

**POSTED
2/24/2022**

NOTICE OF MEETING AND AGENDA

Naples City Council

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

Mayor: Teresa Heitmann

Vice Mayor: Michael McCabe

City Council Members:

Ted Blankenship, Ray Christman, Terry Hutchison, Paul Perry, Beth Petrunoff

City Attorney: Nancy Stuparich • City Clerk: Patricia Rambosk

Interim City Manager: Pete DiMaria

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

Monday, February 28, 2022

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. Set agenda (add or remove items)
4. Public Comment

CONSENT AGENDA

5. City Clerk

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.A. Approval of various City Council meeting minutes.
Recommended Action: Approve as submitted.
[Agenda Memorandum](#)
[December 15, 2021 Regular Meeting minutes](#)
[January 18, 2022 Regular Meeting minutes](#)
[January 19, 2022 Regular Meeting minutes](#)
[January 20, 2022 Special Meeting minutes](#)
[January 24, 2022 Regular Meeting minutes](#)

6. City Council

- 6.A. Ratification of action by Mayor Heitmann pursuant to Resolution 2021-14774 during the holiday recess.
Recommended Action: Consider the item.
[Agenda Memorandum](#)
[Resolution 2021-14774](#)

END OF CONSENT AGENDA

REGULAR AGENDA

7. City Clerk

- 7.A. Interview David Driapsa, Mike Faucett, Walter Neighbors, Adriane Orion, and John Soldavini for the Design Review Board.
Recommended Action: Interview applicants.
[Agenda Memorandum](#)
[D. Driapsa application](#)
[M. Faucett application](#)
[W. Neighbors application](#)
[A. Orion application](#)
[J. Soldavini application](#)
[DRB Code](#)

8. Risk Management

- 8.A. 1. Risk Management Executive Session. (10:00 A.M. TIME CERTAIN); and
2. Announcement of action, if pertinent.
Recommended Action: 1. Meet in closed session; and
2. Announce action, if any.
[Agenda Memorandum](#)
[Public Notice](#)

9. City Manager

- 9.A. City Manager recruitment update and selection process (11:00 A.M. TIME CERTAIN).
Recommended Action: Accept presentation.
[Agenda Memorandum](#)
[Applicant Listing - All Applicants as of 02-22-22](#)
[Applicant Listing - Highly Qualified as of 02-22-22](#)
[Matrix of Experience](#)
[Boodheshwar, Jay_Redacted](#)
[Summary of Articles w- Articles Attached- Boodheshwar](#)
[Falgout, Beau_Redacted](#)
[Summary of Articles - Falgout, Beau w-Articles](#)
[Figliola, Anthony_Redacted](#)
[Summary of Articles w- Articles Attached - Figliola](#)
[Russo, Christopher_Redacted](#)
[Summary of Articles - Christopher Russo w. articles attached](#)
[Weigold, John_Redacted](#)
[Summary of Articles - Weigold w-Articles](#)
[Woodruff, John_Redacted](#)
[Summary of Articles w- Articles Attached - Woodruff](#)
[Yates, Thomas_Redacted](#)
[Summary of Articles - w- Articles Attached - Thomas Yates](#)
[Ziman, Kristen_Redacted](#)
[Summary of Articles -w- articles attached- Kristen Ziman](#)
[City Manager Recruitment Survey](#)

PUBLIC HEARINGS

10. Planning

- 10.A. 21-ODPV23 Resolution - Quasi-Judicial - A RESOLUTION DETERMINING OUTDOOR DINING PETITION 21-ODPV23 FOR THE PURPOSE OF GRANTING OUTDOOR DINING ON PRIVATE PROPERTY TO INCLUDE 14 TABLES AND 56 SEATS, FOR CHEFWORKS, INC., D/B/A NOSH ON NAPLES BAY RESTAURANT, LOCATED AT 1490 5TH AVENUE SOUTH, ON PROPERTY OWNED BY NAPLES BAY PROPERTIES, LLC, SAID PROPERTY BEING MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.
Recommended Action: Consider the resolution.
[Agenda Memorandum](#)
[Resolution](#)
[Supplemental Memorandum](#)
[Application](#)
[Disclosure Property Owner](#)
[Disclosure Business Owner](#)
[Fire Marshal approval with life safety plan](#)

