

City of Gainesville

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



Meeting Minutes

Monday, June 25, 2001

1:00 PM

City Hall Auditorium

City Commission

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

CALL TO ORDER - 1:06 PM**INVOCATION****Reverend Robinsky Reed, Mount Pleasant United Methodist Church****ROLL CALL**

Present: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

CONSENT AGENDA

Commissioner John Barrow moved and Commissioner Chuck Chestnut seconded to approve the Consent Agenda with the following modification:

MODIFICATION: File No. 001473 - Tree Mitigation at Woodlands (Withdrawn from the agenda).

CITY MANAGER, CONSENT AGENDA ITEMS**001465 Extension of Contract for Paper Recycling Services (B)**

RECOMMENDATION *The City Commission: 1) authorize the City Manager or his designee to execute the Second Extension of the contract with Recycling Services of America, Inc. for the period October 1, 2001 through September 30, 2003; and 2) approve the issuance of a purchase order to Recycling Services of America Inc., in an amount not to exceed \$14,000, for Fiscal Year 2001-2002.*

This Matter was Approved as Recommended on the Consent Agenda.

001466 Purchase of Multi-Media Equipment for Gainesville Police Department's Data Trac Program (B)

RECOMMENDATION *The City Commission authorize the City Manager to: 1) approve the expenditure as budgeted; 2) execute the contract for services; and 3) execute the purchase order to the Whitlock Group, in an amount not to exceed \$74, 755 for the High Tech Turnkey Multi Media Boardroom Presentation System and the 2nd year maintenance agreement.*

This Matter was Approved as Recommended on the Consent Agenda.

001431 Funding Request for "The Stop the Violence Rally" (B)

RECOMMENDATION *The City Commission approve the co-sponsorship for the "Stop the Violence Rally" reducing the rental fee to \$750 and appropriate \$643 from City Commission Contingency for police services.*

This Matter was Approved as Recommended on the Consent Agenda.

001475 Appointment to Front Porch Florida Revitalization Council (NB)

RECOMMENDATION *The City Commission recommends appointing Kathy Winburn (in Planning) to the Front Porch Florida Revitalization Council.*

This Matter was Approved as Recommended on the Consent Agenda.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS**001473 Tree Mitigation and Replanting at the Woodlands (B)**

RECOMMENDATION *The City Commission approve the issuance of a purchase order to Ragin Lawn Service in an amount not to exceed \$30,500, to provide and install the trees, shrubs and irrigation system for the Woodlands' mitigation and replanting project, subject to the approval of the City Attorney as to form and legality.*

Withdrawn

CITY ATTORNEY, CONSENT AGENDA ITEMS**001456 UNITED STATES OF AMERICA, PLAINTIFF, VS. PHILLIPS PETROLEUM CO., RENTOKIL INITIAL ENVIRONMENTAL SERVICES, INC., ET AL., DEFENDANTS (B)**

RECOMMENDATION *The City Commission authorize the City Attorney and special counsel, if any, to defend the interest of the City in The United States of America, v. Phillips Petroleum, et al., Case No. 3:00-CV-620-J-25TJC, in the United States District Court for the Middle District of Florida.*

This Matter was Approved as Recommended on the Consent Agenda.

001457 **DAVID ANDREW CAPE V. CITY OF ALACHUA POLICE DEPARTMENT, ET AL.; UNITED STATES DISTRICT COURT CASE NO.: 1:00CV-113 SPM/WW (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 David Andrew Cape v. City of Alachua Police Department, et al.; United States District Court Case No.: 1:00cv-113 SPM/WW.*

This Matter was Approved as Recommended on the Consent Agenda.

