



City Council Chamber
735 Eighth Street South
Naples, Florida 34102

City Council Workshop Meeting – March 1, 2004 - 8:32 a.m.

Mayor Barnett called the meeting to order and presided.

ROLL CALLITEM 1

Present:

Bill Barnett, Mayor
Tamela Wiseman, Vice Mayor

Council Members:

William MacIlvaine
Johnny Nocera
Clark Russell
John Sorey III
Penny Taylor

Also Present:

Robert Lee, City Manager
Jon Staiger, Natural Resources Manager
Chief Steven Moore, PESD
Steve Weeks, Information Services Director
Pam Schwartz, Human Resources
Martin Conant, Building Official
Ron Lee, Community Development Director
Ron Wallace, Construction Management Director
David Lykins, Community Services Director
Dan Mercer, Public Works Director
Ann Marie Ricardi, Finance Director
Pamela M. Koepke, Recording Specialist
Karen Kateley, Administrative Specialist

Ron Pennington
Bill Kroeschell
Jim Boula
Henry Kennedy
Joe Biasella

Other interested citizens and visitors.

Media:

Dianna Smith, Naples Daily News

SET AGENDA.....ITEM 2

No changes.

BRIEFING BY CITY MANAGER.....ITEM 3

City Manager Robert Lee provided his written report (a copy of which, along with other pertinent documents, is contained in the file for this meeting in the City Clerk's Office). He further advised that City and County staffs had been working with a consultant regarding the Federal Emergency Management Agency's (FEMA's) new Flood Insurance Rate Maps (FIRM) and a telephone conference is scheduled with FEMA staff to discuss the April 16 implementation date. The results of this meeting will be presented to Council in writing at the next regular meeting.

Regarding the Comprehensive Plan Amendment relative to the proposed Golden Gate Parkway/Airport Road overpasses, City Manager Lee indicated that Collier County Director of Transportation Norm Feder had recommended that the County Commission challenge the Department of Community Affairs (DCA) decision. This recommendation was accepted with only Commissioner Fred Coyle dissenting. Since then, City Manager Lee said, he had met with Mr. Feder to discuss a possible resolution in order to avoid an administrative hearing and potential litigation. He said he would keep City Council apprised as to any progress in this dialogue and that City Attorney Robert Pritt would be participating in any future discussions.

City Manager Lee then said that a summary of the latest Collier Coastal Advisory Committee (CCAC) meeting had been provided and requested that Ron Pennington, a City of Naples representative on the CCAC, be permitted to provide an overview. He also noted that the CCAC is seeking Council support for its recommendations regarding beach renourishment.

Concluding his report, City Manager Lee introduced the new Building Official, Martin Conant. Mr. Conant expressed his appreciation for the opportunity to serve the City of Naples.

Council Member Taylor expressed concern regarding a lack of public understanding of the FEMA flood map issue and suggested staff investigate ways to educate citizens. City Manager Lee suggested a complete overview be presented at the next workshop, and Council Member Sorey suggested using examples of typical homes in the area to explain financial impacts. Miss Taylor said utilization of the local media could also be helpful.

CCAC Member Ron Pennington presented a beach renourishment overview including maps of the planned renourishment areas and the borrow areas from which sand would be derived (Attachment 1). He also presented various types of sand samples and stressed the necessity for the City to educate residents about this project through the media and the City's television channel. During discussion Mr. Pennington also advised that the current renourishment plan would not require as much sand as in previous years and that sand would not be brought in by truck but rather dredged from offshore. Mr. Pennington also said the renourishment efforts would occur on eight to ten year intervals.

In response to Council Member Taylor, Mr. Pennington said that although there is concern that winds will remove lighter sand during storms, heavier sand could not be used in certain areas because of environmental concerns. He also explained that the dredged sand would be filtered to prevent rocks from being introduced onto the beach.

In response to Council Member Sorey, Mr. Pennington confirmed that while the renourishment schedule is somewhat constrained due to turtle nesting season, it was expected that the project would be concluded in the appropriate time frame. Mr. Pennington also confirmed for Council Member Russell that the current plan calls for renourishment at six-year intervals and that any areas requiring sand more frequently would also be addressed. Mr. Pennington further advised that the plan does call for one permeable groin, which appeared to be sufficiently effective to retain sand and the CCAC is actively pursuing acceptance of additional groins. In response to further questioning from Council Member Russell, Mr. Pennington explained that under a ten-year spending plan, the CCAC has sufficient funds to accomplish the project.

