

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

September 13, 2022

9:00 AM

Commissioner William L. McDaniel, Jr., District 5; – Chair – CRAB Co-Chair
Commissioner Rick LoCastro, District 1; – Vice Chair
Commissioner Andy Solis, District 2
Commissioner Burt Saunders, District 3
Commissioner Penny Taylor, District 4; – 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 the 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 Rabbi Ammos Chorny of Beth Tikvah Synagogue

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. June 14, 2022 BCC Minutes

2.C. June 28, 2022 BCC Minutes

2.D. July 12, 2022 BCC Minutes

3. AWARDS AND RECOGNITIONS

3.A. EMPLOYEE

3.A.1. Recommendation to recognize Craig Pajer for being awarded the honor of "2022 Government Engineer of the Year" by the Florida Engineering Society, Calusa Chapter.

3.B. ADVISORY BOARD MEMBERS

3.C. RETIREES

3.D. EMPLOYEE OF THE MONTH

3.D.1. Recommendation to recognize Hector Cervantes, Parks and Recreation Division, as the July 2022 Employee of the Month. (All Districts)

4. PROCLAMATIONS

4.A. Proclamation recognizing The Boat House of Naples as recipient of the Waste Reduction Awards Program (WRAP) award, for contributing to the greater good of Collier County by advocating the "Reduce, Reuse, Recycle" message, thereby helping to prolong the usable life of the Collier County Landfill. To be accepted by Jeremy Eck and Matt Roth.

4.B. Proclamation designating September 22, 2022, as Falls Prevention Awareness Day in Collier County. To be accepted by Stephanie Gomez and Sue Haviland, representatives of Step Smart Collier.

4.C. Proclamation designating September 15 through October 15, 2022, as Hispanic Heritage Month in Collier County. The proclamation will be presented to Commissioner Solis for delivery to Hispanic Council Foundation of Collier County, Inc., and Council of Hispanic Business Professionals, Inc.

- 4.D. Proclamation designating September 2022 as Payroll Awareness Month in Collier County. To be accepted by the Collier County Clerk of the Circuit Court & Comptroller's payroll processing team of Leslie Miller, Lori Brown, Erin Roxberry, and Aric Christensen.**
 - 4.E. Proclamation recognizing the Collier County Community Emergency Response Teams (CERT). To be accepted by Jamie Cunningham, Ray Wodynski, Barry Gerenstein, Richard Blee, Bill O'Boyle, Michael Passaretti, and Heather Mazurkiewicz.**
- 5. PRESENTATIONS**
 - 5.A. LCEC Equity Distribution Check Presentation by Tricia Dorn, Key Account Executive, Lee County Electric Cooperative**
 - 5.B. Presentation of the Collier County Business of the Month for September 2022, to HR by Karen, LLC. The award will be accepted by Karen Shepherd, Owner. Also present are Red Gamso, Director of Marketing & Communications, and Melanie Schmees, Director of Business & Economic Research, both from the Greater Naples Chamber of Commerce.**
- 6. PUBLIC PETITIONS**
 - 6.A. Public Petition Request by Elizabeth Radi regarding a 60-day Notice to Tenants Ordinance**
 - 6.B. Public Petition Request by Dan Higgins regarding storage yards at the Naples Park project**
- 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 requires that all participants be sworn in and ex parte disclosure be provided by Commission members. Recommendation to approve an Ordinance amending Ordinance No. 92-15, as amended, Lely, a Resort Community Planned Unit Development (PUD), by allowing the 9+/- acre C-3 parcel at the southwest corner of Collier Blvd. (CR 951) and Grand Lely Drive to have C-3 or residential development limited to 184 dwelling units. The subject PUD consists of 2,892 acres located between U.S. 41 and Rattlesnake-Hammock Road, west of Collier Blvd. (CR 951), in Sections 21, 22, 27, 28, 33, and 34, Township 50 South, Range 26 East, Collier County, Florida; and by providing an effective date. (District 1)**
- 10. BOARD OF COUNTY COMMISSIONERS**

- 10.A. Recommendation to have the Board discuss implementing a moratorium on new applications for self-storage facilities in all zoning districts that list this use as a permitted or conditional use along US 41 between the Palm Street/Commercial Drive/US 41 intersection and the Price Street/US 41 intersection, until Growth Management Plan and Land Development Code amendments implementing the East Naples Community Development Plan are adopted. (Sponsored by Commissioner LoCastro) (District 1, District 4)**