001479 **CONRAD YELVINGTON, AS TRUSTEE FOR THE CONRAD YELVINGTON REVOCABLE TRUST OF 1997 AND GARY YELVINGTON, AS TRUSTEE OF THE GARY YELVINGTON REVOCABLE TRUST OF 1997 V. CITY OF GAINESVILLE; ALACHUA COUNTY CIRCUIT COURT; CASE NO.: 0101-CA-2047 (B)**

RECOMMENDATION *The City Commission authorize the City Attorney to represent the City in the case styled Conrad Yelvington, as Trustee for the Conrad Yelvington Revocable Trust of 1997 and Gary Yelvington, as Trustee of the Gary Yelvington Revocable Trust of 1997 v. City of Gainesville; Alachua County Circuit Court; Case No.: 01-01-CA-2047.*

This Matter was Approved as Recommended on the Consent Agenda.

001481 **FCHR CHARGE NO.: 2102069; OTIS C. BROWN, SR. V. CITY OF GAINESVILLE (B)**

RECOMMENDATION *The City Commission authorize the City Attorney to represent the City in the case styled Otis C. Brown, Sr. v. City of Gainesville; FCHR Charge No.: 2102069.*

This Matter was Approved as Recommended on the Consent Agenda.

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

PERSONNEL & ORGANIZATIONAL STRUCTURE COMMITTEE, CONSENT

000732 **Advisory Board Appointments (B)**

RECOMMENDATION *The Personnel & Organizational Structure Committee request that the City Commission: 1) Approve the continuation of the current process for appointments; 2) approve the new application provided in the back-up; and 3) remove this item*

from the referral list.

This Matter was Approved as Recommended on the Consent Agenda.

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

001480 City Commission Minutes (B)

RECOMMENDATION *The City Commission approve the minutes of May 29, May 31, June 7 and June 11, 2001 as circulated.*

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Commissioner Barrow, 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, John R. Barrow and Tom Bussing

ADOPTION OF THE REGULAR AGENDA

*Mayor-Commissioner Pro Tem Pegeen Hanrahan moved and Commissioner Warren Nielsen seconded to approve the Regular Agenda with the following modifications:
(VOTE: 5-0)*

MODIFICATIONS:

- 1. New Item - City Manager Category File No. 001490 - Application for State of Florida Trade and Economic Development Grant - Brownfield Pilot Projects.*
- 2. File No. - 001469 - Presentation by Southern Pine Beetle Technical Advisory Committee - (Moved to the July 9, 2001 City Commission Meeting).*
- 3. File No. 001468 - Public Hearing Category - (Quasi-Judicial) Request for a Hardship Exception to the Industrial Uses Moratorium - (Additional back-up submitted)*

CLERK OF THE COMMISSION

CITY MANAGER

001490 Application for State of Florida Trade and Economic Development Grant - Brownfield Pilot Projects (NB)

RECOMMENDATION *The City Commission: 1) authorize the City Manager or designee to file a grant agreement with the State of Florida - Office of Tourism, Trade and Economic Development Grant for a Brownfield grant as announced June 20, 2001; and 2) authorize the City Manager to execute all other related documents related to the grant if the anticipated funding becomes available.*

A motion was made by Mayor-Commissioner Pro Tem 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, John R. Barrow and Tom Bussing

001467 Presentation of Alachua County Strategic Plan for Sustainable Economic Development (B)

Alachua County Economic Development Advisory Council (EDAC) Chairman Bruce DeLaney gave a presentation.

REFERRAL: Refer the EDAC's strategic plan for sustainable economic development

to the Charter Officers for review and report back to the City Commission in terms of how the City can incorporate this document and send comments back to the Alachua County Commission.

RECOMMENDATION The City Commission hear a presentation from Economic Development Advisory Council Chairman Bruce DeLaney on the proposed Alachua County Strategic Plan for Sustainable Economic Development and take appropriate action as necessary.

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Barrow, that this matter be Referred to the Charter Officers, due back on December 25, 2001. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

001365 Presentation of CEO/Lockwood Greene Economic Development Studies (B)

Council For Economic Outreach (CEO) President Bob Rohrlack and Lockwood Greene Representative Van Cunningham gave presentations.

