



# City of Naples

City Council Chamber  
735 Eighth Street South  
Naples, Florida 34102

## City Council Regular Meeting – June 13, 2012 – 8:29 a.m.

Mayor Sorey called the meeting to order and presided.

### ROLL CALL..... ITEM 1

**Present:**

John F. Sorey III, Mayor  
Gary Price II, Vice Mayor

**Council Members:**

Bill Barnett (left 1:00 p.m.)  
Douglas Finlay  
Teresa Heitmann (arrived 8:30 a.m.)  
Samuel Saad III  
Margaret Sulick

**Also Present:**

A. William Moss, City Manager  
Robert D. Pritt, City Attorney  
Roger Reinke, Assistant City Manager  
Vicki Smith, Deputy City Clerk  
Gregg Strakaluse, Streets & Stormwater Director  
David Lykins, Community Services Director  
Erica Goodwin, Planner  
Robin Singer, Planning Director  
George Archibald, Traffic Engineer  
Christa Carrera, Floodplain Coordinator  
Michael Bauer, Natural Resources Manager  
Joe Boscaglia, Parks & Parkways Superintendent  
John Dunnuck, Purchasing Manager  
Bob Middleton, Utilities Director  
Bradley Bennett, Senior Utilities Technician  
Denise Perez, Human Resources Director  
Stephen Weeks, Technology Services Director  
Beth Preday

Fishel Zaklos  
Kathleen Passidomo  
Matthew Kragh  
Guy Lindberg  
Sue Smith  
Carla Dean  
Peter Thomas  
Andrea Clark Brown  
Kevin Lilly  
Henry Kennedy  
William Kelly  
John Passidomo  
Michael Andrew  
Earl Hodges  
Thelma Hodges

**Media:**

Kristine Gill, Naples Daily News  
Other interested citizens and visitors

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

Rabbi Fishel Zaklos, Chabad Jewish Center of Naples.

### ANNOUNCEMENTS..... ITEM 3

(8:31 a.m.) Mayor Sorey read a proclamation designating July as Bladder Cancer Month and later during that meeting, he read another indicating August as Earl and Thelma Hodges Month.

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

**MOTION by Price to SET THE AGENDA removing Item 6-b-1 (Lipdub) and Item 6-c (Crayton Cove wayfinding signage) from the Consent Agenda for separate discussion. This motion was seconded by Barnett and**

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

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

(8:41 a.m.) **Kevin Lilly, 2270 Harbor Road**, introduced himself as a candidate for Collier County Property Appraiser in the upcoming election. **Sue Smith, 11th Avenue South**, expressed concern with the practice of Council's summer recess, as well as disrespecting one another and the public speakers during meetings.

**CONSENT AGENDA**

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

May 2, 2012 Regular; as submitted.

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

- 1) Removed from Consent Agenda for separate discussion (see below).
- 2) Art in the Park – Naples Art Association - Park Street – 11/03/12, 12/01/12, 02/02/13, 03/02/13 and 04/06/13.
- 3) Naples Fall Fine Art & Craft Festival – Naples Art Association and Greater Naples Chamber of Commerce – Fifth Avenue South and Park Street – 01/05/13 and 01/06/13.
- 4) Downtown Naples New Year's Art Fair Naples Art Association and Greater Naples Chamber of Commerce – Fifth Avenue South and Park Street – 01/05/13 and 01/06/13.
- 5) Naples National Art Festival – Naples Art Association - Eighth Street South and Cambier Park – 02/23/13 and 02/24/13.
- 6) 24<sup>th</sup> Annual Downtown Naples Festival of Arts – Naples Art Association and Greater Naples Chamber of Commerce - Fifth Avenue South – 03/23/13 and 03/24/13.
- 7) Evening on Fifth & Sidewalk Sales – Fifth Avenue South Business Improvement District (FASBID) - Fifth Avenue South – 06/14/12, 07/04/12, 07/12/12 and 08/09/12.
- 8) Youth Sailing Regatta – Naples Community Sailing Center - Lowdermilk Park & Beach – 11/10/12 and 11/11/12.
- 9) Removed from Consent Agenda for separate discussion (see below).

**MOTION by Saad to APPROVE CONSENT AGENDA except Items 6-b-1 and 6-c; seconded by Barnett and unanimously carried, all members present and voting (Barnett-yes, Finlay-yes, Heitmann-yes, Price-yes, Saad-yes, Sulick-yes, Sorey-yes).**

**END CONSENT AGENDA**

**LIPDUB SPECIAL EVENT ..... ITEM 6-b-1**

**LIPDUB – COMMUNITY MUSIC VIDEO – NAPLES PIER – 13<sup>TH</sup> AVENUE SOUTH AND THIRD STREET SOUTH – 10/28/12.** (8:46 a.m.) Council Member Saad explained that he had removed this item to increase the awareness of the event, stating that he fully supported the item.

**Public Comment:** (8:46 a.m.) None.

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

**CRAYTON COVE WAYFINDING SIGNAGE ..... ITEM 6-c**

**CONSIDER APPROVING STAFF'S RECOMMENDATION TO MODIFY EIGHT EXISTING WAYFINDING SIGNS TO INCLUDE CRAYTON COVE AS A DESTINATION POINT.** (8:46 a.m.)

City Manager William Moss explained that staff had requested separate discussion of the item because of interest from other business districts in the same type of wayfinding signage. The Crayton Cove request was briefly reviewed by Streets & Stormwater Director Gregg Strakaluse as contained in his agenda memorandum (Attachment 1), stressing that modifying the eight existing signs would cost \$650 while replacing them involves \$4,500 and a budget amendment; staff recommends the modification, he said. Mayor Sorey expressed support for

the staff recommendation, and suggested contacting all stakeholders with respect to additional signage in other areas such as Fifth Avenue South that would include directions to the nearby beach.

**Public Comment:** (8:50 a.m.) **Beth Preday, representing Discover Crayton Cove**, agreed with Mayor Sorey’s recommendation as a short term solution for directing visitors to that area, there currently being no signage of any kind. **Sue Smith, 11th Avenue South**, urged that other items be budgeted which she said she considers more important, such as a safety inspector for sidewalks, police dogs, and special equipment for firefighters.

Discussion followed during which Council recommended that the language to be added to existing signs reflect only an arrow and the words Crayton Cove in the same font as currently in use. Additionally, a City-wide signage plan, focusing on all commercial districts and U.S. 41, should be researched with staff returning with recommendations.

**MOTION by Sulick to APPROVE THIS ITEM as submitted; seconded by Barnett and carried 6-0 (Barnett-yes, Finlay-absent, Heitmann-yes, Price-yes, Saad-yes, Sulick-yes, Sorey-yes).**

**It is noted for the record that Council Member Finlay was not present for the above vote.**

***Consensus that a workshop discussion be scheduled following summer recess with City-wide signage recommendations to be provided by staff.***

**RESOLUTION 12-13134 ..... ITEM 7**  
**A RESOLUTION APPROVING A FINAL (RECORD) PLAT FOR LUSSO, A REPLAT OF LOTS 1-7 OF THE PIENZA II SUBDIVISION (CONTAINING APPROXIMATELY 77,540 SQUARE FEET), CREATING 5 SEPARATE LOTS LOCATED AT 4882 WEST BOULEVARD COURT, OWNED BY EVERBANK, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.** Title read by City Attorney Robert Pritt (9:02 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 ex parte disclosures to the effect that none had had contact and Vice Mayor Price had visited the site. Architect Matthew Kragh, agent for the petitioner, briefly reviewed the request, noting that nothing had been amended since the preliminary plat approval.

City Attorney Pritt received confirmation that Everbank no longer owned the subject property and therefore recommended the resolution be amended as reflected in the motion below.

