

**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

**January 12, 2016**

**9:00 AM**

**Commissioner Tim Nance, District 5 – BCC Chair**  
**Commissioner Donna Fiala, District 1 – BCC Vice-Chair; CRA Chair**  
**Commissioner Georgia Hiller, District 2 – Community & Economic Development Chair**  
**Commissioner Tom Henning, District 3 – PSCC Vice-Chair**  
**Commissioner Penny Taylor, District 4 – TDC Chair; CRA Vice-Chair**

**NOTICE:** All persons wishing to speak on Agenda items must register *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.

**Public Comment on General Topics not on the Current or Future Agenda to be heard no sooner than 1:00 p.m., or at the conclusion of the agenda; whichever occurs first.**

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.

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.

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 Division 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 Division.

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

**1. INVOCATION AND PLEDGE OF ALLEGIANCE**

**1.A. Rabbi Ammos Chorny -  
Beth Tikvah of Naples**

**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 agenda.)**

**2.B. December 8, 2015 - BCC/Regular Meeting Minutes**

**2.C. SELECTION OF CHAIRMAN AND VICE-CHAIRMAN**

**2.D. That the Board appoint its members to offices of the Board of County Commissioners, the Community Redevelopment Agency, the Tourist Development Council, the Community and Economic Development Board, the Public Safety Coordinating Council, and the Southwest Florida Regional Planning Council, and to authorize the new Chairs for both the Board of County Commissioners and the Community Redevelopment Agency to execute all documents approved at both this meeting and those documents which were previously approved but are pending signature. Pg. 1**

**3. SERVICE AWARDS**

**4. PROCLAMATIONS**

**4.A. Proclamation recognizing the 19th Annual Reverend Dr. Martin Luther King, Jr. Parade and Celebration on January 18, 2016. To be accepted by officers of the NAACP of Collier County - Harold Weeks, President; Barbara Melvin, 1st Vice President; Vincent Keays, 2nd Vice President; Diann Keays, Secretary; Irene Williams, Assistant Secretary; Akita Cannon, Treasurer. Pg. 5**

**4.B. Proclamation recognizing Human Trafficking Awareness Month in Collier County. To be accepted by Collier County Sheriff Kevin Rambosk. Pg. 7**

**4.C. Proclamation recognizing eight World War II veterans who were honored with the French National Order of the Legion of Honour. To be accepted by Harvey Limon, Gerald Cabot and Richard Heath. Pg. 9**

**4.D. Proclamation designating January 14, 2016 as Kindness Awareness Day in Collier County. To be accepted by representatives of One Million Acts of Kindness: Bob Votruba (with his dog Bogart), Stacey Dooney and Susanna Tocco. Pg. 11**

**4.E. Proclamation honoring the work of Collier County staff to improve the National Flood Insurance Program's Community Rating System for Collier County from a Class 6 to a Class 5. To be accepted by Howard Critchfield, William Lang, Caroline Cilek, Kathy Badger, Bethany Mitchell, Matt McLean, Robert Wiley, Rick Zyvoloski, Jamie French, Travis Gossard, Jonathan Walsh, Bob Garee, Mike Dumais, Laura Gibson, Gary Pg. 13**

**McAlpin and the Collier County Floodplain Management Planning Committee.**

**5. PRESENTATIONS**

- 5.A. Presentation of the Collier County Business of the Month for January 2016 to Premier Sotheby's International Realty. To be accepted by Judy Green, President/CEO, Premier Sotheby's International Realty; Kristi Bartlett, Vice President, Opportunity Naples, the Greater Naples Chamber of Commerce; and Andrea Sturzenegger, Vice President, Marketing & Membership, the Greater Naples Chamber of Commerce. Pg. 16**

**6. PUBLIC PETITIONS**

- 6.A. Public Petition request from Mr. Nader Amani requesting that the Board of County Commissioners remove condition #3 and amend condition #4 of Ordinance 2006-61 (Whippoorwill Lane rezone). Presenting on behalf of the petitioner is Mr. Biagio Bernardo of CRE Consultants. Pg. 19**
- 6.B. Public Petition request from Ms. Camden Smith requesting that the Board of County Commissioners consider discontinuing fluoridation of Collier County water. Pg. 28**

