

This document is promulgated solely for the purpose of providing a brief reference to City Council action. It is not to be construed as minutes of the City Council meeting or in any way the official record of said meeting.

Annotated
Notice of Meeting and Agenda
Naples City Council
City Council Chamber, 735 Eighth Street South, Naples, Florida
Mayor: Bill Barnett
Vice Mayor: John F. Sorey, III
City Council Members:
Doug Finlay, Teresa Lee Heitmann, Gary B. Price II, Sam J. Saad III, Margaret Sulick
City Attorney: Robert D. Pritt · City Clerk: Tara A. Norman · City Manager: A. William Moss

Welcome to today's City Council meeting. If you wish to address the Council regarding an item listed on this agenda, please complete a registration form at the rear of the room and place it in the Speaker Request Box located on the Council dais prior to consideration of that item. We ask that speakers limit their comments to 3 minutes and that large groups name a spokesperson whenever possible. Thank you for your interest and participation in City government.

Regular Meeting
Wednesday, December 7, 2011
Convened 8:30 a.m. / Adjourned 4:02 p.m.

All proposed ordinances and information on other items listed below, which have been provided in advance of this meeting, may be inspected in the office of the City Clerk, City Hall, or on the City of Naples website www.naplesgov.com or call the City Clerk's Office, 213-1015. All written, audio-visual and other materials presented to the City Council in conjunction with deliberations during this meeting will become the property of the City of Naples and will be retained by the City Clerk.

1. Roll call - ***All present (Saad arrived 8:32 a.m.; Price left 4:01 p.m.).***
2. Invocation and Pledge of Allegiance – ***Reverend Michael Harper, Naples Community Hospital.***
3. Announcements – ***Mayor Barnett***
Presentation of Lester Norris' Original Framed Drawing – “Toni”
Make-A-Wish Foundation Proclamation
4. Set agenda (*add or remove items*) – ***Removing Items 6-a-2 (Open Air Farmers Market) and 6-d (right-of-way permit for valet parking) from the Consent Agenda for separate discussion / Sorey / Sulick / 7-0***

Subsequent motion to add Item 11 (Reconsideration of variance petition) / Price / Saad / 7-0.
5. Public Comment – ***F. Kain, Fun Time Early Childhood Academy, value of River Park Pool to youngsters at that facility; T. Lykos, Collier Building Industry Association/CBIA, need for additional plan review personnel in Building Department; and J. Chirgwin, request to allow candidate forum for citizens in Council Chamber during the month of January 2012.***

City Council will not recess for lunch

NOTICE

Formal action may be taken on any item discussed or added to this agenda. Any person who decides to appeal any decision made by the City Council with respect to any matter considered at this meeting (or hearing) will need a record of the proceedings and may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be heard. Any person with a disability requiring auxiliary aids and services for this meeting may call the City Clerk's Office at 213-1015 with requests at least two business days before the meeting date.

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CONSENT AGENDA

All matters taken under this section are considered routine, and action will be taken by one motion. There will be no separate discussion of these items. If discussion is desired, that item(s) will be removed from the Consent Agenda and considered separately.

**Approve Consent Agenda
(except Items 6-a-2 and 6-d)
Finlay / Sulick / 7-0**

**Community Services
Approval of Special Events**

**6-a-1) Approved with Consent Agenda
6-a-2) Approve for Current Year waiving
booth fees; petitioner to fund cost of
police presence; and defer to the
Community Services Advisory
Board/CSAB for recommendations on
booth fees / Sulick / Price / 7-0
6-a-3) Approved with Consent Agenda**

**Resolution
Community Services
Approval of the 2012 Naples Urban
Forestry Plan**

11-13002 Approved with Consent Agenda

**Utilities
Award of Contract**

**Clerk's Tracking #11-00045
Approved with Consent Agenda**

**Resolution
Streets and Stormwater
Approval of a Right-of-Way Permit**

**11-13004 / Sorey / Saad / 6-1
(Heitmann dissenting)
(Concern expressed about increased
number of signs to be used.)**

**Resolution
Streets and Stormwater
Approval of Community Development
Block Grant Agreement**

11-13003 Approved with Consent Agenda

6-a. Approve the following special events:
1. Annual Naples Daily News ½ Marathon – Gulf Coast Runners – Cambier Park – 01/15/12
2. "Open Air" Farmers Market – Third Street South Merchants Association – Third Street South from Broad Avenue South to 13th Avenue South – 01/07/12, 01/21/12, 02/04/12, 02/18/12, 03/03/12, 03/24/12, 04/07/12, and 04/21/12
3. Annual Naples Cultural Heritage Celebration – City of Naples – River Park Community Center – 02/18/12

