

City of Gainesville

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



Meeting Minutes

Monday, April 26, 1999

3:00 PM

City Hall Auditorium

City Commission

*Mayor Paula DeLaney, Chair
Mayor-Commissioner Pro Tem Pegeen Hanrahan, Member*

Invocation

Present: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

Rev. Clifford Patrick

Brd of Trustees of the General Employees Pension Plan

Secretary

981386 Board of Trustees Minutes of March 22, 1999

RECOMMENDATION *The Trustees approve the minutes as circulated.*

A motion was made by Commissioner Calkins, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Approved as Recommended. The motion carried unanimously.

Trust Administrator

981398 Applications for Retirement

RECOMMENDATION *The Board of Trustees for the General Employees' Pension Plan approve the submitted applications for retirement for the below listed employees:*

- 1. Nancy C. Gibbs, Account Clerk III, GRU Budget, Finance and Accounting*
- 2. Frank S. Beazlie, Jr., Power System Coordinator I, GRU - Energy Delivery*
- 3. Carl E. Norris, Power Plant Mechanic, GRU - Energy Supply*
- 4. Charlie C. Small, Equipment Operator, GRU Gas System Operations*
- 5. John S. Wilds, Power Plant Shift Supervisor, GRU - Energy Supply*
- 6. William H. Wilsey, Jr., Current Diversion Technician, GRU Field Services*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, that this matter be Approved as Recommended. The motion carried unanimously.

Consent Agenda

With the following modifications: 1) File No. 981385 - Remove from Consent and Place on the Regular Agenda; and 2) File No. 981353 - Special Meetings - Remove from Consent and Place on Regular Agenda; Change start of the June 7, 1999 meeting to 6:00pm; and Add consideration of Gainesville Regional Utilities' budget at the July 19, 1999 meeting

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, to Pass the Consent Agenda, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried unanimously.

City Manager, Consent Agenda Items

981390 **Application for Community Contribution Tax Credit Sponsor Recertification (B)**

RECOMMENDATION *The City Commission allow the Mayor and the City Manager or his designee to apply to OTTED for recertification as the CCTCP sponsor for the Gainesville technology incubator project.*

This Matter was Approved as Recommended on the Consent Agenda.

981393 **Florida Department of Transportation Grant Award**

RECOMMENDATION *The City Commission: 1) accept the grant award; and, 2) authorize the City Manager to authorize staff to include the necessary changes in the next amendatory budget ordinance.*

This Matter was Approved as Recommended on the Consent Agenda.

981394 **Grant Application to the State Division of Cultural Affairs for General Support**

RECOMMENDATION *The City Commission: 1) authorize the application by the City's Department of Cultural Affairs, for a grant in an amount not to exceed \$60,000; and 2) authorize the City Manager to execute the grant application and subsequent agreement on behalf of the City, subject to the approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

981395 **Purchase of Two Tractors for the Parks & Recreation Department**

RECOMMENDATION *The City Commission award the procurement of (2) two tractors to Alachua Tractor and Equipment Company for a total of \$28,994.00.*

This Matter was Approved as Recommended on the Consent Agenda.

981396 Surplus Property Sale

RECOMMENDATION *The City Commission declare all materials, equipment and vehicles presently stored at the Surplus Lot as surplus property and authorize the sale of such property.*

This Matter was Approved as Recommended on the Consent Agenda.

981397 Award of a Contract for Insurance Broker/Consultant

RECOMMENDATION *The City Commission: 1) approve the selection of Arthur J. Gallagher and Company for the purpose of providing insurance brokerage/consultation for the City's property, casualty and Worker's Compensation programs; and 2) authorize the City Manager, or his designee to negotiate with and enter into an agreement for three years, effective May 1, 1999, with the possibility for two (2) one year extensions, subject to approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

General Manager for Utilities, Consent Agenda Items

City Attorney, Consent Agenda Items

**981385 Ethelda Hooks v. City of Gainesville
Case No.: 99-1288-CA**

RECOMMENDATION *The City Commission authorize the City Attorney and/or Special Counsel, if insurance coverage is available, to represent the City of Gainesville in the case styled, Ethelda Hooks v. City of Gainesville, Case No.: 99-1288-CA*

This Matter was Approved as Recommended on the Consent Agenda.

