

City of Gainesville

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



Meeting Minutes

Monday, April 24, 2006

1:00 PM

City Hall Auditorium

City Commission

*Mayor Pegeen Hanrahan (At Large)
Mayor-Commissioner Pro Tem Chuck Chestnut (District 1)
Commissioner Warren Nielsen (At Large)
Commissioner Rick Bryant (At Large)
Commissioner Ed Braddy (District 2)
Commissioner Jack Donovan (District 3)
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 - 1:10 PM

ROLL CALL

Present: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

INVOCATION

The City Commission observed a moment of silence.

CONSENT AGENDA

MOTION: Commissioner Lowe moved and Commissioner Bryant seconded to adopt the Consent Agenda with the following modifications.

(VOTE: 4-0, Commissioners Braddy, Chestnut and Nielsen - Absent, MOTION CARRIED)

MODIFICATIONS:

1. File #0510201 - Depot Substation Distribution Circuit Addition - (Revised back-up submitted).

2. File #051160 - Transportation to Dispersed Meal Sites - (Withdrawn from the agenda).

CITIZEN COMMENT TO THE CONSENT AGENDA: Chair Hanrahan recognized Susan Hall and Reverend Ellington who spoke to the matter.

NOTE: Commissioner Nielsen entered the meeting room at 1:15 PM and Mayor - Commissioner Pro Tem Chestnut entered the meeting room at 1:19 PM.

CITY MANAGER, CONSENT AGENDA ITEMS

051159

Depot Avenue Transportation Corridor Design Consultant (B)

This item involves a request for the City Commission to authorize contract negotiations with Comprehensive Engineering Services, Inc., for Professional Design Services for the Depot Avenue Transportation Corridor Project.

RECOMMENDATION

Recommended Motion: The City Commission: 1) accept the selection of the three most qualified design firms in the order of ranking; 2) authorize the City Manager to initiate contract negotiations with Comprehensive Engineering Services, Inc., for Professional Design Services for the Depot Avenue Transportation Corridor Project in accordance with the Consultants' Competitive Negotiations Act (CCNA); and 3) authorize the City Manager, upon successful contract

negotiations, to execute the contract and any related documents.

Alternative Recommendation A: The City Commission reject the recommended ranking and direct the City Manager to again Request Statements of Qualifications from design firms in accordance with CCNA. This would result in a project delay of approximately four months.

This Matter was Approved as Recommended on the Consent Agenda.

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051160 Transportation to Dispersed Meal Sites (NB)

In order to facilitate the dispersal of meal sites for the homeless from the Downtown Community Plaza, the City is committed to assisting with transportation to the meal sites.

RECOMMENDATION

Recommended Motion: The City Commission allocate \$2,750 for the purchase of half price all day bus passes to be used to provide transportation for homeless persons to and from dispersed meal sites.

Alternative Recommendation A: The City Commission defer action on funding the purchase of bus passes.

Withdrawn

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

051201 Depot Substation Distribution Circuit Addition (B)

Staff recommends awarding the contract to engineer, procure and construct distribution circuit additions in the existing Depot Substation to PSD Inc.

RECOMMENDATION

The City Commission: 1) authorize the Interim General Manager or her designee to execute a contract with PSD, Inc. to engineer, procure and construct distribution circuit additions in the existing Depot Substation; and 2) approve the issuance of a purchase order to PSD, Inc. in an amount not to exceed \$2,540,533.86.

This Matter was Approved as Recommended on the Consent Agenda.

051201_200604241300.pdf

051202**Environmental Consulting Services Agreement (NB)**

Staff requests authorization for additional expenditures under the Agreement with Focus Environmental, Inc. for consulting services.

RECOMMENDATION *The City Commission authorize additional expenditures under the Agreement with Focus Environmental, Inc. for consulting services associated with thermal treatment unit (TTU) issues related to the Poole Roofing/CSXT manufactured gas plant site remediation in an amount not to exceed \$65,000.*

This Matter was Approved as Recommended on the Consent Agenda.

