

City of Gainesville

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



Meeting Minutes

Monday, January 9, 2006

1:00 PM

City Hall Auditorium

City Commission

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

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

CALL TO ORDER - 1:13 PM

ROLL CALL

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

INVOCATION

CONSENT AGENDA

MOTION: Commissioner Bryant moved and Commissioner Chestnut seconded to adopt the Consent Agenda.

(VOTE: 4-0, Commissioners Braddy, Donovan and Nielsen - Absent, MOTION CARRIED)

CITY MANAGER, CONSENT AGENDA ITEMS

050661

First Extension/Second Amendment to the Contract for Cellular Phone Service with Alltel Communications, Inc. (B)

This item involves a request for the City Commission to amend the contract with Alltel Communications Inc. and to extend the term of the contract for one year.

RECOMMENDATION

The City Commission authorize the City Manager or designee to execute the First Extension/Second Amendment to the agreement with Alltel Communications, Inc. for cellular phone service, extending the term of the agreement from October 1, 2005 to September 30, 2006, and execute the amendments subject to approval of the City Attorney as to form and legality.

Alternative Recommendation A:

The City Commission decline to execute the First Extension/Second Amendment to the agreement with Alltel Communications, Inc. for cellular phone service and direct staff to issue a RFP for cellular phone service. The fiscal impact would be unknown until bids were opened.

Alternative Recommendation B:

The City Commission decline to execute the First Extension/Second Amendment to the agreement with Alltel Communications, Inc. for cellular phone service and cease providing cell phones for employees to conduct city business. The fiscal impact would be unknown since employees would have to find other means of communication.

This Matter was Approved as Recommended on the Consent Agenda.

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050734

Bid Award - Annual Contract for Redi-Mix Concrete for FY2005/2006 (B)

This item is to establish a primary and secondary annual services contract for the provision of Redi-Mix Concrete.

RECOMMENDATION

The City Commission: 1) award a contract for redi-mix concrete to Florida Rock Industries as Primary Supplier; 2) award a contract for redi-mix concrete to Cemex as Secondary Supplier; and 3) authorize the City Manager to execute the contracts and all related documents with Florida Rock Industries and Cemex.

Alternative Recommendation A: The City Commission: 1) award a contract for redi-mix concrete to Cemex as Primary Supplier; 2) award a contract for redi-mix concrete to Florida Rock Industries as Secondary Supplier; and 3) authorize the City Manager to execute the contracts and all related documents with Cemex and Florida Rock Industries. Fiscal impact would be approximately a 5% increase in materials cost.

Alternative Recommendation B: The City Commission refers the request back to staff for further review. This process was rebid as only one firm bid previously. There are no interested additional vendors. The fiscal impact is deferred with this action.

This Matter was Approved as Recommended on the Consent Agenda.

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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 first of three (3) one-year extensions as allowed in the Agreement.

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 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.

This Matter was Approved as Recommended on the Consent Agenda.

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050773

Domestic Violence FY 2007 Grant Application (B)

This item involves receiving \$400,000 in Year 4 grant funds from the U.S. Department of Justice, Office on Violence Against Women for continued funding of the Gainesville Police Department's Domestic Violence Unit and expansion of those activities to the University of Florida Police Department for FY2007 and FY2008.

RECOMMENDATION

The City Commission authorize the City Manager to 1.) apply to the U.S. Department of Justice Office of Justice Programs for the grant in an amount up to \$400,000, and if awarded; 2.) execute any grant documents, subject to approval by the City Attorney.

Alternative Recommendation A: The City Commission decline the opportunity to apply for continued grant funding from the U.S. Department of Justice and continue to operate the programs it would have funded. The fiscal impact is that the City would need to provide an anticipated \$150,000 from an alternative source of funds described above to comply with the Terms and Assurances of the original grant awarded in 2003.

This Matter was Approved as Recommended on the Consent Agenda.

