



City Council Chamber
735 Eighth Street South
Naples, Florida 34102

City Council Workshop Meeting – November 4, 2002 – 8:30 a.m.

Mayor MacKenzie called the meeting to order and presided.

ROLL CALL ITEM 1

Present:

Bonnie R. MacKenzie, Mayor
Gary Galleberg, Vice Mayor

Council Members:

Joseph Herms
William MacIlvaine
Clark Russell
Penny Taylor

Absent:

Tamela Wiseman

City Staff:

Kevin Rambosk, City Manager
Planning Director Ron Lee
George Archibald, Traffic Engineer
Ron Wallace, Development Services Director
Jon Staiger, Natural Resources Manager
Brenda Blair, Recording Specialist
Karen Kateley, Administrative Specialist

Also Present:

Laurel Land
Bob Harrington
Ron Hovell
Arlene Guckenberger
Richard Sherman
Jim Dean
Other interested citizens and visitors.

Media:

Dianna Smith, Naples Daily News

SET AGENDA..... ITEM 2

There were no changes noted.

..... ITEM 4

UPDATE/DISCUSSION OF RECOMMENDATIONS FROM COMMITTEE CHAIR FORUM

Mayor MacKenzie suggested City Council consider authorizing the City Manager, Attorney and Clerk to work with representatives of the Community Services Advisory Board, Board of Appeals, Code Enforcement Board and any others to incorporate suggestions and return with recommendations and amendments to enabling ordinances.

It was noted for the record that Council Member Taylor arrived at 8:35 a.m.

Council Member Herms suggested further review of the Board of Appeals since it had not met for two years. Council Member MacIlvaine suggested review of by-laws to consider allowing members to serve on more than one board. Council Member Russell however expressed some concern with members serving on more than one board. He also recommended that the City

Manager review all boards/committees to correct any duplication of responsibilities as well as the number of members on each and questioned the justification for increasing the membership for the Community Services Advisory Board. Council Member Taylor stated that she would not be opposed to members serving on more than one board/committee.

Consensus to authorize City Manager, City Attorney, and City Clerk to work with representatives of the Community Services Advisory Board, Board of Appeals, Code Enforcement Board, and any others to incorporate suggestions and return with recommendations and amendments to enabling ordinances

.....ITEM 3
UPDATE FROM COLLIER COUNTY TRANSPORTATION DEPARTMENT

A. COLLIER AREA TRANSIT (CAT)

Metropolitan Planning Organization (MPO) Manager Bob Harrington introduced County staff in attendance and Laurel Land from the University of South Florida, Center for Urban Transportation Research. He stated that the County is required to submit a Transit Development Plan (TDP) to the State annually to report on the status of the transit system and to present a five-year plan.

Ms. Land then presented an overview of the Transit Development Plan (TDP) for Collier Area Transit (CAT). (A copy of the Executive Summary is appended hereto as Attachment 1 and a copy of the five year plan is contained in the file for this meeting in the City Clerk's Office.) Ms. Land concluded the presentation with reviewing the recommendations/conclusions with Council (Attachment 1, Pgs. 6 & 7).

Council Member Russell cited the availability of future funding as a primary concern. Council Member MacIlvaine expressed support for service to Golden Gate and Marco Island but not to public beaches, and expressed concern with busses stopping along US 41 or pulling into parking lots. Vice Mayor Galleberg said he considered the system a failure and took issue with the assertion that the first year had been a success when the average fare collected per ride is 53 cents and the operating expense alone is \$2.64 per ride. He said he did not believe that government must provide busses and said he felt that Mr. Harrington's predecessor had not candidly portrayed the proposed bus sizes or route information.

Council Member Herms noted however that the City has little influence relative to the system and must accept much of what is being proposed. He nevertheless predicted that larger busses would create more traffic congestion and would be more difficult to maneuver. He said he, too, opposed transporting passengers to beaches, and questioned whether the County had additional funding sources for the proposed system changes. Mr. Harrington said that while there were no plans at present, the County is investigating all avenues for funding, including discussions with Lee County in combining the two transit systems. In response to Council Member Herms, Mr. Harrington confirmed that a one-cent gas tax could be an option. Council Member Herms therefore questioned the fairness of taxing all residents in order to support a transit system and instead suggested increasing fares to offset a portion of the costs. Council Member Taylor questioned the need for expansion, stating that busses would not reduce vehicular traffic. She also opposed providing bus service for recreational purposes.