Committee Reports, Consent Agenda Items

Public Works Committee, Consent

Personnel & Organizational Structure Comm, Consent

Public Safety Committee, Consent

Audit & Finance Committee, Consent

Legislative Committee, Consent

Regional Utilities Committee, Consent

Recreation and Cultural Affairs Committee, Consent

Clerk of the Commission, Consent Agenda Items

981374 Citizens' Advisory Committee for Community Development

RECOMMENDATION *The City Commission appoint Lisa K. Richards to a vacancy on the Citizens' Advisory Committee for Community Development to expire November 1, 2001 and appoint Bonita Young to a vacancy to expire November 1, 2000.
Commissioner Sande Calkins - Richards and Young
Commissioner Bruce Delaney - Richards and Young
Commissioner Edward L. Jennings, Sr. - Richards and Young
Mayor Commissioner Pro Tem - Richards and Young
Mayor Paula DeLaney - Young and Readvertise*

This Matter was Approved as Recommended on the Consent Agenda.

981375 City Beautification Board

RECOMMENDATION *The City Commission appoint Robert Rieders to a vacancy on the City Beautification Board to expire November 1, 2000.
Commissioner Sande Calkins - Robert Rieders
Commissioner Bruce Delaney - Robert Rieders
Commissioner Edward L. Jennings, Sr. - Robert Rieders
Mayor Commissioner Pro Tem - Robert Rieders
Mayor Paula DeLaney - Robert Rieders*

This Matter was Approved as Recommended on the Consent Agenda.

981376 Disabled and Elderly Citizens' Advisory Board

RECOMMENDATION *The City Commission appoint Carol E. Massey to a vacancy on the Disabled and Elderly Citizens' Advisory Board to expire November 16, 2000.*
Commissioner Sande Calkins - Lenora McGowan
Commissioner Bruce Delaney - Carol E. Massey
Commissioner Edward L. Jennings, Sr. - Carol E. Massey
Mayor Commissioner Pro Tem - Lenora McGowan
Mayor Paula DeLaney - Carol E. Massey

This Matter was Approved as Recommended on the Consent Agenda.

981377 Gainesville Human Rights Board

RECOMMENDATION *The City Commission appoint Daniel Harmeling to a vacancy on the Gainesville Human Rights Board to expire February 22, 2000.*
Commissioner Sande Calkins - Daniel Harmeling
Commissioner Bruce Delaney - Daniel Harmeling
Commissioner Edward L. Jennings, Sr. - Daniel Harmeling
Mayor Commissioner Pro Tem - Daniel Harmeling
Mayor Paula DeLaney - Daniel Harmeling

This Matter was Approved as Recommended on the Consent Agenda.

981378 Public Recreation Board

RECOMMENDATION *The City Commission appoint John A. (Jack) Hughes to a vacancy on the Public Recreation Board to expire June 1, 2002.*
Commissioner Sande Calkins - John A. (Jack) Hughes and Readvertise
Commissioner Bruce Delaney - John A. (Jack) Hughes and Readvertise
Commissioner Edward L. Jennings, Sr. - John A. (Jack) Hughes and Readvertise
Mayor Commissioner Pro Tem - John A. (Jack) Hughes and Readvertise
Mayor Paula DeLaney - John A. (Jack) Hughes and Lisa K. Richards

This Matter was Approved as Recommended on the Consent Agenda.

981379 Tree Advisory Board

RECOMMENDATION *The City Commission appoint Joe Durando and Douglas Stambler to terms on the Tree Advisory Board to expire January 1, 2002.*
Commissioner Sande Calkins - Durando and Readvertise
Commissioner Bruce Delaney - Durando and Stambler
Commissioner Edward L. Jennings, Sr. - Durando and Stambler
Mayor Commissioner Pro Tem - Durando and Stambler
Mayor Paula DeLaney - Durando and Stambler

This Matter was Approved as Recommended on the Consent Agenda.

981384 Tree Advisory Board

RECOMMENDATION *The City Commission accept the resignation of member Francis E. Putz from the Tree Advisory Board effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

981383 City Commission Minutes of April 12, 1999

RECOMMENDATION *The City Commission approve the minutes as circulated.*

This Matter was Approved as Recommended on the Consent Agenda.

Community Redevelopment Agency, Consent Items

End of Consent Agenda

Adoption of the Agenda

The Agenda was adopted.

Citizen Comment (3:00 PM - 3:30 PM)

981433 Gateway Corridor Planning Study - Cindy Smith

RECOMMENDATION *The City Commission refer the Planning Study to the Public Works Committee to determine what corridor should be studied next.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Delaney, that this matter be Assigned to the Public Works Committee, due back on October 26, 1999. The motion carried unanimously.