**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. 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 amendment to Ordinance Number 95-33, the Briarwood PUD, as amended, to add Private Clubs and Private Parking Garages, and associated required features, as a principal use in Tracts B & C: Community Commercial, to add minimum standards for the Private Clubs and Private Parking Garages principal use, to increase the maximum footprint of all structures for the Private Clubs and Private Parking Garages principal use in Tracts B & C: Community Commercial from 20% of the commercial land area to 27%, or 188,062 square feet, of the commercial land area, to limit the maximum square footage of all structures for the Private Clubs and Private Parking Garages principal use in Tracts B & C: Community Commercial to 40%, or 278,610 square feet, of the commercial land area which comprises 188,062 square feet of the building footprint on the ground level and an additional 90,548 square feet of mezzanine areas, to add a deviation allowing an alternative landscape buffer along Livingston Road and Radio Road, to add a deviation allowing the required 8-foot wall at the top of a berm instead of being located at ground level, to add a deviation to eliminate the requirement for terminal landscaped islands adjacent to parking areas within individual driveways, to add a Pg. 32**

**new alternative landscaping exhibit for Livingston Road and Radio Road, and to add a new conceptual master plan for the Private Clubs and Private Parking Garages principal use, for the PUD property consisting of 209.17± acres located on the east side of Livingston Road, north of Radio Road, in Section 31, Township 49 South, Range 26 East, Collier County, Florida; and by providing an effective date [PUDA-PL20150000178].**

- 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, with conditions, an Ordinance amending Ordinance Number 2003-11, the East Gateway Planned Unit Development, by adding 250 residential dwelling units to be developed in addition to the commercial development on the commercial development area or as an alternative to industrial and business park development on the industrial business park development area; by changing the name of the planned unit development to the East Gateway Mixed Use Planned Unit Development; by adding Permitted Uses for residential development; by adding Development Standards for residential development; by adding Deviations; by revising the Master Plan; by adding Exhibit B and Exhibit C, Road Right-of-Way Cross Sections; by revising Developer Commitments for the PUD located on the north side of Davis Boulevard and west of CR 951 in Section 34, Township 49 South, Range 26 East, Collier County, Florida consisting of 37.35± acres; and by providing an effective date [Petition PUDA-PL20140000548].** Pg. 121

#### **10. BOARD OF COUNTY COMMISSIONERS**

- 10.A. Recommendation to approve a Resolution requesting the United States Army Corps of Engineers (USACE) budget full funding for Gordon River Pass Dredging in the upcoming Civil Works Operations and Maintenance Work Plan. (Commissioner Taylor)** Pg. 238
- 10.B. Recommendation to direct the Collier County Supervisor of Elections to place a straw ballot referendum on the March 15, 2016 Presidential Preference Primary ballot asking the voters of unincorporated Collier County if they support a single combined fire and emergency medical response independent special district in unincorporated Collier County that is governed by an independent elected body. (Commissioner Taylor)** Pg. 243

#### **11. COUNTY MANAGER'S REPORT**

- 11.A. Recommendation to accept and approve the proposed Parks and Recreation Division Fee Policy in order to establish guidance for future fees for services. (Barry Williams, Parks and Recreation Director)** Pg. 248
- 11.B. Recommendation to award Contract No. 15-6447, Chokoloskee Bridge Replacement, to Kelly Brothers, Inc., in the amount of \$8,050,911.82, Project No. 66066. (Jay Ahmad, Transportation Engineering Director)** Pg. 264
- 11.C. Recommendation to approve a contract between Paradise Reef, LLC and Collier County for the production and distribution of a 56 minute documentary film, a three minute film, and two 30-second film spots; approve the necessary budget** Pg. 277

amendment in an amount not to exceed \$527,614; and make a finding that this item promotes tourism. (Jack Wert, Tourism Division Director)

**12. COUNTY ATTORNEY'S REPORT**

- 12.A. *This Closed Session item to be heard at 12:00 noon.* Recommendation for the Board of County Commissioners to provide direction to the County Attorney related to settlement negotiations and litigation expenditures in the pending case of North Collier Fire Control and Rescue District v. Board of County Commissioners of Collier County, Case No. 15-CA-1871, now pending in the Circuit Court of the Twentieth Judicial Circuit, in and for Collier County, Florida. Pg. 290
- 12.B. *Return from Closed Session to be heard at 1:00 p.m.* Recommendation for the Board of County Commissioners to provide direction to the County Attorney regarding settlement negotiations and litigation expenditures in the pending case of North Collier Fire Control and Rescue District v. Board of County Commissioners of Collier County, Case No. 15-CA-1871, now pending in the Circuit Court of the Twentieth Judicial Circuit, in and for Collier County, Florida. Pg. 322

