

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

May 23, 2023

9:00 AM

Commissioner Rick LoCastro, District 1; – Chair
Commissioner Chris Hall, District 2; – Vice Chair
Commissioner Burt Saunders, District 3
Commissioner Dan Kowal, District 4; – CRAB Co-Chair
Commissioner William L. McDaniel, Jr., District 5; – CRAB Co-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 minutes unless the time is adjusted by the chairman. Additional minutes may be ceded to an in-person speaker by other registered speakers who must be present at the time the speaker is heard. No public speakers will be heard for Proclamations, Presentations and Public Petitions. Speakers on Presentations are limited to 10 minutes, unless extended by the chairman. All persons wishing to speak on a Consent Item must register prior to the Board's Approval of the day's Consent Agenda, which is heard at the beginning of the meeting following the Pledge of Allegiance.

Anyone wishing to address the Board on Public Petition must submit the request in writing to the County Manager at least 13 days prior to the date of the meeting. The request shall provide detailed information as to the nature of the Petition. The Public Petition may not involve a matter on a future Board agenda, and must concern a matter in which the Board can take action. Public petitions are limited to a single presenter, with a maximum time of ten minutes, unless extended by the chairman. Should the petition be granted, the item will be placed on a future agenda for a public hearing.

Anyone wishing to address the Board on general topics not on this agenda or a future agenda must register to speak prior to the Public Comment portion of the agenda being called by the chairman. Speakers will be limited to three minutes, and no additional minutes may be ceded to the speaker. At the chairman's discretion, the number of public speakers may be limited to 5 for that meeting.

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 Pastor Greg Ball, Destiny Church Naples** (25266)
- 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. March 28, 2023, BCC Meeting Minutes** (25455)
 - 2.C. April 25, 2023, BCC Meeting Minutes** (25542)
- 3. AWARDS AND RECOGNITIONS**
 - 3.A. EMPLOYEE**
 - 3.A.1. 20 YEAR ATTENDEES**
 - 3.A.1.a. 20 Years James Zuver - Transportation Engineering**(25533)
 - 3.A.1.b. 20 Years Haris Domond - Transportation Engineering**(25534)
 - 3.A.1.c. 20 Years Dan Summers - Bureau of Emergency Services**(25535)
 - 3.A.2. 25 YEAR ATTENDEES**
 - 3.A.3. 30 YEAR ATTENDEES**
 - 3.A.3.a. 30 Years Michael Patten - Road Maintenance**(25532)
 - 3.A.4. 35 YEAR ATTENDEES**
 - 3.B. ADVISORY BOARD MEMBERS**
 - 3.C. RETIREES**
 - 3.D. EMPLOYEE OF THE MONTH**
- 4. PROCLAMATIONS**
 - 4.A. Proclamation designating May 2023 as National Drug Court Month. To be accepted by Honorable Janeice T. Martin, Presiding Judge, Collier County Drug Court.** (25132)

- 4.B. Proclamation designating May 2023 as National Foster Care Month. To be accepted by Linda Goldfield, CEO, Youth Haven, and Naderah Salim, CEO, Children's Network of Southwest Florida. (25493)**
- 4.C. Proclamation designating May 2023 as Trauma Awareness Month in Collier County. To be accepted by Dr. Leslie Lascheid, member of the Regional Advisory Committee on Trauma Services. (25380)**
- 4.D. Proclamation designating May 2023 as Drowning Prevention Month in Collier County. To be accepted by Coral Vargas, Coordinator, NCH Safe & Healthy Children's Coalition of Collier County. (25383)**
- 4.E. Proclamation designating May 21 - 27, 2023 as Emergency Medical Services Week in Collier County. To be accepted by Tabatha Butcher, EMS Chief, and EMS Professionals. (25395)**