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050776

Bid Award for Site Work Improvements at the Regional Transit System Facility (B)

This item involves a request for the City Commission to award the Bid in the amount of \$801,750 and execute the contract for Site Work Improvements at the Regional Transit System (RTS) Facility to Anglin Construction.

RECOMMENDATION

The City Commission: 1) approve the bid award to Anglin Construction; and 2) authorize the City Manager to execute a contract with Anglin Construction in the amount of \$801,750.

Alternative Recommendation A: The City Commission deny the bid award to Anglin Construction. This would require the

City to prepare another Invitation to Bid The fiscal impact includes the expiration of the FDOT grant, and RTS would have to identify new sources of funding for this project. Additionally, with the continued rising costs in construction projects, additional funding may be required to complete the project in the future.

Alternative Recommendation B: The City Commission deny the bid award and provide staff direction in identifying other funding sources for the project.

This Matter was Approved as Recommended on the Consent Agenda.

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050777

Letter Supporting Florida Public Transportation Association's Position on Medicaid/ADA Issue (B)

This item involves a request for the City Commission to authorize the City Manager to submit a letter in support of the Florida Public Transportation Association's (FPTA) position on the Medicaid/ADA issue.

RECOMMENDATION

The City Commission: 1) authorize the City Manager to submit a letter to the Commission on Transportation Disadvantage (CTD) supporting the FPTA's position on the Medicaid/ADA Issue.

Alternative Recommendation A: The City Commission deny the request to submit the letter in support of FPTA's position on Medicaid/ADA Issue. This action could result in the turnover of Medicaid and TD trips to the City's ADA system if approved by the CTD. If the turnover is approved by the CTD, it would result in an increased financial burden on the City's ADA service.

Alternative Recommendation B: The City Commission deny the request.

This Matter was Approved as Recommended on the Consent Agenda.

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050778

Implementation of Employee Bus Pass Program for Shands Teaching Hospital and Clinics, Inc. (B)

This item involves a request for the City Commission to authorize the City Manager to execute an Interlocal Agreement with Shands Teaching Hospital (Shands) and Clinics, Inc., to implement an annual Employee Bus Pass Program.

RECOMMENDATION

The City Commission: 1) approve the annual contract for

implementation of the Employee Bus Pass Program for Shands Teaching Hospital and Clinics, Inc., employees through January 2007; and 2) authorize the City Manager to execute an Interlocal Agreement with Shands Teaching Hospital and Clinics, Inc., implementing the Employee Bus Pass Program.

Alternative Recommendation A: The City Commission deny the implementation of the annual contract and RTS will lose the \$35,770.50 generated by the Employee Bus Pass Program for Shands Teaching Hospital and Clinics, Inc., employees.

This Matter was Approved as Recommended on the Consent Agenda.

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050779

Bid Award for Low Sulfur - # 2 Diesel Fuel with Red Dye for the Regional Transit System (B)

This item involves a request for the City Commission to award the Bid in the amount of \$69,750 and execute the one-year contract for RTS diesel fuel purchase to Mansfield Oil Company.

RECOMMENDATION

The City Commission: 1) approve the bid award to Mansfield Oil Company; and 2) authorize the City Manager to execute a one-year contract with Mansfield Oil Company and any related documents.

Alternative Recommendation A: The City Commission deny the bid award to Mansfield Oil Company. This would require selecting another vendor or issuance of a new ITB. Fiscal impact cannot be determined due to the instability of the fuel market.

Alternative Recommendation B: The City Commission deny the bid award and provide staff direction in the procurement of Low Sulfur, #2 Diesel Fuel with Red Dye.

This Matter was Approved as Recommended on the Consent Agenda.

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050780

Continuation of Employee Bus Pass Program for Downtown City, County, and UF Employees (B)

This item involves a request for the City Commission to authorize the City Manager to execute Interlocal Agreements with the University of Florida (UF) and Alachua County for a continuation of the Employee Bus Pass Program.

RECOMMENDATION

The City Commission: 1) approve the annual contract for continuation of the Employee Bus Pass Program for Downtown City Employees through January 2007; and 2) authorize the City Manager to execute Interlocal Agreements with University of Florida and Alachua County for a continuation of the Employee Bus Pass Program.

