



# City of Naples

City Council Chamber  
735 Eighth Street South  
Naples, Florida 34102

**City Council Regular Meeting - December 14, 2011 - 8:29 a.m.**

Mayor Barnett called the meeting to order and presided.

**ROLL CALL.....ITEM 1**

**Present:**

Bill Barnett, Mayor  
John Sorey, III, Vice Mayor

**Council Members:**

Douglas Finlay  
Teresa Heitmann  
Gary Price, II  
Samuel Saad, III  
Margaret Sulick

**Also Present:**

William Moss, City Manager  
Robert Pritt, City Attorney  
Tara Norman, City Clerk  
Roger Reinke, Assistant City Manager  
Vicki Smith, Technical Writing Specialist  
Michael Leslie, Asst. Community Services Director  
Paul Bollenback, Building Services Director  
Gregg Strakaluse, Streets & Stormwater Director  
Erica Goodwin, Planner  
Adam Benigni, Planner  
Robert Middleton, Utilities Director  
Robin Singer, Planning Director  
Stephen Weeks, Technology Services Director  
Bradford White, Solid Waste Superintendent  
David Alger

Tom Gillespie  
Gloria Kovacs  
Lois Bolin  
Lise Sundria  
Fernando Zavala  
Antonio Faga  
Arthur Neumann  
Vasil Babamov  
Willie Anthony  
Homer Scoville  
Gordon Stojkoski  
William Kelly

**Media:**  
Kristine Gill, Naples Daily News  
Other interested citizens and visitors

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

Father Tom Gillespie, St. Ann Catholic Church.

**ANNOUNCEMENTS.....ITEM 3**

Mayor Barnett presented awards for the Christmas Parade floats. He was aided by Lois Bolin, Naples Backyard History, and Assistant Community Services Director, Michael Leslie.

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

***MOTION by Sorey to SET THE AGENDA adding Item 15 (Sam Noe Award resolution amendment); seconded by Sulick and unanimously carried, all members present and voting (Finlay-yes, Heitmann-yes, Price-yes, Saad-yes, Sorey-yes, Sulick-yes, Barnett-yes).***

**PUBLIC COMMENT.....ITEM 5**

(8:26 a.m.) **William Kelly, PO Box 2584**, expressed concerns with regard to the granting of variances, stating that in his opinion, the Code of Ordinances is weakened with each petition approval. (It is noted for the record that a printed copy of Mr. Kelly's statement is contained in the file for this meeting in the City Clerk's Office.)

**CONSENT AGENDA**

**APPROVAL OF MINUTES.....ITEM 6-a**

November 2, 2011 Regular Meeting minutes; as submitted.

**APPROVAL OF SPECIAL EVENT.....ITEM 6-b**

2012 Collier County Heart Walk - American Heart Association - Cambier Park - 11/03/12.

**RESOLUTION 11-13007.....ITEM 6-c**

**A RESOLUTION APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF NAPLES AND COLLIER COUNTY FOR CONTRACTOR LICENSING BY COLLIER COUNTY; AUTHORIZING THE MAYOR TO EXECUTE THE INTERLOCAL AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.** Title not read.

***MOTION by Finlay to APPROVE CONSENT AGENDA as submitted; seconded by Sulick and unanimously carried, all members present and voting (Finlay-yes, Heitmann-yes, Price-yes, Saad-yes, Sorey-yes, Sulick-yes, Barnett-yes).***

**END CONSENT AGENDA**

**RESOLUTION 11-13008.....ITEM 7**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NAPLES, FLORIDA, RELATING TO THE ESTABLISHMENT AND FUNDING OF THE PORT ROYAL CANAL DREDGING ASSESSMENT AREA; RATIFYING AND CONFIRMING THE INITIAL ASSESSMENT RESOLUTION; DETERMINING THAT CERTAIN REAL PROPERTY WILL BE SPECIALLY BENEFITED BY THE PORT ROYAL CANAL DREDGING ASSESSMENT AREA; ESTABLISHING THE METHOD OF ASSESSING THE COSTS OF THE IMPROVEMENTS AGAINST THE REAL PROPERTY THAT WILL BE SPECIALLY BENEFITED THEREBY; ESTABLISHING OTHER TERMS AND CONDITIONS OF THE ASSESSMENTS; APPROVING THE ASSESSMENT ROLL; PROVIDING THE METHOD OF COLLECTION; DIRECTING THE PROVISION OF NOTICE IN CONNECTION THEREWITH; AND PROVIDING AN EFFECTIVE DATE.** Title read by City Attorney Robert Pritt (8:48 a.m.). City Manager William Moss explained that an amended resolution had been provided in a supplemental packet which included the insertion of the estimated cost of the dredging project, and its Appendix "B", Affidavit of Publication, had been replaced with a "certified" copy.

**Public Comment:** (8:49 a.m.) None.

***MOTION by Sorey to APPROVE RESOLUTION 11-13008 as submitted; seconded by Sulick and unanimously carried, all members present and voting (Finlay-yes, Heitmann-yes, Price-yes, Saad-yes, Sorey-yes, Sulick-yes, Barnett-yes).***

**RESOLUTION 11-13009.....ITEM 8**

**A RESOLUTION DETERMINING OUTDOOR DINING PETITION 11-ODPB3 TO ALLOW A RESTAURANT (ALBERTO'S ON FIFTH) TO PROVIDE OUTDOOR DINING IN EXCESS OF 100 SQUARE FEET ON PUBLIC PROPERTY THAT IS NOT DIRECTLY ABUTTING THE STOREFRONT OF THE RESTAURANT WHICH IT SERVES, SAID PROPERTY OWNED BY IBC ENTERPRISE, LLC, located at 868 FIFTH Avenue South AND MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.** Title read by City Attorney Robert Pritt (8:50 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: Saad/visited the site and spoke with neighbors; Finlay, Barnett, Price, Sulick and Heitmann/visited the site but no contact; and Sorey/visited the site, spoke with the petitioner and petitioner's agent, and noted additional documents received (depictions of seating plan, tables and chairs, from a prior petitioner's

submittal for the same location, copies of which are contained in the file for this meeting in the City Clerk's Office). Planner Erica Goodwin then provided a brief overview of the current petition as contained in her November 17 Council agenda memorandum as well as comparing it to the 2006 approval for similar outdoor dining by The Grape detailed in the background section of her November 17 staff report (see Attachments 1 and 2, respectively, for details). She pointed out that the prior request had included tables adjacent to the façade facing Fifth Avenue South as well as facing the alley to the east, which are not included in the subject request. Both staff and the Design Review Board (DRB) recommended approval of the request, she concluded.

Fernando Zabala, agent for the petitioner, noted that either the prior approved seating or that submitted would be agreeable. He then utilized an electronic presentation (a printed copy of which is contained in the file for this meeting in the City Clerk's Office) to briefly summarize the 8 tables and 32 seats requested for the outdoor dining area. Referencing the current design (Attachment 3), Vice Mayor Sorey explained that the petitioner had told him he was willing to remove the two outermost tables which would relieve a congested seating area. Mr. Sorey further suggested that four rectangular tables be added along the east façade. In response to Council Member Price, Mr. Sorey confirmed that the resulting umbrella setback would then be seven feet for the front seating area which currently reflects seven (see Attachment 3). Mr. Zabala agreed that the eight-foot setback would be reflected on the revised seating diagram should Council concur with Mr. Sorey's recommendations. Mr. Price said that this would enhance pedestrian safety and aid in the enforcement of the approved design; Council Member Finlay agreed.

Council Member Sulick expressed concern that allowing tables in the alleyway adjacent to the City's parking garage would also result in congestion. Mr. Zabala explained that those tables would abut the façade and no chairs would be placed on the side of the table nearest the walkway (east).

Planner Goodwin confirmed for Council Member Heitmann the petitioner's request that the outdoor dining be available concurrent with the hours of operation. Mrs. Heitmann noted that this could then result in patrons in that location until 2:00 a.m. She therefore suggested use of the outdoor tables only until 12:00 a.m. due to the proximity to residential. Discussion followed regarding this issue during which City Attorney Pritt recommended that the petition be continued to allow for policy development.

Vice Mayor Sorey then proffered the motion reflected below, following which staff explained the need for two conditions contained in the resolution regarding a right-of-way permit, and Council Member Sulick received confirmation that no umbrellas were being proposed for use in the alleyway dining area.

**Public Comment:** (9:27 a.m.) None.

**MOTION by Sorey to APPROVE RESOLUTION 11-13009 amended as follows: adding Section 3-3: "Petitioner shall submit to staff a revised site diagram consistent with six tables in front of establishment (30" square tables with 4 chairs each) and removal of two proposed tables on each side; four tables on east side of building; and an 8-foot umbrella setback line." This motion was seconded by Finlay and unanimously carried, all**

**members present and voting (Finlay-yes, Heitmann-yes, Price-yes, Saad-yes, Sorey-yes, Sulick-yes, Barnett-yes).**

Council Member Heitmann requested that a workshop be scheduled for discussion of outdoor dining regulations; however, Council did not reach consensus to support this proposal.

**RESOLUTION 11-13010.....ITEM 9**

**A RESOLUTION DETERMINING OUTDOOR DINING PETITION 11-ODPB4 TO ALLOW A RESTAURANT (ROSSOPOMODORO) TO PROVIDE OUTDOOR DINING IN EXCESS OF 100 SQUARE FEET ON PUBLIC PROPERTY THAT IS NOT DIRECTLY ABUTTING THE STOREFRONT OF THE RESTAURANT WHICH IT SERVES, SAID PROPERTY OWNED BY WESTBURY NAPLES, INC., LOCATED AT 800 5<sup>TH</sup> AVENUE SOUTH AND MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.** Title read by City Attorney Robert Pritt (9:29 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: Saad/visited the site and spoke with neighbors and members of the Fifth Avenue South Business Improvement District (FASBID); Finlay and Price/visited the site; Barnett, Sulick and Heitmann/familiar with the site; and Sorey/visited the site and spoke with the petitioner and the petitioner's agent; and all indicated e-mail contact with the petitioner's agent. Planner Adam Benigni provided a brief overview of the item as contained in his November 28 memorandum (Attachment 4), including a review of the variance petition brought forward last year; the Code of Ordinances has been amended since that time, he explained, and therefore the current request for outdoor dining. Mr. Benigni also pointed out the objection to the petition by Assistant City Manager/CRA Director Roger Reinke due to the proposed removal of landscaping in the City right-of-way on the grounds that such action does not further the goals of the CRA and Fifth Avenue South Master Plans.

Should Council wish to approve the petition, Planner Benigni said, staff recommends imposition of the six conditions contained in the draft resolution, including receipt of a right-of-way permit by the petitioner. (A copy of the aforementioned document is contained in the file for this meeting in the City Clerk's Office.)

Attorney Antonio Faga, agent for the petitioner, submitted a diagram reflecting an amended outdoor dining area and landscaping plan (Attachment 5 / Exhibit 2). Mr. Benigni clarified that the aforementioned diagram differs from that in the submittal (Attachment 6 / Exhibit 1). The petitioner had attempted to submit the document for review by the Design Review Board (DRB) just prior to its meeting and the DRB had been instructed to either consider the item as submitted or continue it to allow for the diagram's review. Because information considered by the DRB is brought forward for Council's consideration, he continued, the original diagram had been presented. Mr. Faga indicated that the diagram he wished to submit had been in response to comments by staff and Council during its prior consideration as above noted. Council Member Price expressed concern that the DRB had not reviewed the more recent diagram and that comparison to that contained in the meeting packet was not feasible.

