

**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, Raymond Christman, Terry Hutchison, Michelle McLeod, Ellen Seigel**

**City Attorney: James Fox • City Clerk: Patricia Rambosk • City Manager: Charles Chapman**

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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.

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**City Council Regular Meeting  
Wednesday, May 15, 2019  
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. Drowning Prevention Month 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 April 15, 2019 Workshop Meeting minutes.  
Recommended Action: Review and approve.  
[Agenda Memorandum](#)  
[April 15, 2019 Workshop Meeting minutes](#)

7. Technology Services

- 7.A. Award of contract to purchase hardware for new data center.  
Recommended Action: Approve.  
[Agenda Memo](#)  
[Agreement - CDW GOVERNMENT](#)  
[19-032 DELL - Bid Analysis](#)
- 7.B. Approve the creation of a library of vendors for LPR and Camera Projects, and approve the execution of agreements with both vendors.  
Recommended Action: Approve.  
[Agenda Memorandum](#)  
[Agreement - Aztek Communications](#)  
[Agreement - Bentley Electric - Bid 19-029](#)  
[19-029 Bid Analysis](#)

8. Streets and Stormwater

- 8.A. An Agreement with Stantec Consulting Services, Inc. for an amount of \$98,670 to provide professional marine surveying and engineering services for the East Naples Bay Special Taxing District canals; and authorize the City Manager to execute the Agreement.  
Recommended Action: Approve the Agreement.  
[Agenda Memorandum](#)  
[Agreement - Stantec](#)
- 8.B. Resolution - Legislative - A resolution amending the Fiscal Year 2018-19 Moorings Bay Special Taxing District budget adopted by Resolution 2018-14219 to appropriate additional funds for repair and maintenance of Moorings Bay; and providing an effective date..  
Recommended Action: Approve the Resolution.  
[Agenda Memorandum](#)  
[Resolution](#)  
[Marker Repair Map 4/2019](#)

9. Utilities

- 9.A. Award of contracts for annual electrical maintenance and repair services for the Utilities Department.  
Recommended Action: Award contracts to the following contractors for annual electrical maintenance and repair services:
1. Bentley Electric Company of Naples FL, Inc.,
  2. Simmonds Electrical of Naples, Inc.,
  3. Gulf States Electric, Inc.

[Agenda Memorandum](#)

[Bid Analysis](#)

[Agreement - Bentley Electric - Bid 19-028](#)

[Agreement - Simmonds Electrical](#)

[Agreement - Gulf States Electric](#)

END OF CONSENT AGENDA

10. City Clerk

- 10.A. Consideration to appoint two candidates to the Community Redevelopment Agency Advisory Board and four candidates to the Design Review Board.  
Recommended Action: Appoint members.

[Agenda Memorandum](#)

[J. Andis Application - CRAAB](#)

[L. Fredrickson Application - CRAAB and DRB](#)

[CRAAB code](#)

[A. Bringardner Application - DRB](#)

[L. Miller Application - DRB](#)

[P. Smith Application - DRB](#)

[DRB code](#)

11. City Manager

- 11.A. Determination of appropriate action regarding Special Magistrate recommendation pursuant to the procedure under the Florida Land Use and Environmental Dispute Resolution Act (FLUEDRA) in the matter of dispute with Lamar Billboard and Land Trust Agreement #LT500503.

Recommended Action: Discuss recommendations and provide direction.

[Agenda Memorandum](#)

[Correspondence of 4.25.19](#)

[Recommendation of Special Magistrate - Lamar-City of Naples 4-22-19](#)

12. Human Resources

- 12.A. Employee Health Plan Overview.  
Recommended Action: Receive presentation.

[Agenda Memorandum](#)  
[Presentation](#)

13. Community Services

- 13.A. Special Event - New Event Request - Private Party - Dr. David Greider - 207 Bay Point - 6/1/2019.

Recommended Action: Approve request as submitted

[Agenda Memorandum](#)  
[Greider Party](#)

- 13.B. Special Events Discussion.

Recommended Action: Discussion. Provide staff direction regarding Special Events.

[Agenda Memorandum](#)  
[2018 Special Events List-By Location 10.1.2017 - 9.30.2018](#)  
[Cars on 5th 2019 After Event Report](#)

14. City Manager

- 14.A. Presentation of the Fifth Avenue South Business Improvement District, Inc. (FASBID) 2018 Annual Report, 2018 Financial Review, 2019 Projected Budget and 2020 Preliminary Budget.