6-b. Approve the Naples Urban Forest Plan for the year 2012 as required in Section 38-1 of the Code of Ordinances

6-c. Award a Contract to provide replacement parts for a belt press in the Wastewater Treatment Plant: \ Vendor: Komline-Sanderson Engineering Corporation, Peapack, NJ\ Cost: \$79,878 \ Funding: CIP 12M20 – Belt Press Improvement

6-d. Approve Right-of-Way Permit Application 2011-21 to Marino Parking Systems, Inc. for central valet service in the Fifth Avenue South Business District; and authorize the City Manager to execute the Right-of-Way Permit Application

6-e. Approve the Community Development Block Grant Agreement between Collier County and the City of Naples accepting grant funds in the amount of \$101,356 for parking improvements located on the south side of Fifth Avenue North between Tenth Street North and Goodlette-Frank Road; and authorize the Mayor to execute the Agreement

END OF CONSENT AGENDA

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**Resolution – Quasi-Judicial
Planning**

Variance Petition 11-V8

**Petitioner: Olde Church 811, LLC
Agent: John M. Passidomo, Esquire
Planning Advisory Board
Recommendation for Approval**

11-13005 / Sorey / Sulick / 7-0

Resolution

Community Services

**Award of Contract for construction of a
municipal swimming pool**

**11-13006 amended to reflect a cost of
\$1,616,000 / Saad / Finlay / 5-2
(Price and Heitmann dissenting)**

City Manager

Performance Review

No action taken.

City Manager

Discussion Item

Zero-Based Budgeting

**a through f are continued from the
11/14/11 Workshop**

**Presentations from City Clerk, Finance,
Planning and Human Resources; other
departments continued to 12/12/11
workshop**

Added Item

Requested by Council Member Saad

**Motion to reconsider at regular meeting
of 01/18/12 / Saad / Barnett / 6-1
(Price dissenting)**

7. Public Hearing to consider a Resolution determining Variance Petition 11-V8 to allow a restaurant to occupy a building (approximately 4,625 square feet) and to allow approximately 1,500 square feet of outdoor dining on the property with 22 parking spaces where 52 parking spaces are required, said property owned by Olde Church 811, LLC, located at 811 Seventh Avenue South

8. Consider awarding an Agreement for Professional Services / Construction Manager at Risk for construction of a municipal swimming pool at 451 11th Street North and authorizing the City Manager to execute the Agreement: \ Vendor: Manhattan Construction (Florida), Inc., Naples, FL \ Cost: \$1,500,000 \ Funding: CIP 12G03 – River Park Aquatic Facility

9. Annual City Manager performance review

10. 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

- a. City Clerk's Department
- b. Finance Department
- c. Planning Department
- d. Human Resources Department
- e. Streets and Stormwater Department
- f. Building Department
- g. Solid Waste Division

11. Determine whether Council will reconsider Variance Petition 11-V7.

**Consensus to conduct a Council discussion
after the February election with regard to
issues raised in conjunction with this petition.**

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Public Comment – None.

Correspondence and Communications – Request for Collier County Coastal Advisory Committee presentation with regard to beach renourishment issues pertinent to the City (Finlay); pension update on grade recently disseminated by Collins Institute which is deemed to be inaccurate and praise to efforts of Council and employees during difficult economic times (Price); Fifth Avenue South Business Improvement District (FASBID) achievement of 501(c)3 designation and praise for promotional activities on Fifth Avenue South and Christmas parade (Sulick); appreciation to staff and citizens with regard to Christmas parade and safety concerns at crosswalk at Fifth Avenue South and Third Street (consensus for staff to re-examine the issue) and provision of Florida League of Cities resolutions for upcoming legislative session and future Council action requested (Heitmann); and possibility of changing state attitude on beach renourishment, Council denied request for town hall candidate forum in Council Chamber, building permit process with regard to design stages and FEMA (Federal Emergency Management Agency) floodplain regulations, and appreciation for selection of him as Mayor-elect (Sorey); need for discussion of City Clerk recruitment (Barnett and Norman).

Adjourn – 4:02 p.m.

Order of Consideration: 1, 2, 3, 4, 5, 6-a-1, 6-b, 6-c, 6-e, 6-a-2, 6-d, 7, 8, 9, 11, Public Comment, Correspondence and Communications, and 10.