

## 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.**

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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.

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**City Council Regular Meeting**  
**Wednesday, March 6, 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. "Acceptance of Anti-Semitism Definition" in the City of Naples Proclamation.

- 4.B. Proclamation for American Red Cross Month.
- 4.C. Do the Right Thing Presentation.
- 4.D. Sam Noe Award Presentation.
- 4.E. Update from Commissioner Daniel Kowal.
- 4.F. Update on Beach Berm Restoration and Dune Replanting Project.  
[Presentation](#)

## 5. PUBLIC COMMENTS

### APPROVAL OF CONSENT AGENDA

## 6. MINUTES

- 6.A. Approval of the January 18, 2024, Special Meeting Minutes.  
(Patricia Rambosk, City Clerk)  
[Agenda Memorandum](#)  
[January 18, 2024, Special Meeting Minutes](#)

## 7. RESOLUTIONS

- 7.A. A Resolution for the Purpose of Honoring the 2024 Recipient of the Sam Noe Award; and Providing an Effective Date. (*Attachments will be distributed to City Council following the selection of the Sam Noe Award recipient at the March 4, 2024, meeting.*)  
(Patricia Rambosk, City Clerk)
- 7.B. A Resolution for the Purpose of Approving a Task Order with Hazen and Sawyer, P.C., to Provide Consulting Services Required to Meet the United States Environmental Protection Agency's Lead and Copper Rule Revisions, in the Amount of \$242,029.28, in Accordance with the Consultants' Competitive Negotiation Act; Authorizing the City Manager to Execute the Task Order; And Providing an Effective Date.  
(Bob Middleton, Director of Public Works)  
[Agenda Memorandum](#)  
[Resolution](#)  
[Task Order - Hazen and Sawyer, P.C.](#)
- 7.C. A Resolution Approving a Contractor's Agreement for the Lowdermilk Park ADA Improvement Project (ITB24-007) Between the City of Naples and Infinite Construction, LLC; Authorizing the City Manager to Execute the Contractors Agreement; and Providing an Effective Date.  
(Chad Merritt, Director of Parks, Recreation & Facilities)  
[Agenda Memorandum](#)  
[Resolution](#)  
[Lowdermilk Park ADA Improvement Project - Contract \(Signed\)](#)  
[Lowdermilk Park ADA Improvement Project - Bid Documents](#)  
[Lowdermilk Park ADA Improvement Project - Bid Tabulation](#)

7.D. A Resolution for the Purpose of Approving a Contractor's Agreement Between the City of Naples and Infinite Construction, LLC in the Amount of \$118,772.15 for the 8th Avenue South Beach Park Restoration Project (ITB 24-012); Authorizing the City Manager to Execute the Contractor's Agreement; and Providing an Effective Date.

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

[Agenda Memorandum](#)

[Resolution](#)

[8th Ave South Beach Access Project - Contract \(Signed\)](#)

[8th Ave South Beach Access Project - Bid Documents](#)

7.E. A Resolution for the Purpose of Selecting Qualified Professional Architectural, Engineering, Landscape Architectural, and Surveying and Mapping Services Firms to Provide Professional Services on an Annual Basis; Authorizing the City Manager to Execute Contracts with Selected Firms within the Area of Expertise; and Providing an Effective Date.

(Gary Young, Deputy City Manager/CFO)

[Agenda Memorandum](#)

[Resolution](#)

[Exhibit A - Selection Committee Selection of Qualified Firms RFQ 24-001](#)

[Exhibit B - Professional Services Agreement](#)

## **8. OTHER - None**

## **END OF CONSENT AGENDA**

## **9. PUBLIC HEARINGS**

9.A. A Resolution Vacating the Northerly 15-Foot Wide Strip of Land Being a Portion of a Dedicated Utility Easement Located at 201 8th Street South Within Lot 18, Block 18, Tier 9 of the Naples Seaboard Replat Subdivision as Recorded in Plat Book 1, Page 59 of the Public Records of Collier County, Florida, Lying Within, More Fully Described Herein; Accepting a Replacement 15-Foot Wide Easement; Directing the City Clerk to Record this Resolution; and Providing an Effective Date.

