

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

December 13, 2022

9:00 AM

Commissioner William L. McDaniel, Jr., District 5; – Chair – CRAB Co-Chair
Commissioner Rick LoCastro, District 1; – Vice Chair
Commissioner Chris Hall, District 2
Commissioner Burt Saunders, District 3
Commissioner Dan Kowal, 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 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 Pastor Tracy Boyd of Grow Church

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.A.1. November 8, 2022 - BCC Meeting Minutes

2.A.2. Recommendation that the Board appoint its members to the Community Redevelopment Agency, the Tourist Development Council, the Community and Economic Development Board, the Affordable Housing Advisory Committee, the Public Safety Coordinating Council, and the Southwest Florida Regional Planning Council.

3. AWARDS AND RECOGNITIONS

3.A. EMPLOYEE

3.A.1. 20 YEAR ATTENDEES

3.A.1.a. 20 Years, Jose Dominguez - Information Technology - Manager of Customer Relations & App's Management

3.A.1.b. 20 Years, John Gillett Jr. - Water - Plant Operator II

3.A.1.c. 20 Years Lorraine Lantz - Capital Project Planning/Impact Fees/Program Management - Planner III

3.A.1.d. 20 Years, Roosevelt Leonard Jr. - Facilities Management - Review Appraiser II

3.A.1.e. 20 Years, Leonor Montelongo - Parks & Recreation - Supervisor

3.A.1.f. 20 Years, Hemantha Ranatunge - Facilities Management - Supervisor of Building Maintenance

3.A.2. 25 YEAR ATTENDEES

3.A.2.a. 25 Years, Jesus Diaz - Fleet Management - Automotive Technician II

3.A.3. 30 YEAR ATTENDEES

3.A.4. 35 YEAR ATTENDEES

3.A.4.a. 35 Years, Noemi Garcia - Emergency Medical Services - Division Chief

3.B. ADVISORY BOARD MEMBERS

3.C. RETIREES

3.D. EMPLOYEE OF THE MONTH

4. PROCLAMATIONS

4.A. Proclamation designating January 13, 2023, as Rev. Dr. Martin Luther King Jr. Prayer Breakfast Day in Collier County. To be accepted by Bishop Ric L. Neal and distinguished guests.

5. PRESENTATIONS

5.A. Presentation of the Collier County Business of the Month for December 2022 to The Naples Money Managers. The award will be accepted by John Kinhead, Vice President of Wealth Management and Dawn Litchfield Brown, Co-Founder. Also present are Michael Dalby, CEO, and Bethany Sawyer, Vice President of Membership and Investors, the Greater Naples Chamber of Commerce.

5.B. Presentation of the 2022 Great Places in Florida People's Choice Award to Bayshore Drive. The award will be presented by Wiatt Bowers, American Planning Association, Florida Chapter President. The award will be accepted by Karen Beatty, Chairwoman, Local Redevelopment Advisory Board, Bayshore Gateway Triangle Community Redevelopment Area. Also attending will be Maurice Gutierrez, Chairman Bayshore Beautification MSTU. (District 4)

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. Recommendation to review and approve the 2022 combined Annual Update and Inventory Report (AUIR) on Public Facilities and Schedule of Capital Improvements as provided for in Section 6.02.02 of the Collier County Land Development Code and Section 163.3177(3)(b), Florida Statutes and adopt a Resolution that updates the 5-Year Capital Improvement Schedules. (PL20220004369) (All Districts)

- 9.B. This item requires 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 adopt an Ordinance of the Board of County Commissioners of Collier County, Florida amending Ordinance Number 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 Rural Agricultural (A) zoning district to a Residential Single Family-4 (RSF-4) zoning district, to allow up to 13 single family dwelling units with a maximum density of up to 2.45+/- dwelling units per acre on property located at 5715 Maple Lane, west of the Myrtle Cove Acres Unit 1 Subdivision, north of Maple Lane, and southwest of Tamiami Trail East, in Section 30, Township 50 South, Range 26 East, Collier County, Florida. (Zoning Petition RZ-PL20210002449) (District 1)
- 9.C. *** This Item to be heard no sooner than 1:00 PM. *** This item requires that all participants be sworn in, and ex parte disclosure be provided by Commission members. Recommendation to approve a Resolution designating 681.5 acres within the Rural Lands Stewardship Area Zoning Overlay District as a Stewardship Receiving Area, to be known as the Brightshore Village Stewardship Receiving Area, which will allow development of a maximum of 2,000 residential dwelling units, of which a minimum of 10% will be multi-family dwelling units, a minimum of 10% will be single family detached, and a minimum of 10% will be single family attached or villa; a minimum of 106,000 and a maximum of 120,000 square feet of commercial development in the village center context zone; a maximum of 100,000 square feet of indoor self storage in the village center context zone; a minimum of 20,000 square feet of civic, governmental, and institutional uses in the village center context zone; senior housing including assisted living facilities and continuing care retirement communities limited to 300 units in the SRA; and no commercial uses in the neighborhood general context zone; and 15 acres of amenity center sites; all subject to a maximum PM peak hour trip cap; and approving the Stewardship Receiving Area Credit Agreement for Brightshore Village Stewardship Receiving Area and establishing that 5198.4 stewardship credits are being utilized by the designation of the Brightshore Village Stewardship Receiving Area. The subject property is located north of Immokalee Road, northeast of the intersection of Red Hawk Lane and Immokalee Road in Sections 18 and 19, Township 47 South, Range 28 East, Collier County, Florida. (Companion Item to be heard at the same time as Items 9D, 11B, and 11C) [PL20210001067] (District 5)
- 9.D. *** This Item to be heard no sooner than 1:00 PM. *** Recommendation to consider Adoption of an Ordinance establishing the Brightshore Community Development District (CDD) pursuant to Section 190.005(2), Florida Statutes. (Companion Item to be heard at the same time as Items 9A, 11B, and 11C) [PL20220003103] (District 5)