**Public Comment:** (9:05 a.m.) None.

**MOTION by Saad to APPROVE RESOLUTION 12-13134 amending as follows: Title: “...OWNED BY WBC PARTNERS, LLC ~~EVERBANK~~...” ; and second Whereas clause: “~~Everbank and~~ WBC Partners...”. This motion was seconded by Price and unanimously carried, all members present and voting (Barnett-yes, Finlay-yes, Heitmann-yes, Price-yes, Saad-yes, Sulick-yes, Sorey-yes).**

**RESOLUTION (Continued – see motion below) ..... ITEM 8**  
**A RESOLUTION DETERMINING SITE PLAN WITH DEVIATIONS PETITION 12-SPD3 TO ALLOW A RESIDENTIAL ADDITION TO AN EXISTING OFFICE AND ART GALLERY TO INCLUDE DEVIATIONS FROM THE PARKING REQUIREMENTS, LOT COVERAGE REQUIREMENTS AND REAR YARD SETBACK REQUIREMENTS AND CONDITIONAL USE APPROVAL OF A RESIDENTIAL USE IN THE C1-A COMMERCIAL CORE DISTRICT FOR PROPERTY OWNED BY ANDREA CLARK BROWN, LOCATED AT 340 EIGHTH STREET SOUTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.** Title read by City Attorney Robert Pritt (9:05 a.m.). This being a quasi-judicial proceeding, Notary Public Vicki Smith administered an oath to those intending to offer testimony; all

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responded in the affirmative. City Council Members then made the following ex parte disclosures: all had either visited or were familiar with the site, received e-mails regarding the item and Mayor Sorey indicated that he had spoken with a neighboring property owner and the petitioner. Petitioner Andrea Clark Brown then utilized an electronic presentation to explain the numerous deviations requested for the proposed living space above her place of business (a printed copy of which is contained in the file for this meeting in the City Clerk's Office). Council Member Barnett commended Ms. Brown for her many contributions to the community and acknowledged his support of the project.

Mayor Sorey expressed his concern with the number of deviations requested. He further disclosed a conversation he had had with a neighbor (Jerry DeGennaro) who had initially sent a letter of support of the residential concept of the proposal; the discussion resulted in Mr. DeGennaro also questioning the numerous deviations, he added. (A copy of the letter is contained in the file for this meeting in the City Clerk's Office.)

Planner Erica Goodwin reviewed the above request as reflected in her agenda memorandum (Attachment 2), noting that although staff recommended approval, the Planning Advisory Board (PAB) had not agreed. She also referenced the two letters received in support of the project which were entered into the record (DeGennaro and Mark Silverio, both of which are contained in the file for this meeting in the City Clerk's Office). Ms. Goodwin then explained that conditional use approval is necessary for residential use in the C1-A Residential Core District (zoning); the property does have a Downtown Mixed Use designation in the City's Comprehensive Plan; and this had weighed heavily in staff's recommendation for approval, she said.

Ms. Goodwin confirmed for Council Member Finlay that there is no prohibition of leasing the living space to someone other than the owner of the property in the future, following which a brief discussion of parking ensued in which she noted that existing parking had in fact been approved at some point in the past although tandem parking is not allowed for public parking spaces.

After receiving confirmation that the process before Council follows the requirements of the Code, Vice Mayor Price indicated that he could not support the item due to the number of requests and the intensity of use that the project would create. The C1-A zoning is an appropriate buffer between commercial and residential, he concluded.

**Public Comment:** (9:29 a.m.) None.

Ms. Brown then clarified that existing non-conformities were inherited at the time she purchased the property and disagreed that the project would intensify use. Over the past 13 years of ownership, the existing parking spaces have never been fully utilized she added, predicting that should someone else purchase the site in the future, the structure would likely be demolished due to the development of surrounding properties by that time. The proposed unit would never be rented, she stated, explaining that should she decide to no longer live above her gallery, connections would be opened and the gallery simply enlarged.

Council Member Barnett then proffered a motion for approval which Council Member Saad seconded. Mr. Saad explained that the project adheres to the vision for the Fifth Avenue South area and that it was unfortunate that zoning issues had created multiple deviations

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Following a brief discussion of the deviations, various Council Members expressed concern with the possible future use of the property; Ms. Goodwin reiterated that parking requirements would have to be met regardless of the use.

**MOTION by Barnett to APPROVE THIS RESOLUTION as submitted; seconded by Saad and FAILED 2-5, all members present and voting (Price-no, Barnett-yes, Sulick-no, Saad-yes, Finlay-no, Heitmann-no, Sorey-no).**

Vice Mayor Price proffered a motion to deny based upon the deviations requested, which Council Member Sulick seconded; Ms. Brown however questioned whether she could request a continuance. The motion and second were then withdrawn and the motion below was proffered.

**MOTION by Price to CONTINUE THIS RESOLUTION; seconded by Barnett and carried 6-1, all members present and voting (Barnett-yes, Finlay-yes, Heitmann-no, Price-yes, Saad-yes, Sulick-yes, Sorey-yes).**

(9:44 a.m.) It is noted for the record that the Earl and Thelma Hodges Month proclamation was read at this time (see Item 3 above).

Recess: (9:53 a.m. to 10:03 a.m. It is noted for the record that the same Council Members were present when the meeting reconvened. Items 9 and 10 were then read and considered concurrently.

**RESOLUTION 12-13135 ..... ITEM 9  
A RESOLUTION DETERMINING EASEMENT VACATION PETITION 12-EV1 TO VACATE A PORTION OF THE PLATTED 10 FOOT WIDE PUBLIC UTILITY EASEMENT DESCRIBED IN THE PLAT OF OASIS ON THE GULF SUBDIVISION, LOCATED 150 FEET WEST OF GULF SHORE BOULEVARD SOUTH ON THE NORTH SIDE OF 16<sup>TH</sup> AVENUE SOUTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.**

**RESOLUTION 12-13136 ..... ITEM 10  
A RESOLUTION DETERMINING EASEMENT VACATION PETITION 12-EV2 TO VACATE A PORTION OF THE PLATTED 10 FOOT WIDE PUBLIC UTILITY EASEMENT DESCRIBED IN THE PLAT OF OASIS ON THE GULF SUBDIVISION, LOCATED 150 FEET WEST OF GULF SHORE BOULEVARD SOUTH ON THE SOUTH SIDE OF 15<sup>TH</sup> AVENUE SOUTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.** Titles read by City Attorney Robert Pritt (10:03 a.m.). He then advised that the legal description in the resolution for Item 10 must be amended to reflect that contained in the petition application.

Attorney John Passidomo, agent for the petitioner, briefly reviewed the two easement vacations within the Oasis on the Gulf subdivision, noting that a letter of no objection was needed from one affected property owner for Item 10. The resolution reflects this as a condition of approval to which the petitioner agrees.

Planner Erica Goodwin then noted that staff recommended approval of both vacations and that verification had been received that no public utilities are contained within either.

**Public Comment:** (10:12 a.m.) **Sue Smith, 11th Avenue South**, questioned certain input by the City Attorney and the rationale for bringing forward the petition without the letter of no objection.

**MOTION by Saad to APPROVE RESOLUTION 12-13135 as submitted; seconded by Barnett and unanimously carried, all members present and voting (Barnett-yes, Finlay-yes, Heitmann-yes, Price-yes, Saad-yes, Sulick-yes, Sorey-yes).**

**MOTION by Saad to APPROVE RESOLUTION 12-13136 amended to reflect legal description as contained in petition application; seconded by Price and unanimously carried, all members present and voting (Barnett-yes, Finlay-yes, Heitmann-yes, Price-yes, Saad-yes, Sulick-yes, Sorey-yes).**

**RESOLUTION 12-13137 ..... ITEM 11**  
**A RESOLUTION DETERMINING RIGHT-OF-WAY PERMIT APPLICATION 2012-114 FOR THE INSTALLATION AND MAINTENANCE OF BRICK PAVERS FOR "HARDSCAPE" PARKING AT A PRIVATE RESIDENCE IN THE PUBLIC RIGHT-OF-WAY AT 530 1ST AVENUE NORTH; AUTHORIZING THE CITY MANAGER TO APPROVE THE APPLICATION; AND PROVIDING AN EFFECTIVE DATE.** Title read by City Attorney Robert Pritt (10:15 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: Barnett, Finlay and Price/familiar with the site but no contact; and Sorey, Sulick, Saad and Heitmann/visited the site but no contact.

