



City Council Chamber
735 Eighth Street South
Naples, Florida 34102

City Council Regular Meeting – September 20, 2006 – 9:00 a.m.

Mayor Barnett called the meeting to order and presided.

ROLL CALLITEM 1

Present:

Bill Barnett, Mayor
Johnny Nocera, Vice Mayor (arrived 9:03 a.m.)

Council Members:

William MacIlvaine
Gary Price, II
John Sorey, III
Penny Taylor
William Willkomm, III

Also Present:

Robert Lee, City Manager
Robert Pritt, City Attorney
Vicki Smith, Technical Writing Specialist
Tara Norman, City Clerk
Stephen Weeks, Technology Services Director
Joe Boscaglia, Parks & Parkways Superintendent
David Lykins, Community Services Director
Michael Bauer, Natural Resources Manager
Ann Marie Ricardi, Finance Director
Robin Singer, Community Development Director
Stephen Olmsted, Planning Administrator
Bob Middleton, Utilities Director
Ron Wallace, Construction Mgmt. Director
Tony McIlwain, Planner
Dan Mercer, Public Works Director

Richard Yovanovich
Paul Getter
Sue Smith
Falconer Jones, III
Henry Kennedy
Pat Carroll
Christopher Thornton
William Poteet
Dorothy Hirsch
Gary Kluckhuhn
Judith Chirgwin
Jennifer Stephens
Jason Stephens

Media:

Aisling Swift
Other interested citizens and visitors

INVOCATION AND PLEDGE OF ALLEGIANCE.....ITEM 2

Reverend Paul Getter, Faith Apostolic Church

ANNOUNCEMENTSITEM 3

Mayor Barnett presented Finance Director Ann Marie Ricardi with a Distinguished Budget Presentation Award.

SET AGENDA (add or remove items).....ITEM 4

MOTION by Nocera to ***SET THE AGENDA*** adding Item 6-b(4) (Naples High Homecoming Parade) to the Consent Agenda and removing the following from the Consent Agenda for separate discussion: Item 6-d (tree trimming), Item 6-e

(US 41 landscaping), Item 6-l (raw water wells), Item 6-n (Crayton and West Boulevard irrigation), Item 6-o (Gordon River Greenway engineering) Item 6-p (budget amendment for land purchase), Item 6-q (medical/vision stop-loss insurance), Item 6-w (sewer liner repair), Item 6-x (disaster debris removal), Item 6-z (Four Corners / US 41 and Fifth Avenue South consulting services), and Item 6-bb (parking allocation, Fifth Avenue South). This motion was seconded by Taylor and unanimously carried, all members present and voting (MacIlvaine-yes, Nocera-yes, Price-yes, Sorey-yes, Taylor-yes, Willkomm-yes, Barnett-yes).

PUBLIC COMMENT.....ITEM 5
(9:07 a.m.) Sue Smith, 11th Avenue South, addressed the market value versus the price assigned to the Fifth Avenue South parking spaces, reading into the record her statement regarding the July 25, 2006, Evaluation Committee meeting (Attachment 1). Ms. Smith then informed Council that the meeting referenced in her letter is available through the City Clerk's Office. Falconer Jones, III, 1255 Cobia Court, expressed concern with the increased debris reaching Naples Bay through the weir system of Golden Gate Canal, noting the high TMDL (Total Maximum Daily Load) readings in the Bay of late. He suggested developing a filtering system at the weir before flows reach the Bay. Mayor Barnett asked that Natural Resources Manager Michael Bauer respond in writing to these comments.

CONSENT AGENDA

APPROVAL OF MINUTES.....ITEM 6-a
August 14, 2006, Workshop; August 14, 2006, Special Meeting; and August 16, 2006, Regular Meeting as submitted.

SPECIAL EVENTS.....ITEM 6-b

1) Christmas Eve Service – Celebration Community Church – South Gazebo within Lowdermilk Park – 12/24/05.

2) Walk America Fundraiser – March of Dimes – Cambier Park – 04/28/07.

3) Celebrate the Arts – United Arts Council - The Von Liebig Art Center – back patio – 10/27/06.

4) Homecoming Day Parade – Naples High School – Third Street South and Fifth Avenue South – 09/29/06. (added item)

RESOLUTION 06-11330.....ITEM 6-c

A RESOLUTION APPROVING A 2007 TOURISM AGREEMENT BETWEEN COLLIER COUNTY AND THE CITY OF NAPLES, REIMBURSING THE CITY FOR COSTS RELATING TO BEACH CLEANING, DOCTORS PASS MONITORING, AND REHABILITATION OF THE DOCTORS PASS NORTH JETTY; AND PROVIDING AN EFFECTIVE DATE. Title not read.

RESOLUTION 06-11331.....ITEM 6-f

A RESOLUTION AMENDING THE 2005-06 BUDGET ADOPTED BY ORDINANCE 05-10962 TO APPROPRIATE FORFEITURE FUNDS; AND PROVIDING AN EFFECTIVE DATE. Title not read.

RESOLUTION 06-11332.....ITEM 6-g

A RESOLUTION DETERMINING LIVE ENTERTAINMENT PERMIT RENEWAL FOR MARIE MICHELLE RESTAURANT ON THE BAY LOCATED AT 4236 GULF SHORE BOULEVARD, NORTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE. Title not read.

RESOLUTION 06-11333..... ITEM 6-h
A RESOLUTION DETERMINING LIVE ENTERTAINMENT PERMIT RENEWAL FOR ZOE’S RESTAURANT, LOCATED AT 720 FIFTH AVENUE SOUTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE. Title not read.

RESOLUTION 06-11334..... ITEM 6-i
A RESOLUTION DETERMINING LIVE ENTERTAINMENT PERMIT RENEWAL FOR THE CAFE, LOCATED AT 821 FIFTH AVENUE SOUTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE. Title not read.

RESOLUTION 06-11335..... ITEM 6-j
A RESOLUTION APPROVING A SOFTWARE SERVICE AGREEMENT WITH VISIONAIR FOR SOFTWARE MAINTENANCE SERVICES FOR THE POLICE AND EMERGENCY SERVICES DEPARTMENT FOR FISCAL YEAR 2006-2007; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE. Title not read.

RESOLUTION 06-11336..... ITEM 6-k
A RESOLUTION APPROVING AN AGREEMENT FOR PURCHASE AND SALE OF GOODS BETWEEN THE CITY OF NAPLES AND BLISS PRODUCTS AND SERVICES INC., FOR PICNIC TABLES AND BENCHES FOR FLEISCHMANN PARK AND VARIOUS OTHER PARK LOCATIONS; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT FOR PURCHASE AND SALE OF GOODS; AND PROVIDING AN EFFECTIVE DATE. Title not read.

RESOLUTION 06-11337..... ITEM 6-m
A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF NAPLES AND VANDERBILT BAY CONSTRUCTION, INC., TO PROVIDE LABOR, MATERIALS, AND THE EQUIPMENT NECESSARY TO REMOVE AND REPLACE THE FLAT AND MANSARD ROOF ON THE WASTEWATER TREATMENT PLANT CONTROL BUILDING; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AMENDING THE FISCAL YEAR 2005/06 BUDGET ADOPTED BY ORDINANCE 05-10962; AND PROVIDING AN EFFECTIVE DATE. Title not read.

RESOLUTION 06-11338..... ITEM 6-r
A RESOLUTION AUTHORIZING ISSUANCE OF A PURCHASE ORDER TO INTERNATIONAL TRUCK AND ENGINE CORPORATION TO PURCHASE THREE CLAMSHELL TRUCKS, TWO TRUCKS FOR THE PUBLIC WORKS DEPARTMENT AND ONE TRUCK FOR THE COMMUNITY SERVICES DEPARTMENT PURSUANT TO STATE OF FLORIDA, DEPARTMENT OF MANAGEMENT SERVICES, CONTRACT #070-700-05-1; AMENDING THE FY 2005-06 BUDGET ADOPTED BY ORDINANCE 05-10962; AND PROVIDING AN EFFECTIVE DATE. Title not read.

RESOLUTION 06-11339..... ITEM 6-s
A RESOLUTION APPROVING A SIXTH AMENDMENT TO THE CONTINUING CONTRACT FOR PROFESSIONAL SERVICES BETWEEN THE CITY OF NAPLES AND TETRA TECH, INC.- HARTMAN AND ASSOCIATES, INC., TO PROVIDE PROFESSIONAL ENGINEERING SERVICES TO UPDATE THE 1996 STORMWATER MASTER PLAN, INCLUDING CONTINUING THE CONTRACT FOR FISCAL YEAR 2006-07; AUTHORIZING THE CITY MANAGER TO EXECUTE THE SIXTH AMENDMENT; AND PROVIDING AN EFFECTIVE DATE. Title not read.

RESOLUTION 06-11340..... ITEM 6-t
A RESOLUTION APPROVING AN AGREEMENT FOR PURCHASE AND SALE OF
GOODS BETWEEN THE CITY OF NAPLES AND RDK TRUCK SALES AND
SERVICE, INC., FOR ONE REAR-LOADING 25 YARD RESIDENTIAL REFUSE
TRUCK; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT;
AND PROVIDING AN EFFECTIVE DATE. Title not read.

RESOLUTION 06-11341..... ITEM 6-u
A RESOLUTION APPROVING AN AGREEMENT FOR PURCHASE AND SALE OF
GOODS BETWEEN THE CITY OF NAPLES AND H AND E EQUIPMENT SERVICES
TO PURCHASE ONE TELESCOPIC LOADER FOR PROCESSING AND REMOVING
SLUDGE WITHIN THE WASTEWATER TREATMENT PLANT; AUTHORIZING THE
CITY MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING AN
EFFECTIVE DATE. Title not read.