Discussion of the diagrams continued during which Landscape Architect Arthur Neumann (sworn separately) testified as to the differences between the two renditions of the outdoor dining area and its landscaping, noting that diagram #2 (see Attachment 5) contains more landscaping which will also be more dense and integrate to a greater extent into the existing landscaping. In response to Vice Mayor Sorey, Attorney Faga agreed that the petitioner would fund the relocation of the existing coconut palms to a location to be determined by the City.

Council Members Sulick and Saad each recommended deletion of one of the round tables resulting in a total of 22, rather than 24, seats (see Attachment 6). Mrs. Sulick also took issue

with the removal of established landscaping in the right-of-way, and Council Member Finlay strongly agreed, noting the opposition by Mr. Reinke and the FASBID. Mr. Finlay also explained his overall concern that property owners are tending to construct their buildings to the property line and then later requesting use of the City rights-of-way for outdoor dining which necessitates removal of existing landscaping.

Attorney Faga then urged that Exhibit #2 (see Attachment 5) be considered to address Council Member Finlay's concerns with loss of greenscape. Council Member Saad concurred for the same reason. As previously suggested by Council Member Heitmann in Item 8 above, Mr. Saad also recommended that a workshop discussion be scheduled to determine the future of outdoor dining along Fifth Avenue South. Council Member Price also indicated that he continued to have concerns with possible impediment of pedestrian traffic at the southeast corner of Eighth Street and Fifth Avenue South, and Mr. Saad noted that he believed the new design (Exhibit #2) addressed that issue. Mr. Saad then proffered a motion for approval which Council Member Heitmann seconded, recommending that one of the two person tables be removed from the outdoor dining area leaving a total of 22 seats. Vice Mayor Sorey added that he believed the table adjacent to the building at the west end should also be eliminated, resulting in a total of 20 seats; he also asked that the petitioner's agreement to fund relocation of the two coconut palms as referenced above be included; Council Members Saad and Heitmann agreed.

Additional review of the resolution followed, the final motion being reflected below.

**Public Comment:** (10:23 a.m.) None.

***MOTION by Saad to APPROVE RESOLUTION 11-13010 amended as follows: Deleting Sections 3-2, 3-3, 3-4, and 3-5; renumbering Section 3-6 accordingly to 3-2; adding new Section 3-3 requiring submittal of revised site design #2 reflecting the removal of one 2-top table abutting building at west end; removal of one 4-top table from outdoor dining area and replacing with a 2-top for total of 20 chairs; and new Section 3-4 requiring petitioner to fund relocation of two coconut palms to City-directed location (see Attachment 5 for site design #2). This motion was seconded by Heitmann and carried 6-1, all members present and voting (Finlay-no, Sulick-yes, Heitmann-yes, Price-yes, Sorey-yes, Saad-yes, Barnett-yes).***

**Recess:** 10:26 a.m. to 10:44 a.m. It is noted for the record that the same Council Members were present when the meeting reconvened.

**RESOLUTION 11-13011.....ITEM 10**  
**A RESOLUTION DETERMINING INDOOR AND OUTDOOR LIVE ENTERTAINMENT PETITION 11-LE2 FOR AQUA RESTAURANT LOCATED AT 862 FIFTH AVENUE SOUTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.** Title read by Planning Director Robin Singer (10:44 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: Saad, Price and Barnett/familiar with the site but no contact; Finlay, Sulick and Heitmann/visited the site but no contact; and Sorey/visited the site and attended the opening of the establishment. Planning Director Robin Singer provided a brief overview as contained in her November 28 memorandum (Attachment 7), noting that while the petitioner has indicated that entertainment would not routinely be scheduled when the business opens (11:00 a.m.), the intent was to be able to provide that amenity for special events when needed, which is similar to The Inn on Fifth's permit, she added. In response to Vice Mayor Sorey, she confirmed that the request had not specified the number of entertainers permitted to perform.

Petitioner Gordon Stojkoski concurred with Ms. Singer's synopsis above, clarifying that live

entertainment would begin at 9:00 p.m. unless a special event had been scheduled such as a private party; there would however be no more than three or four performers at a time. Council Members Price and Sulick agreed that entertainment should not begin prior to 4:00 p.m., and following a brief discussion regarding disc jockeys, the motion below was proffered.

**Public Comment:** (10:59 a.m.) None.

***MOTION by Sorey to APPROVE RESOLUTION 11-13011 amended as follows: Section 2-1: "...entertainment with a maximum of four entertainers from 4:00 p.m. 11:00 a.m. ..."; and reflecting commencement of entertainment at 4:00 p.m. throughout remainder of Section 2-1. This motion was seconded by Heitmann and carried 6-1, all members present and voting (Saad=yes, Heitmann=yes, Price=yes, Sorey=yes, Sulick=yes, Finlay=no, Barnett=yes). (It is noted for the record that Section 2 was inadvertently numbered Section 3 in the submitted resolution.)***

**RESOLUTION 11-13012.....ITEM 11**  
**A RESOLUTION DETERMINING PETITION 11-SD5 FOR THE 215 AND 225 FIFTH STREET SOUTH PRELIMINARY AND FINAL (RECORD) PLAT APPROVAL TO REPLAT A PARCEL (APPROXIMATELY 7,500 SQUARE FEET) WITH AN EXISTING DUPLEX INTO TWO PLATTED LOTS OF APPROXIMATELY 3,750 SQUARE FEET EACH, OWNED BY HOMER G. SCOVILLE AND WILLIAM AND SANDRA HOBBY AND LOCATED AT 215-225 FIFTH STREET SOUTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.** Title read by City Attorney Robert Pritt (11:04 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: Saad/visited the site and spoke with the petitioner and City staff; Finlay and Sulick/visited the site but no contact; Price/familiar with the site and spoke with the petitioner; Barnett and Heitmann/familiar with the site but no contact; and Sorey/visited the site and spoke with the petitioner. Planner Adam Benigni briefly reviewed the request as contained in his November 20 memorandum (Attachment 8), noting that staff and the Planning Advisory Board (PAB) recommended approval.

Petitioner Homer Scoville then reviewed the reasoning behind the request, stating that each of the two units located on the site is completely separate, sharing only a common dividing wall. He confirmed that the two owners had submitted an Owners Use, Maintenance and Operating Agreement which had been approved by staff and that reference to the agreement would be noted on the record plat; the agreement had been a condition of approval for the April 20, 2011 variance applicable to the property (see Attachment 8). Fee simple ownership of each one-half of the property is the intent of the request, Mr. Scoville concluded.

In response to City Attorney Pritt, Planner Benigni confirmed that reference to the aforementioned use agreement is reflected on the plat.

**Public Comment:** (11:12 a.m.) None.

***MOTION by Price to APPROVE RESOLUTION 11-13012 as submitted; seconded by Sorey and carried 6-1, all members present and voting (Finlay -yes, Heitmann=yes, Price=yes, Saad=yes, Sorey=yes, Sulick=no, Barnett=yes).***

Council Member Sulick indicated that her opposition to the above item was due to her belief that the practice of granting such variances should not occur until the relevant issues are discussed and a policy with criteria determined.

**RESOLUTION 11-13013.....ITEM 12**  
**A RESOLUTION DECLARING SUPPORT FOR POLICE OFFICER AND FIREFIGHTER PENSION PLAN AND DISABILITY PRESUMPTION REFORMS TO MAKE THE PLANS SUSTAINABLE, SOUND AND SECURE FOR CURRENT AND FUTURE POLICE OFFICERS**

**AND FIREFIGHTERS IN FLORIDA; SUPPORTING LOCAL COLLECTIVE BARGAINING WITHOUT STATE MANDATES; SUPPORTING REMOVAL OF THE EXTRA BENEFIT REQUIREMENT TO RECEIVE PREMIUM TAX FUNDS; ALLOWING CITIES WHO HAVE OPTED OUT OF CHAPTER 175 AND CHAPTER 185 PENSION PLANS TO USE PREMIUM TAX FUNDS PAID BY CITY RESIDENTS FOR CITY POLICE AND FIRE PENSIONS; PROHIBITING THE STATE DIVISION OF RETIREMENT FROM IMPOSING ONEROUS ADMINISTRATIVE POLICIES THAT INCREASE THE COST OF PENSIONS; URGING THE FLORIDA LEGISLATURE TO ADOPT AND THE GOVERNOR TO APPROVE PENSION REFORM LEGISLATION DURING THE 2012 LEGISLATIVE SESSION; DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE GOVERNOR, AND THE FLORIDA LEGISLATURE; AND PROVIDING AN EFFECTIVE DATE.** Title read by City Attorney Robert Pritt (11:14 a.m.) In response to Council Member Finlay, Assistant City Manager Roger Reinke pointed out that the resolution contains a Section 4 requesting that pension reform legislation include a provision either allowing cities to use premium tax money paid by their residents to fund City police and fire pension plans, or that those same residents not be required to pay the premium tax.

**Public Comment:** (11:25 a.m.) None.

***MOTION by Price to APPROVE RESOLUTION 11-13013 as submitted; seconded by Saad and unanimously carried, all members present and voting (Finlay-yes, Heitmann-yes, Price-yes, Saad-yes, Sorey-yes, Sulick-yes, Barnett-yes).***

CLERK'S TRACKING #11-00046 .....ITEM 13  
**AWARDING A CONTRACT FOR THE PURCHASE OF FLYGT PUMPS FOR VARIOUS LOCATIONS THROUGHOUT THE CITY FOR THE UTILITIES DEPARTMENT: \ VENDOR: XYLEM INC., FORT MYERS, FLORIDA \ COST: \$250,000 \ FUNDING: CIP 12X04 - SUBMERSIBLE PUMPS (\$100,000 - WATER / SEWER FUND) AND CIP 12M07 - WASTEWATER TREATMENT PLANT PUMPS (\$150,000 - WASTEWATER FUND).** (11:26 a.m.) City Manager William Moss provided a brief overview of the request as contained in the November 30 memorandum by Utilities Director Robert Middleton (Attachment 9).

**Public Comment:** (11:26 a.m.) None.

***MOTION by Barnett to APPROVE THIS ITEM as submitted; seconded by Sulick and unanimously carried, all members present and voting (Finlay-yes, Heitmann-yes, Price-yes, Saad-yes, Sorey-yes, Sulick-yes, Barnett-yes).***

RESOLUTION 11-13014 (Added Item - see Item 4 above) .....ITEM 15  
**A RESOLUTION AMENDING THE GUIDELINES FOR THE SAM NOE AWARD AS SET FORTH IN THE ATTACHED EXHIBIT "A"; REPEALING RESOLUTION 06-11371; AND PROVIDING AN EFFECTIVE DATE.** Title read by City Attorney Robert Pritt (11:27 a.m.). Deputy City Clerk Jessica Rosenberg noted that the amendments were in response to Council direction received during that week's workshop with regard to the Sam Noe Award, namely, inclusion of members of the Naples Airport Authority as possible nominees as well as current or past members of all appointed city of Naples boards or committees.

**Public Comment:** (11:28 a.m.) None.

***MOTION by Finlay to APPROVE RESOLUTION 11-13014 as submitted; seconded by Price and unanimously carried, all members present and voting (Finlay-yes, Heitmann-yes, Price-yes, Saad-yes, Sorey-yes, Sulick-yes, Barnett-yes).***

**PUBLIC COMMENT**.....  
(11:28 a.m.) None.

**CORRESPONDENCE AND COMMUNICATIONS**.....

(11:28 a.m.) Council Member Finlay referenced his submittal of information regarding Collier County's ordinance requiring board and committee members to resign in order to run for office. (A copy of the aforementioned ordinance is contained in the file for this meeting in the City Clerk's Office.) Following a brief discussion, consensus was reached that the review of the remaining zero-based budgeting presentations would continue, with those meetings in which it is discussed adjourning at 4:00 p.m., as well as no hiatus of the discussions is to occur during the upcoming elections. Council Members then extended holiday wishes to all.

