

City of Gainesville

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



Meeting Minutes

Monday, January 8, 2001

1:00 PM

City Hall Auditorium

City Commission

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

CALL TO ORDER

The meeting was called to order at 1:00 PM.

ROLL CALL

Present: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

MAYOR-COMMISSIONER PRO TEM JOHN R. BARROW

000839 Stormwater Management Facility at Northeast Park (NB)

RECOMMENDATION *The City Commission request that the Development Review Board review this issue at their upcoming (Jan 11, 2001) meeting, but not take any formal action at that time.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

Note: Mayor-Commissioner Pro Tem John R. Barrow left the meeting room at 1:08 PM.

INVOCATION

Pastor Horace L. Mingo, Jesus People Life Changing Church

CONSENT AGENDA

CITY MANAGER, CONSENT AGENDA ITEMS

981433 Asplundh Tree Expert Company Contract Extension (B)

RECOMMENDATION *The City Commission: 1) approve the extension of a contract with Asplundh Tree Expert Company, for services required by Recreation and Parks Department for fiscal year 2001; 2) authorize the City Manager or his designee to execute the contract, subject to the approval of the City Attorney as to form and legality; and 3) approve the issuance of a Purchase Order in an amount not to exceed \$37,000.*

This Matter was Approved as Recommended on the Consent Agenda.

000817 East Gainesville Development Task Force Agreement (B)

RECOMMENDATION *Authorize the City Manager to execute a nine month agreement with the East Gainesville Development Task Force beginning January 1, 2001 and ending September 30, 2001, subject to approval by the City Attorney as to form and legality, and providing \$28,125 in funding support for services specified in the Agreement.*

This Matter was Approved as Recommended on the Consent Agenda.

000818 East Gainesville Sprout Project Task Force Guidelines and Procedures (B)

RECOMMENDATION *Approve the modified Guidelines and Procedures and direct staff to file the modified document with the Office of the Clerk of the Commission.*

This Matter was Approved as Recommended on the Consent Agenda.

000819 Agreement Between the School Board of Alachua County and the City of Gainesville for the School Resource Officer Program for the 2000/2001 School Year (B)

RECOMMENDATION *The City Commission authorize the City Manager to execute the Agreement between the School Board of Alachua County, Florida and the City of Gainesville, Florida for the School Resource Officer Program, for the period of October 1, 2000 to September 30, 2001, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

000820 Duck Pond Wetlands Restoration Project - Professional Services Contract Modification (NB)

RECOMMENDATION *The City Commission approve a modification to the purchase order to The Rickman Partnership, Inc., in the amount of \$49,054.49, with a modified scope of work and a new not to exceed amount of \$82,024.49.*

This Matter was Approved as Recommended on the Consent Agenda.

000821 Professional Services Contract for "Revitalizing the Sweetwater Stormwater"

Project (NB)

RECOMMENDATION *The City Commission: 1) accept the selection of the four most qualified firms in the order of ranking; 2) authorize the City Manager, or his designee, to initiate contract negotiations for design services in accordance with the Consultants' Competitive Negotiations Act (CCNA); and 3) authorize the City Manager, or his designee, upon successful contract negotiations, to execute the contract, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

000822 Brownfield Site Rehabilitation Agreement on Former Manufactured Gas Plant Site (B)

RECOMMENDATION *The City Commission authorize the City Manager and the General Manager of Utilities to execute the Brownfield Site Rehabilitation Agreement with the Florida Department of Environmental Protection, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

000823 Grant Application for Transportation and Community and System Preservation Pilot Program - TCSP (NB)

RECOMMENDATION *The City Commission authorize the City Manager or designee to: 1) prepare and file an application with the USDOT-FHWA by January 31, 2001 for reconstruction of South 2nd Avenue from SE 7th Street to SW 13th Street as a multimodal corridor; 2) sign any additional documents pertaining to the application; and 3) accept the grant if awarded.*

This Matter was Approved as Recommended on the Consent Agenda.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS**000799 Extension of Contract for Security Services (NB)**

RECOMMENDATION *The City Commission authorize the General Manager or his designee to execute an amendment to the contract with Barkley Security Agency, Inc., extending the term of the contract for security services through November 30, 2001, subject to the approval of the City Attorney as to form and legality and approve the issuance of purchase orders to*

Barkley Security in amounts not to exceed \$185,000 for the remaining ten months of the first extension period.

