

Naples City Council Notice of Meeting and Agenda (SUPPLEMENT 1)

City Council Chamber, 735 8th Street South, Naples, Florida

Mayor: Teresa Heitmann

Vice Mayor: Terry Hutchison

City Council Members:

Ted Blankenship, Ray Christman, Mike McCabe, Paul Perry, Gary Price

City Attorney: James Fox • City Clerk: Patricia Rambosk • City Manager: Charles Chapman

Accommodation will be made to allow public comment during the meeting while maintaining social distancing.

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, June 17, 2020

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 Service of Linda Black on the Citizens' Police Review Board and the Community Services Advisory Board and David Feight on the Planning Advisory Board.
Recommended Action: Recognize service

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.

4. Set agenda (add or remove items)

5. Public Comment

CONSENT AGENDA

6. City Clerk

6.A. Approval of the May 14, 2020 Workshop Meeting minutes, the May 18, 2020 Workshop Meeting minutes, the May 20, 2020 Regular Meeting minutes, and the June 9, 2020 Special Meeting minutes.

Recommended Action: Approve as submitted.

[Agenda Memorandum](#)

[May 14, 2020 Workshop Meeting minutes](#)

[May 18, 2020 Workshop Meeting minutes](#)

[May 20, 2020 Regular Meeting minutes](#)

[June 9, 2020 Special Meeting minutes](#)

7. Community Services

7.A. SPECIAL EVENTS - REPEAT EVENTS

(1) Evenings on Fifth and Sidewalk Sale - Fifth Avenue South Business Improvement District (FASBID) - 5th Avenue South - July 9, 2020, August 13, 2020 and September 10, 2020

Recommended Action: Review and approve as submitted.

[Agenda Memorandum](#)

8. Streets & Stormwater

8.A. Affirm the City Manager's authorization to administratively approve Contract Amendment No. 3 to Erickson Consulting Engineers, Inc. up to an amount of \$100,000 to provide professional engineering services in response to actions taken by City Council on June 3, 2020 regarding the Beach Restoration & Water Quality Project; and authorize the City Manager to approve a Purchase Order up to \$100,000.

Recommended Action: Affirm the City Manager's authorization to administratively approve Contract Amendment No. 3 to Erickson Consulting Engineers, Inc. up to an amount of \$100,000; and authorize the City Manager to approve a Purchase Order up to \$100,000.

[Agenda Memorandum](#)

[2015 Agreement - Erickson Consulting Engineers, Inc.](#)

[2016 First Amendment to Agreement - Erickson Consulting Engineers, Inc.](#)

[2019 Second Amendment to Agreement - Erickson Consulting Engineers, Inc.](#)

[Agenda Memorandum \(SUPPLEMENT 1 / ADDED ATTACHMENT\)](#)

Third Amendment - Erickson Consulting Engineers, Inc. (SUPPLEMENT 1 / ADDED ATTACHMENT)

END OF CONSENT AGENDA

9. City Manager

- 9.A. 1. Covid-19 Public Health, Hospital, and Emergency Services Systems Report and Update (Fire-Rescue).
2. Temporary Use Permit Update (Planning).
Recommended Action: Presentations.
[9.A.1. Agenda Memorandum](#)
[9.A.2. Agenda Memorandum](#)
[9.A.2. Temporary Outdoor Dining List](#)
[9.A.2. Temporary Sidewalk Sales List](#)
- 9.B. Discussion of the lobbying services rendered for the 2020 State of Florida Legislative Session and City Council direction regarding future procurement of lobbying services.
Recommended Action: Discussion and direction.
[Agenda Memorandum](#)
[Naples 2020 Legislative Summary](#)
[City of Naples 2020 Legislative Priorities Agreement](#)
- 9.C. Discussion of Naples 2020-30, Our Community Vision for the Future.
Recommended Action: Discussion and direction.
[Agenda Memorandum](#)
[DRAFT Vision Plan Strategic Priorities](#)

10. Finance

- 10.A. Presentation of the Fifth Avenue South Business Improvement District, Inc. (FASBID) 2019 Annual Report, 2019 Financial Review, 2019 Actual Budget and 2020 Preliminary Budget.
Recommended Action: Receive presentation and provide direction to staff regarding the amount of the FY 2020-21 assessment for preparation of the required resolution.
[Agenda Memorandum](#)
[Letter to City Manager](#)
[FASBID 2019 Annual Report](#)
[FASBID 2019 Actual & 2020-2021 Budget Projection](#)
[FASBID Financial Statements & Supplementary Information December 31, 2019](#)
[FASBID Letter to Board of Directors On Internal Control](#)
[FASBID Letter to Those Charged With Governance](#)
[FASBID 2019 Tax Return](#)
[Fifth Avenue South Business Improvement Fund FY2019-20](#)

[FASBID Agreement & Extension](#)
[BID Initial Assessment Resolution 10-12801](#)
[BID Final Assessment Resolution 10-12820](#)
[BID Extension Resolution 2019-14394](#)

- 10.B. Discussion and confirmation of the maximum millage rates for the General Fund, East Naples Bay Taxing District (ENB) and Moorings Bay (MB) Taxing District.
Recommended Action: Discuss and confirm maximum millage rates for the General Fund, East Naples Bay Taxing District and Moorings Bay Taxing District.

