

City of Gainesville

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



Meeting Minutes

Thursday, September 18, 2008

1:00 PM

City Hall Auditorium

City Commission

*Mayor Pegeen Hanrahan (At Large)
Mayor-Commissioner Pro Tem Jack Donovan (District 3)
Commissioner Thomas Hawkins (At Large)
Commissioner Jeanna Mastrodicasa (At Large)
Commissioner Scherwin Henry (District 1)
Commissioner Lauren Poe (District 2)
Commissioner Craig Lowe (District 4)*

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 - 1:02 PM

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ROLL CALL

Present: Pegeen Hanrahan, Craig Lowe, Jack Donovan, Jeanna Mastrodicasa, Scherwin Henry, Lauren Poe and Thomas Hawkins

INVOCATION

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The City Commission observed a moment of silence.

CONSENT AGENDA

[Play Video](#)

Commissioner Donovan moved and Commissioner Lowe seconded to adopt the Consent Agenda, as modified.

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

MODIFICATIONS:

- 1. File #070445 - Airport Fire Rescue and Police Services - (New item and back-up submitted under City Manager Consent category).*
- 2. File #080134 - Noise Ordinance Compliance and Enforcement under Public Safety Consent category - (Additional Back-up submitted).*
- 3. File #080227 - Final Administrative Order in the matter of the Five Points Special Area Plan - (Revised version of the proposed final order and new recommendation to adopt the Final Administrative Order, as revised under City Attorney Consent category).*
- 4. File #080228 - City Commission Contingency Funds Disbursement Guidelines Referral - (Remove from the Consent Agenda and place on the Regular Agenda for discussion).*

Administrative Services Director Becky Rountree made comments.

CITY MANAGER, CONSENT AGENDA ITEMS

080207.

Design/Build Proposal Award - Northwest 23rd Avenue at Northwest 16th Terrace Traffic Signal Design and Reconstruction (B)

This item is a request for the City Commission to authorize the design/build proposal award to American Lighting and Signalization, Inc., for the Northwest

23rd Avenue at Northwest 16th Terrace intersection traffic signal design and reconstruction in the amount of \$338,898.

RECOMMENDATION

Recommended Motion: The City Commission: 1) authorize the design/build proposal award to American Lighting and Signalization for the Northwest 23rd Avenue at Northwest 16th Terrace intersection traffic signal design and reconstruction; and 2) authorize the City Manager to execute the contract, subject to approval by the City Attorney as to form and legality; and 3) issue a purchase order in an amount not to exceed \$338,898.

This Matter was Approved as Recommended on the Consent Agenda.

080207_BidTab_20080811.pdf

080233.

Request for Proposal Award - Removal of Event Debris Contract (B)

This item is a request for the City Commission to authorize the Request for Proposal award to Ashbritt, Inc. as Primary Contractor and Bamaco, Inc. as Secondary Contractor for the removal, reduction and disposal of all eligible storm debris on City rights-of-way and public properties in accordance with FEMA regulations.

RECOMMENDATION

Recommended Motion: The City Commission: 1) authorize the Request for Proposal award to primary contractor Ashbritt, Inc. and secondary contractor Bamaco, Inc.; and 2) authorize the City Manager to execute the contract, subject to approval by the City Attorney as to form and legality, if and when the contract should be activated.

This Matter was Approved as Recommended on the Consent Agenda.

080233_BidTab_20080918.pdf

080255.

Ratification of Agreement between the North Central Florida Police Benevolent Association (PBA) Bargaining Unit and the City of Gainesville for October 1, 2008 through September 30, 2011 (B)

This item proposes the ratification of the Agreement between the North Central Florida Police Benevolent Association (PBA) Bargaining Unit and the City of Gainesville.

RECOMMENDATION

The City Commission ratify the Agreement between the North Central Florida Police Benevolent Association (PBA) Bargaining Unit and the City of Gainesville extending the Agreement through September 30, 2011.

This Matter was Approved as Recommended on the Consent Agenda.

080255_Summary_20080918.pdf
080255A_Agreement_20080918.pdf

080328.

