

City of Gainesville

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



Meeting Minutes

Monday, February 12, 2001

1:00 PM

City Hall Auditorium

City Commission

*Mayor Paula M. DeLaney (At-Large)
Commissioner Warren Nielsen (At-Large)
Commissioner Chuck Chestnut (District 1)
Mayor-Commissioner Pro Tem John R. Barrow (District 2)
Commissioner Pegeen Hanrahan (District 3)*

CALL TO ORDER - 1:05 PM**INVOCATION****Father Roland Julien, St. Patrick's Church****ROLL CALL**

Present: Chuck Chestnut, Warren Nielsen and John R. Barrow

Absent: Pegeen Hanrahan and Paula M. DeLaney

CONSENT AGENDA

Commissioner Warren Nielsen moved and Commissioner Chuck Chestnut seconded to approve the Consent Agenda with the following modifications:

(VOTE 3-0) - (Mayor Paula M. DeLaney and Commissioner Pegeen Hanrahan - Absent)

1. File # 990425 - Contract Amendment & First Extension to Provide Asphalt Materials & Services - (Modified Back-Up)

2. File # 000838 - Safety Issues at the Intersections of SW 2nd Avenue and SW 34th Street and University Avenue and SW 34th Street - (Move to the Regular Agenda)

CITY MANAGER, CONSENT AGENDA ITEMS

000922 Ratification of the Labor Agreement for the Fire District Chiefs of Local 2157 of the International Association of Fire Fighters, for February 12, 2001 through September 30, 2002 (NB)

RECOMMENDATION *The City of Commission: 1) Ratify the contract between the Professional Fire Fighters of Gainesville, Local 2157 of the International Association of Fire Fighters (Fire District Chiefs bargaining unit) and the City of Gainesville covering the period of February 12, 2001 through September 30, 2002. A copy of the agreement is on file with the Clerk of the Commission. After February 12, 2001, the contract will be on file in the Human Resources Department. 2) Authorize the City Manager to implement the Agreement on behalf of the City, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

000923 Change Order # 1 to Quality Service-Stephen Scott, Inc. for Renovation of the McPherson Recreation Center (B)

RECOMMENDATION *The City Commission approve: 1) the issuance of Change Order # 1 to Quality Service-Stephen Scott, Inc. in an amount of \$6,343; and 2) allow a contingency of 10 percent to be added to the contract amount bringing the total contract up to an amount not to exceed \$32,000.*

This Matter was Approved as Recommended on the Consent Agenda.

000924 Downtown Connector Sublease Agreement (B)

RECOMMENDATION *The City Commission authorize the City Manager to execute the Sublease Agreement between the Florida Department of Environmental Protection - Office of Greenways and Trails and the City of Gainesville subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

000925 Santa Fe Community College Fence-400 block of Northwest 5th Avenue (NB)

RECOMMENDATION *The City Commission receive this report as information and remove this item from the referral list.*

This Matter was Approved as Recommended on the Consent Agenda.

990425 Contract Amendment and First Extension to Provide Asphalt Materials and Services (B)

RECOMMENDATION *The City Commission authorize the City Manager or his designee to execute the contract amendment and first extension to the contract for Fiscal Year 2001 to V. E. Whitehurst & Sons Inc., as primary supplier for asphaltic concrete plant mix, subject to approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

000933 Annual Contract for Uniform Services (B)

RECOMMENDATION *The City Commission: 1) authorize the General Manager or*

his designee to execute a contract for the lease and maintenance of uniforms with Rental Uniform, Inc., subject to the approval of the City Attorney as to form and legality; 2) and approve the issuance of purchase orders to Rental Uniform, Inc., in amounts not exceeding \$30,000 for the balance of FY2001 and amounts not exceeding \$50,000 for FY2002 and FY2003.

This Matter was Approved as Recommended on the Consent Agenda.

