

Notice of Meeting and Agenda
Naples City Council
City Council Chamber, 735 8th Street South, Naples, Florida
Mayor: Bill Barnett
Vice Mayor: Linda Penniman
City Council Members:
Reg Buxton, Doug Finlay, Michelle McLeod, Sam J. Saad III, Ellen Seigel
City Attorney: Robert D. Pritt · City Clerk: Patricia L. Rambosk · City Manager: Bill Moss

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.

Regular Meeting
Wednesday, January 18, 2017
8:30 a.m.

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, City Hall, or on the City of Naples website 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. Set agenda (*add or remove items*)
4. Public Comment

City Council will recess for lunch at, or near, 12:00 PM

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 213-1015 with requests at least two business days before the meeting date.

CONSENT AGENDA

All matters taken under this section are considered routine, and action will be taken by one motion. There will be no separate discussion of these items. If discussion is desired, that item(s) will be removed from the Consent Agenda and considered separately.

5. CONSENT
- a. **City Clerk**
Minutes for the December 19, 2016 Workshop, and December 21, 2016 Regular meeting minutes
[Agenda Memorandum](#) [12/19/16 Workshop minutes](#)
[12/21/16 Regular meeting minutes](#)
- b. **City Clerk**
Reappointment of Lonnie Mills to the Carver Finance Board of Directors and Cynthia Graziano to the Code Enforcement Board (CEB)
[Agenda Memorandum](#) [Mills Application](#) [Graziano Application and Resume](#)
[Resolution No. 3606](#) [CEB Florida Statutes 162.05](#)
- c. **City Clerk**
Resolution repealing Resolution 12-13129 which appointed Vicki Smith as a Deputy City Clerk
[Agenda Memorandum](#) [Resolution](#) [Resolution 12-13129](#)
- d. **Community Services**
Special Events - Repeat Events
1. **The Car and Airplane Show with a Pancake Breakfast** - Lorenzo Walker Technical College - Naples Airport - 2/4/17
 2. **Evening on Fifth and Sidewalk Sale** - Fifth Avenue South Business Improvement District - 5th Avenue South – 2/9/17, 3/9/17, 4/13/17 and 5/11/17
 3. **Mardi Gras Evening on Fifth and Sidewalk Sale** - Fifth Avenue South Business Improvement District - 5th Avenue South – 2/28/17
 4. **Naples Art, Antique and Jewelry Show** - Palm Beach Show Group - the Commons, 850 Goodlette-Frank Road (private property) - 2/24/17
 5. **The Mason Classical Academy Annual 5K Run/Walk** - The Mason Classical Academy - Collier Way East, Horseshoe Drive South, Horseshoe Court, Citation Point and Enterprise Avenue - 3/4/17
 6. **The 41st annual Great Dock Canoe Race** - Naples Jaycees - within Crayton Cove – 5/6/17
- [Agenda Memorandum](#)

END OF CONSENT AGENDA

6. **Human Resources – Risk Management - 12:00 PM TIME CERTAIN**
Executive Session pursuant to Chapter 768.28, Florida Statutes, City Council is asked to meet in an Executive Session to discuss Risk Management case, Civ. No. 2:14-270-FtM-PAM-MRM
[Agenda Memorandum](#)

7. **Planning**
Resolution – Quasi-Judicial – Public Hearing determining Live Entertainment Petition 16-LE9 for live entertainment at the Edgewater Beach Hotel, on property owned by Naples Edgewater LLC, and located at 1901 Gulf Shore Boulevard N
Petitioner: Naples Edgewater, LLC
Agent: Laura Radler
[Agenda Memorandum](#) [Resolution](#) [Application](#) [Supplemental memorandum](#)
[1/4/17 email from General Manager of the Edgewater Beach Hotel](#)
[Live Entertainment Master List](#) [Live Entertainment Hotels List](#)
[Live Entertainment Permits Map](#) [Edgewater Beach Hotel Survey 2013](#)
[Code Enforcement and Police Statements](#) [Letters in Response to Mailing](#)
[Public Notice Mailing Labels](#) [Resumes](#)

8. **Planning**
Resolution – Quasi-Judicial – Public Hearing determining Indoor Live Entertainment Petition 16-LE8 for St. Germain's Steakhouse, on property owned by Kevin Stoneburner, and located at 403 Bayfront Place
Petitioner: St. Germain's Steakhouse, LLC
Agent: Matthew Berman
[Agenda Memorandum](#) [Resolution](#) [Application](#) [Supplemental memorandum](#)
[Public Notice Mailing Labels](#) [Resumes](#)

9. **Planning**
Resolution – Quasi-Judicial – Public Hearing determining Conditional Use Petition 16-CU8, pursuant to Section 58-503 of the Code of Ordinances, to allow a drive-up ATM for a bank in the HC, Highway Commercial Zoning District, for property owned by FLP 4501 LLC, a Florida Limited Liability Company, located at 4501 9th Street North
Petitioner: Bank of America
Agent: Richard Hernandez
Planning Advisory Board (PAB) voted to approve
[Agenda Memorandum](#) [Resolution](#) [Application](#) [Revised Plans](#) [Survey](#)
[12/14/16 PAB Meeting Staff Report](#) [11/18/16 Streets and Stormwater Division Memo](#)
[12/14/16 PAB Meeting Minutes](#) [Original Plans and Staff Review](#)
[9/2016 PAB Meeting Minutes](#) [Public Notice Mailing Labels](#) [Resumes](#)

