

**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, September 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. Champions for Learning Day 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 August 19, 2019 Workshop Meeting minutes, the September 4, 2019 Regular Meeting minutes, and the September 4, 2019 Special Meeting minutes.  
Recommended Action: Approve as submitted.

[Agenda Memorandum](#)

[August 19, 2019 Workshop Meeting minutes](#)

[September 4, 2019 Regular Meeting minutes](#)

[September 4, 2019 Special Meeting minutes](#)

- 6.B. Consideration to reappoint John Heinze to the Board of Trustees of the Firefighters' Retirement Trust Fund.

Recommended Action: Reappoint John Heinze to the Board of Trustees of the Firefighters' Retirement Trust Fund.

[Agenda Memorandum](#)

[Application - J. Heinze](#)

[Code Sec. 29-211. - Creation; organization.](#)

7. Community Services

- 7.A. Award of a Task Order Agreement in the amount of \$170,100 to MHKAP, LLC (MHK Architecture and Planning, LLC) for architecture and security design services for City Hall.

Recommended Action: Award the Task Order Agreement in the amount of \$170,100 to MHKAP, LLC (MHK Architecture and Planning, LLC).

[Agenda Memorandum](#)

[Agreement - MHKAP, LLC](#)

[5/1/2019 Regular Meeting Agenda Memorandum](#)

8. Finance

- 8.A. Resolution - Legislative - A resolution relating to solid waste disposal rates; amending Section 32-74(4), Collier County Landfill Disposal Charges, of Appendix A, Fees and Charges Schedule, of the Code of Ordinances, City of Naples, for the purpose of increasing the disposal fee; and providing an effective date.

Recommended Action: Approve the resolution.

[Agenda Memorandum](#)

[Resolution](#)

- 8.B. Resolution - Legislative - A resolution amending the FY 2018-19 budget adopted by Resolution 2018-14215 to: transfer appropriations from the General Fund Contingency for increased/unanticipated legal costs; transfer appropriations from the Emergency Reserve Replenishment Contingency for increased health insurance

costs, and fire personnel and utility costs; and appropriate funds from the fund balances and reserves of the Building Fund, Street Fund, Water Sewer Fund, Beach Fund, Solid Waste Fund, Dock Fund, Stormwater Fund, Tennis Fund, Risk Management Fund, Tech Services Fund, and Equipment Services Fund to provide their portion of the \$1-million transfer/charge to the Employee Benefits Fund to meet health insurance claim obligation in FY 2018-19; and providing an effective date.  
Recommended Action: Approve the resolution.

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

## 9. Utilities

9.A. Award of contracts for sandblasting and painting services for the Utilities Department.

Recommended Action: Award annual contracts to the following contractors for sandblasting and painting services (Work Order amounts will not exceed funds allocated within the adopted budgets approved by City Council):

1. Crystal Coatings, Inc.
2. Shamrock Restoration Services, Inc.
3. Restoration & Protective Solutions, LLC
4. Southland Painting Corporation

[Agenda Memorandum](#)

[Agreement - Crystal Coatings, Inc.](#)

[Agreement - Shamrock Restoration Services, Inc.](#)

[Agreement - Restoration & Protective Solutions, LLC](#)

[Agreement - Southland Painting Corp.](#)

[Analysis of Bid 19-051](#)

## 10. Technology Services

10.A. Award of contract to CDW-G for the purchase of Microsoft Office 365 subscription and licensing for new data center.

Recommended Action: Award the contract to CDW-G.

[Agenda Memorandum](#)

[Agreement - Microsoft Enterprise](#)

[CDWG-MS Licensing Quote](#)

[SHI-MS Licensing Quote](#)

END OF CONSENT AGENDA

## 11. Human Resources - Risk Management

11.A. 12:00 PM TIME CERTAIN

Executive Session regarding Case No. 2018-CA-000426 being handled under the City's Risk Management program.

Recommended Action: Meet in closed session.

[Agenda Memorandum](#)

## 12. City Clerk

- 12.A. Consideration to appoint one alternate member to the Code Enforcement Board (CEB); and appoint a regular member and an alternate member to the Public Art Advisory Committee (PAAC).

Recommended Action: Appoint members.

