

Office of the City Clerk

Patricia L. Rambosk, MMC, City Clerk

Phone: 239-213-1015

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2024 City Council ACTION REPORT

**The information contained herein is used only as a preliminary voting record for the preparation of meeting minutes and should not be relied upon as the official record.**											
AGENDA ITEM	MOTION	VOTES									
JANUARY 11, 2024 - SPECIAL MEETING											
		Heitmann	Blankenship	Christman	Hutchison	Perry	Petrunoff	Vacant	Passed	Failed	
Item 3 - Set Agenda.	MOTION by Perry to SET THE AGENDA; seconded by Hutchison and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0		
CONSENT AGENDA ITEMS											
Item 6.A - Resolution 2024-15283 - A Resolution for the purpose of approving the purchase of approximately 0.568 acres of real property at 160-190 10th Street North, Naples, FL 34102, Strap #1336001122 85A03 ("The Property"), From The Seller 10th Street North, LLC For The Purchase Price Of \$4,900,000; Accepting The Assignment From The City Of Naples Community Redevelopment Agency of the Purchase and Sale Agreement for the Property; Authorizing the Expenditure of Funds for the Purchase and Authorizing the City Manager to Execute the Assignment; Authorizing the Mayor or City Manager to Execute All Documents Required to Purchase the Property at Closing.	MOTION by Perry to APPROVE the Consent Agenda; seconded by Hutchison and carried 6-0	yes	no	yes	yes	yes	yes	n/a	5-1		
END OF CONSENT AGENDA ITEMS											
Item 8.A - Direction - Consideration of Proposed Porte Cochere for the Naples Beach Club Hotel, Located at 851 Gulf Shore Boulevard North.	MOTION by Petrunoff to RECOMMEND to the City Manager approval of the one-lane porte cochere presented that day; seconded by Hutchison and failed 2-4.	no	yes	no	yes	no	no	n/a		2-4	
	MOTION by Christman to RECOMMEND to the City Manager approval of the two-lane porte cochere with a flattened roof presented that day; presented that day; seconded by Perry and failed 2-4.	no	no	yes	no	yes	no	n/a		2-4	
	MOTION by Blankenship to RECOMMEND the one-lane design that was presented at the December 6, 2024 City Council Meeting; failed due to lack of second.										
Item 8.B Resolution 2024-15284 - Consider a Resolution to approve waiving the competitive bid process, accepting a proposal from Park Assist/TKH Security for parking guidance technology systems for the 8th St South, 4th and 6th Avenue South parking garages in an amount not to exceed \$130,643.00.	MOTION by Petrunoff to APPROVE RESOLUTION 2024-15284; seconded by Blankenship and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0		
Item 8.C - Scope/Budget Discussion and Direction - Scope/Budget Discussion and Direction for Specialized Cell Tower Legal Representation.	Discussion only.										
Item 8.D - Discussion and Direction - Discussion and Direction regarding the Search/Selection Process for City Attorney.	Discussion only.										
Item 8.E - Discussion and Direction - Discussion and Direction regarding City Council Member Vacancy.	Consensus reached to keep the vacancy until the 2024 General Election.										
Item 9.A Clerk Tracking 2024-00005 and 2024-00006 - Election of Vice Mayor and Appointment of Community Redevelopment Agency (CRA) Chair.	MOTION BY Heitmann to ELECT Hutchison to serve as vice Mayor; carried 6-0.	yes	yes	yes	yes	yes	yes	yes	6-0		
	MOTION by Hutchison ELECT Christman to serve as the CRA Chair; Mayor closed the nominations, carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0		

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AGENDA ITEM		MOTION	VOTES								
Item 9.B - Announcement of an Executive Session - Announcement of an Executive Sessionfor the Purpose of Advice and Discussion Concerning Settlement Negotiations or Strategy Related to Litigation Expenditures. Harry Zea and The Nautilus Naples, LLC., v. City of Naples Case No. 2:22-cv-00690, The Viceroy Naples, LLC v. City of Naples Case No. 2023-AP-10, The Dock at Crayton Cove v. The Nautilus Naples, LLC and The City of Naples Case No. 2023-CA-002547.		Announcement only.									
Item 11.A Ordinance 2024-15285 - Ordinance to update the effective FEMA flood insurance rate maps (FIRMS) and flood insurance study (FIS) report; Amending Chapter 16, Construction, Rehabilitation and Property Maintenance Regulations; Updating Section 16-145(2) to Update the Flood Insurance Study and Flood Insurace Rate Maps.		MOTION by Blankenship to ADOPT ORDINANCE 2024-15285; seconded by Petrunoff and carried 6-0.	yes	yes	yes	yes	yes	yes		6-0	
END OF AGENDA											
JANUARY 18, 2024 - REGULAR MEETING											
			Heitmann	Hutchison	Blankenship	Christman	Perry	Petrunoff	Vacant	Passed	Failed
Item 3 - Set Agenda.		MOTION by Perry to SET THE AGENDA subject to removing Item 13.C from the Agenda; seconded by Petrunoff and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0	
Item 4.A - Proclamation for Human Trafficking Prevention Month		Proclamation only.									
Item 4.B - 2024 State of Florida Legislative Session Update.		Update only.									
CONSENT AGENDA ITEMS											
Item 6.A. - Approval of Various City Council Meeting Minutes. November 1, 2023, Regular Meeting Minutes November 13, 2023, Workshop Meeting Minutes November 15, 2023, Regular Meeting Minutes December 4, 2023, Special Meeting Minutes		MOTION by Perry to APPROVE THE CONSENT AGENDA; seconded by Blankenship and carried 6-0.	yes	yes	yes	yes	yes	yes	yes	6-0	
Item 7.A Resolution 2024-15286 - A Resolution Considering the Approval of outdoor dining petition 23-OD20 authorizing a change in ownership and change in restaurant name for Lavender Café and Bistro on property owned by My Naples Sunshine LLC Killer Cooke LLC and Queeny Bee LLC at 300 9th Street North.											
Item 7.B Resolution 2024-15287 - A Resolution Considering the Approval of an addendum to contractor agreement with Environmental Systems Research Institute, Inc. (ESRI) containing additional standard provisions to be in compliance with Fl. Statutes.											
Item 7.C Resolution 2024-15288 - A Resolution Considering the Approval of a contractor's agreement with Hannula Landscaping and Irrigation Inc for \$124,337.40 for the Cove Lane median and irrigation renovation project.											
Item 7.D Resolution 2024-15289 - A Resolution to Schedule the public hearings for the consideration of Ordinance (Rezone Petition 23-R3) rezoning approximately 13.72 acres of property from M, Medical to PS Public Service on property owned by Naples Community Hospital at 350 7th Street North as part of the regular City Council meetings before 5:00 p.m.											
Item 7.E Resolution 2024-15290 - A Resolution Considering the Approval of a statewide Mutual Aid Agreement with the State of Florida Division of Emergency Management.											
Item 7.F Resolution 2024-15291 - A Resolution Considering the Approval of a task order with Water Science Associates, Inc. for \$257,500 to provide hydrogeological services to evaluate the City's wellfields for Level of Service, LOS, reliability and potential improvements.											
END OF CONSENT AGENDA ITEMS											

