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, 3rd Floor
Naples, FL 34112

February 13, 2018

9:00 AM

Commissioner Andy Solis, District 2 - BCC Chair
Commissioner William L. McDaniel, Jr., District 5 - BCC Vice-Chair; CRAB Co-Chair
Commissioner Donna Fiala, District 1; CRAB Co-Chair
Commissioner Burt Saunders, District 3
Commissioner Penny Taylor, District 4

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.

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. Invocation by Reverend Beverly Duncan of Naples United Church of Christ

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 9, 2018 - BCC/Regular Meeting Minutes

2.C. January 23, 2018 - BCC/Regular Meeting Minutes

3. AWARDS AND RECOGNITIONS

3.A. EMPLOYEE

3.B. ADVISORY BOARD MEMBERS

3.C. RETIREES

4. PROCLAMATIONS

4.A. Proclamation recognizing February 14, 2018 as the 40th Anniversary of 911 Emergency Call System in Collier County. To be accepted by Sheriff Kevin Rambosk, Chief Greg Smith, Director Bob Finney, Manager Nick McFadden and several 911 dispatchers and support staff.

5. PRESENTATIONS

5.A. Presentation of the Collier County Business of the Month for February 2018 to MaidPro of South Florida. To be accepted by Michelle Reed-Spitzer, owner of MaidPro. Also present is Bethany Sawyer of the Greater Naples Chamber of Commerce.

6. PUBLIC PETITIONS

6.A. Public petition request from Mark Hetzner requesting that a wall or guardrail be installed on a section of Rattlesnake-Hammock Rd (just east of US41 on the north side of the roadway) to prevent cars from leaving the road.

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

8. BOARD OF ZONING APPEALS

9. ADVERTISED PUBLIC HEARINGS

9.A. ***This item to be heard at 9:15 a.m. This item continued from the January 23, 2018 BCC Meeting *** Recommendation to adopt an ordinance making it unlawful to knowingly hire an unlicensed contractor.**

9.B. ***This item to be heard at 9:30 a.m.*** Recommendation to approve the Stormwater Utility rate study, that establishes a stormwater rate structure, billing methodology, level of service, rate study methodology for implementing a stormwater utility for Collier County, and approve a resolution to use the uniform method of collecting non-ad valorem special assessments levied within the unincorporated area of Collier County. (Thaddeus Cohen, Growth Management Department Head)**

10. BOARD OF COUNTY COMMISSIONERS

11. COUNTY MANAGER'S REPORT

11.A. Recommendation to approve: 1) Change Order No. 3 for Contract 16-6638 with Mitchell and Stark Construction Company, Inc. to add 290 days to the Vanderbilt Drive Cul-de-sacs Public Utility Renewal Project, 2) a $1,108,208 purchase order modification to Stantec Consulting Services, Inc. Contract No. 14-6345 for CEI Services on the Vanderbilt Drive Cul-de-sacs Public Utility Renewal Project, and 3) Change Order No. 8 for Contract 13-6178 - Construction, Engineering and Inspection (CEI) Services with Hole-Montes, Inc. to increase the contract amount by $271,390 and to add 663 days to the Vanderbilt Beach MSTU Utility Conversion Project Phase II, III, and IV. (Tom Chmelik, Planning and Project Management Director, Public Utilities Department)**

11.B. ***This item has been continued from the December 12, 2017, BCC meeting and from the January 23, 2018, BCC meeting.*** Recommendation to direct staff to advertise, and bring back for a public hearing, an Ordinance amending the Land Development Code relating to off-site native vegetation preservation, at a future Board meeting. (Mike Bosi, Planning and Zoning Division Director, Growth Management Department)**

12. COUNTY ATTORNEY'S REPORT

12.A. Recommendation to appoint the initial membership of the Senior Advisory Committee.**

13. OTHER CONSTITUTIONAL OFFICERS

14. AIRPORT AUTHORITY AND/OR COMMUNITY REDEVELOPMENT AGENCY

14.A. AIRPORT

14.A.1. Recommendation to award Invitation to Bid No. 18-7240 - New Terminal Facility and Associated Improvements at the Marco Island Executive Airport (MKY) to West Construction, Inc. for $9,396,263, authorize the Chair to execute the contract, and authorize the necessary budget amendments (Project No. 33484). (Justin Lobb, Airport Manager)**

