

City of Gainesville

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



Meeting Agenda

December 11, 2006

1:00 PM

City Hall Auditorium

City Commission

***Mayor Pegeen Hanrahan (At Large)
Mayor-Commissioner Pro Tem Craig Lowe (District 4)
Commissioner Rick Bryant (At Large)
Commissioner Jeanna Mastrodicasa (At Large)
Commissioner Scherwin Henry (District 1)
Commissioner Ed Braddy (District 2)
Commissioner Jack Donovan (District 3)***

Persons with disabilities who require assistance to participate in this meeting are requested to notify the Office of Equal Opportunity at 334-5051 or call the TDD phone

CALL TO ORDER

AGENDA STATEMENT

"Citizens are encouraged to participate in City of Gainesville meetings. In general, speakers will be limited to 3 (three) minutes per agenda item. Additional time may be granted by the Mayor or by the City Commission as directed. The City of Gainesville encourages civility in public discourse and requests that speakers limit their comments to specific motions and direct their comments to the Chair. Citizens are encouraged to provide comments in writing to the Clerk of the Commission before meetings and/or during meetings for inclusion into the public record. Citizens may also provide input to individual commissioners via office visits, phone calls, letters and e-Mail, that will become public record. (In some instances, i.e., Quasi-Judicial Hearings, these particular contacts may be prohibited. Persons with disabilities who require assistance to participate in this meeting are requested to notify the Office of Equal Opportunity at 334-5051 or call the TDD phone line at 334-2069 at least two business days in advance.)"

ROLL CALL

INVOCATION

CONSENT AGENDA

CITY MANAGER, CONSENT AGENDA ITEMS

050197.

Urban and Community Forestry Grant (B)

Authorization for the City of Gainesville to apply for additional funds associated with an existing Urban and Community Forestry Grant (received in October 2005) from the State of Florida, Department of Agriculture and Consumer Services, Division of Forestry.

Explanation: The Department of Parks, Recreation and Cultural Affairs received \$100,000 in funding for the project: Improving Wind Resistance of and Reducing Potential Hazards from Gainesville's Right-of-Way Trees. The project is 2/3 completed. The Division of Forestry advises that they may have additional funds for the City of Gainesville as an add-on to the original grant. Permission is requested to complete an application for these additional funds. The money would be used to extend the contract for the single Asplundh bucket truck crew that assists the Parks Division with improving the wind resistance of right-of-way trees through September 30, 2007.

Fiscal Note: The grant requires a 25% cash or in-kind services match. The supplemental grant application will request \$37,500 from the Florida Division of Forestry and commit the City to providing \$12,500 in matching funds. The match can be met with funds included in the FY 06-07 budget for the Department of Parks, Recreation and Cultural Affairs.

RECOMMENDATION

The City Commission authorize the City Manager to expand the Urban and Community Forestry Grant with the State of Florida, Department of Agriculture and Consumer Services, Division of Forestry.

Legislative History

7/25/05 City Commission Adopted (Resolution) (6 - 0 - 1 Absent)

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050763.**Request to Extend the Procurement of Medium and Heavy Duty GMC/Chevrolet Cab and Chassis (B)**

This item involves exercising an option to extend the contract for one (1) year, the second of three (3) one-year extensions as allowed in the Agreement.

Explanation: The City of Gainesville's fleet of medium and heavy-duty trucks has been standardized with one manufacturer's brand for the past several years. The advantages in achieving this goal include reduced parts inventory, lower diagnostics software and tooling costs, increase in Mechanic's and Operator's efficiencies because of familiarity with the same product, reduced training cost and price protection for popular model vehicles.

In January 2004, the City Commission approved a two-year contract with three (3) optional one-year extensions with Classic Chevrolet for the procurement of Medium and Heavy Duty GMC/Chevrolet Cab and Chassis.

Fiscal Note: \$160,000 is available in General Government's Fleet Replacement Fund and \$669,000 is available in GRU's General Plant Fund for FY2007.

RECOMMENDATION

Based on the success of the agreement, staff is recommending that the City Commission: 1) approve a one-year extension of the current contract with Classic Chevrolet Company of Apopka, Florida; and 2) authorize the City Manager or his designee to execute the contract extension.

Alternative Recommendation A: The City Commission require re-bidding the contract and risk losing the advantages of a standardized fleet.

Alternative Recommendation B: The City Commission require purchase of vehicles from the Florida State and Sheriff's Contract; which the agreement allows for whenever it is in the best interest of the City.

Legislative History

1/9/06 City Commission Approved as Recommended (4 - 0 - 3 Absent)

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060706.

Florida Housing Finance Corporation Workforce Housing Innovation Pilot Program (NB)

This item proposes to authorize the City Manager to apply for a grant from the Florida Housing Finance Corporation's Workforce Housing Innovation Pilot Program (CWHIP) for the Kennedy Homes site.

Explanation: The CWHIP is a new pilot program administered by the Florida Housing Finance Corporation (Florida Housing) that proposes to award up to \$50 million as grants/loans to cities/counties on a competitive basis to develop affordable rental or owner occupied housing for essential services and other workforce personnel. The maximum request for CWHIP funding may not exceed \$5,000,000.

Florida Housing intends to fund projects in as many different counties as possible, at an amount up to \$5,000,000 for each project consistent with the goals set for each category, in the following order: 1) high cost counties; 2) high growth counties; and 3) innovative projects. Each county has been ranked according to growth and housing cost, so the City's competitive situation on this application may not be strong, but staff considers it worth pursuing. Alachua County has been ranked in the middle of the bottom tier for both growth and cost. The City has a history of being innovative with projects such as Cedar Grove II, and thus hopes, despite the ranking on growth and costs, to compete for the funds.

The maximum income limit for the CWHIP Program is 140% of median family income adjusted for family size, which currently is \$76,300 for a family of four in the Gainesville Metropolitan Statistical Area. However, if the City combines SHIP, CDBG or HOME funds to match the CWHIP funds, the income limits will be 80% to 120% of median family income adjusted for family size for any units assisted also with those funds.

The innovation strategy categories are land use, local and other. The threshold items that every application must have to be considered complete are: public/private partnerships; 15% contribution from the public/private partnership; houses remaining affordable for a minimum of 20 years; site control; infrastructure availability; demand and need; and a set-aside of at least 50% for workforce housing and 30% for essential services personnel. To get maximum points, at least 80%, must be set aside for workforce housing and 50% for essential services personnel. However, because the City wants much of the development on Kennedy Homes to be market rate, staff plans to submit this application with just 50% of units planned for workforce housing, despite the fewer points that would result.

The application deadline is December 15, 2006.

Fiscal Note: General fund, Bond, SHIP, HOME and CDBG funds are available to cover any match requirements.

RECOMMENDATION

The City Commission authorize the City Manager to: 1) prepare and submit the application for the Kennedy Homes site to the Florida Housing Finance Corporation for their Workforce Housing Innovation Pilot Program (CWHIP); 2) establish and commit to the required local public/private partnerships; 3) commit the required local match of funds from General Fund, Bond, SHIP, HOME or CDBG; 4) execute the required notices and certifications; and 5) structure the \$5,000,000 application so that (a) the grants awarded to the homebuyers require that the unit remain affordable in perpetuity, (b) it commits to a single family detached or attached development that maintains 50% of the units as workforce housing and 30% of the units for essential services personnel, and (c) the funds would be used to install infrastructure and second mortgage assistance to eligible homebuyers. (After December 16, 2006, a copy of the CWHIP application will be on file in the Community Development Department.)

Alternative Recommendation A: The City Commission could choose to not apply for the CWHIP funds and pursue other funding programs as they may become available in the future.

Alternative Recommendation B: The City Commission could choose to review the grant application prior to taking action on this request.

060728.

Ratification of Agreement Between the International Association of Fire Fighters, Local No. 2157 and the City of Gainesville for October 1, 2006 through September 30, 2009 (B)

Explanation: This Agreement has been reached through negotiations between the International Association of Fire Fighters, Local No. 2157 and the City of Gainesville, and was ratified by the International Association of Fire Fighters, Local No. 2157 Bargaining Unit on December 1, 2006. This Agreement extends the current Collective Bargaining Agreement through September 30, 20

Fiscal Note: The total cost of the package, including wages and certification pay, is approximately \$6.5 million and are covered in the FY 2007 budget. The costs for years two and three will be addressed in the budget preparation process.

RECOMMENDATION

The City Commission ratify the Agreement for the International Association of Fire Fighters, Local No.

2157, extending the period of coverage through September 30, 2009, between the City of Gainesville and the International Association of Fire Fighters, Local No. 2157.

060741.**First Extension to Sunday Paratransit Service Contract between the City of Gainesville and MV Transportation, Inc. (B)**

This item involves a request to extend the current contract for MV Transportation, Inc., to provide Sunday Paratransit Service for the Regional Transit System (RTS).

Explanation: On August 27, 2006, RTS added Sunday service to its existing fixed route schedule. Since the Americans with Disabilities Act (ADA) requires paratransit service to complement the fixed route schedule, RTS contracted with MV Transportation, Inc., to provide the supplemental ADA paratransit service on Sundays for a per trip cost of \$30 during an initial trial period ending December 23, 2006.

Sunday paratransit service has been monitored for the last 120 days to determine the demand and set a price for Sunday service trips. MV Transportation, Inc., has set a per trip cost of \$30 per trip. The original contract allows for an extension of the contract period through September 30, 2007. This extension would be contingent on the decision the City Commission makes in February 2007 on whether to maintain the paratransit service contract with MV Transportation, Inc., the original agreement allows for termination should the Commission decide not to maintain the contract with MV Transportation.

Fiscal Note: Funding for this contract has been included in the FY 07/08 expense budget. The anticipated annual expenditures are \$45,000.

RECOMMENDATION

Recommended Motion: The City Commission authorize the City Manager to execute the first extension to the contract, including any and all related documents, with MV Transportation, Inc. for the period of December 24, 2006 to September 30, 2007 for Sunday paratransit service.

Alternative Recommendation A: The City Commission deny authorization for the City Manager to execute the contract with MV Transportation, Inc., for Sunday paratransit service. The resulting fiscal impact is that the City of Gainesville would be without a contract to provide ADA Sunday paratransit service which would put RTS in violation of Federal ADA requirements, and RTS would risk losing Federal funding for the fixed route and paratransit services.

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060745.

Extension of the Employee Assistance Program (EAP) Contract with Clinical Psychology Associates of North Central Florida (B)

This item is the first extension of the Employee Assistance Program Contract with Clinical Psychology Associates of North Central Florida.

Explanation: The City currently offers an Employee Assistance Program for all eligible employees and their family members. The program allows for three free visits per year, per family member. The contract was awarded to Clinical Psychology Associates of North Florida, Inc. and allowed for two twelve month extensions based on satisfactory performance. Based on the positive feedback received from individuals accessing the service, staff recommends utilizing the first twelve month extension. The services to be provided include psychological and mental health services to City of Gainesville employees and their families.

Fiscal Note: Funds of \$45,000 necessary for this contract have been included in the FY2007 Employee Health and Accident Benefits (EHAB) fund.

RECOMMENDATION

The City Commission authorize the City Manager or his designee to negotiate with and enter into an agreement for one additional year starting January 1, 2007, subject to the approval of the City Attorney as to form and legality.

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060755.

Recreation, Cultural Affairs and Public Works Committee Referral List (B)

This item involves a request for the City Commission to approve the removal of referral items from the Recreation, Cultural Affairs and Public Works Committee Active Referral List.

Explanation: At the November 7, 2006 Recreation, Cultural Affairs and Public Works Committee meeting, the committee recommended that several referrals that had been addressed be removed from its Active Referral List.

Fiscal Note: There is no fiscal impact as this referral does not bear a financial responsibility.

RECOMMENDATION

The City Commission remove the following items from the Recreation, Cultural Affairs and Public Works Committee Referral List: 1) File #060244- Speeding Issues in the Forest Creek Neighborhood; and 2) File #060528- Use of Ironwood Golf Course for Fun Runs.

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060781.**U.S. Department of Justice, "Internet Crimes Against Children" (ICAC) Cooperative Agreement Application (NB)**

This item requests City Commission authorization for the Gainesville Police Department to apply for a grant from the U.S. Department of Justice to fund the North Florida Internet Crimes Against Children Task Force

Explanation: In 2003, the City of Gainesville was awarded \$277,080 through a cooperative agreement with the U.S. Department of Justice "Internet Crimes Against Children" (ICAC) Program. With this funding, the North Florida ICAC Task Force was established at the Gainesville Police Department as one of 46 ICAC Task Forces located around the United States. The North Florida ICAC Task Force provides investigative support and coordination to all law enforcement agencies in the northern 38 counties of Florida, investigating crimes against children involving the use of computers and the Internet. In 2005, the City of Gainesville was awarded continuation funding for the ICAC program in the amount of \$391,503. During the past 12 months, the three full-time investigators assigned to the Task Force have handled over 570 cybertips from the National Center for Missing and Exploited Children and assisted Task Force members in the arrests of over 86 suspects for charges including online enticement to the manufacture, distribution and possession of child pornography. The North Florida ICAC Task Force allows individual agencies to leverage resources from other members to successfully investigate and prosecute these difficult and widespread crimes.