[Agenda Memorandum](#)

[Application \(CEB\) - M. Nieman](#)

[FL Statutes 162.05 Local government code enforcement boards; organization](#)

[Application \(PAAC\) A. Beights](#)

[Application \(PAAC\) - L. Black](#)

[Application \(PAAC\) - C. Elliott](#)

[Code Sec. 2-582. - Established, composition, term of office; quorum; officers; oath; meetings and minutes.](#)

- 12.B. Ordinance - Second Reading - Legislative - An ordinance relating to the Public Art Advisory Committee; amending Chapter 2, Administration, Article V, Boards, Commissions and Committees, Division 9, Public Art Advisory Committee, Subsection (a) of Section 2-582, Established, Composition, Term of Office; Quorum; Officers; Oath; Meetings and Minutes, of the Code of Ordinances, City of Naples, Florida, to change the name referencing the von Liebig Art Center to the Naples Art Association; providing a severability clause, a repealer provision, and an effective date.

Recommended Action: Adopt the ordinance at Second Reading.

[Agenda Memorandum](#)

[Ordinance](#)

## 13. Streets and Stormwater

- 13.A. Presentation to provide an update of the Florida Gulf Coast University/University of Florida National Oceanic and Atmospheric Administration Sea Level Rise Project.

Recommended Action: Receive presentation.

[Agenda Memorandum](#)

[Presentation - Adaptation of Coastal Urban and Natural Ecosystems](#)

- 13.B. Presentation to provide an update of the development of a Southwest Florida Regional Resiliency Compact.

Recommended Action: Receive the presentation.

[Agenda Memorandum](#)

[DRAFT Memorandum of Understanding \(MOU\)](#)

[Presentation - Southwest Florida Regional Resiliency Compact](#)

- 13.C. Resolution - Legislative - A resolution determining vacation petition PRVA1900321 to vacate a portion of a 10-foot wide platted drainage easement located on Lot 7, Park Shore Unit 1, as recorded at Plat Book 8, Pages 43 and 44 of the Public Records of Collier County, With an address of 707 Fountainhead Lane in the City of Naples,

Collier County, Florida, measuring approximately 135 square feet in area; containing a reverter; and providing an effective date.

Recommended Action: Approve the resolution with conditions.

[Agenda Memorandum](#)

[Resolution](#)

[Staff Report](#)

[FIGURE #1 Aerial Exhibit](#)

[ATTACHMENT #1 - Vacation Application PRVA1900312](#)

[ATTACHMENT #2 - Sketch & Description](#)

[ATTACHMENT #3 - Permit Review Corrections Responses](#)

[ATTACHMENT #4 - Disclosure](#)

[ATTACHMENT #5 - Warranty Deed](#)

[ATTACHMENT #6 - 8/16/2019 Letter to City Attorney R. Pritt](#)

[ATTACHMENT #7 - Corrected Survey](#)

[ATTACHMENT #8 - Park Shore Plat](#)

[ATTACHMENT #9 - Properties within 500-ft](#)

[Public Notice Letter](#)

[Resume - D. Wayne Arnold](#)

[Resume - G. Strakaluse](#)

#### 14. Community Services

##### 14.A. Special Events - New Events

(1) Boat Show and “Docktail” Party - Naples City Dock-Marine Industries Association of Collier County - 10/18/19, 10/19/19, and 10/20/19

(2) 70th Anniversary Swamp Buggy Birthday Bash - Naples Depot - 11/2/19

(3) Dentistry from the Heart - The Park Family & Cosmetic Dentistry private parking lot at 680-696 Goodlette-Frank Road North - 11/9/19

(4) Namaste Day in Sugden Plaza - Aplantbaseddiet.org, Eva’s Closet Foundation and Mahaan Aasha Foundation - Sugden Plaza (including use of the Baker Stage) - 11/17/19

Recommended Action: Review and approve as submitted.

[Agenda Memorandum](#)

[Application - Naples Boat Show/Docktail Party](#)

[Application - Swamp Buggy Birthday Bash](#)

[Application - Dentistry from the Heart](#)

[Application - Namaste Day](#)

14.B. Resolution - Legislative - A 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 clarification, adding, or increasing recreational activity fees and staff service fees for the use of City programs, parks, and facilities, and the Arthur L. Allen Tennis Center; and providing an effective date.

Recommended Action: Approve the resolution.

[Agenda Memorandum](#)

## [Resolution](#)

### 15. City Manager

- 15.A. Resolution - Legislative - A Resolution of the City Council of the City of Naples, Florida, extending the term of the Fifth Avenue South Business Improvement District assessment area for an additional ten years as provided for in the Initial Assessment Resolution 10-12801; extending the term of the agreement with the Fifth Avenue South Business Improvement District, Inc. beyond its expiration date of December 31, 2020 for an additional period of ten years; and providing an effective date. Recommended Action: Approve the resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Agreement - FASBID Extension](#)

[Request to Extend the BID](#)

[Initial Assessment Resolution 10-12801](#)

[Final Assessment Resolution 10-12820](#)

[FASBID Agreement](#)

### 16. Planning

- 16.A. Resolution - Quasi-Judicial - A Resolution determining Conditional Use Petition 19-CU3 to grant approval of a drive-up window for a financial institution pursuant to Ordinance 2016-13864, the Coastland Center Mall Planned Development, for property owned by GS Portfolio Holdings, 2017, LLC, and located at 2092 9th Street North, more fully described herein; and providing an effective date. Recommended Action: Approve the resolution.

