

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Meeting Minutes

Monday, October 26, 1998

3:00 PM

City Hall Auditorium

City Commission

*Mayor Paula DeLaney, Chair
Mayor-Commissioner Pro Tem Pegeen Hanrahan, Member*

Invocation

Present: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

Reverend Eugene Gainey, First Missionary Baptist Church**Board of Trustees of the Employee's Pension Plan****980702 Board of Trustees of the Employees Pension Plan Minutes of September 28, 1998**

RECOMMENDATION *The Board of Trustees approve the minutes as circulated.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Delaney, that this matter be Approved as Recommended. The motion carried unanimously.

980690 Applications for Retirement

RECOMMENDATION *The Board of Trustees for the General Employees' Pension Plan approve the submitted applications for retirement for the below listed employees:*

1. *Joseph Speed, Water/Wastewater Service Operator Trainee, GRU Water/Wastewater*
2. *Thomas W. Potts, Jr., Electrical Apparatus Supervisor, GRU Energy Delivery*
3. *Sandra L. Alligood, Sr. Engineering Technician, Public Works*
4. *James R. Underwood, Custodial Worker, Public Works*

A motion was made by Commissioner Delaney, seconded by Mayor- Commissioner Pro Tem Hanrahan, that this matter be Approved as Recommended. The motion carried unanimously.

Consent Agenda

With the following modifications: 1) File No. 980682 - Remove from Consent and Place on Regular Agenda; 2) File No. 980684 - Revised wording submitted to Explanation, second paragraph; and 3) File No. 980670 - Remove from Consent and Place on Regular Agenda.

A motion was made by Commissioner Calkins, seconded by Mayor- Commissioner Pro Tem Hanrahan, to Pass the Consent Agenda, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried unanimously.

City Manager, Consent Agenda Items

980691

Purchase of Street Sweeper

RECOMMENDATION *The City Commission: 1) authorize the award of the Total Cost Proposal for a second four-wheel mechanical street sweeper to Florida Municipal Equipment, Inc., of Eaton Park, Florida; 2) approve the issuance of a purchase order to Florida Municipal Equipment, Inc., in an amount not to exceed \$136,330; and 3) authorize the City Manager or designee to execute the associated total cost agreement, subject to approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

980692

Annual Materials Supply Contracts for Asphalt for FY 1999

RECOMMENDATION *The City Commission: 1) approve the award of the annual asphalt contracts for FY 1999 to V. E. Whitehurst & Sons, Inc., of Williston and White Construction Company of Chiefland; and 2) authorize the City Manager, or his designee, to execute annual services contracts with Whitehurst & Sons, Inc., and White Construction Company, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

980695

Purchase of Bactimos Briquets for Mosquito Control

RECOMMENDATION *The City Commission authorize a purchase order in the amount of \$28,490.40 to Adapco, Inc., of Sanford, Florida, a sole source, for bactimos briquets.*

This Matter was Approved as Recommended on the Consent Agenda.

980696

Refurbish 1987 American Eagle Fire Apparatus Built on a Spartan Monarch Chassis with LTI 100' Ladder Tower

RECOMMENDATION *The City Commission approve the rollover of \$300,000 to the current budget year and authorize the City Manager, or his designee, to negotiate and then execute the purchase agreement and the financing papers between the City and LTI as a specified source to refurbish Tower #2, a 1987 American*

Eagle fire apparatus at a cost not to exceed \$409,426.00, subject to approval by the City Attorney as to form and legality.

This Matter was Approved as Recommended on the Consent Agenda.

980697

Ratification of Contract for the Florida State Lodge, Fraternal Order of Police, Inc. effective October 1, 1998 through September 30, 2001.

RECOMMENDATION

The City Commission: 1) ratify the Contract for Florida State Lodge, Fraternal Order of Police, Inc. covering the period October 1, 1998 through September 30, 2001 between the City of Gainesville and Florida State Lodge, Fraternal Order of Police, Inc. a copy of which is on file with the Clerk of the Commission. After October 26, 1998 the Contract will be on file in the Human Resources Department; 2) authorize the City Manager to implement the Agreement on behalf of the City, subject to the approval of the City Attorney as to form and legality.