In response to Council Member Nocera, Mr. Pennington said that Coastal Planning and Engineering would be working closely with the County, and particularly with Ron Hovell, to monitor the project and that Tourist Development Council (TDC) funding would be utilized for engineering services.

Council Member Sorey said that at a previous meeting, the TDC approved \$44,000 for a public information program and suggested that the City Manager obtain documentation for the residents of the City. He further advised that while interest earned on TDC tax funds is normally appropriated in the County's general fund, the TDC is recommending that it be retained by TDC; those funds amount to approximately \$500,000 per year, he added. In conclusion, Mr. Pennington said that the CCAC desires City Council support for the beach renourishment plan and also suggested that the City Council become more involved with the CCAC by appointing a Council Member to that body.

Consensus supporting the Collier Coastal Advisory Council beach renourishment plan.

REVIEW OF ITEMS ON 03/03/04 REGULAR MEETING AGENDA.....ITEM 4

To be added: Item 13 (Chamber of Commerce Dinner/Dance) City Manager Lee requested that this item be added. **To be withdrawn: Item 10** (445 Galleon Drive-detached garage) this item has been withdrawn by the petitioner. **Item 8-a** (Minutes – 2/4/04 regular meeting) Council Member Wiseman requested a correction to the recess statement and clarification on Council Member Russell's vote on Page 9 relative to the appointment of a Vice Mayor.

CITY COUNCIL ORIENTATION.....ITEM 5

This item was combined with Item 6.

UPDATE ON PENDING ISSUES.....ITEM 6

City Manager Robert Lee presented an overview of pending City issues (Attachment 2).

Recess: 10:28 a.m. – 10:39 a.m. It is noted for the record that all Council Members were present when the meeting reconvened.

PRIORITIZING CITY COUNCIL GOALS.....ITEM 7

City Manager Lee said that while his presentation was intended to focus on current issues, he proposed that other matters identified by Council Members also be included and prioritized. Mayor Barnett suggested that Council first address the items presented by the City Manager while others could subsequently be provided to the City Manager by each Council Member.

Council Member Nocera suggested that undergrounding of utilities be considered during the upcoming Florida Power & Light (FPL) franchise renewal negotiations. City Manager Lee said that while FPL is agreeable, costs and right-of-way issues that must also be addressed. Council Member Sorey suggested coordination when other underground work is being conducted.

Council Member Nocera requested a list of those structures in the City that would be considered eligible for preservation as well as identification of funding sources for historic preservation. Council Member Wiseman pointed out that a list of eligible structures had in fact been compiled. Council Member Taylor however expressed concern regarding the historic preservation ordinance being reviewed when a large portion of residents will be out of town. Council Member Sorey pointed out that the Planning Advisory Board (PAB) review had already been conducted and that the historic district would designate approximately 70 structures for preservation. While disagreeing with Council, the PAB had nevertheless followed its direction

to the effect that the ordinance be voluntary, Mr. Sorey said, however, that the PAB had also expressed the hope that the current City Council would revisit the voluntary definition to ensure that this continues to be the guidance it wishes to convey to the PAB. Council Member Russell inquired as to incentives that might be available for owners of historic properties and suggested that Collier County might also have an interest in historic preservation and incentives.

Council Member Wiseman expressed the view that the recodification report recently received from Municipal Code Corporation (a copy of which is contained in the file for this meeting in the City Clerk's Office) contained technical, but nevertheless, insignificant information. She suggested that the City Attorney be more involved in this project and provide input and opinions regarding the value of the work performed to date. Council Member Taylor said that more input should be obtained from all City departments. City Manager Lee advised that he would ensure that each department responds.

