

**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 23, 2016**

**9:00 AM**

**Commissioner Donna Fiala, District 1 – BCC Chair**  
**Commissioner Tim Nance, District 5 – BCC Vice-Chair; CRAB Chair**  
**Commissioner Georgia Hiller, District 2 – Community & Economic Development Chair**  
**Commissioner Tom Henning, District 3 – PSCC Representative**  
**Commissioner Penny Taylor, District 4 – CRAB Vice-Chair; TDC 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. **Reverend Irvin Stallworth - Unity Faith Missionary Baptist Church** **Pg. 1**
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. **January 26, 2016 - BCC/Regular Meeting Minutes**
3. **SERVICE AWARDS**
  - 3.A. **EMPLOYEE**
    - 3.A.1. **20 Year Attendees**
      - 3.A.1.a. **Tony Asaro-Code Enforcement** **Pg. 2**  
**Howard Brogdon-Water Department**  
**Marian Colli-County Attorney's Office**  
**Nancy Gundlach-Zoning**  
**Theresa Potter-Building Review and Permitting**  
**Luis Trujillo-Water Department**
    - 3.A.2. **30 Year Attendees**
      - 3.A.2.a. **Georgina Mausen-Risk Management** **Pg. 3**  
**Greg Tavernier-Water Department**
    - 3.A.3. **40 Year Attendees**
      - 3.A.3.a. **Tim Billings-Operations and Regulatory Management** **Pg. 4**
  - 3.B. **RETIREEES**
    - 3.B.1. **15 Year Attendee**
      - 3.B.1.a. **Rand Bass-Library** **Pg. 5**
    - 3.B.2. **30 Year Attendees**
      - 3.B.2.a. **Nancy Frye-Traffic Operations** **Pg. 6**  
**Alice Toppe-Risk Management**
4. **PROCLAMATIONS**
  - 4.A. **Proclamation designating the week of February 21-27, 2016 as Engineers Week in Collier County, in recognition of the contributions made by engineers to the high** **Pg. 7**

quality of life of the residents of Collier County. To be accepted by the following members of the Calusa Chapter of the Florida Engineering Society: Ralph Verrastro, engineer with Bridging Solutions; Brent Addison, engineer with Grady Minor; Wes Kayne, engineer with Barraco & Associates; Brian Rose, engineer with the SFWMD; Norm Trebilcock, engineer with Trebilcock Consulting Solutions; Marlene Messam, engineer with the Collier County Growth Management Department; and Alison Bickett, engineer with the City of Naples Engineering Department.

4.B. Proclamation designating February 2016 as Cancer Prevention Month in Collier County. To be accepted by Jodi Bisogno, Executive Director of the Cancer Alliance of Naples. Pg. 9

4.C. Proclamation designating April 2, 2016 as SpellLIFE Women's Wellness Day in Collier County. To be accepted by Maryann Adame and Kathleen Curatolo. Pg. 11

5. PRESENTATIONS

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. *This item to be heard at 10:30 a.m.* 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 consider an Ordinance amending Ordinance No. 2004-41, as amended, the Collier County Land Development Code, which established the comprehensive zoning regulations for the unincorporated area of Collier County, Florida by amending the appropriate zoning atlas map or maps by changing the zoning classification of the herein described real property from an Agricultural (A) zoning district with a Mobile Home Overlay (A-MHO) to a Commercial Planned Unit Development (CPUD) zoning district to allow up to 100,000 square feet of commercial uses for a project to be known as Westclox 29 CPUD on property located at the southwest quadrant of SR-29 and Westclox Street in Section 29, Township 46 South, Range 29 East, Collier County, Florida consisting of 9.5± acres; and by providing an effective date (PUDZ-PL20150000660). Pg. 13

10. BOARD OF COUNTY COMMISSIONERS

10.A. Recommendation to appoint an alternate member to the County Canvassing Board for the 2016 Election Cycle. Pg. 101

**11. COUNTY MANAGER'S REPORT**

- 11.A. Recommendation to adopt the FY 2017 Budget Policy. (Mark Isackson, Corporate Financial Planning and Management Services Division Director) Pg. 104**
- 11.B. Recommendation to approve the master plan for the development of Big Corkscrew Island Regional Park. (Barry Williams, Parks and Recreation Division Director) Pg. 148**
- 11.C. Recommendation to direct the County Attorney to advertise and bring back to the Board an ordinance that will implement a six month moratorium on new applications for development orders for new charter schools in all commercial, residential and estates zoning districts, and direct staff to develop and bring forward Growth Management Plan and Land Development Code amendments regarding the process for charter schools to be developed within all commercial, residential and estates zoning districts. Note by County Attorney: Approval of this item will immediately commence the moratorium period pending future Board action on the Ordinance. (Mike Bosi, Planning and Zoning Division Director) Pg. 175**

**12. COUNTY ATTORNEY'S REPORT**

- 12.A. Recommendation to consider appointing one of its own as its representative for the upcoming required mediation with the North Collier Fire and Rescue District in the matter relating to 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, authorize the representative to negotiate on behalf of the Board, and to bring back any proposed settlement to the Board for the Board's review and consideration. Pg. 181**