This Matter was Approved as Recommended on the Consent Agenda.

980698

City of Gainesville Ordinance #3095 Commercial Peddlers, Solicitors and Canvassers City Ordinance

RECOMMENDATION

The City Commission refer City of Gainesville Ordinance 3095 to the Public Safety Committee for review and consideration of proposed changes to Section 19-33, Investigation of Applicant.

This Matter was Approved as Recommended on the Consent Agenda.

980700

Annual Contracts for Professional Architectural Services for Minor Building Facility Projects

RECOMMENDATION

The City Commission authorize the City Manager or designee to negotiate and execute contracts for the provision of architectural services with the following firms: Karl Thorne Associates, Inc., T. C. Skinner & Associates Inc., and The Rickman Partnership, Inc., subject to approval of the City Attorney as to form and legality.

This Matter was Approved as Recommended on the Consent Agenda.

General Manager for Utilities, Consent Agenda Items

980683**Release of Two Public Utilities Easements to Oak Hall Private School, Inc. (NB)****RECOMMENDATION**

The City Commission: 1) approve the release of two public utilities easements to Oak Hall Private School, Inc., located at 8009 SW 14 Avenue; and 2) authorize the Mayor and Clerk of the Commission to execute the Release of Easement document, subject to approval by the City Attorney.

This Matter was Approved as Recommended on the Consent Agenda.

980684**Granting of an Easement to Clay Electric Cooperative, Inc. (NB)****RECOMMENDATION**

The City Commission: 1) approve the granting of a 10' wide perpetual Easement to Clay Electric Cooperative, Inc.; and 2) authorize the Mayor and Clerk of the Commission to execute the attached Easement, subject to approval by the City Attorney.

This Matter was Approved as Recommended on the Consent Agenda.

City Attorney, Consent Agenda Items**980685****Daisy Stephens vs. City of Gainesville and Regional Transit Authority****RECOMMENDATION**

The City Commission authorize the City Attorney and/or Special Counsel, if insurance coverage is available, to represent the City in a case styled Daisy Stephens vs. City of Gainesville and Regional Transit Authority; Case No. 98-1231-CA

This Matter was Approved as Recommended on the Consent Agenda.

980686**Ellis Bonds v. City of Gainesville; FCHR Case No. 98-3239****RECOMMENDATION**

The City Commission authorize the City Attorney's Office to represent the City in the FCHR Charge No. 98-3239 - Ellis Bonds v. City of Gainesville

This Matter was Approved as Recommended on the Consent Agenda.

Committee Reports, Consent Agenda Items**Public Works Committee, Consent**

Personnel & Organizational Structure Comm, Consent**Public Safety Committee, Consent**

980699 Legal Office Expenses from Law Enforcement Contraband Forfeiture Trust Fund

RECOMMENDATION *The City Commission authorize the Gainesville Police Department to appropriate \$8,500 from the federal forfeiture fund balance account (108-2710) into line item 108-810-8112-5210-3910.*

This Matter was Approved as Recommended on the Consent Agenda.

Audit & Finance Committee, Consent**Legislative Committee, Consent****Regional Utilities Committee, Consent****Clerk of the Commission, Consent Agenda Items**

980701 City Commission Minutes of October 12, 1998

RECOMMENDATION *The City Commission approve the minutes as circulated.*

This Matter was Approved as Recommended on the Consent Agenda.

