

NOTICE OF MEETING AND AGENDA



**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, February 1, 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. Collier County Update from Commissioner Dan Kowal

- 4.C. FCCMA Certificate Presentation to the City of Naples for 75 Years as Council-Manager Form of Government
- 4.D. Do The Right Thing Awards Presentation
(Tom Weschler, Police Chief)
- 4.E. Naples Senior Center Recognition
(Teresa Heitmann, Mayor)
- 4.F. Collier County Coastal Storm Risk Management (CSRM) Feasibility Study Presented by the Army Corp of Engineers.
(Bob Middleton, Director of Public Works)
[Agenda Memorandum](#)
[CSRM Presentation](#)

5. PUBLIC COMMENTS

APPROVAL OF CONSENT AGENDA

6. MINUTES - NONE

7. RESOLUTIONS

- 7.A. A RESOLUTION FOR THE PURPOSE OF AWARDING A CONTRACT TO U.S. TENNIS AND RECREATION IN THE AMOUNT OF \$179,277 TO RESURFACE 12 CLAY TENNIS COURTS, RESINSTALL THE LINES AND FIX THE IRRIGATION DAMAGED BY HURRICANE IAN AT THE ARTHUR ALLEN TENNIS CENTER; AND PROVIDING AN EFFECTIVE DATE.
(Chad Merritt, Director of Parks, Recreation & Facilities)
[Agenda Memorandum](#)
[Resolution](#)
[Invitation To Bid - 23-005](#)
[Bid Sheet - Signed](#)
[Invitation To Bid 23-005 - Submittal - US Tennis](#)
[State License - US Tennis](#)
[Reference - US Tennis](#)
[Declaration Of Intent To Award](#)
- 7.B. A RESOLUTION FOR THE PURPOSE OF ENTERING INTO AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF NAPLES, THE NORTH COLLIER FIRE CONTROL AND RESCUE DISTRICT, THE CITY OF MARCO ISLAND, THE GREATER NAPLES FIRE RESCUE DISTRICT, AND THE IMMOKALEE FIRE CONTROL DISTRICT AND IN ORDER TO OBTAIN LICENSES FOR THE USE OF TABLET COMMAND SOFTWARE; AUTHORIZING THE MAYOR TO EXECUTE THE INTERLOCAL AGREEMENT AND RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.
(Phillip Pennington, Interim Fire Chief)
[Agenda Memorandum](#)
[Resolution](#)
[Tablet Command Agreement](#)

7.C. A RESOLUTION FOR THE PURPOSE OF AMENDING PARAGRAPH 7(C) OF THE FIRST AMENDED AND RESTATED PUBLIC PARKING GARAGE AGREEMENT TO PROVIDE ADDITIONAL TIME FOR THE CITY TO FINALIZE ITS REVIEW OF TITLE, SURVEY AND ENVIRONMENTAL CONDITIONS OF THE PARKING GARAGE PARCEL AND PROVIDE NOTICE TO THE LANDOWNERS IDENTIFIED IN THE AGREEMENT OF THE CITY'S INTENT TO PROCEED TO CLOSING; AND PROVIDING AN EFFECTIVE DATE.

(Nancy Stuparich, City Attorney)

[Agenda Memorandum](#)

[Resolution](#)

[Amendment 3 to Amended and Restated Public Parking Garage](#)

8. OTHER

8.A. Extension of Moratorium for New Special Events Organized by the Public on Public Property to May 1, 2023.

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

[Agenda Memorandum](#)

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

- 1) Saint Ann School Fundraiser - Saint Ann School - February 11, 2023
 - 2) Craft Beer Festival - Bayfront - March 3, 2023
 - 3) My Rescue Rescued Me - Baker Park - March 10, 2023
 - 4) Lake Park Association Block Party - Private Residence - April 1, 2023
 - 5) YogaCAN - Baker Park - April 2, 2023
 - 6) Evenings on Fifth (Recurring) - April 13, 2023
 - 7) Pride Fest - Cambier Park - June 10, 2023
 - 8) Firecracker 5k - Fleischmann Park - July 4, 2023
 - 9) Christmas Eve Service - Cambier Park - December 24, 2023
- (Chad Merritt, Director of Parks, Recreation & Facilities)

[Agenda Memorandum](#)

[Saint Ann Annual Fundraiser Party 2-11-23](#)

[Craft Beer Festival 3-3-23](#)

[My Rescue Rescued Me 3-10-23](#)

[Lake Park Association Block Party 4-1-23](#)

[YogaCAN 4-2-23](#)

[Evenings on 5th 4-13-23](#)

[Pride Fest Cambier 6-10-23](#)

[Firecracker 5k 7-4-23](#)

[Christmas Eve Service 12-24-23](#)

8.C. Consideration of the following Special Event Applications Enumerated Below:

- 1) Coletti Wedding - Private Residence - February 11, 2023
 - 2) Hoeft Wedding - Private Residence - February 25, 2023
 - 3) Networking Event by Gulfshore Life Media - Naples Airport - March 7, 2023
 - 4) Ducks Unlimited Fundraiser - Naples Airport - March 11, 2023
 - 5) Path2Freedom Airport Gala - Naples Airport - March 11, 2023
- (Chad Merritt, Director of Parks, Recreation & Facilities)

[Agenda Memorandum](#)
[Coletti Wedding 2-11-23](#)
[Hoelt Wedding 2-25-23](#)
[Networking Event 3-7-23](#)
[Ducks Unlimited Fundraiser 3-11-23](#)
[Path2Freedom Airport Gala 3-11-23](#)

- 8.D. Notice of Proclamations Extending the Declaration of Local Emergency Declared by the Honorable Mayor Teresa Heitmann as Required by Section 14-34 of the City of Naples Code of Ordinances.

