

City of Gainesville

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



Meeting Minutes

Thursday, June 16, 2011

1:00 PM

City Hall Auditorium

City Commission

*Mayor Craig Lowe (At Large)
Mayor-Commissioner Pro Tem Thomas Hawkins (At Large)
Commissioner Scherwin Henry (District 1)
Commissioner Todd Chase (District 2)
Commissioner Susan Bottcher (District 3)
Commissioner Randy Wells (District 4)
Commissioner Jeanna Mastrodicasa (At Large)*

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

CALL TO ORDER - 1:04 PM**ROLL CALL**

Present: Craig Lowe, Jeanna Mastrodicasa, Scherwin Henry, Thomas Hawkins, Randy Wells, Todd Chase and Susan Bottcher

INVOCATION

The City Commission observed a moment of silence.

CONSENT AGENDA

Commissioner Henry moved and Commissioner Wells seconded to adopt the Consent Agenda.

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

CITY MANAGER, CONSENT AGENDA ITEMS**100561. Delinquent Landlord Permit Fee Collection and Fine Calculation (B)**

This item recommends amending the Landlord Permit Fee ordinance to include adding an additional delinquent fee collection method and establishing a policy for calculating Code Enforcement Board imposed fines related to violation of the Landlord Permit Fee ordinance.

RECOMMENDATION *The City Commission: direct the City Attorney to draft proposed amendments to City of Gainesville Code of Ordinances Section 14.5 and submit amendments for adoption by the City Commission.*

This Matter was Approved as Recommended on the Consent Agenda.

110010. State LECFTF Funding For The 2011 Summer Heat Wave/Operation Respect Yourself Program (NB)

This is a request for funding to support the 2011 Summer Heat Wave/Operation Respect Yourself Program.

RECOMMENDATION *The City Commission approve the use of State Law Enforcement Contraband Forfeiture Trust Funds not to exceed \$7,500 to support the Summer Heat Wave/Operation Respect Yourself 2011 Program.*

Alternative Recommendation

The City Commission deny funding which will result in the Summer Heat Wave/Operation Respect Yourself 2011 Program being cancelled or scaled back

This Matter was Approved as Recommended on the Consent Agenda.

110026. Bid Award - NE 25th Street SAFETEA-LU Roadway Improvements (B)

This is a request for the City Commission to authorize the bid award in the amount of \$770,000 to D.A.B. Constructors, Inc., for the NE 25th Street SAFETEA-LU Roadway Improvements project.

RECOMMENDATION *The City Commission: 1) award the bid to D.A.B. Constructors, Inc., for the construction of the NE 25th Street SAFETEA-LU Roadway Improvements project; 2) authorize the City Manager to execute the contract, subject to approval as to form and legality by the City Attorney; and 3) issue a purchase order in an amount not to exceed \$770,000.*

This Matter was Approved as Recommended on the Consent Agenda.

110035. Human Resources Policy L-3, Paid Time Off System and Policy L-8, Military Leave (B)

RECOMMENDATION *The City Commission approve the Human Resources Policy L-3, Paid Time Off and Policy L-8, Military Leave.*

This Matter was Approved as Recommended on the Consent Agenda.

110038. GRUCom Ethernet Service Upgrade Agreements for Gainesville Fire Rescue (NB)

This item requests that the City Commission authorize the City Manager or designee to execute agreements with GRUCom to upgrade the existing Ethernet data transport service to all Gainesville Fire Rescue stations and administrative buildings, including the addition of service to Fire Station 8.

RECOMMENDATION *The City Commission authorize the City Manager or designee to execute the agreements with GRUCom subject to approval by the City Attorney as to form and legality.*

Alternative Recommendation A: The City Commission not authorize the City Manager or designee to execute the agreements.

This Matter was Approved as Recommended on the Consent Agenda.

110049. Grant Applications for Hoggetowne Medieval Faire and Heart of Florida Asian Festival (NB)

This item involves a request to authorize submission of two grant applications by the Parks, Recreation and Cultural Affairs Department to the Alachua County Tourist Product Development Program, for funds to provide marketing and promotion for the Hoggetowne Medieval Faire and the Heart of Florida Asian Festival.