051203**Contract for Customer Satisfaction Research Services (NB)**

Staff recommends award of a contract with RKS Research and Consulting for customer satisfaction research services.

RECOMMENDATION *The City Commission: 1) authorize the Interim General Manager, or her designee, to negotiate a one-year contract with RKS Research and Consulting, a specified source, for customer satisfaction research services with up to three one-year extensions in an amount not-to-exceed \$140,000 per year, subject to approval of the City Attorney as to form and legality, and 2) approve the issuance of purchase orders to RKS Research and Consulting in a not-to-exceed amount of \$140,000 per year, subject to the final appropriation of funds.*

This Matter was Approved as Recommended on the Consent Agenda.

051204**Approval of Contracts for Grounds Maintenance (B)**

Staff recommends award of grounds maintenance contracts for water, wastewater and electric substation facilities.

RECOMMENDATION *The City Commission authorize the Interim General Manager, or her designee, to 1) execute three year contracts for grounds maintenance with: Sunshine State Lawn Service, Inc. for the Murphree Water Plant and its remote facilities and E.W. Reshard, Inc. for the Main Street and Kanapaha Water Reclamation Facilities and the electric substations and 2) issue purchase orders to Sunshine State Lawn Service, Inc. and E. W. Reshard, Inc. in the amount of \$31,555 and \$34,720, respectively, for the initial year of the contract, and*

in amounts not exceeding budgeted amounts for the two subsequent years.

This Matter was Approved as Recommended on the Consent Agenda.

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051205

Well Abandonment and Rehabilitation (B)

Staff recommends approval to abandon five wells and rehabilitate one well and to procure material to perform the work at the J.R. Kelly Generating Station.

RECOMMENDATION

The City Commission approve the issuance of purchase orders for goods and services required for abandonment of five wells and rehabilitation of one well at the J.R. Kelly Generating Station as follows: 1) Layne Christensen Company for the labor to perform well abandonment and rehabilitation in the amount of \$112,994.00 and 2) Gorman Company for bentonite as a abandonment material in the amount \$35,616.00.

This Matter was Approved as Recommended on the Consent Agenda.

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CITY ATTORNEY, CONSENT AGENDA ITEMS

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

051206

2007 Election (B)

RECOMMENDATION

The City Commission schedule the 2007 Election for March 6, 2007, and March 27, 2007.

This Matter was Approved as Recommended on the Consent Agenda.

051206_0508061300.pdf

051211

Resignation of Gainesville Human Rights Board and Historic Preservation Board Member Jeanna M. Mastrodicasa (B)

RECOMMENDATION

The City Commission accept the resignation of Jeanna M. Mastrodicasa from the Gainesville Human Rights Board and the Historic Preservation Board effective immediately.

This Matter was Approved as Recommended on the Consent Agenda.

051211_200604241300.pdf

051213**City Commission Minutes (B)**

RECOMMENDATION *The City Commission approve the minutes of April 3, 2006, April 12, 2006 and April 13, 2006 (Special Meetings); and April 10, 2006 (Regular Meeting); as circulated.*

This Matter was Approved as Recommended on the Consent Agenda.

051213_20060403.pdf
051213a_20060412.pdf
051213c_20060410.pdf

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS**COMMITTEE REPORTS, CONSENT AGENDA ITEMS****PERSONNEL & ORGANIZATIONAL STRUCTURE COMMITTEE, CONSENT****051145****Upgrade Water Distribution/Wastewater Collection System Manager Position to a Water Distribution/Wastewater Collection System Director (B)**

Gainesville Regional Utilities is requesting an Upgrade of a Water Distribution/Wastewater Collection System Manager position to a Water Distribution/ Wastewater Collection System Director from MAP Pay Grade EXK (\$60,377.47 - \$83,019.02) to MAP Pay Grade EXN (\$78,190.58 - \$107,512.04).

RECOMMENDATION *The City Commission approve the upgrade of the Water Distribution/Wastewater Collection System Manager position from Pay Grade EXK \$60,377.47 - \$83,019.02 to Water Distribution/Wastewater Collection System Director, Pay Grade EXN \$78,190.58 - \$107,512.04 in the Management, Administrative, and Professional (MAP) Pay Plan.*

Note: This item is being forwarded as the recommendation of one member of the Committee.