RESOLUTION 06-11342 ITEM 6-v
A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF NAPLES
AND CONSEL, INC., OF NAPLES TO PROVIDE URETHANE CRACK INJECTION
(LEAK REPAIR) SERVICES AT THE CITY’S WATER TREATMENT PLANT;
AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AND
PROVIDING AN EFFECTIVE DATE. Title not read.

RESOLUTION 06-11343..... ITEM 6-y
A RESOLUTION APPROVING A FIRST AMENDMENT TO THE AGREEMENT
BETWEEN THE CITY OF NAPLES AND KYLE CONSTRUCTION, INC., TO
PROVIDE ADDITIONAL STORM DRAIN AND UNDER-DRAIN REPAIR SERVICES
FOR FISCAL YEAR 2005/06 AND TO RENEW THE AGREEMENT FOR FISCAL
YEAR 2006/07; AUTHORIZING THE CITY MANAGER TO EXECUTE THE FIRST
AMENDMENT TO THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.
Title not read.

RESOLUTION 06-11344..... ITEM 6-aa
A RESOLUTION AUTHORIZING THE CRA EXECUTIVE DIRECTOR TO DEVELOP A
REQUEST FOR PROPOSALS (RFP) FOR PROFESSIONAL SERVICES TO UPDATE
THE COMMUNITY REDEVELOPMENT PLAN; AND PROVIDING AN EFFECTIVE
DATE. Title not read.

END CONSENT AGENDA

RESOLUTION 06-11345..... ITEM 6-d
A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF NAPLES
AND THE DAVEY TREE EXPERT COMPANY TO PROVIDE TRIMMING OF
HARDWOOD AND PALM TREES LOCATED THROUGHOUT THE CITY;
AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AND
PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Robert Pritt (9:20 a.m.).
Council Member Taylor referred to the staff memorandum provided on this subject (Attachment 2) and sought conformation on the record that the hardwood trees would be trimmed at exactly 25%. Referring to a 25% limit of canopy reduction in the Code of Ordinances, Parks & Parkways Superintendent Joe Boscaglia explained that trimming to this degree would be more feasible for banyan trees than mahoganies which had suffered significant storm damage; therefore a 25% reduction would virtually eliminate the canopy on some trees. Mahogany trees will therefore be selectively trimmed and that work would commence on Seagate Drive and

move southward to Orchid Drive. While certain individual banyan trees may also require addressing by City staff, Mr. Boscaglia also pointed out the importance of adhering to the schedule outlined in the aforementioned memo. In further discussion regarding the banyan tree canopy, Council concurred with Mr. Boscaglia that trimming on a year-by-year basis would assist in restoration of storm damage. Council Member Sorey suggested that the banyan trees within the above referenced target area be trimmed the 25%, thereby offering the opportunity for the residents to assess this extent of trimming from an aesthetic standpoint. In addition, he recommended approaching the banyans as a separate project, completing all pruning before July of 2007; Council also concurred with this proposal, recognizing that it would nevertheless entail a budget amendment.

Public Comment: (9:25 a.m.) None.

MOTION by Sorey to APPROVE RESOLUTION 06-11345 as submitted; seconded by Nocera and unanimously carried, all members present and voting (MacIlvaine-yes, Nocera-yes, Price-yes, Sorey-yes, Taylor-yes, Willkomm-yes, Barnett-yes).

RESOLUTION 06-11346.....ITEM 6-e
A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF NAPLES AND VILA AND SON LANDSCAPE CORPORATION FOR THE INSTALLATION OF LANDSCAPING, INCLUDING PLANTS AND SOD ASSOCIATED WITH THE U.S. 41 NAPLESCAPE PROJECT FROM FLEISCHMANN BOULEVARD TO SEAGATE DRIVE; AMENDING THE FISCAL YEAR 2005-06 BUDGET AS ADOPTED BY ORDINANCE 05-10962; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Robert Pritt (9:27 a.m.). Council Member Sorey pointed out that despite the goal of choosing drought resistant plants; use of sod remains the option requiring highest water consumption. He concluded by noting that he would pursue this discussion during consideration of Agenda Item 6-n below. Council Member Price proposed insertion of a clause on all future agreements imposing penalties if a project is not completed as scheduled.

Public Comment: (9:28 a.m.) None.

MOTION by MacIlvaine to APPROVE RESOLUTION 06-11346 as submitted; seconded by Sorey and unanimously carried, all members present and voting (MacIlvaine-yes, Nocera-yes, Price-yes, Sorey-yes, Taylor-yes, Willkomm-yes, Barnett-yes).

RESOLUTION 06-11347.....ITEM 6-l
A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF NAPLES AND MITCHELL AND STARK CONSTRUCTION COMPANY FOR THE CONSTRUCTION AND INSTALLATION OF TWO NEW RAW WATER PRODUCTION WELLS AND THE ABANDONMENT OF TWO EXISTING FAILED WELLS IN THE EAST GOLDEN GATE WELLFIELD; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AMENDING THE 2005-06 BUDGET ADOPTED BY ORDINANCE 05-10962; AND PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Robert Pritt (9:29 a.m.). While stating that the information provided by staff had been adequate, Council Member Willkomm said that the cost nevertheless seemed inordinately high (Attachment 3). Utilities Director Bob Middleton responded that the inspection and acceptance requirements for the failed 1988 wells could not be determined. He also pointed out that the project would entail necessary associated buildings; however, a sole

response to the City's advertisement for bid had been received. Mr. Middleton attributed this limited response to the fact that few reputable deep well drilling firms are available and can therefore be selective in the projects they choose; nevertheless, the project cost had been lowered by \$180,000 through contract negotiation, City Manager Robert Lee reported. Council Member Price asked that staff review calculations for the well house, noting discrepancies within the calculations. (It is noted for the record that documentation and exhibits pertaining to this item and referenced during the discussion are contained in the file for this meeting in the City Clerk's Office.) Construction Management Director Ron Wallace said that the final price is correct and that the document referenced by Mr. Price contains figures from the consulting firm added during their review.

Public Comment: (9:35 a.m.) None.

MOTION by MacIlvaine to APPROVE RESOLUTION 06-11347 as submitted; seconded by Sorey and unanimously carried, all members present and voting (MacIlvaine-yes, Nocera-yes, Price-yes, Sorey-yes, Taylor-yes, Willkomm-yes, Barnett-yes).

RESOLUTION 06-11348..... ITEM 6-n
A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF NAPLES AND NEW ROOTS LANDSCAPE, INC., FOR THE PURCHASE AND INSTALLATION OF LANDSCAPING AND IRRIGATION IN THE MEDIANS ON CRAYTON ROAD AND WEST BOULEVARD AT SEAGATE DRIVE; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Robert Pritt (9:36 a.m.). Council Member Sorey reiterated his desire for the use of xeriscape planting, but Mayor Barnett cautioned that public input from affected areas would then be necessary, although this could be undertaken for future projects. Construction Management Director Ron Wallace explained that the locations of these islands as a City entry feature had been considered, noting the use of royal palms, but also pointing out the use of drought tolerant ground cover. Mr. Wallace further clarified for Council Member Sorey that the irrigated area for the palms is considered relatively small, therefore water usage would be minimal. Mr. Sorey then suggested two zones, one for watering the royal palms and the other for the xeriscape plants.

Council Member Price called staff's attention to what he characterized as unacceptably low lighting at the intersection of Crayton Road and Seagate Drive.

Public Comment: (9:40 a.m.) None.

MOTION by MacIlvaine to APPROVE RESOLUTION 06-11348 as submitted; seconded by Price and unanimously carried, all members present and voting (MacIlvaine-yes, Nocera-yes, Price-yes, Sorey-yes, Taylor-yes, Willkomm-yes, Barnett-yes).

RESOLUTION 06-11349..... ITEM 6-o
A RESOLUTION APPROVING A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF NAPLES AND AMERICAN CONSULTING ENGINEERS OF FLORIDA, LLC, TO PROVIDE ENGINEERING AND ENVIRONMENTAL STUDY SERVICES FOR THE GORDON RIVER GREENWAY CROSSING CONNECTING THE EXISTING AIRPORT PATHWAY TO THE PROPOSED PULLING PARK; AUTHORIZING THE CITY MANAGER TO EXECUTE THE PROFESSIONAL SERVICES AGREEMENT; AND PROVIDING AN EFFECTIVE DATE. Title read by

City Attorney Robert Pritt (9:41 a.m.). Council Members Taylor and MacIlvaine clarified that they had requested separate discussion of this item due to the cost and the necessity of a pedestrian walkway across the Gordon River. Council Member Sorey pointed out that this study involves structural and environmental issues for a walkway measuring 12 feet in width.

Public Comment: (9:43 a.m.) **Pat Carroll, 118 Debron Drive, President of the Southwest Florida Land Preservation Trust (SFLPT)**, said that the proposed crossing is the major component in the connection between the project underway for the Pulling property located on the west side of the Gordon River and areas to the north; she also expressed the hope that the greenway would continue across Golden Gate Parkway to conclude at the future Gordon River Water Quality Park. Ms. Carroll encouraged Council Members' support of the matter before them, noting that Collier County had provided funding.