10. **Planning**
Resolution – Quasi-Judicial – Public Hearing determining Variance Petition 16-V15 to allow a sign to exceed the maximum sign band and to allow a sign within the archway of the courtyard where Section 58-1134(f)(2) allows a sign external sign band of 24” in height with letters applied directly to the façade of the building, on property owned by 365 Fifth Avenue South Holdings, LLC, located at 365 5th Avenue South
Planning Advisory Board (PAB) voted to approve
Petitioner: 365 Fifth Avenue South Holdings, LLC
Agent: Matthew H. Kragh, AIA, MHK Architecture and Planning
[Agenda Memorandum](#) [Resolution](#) [Application](#) [Drawings](#) [Staff Report](#)
[PAB Meeting Minutes](#) [Public Notice Mailing Labels](#) [Resumes](#)
11. **Planning**
- a. **Resolution** waiving the requirement for an after 5:00 P.M. hearing for petition 16-R7 to rezone approximately 5 acres from PD, Planned Development to PD, Planned Development for the property located at 704/708 Goodlette Frank Road North
- b. **Ordinance - First Reading – Quasi-Judicial - Public Hearing** determining Rezone Petition 16-R7 rezoning approximately 5 acres from PD, Planned Development to PD, Planned Development, to add specific permitted uses including residential at 12 units per net acre with associated development standards customized to context and existing conditions to remain for property located at 704/708 Goodlette-Frank Road N, owned by Arthur L. Allen; adopting the Planned Development Document as amended
Scheduling Second Reading and Public Hearing for February 1, 2017 Regular meeting
Planning Advisory Board (PAB) voted to deny
[Agenda Memorandum](#)
[Attachment A – Resolution](#)
[Attachment B - Ordinance](#)
[Attachment C - PD Document \(clean\) revised Dec 2016](#)
[Attachment D - PD Document \(clean\) original](#)
[Attachment E - PD Document \(underlined-strike-through\) revised Dec 2016](#)
[Attachment F - PD Document \(underlined-strike-through\) original](#)
[Attachment G - PD Graphic revised Dec 2016](#)
[Attachment H - PD Graphic original](#)
[Attachment I - Site Plan Revised Dec 2016](#)
[Attachment J - Site Plan original](#)
[Attachment K - Narrative Analysis revised Dec 2016](#)
[Attachment L - Petition](#)
[Attachment M - Existing PD 02-9843](#)
[Attachment N - Traffic Study Trip Analysis](#)
[Attachment O – Survey](#)
[Attachment P - Staff Comments](#)
[Attachment Q - Resumes](#)
[Attachment R – Public Notice Mailing Labels](#)
[PAB Meeting Minutes](#)

12. **Streets and Stormwater – Natural Resources**
Resolution - Quasi-Judicial – Public Hearing determining Lake Fill Application 166312 to apply for a permit allowing construction of a wooden seawall on North Lake (Lake #8) at 625 Bougainvillea Road, and owned by 625 Bougainvillea LLC
[Agenda Memorandum](#) [Resolution](#) [Application](#) [Exhibit B](#) [Option A](#)
13. **Streets and Stormwater – Natural Resources**
Resolution - Quasi-Judicial – Public Hearing determining Dredge and Fill Application 166368 to apply for a marine permit that would allow dredging adjacent to the existing boat docks at Mangrove Bay Development, located at 201 Goodlette-Frank Road and owned by R&B Holdings LLC / Mangrove Bay Development LLC
[Agenda Memorandum](#) [Resolution](#) [Application](#)
14. **Streets and Stormwater - Natural Resources**
Resolution - Quasi-Judicial – Public Hearing determining Dredge and Fill Application 166369 to apply for a marine permit that would allow dredging within the existing marina basin and adjacent to the existing boat docks in the Gordon River at 896 River Point Drive owned by Naples Sailing Club Inc. (represented by Manny Blanco)
[Agenda Memorandum](#) [Resolution](#) [Application](#)
15. **Community Services**
Ordinance - First Reading - Public Hearing relating to amending Section 22-37(c)(14), Noise, Code of Ordinances, to add Easter Sunday as a day when lawn maintenance and tree trimming activities are prohibited ~ *Schedule a Public Hearing and Second Reading on February 1, 2017 Regular meeting*
[Agenda Memorandum](#) [Ordinance](#)
16. **Community Services**
Resolution declaring property owned by the City located at 514 13th Street North as surplus property in accordance with Section 2-669 of the Code of Ordinances to allow the property to be donated, sold or leased to appropriate non-profit entity that provides for housing
[Agenda Memorandum](#) [Resolution](#) [Parcel Map and Tax Deed](#)
17. **Finance**
Consideration to approve Letter of Engagement for Legal Services with Bryant Miller Olive, Attorneys-at-Law, for legal services related to the extension of Area 4 and 5 sanitary sewer assessment area
[Agenda Memorandum](#) [Letter of Engagement](#)
18. **Finance**
Resolution amending the FY 2016-17 budget adopted by Resolution 16-13853 by appropriating \$16,253 from the Beach Fund reserves for mobile handheld parking enforcement devices
[Agenda Memorandum](#) [Resolution](#)

19. **City Manager**
Ordinance - First Reading - Public Hearing relating to Boards, Commissions and Committees; amending Article V, Board, Commissions and Committees, of Chapter 2, Administration, of the Code of Ordinances
Scheduling Second Reading and Public Hearing for February 1, 2017 Regular meeting
[Agenda Memorandum](#) [Ordinance](#)

Public Comment
Correspondence and Communications
Adjourn