The Gainesville Police Department has been notified by the U.S. Department of Justice that applications for continued funding will be due by January 3, 2007. The continuation request would fund the three investigators from the Gainesville Police Department for the North Florida ICAC Task Force. The funding would also support training and equipment purchases for other agencies in the North Florida ICAC Task Force.

Fiscal Note: The grant allows funding requests for up to \$450,000 for a 27-month project and budget period. This cooperative agreement with the U. S. Department of Justice does not require any local matching funds.

RECOMMENDATION

Recommended Motion: The City Commission authorize the City Manager to: 1) apply to the U.S. Department of Justice for the grant in an amount up to \$450,000; and if awarded 2) execute any other necessary documents, subject to approval by the City Attorney as to form and legality.

Alternative Recommendation

The City Commission decline the request to pursue continuation funding from the U. S. Department of Justice for the North Florida ICAC Task Force.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

060793.

Annual Contract for Jack and Bore Services (B)

Staff recommends establishing two annual contracts for the provision of jack and bore services.

Explanation: Water/Wastewater Systems often requires jack and bore services to construct water, wastewater and reclaimed water system extensions that cross beneath paved roads. To date, these services have been bid as separate projects. Since each project requires similar tasks, staff believes that establishing annual contracts will offer lower pricing based on the work volume and reduced administrative costs. The contractor used to perform a project will be based on the best pricing for the type of work required, bore size and schedule availability. The contracts may also be used by other utility departments as needed for their projects.

Utilities Purchasing issued an Invitation to Bid for these services to the five known jack and bore contractors in the area and received two bids. Neither bidder's pricing is low for all items; therefore, both contracts will be used to perform these services. Staff will evaluate the type of services required for each project and determine whether USI or Blevins Road Boring would offer the lower cost for the specific project. A bid tabulation of the unit pricing is attached for your information.

Fiscal Note: Funds for these services are included in the W/WW Systems Capital Improvement Program budget.

RECOMMENDATION

The City Commission: 1) authorize the Interim General Manager, or her designee, to execute three year contracts with Utility Services Inc. and Blevins Road Boring for jack and bore services for Water/Wastewater Systems, subject to approval of the City Attorney as to form and legality, and 2) approve the issuance of purchase orders for the two named contractors for jack and bore services in amounts not exceeding budgeted amounts for each year of the contract, subject to the final appropriation of funds for each year of the contracts.

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060794.

Non-excavatable Flowable Fill (B)

Staff recommends establishing an annual contract for non-excavatable flowable fill for underground electric distribution duct construction.

Explanation: Flowable concrete fill is used to encase underground electric distribution cable ducts. The Energy Delivery department is currently constructing an

underground electric distribution duct system from the downtown Kelly Substation located on SE 4th Street to the new Shands Cancer Hospital complex and extending underground power in the central city district (CCD). These new facilities will significantly enhance the reliability of the downtown electric system and is critical since it supports multiple distribution circuits that provide service in the CCD and nearby areas. In addition, a portion of the cost of these projects will be offset by a contribution in aid of construction from the Shands Cancer Hospital project.

An Invitation to Bid was sent by Utilities Purchasing to four prospective bidders with two responding. Cemex, Inc. submitted the lowest bid. A copy of the bid tabulation is attached for your reference.

Fiscal Note: Funds are available in the FY 2007/08 Energy Delivery capital budget.

RECOMMENDATION

The City Commission: 1) authorize the Interim General Manager, or her designee, to execute a two year contract with Cemex, Inc., for the provision of non-excavatable flowable fill for underground electric distribution duct construction for the Energy Delivery department; and 2) approve the issuance of purchase orders to Cemex, Inc. in amount not to exceed \$275,000 for FY 2007 and FY 2008, subject to final appropriation of funds.

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060795.

Architectural and Engineering Services for the Eastside Operations Center (B)

Staff recommends approval of the final ranking of the architectural and engineering firms and authorization to negotiate a contract in accordance with the Consultants' Competitive Negotiations Act (CCNA) for architectural and engineering services for the Eastside Operations Center to be located in the 4500 block of North Main Street.

Explanation: GRU proposes to construct the Eastside Operations Center and relocate operations facilities from the existing downtown operations center to this new operations center. The facilities to be constructed include water and wastewater distribution and collection divisions, electric transmission and distribution division, eastside engineering staff, field services division, substation and relay division, gas and electric measurement division, warehousing and materials storage. In addition, the system control center and adjacent training facilities presently located on NW 53rd Avenue will be relocated to this new facility. The site development will include internal roads, parking lots, paved storage areas and stormwater facilities.

Utilities Purchasing issued a Request for Statement of Qualifications (RFSQ) for Architectural and Engineering services for the Eastside Operations Center to known engineering firms. The RFSQ was posted on GRU's website. Seven firms submitted Statements of Qualifications, which were ranked after

evaluation of the submittals and discussions with the firms in accordance with the criteria established in the RFSQ and the CCNA.

The top three proposing firms made oral presentations to staff about their proposal. The final ranking of the top three firms is provided in the order of ranking and a tabulation of the evaluation is attached for your reference: Bentley Architects and Engineers; CH2M Hill; and Brame Architects

In accordance with the CCNA, staff is recommending initiating contract negotiations with the top ranked firm. If staff is unable to negotiate an acceptable contract with the top ranked firm, it may initiate negotiations with the other firms in order of ranking.

Fiscal Note: Funds for these services have been included in the GRU five year capital budget plan.

RECOMMENDATION

The City Commission: 1) approve the final ranking of the qualified firms in the given order of preference for the provision of Architectural and Engineering Services for the Eastside Operations Center project; 2) authorize the Interim General Manager, or her designee, to initiate contract negotiations in accordance with the Consultants' Competitive Negotiations Act (CCNA); and 3) authorize the Interim General Manager or her designee, upon successful negotiations, to execute a contract subject to approval of the City Attorney as to form and legality, in an amount not to exceed budgeted amounts for the project.

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060796.

Production Well No. 16 Project (B)

Staff recommends awarding a contract to Southern Well Services, Inc. for constructing Production Well No. 16.

Explanation: The City Commission approved the purchase of the Wellfield Conservation Easement on October 25, 1999 to provide locations for the siting of additional production wells to meet increasing water demands. This project will enhance the Utility's ability to reliably supply raw water to meet the needs of the Utility's growing water system customer base.

Invitations to bid for the Murphree WTP Production Well No. 16 project were sent by Utilities Purchasing to the four known companies that perform this type of work, with all responding. One bid was deemed nonresponsive based on unbalanced bid pricing; specifically, the price submitted did not reflect sufficient costing to properly perform the work as specified. Staff, in conjunction with independent engineering consulting firms, evaluated the responsiveness of the bid price to support this determination. The bidder was notified of the determination and their ability to protest the decision; however,

no protest was filed.

Bids were evaluated on pricing, references, completion time, and qualifications with Southern Well Services, Inc. submitting the best evaluated bid. A tabulation of the bids received is attached for your information. The recommendation includes authorization for staff to procure other materials, equipment and services as required to complete the Production Well No. 16 project. Any additional purchases will be made in accordance with the Purchasing policies.

Fiscal Note: Funding for this work is in the FY 2007 budget and will be requested in 2008 Water/Wastewater Systems budget.

RECOMMENDATION

The City Commission 1) authorize the Interim General Manager, or her designee, to execute a contract with Southern Well Services, Inc. to construct Production Well No. 16 and install temporary pumping equipment in association with the Murphree Water Treatment Plant North Wellfield Expansion, 2) approve the issuance of a purchase order to Southern Well Services, Inc. in an amount not to exceed \$619,000, and 3) authorize staff to procure services, equipment and materials, as required, to complete the project as budgeted.

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060797.

Temporary Personnel Services (NB)

Staff recommends extending the contract for temporary personnel services with Temp Force for one year.

Explanation: City departments require temporary personnel services for various job duties on an as needed basis due to job vacancies, extended absences, special project requirements, etc. A contract for these services was approved by the City Commission on January 12, 2004 with Career Center Inc. d/b/a Temp Force (Temp Force) through December 2006. The contract provides for two-one year extensions upon mutual agreement of the parties and negotiation of the multiplier which is the percentage applied to the hourly wage rate set by the City for each job classification. The wage rate and multiplier combine to provide the billing rate paid to the Contractor.

Temp Force has provided excellent service under this contract and is willing to maintain the same multiplier rate for the first one-year extension. Staff recommends extending the contract with Temp Force for temporary personnel services for one year.

Fiscal Note: Funds are available in the FY 2007 budget and will be requested in the FY 2008 budget.

RECOMMENDATION

The City Commission 1) authorize the Interim General Manager, or her designee, to execute a one year amendment to the contract with Career Center Inc.

d/b/a Temp Force, subject to approval of the City attorney as to form and legality, and 2) approve the issuance of purchase orders to Career Center Inc. d/b/a Temp Force for these services on an as needed basis through December 2007 in amounts not exceeding budgeted amounts.

060798.**Energy Management System Contract Renegotiation (NB)****Staff recommends amending the Energy Management System (EMS) contract with General Electric Power Systems (GE).**

Explanation: The GE EMS application is the primary tool through which the Utility operates the electric transmission and distribution systems, economically dispatches electric generation, controls electric generation to ensure compliance with mandated operating guidelines, and collects, processes and stores the data required to ensure adherence to operating and security requirements. The reliable and uninterrupted performance of the EMS application is critical to the safe, reliable, secure, and economic operation of the Utility's electric system. Periodic application upgrades and continuous contractor support services are necessary to keep the EMS application and the electric system operation aligned with mandated operating and security requirements that are becoming increasingly stringent and exacting. The improved system security element will minimize the risk of system sabotage and is required to comply with the North American Electric Reliability Council guidelines.

The City Commission authorized staff to negotiate and execute a six-year contract with GE on January 26, 2004. The six year contract was the result of a cooperative purchasing effort by six utilities which realized a price discount of approximately 60% for scheduled system upgrades and client support services.

GE has submitted a proposal to the group of six utilities to amend the existing EMS contract by expanding the level of support services provided by GE over the remaining three years of the existing contract at a \$20,000 per year discount, extending the terms of the contract for an additional six years at a 30% per year discount, and providing significantly expanded GE security services. The GE application has performed well, upgrades have been delivered in a timely manner, and support services have been satisfactory. The renegotiation of the existing contract will be of financial benefit to the City and will ensure a stable and "evergreen" critical operating system application.

Fiscal Note: Funds for these services are available in the FY 2007 and FY 2008 Capital Budget and will be requested in future capital budgets.

RECOMMENDATION

The City Commission authorize the Interim General Manager, or her designee, to: 1) renegotiate the terms of the existing contract with GE for EMS application upgrades and support services; 2) execute the revised contract upon successful negotiations, subject to the

approval of the City Attorney as to form and legality; and 3) approve the issuance of purchase orders to GE in an amount not to exceed \$355,000 for each year of the contract, subject to the final appropriation of funds for each fiscal year.

060799.**Classification Consulting Services (NB)****Staff recommends amending the contract for classification consulting services through 2008.**

Explanation: Dr. Felix Lopez, an industrial and organizational psychologist, worked with GRU earlier this year through an established contract to audit selected technician classifications for General Government and GRU. Costs for auditing the technician classification were not expected to exceed \$25,000 and therefore, did not require City Commission approval. Based on Dr. Lopez's classification expertise, staff requested Dr. Lopez to conduct a complete classification review and render an opinion on two additional classifications (Gas Measurement Technician and Field Service Technician) in order to get these classifications placed appropriately in the CWA hierarchy and complete the 2006 Compensation Study. Expenses associated with the latter review resulted in costs exceeding the \$25,000 threshold. A change order for \$6,900 has been reported to the City Commission.

The current contract will expire on January 31, 2007 and has provisions for the continuation of the contract for two one year periods. Since these projects will extend over the one year, this amendment will cover the two available extensions. The work to be performed under the amended contract will also include funds to evaluate and update the current series of Information Technology positions for General Government and GRU. These positions have been added ad-hoc since the late 1980's to meet the growing technological demands of the City. An overall review of these classifications is needed to update these positions. Additional funds have been allocated in the event other classification reviews are required during the term of this contract.

Dr. Felix Lopez has provided a high level of expertise for reclassifying the Staff Assistant, Engineer, and Technical Support Specialist series, and has developed validated selection tools for Customer Service Representatives, Line Workers, and the GRU Utility Academy. Based upon the success of these reclassifications and Lopez and Associates' understanding of the organization, staff recommends a continuation of the contract for these services.