Council Member Taylor asked Ms. Carroll to identify other contributors. Ms. Carroll said the Naples Airport Authority (NAA) had paid to relocate its perimeter fencing, which the SFLPT is considering a contribution. Miss Taylor however questioned that this expenditure could characterize the NAA as a donator, particularly in light of hurricane damage. Council Member Price stated his support, but also said that support must be forthcoming from other facets of the community, the City having been the major contributor to date. He therefore requested the total projected cost and the amounts committed to by others. While Ms. Carroll indicated that she would gather this information, Mayor Barnett stressed the importance of Council being provided with all necessary information. She offered periodic progress reports, including minutes of a newly formed technical advisory committee (which will include a member from Collier County, the NAA, and the City).

Miss Taylor further specified the need for a budgeting plan which would include the costs and funding sources. Both Council Member Willkomm and Vice Mayor Nocera nevertheless stressed the importance of the project to the community. In response to Council Member MacIlvaine, Ms. Carroll stated that the cost of any pedestrianoverpass at Golden Gate Parkway would most likely be prohibitive at this juncture.

In summation, Council Member Price requested a timeframe for the requested information regarding projected costs and funding, and Construction Management Director Ron Wallace explained that as much as 100% grant funding could be forthcoming because of the scope of the project which he predicted would be widely utilized.

Mr. Sorey stated that this project should be included in the City's visioning plan and urged Council's support. Miss Taylor agreed and stressed that the City could not be the sole source of funding for this venture. Mayor Barnett said that he feels the City must however take a leadership role where this endeavor is concerned.

**MOTION by Sorey to APPROVE RESOLUTON 06-11349 as submitted;
seconded by Nocera and unanimously carried, all members present and voting
(Willkomm-yes, MacIlvaine-yes, Price-yes, Sorey-yes, Nocera-yes, Taylor-yes,
Barnett-yes)**

**RESOLUTION 06-11350..... ITEM 6-p
A RESOLUTION OF THE CITY OF NAPLES, FLORIDA, AMENDING THE 2005-06
BUDGET TO PURCHASE LAND AS APPROVED BY RESOLUTION 06-11261; AND**

PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Robert Pritt (10:05 a.m.). Council Member Taylor noted adequacy of information provided by City Attorney Pritt, a copy of which is contained in the file for this meeting in the City Clerk's Office.

Public Comment: (10:05 a.m.) None.

MOTION by Taylor to APPROVE RESOLUTION 06-11350 as submitted; seconded by Barnett and unanimously carried, all members present and voting (MacIlvaine-yes, Nocera-yes, Price-yes, Sorey-yes, Taylor-yes, Willkomm-yes, Barnett-yes).

RESOLUTION 06-11351..... ITEM 6-q
A RESOLUTION APPROVING RENEWAL OF GROUP MEDICAL, PRESCRIPTION, VISION AND STOP LOSS INSURANCE THROUGH CIGNA; AND PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Robert Pritt (10:06 a.m.). Council Member Taylor stressed her continued concern with the quality of service being rendered by Cigna. Council Member Price said he shared the concern expressed by Risk Manager Lori Parsons in her memorandum (contained in the file for this meeting in the City Clerk's Office) he agreed that the level of service would in fact decline if coverage were obtained on a month-to-month basis in conjunction with re-issuance of an RFP (request for proposals). Nevertheless, he said he also questioned the rationale for a poor rating of United Health Care during the ranking process based on the company's presentation. Mr. Price advised that he would continue to observe the levels of service provided since he had not been entirely satisfied with the answers provided by staff. Mr. Price also said that he had not been provided with the minutes of the City's Health Care Committee which he had requested. Mayor Barnett said that he agreed with Mr. Price regarding both his dissatisfaction with Cigna and concern that a poor presentation would be a factor in the rankings noted above. While stating that he did not know the degree to which a presentation had affected the ranking of candidates, City Manager Robert Lee said that the presentation portion does in fact carry weight. He further pointed out that the Health Care Committee meetings had been deemed to be private, originating with the labor organizations; however he said he had suggested that future meetings be posted and made public. In conclusion, he cautioned that too frequent changes in insurance carriers could work against the City in procuring future contracts with regard to acceptable rates and service levels. Council thanked staff for its response regarding this item.

Public Comment: (10:15 a.m.) None.

MOTION by MacIlvaine to APPROVE RESOLUTION 06-11351 as submitted; seconded by Willkomm and unanimously carried, all members present and voting (MacIlvaine-yes, Nocera-yes, Price-yes, Sorey-yes, Taylor-yes, Willkomm-yes, Barnett-yes).

RESOLUTION 06-11352..... ITEM 6-w
A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF NAPLES AND INSITUFORM TECHNOLOGIES, INC., FOR SANITARY SEWER SYSTEM REPAIRS; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Robert Pritt (10:16 a.m.). In moving to approve this resolution, Council Member Taylor clarified her request for information on the cost for the sewer system for the past five years which she said could nevertheless be forthcoming from staff in the future. Council Member MacIlvaine noted for the record that his questions had been satisfactorily answered and seconded the motion for approval.

Public Comment: (10:16 a.m.) None.

MOTION by Taylor to **APPROVE RESOLUTION 06-11352** as submitted; seconded by MacIlvaine and unanimously carried, all members present and voting (MacIlvaine-yes, Nocera-yes, Price-yes, Sorey-yes, Taylor-yes, Willkomm-yes, Barnett-yes).

RESOLUTION 06-11353.....ITEM 6-x(1)
A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF NAPLES AND CROWDER-GULF JOINT VENTURE, INC., TO PROVIDE DISASTER DEBRIS REMOVAL, REDUCTION AND DISPOSAL SERVICES RESULTING FROM HURRICANES OR OTHER DISASTERS; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Robert Pritt (10:17 a.m.). Council Member MacIlvaine noted that his questions regarding this item had been answered to his satisfaction.

Public Comment: (10:17 a.m.) None.

MOTION by MacIlvaine to **APPROVE RESOLUTION 06-11353** as submitted; seconded by Price and unanimously carried, all members present and voting (MacIlvaine-yes, Nocera-yes, Price-yes, Sorey-yes, Taylor-yes, Willkomm-yes, Barnett-yes).

RESOLUTION 06-11354.....ITEM 6-x(2)
A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF NAPLES AND DRC EMERGENCY SERVICES, LLC, TO PROVIDE DISASTER DEBRIS REMOVAL, REDUCTION AND DISPOSAL SERVICES RESULTING FROM HURRICANES OR OTHER DISASTERS; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Robert Pritt (10:18 a.m.). Mr. Pritt then noted that the proposed resolution regarding this item was included in the supplemental meeting packet (and contained in the file for this meeting in the City Clerk's Office).

Public Comment: (10:18 a.m.) None.

MOTION by Price to **APPROVE RESOLUTION 06-11354** as submitted; seconded by MacIlvaine and unanimously carried, all members present and voting (MacIlvaine-yes, Nocera-yes, Price-yes, Sorey-yes, Taylor-yes, Willkomm-yes, Barnett-yes).

RESOLUTION 06-11355.....ITEM 6-x(3)
A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF NAPLES AND STORM RECONSTRUCTION SERVICES, INC., TO PROVIDE DISASTER DEBRIS REMOVAL, REDUCTION AND DISPOSAL SERVICES RESULTING FROM HURRICANES OR OTHER DISASTERS; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Robert Pritt (10:18 a.m.).

Public Comment: (10:19 a.m.) None.

MOTION by Price to **APPROVE RESOLUTION 06-11355** as submitted; seconded by MacIlvaine and unanimously carried, all members present and voting (MacIlvaine-yes, Nocera-yes, Price-yes, Sorey-yes, Taylor-yes, Willkomm-yes, Barnett-yes).

RESOLUTION (continued-see motion below).....ITEM 6-z
A RESOLUTION APPROVING THE FOUR CORNERS ACTION STEPS; AUTHORIZING THE CRA EXECUTIVE DIRECTOR TO ISSUE A REQUEST FOR PROPOSALS (RFP) FOR PROFESSIONAL CONSULTING SERVICES FOR THE IMPROVEMENT OF THE FOUR CORNERS AREA; AND PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Robert Pritt (10:19 a.m.). (Four Corners is also referred to as US 41/Fifth Avenue South.) In response to Mayor Barnett, City Manager Robert Lee characterized as unfounded, concerns from Neapolitan Enterprises (Attachment 4) that an RFQ (request for qualifications) would be disseminated before the results of the downtown origination/destination traffic study. He continued by emphasizing that the study was the first of several steps and would be completed before any of the other activities go forward (Attachment 5), suggesting that the resolution perhaps be amended to reflect this. Council Member Taylor pointed out that unless the study is completed regarding the feasibility of a traffic circle and approval from the Florida Department of Transportation (FDOT) is obtained, any further steps would constitute a misuse of funds; therefore, she suggested continuing the matter for further review and rewriting. After additional discussion, Council decided that the traffic study should be completed before moving forward. Council Member Sorey urged consideration of the need for pedestrians to safely move east and west across the intersection and reminded Council that on September 18 it was noted on the record that the traffic circle would not involve acquisition of private property.

Community Redevelopment Agency (CRA) Manager Chet Hunt said that he had spoken to Barbara Walker (see Attachment 4) regarding Neapolitan Enterprises' concerns and had in the past, met with company representatives and attorneys to keep them apprised regarding this item. He noted that the primary concern of the group had been access to Old Naples and that the FDOT had been part of the selection committee which chose the traffic circle as a possible design concept. Mr. Hunt also explained that the action steps are sequential and give staff a clear direction as to a timeline, the first being the traffic study to be done during the winter tourist season. Council Member Price said that while part one of the action steps was acceptable, he could not approve steps two and three at that time. He continued that he would be meeting with Ms. Walker of Neapolitan Enterprises in the near future and that she and her group should be intimately involved in project planning.