Month to Month Extension to the Contract for ADA Paratransit Service with MV Transportation (B)

This item is a request for the City Commission to authorize a month to month extension with MV Transportation Inc. as the provider of ADA complementary paratransit service until the pending Request for Proposal (RFP) is completed and a new agreement is executed.

RECOMMENDATION *Recommended Motion: The City Commission authorize the City Manager to execute the month to month extension with MV Transportation, Inc., to provide ADA Complementary Paratransit service, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

080328_Agreement_20080918.pdf

080329.

Fifth Extension to the Contract for Professional Water Resource Engineering Services for FY 2009 (B)

This item is a request for extensions to the Contract for Professional Water Resource Engineering Services with Johnson, Mirmiran & Thompson, Inc.

RECOMMENDATION *The City Commission authorize the City Manager or designee to execute the Fifth Extension to the contract with Johnson, Mirmiran & Thompson, Inc., for Professional Water Resource Engineering Services, extending the term of the contract from October 1, 2008 to September 30, 2009.*

This Matter was Approved as Recommended on the Consent Agenda.

080329_Contract_20080918.pdf

080333.

Annexation of Parcel Numbers 06916-000-000, 06929-000-000, 06916-001-000, 06933-000-000 and 06935-001-000 (B)

This is the submission of a petition for voluntary annexation for the above referenced parcel numbers which are located in the vicinity of SW 47th Street, SW Archer Road and Lake Kanapaha.

RECOMMENDATION *The City Commission: 1) receive the petition for annexation and make findings that it contains the signature of the property owner or authorized agents; 2) direct the City Manager to analyze the area; and 3) authorize the City Attorney to prepare and the Clerk of the Commission to*

advertise ordinances relating to the annexation of the area, if appropriate.

Alternative Recommendation: The City Commission deny acceptance of the petition.

This Matter was Approved as Recommended on the Consent Agenda.

080333_Petition_20080918.pdf

080332.

Annexation of Parcel Number 06917-000-000 (B)

This is the submission of a petition for voluntary annexation for the above referenced parcel number, which is located in the vicinity of SW 47th Street, SW Archer Road and Lake Kanapaha.

RECOMMENDATION

The City Commission: 1) receive the petition for annexation and make findings that it contains the signature of the property owner or authorized agents; 2) direct the City Manager to analyze the area, and 3) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the annexation of the area, if appropriate.

Alternative Recommendation: The City Commission deny acceptance of the petition.

This Matter was Approved as Recommended on the Consent Agenda.

080332_Petition_20080918.pdf

070445.

Airport Fire Rescue and Police Services (B)

This item recommends that the City Commission execute a new agreement for fire rescue and police services between the City and the Gainesville Alachua County Regional Airport Authority (GACRAA).

RECOMMENDATION

The City Commission execute the new agreement subject to approval by the City Attorney as to form and legality.

Alternative Recommendation A: The City Commission not execute the new agreement and instead provide further guidance to the City Manager.

This Matter was Approved as Recommended on the Consent Agenda.

070445_Agreement_20081002.pdf

070445_agreement_20080918.pdf

070445_AGREEMENT_20081016.pdf

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS**080353.** **Contract to Garney Companies, Inc. (B)**

Staff recommends awarding a contract to Garney Companies, Inc. for construction services for installation of a 36-inch water main extension along N.W. 53rd Avenue and N.W. 43rd Street.

RECOMMENDATION *The City Commission: 1) authorize the General Manager, or his designee, to execute a contract with Garney Companies, Inc. for construction services for the installation of 36 inch water main along N.W. 53rd Avenue and N.W. 43rd Street; and 2) approve the issuance of a purchase order to Garney Companies, Inc. in an amount not to exceed \$813,114.*

This Matter was Approved as Recommended on the Consent Agenda.

080353_bid_20080918.pdf

CITY ATTORNEY, CONSENT AGENDA ITEMS**080227.** **FINAL ADMINISTRATIVE ORDER IN THE MATTER OF THE FIVE POINTS SPECIAL AREA PLAN, FILED BY THE CITY OF GAINESVILLE, FLORIDA, A MUNICIPAL CORPORATION; PETITION NO. 89TCH-08PB (B)**

RECOMMENDATION *The City Commission authorize the Mayor and Clerk of the Commission to execute the Final Administrative Order, as revised.*

This Matter was Approved as Recommended on the Consent Agenda.