11. COUNTY MANAGER'S REPORT

- 11.A. Recommendation to approve an agreement for the purchase of six tracts of land (Parcels 114FEE, 115FEE, 116FEE, 117FEE, 118FEE, and 119FEE) required for construction of the Lake Park Flow Way (Project 60246). Estimated Fiscal Impact: \$1,857,500. The source of funds is stormwater bonds. (Beth Johnssen, Director, Capital Project Planning, Impact Fees & Program Management) (All Districts)**
- 11.B. Recommendation to approve an Agreement for Sale and Purchase with John G. Vega, as Trustee of the Irrevocable Trust for the benefit of the children of F. Desmond Hussey, III, dated June 20, 2011; Francis D. Hussey, Jr., deceased, and Mary Pat Hussey, husband and wife; Sean Meade Hussey, Trustee, and HHH Investments Limited Partnership, a foreign limited partnership, for approximately 256 acres under the Conservation Collier Land Acquisition Program, at a cost not to exceed \$2,091,000, and to approve as a condition of purchase by Conservation Collier, the right of the County to later purchase a portion of the property for future right-of-way for the Wilson Blvd.-Benfield Road Extension, if and when needed, at the per-acre original acquisition cost, to be paid directly to Conservation Collier. (Summer Araque, Principal Environmental Specialist, Parks and Recreation Division) (District 5)**
- 11.C. Recommendation to award Invitation to Bid (ITB) No. 22-7981, North County Regional Water Treatment Plant Storage Building (Project No. 70136), to OneSource Construction Company & Builders, Inc., in the amount of \$1,242,797, and to authorize the Chairman to sign the attached Agreement. (Matthew McLean, Public Utilities Engineering Division Director) (District 3)**

12. COUNTY ATTORNEY'S REPORT

13. OTHER CONSTITUTIONAL OFFICERS

- 13.A. 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 August 11, 2022 and August 31, 2022 pursuant to Florida Statute 136.06. (All Districts)**

14. AIRPORT AUTHORITY AND/OR COMMUNITY REDEVELOPMENT AGENCY

14.1. AIRPORT

14.2. COMMUNITY REDEVELOPMENT AGENCY

- 14.3. Recommendation that the Collier County Board of County Commissioners (BCC), acting as the Community Redevelopment Agency (CRA), approve an agreement with Collier County to accept Community Development Block Grant (CDBG) funds in the amount of \$250,000 for the design of the First Street Corridor Pedestrian Safety Improvement Project, authorize the Chairman of the CRA to sign the grant agreement, and authorize necessary budgets amendments. (Project 33831) (District 5)**

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. *** This Item continued from the July 12, 2022, BCC Meeting. ***
Recommendation to direct staff to bring back an amendment to Ordinance 2013-57, the Administrative Code for Land Development to address an expressed concern for public safety regarding meeting decorum, location, and virtual options for Neighborhood Information Meetings. (All Districts)**
- 16.A.2. *** This Item continued from the July 12, 2022, BCC Meeting. ***
Recommendation to approve the FY 2022-2023 10-Year Capital Planning document for Fund 195 Beach Renourishment and Pass Maintenance, Fund 185 Program Management and Administration, and make a finding that these expenditures promote tourism. (All Districts)**
- 16.A.3. Recommendation for the Board to approve and execute an Agreement with the Florida Department of Economic Opportunity (FDEO), pursuant to Chapter 380.032(3), Florida Statutes, pertaining to application of the Big Cypress Area of Critical State Concern regulations to a parcel owned by an entity wholly-owned by the Seminole Tribe of Florida and located on U.S. Highway 41 near the Miami-Dade County line. (This is a companion to Item 17B - PL20190000360) (District 5)**
- 16.A.4. Recommendation to accept a project update for the Vanderbilt Beach Road Extension Project (Project No. 60168). (All Districts)**
- 16.A.5. Recommendation to approve a Resolution for final acceptance of the private roadway and drainage improvements for the final plat of Isles of Andalucia, Application Number AR-6156 / PL20110001785, acceptance of the County maintenance responsibilities for Tract R-1, and authorizing the release of the maintenance security in the amount of \$173,662.12. (District 4)**

- 16.A.6. Recommendation to approve final acceptance of the potable water facilities for Carl's White Glove Personal Storage, PL20200002189, accept the conveyance of a portion of the potable water facilities, and authorize the County Manager, or designee, to release the Utilities Performance Security (UPS) and Final Obligation Bond in the total amount of \$10,390.10 to the Project Engineer or the Developer's designated agent. (District 1)**
- 16.A.7. Recommendation to approve final acceptance of the potable water and sewer utility facilities and accept the conveyance of a portion of the potable water facilities for the Community School of Naples – Campus Addition, PL20220001892. (District 2)**
- 16.A.8. Recommendation to approve final acceptance of the water utility facilities for Crystal Lake RV Park Pressure Reducing Valve, PL20220003518. (District 3)**
- 16.A.9. Recommendation to approve final acceptance of the sewer utility facilities for Collier County Landfill, PL20220004345. (District 5)**
- 16.A.10. Recommendation to approve a Resolution for final acceptance of the private roadway and drainage improvements for the final plat of Del Webb Naples Parcels 201-203, Application Number PL20130002601; and authorize the County Manager, or designee, and authorize the release of the maintenance security in the amount of \$116,181.32. (District 5)**
- 16.A.11. Recommendation to approve final acceptance of the sewer utility facilities for East Naples Community Park Welcome Center, PL20220002656. (District 4)**
- 16.A.12. Recommendation to approve final acceptance and accept the conveyance of the potable water and sewer utility facilities for Esplanade by the Islands - Phase 1B, PL20200000679; and authorize the County Manager, or designee, to release the Final Obligation Bond in the total amount of \$4,000 to the Project Engineer or the Developer's designated agent. (District 1)**
- 16.A.13. 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 Esplanade Golf and Country Club of Naples Blocks "D", "F", and "H", Application Number PL20150001102; and authorize the release of the maintenance security in the amount of \$84,086.48. (District 3)**
- 16.A.14. 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 Esplanade at Hacienda Lakes Phase One, Application Number PL20120002539; and authorize the release of the maintenance security in the amount of \$289,448.21. (District 1)**

