

City of Gainesville

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



Meeting Minutes

Monday, May 9, 2005

1:00 PM

City Hall Auditorium

City Commission

*Mayor Pegeen Hanrahan (At Large)
Mayor-Commissioner Pro Tem Tony Domenech (District 3)
Commissioner Warren Nielsen (At Large)
Commissioner Rick Bryant (At Large)
Commissioner Chuck Chestnut (District 1)
Commissioner Ed Braddy (District 2)
Commissioner Craig Lowe (District 4)*

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

CALL TO ORDER - 1:02 PM**ROLL CALL**

Present: Warren Nielsen, Chuck Chestnut, Edward Braddy, Tony Domenech, Rick Bryant and Craig Lowe

INVOCATION

Reverend Clifford Patrick, Bartley Temple United Methodist Church

CONSENT AGENDA

*Commissioner Braddy moved and Commissioner Nielsen seconded to adopt the Consent Agenda.
(VOTE: 7-0, MOTION CARRIED)*

CITY MANAGER, CONSENT AGENDA ITEMS**041245 Gainesville Police Explorer Funding for State Competitions from State LECFTF (NB)**

RECOMMENDATION *The City Commission approve the appropriation and expenditure of an amount not to exceed \$1,500 from the State Law Enforcement Contraband Forfeiture Trust Fund for travel expenses for Police Explorer Post 917.*

This Matter was Approved as Recommended on the Consent Agenda.

041253 PEG Capital Funding to Santa Fe Community College (B)

RECOMMENDATION *The City Commission authorize staff to provide \$25,120 to Santa Fe Community College for equipment purchases from PEG capital funding received through the City's franchise agreement with Cox Communications.*

This Matter was Approved as Recommended on the Consent Agenda.

041255 Amendment to Gainesville Enterprise Zone Development Agency Bylaws (B)

RECOMMENDATION *The City Commission approve the modifications to the Gainesville Enterprise Zone Development Agency (GEZDA) bylaws.*

This Matter was Approved as Recommended on the Consent Agenda.

041256 FY 2004-05 Community Development Block Grant Allocation for the Eastside Service-Learning Project to Serve the Homeless and Other Medically Underserved Residents (NB)

RECOMMENDATION *The City Commission: 1) approve the reallocation of \$7,000 in FY 2004-05 Community Development Block Grant funds from the University of Florida Programs for Interdisciplinary Education to the Alachua County Medical Society Foundation, Inc.; and 2) authorize the Interim City Manager to execute a subrecipient agreement with the Alachua County Medical Society Foundation, Inc. for the Eastside Service-Learning Project.*

This Matter was Approved as Recommended on the Consent Agenda.

041257 Ratification of Agreement between the Florida State Lodge, Fraternal Order of Police and the City of Gainesville for the period October 1, 2004, through September 30, 2007. (NB)

RECOMMENDATION *The City Commission ratify the Agreement for the Florida State Lodge, Fraternal Order of Police extending the period of coverage through September 30, 2007, between the City of Gainesville and the Florida State Lodge, Fraternal Order of Police.*

This Matter was Approved as Recommended on the Consent Agenda.

041266 Bid Award - Rail Trail Downtown Connector Construction (B)

RECOMMENDATION *The City Commission: 1) award the contract for the construction of the Downtown Connector Rail Trail to O'Steen Brothers, Inc.; 2) authorize the Interim City Manager or designee to execute the contract, subject to approval of the City Attorney as to form and legality; 3) authorize the use of up to \$300,000 from the 6th Street Corridor Rail Trail Project for the Downtown Connector Rail Trail Project construction; and 4) authorize the issuance of a purchase order to O'Steen Brothers, Inc., in the amount of \$644,752.55.*

This Matter was Approved as Recommended on the Consent Agenda.

041269 Lenox Place - Emergency work authorization for Headwall Repair (NB)

RECOMMENDATION *The City Commission: 1) approve the suspension of*

purchasing procedures for this emergency action issued by the Public Works Department on April 29, 2005; and 2) authorize the Interim City Manager's issuance of a purchase order not to exceed \$100,000 to J.W. Boyd Co., Inc., for the emergency headwall repairs in Lenox Place.

This Matter was Approved as Recommended on the Consent Agenda.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

041263 Reimbursement for Oversizing of Water and Wastewater Facilities at Cabana (NB)

RECOMMENDATION *The City Commission authorize reimbursement for the oversizing of water and wastewater facilities at Cabana in the amount of \$76,000.00.*

This Matter was Approved as Recommended on the Consent Agenda.

