

**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 13, 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. StormReady Community Recognition
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 7, 2018 Workshop Meeting minutes and the May 16, 2018 Regular Meeting minutes.

Recommended Action: Review and approval

[Agenda Memorandum](#)

[May 7, 2018 Workshop Minutes](#)

[May 16, 2018 Regular Minutes](#)

7. Community Services

- 7.A. Special Events - Repeat Event Requests

(1) Back to School Bash - City of Naples with the Macedonia Baptist Church and the NAACP of Collier County - Charlie C. Anthony Park - 8/4/18

(2) John Clay 5K Run - Gulf Coast Runners - Lowdermilk Park, Gulf Shore Boulevard, Banyan Boulevard, Mandarin Road, Orchid Drive, Alamanda Drive, and Mooring Line Drive - 9/3/18

(3) Halloween 5K Run - Gulf Coast Runners - 12th Street North, 13th Avenue North, 13th Street North, 8th Avenue North, 10th Street North, 15th Avenue North, 12th Street North and Fleischmann Park - 10/27/18

(4) Old Naples 10K Run - Gulf Coast Runners - Broad Avenue South, 3rd Street South, 18th Avenue South, Gordon Drive, 21st Avenue South, Gulf Shore Boulevard South, 4th Avenue North, 6th Street South, 2nd Avenue North, 8th Street South, 3rd Avenue South, 2nd Street South, 10th Avenue South, 8th Street South, 12th Avenue South, 5th Street South - 11/10/18

(5) The Turkey Trot 5K Run - Gulf Coast Runners - 8th Street South, 5th Avenue South, 2nd Street South, 14th Avenue South, 4th Street South, 12th Avenue South, 9th Avenue South, 3rd Street South, 8th Avenue South, and Park Street - 11/22/18

(6) Gobble, Gobble Four Miler Run - Matt Sonneborn, LLC, - The Village on Venetian Bay and Gulf Shore Boulevard North to the Miramar Beach access turnaround - 11/22/18

(7) Collier County Heart Walk - The American Heart Association - Cambier Park, 8th Street South, 8th Avenue South, 12th Avenue South, 3rd Street South, 15th Avenue South, Gulf Shore Boulevard South, 5th Avenue South, Park Street and Cambier Park Way - 11/3/18

(8) Art in the Park - Members' Fine Art Shows - Naples Art Association - Park Street and Cambier Park - 11/3/18 and 12/1/18

(9) 45th Annual Christmas Walk and Tree Lighting - Fifth Avenue South Business Improvement District - 5th Avenue South and Sugden Plaza - 12/7/18

(10) Tuba Christmas - Fifth Avenue South Business Improvement District - Sugden Plaza - 12/14/18

(11) Annual Christmas Eve Service - Celebration Community Beach Church - Cambier Park Bandshell - 12/24/18

Recommended Action: Approve as submitted.

[Agenda Memorandum](#)

- 7.B. Award of contract to U.S. Tennis and Recreation, LLC in the amount of \$75,025, including a City controlled contingency of \$6,820, to complete tennis court upgrades at Seagate Park

Recommended Action: Award contract to U.S. Tennis and Recreation, LLC for tennis court upgrades at Seagate Park in the amount of \$75,025.

[Agenda Memorandum](#)

[Bid Analysis](#)

[Agreement - US Tennis & Recreation.pdf](#)

[Photo - Seagate Tennis Courts FY18 CIP](#)

8. Utilities

- 8.A. Award of Contract to Iron Container, LLC, Rehrig Pacific Company, and Wastequip Manufacturing Company, LLC in annual amounts limited to the annual budgets adopted by City Council; estimated at \$85,000, for the purchase of solid waste refuse containers
Recommended Action: Award annual contracts to Iron Container, LLC, Rehrig Pacific Company, and Wastequip Manufacturing Company, LLC for the purchase of solid waste refuse containers.

