



NOTICE OF MEETING AND AGENDA

Posted
March 29, 2023

City Hall Council Chambers
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
City Manager: Jay Boodheshwar

One or more other elected or appointed officials may be in attendance at this meeting.

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.

Pledge of Civility

It is the desire of the City of Naples to encourage the open exchange of ideas, fair discussion of the issues, and the participation of all persons in government, therefore, we pledge to be respectful of each other even when we disagree, to direct all comments to the issues, and to avoid personal attacks during all City meetings and workshops.

City Council Regular Meeting
Wednesday, April 5, 2023
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 property of the City of Naples and will be retained by the City Clerk

1. **CALL TO ORDER AND ROLL CALL**
2. **INVOCATION AND PLEDGE OF ALLEGIANCE**
3. **SET AGENDA (add or remove items)**
4. **ANNOUNCEMENTS AND PRESENTATIONS**
 - 4.A. Centennial Fun Fact
 - 4.B. Do The Right Thing Awards Presentation

- 4.C. Proclamation for J. William Meek Service to the Arts Day
- 4.D. Proclamation for National Public Safety Telecommunicators Week
- 4.E. Collier County Update from Commissioner Dan Kowal

5. PUBLIC COMMENTS (For Items on the Agenda)

APPROVAL OF CONSENT AGENDA

6. MINUTES

- 6.A. Approval of Various City Council Meeting Minutes.
(Patricia Rambosk, City Clerk)
[Agenda Memorandum](#)
[February 15, 2023 Regular Meeting Minutes](#)
[February 27, 2023 Special Meeting Minutes](#)

7. RESOLUTIONS

- 7.A. A RESOLUTION FOR THE PURPOSE OF AWARDING A CONTRACT BY PURCHASE ORDER TO LOU'S POLICE DISTRIBUTORS, INC., AS A SOLE SOURCE PROVIDER, IN THE AMOUNT OF \$77,311.76, REGARDING AGENCY HANDGUNS, WEAPONS SYSTEMS, AND HOLSTERS; AUTHORIZING THE CITY MANAGER TO EXECUTE THE PURCHASE ORDER AND PROVIDING AN EFFECTIVE DATE.
(Tom Weschler, Police Chief)
[Agenda Memorandum](#)
[Resolution](#)
[Florida Law Enforcement Distributor List](#)
[Glock, Inc. Sole-Limited Source Letter](#)
[Handgun Bid 1 - Lou's Police Distributors](#)
[Handgun Bid 2 - GT Distributors](#)
[Handgun Bid 3 - Lawmen's & Shooters' Supply](#)
- 7.B. A RESOLUTION FOR THE PURPOSE OF INCREASING THE ANNUAL MAXIMUM EXPENDITURE LIMITS FOR OUTSIDE CONTRACTS FOR THE PURCHASE OF GOODS AND SERVICES WITH TAMIAMI FORD INC. AND THOMPSON PUMP AND MANUFACTURING, INC. TO ALLOW STAFF TO IMMEDIATELY PURCHASE REPLACEMENT FLEET VEHICLES AND PUMPING EQUIPMENT FOR UNEXPECTED EXPENDITURES NEEDED TO FULLY RESTORE OPERATIONAL ACTIVITIES DUE TO DAMAGE CAUSED BY HURRICANE IAN; AUTHORIZING THE CITY MANAGER TO EXECUTE APPLICABLE PURCHASE ORDERS; AND PROVIDING AN EFFECTIVE DATE.
(Bob Middleton, Director of Public Works)
[Agenda Memorandum](#)
[Resolution](#)
[Tamiami Ford 1 Year Renewal Contract](#)
[Purchasing Agenda Memo - Outside Contracts - 9-28-22](#)
[Resolution - Outside Contracts FY23](#)

7.C. A RESOLUTION WAIVING THE COMPETITIVE BID PROCESS AND ACCEPTING A PROPOSAL FROM BEYOND AUDIO VISUAL FOR THE PURPOSE OF UPGRADING THE AUDIO/VIDEO EQUIPMENT IN THE COUNCIL CHAMBER AND THE SUPPORTING CONTROL ROOM TO CONTINUE PROVIDING DEPENDABLE, HIGH-QUALITY AUDIO AND VIDEO BROADCASTING SERVICES TO THE COMMUNITY IN AN AMOUNT NOT-TO-EXCEED \$130,000; AMENDING THE FISCAL YEAR 2022-23 BUDGET OF THE CITY OF NAPLES; AND PROVIDING AN EFFECTIVE DATE.