080227_petition_20080821.pdf
080227A_staff ppt_20080821.PDF
080227_EC&D PPT_20080821.pdf
080227_fivepoints20080821.pdf
080227a_fivepoints_20080821.pdf
080227_Let & EX_A_MOD_20080821.pdf
080227_EX_B_MOD_20080821.pdf
080227_EX_C_MOD_20080821.pdf
080227_Final Admini Order 5 Points_20080918.pdf
080227_finaladminorder_20080918.pdf
080227_5 Points SAP_20081204.pdf

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS**080352.** **City Commission Minutes (B)**

RECOMMENDATION *The City Commission approve the minutes of August 21, 2008 and September 4, 2008, as circulated.*

This Matter was Approved as Recommended on the Consent Agenda.

080352_min_20080918.pdf
080352a_min_20080918.pdf

080356.

Resignation of City Plan Board Member Peter Polshek (B)

RECOMMENDATION *The City Commission accepts the resignation of Peter Polshek from the City Plan Board effective immediately and extends its appreciation for his services.*

This Matter was Approved as Recommended on the Consent Agenda.

080356_20080918.pdf
080356_polshekresignation_20080918.pdf

071197.

Project on Streamlining Gainesville Government (NB)

RECOMMENDATION *The City Commission refer to the Audit, Finance and Legislative Committee.*

This Matter was Approved as Recommended on the Consent Agenda.

071197_20080512.pdf
071197A_20080512.pdf
071197_MOD_20080512.pdf
071197_MODa_20080512.pdf
071197_comm_20080512.pdf

080357.

City of Gainesville Vision (NB)

RECOMMENDATION *The City Commission refer to the Community Development Committee.*

This Matter was Approved as Recommended on the Consent Agenda.

080357a_9-8-08Minutes_20080923.pdf
080357b_Memo_20080923.pdf
080357c_Scorecard_20080923.pdf
080357_VisionStatements_20081023.pdf
080357A_Meeting Hand Outs_20081023.pdf

080355.

Joint Meeting of Gainesville City Commission and Alachua County Commission (NB)

RECOMMENDATION *The City Commission schedule a joint meeting with the Alachua County Commission on September 29 at 3:00 pm to discuss update on orderly annexation team progress and one*

half cents sales tax (Wild Spaces/Public Places).

This Matter was Approved as Recommended on the Consent Agenda.

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

PUBLIC SAFETY COMMITTEE, CONSENT

080134. Noise Ordinance Compliance and Enforcement (B)

RECOMMENDATION *The City Commission direct staff to negotiate with Koppers to pay for a noise study as part of their mediation and to share the results with the Public Safety Committee.*

This Matter was Approved as Recommended on the Consent Agenda.

080134_Petition_20080918.pdf
080134_MOD_20080918.pdf

080220. Security Services at Special Events (B)

RECOMMENDATION *The City Commission: 1) include the issue of security funding in the referral regarding contingency funds distribution assigned to the Audit and Finance Committee and 2) instruct the Audit and Finance Committee to examine the issue of support of these events in the current budget and whether to stop providing contingency funds, and instead direct those seeking funding to go through the established process in Parks, Recreation and Cultural Affairs.*

This Matter was Approved as Recommended on the Consent Agenda.

080220a_SecSpcEvts_20080825.pdf
080220b_SecSpcEvts_20080825.pdf
080220c_SecSpcEvts_20080825.pdf
080220d_SecSpcEvts_20080825.pdf

080253. Federal LECFTF Funding to Purchase Twenty (20) Taser International X 26E Advanced Tasers (B)

This item requests that the City Commission appropriate and expend an amount not to exceed \$22,000 from the Federal Law Enforcement Contraband Forfeiture Fund for the purchase of twenty (20) Taser International X 26E Advanced Tasers and associated holsters, cartridges, and replacement batteries

for the Gainesville Police Department.

RECOMMENDATION *The City Commission authorize the appropriation of an amount not to exceed \$22,000 from the Federal Law Enforcement Contraband Forfeiture Trust Fund for the purchase of 20 Tasers and associated equipment.*

Alternative Recommendation A: The City Commission authorize partial funding for 10 Tasers not to exceed \$11,000.