10. BOARD OF COUNTY COMMISSIONERS

- 10.A. Recommendation to direct the County Attorney to advertise, and bring back for a public hearing, an ordinance repealing Ordinance No. 2022-43, which requires residential landlords to provide sixty (60) days written notice of a rental increase over 5% to tenants with leases of one year or longer. (Sponsored by Commissioner Hall) (All Districts)

11. COUNTY MANAGER'S REPORT

- 11.A. *** This Item Continued from the September 27, 2022, and November 8, 2022, BCC Meetings. *** Recommendation to approve the Cycle 11A Conservation Collier Active Acquisition List (AAL), approve the revised Acquisition Cycle Ranking Schedule, and direct staff to pursue projects recommended within the A-Category in sequential order, funded by Conservation Collier Land Acquisition Fund (172). (Summer Araque, Environmental Supervisor, Conservation Collier Program) (All Districts)**
- 11.B. *** This Item to be heard no sooner than 1:00 PM. *** Recommendation to approve the Developer Agreement with Hogan Farms, LLC, (Developer) that will reserve right-of-way and stormwater management for the future widening of Immokalee Road, reservation for future intersection improvements at Immokalee Road and Red Hawk Lane, and provide for a commitment to swap land to accommodate intersection improvements at Camp Keais Road and Immokalee Road. Companion Item to remaining Brightshore SRA documents & developer agreement. (Trinity Scott, Transportation Management Services Department Head) (Companion Item to be heard at the same time as Items 9C, 9D, and 11C) (District 5)**
- 11.C. *** This Item to be heard no sooner than 1:00 PM. *** Recommendation to approve the Agreement between Hogan Farms, LLC, (Landowner) and the Board of County Commissioners of Collier County, Florida, acting ex-officio as the Governing Board of the Collier County Water Sewer District (CCWSD) to exclusively provide potable water, wastewater and irrigation quality water services within the Brightshore Stewardship Receiving Area (SRA) development f/k/a Hogan Island Village. (Amia Curry, Director, Public Utilities Finance) (Companion Item to be heard at the same time as Items 9C, 9D, and 11B) (District 5)**

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

- 14.B.1. Recommendation to accept a project update to the Bayshore Drive Redevelopment Project currently under design with Stantec Consulting Services Inc., for the pedestrian connection from Bayshore Drive to Sugden Regional Park. (Debrah Forester, CRA Director) (District 4)**

