

**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, November 7, 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. Do the Right Thing Recognitions
4. Set agenda (add or remove items)
5. Public Comment

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.

CONSENT AGENDA

6. City Clerk

- 6.A. Approval of the October 3, 2018 Regular meeting minutes
Recommended Action: Review and approve.

[Agenda Memorandum](#)

[October 3, 2018 Regular Meeting minutes](#)

7. Community Services

- 7.A. Special Events - Repeat Events

(1) The Annual Empty Bowls Naples - Empty Bowls Naples, Inc. - Cambier Park - 1/26/19

(2) Chalk Art on Fifth - Pelican Bay Rotary Club, Inc. - 5th Avenue South - 1/26/19

Recommended Action: Approve as submitted.

[Agenda Memorandum](#)

- 7.B. Resolution amending the FY2018-2019 budget adopted by Resolution 2018-14215, by appropriating \$19,732 from the Blair Foundation Tree Challenge Fund to Capital Improvement Project 19F03 Tree Fill-In Program

Recommended Action: Approve the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

- 7.C. Resolution authorizing the City Manager to submit an application to the Florida Department of Agriculture and Consumer Services for funding under the 2018 National Urban and Community Forestry Grant Program (Forestry Grant) for funding support to develop a City of Naples Urban Forest Storm Preparedness Plan

Recommended Action: Approve the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

[2018 Grant Application](#)

- 7.D. (1) Resolution amending the FY2018-2019 budget adopted by Resolution 2018-14215, by appropriating \$50,753 from the Beach Fund balance to purchase a beach rake

(2) Award of Contract by Purchase Order to H. Barber & Son, Inc., of Nagatuck, CT, in the amount of \$50,753 to purchase a new beach rake (reference HGAC Cooperative Agreement No. 18-00333 – Contract No. RH08-18)

Recommended Action: (1) Approve the Resolution, and (2) Award a contract by Purchase Order to H. Barber & Son, Inc., in the amount of \$50,753.

[Agenda Memorandum](#)

[Resolution](#)

[Interlocal Contract for Cooperative Purchasing - HGACBuy](#)

[Quote](#)

[Barber Surf Rake Literature](#)

Property Disposition Form

- 7.E. (1) Resolution amending the FY2018-2019 budget adopted by Resolution 2018-14215, by appropriating \$57,191 from the Public Service Tax fund balance to complete drainage improvements at the Norris Center
(2) Award of contract to KP Constructive Ideas, Inc., in the amount of \$57,190.61, which includes a 10% City controlled contingency (\$5,199.15), to complete drainage improvements at the Norris Center
Recommended Action: (1) Approve the Resolution, and (2) Award a contract to KP Constructive Ideas, Inc., in the amount of \$57,190.61.

[Agenda Memorandum](#)

[Resolution](#)

[Agreement - KP Constructive Ideas, Inc.](#)

[Bid Analysis \(19-005\)](#)

- 7.F. Award of contract to Zambelli Fireworks Manufacturing Company in an amount not to exceed \$115,000 for New Year's Eve and July 4th Fireworks presentations on a barge approximately 1,000 feet north of the Naples Pier
Recommended Action: Award a contract to Zambelli Fireworks Manufacturing Company in an amount not to exceed \$115,000 per year to provide the New Years Eve and July 4th Fireworks presentations.

[Agenda Memorandum](#)

[Agreement - Zambelli Fireworks Manufacturing Company](#)

[Evaluation Committee Minutes \(19-002\)](#)

[Bid Analysis \(19-002\)](#)

8. Finance

- 8.A. Resolution amending the FY 2017-18 budget adopted by Resolution 2017-14027 to appropriate \$161,360 for certain FY 2017-18 debt service costs
Recommended Action: Adopt the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

- 8.B. Resolution amending the Fiscal Year 2018-19 budget adopted by Resolution 2018-14215 to appropriate funds for FY 2018-19 interest costs
Recommended Action: Approve the Resolution

[Agenda Memorandum](#)

[Resolution](#)

END OF CONSENT AGENDA

9. City Attorney

- 9.A. 12:30 P.M. TIME CERTAIN

Attorney / Client Executive Session to discuss strategy in reference to the following pending litigation: City of Naples vs. Ethics Naples, Inc., in the Circuit Court of the Twentieth Judicial Circuit in and for Collier County, Florida, Case No. 18-CA_001166
Recommended Action: Conduct an Attorney / Client Executive Session.

[Agenda Memorandum](#)

[Public Notice](#)

[Mayor's Script](#)

10. Community Services

10.A. Special Events - New or Revised Events

(1) Candle Light Christmas Carols - Jon Strohmeyer - Cambier Park Bandshell - 12/8/18

(2) 14th Annual Cars on Fifth Show - Naples Ferrari Club - 5th Avenue South - 2/9/19

Recommended Action: Review and consider the new Special Event requests as submitted.

[Agenda Memorandum](#)

[Candle Light Christmas Carols Event Application](#)

[Cars on 5th Show Event Application](#)

[Presentation - Cars on 5th Discussion](#)

[City Attorney Opinion - Special Events-Admission Charge](#)

10.B. Presentation and discussion concerning the Guaranteed Maximum Price (GMP) for the Main Building at Baker Park. The presentation and discussion will include the GMP contract amount to construct the Building provided by Manhattan Construction Company and optional park features City Council could add to the Baker Park project.

Recommended Action: Discussion and direction.