This Matter was Approved as Recommended on the Consent Agenda.

000811 Release of Easement at 1039 SE 9th Street (B)

RECOMMENDATION *The City Commission: 1) approve the release of a public utilities easement to Crockett Williams, Jr., and Jeanette Williams; and 2) authorize the Mayor and Clerk of the Commission to execute the Release of Easement, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

000812 Purchase Order for TV Inspection Equipment (NB)

RECOMMENDATION *The City Commission approve the issuance of a purchase order to Cues for the purchase of TV inspection equipment for the Wastewater Collection Department in the amount of \$54,950.*

This Matter was Approved as Recommended on the Consent Agenda.

000813 Pepsi Bottling Company Release of Easement (B)

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

This Matter was Approved as Recommended on the Consent Agenda.

000814 Murphree Plant North Wellfield Expansion (B)

RECOMMENDATION *The City Commission 1) authorize the General Manager, or his designee, to execute a contract with Diversified Drilling Corporation to construct two production wells in conjunction with the Murphree Plant North Wellfield Expansion, 2) approve the issuance of a purchase order to Diversified Drilling Corporation in an amount not to exceed \$479,155, and 3) authorize staff to procure services, equipment and materials, as required, to complete the Wellfield Expansion project as budgeted.*

This Matter was Approved as Recommended on the Consent Agenda.

000815 Kelly Generating Station Contamination Assessment (B)

RECOMMENDATION *The City Commission authorize the General Manager, or his designee, to execute a contract with Golder Associates, Inc., for the performance of a supplemental contamination assessment at the Kelly Generating Station, in an area where Number 6 Fuel Oil soil impacts have been identified and the performance of additional similar activities as may be required, subject to the approval of the City Attorney as to form and legality and approve the issuance of a purchase order to Golder Associates in an amount not to exceed \$100,000.*

This Matter was Approved as Recommended on the Consent Agenda.

991057 Proximity Card Access System (NB)

RECOMMENDATION *The City Commission authorize the General Manager, or his designee, to execute a contract amendment with SEMCO Integrated Systems for purchase and installation of Phase II of the card access system, subject to the approval of the City Attorney as to form and legality and approve the issuance of a purchase order change to SEMCO in an amount not to exceed \$65,885 (new not to exceed amount \$145,000).*

This Matter was Approved as Recommended on the Consent Agenda.

CITY ATTORNEY, CONSENT AGENDA ITEMS

000801 CHARLENE MOODY V. CITY OF GAINESVILLE; EEOC CHARGE NO.: 15DA10115; FCHR CHARGE NO.: 21-00618 (B)

RECOMMENDATION *The City Commission authorize the City Attorney and/or Special Counsel if insurance coverage is available, to represent the City in the case styled Charlene Moody v. City of Gainesville; EEOC Charge No.: 15DA10115; FCHR Case No.: 21-00618.*

This Matter was Approved as Recommended on the Consent Agenda.

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

PUBLIC WORKS COMMITTEE, CONSENT

000001 Excessive Median and Curb Cuts on Newberry Road (NB)

RECOMMENDATION *The City Commission remove this item from the Active Referral List of the Public Works Committee.*

This Matter was Approved as Recommended on the Consent Agenda.

991349 Lake Meta Neighborhood Issues (B)

RECOMMENDATION *The City Commission: 1) receive a final report from staff on Lake Meta Neighborhood Issues; 2) remove this item from the Public Works Committee's Active Referral List; and 3) refer the policy on front yard parking throughout the City to the Community Development Committee.*

This Matter was Approved as Recommended on the Consent Agenda.

PERSONNEL & ORGANIZATIONAL STRUCTURE COMM, CONSENT**000628 Establishment of a New Recreation Leader in Nature Operations (B)**

RECOMMENDATION *The City Commission approve the establishment of a regular position in Nature Operations. The position to be established is Recreation Leader at pay grade 10 (\$21,134 - \$27,730)*

This Matter was Approved as Recommended on the Consent Agenda.