Public Comment: (10:32 a.m.) **Henry Kennedy, Pelican Avenue**, urged that the traffic study be accomplished but that no other activity occurs until FDOT approval is forthcoming.

Council Member Taylor proposed a motion to approve this item but only Exhibit A, part one, first bullet "Complete the downtown origination-destination study as approved pursuant to RFW 050-06 (Kimley Horn has been selected pursuant to CCNA and the study will be conducted this "season")." (See Attachment 5.) This motion was seconded by Council Member Sorey, however, after further discussion, Miss Taylor withdrew her motion as cited above.

MOTION by Barnett to CONTINUE THIS ITEM, NO CERTAIN DATE;
seconded by Price and unanimously carried, all members present and voting
(MacIlvaine-yes, Nocera-yes, Price-yes, Sorey-yes, Taylor-yes, Willkomm-yes,
Barnett-yes).

RESOLUTION 06-11356.....ITEM 6-bb
A RESOLUTION ALLOCATING TWELVE (12) SPACES WITHIN THE CITY OF NAPLES FIFTH AVENUE SOUTH OVERLAY DISTRICT (THE “DISTRICT”) FOR THE REDEVELOPMENT OF THE PROPERTY AT 555 FIFTH AVENUE SOUTH (THE “PROPERTY”); AND PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Robert Pritt (10:37 a.m.). He noted that the amended resolution had been supplied which reflected Council’s direction regarding the price of parking spaces at that week’s workshop and the revised text had been included in the supplemental meeting packet. (It is noted for the record that documentation and exhibits pertaining to this item and referenced during the discussion are contained in the file for this meeting in the City Clerk's Office.) Council Member Sorey pointed out that it is regrettably not necessary for the market value of the spaces to be reflected in the price recommended under the powers of the Staff Action Committee (SAC/FASAC). However, he expressed confidence that the new figure reflected a fair price when taking into consideration the actual cost to create and provide additional parking spaces. Council Member Willkomm, as a member of SAC, clarified for Council that when considering this item, SAC had been uncertain of a price, therefore leaving this decision to Council’s discretion.

Public Comment: (10:40 a.m.) **Christopher Thornton, Treiser, Collins and Vernon, 3080 Tamiami Trail East**, attorney for the entity seeking to undertake redevelopment (due to hurricane damage), urged Council’s approval, noting that the above referenced price increase was agreeable. **William Poteet, 6180 Star Grass Lane**, identified himself as the individual seeking the parking spaces, supported the comments of his agent, and urged approval of this resolution.

MOTION by Sorey to APPROVE RESOLUTION 06-11356 as submitted; seconded by MacIlvaine and unanimously carried, all members present and voting (MacIlvaine-yes, Nocera-yes, Price-yes, Sorey-yes, Taylor-yes, Willkomm-yes, Barnett-yes).

CRA Manager Hunt noted for the record that the above monies received from the sale of the parking spaces will be retained in the parking trust fund and may be used only to provide parking. Mayor Barnett requested that Mr. Hunt respond to the statement by Sue Smith (see Item 5) and asked that City Manager Lee respond to an email from Jim Boula regarding the mooring field at City Dock (Attachment 6).

Recess: 10:46 a.m. to 11:01 a.m. It is noted for the record that the same Council Members were present when the meeting reconvened.

RESOLUTION 06-11357.....ITEM 7
A RESOLUTION DETERMINING VARIANCE PETITION 06-V8 FROM SECTION 102-176 OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES, WHICH ESTABLISHES A MINIMUM FRONT YARD OF 30 FEET, IN ORDER TO PERMIT THE CONSTRUCTION OF A HOME TO ENCROACH NOT TO EXCEED 7 FEET, 7 INCHES, INTO THE REQUIRED FRONT YARD, IN ACCORDANCE WITH A DRAWING SUBMITTED FOR THE RECONSIDERATION HEARING, AT 1680 DOLPHIN COURT, MORE PARTICULARLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Robert Pritt (11:02 a.m.). Mayor Barnett stated that since all testimony from the prior hearing of this variance is on the record, only new testimony would be considered. He asked public speakers to therefore limit comments accordingly.

This being a quasi-judicial proceeding, Notary Public Vicki Smith administered an oath to those intending to offer testimony; all responded in the affirmative. City Council Members then made the following ex parte disclosures: Willkomm and Price/ conversation with petitioner's attorney and various members of the public; Nocera/no additional contact; Barnett/telephone conversation with, and email from, the petitioner; Taylor/conversation with petitioner's attorney and City Attorney; MacIlvaine/contact with various members of the public; and Sorey/conversation with petitioner and petitioner's attorney, visit to the site and meeting with affected neighbors. Community Development Director Robin Singer said that staff had no new evidence to submit but had reviewed the revised site plan (Attachment 7 labeled Exhibit A to the resolution) which had been submitted the prior week; this indicates an encroachment of 7 feet, 7 inches, into the front yard setback as measured from the property line. However, this still does not comply with the Code, she added, and noted that the rear yard setbacks are however in compliance with the requirements.

City Attorney Pritt explained that, if approved, the resolution could be amended to reflect the revised amount of encroachment shown on the new plan.

Richard Yovanovich, Attorney for the petitioner, noted as new evidence, the review by the City staff of prior permits regarding cul-de-sac lots to determine whether the chord or property line method of measuring front yard setbacks had been employed. In addition to the instant petition, a total of three homes had in fact been found to have used the chord method and had been granted permits. These other encroachments varied from approximately one foot to 12 feet into the front yard setback, he said. He then clarified that the petitioner does not desire that penalties be levied against the aforementioned three homeowners, but that his clients be treated fairly, human errors having been committed by all involved.

Mr. Yovanovich continued with an explanation of the revised plan, advising that the garage had been moved behind the front setback line as measured from the property line, although not modifying the entryway and front of the home, but reducing the encroachment to the above stated 7 feet, 7 inches, with a total square footage of 171 feet. He noted that during the first consideration of this item, petitions against the variance had been presented from neighboring homeowners, but he then entered into the record a petition regarding the revised site plan containing signatures of 50 Royal Harbor homeowners who approve of the compromise as demonstrated above. (It is noted for that record that this petition and various emails supporting the document are contained in the file of this meeting in the City Clerk's Office.) Mr. Yovanovich also pointed out that a recent survey of the homes which front on the same cul-de-sac as the petitioner's home revealed encroachments ranging from approximately two feet to five feet with the possibility that the chord measurement method was still the practice within the City when these homes were constructed. He reviewed what he considers the unique circumstances attendant to building on a cul-de-sac and concluded by requesting Council's approval of this variance, if not for the originally requested 14 feet, four inches, then for the revised encroachment of 7 feet, 7 inches.

Public Comment: (11:22 a.m.) **Dorothy Hirsch, 626 Regatta Road**, urged Council to adhere to the Code and deny this variance. In response to Mayor Barnett, Ms. Hirsch clarified that she is against all variances within the City. **Gary Kluckhuhn, 2180 Sandpiper Street**, supported

Code enforcement but said that he feels the Code is not correct in all instances, hence the need for a variance process.

Council Member MacIlvaine said he believed the home could be moved further south 5 feet, and an additional 2 feet, 7 inches removed from the front, which would bring it into compliance; Director Singer agreed. Council Member Willkomm however pointed out that such an action would require removal of the entire slab and recommencing construction, a process that would prove very costly.

Council Member Sorey said that he had supported the Council's reconsideration of new evidence and expressed gratitude to the petitioners for their effort to compromise. He nevertheless stressed that in his opinion, the issue before Council remains whether to grant a variance which fails to meet the criteria for approval, regardless of the degree of encroachment.

Council Member Price however, said that he feels that for the first time in his memory, the Council had been presented with a variance that in fact meets all the criteria, stressing that the circumstances leading to the need for the variance request by the petitioner are unique and unlike anything he had considered in the past. Nevertheless, he said he shared Council Member Sorey's comments regarding enforcing the variance procedure of the Code.

Attorney Yovanovich summarized that he strongly believes this variance meets the criteria and that the variance process exists for cases such as this.

Following Vice Mayor Nocera's motion for approval which was seconded by Council Member Price, City Attorney Pritt suggested the following amendments:

MOTION by Nocera to APPROVE RESOLUTION 06-11357, amended as follows: Title: "...HOME TO ENCROACH 14 FEET, 4 INCHES NOT TO EXCEED 7 FEET, 7 INCHES INTO THE REQUIRED FRONT YARD AND IN ACCORDANCE WITH THE BUILDING PLANS SUBMITTED BY PETITIONER FOR THE RECONSIDERATION HEARING OF 09/20/06 AND ATTACHED HERETO AS EXHIBIT A AT 1680 DOLPHIN COURT..."; 6th Whereas clause: "...evidence, and after having reconsidered the matter on September 20, 2006, the City Council..."; and Section 2: "...with building plans submitted by petitioner for the reconsideration hearing of 09/20/06 drawn by South Florida Architectural Associates, Inc., dated 08/20/06 and attached hereto as Exhibit A. undated, which were submitted as a component of this variance petition and incorporated by reference." This motion was seconded by Price and carried 4-3, all members present and voting (Taylor-no, Nocera-yes, MacIlvaine-no, Price-yes, Sorey-no, Willkomm-yes, Barnett-yes).

During the roll call vote above Council Member Taylor noted the right to reconsider a petition, but stressed that the issue is the variance itself which she feels does not meet the criteria for approval and that the right of the property owner to build a home must sometimes be subordinate to the Code of Ordinances and the rights of the public. Council Members MacIlvaine and Sorey agreed. Council Member Price further supported his prior comments by asserting that the variance had met all three criteria for approval. Council Member Willkomm in reversing his prior negative vote, questioned whether this variance would have been granted during the first

hearing if the neighbors had voiced support, to which Mayor Barnett agreed. Mr. Willkomm mentioned in closing the need for the building site to be cleaned up and City Manager Lee said that this would be addressed.