RECOMMENDATION *The City Commission: 1) approve the submission of two grant applications to Alachua County Tourist Product Development Program; 2) authorize the City Manager to execute the applications; and 3) if awarded, authorize the City Manager to execute the grant agreement(s) and other grant-related documents subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

110052. Interlocal Agreement with Alachua County for Property Addressing (B)

This item is a request to seek authorization from the City Commission for an Interlocal Agreement with Alachua County for property addressing services.

RECOMMENDATION *The City Commission authorize the City Manager to execute an Interlocal Agreement with Alachua County for property addressing services subject to approval by 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

110041. Remittance Processing System (NB)

Staff recommends the purchase of a remittance processing system from OPEX Corporation

RECOMMENDATION *The City Commission authorize the issuance of a purchase order to OPEX Corporation, a specified source, for the purchase of a utility payment remittance processing system for an amount not to exceed \$78,398.*

This Matter was Approved as Recommended on the Consent Agenda.

110042. Murphree WTP Reactor Clarifier No. 1 and Thickener No. 1 Rehabilitation

Project (B)

Staff recommends awarding a contract to Beach Construction Company, Inc. for construction services for the Murphree Water Treatment Plant Reactor Clarifier No. 1 and Thickener No. 1 Rehabilitation Project.

RECOMMENDATION

The City Commission: 1) authorize the General Manager, or his designee, to execute a contract with Beach Construction Company, Inc. to perform construction services for the Murphree Water Treatment Plant's Reactor Clarifier No. 1 and Thickener No. 1 Project, subject to approval of the City Attorney as to form and legality; and 2) approve the issuance of a purchase order to Beach Construction Company, Inc. for these services in an amount not to exceed \$1,337,000; and 3) authorize staff to procure services, equipment and materials, as required, to complete the project as budgeted, subject to the final appropriation of funds.

This Matter was Approved as Recommended on the Consent Agenda.

CITY ATTORNEY, CONSENT AGENDA ITEMS**CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS****110056. City Commission Minutes (B)****RECOMMENDATION**

The City Commission approve the minutes of May 19, 2011 and June 2, 2011, as circulated.

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

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

Votes: Aye: Craig Lowe, Randy Wells, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins
Absent: Jeanna Mastrodicasa

Passed The Consent Agenda**EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS****COMMITTEE REPORTS, CONSENT AGENDA ITEMS**

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

Commissioner Henry moved and Commissioner Bottcher seconded to adopt the Regular Agenda, as modified.

(VOTE: 7-0, MOTION CARRIED)

NOTE: Commissioner Mastrodicasa entered the meeting room at 1:05 PM.

MODIFICATIONS:

- 1. File #100591 - Prorating Landlord Permit Program Fees - (Revised text file).*
- 2. File #110032 Amended FY 11- FY15 Capital Improvement Plan - (Revised ppt. submitted).*

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

CITY MANAGER

100947. Alachua County Tax Collector - Reduction of Cost Lien (B)

Interim Code Enforcement Manager Chris Cooper gave a presentation.

MOTION: Continued to July 7, 2011.

RECOMMENDATION

The City Commission: 1) receive a request from the Alachua County Tax Collector for the reduction of the administrative lien placed on parcel #10733-051-000; and 2) deny the request.

Alternative Recommendation

The City Commission: 1) receive a request from the Alachua County Tax Collector for the reduction of the administrative lien placed on parcel #10733-051-000; and 2) approve the request.

A motion was made by Commissioner Henry, seconded by Commissioner Bottcher, that this matter be Continued for July 7, 2011. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins

100948. Homelessness Respite Pilot Program (B)

This item involves a request for the City Commission to receive a presentation on a Homelessness Respite Pilot Program plan from the Implementation Committee of the 10-year Plan to End Homelessness in Gainesville and Alachua County and consider a funding request from the Committee to create a Homelessness Respite Pilot Program.

Assistant City Manager Fred Murry, Implementation Committee Representatives Teresa Lowe, John Skelly, and Diane D'Imperio gave presentations.

MOTION: 1) Fund the Homelessness Respite Pilot Program in the amount of \$1,500 for the remainder of FY11; 2) authorize the City Manager or designee to execute the necessary agreements related to the creation of the Homelessness Respite Pilot Program with Alachua County, subject to approval by the City Attorney as to form and legality; and 3) direct the City Manager to consider the \$5,200 request for funding during the FY12 budget discussions.