[Agenda Memorandum](#)

[Bid Analysis](#)

[Agreement - Iron Container Inc.](#)

[Agreement - Rehrig Pacific](#)

[Agreement - Wastequip Manufacturing](#)

- 8.B. Resolution accepting four Utility Easements for the construction, access and maintenance of a sanitary sewer main on properties owned by D & J Land Enterprises, LLC, Grand Prix Naples, LLC, George McKay and Lorraine McKay Trust, and Gulfshore Animal Hospital, PLLC

Recommended Action: Approve the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Easement - D&J Land Enterprises](#)

[Easement - George McKay and Lorraine McKay](#)

[Easement - Grand Prix Naples](#)

[Easement - Gulfshore Animal Hospital](#)

END OF CONSENT AGENDA

9. Planning

- 9.A. Resolution - Quasi-Judicial - Public Hearing determining Site Plan Petition 18-SP10 relating to the 2018 Utilization Plan for the City of Naples Municipal Airport pursuant to Section 58-682(b) of the Code of Ordinances, on property owned by the City of Naples

and located at 160 Aviation Drive N
Recommended Action: Approve the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Staff Report](#)

[PAB Minutes](#)

[Application](#)

[Memo](#)

[2016 Approved Utilization Plan](#)

[2018 Proposed Utilization Plan](#)

[Proposed Project Display](#)

[1998 Legal Description](#)

10. Community Services

- 10.A. Consideration to approve a Donor Agreement between the Blair Foundation and Community Foundation of Collier County in the amount of \$1.1 million, assigning Naming Rights for the dedicated Bike Path at Baker Park as the Blair Foundation Bike Path

Recommended Action: Approve the Donor Agreement with the Blair Foundation and the Community Foundation of Collier County for the Blair Foundation Bike Path, accept the Blair Foundation donation of \$1.1 million, assign Naming Rights to the Bike Path at Baker Park as the Blair Foundation Bike Path.

[Agenda Memorandum](#)

[Donor Agreement - Naming Rights Blair Foundation Bike Path](#)

[December 18, 2017 Workshop Minutes](#)

[Resolution 15-13730 - Donation Policy](#)

[Resolution 08-12283 - Park Naming Policy](#)

[John and Dorothy Blair Biography](#)

[PowerPoint - Baker Park - Blair Foundation Bike Path](#)

- 10.B. (1) Resolution amending the FY2017-18 budget adopted by Resolution 17-14027, by appropriating \$996,583 from the Baker Park Fund to design and construct the Blair Foundation Bike Path

(2) Second Amendment to the Agreement with Manhattan Construction (Florida), Inc., for Construction Management at Risk Services, for the construction of Baker Park Bike Path

Recommended Action: (1) Approve a Resolution amending the FY2017-18 budget adopted by Resolution 17-14027, by appropriating \$996,583 from the Baker Park Fund to design and construct the Blair Foundation Bike Path.

(2) Approve the Second Amendment to the Agreement with Manhattan Construction (Florida), Inc., for Construction Management at Risk Services, for the construction of Baker Park Bike Path.

[Agenda Memorandum](#)

[Resolution](#)

[Second Amendment - Manhattan Construction \(Florida\), Inc.](#)

[December 18, 2017 Workshop Minutes](#)

- 10.C. Consideration to approve a Donor Agreement between the Blair Foundation and Community Foundation of Collier County in the amount of \$500,000, and assigning Naming Rights for the Tree Challenge program as the Blair Foundation Tree Challenge program

Recommended Action: Approve the Donor Agreement with the Blair Foundation donation for the Blair Foundation Tree Challenge, and assign Naming Rights to the Tree Challenge Program as the Blair Foundation Tree Challenge.

[Agenda Memorandum](#)

[Donor Agreement - Naming Rights Blair Foundation Tree Challenge](#)

[Resolution 15-13730 - Donation Policy](#)

[Resolution 08-12283 - Park Naming Policy](#)

11. Planning

- 11.A. (1) Ordinance - Second 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 S

(2) Resolution - Quasi-Judicial - Public Hearing determining Subdivision / Re-Plat Petition 18-SD1 for Final Replat approval, pursuant to Section 54-7, Zero Lot Line Subdivisions, to Replat Lots 23 and 24, Block 13, Tier 10, Plan of Naples, to create a two lot, zero lot line plat known as Millar Subdivision 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 S

(3) Resolution - Quasi-Judicial - Public Hearing determining Petition 18-SP6 for an approximately 0.23 acre development consisting of two detached residential units in a PD Planned Development zoned district, on property located at 995 8th Avenue S

Recommended Action: Staff recommends approval.

Planning Advisory Board recommends approval.

