

City of Gainesville

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



Meeting Minutes

Monday, January 28, 2002

1:00 PM

City Hall Auditorium

City Commission

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

CALL TO ORDER - 1:06 PM

INVOCATION

Reverend David Green, Greater Bethel AME Church

ROLL CALL

Present: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

NOMINATION OF TEMPORARY MAYOR-COMMISSIONER PRO TEM

*Commissioner Nielsen moved and Commissioner Chestnut seconded to nominate Commissioner Barrow for Mayor-Commissioner Pro Tem in Commissioner Hanrahan's absence.
(VOTE: 4-0, MOTION CARRIED)*

CONSENT AGENDA

NOTE: Commissioner Hanrahan entered the meeting room at 1:09 PM.

Commissioner Barrow moved and Commissioner Chestnut seconded to approve the Consent Agenda with the following modifications:

File No. 002305 - North 8th Avenue Resurfacing - (Move from Consent Agenda to the Regular Agenda.)

File No. 002308 - Patriotic Flag Project - (Move From Consent Agenda to the Regular Agenda.)

File No. 002313 - Rehabilitation and Sale of House Located at 407 Northwest 8th Street - (Move from Consent Agenda to the Regular Agenda).

(VOTE: 5-0, MOTION CARRIED)

CITY MANAGER, CONSENT AGENDA ITEMS

002304 Florida Department of Community Affairs Residential Construction Mitigation Program Grant (NB)

RECOMMENDATION *The City Commission: 1) accept the grant award; 2) authorize the Mayor to execute the RCMP program contract and any additional documents associated with the RCMP program; 3) authorize the City Manager or designee to execute the required RCMP closing documents to approve the grant*

awards for eligible homeowner; and 4) authorize the Housing Division to use the standard Rehabilitation Program grant and loan closing documents to combine the City's leveraged grant and loan funds with the RCMP program.

This Matter was Approved as Recommended on the Consent Agenda.

002306 Purchase of New Solid Waste Collection Vehicle (NB)

RECOMMENDATION *The City Commission: 1) authorize a funds transfer of \$21,500 from the Solid Waste Enterprise Fund; and 2) authorize the issuance of a purchase order in the amount of \$66,000 for the purchase of a self-compacting solid waste collection vehicle.*

This Matter was Approved as Recommended on the Consent Agenda.

002307 Approval of Loan Subordination Procedure and Authorization to Execute Satisfaction of Mortgage and Subordination Instruments for Housing Division Programs (B)

RECOMMENDATION *The City Commission: 1) approve the Housing Division Loan Subordination Procedure; and 2) authorize the Housing Division Manager or designee to execute all required Satisfaction of Mortgage and Subordination documents related to Housing Division administered programs.*

This Matter was Approved as Recommended on the Consent Agenda.

002309 Asplundh Tree Expert Company Contract (B)

RECOMMENDATION *The City Commission: 1) authorize the City Manager or his designee to execute a contract with Asplundh Tree Expert Company, for services required by the Recreation and Parks Department for fiscal year 2002; and 2) approve the issuance of a Purchase Order to Asplundh Tree Expert Company in an amount not to exceed \$37,000.*

This Matter was Approved as Recommended on the Consent Agenda.

002310 The GoGirlGo Project Grant Application (B)

RECOMMENDATION *The City Commission: 1) approve the grant application to the GoGirlGo Project; and 2) authorize the City Manager to execute the grant agreement and other grant-related documents, if awarded.*

This Matter was Approved as Recommended on the Consent Agenda.

002311 City of Gainesville Group Term Life Benefit Contract (B)

RECOMMENDATION *The City Commission: 1) approve the selection of Standard Life as the provider for the City of Gainesville Group Life Benefit; and 2) authorize the City Manager or his designee to negotiate with and enter into an agreement for twenty-two months starting March 1, 2002, with the possibility of two (2) additional one-year extensions.*

This Matter was Approved as Recommended on the Consent Agenda.