Alison Law - Dedicated Recreation Funding (NB)

Bob Ellenberg - Proclamation - Peace in Kosovo (NB)

The Commission agreed to consider a proclamation and directed the Citizen to the Clerk of the Commission's office for the appropriate proclamation forms.

Jay Lieberman - GRUcom (NB)

Citizen Jay Lieberman told the City Commission of his denial of use of GRUcom.

General Manager for Utilities Mike Kurtz stated the use of GRUcom would be available in the near future.

City Commission Comment (If time available)

Charter Officer Updates

Clerk of the Commission

981353 Special Meetings

INSTRUCTIONS: Schedule additional budget sessions to: 1) review the relationship of the City Commission Goals to the budgets; 2) take a big picture look at GRUcom and some of the other new services; and 3) review performance measures.

Commissioner Hanrahan discussed the working session on 26/26A which is currently scheduled for all day on May 18, 1999 and the need by MTPO for any change in date be decided as soon as possible.

RECOMMENDATION *The City Commission schedule special meetings for the following topics, using the above listed call language for the above listed dates.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, that this matter be Approved as Amended. The motion carried unanimously.

City Manager

971175 Rental Rehabilitation Grant & City Loan to Thomas Wright (971175)

Chair P. DeLaney recognized Rev. Thomas Wright, NAACP President Ruth Brown and Commissioner-Elect John Barrow who spoke to the matter.

AMENDMENT: Exhaust all avenues of trying to work with Rev. Wright on developing his property into an African-American history museum prior to considering other properties in depth.

RECOMMENDATION *The City Commission: 1) review the Wright House report to determine whether the City wishes to continue considering acquisition, restoration and use of this site as a possible museum based on initial cost and limitations; 2) authorize staff to approach other government entities as to grant opportunities including mixed uses for the Wright House and/or other potential sites; 3) request the committee members return to the Recreation and Cultural Affairs Committee in three months with a report addressing other possible locations, costs, identifying community support, zoning, parking, space requirements and mixed uses; and 4) refer to the Historic Preservation Board, Historic Gainesville, Inc., and Pleasant Street Historical Society.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, that this matter be Approved as Recommended, as Amended or Revised. The motion carried unanimously.

980543 FY 98-99 Pilot Neighborhood Planning Program Update - Legislative No. 980543

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

Chair P. DeLaney recognized North Grove Neighborhood Representative Maria Huff Edwards, East Gainesville Development Task Force Representative Patricia West and Citizen Cindy Smith who spoke to the matter.

RECOMMENDATION *The City Commission hear an update on the progress of the FY 98-99 Pilot Neighborhood Planning Program.*

This matter was Placed on File

981403 Downtown Transportation/Parking

RECOMMENDATION *The City Commission: 1) hear a report on the Downtown Parking Study and the Downtown City Employee Survey; and 2) take appropriate action.*

This matter was Postponed for May 10, 1999

General Manager for Utilities

981387 Purchase of Property at 301 SW 5 Street (NB)

GRU Strategic Planning Director Ed Regan gave a presentation.

Chair P. DeLaney recognized Citizen Rev. Tim Keyes who spoke to the matter.

RECOMMENDATION *The City Commission: 1) approve the Purchase and Sale Agreement for the purchase of property at 301 SW 5th Street in the amount of \$170,000 plus closing costs, from Southern Prosthetic Supply, Inc., as negotiated by staff; and 2) authorize the General Manager or his designee to execute all documents to complete the closing in accordance with the Purchase and Sale Agreement, subject to the approval of the City Attorney as to form and legality.*

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

Votes: Aye: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan and Paula M. DeLaney
Nay: Edward L. Jennings, Sr.

City Attorney

City Auditor

Committee Reports (Pulled from Consent)

Public Works Committee

Personnel & Organizational Structure Committee

Public Safety Committee

Audit & Finance Committee

Legislative Committee

Regional Utilities Committee

Recreation & Cultural Affairs Committee

Advisory Boards/Committees (Appointments/Reports)

981402 Update on Progress of the East Gainesville Sprout Project

Brownfields Coordinator Matt Dube' gave a presentation.

