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:
Berne Barton, Ray Christman,
William Kramer, Linda Penniman, Beth Petrunoff
City Attorney: Matthew McConnell • City Clerk: Patricia Rambosk
City Manager: Gary Young

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 will be heard during Item 5 and during specific agenda items. Another opportunity for public comments will be provided 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
Wednesday, February 5, 2025
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. **SWEARING IN OF THE NEW CITY MANAGER, GARY YOUNG**
   (This will be followed by a 20-minute coffee reception within the City Hall Plaza)

4. **SET AGENDA (add or remove items)**

5. **ANNOUNCEMENTS AND PRESENTATIONS**

5.A. Proclamation in Celebration of the Conservancy of Southwest Florida's 60th Anniversary.
(Teresa Heitmann, Mayor)

5.B. Code Enforcement Board Annual Presentation.
(Bill Quinsey, Code Enforcement Manager)
Agenda Memorandum

6. PUBLIC COMMENTS

APPROVAL OF CONSENT AGENDA

7. MINUTES

7.A. Approval of the December 11, 2024 Regular Council Meeting Minutes.
(Patricia Rambosk, City Clerk)
Agenda Memorandum
December 11, 2024 Regular Meeting Minutes

8. RESOLUTIONS

8.A. A Resolution Approving a Contractor's Services Agreement Between the City of Naples and ArborPro, Inc. of Yorba Linda, California, to Update the Urban Forest Inventory, in the Amount of $163,500; Authorizing the City Manager to Execute the Contractor's Services Agreement; and Providing an Effective Date.
(Chad Merritt, Director of Parks, Recreation & Facilities)
Agenda Memorandum
Resolution
Contractor's Services Agreement (Unsigned)
Urban Forest Inventory Project - Schedule of Values
Urban Forest Inventory Project - Certificate of Insurance
Urban Forest Inventory Project - E-Verify
2024 Urban and Community Forestry Capacity Grant Program - Award Letter

8.B. A Resolution Approving an Extension of an Interlocal Agreement for Re-Fueling by and Between Collier County and the City of Naples; Authorizing the Mayor to Execute the Extension of the Interlocal Agreement; and Providing an Effective Date.
(Phillip Pennington, Fire Chief)
Agenda Memorandum
Resolution
Extension of Interlocal Agreement for Re-Fueling by and Between Collier County and City of Naples
Interlocal Agreement for Re-Fueling between Collier County and City of Naples

8.C. A Resolution for the Purpose of Updating the Previously Approved List of Vendors; Amending Resolution 2024-15502, Waiving the Competitive Bidding Process for the Purchase of Goods and Services During Fiscal Year 2024-25 as Provided in Section 2-663(d) of the Code of Ordinances, City of Naples and Updating a Revised List of Vendors that are Entities Regularly Receiving Bids for County, State or City Official Use; Waiving the Competitive Bidding Process for the

Purchase of Goods and Services as Provided in Section 2-666(9) of the Code of Ordinances, City of Naples, and Updating a List of Vendors That Have Been Determined to be Sole Source Providers; Authorizing the City Manager to Enter Into Agreements With the Approved Lists of Vendors During Fiscal Year 2024-25 in the Total Not-To-Exceed Amounts as Set Forth Herein; Authorizing the City Manager to Execute Purchase Orders Therefor; Repealing Resolution 2024-15502; and Providing an Effective Date.
(Andrew Hunter, Director of Information Technology)
Agenda Memorandum
Resolution

8.D. A Resolution Approving an Employment Agreement with Gary L. Young as Naples City Manager; Authorizing the Mayor to Execute the Employment Agreement; and Providing an Effective Date.
(Matthew McConnell, City Attorney)
Agenda Memorandum
Resolution
Agreement

9. OTHER

9.A. Consideration of the New Special Event Application Below:
1. Naples Night Out with Heroes
(Chad Merritt, Director of Parks, Recreation & Facilities)
Agenda Memorandum
WHF Naples Night Out with Heroes 3.6.2025