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 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 an Easement Use Agreement (Agreement), Petition EUA-PL20220000363 for Lot 341, Azure at Hacienda Lakes - Phase 2, according to the plat thereof as recorded at Plat Book 65, Page 72 of the public records of Collier County. (District 1)**
- 16.A.2. Recommendation to approve an agreement for the purchase of Parcel 102FEE required for construction of the Lake Park Flow Way (Project 60246). Estimated Fiscal Impact: \$240,500. The source of funds is stormwater bonds. (All Districts)**
- 16.A.3. Recommendation to authorize the Clerk of Courts to release a Performance Bond in the amount of \$469,336, which was posted as a guaranty for Excavation Permit Number PL20200002511 for work associated with Bonita Bay East - Golf Course Renovations. (District 3)**
- 16.A.4. Recommendation to approve final acceptance of the potable water, irrigation quality water, and sewer facilities and accept the conveyance of the potable water, irrigation quality water, and sewer facilities for SkySail Phase 2 of Phase 1B, PL20220005373. (District 5)**
- 16.A.5. Recommendation to direct staff to advertise and bring back for a public hearing, an Ordinance amending the Land Development Code, to eliminate the \$25,000 minimum value of the Transfer of Development Rights Base Credit in the Rural Fringe Mixed-Use Zoning Overlay District. (All Districts)**
- 16.A.6. Recommendation to approve final acceptance and accept the conveyance of the potable water and a portion of the sewer utility facilities for Antilles, PL20190002585 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.7. Recommendation to approve an extension for completion of required subdivision improvements associated with Valencia Golf and Country Club – Phase 2A (AR-8975) subdivision pursuant to Section 10.02.05 C.2 of the Collier County Land Development Code (LDC). (District 5)**
- 16.A.8. Recommendation to approve final acceptance and accept the conveyance of the potable water and sewer utility facilities for Isles of Collier Preserve Phase 14B, PL20210000201 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.9. Recommendation to approve a Resolution for final acceptance of the private roadway and drainage improvements for the final plat of Del Webb Naples Parcel 213, Application Number PL20160001636, and authorize the release of the maintenance security in the amount of \$46,134.68. (District 5)**
- 16.A.10. Recommendation to approve final acceptance of the potable water and sewer facilities, and accept the conveyance of the potable water and sewer facilities for Ranch at Orange Blossom Phase 5, PL20220003758. (District 5)**
- 16.A.11. Recommendation to approve and submit the 2022 State Housing Initiatives Partnership Incentive Strategies Report to Florida Housing Finance Corporation and Florida Housing Coalition as required by section 420.9076, Florida Statutes. (All Districts)**
- 16.A.12. Recommendation to approve Collier Area Transit (CAT) Public Transportation Agency Safety Plan (PTASP) in accordance with Final Rule 49 C.F.R. Part 673 requirements. (All Districts)**
- 16.A.13. Recommendation to approve the selection committee's ranking, authorize staff to begin contract negotiations with Jacobs Engineering Group Inc., related to Request for Professional Services ("RPS") No. 22-8006 for "Design Services for Wilson Blvd Widening," and direct staff to bring a proposed agreement back for the Board's consideration at a future meeting. (District 5)**
- 16.A.14. Recommendation to approve final acceptance of the sewer facilities, and accept the conveyance of the sewer facilities for Isles of Collier Preserve Phase 17C (Offsite Forcemain), PL20220005057. (District 4)**
- 16.A.15. Recommendation to approve final acceptance of the potable water and sewer utility facilities for Kalea Bay Tower 3, PL20220006349. (District 2)**
- 16.A.16. Recommendation to approve final acceptance of the potable water utility facilities, and accept the conveyance of the water facilities and appurtenant easement for Lakeside of Naples (Watermain Only), PL20220003366. (District 4)**
- 16.A.17. Recommendation to approve a Resolution for final acceptance of the private roadway and drainage improvements for the final plat of Hacienda Lakes Parkway, Application Number PL20200002273, and authorize the release of the maintenance security in the amount of \$71,349.49. (District 1)**
- 16.A.18. Recommendation to approve final acceptance and accept the conveyance of the potable water and sewer utility facilities for Ranch at Orange Blossom, Phase 4, PL20210000205 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 5)**

- 16.A.19. Recommendation to approve price adjustments to Invitation to Bid (“ITB”) No. 19-7544, "Traffic Signs and Related Materials." (All Districts)**
- 16.A.20. Recommendation to approve final acceptance of the sewer utility facilities and accept the conveyance of a portion of the sewer for Compass Place, PL20220005770. (District 4)**
- 16.A.21. Recommendation to authorize payment of outstanding invoice for final Payment Application No. 12 for work performed under Agreement No. 20-7820, by Cougar Contracting, LLC, to construct Triangle Boulevard Transportation Operational Improvements (Project # 60215), and assess \$74,791.00 (29 days @ \$2,579.00 per day) in liquidated damages and waiving 14 days. (District 1)**
- 16.A.22. Recommendation to authorize the Clerk of Courts to release a Performance Bond in the amount of \$25,000, which was posted as a guaranty for Excavation Permit Number PL20200001360 for work associated with Collier’s Reserve – Lake Expansion. (District 2)**
- 16.A.23. Recommendation to approve the State of Florida Department of Environmental Protection Standard Grant Agreement for the Collier County Golden Gate City Water Resource Protection/Restoration Master Plan, in the amount of \$500,000 (Project No. 33842) and authorize \$500,000 in budget amendments for a total project cost of \$1 million. (District 3)**
- 16.A.24. Recommendation to Terminate for Convenience Fixed Term Service Agreement No. 22-7958, “Aquatic Vegetation Maintenance,” with Airboat Addicts, Inc. (All Districts)**
- 16.A.25. Recommendation to approve the electronic submittal of Grant Applications to the Florida Department of Transportation for the Federal Transit Administration Programs 5310, 5311 Rural, and 5339 Rural for Fiscal Year 2023/24 and approve the associated Resolutions to support transit system capital improvements in the amount of \$1,870,272. (5310 and 5311 Match support (\$187,033) from Transportation Disadvantaged Fund 429 Surplus Proceeds; Collier Area Transit Fund (426) Reserves supported by General Fund (001) Annual Transfer) (All Districts)**
- 16.A.26. Recommendation that the Board retroactively approve Change Order No. 2 extending the Substantial and Final Completion Dates by ninety-three (93) days for the Vanderbilt Drive Underground Utility Conversion Phase IV Project, authorize the use of the Owner’s Allowance for the continuation of, and payment for, construction services at no additional cost to the Project under Agreement No. 20-7791, and add an additional fifty (50) contract days to complete the project by March 8, 2023. (District 2)**