980655 Citizens' Advisory Committee for Community Development

RECOMMENDATION *The City Commission accept the resignation of member Stephanie R. Seawright from the Citizen's Advisory Committee for Community Development effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

980656 Development Review Board

RECOMMENDATION *The City Commission accept the resignation of member Glenn Tootle from the Development Review Board effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

980657

Development Review Board

RECOMMENDATION *The City Commission accept the resignation of member Robert J. Walpole from the Development Review Board effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

980658

Water Management Committee

RECOMMENDATION *The City Commission accept the resignation of member Donnie Ellington from the Water Management Committee effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

980659

Board of Adjustment

RECOMMENDATION *The City Commission appoint Gardiner H. Myers to a term on the Board of Adjustment to expire November 1, 2001 and waive its rules and appoint Steven Reid to a vacancy to expire November 1, 2000.*

*Commissioner Sande Calkins - Myers and Reid
Commissioner Bruce Delaney - Myers and Readvertise
Commissioner Edward L. Jennings - Reid and Readvertise
Mayor Pro Tem Pegeen Hanrahan - Myers and Reid
Mayor Paula DeLaney - Myers and Reid*

This Matter was Approved as Recommended on the Consent Agenda.

980660

Citizens' Advisory Committee for Community Development

RECOMMENDATION *The City Commission reappoint Armando H. Corbelle, Jefferson W. Jones, Lula Maxwell and JoAnn S. Wilkes to terms on the Citizens' Advisory Committee for Community Development to expire November 1, 2001 and appoint Lois Y. Harrison to a vacancy to expire November 1, 2000.*

Commissioner Sande Calkins - Corbelle, Harrison, Jones, Maxwell and Wilkes

Commissioner Bruce Delaney - Corbelle, Harrison, Jones, Maxwell and Wilkes

Commissioner Edward L. Jennings - Corbelle, Harrison, Jones, Maxwell and Wilkes

Mayor Pro Tem Pegeen Hanrahan - Corbelle, Harrison,

*Jones, Maxwell and Wilkes
Mayor Paula DeLaney - Corbelle, Harrison, Jones, Maxwell
and Wilkes*

This Matter was Approved as Recommended on the Consent Agenda.

980661**City Beautification Board**

RECOMMENDATION *The City Commission appoint E.J. Bolduc, III and Susan S. Reynolds to terms on the City Beautification Board to expire November 1, 2001 and reappoint Martin Rosenzweig and Paul Yatsko to terms to expire November 1, 2001.
Commissioner Sande Calkins - Bolduc, Reynolds, Rosenzweig and Yatsko
Commissioner Bruce Delaney - Bolduc, Reynolds, Rosenzweig and Yatsko
Commissioner Edward L. Jennings - Bolduc, Reynolds, Rosenzweig and Yatsko
Mayor Pro Tem Pegeen Hanrahan - Bolduc, Reynolds, Rosenzweig and Yatsko
Mayor Paula DeLaney - Bolduc, Reynolds, Rosenzweig and Yatsko*

This Matter was Approved as Recommended on the Consent Agenda.

980662**City Plan Board**

RECOMMENDATION *The City Commission reappoint Juddy Carter and Peter M. Polshek to terms on the City Plan Board to expire November 1, 2001 and appoint Melvin Fried to a term to expire November 1, 2001.
Commissioner Sande Calkins - Fried, Robert Pearce and Polshek
Commissioner Bruce Delaney - Carter, Fried and Polshek
Commissioner Edward L. Jennings - Carter, Thomas P. McIntosh and Fredrick P. Peterkin
Mayor Pro Tem Pegeen Hanrahan - Carter, Fried and Polshek
Mayor Paula DeLaney - Carter, McIntosh and Polshek*

This Matter was Approved as Recommended on the Consent Agenda.

980663**Development Review Board**

RECOMMENDATION *The City Commission appoint Thomas B. Samples to a term on the Development Review Board to expire November 1, 2001.*

*Commissioner Sande Calkins - Readvertise
Commissioner Bruce Delaney - Readvertise
Commissioner Edward L. Jennings - Samples
Mayor Pro Tem Pegeen Hanrahan - Samples
Mayor Paula DeLaney - Samples*

This Matter was Approved as Recommended on the Consent Agenda.