[Agenda Memorandum](#)

[PowerPoint](#)

[City of Naples DR420 preliminary TRIM @ 1.15](#)

[ENB Preliminary DR420](#)

[MB Preliminary DR420](#)

[Historical Taxable Value Trend](#)

[Maximum Millage - One Basis Point Adjustment Analysis](#)

[Taxable value FY 2021-2022 Post COVID value swings](#)

11. Community Services

- 11.A. 1. Resolution - Legislative - A RESOLUTION AMENDING THE FISCAL YEAR 2019-20 BUDGET OF THE GENERAL FUND ADOPTED BY RESOLUTION 2019-14400 BY APPROPRIATING \$16,796.15 FROM FUND 430, THE BEACH FUND, TO THE FY2019-20 CAPITAL IMPROVEMENT PROJECT 20R16, NAPLES PIER CORROSION MITIGATION; AND PROVIDING AN EFFECTIVE DATE.

2. Award of contract to Vetor Contracting Services, LLC of Naples, FL for the Naples Pier Corrosion Mitigation project in the amount of \$151,796.15, which includes a City controlled contingency of \$13,799.65 (Bid 20-037).

Recommended Action: 1. Approve the resolution.

2. Award the contract.

[Agenda Memorandum](#)

[11.A.1. Resolution](#)

[11.A.2. Agreement - Vetor Contracting Services LLC](#)

[Bid Analysis](#)

[Bents and Galvanized Jacket Locations](#)

[2018 Pile Assessment Report](#)

12. Streets & Stormwater

- 12.A. Award of contract by Purchase Order to Bonness, Inc., for pavement resurfacing services along Gordon Drive between 18th Avenue South and Galleon Drive; and authorize the City Manager to approve the Purchase Order in the amount of \$246,146.18, which includes a \$3,000 contingency amount.

Recommended Action: Award the contract.

[Agenda Memorandum](#)

Agreement - Bonness, Inc
2020 Street Evaluation Summary List
Contractor Quotes
Scope of Work

- 12.B. Crown Castle Wireless Facilities (ITEM TO BE ADDED).
Recommended Action: Discussion and direction.
[April 16, 2018 Crown Castle Correspondence \(SUPPLEMENT 1 / ADDED ATTACHMENT\)](#)
[June 14, 2018 Steve Thompson-Neapolitan Enterprises Correspondence \(SUPPLEMENT 1 / ADDED ATTACHMENT\)](#)
[Wireless timeline \(SUPPLEMENT 1 / ADDED ATTACHMENT\)](#)
[Ordinance 2019-14313 \(SUPPLEMENT 1 / ADDED ATTACHMENT\)](#)

13. City Clerk

- 13.A. Consider appointing one member to the Board of Trustees of the Police Officers' Retirement Trust Fund; two members to the Community Services Advisory Board (CSAB); two members and one alternate member to the Design Review Board (DRB); and one member to the Moorings Bay Citizens Advisory Committee (MBCAC).
Recommended Action: Appoint candidates.
[Agenda Memorandum](#)
[J. Fons application - Police Pension](#)
[L. Murray application - Police Pension](#)
[Police Pension Code section](#)
[C. Barone application - CSAB](#)
[N. Smith application - CSAB](#)
[CSAB Code section](#)
[A. Bringardner application - DRB](#)
[S. Hruby application - DRB](#)
[P. Smith application - DRB](#)
[DRB Code section](#)
[S. Spahr application - MBCAC](#)
[Moorings Bay resolution](#)
- 13.B. Resolution - Legislative - A RESOLUTION OF THE NAPLES CITY COUNCIL HONORING BRUCE SELFON AS THE 2020 RECIPIENT OF THE SAM NOE AWARD; AND PROVIDING AN EFFECTIVE DATE.
Recommended Action: Approve the resolution.
[Agenda Memorandum](#)
[Resolution](#)

14. Utilities

14.A. Resolution - Legislative - A RESOLUTION AMENDING THE INTERLOCAL AGREEMENT WITH LEE COUNTY PUBLIC UTILITIES AND THE CITY OF NAPLES, WHICH EXTENDS THE AGREEMENT TERMINATION DATE FOR THE PROCESSING OF RECYCLABLE MATERIAL COLLECTED FROM CITY RESIDENTIAL CUSTOMERS; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AMENDED INTERLOCAL AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

Recommended Action: Approved the resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Draft Agreement - Lee County](#)

[Letter of Termination Processing](#)

15. City Council

15.A. Review, discussion and approval of the City Attorney Request for Proposal scope of services and evaluation criteria.

