

**Naples City Council Notice of Meeting and Agenda
City Council Chamber, 735 8th Street South, Naples, Florida**

Mayor: Bill Barnett

Vice Mayor: Gary Price

City Council Members:

Reg Buxton, Terry Hutchison, Michelle McLeod, Linda Penniman, Ellen Seigel

City Attorney: Robert D. Pritt • City Clerk: Patricia L. Rambosk • City Manager: Bill 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.

**City Council Regular Meeting
Wednesday, June 6, 2018
8:30 AM**

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, Room B, City Hall, or on the City of Naples home page <https://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
2. Invocation and Pledge of Allegiance
3. Announcements
 - 3.A. Purple Heart City Proclamation
 - 3.B. Employee Service Awards
4. Set agenda (add or remove items)

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 (239) 213-1015 WITH REQUESTS AT LEAST TWO BUSINESS DAYS BEFORE THE MEETING DATE.

5. Public Comment

CONSENT AGENDA

6. City Clerk

- 6.A. Approval of the May 2, 2018 Regular Meeting minutes and May 14, 2018 Workshop Meeting minutes.

Recommended Action: Review and approval

[Agenda Memorandum](#)

[May 2, 2018 Regular Minutes](#)

[May 14, 2018 Workshop Minutes](#)

7. Community Services

- 7.A. Resolution determining an Access Agreement between the City of Naples and Collier County

Recommended Action: Approve the Resolution and Access Agreement.

[Agenda Memorandum](#)

[Resolution](#)

[Access Agreement - Clam Pass](#)

[2008 Resolution and Deed Seagate-Clam Pass Conservation Land Acquisition](#)

- 7.B. Resolution to amend the Quit Claim Deed from the City of Naples to Habitat for Humanity of Collier County, Inc. recorded in OR Book 5398 Page 3878 to increase the financing and mortgage limit from 25 years to up to 30 years for the property located at 514 13th Street N, that was donated by the City of Naples to Habitat for Humanity of Collier County for the purpose of building a house on the property

Recommended Action: Approve the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Original Deed](#)

8. Finance

- 8.A. Resolution amending the 2017-18 budget to appropriate \$96,500 from General Fund Contingency for the cost of an executive recruitment firm and other related expenses related to the search for a City Manager and for the cost of constructing a temporary pedestrian pathway on Gulf Shore Boulevard N

Recommended Action: Approve the resolution

[Agenda Memorandum](#)

[Resolution](#)

- 8.B. Resolution relating to Water and Sewer Rates, Stormwater Management Utility Fees, and Solid Waste Collection Rates, amending Section 30-9(a) monthly rates, fees and charges; amending Section 30-336, Stormwater Management Utility Fees

and Section 32-71, Collection of Refuse Types I and II, of Appendix "A", Fees and Charges Schedule of the Code of Ordinances to reflect annual rate adjustments based upon the United States Consumer Price Index

Recommended Action: Approve the Resolution

[Agenda Memorandum](#)
[Resolution](#)

END OF CONSENT AGENDA

9. City Clerk

9.A. Interview Lawrence Murray for the Board of Trustees of the Police Officers' Retirement Trust Fund

Recommended Action: Interview Lawrence Murray

[Agenda Memorandum](#)
[Police Pension Murray Application](#)
[Police Pension Code Sec. 29-291](#)

9.B. Consideration to appoint 1 candidate to the Board of Trustees of the Police Officers' Retirement Trust Fund

Recommended Action: Appoint 1 candidate.

[Agenda Memorandum](#)
[Police Pension Murray Application](#)
[Police Pension Code Sec. 29-291](#)

9.C. Nomination of 1 candidate for appointment as a City of Naples representative on the Citizens Advisory Committee of the Collier Metropolitan Planning Organization

Recommended Action: Nominate 1 candidate.

[Agenda Memorandum](#)
[MPOCAC Jones Application](#)
[MPOCAC Bylaws](#)

10. Human Resources

10.A. Employee Health Plan Overview

Recommended Action: Receive presentation

[Agenda Memorandum](#)
[PowerPoint - Health Plan Overview](#)

10.B. Consideration to renew thirty-three (33) flood insurance policies on essential City buildings located in flood zones "A" and "V" through the National Flood Insurance Program (NFIP) for the period June 26, 2018 through June 25, 2019 in an amount not to exceed \$210,000

Recommended Action: Approve as presented.