980664

Fire Safety Board of Adjustment

RECOMMENDATION *The City Commission reappoint Fred Vyverberg to a term on the Fire Safety Board of Adjustment to expire November 1, 2001.*

*Commissioner Sande Calkins - Vyverberg
Commissioner Bruce Delaney - Vyverberg
Commissioner Edward L. Jennings - Vyverberg
Mayor Pro Tem Pegeen Hanrahan - Vyverberg
Mayor Paula DeLaney - Vyverberg*

This Matter was Approved as Recommended on the Consent Agenda.

980665

Gainesville Enterprise Zone Development Agency

RECOMMENDATION *The City Commission appoint Peter W. Alcorn to a vacancy on the Gainesville Enterprise Zone Development Agency to expire March 31, 2002.*

*Commissioner Sande Calkins - Alcorn
Commissioner Bruce Delaney - Abstain
Commissioner Edward L. Jennings - Alcorn
Mayor Pro Tem Pegeen Hanrahan - Alcorn
Mayor Paula DeLaney - Alcorn*

This Matter was Approved as Recommended on the Consent Agenda.

980666

Nature Centers Commission

RECOMMENDATION *The City Commission reappoint Michael R. Castine, Nancy Parkinson, Katherine Trimble and Penny W. Weber to terms on the Nature Centers Commission to expire November 1, 2001 and appoint Betty J. Harper to a vacancy to expire November 1, 2000.*

*Commissioner Sande Calkins - Castine, Harper, Parkinson, Trimble, Weber and Readvertise
Commissioner Bruce Delaney - Castine, Heather Damron, Harper, Parkinson, Trimble and Weber
Commissioner Edward L. Jennings - Castine, Damron, Harper, Parkinson, Trimble and Weber*

*Mayor Pro Tem Pegeen Hanrahan - Castine, Harper,
Parkinson, Trimble and Weber
Mayor Paula DeLaney - Castine, Harper, Parkinson, Trimble
and Weber*

This Matter was Approved as Recommended on the Consent Agenda.

980667

Public Recreation Board

RECOMMENDATION *The City Commission appoint Heather Damron to a vacancy on the Public Recreation Board to expire June 1, 2001.
Commissioner Sande Calkins - Damron
Commissioner Bruce Delaney - Readvertise
Commissioner Edward L. Jennings - Damron
Mayor Pro Tem Pegeen Hanrahan - Damron
Mayor Paula DeLaney - Damron*

This Matter was Approved as Recommended on the Consent Agenda.

980668

Tree Board of Appeals

RECOMMENDATION *The City Commission appoint Joe Durando to a vacancy on the Tree Board of Appeals to expire January 1, 2001 and appoint Noel Lake to a vacancy to expire January 1, 1999.
Commissioner Sande Calkins - Durando and Lake
Commissioner Bruce Delaney - Durando and Lake
Commissioner Edward L. Jennings - Durando and Lake
Mayor Pro Tem Pegeen Hanrahan - Durando and Lake
Mayor Paula DeLaney - Durando and Lake*

This Matter was Approved as Recommended on the Consent Agenda.

Community Redevelopment Agency, Consent Items

End of Consent Agenda

Adoption of the Agenda

The Agenda was adopted with the following modification: 1) File No. 970990 - Additional back-up material from the City Manager submitted and Agenda and back-up material wording differ; City Attorney back-up material is correct

Citizen Comment (3:00 PM - 3:30 PM)

Rev. Tim Keyes - Employee Group Benefits (NB)

Rev. Keyes expressed his opposition to the City of Gainesville offering group health benefits to same sex partners.

980856**Mayor P. DeLaney - Visit to P.K. Yonge Developmental Research School**

Citizen Mac MacEachern thanked the Mayor for speaking to the 2nd graders at P.K. Yonge Developmental Research School and presented to the Mayor, letters from the children. He further stated that the 1st and 2nd graders would be visiting the airport.

RECOMMENDATION *The City Commission hear comments of appreciation from W.E. "Mac" MacEachern on the Mayor's visit.*

This matter was Discussed

980714**Dr. Gordon Mattison Health Fair**

RECOMMENDATION *The City Commission co-sponsor the Health Fair.*

A motion was made by Commissioner Jennings, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Approved as Recommended. The motion carried unanimously.