**13. OTHER CONSTITUTIONAL OFFICERS**

- 13.A. To provide the Board of Collier County Commissioners information regarding a portion of an outstanding invoice received by Collier County Board of County Commissioners on or about September 11, 2015 from Gillig LLC pursuant to the Indefinite Delivery Indefinite Quantity (IDIQ) Contract #14-C09 dated December 5, 2013; and inform the Board of other matters regarding this Contract. Pg. 323
- 13.B. To bring to the Board's attention outstanding invoices related to the procurement of background checks and fingerprinting by the Florida Department of Law Enforcement and the Federal Bureau of Investigation due to new statutory requirements for a shared clearinghouse amongst agencies established by Florida Statute 943.053. Pg. 332
- 13.C. To provide the Board information regarding outstanding invoices received after the expiration of Ferguson Enterprises, Inc. Contract #11-5715 on 9/12/15, and before the execution of Ferguson Enterprises, Inc. Contract #15-6475R on 12/8/15. Pg. 336

**14. AIRPORT AUTHORITY AND/OR COMMUNITY REDEVELOPMENT AGENCY**

14.A. AIRPORT

14.B. COMMUNITY REDEVELOPMENT AGENCY

**15. STAFF AND COMMISSION GENERAL COMMUNICATIONS**

**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 DEPARTMENT**

- 16.A.1. Recommendation to authorize the Clerk of Courts to release a Cash Bond in the amount of \$3,280 which was posted as a development guaranty for an Early Work Authorization (EWA) (PL20150002294) for work associated with Saint Peter the Apostle Catholic Church. Pg. 471**
- 16.A.2. Recommendation to authorize the Clerk of Courts to release an Irrevocable Standby Letter of Credit in the amount of \$25,000 which was posted as a guaranty for Excavation Permit Number 60.110 (PL20130002033) for work associated with Sienna Reserve. Pg. 476**
- 16.A.3. 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 for recording the final plat of Del Webb Naples Parcels 203-204, (Application Number PL20150001882) approval of the standard form Construction and Maintenance Agreement and approval of the amount of the performance security. Pg. 490**
- 16.A.4. 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 for recording the final plat of Esplanade at Hacienda Lakes Phase 2A, (Application Number PL20150002005) approval of the standard form Construction and Maintenance Agreement and approval of the amount of the performance security. Pg. 506**
- 16.A.5. 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 for recording the final plat of Winding Cypress Phase 2, (Application Number PL20140002533) approval of the standard form Construction and Maintenance Agreement and approval of the amount of the performance security. Pg. 523**
- 16.A.6. 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 for recording the final plat of Fiddler's Creek Marsh Cove - Phase 2, (Application Number PL20150001903) approval of the standard form Construction and Maintenance Agreement and approval of the amount of the performance security. Pg. 545**
- 16.A.7. 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 for recording the minor final plat of Lakoya Lot 341, Application Number PL20150002534. Pg. 560**
- 16.A.8. This item requires that ex parte disclosure be provided by Commission members. Should a hearing be held on this item, all participants are required Pg. 565**

to be sworn in. Recommendation to approve for recording the minor final plat of Mockingbird Crossing - Phase 2, Application Number PL20150002144.