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AGENDA ITEM	MOTION	VOTES									
<b>Item 9.A Resolution 2024-15292</b> - A Resolution to Vacate a 9-foot wide strip of land lying and being a portion of that certain utility and drainage easement reserved for the City in connection with the vacation of a portion of ROW for Gordon Drive under Res. 84-4413 located within Lots 16 and 17 Beach Estates known as 3850 Gordon Drive.	MOTION by Christman to APPROVE RESOLUTION 2024-15292 subject to a vacation of a portion of an easement that would be no more than 6 feet, including the portion that is under the house, and in return the city would receive back the easement that is adjacent to the right-of-way that the city vacated some time ago for the city to maintain a utility and drainage easement of approximately the same size as currently and a configuration that is superior to that easement that the City currently owns; seconded by Perry and carried 4-2.	no	no	yes	yes	yes	yes	n/a	4-2		
<b>item 9.B Continued</b> - A Resolution to Vacate 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, lying adjacent to 5182 Sand Dollar Lane.	MOTION by Perry to CONTINUE ITEM 9.B; seconded by Blankenship and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0		
<b>Item 11.A Resolution 2024-15294</b> - A Resolution Considering the Approval of a outdoor dining consisting of 2 tables and 8 chairs; and outdoor dining on private property consisting of 21 tables and 42 chairs petition 23-OD18 for Pizzeria G. operated by Nicole and Rob Guercio and owned by Ingram Building Partnership merged into Ingram Building Company at 720 5th Avenue South.	MOTION by Petrunoff to APPROVE RESOLUTION 2024-15294 subject to the following conditions: 1) staff's condition; and 2) the petitioner's voluntary removal of the tables and chairs located within the cultural alleyway; seconded by Hutchison and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0		
<b>Item 11.B Continued</b> - A Resolution Considering the Approval of a outdoor dining petition 23-OD19 on private property consisting of 3 tables and 6 chairs for Beyond Juicery + Eatery at 2055 9th Street North, space 10B owned by Brixmor Naples SC, LLC and operated by Naples BJ1, LLC.	MOTION by Perry to CONTINUE ITEM 11.B until the February 22, 2024 City Council Regular Meeting; seconded by Hutchison and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0		
<b>Item 11.C Resolution 2024-15296</b> - A Resolution Considering the Approval of a outdoor dining petition 23-OD21 on private property consisting of 6 tables, 34 chairs, 8 barstools and 3 umbrellas for the Syren Oyster and Cocktail Bar at 909 10th Street South, Suite 106 on property owned by Bay House Campus and operated by Syren Hospitality, LLC.	MOTION by Petrunoff to APPROVE RESOLUTION 2024-15296; seconded by Hutchison and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0		
<b>Item 11.D First Reading</b> - Consider an Ordinance at First Reading to Rezone 13.72 acres of the portion of Property located at 350 7th Street North. from the "M", Medical District, to the "PS", Public Service District, owned by Naples Community Hospital, Inc.	MOTION by Perry to APPROVE ITEM 11.D AT FIRST READING and to schedule the Second Reading on February 7, 2024; seconded by Blankenship and carried 4-1-1.	yes	no	yes	abstain	yes	yes	n/a	4-1-1		
<b>Item 11.E Discussion Only</b> - Conditional use petition 23-CU7 for Naples Community Hospital for development of the Naples Community Hospital Heart, Vascular and Stroke Institute in the PS public service district, owned by Naples Community Hospital, Inc. and located at 350 7th Street	Discussion only.										
<b>Item 11.F Discussion Only</b> - Site plan petition 23-SP10 for the Naples Community Hospital to develop a Heart, Vascular and Stroke Institute for property owned by Naples Community Hospital, Inc. and located at 350 7th Street North	Discussion only.										
	MOTION by Blankenship to APPOINT Howard Weiss to the Board of Trustees of the Firefighters' Retirement Trust Fund for a two-year term commencing January 18, 2024 and expiring January 17, 2026; seconded by Christman and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0		