**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. 185**

**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 award County-wide Invitation to Bid (ITB) # 15-6467R Pg. 187**

**"Purchase and Installation of Mulch" to Amado Lawn Service, LLC as the primary contractor and Hannula Landscaping, Inc. as the secondary contractor for Section 2 and Southeast Spreading Company as the secondary contractor for Section 3.**

- 16.A.2. Recommendation to grant final approval of the private roadway and drainage improvements, for the final plat of Veronawalk Phase 4C, Application No. AR-12895 with the roadway and drainage improvements being privately maintained and authorizing the release of the maintenance security in the amount of \$1,647,827.73. Pg. 229**
- 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 Raffia Preserve - Phase 4, (Application Number PL20150002153) approval of the standard form Construction and Maintenance Agreement and approval of the amount of the performance security. Pg. 238**
- 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 Maple Ridge at Ave Maria, Phase 4, (Application Number PPL20150001919) approval of the standard form Construction and Maintenance Agreement and approval of the amount of the performance security. Pg. 251**
- 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 minor final plat of Arlington of Naples, (Application Number PL20150002498). Pg. 270**
- 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 Marengo at Fiddler's Creek, (Application Number PL20150001451) approval of the standard form Construction and Maintenance Agreement and approval of the amount of the performance security. Pg. 277**
- 16.A.7. Recommendation to approve a First Amendment Developer Contribution Agreement with Ave Maria Development, LLLP, and a First Amendment Interlocal Agreement with The Board of Supervisors of the Ave Maria Stewardship Community District, to recognize the rescission of the Ave Maria DRI, to recognize the Collier County Rural Land Stewardship program as a Statutory Rural Land Stewardship area pursuant to Florida Statute Section 163.3248(11), to recognize the revision to the Ave Maria SRA to add 600,000 square feet of light industrial/warehousing, to memorialize the developer's prior commitment to relax the impact fee collection use restriction, and to provide the ability to transfer or assign all or a portion of the Road Impact Fee Credits to within Road District 5 or adjacent Road Impact Fee Districts. Pg. 286**
- 16.A.8. Recommendation to approve a Transportation Post Project Maintenance Pg. 341**

**Agreement between the Florida Department of Transportation (FDOT) and Collier County for the maintenance of brick pavers installed on a portion of Davis Boulevard between Santa Barbara Boulevard and County Barn Road, upon completion of Financial Project #433173-1-52-01; and a Resolution memorializing the Board's approval of the Agreement.**

- 16.A.9. Recommendation to award Work Order No. 14-6213-55, to Haskins Inc., for the Lely Area Stormwater Improvement Project (LASIP) - Cope Lane and Crews Road in the amount of \$342,369.80, Project No. 51101. Pg. 352**
- 16.A.10. Recommendation to approve the conveyance of lands on Immokalee Road and waive the automatic reservation of phosphate, minerals, metals, and petroleum rights required under Sec. 270.11(1), F.S. (Fiscal Impact: \$0) Pg. 385**

**16.B. COMMUNITY REDEVELOPMENT AGENCY**

- 16.B.1. Recommendation to approve a Resolution expressing support for the continuation of the designation of the Community of Immokalee as a Rural Area of Opportunity (RAO) within the Florida Heartland Regional Economic Development Initiative, Inc. (FHREDI) South Central Florida Region. Pg. 436**
- 16.B.2. Recommendation for the Collier County Community Redevelopment Agency to approve and authorize the Chair to execute a Commercial Building Improvement Grant Agreement between the Community Redevelopment Agency and 3612 Bayshore Drive, LLC, d/b/a Leo's Sod, Inc. in the amount of \$2,662.50 for property located at 3612 Bayshore Drive and within the Bayshore Gateway Triangle Community Redevelopment Area. Pg. 457**

**16.C. PUBLIC UTILITIES DEPARTMENT**

- 16.C.1. Recommendation to approve a Resolution and Satisfaction of Lien for the 1994 Solid Waste Collection and Disposal Services Special Assessments where the county has received payment in full satisfaction of the lien. Fiscal impact is \$27 to record the Satisfactions of Lien. Pg. 472**
- 16.C.2. Recommendation to approve a Utility Work Agreement with the Florida Department of Transportation (FDOT) to locate, protect, and adjust if necessary Collier County Water-Sewer District (CCWSD) utilities in conjunction with an FDOT project to resurface and replace signal mast arms along State Route 84 (Davis Boulevard) between County Barn Road and Santa Barbara Boulevard; and, approve an FDOT standard form resolution authorizing the Chairman of the Board of County Commissioners to execute the agreement (Fiscal Impact \$60,000). Pg. 478**

**16.D. PUBLIC SERVICES DEPARTMENT**

- 16.D.1. Recommendation to approve the expenditure of Tourist Development Tax funds for the purchase and installation of an American with Disabilities (ADA) approved beach mat at the kayak launch at Clam Pass for \$7,895 and make a finding that these expenditures promote tourism. Pg. 500**