Petitioner Greg Lindberg explained that he had recently completed construction of a new home and had installed brick pavers for hardscape parking in the front. The design had been configured to accommodate the narrow width of the lot and the desire to limit hardscape while retaining the existing large mahogany tree. The plan had also been based upon observations made while travelling around the City observing other similar lot situations, he said, advising Mayor Sorey that turf blocks had not been considered due to their appearance at the locales where they had been used. Mr. Sorey explained that once the turf block begins to thrive, if properly maintained it takes on the appearance of grass and not hardscape; without the use of turf block he could not support the request, he added.

Traffic Engineer George Archibald reviewed the request, noting that staff recommended approval as the homeowner had been unaware of the requirements for utilizing public rights-of-way. He also reviewed alternatives as contained in his agenda memorandum (Attachment 3), following which he assured Council that measures had been taken to retain stormwater on site.

Mr. Archibald clarified for Council that a planned five-foot sidewalk had been widened for parking. The number of brick pavers in the right-of-way, noted upon staff's final inspection for the home's Certificate of Occupancy (CO), necessitated the item coming to Council for approval. Two similar projects have been approved by Council, he added, one involving turf blocks and the other utilizing pervious pavers. The petitioner reiterated that he had observed similar layouts around the City and did not realize any violations would result from the installation. Council Member Finlay maintained that the contractor who performed the installation should have been aware of the Code. Mayor Sorey recommended that a letter be sent to the petitioner's architect, building contractor and landscaping contractor detailing the violations under discussion. Mr. Archibald clarified that the building contractor had not been involved in the widening of the sidewalk, only the landscape architect and landscape contractor.

**Public Comment:** (10:32 a.m.) **William Kelly, PO Box 2584**, indicated that he lives very close to the subject site and cautioned against approval to avoid setting a precedent. He added that the area in question is subject to flooding, and runoff from the pavers must be mitigated.

**MOTION by Sorey to DENY RESOLUTION 12-13137 based upon request not consistent with vision of the City; seconded by Price and carried 4-3, all members present and voting (Saad-yes, Sulick-no, Heitmann-yes, Finlay-no, Price-yes, Barnett-no, Sorey-yes).**

**RESOLUTION 12-13138 ..... ITEM 13**

**A RESOLUTION ADOPTING AN ANNUAL SPECIAL ASSESSMENT ROLL FOR FISCAL YEAR 2012-13 FOR THE FIFTH AVENUE SOUTH BUSINESS IMPROVEMENT DISTRICT; PROVIDING THAT ASSESSMENTS CONSTITUTE A LIEN ON ASSESSED PROPERTY UPON ADOPTION OF THE ASSESSMENT ROLL; DIRECTING THE CITY CLERK TO RECORD THE ASSESSMENT ROLL; AND PROVIDING AN EFFECTIVE DATE.** Title read by City Attorney Robert Pritt (10:38 a.m.).

**Public Comment:** (10:38 a.m.) **Sue Smith, 11th Avenue South**, noting her ownership of property on Fifth Avenue South, maintained her opposition to the Fifth Avenue South Business Improvement District (FASBID) and the assessment.

In response to Council Member Heitmann, City Manager William Moss confirmed that the assessment rate remains unchanged from the prior two years.

***MOTION by Saad to APPROVE RESOLUTION 12-13138 as submitted; seconded by Barnett and unanimously carried, all members present and voting (Barnett-yes, Finlay-yes, Heitmann-yes, Price-yes, Saad-yes, Sulick-yes, Sorey-yes).***

**ORDINANCE 12-13139 ..... ITEM 14**

**AN ORDINANCE RELATING TO FLOODPLAIN MANAGEMENT; AMENDING CHAPTER 16-82 VARIANCES TO FLOODPLAIN MANAGEMENT REGULATIONS; AMENDING CHAPTER 16-112 FLORIDA BUILDING CODE ADOPTED; AMENDMENTS; AMENDING CHAPTER 16, ARTICLE IV OF THE FLOOD DAMAGE PREVENTION ORDINANCE OF THE CODE OF ORDINANCES, CITY OF NAPLES, FLORIDA FOR THE PURPOSE OF DESIGNATING A FLOODPLAIN ADMINISTRATOR, ADOPTING PROCEDURES AND CRITERIA FOR DEVELOPMENT IN FLOOD HAZARD AREAS, AND FOR OTHER PURPOSES; AND ADOPTING LOCAL ADMINISTRATIVE AMENDMENTS TO THE FLORIDA BUILDING CODE; PROVIDING A SEVERABILITY CLAUSE, A REPEALER PROVISION AND AN EFFECTIVE DATE.** Title read by City Attorney Robert Pritt (10:42 a.m.).

**Public Comment:** (10:44 a.m.) **Sue Smith, 11th Avenue South**, questioned the timing of this item, saying that something of such importance to the residents should have been addressed much sooner in the meeting cycle in her opinion. Mayor Sorey explained that the floodplain maps have been a topic of discussion for many years and that a lengthy discussion had occurred during the first reading of this ordinance. Once approved by the Federal Emergency Management Agency (FEMA), staff received the state’s model on April 24 for removing flood provisions from the Code as they are now contained in the Florida Building Code (FBC); the FBC supersedes local legislation, Floodplain Coordinator Christa Carrera explained. The actual floodplain maps received final local approval by Council on March 8, she said. Vice Mayor Price added that the timeline appears compressed because it is; the ordinance must be adopted by August 14 and therefore prior to Council’s summer recess. The public needs to be made aware of these facts as they are known, Mrs. Smith cautioned, adding that she believes storm preparedness information is needed by the community also.

***MOTION by Saad to ADOPT ORDINANCE 12-13139 as submitted; seconded by Barnett and unanimously carried, all members present and voting (Barnett-yes, Finlay-yes, Heitmann-yes, Price-yes, Saad-yes, Sulick-yes, Sorey-yes).***

Council then thanked staff for the many years of effort in finalizing the amended floodplain maps and its communication with the public during that time.

**RESOLUTION 12-13140 ..... ITEM 16**

**A RESOLUTION AMENDING THE FISCAL YEAR 2011-12 BUDGET ADOPTED BY ORDINANCE 11-12953 TO APPROPRIATE FUNDS FROM THE EAST NAPLES BAY FUND**

**BALANCE TO PAY ADDITIONAL COSTS RELATED TO CONSTRUCTION MANAGEMENT OVERSIGHT FOR THE EAST NAPLES BAY DREDGING PROJECT; AND PROVIDING AN EFFECTIVE DATE.** Title read by City Attorney Robert Pritt (10:53 a.m.). City Manager William Moss explained that the East Naples Bay dredging project had experienced delays due to the greater than expected amount of rock encountered. It is believed that construction management is in fact necessary for the project, he stressed, requesting approval of the budget amendment.

**Public Comment:** (10:54 a.m.) None.

***MOTION by Sulick to APPROVE RESOLUTION 12-13140 as submitted; seconded by Finlay and unanimously carried, all members present and voting (Barnett-yes, Finlay-yes, Heitmann-yes, Price-yes, Saad-yes, Sulick-yes, Sorey-yes).***

**RESOLUTION 12-13141 ..... ITEM 17**  
**A RESOLUTION AMENDING THE FISCAL YEAR 2011-12 BUDGET ADOPTED BY ORDINANCE 11-12953 BY APPROPRIATING FUNDS FROM THE GENERAL FUND CONTINGENCY TO INCREASE LEGAL AND PROFESSIONAL SERVICES RELATED TO THE INTERNATIONAL ASSOCIATION OF FIREFIGHTERS (IAFF) COLLECTIVE BARGAINING / IMPASSE PROCEEDINGS; AND PROVIDING AN EFFECTIVE DATE.** Title read by City Attorney Robert Pritt (10:54 a.m.). City Manager William Moss provided a brief overview of the request explaining that the additional \$75,000 would be needed to complete the collective bargaining impasse proceedings with the International Association of Firefighters (IAFF).