**ZERO-BASED BUDGETING (Continued from 12/12/11 workshop).....ITEM 14 PRESENTATION OF ZERO-BASED BUDGETS, SUMMARIZING CURRENT AND PAST BUDGETED EXPENDITURES, CHANGES IN PERSONNEL, THE ESTIMATED COST OF FUNCTIONS, ACTIVITIES, AND SERVICES, HOW BUDGETS MAY BE REDUCED BY 10%, WHAT SERVICES WOULD BE OFFERED IF 10% ADDITIONAL FUNDING WERE AVAILABLE, AND WHAT ARE THE FUTURE REQUIREMENTS FOR NEW FACILITIES.** (It is noted for the record that this item was continued from the December 12, 2011 workshop.)

### **Building Services Department**

Building Services Director Paul Bollenback utilized an electronic presentation during review of the department's budget (a printed copy of which is contained in the file for this meeting in the City Clerk's Office and excerpted text of which is appended hereto as Attachment 10). He assured Vice Mayor Sorey that his employees' performance can be tracked although he cautioned that plans submitted vary greatly in complexity and therefore review time. Mr. Sorey explained that he believed performance should nevertheless be included in the quarterly reports submitted to Council; this would also allow tracking of the increased level of service anticipated from the proposed increase in staff. He further urged that plans be submitted electronically with pertinent GPS (Global Positioning System) information reflected thereon when available. Mr. Bollenback then confirmed that the Floodplain Coordinator position is full-time and that the City funding such a position actually benefits residents by lowered insurance rates.

Council Member Finlay commended Mr. Bollenback for rapidly responding to the onset of the economic crisis, noting that the department is totally self-funded with no use of ad valorem tax monies. He agreed with Vice Mayor Sorey that the use of the excess fund reserves for additional staffing should be supported, although he questioned one employee's significant overtime. Mr. Bollenback indicated the possibility that adjusting the scheduled work hours to coincide with the time of demand would address this issue. -

Council Member Heitmann questioned the length of time necessary for completion of the plans review process. City Manager William Moss explained that it should be noted that the process can be halted if one inspection or review reveals an issue that must be addressed by the applicant. Mr. Bollenback then clarified for Mrs. Heitmann that the proposed transfer of the site plans engineer to the Streets & Stormwater Department is to merely physically locate that employee among others performing similar work thereby facilitating interaction of staff.

Council Member Saad commended the performance and efficiency of the Building Department, characterizing it as the best in southwest Florida. Mr. Bollenback then confirmed for Mr. Saad that permit tracking is available online. He also assured him that most inspections can be provided on the day requested; should delays become an issue then an additional inspector may be necessary. He cautioned against a moratorium on fees, although he agreed that they could be reviewed, pointing out that the current reserves had been amassed during a period of high construction activity in the late 1990's and early 2000's. This will not occur again as the City is virtually built-out. In response to Mr. Saad, Mr. Bollenback indicated that he would research discrepancies between the adopted budget and the reserve fund and respond via e-mail to Council. Mr. Saad then recommended that the City Attorney review statutes governing

the use of building fund reserves and whether pertinent Planning Department functions could be transferred to the Building Department which would lessen the use of the General Fund; he also supported electronically submitted plans.

A brief discussion ensued with regard to all employees tracking their time for individual functions and it was decided that this should be considered at a later date.

**Recess: 12:44 p.m. to 1:19 p.m. It is noted for the record that the same Council Members were present when the meeting reconvened and Item 14 continued with discussion of the Building Department presentation resuming.**

Council Member Price suggested that document scanning be consolidated in the Building Department, and City Manager Moss explained that its equipment is utilized eight hours per day although the suggestion could be researched. Commending Mr. Bollenback on his performance, Mr. Price also supported the aforementioned tracking of level of service with regard to plan review, and suggested that the current data be used as a baseline for determining improvement with proposed staff additions.

Council Member Sulick expressed her support of a determination of whether various Planning functions might be funded by the Building Department. Furthermore, she said that while she could support electronically submitted documents when feasible, most development in the City is single family residential and therefore may be prohibitive for homeowners who frequently amend their building plans; this would result in a longer approval time. Mr. Moss agreed, pointing out that it would be more efficient to have final plans in electronic form rather than multiple renditions throughout a project.

Staff received confirmation from Council to proceed with the preliminary recruiting process for the positions proposed during the presentation (see Attachment 10, Page 4) and Council directed that the above referenced review of permitting fees be considered in the future.

### **Solid Waste Division**

Also utilizing an electronic presentation, Utilities Director Robert Middleton reviewed the Solid Waste Division zero-based budget exercise, concluding with an overview of the proposed recycle transfer facility site to be located on the Naples Municipal Airport Property; design and permitting should be completed by July 2012, he added. (It is noted for the record that a printed copy of this presentation is contained in the file for this meeting in the City Clerk's Office / excerpted text of which is appended hereto as Attachment 11.)

Mr. Middleton agreed with Council Member Finlay's observation that under residential garage collections - multi-family collection, the reference to 10,000 multi-family units does not include service to condominiums other than the collection of large items; condominiums, which utilize commercial refuse containers (*referred to as dumpsters*), are included under commercial garbage collections (see Attachment 11, Page 3).

Vice Mayor Sorey received confirmation that the automated recycling trucks have in fact been purchased although not delivered. In addition, Mr. Middleton noted that staff had been researching alternative fueled vehicles for the current residential back door pickup service provided by the City and two or three makes of battery-powered ones had been found to replace the currently utilized Ford Rangers; the provision of compressed natural gas fueling stations for vehicles is several years away, he added. Director Middleton then clarified that the person driving the vehicle to the Lee County recycle station has other duties when not performing that function, such as relief for vacations and sick leave to maintain the current level of service.

Council Member Price questioned the potential savings should the City's solid waste be picked

up once a week versus the current twice per week. Mr. Middleton stated that the amount of refuse would remain constant, involve more trips to the landfill, and could in fact require the hiring of additional staff. Mr. Price indicated that he had research and recommendations regarding this that he would provide at a later time. Vice Mayor Sorey then noted that he had been informed by numerous residents that they were more than willing to pay the cost for twice a week service; City Manager Moss agreed with this observation.

In response to Council Member Saad, Director Middleton pointed out that with the use of the City's GPS system, the number of routes as well as staff had already been reduced thereby increasing efficiencies. Mr. Saad then suggested that a user fee be considered for bulk and agriculture pick-up service and Council Member Finlay stated that a time study had been completed in 2006 regarding the provision of the recycle material back-door service versus curb side pick-up.

Mr. Middleton explained for Council Member Sulick that the daily commercial collection service is as requested and the customer pays for that service. He also clarified for Council Member Heitmann that the presentation contains only possible alternative processes under outsourcing and consolidation (see Attachment 11, Page 4), not recommendations. Vice Mayor Sorey then suggested that a rate study be undertaken with regard to solid waste services.

Solid Waste Superintendent Bradford White explained for Council that while no ordinance exists, staff recommends no longer than 72 hours as the maximum time for horticultural waste to remain in the right-of-way for pickup. Vice Mayor Sorey stated that the numerous lawn service companies place their debris in the horticultural waste piles rather than hauling it away as required.

Council Member Price then commended the level of service provided by this division's staff and Vice Mayor Sorey noted that staff routinely interacts with residents well beyond the scope of their job description. All Utilities employees are required to attend "Eyes on the Street" classes sponsored by the City's Police Department, Mr. Middleton said, which educates them for activities to be alert to.

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**Recess: 2:28 p.m. to 2:42 p.m. It is noted for the record that the same Council Members were present when the meeting reconvened and discussion of Item 14 continued.**

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#### **Technology Services**

Prior to beginning his dissertation, Technology Services Director Stephen Weeks pointed out for Council Member Price that the City had originally planned a centralized scanning program with the Building Department's equipment (see Page 9 above for additional discussion); due to lack of staff this did not come to fruition. Such a system could possibly be sought via the enterprise system currently being researched, he added. Mr. Weeks then utilized an electronic presentation of the department's budget (a printed copy of which is contained in the file for this meeting in the City Clerk's Office / excerpted text of which is appended hereto as Attachment 12), following which he advised Council Member Saad that cloud computing and virtual servers are being investigated, especially with regard to federal standards, security and cost/benefit; cloud-based backup in real time is also being researched, he added. A ten-year business plan is to be presented within the near future, Mr. Weeks maintained. A brief discussion of placing documents on-line followed during which he advised that some would need redaction prior to posting and that it should be determined what documents would actually be accessed; many recent ones are currently routinely posted, he added. City Manager Moss then assured Mr. Saad that GPS equipment is being installed in police cars and it is yet to be determined the cost effectiveness of being able to electronically monitor the location of emergency response vehicles at all times; lack of adequate staffing to monitor this function is a key factor, he said. Mr. Weeks added that the accuracy of some GPS units remains an issue and that the City is

working towards a centralized system for all pertinent departments.

Council Member Finlay then noted an error in the presentation regarding the cost of the help desk personal services (see Attachment 12, Page 3). Mr. Finlay also expressed support for the use of technology in saving money while increasing the level of service provided. Mr. Weeks noted that staff had been in contact with the GFOA (Government Finance Officers Association) for input as to what systems other similar municipalities are utilizing.

Mr. Weeks then assured Vice Mayor Sorey that the Technology Services Department does coordinate with other department, with regard to utilizing Smart Cities concepts when purchasing systems, and Mr. Sorey questioned when staff would be returning with an integrated software and hardware proposal City-wide. Mr. Moss indicated that staff had the understanding that a long term plan was desired and recommendations could be expected in a month or so; the plan would be completed within six months, he added. Mr. Weeks clarified for Mr. Sorey that a City-wide Wi-Fi system would be costly and access to broadband is available throughout the area; the technology in this area is constantly changing.

Council Member Heitmann commended staff for its research efforts in the area of technology, cautioning that it is a rapidly changing industry and timing is critical when purchasing new systems and ascertaining its necessity and applicability to the City's daily operations.

In conclusion, Mr. Weeks stated that the best servers available are a must when allocating funding.