Council Member Taylor inquired as to when the ordinance regarding subdivision of properties would be forthcoming. She stressed the importance of this occurring prior to when part-time residents leave for the season. Council Member MacIlvaine agreed and said that many properties are actively being marketed for lot splitting. Mayor Barnett said this particular item should be an immediate priority. Council Member Wiseman also inquired as to the status of a survey being conducted by residents of the Moorings subdivision regarding mega-houses and lot coverage. Council Member Sorey advised that Moorings residents are continuing to work toward a consensus and have scheduled a neighborhood meeting for the following week; an updated should therefore be available soon, he added.

In response to Council Member Nocera, Community Development Director Ron Lee reported that Tomasello Consulting had been involved with both the County and City staffs relative to interact with FEMA and had participated in a recent meeting; a conference call had also been scheduled to discuss the delay on the implementation of the flood rate maps, he said.

Council Member Sorey then observed that the Water Supply Facility Work Plan also relates to initiatives for reuse irrigation in residential areas. Regarding the U.S. 41 East Urban Design, Council Member Sorey suggested that City Council consider a joint meeting with the Planning Advisory Board (PAB).

Council Member Taylor inquired as to presentation of the Andres Duany review of the Fifth Avenue South Special Overlay District Master Plan, first to the Staff Action Committee (SAC), then to the Community Redevelopment Agency Advisory Board (CRAAB). In addition, she pointed out the close relationship of this matter to Fifth Avenue South drainage issues and reported having conversed with Construction Management Director Ron Wallace regarding a drainage master plan for Fifth Avenue South.

Council Member Sorey recommended that, apart from the Fifth Avenue Master Plan, research be conducted on available properties for additional parking garages so as to secure available land in light of escalating costs. Mayor Barnett supported discussing this matter at the next workshop and Council Member Taylor recommended discussion of available Tax Increment Financing (TIF) for this purpose. However, Council Member MacIlvaine disagreed that parking garages

should be reviewed separately from a master plan. Council Member Russell also noted that the Community Redevelopment Agency Advisory Board (CRAAB) should provide recommendations on whether the parking garages and the overall master plan should be considered separately. While agreeing with Mr. Russell, Mayor Barnett also noted the potential loss of available land with further delay. City Manager Lee advised that this issue would be presented at the next CRAAB meeting for consideration and recommendation.

Council Member Wiseman pointed out that Consultant Andres Duany had recommended inexpensive solutions to address concerns which had been raised regarding the mini-park on Fifth Avenue South and inquired as to the possibility of implementation. Council Member Russell stressed the importance to schedule these work items for the advisory boards to review and for staff to perform. Mayor Barnett agreed.

Regarding the Ruffina voluntary annexation, Mayor Barnett requested background because of apparent County opposition. Council Member Nocera suggested that a policy be established regarding voluntary annexation requests.

Council Member Nocera inquired as to the possibility of including a swimming pool in the Fleischmann Park master plan. Council Member Taylor however disagreed with constructing a pool at Fleischmann since the City had been striving to encourage use of the River Park Community Center to mitigate the isolation of that community. She suggested instead improving both the River Park aquatic facility and its programming. Mr. Nocera said that while he concurred with Miss Taylor regarding River Park, an additional pool was nevertheless needed and could be accommodated at Fleischmann Park. Other items Council Member Nocera suggested be incorporated in Fleischmann improvements include resurfacing of the skate park and the possibility of a covered spectator area at the ball fields. Community Services Director David Lykins confirmed that covered bleacher seating is being researched for both the baseball and football fields in conjunction with drainage renovations.

Commenting on the tree fill-in program, Council Member Taylor inquired as to the possibility of utilizing palm trees which are not susceptible to lethal yellowing disease, and Council Member Nocera inquired as to this program covering the “D” Downtown district. Mr. Lykins said he would provide a list of all locations in the plan.

Council Member Nocera inquired as to the possibility of new construction being required to install dual potable and non-potable water lines. Council Member Sorey agreed and added that consideration should also be given to automatic meter reading. He also requested that staff review the possibility of using xeroscape (low irrigation requirement) planting materials instead of turf for the median renovations along US 41.

Council Member Wiseman urged continuation of the lethal yellowing inoculation program and requested clarification on the City’s policy regarding inoculating trees on private property. Although City Manager Lee indicated that funding is an issue regarding continuance, Council Member MacIlvaine pointed out that the lethal yellowing problem is citywide and trees on both private and public property should be protected.