- 16.A.9. 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 for recording the minor final plat of Golf Club of the Everglades Amenity Center, Application Number PL20150002440. Pg. 571**
- 16.A.10. Recommendation to approve the release of a code enforcement lien with an accrued value of \$252,750 for payment of \$500, in the code enforcement action entitled Board of County Commissioners v. Ronnie G. and Beverly Bishop, Code Enforcement Board Case No. CESD20110017156, relating to property located at 1329 Saint Clair Shores Road, Collier County, Florida. Pg. 577**
- 16.A.11. Recommendation to approve the release of a code enforcement lien with an accrued value of \$3,363.33 for payment of \$513.33, in the code enforcement action entitled Board of County Commissioners v. Kevin P. McCormick and Kathy McCormick, Code Enforcement Board Case No. CELU20140016371, relating to property located at 3575 3rd Avenue NW, Collier County, Florida. Pg. 585**
- 16.A.12. Recommendation to approve the release of two (2) code enforcement liens with a combined accrued value of \$196,707.09 for payment of \$757.09, in the code enforcement actions entitled Board of County Commissioners v. Jeffrey M. Stone and Mardi S. Moorman, Code Enforcement Board Case No. CESD20120004892 and Code Enforcement Special Magistrate Case No. CENA20130011451, relating to property located at 5741 Painted Leaf Lane, Collier County, Florida. Pg. 594**
- 16.A.13. Recommendation to approve the release of two (2) code enforcement liens with a combined accrued value of \$29,273.91 for payment of \$4,223.91, in the code enforcement actions entitled Board of County Commissioners v. Roger Dale Mooneyham and Roxie Mooneyham, Code Enforcement Special Magistrate Case Nos. CEP20110004770 and CEROW20120000549, relating to property located at 4998 23rd Ct. SW, Collier County, Florida. Pg. 604**
- 16.A.14. Recommendation to approve the release of three (3) code enforcement liens with a combined accrued value of \$74,631.03 for payment of \$2,831.03, in the code enforcement actions entitled Board of County Commissioners v. Chad A. and Crystal M. Shannon, Code Enforcement Special Magistrate Case Nos. CEP20100002536, CEP20110011548 and CEP20140011736, relating to property located at 6654 Castlawn PL, Collier County, Florida. Pg. 614**
- 16.A.15. Recommendation to approve the release of a code enforcement lien with an accrued value of \$48,250 for payment of \$1,000, in the code enforcement action entitled Board of County Commissioners v. Kimberly M. Harrington and James W. Harrington, Code Enforcement Special Magistrate Case No. CEP20140020881, relating to property located at 1103 Wisconsin Drive, Collier County, Florida. Pg. 627**

- 16.A.16. **Recommendation to approve final acceptance and unconditional conveyance of the water and sewer utility facilities for Esplanade Golf & Country Club of Naples, Phase B and R2, PL20140000380, and to authorize the County Manager, or his designee, to release the Final Obligation Bond in the total amount of \$4,000 to the Project Engineer or the Developer's designated agent.** Pg. 643
- 16.A.17. **Recommendation to approve final acceptance of the water utility facilities for North Naples Research and Technology Park Storage Suites, PL20140000267, to accept unconditional conveyance of the off-site utilities, and to authorize the County Manager, or his designee, to release the Utilities Performance Security (UPS) and Final Obligation Bond in the total amount of \$5,454.24 to the Project Engineer or the Developer's designated agent.** Pg. 652
- 16.A.18. **Recommendation to approve final acceptance and unconditional conveyance of the water and sewer utility facilities for Esplanade Golf & Country Club of Naples, Phases C1 and C2, PL20140000985, and to authorize the County Manager, or his designee, to release the Final Obligation Bond in the total amount of \$4,000 to the Project Engineer or the Developer's designated agent.** Pg. 661
- 16.A.19. **Recommendation to approve final acceptance and unconditional conveyance of the water and sewer utility facilities for Esplanade Golf & Country Club of Naples, Phase A1, PL20140000060, and to authorize the County Manager, or his designee, to release the Final Obligation Bond in the total amount of \$4,000 to the Project Engineer or the Developer's designated agent.** Pg. 670
- 16.A.20. **Recommendation to approve final acceptance and unconditional conveyance of the water and sewer utility facilities for Esplanade Golf & Country Club of Naples, SDP #1, PL20140000054, and to authorize the County Manager, or his designee, to release the Final Obligation Bond in the total amount of \$4,000 to the Project Engineer or the Developer's designated agent.** Pg. 679
- 16.A.21. **Recommendation to approve an Adopt-a-Road Program Agreement for the roadway segment of Golden Gate Parkway from Airport-Pulling Road to Livingston Road, with two (2) recognition signs and two (2) Adopt-a-Road logo signs at a total cost of \$200 with the volunteer group, Oracle America, Inc.** Pg. 690
- 16.A.22. **Recommendation to approve an Interlocal Agreement between Collier County and The City of Naples setting forth the future ownership and maintenance responsibilities for Sandpiper Street, south of Marlin Drive and Quit Claim Deed conveying the road to The City of Naples. Estimated fiscal impact \$60,000 (Project 60131).** Pg. 698
- 16.A.23. **Recommendation to approve and authorize the Chairman to execute** Pg. 711



**Amendment No. 1 to Contract No. 14C01 with the Florida Department of Environmental Protection Bureau of Beaches and Coastal Systems Beach Management Funding Assistance Program for Collier County Beach Nourishment and make a finding that this item promotes tourism.**