041264 Reimbursement for Oversizing of Water and Wastewater Facilities at Fletcher Park (NB)

RECOMMENDATION *The City Commission authorize reimbursement for the oversizing of water and wastewater facilities at Fletcher Park in the amount of \$41,000.00.*

This Matter was Approved as Recommended on the Consent Agenda.

CITY ATTORNEY, CONSENT AGENDA ITEMS

030126 STORMWATER REGULATIONS (B)

RECOMMENDATION *The City Commission (1) refer the draft amendment to the stormwater regulations, Chapter 30, City of Gainesville Land Development Code, to the Plan Board for consideration as a petition and, (2) remove this item from the City Attorney's referral list.*

This Matter was Approved as Recommended on the Consent Agenda.

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

041265 City Commission Minutes (B)

RECOMMENDATION *The City Commission approve the minutes of April 25, 2005 (Regular Meeting) and May 2, 2005 (Special Meeting); as circulated.*

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

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

Votes: Aye: Warren Nielsen, Chuck Chestnut, Edward Braddy, Tony Domenech, Rick Bryant and Craig Lowe

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

*Commissioner Braddy moved and Commissioner Domenech seconded to adopt the Regular Agenda with the following modifications:
(VOTE: 7-0, MOTION CARRIED)*

MODIFICATIONS:

- 1. File #041259 - New Flood Insurance Rate Maps (Withdraw from the Agenda).*
- 2. File #041260 - Update - Tiger Bay Court Rental Development - (Revised language in the recommendation).*
- 3. File #041273 - Annual Performance, Salary and Benefits Review - General Manager for Utilities - (Continue to next regular City Commission Meeting).*
- 4. File #041276 - (New Item) Proclamation - National Law Enforcement Officer Memorial Week and Local Law Enforcement Officers' Memorial Day - (Add to the agenda).*

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

CITY MANAGER**040174 Economic Development Peer City Report: Part I - City of Gainesville/North Carolina Peer Cities (B)**

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

RECOMMENDATION *The City Commission hear a presentation on the findings of the Peer City Report: Part I - City of Gainesville/North Carolina Peer Cities.*

Heard

041259 New Flood Insurance Rate Maps (NB)

RECOMMENDATION *The City Commission hear a presentation from FEMA representative Mark Vieira on the Preliminary Flood Insurance Rate Map format and on the 90-day appeal period process.*

Withdrawn

041260 Update - Tiger Bay Court Rental Development (B)

City of Gainesville Community Development Director Tom Saunders, Tiger Bay Developer Howard K. Wallace, Christina Jackson, Rep. Ed Jennings, Jr. and Lisa Stevens gave presentations.

Chair Hanrahan recognized Citizens Reverend Young, Lincoln Estates Neighborhood Association President Doris Edwards, and Spring Hills Neighborhood Association Representative Vivian Filer who spoke to the matter.

RECOMMENDATION *The City Commission: 1) Hear a presentation from Howard K. Wallace, President of Tiger Bay Group, LLC; and 2) authorize the City Manager or designee to take appropriate action.*

Heard

WAIVER OF RULES

The rules were waived without objection to take up File #041244 Mount Olive Church - Cotton Club before File #041258.

041244 Mount Olive Church - Cotton Club (NB)

Representatives for the Cotton Club Project Vivian Filer and Donna Issacs gave presentations.

MOTION: Commissioner Bryant moved and Commissioner Chestnut seconded that the City Commission provide two letters to support the Cotton Club Project: 1) one letter to the State Department of Historic Preservation, and 2) a more generalized letter that can be used for multiple grant sources.

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

ADDITIONAL MOTION: Commissioner Chestnut moved and Commissioner Bryant seconded to indicate in the letter to the State Department of Historic Preservation that if the \$350,000 grant is obtained, that the City of Gainesville will provide \$20,000 in matching funds (for the Cotton Club Project).

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

RECOMMENDATION *The City Commission hear a presentation from Vivian Filer.*

Approved, as shown above

041258 Federal Transportation Bill Reauthorization (B)

City of Gainesville Interim Assistant City Manager Teresa Scott gave a presentation.

RECOMMENDATION *The City Commission authorize the Mayor to sign letters of support and thanks to the U.S. Delegates for the projects currently identified in the House-passed transportation reauthorization bill.*

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

Votes: Aye: Warren Nielsen, Chuck Chestnut, Edward Braddy, Tony Domenech, Rick Bryant and Craig Lowe

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

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)**041267 Gainesville Code Enforcement Board (B)**

MOTION: Appoint Darlene Pifalo to the Code Enforcement Board.