002312 Domestic Violence Grant Application (NB)

RECOMMENDATION *The City Commission authorize the City Manager to: 1) apply to the Department of Justice, Office of Justice Programs for the grant in an amount up to \$600,000 and if awarded; 2) execute any grant documents, subject to approval by the City Attorney.*

This Matter was Approved as Recommended on the Consent Agenda.

002314 Award of Bid for Resurfacing of Dwight H. Hunter (Northeast) Municipal Pool (B)

RECOMMENDATION *The City Commission: 1) approve the use of the remaining Westside restroom/tennis pro shop funds for this purpose; 2) award the contract for the resurfacing of Northeast Pool to Fibre Tech, Inc.; and 3) approve the issuance of a purchase order to Fibre Tech, Inc. for the not to exceed amount of \$40,199.*

This Matter was Approved as Recommended on the Consent Agenda.

002315 Amendment to Personnel Policy: Policy 12, Military Leave. (B)

RECOMMENDATION *The City Commission ratify the amendment to City of Gainesville Policy 12, Military Leave.*

This Matter was Approved as Recommended on the Consent Agenda.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

002294 Blues Creek Partial Release of Easement (B)

RECOMMENDATION *The City Commission: 1) approve the partial release of a public utility easement; and 2) authorize the Mayor and Clerk of the Commission to execute the Partial Release of Easement, substantially in the form on file, subject to the approval by the City Attorney.*

This Matter was Approved as Recommended on the Consent Agenda.

002295 Extension of Contract for Security Services (NB)

RECOMMENDATION *The City Commission: 1) authorize the General Manager or his designee to execute an amendment to the contract with Barkley Security Agency, Inc., extending the term of the contract for security services through November 30, 2002, subject to the approval of the City Attorney as to form and legality, and 2) approve the issuance of purchase orders to Barkley Security in amounts not to exceed \$276,000.*

This Matter was Approved as Recommended on the Consent Agenda.

002296 Murphree Water Treatment Plant Filter Bypass (B)

RECOMMENDATION *The City Commission: 1) Authorize the General Manager or his designee to execute a contract with W.W. Gay Mechanical Contractors of Gainesville for the construction of the Murphree Water Treatment Plant Filter Bypass; and 2) approve the issuance of a purchase order to W.W. Gay Mechanical Contractors of Gainesville in the amount of \$169,397.00.*

This Matter was Approved as Recommended on the Consent Agenda.

CITY ATTORNEY, CONSENT AGENDA ITEMS**COMMUNITY REDEVELOPMENT AGENCY, CONSENT AGENDA ITEMS****001954 Dumpster Enclosure Demonstration Project License Agreement Language (NB)**

RECOMMENDATION *CRA to City Commission: Approve the recommendation incorporating the CRA Attorney's recommended language and in addition ask staff to work with the property owner over a time period not to exceed 21 days.*

This Matter was Approved as Recommended on the Consent Agenda.

002290 Proposed CRA Amended Budget - FY 2001/2002 (B)

RECOMMENDATION *CRA to the City Commission: Request that the City Commission amend the 2001/2002 fiscal year budget to reflect the revised tax increment payments.*

This Matter was Approved as Recommended on the Consent Agenda.

COMMITTEE REPORTS, CONSENT AGENDA ITEMS**PUBLIC SAFETY COMMITTEE, CONSENT****002236 Neighborhood Crime Watch (NCW) Signs Funding from State Law Enforcement Contraband Forfeiture Trust Funds (NB)**

RECOMMENDATION *The City Commission approve the appropriation and expenditure of \$2,000 from the State Law Enforcement Contraband Forfeiture Trust Fund for the purchase of NCW signs.*

This Matter was Approved as Recommended on the Consent Agenda.