[Agenda Memorandum](#)

[Presentation - Baker Park Building and Optional Park Features](#)

[Baker Park Optional Features Calculator](#)

11. Planning

11.A. Resolution - Quasi-Judicial- Public Hearing relating to indoor and outdoor live entertainment; determining live entertainment Petition 18-LE7 to allow indoor and outdoor live entertainment on Sunday through Wednesday from 11:00 a.m. to 10:00 p.m. and on Thursday through Saturday from 11:00 a.m. to 11:00 p.m. for Southern Latitudes on property owned by Bayfront, Inc., located at 449 Bayfront Place
Recommended Action: Approve the Resolution with conditions.

[Agenda Memorandum](#)

[Resolution](#)

[Supplemental Memorandum](#)

[Application and Plan](#)

[Disclosure](#)

[Email from Agent](#)
[Memo from Police](#)
[Email from Police](#)
[Correspondence](#)
[Letter from Duncan](#)
[Letter from Morrison](#)
[Labels](#)
[Planning Staff Resumes](#)
[Live Entertainment Master List](#)

- 11.B. Resolution regarding Public Art; accepting a donation of Public Art; and amending the Fiscal Year 2018-2019 budget adopted by Resolution 2018-14215 by appropriating funds from the fund balance of Public Arts Fund, authorizing the expenditure of Public Art Funds for the maintenance, installation and insurance of the artwork

Recommended Action: Adopt the resolution.

[Agenda Memorandum](#)
[Resolution](#)
[Photographs of Sculpture](#)
[Artist's Credentials](#)

- 11.C. Ordinance - Second Reading - Public Hearing amending the City of Naples Comprehensive Plan; amending various elements to update the plan; readopting the Comprehensive Plan as amended; specifying adopted plan; providing for transmittal by the City Clerk of the adopted plan and supporting data to the Florida Department of Economic Opportunity and other agencies specified in the State Statute
- Recommended Action: Adopt the Ordinance on Second Reading and authorize staff to transmit the adopted changes to the Florida Department of Economic Opportunity and other agencies specified in the State Statute.

[Agenda Memorandum](#)
[Ordinance](#)
[Department of Economic Opportunity ORC Report](#)

12. Community Services

- 12.A. (1) Resolution amending the FY2018-2019 budget adopted by Resolution 2018-14215, by appropriating funds from the fund balance of the Baker Park Fund to construct the main building and other optional features at Baker Park
(2) Third Amendment to the Agreement with Manhattan Construction (Florida), Inc., for Construction Management at Risk Services to construct the Baker Park main building and other optional features selected by City Council
- Recommended Action: (1) Approve the Resolution, and (2) Approve a Third Amendment to the Agreement with Manhattan Construction (Florida), Inc., for Construction Management at Risk Services.

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

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

13. Streets and Stormwater

- 13.A. Resolution - Quasi-Judicial - Public Hearing relating to Lakes; determining Lake Fill Application 185354 to apply for a permit that includes the reconstruction of the pond bank slope, reconfiguration of the shoreline, construction of three decks that cantilever over the pond, and to perform littoral planting on Lake 25; located at 179 17th Avenue South, owned by Mike Hacikyan

Recommended Action: Adopt a Resolution approving Lake Fill Petition Application 185354 and require a final survey be performed and submitted to the City after the shoreline work is completed.

[Agenda Memorandum](#)

[Resolution](#)

[Attachment 1 - Application](#)

[Attachment 2 - Photos](#)

[Attachment 3 - Zoning Interpretations](#)

[Email](#)

[9/12/18 letter from Martin F. Klingenberg, Esq.](#)

[E. Martin Resume](#)

[S. Molloy Resume](#)

- 13.B. Ordinance - First reading - Public Hearing relating to commercial vehicle parking on City streets within the Port Royal neighborhood; amending Chapter 36 – Traffic and Vehicles, Article III – Stopping, Standing and Parking, Division 1 – Generally, Section 36-61(d); Division 2. – Prohibited Parking, Section 36-103, Deleting Section 36-104 and adding a new Section 36-104; Amending Chapter 56 – Supplemental Standards, Article III. – Standards Applicable to Residential Districts by deleting Section 56-86

Recommended Action: Approve an Ordinance on First Reading and schedule a Public Hearing and Second Reading for the November 19, 2018 Regular meeting.

[Agenda Memorandum](#)

[Ordinance](#)

14. Utilities

- 14.A. Award of contract to Polydyne Inc. in the amount of \$238,000 for the annual purchase of cationic polymer used at the Water Treatment Plant

Recommended Action: Award a contract to Polydyne in the amount of \$238,000.

[Agenda Memorandum](#)

[Agreement - Polydyne, Inc.](#)

[Bid Analysis \(19-006\)](#)

15. Human Resources

- 15.A. Ordinance - First Reading - Public Hearing relating to the Firefighters' Pension and Retirement System; amending Section 29-231, Contributions; retirement benefits;

directing the City Clerk to file a copy of this Ordinance with the Division of Retirement of the Florida Department of Management Services
Recommended Action: Approve the Ordinance at First Reading and schedule a Public Hearing and Second Reading for December 5, 2018.

[Agenda Memorandum](#)

[Ordinance](#)

[Section 29-231, Code of Ordinances](#)

[Section 175.032\(11\)\(a\), Florida Statutes](#)

Public Comment

Correspondence and Communications

Adjourn