

NOTICE OF MEETING AND AGENDA



**City Hall Council Chambers
735 8th Street South, Naples, Florida**

Mayor: Teresa Heitmann

Vice Mayor: Terry Hutchison

City Council Members:

Ted Blankenship, Ray Christman,

Paul Perry, Beth Petrunoff

Interim City Attorney: Ralf Brookes • 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. Public comments about items on the agenda will be heard during Item 5 or during specific agenda items. Public comments about issues not on the agenda will be heard at the end of the meeting. 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
Monday, March 4, 2024
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. Proclamation Recognizing the Naples Zoo at Caribbean Gardens.

- 4.B. Review of Upgrades to ACUNE Software.
- 4.C. Design Review Board Annual Presentation.
[Agenda Memorandum](#)

5. PUBLIC COMMENTS

APPROVAL OF CONSENT AGENDA

6. MINUTES - None

7. RESOLUTIONS

- 7.A. A Resolution for the Purpose of Amending the City of Naples Designated Street Tree Program Approved by Resolution 2022-14986; and Providing an Effective Date.
(Chad Merritt, Director of Parks, Recreation & Facilities)
[Agenda Memorandum](#)
[Resolution](#)
[Designated Street Trees Plan - Revised](#)
[Lake Park Changes - 2024](#)
- 7.B. A Resolution for the Purpose of Approving the Naples Urban Forest Report for the Year 2024 as Required in Section 38-3 of the City of Naples Code of Ordinance; and Providing an Effective Date.
(Chad Merritt, Director of Parks, Recreation & Facilities)
[Agenda Memorandum](#)
[Resolution](#)
[Urban Forest Report 2024](#)
- 7.C. A Resolution for the Purpose of Amending the Professional Consultant's Services Agreement for the City's Accounting and Auditing Services with Mauldin & Jenkins, LLC. Related to the Performance of the City's Annual Financial Audit for Increased Costs Related to Providing said Services; Authorizing the City Manager to Execute the Amendment; and Providing an Effective Date
(Gary Young, Deputy City Manager/CFO)
[Agenda Memorandum](#)
[Resolution](#)
[First Amendment Agreement](#)
[Original Agreement](#)

8. OTHER

- 8.A. Consideration of the New Special Event Application Below:
 - 1. Antoniou Wedding Reception – 19 8th Ave South
 - 2. Hoggle-Himede Wedding – Baker Park(Chad Merritt, Director of Parks, Recreation & Facilities)
[Agenda Memorandum](#)
[Antoniou Wedding Reception 3.7.24](#)
[Hoggle-Himede Wedding 4.4.24](#)

- 8.B. Consideration of the Repeat Special Event Applications Enumerated Below:
1. Hidden Lake Villas Condo Association Cocktail Event - 788 Park Shore Drive
 2. Naples Depot Car Show – Naples Depot
 3. Hyatt House Cocktail DJ – Hyatt House
 4. Third Street S Farmers Market – Third Street South Area
 5. Hyatt House Cocktail DJ – Hyatt House
 6. Epilepsy Alliance Walk the Talk – Baker Park
 7. Gulf Coast Big Band – Cambier Park
 8. Hope4Kids Candlelight Christmas Carols – Cambier Park
 9. Celebration Church – Cambier Park
- (Chad Merritt, Director of Parks, Recreation & Facilities)

[Agenda Memorandum](#)

[Hidden Lake Villas Condo Cocktail Party 3.21.24](#)

[Naples Depot Car Show 3.24.24](#)

[Hyatt House Cocktail DJ 4.20.24](#)

[3rd Street Farmers Market 5.4.24 & 11.9.24](#)

[Hyatt House Cocktail DJ 5.25.24](#)

[Epilepsy Alliance Walk the Talk 10.26.24](#)

[Gulf Coast Big Band 11.3.24](#)

[Hope4kids Candlelight Christmas Carols 12.20.24](#)

[Celebration Church Christmas Eve Service 12.24.24](#)

END OF CONSENT AGENDA

9. PUBLIC HEARINGS

- 9.A. A Resolution Vacating the Westerly 5-Foot Wide Strip of Land Being a Portion of a Dedicated Utility Easement Located within Lot 4, Seagate Unit 1, as Shown in Plat Book 3, Page 85 of the Public Records of Collier County, Florida, Lying Adjacent to 5182 Sand Dollar Lane, More Fully Described Herein; Directing the City Clerk to Record this Resolution; and Providing an Effective Date.
- (Bob Middleton, Director of Public Works)

[Agenda Memorandum](#)

[Resolution](#)

[Exhibit A](#)

[Vacation Application](#)

[Building Plans](#)

[Letters of No Objection](#)

[Photos](#)

[Utility and Easement mapping](#)

[2006 Survey Record](#)

REGULAR AGENDA

10. ITEMS PULLED FROM CONSENT AGENDA (If Needed)

11. LAND USE MATTERS

- 11.A. A Resolution for the Purpose of Determining Petition 24-AA1, Relating to an Appeal of an Administrative Decision Pursuant to Section 2-84 of the Land

Development Code, for Property Owned by Joseph And Kelly Salemme and Located at 5182 Sand Dollar Lane, More Fully Described Herein; and Providing an Effective Date.