- 16.A.27. Recommendation to approve and authorize the Chair to execute an Amendment to the Sunrise Cay II Condominium Settlement Agreement to allow the reconfiguration of the boat dock facilities, subject to Hearing Examiner and staff approval. (District 1)**
- 16.A.28. Recommendation to approve administrative Change Order No. 1 under Agreement No. 21-7850 for additional Temporary Traffic Control Plan equipment covered by the Allowance, and to add additional days required for the construction of the bridge and roadway replacements for the “Bridge Replacement - Bridge Package B-4 Bridges - IMM - Countyline Road” project. (Project No. 66066) (District 5)**
- 16.A.29. Recommendation to approve administrative Change Order No. 2 under Agreement No. 21-7851 for additional temporary traffic control equipment covered by the Allowance, and to add additional days required for construction of bridge and roadway replacements for the “Bridge Replacement - Bridge Package C - 4 Bridges- Oil Well Road” project. (Project No. 66066.12) (District 5)**
- 16.A.30. Recommendation to approve the selection committee’s ranking of Request for Professional Services (“RPS”) No. 22-8001, “Comprehensive Watershed Improvement Project,” and authorize staff to begin contract negotiations with the top-ranked firm, Atkins North America, Inc., so that staff can bring a proposed agreement back for the Board’s consideration at a future meeting. (All Districts)**
- 16.B. COMMUNITY REDEVELOPMENT AGENCY (CONSENT)**

 - 16.B.1. CPF Grant Application Sidewalk Phase 3 Project (District 5)**
- 16.C. PUBLIC UTILITIES DEPARTMENT (CONSENT)**

 - 16.C.1. Recommendation to approve an Agreement for Sale and Purchase with WISC Investment Company, LLC, for 0.39 acres under the Conservation Collier Land Acquisition Program, at a cost not to exceed \$422,600. (District 1)**
 - 16.C.2. Recommendation to approve administrative Change Order #1 for time extension under Construction Agreement No. 21-7912 with R2T, Inc., for the NCRWTP Chemical Bulk Tank Replacement. (Water User Fee Capital Improvement Project Fund (412)) (Project No. 71066) (District 3)**
 - 16.C.3. Recommendation to approve payment of invoices in the amount of \$32,245.46 to Infinite Construction, LLC, regarding Purchase Order No. 4500210113 under Agreement No. 19-7630 concerning the Barefoot Beach North Access Boardwalk & Pavilion Construction Project, and waiving liquidated damages in the amount of \$6,205. (TDC Beach Park Facility Capital Fund (183)) (Project No. 80330) (District 2)**

- 16.C.4. Recommendation to approve payment of invoices to Stanley Consultants, Inc., regarding Purchase Order Number 4500209336 totaling \$4,411.00, pertaining to the Barefoot Beach North Access Boardwalk & Pavilion. (Project No. 80330) (District 2)**
- 16.C.5. Recommendation to approve payment of invoices totaling \$14,090.20 to Curran Young Construction, Inc., regarding Agreement Number 21-7864, as provided in Change Order No. 7, pertaining to work performed at the East Naples Community Park Welcome Center. (Project No. 80414) (District 2)**
- 16.C.6. Recommendation to approve administrative Change Order #7 for a time extension and associated reallocation of funds under Agreement No. 18-7469 with Wood Environmental & Infrastructure, Inc., the Construction Engineering Inspector for the Big Corkscrew Island Regional Park. (Project No. 80039.1.3) (District 2)**
- 16.C.7. Recommendation to award Invitation to Bid (“ITB”) No. 22-7986, “Pest Control - County Facilities,” to Power Exterminators, Inc., d/b/a PowerX, as the primary vendor, and Southern Service Solutions LLC, as secondary vendor, and authorize the Chairman to sign the attached agreement. (All Districts)**
- 16.C.8. Recommendation to award Invitation to Bid (“ITB”) No. 22-8009, “Collier County Portable Toilet Rental and Services,” to John To Go FL LLC, as primary vendor, and J.W. Craft, Inc., as secondary vendor, and authorize the Chairman to sign the attached agreements. (All Districts)**
- 16.C.9. Recommendation to approve a \$563,380 work order under a Request for Quotation (“RFQ”) for Agreement No. 20-7800 to Douglas N. Higgins, Inc., and authorize the Chairman to sign the work order for modifications to North Reverse Osmosis Well #10. (Project No. 70085) (All Districts)**
- 16.C.10. Recommendation to approve administrative Change Order No. 5 to Agreement No. 19-7637, “Golden Gate City Transmission Water Main Improvements,” with Johnson Engineering Inc., in the amount of \$35,386. (Projects 51029 and 70253) (District 3)**
- 16.C.11. Recommendation to approve a Certification of Financial Responsibility, as required by the Florida Department of Environmental Protection, for the renewal of an operating permit for the deep injection well system at the Collier County North Regional Water Treatment Plant. (Water/Sewer Operating Fund (408)) (District 5)**
- 16.C.12. Recommendation to waive liquidated damages against Fort Construction Group of Naples Inc., pertaining to the construction of the Caxambas Park Community Center Project under Agreement No. 20-7790, approve all previous administratively authorized Change Orders, and authorize payment of any pending or final payment applications subject to the contractor providing all required backup documentations prerequisite to processing payment. (Project 80394.3) (District 1)**