PUBLIC SAFETY COMMITTEE, CONSENT**991151 Alcohol in the University Context Area (B)**

RECOMMENDATION *The City Commission request the Plan Board initiate a Petition to make changes to the Land Development Code, reflecting staff's recommendations to the "Temporary Outdoor Alcoholic Beverage Sales for University of Florida Home Game Day Events, in the University Context Area Permit".*

This Matter was Approved as Recommended on the Consent Agenda.

000758 Federal Law Enforcement Contraband Forfeiture Trust Fund Funding for the GPD Mounted Unit (B)

RECOMMENDATION *The City Commission approve the appropriation of \$23,500 from the Federal Law Enforcement Contraband Forfeiture Trust Fund for the operation of the Mounted Unit.*

This Matter was Approved as Recommended on the Consent Agenda.

000756 Federal LECFTF Funding for a GIS Conversion Project (NB)

RECOMMENDATION *The City Commission approve the appropriation of an amount not to exceed \$65,000 from the Federal Law Enforcement Contraband Forfeiture Trust Fund for the GIS Conversion Project*

This Matter was Approved as Recommended on the Consent Agenda.

DISABILITY REVIEW COMMITTEE, CONSENT

000825 Applications for Disability Retirement (NB)

RECOMMENDATION *The City Commission approve the submitted applications for disability retirement for the following employees: Richard Bryan, Fleet Mechanic I, Fleet 5th Avenue Garage; Melville Rossie, Waste Water Plant Operator II, Water Wastewater Systems; and Michael Pusz, Tree Surgeon II, Recreation and Parks*

This Matter was Approved as Recommended on the Consent Agenda.

COMMUNITY REDEVELOPMENT AGENCY, CONSENT

000548 Appropriation of United Gainesville Community Development Corporation - Loan Proceeds (NB)

RECOMMENDATION *The CRA to the City Commission: Approve the allocation of \$13,459.07 from the FAPS tax increment revenue account to the NW 5th Avenue/NW 6th Street streetscape project.*

This Matter was Approved as Recommended on the Consent Agenda.

000794 Coordination with Public Works and Gainesville Police Department (NB)

RECOMMENDATION *The CRA to the City Commission: Recommend that the City Commission direct the City Manager to have the Public Works Department and Gainesville Police Department work*

with the Sign Design Committee to reduce the number of restrictive signs, the height of the signs and the size of signs in the redevelopment districts.

This Matter was Approved as Recommended on the Consent Agenda.

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

000803 Resignation - Gainesville/Alachua County Cultural Affairs Board (B)

RECOMMENDATION *The City Commission accept the resignation of member Kay A. Quinn from the Gainesville/Alachua County Cultural Affairs Board effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

000804 Appointment - Art In Public Places Trust (NB)

RECOMMENDATION *The City Commission appoint Barbara Kramer to a vacancy on the Art In Public Places Trust to expire September 30, 2003.*
Commissioner Chuck Chestnut - Barbara Kramer
Commissioner Pegeen Hanrahan - Barbara Kramer
Commissioner Warren Nielsen - Barbara Kramer
Mayor-Commissioner Pro Tem John Barrow - Barbara Kramer
Mayor Paula DeLaney - Barbara Kramer

This Matter was Approved as Recommended on the Consent Agenda.

000805 Appointment - Bicycle/Pedestrian Advisory Board (NB)

RECOMMENDATION *The City Commission appoint Ronald Breggia to a term on the Bicycle/Pedestrian Advisory Board to expire December 31, 2003 and appoint E. Paul Campbell to a vacancy to expire December 31, 2002.*
Commissioner Chuck Chestnut - Breggia and Campbell
Commissioner Pegeen Hanrahan - Campbell and Steven F. Hach
Commissioner Warren Nielsen - Breggia and Campbell
Mayor-Commissioner Pro Tem John Barrow - Breggia and Campbell
Mayor Paula DeLaney - Breggia and Campbell

This Matter was Approved as Recommended on the Consent Agenda.