Recommended Action: Receive presentation and provide direction to staff regarding the amount of the FY 2019-20 assessment for preparation of the required resolution.

[Agenda Memorandum](#)  
[3/29/19 Submission Letter, 2019 Projections; 2020 Preliminary Budget](#)  
[2018 Annual Report](#)  
[2018 Financial Statement](#)  
[2018 Tax Return](#)  
[FASBID - City Agreement](#)

- 14.B. Ordinance - Legislative - An Ordinance relating to Officers and Employees, and Departments of the City of Naples; amending Chapter 2 – Administration, Article III – Officers and Employees, Division 2 – City Manager, by adding a new Section 2-122; amending Chapter 2 – Administration, Article IV – Departments, Division 1 – Generally, Section 2-202, Division 3 – Department of Planning, Section 2-242, Division 4 – Department Of Community Services, Section 2-262, Division 8 – Department of Technology Services, Section 2-342, Code of Ordinances; providing a severability clause, a repealer provision and an effective date.

Recommended Action: Approve the Ordinance at First Reading, and schedule Second Reading and Public Hearing on June 5, 2019.

[Agenda Memorandum](#)  
[Ordinance](#)  
[Revised Organizational Chart](#)

- 14.C. Renewal of Agreement for provision of Legal Services with the law firm of Roetzel & Andress.

Recommended Action: Approve one year renewal option.

[Agenda Memorandum](#)

[Amended Agreement \(Fox\)](#)

[Agreement \(Pritt\)](#)

## 15. Finance

- 15.A. Ordinance - Legislative - First Reading - An ordinance relating to traffic and vehicles; amending Chapter 36 – Traffic and Vehicles, Article III – Stopping, Standing and Parking, Division 1 – Generally, Section 36-61 – Purpose; Incorporation; Intent; Applicability; Definitions; Penalty, Subsection (e) and (e)(1), Code of Ordinances, City of Naples; providing a severability clause, a repealer provision, and an effective date.

Recommended Action: Approve the Ordinance at First Reading and schedule a Second Reading and Public Hearing on June 5, 2019.

[Agenda Memorandum](#)

[Ordinance](#)

## 16. Streets and Stormwater

- 16.A. Ordinance - First Reading - An ordinance relating to fertilizer use, amending Chapter 52 - Resource Protection Standards, Article VII - Fertilizer Use and Maintenance of Urban Landscapes, Sections 52-182 through 52-187, Code of Ordinances; providing a severability clause, a repealer provision and an effective date.

Recommended Action: Approve the ordinance at First Reading and schedule a Second Reading and Public Hearing for the June 5, 2019 Regular meeting.

[Agenda Memorandum](#)

[Ordinance](#)

- 16.B. Award of contract to Kyle Construction, Inc. to construct stormwater improvements in the amount of \$375,338.25 and authorize the City Manager to execute the Contract. Recommended Action: Award the contract and authorize the City Manager to execute the Contract.

[Agenda Memorandum](#)

[Agreement - Kyle Construction](#)

[Bid Analysis](#)

- 16.C. Presentation regarding the use of public rights-of-way and easements for purposes of discussing public policy as it relates to use and encroachment.

Recommended Action: Discussion only.

[Agenda Memorandum](#)

[Presentation](#)

## 17. Planning

- 17.A. Resolution - Quasi-Judicial - A Resolution relating to a fence and wall waiver; determining Petition 19-FWW1, pursuant to Section 56-37(e), Code of Ordinances, to

allow for a 7-foot tall perimeter chain link fence within the front yards, where a 3-foot tall fence is allowed and chain link is prohibited, and within the side yards, where a 6-foot tall fence is allowed, as well as for the extension of a portion of an existing 3-foot tall planter wall, located at the southwest corner of the field, to 10 feet tall within the front yard for St. Ann School on the property located at 525 9th Avenue South and 630 8th Avenue South, more fully described herein; and providing an effective date.

Recommended Action: Approve the resolution with conditions.

[Resolution](#)

[Agenda Memorandum](#)

[Supplemental Memorandum](#)

[Application and Disclosure](#)

[Plans](#)

[Survey](#)

[Pictures](#)

[Previous Resolutions](#)

[Correspondence](#)

[Planning Staff Resumes](#)

[Mailing Labels](#)

- 17.B. Resolution - Quasi-Judicial - A resolution relating to a subdivision replat; determining petition 19-SD1 for preliminary and final plat approval and acceptance pursuant to Section 54-7, zero lot line subdivisions, Code of Ordinances, for Coquina Row Replat, a zero lot line subdivision, on property containing approximately 0.34 acres owned by 855 8th Street LLC, a Florida Limited Liability Company, and located at 855-865 8th Street South and 805 9th Avenue South, more fully described herein; and providing an effective date.