980715**Street Litter**

RECOMMENDATION *The City Commission refer to the Public Safety Committee the issue of adding street litter violators to the Civil Citation Process.*

A motion was made by Commissioner Delaney, seconded by Commissioner Calkins, that this matter be Assigned to the Public Safety Committee, due back on April 26, 1998. The motion carried unanimously.

Anne Barkdoll - Clean Air Ordinance (NB)

Citizen Anne Barkdoll requested existing television advertisement time be used by Gainesville Regional Utilities to correct misinformation regarding the Clean Air Ordinance and Utility Rates.

City Commission Comment (If time available)**Charter Officer Updates****Clerk of the Commission**

980671**Citizens' Advisory Committee for Community Development**

Chair P. DeLaney recognized Student Applicants Brian Dassler and Ed Borden who spoke to the matter.

MOTION: Appoint Claire Kallenberger as the Student Adjunct Member of the Citizens Advisory Committee for Community Development, term to expire 8/6/99.

RECOMMENDATION *The City Commission appoint a Student Adjunct member to a term on the Citizens' Advisory Committee for Community Development to expire August 6, 1999.*

A motion was made by Commissioner Delaney, seconded by Commissioner Calkins, that this matter be Approved, as shown above. The motion carried unanimously.

980672**Development Review Board**

MOTION: Appoint Edward Borden to the Development Review Board, term to expire 8/6/99

RECOMMENDATION *The City Commission appoint a Student Adjunct member to a term on the Development Review Board to expire August 6, 1999.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, that this matter be Approved, as shown above. The motion carried unanimously.

980675**Fair Housing Board**

RECOMMENDATION *The City Commission appoint a Student Adjunct member to a term on the Fair Housing Board to expire August 6, 1999.*

This matter was Postponed

980676**Public Recreation Board**

MOTION: Appoint Leslie Press to the Public Recreation Board, term to expire 8/6/99.

RECOMMENDATION *The City Commission appoint a Student Adjunct member to a term on the Public Recreation Board to expire August 6, 1999.*

A motion was made by Commissioner Calkins, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Approved, as shown above. The motion carried unanimously.

980670**Student Adjunct Members****RECOMMENDATION**

The City Commission appoint the following individuals as Student Adjunct members to the referenced boards to terms to expire August 6, 1999.

Bicycle/Pedestrian Advisory Board - Hozefa Botee

Board of Adjustment - Danielle Damato

City Beautification Board - Corey Mathews

Disabled & Elderly Citizens' Advisory Board - Jeffrey R. Goslin

Fire Safety Board of Adjustment - Brooke Curtiss

Gainesville Energy Advisory Committee - R. Maraya (Jane) Singh

Gainesville Enterprise Zone Development Agency - Eduardo Amador

Gainesville/Alachua County Cultural Affairs Board - Brian Dassler

Historic Preservation Board - Daphne Thiele

Nature Centers Commission - Vivian C. Quinn

Pension Review Committee - Courtney E. Slane

Regional Transit System Advisory Board - Brent Gordon

Tree Advisory Board/Tree Board of Appeals - Emily Tracy

Water Management Committee - Stacey Burton

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, that this matter be Approved as Recommended. The motion carried unanimously.

City Manager**980687****Beekeeping in Residential Areas**

Code Enforcement Manager Lisa Koehler gave a presentation.

Chair P. DeLaney recognized Citizen Ralph Graybill who spoke to the matter,

The City Commission instructed staff to enforce the Code relating to bees; and further, asked the Mayor to write a letter to the citizens keeping the bees of the City Commission's deliberation on the issue.

RECOMMENDATION

The City Commission hear a presentation from staff and take appropriate action.

This matter was Discussed

980688 Beville Development Agreement --Corporate Park

Planning Manager Ralph Hilliard gave a presentation.