[Furniture Pictures](#)
[Parking Documents](#)
[Petitioner's Credentials](#)
[Planning Department Resumes](#)
[Labels](#)
[Petitioner's Presentation](#)

- 10.B. 21-V5 Resolution - Quasi-Judicial - A RESOLUTION RELATING TO A VARIANCE; DETERMINING PETITION 21-V5 FOR THE PURPOSE OF ALLOWING A SCREEN ENCLOSURE TO BE LOCATED 11.48 FEET FROM THE REAR PROPERTY LINE WHERE A MINIMUM OF 15 FEET IS REQUIRED FOR PROPERTY OWNED BY HOWARD C. AND GAIL B. JACKSON, LOCATED AT 4823 WEST BOULEVARD COURT, UNIT 104, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Recommended Action: Consider the resolution.

[Agenda Memorandum](#)
[Resolution](#)
[Departmental Review Comments](#)
[Application](#)
[Disclosure of Interest](#)
[Survey](#)
[2007 Permit Card - Pool](#)
[Approved Site Plan - PRAB2100979](#)
[Screen Enclosure Engineered Documents](#)
[2007 Permit Card - Final Survey](#)
[Aerial](#)
[Planning Department Credentials](#)
[Labels](#)
[Letters of Support Combined](#)
[Petitioner's Presentation](#)

- 10.C. 21-ODPV24 Resolution - Quasi-Judicial - A RESOLUTION DETERMINING OUTDOOR DINING PETITION 21-ODPV24 FOR THE PURPOSE OF ESTABLISHING OUTDOOR DINING ON PRIVATE PROPERTY TO INCLUDE 4 TABLES, 18 CHAIRS, 11 PLANTERS, AND 1 BENCH FOR NARRATIVE COFFEE ROASTERS, ON PROPERTY OWNED BY WSR 1075, LLC, AND LOCATED AT 1103 CENTRAL AVENUE, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Recommended Action: Consider the resolution.

[Agenda Memorandum](#)
[Resolution](#)
[Supplemental Memorandum](#)
[Department Comments](#)
[Application](#)
[Outdoor Dining Site Plan](#)

[Site Plan with Parking Approval - Resolution 2018-14229](#)
[Eleven Eleven Central Overall Site](#)
[Liquor License -2COP](#)
[Planning Department Credentials](#)
[Labels](#)

- 10.D. 21-FA2 - Resolution - Legislative - A RESOLUTION RELATING TO ZONING REVIEW FEES; FOR THE PURPOSE OF AMENDING APPENDIX "A", FEES AND CHARGES SCHEDULE, SUBPART A. GENERAL ORDINANCES, CHAPTER 16. CONSTRUCTION, REHABILITATION AND PROPERTY MAINTENANCE, SECTION 16-52(18), ZONING REVIEW FEE; AND AMENDING SUBPART B. LAND DEVELOPMENT CODE, CHAPTER 46. ADMINISTRATION, ADDING SECTION 46-45, NOTICING, CODE OF ORDINANCES, CITY OF NAPLES; AND PROVIDING AN EFFECTIVE DATE.

Recommended Action: Consider the resolution.

[Agenda Memorandum](#)

[Resolution](#)

[PAB Staff Report](#)

[APPENDIX A - FEES AND CHARGES SCHEDULE - Plan Review Fees](#)

[APPENDIX A - FEES AND CHARGES SCHEDULE - Planning Petitions](#)

[Fee Study- Advertisement and mailing fees](#)

[Fee Study- Total Sq ft proposed fee increase](#)

[Fee Analysis Chart](#)

[FY2020-2021 Building Permits](#)

[Resolution 2011-12914](#)

[Resolution 2019-14372](#)