Alternative Recommendation A: The City Commission can deny continuation of the annual contract, and Regional Transit System will lose the \$67,050 generated by the Employee Bus Pass Program for Downtown City, County, and UF Employees.

This Matter was Approved as Recommended on the Consent Agenda.

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050781**Intergovernmental Coordination Review and Public Transportation Coordination Joint Participation Agreement (B)**

This item involves a request to approve the Intergovernmental Coordination Review and Public Transportation Coordination Joint Participation Agreement between the Metropolitan Transportation Planning Organization, the Florida Department of Transportation, the North Central Florida Regional Planning Council, the Airport Authority, and the City of Gainesville.

RECOMMENDATION

The City Commission authorize the Mayor to execute and the Clerk to attest the Intergovernmental Coordination Review and Public Transportation Coordination Joint Participation Agreement, subject to approval by the City Attorney as to form and legality.

Alternative Recommendation A:

The City Commission take no action.

This Matter was Approved as Recommended on the Consent Agenda.

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GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS**050793****Quit-Claim Deed to Paolita Acres, Inc. for the extension of NW 124th Blvd. (B)**

Staff is requesting that a Quit-Claim Deed transferring title to a portion of property owned by the City be executed by the Mayor to facilitate the extension of NW 124th Blvd.

RECOMMENDATION *The City Commission: 1) approve the transfer of property to Paolita Acres, Inc. to facilitate the extension of NW 124th Boulevard; and 2) authorize the Mayor and Clerk of the Commission to execute the Quit Claim Deed transferring the property to Paolita Acres, Inc., subject to approval as to form and legality by the City Attorney.*

This Matter was Approved as Recommended on the Consent Agenda.

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050794

Underground Electric Distribution Installation Services Contract (NB)

Staff is requesting to execute an amendment to the contract with Pike Electric Inc. for installation of underground electric distribution facilities.

RECOMMENDATION *The City Commission: 1) authorize the General Manager or his designee to execute an amendment to extend the contract with Pike Electric Inc. for the installation of underground electric distribution facilities for a period of one (1) year and 2) approve the issuance of a purchase order to Pike Electric Inc for a one (1) year term, not to exceed budgeted amounts.*

This Matter was Approved as Recommended on the Consent Agenda.

050795

Contracts for Cellular Phone Services (B)

Authorize negotiation and execution of a two-year contract for cellular phone services and associated equipment with Alltel Communications and Sprint.

RECOMMENDATION *The City Commission authorize the General Manager, or his designee, to negotiate and execute a two-year contract for cellular phone services and equipment with Alltel Communications and Sprint, formerly Nextel, subject to approval of the City Attorney as to form and legality, in an amount not to exceed budgeted funds.*

This Matter was Approved as Recommended on the Consent Agenda.

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050796

Gas/Electric Distribution Network Analysis Enhancement Project (NB)

Staff is requesting the purchase of MiddleLink, an Advantica, Inc. licensed extension to the base SynerGEE-Electric software, and associated customization/configuration services, that will enable the extraction of network information directly from the electric GIS network model.

RECOMMENDATION

The City Commission authorize the General Manager or his designee to negotiate and execute a contract(s) for the purchase of specific software licenses and associated customization and configuration with Advantica, Inc., subject to the approval of the City Attorney as to form and legality, in an amount not to exceed \$170,000.

This Matter was Approved as Recommended on the Consent Agenda.

CITY ATTORNEY, CONSENT AGENDA ITEMS**CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS****050784****City Commission Minutes (B)****RECOMMENDATION**

The City Commission approve the minutes of December 12, 2005 (Regular Meeting); December 15, 2005 and December 19, 2005 (Special Meetings); as circulated.

This Matter was Approved as Recommended on the Consent Agenda.