**Public Comment:** (10:56 a.m.) **Henry Kennedy, Naples,** urged that the hours billed by the attorneys and their work product be monitored. Mr. Moss explained that an impasse had not been anticipated and additional actuarial review of an alternate pension plan had been necessary during the collective bargaining process. Assistant City Manager Roger Reinke added that due to the pension reform resulting from the expenditure of funds thus far, the City is realizing lowered unfunded liability in the police and general pension plans of approximately \$9-million; projected savings of an additional \$112-million over the coming 30 years is also anticipated, he added. The impasse proceedings involve an approximate \$50-million in savings to the City over that same 30-year period and it is hoped that the entire \$75,000 requested will not be needed, he concluded.

***MOTION by Sulick to APPROVE RESOLUTION 12-13141 as submitted; seconded by Saad and unanimously carried, all members present and voting (Barnett-yes, Finlay-yes, Heitmann-yes, Price-yes, Saad-yes, Sulick-yes, Sorey-yes).***

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**It is noted for the record that Items 18-a and 18-b were considered concurrently.**

**(Continued / see motion below)..... ITEM 18-a**  
**AWARDING A CONTRACT TO DESIGN AND ENGINEER A REPLACEMENT HEATING, VENTILATION AND COOLING SYSTEM FOR CITY HALL: \ VENDOR: MATERN PROFESSIONAL ENGINEERING, INC., MAITLAND, FLORIDA \ COST: \$110,605 \ FUNDING: GENERAL FUND CONTINGENCY – DESIGN AND ENGINEERING OF HVAC SYSTEM.**

**RESOLUTION (Continued / see motion below)..... ITEM 18-b**  
**A RESOLUTION AMENDING THE FISCAL YEAR 2011-12 BUDGET ADOPTED BY ORDINANCE 11-12953 APPROPRIATING \$110,605 FROM GENERAL FUND CONTINGENCY TO DESIGN AND ENGINEER A REPLACEMENT HEATING, VENTILATION AND COOLING SYSTEM FOR CITY HALL, 735 EIGHTH STREET SOUTH; AND PROVIDING AN EFFECTIVE DATE.** Titles read by City Attorney Robert Pritt (11:04 a.m.). Community Services Director David Lykins briefly explained the request was due to the age of the City Hall building and its HVAC unit. The unit, he noted, is the original and it has become increasingly



difficult obtaining replacement parts. The proposal is to retain an engineer to evaluate the system for retrofitting in order to achieve consistent temperatures throughout the structure and meet current efficiency standards. The final cost remains unknown until the engineering review is completed although the current estimate is \$500,000 for construction. City Manager William Moss then pointed out that the item had been scheduled prior to that week's Capital Improvement Plan (CIP) workshop discussion in which direction had been given to determine the life expectancy of the building for presentation to Council following summer recess. Mayor Sorey recommended that the item be continued to follow that presentation.

Mr. Moss also assured Council Member Heitmann that there exists no plan to relocate City Hall and Mayor Sorey added that an asset history for the entire organization is needed. Mr. Moss further clarified for Vice Mayor Price that much of the issue is that the interior of City Hall has been modified many times over its 35-year history which contributes to the system's difficulty in properly cooling the building at all times throughout the day. The key issue is maintaining its operation into the future, he said, and Mr. Price stated that the life expectancy of the building must be identified prior to committing to such expenditure.

Council Member Finlay characterized the cost of the contract under discussion as quite expensive. Mr. Moss noted that the Consultants Competitive Negotiation Act (CCNA) applies to the contract and therefore competing prices cannot be obtained; initial decision-making is based upon qualifications of the firm. Purchasing Manager John Dunnuck listed the following issues to be addressed by the engineer:

- No accurate as-built plans;
- Aging building with units on the roof;
- Interior walls have been moved numerous times;
- Various heat sources;
- Energy issues with 35 year-old glass exterior walls facing east and west; and
- Testing of system throughout the installation process with proper maintenance protocols provided to staff.

Council Member Sulick stated that as the unit is 35 years old, her concern is that it may fail over the summer months; she added that the potential energy savings with a new system should also be factored.

**Public Comment:** (11:24 a.m.) **Henry Kennedy, Naples**, stated that as a former construction contractor, the cost for the engineering review is much too high, especially for an HVAC system. The existing unit should be removed and replaced by an air conditioning company experienced in designing systems; the entire process would likely be completed within 30 days. City Manager Moss explained that that option was not feasible because structural issues exist with the building and the retrofit must be performed correctly.

**MOTION by Saad to CONTINUE THESE ITEMS to allow analysis of City Hall structural integrity; seconded by Barnett and carried 5-2, all members present and voting (Barnett-yes, Finlay-no, Heitmann-no, Price-yes, Saad-yes, Sulick-yes, Sorey-yes).**

**CLERK'S TRACKING #12-00031 ..... ITEM 19  
AWARDING A CONTRACT FOR THE PLANTING AND MAINTENANCE OF TREES IN CITY RIGHTS-OF-WAY AS AN ELEMENT OF THE ANNUAL TREE FILL-IN PROGRAM: \ VENDOR: SUPERIOR LANDSCAPING & LAWN SERVICE, INC., MIAMI, FLORIDA \ COST: \$277,918.12 \ FUNDING: \$127,918.12 (\$100,000 FOR FY2012) ACCOUNT #340-0913-572-6030 AND \$150,000 CIP FY2013 BUDGET – PLANTING AND MAINTENANCE OF HARDWOOD AND PALM TREES. (11:35 a.m.) Community Services Director David Lykins**

introduced the item, explaining that the 187 trees would be the same diameter as those purchased the previous year. He however reiterated comments from that week’s workshop to the effect that the cost of trees had doubled due to the economic downturn causing many providers to close their businesses. The contract is for two years, an additional \$150,000 has been proposed for the next year’s Capital Improvement Plan (CIP) budget for this line item, he added.

Parks & Parkways Superintendent Joe Boscaglia explained further that the price reflects the level of service expected, including the specifications for the trees and a demanding watering schedule. In addition, he noted that the staff monitors the warranty and replacement of the trees very closely.

**Public Comment:** (11:39 a.m.) None.

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

**GRANICUS SOFTWARE UPGRADE ..... ITEM 20  
APPROVING AN UPGRADE TO THE CURRENT GRANICUS VIDEO ENCODING FOR  
STREAMING TO MOBILE DEVICES AND APPROVE IMPLEMENTATION OF THE  
GRANICUS MEETING EFFICIENCY SUITE TO STREAMLINE MINUTES MORE  
EFFECTIVELY IN ACCORDANCE WITH THE ATTACHED PROPOSAL. (11:40 a.m.)**

Assistant City Manager Roger Reinke utilized an electronic presentation to review the proposal as reflected in the agenda memorandum by City Clerk Patricia Rambosk (a printed copy of the presentation is contained in the file for this meeting in the City Clerk’s Office / agenda memorandum is appended hereto as Attachment 4).

Council Member Heitmann questioned the need for the upgrades and Mr. Reinke stated that the software currently utilized for drafting meeting minutes is not supported by Windows 7 operating system, which is provided on new computers being purchased in the fall; Granicus will integrate with Windows 7 as well as make the minute drafting process more efficient. Additionally, Granicus allows automatic conversion of documents from Microsoft Word to PDF files which can then be inserted into the agenda, saving staff time and making them more readily available to the public on-line. City Manager William Moss added that the City’s video site ranks as one of the most viewed among Granicus customers. Mrs. Heitmann maintained her opinion that a workshop discussion should have occurred prior to the current request before Council, especially with regard to the storage of these videos in a virtual cloud environment. Mr. Reinke stated that the intent, should the item be approved, is to implement the upgrade over the summer and Technology Services Director Stephen Weeks reported that the Granicus data will be stored locally as well.

