

City of Gainesville

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



Meeting Minutes

Monday, February 13, 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 - 1:09 PM

ROLL CALL

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

INVOCATION

The City Commission observed a moment of silence.

CONSENT AGENDA

MOTION: Commissioner Bryant moved and Commissioner Nielsen seconded to adopt the Consent Agenda with the following modifications,

MODIFICATIONS:

- 1. New Item Consent - File #050931 - "Authorizing the City Manager to serve as the registered agent for the City Recreation referendum and the Santa Fe Annexation referendum".*
- 2. File #050901 - General Manager Consent Category - Amendment to Agreement for Management & Staff Training - (Revised language).*
- 3. File #050900 - Low Income Household Energy Efficiency Study - Remove from the Consent Agenda and place on the Regular Agenda for discussion.*

CITY MANAGER, CONSENT AGENDA ITEMS

050823

Conforming changes to Building Code references in the City Code of Ordinances, Appendix A (NB)

Executive Summary

This item involves a request for the City Commission to modify the Building Code references found in Appendix A of the Code of Ordinances.

RECOMMENDATION

The City Commission authorize the City Attorney to draft and the Clerk of the Commission to advertise an amendment to the Code of Ordinances amending Appendix A to include the correct references to the 2004 Florida Building Code and to Section 6-3 of the City of Gainesville Code of Ordinances.

Alternative Recommendation:

If the City Commission does not authorize the City Attorney to draft and the Clerk of the Commission to advertise an amendment to the Code of Ordinances amending Appendix A,

then the references to the current addition to the Florida Building Code will be incorrect.

This Matter was Approved as Recommended on the Consent Agenda.

050866

Annual Services Contract for Professional Surveyor and Mapping (B)

This item involves a request for the City Commission to authorize contract negotiations with George F. Young, Inc., and Terrance Brannan Land Surveyor, Inc., for Annual Services Contract for Professional Surveyor and Mapping Services.

RECOMMENDATION

Recommended Motion: The City Commission: 1) accept the selection of the four most qualified surveying firms in the order of ranking; 2) authorize the City Manager to initiate contract negotiations with George F. Young, Inc., and Terrance Brannan Land Surveyor, Inc., for professional surveying and mapping in accordance with the Consultants' Competitive Negotiations Act (CCNA); and 3) authorize the City Manager, upon successful contract negotiations, to execute the contracts and any related documents, including contract amendments and extensions.

Alternative Recommendation A: The City Commission reject the recommended ranking and direct the City Manager to secure the services of individual land surveying firms on a project-by-project basis in accordance with CCNA. This would result in project delays as individual qualification based selection processes would be required to meet State Statutes. This would also result in additional administrative costs for both projects and routine tasks that require the services of registered surveyors.

This Matter was Approved as Recommended on the Consent Agenda.

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050867

Weschester Release of Easement (B)

This item involves an easement granted to the City by the developer for the Krystle Pines subdivision. This subdivision, now known as Weschester, was sold to a new developer who has requested that the City release this easement in order for him to develop the property with drainage provided elsewhere in the development.

RECOMMENDATION

Recommended Motion: The City Commission: 1) approve the release of the Drainage Easement granted by Arthur D. Weiss; and 2) authorize the Mayor to sign the Release of

Easement, subject to review and approval by the City Attorney as to form and legality.

Alternative Recommendation A: The City Commission deny the request for release of easement, which would result in Weschester Subdivision plans being revised and resubmitted for plans review.

This Matter was Approved as Recommended on the Consent Agenda.

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050874

Request to Declare as Surplus Property Located in the 3800 Block of Waldo Road (B)

This item involves a request for the City Commission to approve the surplus and sale of property to adjacent property owners. The property in question previously was CSX rail right-of-way and is not a developable parcel by itself.

