

**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, March 20, 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. Florida Bicycle Month Proclamation

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.

3.B. American Red Cross Month Proclamation

4. Set agenda (add or remove items)

5. Public Comment

CONSENT AGENDA

6. City Clerk

6.A. Approval of the February 19, 2019 Workshop meeting minutes.
Recommended Action: Review and approve.

[Agenda Memorandum](#)

[February 19, 2019 Workshop meeting minutes](#)

6.B. Acknowledge the reappointment of Craig Molé and Voncile Whitaker and the appointment of Charlotte O'Bryon to the Board of Trustees of the General Retirement System; and acknowledge the election of Peter DiMaria and Adam Nadelman to the Board of Trustees of the Firefighters' Retirement Trust Fund
Recommended Action: Acknowledge the (re) appointment and election of various pension board members.

[Agenda Memorandum](#)

[General Pension Code Sec. 29-81](#)

7. Community Services

7.A. Special Events - Repeat Events

(1) Cinco de Mayo Celebration - Felipe's Taqueria Restaurant - 4255 Tamiami Trail North - 5/4/19

(2) Tropicool 5K Race - The Gulf Coast Runners - Broad Avenue South, 3rd Street South, 2nd Street South, 21st Avenue South, East Gordon Drive, 18th Avenue South, 3rd Street South, 14th Avenue South, 4th Street South - 5/5/19

(3) 9th Annual Blues, Brews & BBQ - Pinchers/Phelan Family Brands - within Tin City parking lots and 12th Street South 5/10/19 and 5/11/19

(4) 33rd Annual Fitness Challenge Triathlon – Naples Beach Hotel - Gulf Shore Boulevard, North Lake Drive, Oleander Drive, Yucca Drive, Crayton Road, Spring Line Drive, Alamanda Drive, Orchid Drive, Mandarin Drive, Banyan Boulevard, South Golf Drive, Harbor Drive, Leeward Lane, Putter Point Drive and Mooring Line Drive - 6/2/19
Recommended Action: Review and approve as submitted.

[Agenda Memorandum](#)

7.B. (1) Resolution amending the Fiscal Year 2018-2019 budget adopted by Resolution 2018-14215 by appropriating \$20,000 from Fund 120, The Improvement Fund/Tree Replacement Donation Account, to the General Fund, Community Services Department, Parks and Parkways Division Account, to develop a City of Naples Urban Forest Storm Preparedness Plan
(2) Resolution approving a Federal Financial Subrecipient Agreement between the City

of Naples and The Florida Department of Agriculture and Consumer Services for a 2018 Urban and Community Forest Grant in the amount of \$10,000 to develop a City of Naples Urban Forest Storm Preparedness Plan

Recommended Action: (1) Approve the Resolution; (2) Approve the Resolution.

[Agenda Memorandum](#)

[Resolution - Budget Amendment](#)

[Resolution - Grant Agreement](#)

[Agreement - Forestry Grant](#)

[Forestry Grant Notice of Award](#)

[2018 Forestry Grant Application](#)

- 7.C. Resolution relating to Parks and Recreation; amending Section 28-32, Recreational Activities Fees, of Appendix A, Fees and Charges Schedule, of the Code of Ordinances, City of Naples, for the purpose of adding recreational user fees for Baker Park

Recommended Action: Approve the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

8. Utilities

- 8.A. Resolution determining approval of a Hazard Mitigation Grant through the Federal Emergency Management Agency Agreement Number H0143 for the purchase and installation of seven emergency by-pass pumps to be installed at seven sewer pump stations

Recommended Action: Approve the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Agreement - FEMA](#)

- 8.B. Award of contract by Purchase Order with ACF Standby Systems LLC for the purchase of three replacement emergency standby generators in the amount of \$184,000

Recommended Action: Award a contract by Purchase Order to ACF Standby Systems LLC in the amount of \$184,000.