000807 Appointment - Gainesville Human Rights Board (NB)

RECOMMENDATION *The City Commission appoint Joshua B. Rabinowitz to a vacancy on the Gainesville Human Rights Board to expire February 22, 2003.*
Commissioner Chuck Chestnut - Joshua B. Rabinowitz
Commissioner Pegeen Hanrahan - Joshua B. Rabinowitz
Commissioner Warren Nielsen - Joshua B. Rabinowitz
Mayor-Commissioner Pro Tem John Barrow - Joshua B. Rabinowitz
Mayor Paula DeLaney - Joshua B. Rabinowitz

This Matter was Approved as Recommended on the Consent Agenda.

000808 Appointment - Nature Centers Commission (NB)

RECOMMENDATION *The City Commission appoint Michael A. Campbell to a vacancy on the Nature Centers Commission to expire November 1, 2002.*
Commissioner Chuck Chestnut - Michael A. Campbell
Commissioner Pegeen Hanrahan - Michael A. Campbell
Commissioner Warren Nielsen - Kelly K. Samek
Mayor-Commissioner Pro Tem John Barrow - Michael A. Campbell
Mayor Paula DeLaney - Kelly K. Samek

This Matter was Approved as Recommended on the Consent Agenda.

000809 Public Recreation Board (NB)

RECOMMENDATION *The City Commission appoint Nkwanda Jah to a vacancy on the Public Recreation Board to expire June 1, 2001.*
Commissioner Chuck Chestnut - Nkwanda Jah
Commissioner Pegeen Hanrahan - Nkwanda Jah
Commissioner Warren Nielsen - Nkwanda Jah
Mayor-Commissioner Pro Tem John Barrow - Ley Burkett
Mayor Paula DeLaney - Nkwanda Jah

This Matter was Approved as Recommended on the Consent Agenda.

000810 Appointment - Regional Transit System Advisory Board (NB)

RECOMMENDATION *The City Commission appoint Johnny Watson to a vacancy on the Regional Transit System Advisory Board to expire June 1, 2003.*
Commissioner Chuck Chestnut - Johnny Watson
Commissioner Pegeen Hanrahan - Johnny Watson

*Commissioner Warren Nielsen - Johnny Watson
Mayor-Commissioner Pro Tem John Barrow - Johnny Watson
Mayor Paula DeLaney - Johnny Watson*

This Matter was Approved as Recommended on the Consent Agenda.

000832 Financial Reporting Law Changes (B)

RECOMMENDATION *The City Commission direct the Clerk of the Commission to inform designated board members of reporting requirements and the City Manager (Human Resources) to notify designated employees of reporting requirements.*

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Paula M. DeLaney
Absent: John R. Barrow

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

Commissioner Chuck Chestnut moved and Commissioner Pegeen Hanrahan seconded to approve the Regular Agenda with the following modification:

1. File No. 000828 - NEA Design Competition Proposal from the Center for Construction and Environment (Additional back-up submitted).

SPECIAL PRESENTATION

000837 City Auditor Alan Ash - 20 Year Service Award (NB)

RECOMMENDATION *The City Commission present City Auditor Alan Ash with his 20 year service award and make comments.*

Heard

CLERK OF THE COMMISSION

CITY MANAGER

000116 Interlocal Agreement with Alachua County for Transit Route 35 (B)

Chair Paula M. DeLaney recognized Alachua County Manager Randy Reid who spoke to the matter.

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

RECOMMENDATION *The City Commission: 1) review the proposed interlocal agreement with Alachua County for Route 35, 2) authorize the City Manager to execute a revised interlocal agreement with the County for Route 35 deleting the reference to the gas tax distribution interlocal agreement (Exhibit C) and replacing this reference with an intent to enter into a gas tax distribution interlocal agreement based on staff recommendations prior to June 1, 2001, and 3) direct the staff to continue negotiations with Alachua County on the distribution formula for any future gas tax authorized by the County.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Paula M. DeLaney
Absent: John R. Barrow

000826 Interlocal Agreement with Alachua County for Public Transportation Services (B)

RECOMMENDATION *The City Commission authorize the City Manager to execute the interlocal agreement between Alachua County and the City of Gainesville for public transportation services subject to approval by the City Attorney as to form and legality.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Paula M. DeLaney
Absent: John R. Barrow

000827 Metropolitan Transportation Planning Organization (MTPO) (NB)

City of Gainesville Public Works Transportation Analyst Linda Dixon gave a presentation.