- 16.A.15. 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 Esplanade Golf and Country Club of Naples Phase 2, Application Number PL20120002897; and authorize the release of the maintenance security in the amount of \$528,820.98. (District 3)**
- 16.A.16. 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 Esplanade Golf and Country Club of Naples Phase 4 Parcel "L", Application Number PL20170001594; and authorize the release of the maintenance security in the amount of \$113,500.99. (District 3)**
- 16.A.17. Recommendation to approve final acceptance and accept the conveyance of the potable water and sewer utility facilities for Isles of Collier Preserve Phase 14C, PL20200000202; and authorize the County Manager, or designee, to release the Final Obligation Bond in the total amount of \$4,000 to the Project Engineer or the Developer's designated agent. (District 1)**
- 16.A.18. Recommendation to approve final acceptance of the potable water and sewer facilities, and accept the conveyance of the potable water and sewer facilities for Oyster Harbor at Fiddler's Creek Phase 3B, PL20220003670. (District 1)**
- 16.A.19. Recommendation to approve final acceptance of the water facilities, and accept the conveyance of the water facilities for 552 Ridge Drive Water Main Extension, PL20220001811. (District 2)**
- 16.A.20. 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 Landings at Bear's Paw, Application Number PL20120002819; and authorize the release of the maintenance security in the amount of \$3,514.50. (District 4)**
- 16.A.21. Recommendation to approve final acceptance and accept the conveyance of the potable water and sewer utility facilities for Valencia Trails Naples – Phase 1B (f/k/a Brentwood Lakes), PL20200000952; and authorize the County Manager, or designee, to release the Final Obligation Bond in the total amount of \$4,000 to the Project Engineer or the Developer's designated agent. (District 3)**
- 16.A.22. Recommendation to approve final acceptance of the potable water and sewer facilities, and accept the conveyance of the potable water and sewer facilities for Valencia Trails Naples - Plat Two, PL20220001309. (District 3)**

- 16.A.23.** 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 Fairgrove at Talis Park Multi-Family Parcel (Application Number PL20220000389), approval of the standard form Construction and Maintenance Agreement, and approval of the performance security in the amount of \$37,447.85. (District 2)
- 16.A.24.** 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 amended final plat of Kaicasa Phase One (Application Number PL20220000198), approval of the standard form Construction and Maintenance Agreement, and approval of the performance security in the amount of \$4,193,303.40. (District 5)
- 16.A.25.** 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 Silverwood at Ave Maria (Phase 3 and 4) (Application Number PL20210001742), approval of the standard form Construction and Maintenance Agreement, and approval of the performance security in the amount of \$3,267,137.56. (District 5)
- 16.A.26.** 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 Soluna Replat, Application Number PL20220002245. (District 3)
- 16.A.27.** 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 Winchester (Application Number PL20210002267), approval of the standard form Construction and Maintenance Agreement, and approval of the performance security in the amount of \$2,691,443.50. (District 5)
- 16.A.28.** Recommendation to approve final acceptance of the water and sewer utility facilities for Ritz-Carlton Naples Hotel Addition – Phase 2, PL20220004745. (District 2)
- 16.A.29.** Recommendation to approve the release of a code enforcement lien with an accrued value of \$128,864.03 for payment of \$6,214.03 in the code enforcement action titled Board of County Commissioners v. Linda C. Daigle in Special Magistrate Case No. CEP20120013875 relating to property located at 2045 Wilson Blvd. N, Collier County, Florida. (District 3)

