

**COLLIER COUNTY**  
**Board of County Commissioners**  
**Community Redevelopment Agency Board (CRAB)**  
**Airport Authority**



**AGENDA**

Board of County Commission Chambers  
Collier County Government Center  
3299 Tamiami Trail East, 3<sup>rd</sup> Floor  
Naples FL 34112

**February 11, 2014**

**9:00 AM**

**Tom Henning** - BCC Chairman; BCC Commissioner, District 3

**Tim Nance** - BCC Vice-Chairman, District 5

**Donna Fiala** - BCC Commissioner, District 1; CRAB Chairman

**Georgia Hiller** - BCC Commissioner, District 2

**Fred W. Coyle** - BCC Commissioner, District 4; CRAB Vice-Chairman

**NOTICE:** All persons wishing to speak on Agenda items must register prior to speaking. Speakers must register with the Executive Manager to the BCC *prior* to presentation of the Agenda item to be addressed. All registered speakers will receive up to three (3) minutes unless the time is adjusted by the chairman.

Collier County Ordinance No. 2003-53 as amended by ordinance 2004-05 and 2007-24, requires that all lobbyists shall, before engaging in any lobbying activities (including but not limited to, addressing the Board of County Commissioners), register with the Clerk to the Board at the Board Minutes and Records Department.

Requests to address the Board on subjects which are not on this agenda must be submitted in writing with explanation to the County Manager at least 13 days prior to the date of the meeting and will be heard under "Public Petitions." Public petitions are limited to the presenter, with a maximum time of ten minutes.

Any person who decides to appeal a decision of this Board will need a record of the proceeding pertaining thereto, and therefore may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, the provision of certain assistance. Please contact the Collier County Facilities Management Department located at 3335 East Tamiami Trail, Suite 1, Naples, Florida, 34112-5356, (239) 252-8380; assisted listening devices for the hearing impaired are available in the Facilities Management Department.

*Lunch Recess scheduled for 12:00 Noon to 1:00 P.M*

1. **INVOCATION AND PLEDGE OF ALLEGIANCE**
  - 1.A. **Pastor Jim Thomas - East Naples United Methodist Church**
2. **AGENDA AND MINUTES**
  - 2.A. **Approval of today's regular, consent and summary agenda as amended (Ex Parte Disclosure provided by Commission members for consent and summary agenda.)**
  - 2.B. **January 14, 2014 - BCC/Regular Meeting Minutes**
3. **SERVICE AWARDS**
4. **PROCLAMATIONS**
  - 4.A. **Proclamation designating February 16-22, 2014 as Engineer's Week in Collier County, To be accepted by Ralph Verrastro, State Director, Florida Engineering Society, Calusa Chapter; Norman Trebilcock, President, Florida Engineering Society, Calusa Chapter; Alison Bradford, Professional Development Chair, Florida Engineering Society, Calusa Chapter; and Marlene Messam, Florida Engineering Society, Calusa Chapter. Sponsored by Commissioner Fiala.** Pg. 1 - 2
  - 4.B. **Proclamation designating February 2014 as Career and Technical Education Month in Collier County. To be accepted by Yolanda Flores, Principal, Lorenzo Walker Institute of Technology and Denise Duzick, Administrator, Lorenzo Walker Institute of Technology. Sponsored by Commissioner Fiala.** Pg. 3 - 4
  - 4.C. **Proclamation designating February 17-23, 2013 as Art Appreciation Week in Collier County in recognition of the 60th Anniversary of the Naples Art Association. To be accepted by Aimee Schlehr, Executive Director, Naples Art Association and Stacey Bulloch, Board President, Naples Art Association. Sponsored by the Board of County Commissioners.** Pg. 5 - 6
5. **PRESENTATIONS**
  - 5.A. **Presentation of the Collier County Business of the Month for February 2014 to Brian Glaeser State Farm Insurance. To be accepted by Brian A. Glaeser.** Pg. 7 - 9
  - 5.B. **Recommendation to recognize Ivette Monroig, Operations & Regulatory Department Technician, Growth Management Division, as the Employee of the Month for January 2014.** Pg. 10 - 12
  - 5.C. **Recommendation to recognize Travis Gossard-Superintendent Roads & Bridges, Growth Management Division as the Supervisor of the Year for 2013.** Pg. 13 - 15
6. **PUBLIC PETITIONS**

**7. PUBLIC COMMENTS ON GENERAL TOPICS NOT ON THE CURRENT OR FUTURE AGENDA**

Item 7 to be heard no sooner than 1:00 pm unless otherwise noted.