5. PRESENTATIONS

- 5.A. Presentation of the 2023 Florida Water Environment Association Collection System of the Year Awards - Large Utility Category. This award is given in recognition of outstanding Maintenance programs, regulatory compliance, and safety and training procedures. To be accepted by Robert Von Holle, Public Utilities Department Division Director Wastewater. (25405)**

6. PUBLIC PETITIONS

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 no sooner than 10:00 AM. *** Recommendation to approve and transmit to the Florida Department of Economic Opportunity a small-scale Growth Management Plan Amendment Ordinance creating the Airport Carlisle Mixed Use Sub-District to allow The Carlisle Assisted Living Facility (group care, care units, nursing homes, assisted living facilities, and continuing care retirement communities) with a maximum 0.65 Floor Area Ratio and up to 336 multi-family dwelling units, of which 76 will be rent restricted as affordable, on 27.78+/- acres located southwest of the intersection of Orange Blossom Drive and Airport Road in Section 2, Township 49 South, Range 25 East, Collier County, Florida. (GMPA-PL20220001043) (Companion to item 9B) (Adoption Hearing) (25274)**

- 9.B. *** This item to be heard no sooner than 10:00 AM. *** 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 rezoning Ordinance for The Haven at North Naples MPUD to allow The Carlisle Assisted Living Facility (group care, care units, nursing homes, assisted living facilities, and continuing care retirement communities) with a maximum 0.65 Floor Area Ratio and up to 336 multi-family dwelling units, of which 76 will be rent restricted as affordable, on 27.78+/- acres located southwest of the intersection of Orange Blossom Drive and Airport Road in Section 2, Township 49 South, Range 25 East, Collier County, Florida. (PUDZ-PL20220001042) (Companion to item 9A) (25295)**

10. BOARD OF COUNTY COMMISSIONERS

- 10.A. Recommendation to appoint the initial membership of the Coastal Storm Risk Management Feasibility Study Ad Hoc Advisory Committee. (25564)**
- 10.B. Recommendation to appoint the initial membership of the East of 951 Ad Hoc Advisory Committee. (25315)**

11. COUNTY MANAGER'S REPORT

- 11.A. Recommendation to approve the continuation of the Collier Health Services, Inc., Community Health Workers, to address health disparities among those affected by mental health and substance abuse and approve the use of Community Development Block Grant-CV and State and Local Fiscal Recovery Funds to support the project. (Kristi Sonntag, Community & Human Services Division Director) (25335)**

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. PUBLIC COMMENTS ON GENERAL TOPICS NOT ON THE CURRENT OR FUTURE AGENDA BY INDIVIDUALS NOT ALREADY HEARD DURING PREVIOUS PUBLIC COMMENTS IN THIS MEETING

15.B. STAFF PROJECT UPDATES

15.C. 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 (CONSENT)

- 16.A.1. Recommendation to approve final acceptance and conveyance of the pump station facilities that were inadvertently omitted from the potable water and sewer final utility acceptance approved by the Board of County Commissioners on September 14, 2021, for Abaco Pointe Phase 1, PL20190002237. (25204)**
- 16.A.2. Recommendation to approve a Resolution for final acceptance of the private roadway and drainage improvements, and acceptance of the plat dedications, for the final plat of Winding Cypress Phase 3, Application Number PL20170003951, and authorize the release of the maintenance security in the amount of \$596,197.27. (25210)**

16.B. TRANSPORTATION MANAGEMENT DEPARTMENT (CONSENT)