**ADJOURN**.....  
3:41 p.m.

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Bill Barnett, Mayor

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Tara A. Norman, City Clerk

Minutes prepared by:

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Vicki L. Smith, Technical Writing Specialist

Minutes Approved: 02/15/12

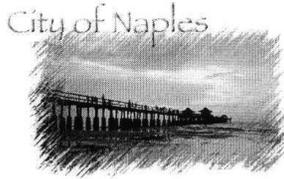
*Attachment 1 / Page 1 of 2*



**NAPLES CITY COUNCIL AGENDA MEMORANDUM**

**Regular Meeting Date: December 14, 2011**

Agenda Section:	Regular	Prepared By: Erica J. Goodwin, Planner II
		Date: November 17, 2011
		Department: Planning
Agenda Item:	8	Legislative <input type="checkbox"/>
		Quasi-Judicial <input checked="" type="checkbox"/>
<b>SUBJECT:</b>		
Resolution determining Outdoor Dining Petition 11-ODPB3 to allow Alberto's on Fifth to provide outdoor dining on public property within the Fifth Avenue South Special Overlay District on property located at 868 Fifth Avenue South.		
<b>SUMMARY:</b>		
<p>City Council is asked to consider a Resolution determining Outdoor Dining Petition 11-ODPB3 in order to allow Alberto's on Fifth to provide outdoor dining in excess of 100 square feet on public property that is not directly abutting the storefront of the restaurant which it serves, said property owned by IBC Enterprise, LLC, located at 868 5<sup>th</sup> Avenue South within the Fifth Avenue South Special Overlay District, pursuant to Sections 56-126(1) and 58-1134(e)(13) of the Code of Ordinances. In that this is a Quasi-Judicial matter, disclosures and the swearing in of those giving testimony are required.</p>		
<b>BACKGROUND:</b>		
<p>The existing structure, known as the Cambier Place building located at 868 5<sup>th</sup> Avenue South, was completed in 2007 and consists of commercial space and residential units. In 2006, prior to the completion of the building, a potential tenant (The Grape) obtained approval from the Fifth Avenue Staff Action Committee and City Council for outdoor dining on public property for a dining area located in front of the building and consisting of approximately 291 square feet which included an allowance for dining that was not adjacent to the storefront. The petitions were approved but the restaurant never opened and the outdoor dining area was not used.</p> <p>Alberto's on Fifth now occupies the building and would like to provide tables for outdoor dining on the paved portion of the public right-of-way in front of the restaurant on 5<sup>th</sup> Avenue South. The dining area is located approximately seven (7) feet from the storefront, on the opposite side of the existing sidewalk and consists of approximately 310 square feet, and can accommodate eight (8) four-top tables to seat 32 people.</p>		
<p>Section 58-1134(e)(13) requires that the Design Review Board approve outdoor dining in the Fifth Avenue South Special Overlay District. The district further limits outdoor dining as follows:</p> <p><i>"(13) <u>Outside dining tables and chairs.</u> Outside dining tables and chairs shall be primarily metal, cast concrete, wood or suitable composite material. Plastic chairs are prohibited but plastic tables may be permitted if covered with linens. Outside dining tables located in the right-of-way shall be temporary and portable. Outdoor dining in this district shall require the approval of the design review board. Outdoor dining shall be consistent with section 56-126."</i></p>		
<p>Because the outdoor dining area is on public property, exceeds 100 square feet in area and does not directly abut the storefront, City Council approval will also be required for this Petition, pursuant to Section 56-126:</p>		



**NAPLES CITY COUNCIL AGENDA MEMORANDUM**

**Regular Meeting Date: December 14, 2011**

**Page Two**

Agenda Item: 8		
<b>BACKGROUND (cont.):</b>		
<p><i>"(1) Application for outdoor dining will be made to the city manager. All applications will be renewed and issued administratively through the city manager except in the following instances:</i></p> <ol style="list-style-type: none"> <li><i>a. Outdoor dining on public property exceeding 100 square feet in area for a single establishment;</i></li> <li><i>b. Outdoor dining on public property that is not directly abutting the storefront of the restaurant which it serves;</i></li> <li><i>c. Outdoor dining on public property abutting U.S. 41;</i></li> <li><i>d. The establishment or expansion of outdoor dining facing a residential zoning district."</i></li> </ol> <p>On November 4, 2011, a total of 58 letters were mailed to adjacent property owners. Staff has not received any responses to the public notice. On November 18, 2011 the Design Review Board approved the outdoor dining with respect to the choice of tables, chairs and seating arrangement.</p> <p><b>File Reference:</b> Outdoor Dining on Public Property 11-ODPB3  <b>Petitioner:</b> Alberto's on Fifth  <b>Agent:</b> Fernando Zabala, Acuitas Worldwide  <b>Location:</b> 868 5<sup>th</sup> Avenue South  <b>Zoning:</b> C1-A, Commercial Core District and Fifth Avenue South Special Overlay District</p> <p><b>RECOMMENDED ACTION:</b>  City Council approve the Resolution granting Outdoor Dining Permit 11-ODPB3, subject to the following conditions:</p> <ol style="list-style-type: none"> <li>1. The petitioner will be required to obtain a Right-of-way permit per Ordinance 08-12285, prior to commencement of the outdoor dining.</li> <li>2. The petitioner will maintain compliance with the Special Right-of-way Permit Conditions for Outdoor Dining in the Public Right-of-Way, including minimum access aisle and sidewalk clear distances. Should the access aisle or sidewalk clearance be a problem, the plan will be revised to either reconfigure the tables or reduce the number of tables.</li> </ol>		
Reviewed by Department Director Robin D. Singer	Reviewed by Finance N/A	Reviewed by City Manager A. William Moss
City Council Action:		



# Memo

Planning

**TO:** A. William Moss, City Manager  
**FROM:** Erica J. Goodwin, Planner II  
**THROUGH:** Robin D. Singer, Planning Director  
**DATE:** November 17, 2011  
**SUBJECT:** Outdoor Dining Permit 11-ODPB3

**BACKGROUND:**

Section 56-126(c)(1) of the Code of Ordinances requires City Council approval for the establishment or expansion of outdoor dining areas on public property exceeding 100 square feet in area, as well as on public property that is not directly abutting the storefront of the restaurant which it serves. Section 58-1134(e)(13) requires that the Design Review Board approve outdoor dining in the Fifth Avenue South Special Overlay District. The Design Review Board reviewed this request at their November 18, 2011 meeting and approved the design aspects of the proposed outdoor dining, subject to the following conditions:

1. The petitioner will be required to obtain a Right-of-way permit per Ordinance 08-12285, prior to commencement of the outdoor dining.
2. The petitioner will maintain compliance with the Special Right-of-way Permit Conditions for Outdoor Dining in the Public Right-of-Way, including minimum access aisle and sidewalk clear distances. Should the access aisle or sidewalk clearance be a problem, the plan will be revised to either reconfigure the tables or reduce the number of tables.

The existing structure was completed in 2007 and consists of commercial space and residential units. In 2006, prior to the completion of the building, a potential tenant (The Grape) obtained approval from the Fifth Avenue Staff Action Committee and City Council for outdoor dining on public property for a dining area located in front of the building and consisting of approximately 291 square feet which included a waiver from the requirement for seating for outdoor dining to leave a five foot pedestrian passage between the outdoor dining and the right-of-way landscaping or paved roadway. The tenant subsequently obtained Conditional Use approval from City Council to allow an outdoor dining area which did not directly abut 5<sup>th</sup> Avenue South to be located in the alley adjacent to the Cambier Place Building.

During deliberation of these items, City Council discussed the issue of the removal of a diseased Date Palm and its replacement with a Royal Palm. During construction of the paver area in front of the Cambier Place building, it was determined that an existing Date Palm in the landscaped area adjacent to the pavers had been affected by disease and would need to be removed. Due to the nature of the fungus contracted by the tree and its lingering presence in the soil, City of Naples Parks/Parkways & Facilities Maintenance Superintendent Joe Boscaglia advised that it would be unwise to plant another Date Palm, as it would likely

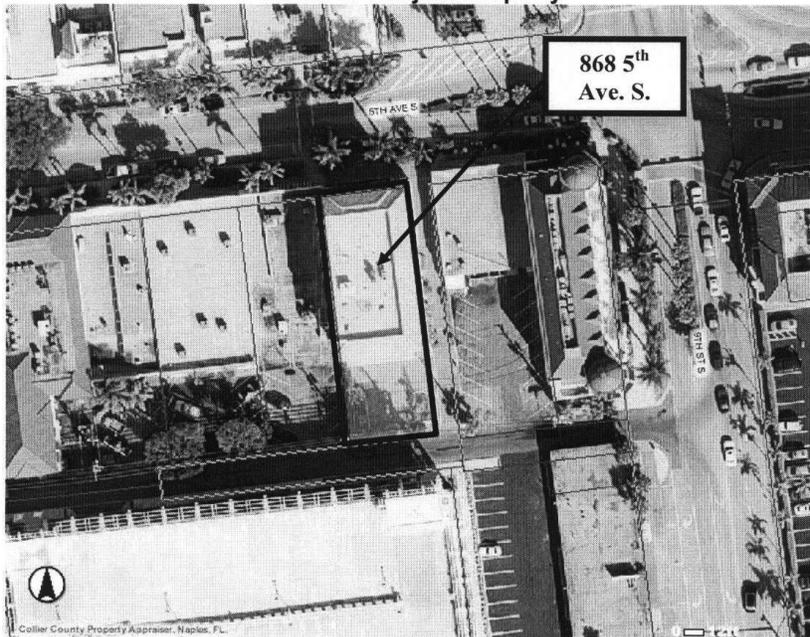
*Ethics above all else... Service to others before self... Quality in all that we do.*

Page 2

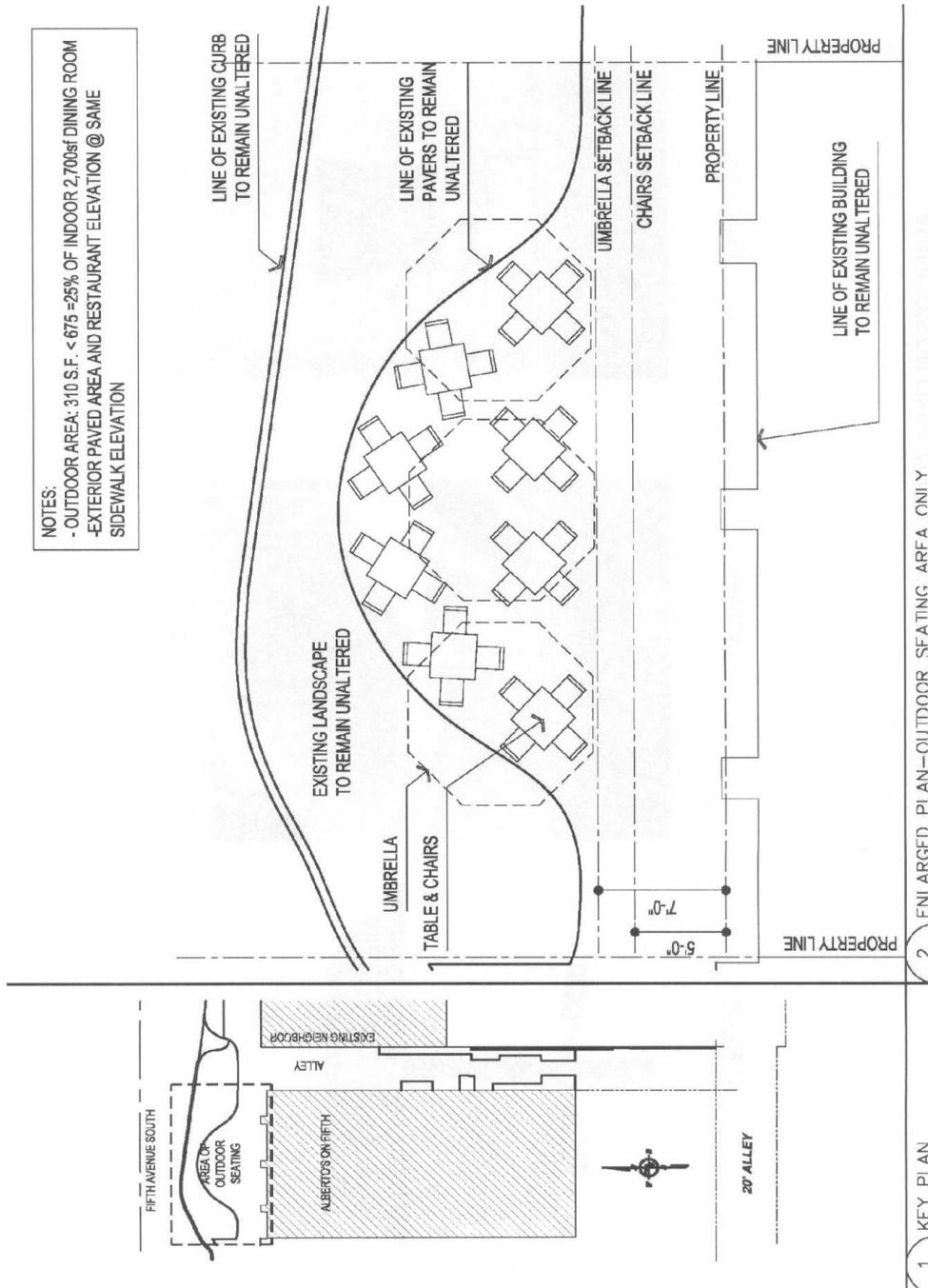
contract the fungus from the soil. However, he determined that Royal Palms are resistant to the fungus and would be a good alternative to replace the removed trees. The City replaced the diseased tree with a Royal Palm. On June 13, 2007, City Council approved a motion as follows: Developer be asked to pay the difference between the trees actually planted and the date palms previously occupying the site (funds to be deposited into the City tree fund). The developer did not reimburse the City for the tree planting. The new owner is aware of the previous condition regarding payment to the City for the cost difference between the removed Date Palm and the replacement Royal Palm. City Council may decide to collect or waive the fee requirement at this time.