[Agenda Memorandum](#)

[Florida Sheriffs Association Contract](#)

[FSA Golden Gate 420 Quote](#)

[FSA Golden Gate 423 Quote](#)

[FSA Equipment Services Facility Quote](#)

9. Police

- 9.A. Consideration to approve the purchase of 23 Harris Model XL-185P portable public safety radios, with associated accessories and software in the amount of \$66,960.54
- Recommended Action: Approve the purchase of 23 Harris Model XL-185P portable public safety radios, with associated accessories and software in the amount of

\$66,960.54.

[Agenda Memorandum](#)

[Quote-Portable Radios](#)

END OF CONSENT AGENDA

10. City Attorney

10.A. 12:00 PM TIME CERTAIN

Attorney/Client Executive Session to discuss the following litigation:

Charles and Beverly Groeschell vs City of Naples and Mike Hacikyan, Circuit Court of the Twentieth Judicial Circuit in and for Collier County, Florida, Case No.

18-CA-003751; and

Charles and Beverly Groeschell vs City of Naples and Mike Hacikyan, Circuit Court of Appeal for the Twentieth Judicial Circuit in and for Collier County, Florida, Case No.

2018-AP-000024

Council will not take action in the attorney/client session but may take action concerning settlement negotiations and strategy relating to arbitration/litigation expenditures in the open session following the attorney/client session.

Recommended Action: Conduct an Attorney/Client Executive Session.

[Agenda Memorandum](#)

[Public Notice](#)

[Mayor's Announcement](#)

11. City Clerk

11.A. Resolution of the Naples City Council honoring David Feight as the 2019 recipient of the Sam Noe Award

Recommended Action: Approve the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

11.B. Consideration to appoint one member to the Board of Trustees of the General Retirement System

Recommended Action: Appoint one member.

[Agenda Memorandum](#)

[Application - General Pension Offutt](#)

[Application - General Pension Young](#)

[General Pension Code Sec. 29-81.](#)

12. Community Services

12.A. Special Events - New Events

(1) 10-Year Anniversary Patient Appreciation Day - The Park Family & Cosmetic Dentistry - 670-690 Goodlette-Frank Road North - 4/4/19

(2) 5th Avenue South Gulfshore Life Design Experience and Sidewalk Sale - The Fifth Avenue South Business Improvement District (FASBID) - Sugden Plaza - 4/13/19

Recommended Action: Review and approve as submitted.

[Agenda Memorandum](#)

[Application - Park Family & Cosmetic Dentistry](#)

[Application - FASBID](#)

12.B. (1) Resolution amending the Fiscal Year 2018-19 budget of the General Fund adopted by Resolution 2018-14215 by appropriating \$41,450 from The Blair Foundation Tree Challenge Fund, to the FY 2018-2019 Capital Improvement Project 19F03, Tree Fill-In and Replacement Program

(2) Second Amendment to Agreement with Hannula Landscaping and Irrigation Inc. of Fort Myers, Florida, for the planting, maintenance and warranty of new trees and palms within City rights-of-way in the amount of \$595,657, which includes a City controlled contingency of \$3,084

Recommended Action: (1) Approve the Resolution; (2) Approve the Second Amendment to Agreement with Hannula Landscaping and Irrigation Inc. in the amount of \$595,657 (includes a City controlled contingency of \$3,084).

[Agenda Memorandum](#)

[Resolution](#)

[Agreement - Hannula](#)

13. City Manager

13.A. (1) Resolution amending the FY 2018-19 budget adopted by Resolution 2018-14215 to appropriate funds from the CRA Fund, Parking Trust Fund, and Streets Fund for the cost of the 8th Street Improvement Project Number 18C14. This action moves all funding into FY 2018-19 to award the entire construction contract and secure current pricing for the complete project. The total appropriation requested is \$7,500,000

(2) Award of contract to Wright Construction Group, Inc. for project construction in the amount of \$7,142,411.35, which includes a City controlled contingency amount of \$625,800

(3) Fourth Amendment to Agreement with Q. Grady Minor & Associates for construction, engineering and inspection services in the amount of \$318,213

Recommended Action: (1) Approve the Resolution, (2) Award a contract to Wright Construction Group, Inc. in the amount of \$7,142,411.35 (includes a City controlled contingency amount of \$625,800), (3) Approve the Fourth Amendment to Agreement with Q. Grady Minor & Associates in the amount of \$318,213.