Alternative Recommendation B: The City Commission deny funding.

This Matter was Approved as Recommended on the Consent Agenda.

080253_Taser Est_20080825.pdf

AUDIT, FINANCE & LEGISLATIVE COMMITTEE, CONSENT

080338. Issuance of Request for Proposals for Professional Auditing Services (B)

RECOMMENDATION *The Audit, Finance and Legislative Committee recommend the City Commission authorize the issuance of a Request for Proposals (RFP) for professional auditing services utilizing the proposed methodology and selection factors.*

This Matter was Approved as Recommended on the Consent Agenda.

080338_rev_rfp_20080908.pdf

080340. GRU Quarterly Financial Report as of June 30, 2008 (B)

RECOMMENDATION *The Audit, Finance and Legislative Committee review and recommend that the City Commission receive the GRU Quarterly Financial Report as of June 30, 2008.*

This Matter was Approved as Recommended on the Consent Agenda.

080340_statements_20080908.pdf

080341. Fiscal Year 2008 Operating Funds Quarterly Monitoring Report - Quarter Ending June 30, 2008 (B)

RECOMMENDATION *The Audit, Finance and Legislative Committee review and recommend that the City Commission receive the quarterly budget monitoring report for the quarter ended June 30, 2008.*

This Matter was Approved as Recommended on the Consent Agenda.

080341_Report_20080908.pdf

Passed The Consent Agenda

A motion was made by Mayor-Commissioner Pro Tem Donovan, seconded by Commissioner Lowe, 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, Jack Donovan, Lauren Poe, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan
Absent: Scherwin Henry

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

[Play Video](#)

Commissioner Lowe moved and Commissioner Mastrodicasa seconded to adopt the Regular Agenda, as modified.

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

MODIFICATIONS:

- 1. File #080379 - Funding Policy Discussion for Visits from Elected Officials, Political Candidates or Other Public Dignitaries - (New Item under City Manager category).*
- 2. File #080085 - Ordinance 1st Reading - Update of Appendix 1 of the City Charter - Legal Description of the Municipal Corporate Limits- (Revised legal description and new recommendation to adopt the proposed ordinance, as revised).*
- 3. File #080202 - Ordinance 2nd Reading GRU Water Rates Increase- (Correction of scrivener's error - Page 3 of the Ordinance - and new recommendation to adopt proposed ordinance, as amended).*
- 4. File #080409 - Mayor Pegeen Hanrahan - Mayor requested new item re: Lot split request from Tom Ambrosio.*

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

CITY MANAGER

[Play Video](#)

080313. Florida Public Relations Association Golden Image Award and Judges' Award Received by the Communications and Marketing Office (NB)

[Play Video](#)

Communications and Marketing Manager Bob Woods gave a presentation.

RECOMMENDATION *The City Commission accept the Golden Image Award and the Judges' Award.*

Heard

080336. Downtown Festival & Art Show Receives both State and National Awards (NB)

The Cultural Affairs Division of Parks, Recreation and Cultural Affairs Department was recognized with two awards. Florida Festivals & Events Association honors Gainesville with Media and Promotional Awards.

[Play Video](#)

Cultural Affairs Events Coordinator Linda Piper and Marketing and Communications Manager Bob Woods gave presentations.

RECOMMENDATION *The Commission hear a brief presentation by Cultural Affairs Manager Coni Gesualdi and Events Coordinator Linda Piper of the Parks, Recreation and Cultural Affairs Department, and a representative of the Communications and Marketing Department.*

Heard

080228. City Commission Contingency Funds Disbursement Guidelines Referral (B)

[Play Video](#)

Administrative Services Director Becky Rountree and Parks, Recreation and Cultural Affairs Director Steve Phillips gave presentations.

RECOMMENDATION *The Audit, Finance and Legislative Committee is maintaining this referral in committee and will return to the City Commission with a recommendation for a new Contingency Funding Allocation Policy. In the interim, the Committee recommends the City Commission adopt a moratorium for the first six months of fiscal year 2009 on the allocation of City Commission contingency funds.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan
Absent: Scherwin Henry
080228_cont.policy_20080908.pdf

080363.