14.B. COMMUNITY REDEVELOPMENT AGENCY

14.B.1. Recommendation that the Board of County Commissioners, acting as the Community Redevelopment Agency Board (CRAB), select a developer and authorize the publication of a thirty (30) day notice of intent to dispose of approximately 17.89 acres of CRA owned property owned in Bayshore Gateway Triangle redevelopment area based on the review and selection of one of the two proposals submitted under ITN 17-7169. (Debrah Forester, CRA Director)

15. STAFF AND COMMISSION GENERAL COMMUNICATIONS

15.A. Proposed Future BCC Workshop Schedule

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 approve final acceptance of the potable water and sewer utility facilities for Auto Zone, PL20160002017, 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 $4,331.40 to the Project Engineer or the Developer's designated agent.

16.A.2. Recommendation to approve final acceptance of the potable water and sewer utility facilities for Avow Hospice, PL20160001771, 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 $7,649.84 to the Project Engineer or the Developer's designated agent.

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 Vanderbilt Reserve, (Application Number PL20160000157) approval of the standard form Construction and Maintenance Agreement and approval of the amount of the performance security.

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 Naples Reserve, Phase III, (Application Number PL20170002678) approval of the standard form Construction and Maintenance Agreement and approval of the amount of the performance security.

16.A.5. **Recommendation to authorize a budget amendment to recognize carry forward for projects within the Road Construction - Gas Tax Fund (313) and Growth Management Transportation Capital Projects Fund (310) in the amount of $126,272.04 (Projects 60088, 60085, 69331, 69333, 69336 and 69338).**

16.A.6. **Recommendation to authorize a budget amendment to recognize revenue and transfer funding for projects within the Road Construction - Gas Tax Fund (313) and Growth Management Transportation Capital Projects Fund (310) in the amount of $140,583.17 (Projects 60066, 60085, 60088, and 69331).**

16.A.7. **Recommendation to amend Exhibit "A" to Resolution No. 2013-239, the list of Speed Limits on County Maintained Roads, to re-establish the speed limit on Golden Gate Boulevard (CR 876) from 2nd Street (NE/SE) east to 20th Street (NE/SE) from thirty-five (35) miles per hour to forty-five (45) miles per hour due to the completion of construction of "Design-Build Golden Gate Boulevard 4-Lane, East of Wilson Boulevard Improvements", Project 60040.**

16.A.8. **Recommendation to ratify the County Manager's approval of Contract No.: 18-7283 with Brance Diversified, Inc. for the emergency dredging of Collier Creek for a not-to-exceed price of $569,069 and make a finding that this item promotes tourism.**

16.A.9. **Recommendation to award Invitation to Bid (ITB) No. 17-7158 "Purchase and Delivery of Aggregates" and approve contracts with primary and secondary vendors for designated materials.**

16.A.10. **Recommendation to hear Land Development Code Amendments at two regularly scheduled daytime hearings and waive the nighttime hearing requirement.**

16.B. COMMUNITY REDEVELOPMENT AGENCY

16.B.1. **Recommendation to award Contract No. 17-7197, Immokalee Municipal Service Taxing Unit (MSTU) Roadway Landscape Maintenance, to A&M Property Maintenance, LLC. in the amount of $133,275.01.**

16.C. PUBLIC UTILITIES DEPARTMENT

16.C.1. **Recommendation to approve a $466,766 work order under Request for Quotation 14-6213-109 to Kyle Construction, Inc., under Project Number 70220, "Golden Gate Interconnects".**

16.C.2. **Recommendation to approve a Bare License Agreement for Access to Property owned by 951 MB, LLC, to conduct inspections and assessments for improvements needed in anticipation of continuing the FGUA customer service office in Golden Gate City as part of the FGUA acquisition.**

16.D. PUBLIC SERVICES DEPARTMENT

16.D.1. **Recommendation to approve the expenditure of Beach Park Facilities Tourist Development Tax funds in the amount of $29,931.20 for the installation of the T-2 Parking Solutions Auto-Count System at the Vanderbilt Beach Park Parking Garage and make a finding that this expenditure promotes tourism.**