RESOLUTION 06-11358.....ITEM 8

A RESOLUTION DETERMINING CONDITIONAL USE PETITION 06-CU5 TO ALLOW FOR THE OPERATION OF AN AUTOMOTIVE SALES BUSINESS FOR THE SALE OF NEW AND PRE-OWNED VEHICLES AT 3385 TAMiami TRAIL, NORTH, MORE FULLY DESCRIBED HEREIN, SUBJECT TO THE CONDITIONS LISTED HEREIN; PROVIDING FOR THE CITY CLERK TO RECORD SAID CONDITIONAL USE; AND PROVIDING AN EXPIRATION DATE AND AN EFFECTIVE DATE.

Title read by City Attorney Robert Pritt (11:56 a.m.). This being a quasi-judicial proceeding, Notary Public Vicki Smith administered an oath to those intending to offer testimony; all responded in the affirmative. City Council Members then made the following ex parte disclosures: Willkomm/no contact; Price, Nocera, Barnett and Sorey/visits the site but no contact; and Taylor and MacIlvaine/familiar with the site but no contact. Planning Administrator Stephen Olmsted presented the staff report and noted that the Planning Advisory Board (PAB) had voted approval by 5-2, granting the five requested spaces but with the following conditions: that the conditional use expire two years from the date of approval and that, if deemed necessary by planning staff, the aforementioned five parking spaces could be reduced to two. Council Member Taylor sought assurance that no vehicle repair would take place on the premises and expressed concern with any increase in lighting.

A brief discussion followed during which City Attorney Pritt reviewed the draft resolution, (contained in the file for this meeting in the City Clerk's Office), explaining that it had most likely been written before the PAB meeting and did not reflect the changes suggested.

Michael Fernandez, agent for the petitioner, explained that no renovations of the existing buildings are planned unless required by the fire marshal, but would nevertheless be internal only. He said that if any changes in lighting were made they would occur along US 41. He further stressed that the request represents a temporary housing of the establishment, noting that the two year period should be adequate to build the new facility. He continued that the petitioner agrees with the conditions stated by the PAB and agreed with Miss Taylor's suggestion that if additional lighting is necessary, the petitioner would review this with staff.

Council Member Price questioned the number of parking spaces on the site and any traffic impact. Mr. Fernandez said that the five spaces dedicated to display do not represent a deduction in the seven reserve parking spaces; he also said that the business will employ three to five full-time workers and that approximately ten customers per day are anticipated.

Public Comment: (12:10 p.m.) None.

MOTION by Sorey to APPROVE RESOLUTION 06-11358, amended as follows: Section 2: "...subject to the following conditions: a. Petitioner may utilize five parking spaces for vehicle display; this number may be reduced to three if deemed necessary by Planning staff.; Section 3 b. That this conditional use approval shall expire in two (2) years. Any request for extension of that time must come before the City Council in a timely manner. On September 20, 2006, unless a building permit passed upon and incorporating the conditional

~~use is issued before that date, or, if a building permit is not required, the approved uses have not commenced.~~ c. The petitioner will utilize existing lighting on the site, any additional lighting will be reviewed by staff.”; and renumbering remaining sections. This motion was seconded by Nocera and carried 5-2, all members present and voting (Nocera-yes, Sorey-yes, Taylor-no, MacIlvaine-yes, Willkomm-yes, Price-no, Barnett-yes)

Prior to the above roll call, Council Member Price pointed out that near the site are some of the limited number of small retail businesses remaining in the City that exemplify the original charm and character of the community; in addition there are residences in close proximity. Therefore, he said he believed that a car dealership would detract from this atmosphere.

ORDINANCE 06-11359.....ITEM 9
AN ORDINANCE AMENDING SUBPARAGRAPHS (a) AND (c)(2)d. OF SECTION 56-126 AND SUBPARAGRAPHS (a), (b), (c) AND (d)(2)i. OF SECTION 56-127 OF THE CODE OF ORDINANCES PERTAINING TO OUTDOOR DINING IN ORDER TO ALLOW OUTDOOR DINING FOR ALL RESTAURANTS AND EATING ESTABLISHMENTS; PROVIDING A SEVERABILITY CLAUSE, A REPEALER PROVISION AND AN EFFECTIVE DATE. Title read by City Attorney Robert Pritt (12:14 p.m.).

Public Comment: (12:14 p.m.) None.

MOTION by Taylor to ADOPT ORDINANCE 06-11359 as submitted; seconded by Sorey and unanimously carried, all members present and voting (MacIlvaine-yes, Nocera-yes, Price-yes, Sorey-yes, Taylor-yes, Willkomm-yes, Barnett-yes).

Council Member MacIlvaine cautioned the public that the above ordinance amends only the sections referenced, therefore certain restrictions and limitations and/or requirements remain with reference to such issues as entertainment, parking, and necessary permits.

ORDINANCE 06-11360.....ITEM 10
AN ORDINANCE AMENDING SECTION 28-35(c) OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES FOR THE PURPOSE OF REVISING RULES AND REGULATIONS TO ALLOW ANIMALS IN CITY PARKS; PROVIDING FOR A SEVERABILITY CLAUSE, A REPEALER PROVISION AND AN EFFECTIVE DATE. Title read by City Attorney Robert Pritt (12:17 p.m.). Mr. Pritt noted for the record that the ordinance draft provided in the supplemental meeting packet reflects changes requested by Council at first reading. (A copy of the aforementioned draft is contained in the file for this meeting in the City Clerk’s Office.)

MOTION by Sorey to ADOPT ORDINANCE 06-11360 as submitted; seconded by Taylor and unanimously carried, all members present and voting (MacIlvaine-yes, Nocera-yes, Price-yes, Sorey-yes, Taylor-yes, Willkomm-yes, Barnett-yes).

RESOLUTION 06-11361.....ITEM 11
A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF NAPLES AND GREGORY ELECTRIC COMPANY, INC., FOR CONSTRUCTION OF THE RECLAIMED WATER TRANSMISSION AND DISTRIBUTION SYSTEM PHASE IA SERVICES; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE. Title read by City Attorney Robert Pritt (12:18 p.m.). Utilities Director Bob Middleton, referred to a memorandum dated

September 19 (Attachment 8) and the electronic presentation (printed as Attachment 9), further explaining the cost recovery estimates for the project. He said that the lots were categorized by size and then the number of lots per size was determined in order to reach the estimated recovery of costs in the Port Royal area (Phase 1A of the reclaimed water expansion project). He noted that the assessment, due to additional grant funding being realized, is decreasing in phase 1 and 1A for the half-acre category. Council Member Sorey said that it was his understanding that the final assessment figure was expected by the end of the month, and Mr. Middleton agreed. Mr. Middleton also pointed out that 41% of users in the Port Royal area have in the past used 120,000 gallons and under, per billing cycle, the remaining 59% using up to 3,000,000 gallons per billing cycle. At this usage rate, therefore, Mr. Middleton predicted, cost recovery would be expedited beyond that represented in this presentation. Council Member MacIlvaine requested an explanation of basis used to establish the rate of 78 cents per gallon. Mr. Middleton cited the rate study undertaken during the 2002 water master plan development and also noted that a study of water, sewer and reclaimed water rates would be undertaken the following year; nevertheless, he cautioned Council that such a study may not reflect a reduction in the cost per gallon.

Council Member Sorey pointed out the need for additional aquifer storage and recovery (ASR) wells to deal with the amount of water that would otherwise be emptied into Naples Bay. Council Member Willkomm questioned the validity of the total cost for the project, given in the above referenced staff information (see Attachment 8) and Mr. Sorey explained that the additional \$4,180,000 noted on page 2 represents additional projects not approved at that time. Mr. Willkomm stated that he does support this project and has concerns should the cost exceed the approximated \$20.5 million. Mr. Middleton explained that he had however sought to demonstrate that the 2002 estimates closely reflected the apparent cost derived from the bidding process.

Public Comment: (12:34 p.m.) **Judith Chirgwin, 112 Tenth Avenue South**, urged the use of xeriscape to lessen water consumption and cited a need to discern the vision for the City in this regard. Council Member Taylor reminded Ms. Chirgwin that this project was mandated by the State to avoid further pollution to Naples Bay and that over a period of time, citizens would recover the cost of the installation of the system. Council Member Sorey additionally pointed out that Council is committed to cleaning up the Bay.

MOTION by Sorey to APPROVE RESOLUTION 06-11361 as submitted; seconded by Price and unanimously carried, all members present and voting (MacIlvaine-yes, Nocera-yes, Price-yes, Sorey-yes, Taylor-yes, Willkomm-yes, Barnett-yes).

CORRESPONDENCE AND COMMUNICATIONS.....

(12:43 p.m.) Council Member Sorey noted the memo from City Manager Robert Lee regarding the annexation of Collier Park of Commerce (contained in the City Manager's Report, Item 11, September 18 workshop meeting file in the City Clerk's Office), saying he felt that direction from Council should be forthcoming. City Manager Lee responded that the request for annexation had been received the prior year and said that the process was then reaching the point for Council consideration; he suggested workshop review. City Attorney Pritt pointed out that several changes had taken place at the State level regarding annexation procedures and that he would review these matters at the workshop suggested above.

Consensus for staff to address annexation procedural issues at the October 2, 2006, City Council Workshop.