Request for City Commission Contingency Funds from Gainesville Area Rowing, Inc. (B)

This is a request for City Commission Contingency funds from Gainesville Area Rowing, Inc. to promote the sport of rowing in Gainesville and the surrounding area.

[Play Video](#)

Parks, Recreation and Cultural Affairs Director Steve Phillips gave a presentation.

Chair Hanrahan recognized Gainesville Area Rowing, Inc. Representative Elaine Summers and Lori Schiele who gave presentations.

MOTION: Support the Gainesville Area Rowing event by providing in-kind services including mowing, bleachers and trash collection, without allocation of City Commission contingency funds.

RECOMMENDATION *The City Commission consider the request and take action as appropriate.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan
Absent: Scherwin Henry
080363_Fund Request_20080918.pdf

080379.

Funding Policy Discussion for Visits From Elected Officials, Political Candidates or Other Public Dignitaries (NB)

Police Chief Norm Botsford gave a presentation.

NOTE: Commissioner Henry entered the meeting room at 1:55 PM.

NOTE: The City Commission adopted the Recommendation and Alternative Recommendation A.

RECOMMENDATION *The City Commission approve a policy in which the Gainesville Police Department will provide necessary security*

or assist other law enforcement agencies (such as those mentioned above) in providing security for elected officials, political candidates or other public dignitaries who are travelling through or holding events within the City of Gainesville which are open to the public.

A motion was made by Commissioner Lowe, seconded by Mayor-Commissioner Pro Tem Donovan, that this matter be Approved as Recommended (Both Recommendations). The motion carried by the following vote:

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

GENERAL MANAGER FOR UTILITIES

CITY ATTORNEY

[Play Video](#)

City Attorney Marion Radson gave the City Commission an update regarding the Florida Supreme Court's decision re: Strand vs. Escambia County - See following informational item #080408.

080408.

Update Regarding the Florida Supreme Court's Decision Re: Strand vs. Escambia County (NB)

RECOMMENDATION

The City Commission hear a presentation from City Attorney Marion Radson regarding the withdrawal of the Supreme Court's September, 2007 opinion regarding Strand vs. Escambia County and re-issuing a new opinion upholding the constitutionality of tax increment financing without referendum approval.

Heard

CITY AUDITOR

EQUAL OPPORTUNITY DIRECTOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

OUTSIDE AGENCIES**MEMBERS OF THE CITY COMMISSION****COMMISSION COMMENTS (if time available)****RECESS - 2:11 PM**[Play Video](#)**RECONVENE - 5:40 PM**[Play Video](#)**PLEDGE OF ALLEGIANCE (5:30pm)**[Play Video](#)

Gainesville Chapter Sons of the American Revolution Past President Ray M. Davis, Jr. led the Pledge of Allegiance.

PROCLAMATIONS/SPECIAL RECOGNITIONS[Play Video](#)**080354. Sons of the American Revolution Constitution Week - September 15-21, 2008 (B)**[Play Video](#)

RECOMMENDATION *Gainesville Chapter Sons of the American Revolution Past President Ray M. Davis, Jr. to accept the proclamation.*

Heard

080354_20080918_SAR-Proclamation.pdf

080373. James A. (Jim) Hencin Day - September 30, 2008 (B)[Play Video](#)

RECOMMENDATION *City of Gainesville Manager of Block Grant Division Jim Hencin to accept the proclamation.*

Heard

080373_Jim_Hencin_Day.pdf

080374. National 4-H Week - October 5-11, 2008 (B)[Play Video](#)

RECOMMENDATION *Alachua County 4-H Council President Mary Boyle, Vice President Amber Yarborough, Reporter Kayleigh Hinson, and Secretary Victoria Banner to accept the proclamation.*

Heard

080374_Natl_4H_Week.pdf

CITIZEN COMMENT (6:00pm) - Please sign on sign-up sheet[Play Video](#)**Theodore McLeod***GPD Issues.***Jerry Williamson***GPD Issues.***Nannette Estep***Property on NW 13th Street - CSX Railroad Crossing.***Pat Fitzpatrick***Recognition of Bob Woods and Homeless Issues.***PUBLIC HEARINGS**[Play Video](#)**080278.** MILLAGE RATE - FISCAL YEAR 2008-2009 (B)[Play Video](#)*Administrative Services Director Becky Rountree gave a presentation.*

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080278_Resolution Millage_20080918.pdf

080278_resolution_20080918.pdf

080279.