Council Member Taylor suggested that, in conjunction with the park master plan, ways to focus on and promote the scientific aspect of Naples Preserve be pursued with Florida Gulf Coast University and other schools. City Manager Lee noted that Council would consider a TDC funding application for the Naples Preserve at an upcoming regular meeting.

Council Member Sorey recommended integrating any dredging projects into the overall master plan for Naples Bay, concurring with a prior suggestion by Council Member Taylor to explore available materials for use as riprap along the seawalls. He further suggested identifying possible locations to reintroduce mangrove concentrations.

Council Member Wiseman recommended that the City reassume responsibility for beach maintenance. Council Member Russell also noted that if beach groins were deemed successful Council should advocate this measure to retain sand; Council Member Sorey said he would present this position to the TDC.

Council Member Sorey recommended making Naples Bay management and improvement a top priority, and suggested conducting a workshop with the Conservancy of Southwest Florida and the Naples Bay Project Committee; he also advocated ensuring appropriate funding for monitoring in order to receive federal funding. Mayor Barnett pointed out that Southwest Florida Water Management District (SWFMD) representative Pam MacKie intended to give a presentation at the March 15 Workshop. Mr. Sorey suggested inviting the Conservancy and the Citizens to Preserve Naples Bay (CTPNB) to that meeting; however, Mayor Barnett suggested inviting all interested parties to a subsequent full-day workshop.

Mr. Sorey reported meeting with the Conservancy and Marine Industry Association regarding resolution of the Naples Bay vessel speed zone issue and suggested obtaining a recommendation from each party involved. City Manager Lee pointed out that the boat speed issue would be considered in the next few months following the Council's addressing on March 3rd the stipulated settlement agreement with the Department of Community Affairs regarding marina siting criteria.

Council Member Sorey also recommended making the Land Preservation Trust a priority. Council Member Nocera noted that he had donated \$1,000 to that account, and Council Member Russell suggested including an active plan for the Heart of Naples.

Council Member Russell suggested repainting the Norris Center so as to more closely blend with other structures in Cambier Park. Council Member Nocera noted parking problems at that location, and suggested examining the possibility of a parking garage.

Council Member Sorey recommended that Council identify specific funding sources during the budget process for all capital improvement projects. Council Member Russell recommended considering the park site donated by John Pulling for improvements in conjunction with plans for the adjacent horticultural collection site. Council Member Sorey noted that Mr. Pulling had expressed concern regarding the length of time which had elapsed in planning for use of this site, and urged that Council reach a conclusion. Mayor Barnett reported that he had recently met with

Mr. Pulling who had made several suggestions; Council has approximately 90 days in which to formulate a plan, he added.

Council Member Wiseman recommended deleting Banyan Boulevard from the list of median improvements as they have been completed. She however suggested making a serious commitment to the sidewalk program. Council Member Taylor concurred, noting that Council had never established a definitive policy. City Manager Lee said that staff had performed a citywide assessment regarding sidewalk conditions and would provide recommendations on specific areas for improvement.

Council Member Nocera recommended including alleyways in the road overlay program. Construction Manager Ron Wallace pointed out that while there is a separate budget line item for alley work, repairs are based on petitions from residents; nevertheless, there is currently just one outstanding request. Council Member Sorey commended the contractor and staff for the recent repair of the alley between Second and Third Avenues North.

In response to Council Member Nocera, Mr. Wallace explained that the brick paver improvements slated for Tenth Street were delayed pending both completion of stormwater work and 41-10 design concepts, although Tenth Street had recently been paved. Mr. Nocera also requested an update on the street tree plan for that area and said he would address that matter with the City Manager at a later date.

Council Member Taylor received confirmation that the Basin V (Lake Park/Sun Terrace) stormwater improvement project would include lakes. She then urged that Council address and identify additional funding for stormwater retention in the 41-10 as various redevelopment projects go forward. Mr. Wallace confirmed that on-site stormwater retention is required for water quality purposes; nevertheless, he predicted ongoing problems during large rain events. Council Member Sorey cited the relationship between stormwater handling and Naples Bay water quality issues, and recommended finding a means of capturing and treating stormwater for use as residential irrigation. Mayor Barnett suggested further discussing this issue at a workshop.