(Bob Middleton, Director of Public Works)

[Agenda Memorandum](#)

[Resolution](#)

[Exhibit A - Vacate Easement Sketch](#)

[Exhibit B - Replacement Easement Sketch](#)

[Vacate and Proposed Easement Exhibit](#)

[Memorandum - History of Development](#)

[Vacation Application](#)

[Existing Recorded Easement Exhibit](#)

[Legal Description](#)

[Survey](#)

[Letters Of No Objection](#)

[Recorded Deed](#)

[Credentials - Petitioner's Agent](#)

[Owner Signature Authority](#)

[Petitioner Project Timeline](#)

Petitioner Presentation

**REGULAR AGENDA**

**10. ITEMS PULLED FROM CONSENT AGENDA (If Needed)**

**11. LAND USE MATTERS**

11.A. A Resolution Relating to Fence and Wall Waiver Petition 24-FWW2, Pursuant to Section 56-37(g) of the Code of Ordinance to Allow a Chain Link Fence Eight-Foot in Height Within the Required Front Yard Along Harbour Drive, Where a Non-Chain Link Fence Three-Foot in Height is Allowed, on Property Owned by Moorings Presbyterian Church, Inc., and Located at 791 Harbour Drive, More Fully Described Herein; and Providing an Effective Date.

(Erica Martin, Director of Planning)

[Agenda Memorandum](#)

[Resolution](#)

[Application](#)

[Disclosure of Interest](#)

[Credentials - Petitioner](#)

[Credentials - Staff](#)

[Public Notice Mailing Addresses](#)

[Affidavit of Sign Posting](#)

11.B. A Resolution for the Purpose of Determining Petition 23-V4, Relating to a Variance Pursuant to Section 46-37 and Section 58-176 of the Code of Ordinances, City of Naples, Florida, to Allow a Screen Enclosure to Encroach into the Required 15-Foot Rear Yard Pool Setback, for Property Owned by Keith M. Sowers and Located at 1590 Sandpiper Street, More Fully Described Herein; and Providing an Effective Date.

(Erica Martin, Director of Planning)

[Agenda Memorandum](#)

[Resolution](#)

[New Final Survey Prepared by F.L.A. Surveys Corp., Dated January 24, 2024](#)

[Staff Report](#)

[PAB Supplemental Memorandum](#)

[Application](#)

[Disclosure of Interest](#)

[Warranty Deed](#)

[Legal Description](#)

[Aerial](#)

[Supplemental Information for City Council Meeting](#)

[Final Pool Survey Prepared by First Choice Surveying, Inc., Signed August 1, 2023](#)

[Approved Screen Enclosure Permit Plan Prepared by D'Agostino & Wood, Inc., Dated May 3, 2023](#)

[Engineering Plans](#)

[Site Photos](#)

[Credentials - Staff](#)

[Public Mailing Addresses](#)

[Letters of Support](#)

## **12. OLD BUSINESS**

- 12.A. Review of the Revised Uniform Sign Plan for the Gulfshore Playhouse on Property Located at 100 Goodlette Frank Road South.  
(Erica Martin, Director of Planning)  
[Agenda Memorandum](#)  
[Staff Memorandum - Design Review Board Application](#)  
[Revised Uniform Sign Plan Package](#)  
[Uniform Sign Plan approved in Resolution 2021-14734](#)

## **13. NEW BUSINESS**

- 13.A. A Resolution for the Purpose of Amending the Fiscal Year (FY) 2023-24 Budget Adopted by Resolution 2023-15207 to: Appropriate Funds from the Unappropriated Fund Balances of the 001 General Fund, the 190 Street Fund, the 430 Beach Fund, and the 530 Equipment Services Fund to Re-Appropriate Various FY 2022-23 Appropriated Hurricane Ian Projects not Fully Expended nor Fully Encumbered Prior to Year End; and Providing an Effective Date.  
(Gary Young, Deputy City Manager/CFO)  
[Agenda Memorandum](#)  
[Resolution](#)  
[Presentation](#)
- 13.B. A Resolution of the City of Naples, Florida, Establishing its Intent to Reimburse Certain Expenditures in Connection with Various Capital Expenditures in Connection with Various Capital Improvement Projects, as More Particularly Described Herein, Incurred with Proceeds of a Future Taxable or Tax-Exempt Financing or Financings; Providing Certain Other Matters in Connection Therewith; Providing a Severability Clause; Providing a Repealer Provision; and Providing an Effective Date.  
(Gary Young, Deputy City Manager/CFO)  
[Agenda Memorandum](#)  
[Resolution](#)
- 13.C. A Request for Signage by Johnny Nocera at Fleischmann Park for “The Edge Johnny Nocera Skatepark”, to be Located on the Goodlette-Frank Road Side of the Building.  
(Chad Merritt, Director of Parks, Recreation & Facilities)  
[Agenda Memorandum](#)  
[Resolution - 08-12283 - Park Naming Policy](#)  
[Resolution - 08-12017 - Nocera \\$100k Pledge](#)  
[Nocera Sign Proposal](#)

## **ORDINANCES**

### **14. FIRST READING ORDINANCES - None**

**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.