**8. BOARD OF ZONING APPEALS**

Item 8 to be heard no sooner than 1:30 pm unless otherwise noted.

**9. ADVERTISED PUBLIC HEARINGS**

Item 9 to be heard no sooner than 1:30 pm unless otherwise noted.

**9.A. Recommendation to consider approving the Bayshore/Thomasson Drive Subdistrict small-scale amendment to the Collier County Growth Management Plan, Ordinance 89-05, as Amended, for transmittal to the Florida Department of Economic Opportunity. (Adoption Hearing) (PL20120002382/CPSS-2013-1) [Companion to Petition PUDZA-PL20120002357]** Pg. 16 - 44

**9.B. This item requires that ex parte disclosure be provided by Commission members. Should a hearing be held on this item, all participants are required to be sworn in. Recommendation to approve an Ordinance of the Board of County Commissioners of Collier County, Florida amending Ordinance Number 2005-63, as amended, the Cirrus Pointe Residential Planned Unit Development (RPUD) which allows a maximum number of 108 residential dwelling units; by changing the name of the RPUD to Solstice RPUD; by revising the Master Plan; by deleting Exhibit B, the Water Management/Utility Plan; by deleting Exhibit C, the Location Map; by removing Statement of Compliance and Project Development Requirements; by adding a parking deviation; and by deleting and terminating the Affordable Housing Density Bonus Agreement. The subject property is located northeast of Bayshore Drive and Thomasson Drive in Section 14, Township 50 South, Range 25 East, Collier County, Florida consisting of 9.92+/- acres; and by providing an effective date. (PUDZA-PL20120002357) [Companion to Petition PL20120002382/CPSS-2013-1]** Pg. 45 - 138

**10. BOARD OF COUNTY COMMISSIONERS**

**10.A. Reconsideration request by Commissioner Hiller regarding Item 11A from the January 28, 2014 BCC meeting titled: Recommendation to consider options for improved EMS response times throughout Collier County, as it pertains to North Naples, Big Corkscrew, Immokalee and Ave Maria.** Pg. 139 - 148

**10.B. *This item to be heard at 2:30 p.m.* Recommendation that the Board of County Commissioners (1) adopts the attached Resolution which would authorize the use of the uniform method of collecting non-ad valorem special assessments within the La Peninsula Community to fund the costs of providing seawall improvements and other waterway improvements for the La Peninsula community, and (2) to adopt an Ordinance to establish the La Peninsula Seawall Municipal Service Benefit Unit. This item was approved for reconsideration at the January 14, 2014 BCC Meeting.** Pg. 149 - 211

- 10.C. Recommendation to approve a Resolution in support of the budget request made by the South Florida Ag Council to the Florida Legislature to fund the Southwest Florida Research and Education Center, and to distribute resolution in the manner set forth below. Pg. 212 - 217

11. COUNTY MANAGER'S REPORT

- 11.A. Recommendation to award a construction contract to Douglas N. Higgins, Inc., for Bid No. 14-6203 - J&C Boulevard Roadway Improvements (from Taylor Road to Airport-Pulling Road) Project No. 60182-5 funded by the Pine Ridge Industrial Park MSTU, in the amount of \$1,574,005.80 and reserve \$50,000 on the purchase order for funding allowances, for a total of \$1,624,005.80. (Jay Ahmad, Transportation Engineering Director) Pg. 218 - 228
- 11.B. Recommendation to review the staff analysis of a proposed Natural Gas Franchise in Northeast Collier County and provide direction. (Jamie French, Operations and Regulatory Management Director) Pg. 229 - 234