(Erica Martin, Director of Planning)

[Agenda Memorandum](#)

[Resolution](#)

[Application](#)

[Disclosure of Interest](#)

[Warranty Deed](#)

[Legal Description](#)

[Location Map](#)

[Public Notice Mailing Addresses](#)

[Affidavit of Sign posting](#)

[Supplemental Information Submitted by Petitioner on 2.23.2024](#)

[Credentials - Staff](#)

- 11.B. A Resolution for the Purpose of Determining Petition 24-V1, Relating to a Variance Pursuant to Section 46-37 and Section 58-176 of the City of Naples Code of Ordinances to Allow a Pool to Encroach into the Required 25-Foot Front Yard, for Property Owned by Joseph and Kelly Salemme and Located at 5182 Sand Dollar Lane, More Fully Described Herein; and Providing an Effective Date.

(Erica Martin, Director of Planning)

[Agenda Memorandum](#)

[Staff Report](#)

[Resolution](#)

[Variance Petition](#)

[Disclosure of Interest](#)

[Warranty Deed](#)

[Legal Description](#)

[Survey dated March 13, 2023](#)

[Proposed Pool Plan](#)

[Approved Architectural Plans for Permit Single Family House #SF2302897](#)

[Survey dated May 5, 2006](#)

[Resolution 94-7153](#)

[Support Materials - Neighbor Communication](#)

[Supplemental Information Submitted by Petitioner on 2.23.2024](#)

[Credentials - Staff](#)

[Public Notice Mailing Addresses](#)

[Correspondence](#)

[Affidavit of Sign posting](#)

[Presentation for PAB 2.14.2024](#)

12. OLD BUSINESS - None

13. NEW BUSINESS

- 13.A. Discussion and Selection of the Recipient for the 2024 Sam Noe Award.

(Patricia Rambosk, City Clerk)

[Agenda Memorandum](#)

[Adriane Orion Nomination by Stephen Hruby](#)

[Sharda Spahr Nomination by George Dondanville](#)
[Sharda Spahr Nomination by Mayor Heitmann](#)
[Resolution 15-13622 - Guidelines for Selection Process](#)

- 13.B. Litigation Executive Session in Papadakis, Eliana v. Mowrey Elevator Co. Inc. and City of Naples; Case No. 22-CA-001697, 20th Judicial Circuit, in and for Collier County, Florida **(12:30 Time Certain)**
(Ralf Brookes, Interim City Attorney)
[Agenda Memorandum](#)
[Public Notice](#)
- 13.C. Any Action if Needed from Litigation Executive Session Regarding Papadakis, Eliana v. Mowrey Elevator Co. Inc. and City of Naples; Case No. 22-CA-001697, 20th Judicial Circuit, in and for Collier County, Florida.
(Ralf Brookes, Interim City Attorney)

ORDINANCES

14. FIRST READING ORDINANCES - None

15. SECOND READING ORDINANCES

- 15.A. Second Reading of an Ordinance Amending the Maximum Pool and Pool Deck Height in the R1-15A District.

An Ordinance for the Purpose of Amending Regulations Relating to the Maximum Height of Decks for Properties Containing Three Front Yards Without a Platted Waterfront Building Line in the R1-15A, Residence District; Amending Section 58-116(5), Encroachments, Division 4, R1-15A Residence District, Chapter 58, Zoning, of the City of Naples Code of Ordinances; Providing a Severability Clause; Providing a Repealer Provision; and Providing an Effective Date.

(Erica Martin, Director of Planning)

[Agenda Memorandum](#)

[Ordinance](#)

[Staff Report](#)

[Heiderman Email with Attachment](#)

[Variance Petition 23-V2 Letter from Dick Del Bello, President](#)

[Sec-58-116-Minimum Yards](#)

[24-T3 - Business Impact Estimate](#)

- 15.B. Second Reading of an Ordinance Amending the City Of Naples Code Of Ethics.

An Ordinance Amending the City Of Naples Code Of Ethics Contained in Article IX Of Chapter 2 Entitled "Administration" In The City Of Naples Code Of Ordinances; Amending Sec. 2-973 Ethics Training, Amending Sec. 2-976 Gifts, Honoraria, Solicitations and Loans, And Amending Sec. 2-979 Lobbying; Adopting Amendments Presented To The City Council By The Commission On Ethics And Public Integrity; Providing For Renumbering Of Applicable Sections As Needed, Severability, Conflicts And An Effective Date.

(Ralf Brookes, Interim City Attorney)

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.