

City of Gainesville

*City Hall
200 East University Avenue
Gainesville, Florida 32601*



Meeting Minutes

Monday, January 23, 2006

1:00 PM

City Hall Auditorium

City Commission

*Mayor Pegeen Hanrahan (At Large)
Mayor-Commissioner Pro Tem Chuck Chestnut (District 1)
Commissioner Warren Nielsen (At Large)
Commissioner Rick Bryant (At Large)
Commissioner Ed Braddy (District 2)
Commissioner Jack Donovan (District 3)
Commissioner Craig Lowe (District 4)*

Persons with disabilities who require assistance to participate in this meeting are requested to notify the Equal Opportunity Department at 334-5051 or call the TDD phone line at 334-2069 at least two business days in advance.

CALL TO ORDER - 1:06 PM

ROLL CALL

Present: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

INVOCATION

The Commission observed a moment of silence.

CONSENT AGENDA

MOTION: Commissioner Bryant moved and Commissioner Lowe seconded to adopt the Consent Agenda with the following modification.

(VOTE: 5-0, Commissioner Braddy and Mayor-Commissioner Pro Tem Chestnut - Absent, MOTION CARRIED)

MODIFICATION:

FILE #050849 - Contribution to Market Gainesville Partnership for Development of the Gainesville Community Brandprint™ - (Remove from the Consent Agenda and place on the Regular Agenda for discussion).

CITY MANAGER, CONSENT AGENDA ITEMS

050803

Annexation of Parcel Number 06712-001-000 and Parcel Number 06712-002-000 (B)

This is the submission of petitions for voluntary annexation in the area of SW 20th Avenue covering approximately 7 acres.

RECOMMENDATION

The City Commission: 1) receive the petitions for annexation; and make findings that they contain the signatures of the property owners or authorized agents; 2) direct the City Manager to analyze the area; and 3) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the annexation of the area.

Alternative Recommendation: The City Commission deny acceptance of the petitions.

This Matter was Approved as Recommended on the Consent Agenda.

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050804

Settlement of Worker's Compensation Claim - Glover Hines (NB)

This item involves the full and final settlement of Mr. Hines worker's compensation claim, which will include all future medical and indemnity payments. The total settlement amount is \$100,000 and represents a significant cost advantage to the City.

RECOMMENDATION *The City Commission authorize Special Counsel to prepare and execute the appropriate documents for a lump-sum settlement of the Worker's Compensation claim of Mr. Hines, in the amount of \$100,000.*

This Matter was Approved as Recommended on the Consent Agenda.

050806

Proposed Comprehensive Economic Development Strategy (CEDS) Projects (B)

This item involves proposing a list of ten projects within the City of Gainesville to the North Central Florida Regional Planning Council's CEDS Strategy Committee that could be eligible for future Federal Economic Development Administration (EDA) funding.

RECOMMENDATION *The City Commission: 1) approve the proposed Comprehensive Economic Development Strategy project list; and, 2) direct staff to forward this information to appropriate North Central Florida Regional Planning Council staff.*

This Matter was Approved as Recommended on the Consent Agenda.

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050844

Acceptance of Federal Homeland Security Grant Funds for Domestic Preparedness (NB)

Authorize the City Manager to execute existing and future contracts with the State of Florida for grant funding to support Fire Rescue Specialty Team Response and Training associated with the Florida Strategy for Homeland Security.

RECOMMENDATION *The City Commission: 1) authorize the City Manager to apply, accept, and execute any and all related documents regarding the Florida Strategy, subject to approval by the City Attorney as to form and legality; and 2) authorize the City Manager to approve the necessary budget processes and expenditures for equipment, maintenance of equipment, training and all other related documents.*

This Matter was Approved as Recommended on the Consent Agenda.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS**050846****Release of Easement to Westchester, LLC. (B)**

Staff is requesting approval of a Release of Easement to Westchester, LLC.

RECOMMENDATION *The City Commission: 1) approve the release of a public utility easement located in the 8000 block west of NW 43 Street; and 2) authorize the Mayor and Clerk of the Commission to execute the Release of Easement, substantially in the form on file, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

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050847**Release of Easement to The Flanagan Companies, Inc. (B)**

Staff is requesting that an easement granted to the City of Gainesville for the installation of electric utility facilities be released due to the relocation of the lines to an area where an easement is not needed.