RECOMMENDATION *The City Commission hear a report from staff regarding the January 18, 2001 meeting of the Metropolitan Transportation Planning Organization (MTPO).*

Heard

000011 Discussion of Joint Planning (B)

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

Chair Paula M. DeLaney recognized Alachua County Director of Growth Management Rick Drummond who spoke to the matter.

RECOMMENDATION *The City Commission hear a brief presentation from staff and provide direction.*

Heard

GENERAL MANAGER FOR UTILITIES**CITY ATTORNEY****CITY AUDITOR****COMMITTEE REPORTS (PULLED FROM CONSENT)**

PUBLIC WORKS COMMITTEE**PERSONNEL & ORGANIZATION STRUCTURE COMMITTEE****PUBLIC SAFETY COMMITTEE****RECREATION AND CULTURAL AFFAIRS COMMITTEE****UTILITY COMMITTEE****000102 Regional Utilities Committee Outstanding Referral Item #000102 - Internet Service Companies - Request for a Meeting (B)**

Chair Paula M. DeLaney recognized Charles Martin, PhD. of the Center for Applied Psychological Typing who gave a presentation.

Gainesville Regional Utilities Acting Director of GRUCom Ed Hoffman and GRU Attorney Skip Manasco gave presentations.

Chair Paula M. DeLaney recognized Cox Cable Representative Rick Mulligan, Fiber Optics Plus Representative David Hill, Florida Digital Turnpike CEO Harry Kegelmann, KD Technologies Representative Michael Durham, Barbara Durham, Laddie Williams, Reverend Tim Keyes, Atlantic Net Representative Kent Tambling, Citizen David Williams, and Southern Bell Retiree Bob Hansman who spoke to the matter.

MOTION: Approve the recommendation and also approve the 4 points included in the report to the Gainesville Regional Utilities Committee dated December 20, 2000.

RECOMMENDATION *The City Commission receive a presentation from Charles Martin, Ph.D. and staff on the issues and process followed to reach the following recommendations: 1) Authorize the General Manager or his designee to negotiate and execute agreements with local businesses to provide them with sales commissions and/or wholesale discounts in order to create a GRUCom Authorized Sales Representative Program and a GRUCom Wholesale Services Program; 2) Authorize staff to proceed with offering Web site hosting services on a retail basis; and 3) Remove Item #000102 from the Regional Utilities Committee outstanding referral list.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Paula M. DeLaney
Absent: John R. Barrow

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

000829 **Amendment of the City's Code of Ordinances, Chapter 5.5, Section 5.5-2 (b), to allow restructuring of the City's Art in Public Places Trust (APPT) to include Alachua County's participation. (B)**

Chair Paula M. DeLaney recognized Alachua County Representative D. J. Williams who spoke to the matter.

MOTION: Approve the recommendation and 1) specify that Alachua County go ahead and approve their ordinance making two appointments; and 2) when the first two City appointees reach their term limit or resign their position, then the City would sunset those two positions.

RECOMMENDATION *The City Commission: 1) approve the County utilizing the City's Art in Public Places Trust; 2) authorize the City Manager or his designee to work out a process to replace two City appointed members with two County appointed members; and 3) authorize the City Attorney to make appropriate changes to the Ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Paula M. DeLaney
Absent: John R. Barrow

OUTSIDE AGENCIES

MEMBERS OF THE CITY COMMISSION

000760 **ANNUAL PERFORMANCE, SALARY AND BENEFITS REVIEW - CLERK OF THE COMMISSION (NB)**

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

Postponed

000833 **ANNUAL PERFORMANCE, SALARY AND BENEFITS REVIEW - CITY AUDITOR (NB)**

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

Postponed

COMMISSION COMMENTS (if time available)

CITIZEN COMMENT (5:30pm)

DEBBIE MARTINEZ

1. *Closed Ernesto's Cafe*
2. *Club Drugs - (Ecstasy Use in Gainesville)*

JULIA REISKIND

Please see following item.