- 16.B.1. Recommendation to authorize the necessary budget amendments to reallocate funds within the Transportation Management Services Department Stormwater Bond Fund 327 in the total amount of \$4,000,000. (25249)**
- 16.B.2. Recommendation to appropriate the Collier Metropolitan Planning Organization's ("Collier MPO") annual operating budget for FY 23/24 and authorize the necessary budget amendments in the amount of \$1,158,974, effective July 1, 2023. (25327)**
- 16.B.3. Recommendation to approve a Work Order with Humiston & Moore Engineers to provide professional engineering services for State required Annual Monitoring of Collier County Beaches and Inlets for 2023 under Contract No. 18-7432-CZ for time and material not to exceed \$78,532.00, authorize the Chairman to execute the Work Order and make a finding that this item promotes tourism (Fund 195, Project No. 90536). (25142)**
- 16.B.4. Recommendation to approve the selection committee's ranking and authorize staff to begin contract negotiations with Hardesty & Hanover Construction Services, LLC, related to Request for Professional Services ("RPS") No. 23-8068 for "CEI Services for Stan Gober Memorial Bridge Repair/Rehabilitation Project," so staff can bring a proposed agreement back for the Board's consideration at a future meeting. (Project No. 66066) (25329)**
- 16.B.5. Recommendation to approve Change Order No. 1 to Professional Services Agreement No. 20-7728, CEI Services for Veterans Memorial Boulevard Extension - Phase I and Phase II - to Hardesty & Hanover Construction Services, LLC, adding 60 days for inspection services, reallocate existing funds to cover the additional inspection time, and authorize the Chairman to sign the attached Change Order. (Project Number 60198). (25322)**

- 16.B.6.** Recommendation to approve a Work Order with Taylor Engineering, Inc., to provide professional engineering services for the 2024 dune planting and exotic vegetation removal project at Barefoot, Vanderbilt, Park Shore, Naples, and South Marco Island beaches for Time and Materials not to exceed \$57,007 under Contract No. 18-7432-CZ, authorize the Chairman to execute the work order for the proposed services, and make a finding that this item promotes tourism. *(25469)*
- 16.B.7.** Recommendation to approve and authorize the Chairman to execute a Local Agency Program (LAP) Construction Agreement with the Florida Department of Transportation (FDOT) reimbursing the County up to \$1,693,376 for the construction of a 10-foot-wide multi-use path on County Barn Rd from Rattlesnake Hammock to SR 84 (Davis Blvd.); execute a Resolution memorializing the Board's action; and authorize the necessary budget amendments (Project 60254), FPN 438091-2-58-01. *(25423)*
- 16.B.8.** Recommendation to approve and authorize the Chairman to execute a Local Agency Program (LAP) Construction Agreement with the Florida Department of Transportation (FDOT) reimbursing the County up to \$611,727 for the construction of a 5-foot-wide sidewalk on Vanderbilt Drive from Vanderbilt Beach Road to 109th Ave N; execute a Resolution memorializing the Board's action; and authorize the necessary budget amendments (Project 60255), FPN 438092-2-58-01. *(25451)*

16.C. PUBLIC UTILITIES DEPARTMENT (CONSENT)

- 16.C.1.** Recommendation to approve Change Order No. 4 to Construction Agreement No. 19-7671, "South County Water Reclamation Facility ("SCWRF") Reclaimed Water Storage Tank Improvements," with PWC Joint Venture LLC, for draw from the owner's allowance in the amount of \$53,195.39 and additional funding in the amount of \$100,471.00, and authorize the Chairman to sign the attached change order. (Project Number 70204). *(25133)*
- 16.C.2.** Recommendation to approve the selection committee's ranking and authorize staff to enter into contract negotiations with Q. Grady Minor & Associates, P.A., related to Request for Professional Services ("RPS") No. 23-8060 for "Design Services for MPS 309 Force Main to Western Interconnect," and bring a proposed agreement back for the Board's consideration at a future meeting. *(25331)*
- 16.C.3.** Recommendation that the Board of County Commissioners, Ex-officio the Governing Board of the Collier County Water-Sewer District direct the County Manager or her designee to advertise and bring back for a public hearing a Resolution for future consideration increasing Water, Wastewater, Irrigation Quality Water, and Wholesale Potable Water User Rates by 7.07% amending Schedules One and Two of Appendix A to Section Four of Collier County Water-Sewer District Uniform Billing, Operating, and Regulatory Standards Ordinance No. 2001-73, as amended, and provide the requisite 10-day notice to utility customers per the Collier County Water Sewer District Special Act. *(25571)*

