

City of Gainesville

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



Meeting Minutes

Monday, September 25, 2006

1:00 PM

City Hall Auditorium

City Commission

*Mayor Pegeen Hanrahan (At Large)
Mayor-Commissioner Pro Tem Craig Lowe (District 4)
Commissioner Rick Bryant (At Large)
Commissioner Jeanna Mastrodicasa (At Large)
Commissioner Scherwin Henry (District 1)
Commissioner Ed Braddy (District 2)
Commissioner Jack Donovan (District 3)*

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 day

CALL TO ORDER - 1:01 PM

ROLL CALL

Present: Pegeen Hanrahan, Edward Braddy, Rick Bryant, Craig Lowe, Jack Donovan, Jeanna Mastrodicasa and Scherwin Henry

INVOCATION

CONSENT AGENDA

Commissioner Braddy moved and Commissioner Lowe seconded to adopt the Consent Agenda with the following modifications.

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

MODIFICATIONS:

- 1. File #060482 - Contract for Wilhelmina Johnson Resource Center - (Revised language submitted).*
- 2. File #060451 - Extension of the City of Gainesville General Employees' Pension Plan Contract for Actuarial Services with Actuarial Concepts - (Remove from the agenda).*
- 3. File #060458 - Paratransit Service Agreement between the City of Gainesville and MV Transportation, Inc., (pull from the Consent Agenda and place on the Regular Agenda for discussion).*

Chair Hanrahan recognized City of Gainesville Recreation and Parks Director David Flaherty and Nkwanda Jah who spoke to the matter.

CITY MANAGER, CONSENT AGENDA ITEMS

050849

Status of the Market Gainesville Partnership efforts to develop a Gainesville Community Brandprint™ (B)

This informational item is an update regarding the status of the Market Gainesville Partnership (MGP) efforts to develop a community-wide brand and marketing strategy for the Gainesville community.

RECOMMENDATION *The City Commission receive the report.*

This Matter was Approved as Recommended on the Consent Agenda.

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060459.**Agreement Between the City of Gainesville and Keep Alachua County Beautiful for FY 2007 (B)**

This item involves a request for the City Commission to approve the execution of an agreement with Keep Alachua County Beautiful in the amount of \$55,000.

RECOMMENDATION

Recommended Motion: The City Commission: 1) authorize the City Manager to renew the Agreement with Keep Alachua County Beautiful in the amount of \$55,000 for the period of October 1, 2006 through September 30, 2007, and execute any and all necessary documents subject to approval by the City Attorney as to form and legality.

Alternative Recommendation: The City Commission deny the request for this Agreement and direct City Solid Waste staff to perform the tasks of this Agreement. The resulting fiscal impact will be an increase in personal services overtime in the Solid Waste operating budget and a potential negative impact on daily work production and operations of the Solid Waste Division.

This Matter was Approved as Recommended on the Consent Agenda.

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060470.**Referral on the Number of Travel Lanes (NB)**

This item requests the City Commission refer the issues of the number of travel lanes allowed by the Comprehensive Plan to the Community Development Committee for further action and discussion.

RECOMMENDATION

The City Commission refer this issue to the Community Development Committee for further action and discussion.

This Matter was Approved as Recommended on the Consent Agenda.

060471.**21st Century Community Learning Center Interlocal Agreement with School Board (NB)**

This item involves receiving \$247,164 in Year 3 funds from the School Board for the City's 21st Century Learning Centers. One 21st Century Learning Center is located at the Eastside Park Community Center and the other at the Reichert House.

RECOMMENDATION

Recommended Motion: The City Commission authorize the

City Manager to: (1) execute an Interlocal Agreement with the School Board for these funds, (2) issue any program related purchase orders, and (3) execute any other program related contracts as necessary to expend the funds in accord with the approved budget, subject to approval by the City Attorney as to form and legality.

Alternative Recommendation A: The City Commission decline the 21st Century Community Learning Center Interlocal and continue to operate the programs it would have funded. The fiscal impact is that the City would need to provide \$247,146 from an alternative source of funds.

Alternative Recommendation B: The City Commission decline the 21st Century Community Learning Center Interlocal and cancel the programs it would have funded. There is no fiscal impact.

This Matter was Approved as Recommended on the Consent Agenda.

060473.

Award of Contract for Group Life Insurance to Standard Life Insurance Company as proposed by Gallagher Benefits Services (B)

This item involves a request for the City Commission to approve the selection of Standard Life Insurance Company as the provider for Group Life Insurance Benefit.

RECOMMENDATION

The City Commission authorize: 1) the award of the contract for Group Life Insurance to Standard Life Insurance Company as proposed by Gallagher Benefit Services for a period of three years beginning October 1, 2006; 2) the issuance of a Purchase Order in an amount sufficient to cover the applicable charges for Group Life Insurance; and, 3) the City Manager or designee to negotiate and execute, subject to the approval of the City Attorney as to form and legality, a contract with Standard Life Insurance Company and Gallagher Benefits Services.

Alternative Recommendation A:

The City could choose the next lowest bid received from Haught Financial. MetLife would be the carrier and if selected, there would be an additional \$98,000 per year in premium payments.

The City Commission authorize: 1) the award of the contract for Group Life Insurance to Metlife as proposed by Haught Financial Services for a period of three years beginning October 1, 2006; 2) the issuance of a Purchase Order in an

amount sufficient to cover the applicable charges for Group Life Insurance; and, 3) the City Manager or designee to negotiate and execute, subject to the approval of the City Attorney as to form and legality, a contract with MetLife and Haught Financial Services.

This Matter was Approved as Recommended on the Consent Agenda.

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060476.

Bid Award - Contract for City-wide Records Storage Services (B)

This item involves a request for the City Commission to authorize the bid award of a contract for city-wide records storage services to Iron Mountain Information Management, Inc.

RECOMMENDATION

The City Commission: 1) authorize the bid award contract to Iron Mountain Information Management, Inc. for city-wide records storage services; and, 2) authorize the City Manager to execute the contract and all related documents, subject to approval by the City Attorney as to form and legality.

Alternative Recommendation A:

The City Commission deny the request for the bid award to Iron Mountain Information Management, Inc. and direct the City Manager to rebid.

Alternative Recommendation B:

The City Commission deny the request for the bid award to Iron Mountain Information Management, Inc. and direct staff to provide their own storage facility and staff.

This Matter was Approved as Recommended on the Consent Agenda.

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060481.

Funding for Kennedy Homes Acquisition and Demolition (NB)

This item relates to a recommendation to the City Commission to reallocate Capital Improvement Revenue Bonds Series 2005 proceeds and General Capital Projects funds to cover the cost of acquisition and demolition of the Kennedy Homes structure.