RECOMMENDATION

Recommended Motion: The City Commission: 1) declare a 0.45-acre portion located in the 3800 block of Waldo Road of Tax Parcel 08198-007-000, as surplus; 2) authorize the City Manager to execute Purchase and Sale Agreements for two portions of Tax Parcel 08198-007-000 to the adjacent property owners, retaining a drainage/utility easement over the north 40 feet of the southern portion and the south 25 feet of the northern portion; 3) authorize the City Manager to prepare two Special Warranty Deeds, subject to approval by the City Attorney; and 4) authorize the Mayor to execute, and the Clerk to attest, two Special Warranty Deeds to convey the property located in the 3800 block of Waldo Road, Tax Parcel 08198-007-000, to the two adjacent property owners, retaining a drainage/utility easement over the north 40 feet of the southern portion and the south 25 feet of the northern portion .

Alternative Recommendation A: The City Commission deny the request for surplus and sale of the property to the adjacent property owners and keep the property off the tax rolls.

This Matter was Approved as Recommended on the Consent Agenda.

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050876

Additional Costs for the Old Landfill at Sweetwater - Slope and Creek Stabilization (B)

This item involves a request for the City Commission to approve additional

compensation for the project to Environmental Barrier Company, LLC (EBC). The changes in the site condition require EBC to incur additional costs in order to accomplish the repair work.

RECOMMENDATION

Recommended Motion: The City Commission: 1) approve the additional costs for the project; 2) authorize all funding transfers in the Solid Waste Enterprise Fund necessary for the additional costs; and 3) authorize the City Manager to issue a modified purchase order not to exceed \$836,378.60, subject to approval by the City Attorney as to form and legality

Alternative Recommendation A: There are no alternate recommendations or fiscal notes.

This Matter was Approved as Recommended on the Consent Agenda.

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050931

Appointment of the City Manager as a Registered Agent for the City of Gainesville with the Florida Department of State-Division of Elections (B)

This item is intended to comply with and accept the obligations of the position of registered agent as set forth in Section 106.022, Florida Statutes, with respect to electioneering communications activity that the City of Gainesville may engage in during efforts to inform and educate the public concerning local ballot or referendum issues.

RECOMMENDATION

The City Commission: 1) approve the request to appoint the City Manager as a registered agent for the City of Gainesville with the Florida Department of State-Division of Elections and 2) authorize City departments reporting to the City Manager to engage in efforts to inform and educate the public regarding local ballot or referendum issues.

Alternative Recommendation A: The City Commission deny the request to appoint the City Manager as a registered agent for the City of Gainesville with the Florida Department of State-Division of Elections. This action will effectively preclude City departments from engaging in efforts to inform and educate the public regarding local ballot or referendum issues.

Alternative Recommendation B: The City Commission deny the request to appoint the City Manager as a registered agent for the City of Gainesville with the Florida Department of State-Division of Elections and provide direction to staff regarding compliance with Section 106.022, of the Florida

Statutes.

This Matter was Approved as Recommended on the Consent Agenda.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

050899

Financial Advisor Contract (B)

Staff recommends award of a contract to Public Financial Management to serve as the utility system's financial advisor.

RECOMMENDATION

The City Commission: 1) authorize the General Manager, or his designee, to negotiate and execute a contract with Public Financial Management for financial advisor services, subject to the approval of the City Attorney as to form and legality, and 2) approve the issuance of a purchase order to Public Financial Management in amounts not exceeding budgeted amounts for FY 2006 and for subsequent years of the contract, subject to the appropriation of funds in each fiscal year.

This Matter was Approved as Recommended on the Consent Agenda.

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050901

Amendment to Agreement for Management & Staff Training (NB)

Authorize an amendment to the Agreement with Organizational Excellence International, P.C. for management and employee development consulting and training services.

RECOMMENDATION

The City Commission authorize the General Manager, or his designee, to execute an amendment to the Agreement with Organizational Excellence International, P.C. for management and employee development consulting and training services subject to the approval of the City Attorney as to form and legality, in an amount not to exceed \$70,000 for FY06 (New Not-to-Exceed Amount \$95,000).

This Matter was Approved as Recommended on the Consent Agenda.

050902

Main Street WRF Reuse System (B)

The recommended improvements and additions to the Main Street Water Reclamation Facility (MSWRF) are necessary to meet regulatory requirements

for providing reclaimed water for public use.