Fiscal Note: Funds for these services have been included in the FY 2007 budget and will be requested in subsequent years.

RECOMMENDATION

The City Commission: 1) authorize the Interim General Manager, or her designee, to negotiate and execute an amendment to the contract for two years with Lopez and Associates, Inc., a specified source, to

provide classification consulting services, subject to the approval of the City Attorney as to form and legality, and 2) approve the issuance of purchase orders to Lopez and Associates, Inc. in an amount not to exceed \$100,000 for each year of the contract (total new not to exceed amount \$231,900).

060800.

Sale of Voluntary Cleanup Tax Credits (NB)

Staff requests authorization to negotiate a contract for broker services with Foss and Company to market the City's Voluntary Cleanup Tax Credits.

Explanation: The City has \$228,224.94 of Voluntary Cleanup Tax Credits (VCTC) it received from the State of Florida as a result of the cleanup of brownfield sites (Poole Roofing and CSX sites) and staff estimates the City may receive an additional \$2 to \$2.5 million of credits in the next two to five years. The Utility's portion of the issued credits and proceeds from the sale of the credits will be used to offset the financial impact of the remediation to the ratepayers. Some of the credits were issued to the City in 2003 and must be transferred within 5 years of the date of issuance. The VCTC can be applied toward Florida Corporate Income Tax and are transferable pursuant to Chapter 220.1845(g)(2), F.S. and Rule 62-788.400(6). Each transferee has 5 years after the date of the transfer to use its credit (see Section 220.1845(1)(c).F.S).

Staff began exploring options to sell the credits in 2004 and has pursued several alternatives during the past 3 years with minimal results. Some of the alternatives undertaken were issuing a request of interest letter to suppliers, researching potential markets by contacting FDEP and other public entities receiving the credits, and conducting a search of potential brokers to market the credits. These activities revealed there was one firm specializing in marketing the credits (Foss and Company) and there was little interest in the supplier community for these credits.

General Government and Utility staff met to develop a strategy to sell the credits. The group recommended the issuance of a RFP for broker services, which allowed proposals from entities desiring to purchase the credits and provided for the use of the agreement for future VCTC issued to the City. Utilities Purchasing issued the Request for Proposal on November 6, 2006. The RFP was sent to three prospective respondents, a letter was issued to 8 companies or individuals listed as transferees by FDEP and advertisements were placed in the South Florida and Tampa business journals and the Gainesville Sun. In addition, the RFP was placed on the GRU website and Demand Star.

Two proposals were received, one from Foss and Company and one from Rinker Materials. Foss and Company is proposing to perform broker services at a fee of \$.05 for each \$1.00 of credit sold with estimated proceeds of \$0.70 to \$0.85 for each \$1.00 of credit. Rinker Materials submitted a proposal to purchase the

credits at \$0.50 for each \$1.00 of credit. Staff evaluated the proposals and believes the use of Foss and Company to broker the credits will provide the greatest return to the City.

Foss and Company has handled one-third of all the VCTC certificates issued by the State of Florida since the inception of the VCTC program and has 24 years experience in the tax credit industry. They currently have a contract with another municipal utility within the State to market and sell over \$750,000 of VCTC. The negotiated agreement with Foss and Company will include a provision to allow the City to utilize the agreement for future credits issued to the City, at the City's option.

Fiscal Note: The proceeds from the sale of the existing credits are estimated to be in the range of \$159,000 to \$193,000. Future VCTC from this project may total \$2 to \$2.5 million over the next two to five years.

RECOMMENDATION

The City Commission: 1) authorize the General Manager, or her designee, to negotiate and execute an agreement with Foss and Company for broker services to market the City's Voluntary Cleanup Tax Credits; and 2) authorize staff to execute any documents necessary to complete the sale transaction(s).

CITY ATTORNEY, CONSENT AGENDA ITEMS

060779.

Judith Chase, Ollen Rogers and Joseph Nelson v. City of Gainesville and Alachua County Sheriff's Office; United States District Court Case No. 1:06cv44SPM/AK (B)

Explanation: In March 2006, Plaintiffs, Judith Chase, Ollen Rogers and Joseph Nelson filed a Complaint for Declaratory and Injunctive Relief and Damages against the City of Gainesville and Alachua County Sheriff's Office claiming their First, Fourth and Fourteenth Amendments rights had been violated. On June 15, 2006, Plaintiffs filed a First Amended Complaint for Declaratory and Injunctive Relief and Damages. Plaintiffs alleged that they, and other homeless individuals, were prohibited from standing on public sidewalks and streets holding signs soliciting charitable donations from fellow citizens. Plaintiffs also challenged the constitutionality of Article V of the City's Code of Ordinances.

Earlier this year, the parties negotiated a partial settlement whereby the City agreed not to enforce certain sections of the Florida Statutes and the City's Code as currently written. The City also agreed to make changes to its code. This partial settlement agreement was approved by the Commission on October 9, 2006, along with the proposed changes to the City Ordinance.

The parties have negotiated a settlement of the remaining issues in the case. The City has agreed to pay the three plaintiffs a total of \$11,500 in damages and to pay Plaintiffs' attorney fees (which Plaintiffs would be entitled to under

the Federal Civil Rights Act) in the amount of \$55,000. A portion of the settlement monies will come from the City's insurance carrier. It is the recommendation of outside counsel, the City Attorney's office and the Risk Management Department that the case be settled as described above. The case against the Sheriff continues.

RECOMMENDATION *The City Commission 1) approve the terms of the settlement agreement; and 2) authorize the City Attorney and/or outside counsel to settle the claim of Judith Chase, Ollen Rogers and Joseph Nelson on behalf of the City.*

060779_200612111300.pdf

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

060783.

City Commission Minutes (B)

RECOMMENDATION *The City Commission approve the minutes of November 27, 2006 and December 4, 2006 (two sets).*

060783_20061211.pdf
060783B_20061211.pdf
060783C_20061211.pdf

060786.

Resignation of Advisory Board/Committee Member Stephanie M Haskins. (B)

RECOMMENDATION *The City Commission accept the resignation of Stephanie M Haskins from the City Beautification Board effective immediately.*

060786_200612111300.pdf

060803.

Joint Meeting with Alachua County (NB)

RECOMMENDATION *The City Commission meet with the Alachua County Commission on January 29, 2007 at 6:00 PM to discuss: 1) Homeless Issues; 2) National Guard; and 3) Traffic Management System*

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

PERSONNEL & ORGANIZATIONAL STRUCTURE COMM, CONSENT

060019.

Organization of Citizens Advisory Boards (NB)

This item relates to the mission, structure and organization of the Citizens Disability Advisory Committee (CDAC) and the Human Rights Board (HRB).

Explanation: The City Commission referred the organization of citizens advisory boards associated with the Office of Equal Opportunity to the Personnel & Organizational (P&O) Structure Committee and directed the Equal Opportunity Director to work with the HRB and CDAC to solicit their input on May 1, 2006.

On August 22, 2006, the Personnel & Organizational Structure Committee discussed this item and requested that the Equal Opportunity Director poll the Citizens Disability Advisory Committee (CDAC) and Human Rights Board (HRB) members concerning their missions and structures, and to give a report of their recommendations at the next P & O Committee.

On October 31, 2006, the Personnel & Organizational Structure Committee heard a report from Jimmie Williams, Equal Opportunity Director, regarding the mission, structure and organization of the Citizens Advisory Committee and the Human Rights Board. Both boards unanimously requested not to make changes and allow the two boards to remain separate as both missions are completely different.

Fiscal Note: None

RECOMMENDATION

The City Commission approve the recommendation from the Citizens Disability Advisory Committee (CDAC) and the Human Rights Board (HRB), allowing the two boards to remain separate and not consolidate and to remove this item from the Personnel & Organizational Structure Committee referral list.

Legislative History

| | | | |
|----------|--|-------------------------|--|
| 5/1/06 | City Commission | Referred (7 - 0) | Personnel and Organizational Structure Committee |
| 5/23/06 | Personnel and Organizational Structure Committee | Postponed | |
| 8/22/06 | Personnel and Organizational Structure Committee | Discussed | |
| 10/31/06 | Personnel and Organizational Structure Committee | Approved as Recommended | |

REGIONAL UTILITIES COMMITTEE, CONSENT

050746.

Regional Utilities Committee Referral Item #050746 (NB)

The City Commission referred an item to the Regional Utilities Committee (RUC) which involved an evaluation of GRU's water and wastewater extension policy. After a series of three meetings, a conclusion was reached to retain the current policy.

Explanation: Discussion of GRU's extension policy was prompted by a request for residential wastewater service from Dr. Dale Syfert. He requested the extension policy be modified to relax the "user pay" requirement in order to reduce the cost of extending service to residents in existing developments. He also pointed out potential inequities existed because his neighbors could connect in the future without sharing in the cost of the extension. The City Commission requested a review of the extension policy and referred this issue to the Regional Utilities Committee at the January 9, 2006 City Commission meeting.

Staff made a series of three presentations to the RUC. On February 9th, Staff presented an analysis of the current policy verses alternative policies. The pros and cons of each were weighed with results favoring retention of the current extension policy. At the conclusion of the presentation, the RUC requested a survey to compare the extension policies of other utilities. Staff returned on June 8th with survey results from nine Florida utilities. Again it was concluded that all policies had "winners and losers" and that GRU's current policy would result in less customer dissatisfaction than other variations. The RUC requested a more detailed analysis of the Jacksonville Electric Authority and Winter Park policies which had allowance or rebate provisions. Staff returned on October 12th with this analysis. The RUC agreed with the conclusion that these policies also had the potential for inequities and that GRU's current "user pay" policy be retained.

Staff will continue to administer the "user pay" extension policy and support customer efforts to gain participation from their neighbors in cost sharing, while periodically monitoring the policies of other utilities to see if better alternatives are developed.

RECOMMENDATION

The City Commission remove item #050746 from the RUC referral list.

Legislative History

| | | | |
|----------|------------------------------|------------------|------------------------------|
| 12/12/05 | City Commission | No Action Taken | |
| 1/9/06 | City Commission | Referred (7 - 0) | Regional Utilities Committee |
| 2/9/06 | Regional Utilities Committee | Discussed | |
| 6/8/06 | Regional Utilities Committee | Discussed | |
| 9/20/06 | Regional Utilities Committee | Deferred | |

10/12/06 Regional Utilities Committee Approved as shown above (See Motion)
 sewer extension policy matrix ruc feb 9 06.pdf

AUDIT, FINANCE AND LEGISLATIVE COMMITTEE, CONSENT

060593.

2007 State Legislative Statement (B)

Explanation: Annually, the City Commission adopts a State Legislative Agenda for presentation to the Alachua County Legislative Delegation. The Legislative Agenda is a compilation of the City's priority needs for the upcoming Legislative Session and provides delegation members with comprehensive information in order for them to focus their efforts on specific legislative priorities and initiatives related to the City.

The Audit, Finance and Legislative Committee approved 10 projects and five Tier One Legislative Issues as the City's 2007 State Legislative Agenda. These projects and initiatives have been prioritized with assistance from the City's State Legislative lobbyist, Doug Bruce, whose comments are included as Attachment A. The Committee has chosen to follow a majority of the priority recommendations of Doug Bruce. A summary of the priorities is included as Attachment B. A more detailed description of the City's 2007 State Legislative Agenda, including Tier Two items not prioritized by the Committee, is included as Attachment C.

Fiscal Note: Requesting \$22,028,000 in State funds for projects. If funds are not received the City will rely on other sources including local support.

RECOMMENDATION

The City Commission review and approve the proposed 2007 State Legislative Agenda as recommended by the Audit, Finance and Legislative Committee.

Legislative History

10/10/06 Audit, Finance and Legislative Committee Approved as shown above (See Motion)
 11/28/06 Audit, Finance and Legislative Committee Recommended for Approval, as amended

060593a_20061010.pdf
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 060593a_200612111300.pdf
 060593b_200612111300.pdf
 060593c_200612111300.pdf

060610.

Review of 2006 Pay Study (B)

Explanation: On October 16, 2006, the City Commission held a workshop to discuss the 2006

Compensation Study for MAPS and CWA jobs. As part of the workshop, the City Auditor's Office presented the audit report on our Review of the 2006 Pay Study, which included several recommendations for improvements in the current and future compensation studies. Since no action could be taken at that meeting, we are requesting that the Audit, Finance and Legislative Committee recommend the City Commission accept our report and management's response. Also, in accordance with City Commission Resolution 970187, Section 10, Responsibilities for Follow-up on Audits, we request that the Committee recommend the City Commission instruct the City Auditor to conduct a follow-up review on recommendations made and report the results to the Audit, Finance and Legislative Committee.