Mr. Sorey stressed his concern regarding the homes referenced in Item 7 above that do not comply with setbacks, stating that he feels these homeowners should be notified and some type of disclosure mechanism developed with regard to notification in regard to title transfers. City Attorney Pritt cautioned Council that difficult issues are involved in such matters such as whether there exists a statute of limitations, although a procedure might be considered procuring an after-the-fact permit.

Consensus for City Manager and City Attorney to provide a joint recommendation for disclosure with regard to title transfers with the setback non-compliance issue.

Mr. Sorey then suggested that Council identify its expectations regarding County funding for City park infrastructure, citing the tax burden of City residents in this regard and the need to determine a method of motivating Collier County government to pay its fair share to underwrite the cost of use of City parks by County residents. In addition, he requested additional information regarding a proposed thrift shop at 331 Eighth Street South and whether this use is allowed under the Code. In conclusion Mr. Sorey suggested any citizens wishing to become involved in removal of trash in Naples Bay originating from Golden Gate Canal should attend the next Big Cypress Basin Board meeting on October 27 at 9:00 a.m. at the Collier County Commission Chamber.

Council Member Taylor said that she supported the proposal contained in the email from Jim Boula mentioned earlier in the meeting (see Page 8) which concerns allowing liveaboards at the City Dock for two weeks out of a 30 day period, pointing out that these individuals bring revenue into the City.

Consensus to allow staff to research the possibility of liveaboards to stay two weeks out of a 30 day period at the City Dock.

Miss Taylor also mentioned drainage eroding the alley adjacent to the former Florida Power & Light (FP&L) office building on Tenth Street urging that it be addressed. Council Member Price noted that third party transmission of messages between Council Members is prohibited by the Sunshine Laws (Chapter 286, Fla. Stat.). He also mentioned what he described as the unsightly appearance of the trash cans and benches on Fifth Avenue South which he said must be rectified. Vice Mayor Nocera restated that the Fishing Pier would remain open. A brief discussion also followed regarding the upcoming workshop at which visioning consultants would make presentations.

PUBLIC COMMENT
None.

ADJOURN
1:01 p.m.

Bill Barnett, Mayor

Tara A. Norman, City Clerk

Minutes prepared by:

Vicki L. Smith, Technical Writing Specialist
Minutes Approved: _____



CITY OF NAPLES
Evaluation Committee

Members: Chet Hunt (Chairman), Robin Johnson, David Lykins, Steve Olmsted, Ron Wallace

Advisory: JF Workman and George Archibald

Friday, July 25, 2006, 10:00 AM
City Hall Media Room, 2nd Floor
735 EIGHTH STREET SOUTH, NAPLES, FLORIDA

Welcome to today's Evaluation Committee meeting. If you wish to address the Committee regarding an item listed on this agenda, please complete a registration form at the rear of the room and give it to the Committee Chairman sitting at the table 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.

1. Roll Call
2. Set the Agenda
3. Wrap-up Discussion and Presentation Review
4. Announcements and Correspondence
5. Public Comments
6. Committee Comments
7. Set Date and Time for next Meeting
8. Adjourn

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 Evaluation Committee with respect to any matter considered at this meeting 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. Please be advised that a member or members of Naples City Council or other City Boards may be in attendance at these meetings.

TO: ~~COUNCIL MEMBERS~~ COUNCIL MEMBERS, CITY OF NAPLES

FROM: SUE B. SMITH

DATE: SEPTEMBER 20, 2006

ON MONDAY, IN THESE CHAMBERS AT A CITY MEETING, I REFERENCED AN AMOUNT IN THE RANGE OF \$50,000 PER PARKING SPACE VALUE FOR FIFTH AVENUE...A MARKET VALUE. THIS HAD BEEN STATED AT A MEETING I HAD ATTENDED.

COUNCILMAN WILKOMM DID RESPOND WHEN I HAD LEFT THE PODIUM THAT HE HAD ATTENDED A MEETING WHERE THAT FIGURE HAD BEEN USED 'AS TONGUE IN CHEEK'...IN 'JEST'.

I WOULD LIKE TO SUBSTANTIATE, AND GIVE CLARITY, TO MY STATEMENT AS FOLLOWS:

- (1) ON JULY 25, 2006, AT 10:00, I ATTENDED A MEETING IN CITY HALL MEDIA ROOM, 2ND FLOOR. MR. CHET HUNT WAS CHAIRMAN OF THAT MEETING.
- (2) IN TIME ALLOCATED FOR PUBLIC COMMENT, SEVERAL PROMINENT BUSINESS PERSONS (EACH OWNER OR A PROPERTY, OR, A REPRESENTATIVE OF AN OWNER OF A PROPERTY ON 5th AVENUE SOUTH) APPRISED CHAIRMAN CHET HUNT THAT IT WAS THEIR BELIEF THAT PARKING SPACES WITHIN THE 5th AVENUE AREA COULD BE SOLD FOR \$50,000 FIGURES.

THOSE BUSINESS PERSONS WERE NOT SPEAKING IN

MANNER OF 'TONGUE IN CHEEK', OR, 'JEST'. THEY WERE SPEAKING OF AN INTRINSIC VALUE/MARKET VALUE PARKING SPACE PRIVILEGE TO DEVELOPMENT/REDEVELOPMENT. THESE BUSINESS PERSONS, MOST CERTAINLY, APPEARED TO BE FORTHRIGHT IN THEIR OPINIONS STATED.


- (3) WHEN YOU WERE DELIBERATING OVER A VALUE TO PLACE ON 5th AVENUE PARKING SPACES, WHY DID MR. HUNT NOT GIVE THE MAYOR, AND COUNCIL PERSONS, THIS INFORMATION SHARED WITH HIM BY NAPLES BUSINESS PERSONS OF THE 5th AVENUE AREA?
- (4) MR. HUNT WAS SITTING AT STAFF TABLE IN FRONT OF COUNCIL DAIS. WHY HAD MR. CHET HUNT ALLOWED MR. WILKOMM TO DISCREDIT MY STATEMENT WHEN MR. HUNT MOST CERTAINLY KNEW MR. WILKOMM WAS NOT IN ATTENDANCE AT THE MEETING I HAD REFERENCED. MR. WILKOMM HAD NOT BEEN PRIVILEGED TO HAVE HEARD THOSE PERSONS.
- (5) WHAT WAS THE FORMULA USED TO DETERMINE THE \$5500 PER PARKING SPACE MR. HUNT HAD PLACED AS VALUE PER PARKING SPACE?
- (6) THE FUNDS GATHERED FROM SALE OF PARKING SPACES ARE TO BE GENERATED INTO A PARKING FUND THAT WILL AVAIL FOR FUTURE PARKING SPACES/GARAGES.
- AVAILABLE PARKING IS A QUALITY OF LIFE ISSUE FOR NAPLES CITIZENS.

(7) IT CAUSES ME TO BE QUITE SAD WHEN I FREQUENTLY
OBSERVE SOME STAFF PERSONS IN WHAT APPEARS TO BE
AN ATTEMPT AT AN END RUN AROUND MY COUNCIL MEMBERS
BY BRINGING PARTIALLY, OR PREJUDICED, PRESENTATIONS
INTO THIS CHAMBER.

OXFORD DICTIONARY DEFINES PREJUDGE:

"TO FORM A JUDGMENT ON A PERSON OR ACTION, etc.
BEFORE A PROPER INQUIRY IS HELD, OR, BEFORE
FULL INFORMATION IS PROVIDED."

OUR COUNCIL NEEDS MORE FULLY DEVELOPED PRESENTATIONS
TO AID THEM IN THEIR DECISION-MAKING WITH WISDOM...
....WITH OUR TAXES ACCELERATING ON MOST EVERY FRONT
OUR CITIZENS DESERVE THAT CONSIDERATION.

TO: Dr. Robert E. Lee, City Manager
FROM: David M. Lykins, Community Services Director 
DATE: September 19, 2006
SUBJECT: City Council Supplement for September 20, 2006

Per your request, the following information is provided in response to City Council questions during today's Workshop in advance of the September 20, 2006 City Council Meeting.

Consent Agenda Item 6-d Davey Tree Expert

The trimming methods endorsed and utilized by the City are as follows.

Method #1: Lift crown up to 17' feet over the street and at least 10' feet above all sidewalks in addition deadwood larger than 1" inch in diameter must be removed throughout the tree and interior thinning will be performed to allow light infiltration. *Method #2:* Contractor will perform all of the above procedures with the addition of a 25% crown reduction. This will be done by selecting large leaders and removing the ends back to laterals at least three (3) times the size of the limb removed. The tree will not be stripped but instead have no more than 25% of the foliage removed at any time. *Method #3:* Provide an hourly rate for structural pruning and watersprout removal. All pruning will be in accordance with the A.N.S.I. A300 pruning standards for shade trees. Structural pruning is done on young trees if needed so as to improve the structure of the tree. When any of the above trimming is performed, consideration must be given to removing limbs around light's and sign's.

A complete listing of street locations, species and quantities will be provided to the contractor prior to commencement with prioritization placed on Banyans. Geographically, Davey will be trimming hardwood trees in the North end of the City within the overall boundaries from Sea Gate Dr. to Orchid Dr. beginning October 2006. Additionally, Davey will be trimming Coconut Palms on various beach ends including but not limited to Gulf Shore Blvd. North and South and various streets and avenues throughout the City. We would like to reinforce that the adherence to the current trimming schedule remains important to insure consistency within the established 3-year trimming program. In addition to annualized trimming efforts, staff accepts and evaluates specialized requests on an as-needed basis, contingent upon funding and contractor availability, although the preference is to minimize disruption to the scheduled trimming program. Hap scotching throughout the City depletes budgeted allocations for specific trimming schedules previously established.