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS**COMMITTEE REPORTS, CONSENT AGENDA ITEMS****PUBLIC WORKS COMMITTEE, CONSENT****PERSONNEL & ORGANIZATIONAL STRUCTURE COMM, CONSENT****PUBLIC SAFETY COMMITTEE, CONSENT****050713****State LECFTF Funding for Polygraph Purchase and Training (B)**

This item requests that the City Commission appropriate and expend funds from the State Law Enforcement Contraband Forfeiture Fund for the purchase of two polygraph instruments and the necessary training.

RECOMMENDATION

The City Commission authorize the appropriation of an amount not to exceed \$30,300 from the State Law Enforcement Contraband Forfeiture Trust Fund for the

purchase of two polygraph systems and the appropriate training for two polygraphists.

Alternative Recommendation A: The City Commission decline the appropriation and advise staff to continue to utilize the current polygraph systems. There is no fiscal impact.

Alternative Recommendation B: The City Commission decline the appropriation and direct staff to no longer utilize polygraphs for the purpose stated in the explanation. There is no fiscal impact.

This Matter was Approved as Recommended on the Consent Agenda.

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050741

Distribution of Handbills Ordinance 0-03-92 Review (B)

Refer to Legislative #030785

RECOMMENDATION *The City Commission accept the Public Safety Committee's report out on the review of the effectiveness of the Handbill Ordinance, and remove this item from the pending referral list.*

This Matter was Approved as Recommended on the Consent Agenda.

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Passed The Consent Agenda

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

Votes: Aye: Pegeen Hanrahan, Chuck Chestnut, Rick Bryant and Craig Lowe

Absent: Warren Nielsen, Edward Braddy and Jack Donovan

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

NOTE: Commissioner Donovan entered the meeting room at 1:15 PM.

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

(VOTE: 5-0, Commissioners Braddy and Nielsen, Absent, MOTION CARRIED)

MODIFICATIONS:

1. File #050810 - New Item - Commissioner Jack Donovan - ICF and GDS Contracts - (Add to the agenda under "Members of the City Commission").

2. File 050783 - Gainesville Urban Reserve Area Update - (Move from Scheduled Evening Agenda Items to 7:00 PM Time Certain).

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

050385

Master Calendar 2006 (B)

NOTE: Commissioner Nielsen entered the meeting room at 1:16 PM.

RECOMMENDATION *The City Commission discuss and approve a draft master calendar for 2006.*

Discussed

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050790

City Commission Special Meeting - Santa Fe Community College and Tidewater Community College (NB)

RECOMMENDATION *The City Commission schedule a special meeting regarding SFCC and Tidewater Community College on Monday, February 20, 2006 at 6:00 pm in the City Commission Auditorium.*

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

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

CITY MANAGER

050772**Future CDBG and HOME Allocation Process (B)**

Over the past few months, the Citizens Advisory Committee for Community Development (CACCD) has discussed using a modified request for proposals process with a more focused approach to allocating CDBG and HOME funds to outside agencies in the future. The CACCD supports using a focused allocation process and has identified five funding priorities.

City of Gainesville Community Development Director Tom Saunders, Community Development/Block Grant (CDBG) Manager Jim Hencin and Citizens Advisory Committee for Community Development (CACCD) Chair Kimberly Browne gave presentations.

MOTION: 1) Approve the recommendation changing the funding priorities recommended by the CACCD by replacing "Recreation programs, provided they supplement the City's own recreation programs" and inserting "Programs serving disadvantaged or at risk children or elderly"; and ask 2) staff to continue to work on program accountability.

Chair Hanrahan recognized Walter Willard who spoke to the matter.

RECOMMENDATION

Recommended Motion: The City Commission approve the use of a modified request for proposals process for allocating CDBG and HOME funds to outside agencies beginning with the FY 2006-07 application cycle, and accept the funding priorities recommended by the CACCD.

Alternative Recommendation A: Defer implementation of a modified request for proposals allocation process and continue using the current open-ended application process to allocate CDBG and HOME funds to outside agencies.