16.D.2. **Recommendation to approve the expenditure of Beach Park Facilities Tourist Development Tax funds in the amount of $55,490 for the installation of the T-2 Parking Solutions Auto-Count System at the Wiggins Pass State Park and make a finding that this expenditure promotes tourism.**

16.D.3. **Recommendation to approve Amendment# 1 to Contract# 15-6424 Management Services Contract for the Collier Area Transit (CAT) Fixed Route and Paratransit Program between MV Contract Transportation, Inc. to update Standard Operating Standards; Driver Hiring Requirements; Driver Training; Performance Standards; and Liquidated Damages criteria.**

16.D.4. **Recommendation to approve four (4) mortgage satisfactions for the State Housing Initiatives Partnership (SHIP) loan program in the combined amount of $53,200.**

16.D.5. **Recommendation to approve and authorize the Chair to execute Amendment No. 1 to the Parks and Recreation Outsourcing of County Marinas Agreement No. 12-5914R to allow the concessionaire to lease recreational and commercial boat docks using the proposed Boat Dock Recreational/Commercial Use Agreement and approval to use the standard form Boat Dock Recreational/Commercial Use Agreement.**

16.D.6. **Recommendation to approve an after-the-fact time extension amendment to the Florida Department of Transportation (FDOT) Joint Participation Agreement (JPA) AQQ85 for the State Transit Service Development Program Grant for necessary Americans with Disabilities Act (ADA) bus stop improvements.**

16.D.7. **Recommendation to approve the reallocation of Sea Turtle Monitoring funds from General Fund 001 Operating Cost Center 178985 to Parks and Recreation Project Fund 119 Project 80377, and authorize the necessary Budget Amendments.**

16.D.8. **Recommendation to approve ten (10) Satisfactions of Mortgage in the combined amount of $184,624.49 of owner-occupied dwelling units that have satisfied the terms of their affordability period or for the death of one of the owners.**

16.D.9. **Recommendation to approve the submittal of an FY 2017/18 grant application for Federal Highway Administration Flexible Funding in the amount of $274,000 for the purchase and installation of additional bus shelters through the Federal Transit Administration (FTA) Transit Award Management System (TrAMS.)**

16.D.10. **Recommendation to approve the submittal of an FY2017/18 grant application for Federal Highway Administration Flexible Funding in the amount of $316,250 for the purchase and installation of live camera feeds on transit vehicles and onboard WiFi through the Federal Transit Administration (FTA) Transit Award Management System (TrAMS).**

16.D.11. **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 FY18 Older Americans Act Title III Program in the amount of ($9,824.15).**

16.D.12. **Recommendation to approve a Resolution superseding Resolution No. 2014-90, amending and expanding the Collier County Museums Fee Policy; approve a Standard Museums Rental Agreement; and grant the County Manager or designee authority to execute rental agreements for Museum facilities.**

16.D.13. **Recommendation to approve an agreement with the Physician Led Access Network (PLAN) to provide medical referral services for low-income residents in Collier County.**

16.D.14. **Recommendation to approve a Termination of Agreement Authorizing Affordable Housing Density Bonus and Imposing Covenants and Restrictions on Real Property for Whistlers Cove Apartments that has satisfied the terms of its affordability period.**

16.D.15. **Recommendation to approve the purchase of Extended Warranty for Collier Area Transit's (CAT) existing Intelligent Transportation System (ITS) with Avail Technologies in the amount of $220,496 to allow continuous operation.**

16.D.16. **Recommendation to award Invitation to Bid (ITB) 17-7225, for Improvements to Collier Area Transit (CAT) Bus Stops Shelters and Amenities to Quality Enterprises USA, Inc. in the amount of $220,150 and authorize the Chair to execute the contract.**

16.D.17. **Recommendation to approve an exemption from the Competitive Process as outlined in the Procurement Ordinance for the purchase of electronic resource materials (eBooks) from CloudLibrary and OverDrive for Library patron use in the amount of $160,000.**