RECOMMENDATION *The City Commission hear a presentation from the City Brownfields Coordinator on the East Gainesville Sprout Project.*

This matter was Placed on File

981391 Acquisition of the MCB Oil and CSX properties for Depot Park

Chair P. DeLaney recognized Citizen Kali Blount who spoke to the matter.

RECOMMENDATION *The City Commission authorize the City Manager to direct staff to begin work for acquiring land rights to the MCB Oil and CSX properties for Depot Park.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Delaney, that this matter be Approved as Recommended. The motion carried unanimously.

981392 State Brownfield Area designation under the Florida State Brownfields Act

RECOMMENDATION *The City Commission authorize the City Manager to direct staff to research the feasibility of establishing a State brownfield area.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, that this matter be Approved as Recommended. The motion carried unanimously.

981399 Nature Centers Commission Update

...Explanation

At the April 12, 1999, City Commission meeting, the Nature Centers Commission presented an update on recommendations for potential land acquisition projects for the upcoming Florida Communities Trust grant application cycle. The Nature Centers Commission and City staff were directed to return to the Land Conservation Initiative Committee, to determine whether a joint City and County application is feasible for this granting cycle. Staff and the Nature Centers Commission were then asked to return to the Gainesville City Commission and the Alachua County Commission for approval.

...Fiscal Note

Fund for the grant match and other grant related costs would need to be determined.

...Recommendations

The City Commission: 1) hear a report from the Nature Centers Commission; 2) approve the recommendations for potential grant applications for the Florida Communities Trust grant; 3) approve grant applications to the Florida Communities Trust; 4) authorize City staff to coordinate grant applications with County staff (contingent upon County staff receiving similar direction); 5) authorize the City Manager to execute the applications; and 6) authorize the City Manager or his designee to execute the grant agreements and other grant related documents, if awarded, subject to approval by the City Attorney as to form and legality.

Nature Centers Commission Chair Mike Castine and Deanna Kinard reviewed the recommendations and introduced the Land Conservation Initiative Committee recommendation.

AMENDMENT: LAND CONSERVATION INITIATIVE COMMITTEE

RECOMMENDATIONS: 1) City and County should join as partners in the depot avenue stormwater park grant applications for FCT to be spearheaded by the City; and the City try to come up with a 60% match for maximum points for making that grant successful; 2) the City assist the Sugarfoot Community Improvement Association with their grant application to participate with the application process; 3) County Chair direct a letter to the Water Management District for the Little Hatchett Creek proposal that 'll be included in the Water Management District's priorities for land acquisition in the near future; and 4) the City and County staff work jointly to determine the feasibility of the Jonesville Pinehill Forest application for FCT.

Chair P. DeLaney recognized Sugarfoot Neighborhood Association Representative Susan Wright who gave a presentation and Bruce Jennings who spoke to the matter.

RECOMMENDATION

The City Commission: 1) hear a report from the Nature Centers Commission; 2) approve the recommendations for potential grant applications for the Florida Communities Trust grant; 3) approve grant applications to the Florida Communities Trust; 4) authorize City staff to coordinate grant applications with County staff (contingent upon County staff receiving similar direction); 5) authorize the City Manager to execute the applications; and 6) authorize the City Manager or his designee to execute the grant agreements and other grant related documents, if awarded, subject to approval by the City Attorney as to form and legality.

A motion was made by Commissioner Delaney, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Approved as Recommended, as Amended or Revised. The motion carried unanimously.

981400 Art in Public Places Trust Update

RECOMMENDATION *The City Commission hear a brief presentation by Art in Public Places Trust Chair Lisa Auel.*

This matter was Postponed for May 10, 1999

Outside Agencies**Community Redevelopment Agency****981367 Commerce Building and Downtown Residential Project - First Amendment to Option Agreement (B)**

RECOMMENDATION *CRA to the City Commission: approve the first amendment to the option agreement and authorize the Mayor to sign the agreement subject to review as to form and legality.*

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

Votes: Aye: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan and Paula M. DeLaney
Nay: Edward L. Jennings, Sr.

Members of the City Commission**981388 Annual Performance, Salary and Benefits Review for the General Manager**

MOTION: Approve a 4% increase in salary retroactive to his anniversary date.

RECOMMENDATION *The City Commission review the salary and benefits of the General Manager and make any changes deemed appropriate.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Delaney, that this matter be Approved, as shown above. The motion carried unanimously.

Commission Comments**Recess Until 6:00 PM****Pledge of Allegiance****Troop #99**

Proclamations/Special Recognitions

981409

Commissioner Sande Calkins made comments regarding her service to the Gainesville City Commission from 1996 - 1999.