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS**002298 Resignation - Gainesville/Alachua County Cultural Affairs Board (B)**

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

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Commissioner Barrow, 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, Pegeen Hanrahan, John R. Barrow and Tom Bussing

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

Commissioner Barrow moved and Commissioner Chestnut seconded to adopt the Regular Agenda with the following modifications:

- 1. File No. 002282 - Urban Services Report Buckridge - (Additional Back-up submitted.)*
- 2. File No. 002252 - Urban Services Report - Blues Creek - (Additional Back-up submitted.)*
- 3. File No. 002302 - Resolution - (Rules of the City Commission - Revised Language.)*
- 4. House Bill No. 1083 - (Add to Agenda under Scheduled Evening Agenda Items Category.)*

(VOTE: 5-0, MOTION CARRIED)

CLERK OF THE COMMISSION

002303 Combined Emergency Services System Transition Board (B)

RECOMMENDATION *The City Commission schedule a joint meeting on a Report from the Combined Emergency Services System Transition Board for March 21, 2002 from 12:00pm to 3:00pm.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

CITY MANAGER

002316 Universal Fare Free Transit Service (B)

City of Gainesville Regional Transit System (RTS) Director Jeff Logan gave a presentation.

RECOMMENDATION *The City Commission hear the report from RTS staff and take appropriate action.*

Heard

002317 NE Park Stormwater Management (B)

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

AMENDMENT ONE: Commissioner Barrow moved and Commissioner Nielsen seconded to make the following modifications to the approval of the recommendation: 1) Stormwater Management "Park" project instead of "Facility"; and add a third recommendation: divert remaining funds that the Mayor mentioned to the above. (NO VOTE TAKEN)

AMENDMENT TWO: Mayor-Commissioner Pro Tem Hanrahan moved and Commissioner Barrow seconded to amend Recommendation 2 by adding in addition to the previous items listed in amendment one the following: and/or pursue condemnation procedures as appropriate.

Chair Bussing recognized Citizens Kim Popejoy, Monica Cooper, Sara Poll, Curtis Cooper and Jim Kessel who spoke to the matter.

RECOMMENDATION *The City Commission: 1) direct staff to incorporate the NE 14th Avenue Stormwater Management Facility project into the Stormwater Management Capital Improvement Program that will be considered by the City Commission during the budgeting process for FY 2003; and 2) direct staff to pursue grant funding opportunities to purchase the property referred to as Popejoy property for flood management purposes.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Barrow, that this matter be Approved as Amended. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

002318 eCivis Grant Locator Service (B)

Assistant City Manager Carl Harness, Grants Coordinator Mary Broske, District Fire Chief Jeff Tucker, Fire Chief Richard Williams and eCivis Grant Locator Service Director Karl Rectanus who gave presentations.

RECOMMENDATION *The City Commission: 1) receive a report from staff; 2) appropriate funds from the Commission Contingency for acquiring eCivis Grants Locator Service; and 3) authorize the City Manager to execute the eCivis Grants Locator Subscription Agreement.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

002305 North 8th Avenue Resurfacing (B)

Public Works Director Teresa Scott gave a presentation.

Chair Bussing recognized Citizen Arnall Downs who spoke to the matter.

MOTION: Approve the recommendation, and refer the overall project to the Public Works Committee for further review.

RECOMMENDATION *The City Commission: 1) defer Phase 2 of the NW 8th Avenue projects; 2) allocate the \$230,000 to the General Roadway Resurfacing Program with NW 8th Avenue from 34th Street to 23rd Street being given a high priority for resurfacing in the FY03 program; and 3) refer discussions of the additional \$242,000 estimated cost associated with the proposed lane reduction on Phase 3 section to the FY03 budget process.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Nielsen, that this matter be Approved as Recommended and Referred to the Public Works Committee, due back on July 28, 2002. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

002308 Patriotic Flag Project (NB)

Assistant City Manager Carl Harness gave a presentation.

RECOMMENDATION *The City Commission approve and authorize funds in an amount not to exceed \$5,000 to be allocated from the City Commission contingency to be utilized for the flag project.*

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, John R. Barrow and Tom Bussing
Absent: Pegeen Hanrahan

002313 Rehabilitation and Sale of House Located at 407 Northwest 8th Street (NB)

Chair Bussing recognized Citizen Robert Pearce who spoke to the matter.