- 16.A.30. Recommendation to approve the release of code enforcement liens with an accrued value of \$79,633.22 for payment of \$2,793.32 in the code enforcement action titled Board of County Commissioners v. Dalila Grimaldo in Case No. 2006-37 relating to property located at 324 W Main St., Immokalee, Florida. (District 5)**
- 16.A.31. Recommendation to hear a Land Development Code amendment to allow medical/cannabis dispensaries in the same zoning districts as pharmacies at two regularly scheduled daytime hearings and waive the nighttime hearing requirement. (All Districts)**
- 16.A.32. Recommendation to approve and authorize the Chairman to sign a Collier County Landscape Maintenance Agreement (“Agreement”) between Collier County and Frank J. Dewane, as Bishop of the Diocese of Venice, a corporation sole and his successors in the office, for proposed irrigation and associated existing landscape improvements within the Seagate Drive public right-of-way. (District 2)**
- 16.A.33. Recommendation to recognize a Public Transit Grant Agreement (PTGA) between the Florida Department of Transportation (FDOT) and the Collier Metropolitan Planning Organization (MPO) that includes Federal pass-through 49 USC § 5305(d) funding and to authorize necessary budget amendments for grant revenue in the amount of \$124,715. (All Districts)**
- 16.A.34. Recommendation to adopt a resolution approving and authorizing the execution of an Amendment to the Public Transit Grant Agreement (PTGA) 450306-1-94-01, Contract Number G2692, with the Florida Department of Transportation (FDOT) to remove certain construction references for the improvement of bus stops for Americans with Disabilities Act (ADA) compliance in the rural service area. (District 5)**
- 16.A.35. Recommendation to provide after-the-fact approval for the submittal of a Resilient Florida Program Planning Grant application to the Florida Department of Environmental Protection (FDEP) in the amount of \$46,700 for a vulnerability assessment study of the unincorporated jurisdictional boundaries of Collier County and designate the County Manager or designee as the Authorized Official to submit and execute required grant documents. (All Districts)**
- 16.A.36. Recommendation to pledge a match not to exceed \$40,000 to support the Collier Metropolitan Planning Organization’s (MPO) application for the Safe Streets and Roads for All (SS4A) grant. (All Districts)**
- 16.A.37. Recommendation to authorize a budget amendment to recognize revenue and transfer funding for projects within the Transportation Supported Gas Tax Fund (313) and Transportation & CDES Capital Fund (310) in the amount of \$794,939.90. (Projects 60066, 60085, 60088, 69331, 69333, 69338, and 69338) (All Districts)**

- 16.A.38. Recommendation to approve the FY22 Program of Projects and authorize submittal of the Federal Transit Administration 49 U.S.C. 5307/ 5339 FY22 for funds to support the transit system capital and operating costs in the amount of \$4,805,353 through the Transit Award Management System, accept the award, and authorize any necessary budget amendments. (All Districts)**

16.B. COMMUNITY REDEVELOPMENT AGENCY

- 16.B.1. Recommendation that the Board of County Commissioners (BCC), acting as the Community Redevelopment Agency (CRA), approve the attendance of three Immokalee and three Bayshore Gateway Triangle Local Redevelopment Advisory Board members at the Florida Redevelopment Association 2022 Annual Conference and allow the other Immokalee Board members to attend the Awards Dinner; authorize payment of attendees' registration, lodging, travel and per diem from the CRA Trust Funds (Fund 186/187); and declare the training received as serving a valid public purpose. (District 4, District 5)**
- 16.B.2. Recommendation that the Board of County Commissioners, acting as the Community Redevelopment Agency, authorize necessary budget amendments to recognize carryforward in Bayshore CRA Fund (187) and Immokalee CRA Fund (186), transfer those moneys along with reserve balances into Bayshore CRA Capital Fund (787) and Immokalee CRA Capital Fund (786), and appropriate those funds into specific projects pursuant to the Community Redevelopment Plan. (District 4, District 5)**

16.C. PUBLIC UTILITIES DEPARTMENT

- 16.C.1. *** This Item continued from the June 28, 2022 BCC Meeting. *** Recommendation to approve a Second Amendment to the Major User Agreement for Delivery and Reuse of Irrigation Quality ("IQ") Water with the Riviera Golf Club/Lucky Two Golf, LLC, to provide a revised termination date due to facility closure. (District 4)**
- 16.C.2. Recommendation to approve the conveyance of a Utility Easement located on the Collier County Golden Gate City Golf Course property to the Collier County Water Sewer District for the installation of transmission water mains. The estimated cost not to exceed \$50. (Collier County Water Sewer District Bond Fund - 419) (District 3)**
- 16.C.3. Recommendation to award Invitation to Bid ("ITB") No. 20-8002, "NCWRF North and South Bleach Piping Replacement," to Douglas N. Higgins Inc., in the amount of \$957,380.00, and to authorize the Chairman to sign the attached agreement. (Project Number 70148) (District 2)**

