

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

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, December 18, 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. Recognition of Coach Bill Kramer
 - 3.B. Christmas Parade Awards Ceremony
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 October 14, 2019 Workshop Meeting minutes and the November 20, 2019 Regular Meeting minutes.

Recommended Action: Approve as submitted.

[Agenda Memorandum](#)

[October 14, 2019 Workshop Meeting minutes](#)

[November 20, 2019 Regular Meeting minutes](#)

7. Community Services

- 7.A. Special Events - Repeat Events

(1) Evening on 5th and Sidewalk Sale - Fifth Avenue South Business Improvement District - 5th Avenue South - 1/9/20, 2/13/20 and 3/12/20

(2) 53rd Annual Naples Boat Show - Marine Industries Association of Collier County - Naples Airport and City Dock - 1/16/20-1/19/20

(3) Third Thursday on Third - Third Street South Association - 3rd Street South - (Thursdays) 1/16/20, 2/20/20, 3/19/20, 4/16/20, 5/21/20, 6/18/20, 7/16/20, 8/20/20, 9/17/20, 10/15/20, 11/19/20, 11/26/20, 12/3/20, 12/10/20, 12/17/20, 12/24/20

(4) 23rd Annual Art Fest - Art Fest Naples - Fleischmann Park - 1/18/20 and 1/19/20

(5) Pets on Third Festival and Pet Parade - Third Street South Association - 3rd Street South - 1/19/20

(6) The Annual Dr. Martin Luther King, Jr. Parade and Celebration - NAACP of Collier County - Broad Avenue South to 3rd Street South to 5th Avenue South to 8th Street South ending at the Cambier Park Bandshell area - 1/20/20

(7) United States Navy Band Concert - Cambier Park Bandshell - 3/7/20

Recommended Action: Review and approve as submitted.

[Agenda Memorandum](#)

8. Police

- 8.A. Resolution - Legislative - A RESOLUTION APPROVING A VOLUNTARY COOPERATION MUTUAL AID AGREEMENT REGARDING THE MULTI-JURISDICTIONAL TRAFFIC TASK FORCE BETWEEN THE CITY OF NAPLES AND VARIOUS LAW ENFORCEMENT AGENCIES; AUTHORIZING THE MAYOR, CITY MANAGER, AND POLICE CHIEF, AS DESIGNEE, TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

Recommended Action: Approve the resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Agreement - Voluntary Cooperation Law Enforcement Mutual Aid](#)

9. Fire-Rescue

- 9.A. Award of a Contract by Purchase Order to Bennett Fire Products Co., Inc. in the amount of \$60,000 to fulfill purchase and replacement of Fire Department's personal protective bunker gear under Capital Improvement Project 20E07.
Recommended Action: Approve the Contract by Purchase Order.
[Agenda Memorandum](#)
[Bennett Fire Products Co., Inc. Quote](#)
[Lake County Bennett Contract 17-0606B](#)

10. Streets and Stormwater

- 10.A. Resolution - Legislative - A RESOLUTION APPROVING SOUTH FLORIDA WATER MANAGEMENT DISTRICT AGREEMENT 4600004129 TO PROVIDE COST SHARING GRANT FUNDS FOR THE NAPLES BEACH RESTORATION AND WATER QUALITY PROJECT; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.
Recommended Action: Approve the resolution.
[Agenda Memorandum](#)
[Resolution](#)
[Agreement - SFWMD](#)

END OF CONSENT AGENDA

11. Finance

- 11.A. TIME CERTAIN 9:30 AM
Resolution - Legislative - A RESOLUTION OF THE CITY COUNCIL OF NAPLES, FLORIDA, ELECTING TO USE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM ASSESSMENTS FOR MORE THAN ONE YEAR LEVIED IN THE GULF ACRES / ROSEMARY HEIGHTS ASSESSMENT AREA; STATING A NEED FOR SUCH LEVY; PROVIDING FOR THE MAILING OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.
Recommended Action: Approve the resolution.
[Agenda Memorandum](#)
[Resolution](#)
- 11.B. IMMEDIATELY FOLLOWING ITEM 11.A.
Resolution - Legislative - A RESOLUTION OF THE CITY COUNCIL OF NAPLES, FLORIDA, ELECTING TO USE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM ASSESSMENTS FOR MORE THAN ONE YEAR LEVIED IN THE AQUALANE SHORES UTILITY LINE EXTENSION ASSESSMENT AREA; STATING A NEED FOR SUCH LEVY; PROVIDING FOR THE MAILING OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.
Recommended Action: Approve the resolution.
[Agenda Memorandum](#)
[Resolution](#)

12. Community Services

12.A. Special Events - New Events

(1) Local Business Vendor Show - Wax It, LLC - Cambier Park - 1/4/20

(2) Monica Bernard Birthday Party - Alexander's Restaurant at 4077-4089 Tamiami Trail N - 3/1/20

Recommended Action: Review and approve as submitted.