**Public Comment:** (12:11 a.m.) **Henry Kennedy, Naples**, stated that he had researched the North Port website, which utilizes the Granicus software under discussion, and was disappointed in that summary minutes were not provided; the minutes are extremely important, he added. He further noted concern that the presentation was given by the Assistant City Manager, stressing his opinion that the separation of the City Manager and City Clerk offices is important and should be maintained. In addition, he noted a public records request submitted two months ago involving the Technology Services Department which to date has not been filled, saying that he had not been informed of any reason for the delay. Perhaps there are other areas that need upgrading prior to the current request being approved, he concluded. **William Kelly, PO Box 2584**, stated that he regularly uses the online video service. He however expressed concern that at times the information provided in Council meeting packets

does not match that reflected during a meeting; a protocol is needed for providing this information to the public in a consistent manner, he said.

Council Member Finlay stated that he supported summary minutes for City Council meetings as currently provided. Vice Mayor Price received confirmation from Mr. Reinke that the same comprehensive minutes would be provided to Council with the Granicus software.

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

**It is noted for the record that Council Member Barnett left at 1:00 p.m. during Item 12 below and did not return.**

**EXECUTIVE SESSION..... ITEM 12**

(12:24 p.m.) Mayor Sorey indicated that Council would enter into an executive session to discuss labor negotiations pursuant to Chapter 447.605, Florida Statutes, relative to the American Federation of State, County, and Municipal Employees (AFSCME), Council No. 79 of Local 2017; the Florida State Lodge, Fraternal Order of Police Supervisor's Bargaining Unit; the Fraternal Order of Police (FOP), Collier County Lodge No. 38; and the Professional Firefighters of Naples, International Association of Firefighters (IAFF), Local 2174. In attendance were the following: Mayor Sorey, Vice Mayor Price, Council Members Barnett, Finlay, Heitmann, Saad and Sulick, City Manager William Moss, Assistant City Manager Roger Reinke, City Attorney Robert Pritt and Human Resources Director Denise Perez.

**Executive Session: 12:24 p.m. to 1:45 p.m. It is noted for the record that the same Council Members were present when the meeting reconvened.**

(1:45 p.m.) No action announced.

**ORDINANCE 12-13142..... ITEM 15**

**AN ORDINANCE RELATING TO THE RETIREMENT SYSTEM OF THE CITY OF NAPLES, FLORIDA; ADDING PARAGRAPH (e) TO SECTION 29-66, ESTABLISHED, EFFECTIVE DATE, MERGER OF SYSTEMS; AMENDING PARAGRAPH (a) OF SECTION 29-113, VOLUNTARY RETIREMENT; OF THE CODE OF ORDINANCES, CITY OF NAPLES, FLORIDA, FOR THE PURPOSE OF CLARIFYING THAT THE BENEFITS WILL NOT BE REDUCED FOR MEMBERS WHO ATTAINED NORMAL RETIREMENT AGE AS OF SEPTEMBER 30, 2011; DIRECTING THE CITY CLERK TO FILE A COPY OF THIS ORDINANCE WITH THE DIVISION OF RETIREMENT OF THE FLORIDA DEPARTMENT OF MANAGEMENT SERVICES; PROVIDING FOR CONFLICTING PROVISIONS, SEVERABILITY AND APPLICABILITY; AND PROVIDING AN EFFECTIVE DATE.** Title read by City Attorney Robert Pritt (1:45 p.m.). Assistant City Manager Roger Reinke explained that the ordinance amendment had been necessary to clarify that benefits of pension members who had attained normal retirement age as of September 30, 2011, would not be reduced. This had been the intent of the original ordinance although it had not been stated properly. He indicated that the new actuarial statement had been received that day and a copy is on file in the City Clerk's Office.

**Public Comment:** (1:51 p.m.) None.

***MOTION by Sulick to ADOPT ORDINANCE 12-13142 as submitted; seconded by Price and carried 6-0 (Barnett-absent, Finlay-yes, Heitmann-yes, Price-yes, Saad-yes, Sulick-yes, Sorey-yes).***

**..... ITEM 21**

**ENDORSE AND SUPPORT A COLLIER COUNTY ORDINANCE TO CREATE THE COLLIER COUNTY PUBLIC SAFETY AUTHORITY.** (1:51 p.m.) City Manager William Moss explained that the Collier County Board of Commissioners is to consider an ordinance to create a Public Safety Authority as an advisory board which would assist all countywide public safety agencies

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and hospitals with issues affecting pre-hospital emergency medical services. He requested that Council determine whether it would endorse and support the action, noting that a copy of the County ordinance is contained in the Council meeting packet for that day's meeting. Vice Mayor Price indicated that he believed the intent is to eliminate duplication and create one committee that would be advisory in creating medical standards and protocols for the entire County. In response to Council Member Heitmann, Mr. Price noted that the North Naples Fire District has already created its own committee, with others considering a similar action in the County, also reiterating that this ordinance is an effort to stop the duplication of effort and involve all stakeholders. Mr. Moss agreed, adding that it would contain a City representative as well.

City Attorney Robert Pritt observed that the body should be reflected as an advisory board rather than an authority in the ordinance. With regard to its composition (Section 2-6 / Page 4 of the ordinance, a copy of which is contained in the file for this meeting in the City Clerk's Office), the City Manager or City Council should appoint its representative, not staff; the representative should not be a staff member due to Government in the Sunshine prohibitions, he added.

Mr. Moss concluded by explaining that the County Manager had requested input from all jurisdictions to take before the Board of Commissioners during its consideration of the ordinance.

**Public Comment:** (2:17 p.m.) **Sue Smith, 11th Avenue South**, cautioned against the proposal, saying that she viewed it as the Council relinquishing its authority without a clear indication of what is to be gained.

Council Member Heitmann maintained her opposition due to the administration fees, the proposed composition of the board and the fact that a County board already exists performing the duties to be addressed by the new one. In addition, none of the amendments recommended by the City Attorney had been included in the motion.

***MOTION by Price to APPROVE THIS ITEM as submitted; seconded by Finlay and carried 5-1 (Barnett-absent, Finlay-yes, Heitmann-no, Price-yes, Saad-yes, Sulick-yes, Sorey-yes)***

**EQUIPMENT SERVICES ANNUAL UPDATE ..... ITEM 22  
EQUIPMENT SERVICES STAFF WILL PROVIDE AN ANNUAL UPDATE ON COST SAVING  
INITIATIVES.** (2:23 p.m.) Utilities Director Bob Middleton provided the annual update of Equipment Services' cost-savings initiatives as contained in his agenda memorandum (Attachment 5), noting that \$159,000 had been saved in the 2011-2012 fiscal year budget. He stated that staff recommended that the function remain in-house rather than outsourced.

In response to Council Member Finlay, Senior Utilities Technician Bradley Bennett confirmed that maintenance of vehicles can also be tracked by user via fueling of the vehicle. Individual vehicles and other equipment maintenance are monitored constantly, including idle time especially for fire trucks.

**Public Comment:** (2:33 p.m.) None.

***Consensus that Equipment Services remain in-house with update in one year.***

**PUBLIC COMMENT** .....  
(2:34 p.m.) **Michael Andrew, Naples**, did not respond when called. **Sue Smith, 11th Avenue South**, commended Council Member Heitmann for her preparation for and questions during Council meetings, saying that in her opinion, the public is well served by the effort. She then questioned the proposed expenditures for an air conditioning design engineer and additional

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street trees (see Items 18 and 19 above) as well as the recent layoff of a purchasing department personnel.