Council Member Nocera urged that Council address increasing health care costs, and Council Member Russell suggested that the Council correspond with state and federal legislators in this regard.

With regard to the City's purchasing policy, Council Member Sorey suggested obtaining information from comparable cities and granting the City Manager discretion to approve a greater number of items.

Council Member Wiseman suggested examining the possibility of broadcasting City Council meetings on the Internet, noting that enhancements in technology may have reduced the cost. Council Member Taylor recommended establishing a policy for television programming.

In response to Council Member Nocera, Steven Moore, Chief of Police & Emergency Services, affirmed that the City is successfully operating the EMS Partnership and Advanced Life Support

program. He further explained that police are not usually dispatched for most medical rescue calls, which reduces staffing needs.

Mrs. Wiseman suggested that Council Members attend the County Commission meeting on the proposed Golden Gate Parkway/Airport Road overpass and other pertinent issues in order to provide an update on City issues. Mayor Barnett asked that each Council Member receive County Commission agendas.

Recess 12:01 p.m. to 1:30 p.m. It is noted for the record that Council Member MacIlvaine was absent when the meeting reconvened.

Mayor Barnett opened the floor for discussion of items not included in the City Manager's report.

Council Member Sorey requested an update on green space issues, suggesting that the City implement a process similar to Conservation Collier 2002 where a citizens-based committee identifies areas in need of green space improvement. Mr. Sorey also requested a status of the alternate U.S. 41 routing plans. Council Member Sorey also proposed revisiting the Heart of Naples ordinance to address questions resulting from the PAB review. Although the charter amendment was defeated, he said, 40% of the citizens nevertheless showed concern. Mr. Sorey also urged development of a master plan for that area including such elements as parking. Mr. Sorey further requested that dollar amounts be assigned to staff-developed goals and objectives in the 2004-05 budget. In conclusion, he recommended that Council review the system used for square footage calculation to ensure houses are appropriately scaled to lot sizes, predicting that this would have a positive impact on property values as well as quality of life.

Council Member Taylor reiterated the importance of programming to encourage more use of the River Park Community Center. She also suggested that art and photography summer programs be provided for River Park youngsters. Regarding the showcase of art located at the library, Miss Taylor urged that this be an ongoing program. Proposing a review of the City's noise ordinance, Miss Taylor also called for a parking analysis in the 41-10 (Heart of Naples) district to show current availability, the number of parking garages needed, the location of the proposed parking garages, and the estimated capital outlay. In conclusion, Council Member Taylor asked for information on individuals and businesses interested in establishing memorials through donations to City parks and identification of available opportunities for such memorials.

Council Member Russell said he also advocated review of the 41-10/Heart of Naples regulations but from the standpoint of helping the public achieve a better understanding and certainty. Mr. Russell also recommended review of the election process, including qualifying dates and charter amendments. He also suggested that this might be addressed by the Blue Ribbon Committee.

Council Member Nocera concurred with the need to encourage use of the River Park community center and recommended a use analysis.

Like Mr. Russell, Council Member Wiseman urged development of a neutral and comprehensive explanation of what is and is not allowed in the 41-10/Heart of Naples district. Mrs. Wiseman stated that she, too, supports a charter and ordinance review relative to the elections. Citing an estimated \$40,000 expenditure for a recent special election, Mrs. Wiseman suggested that the

governor be given the authority to appoint a Council Member on an interim basis until the next regular election cycle. This, she said, could be addressed during the current recodification.

Mayor Barnett then referred to City Attorney Robert Pritt's memorandum regarding possible changes in Council meeting procedures such as reducing public input time from five to three minutes. Council Member Russell stated that he would prefer retaining a five minute time limit as long as comments were substantive and relative to the topic. Council Member Sorey requested that each item in the aforementioned memorandum be considered individually but voiced support for changing the public input time to three minutes. Council Member Wiseman however stated she could not support streamlining meetings if done at the expense of public input. Mayor Barnett indicated that he would question speakers as to whether each intended to reiterate what had been previously stated. This matter could be revisited if it becomes problematic, he added.