RECOMMENDATION *The City Commission approve the following purchases for improvements and additions to the Main Street Water Reclamation Facility: 1) WW Gay, Inc. for the construction of the improvements and additions to the MSWRF in an amount not to exceed \$659,216.00 and 2) Concrete Modular Systems, Inc. for two precast concrete buildings needed for the project in the amount of \$54,776.26.*

This Matter was Approved as Recommended on the Consent Agenda.

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050903

Purchase Order for a 36" x 24" Wet Tap (NB)

The recommended wet tap is necessary to accommodate future wastewater flows entering the Kanapaha Water Reclamation Facility.

RECOMMENDATION *The City Commission authorize the issuance of a purchase order to Flow Serve, as a specified source, for the fabrication and installation of one (1) 36" x 24" IPSCO Wet Tap in the amount of \$26,850.*

This Matter was Approved as Recommended on the Consent Agenda.

050904

Arc Flash Hazard Analysis Services for Deerhaven and John R. Kelly Generating Stations (B)

Staff recommends award of a contract to perform arc flash hazard analysis on certain equipment in GRU's power plants based on the updated standards.

RECOMMENDATION *The City Commission authorize the General Manager or his designee to negotiate and execute a contract with Suncoast Industrial Services, Inc. to perform arc flash hazard analysis and recommend protection measures for compliance with National Fire Protection Association (NFPA) Standard 70E and approve the issuance of a purchase order to provide these services in the amount of \$54,500.*

This Matter was Approved as Recommended on the Consent Agenda.

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CITY ATTORNEY, CONSENT AGENDA ITEMS

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

050892**Resignation of Advisory Board/Committee Member Sunil Patel of the Public Recreation Board (B)**

RECOMMENDATION *The City Commission accept the resignation of Sunil Patel from the Public Recreation Board effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

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050907**Resignation of Advisory Board/Committee Member William R. Samples, Jr. (B)**

RECOMMENDATION *The City Commission accept the resignation of William R. Samples, Jr. from the Gainesville Code Enforcement Board effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

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050898**City Commission Minutes (B)**

RECOMMENDATION *The City Commission approve the minutes of January 23, 2006 (Regular Meeting); January 30, 2006 (2 Special Meetings); and February 7, 2006 (Special Meetings).*

This Matter was Approved as Recommended on the Consent Agenda.

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050918**Special Meetings - Equal Opportunity Department (NB)**

RECOMMENDATION *The City Commission schedule two special meetings regarding the Equal Opportunity Department on April 3 and May 1, 2006 at 6:00 PM in the City Hall Auditorium.*

This Matter was Approved as Recommended on the Consent Agenda.

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS**COMMITTEE REPORTS, CONSENT AGENDA ITEMS**

PUBLIC SAFETY COMMITTEE, CONSENT

050792

State LECFTF Funding for Corner Drug Store Interface Youth Program and Spotlight on Youth Campaign (B)

This item requests that the City Commission appropriate and expend funds from the State Law Enforcement Contraband Forfeiture Trust Fund for the Corner Drug Store Interface Youth Program and Spotlight on Youth Campaign.

RECOMMENDATION

The City Commission authorize the appropriation of an amount not to exceed \$10,000 from the State Law Enforcement Contraband Forfeiture Trust Fund for the Corner Drug Store Interface Youth Program and Spotlight on Youth Campaign.

Alternative Recommendation A: The City Commission decline the appropriation and advise staff to not fund the request from the Corner Drug Store. There is no fiscal impact.

This Matter was Approved as Recommended on the Consent Agenda.

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Passed The Consent Agenda

A motion was made by Commissioner Bryant, seconded by Commissioner Nielsen, 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, Chuck Chestnut, Rick Bryant, Craig Lowe and Jack Donovan
Absent: Edward Braddy

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

MOTION: Commissioner Bryant moved and Commissioner Nielsen seconded to adopt the Regular Agenda with the following modifications.

(VOTE: 6-0, Commissioner Braddy - Absent, MOTION CARRIED)

MODIFICATIONS:

1. New Item - File #050928 - Clerk of the Commission - Discuss scheduling of Joint Meeting with the School Board and identify topics to be discussed with back-up submitted.