RECOMMENDATION *The City Commission appoint member(s) to the Gainesville Code Enforcement Board.*

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

Votes: Aye: Warren Nielsen, Chuck Chestnut, Edward Braddy, Tony Domenech, Rick Bryant and Craig Lowe

OUTSIDE AGENCIES**MEMBERS OF THE CITY COMMISSION****041273 Annual Performance, Salary, and Benefits Review - General Manager for Utilities (NB)**

NOTE: This item was continued to the next Regular City Commission Meeting, May 23, 2005.

RECOMMENDATION *As required by the General Manager for Utilities' employment agreement, the City Commission conduct the annual performance, salary, and benefits review.*

Continued

COMMISSION COMMENTS (if time available)

RECESS - 4:02 PM

RECONVENE - 5:32 PM

CITIZEN COMMENT

Hillel Kaimowitz

City Manager Selection Process

Doris Edwards

Thanks to Mayor-Commissioner Pro Tem Tony Domenech

Lt. Allan Willis

Thanks to Mayor-Commissioner Pro Tem Tony Domenech

Edward Earl Young

Santa Fe Community College

Aaron Green

Fifth Avenue Arts Festival Street Closure Issues

See following File #041279.

041279 Street Closure for Fifth Avenue Arts Festival - Aaron Green Citizen Comment (B)

NOTE: The Interim City Manager suggested that Mr. Green work with GPD Community Relations Coordinator Tony Jones regarding this issue.

RECOMMENDATION *The City Commission hear a presentation from Mr. Aaron Green regarding the street closure on the corner of Fifth Avenue and Sixth Street and place back-up submitted on file.*

Placed on File

Pat Fitzpatrick

Homeless/Downtown Issues

See following file #041280.

041280 Homeless Issues Downtown - Pat Fitzpatrick Citizen Comment (B)

RECOMMENDATION *The City Commission hear a presentation from Pat Fitzpatrick regarding the homeless issues downtown and place back-up submitted on file.*

Placed on File

Jeff McAdams

Thanks to Mayor-Commissioner Pro Tem Tony Domenech

RECESS - 5:53 PM

RECONVENE - 6:03 PM

COMMISSION COMMENTS (if time available)

PLEDGE OF ALLEGIANCE (6:00pm)

PROCLAMATIONS/SPECIAL RECOGNITIONS

041270 National Public Works Week - May 16-20, 2005 (B)

RECOMMENDATION *Interim Public Works Director Stewart Pearson to accept the proclamation.*

Heard

041271 26th Annual Fifth Avenue Arts Festival Days - May 20-22, 2005 (B)

RECOMMENDATION *Cultural Arts Coalition Executive Director NKwanda Jah to accept the proclamation.*

Heard

041272 National Tourism Week - May 9-13, 2005 (B)

RECOMMENDATION *City of Gainesville Cultural Affairs Manager Coni Gesualdi to accept the proclamation.*

Heard

041274 National Bike to Work Day - May 20, 2005 (B)

RECOMMENDATION *City of Gainesville Bicycle/Pedestrian Program Assistant Dekova Batey to accept the proclamation.*

Heard

041276 Local Law Enforcement Officers' Memorial Day - May 20, 2005 (B)

RECOMMENDATION *FOP Gator Lodge 67 President Jeff McAdams to accept the proclamation.*

Heard

PUBLIC HEARINGS**041261 Modification to City of Gainesville Urban Reserve Area and Statement of Services (B)**

City of Gainesville Strategic Planner Karen Snyder gave a presentation.

Chair Hanrahan recognized Hawthorne Mayor John Martin, Waldo City Councilman Rodney Estes, City of Alachua Mayor Jean Calderwood, Newberry Commissioner Debra Boyd, City Manager for the City of Alachua Clovis Watson, Richard Williams and City of Archer Commissioner Roberta Hodges who spoke to the matter.

AMENDMENT: 1) Direct the Interim City Manager to continue to work with the other municipalities and offer our willingness to assist; and 2) also to try to work with the other municipalities to develop uniform standards for urban reserve areas that Alachua County can apply to this process.