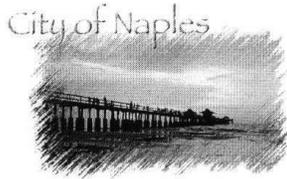
The new tenants, Alberto's on Fifth, would like to have tables for outdoor dining on a paved portion of the public right of way in front of the restaurant on 5<sup>th</sup> Avenue South. There is an existing paved area in front of the restaurant which contours away from the building, providing a small patio area that will accommodate the proposed outdoor dining. The dining area will be located approximately seven (7) feet from the storefront, on the opposite side of the existing sidewalk and will consist of approximately 310 square feet, accommodating eight (8) four-top tables to seat 32 people. There is no additional signage or lighting proposed with this submittal.

**Aerial of Subject Property**



*Ethics above all else... Service to others before self... Quality in all that we do.*

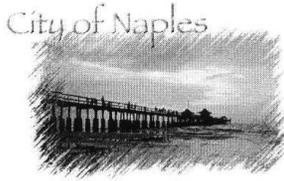




**NAPLES CITY COUNCIL AGENDA MEMORANDUM**

**Regular Meeting Date: December 14, 2011**

Agenda Section: Regular	Prepared By: Adam Benigni, Sr. Planner Date: November 28, 2011 Legislative <input type="checkbox"/>	Department: Planning Quasi-Judicial <input checked="" type="checkbox"/>
Agenda Item: 9		
<b>SUBJECT:</b> Resolution determining Outdoor Dining Petition 11-ODPB4 to allow Rossopomodoro to provide outdoor dining on public property within the Fifth Avenue South Special Overlay District on property located at 800 5 <sup>th</sup> Avenue South.		
<b>SUMMARY:</b> City Council is asked to consider a Resolution determining Outdoor Dining Petition 11-ODPB4 in order to allow Rossopomodoro to provide outdoor dining on public property within the Fifth Avenue South Special Overlay District, pursuant to Sections 56-126(1) and 58-1134(e)(13) of the Code of Ordinances, on property located at 800 5 <sup>th</sup> Avenue South. In that this is a Quasi-Judicial matter, disclosures and the swearing in of those giving testimony are required.		
<b>BACKGROUND:</b> Rossopomodoro, located at 800 5 <sup>th</sup> Avenue South, is requesting approval of outdoor dining on public property in order to allow four four-top tables and two two-top tables (total of six tables with 20 chairs) to be located within the City's right-of-way. The proposed area is located across the sidewalk from the storefront and is currently landscaped. The petitioner wishes to remove the landscaped area and install pavers and perimeter landscaping to create a new outdoor dining area. Rossopomodoro currently has four two-top tables located in the City's right-of-way along the storefront. The proposed plan shows the elimination of two of the tables along the storefront.  Section 56-126(c)(1) of the Code of Ordinances requires City Council approval for the establishment or expansion of outdoor dining areas on public property exceeding 100 square feet in area, as well as on public property that is not directly abutting the storefront of the restaurant which it serves. Section 58-1134(e)(13) requires that the Design Review Board approve outdoor dining in the Fifth Avenue South Special Overlay District. The Design Review Board reviewed this request for outdoor dining at their November 18, 2011 meeting and approved the design aspects of the dining, subject to the following conditions: <ol style="list-style-type: none"> <li>1. The hedging on the east and west sides the outdoor dining area be removed in order to be consistent with Section 56-126 (d)(2)(m) of the Code of Ordinances which requires no fencing, railings, plantings or other barriers be installed or erected to delineate the outdoor seating area in the public right-of-way;</li> <li>2. The petitioner submit materials for the "base" of the outdoor dining area including the paver color for the outline of the area;</li> <li>3. Cut sheets of the tables and chairs, along with the colors of the tables and chairs submitted to staff for approval.</li> </ol> <p>The petitioner has submitted a picture showing the colors of the proposed pavers and a cut sheet of the tables and chairs.</p> <p>The petitioner applied for a variance to allow the same outdoor dining area in 2010. At the time, variances were required for outdoor dining areas that were away from the storefront and within the</p>		



**NAPLES CITY COUNCIL AGENDA MEMORANDUM**

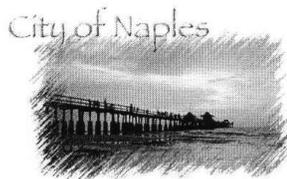
**Regular Meeting Date: December 14, 2011**

**Page Two**

Agenda Item:		
9		
<b>BACKGROUND (cont.):</b>		
<p>City's right-of-way. City Council approved an amendment to the Code of Ordinances related to outdoor dining in June 2011 that clarified the procedure for approving outdoor dining requests. There were a number of concerns expressed by staff regarding the proposed outdoor dining area. The concerns were related to right-of-way construction, the existing water meter box, existing landscaping and the orientation of the seating. Since the plan has not significantly been changed, the staff conditions proposed last year were incorporated into the staff conditions for this request. On November 17, 2010, City Council denied the variance request and cited various issues regarding the amount of pedestrian traffic at the location and the potential issues with wait staff crossing the sidewalk through the amount of pedestrian traffic.</p> <p>The Planning Department has reviewed the request against the established criteria for outdoor dining in Chapter 56 of the Code of Ordinances and has found the request consistent with criteria; however, the Assistant City Manager/CRA Director Roger Reinke recommends denial of the request as the removal of landscaping in the City right-of-way does not further the goals of the CRA Master Plan and the Fifth Avenue South Master Plan which stress the importance of the use of natural and sculptural landscaping along Fifth Avenue South. If City Council wishes to grant approval of the request, staff recommends the conditions found in the Resolution.</p> <p>On November 7, 2011, a total of 57 letters were mailed to adjacent property owners. Staff has had a phone conversation with Phil McCabe, co-chairman of the Enrichment Committee of the Fifth Avenue South Business Improvement District (BID) regarding this request. The BID has recently taken a vote to discourage the removal of any landscaped area in the District. In addition, the Enrichment Committee of the BID is not in support of this request as they view the removal of landscaped areas detrimental to the District.</p>		
<p><b>File Reference:</b> Outdoor Dining on Public Property 11-ODPB4  <b>Petitioner:</b> Rossopomodoro Naples  <b>Agent:</b> Bill Povlitz, Law Offices of Antonio Faga  <b>Location:</b> 800 5<sup>th</sup> Avenue South  <b>Zoning:</b> C1-A, Commercial Core District and Fifth Avenue South Special Overlay District</p>		
<b>RECOMMENDED ACTION:</b>		
<p>City Council consider a Resolution granting Outdoor Dining Permit 11-ODPB4, subject to the conditions found in the Resolution.</p>		
Reviewed by Department Director Robin D. Singer	Reviewed by Finance N/A	Reviewed by City Manager A. William Moss
City Council Action:		



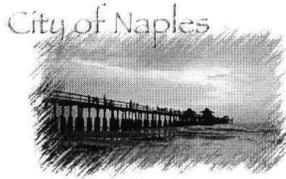




**NAPLES CITY COUNCIL AGENDA MEMORANDUM**

**Regular Meeting Date: December 14, 2011**

Agenda Section: Regular	Prepared By: Robin D. Singer, Planning Director Date: November 28, 2011 Department: Planning
Agenda Item: 10	Legislative <input type="checkbox"/> Quasi-Judicial <input checked="" type="checkbox"/>
<b>SUBJECT:</b> Resolution determining Indoor and Outdoor Live Entertainment Petition 11-LE2 for Aqua Restaurant located at 862 5 <sup>th</sup> Avenue South.	
<b>SUMMARY:</b> City Council is asked to consider a resolution determining Live Entertainment Petition 11-LE2 for Aqua restaurant for live entertainment from 11:00 am to 11:30 pm Sunday through Wednesday and 11:00 am to 12:00 midnight Thursday through Saturday with doors and windows closed (indoor entertainment) and 11:00 am to 10:00 pm Sunday through Wednesday and 11:00 am to 12:00 midnight Thursday through Saturday with doors and windows open (outdoor entertainment) on property located at 862 5 <sup>th</sup> Avenue South. In that this is a Quasi-Judicial matter, disclosures and the swearing in of those giving testimony are required.	
<b>BACKGROUND:</b> Aqua Restaurant, formerly Bert's Seafood and Chowder House Restaurant, has requested approval for live entertainment consisting of a variety of types of entertainment (DJ, Karaoke, jazz, blues, piano and other instruments) from 11:00 am to 11:30 pm Sunday through Wednesday and 11:00 am to 12:00 midnight Thursday through Saturday with doors and windows closed (indoor entertainment) and 11:00 am to 10:00 pm Sunday through Wednesday and 11:00 am to 12:00 midnight Thursday through Saturday with doors and windows open (outdoor entertainment) on property located at 862 5 <sup>th</sup> Avenue South. The entertainment will be located at the rear of the restaurant, indoors. The Fire Department has confirmed that adequate egress is provided and that the petitioner has obtained the necessary crowd control certificates. The Police Department has reviewed the Computer Aided Dispatch (CAD) and has found no noise complaints or City ordinance violations for this restaurant.	
<b>File Reference:</b> 11-LE2 <b>Petitioner:</b> Bill and Gordon, Inc., d/b/a Aqua Restaurant <b>Agent:</b> Vasil (Bill) Babamov <b>Location:</b> 862 5 <sup>th</sup> Avenue South <b>Zoning:</b> C1-A Commercial Core and Fifth Avenue South Special Overlay	
<b>PUBLIC NOTICE:</b> A total of 63 public notices were mailed out November 30, 2011. No objections have been received to date.	
<b>RECOMMENDED ACTION:</b> Approve the resolution determining Indoor and Outdoor Live Entertainment Petition 11-LE2 for Bert's	