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

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

Absent: Edward Braddy

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050788**Federal Legislative Agenda for 2007 (B)**

City of Gainesville Grants Coordinator Dr. Mary Broske gave a presentation.

MOTION: Approve the 2007 Federal Legislative Agenda in the order as presented.

Chair Hanrahan recognized Walter Willard who spoke to the matter.

RECOMMENDATION

prioritize the projects, and 3) approve the recommended 2007 Federal Agenda.

A motion was made by Commissioner Lowe, seconded by Commissioner Nielsen, that this matter be Approved, as shown above (Motions). The motion carried by the following vote:

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

Absent: Edward Braddy

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GENERAL MANAGER FOR UTILITIES

CITY ATTORNEY

CITY AUDITOR

EQUAL OPPORTUNITY DIRECTOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

PUBLIC WORKS COMMITTEE

PERSONNEL & ORGANIZATION STRUCTURE COMMITTEE

PUBLIC SAFETY COMMITTEE

050723

Beer Keg Registration and Marketing of Alcoholic Beverages Legislation (B)

Chair Hanrahan recognized Mark Barnett owner of Gator Beverage, Robert Zeller of Gator City Grog House/Copper Monkey, UF Dean of Students Gene Zdziarski, UF Student David Mica, Duckpond Resident Alex Wagoner, UF Lobbyist Thomas Philpot, Walter Willard, Alcohol and Drug Prevention Coordinator for UF Tavis Glassman, In Site Magazine Publisher Kevin Ireland, Ronald Riggins and Sales and Service Manager Dan Burkhardt who spoke to the matter.

GPD Captain Rick Hanna gave a presentation.

FIRST MOTION: Commissioner Nielsen moved and Commissioner Bryant seconded to approve the recommendation while dividing the question.

FIRST PART OF THE DIVIDED QUESTION: Approve the Beer Keg Registration legislation as one of the items for the City's 2006 State Legislative initiative.

(VOTE: 4-2, Commissioners Lowe, Nielsen, Donovan and Mayor Hanrahan - Yes; and Commissioners Bryant and Chestnut - No, Commissioner Braddy - Absent, MOTION CARRIED)

SECOND PART OF THE DIVIDED QUESTION: 1) Approve the Marketing of Alcoholic Beverages legislation as one of the items for the City's 2006 State Legislative initiative; and 2) retain this item on the Public Safety Committee referral list for at least one more meeting discussion.

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

RECOMMENDATION *The City Commission support and approve the Beer Keg Registration and Marketing of Alcoholic Beverages legislation as items for the City's 2006 State Legislative initiatives, and retain this item on the Public Safety Committee referral list for at least one more meeting discussion.*

Approved, as shown above - See Motion(s)

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ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

050682

Board of Trustees of the Consolidated Police Officers' and Firefighters' Retirement Plan (NB)

MOTION: Re-advertise the position on the Board of Trustees of the Consolidated Police Officers' and Firefighters' Retirement Plan and bring back to the City Commission at the first meeting in February.

Chair Hanrahan recognized Fraternal Order of Police President Jeff McAdams and Doug Whitaker who spoke to the matter.

RECOMMENDATION *The City Commission make an appointment to the Board of Trustees of the Consolidated Police Officers' and Firefighters' Retirement Plan*

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

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

050774

Proposed Expansion of Eastside Community Redevelopment Agency District (B)

This item involves the initial steps necessary to expand the Eastside Community Redevelopment Agency District.

City of Gainesville Community Development Director Tom Saunders gave a presentation.

RECOMMENDATION

The City Commission: 1) authorize staff to disseminate a Request for Qualifications to hire a consultant to study the feasibility of expanding the Eastside CRA District, prepare a Finding of Necessity report for a southern expansion of the Eastside CRA District, and, if supported by the Finding of Necessity report, update the Eastside CRA District Redevelopment Plan to include the expansion area; and 2) provide an amount not to exceed \$15,000 from the City Commission contingency fund for the Findings of Necessity (Blight Findings).