- 10.E. 21-ODPB3 Resolution - Quasi-Judicial - A RESOLUTION DETERMINING OUTDOOR DINING PETITION 21-ODPB3 FOR THE PURPOSE OF ALLOWING A CHANGE IN THE SEATING PLAN FOR OUTDOOR DINING ON PUBLIC PROPERTY TO INCLUDE A TOTAL OF 12 TABLES, 38 SEATS, 5 HEATERS, AND 3 UMBRELLAS FOR BISTRO 821 ON PROPERTY OWNED BY FIFTH AVENUE SOUTH, LLC, AND LOCATED AT 821 5TH AVENUE SOUTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Recommended Action: Consider the resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Supplemental Memorandum](#)

[Outdoor Dining Petition](#)

[Disclosure of Interest - Property Owner](#)

[Disclosure of Interest - Restaurant](#)

[Proposed Layout Plan - Umbrellas](#)

[Proposed Layout Plan - Heaters](#)

[Specifications - Chairs](#)

[Specifications - Table](#)

[Original Outdoor Dining Approval](#)
[2004 Landscape Improvements](#)
[2010 Outdoor Dining Approval](#)
[Mailing Labels](#)
[Planning Staff Qualifications](#)
[21-ODPB3 Petitioner Presentation](#)

11. City Attorney

- 11.A. ORDINANCE - FIRST READING - AN ORDINANCE RELATING TO OFF-PREMISES SOLICITATION OF PEDESTRIANS (“HAWKING”); FOR THE PURPOSE OF ADOPTING CODE SECTION 10-59 CREATING AND REGULATING CONDUCT IN AND ADJACENT TO AN OFF-PREMISES SOLICITING PROHIBITED ZONE IN CERTAIN AREAS; AMENDING CODE SECTIONS REGULATING PEDDLING, CHAPTER 10, BUSINESSES, ARTICLE II, PEDDLERS AND SOLICITORS, DIVISION 1, GENERALLY, SECTIONS 10-31, DEFINITIONS; AND AMENDING DIVISION 2, PERMIT, SECTIONS 10-51 THROUGH 10-58 PERMIT REQUIREMENTS; PROVIDING A SEVERABILITY CLAUSE, PROVIDING A CONFLICT AND REPEALER PROVISION, AND AN EFFECTIVE DATE.

Recommended Action: Approve at First Reading; schedule for Second Reading and Public Hearing on March 23, 2022.

[Agenda Memorandum](#)
[Ordinance](#)

OTHER BUSINESS

12. Streets & Stormwater

- 12.A. City Council is asked to consider:

1. An Award of Contract to DBE Management LLC to drill two (2) 30” diameter fusible PVC pipes into the Gulf of Mexico for the Beach Outfall Project South Pump Station in the amount of \$4,219,741.00, which includes a \$100,000 City-controlled contingency, and authorize the City Manager to execute the contract; and
2. Approve amendment 7B to the contract with Erickson Consulting Engineers, Inc. for Construction Engineering & Inspection (CEI) Services associated with South Pump Station System Horizontal Drill in the amount of \$193,630.00; and authorize the City Manager to sign.

Recommended Action: 1. Award a contract to DBE Management and authorize the City Manager to execute; and

2. Approve amendment 7B to the contract with Erickson Consulting Engineers and authorize the City Manager to execute

[Agenda Memorandum](#)

[1. Agreement - DBE Management](#)

[2. Agreement - Amendment 7\(B\) Erickson Engineering](#)

[22-002 Bid Analysis](#)

22-002 Bid Tabulation
Attachment J - VENDOR PRESENTATIONS - DBE

13. Human Resources

13.A. Executive Session - Labor Relations (3:00 P.M. TIME CERTAIN).

City Council is asked to meet in Executive Session to discuss collective bargaining pursuant to Section 447.605(1), Florida Statutes (2020), and relative to the following bargaining units:

Collier County Lodge 38 of the Fraternal Order of Police, Police Officer's Unit;
Collier County Lodge 38 of the Fraternal Order of Police, Supervisor's Unit; and
The Professional Firefighters of Naples, IAFF, Local 2174.

Recommended Action: Hold Executive Session.

[Agenda Memorandum](#)

Public Comment

Correspondence and Communications

Adjourn