RECOMMENDATION *The City Commission: 1) hold a public hearing on the proposed modifications to the Gainesville Urban Reserve Area; and 2) authorize the Interim City Manager to notify Alachua County and the North Central Florida Regional Planning Council of the City's desired changes to the Gainesville Urban Reserve Area and Statement of Services.*

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

Votes: Aye: Warren Nielsen, Chuck Chestnut, Edward Braddy, Tony Domenech, Rick Bryant and Craig Lowe

ORDINANCES, 1ST READING- ROLL CALL REQUIRED**041239 SETTING DATES FOR 2006 REGULAR CITY ELECTIONS (B)****Ordinance No. 0-05-50**

An ordinance of the City of Gainesville, Florida, setting March 7 as the date for the 2006 regular city election and March 28 as the date for the 2006 run-off election, if necessary; 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 Nielsen, seconded by Commissioner Bryant, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Warren Nielsen, Chuck Chestnut, Edward Braddy, Tony Domenech, Rick Bryant and Craig Lowe

040782 IMPOUNDED VEHICLES - APPEAL PROCEDURES (B)

Ordinance No. 0-05-31

An Ordinance of the City of Gainesville, Florida; amending subsections 26-140(b) and 26-140(c), City of Gainesville Code of Ordinances, relating to appeal procedures for impounded vehicles; 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 Chestnut, seconded by Commissioner Bryant, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Warren Nielsen, Chuck Chestnut, Edward Braddy, Tony Domenech, Rick Bryant and Craig Lowe

021198 FALSE FIRE ALARM (B)

Ordinance No. 0-04-97

An ordinance of the City of Gainesville relating to false fire alarms; creating and adding a new Article IV to Chapter 10 to be titled False Fire Alarms; adding a short title; providing definitions; requiring permits for alarm operators; providing for fees and fines; providing for suspension, revocation and reinstatement of permits; providing for appeals; providing for response to fire alarms; proscribing deactivation of audible alarms; requiring annual registration of alarm monitoring companies; providing for alarm verification; requiring annual registration of alarm contracting companies; prohibiting certain alarm devices; requiring auxiliary power supply; providing for civil citation; providing for disposition of fees and fines; disclaimer of public duty; providing for confidential records; amending section 2-339, of the Gainesville Code of ordinances relating to applicable codes and ordinances subject to civil citation; amending Appendix A, Schedule of Fees, Rates and Charges of the Gainesville Code of Ordinances, by creating a new subject heading titled "Fire/Rescue" and establishing fire alarm related fees therein; providing directions to the codifier; providing a severability clause; providing a repealing clause and providing an effective date of July 1, 2005.

City of Gainesville Interim Fire Chief Bill Northcutt gave a presentation.

Chair Hanrahan recognized Richard Williams who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Warren Nielsen, Chuck Chestnut, Edward Braddy, Tony Domenech, Rick Bryant and Craig Lowe

ADOPTION READING - ROLL CALL REQUIRED

040656 LAND USE CHANGE - UNIVERSITY CORNERS (B)

Ordinance No. 0-05-33, Petition 160LUC-04PB

An ordinance amending the City of Gainesville 2000-2010 Comprehensive Plan, Future Land Use Map; by overlaying the land use category of "Planned Use District" on certain property with the underlying land use categories of "Mixed-Use Low-Intensity (8-30 units per acre)" and "Mixed-Use Residential (up to 75 units per acre)"; located between West University Avenue on the South, Northwest 3rd Avenue on the North, Northwest 13th Street (US 441) on the East and Northwest 14th Street on the West; providing conditions; providing a severability clause; providing a repealing clause; and providing an effective date.

City of Gainesville Planner Gene Francis, University Corners Petitioner Frank Durabi and Agents for the Petitioner Bill Weeks and Jay Brawley gave presentations.

Chair Hanrahan recognized Citizen Bob Karp who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant and Craig Lowe
Absent: Tony Domenech

ORDINANCES, 1ST READINGS, CONTINUED - ROLL CALL REQUIRED

040657 PLANNED DEVELOPMENT - UNIVERSITY CORNERS (B)

Ordinance No. 0-05-34, Petition 161PDV-04PB

An Ordinance of the City of Gainesville, Florida; rezoning certain lands within

the City and amending the Zoning Map Atlas from "MU-1: 8-30 units/acre mixed use low intensity" and "RMU: Up to 75 units/acre residential mixed use district"; to "Planned Development District"; located between West University Avenue on the South, Northwest 3rd Avenue on the North, Northwest 13th Street (US 441) on the East and Northwest 14th Street on the West; adopting a development plan report and development plan maps; providing conditions and restrictions; providing for enforcement; providing a severability clause; and providing an effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant and Craig Lowe
Absent: Tony Domenech