- 16.C.13. To approve the selection committee’s ranking and authorize staff to begin contract negotiations with Jacobs Engineering Group Inc., related to RPS No. 22-8011 for “Design Services for Wilson Blvd Wellhouse & Infrastructure Improvements,” so that a proposed agreement can be brought to the Board for consideration at a future meeting. (All Districts)**
- 16.C.14. Recommendation to award Invitation to Bid (“ITB”) No. 22-7957 “Electrical Component Services” to Swanson’s Electric Inc., and authorize the Chairman to sign the attached Agreement. (All Districts)**
- 16.C.15. Recommendation to approve Change Order No. 13 to Collier County Sport Complex Phase 2.1 and 2.2A of Agreement No. 17-7198 with Manhattan Construction (Florida), Inc., for time extension of 60 days. (Project 50156) (District 3, District 5)**
- 16.C.16. Recommendation that the Board of County Commissioners, acting ex-officio as the Governing Board of the Collier County Water-Sewer District, adopt a Resolution authorizing the execution and delivery of a rate lock agreement with JPMorgan Chase Bank, N. A., related to the potential refunding of the Collier County Water-Sewer District’s Water and Sewer Refunding Revenue Bonds, Series 2016. (All Districts)**
- 16.C.17. Recommendation that the Board of County Commissioners, acting ex-officio as the Governing Board of the Collier County Water-Sewer District, authorizes expenditures which serve a public purpose to provide awards for school-age children to incentivize participation in Collier County Water Sewer-District (CCWSD) Water Conservation campaigns. (All Districts)**

16.D. PUBLIC SERVICES DEPARTMENT (CONSENT)

- 16.D.1. Recommendation to authorize Budget Amendments totaling \$400,000 transferring reserves of \$300,000 within Domestic Animal Services Donation Fund (180) for animal medical treatment and reserves of \$100,000 within Domestic Animal Services Neutering Fund (610) for veterinarian fees related to neuter/spay. (All Districts)**
- 16.D.2. Recommendation to authorize the necessary Budget Amendments to reflect the estimated funding for Calendar Year 2023 Older Americans Act Programs in the amount of \$2,329,059.53, and the estimated cash match of \$253,036.78, of which \$131,108.12 is met through local vendors. (Human Services Grant Fund 707) (All Districts)**
- 16.D.3. Recommendation to approve an “After-the-Fact” first amendment and attestation statement with the Area Agency on Aging for Southwest Florida, Inc., for Community Care for the Elderly and Alzheimer’s Disease Initiative grant programs to increase the contract amount by \$50,000 and \$307,985.60, revision to the Annual Budget Summary (Attachment VIII & Attachment X), and the supporting Budget Amendments. (Human Services Grant Fund 707) (All Districts)**

- 16.D.4. Recommendation to approve and authorize the Chairman to sign the Second Amendment to the Agreement between Collier County and Collier Health Services, Inc., for the Community Health Workers for COVID-19 Response for Resilient Communities program and increase the subrecipient award amount by \$388,069, to a total award of \$782,524. (Housing Grant Fund 705) (All Districts)**
- 16.D.5. Recommendation to approve and authorize the Chairman to sign the Second Amendment to the subrecipient agreement between Collier County and Rural Neighborhoods, Incorporated to allocate an additional \$291,679 in CDBG-CV funds and extend the period of performance through June 30, 2023, for the Housing Opportunities Center in Immokalee. (Housing Grant Fund 705) (All Districts)**
- 16.D.6. Recommendation to approve one (1) Department of Economic Opportunity Community Development Block Grant Mitigation Critical Facilities Hardening program subrecipient grant agreement between Collier Health Services, Inc., dba Healthcare Network, and Collier County to provide \$206,240 in funding for a hardening project of the Marion E. Feather Medical Center in Immokalee. (All Districts)**
- 16.D.7. Recommendation to accept and appropriate a donation of \$100,000 from the Friends of the Library of Collier County, Inc., to the Collier County Public Library for the purchase of eBooks and eAudio to enhance the Library's electronic materials collection, and to authorize the necessary Budget Amendment. (All Districts)**
- 16.D.8. Recommendation to accept an award from the U.S. Department of Housing and Urban Development in the amount of \$861,716 for the ESG-RUSH (Rapid Unsheltered Survivor Housing) grant; authorize the Chairman to execute the grant agreement(s) and required SF424s upon receipt by the County; authorize the necessary Budget Amendment; and approve a substantial amendment to Collier County's U.S. Department of Housing and Urban Development FY2022-2023 Annual Action Plan. (Housing Grants Fund 705) (All Districts)**
- 16.D.9. Recommendation for the Board of County Commissioners to approve the allocation of the Local Assistance and Tribal Consistency Fund allocation from the U.S. Treasury in the amount of \$1,790,192, authorize the County Manager or designee to execute the agreement, any necessary budget amendments, and any sub-award agreements. (Housing Grants Fund 705) (All Districts)**