The City Commission made comments.

Chair P. DeLaney recognized Citizens Rev. Tim Keyes and Craig Lowe who spoke to the matter.

RECOMMENDATION *The City Commission hear comments from Commissioner Sande Calkins.*

This matter was Placed on File

981404

Day of Prayer - May 6, 1999

RECOMMENDATION *Senior Pastor Dennis G. Watson and members of the Gainesville Community Ministers Association to accept the proclamation.*

This matter was Placed on File

981405

Gainesville Crime Victim Rights Week - April 25 - May 1, 1999

RECOMMENDATION *Victim Service Providers of Alachua County Victim Advocate Gretchen Howard to accept the proclamation.*

This matter was Placed on File

981406

Youth Week - May 2-8, 1999

RECOMMENDATION *Gainesville Elks Lodge No. 990 Exalted Ruler Vernon Rayborne to accept the proclamation.*

This matter was Placed on File

981407

Public Employee Recognition Week - May 3-9, 1999

RECOMMENDATION *City of Gainesville TEAM (Together Everyone Achieves More) Chair Rick Davis to accept the proclamation.*

This matter was Placed on File

981408 Worthy Wage Day - May 1, 1999

RECOMMENDATION *Alachua County Childcare Teacher's Association representatives Jen Sunderland and Alex Leader to accept the proclamation.*

This matter was Placed on File

Public Hearings

Ordinances - 1st Readings- ROLL CALL REQUIRED

970964 Ordinance No. 0-99-42; Petition 37TCH-98PB

An ordinance of the City of Gainesville, Florida, creating and adding Division 5 to Article VII of the Land Development Code creating the Traditional Neighborhood Design zoning district; providing definitions, development criteria, a review and approval process, and procedures for variances; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Community Development Director Tom Saunders and Senior Planner Dom Nozzi gave presentations.

Chair P. DeLaney recognized Citizens Juddy Carter and Robert Pearce who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

981149 Ordinance No. 0-99-48

An ordinance of the City of Gainesville, Florida, relating to airport hazard zoning regulations; creating and adding section 30-347 to the Land Development Code requiring all development to comply with airport hazard zoning regulations; creating and adding Appendix F to the Land Development Code containing airport hazard zoning regulations including establishment of the airport height notification zone and regulations of structures within that zone,

establishment of the airport runway clear zone and regulations of land uses within that zone, establishment of the airport noise zone and regulations of land uses within that zone, regulation of land uses that would significantly increase the potential for aircraft bird strike hazard to aircraft operations, regulation of land uses that would cause visual impairment within three statute miles of a runway, regulation of educational facilities contiguous to the airport, providing for nonconforming uses, providing for judicial review and providing that the strictest regulation will prevail in case of conflicting regulations; repealing and deleting Article IV of Chapter 3 of the Code of Ordinances containing outdated airport zoning regulations; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Chair P. DeLaney recognized Citizen Frederick Peterkin who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

981268 Ordinance No. 0-99-35

An ordinance of the City of Gainesville, Florida, amending section 2-248 of the Code of Ordinances relating to student adjunct board members, providing that a student must attend a board meeting and be interviewed by the board prior to applying for appointment as a student adjunct member of the board, that the city commission will consider the recommendation of the board when appointing a student adjunct member, and limiting the number of applications for appointment to two per student; 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 Hanrahan, seconded by Commissioner Calkins, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan and Edward L. Jennings, Sr.
Nay: Paula M. DeLaney

981389 Ordinance No. 0-99-49

An ordinance of the City of Gainesville, Florida, amending section 14.5-2 of the Code of Ordinances relating to requirements of the holder of a landlord permit, providing that adjudication of guilt or plea of no contest to violations of certain

ordinances at the permitted property will subject the permittee to revocation of the permit; providing procedures for revocation of the permit; providing that the permittee will allow inspection of the property for violations of the housing code and will provide in the lease that tenants will allow such inspection; providing for penalties; providing for injunctive relief; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

City Attorney Marion J. Radson gave a presentation.

Chair P. DeLaney recognized Citizens Tam Lau, Frederick Peterkin, Jan Bauer, Kevin Daly, Ben Teckler, Darlene Pifalo, Susan Wright, Sal Locasio, Parker Lawrence, Brian Leslie, Juddy Carter, Mark Goldstein, Bob Gatanis, Bill Gager, Bill Ebersol, Cindy Smith, Maria Huff Edwards, Karl Hackenbrack, Susan Carter, Weston Bauer, Forest Lisle, Jean Chalmers, Arthur Otis, University of Florida Student Government President Brent Gordan, Rev. Tim Keyes, and Virginia Lentz, who spoke to the matter.