Chair Tom Bussing recognized Citizen Jim Konish, Former Director of Operations for Regeneration Technologies Jim Carnall, and Alachua County Economic Development Advisory Council (EDAC) Chair Bruce DeLaney who spoke to the matter.

REFERRAL: Refer the Lockwood Greene Study to the Charter Officers and 1) Ask that they review the study and work with others (CEO and Alachua County) to bring ideas back to the City Commission; 2) ask that staff evaluate EDAC's report simultaneously to study the contrasts and the re-enforcement of these two studies.

RECOMMENDATION The City Commission hear a report from Lockwood Greene on behalf of CEO.

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Chestnut, that this matter be Referred to the Charter Officers, due back on December 25, 2001. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

GENERAL MANAGER FOR UTILITIES

001236 Agreement with Council For Economic Outreach (B)

Gainesville Regional Utilities General Manager Mike Kurtz gave a presentation.

Chair Tom Bussing recognized Citizen Jim Konish, Council for Economic Outreach (CEO) President Bob Rohrlack and Alachua County Economic Development Advisory Council (EDAC) Chair Bruce DeLaney who spoke to the matter.

MOTION: Draft a letter to the Chair of the Alachua County Commission regarding consideration for the formation of an Ad-Hoc Committee of two City and two County Commissioners; and one representative from the Alachua County League of Cities whose task is to:

- 1. Explore options for equitable joint City/County funding for local economic development.*
- 2. Consider the establishment of a joint City/County Citizen's Advisory Committee, comparable to the EDAC model, whose mission would be:
 - a) To appraise requests of the various agencies for allocations of budgeted local funding;*
 - b) to critique any specific request for incentives from any local government.**
- 3. Give consideration to the merger of the City's and County's Economic Development Offices.*

RECOMMENDATION *The City Commission provide staff with policy guidance.*

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

Votes: Aye: Warren Nielsen, Pegeen Hanrahan and John R. Barrow
Nay: Chuck Chestnut and Tom Bussing

001477 Landfill Gas to Energy Project (B)

Gainesville Regional Utilities Analyst II Mark Spiller and Alachua County Landfill Engineer Ron Bishop gave presentations.

Chair Tom Bussing recognized Citizen Jim Konish and Energy Advisory Committee Chair Al Linden who spoke to the matter.

RECOMMENDATION *The City Commission hear a presentation from staff on proposed Landfill Gas to Energy Project, approve the Interlocal Agreement with Alachua County, authorize the General Manager for Utilities to negotiate and execute a contract with Florida Power Corporation to move the energy produced from the landfill to the Archer substation where GRU connects to the FPC system, and authorize the General Manager for Utilities to negotiate and execute a contract with an engineering firm to do a detailed engineering study.*

A motion was made by Commissioner Barrow, 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, John R. Barrow and Tom Bussing

FILE NO. 990532 DEERHAVEN 2 AIR EMISSION CONTROL STUDY (B)

This discussion started after File No. 001477 and was continued to the evening portion of the meeting for completion.

CITY ATTORNEY

CITY AUDITOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

001469 Presentation by Southern Pine Beetle Technical Advisory Committee (B)

NOTE: This item was continued to the July 9, 2001 City Commission Meeting.

RECOMMENDATION *The City Commission 1.) hear a presentation from the Southern Pine Beetle Technical Advisory Committee and 2.) give authority to the SPBTAC to seek Declarations of Emergencies for properties where no action has been taken to bring infestations under control.*

Continued

OUTSIDE AGENCIES

MEMBERS OF THE CITY COMMISSION

COMMISSION COMMENTS (if time available)

RECESS - 5:09 PM

RECONVENE - 5:35 PM

CITIZEN COMMENT (5:30pm)

Omialodora Ajumu, Olomide Ogunlao and Salewa Ajumu-M

Third-Eye African Cultural Market Place

See following item # 001491

001491 Third-Eye African Cultural Market Place (B)

RECOMMENDATION *The City Commission hear a presentation from Omialodra Ajumu, Olomide Ogunlao and Salewa Ajumu-M regarding their joint venture with the NE/SE Neighborhood House and Multipurpose Center.*