- 16.D.10. Recommendation to approve the Collier County Consolidated Annual Performance and Evaluation Report for the U.S. Department of Housing and Urban Development for Community Development Block Grant (CDBG), HOME Investment Partnership (HOME), Emergency Solutions Grant (ESG), Community Development Block Grant (CDBG-CV), Emergency Solutions Grant-CV (ESG-CV) and HOME Investment Partnership-ARP (HOME-ARP) for Fiscal Year 2022 as required; approve the Consolidated Annual Performance and Evaluation Report Resolution; and authorize the Chairman to certify the Consolidated Annual Performance and Evaluation Report (CAPER) for submission to U.S. Department of Housing and Urban Development. (Housing Grant Fund 705) (All Districts)**

16.E. ADMINISTRATIVE SERVICES (CONSENT)

- 16.E.1. Recommendation to approve the purchase of Group Health Reinsurance through SunLife in the estimated amount of \$708,022, effective January 1, 2023. (All Districts)**
- 16.E.2. 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.3. Recommendation to award Request for Proposal (“RFP”) # 22-7977, “Group Health & Dental Plan Administration Services,” to Allegiance Benefit Plan Management, Inc., and authorize the Chairman to sign the attached agreement. (All Districts)**
- 16.E.4. Recommendation to approve an amended Agreement with Braxton College to provide EMS department classroom instruction and supervised skill training and experience to students enrolled in Emergency Medical Services Technology Programs. (All Districts)**
- 16.E.5. Recommendation to renew Collier County’s annual Certificate of Public Convenience and Necessity (COPCN) for Collier County Emergency Medical Services to provide Class 1 Advanced Life Support Transport (ALS) for one year and authorize the Chairman to execute the Permit and Certificate. (All Districts)**
- 16.E.6. Recommendation to approve an Assumption Agreement assigning all rights, duties and benefits, and obligations to Enviroserve Inc. concerning Agreement No. 18-7487 “Collection and Recycling of Latex Paint.” (All Districts)**
- 16.E.7. Recommendation to approve the administrative report prepared by the Procurement Services Division for contractual modifications requiring Board approval. (All Districts)**
- 16.E.8. Recommendation to award Invitation to Bid (“ITB”) No. 22-8039, “Fasteners and Wheel Weights” to Lawson Products, Inc. (All Districts)**

- 16.E.9. Recommendation to recognize accrued interest from the period July 1, 2022, through September 30, 2022, earned by EMS County Grant, Project No. 33655, and appropriate funds for a total amount of \$457.67. (All Districts)**
- 16.E.10. Recommendation to approve an annual maintenance agreement #23-005-NS with Stryker Corporation for Procure Services on previously standardized EMS ambulance equipment and authorize expenditures under a single source Waiver. (All Districts)**
- 16.E.11. Recommendation to approve an Interlocal Agreement for Mutual Aid between Collier County and Broward County Sheriff's Office for Emergency Medical Services. (All Districts)**
- 16.E.12. Recommendation to accept an award of \$72,756.00 in grant funds from the State of Florida Department of Health, Bureau of Emergency Medical Services, and to approve necessary Budget Amendments. (All Districts)**

16.F. COUNTY MANAGER OPERATIONS (CONSENT)

- 16.F.1. Recommendation to approve and authorize the Chair to execute a Federally Funded Subgrant Agreement to accept the annual Emergency Management Performance Grant G0380 (EMPG) in the amount of \$109,275 for emergency management planning, response, and mitigation efforts and to authorize the necessary budget amendments. (Project No. 33820) (All Districts)**
- 16.F.2. Recommendation to approve a Certificate of Public Convenience and Necessity for Advanced Life Support (ALS) non-transport services for one year to the City of Naples Fire-Rescue concurrent with the approval of an accompanying Interlocal Agreement (ILA) and authorize the Chairman to execute the ILA, Permit, and Certificate. (All Districts)**
- 16.F.3. Recommendation to adopt a resolution approving amendments (appropriating grants, donations, contributions, or insurance proceeds) to the FY22-23 Adopted Budget. (All Districts)**
- 16.F.4. Recommendation to authorize budget amendments to re-establish budgeted transfers from Road Impact Fee District 4 Fund (336) to the Sports Complex Fund (370) to provide funding for the Wilson Benfield Road Extension project in the amount of \$4,246,823.16. (All Districts)**
- 16.F.5. Recommendation to authorize expenditures through an Exemption from the Competitive Process to J.W. Marriott Marco Island for tourism promotional expenses up to \$100,500 per year for a five-year period and to make a finding that this expenditure promotes tourism. (All Districts)**