(Andrew Hunter, Director of Information Technology)

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

7.D. A RESOLUTION FOR THE PURPOSE OF APPROVING A SUPPLEMENTAL LOCAL AGENCY PROGRAM AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION TO ACCEPT ADDITIONAL GRANT FUNDING FOR THE SOUTH GOLF DRIVE IMPROVEMENT PROJECT; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

(Bob Middleton, Director of Public Works)

[Agenda Memorandum](#)
[Resolution](#)
[Supplemental Agreement #2](#)
[Resolution 2018-02 Covering Cost Over-Runs on LAP Projects](#)

8. OTHER

8.A. The Donation of Public Art, from Juan Diaz Artwork, Named "Skate On" at Fleischmann Park.

(Chad Merritt, Director of Parks, Recreation & Facilities)

[Agenda Memorandum](#)
[Skate ON Artwork Donation Proposal](#)
[Public Art Code Section 46-42](#)

8.B. Consideration of the Repeat Special Event Applications Enumerated Below:

1. Project Help - Baker Park - April 27, 2023
2. Epilepsy Florida's Walk the Talk - Baker Park - April 29, 2023
3. Spay and Neuter Initiative Program Collier 5k - Cambier Park - May 29, 2023
4. Fourth of July Fireworks - July 4, 2023

(Chad Merritt, Director of Parks, Recreation & Facilities)

[Agenda Memorandum](#)
[Project HELP Event - Baker Park - 4.27.23](#)
[Epilepsy Alliance Walk-a-thon - Baker Park - 4.29.23](#)
[Gulf Coast Runners SNIP 5k - Cambier Park - 5.29.23](#)
[4th of July Fireworks - 7.4.23](#)

END OF CONSENT AGENDA

9. PUBLIC HEARINGS - NONE

REGULAR AGENDA

10. ITEMS PULLED FROM CONSENT AGENDA (If Needed)

11. LAND USE MATTERS

- 11.A. A RESOLUTION FOR THE PURPOSE OF DETERMINING SITE PLAN WITH DEVIATIONS PETITION 23-SPD1, PURSUANT TO A DEVELOPMENT AGREEMENT APPROVED BY RESOLUTION 2019-14418 AND SECTION 46-33(g) OF THE CODE OF ORDINANCES IN EFFECT AT THE TIME OF THE APPROVAL OF THE DEVELOPMENT AGREEMENT FOR THE PROPERTY LOCATED AT 852 GULF SHORE BOULEVARD NORTH, FOR DEVIATIONS FROM THE FOLLOWING SECTIONS OF THE CODE OF ORDINANCES: SECTIONS 50-105(b)(1), (3), AND (4) TO ALLOW FOR A REDUCTION IN THE NUMBER OF AND THE RELOCATION OF REQUIRED OFF-STREET LOADING SPACES; SECTION 56-35 TO ALLOW FOR THE HOTEL BUILDING AND CLUBHOUSE BUILDING TO EXCEED MAXIMUM ALLOWABLE BUILDING DIMENSION OF 200 FEET; SECTIONS 58-476(2) AND (3) TO ALLOW FOR THE ENCROACHMENT OF BUILDINGS INTO THE REQUIRED SIDE AND REAR YARDS INTERIOR TO THE SITE ALONG THE BOUNDARY BETWEEN THE R3T-18 AND PLANNED DEVELOPMENT PORTIONS OF THE PROPERTY; SECTION 56-54(7) TO ALLOW FOR A 48-INCH RETAINING WALL ABUTTING GULF SHORE BOULEVARD NORTH; SECTION 50-131(b) TO ALLOW DRIVEWAY WIDTH TO EXCEED THE 54-FOOT ALLOWABLE DIMENSION; AND SECTION 56-54 TO ALLOW FOR MONUMENTS EXCEEDING 30 INCHES IN HEIGHT WITHIN THE REQUIRED FRONT YARDS; FOR THE PROPERTY OWNED BY NAPLES BEACH CLUB LAND TRUST TRUSTEE, LLC AND LOCATED AT 852 GULF SHORE BOULEVARD NORTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