000934 Mutual Gains Training Agreement (NB)

RECOMMENDATION *The City Commission authorize the General Manager or his designee to negotiate and execute a professional services agreement for mutual gains training with Bernard Flaherty, as a specified source, for a three-year term in an amount not to exceed \$50,000 (new not to exceed \$65,000), subject to the approval of the City Attorney.*

This Matter was Approved as Recommended on the Consent Agenda.

000935 Industrial - Organizational Psychology Services Agreement (NB)

RECOMMENDATION *The City Commission authorize the General Manager or his designee to negotiate and execute a professional services agreement for industrial and organizational psychology services with Lopez & Associates, Inc., as a specified source, in an amount not to exceed \$50,000 (new not to exceed \$65,000), subject to the approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

CITY ATTORNEY, CONSENT AGENDA ITEMS

**000927 WALTER E. RATLIFF, ET AL V. DORETHA WILLIAMS, ET AL.,
ALACHUA COUNTY CASE NO.: 2000-CA-004581 (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 Walter E. Ratliff, et al v. Doretha Williams, et al., Alachua County Case No.: 2000-CA-004581.*

This Matter was Approved as Recommended on the Consent Agenda.

000928 Authorization to Draft Ordinance (B)

RECOMMENDATION *The City Commission authorize the City Attorney to draft and the Clerk of the Commission to advertise an ordinance regarding the lien foreclosure proceedings on any real property.*

This Matter was Approved as Recommended on the Consent Agenda.

000929 EWING INDUSTRIES, INC. D/B/A SHEA'S GLASS COMPANY V. RATTLER CONSTRUCTION CONTRACTORS, INC. AND THE CITY OF GAINESVILLE, ALACHUA COUNTY CASE NO.: 2001-SC-000454 (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 Ewing Industries, Inc. d/b/a Shea's Glass Company v. Rattler Construction Contractors, Inc. and the City of Gainesville; Alachua County Case No.: 2001-SC-000454.*

This Matter was Approved as Recommended on the Consent Agenda.

COMMUNITY REDEVELOPMENT AGENCY, CONSENT AGENDA ITEMS**000842 Proposed CRA Amended Budget - FY 2000/2001 (B)**

RECOMMENDATION *CRA to the City Commission: approve the amended 2000/2001 fiscal year budget.*

This Matter was Approved as Recommended on the Consent Agenda.

COMMITTEE REPORTS, CONSENT AGENDA ITEMS**PUBLIC WORKS COMMITTEE, CONSENT****RECREATION AND CULTURAL AFFAIRS COMMITTEE, CONSENT****990144 Recreational Center Funding (B)**

RECOMMENDATION *The Recreation and Cultural Affairs Committee recommended the City Commission authorize staff to extend the contract period, with the funds remaining within the contract in the amount of \$1,878.67, with SPORT for their use to evaluate the location of the multipurpose center as a primary component*

of the City's Stormwater Park.

This Matter was Approved as Recommended on the Consent Agenda.

COMMUNITY DEVELOPMENT COMMITTEE, CONSENT

000926 Codes for Older Buildings and Improvements to Personally Owned Property (NB)

RECOMMENDATION *The Community Development Committee requests that the City Commission remove this item from the referral list.*

This Matter was Approved as Recommended on the Consent Agenda.

AUDIT AND FINANCE COMMITTEE, CONSENT

000856 Review of Gainesville Regional Utilities Overtime (B)

RECOMMENDATION *The Audit and Finance Committee recommends that the City Commission:*
1) Accept the City Auditor's report and the General Manager's response; and
2) Instruct the City Auditor to follow-up on recommendations made and report the results to the Audit and Finance Committee.

This Matter was Approved as Recommended on the Consent Agenda.