- 16.C.4. Recommendation to award Request for Proposal (“RFP”) No. 21-7919-ST, “Construction Manager at Risk (“CMAR”) for Collier County Mental Health Facility,” to DeAngelis Diamond Construction LLC, for pre-construction services in the amount of \$207,965.00, and a fee of four-point seven five percent (4.75%) of the future to be determined Guaranteed Maximum Price (“GMP”) proposal for construction services. Infrastructure Surtax Fund (318), Project 50239. (District 3)**
- 16.C.5. Recommendation to award Construction Invitation to Bid (“ITB”) No. 22-7959R, “Collier County Jail Laundry Renovation,” to OneSource Construction Company & Builders, Inc., in the amount of \$2,094,550 and authorize the Chairman to sign the attached Agreement. (District 1)**
- 16.C.6. Recommendation to approve the Magic Lights Event to be conducted by the Collier County Agricultural Fair and Exposition, Inc. (District 5)**
- 16.C.7. Recommendation to approve a Deed of Utility Easement from Collier County to the City of Naples over a portion of Golden Gate Estates, Unit 71, Tract 128, to allow the City to install a 12-inch transmission water main between City Well Nos. 425 and 426. (District 5)**
- 16.C.8. Recommendation to approve an agreement for sale and purchase with Charles Edwin Bailey, Jr., for approximately 1.14 acres under the Conservation Collier Land Acquisition Program, at a cost not to exceed \$25,600. (District 5)**
- 16.C.9. Recommendation to approve an Agreement for Sale and Purchase with John R. Pena for a 2.27-acre parcel under the Conservation Collier Land Acquisition Program, at a cost not to exceed \$52,700. (District 5)**
- 16.C.10. Recommendation to approve an Agreement for Sale and Purchase with William F. Thommen for a 5.0-acre parcel under the Conservation Collier Land Acquisition Program, at a cost not to exceed \$101,000. (District 5)**
- 16.C.11. Recommendation to approve an Agreement for Sale and Purchase with Berardo Ortega and Gladys Guasp for a 1.14-acre parcel under the Conservation Collier Land Acquisition Program, at a cost not to exceed \$30,600. (District 5)**
- 16.C.12. Recommendation to approve an Agreement for Sale and Purchase with Peter S. Sanchez and Nilsa E. Sanchez, as Co-Trustees of the Peter S. Sanchez and Nilsa E. Sanchez Revocable Living Trust, dated July 21, 2015, for a 2.73-acre parcel under the Conservation Collier Land Acquisition Program, at a cost not to exceed \$63,800. (District 5)**
- 16.C.13. Recommendation to approve an Agreement for Sale and Purchase with Jorge A. Aguilar and Magali Aguilar for a 1.14-acre parcel under the Conservation Collier Land Acquisition Program, at a cost not to exceed \$40,700. (District 5)**

- 16.C.14. Recommendation to approve an Agreement for Sale and Purchase with Timothy R. Johnson & Jenett Johnson for a 1.14-acre parcel under the Conservation Collier Land Acquisition Program, at a cost not to exceed \$30,600. (District 5)**
- 16.C.15. Recommendation to approve an Agreement for Sale and Purchase with Sandra Burns for a 1.14-acre parcel under the Conservation Collier Land Acquisition Program, at a cost not to exceed \$30,600. (District 5)**
- 16.C.16. Recommendation to approve an Agreement for Sale and Purchase with David V. Wright for a 1.14-acre parcel under the Conservation Collier Land Acquisition Program, at a cost not to exceed \$30,600. (District 5)**
- 16.C.17. Recommendation to approve an Agreement for Sale and Purchase with Joseph Zhuang for a 2.73-acre parcel under the Conservation Collier Land Acquisition Program, at a cost not to exceed \$63,800. (District 5)**
- 16.C.18. Recommendation to approve an Agreement for Sale and Purchase with David Joyce and D & J Naples Investors, LLC for two (2) parcels totaling 3.41 acres under the Conservation Collier Land Acquisition Program, at a cost not to exceed \$93,400. (District 5)**
- 16.C.19. Recommendation to approve an Agreement for Sale and Purchase with Lois J. Behnke for a 1.14-acre parcel under the Conservation Collier Land Acquisition Program, at a cost not to exceed \$57,800. (District 5)**
- 16.C.20. Recommendation to approve an Agreement for Sale and Purchase with Mark Troy Meyer as Successor Trustee of the Virginia M. Meyer Trust Agreement, dated December 28, 1996, for a 1.59-acre parcel under the Conservation Collier Land Acquisition Program, at a cost not to exceed \$72,850. (District 5)**
- 16.C.21. Recommendation to approve an Agreement for Sale and Purchase with Richard D. Arnay and Joan Arnay Halperin, for a 1.14-acre parcel under the Conservation Collier Land Acquisition Program, at a cost not to exceed \$30,600. (District 5)**

16.D. PUBLIC SERVICES DEPARTMENT

- 16.D.1. *** This Item continued from the June 28, 2022, BCC Meeting. *** Recommendation to award Request for Proposals (RFP) No. 22-7946, "Purchase of Ski Boat," to Nautiques of Orlando, LLC, for the purchase of a ski boat in the amount of \$94,204 from Project 80418 Regional Parks off-road vehicles and equipment. (District 4)**
- 16.D.2. Recommendation to approve Second Amendment to Interlocal Agreement between Collier County and the City of Naples governing use of City of Naples beach parking facilities and park and recreation programs extending the term to June 30, 2023, and revising the payment schedule to a monthly basis based on \$1.5M per year. (All Districts)**