GENERAL GOVERNMENT BUDGET - FISCAL YEAR 2008-2009 (B)

[Play Video](#)

Administrative Services Director Becky Rountree gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

Nay: Lauren Poe

080279_Resolution GG Budget_20080918.pdf

080279_resolution_20080918.pdf

080294.

GAINESVILLE REGIONAL UTILITIES BUDGET FISCAL YEAR 2008-2009 (B)

[Play Video](#)

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

Nay: Lauren Poe

080294_Resolution - GRU_20080918.pdf

080294_resolution_20080918.pdf

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

[Play Video](#)

080085.

UPDATE OF APPENDIX I OF THE CITY CHARTER - LEGAL DESCRIPTION OF THE MUNICIPAL CORPORATE LIMITS (B)

Ordinance No. 0-08-39

An ordinance of the City of Gainesville, Florida, amending Appendix I of the City Charter, by redefining the Legal Description of Municipal Corporate

Limits, as more specifically described in this Ordinance; providing directions to the codifier; providing directions to the Clerk of the Commission; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

[Play Video](#)

RECOMMENDATION *The City Commission adopt the proposed ordinance, as amended.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080085_Updating legal description of municipal boundaries_20080918.pdf

080085_Exhibit A_20080918.pdf

080085_ordinance_20081002.pdf

080261.

LOBBYIST REGISTRATION - CIVIL CITATIONS (B)

Ordinance No. 0-08-60

An ordinance of the City of Gainesville relating to violations of the City's lobbyist registration ordinance; amending Chapter 2, Article V, Division 6, Section 2-339 by adding the violation of sec. 29-3 of the lobbyist registration ordinance to the list of those violations that can be enforced by civil citation; providing directions to the codifier; providing a severability clause; providing a repealing clause and providing an immediate effective date.

[Play Video](#)

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080261_Lobbyist Registration Violations_20080918.pdf

080261_ordinance_20081002.pdf

060630.

STANDARDS FOR INSTALLATION AND MAINTENANCE OF FENCES (B)

Ordinance No. 0-08-41

An ordinance of the City of Gainesville, Florida, amending Chapter 13, Housing and Commercial Building Codes, by creating a new Article I, Division 1, relating to the general requirements for fences and walls; by creating a new section 13-1 to add definitions; by creating a new section 13-2 to provide standards for the construction and maintenance of fences and walls; by creating a new section 13-3

to prohibit certain fences and walls; by creating a new section 13-4 to provide for non-conforming fences and walls; by creating a new section 13-5 to provide for administration and enforcement; by amending sections 13-204 and 13-209 to delete redundant language; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date and enforcement in accordance with the schedule provided herein.

[Play Video](#)

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

060630_200806091300.pdf

060630_fences_20080918.pdf

060630_ordinance_20081002.pdf

ORDINANCES, 2ND READING- ROLL CALL REQUIRED

[Play Video](#)

070726.

VEHICLES FOR HIRE FEES (B)

Ordinance No. 0-08-61

An ordinance of the City of Gainesville, Florida, amending Appendix A, Schedule of Fees, Rates and Charges, for Vehicles for Hire Fees; by eliminating and reducing certain fees; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

[Play Video](#)

Police Lieutenant Ed Posey gave a presentation.

Chair Hanrahan recognized Deneace Joshua who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

Absent: Craig Lowe

070726_VFH Fees_20080811.pdf

070726_Vehicles for Hire Fees_20080904.pdf

070726_ordinance_20080918.pdf

080263.**STORMWATER MANAGEMENT RATES AND FEES (B)****Ordinance No. 0-08-63**

An ordinance of the City of Gainesville, Florida, amending the City of Gainesville Code of Ordinances, relating to fees; amending the stormwater management section of Appendix A by increasing the fees; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date in accordance with the schedule provided herein.