9.B. Consideration of the Repeat Special Event Applications Enumerated Below:
1. Hyatt House Cocktail Reception – Hyatt House
2. St. Patrick's Parade – Downtown Naples
3. HLV End of Season Gathering – Hidden Lake Villas
4. Hyatt House Cocktail Reception – Hyatt House
5. Hyatt House Cocktail Hour – Hyatt House
6. Evenings on 5th – 5th Avenue South
7. Naples 4th of July Fireworks – Naples Pier
8. The Naples Thanksgiving Day 5k Race- 5th Ave South/Cambier Park
9. Christmas Eve Service – Cambier Park Bandshell
(Chad Merritt, Director of Parks, Recreation & Facilities)
Agenda Memorandum
Hyatt House Cocktail Reception 2.27.25
St. Patrick's Parade 3.15.25
End of Season Gathering 3.19.25
Hyatt House Cocktail Reception 3.20.25
Hyatt House Cocktail Reception 3.28.25
Evenings on 5th 4.10.25
Naples 4th of July Fireworks 7.4.25
The Naples Thanksgiving Day 5k Race 11.27.25
Christmas Eve Service 12.24.25

END OF CONSENT AGENDA

10. PUBLIC HEARINGS - None.

REGULAR AGENDA

11. ITEMS PULLED FROM CONSENT AGENDA (If Needed)

12. LAND USE MATTERS - None.

13. OLD BUSINESS

13.A. Discussion and Direction Regarding Collaboration with the Gulfshore Playhouse on Public Art for the City's New Parking Garage Under Construction at 1st Avenue South Adjacent to the Gulfshore Playhouse.
(Mari Gallet, Deputy City Manager)
Agenda Memorandum

14. NEW BUSINESS

14.A. Executive Session - Labor Negotiations **(12:30 PM Time Certain).**
(Charlotte Loewel, Director of Human Resources)
Agenda Memorandum

14.B. Announcement of Executive Session - Schneider, Nick v. City of Naples, Office of The Judges of Compensation Claims, OJCC Case Number 20-016665FJC.
(Matthew McConnell, City Attorney)
Agenda Memorandum
Public Notice

14.C. Announcement of Executive Session - Compagnone, Richard v. City of Naples, Case No. 23-CA-003045, 20th Judicial Circuit, in and for Collier County, Florida.
(Matthew McConnell, City Attorney)
Agenda Memorandum
Public Notice

14.D. Discussion of a Special Magistrate's Recommendation of Settlement of a Florida Land Use and Environmental Dispute Resolution Act ("FLUEDRA") Claim. Olde Naples Building, LLC and 1148 3rd Street South Restaurant, LLC vs. City of Naples, Case No. 2023-AP-000007. **(10:00am Time Certain**).
(Matthew McConnell, City Attorney)
Agenda Memorandum
Special Magistrate Report and Recommendation
ONB Settlement Agreement

14.E. A Resolution Approving a Form Right-Of-Way Use Agreement for Installation of Monumental Mailboxes Within the City; Authorizing the City Manager to Authorize the Implementation of the Agreement Through the Right-Of-Way Permitting Process; and Providing an Effective Date.
(Alison Bickett, Deputy City Engineer)
Agenda Memorandum
Resolution
Right of Way Use Agreement - with Exhibit A

3880 Rum Row - Hardscape

ORDINANCES

15. FIRST READING ORDINANCES

15.A. First Reading of an An Ordinance Deleting Chapter 4, Advertising, Which Includes Article I. In General, and Article II, Handbills, of the Code of Ordinances, City of Naples.