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

000880 Resignation - Gainesville/Alachua County Cultural Affairs Board (B)

RECOMMENDATION *The City Commission accept the resignation of member Paul Basler from the Gainesville/Alachua County Cultural Affairs Board effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

000887 Resignation - Nature Centers Commission (B)

RECOMMENDATION *The City Commission accept the resignation of member Katherine F. Trimble from the Nature Centers Commission effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

000917 Resignation - Citizens' Advisory Committee for Community Development (B)

RECOMMENDATION *The City Commission accept the resignation of member Lisa Davey from the Citizens' Advisory Committee for Community Development effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

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

Votes: Aye: Chuck Chestnut, Warren Nielsen and John R. Barrow
Absent: Pegeen Hanrahan and Paula M. DeLaney

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

Commissioner Warren Nielsen moved and Commissioner Chuck Chestnut seconded to adopt the Regular Agenda with the following modifications:

(VOTE: 3-0) - (Mayor Paula M. DeLaney and Commissioner Pegeen Hanrahan - Absent)

- 1. File # 000947 - Referral List - (Additional back-up submitted)*
- 2. File # 000784 - Kanapaha Botanical Gardens Spring Garden Festival Insurance Sponsorship - (Withdrawn)*
- 3. File # 000937 - Demolitions in the Pleasant Street Historic District - (moved to the Evening Scheduled Items category)*
- 4. File # 000866 - Water Emergency Ordinance - (Back-Up has Correct Title)*
- 5. File # 000867 - Rates and Charges for Retail Water Service - (Modified back-up)*
- 6. File #000954 - Infrastructure Sales Surtax Resolution - (Modified language)*

CLERK OF THE COMMISSION

000946 Special Meetings (NB)

The Clerk of the Commission provided the City Commission the following dates for special meetings:

- 1. Special City Commission Meeting - Re: Goal Setting (February 19, 2001 - Change time from 6:00 PM to 1:00 PM)*
- 2. Joint Meeting with the University of Florida Faculty Senate - (No date set)*
- 3. Joint City/County Commission Meeting - Re: Courthouse Design Issue (February 20, 2001 at 3:00 PM)*
- 4. City Commission Special Meeting at 6:00 PM*
- 5. City Commission Special Meeting for Monday, March 5, 2001 at 6:00 PM - Re: Kidd Property - Land use item*

RECOMMENDATION *The City Commission schedule special meetings as deemed appropriate.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen and John R. Barrow
Absent: Pegeen Hanrahan and Paula M. DeLaney

000947 Referral List (B)

RECOMMENDATION *The City Commission review the referral list and take appropriate action.*

Discussed

CITY MANAGER

000784 Liability Insurance for the Kanapaha Botanical Gardens Spring Garden Festival (B)

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

Withdrawn

000788 Northeast (NE) Park Stormwater Task Force (NB)

Chair Paula M. DeLaney recognized Citizens Monica Cooper and Ken Popejoy who spoke to the matter.

RECOMMENDATION *The City Commission: 1) approve the make up of the Northeast Park Joint Stormwater Task Force; and 2) authorize the City Clerk to solicit applications.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen and John R. Barrow
Absent: Pegeen Hanrahan and Paula M. DeLaney

000930 Metropolitan Transportation Planning Organization (MTPO) (NB)

City of Gainesville Chief of Comprehensive Planning Dean Mimms gave a presentation.

RECOMMENDATION *The City Commission hear a report from staff regarding the February 15, 2001 meeting of the Metropolitan Transportation Planning Organization (MTPO).*

Heard

000931 Duck Pond Wetlands Restoration Project - Project Update (NB)

City of Gainesville City Engineer Stewart Pearson gave a presentation.

RECOMMENDATION *The City Commission hear a project status report on the Duck*

Pond Wetlands Restoration Project concerning completion of design, historic preservation issues, anticipated schedule, estimated costs and related matters.

Heard

000932 Environmental Resources Report (B)

City of Gainesville Community Development Director Tom Saunders and Greenway Coordinator Deanna Kinnard gave presentations.

Chair Paula M. DeLaney recognized Citizen Bruce Delaney who spoke to the matter.