RECOMMENDATION

The City Commission: 1) reallocate the CIRB Series 2005 appropriation to SEGRI by \$1,016,418 to replace the original funding sources for the following projects: Traffic signal NW 8th/NW 22nd - \$223,254; Skateboard park - \$205,909; Miscellaneous recreation projects - \$158,991; Sidewalk construction - \$158,339; Phoenix playground - \$98,357; Ballfield renovations - \$88,188; McPherson Center lighting -

\$33,380; Cofrin Park project - \$50,000; Totaling \$1,016,418; 2) utilize the freed up funding sources from the projects in 1. above to fund the demolition costs on the Kennedy Homes structure; 3) increase the General Fund loan from \$498,624 to \$558,624 to cover the incremental closing and due diligence costs related to the transaction; and, 4) utilize any difference between the \$1,016,418 and the actual cost of the Kennedy Homes demolition to reduce the loan from the General Fund that funded a portion of the Kennedy Homes acquisition.

This Matter was Approved as Recommended on the Consent Agenda.

060482.

Contract for Wilhelmina Johnson Resource Center (B)

This is a request to authorize staff to negotiate a contract with the top ranked agency for the annual operation of the Wilhelmina Johnson Resource Center.

RECOMMENDATION

Recommended Motion: The City Commission authorize the City Manager or his designee to begin contract negotiations with the Cultural Arts Coalition, Inc, subject to approval by the City Attorney as to form and legality.

Alternative Recommendation A: The City Commission reject the proposal by the Cultural Arts Coalition, Inc. and direct staff to work with the City of Gainesville Fire Department to establish a Fire Musuem and safety & educational services.

Alternative Recommendation B: The City Commission reject both proposals and direct staff to solicit additional proposals for the annual management and operation of the Wilhelmina Johnson Resource Center.

This Matter was Approved as Recommended on the Consent Agenda.

060451.

Extension of the City of Gainesville General Employees' Pension Plan Contract for Actuarial Services with Actuarial Concepts, Inc. (B)

This contract extension will allow the City to retain Actuarial Concepts, Inc. for one (1) additional three (3) year period. Actuarial Concepts, Inc. will prepare actuarial valuation reports for the General, Disability and Retiree Health Plans and control valuations to track actuarial liability and gains and losses related to the Pension Obligation Bond Issues related to the General Employees' Pension Plan.

RECOMMENDATION

The General Employees' Pension Plan Board of Trustees approve the three (3) year extension to the City of Gainesville General Employees' Pension Plan Contract for actuarial services with Actuarial Concepts, Inc., and authorize the Trust Administrator to execute the requisite extension subject to the approval of the City Attorney as to form and legality.

Withdrawn

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GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS**060514.****Wastewater Force Main Installation (NB)**

Staff recommends installation of a wastewater force main segment as part of the Town of Tioga Phases 12 and 13 projects using the Owner's underground utility contractor to perform the work.

RECOMMENDATION

The City Commission: 1) authorize the Interim General Manager, or her designee, to negotiate and execute a contract with W.G. Johnson and Son, Inc. for the installation of a portion of a wastewater force main, subject to City Attorney approval as to form and legality, and 2) approve the issuance of a purchase order to W.G. Johnson and Son, Inc. in an amount \$119,845 to install a wastewater force main segment at the project known as Town of Tioga Phases 12 and 13.

This Matter was Approved as Recommended on the Consent Agenda.

060515.**Automated Mapping/Facilities Management (AM/FM) Software License (NB)**

Staff recommends purchasing software that enables field personnel to collect information in the field and synchronize that information with the utility's automated mapping and facilities management system.

RECOMMENDATION

The City Commission: 1) authorize staff to negotiate and execute a software license agreement for one (1) GO! Sync(r) Mobile GIS Server and sixty (60) licenses for Mapbook Client and related software extensions with Tadpole Technology - Geospatial Solutions Division, subject to City Attorney approval as to form and legality, and 2) approve the issuance of a purchase order to Tadpole Technology - Geospatial Solutions Division, for the purchase of these software licenses in an amount not to exceed \$67,630.

This Matter was Approved as Recommended on the Consent Agenda.

CITY ATTORNEY, CONSENT AGENDA ITEMS**060480.****WALTER L. BOOTH, SR. vs. the CITY OF GAINESVILLE; FCHR CHARGE NO. 200602160 AND EEOC CHARGE NO. 15D200603649 (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 Walter L. Booth, Sr. vs. the City of Gainesville; FCHR No. 200602160 and EEOC Charge No.: 15D200603649.

This Matter was Approved as Recommended on the Consent Agenda.

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CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS**060524.****City Commission Minutes (B)****RECOMMENDATION**

The City Commission approve the minutes of September 11, 2006, as circulated.

This Matter was Approved as Recommended on the Consent Agenda.

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060516.**Advisory Board/Committee Appointments to the Board of Adjustment (NB)****RECOMMENDATION**

The City Commission reappoint Debra A. Neill-Mareci and Joseph A. Schmid to the Board of Adjustment for terms to expire November 1, 2009.

Commissioner Braddy: Neill-Mareci and Schmid

Commissioner Bryant: Neill-Mareci and Schmid

Commissioner Donovan: Neill-Mareci and Schmid

Commissioner Henry: Neill-Mareci and Schmid

Commissioner Lowe: Neill-Mareci and Schmid

Commissioner Mastrodicasa: Neill-Mareci and Schmid

Mayor Hanrahan: Neill-Mareci and Schmid

This Matter was Approved as Recommended on the Consent Agenda.

060517. Advisory Board/Committee Appointment to the City Beautification Board (NB)

RECOMMENDATION *The City Commission reappoint Nina B. Ring to the City Beautification Board for term to expire November 1, 2009.*

*Commissioner Braddy: Ring
Commissioner Bryant: Ring
Commissioner Donovan: Ring
Commissioner Henry: Ring
Commissioner Lowe: Ring
Commissioner Mastrodicasa: Ring
Mayor Hanrahan: Ring*

This Matter was Approved as Recommended on the Consent Agenda.

060518. Advisory Board/Committee Appointments to the City Plan Board (NB)

RECOMMENDATION *The City Commission reappoint Robert S. Cohen and Peter M. Polshek to the City Plan Board for terms to expire November 1, 2009.*

*Commissioner Braddy: Hawkins and Readvertise
Commissioner Bryant: Cohen and Hawkins
Commissioner Donovan: Cohen and Polshek
Commissioner Henry: Cohen and Polshek
Commissioner Lowe: Cohen and Polshek
Commissioner Mastrodicasa: Cohen and Polshek
Mayor Hanrahan: Cohen and Polshek*

This Matter was Approved as Recommended on the Consent Agenda.

060519. Advisory Board/Committee Appointments to the Development Review Board (NB)

RECOMMENDATION *The City Commission reappoint J.T. Frankenberger and Joshua W. Shatkin to the Development Review Board for terms to expire November 1, 2009.*

*Commissioner Braddy: Frankenberger and Sweger
Commissioner Bryant: Frankenberger and Shatkin
Commissioner Donovan: Frankenberger and Sweger
Commissioner Henry: Frankenberger and Sweger
Commissioner Lowe: Frankenberger and Shatkin
Commissioner Mastrodicasa: Frankenberger and Shatkin
Mayor Hanrahan: Frankenberger and Shatkin*

This Matter was Approved as Recommended on the Consent Agenda.