- 16.A.24. Recommendation to accept the fee-simple conveyance of the Oak Drive right-of-way to Collier County, authorize the recording of the Warranty Deed in the public records, and accept the maintenance responsibility for said right-of-way. Pg. 757**
- 16.A.25. Recommendation to approve and authorize the Chairman to sign the Utility Facilities Quit-Claim Deed and Bill of Sale between Collier County and Wentworth Estates Community Development District (CDD) , in order to reconvey to the CDD all irrigation utility facilities associated with the development project at Treviso Bay Roadway, PL2004080032, which were previously erroneously conveyed to the County. Pg. 769**
- 16.A.26. Recommendation to approve the name of a Collier County artificial reef site pursuant to the Memorandum of Understanding with the Community Foundation of Collier County and accept and appropriate a donation in the amount of \$98,000 for Artificial Reef Donations Project No. 44038. Pg. 783**
- 16.A.27. Recommendation to approve a short-list of professional engineering consultants pursuant to Request for Proposal (RFP) # 15-6456, CEI Services for LAP Funded Projects and to authorize entering into negotiations between Collier County and Aim Engineering & Surveying, Inc. for "Construction Engineering and Inspection (CEI) Services for LAP Funded Projects." Growth Management Grant Fund 711. Pg. 793**
- 16.A.28. Recommendation to approve an Interlocal Agreement between City of Everglades and Collier County for Utility work in the amount of \$264,124.14 as an integral part of the Chokoloskee Bridge Replacement project; County Project No. 66066. Pg. 799**
- 16.A.29. 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 a Resolution approving a Special Treatment development permit to allow construction of boat dock and dock access improvements on property owned by Standard Pacific of Florida with a zoning designation of RMF-6(3) and a Special Treatment overlay located in Sections 11 and 14, Township 50 South, Range 25 East, Collier County, Florida. (Companion to Item 17D) Pg. 811**

**16.B. COMMUNITY REDEVELOPMENT AGENCY**

- 16.B.1. Recommendation that the Board of County Commissioners acting as the Community Redevelopment Agency Board execute a Bare License Agreement between the Community Redevelopment Agency and Naples Auto Donation Center, Inc. on property located at 1965 Tamiami Trail East for vehicle storage on a month-to-month basis. Pg. 898**

- 16.B.2. Recommendation that the Collier County Community Redevelopment Agency approve an Exclusive Right of Sale Listing Agreement authorizing Commercial Real Estate Consultants, LLC to market and sell Community Redevelopment Agency property located at 4265 and 4315 Bayshore Drive consisting of 17.89 acres in accordance with Florida Statutes 163.380 as outlined in the Collier County Community Redevelopment Plan and bring back any and all offers to the Board. Pg. 906**

**16.C. PUBLIC UTILITIES DEPARTMENT**

- 16.C.1. Recommendation to award Contract #15-6365, "Disaster Debris Management, Removal and Disposal Services" to multiple firms. Pg. 1099**

**16.D. PUBLIC SERVICES DEPARTMENT**

- 16.D.1. Recommendation to approve a Fourth Amendment to the Subrecipient Agreement with Habitat for Humanity of Collier County, Inc., to shift remaining project funds between line items in order to fully expend remaining awarded funds for Infrastructure Improvements. There is no net fiscal impact. Pg. 1266**

- 16.D.2. Recommendation to approve a donation of \$23,263.40 as offsite preservation for St. Peter the Apostle Church (SDPA-PL-20150000903) to satisfy the native vegetation retention requirement. Pg. 1326**

- 16.D.3. Recommendation to approve Resolutions authorizing submittal of Federal Transit Administration Sections 5310, 5311 and 5339-Rural FY2015/2016 grant applications and applicable documents to the Florida Department of Transportation. (Total anticipated fiscal impact of \$1,734,157.60 with a Federal share of \$568,446.08, State share of \$608,155.76 and local match of \$557,555.76). Pg. 1338**

- 16.D.4. Recommendation to approve an after-the-fact Amendment to the Master Contract and Attestation Statement with Area Agency on Aging of Southwest Florida, Inc. for Federal-and State-funded Services for Seniors programs (No Fiscal Impact). Pg. 1502**