2. File #050850 - "Wastewater Service for the City of Archer" - Waive the Rules to hear this item immediately after File #050837 "HUD Item".
3. New Item - Members of the City Commission - File #050930 - ICF Report - Commissioner Jack Donovan with back-up submitted.
4. File #050916 - "Evergreen Cemetery Association" - Waive the Rules to hear this item at 6:30 PM and additional back-up submitted.
5. File #050527 - Retiree Health Insurance Trust - (Revised back-up submitted).

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

050928 Joint Meeting with the School Board (B)

MOTION: Request that the CRA reschedule the March 20, 2006 Community Redevelopment Agency Meeting to 6:00 PM; 2) schedule a joint meeting with the City of Gainesville, Alachua County and the School Board to be held at 3:00 PM, March 30, 2006; and 3) discuss the following topics:

1. *An update on the cooperative City/County School Board Education Program for Fire and Emergency Services.*
2. *Provision of an update on staff's progress in preparing a Comprehensive Plan element to discuss school siting and concurrency.*
3. *Provision of an update from the School Board that provides an overview of the School System's capital needs; and a discussion of the proposed school sales tax.*

Chair Hanrahan recognized Walter Willard who spoke to the matter.

RECOMMENDATION *The City Commission discuss scheduling of a Joint Meeting with the School Board and identify topics to be discussed.*

A motion was made by Commissioner Nielsen, 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, Rick Bryant, Craig Lowe and Jack Donovan
Absent: Chuck Chestnut and Edward Braddy

WAIVER OF RULES

050850**Wastewater Service to the City of Archer (B)**

Staff is requesting policy direction on acceptable options for meeting Archer's wastewater needs.

PRESENTATIONS: Gainesville Regional Utilities Assistant General Manager for Water/Wastewater Administration David Richardson gave a presentation. The following City of Archer Representatives also gave presentations: Commissioner Hodges, Dr. Henderson, Mr. Don Berryhill, Mr. John Dingess, Commissioner Lopez, Mike Beltz, John Carver, and Archer City Manager Mr. Drummond.

*TABLE MOTION: Commissioner Chestnut moved and Commissioner Nielsen seconded to table this item.
(There was no objection).*

*TAKE FROM THE TABLE MOTION: Commissioner Chestnut moved and Commissioner Nielsen seconded to take this item from the table.
(There was no objection).*

MOTION: 1) Indicate support for the force main option for the City of Archer, contingent on working out growth management issues and joint planning provisions; and 2) refer to the Regional Utilities Committee and come back to the City Commission at the February 27, 2006.

CITIZEN COMMENT TO THE MOTION: Chair Hanrahan recognized Walter Willard who spoke to the matter.

RECOMMENDATION *The City Commission: 1) receive a report from Staff concerning options for providing wastewater service to Archer; and 2) provide Staff with policy direction regarding the range of acceptable options for further consideration.*

A motion was made by Commissioner Lowe, seconded by Commissioner Donovan, that this matter be Approved as shown above and Referred to the Regional Utilities Committee, due back on February 27, 2006. 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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CITY MANAGER050837**Presentation of 2005 HUD Continuum of Care Awards for Local Homeless Projects (NB)**

On December 20, 2005, U.S. Secretary of Housing and Urban Development

Alphonso Jackson announced the award of \$1.33 billion dollars in grants to house and serve homeless individuals and families. Among those grants were five local projects.

Representative Corrine Brown and Nick Shelly from HUD gave presentations.

RECOMMENDATION *The City Commission receive a presentation from representatives from the HUD field office in Jacksonville.*

Heard

WAIVER OF RULES

050930 Commissioner Jack Donovan - Process for ICF Reporting (B)

MOTION: Schedule a Special City Commission Meeting for Wednesday, February 15, 2006 at 6:00 PM at Ironwood, Re: The ICF Preliminary Report.

Chair Hanrahan recognized Citizen Walter Willard who spoke to the matter.