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AGENDA ITEM	MOTION	VOTES									
Item 4.D - Update from Commissioner Daniel Kowal	Update only.										
CONSENT AGENDA ITEMS											
Item 7.A - Resolution 2024-15300 - Approve a Resolution for an additional interfund loan from the Cash Clearing Account/Investment Account to the East Naples Bay Special Taxing District Fund for \$1.1 million to fund additoinal costs of the canal dredging project resulting from Hurricane Ian.	MOTION by Blankenship to APPROVE THE CONSENT AGENDA subject to removing Item 6.A for a separate discussion and vote; seconded by Petrunoff and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0		
6.A. Approval of Various City Council Meeting Minutes. December 6, 2023 Regular Meeting Minutes December 18, 2023 Regular Meeting Minutes January 16, 2024 Workshop Meeting Minutes											
Item 7.B - Resolution 2024-15301 - Approve a Resolution for temporary off-site valet parking solution on property owned by 1st Avenue South 1095 LLC at 1095 1st Ave South and Neighborhood Health Clinic, located at 88 12th Street North to benefit the Gulfshore Playhouse.											
Item 7.C - Resolution 2024-15302 - Rescind Resolution 2023-15065 which approved the installation of synthetic turf at the football field at Fleischmann Park with Field Turf USA for \$1,199,685.											
Item 7.D - Resolution 2024-15303 - Approve Resolution approving Amendment No. 1 to the Standard Grant Agreement with Florida Dept. of Environmental Protection accepting additional funding for the Naples Bay Red Tide Septic Tank mitigation project for \$10,000.											
Item 7.E - Resolution 2024-15304 - Approve Resolution for the 2024 Operating Plan between the City, other Collier County Fire Depts., and the Florida Forest Service.											
Item 7.F - Resolution 2024-15305 - Approve Resolution waiving the competitive bidding process, and awarding the contract by purchase order to Quality Enterprises USA Inc. for replacement of 2 sanitary sewer force mains on Solana Road at Goodlette-Frank Road for \$857,260.											
Item 8.A - New Special Events - Approval of the New Special Event Application for Battle of the Bands – Cambier Park											
Item 8.B - Repeat Special Events - Approval of the Repeat Special Event Applications: 1. Ducks Unlimited Spring Conservation Dinner – Northern Jet Hangar 2. Naples Craft Beer Fest – Bayfront Naples 3. St. Patrick’s Parade – Downtown Naples 4. Naples Thanksgiving Day 5k – Downtown Naples											
END OF CONSENT AGENDA ITEMS											
6.A - Approval of Minutes (Removed from the Consent Agenda) - Approve December 6, 2023 Regular Meeting Minutes; December 18, 2023 Regular Meeting Minutes; and January 16, 2024 Workshop Meeting Minutes.	MOTION by Blankenship to APPROVE ITEM 6.A subject to replacing the word "impervious" to "substantially pervious" in Paragraph 3, Page 16 of the December 18, 2023 meeting minutes; seconded by Petrunoff and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0		
Item 11.A - Ordinance 2024-15299 - Second Reading of an Ordinance Considering Rezone Petition 23-R3 to rezone approximately 13.72 acres from M-Medical District to PS-Public Service District for a portion of the property located at 350 7th Street North and owned by Naples	MOTION by Perry to ADOPT ORDINANCE 2024-15299 as presented by staff; seconded by Blankenship and carried. 4-1-1	yes	no	yes	abstain	yes	yes	n/a	4-1-1		

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AGENDA ITEM	MOTION	VOTES								
<b>Item 11.B - Resolution 2024-15306</b> - Approve Conditional Use Petition 23-CU7 for the Naples Community Hospital to Develop a Heart, Vascular and Stroke Institute in the "PS" Public Service District at 350 7th St. North.	MOTION by Perry to APPROVE RESOLUTION 2024-15306, subject to the following changes: 1) adding the following language to the fifth whereas clause: ..."to be operated as the existing licensed hospital on the subject property." 2) replacing the language in Condition No. 6 as follows: "Naples Community Hospital shall test the lake water at least annually and shall take all necessary actions to maintain or improve the water quality in the lake; 3) adding the following language at the end of Condition No. 11: "...with its northern stairwell tower extending to 38 feet, perimeter safety rail extending to 32 feet, 9 inches, and screening extending to 36 feet."; and 4) updating Condition No. 8 to reference the approval of the updated signage plan presented that day. The motion was seconded by Blankenship and carried 3-2-1.	yes	no	yes	abstain	yes	no	n/a	3-2-1	
<b>Item 11.C - Resolution 2024-15307</b> - Approve site plan petition 23-SP10 for the Naples Community Hospital to develop the Heart, Vascular, and Stroke Institute located at 350 7th Street North.	MOTION by Perry to APPROVE RESOLUTION 2024-15307 subject to the following conditions: 1) replacing the language in Condition No. 5 with the following: "Naples Community Hospital shall test the lake water at least annually and shall take all necessary actions to maintain or improve the water quality in the lake; 2) updating Condition No. 7 to reference the approval of the updated signage plan presented that day; 3) adding the following language to the end of Condition No. 10: "...with its northern stairwell tower extending to 38 feet, perimeter safety rail extending to 32 feet, 9 inches, and screening extending to 36 feet."; and 4) adding the following language to Section 1 "... and to be operated as a part of the existing licensed hospital.". The motion was seconded by Blankenship and carried 4-1-1.	yes	no	yes	abstain	yes	yes	n/a	4-1-1	
<b>Item 13.A - Resolution 2024-15308</b> - A Resolution to Approve a Task Order and First Amendment with Agnoli, Barber and Brundage Inc. and appropriation request to provide professional services to produce a conceptual master plan for the Miracle Mile.	MOTION by Petrunoff to APPROVE RESOLUTION 2024-15308 subject to amending the amount to 59,260;seconded by Blankenship and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0	