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

(2:37 p.m.) Council Member Finlay recommended that resident Marvin Easton be involved in discussions regarding fire service with the North and East Naples Fire Districts; Mayor Sorey indicated that the negotiation process had already begun but that Mr. Finlay’s comments would be considered. Vice Mayor Price suggested contact with the Collier Building Industry Association (CBIA) regarding enforcement of the new fire flow regulations, and that strategies and methods for meeting those regulations be pursued. He further noted his ongoing work and commitment to city business during the summer recess. Council Member Sulick expressed appreciation to staff and noted that City resident Trevor Moore would be competing in the Summer Olympics in the sailing competitions. Council Member Saad indicated his support for a second motor for the police boat, questioned the compensation for equipment mishaps encountered during dredging projects, and requested the status of permits, including habitat island installations. Council Member Heitmann received clarification regarding parking spaces abutting Riley Park, and questioned the delay in filling a resident’s public records request. She also requested clarification on the utility easements considered in Items 9 and 10 above. Council wished all a good summer.

**ADJOURN .....**

2:50 p.m.

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John F. Sorey III, Mayor

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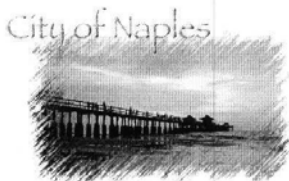
Patricia L. Rambosk, City Clerk

Minutes prepared by:

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Vicki L. Smith, Deputy City Clerk

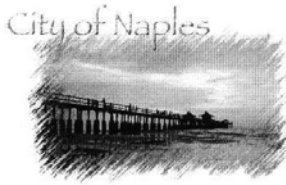
Minutes Approved: 08/22/12



**NAPLES CITY COUNCIL AGENDA MEMORANDUM**

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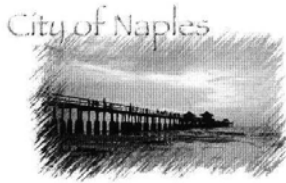
Agenda Section: Consent	Prepared By: Gregg R. Strakaluse, Director Department: Streets & Stormwater
Agenda Item: 6-c	Legislative <input checked="" type="checkbox"/> Quasi-Judicial <input type="checkbox"/>
<b>SUBJECT:</b> Approve modifying eight existing way-finding signs to include the Crayton Cove as a destination point.	
<b>SUMMARY:</b> City Council is asked to review and approve by motion, informational signage options recommended by staff, to assist visitors when travelling to Crayton Cove businesses.	
<b>BACKGROUND:</b> Ms. Beth Preddy represents Discover Crayton Cove, an organization of independent locally owned businesses interested in enhancing Crayton Cove. In January of this year, she asked the Streets & Stormwater Department to consider additional signage that would help visitors locate Crayton Cove. Ms. Preddy's proposal called for several new signs and modifications to existing way-finding signs.  Staff's alternative recommendation is simply to add Discover Crayton Cove as a destination point on eight existing way-finding signs by bolting a 36-inch by 9-inch plate to the existing way-finding signs. This has been done once before with the addition of the Visitor's Center. Please see Figure 1, attached. Staff's recommendation would cost \$650 and routing would be the same as the City Dock. The addition of a second plate may cause the existing sign to appear cluttered with information and oversized. Alternatives to this approach may include:  <ul style="list-style-type: none"> <li>• Replace eight way-finding signs with new single piece signs at a cost of \$4,500. This option would require a budget adjustment that would draw from fund balance;</li> <li>• Redesign the sign template and present options to City Council. No cost estimate at this time.</li> <li>• Make no changes to the existing way-finding signs.</li> <li>• Modify existing signage by placing a plate to the existing signs (\$650).</li> </ul>	
<b>FUNDING SOURCE:</b> Staff's \$650 recommendation would be funded through the existing operational budget for signage. Replacing all way-finding signs at a cost of \$4,500 would require a budget amendment that would draw from fund balance. The existing fund balance for the Streets & Traffic Division is \$2,250,000. Making no changes has zero affect on the Division's budget.	
<b>RECOMMENDED ACTION:</b> Approve Staff's recommendation to modify eight existing way-finding signs to include Discover Crayton Cove as a destination point at a cost of \$650. However, Council may wish to consider whether other commercial areas would request similar way-finding signs in the future.	
Reviewed by Department Director Gregg R. Strakaluse, P.E.	Reviewed by Finance N/A
City Council Action:	Reviewed by City Manager Bill Moss



**NAPLES CITY COUNCIL AGENDA MEMORANDUM**

**Regular Meeting Date: June 13, 2012**

Agenda Section: Regular	Prepared By: Erica J. Goodwin, AICP, Planner II Department: Planning
Agenda Item: 8	Legislative <input type="checkbox"/> Quasi-Judicial <input checked="" type="checkbox"/>
<b>SUBJECT:</b> A Resolution determining Site Plan with Deviations Petition 12-SPD3 to allow a residential addition to an existing office and art gallery, and to approve conditional use of a residential use in the C1-A Commercial Core District for property located at 340 8 <sup>th</sup> Street South.	
<b>SUMMARY:</b> City Council is asked to consider a Resolution determining Site Plan with Deviations Petition 12-SPD3 to allow a residential addition to an existing office and art gallery to include deviations from the parking requirements, lot coverage requirements and rear yard setback requirements and conditional use approval of a residential use in the C1-A Commercial Core District for property owned by Andrea Clark Brown, located at 340 8 <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> This building was originally constructed in 1950. The current owners purchased the property in 1999 and substantially renovated the building to update the structure; removing an existing residential unit in the rear of the property and incorporating it into the interior area for office space. The building was renovated again in 2001 to add a garage. The existing building encroaches approximately 4.6 feet into the rear setback. This space is occupied by Andrea Clark Brown Architects and Up Art and Design Gallery, businesses owned and operated by the Petitioner. The proposed residential unit will also be occupied by the same property and business owners.	
<b>PROPOSED DEVIATIONS:</b> Deviations from the City Code of Ordinances requested for approval of this project are as follows:	
<ol style="list-style-type: none"> <li>1. Section 50-104(4) of the Code requires the provision of 1 parking space per 300 square feet of gross floor area for commercial uses such as offices, art studios and/or galleries. Section 50-104(12) of the Code requires the provision of 2 parking spaces per unit for dwelling units in the C1-A Commercial Core District. The proposed addition of a residential unit to the existing 2,350 square foot commercial building necessitates the provision of 10 parking spaces. The project does not include any additional parking spaces beyond the 8 existing parking spaces on-site.</li> <li>2. Section 58-570 of the Code provides a maximum lot coverage percentage in the C1-A District of 45%. The addition of a 640 square foot residential unit will result in a lot coverage percentage of 46.8%.</li> <li>3. Section 58-566 provides a required minimum rear yard of 25 feet. The Petitioner is proposing a rear yard of 0 feet for the new addition.</li> </ol>	



**NAPLES CITY COUNCIL AGENDA MEMORANDUM**

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Agenda Item:

8

**BACKGROUND (cont.):**

This property is approximately 6,400 square feet and the footprint of the existing building is approximately 2,354 square feet, which is consistent with the coverage requirement in the C1-A District. The structure is below the maximum height allowed. The proposed residential unit will be 640 square feet, resulting in a total building area of 2,994 square feet and a lot coverage of 46.8%, which slightly exceeds the 45% allowed in the District. The Petitioner is asking for approval of a deviation from the Code to allow for the increased lot coverage.

The proposed residential unit complies with the minimum floor area requirement for residential units in the C1-A District of 600 square feet per unit and will comply with the height limitation in the District, maintaining the low profile design and architectural style of the existing building. This property abuts a 20 foot platted alley to the rear and is currently enclosed by a 6 foot tall wooden fence and mature vegetation. The proposed addition will encroach into the required 25 foot rear setback by 25 feet with the rear wall of the unit abutting the rear property line. The Petitioner is asking for approval of a deviation from the Code to allow for this encroachment.

There are 8 existing parking spaces provided on the site which adequately accommodate the professional office and gallery. The proposed residential unit will be occupied by the owners/employees of the commercial businesses and therefore will not generate any new vehicle trips or visitors to the site. The Petitioner is asking for a deviation from the Code to waive the requirement that an additional 2 parking spaces be provided to accommodate the residential unit.