16.D.18. **Recommendation to authorize the necessary budget amendment for Project# 80286 - Eagle Lake Aquatic Facility to provide for capital furnishings, fixtures, and equipment associated with the new facility.**

16.D.19. **Recommendation by Public Transit & Neighborhood Enhancement (PTNE) Division to approve an award for Invitation to Bid #17-7204 "Lely Golf Estates MSTU Landscape Maintenance" to Florida Land Maintenance, Inc., d/b/a Commercial Land Maintenance, Inc.**

16.D.20. Recommendation to approve an after-the-fact contract Amendment and Attestation Statement between the Area Agency on Aging for Southwest Florida, Inc. and Collier County Services for Seniors to extend the Older Americans Act (OAA) Programs grant period through February 28, 2018.

16.D.21. Recommendation to award Contract No. 17-7198, Collier County Sports Complex to Manhattan Construction, Inc., for Construction Management at Risk (CMAR) for pre-construction phased services in the amount of $195,527, authorize the Chairman to execute the contract, and make a finding that this expenditure promotes tourism.

16.E. ADMINISTRATIVE SERVICES DEPARTMENT

16.E.1. 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 FY 18.

16.E.2. Recommendation to approve a Licensing Agreement with Blue Zones, LLC to utilize the Blue Zones Project trademark and logo as part of the County's wellness program.

16.E.3. Recommendation to renew the North Collier Fire Control and Rescue District's Certificate of Public Convenience and Necessity for Advanced Life Support non-transport services for one year and authorize the Chairman to execute the Permit and Certificate.

16.E.4. Recommendation to approve the administrative report prepared by the Procurement Services Division for disposal of property and notification of revenue disbursement.

16.E.5. Recommendation to approve the Administrative Reports prepared by the Procurement Services Division for change orders and other contractual modifications requiring Board approval.

16.E.6. Recommendation to approve an expanded full time equivalent position for the Emergency Management Division to hire a Volunteer Agency Coordinator.

16.F. COUNTY MANAGER OPERATIONS

16.F.1. Recommendation to approve an agreement to provide transferability of Emergency Medical Services (EMS) Impact Fee Credits by Hacienda Lakes of Naples, LLC, in the amount of $43,175.85, provided for in the Hacienda Lakes MPUD Ordinance No. 11-41, from the Hacienda Lakes Development to other developments within Collier County.

16.F.2. Recommendation to approve Tourist Development Tax Promotion funding to support the upcoming March 2018 Pickleball event up to $5,250 and make a finding that these expenditures promote tourism.

16.F.3. **Recommendation to approve a report covering budget amendments impacting reserves and moving funds in an amount up to and including $25,000 and $50,000, respectively.**

16.F.4. **Recommendation to authorize one additional FY 2018 budget amendment covering post Hurricane Irma clean up and recovery providing an additional $750,000 appropriation to the County's claim processing consultant CDR Maguire consistent with Board approved contractual provisions.**

16.F.5. **Recommendation to approve the first amendment to the Business Location Inducement Grant with Position Logic, LLC, which clarifies tax payment requirements.**

16.F.6. **Recommendation to approve Amendment Number Two to the Grant Agreement with the State of Florida Department of Economic Opportunity which provided funding for the implementation of the County's Business Accelerator Program.**

16.F.7. **Recommendation to approve an agreement between Collier County and First Bank under the Capital Investment for Diversification Incentive ("CID") Program which provides financial support toward development of target industry facilities namely, First Bank's 7074 square foot facility in Immokalee, Florida.**

16.G. AIRPORT AUTHORITY

16.H. BOARD OF COUNTY COMMISSIONERS

16.I. MISCELLANEOUS CORRESPONDENCE

16.J. OTHER CONSTITUTIONAL OFFICERS

16.J.1. **Report to the Board regarding the investment of County funds as of the quarter ended December 31, 2017.**

16.J.2. **To provide the Board of County Commissioners the Clerk of the Circuit Court's Internal Audit Report 2018-1 Capital Investment for Diversification (CID) Incentive Program: Arthrex, Inc. and Arthrex Manufacturing, Inc., issued on February 6, 2018.**

16.J.3. **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 January 11 and January 31, 2018 pursuant to Florida Statute 136.06.**