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AGENDA ITEM		MOTION	VOTES								
Item 4.B Presentation - Planning Advisory Board Annual Presentation by Chairman, Bruce Selfon.		MOTION by Hutchison to ACCEPT a list of recommendations to be prepared by Planning Advisory Board Chair Bruce Selfon regarding matters of process and improvements to the City of Naples Land Development Code; seconded by Petrunoff and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0	
Item 4.C - Interview Two Applicants for the Carver Fiannce Board of Directors (ADDED ITEM).		Andrew Cribbs and Kevin Fitzpatrick were interviewed for the Carver Finance Board of Directors.									
CONSENT AGENDA ITEMS											
Item 6.A Minutes Approval of the January 11, 2024 City Council Special Meeting Minutes.		MOTION by Perry to APPROVE THE CONSENT AGENGAs; seconded by Christman and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0	
Item 7.A Resolution 2024-15311 - Resolution approving an Agreement with Douglas N. Higgins for Replacement of Raw Water Production Well No. 408 in the amount of \$2,737,370.											
Item 7.B Resolution 2024-15312 - Resolution approving a Task Order with Agnoli, Barber and Brundage Inc.to Provide Construction Engineering and Inspection Services required for the replacement of raw water production for Well No. 408, in the amount of \$273,114.37. in accordance with the Consultants Competitive Negotiation.											
Item 7.C Resolution 2024-15313 - Resolution accepting a Cash Donation of \$120,660.17 for use in the Naples Police Department K-9 Unit from Gabriella Agatha Hamori Revocable Trust of 2005; amending the fiscal year 2023-24 budget by appropriating funds from the donation account; authorizing the expenditure of donated funds for the purchase of necessary equipment, supplies, veterinary care, boarding, and memberships.											
Item 7.D Resolution 2024-15314 - Accepting an Unrestricted Donation from James Newbern of a fully trained Police K-9 valued at \$18,000, and capable of detecting firearms and explosive devices to assist law enforcement in providing safety at special events in response to suspect threats, and investigating criminal activity; authorizing the expenditure of funds from the Donation Account for the purchase of necessary equipment, supplies, veterinary care, boarding, and memberships.											
Item 7.E Resolution 2024-15315 -Approve a Memorandum of Understanding between the City of Naples and Golden Paws Assistance Dogs Inc.											
Item 7.F Resolution 2024-15316 - Accepting a utility Easement Contaning approximately 0.04 acres and an Access Easemnt containing approximately 0.16 acres from Naples Botanical Garden on property located on Bayshore Drive.											
Item 7.G Resolution 2024-15317 - Approve a Contractor’s Agreement from Quality Enterprises USA Inc for \$85.144. for Naples Landing Dredging project.											
Item 7.H Resolution 2024-15318 - Increasing the Annual Maximum expenditure limit for the Outside Contract previously approved for the purchase of Goods and Services with Dobbs Equipment for increased costs associated with the replacement of the City's excavation equipment.											
Item 7.I Resolution 2024-15319 - Approve the installation Speed Tables along 7th Ave North between US 41 and Gulf Shore Blvd.											
END OF CONSENT AGENDA ITEMS											





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AGENDA ITEM		MOTION	VOTES								
Item 14.A First Reading Ordinance - Ordinance Amending Regulations Related to the Design Review Board.		MOTION by Christman to APPROVE ITEM 14.A AT FIRST READING subject to the following changes to the draft Ordinance: 1) removing the second sentence under Section 2-473(4); 2) capitalizing the word “Review” on Page 6; 3) Amending the second sentence under Section 58-1134(b)(5) to read: “City Council may approve a variance to a setback upon a finding that the project meets the general intent of the district and the master plan.”; and 4) replacing the term DRB with the words Design Review Board under Section 58-1134(e)(13). The motion was seconded by Perry and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0	
Item 14.B First Reading - Ordinance Amending the Base Point of Measurement for Maximum Height in Residential Districts to allow for the use of the higher first finished floor elevation prescribed by either the 2012 or 2024 Adopted FIRM.		MOTION by Perry to APPROVE ITEM 14.B AT FIRST READING and schedule the Second Reading on March 6, 2024; seconded by Christman and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0	
Item 15.A Second Reading of Ordinance moved to March 4, 2024 - Ordinance Amending the Maximum Pool and Pool Deck Height in the R1-15A District for properties containing three front yards without a platted waterfront building line.		Removed from Agenda (Scheduled for March 4, 2024).									
END OF AGENDA											
March 4, 2024 - REGULAR MEETING											
			Heitmann	Hutchison	Blankenship	Christman	Perry	Petrunoff	Vacant	Passed	Failed
Item 3 - Set Agenda.		MOTION by Perry to SET THE AGENDA; seconded by Christman and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0	
Item 4.A Proclamation - Recognizing the Naples Zoo at Caribbean Gardens.		Proclamation awarded.									
Item 4.B Review - of Upgrades to ACUNE Software.		Review only.									
Item 4.C - Design Review Board Annual Presentation.		Continued to a date uncertain.									
CONSENT AGENDA ITEMS											
Item 7.A Resolution 2024-15323 - for the Purpose of Amending the City of Naples Designated Street Tree Program Approved by Resolution 2022-14986.		MOTION by Blankenship to APPROVE THE CONSENT AGENDA; seconded by Perry and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0	
Item 7.B Resolution 2024-15324 - 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 Ordinances.											
Item 7.C Resolution 2024-15325 - Amend Professional Consultant's Services Agreement for the City's Accounting and Auditing service with Mauldin and Jenkins LLC; increasing costs related to the Annual Financial Audit.											
Item 8.A Consideration - of the New Special Event Application Below: 1. Antoniou Wedding Reception – 19 8th Ave South 2. Hoagie-Himede Wedding – Baker Park											