The C1-A Commercial Core District requires conditional use approval of residential units and requires that such units be "compatible with a permitted use and are located within the same building or group of buildings as the permitted use."

The Planning Advisory Board considered this item at their meeting on April 11, 2012 and voted 3 to 2 to recommend denial of Site Plan with Deviations Petition 12-SPD3.

**PUBLIC NOTIFICATION:**

On April 20, 2012 and again on May 7, 2012 a total of 33 letters were mailed to all property owners located within 500 feet of the subject property. The Planning Department has not received any responses to the mailing.

**File Reference:** 12-SPD3

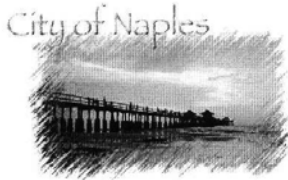
**Petitioner:** Andrea Clark Brown, AIA, Andrea Clark Brown Architects, PA

**Agent:** Andrea Clark Brown, AIA, Andrea Clark Brown Architects, PA

**Location:** 340 8<sup>th</sup> Street South

**Zoning:** C1-A Commercial Core




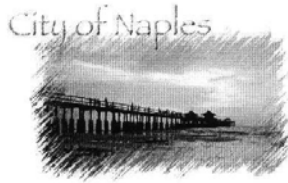


**NAPLES CITY COUNCIL AGENDA MEMORANDUM**

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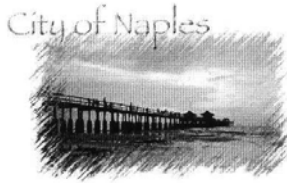
Agenda Item: 8		
<b>RECOMMENDED ACTION:</b> Approve a Resolution determining Site Plan with Deviations Petition 12-SPD3 to allow a residential addition to an existing office and art gallery to include deviations from the parking requirements, lot coverage requirements and rear yard setback requirements and conditional use approval of a residential use in the C1-A Commercial Core District for property owned by Andrea Clark Brown, located at 340 8 <sup>th</sup> Street South.		
Reviewed by Department Director Robin D. Singer	Reviewed by Finance N/A	Reviewed by City Manager Bill Moss 
City Council Action:		



**NAPLES CITY COUNCIL AGENDA MEMORANDUM**

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
Agenda Section: Regular	Prepared By: George Archibald, Traffic Engineer Department: Streets & Stormwater
Agenda Item: 11	Legislative <input checked="" type="checkbox"/> Quasi-Judicial <input type="checkbox"/>
<b>SUBJECT:</b> A Resolution authorizing the City Manager to execute right-of-way permit application #2012-114 for 'hardscape' parking in the public right-of-way at 530 1 <sup>st</sup> Avenue North pursuant to Resolution #01-9256.	
<b>SUMMARY:</b> City Council is asked to consider a Resolution determining right-of-way permit application 2012-114 for the installation and maintenance of brick pavers for 'hardscape' parking at a private residence in the public right-of-way at 530 1 <sup>st</sup> Avenue North; authorizing the City Manager to approve the application.	
<b>BACKGROUND:</b> As part of constructing a new residence at 530 1 <sup>st</sup> Avenue North, the property owners, Mr. & Mrs. Lindberg, had their architect design and arrange installation of brick pavers on each side of a large oak tree in their front yard. The placement of the brick pavers did not extend sufficiently onto the property to qualify as off-street parking. As a result, the location of the brick pavers in the public right-of-way function as 'hardscape' parking and accordingly requiring City Council approval pursuant to attached Resolution #01-9256 (Exhibit #1). For consideration of City Council approval, the property owners submitted the attached right-of-way application #2012-114 with boundary survey, site photo, and landscape plan (Exhibit #2). Staff has reviewed the permit application and provides a summary of findings attached as Exhibit #3. A summary of staff findings in applying the permit information to qualifiers outlined in Resolution 01-9256 is as follows:  <ol style="list-style-type: none"> <li>1. Lot Size: The lot size is less than ¼ acre (10,890 SF [hardship] vs. 9,000 SF [actual]).</li> <li>2. Lot Frontage: The lot has a single street frontage limited to 60 feet.</li> <li>3. Lot Coverage: The lot coverage conforms to the City Code.</li> <li>4. Lot Landscaping: A large oak tree centered on the property, limits the design of a typical circular driveway.</li> </ol> Staff has identified three alternatives in the analysis. These alternatives are: <ol style="list-style-type: none"> <li>1. Approve the permit application with no change to the existing brick paver installation.</li> <li>2. Use turf-block type pavers or other pervious paver system in lieu of solid brick pavers to provide superior water quality ability (over the existing solid brick pavers that have already been installed).</li> <li>3. Deny the permit application. Existing code would allow the property owner to use the greenscaped portion of the right-of-way for parking.</li> </ol> If any hardscape alternative is approved, special conditions of approval are attached as Exhibit #4.	

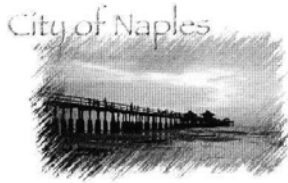


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Agenda Item: 11		
<b>BACKGROUND (cont):</b> The Streets & Traffic Division has no objections to approval of the permit application from a traffic and public safety perspective, subject to the permit conditions. However, the Stormwater Division discourages the conversion of pervious greenspace to impervious pavement within the City's rights-of-way.		
<b>FUNDING SOURCE:</b> All improvements, installation and/or removal, along with future maintenance cost remain the responsibility of the property owner.		
<b>RECOMMENDED ACTION:</b> Approve a Resolution determining right-of-way permit application 2012-114 for the installation and maintenance of brick pavers for 'hardscape' parking at a private residence in the public right-of-way at 530 1 <sup>st</sup> Avenue North; authorizing the City Manager to approve the application.		
Reviewed by Department Director Gregg R. Strakaluse, P.E.	Reviewed by Finance N/A	Reviewed by City Manager Bill Moss 
City Council Action:		



**NAPLES CITY COUNCIL AGENDA MEMORANDUM**

**Regular Meeting Date: June 13, 2012**

Agenda Section: Regular	Prepared By: Patricia L. Rambosk, City Clerk Department: City Clerk
Agenda Item: 20	Legislative <input checked="" type="checkbox"/> Quasi-Judicial <input type="checkbox"/>
<p><b>SUBJECT:</b>                  (1) Upgrade the current Granicus video encoding for streaming to mobile devices;                  (2) Implement the Granicus Meeting Efficiency Suite to streamline the meeting minute process.</p>	
<p><b>SUMMARY:</b>                  City Council is asked to consider replacing equipment to allow video encoding for streaming to mobile devices and consider implementing the Granicus Meeting Efficiency Suite to streamline the meeting minute process.</p>	
<p><b>BACKGROUND:</b>                  In April of 2006, the City contracted with Granicus, Inc. for the purchase and implementation of a video streaming and archiving system to provide access to view City Council and board meetings via the Internet. The hardware is 6 years old and does not support current video streaming standards.</p> <p>The City Clerk's software for recording meetings is FTR (For The Record) Gold Log Notes that has not been updated for the last 5 years and is not compatible with Windows 7. Staff identified another Granicus product for the efficient processing of minutes that would eliminate the need for FTR Gold and integrate easily with the Granicus Video Live Manager.</p> <p>It was the recommendation of EPIC Engineering &amp; Consulting Group, LLC in its Information Technology Master Plan presented to City Council at the April 16, 2012 Workshop, that the City simplify the configuration and lessen the cost of the software solutions used to support City Council and board meetings, and to determine what additional features or functions Granicus can add or replace.</p> <p>The Granicus Meeting Efficiency Suite is an automated solution that streamlines the public meeting process and modernizes the creation of minutes. This software will allow the City Clerk's staff to save hours in their post-meeting workflow. This suite turns an otherwise lengthy process into a faster and more accurate way to run public meetings and generate minutes. It is critical that those actions and meeting outcomes are accurately recorded and made accessible to the public in a timely manner. However, creating meeting minutes generally has required an extensive amount of time and effort and approval can take a month or so. Unlike any other solution, the Meeting Efficiency Suite combines action-style minutes with a digital recording of proceedings and publishes an integrated public record through the City's website, all the while helping to save time and cut costs.</p> <p>This overall technology update will allow the City to increase legislative transparency and efficiency through the online integration of video of its City Council meetings and digital public records and:</p>	