16.D. PUBLIC SERVICES DEPARTMENT (CONSENT)

- 16.D.1. Recommendation to approve and authorize the Chairman to sign two State Housing Initiative Partnership Sponsor Agreements between Collier County and Casa Amigos EHT, LLC., in the amount of \$250,000 and Immokalee Fair Housing Alliance, Inc. in the amount of \$500,000 for construction of rental housing units in Immokalee. (SHIP Grant Fund 791) (25270)**
- 16.D.2. Recommendation to approve and authorize the Chairman to sign the Third Amendment to the HOME Investment Partnerships Program subrecipient agreement between Habitat for Humanity of Collier County, Inc., and Collier County to clarify the number of HOME-grant assisted units and extend the end date of the agreement. (Housing Grant Fund 705) (25268)**
- 16.D.3. Recommendation to approve a State Housing Initiative Partnership Sponsor Agreement between Collier County and Rural Neighborhoods, Inc. in the amount of \$1,791,641 for the administration of an Owner-Occupied Rehabilitation program, including roof repair and replacement. (SHIP Grant Fund 791) (25269)**

16.E. CORPORATE BUSINESS OPERATIONS (CONSENT)

- 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 second quarter of FY 23. (25332)**
- 16.E.2. Recommendation to approve the administrative report prepared by the Procurement Services Division for disposal of property that is no longer viable and then removal from the County's capital asset records and notification of revenue. (Estimated net book value of \$130.92) (25422)**

16.F. COUNTY MANAGER OPERATIONS (CONSENT)

- 16.F.1. Recommendation to approve Amendment No. 18 to the Agreement with Collier County District School Board for the Driver Education Program extending the existing Driver's Education funding collected under the Dori Slosberg Driver Education Ordinance for an additional year. (25072)**
- 16.F.2. Recommendation to recognize accrued interest from the period January 1, 2023 through March 31, 2023, earned by EMS County Grant, Project No. 33655, and appropriate interest earning for a total amount of \$1,616.91 (25459)**
- 16.F.3. Recommendation to approve an Agreement for Sale and Purchase with: (1) Martin Joyce and Elizabeth Joyce; (2) Terri Lopez formerly known as Terri Rodriguez; (3) Abel Chavez Martinez (4) Julio Alberto Salgado; (5) Paulette Charles under the Conservation Collier Land Acquisition Program, at a cost not to exceed \$227,418. (25473)**

- 16.F.4. Recommendation to adopt a Resolution approving amendments (appropriating grants, donations, contributions, or insurance proceeds) to the Fiscal Year 2022-23 Adopted Budget. (The budget amendments in the attached Resolution have been reviewed and approved by the Board of County Commissioners via separate Executive Summaries.) (25504)**

16.G. AIRPORT AUTHORITY (CONSENT)

- 16.G.1. Recommendation to authorize budget amendments to recognize revenue for Marco Island Executive Airport, in the amount of \$950,000 and for Immokalee Regional Airport, in the amount of \$390,000 to accommodate increased fuel purchases and associated operating expenses over budgeted levels. (25361)**
- 16.G.2. Recommendation to adopt a Resolution authorizing execution of Amendment No. 1 AIP Grant No 3-12-0021-006-2021 with the Federal Aviation Administration for additional funding for the Runway 15/33 Rehabilitation and Widening at the Everglades Airpark in the amount of \$20,000 and authorize all necessary budget amendments. Airport Grant Fund (498) (25397)**

16.H. BOARD OF COUNTY COMMISSIONERS (CONSENT)

16.I. MISCELLANEOUS CORRESPONDENCE (CONSENT)

16.J. OTHER CONSTITUTIONAL OFFICERS (CONSENT)