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AGENDA ITEM	MOTION	VOTES									
<b>Item 8.B Consideration</b> - 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											
<b>END OF CONSENT AGENDA ITEMS</b>											
<b>Item 9.A Resolution 2024-15326</b> - Vacate the westerly 5-foot wide strip of land being a portion of a dedicated utility easement located within Lot 4, Seagate Unit 1, lying adjacent to 5182 Sand Dollar Lane.	MOTION by Blankenship to APPROVE RESOLUTION 2024-15326; seconded by Perry and carried 5-1.	yes	no	yes	yes	yes	yes	n/a	5-1		
<b>Item 11.A Resolution 2024-15327</b> - 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.	MOTION by Christman to APPROVE ITEM 11.A and allow the yard abutting Seagate Drive to be considered a rear yard based on the facts surrounding the zoning of this property by Collier County at the time it was annexed into the City; seconded by Blankenship and failed 3-3.	yes	no	yes	yes	no	no	n/a		3-3	
	MOTION by Petrunoff to APPROVE RESOLUTION 2024-15327 approving an appeal with the condition that staff will proceed with a proposed text amendment that will be narrowly interpreted to apply only to those homes that were developed under the jurisdiction of the County and subsequently annexed into the City between Sand Dollar Lane and Seagate Drive; seconded by Christman and carried 4-2.	yes	no	yes	yes	no	yes	n/a	4-2		
<b>Item 11.B Resolution Withdrawn</b> - Approve for the petition 24-V1 for section 46-37 and 58-176 owned by Joseph and Kelly Salemme located 5182 Sand Dollar Lane.	Withdrawn by petitioner.										
<b>Item 13.A Clerk Tracking 2024-00027</b> - Discussion and Selection of the Recipient for the 2024 Sam Noe Award.	MOTION by Blankenship to SELECT Sharda Spahr as the recipient of the 2024 Sam Noe Award; seconded by Christman and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0		
<b>Item 13.B Litigation Executive Session</b> - Papadakis, Eliana v. Mowrey Elevator Co. Inc. and City of Naples; Case No. 22-CA-001697.	Executive session conducted.										
<b>Item 13.C Any Action if Needed from Litigation Executive Session</b> - Regarding Papadakis, Eliana v. Mowrey Elevator Co. Inc. and City of Naples; Case No. 22-CA-001697.	No action taken.										
<b>Item 15.A Ordinance 2024-15329</b> - Second Reading of an Ordinance Amending the Maximum Pool and Pool Deck Height in the R1-15A District.	MOTION by Perry to ADOPT ORDINANCE 2024-15329; seconded by Blankenship and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0		
<b>Item 15.B Second Reading Ordinance 2024-15330</b> - Ordinance amending the Code of Ethics contained in Article IX of Chapter 2 entitled "Administration"; amending Sections 2-973, Ethics training, 2-976 gifts Honoraria Solicitation and Loans and amending and 2-979 Lobbying.	MOTION by Perry to ADOPT ORDINANCE 2024-15330; seconded by Christman and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0		
<b>END OF AGENDA</b>											
<b>March 6, 2024 - REGULAR MEETING</b>											

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AGENDA ITEM	MOTION	VOTES									
		Heitmann	Hutchison	Blankenship	Christman	Perry	Petrunoff	Vacant	Passed	Failed	
Item 3 - Set Agenda.	MOTION by Perry to SET AGENDA subject to the following changes: 1) accepting additional agenda material for Items 7.A (Honoring 2024 Sam Noe Award recipient Sharda Spahr) and 7.B (Approval of Task Order with Hazen and Sawyer PC to provide consulting services required for Environmental protection agency's Lead and Copper Rule revisions); and 2) adding Item 4.G (Legislative Update); seconded by Christman and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0		
Item 4.G Legislative Update (ADDED ITEM).	Consensus reached to schedule a discussion regarding the Live Local Act at the April 4, 2024 Community Redevelopment Agency Meeting.										
CONSENT AGENDA ITEMS											
Item 6.A Approval - of the January 18, 2024, Special Meeting Minutes.	MOTION by Perry to APPROVE THE CONSENT AGENDA; seconded by Christman and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0		
Item 7.A Resolution 2024-15331 - for the Purpose of Honoring the 2024 Recipient of the Sam Noe Award (Sharda Spahr); and Providing an Effective Date.											
Item 7.B Resolution 2024-15332 - Approve task order with Hazen and Sawyer PC to provide consulting services required for Environmental Protection Agency's Lead and Copper Rule revisions for \$242,029.28.											
Item 7.C Resolution 2024-15333 - Approve a Contractor's Agreement for the Lowdermilk Park ADA Improvement Project (ITB24-007) with Infinite Construction, LLC.											
Item 7.D Resolution 2024-15334 - Approve a Contractor's Agreement with Infinite Construction LLC, in the amount \$118,772.15 for the 8th Avenue South Beach Park restoration project (ITB-012).											
Item 7.E Resolution 2024-15335 - Approve selecting Qualified Professional Architectural Engineering, Landscape Architectural and surveying and mapping services firms to provide professional services on an annual basis.											
END OF CONSENT AGENDA ITEMS											
Item 9.A Resolution 2024-15336 - Vacate the Northerly 15-Foot Wide Strip of land being a portion of a dedicated utility easement at 201 8th Street South within Lot 18, Block 18, Tier 9 of the Naples Seaboard Replate; accept a replacement 15-foot wide easement.	MOTION by Christman to APPROVE RESOLUTION 2024-15336 subject to adding the following conditions: 1) the hours of the via to remain open to the public from 7:00 am - 7:00 p.m. and 2) the developer will work with City staff to reach an agreement on the appropriate signage for the via to be consistent with City Code; seconded by Hutchison and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0		
Item 11.A Resolution 2024-15337 - Approve Fence and Wall Waiver Petition 24-FWW2 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 feet in height is allowed on property owned by Moorings Presbyterian Church Inc. located at 791 Harbour Drive.	MOTION by Hutchison to APPROVE RESOLUTION 2024-15337 subject to amending Condition No. 1 to read as follows: "As committed by the petitioner in their application materials, additional plantings will be installed and maintained to visibly conceal the fence from adjacent properties and streets."; seconded by Petrunoff and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0		