[Agenda Memorandum](#)
[Naples Flood Policies 18-19](#)
[FY1819 NFIP Flood Renewal Notices](#)

11. Police

- 11.A. Award of contract to Brunswick Commercial Government Products, Inc. in the amount of \$157,647 to purchase one 2018 Brunswick Justice 280JC police vessel, to include motors, accessories, electronics, and delivery, under the terms of U.S Governmental Services Agency (GSA) contract GS-07F-0011J
Recommended Action: Award a contract to Brunswick Commercial Government Products, Inc. in the amount of \$157,647.
[Agenda Memorandum](#)
[Quote - 28JC Naples PD with Garmin](#)

12. Community Services

- 12.A. Award of contract to Zep Construction, Inc. of Fort Myers, FL in the amount of \$277,109 which includes a City controlled contingency of \$36,145 to complete the Naples Pier Restoration
Recommended Action: Award a contract to Zep Construction, Inc. of Fort Myers, FL in the amount of \$277,109 to complete the Naples Pier Restoration. Staff has provided other contract award options for consideration should another option be preferred.
[Agenda Memorandum](#)
[Agreement - Zep Construction](#)
[18-017 - Bid Analysis](#)
[Zep Bid - 18-017](#)
- 12.B. (1) Award of contract to Green Effex, LLC in the amount of \$164,696.40 which includes a City controlled contingency of \$14,972, for emergency disaster recovery palm and tree removal and stump grinding

(2) Award of contract to F.A. Bartlett Tree Expert Company in the amount of \$84,678 which includes a City controlled contingency of \$7,698, for emergency disaster recovery palm and tree removal and stump grinding
Recommended Action: (1) Award a contract to Green Effex, LLC in the amount of \$164,696.40; and (2) Award a contract to F.A. Bartlett Tree Expert Company in the amount of \$84,678.
[Agenda Memorandum](#)
[Agreement - Green Effex](#)
[Agreement - Bartlett](#)
[18-056 - Bid Analysis](#)

13. Utilities

- 13.A. (1) Resolution amending the FY 2017-18 budget adopted by Resolution 2017-14027 in the amount of \$1,443,000 to provide sufficient funding for the rehabilitation of Accelator No. 4 located at the Water Treatment Plant

(2) Award of contract to Quality Enterprises USA Inc. in the amount of \$1,648,692 to rehabilitate Accelator No. 4 located at the Water Treatment Plant

(3) Approval of a Task Order Agreement Amendment to the Professional Services Agreement with Hole Montes, Inc. in the amount of \$90,583 for continuing Construction Administration Services

Recommended Action: (1) Approve the Resolution amending the FY 2017-18 budget in the amount of \$1,443,000; (2) Award a contract to Quality Enterprises USA Inc. in the amount of \$1,648,692; and (3) Approve a Task Order to the Professional Services Agreement with Hole Montes, Inc. in the amount of \$90,583.

[Agenda Memorandum](#)

[Resolution](#)

[Quality Enterprises Agreement](#)

[Task Order Agreement Amendment - Hole Montes](#)

[Bid Analysis](#)

- 13.B. (1) Award of contract to Kyle Construction, Inc. in the amount of \$867,450 to provide potable water system improvements to the Seagate subdivision

(2) Approve a Task Order Agreement Amendment to the Professional Services Agreement with Johnson Engineering, Inc. in the amount of \$48,344 for continuing Construction Administration Services for potable water system improvements to the Seagate subdivision project

Recommended Action: (1) Award a contract to Kyle Construction, Inc. in the amount of \$867,450; and (2) Approve a Task Order to the Professional Services Agreement with Johnson Engineering, Inc. in the amount of \$48,344.

[Agenda Memorandum](#)

[Agreement - Kyle Construction](#)

[Task Order Agreement Amendment - Johnson Engineering](#)

[Bid Analysis](#)

14. City Manager

- 14.A. Ordinance - First Reading - Public Hearing relating to Procurement Procedures; amending the City of Naples, Florida Code of Ordinances, Article VI. Finance, Division 3. Procurement Procedures, section 2-667, governing the award of contract and change orders

Recommended Action: Approve the Ordinance on First Reading and schedule a Public Hearing and Second Reading on June 13, 2018.

[Agenda Memorandum](#)

[Ordinance](#)

15. City Attorney

- 15.A. Ordinance - First Reading - Public Hearing relating to Customary Use of Beaches and Public Access; amending Chapter 42, Article II, Recreation Areas, by creating a new Section 42-114, Customary Use of Beaches--Intent; creating a new Section 42-115, Preservation of Public Access; creating a new Section 42-116, Prohibition of

Obstructions to Personal Access to the Beaches; creating a new Section 42-117, Construction of Erosion Control Structures; creating a new Section 42-118, Prohibition of Interference; creating a new Section 42-119, Enforcement and Violations

Recommended Action: Approve the Ordinance on First Reading and schedule a Public Hearing and Second Reading on June 13, 2018.