[Play Video](#)

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080263_SMU Rates and Fees_20080904.pdf

080263_ordinance_20080918.pdf

080200.**GRU - NATURAL GAS BASE RATES AND CUSTOMER SERVICE CHARGES (B)****Ordinance No. 0-08-48**

AN ORDINANCE AMENDING APPENDIX A, SECTION UTILITIES (5) NATURAL GAS OF THE GAINESVILLE CODE OF ORDINANCES BY INCREASING NATURAL GAS BASE RATES AND CUSTOMER SERVICE CHARGES; PROVIDING A REPEALING CLAUSE; PROVIDING DIRECTIONS TO THE CODIFIER; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE IN ACCORDANCE WITH THE SCHEDULE PROVIDED HEREIN.

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RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080200_2009 Gas Ordinance_20080904.pdf

080200_ordinance_20080918.pdf

080201.**GRU - ELECTRIC BASE RATES AND CUSTOMER SERVICE CHARGES (B)**

Ordinance No. 0-08-49

AN ORDINANCE AMENDING APPENDIX A, SECTION UTILITIES (1) ELECTRICITY OF THE GAINESVILLE CODE OF ORDINANCES BY INCREASING ELECTRIC BASE RATES AND CUSTOMER SERVICE CHARGES; ADDING TIME-OF-USE RATES FOR COMMERCIAL CLASSES; AMENDING STREET AND RENTAL LIGHTING RATES; AMENDING DISTRIBUTED RESOURCES CREDIT RATE; PROVIDING A REPEALING CLAUSE; PROVIDING DIRECTIONS TO THE CODIFIER; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE IN ACCORDANCE WITH THE SCHEDULE PROVIDED HEREIN.

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RECOMMENDATION *The City Commission adopt the proposed ordinance, as revised.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

08201_2009ElectricOrdinance_20080904.pdf

080201_Ordinance Electric_20080918.pdf

080201_ordinance_20080918.pdf

080202.**GRU - WATER RATES B)****Ordinance No. 0-08-50**

AN ORDINANCE AMENDING APPENDIX A, SECTION UTILITIES (3) WATER, OF THE GAINESVILLE CODE OF ORDINANCES BY INCREASING INSPECTION, TAPPING AND BACKFLOW PREVENTER TESTING FEES; INCREASING BASE RATES AND SERVICE CHARGES AND SUPPORTED HYDRANT CHARGES; INCREASING WATER TRANSMISSION, DISTRIBUTION AND PLANT CONNECTION CHARGES; PROVIDING A REPEALING CLAUSE; PROVIDING DIRECTIONS TO THE CODIFIER; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE IN ACCORDANCE WITH THE SCHEDULE PROVIDED HEREIN.

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RECOMMENDATION *The City Commission adopt the proposed ordinance, as amended.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080202_2009WaterOrdinance_20080904.pdf
 080202_ord_mod_2008918.pdf
 080202_ordinance_20080918.pdf

080203.

GRU - WASTEWATER BASE RATES AND CUSTOMER SERVICE CHARGES (B)

Ordinance No. 0-08-51

AN ORDINANCE AMENDING APPENDIX A, SECTION UTILITIES (4) SEWERAGE OF THE GAINESVILLE CODE OF ORDINANCES BY INCREASING WASTEWATER BASE RATES AND CUSTOMER SERVICE CHARGES; IMPLEMENTING RECLAIMED WATER USAGE BILLING; INCREASING CONNECTION AND INSPECTION CHARGES AND TAPPING FEES; PROVIDING A REPEALING CLAUSE; PROVIDING DIRECTIONS TO THE CODIFIER; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE IN ACCORDANCE WITH THE SCHEDULE PROVIDED HEREIN.

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GRU Assistant General Manager for Water/Wastewater Systems David Richardson and Supervising Engineer for Water/Wastewater Systems Rick Hutton gave presentations.

Chair Hanrahan recognized of Cobblefield Residents Fred Palgon, David Arnold, Melody Stokes, Donnie Ellington, Suzanne Cockey, Gary Simons; and Haile Plantation Resident Pam McIntyre who spoke to the matter.

AMENDMENT MOTION: Commissioner Donovan moved and Commissioner Henry seconded to adopt the ordinance removing the issue of implementing reclaimed water usage billing from the ordinance.