This Matter was Approved as Recommended on the Consent Agenda.

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051146**Addition of A Power Plant Maintenance Planner Position to the Occupational Index (B)**

Gainesville Regional Utilities (GRU) is requesting to add a Power Plant Maintenance Planner position to the Occupational Index at Pay Grade M

(\$47,031.15 to \$58,078.77) of the CWA Skilled Craft/Technical Pay Plan.

RECOMMENDATION *The City Commission approve the addition of a Power Plant Maintenance Planner Classification to the Occupational Index. The recommended salary range for this position is Pay Grade M (\$47,031.15 to \$58,078.77) of the CWA Skilled Craft/Technical Pay Plan.*

Note: This item is being forwarded as the recommendation of one member of the Committee.

This Matter was Approved as Recommended on the Consent Agenda.

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051147

Audit Recommendations of Thirteen (13) CWA Classifications (B)

Requesting approval of the new Technical Support Specialist Series and the upgrade of the Survey Technician Series.

RECOMMENDATION *The City Communication approve the new Technical Support Specialist Series and the upgrade of the Survey Technician Series as shown in the attachment.*

Note: This item is being forwarded as the recommendation of one member of the Committee.

This Matter was Approved as Recommended on the Consent Agenda.

051147_200604241300.PDF

AUDIT & FINANCE COMMITTEE CONSENT

051163

Review of Arthur J. Gallagher & Company Insurance Brokerage Services (B)

RECOMMENDATION *The City Commission: 1) Accept the City Auditor's report and the City Manager's response; and 2) instruct the City Auditor to conduct a follow-up review on recommendations made and report the results to the Audit and Finance Committee.*

This Matter was Approved as Recommended on the Consent Agenda.

051163_20060411.pdf

Passed The Consent Agenda

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

Votes: Aye: Pegeen Hanrahan, Rick Bryant, Craig Lowe and Jack Donovan
Absent: Warren Nielsen, Chuck Chestnut and Edward Braddy

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

MOTION: Commissioner Lowe moved and Commissioner Nielsen seconded to adopt the Regular Agenda with the following modifications.

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

MODIFICATIONS:

- 1. File #040282 - Design Plat and Final Plat - Cottage Grove Cluster Subdivision - (Wrong text file version on Agenda - New version submitted).*
- 2. File #051228 - Local Agency Program Agreement for the NW 53rd Avenue at Main Street Safety Improvements Project - (New item to be added to the agenda under Resolutions).*
- 3. File #051210 - Youth Awareness Day Proclamation - (Withdrawn from the Agenda).*
- 4. File #060003 - Junior League of Gainesville's Kids in the Kitchen Week 2006 - (Add to the agenda under Proclamations).*

CLERK OF THE COMMISSION

CHARTER OFFICER UPDATES

GENERAL MANAGER FOR UTILITIES

CITY MANAGER

051052

Legislative Update (B)

The City Commission will receive an update from staff on legislative affairs.

RECOMMENDATION

The City Commission receive a report from staff and take action if appropriate.

Heard

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CITY ATTORNEY

CITY AUDITOR

EQUAL OPPORTUNITY DIRECTOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

PUBLIC SAFETY COMMITTEE

REGIONAL UTILITIES COMMITTEE

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

OUTSIDE AGENCIES

MEMBERS OF THE CITY COMMISSION

051129

Annual Performance, Salary, and Benefits Review - Equal Opportunity Director, City Auditor and Clerk of the Commission (NB)

FIRST MOTION: Commissioner Nielsen moved and Mayor-Commissioner Pro Tem Chestnut seconded to approve a 3.5% salary increase for the Equal Opportunity Director, retroactive to his anniversary date.

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

SECOND MOTION: Mayor-Commissioner Pro Tem Chestnut moved and Commissioner Lowe seconded to approve a 3.8% salary increase for the City Auditor, retroactive to his anniversary date.