In addition, because of our involvement in auditing the 2006 Pay Study, the positions within the City Auditor's Office were not included in the proposed pay plan distributed to the City Commission on October 16th. However, the City Auditor has discussed and obtained agreement from the Wachovia consultants as to the appropriate slotting of these positions based on their levels of responsibility and required minimum qualifications relative to other City positions. Accordingly, we request the Committee recommend the City Commission approve the placement of these positions. The percentage change for these four positions pay range midpoints averaged 9%, comparable to the 8% average experienced for all MAP positions.

RECOMMENDATION

The City Commission: 1) Accept the City Auditor's report and the response from the City Manager and Interim General Manager for Utilities; 2) instruct the City Auditor to conduct a follow-up review on recommendations made and report the results to the Audit, Finance and Legislative Committee; and 3) approve the placement of the Executive Assistant, Staff Auditor, Senior Auditor and Assistant City Auditor positions within the City Auditor's Office in salary grades 1, 4, 8 and 10, respectively.

Legislative History

| | | |
|---------------------|--|--------------------------|
| 10/16/06 | City Commission | Discussed |
| 11/28/06 | Audit, Finance and Legislative Committee | Recommended for Approval |
| 060610_20061016.pdf | | |

060747.

2008 Federal Legislative Statement (B)

Explanation: Annually, the City Commission adopts a Federal Legislative Agenda for presentation to the Alachua County Legislative Delegation. The Legislative Agenda is a compilation of the City's priority needs for the upcoming Legislative Session and provides delegation members with comprehensive information in order for them to focus their efforts on specific legislative priorities and initiatives.

The Audit, Finance and Legislative Committee accepted staff's recommendation to request funding for six projects as part of the City's 2008 Federal Legislative Agenda. The statement includes six projects and one regulatory initiative. The regulatory initiative is not included as a priority. Projects fall within the following categories: Community Development, Public Transportation Enhancement, Education, Housing Enhancement, and Homeless Housing and Services. Attachment A provides insight and recommendations from the City's Federal lobbyist with JordanBurt. Projects have been ranked and summarized in priority order as Attachment B. Federal Legislative priorities are provided in detail as Attachment C.

Fiscal Note: Requesting \$56,236,800 in Federal funds. If funds are not received the City will rely on other sources including local support.

RECOMMENDATION

The Commission accept the recommendation of the Audit, Finance and Legislative Committee and approve the proposed 2008 Federal Legislative Statement.

Legislative History

11/28/06 Audit, Finance and Recommended for Approval, as amended
 Legislative
 Committee

060747_B_20061128.pdf

060747_C_20061128.pdf

060747_A20061128.pdf

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060474b_200612111300.pdf

060747c_200612111300.pdf

060761.

Review of Performance Measures for Parks and Recreation (B)

Explanation: In accordance with our Fiscal Year 2006 Annual Audit Plan, we have completed a Review of Performance Measures for Parks and Recreation. This is our first report in a series that will focus on reviewing performance measure in selected departments each year. Our report and the City Manager's response are attached for your review.

We request that the Committee recommend the City Commission accept our report and management's response. Also, in accordance with City Commission Resolution 970187, Section 10, Responsibilities for Follow-up on Audits, we request that the Committee recommend the City Commission instruct the City Auditor to conduct a follow-up review on recommendations made and report the results to the Audit, Finance and Legislative Committee.

RECOMMENDATION

The City Commission: 1) Accept the City Auditor's report and the City Manager's response; and 2) instruct the City Auditor to conduct a follow-up review on recommendations made and report the results to the Audit, Finance and Legislative Committee.

Legislative History

11/28/06 Audit, Finance and Recommended for Approval
 Legislative
 Committee
 060761_20061128.pdf

060762.**Review of General Fund Forecasted Revenues and Other Sources of Funds for the Fiscal Year Ending September 30, 2007 (B)**

Explanation: In accordance with Section 12(a), Budget Reviews, of Commission Resolution 970187 and our Annual Audit Plan, we have completed our review of General Fund revenue estimates as presented by the City Manager in the proposed General Government Budget for the fiscal year ending September 30, 2007 (the forecast).

We reviewed the forecasted General Fund Revenues and Other Sources of Funds set forth in the Fiscal Year 2006-2007 Final General Operating and Financial Plan Budget adopted by the City Commission on September 25, 2006. Our objective was to determine whether data, methods and assumptions used by the City Manager in preparing projected General Fund Revenues and Other Sources of Funds in the amount of \$92,183,664 provide a reasonable basis for the forecast. Our review was conducted in accordance with Government Auditing Standards issued by the Comptroller General of the United States and included procedures we considered necessary in the circumstances to evaluate the assumptions used by management in preparing and presenting the forecast.

RECOMMENDATION

The City Commission accept the City Auditor's report.

Legislative History

11/28/06 Audit, Finance and Recommended for Approval
 Legislative
 Committee
 060762_20061128.pdf

060763.**Petty Cash and Change Fund Counts for Fiscal Year 2006 (B)**

Explanation: In accordance with our Annual Audit Plan, we performed surprise counts of petty cash and change funds during Fiscal Year 2006. Our review was conducted in accordance with Government Auditing Standards issued by the Comptroller General of the United States. Our procedures were designed to provide reasonable assurance that adequate policies and procedures over petty cash and change funds are in place and observed. Although individual expenditures from petty cash funds are small and normally less than \$50, the volume of transactions may be moderately high. Assuming all petty cash funds are replenished bi-monthly, estimated annual expenditures from these funds are approximately \$68,000.

There are 59 active petty cash/change funds maintained in General Government and Gainesville Regional Utilities. Our procedures generally consisted of

performing surprise test counts on selected funds and reviewing cash, receipts and other records as necessary to determine whether funds were adequately secured, expended for an appropriate public purpose and properly accounted for. The City Auditor's Office advises management of count results and distributes a brochure offering helpful tips to custodians.

RECOMMENDATION *The City Commission accept the City Auditor's report.*

Legislative History

11/28/06 Audit, Finance and Recommended for Approval
 Legislative
 Committee
 060763_20061128.pdf

EQUAL OPPORTUNITY COMMITTEE, CONSENT

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

050396.

Southwest Second Avenue Funding (NB)

Explanation: At the September 19, 2005 meeting of the Community Redevelopment Agency (CRA), the CRA approved a recommendation that the City loan the CRA \$800,000 for the Southwest Second Avenue Streetscape project, to be repaid at a interest rate reflective of the rate the City is paying for the bond funds.

Fiscal Note: The CRA would make an initial interest only payment and annual payments of approximately \$58,750 per year, from the CRA's streetscape account.

RECOMMENDATION *The City Commission loan the CRA \$800,000 for the Southwest 2nd Avenue project, to be repaid at an interest rate reflective of the rate the City is paying for the bond funds.*

Legislative History

9/19/05 Community Approved as Recommended (5 - 0 - 2 Absent)
 Redevelopment
 Agency
 050396_20050919CRA.pdf

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

060804.**January 8, 2007 City Commission Meeting (NB)****RECOMMENDATION**

The City Commission waive the rules and begin the meeting at 9:00 AM, include a lunch recess and reconvene at 1:00 PM at the proclamation category and finish the meeting in the afternoon hours.

CITY MANAGER**060807.****Energy Efficiency Assistance for Gainesville Renters (B)**

This item relates to ACTION Network of North Central Florida's request for the City's assistance encouraging the Alachua County State Legislative Delegation to pursue financial resources and regulatory reform regarding energy costs and efficiency standards for local rental properties.

Explanation: ACTION Network of North Central Florida has made a request that the need for financial resources and regulatory reform to address energy efficiency standards for local rental properties be added to the City's 2007 State Legislative Statement. ACTION Network is advocating for renters in Gainesville who are paying exorbitant utility bills due to issues that may be out of their control. Three issues of concern are energy education, the need for structural improvements to increase energy efficiency, and reform of State of Florida building codes to include provisions for energy efficiency standards. ACTION Network proposes that the City's 2007 State Legislative Statement include a priority to encourage the local delegation to support funding for energy efficiency activities and regulatory reform regarding energy efficiency standards.

Fiscal Note: None

RECOMMENDATION

The City Commission accept the proposal made by ACTION Network of North Central Florida and include the need for financial resources and regulatory reform to address energy efficiency standards for local rental properties in the City's 2007 State Legislative Statement.

060807_200612111300.pdf

060767.**The City of Gainesville and Alachua County Public Schools - Partnership for Student Success (B)**

This presentation provides the City Commission with a recommendation to address a joint program with Alachua County Public Schools.

Explanation: The City of Gainesville recognizes the importance of supporting Alachua County Public Schools (ACPS). The public education system directly impacts the lives of children in our community as it addresses their needs and prepares them for their future as adults. Further, public schools play a major role in building a stable community and in shaping the quality of life. A strong public education system is also a significant asset when competing for or attracting new business and industry to our area.

Despite the importance of public education in a community, nearly every school district faces challenges that cannot be met without the support of many partners. For instance, Gainesville Regional Utility has adopted Joseph Williams Elementary School, providing tutors, donating school supplies and conducting fundraisers.

The City of Gainesville wishes to be a partner with Alachua County Public Schools through a new program, The Partnership for Student Success. This program, developed in coordination with ACPS staff, will provide support through a variety of activities, including but not limited to:

*Supporting Success by 6 and other pre-school programs
Supporting legislative requests that focus on improved student performance
Continuing the development of joint use agreements
Assisting with television programming on specific educational topics or events,
such as FCAT preparation, etc.
Adopting Gainesville High School and implementing the "Raising Canes" program*

Fiscal Note: Proposed projects with fiscal impacts will be conducted using existing resources or will be brought to the City Commission for specific approval.

RECOMMENDATION *The City Commission approve The Partnership for Student Success program, including the adoption of Gainesville High School.*

060767_200612111300.pdf

060742.

Community Transportation Coordinator (CTC) Cost Analysis (B)

This item involves a request from the City Commission to determine the cost and options available to provide ADA Paratransit service to the citizens of the City of Gainesville and the residents of Alachua County.

Explanation: The Americans with Disabilities Act (ADA) requires the Regional Transit System (RTS) to provide complementary Paratransit service. Currently RTS has contracted with MV Transportation, Inc., the Community Transportation Coordinator (CTC) for Alachua County, to provide the service. At the August 2006 City Commission meeting RTS was asked to provide different service options and costs. RTS has presented five different service options with

associated costs for the City Commission to review.

Option 1 - RTS assumes the CTC role for administration only. The operation cost will be \$5,972,869 of which \$512,869 will be for administration cost and \$5,460,000 will be contract cost. There will be no capital cost associated with this option. There is currently \$3,036,124 in revenue available leaving a funding gap of \$2,936,746.

Option 2 - RTS assumes the CTC role and provides all trips. The operation cost will be \$5,972,869 of which \$512,869 will be for administration cost and \$5,460,000 will be contract cost. There will be a capital cost of \$6,092,000 associated with this option. There is currently \$3,036,124 in revenue available leaving a funding gap of \$2,936,746.

Option 3 - The MTPO issues a Request for Proposal (RFP) for a new CTC with additional stipulations. There is no fiscal impact related to this option.

Option 4 - RTS assumes the CTC role and contracts out the service. The operation cost will be \$6,635,711 of which \$1,175,711 will be for administration cost and \$5,460,000 will be contract cost. There will be a capital cost of \$837,000 associated with this option. There is currently \$3,036,124 in revenue available leaving a funding gap of \$3,599,587.

Option 5 - RTS provides ADA service at the current level of service. The operation cost will be \$2,255,731. There will be a capital cost of \$815,000 associated with this option. There is currently \$896,328 in revenue available leaving a funding gap of \$1,299,403.

Fiscal Note: Funding for the FY 07 ADA budget is \$896,328.

RECOMMENDATION

The City Commission review and discuss these options at the next MTPO meeting.

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060742c_200612111300.PDF

060742d_200612111300GH11-27-06.pdf

060758.

Waldo Road Sign Standards (B)

This item deals with the provision of sign standards along the Waldo Road Corridor and is being referred to the City Commission by the Economic Development University Community Committee (EDUCC).

Explanation: Over the past several months, the EDUCC has reviewed the status of the City of Gainesville sign code as it pertains to the Waldo Road Corridor. This analysis by the Committee was undertaken in anticipation of future development along the Corridor. Current sign code provisions regarding existing and future signage along Waldo Road was of particular concern to the EDUCC representative from the University of Florida.

The EDUCC discussed the existing situation in the context of staff-provided background, see attached October 26, 2006 memo, and directed that modifications in sign code provisions be made in an attempt to promote a pleasing aesthetic and economic development environment and that modification be made in existing Eastside CRA funding program to provide encouragement in the improvement of signs. The attached November 20, 2006 memo recently drafted by staff regarding Waldo Road signage attempts to fulfill that EDUCC direction.