Office of the City Clerk

Patricia L. Rambosk, MMC, City Clerk

Phone: 239-213-1015

prambosk@naplesgov.com

2024 City Council ACTION REPORT

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AGENDA ITEM	MOTION	VOTES									
Item 11.B Resolution 2024-15338 - Approve site plan petition 23-V4 relating to a Variance pursuant to Section 46-37 and Section 58-176 of the Code of Ordinances to allow a screen enclosure to encroach into the required 15-foot rear yard pool setback, for property located at 1590 Sandpiper Street owned by Keith M. Sowers.	MOTION by Perry to APPROVE RESOLUTION 2024-15338; seconded by Petrunoff and carried 4-2.	yes	no	no	yes	yes	yes	n/a	4-2		
Item 12.A Review - A Review of the Revised Uniform Sign Plan for the Gulfshore Playhouse on Property Located at 100 Goodlette Frank Road South.	MOTION by Petrunoff to APPROVE ITEM 12.A subject to including the Design Review Board's recommended Conditions One through Four [(previously read): 1) approval of the signage inclusive of the rotating banners, provided that the banners, monument signs, and kiosks shall have a consistent graphic identity and continuity in presentation that depicts a brand for the Playhouse; 2) the graphics of all signs must be of a size and contrast that is readable and appropriate for each sign's intended audience in its specific location; 3) shop drawings depicting how the rotating banners will be displayed and secured to the building will be provided to ensure a sophisticated installation and prevent their appearance as temporary signage; 4) any lighting shall be obscured from view and will not create glare to vehicular or pedestrian traffic; and 5) the Petitioner has voluntarily agreed to limit content on the rotating banners to advertisement of upcoming shows and programs only.]. Motion seconded by Hutchison and carried. 6-0	yes	yes	yes	yes	yes	yes	n/a	6-0		
Item 13.A Resolution 2024-15339 - Amend (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.	MOTION by Blankenship to APPROVE RESOLUTION 2024-15339; seconded by Hutchison and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0		
Item 13.B Resolution 2024-15340 - Establishing the intent to reimburse certain expenditures in connection with various Capital Improvement Projects, incurred with proceeds of a future taxable or tax-exempt financing or financings.	MOTION by Blankenship to APPROVE RESOLUTION 2024-15340; seconded by Perry and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0		
Item 13.C Clerk Tracking 2024-00028 - Request to approve signage by Johnny Nocera at Fleischmann Park for “The Edge Johnny Nocera Skatepark”.	MOTION by Hutchison to APPROVE ITEM 13.C as submitted (Request to add additional signage acknowledging the skatepark name of “The Edge Johnny Nocera Skatepark” on the Goodlette-Frank Road side of the building); seconded by Christman and carried 6-0.	yes	yes	yes	yes	yes	yes	n/a	6-0		
Item 17 Correspondence and Communications.	Consensus reached to direct the City Manager to investigate whether the U.S. Beneficial Ownership Information Registry can be used as a model for disclosure requirements for petitioners.										
END OF AGENDA											
April 3, 2024 - REGULAR MEETING											
		Heitmann	Hutchison	Barton	Christman	Kramer	Penniman	Petrunoff	Passed	Failed	