12. COUNTY ATTORNEY'S REPORT

13. OTHER CONSTITUTIONAL OFFICERS

14. AIRPORT AUTHORITY AND/OR COMMUNITY REDEVELOPMENT AGENCY

14.A. AIRPORT

14.B. COMMUNITY REDEVELOPMENT AGENCY

15. STAFF AND COMMISSION GENERAL COMMUNICATIONS

- 15.A. Current BCC Workshop Schedule Pg. 235 - 236

16. CONSENT AGENDA

All matters listed under this item are considered to be routine and action will be taken by one motion without separate discussion of each item. If discussion is desired by a member of the Board, that item(s) will be removed from the Consent Agenda and considered separately.

16.A. GROWTH MANAGEMENT DIVISION

- 16.A.1. Recommendation to approve a release of lien with an accrued value of \$252,712.64 for payment of \$562.64, in the Code Enforcement Action entitled Board of County Commissioners vs. Susan Shroyer, Code Enforcement Special Magistrate Case No. CEPM-2009-0005325, relating to property located at 4728 Capri Drive, Collier County, Florida. Pg. 237 - 240

- 16.A.2. Recommendation to approve a release of lien in the accrued amount of \$166,583.43 for payment of \$39,583.43, in the Code Enforcement Action entitled Board of County Commissioners vs. Senen Lugo, Code Enforcement Board Case No. CESD20090019403, relating to property located at 4287 12th Ave NE, Collier County, Florida. Pg. 241 - 244
- 16.A.3. Recommendation to standardize the CityView software system implemented at the Growth Management Division - Planning & Regulation, declare CityView a sole source product and waive future competition, and authorize future enhancements to the software. Pg. 245 - 249
- 16.A.4. Recommendation to approve a Post Project Maintenance Agreement with the Florida Department of Transportation (FDOT), for the maintenance of the turn lane and intersection improvements at CR31 (Airport-Pulling Rd) and North Horseshoe Dr., upon completion of the FDOT intersection improvements project, Financial Project No. 429908-1-52-01, and a Resolution authorizing the Chairman to sign the Agreement. Pg. 250 - 256
- 16.A.5. Recommendation to approve a proposal from Coastal Planning & Engineering dated December 16, 2013 for a historic beach performance report and presentation under Contract 09-5262-CZ, authorize budget amendment, authorize the County Manager or his designee to execute the work order for a not to exceed amount of \$19,980.60, and make a finding that this expenditure promotes tourism. Pg. 257 - 275
- 16.A.6. Recommendation to approve a proposal with Humiston & Moore Engineers dated January 18, 2014 for Professional Services to develop a conceptual plan for an updated beach profile design on Marco Island under Contract 09-5262-S2 and authorize the County Manager or his designee to execute the work order for a not to exceed amount of \$9,890 and make a finding that this expenditure promotes tourism. Pg. 276 - 294
- 16.A.7. Recommendation to approve a proposal with Humiston & Moore Engineers dated December 26, 2013 for Professional Services to assist the County in developing current beach renourishment industry trends under Contract 09-5262-S2, authorize the necessary budget amendment and authorize the County Manager or his designee to execute the work order for a not to exceed amount of \$10,000 and make a finding that this expenditure promotes tourism. Pg. 295 - 311
- 16.B. COMMUNITY REDEVELOPMENT AGENCY**
- 16.B.1. Recommendation that the Collier County Board of County Commissioners (BCC) as the Collier County Community Redevelopment Agency (CRA) approve Amendment #01 to Agreement No. 4600002788 with the South Florida Water Management District (SFWMD) for Immokalee Drive Drainage Improvements. Pg. 312 - 335

