

**NOTICE OF MEETING AND AGENDA (SUPPLEMENT 2)**

**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**

**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. 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.

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**City Council Regular Meeting**

**Tuesday, May 31, 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. Announcements

**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.**

3.A. National Gun Violence Awareness Day Proclamation

4. Set agenda (add or remove items)

5. Public Comment

## CONSENT AGENDA

6. City Clerk

6.A. Approval of the April 20, 2022 Regular Meeting minutes.

Recommended Action: Approve as submitted.

[Agenda Memorandum](#)

[April 20, 2022 Regular Meeting minutes](#)

7. Natural Resources

7.A. 1. Award of Contract to Wolcott Enterprise for purchase of a replacement Natural Resources boat, motor, and trailer in the amount of \$87,915; and 2. Resolution - Legislative - A RESOLUTION AMENDING THE FISCAL YEAR (FY) 2021-22 BUDGET ADOPTED BY RESOLUTION 2021-14713 TO APPROPRIATE SUPPLEMENTAL FUNDS FROM THE STORMWATER FUND BALANCE FOR THE PURPOSE OF PURCHASING A REPLACEMENT NATURAL RESOURCES BOAT, MOTOR, AND TRAILER, AND PROVIDING AN EFFECTIVE DATE.

Recommended Action: 1. Award the contract and authorize the City Manager to execute; and 2. Approve the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Agreement - Wolcott Enterprise LLC, dba Wolcott Marine](#)

[Bid Analysis 22-019](#)

[Invitation to Bid 22-019](#)

8. CRA

8.A. Resolution - Legislative - A RESOLUTION AMENDING THE BY-LAWS FOR THE COMMUNITY REDEVELOPMENT AGENCY ADVISORY BOARD (CRAAB); AND PROVIDING AN EFFECTIVE DATE.

Recommended Action: Adopt the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Exhibit A - Proposed Amendment to the By-Laws of the CRAAB](#)

9. City Manager

- 9.A. Resolution - Legislative - A RESOLUTION ADOPTING THE COLLIER COUNTY AND CITY OF NAPLES LOCAL HOUSING ASSISTANCE PLAN (LHAP) FOR FISCAL YEARS 2022-2023, 2023-2024, AND 2024-2025, AS REQUIRED BY THE STATE HOUSING INITIATIVES PARTNERSHIP (SHIP) PROGRAM AND PROVIDING AN EFFECTIVE DATE.

Recommended Action: Adopt the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Exhibit A - COLLIER COUNTY 2022-2025 LHAP FINAL](#)

[Resolution 2022-14826 LHAP](#)

## END OF CONSENT AGENDA

## REGULAR AGENDA

### 10. City Clerk

- 10.A. Interview Quenby Tyler for the Planning Advisory Board.

Recommended Action: Interview applicant.

[Agenda Memorandum](#)

[PAB - A. Dwyer email](#)

[PAB - A. Dwyer application](#)

[PAB - Q. Tyler application](#)

[PAB code](#)

### 11. City Manager

- 11.A. Executive Session - Labor Relations Strategy (12:00 P.M. TIME CERTAIN)

Recommended Action: Conduct Executive Session.

[Agenda Memorandum](#)

## PUBLIC HEARINGS

### 12. Planning

- 12.A. Petition 22-ODPV4

A RESOLUTION DETERMINING OUTDOOR DINING PETITION 22-ODPV4 FOR THE PURPOSE OF GRANTING OUTDOOR DINING ON PRIVATE PROPERTY TO INCLUDE 59 TABLES, 118 SEATS, AND 2 UMBRELLAS, FOR THE BEVY, LOCATED AT 360 12TH AVENUE SOUTH, ON PROPERTY OWNED BY 360 TWELFTH AVE HOLDINGS, LLC, SAID PROPERTY BEING MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Recommended Action: Continue the item to June 15, 2022

[Continuance Memo](#)

- 12.B. 21-ODPV3 Resolution - Quasi Judicial - A RESOLUTION DETERMINING OUTDOOR DINING PETITION 22-ODPV3 FOR THE PURPOSE OF GRANTING OUTDOOR

DINING ON PRIVATE PROPERTY TO INCLUDE 6 TABLES, 22 SEATS AND 5 UMBRELLAS FOR AFSONA RESTAURANT, LOCATED AT 300 9TH STREET NORTH ON PROPERTY OWNED BY MYNAPLES SUNSHINE, LLC, SAID PROPERTY BEING MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Recommended Action: Consider the Resolution.

