

**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, 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, February 6, 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. Myra Janco Daniels Day Proclamation
 - 3.B. Do the Right Thing Recognitions
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 January 14, 2019 Workshop meeting minutes, the January 16, 2019 Regular meeting minutes, and the January 23, 2019 Special meeting minutes.
Recommended Action: Review and approve as submitted.

[Agenda Memorandum](#)

[January 14, 2019 Workshop meeting minutes](#)

[January 16, 2019 Regular meeting minutes](#)

[January 23, 2019 Special meeting minutes](#)

- 6.B. Consideration to acknowledge the reappointment of John Gardella to the Board of Trustees of the General Retirement System
Recommended Action: Acknowledge reappointment.

[Agenda Memorandum](#)

[General Pension Code Sec. 29-81. - Authority and responsibility; composition.](#)

7. Community Services

7.A. Special Events - Repeat Events

(1) The Golden Eagles 5k Race - The Gulf Coast Runners - Lowdermilk Park, Gulf Shore Boulevard N, Mooring Line Drive, Beacon Lane, Bow Line Drive, Windward Way, Wedge Drive, Crayton Road and Yucca Road - 2/23/19

(2) 2019 Naples Craft Beer Fest - The Naples North Rotary Club Foundation, Inc. - Bayfront - 3/2/19

(3) Annual Kids Free Fishing Clinic - The Marine Industries Association of Collier County (MIACC) - Naples Pier - 3/9/19

(4) St. Patrick's Day Parade - Naples St. Patrick Foundation, Inc. - 3rd Street South, 5th Avenue South and 8th Street South - 3/16/19

(5) Evening on 5th and Sidewalk Sale - Fifth Avenue South Business Improvement District (FASBID) - 5th Avenue South and Park Street - 3/23/19

(6) 43rd Annual Great Dock Canoe Race - within Crayton Cove - 5/11/19

(7) 3rd Annual Naples Pride Fest - Pride Naples Florida, Inc. - Cambier Park - 6/1/19

Recommended Action: Review and approve as submitted.

[Agenda Memorandum](#)

8. Building

- 8.A. Resolution determining approval of a Federal Emergency Management Agency (FEMA) Hazardous Mitigation Grant (FHMG) Agreement between The Florida Division of Emergency Management and the City of Naples for Community Development Building Wind Retrofit Project

Recommended Action: Adopt the Resolution approving the FEMA FHMG Agreement.

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

9. Streets and Stormwater

- 9.A. Consideration to authorize the City Manager to approve a Purchase Order with Container Systems & Equipment Company, Inc. in the amount of \$306,193 for the purchase of a new TYMCO Model 600 Street Sweeper
Recommended Action: Authorize the City Manager to approve a Purchase Order with Container Systems & Equipment Company, Inc. in the amount of \$306,193.

[Agenda Memorandum](#)

[Attachment #1 - Quotation & Itemized Price List](#)

[Attachment #2 - Florida Sheriff Association's Cooperative Purchasing Program Contract Terms and Conditions](#)

10. Utilities

- 10.A. Resolution declaring a City owned, Solid Waste Front-Loading Refuse Truck, as surplus property in accordance with Section 2-669 of the Code of Ordinances, in order to allow the truck to be sold
Recommended Action: Adopt the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

[City Code Sec. 2-669. - Disposal of surplus.](#)

END OF CONSENT AGENDA

11. City Attorney

- 11.A. 12:00 P.M. TIME CERTAIN

Attorney / Client Executive Session to discuss the following matter: Application for Relief Under Section 70.51, Florida Statutes, Florida Land Use and Environmental Dispute Resolution Act, Code Enforcement Action 17-406581

Recommended Action: Hold Attorney / Client Executive Session

[Agenda Memorandum](#)

[Mayor's Script](#)

[Notice](#)

12. City Clerk

- 12.A. Selection of a City Council Member for the Metropolitan Planning Organization (MPO)

Recommended Action: Appoint a Council Member to the MPO.

[Agenda Memorandum](#)

13. City Manager

- 13.A. Discussion of 8th Street Improvement Project - Reassessment of Intersection Design at 8th Street and 3rd Avenue South
Recommended Action: Approve a motion determining the design of the intersection at 8th Street and 3rd Avenue South.