Recommended Action: Review, discussion, and direction.

[Agenda Memorandum](#)

[Proposed City Attorney RFP Specifications and Scope of Services](#)

[June 3, 2020 Agenda Memorandum](#)

[Roetzel & Andress Legal Services Agreement expiring 09-30-19](#)

[Roetzel & Andress Agreement Extension to 9-30-2020](#)

[CV of James D. Fox, Esq.](#)

[2019 Florida League of Cities Attorney Survey Results](#)

[Code of Ordinances Procurement Procedures](#)

[Dania Beach 19-008 City Attorney - Professional Legal Services RFP](#)

15.B. Resolution - Legislative - A RESOLUTION AMENDING THE RULES OF PROCEDURE OF THE CITY COUNCIL OF THE CITY OF NAPLES AS ADOPTED BY RESOLUTION 13-13248 AND AMENDED BY RESOLUTIONS 13-13267, 15-13710, 16-13801, AND 18-14148; AND PROVIDING AN EFFECTIVE DATE.

(SUPPLEMENT 1 / ADDED ITEM)

Recommended Action: Approve the resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Proposed Exhibit A - Procedures and Rules of Order](#)

[Procedures and Rules - revised 20200517 by P Perry_jdf](#)

[2018-14148](#)

15.C. Item for discussion from Mayor Heitmann - Discussion and approval of special project.

(PACKET MATERIALS TO BE PROVIDED IN A SUPPLEMENT)

Recommended Action: Discussion and direction.

16. Planning

- 16.A. Resolution - Quasi-Judicial - A RESOLUTION RELATING TO A SUBDIVISION REPLAT; DETERMINING PETITION 20-SD1 FOR PRELIMINARY AND FINAL (RECORD) PLAT APPROVAL AND ACCEPTANCE, PURSUANT TO SECTION 54-7, ZERO LOT LINE SUBDIVISIONS, FOR SILVER PALMS, A ZERO LOT LINE SUBDIVISION ON PROPERTY CONTAINING APPROXIMATELY 0.34 ACRES OWNED BY CINZIA DEVELOPMENT, INC, A FLORIDA CORPORATION AND LOCATED AT 266 3RD AVENUE SOUTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.
Recommended Action: Approve the resolution.
[Agenda Memorandum](#)
[Resolution](#)
[Staff Report](#)
[Petition](#)
[Disclosure of Interest](#)
[Deed](#)
[Opinion of Title](#)
[Aerial](#)
[Survey](#)
[Traffic Volumes](#)
[Existing Plat](#)
[Proposed Plat](#)
[Declaration of Covenants and Deed Restrictions](#)
[Expert Resumes](#)
[Planning Staff Resumes](#)
[Mailing Labels](#)
- 16.B. Resolution - Quasi-Judicial - A RESOLUTION SETTING THE PUBLIC HEARINGS FOR REZONE PETITION 20-R1, ASSOCIATED WITH THE NAPLES SQUARE PLANNED DEVELOPMENT LOCATED AT 1195 5TH AVENUE SOUTH, 402, 192, AND 100 GOODLETTE-FRANK ROAD, PARCEL 14240004027, AND 1170 1ST AVENUE SOUTH, AS PART OF REGULAR CITY COUNCIL MEETINGS BEFORE 5:00 P.M.; AND PROVIDING AN EFFECTIVE DATE.
Recommended Action: Approve the resolution.
[Agenda Memorandum](#)
[Resolution](#)
- 16.C. 19-CPA2 (May be heard concurrently with 19-R7) - Ordinance - First Reading - Quasi-Judicial - AN ORDINANCE APPROVING COMPREHENSIVE PLAN AMENDMENT 19-CPA2 DETERMINING AN AMENDMENT TO THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN TO AMEND THE DENSITY WITHIN THE BAYFRONT PLANNED DEVELOPMENT WITHIN THE DOWNTOWN MIXED USE FUTURE LAND USE DESIGNATION OF THE COMPREHENSIVE PLAN FOR THE PROPERTY LOCATED AT 401-499 BAYFRONT PLACE, 1301, 1320, AND 1333 3RD AVENUE SOUTH, AND OWNED BY BAYFRONT, INC., MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Recommended Action: Approve the ordinance at First Reading and Public Hearing; schedule Second Reading and Public Hearing August 19, 2020.