[Agenda Memorandum](#)

[Resolution](#)

[Afsona Outdoor Dining Petition](#)

[Disclosure of Interest - Property Owner](#)

[Disclosure of Interest - Restaurant](#)

[Legal Description](#)

[Warranty Deed](#)

[Life Safety Plan](#)

[Temporary Outdoor Dining Application](#)

[Notice of Decision for Temporary Outdoor Dining](#)

[Petition 13-ODPV1 Maria D'anna Cafe 300 9th Street North](#)

[REV OUTDOOR DINNIG PERMIT 8\\_06\\_08 Janes Cafe 300 9th Street North](#)

[Staff Qualifications](#)

[Mailing Addresses](#)

- 12.C. 22-T2 Ordinance - First Reading - Legislative - AN ORDINANCE RELATING TO BUILDING HEIGHTS; PROVIDING FOR LEGISLATIVE INTENT; FOR THE PURPOSE OF AMENDING CHAPTER 44, GENERAL PROVISIONS, SECTION 44-8, DEFINITIONS; PURSUANT TO TEXT AMENDMENT 22-T2; PROVIDING A SEVERABILITY CLAUSE, PROVIDING A REPEALER PROVISION; AND PROVIDING AN EFFECTIVE DATE.

Recommended Action: Approve the Ordinance at First Reading and schedule Second Reading and Public Hearing for June 15, 2022.

[Agenda Memorandum](#)

[Ordinance](#)

[Ordinance 2021-14664](#)

[June 16, 2021 Agenda Memorandum - Text Amendment 20-T1](#)

[June 16, 2021 Meeting Minutes \(see page 21, Item 18.B.\)](#)

[Correspondence as of 4.1.2022](#)

[Thompson Dyke Attachment](#)

[Minutes - April 6, 2022 City Council meeting](#)

[Minutes - April 19, 2022 City Council](#)

[Legal Opinion - Vose Law Firm \(SUPPLEMENT 1 - ADDED ATTACHMENT\)](#)

[Legal Opinion - Trask Daigneault \(SUPPLEMENT 1 - ADDED ATTACHMENT\)](#)

[Legal Opinion 2 - Vose Law Firm \(SUPPLEMENT 2 - ADDED ATTACHMENT\)](#)

[Additional Correspondence \(SUPPLEMENT 2 - ADDED ATTACHMENT\)](#)

## 13. Streets and Stormwater

- 13.A. Presentation and discussion of the state regulations, current review and approval process for small cell applications and discussion of the related concerns and challenges related to the small cell wireless applications within the City of Naples. Recommended Action: Consider state regulations, process and applications related to the small cell applications and provide direction.

[Agenda Memorandum](#)

[Attachment #1 FS 337.401 2021](#)

[Attachment #2 2019-14313 Ordinance - Appendix D - Aesthetic Standards ROW handbook](#)

[Attachment #3 - Letter to G. Strakaluse - 6-14-18](#)

[Attachment #4 - Neapolitan Report - City of Naples - 08252020](#)

[Attachment #5 PLANS - PRRW2004309 11-18-21 NAP001 - SS CD Rev 7 111821](#)

[Attachment #6 PLANS - PRRW2005402 11-5-21 NAP002 - SS CD Rev 5 110121](#)

[Attachment #7 PLANS - PRRW2106595 355 11-11-21 NAP003 - SS CD Rev 3 100821](#)

[Attachment #8 PLANS - PRRW2103758 6-17-21 NAP004 - SS CD Rev 4 060821](#)

[Attachment #9 PLANS - Naples GS4 Lowdermilk 1301 GULF SHORE BLVD N PRRW2201667](#)

[Attachment #10 PLANS - GS9 Harbor Access 2880 Gulf Shore Blvd N PRRW2201517](#)

[Attachment #11 PLANS - The Commons 1008 Goodlette-Frank Rd. N](#)

[Attachment #12 PLANS - 851 Gulf Shore Blvd N](#)

[Attachment #13 PLANS - 2400 9th St N](#)

[Small Cells PowerPoint Presentation](#)

#### 14. Community Services

- 14.A. Pier Survey Data and Pier Pelican Pilot Program Discussion  
Recommended Action: Discussion on continuing or discontinuing the fishing restrictions on Sundays, which ends May 31, 2022.

[Agenda Memorandum](#)

[Pier Usage Survey Data 2022 Presentation](#)

#### 15. Utilities

- 15.A. Integrated Water Resources Plan Update  
Recommended Action: City Council will receive a follow-up presentation of the Integrated Water Resources Plan presented on March 22, 2022 and provide consensus on the Plan conclusions and recommendations.

[Agenda Memorandum](#)

[IWRP Follow up Presentation](#)

[Final Draft IWRP](#)

#### 16. Planning

16.A. Discussion related to the combination of single family lots.

Recommended Action: Discussion and direction.

[Agenda Memorandum](#)

[Chapter 54 SUBDIVISION STANDARDS - Applicable Sections](#)

[Minor Subdivision Application](#)

16.B. Discussion related to the Fifth Avenue South Special Overlay District specific provisions.

Recommended Action: Discussion and direction.

[Agenda Memorandum](#)

[Fifth Avenue Overlay Sec. 58-1134. Specific provisions - PAB Suggestions](#)

[1994 DPZ Master Plan](#)

[2004 Duany Report](#)

16.C. Discussion related to the maximum density allowance for transient lodging units.

Recommended Action: Discussion and direction.

[Agenda Memorandum](#)

[Ordinance No. 12-13094](#)

[Ordinance No. 13-13265](#)

17. Review of June 1, 2022 Regular Meeting Agenda

Public Comment

Correspondence and Communications

Adjourn