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

THIRD MOTION: Commissioner Nielsen moved and Commissioner Lowe seconded to approve a 3.6% salary increase for the Clerk of the Commission, retroactive to his anniversary date.

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

RECOMMENDATION

As required by the Equal Opportunity Director's, City Auditor and Clerk of the Commission employment agreements, the City Commission conduct the annual performance, salary, and benefits review.

Approved, as shown above (Motions)**051214****Commissioner Warren Nielsen - "SFCC Fine Arts & Media Program launches Alberto Alonso Film Premier" (NB)**

Chair Hanrahan recognized Steve Robittalle and Dafney Stacy who gave presentations.

RECOMMENDATION *The City Commission hear a presentation from Steve Robittalle.*

Heard**051215****Mayor Pegeen Hanrahan - Kiwanis Club of Gainesville (B)**

Chair Hanrahan recognized Sam Butz who gave a presentation.

MOTION: Mayor-Commissioner Pro Tem Chestnut moved and Commissioner Donovan seconded to authorize \$2,000 from the City Commission Contingency Fund to co-sponsor the 2nd Annual Word's Greatest Baby Shower, (Saturday, May 6, 2006 from 9:00 PM - 1:00 PM at Lincoln Middle School) in partnership with the Kiwanis Clubs of Gainesville.

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

RECOMMENDATION *The City Commission hear a presentation from Chris Dodd or Sam Butz regarding the "Baby Shower" activity.*

Approved as shown above (See Motion)

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COMMISSION COMMENTS (if time available)**Mayor-Commissioner Pro Tem Chuck Chestnut**

A. Quinn Jones House Donations for African-American Museum - City Manager to bring back to the City Commission.

RECESS - 2:41 PM**RECONVENE - 5:45 PM****PLEDGE OF ALLEGIANCE (5:30pm)**

Girl Scout Troop 621

PROCLAMATIONS/SPECIAL RECOGNITIONS

051208

Mirage Manufacturing Business Appreciation Day - April 24, 2006 (B)

RECOMMENDATION *Mr. Ken Fickett of Mirage Manufacturing to accept the proclamation.*

Heard

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051209

Small Business Week 2006 - April 24-28, 2006 (B)

RECOMMENDATION *City of Gainesville Small Business Procurement Program Coordinator Shaad Rehman to accept the proclamation.*

Heard

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051210

Youth Awareness Day - August 5, 2006 (B)

RECOMMENDATION *Community Activist Wayne L. Lawrence to accept the proclamation.*

Withdrawn

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060003

Junior League of Gainesville's Kids in the Kitchen Week 2006 - April 22-29, 2006 (NB)

RECOMMENDATION *Community Vice President for the Junior League of Gainesville Sherilyn Ferris to accept the proclamation.*

Heard

CITIZEN COMMENT

Gabe Kaimowitz

Appreciation for Mayor-Commissioner Pro Tem Chestnut and Commissioner Warren Nielsen

Vanessa Anthony

Kennedy Homes

Michael Bowie

Kennedy Homes

Erica Acebo

Invisible Children Event

Debra Rebmann

Alachua County School Concurrency Project

Betsy Hurst

Alachua County School Concurrency Project

Kali Blount

Advisory Boards/Committees

See following File #060008.

060008

Kali Blount - Citizen Comment Regarding City of Gainesville and Alachua County Advisory Boards (B)

RECOMMENDATION

The City Commission hear a presentation from Kali Blount and place back-up submitted on file.

Placed on File

Walter Willard

Various Issues

Hannah Covert

Nature Centers Commission - Discussion of large events at nature parks.