AMENDMENTS: 1) Delete wording in title "and will provide in the lease that tenants will allow such inspections"; 2) Sec. 14.5-2. Requirements of permittee. Add section (e) and (f); however delete wording in last sentence of (f) which reads: "and to include a provision in any case entered into after May 10, 1999, for the rental unit for which the permit is granted that the tenants shall allow city inspectors to inspect the unit for violations of the housing code during normal business hours of the city; and 3) include in the new subsection (e) wording to include the animal control and solid waste ordinances and the provisions concerning habitation by more than one (1) family as a triggering mechanism in the warning, repeated violations.

ADDITIONAL MOTION: Commissioner Hanrahan moved and Commissioner Calkins seconded to refer this ordinance, parking ordinances and other related issues for consideration at the Code Enforcement Committee at the next meeting where they can be looked into in greater depth (Vote 5-0).

ADDITIONAL MOTION: Commissioner Hanrahan moved and Commissioner Calkins seconded to instruct staff to come back to the Commission in six (6) weeks with plans for putting landlord license information on the internet and creating some kind of public information with regard to the properties in serious violation of city codes (Vote 5-0).

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Sande Calkins, Bruce L. Delaney and Pegeen Hanrahan
Nay: Edward L. Jennings, Sr. and Paula M. DeLaney

Ordinances - 2nd Readings- ROLL CALL REQUIRED

981317

Ordinance No. 0-99-43

An ordinance of the City of Gainesville, Florida; creating section 26-54 of the Code of Ordinances to provide an enforcement method for off-street parking in violation of section 30-56(c)(4) of the Code of Ordinance on certain property within the University of Florida Comprehensive Master Plan 1994-2004 Context Area; authorizing certified code enforcement officers to issue noncriminal infractions after warning; providing for exceptions; providing directions to the codifier; providing a severability clause; and providing an immediate effective date.

Community Development Director Tom Saunders gave a presentation.

Chair P. DeLaney recognized Citizens Rev. Tim Keyes, Arthur Otis, Gainesville Police Department Interim Chief Darryl Johnston, Forest Lisle, Bernie Murphy, Frank Green, Sam Harris, Susan Carter, Ben Teckler, Juddy Carter, Cindy Smith, University of Florida Student Government President Brent Gordan, Parker Lawrence, Sal Locasio, Nicole Fried, Mark Goldstein, Mark Alder, John McGovern, and Anne Rutledge who spoke to the matter.

AMENDMENT: Change from 2 hour timeline to 24 hour timeline after warning.

ADDITIONAL MOTION: Commissioner Hanrahan moved and Commissioner B. Delaney seconded to refer this issue to the Code Enforcement Committee for further discussion with staff and affected parties (Vote 5-0).

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

Staff to City Commission - The City Commission not adopt the ordinance.

A motion was made by Commissioner Delaney, seconded by Commissioner Calkins, that this matter be Adopted on Final Reading, as amended (Ordinance). The motion failed by the following vote:

Votes: Aye: Sande Calkins and Bruce L. Delaney

Nay: Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

981277

Ordinance 0-99-36

An Ordinance of the City of Gainesville, Florida, creating section 26-54 of the Code of Ordinances to provide an enforcement method for off-street parking in violation of section 30-56 (c) (4) of the Code of Ordinance on certain property within the University of Florida Comprehensive Master Plan 1994-2004 Context Area; authorizing certified code enforcement officers to issue noncriminal infractions; providing for exceptions; providing directions to the codifier; providing a severability clause; and providing an immediate effective date.

Chair P. DeLaney recognized Citizen Sam Harris who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

Staff to City Commission - The City Commission not adopt the ordinance.

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, that this matter be Striken From the Agenda (Ordinance). The motion carried unanimously.