(Erica Martin, Director of Planning)

[Agenda Memorandum](#)

[Resolution](#)

[Staff Report](#)

[19-SP8 Revision #3 - Market Square Sufficiency Letter 02.28.2023](#)

[Site Plan with Deviations Application](#)

[Schedule 1](#)

[Schedule 2](#)

[Deed](#)

[Disclosure of Interest](#)

[The Naples Beach Club Plat](#)

[Aerial](#)

[Exhibits A1-F1](#)

[Exhibits A-F](#)

[Landscape Plans](#)

[Transportation Letter](#)

[Architectural Plans](#)

[Civil Plans](#)

[Pedestrian Access](#)

[Project Overview](#)

[Resolution No. 2019-14417](#)

[Credentials - Petitioner](#)
[Credentials - Staff](#)
[Public Notice Mailing Addresses](#)
[Affidavit of Sign Posting - PAB hearing](#)
[Affidavit of Sign Posting - City Council Hearing](#)
[Petitioner's Presentation](#)
[Petitioner's Presentation - Hart Howerton](#)

12. OLD BUSINESS

- 12.A. Discussion Related to the Formation of the Fifth Avenue South Business Improvement District.
(Nancy Stuparich, City Attorney)
[Agenda Memorandum](#)
[Resolution 08-12256](#)
[Ordinance 09-12332](#)
[Business Improvement District Summary Memo September 8, 2022](#)
[Resolution Creating BID 2010-12801](#)
[BID contract 2010-12820](#)
[2010 Signed Agreement with Amendment](#)
[Resolution 19-14394](#)
[Annual Report 2021](#)
- 12.B. A RESOLUTION FOR THE PURPOSE OF AWARDING A CONTRACT BY PURCHASE ORDER TO FIELDTURF USA, INC. FOR THE INSTALLATION OF SYNTHETIC TURF AT THE FOOTBALL FIELD AT FLEISCHMANN PARK, IN THE AMOUNT OF \$1,199,685.00, PURSUANT TO SOURCEWELL CONTRACT 031622-FTU; AND PROVIDING AN EFFECTIVE DATE.
(Chad Merritt, Director of Parks, Recreation & Facilities)
[Agenda Memorandum](#)
[Resolution](#)
[Quote](#)
[Fleischmann Park Turf Proposal Details](#)
[Sourcewell Contract](#)
[Certificate of Insurance](#)

13. NEW BUSINESS

- 13.A. Presentation and Recommendations from the Special Event Committee.
(Chad Merritt, Director of Parks, Recreation & Facilities)
[Agenda Memorandum](#)
[Special Event Manual - Updated 2023](#)
[Special Events Presentation](#)
[Tent and Cooking Requirement Form](#)
[Alcohol Application Form](#)
- 13.B. Consideration of the Repeat Special Event Application for the Fitness Challenge Triathlon (Sponsored by Y Not Tri LLC) on June 4, 2023.
(Chad Merritt, Director of Parks, Recreation & Facilities)
[Agenda Memorandum](#)

- 13.C. Discussion Related to Amending the Term Limits of Members of the Design Review Board.
(Erica Martin, Director of Planning)
[Agenda Memorandum](#)
[DIVISION 4. DESIGN REVIEW BOARD - Existing Regulations](#)

ORDINANCES

14. FIRST READING ORDINANCES

- 14.A. Present Information Related to Proposed Ordinances Amending Chapter 29 of the Code of Ordinances Governing the General Pension Plan, the Police Pension Plan, and the Fire Pension Pension to Effectuate a COLA of 5% as Proposed by each Respective Pension Board.
(Gary Young, Deputy City Manager/CFO)
[Agenda Memorandum](#)
[Presentation](#)
- 14.B. First Reading of an Ordinance For the Purpose of Amending Chapter 29 of General Retirement System providing a One-Time 5% COLA Adjustment to the Monthly Benefit for Current Retirees Not Otherwise Eligible for a COLA Increase.