Recommended Action: Approve the resolution.

[Agenda Memorandum](#)

[Resolution](#)

[PAB Minutes](#)

[Staff Report](#)

[Petition and Disclosure](#)

[Existing Plats](#)

[Opinion of Title - 2-25-2019](#)

[Mailing Labels](#)

[Planning Staff Resumes](#)

[Survey](#)

[Proposed Plat](#)

- 17.C. Resolution - Quasi-Judicial -A resolution determining Site Plan with Deviations petition 19-SPD1 for a deviation from Section 54-7(4) and Section 56-49, Code of Ordinances, to allow Lot 2 within the perimeter platted lot to have direct access to a platted alley where direct access to a public or private street is required on property owned by 855 8th Street, LLC, a Florida Limited Liability Company, and located at

855-865 8th Street South and 805 9th Avenue South, more fully described herein; and providing an effective date.

Recommended Action: Approve the resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Staff Report](#)

[PAB Minutes](#)

[Petition and Disclosure](#)

[Survey](#)

[Landscape Plans](#)

[Architectural Plans](#)

[Site Development Plans](#)

[Traffic Volumes](#)

[Expert Resumes](#)

[Planning Staff Resumes](#)

[Mailing Labels](#)

- 17.D. Resolution - Quasi-Judicial - A resolution relating to an on-street parking allocation in the D Downtown Zoning District, determining Petition 19-PDWN1 for the allocation of thirteen (13) on-street parking spaces north of Central Avenue in the D Downtown Zoning District for property owned by the Neighborhood Health Clinic, Inc., a Florida not for profit corporation, located at 121 Goodlette-Frank Road North, more fully described herein; and providing an effective date.

Recommended Action: Approve the resolution.

[Agenda Memorandum](#)

[Resolution](#)

[CRAAB Agenda Memo](#)

[Application](#)

[Deeds](#)

[Disclosure](#)

[Site Plan](#)

[Aerial](#)

[Survey](#)

[Relevant Portions of the Code](#)

[On-Street Parking Allocation Track Sheet](#)

[Petitioner Combined Resumes](#)

[CRAAB Minutes](#)

[Planning Staff Resumes](#)

- 17.E. Ordinance - First Reading - Quasi-Judicial - An ordinance determining Petition 19-R3 relating to the Naples Bay Marina Planned Development, rezoning approximately 15 acres from PD, Planned Development to an amended and restated PD, Planned Development, to change the existing limitation on rentals from a minimum of one

week to a minimum of four nights from May 1 through October 31 within the Residential and Recreational Amenity District of the Planned Development, on property owned by The Cottages at Naples Bay Resort, and located at 975 Sandpiper Street; more particularly described herein; adopting the Planned Development Document as amended herein; and providing a severability clause, a repealer provision, and an effective date.

Recommended Action: Approve the ordinance at First Reading, and schedule for Second Reading and Public Hearing on June 5, 2019.

[Agenda Memorandum](#)

[Ordinance](#)

[Staff Report](#)

[PAB Meeting Minutes](#)

[Application](#)

[Ethics Disclosure](#)

[Proof of Ownership](#)

[Planned Development Document - Redline](#)

[Planning Staff Resumes](#)

[Mailing Labels](#)

[Correspondence](#)

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

## 18. Building

- 18.A. Resolution - Quasi-Judicial - A resolution of the Naples City Council, sitting as the Board of Appeals, determining variance petition FV19-04 from subsection 1201.3 of the Florida Building Code, 6th Edition, existing building for historic structures in order to allow a substantial improvement to a historic structure located at 107 Broad Avenue South that is below the required flood elevation of 12.0 NAVD without requiring the owner to raise the structure up to the required flood elevation, more fully described herein; providing findings; and providing an effective date.

Recommended Action: Approve the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Petition](#)

[Elevation Certificate](#)

[Scope of Work](#)

[Section 16-82, LDC](#)

[Sec. 1201.3, FBC, 6th Edition](#)

[SHPO Ltr 4.19.19.pdf](#)

[SHPO Ltr 12.21.18.pdf](#)

[Plans - SHPO Approved 4.22.19](#)

[Plans with Photos for Permitting 3.26.19](#)

[J. Kukk Resume](#)

[C. Carrera Resume](#)



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

Public Comment

Correspondence and Communications