060520. Advisory Board/Committee Appointment to the Fire Safety Board of Adjustment (NB)

RECOMMENDATION *The City Commission reappoint Fred Vyverberg, to the Fire Safety Board of Adjustment for a term to expire November 1, 2007.*

*Commissioner Braddy: Vyverberg
Commissioner Bryant: Vyverberg
Commissioner Donovan: Vyverberg
Commissioner Henry: Vyverberg
Commissioner Lowe: Vyverberg
Commissioner Mastrodicasa: Vyverberg
Mayor Hanrahan: Fred Vyverberg*

This Matter was Approved as Recommended on the Consent Agenda.

060522. Advisory Board/Committee Appointments to the Public Recreation and Parks Board (NB)

RECOMMENDATION *The City Commission reappoint Benjamin D. Fein, Evelyn T. Foxx, and Gina van Blokland to the Public Recreation and Parks Board for terms to expire June 1, 2009.*

*Commissioner Braddy: Fein, Foxx and van Blokland
Commissioner Bryant: Fein, Foxx and van Blokland
Commissioner Donovan: Fein, Foxx and van Blokland
Commissioner Henry: Fein, Foxx and van Blokland
Commissioner Lowe: Fein, Foxx and van Blokland
Commissioner Mastrodicasa: Fein, Foxx and van Blokland
Mayor Hanrahan: Fein, Foxx and Blokland*

This Matter was Approved as Recommended on the Consent Agenda.

060523. Advisory Board/Committee Appointment to the Water Management Committee (NB)

RECOMMENDATION *The City Commission reappoint Joseph J. Delfino, to the Water Management Committee for term to expire August*

2009.

Commissioner Braddy: Delfino

Commissioner Bryant: Delfino

Commissioner Donovan: Delfino

Commissioner Henry: Delfino

Commissioner Lowe: Delfino

Commissioner Mastrodicasa: Delfino

Mayor Hanrahan: Joseph J. Delfino

This Matter was Approved as Recommended on the Consent Agenda.

060533. Appointment to the Gainesville Housing Authority (NB)

RECOMMENDATION

The City Commission confirm the Mayor's appointments of Anthony Gordon and Gordon H. Tremaine to the Gainesville Housing Authority for terms to expire August 1, 2010.

This Matter was Approved as Recommended on the Consent Agenda.

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

RECREATION, CULTURAL AFFAIRS AND PUBLIC WORKS COMMITTEE, CONSENT

PERSONNEL & ORGANIZATIONAL STRUCTURE COMM, CONSENT

PUBLIC SAFETY COMMITTEE, CONSENT

060255. Single Family Neighborhood Issues - Landlord Permit Process (NB)

This item is related to file #050635, Over-Occupancy in Single Family Neighborhoods

RECOMMENDATION

The City Commission accept the Public Safety Committee's report and request the City Manager consider the procedural change to the Landlord License Permit process in an effort to improve the compliance rate of landlord permits.

This Matter was Approved as Recommended on the Consent Agenda.

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060450.

Single Family Neighborhood Issues - Underage Drinking (B)

This item is related to File #060255 and #050635

RECOMMENDATION *The City Commission 1) accept the Public Safety Committee's informational report on underage drinking and alcohol enforcement and prevention and 2) remove this item from the pending referral list.*

This Matter was Approved as Recommended on the Consent Agenda.

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Passed The Consent Agenda

A motion was made by Commissioner Braddy, seconded by Mayor-Commissioner Pro Tem Lowe, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe and Jeanna Mastrodicasa
Absent: Scherwin Henry

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

Commissioner Braddy moved and Commissioner Lowe seconded to adopt the Regular Agenda with the following modifications.

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

MODIFICATIONS:

- 1. File #060487 - Downtown Redevelopment Advisory Board Recommendations regarding Homeless Services and the Downtown Plaza Sleep Out - (Additional back-up submitted).*
- 2. File #060475 - Compensation Study - (Back-up submitted).*
- 3. File #060341 - Presentation on the City's Performance Measurement and Benchmarking Program - (Back-up submitted).*
- 4. File #060458 - Paratransit Service Agreement between the City of Gainesville and MV Transportation, Inc., (pull from the Consent Agenda and place on the Regular*

Agenda for discussion) as the first item under City Manager.

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

CITY MANAGER

060458.

Paratransit Service Agreement Between the City of Gainesville and MV Transportation, Inc. (B)

This item involves a request for MV Transportation (MV) to provide ADA paratransit service for a period of one year beginning October 1, 2006. This Agreement has a provision for one (1) one-year extension.

Chair Hanrahan recognized Kathy Roscoes, Timothy Jackson, Carol Massey, Marion Jackson, Therese Farren, Lenore McGowan and MV Transportation, Inc., Representative Russ Tieskoetter who spoke to the matter.

RTS Director Jesus Gomez and Public Works Director Teresa Scott made comments.

MOTION: Commissioner Donovan moved and Mayor-Commissioner Pro Tem Lowe seconded: 1) To renew the contract with the added language at the end of the first sentence in Section 1 to read "unless sooner terminated" as otherwise provided in Section 13 of this agreement; 2) that the City Commission provide a notice of current dissatisfaction with the service, putting MV on notice that the Commission may be willing to exercise the termination clause in the contract if the service doesn't dramatically improve; and 3) instruct staff to bring a status report back to the City Commission no later than February, 2007, with a recommendation as to whether the contract should be continued at that time.

(VOTE: 7-0, MOTION CARRIED)

RECOMMENDATION

Recommended Motion: The City Commission: 1) authorize the City Manager to execute the Agreement with MV Transportation, Inc., for the period of October 1, 2006 to September 30, 2007. This will allow RTS to align the renewal of the Agreement the city holds with MV to the Alachua County coordinated system dates; and 2) authorize the City Manager to execute any and all related documents, subject to approval by the City Attorney as to form and legality.

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

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

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060475.**Compensation Study (B)**

The Wachovia Employer Solutions Group will present the results of their Compensation Review for Communications Workers of America (CWA) and Managerial, Administrative, and Professional (MAP) Employees.

City of Gainesville Administrative Services Director Becky Rountree and Wachovia Employer Solutions Group Representatives Mary Mosqueda and Ron Reynolds gave presentations.

MOTION: Commissioner Bryant moved and Commissioner Lowe seconded to continue this item and schedule a special City Commission Workshop for October 16, 2006, at 6:00 PM in Room 16, to discuss the Compensation Study.

(VOTE: 7-0, MOTION CARRIED)

Communications Workers of America (CWA) President Gerry Coughlin and City Auditor Brent Godshalk made comments.

RECOMMENDATION

The City Commission: 1) hear a presentation from Wachovia Employer Solutions Group; and, 2) approve the recommended pay structure and implementation plan.

Alternative Recommendation A:

The City Commission: 1) hear a presentation from Wachovia Employer Solutions Group; and, 2) reject the recommended pay structure and implementation plan.

A motion was made by Commissioner Bryant, seconded by Mayor-Commissioner Pro Tem Lowe, that this matter be Continued for October 16, 2006. The motion carried by the following vote:

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

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060341.**Presentation on the City's Performance Measurement and Benchmarking Program (B)**

Staff from the City's Strategic Planning Division will provide information on the City's Performance Measurement and Benchmarking efforts.

City of Gainesville Strategic Planning Manager Karen Snyder gave a presentation.