RECOMMENDATION *The City Commission approve the Beville Development Agreement, subject to approval by the City Attorney as to form and legality.*

A motion was made by Commissioner Delaney, seconded by Commissioner Jennings, that this matter be Approved as Recommended. The motion carried unanimously.

980689 1999 Annexation Initiatives

Strategic Planner Heidi Lannon gave a presentation.

Chair P. DeLaney recognized Eastside Development Task Force Member Ed. Jennings, Jr. who spoke to the matter.

RECOMMENDATION *The City Commission: 1) approve the proposal for two areas recommended for annexation; 2) direct the City Manager to analyze the areas, and produce Urban Services Reports; and 3) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the adoption of an Urban Services Reports and annexation referenda of the areas.*

A motion was made by Commissioner Calkins, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Approved as Recommended. The motion carried unanimously.

General Manager for Utilities**980682 Contract for Office Products (B)**

General Manager for Utilities Mike Kurtz gave a presentation.

RECOMMENDATION *The City Commission authorize the General Manager, or his designee, to execute a three-year contract for a strategic alliance with Office Depot for office products in an amount not to exceed budgeted amounts.*

This matter was Postponed for November 9, 1998

City Attorney

City Auditor**Committee Reports (Pulled from Consent)****Public Works Committee****Personnel & Organizational Structure Committee****Public Safety Committee****Audit & Finance Committee****Legislative Committee****Regional Utilities Committee****Advisory Boards/Committees (Appointments/Reports)****Outside Agencies****971008 New Redevelopment Districts - Legislative File Number 971008 (B)**

Community Redevelopment Agency Executive Director Corey O'Gorman gave a presentation.

Chair P. DeLaney recognized Eastside Development Task force Member Ed Jennings, Jr. who spoke to the matter.

RECOMMENDATION *CRA to the City Commission: 1) consider the idea of a fourth district; and 2) receive information from staff regarding properties off the tax rolls.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Jennings, that this matter be Assigned to the Community Redevelopment Agency, due back on November 16, 1998. The motion carried unanimously.

980705 Gainesville Alachua County Regional Airport Authority for Moratorium on New Towers

Gainesville/Alachua County Regional Airport Director Gene Clerkin gave a presentation.

Chair P. DeLaney recognized Citizen Mac MacEachern who spoke to the matter.

MOTION: Direct City Staff to prepare the required ordinances and authorize other necessary communications for moving the process forward.

RECOMMENDATION *The City Commission hear a request from Gainesville Alachua County Regional Airport Authority and consider a moratorium on construction of new structures which could pose a safety hazard, pending an update of the City's Airport Hazard Zoning Ordinance.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Delaney, that this matter be Approved, as shown above. The motion carried unanimously.

Members of the City Commission

Commission Comments

Recess Until 6:00 PM

Pledge of Allegiance

Westminster Presbyterian Church, Troop 515

Proclamations/Special Recognitions

980679

Red Ribbon Week - October 25-30, 1998

RECOMMENDATION *Alachua County Red Ribbon Week Coordinator Gwen Love to accept the proclamation.*

This matter was Placed on File

980680

James R. Underwood Day - October 26, 1998

RECOMMENDATION *City of Gainesville Retiring Custodial Employee James R. Underwood to accept the proclamation.*

This matter was Placed on File

980681

Crop Walk Day 1998 - November 8, 1998

RECOMMENDATION *Crop Walk Coordinator Reverend Lynwood Walter to accept the proclamation.*

This matter was Placed on File

980703 Dr. Gordon Mattison Day - October 26, 1998

RECOMMENDATION *The family of Dr. Gordon Mattison to accept the proclamation.*

This matter was Placed on File

Public Hearings

Ordinances - 1st Readings- ROLL CALL REQUIRED

980104 Ordinance No. 0-98-79, Petition No. 103LUC98PB

An Ordinance amending the City of Gainesville 1991-2001 Comprehensive Plan, Future Land Use Map; by overlaying the Planned Use District Category over certain property with the future land use category of "Single Family (up to 8 units per acre)"; located in the vicinity of the 5900 block of N.W. 1st Place, north side; 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 Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