RECOMMENDATION *Hear a presentation from Nature Operations staff and provide direction as deemed necessary.*

Heard

GENERAL MANAGER FOR UTILITIES

CITY ATTORNEY

CITY AUDITOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

PUBLIC WORKS COMMITTEE

000838 Safety Issues at the Intersections of SW 2nd Avenue and SW 34th Street and University Avenue & SW 34th Street (B)

RECOMMENDATION *The Public Works Committee's final recommendations: 1) Gainesville Police Department conduct increased enforcement during peak hours (7:30 to 9:00 AM and 4:30 to 6:00 PM) at SW 34 Street and 2 Avenue intersections; 2) recall the pedestrian phases during daylight hours; 3) request that FDOT install fiber-optic signs that prohibit the "Right Turn on Red" when the pedestrian phase is activated; 4) staff follow up with FDOT on the status for certifying the countdown pedestrian head; and 5) staff work with FDOT on proposed "No Turn on Red" fiber-optic signs for northbound and eastbound motorists.*

Referred to Public Works Committee

HISTORIC PRESERVATION BOARD

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

OUTSIDE AGENCIES

000943 Nomination - Library District Board of Trustees (B)

RECOMMENDATION *The City Commission nominate the one applicant for the one vacant position to be considered for appointment by the Library District Governing Board to the Library District Board of Trustees.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen and John R. Barrow
Absent: Pegeen Hanrahan and Paula M. DeLaney

MEMBERS OF THE CITY COMMISSION

COMMISSION COMMENTS

RECESS - 2:17 PM

RECONVENE - 5:30 PM

CITIZEN COMMENT (5:30pm)

PETER REBMANN

Citizens to Reform Industrial Zoning

ALAN FISCHER

Citizens to Reform Industrial Zoning

MARILYN WALKER

Citizens to Reform Industrial Zoning

MARK GOLDSTEIN

1. Citizens to Reform Industrial Zoning
2. See following item Re: Industrial Zoning

001030 Temporary Moratorium - I-2 (Industrial) Zoning

Chair Pro Tem John R. Barrow recognized Attorney for Watson Construction Patrice Boyes, Citizen Ilene Kanely and an unidentified male who spoke to the matter.

RECOMMENDATION *The City Commission: 1) Call a special meeting of the Community Development Committee to investigate the feasibility and language of a temporary moratorium with respect to I-2 Zoning; 2) include City Planning staff, City Attorney representatives and the Alachua County Planning Department for the purpose of crafting language for an ordinance for a temporary moratorium; 3) request that this language be sent directly to the City Commission immediately following the Community Development Committee special meeting; and 4) request that this ordinance be brought before the City Commission at the next regular City Commission meeting for first reading of the ordinance followed by second reading two weeks later.*

A motion was made by Commissioner Nielsen, seconded by Commissioner Chestnut, that this matter be Referred to the Community Development Committee, due back on August 12, 2001. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen and John R. Barrow
Absent: Pegeen Hanrahan and Paula M. DeLaney

ALLISON LAW

See following item Re: Hogtown Greenway Paving Issue

BILL RICHARDS

1. Commercial Signs on Public Property - Ordinance 3016 - Referred to City Manager
2. See following item Re: St. Francis House- Bus Passes
3. Recreation Element (1.1.5) - Comprehensive Plan - Referred to Community Development Director Tom Saunders

001032 St. Francis House - Bus Passes (NB)

RECOMMENDATION *The City Commission refer the issue of free bus passes for homeless people to the Public Works Committee.*

A motion was made by Commissioner Nielsen, seconded by Commissioner Chestnut, that this matter be Referred to the Public Works Committee, due back on August 12, 2001. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen and John R. Barrow
Absent: Pegeen Hanrahan and Paula M. DeLaney

PAULA STAHMER

Hogtown Greenway Paving

SKIP WALKER

Ordinance 990061 (October 1999) - Changing Residential Zoning to Mixed Use - Referred to City Manager

Chair Pro Tem John R. Barrow recognized Citizen Ilene Kanely who spoke to the matter.