Alternative Recommendation: The City Commission deny the request to study the expansion of the Eastside CRA District. There is no fiscal impact.

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

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

MEMBERS OF THE CITY COMMISSION

050810

Commissioner Jack Donovan - ICF and GDS Contracts (B)

Gainesville Regional Utilities (GRU) Senior Buyer Ralph Wisco gave a presentation.

Commissioner Braddy entered the meeting room at 5:09 PM.

NOTE: Discussion on this item was continued to the end of the meeting. There was no action taken.

RECOMMENDATION *The City Commission discuss the ICF and GDS Contracts and take appropriate Action.*

No Action Taken

RECESS - 5:11 PM

RECONVENE - 5:41 PM

CITIZEN COMMENT

Walter Willard

Various issues

050829 Walter Willard - Citizen Comment (B)

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

Placed on File

Liz Carollo

Keep Alachua County Beautiful

Jared Gaeger

Fund Raiser for Taxi Program - DUI Issues

Harald Kegelmann

Power Plant Issues

Jerry Williamson

GPD Issues

Jeff McAdams

GPD Issues

Kevin Jurecko - Attorney for the FOP

GPD Issues

Ronald Riggins

GRU and GPD Issues

COMMISSION COMMENTS (if time available)

PLEDGE OF ALLEGIANCE (6:00pm)

Gator Detachment Marine Corps League

PROCLAMATIONS/SPECIAL RECOGNITIONS

050797

Florida Arbor Day - January 20, 2006 (B)

RECOMMENDATION

City Beautification Board Chair Anita Spring, City Horticulturist Steven Kabat, City Arborist Meg Niederhofer and Four Seasons Garden Club President Shirley Raimato to accept the proclamation.

Heard

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050798

Non-Native Invasive Plant Awareness Week - January 23-29, 2006 (B)

RECOMMENDATION

Nature Operations Manager Ann Bigelow to accept the proclamation.

Heard

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050802

Dr. Martin Luther King, Jr. Hall of Fame Day - January 15, 2006 (B)

RECOMMENDATION

Dr. Martin Luther King, Jr. Hall of Fame Day representative

Rodney J. Long to accept the proclamation.

Placed on File

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050799

Dr. Martin Luther King, Jr. Week - January 10-16, 2006 (B)

RECOMMENDATION

Dr. Martin Luther King, Jr. Week representative Rodney J. Long to accept the proclamation.

Placed on File

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CITIZEN COMMENT - (Continued)

NOTE: The City Commission discussed issues that were brought up during Citizen Comment.

REFERRAL

050822

Fundraiser for Drunk Driving Intervention Program (NB)

This item was brought up during Citizen Comment by Mr. Jared Geiger.

RECOMMENDATION

The City Commission refer the issue of the drunk driving intervention program to the City Manager.

A motion was made by Commissioner Bryant, seconded by Mayor-Commissioner Pro Tem Chestnut, that this matter be Referred to the City Manager, due back on July 9, 2006. The motion carried by the following vote:

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

Absent: Edward Braddy

PUBLIC HEARINGS

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

050801

APPENDIX A AMENDMENT (B)

Ordinance No. 0-06-20

An ordinance of the City of Gainesville, Florida, amending the City of

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

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

Absent: Edward Braddy

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050420

PUBLIC RECREATION BOARD NAME CHANGE (B)

Ordinance No. 0-06-19

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

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

Absent: Edward Braddy

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050530

BOOTING FEES FOR UNPAID PARKING TICKETS (B)

Ordinance No. 0-06-15

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

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

Absent: Edward Braddy

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ORDINANCES, 2ND READING- ROLL CALL REQUIRED

041138

HOGTOWN CREEK CHARTER AMENDMENT (B)