- 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 April 27, 2023 and May 10, 2023 pursuant to Florida Statute 136.06. (25565)**
- 16.J.2. Request that the Board approve and determine a valid public purpose for invoices payable and purchasing card transactions as of May 17, 2023. (25566)**

16.K. COUNTY ATTORNEY (CONSENT)

- 16.K.1. Recommendation to appoint two members to the Bayshore/Gateway Triangle Local Redevelopment Advisory Board. (25545)**
- 16.K.2. Recommendation to reappoint a member to the Educational Facilities Authority. (25540)**
- 16.K.3. Request by the Housing Finance Authority of Collier County for approval of a resolution approving a plan of financing involving the issuance by the Authority of single-family mortgage revenue bonds in an amount not to exceed \$50 million or, in the alternative, to use volume cap allocation for mortgage credit certificate programs or for multifamily housing for persons of low or moderate income. (25547)**

- 16.K.4. Recommendation to approve and authorize the Chair to execute a Settlement Agreement in the lawsuit styled Collier County Board of County Commissioners v. Elizabeth McGuire, (Case No. 23-SC-881), now pending in the County Court of the Twentieth Judicial Circuit in and for Collier County, Florida, for the sum of \$2,102.19 (25313)**

16.L. COMMUNITY REDEVELOPMENT AGENCY (CONSENT)

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 ex-parte disclosure to 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 a rezoning Ordinance for the Williams Farm RPUD to allow up to 336 single family homes on 168± acres located south of Lake Trafford Road and Little League Road in Immokalee, in Sections 36 and 31, Township 46 South, Ranges 28 and 29 East, Collier County, Florida. [PL20210001434] (24783)**
- 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 an Ordinance amending the Plantation Planned Unit Development by increasing the density from 418 dwelling units to 419 dwelling units and by changing the designation of a .74± acre parcel from Recreation Tract to Residential for a single family residence. The subject property is .74± acres out of the 83.7± acre PUD and located east of Santa Barbara Boulevard and south of Radio Road in Section 4, Township 50 South, Range 26 East, Collier County, Florida. [PL20210000349] (24785)**

- 17.C. *** This Item continued from the April 25, 2023, BCC Meeting. *** An Ordinance of the Board of County Commissioners amending Ordinance 89-05, as amended, the Collier County Growth Management Plan of the unincorporated area of Collier County, Florida, relating to the Rural Fringe Mixed Use District Restudy and specifically amending the Future Land Use Element and the Future Land Use Map and map series to require transfer of development rights for comprehensive plan amendments for increased residential density in the Urban Mixed Use District and the Rural Fringe Mixed Use District; amending the Urban Mixed Use District, Urban Residential Fringe Sub-district to remove the density bonus cap on Residential In-Fill and remove the requirement to use transfer of development rights within one mile of the urban boundary; and amending the Rural Fringe Mixed Use District of the Future Land Use Element to change development standards and requirements, increase density on Receiving Lands for affordable housing, add transfer of development rights credits, add uses in Receiving Areas, and add a conditional use for recreation in Sending Lands, and to amend development standards for rural villages; and create the Belle Meade Hydrologic Enhancement Overlay; and to correct the scrivener's error for the Immokalee Road Rural Village Overlay on the Future Land Use Map; and furthermore, directing transmittal of the adopted amendments to the Florida Department of Economic Opportunity and providing for an effective date. [PL20200002234] (25404)**
- 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. Recommendation to approve an Ordinance amending the Collier Boulevard Mixed Use Commerce Center Planned Unit Development (MPUD) by increasing the maximum building height on 4.49± acres described as Lot 2 in the Residential Tract from 35 feet to 50 feet. The subject property is on the south side of Magnolia Pond Drive near the southwest corner of the intersection of Collier Boulevard (C.R. 951) and Magnolia Pond Drive in Section 34, Township 49 South, Range 26 East, Collier County, Florida. [PL20220006374] (25279)**

18. ADJOURN

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