[Agenda Memorandum](#)

[Resolution](#)

[PAB Report](#)

[Application](#)

[Location Map](#)

[Authorization, Deed, Disclosure](#)

[Site Plan](#)

[Signage Plan](#)

[PAB Meeting Minutes](#)

[Petitioner Resumes](#)

[Planning Staff Resumes](#)

[Labels](#)

- 16.B. Resolution - Quasi-Judicial - A Resolution relating to a conditional use to permit sales, repair, and maintenance of scooter motor vehicles similar to Vespas; determining Petition 19-CU6, pursuant to Section 58-904, Section 58-904(2), Section 58-904(3) and Section 58-904(20), of the Land Development Code, on property owned by John R. Nocera, Trustee of the John R. Nocera Revocable Trust and

located at 971 4th Avenue North, more fully described herein; and providing an effective date.

Recommended Action: Approve the resolution with conditions.

[Agenda Memorandum](#)

[Resolution](#)

[Staff Report](#)

[Disclosure of Interest](#)

[Application](#)

[Deed - 971 and 441](#)

[Exhibit A - Aerial](#)

[Exhibit B - Operational Plan](#)

[Survey](#)

[PAB Meeting Minutes](#)

[Mailing Labels](#)

[Planning Staff Resumes](#)

- 16.C. Resolution - Quasi-Judicial - A resolution determining Site Plan with Deviations petition 19-SPD4 for a deviation pursuant to Section 58-910 and Section 56-39 to allow a mixed use building with 2 feet of height above the maximum height of 42 feet to accommodate mechanical equipment and mechanical equipment screening; and for a deviation pursuant to Section 58-909(1)b to allow up to a 10-foot, 8-inch build-to line where a 10-foot build-to line is required; and consideration of a conditional use pursuant to Section 50-102(b)(2) to allow offsite parking, and consideration of a conditional use pursuant to Section 58-907 to allow residential density to exceed 12 units an acre but not exceed 30 units an acre for property located at 275 8th Street South, and owned by S.V.M. Building, LLC, a Florida Limited Liability Company, more fully described herein; and providing an effective date.

Recommended Action: Approve the resolution with conditions.

[Agenda Memorandum](#)

[Resolution](#)

[Staff Report](#)

[Application](#)

[Disclosure of Interest](#)

[Plans - Architectural](#)

[Plans - Landscape](#)

[Survey - 275 8th St S](#)

[Survey - 201 8th St S](#)

[Plans - Civil](#)

[Exhibit A - Parking Agreement](#)

[Exhibit B - Build-to Deviation](#)

[Exhibit C - Trip Generation Report](#)

[Exhibit D - Height Deviation](#)

[Revised Renderings 8-29-19](#)

[PAB Meeting Minutes](#)

[Credentials - Petitioner](#)

[Credentials - Planning Staff](#)  
[Mailing Labels](#)

- 16.D. Resolution - Quasi-Judicial - A resolution determining outdoor dining petition 19-ODPBi to allow Bha! Bha! Persian Bistro to provide outdoor dining exceeding 100 square feet on public property that is not directly abutting the storefront of the restaurant of which it serves in the Fifth Avenue South Special Overlay District, located at 865 5th Avenue South, owned by 865-895 INLINE, LLC, said property being more fully described herein; and providing an effective date.  
Recommended Action: Approve the resolution as submitted.

[Agenda Memorandum](#)

[Resolution](#)

[Supplemental Memorandum - Outdoor Dining](#)

[Application](#)

[Disclosure of Interest](#)

[Location and Zoning Map](#)

[Plans](#)

[Resolution 13-13318](#)

[DRB Meeting Minutes](#)

[Credentials - Petitioner](#)

[Credentials - Planning Staff](#)

[Mailing Labels](#)

17. Human Resources

- 17.A. City Manager Performance Review  
Recommended Action: Conduct performance review of City Manager Charles Chapman.

[Agenda Memorandum](#)

[Employment Agreement](#)

[Performance Review Form](#)

Public Comment

Correspondence and Communications

Adjourn