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AGENDA ITEM		MOTION	VOTES								
		MOTION by Christman to APPOINT Daniel Barone to the Planning Advisory Board as an alternate for the balance of a three-year term commencing May 1, 2024 and expiring April 30, 2026; seconded by Kramer and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 13.A Resolution 2024-15357 - A Resolution for the purpose of establishing Administrative Fees for Milestone Inspection Reports by adding Section 16-344, Milestone Inspection Report Fees to Chapter 16, Construction, Rehabilitation and Property Maintenance Regulations, in Appendix “A” – Fees and Charges Schedule of the Code of Ordinances, City of Naples; and Providing an Effective Date.		MOTION by Kramer to APPROVE RESOLUTION 2024-15357; seconded by Christman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 13.B. Executive Session - An Executive Session for the purpose of advice and discussion of settlement negotiations or strategy related to litigation expenditures related to litigation styled 5th Avenue South Holdings, LP v. City of Naples, Case No. 23-CA-3329, 20th Judicial Circuit, Collier County, Florida.		Executive Session.									
Item 13.C Any Action Needed Following Executive Session Item 13.B - 5th Avenue South Holdings, LP v. City of Naples, Case No. 23-CA-3329, 20th Judicial Circuit, Collier County, Florida.		No action taken.									
Item 15.A Ordinance 2024-15358 - Consider an Ordinance at Second Reading, for the purpose of establishing an Administrative Fee for Milestone Inspection Reports by creating a new Section 16-344, Milestone Inspection Report Fees, In Chapter 16 “Construction, Rehabilitation and Property Maintenance Regulations” of Article X “Mandatory Inspection Of Aging Condominium And Cooperative Buildings Ordinance.”		MOTION by Petrunoff to ADOPT ORDINANCE 2024-15358; seconded by Kramer and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
END OF AGENDA											
May 1, 2024 - REGULAR MEETING											
			Heitmann	Hutchison	Barton	Christman	Kramer	Penniman	Petrunoff	Passed	Failed
Item 3 - Set Agenda		MOTION by Christman to SET THE AGENDA removing Item 8.A 1. from the Consent Agenda for separate discussion and vote; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
CONSENT AGENDA ITEMS											
Item 7.A Resolution 2024-15359 - A Resolution for the purpose of accepting a cash donation of \$100,000 for use in the Naples Police Department’s Traffic Unit from Michael A. Nolen, consistent with the Policies and Procedures in Resolution 15-13730; amending the Fiscal Year 2023-24 Budget adopted by Resolution 2023-15207 by appropriating funds from the donation account - Naples Police Department; authorizing the expenditure of donated funds for the purchase of a vehicle, necessary equipment, and supplies.		MOTION by Christman to APPROVE THE CONSENT AGENDA subject to removing Items 7.C and 8.A.1 for separate discussion and vote; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 7.B Resolution 2024-15360 - A Resolution for the purpose of approving an Interlocal Agreement with the District School Board of Collier County for joint use, maintenance, and improvements of School Board property known as Seagate Park which will supersede any previous Interlocal Agreements related to Seagate Park.											
Item 7.D Resolution 2024-15362 - A Resolution for the purpose of waiving the Competitive Bidding Process; Approving Purchase Orders to Southern Sewer Equipment Sales for repair services to the City’s Stormwater Combination Jet/Vacuum Truck; Approving Purchase Orders to EP Rents, LLC, for providing a rental truck while repairs are being performed; Authorizing the City Manager to execute the Purchase Orders											

# 2024 City Council ACTION REPORT

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AGENDA ITEM		MOTION	VOTES								
Item 8.A New Special Events - Consider the following New Special Event Applications: 1) Urban Meditation Market – 5th Avenue; 2. Jet 1 Curate Event – Naples Airport; and 3) Private Event - Gulf Shore Blvd North.											
Item 8.B Repeat Special Events - Consider the following Repeat Special Event Applications: 1) Felipes Taqueria Park Shore – 4255 Tamiami Trail North; 2. Hyatt House Cocktail Hour – Hyatt House; 3) Juneteenth Celebration – River Park; 4) 4th of July Fireworks – Naples Pier; 5) 4th of July Parade – Downtown and 5th Avenue; 6) Hyatt House Cocktail Hour – Hyatt House 7) Evening on Fifth – 5th Avenue; 8) Halloween Spooktacular – Fifth Avenue, Cambier Park and Park Street; 9) City of Naples Halloween Trunk or Treat – Fleischmann Park; 10) Naples Big Band Concerts – Cambier Park; and 11) Gulf Coast Big Band – Cambier Park.											
END OF CONSENT AGENDA ITEMS											
Item 7.C Resolution 2024-15361 - A Resolution for the purpose of approving Amendment No. 12 to the Professional Engineering Services Agreement with Graef-USA Inc, f/k/a Erickson Consulting Engineers, Inc. for the Naples Beach Stormwater Outfall Project, providing for an increase of the project cost in the amount of \$192,263 in Fiscal Year 2023-23, in accordance with the Consultant's Competitive Negotiation Act; authorizing the City Manager to Execute Amendment No. 12.		MOTION BY Christman to APPROVE RESOLUTION 2024-15361 correcting the Resolution to reflect Amendment No. 12; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 8.A (Event #1) - Consideration of New Special Event Application for Urban Meditation Market 5th Avenue.		MOTION by Christman to DENY PERMIT; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 12.A Discussion and Direction - Discussion of City Council priorities.		Consensus reached to identify Items 9, 12, 14, 15, and 16 as Top City Council Priorities.									
Item 12.B Discussion and Direction - Consider Joint Meetings with the Design Review Board and the Naples Airport Authority.		Consensus reached to defer the Joint Meetings with the Design Review Board and the Naples Airport Authority until the Fall.									
Item 12.C Interview - Candidates for City Attorney.		Interviews were conducted.									
Item 13.A Clerk Tracking 2024-00066 - Annual Performance Review of City Manager		MOTION by Petrunoff to APPROVE a five percent increase in base salary for the City Manager; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 13.B Executive Session - Executive Session to Discuss Gallagher, Brad v. City of Naples, Office of the Judges of Compensation Claims, OJCC Case Number 19-018246JAW.		Executive Session.									
Item 13.C Any Action Needed - Following the Executive Session- Gallagher, Brad v. City of Naples, Office of the Judges of Compensation Claims, OJCC Case Number 19-018246JAW.		MOTION by Hutchison to ACCEPT the proposed Settlement based upon the mediation of the case and as discussed during Executive Discussion that day; seconded by Kramer and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
END OF AGENDA											
May 15, 2024 - REGULAR MEETING											
		Heitmann	Hutchison	Barton	Christman	Kramer	Penniman	Petrunoff	Passed	Failed	
Item 3 - Set Agenda		MOTION by Penniman to SET THE AGENDA; seconded by Barton and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
CONSENT AGENDA ITEMS											
Item 6.A Minutes - Approval of the April 15, 2024 Workshop Meeting Minutes and April 17 Regular Meeting Minutes.		MOTION by Christman to APPROVE THE CONSENT AGENDA subject to removing Item 7.A for separate discussion and vote; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 7.B Resolution 2024-15364 - A Resolution for the Purpose of Approving an Agreement with McShea Contracting, LLC for the Installation of Pavement Markings, Pursuant to Collier County Request for Bid 20-7733											
END OF CONSENT AGENDA ITEMS											