RECOMMENDATION *The City Commission: 1) approve the release of an easement to The Flanagan Companies, Inc. located at 556 NE 11th Street; and 2) authorize the Mayor to execute the Release of Easement document subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

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050848**Architectural Services for Proposed Additions to Springhill Service Center (B)**

Staff recommends approval of the final ranking of the architectural firms and authorization to negotiate a contract in accordance with the Consultants' Competitive Negotiations Act (CCNA) for architectural and engineering services for proposed additions to the Springhill Service Center.

RECOMMENDATION *The City Commission: 1) approve the final ranking of the qualified firms in the given order of preference for the provision of Architectural and Engineering Services for the Springhill Service Center Additions project; 2) authorize the General Manager, or his designee, to initiate contract negotiations in accordance with the Consultants' Competitive Negotiations Act (CCNA); and 3) authorize the General Manager or his designee, upon successful negotiations, to*

execute a contract subject to approval of the City Attorney as to form and legality, in an amount not to exceed budgeted amounts for the project.

This Matter was Approved as Recommended on the Consent Agenda.

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CITY ATTORNEY, CONSENT AGENDA ITEMS

050825

ARTHUR D. WEISS V. CITY OF GAINESVILLE; UNITED STATES DISTRICT COURT; CASE NO.: 1:05CV158MMP/AK (B)

RECOMMENDATION *The City Commission authorize the City Attorney and/or special counsel if insurance coverage is available, to represent the City in the case styled Arthur D. Weiss vs. City of Gainesville; United States District Court; Case No.: 1:05CV158MMP/AK.*

This Matter was Approved as Recommended on the Consent Agenda.

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CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

050836

City Commission Minutes (B)

RECOMMENDATION *The City Commission approve the minutes of January 5, 2005 (Special Meeting); and January 9, 2005 (Regular Meeting); as circulated.*

This Matter was Approved as Recommended on the Consent Agenda.

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050852

Joint Meeting Alachua County Commission (NB)

RECOMMENDATION *The City Commission approve the following topic for discussion: Public Access Cable Television.*

This Matter was Approved as Recommended on the Consent Agenda.

050385

Master Calendar 2006 (B)

RECOMMENDATION *The City Commission approve the revised calendar with*

Budget Meetings.

This Matter was Approved as Recommended on the Consent Agenda.

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EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS

COMMUNITY REDEVELOPMENT AGENCY, CONSENT AGENDA ITEMS

050791

Undergrounding Utilities in the Fifth Avenue Pleasant Street CRA Area (NB)

This item involves a request from the Community Redevelopment Agency to the City Commission to refer the issue to the Regional Utilities Committee for discussion of potential funding sources for funding underground utilities in the Model Block area and the Fifth Avenue corridor.

RECOMMENDATION

*Community Redevelopment Agency to the City Commission:
The City Commission refer the issue of funding
undergrounding utilities in the Model Block Program and the
Fifth Avenue corridor to the Regional Utilities Committee and
bring back a report.*

*Alternative Recommendation A: The City Commission not
refer the issue to the Regional Utilities Committee.*

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Commissioner Bryant, seconded by Commissioner Lowe, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Rick Bryant, Craig Lowe and Jack Donovan
Absent: Chuck Chestnut and Edward Braddy

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

MOTION: Commissioner Donovan moved and Commissioner Lowe seconded adopt the Regular Agenda with the following modifications.

(VOTE: 6-0, Mayor-Commissioner Pro Tem Chestnut - Absent, MOTION CARRIED)

NOTE: Commissioner Braddy entered the meeting room before the adoption of the Regular Agenda.

MODIFICATIONS:

- 1. File # 050854 - Advisory Board Appeals - (Remove from the agenda).*
- 2. File #050856 - Elections - (Back-up submitted).*
- 3. New Item under Special Presentations Category - File #050859 - Presentation of Proclamation and 2005 Albert "Ray" Massey Citizen Volunteer Awards - (Add to the agenda).*
- 4. New Item under Proclamations Category - File #050858 - Separation of Church and State - Week of January 22-28, 2006 - (Add to the agenda).*
- 5. File #050155 - Gainesville-Alachua County Regional Airport Authority - Request to Transfer Title of Properties - (Add to the agenda under Scheduled Evening Agenda Items Category).*
- 6. File # 050762 - Proposed Airport Legislation - (Add to the agenda under Scheduled Evening Agenda Items Category and back-up submitted).*
- 7. File #050580 - Plan Board Petition to Vacate, Abandon and Close Street - (Request to continue item to the February 27th 2005 per Ron Carpenter and on behalf of Robert Lash).*

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

050854 Advisory Board Appeals (NB)

RECOMMENDATION *The City Commission hear Advisory Board Appeals, if needed.*

Withdrawn

CITY MANAGER

050856**Elections (NB)**

Chair Hanrahan recognized Citizen Ramone Truhilo who spoke to the matter.