RECOMMENDATION

The City Commission hear the presentation and take any appropriate action, if necessary.

Discussed

060432.**City of Gainesville -Council for Economic Outreach (CEO) - Gainesville Innovation Zone Agreement (B)**

This item describes a proposed Agreement between the City of Gainesville and Council for Economic Outreach regarding the provision of economic development services associated with the Gainesville Innovation Zone.

City of Gainesville Economic Development Director Erik Bredfeldt gave a presentation.

RECOMMENDATION

Recommended Motion: The City Commission: 1) hear a brief presentation on the proposed City of Gainesville - CEO Agreement regarding economic development services associated with the Gainesville Innovation Zone; 2) approve the City of Gainesville - CEO Agreement regarding economic development services associated with the Gainesville Innovation Zone; and 3) authorize the City Manager to execute the City of Gainesville - CEO Agreement.

Alternative Recommendation: The City Commission: 1) approve the City of Gainesville - CEO Agreement regarding economic development services associated with the Gainesville Innovation Zone with stated modifications.

Alternative Recommendation: The City Commission: 1) deny the City of Gainesville - CEO Agreement regarding economic development services associated with the Gainesville Innovation Zone.

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

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

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060449.**City Commission Strategic Planning Workshop Results (NB)**

This agenda item is to request establishment of a meeting date for the Annual City Commission Goal Setting Retreat.

RECOMMENDATION

The City Commission: 1) select Monday, December 4, 2006 for the Annual Strategic Planning Retreat, and 2) discuss the potential agenda.

Alternative Recommendation A: select Saturday, December 2, 2006 for the Annual Strategic Planning Retreat, and 2)

discuss the potential agenda.

Alternative Recommendation B: select Saturday, November 4, 2006 for the Annual Strategic Planning Retreat, and 2) discuss the potential agenda.

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

Votes: Aye: Rick Bryant, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa
Absent: Edward Braddy

GENERAL MANAGER FOR UTILITIES

CITY ATTORNEY

CITY AUDITOR

EQUAL OPPORTUNITY DIRECTOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

RECREATION, CULTURAL AFFAIRS AND PUBLIC WORKS COMMITTEE

PERSONNEL & ORGANIZATION STRUCTURE COMMITTEE

PUBLIC SAFETY COMMITTEE

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

060529.

Gainesville Code Enforcement Board (B)

*FIRST MOTION: Mayor-Commissioner Pro Tem Lowe moved and Commissioner Donovan seconded to re-ballot at this time with the additional applicants.
(VOTE: 6-1, Commissioner Henry - No, MOTION CARRIED)*

*SECOND MOTION (MAIN MOTION): Commissioner Bryant moved and Commissioner Donovan seconded to appoint Carrie J. Parker-Warren to the Code Enforcement Board, for a term to expire August 1, 2009.
(VOTE: 7-0, MOTION CARRIED)*

RECOMMENDATION *The City Commission consider appointment to the Gainesville Code Enforcement Board for a term to expire August 1, 2009.*

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

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

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060521.

Advisory Board/Committee Appointments to the Gainesville Energy Advisory Committee (B)

FIRST MOTION: Commissioner Braddy moved and Commissioner Bryant seconded to appoint Harald Kegelmann and Hal Knowles to the Gainesville Energy Advisory Committee for terms to expire September 30, 2009.

(VOTE: 7-0, MOTION CARRIED)

Chair Hanrahan recognized Walter Willard and Harald Kegelmann who spoke to the matter.

SECOND MOTION: Commissioner Bryant moved and Commissioner Braddy seconded to ballot one position, re-advertise the second position and accept the resignation of Mr. Wapole.

(VOTE: 7-0, MOTION CARRIED)

THIRD MOTION: Commissioner Bryant moved and Commissioner Braddy seconded to appoint Mr. Wendell Porter to the Gainesville Energy Advisory Committee.

(VOTE: 7-0, MOTION CARRIED)

RECOMMENDATION *The City Commission appoint Harald W. Kegelmann, Hal S. Knowles, and one additional member to the Gainesville Energy Advisory Committee for terms to expire September 30, 2009.*

Commissioner Braddy: Kegelmann, Knowles, and Nelson

Commissioner Bryant: Davies, Knowles, and Porter

Commissioner Donovan: Kegelmann, Knowles, and Porter

Commissioner Henry: Kegelmann, Knowles and Saive

Commissioner Lowe: Davies, Kegelmann, and Saive

Commissioner Mastrodicasa: Kegelmann, Knowles and Saive

Mayor Hanrahan: Kegelmann, Knowles and Porter

Approved, as shown above (Motions)

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OUTSIDE AGENCIES

MEMBERS OF THE CITY COMMISSION**060528. Commissioner Ed Braddy - 5k Run at Ironwood Golf Course Subdivision (NB)**

MOTION (REFERRAL): Commissioner Braddy moved and Commissioner Bryant seconded to refer the issue of the 5K Run at Ironwood Golf Course Subdivision to the Recreation, Cultural Affairs and Public Works Committee.

(VOTE: 7-0, MOTION CARRIED)

RECOMMENDATION *The City Commission hear a presentation for referral to the Recreation, Cultural Affairs and Public Works Committee.*

A motion was made by Commissioner Braddy, seconded by Commissioner Bryant, that this matter be Referred to the Recreation, Cultural Affairs and Public Works Committee, due back on March 25, 2007. The motion carried by the following vote:

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

COMMISSION COMMENTS (if time available)**Mayor-Commissioner Pro Tem Craig Lowe**

University Park Neighborhood - Protection for Neighborhood (Heritage Neighborhood)

See following referral #060548.

060548. University Park Neighborhood - Heritage Neighborhood Designation (NB)

RECOMMENDATION *The City Commission refer the issue of designating the University Park Neighborhood as a Heritage Neighborhood in order to receive similar protection, but not as stringent as the Historic Neighborhood designation to the Community Development Committee for their consideration.*

A motion was made by Mayor-Commissioner Pro Tem Lowe, seconded by Commissioner Braddy, that this matter be Referred to the Community Development Committee, due back on March 25, 2007. The motion carried by the following vote:

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

Commissioner Scherwin Henry

Delineation of Northeast Gainesville Discussion

Mayor Pegeen Hanrahan

Traffic Circle Maintenance - Referred to the City Manager by consensus.

See following referral #060549.

060549. Traffic Circle Maintenance (NB)

RECOMMENDATION *The City Commission refer the issue of maintenance of traffic circles and medians to the City Manager by consensus.*

Referred to City Manager

CHARTER OFFICER UPDATES**City Manager Russ Blackburn**

Porter's Oaks Neighborhood Clean-up Presentation.