000838 Safety Issues at the Intersections of SW 2nd Avenue and SW 34th Street and University Avenue and SW 34th Street (NB)

RECOMMENDATION *The City Commission refer this issue to the Public Works Committee and come back to the City Commission with a recommendation.*

A motion was made by Commissioner Hanrahan, seconded by Commissioner Nielsen, that this matter be Referred to the Public Works Committee, due back on July 8, 2001. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Paula M. DeLaney
Absent: John R. Barrow

COMMISSION COMMENTS (if time available)

COMMISSIONER WARREN NIELSEN

Faculty Senate Meeting

PLEDGE OF ALLEGIANCE (6:00pm)

PROCLAMATIONS/SPECIAL RECOGNITIONS

000834 Martin Luther King, Jr. Week - January 9-15, 2001 (B)

RECOMMENDATION *Martin Luther King, Jr. Committee of Florida President
Rodney J. Long to accept the proclamation.*

Heard

000835 Martin Luther King, Jr. Hall of Fame Day - January 14, 2001 (B)

RECOMMENDATION *Martin Luther King, Jr. Committee of Florida President
Rodney J. Long to accept the proclamation.*

Heard

PUBLIC HEARINGS**ADOPTION READING - ROLL CALL REQUIRED****000621 LAND USE CHANGE - S.E. 2ND AVENUE (B)**

Ordinance No. 0-00-134, Petition 164LUC-00PB

An ordinance amending the City of Gainesville 1991-2001 Comprehensive Plan, Future Land Use Map; by changing the land use category of certain property from "Residential Medium Density (8-30 units per acre)" to "Mixed Use Low Intensity (10-30 units per acre)"; located in the vicinity of 918 Southeast 2nd Avenue; providing a severability clause; providing a repealing clause; and providing an effective date.

City of Gainesville Planning Manager Ralph Hilliard gave a presentation.

RECOMMENDATION *The City Commission: 1) approve Petition 164LUC-00PB;
and 2) adopt the proposed ordinance.*

A motion was made by Commissioner Hanrahan, seconded by Commissioner Chestnut, that this matter be Approved (Petition) and Adopted on Adoption Reading. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Paula M. DeLaney
Absent: John R. Barrow

ORDINANCES, 1ST READING- ROLL CALL REQUIRED**000622 REZONING - S.E. 2ND AVENUE (B)**

Ordinance No. 0-00-135, Petition No. 165ZON-00PB

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain lands within the City from "RMF-7: 8-21 units/acre multiple-family residential district" to "MU-1: 10-30 units/acre mixed use low intensity"; located in the vicinity of 918 Southeast 2nd Avenue; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission: 1) approve Petition No. 165ZON-00PB; and 2) adopt the proposed ordinance.*

A motion was made by Commissioner Hanrahan, seconded by Commissioner Nielsen, that this matter be Approved (Petition) and Adopted on First Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Paula M. DeLaney
Absent: John R. Barrow

000619

AMENDMENT TO CENTRAL CORRIDOR SPECIAL OVERLAY DISTRICT TO EXEMPT AUTOMOBILE DEALERS ON NORTH MAIN STREET BETWEEN 16th AVENUE AND 53rd AVENUE (B)

Ordinance No. 0-00-137; Petition No. 162TCH-00 PB

An ordinance of the City of Gainesville, Florida; amending Exhibit B of Section 5 of Appendix A of the Land Development Code of the City of Gainesville (the Central Corridors Special Area Plan) to exempt automotive dealers located on a portion of N. Main Street from the standards of the Central Corridors Special Area Plan; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

City of Gainesville Planning Manager Ralph Hilliard gave a presentation.