RECOMMENDATION *The City Commission receive an update on the status of the April 25, 2006 election.*

Heard

050849**Contribution to Market Gainesville Partnership for Development of the Gainesville Community Brandprint™ (B)**

This item involves the City of Gainesville Communication and Marketing Department intent to contribute the amount of \$20,000 to the Market Gainesville Partnership and participate in the development of a community-wide brand and marketing strategy for Gainesville, Florida.

City of Gainesville Marketing and Communications Director Bob Woods and Marilyn Tubb gave presentations.

NOTE: Mayor-Commissioner Pro Tem Chestnut entered the meeting room at 1:18 PM.

Chair Hanrahan recognized Citizen Ramone Truhilo who spoke to the matter.

RECOMMENDATION *The City Commission: 1) approve the contribution to the Market Gainesville Partnership; and 2) authorize the Communication and Marketing Department to continue to serve as the City of Gainesville's liaison to the Partnership.*

Alternative Recommendation A: The City Commission deny the contribution to the Market Gainesville Partnership. This would severely disrupt efforts to develop a community brand and marketing strategy for Gainesville and would prohibit city participation in the final decision process.

Alternative Recommendation B: The City Commission deny the contribution to the Market Gainesville Partnership and provide staff direction regarding continued participation in the Market Gainesville Partnership.

A motion was made by Commissioner Nielsen, seconded by Commissioner Lowe, that this matter be Approved as Recommended. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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GENERAL MANAGER FOR UTILITIES**CITY ATTORNEY****CITY AUDITOR****EQUAL OPPORTUNITY DIRECTOR****COMMITTEE REPORTS (PULLED FROM CONSENT)****PUBLIC WORKS COMMITTEE****PERSONNEL & ORGANIZATION STRUCTURE COMMITTEE****PUBLIC SAFETY COMMITTEE****ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)****OUTSIDE AGENCIES****MEMBERS OF THE CITY COMMISSION****050834****City Commission Strategic Planning Workshop Results (B)**

This item addresses the outcome of the City Commission's Strategic Planning workshop for Fiscal Year 2007 Goals and Objectives, which was held on December 2, 2005.

City of Gainesville Office of Management and Budget (OMB) Director Karen Snyder gave a presentation.

FIRST MOTION: Commissioner Braddy moved and Commissioner Bryant seconded to approve the recommendation with the modification and as amended to include "Identify plan for innovation zone near University" in the Top Tier of the City Commission's Priority Objectives.

(VOTE: 6-0, Mayor-Commissioner Pro Tem Chestnut - Absent, MOTION CARRIED)

AMENDMENT TO MAIN MOTION: Commissioner Lowe moved and Commissioner Donovan seconded to add language "Enhance and plan" to the land conservation item in Tier Two to read "Enhance and plan a Land Conservation and Acquisition Program (biodiversity, passive recreation)" and combine this item with the

*"Complete Capital Projects at Parks - Improve Programs" in Tier of One and place this combined item on the City Commission's Priority Objectives in Tier One.
(VOTE: 5-1, Commissioner Bryant - No; and Mayor Commission Pro Tem Chestnut - Absent, MOTION CARRIED)*

Chair Hanrahan recognized Gainesville Sports Organizing Authority Director Jack Hughes who spoke to the matter.

RECOMMENDATION *The City Commission: 1) receive the summary report prepared by Marilyn Crotty; and, 2) adopt the Goals and Objectives for FY 07 that are contained in the report.*

*Alternative Recommendation:
The City Commission: 1) receive the summary report prepared by Marilyn Crotty; 2) discuss the Goals and Objectives for FY 07 that are contained in the report and make any agreed upon changes; and, 3) adopt the Goals and Objectives for FY 07 as modified.*

Approved, as shown above as modified and amended

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050855

Commissioner Ed Braddy - Telework Consortium (NB)

Telework Consortium General Manager Rita Walston gave a presentation.