- 16.D.5. Recommendation to approve an after-the-fact Amendment and Attestation Statement with Area Agency on Aging for Southwest Florida, Inc. for Services for Seniors Older Americans Act Title III-E Grandparent program and budget amendment to ensure continuous funding for FY 2015 (Fiscal Impact \$7,000). Pg. 1549**

- 16.D.6. Recommendation to approve after-the-fact contract Amendment and Attestation Statement between the Area Agency on Aging for Southwest Florida, Inc. and Collier County for Services for Seniors to extend the grant period through February 29, 2016 for the Older Americans Act Programs and allow for additional in-home reimbursement rates (No Fiscal Impact). Pg. 1599**

- 16.D.7. Recommendation from Community and Human Services Division to approve a satisfaction of mortgage in the amount of \$5,000 for an owner-occupied affordable housing unit that has satisfied the terms of assistance of Collier County State Housing Initiative Program. Pg. 1652
- 16.D.8. *This item continued from the December 8, 2015 BCC Meeting.* Recommendation to approve FY15-16 contract with the State of Florida Department of Health for the operation of the Collier County Health Department in the amount of \$1,378,200 and also to allocate additional funds in the amount of \$249,220 to fill a funding gap due to state non-funding of the ACHA Medicaid match programs. Pg. 1663
- 16.D.9. Recommendation to approve a Long-Term Community Market Agreement with The Florida Department of Health in Collier County to provide a Community Market at the Collier County Government Center (no fiscal impact). Pg. 1688
- 16.E. ADMINISTRATIVE SERVICES DEPARTMENT
- 16.E.1. Recommendation to adopt a resolution authorizing the cancellation of 2015 taxes upon a fee-simple interest in land Collier County acquired by Warranty Deed for Conservation Collier and without monetary compensation (on behalf of Public Services Department). Pg. 1706
- 16.E.2. Recommendation to approve a Termination of Facility Lease Agreement with the District School Board of Collier County for leased property in Immokalee on behalf of Transportation/GMD. Pg. 1711
- 16.E.3. Recommendation to approve the sale and disposal of surplus property through an on-line auction(s) in compliance with Florida Statutes and Resolution 2013-095 and authorize the County Manager or designee to sign for the transfer of vehicle titles. Pg. 1722
- 16.E.4. Recommendation to reaffirm the continued use of the industry's best practices of utilizing "lump sum," "time and materials," a combination of both price methodologies, and "unit price" for County purchase orders and projects. Pg. 1740
- 16.E.5. Recommendation to retroactively authorize the use of contract 14-6280 Fencing Installation and Repair for "lump sum" quoted projects to Carter Fence Company and BUE, Inc. d/b/a/ Gatekeepers/Gateswork and inform the Board of termination notices received from both contractors. Pg. 1744
- 16.E.6. Recommendation to approve the administrative reports prepared by the Procurement Services Division for modifications to work orders, change orders, surplus property and other items as identified. Pg. 1832
- 16.F. COUNTY MANAGER OPERATIONS
- 16.F.1. Recommendation to adopt a resolution approving amendments Pg. 1866

(appropriating grants, donations, contributions or insurance proceeds) to the Fiscal Year 2015-16 Adopted Budget.

- 16.F.2. Recommendation to approve Ferris Marketing of Florida as a qualified applicant to the Collier County Basic Industry Growth Promotion Incentive Program and approve the attached agreement for Project "15-013." Pg. 1869**
- 16.G. AIRPORT AUTHORITY**
- 16.H. BOARD OF COUNTY COMMISSIONERS**
- 16.H.1. Recommendation to appoint a member to the Bayshore Beautification Advisory Committee. Pg. 1896**
- 16.H.2. Recommendation to reappoint two members to the Golden Gate Community Center Advisory Board. Pg. 1906**
- 16.H.3. Recommendation to reappoint a member to the Isles of Capri Fire Control District Advisory Committee. Pg. 1924**
- 16.H.4. To provide information regarding North Collier Fire Control and Rescue District cancelling the Inter-Local Agreement between Collier County and Big Corkscrew Fire Control and Rescue District. (Commissioner Henning) Pg. 1932**
- 16.I. MISCELLANEOUS CORRESPONDENCE**
- 16.I.1. Miscellaneous Correspondence Pg. 1991**
- 16.J. OTHER CONSTITUTIONAL OFFICERS**
- 16.J.1. To record in the minutes of the Board of County Commissioners, the check number (or other payment method), amount, payee, and purpose for which the referenced disbursements were drawn for the periods between November 26 and December 30, 2015 pursuant to Florida Statute 136.06. Pg. 2047**
- 16.K. COUNTY ATTORNEY**
- 16.K.1. Recommendation to approve the Right of Entry Agreement with Lely Community Development District to ensure proper monitoring of groundwater well levels. Pg. 2247**
- 16.K.2. Recommendation to approve a Joint Motion and Final Judgment in the amount of \$15,000 for Parcel No. 264RDUE in the lawsuit styled Collier County v. Ganash Rajaram, et al., Case No. 15-CA-379 for the Golden Gate Boulevard widening project, Project No. 60040. (Fiscal Impact: \$10,105.50) Pg. 2255**
- 16.K.3. Recommendation to approve a Retention Agreement for specialized legal services with the law firm of Kelley Stiffler PLLC on workers' compensation matters. Pg. 2265**