RECOMMENDATION

The Implementation Committee to the City Commission: 1) receive a presentation on a Homelessness Respite Pilot Program plan from the Implementation Committee of the 10-Year Plan to End Homelessness in Gainesville and Alachua County; 2) request the City Commission to fund the Homelessness Respite Pilot Program in the amount of \$1,500 for the remainder of FY11; and 3) authorize the City Manager or designee to execute the necessary agreements related to the creation of the Homelessness Respite Pilot Program with Alachua County, subject to approval by the City Attorney as to form and legality.

Staff to City Commission: The City Commission: 1) receive a presentation on a Homelessness Respite Pilot Program plan from the Implementation Committee of the 10-Year Plan to End Homelessness in Gainesville and Alachua County; and 2) direct the City Manager to consider this request for funding during the FY12 budget discussions.

Alternative Recommendation: The City Commission: 1) receive a presentation on a Homelessness Respite Pilot Program plan from the Implementation Committee of the 10-Year Plan to End Homelessness in Gainesville and Alachua County; 2) direct City staff to identify funds in the amount of \$1,500 for the Homelessness Respite Pilot Program for the remainder of FY11; and 3) authorize the City Manager or designee to execute the necessary agreements related to the creation of the Homelessness Respite Pilot Program with Alachua County, subject to approval by the City Attorney as

to form and legality.

A motion was made by Commissioner Henry, seconded by Commissioner Wells, that this matter be Approved as shown above (See Motion). The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins

110032. Amended FY11 - FY15 Capital Improvement Plan (B)

This item relates to amending the FY11 - FY15 Capital Improvement Plan.

Finance Director Mark Benton, Captain Lonnie Scott, General Services Professional John Curtis, Assistant City Manager Fred Murry, Public Works Director Teresa Scott, Police Chief Tony Jones, General Services Director Milton Reid and Administrative Services Director Becky Rountree gave presentations.

DIVIDED QUESTION:

FIRST MOTION: Commissioner Henry moved and Commissioner Wells seconded to: 1) Add an additional \$5.5 million to the GPD 721 Building project under staff Option 1, approving a \$4 million FY 13 bond issue to provide a portion of the funding needed for the project and utilizing \$1.5 million dollars from the Federal Law Enforcement Contraband Forfeiture Fund to fund the balance of the cost; and 2) true up costs as part of the RFP process.

(VOTE: 6-1, Commissioner Chase - No, MOTION CARRIED)

Mayor Lowe recognized Walter Willard, Kim Popejoy and Jeff McAdams, who spoke to the matter.

SECOND MOTION: Commissioner Henry moved and Mayor-Commissioner Pro Tem Hawkins seconded to: 1) Approve moving the Main Street Streetscaping project from FY15 to FY11/12; 2) adding the NE 2nd Street project to FY15; and 3) move the design of NE 2nd Street to FY 13.

(VOTE: 5-2, Commissioners Bottcher and Chase - No, MOTION CARRIED)

RECOMMENDATION

The City Commission approve amendments to the FY11 - FY15 CIP to include: 1) moving the Main Street Streetscaping project from FY15 to FY11/12, 2) adding the NE 2nd Street project in FY15, and 3) adding an additional \$5.5 million to the GPD 721 Building project under staff Option 1, approving a \$4 million FY13 bond issue to provide a portion of the funding needed for the project, and utilizing \$1.5 million dollars from the Federal Law Enforcement Contraband Forfeiture Fund to fund the balance of the additional cost.

Approved, as shown above (Motions)

WAIVER OF RULES

The rules were waived by consensus to hear the following item # 100969, next.

CITY ATTORNEY**100969. THE CITY'S DEFINED BENEFIT PENSION PLANS (B)**

Assistant City Attorney Stephanie Marchman gave a presentation.

Mayor Lowe recognized Jeff McAdams and Walter Willard who spoke to the matter.

RECOMMENDATION *Hear a presentation and recommendations from staff.*

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

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins

CITY MANAGER - (CONTINUED)**100957. Certificate of Achievement for Excellence in Financial Reporting (B)**

The City was awarded GFOA's Certificate of Achievement for Excellence in Financial Reporting for its 2009 Comprehensive Annual Financial Report (CAFR). The 2010 CAFR is hereby presented to the Commission and will be also submitted to GFOA for the award.