Heard

Mark Goldstein

Advisory Board Process

Paula Stahmer

Comprehensive Plan Process

Anthony Newsome

Fees at Porter's Community Center

Ann Hudson

Pine Beetle Issues

Billy Rohan

Flip Side Skate Board Park

See following item # 001492

001492 Flip Side Skate Board Park (B)

RECOMMENDATION *The City Commission hear a presentation and accept back-up materials from Billy Rohan.*

Heard

Margery Kovacevic

Pine Beetle Issues

John Hudson

Pine Beetle Issues

Dian Deevey

Comprehensive Plan Process

Jack Hughes

*Gainesville Sports Organizing Committee - Local Senior Games
See following item # 001496*

001496 Local Senior Games Co-Sponsorship

RECOMMENDATION *Refer the issue of co-sponsorship of the Local Senior Games to the Recreation and Cultural Affairs Committee.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Chestnut, that this matter be Referred to the Recreation and Cultural Affairs Committee, due back on December 25, 2001. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

Michael Resnick - Vice President of the Kirkwood Environmental Improvement Association

Pine Beetle Issues

COMMISSION COMMENTS (if time available)**PLEDGE OF ALLEGIANCE (6:00pm)****PROCLAMATIONS/SPECIAL RECOGNITIONS****ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)****001470 BMX Track Request (B)**

Ryan Kramer gave a presentation.

Chair Tom Bussing recognized Greenspace Preservation Association Paula Stahmer and Jim Masciale who spoke to the matter.

RECOMMENDATION *The City Commission: 1) hear a brief presentation by Ryan Kramer on his request to build a BMX track on City Park property; 2) remove this referral from the Public Recreation*

Advisory Board list; and 3) refer this item to the Recreation and Cultural Affairs Committee.

A motion was made by Commissioner Chestnut, seconded by Commissioner Barrow, that this matter be Referred to the Recreation and Cultural Affairs Committee, due back on December 25, 2001. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

GENERAL MANAGER FOR UTILITIES (continued from afternoon portion of the meeting)

990532 Deerhaven 2 Air Emission Control Study (B)

Gainesville Regional Utilities Assistant General Manager for Energy Delivery Darrell Dubose, Strategic Planning Director Ed Regan and Energy Advisory Committee Chair Al Linden gave presentations.

Chair Tom Bussing recognized Citizen Jim Konish and Dian Deevey who spoke to the matter.

RECOMMENDATION *The City Commission receive a report on a study of the costs and benefits of installing additional air emission control equipment on Deerhaven 2 prepared at the request of the Commission's Regional Utilities Committee.*

Heard

PINE BEETLE DISCUSSION - CITIZEN COMMENT (CONTINUED)

001493 Pine Beetle Issue (NB)

Chair of the Technical Advisory Committee for Pine Beetle Suppression, Dr. John Foltz, City of Gainesville Parks Manager Pat Byrne and City Arborist Meg Neiderhofer gave presentations.

Chair Tom Bussing recognized Kirkwood Environmental Improvement Association President Michael Resnick, Kirkwood Resident John Hudson and Citizen Mary Anderson who spoke to the matter.

Note: Mayor-Commissioner Pro Tem Pegeen Hanrahan left the meeting room at 8:45 PM and returned at 8:52 PM.

RECOMMENDATION *The City Commission ask the City Manager to work with his staff to in the near future, when there is moment, to step back to pull out the Pine Beetle Infestation Emergency Ordinance and procedures, review those, and come back to the City*

Commission with some recommendations on how we can make it better.

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, John R. Barrow and Tom Bussing
Absent: Pegeen Hanrahan

PUBLIC HEARINGS

001468 (Quasi-Judicial) Request for a Hardship Exception to the Industrial Uses Moratorium (B)

City Attorney Marion Radson explained the Quasi Judicial process.