An Ordinance Deleting Chapter 4, Advertising, Which Includes Article I. In General, and Article II, Handbills, of the Code of Ordinances, City of Naples, as There Are No Code Provisions in Article I and Permit Applications for Distribution of Handbills Are Now Included in Article II Peddlers and Solicitors of Chapter 10 of the Code of Ordinances, City of Naples; Providing for Codification, Conflicts, Severability, Correction of Scrivener's Error, Construction, Publication, and an Effective Date.
(Bill Quinsey, Code Enforcement Manager)
Agenda Memorandum
Ordinance
Ordinance 2022-14816

15.B. First Reading of an Ordinance for the Purpose of Amending Building Fees and Planning and Zoning Petition Fees.

An Ordinance Amending Chapter 2, Administration, Chapter 16, Construction, Rehabilitation and Property Maintenance, Chapter 46, Administration, Chapter 52, Resource Protection Standards, Chapter 54, Subdivision Standards, Chapter 56, Supplemental Standards, and Chapter 58, Zoning of Appendix "A" – Fees and Charges Schedule of the Code of Ordinances, City of Naples, Florida for the Purpose of Increasing Building Permit, Plan Review, Plan Revision, Inspection Fees and Planning and Zoning Petition Fees; Providing for Codification; Conflicts; Severability; Correction of Scrivener's Error; Construction; Publication; and an Effective Date.
(Stephen Beckman, Director of Building Services)
Agenda Memorandum
Ordinance
Building Department Fee Increase Projection
Planning Budget Fee and Revenue Projection

15.C. First Reading of an Ordinance for the Purpose of Amending City of Naples Ethics Code related to Sections 2-973 "Ethics Training," and 2-975 adding new Section 2-975(l) entitled "Prohibited Communications.

An Ordinance Amending the City of Naples Ethics Code; Amending Subsections (B)(2) and (3) of Section 2-973, Ethics Training of The City of Naples Ethics Code for the Purpose of Providing Training on the State of Florida Public Records Act and Sunshine Law for Appointed Members of Boards and Committees of the City of Naples; Creating a New Subsection (L), Prohibited Communications, to Section 2-975, Conflicts of Interest of the City of Naples Ethics Code to Provide for Prohibited Communications Among Certain Board and Committee Members and

the City Council; Providing for Codification, Conflicts, Severability, Correction of Scrivener's Error, Construction, Publication; and an Effective Date.
(Matthew McConnell, City Attorney)
Agenda Memorandum
Ordinance

16. SECOND READING ORDINANCES

16.A. Second Reading of an Ordinance Amending the Code of Ordinances Repealing Ordinance 2023-15040 Which Amended Chapter 58, Zoning, Article II, Zoning Districts, Division 27 - PD Planned Development District of the City of Naples

An Ordinance of the City of Naples, Florida, Providing for Repeal of Ordinance 2023-15040 Which Amended Chapter 58, Zoning, Article II, Zoning Districts, Division 27 - PD Planned Development District of the City of Naples, Code of Ordinances to Amend the Regulations for Planned Developments and Which Approved Text Amendment 22-T7; Providing for Codification, Conflicts, Severability, Correction of Scrivener's Error, Construction, Publication, and an Effective Date.
(Matthew McConnell, City Attorney)
Agenda Memorandum
Ordinance
2023-15040 Ordinance - Planned Developments
Opinion SB 250 Interpretation
SB250 Memo May 3 2024
September 16, 2024 Meeting Minutes
Business Impact Estimate

16.B. Second Reading of an Ordinance Amending the Code of Ordinances Repealing Ordinance 2023-15041 which Amended Chapter 54, Subdivision Standards, Article I, In General, of the City of Naples.