(Nancy Stuparich, City Attorney)

[Agenda Memorandum](#)
[Proclamation 2023-02](#)
[Proclamation 2023-03](#)
[Intergovernmental Agreement with Miami Dade County](#)

END OF CONSENT AGENDA

9. PUBLIC HEARINGS

- 9.A. A RESOLUTION FOR THE PURPOSE OF DETERMINING A REQUEST TO COMPROMISE AND REDUCE THE REQUIRED PAYMENT AND RELEASE LIENS FOR PREVIOUSLY ACCUMULATED FINES UNDER CODE ENFORCEMENT BOARD CASE NOS. CEP201900887, CEP201900889, CEP201900887 AND 18-406936, FOR PROPERTY LOCATED AT 1100 SANDPIPER STREET AND OWNED BY FRANK K. STIER; AND PROVIDING AN EFFECTIVE DATE.

(Nancy Stuparich, City Attorney)

[Agenda Memorandum](#)
[Resolution](#)
[Resolution 2022-14818](#)
[Lien Reduction Request to City Council from Stier](#)
[Order Imposing Fine Lien OR 5626 PG 969](#)
[Order Imposing Fine Lien OR 5795 PG 471](#)
[Order Imposing Fine Lien OR 5795 PG 473](#)
[Order Imposing Fine Lien OR 5795 PG 475](#)
[1100 Sandpiper Street - 1100 Sand LLC - Condition of Violation on June 15, 2020](#)
[1100 Sandpiper Street - 1100 Sand LLC - Condition of Violation on June 15, 2020](#)
[1100 Sandpiper Street - 1100 Sand LLC - Condition of Violation on September 14, 2018](#)

REGULAR AGENDA

10. ITEMS PULLED FROM CONSENT AGENDA (If Needed)

11. LAND USE MATTERS - NONE

12. OLD BUSINESS

- 12.A. A RESOLUTION FOR THE PURPOSE OF APPROVING THE NAPLES URBAN FOREST PLAN FOR THE YEAR 2023 AS REQUIRED IN SECTION 38-3 OF THE

CODE OF ORDINANCES, CITY OF NAPLES, FLORIDA; AND PROVIDING AN EFFECTIVE DATE (Continued from December 5th, 2022).
(Chad Merritt, Director of Parks, Recreation & Facilities)
[Agenda Memorandum](#)
[Resolution](#)
[Urban Forest Report 2023 - Revised](#)

13. NEW BUSINESS

- 13.A. Executive Session - Dye v. City of Naples (3:00PM TIME CERTAIN).
[Agenda Memorandum](#)

ORDINANCES

14. FIRST READING ORDINANCES

- 14.A. First reading of a Proposed Ordinance amending the Site Plan process.

AN ORDINANCE FOR THE PURPOSE OF AMENDING THE SITE PLAN REVIEW REGULATIONS OF THE CITY OF NAPLES AS PROPOSED IN TEXT AMENDMENT PETITION 22-T9; AMENDING SUBSECTIONS (b)(1), (e), AND (g) (4)(d) AND ADDING SUBSECTION (g)(4)(h) OF ARTICLE II, ADMINISTRATIVE PROCEDURES, OF CHAPTER 46, ADMINISTRATION, PROCEDURES AND ENFORCEMENT OF THE CODE OF ORDINANCES, CITY OF NAPLES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER PROVISION; AND PROVIDING AN EFFECTIVE DATE.

(Erica Martin, Director of Planning)

[Agenda Memorandum](#)

[Ordinance - First Reading](#)

[PAB Report](#)

[Sec. 46-33. Site Plan Review](#)

[Ordinance 2008-12280](#)

[12-12-2022 City Council Workshop Meeting Minutes - Draft](#)

- 14.B. First Reading of an Ordinance related to temporary uses during recovery from a natural disaster.

AN ORDINANCE OF THE CITY OF NAPLES AMENDING SECTION 46-39 AND CREATING A NEW SECTION 46-39(B)(3) IN CHAPTER 46, ARTICLE II, TO PROVIDE FOR APPROVAL OF TEMPORARY USES ON RESIDENTIAL AND COMMERCIAL ZONED PROPERTY DURING RECOVERY FROM A NATURAL DISASTER DURING AND SUBSEQUENT TO TERMINATION OF A LOCAL STATE OF EMERGENCY; PROVIDING FOR CRITERIA, AND APPROVAL BY THE CITY MANAGER FOR A SPECIFIC DURATION; PROVIDING FOR SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

(Nancy Stuparich, City Attorney)

[Agenda Memorandum](#)

[Ordinance - First Reading](#)

[Resolution 2022-14957](#)

15. SECOND READING ORDINANCES - NONE

16. PUBLIC COMMENTS

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.