[Agenda Memorandum](#)

[Application - Wax It, LLC](#)

[Application - Monika Bernard Birthday Party](#)

12.B. (1) A RESOLUTION AMENDING THE FISCAL YEAR 2018-2019 BUDGET ADOPTED BY RESOLUTION 2019-14400 BY APPROPRIATING FUNDS FROM THE PUBLIC ART FUND TO CONTRACT WITH A CONSULTANT TO DEVELOP A PUBLIC ART MASTER PLAN FOR THE CITY OF NAPLES; AND PROVIDING AN EFFECTIVE DATE.

(2) Award of contract by purchase order to the Cultural Planning Group in the amount of \$64,349.00, to develop a Public Art Master Plan for the City of Naples.

Recommended Action: (1) Approve the resolution; and (2) Award the contract by purchase order.

[Agenda Memorandum](#)

[Resolution](#)

[Public Art Master Plan Scope of Services](#)

[West Sacramento Public Arts Plan \(final Oct 2019\)](#)

[Collier County 19-7509 RFP Arts Culture Strategic Plan](#)

[Collier County 19-7509 Cultural Planning Group Contract](#)

[Collier County 19-7509 Cultural Planning Group Contract Extension \(9/6/19\)](#)

12.C. (1) Resolution - Legislative - A RESOLUTION AMENDING THE FISCAL YEAR 2018-2019 BUDGET ADOPTED BY RESOLUTION 2019-14400 BY APPROPRIATING FUNDS FROM THE PUBLIC ART FUND TO FUND A TEMPORARY ART EXHIBIT OF DAVID HAYES SCULPTURES AT BAKER PARK AND CAMBIER PARK; AND PROVIDING AN EFFECTIVE DATE.

(2) Award of contract to David Hayes Artworks, Inc. in the amount of \$22,000.00, to provide sculpture for a temporary art exhibit at Baker Park and Cambier Park.

Recommended Action: (1) Approve the resolution; and (2) Award a contract to David Hayes Artworks, Inc.

[Agenda Memorandum](#)

[Resolution](#)

[Agreement - David Hayes Artworks, Inc.](#)

13. Planning

13.A. Ordinance - Legislative - Second Reading - AN ORDINANCE RELATING TO LIVE ENTERTAINMENT; AMENDING CHAPTER 22, ENVIRONMENT, ARTICLE II, NUISANCES, SECTION 22-37, NOISE, AND CHAPTER 56, SUPPLEMENTAL STANDARDS, ARTICLE IV, STANDARDS APPLICABLE TO COMMERCIAL DISTRICTS, SECTION 56-125, LIVE ENTERTAINMENT PERMIT, OF THE CODE

OF ORDINANCES, CITY OF NAPLES, PURSUANT TO TEXT AMENDMENT 19-T10 TO ADD A REVIEW OF A NEW PERMIT SIX MONTHS FOLLOWING ITS INITIAL APPROVAL, TO CHANGE VERIFIED COMPLAINT TO VERIFIED LIVE ENTERTAINMENT VIOLATION, TO MODIFY THE STANDARDS FOR REVIEW AND TO AMEND THE METHODS OF MEASURING NOISE RELATED TO A LIVE ENTERTAINMENT PERMIT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER PROVISION; AND PROVIDING AN EFFECTIVE DATE.

Recommended Action: Adopt the ordinance.

[Agenda Memorandum](#)

[Ordinance](#)

[Staff Report](#)

[PAB Meeting Minutes](#)

- 13.B. Resolution - Quasi-Judicial - A RESOLUTION DETERMINING CONDITIONAL USE PETITION 19-CU9, PURSUANT TO SECTION 58-533 OF THE CODE OF ORDINANCES, TO ALLOW TRANSIENT LODGING IN AN EXISTING RESIDENTIAL UNIT IN THE C1 RETAIL SHOPPING DISTRICT ON PROPERTY OWNED BY SUSANN C. MILLER REV TRUST, LOCATED AT 340 12TH AVENUE SOUTH, UNIT 6, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Recommended Action: Approve the resolution with conditions.