Administrative Services Director Becky Rountree gave a presentation.

RECOMMENDATION *The City Commission accept the Certificate of Achievement for Excellence in Financial Reporting for Fiscal Year 2009 and receive the Comprehensive Annual Financial Report for the fiscal year ended September 30, 2010.*

NOTE: Document is available for viewing in the Clerk's Office and on the City's internet.

Heard

100958. Distinguished Budget Presentation Award (NB)

The City was awarded GFOA's Distinguished Budget Presentation Award for its Financial and Operating Plan for fiscal years 2011 and 2012.

Assistant Finance Director April Shuping gave a presentation.

RECOMMENDATION

The City Commission acknowledge receipt of the Distinguished Budget Presentation Award from the Government Finance Officers Association (GFOA).

NOTE: Document is available for viewing in the Clerk's Office and on the City's internet.

Heard

GENERAL MANAGER FOR UTILITIES

CITY AUDITOR

EQUAL OPPORTUNITY DIRECTOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

COMMUNITY DEVELOPMENT COMMITTEE

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

OUTSIDE AGENCIES

MEMBERS OF THE CITY COMMISSION

COMMISSION COMMENTS (if time available)

RECESS - 5:10 PM

RECONVENE - 5:55 PM

PLEDGE OF ALLEGIANCE (5:30pm)

PROCLAMATIONS/SPECIAL RECOGNITIONS

110061. Gail Jane Day - June 30, 2011 (B)

RECOMMENDATION *Housing and Community Development Division
Rehabilitation Specialist II Gail Jane to accept the
proclamation.*

Heard

**110062. International Association of Administrative Professionals Days - June 24-26,
2011 (B)**

RECOMMENDATION *International Association of Administrative Professionals
Florida Division Annual Meeting Co-Chair Jodie McGregor
to accept the proclamation.*

Heard

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

Kali Blount

Gainesville Housing Authority.

Linda Greene - DePass

Gainesville Housing Authority - See following item #110124.

110124. Citizen Comment - Linda Greene-DePass - Gainesville Housing Authority (B)

RECOMMENDATION *The City Commission hear comments from Linda
Greene-DePass and place back-up submitted on file.*

Placed on File

Paul Wells

Feed In Tariff.

Matt Wolfe

Jack's Bar.

John Davies

Various Issues.

Bob Tuskin

911 Issues and Chemtrails.

Ed Reyes

911 Issues and Chemtrails.

Harold Saive

911 Issues and Chemtrails.

Israel Cohen

130 Meal Limit.

Judy Raymond

Housing Rehabilitation Specialist Job Opening.

Jo Beatty

Biomass Plant.

Michael Canney

Biomass Plant.

Darlene Pifalo

GRU - Replacing Gas Meters.

Adrienne Taylor

Citizen Comment Behavior.

Pat Fitzpatrick

Homeless Issues.

Rob Brinkman

Biomass Plant.

Ray Washington

Biomass Plant.

PUBLIC HEARINGS**RESOLUTIONS- ROLL CALL REQUIRED****100962. Commitment of Certain Special Revenue Funds (B)**

A resolution of the City Commission of the City of Gainesville, Florida; relating to the commitment of certain special revenue funds in compliance with the Governmental Accounting Standards Board; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed Resolution.*

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

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Todd Chase, Susan Bottcher and Thomas Hawkins
Absent: Scherwin Henry

ORDINANCES, 1ST READING- ROLL CALL REQUIRED**100721. UMU-2 TEXT AMENDMENT (INNOVATION SQUARE) (B)**

Ordinance No. 100721; Petition No. PB-10-145 TCH
An ordinance of the City of Gainesville, Florida, amending the Land Development Code and rezoning certain property; by adding new definitions to Section 30-23(c); by deleting the existing regulations for the urban mixed-use district 2 (UMU-2) as set forth in Section 30-65.2 of the Land Development Code and adopting new regulations for the urban mixed-use district 2 (UMU-2) as more specifically described in this ordinance; by repealing the existing map and adopting a new map of the Special Area Plan for University Heights as set forth in Appendix A, Section 6 of the Land Development Code; by removing obsolete references to the UMU-2 zoning district from the Special Area Plan for University Heights as set forth in Appendix A, Section 6 of the Land Development Code; by amending the zoning map atlas to remove all of the properties currently zoned UMU-2 from the Special Area Plan for University Heights overlay zoning district; providing directions to the City Manager; providing directions to the codifier; providing a severability clause; providing for operation to pending applications for development order; and providing an immediate effective date.