AN ORDINANCE OF THE CITY OF NAPLES, FLORIDA, AMENDING THE CITY OF NAPLES CODE OF ORDINANCES, CHAPTER 29, ARTICLE III, GENERAL RETIREMENT SYSTEM; AMENDING DIVISION 3, SECTION 29-115, PENSION AMOUNT, BY ADDING SUBSECTION (g), TO PROVIDE FOR A ONE-TIME INCREASE IN BENEFITS FOR RETIREES AND BENEFICIARIES; DIRECTING THE CITY CLERK TO FILE A COPY OF THIS ORDINANCE WITH THE FLORIDA DEPARTMENT OF MANAGEMENT SERVICES, DIVISION OF RETIREMENT; PROVIDING FOR CONFLICTING PROVISIONS, SEVERABILITY AND APPLICABILITY; AND PROVIDING AN EFFECTIVE DATE.

(Gary Young, Deputy City Manager/CFO)

[General Pension One-Time COLA Increase Ordinance Amendment](#)

- 14.C. First Reading of an Ordinance for the Purpose of Amending Chapter 29 of Police Retirement System Providing a 5% COLA Adjustment to the Monthly Benefit for Current Retirees Not Otherwise Eligible for a COLA Increase.

AN ORDINANCE OF THE CITY OF NAPLES, FLORIDA, AMENDING THE CITY OF NAPLES CODE OF ORDINANCES, CHAPTER 29, ARTICLE V, POLICE OFFICERS' PENSION AND RETIREMENT SYSTEM; AMENDING DIVISION 3, SECTION 29-312, REQUIREMENTS FOR RETIREMENT, BY ADDING SUBSECTION (5), TO PROVIDE FOR A ONE-TIME INCREASE IN BENEFITS FOR RETIREES AND BENEFICIARIES; DIRECTING THE CITY CLERK TO FILE A COPY OF THIS ORDINANCE WITH THE FLORIDA DEPARTMENT OF MANAGEMENT SERVICES, DIVISION OF RETIREMENT; PROVIDING FOR CONFLICTING PROVISIONS, SEVERABILITY AND APPLICABILITY; AND

PROVIDING AN EFFECTIVE DATE.

(Gary Young, Deputy City Manager/CFO)

[Police Pension - One-Time COLA Increase Ordinance Amendment](#)

- 14.D. First Reading of an Ordinance Amending Chapter 29 of Fire Retirement System Providing a 5% COLA Adjustment to the Monthly Benefit for Current Retirees Not Otherwise Eligible for a COLA Increase.

AN ORDINANCE OF THE CITY OF NAPLES, FLORIDA, AMENDING THE CITY OF NAPLES CODE OF ORDINANCES, CHAPTER 29, ARTICLE IV, FIREFIGHTERS' PENSION AND RETIREMENT SYSTEM; AMENDING DIVISION 3, SECTION 29-232 BY ADDING SUBSECTION (e), REQUIREMENTS FOR RETIREMENT, TO PROVIDE FOR A ONE-TIME INCREASE IN BENEFITS FOR RETIREES AND BENEFICIARIES; DIRECTING THE CITY CLERK TO FILE A COPY OF THIS ORDINANCE WITH THE FLORIDA DEPARTMENT OF MANAGEMENT SERVICES, DIVISION OF RETIREMENT; PROVIDING FOR CONFLICTING PROVISIONS, SEVERABILITY AND APPLICABILITY; AND PROVIDING AN EFFECTIVE DATE.

(Gary Young, Deputy City Manager/CFO)

[Fire Pension - One-Time COLA Increase Ordinance Amendment](#)

15. SECOND READING ORDINANCES - NONE

16. PUBLIC COMMENTS (For Items NOT on the Agenda)

17. COMMUNICATIONS FROM MAYOR, CITY COUNCIL, AND STAFF

18. ADJOURNMENT

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.