MOTION: Direct the City Manager and the General Manager for Utilities to continue a dialog with Mrs. Walston regarding Telework possibilities for Gainesville Government and larger community.

Chair Hanrahan recognized Walter Willard who spoke to the matter.

RECOMMENDATION *The City Commission hear a presentation on Telework Consortium.*

A motion was made by Commissioner Braddy, seconded by Commissioner Bryant, that this matter be Approved, as shown above. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

050839

Commissioner Rick Bryant - Lifesouth Community Blood Center, Inc. (NB)

Lifesouth Community Blood Center, Inc. Representatives Mark McGriff and Karen Rodeneiser, Gainesville Sports Organizing Authority Director Jack Hughes and City of Gainesville Cultural Affairs Grants Program Specialist Margery Maines gave presentations.

MOTION: The City of Gainesville co-sponsor the Lifesouth Five Points of Life Marathon being held February 19, 2006, by waiving administrative fees for City services.

RECOMMENDATION *The City Commission hear a presentation from Mark McGriff on the Five Points of Life.*

A motion was made by Commissioner Bryant, seconded by Mayor-Commissioner Pro Tem Chestnut, that this matter be Approved, as shown above. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

050838

Commissioner Warren Nielsen - Charlottesville, VA: University of Virginia and Downtown (NB)

Commissioner Warren Nielsen gave a presentation.

RECOMMENDATION *The City Commission hear a presentation and take appropriate action.*

Heard

COMMISSION COMMENTS (if time available)

Commissioner Craig Lowe

Travel expenses for Commissioner Craig Lowe to the National League of Cities.

See following File # 050862.

050862

National League of Cities Travel (NB)

NOTE: This item was brought to the City Commission by Commissioner Craig Lowe during Commission Comment.

RECOMMENDATION *The City Commission authorize \$1,363.37 from the City Commission Contingency Fund for travel expenses for Commissioner Craig Lowe to attend the National League of Cities as the voting delegate for the City of Gainesville.*

A motion was made by Commissioner Lowe, seconded by Commissioner Bryant, that this matter be Approved as Recommended. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

RECESS - 3:28 PM

RECONVENE - 5:37 PM

CITIZEN COMMENT

Richard Selwach

Fifth Avenue - Enterprise Zone Issues

See following File #050864.

050864 Fifth Avenue Area - Enterprise Zone Issues (NB)

NOTE: This item was brought to the City Commission during Citizen Comment by Mr. Richard Selwach.

RECOMMENDATION *The City Commission refer the recent change removing part of the Fifth Avenue area from the Enterprise Zone and increasing landlord fees to the City Manager.*

A motion was made by Commissioner Bryant, seconded by Mayor-Commissioner Pro Tem Chestnut, that this matter be Referred to the City Manager, due back on July 23, 2006. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

Walter Willard

State of the City

See following File #050829.

050829 Walter Willard - Citizen Comment (B)

RECOMMENDATION *The City Commission hear a presentation from Walter Willard and place back-up submitted on file.*

Heard

Jerry Williamson

GPD Issues

Dr. Bob Casey

Parliamentary Law Institute 2006 - Parliamentary Procedure for Governmental Bodies

See following File # 050871.

050871 Parliamentary Law Institute 2006 (B)

NOTE: This item was brought to the City Commission by Dr. Bob Casey during Citizen Comment.

RECOMMENDATION *The City Commission hear a presentation from Dr. Bob Casey and place back-up submitted on file.*

Heard

Kal Rosenberg

Separation of Church and State Proclamation

Bob Davis

Homeless Issues/Parking Garage/Health Issues

Gabriel

Records Request for Commissioners affiliated with UF and Santa Fe Community College/Conflict of Interest Issues

COMMISSION COMMENTS (if time available)**PLEDGE OF ALLEGIANCE (6:00pm)****Junior Girl Scout Troop #613**

CITIZEN COMMENT - (Continued)**Dr. Mark Barrow**

Matheson Museum/Sweetwater Park Project

See following File #050872.

050872 Sweetwater Park Project Update (B)

NOTE: This item was brought to the City Commission by Dr. Mark Barrow during Citizen Comment.