Planning and Development Services Director Erik Bredfeldt and Senior Planner Scott Wright gave presentations.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins

090616. TAXI SERVICE BILL OF RIGHTS (B)

Ordinance No. 090616

An ordinance of the City of Gainesville, Florida, creating section 28-19 of the City of Gainesville Code of Ordinances, by providing for a Taxi Service Bill of Rights and related requirements; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins

100940. TAXI SERVICE MINIMUM FARES (B)

Ordinance No. 100940

An ordinance of the City of Gainesville, Florida, amending section 28-9 of the City of Gainesville Code of Ordinances, relating to flat rates, minimum fares and taximeter exceptions; and amending section 28-15 relating to the filing and posting of rates; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins

100941. TAXI CAB SERVICE MISCELLANEOUS REGULATIONS (B)

Ordinance No. 100941

An ordinance of the City of Gainesville, Florida, amending section 28-12 of the City of Gainesville Code of Ordinances, relating to Miscellaneous Regulations, by updating and revising the list of protected classes for which discrimination is prohibited; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date in accordance with the schedule provided herein.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins

100912. REVISIONS TO CHAPTER 18 - PARKS (B)

Ordinance No. 100912

An ordinance of the City of Gainesville, Florida, amending Chapter 18 of the City of Gainesville Code of Ordinances, relating to Parks and Recreation, addition of parks, changes in park names, and amending certain park rules and regulations as set forth in this Ordinance; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Mayor Lowe recognized Brad Barker who spoke to the matter.

Recreation, Parks and Cultural Affairs Assistant Director Michelle Park made comments.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins

100967. GAINESVILLE LAND REGISTRY OF PROTECTED PUBLIC PLACES (B)

Ordinance No. 100967

An ordinance of the City of Gainesville, Florida, adding certain specified real properties owned in fee simple by the City of Gainesville to the City of Gainesville Registry of Protected Public Places, as more specifically described in this Ordinance; adopting findings; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

City Attorney Marion Radson made comments.

REVISION: Page 2, Line 14 - Change May 3, 2011 to March 3, 2011.

Mayor Lowe recognized Robert (Hutch) Hutchinson, Brad Barker and Rob Brinkman who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins

100968. REVISION TO CHAPTER 17 - UPDATING CITY PARK NAMES (B)

Ordinance No. 100968

An ordinance of the City of Gainesville, Florida, amending section 17-32 of the City of Gainesville Code of Ordinances, by updating the names of City parks in the Definitions; 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 Henry, seconded by Mayor-Commissioner Pro Tem Hawkins, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins

ORDINANCES, 2ND READING- ROLL CALL REQUIRED

100865. REZONING – 1703 NORTH MAIN STREET (B)

Ordinance No. 100865, Petition No. PB-11-27 ZON

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain property within the City, as more specifically described in this Ordinance, from the zoning category of “BA: Automotive-oriented business district” to “BUS: General business district”; located in the vicinity of 1703 North Main Street; 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 Henry, seconded by Commissioner Bottcher, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins

080481. COMMERCIAL RECYCLING (B)

ORDINANCE NO. 080481

An ordinance of the City of Gainesville, Florida, amending section 27-85 of the City of Gainesville Code of Ordinances, relating to mandatory commercial recycling; providing authorization for the imposition of a civil citation or surcharge against commercial generators who fail to separate recyclable materials; providing for inclusion of the surcharge on the utility bill; providing an appeal process; amending section 2-339 of the Code of Ordinances relating to the civil citation table of applicable codes and ordinances; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date in accordance with the schedule provided herein.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins

100928. CITY ELECTION DATE 2012 (B)

Ordinance No. 100928

An ordinance of the City of Gainesville, Florida, setting the election date for the 2012 regular city election and setting the run-off election date, if necessary; setting the dates for qualifying for the 2012 regular election; providing a severability clause; providing a preemption clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins

PLAN BOARD PETITIONS

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

UNFINISHED BUSINESS

100938. FY 2012 - FY 2021 Capital Improvement Project List (B)

This item relates to operating department submissions concerning potential capital improvement project needs over the period from FY12 through FY21.