- 16.D.2. Recommendation to adopt a Resolution repealing all previous resolutions establishing the Collier County Parks and Recreation Policy and Procedures for the sale and consumption of alcoholic beverages in Collier County Parks to specifically include East Naples Community Park. Pg. 506**
- 16.D.3. Recommendation to recognize interest earnings from State Aid to Library Grants and approve a budget amendment in the amount of \$309.25. Pg. 518**
- 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. 521**
- 16.D.5. Recommendation to approve Services for Seniors, after-the-fact, Standard Contract and Attestation Statement with Area Agency on Aging for Southwest Florida, Inc., and to authorize associated budget amendments for the FY16 Older Americans Act Title III Program in the amount of \$23,102 and local match funding of \$2,567. Pg. 571**
- 16.D.6. Recommendation to approve a revised Memorandum of Understanding (MOU) with the Southwest Florida Workforce Development Board, Inc. which will provide funds to allow twenty children to receive leadership and job training program opportunities during the school year at two Parks and Recreation Division Facilities (no net fiscal impact). Pg. 609**
- 16.D.7. Recommendation to approve after-the-fact grant application for a 3-year U.S. Department of Justice, Office on Violence Against Women-Justice for Families Grant that is part of the Victims Advocacy Organization Grant Program. Pg. 620**
- 16.D.8. Recommendation to approve Amendment #1 to the Agreement with Naples Community Health Care (NCH) System to provide water safety instruction to Collier County youth identified with the SWIM Central Program. Pg. 695**
- 16.D.9. Recommendation to authorize the Chairman to execute two Landlord Payment Agreements, allowing the County to administer the Rapid Re-Housing and Homelessness Prevention Program through the Emergency Solutions Grant Program. Pg. 705**
- 16.D.10. Recommendation to approve a State Housing Initiative Partnership Subrecipient Agreement with Community Assisted and Supported Living for the administration of an Owner-Occupied Rehabilitation Program for a total contract award of \$520,000. Pg. 714**
- 16.E. ADMINISTRATIVE SERVICES DEPARTMENT**
- 16.E.1. Recommendation to recognize accrued interest earned by EMS County Grant revenue and appropriate funds for a total amount of \$73.53 Pg. 750**
- 16.E.2. Recommendation to approve and accept the conveyance of a utility easement Pg. 753**

and right of entry through the northeast corner of Conner Park to the Collier County Water-Sewer District on behalf of the Public Utilities Division.

- 16.E.3. Recommendation to ratify Property, Casualty, Workers' Compensation and Subrogation claim files settled and/or closed by the Risk Management Division Director pursuant to Resolution # 2004-15 for the first quarter of FY16. Pg. 765
- 16.E.4. Recommendation to approve the selection committee rankings and authorize entering into negotiations with AECOM for a contract related to Request for Proposal Number 16-6564, "Collier County Space Planning Services." Pg. 797
- 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 2015-16 Adopted Budget. Pg. 841
- 16.F.2. *This item continued from the February 9, 2016 BCC Meeting.* Recommendation to award ITB 15-6522 - Tourist Fulfillment Services to Phase V of Florida, LLC. and make a finding that this item promotes tourism. Pg. 845
- 16.F.3. Recommendation to formally support proposed legislation that attempts to resolve the ongoing cost-sharing dispute between non-fiscally constrained counties, such as Collier County, and the Department of Juvenile Justice (DJJ), and that the Chair send a letter indicating said support. Pg. 941
- 16.G. AIRPORT AUTHORITY
- 16.G.1. Recommendation that the Board of County Commissioners, in its capacity as the Collier County Airport Authority, approve the attached Disadvantaged Business Enterprise Program and Goals for the Collier County Airport Authority for Fiscal Year 2016 through Fiscal Year 2018. Pg. 951
- 16.H. BOARD OF COUNTY COMMISSIONERS
- 16.H.1. Recommendation to appoint one member to the Code Enforcement Board. Pg. 954
- 16.I. MISCELLANEOUS CORRESPONDENCE
- 16.I.1. Miscellaneous Correspondence Pg. 964
- 16.J. OTHER CONSTITUTIONAL OFFICERS
- 16.J.1. To record in the minutes of the Board of the County Commissioners, the check number (or other payment method), amount, payee, and purpose for which the referenced disbursements were drawn for the periods between January 28, and February 10, 2016 pursuant to Florida Statute 136.06. Pg. 999



**16.K. COUNTY ATTORNEY**

- 16.K.1. Recommendation to revise Resolution No. 2016-31 which created the Local Rule Review Committee (LRRC) for the purpose of reviewing manatee speed zones as proposed by the Florida Fish and Wildlife Commission (FWC), in order to include non-voting municipal members. Pg. 1104**

**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-PL20150002542, to vacate a portion of the conservation easement as recorded in Official Record Book 4438, Page 3125, of the public records of Collier County, Florida, located in Section 1, Township 50 South, Range 25 East, Collier County, Florida, and to accept a replacement easement. Pg. 1128**
- 17.B. Recommendation to adopt a resolution approving amendments (appropriating carry forward, transfers and supplemental revenue) to the Fiscal Year 2015-16 Adopted Budget. Pg. 1184**

**18. ADJOURN**

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