16.J.4. **Request that the Board approve and determine valid public purpose for invoices payable and purchasing card transactions as of February 7, 2018.**

16.K. COUNTY ATTORNEY

16.K.1. **Recommendation to approve a Joint Motion for Stipulated Final Judgment in the amount of $16,000 for Parcel 452RDUE, in the lawsuit captioned Collier County v. Alex D. Randolph, et al, Case No. 17-CA-1472, required for the Golden Gate Boulevard Expansion Project No. 60145. (Fiscal Impact: $7,370)**

16.K.2. **Recommendation to approve a Stipulated Final Judgment in the total amount of $33,000 for the taking of Parcel 411RDUE required for the expansion of Golden Gate Blvd., Project No. 60145 (from east of Everglades Blvd. to the Faka Union Canal), in the pending case styled Collier County v. Lourdes Perez Bello, et al., Case No. 17-CA-1390. (Fiscal Impact: $24,650)**

16.K.3. **Recommendation that the Board return the assignment of vacant seats amongst the remaining candidates to the Pelican Bay Services Division Board for recommendation to the Board at a later meeting.**

16.K.4. **Recommendation to appoint a member to the Animal Services Advisory Board.**

16.K.5. **Recommendation to approve the hiring of Anthony J. Stevens, Esq., of Stevens Mediation, LLC, for mediation services in eminent domain litigation.**

16.K.6. **Recommendation to authorize application for tax deeds for thirty-six (36) County-held tax certificates and the forwarding of a written notice to proceed with tax deed applications to the Tax Collector.**

16.K.7. **Recommendation to approve and authorize the Chair to execute a Settlement Agreement and Mutual Release in the lawsuit styled Teresa E. Monty v. Collier County Board of County Commissioners (Case No. 16-CA-002155), now pending in the Circuit Court of the Twentieth Judicial Circuit in and for Collier County, Florida, for $112,500.**

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 a Resolution of the Board of Zoning Appeals of Collier County, Florida providing for the establishment of a Conditional Use to allow enclosed mini-self storage warehousing within a General Commercial (C-4) Zoning District within the Rural Fringe Mixed Use Overlay-Receiving Lands pursuant to Section 2.03.03.D.1.c.24 of the Collier County Land Development Code. The subject property is located on the north side of Tamiami Trail East, approximately 500 feet west of Trinity Place, in Section 17, Township 51 South, Range 27 East, Collier County, Florida. (PL201600001875)**

17.B. **This item requires that ex parte disclosure be provided by the Commission members. Should a hearing be held on this item, all participants are required to be sworn in. Recommendation to approve 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 a Mobile Home (MH) zoning district to a Residential Planned Unit Development (RPUD) zoning district for the project known as the Antilles RPUD to allow development of up to 212 multi-family dwelling units or 138 single-family dwelling units on property located east of SR 951 on Port Au Prince Road, in Section 15, Township 51 South, Range 26 East, Collier County, Florida, consisting of 43.77+/- acres; and by providing an effective date. [PUDZ-PL20150001459]**

17.C. *****This item has been continued from the January 23, 2018 BCC meeting.*** 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. An Ordinance amending Ordinance No. 93-31, the Foxfire Planned Unit Development (PUD), to approve an insubstantial change to the PUD, to show on the Master Plan the parcel lines to the maintenance building parcel known as platted Tract 9 of the Foxfire Unit Three subdivision at the northwest corner of the project in Tract B low intensity multi-family residential development and establish setbacks and clarify the height limitations for the maintenance building, and providing for an effective date. The subject property is located between Radio Road (CR-856) and Davis Boulevard (CR-83) approximately one mile east of Airport-Pulling Road (CR-31), in Section 1, Range 25 East, and Section 6, Range 26 East, both in Township 50 South, Collier County, Florida, consisting of 385+/- acres. [PL20160003062]**

17.D. **Recommendation to adopt an ordinance amending Ordinance 2006-60, as amended, to expand the Haldeman Creek Maintenance Dredging Municipal Service Taxing Unit (MSTU) boundaries of the unit to add 17 parcels.**

18. ADJOURN

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