The EDUCC felt it important to develop sign code revisions and incentive provisions for the Waldo Road Corridor from E. University Avenue north to the City limits. The Eastside CRA extends from E. University Avenue to 16th Avenue NE and provides a prospective funding source for sign improvement incentives but the remainder of the Corridor falls outside the CRA boundaries.

The City Commission recently provided funding for a Visioning process associated with the Waldo Road Corridor however EDUCC felt that sign improvement should be pursued in a timelier manner.

Fiscal Note: CRA staff has indicated that the Eastside CRA has approximately \$19,175 remaining in its budget for its building façade (50-50 match) program. A portion of these funds have been utilized in the past for sign improvements. CRA staff has suggested that it may be more efficient to structure a separate program dedicated solely to sign improvements.

RECOMMENDATION

The City Commission: 1) hear a brief presentation from staff; 2) refer the matter of revised Waldo Road sign standards to the City Plan Board; and 3) refer the matter of a prospective CRA funded sign improvement program to the CRA and Eastside Redevelopment Advisory Board.

Alternative Recommendation A

The City Commission: 1) hear a brief presentation from staff; and 2) refer the matter of revised Waldo Road Sign Standard back to staff for further research.

Alternative Recommendation B

The City Commission: 1) hear a brief presentation from staff; and 2) direct staff not to move forward on sign code revision and sign replacement incentive provisions.

060758A_260012111300.pdf

060758B_260012111300.pdf

050849.

Status of the Market Gainesville Partnership Gainesville Community BrandPrint (B)

This item is a report on the results of the Market Gainesville Partnership (MGP) effort to develop and implement a community-wide brand and

marketing strategy for the Gainesville community.

Explanation: The City Commission joined with other community partners in forming the Market Gainesville Partnership (MGP) and allocated a \$20,000 contribution toward the development of a community-wide brand and marketing strategy for Gainesville. North Star Destination Strategies, Inc. was hired to assist with the development of the brand and strategy. On November 29, 2006, MGP held its "Unveiling the Brand" meeting. At this meeting, Don McEachern, CEO of North Star, conducted a final presentation of the brand development process, including the completed brand and marketing strategy.

At the conclusion of the final presentation, MGP membership discussed the brand recommendation and accepted the final report and presentation. MGP membership indicated approval of the Gainesville Community BrandPrint, as recommended, by signing an enlarged symbolic copy of the Greater Gainesville Brand Charter. The Charter is designed to formalize the involvement of public and private sector organizations in the Brand initiative as "Brand Ambassadors." As a signatory, each organization agrees to foster the development of the Brand through the development of policies, programs and organizational governance. The City Manager represented the City Commission as a signatory to this symbolic document.

At its next scheduled meeting on January 10, 2007 at 8:30 a.m., MGP will develop next steps in the Gainesville community branding process, including ways to use brand materials, programs, events and initiatives. The City's Communications and Marketing Department and the Gainesville Chamber of Commerce are developing web pages on the City's official website to make Gainesville Community BrandPrint brand and marketing tools available to community partners. An implementation strategy for City of Gainesville internal use of the brand will be developed by City staff early next year based both on MGP input and staff input. The strategy will focus on a phased approach that identifies opportunities to incorporate the new brand logo at no or minimal cost as new supply or replacement orders are placed and during scheduled equipment maintenance or repair.

Fiscal Note: Funds for the initial contribution of \$20,000 to the Market Gainesville Partnership were budgeted in the FY 06 Communications and Marketing operating budget, and approved during the January 23, 2006 City Commission meeting. MGP recommendations requiring additional funding may be brought back to the City Commission for consideration.

RECOMMENDATION

The City Commission receive and approve the MGP report and direct the City Manager to: a) work with each charter office to develop an organization-wide brand implementation plan that is consistent with the goals of the Gainesville Community BrandPrint strategy and; b) continue to work with MGP to provide staff support and to implement the Gainesville Community BrandPrint.

Legislative History

1/23/06 City Commission Approved as Recommended (7 - 0)

9/25/06 City Commission Approved as Recommended (6 - 0 - 1 Absent)
 050849_200601231300.pdf
 050849_200609251300.pdf
 050849_200612111300.pdf

GENERAL MANAGER FOR UTILITIES

060774.

Expiration of the Wholesale Power Contract with the City of Alachua (B)

The wholesale power contract between the City of Gainesville and the City of Alachua expires December 31, 2007, but will automatically renew itself without a one year prior notice of termination. Staff does not want to let the December 31, 2006 deadline for providing a one-year's notice of termination to pass without advising the City Commission of its options under the contract.

Explanation: We have provided the City of Alachua with wholesale power for nearly 19 years. Currently Alachua averages 20MW of load and \$8,000,000 of total billings. Net revenues from this contract have helped support the municipal services that many of the citizens of the City of Alachua draw on when they visit or work in Gainesville. The current wholesale power contract between the City of Gainesville and the City of Alachua expires December 31, 2007. Unless either party notifies the other of their intent to terminate by December 31, 2006, the contract is automatically renewed for a period of one year through December 31, 2008. If the contract is terminated, the City of Alachua will be required to purchase the residual value of certain equipment in the substation and find another provider by December 31, 2007. Staff wishes to provide the City of Alachua with the courtesy of a reminder of its options under the contract and a notification of the Commission's intent.

Fiscal Note: In FY 2005 we netted \$1,134,000 and in FY 2006 we netted \$606,000 from the City of Alachua based on incremental production costs, in which natural gas prices weigh heavily. Please note that most of our retail customers would show a loss under incremental pricing. Gas prices have come down substantially, and incremental net benefits from Alachua should increase over what we have seen in recent years. Extending the contract for one year will not affect our energy supply requirements.

RECOMMENDATION

The City Commission receive a presentation on: 1) the terms and conditions of the wholesale power contract with the City of Alachua; 2) the City of Gainesville's options under this contract; 3) the profitability of the contract; and 4) Alachua's potential other power suppliers.

Legislative History

11/27/06 City Commission Approved as Recommended (7 - 0)
 060774_20061211.pdf

060802.**Gainesville SolarShare Grant Application (NB)**

Gainesville Regional Utilities has submitted a grant application to the Department of Environmental Regulation for funds to develop a 200kW elevated photovoltaic array creating covered parking.

Explanation: Gainesville Regional Utilities has submitted a grant application to the Department of Environmental Regulation for funds to develop a 200kW elevated photovoltaic array creating covered parking. The project, preliminarily titled the Gainesville SolarShare, focuses on creating local demand for renewable energy by creating an investment opportunity. The project participants will be citizens who will own the generation from the system after it is constructed and will be paid for the energy generated, based on their share. This application requests \$2,320,804, which represents 50 percent funding from DEP. With this matched funding the project cost will be more attractive as an investment for the community and will increase the take rate among customers.

GRU will construct the system and actively sell shares within the local community. All generation from the system will flow onto GRU's distribution system and GRU is committed to purchasing 100% of the generation at its avoided cost of generation. This dividend will be credited monthly on investors' bills. Instead of buying tags from out of state or donating money toward renewable projects Gainesville SolarShare would offer the unique opportunity to own renewable generation. In addition this project will decrease the need for new generation and offset fossil fuel consumption. Members of Gainesville SolarShare would be able to feel and see what their investment has accomplished and also experience the financial benefits of their investment on their monthly bills.

Prior to construction GRU will spend one year pre-selling the system. GRU will build a system sized by the total funds committed. In this way the local community will determine the degree to which renewable energy is pursued. It is anticipated that this project will serve to increase community pride and interest in renewable energy, as well as promoting recognition of the Gainesville area as an environmentally conscious community. This project could be the first among many similar projects to increase renewable generation within GRU's service territory.

RECOMMENDATION

The City Commission hear a presentation from staff on application for a Department of Environmental Regulation (DEP) Florida Renewable Energy Technologies Grant for the Gainesville SolarShare Project.

CITY ATTORNEY**CITY AUDITOR**

EQUAL OPPORTUNITY DIRECTOR**COMMITTEE REPORTS (PULLED FROM CONSENT)****RECREATION, CULTURAL AFFAIRS AND PUBLIC WORKS COMMITTEE****PERSONNEL & ORGANIZATION STRUCTURE COMMITTEE****PUBLIC SAFETY COMMITTEE****AUDIT, FINANCE AND LEGISLATIVE COMMITTEE****REGIONAL UTILITIES COMMITTEE****ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)****OUTSIDE AGENCIES****MEMBERS OF THE CITY COMMISSION****COMMISSION COMMENTS (if time available)****RECESS****RECONVENE****PLEDGE OF ALLEGIANCE (5:30pm)****PROCLAMATIONS/SPECIAL RECOGNITIONS****060693.****Life Safety Achievement Award for 2005 (NB)**

This item requests that the Commission recognize Gainesville Fire Rescue and the citizens of Gainesville for earning the Residential Fire Safety Institute's annual Life Safety Achievement Award for 2005.

Explanation: The Residential Fire Safety Institute (RFSI) is a public interest group whose mission is to reduce residential fire deaths and injuries. The RFSI advocates the use of residential fire sprinklers, smoke alarms, carbon monoxide detectors, and teaching people fire-safe behavior. The RFSI assists fire departments with implementing residential sprinklers and smoke alarm programs on a local basis. Although residential fires in the U.S. account for only 20 percent of all

fires, they result in 80 percent of all fire deaths. The RFSI is committed to reducing that number.

For 13 years, the Life Safety Achievement Award has recognized the local fire prevention activities that contribute to reducing the number of lives lost in residential fires. Gainesville Fire Rescue qualified for this award in 2005 because it recorded zero deaths in structures during that year. A total of 769 fire departments in the U.S., Canada, Italy, Japan, and Greece received the 2005 Life Safety Achievement Award.

Gainesville Fire Rescue has been presented with a Life Safety Achievement Award for the year 2005 by the Residential Fire Safety Institute. The award was announced by Roy L. Marshall, Director of the RFSI. "Experience tells us that fire prevention activity and public education can significantly reduce life and property loss from residential fires," Marshall said. "Prevention and education are very cost-effective compared to the traditional approach of relying on fire suppression. The Life Safety Achievement Award recognizes fire departments for their fire prevention efforts and encourages them to continually improve those efforts."

Fiscal Note: None.

RECOMMENDATION

The City Commission present the award to Gainesville Fire Rescue.

060787.

Martin Luther King, Jr. Hall of Fame Day (B)

RECOMMENDATION

MLK Hall of Fame Banquet Chair Jackie Hart-Williams to accept the proclamation.

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060788.

Martin Luther King, Jr. Week (B)

RECOMMENDATION

Martin Luther King, Jr. Commission, Inc. Executive Director Marie Small to accept the proclamation.

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CITIZEN COMMENT (6:00pm) - Please sign on sign-up sheet

PUBLIC HEARINGS

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

060378.**ENTERPRISE ZONE AND GREEN BUILDING PROGRAM
DISCOUNTS (B)****Ordinance No. 0-06-133**

An ordinance of the City of Gainesville, Florida, amending the City of Gainesville Code of Ordinances, amending section 6-12 relating to Incentives for Green Building Projects; amending the Buildings and Building Regulation section of Appendix A eliminating the reduction in permit fees in the Enterprise Zone; amending the Land Development Code section of Appendix A relating to development plan review fees; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date in accordance with the schedule provided herein.

Explanation: As of October 1, 2006, the Building Inspections Department is an Enterprise Fund, pursuant to Section 553.80(7), Florida Statutes. The user fees collected (permit fees) are to be used solely for carrying out the local government's responsibilities in enforcing the Florida Building Code. Fees may be used for: direct costs and reasonable indirect costs associated with review of building plans, building inspections, reinspections, and building permit processing, building code enforcement, and fire inspections associated with new construction. If fees are discounted, the City needs to cover the funding gap from another source.

The City has had in place for a number of years a fifty percent reduction in fees for green buildings and for buildings constructed in the Enterprise Zone. On August 21, 2006, the City Commission approved \$100,000 from the GRU transfer to cover the green building discounts. No funding source was identified to cover building permit fee reductions for developments in the Enterprise Zone. The Community Development Committee discussed this item on September 18, 2006, and the Gainesville Enterprise Zone Development Agency (GEZDA) discussed this issue on September 26, 2006.

Based on recommendations from the Community Development Committee and GEZDA, the City Commission at its October 23, 2006 meeting approved (1) shifting the green building discount to site plan fees for nonresidential and multi-family buildings, since these discounts would be within planning and would not have to be compensated from another fund; (2) continuing the green building discount for single-family residences, since no site plan fee is charged by planning for individual single-family residences, but

reduce the discount to 25% for single-family residences, and (3) discontinue permanently the 50% building permit discount in the Enterprise Zone due to funding constraints.

This ordinance amends the three sections of the City code necessary to accomplish the items approved by the City Commission.