## 16.C. PUBLIC UTILITIES DIVISION

- 16.C.1. Recommendation to 1) amend an Agreement with CollectorSolutions, Incorporated, for credit card and Automated Clearing House processing to meet Payment Card Industry Data Security Standards compliance for the Utility Billing and Customer Service Department's hosted Interactive Voice Response system, and extend these services to the iWEB internet payment service for water/sewer bill payments on an annual basis with a reduction in transaction costs from 2.7 percent to 2.35 percent; 2) terminate the Contract Agreement #06-3972 with TWI and all its relevant amendments. Pg. 336 - 372
- 16.C.2. Recommendation to award Request for Quote No. 08-5011-111, "Replacement of Process Air Blowers at South County Water Reclamation Facility," to Quality Enterprises USA, Inc., in the amount of \$645,239.15, for project No. 73969 South County Water Reclamation Facility Technical Support Project. Pg. 373 - 384
- 16.C.3. Recommendation to direct the County Manager or his designee to advertise an ordinance amending Ordinance No. 2001-73, as amended, the Collier County Water-Sewer District Uniform Billing, Operating, and Regulatory Standards Ordinance, to maintain compatibility with the Collier County Consolidated Impact Fee Ordinance, as amended. Pg. 385 - 392

## 16.D. PUBLIC SERVICES DIVISION

- 16.D.1. Recommendation to approve three (3) mortgage satisfactions for the State Housing Initiatives Partnership (SHIP) loans in the combined amount of \$23,000. Pg. 393 - 408
- 16.D.2. Recommendation to approve a release of lien for an owner occupied affordable housing dwelling unit for which State Housing Initiatives Partnership (SHIP) have been repaid in full has a fiscal impact of \$7,698.82. Pg. 409 - 422
- 16.D.3. Recommendation to adopt a Resolution amending Resolution No. 2013-227, the Collier County Domestic Animal Services Fee Policy, to provide for the limited waiver of fees under specific conditions. Pg. 423 - 431
- 16.D.4. Recommendation to approve the use of the Central Florida Regional Transportation Authority d/b/a LYNX Contract No. 14-C-09, for the purchase of buses for Collier Area Transit system. Pg. 432 - 436
- 16.D.5. Recommendation to approve, after-the-fact, a Standard Contract and Attestation Statement with Area Agency on Aging for Southwest Florida, Inc., dba Seniors Choices of Southwest Florida, and to authorize associated budget amendments for the FY14 Older Americans Act Title III Program with a net fiscal impact of \$ 21,610. Pg. 437 - 497

- 16.D.6. Recommendation to approve an agreement with Pelican Isle Master Association, Inc. to partially fund repairs to the culvert bridge at Pelican Isles and Cocohatchee River Park in the amount of \$29,945.30 and authorize the necessary budget amendment. Pg. 498 - 515
- 16.D.7. Recommendation to approve a substantial amendment to the Community Development Block Grant FY2013-2014 Action Plan and a Subrecipient Agreement in the amount of \$385,000 with Collier County Housing Authority for an electrical rewiring project at Farm Worker Village in Immokalee. Pg. 516 - 553
- 16.D.8. Recommendation to approve amendments to two subrecipient agreements with Immokalee Non-Profit Housing, Inc. d/b/a Immokalee Housing & Family Services funding Timber Ridge Community Center Upgrades and Saunders Pines Playground Upgrades with Community Development Block Grant (CDBG) funds. Pg. 554 - 563
- 16.D.9. *This item continued from the January 28, 2014 BCC Meeting.* Recommendation to approve a Resolution superseding Resolution No. 2013-28 establishing New Bike Locker Rental Fees, Policies and Procedures. Pg. 564 - 573
- 16.D.10. Recommendation to approve a one-time Facility Use Agreement with Voices For Kids of Southwest Florida to provide an after-hours event rental of the Naples Depot Museum. Pg. 574 - 582