RECOMMENDATION *If the City Commission chooses to move forward with the second bid: 1) authorize the Mayor to execute a contract and all necessary documents with the CRA to transfer the property at 407 Northwest 8th Street to the City and commit to the rehabilitation of the house by the City Housing Division; 2) authorize the Mayor to execute a contract with the CRA for the City to agree to rehabilitate 407 Northwest 8th Street and sell it at market value to an income eligible homebuyer, with*

the CRA furnishing the City up to \$51,782.50 (plus a 10% contingency of \$5,178) for the rehabilitation of the property; 3) declare the property located at 407 Northwest 8th Street as surplus property; 4) authorize the Housing Division to rehabilitate and sell the property at market value to an income eligible homebuyer; 5) authorize the Housing Division to provide the grant and/or deferred payment loan subsidy necessary to sell the property and make the purchase of the property affordable to an income eligible homebuyer; 6) authorize the City Manager or designee to execute the construction contract, property deed, purchase and sale agreement, subsidy agreements, and all necessary certifications or assurances required to rehabilitate the property and transfer ownership to a homebuyer that will be identified at a later date; 7) authorize the Housing Division to use the standard Rehabilitation Program documents to consummate the rehabilitation and sale transactions; 8) authorize the Housing Division to expend \$51,782.50 (plus a 10% contingency of \$5,178) to cover 50% of the rehabilitation cost of 407 Northwest 8th Street, with 50% of the net sales proceeds from the sale of the property to be returned to the CRA; and 9) authorize the issuance of a purchase order to the contractor, M.J. Koken Company, Inc. in an amount not to exceed \$103,565, plus a 10% contingency in the amount of \$10,356.

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

GENERAL MANAGER FOR UTILITIES

002297 Electric Service Territorial Agreement (B)

Gainesville Regional Utilities Assistant General Manager for Energy Delivery David Beaulieu gave a presentation.

RECOMMENDATION *The City Commission authorize: a) the Mayor and the Clerk of the Commission to execute a new Electric Service Territorial Agreement with Clay Electric Cooperative, Inc., substantially in the form as that which is on file in the Office of the Clerk, subject to approval of the City Attorney as to form and legality, and b) the General Manager for Utilities to petition the Florida Public Service Commission jointly with Clay Electric Cooperative, Inc. to approve the new Electric Service Territorial Agreement.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

CITY ATTORNEY

002300 SALARY AND FLORIDA RETIREMENT SYSTEM (B)

Assistant City Attorney Charles Hauck gave a presentation.

RECOMMENDATION *The City Commission authorize the City Attorney to draft and the Clerk of the Commission to advertise an Ordinance reducing the salaries of the Mayor and City Commissioners.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and John R. Barrow
Nay: Tom Bussing

CITY AUDITOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

COMMUNITY DEVELOPMENT COMMITTEE

001835 SmartBuilt Program (B)

City of Gainesville Community Development Director Tom Saunders and GRU Energy and Business Services Manager Steve Stagliano gave presentations.

Chair Bussing recognized Citizen Brad Guy who spoke to the matter.

RECOMMENDATION *The City Commission: 1) hear a presentation from staff and the Conservation Clinic, and authorize the Clerk to advertise and the City Attorney to draft appropriate ordinances implementing the program; and 2) remove this item from the referral list.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Nielsen, that this matter be Approved as Recommended. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)**OUTSIDE AGENCIES****MEMBERS OF THE CITY COMMISSION****COMMISSION COMMENTS (if time available)****RECESS - 4:45 PM****RECONVENE - 5:33****CITIZEN COMMENT (5:30pm)****Mark Goldstein**

Nuisance Abatement Ordinance

Kali Blount

Citizen Participation in City Advisory Boards & Committees

See following item #002330.