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AGENDA ITEM		MOTION	VOTES								
Item 13.A Executive Session - Executive Session regarding Bejune, Jamie v. City of Naples, 20th Judicial Circuit, Case No. 22-CA-001911.		Executive session conducted.									
Item 13.B Any Action Needed - Following the Executive Session in Bejune, Jamie v. City of Naples, 20th Judicial Circuit, Case No. 22-CA-001911		No action taken.									
Item 14.A First Reading - Consider an Ordinance for the purpose of amending regulations relating to the Yard Designation for the properties abutting Sand Dollar Lane and Seagate Drive within the Seagate Subdivision; Providing for properties abutting Sand Dollar Lane and Seagate Drive within the Seagate Subdivision, the Yard Abutting Seagate Drive will be treated as a rear yard.		MOTION by Penniman to APPROVE at First Reading; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
END OF AGENDA											
June 5, 2024 - REGULAR MEETING											
		Heitmann	Hutchison	Barton	Christman	Kramer	Penniman	Petrunoff	Passed	Failed	
Item 3 - Set Agenda		MOTION by Christman to SET THE AGENDA subject to removing and continuing Item 8.B until the June 6, 2024 Special Meeting, removing Item 7.H from the Consent Agenda and considering it immediately after Item 13.D; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 4.B Presentation - An Update from the Naples Airport Authority (NAA).		Update only.									
Item 4.C Announcement of an Executive Session - Announcement of an Executive Session Horseshoe Motor Developers LLC v. City of Naples, Case No. 2023-CA-001708 to be held on June 17, 2024, at 12:30 p.m.		Announcement Only.									
Item 4.D Presentation - Presentation related to applications for the placement of Small Cell Facilities in the City of Naples.											
CONSENT AGENDA ITEMS											
Item 6.A Minutes - Approval of the May 1, 2024 and May 15, 2024 Regular Meeting Minutes and the May 13, 2024 Workshop Meeting Minutes.											
Item 7.A Resolution 2024-15366 - A Resolution for the purpose of approving a Contractor’s Services Agreement between the City of Naples and Hannula Landscaping and Irrigation, Inc. in the amount of \$318,459.09, for the Lowdermilk Park Landscaping Renovation Project (ITB 24-018); Providing a Supplemental Appropriation to the Ian 430 Beach Fund.											
Item 7.B Resolution 2024-15367 - A Resolution for the purpose of approving the installation of additional signage for “The Edge Johnny Nocera Skatepark” on the East Side of the Fleischmann Park Community Center Building; Retaining the current signage already in place on the west and north sides of the building.											
Item 7.C Resolution 2024-15368 - A Resolution approving a Second Amendment To Professional Services agreement with Q. Grady Minor And Associates, LLC, A Florida Limited Liability Company, Which Agreement Was Previously Approved In The City’s Library Of Vendors, For The Purpose Of Consenting To An Assignment Of The Agreement Between Q. Grady Minor And Associates, P.A. And The City Of Naples, And Including Additional Standardized Contract Terms Required Bv The City.											

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AGENDA ITEM		MOTION	VOTES								
Item 14.D First Reading - Consider an Ordinance relating to applications for the installation of Small Cell Facilities in the Rights-of-Way and Public Property.		MOTION by Kramer to APPROVE ITEM 14.D AT FIRST READING; seconded by Penniman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 15.A Ordinance 2024-15381 - Second Reading of an Ordinance Relating to minimum yards in the Seagate Subdivision.		MOTION by Penniman to ADOPT ORDINANCE 2024-15381; seconded by Petrunoff and unanimously carried.	yes	yes	yes	yes	yes	yes	yes		
END OF AGENDA											
June 6, 2024 - SPECIAL MEETING											
			Heitmann	Hutchison	Barton	Christman	Kramer	Penniman	Petrunoff	Passed	Failed
Item 3 - Set Agenda		MOTION by Petrunoff to SET AGENDA adding Item 6.B.3 (Item 8.B from 6/5/24 Council Meeting); seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 6.A Discussion and Direction - Consideration of Recognition Options for Donations to the Naples Pier Reconstruction Project.		Consensus reached for the City Manager to present options for a tasteful recognition program for Council consideration at a future meeting.									
Item 6.B 1. Special Event - Consideration of Cars on 5th – 5th Ave South.		MOTION by Penniman to APPROVE Item 6.B1; seconded by Kramer and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 6.B 2. Special Event - Consideration of Naples Downtown Art Splash – 5th Ave Parkway and 10th Street South.		MOTION by Petrunoff to DENY Item 6.B 2; seconded by Hutchison and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 6.B 3. Special Event (ADDED ITEM) - Consideration of Juried Art and Craft Show - Baker Park.		MOTION by Christman to DENY Item 6.B 3; seconded by Kramer and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
Item 6.C Resolution 2024-15382 - Performance Review - City Clerk Patricia Rambosk		MOTION by Kramer to APPROVE a 5% merit increase; seconded by Barton and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
		MOTION by Kramer to APPROVE RESOLUTION 2024-2024-15382 (Second Amendment to Employment Agreement) seconded by Christman and unanimously carried.	yes	yes	yes	yes	yes	yes	yes	7-0	
END OF AGENDA											