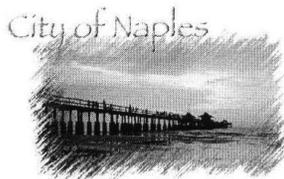


**NAPLES CITY COUNCIL AGENDA MEMORANDUM**

**Regular Meeting Date: December 14, 2011**

**Page 2**

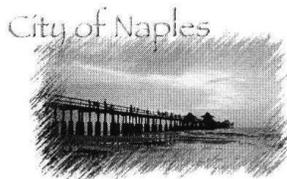
Agenda Section: Regular	Prepared By: Robin D. Singer, Planning Director Date: November 28, 2011	Department: Planning
Agenda Item: 10	Legislative <input type="checkbox"/>	Quasi-Judicial <input checked="" type="checkbox"/>
<b>RECOMMENDED ACTION (cont.):</b> Seafood and Chowder House Restaurant located at 862 5 <sup>th</sup> Avenue South subject to the conditions listed in the resolution.		
Reviewed by Department Director Robin D. Singer	Reviewed by Finance N/A	Reviewed by City Manager A. William Moss
City Council Action:		



**NAPLES CITY COUNCIL AGENDA MEMORANDUM**

**Regular Meeting Date: December 14, 2011**

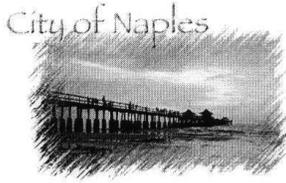
Agenda Section: Regular	Prepared By: Adam A. Benigni, Sr. Planner Date: November 20, 2011 Department: Planning
Agenda Item: 11	Legislative <input type="checkbox"/> Quasi-Judicial <input checked="" type="checkbox"/>
<b>SUBJECT:</b> Resolution determining Subdivision/Replat Petition 11-SD5 for preliminary and final plat approval in order to replat a parcel with an existing duplex into two parcels in the R3-12, Multifamily Residence district located at 215 and 225 5 <sup>th</sup> Street South.	
<b>SUMMARY:</b> City Council is asked to consider a Resolution determining Subdivision/Replat Petition 11-SD5 for the 215 and 225 Fifth Street South Preliminary and Final (Record) Plat approval in order to replat a parcel (approximately 7,500 square feet) with an existing duplex into two platted lots of approximately 3,750 square feet each, owned by Homer G. Scoville and William and Sandra Hobby and located at 215-225 5 <sup>th</sup> Street South. In that this is a Quasi-Judicial matter, disclosures and the swearing in of those giving testimony are required.	
<b>BACKGROUND:</b> The petitioners purchased their respective units and then decided that they did not wish to own the units as part of a condominium. They applied for a variance to allow them the opportunity to replat the lot (approximately 7,500 square feet in area) into two parcels each with a size of approximately 3,750 square feet where 6,000 square feet is required. The variance also allowed lot widths of 37.5 feet where 40 feet is required and allowed a zero-foot side yard where 12.5 feet is required along the common wall. City Council approved the variance request in April 2011 subject to the condition that the petitioners enter into an Owners Use, Maintenance and Operating Agreement acceptable to the City. The petitioners have submitted the proposed Agreement with their Petition and placed a note under the dedications on the proposed plat relative to the Owners Use, Maintenance and Operating Agreement. On October 12, 2011, the Planning Advisory Board recommended approval of the request by a 6-1 vote.	
<b>File Reference:</b> 11-SD5 <b>Petitioner:</b> Homer G. Scoville, William and Sandra Hobby <b>Agent:</b> Homer G. Scoville <b>Location:</b> 215 & 225 5 <sup>th</sup> Street South <b>Zoning:</b> R3-12, Multifamily District	
<b>PUBLIC NOTIFICATION:</b> On September 27, 2011 a total of 112 letters were mailed to all property owners located within 500 feet of the subject property. As of the date of this report, no responses to the mailing have been received.	
<b>RECOMMENDED ACTION:</b> Adopt a Resolution approving Subdivision/Replat Petition 11-SD5 for the 215 and 225 Fifth Street South Preliminary and Final (Record) Plat approval in order to replat a parcel (approximately 7,500 square feet) with an existing duplex into two platted lots of approximately 3,750 square feet each, owned by Homer G. Scoville and William and Sandra Hobby and located at 215-225 5 <sup>th</sup> Street South.	
Reviewed by Department Director Robin D. Singer	Reviewed by Finance N/A
Reviewed by City Manager A. William Moss	
City Council Action:	



**NAPLES CITY COUNCIL AGENDA MEMORANDUM**

**Regular Meeting Date: December 14, 2011**

Agenda Section: Regular	Prepared By: Bob Middleton, Director Date: November 30, 2011 Department: Utilities
Agenda Item: 13	Legislative <input checked="" type="checkbox"/> Quasi-Judicial <input type="checkbox"/>
<b>SUBJECT:</b> Award Contract to Xylem, Inc. for the purchase of Flygt pumps for the Utilities Department in the annual amount of \$250,000.	
<b>SUMMARY:</b> City Council is asked to award a Contract to Xylem, Inc. to purchase Flygt pumps for the Utilities Department in an annual amount of \$250,000 for a period of three years with the option to renew for two additional one-year periods.	
<b>BACKGROUND:</b> The City currently has approximately 250 submersible pumps located throughout the wastewater collection system and Flygt pumps comprise approximately 85% of all the existing wastewater collection system pumps. Flygt pumps have demonstrated reliability and are used at the City's other high-service pump sites, including the Water Treatment Plant, submersible pump stations and the Wastewater Treatment Plant. Flygt pumps were also specified and purchased for the Golden Gate Canal pump station project to transfer water from the Golden Gate Canal to the City's wastewater treatment plant that will supplement the irrigation distribution system or stored in the ASR wells. The City's utility operation has been standardized on Flygt pumps for high-service pump requirements for over seven years. Staff is convinced that the Flygt pumps will minimize future maintenance expenses, provide for a reliable source of repair parts, and increase reliability of what will become an essential water supply for the irrigation distribution system. In February 2004 (Resolution 04-10363) and November 2006 (Resolution 06-11440), City Council approved annual contracts for the sole source purchases of Flygt submersible pumps for sewer pump stations based on their reliability, efficiency, and performance record. In addition, on May 18, 2011, City Council approved the sole source purchase of Flygt pumps for the Golden Gate Canal Intake Structure. Unlike other pumps used in the past, these pumps are manufactured in the U.S. and replacement components, when required, are available. Section 2.666 (9) of the City Code of Ordinances provides for exemptions to the competitive bid process <i>"For sole source procurements when: (b) The procurement is identical to the existing product or service to ensure consistency in results where either: inventory of parts are not cost, space, or time effective; <b>the product or service is standardized</b>; and the acquisition of an alternate product or service would require considerable time and expense to evaluate."</i>	
<b>FUNDING SOURCE:</b> Funding is allocated in the FY 2012 budget within the Water Sewer Fund - Account 420.4070.536.6040 - CIP 12X04 - Submersible Pumps - in the amount of \$100,000; and Account 420.3042.535.6040 - CIP 12M07 - WWTP Pumps - in the amount of \$150,000 for a combined total of \$250,000. Actual expenditures will depend on funds appropriated for each fiscal year.	



**NAPLES CITY COUNCIL AGENDA MEMORANDUM**

**Regular Meeting Date: December 14, 2011**

**Page Two**

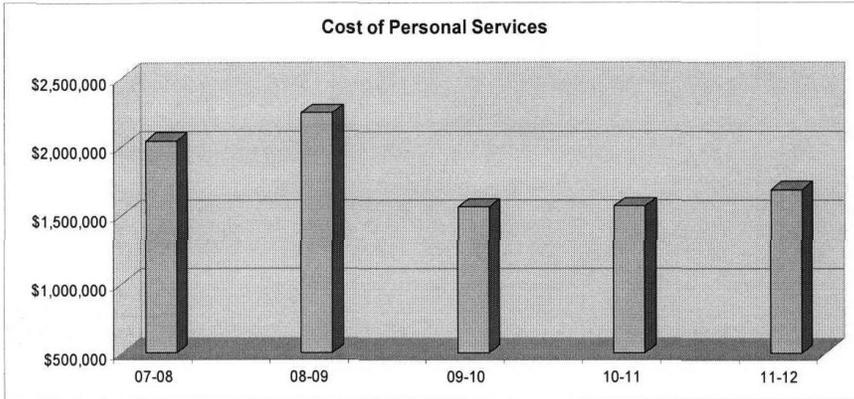
Agenda Item: 13		
<b>RECOMMENDED ACTION:</b> Award of contract to Xylem, Inc. to purchase pumps for the Utilities Department for an annual amount of \$250,000, for a period of three years with the option to renew for two additional one-year periods, and authorize the City Manager to execute the contract.		
Reviewed by Department Director Bob Middleton	Reviewed by Finance Ann Marie Ricardi	Reviewed by City Manager A. William Moss 
City Council Action:		

Excerpted text of 12/14/11 regular meeting, Item 14 / Building Department:

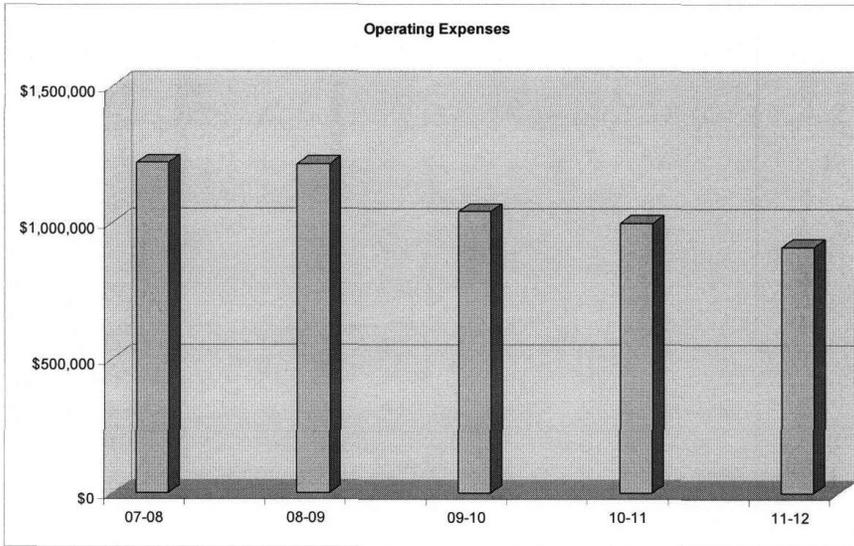
**Introduction**

The Building Department is required by statute to ensure that structures are built to and in compliance with the Florida Building Code (FBC).