Mayor Barnett then mentioned the summer vacation schedule, pointing out that the previous year Council had recessed after the second meeting in June and reconvened for the second meeting in August. After further discussion, it was the consensus of Council to recess on June 17 and reconvene on August 16 with budget hearing held prior to June 17 in order to establish the 2004-05 millage rate.

Concerning the proposed overpass at Golden Gate Parkway and Airport Road, Mayor Barnett requested further dialog among the members of the current Council, noting that the pending Comprehensive Plan amendment relative to overpasses had been approved by the previous Council. He therefore recommended that this item be placed on the agenda for the March 17 regular meeting and Council concurred.

Mayor Barnett also requested that Council Members avail themselves of the City Hall voice mail system and that considerable staff time could be saved if each would check for messages daily. He also advised that he responds to emails the same day as received, forwarding the ones not requiring personal attention to the City Manager or appropriate department, although he urged Council Members to identify communications to which they wished to individually respond.

Mayor Barnett cited a communication from landscape company owner Joanne Smallwood who reported that a trimming had been killing City trees during maintenance activities. In lieu of a Council presentation on this matter, City Manager Lee offered to meet with Ms. Smallwood.

Council Member Sorey urged that a formal Council discussion be conducted regarding planner Andres Duany's recommendations for Fifth Avenue South, including a master plan for the plaza area, and suggested that the latter topic be scheduled for discussion on March 17. City Manager Lee said he anticipated receiving a written report from Mr. Duany by the end of the month and would forward it to the Community Redevelopment Agency Advisory Board (CRAAB). Following review and possible recommendation by CRAAB, it would then come before Council, he added.

In further discussion of City Attorney Pritt's memorandum regarding meeting procedures, Mayor Barnett recommended placing the matter on the next workshop agenda. He however clarified

that the memorandum contained merely suggestions by Attorney Pritt and not recommendations. It was Council's consensus to address the memorandum at the next workshop.

CORRESPONDENCE/COMMUNICATION

In response to Council Member Taylor, Mayor Barnett stated that he had responded to a complaint that a boat captain at the Tin City dock had thrown a considerable amount of fishing wire into the water and that he and City Manager Lee were attempting to obtain the name of the captain in question.

At the request of Council Member Taylor, Council discussed the Youth in Government program at Naples High School by participating at the school in quarterly workshops with students. Miss Taylor noted that such a workshop would occur on April 19, from 9:00 to 10:00 a.m. Mayor Barnett recommended proceeding with the plan and, if necessary, extending Council's session by one hour that day; Council concurred. Also, at Council Member Taylor's request, Council concurred with her working with the City Manager and the Community Services Advisory Board to design a summer camp art program for River Park, recognizing that some additional Council review may be necessary as the effort progresses.

Council Member Wiseman recommended revisiting various advisory board requirements, such as residency. She also asked whether a Community Services Advisory Board member, temporarily residing outside the City while a home was being constructed within the City, would necessitate temporary suspension.

Council Member Russell asked that vendors at special events be required to park off-site rather than utilizing close-in spaces, which should be available for patrons the events and local businesses.

Council Member Nocera requested that the community again stage a bonfire event, but Council Member Wiseman stressed that measures be taken to enhance safety and to protect Lowdermilk Park from damage. Community Services Director Lykins indicated that no problems had been experienced over the two or three years when the event had been staged, and Mayor Barnett recommended that this be reviewed at a future date.

PUBLIC COMMENT.....

Joe Biasella, 860 12th Avenue South, offered his congratulations to the new City Council but expressed concern regarding reducing the time designated for public speakers. He also urged Council to promptly address water quality and speeding issues on Naples Bay.

Mayor Barnett advised that public speaker time and other related issues would be thoroughly discussed at the March 15 workshop. Council Member Sorey further explained the aforementioned memorandum on the subject prepared by the City Attorney (a copy of which is contained in the file for this meeting in the City Clerk's Office) had not been generated to decrease public input, but rather to streamline City Council meetings.

ADJOURN
2:22 p.m.

Bill Barnett, Mayor

Tara A. Norman, City Clerk

Minutes prepared by:

Pamela M. Koepke, Recording Specialist

Jessica Rosenberg, Deputy City Clerk

Elizabeth A. Rogers, Recording Specialist

Minutes Approved: _____