**16.E. ADMINISTRATIVE SERVICES DIVISION**

- 16.E.1. Recommendation to authorize the sale of Collier County Surplus property on March 29, 2014; authorize the County Manager or designee to sign for the transfer of vehicle titles and County Attorney approved Naples Airport space lease; and, authorize the donation of previously loaned radar equipment to the Florida Highway Patrol. Pg. 583 - 644
- 16.E.2. Recommendation to grant a Deed of Conservation Easement to the Florida Department of Environmental Protection over preserve lands at the Resource Recovery Business Park. Pg. 645 - 703
- 16.E.3. Recommendation to accept reports and ratify staff-approved change orders and changes to work orders. Pg. 704 - 735
- 16.E.4. Recommendation to approve the Assumption Agreement of Bid #10-5513 "Sublet/Parts Bid for Collier County" for Fleet Management services, repair parts, accessories, and end items from Florida Detroit Diesel-Allison, Inc. to Stewart & Stevenson FDDA, LLC. Pg. 736 - 789
- 16.E.5. Recommendation to ratify Property, Casualty, Workers' Compensation and Subrogation claim files settled and/or closed by the Risk Management Director pursuant to Resolution # 2004-15 for the first quarter of FY14. Pg. 790 - 814

- 16.E.6. Recommendation to retroactively approve change orders #1 and 2 to Contract 13-6084 for the Pelican Bay Crosswalk Construction project to Quality Enterprises USA, Inc. Pg. 815 - 824
- 16.E.7. Recommendation to approve a Second Amendment to Lease Agreement with LG Mercantile Holdings, LLC, for the continued use of warehouse/office space used by the Sheriff's Office. Pg. 825 - 836
- 16.E.8. Recommendation to approve payment in the amount of \$26,800 to Quality Enterprises USA, Inc. for services rendered to correct parking conditions in Bayview Park (Project #80060) and waive the competitive solicitation requirement pursuant to the Purchasing Ordinance No. 13-69, Section Nine (B)(3). Pg. 837 - 839
- 16.E.9. Recommendation to award Bid #13-6113, "Janitorial Services," to ISS Facility Services for County-wide janitorial cleaning and services. Pg. 840 - 918
- 16.F. COUNTY MANAGER OPERATIONS
- 16.F.1. Recommendation to adopt a resolution approving amendments (appropriating grants, donations, contributions or insurance proceeds) to the Fiscal Year 2013-14 Adopted Budget. Pg. 919 - 921
- 16.F.2. Recommendation to approve a report covering a budget amendment impacting reserves in an amount up to and including \$24,000 and budget amendment moving funds Pg. 922 - 924
- 16.G. AIRPORT AUTHORITY
- 16.G.1. Recommendation to approve the attached t-hangar and tie-down agreements for the Everglades Airpark, Immokalee Regional Airport and Marco Island Executive Airport as executed by the Airport Manager's and the County Manager's Designee. Pg. 925 - 927
- 16.G.2. Recommendation to authorize the Airport Authority to proceed with construction of the south taxiway extension at Everglades Airpark, despite not receiving FDOT grant funds and authorize the necessary budget amendments. Pg. 928 - 933
- 16.G.3. Recommendation to approve a Third Amendment to License Agreement between the Collier County Airport Authority and Immokalee Regional Raceway, pending FAA approval, permitting, environmental and zoning compliance. Pg. 934 - 970
- 16.H. BOARD OF COUNTY COMMISSIONERS
- 16.H.1. Commissioner Fiala requests Board approval for reimbursement regarding attendance at a function serving a Valid Public Purpose. Attended the League Club Inspiration & Anecdotes with Dorris Goodwin on February 7, 2014. The sum of \$70 to be paid from Commissioner Fiala's travel budget. Pg. 971 - 973