002330 Citizen Participation with City Advisory Boards (NB)

RECOMMENDATION *The City Commission refer the issue of making a broader cross-section of the community aware of opportunities to serve on City Advisory Boards to the Equal Opportunity Committee.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Chestnut, that this matter be Referred to the Equal Opportunity Committee, due back on July 28, 2002. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Tom Bussing
Absent: John R. Barrow

Natie Hanan - Transportation Access Chair/University of Florida Lobby Director

- 1. Transportation Issues*
- 2. Student Drinking Issues*

COMMISSION COMMENTS (if time available)**Commissioner Warren Nielsen**

Alachua County Joint City/County Meeting Thursday, January 31, 2002 - Add Matrix Item

See following item # 012331.

002331 Joint City/County Commission Meeting - Additional Item (NB)

RECOMMENDATION *The City Commission briefly address Leadership Gainesville regarding one of the items that is in the Matrix of County/City Issues at 1:25 PM during the Joint City/County Meeting.*

A motion was made by Commissioner Nielsen, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Approved as Recommended. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen and Pegeen Hanrahan
Nay: Tom Bussing
Absent: John R. Barrow

Commissioner Pegeen Hanrahan

Consultant Progress - Rental Housing Data

PLEDGE OF ALLEGIANCE (6:00pm)**Troop #540****PROCLAMATIONS/SPECIAL RECOGNITIONS****002319 Recognition of Emery Swearingen (B)**

Heard

002321 Non-native Invasive Plant Awareness Week - January 27-February 2, 2002 (B)

RECOMMENDATION *University of Florida Center for Invasive and Aquatic Plants Extension Specialist Dr. Kenneth Langeland to receive the Proclamation.*

Heard

PUBLIC HEARINGS

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

000516 OUTDOOR LIGHTING REGULATIONS (B)

Ordinance No. 0-01-34, Petition No. 147TCH-00PB

An ordinance of the City of Gainesville, Florida, relating to outdoor lighting; Providing for Intent and Purpose; amending Section 30-23(c) of the Land Development Code by adding definitions; amending Subsection 30-160(d)(33) of the Land Development Code to require a photometric plan be included as part of a preliminary development plan; amending Subsection 30-330(a)(4) of the Land Development Code setting requirements for lighting of off-street parking facilities; amending Section 30-345 of the Land Development Code setting general performance standards on lighting; creating and adding subsection 30-93(e) to the Land Development Code establishing lighting requirements for gasoline and alternative fuel service stations; creating and adding Section 30-345.1 to the Land Development Code, providing for nonconforming luminaires and a schedule for compliance; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Community Development Director Tom Saunders and Senior Planner Kathy Winburn gave presentations.

REVISIONS: 1) Revise page 5, line 4 to read: "Transformer boxes or utility poles should not be located within required parking lot landscape islands" (deleting "for security lighting"; and 2) revise page 5, line 21 to read: "Roadway lighting is exempt from light trespass requirements" (deleting "on public streets"); and ask staff to come back with alternative language that would allow for appropriate decorative fixtures at second reading.

Chair Bussing recognized Citizens Ernesto Martinez, Debbie Martinez, and Harold Saive who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Tom Bussing
Absent: John R. Barrow

001588

NUISANCE ABATEMENT (B)**ORDINANCE NO. 0-01-76**

An ordinance of the City of Gainesville, Florida, amending Chapter 16, Article V entitled "Public Nuisance Abatement"; amending, creating and renumbering Sections 16-91 through 16-99.3 inclusive of the Code of Ordinances; establishing a purpose and intent; defining statutory authority, providing definitions; providing the declaration of a public nuisance; appointing the code enforcement board members as ex officio members of the nuisance abatement board; providing procedures, administrative remedies and fines; requiring City Commission approval before closure order is final; providing for enforcement; providing for appeal; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Assistant City Attorney Ron Combs gave a presentation.

NOTE: Commissioner Barrow entered the meeting room at 7:09 PM.