RECOMMENDATION *The City Commission hear a presentation regarding the Sweetwater Park Project by Dr. Mark Barrow and place back-up submitted on File.*

Heard

Tom Cunilio

Renewable Energy

See following File #050873.

050873 Biomass Initiative Newsletter (B)

NOTE: This item was brought to the City Commission by Tom Cunilio during Citizen Comment.

RECOMMENDATION *The City Commission hear a presentation from Tom Cunilio and place back-up submitted on file.*

Jeff McAdams

GPD/Jerry Williamson Issue

Jeff Braswell

GPD/Jerry Williamson Issue

Annette Kennedy

Equity Stripping Scam

See following File #050863.

050863 Equity Stripping Scam (NB)

This item was brought to the City Commission during Citizen Comment by Ms. Annette Kennedy.

NOTE: This item was also placed on the City Manager's Referral List.

RECOMMENDATION *The City Commission referred the issue of an equity stripping scam to the Community Development Committee for: 1) the City's role in what is alleged to be an equity stripping scam; and 2) the definition of an owner of a property.*

A motion was made by Commissioner Braddy, seconded by Commissioner Lowe, that this matter be Referred to the Community Development Committee. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

PROCLAMATIONS/SPECIAL RECOGNITIONS**050840 Premier Productions Business Appreciation Day - January 23, 2006 (B)**

RECOMMENDATION *Premier Productions Co-owners Eric Manin and Anthony Hernandez to accept the proclamation.*

Heard

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050841 Gainesville Elks Lodge #990 One Hundred Year Anniversary - February 8, 2006 (B)

RECOMMENDATION *Gainesville Elks Lodge #990 President John Everson to accept the proclamation.*

Placed on File

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050842 School Crossing Guard Appreciation Day - February 3, 2006 (B)

RECOMMENDATION *Gainesville Police Department Chief Norman B. Botsford and*

Police Service Technician Supervisor Ernestine Fletcher to accept the proclamation.

Heard

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050843

National Blood Donor Month - January 2006 (B)

RECOMMENDATION *LifeSouth Community Blood Centers Branch Manager Wendy Enting to accept the proclamation.*

Heard

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050858

Separation of Church and State - Week of January 22-28, 2006 (B)

RECOMMENDATION *Mark Mayfield of the Humanist Society of Gainesville to accept the proclamation.*

Heard

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050859

Presentation of Proclamation and 2005 Albert "Ray" Massey Citizen Volunteer Awards (B)

RECOMMENDATION *Citizen Volunteer Nominees Dr. Dan Canfield and Carol Thomas to accept award and proclamation.*

Heard

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PUBLIC HEARINGS

ADOPTION READING-ROLL CALL REQUIRED

050488

COMPREHENSIVE PLAN AMENDMENT - 309 NE 39TH AVENUE

Ordinance No. 0-06-06, Petition 145LUC-05PB

An ordinance amending the City of Gainesville 2000-2010 Comprehensive Plan, Future Land Use Map; by changing the land use category of certain property from "Industrial" to "Commercial"; located in the vicinity of 309 Northeast 39th Avenue; providing a severability clause; providing a repealing clause; and

providing an effective date.

City of Gainesville Planning Manager Ralph Hilliard gave a presentation.

RECOMMENDATION *The City Commission: 1) approve Petition No. 145LUC-05PB; and 2) adopt the proposed ordinance.*

A motion was made by Mayor-Commissioner Pro Tem Chestnut, seconded by Commissioner Donovan, that this matter be Adopted (Ordinance) and (Petition) on Adoption Reading. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Rick Bryant, Craig Lowe and Jack Donovan

Absent: Edward Braddy

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ORDINANCES, 1ST READING- ROLL CALL REQUIRED

050489

ZONING MAP ATLAS - 309 NE 39TH AVENUE

Ordinance No. 0-06-07, Petition No. 146ZON-05PB

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain property within the City from "I-1: Limited industrial district" to "BUS: General business district"; located in the vicinity of 309 Northeast 39th Avenue; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

City of Gainesville Planning Manager Ralph Hilliard gave a presentation.