980213 Ordinance No. 0-98-89, Petition No. 117PDV-98PB

An ordinance of the City of Gainesville, Florida, rezoning certain lands within the City and amending the Zoning Map Atlas from "RSF-1: 3.5 units/acre single-family residential district" to "Planned Development District"; located in the vicinity of the 5900 block of Northwest First Place, north side and commonly known as Naylor Publications, Inc.; adopting a development plan report and development plan maps; providing additional conditions and restrictions; providing for penalties; providing a severability clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

980273**Ordinance No. 0-98-106; Petition No. 142TCH-98PB**

An ordinance of the City of Gainesville, Florida, amending sections 30-61 (BUS district), 30-62 (BA district), 30-64 (MU-1 district), 30-65 (MU-62 district) and 30-66 (CCD district) to add silk screening on cloth (SIC codes IN-2261 and IN-2262) as uses permitted by right, 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 Calkins, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

980528**Ordinance No. 0-98-108**

An ordinance of the City of Gainesville, Florida, amending section 6-34 relating to adoption of the National Electrical Code, adopting the 1996 edition of the National Electrical Code; 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 Calkins, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

980566**Ordinance No. O-98-104**

An ordinance amending Appendix A of the Gainesville Code of Ordinances by amending subsection Utilities (3)g.3. by revising rates and charges for University of Florida Water Service; Providing for a repealing clause; providing for a severability clause; and, providing a retroactive 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 Hanrahan, seconded by Commissioner Calkins, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

Ordinances - 2nd Readings- ROLL CALL REQUIRED

970990

Ordinance No. 0-98-78, Petition No. 24PDV-98PB

An ordinance of the City of Gainesville, Florida, rezoning certain lands within the City and amending the Zoning Map Atlas from "BT: Tourist-oriented business district" to "Planned Development District"; located in the vicinity of 6901 Newberry Road or the S.E. Corner of Newberry Rd. and I-75, consisting of approximately 9.44 acres, currently known as the Budget Lodge, and to be known as Oaks Square; adopting a development plan report and development plan maps; providing additional conditions and restrictions; providing for penalties; providing a severability clause; and providing an immediate effective date.

Planning Manager Ralph Hilliard gave a presentation.

Petitioner Attorney David Coffey gave a presentation.

AMENDMENTS: 1) Modify Condition 12; 2) Remove Condition 16; and 3) Add Condition 17

Chair P. DeLaney recognized Citizens Rev. Tim Keyes, Frederick Peterkin and Bruce DeLaney who spoke to the matter.

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

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

Votes: Aye: Sande Calkins, Bruce L. Delaney and Pegeen Hanrahan
Nay: Edward L. Jennings, Sr. and Paula M. DeLaney

980349

Ordinance No. 0-98-102

An ordinance of the City of Gainesville, Florida, amending section 4-4 of the Code of Ordinances relating to consumption and sale of alcoholic beverages, providing that alcoholic beverages may be sold by nonprofit organizations at the Downtown Plaza for consumption on the premises under certain conditions;

providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Chair P. DeLaney recognized Citizen Rev. Tim Keyes who spoke to the matter.

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

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

Votes: Aye: Sande Calkins, Bruce L. Delaney and Pegeen Hanrahan

Nay: Edward L. Jennings, Sr. and Paula M. DeLaney

980590

Ordinance No. 0-98-103

An ordinance of the City of Gainesville, Florida, amending subsection 15-4(2)d. of the Code of Ordinances relating to hours for special noise permits, extending the hours for events held on October 31 (Halloween) when October 31 is a Friday or Saturday; 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 Hanrahan, seconded by Commissioner Calkins, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

980628

Ordinance No. 0-98-101

An ordinance of the City of Gainesville, Florida; Relating to its General Government Budget for the Fiscal Year Beginning October 1, 1997 and Ending September 30, 1998; Amending Ordinance No. 970343 as Amended, by Making Certain Adjustments to the General Financial and Operating Plan Budget; and Providing an Immediate Effective Date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

Resolutions- ROLL CALL REQUIRED

Plan Board Petitions**Development Review Board Petitions****Scheduled Evening Agenda Items****Unfinished Business****Commission Comment****C/B. Delaney - Mosquito Spraying (NB)**

Commissioner B. Delaney asked for information on the mosquito spraying, i.e., what is the goal and what is being accomplished.