RECOMMENDATION *The City Commission discuss the process for ICF reporting and take appropriate action.*

A motion was made by Commissioner Lowe, seconded by Commissioner Donovan, 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, Craig Lowe and Jack Donovan
Nay: Rick Bryant
Absent: Edward Braddy

CITY MANAGER - (Continued)

050891 Legislative Update (NB)

The City Commission will receive an update from staff on pending legislation related to the Gainesville Regional Airport.

Gainesville Alachua County Regional Airport Authority Director Rick Crider gave a presentation.

MOTION: Go with the City Manager and other staff's recommendations and to negotiate in good faith for 2006 with the Airport Authority.

CITIZEN COMMENT TO THE MOTION: Chair Hanrahan recognized Citizens Walter Willard and Harold Saive who spoke to the matter.

RECOMMENDATION *The City Commission receive a report from staff and take action if appropriate.*

A motion was made by Commissioner Bryant, seconded by Mayor-Commissioner Pro Tem Chestnut, 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 and Rick Bryant
Nay: Craig Lowe and Jack Donovan
Absent: Edward Braddy

050915

Gainesville Alachua County Regional Airport Authority (GACRAA) - Request for Recording of Conservation Easement (B)

This item involves a request from the Gainesville Alachua County Regional Airport Authority (GACRAA) regarding the proposed recording of a conservation easement on 129.36 acres of the Gum Root Swamp property. In furtherance of this request, proposed conservation easement language and the supporting environmental report, have recently been provided to City staff for review.

PRESENTATION: Jeff Breeden and Airport Director Rick Crider gave presentations.

MOTION: 1) - (Alternative Recommendation) Direct staff to review the environmental report and fiscal impact of the proposed conservation easement as well as all pertinent documents submitted with GACRAA's attached staff correspondence; and 2) staff review impacts and plans for Recreation, especially related to Gum Root Swamp.

CITIZEN COMMENT TO THE MOTION: Chair Hanrahan recognized Citizen Mark Goldstein, Walter Willard and Chamber of Commerce Executive Director Brent Christensen who spoke to the matter.

RECOMMENDATION *Recommended Motion: The City Commission: 1) hear a presentation from GACRAA staff on the proposed recording of the conservation easement; and 2) provide policy direction to City staff regarding the proposed recording of the conservation easement.*

Alternative Recommendation: The City Commission direct staff to review the environmental report and fiscal impact of the proposed conservation easement as well as all pertinent documents submitted with GACRAA's attached staff correspondence.

A motion was made by Commissioner Lowe, seconded by Commissioner Donovan, 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
Absent: Edward Braddy
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050897

Gainesville Regional Airport Master Plan Update Presentation (B)

NOTE: This item was continued to the February 27, 2006 Regular City Commission Meeting without objection.

RECOMMENDATION *The City Commission hear a presentation regarding the Airport's Master Plan Update.*

Continued

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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

050917

Meridian Behavioral Healthcare (B)

Ms. Schneause gave a presentation.

RECOMMENDATION *The City Commission hear a presentation and authorize the*

Mayor to write a letter of support.

A motion was made by Mayor-Commissioner Pro Tem Chestnut, 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, Rick Bryant, Craig Lowe and Jack Donovan
Absent: Edward Braddy
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GENERAL MANAGER FOR UTILITIES

050900

Low Income Household Energy Efficiency Study (NB)

Staff is requesting authorization to enter into a contract with the University of Florida partially funded from an American Public Power Association Demonstration of Energy-Efficient Developments (DEED) grant to implement a Low Income Household Energy Efficiency Study.

RECOMMENDATION

The City Commission 1) authorize the General Manager, or his designee, to negotiate and execute a contract with the University of Florida's Program for Resource Efficient Communities to implement the Low Income Household Energy Efficiency Study at a cost not to exceed \$50,000, subject to the approval of the City Attorney as to form and legality; and 2) the City Commission authorize the General Manager, or his designee, to accept a \$25,000 grant award and execute a contract with American Public Power Association's (APPA) Demonstration of Energy-Efficient Developments (DEED) to implement the Low Income Households Energy Efficiency Study, subject to the approval of the City Attorney as to form and legality.