- 16.K.4. Recommendation to approve a Final Judgment as to Bank of America, N.A.'s interest in Parcels 113FEE and 113TCE as part of the US-41 / Collier Boulevard Intersection Improvement Project, Project No. 60116. (Fiscal Impact: \$5,040) Pg. 2286
- 16.K.5. Recommendation to approve a Budget Amendment to satisfy the Final Judgment in the matter styled Penny Phillippi v. Collier County (Second DCA Case No. 2D14-5805 and Circuit Court Case No. 14-0416CA) and approve all necessary budget amendments. Pg. 2296
- 16.K.6. Recommendation to approve a Final Judgment for Parcel 212RDUE in the case styled Collier County v. Eva Baldrich, et al., Case No. 14-CA-2701, now pending in the Twentieth Judicial Circuit, Collier County, required for the widening of Golden Gate Boulevard (Project No. 60040). (Fiscal Impact: \$11,355.50) Pg. 2312
- 16.K.7. Recommendation to approve a Final Judgment for Parcel 200RDUE in the case styled Collier County v. Baby Brothers Enterprises, Inc., et al., Case No. 15-CA-0298, now pending in the Twentieth Judicial Circuit, Collier County, required for the widening of Golden Gate Boulevard (Project No. 60040). (Fiscal Impact: \$10,305.50) Pg. 2322

## 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. 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 Petition VAC-PL20150002259, to disclaim, renounce and vacate the County and the public interest in a portion of the 10-foot Utility Easement, recorded in Official Record Book 1137, Page 638 and the 50-foot Utility Easement recorded in Official Record Book 1401, Page 757 of the public records of Collier County, Florida, located in Section 9, Township 48 South, Range 25 East, Collier County, Florida. Pg. 2333
- 17.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 Petition VAC-PL20150001066, to disclaim, renounce and vacate the County and the public interest in a portion of the 12-foot drainage easement located along the rear border of Lot 15, Block "C" of Habitat Village, as recorded in Plat Book 37, Pages 48 through 51 of the public records of Collier County, Florida, located in Section 33, Township 50 South, Range 26 East, Collier County, Florida. Pg. 2347

- 17.C. **Recommendation to adopt an Ordinance amending “Schedule Four” of “Appendix A” of Chapter 74 of the Collier County Code of Laws and Ordinances (The Collier County Consolidated Impact Fee Ordinance) by providing for an amendment to Ordinance No. 2015-17 to correct a scrivener’s error in the Correctional Facilities Impact Fee Rate Schedule and to provide for the incorporation by reference of the corrected Correctional Facilities Impact Fee Update Study.** Pg. 2361
- 17.D. **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. Kathleen Riley, et al. requests an appeal to the Board of County Commissioners of a final decision by the Collier County Planning Commission to approve Petition BDE-PL2015000487 for an 18-foot boat dock extension over the maximum 20-foot limit allowed by Section 5.03.06 of the Land Development Code for a total protrusion of 24 to 38 feet to accommodate a 26 slip multi-family docking facility for the benefit of a 15.61 ± acre project to be known as Haldeman Creek Docks in Sections 11 and 14, Township 50 South, Range 25 East, Collier County, Florida [Petition ADA-PL20150001703] (Companion to item 16A29).** Pg. 2409
- 17.E. **Recommendation to adopt a resolution approving amendments (appropriating carry forward, transfers and supplemental revenue) to the Fiscal Year 2015-16 Adopted Budget.** Pg. 2492

**18. ADJOURN**

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