Richard Selwach

1. Codification Language for the Airport Authority
2. Airport Utility Bills

Michala Muniz

Homeless Feedings in the Carol Estates Neighborhood

Tana Roper

Fire of God Ministries - Special Use Permit for Homeless Feedings

060009

Tanna Roper - Citizen Comment - Fire of God Ministries - Special Use Permit for Feeding the Homeless (B)

RECOMMENDATION *The City Commission hear a presentation from Ms. Roper regarding the Special Use Permit for Homeless Feedings at the Fire of God Ministries.*

Placed on File

PUBLIC HEARINGS**ORDINANCES, 1ST READING- ROLL CALL REQUIRED****050770****STREET VACATION - EAST OF GPD (B)****Ordinance No. 0-06-47, Petition 176SVA-05PB**

An ordinance of the City of Gainesville, Florida, to vacate, abandon and close a public right-of-way generally located at Northwest 7th Place, west of Northwest 5th Street and east of an abandoned railroad right-of-way, as more specifically described in this Ordinance; 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 Lowe, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan
Absent: Chuck Chestnut

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051124

ANNEXATION - BEVILLE 2 (B)

Ordinance No. 0-06-42

An Ordinance of the City of Gainesville, Florida, annexing a portion of the City of Gainesville Reserve Area Pursuant to Chapter 90-496, Special Acts, Laws of Florida, 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 comprised of a portion of Tax Parcel 06715-000-000, generally located south of the city limits, west of the vicinity of SW 34th Street and the City limits, north of the City limits and east of Tax Parcel 06715-001-000; 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 City Manager and Clerk of the Commission; providing a severability clause; and providing an immediate effective date.

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

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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051161

URBAN SERVICES REPORT – CORRECTIVE ORDINANCE – DAUTEL (B)

Ordinance No. 0-06-51

An ordinance of the City of Gainesville, Florida, correcting a scrivener's error in the title, text and Urban Services Report as described in Ordinance 050652 adopting the Urban Services Report pursuant to Chapter 90-496, Special Acts, Laws of Florida, as amended, known as the Alachua County Boundary Adjustment Act for an area located south of the City limits, west of the vicinity of SW 34th Street and the City limits, north of the vicinity of SW 20th Avenue and east of SW 37th Street; providing directions to the City Manager, the City Attorney and the Clerk of the Commission; providing a repealing clause; providing a severability clause; 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 ordinance.*

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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ORDINANCES, 2ND READING- ROLL CALL REQUIRED

050768

UNIVERSITY HEIGHTS SPECIAL AREA PLAN AMENDMENT (B)

Ordinance No. 0-06-38; Petition 174TCH-05 PB

An ordinance of the City of Gainesville, Florida, amending Appendix A, Section 6 of the Land Development Code, University Heights Special Area Plan; amending prohibited uses in the University Heights Special Area Plan; providing for rehabilitation centers by a Special Use Permit; amending height limits to be consistent with those in the Urban Mixed Use-2 (UMU-2) zoning district; amending the land use and building type matrix to include Urban Mixed-Use (UMU-2); 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 Nielsen, seconded by Mayor-Commissioner Pro Tem Chestnut, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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050882

URBAN SERVICES REPORT – ALAMAR GARDENS, LLC

Ordinance No. 0-06-37

An Ordinance of the City of Gainesville, Florida; adopting an Urban Services Report which sets forth the plans to provide urban services to an area comprised of Tax Parcels 06680-001-000, 06745-002-000 and 06745-002-001, and generally located south of the City limits and Tax Parcel 06745-000-000, west of the vicinity of SW 42nd Avenue, north of SW 20th Avenue, and east of the City limits; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, Special Acts, Laws of Florida, as amended, known as the Alachua County Boundary Adjustment Act; providing directions to the City Manager, the City Attorney and the Clerk of the Commission; providing a

repealing clause; providing a severability clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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RESOLUTIONS- ROLL CALL REQUIRED

051200

GPD HEATING/VENTILATING/AIR CONDITIONING SYSTEMS (B)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA, APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF A MASTER LEASE PURCHASE AGREEMENT AND RELATED LEASING SCHEDULE WITH SIEMENS FINANCIAL SERVICES, INC. PERTAINING TO CERTAIN EQUIPMENT; DELEGATING TO EACH OF THE CITY MANAGER, THE ADMINISTRATIVE SERVICES DIRECTOR AND THE FINANCE DIRECTOR OF THE CITY THE AUTHORITY TO EXECUTE AND DELIVER SUCH MASTER LEASE PURCHASE AGREEMENT AND RELATED DOCUMENTS ON BEHALF OF THE CITY; PROVIDING CERTAIN OTHER DETAILS IN CONNECTION WITH SUCH TRANSACTION; PROVIDING AN EFFECTIVE DATE.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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051228