RECOMMENDATION *The City Commission: 1) approve Petition No. 146ZON-05PB; and 2) adopt the proposed ordinance.*

A motion was made by Commissioner Nielsen, seconded by Mayor-Commissioner Pro Tem Chestnut, that this matter be Approved (Petition) and Adopted on First Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Rick Bryant, Craig Lowe and Jack Donovan

Absent: Edward Braddy

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050652

URBAN SERVICES REPORT – DAUTEL (B)

Ordinance No. 0-06-26

An Ordinance of the City of Gainesville, Florida; adopting an Urban Services

Report which sets forth the plans to provide urban services to an generally located south of the City limits, west of the vicinity of SW 34th Street and the City limits, north of the vicinity of SW 20th Avenue and east of SW 17th Street; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, Special Acts, Laws of Florida, as amended, known as the Alachua County Boundary Adjustment Act; providing directions to the City Manager, the City Attorney and the Clerk of the Commission; providing a repealing clause; providing a severability clause; and providing an immediate effective date.

City of Gainesville Interim Office of Management and Budget Director Karen Snyder gave a presentation.

Chair Hanrahan recognized Walter Willard who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Mayor-Commissioner Pro Tem Chestnut, seconded by Commissioner Lowe, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant and Jack Donovan
Absent: Craig Lowe

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050786

URBAN SERVICES REPORT – BEVILLE 2 (B)

Ordinance No. 0-06-27

An Ordinance of the City of Gainesville, Florida; adopting an Urban Services Report which sets forth the plans to provide urban services to an generally located south of the City limits, west of SW 34th Street and the City limits, north of the City limits and east of Tax Parcel 06715-001-000; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, Special Acts, Laws of Florida, as amended, known as the Alachua County Boundary Adjustment Act; providing directions to the City Manager, the City Attorney and the Clerk of the Commission; providing a repealing clause; providing a severability clause; and providing an immediate effective date.

City of Gainesville Interim Office of Management and Budget Director Karen Snyder gave a presentation.

Chair Hanrahan recognized Walter Willard who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Mayor-Commissioner Pro Tem Chestnut, seconded by Commissioner Lowe, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan
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ORDINANCES, 2ND READING- ROLL CALL REQUIRED

050420

PUBLIC RECREATION BOARD NAME CHANGE (B)

Ordinance No. 0-06-19

An ordinance of the City of Gainesville, Florida, amending Article III, Chapter 18, City of Gainesville Code of Ordinances, changing the name of the Public Recreation Board to the Public Recreation and Parks Board; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Nielsen, seconded by Mayor-Commissioner Pro Tem Chestnut, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan
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050530

BOOTING FEES FOR UNPAID PARKING TICKETS (B)

Ordinance No. 0-06-15

An ordinance of the City of Gainesville, Florida, amending section 26-53 of the Code of Ordinances, to assess an administrative fee for the costs associated with booting unpaid parking ticket violators; amending the Traffic and Motor Vehicle section of Appendix A, Schedule of Fees, Rates and Charges to specify an administrative fee for booting unpaid parking ticket violators; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Mayor-Commissioner Pro Tem Chestnut, seconded by Commissioner Nielsen, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan
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050801

APPENDIX A AMENDMENT (B)

Ordinance No. 0-06-20

An ordinance of the City of Gainesville, Florida, amending the City of Gainesville Code of Ordinances, relating to fees; amending section (5), Traffic and Motor Vehicles, Appendix A; restoring the criminal justice assessment to a \$2 fee; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing a retroactive effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Mayor-Commissioner Pro Tem Chestnut, seconded by Commissioner Nielsen, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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RESOLUTIONS- ROLL CALL REQUIRED

PLAN BOARD PETITIONS

050580

Vacate, Abandon and Close Street. (B)

Petition 124SVA-05 PB (Formal Quasi-Judicial Hearing) Hughes, Inc. Pursuant to Section 30-192(b) of the Gainesville Land Development Code, the petitioner has requested the City to vacate, abandon and close Northeast 23rd Place east of Northeast 5th Terrace to the east right-of-way line of Northeast 6th Street; and that portion of Northeast 6th Street, 50 feet north of the north right-of-way line of Northeast 23rd Place.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 124SVA-05 PB, with staff conditions. Plan Board vote 4-2.*

Staff to City Commission: The City Commission deny Petition 124SVA-05 PB based on staff comments.

Alternative Recommendation A: The City Commission approve Petition 124SVA-05 PB, with staff conditions, including a referral from the City Commission to initiate a street vacation petition to vacate the remaining portion of the right-of-way of N.E. 6th Street.