[Agenda Memorandum](#)

[Resolution](#)

[PAB Staff Report](#)

[Application](#)

[Disclosure](#)

[Deed](#)

[Survey](#)

[Resolution 2014-13510](#)

[Site Photo](#)

[Combined correspondence](#)

[Planning Staff Resumes](#)

[Public Notice Mailing Labels](#)

- 13.C. Resolution - Quasi-Judicial - A RESOLUTION RELATING TO OUTDOOR DINING, DETERMINING PETITION 19-ODPV9 TO INCREASE OUTDOOR DINING ON PRIVATE PROPERTY TO 31 TABLES AND 122 CHAIRS FOR THE FRENCH, LOCATED AT 365 5TH AVENUE SOUTH IN THE FIFTH AVENUE SOUTH SPECIAL OVERLAY DISTRICT, ON PROPERTY OWNED BY 365 FIFTH AVENUE SOUTH HOLDINGS LLC C/O EDGEWOOD REAL ESTATE INVESTMENT II, LLC, SAID PROPERTY BEING MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Recommended Action: Approve the resolution.

[Agenda Memorandum](#)

[Resolution](#)
[Supplemental Memorandum](#)
[Disclosure of Interest](#)
[Petition](#)
[Existing Plan](#)
[16-DRB4 Approved Plans](#)
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[Petitioner Resume](#)
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[Planning Staff Resumes](#)

- 13.D. Resolution - Quasi-Judicial - A RESOLUTION DETERMINING OUTDOOR DINING ON PRIVATE PROPERTY PETITION 19-ODPV10, PURSUANT TO SECTION 56-126 OF THE CODE OF ORDINANCES TO ALLOW 43 TABLES, 182 SEATS, 4 UMBRELLAS, 4 LOUNGE CHAIRS, AND 1 FIRE PIT FOR UNCLE JULIO'S RESTAURANT ON PROPERTY OWNED BY GS PORTFOLIO HOLDINGS (2017), LLC, AND LOCATED AT 2096 9TH STREET NORTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Recommended Action: Approve the resolution.

[Agenda Memorandum](#)
[Resolution](#)
[Supplemental Memorandum](#)
[Application](#)
[Disclosure](#)
[Site Plan](#)
[Floor Plan](#)
[Landscape Plan](#)
[Lighting Photometric Plan](#)
[Specification Sheets](#)
[Exterior Elevations](#)
[City Comment Response](#)
[Expert Resumes](#)
[Planning Staff Resumes](#)
[Public Notice Mailing Labels](#)

- 13.E. Resolution - Quasi-Judicial - A RESOLUTION DETERMINING CONDITIONAL USE PETITION 19-CU10, PURSUANT TO SECTION 58-563(7) OF THE CODE OF ORDINANCES, TO ALLOW A COCKTAIL LOUNGE IN THE C1-A COMMERCIAL CORE DISTRICT AND THE FIFTH AVENUE SOUTH SPECIAL OVERLAY DISTRICT, ON PROPERTY OWNED BY NAPLES FIFTH KC ,LLC, LOCATED AT 475 5TH STREET SOUTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Recommended Action: Approve the resolution.

[Agenda Memorandum](#)

[Resolution](#)
[PAB Report](#)
[Application](#)
[Disclosure](#)
[Plans](#)
[Warranty Deed](#)
[Letter regarding sound attenuation](#)
[Sample letter to condo owners](#)
[Correspondence](#)
[Planning Staff Resumes](#)
[Notification Labels](#)
[Email from Phil McCabe](#)
[Letter from Kensington Gardens Condominiums](#)

14. Streets and Stormwater

- 14.A. A follow-up discussion regarding accelerating projects within the Stormwater Master Plan and staff's recommended financing amount for an accelerated implementation plan.

Recommended Action: Direct staff to prepare financing documents for City Council consideration that will provide the Stormwater Utility Fund with up to \$5 million to accelerate the 2018 Update of the Stormwater Mast Plan.

[Agenda Memorandum](#)

[10-Year CIP Work Plan - DRAFT](#)

[Map - Stormwater Lakes](#)

[Presentation - Stormwater Master Plan Acceleration](#)

- 14.B. An Agreement with AECOM Technical Services, Inc. in the amount of \$99,845 for professional engineering services to provide a Drainage Basin Sustainability Assessment and Plan within an area of the Aqualane Shores neighborhood and authorize the City Manager to sign the Agreement.

Recommended Action: Approve the Agreement.

[Agenda Memorandum](#)

[Figure #1](#)

[Agreement - AECOM Technical Services, Inc.](#)

- 14.C. An Agreement with Wood, Environmental & Infrastructure Solutions, Inc., for an amount of \$324,772 to provide professional engineering services to develop plans and acquire permits to restore Lakes #11 (Spring Lake), #19 (15th Ave North Lake), and #31 (East Lake) and authorizing the City Manager to execute the Agreement.

Recommended Action: Approve an Agreement.

[Agenda Memorandum](#)

[Agreement](#)

[Figure #1 Spring & East Lakes](#)

[Figure #2 - Lake 19](#)

20-007 Bid Analysis

Public Comment

Correspondence and Communications

Adjourn