[Agenda Memorandum](#)

[1/28/19 CRAAB Agenda Memorandum](#)

[PowerPoint - Intersection Assessment](#)

[Dangerous by Design 2019 - Pedestrian Safety Report](#)

[Additional Information from the Naples Pathway Coalition](#)

[Additional Information from the Blue Zones Project](#)

[Bike and Ped Roundabouts - A Safe Choice for Everyone](#)

[School Roundabout Studies](#)

- 13.B. Consideration to utilize outside contracts to procure lobbying services for the 2019 State of Florida Legislative Session
Recommended Action: Consider the joint proposal based on the Collier County contract with Smith, Bryan and Myers and sub-contractor Peebles, Smith and Matthews for a term ending July 31, 2019 (six-months), authorize the City Manager to execute the letter of engagement (fee for six-months is \$25,000), and direct staff to fully evaluate services rendered and bring back for discussion by Council on the June 12, 2019 Regular Meeting whether to see to extend services with both firms for an additional year or to issue a Request for Qualifications.

[Agenda Memorandum](#)

[Agreement - SBM & PSM Jointly](#)

[Agreement - SBM](#)

[Agreement - PSM](#)

[Copies of Outside Contracts and Registered Legislative Directory](#)

14. Community Services

- 14.A. Special Event - New Event - Blues for the Blue Concert - The Robert L. Zore Foundation - Cambier Park Bandshell - 3/31/19
Recommended Action: Approve as submitted.

[Agenda Memorandum](#)

[Blues for the Blue Concert](#)

- 14.B. (1) Ordinance - Second Reading - Public Hearing relating to the Boats on the Beach Program; amending Chapter 56 – Supplemental Standards, Article II – Standards Applicable to All Districts, Section 34 – Boats on the Beach
(2) Resolution relating to Boats on the Beach Program; amending Appendix “A”, Fees and Charges Schedule, Chapter 56, Supplemental Standards, Section 34, of the Code of Ordinances, City of Naples, for the purpose of establishing Boats on the Beach Program Fees
Recommended Action: (1) Hold a Public Hearing, (2) Approve the Ordinance on Second Reading, and (3) Approve the Resolution.

[Agenda Memorandum](#)

[Ordinance](#)

[Resolution](#)

[Boats on the Beach - Program Guidelines - Rules and Regulations](#)

- 14.C. (1) Ordinance - First Reading - Public Hearing relating to Noise; amending Subsections (c) and (d) of Chapter 22 – Environment, Article II – Nuisances, Section 37 - Noise
(2) Resolution amending Appendix "A" – Fees and Charges Schedule Section 22-37(c)(14), of the Code of Ordinances for the purpose of establishing a Sunday lawn, landscape and tree maintenance permit
Recommended Action: (1) Hold a Public Hearing, (2) Approve the Ordinance on First Reading and schedule a Public Hearing and Second Reading for February 20, 2019, and (3) Review the Resolution.

[Agenda Memorandum](#)

[Ordinance](#)

[Resolution - Discussion only](#)

[Sunday Landscape Permit Application - DRAFT](#)

[PowerPoint - Landscape Maintenance Hours of Operations](#)

[Landscape Contractor - Noise Ordinance - Meeting Documents](#)

15. Planning

- 15.A. Resolution - Quasi-Judicial - Public Hearing determining Nonconformity Petition 19-N1 pursuant to Section 45-35(a)(4) of the Code of Ordinances, to grant an extension of time to replace a nonconforming building that was destroyed by fire for a condominium located in the R3-12 Multifamily District on property owned by William J. and Lorraine M. Canty, Ian Wilkinson, Heidi M. Ferrell and Ronald H. and Dorothy N. Gilmore located at 1395 Curlew Avenue
Recommended Action: Approve the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Letter of Request](#)

[Survey and Plans](#)

[Photo](#)

[Disclosure](#)

- 15.B. Resolution approving and accepting the Preliminary and Final (Record) Plat for the Central and 10th Subdivision, a replat of a portion of Block 21, Tier 11, of a replat of a portion of the Plan of Naples, on property containing approximately 0.75 acres, owned by Missark Naples 3, LLC, a Florida limited liability company, located in the D Downtown zoning district at 20 10th Street North and 40 10th Street North; providing a disclaimer and permit condition; repealing and superseding Resolution 2018-14252
Recommended Action: Approve the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

- 15.C. Ordinance - First Reading - Public Hearing determining Rezone Petition 18-R4 rezoning approximately 11.5 acres from PD, Planned Development to an Amended and Restated PD, Planned Development, to establish a 9-foot setback along Goodlette-Frank Road for Building 6, establish the maximum gross square footage of outdoor dining area for Bayfront to 5,922 square feet, decrease overall commercial square footage by converting square footage to dwelling units in Building 6 and increasing the commercial square footage for those buildings already constructed (Buildings 4 and 5), increase the number of liquor licenses from 7 to 8, and address inconsistencies and dated provisions within the PD, Planned Development, on property owned by Bayfront, Inc., and located at 401 – 499 Bayfront Place and 1301, 1320, and 1333 3rd Avenue South
Recommended Action: Approve the Ordinance on First Reading and schedule a Public Hearing and Second Reading on February 20, 2019.