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
Absent: Edward Braddy

COMMISSION COMMENTS (if time available)

RECESS - 4:53 PM

RECONVENE - 5:40 PM

CITIZEN COMMENT

Walter Willard

Various Issues

Jerry Williamson

GPD Complaint

Mickey McKenzie

Keep Alachua County Beautiful - Tree Update

Richard Selwach

Airport Stormwater Issue

See following File #050953.

050953 Citizen Comment - Richard Selwach - Airport Issues (B)

RECOMMENDATION

The City Commission hear Comments from Richard Selwach and place back-up submitted on file.

Placed on File

Gabe Kaimowitz

Election Issues

Jack Hughes

5-Points of Life Marathon - Thanks to City of Gainesville for their support and support for the Charter Amendment.

COMMISSION COMMENTS (if time available)

PLEDGE OF ALLEGIANCE (6:00pm)

Girl Scout Troop #1367

PROCLAMATIONS/SPECIAL RECOGNITIONS**050893****President's Day - February 20, 2006 (B)****RECOMMENDATION***Gator Detachment of the Marine Corps League to accept the proclamation.***Heard**

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050877**Thomas Yatabe Award for 2005 from the State Emergency Response Commission (NB)****Recognition for Firefighter Daniel E. Smith receiving the Thomas Yatabe Certificate of Outstanding Achievement, presented by the State Emergency Response Commission for Hazardous Materials on October 21, 2005.****RECOMMENDATION***The City Commission recognize Firefighter Daniel E. Smith for his outstanding achievement.***Heard****CITIZEN COMMENT - (Continued)****Jeff McAdams***Fraternal Order of Police FOP Conference at the Holiday Inn West***Mrs. Gabriel Martinez***Pedestrian Safety - Butler Plaza***050949****Pedestrian Safety at Butler Plaza Referral (NB)****NOTE: This item was brought to the City Commission during Citizen Comment by Mrs. Gabrielle Martinez.***NOTE: This item was referred to the Bicycle/Pedestrian Advisory Board by consensus.***RECOMMENDATION***The City Commission refer the issue of Pedestrian Safety at Butler Plaza to the Bicycle Pedestrian Advisory Board.*

Referred to Bicycle/Pedestrian Advisory Board

SCHEDULED EVENING AGENDA ITEMS

050916

Evergreen Cemetery Association (NB)

PRESENTATIONS: President of the Evergreen Cemetery Association Dr. Thomas Faye, Alachua County Forever Program Manager Ramesh Buch and Recreation and Parks Director David Flaherty gave presentations.

MOTION: 1) The City Commission go on record as supporting the Sweetwater Limited Acquisition by Alachua County Forever; 2) staff explore efforts for land exchange between Evergreen Cemetery and Sweetwater Limited Property and also explore other options for expansion of Evergreen Cemetery, but not in a manner that would endanger the acquisition of the Sweetwater Limited property by Alachua County Forever; 3) the Mayor write a letter to the County regarding these issues; 4) staff come back with an update at the February 27, 2006 regular City Commission Meeting.

CITIZEN COMMENT TO THE MOTION: Chair Hanrahan recognized Alachua County Land Conservation Board (LCB) Member Dr. David Auth.

RECOMMENDATION *The City Commission hear a report from the Evergreen Cemetery Association.*

A motion was made by Commissioner Lowe, seconded by Commissioner Donovan, 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
Absent: Edward Braddy

PUBLIC HEARINGS

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

050527

RETIREE HEALTH INSURANCE TRUST (B)

Ordinance No. 0-06-14

An Ordinance of the City of Gainesville, Florida, relating to retiree health insurance; establishing a trust, describing City contributions and retiree benefits, providing for administration of the program, and protection against creditors; repealing obsolete Article VIII of Chapter 2 relating to the same

subject; 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 Commissioner Bryant, that this matter be Adopted on First Reading, as revised (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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050582

REZONING - 1108 SOUTHEAST 1ST AVENUE (B)