[Agenda Memorandum](#)

[Resolution](#)

[Agreement - Wright Construction](#)

[Amendment - Q Grady Minor](#)

[19-020 8th Street Corridor Improvements Project Bid Analysis](#)

[RFQ 17-027 Evaluation](#)

[Resolution 08-12053 Fifth Avenue Parking Fund](#)

14. City Attorney

- 14.A. Ordinance - Second Reading - Public Hearing relating to Rights-of-Way and Public Property; amending the Public Right-of-Way Ordinance No. 06-11099 as amended, to create and add an Appendix D, Aesthetic Design Standards, for Permitting of Construction and Maintenance in the Public Rights-of-Way, Public Sidewalks and Ways, Public Utility Easements, and Other Public Property
Recommended Action: Approve the Ordinance on Second Reading.

[Agenda Memorandum](#)

[Ordinance](#)

15. Planning

- 15.A. Ordinance - First Reading - Public Hearing relating to submittal deadlines for planning and design review petitions; amending Chapter 2 - Administration, Article V - Boards, Commissions and Committees, Division 4 - Design Review Board, and Chapter 46 – Administration, Procedures and Enforcement, Article II - Administrative Procedures
Recommended Action: Approve the Ordinance on First Reading and schedule a Public Hearing and Second Reading on April 3, 2019.

[Agenda Memorandum](#)

[Ordinance](#)

[PAB Report](#)

[PAB Minutes](#)

[Memorandum from 12/17/2018 Workshop](#)

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

16. Building

- 16.A. Resolution - Quasi-Judicial - Public Hearing of the Naples City Council, sitting as the Board of Appeals relating to a Variance; determining Petition FV19-02 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 66 10th Avenue South that is below the required flood elevation of 13.0 NAVD without requiring the owner to raise the structure up to the required flood elevation
Recommended Action: Approve the Resolution

[Agenda Memorandum](#)

[Resolution](#)

[Supplemental Memorandum](#)

[Construction Estimate](#)

[Elevation Certificate](#)

[Petition](#)

[Plans](#)

[SHPO Approval Letter](#)

[Deed](#)

[2017 6th Edition Florida Building Code, Existing Building 1201.3](#)

[Sec. 16-82. Code of Ordinances](#)

[Legal Notice](#)

[C. Carrera resume](#)

[C. Mole' resume](#)

[J. Kukk resume](#)

- 16.B. Resolution - Quasi-Judicial - Public Hearing of the Naples City Council, sitting as the Board of Appeals relating to a Variance; determining Petition FV19-01 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 two historic structures located at 15 11th Avenue South that are below the required flood elevation without requiring the owner to raise the structures up to the required flood elevation or meet the current building code for new structures.

Recommended Action: Approve the Resolution with conditions.

[Agenda Memorandum](#)

[Resolution](#)

[Supplemental Memorandum](#)

[Variance Petition](#)

[Description of Renovation](#)

[2017 6th Edition Florida Building Code, Existing Building 1201.3](#)

[2018-4206 NFIP Collier County Adverse Effect](#)

[Flood Mitigation Plan](#)

[Petitioner Resumes](#)

[Sec. 16-82., Code of Ordinances](#)

[C. Carrera Resume](#)

[C. Mole' Resume](#)

[15 11th Avenue S Deed](#)

[15 11th Avenue South LLC Corporation Confirmation](#)

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

Public Comment

Correspondence and Communications

Adjourn