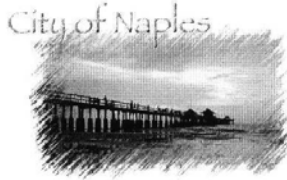


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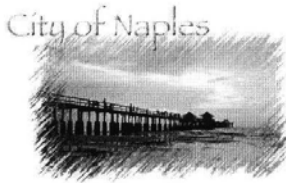
Agenda Item: 20		
<b>BACKGROUND (cont.):</b>		
<p>(1) Consolidate systems and eliminate the dependence on FTR</p> <p>(2) Leverage an existing system and workflow to standardize agendas and minutes</p> <p>(3) Ability to produce an action summary or minutes document in days, not weeks or months</p> <p>(4) A video linked minutes document that can serve as the verbatim public record</p> <p>(5) Point and click capture of roll calls, motions, votes and dialogue</p> <p>(6) MS Word integration for creating a final document</p> <p>(7) Eliminate redundant workflow</p>		
<p>Some cities currently using the Meeting Efficiency Suite in Florida are: Lauderdale By The Sea, City of Clearwater, City of Sarasota, City of Boca Raton and the City of North Port.</p> <p>The costs to implement this project are:</p> <p>Granicus Encoder and Vault upgrade – one time cost of \$5,750 plus \$125 Shipping (\$5,875).</p> <p>Granicus Meeting Efficiency Suite – includes professional services, template, site configuration, workflow review, customization, one online training series, project management and implementation – one time cost of \$6,200.</p> <p>Monthly Managed Services – Perpetual license, 24/7 support, all upgrades and hosting will be an additional \$6,000 per year, increasing the annual cost to \$18,000 from the current \$12,000.</p>		
<b>FUNDING SOURCE:</b>		
<p>Funds are available in the FY2011 – 2012 Technology Services budget to purchase and implement this project during this fiscal year.</p>		
<b>RECOMMENDED ACTION:</b>		
<p>Approve upgrade to the current Granicus video encoding for streaming to mobile devices and approve the implementation of the Granicus Meeting Efficiency Suite to streamline the meeting minute process; combining action-style minutes with a digital recording of proceedings and publishing an integrated public record through the City's website.</p>		
<p>Reviewed by Department Director Patricia L. Rambosk</p>	<p>Reviewed by Finance Ann Marie Ricardi</p>	<p>Reviewed by City Manager Bill Moss</p>
City Council Action:		



**NAPLES CITY COUNCIL AGENDA MEMORANDUM**

**Regular Meeting Date: June 13, 2012**

Agenda Section: Regular	Prepared By: Bob Middleton, Utilities Director Department: Utilities
Agenda Item: 22	Legislative <input checked="" type="checkbox"/> Quasi-Judicial <input type="checkbox"/>
<b>SUBJECT:</b> Equipment Services Annual Update.	
<b>SUMMARY:</b> City Council is asked to receive an update on cost saving initiatives incorporated by Equipment Services Staff since June 13, 2011 and to determine whether or not out-sourcing the Equipment Services function is a feasible alternative; direct staff accordingly.	
<b>BACKGROUND:</b> During the City Council Workshop on January 18, 2011, City Council directed staff to request an informal quote from First Vehicle Services to determine potential cost savings that may be derived from the outsourcing of fleet maintenance services. Subsequently, staff obtained the quote and presented it to City Council at the April 18, 2011 City Council Workshop. City Council discussed the proposal and acknowledged that there may be potential cost savings, and directed staff to pursue a formal Request for Proposal (RFP).  During the June 13, 2011 City Council Workshop, staff presented RFP directed to firms that may be interested in providing contractual equipment maintenance services. Staff also presented an outline of strategies and cost savings initiatives to be undertaken by Equipment Services that should result in a more efficient operation and reduction of cost to City departments. Staff asked City Council to consider a one-year delay in advertising the RFP to allow staff to complete its evaluation and implementation of cost reduction and service improvement strategies. City Council granted the request. City Council also directed staff to provide updates at six months and at the end of one year. At the end of the one-year evaluation period, City staff will present the results of these changes to City Council for their consideration. At this time, City Council may direct staff to advertise the RFP to initiate the competitive selection process or continue with the in-house operation.  The cost saving initiatives are as follows: <ul style="list-style-type: none"><li>• Outsourcing Parts Inventory &amp; Purchasing Improvements</li><li>• Implementation of Extended Oil Change Intervals from 6000 to 9000 miles</li><li>• Tire Maintenance and Repair Services</li><li>• Use of Recapped (recycled) Large Vehicle Tires</li><li>• Fleet GPS Tracking System</li><li>• Flat Rate Implementation</li><li>• Recycling Police Squad Car Accessories and Equipment</li><li>• Assistance and Implementation of Alternative Fueled Fleet Vehicles</li></ul> Since the implementation of these cost saving initiatives, there has been a reduction of \$159,000 in the FY2011-2012 Equipment Services Operating Budget.	



**NAPLES CITY COUNCIL AGENDA MEMORANDUM**

**Regular Meeting Date: June 13, 2012**

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Agenda Item: 22		
<b>BACKGROUND (cont.):</b>		
<p>On March 19, 2012, City staff presented City Council with the 6-month update along with the zero-base budget for Equipment Services. All cost savings measures were implemented at this time except for final evaluation of outsourcing of parts inventory management through the NAPA Integrated Business Solutions (IBS) and purchasing auto parts through the National Joint Powers Alliance (NJPA).</p> <p>IBS confirmed that the City's auto parts inventory is not large enough for outsourcing for their company. Staff discussed with IBS expanding the auto parts inventory management to include management of the Utilities warehouse. This also proved not to be an interest of IBS since they are geared for auto parts and not utility system parts.</p> <p>In the past, auto parts were purchased through the Collier County Auto Parts Contract. Staff has evaluated the purchase of auto parts through NJPA as an alternative to purchasing auto parts through the Collier County contract. NJPA provides members with the ability to purchase nationally leveraged products and services. NAPA Auto Parts is one of the national companies that have a purchasing contract through NJPA. The evaluation determined that auto parts can be purchased through the local NAPA auto parts stores for a savings between 5 and 16% on auto parts over the current Collier County auto parts contract.</p> <p>To compare savings, staff calculated the parts cost to replace the brakes on a police car. Brake parts on the current Collier County auto parts contract is \$134.46 same parts on the NJPA NAPA auto parts contract is \$125.78 for a savings of 6.45%.</p>		
<b>Summary</b>		
<p>Since the implementation of the cost saving measures, there has been a total reduction of \$159,000 in the FY2011-2012 Equipment Services budget not including fuel cost. IBS Solutions declined to provide inventory management services to include auto parts inventory and utility parts inventory. For now, management of the City's auto parts inventory and utilities parts inventory will remain as a City function. The City has become a member of the National Joint Powers Alliance (NJPA) and will purchase auto parts through the local NAPA auto parts stores for additional savings on auto parts between 5 and 16% compared to the Collier County Auto Parts Contract.</p> <p>Absent a strong commitment from City Council to out-source, Staff recommends that Requests for Proposals not be issued, recognizing the total savings to date through implementation of the cost savings initiatives.</p>		
<b>RECOMMENDED ACTION:</b>		
<p>Receive an update on cost saving initiatives incorporated by Equipment Services Staff since June 13, 2011 and determine whether or not out-sourcing the Equipment Services function is a feasible alternative; direct staff accordingly.</p>		
Reviewed by Department Director Bob Middleton	Reviewed by Finance N/A	Reviewed by City Manager Bill Moss
City Council Action:		