This ordinance requires two public hearings. If adopted on first reading,

second and final reading will be January 8, 2007.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

Legislative History

| | | | |
|----------|---------------------------------|--|---------------------------------|
| 8/28/06 | City Commission | Approved as Recommended (5 - 0 - 2 Absent) | |
| 8/28/06 | City Commission | Referred | Community Development Committee |
| 9/18/06 | Community Development Committee | Approved as Recommended | |
| 10/23/06 | City Commission | Approved as Modified (6 - 0 - 1 Absent) | |

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060412.

HUNTERS WALK LAND USE CHANGE (B)

Ordinance No. 0-06-102; Petition 75LUC-06 PB

An ordinance amending the City of Gainesville 2000-2010 Comprehensive Plan, Future Land Use Map; by overlaying the "Planned Use District" category over certain property, as more specifically described in this ordinance, with the underlying reversionary future land use category of "SF (Single family, up to 8 dwelling units per acre)," located in the vicinity of 5043 Northwest 43rd Street; providing a severability clause; providing a repealing clause; and providing an effective date.

Explanation: COMMUNITY DEVELOPMENT DEPARTMENT STAFF REPORT

This is a petition for a land use change from SF (Single-family, up to eight dwelling units per acre) to PUD (Planned Use District) on approximately 4.91 acres of land located at 5043 Northwest 43rd Street. This petition is submitted concurrently with a Planned Development (PD) rezoning application that proposes a commercial development and associated facilities. The land use change is intended to allow the requested mix of residential and nonresidential uses and unique design features otherwise not allowed in the underlying land use category. Staff has determined the proposed land use change is consistent with surrounding land uses.

Public notice was published in the Gainesville Sun on August 1, 2006. Letters were mailed to surrounding property owners on August 2, 2006. The Plan Board held a public hearing August 17, 2006. The City Commission heard and approved the petition on September 11, 2006.

CITY ATTORNEY MEMORANDUM

The proposed amendment to the Comprehensive Plan is treated as a small scale development activity. After the City Commission adopts the ordinance, it will be filed with the State Land Planning Agency. The state land planning agency does not review or issue a notice of intent for small scale development amendments. Any affected person may file a petition with the State Division of

Administrative Hearings to request a hearing to challenge the compliance of a small scale development amendment within 30 days following the City's adoption of the amendment.

Small scale development amendments do not become effective until 31 days after adoption. If challenged within 30 days after adoption, small scale development amendments shall not become effective until the state land planning agency or the Administration Commission issues a final order that the adopted small scale development amendment is in compliance.

Fiscal Note: None

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

Legislative History

9/11/06 City Commission Approved (Petition) as Modified (7 - 0)

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060413.

HUNTERS WALK PLANNED DEVELOPMENT (QUASI-JUDICIAL) (B)

Ordinance No. 0-06-103; Petition 76PVD-06 PB

An Ordinance of the City of Gainesville, Florida; rezoning certain lands in the City, as more specifically described in this Ordinance, and amending the Zoning Map Atlas from the zoning category of “RSF-4: Single family residential district (8 units per acre)” to “PD (Planned Development)” located in the vicinity of 5043 Northwest 43rd Street; adopting a development plan report and development plan maps; providing conditions and restrictions; providing for enforcement and penalties; providing a severability clause; and providing an immediate effective date.

Explanation: COMMUNITY DEVELOPMENT DEPARTMENT STAFF REPORT

This is a request to rezone approximately 4.91 acres from RSF-4 (Single-family residential district, eight dwelling units per acre) to PD (Planned Development) to allow for a commercial development and associated facilities located at 5043 Northwest 43rd Street. This rezoning will enable implementation of unique design criteria that will address size, scale, parking and other complexities best accomplished through a Planned Development.

The subject parcel was reviewed by the City Commission as a Planned Development several years ago but was not approved. The current petition includes a smaller acreage, less intense development, a different range of uses and an option for multi-family residential. The City Plan Board heard the petition and addressed issues related to building placement in relationship to Northwest 43rd Street. The applicant proposed modifications to staff conditions related to access, signage and allowed uses. There were no neighborhood residents in attendance.

The City Plan Board recommended approval with modifications to staff conditions related to allowed uses, cross-access agreements, signage and

clarification on square footage to mean gross floor areas, defined in the City of Gainesville Land Development Code.

Public notice was published in the Gainesville Sun on August 1, 2006. Letters were mailed to surrounding property owners on August 2, 2006. The Plan Board held a public hearing on August 17, 2006. The City Commission heard and approved this petition on September 11, 2006.

CITY ATTORNEY MEMORANDUM

This ordinance requires two public hearings. If adopted on first reading, the second and final reading will be held on Monday, January 8, 2007.

Fiscal Note: None

RECOMMENDATION

The City Commission adopt the proposed ordinance.

Legislative History

9/11/06 City Commission Approved (Petition) as Modified (7 - 0)

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060773.

LIST OF CONTRIBUTING STRUCTURES IN THE SOUTHEAST HISTORIC DISTRICT (QUASI-JUDICIAL) (B)

Ordinance No. 0-06-44; Petition 160MSC-06 PB

An ordinance of the City of Gainesville, Florida, amending the list of contributing buildings and structures in the Southeast Residential Historic District, as more specifically described in this ordinance; finding these additional buildings and structures to be contributing structures subject to the regulations of the City's historic preservation/conservation ordinance; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: COMMUNITY DEVELOPMENT DEPARTMENT STAFF REPORT

The petition changes the status of four principal structures from non-contributing to contributing in the Southeast Gainesville Historic District. The Southeast Gainesville Historic District was approved by the City Commission on March 13, 1989 (157ZON-88PB Ordinance #3522) and contributing and non-contributing status was applied to each building, site, structure or object.

As defined in the cultural resources survey, contributing buildings and structures are those that have been documented with the Florida Division of Historic Resources through completion of a Florida Master Site File. Also they are at least 45 years old, and have not been severely altered, namely through radical alteration of original plan, enclosing of porches, or additions to the

facade. Contributing structures include principal dwellings or buildings, garage apartments, and outbuildings. Conversely, noncontributing buildings and structures are defined as buildings with a Florida Master Site File that have been severely altered and/or buildings that are less than 45 years old.

Staff has found that 4 non-contributing buildings, sites, structures or objects (as reflected on the list and map attached as Exhibit "A") have met the criteria to be classified as contributing structures.

The Historic Preservation Board unanimously approved the proposed changes in status from non-contributing to contributing structures at a Special Meeting on November 8, 2005.

Public notice was published in the Gainesville Sun on February 28, 2006. Letters were mailed to surrounding property owners on March 1, 2006. The Plan Board held a public hearing March 16, 2006. Planning Division staff recommended that the Plan Board approve the petition. The Plan Board approved the petition by a 6-0 vote and recommended that the City Commission approve Petition 160MSC-05 PB.

The petition and ordinance were placed on the August 14, 2006 City Commission agenda for first reading; however, it was pulled from the Agenda when a citizen questioned the accuracy of some of the details on the map attached to the ordinance. Since that time, the details of the map have been updated. Those details dealt primarily with the shape of building footprints as depicted on the map. The updates did not change the contributing/non-contributing status of any properties or change the District Boundaries.

CITY ATTORNEY MEMORANDUM

This ordinance requires two public hearings. If adopted on first reading, the second and final reading will be held on Monday, January 8, 2007.

Fiscal Note: None

RECOMMENDATION

The City Commission:

(1) *Hear a report from staff on the reevaluation of the list, as requested by the Commission;*

(2) *City Plan Board to City Commission: The City Commission approve Petition 160MSC-06 PB, amending the list of contributing buildings and structures in the Southeast Residential Historic District;*

Alternative Recommendation A: The City Commission deny the petition amending the list of contributing buildings and structures in the Southeast Residential Historic District. There is no fiscal

impact.

(3) *Adopt the proposed ordinance.*

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ORDINANCES, 2ND READING- ROLL CALL REQUIRED

060111.

PLANNED DEVELOPMENT - GATORWOOD APARTMENTS (QUASI-JUDICIAL) (B)

Ordinance No. 0-06-69, Petition No. 37PDV-06PB

An Ordinance of the City of Gainesville, Florida; rezoning certain lands in the City, as more specifically described in this Ordinance, and amending the Zoning Map Atlas from the zoning category of "MU-1: 8-30 units/acre mixed use low intensity" to the zoning category of "Planned Development District"; located in the vicinity of 2337 Southwest Archer Road, as more specifically described in this Ordinance; adopting a development plan report and development plan maps; providing conditions and restrictions; providing for enforcement and penalties; providing a severability clause; and providing an immediate effective date.

Explanation: COMMUNITY DEVELOPMENT STAFF MEMORANDUM

The subject property consists of approximately 9.15 acres. Old Archer Road abuts the subject property on the north, and immediately north of Old Archer Road is Southwest Archer Road (SR 24). A single-family residence and University of Florida agriculture facilities are located on abutting parcels to the south. Southwest 23rd Street abuts on the east. A warehousing and distribution facility is located immediately west.

Gatorwood Apartments, a vacant multi-family residential development, currently occupies the subject property. The applicant would like to demolish the Gatorwood Apartments development and replace it with a new, mixed-use residential development. According to the applicant's attached PD Report entitled, "Gatorwood Apartments: Planned Development Report" and PD Layout Plan Map, the proposed development will involve the construction of a multi-story building with a maximum height of 70 feet. The building will include multi-family residential units up to 40 dwelling units per acre. The building will also include office space, retail space and an internal parking facility. Other proposed features include stormwater facilities, landscape/open space areas, sidewalks, and a new bus shelter.

According to the applicant, the PD zoning designation will allow the use of innovative design features in redeveloping the subject property as a mixed-use residential development. The applicant has also expressed that the PD zoning designation, in association with the requested PUD land use designation, will allow redevelopment of the subject property at a higher density than currently allowed, in order to accommodate a growing population within the University

of Florida, Shands Hospital and the Veteran's Administration Hospital area.

The City Plan Board considered the above-referenced petition, at a public hearing held May 18, 2006. By a vote of 4-0, the City Plan Board approved Petition 37PDV-06PB with staff conditions, and modified Condition 14 of the staff report to read as follows: The total number of vehicle parking spaces provided shall not exceed one per bedroom. The City Plan Board also recommended that the owner/developer try to orient the retail portion of the proposed development toward Old Archer Road.

Public notice was published in the Gainesville Sun on May 2, 2006. Letters were mailed to surrounding property owners on May 3, 2006.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

Legislative History

| | | |
|----------|-----------------|---|
| 6/26/06 | City Commission | Approved (Petition) with Staff Conditions (7 - 0) |
| 11/27/06 | City Commission | Adopted on First Reading (Ordinance) (7 - 0) |

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060416.

STREET VACATION - SHANDS CANCER HOSPITAL PROJECT (B)

Ordinance No. 0-06-111, Petition 111SVA-06PB

An ordinance of the City of Gainesville, Florida, to vacate, abandon and close that portion of Southwest 14th Terrace located in the vicinity between the south right-of-way line of Railroad Street, north of the south property line of Lot 3 of Block 7 of Little Gandy Subdivision, as more specifically described in this Ordinance; reserving public and private utilities easements; providing conditions and a reversionary interest; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: **COMMUNITY DEVELOPMENT STAFF REPORT**

This is a request to vacate a portion of Southwest 14th Terrace to facilitate the development of a cancer hospital and associated facilities.

The Plan Board's recommendation of approval of the street vacation is conditional upon the following: 1) the Special Use Permit and Site Plan for the Shands Cancer Hospital development must be approved by the City and; 2) the second reading of the ordinance approving the street vacation of a portion of Southwest 14th Terrace located between the south right-of-way line of Railroad Street, as shown on Little Gandy subdivision, to a point 10 feet north of and parallel to the south property line of Lot 3 of Block 7 of Little Gandy Subdivision shall be coordinated with the final sign-off of the site plans for Shands Cancer Hospital. The Plan Board has at this point approved the Special Use Permit for a height of eight stories for the hospital, along with

preliminary development plan approval.

Public notice was published in the Gainesville Sun on August 1, 2006. Letters were mailed to surrounding property owners on August 2, 2006. The Plan Board held a public hearing on August 17, 2006.

CITY ATTORNEY MEMORANDUM

The City Commission, at its meeting of September 25, 2006, authorized the City Attorney to draft and the Clerk of the Commission to advertise an ordinance vacating the public right-of-way. The vacation of the right-of-way is subject to the terms of a Vacation of Right-of-Way Agreement between the City and the applicant. The Agreement is included in the backup to this Ordinance, and the Agreement applies equally to all other street vacation ordinances relating to this Project. Please note that the terms of the Agreement were the subject of negotiations with the applicant and in some respects may vary from the conditions approved at the petition hearing.

The second and final reading of the ordinance is recommended to be continued because the developer has not yet met one of the development conditions approved in the petition.

RECOMMENDATION

The City Commission continue the second public hearing to Monday, January 8, 2007, at 1:00pm or as soon thereafter as it may be heard.