Interim General Manager for Utilities Karen Johnson

*Chamber of Commerce GRU Conservation Kick-Off Breakfast at Gator Dockside,
Friday, September 29, 2006 at 7:45 AM.*

RECESS - 4:43 PM**RECONVENE - 5:41 PM****PLEDGE OF ALLEGIANCE (5:30pm)**

Troop 315

PROCLAMATIONS/SPECIAL RECOGNITIONS**060525. Leukemia & Lymphoma Awareness Month - October 2006 (B)**

RECOMMENDATION *A representative from the Leukemia & Lymphoma Society to accept the proclamation.*

Placed on File

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060526.**Race Equality and Inclusive Communities Week - September 25-29, 2006 (B)****RECOMMENDATION***City of Gainesville Equal Opportunity Director Jimmie Williams to accept the proclamation.***Heard**

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060527.**National 4-H Week - October 1-7, 2006 (B)****RECOMMENDATION***Alachua County 4-H Council President Paul Eccelston, Council Delegates Tiffany Banner and Amber Yarborough, and Reporter Victoria Banner to accept the proclamation.***Heard**

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CITIZEN COMMENT (6:00pm) - Please sign on sign-up sheet**George Elmore***Property Taxes and Landlord Fees***Patti Glenn***Green Building Award Program***John Skelly***Paratransit Issues***Richard Selwach***Pleasant Street Historic District - Caribbean Queen Restaurant***060550.****Citizen Comment - Richard Selwach - Historic District (B)****RECOMMENDATION***The City Commission hear a presentation regarding the Historic District relating to the Caribbean Queen Restaurant and place back-up submitted on file.*

Placed on File**John Meyers***Homeless Issues***Walter Willard***Various Issues***Rhonda Oliver***GRU Bills***Kali Blount***SE Residential Historic District - Greenspace Issues***PUBLIC HEARINGS****060453.****MILLAGE RATE - FISCAL YEAR 2007 (B)**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA; RELATING TO THE LEVY OF GENERAL MUNICIPAL PURPOSE AD VALOREM TAXES FOR THE 2006-2007 FISCAL YEAR; ADOPTING THE FINAL MILLAGE RATE; DIRECTING THE TRANSMITTAL OF CERTIFIED COPIES; AUTHORIZING A SPECIFIED ADJUSTMENT TO THE FINAL MILLAGE RATE; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

City of Gainesville Administrative Services Director Becky Rountree gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

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060454.**GENERAL GOVERNMENT BUDGET - FISCAL YEAR 2007 (B)**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA; RELATING TO ITS GENERAL GOVERNMENT BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007; ADOPTING THE GENERAL OPERATING AND FINANCIAL PLAN BUDGET; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

City of Gainesville Administrative Services Director Becky Rountree gave a presentation.

Chair Hanrahan recognized Walter Willard who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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

Votes: Aye: Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa
Nay: Rick Bryant
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060444.

GAINESVILLE REGIONAL UTILITIES BUDGET - FISCAL YEAR 2007 (B)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA, RELATING TO THE FINAL BUDGET FOR THE CITY OF GAINESVILLE REGIONAL UTILITIES FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006, AND ENDING SEPTEMBER 30, 2007; PROJECTING REVENUES AND ADOPTING A FINAL BUDGET TO PAY FOR PERSONAL SERVICES EXPENSES, OPERATING AND MAINTENANCE EXPENSES AND OTHER EXPENSES, FOR CAPITAL OUTLAY, AND FOR DEBT SERVICE REQUIREMENTS; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

Gainesville Regional Utilities Chief Financial Officer Jennifer Hunt gave a presentation.

Chair Hanrahan recognized Walter Willard who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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

Votes: Aye: Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa
Nay: Rick Bryant and Edward Braddy
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ORDINANCES, 1ST READING- ROLL CALL REQUIRED

060113.**SOLICITATION ORDINANCE (B)****Ordinance No. 0-06-94**

An ordinance of the City of Gainesville, Florida, amending Chapter 19 of the Gainesville Code of Ordinances entitled "Peddlers, Solicitors and Canvassers"; amending Article II, Section 19-17 to prohibit solicitation, peddling and canvassing in streets and right-of-way; prohibiting the knowing obstruction of pedestrian or vehicular traffic; adding a new subsection (c) of Article II, Section 19-17 limiting the scope of right-of-way; clarifying limitations on soliciting, peddling and canvassing; amending Article III, Section 19-54 to prohibit the knowing obstruction or interference with vehicular or pedestrian traffic; adding new section (k) of Article III, Section 19-17 limiting the scope of right-of-way; amending Article IIIA, Section 19-80 by adding a new Section 4 making it unlawful to remain in a traffic lane when a traffic control signal allows traffic to flow in that lane; changing the title of Chapter 19, Article V; amending Article V, Section 19-112 clarifying permit requirement when fundraising activity on a street or right-of-way within the city is on behalf of a nonprofit agency and limiting the scope of right-of-way; amending Section 19-113 by providing alternative methods of complying with insurance requirement; providing for waiver of insurance under certain circumstances; 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 Braddy, seconded by Commissioner Bryant, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

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060428.**SEXUAL PREDATOR/OFFENDER RESIDENCY RESTRICTIONS (B)****ORDINANCE 0-06-88 (B)**

An ordinance of the City of Gainesville relating to Section 17-32 by removing Wacahoota Archery Range and Park from and adding Spring Hill Park and Woodlawn Park to the list of parks within the city limits which prohibit child sexual offenders and predators from living within 2,500 feet of the park; providing directions to the codifier; providing a severability clause; providing a repealing clause and providing an immediate effective date.

City of Gainesville Parks and Recreation Director David Flaherty gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

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ORDINANCES, 2ND READING- ROLL CALL REQUIRED

060347.

BUILDING PERMIT FEES (B)

Ordinance No. 0-06-78

An ordinance of the City of Gainesville, Florida, amending the City of Gainesville Code of Ordinances, relating to fees; amending the Building and Building Regulation section of Appendix A by changing and increasing the fees; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

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060383.

STORMWATER MANAGEMENT FEES (B)

Ordinance No. 0-06-79

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.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Rick Bryant, Edward Braddy, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

Absent: Jack Donovan

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060433.**CHAPTER 27 AND APPENDIX A - UTILITY SERVICES (B)****Ordinance No. 0-06-89**

An ordinance amending Chapter 27, Article I, Subsection 27-15(a) of the Code of Ordinances of Gainesville, Florida; Relating to Same Day and After Hours Installation or Turn-on of Utility Services; and Amending Appendix A, Utilities Section (7), Subsection b. Service Charges by Increasing Certain Additional Charges for Same Day or After Hours Installation or Turn-on of Service; Providing a Repealing Clause; Providing Directions to the Codifier; Providing a Severability Clause; and Providing an Immediate Effective Date.

*FIRST MOTION: Commissioner Lowe moved and Commissioner Mastrodicasa seconded to adopt File #060433 on Second Reading by title only.
(NO VOTE)*

*SECOND MOTION (CONTINUATION MOTION): Commissioner Bryant moved and Commissioner Mastrodicasa seconded to continue this ordinance to the October 9, 2006 City Commission Meeting.
(VOTE: 7-0, MOTION CARRIED)*

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Bryant, seconded by Commissioner Henry, that this matter be Continued (2nd Reading) for October 9, 2006. The motion carried by the following vote:

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

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060434.**APPENDIX A - WATER INSPECTION SERVICE FEES, METER INSTALLATION CHARGES, CUSTOMER SERVICE CHARGES (B)****Ordinance No. 0-06-90**

AN ORDINANCE AMENDING APPENDIX A, SECTION UTILITIES (3) WATER OF THE GAINESVILLE CODE OF ORDINANCES BY INCREASING CERTAIN WATER INSPECTION SERVICE FEES, METER INSTALLATION CHARGES, CUSTOMER SERVICE CHARGES, BASE RATES FOR SERVICE, AND WATER TRANSMISSION, DISTRIBUTION AND PLANT CONNECTION CHARGES AND INSPECTION 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.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

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060435.