Staff to Plan Board - Deny Petition 124SVA-05 PB.

A motion was made by Commissioner Lowe, seconded by Commissioner Bryant, that this matter be Continued (Petition) for February 27, 2006. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

050155

Gainesville-Alachua County Regional Airport Authority (GACRAA) - Request to Transfer Title of Properties (NB)

The Gainesville-Alachua County Regional Airport Authority has requested that the City transfer property to the airport. The Community Development Committee and Audit and Finance Committee have considered the issue and are making a recommendation back to the City Commission.

Chair Hanrahan recognized Walter Willard who spoke to the matter.

RECOMMENDATION

The Community Development Committee and Audit and Finance Committee recommend the City Commission: 1) not go forward with the transfer of land to the Airport Authority; 2) direct the City Manager or City Attorney to designate a liaison to work with the Airport Authority; and 3) remove this item from the referral list.

A motion was made by Commissioner Lowe, seconded by Commissioner Bryant, that this matter be Approved as Recommended. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Rick Bryant, Craig Lowe and Jack Donovan

Nay: Edward Braddy

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050762

Proposed Airport Legislation (B)

The City Commission referred to the Community Development Committee and Legislative Committee the issue of the Gainesville-Alachua County Regional Airport Authority's proposed legislative filing. The Committees have discussed the issue and are making a recommendation back to the City Commission.

Chair Hanrahan recognized Airport Public and Governmental Relations Manager

Michelle Danisovszky, Walter Willard, Mark Goldstein and Airport Authority Member Jim Stringfellow who spoke to the matter.

MOTION: 1) Approve the recommendation of the Community Development Committee and the Legislative Committee; 2) the City Commission request that the Gainesville/Alachua County Regional Airport Authority not submit legislation; 3) that the Legislative Delegation delay consideration of legislation this year, so that the City Commission, the Airport Authority, and the Legislative Delegation can work in a cooperative and collegial manner to develop legislation that reflects the interests of the Airport Authority and the Citizens of the City of Gainesville; and 4) that the Mayor and the City Manager or designee be authorized to communicate the position of the City Commission with letters and other forms of communication regarding this matter.

RECOMMENDATION *The Community Development Committee and Legislative Committee recommend to the City Commission that they work with the Airport Authority to introduce a consensus bill for next year; and report back to the Community Development Committee in the near future.*

A motion was made by Commissioner Lowe, seconded by Commissioner Bryant, that this matter be Approved, as shown above - See Motion(s). The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Rick Bryant, Craig Lowe and Jack Donovan

Nay: Edward Braddy

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UNFINISHED BUSINESS

COMMISSION COMMENT

Commissioner Jack Donovan

Proclamation Issues

Commissioner Warren Nielsen

Loyalty to UF

Commissioner Ed Braddy

Proclamation Issue

Mayor Pegeen Hanrahan

1. *10 Year Homeless Plan - Alachua County Housing Authority Interlocal - See following File # 050868.*

2. *Towing Issue - See File #050869- Referral to the City Manager and the City Attorney.*

050868**Alachua County Housing Authority Interlocal Agreement (NB)**

NOTE: This item was brought forward by Mayor Pegeen Hanrahan during Commission Comment.

RECOMMENDATION *The City Commission authorize the City Manager and the City Attorney to work with the Alachua County Housing Authority and Alachua County to develop an interlocal agreement for management of the Ten Year Homeless Plan effort between now and October, with no cost to the City.*

A motion was made by Commissioner Bryant, seconded by Commissioner Braddy, that this matter be Approved as Recommended. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

050869**Roam Towing Issues (NB)**

NOTE: This item was brought forward by Mayor Pegeen Hanrahan during Commission Comment.

NOTE: This item was also placed on the City Attorney's referral list.

RECOMMENDATION *The City Commission refer the issue of roam towing to the City Manager and the City Attorney to see if there is any action the City could take to reduce the number of roam tows.*

A motion was made by Commissioner Bryant, seconded by Commissioner Lowe, that this matter be Referred to the City Manager, due back on July 23, 2006. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

CITIZEN COMMENT**Richard Selwach**

Airport Financial Issues - (Landing fees)

ADJOURNMENT - 9:20 PM

Kurt M. Lannon, Clerk of the Commission