Legislative History

| | | |
|----------|-----------------|--|
| 9/25/06 | City Commission | Approved (Petition) with Conditions, As Modified (7 - 0) |
| 11/27/06 | City Commission | Adopted on First Reading (Ordinance) and Approved the Recommendation (7 - 0) |

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060417.

STREET VACATION - SHANDS CANCER HOSPITAL PROJECT (B)

Ordinance No. 0-06-112 Petition 112SVA-06PB

An ordinance of the City of Gainesville, Florida, to vacate, abandon and close that portion of Southwest 14th Street located in the vicinity between Southwest 12th Avenue and Southwest 13th Avenue, as more specifically described in this Ordinance; reserving public and private utilities easements; providing conditions and a reversionary interest; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: *COMMUNITY DEVELOPMENT STAFF REPORT*

This is a request to vacate a portion of Southwest 14th Street to facilitate the development of a cancer hospital and associated facilities.

The Plan Board's recommendation of approval of the street vacation is conditional upon the following: 1) the Special Use Permit and Site Plan for the Shands Cancer Hospital development must be approved by the City; and 2) the second reading of the ordinance approving the street vacation of a portion of Southwest 14th Street located between Southwest 12th Avenue and Southwest 13th Avenue shall be coordinated with the final sign-off of the site plans for Shands Cancer Hospital. The Plan Board at this point approved the Special Use Permit for a height of eight stories for the hospital, along with preliminary development plan approval.

Public notice was published in the Gainesville Sun on August 1, 2006. Letters were mailed to surrounding property owners on August 2, 2006. The Plan Board held a public hearing on August 17, 2006.

CITY ATTORNEY MEMORANDUM

The City Commission, at its meeting of September 25, 2006, authorized the City Attorney to draft and the Clerk of the Commission to advertise an ordinance vacating the public right-of-way. The vacation of the right-of-way is subject to the terms of a Vacation of Right-of-Way Agreement between the City and the applicant. The Agreement is included in the backup of Legistar No. 060416. Please note that the terms of the Agreement were the subject of negotiations with the applicant and in some respects may vary from the conditions approved at the petition hearing.

The second and final reading of the ordinance is recommended to be continued because the developer has not yet met one of the development conditions approved in the petition.

RECOMMENDATION

The City Commission continue the second public hearing to Monday, January 8, 2007 at 1:00pm or as soon thereafter as it may be heard.

Legislative History

| | | |
|----------|-----------------|--|
| 9/25/06 | City Commission | Approved (Petition) with Conditions, As Modified (7 - 0) |
| 11/27/06 | City Commission | Adopted on First Reading (Ordinance) (7 - 0) |
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060418.

STREET VACATION - SHANDS CANCER HOSPITAL PROJECT (B)

Ordinance No. 0-06-113 Petition 113SVA-06PB

An ordinance of the City of Gainesville, Florida, to vacate, abandon and close that portion of the alley located between Southwest 13th Avenue and Southwest 14th Avenue between S.W. 13th Street and S.W. 14th Street, as more specifically described in this Ordinance; reserving public and private utilities easements; providing conditions and a reversionary interest; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: COMMUNITY DEVELOPMENT STAFF REPORT

This is a request to vacate a portion of the Block B 3 alley located between Southwest 13th Avenue and Southwest 14th Avenue to facilitate the development of a cancer hospital and associated facilities.

The Plan Board's recommendation of approval of the street vacation is conditional upon the following: 1) the Special Use Permit and Site Plan for the Shands Cancer Hospital development must be approved by the City; and 2) the second reading of the ordinance approving the street vacation of a portion of Block B 3 alley located between Southwest 13th Avenue and Southwest 14th Avenue shall be coordinated with the final sign-off of the site plans for Shands Cancer Hospital. The Plan Board at this point approved the Special Use Permit for a height of eight stories for the hospital, along with preliminary development plan approval.

Public notice was published in the Gainesville Sun on August 1, 2006. Letters were mailed to surrounding property owners on August 2, 2006. The Plan Board held a public hearing August 17, 2006.

CITY ATTORNEY MEMORANDUM

The City Commission, at its meeting of September 25, 2006, authorized the City Attorney to draft and the Clerk of the Commission to advertise an ordinance vacating the public right-of-way. The vacation of the right-of-way is subject to the terms of a Vacation of Right-of-Way Agreement between the City and the applicant. The Agreement is included in the backup of Legistar No. 060416. Please note that the terms of the Agreement were the subject of negotiations with the applicant and in some respects may vary from the conditions approved at the petition hearing.

The second and final reading of the ordinance is recommended to be continued because the developer has not yet met one of the development conditions approved in the petition.

RECOMMENDATION

The City Commission continue the second public hearing to Monday, January 8, 2007 at 1:00pm or as soon thereafter as it may be heard.

Legislative History

| | | |
|----------|-----------------|--|
| 9/25/06 | City Commission | Approved (Petition) with Conditions, As Modified (7 - 0) |
| 11/27/06 | City Commission | Adopted on First Reading (Ordinance) (7 - 0) |
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060419.

STREET VACATION - SHANDS CANCER HOSPITAL PROJECT (B)

Ordinance No. 0-06-114 Petition 114SVA-06PB

An ordinance of the City of Gainesville, Florida, to vacate, abandon and close that portion of the alley located between Southwest 12th Avenue and Southwest 13th Avenue between Southwest 13th Street and Southwest 14th Terrace, as more specifically described in this Ordinance; reserving public and private utilities easements; providing conditions and a reversionary interest; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: *COMMUNITY DEVELOPMENT STAFF REPORT*

This is a request to vacate a portion of the Block B 5 alley located between Southwest 12th Avenue and Southwest 13th Avenue to facilitate the development of a cancer hospital and associated facilities.

The Plan Board's recommendation of approval of the street vacation is conditional upon the following: 1) the Special Use Permit and Site Plan for the Shands Cancer Hospital development must be approved by the City; and 2) the second reading of the ordinance approving the street vacation of a portion of the Block B 5 alley located between Southwest 12th Avenue and Southwest 13th Avenue shall be coordinated with the final sign-off of the site plans for the Shands Cancer Hospital.

Public notice was published in the Gainesville Sun on August 1, 2006. Letters were mailed to surrounding property owners on August 2, 2006. The Plan Board held a public hearing on August 17, 2006.

CITY ATTORNEY MEMORANDUM

The City Commission, at its meeting of September 25, 2006, authorized the City Attorney to draft and the Clerk of the Commission to advertise an ordinance vacating the public right-of-way. The vacation of the right-of-way is subject to the terms of a Vacation of Right-of-Way Agreement between the City and the applicant. The Agreement is included in the backup of Legistar No. 060416. Please note that the terms of the Agreement were the subject of negotiations with the applicant and in some respects may vary from the conditions approved at the petition hearing.

The second and final reading of the ordinance is recommended to be continued because the developer has not yet met one of the development conditions approved in the petition.

RECOMMENDATION

The City Commission continue the second public hearing to Monday, January 8, 2007 at 1:00pm or as soon thereafter as it may be heard.

Legislative History

9/25/06 City Commission Approved (Petition) with Conditions, As Modified (7 - 0)

11/27/06 City Commission Adopted on First Reading (Ordinance) (7 - 0)

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060420.**STREET VACATION - SHANDS CANCER HOSPITAL PROJECT (B)****Ordinance No. 0-06-115 Petition 115SVA-06PB**

An ordinance of the City of Gainesville, Florida, to vacate, abandon and close that portion of the alley located between Southwest 12th Avenue and Southwest 13th Avenue between Southwest 13th Street and Southwest 14th Street, as more specifically described in this Ordinance; reserving public and private utilities easements; providing conditions and a reversionary interest; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: *COMMUNITY DEVELOPMENT STAFF REPORT*

This is a request to vacate a portion of the Block B 2 alley located between Southwest 12th Avenue and Southwest 13th Avenue to facilitate the development of a cancer hospital and associated facilities.

The Plan Board's recommendation of approval of the street vacation is conditional upon the following: 1) the Special Use Permit and Site Plan for the Shands Cancer Hospital development must be approved by the City; and 2) the second reading of the ordinance approving the street vacation of a portion of the Block B 2 alley located between Southwest 12th Avenue and Southwest 13th Avenue shall be coordinated with the final sign-off of the site plans for the Shands Cancer Hospital. The Plan Board at this point approved the Special Use Permit for a height of eight stories for the hospital, along with preliminary development plan approval.

Public notice was published in the Gainesville Sun on August 1, 2006. Letters were mailed to surrounding property owners on August 2, 2006. The Plan Board held a public hearing August 17, 2006.

CITY ATTORNEY MEMORANDUM

The City Commission, at its meeting of September 25, 2006, authorized the City Attorney to draft and the Clerk of the Commission to advertise an ordinance vacating the public right-of-way. The vacation of the right-of-way is subject to the terms of a Vacation of Right-of-Way Agreement between the City and the applicant. The Agreement is included in the backup of Legistar No. 060416. Please note that the terms of the Agreement were the subject of negotiations with the applicant and in some respects may vary from the conditions approved at the petition hearing.

The second and final reading of the ordinance is recommended to be continued because the developer has not yet met one of the development conditions approved in the petition.

RECOMMENDATION

The City Commission continue the second public hearing to Monday, January 8, 2007 at 1:00pm or as soon thereafter as it may be heard.

Legislative History

9/25/06 City Commission Approved (Petition) with Conditions, As Modified (7 - 0)

11/27/06 City Commission Adopted on First Reading (Ordinance) (7 - 0)

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060421.**STREET VACATION - SHANDS CANCER HOSPITAL PROJECT (B)****Ordinance No. 0-06-110 Petition 116SVA-06PB**

An ordinance of the City of Gainesville, Florida, to vacate, abandon and close that portion of Southwest 12th Avenue located between Southwest 14th Street and the southern right-of-way line of Railroad Street, as more specifically described in this Ordinance; reserving public and private utilities easements; providing conditions and a reversionary interest; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: COMMUNITY DEVELOPMENT STAFF REPORT

This is a request to vacate a portion of Southwest 12th Avenue, located between Southwest 14th Street and the southern right-of-way line of Railroad Street, to facilitate the development of a cancer hospital and associated facilities.

The Plan Board's recommendation of approval of the street vacation is conditional upon the following: 1) the Special Use Permit and Site Plan for the Shands Cancer Hospital development must be approved by the City; and 2) the second reading of the ordinance approving the street vacation of a portion of Southwest 12th Avenue located between Southwest 14th Street and the southern right-of-way line of Railroad Street, as shown on the Little Gandy subdivision, shall be coordinated with the final sign-off of the site plans for Shands Cancer Hospital. The Plan Board has at this point approved the Special Use Permit for a height of eight stories for the hospital, along with preliminary development plan approval.

Public notice was published in the Gainesville Sun on August 1, 2006. Letters were mailed to surrounding property owners on August 2, 2006. The Plan Board held a public hearing August 17, 2006.

CITY ATTORNEY MEMORANDUM

The City Commission, at its meeting of September 25, 2006, authorized the City Attorney to draft and the Clerk of the Commission to advertise an ordinance vacating the public right-of-way. The vacation of the right-of-way is subject to the terms of a Vacation of Right-of-Way Agreement between the City and the applicant. The Agreement is included in the backup of Legistar No. 060416. Please note that the terms of the Agreement were the subject of negotiations with the applicant and in some respects may vary from the conditions approved at the petition hearing.

The second and final reading of the ordinance is recommended to be continued because the developer has not yet met one of the development conditions approved in the petition.

RECOMMENDATION

The City Commission continue the second public hearing to Monday, January 8, 2007 at 1:00pm or as soon thereafter as it may be heard.

Legislative History

9/25/06 City Commission Approved (Petition) with Conditions, As Modified (7 - 0)
 11/27/06 City Commission Adopted on First Reading (Ordinance) (7 - 0)
 060421_200609251300.pdf
 060421_200611271300.pdf

060431.**STUDENT COMMUNITY RELATIONS ADVISORY BOARD (B)****Ordinance 0-06-96**

An ordinance of the City of Gainesville, Florida, creating in Chapter 2, Article V a new Division 15 entitled Student Community Relations Advisory Board; providing for membership, officers, attendance requirements, legal counsel, rules of procedure, functions, powers and duties; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: On September 11, 2006, the City Commission authorized the City Attorney to draft and the Clerk of the Commission to advertise an ordinance creating a Student Community Relations Advisory Board.

On November 27, 2006, the Commission adopted this ordinance at first reading, and referred this ordinance to the Community Development Committee, due back on May 27, 2007.

RECOMMENDATION

The City Commission adopt the ordinance.