[Agenda Memorandum](#)

[Ordinance](#)

[Bayfront Narrative \(redline\)](#)

[PAB Report](#)

[PAB Minutes](#)

[Cover Letter](#)

[Application](#)

[Disclosure](#)

[General Site Plan](#)

[Building 6 Combined Plans](#)

[Building 7 Combined Plans](#)

[Combined Correspondence](#)

[January 8, 2019 email from S. Harman after second notice](#)

[Petitioner's Credentials](#)

[Planning Staff Resumes](#)

[Labels](#)

- 15.D. Resolution - Quasi-Judicial - Public Hearing determining Site Plan with Deviations Petition 18-SPD5 for deviations from Section 58-748 of the Code of Ordinances to Allow for height in excess of the allowable 30 feet, from Section 58-746 of the Code of Ordinances to allow for an encroachment into the required 20-foot front yard, and from Section 50-35(e) to allow for signage exceeding that allowed in the M Medical District for an addition to the Emergency Department of Naples Community Hospital on property owned by Naples Community Hospital, Inc., and located at 350 7th Street North

Recommended Action: Approve the Resolution with conditions.

[Agenda Memorandum](#)

[Resolution](#)

[Staff Report](#)

[PAB Minutes](#)

[Application](#)

[Disclosure of Interest](#)

Architectural Plans
Civil Plans
Landscape & Lighting Plans
Topographic Survey
Sign Plans
Traffic Impact Study
Traffic Impact Study - Pavement Marking Sheets
Parking Exhibit
Parking Options for Council Review
Credentials - Petitioner
Credentials - Planning Staff
Mailing Labels

16. Finance

- 16.A. Resolution amending the Fiscal Year 2018-19 budget of the General Fund adopted by Resolution 2018-14215 by appropriating \$124,000 from the Redevelopment Parking Trust Fund to the General Fund, Community Services Department, Facilities Maintenance Division Account for parking garage maintenance
Recommended Action: Approve the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Community Redevelopment Parking Trust Fund Balance](#)

[September 5, 2018 Agenda Memorandum](#)

[Agreement - Vic's Painting and Reconstruction](#)

[August 20, 2018 Garage Maintenance Bid Analysis](#)

[Photo of handrail 400 8th Street South](#)

[Parking garage hand rail painting estimate](#)

17. Utilities

- 17.A. (1) Award of contract to Eau Gallie Electric, Inc. in the amount of \$1,243,500 to replace the switchgear on generator #1 at the wastewater treatment plant
(2) Task Order Agreement Amendment with Johnson Engineering, Inc. in the amount of \$151,820 for continuing Construction Administration Services and System Integration Services

Recommended Action: (1) Award a contract to Eau Gallie Electric, Inc. in the amount of \$1,243,500; and (2) Approve a Task Order Agreement Amendment with Johnson Engineering, Inc. in the amount of \$151,820.

[Agenda Memorandum](#)

[Agreement - Eau Gallie Electric](#)

[Agreement - Johnson Engineering](#)

[Bid Analysis](#)

[Bid Analysis](#)

18. Streets and Stormwater

- 18.A. Resolution authorizing the Mayor to submit an application to Collier County to capture the City's Fiscal Year 2019-20 Community Development Block Grant (CDBG) Federal allocation for support in constructing a sidewalk connecting the pedestrian facilities along 3rd Avenue North to those along 12th Street North
Recommended Action: Approve the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Aerials](#)

- 18.B. Resolution accepting a Non-Exclusive Public Open Space Easement from WSR 1075, LLC, for green space, open space, landscaping and pathways over and across 28,000 square feet; directing the City Clerk to Record the Easement
Recommended Action: Approve the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Ordinance 15-13619](#)

Public Comment

Correspondence and Communication

Adjourn