Mayor MacKenzie noted the reported average rider annual income of \$15,000 while there is no mention of access to grocery or hardware stores or activity centers. She also expressed concern both that larger buses would traverse residential streets and that bus shelters with lockers, bike racks, and information kiosks were proposed. During further discussion, Mayor MacKenzie also noted that this subject would be added to the proposed joint meeting with the Board of County Commissioners and Mr. Harrington agreed to include City Council in the process regarding any future proposals.

Consensus to add topic to future joint meeting with Board of County Commissioners and forward notice of meeting to all homeowner associations

Public Comment: (9:26 a.m.) **Jim Dean, Naples resident**, stated when the CAT system had been originally presented it had been stated that an available five-year federal grant was available and would increase as ridership increased. He therefore took issue with having later learned that the grant is based on population, not ridership. This, he said, would mean that the County is responsible for operational expenses.

B. RANKING OF CITY PRIORITIES RELATIVE TO TRANSPORTATION

Richard Sherman, 331 5th Avenue South, expressed concern with the proposed flyover at Airport Road/Golden Gate Parkway and noted the lack of information available for this project.

Traffic Engineer George Archibald reported that Kimberly-Horn & Associates is currently reviewing the County's modeling efforts with regard to the short- and long-term impacts of both the flyover and the new I-75 interchange, as well as studying the capacity and level of service on roadways which includes the "D" Downtown District. In response to Council Members, Mr. Archibald explained that Kimberly-Horn's initial report should be completed within 6-8 weeks. During Council discussion, Development Services Director Ron Wallace explained that Kimberly-Horn's study of the 41-10 area includes possibly rerouting traffic and changing US 41 to Business-US 41. City Manager Rambosk recommended that staff present short-term goals and ask specific questions of residents at the upcoming town hall meetings.

Recess: 10:34 a.m. – 10:46 a.m. It is noted for the record that the same Council Members were present when the meeting reconvened.

.....**ITEM 5**
CONSIDER DIRECTING STAFF TO PREPARE NECESSARY DOCUMENTATION TO SUBMIT THE LOCAL GOVERNMENT COMPREHENSIVE PLANNING CERTIFICATION PROGRAM TO THE DEPARTMENT OF COMMUNITY AFFAIRS

Planning Director Ron Lee reported that during the 2002 legislative session, the Local Government Comprehensive Planning Certification Program was established by Chapter 163.3246. The purpose of the certification program is to allow responsible local governments the ability to operate with less state and regional oversight of their comprehensive planning process if they meet certain criteria. Specifically, state and regional review of comprehensive plan amendments is eliminated. However, affected persons, as defined by 163.3184(1)(a), may file a petition for administrative review. Local governments must have a demonstrated record of effectively adopting and implementing their comprehensive plan, and a commitment to implement exemplary planning practices. The certification area, Mr. Lee said, must be defined, must be compact, contiguous and appropriate for urban growth and development. Public infrastructure must be available or planned within a ten-year period. He further explained that certification is implemented by execution of an agreement with the DCA. The legislation

provides for review of the performance of the local government and revocation of the certification under specified conditions. A citizen may initiate a review of the certification, if the local government is not substantially complying with the terms of the agreement; otherwise, certification expires ten years after execution of the agreement. The DCA is limited to approving eight new certifications per year, Mr. Lee concluded. Following a brief discussion, see Council's action below.

Consensus to direct staff to prepare necessary documentation to submit to the Department of Community Affairs for certification.