Attorney for Watson Construction Patrice Boyes presented opening comments.

Assistant City Attorney Elizabeth Waratuke presented opening comments.

FIRST MOTION:

Mayor-Commission Pro Tem Pegeen Hanrahan moved and Commissioner Chuck Chestnut seconded that the City Commission accept exhibits 5, 6, 7, 8 and the Department of Environmental Protection Permit.

(VOTE: 5-0)

NOTE: Chair Tom Bussing passed the gavel to Mayor-Commissioner Pro Tem Pegeen Hanrahan in order to second the motion made by Commissioner Chuck Chestnut to strike this item from the agenda. Mayor-Commissioner Pro Tem Hanrahan assumed the gavel for the remainder of this item.

RECOMMENDATION *The City Commission review the evidence and the testimony placed before it, and either approve, deny, or approve in part and deny in part the request made by the applicant.*

A motion was made by Commissioner Chestnut, seconded by Mayor Bussing, that this matter be Striken From the Agenda. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, John R. Barrow and Tom Bussing
Nay: Pegeen Hanrahan

ORDINANCES 2ND READING- ROLL CALL REQUIRED

001335 STORMWATER MANAGEMENT UTILITY (B)

ORDINANCE NO. 0-01-30

An ordinance of the City of Gainesville, Florida, amending Article V, Stormwater Management Utility; clarifying the intent and application of the charges and fees; amending a definition; making certain other changes for consistency and clarification; providing for supplemental enforcement of delinquent charges; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

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

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

001358

COMMUNICATIONS SERVICES TAX (B)

Ordinance No. 0-01-32

An ordinance of the City of Gainesville, Florida, relating to communications services; amending definitions, provisions for fees, and registration requirements in Article VI of Chapter 23 of the Code of Ordinances concerning registration requirements for use of public rights-of-way by communications services providers and other wireline users of rights-of-way; amending Article II of Chapter 25 of the Code of Ordinances to remove references to a public service tax on telecommunications service to be effective October 1, 2001; creating and adding Article V of Chapter 25 of the Code of Ordinances levying a local communications services tax beginning October 1, 2001 in accordance with chapter 202, Florida Statutes; providing a severability clause; providing a repealing clause; and providing effective dates.

Chair Tom Bussing recognized Cox Cable Representative Rick Mulligan spoke to the matter.

City of Gainesville Revenue Recovery Specialist Audrey Lewis gave a presentation.

NOTE: Mr. Mulligan to work with Audrey Lewis regarding any potential ordinance amendments which may need to be proposed.

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

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

RESOLUTIONS- ROLL CALL REQUIRED

001471 **Petition 45SUB-01CD, Philip A. Pistorino agent for Yvonne E. Currie. Final single-lot replat approval of Lot 5 of Oak Meadows, Replat. Located at 1616 Northwest 31st Place, parcel number 8967-5. Zoned: RSF-1 (Single-family residential district) (B)**

Agent for the Petitioner Phil Pistorino gave a presentation.

RECOMMENDATION *Planning Staff to City Commission - The Commission adopt the following resolution: A resolution approving the final, single-lot replat of Lot 5, Oak Meadows, replat located at 1616 Northwest 31st Place.*

A motion was made by Mayor-Commissioner Pro Tem 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, John R. Barrow and Tom Bussing

001472 **Eminent Domain - MCB Oil Property (B)**

*MOTION ONE: Mayor-Commissioner Pro Tem Pegeen Hanrahan moved and Commissioner Warren Nielsen seconded to approve the recommendation.
(NO VOTE)*

City of Gainesville Brownsfield Coordinator Matt Dube', Community Development Director Tom Saunders and Public Works Director Teresa Scott gave presentations.

Chair Tom Bussing recognized MCB Oil President Don McBride and Real Estate Agent Diana Vogel spoke to the matter.

NOTE: Mayor-Commissioner Pro Tem Pegeen Hanrahan withdrew her original motion and declared a conflict of interest.