C/B. Delaney - Boulware Springs Event (NB)

Commissioner B. Delaney thanked all who participated in the event at Boulware Springs for a job well done.

980717 C/B. Delaney - South Main Street Work by FDOT

RECOMMENDATION *The City Commission refer to the Public Works Committee.*

A motion was made by Commissioner Delaney, seconded by Commissioner Calkins, that this matter be Assigned to the Public Works Committee, due back on April 26, 1999. The motion carried unanimously.

980718 C/ B. Delaney - Whippet Inhalent Sales

RECOMMENDATION *The City Commission refer to the City Manager the issue of whippets being sold in businesses on West University Avenue.*

A motion was made by Commissioner Delaney, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Referred to the City Manager, due back on April 26, 1999. The motion carried unanimously.

C/Hanrahan - Rail Trail Conservancy Conference (NB)

Commissioner Hanrahan shared with the Commission information she received at the Rail Trail Conservancy Conference in Miami, Florida.

980719 C/Hanrahan - University Avenue Design Charette

RECOMMENDATION *The City Commission authorize staff to compare the Dover Kohl Charrette to other communities as related to traffic and lane reduction.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Delaney, that this matter be Referred to the City Manager, due back on April 26, 1998. The motion carried unanimously.

980720 C/Hanrahan - City Parks Fencing

RECOMMENDATION *The City Commission refer to staff the issue of changing the type or color of chain link fence at City parks and facilities when replaced.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, that this matter be Referred to the City Manager, due back on April 26, 1998. The motion carried unanimously.

C/Calkins - Beekeeping & Noise Complaint (NB)

Commissioner Calkins stated and the Commission agreed she would like to continue working and researching the issue of beekeeping.

Commissioner Calkins stated she received a complaint regarding amplified sound from a church and would find out more information.

980721 Kirkwood Neighborhood Street Repairs

RECOMMENDATION *The City Commission authorize staff to move forward with the Special Assessment process to obtain the needed survey for title work and preparation of deeds for right of way acquisition.*

A motion was made by Commissioner Calkins, seconded by Mayor- Commissioner Pro Tem Hanrahan, that this matter be Assigned to the Public Works Committee, due back on April 26, 1999. The motion carried unanimously.

Mayor P. DeLaney - Adult Entertainment Zoning (NB)

Chair P. DeLaney asked staff to research and return to the City Commission with information regarding zoning as a use by right for adult entertainment establishments.

Mayor P. DeLaney - WAGES Coalition (NB)

Chair P. DeLaney asked staff to review a request for funding from the WAGES

Coalition.

Mayor P. DeLaney - Joint Use Letter of Support (NB)

Chair P. DeLaney asked the City Manager to review a letter of support for a joint use facility requested by Santa Fe Community College.

Commissioner Hanrahan moved and Commissioner Calkins seconded to ask staff for a report on the lost grant funding (Vote 5-0).

Citizen Comment

Frederick Peterkin - Comments & Concerns (NB)

Citizen Frederick Peterkin made comments regarding the Cooperative Purchasing Agreement by Alachua County; Presentations with color graphics and the Clean Air Ordinance Advertisement.

Rev. Tim Keyes - Clean Air Ordinance (NB)

Rev. Tim Keyes stated that information on the Clean Air Ordinance was in the Gainesville Sun and no further ads were needed by Gainesville Regional Utilities.

Adjournment - 10:00 pm

Items Pending in Committee (for information only)

Kurt M. Lannon, Clerk of the Commission