[Agenda Memorandum](#)

[Ordinance](#)

[Resolution Petition 18-SD1](#)

[Resolution Petition 18-SP6](#)

[PAB Report](#)

[PAB Minutes](#)

[Application - Rezoning to Planned Development Petition 18-R1](#)

[Application - Subdivision / Re-Plat Petition 18-SD1](#)

[Aerial](#)

[Declaration](#)

[Deed](#)
[Disclosure](#)
[Legal Description](#)
[PD Ordinance 95-7574 - Redline](#)
[Opinion of Title](#)
[Plat - Millar Subdivision](#)
[18-SP6 Site Plan Approval Letter](#)
[Proposed Site Plan](#)
[18-R1 and 18-SD1 Labels](#)
[Ordinance 88-5665, attached drawing, zoning verification letter 2015](#)
[Petitioner Credentials](#)
[Planning Staff Resumes](#)

- 11.B. Resolution - Quasi-Judicial - Public Hearing relating to a Variance; determining Petition 18-V2 for a Variance from Section 56-93(c)(1) of the Code of Ordinances, to allow for a pier and boat lift with a shore-normal dimension of approximately 41 feet, exceeding the maximum allowable shore-normal dimension of 25 feet for a combined pier and boat lift in Aqualane Shores, on property owned by The KIDS Property Trust, located at 989 Aqua Circle

Recommended Action: Staff recommends APPROVAL of the Resolution.
The Planning Advisory Board recommends DENIAL of the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Staff Report](#)

[PAB Minutes](#)

[Application](#)

[Ethics Disclosure](#)

[Survey](#)

[Plans](#)

[Letters of No Objection](#)

[Correspondence](#)

[Credentials - Staff](#)

[Mailing Labels](#)

- 11.C. Professional Services Agreement with Stantec Consulting Services, Inc. in the amount of \$56,000 to facilitate and oversee the City of Naples Visioning Plan

Recommended Action: Accept the recommendation of the selection committee and the Planning Advisory Board and enter into an agreement with Stantec Consulting Services, Inc.

[Agenda Memorandum](#)

[Agreement - Stantec Consulting Services Inc.](#)

[PAB Report](#)

[PAB Minutes](#)

[Selection Committee Minutes](#)
[Scoring Sheet](#)
[Stantec Proposal](#)
[Management Partners Inc. Proposal](#)

12. Fire-Rescue

12.A. Hurricane Irma Update

Recommended Action: Receive presentation.

[Agenda Memorandum](#)

[PowerPoint - Hurricane Irma After Action Update](#)

13. Finance

13.A. Resolution - Public Hearing relating to the establishment and funding of the Gulf Acres / Rosemary Heights Assessment Area; determining that real property therein will be specially benefited by construction and provision of wastewater collection and treatment improvements; establishing the method of assessing the costs of the improvements against the real property that will be specially benefited thereby; establishing other terms and conditions of the Assessments; approving the Assessment Roll; providing the method of collection; directing the provision of notice in connection therewith; amending, ratifying and confirming the Initial Assessment Resolution

Recommended Action: Approve the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

[ERU Calculation](#)

[Assessment Roll \\$17,023](#)

13.B. Resolution authorizing the Issuance of its Special Assessment Revenue Bond, Series 2018 (Gulf Acres/Rosemary Heights Assessment Area Project) in the principal amount of not to exceed \$6,500,000 for the principal purpose of financing, refinancing and/or reimbursing the cost of sanitary sewer collection system improvements and/or wastewater treatment capacity improvements to serve the Gulf Acres/Rosemary Heights Assessment Area; providing that such Bond shall be a limited obligation of the City payable solely from certain assessments as described herein; providing for the rights, securities and remedies for the owner of such Bond; making certain covenants and agreements in connection therewith; authorizing a validation proceeding; establishing intent to reimburse such improvements incurred with proceeds of such Bond

Recommended Action: Approve the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

14. Utilities

- 14.A. Award of contract to WPM–Southern, LLC in the amount of \$7,654,761 to construct sanitary sewer and potable water improvements within the Gulf Acres/Rosemary Heights Special Assessment area
Recommended Action: Award of contract to WPM–Southern, LLC in the amount of \$7,654,761 to construct sanitary sewer and potable water improvements within the Gulf Acres/Rosemary Heights Special Assessment area.

[Agenda Memorandum](#)

[Agreement - WPM-Southern, LLC](#)

[Collier County Notice of Recommended Award](#)

[Bid Schedule](#)

[Consultant's Recommendation for Award](#)

[Construction Administration Proposal](#)

15. Finance

- 15.A. Presentation of Five Year Fiscal Stability Report - This material was prepared for the May 14, 2018 Workshop, prior to the receipt of preliminary taxable value. Discussion was deferred because of time constraints at the Workshop.
Recommended Action: Review and discuss the report.