[Agenda Memorandum](#)
[Ordinance](#)

16. Planning

16.A. Ordinance - Third Reading - Public Hearing relating to Airport Zoning; amending the Airport Overlay District; amending Chapter 58, Zoning, of the Code of Ordinances by amending Article III, Special Overlay Districts, Division 4, Airport Overlay District ~ Approved at First and Second Readings

Recommended Action: Approve the Ordinance on Third Reading

[Agenda Memorandum](#)
[Ordinance](#)

[PAB Report](#)

[PAB Minutes](#)

[Consultant Presentation from December 6, 2017](#)

[Consultant Report](#)

[Airport Noise Map](#)

[Airport Obstructions Map](#)

16.B. Resolution - Quasi-Judicial - Public Hearing determining Nonconformity Petition 18-N4 pursuant to Section 46-35 of the Code of Ordinances, in order to allow for the horizontal expansion of an existing structure along nonconforming side setbacks in the HC, Highway Commercial District, for property owned by Cottage 840 Salon LLC, located at 840 Myrtle Terrace

Recommended Action: Staff recommends Approval with conditions

Planning Advisory Board recommends approval with conditions

[Agenda Memorandum](#)

[Resolution](#)

[PAB Staff Report](#)

[PAB Minutes](#)

[Streets & Stormwater Report](#)

[Nonconformity Petition, Ethics Disclosure & Plans](#)

[Survey](#)

[Public Comment](#)

[Credentials - Petitioner](#)

[Credentials - Planning Staff](#)

[Mailing Labels](#)

16.C. Resolution - Quasi-Judicial - Public Hearing determining Conditional Use Petition 18-CU4, pursuant to Section 58-503(15) of the Code of Ordinances, to allow transient

lodging facilities in the HC-Highway Commercial District on property owned by Myrtle Terrace Properties, LLC, and located at 811 and 819 Myrtle Terrace
Recommended Action: Staff recommends approval with conditions
Planning Advisory Board recommends approval with conditions

[Agenda Memorandum](#)

[Resolution](#)

[PAB Report](#)

[PAB Minutes](#)

[Application](#)

[Disclosure](#)

[Proof of ownership](#)

[Applicant entity information](#)

[Location zoning map](#)

[Aerial](#)

[Operating Plan](#)

[Comments from Code Enforcement](#)

[Email from Building Official](#)

[Labels](#)

[Planning Staff Resumes](#)

16.D. (1) Ordinance - First Reading - Quasi-Judicial - Public Hearing relating to Rezoning Petition 18-R1, rezoning approximately 0.23 acres of property from PD Planned Development to PD Planned Development to delete office as a permitted use for property owned by Quintessential Homes of Naples, LLC, a Florida limited liability company and located at 995 8th Avenue South

(2) Discussion of Resolution determining Preliminary and Final Plat approval under Subdivision Petition 18-SD1 to create a two lot, zero lot line development known as Millar Subdivision in the PD Planned Development Zoning District, on property containing approximately 0.23 acres, owned by Quintessential Homes of Naples, LLC, a Florida limited liability company, and located at 995 8th Avenue South

(3) Discussion of Resolution determining Site Plan Petition 18-SP6 to allow two detached residential units on an approximately 10,000 square foot parcel in a PD Planned Development district located at 995 8th Avenue South
Recommended Action: Staff recommends approval of the Ordinance on First Reading and scheduling Public Hearing and Second Reading for June 13, 2018, for consideration together with the Resolutions.
Planning Advisory Board recommends approval of 18-R1 and 18-SD1.

[Agenda Memorandum](#)

[Ordinance](#)

[Resolution](#)

[Resolution](#)

[PAB Report](#)

[PAB Minutes](#)

[Rezoning Application](#)

[Subdivision Application](#)

[Aerial](#)

[Declaration](#)

[Deed](#)

[Disclosure](#)

[PD Ordinance 95-7574 - Redline](#)

[Opinion of Title](#)

[Plat - Millar Subdivision](#)

[Site Plan Approval Letter](#)

[Site Plan](#)

[Labels](#)

[Petitioner Credentials](#)

[Planning Staff Resumes](#)

[Ordinance 88-5665 \(original PD\), attached drawing, zoning verification letter 2015](#)

17. Streets and Stormwater

- 17.A. Resolution - Quasi-Judicial - Public Hearing determining Right-of-Way Conversion to Parking Permit Application #181548 with special conditions for turf-block parking within the public right-of-way fronting the residential property at 35 11th Avenue South

Recommended Action: Adopt a Resolution approving Right-of-Way Permit Application #181548 with special conditions.

[Agenda Memorandum](#)

[Resolution](#)

[Figure #1](#)

[Attachment #1 - ROW Conversion to Parking Application 181548](#)

[Permit 181548 Special Conditions](#)

18. Planning

- 18.A. Resolution - Quasi-Judicial - Public Hearing determining a Petition to Reinstate 18-PR1 to allow the reinstatement of lots in the same locations, of the same sizes, and with the same dimensions as platted lots previously approved by the city as part of a recorded subdivision plat, pursuant to Section 54-5(1) of the Code of Ordinances, for property located at 59 9th Avenue South

Recommended Action: Planning Advisory Board recommends approval to reinstate

[Agenda Memorandum](#)

[Resolution](#)

[Legal Opinion 4-24-18](#)

[PAB Report](#)

[PAB Minutes](#)

[Petition to Reinstate](#)

[Request and Response](#)

[Petitioner Proposed Resolution](#)

Exhibits
Survey
Boundary Survey
Objection - Pires
Objection - Munique
Legal Opinion 6-9-18
Minutes of City Council 6-12-17
Credentials - Staff
Labels

Public Comment

Correspondence and Communications

Adjourn