Chair Bussing recognized Citizens Steve Sullivan, Mark Goldstein, Dave Mitchell, Ernest Brockington and Karl Hackenbrack who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, 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, Pegeen Hanrahan, John R. Barrow and Tom Bussing

002282

URBAN SERVICES REPORT - BUCKRIDGE (B)**Ordinance No. 0-02-01**

An Ordinance of the City of Gainesville, Florida; adopting an Urban Services Report which sets forth the plans to provide urban services to an area generally north of NW 23rd Avenue, east of NW 51st Street, south of NW 39th Avenue and west of the city limits in the vicinity of NW 43rd Street; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, as amended, Special Acts, Laws of Florida, 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 Strategic Planner Heidi Lannon gave a presentation.

REVISION: Modified back-up submitted.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

002252 URBAN SERVICES REPORT - BLUES CREEK (B)

Ordinance No. 0-02-02

An Ordinance of the City of Gainesville, Florida; adopting an Urban Services Report which sets forth the plans to provide urban services to an area generally north of NW 73rd Avenue and Sterling Place subdivision, east of the city limits, south of the city limits and west of the city limits in the vicinity of NW 43rd Street; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, as amended, Special Acts, Laws of Florida, 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 Strategic Planner Heidi Lannon gave a presentation.

REVISION: Modified back-up submitted.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

ORDINANCES 2ND READING- ROLL CALL REQUIRED

RESOLUTIONS- ROLL CALL REQUIRED

002299 Resolution Requesting an Easement from the State of Florida (B)

RECOMMENDATION *The City Commission: 1) adopt a resolution, 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 Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Chestnut, that this matter be Adopted (Resolution). The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

002302 Resolution - Rules of the City Commission (B)

REVISIONS:

1. New Page 3, line G, City Commission Workshops/Informal Meetings can be held anywhere as long as they follow the "Sunshine Law".

2. Page 6, Include Equal Opportunity Committee as a Standing City Commission Committee.

RECOMMENDATION *The City Commission adopt the Rules of the City Commission.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Barrow, that this matter be Adopted (Resolution), as revised. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

002320 RTS FY 2002 Program of Projects (POP) and FY 1999-2000 Performance Measures (B)

RTS Director Jeff Logan gave a presentation.

RECOMMENDATION *The City Commission: 1) hear a presentation by staff; 2) approve the Program of Projects for FY 2002; and 3) approve the Resolution authorizing the filing of the budget application with the Department of Transportation.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

PLAN BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

002328 House Bill No. 1083

FIRST MOTION: Mayor-Commissioner Pro Tem Hanrahan moved and Commissioner Barrow seconded that the City Commission amend the call and ask

Alachua County to include discussion of House Bill 1083 (North Central Florida Transportation Authority) at the Joint City/County Commission Meeting, Thursday, January 31, 2002.

(VOTE: 5-0, MOTION CARRIED)

SECOND MOTION: Commissioner Barrow moved and Mayor-Commissioner Pro Tem Hanrahan directed the Clerk of the Commission to contact the Legislative Delegation informing them that House Bill 1083 will be discussed at the Joint City/County Commission Meeting, Thursday, January 31, 2002.

(VOTE: 5-0, MOTION CARRIED)

RECOMMENDATION *The City Commission discuss House Bill No. 1083.*

Approved, as shown above

COMMISSION COMMENT

002301 Annual Performance, Salary, and Benefits Review - Clerk of the Commission (NB)

MOTION: The Clerk of the Commission receive a 4.5% increase retroactive to his anniversary date.

RECOMMENDATION *As required by the Clerk of the Commission's employment agreement, the City Commission conduct the annual performance, salary and benefits review.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

Commissioner John Barrow

1. Metropolitan Transportation Planning Organization (MTPO) Make-up & Jurisdiction - Gainesville Metropolitan Area.

2. Air Potato Proclamation.

Mayor Tom Bussing

County Wide Visioning Process

UNFINISHED BUSINESS

CITIZEN COMMENT (If time available)

ADJOURNMENT - 9:15 PM

Kurt M. Lannon, Clerk of the Commission