APPENDIX A – WASTEWATER RATES, CUSTOMER SERVICE CHARGES (B)

Ordinance No. 0-06-91

AN ORDINANCE AMENDING APPENDIX A, SECTION UTILITIES (4) SEWERAGE OF THE GAINESVILLE CODE OF ORDINANCES BY INCREASING WASTEWATER RATES, CUSTOMER SERVICE CHARGES, CONNECTION CHARGES AND INSPECTION 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.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

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060436.

APPENDIX A – ELECTRIC BASE RATES AND CUSTOMER SERVICE CHARGES (B)

Ordinance No. 0-06-92

AN ORDINANCE AMENDING APPENDIX A, SECTION UTILITIES (1) ELECTRICITY OF THE GAINESVILLE CODE OF ORDINANCES BY INCREASING ELECTRIC BASE RATES AND CUSTOMER SERVICE CHARGES; AMENDING RESIDENTIAL ELECTRIC RATE STRUCTURE; INCREASING STREET AND RENTAL LIGHTING RATES AND ADDING LIGHTING FIXTURES AND RATES; ELIMINATING THE BUSINESS PARTNER DISCOUNT; 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.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa
Nay: Rick Bryant and Edward Braddy

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060198.

VEHICLES FOR HIRE ORDINANCE (B)

Ordinance No. 0-06-92

An ordinance of the City of Gainesville amending Chapter 28 Vehicles for Hire by regulating taxi service within the City of Gainesville; amending Section 28-1 Occupational license required to reference municipal boundary; amending Section 28-2 definitions; amending Section 28-3 to make it unlawful for a company to engage in the vehicle for hire business without a franchise; making it unlawful to operate a vehicle for hire under the auspices of a company that does not have a valid franchise and amending the application process for franchise and franchise owner; creating a new Section 28-3.5 relating to service at the Gainesville Regional Airport and the setting of the rates and charges for airport decals; amending Section 28-4(g) to reference Gainesville Alachua County Regional Airport Rules and Regulations; amending Section 28-5 providing franchise duration, specifying annual report requirements and penalties; amending Section 28-6 by specifying time periods for franchise revocation; amending Section 28-8 by requiring unique franchise color scheme; permanently affixed signage, permanently affixed medallions and a lighted roof-top sign; creating a new Section 28-8.5 by providing vehicle for hire driver requirements; renaming Section 28-10; amending Section 28-11 related to insurance requirements; amending Section 28-12(e) relating to non-discrimination by adding sexual orientation; amending Section 28-14 by providing authority to the manager/designee to remove vehicles from service for safety reasons and delineating specific equipment requirements; creating a new Section 28-14.5 related to equipment and safety requirements; amending Section 28-20 related to soliciting passengers by deleting the reference to railway and adding airport facility; amending Appendix A fees and charges related to vehicles for hire; providing directions to the codifier; providing a severability clause; providing a repealing clause and providing an effective date.

City of Gainesville Assistant City Attorney Ron Combs gave a presentation.

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

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

Votes: Aye: Rick Bryant, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

Absent: Edward Braddy

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RESOLUTIONS- ROLL CALL REQUIRED**060507.****SISTER CITY RELATIONSHIP BETWEEN THE CITY OF DUHOK, KURDISTAN REGION, IRAQ AND THE CITY OF GAINESVILLE (B)**

A Resolution of the City Commission of the City of Gainesville, Florida recognizing the City of Duhok, Republic of Iraq, Kurdistan Region as a Sister City of the City of Gainesville, Florida, U.S.A.; and providing an immediate effective date.

Bahar Armaghani gave a presentation.

Chair Hanrahan recognized Walter Willard who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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

Votes: Aye: Rick Bryant, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

Absent: Edward Braddy

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PLAN BOARD PETITIONS**060414.****Street Vacation for Jefferson 2nd Avenue, L.P. (B)**

Petition 96SVA-06 PB, George F. Young, Inc., agent for Jefferson 2nd Avenue, L.P. Quasi-Judicial. Pursuant to Section 30-192(b), City of Gainesville Land Development Code, to vacate, abandon, and close that portion of Southwest 5th Terrace located between Southwest 2nd Avenue and Southwest 3rd Avenue.

City of Gainesville Planner Gene Francis gave a presentation.

MOTION (MODIFICATION): Commissioner Henry moved and Commissioner Bryant seconded to approve the petition with conditions and direct the City Attorney to develop a contract with the developer that will include the recommended conditions.

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

Chair Hanrahan recognized agent for the petitioner Thomas Hawkins and petitioner Ben Montgomery who made comments.

Chair Hanrahan recognized Walter Willard and Reverend Edward Earl Young who spoke to the matter.

RECOMMENDATION

City Plan Board to City Commission - The City Commission approve Petition 96SVA-06 PB, with conditions. Plan Board vote 4-0.

Alternative Recommendation A: The City Commission deny Petition 96SVA-06 PB.

A motion was made by Commissioner Henry, seconded by Commissioner Bryant, that this matter be Approved (Petition) with Conditions, As Modified. The motion carried by the following vote:

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

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060415.**MetroCorp Planned Development Amendment (B)**

Petition No. 102PDA-06PB, Causseaux & Ellington, Inc., agent for Howe Development Corporation. Quasi-Judicial. Planned Development amendment to add Financial Institution use to an existing Planned Development. Located at 4130 Northwest 39th Avenue.

City of Gainesville Chief of Current Planning Lawrence Calderon gave a presentation.

Agent for the Developer Chris Dawson of Causseaux and Ellington made comments.

RECOMMENDATION

City Plan Board to City Commission - The City Commission approve Petition 102PDA-06 PB, with staff conditions. Plan Board vote 5-0.

Staff to Plan Board - Approve, with staff conditions.

Alternative Recommendation A: The City Commission deny Petition 102PDA-06 PB.

A motion was made by Commissioner Bryant, seconded by Mayor-Commissioner Pro Tem Lowe, that this matter be Approved (Petition) with Staff Conditions. The motion carried by the following vote:

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

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060416.**Street Vacation for Shands Hospital (1 of 6) (B)**

Petition 111SVA-06 PB, J. David Knapp, agent for Shands Hospital. Quasi-Judicial. Pursuant to Section 30-192(b), City of Gainesville Land Development Code, to vacate, abandon, and close that portion of Southwest 14th

Terrace located between the south right-of-way line of Railroad Street, as shown on Little Gandy Subdivision, to a point 10 feet north of and parallel to the south property line of Lot 3 of Block 7 of Little Gandy Subdivision. Related to Petition 110SUP-06PB.

PRESENTATION: City of Gainesville Planner Gene Francis gave a presentation.

DISCLOSURE OF EX-PARTE COMMUNICATION: The City Commissioners disclosed ex-parte communication regarding meetings with Marilyn Tubb and Brad Pollitt.