- 16.D.3. Recommendation to authorize the Chairman to sign a Memorandum of Agreement with the Florida Fish and Wildlife Conservation Commission to allow youth hunts at Pepper Ranch Preserve in November 2022, January 2023, and February 2023. (District 5)**
- 16.D.4. Recommendation to approve a Budget Amendment to (1) increase the FY 2021-2022 allocation by \$81,723 and (2) recognize \$15,241.19 in program income for the State Housing Initiatives Partnership Program. (SHIP Grant Fund 791) (All Districts)**
- 16.D.5. Recommendation to approve the State Housing Initiatives Partnership Program Annual Report and authorize the Chairman to sign the Local Housing Incentive Certification for the closeout of Fiscal Year 2019/2020, interim for Fiscal Year 2020/2021 and authorize the electronic submission to Florida Housing Finance Corporation to ensure compliance with program requirements. (SHIP Grant Fund 791) (All Districts)**
- 16.D.6. Recommendation to approve and authorize the Chairman to sign eleven (11) mortgage satisfactions for the State Housing Initiatives Partnership loan program in the amount of \$126,625 and approve the associated Budget Amendment to appropriate repayment amount totaling \$76,165.46 (SHIP Grant Fund 791). (All Districts)**
- 16.D.7. Recommendation to terminate for convenience two (2) agreements with Collier County Hunger and Homeless Coalition, Inc., the first for HOME Tenant Based Rental Assistance and the second for Emergency Solutions Grant COVID. (Housing Grants Fund 705) (All Districts)**
- 16.D.8. Recommendation to approve “After-the-Fact” agreements and attestation statements with the Area Agency on Aging for Southwest Florida, Inc., Community Care for the Elderly, Alzheimer’s Disease Initiative, and Home Care for the Elderly grant programs for Collier County’s Services for Seniors Program and authorize Budget Amendments in the amount of \$241,441.61 to ensure continuous funding for FY2022/2023. (Human Service Grant Fund 707) (All Districts)**
- 16.D.9. Recommendation to approve Year 2 of a 3-year Centers for Disease Control and Prevention grant award to support the Community Health Workers for COVID-19 Response for Resilient Communities Program in the amount of \$421,744 and authorize the necessary Budget Amendment. (Housing Grant Fund 705) (All Districts)**
- 16.D.10. Recommendation to approve and authorize the Chairman to sign the Memorandum of Understanding between Collier County and the Central/South Florida Prescribed Fire Working Group for prescribed fire operations. (All Districts)**

- 16.D.11. Recommendation to approve Agreement #22-031-NS “Delnor-Wiggins Law Enforcement Special Detail Agreement”, with Collier County Sheriff’s Office for intersection control outside of Delnor-Wiggins State Park and authorize expenditures under the Agreement and approved Exemption. (District 2)**

16.E. ADMINISTRATIVE SERVICES

- 16.E.1. Recommendation to award Request for Proposal (“RFP”) No. 22-7971, “Property, Casualty and Workers’ Compensation Third Party Administration Services,” to Johns Eastern Company, Inc., and authorize the Chairman to sign the attached agreement. (All Districts)**
- 16.E.2. 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 third quarter of FY 22. (All Districts)**
- 16.E.3. Recommendation to approve the First Amendment to the Agreement # 17-7209 “Managed Care & Preferred Provider Payor Network” with Naples Physician Hospital Organization, Inc. d/b/a Community Health Partners and approve expenditures under the First Amendment and approved Single Source Waiver. (All Districts)**
- 16.E.4. Recommendation to approve the Second Amendment to Agreement # 16-6646 “Onsite Health Advocacy Coaching Services” with Naples Physician Hospital Organization, Inc. d/b/a Community Health Partners and approve expenditures under the Second Amendment and Single Source Waiver. (All Districts)**
- 16.E.5. Recommendation to recognize accrued interest from the period April 1, 2022, through June 30, 2022, earned by EMS County Grant, Project No. 33655, and appropriate funds for a total amount of \$322.49. (All Districts)**
- 16.E.6. Recommendation to approve and authorize the submittal of a Florida Emergency Medical Services County Grant Application, the Request for Grant Fund Distribution Form and Resolution for the funding of Training and Medical/Rescue Equipment in the amount of \$72,756.00, confirming that the grant funds will not supplant the EMS budget. (All Districts)**
- 16.E.7. Recommendation to authorize the Procurement Services Director to procure goods or services from vendors that have been awarded a contract as a result of a competitive selection process by a federal, state, or municipal government, or any other governmental agency, political subdivision, or government-related association or a purchasing cooperative, provided that the originating entity utilized a competitive process similar to Collier County’s, and authorize the County Manager or designee to sign agreements associated with those purchases. (All Districts)**