Legislative History

9/11/06 City Commission Approved as Recommended (4 - 0 - 3 Absent)
 11/27/06 City Commission Adopted on First Reading (Ordinance) (6 - 1)
 060431_200609111300.pdf
 060431_200612111300.pdf

RESOLUTIONS- ROLL CALL REQUIRED**060732.****Purchasing Policy (B)**

A resolution of the City Commission of the City of Gainesville, Florida amending the Purchasing Policies adopted April 22, 1996; and rescinding

the policies adopted on April 22, 1996 providing a transition schedule and providing an effective date.

Explanation: The proposed resolution adopts recommendations from the Audit and Finance Committee, Personnel and Organization Committee, and provides for a transition schedule with an effective date of January 1, 2007.

Fiscal Note: None

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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060732a_200612111300.pdf

060732b_200612111300.pdf

060740.

Bid Award - Construction of Regional Transit System Transfer Station and acceptance of FDOT Urban Capital Funds (B)

This item involves a request for the City Commission to authorize the bid award to Scherer Construction & Engineering of North Florida, LLC for the construction of the Regional Transit System (RTS) Transfer Station and the adoption of a Resolution authorizing the City Manager to execute a Supplemental Joint Participation Agreement between the City of Gainesville and Florida Department of Transportation (FDOT) to accept \$500,000 from the Urban Capital Funds for the construction of the RTS Transfer Station (or Terminal Station).

Explanation: On November 17, 2006, the City Purchasing Department received bids for the construction of the RTS Transfer Station at 700 SE 3rd Street. Two (2) firms submitted bids. The lowest responsive bidder was Scherer Construction & Engineering of North Florida, LLC with a bid of \$1,777,583.

FDOT has allocated Urban Capital Funds for this project that require a 50% match. FDOT also requires the governing board to authorize the acceptance of these funds by adopting a resolution. RTS proposes the use of Capital Improvement Program (CIP) funds already allocated to RTS in the amount of \$660,000 to match the FDOT Urban Capital Funds in the amount of \$500,000, and has a Federal Transit Administration (FTA) Section 5309 grant in the amount of \$617,583 to complete the project.

This project consists of site work including bus bays, construction of a ticket booth structure with an approximate height of 18', and a central shelter canopy with an approximate height of 11'.

Fiscal Note: Funds in the amount of \$1,777,583 have been identified for this project as detailed above.

RECOMMENDATION *Recommended Motion: The City Commission: 1) authorize the bid award to Scherer Construction & Engineering of North Florida, LLC for the construction of the RTS Transfer Station at 700 SE 3rd Street; and 2) adopt the Resolution for the acceptance*

of FDOT Urban Capital Funds; and 3) authorize the City Manager to execute the contract and any related documents.

Alternative Recommendation A: The City Commission deny the request for the bid award and direct the City Manager to issue a new Invitation to Bid. This would result in a project delay of approximately four months and require that RTS provide FTA and FDOT with an explanation regarding the delay on grant fund expenditures.

Alternative Recommendation B: The City Commission deny the request for the bid award and direct the City Manager to return FTA funds in the amount of \$1.3 million and inform FDOT that the funds will not be utilized. FTA funds in the amount of \$750,000 have already been expended on this project.

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060759.

**Amended Local Housing Assistance Plan (LHAP)-SFY
2005-06/2006-07/2007-08 (B)**

Amendment to the Local Housing Assistance Plan to increase the: 1) maximum SHIP House Replacement Program award to \$100,000; 2) add language to the LHAP providing a definition for Essential Service Personnel; and 3) add a new program strategy for New Construction-Essential Services Personnel/Workforce Housing.

Explanation: The House Replacement Program (HRP) addresses owner-occupied units that are infeasible to rehabilitate due to major health and safety violations, when there are exorbitant cost of repairs required to make these dwellings meet the minimum housing code. Funding for this program is reserved for homeowners who are already on the City's rehabilitation waiting list. The HRP program assists a homeowner with demolishing the existing dilapidated home and rebuilding a new home on the same site. As construction prices continue to rise, the cost to build affordable housing continues to increase. As a result, the City can no longer build new replacement housing at the existing program limit. The Housing Division proposes to increase the maximum award from \$70,000 to \$100,000, with a maximum project cost not to exceed \$125,000. If a project costs more than \$100,000, then the homeowner will be required to obtain a loan for the difference. The HRP funding will be awarded in the form of a 30-year due-on-sale-loan. The funds will be repaid upon the sale of the property or maturity of the due-on-sale loan. The maximum award limit will also apply to applicants receiving assistance from the CDBG and HOME Programs, including a leveraged combination of these funding sources.

During the 2006 legislative session, the legislature made changes to the rules

governing the SHIP program. The revised statute requires that each county and eligible municipality include a definition for Essential Service Personnel (ESP), and develop a program strategy within its LHAP that emphasizes the recruitment and retention of ESP. Pursuant to Florida Statutes, ESPs are defined as persons in need of affordable housing who are employed in occupations or professions in which they are considered essential service personnel, as defined by each county and eligible municipality within its respective LHAP. Such definition may include, but is not limited to: teachers and educators; school district, community college and university employees; police; emergency services and fire personnel; code enforcement personnel; health care personnel; skilled building trades personnel; and other job categories as required by Florida Statutes. This amendment is also needed for the City to make application for CWHIP funds.

The new program strategy for New Construction-Essential Services Personnel/Workforce Housing will have a maximum: 1) award of \$35,000, 2) income limit for eligible applicants of 120% of median family income adjusted for family size; and 3) unit value limit as determined by the State of Florida for the SHIP and CWHIP Program. The value limit for all other program strategies will remain unchanged.

If approved, these amendments will assist in providing more affordable homeownership opportunities for very low, low and moderate-income homeowners and first-time homebuyers.

Fiscal Note: Funds for the House Replacement and New Construction-Essential Services Personnel/Workforce Housing Programs are available in the Housing Division's SHIP, HOME and CDBG Program budgets.

RECOMMENDATION

The City Commission: 1) approve the maximum award for the House Replacement Program at \$100,000 with a maximum project cost of \$125,000; 2) include the definition for Essential Service Personnel in the LHAP; 3) approve the program strategy designated as New Construction-Essential Services Personnel/Workforce Housing; 4) approve resolution number 060759 amending the City of Gainesville Local Housing Assistance Plan for State Fiscal Years 2005-2006/2006-2007/2007-2008; 5) authorize the City Manager or his designee to execute the required documents and certifications; and 6) authorize submission of the amended plan for review and approval by the Florida Housing Finance Corporation.

Alternative Recommendation A:

The City Commission not approve the resolution to amend the House Replacement Program. This would result in keeping the current House Replacement Program limit at \$70,000.

Alternative Recommendation B: The City Commission

approve an amended LHAP to include any combination of the program changes noted above.

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060784.

Qualified Target Industry (QTI) Refund Resolution - Arnold-Hanafin Corporation (B)

This item seeks City Commission approval for a Qualified Target Initiative (QTI) contribution for the prospective location of an engineering design center within the City of Gainesville.

Explanation: Arnold-Hanafin, a firm specializing in IT and Engineering staffing and other disciplines in staff augmentation, is considering Gainesville as a location for an engineering design center.

The Qualified Target Industry (QTI) incentive is a tool available to Florida communities to encourage quality job growth in targeted, high value added businesses. Pre-approved applicants creating jobs in Florida receive refunds on the various taxes they pay including corporate income, sales, ad-valorem, insurance premium and certain other taxes.

Eligible QTI applicants must pay an average annual wage that is at least 115 percent of the State Metropolitan Statistical Area (SMSA). In order to participate, the applicant must apply to Enterprise Florida prior to making a decision to locate in Florida. The local community normally provides a resolution from the City or County Commission recommending the applicant for the incentive and provides a match equal to 20% of the total tax refund.

However, in this case, because a final location within the Gainesville area has not been determined at this juncture, a per job incentive amount is being utilized. The attached Resolution indicates City participation only in the event that the firm locates in the City of Gainesville corporate limits.

With respect to Arnold-Hanafin Corporation specifically, the company is expected to create 160 new jobs phased in over three years at an average wage of approximately \$57,512 (\$27.65) or 200% of the Alachua County average. Jobs are to be cycled in at ten the first year, fifty the second and one hundred the third.

The Gainesville Area Chamber of Commerce, City of Gainesville and Alachua County are partnering on this effort to attract Arnold-Hanafin Corporation to the Gainesville area. The enactment of the QTI resolution is seen as a community investment in the growth potential of Arnold-Hanafin Corporation over a period of years.

The proposed resolution stipulates that the City of Gainesville will participate through provision of 50% of the local contribution (with Alachua County providing the remaining 50%) of the total refund or \$80,000 spread over FY 08, FY 09 and FY 10 and FY 11 consistent with Arnold-Hanafin's phased plan to

add one hundred and sixty jobs in the area.

Fiscal Note: Arnold Hanafin's QTI application indicates a requested local financial support amount of \$1,000 per job created or \$160,000. The Commission will pay to the Florida Economic Development Trust Fund up to \$80,000 to be paid as follows: FY2008 -- \$10,000, FY2009--\$10,000 FY2010--\$30,000, FY 2011--\$30,000 in the event that Arnold-Hanafin Corporation locates its engineering design center within the City of Gainesville corporate limits. The initial year's funding is included in the proposed FY 08 Economic Development Department Plan. Future funding will have to be presented to the City Commission in the context of applicable budget submissions. It has been indicated to staff as mentioned that Alachua County has indicated a willingness to consider providing 50% of required local funding.

RECOMMENDATION

The City Commission: 1) authorize the Mayor to execute the QTI Resolution regarding Arnold-Hanafin Corporation on the condition that similar action has been taken by Alachua County and that Arnold-Hanafin Corporation is located within the City of Gainesville; 2) direct the City Manager to forward the executed QTI Resolution to Enterprise Florida.

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060771.

SUPPORT OF THE CREATION OF A UNITED STATES DEPARTMENT OF PEACE (B)

A Resolution of the City Commission of the City of Gainesville, Florida; supporting the creation of a United States Department of Peace; providing directions to the Clerk of the Commission; and providing an immediate effective date.

Explanation: The City Commission, at its meeting of November 27, 2006, requested the City Attorney to draft the proposed Resolution supporting the creation of a United States Department of Peace and Nonviolence.

RECOMMENDATION

The City Commission adopt the proposed Resolution.

Legislative History

11/27/06 City Commission Approved as shown above (See Motion) (5 - 2)

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060780.

SUPPORT OF THE CREATION OF A SUCCESSOR PROGRAM TO THE FLORIDA FOREVER PROGRAM (B)

A Resolution of the City Commission of the City of Gainesville, Florida; supporting the State of Florida Legislature for the creation and funding of a successor program to the Florida Forever program; providing directions to the Clerk of the Commission; and providing an immediate effective date.

* *Follow-up Audits*

* *Other Projects*

A description of all projects is also included for review.

RECOMMENDATION *The City Commission adopt the proposed FY 2007 Annual Audit Plan resolution.*

Legislative History

11/28/06 Audit, Finance and Recommended for Approval
 Legislative
 Committee

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PLAN BOARD PETITIONS

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

060765.

Criteria for Locating a One-Stop Assistance Center for the Homeless (B)

As requested by the City Commission, staff will present suggested criteria for siting a one-stop assistance center for the homeless.

Explanation: At the November 13, 2006, City Commission meeting, the City Commission received recommendations from staff on ways to address concerns regarding the homeless in the downtown area. One of the recommendations was to proceed with issuing a request for proposals for the proposed one-stop assistance center for the homeless as approved at the joint City-County Commission meeting on October 30, 2006. Subsequently, the City Commission directed staff to return with criteria for locating the one-stop center.

On November 16, 2006, staff sent a survey to numerous individuals and organizations including the Gainesville Area Chamber of Commerce, Gainesville Downtown Owners and Tenants Association, Downtown Redevelopment Advisory Board, and organizations that are members of the Alachua County Coalition for the Homeless and Hungry. The survey asked for input on siting criteria for the proposed one-stop center, and recipients were asked to respond by November 30, 2006. The results of the survey will be compiled and presented for the City Commission's consideration at the December 11, 2006 meeting. In addition, the Implementation Committee of the 10-Year Plan to End Homelessness will hold a special meeting on December 5, 2006, to discuss siting criteria to recommend to the City Commission.

Fiscal Note: The City and County Commissions have already approved funding for the first-year operation of the one-stop assistance center for the homeless.

RECOMMENDATION *Recommended Motion: The City Commission receive a report on suggested criteria for siting a one-stop*

assistance center for the homeless and take action as deemed appropriate.

Alternative Recommendation A: The City Commission receive a report on suggested siting criteria and defer action to a later meeting.

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060805.

Mayor Pegeen Hanrahan - Report from Sundance Summit (B)

RECOMMENDATION

The City Commission hear a report on the Sundance Summit from the Mayor's meeting on Climate Change.

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UNFINISHED BUSINESS

COMMISSION COMMENT

CITIZEN COMMENT (If time available)

ADJOURNMENT (no later than 11:00PM - Mayor to schedule date and time to continue meeting)