- 16.H.2. Commissioner Fiala requests Board approval for reimbursement regarding attendance at a function serving a Valid Public Purpose. Will attend the Stars in the Arts Awards Luncheon on March 7, 2014. The sum of \$50 to be paid from Commissioner Fiala's travel budget. Pg. 974 -977**
- 16.H.3. Appointment of member to the Ochopee Fire Control District Advisory Committee. Pg. 978 - 970**
- 16.I. MISCELLANEOUS CORRESPONDENCE**
- 16.I.1. Miscellaneous correspondence to file for record with action as directed. Pg. 971 - 989**
- 16.J. OTHER CONSTITUTIONAL OFFICERS**
- 16.J.1. To obtain Board approval for disbursements for the period of January 17, 2014 through January 23, 2014 and for submission into the official records of the Board. Pg. 990 - 1000**
- 16.J.2. To obtain Board approval for disbursements for the period of January 24, 2014 through January 30, 2014 and for submission into the official records of the Board. Pg. 1001 - 1016**
- 16.J.3. To obtain Board approval for disbursements for the period of January 31, 2014 through February 5, 2014 and for submission into the official records of the Board. Pg. 1017 - 1031**
- 16.J.4. To provide to the Board of County Commissioner's the Clerk of the Circuit Court's Audit Report 2014-2 Fee Payment Assistance Program: Advanced Medical Center, LLC. This is a companion to Item 16K2. Pg. 1032 - 1033**
- 16.K. COUNTY ATTORNEY**
- 16.K.1. Recommendation to approve the proposed Settlement Agreement reached by the parties in the lawsuit styled Board of County Commissioners of Collier County, Florida, v. Bay Electric of Collier, Inc. and Bentley Electric Company of Naples, FL, Inc., Case No. 13-2365-CC, filed in the County Court of the Twentieth Judicial Circuit in and for Collier County, Florida, for the sum of \$7,382.42, and to authorize the Chair to execute the proposed Settlement Agreement Pg. 1034 - 1040**
- 16.K.2. Recommendation that the Board of County Commissioners directs the County Attorney to work with the County Manager, or his designee, to negotiate with the current owners of 1250 Pine Ridge Road on the matter of the terms and obligations of the Fee Payment Assistance Agreement executed between Collier County and Advanced Medical Center, LLC, and in the event a mutually agreed upon solution cannot be reached, authorize the Office of the County Attorney to initiate any and all legal action including, but not limited to, lien foreclosure. This is a companion to Item 16J4. Pg. 1041 - 1057**

**16.K.3. Recommendation that the Board of County Commissioners approves, and authorizes the Chair to execute, the proposed Collier County Emergency Services Deputy Medical Director Agreement with Dr. Lee. Pg. 1058 - 1068**

**16.K.4. Recommendation to approve an Assumption Agreement substituting the law firm of Fixel & Willis for the law firm Fixel, Maguire & Willis in the Retention Agreement dated April 24, 2007 and amended January 25, 2011 and January 22, 2013. Pg. 1069 - 1086**

**17. SUMMARY AGENDA**

**This section is for advertised public hearings and must meet the following criteria: 1) A recommendation for approval from staff; 2) Unanimous recommendation for approval by the Collier County Planning Commission or other authorizing agencies of all members present and voting; 3) No written or oral objections to the item received by staff, the Collier County Planning Commission, other authorizing agencies or the Board, prior to the commencement of the BCC meeting on which the items are scheduled to be heard; and 4) No individuals are registered to speak in opposition to the item. For those items which are quasi-judicial in nature, all participants must be sworn in.**

**17.A. Recommendation to adopt an ordinance amending Chapter 74 of the Collier County Code of Laws and Ordinances, which is the Collier County Consolidated Impact Fee Ordinance, providing for modifications directed by the Board of County Commissioners related to a change in the timing of payment of impact fees to issuance of a certificate of occupancy. Pg. 1087 - 1111**

**17.B. Recommendation to adopt an Ordinance amending Chapter 74 of the Collier County Code of Laws and Ordinances, the Collier County Consolidated Impact Fee Ordinance, to incorporate provisions clarifying the imposition of Water and Sewer Impact Fees on geographic areas within the Collier County Water-Sewer District, by eliminating the requirement to pay such impact fees unless a connection is made. Pg. 1112 - 1125**

**17.C. Recommendation to adopt an ordinance amending Ordinance No. 97-8, as amended, relating to the Collier County False Alarm Ordinance. Pg. 1126 - 1146**

**18. ADJOURN**

*Inquiries concerning changes to the Board's Agenda should be made to the County Manager's Office at 252-8383.*