981194 Ordinance No. 0-99-40

An ordinance of the City Commission of the City of Gainesville, Florida; Relating to its General Government Budget for the Fiscal Year Beginning October 1, 1998 and Ending September 30, 1999; Amending Ordinance No. 980398, Adopted September 28, 1998, by Making Certain Adjustments to the General Operating and Financial Plan Budget; and Providing an Immediate Effective Date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

980584 Ordinance No. 0-99-18; Petition No. 196TCH-98PB

An ordinance of the City of Gainesville, Florida; amending the Land Development Code relating to motorcycle parking spaces; amending section 30-331 to provide standards for motorcycle parking spaces; amending section 30-332 to provide computation of the number of required motorcycle parking spaces; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Chair P. DeLaney recognized Commissioner-Elect John Barrow who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

981162 Ordinance No. 0-99-39

An ordinance of the City of Gainesville, Florida, amending subsection 4-4(a) of the Code of Ordinances relating to consumption and sale of alcoholic beverages, providing that when alcoholic beverages are sold by nonprofit organizations at the Downtown Plaza for consumption on the premises the organizations must pay for all extra expenses related to the event; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Chair P. DeLaney recognized Citizens Rev. Tim Keyes and Susan Carter who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Sande Calkins, Bruce L. Delaney, Peegen Hanrahan and Paula M. DeLaney
Nay: Edward L. Jennings, Sr.

Resolutions- ROLL CALL REQUIRED

Plan Board Petitions

Development Review Board Petitions

Scheduled Evening Agenda Items

Unfinished Business

Commission Comment

981464 Commissioner B. Delaney - Issues for a Special City Commission Meeting

RECOMMENDATION *The City Commission use the off year in budget planning to develop a vision for the future and hold a meeting to discuss:*
1) Go over Current situation; possibilities; and budget implications of code enforcement; 2) City's Web Page and staffing, budget implications; 3) policy positions on services provided after annexation; and 4) overview and evaluation of annexation procedures.

A motion was made by Commissioner Delaney, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Approved as Recommended. The motion carried unanimously.

C/ B. Delaney - Living Wage Coalition (NB)

Commissioner B. Delaney informed the Commission of appointment with members of the Living Wage Coalition who had done an analysis of city government and their request to discuss the issue of the wages of contractors employees and bids from contractors with numerous violations.

C/Hanrahan - MTPO Meeting (NB)

Commissioner Hanrahan asked when the Commission could meet as the Metropolitan Transportation and Planning Organization and further asked if Tuesday, May 18, 1999 was agreeable with the Commission.

Commissioner Hanrahan stated that she would inform MTPO staff to find another weekday that the Commissioners that wanted to, could attend; and if not, schedule May 18, 1999.

981466 C/Hanrahan - NW 5th Avenue Arts Festival

Commissioner Hanrahan reported on her meeting with Rev. Earl Young and an alternative location recommended by Cultural Affairs Director Dr. Lemuel Moore for the 5th Avenue Arts Festival.

Chair P. DeLaney recognized Citizen Kali Blount who spoke to the matter.

RECOMMENDATION *The City Commission recommend to the City Manager an alternative location for the NW 5th Avenue Arts Festival as proposed by Cultural Affairs Director Dr. Lemuel Moore, unless irrevocable decisions have been made.*

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

Votes: Aye: Sande Calkins, Pegeen Hanrahan and Paula M. DeLaney
Nay: Bruce L. Delaney and Edward L. Jennings, Sr.

981468 C/Hanrahan - Camden Development

RECOMMENDATION *The City Commission refer to the City Manager the problems relayed by Mr. New regarding the Camden Development.*

This matter was Referred to the City Manager, due back on October 26, 1999

981467 C/Hanrahan - Gallery Walk Funding

RECOMMENDATION *The City Commission refer the Gallery Walk Funding to the City Manager.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, that this matter be Referred to the City Manager. The motion carried unanimously.

Chair P. DeLaney - Loud Car Stereos Facts & Figures (NB)

Chair P. DeLaney commented on the figures relating to Police Stops for loud car stereos.

Citizen Comment

Cindy Smith - Board of Adjustment Item (NB)

Citizen Cindy Smith made comments on an item on the Board of Adjustment item in Hibiscus Park.

Chair P. DeLaney recognized Citizen Juddy Carter who spoke to the matter.

Kali Blount - Gainesville Housing Authority (NB)

Citizen Kali Blount made comments regarding a response to his previous comments regarding the Gainesville Housing Authority.

Rev. Tim Keyes - St. Francis House (NB)

Citizen Rev. Tim Keyes commented on the reinstatement of the lunch program at the St. Francis House and asked the Commission to commit to the facility.

Adjournment - 1:43am

Kurt M. Lannon, Clerk of the Commission