DISCUSSION OF BEACH RESTORATION METHODSITEM 6

Ron Hovell, Collier County Coastal Projects Manager, delivered a presentation on beach renourishment current conditions, planning underway, and ten-year plan (Attachment 2). With regard to mining offshore sand, Council Member Herms noted that the most important component is to properly screen the material. During discussion of possibly renovating groin fields, Natural Resources Manager Jon Staiger explained that the Department of Environmental Protection (DEP) usually requires a groin field to be pre-filled with sand prior to renovation or installation. Mr. Hovell cautioned however that both the DEP and ACOE (Army Corps of Engineers) are pre-disposed not to approve structures. Mayor MacKenzie said that the majority of City Council believes that t-groins are indeed effective, which is substantiated by historical data, and said she sought support from both the Coastal Advisory Committee and the Board of County Commissioners in this regard. Council Member Herms recommended a formal resolution stating Council's position and/or requests in writing to County staff and the Board of County Commissioners. Mayor MacKenzie concurred and recommended the resolution be prepared for the 11/20/02 Regular Meeting.

Draft resolution for 11/20/02 City Council Regular Meeting stating Council's position/request regarding t-groins and forward to County Staff/Board of County Commissioners

BRIEFING BY CITY MANAGERITEM 7

City Manager Kevin Rambosk reported that the City had complied with the Federal Emergency Management Agency (FEMA) deadline for submitting comments and that City/County staff would meet later that week to schedule a joint meeting with the Council and Board of County Commissioners (BCC). Once the finished maps have been received from FEMA, the City will have 60 days to submit any type of action to the federal court system. He then noted that the DEP had approved the Calusa Bay wells and the City performed a final inspection which resulted in several minor recommendations, expected to be resolved within 30 days. Mr. Rambosk then noted the following: new employees/committee members to receive orientation on the Sunshine Law and public records procedures November 7; Naples Preserve boardwalk opening ceremony scheduled for November 18; PESD (Police & Emergency Services Department) offering a series of educational programs to the public on services provided; and annual health benefit enrollment for City employees scheduled for November 12-14. He also requested a CRA meeting for November 18 to receive input from Civic Design and Heart of Naples Committee.

REVIEW OF ITEMS ON 11/6/02 REGULAR MEETING AGENDA.....ITEM 8

To be added: Item 17 (a, b, c,) – (River Park) pavilion wall panels, pavilion painting, and fencing. Council Member Herms requested a presentation from staff on the reason not to re-bid and requested clarification of paint choice. Council Member Taylor requested a history of vandalism. Item 9 (Yacht Club) Vice Mayor Galleberg asked staff to address riparian rights and provide documentation on the number of slips/marinas lost/gained over the past several years.

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Council Member Herms requested clarification of application of marina citing criteria. Item 10-b(2) (beach bonfire) Council Member Taylor requested removal from Consent Agenda for separate discussion and asked that staff provide a history of requests made by commercial organizations versus the City (excluding residents) over past several years. Mayor MacKenzie requested removal for separate vote. Item 10-c (interlocal agreement) Council Member Herms requested removal from Consent Agenda for staff overview and separate vote. Item 10-e (sign purchase) Council Member Herms requested clarification on selecting two companies. Item 10-f (traffic pole/sign painting) Mayor MacKenzie requested clarification on exclusion of the traffic pole/sign painting at Sixth Avenue South/Tenth Street Item 10-g (utility easement) Mayor MacKenzie requested clarification of the location selected. Item 11 (fence and wall waiver) Council Member Russell requested a draft of proposed legislation from Port Royal Association. Item 15 (City Attorney agreement) Council Member Herms requested new calculations based on previous expenditures separated into two categories: general government and litigation. Item 16 (Naples Preserve) City Manager Rambosk confirmed that Council would receive a presentation.

Mayor MacKenzie asked that staff provide Council in advance with the text of all future PowerPoint presentations.

PUBLIC COMMENT.....
None.

CORRESPONDENCE AND COMMUNICATIONS.....
Council Member Taylor requested clarification on use of travel funds available to Council Members; whether Council had actually approved the location for Fun Time Nursery; and to add discussion of beach renourishment and CAT transit system to the future joint meeting with Board of County Commissioners. Council Member Russell requested Fun Time Nursery proposals first be reviewed by the Community Services Advisory Board. Mayor MacKenzie requested City Attorney Pritt to research whether Council could enact a law to protect the squirrel monkeys which live in the forested area near the Collier Athletic Club.

ADJOURN.....
12:16 p.m.

Bonnie R. MacKenzie, Mayor

Tara A. Norman, City Clerk

Minutes prepared by:

Brenda A. Blair, Recording Specialist

Minutes Approved: 12/4/02