[Agenda Memorandum](#)

[Ordinance](#)

[Staff Report](#)

[Application](#)

[Disclosure of Interest](#)

[Warranty Deed](#)

[Legal Description - Buildings 2-8](#)

[Location Map](#)

[FLU Designation - Bayfront](#)

[Bayfront PD Traffic Impact Analysis 19-10-28](#)

[Planning Staff Resumes](#)

[Mailing Labels](#)

[Correspondence](#)

- 16.D. 19-R7 (May be heard concurrently with 19-CPA2) Ordinance - First Reading - Quasi Judicial - AN ORDINANCE DETERMINING REZONE PETITION 19-R7 REZONING APPROXIMATELY 11.5 ACRES OF PROPERTY FROM PD, PLANNED DEVELOPMENT, TO PD, PLANNED DEVELOPMENT, TO AMEND THE BAYFRONT PLANNED DEVELOPMENT ON PROPERTY OWNED BY BAYFRONT, INC., LOCATED AT 401-499 BAYFRONT PLACE, 1301, 1320, AND 1333 3RD AVENUE SOUTH, MORE PARTICULARLY DESCRIBED HEREIN; ADOPTING THE PLANNED DEVELOPMENT DOCUMENT AS AMENDED HEREIN; AND PROVIDING A SEVERABILITY CLAUSE, A REPEALER PROVISION AND AN EFFECTIVE DATE.

Recommended Action: Approve the ordinance at First Reading and Public Hearing; schedule Second Reading and Public Hearing August 19, 2020.

[Agenda Memorandum](#)

[Ordinance](#)

[Staff Report](#)

[Bayfront History](#)

[Ron Lee Letter - Scrivener's Error](#)

[Application](#)

[Disclosure of Interest](#)

[Warranty Deed](#)

[Boundary Survey and Description - Buildings 6 & 7](#)

[Boundary Survey - less Buildings 6, 7, Allen Systems Building\)](#)

[Location Map](#)

[REVISED Bayfront PD Document - Redline](#)

[Outdoor Dining Map](#)

[Outdoor Dining Photographs](#)

[FLU Designation - Bayfront](#)

[Bayfront PD Traffic Impact Analysis 19-10-28](#)

[Planning Staff Resumes](#)
[Mailing Labels](#)
[Correspondence](#)

16.E. Discussion of the following:

1. Resolution - Legislative - A RESOLUTION DECLARING A ZONING IN PROGRESS RELATED TO CHAPTER 44, GENERAL PROVISION, SECTION 44-8, DEFINITIONS; AND CHAPTER 46, ADMINISTRATION, PROCEDURES AND ENFORCEMENT, ARTICLE II ADMINISTRATIVE PROCEDURES, SECTION 46-37, VARIANCES TO ZONING REQUIREMENTS; AND CHAPTER 56, SUPPLEMENTAL STANDARDS, ARTICLE III, STANDARDS APPLICABLE TO ALL DISTRICTS, SECTION 56-39, HEIGHT REQUIREMENTS, EXCEPTIONS THERETO, OF THE CITY OF NAPLES, CODE OF ORDINANCES, IMPLEMENTING A PROHIBITION ON VARIANCES TO MAXIMUM HEIGHT LIMITS IN COMMERCIAL DISTRICTS FOR A PERIOD OF SIX MONTHS; DIRECTING THE CITY CLERK TO ADVERTISE A FORMAL NOTICE OF ZONING IN PROGRESS; AND PROVIDING AN EFFECTIVE DATE.

2. Resolution -Legislative - A RESOLUTION DECLARING A ZONING IN PROGRESS RELATED TO CHAPTER 58, ZONING, ARTICLE III, SPECIAL OVERLAY DISTRICTS, DIVISION 6, FIFTH AVENUE SOUTH SPECIAL OVERLAY DISTRICT, SECTION 58-1134(d), BUILDING AREA; OF THE CITY OF NAPLES, CODE OF ORDINANCES, REQUIRING PARKING FOR RESIDENTIAL UNITS TO BE ON-SITE AND PROHIBITING PARKING REDUCTIONS BY VARIANCE, PARKING NEEDS ANALYSIS, OR OFF-SITE VALET FOR A PERIOD OF SIX MONTHS; DIRECTING THE CITY CLERK TO ADVERTISE A FORMAL NOTICE OF ZONING IN PROGRESS; AND PROVIDING AN EFFECTIVE DATE.

Recommended Action: Approve the resolutions for zoning in progress and discuss the draft ordinances for text amendments.

[Agenda Memorandum](#)

[16.E.1. Resolution](#)

[16.E.1. Draft Ordinance - Building Height](#)

[16.E.2. Resolution](#)

[16.E.2. Draft Ordinance - Parking on 5th](#)

[16.E.1. Resolution \(SUPPLEMENT 1 / ADDED ATTACHMENT\)](#)

17. City Attorney

17.A. Review of State of Local Emergency Resolution.

Recommended Action: Discussion and direction.

[Agenda Memorandum](#)

[Resolution 2020-14473](#)

Public Comment

Correspondence and Communications

Adjourn