Ordinance No. 0-06-18, Petition No. 156ZON-05PB

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain property within the City from "MU-1: 8-30 units/acre mixed use low intensity" to "PS: Public services and operations district"; to allow a cemetery as a use permitted by right without approval of a preliminary development plan; located in the vicinity of 1108 Southeast 1st Avenue; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Chair Hanrahan recognized Walter Willard and Richard Selwach who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Nielsen, seconded by Commissioner Donovan, that this matter be 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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050881

VOLUNTARY ANNEXATION - CCGH

Ordinance No. 0-06-21

An Ordinance of the City of Gainesville, Florida, annexing a portion of the City of Gainesville Reserve Area Pursuant to Chapter 90-496, Special Acts, Laws of Florida, as amended by Chapter 91-382 and Chapter 93-347, Special Acts, Laws of Florida, known as the Alachua County Boundary Adjustment Act; making certain findings; including within the corporate limits of the City of Gainesville, Florida, that certain compact and contiguous area comprised of Tax Parcels 06706-025-000 through 06706-030-000 and 06706-035-000 through 06706-040-000, generally located south of SW 17th Avenue, west of the vicinity

of SW 34th Street and the City limits, north of SW 17th Place and east of Tax Parcel 06724-000-000; providing for inclusion of the area in Appendix I of the City Charter; providing for land use and zoning regulations; providing for persons engaged in any occupation, business, trade or profession within the area; providing directions to the City Manager and Clerk of the Commission; providing a severability clause; and providing an immediate effective date.

Interim OMB Director Karen Snyder gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Donovan, seconded by Mayor-Commissioner Pro Tem Chestnut, that this matter be 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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ORDINANCES, 2ND 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.

Chair Hanrahan recognized Richard Selwach who spoke to the matter.

City Planning Manager Ralph Hilliard made comments.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Mayor-Commissioner Pro Tem Chestnut, seconded by Commissioner Bryant, that this matter be Adopted on Final 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 area 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.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Mayor-Commissioner Pro Tem Chestnut, seconded by Commissioner Donovan, that this matter be Adopted on Final 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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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 area 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.

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 Final 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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RESOLUTIONS- ROLL CALL REQUIRED

050875

Resolution authorizing grant applications to the U.S. Department of Transportation and the Florida Department of Transportation and approval of staff positions for expanded bus services (B)

This item involves an authorization to apply for transportation funding and approval of the addition of nine (9) new positions and an increase of \$486,014 in the operating budget to operate new and enhanced service (including Sunday Service) negotiated with the University of Florida and funded jointly by the University of Florida and the Florida Department of Transportation. The new service will be effective August 21, 2006.

Regional Transit System (RTS) Director Jesus Gomez gave a presentation.

Chair Hanrahan recognized Richard Selwach and Walter Willard who spoke to the matter.

RECOMMENDATION

Recommended Motion: The City Commission: 1) adopt the Resolution; and 2) approve the nine (9) new positions and increase in operating budget to operate new and enhanced service negotiated with the University of Florida and FDOT.

Alternative Recommendation A: The City Commission deny the implementation of new service. There is no fiscal impact associated with this alternative.

A motion was made by Commissioner Lowe, seconded by Mayor-Commissioner Pro Tem Chestnut, that this matter be Adopted (Resolution). 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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PLAN BOARD PETITIONS**DEVELOPMENT REVIEW BOARD PETITIONS****UNFINISHED BUSINESS****COMMISSION COMMENT****Commissioner Rick Bryant**

13th Street Corridor Update

Commissioner Warren Nielsen

*Tidewater Community College/Santa Fe Community College Special Meeting
Monday, February 20, 2006, 6:00 PM
City Hall Auditorium
200 East University Avenue*

Mayor Pegeen Hanrahan

Alachua County Suicide Prevention Coalition Volunteers

CITIZEN COMMENT

Richard Selwach

- 1. Quasi-Judicial Hearing*
- 2. Airport Documents/Information Request*

Walter Willard

Various Issues

Jeff McAdams - Fraternal Order of Police President

GPD Issues - (Jerry Williamson's Comments)

ADJOURNMENT - 8:15 PM

Kurt M. Lannon, Clerk of the Commission