Manager

1:30 p.m.

10. **Public Hearing** to review proposed transfer of control and reorganization relating to the ownership of Comcast Cablevision of the South

•Resolution
•City Attorney

2:30 p.m.

11. Consider a Use and Maintenance Agreement for the public alley right-of-way bisecting the property as it relates to the Hotel Escalante, 290 5th Avenue South

•First Reading of an Ordinance
•Text Amendment Petition 02-T3
•Petitioner: City of Naples
•Planning Advisory Board
recommendation for approval with
conditions

3:00 p.m.

12. **Public Hearing** to consider amending Sections 102-1031, 102-1032, 102-1033, 102-1034, 102-1035, 102-1036 and adding Sections 102-1037, 102-1038, and 102-1039 to the Code of Ordinances in order to create a new Airport Overlay District establishing regulations for height notification zones, airport impact area procedures and criteria for approval, airport land use restrictions, school impact area regulations, airport noise impact zone and regulations and airport noise impact zone land use regulations (*Two or members of the Planning Advisory Board, two or more members of the Airport Authority and two or more members of the Airport Zoning Commission may be present*)

Consent Agenda

13. 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.

13-a. Approval of Minutes.

•Community Services

- 13-b. Approve the following special events:
- (1) Leukemia/Lymphoma Fundraiser – (Anthony DelDuca) - 5/11/02
 - (2) Fitness Challenge Triathlon (Gulf Coast Runners) – 6/09/02
 - (3) Evenings on Fifth (5th Ave. So. Assoc.) - 6/13/02, 7/11/02, 8/08/02, 9/12/02, 12/12/02
 - (4) 4th of July Activities (City of Naples) 7/04/02
 - (5) Tuba Christmas (5th Ave. So. Assoc.) 12/19/02

•Resolution
•Natural Resources

- 13-c. Authorize payment to Collier County for the City of Naples share of the 2001 Artificial Reef Program\Cost: \$12,500.00 \ Funding: CIP #01R14

•Finance

- 13-d. Approve Budget Amendment to transfer funds from various operating funds to the Health Benefits Fund

•Resolution
•Public Works

- 13-e. Approve an Agreement for the purchase of valve box vacuum clean-out equipment\ Vendor: E. H. Wachs Co., Wheeling, IL\ Cost: \$12,422.00\Funding: CIP #02L10

•Resolution
•Community Services

- 13-f. Approve an Agreement for the purchase of a mini excavator\Vendor: United Rentals, Inc., Naples, FL\Cost: \$24,888.00\Funding: CIP #02F01

•Resolution
•Development Services

- 13-g. Approve an Agreement for the installation of a storm sewer from the seawall at Naples Boat Club to 10th Street \ Vendor: Haskins, Inc. \ Cost: \$68,000.00 \ Funding: Storm Sewer Fund

•Community Services

- 13-h. Approve additional funding for the remaining proposed construction to complete the Naples Preserve Project \ Cost: \$70,000 \Funding: fiscal Year 2003 Budget Request

•Resolution
•Community Services

- 13-i. Approve an Interlocal Agreement with the Collier County School Board for the proposed redevelopment of Sea Gate Park.
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•Resolution
•Community Services

- 13-j. Approve an Interlocal Agreement with the Collier County School Board for installation of athletic field lighting at Gulfview Middle School
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•Resolution
•Community Services

- 13-k. Approve an Interlocal Agreement with the Collier County School Board for installation of athletic field lighting at Lake Park Elementary School
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•Resolution
City Manager

- 13-l. Ratify and confirm the action of the Mayor in executing the Sovereign Submerged Lands Easement for the bike lanes on the Park Shore Bridge
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End of Consent Agenda

•3 Resolutions
•Planning

14. Approve the following annual renewals of Live Entertainment permits:

(1) Vergina, 700 5th Avenue South

(2) Yabba, 711 5th Avenue South

(3) Campiello, 1177 3rd Street South

•Resolution
•Planning
•Residential Impact Statement 02-RIS1
•Petitioner: Bayfront, Inc.
•Petitioner's Agent: Richard D. Yovanovich, Esq.
•Staff recommendation for approval with conditions

15. Consider approving a Residential Impact Statement to allow outdoor dining at 403 Bayfront Place, Unit #301; 475 Bayfront Place, Unit #504; and 492 Bayfront Place, Unit 407
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•Resolution
•Development Services

16. Approve U.S. 41 street lighting agreement as part of the extension of the Gateway Project \ Vendor: Bentley Electric, Naples, FL \ Cost: \$1,021,939.00 \ Funding: CIP #97I10 and CIP #99U10
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•Resolution
•Development Services

17. Approve an Agreement with CDM Missimer to provide professional engineering services to analyze and recommend storm sewer improvements to Basin V (Lake Park and Eagle Oak Ridge/Sun Terrace areas)

•Resolution
•Community Services

18. Appoint members to the Landscape Architect of Record Selection Committee

• 3 Resolutions
•Community Services

- 19-a. Approve a contract for design services for the replacement and expansion of the Norris Community Center \ Vendor: Warner Architects, Inc.\Cost: \$95,000.00 \ Funding: CIP #01W06
- 19 -b. Direct the Norris Center Selection Committee to prepare a Request for Proposals for a Construction Management at Risk Agreement for the replacement and expansion of the Norris Community Center
- 19-c. Appoint a Construction Management at Risk Selection Committee to review the Request for Proposals

•First Reading of an Ordinance
•City Attorney

20. **Public Hearing** to consider a proposed ordinance regarding revocation of permits

•Resolution
•City Attorney

21. Consider a policy prohibiting "quick flips" whereby selected land use petitions are placed on a City Council agenda prior to the customary schedule.

•Resolution
•Community Services

22. Request for consideration of increased capacity for charter boat services.

Correspondence and Communications
Public Comment
Adjourn