RECOMMENDATION *The City Commission discuss the FY12 - FY21 capital improvement project list.*

A motion was made by Mayor-Commissioner Pro Tem Hawkins, seconded by Commissioner Henry, that this matter be Continued for June 7, 2011. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins

100591. Prorating Landlord Permit Program Fees (B)

Interim Code Enforcement Manager Chris Cooper gave a presentation.

Mayor Lowe recognized Darlene Pifalo who spoke to the matter.

AMENDMENT: Remove from the referral list.

RECOMMENDATION *The Community Development Committee to the City Commission: 1) approve the Community Development Committee's recommendation to implement a semi-annual proration of the landlord permit fee; and 2) direct the City Attorney to draft an amendment to Appendix A – Schedule of Fees, Rates and Charges to include the semi-annual proration provision.*

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

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins

COMMISSION COMMENT

Mayor-Commissioner Pro Tem Thomas Hawkins

- 1. Utility Undergrounding - referral to RUC. See following referral item #110125.*
- 2. Budget - 5 day work week, See following referral item #110126.*

110125. Utilities Undergrounding Update - Referral to the Regional Utilities Committee (NB)

RECOMMENDATION *The City Commission refer the issue of utility undergrounding plans to the Regional Utilities Committee for an update.*

A motion was made by Mayor-Commissioner Pro Tem Hawkins, seconded by Commissioner Wells, that this matter be Referred to the Regional Utilities Committee, due back on December 16, 2011. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins

110126. Four Day Work Week - Budget Discussion (NB)

RECOMMENDATION *The City Commission request that staff include an increment in the upcoming budget discussions to fund a five day work week to see what the fiscal impact would be.*

A motion was made by Mayor-Commissioner Pro Tem Hawkins, seconded by Commissioner Wells, that this matter be Referred to the City Manager, due back on December 16, 2011. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins

Commissioner Mastrodicasa

1. *Tourist Development Council - Baseball Field in Newberry.*
2. *Referral to EDUCC - 2002 Town Gown Relations Study to ask staff and UF to do a "Where we are now" Presentation - See following Referral item #110127.*

110127. 2002 Town Gown Relations Study - Ten Years Later (NB)

RECOMMENDATION *The City Commission refer to the Economic Development University Community Committee the 2002 Town Gown Relations Study and ask staff and UF to do a ten years later "Where are we now" presentation.*

A motion was made by Commissioner Mastrodicasa, seconded by Mayor-Commissioner Pro Tem Hawkins, that this matter be Referred to the Economic Development/University Community Com. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins

Commissioner Susan Bottcher

1. *Cabot-Koppers Superfund Site - Local Intergovernmental Team Website - See*

following referral item #110128.

2. Complaints about the City's Website - Request the City Manager to consider an increment in the upcoming budget for Website improvements - See following referral item #110129.

110128. Cabot/Koppers - Local Intergovernmental Team - Information Web Site (NB)

RECOMMENDATION *The City Commission direct the City Manager and the General Manager for Utilities to coordinate with Alachua County and members of the Local Intergovernmental Team (LIT) to determine the feasibility, the funding and the management of a Cabot/Koppers Information Web Site.*

A motion was made by Commissioner Bottcher, seconded by Mayor-Commissioner Pro Tem Hawkins, that this matter be Referred to the City Manager, due back on December 16, 2011. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins

110129. City of Gainesville Website and Equipment Update (NB)

RECOMMENDATION *The City Commission direct the City Manager to identify any carryover from the FY 2011 budget and include an increment in the budget discussions to update the City of Gainesville website and equipment.*

A motion was made by Commissioner Bottcher, seconded by Mayor-Commissioner Pro Tem Hawkins, that this matter be Referred to the City Manager, due back on December 16, 2011. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Todd Chase, Susan Bottcher and Thomas Hawkins

Commissioner Todd Chase

- 1. Baseball Complex in Newberry.*
- 2. Innovation Square and other projects.*

CITIZEN COMMENT (If time available)

There were no citizens who wished to speak during this time.

ADJOURNMENT - 8:15 PM

Kurt M. Lannon, Clerk of the Commission