Resolution for a Local Agency Program Agreement for the NW 53rd Avenue at Main Street Safety Improvements Project (B)

This item involves a Resolution authorizing the City Manager to execute a Local Agency Program (LAP) Agreement between the City of Gainesville and the Florida Department of Transportation (FDOT) for the NW 53rd Avenue at

Main Street Safety Improvements Project.**RECOMMENDATION**

Recommended Motion: The City Commission: 1) adopt the Resolution; and 2) authorize the City Manager to execute a LAP Agreement for the NW 53rd Avenue at Main Street Safety Improvements Project in the amount of \$250,000.

Alternative Recommendation A: The City Commission reject the motion to adopt the Resolution, which will result in the City of Gainesville losing \$250,000 in funding for the NW 53rd Avenue at Main Street Safety Improvements Project. This will require the Public Works Department to utilize their capital improvement budget allocated for other projects for this project. This action will greatly impact the progress and funding for other capital projects.

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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PLAN BOARD PETITIONS**DEVELOPMENT REVIEW BOARD PETITIONS****040282****Design Plat and Final Plat -Cottage Grove Cluster Subdivision (B)**

Petition 17SUB-04DB, Rick Hall, agent for Dixieland Enterprises, L.L.C. Design plat and final plat approval of Cottage Grove Cluster Subdivision, 17 lots on 6.51 acres more or less. Located in the vicinity of Northwest 54th Lane and Northwest 34th Street, west side. Zoned: RSF-2.

City of Gainesville Planner Gene Francis gave a presentation.

Chair Hanrahan recognized Attorney for the Developer Rob Lash and Tom Hocktor who spoke to the matter.

City of Gainesville Community Development Director Tom Saunders made comments.

Chair Hanrahan recognized Walter Willard who made comments.

RECOMMENDATION

The City Commission: 1) reapprove the design plat of Petition 17SUB-04DB with City staff's amended recommendations, eliminating the requirement for a masonry wall along a portion of the south property line and allowing the removal of the existing live oak tree from the rear cul-de-sac; 2) approve

the final plat of Petition 17SUB-04DB, with City staff's amended recommendations as stated above; and 3) adopt the following resolution: A Resolution approving the final plat of "Cottage Grove, A Cluster Subdivision", located in the vicinity of Northwest 54th Lane and Northwest 34th Street, west side; authorizing the City Manager or designee, to execute a Surety Agreement to secure the construction of public improvements; providing directions to the Clerk of the Commission; and providing an immediate effective date.

Alternative Recommendation A: 1) The City Commission approve the design plat and final plat without City staff's amended recommendations, by requiring that the masonry wall be installed, and if the existing live oak is removed, require that a replacement live oak be planted within the cul-de-sac; and 2) adopt the following resolution: A Resolution approving the final plat of "Cottage Grove, A Cluster Subdivision", located in the vicinity of Northwest 54th Lane and Northwest 34th Street, west side; authorizing the City Manager or designee, to execute a Surety Agreement to secure the construction of public improvements; providing directions to the Clerk of the Commission; and providing an immediate effective date.

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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SCHEDULED EVENING AGENDA ITEMS

051207

Commissioner Warren Nielsen and Chuck Chestnut (NB)

Chair Hanrahan recognized Reverend Earl Young, Bob Karp and Hu Wong who spoke to the matter.

RECOMMENDATION

The City Commission hear comments from Commissioner Warren Nielsen Mayor-Commissioner Pro-Tem Chuck Chestnut, the Mayor, City Commissioners and the public.

Heard

UNFINISHED BUSINESS

COMMISSION COMMENT

Commissioner Rick Bryant

Re: Special CRA Meeting, Monday, May 1, 2006.

CITIZEN COMMENT

There were no citizens who wished to speak during Citizen Comment

ADJOURNMENT - 9:31 PM

Kurt M. Lannon, Clerk of the Commission