- 16.F.6. Recommendation to authorize expenditures through an Exemption from the Competitive Process to Visit Florida for destination marketing programs for a five-year period in the amount of \$150,000 per year and to make a finding that these expenditures promote tourism. (All Districts)**
- 16.F.7. Recommendation to approve a Memorandum of Understanding (MOU) between Collier County and Naples Community Healthcare System (NCH) for mutual participation in the County's 800mhz Public Safety Communications System. (All Districts)**
- 16.F.8. Recommendation to approve the use of Tourist Development Tax Promotion Funds to support the Everglades City Triathlon and the Hookem in the Glades Fishing Tournament for a total of \$2,000 and make a finding that this expenditure promote tourism. (All Districts)**
- 16.F.9. Recommendation to authorize the County Manager, as authorized agent, to execute a Federally Funded Subaward and Grant Agreement through the Florida Division of Emergency Management for reimbursement of expenditures associated with preparation for and recovery from Hurricane Ian. (IAN FEMA Subaward Grant Agreement) (All Districts)**

16.G. AIRPORT AUTHORITY (CONSENT)

- 16.G.1. Recommendation that the Board of County Commissioners, acting as the Airport Authority, authorize its Chairman to execute the attached Collier County Airport Authority Standard Form Lease Agreement with Royale Air Service, Inc., dba Salt Island Seaplanes, for vacant aeronautical use office space at the Marco Island Executive Airport. (District 1)**

16.H. BOARD OF COUNTY COMMISSIONERS (CONSENT)

16.I. MISCELLANEOUS CORRESPONDENCE (CONSENT)

- 16.I.1. December 13, 2022, BCC Miscellaneous Correspondence (All Districts)**

16.J. OTHER CONSTITUTIONAL OFFICERS (CONSENT)

- 16.J.1. Recommendation to accept the Clerk's report indicating no interest paid pursuant to Florida Statute 218.78 for the fiscal year ended September 30, 2022. (All Districts)**
- 16.J.2. 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 October 27, 2022, and November 9, 2022, pursuant to Florida Statute 136.06. (All Districts)**

- 16.J.3. Request that the Board approve and determine valid public purpose for invoices payable and purchasing card transactions as of November 16, 2022. (All Districts)**
- 16.J.4. Report to the Board regarding the investment of County funds as of the quarter ended September 30, 2022. (All Districts)**
- 16.J.5. Recommendation to authorize execution of the budget amendment to increase current funding for the Collier County Sheriff's General Fund (Law Enforcement) in the amount of \$2.4M in order to cover Overtime, the benefits on Overtime, and operating expenses related to Hurricane Ian. (All Districts)**
- 16.J.6. To record in the minutes of the Board of County Commissioners, the check number (or other payment method), amount, payee, and purpose for which the referenced disbursements were drawn for the periods between November 10, 2022, and November 30, 2022, pursuant to Florida Statute 136.06. (All Districts)**
- 16.J.7. Request that the Board approve and determine valid public purpose for invoices payable and purchasing card transactions as of December 7, 2022. (All Districts)**
- 16.K. COUNTY ATTORNEY (CONSENT)**
- 16.K.1. Recommendation to approve a Stipulated Final Judgment in the amount of \$38,000 plus \$12,731 in statutory attorney and experts' fees and costs for the taking of Parcel 279RDUE required for the Vanderbilt Beach Road Extension Project No. 60168. (All Districts)**
- 16.K.2. Recommendation to appoint a new alternate member to the Collier County Code Enforcement Board, and to reclassify a current alternate member as a regular member. (All Districts)**
- 16.K.3. Recommendation to reappoint a member to the Golden Gate Community Center Advisory Board. (District 3)**
- 16.K.4. Recommendation to reappoint two members to the Library Advisory Board. (All Districts)**
- 16.K.5. Recommendation to reappoint two members to the Emergency Medical Authority. (All Districts)**
- 16.K.6. Recommendation to approve a Stipulated Final Judgment in the amount of \$125,500 plus \$20,974.09 in statutory attorney fees, apportionment fees, experts' fees and costs, and an amount not to exceed \$3,000 for additional apportionment costs if needed for the taking of Parcel 1245RDUE required for the Vanderbilt Beach Road Extension Project No. 60168. (All Districts)**
- 16.K.7. Recommendation to reappoint three members to the Parks and Recreation Advisory Board. (All Districts)**

- 16.K.8. Recommendation to reappoint a member to the Historic/Archaeological Preservation Board. (All Districts)**
- 16.K.9. Recommendation to appoint a member to the Housing Finance Authority. (All Districts)**
- 16.K.10. Recommendation to reappoint a member to the Industrial Development Authority. (All Districts)**
- 16.K.11. Recommendation to reappoint a member to the Immokalee Beautification Advisory Committee. (District 5)**
- 16.K.12. Recommendation to approve a Stipulated Final Judgment in the amount of \$131,250 plus \$31,575 in statutory attorney and experts' fees and costs for the taking of Parcel 116FEE 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 \$171,000 for the taking of Parcel 1110FEE 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. Recommendation to approve an Ordinance amending Ordinance Number 2004-41, as amended, the Collier County Land Development Code, which includes 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 (C-2) zoning district to a Commercial Planned Unit Development (CPUD) zoning district for the project to be known as Everglades Equipment Group CPUD, to allow the development of up to 13,500 square feet of retail nursery and garden supply store and 15,000 square feet of (C-2) commercial uses and by providing an effective date. The subject 7.19± acre property is located on the north side of Radio Road, 818± feet northwest of the intersection of Radio Road and Davis Boulevard in Section 34, Township 49 South, Range 26 East, Collier County, Florida. (Companion Item to Item 17B) [PL20210002663] (District 1)**