Chair Hanrahan recognized Attorney for the Petitioner Patrice Boyes who spoke to the matter.

PUBLIC HEARING: Chair Hanrahan recognized Walter Willard who spoke to the matter.

MOTION (MODIFICATION): 1) Approve the Petition with conditions; 2) direct the City Attorney to prepare a development agreement to include the conditions that are outlined in the Plan Board's recommendations to the extent that they are applicable; and 3) the developer would agree that the rights of way may revert back to the City if the project is not completed with 10 years of adoption of the ordinance.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 111SVA-06 PB, with conditions. Plan Board vote 4-0.*

Alternative Recommendation A: The City Commission deny Petition 111SVA-06 PB.

A motion was made by Commissioner Donovan, seconded by Commissioner Bryant, that this matter be Approved (Petition) with Conditions, As Modified. The motion carried by the following vote:

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

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060417.

Street Vacation for Shands Hospital (2 of 6) (B)

Petition 112SVA-06 PB, J. David Knapp, agent for Shands Hospital. Quasi-Judicial. Pursuant to Section 30-192(b), City of Gainesville Land Development Code, to vacate, abandon, and close that portion of Southwest 14th Street located between Southwest 12th Avenue and Southwest 13th Avenue. Related to Petition 110SUP-06PB.

This is a request to vacate a portion of Southwest 14th Street to facilitate the development of a cancer hospital and associated facilities.

The Plan Board's recommendation of approval of the street vacation is

conditional upon the following: 1) the Special Use Permit and Site Plan for the Shands Cancer Hospital development must be approved by the City; and 2) the second reading of the ordinance approving the street vacation of a portion of Southwest 14th Street located between Southwest 12th Avenue and Southwest 13th Avenue shall be coordinated with the final sign-off of the site plans for Shands Cancer Hospital. The Plan Board at this point approved the Special Use Permit for a height of eight stories for the hospital, along with preliminary development plan approval.

Public notice was published in the Gainesville Sun on August 1, 2006. Letters were mailed to surrounding property owners on August 2, 2006. The Plan Board held a public hearing on August 17, 2006.

PRESENTATION: City of Gainesville Planner Gene Francis gave a presentation.

DISCLOSURE OF EX-PARTE COMMUNICATION: The City Commissioners disclosed ex-parte communication regarding meetings with Marilyn Tubb and Brad Pollitt.

Chair Hanrahan recognized Attorney for the Petitioner Patrice Boyes who spoke to the matter.

PUBLIC HEARING: Chair Hanrahan recognized Walter Willard who spoke to the matter.

MOTION (MODIFICATION): 1) Approve the Petition with conditions; 2) direct the City Attorney to prepare a development agreement to include the conditions that are outlined in the Plan Board's recommendations to the extent that they are applicable; and 3) the developer would agree that the rights of way may revert back to the City if the project is not completed with 10 years of adoption of the ordinance.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 112SVA-06 PB, with conditions. Plan Board vote 4-0.*

Alternative Recommendation A: The City Commission deny Petition 112SVA-06 PB.

A motion was made by Commissioner Donovan, seconded by Commissioner Bryant, that this matter be Approved (Petition) with Conditions, As Modified. The motion carried by the following vote:

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

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060418.

Street Vacation for Shands Hospital (3 of 6) (B)

**Petition 113SVA-06 PB, J. David Knapp, agent for Shands Hospital.
Quasi-Judicial. Pursuant to Section 30-192(b), City of Gainesville Land**

Development Code, to vacate, abandon, and close that portion of the Block B 3 alley located between Southwest 13th Avenue and Southwest 14th Avenue. Related to Petition 110SUP-06PB.

This is a request to vacate a portion of the Block B 3 alley located between Southwest 13th Avenue and Southwest 14th Avenue to facilitate the development of a cancer hospital and associated facilities.

The Plan Board's recommendation of approval of the street vacation is conditional upon the following: 1) the Special Use Permit and Site Plan for the Shands Cancer Hospital development must be approved by the City; and 2) the second reading of the ordinance approving the street vacation of a portion of Block B 3 alley located between Southwest 13th Avenue and Southwest 14th Avenue shall be coordinated with the final sign-off of the site plans for Shands Cancer Hospital. The Plan Board at this point approved the Special Use Permit for a height of eight stories for the hospital, along with preliminary development plan approval.

Public notice was published in the Gainesville Sun on August 1, 2006. Letters were mailed to surrounding property owners on August 2, 2006. The Plan Board held a public hearing August 17, 2006.

PRESENTATION: City of Gainesville Planner Gene Francis gave a presentation.

DISCLOSURE OF EX-PARTE COMMUNICATION: The City Commissioners disclosed ex-parte communication regarding meetings with Marilyn Tubb and Brad Pollitt.

Chair Hanrahan recognized Attorney for the Petitioner Patrice Boyes who spoke to the matter.

PUBLIC HEARING: Chair Hanrahan recognized Walter Willard who spoke to the matter.

MOTION (MODIFICATION): 1) Approve the Petition with conditions; 2) direct the City Attorney to prepare a development agreement to include the conditions that are outlined in the Plan Board's recommendations to the extent that they are applicable; and 3) the developer would agree that the rights of way may revert back to the City if the project is not completed with 10 years of adoption of the ordinance.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 113SVA-06 PB, with conditions. Plan Board vote 4-0.*

Alternative recommendation A: The City Commission deny Petition 113SVA-06 PB.

A motion was made by Commissioner Bryant, seconded by Commissioner Donovan, that this matter be Approved (Petition) with Conditions, As Modified. The motion carried by the following vote:

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa
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060419.**Street Vacation for Shands Hospital (4 of 6) (B)**

Petition 114SVA-06 PB, J. David Knapp, agent for Shands Hospital. Quasi-Judicial. Pursuant to Section 30-192(b), City of Gainesville Land Development Code, to vacate, abandon, and close that portion of the Block B 5 alley located between Southwest 12th Avenue and Southwest 13th Avenue. Related to Petition 110SUP-06PB.

This is a request to vacate a portion of the Block B 5 alley located between Southwest 12th Avenue and Southwest 13th Avenue to facilitate the development of a cancer hospital and associated facilities.

The Plan Board's recommendation of approval of the street vacation is conditional upon the following: 1) the Special Use Permit and Site Plan for the Shands Cancer Hospital development must be approved by the City; and 2) the second reading of the ordinance approving the street vacation of a portion of the Block B 5 alley located between Southwest 12th Avenue and Southwest 13th Avenue shall be coordinated with the final sign-off of the site plans for the Shands Cancer Hospital.

Public notice was published in the Gainesville Sun on August 1, 2006. Letters were mailed to surrounding property owners on August 2, 2006. The Plan Board held a public hearing on August 17, 2006.

PRESENTATION: City of Gainesville Planner Gene Francis gave a presentation.

DISCLOSURE OF EX-PARTE COMMUNICATION: The City Commissioners disclosed ex-parte communication regarding meetings with Marilyn Tubb and Brad Pollitt.

Chair Hanrahan recognized Attorney for the Petitioner Patrice Boyes who spoke to the matter.