MOTION TWO: Mayor-Commissioner Pro Tem Pegeen Hanrahan moved and Commissioner Warren Nielsen seconded to waive the rules to extend the meeting until 11:30.

(VOTE: 4-1, Commissioner John R. Barrow, No)

MOTION THREE: Mayor-Commissioner Pro Tem Pegeen Hanrahan moved and Commissioner Warren Nielsen seconded to waive the rules to extend the meeting until the agenda is completed.

(VOTE: 4-1, Commissioner John R. Barrow, No)

MOTION FOUR: Commissioner Warren Nielsen moved and Commissioner John R. Barrow seconded to adopt the resolution.

(VOTE 2 - 2 - MOTION FAILED)

RECOMMENDATION *The City Commission: 1) approve the resolution authorizing*

condemnation of 13.69 acres of property located in the East Depot Avenue area and referred to as parcel number 99-12-01, a total of tax parcel numbers 15704-007-000 and 15706-001-000; 2) authorize the City Manager or his designee to execute any applications, agreements, or other related documents and take any action necessary to complete the eminent domain process; and 3) authorize the City Attorney to initiate and pursue eminent domain proceedings to acquire title to parcel 99-12-01, and to take any other necessary legal action associated with or arising out of eminent domain proceedings, including authorization to accomplish the acquisition by settlement and compromise.

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

Votes: Aye: Warren Nielsen and John R. Barrow
Nay: Chuck Chestnut and Tom Bussing
Abstain: Pegeen Hanrahan

001485 Board of Canvasser's Annexation Vote (B)

RECOMMENDATION *The City Commission adopt the resolution.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, John R. Barrow and Tom Bussing
Absent: Pegeen Hanrahan

PLAN BOARD PETITIONS

001255 Petition 44ZON-01 PB. (Quasi-Judicial) City of Gainesville. Rezone property from RMF-5 (12 units/acre single-family/multiple-family residential district) to RC (12 units/acre residential conservation district) on 61 parcels in the Lake Meta area. Located in the vicinity of the 1900 to 2300 blocks of Northwest 7th Street, Northwest 7th Terrace and Northwest 8th Court. (B)

City of Gainesville Planning Manager Ralph Hilliard gave a presentation.

Chair Tom Bussing recognized Mary Frances Sheppard and Mary Charles Harris who spoke to the matter.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 44ZON-01 PB. Plan Board vote, 3-2.*

Staff to Plan Board - Approve

A motion was made by Commissioner Barrow, seconded by Commissioner Chestnut, that this matter be Approved (Petition - Design Plat). The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

SCHEDULED EVENING AGENDA ITEMS

UNFINISHED BUSINESS

001482 St. Johns River Water Management District Liaison (B)

NOTE: Mayor-Commissioner Pro Tem Pegeen Hanrahan will continue to be the liaison.

RECOMMENDATION *The City Commission consider the request of the St. Johns River Water Management District and make an appointment.*

Discussed

COMMISSION COMMENT

Commissioner Pegeen Hanrahan

- 1. Staff Direction for the Depot Stormwater Park Project on the upcoming Agenda.*
- 2. Juvenile Advocacy Center - See following item # 001494*

001494 Juvenile Advocacy Center (NB)

RECOMMENDATION *The City Commission authorize staff to initiate a petition to consider an amendment to the text of the Land Development Code to allow Social Services as a use for a facility in the NE Industrial Park which is currently Zoned I-2, in order for the City to assist this group in using this building.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Chestnut, that this matter be Referred to the City Manager, due back on December 25, 2001. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

Commissioner Chuck Chestnut

- 1. Fifth Avenue/Pleasant Street Advisory Board Meeting - Cox Cable installed Green Boxes - Citizen Complaint - Referred to the City Manager*
- 2. Stormwater Park Process.*

CITIZEN COMMENT (If time available)

ADJOURNMENT - 11:52 PM

Kurt M. Lannon, Clerk of the Commission