040655 STREET VACATION - UNIVERSITY CORNERS (B)

Ordinance No. 0-05-35, Petition 159-ASVA-04PB

An ordinance of the City of Gainesville, Florida, to vacate, abandon and close that portion of Northwest 1st Avenue located between Northwest 13th Street (U.S. 441) and Northwest 14th Street; reserving a temporary utilities easement; providing a special condition; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant and Craig Lowe
Absent: Tony Domenech

041262 STREET VACATION - UNIVERSITY CORNERS (B)

Ordinance No. 0-05-37, Petition 159-BSVA-04PB

An ordinance of the City of Gainesville, Florida, to vacate, abandon and close that portion of Northwest 2nd Avenue located between Northwest 13th Street (US 441) and Northwest 14th Street; reserving a temporary utilities easement reserving an ingress/egress easement for public safety purposes; providing a special condition; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant and Craig Lowe
Absent: Tony Domenech

ORDINANCES, 2ND READING- ROLL CALL REQUIRED

040654 COLLEGE PARK SPECIAL AREA PLAN AMENDMENT (B)

Ordinance No. 0-05-12; Petition 158TCH-04 PB

An ordinance of the City of Gainesville, Florida, amending Appendix A, section 3, of the Land Development Code, relating to the College Park Master Plan and Regulating Plan for New Construction; amending paragraph (2) of the subsection on building height for new construction, by allowing a greater building heights and number of stories under certain prescribed zoning and land use conditions; 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 Chestnut, seconded by Commissioner Nielsen, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant and Craig Lowe
Absent: Tony Domenech

040658 COLLEGE PARK SPECIAL AREA PLAN MAP AMENDMENT (B)

Ordinance No. 0-05-13, Petition No. 162ZON-04 PB

An ordinance of the City of Gainesville, Florida, amending Appendix A, section 3 of the Land Development Code, incorporating a specific change from Type IV (Civic) to Type I (Shop Front/Office/Apartment) for certain property located in the vicinity of 205 NW 14th Street as more specifically shown on the map of the College Park Special Area Plan; providing directions to the City Manager; 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 Chestnut, seconded by Commissioner Lowe, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant and Craig Lowe
Absent: Tony Domenech

041148 HOME OCCUPATION INSPECTION AND PERMIT FEES (B)**Ordinance No. 0-05-48**

An ordinance of the City of Gainesville, Florida, relating to user fees; amending Appendix A of the Code of Ordinances regarding home occupation inspection and permit fees; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant and Craig Lowe
Absent: Tony Domenech

041230 UF FOUNDATION VOLUNTARY ANNEXATION (B)**Ordinance No. 0-05-29**

An Ordinance of the City of Gainesville, Florida, annexing a portion of the City of Gainesville Reserve Area Pursuant to Chapter 90-496, as amended by Chapter 91-382 and Chapter 93-347, Special Acts, Laws of Florida, known as the Alachua County Boundary Adjustment Act; making certain findings; including within the corporate limits of the City of Gainesville, Florida, that certain compact and contiguous area generally south of Tax Parcel 06714-000-000, west of the City Limits, SW 15th Place, SW 17th Place, and Tax Parcels 06699-000-000 and 06700-000-000, north of Tax Parcel 06712-001-000, and east of Tax Parcels 06711-000-000, 06711-001-000, SW 37th Street and the City limits; providing for inclusion of the area in Appendix I of the City Charter; providing for land use and zoning regulations; providing for persons engaged in any occupation, business, trade or profession within the area; providing directions to the Clerk of the Commission; providing a severability clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant and Craig Lowe
Absent: Tony Domenech

RESOLUTIONS- ROLL CALL REQUIRED**PLAN BOARD PETITIONS****DEVELOPMENT REVIEW BOARD PETITIONS**

SCHEDULED EVENING AGENDA ITEMS

UNFINISHED BUSINESS

COMMISSION COMMENT

Commissioner Chuck Chestnut

Good luck to Commissioner Domenech.

Commissioner Craig Lowe

Good luck to Commissioner Domenech.

Commissioner Rick Bryant

Good luck to Commissioner Domenech.

CITIZEN COMMENT (If time available)

ADJOURNMENT 9:38 PM

Kurt M. Lannon, Clerk of the Commission