- 17.B. An Ordinance of the Board of County Commissioners of Collier County, Florida amending Ordinance No. 89-05, as amended, the Collier County Growth Management Plan for the unincorporated area of Collier County, Florida, specifically amending the Future Land Use Element and Future Land Use Map and Map Series by adding the Radio Road Commercial Infill Subdistrict to the Urban-Mixed Use District, to allow 13,500 square feet of floor area for a retail nursery and garden supply store and up to 15,000 square feet of C-2 commercial uses; and furthermore, directing transmittal of the adopted amendment to the Florida Department of Economic Opportunity; providing for severability and providing for an effective date. The subject property consisting of 7.19± acres is located north of Radio Road approximately 818 feet northwest of the intersection of Radio Road and Davis Boulevard, in Section 34, Township 49 South, Range 26 East, Collier County, Florida. (Companion Item to Item 17A) (District 1)**
- 17.C. 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 Ordinance Number 2001-61, as amended, the Mediterra Planned Unit Development to allow development of up to 120,000 square feet of permitted uses in the Village Center instead of up to 60,000 square feet of non-commercial uses and 20,000 square feet of commercial uses; and providing an effective date. The subject property, consisting of 25.8+/- acres of the 1167.8± acre PUD, is located on the west and east sides of Livingston Road, approximately one mile west of I-75 in Sections 11 and 12, Township 48 South, Range 25 East, Collier County, Florida. [PL20210001368] (District 2)**
- 17.D. Recommendation to adopt a resolution approving amendments (appropriating carry forward, transfers, and supplemental revenue) to the FY22-23 Adopted Budget. (All Districts)**
- 17.E. This item requires that ex parte disclosure be provided by Commission members. Should a hearing be held on this item, all participants are required to be sworn in. Recommendation to approve Petition VAC-PL20220004852, to disclaim, renounce and vacate the County and the public interest in a portion of the 7.5-foot drainage easement located along the border of Lot 53, of Parrot Cay, as recorded in Plat Book 58, Page 75, of the public records of Collier County, Florida, located in Section 1, Township 51 South, Range 26 East, Collier County, Florida. (District 1)**
- 17.F. Recommendation that the Board approve an Ordinance amending Collier County Ordinance No. 2006-56, the Rock Road Improvement Municipal Service Taxing Unit (MSTU), to amend the geographical boundaries of the MSTU to remove properties that have been subdivided and developed into a residential community and no longer derive benefit from the MSTU. (District 3)**
- 17.G. Recommendation that the Board approve a proposed amendment to Collier County Ordinance No. 86-72, the Sabal Palm Road Extension Municipal Service Taxing and Benefit Unit, to amend the geographical boundaries of the MSTU to remove three hundred thirty-two properties that no longer derive benefit from the MSTU's stated purpose. (District 1)**

- 17.H. *****This item has been Continued to the January 10, 2023 BCC Meeting *****
Recommendation to approve an Ordinance of the Board of County Commissioners of Collier County, Florida, amending Ordinance Number 04-41, as amended, the Collier County Land Development Code, which includes the comprehensive land regulations for the unincorporated area of Collier County, Florida, that revises the procedures and approval process for Comparable Use Determinations within zoning districts and requires Conditional Use or Minor Conditional Use Approval in addition to a Comparable Use Determination in all zoning districts except for Planned Unit Development zoning districts that expressly provide for Comparable Use Determinations, by providing for: Section One, Recitals; Section Two, Findings of Fact; Section Three, Adoption of Amendments to the Land Development Code, more specifically amending the following: Chapter Two Zoning Districts and Uses, including Section 2.03.00 Zoning Districts, Permitted Uses, Accessory Uses, and Conditional Uses, Section 2.03.03 Commercial Zoning Districts, Section 2.03.04 Industrial Zoning Districts, Section 2.03.05 Civic and Institutional Zoning Districts, Section 2.03.07 Overlay Zoning Districts, and Section 2.03.09 Open Space Zoning Districts, and Chapter Ten Application, Review, and Decision-Making Procedures, including Section 10.02.06 Requirements for Permits, and Section 10.03.06 Public Notice and Required Hearings for Land Use Petitions; Section Four, Conflict and Severability; Section Five, Inclusion in the Collier County Land Development Code; and Section Six, Effective Date. [PL20220000207] (All Districts)

18. **ADJOURN**

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