- 16.E.8. Recommendation to approve the administrative report prepared by the Procurement Services Division for disposal of property and notification of revenue disbursement. (All Districts)**
- 16.E.9. Recommendation to approve the administrative report prepared by the Procurement Services Division for disposal of property and notification of revenue disbursement. (All Districts)**
- 16.E.10. Recommendation to approve the administrative reports prepared by the Procurement Services Division for change orders and other contractual modifications requiring Board approval. (All Districts)**
- 16.E.11. Recommendation to authorize expenditures exceeding the \$50,000 competitive threshold, under an Exemption from the Competitive Process, through fiscal year 2027, for Braxton College. (All Districts)**
- 16.E.12. Recommendation to award Group Vision insurance to Vision Service Plan (VSP) for a four (4) year period effective January 1, 2023. (All Districts)**
- 16.E.13. Recommendation to approve the purchase of Aircraft and Airport Insurance for FY 2023 from the Chubb/ ACE Property & Casualty Insurance Company in the annual amount of \$234,796. (All Districts)**

16.F. COUNTY MANAGER OPERATIONS

- 16.F.1. Board ratification of Summary, Consent and Emergency Agenda Items approved by the County Manager during the Board's scheduled recess. (In Absentia Meeting(s) dated July 26, 2022; August 9, 2022; and August 23, 2022) (All Districts)**
- 16.F.2. Recommendation to enter into a revised Tri-Party Developer Contribution Agreement with Ave Maria Development LLLP, and the School District, related to the construction of a new public elementary school within the Town of Ave Maria, by request of the District School Board of Collier County (School District). (All Districts)**
- 16.F.3. Recommendation to authorize budget amendments appropriating approximately \$1,438,252,900 of unspent FY 2022 capital project and grant budgets into fiscal year 2023. (All Districts)**
- 16.F.4. Recommendation to approve a report covering budget amendments impacting reserves up to and including \$25,000, and moving funds in an amount up to and including \$50,000. (All Districts)**
- 16.F.5. Recommendation to adopt a resolution approving amendments (appropriating grants, donations, contributions, or insurance proceeds) to the FY21-22 Adopted Budget. (All Districts)**
- 16.F.6. Recommendation to approve Change Order No. 3 to Agreement No. 19-7624 (Purchase Order 4500212457), Clam Pass Maintenance Dredging, to TSI Disaster Recovery, LLC, in the amount of \$41,730.00. (District 2)**

16.G. AIRPORT AUTHORITY

16.H. BOARD OF COUNTY COMMISSIONERS

- 16.H.1. Recommendation to donate a historically significant sculpture from the Deltona era to the Marco Island Historical Society. (Commissioner LoCastro) (All Districts)**
- 16.H.2. Recommendation to direct staff to hire a vendor to conduct an independent vessel impact study for the Rock Creek area and provide the results to the Florida Fish and Wildlife Conservation Commission (FWC). (District 4)**
- 16.H.3. Recommendation to direct staff to amend the LDC and Administrative Code to require mailed notice to abutting residential property owners when a petition for Site Development Plan or Site Development Plan amendment is filed for commercial property. (All Districts)**

16.I. MISCELLANEOUS CORRESPONDENCE

16.J. OTHER CONSTITUTIONAL OFFICERS

- 16.J.1. Recommendation to approve the removal of uncollectible accounts receivable in the amount of \$45.00 from the financial records of the Collier County Supervisor of Elections Office. (All Districts)**
- 16.J.2. Request that the Board approve and determine valid public purpose for invoices payable and purchasing card transactions as of September 7, 2022. (All Districts)**

16.K. COUNTY ATTORNEY

- 16.K.1. Recommendation to declare a vacancy on the Code Enforcement Board. (All Districts)**
- 16.K.2. Recommendation to appoint two members to the Public Transit Advisory Committee. (All Districts)**
- 16.K.3. Recommendation to appoint a member to the Land Acquisition Advisory Committee. (All Districts)**
- 16.K.4. Recommendation to authorize the applications for tax deeds for seven (7) County-held tax certificates and the forwarding of a written notice to proceed with tax deed applications to the Tax Collector. (All Districts)**
- 16.K.5. Recommendation to approve the mediated Settlement Agreement and Mutual Release resulting from the pre-suit dispute resolution process in the agreement between Collier County and PWC Joint Ventures, LLC, and recommendation to authorize the Chairman to sign the attached agreement. (All Districts)**