RECOMMENDATION *The City Commission (1) approve Petition 162TCH, and (2) adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Paula M. DeLaney
Absent: John R. Barrow

000666

URBAN SERVICES REPORT - GAINESVILLE SOUTH WEST PROPERTY (B)

Ordinance No. 0-00-136

An Ordinance of the City of Gainesville, Florida; adopting an Urban Services Report which sets forth the plans to provide urban services to an area generally located south of SW 24th Avenue, east of the extension of SW 63rd Blvd., west of

I-75 and north of Kanapaha Lake and Prairie; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, as amended, Special Acts, Laws of Florida, known as the Alachua County Boundary Adjustment Act; providing directions to the City Manager, the City Attorney and the Clerk of the Commission; providing a repealing clause; providing a severability clause; and providing an immediate effective date.

City of Gainesville Strategic Planner Heidi Lannon gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Paula M. DeLaney
Absent: John R. Barrow

000665 URBAN SERVICES REPORT - BLUES CREEK AREA 2 (B)

Ordinance No. 0-00-132

An Ordinance of the City of Gainesville, Florida; adopting an Urban Services Report which sets forth the plans to provide urban services to an area comprising approximately 12.79 acres (MOL), generally located north of NW 73rd Street, east of Blues Creek Unit 3-A and NW 50th Street, south of Blues Creek Unit 6B and west of the City limits; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, as amended, Special Acts, Laws of Florida, known as the Alachua County Boundary Adjustment Act; providing directions to the City Manager, the City Attorney and the Clerk of the Commission; providing a repealing clause; providing a severability clause; and providing an immediate effective date.

City of Gainesville Strategic Planner Heidi Lannon gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Paula M. DeLaney
Absent: John R. Barrow

000797 URBAN SERVICES REPORT - BLUES CREEK AREA 3 (B)

Ordinance No. 0-00-139

An Ordinance of the City of Gainesville, Florida; adopting an Urban Services Report which sets forth the plans to provide urban services to an area

comprising approximately 129.96 acres (MOL) generally located north of NW 69th Lane and Blues Creek Unit-2, west of NW 52nd Terrace, NW 50th Street and the Blues Creek Subdivisions, south of the City limits, east of Section 9, Township 9S, Range 19E; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, as amended, Special Acts, Laws of Florida, known as the Alachua County Boundary Adjustment Act; providing directions to the City Manager, the City Attorney and the Clerk of the Commission; providing a repealing clause; providing a severability clause; and providing an immediate effective date.

City of Gainesville Strategic Planner Heidi Lannon gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Paula M. DeLaney
Absent: John R. Barrow

000798 URBAN SERVICES REPORT - BLUES CREEK AREA 4 (B)

Ordinance No. 0-00-140

An Ordinance of the City of Gainesville, Florida; adopting an Urban Services Report which sets forth the plans to provide urban services to an area comprising approximately 21.71 acres (MOL) generally located north of Blues Creek Units 6-D and 3-C, west of the City limits, south of the City limits, east of Blues Creek 3-C; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, as amended, Special Acts, Laws of Florida, known as the Alachua County Boundary Adjustment Act; providing directions to the City Manager, the City Attorney and the Clerk of the Commission; providing a repealing clause; providing a severability clause; and providing an immediate effective date.

City of Gainesville Strategic Planner Heidi Lannon gave presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Paula M. DeLaney
Absent: John R. Barrow

000796 ANNEXATION - RUSTLEWOOD AREA (B)

Ordinance No. 0-00-131

An Ordinance of the City of Gainesville, Florida, annexing a portion of the City of Gainesville Reserve Area Pursuant to Chapter 90-496, as amended, by Special Acts, Laws of Florida, known as the Alachua County Boundary Adjustment Act; making certain findings; including within the corporate limits of the City of Gainesville, Florida, that certain compact and contiguous area generally bounded on the north by the Gainesville city limits, on the west by the extension of N.W. 51st Street, on the east by the Gainesville city limits and on the south by the Gainesville city limits; providing for inclusion of the area in Appendix I of the City Charter; providing for a referendum election; providing directions to the City Manager and Clerk of the Commission; providing ballot language; providing for land use plan and zoning regulations; providing for persons engaged in any occupation, business, trade or profession; providing a severability clause; and providing an immediate effective date.