Citizens may contact the Community Services Department directly via phone or email if there are concerns with the health and safety of a City R.O.W. tree. The City's Arborist will visit the site, make a determination on the request or concern and recommend a solution, with a timeline when possible to the property owner. A phone number and email address is provided on the City's website and is posted on Channel 12.

Page 2
September 19, 2006

Consent Agenda Item 6-e Vila and San Landscaping – U.S. 41


A preliminary landscape plan (list only) is attached for the U.S. 41 "Naplescape" medians. The final drawings are not complete showing actual installation locations.

Subject to debate, landscape installations throughout the City have historically been designed with a deliberate concentration or priority on aesthetic enhancement. The reasoning varies from project to project dependent upon such considerations as location and design element needs, desired space or building visual effects, accommodating requests through input from property owner associations, requests from business associations, desired traffic visibility or screening, actual property use or a host of similarly related architectural or planning considerations. Priorities on citywide landscape design and planting efforts continue to address requests for additional color at neighborhood entrances while simultaneously utilizing native plant materials where this is possible. However, the design priority has not emphasized 100% xeriscape components. To do so would be a cultural change and departure from previous efforts. With the 3-mile stretch of U.S. 41 "Naplescape" medians under renovation, this would require a change in design elements due to placement of irrigation components, relocation of line and spray heads recently repaired, limited size of planting beds, extensive use of sod, would delay the completion of this project and would create an entirely different look for this stretch of highway inconsistent with the remainder of U.S. 41.

Please keep in mind this area is completely irrigated with reuse water and will be precisely controlled with appropriate irrigation schedules for the selected plant materials. Many of the plants selected for the renovation and design, while not in total being xeriscape in design, utilizes plants that require moist, to moist-to-dry soil lessening an everyday dependency upon excessive watering or consumption. The City continues to implement phases of xeriscape design elements such as grouping plants together that require same watering needs, utilizing the proper irrigation system, proper sprinkler heads and spacing for each area and selecting plants from the "Waterwise" xeriscape planting guide distributed through the South Florida Water Management District when appropriate and complimentary to the established and existing landscape. The City also utilizes rain sensors so as to not water during heavy rains, limiting mulch applications annually to the end of rainy season so as to retain moisture and insure future plant selections are pest tolerant and require minimal maintenance.

Although not recommended for this current project, should there be a policy consideration in the future related to landscape designs that would require 100% xeriscape design efforts, we would caution there may be an increase in labor and maintenance required to insure the proper appearance is maintained and an additional cost to redesign irrigation systems to accommodate different plant materials and locations.

A. Gail Boorman and Associates was retained for \$13,167.50 to provide a planting plan for this roadway. The scope of work limited this effort to retaining existing planting beds, median grades and tree selections while providing more appropriate plants to insure variety, appropriate vehicle, storefront and pedestrian visibility, plant selection consistency, use of existing spray heads and to retain the originally designed Naplescape identity that became the hallmark for landscaped medians throughout the City and community. The timing elements associated with this project are essential for expenditure and it is recommended in order to accommodate year-end fiscal year funding requirements.

TO: Dr. Robert E. Lee, City Manager
FROM: Dan Mercer, Director of Public Works 
DATE: September 19, 2006
SUBJECT: Agenda Item 6-I Additional Information

During the City Council Workshop on September 18, 2006, several questions came up regarding the above reference agenda item to install two new wells. The questions are:

1. Why did the wells fail?

Response: Golden Gate wells 422 and 424 were installed in 1988 as part of the last wellfield expansion. The well shaft for well 422 was not drilled straight and due to the drop in water table in that area, has not been used for the past 3 years. The pump should be set at the bottom of the casing, which is 60 feet deep to get 350 gallons per minute (gpm). Staff is not able to get a 350 gpm submersible pump past the curve which is above the bottom of the casing. During the dry season, the water levels drop and the pump will break suction. There are two other issues that require this well to be abandoned. This well head does not comply with Chapter 62-555.302(8)(a)3 Florida Administrative Code (FAC), which requires the well head to be above ground. It can be below ground level, but the pit must have dual sump pumps with 24-hour monitoring. Another issue is that Collier County is in the planning process to widen Golden Gate Boulevard. It has not been verified, but this well may be in conflict with that widening project. It is more feasible to relocate this well than install a pump that produces less than 350 gpm, to comply with the FDEP regulation and then to be a possible conflict with the road widening project.

Golden Gate well 424 is designed to produce 400 gpm and cased to 55 feet. For some reason the casing reduces down from 14 inches to 6 inches starting at 20 feet down. As mentioned above, we cannot get the pump deep enough to overcome the water level draw down. The pump breaks suction at 400 gpm. The well is also in a pit below ground and does not meet the requirements of the FAC.

Based on this information it is more feasible to abandon Golden Gate wells 422 and 424 and install a new well at the location of well 24. This new well will be designed at 1000 gpm, which is designed to produce a greater volume of water than the two wells being abandoned.

2. What is the 24 inch line extension for?

Response: Actually, the line extension is going to be a 12 inch line, not a 24 inch. This line extension has to be installed to get the water from the new well (425) down to the existing raw water line, which is approximately 1700 feet.

3. If it was that important – why did we not pursue eminent domain for the easement?

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September 19, 2006

Response: Staff did discuss eminent domain. Staff was concerned about the cost and time involved in going that route at this time. Staff's opinion is that for now the right decision is to install one new well 425 to the north end of the Golden Gate wellfield and replace old Golden Gate well 424. The replacement well at 424 will have the pumping capacity of two wells.

If you require any additional information regarding this matter, please contact my office.

**Neapolitan Enterprises
255 13th Avenue South, Suite 202
Naples, Florida 34102
Phone 239-261-8936
Fax 239-261-2904**

September 19, 2006

Mayor Bill Barnett
And City Council
City of Naples
City Hall
Naples, Florida 34102

RE: Four Corners Action Steps
Item 6z – Consent Agenda for September 20, 2006

Dear Mayor Barnett and Council:

It has come to our attention that the Naples City Council will consider approval of the Four Corners Action Steps as Item 6z on the Consent Agenda for September 20, 2006. While we have already expressed our concerns to Chet Hunt and the Four Corners Committee regarding these Action Steps, we feel that it is very important to make our concerns known directly to the City Council prior to consideration of the expenditure of any funds regarding the redesign of the Four Corners area.

As a major property owner that will be impacted heavily by any redesign of the Four Corners area, we have followed the recent Design Competition and the CRA actions with great concern. We are completely supportive of the City's decision to undertake a transportation study of the Four Corners intersection to determine the origination and destination of vehicles passing through this intersection, as we believe that this will help determine the vehicular requirements for any redesign of the area. It is our understanding that this study has been approved by City Council, but will not be completed until the Spring of 2007.

It is our position that all the proposed Action Steps beyond the traffic study are premature prior to the completion and review of the traffic study. It would be imprudent, and potentially wasteful, to spend taxpayer dollars for consultants to design overpasses and intersections (most of which would require the acquisition of part of our property, which we have repeatedly noted is not for sale) until the actual traffic requirements are determined, and potential solutions are proposed.

While we appreciate the desire of the CRA to keep the momentum on this project moving forward, we would urge the Naples City Council to wait until the results of the traffic study are complete before recommending the expenditure of funds on additional studies which may prove unworkable or undesirable.

Sincerely,

[Sent Via E-mail]

Barbara Z Walker
Neapolitan Enterprises

cc. Mrs. Joan Tobin
George Varnadoe, Esq
Chet Hunt, CRA Director

EXHIBIT A

Four Corners Action Steps

The following action steps are segmented into three parts with Part Two separated into two distinct sub-steps that can be done independently of the other. They are not interdependent and it is not required that both parts be completed before proceeding with Part Three. With the exception of the Traffic Origination-Destination Study, all remaining tasks can be assigned through one Request for Qualification ("RFQ") process.

PART ONE:

- Complete the downtown origination-destination study as approved pursuant to RFQ 050-06 (Kimley-Horn has been selected pursuant to CCNA and the study will be conducted this "season")
- Complete boundary survey of study area to include Fifth Avenue Parkway, U.S. 41 and adjacent properties.

PART TWO:

- A. Complete schematic designs for the Fifth Avenue Parkway concepts to include:
 - o Linear Plaza linking the Fifth Avenue South District from the 8th Street South and 4th Avenue South Parking Garage and the Naples Depot Museum and beyond as appropriate.
 - o Pedestrian Bridge
 - o Depot square
 - o Angle parking and vehicular thru lane
- B. Review Four Corners plan to determine feasibility and provide schematic designs for the following
 - a. Boulevard Concept
 - b. Covered Pedestrian Colonnade
 - c. 11th street reconnection to 41
 - d. Four Corners intersection options to ensure the preservation/enhancement of access to the Old Naples District.

PART THREE:

- Complete a draft overlay zoning to facilitate the above (determine whether this is to be completed in-house or part of the scope of work for the RFQ process).