**Department Overview 5 Year Budget – Personal Services**



**Department Overview 5 Year Budget – Operating Expenses**



**Department Overview 5 Year History of Personnel Staffing**

JOB TITLE	07-08 Adopted	08-09 Adopted	09-10 Adopted	10-11 Adopted	11-12 Adopted
<b>BUILDING PERMITS</b>					
Building Director/Building Official	1	1	1	1	1
Deputy Building Official	1	1	1	1	1
Traffic Engineer	0	1	0.5	0.5	0.5
Building Inspector	7	7	5	5	5
Sr. Plans Examiner	1	1	0	0	0
Plans Examiner	3	2	1	1	1
Floodplain Coordinator	1	1	1	1	1
Land Management Coordinator	1	1	1	1	1
Sr. Permit Coordinator	1	1	1	1	1
Community Development Analyst	1	1	1	1	1
Construction Site Compliance	1	1	0	0	0
Permit Technician	4	4	3	3	3
Administrative Specialist I	1	1	1	1	1
Records Clerk	2	1	0	0	0
Plans Review Engineer	1	1	1	1	1
Planner II	0	0	0	0	0.5
Building & Zoning Technician	1	1	0	0	0
	27	26	17.5	17.5	18

**Functions and Services**

- 1) Permit Intake (by law)
- 2) Plans examining and building inspections (by law)
- 3) Flood Plain Management (by law)
- 4) Stormwater & Driveway plan review and inspections (local ordinance)
- 5) Construction Site Management (local ordinance)
- 6) Land Management: Addressing and Business Licenses (by law and local ordinance)
- 7) Public Records: Scanning of Plans and Documents (by law)
- 8) Administrative Activities: Phone Inquiries (100 + per day/numerous emails daily/walk-in inquiries) and Administrative support to residents

**Functions and Services Summary**

- **Permit Intake** **\$256,769**  
**4 Employee's**  
 Intake of all permit applications, issue all permits, Certificate of Occupancy (C.O.), phone inquiry, permit fees, impact fees determination, and contractor licensing.
- **Plans Examiner** **\$108,850**  
**1 Employee**  
 Reviews plumbing, gas, mechanical, electrical, and structural building plans in compliance with FBC and local ordinances. Review fence and marine permit applications and select plans for City Zoning Compliance.
- **Building Inspections** **\$508,412**  
**5 Employee's**  
 Inspect plumbing, mechanical, electrical, and structural for compliance to FBC and local ordinances.
- **Flood Plain Coordinator** **\$89,401**  
**1-Employee**  
 Enforces local flood plain ordinances, maintains the City of Naples Community Rating System (CRS), provides numerous public records.
- **Stormwater Plan Review Engineer** **\$115,528**  
**1 Employee**

Reviews plans and performs inspections for compliance with FBC, local stormwater, and driveway ordinances. Maintains Building Departments private provider inspections, and work closely with Streets and Stormwater Department

- **Land Management Coordinator** **\$80,974**  
**1 Employee**

Maintain City address database, provide info and support to GIS department, reviews business licenses, works closely with finance, building and planning departments.

- **Building Official/Deputy Building Official** **\$306,901**  
**2 Employee's**

Manages all Building Department activities and personnel, and administrative duties. Meets with design professionals, contractors, City residents and works closely with Planning Dept. required by the state to enforce and interpret the FBC. Performs daily plan review duties and spot inspections in the field.

- **Administrative Staff** **\$146,199**  
**2 Employee's**

Provide Administrative support to department and the public.

**Additional Services Provided**

- **Planner II** **\$42,251**  
**½ Employee**
- **Traffic Engineer** **\$75,780**  
**½ Employee**

**10% Reduction and Increase in Expenditures**

- Reducing staff levels could reduce the overall budget by ten percent , however, such a reduction in staffing will reduce the level of service provided to our residents and increase plan review time and slow the construction process.
- Increase of 10% over current staffing levels would enhance the "turn-a-round" time for plan review, inspections, customer service, and help provide the additional support needed for enhanced plan review and inspection services.

**Out-Sourcing Building Department**

- Florida Statute 553.791 does provide for local government to allow private firms to perform the duties of enforcing the FBC
- The City of Bonita Springs currently does just that – however they do not enforce the Florida Fire Prevention Code. That is done by the Bonita Springs Fire District
- Bonita Residents do not have a Building Department. Services provided by a private, for profit engineering firm under contract that enforces the FBC in their city

**Current Functions and Services Out-Sourced**

Building Department has an on-going contract with a private inspection firm that provides review/inspections services on an "as-needed" basis due to extended employee(s) absence.

**Facilities – Building Department**

- One facility located at 295 Riverside Circle.
- Relocation of current facility is not anticipated. The present facility is more than adequate to allow for modest growth of the department in future years.

**Elimination of Functions / Service**

- Services provided by the Building Department are state-mandated.
- The five major goals of the City's Vision plan are supported by the Building Department

**Building Fund Reserve Trend**

Year	Balance	Add/Delete
FY 2007/08	\$5,173,346	+\$167,668
FY 2008/09	\$5,341,014	-\$667,727 reduction in staff
FY 2009/10	\$4,673,287	+\$88,531
FY 2010/11	\$4,761,818	+\$228,000
FY 2011/12	\$4,989,818	TBD

**Use of Fund Reserve**

Budget Year	Amount Authorized	Amount Used
FY 2009/10	\$175,516	None - revenue exceeded expenses
FY 2010/11	\$427,644	None - revenue exceeded expenses
FY 2011/12	\$486,611	?

**Fund Reserve Reduction Plan**

- State law requires use of building fees for plan review and inspection services.
- Recommend adding positions to improve delivery of service and to reduce Fund Balance.

**Proposed Staff Changes as a Result of Zero-Based Budgeting**

- 1) An increase of inspections per day requires the conversion of the current part-time inspector to full-time status. This will help maintain ISO rating, bring, inspection ratio in line with goals, and will add approximately \$45,000 to the annual budget
- 2) Create a full-time scanning technician. This (2 part-time, temporary positions to remain). Add \$55,000 to annual budget.
- 3) Transfer current Stormwater Plans Engineer to Streets and Stormwater Department. Building Department will continue to fund position. Fund a new Building Plans Examiner position. Add \$85,000 to annual budget.
- 4) Add Plans Processor/Permit Processor position. Add \$54,500 to annual budget.
- 5) Add Part-Time Single Family Inspector. Add \$28,000 to annual budget.

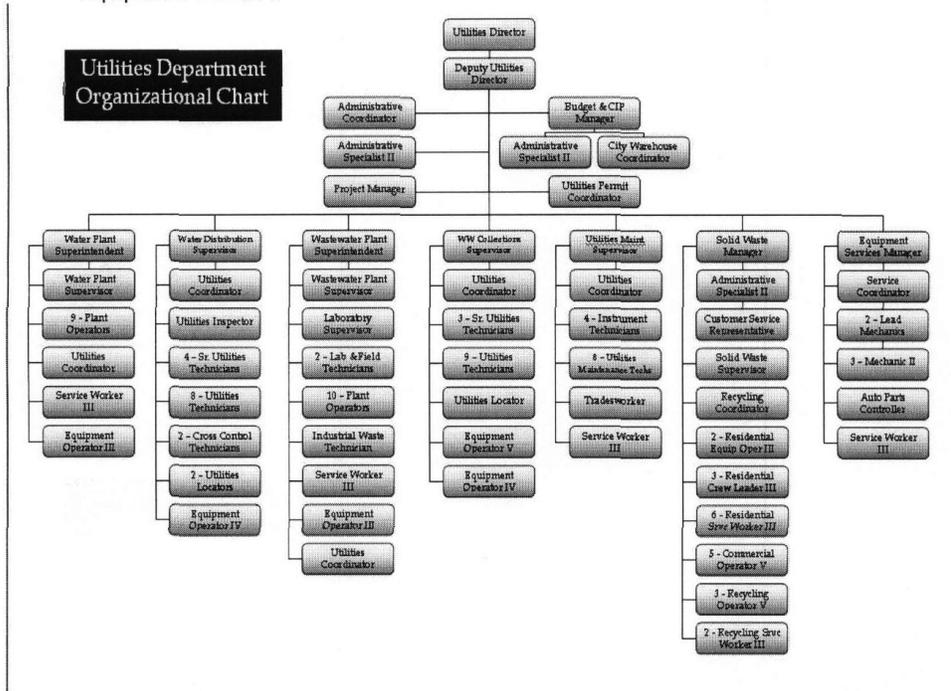
<u>Positions</u>	<u>Budget Increase</u> <u>(including Benefits)</u>
1) Part time temporary to regular Full time Inspector	2) \$45,000
2) Scanning Tech	3) \$55,000
3) Transfer Site Engineering	4) (\$80,000 transfer of funds only)
4) Plans Examiner	5) \$85,000
5) Part-time Single Family inspector	6) \$28,000
6) Plans Processor – Permit Technician	7) \$54,500
Total (12 months)	\$267,500

Note: If these changes had been implemented in FY 2010/2011, all 5 positions would have resulted in the fund reserve decreasing by \$119,500.

Excerpted text of 121411r Item 14 Solid Waste:

**City of Naples Utilities Department**

- Water Treatment Plant
- Wastewater Treatment Plant
- Water Distribution
- Wastewater Collections
- Utilities Maintenance
- **Solid Waste**
- Equipment Services



**Solid Waste Division**

- Functions of Solid Waste:
  - Administration: \$1,306,222
  - Residential Garbage Collections: \$1,161,395
  - Horticultural Debris Collections: \$590,000
  - Commercial Garbage Collections: \$2,190,657
  - Residential Recycling Collections: \$465,748
- Total Operating Expenses: \$4,051,622
- Total Personnel Budget: \$1,662,400
- Total Positions: 25.5

	ADOPTED BUDGET 07-08	ADOPTED BUDGET 08-09	ADOPTED BUDGET 09-10	ADOPTED BUDGET 10-11	ADOPTED BUDGET 11-12
<b>PERSONNEL SERVICES</b>	\$1,855,816	\$2,015,262	\$1,684,214	\$1,700,089	\$1,662,400
<b>OPERATING EXPENSES</b>	\$4,509,325	\$4,679,384	\$4,413,973	\$4,356,398	\$4,051,622
<b>TOTAL EXPENSES</b>	6,365,141	6,694,646	6,098,187	6,056,487	5,714,022

-10.2% decrease since 07-08

**Solid Waste Five Year Comparison**

JOB TITLE	07-08 Adopted	08-09 Adopted	09-10 Adopted	10-11 Adopted	11-12 Adopted
<b>ADMINISTRATION (1201)</b>					
Solid Waste Superintendent	1	1	1	1	1
Administrative Specialist II	1	1	1	1	1
Solid Waste Supervisor	0	0	1	1	1
Customer Service Representative	1	0	0	0.5	0.5
	<u>3</u>	<u>2</u>	<u>3</u>	<u>3.5</u>	<u>3.5</u>
<b>RESIDENTIAL (1222)</b>					
Solid Waste Supervisor	1	1	0	0	0
Equipment Operator III	2	2	2	2	2
Crew Leader III	3	3	3	3	3
Service Worker III	8	8	6	6	6
	<u>14</u>	<u>14</u>	<u>11</u>	<u>11</u>	<u>11</u>
<b>COMMERCIAL (1224)</b>					
Solid Waste Supervisor		1	0	0	0
Equipment Operator V	6	6	5	5	5
Service Worker III	1	1	0	0	0
	<u>8</u>	<u>8</u>	<u>5</u>	<u>5</u>	<u>5</u>
<b>RECYCLING (1225)</b>					
Equipment Operator V	2	2	2	3	3
Service Worker III	2	2	2	2	2
Recycling Coordinator	0	0	1	1	1
	<u>4</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>6</u>
<b>TOTAL</b>	<b>29</b>	<b>28</b>	<b>24</b>	<b>25.5</b>	<b>25.5</b>

- Solid Waste reduced staffing levels by 3.5 positions over the past 5 years.

**Five Year Staffing Changes**

**FY 08/09 Customer Service Representative**

- Eliminated this position as part of the first set of layoffs. A part-time position was recreated in 2010-2011 to assist with increased volume of customer service calls.

**FY 09/10 Solid Waste Supervisor (Commercial)**

- Transferred this position from the Commercial division to Administration to better account for management responsibilities.

**FY 09/10 Solid Waste Supervisor (Residential)**

- Eliminated this position as an effort to streamline operations.

**FY 09/10 Recycle Coordinator**

- Reclassified an Equipment Operator V in the Commercial division to assist with an increase level of service within the recycle program.

**FY 10/11 Equipment Operator V**

- Added this position as a result of migrating to a "single stream" recycle collections operation. This position is responsible for transporting recyclable material to the Lee County Material Recovery Facility (MRF).