COMMISSION COMMENTS (if time available)

PLEDGE OF ALLEGIANCE (6:00pm)

Junior Girl Scout Troop 332 and Cadet Girl Scout Troop 924

PROCLAMATIONS/SPECIAL RECOGNITIONS

000920 Future Business Leaders of America-Phi Beta Lambda Week - February 11-17, 2001 (B)

RECOMMENDATION *Buchholz FBLA President Jeremy Le, Vice Presidents Lydia Tenah and Patty Gomez and Secretary Micaela Barter to accept the proclamation.*

Placed on File

000921 Community Health Fair Days 2001 - February 23-24, 2001 (B)

RECOMMENDATION *Greater Gainesville Black Nurses Association President and Co-Founder Vivian Filer and Vice President and Co-Founder Voncea Brusha to accept the proclamation.*

Heard

000945 Professional Engineers Day - February 21, 2001 (B)

RECOMMENDATION *University of Florida College of Engineering's Assistant Dean Jonathan F.K. Earle and Benton Engineering Council President Kennita Johnson to accept the proclamation.*

Heard

PUBLIC HEARINGS**ORDINANCES, 1ST READING- ROLL CALL REQUIRED****000770 REZONING (B)****ORDINANCE NO. 0-01-03, Petition No. 176ZON-00PB**

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain lands within the City from "RSF-1: 3.5 units/acre single-family residential district" to "MD: Medical services district"; located in the vicinity of 6400 block of Northwest 9th Boulevard; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

City of Gainesville Planning Manager Ralph Hilliard gave a presentation.

Chair Pro Tem John R. Barrow recognized Citizen Tony Forneris and agent for the petitioner David Coffey.

RECOMMENDATION *The City Commission: 1) approve Petition No. 176ZON-00PB; and 2) adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen and John R. Barrow

Absent: Pegeen Hanrahan and Paula M. DeLaney

000866 AUTHORIZATION FOR THE MAYOR TO DECLARE A WATER EMERGENCY, AND IMPOSITION OF WATER USE RESTRICTIONS (B)**ORDINANCE NO. 0-01-09**

AN ORDINANCE OF THE CITY OF GAINESVILLE AMENDING SECTION 2-67 OF THE CODE OF ORDINANCES BY CREATING SUBSECTION 2-67(b) AUTHORIZING THE MAYOR TO DECLARE A WATER EMERGENCY AND IMPOSE WATER USE RESTRICTIONS; PROVIDING FOR THE DEFINITION OF NON-ESSENTIAL USES, ENFORCEMENT BY CODE ENFORCEMENT OFFICERS OF THE CITY, RELIEF FROM WATER

USE RESTRICTIONS UNDER CERTAIN CIRCUMSTANCES, AND DIRECTING THE GENERAL MANAGER FOR UTILITIES TO ADOPT RULES FOR DISCONTINUING WATER SERVICE TO PERSONS VIOLATING WATER USE RESTRICTIONS; PROVIDING PENALTIES; AMENDING SECTION 2-339 BY ADDING VIOLATIONS OF EMERGENCY WATER USE RESTRICTIONS TO THE LIST OF ORDINANCES ENFORCEABLE BY CIVIL CITATION; A REPEALING CLAUSE AND AN EFFECTIVE DATE.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen and John R. Barrow
Absent: Pegeen Hanrahan and Paula M. DeLaney

000867 RATES AND CHARGES FOR RETAIL WATER SERVICE (B)

ORDINANCE NO. 0-01-10

AN ORDINANCE AMENDING CHAPTER 27, SECTION 27-126.1.(c), OF THE GAINESVILLE CODE OF ORDINANCES BY ADDING LANGUAGE SPECIFIC TO IRRIGATION METERS; AND AMENDING APPENDIX A, SECTION UTILITIES (3) g., (3) i.2., and (3) j.2., WATER, OF THE GAINESVILLE CODE OF ORDINANCES BY REVISING RATES AND CHARGES FOR RETAIL WATER SERVICE; AND AMENDING APPENDIX A, SECTION UTILITIES (4) h.2., SEWERAGE, OF THE GAINESVILLE CODE OF ORDINANCES BY REVISING RATES AND CHARGES FOR RETAIL WASTEWATER SERVICE; PROVIDING FOR A REPEALING CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE IN ACCORDANCE WITH THE SCHEDULE PROVIDED HEREIN