An Ordinance of the City of Naples, Florida, Providing for Repeal of Ordinance 2023-15041 Which Amended Chapter 54, Subdivision Standards, Article I, In General, of the City of Naples, Code of Ordinances to Amend the Lot Split and Minor Subdivision Regulations and to Provide Regulations for the Combination of Single Family Lots and Which Approved Text Amendment 22-T8; Providing for Codification, Conflicts, Severability, Correction of Scrivener's Error, Construction, Publication, and an Effective Date.
(Matthew McConnell, City Attorney)
Agenda Memorandum
Ordinance
2023-15041 Ordinance - Lot Combinations
Opinion - SB 250 Interpretation
SB250 Memo May 3 2024
September 16, 2024 Meeting Minutes
Business Impact Estimate

16.C. Second Reading of an Ordinance Amending the Code of Ordinances Repealing Ordinance 2023-15048 Which Amended the Site Plan Review Regulations of the

City of Naples.

An Ordinance of the City of Naples, Florida, Providing for Repeal of Ordinance 2023-15048 Which Amended the Site Plan Review Regulations of the City of Naples as Proposed in Text Amendment 22-T9 and Section 46-33 (Site Plan Review) of Article II - Administrative Procedures, Chapter 46 - Administration, Procedures and Enforcement, of the Code of Ordinances, City of Naples, Providing for Codification, Conflicts, Severability, Correction of Scrivener's Error, Construction, Publication, and an Effective Date.
(Matthew McConnell, City Attorney)
Agenda Memorandum
Ordinance
2023-15048 Ordinance - Site Plans
Opinion - SB 250 Interpretation
SB250 Memo May 3 2024
September 16, 2024 Meeting Minutes
Business Impact Estimate

16.D. Second Reading of an Ordinance Amending the Code of Ordinances Repealing Ordinance 2023-15082 which Amended Lot Coverage Regulations for Single Family Residences Constructed in Multifamily Districts.

An Ordinance of the City of Naples, Florida, Providing for Repeal of Ordinance 2023-15082 Which Amended Lot Coverage Regulations for Single Family Residences Constructed in Multifamily Districts and Chapter 58, Zoning, Article II, Zoning Districts, Division 9 - R3-6 Multifamily District, Section 58-270, Maximum Lot Coverage by All Buildings, Division 10 - R3-12 Multifamily District, Section 58-300, Maximum Lot Coverage by All Buildings, Division 11 - R3T-12 Multifamily District, Section 58-330, Maximum Lot Coverage by All Buildings, Division 12 - R3-15 Multifamily District, Section 58-360, Maximum Lot Coverage by All Buildings, Division 13 - R3-15 Multifamily District, Coquina Sands (CS), Section 58-390, Maximum Lot Coverage by All Buildings, Division 14 - R3-15 Multifamily District, Moorings (MOR), Section 58-420, Maximum Lot Coverage by All Buildings, Division 15 - R3-18 Multifamily District, Section 58-450, Maximum Lot Coverage by All Buildings, Division 16 - R3T-18 Multifamily District, Section 58-480, Maximum Lot Coverage by All Buildings, of the City of Naples, Code of Ordinances; Providing for Codification, Conflicts, Severability, Corrections of Scrivener's Error, Construction, Publication, and an Effective Date.
(Matthew McConnell, City Attorney)
Agenda Memorandum
Ordinance
2023-15082 Ordinance - Lot Coverage for SF in MF District
Opinion - SB 250 Interpretation
SB250 Memo May 3 2024
September 16, 2024 Meeting Minutes
Business Impact Estimate

16.E. Second Reading of an Ordinance Amending the City of Naples Code of Ordinances, Chapter 29, Article III, General Retirement System; Amending Division 3, Section 29-130, Deferred Retirement Option Plan (Drop), To Provide for

a Maximum Eight (8) Years of Drop Participation.

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 29-130, Deferred Retirement Option Plan (Drop), To Provide for a Maximum Eight (8) Years of Drop Participation; 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.
(Matthew McConnell, City Attorney)
Agenda Memorandum
Ordinance
2020-14443 Ordinance
Letter from Foster and Foster
Business Impact Estimate

17. PUBLIC COMMENTS

18. COMMUNICATIONS FROM MAYOR, CITY COUNCIL, AND STAFF

19. 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.