**Solid Waste Function: Administration**

**(Activities supporting this function: \$65,201)**

3.5 personnel - \$293,993

- Administration of Solid Waste Contracts
  - Horticulture, roll-off, recycling disposal, compactor rentals, dumpster and cart contracts
- Manage Customer Service and Code Issues
- General Supervision for the Division
  - Payroll, accounts payable/receivable, and HTE
- Budgeting, Reporting and Compliance

**Solid Waste Function: Residential Garbage Collections**

**(Activities supporting this function: \$1,161,395)**

- Single Family Collection – approximately 6,000 homes
- Multi-Family Collection – approximately 10,000 multi-family units - \$284,750
- 11 personnel - \$636,645
  - Twice per week collections
  - Backdoor service (single family)
  - Standard, underground, and trash room service (multi-family)
  - 3 routes w/ 1 large truck and 2 small pickups per route
  - Large Item Pick Up (as scheduled)
- Waste Hauled to County Landfill - \$240,000

**Solid Waste Function: Horticulture Debris Collections**

**(Activities supporting this function: \$590,000)**

Outsourced Service - IDC Choice Environmental

- Collection - \$590,000
  - Once per week
  - No quantity limit
  - No bundling or containment required

**Solid Waste Function: Commercial Garbage Collections**

**(Activities supporting this function: \$2,190,657)**

- Collection – Approximately 525 customers and 350 condominiums - \$717,335
- 5 personnel - \$373,322
  - Seven days per week (based on customer needs)
  - Dumpsters, compactors, and 95 gallon carts
  - 3 routes
- Waste Hauled to County Landfill - \$1,100,000

**Solid Waste Function: Residential Recycling Collections**

**(Activities supporting this function: \$465,748)**

- Single Family Collection – approximately 6,000 homes
- Multi-Family Collection - approximately 10,000 multi-family units - \$107,248
- 6 personnel - \$358,500
  - Once per week
  - Single stream 65 or 35 gallon carts
  - 2 routes collected by 2 large recycle trucks
  - Once per week
  - Single stream 95 gallon carts (Condos)
- Hauled to Lee County Material Recovery Facility (MRF)

**Solid Waste Impacts of a 10% Reduction (\$570,000 in potential reductions)**

Function	Reduction	Potential Negative
Administration	Personnel	Decreased service, increased overtime, health & safety concerns, liability increased, increased response time
	Grounds maintenance	Aesthetics will decrease
Residential Garbage Collections	Preventative Maintenance	Service interruptions, equipment failure, violations, fines, increased capital expenses,
Horticulture Collections	Eliminate Service	Homeowners would be responsible for disposing debris

**Solid Waste Impacts of a 10% Increase**

- Increase level of service: Expand the recycle collection program to include hazardous material and scheduled collection of consumer electronics

**Solid Waste Potential Outsourcing & Consolidation**

- Outsourcing
  - Residential Garbage Collections
  - Commercial Garbage Collections
  - Residential Recycling Collections
- Consolidation
  - Collier County – Waste Management

**Solid Waste Existing Outsourcing**

- Horticulture
- Roll-off Container/Compactor Hauling Services

**Facilities Solid Waste Recycle Transfer Facility Site**



Excerpted text of 121411r Item 14 Technology Services:

**Technology Services**

- The mission of the Technology Services Department is to provide leadership and guidance to staff in the appropriate application of technology, and to provide an efficient and reliable infrastructure for voice and data communications to enable City officials and staff to deliver the highest level of service to the citizens of Naples.

**Five Year Comparison Department Expenses**

	ADOPTED BUDGET 07-08	ADOPTED BUDGET 08-09	ADOPTED BUDGET 09-10	ADOPTED BUDGET 10-11	ADOPTED BUDGET 11-12
Personal Services	\$990,707	\$1,027,680	\$999,071	\$1,010,009	\$1,002,653
Operating Costs	\$859,345	\$869,481	\$819,182	\$686,857	\$712,164
Total	\$1,848,052	\$1,897,161	\$1,818,253	\$1,696,866	\$1,714,817

**Five Year Comparison Staffing Levels**

DIVISION STAFFING	ADOPTED BUDGET 07-08	ADOPTED BUDGET 08-09	ADOPTED BUDGET 09-10	ADOPTED BUDGET 10-11	ADOPTED BUDGET 11-12
Application Services	2	2	2	2	2
Network Services	7	7	7	7	7
GIS	2	1	1	1	1

**Technology Services Staff**

Three Divisions – 10 Budgeted Employees

- Application Services
  - 2 Employees
- Network Services
  - 7 Employees (1 vacancy)
- Geographic Information Systems (GIS)
  - 1 Employee

**City Code Directives**

1. Data processing services for the City
2. PC networking services for the City
3. Centralized computer help desk services for the City
4. PC maintenance and replacement services for the City
5. Emergency 24/7 coverage for the E911 communications center, police mobile and wireless communications
6. Internet, Intranet, e-mail access along with web site development, maintenance and related security for the City
7. TV station content, production, broadcast and rebroadcast services for the City
8. Evaluating, testing, and purchasing of all information services related products and services
9. Creating, implementing and maintaining the City's geographic information (GIS) mapping system
10. Managing the city's telephone system including contract evaluation and negotiation, the installation of new lines, voicemail maintenance and trouble reporting to the vendor

**Application Services Division**

- IBM iSeries midrange system (2007) Integrated Enterprise Software Suite
- General Ledger, Accounts Payable, Fixed Assets, Misc. Accounts Receivable, Planning and Zoning, Payroll, Cash Receipts, Purchasing
- Inventory, Applicant Tracking, Utility Billing, Building Permits, Occupational Licensing, Code Enforcement, Land Management, Parking Tickets, Work Order System, Extended Reporting and Click2Gov for payment of:
  - Utility Bills
  - Parking Tickets
  - Business Tax Renewals(SungardPS maintenance and support = \$103,015/year)

Time Keeping Software and Time Clocks  
Document Imaging and Management System  
Custom Programming and Database Creation  
Custom Reporting (MIS)  
Help Desk Backup  
Training  
Year End Processing

**Application Services Division Personal Services**

**Provide Data Processing services for (\$195,673) the City government**

- A. Support IBM iSeries system (\$19,567)
- B. Support SungardPS Enterprise System (\$41,766)
- C. Support Questys Document Imaging System (\$9,784)
- D. Programming, (\$34,966)
- E. Custom Reporting (\$30,858)
- F. Executime Timekeeping Software & Hardware (\$6,397)
- G. Troubleshooting (\$25,212)
- H. Training City Employees (\$7,526)
- I. Provide Help Desk Backup (\$13,922)
- J. Administrative Functions (\$5,645)

**Application Services Operating Costs**

- IBM Protection Express (\$6,350)
- Software & Hardware support (\$103,015) agreements including the SungardPS Enterprise Agreement
- 2 VeriSign Security Certificates (\$1,990)

**Network Services Division**

- 7 Budgeted Positions
  - Director
  - 2 Senior Network Specialists
  - 3 Network Specialists (1 Vacant)
  - 1 TV Programming Manager
- Network Servers, PCs and Notebooks, Printers, Network Infrastructure, E-mail, 24/7 support, Telephone System, Replacement Projects, Internet/Intranet, NTV 98, Granicus, Data Protection, Help Desk, E-mail Discovery

**NTV 98 Personal Services**

**TV station content, production, (\$83,952) broadcast and rebroadcast services for the city government**

- Broadcast production (\$58,766)
- Programming and Preparation (\$12,593)
- Granicus (\$8,395)
- Troubleshooting and Support (\$4,198)

**Operating Expenses**

- Operating expenses (\$26,746)
  - Outside Services (Support/Consulting)

- Music Licensing
- Granicus
- TV Studio Replacements
- Misc Small Parts, Repairs, Replacements

**Help Desk Personal Services (\$83,952) \$80,563(4)**

- Centralized computer help desk (\$68,479) services for the City government
- Managing the City's telephone (\$12,084) system

**Help Desk Personal Services**

- A. Answer incoming calls and emails, (\$16,113) create work orders
- B. Fix computer related problems (\$16,113) remotely
- C. Phone system support (\$12,084)
- D. Administrative Functions (\$16,113)
- E. Update City website (\$12,084)
- F. Asset tracking (\$4,028)
- G. Install PCs, monitors, printers, scanners (\$4,029)

**Network Services Personal Services (\$428,779)**

- Department Director
- 2 Senior Network Specialists
- 1 Network Specialist

**Network Services Personal Services**

- PC networking services for the City (\$77,433) government
  - PC maintenance and replacement (\$88,634) services for the City government
  - Emergency 24 / 7 coverage for the (\$58,252) E911 Communications Center, police mobile and wireless communications
  - Internet, Intranet, e-mail (\$48,307) access along with web site development, Maintenance and related security for City government
  - Evaluating, testing and purchasing (\$156,153) of all information services related products and services
- A. Server administration and (\$30,812) installation
  - B. PC Desktop troubleshooting (\$45,563)
  - C. E-mail / Exchange administration (\$11,454)
  - D. Archive Vault administration (\$5,727)
  - E. Network maintenance and (\$19,358) administration
  - F. Software installation & updates (\$27,263)
  - G. Data protection (\$11,454)
  - H. Police / Fire support (\$58,252) (\$17,000)
  - I. Update City Website and NTV (\$19,672)
  - J. Install PCs, monitors, printers, (\$37,344) scanners
  - K. Backup Help Desk (\$5,727)
  - L. Researching, evaluating, and (\$156,153) purchasing all IT related products and services

**Network Services Operating Expenses**

- Software and Hardware Maintenance (\$146,519) and Support
- Printer Replacements (\$10,000)
- Network Replacements (\$25,000)
- Building Rental, Self Insurance (\$294,688) and Administration

**GIS Division**

- Personal Services - \$110,271
- Operating Expense - \$25,500
- Creating, implementing and (\$110,271) maintaining the City's geographic information (GIS) mapping system

**GIS Division Personal Services**

- A. Database/SDE Development & Maintenance (\$11,027)
- B. Web Server Development & Maintenance (\$27,568)
- C. Field GPS Unit Configuration and Asset (\$11,027) Collection
- D. Land Management Parcel & Addressing (\$11,027)
- E. Utilities Mapping (\$11,027)
- F. Police/Fire Mapping & Support (\$11,027)
- G. All other departments mapping and data (\$27,568) reporting

**Technology Services**

- 10% Reduction of Expenditures
  - \$171,500 = 2 Positions
  - 1 Position currently vacant
  - More reduction of staff would negatively impact the level of service

**Three Divisions – 10 Employees**

- Application Services
  - 2 Employees
- Network Services
  - 7 Employees (1 vacancy)
    - Director, TV Production, Help Desk, Police & Fire,

**2 SNS for Network and all City Facilities**

- Geographic Information Systems (GIS)
  - 1 Employee

- 10% Increase in Expenditures \$171,500
  - Fill Vacant GIS Specialist Position
  - Upgrade Operating Systems
  - Upgrade Office Productivity Software
  - Real Time Backup of Data to the Cloud
  - Purchase Data Archive Software

**Outsourcing/Consolidation**

- Outsource Technology Services
- Outsource all of the enterprise software system
- Implement a hosted solution for an enterprise software suite
- Outsource website design and hosting (in progress)
- Outsource printer maintenance
- Outsource e-mail hosting
- Outsource PC Help Desk
- Replace Police and Fire software by using CCSO resources
- Outsource PC replacement and repair
- Implement Virtual Servers
- Specify inexpensive PCs and Notebooks
- Investigate Virtual/Thin Clients

**Elimination of Services**

- Shut Down NTV98
- Eliminate Granicus streaming of City Council and Board meetings
- Eliminate in-house support of the SungardPS system or its replacement
- Eliminate the Help Desk