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Nielsen, seconded by Commissioner Chestnut, that this matter be Adopted on First Reading, as revised (Ordinance). The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen and John R. Barrow
Absent: Pegeen Hanrahan and Paula M. DeLaney

991266 PLANNED DEVELOPMENT - HILLEL JEWISH STUDENT CENTER (B)

ORDINANCE NO. 0-00-112, Petition No. 39PDV-00PB

An Ordinance of the City of Gainesville, Florida; rezoning certain lands within the City and amending the Zoning Map Atlas from "RMF-5: 12 units/acre

single-family/multiple-family residential district" to "Planned Development District"; located in the vicinity of 2026 and 2038 W. University Avenue, to be known as "Hillel Jewish Student Center" adopting a development plan report and development plan maps; providing additional conditions and restrictions; providing for penalties; providing a severability clause; and providing an immediate effective date.

City of Gainesville Sr. Planner Carolyn Morgan gave a presentation.

Chair Pro Tem John R. Barrow recognized agent for the developer Stuart Cullen who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen and John R. Barrow
Absent: Pegeen Hanrahan and Paula M. DeLaney

ORDINANCES 2ND READING- ROLL CALL REQUIRED

000724 HIGH GRASS AND WEEDS AS MAJOR HOUSING CODE VIOLATION (B)

Ordinance No. 0-00-142

An ordinance of the City of Gainesville, Florida, amending division 10 of Chapter 13 of the Code of Ordinances relating to the Housing and Commercial Codes, Relating to Care of Premises, Maintenance of Vegetation in Yards, 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 Chestnut, seconded by Commissioner Nielsen, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen and John R. Barrow
Absent: Pegeen Hanrahan and Paula M. DeLaney

000014 PLANNED DEVELOPMENT - HILLCREST RESIDENTIAL PLANNED DEVELOPMENT (B)

Ordinance No. 0-00-126, Petition No. 60PDV-00PB

An Ordinance of the City of Gainesville, Florida; rezoning certain lands within the City and amending the Zoning Map Atlas from "RSF-1: 3.5 units/acre

single-family residential district" to "Planned Development District", commonly known as "Hillcrest Residential Planned Development"; located in the vicinity of 5000 block of Northwest 8th Avenue, north side; adopting a development plan report and development plan maps; providing additional conditions and restrictions; providing for penalties; providing a severability clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen and John R. Barrow

Absent: Pegeen Hanrahan and Paula M. DeLaney

RESOLUTIONS- ROLL CALL REQUIRED

000940 Design Manual for Subdivisions and Site Plans #980017 (B)

RECOMMENDATION *The City Commission: 1) approve the Resolution authorizing modification of the Design Manual for Subdivisions and Site Plans; and 2) authorize the Mayor and the Clerk of the Commission to execute the Resolution, subject to approval by the City Attorney as to form and legality.*

Withdrawn

000941 Authorization for the Regional Transit System to Conduct a Comprehensive Operational Analysis (B)

City of Gainesville RTS Operations Manager Jesus Gomez gave a presentation.

RECOMMENDATION *The City Commission: 1) approve the resolution authorizing execution of joint participation agreement with Florida Department of Transportation (FDOT); and 2) authorize the Mayor and Clerk of the Commission to execute the resolution, subject to approval by the City Attorney as to form and legality.*

A motion was made by Commissioner Chestnut, seconded by Commissioner Nielsen, that this matter be Adopted (Resolution). The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen and John R. Barrow

Absent: Pegeen Hanrahan and Paula M. DeLaney

000936 Resolution Requesting an Easement from the State of Florida (B)

NOTE:

Commissioner Chuck Chestnut moved and Commissioner Warren Nielsen seconded to table this item.