Ordinance No. 0-06-12

An ordinance of the City of Gainesville, Florida; approving an amendment to the Charter Laws of the City of Gainesville; amending Article V of the Charter Laws, entitled "Special Provisions" to allow paving for parking and recreational facilities on Recreation areas while continuing to prohibit paving for trails or transportation corridors on City-owned land in Conservation areas; providing a map of the Hogtown Creek Watershed area (1998); providing for submission of the charter amendment to the voters for approval or disapproval at the March 7, 2006 regular municipal election; approving the ballot title and summary to be placed on the ballot; providing that this charter amendment shall become effective immediately; providing directions to the codifier; providing directions to the clerk of the commission; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

Absent: Edward Braddy

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RESOLUTIONS- ROLL CALL REQUIRED

050759

Single Lot Replat, Portofino Cluster Development Phase I, Lot 27. Petition No. 147SUB-05 CC (B)

This petition is for a single lot replat of Lot 27, Portofino Cluster Development Phase I, according to the plat thereof recorded in Plat Book 25, pages 58-60 as amended by Surveyor's Affidavit recorded in Official Records Book 2004, page 715, of the public records of Alachua County, Florida. This subdivision recently

has been annexed into the City of Gainesville. It is located at 1645 Southwest 66th Drive.

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

RECOMMENDATION

Planning staff to City Commission: The City Commission adopt the following resolution: "A Resolution approving the final, single lot replat of "Portofino Cluster Development Phase I, Lot 27 Replat", located at 1645 Southwest 66th Drive; providing directions to the Clerk of the Commission; and providing an immediate effective date.

Alternative Recommendation A: The City Commission deny Petition 147SUB-05 CC.

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

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

Absent: Edward Braddy

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COMMISSION COMMENTS

Commissioner Warren Nielsen

- 1. 8 - minute agenda Item for the next City Commission meeting, Re: Charlottesville, Virginia.*
- 2. Gators vs. FSU post game trash on West University Avenue (Trash slides).*
- 3. UF Museum of Natural History Butterfly Garden.*

Commissioner Jack Donovan

Continued discussion of ICF and GDS Contracts.

PLAN BOARD PETITIONS

DEVELOPMENT REVIEW BOARD PETITIONS

7:00 PM TIME CERTAIN ITEM

050783

Gainesville Urban Reserve Area Update (B)

This item is in relation to the ongoing update of the Gainesville Urban Reserve

Area, the status of negotiations with the County and other municipalities and the results from neighborhood meetings.

City of Gainesville Administrative Services Director Becky Rountree gave a presentation.

MOTION: 1) Approve the recommendation with the City's position being that the City of Gainesville is willing to retain the NW 93rd Avenue area in Gainesville's urban reserve area and appeal to the County to respect the wishes of the majority of the residents in that area.

Chair Hanrahan recognized the following Citizens who spoke to the matter.

- 1. Walter Willard*
- 2. Antoinette Endelicato*
- 3. Thomas Gorman*
- 4. Diane Lewis*
- 5. Roger Bachman*
- 6. Richard Gorman*
- 7. Jim Conley*

NOTE: Commissioner Braddy entered the meeting room at 8:22 PM.

RECOMMENDATION

The City Commission: 1) review the draft language for the "Letter of Intent", which commits to negotiating the provision of fire /EMS services with LaCrosse subsequent to annexation, and authorize the City Manager to submit the letter to the Town of Lacrosse with a copy being forwarded to the Alachua County; 2) provide direction to staff on the City's position regarding Newnan's Lake; 3) provide direction to staff on the City's position regarding the NW 93rd Avenue area; and 4) appoint a Commission member or designee to attend the County's public hearing on January 10, 2006.

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

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

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UNFINISHED BUSINESS

050746

Commissioner Edward Braddy - General Policy for Sewer Connections (NB)

RECOMMENDATION

The City Commission discuss the general policy for sewer connections and take appropriate action.

A motion was made by Commissioner Braddy, seconded by Commissioner Lowe, that this matter be Referred to the Regional Utilities Committee, due back on July 9, 2006. The motion carried by the following vote:

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

COMMISSION COMMENT

CITIZEN COMMENT (If time available)

ADJOURNMENT - 8:46 PM

Kurt M. Lannon, Clerk of the Commission