[Agenda Memorandum](#)

[Five Year Fiscal Stability](#)

[Worksheets](#)

- 15.B. Discussion and confirmation of the maximum millage rates for the General Fund, East Naples Bay Taxing District and Moorings Bay Taxing District.
Recommended Action: Discuss and confirm maximum millage rates for the General Fund, East Naples Bay Taxing District and Moorings Bay Taxing District.

[Agenda Memorandum](#)

[State DR 420 Forms](#)

[Taxable Value Trend](#)

[Impact of tax rates](#)

[PowerPoint - Maximum Millage Rate](#)

16. Human Resources - Risk Management

- 16.A. Presentation of additional information regarding the flood insurance on the Riverpark pool bathhouse and pumphouse buildings
Recommended Action: Receive presentation.

[Agenda Memorandum](#)

[FY1819 Flood Insurance Riverpark Photos](#)

[Riverpark Pool Flood Response Plan](#)

[Riverpark Bathhouse Renewal Notice](#)

[Riverpark Pumphouse Renewal Notice](#)

17. City Manager

- 17.A. Ordinance - Second 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 ~ Approved at First Reading on June 6, 2018

Recommended Action: Hold a Public Hearing and approve the Ordinance on Second Reading.

[Agenda Memorandum](#)

[Ordinance](#)

18. City Attorney

- 18.A. Ordinance - Second 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 ~ Approved at First Reading on June 6, 2018

Recommended Action: Hold a Public Hearing and approve the Ordinance on Second Reading.

[Agenda Memorandum](#)

[Ordinance](#)

- 18.B. Interlocal Agreement between the Naples Airport Authority and City of Naples regarding airport hazard and incompatible land use zoning

Recommended Action: Approve the Interlocal Agreement.

[Agenda Memorandum](#)

[Agreement - "clean version"](#)

[Agreement - "redline version"](#)

19. Building

- 19.A. (1) Resolution amending the Fiscal Year 2017-18 budget adopted by Resolution 2017-14027 to appropriate \$866,188 from Fund Balance of the Building Fund for Geothermal Cooling Water Supply and Facility Improvements to the Community Development Building

(2) Award of contract to Vantage Construction Services, LLC in the amount of \$866,188 to construct the new Geothermal Cooling Water Supply and Facility Improvements to the Community Development Building

Recommended Action: Approve: (1) A Resolution amending the Fiscal Year 2017-18 budget by appropriating \$886,188 from the Building Fund Balance; and (2) Award a contract to Vantage Construction Services, LLC in an amount of \$886,188 to construct the new Geothermal Cooling Water Supply and Facility Improvements to the Community Development Building. Completion of this project will provide long-term savings to the Building Fund by eliminating the use of reclaimed water (and associated

cost) to cool the building.

[Resolution](#)

[Agenda Memorandum](#)

[Agreement - Vantage Construction Services LLC](#)

[Bid Tabulation](#)

[Declaration of Intent to Award](#)

[Bid Analysis](#)

[AMEC Foster Wheeler Report](#)

[CIP Budgets & Cost Estimates](#)

[Lobby and Parking Design](#)

The Naples City Council to convene as the City of Naples Board of Appeals

20. Building

- 20.A. Resolution - Quasi-Judicial – Public Hearing of the Naples City Council, sitting as the Board of Appeals relating to a Variance; determining Petition FV18-01 for a variance from Subsection 1201.3 of the 6th Edition Florida Building Code, Existing Building for Historic Structures, to allow a substantial improvement to a historic structure located at 92 10th Avenue South that is below the required Base Flood Elevation 11.0 NAVD without requiring the owner to raise the structure up to the required flood elevation
Recommended Action: Approve the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Application](#)

[SHPO Approved Drawings](#)

[Drawings](#)

[2017 FBC, EB 1201.3](#)

[SHPO Approved Letter](#)

[Photos](#)

[Elevation Certificate](#)

[Scope of Work](#)

- 20.B. Resolution - Quasi-Judicial - Public Hearing of the City of Naples Board of Appeals determining Variance Petition FV18-02 for a variance from the 6th Edition Florida Building Code, Building Section 1612 – Flood Loads, 1612.4 Design and Construction, to allow the City of Naples to construct a new restroom facility at Charlie C. Anthony Park, located at 1500 5th Avenue N, below the required Flood Elevation of 9.0 NAVD
Recommended Action: Approve the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Application](#)

[Construction Drawings](#)

[2017 FBC, B 1612.4](#)

The Naples Board of Appeals to reconvene as the Naples City Council

Public Comment

Correspondence and Communications

Adjourn