(VOTE: 3-0) - (Mayor Paula M. DeLaney and Commissioner Pegeen Hanrahan - Absent)

Commissioner Chuck Chestnut moved and Commissioner Warren Nielsen seconded to take this item from the table.

(VOTE: 3-0) - (Mayor Paula M. DeLaney and Commissioner Pegeen Hanrahan - Absent)

RECOMMENDATION

The City Commission: 1) adopt a resolution, substantially in the form on file, subject to approval by the City Attorney as to form and legality, requesting the State of Florida Department of Environmental Protection obtain authority from the Trustees of the Internal Improvement Trust Fund to grant an easement to the City of Gainesville; and 2) authorize the General Manager or his designee to execute and accept the easement document on behalf of the City of Gainesville, subject to approval as to form and legality by the City Attorney.

A motion was made by Commissioner Chestnut, seconded by Commissioner Nielsen, that this matter be Adopted (Resolution). The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen and John R. Barrow
Absent: Pegeen Hanrahan and Paula M. DeLaney

000942**Resolution Authorizing Application to the State Revolving Fund Loan Program (B)**

City of Gainesville Public Works Director Teresa Scott gave a presentation.

Chair Pro Tem John R. Barrow recognized Water Management Advisory Committee representative James Higman who spoke to the matter.

RECOMMENDATION

The City Commission: 1) approve the Resolution authorizing the City Manager to apply for and execute a loan to finance the planning and construction of water pollution control facilities; and 2) authorize the Mayor and Clerk of the Commission to execute the Resolution, subject to approval by the City Attorney as to form and legality.

A motion was made by Commissioner Nielsen, seconded by Commissioner Chestnut, that this matter be Adopted (Resolution), as revised. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen and John R. Barrow
Absent: Pegeen Hanrahan and Paula M. DeLaney

000954 Infrastructure Sales Tax (B)

RECOMMENDATION *The City Commission adopt the resolution as revised.*

A motion was made by Commissioner Nielsen, seconded by Commissioner Chestnut, that this matter be Adopted (Resolution), as revised. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen and John R. Barrow
Absent: Pegeen Hanrahan and Paula M. DeLaney

PLAN BOARD PETITIONS**000767 (Quasi-judicial) Petition 170WSU-00 CC, Michael W. Radcliffe Eng., Inc., agent for Robert A. Jackson. A Special Use Permit for Wellfield Protection and accessory gasoline fuel pumps. Zoned: MU-1 (mixed use low intensity district). Located at 3845 Northeast 15th Street. Related to Petition 169SPA-00CD. (B)**

City of Gainesville Chief of Current Planning Lawrence Calderon gave a presentation.

Chair Pro Tem John R. Barrow recognized agent for the petitioner Harold Reeves and Citizen Peter Rebmann who spoke to the matter.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 170WSU-00 PB, with staff conditions. Plan Board vote 5-0.*

Staff to Plan Board - Approve the Special Use Permit and Wellfield Protection Permit, with staff conditions.

A motion was made by Commissioner Chestnut, seconded by Commissioner Nielsen, that this matter be Approved (Petition - Design Plat). The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen and John R. Barrow
Absent: Pegeen Hanrahan and Paula M. DeLaney

000882 Petition 175CPA-00 PB. City Plan Board. Update the Conservation, Open Space and Groundwater Recharge Element of the City of Gainesville 1991-2001 Comprehensive Plan for the proposed 2000-2010 Comprehensive Plan. (B)

City of Gainesville Chief of Comprehensive Planning Dean Mimms, Community Development Director Tom Saunders and Planning Manager Ralph Hilliard gave presentations.

Chair Pro Tem John R. Barrow recognized Water Management Advisory Committee representative James Higman and Citizen Peter Rebmann who spoke to the matter.

RECOMMENDATION *City Plan Board to City Commission- Approve with*

modifications. Plan Board vote, 6-0.

Staff to City Commission-The City Commission hear a presentation from staff, provide the opportunity for additional public comments, and provide comments to staff regarding the proposed, updated Conservation, Open Space and Groundwater Recharge Element.