- 16.K.6. Recommendation to approve a Stipulated Final Judgment in the total amount of \$171,000 plus \$56,340 in statutory attorneys' and experts' fees and costs, for the taking of Parcel 193FEE required for the Vanderbilt Beach Road Extension Project No. 60168. (All Districts)**
- 16.K.7. Recommendation to approve a Stipulated Final Judgment in the total amount of \$139,225.24, including attorneys' fees and experts' fees and costs, for the taking of Parcel 326RDUE required for the Vanderbilt Beach Road Extension Project No. 60168. (All Districts)**
- 16.K.8. Recommendation to approve a Stipulated Final Judgment in the amount of \$102,950 plus \$26,254.35 in statutory attorney fees, supplemental attorneys' fees, and experts' fees and costs for the taking of Parcel 1167FEE plus an amount not to exceed \$3,000 for additional apportionment attorneys' fees required for the Vanderbilt Beach Road Extension Project No. 60168. (All Districts)**
- 16.K.9. Recommendation to approve a Stipulated Final Judgment in the amount of \$89,000 plus \$34,316.49 in statutory attorney and experts' fees and costs for the taking of Parcel 106FEE required for the Vanderbilt Beach Road Extension Project No. 60168. (All Districts)**
- 16.K.10. Recommendation to approve a Stipulated Final Judgment in the total amount of \$29,362.77, including attorneys' fees and experts' fees and costs, for the taking of Parcel 325RDUE required for the Vanderbilt Beach Road Extension Project No. 60168. (All Districts)**
- 16.K.11. Recommendation to approve a Stipulated Final Judgment in the amount of \$100,000 plus \$26,141.58 in statutory attorney fees, apportionment attorneys' fees, and experts' fees and costs for the taking of Parcel 1129FEE, plus an amount not to exceed \$3,000 for additional apportionment attorneys' fees required for the Vanderbilt Beach Road Extension Project No. 60168. (All Districts)**
- 16.K.12. Recommendation to approve a Stipulated Final Judgment in the amount of \$106,000 plus \$26,584.94 in statutory attorney fees, apportionment fees, and experts' fees and costs for the taking of Parcel 1169FEE, plus an amount not to exceed \$3,000 for additional apportionment attorneys' fees required for the Vanderbilt Beach Road Extension Project No. 60168. (All Districts)**
- 16.K.13. Recommendation to approve a Stipulated Final Judgment in the amount of \$113,000 plus \$24,148.39 in statutory attorney fees, apportionment fees, and experts' fees and costs for the taking of Parcel 1242FEE, plus an amount not to exceed \$3,000 for additional apportionment attorneys' fees required for the Vanderbilt Beach Road Extension Project No. 60168. (All Districts)**

- 16.K.14. Recommendation to approve a Stipulated Final Judgment in the amount of \$645,000 plus \$78,175.63 in statutory attorney fees, apportionment attorneys' fees, and experts' fees and costs for the taking of Parcel 167FEE required for the Vanderbilt Beach Road Extension Project No. 60168. (All Districts)**
- 16.K.15. Recommendation to approve a Stipulated Final Judgment in the amount of \$89,000 plus \$37,132.19 in statutory attorney and experts' fees and costs for the taking of Parcel 105FEE required for the Vanderbilt Beach Road Extension Project No. 60168. (All Districts)**
- 16.K.16. Recommendation to approve a Stipulated Final Judgment in the amount of \$122,100 plus \$26,212.66 in statutory attorney and experts' fees and costs for the taking of Parcel 213FEE required for the Vanderbilt Beach Road Extension Project No. 60168. (All Districts)**

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 continued from the July 21, 2022, BCC Meeting. ***
Recommendation to amend Ordinance No. 75-16, as amended, to authorize the Chairman to better deal with disorderly persons, including requesting law enforcement officers remove disorderly persons when conduct interferes with orderly progression of meetings. (All Districts)**
- 17.B. This item requires that ex parte disclosure be provided by Board of Zoning Appeals members. Should a hearing be held on this item, all participants are required to be sworn in. Zoning Petition - PL20190000360 Seminole Trail Government Center Conditional Use. Recommendation to approve a Resolution for the establishment of a conditional use to allow the development of Safety Services and related government uses as an essential service in the Conservation zoning district within the Area of Critical State Concern and Special Treatment Overlay (CON-ACSC/ST) pursuant to Section 2.03.09.B.1.c.2, of the Collier County Land Development Code. The property is 1.83+/- acres and is described as Lots 18 and 19 of Paolita Acres, an unrecorded subdivision, and is located on the north side of Tamiami Trail East (US 41) approximately 0.85 miles from Collier County's eastern boundary in Section 36, Township 53 South, Range 34 East, Collier County, Florida. (Companion to Item 16A3) (District 5)**

- 17.C. Recommendation to adopt resolutions approving the preliminary assessment rolls as the final assessment rolls, and adopting same as the non-ad valorem assessment rolls for the purpose of utilizing the uniform method of collection pursuant to Section 197.3632, Florida Statutes, for Solid Waste Municipal Service Benefit Units, Service District No. I and Service District No. II, Special Assessment levied against certain residential properties within the unincorporated area of Collier County, the City of Marco Island, and the City of Everglades City, pursuant to Collier County Ordinance 2005-54, as amended. Revenues are anticipated to be \$30,930,600. (All Districts)**

18. ADJOURN

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