City of Gainesville Strategic Planner Heidi Lannon gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Paula M. DeLaney
Absent: John R. Barrow

ORDINANCES 2ND READING- ROLL CALL REQUIRED

000517 LAND DEVELOPMENT CODE AMENDMENT - DEFINITION OF "SINGLE-FAMILY DWELLING" (B)

Ordinance No. 0-00-133; Petition No. 148TCH-00 PB

An ordinance of the City of Gainesville, Florida; amending the definition of "single-family dwelling" contained in section 30-23 of the Land Development Code of the City of Gainesville; 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 Hanrahan, seconded by Commissioner Chestnut, that this matter be Approved (Petition) and Adopted on Adoption Reading. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Paula M. DeLaney
Absent: John R. Barrow

000712 AMENDMENTS TO THE SPECIAL PERMIT PROCESS FOR THE NOISE

ORDINANCE (B)**Ordinance No. 0-00-129**

An ordinance of the City of Gainesville, Florida, amending section 15-4 of the Code of Ordinances relating to special noise permits; clarifying permit requirements; charging the City with initiating judicial proceedings when an applicant is denied a right to create sounds not exceeding noise limits; providing directions to the codifier; providing for severability; providing a repealing clause; providing an effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Paula M. DeLaney

Absent: John R. Barrow

RESOLUTIONS- ROLL CALL REQUIRED**000830**

Petition 177SUB-00 CD, Eng, Denman & Assoc., Inc., agent for Joseph M. Crevasse, III, and Aminta K. Crevasse. Final single-lot replat approval of Lot 41 of Northwood Oaks Unit No. 2 Subdivision. Located at 5920 Northwest 33rd Terrace. (B)

The petitioners are requesting a single-lot replat of Lot 41 of "Northwood Oaks Unit No. 2" subdivision because there is an encroachment of the main house over the existing south side yard setback line (10 feet) indicated on the record plat of "Northwood Oaks Unit No. 2" subdivision. The petitioners have submitted evidence indicating they are owners of Lot 41 by virtue of a deed from P & D Construction Company. The deed is dated September 17, 1975, and recorded September 18, 1975, in the public records of Alachua County, Florida in Official Records Book 964, Page 421. The petitioners have received letters of consent from the property owners of the lots to the north and south of Lot 41. The property owners have consented to amending the setback lines shown on the existing record plat to show the north and south side setback lines of Lot 41 as being 10 feet from the property line, as opposed to being 10 feet from the plotted lot boundary line.

City of Gainesville Planning Manager Ralph Hilliard 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 "Lot 41, less the North 34.50 feet and the North 26.75 feet of Lot 42 in Northwood Oaks Unit No. 2" located in the vicinity of 5920 N.W. 33rd Terrace, Gainesville, Florida; and providing an immediate effective date.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Paula M. DeLaney
Absent: John R. Barrow

000831 Kirkwood Special Assessment Final Resolution (B)

RECOMMENDATION *The City Commission: 1) approve the resolution to accept the completed roadway improvement; 2) authorize the Mayor and Clerk of the Commission to execute the Resolution; and 3) authorize the City Manager or his designee to execute any documents or take necessary actions to initiate commencement of the special assessment collections.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Paula M. DeLaney
Absent: John R. Barrow

PLAN BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

000828 NEA Design Competition Proposal from the Center for Construction and Environment (B)

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

MOTION: Support moving forward with the joint partnership in this competition process.

RECOMMENDATION *Hear a proposal from Brad Guy of the Center for Construction Environment, hear an update from City staff, and take appropriate action.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan and Paula M. DeLaney
Absent: John R. Barrow

UNFINISHED BUSINESS

COMMISSION COMMENT

COMMISSIONER CHUCK CHESTNUT

*Santa Fe Community College property in the 5th Avenue/Pleasant Street
Neighborhood.*

CITIZEN COMMENT (If time available)

ADJOURNMENT

The meeting was adjourned at 7:04 PM.

Kurt M. Lannon, Clerk of the Commission