PUBLIC HEARING: Chair Hanrahan recognized Walter Willard who spoke to the matter.

MOTION (MODIFICATION): 1) Approve the Petition with conditions; 2) direct the City Attorney to prepare a development agreement to include the conditions that are outlined in the Plan Board's recommendations to the extent that they are applicable; and 3) the developer would agree that the rights of way may revert back to the City if the project is not completed with 10 years of adoption of the ordinance.

RECOMMENDATION City Plan Board to City Commission - The City Commission approve Petition 114SVA-06 PB, with conditions. Plan Board vote 4-0.

Alternative Recommendation A: The City Commission deny Petition 114SVA-06 PB.

A motion was made by Commissioner Donovan, seconded by Commissioner Bryant, that this matter be Approved (Petition) with Conditions, As Modified. The motion carried by the following vote:

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

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060420.

Street Vacation for Shands Hospital (5 of 6) (B)

Petition 115SVA-06 PB, J. David Knapp, agent for Shands Hospital. Quasi-Judicial. Pursuant to Section 30-192(b), City of Gainesville Land Development Code, to vacate, abandon, and close that portion of the Block B 2 alley located between Southwest 12th Avenue and Southwest 13th Avenue. Related to Petition 110SUP-06PB.

This is a request to vacate a portion of the Block B 2 alley located between Southwest 12th Avenue and Southwest 13th Avenue to facilitate the development of a cancer hospital and associated facilities.

The Plan Board's recommendation of approval of the street vacation is conditional upon the following: 1) the Special Use Permit and Site Plan for the Shands Cancer Hospital development must be approved by the City; and 2) the second reading of the ordinance approving the street vacation of a portion of the Block B 2 alley located between Southwest 12th Avenue and Southwest 13th Avenue shall be coordinated with the final sign-off of the site plans for the Shands Cancer Hospital. The Plan Board at this point approved the Special Use Permit for a height of eight stories for the hospital, along with preliminary development plan approval.

Public notice was published in the Gainesville Sun on August 1, 2006. Letters were mailed to surrounding property owners on August 2, 2006. The Plan Board held a public hearing August 17, 2006.

PRESENTATION: City of Gainesville Planner Gene Francis gave a presentation.

DISCLOSURE OF EX-PARTE COMMUNICATION: The City Commissioners disclosed ex-parte communication regarding meetings with Marilyn Tubb and Brad Pollitt.

Chair Hanrahan recognized Attorney for the Petitioner Patrice Boyes who spoke to the matter.

PUBLIC HEARING: Chair Hanrahan recognized Walter Willard who spoke to the matter.

MOTION (MODIFICATION): 1) Approve the Petition with conditions; 2) direct the City Attorney to prepare a development agreement to include the conditions that are outlined in the Plan Board's recommendations to the extent that they are applicable; and 3) the developer would agree that the rights of way may revert back to the City if the project is not completed with 10 years of adoption of the ordinance.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 115SVA-06 PB, with conditions. Plan Board vote 4-0.*

Alternative Recommendation A: The City Commission deny Petition 115SVA-06 PB.

A motion was made by Commissioner Donovan, seconded by Commissioner Bryant, that this matter be Approved (Petition) with Conditions, As Modified. The motion carried by the following vote:

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

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060421.

Street Vacation for Shands Hospital (6 of 6) (B)

Petition 116SVA-06 PB, J. David Knapp, agent for Shands Hospital. Quasi-Judicial. Pursuant to Section 30-192(b), City of Gainesville Land Development Code, to vacate, abandon, and close that portion of Southwest 12th Avenue located between Southwest 14th Street and the southern right-of-way line of Railroad Street, as shown on the Little Gandy subdivision. Related to Petition 110SUP-06PB.

This is a request to vacate a portion of Southwest 12th Avenue, located between Southwest 14th Street and the southern right-of-way line of Railroad Street, to facilitate the development of a cancer hospital and associated facilities.

The Plan Board's recommendation of approval of the street vacation is conditional upon the following: 1) the Special Use Permit and Site Plan for the Shands Cancer Hospital development must be approved by the City; and 2) the second reading of the ordinance approving the street vacation of a portion of Southwest 12th Avenue located between Southwest 14th Street and the southern right-of-way line of Railroad Street, as shown on the Little Gandy subdivision, shall be coordinated with the final sign-off of the site plans for Shands Cancer Hospital. The Plan Board has at this point approved the Special Use Permit for a height of eight stories for the hospital, along with preliminary development plan approval.

Public notice was published in the Gainesville Sun on August 1, 2006. Letters were mailed to surrounding property owners on August 2, 2006. The Plan Board held a public hearing August 17, 2006.

PRESENTATION: City of Gainesville Planner Gene Francis gave a presentation.

DISCLOSURE OF EX-PARTE COMMUNICATION: The City Commissioners disclosed ex-parte communication regarding meetings with Marilyn Tubb and Brad Pollitt.

Chair Hanrahan recognized Attorney for the Petitioner Patrice Boyes who spoke to the matter.

PUBLIC HEARING: Chair Hanrahan recognized Walter Willard who spoke to the matter.

MOTION (MODIFICATION): 1) Approve the Petition with conditions; 2) direct the City Attorney to prepare a development agreement to include the conditions that are outlined in the Plan Board's recommendations to the extent that they are applicable; and 3) the developer would agree that the rights of way may revert back to the City if the project is not completed with 10 years of adoption of the ordinance.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 116SVA-06 PB, with conditions. Plan Board vote 4-0.*

Alternative Recommendation A: The City Commission deny Petition 116SVA-06 PB.

A motion was made by Commissioner Donovan, seconded by Commissioner Bryant, that this matter be Approved (Petition) with Conditions, As Modified. The motion carried by the following vote:

Votes: Aye: Rick Bryant, Edward Braddy, Jack Donovan, Pegeen Hanrahan, Craig Lowe, Scherwin Henry and Jeanna Mastrodicasa

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DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

060487.

Downtown Redevelopment Advisory Board Recommendations regarding Homeless Services and the Downtown Plaza Sleep Out (B)

City of Gainesville Community Development Director Tom Saunders, Community Development Block Grant Manager Jim Hencin, Alachua County Commissioner Rodney Long, Gainesville Police Department (GPD) Captain Willie Washington, and GPD Community Relations Coordinator Sadie Darnell gave presentations.

Chair Hanrahan recognized Ken McGurn, Gordon Tremaine, Liz McCullough, Arupa Freeman, Bob Freeman, Pat Fitzpatrick and Terry Fleming who spoke to the matter.

RECOMMENDATION *The City Commission hear a presentation regarding the Downtown Redevelopment Advisory Board's recommendation*

to: 1) Not approve the upcoming sleep out on the plaza; 2) spread out the homeless services currently provided in the downtown area throughout the city in accordance with the City's Comprehensive Plan; and take appropriate action.

No Action Taken

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UNFINISHED BUSINESS

COMMISSION COMMENT

CITIZEN COMMENT (If time available)

Reverend Edward Earl Young

Santa Fe Community College - Downtown Blount Building

ADJOURNMENT - 10:48 PM

Kurt M. Lannon, Clerk of the Commission