Heard

DEVELOPMENT REVIEW BOARD PETITIONS

000938 **Petition 182SUB-00PB, James Meehan, agent for San Souci Development & Construction. (Quasi-Judicial) Design plat review for 17 lots on 20.28 acres more or less. Located in the 4500 block of Northwest 6th Street (east side). Zoned: I-1 (B)**

City of Gainesville Senior Planner Carolyn Morgan gave a presentation.

RECOMMENDATION *Development Review Board to City Commission - The City Commission approve Petition 182SUB-00 DB with staff conditions. DRB vote 4-0.*

Staff to Development Review Board - The Design Plat is approvable with conditions as recommended by the Technical Review Committee.

A motion was made by Commissioner Chestnut, seconded by Commissioner Nielsen, that this matter be Approved (Petition - Design Plat). The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen and John R. Barrow
Absent: Pegeen Hanrahan and Paula M. DeLaney

000939 **Petition 183SUB-00PB, Eng, Denman and Associates, Inc., agent for Townsend TND LLC. (Quasi-Judicial) design plat review for 105 lots on 52.54 acres more or less. Located in the 2300 block of Northwest 39th Avenue (South side). Zoned: PD (B)**

City of Gainesville Senior Planner Carolyn Morgan and Public Works Director Teresa Scott gave presentations.

Chair Pro Tem John R. Barrow recognized agent for the petitioner David Coffey, Citizens Everett Wilcox, Frederick Peterkin, John McBride, Rick Hutton, Chris Ott and John Dane who spoke to the matter.

RECOMMENDATION *Development Review Board to City Commission - The City Commission approve Petition 183SUB-00 DB with staff conditions. DRB vote 4-0.*

Staff to Development Review Board - The Design Plat is approvable with conditions as recommended by the Technical Review Committee.

A motion was made by Commissioner Chestnut, seconded by Commissioner Nielsen, that this matter be Approved (Petition - Design Plat). The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen and John R. Barrow
Absent: Pegeen Hanrahan and Paula M. DeLaney

SCHEDULED EVENING AGENDA ITEMS

000937 Demolitions in the Pleasant Street Historic District (B)

City of Gainesville Community Development Director Tom Saunders, Historic Preservation Planner Dee Hendrix and Code Enforcement Manager Lisa Koehler gave presentations.

Chair Pro Tem John R. Barrow recognized Historic Preservation Board Member Patrice Boyes, Citizens Ruth Brown, Celia Fairweather, Edgar Cosby, Furman Wallace, Jim Talton, Dottie Faibusy, Dr. Bill Mack, Thomas Faye, Vivian Mellisa, Robert Hart, Alvin Butler, Shirley Kinsey, George Tedford, Edward Earl Young, and Frederick Wetterqvist who spoke to the matter.

MOTION: Commissioner Warren Nielsen moved and Commissioner Chuck Chestnut seconded to extend the meeting in order to finish this item.

(VOTE: 3-0) - (Mayor Paula M. DeLaney and Commissioner Pegeen Hanrahan - Absent)

NOTE: City Manager to bring back a report to the next City Commission Meeting.

RECOMMENDATION *Historic Preservation Board to the City Commission: Place a moratorium on demolitions in the Pleasant Street Historic District and the adjacent properties until a study of the area can be completed.*

Heard

UNFINISHED BUSINESS

CITIZEN COMMENT

MOTION: Commissioner Warren Nielsen moved and Commissioner Chuck Chestnut seconded to extend the meeting in order to take Citizen Comment.

(VOTE: 3-0) - (Mayor Paula M. DeLaney and Commissioner Pegeen Hanrahan - Absent)

PAUL WHEELER

Compatibility Guidelines for Quality Infill

COMMISSION COMMENT

COMMISSIONER WARREN NIELSEN

Power Point Presentations in Auditorium Issue - Referred to the City Manager.

ADJOURNMENT - 11:15 PM

Kurt M. Lannon, Clerk of the Commission