Michael Moose

From: GreatBar7@aol.com
Sent: Monday, September 18, 2006 11:20 AM
To: City Council
Subject: City Dock Mooring Field Submerged Land Lease

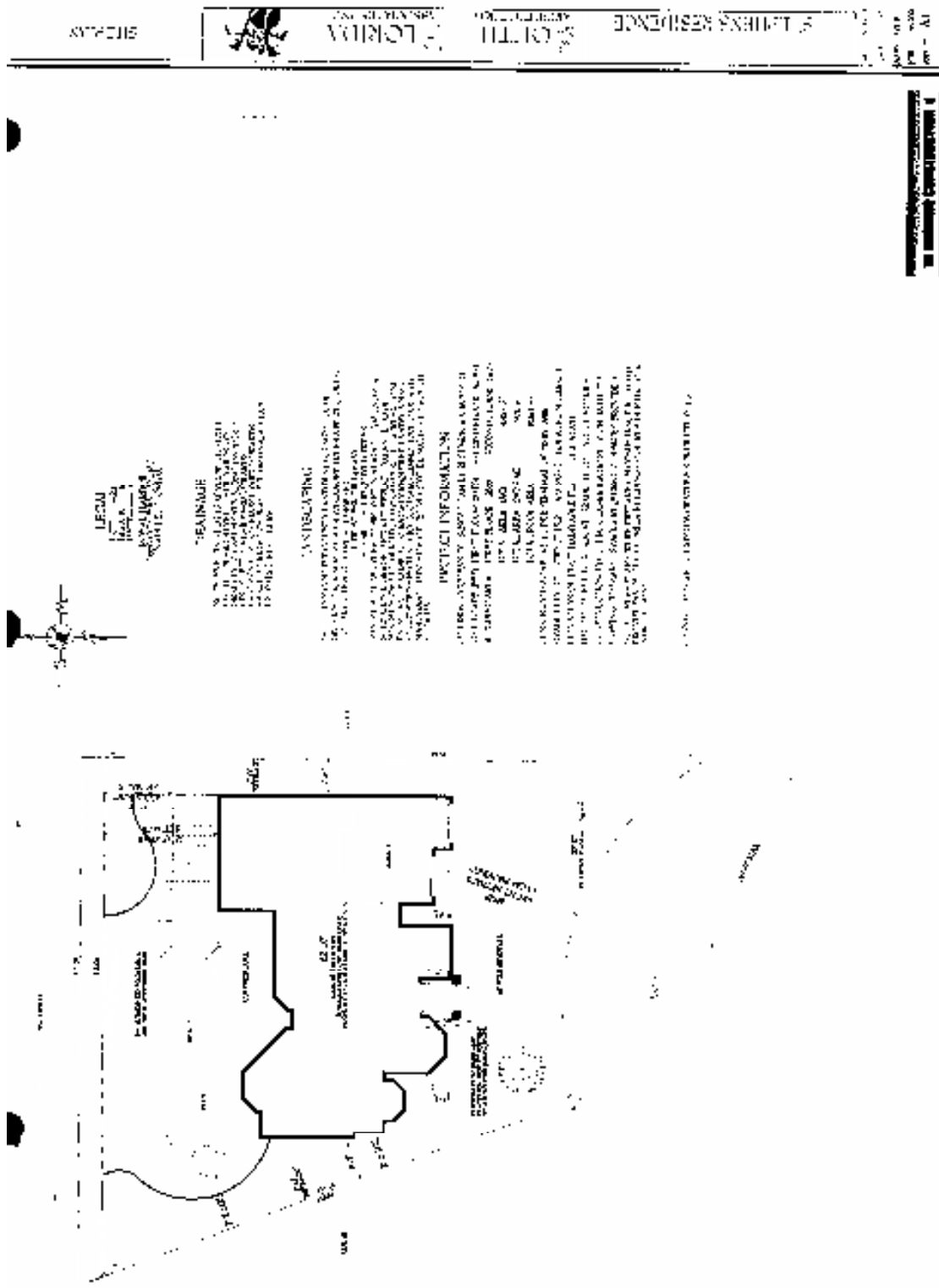
Dear Mayor Barnett and City Council,

Mark Miller, DEP F. Myers, relayed the information that the Governor's Cabinet meeting of October 17 will address the issue of the submerged land lease for the mooring field at city dock (Cabinet Aides 10/11). The City of Naples is not allowing Liveaboards because of the mooring field bathroom requirements set by the DEP are set to a higher standard than other municipality's mooring fields. In his March 14, 2006 letter, Mr. Lykins suggested that this issue could be modified in front of the Board of Trustees. Please work to allow the consent order and submerged land lease for the mooring field at Naples City Dock to include language to allow Liveaboards to stay 2 weeks out of a 30 day period, without the restroom requirement.

Thank you,

Jim Bonta

RECEIVED
SEP 18 2006
MAYOR'S OFFICE



TO: Dr. Robert E. Lee, City Manager
FROM: Dan Mercer, Public Works Director *Dan Mercer*
DATE: September 19, 2006
SUBJECT: Response to Agenda Item 11-Phase 1A Reclaimed Water

During the City Council Workshop on September 18, 2006, Council members requested additional information on this agenda item as it relates to phase 1A of the reclaimed water expansion project (Port Royal). They requested the number of residents (lots) by ERU class and the cost recovery on the assessment based on the volume of water used. We will also provide a slide presentation to show the cost savings in comparison to the cost recovery time.

Category	Number of Lots			
(1) Less than 0.5 acre	145			
(2) Between 0.5 and 1 acre	367			
(3) Between 1 and 2 acres	52			
(4) Greater than 2 acres	5			
Total	596			

Category	Cost per Lot	50,000 Gallons Years Recovery	80,000 Gallons Years Recovery	120,000 Gallons Years Recovery
1	\$3,611	11	7	5
2	\$6,509	21	13	9
3	\$10,726	34	22	15
4	Calculated individually			

Mr. MacIvaine requested to know the amount of reclaimed water available and when supplemental water supplies would be needed. Attached is a graph from the 2002 Reclaimed Water Master plan that shows this information. The dry season is typically during the months of May and June. This is the time typically that we would have a short fall on the reclaimed water supply and supplemental water would be necessary. Based on this chart the shortfall would be about 500,000 gallons per day.

The total cost for the reclaimed water project, including ASR wells and supplemental water supplies.

Reclaimed Water Expansion

Phase 1	\$3,901,594
Phase 1A	\$3,718,578
Phase 1B	\$8,690,231 (Estimated and No grant \$)
Subtotal	\$16,310,403

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Supplemental Water Supplies

Exploratory ASR well	\$1,080,000
Modify exploratory well	\$250,000
2 ASR wells	\$2,000,000
ASR mains	\$350,000
Supplemental water wells	<u>\$500,000</u>
Subtotal	\$4,180,000
GRAND TOTAL	\$20,490,403

The 2002 Reclaimed Water Waster Plan estimated a cost of the expansion project and supplemental water supplies at \$20,044,000. Please contact me if you have questions.

Single Family without Reclaimed Water

	<u>Water</u>	<u>Sewer</u>	<u>Reclaimed</u>	<u>Total</u>
10,000	23.34	46.63	-	\$ 69.97
20,000	36.34	68.03	-	\$ 104.37
30,000	50.44	68.03	-	\$ 118.47
40,000	68.24	68.03	-	\$ 136.27
50,000	86.04	68.03	-	\$ 154.07
60,000	103.84	68.03	-	\$ 171.87
70,000	121.64	68.03	-	\$ 189.67
80,000	139.44	68.03	-	\$ 207.47
90,000	157.24	68.03	-	\$ 225.27
100,000	175.04	68.03	-	\$ 243.07
110,000	192.84	68.03	-	\$ 260.87
120,000	210.64	68.03	-	\$ 278.67

Single Family with Reclaimed Water

	<u>Water</u>	<u>Sewer</u>	<u>Reclaimed</u>	<u>Total</u>	<u>Savings per bill</u>
10,000	23.34	46.63	-	\$ 69.97	\$ -
20,000	23.34	46.63	7.80	\$ 77.77	\$ 26.60
30,000	23.34	46.63	15.60	\$ 85.57	\$ 32.90
40,000	23.34	46.63	23.40	\$ 93.37	\$ 42.90
50,000	23.34	46.63	31.20	\$ 101.17	\$ 52.90
60,000	23.34	46.63	39.00	\$ 108.97	\$ 62.90
70,000	23.34	46.63	46.80	\$ 116.77	\$ 72.90
80,000	23.34	46.63	54.60	\$ 124.57	\$ 82.90
90,000	23.34	46.63	62.40	\$ 132.37	\$ 92.90
100,000	23.34	46.63	70.20	\$ 140.17	\$ 102.90
110,000	23.34	46.63	78.00	\$ 147.97	\$ 112.90
120,000	23.34	46.63	85.80	\$ 155.77	\$ 122.90

Reclaimed Water vs. Potable Water Bi-monthly Savings/Years Recovery

0.5 Acres or Less

\$3,611 Assessment

<u>Volume Used</u>	<u>Savings</u>	<u>Recovery</u>
50,000 gallons	\$52.90	11 years
80,000 gallons	\$82.90	7 years
120,000 gallons	\$122.90	5 years

Assumptions:

Reclaimed water (\$0.78/1000 gallons)

Potable water (\$1.78/1000 gallons)

First 10,000 gallons for domestic use. Not irrigation.

Base charges applied.

Reclaimed Water vs. Potable Water Bi-monthly Savings/Years Recovery

0.5 acres less than 1.0 acre

\$6,509 Assessment

<u>Volume Used</u>	<u>Savings</u>	<u>Recovery</u>
50,000 gallons	\$52.90	21 years
80,000 gallons	\$82.90	13 years
120,000 gallons	\$122.90	9 years

Reclaimed Water vs. Potable Water Bi-monthly Savings/Years Recovery

1.0 acre less than 2.0 acres
\$10,726 Assessment

<u>Volume Used</u>	<u>Savings</u>	<u>Recovery</u>
50,000 gallons	\$52.90	34 years
80,000 gallons	\$82.90	22 years
120,000 gallons	\$122.90	15 years