(VOTE: 3-4, Commissioners Donovan & Henry - Yes; Commissioners Hawkins, Lowe, Mastrodicasa and Mayor Hanrahan - No - MOTION FAILED)

NOTE: The issue of reclaimed water usage billing was referred to the Regional Utilities Committee (RUC) for further evaluation of the rates. See following referral #080421.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080203_2009WWOrdinance_20080904.pdf
 080203_ordinance_20080918.pdf

080421.

Evaluation of Rates for Reclaimed Water Usage (NB)

RECOMMENDATION *The City Commission refer the issue of reclaimed water usage billing rates to the Regional Utilities Committee for further evaluation of the rates.*

A motion was made by Commissioner Lowe, seconded by Commissioner Mastrodicasa, that this matter be Referred to the Regional Utilities Committee, due back on March 18, 2009. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080216.

GRU - PURCHASED GAS ADJUSTMENT (B)

Ordinance No. 0-08-54

AN ORDINANCE AMENDING CHAPTER 27, SECTION 27-273, PURCHASED GAS ADJUSTMENT, OF THE GAINESVILLE CODE OF ORDINANCES BY AMENDING THE COMPUTATION OF THE PURCHASED GAS ADJUSTMENT AND DELETING SECTION 27-274; PROVIDING A REPEALING CLAUSE; PROVIDING DIRECTIONS TO THE CODIFIER; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE IN ACCORDANCE WITH THE SCHEDULE PROVIDED HEREIN.

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RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080216_2009PurchasedGas_20080904.pdf

080216_ordinance_20080918.pdf

RESOLUTIONS- ROLL CALL REQUIRED

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080342.

Second Amendment to the FY 2008 General Government Financial and Operating Plan (B)

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RECOMMENDATION *The Audit and Finance Committee recommends that the City Commission adopt the proposed resolution.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080342_attachment A_20080908.pdf

080342_Ordinance budget amendment_20080918.pdf

080342_resolution_20080918.pdf

PLAN BOARD PETITIONS

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

UNFINISHED BUSINESS

COMMISSION COMMENT

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Commissioner Lauren Poe

Happy Birthday to family members.

Commissioner Jack Donovan

1. *Hunger Summit.*
2. *Referral to Regional Utilities Committee (RUC) - Regarding GRU 10 Year Energy Plan - See following file #080419.*
3. *Climate Protection Strategies/Sundance Summit - Referral #070684. Mayor would like to attend next RUC Committee meeting.*

080419.

Review of GRU's 10-Year Plan - RUC Referral (NB)

RECOMMENDATION

The City Commission refer to the Regional Utilities Committee (RUC) to review the GRU 10-Year Plan and the Alachua County energy conservation strategy that has recently been proposed; and report back to the City Commission the issue of energy policy and energy use goals.

A motion was made by Mayor-Commissioner Pro Tem Donovan, seconded by Commissioner Lowe, that this matter be Referred to the Regional Utilities Committee, due back on March 18, 2009. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

Mayor Pegeen Hanrahan

1. *Conservation and Energy Issues.*
2. *Lot Split Request from Tom Ambrosio.*
3. *Energy Conservation competition between the City of Tallahassee and the City of Gainesville.*
4. *Climate Change Strategies - Energy and Environment Block Grant Program.*

080409.

Mayor Pegeen Hanrahan - Lot Split Request from Tom Ambrosio (B)

RECOMMENDATION *The City Commission refer the issue of the lot split request from Tom Ambrosio to staff to provide options to the City Plan Board.*

A motion was made by Commissioner Hawkins, seconded by Commissioner Henry, that this matter be Referred to the City Manager, due back on March 18, 2009. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

Commissioner Scherwin Henry

1. *Economic Development Issues.*
2. *Wal-Mart Fountain Issue - Drainage Pond.*

Commissioner Jeanna Mastrodicasa

1. *Economic Development Conference.*
2. *Student Seats on Advisory Boards.*
3. *Reading of a Proclamation at the University of Florida - 50 years of Integration.*

CITIZEN COMMENT (If time available)

There were no citizens who wished to speak.

ADJOURNMENT - 9:38 PM

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Kurt M. Lannon, Clerk of the Commission